

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 TUESDAY, JUNE 21, 2022
PRESENT: MAYOR McEACHERN, ASSISTANT MAYOR KELLEY, COUNCILORS TABOR, DENTON, MOREAU, BAGLEY, LOMBARDI, BLALOCK AND COOK

1. **Voted** to adjourn the Non-Public Session and seal the minutes.
2. Proclamation – United States Constitution Day – Mayor McEachern read the Proclamation declaring June 21, 2022 as United States Constitution Day marking the 234th birthday of the US Constitution.

Sue Polidura portraying John Langdon’s sister Elizabeth, accepted the Proclamation with thanks and appreciation.
3. Proclamation – Juneteenth 2022 in Portsmouth – Assistant Mayor Kelley read the Proclamation declaring Juneteenth 2022 in Portsmouth and urged all members of the community to learn more about the Emancipation Proclamation and history behind this holiday. Further, to join in celebrations, commemorations and other programs and tributes organized by community members such as the Black Heritage Trail of NH, the Seacoast African American Cultural Center and Black Lives Matter Seacoast.
4. Acceptance of Minutes – May 2, 2022 & May 9, 2022 – **Voted** to accept and approve the minutes of the May 2, 2022 and May 9, 2022 City Council meetings.
5. Recognitions and Volunteer Committee Reports – Portsmouth High School Boys Track Team Division I State Champions – Mayor McEachern recognized the Boys Track Team for their Division I State Championship. Athletic Director Koz read the names of each student while Mayor McEachern presented each student with a plaque in recognition of their achievements and winning the Division I State Championship.
6. Recognitions and Volunteer Committee Reports – Portsmouth High School Girls Lacrosse Team Division II State Champions – Mayor McEachern recognized the Girls Lacrosse Team for their Division II State Championship and that they are all honor students. He further stated that this is the Girls 5th Consecutive Win. Athletic Director Koz read the names of each student while Mayor McEachern presented each student with a plaque in recognition of their achievements and winning the Division II State Championship.
7. Recognitions and Volunteer Committee Reports – Portsmouth High School Boys Lacrosse Team Division II State Champions – Mayor McEachern recognized the Boys Lacrosse Team for their Division II State Championship. Athletic Director Koz read the names of each student while Mayor McEachern presented each student with a plaque in recognition of their achievements and winning the Division II State Championship.

8. Public Comment Session – There were 11 speakers: Andrea Amico (Turf); Roy Helsel (Land Use Boards/Turf); Caroline McCaughey; Trevor Ristow, Bill Carmada (State Street Bricks); Vicki Fox David (West End Street Brick); Amy-Mae Court (Skatepark Fundraiser); Dave Cosgrove (Skatepark Fundraiser & Turf Field); Olivia Annunziata Blaisdell, Emily Stokel (Indigenous People’s Day); and Petra Huda (1386A MOA – Pg. 51 of Council Packet).
9. First reading of Ordinance amending Chapter 1, Article IV, Section 1.413: Trees and Public Greenery Committee – **On a unanimous roll call 9-0, voted** to pass first reading and hold a public hearing and second reading at the July 11, 2022 City Council meeting.
10. First reading of Ordinance amending Chapter 1, Article VIII – Code of Ethics – **On a unanimous roll call 9-0, voted** to pass first reading and hold a public hearing and second reading at the July 11, 2022 City Council meeting.
11. Approval of Local 1386A Memorandum of Agreement – **Voted** to approve the proposed Memorandum of Agreement with Local 1386A as presented.
12. **Voted** to suspend the rules in order to bring forward Item XVI. D. – Acceptance of Memorial Bench Donation in Memory of Vernon Boardman - \$2,200.00.
13. Acceptance of Memorial Bench Donation in Memory of Vernon Boardman - \$2,200.00 – **Voted** to accept and approve the Memorial Bench Donation in memory of Vernon Boardman, as presented.
14. **Voted** to suspend the rules in order to bring forward Item XIII. B. - Letter from We Speak, Portsmouth High School, requesting the City Council permanently approve Indigenous Peoples’ Day (not alongside “Columbus Day”) and support public recognitions and acknowledgments in honor of Indigenous Peoples’ lands in Portsmouth.
15. Letter from We Speak, Portsmouth High School, requesting the City Council permanently approve Indigenous Peoples’ Day (not alongside “Columbus Day”) and support public recognitions and acknowledgments in honor of Indigenous Peoples’ lands in Portsmouth – **Voted** to refer this request for a vote at the July 11, 2022 City Council meeting.
16. Approval of Extension to Fire Chief Todd Germain’s Employment Agreement – **Voted** to approve the proposed extension with Fire Chief Germain as presented.
17. Urbanized Shoreland Exemption for 57 Salter Street and Letter from Attorney Sherilyn Burnett Young, regarding application for Urbanized Shoreland Exemption – 57 Salter Street – **Voted** that the City Council find that the 57 Salter Street property meets the criteria for an Urbanized Shoreland Exemption pursuant to RSA 483-B:12 as outlined in the April 25, 2022 and June 10, 2022 letters and attachments submitted by the Thompson’s legal counsel and included in the City Council packet; and further to authorize the City Manager to submit an exemption application consistent with this finding.
18. City Council Policy 2010-02 – Sidewalk Materials – **Voted** to revisit the brick sidewalk policy and refer the policy to the Governance Committee to report back with more equitable solutions and recommendations.

On a roll call 8-1, voted to approve without residential payment for brick on the section identified by the City Manager. Councilors Tabor, Denton, Moreau, Bagley, Lombardi, Blalock, Cook and Mayor McEachern voted in favor. Assistant Mayor Kelley voted opposed.

19. Request for Public Hearing Regarding Various Bonding Resolutions for Projects to begin in FY23 – **Voted** to authorize the City Manager to bring back for public hearing and adoption, the various proposed CIP projects, as presented, for the July 11, 2022 City Council meeting.

20. License Extension for 60 Penhallow Street – **On a roll call 8-1, voted** to authorize the City Manager to finalize and execute a new license for 60 days as presented, waving the license fee due to the public's access to sidewalks along Penhallow Street and Daniel Street due to the pass through staging. Assistant Mayor Kelley, Councilors Tabor, Denton, Moreau, Bagley, Lombardi, Blalock and Mayor McEachern. Councilor Cook voted opposed.

Voted to enhance communication by the creation of a QR Code for individuals to sign up and learn more about the project with a report back to the City Council regarding improved communications.

21. At 9:35 p.m., Mayor McEachern declared a brief recess. At 9:40 p.m., Mayor McEachern called the meeting back to order.

22. Parson Woods Easements at 83 Peverly Hill Road – **Voted** to authorize the City Manager to accept and record the ten (10) easement deeds and a Declaration of Restrictions in substantially similar form to the easement deeds from Parson Woods Investments, LLC contained in the agenda packet.

23. Consent Agenda – **Voted** to adopt the Consent Agenda.

A. Eversource Petitions and Pole License Requests:

- Installation of 1 pole on Pierce Island Road #63-0648
- Installation of 1 pole on Rockland Street #63-0656
- Installation of 1 pole on Union Street #63-0682
- Installation of 4 poles on Commerce Way #63-0693
- Installation of 1 pole on Gates Street #63-0715
- Installation of 1 pole on Pleasant Street #63-0716
- Installation of 1 pole on Lang Road #63-0718
- Installation of 1 pole on Cottage Street #63-0719
- Installation of 1 pole on Junkins Avenue #63-0660
- Installation of 1 pole on Borthwick Avenue #63-0722

(Anticipated action – move to refer to the City Manager with Authority to Act)

24. Email Correspondence – **Voted** to accept and place on file.

25. Letter from Steve Miller requesting the city release the paper street between 38 and 28 Thornton Street (Ruth Street) – **Voted** to refer to the Planning Board for report back to the City Council.

26. **Voted** to suspend the rules to bring forward Items XV. B.1. – Lister Academy and B.2. – Update on the Portsmouth NH 400th Signature Events.

27. Lister Academy Property – **Voted** to request that the City Manager, investigate obtaining an engineer to do feasibility study on possible future uses of the current Lister Academy property which is owned by the City located at 35 Sherburne Road, in preparation for supporting the 2022-2023 goals of the City Council, and if there would be ARPA funds available to complete this work.
28. Update on the Portsmouth NH 400th Signature Events – Councilor Moreau announced the Three Signature Events for the Portsmouth NH 400th:
- June 3rd – Portsmouth NH 400 Parade
 - August 28th – Community Street.life! Dinner on Congress Street
 - September 9th – 10th – Air Show at Pease

For further information go to www.PortsmouthNH400.org.

29. Appointments to the COVID Response Task Force Blue Ribbon Committee – Mayor McEachern announced the following individuals are appointed to the COVID Response Task Force Blue Ribbon Committee:
- Andrea Ardito
 - Will Arvelo
 - Kathy Beebe
 - Linda Briolat
 - Whitney Brown
 - Amber Buttermore
 - Abbie Frank
 - Janet Laatsch
 - Tania Marino
 - Laurie McIntosh
 - Lori Waltz
 - Meme Wheeler
 - Molly Wilson
30. Appointment to be Voted – Reappointment of Martin Ryan to the Historic District Commission – **Voted** to reappoint Martin Ryan to the Historic District Commission until June 1, 2025.
31. Anthropogenic Climate Change – **Voted** for a report back from the City Manager consisting of an initial estimate on the amount to date, that the City of Portsmouth has spent and is currently planning to spend on infrastructure to mitigate the impacts of anthropogenic climate change; to include but not limited to, improvements to our wastewater treatment plants, sewers, and seawalls.
32. Parking and Traffic Safety Committee Action Sheet and Minutes of June 2, 2022 – **Voted** to accept and approve the action sheet and minutes of the June 2, 2022 Parking and Traffic Safety Committee meeting.
33. Student Government Day – **Voted** to refer to the City Manager for report back regarding the re-establishment of Student Government Day.
34. Acceptance of Donation from John Chagnon to the Cemeteries - \$1,500.00 – **Voted** to approve and accept the donation for use by historic cemeteries.
35. Acceptance of Donation from Barbara Malandri to the Portsmouth NH 400th - \$100.00 – **Voted** to approve and accept the donation as presented.
36. Acceptance of Donation from Johanna Jackson to the Skateboard Park - \$51.50 – **Voted** to approve and accept the donation as presented.

37. Acceptance of Community Development Block Grant Funds - \$523,706.00 – **Voted** to authorize the City Manager to apply for, accept and expend Community Development Block Grant in the amount of \$523,706.00 from the U.S. Department of Housing and Urban Development.

38. Acceptance of Various Donations from the Skateboard Park Fundraiser – **Voted** to accept and approve the donations as presented.

Councilor Cook advised the Council that the Governance Committee will look into developing a policy for donations and report back to the City Council.

39. City Manager's Informational Items:

- *Update on the Sagamore Avenue Sewer Extension Project* – City Manager Conard reported there will be a report back on public interest at the August 1, 2022 City Council meeting.
- *Pannaway Manor and Maple Haven Sidewalk Status* – City Manager advised the Council that staff will schedule additional public meetings with the neighborhoods to gauge the support for bidding the sidewalk work this fall for spring of 2023 construction.
- *Update on Status of Police Station Facility* – City Manager Conard informed the City Council that the Public Works Department will have the RFQ advertised for July 1st, and then proceed with the Request for Proposal phase.
- *Report Back on PFAS Sampling of New Athletic Field* – Elizabeth Denly, TRC Vice President, PFAS Initiative Leader & Chemistry Director and Dr. Karen Vetrano, TRC Risk Assessment and Toxicology Manager were present via zoom to speak regarding PFAS Sampling. Dr. Vetrano reported that the new health advisories from the EPA are for drinking water and are interim values. Ms. Denly informed the Council that the health advisories were for PFOA and PFOS and these two chemicals were not present in the samples.

40. **Voted** to suspend the rules in order to continue the meeting beyond 10:30 p.m.

41. City Manager's Informational Items Continued:

- *McIntyre Update* – City Manager Conard reported that the Project Committee will meet every Tuesday at 10:00 a.m. regarding the project.

42. Miscellaneous Business Including Business Remaining Unfinished at Previous Meeting – Councilor Bagley advised the City Council that Parking and Traffic Safety Committee will review federal holiday's from a parking perspective.

43. Adjournment – At 10:40 p.m., **voted** to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, MMC/CNHMC
City Clerk