

TO: KAREN CONARD, CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN AT THE PORTSMOUTH CITY COUNCIL MEETING HELD IN THE EILEEN DONDERO FOLEY COUNCIL CHAMBERS ON MONDAY, MAY 2, 2022

PRESENT: MAYOR McEACHERN, ASSISTANT MAYOR KELLEY, COUNCILORS TABOR, DENTON, MOREAU, LOMBARDI, BLALOCK AND COOK

ABSENT: COUNCILOR BAGLEY

1. Proclamation – Poet Laureate – Mayor McEachern read the Proclamation and proclaimed Diannely Antigua as the Portsmouth Poet Laureate for a two year term.
2. Proclamation – Drinking Water Week – Mayor McEachern read the Proclamation declaring May 1st – May 7th as Portsmouth Drinking Water Week.
3. Proclamation – Professional Municipal Clerks Week – Mayor McEachern read the Proclamation recognizing the week of May 1 through May 7, 2022, as Professional Municipal Clerks Week and further extend appreciation to Portsmouth’s Professional Municipal Clerk, Kelli L. Barnaby, Master Municipal Clerk for the vital services performed and her exemplary dedication to the community.
4. Acceptance of Minutes – April 18, 2022 – **Voted** to accept and approve the minutes of the April 18, 2022 City Council meeting.
5. Public Comment Session – There were 11 speakers: Roy Helsel (Partner’s McIntyre); Nancy Gentile (Parking for 20 Islington Street residents); Peter Whelan (Settlement McIntyre); Mark Brighton (Elections – Ethics Statement); Esther Kennedy (Diversity); Petra Huda (Budget); Zelita Morgan (Governance Committee); Paige Trace (Sagamore Avenue meeting, Governance Committee and McIntyre); Bill Downey, Peter Somssich (McIntyre); and Rick Becksted (Demolition).
6. **Voted** to suspend the rules and bring forward Item XIII. B. – Presentation by Valerie Rochon and Susan Labrie regarding “Portsmouth’s 400th Anniversary Celebration.”
7. Presentation by Valerie Rochon and Susan Labrie regarding “Portsmouth’s 400th Anniversary Celebration” – Valerie and Susan provided a detail presentation regarding the Portsmouth 400th Anniversary Celebration. Valerie and Susan spoke to the goal to bring our community together by creating opportunities to tell our stories through programs, event, exhibits and legacy projects. Categories for the events include Values, Arts & Culture, Commerce & Trade, Community & Neighborhoods, Education, Military & Maritime, Signature Events and Legacy Projects. The discussion of program funding, and the acceptance by the Committee of donations or grants. In conclusion, Valerie and Susan thanked Mayor McEachern, Assistant Mayor Kelley, Councilors, and City Manager Conard for their assistance with the event. They indicated it is important to plan now to make history! Be part of the celebration in 2023!

8. Public Hearing and Vote on Ordinance and/or Resolution – Resolution Authorizing a Supplemental Appropriation from Fund Balance for the Settlement Agreement between the City of Portsmouth and SOBOW Square LLC. And costs associated with Design and Engineering related to the McIntyre Property

That the City Council has determined that the sum of Nine Hundred Thousand (\$900,000.00) Dollars is to be Appropriated from Fund Balance to Defray the Expenditures for the Settlement Agreement between the City of Portsmouth and SOBOW Square LLC. And costs associated with Design and Engineering related to the McIntyre Property for the Fiscal Year Ending in June 30, 2022

That, the Settlement amounts to be made on or before July 15, 2022 One Million (\$1,000,000.00) Dollars and on or before July 15, 2023 Five Hundred Thousand (\$500,000.00) Dollars will be made using future available revenues which may include Fund Balance

That, to meet this Appropriation, the City Manager is Authorized to Transfer these funds from Committed Fund Balance – Held a public hearing. **On a roll call 7-1, voted** to adopt the proposed Supplemental Appropriation Resolution for the settlement agreement between the City of Portsmouth and SOBOW Square LLC, and costs associated with design and engineering related to the McIntyre property, as presented. Councilors Tabor, Denton, Moreau, Lombardi, Blalock, Cook and Mayor McEachern voted in favor. Assistant Mayor Kelley voted opposed.

9. **Voted** to suspend the rules in order to bring forward Item XIII. E. – Letter from Attorney Sherilyn Burnett Young, Rath, Young and Pignatelli, P.C., regarding Application for Urbanized Shoreland Exemption – RSA 483-B:12, Subject Property: 57 Salter Street.
10. Letter from Attorney Sherilyn Burnett Young, Rath, Young and Pignatelli, P.C., regarding Application for Urbanized Shoreland Exemption – RSA 483-B:12, Subject Property: 57 Salter Street – **Voted** to refer to the Planning Board for report back.
11. One Year Lease Extension of Portsmouth Public Media, Inc., (PPMtv) Lease of the South Meeting House – **Voted** to approve the one year extension of PPMtv’s lease of the South Meeting House with the City. Councilor Cook recused from voting on this matter.
12. Consent Agenda – **Voted** to adopt the Consent Agenda.
- A. Eversource Petitions and Pole License Requests:
- Installation of 1 pole on Banfield Road #63-0684
 - Installation of 2 poles on Borthwick Avenue #63-0699
 - Installation of 1 pole on Boyan Place #63-0681
 - Installation of 1 pole on McKinley Road #63-0711
 - Installation of 2 poles on Middle Street #63-0713
 - Installation of 1 pole on Sagamore Avenue #63-0707
 - Installation of 1 pole on Vine Street #63-0668
- (Anticipated action – move to refer to the City Manager with Authority to Act)***

- B. Letter from David Grilk, Conventures, Inc., requesting permission to hold the 2022 Seacoast Cancer Community Celebration and 5K on Saturday, September 24, 2022 and Sunday, September 25, 2022 (***Anticipated action – move to refer to the City Manager with Authority to Act***)
- C. Request from Barton & Gray Mariners Club, of Port City Realty Group, LLC to install a Projecting Sign at 20 Ladd Street (***Anticipated action - move to approve the aforementioned Projecting Sign License 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 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***
13. Email Correspondence – **Voted** to accept and place on file.
14. Letter from the Town of Rye Selectmen to PDA regarding Proposed Cargo Facilities – **Voted** to accept and place on file.
15. Letter from Jim Teetzel, Wilcox Industries regarding Portsmouth 400 Year Concept Plan – **Voted** to refer to the City Manager to coordinate the public art process in conjunction with the Arts and Non-Profit Committee and the Portsmouth 400th Committee for a report back to the City Council for final approval.
16. Appointments to be Voted – **Voted** to appoint Michael Griffin to the Portsmouth Housing Authority until April 1, 2027; reappointments of Robert Bogardus and Kory Sirmaian to the Recreation Board until April 1, 2025.
17. Electric Vehicle Charging Station Zoning Amendments – **On a unanimous roll call 8-0, voted** to approve and send the draft Zoning Ordinance amendments regarding Electric Vehicle Charging Stations to the Planning Board for review and recommendation back to the City Council for first reading.
18. Request for ADA Parking Space on Cass Street, by Connections Peer Support Center – **Voted** to approve HP parking space 30 feet from crosswalk on north side of Cass Street, east of Islington Street.

19. Parking and Traffic Safety Committee Action Sheet and Minutes of April 7, 2022 – **Voted** to accept and approve the action sheet and minutes of the April 7, 2022 Parking and Traffic Safety Committee meetings.
20. Community Conversations – **Voted** to request that the City Manager develop a series of Community Conversations starting in June 2022 around issues of Diversity, Equity, Inclusion, and Justice.
21. Approval of Homestead Grant Award from the US Department of Safety for the Seacoast Emergency Response Team (SERT) to purchase search and rescue equipment - \$29,024.39 – **Voted** to approve and accept the grant for the Police Department as presented.
22. Approval of Donation from Wilcox Industries Corp. for the Portsmouth Police Honor Guard to attend specialized training as well as attend the Police Memorial in Washington, DC. This year, Portsmouth Police K9 Max will be added to the memorial, following his 2019 line-of-duty death - \$5,000.00 – **Voted** to approve and accept the donation for the Police Department as presented.

Councilor Cook requested a report back on whether these type of events/training are budgeted for or supplemental requests.

23. Acceptance of Donation in the form of five (5) \$20.00 gift certificates from JL Nails & Spa on Woodbury Avenue for the Portsmouth Police Department – **Voted** to approve and accept the donation for the Police Department as presented.
24. Report Back on Fee Waivers for Peirce Island Outdoor Pool and Boat Launch for Military, Military Dependents, Veterans and Veteran Caregivers – **Voted** to adopt a Military discount at the Peirce Island Outdoor Pool (free for children, \$2.00 per adult), the Peirce Island Boat Launch, a Military discount of 50% off all fees:
 - *Non-motorized water craft - \$5.00*
 - *Motorized craft - \$10.00*
 - *Commercial boats - \$15.00*
 - *Season pass - \$75.00*

Also, hosting a “Military Appreciation Day” during the summer, with free admission for military members and their families, with the potential of making this an annual event.

25. Miscellaneous Business Including Business Remaining Unfinished at Previous Meeting - **Voted** that the City Manager report back on individual department policies and city standard policies on the acceptance of donations and gifts.
26. Adjournment – At 10:30 p.m., voted to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, MMC/CNHMC
City Clerk