

CITY COUNCIL MEETING MINUTES

REMOTE

January 11, 2021

7:30PM

City Council Meeting

Zoom Meeting Details:

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/83328609499>

Or iPhone one-tap :

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+1 346 248 7799

Webinar ID: 833 2860 9499

Moment of silence remembering Tony Fordham

1. CALL TO ORDER

The City Clerk, Richard B. Jones, called the meeting to order at 7:30 pm and called the roll. The following Councillors answered present: Zeid, Devlin, Eigerman, Khan, Lane, McCauley, Connell, Shand, Tontar, Vogel, and Wallace using Zoom as a platform.

2. ELECTION OF COUNCIL PRESIDENT

The City Clerk, Richard B. Jones, stated he would be handling the election of the Council President in round robin fashion.

Election of the President of the City Council:

Councillor Eigerman was elected to continue serving as Council President 2021.

Councillor Eigerman received six votes – (SZ, JD, JE, BL, JM, CW)

Councillor Shand received five votes – (AK, BC, HS, CT, BV)

Councillor Eigerman was re-elected Council President.

3. ORDR232_01_11_2021 COUNCIL RULES FOR 2021

Motion to approve by Councillor Zeid, by seconded by Councillor Khan. So voted.

4. ORDR233_01_11_2021 COUNCIL CALENDAR 2021

Motion to approve by Councillor Zeid, by seconded by Councillor Khan. So voted.

5. LATE FILE ITEMS

6. Motion to waive the rules and accept the late file items by Councillor Zeid, seconded by Councillor Khan. So voted.

Mayor's Update submitted 01_12_2021

7. PUBLIC COMMENT

Marc Cendron, 91 High Street

Lorraine Ward, 7 Sullivan Drive

Carole Wagan, 9 Olive Street

Cornelia Walsh, 102 Water Street

8. 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

- December 14, 2021
(updated)

(Approve)

7. COMMUNICATIONS

- APPL019_1_11_2021 Plum Autoworks Inc 2nd Hand MV License (L&P)
- APPL020_1_11_2021 R L Currie 2nd Hand MV License (L&P)

8. TRANSFERS

none

9. APPOINTMENTS

First Reading

- APPT209_01_11_2021 Lorraine Ward 7 Sullivan Dr. Human Rights Comm. 01/31/2023
**Referred to Planning and Development*
- APPT208_01_11_2021 * Marc Cendron 91 High St. Historical Comm. 01/31/2023
**Referred to Planning and Development*
- APPT210_01_11_2021 *Michael Sullivan 41 Summit Pl. Waterfront Trust 01/01/2025
- APPT216_01/11/2021 *Carole Wagan 9 Olive St. Conservation Comm. 01/31/2023
- APPT217_01_11_2021 *Cornelia Walsh 102 Water St. Conservation Comm. 01/31/2023

Re-Appointments

- APPT211_01_11_2021 Susanne Cameron 5 Milk St Affordable Housing Tr. 01/01/2023
- APPT212_01_11_2021 Jill Brennan 24 Webster St., Haverhill Assessor 01/01/2024
- APPT213_01_11_2021 Joseph Sederquist 2 Wightman Rd. Wilmington Asst. Harbormaster 12/31/2023
- APPT214_01_11_2021 Lori Bunyan 96 Lime St. Human Resources Dir. 01/01/2024
**Referred to Planning and Development*
- APPT215_01_11_2021 * Robert Ciampitti 552 Merrimac St. ZBA 02/01/2026
Removed from Consent Agenda, added to Regular Agenda

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

Education

- 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

Neighborhoods & City Services

- COMM197_10_28_19 Ltr re: Phillips Drive Neighborhood Drainage (COTW)
- COMM233_03_09_2020 Ltr re: MVRTA State Street Bus Stop Shelter
- COMM252_07_30_2020 Ltr re: Face Masks in public
- COMM269_10_13_2020 DPS Snow and Ice Plan
- ODNC066_11_30_2020 Chapter 12 Amendments to Snow and Ice

Rules

- COMM279_11_30_2020 CC Email Account

Motion to Approve Consent Agenda as Amended by Councillor Zeid, seconded by Councillor Khan. So voted.

**END OF CONSENT AGENDA
REGULAR AGENDA**

10. MAYOR'S UPDATE

Submitted 01_12_2021 Late File

11. COMMUNICATIONS

12. APPOINTMENTS FIRST READING

- APPT215_01_11_2021 Robert Ciampitti 552 Merrimac St. ZBA 02/01/2026
*Referred to Planning & Development by Councillor Zeid, seconded by Councillor Tontar. So voted. Councillors Devlin and Lane recused.

13. SECOND READING APPOINTMENTS

- | Appointments | | | | |
|------------------------|--------------------|-----------------|--------------------------------|-------------------------------|
| • | APPT205_12_14_2020 | Timothy Rooney | 9 Marshview Cir., Seabrook, NH | Asst. Harbormaster 12/31/2023 |
| Re-Appointments | | | | |
| • | APPT200_12_14_2020 | David Zinck | 6 Laurel Rd. | Electrical Insp. 1/1/2022 |
| • | APPT202_12_14_2020 | Enrico Caruso | 34 Russett Hill Rd., Haverhill | Asst. Harbormaster 12/31/2023 |
| • | APPT204_12_14_2020 | Richard Puopolo | 169 Apache Way, Tewksbury | Asst. Harbormaster 12/31/2023 |
| • | APPT206_12_14_2020 | Daniel Scott | 16 Johnson St., Windham, NH | Asst. Harbormaster 12/31/2023 |
| • | APPT207_12_14_2020 | Philip Stern | 271 Merrimac St., Apt. 2 | Asst. Harbormaster 12/31/2023 |
- Motion to approve collectively by Councillor Zeid, seconded by Councillor Khan. Roll call vote. 11 yes

14. ORDERS

- ORDR228_01_11_2021 Central Cong Church Amended Award to 50K
Motion to refer to Budget & Finance by Councillor Shand, seconded by Councillor Tontar. So voted.
- ORDR230_1_11_2021 Water and Sewer fees
Motion to refer to Public Utilities by Councillor Tontar, seconded by Councillor Khan. So voted.
- ORDR231_1_11_2021 Parking Definition Employee Downtown
Motion to refer to Public Safety by Councillor Connell, seconded by Councillor McCauley. So voted.

15. ORDINANCES

none

16. 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
- ORDR227_12_14_2020 Appropriate NRA funds for RFP award

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 & COTW
- ORDR216_10_13_2020 Supplemental Budget Charter Sec. 2-4 42K
- ORDR229_12_14_2020 Disposition and Funding for Rehabilitation former Brown School COTW
- COMM281_12_14_2020 Information Request for 57 Low Street COTW

Education

In Committee:

- **COMM235 03 30 2020 Ltr re: SC Appt. of Brett Murphy to Whittier Vo-Tech Cmte**
Motion to receive and file by Councillor Khan, seconded by Councillor Zeid. So voted.
- **COMM240 04 27 2020 Memo re: SOI Submission Info**
Motion to refer back to Education by Councillor Khan, seconded by Councillor Connell. So voted.
- 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
- APPL017_12_14_2020 State Automotive Repair-Second Hand Vehicle Sales
- APPL018_12_14_2020 LCA Motors- Second Hand Vehicle Sales

Neighborhoods & City Services

In Committee:

- **COMM197 10 28 19 Ltr re: Phillips Drive Neighborhood Drainage (COTW)**
Motion to receive and file by Councillor Connell, seconded by Councillor Tontar. So voted.
- **COMM233 03 09 2020 Ltr re: MVRTA State Street Bus Stop Shelter**
Motion to receive and file by Councillor Connell, seconded by Councillor Tontar. So voted.
- COMM234_03_30_2020 Ltr from Newburyport Livable Streets March 11, 2020
- **COMM252 07 30 2020 Ltr re: Face Masks in public**
Motion to receive and file by Councillor Connell, seconded by Councillor Tontar. So voted.
- **COMM269 10 13 2020 DPS Snow and Ice Plan**
Motion to receive and file by Councillor Connell, seconded by Councillor Tontar. So voted.
- **ODNC066 11 30 2020 Chapter 12 Amendments to Snow and Ice**
Motion to approve 1st reading by Councillor Connell, seconded by Councillor Khan. Motion to amend by Councillor Khan, seconded by Councillor Wallace to spell out COA to Council on Aging, and NYS to Youth Services. Motion to approve 1st reading amended by Councillor Connell, seconded by Councillor Khan. Roll call vote. 8 yes, 3 no (SZ, JD, CT) Motion passes.

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
- ORDR196_07_13_2020 Open Space and Recreation Plan 2020 (COTW)
- ORDR214_10_13_2020 Low Street Purchase w/ P&D (COTW)
- COMM270_10_13_2020 Ltr To DCAM _Jeigerman
- ORDR229_12_14_2020 Disposition and Funding for Rehabilitation former Brown School COTW
- APPT201_12_14_2020 Jennifer Blanchet 4 Island Ln., Newbury Zoning Admin. 12/31/2022
- COMM281_12_14_2020 Information Request for 57 Low Street COTW

Public Safety

In Committee:

- COMM216_01_13_2020 Ltr re: Ban the Use of Glyphosate
- 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
- ORDR200_07_30_2020 List of Crosswalks Amended

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)
- **COMM279 11 30 2020 CC Email Account**
Motion to receive and file by Councillor Vogel, seconded by Councillor Khan. So voted.

17. GOOD OF THE ORDER

January 19, 2021 meeting scheduled between the Conservation Committee and the City Council. Notices to be coordinated by the City Clerk.

City Council Retreat to be coordinated by the Council President.

18. ADJOURNMENT

Motion to adjourn at 9:53 pm by Councillor McCauley, seconded by Councillor Khan. So voted.