

CITY COUNCIL “HYBRID”

MEETING MINUTES

March 14, 2022

City Council Meeting 7:30 pm

LOCATION: City Council Chambers, City Hall

60 Pleasant Street, Newburyport

Zoom details:

<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 Paul Kolman, Priscilla Morse, Gurney Arnold, and Richard O’Brien

2. PLEDGE OF ALLEGIANCE

3. CALL TO ORDER

The City Council President Heather Shand called the meeting to order at 7:30 pm and asked the City Clerk, Richard B. Jones, to call the roll. The following City Councillors answered present McCauley, Preston, Vogel, Wallace, Wright, Zeid, Cameron, Donahue, and Shand. 9 present, 2 absent (BL, AK)

4. LATE FILE

- ORDR00329_03_14_2022 List of Applicants for Parklet Use
- ODNC00109_03_14_2022 Amendment to Sidewalks Specifying Sidewalk Materials

Motion to waive the rules and accept the late files by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 9 yes, 2 absent (BL, AK). Motion passes.

5. PUBLIC COMMENT

6. 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.

7. APPROVAL OF MINUTES

- February 28, 2022 (Approve)

8. COMMUNICATIONS

- COMM00393_03_14_2022 Merrimack Valley Planning Comm. FY23 City Financial Requirements (R&F)
- COMM00395_03_14_2022 St. & Sidewalk Repair Plan (N&CS)
- COMM00396_03_14_2022 Ltr. Stephen Comley (PS)
- COMM00397_03_14_2022 Laura Vlasuk Health Director (R&F)

9. TRANSFERS

- TRAN00122_03_14_2022 General Fund Free Cash \$250,000 to (B&F)
Compensated Absences Reserve Fund \$250,000

10. APPOINTMENTS

- APPT00304_03_14_2022 Heidi Newfell 10 Orange St. Cultural Council 3/31/2025

- Re-Appointment
- APPT00305_03_14_2022 Dan Mello 2 B Fulton St. Waterfront Trust 3/31/2027 (P&D)
- APPT00306_03_14_2022 Richard Yeager 19 Water St. #2 Planning Board 3/31/2027 (P&D)
- APPT00307_03_14_2022 Sophie Korpics 26 Dove St. Comm. On Disabilities 3/31/2025

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

AD HOC COMMITTEE ON ECONOMIC DEVELOPMENT

- ODNC098_10_12_2021 Permanent Parklets Legislation

NEIGHBORHOOD & CITY SERVICES

- ODNC00106_02_14_2022 CH2 COA Ordinance Amendment

PLANNING & DEVELOPMENT

- APPT00301_02_28_2022 Jamie Pennington 8 Buck St. Planning Board 3/1/2027
- APPT00302_02_28_2022 Andrew F. Bernhardt 35 Oakland St. Historical Comm. 3/1/2025

PUBLIC SAFETY

- ODNC00107_02_28_2022 15 Minute Parking Spaces
- ORDR00321_02_28_2022 An Act Authorizing the Continued Employment of Officer Vorderis
- ORDR00323_02_28_2022 Route 1 Speed Limit

RULES

- ORDR00316_01_10_2022 Amended City Council Rules 2022
- ODNC00108_02_28_2022 City Council Meeting Start Time to 7 pm

At the request of Councillor McCauley COMM00397_03_14_2022 is removed from the Consent Agenda. Motion to approve the Consent Agenda as amended by Councillor Zeid, seconded by Councillor Cameron. So voted.

END OF CONSENT AGENDA REGULAR AGENDA

9. MAYOR'S UPDATE

Motion to receive and file by Councillor Zeid , seconded by McCauley. So voted.

10. FIRST READING APPOINTMENTS

11. COMMUNICATIONS

- COMM00397_03_14_2022 Laura Vlasuk Health Director
- Motion to Table until the end of the meeting by Councillor McCauley, seconded by Councillor Vogel. So voted.

12. TRANSFERS

13. SECOND READING APPOINTMENTS

14. ORDERS

- ORDR00322_02_28_2022 Licensed Contractor Boston North Development Excavation Services LLC
(TABLED)
Motion to remove from the Table by Councillor Vogel, seconded by Councillor Zeid. So voted. Motion to approve by Councillor Vogel, seconded by Councillor Zeid. So Voted.
- ORDR00324_03_14_2022 Ad Hoc on Adaptive Reuse of Brown School
Motion to refer to Planning & Development by Councillor Cameron, seconded by Councillor Vogel.
Motion withdrawn. Motion to refer to General Government by Councillor McCauley, seconded by Councillor Vogel. So voted. 8 yes, 2 absent (BL, AK), 1 no (SZ).
- ORDR00326_03_14_2022 To Approve Sasaki Design Progress
Motion to refer to Ad Hoc Committee on Market Landing Park by Councillor McCauley, seconded by Councillor Vogel. So voted.
- ORDR00327_03_14_2022 Parklet Maintenance Fund
- ORDR00328_03_14_2022 Parklet Maintenance Stabilization Fund Usage
Motion to refer collectively to Budget & Finance by Councillor Zeid, seconded by Councillor McCauley. So voted.
- ORDR00329_03_14_2022 Late File List of Applicants for Parklet Use
Motion to refer to License & Permits by Councillor Zeid, seconded by Councillor McCauley. So voted.

15. ORDINANCES

- ODNC00104_01_31_2022 2nd reading Handicapped Parking Space – Liberty Street
Motion to approve on second reading by Councillor Donahue, seconded by Councillor McCauley. Roll call vote. 9 yes, 2 absent (BL, AK). Motion passes.
- ODNC00109_03_14_2022 Amendment to Sidewalks Specifying Sidewalk Materials
Motion to refer to Neighborhood & City Services by Councillor Zeid, seconded by Councillor McCauley. So voted.

16. COMMITTEE ITEMS

Ad Hoc Committee on Economic Development

In Committee:

- **ODNC098 10 12 2021 Permanent Parklets Legislation**
Motion to waive rule 12B by Councillor Zeid, seconded by Councillor Vogel. So voted. Motion to approve on first reading by Councillor Shand, seconded by Councillor Vogel. Roll call vote. 9 yes, 2 absent (BL, AK). Motion passes.

Ad Hoc Committee on Market Landing Park and COTW

In Committee:

Budget & Finance

In Committee:

Education

In Committee:

General Government

In Committee:

- ORDR00319_02_14_2022 Kelley School Funds Order

License & Permits

In Committee:

- ODNC047_01_27_2020 General Ordinance - Short Term Rental Units Rules
- COMM00385_01_31_2022 STRU Fire Sprinkler Systems
- COMM00388_01_31_2022 UPDATED STRU Fire Sprinkler Systems

Neighborhoods & City Services

In Committee:

- COMM299_02_08_2021 Phillips Dr. Neighborhood Committee Ltr
- ODNC102_11_08_2021 Late File - Ch. 17 Stormwater Management Revisions
- ODNC00103_01_10_2022 Streets, Sidewalks, and Other Public Places Alterations & Maintenance
- **ODNC00106 02 14 2022 CH2 COA Ordinance Amendment**
Motion to Table by Councillor Wallace, seconded by Councillor Zeid. So voted.

Planning & Development

In Committee:

- ODNC046_01_27_2020 Zoning Amendment Short Term Rental Unit (STRU) (COTW)
- COMM00382_01_31_2022 Update from Global re 107 State Street
- ODNC00105_02_14_2022 Zoning Amendment Business Park Uses
- **APPT00301 02 28 2022 Jamie Pennington 8 Buck St. Planning Board 3/1/2027**
Motion to approve by Councillor Cameron, seconded by Councillor Vogel. Roll call vote. 8 yes, 1 present (SZ), 2 absent (BL, AK). Motion passes.
- **APPT00302 02 28 2022 Andrew F. Bernhardt 35 Oakland St. Historical Comm. 3/1/2025**
Motion to approve by Councillor Cameron, seconded by Councillor Wright. Roll call vote. 9 yes, 2 absent (BL, AK). Motion passes.

Public Safety

In Committee:

- **ODNC00107 02 28 2022 15 Minute Parking Spaces**
Motion to approve as amended on first reading changing the directional word for Liberty Street from “westerly” to “southerly” by Councillor McCauley, seconded by Councillor Cameron. Roll call vote. 7 yes, 2 no (CP, SZ), 2 absent (BL, AK). Motion passes.
- **ORDR00321 02 28 2022 An Act Authorizing the Continued Employment of Officer Vorderis**
Motion to add a friendly amendment to include the words “*Home Rule Petition*” before the words “An Act Authorizing” by Councillor Zeid, seconded by Councillor Cameron. Motion to approve as amended by Councillor McCauley, seconded by Councillor Cameron. Roll call vote. 9 yes, 2 absent (BL, AK). Motion passes.
- **ORDR00323 02 28 2022 Route 1 Speed Limit**
Motion to approve by Councillor McCauley, seconded by Councillor Cameron. Roll call vote. 8 yes, 1 no (SZ), 2 absent (BL, AK). Motion passes.
- COMM00390_02_28_2022 Gregory Caplan Ltr-Low St./Bright Horizons access to Fuller Field

Public Utilities

In Committee:

Rules

In Committee:

- ORDR239_02_8_2021 Council Rule 7 and 10B
- **ORDR00316 01 10 2022 Amended City Council Rules 2022**
Motion to approve as amended in Committee to strike “*and Health Director*” by Councillor Vogel, seconded by Councillor Zeid. Motion to amend to add Rule 20B “The Health Director, upon appointment by the Board of Health, shall be placed in the packet for referral to the Committee on Public Safety for review and recommendation to the full Council as a receive and file.” By Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 9 yes, 2 absent (BL, AK). Motion to approve as amended by Councillor Vogel, seconded by Councillor Zeid. Roll call vote. 9 yes, 2 absent (BL, AK). Motion passes.
- **ODNC00108 02 28 2022 City Council Meeting Start Time to 7 pm**
Motion to approve on first reading by Councillor Vogel, seconded by Councillor Donahue. Roll call vote. 8 yes, 1 no (SZ), 2 absent (BL, AK). Motion passes.

- COMM00397_03_14_2022 Laura Vlasuk Health Director
Motion to remove from the Table by Councillor McCauley, seconded by Councillor Cameron. So voted.
Motion to refer to Public Safety by Councillor McCauley, seconded by Councillor Cameron. So voted.
- COMM00395_03_14_2022 St. & Sidewalk Repair Plan
Motion to reconsider by Councillor Wallace, seconded by Councillor Cameron. So voted. Motion to refer to Neighborhood & City Services and COTW by Councillor Wallace, seconded by Councillor Cameron. So voted.

17. GOOD OF THE ORDER

Councillor Zeid noted that the budget season meetings were upcoming.

Council President Shand noted that Global will be addressing the Council at 6:30 pm on Monday, March 28th prior to the 7:00 pm City Council meeting.

18. ADJOURNMENT

Motion to adjourn at 8:52 pm by Councillor Zeid, seconded by Councillor McCauley. So voted.