

CITY COUNCIL MEETING MINUTES - VERSION 1

June 24, 2013

7:15 PM Pole Hearing

Verizon New England Inc. for underground conduits, pedestals and manholes at Myrtle Avenue

At 7:17pm President O'Brien called the hearing to order. The City Clerk read the roll, 7 present, 4 absent (Cronin, Heartquist 7:19pm, Jones, Sullivan). The City Clerk read the notice of public hearing for the underground conduits. President O'Brien asked for those in favor. Joseph Gleason spoke for Verizon. President O'Brien asked for those against. No one spoke. President O'Brien closed the hearing at 7:25pm. **Motion to approve by Councillor Connell, seconded by Councillor Herzog. Roll call vote, Councillor Earls motioned to approve, seconded by Councillor Herzog. 8 yes, 3 absent (Cronin, Jones, Sullivan).**

7:30PM

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for Charles Foley, member of the Newburyport Redevelopment Authority. This was followed by the Pledge of Allegiance. Councillor O'Brien stated that Councillor Cronin would be attending via remote access due to geographic distance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Derrivan, Earls, Heartquist, Herzog, Jones and Sullivan. 11 present.

1. LATE FILES – Ordinance #2

Motion to waive the rules and allow the late file by Councillor Earls, seconded by Councillor Hutcheson. Roll call vote, 11 yes.

Committee Item Transfer 14850 and Transfer 10133

Motion to waive the rules and allow the late files by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes.

2. PUBLIC COMMENT –

- | | | |
|----------------------|-----------------------|--|
| 1. Lyndi Lamphear | 347 High Street | Playground Brown School |
| 2. Craig Holt | 33 Carter Street | Volunteering for Licensing Board |
| 3. Kim Kudym | 44 Hale Street | Parks Ordinance – Hale St./Brown School Transfer |
| 4. Julie Bokar | 75 Merrimac St. | 11/2 Marathon Fuel June 1, 2014 |
| 5. Marlene Schroeder | 1 Anchor Way, Newbury | Parking on Hale St. |
| 6. Jack Van Loan | 4 F Street | Parking on Hale St. |
| 7. Lisa Bleicken | 8 Horton St. | Brown School Transfer |
| 8. Larry McCavitt | 5 Madison St. | Open Space Brown School |
| 9. Tom Salemi | 29 Oakland St. | NRA meeting |

CONSENT AGENDA

3. APPROVAL OF MINUTES

June 17, 2013

(Approved)

4. TRANSFERS

- | | |
|---|------------|
| 1. Mayor/Planning Free Cash \$31,766.04 to DPS Maint City Wide \$31,766.04 | (Approved) |
| 2. Health Recycling & Energy Solid Waste Fee \$6,800 to Hsehold Hazardous Waste \$6,800 | (Approved) |

5. COMMUNICATIONS

- | | |
|---|---------------------|
| 1. Seacoast Taxi – Taxi Company License Renewal | (License & Permits) |
| 2. Outdoor Seating Ceia Kitchen & Bar 38 State Street | (License & Permits) |
| 3. Outdoor Seating Brine 25 State Street | (License & Permits) |
| 4. Request for removal of Storey Ave. Signage | (N & CS) |
| 5. Newburyport River Run ½ Marathon and Relay June 1, 2014 | (Public Safety) |
| 6. Block Party, Jamie Chabot, August 3, 2013, Congress Street (Buck to Olive) | (Public Safety) |

6. APPOINTMENTS - First Reading

Appointment

1. Craig G. Holt 33 Carter Street Licensing Board June 1, 2014
Removed by Councillor O'Brien.

Re-Appointment

2. Mary Casey 58 Bromfield Street Conservation Commission May 31, 2016

END OF CONSENT AGENDA

Motion to approve the consent agenda as amended by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 11 yes.

REGULAR AGENDA

7. TRANSFERS

3. DPS Water Retd Earnings \$250,000 to CIP DPS Building \$250,000

Motion to take collectively #3 and #6 by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes.

Motion to approve by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 6 yes, 5 no (Cronin, Derrivan, Earls, Jones, Sullivan). Motion passed.

4. DPS Water Retd Earnings \$100,000 to CIP Wtr Main Replacement \$100,000

Motion to approve by Councillor Herzog, seconded by Councillor Connell. Roll call vote, 10 yes, 1 no (Earls). Motion passed.

5. DPS Water Retd Earnings \$50,000 to CIP Meter Replacement Prog \$50,000

Motion to approve by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 11 yes. Motion passed.

6. DPS Sewer Retd Earnings \$350,000 to CIP DPS Building \$350,000

Motion to take collectively #3 and #6 by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes.

Motion to approve by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 6 yes, 5 no (Cronin, Derrivan, Earls, Jones, Sullivan). Motion passed.

7. DPS Sewer I/I Reduction Prog \$100,000 to CIP Sewer Main Replacement \$100,000

Motion to approve by Councillor Jones, seconded by Councillor Connell. Roll call vote, 11 yes. Motion passed.

8. Mayor/Yth Svcs Gen Fd Free Cash \$62,500 to Yth Svcs Kelly Sch Exp \$35,000, to Gen Admin Elec Maint. \$7,500, to Parks Maintenance \$20,000

Motion to take each item separately by Councillor Jones, seconded by Councillor Sullivan. Roll call vote, 11 yes. Motion to approve \$20,000 to Parks Maint by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes. Motion passed. Motion to refer \$35,000 to Youth Services to Budget & Finance by Councillor Earls, seconded by Councillor Jones. Roll call vote, 10 yes, 1 no (Sullivan). Motion to refer \$7500 to Gen Admin to Budget & Finance and Committee of the Whole by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 11 yes.

Councillor Cameron stated that he would like to have a Budget & Finance Committee of the Whole meeting on July 8th at 6:30pm.

9. City Clerk/Mayor Gen Fd Free Cash \$6,002.62 to City Clerk Asst City Clerk \$2,044.38, to City Clerk Admin II \$3,612.06, to City Clerk PT Office Help \$346.18

Motion to approve by Councillor Earls, seconded by Councillor Hutcheson. Roll call vote, 9 yes, 2 no (Herzog, Sullivan). Motion passed.

10. Mayor/Planning Insurance 32-B \$281,250 to Planning & Dev Prof Serv \$281,250

Motion to refer to Planning & Development by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 11 yes.

8. APPOINTMENTS

Appointment

1. Craig G. Holt 33 Carter Street Licensing Board June 1, 2014
Motion to waive the rules and approve in one reading by Councillor Derrivan, seconded by Councillor Jones. Roll call vote, 11 yes.

Second Reading

Appointment

3. Byron M. Getchell 14 Milk Street Tree Commission May 1, 2016

Re-Appointment

4. Judith C. Grohe 14 Strong Street Community Preservation Comm. May 1, 2016

Motion to approve collectively by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes.

9. ORDINANCES

1. Amend ORD Ch 13 Ar. IV Div. 6 Sec. 13-174 Parking Hale St.

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

2. LATE FILE - Amend ORD Ch 13 Ar. IV Div. 6 Sec. 13-80 Parking Otis Place

Motion to refer to Public Safety by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

10. COMMITTEE ITEMS

Budget & Finance

In Committee:

1. Mid-Year Report

2. DPS-Sewer I/I Reduction Prog. \$100,000 to CIP-Plum Island Alarm Syst \$100,000 *09/10/2012

Motion to remove 1 & 2 collectively by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 11 yes.

Motion to receive and file collectively Cameron Herzog. Roll call vote, 11 yes.

3. DPS Water Ret'd Earn \$410,133 to CMMS \$10,133 *05/28/2013

DPS Highway Gen Fd Free Cash \$10,134 to CMMS \$10,134 *05/28/2013

DPS Sewer Ret'd Earn \$610,133 to CMMS \$10,133 *05/28/2013

Motion to remove transfer #3 and late file transfers collectively by Councillor Cameron, seconded by Councillor Herzog.

Roll call vote, 11 yes. Motion to approve collectively by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 11 yes.

4. Amend ORD Sec. 2-392 Interest on Water and Sewer Bills *05/28/2013

5. Youth Svcs Sub Abuse Grant \$12,000 to Drug Free Communities Grant \$12,000 *06/10/2013

Motion to remove by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 11 yes. Motion to approve Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 6 yes, 5 no (Jones, Sullivan, Connell, Hutch, Derrivan) Motion passed.

6. Hlth Engy/Recyc Sol Wste Fee \$19,999.88 to Hlth Dept Sal En/Rec Coord \$19,999.88 *06/10/2013

Motion to remove by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 11 yes. Motion to approve by Councillor Cameron, seconded by Councillor Earls. Roll call vote, 11 yes.

7. DPS Water Ret'd Earnings \$540,000 to FY14 Budget Reserve \$540,000 *06/10/2013

8. DPS Sewer Ret'd Earn \$835,000 to FY14 Budget Reserve \$835,000 *06/10/2013

Motion to remove collectively 7 & 8 by Councillor Cameron, seconded by Councillor Derrivan. Roll call vote, 11 yes.

Motion to approve collectively by Councillor Earls, seconded by Councillor Cameron. Roll call vote, 11 yes.

9. Community Preservation Committee FY14 Appropriations *06/10/2013

10. Myr Gen Fd Free Cash \$14850 to Library Maint \$11850, to Library Equip \$3000 *06/10/2013

Motion to remove Late file Committee Item #10, removed by Councillor Cameron, seconded by Councillor Derrivan. Roll call vote, 11 yes. Motion to approve by Councillor Cameron, seconded by Councillor Earls. Roll call vote, 11 yes.

Public Utilities

Councillor Herzog stated there is a meeting July 10 at 6pm at the Sewer Plant Conference Room at 115 Water Street.

1. Resolution Special Legislation to create Board of Water and Sewer Commissioners *06/10/2013

11. GOOD OF THE ORDER

12. ADJOURNMENT

Motion to adjourn at 8:46pm by Councillor Derrivan, seconded by Councillor Jones. Roll call vote, 11 yes.