

CITY COUNCIL “HYBRID”

MEETING MINUTES

June 27, 2022

City Council Meeting 7:00 pm

LOCATION: City Council Chambers, City Hall

60 Pleasant Street, Newburyport

Zoom details for Hearing and 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

2. PLEDGE OF ALLEGIANCE

3. CALL TO ORDER

The City Council President Heather Shand called the meeting to order at 7:00 pm and asked the City Clerk, Richard B. Jones, to call the roll. The following City Councillors answered present: Lane, McCauley, Preston, Vogel, Wallace, Wright, Zeid, Cameron, and Shand. 9 present (1remote BL), 2 absent (AK, JD).

4. LATE FILE

- ORDR00369_06_27_2022 Pioneer League Gift \$2836.50 (B&F)
- ORDR00370_06_27_2022 M. L. Mazzotta - Licensed Contractor (PU)
- COMM00420_06_27_2022 Ltr. Owen Smith re: Water/Sewer Rates (PU)
- COMM00421_06_27_2022 Communication re: Water/Sewer Rates b/w Mayor Reardon, Roger Jones, and Owen Smith (PU)
- APPT00329_06_27_2022 Jacob Majahad 6 59th St. Comm. On Disabilities 07/31/2025 (P&D)
- ORDR00371_06_27_2022 PARC Grant App. & Park Designation for Market Landing Park Exp. (B&F/COTW)
- APPT00330_06_27_2022 Donna Drelick 8 Chadwick St. Methuen HR Dir. 7/1/2025 (GG/COTW)
- APPT00331_06_27_2022 Andrew R. Port 61 Water St. Dir. Planning & Dev. 1/31/2024 (P&D/COTW)
- APPL00090_06_27_2022 Yankee Homecoming July 30th -August 7th (PS)

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

5. PUBLIC COMMENT

Brian Callahan 29 Warren St.

Owen Smith 175 Storey Ave.

Charles Aloviseti 60 Bromfield St.

Matt Kane 63 Curzon Mill

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

June 13, 2022

(Approve)

June 21, 2022

(Approve)

8. COMMUNICATIONS

- APPL00088_06_27_2022 Greek Food Festival Fri. 7/29-Sat. 7/30 10am-9pm Harris St (PS)
- APPL00089_06_27_2022 Block Party 29 Hill St & Bricher St. Sat. 7/23/2022 2pm-10pm (PS)

9. TRANSFERS

10. APPOINTMENTS

- APPT00328_06_27_2022 Sara Kelso 1 Robin Glen Rd. Stratham, NH Head Librarian 07/09/2025 (N&CS)

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

BUDGET & FINANCE

- TRAN00129_05_31_2022 Mayor's Office Multiple See Attached \$3,021,480.56 to Mult. \$3,021,480.56 (COTW)
- TRAN00133_06_21_2022 DPS: RRFA Legal \$13,500 to Brown Sch. Protective Measures \$13,500 (COTW)
- TRAN00130_06_13_2022 Fire Mult. \$195K to Fire OT \$150K, Fire Salary \$25K & Fire Dispatch OT \$20K
- TRAN00132_06_13_2022 Receipts Reserved Appr. Fuel \$58,031 to DPS Highway Fuel \$58,031
- TRAN00134_06_21_2022 City Clerk's Office: SUS Solid Waste \$1500 to CLK Administration \$1500
- ORDR00359_05_31_2022 Gift Acceptance FONT \$9,000
- ORDR00364_06_13_2022 FY23 Revolving Fund Spending Limits
- ORDR00367_06_13_2022 Parks Make A Wish Gift Acceptance
- ORDR00354_05_09_2022 FY23 CPC Recommendations (COTW) (PARTIAL: Projects 11, 12, 13, 14)

GENERAL GOVERNMENT

- APPT00322_05_31_2022 Richard B. Jones 283 High St. City Clerk 06/30/2025
**Re-appointment*
- ORDR00360_05_31_2022 Authorizing City Clerk Contract 2022

PLANNING & DEVELOPMENT

- COMM00398_03_28_2022 Memo DHCD MBTA Housing Choice Briefing (COTW)
- ORDR00365_06_13_2022 Acceptance Preservation 90 Water Street
- APPT00321_05_09_2022 Charles Aloviseti 60 Bromfield St Conservation Comm. 6/1/2025
- APPT00316_04_25_2022 Stephen Moore 10 N. Atkinson St. Conservation Comm. 5/1/2025
- APPT00317_04_25_2022 Lynn Schow 75 High St. ZBA 5/15/2023

PUBLIC SAFETY

- APPL00084_06_13_2022 Block Party 22 Lafayette St. Sat., August 6th 3-10pm
- APPL00086_06_13_2022 19th Annual Chocolate Tour Saturday, Oct. 1st 12-4pm
- APPL00087_06_13_2022 Walk Against Domestic Violence Sunday, Oct. 2nd 8-11am
- APPL00080_05_31_2022 Movable Sign for Smitten at State St. & Threadneedle Alley
- APPT00324_05_31_2022 Justin Dutcher 7 Morin Rd. St. Harbor Commission 5/31/2025
**Re-appointment*
- ODNC00115_06_13_2022 Amendment to Noise 8 – 101

PUBLIC UTILITIES

- ORDR00363_06_13_2022 Water & Sewer Rates FY23

Motion to add COTW to APPT00330 and APPT00331, and refer APPT00328 to Neighborhood & City Services by Councillor McCauley, seconded by Councillor Wallace. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes. Motion to add the late files to the Consent Agenda, referring them to the respective Committees as noted and approve as amended by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

END OF CONSENT AGENDA

REGULAR AGENDA

9. MAYOR'S UPDATE

Motion to receive and file by Councillor Wright, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

10. FIRST READING APPOINTMENTS

11. COMMUNICATIONS

12. TRANSFERS

13. SECOND READING APPOINTMENTS

14. ORDERS

- ORDR00368_06_27_2022 Waiver for Asphalt Sidewalk Bourbeau Terrace (N&CS)
Motion to refer to Neighborhood & City Services by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

15. ORDINANCES

- ODNC00112_05_31_2022 **2nd Reading** Amendment Brown Sq Way No Parking
- ODNC00113_05_31_2022 **2nd Reading** Amendment Brown Sq Way Drop Off Zone
Motion to approve on 2nd reading collectively by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 8 yes, 1 no (CP), 2 absent (AK,JD). Motion passes.
- ODNC00117_06_27_2022 Building Inspector Enforcement (B&F)
Motion to refer to Budget & Finance by Councillor McCauley, seconded by Councillor Vogel. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

16. COMMITTEE ITEMS

Ad Hoc Committee on Economic Development

In Committee:

Ad Hoc Committee on Market Landing Park and COTW

In Committee:

Councillor Shand noted that there is a meeting schedules for Wednesday, June 29th at 6:30pm

Budget & Finance

In Committee:

- **TRAN00129 05 31 2022 Mayor's Office Multiple See Attached \$3,021,480.56 to Mult. \$3,021,480.56 (COTW)**
Stabilization Trust Fund: Motion to approve by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 8 yes, 1 no (CW), 2 absent (AK, JD). Motion passes.
OPEB Trust Fund: Motion to approve by Councillor Zeid, seconded by Councillor Wright. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.
IT001: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 6 yes, 3 no (CP, CW, SZ), 2 absent (AK, JD). Motion passes.
FD003: Motion to approve by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.
PD002: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.
HM002: Motion to approve by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.

HM003: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 6 yes, 3 no (CP, CW, SZ), 2 absent (AK, JD). Motion passes.

HW003: Motion to approve by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 8 yes, 1 no (CW), 2 absent (AK, JD). Motion passes.

HW006: Motion to approve by Councillor Zeid, seconded by Councillor McCauley. Roll call vote. 8 yes, 1 no (CW), 2 absent (AK, JD). Motion passes.

WA002, WA003, WA004: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.

WA005: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 6 no, 3 yes (BV, EC, HS), 2 absent (AK, JD). Motion fails.

WA007: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 8 yes, 1 no (MW), 2 absent (AK, JD). Motion passes.

SW002: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 8 yes, 1 no (CW), 2 absent (AK, JD). Motion passes.

SW004: Motion to approve by Councillor Zeid, seconded by Councillor Cameron. Roll call vote. 5 yes, 4 no (JM, CW, MW, SZ), 2 absent (AK, JD). Motion fails.

SW007: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 7 yes, 2 no (CW, SZ), 2 absent (AK, JD). Motion passes.

PK006: Motion to approve by Councillor Zeid, seconded by Councillor Vogel. Roll call vote. 5 yes, 4 no (JM, CW, MW, SZ), 2 absent (AK, JD). Motion fails.

PK010: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 5 no, 4 yes (BL, CP, BV, HS), 2 absent (AK, JD). Motion fails.

PK012: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 8 yes, 1 no (SZ), 2 absent (AK, JD). Motion passes.

PK017: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 5 yes, 4 no (JM, CW, MW, SZ), 2 absent (AK, JD). Motion fails.

PK021: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 5 yes, 4 no (BL, JM, CW, MW), 2 absent (AK, JD). Motion fails.

SC005: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 5 no, 4 yes (BL, CP, BV, HS), 2 absent (AK, JD). Motion fails.

SC007: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 6 no, 3 yes (BV, EC, HS), 2 absent (AK, JD). Motion fails.

SC013: Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 8 no, 1 yes (BV,), 2 absent (AK, JD). Motion fails.

- **TRAN00133 06 21 2022 DPS: RRFA Legal \$13,500 to Brown Sch. Protective Measures \$13,500 (COTW)**
Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 8 yes, 1 no (BV), 2 absent (AK, JD). Motion passes.
- **TRAN00130 06 13 2022 Fire Mult. \$195K to Fire OT \$150K, Fire Salary \$25K & Fire Dispatch OT \$20K**
Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.
- **TRAN00131 06 13 2022 Mayor's Office IT Salary Dir. \$45K to IT Prof Serv. \$20K & Offsite Serv. \$25K**
Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.
- **TRAN00132 06 13 2022 Receipts Reserved Appr. Fuel \$58,031 to DPS Highway Fuel \$58,031**
- **TRAN00134 06 21 2022 City Clerk's Office: SUS Solid Waste \$1500 to CLK Administration \$1500**
- **ORDR00359 05 31 2022 Gift Acceptance FONT \$9,000**
- **ORDR00367 06 13 2022 Parks Make A Wish Gift Acceptance**
- **ORDR00354 05 09 2022 FY23 CPC Recommendations (COTW) (PARTIAL Projects 11, 12, 13, 14)**
Motion to approve collectively TRAN00132, TRAN00134, ORDR00359, ORDR00367, and projects listed in ORDR00354 by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK, JD). Motion passes.
- **ORDR00364 06 13 2022 FY23 Revolving Fund Spending Limits**
- Motion to approve by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 6 yes, 3 no (BL, JM, SZ), 2

absent (AK,JD). Motion passes.

- ORDR00336_03_28_2022 ARPA Amesbury 250K (COTW)
- ORDR00355_05_09_2022 Loan Order \$2,574,000 Bartlet Mall Improvements Project (COTW)
- ORDR00356_05_09_2022 Loan Order \$3,000,000 Market Landing Park Expansion Project (COTW)
- ORDR00354_05_09_2022 FY23 CPC Recommendations (COTW) (PARTIAL Projects 1, 8, 9)

Education

In Committee:

General Government

In Committee:

- **APPT00322 05 31 2022 Richard B. Jones 283 High St. City Clerk 06/30/2025**

**Re-appointment*

- **ORDR00360 05 31 2022 Authorizing City Clerk Contract 2022**

Motion to approve collectively APPT00322 and ORDR00360 by Councillor Shand, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

- COMM00402_04_11_2022 12 Cushing Ave Paper St. Inquiry
- COMM00405_04_11_2022 Mayor's Strategic Plan (COTW)
- COMM00417_05_31_2022 Ltr. Jane Snow re: Coffin St.
- COMM00410_05_31_2022 Ltr. Lawrence Cavalieri Coffin St. Ext
- COMM00418_06_13_2022 Ltr. Claire Papanastasiou re: IFS Proposed Settlement
- COMM00419_06_13_2022 Ltr. Peter Mackin re: IFS Proposed Settlement
- ORDR00366_06_13_2022 Ward 2 Polling Place Change

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
- ODNC00103_01_10_2022 Streets, Sidewalks, and Other Public Places Alterations & Maintenance
- COMM00406_04_11_2022 Pioneer League Letter re: Pickleball

Planning & Development

In Committee:

- **COMM00398 03 28 2022 Memo DHCD MBTA Housing Choice Briefing (COTW)**

Motion to receive and file by Councillor Cameron, seconded by Councillor Zeid. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

- **ORDR00365 06 13 2022 Acceptance Preservation 90 Water Street**

Councillor Cameron recused. Motion to waive the rules and amend to change the sponsor from Councillor Cameron to Councillor Zeid by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes. Motion to approve as amended by Councillor Wright, seconded by Councillor McCauley. Roll call vote. 7 yes, 1 no (JM), 1 recused (EC), 2 absent (AK,JD). Motion passes.

- **APPT00321 05 09 2022 Charles Aloviseti 60 Bromfield St Conservation Comm. 6/1/2025**

Motion to approve by Councillor Cameron, seconded by Councillor Zeid. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

- **APPT00316 04 25 2022 Stephen Moore 10 N. Atkinson St. Conservation Comm. 5/1/2025**

Motion to approve by Councillor Cameron, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

- **APPT00317 04 25 2022 Lynn Schow 75 High St. ZBA 5/15/2023**

Motion to approve by Councillor Cameron, seconded by Councillor McCauley. Roll call vote. 8 yes, 1 no (BV), 2 absent (AK,JD). Motion passes.

- ODNC046_01_27_2020 Zoning Amendment Short Term Rental Unit (STRU) (COTW)
- ODNC00111_05_09_2022 Amendment Net Zero Energy Public Projects
- COMM00415_05_31_2022 Global Efforts Related/Potential Residential Use Property 5/22 Update
- APPT00326_05_31_2022 Bonnie Sontag 21 Smith St. Planning Board 6/30/2027
- APPT00327_05_31_2022 Patricia Peknik 4 Dove St. ZBA 6/30/2023
- ORDR00358_05_31_2022 Acceptance of Stables - Colby Farm Lane Lot 3

Public Safety

In Committee:

- **APPL00084 06 13 2022 Block Party 22 Lafayette St. Sat., August 6th 3-10pm**
- **APPL00086 06 13 2022 19th Annual Chocolate Tour Saturday, Oct. 1st 12-4pm**
- **APPL00087 06 13 2022 Walk Against Domestic Violence Sunday, Oct. 2nd 8-11am**
- **APPL00080 05 31 2022 Movable Sign for Smitten at State St. & Threadneedle Alley**

Motion to approve collectively APPL00084, APPL00086, APPL00087, and APPL00080 by Councillor McCauley, seconded by Councillor Zeid. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

- **APPT00324 05 31 2022 Justin Dutcher 7 Morin Rd. St. Harbor Commission 5/31/2025**
***Re-appointment**

Motion to approve by Councillor McCauley, seconded by Councillor Cameron. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

- **ODNC00115 06 13 2022 Amendment to Noise 8 – 101**

Motion to approve on 1st reading by Councillor McCauley, seconded by Councillor Preston. Roll call vote. 9 yes, 2 absent (AK,JD). Motion passes.

Councillor Donahue present (remote).

- COMM00412_05_31_2022 Ltr Ann Jaroncyk re: Traffic Safety
- COMM00414_05_31_2022 Ltr. Emily Dunn re: Traffic on Merrimac Street
- ODNC00114_05_31_2022 Amended Liberty St Resident Parking
- ODNC00116_06_13_2022 Atwood St. Parking Restrictions

Public Utilities

In Committee:

- **ORDR00363 06 13 2022 Water & Sewer Rates FY23**

Motion to approve by Councillor Vogel, seconded by Councillor McCauley. Motion to amend to raise the service charges from \$25.00 to \$27.50 per quarter by Councillor Vogel, seconded by Councillor Preston. Roll call vote. 6 no, 2 yes (BV, CP), 1 absent (AK). Motion fails. Motion on floor to approve. Roll call vote. 10 yes, 1 absent (AK). Motion passes.

- ORDR00352_05_09_2022 Licensed Contractor Robert Pike Construction, Inc.
- ORDR00353_05_09_2022 Licensed Contractor Commonwealth and Consulting Co., Inc.

Rules

In Committee:

- ORDR239_02_8_2021 Council Rule 7 and 10B

17. GOOD OF THE ORDER

Councillor McCauley and Councillor President Shand stated that the police had a detail at the protest on Saturday at High and State Streets and made every effort to avoid closing the street to traffic. They also mentioned that there were emails received regarding the recent protests.

18. ADJOURNMENT

Motion to adjourn at 10:22pm by Councillor Zeid, seconded by Councillor Preston. Roll call vote. 10 yes, 1 absent (AK).
Motion passes.