

CITY OF SALEM
JANUARY 14, 2021
CITY COUNCIL REGULAR MEETING

A Regular Meeting of the City Council is being held remotely on Thursday, January 14, 2021 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on January 12, 2021 at 9:09 A.M. This meeting is being taped and is live on S.A.T.V.

Councillor Dominguez had an excused absent.

Council President Madore presided.

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

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

PUBLIC TESTIMONY

1. Anne Sterling, 29 Orchard St., Salem – Conveyance of Parcel at 20 Franklin Street

#4 – REAPPOINTMENT OF KURT ANKNEY-BEAUCHAMP TO PUBLIC ART COMMISSION

The Mayor's re-appointment of Kurt Ankney-Beauchamp 19 Harbor St to the Public Art Commission with a term to expire January 11, 2023 was confirmed by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

#5 – REAPPOINTMENT OF JOHN BORS TO THE AFFORDABLE HOUSING TRUST FUND BOARD

The Mayor's re-appointment of John Boris 5 Bedford St to the Affordable Housing Trust Fund Board with a term to expire January 14, 2023 was confirmed by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

CITY OF SALEM**JANUARY 14, 2021****CITY COUNCIL REGULAR MEETING****#6 – REAPPOINTMENT OF PATRICIA SMALL TO THE COUNCIL ON AGING**

The Mayor's re-appointment of Patricia Small 18 Dalton Parkway to the Council on Aging Board with a term to expire January 14, 2024 was confirmed by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

#7 - #8 – CONSTABLES

The Mayor's re-appointment of the following to serve as Constables with their following terms to expire were received and placed on file.

Name and Address:Term to Expire on:

Donald Famico, 74 Proctor St., Salem
Antonio Vieira, 58 Washington St., Peabody

January 21, 2024
November 30, 2023

#9 – APPROPRIATION OF \$34,058.58 – RETIREMENT BUYBACK – SCHOOL DEPT.

The following Order introduced by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

ORDERED: That the sum of Thirty Four Thousand Fifty Eight Dollars and Fifty Eight Cents (\$34,058.58) be approved within the "Retirement Stabilization Fund-Vacation/Sick Leave Buyback" account (83113-5146) to be expended for the FY 2021 contractual buyback(s) listed below in accordance with the recommendation of Her Honor the Mayor.

Name	Department	Amount
Jane Harrington	School	\$34,058.58
		\$ 34,058.58

CITY OF SALEM**JANUARY 14, 2021****CITY COUNCIL REGULAR MEETING****#10 – APPROPRIATION OF \$20,000.00 FROM FREE CASH TO MACK PARK FOOD FARM**

The following Order introduced by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniowski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

ORDERED: That the sum of Twenty Thousand Dollars (\$20,000.00) is hereby appropriated from the "Fund Balance Reserved for Appropriation – Free Cash" account (1-3245) to the "Health Department Contracted Services" account (15102-5320) to fund labor and equipment rental costs for the Mack Park Food Farm in accordance with the recommendation of Her Honor the Mayor.

#11 – APPROPRIATION OF \$16,768.00 – RETIREMENT BUYBACK – SCHOOL DEPT.

The following Order introduced by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniowski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

ORDERED: That the sum of Sixteen Thousand Seven Hundred and Sixty Eight Dollars (\$16,768.00) be approved within the "Retirement Stabilization Fund-Vacation/Sick Leave Buyback" account (83113-5146) to be expended for the FY 2021 contractual buyback(s) listed below in accordance with the recommendation of Her Honor the Mayor.

Name	Department	Amount
Susan Redfield	School	\$16,768.00
		\$ 16,768.00

CITY OF SALEM**JANUARY 14, 2021****CITY COUNCIL REGULAR MEETING****#12 – APPROPRIATION OF \$7,000.00 FROM FREE CASH TO COA VEHICLES**

The following Order introduced by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent and referred to the Committee on Administration and Finance co-posted with the Committee of the Whole. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent. For the record, at the end of the meeting Councillor Flynn stated he wasn't sure if he should have recused himself since his daughter is an intern at the Council of Aging.

ORDERED: That the sum of Seven Thousand Dollars (\$7,000.00) is hereby appropriated from the "Fund Balance Reserved for Appropriation - Free Cash" account (1-3245) to the "COA Vehicle Prts & Acces" account (15412-5483) for state inspections and maintenance and repairs in accordance with the recommendation of Her Honor the Mayor.

Councillor Dibble stated that the Council should have a discussion on repairs should be made by our City Employees. It is more costly to go out for repair. The discussion should also include the lack of attention to repairs. We just had an employee retire who knew how fix them. We should have another person ready in waiting who can fix them.

Councillor Dibble made a motion to refer this matter to the Committee on Administration and Finance co-posted with the Committee of the Whole. Councillor Sargent seconded the motion.

Councillor McCarthy suggested instead of holding up the repairs and state inspections and that the seniors rely on these vehicles for transportation to bring in an order as a late fire to discuss with the DPS Director.

Councillor Turiel added that the DPS is actively trying to fill this position. This was left unfilled due to the budget and COVID. Now that things are more stable, we are trying to fill this position. Funding this position is important but it is worth a discussion on longer term plans for repairs and upkeep.

Councillor Dibble then moved to adopt the money matter and refer it to the Committee on Administration and Finance co-posted with the Committee of the Whole. Councillor Sargent seconded the motion.

CITY OF SALEM**JANUARY 14, 2021****CITY COUNCIL REGULAR MEETING****#13 – APPROPRIATION OF \$4,950.00 FROM CAPITAL OUTLAY TO LIBRARY FIRE ALARM**

The following Order introduced by the Mayor was withdrawn.

ORDERED: That the sum of Four Thousand, Nine Hundred and Fifty Dollars (\$4,950.00) is hereby appropriated within the “Capital Outlay” account (20002114-5846CB) to be expended for emergency repair of the Library’s fire alarm system by the Library Department in accordance with the recommendation of Her Honor the Mayor.

#14 – DONATION FROM TROPICAL PRODUCTS TO THE POLICE DEPT.

The following Order introduced by the Mayor was adopted by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

ORDERED: To accept the donation of grocery store gift cards from Tropical Products equal to a value of One Thousand Four Hundred Twenty-Five Dollars (\$1,425.00) to assist Salem residents in need. These gift cards will be distributed by the Salem Police Department in accordance with the recommendation of Her Honor the Mayor.

Councillor Turiel moved that a letter of thanks and a City Seal be sent to Tropical Products. It was so voted.

#15 – DONATION FROM CUMMINGS PROPERTIES TO THE FIRE DEPT.

The following Order introduced by the Mayor was adopted by a roll call vote of 9 yeas, 0 nays and 2 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez and Flynn were recorded as absent. (Councillor Flynn recused himself from this matter.)

ORDERED: To accept the donation from Cummings Properties in the amount of One Thousand Dollars (\$1,000.00) to the Salem Fire Department. These funds will be deposited into the Fire Donation Fund 24131-4830 in accordance with the recommendation of Her Honor the Mayor.

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#16 – ORDINANCE AMENDING TRAFFIC – ONE WAY – BEAVER STREET

The following ordinance introduced by Councillor Riccardi was adopted for first passage by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosnowski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

In the year Two Thousand and Twenty One

An Ordinance Relative to Traffic

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

Section 1. Section 10 of Article I be amended by repealing the following:

Beaver Street – One-Way Streets – From where the easterly end of Silver Street intersects with Beaver Street, thence easterly to Grove Street. (1/8/78 DPW 5-1498)

Beaver Street – One-Way Streets – From where the easterly end of Silver Street intersects with Beaver Street, thence easterly to the easterly end of the property line of No. 17 Beaver Street. (4/14/92)

And replacing them with:

Beaver Street – One-Way Streets – From where the westerly end of Silver Street intersects with Beaver Street, thence easterly to the easterly end of the property line of No. 17 Beaver Street.

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

#17 – (#543 of 2020) GRANTING CERTAIN LICENSES

Councillor Morsillo 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 the following be granted.

Second Hand Valuable: Game Zone 270 Essex St., Salem

CITY OF SALEM**JANUARY 14, 2021****CITY COUNCIL REGULAR MEETING****#18 – AUTHORIZE THE MAYOR TO CONVEY PARCEL B OF 20 FRANKLIN STREET**

The following Order from the City Solicitor and the Director of Public Property/Building Commissioner relative to Franklin Street was adopted as amended by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

Councillor Dibble he like to see the City and neighborhood protected by placing a deed restriction on Parcel B that it cannot be build on even if the parcels merge. He would also like to see in writing that the developer pays for the parking lot on Parcel A. Is this a different discussion or can we make this part of the Order.

City Solicitor Rennard stated it was perfectly fine to put a restriction on the deed to state parcel is unbuildable. As to the paving of the City lot, the developers state they would pave this when they do theirs, but this was not part of the bid. But it can be further discussed as we move forward.

Councillor Dibble made a motion to add a deed restriction that Parcel B cannot be built on. Councillor Sargent seconded the motion.

Councillor Riccardi asked about the language regarding no build and how to include it in this order and include the remediation at developer's cost.

Councillor Sargent wanted to make sure to include the exact wording on the encumbrance page of the deed so it is on there in the future.

The City Solicitor stated that the Council Order is recorded with the deed on the encumbrance page.

Original Order:

ORDERED: The Mayor is hereby authorized to convey Parcel B, shown on the attached plan entitled "Plan of Land, 16, 18, 20 and 20R Franklin Street, Salem, dated June 5, 2020, prepared by North Shore Survey Corporation" and consisting of 15,297 square feet, to Bay View Station, LLC for the sum of One Hundred Five Thousand Dollars (\$105,000.00) in accordance with the recommendation of the City's Director of Public Property.

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ORDERED: The Mayor is hereby authorized to convey Parcel B consistent with the conditions set forth in the Invitation for Bid #21-06-260 prohibiting the construction of buildings on the parcel and the requirement that the purchaser indemnify the City from any liability for environmental contamination and remediate the parcel. Parcel B is shown on the attached plan entitled "Plan of Land, 16, 18, 20 and 20R Franklin Street, Salem, dated June 5, 2020, prepared by North Shore Survey Corporation" and consisting of 15,297 square feet, and shall be conveyed to Bay View Station, LLC for the sum of One Hundred Five Thousand Dollars (\$105,000.00) in accordance with the recommendation of the City's Director of Public Property.

#19 – COMMUNICATION FROM CITY CLERK RELATIVE TO AGENDA SOFTWARE

The following Communication from the City Clerk relative to agenda, minutes and management software was received and placed on file.

Dear City Councillors:

Last year, one of my goals was to research agenda, minutes, and meeting management software and then unfortunately the pandemic hit, and priorities shifted. I am now ready to focus back on this goal. Therefore, I am respectfully requesting that the City Council authorize me to research and evaluate this type of software to determine if it would be beneficial to the City Clerk and City Council to implement. I further request that the Council (or a Councillor) be part of these meetings with vendors assist in making a decision to move forward.

Respectfully Submitted,
Ilene Simons
City Clerk

CITY OF SALEM**JANUARY 14, 2021****CITY COUNCIL REGULAR MEETING****#20 – PUBLIC GUIDES**

The Following License Applications were granted.

PUBLIC GUIDES: Donald Friary, 10 Broad St., Salem
Seth Mascolo, 40 English St., Salem
Robert Kieran, 14 Tremont St., Salem
Carol Weitzman, 4206 Woodbridge Rd., Peabody
Jonnet Holladay 4 Longfellow Pl., Boston
Joan Pagliuca, 31 Winthrop St., Dedham
Beth O'Grady, 27 Williams St., Salem
Amelia Zurcher, 499 Boston Rd., Billerica
Anne Harrington, 6 Steele St., Stoneham
Rebecca Johnson, 127 Derby St., Salem
Elisabeth DiCicco, 40 Revere St., Boston
Alexia Demetrovlakos, 16 Main St, Westford
Susan Metzger, 25 Shepard St., Marblehead
Michael Metzger, 6 Bell Dr., Whitman
Kalif Melanson, 32 Mt. Washington Ave., Malden
Richard Jacobson, 72 Country Club Way, Ipswich
Leo Ward, 31 Crescent Ave., Beverly
Amey Butler 14 Hunt St., Danvers
Susan Conlin 11 Kimball St., Marblehead
Rory O'Brien 20 West Ave., Salem
Robert Sant Fournier, 5 Crescent Ct., Beverly
Christine Gandolfi-Piper 40 Aborn St., Peabody
Alicia Diozzi 40 English St., Salem
Kristin MacKenzie, 24 Pomeroy Rd., Andover
Scott Aden, 14 Winthrop Shore Dr., Winthrop
Linda Harris, 3 Buford Rd., Peabody
David Harris, 3 Buford Rd., Peabody
Molly "Euni" Morrow, 338 Rollstone St., Fitchburg
Robert Hawkins, 402 Lowell St., Worcester
Jeffrey Lilly, 265 Lafayette St., Salem
Stephanie Clements, 43 Central St., Beverly
James St. Vincent, 14 Mablin Ave., North Andover
Adam Lynch 451 Broadway, Lynn
Ronald Olson, 50 Stony Brook Rd., Marblehead
Giovanni Alabiso, 2 Buxton St., Peabody
Terri Saunders, 131 Boston St., Salem

CITY OF SALEM**JANUARY 14, 2021****CITY COUNCIL REGULAR MEETING****#21 - #25 - LICENSE APPLICATIONS**

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

JUNK DEALERS: 15 Robinson Rd LLC, 15 Robinson Rd., Salem
Vantage Trading, LLC, 4 Lilly St., Salem

SEAWORMS: Jose Machado, 5 Marion Ave., Beverly

SECOND HAND CLOTHING: Boston St. Resale, 134 ½ Boston St., Salem
Re-Find, 72 Washington St., Salem

SECOND HAND VALUABLES: Witch City Consignment, 301 Essex St., Salem
Tobies Jewelry, 140 Washington St., Salem
Record Exchange, 256 Washington St., Salem
Olde Naumkeag Antiques, 1 Hawthorne Blvd, Salem
Glass and Etc., 180 Essex St., Salem
ECOATM LLC, 450 Highland Ave., Salem
ECOATM LLC, 11 Traders Way., Salem

TAG DAYS: Salem Little League May 22, June 5 & 19, 2021

#26 – DRAINLAYER / CONTRACTOR LICENSE APPLICATIONS

The Following License Applications were granted.

Agganis Construction, 394 Lincoln Ave., Saugus
Caruso Corp, 320 Charger St., Revere
Caruso & McGovern, 1 Industrial Way, Georgetown
Delulis Brothers, 31 Collins St. Ter., Lynn
DiBiase Corp., PO Box 780, Lynnfield
D&M Civil, 30 Log Bridge Rd., Middleton
Deloury Construction, 100 Burt Rd., Andover
EKB Equipment LLC, 11R Putnam St., Manchester
Geosearch, 11 Chocksett Rd, Sterling
Thomas Mackey's & Sons, 58 Broadway, Salem
Meninno Construction, 76 Oakville St., Lynn, MA
McGrath Enterprises, 28 Oakville St., Lynn
Mirra Co, 6 Norino Way, Georgetown
NEUCO, 94 Glenn St., Lawrence
N. Granese & Sons, 59 Jefferson Ave., Salem

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Peterson Construction, 210 Broadway, Lynn
 Phoenix Comm., 25 Bowditch Dr., Shrewsbury
 R.B. Strong Ex., 122 Western Ave., Gloucester
 Tufts Construction, 100 Tremont St., Everett
 Village Construction, 57 Wharf St., Salem

#27 - #28 – CLAIMS

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

Richard Massey Jr., 68 Worcester Ave, Swampscott
 William Fermon, 11 Reed Rd., Peabody

#29 - #30 - BONDS

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

CONSTABLE: Donald Famico, 74 Proctor St., Salem
 Antonio Vieira, 58 Washington St., Peabody

(#536 of 2020) – SECOND PASSAGE – TRAFFIC ORDINANCE AMENDING – PARKING TIME LIMITED AND PARKING PROHIBITED – DODGE STREET

The Second Passage of an Ordinance amending Traffic relative to Parking Time Limited and Parking Prohibited on certain streets – Dodge Street was adopted for second passage by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniewski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

ORDINANCE: amending Traffic, Chapter 42 section 57A be hereby amended by adding the following:

Section 1. Dodge Street – Parking time limited: unmetered zones – Southerly side beginning at point 30 feet east of Dodge St. Ct., for a distance of 105 feet. 30-minute parking only from 8:00 AM to 10 PM Monday thru Sunday.

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Section 2. Chapter 42 section 51 be amended by adding the following Dodge St. Ct. – Parking Prohibited on certain streets – both sides beginning at Dodge St in a southerly direction.

Section 3. This ordinance shall take effect as provided by City Charter.

(#537 of 2020) – SECOND PASSAGE – TRAFFIC ORDINANCE AMENDING – RESIDENT PARKING – WOODBURY COURT

The Second Passage of an Ordinance amending Traffic relative to Resident Sticker Parking – Woodbury Court was adopted for second passage by a roll call vote of 10 yeas, 0 nays and 1 absent. Councillors Turiel, Sargent, Riccardi, Prosniowski, Morsillo, McCarthy, Hapworth, Flynn, Dibble and Madore were recorded as voting in the affirmative. Councillor Dominguez was recorded as absent.

ORDINANCE: amending Traffic, Chapter 42 section 75 be hereby amended by adding the following:

Section 1. Woodbury Court – ZONE C COLOR GREEN - #8 and #9 Woodbury Court to be included to obtain resident sticker parking permits but no visitor passes shall be issued.

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

On the motion of Councillor Sargent the meeting adjourned at 8:10 P.M.

ATTEST:

ILENE SIMONS
CITY CLERK