

## **CITY COUNCIL MEETING MINUTES - VERSION 2**

**June 10, 2013**

**7:30 PM**

Acting Council President Earls called the meeting to order at 7:30 pm. A moment of silence was held for former City Councillor Buddy Kennedy. 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, Derrivan, Earls, Heartquist, Herzog, Jones and Sullivan. 9 present, 2 absent (Hutcheson, O'Brien).

### **1. LATE FILES – Transfer #5 and Communication #4**

**Motion to approve late file by Councillor Jones, seconded by Councillor Connell. So voted.**

### **2. PUBLIC COMMENT –**

- |                  |  |                 |
|------------------|--|-----------------|
| 1. Pamela Corkum | 16 State Street Pawsitively Best Friends | Vest A Dog      |
| 2. Don Little    | 6 Cottage Ct                             | CPC Appointment |

## **CONSENT AGENDA**

### **3. APPROVAL OF MINUTES**

June 10, 2013

(Approved)

### **4. TRANSFERS**

- |   |       |
|---|-------|
| 1. Youth Svcs Sub Abuse Grant \$12,000 to Drug Free Communities Grant \$12,000            | (B&F) |
| 2. Hlth Engy/Recyc Solid Wste Fee \$19,999.88 to Hlth Dept Sal En/Recyc Coord \$19,999.88 | (B&F) |
| 3. DPS Water Ret'd Earnings \$540,000 to FY14 Budget Reserve \$540,000                    | (B&F) |
| 4. DPS Sewer Ret'd Earn \$835,000 to FY14 Budget Reserve \$835,000                        | (B&F) |

### **5. COMMUNICATIONS**

- |   |           |
|---|-----------|
| 1. Block Party, Anna Jaques Hospital, July 29, 2013, Highland Ave/Lafayette Streets | (Approve) |
|---|-----------|

**Removed by Councillor Cameron.**

- |  |           |
|--|-----------|
| 2. Block Party, Fred & Kathleen Habib, June 15, 2013, Butler St. from Merrimack St | (Approve) |
| 3. Block Party, Donna Rosenbaum, July 27, 2013, Ocean Street                       | (Approve) |

### **6. APPOINTMENTS - First Reading**

- |                      |                |                    |             |
|----------------------|----------------|--------------------|-------------|
|                      |                | <b>Appointment</b> |             |
| 1. Byron M. Getchell | 14 Milk Street | Tree Commission    | May 1, 2016 |

- |                    |                  |                              |             |
|--------------------|------------------|------------------------------|-------------|
|                    |                  | <b>Re-Appointment</b>        |             |
| 2. Judith C. Grohe | 14 Strong Street | Community Preservation Comm. | May 1, 2016 |

## **END OF CONSENT AGENDA**

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

## **REGULAR AGENDA**

### **7. TRANSFERS**

- 5. LATE FILE - Myr Gen Fd Free Cash \$14850 to Library Maint \$11850, to Library Equip \$3000**

**Motion to refer to Budget & Finance by Councillor Jones, seconded by Councillor Cameron. 9 yes, 2 absent (Hutcheson, O'Brien). So voted.**

### **8. COMMUNICATIONS**

- |   |
|---|
| 1. Block Party, Anna Jaques Hospital, July 29, 2013, Highland Ave/Lafayette Streets |
|---|

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

- |   |
|---|
| 6. LATE FILE – Pawsitively Best Friends fundraiser for Vest A Dog July 20, 2013 |
|---|

Motion to approve by Councillor Cronin, seconded by Councillor Jones. 9 yes, 2 absent (Hutcheson, O'Brien). So voted.

## 9. APPOINTMENTS - Second Reading

### Re-Appointment

- |                                      |                                 |              |
|--------------------------------------|---------------------------------|--------------|
| 3. Margaret Welch 82 Curzon Mill Rd  | Historical Commission           | May 31, 2016 |
| 4. Paul Healy 8 N Street             | Conservation Commission         | May 31, 2016 |
| 5. Paul Healy 8 N Street             | Community Preservation Act Comm | May 31, 2016 |
| 6. Donald F. Little 6 Cottage Court  | Community Preservation Act Comm | May 1, 2016  |
| 7. Donald B. Walters 15 Smith Street | Planning Board                  | May 31, 2018 |

Motion to approve second reading collectively by Councillor Jones, seconded by Councillor Connell. Roll call vote, 9 yes, 2 absent (Hutcheson, O'Brien). So voted.

## 10. ORDERS

1. Tabled - Resolution Clean Air Act

Motion to remove from the Table by Councillor Jones, seconded by Councillor Connell. Motion to approve by Councillor Jones, seconded by Councillor Connell. 9 yes, 2 absent (Hutcheson, O'Brien). So voted.

2. Resolution Special Legislation to create Board of Water and Sewer Commissioners

Motion to refer to Public Utilities by Councillor Cronin, seconded by Councillor Sullivan. So voted.

3. Community Preservation Committee FY14 Appropriations

Motion to refer to Budget & Finance and Committee of the Whole by Councillor Connell, seconded by Councillor Jones. So voted.

4. Acceptance of MGL Ch 40 Sec 13D Reserve Fd compensated absences

Motion to approve by Councillor Cronin, seconded by Councillor Cameron. 8 yes, 1 no (Connell), 2 absent (Hutcheson, O'Brien). So voted.

## 11. ORDINANCES

5. Amend ORD Ch 13 Ar. IV Div. 4 Sec. 13-136 Stop Intersection Goodwin Ave

Motion to refer to Public Safety by Councillor Heartquist, seconded by Councillor Derrivan. Roll call vote, 9 yes, 2 absent (Hutcheson, O'Brien). So voted.

## 12. 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
3. Mayor Gen Fd Free Cash \$156,361.20 to Snow & Ice Exp, \$139,132.42 to Snow & Ice Labor \$14,228.78 \*05/13/2013

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

4. Mayor Gen Fd Free Cash \$4,900 to Park Maintenance \$4,900 \*05/13/2013

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

5. Order FY2014 Budget \*05/13/2013

6. Mayor Gen Fd Free Cash \$120,778.55 to Fire Ret Exp \$114,652.71, COA Ret Exp \$1,004.72, Library Ret Exp \$5,121.12 \*05/28/2013

Motion to remove by Councillor Cameron, seconded by Councillor Derrivan. Motion to approve by Councillor Cameron, seconded by Councillor Connell. 9 yes, 2 absent (Hutcheson, O'Brien) so voted.

7. DPS Water Ret'd Earn \$410,133 to CIP-DPS Bldg \$250,000, to CIP WTR Main Rep \$100,000, to CIP Meter Rep Prog \$50,000, to CMMS \$10,133 \*05/28/2013

Motion to remove \$250,000, \$100,000 and \$50,000 by Councillor Cameron, seconded by Councillor Connell.

Motion to approve by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 3 yes (Cameron, Connell, Heartquist), 6 no, 2 absent (Hutcheson, O'Brien). Motion failed.

8. DPS Water Modification of DPS Bldg \$33,000 to CIP HVAC Improvements \$33,000 \*05/28/2013

**Motion to remove by Councillor Cameron, seconded by Councillor Cronin. Motion to approve by Councillor Cameron, seconded by Councillor Connell. 9 yes, 2 absent (Hutcheson, O'Brien) so voted.**

9. DPS Sewer Ret'd Earn \$610,133 to CIP Vacuum Truck Pur \$200,000, CIP DPS Bldg \$350,000, to CIP Meter Rep Prog \$50,000, to CMMS \$10,133 \*05/28/2013

**Motion to remove all by Councillor Cameron, seconded by Councillor Derrivan. Motion to approve items to be voted separately excluding \$10,133 by Councillor Cameron, seconded by Councillor Derrivan. So voted.**

**Motion to approve \$200,000 by Councillor Herzog, seconded by Councillor Cameron. 8 yes, 1 no (Jones), 2 absent (Hutcheson, O'Brien). Motion passed.**

**Motion to approve \$350,000 by Councillor Cameron, seconded by Councillor Jones. 3 yes (Cameron, Connell, Heartquist), 6 no, 2 absent (Hutcheson, O'Brien). Motion failed.**

**Motion to approve \$50,000 by Councillor Cameron, seconded by Councillor Jones. 7 yes, 2 no (Earls, Sullivan), 2 absent (Hutcheson, O'Brien) Motion passed.**

10. DPS Sewer CIP Clarifiers \$100,000 to CIP WWTF Fence \$100,000 \*05/28/2013

**Motion to remove by Councillor Cameron, seconded by Councillor Connell. Motion to approve by Councillor Cameron, seconded by Councillor Connell. 6 yes, 3 no (Derrivan, Earls, Jones), 2 absent (Hutcheson, O'Brien) Motion passed.**

11. DPS Sewer Sew Prim Clarifiers \$100,000 to CIP WWTF Fence \$100,000 \*05/28/2013

**Motion to remove by Councillor Cameron, seconded by Councillor Herzog. Motion to approve by Councillor Cameron, seconded by Councillor Herzog. 8 yes, 1 no (Derrivan) 2 absent (Hutcheson, O'Brien) Motion passed.**

12. DPS Sewer Mod of DPS Bldg \$33,000 to CIP HVAC Improvements \$33,000 \*05/28/2013

**Motion to remove by Councillor Cameron, seconded by Councillor Jones. Motion to approve by Councillor Cameron, seconded by Councillor Jones. 6 yes, 3 no (Derrivan, Jones, Sullivan), 2 absent (Hutcheson, O'Brien) so voted.**

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

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

## **Public Safety**

### ***In Committee:***

1. Amend Ord. 10-9 Miscellaneous offenses – use or consumption of marijuana \*11/28/2011
2. Amend Ord. 13-180 Parking Resident Harris St. \*01/30/2012
3. Community Giving Tree of Boxford donation box \*04/30/2012
4. Order Yankee Homecoming Parade \*06/25/2012
5. Parking, Russell Terrace, No Parking, 50 feet from Storey Ave \*08/27/2012
6. ORD Ch. 2 Sec.358 Fingerprint Criminal History Checks \*09/24/2012
7. Letter regarding speeding traffic on Turkey Hill Road \*04/29/2013
8. Amend Sec. 13-176.1 30 minutes High St. from Ashland St. and west \*04/29/2013
9. Children's Fun Run June 30, 2013 Bromfield, Purchase, Madison, Hancock Streets \*05/28/2013

**Motion to waive the rules to allow committee item not in packet by Councillor Cronin, seconded by Councillor Jones. So voted. Motion to remove by Councillor Cronin, seconded by Councillor Jones. So voted. Motion to approve subject to police being notified by Councillor Cronin, seconded by Councillor Jones. So voted.**

10. Amend ORD Sec. 13-121 One way streets add Court St. \*05/28/2013

## **13. GOOD OF THE ORDER**

**Councillor Derrivan recommended the idea of cancelling the June 24, 2013 City Council meeting and moving the July 8, 2013 meeting to July 15, 2013.**

**Councillor Jones spoke on the issue of an over-reaching federal government.**

**Councillor Cronin stated that the Custom House Maritime Museum would have a presentation by the Committee for an Open Waterfront on June 12, 2013 at 7pm.**

## **14. ADJOURNMENT**

**Motion to adjourn at 9:02 pm by Councillor Cameron, seconded by Councillor Jones. So voted.**