

TO: NANCY COLBERT PUFF, ACTING CITY MANAGER

FROM: KELLI L. BARNABY, CITY CLERK

RE: ACTIONS TAKEN BY THE PORTSMOUTH CITY COUNCIL MEETING HELD ON TUESDAY, FEBRUARY 21, 2017 MEETING, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: MAYOR BLALOCK, ASSISTANT MAYOR SPLAINE, COUNCILORS PERKINS, DWYER, LOWN, PEARSON, CYR, SPEAR AND DENTON

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1. At 6:00 p.m., a Non-Public Session regarding Boyle Litigation was held Per RSA 91-A:3, II (e).
2. Public Comment Session – Esther Kennedy (Pumping Station); Erik Anderson, Zelita Morgan, Chris Nevins, Berkley Bennett and Harold Whitehouse (Veterans Tax Credit); Paige Trace (Embarrassment Riches); Jane Zill (Respect for Citizens & the Public).
3. Public Hearing – Ordinance amending Chapter 7, Article I, Section 7.115 – Sign Permit required for Private Parking Lot – Held a public hearing. **Voted** to pass second reading and schedule third and final reading of the proposed ordinance at the March 6, 2017 City Council meeting.
4. Proposed Capital Improvement Plan (CIP) FY2018-2023 – Held a public hearing. *Action will take place at the March 6, 2017 City Council meeting.*
5. Acceptance of 2016 Homeland Security Grant Program Award - \$6,000.00 – **Voted** to accept and approve the 2016 Homeland Security Grant Program Award, as presented, and further, authorize the Acting City Manager to execute the Agreement.
6. Third and final reading of proposed Ordinance amending Chapter 7, Article I, Section 7.101 – Parking Meters – Definition – **Voted** to pass third and final reading of the proposed Ordinance amendment to Chapter 7, Article I, Section 7.101 – PARKING METERS – DEFINITIONS. Assistant Mayor Splaine voted opposed.
7. Third and final of proposed Ordinance amending Chapter 7, Article I, Section 7.102 – Parking Meter Zones – Downtown High Occupancy Zone – On a roll call 8-1, **voted** to pass third and final reading of the proposed Ordinance amendment to Chapter 7, Article I, Section 7.102 – PARKING METER ZONES. Councilors Perkins, Dwyer, Lown, Pearson, Spear, Cyr, Denton and Mayor Blalock voted in favor. Assistant Mayor Splaine voted opposed.
8. Third and final reading of proposed Ordinance amending Chapter 7, Article I, Section 7.105 – Parking to include mobile phone applications and Parking Meter Fees shall be enforceable Monday through Saturday, from 9:00 a.m. to 8:00 p.m. On a roll call 6-3, voted to pass third and final reading of the proposed Ordinance amendment to Chapter 7, Article I, Section 7.105 – PARKING. Councilor Perkins, Dwyer, Lown, Spear, Denton and Mayor Blalock voted in favor. Assistant Mayor Splaine, Councilor Pearson and Cyr voted opposed.

9. Third and final reading of proposed Ordinance amending Chapter 7, Article III, Section 7.324 – Limited Parking One Hour, Section 7.325 – Limited Parking Thirty Minutes, Section 7.326 – Limited Parking Fifteen Minutes, Section 7.327 – Limited Parking Two Hours, Section 7.328 – Limited Parking Three Hours, Section 7.328-1 – Utilization of Multiple Parking Spaces and Section 7.329 – Limited Parking Four Hours between the hours of 9:00 a.m. and 8:00 p.m. Monday – Saturday and between 12:00 p.m. and 8:00 p.m. Sunday, Holiday Excluded – **Voted** to pass third and final reading of the proposed Ordinance amendment to Chapter 7, Article III, Section 7.324 – Limited Paring One Hour, Section 7.325 – Limited Parking Thirty Minutes, Section 7.326 – Limited Parking Fifteen Minutes, Section 7.327 – Limited Parking Two Hours, Section 7.328 – Limited Parking Three Hours, Section 7.328-1 – Utilization of Multiple Parking Spaces; and Section 7.329 – Limited Parking Four Hours. Assistant Mayor Splaine and Councilor Pearson voted opposed.
  
10. Third and final reading of proposed Ordinance amending Chapter 7, Article IV, Section 7.406 (A) & (B) Parking in Meter Space to be deleted in their entirety – **Voted** to pass third and final reading of the proposed Ordinance amendment to Chapter 7, Article IV, Section 7.406 – PARKING IN METER SPACES. Assistant Mayor Splaine voted opposed.
  
11. City Council Policy Regarding use of City Property for Sidewalk Cafes Providing Alcohol Service – Move to amend City Council Policy 2012-02, Policy Regarding Use of City Proposed for Sidewalk Cafes Providing Alcohol Service, by deleting the last sentence of numbered paragraph 1, relating to the maximum allowed number of sidewalk cafes, as recommended by Acting City Manager.

Voted to amend City Council Policy 2012-02, Policy Regarding Use of City Proposed for Sidewalk Cafes Providing Alcohol Service, by amending item 11, that the Area shall be cleared of all food and alcoholic beverages by 10:30 p.m., 7 days a week.

Voted to pass the main motion, as amended.

12. Acting City Manager Informational Item Re: Sanctuary Cities – Councilor Dwyer requested staff look at information and resources we have for people available through referral services to prepare ourselves better by thinking more broadly about the possible designation of a Welcoming City.
  
13. Naming of Prescott Park Policy Advisory Blue Ribbon Committee – Mayor Blalock appointed the following individuals to the Committee:

Tom Watson, Chair  
 Chris Dwyer, City Council Representative  
 Robin Lurie-Meyerkopf  
 Alan Gordon  
 Genevieve Aichele

14. Request for full report and any fine imposed for the accident that resulted in up to 50,000 gallons of raw sewage being released into the Piscataqua River during construction of the Peirce Island Waste Water Treatment Plant, and plans for prevention of future accidents – Public Works Director Rice provided a time line of the incident and spoke to the response by staff to the event and procedures which were followed.

Assistant Mayor Splaine would expect that more information will come out on this and ways to prevent this from happening again.

15. Motion to Reconsider Veterans Tax Credit Vote – On a roll call vote 5-4, motion to rescind the Veterans Tax Credit Vote ***failed*** to pass. Councilor Perkins, Dwyer, Lown, Spear and Mayor Blalock voted in favor. Assistant Mayor Splaine, Councilors Pearson, Cyr and Denton voted opposed. *(Six votes are required to rescind a vote).*

On a roll call vote 5-4, motion to suspend the rules in order to reconsider the Veterans Tax Credit Vote ***failed*** to pass. Councilors Perkins, Dwyer, Lown, Spear and Mayor Blalock voted in favor. Assistant Mayor Splaine, Councilors Pearson, Cyr and Denton voted opposed. *(Six votes are required for a suspension of the rules vote)*

16. Adjournment – At 9:05 p.m., **voted** to adjourn.

Respectfully submitted by:

Kelli L. Barnaby, MMC, CMC, CNHMC  
City Clerk