

# CITY COUNCIL MEETING

MUNICIPAL COMPLEX, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, PORTSMOUTH, NH  
DATE: MONDAY, DECEMBER 6, 2021 TIME: 7:00PM

*Members of the public also have the option to join the meeting over Zoom, a unique meeting ID and password will be provided once you register. To register, click on the link below or copy and paste this into your web browser:*

[https://us06web.zoom.us/webinar/register/WN\\_xh38uFnATEuCHWqaDqIPLq](https://us06web.zoom.us/webinar/register/WN_xh38uFnATEuCHWqaDqIPLq)

## AGENDA

- I. **WORK SESSION – THERE IS NO WORK SESSION THIS EVENING**
- II. **PUBLIC DIALOGUE SESSION** [when applicable – every other regularly scheduled meeting] – **N/A**
- III. **CALL TO ORDER** [7:00 p.m. or thereafter]
- IV. **ROLL CALL**
- V. **INVOCATION**
- VI. **PLEDGE OF ALLEGIANCE**

### PROCLAMATION

1. Purple Heart Community

- VII. **ACCEPTANCE OF MINUTES – OCTOBER 14, 2021, OCTOBER 18, 2021 AND OCTOBER 27, 2021** (*Sample motion – move to accept and approve the October 14, 2021, October 18, 2021 and October 27, 2021 City Council meeting minutes*)
- VIII. **RECOGNITIONS AND VOLUNTEER COMMITTEE REPORTS**
- IX. **PUBLIC COMMENT SESSION –** (*participation may be in person or via Zoom*)
- X. **PUBLIC DIALOGUE SUMMARY** [when applicable] – **N/A**
- XI. **PUBLIC HEARING AND VOTE ON ORDINANCE AND/OR RESOLUTIONS**

### Public Hearing & Second Reading of Ordinances:

- A. **ORDINANCE AMENDING CHAPTER 1, ARTICLE IV – COMMISSIONS AND AUTHORITIES, ADDING SECTION 1.415 – CEMETERY COMMITTEE**

## **XII. MAYOR BECKSTED**

1. Appointments to be Considered:
  - Jesse Lynch appointment to the Audit Committee
  - Mika Court appointment to the Conservation Commission
  - Andrew Ward appointment to the Economic Development Commission
  - Jane Begala appointment to the Planning Board
  - Andrew Samonas appointment as Alternate to the Planning Board
  - Franco DiRienzo appointment as Alternate to the Planning Board

- Thomas Watson reappointment to the Trustees of the Trust Fund
  - Paul Mannle appointment to the Zoning Board of Adjustment
2. \*Appointments to be Voted:
    - Abigail Gindele appointment to the Conservation Commission as an Alternate
    - Jacob Lehoux appointment to the Economic Development Commission
    - James Hewitt appointment to the Planning Board
    - Greg Mahanna appointment to the Planning Board
    - Effie Malley appointment to the Sustainable Practices Blue Ribbon Committee
    - Thomas Rossi appointment to the Zoning Board of Adjustment
  3. \*Establish Holiday Parking

### **XIII. CITY COUNCIL MEMBERS**

#### **A. ASSISTANT MAYOR SPLAINE**

1. \*Artificial Turf Playing Field (***Sample motion – move that the City Council requires the City Manager to commission independent third party testing for PFAS of the new artificial turf playing field. As recommended by independent experts, the testing shall use the targeted analysis for 75 PFAS, non-targeted PFAS analysis and total oxidizable precursor (TOP) assay methods to look for the presence of PFAS in the synthetic turf, shock pad, and infill material. The results will be provided to the City Council***)

#### **B. COUNCILOR McEACHERN**

1. \*Update on Turf Fields Meeting

#### **C. COUNCILOR WHELAN**

1. \*New Turf Field --- testing
2. Informational Only – Letter of Termination to Michael Kane
3. Informational Only – Letter regarding Refund of Deposit

#### **D. COUNCILOR LAZENBY**

1. \*Request for Clarification from City Attorney and/or City Manager regarding voting guidelines and funding for issues involving direct legal liability

#### **E. COUNCILOR KENNEDY**

1. \*Skateboard Park Blue Ribbon Presentation given by the Committee (***Sample motion – move to allocate \$2.2 million dollars for a skateboard park, recreational field and pump track for the children of Portsmouth***)
2. \*Unseal Non-Public Session Minutes (***Sample motion – move to unseal the minutes for the last three City Council Non-Public meetings on the McIntyre***)

#### **F. COUNCILOR TRACE**

1. Informational - Request for Proposals (currently asking for letters of interest) for the Thomas J. McIntyre property

#### XIV. APPROVAL OF GRANTS/DONATIONS

- A. \*Acceptance of Donation to Portsmouth 400<sup>th</sup>
- Geoff T. Smith - \$20.00  
***(Sample motion – move to approve and accept the donations as presented)***
- B. \*Acceptance of Donation to the Skateboard Park
- Steve De Trolio - \$2,100.00  
***(Sample motion – move to approve and accept the donations as presented)***

#### XV. CITY MANAGER'S ITEMS WHICH REQUIRE ACTION

##### A. CITY MANAGER CONARD

##### ***City Manager's Items Which Require Action:***

1. Approval of 2022 City Council Meeting Calendar
2. Sale of Commercial Safe
3. Request for Public Hearing and Adoption of Bond Resolution in the Amount of \$10,000,000.00 for the Acquisition of Community Campus
4. Request for Public Hearing Regarding Supplemental Appropriation for Operating Expenses of Community Campus Upon Acquisition for Fiscal Year Ending June 30, 2022
5. Request for Public Hearing and Supplemental Appropriation in the Amount of \$75,000.00 for the McIntyre Principle Group Work
6. Request for Public Hearing and Supplemental Appropriation in the Amount of \$75,000.00 for McIntyre Litigation
7. Street Naming for 83 Peverly Hill Road
8. Request to Join Opioid Settlement Agreement

#### XVI. CONSENT AGENDA

##### ***(Proper Motion for Adoption of Consent Agenda - move to adopt the Consent Agenda)***

- A. Letter from Becky Kates, Krempels Center, requesting permission to hold the 25<sup>th</sup> Annual Cisco Brewers Portsmouth Memorial Day 5K on Sunday, May 29, 2022 at 11:00 a.m. ***(Anticipated action – move to refer to the City Manager with Authority to Act)***
- B. Request for License to Install a Projecting Sign for owner Stacy Moore, Burgers Etc., LLC d/b/a Stroll Café for property located at 23 Portwalk Place ***(Anticipated action - move to approve the aforementioned Projecting Sign Licenses as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement for this request)***

**Planning Director's Stipulations**

- ***The license shall be approved by the Legal Department as to content and form;***
- ***Any removal or relocation of projecting sign, for any reason, shall be done at no cost to the City; and***
- ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting sign, for any reason shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***

**XVII. PRESENTATION & CONSIDERATION OF WRITTEN COMMUNICATIONS & PETITIONS**

- A. Email Correspondence (***Sample motion – move to accept and place on file***)
- B. Letter regarding the need for a Taxi Commission
- C. Letter from Gretchen Rath, Portsmouth Fabric Company, requesting retailers to be invited to any meetings convened regarding downtown parking
- D. Letter from Attorney Kenneth Murphy, Rainboth, Murphy & Lown, PA, regarding Worth Lot Parking Agreement Revision (***Sample motion – move to refer to the Legal Department for report back***)
- E. Materials from Kristen Mello regarding PFAS

**XVIII. CITY MANAGER'S INFORMATIONAL ITEMS**

- 1. Report Back on Recommendation from Planning Board Regarding Community Campus
- 2. Report Back on Parking for Individuals with Disabilities as Requested by Councilor Kennedy
- 3. Report Back on Unaudited FY21 Results As Requested by Councilor Huda
- 4. Turf Athletic Field – Updated Staff Report of PFAS Testing Options and Manufacturer Response to Inquiry

**XIX. MISCELLANEOUS BUSINESS INCLUDING BUSINESS REMAINING UNFINISHED AT PREVIOUS MEETING**

**XX. ADJOURNMENT [at 10:30 p.m. or earlier]**

*\*Indicates verbal report*

**KELLI L. BARNABY, MMC/CNHMC  
CITY CLERK**