

CITY COUNCIL MEETING MINUTES - VERSION 1

September 29, 2014

CITY COUNCIL MEETING 7:30PM

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for John Gove and Francis "Buster" Donahue. 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, Eigerman, Giunta, Herzog, Kinsey, Tontar, Vogel, O'Brien. 10 present, 1 absent (Heartquist).

LATE FILES – Communication #4 and #5 Mayor's Update

Motion to waive the rules and allow late files by Councillor Cameron, seconded by Councillor Connell. So voted.

PUBLIC COMMENT

1. Richard Corsetti	126 Merrimac St, #29	Dog Park
2. Rob Germinara	2 Ashland St.	Dog Park
3. Bill Jaros	5 Beck St.	Dog Park
4. Erika Marquand	24 Charles St.	Dog Park
5. Karen Popken	49 Boardman St.	Off Leash Shared Cashman Park
6. Deborah Worom	3 Moulton St.	Dog Park
7. Kevin Yates	503 Main St, Amesbury	Dog Park
8. Harold Boothryod	15 Olive St.	Olive St. Parking
9. Buddy Bostick	65 Washington St.	River Relay
10. Pam Pearson	1 Pop Crowley Way	Dog Park
11. Lindsay & Darren Ogilvie	44 Warren St.	Dog Park
12. Johanna Lynch	6 Tenneys Ct, Newbury	Dog Park
13. Wilbur Shenk	1 Beck St.	Appointment Waterfront Trust
14. Jerry Lynch	6 Tenneys Ct, Newbury	Dog Park
15. Mark Marbet	117 Old Pt Rd, Newbury	Dog Park
16. Claudia Dutra	15 Oakland St.	Dog's Freedom
17. Bob Thompson	15 Oakland St.	Dog Park
18. Peter Mackin	13 Prospect St.	Dog Park
19. Holly Mazur	6 Butler St.	Dog Park
20. Dave Mazur	6 Butler St.	Dog Park
21. Richard Tierney	138 Hale St.	Dog Park
22. Rob Steach	School St, Manchester	ACO introduction
23. Johanna Korst	1 ½ Franklin St.	Franklin St.

MAYOR'S COMMENT – The Mayor gave a short update.

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.

1. APPROVAL OF MINUTES

September 8, 2014

(Approved)

2. TRANSFERS

1. Parks Dept, Morrill Gift to Heritage Trail – Local Gifts (3,700)

(Approved)

2. Mayor's Office, Ins. Claims to Telecommunications (14,857)

(Approve)

Removed by Councillor Eigerman.

3. COMMUNICATIONS

1. Police Patrolmen Tentative Agreement

(B&F)

2. Auditor's Year End Budget Report FY 2014

(B&F)

4. APPOINTMENTS- First Reading

APPOINTMENTS

1.	Leah McGavern	21 Marlboro St.	Planning Board	May 31, 2016
2.	Leah McGavern	21 Marlboro St.	Community Preservation Act Committee	Oct. 1, 2017
3.	Wilbur Shenk	1 Beck St.	Waterfront Trust	Dec. 1, 2018
4.	Robert Steach	185 School St., Manchester	Animal Control Officer	May 1, 2015
5.	Elizabeth L. Watson	53 Warren St., #315	Emma Andrews Branch Library Commission	Oct. 30, 2015

RE-APPOINTMENTS

6.	Aine Greaney Ellrott	43 Purchase St.	Emma Andrews Branch Library Commission	Oct. 30, 2015
7.	Susan Chase	44 Oak St.	Emma Andrews Branch Library Commission	Oct. 30, 2015
8.	Elizabeth Valeriani	29 Oak St.	Emma Andrews Branch Library Commission	Oct. 30, 2015
9.	Donna Conway	27 Marlboro St.	Emma Andrews Branch Library Commission	Oct. 30, 2015
10.	Karen B. Wiener	7 Lincoln St	Newburyport Affordable Housing Trust	Sept. 1, 2015

END OF CONSENT AGENDA

Motion to approve the consent agenda as amended by Councillor Herzog, seconded by Councillor Cameron. So voted.

REGULAR AGENDA

5. TRANSFERS

2. Mayor's Office, Ins. Claims to Telecommunications (14,857)

Motion to approve by Councillor Cameron, seconded by Councillor Herzog. Motion to amend by approving without admitting liability and striking the words "by the City" by Councillor Eigerman, seconded by Councillor Connell. Motion to approve as amended by Councillor Vogel, seconded by Councillor Cameron. So voted.

6. COMMUNICATIONS

3. Parks Commission letter re: dogs Cashman Park

Motion to refer to Neighborhoods & City Services by Councillor Herzog, seconded by Councillor Kinsey. Motion withdrawn. Motion to refer to License & Permits by Councillor Herzog, seconded by Councillor Connell. 9 yes, 1 no (O'Brien), 1 absent (Heartquist). So voted.

4. LATE FILE Mayor's Update

Motion to R&F Councillor Herzog, seconded by Councillor Cameron. So voted.

5. LATE FILE River Relay for Real Lives Oct. 25, 2014

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.

7. APPOINTMENTS – 2nd Reading

APPOINTMENTS

11.	Robert Padellaro	17 56 th Street	Asst Harbor Master & Spec Police Officer	Dec. 1, 2017
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RE-APPOINTMENTS

12.	Craig G. Holt	33 Carter Street	Licensing Board	June 1, 2020
13.	Lance Thokle	1885 SE Erwin Rd, Port St. Lucie, FL	Asst Harbor Master & Spec PO	Dec. 1, 2017

Motion to approve by Councillor Cronin, seconded by Councillor Cameron. Roll call vote, 10 yes, 1 absent (Heartquist). So voted.

8. ORDERS – None

1. Acceptance of Gift of \$15,000 from Strem Chemicals

Motion to approve by Councillor Connell, seconded by Councillor Tontar. So voted.

2. Proposed Vote of Discontinuance of Barker Street

Motion to Table by Councillor Cronin, seconded by Councillor Herzog. So voted.

3. Bond Order 908K Two Fire Trucks

Motion to refer to Budget & Finance and order published by Councillor Herzog, seconded by Councillor Cameron. Roll call vote, 10 yes, 1 absent (Heartquist). So voted.

9. ORDINANCES

1. Second Reading Amend ORD Sec 13-168 Parking restricted Olive Street

Motion to approve 2nd Reading by Councillor Cronin, seconded by Councillor Herzog. Roll call vote, 8 yes, 2 no (Vogel, O'Brien), 1 absent (Heartquist). So voted.

2. Amend ORD Zoning Change, R3 Zone to R2 Zone - Back Bay Neighborhood

Motion to refer to Planning & Development and the Planning Board by Councillor Cronin, seconded by Councillor Herzog. So voted.

10. COMMITTEE ITEMS

Budget & Finance

In Committee:

1. Mayor letter regarding Order for Revolving Fund Expenses *03/17/2014
2. Order Amend Revolving Fund expenses *03/17/2014
3. Order Home Rule Petition- supplementing education budget (COTW) *05/12/2014
4. Amend ORD Ch. 2 Section 2-45 City Council Salary *05/12/2014
5. Amend ORD Ch. 2 Section 2-61A School Committee Salary *05/12/2014
6. Human Resources Dependent Audit *06/30/2014
7. Mayor's Office Budget Conting \$122,724 to Firefighter Sal \$110,493, to Dep Chief Sal \$12,231 *09/08/2014

Motion to remove by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.

8. Mayor's Office EMT Stipends \$25,000 to Firefighter Sal \$24,000, to Dep Chief Sal \$1,000 *09/08/2014

Motion to remove by Councillor Tontar, seconded by Councillor Connell. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Herzog. So voted.

General Government

In Committee:

1. Mayor's Update *06/09/2014
2. NRA letter to Council re: meeting date *09/08/2014

Motion to remove items 1 and 2 together by Councillor Vogel, seconded by Councillor Herzog. So voted.

Motion to receive and file items 1 and 2 by Councillor Vogel, seconded by Councillor Herzog. So voted.

Joint Education

Councillor Kinsey stated that there is a Joint Education meeting on Monday.

In Committee:

1. Order Home Rule Petition- supplementing education budget (COTW) *05/12/2014

License & Permits

In Committee:

1. Movable Sign Application Newburyport Brewing Company *02/10/2014
2. Amend ORD Sec. 9-114 Transient Vendors Restricted Areas *04/28/2014
3. Letter regarding transient vendor licensing *06/30/2014

Neighborhoods and City Services

In Committee

Planning & Development

In Committee:

1. Letter from Newburyport Preservation Trust *03/31/2014

Public Safety

In Committee:

1. Ch 13, Sec 13-168 Parking Franklin St *08/25/2014

Motion to remove by Councillor Cronin, seconded by Councillor Vogel. Motion to approve first reading as amended and order published by Councillor Cronin, seconded by Councillor Vogel. Roll call vote, 10 yes, 1 absent (Heartquist). So voted.

2. Amend ORD 13-179 Handicapped Parking 26 Essex St

**09/08/2014*

Motion to remove by Councillor Cronin, seconded by Councillor Tontar. Motion to approve 1st reading and order published by Councillor Cronin, seconded by Councillor Tontar. Roll call vote, 10 yes, 1 absent (Heartquist). So voted.

Public Utilities Committee

Councillor Herzog stated there would be a public hearing October 2, 2014 City Hall 7:00 pm

In Committee:

1. Letter from Daniel Eyink, MD regarding water fluoridation

**05/27/2014*

2. Energy Advisory Committee letter regarding lights on private property

**06/30/2014*

Rules Committee

11. GOOD OF THE ORDER - None

12. ADJOURNMENT

Councillor Tontar moved to adjourn, seconded by Councilor Cameron at 8:54 pm, so voted.