

MAY 9, 2019
CITY COUNCIL
REGULAR MEETING

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Assistive Listening System Now Available for City Council Meetings.

Those interested in utilizing these devices for meetings at 93 Washington Street may contact the City Clerk Ilene Simons at 978-619-5610 or isimons@salem.com.

A Regular Meeting of the City Council held in the Council Chamber on Thursday, May 9, 2019 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on May 7, 2019, at 8:36 A.M. This meeting is being taped and is live on S.A.T.V.

All Councillors were present

Council President Dibble presided.

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

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

PUBLIC TESTIMONY

1. Jeff Cohen – 12 Hancock St., Overlay Zoning
2. Tyler Terry – 22 School St., Resident Sticker
3. Gary Gill -12 Pope St., Overlay Zoning

#275 – (#269) – JOINTLY-OWNED POLE ON CANAL STREET

A hearing was held on the order for National Grid and Verizon to install 1 Jointly-owned pole on Canal St. Appearing in favor was Sibhita Mahbier-Sheehy, representative of National Grid. There was no one appearing in opposition. The hearing was closed. Councillor Turiel moved that the petition be granted. It was so voted.

Councillor Turiel asked if this work cuts into Canal Street. The response from the Representative stated that it does not.

#276 – (#270) – CONDUIT ON CANAL STREET

A hearing was held on the order for National Grid to install a conduit on Canal St. Appearing in favor was Sibhita Mahbier-Sheehy, representative of National Grid. There was no one appearing in opposition. The hearing was closed. Councillor Turiel moved that the petition be granted. It was so voted.

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Councillor Turiel asked the same question if this work cuts into street because the initial drawing appeared to reflect this and Canal St. was just rebuilt. The representative responded that it will be under the sidewalk panel and not the street.

(#221) – APPOINTMENT OF ROSA ORDAZ AS AN ALTERNATE TO THE ZONING BOARD OF APPEALS

Held from the last meeting, the Mayor's appointment off Rosa Ordaz 13 Forest Ave. to serve as an alternate member on the Zoning Board of Appeals with a term to expire on April 11, 2021 was confirmed by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillor Madore recused herself from the vote. Councillors Turiel, Sargent, Peterson, Milo, McCarthy, Gerard, Furey, Flynn, Dominguez and Dibble were all recorded in the affirmative. Councillor Madore was recorded as absent.

Councillor Turiel requested and received unanimous consent for suspension of the rules to allow Rosa Ordaz to address the Council.

#277 – APPOINTMENT OF MARC PERRAS TO THE DESIGN REVIEW BOARD

The Mayor's appointment of Marc Perras, 6 Union St., #1 to serve on the Design Review Board with a term to expire on March 1, 2020 with the recommendation of the Salem Redevelopment Authority was held under the rules until the next meeting on May 23, 2019.

#278 – REAPPOINTMENTS TO THE SALEM YOUTH COMMISSION

The Mayor's reappointments of the following to the Salem Youth Commission with their terms to expire on were confirmed by a roll call vote of 11 yeas, 0 nays and 0 absent. Councillors Turiel, Sargent, Peterson, Milo, McCarthy, Madore, Gerard, Furey, Flynn, Dominguez and Dibble were all recorded in the affirmative.

Name	Term	Expires
Lillien Kelley	One year	May 12, 2020
Luis Matos De Los Santos	One year	May 10, 2020
Abigail Clark	Two years	May 10, 2021
Diana Alushaj	Two years	May 10, 2021

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The following four (4) Orders submitted from the Mayor are appropriations totaling \$229,005.86 to fund the retroactive wage changes for the remainder of FY2019 going forward.

#279 – APPROPRIATION TO THE HUMAN RESOURCES RETRO WAGES FOR AFSCME 1818 INCREASES

The following Order introduced by the Mayor was adopted under suspension of the rules. Councillor Flynn recused himself for this vote.

ORDERED: That the sum of Two Hundred and Thirteen Thousand Five Hundred Dollars (\$213,500.00) is hereby appropriated from the “Fund Balance Reserved for Appropriation – Free Cash” account (1-3245) to the to the “Human Resources Retro Wages Account (11521-5161) to cover the pay increases for the AFSCME 1818 contract settlement for the remainder of FY2019 in accordance with the recommendation of Her Honor the Mayor.

#280 – APPROPRIATION TO VARIOUS ACCOUNTS LISTED FOR AFSCME 1818 INCREASES

The following Order introduced by the Mayor was adopted under suspension of the rules. Councillor Flynn recused himself for this vote.

ORDERED: That the sum of Thirteen Thousand Four Hundred and Thirty-Seven Dollars and Twenty-Eight Cents (\$13,437.28) is hereby appropriated from the “Fund Balance Reserved for Appropriation – Free Cash” account (1-3245) to the to the accounts listed below to cover the pay increases for the AFSCME 1818 contract settlement for the remainder of FY 2019 in accordance with the recommendation of Her Honor the Mayor.

010	ASSESSORS	11411-5111	313.77
030	CITY CLERK	11611-5111	482.76
030	ELECT & REGISTR	11621-5111	137.67
040	COLLECTOR	11461-5111	516.30
060	COUNCIL ON AGING	15411-5111	165.88
080	ELECTRICAL	12451-5111	935.09
090	FINANCE/AUDITING	11351-5111	156.54
100	FIRE	12201-5111	943.21

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120	HEALTH	15101-5111	977.50
140	LIBRARY	16101-5111	178.41
170	GOLF COURSE	16511-5111	344.10
170	RECREATION	16501-5111	165.88
180	PARKING DEPT	14811-5111	1,048.09
210	POLICE	12101-5111	1,236.11
220	PUBLIC PROP-INSP	12411-5111	658.61
230	PUBLIC SERVICES	14111-5111	4,845.60
260	SOLICITOR-LICENSING	11511-5111	165.88
270	TREASURER	11451-5111	165.88
Total General Fund			13,437.28

#281 – APPROPRIATION TO ACCOUNTS LISTED FOR AFSCME 1818 INCREASES

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

ORDERED: That the sum of Two Thousand and Fifteen Dollars and Thirty-Six Cents (\$2,015.36) is hereby appropriated from the is hereby appropriated from the “Retained Earnings – Water/Sewer Fund” account (6000-3120) to the accounts listed below to cover the pay increases for the AFSCME 1818 contract settlement for the remainder of FY 2019 in accordance with the recommendation of Her Honor the Mayor.

230	SEWER - PUB SERV	600031-5111	863.75
235	SEWER - ENGINEERING	600131-5111	143.93
230	WATER - PUB SERV	610031-5111	863.75
235	WATER - ENGINEERING	610131-5111	143.93
Total W/S Fund			2,015.36

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#282 – APPROPRIATION TO ACCOUNTS LISTED FOR AFSCME 1818 INCREASES

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

ORDERED: That the sum of Fifty-Three Dollars and Twenty-two Cents (\$53.22) is hereby appropriated from the is hereby appropriated from the “Retained Earnings – Solid Waste Fund” account (6200-3120) to the accounts listed below to cover the pay increases for the AFSCME 1818 contract settlement for the remainder of FY 2019 in accordance with the recommendation of Her Honor the Mayor.

235	SOLID WASTE-ENG	620031-5111	53.22
Total Trash Fund			53.22

#283 – TRANSFER OF \$60,000.00 WITHIN POLICE DEPARTMENT BUDGET

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

ORDERED: That the sum of Sixty-Thousand Dollars (\$60,000.00) is hereby transferred within the Police Department Budget as listed below in accordance with the recommendation of Her Honor the Mayor.

Transfer From	Account	Transfer To	Account	Amount
Full-Time Salaries	12101-5111	Training & Education	12102-5317	20,000.00
Full-Time Salaries	12101-5111	Radio/Veh Maint	12102-5253	5,000.00
Full-Time Salaries	12101-5111	Building Maint	12102-5300	15,000.00
Full-Time Salaries	12101-5111	Natural Gas	12102-5215	12,000.00
Full-Time Salaries	12101-5111	Electricity	12102-5211	8,000.00
Total				60,000.00

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#284 – APPROPRIATION TO INSPECTIONAL SERVICES TO ACCOUNTS LISTED BELOW

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

ORDERED: That the sum of Eighteen Thousand Dollars (\$18,000.00) is hereby appropriated from the “Fund Balance Reserved for Appropriation – Free Cash” account (1-3245) to the Inspectional Services accounts listed below in accordance with the recommendation of Her Honor the Mayor.

Description	Account	Amount
Inspectional Services Oil Heat	11962-5216	8,000.00
Inspectional Services Electricity	11962-5211	10,000.00
Total		18,000.00

#285 – PAYING LAST FISCAL YEAR INVOICES WITH THIS FISCAL YEAR BUDGET – MAYOR’S OFFICE

The following Order introduced by the Mayor was adopted by a roll call vote of 11 yeas, 0 nays and 0 absent. Councillors Turiel, Sargent, Peterson, Milo, McCarthy, Madore, Gerard, Furey, Flynn, Dominguez and Dibble were all recorded in the affirmative.

ORDERED: That the sum of Fifteen Thousand Dollars (\$15,000.00) is hereby appropriated from the “Fund Balance Reserved for Appropriation – Free Cash” account (1-3245) to the “Mayor’s Auditing and Accounting Account 11272-5305” in accordance with the recommendation of Her Honor the Mayor.

Further Ordered:

Per MGL Chapter 44 Section 64 which allows for a municipality to pay for prior fiscal year invoices using current fiscal year appropriations by two-thirds vote of the City Council we request the December 31, 2015, the December 31, 2016 and the December 31, 2017 invoices are hereby allowed to be paid from the Mayor’s Fiscal Year 2019 Budget account 11272-5305 Auditing and Accounting as listed above in accordance with the recommendation of Her Honor the Mayor.

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#286 – APPROPRIATION TO INSPECTIONAL SERVICES - CONTRACTED SERVICES

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

ORDERED: That the sum of Six Thousand Six Hundred and Forty-Nine Dollars (\$6,649.00) is hereby appropriated from the "Fund Balance Reserved for Appropriation – Free Cash" account (1-3245) to the Inspectional Services accounts listed below in accordance with the recommendation of Her Honor the Mayor.

Description	Account	Amount
Inspectional Services – Contracted Services	12412-5320	6,649.00
Total		6,649.00

#286 – APPROPRIATION FROM RETIREMENT STABILIZATION FUND FOR BEA DEVEREUX

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

ORDERED: That the sum of Three Thousand and Ninety-Four Dollars and Sixty-One Cents (\$3,094.61) be approved within the "Retirement Stabilization Fund-Vacation/Sick Leave Buyback" account (83113-5146) to be expended for the FY 2019 contractual buyback(s) listed below in accordance with the recommendation of Her Honor the Mayor.

Name	Department	Amount
Beatrice Devereux	Human Resources	3,094.61
		3,094.61

#288 – ACCEPT M.G.L. CH. 200A SEC. 9A TO ALLOW TREASURER TO ESTABLISH A CLAIMS PROCESS FOR ABANDONED/UNCLAIMED FUNDS

The following Order introduced by the Mayor was adopted by a roll call vote of 11 yeas, 0 nays and 0 absent. Councillors Turiel, Sargent, Peterson, Milo, McCarthy, Madore, Gerard, Furey, Flynn, Dominguez and Dibble were all recorded in the affirmative.

ORDERED: That the City of Salem hereby accepts Section 9A of Massachusetts General Laws, Chapter 200A which will allow the City Treasurer to establish a claims process for the disposition of abandoned/unclaimed funds.

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#289 – ZONING ORDINANCE RELATIVE TO MUNICIPAL AND RELIGIOUS REUSE AS A USE PERMITTED IN ALL ZONING DISTRICTS BY SPECIAL PERMIT BY THE PLANNING BOARD

The following Ordinance introduced by the Mayor was referred to the Planning Board to hold a Joint Public Hearing. After discussion by the Councillors whether this should be referred to the Committee on Ordinances, Licenses and Legal Affairs and further discussion on advertising to meet the four corners, the zoning ordinance amendment was referred to the planning board.

An Ordinance to amend the zoning ordinance by adding “Municipal and Religious Reuse” as a use permitted in all zoning districts upon the issuance of a special permit by the Planning Board subject to the requirements of new section 6.11 of the zoning ordinance.

Section 1. Section 3.1 Table of Principal and Accessory Use Regulations of the City of Salem Zoning Ordinance (the “Zoning Ordinance”) is hereby amended by adding the following principal use under “B. Exempt and Institutional Uses”:

	R C	R 1	R 2	R 3	B 1	B 2	B 4	B 5	I	B P D	N R C C
Municipal or Religious Reuse**	P B	P B	P B	P B	n	n	n	n	P B	n	n

** Subject to Section 6.11.

Section 2. Section 6 - Special Regulations of the Zoning Ordinance is hereby amended by adding the following new section:

6.11 Municipal or Religious Reuse Special Permit

6.11.1 Purpose.

The purpose of this Section 6.11 is to allow for the reuse of buildings currently in municipal or religious use into new uses that may not otherwise be allowed on those properties so as to promote historic preservation, economic development, housing production and environmental sustainability and resilience.

6.11.2 General

A building currently in municipal or religious use may be converted to one or more of the uses set forth in Section 6.11.5 upon the issuance of a special permit by the Planning Board authorizing that new use or uses. The Planning Board may approve, or

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approve with conditions, an application for such special permit if the petitioner meets the requirements of this Section 6.11.

6.11.3 Eligibility for Special Permit

One or more Buildings currently in municipal use or religious use shall be eligible for a special permit under Section 6.11 where:

1. the Building(s) currently in municipal or religious use and for which a change of use is proposed is at least 4,000 square feet;
2. one or more of the Building(s) currently in municipal or religious use and for which a change of use is proposed to a Building at least fifty (50) years old at the time of application under this Section 6.11 and
3. the applicant seeks to change the use of the Building from currently in municipal or religious use to one or more of the uses identified in Section 6.11.5.

A Building shall be considered currently in municipal use if substantially all of that Building was actively used for municipal purposes for at least 20 continuous years, including some point in the last 20 years immediately preceding an Application under this section.

A Building shall be considered currently in religious use if substantially all of that Building was actively used for religious purposes and protected by G.L. c. 40A §3 for at least 20 continuous years, including some point in the last 50 years immediately preceding an Application under this section.

Public parks and cemeteries, together with the Buildings thereon, shall not be considered currently in municipal use for the purpose of Section 6.11.

6.11.4 Dimensional Requirements

The following shall apply to any use for which a special permit is granted under Section 6.11:

There shall be no minimum lot area per dwelling unit requirement.

Any rooftop construction needed for Building circulation, drainage, ventilation, utilities, accessibility features or passive recreation shall be excluded from the calculation of Building height. Existing fences and bordering walls may be replaced and/or extended to a height equal to the existing fence or bordering walls or 6 feet whichever is greater.

The Planning Board may, in issuing a special permit hereunder, allow structural extensions and alterations to existing nonconforming Buildings where the Planning Board finds that: (1) those changes are necessary for purposes of public health and safety, access for disabled persons, utilities, mechanical equipment or similar concerns

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and (2) those extensions and alterations shall not be substantially more detrimental than the existing nonconformity.

Any other structural extensions or alterations and any structural reconstruction or changes to any existing nonconforming Building eligible for a special permit under this Section 6.11 shall be subject to Section 3.3.3 of this Ordinance.

6.11.5 Uses Allowed by Special Permit

The Planning Board, upon a finding that a proposed use is in harmony with the purpose and intent of this Section 6.11, may grant a special permit pursuant to this Section 6.11 and Section 9.4 for one or more of the following uses in a Building that meets the eligibility requirements of Section 6.11.3; provided, however that Commercial uses may only be located within a multifamily dwelling and may not exceed 30 percent of the gross floor area of said multifamily dwelling. In addition, for any Building in the I District, the Planning Board may grant such special permit only upon finding that the public good will be served and that (1) the residential use would not adversely affect the underlying district and (2) the nonresidential uses permitted in the underlying district are not noxious to the multi-family use. For any Building in the R1, R2, R3, and RC Districts, the Planning Board may grant such special permit that includes a Commercial use only upon finding that the public good will be served and that the Commercial use would not adversely affect the underlying residential district.

Special Permit Uses:

1. Dwelling, Multi-family.
2. Meeting and gathering space incidental to a principal use or for use by residents or tenants of a Lot.
3. Artist lofts and living space, studios, workrooms and shops of artists, artisans and craftsmen, where products of the artistic endeavor or craft activity can be for sale on the premises or by specific off-premises commission from a sponsor or client.
4. Banks and savings and loan institutions.
5. Barber shops and beauty parlors.
6. Books, stationery and gift stores.
7. Business and professional offices.
8. Crafts, related stores selling jewelry, crafts, etc. where production occurs on the premises.
9. Dwelling units above first floor retail, personal service, or office use.
10. Florist shops, but excluding greenhouses.
11. Galleries.
12. Laundromats/dry cleaning establishments, excluding onsite dry cleaning.
13. Medical and dental offices.

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14. Specialty food stores, including grocer, candy store, meat market, delicatessen, or bakery, but not a restaurant or fast food establishment unless permitted by the underlying zone.
15. Tailor and custom dressmaking shops.
16. Not for profit museums.

The Planning Board may issue a special permit hereunder allowing the combination of any of the uses listed in Section 6.11.5 with one or more uses permitted as of right or by special permit in the applicable zoning district or the R2 zone.

Nothing set forth in this Section 6.11 shall be construed as requiring a special permit where the owner of a property currently in municipal use or religious use seeks to convert that use to one or more uses that are allowed as of right in the applicable zoning district.

6.11.6 Site Plan Review

Each project submitted hereunder shall require site plan approval under Section 9.5. Absent special circumstances, applications under Section 6.11.5 for a special permit and under 6.11.6 for site plan approval should be filed together for contemporaneous consideration by the Planning Board.

6.11.7 Historical Commission and Design Review Board Review

At the time of, or before filing, an application under this Section 6.11, the applicant shall provide a copy of the application to the City of Salem Historical Commission and the Design Review Board. The Historical Commission and the Design Review Board shall review the application at a public meeting and shall provide advisory comments to the Planning Board. The Planning Board shall not take final action on an application under this Section 6.11 until it receives written comment on the application from the Historical Commission and the Design Review Board, or at least sixty (60) days have passed since delivery of the application to the Historical Commission and the Design Review Board. Said sixty (60) day period may be extended by written agreement between the Applicant and Planning Board.

Nothing set forth in this Section is intended to alter or amend the rights and obligations of the Historical Commission pursuant to the G.L. c. 40C.

Failure of an applicant hereunder to timely deliver a copy of the application to the Historical Commission or Design Review Board may be grounds for denial of the application.

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6.11.8 Parking and Loading

For new residential dwelling uses, provisions shall be made for not less than one (1) parking space per dwelling unit for existing buildings.

Notwithstanding anything to the contrary, housing built under the jurisdiction of the Salem Housing Authority for elderly and/or handicapped persons shall require one-third (1/3) parking space per dwelling unit.

Nonresidential uses shall provide parking in accordance with Section 5.1.8 Table of Required Parking Spaces.

In mixed-use developments, the Planning Board may consider a reduction in total parking requirements based on an analysis of peak demand for non-competing uses provided by the applicant. In such cases the parking requirement for the largest of the uses (in terms of parking spaces required) shall be sufficient as determined by the Planning Board. An applicant shall use the latest peak demand analyses published by the Institute of Traffic Engineers (ITE) or other source acceptable to the Planning Board.

The parking requirements may be accommodated by either one or a combination of on-site parking and/or parking at municipal or other parking facilities in the vicinity of the Lot. All municipal or other parking facilities which are used to satisfy the parking requirement must meet the following criterion: The parking facility must be fewer than one thousand (1,000) feet from the Lot as measured in a straight line from the two (2) closest points between the Lot and the parking facility. If using a municipal facility, the owner must purchase an annual parking pass to satisfy the parking requirement.

Such properties will not be eligible for resident parking permits to fulfill these requirements.

A new loading zone shall not be required if the existing Building does not have an existing loading zone.

6.11.9 Severability

The provisions of this Section 6.11 are severable. The invalidity of any paragraph, subsection or provision of this Section 6.11 shall not invalidate any other paragraph, subsection or provision hereof.

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#290 – COMMUNICATION FROM THE MAYOR TO ADDRESS THE CITY COUNCIL

A Communication from the Mayor to Address the City Council was received and placed on file. The initial intent was to provide the State of the City Address tonight. An order will be brought in at the next meeting on May 23, 2019 to have the Mayor address the Council on June 13, 2019.

Ladies and Gentlemen of the City Council:

I would greatly appreciate the opportunity to briefly address the City Council at your meeting of May 9, 2019 in order to provide a brief update on important projects and issues before the City.

Very truly yours, Kimberley Driscoll, Mayor, City of Salem

#291 – RESOLUTION FOR BETSYE PETERSON SARGENT FROM THE PHOENIX SCHOOL

The following Resolution introduced by Councillor Peterson was adopted.

WHEREAS: On December 11, 2018, Betsye Petersen Sargent, after dedicating her professional life to the children and the community of Salem until her retirement 4 months before her death, passed away at age 79 after a brave battle with cancer, and;

WHEREAS: Betsye was a brilliant, dedicated, and life-changing educator over her 55 years of teaching, first as a Principal and the Gifted Education Director in the Salem Public Schools, and then by co-founding The Phoenix School more than 35 years ago, and;

WHEREAS: She was an adventurer and an innovator, serving as an inspiration and role model to her students, their families and our entire community. Betsye lived by and passed on these mantras to all: never stop trying new things and explore outside the box; don't be fearful of failing and trying again; ask for help when needed; and always give back to one's local, national, and global communities. She contributed to the Salem community herself as a member of The Rotary Club of Salem; Salem Partnership; Salem YMCA Board of Directors; and North Shore Medical Center's Patient Family Advisory Council. She established a community service club run by Phoenix students. Her dedicated support of conservation efforts for elephants and rhinos, in addition to her commitment to rescuing senior golden retrievers, were hallmarks of Betsye's philanthropic priorities, and;

WHEREAS: Betsye was a visionary ahead of her time – crafting a teaching methodology that reflected the core tenant she taught the hundreds of students who were so fortunate to benefit from her mentorship - that the world was her classroom. In her case, the "world" meant the streets, museums and parks of Salem, and stretched as well from Italy, to the Everglades of Florida, to the Caves of Indiana, to St. John in the U.S. Virgin Islands, and around the globe. Using creativity, imagination, technology and travel, she threw the gates of the world open to hundreds of students, who so often were struggling in more traditional academic settings, giving hope and a path to the future, and;

WHEREAS: Betsye often said that her last and greatest adventure would take her to the stars where she will continue to shine down on us all.

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NOW THEREFORE, BE IT RESOLVED: That the City of Salem recognizes and honors Betsye Sargent's life of service to her students and our community;

AND BE IT FURTHER RESOLVED: That this resolution be made a matter of record of these proceedings, and that a suitable copy along with a City Seal be presented to her loved ones, in her memory and with gratitude, from the City of Salem in recognition of her remarkable service to our community.

Councillor Peterson requested and received unanimous suspension of the rules to allow members from the Phoenix School to speak.

#292 – RESOLUTION FOR ROSEMARY O'CONNOR 75TH BIRTHDAY

The following Resolution introduced by Councillor Dominguez and Councillor Furey was adopted.

RESOLUTION:

WHEREAS, Rosemary O'Connor will be honored by friends and relatives on the occasion of her 75th birthday on June 1, 2019; and

WHEREAS, she was born in Peggy's Cove, Nova Scotia on June 1, 1944 and has been a resident of the Salem community for over fifty years; and

WHEREAS, she became the wife of John O'Connor and this marriage was blessed with two children; and

WHEREAS, in addition to being a wife and mother, she has been an active in the Salem community and civic engagements, including fundraising efforts for Salem K9 Unit and Chairperson of the Mack Park Neighborhood Association for over eleven years; and

WHEREAS, Rosemary is an honorary member of the Loyal Order of Moose, and whenever there is an occasion held there you see Rosemary doing whatever needs to be done; and

WHEREAS, she puts in countless hours of cooking for any event. Her Neighborhood Association meetings, whether hosting a lecturer or another City of Salem Department Head, are well attended not just for the event, but for the food that she cooks and serves; and

WHEREAS, during a long and productive lifetime, she has demonstrated in countless ways her dedication to the Salem community and has earned the respect and affection of people from all walks of life and all ages; and she has made Salem a better place to live by bringing people together; and

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WHEREAS, she has lived during some of the most eventful times of this Country's history; and has been a force for good and an inspiring influence on those around her during these years and there is more of herself in everything she does; and

NOW, THEREFORE, BE IT RESOLVED: That we, the Salem City Council, hereby deem it an honor and pleasure to extend this recognition to Rosemary O'Connor on her 75th Birthday, with sincere congratulations and best wishes for many more happy, productive years;

AND BE IT FURTHER RESOLVED: That this Resolution be made a matter of record of these proceedings, and that a suitable copy along with a City Seal be presented to Rosemary in celebration of her Birthday.

#293 – PARKING DIRECTOR AND COMMISSION REVIEW THE RESIDENT STICKER PARKING PROGRAM

The following Order introduced by Councillor Madore was adopted.

ORDERED: That the Traffic and Parking Commission and Director review Ch. 42 Sec. 75, Traffic – Parking Prohibitions Towing Zone (Resident Sticker) and prepare a set of recommendations to the City Council to revise the resident sticker parking program for a fairer and more equitable system for all Salem Residents.

#294 – MEET TO DISCUSS AMENDING TRAFFIC CH. 42 SEC. 50 – HANDICAP ZONES

The following Order introduced by Councillor Madore was adopted.

ORDERED: That the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole meet to discuss amending a traffic ordinance Ch. 42 Sec. 50A Handicap Zones but deleting "Zones to be established be the City Council as needed to provide parking for handicapped persons." And replace with "Zones to be established by the Traffic and Parking Commission as needed to provide parking for handicap persons.

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#295 – (#199) – REVIEWING ZONING ORDINANCE 3.0 NON-CONFORMING USES

Councillor McCarthy offered the following report for the Committee on Ordinances, Licenses & Legal Affairs co-posted with the Committee of the Whole.

The Committee on Ordinances, Licenses & Legal Affairs Co-Posted with the Committee of the Whole to whom was referred the matter of reviewing Zoning Ordinance 3.0 – Nonconforming Uses has considered said matter and would recommend that the matter remain in Committee.

#296 – (#196) – ESTABLISHING A PERCENT OF THE CAPITAL IMPROVEMENT BUDGET FOR PUBLIC ART

Councillor Peterson offered the following report for the Administration and Finance Co-Posted with the Committee of the Whole.

The Administration and Finance Co-Posted with the Committee of the Whole to whom was referred the matter of establishing a percent for Art Ordinance requiring a percentage of our annual capital improvement budget be devoted to funding for public artworks and cultural programming in the City of Salem has considered said matter and would recommend that the matter remain in Committee.

#297 – ROAD RACE – BOYS AND GIRLS CLUB – BRIDGE AND BACK

The request from The Boys and Girls Club of Greater Salem to hold their annual Bridge & Back 10K road race and use of city streets on August 4, 2019 was granted.

#298 – ROAD RACE – BOYS AND GIRLS CLUB – WILD TURKEY RACE

The request from The Boys and Girls Club of Greater Salem to hold their annual Wild Turkey 5 Mile road race and use of city streets on November 28, 2019 was granted.

#299 – WITCHES CUP BIKE RACE

The request from Dan Shuman and Kurk Maw to hold The Witches Cup bike race and use of city streets on July 11, 2019 and also for the sale and consumption of beer, wine and liquor on the Salem Common was granted.

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#300 – PETITION FROM CONANT STREET RESIDENTS TO HAVE THE STREET REPAVED

A petition from the residents of Conant St to have Conant St repaved was referred to the Committee on Government Services and that the DPS be invited.

#301 - #305 – LICENSE APPLICATIONS

The Following License applications were granted.

TAXI CABS / LIMOUSINE	Sunshine Car Service (3 Taxi / 3 Limos)
TAXI OPERATORS	Delfa Fabian Gomez 32 Rainbow Ter., Salem Elis Saul Gomez 7 Pitman Rd., Salem
PUBLIC GUIDES:	Jonathon Wacker 123 Canyon Cir., Boerne, TX Brian Keady 34 Clement Ave., Peabody Roger Watras 9 Mill St. Apt 203 Beverly Carl Schultz 23 Vestry St., Beverly
VEHICLE FOR HIRE	Salem Trolley (6 Trolleys)
VEHICLE FOR HIRE OPERATORS ONLY	Peter Harrington 6 Hillside Ave., Peabody Tammy Harrington 21 Chase St., Beverly Elizabeth Kauler 274 Jefferson Ave

#306 - SALEM POLICE SPECIAL INVESTIGATOR REVOKING THOMAS VALLOR'S PUBLIC GUIDE LICENSE

A communication from Salem Police Special Investigator notifying the Council of the revocation of Thomas Vallor's Public Guide License was granted and placed on file.

#307 – HEARING REQUEST FROM THOMAS VALLOR REGARDING HIS REVOKED PUBLIC GUIDE LICENSE

A hearing request from Thomas Vallor regarding his Revoked Public Guide License was referred to the Committee on Ordinances, Licenses and Legal Affairs (an Executive Session may be held)

MAY 9, 2019
CITY COUNCIL
REGULAR MEETING

#308 – #310 - THE FOLLOWING LICENSE APPLICATIONS

The Following License Applications was referred to the Committee on Ordinances, Licenses and Legal Affairs.

SEA WORMS:	Derek Cerqueira 54 Goodale St., Peabody Manuel Silva 80 Northend St. Peabody
TAG DAYS:	Dance Enthusiasm June 8. 9 &23, 2019 S.H.S Boys Soccer Aug. 24, Sept 7 &21, 2019

#311 – CLAIM

The Following Claim was referred to the Committee on Ordinances, Licenses and Legal Affairs.

Theodora Panagiotidis 8 Topping Ave., Rockland

On the motion of Councillor Furey the meeting adjourned at 8:45 P.M.

ATTEST:

ILENE SIMONS
CITY CLERK