

**CITY COUNCIL MEETING MINUTES**

**April 30, 2012**

Acting Council President Earls called the meeting to order at 7:30 pm. The Council welcomed back Councillor Connell. A moment of silence was held with wishes for a speedy recovery for Councillor O'Brien. This was followed by the Pledge of Allegiance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Jones, Sullivan, Cameron, Connell, Cronin, Derrivan, Heartquist, Herzog, Earls. 9 present, 2 absent (Ives, O'Brien).

**1. LATE FILES** – Communication #8 and #9, Appointment #12, Ordinance #1

**2. PUBLIC COMMENT**

- 1) James Shanley      15 Olive Street      Patty Dorfman Appointment to Waterfront Trust
- 2) Andrew Port      Planning Dept.      FEMA

**CONSENT AGENDA**

**3. APPROVAL OF MINUTES**

April 30, 2012 (Approve)

**4. TRANSFERS**

- 1. Treasurer/Collector Payroll Expense \$5,000 to Tax Title Expense \$5,000 (Approve)
- 2. Treasurer/Collector Copy Machine \$1,500 to Tax Bills \$1,000, to Other Exp. \$500 (Approve)
- 3. Mayor Free Cash \$9,193.50 to Gen. Admin. Postage \$1,500, Gen. Admin. Maint./Repair Building \$4,913.50, Mayor Misc. \$2,780 (Budget & Finance)

**Removed by Councillor Cameron.**

**5. COMMUNICATIONS**

- 1. MRFRS Annual Strut for Strays May 20, 2012 (PS)

**Removed by Councillor Cronin.**

- 2. Jeanne Geiger Crisis Ctr. 21<sup>st</sup> Annual Walk Against Violence Sept. 30, 2012 (PS)

**Removed by Councillor Cronin.**

- 3. Block Party 44 Warren Street June 16, 2012 (Approve)
- 4. Nbpt Firefighters Annual Fill the Boot for Muscular Dystrophy Aug. 2, 3, 4, 2012 (PS)
- 5. Outdoor Seating Application for food for Ceia Kitchen & Bar (L&P)
- 6. Annual Audit of the City Financials FY2011 (full text available in clerk's office) (R&F)
- 7. Community Giving Tree of Boxford donation box (PS)

**6. APPOINTMENTS – First Reading**

**Appointments**

- 1. Howard A. Snyder      26B Strong Street      Zoning Board of Appeals      April 1, 2016
- 2. Kimberly Logue      50 Park Circle      Newburyport Housing Authority      May 1, 2017

**Re-Appointments**

- 3. Patricia Dorfman      16A Toppans Lane      Newburyport Redevelopment Authority      March 1, 2017
- 4. Martha True      24 Cherry Street      Council on Aging      May 31, 2017
- 5. Bonnie Sontag      10 Upland Road      Fruit Street Local Hist. District Comm.      May 31, 2015
- 6. Bonnie Sontag      10 Upland Road      Planning Board      May 31, 2017
- 7. Linda Smiley      7 Atwood Street      Historical Commission      May 1, 2015

**END OF CONSENT AGENDA**

**Motion to approve the Consent Agenda as amended by Councillor Jones, seconded by Councillor Cameron. 9yes, 2 absent (Ives, O'Brien). So voted.**

**REGULAR AGENDA**

**7. TRANSFERS**

3. Mayor Free Cash \$9,193.50 to Gen. Admin. Postage \$1,500, Gen. Admin. Maint./Repair Building \$4,913.50, Mayor Misc. \$2,780

**Motion to approve by Councillor Cameron, seconded by Councillor Connell. 9 yes, 2 absent (Ives, O'Brien). So voted.**

**8. COMMUNICATION**

1. MRFRS Annual Strut for Strays May 20, 2012

**Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. So voted.**

2. Jeanne Geiger Crisis Ctr. 21<sup>st</sup> Annual Walk Against Violence Sept. 30, 2012

**Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. So voted.**

8. LATE FILE – Port Pride table set up in Market Square May 4 & May 11

**Motion to approve by Councillor Cameron, seconded by Councillor Jones. So voted.**

9. LATE FILE –Block Party Application Monroe St. – Merrimack St. June 15, 2012

**Motion to approve by Councillor Cameron, seconded by Councillor Jones. So voted.**

**9. APPOINTMENTS – Second Reading**

**Re-Appointments**

8. Michael Dissette	44 Jefferson Street	Open Space Committee	No term
9. Michael Dissette	44 Jefferson Street	Community Preservation Act Com.	March 1, 2015
10. Robert Ciampitti, Jr.	552 Merrimack Street	Zoning Board of Appeals	Feb. 1, 2016
11. Kevin D. Hunt	14 Tenth Street	Director of Veteran’s Service	April 1, 2013

**Motion to approve collectively by Councillor Derrivan, seconded by Councillor Jones. Roll call vote, 9 yes, 2 absent (Ives, O'Brien).**

12. LATE FILE -William H. Steeves 4 Chain Bridge Drive Sergeant, Newburyport Police Dept.

**Motion to receive and file first reading by Councillor Jones, seconded by Councillor Derrivan. So voted.**

Mayor Donna Holaday was escorted in to the Council Chambers by Council Cronin and Councillor Derrivan.

**10. ORDER**

1. Proclamation for Public Service Recognition week read by Mayor Holaday

**Motion to receive and file by Councillor Cameron, seconded by Councillor Jones. So voted.**

**11. ORDINANCES**

1. LATE FILE – Amend Zoning Ordinance Section XII-B , FEMA Maps

**Motion to refer to Planning & Development and Planning Board by Councillor Jones, seconded by Councillor Connell. Roll call vote, 9 yes, 2 absent (Ives, O'Brien).**

**12. COMMITTEE ITEMS**

**Budget & Finance**

*In Committee:*

- 1. Mayor/Harbormaster Capital Outlay \$2750 to Harbormaster Salary \$2750 \*03/12/2012
- 2. Mayor/Youth Svcs Free Cash \$24,000 to Gen Admin Maint/Repair City Hall \$24,000 \*03/12/2012
- 3. DPS-Sewer Retained Earnings \$16,000 to Police Details \$7,000, to Fuel/Oil \$9,000 \*04/09/2012

**Motion to remove by Councillor Cameron, seconded by Councillor Derrivan. So voted. Motion to approve by Councillor Cameron, seconded by Councillor Derrivan. 9 yes, 2 absent (Ives, O'Brien). So voted.**

**General Government**

*In Committee*

**Joint Education**

*In Committee:*

\*01/09/2012

## License & Permits

### *In Committee:*

1. Movable Sign application Port City Sandwiches \*03/12/2012

**Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve in front of business, by Councillor Cronin, seconded by Councillor Derrivan. So voted.**

2. Movable Sign application Black Cow Tap & Grill for Merrimack Street \*04/09/2012

**Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve subject to locating on the right side as you enter the lot, on the “step out”, by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 6 yes, 3 no (Connell, Herzog, Jones), 2 absent (Ives, O’Brien).**

## 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. 6.5 Environment Article II Wetlands – Wetlands Protection \*11/28/2011

3. Amend Ord. Sec. III-C Zoning Map Storey Avenue Re-Zoning \*02/13/2012

4. Conservation Restriction Oleo Woods Open Space Residential Subdivision \*03/12/2012

**Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 9 yes, 2 absent (Ives, O’Brien).**

5. Plum Island Lighthouse Lease \*04/09/2012

## 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. Yankee Homecoming 2012 July 29<sup>th</sup> – August 5<sup>th</sup> \*03/27/2012

**Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. So voted.**

5. PMC Kids Ride June 24, 2012 \*03/27/2012

**Motion to remove by Councillor Cronin, seconded by Councillor Jones. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. So voted.**

## Public Utilities Committee

### *In Committee:*

1. Street Lighting Recommendation \*09/21/2011

## Rules Committee

### *In Committee:*

## 13. GOOD OF THE ORDER

## 14. ADJOURNMENT

**Motion to adjourn at 8:12pm by Councillor Cameron, seconded by Councillor Herzog. So voted.**