

CITY OF SALEM**MARCH 10, 2016****REGULAR MEETING OF THE CITY COUNCIL**

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A Regular Meeting of the City Council held in the Council Chamber on Thursday, March 10, 2016 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on March 8, 2016. This meeting is being taped and is live on S.A.T.V.

All Councillors were present.

Council President Turiel presided.

Councillor Gerard moved to dispense with the reading of the record of the previous meeting. It was so voted.

President Turiel requested that everyone please rise to recite the Pledge of Allegiance.

PUBLIC TESTIMONY**NONE****(#100) - APPOINTMENT OF MICHAEL JAROS TO THE BICYCLING ADVISORY COMMITTEE**

Held from the last meeting, the Mayor’s appointment of Michael Jaros to serve as a member of the Bicycling Advisory Committee, with a term to expire on February 11, 2019 was confirmed by unanimous roll call vote of 11 yeas, 0 nays, 0 absent. Councillors Dibble, Eppley, Famico, Furey, Gerard, Lovely, McCarthy, Milo, Ryan, Sargent, and Turiel were recorded as voting in the affirmative.

Councillor Famico requested and received unanimous consent to suspend the rules to allow Mr. Jaros to speak.

CITY OF SALEM**MARCH 10, 2016****REGULAR MEETING OF THE CITY COUNCIL****(#103) – APPOINTMENT OF MICHAEL WILLIAMSON TO THE BICYCLING ADVISORY COMMITTEE**

Held from the last meeting, the Mayor's appointment of Michael Williamson to serve as a member of the Bicycling Advisory Committee, with a term to expire on February 11, 2019 was confirmed by unanimous roll call vote of 11 yeas, 0 nays, 0 absent. Councillors Dibble, Eppley, Famico, Furey, Gerard, Lovely, McCarthy, Milo, Ryan, Sargent, and Turiel were recorded as voting in the affirmative.

Councillor Famico requested and received unanimous consent to suspend the rules to allow Mr. Williamson to speak.

(#104) – APPOINTMENT OF ROBERTA CLEMENT TO THE CEMETERY COMMISSION

Held from the last meeting, the Mayor's appt. of Roberta Clement to serve as a member of the Cemetery Commission with a term to expire on February 11, 2019. The appointment was held until the next meeting.

(#119) – APPOINTMENT OF MEREDITH MCDONALD AS THE COUNCIL ON AGING DIRECTOR

Held from the last meeting, the Mayor's appt. of Meredith McDonald to serve as the City of Salem's Council on Aging Director with a term to expire on January 31, 2018, was confirmed by unanimous roll call vote of 11 yeas, 0 nays, 0 absent. Councillors Dibble, Eppley, Famico, Furey, Gerard, Lovely, McCarthy, Milo, Ryan, Sargent, and Turiel were recorded as voting in the affirmative.

Councillor Milo requested and received unanimous consent to suspend the rules to allow Ms. McDonald to speak.

#150 – REAPPOINTMENT OF THE CABLE TELEVISION & TECHNOLOGY COMMISSION

The Mayor's reappointment of the following Salem Residents to serve as members of the Cable Television and Technology Commission with all terms to expire on March 10, 2018 was confirmed by unanimous roll call vote of 11 yeas, 0 nays, 0 absent. Councillors Dibble, Eppley, Famico, Furey, Gerard, Lovely, McCarthy, Milo, Ryan, Sargent, and Turiel were recorded as voting in the affirmative.

Olle Duijvesteijn, William Simons, Laura DeToma Swanson, Linda Vaughn and Kevin Walker

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#151 – REAPPOINTMENT OF PAUL DURAND TO THE DESIGN REVIEW BOARD

The Mayor's reappointment of Paul Durand to serve as a member of the Design Review Board with a term to expire on March 10, 2019, (The SRA recommends this reappointment), was confirmed by unanimous roll call vote of 11 yeas, 0 nays, 0 absent. Councillors Dibble, Eppley, Famico, Furey, Gerard, Lovely, McCarthy, Milo, Ryan, Sargent, and Turiel were recorded as voting in the affirmative.

#152 – REAPPOINTMENT OF JESSICA HERBERT TO THE HISTORICAL COMMISSION

The Mayor's reappointment of Jessica Herbert to serve as a member of the Historical Commission with a term to expire on March 10, 2019 was confirmed by unanimous roll call vote of 11 yeas, 0 nays, 0 absent. Councillors Dibble, Eppley, Famico, Furey, Gerard, Lovely, McCarthy, Milo, Ryan, Sargent, and Turiel were recorded as voting in the affirmative.

#153 – REAPPOINTMENTS OF CITY DEPARTMENT HEADS

The Mayor's reappointments of the following City Department Heads with the following terms to expire was confirmed by unanimous roll call vote of 11 yeas, 0 nays, 0 absent. Councillors Dibble, Eppley, Famico, Furey, Gerard, Lovely, McCarthy, Milo, Ryan, Sargent, and Turiel were recorded as voting in the affirmative.

<u>Name/Title</u>	<u>Term to Expire</u>
Nina Bridgman, Assistant Finance Director/Deputy Auditor	January 31, 2018
Lisa Cammarata, Director of Human Resources	January 31, 2018
Bonnie Celi, Collection and Parking Clerk/Hearings Officer	January 31, 2018
John Doyle, Sealer of Weights & Measures	January 31, 2019
John Giardi, City Electrician	January 31, 2018
Lynn Goonin Duncan, Dir. of Planning & Community Development	January 31, 2018
David Knowlton, City Engineer	January 31, 2018
Kathleen McMahan, City Treasurer	January 31, 2019
Thomas St. Pierre, Director of Inspectional Services	January 31, 2018
John Tomasz, Director of Public Services	January 31, 2018
Kathleen Winn, Assistant Planning Director	January 31, 2018

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#154 – APPOINTMENT OF SCOTT SHEEHAN TO CONSERVATION COMMISSION

The Mayor’s appointment of Scott Sheehan to serve as a member of the City of Salem’s Conservation Commission with a term to expire on March 10, 2019, was held until the next meeting under the rules.

#155 – APPOINTMENT OF ANTONIO MATARAGAS TO THE PLANNING BOARD

The Mayor’s appointment of Antonio Mataragas to serve as a member of the City of Salem’s Planning Board with a term to expire on March 10, 2021, was held until the next meeting under the rules.

#156 – CONSTABLE

The Mayor’s appointment of Antonio O’Neill to serve as a Constable with a term to expire on February 25, 2017 was received and placed on file.

#157 – APPROPRIATION FROM “RETIREMENT STABILIZATION – VACATION SICK LEAVE BUYBACK” ACCOUNT FOR RETIREMENT OF TWO EMPLOYEES

The following Order recommended by the Mayor, was adopted under suspension of the rules.

ORDERED: That the sum of Ten Thousand, Three Hundred and Seventy-Nine Dollars and Sixty-Two Cents (\$10,379.62) in the “Retirement Stabilization Fund – Vacation/Sick Leave Buy back” account to be expended for the FY 2016 contractual buyback listed below in accordance with the recommendation of Her Honor the Mayor.

Nancy Tracy	Library	\$4,385.77
Ginette Martineau	School Dept.	<u>\$5,993.85</u>
Total		\$10,379.62

CITY OF SALEM**MARCH 10, 2016****REGULAR MEETING OF THE CITY COUNCIL****#158 – TRANSFER TO “PLANNING BOARD – FRINGE/STIPEND” ACCOUNT**

The following Order recommended by the Mayor was adopted.

ORDERED: That the sum of Two Thousand Dollars (\$2,000.00) is hereby transferred from the “Planning - Fringe/Stipend “ account to the “Planning Board Fringe/Stipend” account in accordance with the recommendation of Her Honor the Mayor.

#159 – RESOLUTION CALLING FOR FULL FUNDING OF THE FOUNDATION BUDGET REVIEW COMMISSIONER’S RECOMMENDATIONS

The following Resolution recommended by the Mayor was referred to the Committee on Administration and Finance co-posted with Committee of the Whole.

**A Resolution Calling for Full Funding of the
Foundation Budget Review Commission’s Recommendation**

Whereas: The Massachusetts Foundation Budget Review Commission identified two areas (employer health insurance and special education) where the Massachusetts Foundation Budget significantly understates the true cost of educating students in the Commonwealth and has failed to keep pace with rising costs;

Whereas: this underfunding means the cost of providing a quality education has increasingly been borne by local communities, most often at the expense of other vital municipal operations;

Whereas: investing in education today leads to higher incomes, and thus less investment in police, prisons, subsidized health care, low income housing, welfare, etc. in the future; and,

Whereas: state and local economies are most effectively strengthened “by investing in education and increasing the number of well-educated workers.”

Therefore Be It Resolved that the Salem City Council calls on the Massachusetts Legislature and the Governor of Massachusetts to fully fund and adopt the recommendation of the Foundation Budget Review Commission in the immediate future.

CITY OF SALEM**MARCH 10, 2016****REGULAR MEETING OF THE CITY COUNCIL****#160 – PARKING RECOMMENDATIONS FOR DODGE STREET COURT, WASHINGTON STREET AND DODGE STREET**

The following Order recommended by the Mayor was adopted.

ORDERED: Whereas the Planning Board approved the construction of the Dodge and Washington Street Development, a mixed use development, in September of 2015 with associated roadway and parking alterations. Consistent with the approved plans, the City Council hereby Orders that the following parking and roadway alterations shall take effect on the date this mixed use development is issued a Certificate of Occupancy by the City Building Inspector.

1. Dodge Street Court to be changed to one-way southbound from New Derby Street
Dodge Street Court south of Dodge Street shall remain a two lane, two-way street.
2. Washington Street – Seven (7) parallel on-street metered spaces shall be added on Washington Street northbound between Mill Street and Dodge Street.
3. Washington Street – Three (3) non-metered two-hour signed spaces shall be removed on the south side of Washington Street to provide for a left turn into the site going eastbound.
4. Washington Street – One (1) metered space shall be removed on the south side of Washington Street to accommodate an entry drive.
5. Dodge Street/Washington Street parking lot – Two metered spaces shall be removed and two (2) metered handicapped accessible spaces to be relocated immediately adjacent to the north to create small plaza.
6. Dodge Street – Three (3) metered spaces shall be removed to make the travel lanes conforming
7. Dodge Street – One (1) metered space shall be removed for curb bump out
8. Dodge Street – Three (3) monthly permit spaces shall become metered
9. Dodge Street – Three (3) monthly permit spaces shall be removed to create a loading zone
10. Dodge Street Court – Three (3) loading spaces shall be created
11. Dodge Street/Washington Street parking lot – Seven (7) metered spaces shall be removed to the north to enable the realignment of Dodge Street, there shall be no net loss of spaces.

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Be it further Ordered that following construction of the above-referenced parking and roadway alterations, the City Solicitor shall prepare amendments to the City's Traffic Code for adoption by the City Council incorporating these parking and roadway alterations into the Code.

#161 – REQUEST FROM MAYOR TO GIVE PROJECT UPDATE ON FOOTPRINT POWER

A communication from the Mayor requesting to address the City Council to give an update on the Footprint power project was received and placed on file.

#162 – ORDINANCE TRAFFIC PARKING TIME LIMITED UNMETERED ZONE LORING AVENUE

Councillor Dibble introduced the following Ordinance which was adopted for first passage.

In the year two thousand and sixteen

An Ordinance to amend an Ordinance relative to Traffic

Be it ordained by the City Council of the City of Salem, as follows:

Section 1. Chapter 42, Section 57A, "Parking Time Limited, Unmetered Zones"
Is hereby amended by adding the following:

Loring Avenue southeasterly side beginning at a point of forty (40) feet north of College Drive and continuing to the intersection of Linden Street and the marked crosswalk, excluding existing marked bus stops and handicap parking zones, fifteen (15) minute parking only tow zone Monday through Friday, 7:00 AM – 4:00 PM or by special permit only issued by the Horace Mann Laboratory School (HMLS)

Section 2. This Ordinance shall take effect as provided by City Charter.

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#163 – ORDINANCE TRAFFIC PARKING TIME LIMITED UNMETERED ZONE LAFAYETTE STREET

Councillor Dibble introduced the following Ordinance which was adopted for first passage.

In the year two thousand and sixteen

An Ordinance to amend an Ordinance relative to Traffic

Be it ordained by the City Council of the City of Salem, as follows:

Section 1. Chapter 42, Section 57A, "Parking Time Limited, Unmetered Zones" Is hereby amended by adding the following:

Lafayette Street westerly side, beginning at a point of twenty (20) feet south of Loring Avenue and continuing in a southerly direction to the southeast property line of number 410 Lafayette Street, for a total distance as marked by signs, one (1) hour parking 6:00 AM to 5:00 PM Monday through Friday parking time limited. All currently marked bus stops, handicap zone and service zones in this section remain as marked.

Section 2. This ordinance shall take effect as provided by City Charter

#164 – ORDINANCE TRAFFIC RESIDENT STICKER PARKING LAFAYETTE STREET

Councillor Dibble introduced the following Ordinance which was adopted for first passage.

In the year two thousand and sixteen

An Ordinance to amend an Ordinance relative to Traffic

Be it ordained by the City Council of the City of Salem, as follows:

Section 1. Chapter 42, Section 75, "Parking Prohibitions Towing Zones (Resident Sticker) is hereby amended by adding the following:

Lafayette Street Zone B, Color Red westerly side starting at a point of twenty (20) feet north of Raymond Avenue and continuing in a northerly direction for four-hundred ten (410) feet to

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the southeast property line of #410 Lafayette Street "Resident Sticker Parking Monday – Friday 6:00 AM to 8:00 PM.

Section 2. This ordinance shall take effect as provided by City Charter

#165 – DRAFT HOME RULE PETITION FOR USE OF SPANISH-LANGUAGE BALLOTS

Councillor Turiel introduced the following Order which was adopted.

ORDERED: That the City Solicitor and the Chair of the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole meet to draft a Home Rule Petition allowing for the use of Spanish-language ballots in the City of Salem.

#166 – RAISE THE IRISH FLAG FOR ST. PATRICK'S DAY

Councillor Ryan introduced the following Order which was adopted.

ORDERED: That the Director of Park, Recreation and Community Services raise the Irish Flag at Riley Plaza on March 14th through March 17th, 2016 in honor of St. Patrick's Day.

#167 – (#92, 141, 143) GRANTING LICENSES

Councillor McCarthy offered the following report for the Committee on Ordinances, Licenses and Legal Affairs. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs to whom was referred the matter of granting certain licenses has considered said matter and would recommend that the following licenses be granted

PAWNBROKER: Salem Loan & Jewelry, 133 Washington St., Salem

TAG DAYS: Salem High School Boys Track, 3/12/16
Salem High School Girls Track, 4/2/16
Salem High School Boys Lacrosse, 4/24/16 & 5/15/16

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#168 – (#128) APPROPRIATION FOR FIRE STATION IMPROVEMENTS ON LORING AVENUE

Councillor Eppley offered the following report for the Committee on Administration and Finance. It was voted to accept the report and adopt the recommendation.

The Committee on Administration and Finance to whom was referred the matter of an appropriation in the amount of \$50,000.00 from Capital Outlay – Renovations & Repairs for

improvements to the Joseph O’Keefe, Sr. Fire Station on Loring Avenue has considered said matter and would recommend approval.

Councillor Lovely and Ryan recused themselves and left the Council Chamber.

#169 – PETITION FOR SALEM WREATHS ACROSS AMERICA TO HOLD A CARNIVAL

The petition from Mark Lovely, Salem Wreaths Across America, on behalf of Cushing Amusements to hold a carnival from June 2, 2016 to June 5, 2016 at the Salem Willows. Hours to be Thursday, 6-10 P.M., Friday, 6-10 P.M., Saturday Noon -10 PM, Sunday, 1-6 P.M. was granted.

#170 – LICENSE APPLICATION

The following license application was granted.

PUBLIC GUIDE: Jeffrey Horton, 31 Sculpin Way, Swampscott

#171 - #172 LICENSE APPLICATIONS

The following license applications were referred to the Committee on Ordinances, Licenses and Legal Affairs.

TAG DAYS: S.H.S. Softball, 4/10/16 and 5/16/16
S.H.S Boys Basketball, 12/10/16, 12/17/16, 1/7/17, 1/14/17

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#173 – DRAINLAYER / CONTRACT OPERATOR LICENSE APPLICATIONS

The following Drainlayer/Contract Operator license application was granted

K & B Excavating, 105 Mason St., Salem

#174 - #177 CLAIMS

The following Claims were referred to the Committee on Ordinances, Licenses and Legal Affairs.

Mark Csogi, 3 Orchard Ter., Salem
 Mark Csogi, 3 Orchard Ter. (for 1 Orchard Ter.), Salem
 Joseph Simons, 28 King St., Swampscott
 Steven Fitzpatrick, 116 Lafayette St., Salem

#178 - #180 BONDS

The following Bonds were referred to the Committee on Ordinances, Licenses and Legal Affairs and returned approved.

CONSTABLE: Antonio O'Neill, 25 Tower St., Methuen
 DRAINLAYER: K & B Excavating, 105 Mason St., Salem
 SIGN: Curtsy, 10 Front St., Salem

(#5) – DECLARE PARCEL AS SURPLUS LAND BRIDGE STREET

An Order to declare a parcel of land as surplus property at 297-305 Bridge Street with condition of a permanent utility easement was referred to the Committee on Administration and Finance co-posted with the Committee of the Whole.

CITY OF SALEM**MARCH 10, 2016****REGULAR MEETING OF THE CITY COUNCIL****(#628) – SECOND PASSAGE ORDINANCE ADDING YOUTH COMMISSION**

The matter of second passage of an ordinance amending Ch. 2, Article IV Boards, Commissions, Committees & Authorities by adding Division 17 Youth Commission was then taken up. It was adopted for second and final passage.

(#134) – SECOND PASSAGE TRAFFIC PARKING TIME LIMITED UNMETERED ZONE

The matter of second passage of an Ordinance amending Traffic, Ch. 42, Sec. 57A Parking Time Limited Unmetered Zone, Canal Street easterly side 73 feet south of Gardner Street for a distance of 54 feet in front of 75 Canal Street, 15-minute parking Mon.- Fri. 7:00 AM – 5:30 PM was then taken up. It was adopted for second and final passage.

On the motion of Councillor Furey the meeting adjourned at 9:20 P.M.

ATTEST:

CHERYL A. LAPOINTE
CITY CLERK