

CITY OF SALEM
MARCH 25, 2021
CITY COUNCIL REGULAR MEETING

A Regular Meeting of the City Council is being held remotely on Thursday, March 25, 2021 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on March 23, 2021 at 9:55 A.M. This meeting is being taped and is live on S.A.T.V.

All Councillors present.

Council President Madore presided.

Councillor Hapworth 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. Flora Tonthat, 30 Northey St., Salem - AAPI Resolution
2. Steve Kapantais, 23 Wisteria St., Salem – Remote Participation Resolution
3. Stacia Kraft, 140 Federal St., Salem – Moratorium
4. Jeff Cohen, 12 Hancock St., Salem – AAPI Resolution
5. Bart Hoskins, 22 Larchmont Rd., Salem – Moratorium
6. Fara Wolfson, 25 Pickman Rd., Salem – AAPI Resolution
7. Darlene Melis, 115 Federal St., Salem – Green Gateway City

(#49 & #46) – VERIZON WIRELESS TO INSTALL TELECOMMUNICATIONS ON BRIDGE STREET

Continued from the February 11, 2021 meeting an order from Verizon Wireless to install Telecommunications on Bridge St.

A motion to keep the Public Hearing open until May 13, 2021 due to meeting conflict with Design Review Board was adopted by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

#134 – REAPPOINTMENT OF FILIPE ZAMBORLINI TO THE AHTF BOARD

The Mayors re-appointment of Filipe Zamborlini to the Affordable Housing Trust Fund Board with term to expire March 25, 2022 was confirmed by a roll call vote of 11 yeas, 0 nays and 0 absent.

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#135 – APPROPRIATION OF \$350,000.00 FOR THE RETIREMENT STABILIZATION FUND

The following Order submitted by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent. (Council Order #135, #136, #137, and #138 were taken up all together. Councillor Flynn had recused himself for these four matters because council order #136 was related to firefighters. Instead of dividing the question, he did not participate in the one vote for all four money matters. Therefore, Councillor Flynn is recorded as absent.)

ORDERED: That the sum of Three Hundred Fifty Thousand Dollars (\$350,000.00) is hereby appropriated from General Fund Balance Reserved for Free Cash (1-3245) to the following special revenue funds. This transfer is requested in accordance with the recommendation of Her Honor the Mayor.

Fund Name/Description	Amount
Retirement Stabilization Fund 8311	\$ 350,000.00

#136 – APPROPRIATION OF \$216,688.26 FOR RETIREMENT BUY BACK OF THREE EMPLOYEES FROM THE FIRE DEPARTMENT

The following Order submitted by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent. (Council Order #135, #136, #137, and #138 were taken up all together. Councillor Flynn had recused himself for these four matters because council order #136 was related to firefighters. Instead of dividing the question, he did not participate in the one vote for all four money matters. Therefore, Councillor Flynn is recorded as absent.)

ORDERED: That the sum of Two Hundred Sixteen Thousand, Six Hundred Eighty-Eight Dollars and Twenty-Six Cents (\$216,688.26) 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
John Guinta	Fire	\$ 91,144.90
Kevin Koen	Fire	\$ 62,599.80

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Michael Leonard	Fire	\$ 62,943.56
		\$ 216,688.26

#137 – APPROPRIATION OF \$13,000.00 TO DPS BURIAL ACCOUNT

The following Order submitted by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent. (Council Order #135, #136, #137, and #138 were taken up all together. Councillor Flynn had recused himself for these four matters because council order #136 was related to firefighters. Instead of dividing the question, he did not participate in the one vote for all four money matters. Therefore, Councillor Flynn is recorded as absent.)

ORDERED: That the sum of Thirteen Thousand Dollars (\$13,000.00) is hereby appropriated from the Receipts Reserved funds listed below to the Department of Public Services Burial Account (14112-5383) in accordance with the recommendation of Her Honor the Mayor.

From		To		Amount
24301-4800	R/Res Sale of Lots	14112-5383	DPS Burial	5,000.00
24311-4800	R/Res Sale of Vaults	14112-5383	DPS Burial	8,000.00
Total				13,000.00

#138 – APPROPRIATION OF \$8,110.00 TO PARK AND RECREATION EQUIPMENT ACCOUNT

The following Order submitted by the Mayor was adopted under suspension of the rules by a roll call vote of 10 yeas, 0 nays and 1 absent. (Council Order #135, #136, #137, and #138 were taken up all together. Councillor Flynn had recused himself for these four matters because council order #136 was related to firefighters. Instead of dividing the question, he did not participate in the one vote for all four money matters. Therefore, Councillor Flynn is recorded as absent.)

ORDERED: That the sum of Eight Thousand, One Hundred and Ten Dollars (\$8,110.00) be hereby appropriated from the following "Receipts Reserved for Appropriation" account, to be transferred to the Park & Rec Equipment account 16512-5860 for to purchase a PAC-Van

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storage container for small equipment for the golf course in accordance with the recommendation of Her Honor the Mayor.

Description	Amount
Receipts Reserved – Golf Course	\$ 8,110.00
Total	\$ 8,110.00

#139 – APPROPRIATION OF \$175,000.00 FOR PARKING GARAGE EQUIPMENT

The following Order submitted by the Mayor was adopted under suspension of the rules by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

ORDERED: That the sum of One Hundred Seventy-Five Thousand Dollars (\$175,000) is hereby appropriated and transferred from the “Capital Outlay Fund 2000” to the ST CIP Parking Garage Equipment (20002118-5846CF) for garage equipment in accordance with the recommendation of Her Honor the Mayor.

#140 – APPROPRIATION OF \$50,000.00 FOR THE BIKE SHARE PROGRAM EQUIPMENT

The following Order submitted by the Mayor was referred to the Committee on Administration and Finance co-posted with the Committee of the Whole by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

ORDERED: That the sum of Fifty Thousand Dollars (\$50,000) is hereby appropriated and transferred from the “Capital Outlay Fund 2000” to the ST CIP Bike Share (20002118-5846CG) to supplement Bike Share Program Equipment in accordance with the recommendation of Her Honor the Mayor.

#141 – APPROPRIATION OF \$40,000.00 TO PARK AND RECREATION FOR THE NEW CHARTER STREET CEMETERY WELCOME CENTER FOR START UP COSTS

The following Order submitted by the Mayor was adopted under suspension of the rules by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

ORDERED: That the sum of Forty Thousand Dollars (\$40,000.00) is hereby appropriated from the “Fund Balance Reserved for Appropriation – Free Cash” account (1-3245) to

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appropriate startup costs for the Parks & Recreation Department, New Charter Street Cemetery Welcome Center at the Samuel Pickman House as provided below in accordance with the recommendation of Her Honor the Mayor.

Account	Description	Amount
16521-5118	P&R Seasonal Salary	\$ 24,000.00
16522-5581	P&R Inventory	14,000.00
16522-5320	P&R Contracted Services	2,000.00
Total		\$ 40,000.00

#142 - APPROPRIATION OF \$4,000.00 TO PARK AND RECREATION FOR THE NEW CHARTER STREET CEMETERY WELCOME CENTER FOR FURNISHINGS AND EQUIPMENT

The following Order submitted by the Mayor was adopted under suspension of the rules by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

ORDERED: That the sum of Four Thousand Dollars (\$4,000.00) is hereby appropriated and transferred from the "Capital Outlay Fund 2000" to the ST CIP Parks & Recreation FF&E (20002117-5846CH) for Furnishings and Equipment in accordance with the recommendation of Her Honor the Mayor.

#143- APPROPRIATION OF \$18,795.00 FOR RESTORATION OF FURNITURE IN CITY COUNCIL CHAMBERS

The following Order submitted by the Mayor was adopted under suspension of the rules by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

ORDERED: That the sum of Eighteen Thousand, Seven Hundred Ninety-five Dollars (\$18,795.00) is hereby appropriated and transferred from the "Capital Outlay Fund 2000" to the ST CIP Repairs and Restoration Account (20002103-5846CE) for furnishing repairs and restoration in accordance with the recommendation of Her Honor the Mayor.

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#144 – PAYMENT OF \$1,044.83 FROM FISCAL YEAR 2021 FOR INVOICE FROM FISCAL YEAR 2020 FOR TOWN OF DANVERS

The following Order submitted by the Mayor was adopted under suspension of the rules by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

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 sum of One thousand, forty-four Dollars and Eighty-Three Cents (\$1,044.83) of outstanding Fiscal Year 2020 invoice is hereby allowed to be paid from the Fiscal Year 2021 Engineering Water Enterprise budget as listed below in accordance with the recommendation of Her Honor the Mayor.

Department	Vendor	Amount
Engineering	Town of Danvers	\$ 1,044.83
	Total	\$ 1,044.83

#145 – DONATION OF \$1,950.00 TO PARK AND RECREATION FOR BENCHES

The following Order submitted by the Mayor was adopted by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

ORDERED: To accept the donation from Ruth R. Larrabee and David C. Larrabee in the amount of One Thousand, Nine Hundred Fifty Dollars (\$1,950.00). These funds will be deposited into the Park & Recreation Donation Fund 24061-4830 to be used for park bench funds in accordance with the recommendation of Her Honor the Mayor.

#146 – REVOLVING FUND ACCOUNT RENAME SOLAR RENEWABLE ENERGY TO UTILITY ENERGY CREDIT FUND

The following Order submitted by the Mayor was referred to the Committee on Administration and Finance co-posted with the Committee of the Whole by a roll call vote of 6 yeas, 5 nays and 0 absent.

ORDERED: That Council Order #436 of 2016, to create a revolving fund account for solar renewable energy certificates, be hereby amended as follows:

1. **Fund Name** is deleted and replaced by "Utility Energy Credit Fund."
2. **Programs & Purpose** is deleted and replaced by "To be used for City projects or programs that reduce utility costs, use, and/or emissions. This may include

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personnel costs associated with participation in the programs that generate the credits.

3. **Type of Receipts Collected** is deleted and replaced by "Credits or payments received for City projects or programs that specifically result in reduction in utility costs, use, or emissions."

#147 – HOME RULE PETITION FOR AUTOMATED ENFORCEMENT OF SPEED LIMIT VIOLATIONS IN SCHOOL ZONES

The following Order submitted by the Mayor was referred to the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole by a unanimous roll call vote.

ORDERED: That a petition to the General Court, accompanied by a bill for authorization to employ automated enforcement of speed limit violations in designated school zones within the city of Salem as set forth below, be filed with an attested copy of this Order be, and hereby is, approved under Clause (1) of Section 8 of Article 2, as amended, of the Amendments to the Constitution of the Commonwealth of Massachusetts, to the end that the following legislation be adopted, except for amendments by the Senate or House of Representatives which conform to the intent of this home rule petition:

AN ACT authorizing the City of Salem to employ automated enforcement of speed limit violations in designated school zones within the city of Salem.

Be it enacted by the Senate and House of Representatives in General Court Assembled, and by the authority of the same as follows:

AUTOMATED ENFORCEMENT OF SPEED LIMIT VIOLATIONS IN DESIGNATED SCHOOL ZONES WITHIN CITY OF SALEM

Section 1. As used in this chapter, the following words shall, unless the context clearly requires otherwise, have the following meanings:-

"Automated Road Safety Camera System" shall mean an automated motor vehicle sensor device installed which produces digital photographs and may record the speed of each motor vehicle at the time it is operated in a manner that is in violation of traffic laws and regulations where the automated road camera safety system is located.

"Camera Enforceable Violation" shall mean a violation of the traffic laws which may be enforced by an automated road safety camera system, limited to exceeding the speed limit pursuant to section 17 or section 18 of chapter 90 while travelling in a designated school zone.

"City" shall mean the City of Salem, Massachusetts.

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“Designated School Zone” shall mean within 300 feet of the real property comprising a public or private accredited preschool, accredited headstart facility, elementary, vocational or secondary school if the violation occurs between 5:00 a.m. and midnight, whether or not school is in session.

Section 2. (a) The City of Salem may employ an automated road safety camera system as a means of promoting traffic safety in a designated school zone, which may be fixed along any portion of any ways within a designated school zone its control, or within a designated school zone in the control of the commonwealth with written permission from the department of transportation and may impose a penalty on the owner of a motor vehicle for failure by the operator thereof to comply with traffic laws and regulations.

(b) The City may employ no more than two fixed automated road safety camera systems per designated school zone.

Section 3. (a) The maximum fine imposed for a violation issued pursuant to this chapter shall be twenty five dollars per violation. For violations issued pursuant to this chapter, except as provided in section 4, the owner or owners of a vehicle shall be liable for the fine, however, no owner of a vehicle shall be responsible for a violation issued pursuant to this chapter where the operator of the motor vehicle was issued a citation for the underlying violation in accordance with section 2 of chapter 90C of the General Laws. The city may send a written warning to the owner or owners in lieu of enforcement for the purpose of education.

(b) A certificate, or a facsimile thereof, based upon inspection of photographs and data produced by an automated road safety camera system, and sworn to or affirmed by the police department or designee authorized to issue citations for violations of traffic laws and regulations, shall be prima facie evidence of the facts contained therein.

(c) A violation issued by the city shall not be made part of the operating record of the person upon whom such liability is imposed, nor shall such violation be considered a conviction of a moving violation of the motor vehicle laws for the purpose of determining a surcharge on a motor vehicle premium pursuant to section 113B of chapter 175 of the General Laws.

(d) The police department shall supervise and coordinate the administration of violations issued in conformance with this chapter. The police department shall have the authority to hire and designate such personnel as may be necessary or contract for such services to implement the provisions of this chapter.

(e) It shall be the duty of the police department or designee of a city to cause a notice of violation to the registered owner or owners of a motor vehicle identified in photographs produced by such device as evidence of a violation pursuant to this chapter. Such notice shall contain, but not be limited to, the following information: a copy of the aforementioned recorded images and other data showing the vehicle in the process of a camera enforceable violation; the registration number and state of issuance of the vehicle; the date, time and location of the violation; the specific camera enforceable violation charged; instructions for payment of the violation; instructions to contest the violation in writing; and instructions to obtain a hearing.

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(f) In the case of a violation involving a motor vehicle registered under the laws of the Commonwealth, a notice of violation shall be mailed within 14 days of the violation to the address of the registered owner or owners as listed in the records of the registrar of motor vehicles. In the case of any motor vehicle registered under the laws of another state or country, such notice of violation shall be mailed within 21 days of the violation to the address of the registered owner or owners as listed in the records of the official in such state or country having charge of the registration of such motor vehicle. If said address is unavailable, it shall be sufficient for the police department or designee to mail a notice of violation to the official in such state or country having charge of the registration of such motor vehicle.

(g) A notice of violation shall be sent by first class mail in accordance with subsection (f) and shall include an affidavit form approved by the police department for the purpose of complying with subsection (b). A manual or automatic record of mailing processed by or on behalf of the police department in the ordinary course of business shall be prima facie evidence thereof, and shall be admitted as evidence in any judicial or administrative proceeding, as to the facts contained therein. Unless an owner or owners pay the fine or contest responsibility within 60 days of the violation, the provisions of subsection (l) will apply.

(h) Any owner to whom a notice of violation has been issued shall not be liable for a violation under the provisions of this chapter if: the violation was necessary to allow the passage of an emergency vehicle; the violation was incurred while participating in a funeral procession; the violation was incurred during a period of time in which the motor vehicle was reported to the police department of any state, city or town as having been stolen and had not been recovered prior to the time the violation occurred; the operator of the motor vehicle was operating the motor vehicle under a rental or lease agreement and the owner of the motor vehicle is a rental or leasing company and has complied with the provisions of section 4 of this chapter; the operator of the motor vehicle was issued a citation for the underlying violation in accordance with section 2 of chapter 90C of the General Laws; or, the violation was necessary to comply with any other law or regulation governing the operation of a motor vehicle.

(i) Any motor vehicle owner to whom a notice of violation has been issued pursuant to this chapter may admit responsibility for such violation and pay the fine provided therein. Payment may be made personally or through a duly authorized agent, by appearing before the police department's designee during normal office hours, by mailing or online. Payment by mail shall be made by check, money order or credit card to the police department or city. Payment of the established fine and any applicable penalties shall operate as the final disposition of the violation. Payment by one motor vehicle owner shall operate as the final disposition of the violation as to all other motor vehicle owners of the same motor vehicle for the same violation.

(j) An owner may contest responsibility for a violation under this chapter in writing by mail or online. The owner shall provide the police department with a signed affidavit in a form approved by the police department, stating: the reason for disputing the violation; the full legal name and address of the owner of the motor vehicle; and the full legal name and address of the operator of the motor vehicle at the time the violation occurred. An owner may include signed statements from witnesses, which include the names and addresses of witnesses, supporting the owner's defense. Within 21 days of receipt, the police department or the hearing officer shall send the

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decision of the hearing officer, including the reasons for the outcome, by first class mail to the registered owner or owners. If the owner is found responsible for the violation, the owner shall pay the fine in the manner described in (i) within 14 days of the issuance of the decision or request further judicial review pursuant to section 14 of Chapter 30A of the General Laws.

(k) An owner may request a hearing to contest responsibility for a violation. A hearing request shall be made in writing by mail or online. Upon receipt of a hearing request, the police department shall schedule the matter before hearing officer. Said hearing officer may be an employee of the police department of the city or such other person or persons as the police department may designate. Written notice of the date, time and place of said hearing shall be sent by first class mail to each registered owner. The hearing shall be informal, the rules of evidence shall not apply, and the decision of the hearing officer shall be final subject to judicial review as outlined by section 14 of Chapter 30A of the General Laws. Within 21 days of the hearing, the police department or the hearing officer should send the decision of the hearing officer, including the reasons for the outcome, by first class mail to the registered owner or owners. If the owner is found responsible for the violation, the owner shall pay the fine in the manner described in (i) within 14 days of the issuance of the decision or request further judicial review pursuant to section 14 of Chapter 30A of the General Laws.

(l) If an owner to whom a notice of violation has been issued either fails to pay the fine in said notice in accordance with subsection (i), or is found responsible for the violation and does not pay the fine in accordance with subsection (j) or subsection (k), the police department shall notify the registrar of motor vehicles who shall place the matter on record. Upon receipt of the registrar of five or more of such notices, the registrar shall not issue or renew such owner's motor vehicle registration until after notification from the police department that all fines owed pursuant to this chapter have been paid. It shall be the duty of the police department to notify the registrar forthwith that such case has been so disposed; provided, however, that certified receipt of full and final payment from the police department shall also serve as legal notice to the registrar that said violation has been disposed of in accordance with this chapter. The certified receipt shall be printed in such form as the registrar of motor vehicles may approve.

Section 4. (a) Notwithstanding section 3 of this chapter, if the registered owner of a motor vehicle in receipt of a notice of violation is a person or entity engaged in the business of leasing or renting motor vehicles, and such motor vehicle was operating under a rental or lease agreement at the time of a violation, then the provisions of this section shall be applicable, and the registered owner shall not be liable for any unpaid fines; provided, however, that such owner has complied with the procedures of this section.

(b) The police department shall give to the registered owner notice in writing of each violation in which a motor vehicle owned by such owner is involved, as set forth in section 3.

(c) Within 45 days of the violation, the registered owner shall furnish to such department or designee in writing the name and address of the lessee or rentee of such motor vehicle at the time of the violation; the lessee's or rentee's driver's license number, state of issuance of such driver's license and the lessee's or rentee's date of birth.

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(d) Such department or designee shall thereupon issue a notice of violation to such lessee or rentee in the form prescribed by section 3 and the lessee or rentee shall be liable for the violation.

(e) If such lessee or rentee to whom a notice of violation has been issued either fails to pay the fine in accordance with subsection (i) of section 3, or fails to receive a favorable adjudication of said notice in accordance with subsection (j) of section 3, or subsection (k) of section 3, the police department or designee shall notify the registrar of motor vehicles who shall place the matter on record. Upon notification to the registrar of five or more of such notices under this section, it shall be the duty of the registrar to suspend and not renew the license to operate a motor vehicle of such lessee or rentee or suspend the right to operate of a lessee or rentee not licensed in this commonwealth until after notification from the Salem police department that all fines, taxes and penalties owed by such owner pursuant to either this chapter, have been disposed of in accordance with this chapter. It shall be the duty of the police department to notify the registrar forthwith that such case has been so disposed; provided, however, that certified receipt of full and final payment from the police department shall also serve as notice to the registrar that said violation has been disposed of in accordance this chapter. The certified receipt shall be printed in such form as the registrar of motor vehicles may approve.

Section 5. No speed limit violation shall be issued unless the vehicle exceeds the speed limit by at least five miles per hour.

Section 6. (a) The city shall install a sign notifying the public that an automated road safety camera system is in use at each location of said camera.

(b) The city shall make a public announcement and conduct a public awareness campaign of use of automated road safety camera systems beginning at least 30 days before the enforcement program is in use. The city may install but not activate automated road safety camera systems during said time period.

Section 7. (a) The compensation paid to the manufacturer or vendor of the automated road safety camera system as authorized herein shall be based on the value of the equipment or services provided and shall not be based on the number of traffic citations issued or the revenue generated by the systems.

(b) Verification that the automated road safety camera system and any appurtenant traffic control signals are correctly calibrated shall be made by a professional engineer registered in the commonwealth.

Section 8. (a) Photographs and other recorded evidence shall only be captured when a camera enforceable violation occurs. Photographs and other recorded evidence shall be destroyed within 48 hours of the final disposition of a violation.

(b) No photographs taken in conformance with this chapter shall be discoverable in any judicial or administrative proceeding other than a proceeding held pursuant to this chapter without a court order. No photograph taken in conformance with this chapter shall be admissible in any judicial or administrative proceeding other than in a proceeding to adjudicate liability for such violation of this chapter without a court order. A court shall order a release of a photograph taken in conformance with this chapter only where the photograph tends to establish or undermine a

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finding of a moving violation and the violation is material as to a finding of civil or criminal liability.

(c) Photographs and other personally identifying information collected by the city pursuant to this chapter are not public record.

(d) No automated road safety camera system shall be utilized in such a manner as to take a frontal view photograph of a motor vehicle.

Section 9. This act shall take effect upon its passage.

Councillor Hapworth is in support but interested in what type of cameras.

Councillor Prosniewski had questions on the parameters relative to the cameras, where they will go, fines, education. Also was curious if we could add the red light cameras to this Home Ryle Petition.

Councillor Riccardi falls within the Safe Route to Schools. But have to do enforcement, if someone breaks the law then it is enforced. Do not need education.

Councillor Turiel also has a few concerns on the scope.

Councillor Morsillo is in support. She stated it was submitted and voted on in 2019, but it died at the State Level. Everything is the same.

Councillor Dibble stated there is not school (other than SSU) in his ward, but it should go to committee. He has received comments about invasion of privacy.

Councillor Sargent stated he thought this was on the books in 2019 so thank you for clearing that up. Have questions and concerns of hours i.e., weekends, school vacations, how long before and after school. Like to see it go to Committee.

Councillor Madore stated she is conflicted about this matter. Concerns about the scope. We should take a deeper look at this before sending it to the Legislators.

#148 – RESOLUTION FOR CHANGES TO THE OPEN MEETING LAW

The following Resolution submitted by the Mayor was adopted by a unanimous vote of 11 yeas, 0 nays and 0 absent.

Resolution: Calling for Permanent Changes to Massachusetts' Open Meeting Law to Facilitate Greater Public Participation through Technology

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WHEREAS: On March 12, 2020, Governor Baker issued an emergency order suspending certain provisions of the Commonwealth's Open Meeting Law, M.G.L. c. 30A, §20; and,

WHEREAS: The Governor's order and subsequent regulations by the state allowed for municipal boards, commissions, and committees to conduct business using remote participation technologies and online platforms; and,

WHEREAS: Because of those actions, access to local public meetings greatly expanded, giving residents and other members of the public more accessibility to the deliberations, public comment opportunities, and votes at those meetings; and,

WHEREAS: The residents of Salem have benefited enormously from the flexibility provided by virtual meetings, substantially increasing the number and diversity of voices able to participate in these important discussions and actions; and

WHEREAS: The City of Salem is developing its own local ordinances and policies to allow for the continuation of virtual meeting broadcasts and public comment options, even after the current state of emergency concludes, which would allow in person meetings to continue to be broadcast online and for remote participation by members of the public; and

WHEREAS: All residents of the Commonwealth would additionally benefit from the state legislature and state boards similarly providing access to the public via remote participation;

NOW THEREFORE BE IT RESOLVED: That the Mayor of the City of Salem and the Salem City Council urge the Massachusetts legislature to develop and approve such legislation as necessary to amend the Open Meeting Law to allow for remote participation by the public and greater flexibility by municipal boards and commissions, as well as the state legislature and state boards, in utilizing technology to facilitate greater public participation, even after the conclusion of the current state of emergency.

#149 – RESOLUTION FOR RETIRED CHIEF OF POLICE, MARY BUTLER

The following Resolution submitted by the Mayor was adopted by a unanimous vote of 11 yeas, 0 nays and 0 absent.

**Resolution: Recognizing the Service of Mary Butler, Chief of Police (retired)
Salem Police Department**

WHEREAS: On March 25, 2021 we pay tribute to Mary E. Butler, recently retired chief of police of the Salem Police Department.

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WHEREAS: Chief Butler began her service to the City of Salem and its residents when she joined the ranks of the Salem Police Department as a patrol officer in 1987. She served two years in the Patrol Division before being appointed a detective and assigned to the Criminal Investigations Division (CID). Detective Butler was one of the first female officers to be designated a detective on the North Shore.

WHEREAS: In 1992, Butler was promoted to the rank of sergeant and assumed an increasing level of supervisory and managerial responsibility within the Department. In 1993, she was named as the administrative aide to then-Chief Robert St. Pierre. Promoted to the rank of lieutenant in 1996, Butler was responsible for managing key areas of the Department including the operating budget, grants, technology, personnel, recruit selection and overseeing the Special Operations Division. From 2010 through 2014, Lieutenant Butler served as a shift commander in the Patrol Division, overseeing uniformed patrol operations protecting the residents of Salem.

WHEREAS: In 2014, Lieutenant Butler was promoted to acting captain and on April 9th 2015, was appointed chief of police by Mayor Kimberley Driscoll. Chief Butler was the first woman chief of police in a Department that can trace its roots back to our City's founding. Chief Butler served with honor, integrity and dedication throughout her career and has left a positive and lasting impression not only on the Salem Police Department and the officers who serve, but on policing throughout the North Shore. Chief Butler's well-deserved retirement occurred on August 1st 2020.

WHEREAS: Chief Butler was an innovator in community policing and exemplified the principles of policing attributed to Sir Robert Peel who, in his 7th Principle wrote; *"Police, at all times, should maintain a relationship with the public that gives reality to the historic tradition that the police are the public and the public are the police; the police being only members of the public who are paid to give full-time attention to duties which are incumbent on every citizen in the interests of community welfare and existence."*

NOW THEREFORE BE IT RESOLVED: That the Mayor of the City of Salem and the Salem City Council, on behalf of the staff of the Salem Police Department and the residents of Salem, express our sincere appreciation and gratitude to Chief Butler for the loyalty and dedication she displayed throughout her thirty-three years of public service.

AND BE IT FURTHER RESOLVED: That this Resolution be made a matter of record of these proceedings, and that a suitable copy be presented to Chief Butler along with a copy of the City Seal on behalf of the Mayor, the City Council, the Salem Police Department and the residents of Salem.

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Councillor Prosniewski stated from the day that Mary Butler joined the Salem Police Department in 1987 for almost 33 years it was a pleasure working with her. From day one, I saw her dedication and commitment to her community and to the woman and men she served with. On social media I posted: Congratulations on your retirement Chief Mary Butler. For over 33 years you served your community honestly, faithfully and with tremendous respect and compassion. You never swerved from your path of duty even under the most difficult circumstances most will never know. I am honored to serve with such a fine Chief and very proud to call you my friend.

Councillor Dibble commented that Chief Butler represented the City of Salem amazingly.

Councillor Dominguez expressed his gratitude to the Chief and how she opened the door wide for the community. Salem had a great leader in Mary Butler.

Councillor Riccardi thanked the Chief and also pointed out that March was Women's History month and that Chief Butler was the first female Chief in Salem.

Councillor McCarthy stated how much of an honor it has been to sit in his seat as Councillor and work with several police chiefs and Mary is one of the best by the way she did her job, treated everyone and made the job look easy. I wish her all the best.

Councillor Hapworth stated Mary proactively reached out to him as first time candidate. He appreciates her.

Councillor Morsillo stated since this is her first term there was not much overlap, but the Chief made it clear that she could call her anytime. It is inspirational to have a woman as the Chief and wish her a Happy Retirement.

Councillor Madore stated she is deeply disappointed we cannot join the chambers to celebrate her retirement. She is an incredible woman to lead the Police department. It is the hardest job in the City and she did it with incredible grace. She made the police department approachable and accessible. Great sense of pride to be able to point to the Chief of Police as a woman; a position dominated by men. Forever grateful to her and her leadership.

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#150 – RESOLUTION RETIRED FIRE CHIEF GERRY GIUNTA

The following Resolution submitted by the Mayor was adopted by a unanimous vote of 11 yeas, 0 nays and 0 absent.

Resolution: Recognizing the Service of Gerry Giunta, Fire Chief (retired) Salem Fire Department

WHEREAS: On March 25, 2021 we pay tribute to Gerry Giunta, recently retired Chief of the Salem Fire Department; and,

WHEREAS: Chief Giunta joined the Salem Fire Department as a firefighter in 1983 and served on Engine 1 and Ladder 2. He served as Lieutenant with Engines 1, 2, and 4 from 1986 to 1993, Captain on Ladder 1 and Tower 2 from 1993 to 2007, and as Deputy Chief from 2007 to 2018, when Mayor Kim Driscoll appointed him to serve as Chief; and,

WHEREAS: Giunta was a member of FEMA's Massachusetts Urban Search and Rescue Task Force and led that team from 2006 to 2018. In his time with the Task Force, Giunta deployed in response to Hurricanes Harvey, Irene, and Katrina, the 2011 Springfield tornadoes, the 1996 Atlanta Olympics, and as operations leader with a 70-member team deployed to New York City following the attacks on September 11, 2001; and,

WHEREAS: As Chief, Giunta led the department with integrity and a commitment to public safety and public service. He oversaw major capital investments in fire stations and apparatus, provided expanded training and professional development opportunities for firefighters, worked in collaboration with major community stakeholders such as Footprint, SSU, NSMC, and SESD on emergency response preparation, secured state and federal grants to upgrade equipment, and increased the diversity of the department's workforce to better represent the community it serves; and,

WHEREAS: Chief Giunta served as a key member of the City's COVID Response Task Force, leading efforts around protective equipment distribution, community coordination, and emergency preparedness.

NOW THEREFORE BE IT RESOLVED: That the Mayor of the City of Salem and the Salem City Council, on behalf of the staff of the Salem Fire Department and the residents of Salem, express our sincere appreciation and gratitude to Chief Giunta for the loyalty and dedication he displayed throughout his thirty-eight years of public service.

AND BE IT FURTHER RESOLVED: That this Resolution be made a matter of record of these proceedings, and that a suitable copy be presented to Chief Giunta along with a

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copy of the City Seal on behalf of the Mayor, the City Council, the Salem Fire Department and the residents of Salem.

Councillor Flynn stated he has worked with the Chief for 28 years. He is such a role model and leader. He remembers the Chief's words he always said – "a bad day for us means somebody doesn't get to go home." He remembers 9-11 and the Chief going to New York. He is very proud of everything the Chief has accomplished. Thank you from the bottom of my heart. Congratulations on your retirement.

Councillor Dominguez stated how important it is to have great community leaders in public safety and I cannot say enough about Chief Giunta. He is very grateful to him and wishes him the best in his retirement.

Councillor Riccardi thanked Chief Giunta. He has a very calm demeanor which is a very impressive and helpful in his type of position. He is a great Ward 6 resident. He helped lead and guide this City through Covid. I truly appreciate his service and hope he enjoys his retirement.

Councillor Prosniowski stated it has been great to parallel careers. I always watched in awe how professional he was and that he is such a natural leader. When things get tough, he steps up to the plate. The Salem Police Department and the Salem Fire Department has a great a relationship in Salem (which does not happen everywhere). He always reached across the lines and thanked the police for their help. Can see why his men followed him so faithfully Enjoy your retirement.

Councillor McCarthy stated he really enjoyed his time working with Chief Giunta. During Covid how professional and helpful he was. I know he is looking forward to his long rides on his motorcycle. Happy and Safe trails and I hope they always bring you back to Salem. He was a great advocate for Salem. He led by example and was admired by his peers and staff.

Councillor Dibble stated that Salem sends him a big thank you. He came up through the ranks. He would like to suspend the rules to allow him to speak.

Councillor Madore stated once again how disappointed that we cannot be in the Chambers to celebrate in person. He is very calm for someone who leads emergency response team. Will always remember the first thing he said to her "Got to crack an egg to make an omelette."

Councillor Sargent stated this is why I did not want to take these positions out of Civil Service thanked both Chief Giunta and Butler for their service.

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Chief Giunta – I am truly humble by your comments. I am very honored to have worked for Salem for 38 years. Without being a member of the Salem Fire Department I would not have done all these other wonderful things (like Emergency Response Team).

#151 – RESOLUTION CONDEMNING ACTS OF HATE AND VIOLENCE AGAINST THE AAPI COMMUNITY

The following resolution introduced by Councillor Madore was adopted by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

A RESOLUTION CONDEMNING ACTS OF HATE AND VIOLENCE AGAINST THE ASIAN AMERICAN AND PACIFIC ISLANDER COMMUNITY

WHEREAS 23 million Asian Americans and Pacific Islanders account for 7 percent of the population in the United States; and

WHEREAS approximately 1,300 of our brothers, sisters, neighbors, and business owners in the City of Salem identify as Asian American or Pacific Islander (AAPI); and

WHEREAS AAPI communities are immensely diverse, consisting of multiple ethnicities, hundreds of languages and dialects, wide-ranging socioeconomic characteristics, and distinct immigration patterns; and

WHEREAS the belief that AAPIs are a monolithic group and achieve universal success, also known as the “model minority myth,” perpetuates stereotypes, and masks the disparities within these communities; and

WHEREAS racism and scapegoating toward AAPIs have persisted since the 19th century and contributed toward policies like the Chinese Exclusion Act of 1882, which prohibited immigration of Chinese laborers, and introduction of the term “yellow peril,” which represented East Asians as dangerous and threatening to the United States; and

WHEREAS racist policies continued into the 20th century with the Immigration Act of 1924, effectively banning all immigration from Asia; Executive Order 9066 in 1942 authorizing the incarceration of Japanese Americans during World War II; and others that have impacted Southeast Asian Americans, South Asians, Muslims, and Sikhs, among others; and

WHEREAS the use of anti-Asian rhetoric, especially as it intensified this past year, has resulted in Asian Americans being harassed, assaulted, and scapegoated for the COVID–19 pandemic; and

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WHEREAS violence and hate crimes against Asian Americans have increased by 150 percent in major U.S. cities in the last year, and AAPI women made up 68 percent of the 3,800 reported incidents against AAPIs, of which nearly 70 were in Massachusetts alone, with many more unreported; and

WHEREAS no one should live in fear in our communities in the City of Salem and across the United States; and

WHEREAS the City of Salem is committed to inclusion and advancing equity and justice for people of all races, national origins, and ethnicities; and

NOW THEREFORE, BE IT RESOLVED by the Salem City Council condemns racism, xenophobia, and violence of all forms against the Asian American and Pacific Islander community; and

BE IT FURTHER RESOLVED that the Salem City Council encourages everyone to condemn anti-Asian bias, read, learn, and seek opportunities to experience cultures other than their own, review their practices that may create barriers or contribute to systemic racism, and in these ways and others seek to become a more welcoming, inclusive, anti-racist community; and

BE IT FURTHER RESOLVED that the Salem City Council encourages the Salem Police Department to continue its work with local agencies community-based organizations to prevent discrimination, expand culturally competent and linguistically appropriate education campaigns on public reporting of hate crimes, and build intentional relationships with our diverse communities.

Councillor Dibble thanked Councillor Madore for bringing this forward. This is very wrong what is happening. We need to treat everyone as friends.

Councillor Turiel stated there is no “they”. It is us. We are people and it is wrong to treat people this way.

Councillor Morsillo stated she is sorry to have to go from 2 happy resolutions to this. It is sad you have to bring this in but thank you. You have my full support.

Councillor McCarthy – Sorry it happened to you personally and everyone else. Thank you for your leadership. I have sat next to you for 2 years and you are raising 2 beautiful children. I hope when they grow up they don’t have to witness this. It is horrific that it can occur here, now. Thank you for bringing this in.

Councillor Hapworth - I appreciate you bringing this forward. We can’t assume it can’t happen here in Salem. We pat ourselves on the back a lot and that can be dangerous. You mentioned your experience. I don’t experience it and others don’t experience. Last year has been eye opening for me and others. Racism isn’t a rock through a window which is easy to see. But the

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experiences people go through on a daily basis the way they are spoken to and interacted with this is what we need to open our eyes to and going forward I hope we all can do better.

Councillor Prosniewski stated it amazes him in 2021 having these discussions like it was 1882 or 1942 and we are going to be lumped in with that. Future generations are going to look back and see how embarrassing this was. But, I also think this Council represents our community and we are taking an action as a Council condemning these actions and representing our community that we don't stand for this and hopefully our future generations will see we stood our ground condemning these actions.

Councillor Riccardi thanked Councillor Madore for her leadership and writing this. Thank you for taking on this task. I'm sorry this needs to be written but it does. The things I'm learning that if we don't speak out and stand up together then we are supporting this violence and hatred. We must be allies.

Councillor Flynn Thank you for bringing this in. Sorry you went through this in Salem – a community we love.

Councillor Dominguez. Thank you for your leadership. I know how you feel. I condemn any type of racism. We are human beings. In Salem, more good people that we understand we are one. We need to help educate the public what others are going through – for us and for the next generation. Hope to build a better world a better city. Condemn racism and need to be proactive. Sorry it happened to you.

Councillor Sargent stated whatever events happen in history 911, WWII, pandemic nobody has the right to bother anyone, not the premise we were built on. I remember walking you home a few times when you were pregnant. I'll be there anytime for you.

Councillor Madore stated she appreciates everyone's comments.

#152 - TEMPORARY MORATORIUM ON PROJECTS PERTAINING TO NEW CONSTRUCTION ON SALEM FLOODPLAINS AND WETLANDS

The following Order introduced by Councillor Dominguez was referred to the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole by a roll call vote of 10 yeas, 1 nay, and 0 absent. Councillor Madore was recorded as voting in the negative.

ORDERED: To institute immediately a Temporary Moratorium on the review of projects pertaining to new construction on Salem floodplains and wetlands by the City's Boards and Commissions with exception to alterations of existing residential structures. In consideration of the number of development and construction projects proposed for floodplains and wetlands while the City Council works to amend Salem's ordinance 8.1

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Flood Hazard Overlay District, upon the concerns of the Planning Board and the Conservation Commission, and the need to preserve and restore the viability of the floodplains and wetlands of the City of Salem, the following order shall be implemented until such time as the amendment to ordinance 8.1 Flood Hazard Overlay District is complete. Effective Friday, March 26, 2021, the City is suspending all reviews pertaining to development plans for projects on floodplains and wetlands that are new or pending full approval. Upon issuance of this order, all Board and Commission meeting agendas will not include any discussion of proposed development and construction approvals in Salem floodplains and wetlands. Proposals for alterations to existing residential structures located in the floodplains and wetlands will be permitted on municipal agendas with the need for the amended ordinance taken into consideration. For purposes of this Order, • Review of new construction proposals in floodplains and wetlands will not be permitted at any City boards or commissions until the ordinance 8.1 Flood Hazard Overlay District has been amended to provide needed protections for Salem floodplains and wetlands. • Proposals for alterations to existing residential structures located in the floodplains and wetlands will be accepted for consideration with the need for amendment to the noted ordinance in mind. In addition, the City will, on a case-by-case basis, review requests for extensions to the time allowed for development proposals that may be granted by the Planning Board and Conservation Commission. This order is effective Friday, March 26, 2021 through Monday, September 26, 2021 or the date the needed amendment to the ordinance 8.1 Flood Hazard Overlay District has been completed by the City Council. New projects in our floodplains and wetlands cannot be presented or approved during this time. Any person who violates this order will be subject to issuance of an immediate Stop Order and an assessment of the maximum penalty authorized by law.

Councillor Morsillo not sure what to say about this calling out the Planning Board and ConCom as if they had something to do with this. They didn't ask for this order or want this. In addition, it is not legal as an order. We do not build in wetlands and there is no end date certain this order. No provision in here about commercial properties, no pathway to get rebuilt and placing penalties on our volunteer boards and commissions.

Councillor Turiel – I understand concern over some building in Salem, but we don't build on wetlands. We have buffer zones. Our boards do a good job when buildings are to be built in flood plains. This would halt everything and doesn't bring anything to the table. Stopping all building in Salem. I cannot support this.

Councillor Hapworth found out on Tuesday and voter on Thursday to be effective on Friday. We should speak to our solicitor first.

Councillor Riccardi stated we need to work with each other and communicate. There is a lot of work and efforts going into this. We need more than 48 hours.

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Councillor Dibble agrees with some of these comments here tonight, but applaud Councillor Dominguez for bringing this in. When worked with City ConCom administration decades ago this was poorly written and it still is. We do allow to build in Wetlands. Won't stop all development only in our resource area or next to them. Lots of development can still continue. Councillor Dominguez did bring this to the City Solicitor for her review, but hasn't heard back. Would like to have motion to add in our local ordinance Wetlands Ch. 50. Councillor Sargent seconded this motion.

Councillor Dominguez stated he has heard so many people asking for action on this matter. May not be an expert but I listen to people. Need to have some action and there is an end date either 9/26/2021 or date amendment completed.

Councillor McCarthy if Councillor Dibble stated he co-sponsored this but didn't read it and Councillor Dominguez doesn't understand what he submitted then why is this in front of us? You can't stop jobs that are in the queue. And we can't go through this line by line. It would be helpful if they spoke to our City Solicitor to see if this is legal. She has some concerns with the legality of this. No one called the City Planner to see what is in the flood zone. Bagel World is so if they can't talk about Bagel World if they want to change their drive through. Sifi is in the Wetlands. I understand intent but needs proper communication. The way this is written is wrong. The City Solicitor hasn't had time to vet this out. If moratorium on a zoning ordinance 8.1 then needs to go through the zoning process. Shouldn't take time tonight to hash it out on the floor.

Councillor Riccardi – Understands wanting to take action, but this is not the correct path.

Councillor Morsillo – voting against this as written is not anti-environment it's anti-lawsuit. Pointed out issues with this emergency zoning ordinance. We need the right people to talk about this and I am doing this. No end date because tied to an action.

Councillor Sargent stated the proper thing to do is to refer this to the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. Councillor Turiel seconded the motion. The motion passed by a roll call vote of 10 yeas, 1 nay and 0 absent.

Councillor Madore stated she takes this seriously and being responsible by doing her homework. Before taking this vote spoke to a few planning board members and they did not ask for this nor do they support this. Then reached out to the City Planner to get list of active projects under review in these areas. This would impact Bagel World and SiFi Network. Also spoke with City Solicitor with legality of this. I am taking this process seriously because I am an environmentalist, and it deserves discussion. Projects have been denied when encroaching on Wetlands such as the project on Story Street.

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#153 – TRAFFIC ORDINANCE AMENDING CH. 42, SEC. 50B, HANDICAP PARKING, HATHORNE STREET

The following ordinance introduced by Councillor Morsillo was adopted for first passage by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

In the year Two Thousand and Twenty One

An Ordinance to amend an Ordinance relative to Traffic Ch. 42, Sec. 50B, "Handicapped Zones, Limited Time"

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

Section I. Amending Chapter 42, Section 50B – "Handicapped Zones, Limited Time" is hereby amended by renewing the following:

Hathorne Street – One Handicapped Parking Space to be renewed in front of #74 Hathorne Street, for the distance of twenty (20) feet.

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

#154 – TRAFFIC ORDINANCE AMENDING CH. 42, SEC. 50B, HANDICAP PARKING, REPEAL - HATHORNE STREET

The following ordinance introduced by Councillor Morsillo was adopted for first passage by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

In the year Two Thousand and Twenty One

An Ordinance to amend an Ordinance relative to Traffic Ch. 42, Sec. 50B, "Handicapped Zones, Limited Time"

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

Section I. Amending Chapter 42, Section 50B – "Handicapped Zones, Limited Time" is hereby amended by repealing the following:

Hathorne Street – **Repeal** - One Handicapped Parking Space in front of #75 Hathorne Street, for the distance of twenty (20) feet.

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

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#155 – TRAFFIC ORDINANCE AMENDING CH. 42, SEC. 50B, HANDICAP PARKING, REPEAL - HATHORNE STREET

The following ordinance introduced by Councillor Morsillo was adopted for first passage by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

In the year Two Thousand and Twenty One

An Ordinance to amend an Ordinance relative to Traffic Ch. 42, Sec. 50B, "Handicapped Zones, Limited Time"

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

Section I. Amending Chapter 42, Section 50B – "Handicapped Zones, Limited Time" is hereby amended by repealing the following:

Hathorne Street – **Repeal** - One Handicapped Parking Space in front of #80-82 Hathorne Street, for the distance of twenty (20) feet.

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

#156 – TRAFFIC ORDINANCE AMENDING CH. 42, SEC. 49, STOP SIGN, DODGE & LAFAYETTE STREET

The following ordinance introduced by Councillor Morsillo was adopted for first passage by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

In the year Two Thousand and Twenty One

An Ordinance Relative to Traffic Chapter 42, Section 49

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

Section 1. Chapter 42, Section 49 of Article IV shall be amended by adding the following:

Dodge Street – Obedience to Isolated Stop Signs – easterly bound traffic on Dodge Street at Lafayette Street.

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

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#157 – HOLDING MEETINGS IN COUNCIL CHAMBERS

The following order introduced by Councillor Dibble was referred to the Committee on Public Health, Safety and Environment co-posted with the Committee of the Whole (no discussion due to late file)

ORDERED: That the Public Health, Safety, and Environment Committee, Co-posted with the Committee of the Whole, meet with the Salem Health Agent to discuss and update the City Council on the COVID pandemic as it pertains to Salem, and to select a date to have this City Council reconvene and get back to in person City Council business held in person in the Council chambers and determine what COVID safety measures, if any, should be taken.

#158 - (#128 & #129) – 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 of certain licenses has considered said matter and would recommend that the following licenses be granted.

SECOND HAND VALUABLES: Timeless Life Treasures 68 Wharf St., Salem

TAG DAY: Salem Youth Football & Cheering Aug. 28 & Oct 16, 2021
With the condition that the organization must refer to the Board of Health and adhere to whatever current guidelines are at the time

#159 – (#98) – SALEM SOUND COAST WATCH PRESENTATION

Councillor Riccardi offered the following report for the Committee on Public Health, Safety and Environment co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Public Health, Safety and Environment co-posted with the Committee of the Whole to whom was referred the matter of a presentation from Salem Sound Coastwatch of Salem's Greenway Gateway City Program has considered said matter and would recommend that the presentation be received and placed on file.

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#160 – (#76) – DRAFT URBAN AGRICULTURE ORDINANCE

Councillor Riccardi offered the following report for the Committee on Public Health, Safety and Environment co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Public Health, Safety and Environment co-posted with the Committee of the Whole to whom was referred the matter of a Draft Ordinance relative to Urban Agriculture has considered said matter and would recommend that the matter remain in committee.

#161 - #163 – LICENSE APPLICATIONS

The Following License Applications were granted.

PUBLIC GUIDES: Marc Delaney 10 Ocean Ave., Salem
 Nicholas Tranfaglia 133 Tower Ave., Marshfield
 Roger Herson 9 Mill St., Beverly
 James Morfis-Gass 10A Ames St., Salem

LIMOUSINES: Americab Taxi Inc., 92 Jackson St. (3 Limos)

TAXI OPERATORS: Juan Acosta 50 Baldwin St. Lynn

#164 – TAXI OPERATOR LICENSE

The Following License Application was denied.

TAXI OPERATORS: Joseph DeAngelis 259 Newbury St., Peabody

#165 – DRAINLAYER / CONTRACT LICENSE APPLICATION

The Following License Application was granted.

DRAINLAYERS: Brennan Construction, Inc., 105 Mason Street, Salem, MA

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#166 – LICENSE APPLICATION

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

SEAWORMS: Joe Mendonca 22 Spring St., Peabody

#167 - #168 – CLAIMS

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

Kristen Armstrong 31 Lawrence St., Salem
Darren Murray 13 Columbus Ave., Salem

On the motion of Councillor Sargent the meeting adjourned at 10:35 P.M.

ATTEST:

ILENE SIMONS
CITY CLERK