

## **CITY COUNCIL MEETING MINUTES - VERSION 1**

**October 23, 2012**

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for Tom Lyons. This was followed by the Pledge of Allegiance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Derrivan, Earls, Heartquist, Ives, Jones, Sullivan and O'Brien. 10 present, 1 absent (Herzog).

### **1. LATE FILES – Communication #5, Appointment #3**

**Motion to waive the rules and allow the late file by Councillor Jones, seconded by Councillor Derrivan. So voted.**

### **2. PUBLIC COMMENT**

1. Joe Spaulding                      6 Bayberry Rd.                      Letter to Council

## **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.

### **3. APPROVAL OF MINUTES**

October 9, 2012

(Approved)

### **4. TRANSFERS**

1. Mayor Capital Improve Stab. Fd. \$19,580 to DPS Street Lights \$19,580 (Approved)

### **5. COMMUNICATIONS**

1. Parks Inspections Report, Fall 2012 (R&F)
2. Block Party Dalton Street, Oct. 27, 2012 1pm to 7pm (Approved)
3. Whittier Regional Voc. Tech. HS Annual Operation Report (R&F)
4. Water/Sewer Billing Information (Public Utilities)

### **6. APPOINTMENTS**

#### **Appointment First Reading**

1. Jo Ann Kincaid                      17 Otis Place #2                      Council on Aging                      May 31, 2017

## **END OF CONSENT AGENDA**

**Motion to approve the Consent Agenda by Councillor Jones, seconded by Councillor Cameron. 10 yes, 1 absent (Herzog). So voted.**

## **REGULAR AGENDA**

### **7. LATE FILE COMMUNICATION**

5. Letter regarding World War II Memorial Stadium

**Motion to refer to Joint Education Committee by Councillor Cameron, seconded by Councillor Heartquist.**

### **8. APPOINTMENTS-Second Reading**

#### **Re-Appointment**

2. Vaughn M. Abbott                      61 Prospect St.                      Cultural Council                      October 1, 2015

**Motion to approve the second reading by Councillor Cameron, seconded by Councillor Ives. Roll call vote. 10 yes, 1 absent (Herzog). So voted.**

3. LATE FILE - Miller Graf                      2 Rawson Hill Road                      Council on Aging                      May 31, 2017

**Motion to receive and file by Councillor Jones, seconded by Councillor Cronin. 10 yes, 1 absent (Herzog). So voted.**

## **9. ORDERS**

1. Tabled - Order Establishing HR and Finance Department

**Motion to remove from the table by Councillor Cronin, seconded by Councillor Derrivan. So voted. Motion to table by Councillor Cronin, seconded by Councillor Derrivan. 10 yes, 1 absent (Herzog). So voted.**

2. Tabled - Supplemental Budget Request #2 FY2013

**Motion to remove by Councillor Cameron, seconded by Councillor Jones. Motion to approve by Councillor Cameron, seconded by Councillor Derrivan. After much discussion the Mayor appeared before the Council and stated that the money has been approved by the state government. Council President O'Brien asked if Water and Sewer online payments would be part of this. Councillor Jones asked where is this going. Councillor Sullivan asked had the City actually received the \$255,000. Councillor Ives asked what the timeframe is. Councillor Derrivan asked if there was a dollar amount for the additional items. Peter Lombardi stated the mainstay is \$45,000. Roll call vote. 9 yes, 1 no (Sullivan), 1 absent (Herzog). So voted.**

3. Accept Ch. 73 Sec. 4 Acts of 1986 Property Tax Exemptions

**Motion to approve by Councillor Earls, seconded by Councillor Jones. 10 yes, 1 absent (Herzog). So voted.**

4. Community Preservation Committee Bartlet Wharf Timber appropriation

**Motion to approve by Councillor Cameron, seconded by Councillor Ives. 9 yes, 1 no (Jones), 1 absent (Herzog). So voted.**

## **10. ORDINANCES**

1. Amend an ordinance to designate Belcher St as a stop intersection

**Motion to refer to Public Safety by Councillor Jones, seconded by Councillor Derrivan. 10 yes, 1 absent (Herzog). So voted.**

## **11. COMMITTEE ITEMS**

### **Budget & Finance**

#### ***In Committee:***

1. Supplemental Budget Request #1 FY2013 – 1 item remaining

*\*08/13/2012*

**Motion to remove by Councillor Cameron, seconded by Councillor Ives. Motion to approve by Councillor Cameron, seconded by Councillor Ives. Councillor Cameron explained why the Crisis Center needed the funding. Director of the Crisis Center, Suzanne Dubus spoke. Councillors Jones and Cronin expressed concern over funding a private entity. Roll call vote. 6 yes, 4 no (Cronin, Derrivan, Jones, Sullivan), 1 absent (Herzog). Motion passed.**

2. DPS-Sewer I/I Reduction Prog. \$100,000 to CIP-Plum Island Alarm Syst \$100,000

*\*09/10/2012*

### **General Government**

#### ***In Committee:***

1. Campaign Finance Reports – Municipal Forms website posting

*\*05/14/2012*

2. Remote Participation Order

*\*07/23/2012*

### **Joint Education**

#### ***In Committee:***

### **License & Permits**

#### ***In Committee:***

### **Neighborhoods & City Services**

#### ***In Committee:***

1. Amend Ord. 3-27 Animals, dogs, Licensing of dogs and kennels

*\*06/25/2012*

### **Planning & Development**

Councillor Connell described the procedure to be followed for the October 25, 2012 Planning and Development meeting on the Local Historic District.

***In Committee:***

1. Communication regarding Zoning Changes on Storey Avenue \*05/29/2012
2. Order Cushing Park land transfer to Mayor for Municipal Parking \*06/25/2012
2. ORD Ch. 16 Sec.5 Local Historic District \*09/24/2012
3. ORD Ch. 5 Article X Building Demolition \*09/24/2012

**Public Safety**

***In Committee:***

1. Amend Ord. 10-9 Miscellaneous offenses – use or consumption of marijuana \*11/28/2011
2. Amend Ord. 13-180 Parking Resident Harris St. \*01/30/2012
3. Community Giving Tree of Boxford donation box \*04/30/2012
4. Order Yankee Homecoming Parade \*06/25/2012
5. 1<sup>st</sup> Annual Ladies Night Out 5K Road Race Sept. 15, 2012 \*07/09/2012

**Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Earls. Councillor Cronin stated that the sponsors of the race were going to be present but were not. Motion to table by Councillor Cronin, seconded by Councillor Ives. So voted.**

6. Parking, Russell Terrace, No Parking, 50 feet from Storey Ave \*08/27/2012
7. ORD Ch. 2 Sec.358 Fingerprint Criminal History Checks \*09/24/2012

**Public Utilities Committee**

Council President O'Brien mentioned there will be a presentation on the Water and Sewer rates at the Tuesday, November 13, 2012 City Council meeting.

***In Committee:***

**Rules Committee**

***In Committee:***

**12. GOOD OF THE ORDER**

Councillor Cronin stated that the Director of Planning was going to get back to the Council on Cushing Park and on the lighting issue on Inn Street.

Councillor Connell stated that the Planning Director had just received the Cusing Park data.

Councillor Ives stated that she was looking forward to seeing more historical looking lighting on Inn Street.

**13. EXECUTIVE SESSION**

**Motion to go into Executive Session regarding possible litigation at 8:45pm and not returning to regular session by Councillor Derrivan, seconded by Councillor Cameron. Roll call vote, 10 yes, 1 absent (Herzog).**

**14. ADJOURNMENT**

**Motion to adjourn at 9:40pm by Councillor Derrivan, seconded by Councillor Jones.**