

CITY COUNCIL “HYBRID”

MEETING MINUTES

February 28, 2022

City Council Meeting 7:30 pm

LOCATION: City Council Chambers, City Hall

60 Pleasant Street, Newburyport

Zoom details:

<https://us02web.zoom.us/j/81299990548>

Or One tap mobile:

US: +19292056099,81299990548#

Or Telephone:

US: +1 929 205 6099

Webinar ID: 812 9999 0548

1. MOMENT OF SILENCE

Remembering Lawrence Twomey, Charles Carroll, and the people of Ukraine.

2. PLEDGE OF ALLEGIANCE

3. CALL TO ORDER

The City Council President Heather Shand called the meeting to order at 7:30 pm and asked the City Clerk, Richard B. Jones, to call the roll. The following City Councillors answered present Khan, Lane, McCauley, Preston, Vogel, Wallace, Wright, Zeid, Donahue, Cameron, and Shand. 11 present (BL remote).

4. SECOND READING APPOINTMENT

APPT00300_02_14_2022 Megan M. Tierney Sergeant, Newburyport Police Department

Motion to move APPT00300 to the beginning of the meeting by Councillor McCauley, seconded by Councillor Preston. Roll call vote. 11 yes. Motion passes. Motion to approve on second reading by Councillor McCauley, seconded by Councillor Preston. Roll call vote. 11 yes. Motion passes.

Pinning Ceremony

City Marshal Mark Murray said a few words of introduction. Sergeant Megan M. Tierney was then sworn in by City Clerk Richard B. Jones, and pinned by Officer Joshua Tierney.

5. LATE FILE

- ORDR00323_02_28_2022 ROUTE 1 SPEED LIMIT

Motion to waive the rules and accept the late file by Councillor Cameron, seconded by Councillor Vogel.

Roll call vote. 11 yes. Motion passes

6. PUBLIC COMMENT

Molly Ettenborough, Recycling and Energy Manager City of Newburyport

Rick Taintor, 10 Dexter Street

Gregory Caplan, 17 Mechanics Row, Amesbury

Lindsay York Carter, 129 Merrimac Street

7. 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.

8. APPROVAL OF MINUTES

- February 14, 2022

(Approve)

9. COMMUNICATIONS

- COMM00390_02_28_2022 Gregory Caplan Ltr-Low St./Bright Horizons access to Fuller Field (PS)

10. TRANSFERS

11. APPOINTMENTS

**To be referred to Planning and Development*

- *APPT00301_02_28_2022 Jamie Pennington 8 Buck St. Planning Board 3/1/2027
- *APPT00302_02_28_2022 Andrew F. Bernhardt 35 Oakland St. Historical Comm. 3/1/2025

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

Ad Hoc Committee on Economic Development

- ODNC098_10_12_2021 Permanent Parklets Legislation
City Clerk noted that ODNC098 will not be coming out of Committee.

BUDGET & FINANCE

- TRAN00118_02_14_2022 Gen. Fund \$7,500 to MYR Consulting Services \$7,500
- TRAN00119_02_14_2022 Gen. Fund \$8,394 to Essex Tech Assessment \$8,394
- TRAN00120_02_14_2022 Gen. Fund \$15,000 to CCN Legal Ads \$3,000 CCN Ordinance Recodification \$5,500 BDR Elections \$6,500
- TRAN00121_02_14_2022 Solid Waste Revolving Fund \$35,000 to Pick-Up Truck Purchase \$35,000

PUBLIC SAFETY

- APPL00064_01_31_2022 Newburyport Spring Half Marathon 4/24/2022
- APPL00065_02_14_2022 Town & Country Half Marathon - 6/12/2022
- APPL00066_02_14_2022 IPA 5K Road Races 4/10/22, 7/10/22, 9/11/22
- ODNC00104_01_31_2022 Handicapped Parking Space – Liberty Street
- COMM00383_01_31_2022 NFD/OEM FY2021 Report to City Council

END OF CONSENT AGENDA

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

REGULAR AGENDA

9. MAYOR'S UPDATE

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

10. FIRST READING APPOINTMENTS

11. COMMUNICATIONS

12. TRANSFERS

13. SECOND READING APPOINTMENTS

- APPT00299_02_14_2022 Marcia Foley 206 Low St. Licensing Board 06/01/2028
- Motion to approve on second reading by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.

14. ORDERS

- ORDR00321_02_28_2022 An Act Authorizing the Continued Employment of Officer Vorderis
Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 11 yes. Motion passes.
- ORDR00322_02_28_2022 Licensed Contractor Boston North Development Excavation Services LLC
Motion to table by Councillor Vogel, seconded by Councillor Zeid. Roll call vote. 10 yes, 1 no (JM). Motion passes.
- ORDR00315_01_10_2022 Amended City Council Calendar 2022
Motion to waive the rules and approve by Councillor McCauley, seconded by Councillor Preston. Roll call vote. 11 yes. Motion passes.
- ORDR00316_01_10_2022 Amended City Council Rules 2022
Motion to refer to Rules by Councillor Vogel, seconded by Councillor Khan. Roll call vote. 11 yes. Motion passes.
- ORDR00323_02_28_2022 Late File Route 1 Speed Limit
Motion to refer to Public Safety by Councillor Donahue, seconded by Councillor McCauley . Roll call vote. 11 yes. Motion passes.

15. ORDINANCES

- ODNC00107_02_28_2022 15 Minute Parking Spaces
Motion to refer to Public Safety by Councillor McCauley, seconded by Councillor Cameron. Roll call vote. 11 yes. Motion passes.
- ODNC00108_02_28_2022 City Council Meeting Start Time to 7 pm
Motion to refer to Rules by Councillor Vogel, seconded by Councillor Zeid. Roll call vote. 11 yes. Motion passes.

16. COMMITTEE ITEMS

Ad Hoc Committee on Economic Development

In Committee:

- ODNC098_10_12_2021 Permanent Parklets Legislation

Ad Hoc Committee on Market Landing Park and COTW

In Committee:

Budget & Finance

In Committee:

- **TRAN00118 02 14 2022 Gen. Fund \$7,500 to MYR Consulting Services \$7,500**
Motion to approve by Councillor Zeid, seconded by Councillor Khan. Roll call vote. 11 yes. Motion passes.
- **TRAN00119 02 14 2022 Gen. Fund \$8,394 to Essex Tech Assessment \$8,394**
Motion to approve by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 11 yes. Motion passes.
- **TRAN00120 02 14 2022 Gen. Fund \$15,000 to CCN Legal Ads \$3,000 CCN Ordinance Recodification \$5,500 BDR Elections \$6,500**
Motion to approve by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 11 yes. Motion passes.
- **TRAN00121 02 14 2022 Solid Waste Revolving Fund \$35,000 to Pick-Up Truck Purchase \$35,000**
Motion to approve by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 11 yes. Motion passes.

Education

In Committee:

General Government

In Committee:

- ORDR00319_02_14_2022 Kelley School Funds Order

License & Permits

In Committee:

- ODNC047_01_27_2020 General Ordinance - Short Term Rental Units Rules
- COMM00385_01_31_2022 STRU Fire Sprinkler Systems
- COMM00388_01_31_2022 UPDATED STRU Fire Sprinkler Systems

Neighborhoods & City Services

In Committee:

- COMM299_02_08_2021 Phillips Dr. Neighborhood Committee Ltr
- ODNC102_11_08_2021 Late File - Ch. 17 Stormwater Management Revisions
- ODNC00103_01_10_2022 Streets, Sidewalks, and Other Public Places Alterations & Maintenance
- ODNC00106_02_14_2022 CH2 COA Ordinance Amendment

Planning & Development

In Committee:

- ODNC046_01_27_2020 Zoning Amendment Short Term Rental Unit (STRU) (COTW)
- COMM00382_01_31_2022 Update from Global re 107 State Street
- ODNC00105_02_14_2022 Zoning Amendment Business Park Uses

Public Safety

In Committee:

- APPL00064 01 31 2022 Newburyport Spring Half Marathon 4/24/2022
- APPL00065 02 14 2022 Town & Country Half Marathon - 6/12/2022
- APPL00066 02 14 2022 IPA 5K Road Races 4/10/22, 7/10/22, 9/11/22

Motion to approve collectively by Councillor McCauley, seconded by Councillor Zeid. Roll call vote. 11 yes. Motion passes.

- ODNC00104 01 31 2022 Handicapped Parking Space – Liberty Street
- Motion to approve on first reading by Councillor McCauley, seconded by Councillor Donahue. Councillor McCauley accepted the friendly amendment by Councillor Khan to remove the A from M.G.L.A. reference. Motion to approve on first reading as amended by Councillor McCauley, seconded by Councillor Donahue. Roll call vote. 11 yes. Motion passes.
- COMM00383 01 31 2022 NFD/OEM FY2021 Report to City Council

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

Public Utilities

In Committee:

Rules

In Committee:

- ORDR239_02_8_2021 Council Rule 7 and 10B

17. GOOD OF THE ORDER

Council President Shand gave an update on 107 State Street and Global Oil.

Councillor McCauley gave an update that the property has closed for the West End Fire Station.

18. ADJOURNMENT

Motion to adjourn at 8:30 pm by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 11 yes. Motion passes.