

CITY COUNCIL MEETING
Minutes - August 29, 2011
7:30 PM

Council President O'Brien called the meeting to order at 7:34 pm and asked for a moment of silence for the Bruce C. Duncan, Janet Hawkes, and former State Representative Thomas G. Palumbo. This was followed by the Pledge of Allegiance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Derrivan, Earls, Heartquist, Herzog, Hutcheson, Ives, Jones and O'Brien. All present.

LATE FILE ITEMS

Communication # 6

Motion to waive the rules and accept the late file item by Councillor Jones, seconded by Councillor Cameron. 11 yes, so voted.

PUBLIC COMMENT –

1. Nancy Stokes	1 Munroe Street	CPA Funds Old South
2. Bronson DeStadler	19 Walnut Street	CPA Funds
3. Patricia Lawrence	16 Washington Street	Funding
4. Ann Ormond	Greater Newburyport Chamber	Pumpkin Lighting
5. Joyce Cejka	18 Washington Street	YWCA Parking
6. Steve Dodge	57 Milk Street	Historical Commission
7. James Shanley	15 Olive Street	CPA – YWCA
8. Judy Tymon	39 Lime Street	CPA – YWCA
9. John Feehan	13 Market Street	CPA
10. Rev. Rob John	180 Water Street	CPA- Old South
11. Greg Colling	64 Liberty Street	CPA

CONSENT AGENDA

NOTE: ALL ITEMS LISTED UNDER CONSENT AGENDA WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

1. APPROVAL OF MINUTES

August 8, 2011

(Approved)

2. COMMUNICATIONS

- | | |
|---|------------|
| 1. Chamber of Commerce Great Pumpkin Lighting & Stroll, Oct. 22, 2011 | (PS) |
| 2. Knights of Columbus annual Tootsie Roll Fundraiser, Oct. 8, 2011 | (Approved) |
| 3. Block Party Atkinson Street Sept. 10, 2011 | (Approved) |
| 4. 2 nd Annual Newbury Elementary School Scavenger Hunt, October 1, 2011 | (Approved) |

Removed by Councillor Earls.

- | | |
|----------------------------------|-------|
| 5. FY2011 Year End Budget Report | (R&F) |
|----------------------------------|-------|

3. APPOINTMENTS

Appointment

- | | | | |
|------------------|-------------------|-----------------------|----------------|
| 1. Richard Sharp | 11 Lincoln Street | Licensing Board | June 1, 2017 |
| 2. Stephen Dodge | 57 Milk Street | Historical Commission | August 1, 2014 |

Motion to approve Consent Agenda as amended by Councillor Derrivan, seconded by Councillor Jones. 11 yes, so voted.

END OF CONSENT AGENDA

REGULAR AGENDA

4. COMMUNICATIONS

- 4. 2nd Annual Newbury Elementary School Scavenger Hunt, October 1, 2011**

Motion to receive and file by Councillor Earls, seconded by Councillor Jones. 11 yes, so voted.

- 6. Mayor's letter regarding True North Solar for renewable energy contract**

Motion to receive and file by Councillor Earls, seconded by Councillor Jones. Motion to refer to Public Utilities by Councillor Earls, seconded by Councillor Cameron. 11 yes, so voted.

5. APPOINTMENTS – 2nd Reading

Appointment

- 3. Edward L. Ramsdell 32 Kent Street Local Historic District Study Committee**

Motion to approve by Councillor Connell, seconded by Councillor Cronin. 11 yes, so voted.

6. ORDINANCES

- 1. Amend Ord.13-180 Parking Resident Harris Street from Green to State Sts**

Motion to refer to Public Safety by Councillor Earls, seconded by Councillor Ives. Roll call vote, 11 yes. So voted.

- 2. Amend Ord.13-180 Parking Resident Fruit Street**

Motion to refer to Public Safety by Councillor Earls, seconded by Councillor Cronin. Roll call vote, 11 yes. So voted.

- 3. Amend Ord. 3-26 Animals, Dogs leash required**

Motion to refer to Neighborhoods & City Services by Councillor Herzog, seconded by Councillor Heartquist. Roll call vote, 11 yes. So voted.

- 4. Amend Ord.13-182 Traffic and Motor Vehicles**

Motion to refer to Public Safety by Councillor Earls, seconded by Councillor Jones. Motion to refer to Planning & Development by Councillor Cameron, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

- 5. 2nd reading Amend Ch.13 Sec. 13-31 Traffic and Motor Vehicles Admin. Reserved**

Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

- 6. 2nd reading Amend Ch.13 Sec. 13-26 Traffic and Motor Veh. Admin. Enforcement**

Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

- 7. 2nd reading Amend Ord 13-180 Parking Resident Fair St between Water & Temple**

Motion to approve by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

- 8. 2nd reading Amend Ord 12-10 Streets, Sidewalks and Other Public Places – Cameras**

Motion to approve by Councillor Cameron, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

- 9. 2nd reading Amend Ord 13-179 Handicapped Parking Otis Place**

Motion to approve by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

7. COMMITTEE ITEMS

Budget & Finance

In Committee:

- 1. Mayor Green Initiatives REV APPR (\$20,000) to Mayor-CHMM**

***11/29/2010**

- 2. Order Community Preservation Fund appropriations**

***07/11/2011**

Motion to remove by Councillor Cameron, seconded by Councillor Earls. Motion to remove from both committees by Councillor Connell, seconded by Councillor Derrivan. 10 yes, 1 no (Cronin), so voted.

1) Bartlet Wharf Timber Conservation, City of Nbpt & Nbpt Maritime Society Historic \$ 3,740*

Motion to approve by Councillor Connell, seconded by Councillor Cameron. 11 yes, so voted.

2) YWCA Affordable Housing, YWCA of Greater Newburyport Housing, \$ 50,000

Motion to approve by Councillor Connell, seconded by Councillor Cameron. Motion to table by Councillor Cameron, seconded by Councillor Jones. 10 yes, 1 no (Ives). So voted. TABLED

3) Nbpt Housing Rehabilitation Program, City of Nbpt, Planning & Com Dev Housing Historic \$ 75,000

Motion to approve by Councillor Earls, seconded by Councillor Connell. 11 yes, so voted.

4) Milk Street Affordable Housing Restoration, American Training, Inc. Housing \$ 11,000

Motion to approve by Councillor Cameron, seconded by Councillor Derrivan. 11 yes, so voted.

5) Down Pmt Ass't and MLS Input-Only Listing Svcs, Nbpt Afford Housing Tr Housing \$ 50,000

Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve by Councillor Cameron, seconded by Councillor Herzog. 11 yes, so voted.

6) Old South Church Roof Restoration, Old South, First Presbyterian Church Historic \$ 20,000

Motion to approve by Councillor Herzog, seconded by Councillor Derrivan. 11 yes, so voted.

7) St. Anna's Chapel Restoration Project, Capital Campaign Com, St. Paul's Church Historic \$ 15,000

Motion to approve by Councillor Herzog, seconded by Councillor Hutcheson. 11 yes, so voted.

8 Rediscovering Caleb Cushing, Rediscovering Caleb Cushing Committee Historic \$ 3,000

Motion to approve by Councillor Herzog, seconded by Councillor Cameron. 11 yes, so voted.

9) Oak Hill Cemetery Gravestone Restoration Proprietors of Oak Hill Cemetery Historic \$ 2,000

Motion to approve by Councillor Herzog, seconded by Councillor Cameron. 11 yes, so voted.

10) Open Space Reserve Fund, Open Space Committee Open Space \$ 50,000

Motion to approve by Councillor Herzog, seconded by Councillor Derivan. 11 yes, so voted.

11) Moseley to Maudslay Trail Con. Proj., City of Nbpt, Planning & Com Dev Open Space, Rec \$ 45,000

Motion to approve by Councillor Connell, seconded by Councillor Cameron. 7 yes, 4 no (Derrivan, Hutcheson, Jones, O'Brien). So voted.

12) Clipper City Rail Trail Ext. Project, City of Nbpt, Planning & Com Dev Open Space, Rec \$ 53,000

Motion to approve by Councillor Jones, seconded by Councillor Connell. 11 yes, so voted.

13) Administration, CPC Admin \$ 12,000

Motion to approve by Councillor Earls, seconded by Councillor Derivan. 11 yes, so voted.

14) Open Space Bond Payment, City of Newburyport Open Space \$ 136,619

Motion to approve by Councillor Earls, seconded by Councillor Connell. 11 yes, so voted.

15) City Hall Bond Payment, City of Newburyport Historic \$ 207,188

Motion to approve by Councillor Earls, seconded by Councillor Connell. 11 yes, so voted.

16) Housing Reserve Fund, City of Newburyport Housing \$ 20,000

Motion to approve by Councillor Earls, seconded by Councillor Cameron. 11 yes, so voted.

3. CPC reallocation Custom House Maritime Museum *08/08/2011

Motion to remove by Councillor Cameron, seconded by Councillor Connell. Motion to approve by Councillor Cameron, seconded by Councillor Jones. 11 yes, so voted.

General Government

In Committee

1. Atmospheric Pollution Ordinance *02/08/2010

2. Proposed Special Act Water & Sewer Commission *01/10/2011

3. Proposed Charter on Ballot for November 8, 2011 Municipal Election *05/09/2011

4. Campaign Finance Reports-Municipal Forms posting on City Website *05/09/2011

5. Union Contract posting on City Website *05/09/2011

Joint Education

In Committee:

License & Permits

In Committee:

1. Cars Port Taxi rate increase request *05/31/2011

Neighborhoods & City Services

Councillor Herzog informed the council that the committee would be meeting on Tuesday 8/30/2011 at 7pm.

In Committee:

1. Newburyport Tree Ordinance *07/22/2010
2. Delete Ordinance entitled Traffic & Motor Vehicles Sec.13-30 *02/28/2011
3. Amend Ch.8 Sec. 8-90 Solid Waste Recycling Collection *05/31/2011
4. Draft Ordinance for the Friends of the Highland Cemetery Commission *08/08/2011

Planning & Development

In Committee:

1. Residential Handicap Parking Ordinance *01/11/2010
2. Atmospheric Pollution Ordinance *02/08/2010
3. Green Communities Order *03/29/2010
4. Zoning Ord – Sec II Definitions/Sec VI Dimensional Contr *06/28/2010
5. Letter for Essex St. Inn Visitor Parking *07/11/2011
6. Intermunicipal Agreement Newburyport and Newbury *07/11/2011
7. Order Community Preservation Fund appropriations *07/11/2011

Motion to remove by Councillor Cameron, seconded by Councillor Earls. Motion to remove from both committees by Councillor Connell, seconded by Councillor Derrivan. 10 yes, 1 no (Cronin), so voted.

8. CPC reallocation Custom House Maritime Museum *08/08/2011

Motion to remove by Councillor Cameron, seconded by Councillor Connell. Motion to approve by Councillor Cameron, seconded by Councillor Jones. 11 yes, so voted.

Public Safety

In Committee:

1. Residential Handicap Parking Ordinance *01/11/2010
2. Amend Sec. 13-86 Water St. (25mph) State to Federal *05/09/2011
3. St. Paul's Church request to restrict parking on Summer Street entrance *05/31/2011
4. Amend Ord 13-121 One-Way Streets Griffin Court *07/25/2011

Public Utilities Committee

In Committee:

1. Letter regarding Pole at 114 High Street *05/31/2011
2. Underground Storage Tank Replacement 76 Storey Ave. *08/08/2011

Rules Committee

In Committee:

12. GOOD OF THE ORDER

13. ADJOURNMENT

Motion to adjourn at 9:10 pm by Councillor Cameron, seconded by Councillor Earls.