

CITY COUNCIL MEETING
MINUTES - February 13, 2012

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held. This was followed by the Pledge of Allegiance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Connell, Cronin, Derrivan, Heartquist, Herzog, Ives, Jones, Sullivan, Cameron and O'Brien. 11 present.

1. LATE FILES

Transfer #3 and Appointment #4

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

2. PUBLIC COMMENT –

- | | | |
|------------------|-------------------|--------------------|
| 1) Mark Kerble | Superintendent | 13.3 |
| 2) Tom Salemi | 29 Oakland Street | NRA |
| 3) Katie Howlett | Chase & Lunt | HMS Bounty |
| 4) Rob Kaplan | 4 Shandel Drive | “Green” Resolution |
| 5) Hugh Kelleher | 8 Summit | Budget Transfer |

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

January 30, 2012

(Approve)

4. TRANSFERS

- | | |
|--|------------|
| 1) Auditor Ins. Claims RSV APP \$4,170 to Gen Admin-Muni Ins. \$4,170 | (Approve) |
| 2) Mayor Free Cash \$14,000 to Clerk Elects & Reg \$12,000 and Clerk Admin \$2,000 | (Approve) |

4. COMMUNICATIONS

- | | |
|---|-----------|
| 1) Second Hand Motor Vehicles App. Renewal Great Bay Autobody | (Approve) |
| 2) National Multiple Sclerosis Society Walk March 31, 2012 | (PS) |
| 3) HMS Bounty visit to City July 12-16, 2012 street use | (PS) |

5. APPOINTMENTS – First Reading

Re-Appointments

- | | | | |
|-----------------------|----------------|------------------------------|---------------|
| 1) Joseph C. Teixeira | 44 Hale Street | Conservation Commission | March 1, 2015 |
| 2) Gary Robinson | 12 Hill Street | Highland Cemetery Commission | Feb. 1, 2015 |

END OF CONSENT AGENDA

Motion to approve the Consent Agenda by Councillor Jones, seconded by Councillor Cameron. So voted.

REGULAR AGENDA

6. LATE FILE - TRANSFER

- 3) Mayor/Planning & Dev Free Cash to \$24, 198.10 to Inn Street Electrical \$24,198.10

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

7. APPOINTMENTS – Second Reading

Appointments

1) Tom Salemi 29 Oakland Street Newburyport Redevelopment Authority Jan. 14, 2017
Motion to approve by Councillor Connell, seconded by Councillor Derrivan. 10 yes, 1 present (Herzog). So voted.

8. LATE FILE - APPOINTMENT

1) Donald P. Zabriskie 87 Lime Street Licensing Board June 1, 2018
Motion to waive the rules and approve on the first reading by Councillor Earls, seconded by Councillor Jones. Motion to approve by Councillor Earls, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

9. ORDERS

1) Resolution Geen Community
Motion to approve by Councillor Herzog, seconded by Councillor Connell. 11 yes, so voted.
2) Resolution Night Sky
Motion to approve by Councillor Herzog, seconded by Councillor Connell. 5 yes (Cameron, Connell, Earls, Herzog, Ives), 6 no. Motion fails. So voted.
3) Sewer Commission surplus land
Motion to refer to Public Utilities and Committee of the Whole by Councillor Herzog, seconded by Councillor Sullivan. 10 yes, 1 present (Jones), so voted.

10. ORDINANCES

1) Amend Ord. 13-180A Designated Employee Parking spaces
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. Roll call, 11 yes, so voted.
2) Amend Ord..Zoning Lot Width Shape
Motion to approve second reading by Councillor Cameron, seconded by Councillor Derrivan. Roll call, 10 yes, 1 no (Jones), so voted.
3) Amend Ord. Sec. III-C Zoning Map Storey Avenue Re-Zoning
Motion to refer to Planning Board and Planning & Development by Councillor Connell, seconded by Councillor Jones. Roll call, 9 yes, 2 no (Cronin, O'Brien), so voted.

11. COMMITTEE ITEMS

Budget & Finance

In Committee:

1) Mayor/Police Gen Fd Free Cash \$17,640.90 to Police-Sal Officers \$13,890.90, to Police-Clothing Allowance \$3,750.00 *01/09/2012
Motion to remove by Councillor Cameron, seconded by Councillor Herzog Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote,
2) Mayor Gen Fd Free Cash \$10,000 to NBPT Tree Committee Fund \$10,000 *01/09/2012
3) Mayor/School Gen Fd Free Cash \$25,000 to Sch. Rev Curric/Staff Devel. \$25,000 *01/09/2012

General Government

In Committee

Joint Education

Councillor Heartquist gave an update on what is going on with the new Bresnahan school. There will be a Port Pride meeting on 3/8/12. For more information go to www.newbres.org, or email PortPride01950@gmail.com.

In Committee:

1) Mayor/School Gen Fd Free Cash \$25,000 to Sch Rev Curric/Staff Devel. \$25,000 *01/09/2012

License & Permits

In Committee:

- 1) Taxi Cab Renewal Application Port Taxi *01/09/2012
- 2) Taxi Cab Renewal Application Seacoast Taxi *01/30/2012

Neighborhoods & City Services

In Committee:

- 1) Newburyport Tree Ordinance *07/22/2010

Planning & Development

In Committee:

- 1) Newburyport Tree Ordinance *07/22/2010
- 2) Amend Ord Zoning Map B1 Zone Storey Ave *11/28/2011
- 3) Amend Ord. 6.5 Environment Article II Wetlands – Wetlands Protection *11/28/2011

Public Safety

In Committee:

- 1) Amend Ord. 10-9 Miscellaneous offenses – use or consumption of marijuana *11/28/2011
- 2) Amend Ord 13-180A Paid Parking Permits *01/09/2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes, so voted.

- 3) American Diabetes Assoc. May 20, 2012 North Shore Tour de Cure *01/30/2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 11 yes, so voted.

- 4) Inn Street Montessori Scholarship Auction use of Inn Street Mall March 31, 2012 *01/30/2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 11 yes, so voted.

- 5) Nbpt Elem. PTO 8th Annual Spring Fever 5K & Family Fun Run May 6, 2012 *01/30/2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 11 yes, so voted.

- 6) Nbpt Labor Day Festival request for 3 day downtown event Sept. 1-3, 2012 *01/30/2012

- 7) Winner's Circle Running Club annual High Street Mile August 5, 2012 *01/30/2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 11 yes, so voted.

- 8) Green Stride Half Marathon October 21, 2012 *01/30/2012

- 9) Greater Newburyport Chamber of Commerce schedule of festivals 2012 *01/30/2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 11 yes, so voted.

- 10) Amend Ord. 13-180 Parking Resident Harris St. *01/30/2012

- 11) Amend Ord. 13-180 Parking Resident Middle St. *01/30/2012

Public Utilities Committee

In Committee:

- 1) Street Lighting Recommendation *09/21/2011
- 2) Drain Layer/Utility Contractor Application for Dube Plus & Dirt Pro, LLC *11/14/2011

Motion to remove by Councillor Herzog, seconded by Councillor O'Connor Ives. Motion to receive and file by Councillor Herzog, seconded by Councillor Jones. 8 yes, 3 no (EC, GE, TJ). So voted.

Rules Committee

In Committee:

12. GOOD OF THE ORDER

13. ADJOURNMENT

Motion to adjourn at 8:30pm.