

CITY COUNCIL “HYBRID”
(REMOTE & IN PERSON) MEETING MINUTES

June 7, 2021

7:30 pm

LOCATION: Senior/Community Center, 331 High St, Newburyport

Zoom Details

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/87977934012>

Or One tap mobile :

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Webinar ID: 879 7793 4012

1. CALL TO ORDER

The City Council President, Jared Eigerman called the City Council meeting to order at 730 pm and asked the City Clerk, Richard B. Jones to call the roll. The following City Councillors answered present Zeid, Devlin, Khan, Lane, McCauley, Connell, Shand, Tontar, Vogel, Wallace, and Eigerman. 11 present, 4 using Zoom as a platform (AK, HS, BC, BL).

Motion to waive rule 10A by Councillor Tontar, seconded by Councillor Zeid. Roll call vote. 11 yes.

Motion passes.

2. LATE FILE

- ORDR 253_05_24_2021 Crosswalk High St
- APPL031_06_07_2021 Yankee Homecoming 7/31/21-8/8/21

Motion to waive the rules and accept the late file items by Councillor Zeid, seconded by Councillor Tontar.

Roll call vote. 10 yes, 1 absent (JD). Motion passes.

3. PUBLIC COMMENT

Ahmer Ibrahim, 85 Prospect St.

Jane Snow, 9 Coffin St.

4. MAYOR'S COMMENT

Council President postponed until later in the meeting when the Mayor would be present.

8:05pm Mayor gave update.

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.

5. APPROVAL OF MINUTES

- May 24, 2021 City Council Meeting (both Public Sessions) (Approve)

6. COMMUNICATIONS

- APPL025_06_07_2021 Block Party Lafayette St. 8/7/2021 (PS)
- APPL026_06_07_2021 Lyons Road Race 8/3/2021 (PS)
- APPL027_06_07_2021 Chocolate Tour 10/2/2021 (PS)

- APPL028_06_07_2021 GNOCA 5K Walk/Run 9/26/2021 (PS)
- APPL029_06_07_2021 Nbpt Half Marathon 10/24/2021 (PS)
- APPL030_06_07_2021 50's Car Show 8/12/2021 (PS)

7. TRANSFERS

- TRAN099_06_07_2021 Lib Staff 8,519.00 to GEN Heat/Elec 8,500.00, HR 19.00 (B&F)
- TRAN100_06_07_2021 RRFA Wtrfrnt 16,580.22 to PKG Main 16,580.22 (B&F)
- TRAN101_06_07_2021 Wtr Ret Earnings 194,000 to Fund Bal 100,000, CIP Lease 94,000 (B&F)
- TRAN102_06_07_2021 Sew Ret Earnings 149,000 to Fund Bal 100,000, CIP Lease 49,000 (B&F)
- TRAN103_06_07_2021 Free Cash 24,000 to CIP Lease 24,000 (B&F)
- TRAN104_06_07_2021 Free Cash 110,000 to FF Sal 53K, FF OT 45K, Dispatch 12K (B&F)
- TRAN105_06_07_2021 Lib Staff 3,475.00 to Rental 525, Supplies 1,500, Fuel 1,450 (B&F)

8. APPOINTMENTS

- APPT250_06_07_2021 Theresa Rooney 7R Beacon St. COA 5/31/2026
- APPT251_06_07_2021 Aileen Graf 2 Liberty St. Fruit St Hist Comm. 6/20/2024
- APPT252_06_07_2021 Adam Armstrong 5 Buck St Harbor Comm 4/01/2024
- APPT253_06_07_2021 Ahmer Ibrahim 85 Prospect St HRC 6/30/2024

Councillor Eigerman requested removing APPT251_06_07_2021 Aileen Graf from Consent Agenda.

Councillor Khan requested removing APPT253_03_06_2021 Ahmer Ibrahim from the Consent Agenda.

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

Neighborhoods & City Services

ORDR253_05_24_2021 Crosswalk High St

Public Safety

COMM282_01_27_2021 Ltr from Jim McCarthy re: Sign Proposal

END OF CONSENT AGENDA

Motion to approve the Consent Agenda as amended by Councillor Zeid, seconded by Councillor Connell. Roll call vote. 11 yes. Motion passes.

REGULAR AGENDA

9. MAYOR'S UPDATE

Motion to receive and file by Councillor Zeid, seconded by Councillor Devlin. Roll call vote. 11 yes. Motion passes.

10. COMMUNICATIONS

- APPL031_06_07_2021 Yankee Homecoming 7/31/21-8/8/21

Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.

11. FIRST READING APPOINTMENTS

- APPT251_06_07_2021 Aileen Graf 2 Liberty St. Fruit St Hist Comm. 6/20/2024

Motion to refer to Planning & Development by Councillor Zeid, seconded by Councillor Tontar. Roll call vote. 11 yes. Motion passes.

- APPT253_06_07_2021 Ahmer Ibrahim 85 Prospect St HRC 6/30/2024
Councillor Khan recused. Motion to approve by Councillor Zeid, seconded by Councillor Devlin. Roll call vote. 10 yes, 1 absent (AK). Motion passes.

12. SECOND READING APPOINTMENTS

- APPT247_05_24_2021 Brian Brunault 83 Garden St. Cnstble for Civil Business 7/1/2024
- APPT249_05_24_2021 Joseph Haberland 22 Farrell St Sch. Cmte. Whittier Reg. 5/31/2024
Vo.Tech. HS

Motion to approve collectively on 2nd reading by Councillor Zeid, seconded by Councillor Tontar. Roll call vote. 11 yes. Motion passes.

13. ORDERS

- ORDR254_06_07_2021 Increase to spending limit Electrical Insp.

Motion to refer to Budget & Finance by Councillor Zeid, seconded by Councillor Tontar. Roll call vote. 11 yes. Motion passes.

- ORDR255_06_07_2021 FY 2022 Revolving Funds

Motion to refer to Budget & Finance by Councillor Zeid, seconded by Councillor Tontar. Roll call vote. 11 yes. Motion passes.

- ORDR256_06_07_2021 Intent to Lease 50 Parker St

Motion to refer to Neighborhood & City Services by Councillor Tontar, seconded by Councillor Vogel. Roll call vote. 10 yes, 1 no (SZ). Motion passes.

- ORDR257_06_07_2021 Water & Sewer Rates

Motion to refer to Public Utilities by Councillor Tontar, seconded by Councillor Vogel. Roll call vote. 11 yes. Motion passes.

14. ORDINANCES

- ODNC074_04_12_2021 2nd reading Council Salaries with Supporting Memo

Motion to approve on second reading by Councillor Tontar, seconded by Councillor Connell. Roll call vote. 9 yes, 2 no (SZ, JD). Motion passes.

- ODNC077_05_10_2021 Merrimac St. Parking Restrictions
(Continued from May 24, 2021)

Motion to amend to read “No parking during prescheduled, permitted events at the Lower Atkinson Common fields” by Councillor Wallace, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.

Motion to approve 1st reading as amended by Councillor McCauley, seconded by Councillor Wallace. Roll call vote. 11 yes. Motion passes.

- ODNC080_06_07_2021 Amended Union St Parking Restrictions

Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.

- ODNC081_06_07_2021 Amended Quorum Historic Comm

Motion to refer to Planning & Development by Councillor Shand, seconded by Councillor Tontar. Roll call vote. 11 yes. Motion passes.

15. COMMITTEE ITEMS

Ad Hoc Committee on Economic Development

In Committee:

Ad Hoc Committee on Market Landing Park 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:

- COMM311_03_08_2021 Cllr Tontar letter re: KP Law Legal Opinion on Council Salaries
- ORDR248_05_10_2021 Budget Order 2022 w/memo from the Mayor
- TRAN097_05_24_2021 Gen. Fund-Free Cash \$65,260.87 & HWY Streetlights \$50,000 to Snow & Ice Labor \$238.00 & Snow & Ice-Expenses \$115,498.87
- TRAN098_05_24_2021 Multiple Accounts Transfer Appropriation Request \$3,071,492.00 to Multiple FY2022 Capital & Reserves \$3,071,492.00 (COTW)
- ORDR252_05_24_2021 Phillips Drive Loan Order
- ODNC079_05_24_2021 Plumbing and Gas Fees Sec 5-111 & 5-112

Education

In Committee:

- COMM273_10_13_2020 Ltr of Non-Support from Mayor on Acts of 1987
- COMM329_05_24_2021 Statement of Interest, School Building Authority

General Government

In Committee:

- COMM325_05_10_2021 Ordinance Review Committee Report
- COMM330_05_24_2021 Late File Code of Ordinances Edited May 2021
- COMM331_05_24_2021 Late File Newburyport Fee Schedule

License & Permits

In Committee:

- ODNC047_01_27_2020 General Ordinance - Short Term Rental Units Rules
- COMM229_02_24_2020 Ltr re: Implementation of Short-Term Rental Ordinance

Neighborhoods & City Services

In Committee:

- COMM234_03_30_2020 Ltr from Newburyport Livable Streets March 11, 2020
- COMM285_01_27_2021 Memorandum from Councillor Christine Wallace
- COMM299_02_08_2021 Late File Phillips Dr. Neighborhood Committee Ltr
- COMM326_05_10_2021 Late File Hale Street bicycle/pedestrian improvements (CIP)
- **ORDR253_05_24_2021 Crosswalk High St**

Motion to approve with 60 ft by Councillor Connell, seconded by Councillor Tontar. Roll call vote. 11 yes.
Motion passes.

Planning & Development

In Committee:

- COMM215_01_13_2020 Ltr re: Colby Farm Open Space Beautification
- ODNC046_01_27_2020 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)
- ODNC076_05_10_2021 Proposed Zoning Amendment Mini-Reform (COTW)
- APPT248_05_24_2021 Christopher J. Fay 20 Strong St. Historical Comm.

5/31/2024

Public Safety

In Committee:

- COMM216_01_13_2020 Ltr re: Ban the Use of Glyphosate
- APPT165_04_13_2020 Dr. Robin Blair 18 Market St. Board of Health 4/30/2023
- COMM243_05_11_2020 Ltr from Jane Rascal re: NMMCD
- ORDR200_07_30_2020 List of Crosswalks Amended
- **COMM282_01_27_2021 Ltr from Jim McCarthy re: Sign Proposal**

Motion to refer to Planning & Development by Councillor McCauley, seconded by Councillor Tontar. Roll call vote. 11 yes. Motion passes.

- COMM283_01_27_2021 Ltr from Jim McCarthy-speed limit
- APPL023_03_08_2021 Late File Event App The Moving Wall
- COMM328_05_10_2021 Late File Petition 25 mph Ferry & Laurel Rds.

Public Utilities

In Committee:

- COMM290_02_08_2021 Falmouth Broadband Feasibility Study (full text in Clerk's office)
- COMM295_02_08_2021 Best Best & Krieger Small Cells Order Annual Meeting
- COMM296_02_08_2021 Ntoa FCC Small Wireless Facilities Rules Compliance Guide

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)
- ORDR239_02_8_2021 Council Rule 7 and 10B

16. GOOD OF THE ORDER

Councillor Shand – DEI meets on the next three Tuesday nights.

17. ADJOURNMENT

Motion to adjourn at 8:17 pm by Councillor Zeid, seconded by Councillor Tontar. Roll call vote. 11 yes. Motion passes.