

**CITY COUNCIL MEETING AGENDA -VERSION 1**

**REMOTE**

**November 9, 2020**

**MINUTES**

**Link to join Webinar**

Please click the link below to join the webinar:

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**7:30PM**

**City Council Meeting**

**1. MOMENT OF SILENCE**

**2. CALL TO ORDER** The City Council President, Jared Eigerman, called the meeting to order at 7:33pm. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Tontar, Vogel, Wallace, Zeid, Khan, Lane, McCauley, Shand and Eigerman. 9 present using Zoom as a platform. 7:38pm Councillor Connell joined the meeting in progress.

**3. LATE FILE ITEMS** ORDR221\_11\_09\_2020 LATE FILE Commendation  
COMM278\_11\_9\_2020 Compost Guidelines

Motion to Waive the Rules and email Late File Items by Councillor Vogel, seconded by Councillor Khan. So voted.

Motion to Table Late Files Items by Councillor Tontar, seconded by Councillor Khan. So voted.

**4. PUBLIC COMMENT** Molly Ettenborough 35 Toppans Ln.  
Tom Kolterjahn 64 Federal St.  
Andrew Port 61 Water St.

Motion to take Late File Items off the Table by Councillor Khan, seconded by Councillor McCauley. So Voted.

Motion to Accept Late File Items by Councillor Khan, seconded by Councillor McCauley. So Voted.

**5. MAYOR'S COMMENT**

**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.

**6. APPROVAL OF MINUTES**

- October 26, 2020

(Approve)

**7. COMMUNICATIONS**

**8. TRANSFERS**

**9. APPOINTMENTS**

- APPT198\_11\_09\_2020

Elaine Paglia 39 Jefferson St Council on Aging

5/31/2025

ALL ITEMS NOTED BELOW ARE REMOVED FROM THEIR RESPECTIVE COMMITTEES WITH THE MOTION TO APPROVE THE CONSENT AGENDA:

**Budget & Finance**

- ORDR218\_10\_26\_2020 Supplemental Budget 18K No Shore Tech School

**Planning & Development**

- ODNC054\_03\_09\_2020 Enforcement of the State Building Code
- COMM277\_10\_26\_2020 Climate Resiliency Plan

Motion to Approve Consent Agenda by Councillor Khan, seconded by Councillor Tontar. So voted.

**END OF CONSENT AGENDA  
REGULAR AGENDA**

**10. MAYOR'S UPDATE**

Motion to Receive and File by Councillor Khan, seconded by Councillor Tontar. So voted.

**11. COMMUNICATIONS**

- COMM278\_11\_9\_2020 Late File - Compost Guidelines

Motion to Refer to Public Safety by Councillor Khan, seconded by Councillor Vogel. So voted.

**12. SECOND READING APPOINTMENTS**

- |                      |                   |                |                   |            |
|----------------------|-------------------|----------------|-------------------|------------|
| • APPT195_10_26_2020 | Thomas F. O'Brien | 11 Moseley Ave | CPA Comm          | 11/01/2023 |
| • APPT196_10_26_2020 | Lisa Rowan        | 17 Boardman St | Disabilities Comm | 11/01/2023 |
| • APPT197_10_26_2020 | Constance Preston | 18 Atwood St   | Tree Commission   | 11/30/2023 |

Motion to Approve collectively as Amended on 2<sup>nd</sup> Reading by Councillor Khan, seconded by Councillor Tontar. Roll call vote. 10 yes, 1 absent (Devlin). Motion passes.

**12. ORDERS**

- ORDR219\_11\_09\_2020 Residential Factor FY 2021  
Motion to Refer to Budget & Finance by Councillor Tontar, seconded by Councillor Khan. So voted.
- ORDR220\_11\_09\_2020 Tax Rate for FY 2021  
Motion to Refer to Budget & Finance by Councillor Tontar, seconded by Councillor Khan. So voted.
- ORDR221\_11\_09\_2020 LATE FILE Commendation  
Motion to Waive the Rules and Call for an Emergency Preamble by Councillor Khan, seconded by Councillor Tontar. Roll call vote. (Councillor Devlin joins meeting 8:08pm) 11 yes. Motion passes. Motion to Approve by Councillor McCauley, seconded by Councillor Khan. So voted.

**13. ORDINANCES**

- ODNC059\_06\_29\_2020 Truck Routes (2<sup>nd</sup> Reading)  
Motion to Approve on 2<sup>nd</sup> Reading by Councillor Khan, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.
- ODNC062\_09\_29\_2020 Summer Hours Residential Parking 13 – 180 (2<sup>nd</sup> Reading)  
Motion to Approve on 2<sup>nd</sup> Reading by Councillor Khan, seconded by Councillor Tontar. Roll call vote. 10 yes, 1 no (Zeid). Motion passes.
- ODNC065\_11\_09\_2020 Amend Senior Tax Work-Off Program  
Motion to Refer to Budget & Finance by Councillor Khan, seconded by Councillor Tontar. So voted.

**14. COMMITTEE ITEMS**

**Ad Hoc Committee on Economic Development**  
*In Committee:*

- COMM262\_08\_31\_2020 Gasbarro Ltr re: Awareness

## **Ad Hoc Committee on Waterfront and COTW**

### ***In Committee:***

- COMM261\_08\_31\_2020 Proposed Timeline, Waterfront

## **Budget & Finance**

### ***In Committee:***

- ORDR132\_07\_15\_19 CPC FY2020 Recommended Appropriations (COTW)  
Project No. 9 held in committee.
- ORDR136\_08\_19\_19 Fuller Track Phase II Loan Order
- COMM189\_09\_09\_19 CPC Revised Recommendation for FY2020 Appropriations
- COMM264\_09\_29\_2020 Colleen Turner Letter
- ODNC063\_09\_29\_2020 Bond and Transfer Limit
- ORDR214\_10\_13\_2020 Low Street Purchase w/ P&D

Motion to Remove from Budget & Finance by Councillor Tontar, seconded by Councillor Khan. So voted.

Motion passes. Motion to Refer to Budget & Finance, Planning & Development, and Committee of the Whole by Councillor Tontar, seconded by Councillor Khan. So voted.

- ORDR216\_10\_13\_2020 Supplemental Budget Charter Sec. 2-4
- **ORDR218 10 26 2020 Supplemental Budget Request FY 21**  
Motion to Approve by Councillor Tontar, seconded by Councillor Khan. So voted.

## **Education**

### ***In Committee:***

- COMM235\_03\_30\_2020 Ltr re: SC Appt. of Brett Murphy to Whittier Vo-Tech Cmte
- COMM240\_04\_27\_2020 Memo re: SOI Submission Info
- COMM273\_10\_13\_2020 Ltr of Non-Support from Mayor on Acts of 1987

## **General Government**

### ***In Committee:***

- COMM241\_05\_11\_2020 Charter Review Final Report
- COMM242\_05\_11\_2020 Confirmatory Legal Opinion from KP Law re: Charter Changes

## **License & Permits**

### ***In Committee:***

- ODNC047\_1\_27\_20 General Ordinance - Short Term Rental Units Rules
- COMM229\_02\_24\_2020 Ltr re: Implementation of Short-Term Rental Ordinance
- COMM230\_03\_09\_2020 Yearly Report, Section 16A of the Liquor Control Act
- APPL014\_06\_08\_2020 Outdoor Seating application from Vera Ristorante LLC
- APPL015\_06\_08\_2020 Ltr with Layout from Ted Epstein re: Outdoor Seating

## **Neighborhoods & City Services**

### ***In Committee:***

- COMM197\_10\_28\_19 Ltr re: Phillips Drive Neighborhood Drainage (COTW)
- COMM233\_03\_09\_2020 Ltr re: MVRTA State Street Bus Stop Shelter
- COMM234\_03\_30\_2020 Ltr from Newburyport Livable Streets March 11, 2020
- COMM252\_07\_30\_2020 Ltr re: Face Masks in public

## **Planning & Development**

### ***In Committee:***

- COMM214\_01\_13\_2020 Ltr from Central Cong Church re: CPA Funding, Historic Pres
- COMM215\_01\_13\_2020 Ltr re: Colby Farm Open Space Beautification
- ODNC046\_1\_27\_20 Zoning Amendment - Short Term Rental Units Definition
- COMM231\_03\_09\_2020 Ltr re: Short-Term Rental Ordinance
- **ODNC054 03 09 2020 Enforcement of the State Building Code**

Motion to Approve 1<sup>st</sup> Reading by Councillor Shand, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.

- ORDR196\_07\_13\_2020 Open Space and Recreation Plan 2020 (COTW)
- ORDR214\_10\_13\_2020 Low Street Purchase w/ P&D
- COMM270\_10\_13\_2020 Ltr To DCAM \_Jeigerman
- **COMM277 10 26 2020 Climate Resiliency Plan**

Motion to Receive and File by Councillor Shand, seconded by Councillor Tontar. So voted.

## **Public Safety**

### ***In Committee:***

- COMM216\_01\_13\_2020 Ltr re: Ban the Use of Glyphosate
- COMM221\_01\_27\_2020 Letter re: Sign at 43 Pine Hill Road
- COMM227\_02\_10\_2020 Update and Request from Waste Stream Task Force
- APPL012\_03\_09\_2020 Invitation Nights - 12/4, 12/11, 12/18 2020
- COMM243\_05\_11\_2020 Ltr from Jane Rascal re: NMMCD
- APPT165\_04\_13\_2020 Dr. Robin Blair 18 Market St Board of Health 4/30/2023
- COMM254\_08\_10\_2020 Moseley Ave Ltr re: Sidewalk Safety and Roadway Speeding
- ORDR200\_07\_30\_2020 List of Crosswalks Amended
- COMM269\_10\_13\_2020 DPS Snow and Ice Plan
- COMM275\_10\_26\_2020 Ltr. Jim McCarthy
- COMM276\_10\_26\_2020 Ltr. Alex Matthews

## **Public Utilities**

### ***In Committee:***

## **Rules**

### ***In Committee:***

- COMM220\_01\_27\_2020 Proposed City Council Rule 9F
- ORDR170\_02\_24\_2020 Amendment Council Rules 2020 (COTW)
- ORDR171\_02\_24\_2020 Amendment to Rule 17B (COTW)

## **15. GOOD OF THE ORDER**

## **16. ADJOURNMENT**

Motion to Adjourn at 8:38 pm by Councillor Vogel, seconded by Councillor Khan. So voted.