

CITY COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS

June 27, 2016

7:30PM

The City Council President, Thomas O'Brien, called the meeting to order at 7:30pm. The Pledge of Allegiance was recited. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Connell, Cronin, Devlin, Earls, Eigerman, Giunta, Tontar, Vogel, Zeid, Cameron, O'Brien. 11 present, 0 absent.

(Sound Check)

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER

3. LATE FILE ITEMS ORDR056_06_27_16

Motion to waive the rules, to accept late files, by Councillor Zeid, seconded by Councillor Cameron. So voted.

4. PUBLIC COMMENT

| | | |
|-------------------|----------------|----------------------|
| 1. Jon Roy | 24 Lime Street | Sewer Odor Control |
| 2. Mike Hennessey | Plaistow, NH | Parks Personnel |
| 3. Jim Gould | 16 Lime Street | Water Treatment Odor |

5. MAYOR'S COMMENT

The mayor gave a verbal 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.

6. APPROVAL OF MINUTES

June 13, 2016

(Approve)

7. TRANSFERS

- **TRAN021_06_27_16** PRK Maintenance \$3,500.00 to Parks Manager/Caretaker (B&F)
\$2,500.00 and PRK Seasonal Employees \$1,000.00

8. COMMUNICATIONS

- **COMM065_06_27_16** Whittier Regional VoTech 2016-17 Assessment (B&F)
- **COMM066_06_27_16** Congress Street Block Party (L&P)
- **COMM067_06_27_16** Dove Street Block Party (L&P)
- **COMM068_06_27_16** Lafayette Street Block Party (L&P)

9. APPOINTMENTS

- **NONE**

**END OF CONSENT AGENDA
REGULAR AGENDA**

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

10. MAYOR'S UPDATE

11. COMMUNICATIONS

- **COMM064_06_27_16** Legal Opinion – ODNC010 Outdoor Seating
- **COMM069_06_27_16** Amend to Intermunicipal ACO Contract

Motion to waive rules and take with tabled items, to consider COMM064 with ORD010 and COMM069 with ORDR038, by Councillor Vogel, seconded by Councillor Devlin. So voted.

12. APPOINTMENTS

**Second Reading
APPOINTMENTS**

- **APPT051_06_13_16** Robert Padellaro 17 56th St, Nbpt Spec Pol 7/1/2019
Michael Falite 4 Caitlin Cir, Slsbry Spec Pol 7/1/2019

RE-APPOINTMENTS

- **APPT052_06_13_16** Madeline Nash 19 Arlington St, Nbpt Aff Housing 5/1/2017
- **APPT053_06_13_16** Judy Tymon 39 Lime St, Nbpt Aff Housing 4/1/2018
- **APPT054_06_13_16** Karen B. Wiener 7 Lincoln St, Nbpt Aff Housing 6/1/2017

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

13. ORDERS

- **ORDR038_05_31_16** Intermunicipal Agreement for Shared Animal Control Services (TABLED)
Motion to remove by Councillor Vogel, seconded by Councillor Zeid. Motion to amend by Councillor Eigerman, seconded by Councillor Zeid. Motion to approve as amended by Councillor Vogel, seconded by Councillor Zeid.
- **ORDR051_06_27_16** Crow Lane No Parking
Motion to refer to Public Safety by Councillor Giunta, seconded by Councillor Tontar. So voted.
- **ORDR052_06_27_16** Stop Sign Kent at High
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Vogel. So voted.
- **ORDR053_06_27_16** Council Rule 9 Amendment
Motion to refer to Rule by Councillor Cronin, seconded by Councillor Zeid. So voted.
- **ORDR054_06_27_16** Inn St Gift Acceptance \$900
Motion to refer to Budget & Finance by Councillor Tontar, seconded by Councillor Zeid. So voted.
- **ORDR055_06_27_16** Order re: Surplus Property – WWTP
Motion to refer to Planning & Development by Councillor Cameron, seconded by Councillor Tontar. So voted.
- **ORDR056_06_27_16 LATE FILE** Goodwin Ave
Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor Tontar. So voted.

14. ORDINANCES

- **ODNC010_05_31_16** Amend Outdoor Seating (TABLED)

Motion to receive and file Comm064 by Councillor Vogel, seconded by Councillor Earls. Withdrawn. Motion to remove from table by Councillor Vogel, seconded by Councillor Giunta. Motion to amend by Councillor Earls, seconded by Councillor Devlin. Roll call vote, 2 No. Motion to approve by Councillor Vogel, seconded by Councillor Giunta. Roll call vote, 8 No. Motion failed.

15. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR009_02_08_16** Increase fees for Fire Dept.
- **ORDR010_02_08_16** Increase fines Parking Violations
- **ORDR002_01_25_16** Accept gift of \$25,000 repairing Brown's Wharf Culvert (COTW)
- **ORDR039_05_31_16** Increase Hourly Parking Rate to \$1.50
- **ORDR040_05_31_16** Whittier Regional Stabilization Fund
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to approve by Councillor Tontar, seconded by Councillor Cameron. Roll call vote, 5 Yes, 4 No, 2 Present. Motion failed.
- **TRAN018_06_13_16** General Fund \$28,068.02 and Snow & Ice – Labor \$56,722.98 to Snow & Ice – Expenses \$84,791.00
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to approve by Councillor Tontar, seconded by Councillor Giunta. So voted.
- **TRAN019_06_13_16** Sewer Retained Earnings \$370,000.00 to Odor Control Improvements Project \$370,000.00
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.
- **TRAN020_06_13_16** POL Heat \$7,500.00, POL Electricity \$1,500.00, POL Equip Maint \$4,000.00, and POL Fuel \$10,000.00 to POL Purchase Cruiser \$23,000.00
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cronin.
Motion to approve by Councillor Tontar, seconded by Councillor Zeid. So voted.
- **ORDR046_06_13_16** Brown School Property Stab Fund
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to approve by Councillor Tontar, seconded by Councillor Cameron. Roll call vote, 6 No. Motion failed.
- **ORDR049_06_13_16** Revolving Fund Order
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to amend, to extend approval for 60 days only, by Councillor Cronin, seconded by Councillor Devlin. Withdrawn. Motion to amend, to reduce spending limits, by Councillor Eigerman, seconded by Councillor Cronin. Roll call vote, 9 Yes. Motion passed. Motion to approve by Councillor Tontar, seconded by Councillor Cameron. Roll call vote, 10 Yes. Motion passed.
Amend to reduce spending limits as follows:
Engineering Services – from \$100,000 to \$60,000
Council on Aging – from \$50,000 to \$30,000
Recreational Services – from \$400,000 to \$370,000
Historical Commission – from \$10,000 to \$2,500
Electrical Inspector – from \$105,000 to \$65,000

Gas Inspector – from \$50,000 to \$35,000
Disabilities Commission – from \$25,000 to \$3,000
Emma Andrews Library – from \$35,000 to \$30,000
M-School Drop-In Center – from \$100,000 to \$45,000
Transient Vendors – from \$40,000 to \$20,000
Planning & Zoning – from \$75,000 to \$70,000
Animal Control – from \$25,000 to \$6,000
Tree Commission – from \$30,000 to \$10,000
Medicare/Medicaid – from \$50,000 to \$15,000
Veterans Benefits – from \$10,000 to \$2,000
City Hall Maintenance – from \$25,000 to \$5,000
Senior Community Center Maintenance – from \$50,000 to \$5,000

- **ORDR050_06_13_16** Harbormaster Boat Gift Acceptance
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.

General Government

In Committee:

- **COMM063_06_13_16** Letter from Abutters of the I-95 Project

Joint Education

License & Permits

In Committee:

- **COMM010_01_25_16** - Licensing Commission Acoustic & Amplified Entertainment
- **COMM059_05_31_16** Letter RE: Sign Committee
- **ODNC011_05_31_16** Amend Transient Vendors for Cashman (COTW)

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (COTW)
- **ORDR048_06_13_16** Sidewalk Order

Planning & Development

In Committee:

- **COMM005_01_11_16** Letter to Council RE: Economic Development Concept for Business Park
Motion to remove from Planning & Development by Councillor Cameron, seconded by Councillor Connell. Motion to receive and file by Councillor Cameron, seconded by Councillor Connell. So voted.
- **COMM020_02_08_16** Memo re: hiring process for Building Commissioner
- **ORDR025_04_11_16** Gloria Braunhardt Little River Bike Trail
Motion to remove from Planning & Development by Councillor Cameron, seconded by Councillor Devlin. Motion to approve by Councillor Cameron, seconded by Councillor Devlin. So voted.
- **ORDR041_05_31_16** Taking on 1 Pasture Road – Sewer Lift Station

Motion to remove from Planning & Development by Councillor Cameron, seconded by Councillor Connell. Motion to approve as amended by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 Yes. Motion passed.

Public Safety

In Committee:

- **ORDR011_02_29_16** - Parking – Section 13-168, Winter Hours Restrictions, Certain Streets
- **ORDR023_04_11_16** Parking Restrictions, Simmons Drive
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. Motion to receive and file by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **ORDR024_04_11_16** Parking Restrictions, Golden Drive
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. Motion to receive and file by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **COMM050_05_09_16** Coast to the Cure Bike Ride Sept 10, 2016
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Cameron. Motion to approve by Councillor Cronin, seconded by Councillor Cameron. So voted.
- **COMM058_05_31_16** Bed Race Event Application
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Zeid. Motion to approve by Councillor Cronin, seconded by Councillor Zeid. So voted.
- **COMM062_06_13_16** Newburyport Half Marathon
- **COMM063_06_13_16** Letter from Abutters of the I-95 Project
- **ORDR044_06_13_16** No Parking Simmons Drive Walkway Entrance
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Connell. Motion to approve by Councillor Cronin, seconded by Councillor Connell. So voted.

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ODNC012_05_31_16** Amend Sign Ordinance Chapter 12.3 et al

Rules Committee

In Committee:

- **ORDR047_06_13_16** Council Rule 7D Real Property Appraisal

16. GOOD OF THE ORDER

Councillor Tontar stated that he had a ward meeting with Sergeant Kohan and expressed his gratitude. Councillor O'Brien stated that there is going to be housing on the Evergreen Golf Course and that the residents opposed.

17. ADJOURNMENT

Motion to adjourn by Councillor Cronin, seconded by Councillor Earls. So voted. 9:44pm.