

CITY COUNCIL MEETING

MINUTES

January 29, 2024 7:00 pm
City Council Chambers, City Hall
60 Pleasant Street, Newburyport

Zoom details for City Council Meeting:

<https://us02web.zoom.us/j/81299990548>

Or One tap mobile:

US: +19292056099,81299990548#

Or Telephone US: +1 929 205 6099

Webinar ID: 812 9999 0548

1. **MOMENT OF SILENCE** Remembering Judith Fuller, Mary Brooks, Ronald Goss
2. **PLEDGE OF ALLEGIANCE**
3. **CALL TO ORDER** 7:00pm the City Clerk called the roll; the following City Councillors answered present: Harman, Khan, Lane, McCauley, Preston, Shand, Wright, Zeid, Donahue, Granas and Cameron. 11 present.
4. **LATE FILE**
5. **COMMENDATION FOR OFFICER JASON KOHANE**
With a commendation from Senator Tarr, Representative Shand, Mayor Reardon and Marshal Murray.
6. **PUBLIC COMMENT**
7. **MAYOR'S COMMENT**

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.

8. APPROVAL OF MINUTES

January 8, 2024

(Approve)

January 18, 2024

(Approve)

9. COMMUNICATIONS

- | | | |
|------------------------|--|------------|
| • APPL00173_01_29_2024 | Plum Autoworks 2nd Hand Motor Vehicle License | (L&P) |
| • COMM00528_01_29_2024 | Design and Cost Estimates Youth and Recreation Center | (CS/COTW) |
| • COMM00529_01_29-2024 | Letter from Jim McCarthy re: Request to update codified sign ordinances | (P&D) |
| • COMM00530_01_29_2024 | Update Regarding Zoning Studies & Amendments
Related to Storey Ave & "MBTA Communities" | (P&D/COTW) |
| • COMM00531_01_29_2024 | FY2024 Mid-Year Budget Report | (B&F) |
| • COMM00532_01_29_2024 | Email from Councillor Zeid re Phillips Dr. | (PW&S) |

10. TRANSFERS

- | | | |
|------------------------|--|-------|
| • TRAN00177_01_29_2024 | Mayor: General Fund Free Cash \$27,046 to Fire: Injured-on-Duty \$27,046 | (B&F) |
| • TRAN00178_01_29_2024 | Parking: RRFA-Paid Parking Fund \$33,006 to PKG LPR System \$33,006 | (B&F) |
| • TRAN00179_01_29_2024 | DPS: General Fund Free Cash \$43,300 to
Roadway & Sidewalk Improvements \$43,300 | (B&F) |
| • TRAN00180_01_29_2024 | Fire Dept.: CIP Radio Equipment \$13,000 to
Fire Maint-Buildings & Grounds \$13,000 | (B&F) |

11. APPOINTMENTS

- | | | | | |
|------------------------|---|----------------|-----------|------|
| • APPT00462_01_29_2024 | Murphy Hesse Toomey & Lehane | City Solicitor | 1/31/2025 | (GG) |
| | 50 Braintree Hill Office Park Suite 410 | | | |
| | Braintree, MA 02184 | | | |

ALL ITEMS NOTED BELOW ARE REMOVED FROM THEIR RESPECTIVE COMMITTEES WITH THE MOTION TO APPROVE THE CONSENT AGENDA

BUDGET& FINANCE

- APPT00452_01_08_2024 Jill Brennan 24 Webster St., Haverhill Assessor 2/15/2027
- ORDR00529_01_08_2024 Gift Acceptance \$2500 David Volz to DPS Parks Bench Renovation Market Sq.
- ORDR00530_01_08_2024 FY2425 CVA Program Grant Acceptance \$16,000

COMMUNITY SERVICES

- APPT00447_01_08_2024 Christine Chapman 28 Dorothy Lucey Dr. Council on Aging 2/15/2027
- APPT00457_01_08_2024 Charles Griffin 3 Vernon St. CPC rep/Parks Comm. 2/15/2027
- APPT00458_01_08_2024 Kimberly Emmons 9 Doe Run Dr. Waterfront Trust 2/15/2026
- APPT00456_01_08_2024 Charles Griffin 3 Vernon St. Parks Commission 2/15/2027

LICENSES & PERMITS

- APPL00167_12_11_2023 State Automotive Repair Second Hand Vehicle License
- APPL00168_12_11_2023 RL Currie Corp. Second Hand Vehicle License
- APPL00170_01_08_2024 LCA Motors Second Hand Vehicle License
- APPL00171_01_08_2024 GNFD Inc. DBA Newburyport Sunoco Second Hand Vehicle License

PLANNING & DEVELOPMENT

- APPT00446_01_08_2024 Elaine King Nickerson 16 Purchase St. Affordable Housing Trust 2/15/2026
- APPT00448_01_08_2024 Biff Bouse 6 Iona Ave. Historical Comm. Rep/CPC 2/15/2026
- APPT00449_01_08_2024 Thomas O'Brien 11 Moseley Ave.CPC rep/HA 2/15/2027
- APPT00450_01_08_2024 Thomas O'Brien 11 Moseley Ave. Housing Authority 2/15/2029
- APPT00453_01_08_2024 Dennis Morel, Jr. 83 Bow Ridge Rd., Lynn Bldg Inspctr. 2/15/2027
- APPT00461_01_08_2024 Jeffrey Mattheson 12 Hart Rd. Electrical Inspctr. 2/15/2025

PUBLIC WORKS & WORKS

- APPT00445_01_08_2024 Mark Spencer 129 Merrimac St. Water /Sewer Comm. 2/15/2026
- APPT00460_01_08_2024 Timothy Rooney 9 Marshview Circle, Asst.Harbormaster/
Seabrook Shfh Const. 2/15/2027
- APPT00451_01_08_2024 Paul Hogg 4 Wildwood Dr. Shellfish Constable 2/15/2027
- APPT00454_01_08_2024 Enrico Caruso 34 Russett Hill Rd.,
Haverhill Asst. Harbormaster/
Shfh Const. 2/15/2027
- APPT00455_01_08_2024 Joseph A. Sederquist 2 Wrightman Rd.,
Wilmington Asst. Harbormaster/
Shfh Const. 2/15/2027

END OF CONSENT AGENDA

COMM00528_01_29_2024 removed form the consent agenda at the request of Councillor McCauley.
TRAN0000177_01_29_2024 COTW added at the request of Councillor Zeid.
Motion to approve as amended by Councillor Zeid, seconded by Councillor Lane. 11 yes, so voted.

REGULAR AGENDA

9. MAYOR'S UPDATE

Motion to receive and file by Councillor Zeid, seconded by Councillor Lane. 11 yes, so voted.

10. FIRST READING APPOINTMENTS

11. COMMUNICATIONS

- APPL00172_01_29_2024 Frigid Fiver 2/4/24 12pm-1pm

Motion to waive the rules and declare an emergency by Councillor Wright, seconded by Councillor Preston. 10 yes, 1 no (SZ), so voted. Motion to approve by Councillor Zeid, seconded by Councillor Lane. 11 yes, so voted.

- COMM00528_01_29_2024 Design and Cost Estimates Youth and Recreation Center

Motion to receive and file by Councillor McCauley, seconded by Councillor Zeid. Roll call vote. 7 yes, 4 no (BH, SZ, JD, EC). Motion passes.

12. TRANSFERS

13. SECOND READING APPOINTMENTS

- APPT00459_01_08_2024 Marianne Vesey 10 Kent St. Human Rights Comm. 2/15/2028

Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote, 11 yes, motion passes.

14. ORDERS

- ORDR00526_01_08_2024 City Council Calendar *Amended*

Motion to waive the rules, declare an emergence, and approve by Councillor Zeid, seconded by Councillor Preston. 11 yes, so voted.

- ORDR00532_01_29_2024 Gift Acceptance \$10,012 Newburyport Black History Initiative

Motion to refer collectively ORDR00532_01_29_2024 to Budget & Finance, ORDR00533_01_29_2024 and ORDR00534_01_29_2024 to Budget & Finance and COTW by Councillor Zeid, seconded by Councillor McCauley. So voted.

- ORDR00533_01_29_2024 NHS Statement of Interest Vote

Motion to refer collectively ORDR00532_01_29_2024 to Budget & Finance, ORDR00533_01_29_2024 and ORDR00534_01_29_2024 to Budget & Finance and COTW by Councillor Zeid, seconded by Councillor McCauley. So voted.

- ORDR00534_01_29_2024 Nock Statement of Interest Vote

Motion to refer collectively ORDR00532_01_29_2024 to Budget & Finance, ORDR00533_01_29_2024 and ORDR00534_01_29_2024 to Budget & Finance and COTW by Councillor Zeid, seconded by Councillor McCauley. So voted.

15. ORDINANCES

16. COMMITTEE ITEMS

Budget & Finance

In Committee:

- APPT00452 01 08 2024 Jill Brennan 24 Webster St., Haverhill Assessor 2/15/2027

Motion to approve by Councillor Zeid, seconded by Councillor Khan. Roll call vote, 10 yes, 1 present (MW), motion passes.

- ORDR00529 01 08 2024 Gift Acceptance \$2500 David Volz to DPS Parks Bench Reno. Market Sq.

Motion to approve collectively ORDR00529 and ORDR00530 by Councillor Zeid, seconded by Councillor Lane. 11 yes, so voted, motion passes.

- ORDR00530 01 08 2024 FY2425 CVA Program Grant Acceptance \$16,000

Motion to approve collectively ORDR00529 and ORDR00530 by Councillor Zeid, seconded by Councillor Lane. 11 yes, so voted, motion passes.

Community Services

In Committee:

- APPT00447 01 08 2024 Christine Chapman 28 Dorothy Lucey Dr. Council on Aging 2/15/2027
- APPT00457 01 08 2024 Charles Griffin 3 Vernon St. CPC rep/Parks Comm. 2/15/2027
- APPT00458 01 08 2024 Kimberly Emmons 9 Doe Run Dr. Waterfront Trust 2/15/2026
- APPT00456 01 08 2024 Charles Griffin 3 Vernon St. Parks Commission 2/15/2027

Motion to approve APPT00447 by Councillor Preston seconded by Councillor Harman. Roll call vote, 11 yes, motion passes.

Motion to approve APPT00457 and APPT00456 collectively by Councillor Preston, seconded by Councillor Zeid. Roll call vote, 11 yes, motion passes.

Motion to approve APPT00458 by Councillor Preston seconded by Councillor Zeid. Roll call vote, 11 yes, motion passes.

- COMM00525_01_08_2024 Letter from Joe Morgan re: Frog Pond Restoration Project
- ORDR00515_11_27_2023 Gift Acceptance Morrill Foundation \$110,000
- ORDR00474_07_10_2023 Plan Approval Bartlett Mall Improvement Project (COTW)

General Government

In Committee:

- ORDR00527_01_08_2024 Council Rules 2024
- ORDR00528_01_08_2024 Local Acceptance of G.L. 41 s.110A

Licenses & Permits

In Committee:

- APPL00167 12 11 2023 State Automotive Repair Second Hand Vehicle License
- APPL00168 12 11 2023 RL Currie Corp. Second Hand Vehicle License
- APPL00170 01 08 2024 LCA Motors Second Hand Vehicle License
- APPL00171 01 08 2024 GNFD Inc. DBA Newburyport Sunoco Second Hand Vehicle License

Motion to approve collectively APPL00167, APPL00168, APPL00170, and APPL00171 by Councillor Wright, seconded by Councillor McCauley. 11 yes, so voted

- APPL00169_01_08_2024 5K & 13.1 YuKan Sports 6/9/24, 7/21/24, 9/29/24 Riverwalk Brewing

Planning & Development

In Committee:

- APPT00446 01 08 2024 Elaine King Nickerson 16 Purchase St. Affordable Housing Trust 2/15/2026
- APPT00448 01 08 2024 Biff Bouse 6 Iona Ave. Historical Comm. Rep/CPC 2/15/2026
- APPT00449 01 08 2024 Thomas O'Brien 11 Moseley Ave. CPC rep/HA 2/15/2027
- APPT00450 01 08 2024 Thomas O'Brien 11 Moseley Ave. Housing Authority 2/15/2029
- APPT00453 01 08 2024 Dennis Morel, Jr. 83 Bow Ridge Rd., Lynn Bldg Inspctr. 2/15/2027
- APPT00461 01 08 2024 Jeffrey Mattheson 12 Hart Rd. Electrical Inspctr. 2/15/2025

Motion to collectively approve APPT00446, APPT00448, APPT00449, APPT00450, APPT00453, and APPT461 by Councillor Shand, seconded by Councillor Lane. Roll call vote, 11 yes, motion passes.

- ODNC00164_10_30_2023 Zoning-Amendment-Global-R3-Multi-Family (COTW)

Public Works & Safety

In Committee:

- APPT00445 01 08 2024 Mark Spencer 129 Merrimac St. Water /Sewer Comm. 2/15/2026

Motion to collectively approve by Councillor McCauley, seconded by Councillor Wright. Roll call vote, 11 yes, motion passes.

- APPT00460 01 08 2024 Timothy Rooney 9 Marshview Circle, Asst. Harbormaster/
Seabrook Shfh Const. 2/15/2027
- APPT00451 01 08 2024 Paul Hogg 4 Wildwood Dr. Shellfish Constable 2/15/2027
- APPT00454 01 08 2024 Enrico Caruso 34 Russett Hill Rd., Asst. Harbormaster/
Haverhill Shfh Const. 2/15/2027
- APPT00455 01 08 2024 Joseph A. Sederquist 2 Wrightman Rd.,
Wilmington Asst. Harbormaster/
Shfh Const. 2/15/2027

Motion to collectively approve APPT00460, APPT00451, APPT00454, and APPT455 by Councillor McCauley, seconded by Councillor Zeid. Roll call vote, 11 yes, motion passes.

- COMM00527_01_08_2024 Letter from Philip Cootey
- ORDR00449_04_24_2023 Approving Shared Streets Grant, High Street Traffic Calming

17. GOOD OF THE ORDER

18. ADJOURNMENT

Motion to adjourn at 8:30 pm by Councillor Donahue, seconded by Councillor Preston. 11 yes, so voted.

