

CITY COUNCIL MEETING MINUTES - VERSION 1

September 10, 2012

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for the victims, families and first responders of 9/11/2001. 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, Herzog, Jones and O'Brien. 10 present, 1 absent (Ives).

1. LATE FILES – Communication #2, Order #5

Motion to waive the rules by Councillor Jones, seconded by Councillor Derrivan. So voted.

2. PUBLIC COMMENT

1. Ginny Eramo 28R Toppans Lane Late file Communication

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.

2. APPROVAL OF MINUTES

August 27, 2012

(Approve)

Strike the line under Committee Items, Neighborhoods & City Services, regarding a meeting on 8/28/12 by Councillor Herzog.

3. TRANSFERS

1. Assessor FY2006 Overlay Surplus \$25,000 to Allow Abate FY2012 \$25,000 (B&F)
2. DPS-Sewer I/I Reduction Prog. \$100,000 to CIP-Plum Island Alarm System \$100,000 (B&F)

Removed by Councillor O'Brien.

5. COMMUNICATIONS

1. Knights of Columbus Annual Tootsie Roll Drive Oct. 6, 2012, State & High Streets (Approve)

6. APPOINTMENTS

First Reading

1. Karen Flahive 492 Merrimac Street Commission on Disability Sept. 1, 2015

END OF CONSENT AGENDA

Motion to approve the Consent Agenda as amended by Councillor Cameron, seconded by Councillor Herzog. 10 yes, 1 absent. So voted.

REGULAR AGENDA

7. TRANSFER #2

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

Motion to refer to Budget and Finance by Councillor Jones, seconded by Councillor Herzog. 7 yes, 3 no (Cronin, Jones, O'Brien), 1 absent (Ives). So voted.

8. COMMUNICATION #2

2. Late File – Interlocks request use of Cashman Park Sept. 30, 2012

Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 10 yes, 1 absent (Ives). So voted.

9. ORDERS

1. Tabled - Order Establishing HR and Finance Department

Motion to remove from the table by Councillor Jones, seconded by Councillor Cronin. So voted.

Motion to table by Councillor Jones, seconded by Councillor Earls. 10 yes, 1 absent (Ives). So voted.

2. Resolution to Commemorate World Car-free Day

Motion to approve by Councillor Herzog, seconded by Councillor Heartquist. 10 yes, 1 absent (Ives). So voted.

3. Drain Layer/Utility Contractor MSR Utility Maintenance

Motion to approve by Councillor Earls, seconded by Councillor Cronin. 10 yes, 1 absent (Ives). So voted.

4. Crosswalk at State Street and Greenleaf Street

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Derrivan. 10 yes, 1 absent (Ives). So voted.

5. Late File – Supplemental Budget Request 1A FY 2013

Motion to approve by Councillor Cameron, seconded by Councillor Herzog. 10 yes, 1 absent (Ives). So voted.

10. ORDINANCES

1. ORD Ch. 13 Sec. 180 Fair Street section remove Resident Parking

Motion to waive the rules and order published for the first reading by Councillor Earls, seconded by Councillor Jones. Roll call vote, 10 yes, 1 absent (Ives).

2. ORD Ch. 13 Sec. 179 Handicap Parking Space Strong Street

Motion to waive the rules and order published for the first reading by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Ives).

11. COMMITTEE ITEMS

Budget & Finance

In Committee:

1. Supplemental Budget FY2013

**08/13/2012*

Motion to remove from committee by Councillor Cameron, seconded by Councillor Connell. Motion to amend and remove two items of the supplemental budget (DPS tractor blade attachment \$20,000 and Police officer clothing allowance \$8,250) by Councillor Cameron, seconded by Councillor Jones. Motion to approve supplemental budget request of \$28,250 by Councillor Cameron, seconded by Councillor Herzog. 9 yes, 1 no (Derrivan), 1 absent (Ives)

General Government

In Committee:

1. Campaign Finance Reports – Municipal Forms website posting

**05/14/2012*

2. Letter re Salvatore property and Bresnahan School

**07/09/2012*

Motion to remove from committee by Councillor Connell, seconded by Councillor Jones. Motion to approve by Councillor Connell, seconded by Councillor Jones. Roll call vote, 10 yes, 1 absent (Ives).

3. Remote Participation Order

**07/23/2012*

Joint Education

Councillor Heartquist gave an update on high school improvements, and the new Bresnahan school.

License & Permits

Neighborhoods & City Services

In Committee:

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

**06/25/2012*

Planning & Development

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*

3. Letter re Salvatore property and Bresnahan School

**07/09/2012*

Motion to remove from committee by Councillor Connell, seconded by Councillor Jones. Motion to approve by Councillor Connell, seconded by Councillor Jones. Roll call vote, 10 yes, 1 absent (Ives).

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. 1st Annual Ladies Night Out 5K Road Race Sept. 15, 2012 *07/09/2012
6. LOCO Sports Half Marathon Nov 4, 2012 *08/27/2012

Motion to remove from committee by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 10 yes, 1 absent (Ives). So voted.

7. Parking, Russell Terrace, No Parking, 50 feet from Storey Ave *08/27/2012

Public Utilities Committee

In Committee:

1. Street Lighting Recommendation *09/21/2011
2. Newburyport Energy Advisory Committee letter re street lights *06/25/2012

Motion to remove from committee by Councillor Herzog, seconded by Councillor Connell. Motion to recommend the Mayor send a letter to National Grid to shut off and/or remove nine lights excluding lights #1 and #8 on the list, by Councillor Herzog, seconded by Councillor Sullivan. 10 yes, 1 absent. So voted.

Rules Committee

11. GOOD OF THE ORDER

Councillor Earls thanked the voters for participating in the election on Sept. 6th.

Councillor Herzog thanked the Exchange Club for hosting the Field of Honor.

Councillor Cameron reminded everyone of upcoming meetings of the NRA Wednesday at 7pm and a Dept. of Public Works informational meeting regarding the roundabout at Spofford and Merrimack Streets on Thursday at 7pm in the City Hall Auditorium.

12. ADJOURNMENT

Motion to adjourn at 8:43pm by Councillor Derrivan, seconded by Councillor Cameron. 10 yes, 1 absent (Ives).