

CITY COUNCIL “HYBRID”

MEETING MINUTES

SEPTEMBER 12, 2022

City Council Meeting 7:00 pm

LOCATION: City Council Chambers, City Hall

60 Pleasant Street, Newburyport

Zoom details for City 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

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: Wright, Zeid, Cameron, Donahue, Khan, Lane, McCauley, Preston, Vogel, Wallace, and Shand. 11 present.

4. LATE FILE

- COMM00432_09_12_2022 Ad Hoc Committee on Adaptive Reuse of Brown School Property
 - COMM00433_09_12_2022 Petition Rule7G re ORDR0377_08_08_2022
 - APPL00110_09_12_2022 Indigenous Peoples Day Observance Sat Oct. 8th 10am-3pm (PS)
- Motion to waive the rules to accept the Late Files by Councillor Khan, seconded by Councillor Preston. 10 yes, 1 no (SZ). So voted.

5. PUBLIC COMMENT

Jane Snow	9 Coffin St.
Tom Kolterjahn	64 Federal St.
Robert Koup	36 Lime St.
Reg Bacon	21 Strong St.
Brian Callahan	29 Warren St.
Stephanie Niketic	93 High St.
Michael Underwood	21 Beck St.
Mary Krajci	232 High St.
Kevin Bannigan	43 Middle St.
George Odell	7 Neptune St.

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

- August 23, 2022 (Approve)
- August 29, 2022 (Approve)

8. COMMUNICATIONS

- APPL00107_09_12_2022 Chamber of Commerce Fall Fest 2022 10/15-10/16 10am-7pm (PS)
- APPL00108_09_12_2022 BHHS Verani Blood Drive East Parking Lot 10/7 8:30am-4:30pm (PS)

- APPL00109_09_12_2022 21st Annual Art Auction 65 Water St. 9/24 5:30pm-11:30pm (PS)
APPL00109 Removed from Consent Agenda at the request of Councillor McCauley.
- COMM00430_09_12_2022 FY22 Year-End Financial Report (B&F)
- COMM00431_09_12_2022 Ltr. Parks from Mary Gayden Wilkins Haslinger (R&F)

9. TRANSFERS

10. APPOINTMENTS

- APPT00338_09_12_2022 Joseph C. Teixeira 44 Hale St. Community Preservation Cmte. 10/1/2025 (P&D)
Re_Appointments:
- APPT00339_09_12_2022 Kevin Hunt 14 10th St. Veteran's Agent 10/1/2023 (N&CS)
- APPT00340_09_12_2022 Jennifer Groskin 11 Myrtle Ave. Human Rights Comm. 10/1/2025 (GG)

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

BUDGET & FINANCE

- APPT00337_08_29_2022 Julie Languirand 13 Cushing Ave. Salisbury Treasurer/Collector 09/1/2025

NEIGHBORHOOD & CITY SERVICES

- ORDR00378_08_08_2022 Crosswalk – Kent & Washington

PLANNING & DEVELOPMENT

- ORDR00381_08_29_2022 Special Municipal Employee - Aileen Graf of Graf Architects
- APPT00335_08_29_2022 William J. Mullen 7 Broad St. Conservation Comm. 09/30/2025

PUBLIC SAFETY

- APPL00100_08_29_2022 Block Party Oakland St. Sat. Sept. 24th 3-10pm
- APPL00101_08_29_2022 Block Party Cushing Ave. Sat. Sept. 24th 2-8pm
- APPL00102_08_29_2022 Block Party Olive St. Sat. Sept. 17th 3-8pm
- APPL00103_08_29_2022 NBPT Half Marathon & Relay Sun. Oct. 23rd 9am-2pm
- APPL00104_08_29_2022 8th Annual Harborside Half Marathon & 5K Sun. Nov. 13th 9am-1pm
- APPL00105_08_29_2022 Paws for a Cause Sat. Oct. 15th 10am-12pm
- APPL00106_08_29_2022 NBPT Youth Hockey Tag Day Sat. Nov. 19th 7:30am-2pm

END OF CONSENT AGENDA

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

- APPL00109_09_12_2022 21st Annual Art Auction 65 Water St. 9/24 5:30pm-11:30pm
Motion to waive the rules, declare an emergency, and approve by Councillor McCauley, seconded by Councillor Cameron. So voted.

- COMM432_09_12_2022 Ad Hoc Committee on Adaptive Reuse of Brown School Property
Motion to refer to Planning & Development by Councillor McCauley, seconded by Councillor Khan. 10 yes, 1 no (SZ). So voted.

12. TRANSFERS

- TRAN00138_09_12_2022 Emergency Preamble
- TRAN00138_09_12_2022 Mayor: PI Beach Fund \$30K to FEMA Hazard Mitigation Grant Program \$30K
Motion to waive the rules, declare an emergency, and approve collectively by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.

13. SECOND READING APPOINTMENTS

14. ORDERS

- ORDR00382_09_12_2022 Approval to Pay Prior Year Bills
Motion to refer to Budget & Finance by Councillor Zeid, seconded by Councillor Preston. So voted.

15. ORDINANCES

- ODNC046_01_27_2020 Zoning Amendment Short Term Rental Unit (STRU) (COTW)
Continued to a date certain September 12, 2022

Motion to amend p. 12, Sec. 8 Exception Pre-Existing STRUS by Councillor Preston, seconded by Councillor Vogel. (on the floor)

Motion to add friendly amendment to accept Paragraph 8 by Councillor Preston, seconded by Councillor Vogel. Roll call vote. 11 yes. Motion passes.

Motion to amend to add Paragraph 8 as amended by Councillor Preston, and seconded by Councillor Vogel. Roll call vote. 5 yes (MW, JD, AK, CP, BV), 6 no (SZ, EC, BL, JM, CW, HS). Motion fails.

Motion to amend Paragraph 9 to June 1, 2023 by Councillor McCauley, seconded by Councillor Lane. Roll call vote. 11 yes. Motion passes.

Motion to move the question by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 11 yes. Motion passes.

Motion to approve as amended by Councillor Cameron, seconded by Councillor McCauley. Roll call vote. 7 yes (SZ, EC, JD, BL, JM, CW, HS), 4 no (MW, AK, CP, BV). Motion fails.

- ODNC00122_07_11_2022 **2nd Reading** Proposed-Zoning-Amendment-Fire-Stations

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

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:

- APPT00337 08 29 2022 Julie Languirand 13 Cushing Ave. Salisbury Treasurer/Collector 09/1/2025
Motion to approve by Councillor Zeid, seconded by Councillor Khan. Roll call vote. 11 yes. Motion passes.
- ORDR00336_03_28_2022 ARPA Amesbury 250K (COTW)
- ORDR00355_05_09_2022 Loan Order \$2,574,000 Bartlet Mall Improvements Project (COTW)
- ODNC00117_06_27_2022 Building Inspector Enforcement
- ODNC00118_07_11_2022 Amend Municipal Fees

Education

In Committee:

General Government

In Committee:

- COMM00402_04_11_2022 12 Cushing Ave Paper St. Inquiry
- COMM00417_05_31_2022 Ltr. Jane Snow re: Coffin St.
- COMM00410_05_31_2022 Ltr. Lawrence Cavalieri Coffin St. Ext

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:

- **ORDR00378 08 08 2022 Crosswalk – Kent & Washington**

Motion to approve by Councillor Wallace, seconded by Councillor Zeid. Motion to amend to add a second crosswalk at Washington Street, east of Kent Street by Councillor Wallace, seconded by Councillor McCauley. So voted. Motion to approve as amended by Councillor Wallace, seconded by Councillor Zeid. So voted.

- 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
- ORDR00373_07_11_2022 Crosswalk Plummer Ave
- ORDR00374_07_11_2022 Plummer Ave Safety Zone Plan
- ORDR00380_08_08_2022 Parks Department Reorganization (with Mayor's message) (COTW)

Planning & Development

In Committee:

- **ORDR00381 08 29 2022 Special Municipal Employee - Aileen Graf of Graf Architects**

Motion to approve by Councillor Cameron, seconded by Councillor McCauley. Roll call vote. 6 yes (EC, AK, CP, BV, CW, HS), 5 no (MW, SZ, JD, BL, JM). Motion passes.

- **APPT00335 08 29 2022 William J. Mullen 7 Broad St. Conservation Comm. 09/30/2025**

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

- **ORDR00377 08 08 2022 Projected future use of the former GW Brown School Property**

Motion to approve by Councillor McCauley, seconded by Councillor Cameron. Roll call vote. 8 yes (MW, SZ, EC, BL, JM, BV, CW, HS), 3 no (JD, AK, CP). Motion passes.

- ORDR00379_08_08_2022 Acceptance of Public Easement - Colby Farm Lane Playground

Public Safety

In Committee:

- **APPL00100 08 29 2022 Block Party Oakland St. Sat. Sept. 24th 3-10pm**

Motion to approve with the stipulations that Oakland Street is only close between Munroe and Merrimac Streets, DPS is notified, and there is sufficient signage by Councillor McCauley, seconded by Councillor Cameron. Roll call vote. 10 yes, 1 no (SZ). Motion passes.

- **APPL00101 08 29 2022 Block Party Cushing Ave. Sat. Sept. 24th 2-8pm**

Motion to approve collectively APPL00101, APPL00102, and APPL00106 by Councillor McCauley, seconded by Councillor Donahue. So voted.

- **APPL00102 08 29 2022 Block Party Olive St. Sat. Sept. 17th 3-8pm**

Motion to approve collectively APPL00101, APPL00102, and APPL00106 by Councillor McCauley, seconded by Councillor Donahue. So voted.

- **APPL00103 08 29 2022 NBPT Half Marathon & Relay Sun. Oct. 23rd 9am-2pm**

Motion to approve collectively APPL00103, APPL00104, and APPL00105 by Councillor McCauley, seconded by Councillor Donahue. So voted.

- **APPL00104 08 29 2022 8th Annual Harborside Half Marathon & 5K Sun. Nov. 13th 9am-1pm**

Motion to approve collectively APPL00103, APPL00104, and APPL00105 by Councillor McCauley, seconded by Councillor Donahue. So voted.

- **APPL00105 08 29 2022 Paws for a Cause Sat. Oct. 15th 10am-12pm**

Motion to approve collectively APPL00103, APPL00104, and APPL00105 by Councillor McCauley, seconded by Councillor Donahue. So voted.

- **APPL00106 08 29 2022 NBPT Youth Hockey Tag Day Sat. Nov. 19th 7:30am-2pm**

Motion to approve collectively APPL00101, APPL00102, and APPL00106 by Councillor McCauley, seconded by Councillor Donahue. So voted.

- COMM00412_05_31_2022 Ltr Ann Jaroncyk re: Traffic Safety
- COMM00414_05_31_2022 Ltr. Emily Dunn re: Traffic on Merrimac Street
- ODNC00119_07_11_2022 Amend Ch 13 Sec 168 Plummer Ave Restricted Parking
- ODNC00120_07_11_2022 Amendment Plummer Ave Drop Off Zone
- ODNC00121_07_11_2022 Amendment Merrimac-Plummer Safety Zone Revision

Public Utilities

In Committee:

- ORDR00352_05_09_2022 Licensed Contractor Robert Pike Construction, Inc.
- ORDR00353_05_09_2022 Licensed Contractor Commonwealth and Consulting Co., Inc.
- ORDR00370_06_27_2022 M. L. Mazzotta - Licensed Contractor
- COMM00420_06_27_2022 Ltr. Owen Smith re: Water/Sewer Rates
- COMM00421_06_27_2022 Communication re: Water/Sewer Rates b/w Mayor Reardon, Roger Jones, and Owen Smith
- APPT00336_08_29_2022 Barry J. McBride 5 Pine St. Salisbury Asst. Wiring Inspector 09/15/2024

Rules

In Committee:

- ORDR239_02_8_2021 Council Rule 7 and 10B

17. GOOD OF THE ORDER

18. ADJOURNMENT

Motion to adjourn at 10:07 pm by Councillor Zeid, seconded by Councillor Lane. So voted.