

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

**July 23, 2012**

## **Pole Hearing – 7:15 pm**

### **Pole Hearing – Storey Ave. and Low St., National Grid & Verizon, install a pole**

At 7:15pm President O'Brien called the hearing to order. The assistant city clerk read the roll, 9 present, 2 absent (Derrivan, Ives). The assistant city clerk read the notice of public hearing for the relocation of the pole at Storey Ave. and Low Street. President O'Brien asked for those in favor. Dan Desmarais spoke for National Grid. President O'Brien asked for those against. Beth Ann Schmitt of 232 Low Street spoke against. President O'Brien closed the hearing.

**Motion to approve by Councillor Cameron, seconded by Councillor Connell. Motion to table by Councillor Jones, seconded by Councillor Earls. 9 yes, 2 absent (Derrivan, Ives). So voted.**

## **7:30 PM**

Council President O'Brien called the meeting to order at 7:35 pm. A moment of silence was held for Michael F. Twomey, Jr. and the victims of the Colorado shooting. This was followed by the Pledge of Allegiance. He then instructed the Assistant City Clerk to call the roll. The following Councillors answered present: Connell, Cronin, Earls, Heartquist, Herzog, Jones, Sullivan, Cameron and O'Brien. 9 present, 2 absent (Derrivan, Ives).

### **1. LATE FILES – Ordinance #2, corrected page 2 of the agenda**

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

### **2. PUBLIC COMMENT –**

- |                       |                |                     |
|-----------------------|----------------|---------------------|
| 1. Dorothy Williamson | 6 Rawson Ave.  | CPC #12 Allocations |
| 2. Hugh Kelleher      | 8 Summit Place | CPC Grant           |

**Motion to suspend the rules to allow Public Comment #3 and #4 by Councillor Earls, seconded by Councillor Cameron. So voted.**

- |                        |                  |                |
|------------------------|------------------|----------------|
| 3. Diane Goldsmith     | 11 Market Square | Up With People |
| 4. Lorna Murphy Durran | 11 Market Square | Up With People |

**Councillor O'Brien introduced Peter Lombardi, the new Director of Policy and Administration.**

## **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**

July 9, 2012

(Approved)

### **4. COMMUNICATIONS**

- |  |            |
|--|------------|
| 1. Block Party Request Payson Street, September 1, 2012                                      | (Approved) |
| 2. 5 <sup>th</sup> Nbpt Chamber Music Festival, August 11 – 18, One Hour Free Family concert | (Approved) |

### **5. APPOINTMENTS – First Reading**

- | <b>Appointments</b> |                     |                          |
|---------------------|---------------------|--------------------------|
| 1. Ann Dykes        | 477 Merrimac Street | Moseley Woods Commission |
|                     |                     | June 1, 2015             |

## **END OF CONSENT AGENDA**

**Motion to approve as amended by Councillor Cronin, seconded by Councillor Cameron. 9 yes, 2 absent (Derrivan, Ives) So voted.**

## REGULAR AGENDA

### 6. APPOINTMENTS-Second Reading

#### Appointments

- |                           |                      |                         |               |
|---------------------------|----------------------|-------------------------|---------------|
| 2. Carol Thompson         | 100 State Street, #2 | Diversity and Tolerance | June 1, 2015  |
| 3. Kenneth J. Wilson, Jr. | 125 State Street     | Diversity and Tolerance | June 30, 2015 |
| 4. Eduardo Calapiz        | 26 Washington Street | Diversity and Tolerance | June 1, 2015  |

**Motion to approve 1-3 collectively by Councillor Jones, seconded by Councillor Herzog. Roll call vote, 9 yes, 2 absent (Derrivan, Ives) So voted.**

### 7. ORDERS

1. Bresnahan Bond Order

**Motion to approve first reading and order published by Councillor Cameron, seconded by Councillor Jones. Roll call vote, 9 yes, 2 absent (Derrivan, Ives).**

2. Nock Bond Order

**Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Jones. Roll call vote, 9 yes, 2 absent (Derrivan, Ives).**

3. Senior Center Order

**Motion to approve first reading and order published by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 9 yes, 2 absent (Derrivan, Ives).**

4. Remote Participation Order

**Motion to approve by Councillor Jones, seconded by Councillor Heartquist. Motion withdrawn. Motion to refer to General Government by Councillor Jones, seconded by Councillor Sullivan. So voted.**

### 8. ORDINANCES

1. Amend Ord. Ch. 9, Article V, Sec. 9-61,63,66, Junk Dealers and Collectors – Second Reading

**Motion to approve second reading by Councillor Cronin, seconded by Councillor Herzog. Roll call vote, 9 yes, 2 absent (Derrivan, Ives).**

2. LATE FILE- Amend Ord. Ch. 13, Article IV, Sec. 136 Tilton St.

**Motion to refer to Public Safety by Councillor Jones, seconded by Councillor Sullivan. Roll call vote, 9 yes, 2 absent (Derrivan, Ives).**

### 9. COMMITTEE ITEMS

#### Budget & Finance

##### *In Committee:*

1. Community Preservation Committee Recommendations

*\*06/11/2012*

**Motion to remove from Budget & Finance and Planning & Development concurrently by Councillor Cameron, seconded by Councillor Connell. Motion to approve 1 through 7 and 9 through 12 collectively by Councillor Jones, seconded by Councillor Cameron. Roll call vote, 9 yes, 2 absent (Derrivan, Ives). Motion to approve #8 by Councillor Cronin, seconded by Councillor Jones. Roll call vote, 8 yes, 1 recused (Cameron), 2 absent (Derrivan, Ives).**

#### General Government

##### *In Committee:*

1. Campaign Finance Reports – Municipal Forms website posting

*\*05/14/2012*

2. Establishment of Human Resources Dept. and Finance Dept. per Charter

*\*05/29/2012*

**Motion to remove by Councillor Cronin, seconded by Councillor Cameron. Motion to approve by Councillor Cronin, seconded by Councillor Connell. Roll call vote, 8 yes, 1 no (Sullivan), 2 absent (Derrivan, Ives). (Vote reconsidered by Councillor Cronin).**

3. Letter re Salvatore property and Bresnahan School

*\*07/09/2012*

#### 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**

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

1. Communication regarding Zoning Changes on Storey Avenue \*05/29/2012
2. Community Preservation Committee Recommendations \*06/11/2012

**Motion to remove from Budget & Finance and Planning & Development concurrently by Councillor Cameron, seconded by Councillor Connell. Motion to approve 1 through 7 and 9 through 12 collectively by Councillor Jones, seconded by Councillor Cameron. Roll call vote, 9 yes, 2 absent (Derrivan, Ives). Motion to approve #8 by Councillor Cronin, seconded by Councillor Jones. Roll call vote, 8 yes, 1 recused (Cameron), 2 absent (Derrivan, Ives).**

3. Order Cushing Park land transfer to Mayor for Municipal Parking \*06/25/2012
4. Letter re Salvatore property and Bresnahan School \*07/09/2012

## **Public Safety**

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

1. Amend Ord. 10-9 Miscellaneous offenses – use or consumption of marijuana \*11/28/2011
2. Nbpt Labor Day Festival request for 3 day downtown event Sept. 1-3, 2012 \*01/30/2012
3. Amend Ord. 13-180 Parking Resident Harris St. \*01/30/2012
4. Community Giving Tree of Boxford donation box \*04/30/2012
5. Order Yankee Homecoming Parade \*06/25/2012
6. 1<sup>st</sup> Annual Ladies Night Out 5K Road Race Sept. 15, 2012 \*07/09/2012

## **Public Utilities Committee**

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

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

## **Rules Committee**

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

## **10. GOOD OF THE ORDER**

**Councillor Sullivan spoke about the Local Historic District.**

## **11. ADJOURNMENT**

**Motion to adjourn at 8:45pm by Councillor Cameron, seconded by Councillor Jones. So voted.**