

CITY COUNCIL MEETING MINUTES v.1
CITY COUNCIL CHAMBERS
October 26, 2015

7:15 PM

TAX CLASSIFICATION HEARING

Council President O'Brien called the meeting to order at 7:15 pm. He instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Eigerman, Heartquist, Herzog, Kinsey, Tontar, Vogel, O'Brien. 10 present, 1 absent (Giunta).

Ann Ormond, president of the Greater Newburyport Chamber of Commerce spoke in favor of keeping the rate "1". The hearing was closed at 7:20pm.

7:30 PM

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for Paul Duggan, husband of Newburyport Police Officer Nora Duggan, Brian Sullivan, former Registrar of Voters, Charlotte McLaughlin, Ward 1 Polling Warden. 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. 10 present, 1 absent (Giunta).

- 1. LATE FILES** – Communication #4 Mayor's Update, Communication #5 Block Party, Order #4 Senior Center Fees, Order #5 Revolving Fund and two Neighborhood & City Services committee items

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

2. PUBLIC COMMENT

- | | | |
|-------------------------|---------------|--------------------|
| 1. Ann Ormond/M. Clancy | 38 R Merrimac | Tax Classification |
| 2. Megan Taffel | 19 Woodland | Block Party |

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

October 13, 2015

(Approved)

5. TRANSFERS - NONE

6. COMMUNICATIONS

- | | |
|--|-------|
| 1. Special Event Application Newburyport River Run ½ Marathon & 5k June 12, 2016 | (PS) |
| 2. Mayor memo regarding Material Weakness - Cash Reconciliation | (B&F) |
| 3. Snow & Ice Plan 2015-16 | (PS) |

7. APPOINTMENTS – First Reading - None

END OF CONSENT AGENDA

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

REGULAR AGENDA

8. COMMUNICATIONS

- 4. LATE FILE** – Mayor's Communication

Motion to approve by Councillor Herzog, seconded by Councillor Heartquist. So voted.

5. LATE FILE – Block Party Application, Guild Street, October 17, 2015

Motion to declare an emergency preamble by Councillor Tontar, seconded by Councillor Connell. 9 yes, 1 no (Cronin), 1 absent (Giunta). Motion to receive and file by Councillor Cameron, seconded by Councillor Giunta. So voted.

9. APPOINTMENTS – 2nd Reading

APPOINTMENTS - Tabled

1. Ann Dykes 12 Munroe Street Parks Commission April 1, 2018

Motion to remove by Councillor Herzog, seconded by Councillor Heartquist. So voted. Motion to approve by Councillor Herzog, seconded by Councillor Tontar. Roll call vote, 10 yes, 1 absent (Giunta). So voted.

APPOINTMENTS

2. Stephen B. Sawyer 15 Collins Street Community Preservation Act Committee Nov.1, 2018

Motion to approve by Councillor Connell, seconded by Councillor Herzog. Roll call vote, 10 yes, 1 absent (Giunta). So voted.

10. ORDERS

1. TABLED Order Discontinue portion of Belcher's Street

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

2. Tax Classification Order

Motion to refer to Budget & Finance by Councillor Tontar, seconded by Councillor Cameron. So voted.

3. Tax Rate Order

Motion to refer to Budget & Finance by Councillor Tontar, seconded by Councillor Vogel. So voted.

4. LATE FILE Order Senior Center Rental Fees

Motion to refer to Budget & Finance by Councillor Tontar, seconded by Councillor Vogel. So voted.

5. LATE FILE Order Revolving Fund Senior Center

Motion to refer to Budget & Finance by Councillor Heartquist, seconded by Councillor Tontar. So voted.

11. ORDINANCES

1. 2nd Reading Amend ORD 15-32 Taxi Licenses

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

2. Amend ORD Ch. 13-179 Handicapped Parking on Franklin Street

Motion to refer to Public Safety by Councillor Heartquist, seconded by Councillor Herzog. So voted.

3. Amend ORD Ch. 13 -171 Service Zone 153-155 State Street

Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Cameron. 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. Mayor/Planning & Dev. Gen'l Fd Free Cash \$40,000 to Master Plan Update *10/13/2015

7. Accept Gift of \$5,000 from Nbpt Mothers and Families Club for Inn St. Fountain Restoration *10/13/2015

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

8. Loan Order intermodal transit parking facility \$630,300 *10/13/2015

9. Loan Order for remodeling of former Central Fire Station \$400,000 *10/13/2015

Motion to remove by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Connell. 9 yes, 1 recused (Eigerman), 1 absent (Giunta). 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

Neighborhoods and City Services

In Committee:

1. Amend Ch11 Parks and Recreation (COTW) *08/10/2015
2. Amend Ch. 12-9 Maintenance of City Owned Sidewalks *09/15/2015

Motion to remove by Councillor Connell, seconded by Councillor Kinsey. So voted. Motion to amend by Councillor Eigerman, seconded by Councillor Cronin. 8 yes, 2 no (Herzog, Tontar), 1 absent (Giunta). So voted. Motion to approve 1st reading as amended and order published by Councillor Connell, seconded by Councillor Kinsey. Roll call vote, 9 yes, 1 no (Herzog), 1 absent (Giunta). So voted.

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

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

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

11. Special Event Application Ladies Night out Run Dec. 12, 2015 *09/28/2015
Motion to remove by Councillor Cronin, seconded by Councillor Tontar. So voted. Motion to approve by Councillor Cronin, seconded by Councillor Tontar. So voted.

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

14. Amend ORD Ch. 13-168 Parking restricted on certain streets (COTW) *10/13/2015

15. Amend ORD Ch. 13 Div 5 Turning Lanes *10/13/2015

16. Amend ORD Ch. 13 Div 6 Stopping, Standing and Parking Add Section 166 *10/13/2015

17. Amend ORD Ch. 13 Div 4 Stop Intersections Add Sections 136-138 *10/13/2015

Motion to remove collectively 15, 16, 17 by Councillor Cronin, seconded by Councillor Cameron. So voted.

Motion to approve collectively 15, 16, 17 for 1st reading and order published by Councillor Cronin, seconded by Councillor Cameron. Roll call vote, 10 yes, 1 absent (Giunta). So voted.

18. Amend ORD Ch. 9-158 Business prohibited between certain hours *10/13/2015

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:

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

Rules Committee

13. GOOD OF THE ORDER

Councillor O'Brien said that he was a mystery reader at the Bresnahan School.

Clerk Jones reminded everyone to go out and vote on Tuesday, November 3, 2015 from 7am to 8pm.

14. ADJOURNMENT

Motion to adjourn by Councillor Cameron, seconded by Councillor Tontar at 8:30pm. So voted.