

CITY OF SALEM
JUNE 22, 2023
REGULAR MEETING

A Regular Meeting of the City Council was held in-person on Thursday, June 22, 2023, at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on June 20, 2023, at 3:54 P.M. This meeting is being recorded and is live on S.A.T.V. and Zoom unless technological issues interrupt the transmission.

All Councillors present. Councillor Watson-Felt arrived at 7:17 P.M.

Council President Stott presided.

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

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

There was no public testimony.

(#99 & #86) – NATIONAL GRID TO INSTALL POLE ON ENDICOTT STREET

A hearing, held from February 23, 2023, was held on the Order National Grid to install Pole on Endicott St. (Held from the February 23, 2023 meeting)

Appearing in favor was Sabitah Mahbier-Sheehy, representative from National Grid, 44 River Street, Beverly. She stated that this pole was installed erroneously already.

Councillor Morsillo stated since the damage has already been done, National Grid is willing to plant a new tree wherever the city would like. The tree removed was already dying but the city was trying to save it. Installing the pole caused even more damage to the tree which would mean more money to care for the tree. This is very frustrating because we plant 1,000s of trees each year. She would like to still find out what happened.

Councillor Morsillo moved to close the Public Hearing. It was so voted.

Councillor Morsillo moved the order be granted with the conditions that national grid plant a new tree to the Tree Warden's specifications and location. It was so voted.

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#355 – (#346) - NATIONAL GRID TO INSTALL CONDUITS ON HARBOR ST. - LAFAYETTE PARK

Appearing in favor was Sabitah Mahbier-Sheehy, Representative from National Grid, 44 River Street, Beverly. She stated that this conduit is needed to provide service to the regulator in that area.

No one appeared in opposition.

Councillor Cohen moved to close the Public Hearing. It was so voted.

Councillor Cohen moved that it be granted. It was so voted.

#356 – APPOINTMENTS TO THE BICYCLING ADVISORY COMMITTEE

The following Mayor's Appointments to the Bicycling Advisory Committee were held under the rules.

Dr. Charles Heaps 10 Williams St. #C4, Term to Expire January 14, 2025
Mr. Joshua Nagle 35 Washington Sq. #2, Term to Expire February 11, 2025

#357 – RE-APPOINTMENT TO THE PLANNING BOARD

The Mayors Re-Appointment of Helen Sides 35 Broad St, to the Planning Board with a term to expire June 28, 2028 was held under the rules.

#358 – APPROPRIATION OF \$198,900.00 FOR LSP SERVICES, EXTRACTION, DISPOSAL COSTS & PARKING LOT CONSTRUCTION ON PARCEL A AT 20 FRANKLIN STREET

The following order submitted by the Mayor was adopted under suspension of the rules.

ORDERED: That the sum of One Hundred Ninety-Eight Thousand Nine Hundred Dollars (\$198,900.00) is hereby appropriated within the "Capital Outlay" account (20002326-5846HL) for licensed site professional (LSP) services, extraction, disposal costs, and parking lot construction at Parcel A at 20 Franklin Street, in accordance with the recommendation of His Honor the Mayor.

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#359 – APPROPRIATION OF \$158,000.00 TO SCHOOL DEPT. TO FUND UNANTICIPATED HOMELESS STUDENT TRANSPORTATION COSTS.

The following order submitted by the Mayor was adopted under suspension of the rules.

ORDERED: That the sum of One Hundred Fifty-Eight Thousand Dollars (\$158,000.00) is hereby appropriated from the “Fund Balance Reserved for Appropriation – Free Cash” account to the School Department to fund unanticipated homeless student transportation costs in FY2023 to be reimbursed by the state in accordance with the recommendation of His Honor the Mayor.

A discussion surrounding this subject matter came up during the budget meetings. The costs associated with what we are spending to make school access feasible have risen. The city will be reimbursed from the State making this zero net spending.

#360 – APPROPRIATION OF \$49,000.00 TO COVER UNANTICIPATED RECYCLING AND SOLID WASTE DISPOSAL EXPENSES

The following order submitted by the Mayor was adopted under suspension of the rules.

ORDERED: That the sum of Forty-Nine Thousand Dollars (\$49,000.00) is hereby appropriated from the “Retained Earnings – Solid Waste Enterprise Fund” account (6200-3120) to the following account for unanticipated recycling and solid waste disposal expenses as listed below in accordance with the recommendation of His Honor the Mayor.

Description	Fund	Amount
Recycling Expenses (Solid Waste Fund)	620032-5780	\$49,000.00
		\$49,000.00

The cost of disposing recyclables has risen and the account has been depleted.

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#361 – APPROPRIATION OF \$18,678.53 FOR RETROACTIVE WAGES FOR RETIRED SALEM POLICE SUPERIORS AND PATROLMAN

The following order submitted by the Mayor was adopted under suspension of the rules. Councillor Prosniewski recused himself from this matter.

ORDERED: That the sum of Eighteen Thousand Six Hundred Seventy-Eight Dollars and Fifty-Three Cents (\$18,678.53) is hereby appropriated in the “Retirement Stabilization Fund-Vacation/Sick Leave Buyback” account (83113-5146) to be expended for retroactive wages to be paid out for retired employees pursuant to the respective collective bargaining agreements with the Salem Police Superiors and Patrolman Association in accordance with the recommendation of His Honor the Mayor.

#362 – PAYING FOR FY2022 INVOICE FROM FY2023 BUDGET FOR ENGINEERING IN THE AMOUNT OF \$3,192.25

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 Three Thousand One Hundred Ninety-Two Dollars and Twenty-Five Cents (\$3,192.25) of outstanding Fiscal Year 2022 invoices is hereby allowed to be paid from the Fiscal Year 2023 Engineering-Water Department budget as listed below in accordance with the recommendation of His Honor the Mayor.

Department	Vendor	Amount
Engineering-Water Department (610132-5321 Contracted Services- Backflow)	Weston and Sampson	\$3,192.25
Total		\$3,192.25

Councillor McClain stated we do not like to see payments come in late but need to pay this bill. Also need to find out why so many are late.

Councillor Dominguez asked if we can send it to Committee to find out these answers?

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Councillor McCarthy replied that there is a vendor out there that has not been paid for services they already provided. The City is obligated to pay for it. We should figure out a way so these bills do not fall through the cracks.

Councillor Watson-Felt stated let's pay this bill before this Fiscal Year ends and it rolls into another fiscal year. We can hold a separate A&F meeting to discuss this.

Councillor McClain replied that this is a valid discussion to have and we should go forward with paying this now.

#363 – DONATION OF FIRE EQUIPMENT TO US AMBULANCE FOR UKRAINE

The following order submitted by the Mayor was adopted.

ORDERED: That the Fire Department equipment listed below is hereby surplused so it may be donated to US Ambulances for Ukraine to serve the remainder of their useful life in Ukraine's Military and Fire Service.

1995 Pierce Fire Pump	Value of \$3500
Vin# 4P1CT02U6SA000674	

2000 Chevy Tahoe	Value of \$500
Vin# 1GNEK13T3YJ209483	

2000 Chevy Tahoe	Value of \$500
Vin# 1 GNEK13TXYJ209478	

Councillor McCarthy requested and received suspension of the rules to allow Fire Chief Alan Dionne to speak.

Chief Dionne stated he spent his vacation driving safety vehicles from Poland to the Ukraine so the people of Ukraine will have the equipment and tools to continue their defense.

Councillor Cohen stated he found out his family immigrated from the Ukraine. He expressed gratitude for the initiative and courage.

Councillor Hapworth also recognized it takes courage to go into a war zone like that and expressed his gratitude as well.

Councillor McCarthy stated he remembered when Chief Dionne came to him, when he was Acting Mayor, with this plan. And wanted to recognize also Mayor Pangallo, the City Solicitor and Finance Director for continuing with this action to make it happen.

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#364 - RESOLUTION IN SUPPORT OF PRODUCT STEWARDSHIP LEGISLATION

The following resolution submitted by the Mayor was referred to Public Health, Safety and the Environment.

Resolution in Support of Product Stewardship Legislation

WHEREAS:

- Approximately 17,195 tons of discarded materials and products were sent to disposal and recycling from our community in (CY22) (FY22), at a cost of \$3,600,000 (*total hauling and processing for trash & recycling*; and
- 45% of our discards are printed paper and packaging, and another 30% are other manufactured goods managed by solid waste authorities in the United States, based on figures reported by the U.S. Environmental Protection Agency, and
- Municipal waste management systems were established a century ago to manage wastes like ashes, food scraps, and horse manure, rather than the wide array of manufactured goods and packaging which dominate today's municipal waste, and
- Local governments such as the City of Salem have no input into the design or marketing of products, no influence over consumer behavior, make no profit from the products, and do not have the resources to adequately address the rising volume, toxicity, and complexity of discarded products, and
- Costs paid by residents, businesses, and local governments to manage products at the end of use are, in effect, subsidies to producers that enable and encourage producers to design products for disposal and without regard to end-of-life management, and
- Product Stewardship (PS) is an approach in which brand owners and importers accept responsibility for the cost and, in some cases the management, of their post-consumer products, and are incented to design products that are more durable, easier to repair and recycle, and less toxic, and
- Product Stewardship (PS) creates jobs and economic development in direct proportion to the amount of material recycled while businesses that provide take-back opportunities for their customers or participate in PS programs can create customer loyalty, and enhance the image of their brand, and
- The Massachusetts Municipal Association passed a resolution which supports statewide producer responsibility legislation in January 2019,

NOW, THEREFORE BE IT RESOLVED that the City of Salem urges the Massachusetts State Legislature to enact pending and future Product Stewardship legislation. These laws will relieve municipalities of this ever-rising cost, and incentivize producers to sell products that are less toxic and easier to reuse and recycle, by requiring such producers to bear the costs for the proper recycling and responsible disposal of their products.

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Councillor Cohen wanted this to go to committee to make a few amendments. He supports the concept but not the content. He doesn't know the ramifications and need to reach out to legislatures. May need more thorough comprehensive language.

Councillor Varela has the same concerns.

(#328) – CITY COUNCIL SUMMER MEETINGS

Held from the last meeting, the order that the Regular Meetings of the City Council for the months of July and August be combined and held on Thursday, July 13, 2023 was adopted.

Councillor McClain was disappointed that this was held over; he thought it was pretty straightforward. It's clear it takes work. Thought it was held over so we could look at the date on our calendars.

Councillor Cohen concurred with Councillor McClain. He made the motion at the last meeting but will not make a motion again for practical reasons.

Councillor Morsillo is disappointed that Councillor McClain was disappointed. At the last meeting a date was thrown out to the Council with no communication. And still no one reached out to the City Clerk during these past two weeks. She spoke to the Mayor and he has no plans to submit anything in the Summer.

Councillor Morsillo motion was to move the question.

#365 – AN ORDINANCE AMENDING TRAFFIC RELATIVE TO LAFAYETTE STREET

The following ordinance introduced by Councillor Cohen was adopted for first passage.

In the year Two Thousand and Twenty-Three

An Ordinance Relative to Traffic

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

Section 1. Section 51 of Article V is hereby amended by deleting the following in their entirety:

Lafayette Street – Parking Prohibited on Certain Streets – extending seventy (70) feet in a southerly direction from New Derby Street, westerly side. (4/24/79 DPW 3546)

Lafayette Street – Parking Prohibited on Certain Streets – extending sixty-five (65) feet in a northerly direction from New Derby Street, westerly side. (4/24/79 DPW 3546)

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And inserting in place thereof the following:

Lafayette Street – Parking Prohibited on Certain Streets – extending fifty (50) feet in a southerly direction from New Derby Street, westerly side.

Lafayette Street – Parking Prohibited on Certain Streets – extending forty-five (45) feet in a northerly direction from New Derby Street, westerly side.

Section 2. Section 56 of Article V is hereby amended by deleting the following in their entirety:

Lafayette Street – Zones Established – westerly side from New Derby Street and Harbor Street (not including Handicap Zones or restricted areas), "Metered Zones Established", two (2) hour limit. (10/11/12)

And inserting in place thereof the following:

Church Street – Parking Meters Zones Established – southerly side, from a point beginning one-hundred and sixteen (116) feet easterly from Washington Street and extending easterly for a distance of forty (40) feet. Fifteen (15) minute limit.

Lafayette Street – Parking Meters Zones Established – westerly side from New Derby Street to Dodge Street. Two (2) hour limit.

Lafayette Street – Parking Meters Zones Established – westerly side from a point sixty-four (64) feet south of Dodge Street to Harbor Street. Two (2) hour limit.

Washington Street – Parking Meters Zones Established - easterly side, beginning from a point one-hundred and ten (110) feet south of Church Street and extending in a southerly direction for a distance of forty (40) feet. Fifteen (15) minute limit.

Washington Street - Parking Meters Zones Established - westerly side, beginning at a point 20 feet north of Lynde Street and extending in a northerly direction for a distance of forty (40) feet. Fifteen (15) minute limit.

Washington Street – Parking Meters Zones Established – easterly side, from a point fifty-five (55) feet south of Front Street, extending in a southerly direction for eighteen (18) feet (two (2) pull-in parking spaces), fifteen (15) minute parking limit.

Section 3. Section 57A of Article V is hereby amended by inserting the following:

Lafayette Street – Parking Time Limited: Unmetered Zones – westerly side, beginning at a point 20 feet south of Dodge Street and extending in a southerly direction for forty (40) feet. Fifteen (15) minute limit.

Section 4. This ordinance shall take effect as provided by City Charter.

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#366 – CONSULTANT TO AUDIT OUR SOLID WASTE CONTRACT

The following order introduced by Councillor Varela was referred to the Committee on Public Health, Safety and Environment co-posted with the Committee of the Whole due to the late file.

Ordered: That the Mayor's office in conjunction with the Engineering Department hire a consultant to audit our current solid waste contract in preparation of the renewal of the FY2025 solid waste contract.

#367 – (#257) – TRAFFIC ORDINANCE AMENDING OCTOBER RESIDENT PARKING

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of Ordinance amending Ch. 42 Sec 75A repealing and replacing temporary October Resident Parking from Sec. A and deleting Sec. D - free weekend parking for Salem Residents has considered said matter and would recommend adoption for first passage.

#368 – (#258) – OCTOBER PARKING LOT FEES FOR CROMBIE, OLD SALEM JAIL & CRESCENT LOT

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of Order parking rates at following lots be \$20.00 - Crombie Lot, Old Salem Jail Lot and Crescent Lot has considered said matter and would recommend adoption.

A motion was made to amend the fee and increase the amount to \$40.00 to be consistent with the other lots. It was so voted.

The order was adopted as amended.

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#369 – (#259) – OCTOBER PARKING RATES FOR CHURCH STREET EAST AND WEST LOTS

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of Order parking rates at following lots be \$40.00 - Church St. East Lot & Church St. West Lot has considered said matter and would recommend adoption.

#370 – (#260) – OCTOBER PARKING RATES AT THE MUSEUM PLACE AND SOUTH HARBOR GARAGES

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of Parking Rate for Garage Locations \$20 (0-2 hrs) \$50 (2hrs Up) Museum Place and South Harbor Garages Oct 1-31, 2023 *if Halloween falls on weekday rates go in effect at 3PM*, has considered said matter and would recommend adoption.

#371 – (#261) – OCTOBER PARKING METER RATE OF \$1.00 ON CANAL AND MARGIN STREETS

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of a Parking Meter rate \$1 Intersection Lyme St, Washington /Mill St., Margin St., East side intersection Endicott St. point north of 95 Margin St. Oct 1-31st Sat-Sun 12-6PM Residents free with Passport App has considered said matter and would recommend adoption.

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#372 – (#262) – OCTOBER PARKING METER RATE FOR NORTH STREET

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of an Order for a temporary Parking Meter rate \$2 for 22 perpendicular spaces adjacent North St. Bridge St and 4 Franklin St. Oct 1-31 Sat - Sun 12-6PM Residents free with passport App, has considered said matter and would recommend adoption.

#373 – (#263) – OCTOBER TEMPORARY RESIDENT PARKING ON CERTAIN STREETS

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of Order temporary resident parking Oct 1-Nov 1, 2023 5P-7A Mon-Fri., & 12P-7A Sat - Sun, Chestnut from Cambridge to Summer St. Essex St from Monroe St to Summer St. Hawthorne Blvd from Essex St. to Charter St. has considered said matter and would recommend Adoption.

#374 – (#264) – ADVISORY RECOMMENDATION FROM TRAFFIC COMMISSION RELATIVE TO EXTENSION OF OCTOBER RESIDENT PARKING

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom it was referred the matter of Traffic and Parking Commission submitting advisory recommendation relative to extension of October Resident Permit Parking has considered said matter and would recommend that the advisory recommendation be received and filed.

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#375 – (#636 of 2022) – FRAMEWORK OF A TENANT PROTECTION ORDINANCE

Councillor McCarthy assumes the chair.

Councillor Stott offered the following report for the Committee of the Whole. It was voted to accept the report and adopt the recommendation. Councillor Dominguez recused himself from this matter.

The Committee of the Whole to whom it was referred the matter of Framework of a Tenant Protection Ordinance has considered said matter and would recommend that the matter be received and filed.

Councillor Stott stated this is also known as the Condo Conversion ordinance. Hopefully next time a submission of the ordinance will be done. Waiting for the house bill to pass.

#376 – (#273) – PRESENTATION OF FLOOD ORDINANCE

Councillor Stott offered the following report for the Committee of the Whole. It was voted to accept the report and adopt the recommendation.

The Committee of the Whole to whom it was referred the matter of the Planning Department making a presentation relative to a Flood Ordinance has considered said matter and would recommend that the presentation be received and filed.

Councillor Stott stated it was a good discussion and the next step is to receive the zoning ordinance in the fall.

Councillor Stott assumes the chair.

#377 – ALLOWING VEHICLES WITH VETERANS PLATES TO PARK FOR FREE AT METERS OR LOTS

The following order submitted by the Traffic and Parking Director was adopted.

Ordered: That the City permit any individual with a Veteran license plate to park for free at any on and off-street metered space as well as any off street space requiring payment via a kiosk or app based payment within the City of Salem.

Councillor Hapworth stated that this was a great thing to do and other communities do it. This has been done unofficial in the past and now this makes it official. Statistics were done on how many tickets were issues to vehicles that had Veterans plates.

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#378 – APPROVE EXEMPTION FOR STEPHEN CICCOT TO WORK FOR PARK AND RECREATION

The following order submitted by the City Solicitor was adopted.

ORDERED: In accordance with Massachusetts General Law, Chapter 268A, Section 20(b) the City Council hereby declares that Stephen Cicco has met the requirements for exemption as set forth in this Section and may be retained as a Gatehouse Cashier at Winter Island by the Park, Recreation and Community Services Department, not to exceed 500 hours in this calendar year.

#379 – BLOCK PARTY – BEACH AVENUE

The request from residents of Beach Ave to hold a Block Party on July 4, 2023, from 11:00 AM – 8:00PM was granted.

#380 – BLOCK PARTY – CONNORS ROAD

The request from residents of Connors Road to hold a Block Party on July 4, 2023, from 2:00PM – 10:00PM was granted.

#381 – BLOCK PARTY ORCHARD TERRACE

The request from residents of Orchard Terrace to hold a Block Party on August 12, 2023, from 4:00PM – 9:00PM, with a rain date August 19, 2023 was granted.

#382 – PARK AND REC. ROAD RACE – DERBY ST. MILE

The request from Park and Recreation to hold a Road Race (Derby St. Mile) and use of City streets on August 18, 2023 was granted.

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#383 – SALEM YMCA ROAD RACE – WITCH CITY 5K

The request from Salem YMCA to hold a Road Race (Witch City 5K) and use of City streets on October 14, 2023 was granted.

#384 – PUBLIC GUIDE APPLICATIONS

The Following License Applications were granted.

PUBLIC GUIDES:

Conor Burke 12 Juniper Road, Hamilton
Grace Culpin 202 Jefferson Ave, Salem
Merli Pacius 7 Lloyd Ter, Lynn
Maria Stephens 11 Noyes Pl, Boston
David Thompson Jr. 22 Fowler St, Salem

#385 – CLAIMS

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

Rahdahl Harvey 241 Crescent St, Waltham

(#289 & #333) – SECOND PASSAGE - BOND ORDER FY24 WATER/SEWER CIP

Second Passage of a Bond Order in the amount of \$18,982,000.00 for the FY2024 Water/Sewer CIP was then taken up. The following bond order was adopted for second and final passage by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

ORDERED: That the sum of \$18,982,000 be and hereby is appropriated to pay costs of the following capital equipment and capital improvement projects listed under the heading FY24 CIP – Funded from BOND AUTHORIZATION and for the payment of all costs incidental and related there to, and that to meet said appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Sections 7 and/or 8, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

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	FY2024 CIP-Funded from BOND AUTHORIZATION	
Sewer	Citywide Drain & Sewer cleaning, inspection, replacement, engineering, GIS, construction	\$ 400,000.00
Sewer	Ocean Ave Stormwater Pump Station	\$10,500,000.00
Sewer	Rosie's Pond Flood Protection & Drainage System Improvements -	\$ 3,820,000.00
Sewer	SSES Report Implementation (eliminate I/I sources citywide)	\$ 600,000.00
Sewer	Pump Stations Improvements /Replacement	\$ 1,650,000.00
Water	Citywide Flushing, Valve Repair/Maintenance, Leak detection, GIS	\$ 400,000.00
Water	Water Distribution Main System Improvements	\$ 800,000.00
	TOTAL BOND AUTHORIZATION: \$18,982,000.00	

Be it further Ordered: That the Mayor and the Treasurer are each authorized to file an application to qualify under Chapter 44A of the Massachusetts General Laws any and all bonds of the City issued under and pursuant hereto, and to provide such information and execute such documents as may be required in connection therewith

(#290 & #334) – SECOND PASSAGE - BOND ORDER FY24 GENERAL FUND CIP

Second Passage of a Bond Order in the amount of \$4,400,000.00 for the FY2024 General Fund CIP was then taken up. The following bond order was adopted for second and final passage by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

Ordered: That the sum of \$4,400,000 be and hereby is appropriated to pay costs of the following capital equipment and capital improvement projects listed under the heading FY24 CIP- Funded from BOND AUTHORIZATION and for the payment of all costs incidental and related thereto, and that to meet said appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Sections 7 and 8, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

FY2024 CIP-Funded from BOND AUTHORIZATION

Engineering Municipal	Citywide Roads, Sidewalks, and Crosswalk Improvements (Non-Chapter 90)	\$1,300,000
Fire	Fire Pump	\$ 685,000
Parks & Recreation	Willows Pier	\$ 400,000
Traffic & Parking	Fort Ave/Columbus Ave Intersection Re-Design Project	\$1,100,000
Traffic & Parking	South Harbor Garage Storm Water Drain & Air Exchange Upgrades	\$ 440,000

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Planning	Palmer Cove Park Phase 2 Renovation	\$ 475,000
TOTAL BOND AUTHORIZATION:		\$4,400,000

Be it further Ordered: That the Mayor and the Treasurer are each authorized to file an application to qualify under Chapter 44A of the Massachusetts General Laws any and all bonds of the City issued under and pursuant hereto, and to provide such information and execute such documents as may be required in connection therewith.

(#301 & # 330) – SECOND PASSAGE OF AN ORDINANCE AMENDING AN ORDINANCE RELATIVE TO RATES FOR USE OF WATER

The Second Passage of an Ordinance amending an Ordinance relative to Rates for use of Water Ch. 46, Sec. 66 for FY24 was then taken up. The following ordinance was adopted for second and final passage.

An Ordinance to amend an Ordinance relative to Rates for Use of Water

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

Section 1. Chapter 46, Section 66 is hereby amended by deleting subparagraph (b) in its entirety and replacing it with the following:

“(b) The rate for all water furnished by meter measurements effective July 1, 2023, shall be as follows:

(1) Residential, per 100 cubic feet \$4.06

(2) Nonresidential, per 100 cubic feet \$5.49

Section 2. Chapter 46, Section 66 is hereby further amended by deleting subparagraph (e) in its entirety and replacing it with the following:

“(e) The minimum rate for residential metered water for each quarter shall be \$40.60 per 1000 cubic feet effective July 1, 2023.

The use of all water and sewer funds and SESD funds shall be excluded from all private development projects.”

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

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(#302 & #331) – SECOND PASSAGE OF AN ORDINANCE AMENDING AN ORDINANCE RELATIVE TO SEWER USER CHARGES

The Second Passage of an Ordinance amending an Ordinance relative to Sewer User Charges Ch. 46, Sec. 230 FY24 was then taken up. The following ordinance was adopted for second and final passage.

An Ordinance to amend an Ordinance relative to Sewer User Charges

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

Section I. Chapter 46, Section 230 is hereby amended by deleting subsection (c) in its entirety and replacing it with the following:

“(c) The rates for sewer use charges effective July 1, 2023, shall be as follows:

Residential, per 100 cubic feet...	\$ 7.81
Nonresidential, per 100 cubic feet up to 25,000 cubic feet per month	\$11.83
Nonresidential, per 100 cubic feet for 25,000 cubic feet and greater per month	\$15.15

The use of all water and sewer funds and SESD funds shall be excluded from all private development projects.”

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

(#303 & #332) – SECOND PASSAGE OF AN ORDINANCE AMENDING AN ORDINANCE RELATIVE TO SOLID WASTE MANAGEMENT

The Second Passage of an Ordinance amending an Ordinance relative to Solid Waste Management (trash fees) Ch. 36, Secs. 6 & 8 for FY24 was then taken up. The following ordinance was adopted for second and final passage. Councillor Dominguez recused himself from this matter.

In the year Two Thousand and Twenty-Three

An Ordinance to amend an ordinance relative to solid waste management.

CITY OF SALEM
JUNE 22, 2023
REGULAR MEETING

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

Section 1.

1) Chapter 36, Section 36-6 Collection fee for certain residences is hereby amended by deleting the fee of "\$20.50" as it appears in paragraph (a) and replacing it with the fee of "\$21.12" and further amending this paragraph (a) by deleting the fee of "\$130.25" and replacing it with a fee of "\$134.16".

2) Chapter 36, Section 36-8 Collection fee for certain commercial establishments is hereby amended by deleting the fee of "\$29.75" and replacing it with the fee of "\$30.64".

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

(#326) – SECOND PASSAGE OF A TRAFFIC ORDINANCE AMENDING PARKING AND FEES AT RILEY PLAZA

The Second Passage of a Traffic Ordinance to amend parking and fees at Riley Plaza and Washington Street Lot was then taken up. The following ordinance was adopted for second and final passage.

In the year Two Thousand and Twenty-Three

An Ordinance Relative to Traffic

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

Section 1. Section 50A of Article V be amended by repealing the following:

Riley Plaza – Handicapped Parking Zones – east parking lot, easterly side from a point approximately eighty-six (86) feet north of the southern most point of the lot and extending in a northerly direction for a distance of approximately twenty-four (24) feet. (2/14/94)

Riley Plaza – Handicapped Parking Zones – east parking lot, easterly side from a point twenty-three (23) feet north of the southern most point of the lot and extending in a northerly direction for a distance of approximately twenty-four (24) feet. (2/14/94)

Riley Plaza – Handicapped Parking Zones – east parking lot, easterly side from the north intersection with Dodge Street and extending in a northerly direction for a distance of approximately twenty-four (24) feet. (2/14/94)

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Riley Plaza – Handicapped Parking Zones – west parking lot, row one located at the northern most end of the parking lot, extending from the Margin Street side of the lot for a distance of approximately forty (40) feet. (2/14/94)

Riley Plaza – Handicapped Parking Zones – west parking lot, row twelve located at the southern most end of the parking lot, extending from the Margin Street side of the lot for a distance of approximately fourteen (14) feet in an easterly direction. (2/14/94)

Riley Plaza – Handicapped Parking Zones – east parking lot, easterly side from the northern most point of the lot and extending in a southerly direction for a distance of approximately twenty-four (24) feet. (2/14/94)

And inserting:

Washington Street Lot – Handicapped Parking Zones – Two spaces at the southeast corner of the Washington Street Lot, adjacent to Dodge Street, and two spaces at the northeast corner of the lot, adjacent to New Derby Street.

Riley Plaza Lot – Handicapped Parking Zones – Three spaces at the northwest corner of the lot, adjacent to Margin Street, and one space at the southwest corner of the lot, adjacent to Mill Street and Margin Street.

Section 2. Section 56 of Article V be amended by repealing the following:

Riley Plaza – Parking Meter Zones Established – east and west parking lots, all spaces shall be metered. (2/14/94) (7/14/11)

Riley Plaza – Parking Meter Zones Established – east parking lot, easterly side from a point forty-eight (48) feet north of the southern most point extending in a northerly direction for a distance of approximately thirty-eight (38) feet. Four (4) hour parking. (2/14/94) (7/14/11)

Riley Plaza – Parking Meter Zones Established – east parking lot, easterly side from the intersection of Dodge Street extending in a southerly direction approximately sixty-eight (68) feet. Four (4) hour parking. (2/14/94) (7/14/11)

Riley Plaza – Parking Meter Zones Established – east parking lot, easterly side from a point twenty-eight (28) feet north of the intersection of Dodge Street extending in a northerly direction approximately one hundred (100) feet. Four (4) Hour Parking. (2/14/94) (4/23/09) (7/14/11)

Riley Plaza – Parking Meter Zones Established – east parking lot, easterly side from the southern most point extending in a northerly direction approximately twenty-three (23) feet. Four (4) hour parking. (2/14/94) (7/14/11)

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Riley Plaza – Parking Meter Zones Established – east parking lot, westerly side for the entire length of the parking lot running parallel to Washington Street. Four (4) hour parking. (2/14/94) (7/14/11)

Riley Plaza – Parking Meter Zones Established – west parking lot, located on the east side of the MBTA Fan building running parallel to Washington Street. Four (4) hour limit. (2/14/94) (7/14/11)

Riley Plaza – Parking Meter Zones Established – west parking lot, located on the east side of the MBTA Fan building running parallel to Washington Street. No time limit. (2/14/94)

Riley Plaza – Parking Meter Zones Established – west parking lot, rows seven, eight, nine, ten and eleven of parking beginning approximately one hundred and ninety (190) feet from the northern-most end of the lot. Four (4) hour limit. (2/14/94) (7/14/11)

Riley Plaza – Parking Meter Zones Established – row twelve of parking. No time limit. (7/14/11)

Riley Plaza – Parking Meter Zones Established – west parking lot, rows three, four, five and six of parking beginning approximately seventy (70) feet from the northern most end of the lot and extending approximately one hundred and twenty (120) feet in a southerly direction. All four rows will be four (4) hour metered parking. (2/14/94) (7/14/11)

Riley Plaza – Parking Meter Zones Established – west parking lot, first and second row of parking approximately forty-five (45) feet from northern most end of lot, the entire rows will be one (1) hour metered parking, excluding handicap spaces. (2/14/94) (1-10-13)

Riley Plaza East – Parking Meter Zones Established – easterly side, in its entirety (not including Handicap Zones) Parking Metered Zone, Four (4) Hour Limit. (7/14/11)

Riley Plaza East – Parking Meter Zones Established – westerly side, in its entirety (not including Handicap Zones) Parking Metered Zone, Four (4) Hour Limit. (7/14/11)

And inserting:

Riley Plaza Lot – Parking Meter Zones Established - first and second row at northern most end of lot, excluding accessible spaces. One (1) hour limit.

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Section 3. Section 57C of Article V be amended by repealing the following:

Monthly parking zones are established on the streets or parts of streets designated in this section. No person shall park a vehicle in a monthly zone without the appropriate monthly zone pass between the hours of 8:00 A.M. to 6:00 P.M. Monday through Saturday, and between the hours of 12:00 P.M. and 6:00 P.M. on Sunday.

This restriction shall not apply during the hours of legal holidays during which business establishments are required by law to remain closed.

(7/14/11) (7/9/20)

Riley Plaza – Parking Time Limited: Monthly Zones – west parking lot, rows 3, 4, 5, 6, 7, 8, 9, and 10 (from northern-most end) and spaces east of MBTA fan house (7/14/11)

Riley Plaza – Parking Time Limited: Monthly Zones – east parking lot, western row of parking (closest to Washington Street), southern-most 20 spaces (7/14/11)

And inserting:

Monthly parking zones are established for both on- and off-street parking areas designated in this section. No person shall park a vehicle in a monthly zone without the appropriate monthly zone pass between the hours of 8:00 A.M. to 6:00 P.M. Monday through Sunday.

This restriction shall not apply during the hours of legal holidays during which business establishments are required by law to remain closed.

Riley Plaza Lot - Parking Time Limited: Monthly Zones – Entirety of Riley Plaza parking lot, except any accessible, metered, and carshare spaces.

Section 4. Section 17A of Article I be amended by inserting the following:

Section 57C – \$25.00 fine/\$75.00 fine during month of October for violation of Parking Time Limited; Monthly Zone

Section 5. This ordinance shall take effect as provided by City Charter.

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

ATTEST:

ILENE SIMONS
CITY CLERK