

CITY COUNCIL “HYBRID”

MEETING MINUTES

June 13, 2022

City Council Meeting 7:00 pm

LOCATION: City Council Chambers, City Hall

60 Pleasant Street, Newburyport

Zoom details for Hearing and Council Meeting:

<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 Boua Dechhat, Mas Dechhat, First Responders, and Good Samaritans.

2. PLEDGE OF ALLEGIANCE

3. CALL TO ORDER

The City Council President Heather Shand called the meeting to order at 7:00 pm and asked the City Clerk, Richard B. Jones, to call the roll. The following City Councillors answered present: Cameron, Donahue, Khan, Lane, McCauley, Preston, Vogel, Wallace, Wright, Zeid, and Shand. 11 present.

4. LATE FILE

- COMM00418_06_13_2022 Ltr. Claire Papanastasiou re: IFS Proposed Settlement (GG)
- COMM00419_06_13_2022 Ltr. Peter Mackin re: IFS Proposed Settlement (GG)
- TRAN00132_06_13_2022 Reciepts Reserved Appr. Fuel \$58,031 to DPS Highway Fuel \$58,031 (B&F)
- ORDR00367_06_13_2022 Parks Make A Wish Gift Acceptance (B&F)
- ODNC00115_06_13_2022 Amendment to Noise 8 – 101 (PS)

Motion to waive the rules and accept the late files by Councillor Zeid, seconded by Councillor Lane. So voted.

5. PUBLIC COMMENT

Mark Griffin 3 Orange St.

Claire Papanastasiou 3 Orange St.

Peter Makin 13 Prospect St.

Ann Clausen 3 Otis Pl.

Owen Smith 175 Storey Ave

6. 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.

7. APPROVAL OF MINUTES

May 31, 2022

(Approve)

8. COMMUNICATIONS

- APPL00084_06_13_2022 Block Party 22 Lafayette St. Sat., August 6th 3-10pm (PS)
- APPL00085_06_13_2022 Waterfront Concert w/vendors Mon. & Tues., July 4th & 5th 10am-8pm (PS)
- APPL00086_06_13_2022 19th Annual Chocolate Tour Saturday, Oct. 1st 12-4pm (PS)
- APPL00087_06_13_2022 Walk Against Domestic Violence Sunday, Oct. 2nd 8-11am (PS)

9. TRANSFERS

- TRAN00130_06_13_2022 Fire Dept. Multiple \$195,000 to Fire OT \$150,000, Fire Salary \$25,000, and Fire Dispatch OT \$20,000 (B&F)
- TRAN00131_06_13_2022 Mayor's Office IT Salary Dir. \$45,000 to IT Prof Serv. \$20,000 and Offsite Serv. \$25,000 (B&F)

10. APPOINTMENTS

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

BUDGET & FINANCE

- ORDR00354_05_09_2022 FY23 CPC Recommendations (COTW) PARTIAL: Projects 2, 3, 5, 6, 7, 10
- ORDR00362_05_31_2022 Friends of COA Gift Acceptance \$15,700
- ORDR00361_05_31_2022 Free Cash Transfer & Grant Acceptance – LWCF Grant for Bartlet Mall
- TRAN00128_05_31_2022 Library Staff Salary \$25,955 to Library Heat/Electricity \$6,000 and Library Maint. Expense \$18,535 and Library Admin Expense \$1,420

PUBLIC SAFETY

- APPT00323_05_31_2022 George Sass 37 Jefferson St. Harbor Commission 5/31/2025
**Re-appointment*
- APPL00078_05_31_2022 Block Party 14 Dove St. Saturday, August 6th 5:30pm -10pm
- APPL00079_05_31_2022 Newburyport Lions Bed Race August 4th 5pm-8pm
- APPL00081_05_31_2022 Block Party 31 Howard St. Friday June 17th 12pm-9pm
- APPL00083_05_31_2022 Riverfest Saturday, July 23rd 12pm-7pm
- COMM00411_05_31_2022 Waterfront Trust Ltr re: July 4-5th Event property use
- COMM00413_05_31_2022 Ltr. Bob Keller re: Speed Limits
- COMM00396_03_14_2022 Ltr. Stephen Comley
- COMM00390_02_28_2022 Gregory Caplan Ltr-Low St./Bright Horizons access to Fuller Field
- ODNC00112_05_31_2022 Amendment Brown Sq Way No Parking
- ODNC00113_05_31_2022 Amendment Brown Sq Way Drop Off Zone

PUBLIC UTILITIES

- APPT00314_04_25_2022 Daniel A. Simon 11 Jackson St. Water/Sewer Comm. 4/30/2024

END OF CONSENT AGENDA

Motion to add the late files to the Consent Agenda, referring them to the respective Committees as noted by Councillor Zeid, seconded by Councillor Cameron. So voted. Motion to approve the Consent Agenda as amended by Councillor Zeid, seconded by Councillor Cameron. So voted.

REGULAR AGENDA

9. MAYOR'S UPDATE

Motion to receive and file by Councillor Zeid, seconded by Councillor Lane. So Voted.

10. FIRST READING APPOINTMENTS

11. COMMUNICATIONS

12. TRANSFERS

13. SECOND READING APPOINTMENTS

- APPT00325_05_31_2022 Marilyn Cohodas 66 Washington St. Tree Commission 6/30/2025
Motion to approve on 2nd reading by Councillor Zeid, seconded by Councillor Wallace. Roll call vote. 11 yes.
Motion passes.

14. ORDERS

- ORDR00363_06_13_2022 Water & Sewer Rates FY23 (PU)
Motion to refer to Public Utilities and COTW by Councillor Vogel, seconded by Councillor Wright. So voted.
- ORDR00364_06_13_2022 FY23 Revolving Fund Spending Limits (B&F)
Motion to refer to Budget & Finance by Councillor Zeid, seconded by Councillor Vogel. So voted.
- ORDR00365_06_13_2022 Acceptance Preservation 90 Water Street (P&D)
Motion to refer to Planning & Development by Councillor Cameron, seconded by Councillor Vogel. So voted.
- ORDR00366_06_13_2022 Ward 2 Polling Place Change (GG)
Motion to refer to General Government by Councillor Khan, seconded by Councillor Vogel. So voted.

15. ORDINANCES

- ODNC00110_05_09_2022 2nd Reading amended 5-18-2022 Updating Departmental Revolving Funds
Motion to approve on 2nd reading by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 9 yes, 2 no (SZ, JM). Motion passes.
- ODNC00116_06_13_2022 Atwood St. Parking Restrictions
Motion to refer to Public Safety by Councillor McCauley, seconded by Councillor Donahue. So voted.

16. COMMITTEE ITEMS

Ad Hoc Committee on Economic Development

In Committee:

Ad Hoc Committee on Market Landing Park and COTW

In Committee:

Budget & Finance

In Committee:

- **ORDR00354 05 09 2022 FY23 CPC Recommendations (COTW) Partial :Projects 2, 3, 5, 6, 7, 10**
Motion to approve Project 2 by Councillor Zeid, seconded by Councillor Wright. So voted.
Motion to approve Project 3 by Councillor Zeid, seconded by Councillor Khan. So voted.
Motion to approve Project 5 by Councillor Zeid, seconded by Councillor Wallace. 9 yes, 2 no (SZ, BL).
So voted.
Motion to approve Project 6 by Councillor Zeid, seconded by Councillor Khan. So voted.
Councillor Zeid recused. Motion to approve Project 7 by Councillor Khan, seconded by Councillor Wright.
9 yes, 1 no (JD), 1 recused (SZ). So voted.
Motion to approve Project 10 by Councillor Zeid, seconded by Councillor Cameron. 10 yes, 1 no (JM).
So voted.
- **ORDR00362 05 31 2022 Friends of COA Gift Acceptance \$15,700**
Motion to approve by Councillor Zeid, seconded by Councillor Khan. So voted.
- **ORDR00361 05 31 2022 Free Cash Transfer & Grant Acceptance – LWCF Grant for Bartlet Mall**
Motion to approve by Councillor Zeid, seconded by Councillor Khan. Roll call vote. 11 yes. Motion
passes.
- **TRAN00128 05 31 2022 Library Staff Salary \$25,955 to Library Heat/Electricity \$6,000
and Library Maint. Expense \$18,535 and Library Admin Expense \$1,420**
Motion to approve by Councillor Zeid, seconded by Councillor Khan. So voted.

- ORDR00336_03_28_2022 ARPA Amesbury 250K
- ORDR00355_05_09_2022 Loan Order \$2,574,000 Bartlet Mall Improvements Project
- ORDR00356_05_09_2022 Loan Order \$3,000,000 Market Landing Park Expansion Project
- ORDR00350_05_09_2022 FY2023 Budget Order (COTW)
- TRAN00129_05_31_2022 Mayor's Office Multiple See Attached \$3,021,480.56 to Multiple See Attached \$3,021,480.56
- ORDR00359_05_31_2022 Gift Acceptance FONT \$9,000

Education

In Committee:

General Government

In Committee:

- COMM00402_04_11_2022 12 Cushing Ave Paper St. Inquiry
- COMM00405_04_11_2022 Mayor's Strategic Plan (COTW)
- COMM00417_05_31_2022 Ltr. Jane Snow re: Coffin St.
- COMM00410_05_31_2022 Ltr. Lawrence Cavalieri Coffin St. Ext
- APPT00322_05_31_2022 Richard B. Jones 283 High St. City Clerk 06/30/2025
- *Re-appointment
- ORDR00360_05_31_2022 Authorizing City Clerk Contract 2022

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
- ODNC00103_01_10_2022 Streets, Sidewalks, and Other Public Places Alterations & Maintenance
- COMM00406_04_11_2022 Pioneer League Letter re: Pickleball

Planning & Development

In Committee:

- ODNC046_01_27_2020 Zoning Amendment Short Term Rental Unit (STRU) (COTW)
- COMM00398_03_28_2022 Memo DHCD MBTA Housing Choice Briefing (COTW)
- APPT00316_04_25_2022 Stephen Moore 10 N. Atkinson St. Conservation Comm. 5/1/2025
- APPT00317_04_25_2022 Lynn Schow 75 High St. ZBA 5/15/2023
- APPT00321_05_09_2022 Charles Aloviseti 60 Bromfield St Conservation Comm. 6/1/2025
- ODNC00111_05_09_2022 Amendment Net Zero Energy Public Projects
- COMM00415_05_31_2022 Global Efforts Related/Potential Residential Use Property 5/22 Update
- APPT00326_05_31_2022 Bonnie Sontag 21 Smith St. Planning Board 6/30/2027
- APPT00327_05_31_2022 Patricia Peknik 4 Dove St. ZBA 6/30/2023
- ORDR00358_05_31_2022 Acceptance of Stables - Colby Farm Lane Lot 3

Public Safety

In Committee:

- APPT00323_05_31_2022 George Sass 37 Jefferson St. Harbor Commission 5/31/2025

*Re-appointment

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

- **APPL00078 05 31 2022 Block Party 14 Dove St. Saturday, August 6th 5:30pm -10pm**
- **APPL00079 05 31 2022 Newburyport Lions Bed Race August 4th 5pm-8pm**
- **APPL00081 05 31 2022 Block Party 31 Howard St. Friday June 17th 12pm-9pm**
Motion to approve collectively APPL00078, APPL00079, APPL00081 by Councillor McCauley, seconded by Councillor Wright. So voted.
- **APPL00083 05 31 2022 Riverfest Saturday, July 23rd 12pm-7pm**
- Motion to approve by Councillor McCauley, seconded by Councillor Zeid. So voted.
- **COMM00411 05 31 2022 Waterfront Trust Ltr re: July 4-5th Event property use**
- **COMM00413 05 31 2022 Ltr. Bob Keller re: Speed Limits**
- **COMM00396 03 14 2022 Ltr. Stephen Comley**
- **COMM00390 02 28 2022 Gregory Caplan Ltr-Low St./Bright Horizons access to Fuller Field**
Motion to receive and file collectively, COMM00411, COMM00413, COMM00396, COMM00390 by Councillor McCauley, seconded by Councillor Wright. So voted.
- **ODNC00112 05 31 2022 Amendment Brown Sq Way No Parking**
- **ODNC00113 05 31 2022 Amendment Brown Sq Way Drop Off Zone**
Motion to approve collectively on 1st reading ODNC00112 and ODNC00113 by Councillor McCauley, seconded by Councillor Wright. Roll call vote. 10 yes, 1 no (CP). Motion passes.
- **APPL00085 06 13 2022 Waterfront Concert w/vendors Mon. & Tues., July 4th & 5th 10am-8pm**
Motion to remove from Committee, declare an emergency, and approve by Councillor McCauley, seconded by Councillor Wright. Councillor Zeid noted that the insurance is required naming the City of Newburyport. So voted.
- APPL00080_05_31_2022 Movable Sign for Smitten at State St. & Threadneedle Alley
- COMM00412_05_31_2022 Ltr Ann Jaronyk re: Traffic Safety
- COMM00414_05_31_2022 Ltr. Emily Dunn re: Traffic on Merrimac Street
- APPT00324_05_31_2022 Justin Dutcher 7 Morin Rd. St. Harbor Commission 5/31/2025
*Re-appointment
- ODNC00114_05_31_2022 Amended Liberty St Resident Parking

Public Utilities

In Committee:

- **APPT00314 04 25 2022 Daniel A. Simon 11 Jackson St. Water/Sewer Comm. 4/30/2024**
Motion to approve by Councillor Vogel, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.
- ORDR00352_05_09_2022 Licensed Contractor Robert Pike Construction, Inc.
- ORDR00353_05_09_2022 Licensed Contractor Commonwealth and Consulting Co., Inc.

Rules

In Committee:

- ORDR239_02_8_2021 Council Rule 7 and 10B

17. GOOD OF THE ORDER

Councillor Khan recognized the Newburyport school nurses for saving the life of a middle school student. Councillor Wallace recognized the good Samaritans who aided first responders in the tragic accident on the Merrimack River.

There was a brief discussion on clarifying the position of the City Council with respect to the IFS settlement.

18. ADJOURNMENT

Motion to adjourn at 8:47pm by Councillor Donahue, seconded by Councillor Vogel. So voted.