

CITY COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS
SEPTEMBER 11, 2017

7:30PM

The City Council President called the meeting to order at 7:30pm. A moment of silence was held for Mike Twomey, the victims of the hurricanes, and those affected by the terrorist attacks on September 11, 2001. The Council President led the Council in the Pledge of Allegiance. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Zeid, Cameron, Connell, Cronin, Devlin, Eigerman, Giunta, Tontar, OBrien. 9 present, 2 absent (Vogel, Earls).

(Sound Check)

- 1. MOMENT OF SILENCE**
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 4. LATE FILE ITEMS Mayor's Update**
- 5. PUBLIC COMMENT**

- | | | |
|----------------------|----------------------|------------------|
| 1. Jennifer Blanchet | 4 Island Ln, Newbury | Introduction |
| 2. Jane Snow | 9 Coffin St | I-2 Zone Changes |
| 3. Rob Germinara | 2 Ashland St | I-2 Zone Changes |

6. MAYOR'S COMMENT

The mayor gave an update pursuant to her written communication.

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.

7. APPROVAL OF MINUTES

August 28, 2017

(Approve)

8. TRANSFERS

- NONE

9. COMMUNICATIONS

- **COMM108_09_11_17** Appointment of Ben Fichera on Whittier School Committee (R&F)
- **COMM109_09_11_17** A-Frames - Ivy Lane (L&P)

10. APPOINTMENTS

- | | | | | |
|---------------------------|----------------------|----------------|------------------|------------|
| • APPT054_09_11_17 | Cynthia Kowal | 76 Prospect St | Cultural Council | 10/1/2020 |
| • APPT055_09_11_17 | Susan Williamson | 39 Temple St | Cultural Council | 6/1/2020 |
| • APPT056_09_11_17 | Matthew D. Pieniazek | 36 Marlboro St | Waterfront Trust | 12/31/2019 |

Re-Appointments

- | | | | | |
|---------------------------|----------------|---------------------|---------------|-----------|
| • APPT057_09_11_17 | Janice Kelley | 24 Dorothy Lucey Dr | Council/Aging | 5/31/2022 |
| • APPT058_09_11_17 | Jo Ann Kincaid | 17 Otis Pl #2 | Council/Aging | 5/31/2022 |

- **APPT059_09_11_17** Fran Munroe 7 Christopher St Council/Aging 5/31/2022
- **APPT060_09_11_17** Judy Avery 54 Milk St Cultural Council 6/1/2020

END OF CONSENT AGENDA REGULAR AGENDA

Motion to approve the Consent Agenda by Councillor Zeid, seconded by Councillor Cameron. So voted.

11. MAYOR'S UPDATE

Motion to receive and file by Councillor Zeid, seconded by Councillor Cameron. So voted.

12. APPOINTMENTS

Second Reading

- **APPT053_08_28_17** Charles C. Kennedy 167 Water St Water/Sewer Comm (Alt) 8/1/2019
Motion to approve second reading by Councillor Zeid, seconded by Councillor Cameron. Roll call vote, 9 yes, 2 absent (Vogel, Earls). Motion passed.

13. ORDERS

- **ORDR051_09_11_17** Handicapped Parking Space - 29 Tyng St
Motion to refer to Public Safety by Councillor Tontar, seconded by Councillor Cameron. So voted.
- **ORDR052_09_11_17** Handicapped Parking Space - 53 Washington St
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.
- **ORDR053_09_11_17** No Parking - Malcolm Hoyt Drive
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.

14. ORDINANCES

- **ODNC009_06_26_17** Zoning Amendment – Ag/Con District, Lot Area/Lot Cov (**2nd READING**)
Motion to approve second reading by Councillor Eigerman, seconded by Councillor Cameron. Roll call vote, 9 yes, 2 absent (Vogel, Earls). Motion passed.
- **ODNC012_09_11_17** Zoning Amendment – Off-Street Parking Regulations
Motion to refer to Planning & Development and Committee of the Whole by Councillor Eigerman, seconded by Councillor Cameron. So voted.
- **ODNC013_09_11_17** Zoning – High Street Residential Districts
Motion to refer to Planning & Development and Committee of the Whole by Councillor Eigerman, seconded by Councillor Cameron. So voted.

15. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR002_01_25_16** Accept Gift of \$25,000 Repairing Brown's Wharf Culvert (**COTW**)
- **ORDR009_02_08_16** Increase Fees for Fire Dept.
- **ORDR010_02_08_16** Increase Fines Parking Violations
- **ORDR039_05_31_16** Increase Hourly Parking Rate to \$1.50
- **ORDR079_09_26_16** Movie Location Order (**L&P**)
- **ORDR032_06_12_17** Nock Parking Lot Order
- **TRAN041_08_28_17** \$40K Solid Waste Fee to \$20K Hshld Haz Waste, \$20K Chipper
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Zeid. Motion to approve by Councillor Tontar, seconded by Councillor Giunta. So voted.
- **COMM100_08_28_17** FY2017 Year-End Financial Report

Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Connell.
Motion to receive and file by Councillor Tontar, seconded by Councillor Cameron. So voted.

General Government

In Committee:

Joint Education

In Committee:

Councillor Giunta announced there would be a vote on later start times in December; yes/no and other options will be considered. The next committee meeting will be held on October 2nd at 5:30pm in Room 118 of Newburyport High School.

License & Permits

In Committee:

- **COMM010_01_25_16** Licensing Commission Acoustic & Amplified Entertainment
- **ORDR079_09_26_16** Movie Location Order (**B&F**)
- **ODNC001_01_30_17** BYOB Ordinance
- **COMM091_08_14_17** A-Frames - Star Nails

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (**COTW**)
- **ORDR048_06_13_16** Sidewalk Order
- **COMM048_04_24_17** Ltr from Merchants re: Downtown Events (**PS**)
- **COMM080_06_26_17** Ltr re: Dedication of Public Space to Recognize Citizens
- **COMM090_08_14_17** Ltr re: Parking Garage

Planning & Development

In Committee:

- **COMM023_02_27_17** Zoning Changes to Waterfront West (**COTW**)
- **COMM024_03_13_17** Newburyport's Master Plan - Final Document (**COTW**)
- **COMM030_03_28_17** Pres. Trust Ltr to City Council re: 1690 House
- **COMM038_03_28_17** Lower Custom House Way
- **ORDR015_04_10_17** Complete Streets Policy (**PU**)
- **COMM069_06_12_17** Air Quality Analysis of Intermodal Facility
- **ODNC007_06_12_17** Zoning Amendment - I2 Zone Change
- **ODNC008_06_26_17** Zoning Amendment – Bed & Breakfast Use (V-D, V-E) (**COTW**)
- **ODNC010_06_26_17** Zoning Amendment – Zoning Map, R-2, Dimensional Controls (**COTW**)
- **ODNC011_06_26_17** Zoning Amendment – Inclusionary Affordable Housing (**COTW**)
- **ORDR047_08_14_17** Pilot Program for Wayfinding Signage (**PU, COTW**)

Public Safety

In Committee:

- **ORDR077_09_12_16** Parking Restricted on Daniel Lucy Way
- **COMM048_04_24_17** Ltr from Merchants re: Downtown Events (**N&CS**)
- **COMM092_08_14_17** Ltr re: Suprin's Driving School Road Test

Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Zeid. Motion to receive and file by Councillor Cronin, seconded by Councillor Connell. So voted.

- **COMM093_08_14_17** Bartlet Mall Day - 10/7/17
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Zeid. Motion to approve by Councillor Cronin, seconded by Councillor Zeid. Councillor Eigerman recused himself. So voted.
- **COMM096_08_14_17** Friends of the Poor - 9/30/17
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Zeid. Motion to approve by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **COMM095_08_14_17** Newburyport River Run - 5/6/18
- **ORDR046_08_14_17** 88 State Street Loading Zone
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Zeid. Motion to approve by Councillor Cronin, seconded by Councillor Zeid. So voted.
- **COMM098_08_28_17** Ltr from Marshal Murray re: Parking Spaces for Police
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Cameron. Motion to approve by Councillor Cronin, seconded by Councillor Tontar. So voted.
- **COMM099_08_28_17** Petition re: Hales Court Parking Lot
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Tontar. Motion to receive and file by Councillor Cronin, seconded by Councillor Tontar. So voted.
- **ORDR049_08_28_17** 143A State Street Setback Driveway
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Tontar. Motion to approve by Councillor Cronin, seconded by Councillor Tontar. So voted.
- **COMM102_08_28_17** Ltr re: Request for Public Hearing on Evacuation Plan

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ORDR015_04_10_17** Complete Streets Policy (**P&D**)
- **ORDR048_08_14_17** Scott Blood Excavation, LLC, Lic Contractor
- **ORDR047_08_14_17** Pilot Program for Wayfinding Signage (**P&D, COTW**)

Rules Committee

In Committee:

- **ORDR013_02_27_17** Amend City Council Rules Relating to Bonding Funds (**COTW**)

16. GOOD OF THE ORDER

Councillor Tontar commended the efforts of Conor Clancy and Fred Elwell on their missions, including the Virgin Islands.

17. ADJOURNMENT

Motion to adjourn by Councillor Zeid, seconded by Councillor Cameron. So voted. 8:21pm.