

CITY COUNCIL MEETING MINUTES v.1
CITY COUNCIL CHAMBERS
October 13, 2015

7:30 PM

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for Samuel May, Jr. a longtime Salisbury police officer. 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, Heartquist, Herzog, Kinsey, Tontar, Vogel and O'Brien. 11 present.

1. LATE FILES – Communication #2 Mayor's Update, order #4, revised minutes Sept. 28, 2015

Motion to waive the rules and accept the late file items by Councillor Cameron, seconded by Councillor Connell. So voted.

2. PUBLIC COMMENT

1. David Galanek	4 Wallace Bashaw Jr, Way	Signage Permit
2. George Ellison	2A Noble St.	Firehouse bond
3. Robert Kelly	89 Scotland Rd, Newbury	Firehouse bond
4. Beth Falconer	Market Sq., Firehouse Dir.	Firehouse bond
5. Sharif Zeid	192 Water St.	Garage
6. Rob Germinara	2 Ashland St.	Firehouse bond, Intermodal Facility

3. MAYOR'S UPDATE

The Mayor gave an 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.

4. APPROVAL OF MINUTES

September 28, 2015

(Approved)

5. TRANSFERS

1. Mayor/Planning & Dev. Gen'l Fd Free Cash \$40,000 to Master Plan Update (B&F)

6. COMMUNICATIONS - None

7. APPOINTMENTS – First Reading

APPOINTMENTS

1. Stephen B. Sawyer	15 Collins Street	Community Preservation Act Committee	Nov.1, 2018
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END OF CONSENT AGENDA

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

REGULAR AGENDA

8. COMMUNICATIONS

1. Block Party Application, Guild Street, October 17, 2015

Motion to declare an emergency preamble by Councillor Heartquist, seconded by Councillor Tontar. 10 yes, 1 no (Cronin). So voted. Motion to approve by Councillor Herzog, seconded by Councillor Heartquist. So voted.

2. LATE FILE – Mayor's Communication

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

9. APPOINTMENTS – 2nd Reading

APPOINTMENTS

2. Ann Dykes	12 Munroe Street	Parks Commission	April 1, 2018
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Motion to Table by Councillor Herzog, seconded by Councillor Tontar. Roll call vote, 11 yes. So voted.

3. Sarah M. White 349 High Street CPA Committee representing Historical Com. Oct.1, 2018
Motion to approve by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes. So voted.

10. ORDERS

1. Accept Gift of \$5,000 from the Nbpt Mothers and Families Club for Inn St. Fountain Restoration
Motion to refer to Budget and Finance by Councillor Tontar, seconded by Councillor Cronin. So voted.

2. Loan Order intermodal transit parking facility \$630,300
Motion to refer to Budget and Finance by Councillor Cameron, seconded by Councillor Connell. So voted.

3. Loan Order for remodeling of former Central Fire Station \$400,000
Motion to refer to Budget and Finance by Councillor Herzog, seconded by Councillor Cameron. 10 yes, 1 recused (Eigerman). So voted.

4. LATE FILE Order Portion of Belcher St. available for disposition
Motion to refer to Neighborhoods and City Services by Councillor Connell, seconded by Councillor Herzog. So voted.

11. ORDINANCES

1. Pending Publication 2nd Reading Amend ORD 15-32 Taxi Licenses
2. Amend ORD Ch. 13-168 Parking restricted on certain streets
Motion to refer to Public Safety and Committee of the Whole by Councillor Cronin, seconded by Councillor Giunta. So voted.

3. Amend ORD Ch. 13 Div 5 Turning Lanes
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.

4. Amend ORD Ch. 13 Div 6 Stopping, Standing and Parking Add Section 166
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.

5. Amend ORD Ch. 13 Div 4 Stop Intersections Add Sections 136-138
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.

6. Amend ORD Ch. 9-158 Business prohibited between certain hours
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Kinsey. So voted.

12. COMMITTEE ITEMS

Budget & Finance

In Committee:

1. Order Home Rule Petition- supplementing education budget (COTW) *05/12/2014
 2. Amend ORD Ch. 2 Section 2-45 City Council Salary *05/12/2014
 3. Amend ORD Ch. 2 Section 2-61A School Committee Salary *05/12/2014
 4. Letter from Hope Church regarding Master Box fee *11/10/2014
 5. Statement re: Human Resources Dependent Audit *08/10/2015
 6. Accept Sec. 15B of Ch. 60 MGL authorizing establishment tax title collection revolv fund *09/28/2015
- Motion to remove by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.**
7. \$14,000 Net premium paid to the City be appropriated to pay costs and reduce premium *09/28/2015
 8. \$5,000 Net premium paid to the City be appropriated to pay costs and reduce premium *09/28/2015
 9. \$20,000 Net premium paid to the City be appropriated to pay costs and reduce premium *09/28/2015
- Motion to remove items 7, 8, 9 collectively by Councillor Tontar, seconded by Councillor Cameron. So voted.**
Motion to approve items 7, 8, 9 collectively by Councillor Tontar, seconded by Councillor Cameron. So voted.
10. Special Municipal Employees Community Preservation Commission (CPC) *09/28/2015
- Motion to remove by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.**
11. Declaration of rental space at the Senior Community Center *09/28/2015
- Motion to remove by Councillor Tontar, seconded by Councillor Herzog. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Connell. So voted.**

General Government

In Committee:

1. Letter re: Health Insurance Benefit *05/11/2015
2. Changes to City Hall Rental Application and Rules of Use *09/15/2015
3. Create Ch. 2-2.5 City Flag *09/15/2015

Joint Education

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
4. Regulations *08/10/2015
5. Application for Moveable Sign Avita of Newburyport *09/28/2015

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

Neighborhoods and City Services

In Committee:

1. Temple Street sidewalk repair *04/27/2015

Councillor Connell publicly thanked Mr. Woods for his letter. Motion to remove by Councillor Connell, seconded by Councillor Herzog. So voted. Motion to receive and file by Councillor Connell, seconded by Councillor Vogel. So voted.

2. Letter re: sidewalks and bike paths to Hale Street and West End *05/11/2015

Motion to remove by Councillor Connell, seconded by Councillor Herzog. So voted. Motion to receive and file by Councillor Connell, seconded by Councillor Vogel. So voted.

3. Letter regarding Emerald Ash Borer *05/26/2015

Motion to remove by Councillor Connell, seconded by Councillor Herzog. So voted. Motion to receive and file by Councillor Connell, seconded by Councillor Kinsey. So voted.

4. City-Wide Sidewalk Specifications *06/08/2015

Motion to remove by Councillor Connell, seconded by Councillor Herzog. So voted. Motion to receive and file by Councillor Connell, seconded by Councillor Herzog. So voted.

5. Amend Ch11 Parks and Recreation (COTW) *08/10/2015

6. Amend Ch. 12-9 Maintenance of City Owned Sidewalks *09/15/2015

7. Amend Ch. 12-181 Protection of Public Trees *09/15/2015

8. Order Discontinue portion of Belcher's Street *09/28/2015

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

9. Access Easement Way off Spofford Street *09/28/2015

Motion to remove by Councillor Connell, seconded by Councillor Heartquist. So voted. Motion to approve by Councillor Connell, seconded by Councillor Heartquist. Roll call vote, 11 yes. So voted.

Planning & Development

In Committee:

1. Letter from Newburyport Preservation Trust *03/31/2014
2. First Refusal to Purchase Lot 8 Low Street *01/12/2015
3. Amend ORD Zoning Map Sec. III-C "Back Bay Area Zoning Map Change" *01/12/2015
4. Amend Zoning VIII-D Sign regulations *09/15/2015
5. Amend Zoning XI-I Glare *09/15/2015
6. Amend Ch. 2-116 Planning Board Established, membership, appointment *09/15/2015
7. Amend Ch. 2-119 Planning Board Members to serve without pay; powers and duties *09/15/2015

Public Safety

In Committee:

1. London Livery request for valet parking at 38 State Street *04/27/2015
2. Order regarding Signs *05/26/2015
3. Amend ORD Ch. 13 Article IV Div 6 Sec. 13-175 2 hr No. Atkinson *06/29/2015
4. Letter regarding condition of Dove Street *07/13/2015
5. Amend Ch. 3-2 Disposal of Animal Waste *09/15/2015

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| 6. Amend Ch. 13-136 Designated Stop Intersections | *09/15/2015 |
| 7. Amend Ch. 13-168 Parking Restricted on Certain Streets | *09/15/2015 |
| 8. Amend Ch. 13-180 Resident Parking | *09/15/2015 |
| 9. Amend Ch. 13-168 Parking Restricted on Pauline Street | *09/15/2015 |
| 10. Special Event Application Loco Sports, Inc. ½ marathon Nov. 15, 2015 | *09/28/2015 |
| 11. Special Event Application Ladies Night out Run Dec. 12, 2015 | *09/28/2015 |
| 12. Amend ORD Ch. 13-181 Parking Lots Waterfront Trust Lot | *09/28/2015 |
| 13. Amend ORD Ch. 13-181 Parking Lots Green Street Lot Police Vehicles | *09/28/2015 |

Public Utilities Committee

Councillor Herzog stated that there would be a meeting on Monday Oct. 19th of the Public Utilities committee and Committee of the Whole with the Water and Sewer commission at the Sewer plant.

In Committee:

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| 1. Sum. Rep. from Environmental Ptners on Wastewater Trtmnt Fac. & Odor Controls & COW | *09/28/2015 |
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Rules Committee

13. GOOD OF THE ORDER

14. ADJOURNMENT

Motion to adjourn by Councillor Tontar, seconded by Councillor Kinsey at 8:33pm. So voted.