

CITY OF SALEM
MARCH 23, 2023
REGULAR MEETING

A Regular Meeting of the City Council was held in-person on Thursday, March 23, 2023, at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on March 21, 2023, at 12:55 P.M. This meeting is being recorded and is live on S.A.T.V.

Councillor Watson-Felt was recorded as absent (excused).

Council President Stott presided.

Councillor Prosniewski 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.

PUBLIC TESTIMONY

1. Steve Kapantais, 23A Wisteria Street, Salem – Public Testimony
2. Justin Whittier, 10 River Street, Salem – Resident parking at 27 North St.

(#100) - NATIONAL GRID TO INSTALL 1 POLE ON BRIDGE ST. (POLE #598)

The hearing held from the last meeting on the Order from National Grid to install 1 pole on Bridge St. (pole #598) was held again to the next meeting on April 13, 2023.

(#123) – APPOINTMENT OF HANNAH GATHMAN TO THE PUBLIC ART COMMISSION

Held from the last meeting, the Mayor's Appointment of Hannah Gathman 8 Brown St., to serve on the City of Salem Public Art Commission with the term to expire on March 9, 2024, was confirmed by a roll call vote of 9 yeas, 0 nays and 1 absent.

Councillor Hapworth requested and received suspension of the rules to allow Hannah Gathman to speak.

(#124) – APPOINTMENT OF KRISTEN LINDBERG TO SERVE AS THE CITY'S TREASURER

Held from the last meeting the Mayor's Appointment of Kristen Lindberg to serve as the City of Salem's Treasurer with the term to expire on January 31, 2025, was confirmed by a roll call vote of 9 yeas, 0 nays and 1 absent.

Councillor Prosniewski requested and received suspension of the rules to allow Kristen Lindberg to speak.

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#139 – APPROPRIATION OF \$77,329.19 FOR RETIREMENT BUYBACK FOR SCHOOL EMPLOYEES

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

ORDER: That the sum of Seventy-Seven Thousand, Three Hundred Twenty-Nine Dollars and Nineteen Cents (\$77,329.19) be approved within the “Retirement Stabilization Fund-Vacation/Sick Leave Buyback” account (83113-5146) to be expended for the contractual buyback(s) listed below in accordance with the recommendation of His Honor the Mayor.

Name	Department	Amount
Jeanette Dubois	Salem School Department	\$18,209.76
Carlos Silva	Salem School Department	\$12,465.96
Marlene Lunt	Salem School Department	\$36,062.87
Laurie Panneton	Salem School Department	\$10,590.60
		\$77,329.19

#140 – APPROPRIATION OF \$73,175.00 FOR VACATION/SICK LEAVE BUYBACK FOR ACTIVE EMPLOYEES PER UNION AGREEMENTS

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

ORDERED: That the sum of Seventy-Three Thousand, One-Hundred Seventy-Five Dollars (\$73,175.00) is hereby appropriated in the “Retirement Stabilization Fund-Vacation/Sick Leave Buyback” account (83113-5146) to be expended for the sick leave buybacks to be paid out for active employees pursuant to collective bargaining agreements with various unions in accordance with the recommendation of His Honor the Mayor.

#141 – DONATION OF \$1,200.00 FOR PARK & REC. - BENCH

The following order submitted by the Mayor was adopted.

ORDERED: To accept the donation of One Thousand Two Hundred Dollars (\$1,200.00) from Helen Abraham. The donation is to be deposited into the Parks and Recreation Donation Fund 2406 (24061-4830) for a standard cardinal bench in accordance with the recommendation of His Honor the Mayor.

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#142 – DONATION OF \$1,200.00 FOR PARK & REC. - BENCH

The following order submitted by the Mayor was adopted.

ORDERED: To accept the donation of One Thousand Two Hundred Dollars (\$1,200.00) from Marion Rudolph. The donation is to be deposited into the Parks and Recreation Donation Fund 2406 (24061-4830) for a standard cardinal bench in accordance with the recommendation of His Honor the Mayor.

#143 – DONATION OF \$1,000.00 FOR A BRONZE STATUE OF CHARLOTTE FORTEN

The following order submitted by the Mayor was adopted.

ORDERED: To accept the donation of One Thousand Dollars (\$1,000.00) from Giovanni Alabiso. The donation is to be deposited into the Planning Donation Fund 2407 (24071-4830) to commission a bronze statue of Charlotte Forten to be installed at 289 Derby Street in accordance with the recommendation of His Honor the Mayor.

#144 – RESOLUTION FOR MOTORCYCLE AWARENESS

The following resolution submitted by the Mayor was adopted by a roll call vote of 9 yeas, 0 nays and 1 absent

RESOLUTION: *2023 Motorcycle Safety Awareness Period*

WHEREAS, the motorcycle is a popular means of transportation for commuting, as well as for touring and recreation; and

WHEREAS, there is a growing need for cooperation among drivers of automobiles and trucks, motorcyclists, bicyclists, and pedestrians who use our streets and highways - ***to reduce accidents, injuries, and fatalities***; and

WHEREAS, it is critical for all Massachusetts citizens to increase their knowledge of the rules of the road and the rights and responsibilities of all roadway users; and

WHEREAS, over 650* motorcycles are owned and operated by our fellow citizen-bikers, homeowners and residents of **Salem** and the tens of thousands more visiting and touring our historic City from neighboring communities and the entire United States and from overseas, and

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WHEREAS, numerous Departments and organizations are committed to making our streets and highways safe for all motor vehicle-related transportation, urging and reminding drivers to - “Check Twice – Save a Life, Motorcycles are Everywhere”- “Check Twice” when pulling out and backing out from parked positions; “Check Twice” when making left turns; “Check Twice” when changing traffic lanes; “Check Twice” for our fellow citizen-bikers of Salem and visitors to our City on motorcycles,

NOW, THEREFORE, I, **Robert K. McCarthy**, as Acting Mayor, City of Salem, Massachusetts, do hereby join with the Governor of the Commonwealth of Massachusetts, and all agencies and organizations, **do hereby**

PROCLAIM March 25th to April 30, 2023, to be, our:

MOTORCYCLE SAFETY AWARENESS PERIOD here in our City of Salem
AND wish all who ride, an enjoyable and safe riding season.

#145- AWARD FROM MASSDOT OF RADAR FEEDBACK EQUIPMENT AND SCHOOL SPEED LIMIT SIGN ASSEMBLIES

The following letter from the Mayor regarding that the City has be awarded by the MassDOT a set of combination radar feedback equipment and school zone speed limit sign assemblies was received and filed.

Honorable Salem City Council
Salem City Hall
Salem, Massachusetts 01970

Ladies and Gentlemen of the City Council:

Acting Mayor McCarthy is pleased to report through David Kucharsky, Director of Traffic and Parking, that the City of Salem has been awarded a set of combination radar feedback equipment and school zone speed limit sign assemblies. This MOA was signed on Tuesday, March 21, 2023 and will follow next steps with the legal department to ensure all matters are finalized appropriately.

The MassDOT indicates that the speed-calming assemblies are offered in response to an increase in speed-related traffic deaths and injuries in Massachusetts, as well as a recent revision to the Manual on Uniform Traffic Control Devices that now defines school zones to include grades 9 through 12. Up to 50 municipalities were chosen, including Salem, to receive two assemblies to support one school zone area, with awardees selected based on need, context, environment, risks and crash history.

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For any other follow-up questions, please follow up with David Kucharsky, Director of Traffic and Parking.

Sincerely,

Robert K. McCarthy
Acting Mayor

#146 – INFORMATIONAL LETTER FROM THE MAYOR RELATIVE TO SHS AFTER PROM PARTY

The following letter and information from the Mayor relative to the Salem High School's After Prom Party was received and filed.

Honorable Salem City Council
Salem City Hall
Salem, Massachusetts 01970

Ladies and Gentlemen of the City Council:

As tradition has dictated in previous years, we are sharing information relative to the Salem High School's Senior Program, with the 20th After Prom Party returning after a three-year disruption.

As shared by Principal Glenn Burns to the Mayor's Office, the Salem High School Post Prom Party is asking those who can contribute to please contact Donna Fritz, After Prom Committee Chair at 978-828-5673 or Donnafritz44@gmail.com. Additionally, there is an official GoFundMe page which features the following language:

“For prom night, parents in our community are organizing an After Prom Party for Salem High School students and guests. The After Prom party will provide students with a chaperoned event that offers fun activities, great prizes, and entertainment in an environment free from drugs and alcohol. This post-prom party is organized by parents & guardians. To make this event possible, we are looking for your support!

By donating today you will help cover the cost of busing 250 students from the prom to the After Prom and back to the high school! Thank you in advance for your contribution. This will go a long way in making sure the Class of 2023 has A NIGHT TO REMEMBER on prom night.”

The page can be viewed here: <https://www.gofundme.com/f/salem-high-school-after-prom-party>. This item is being shared to help promote awareness of the charitable request, but this is not an official appeal to the Council nor to the public. All the same, we hope you can draw some attention to this worthy endeavor.

Sincerely,

Robert K. McCarthy
Acting Mayor

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#147 – TRAFFIC ORDINANCE AMENDING HANDICAP PARKING – REPEAL – SUMMER STREET.

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

In the year two thousand and twenty-three

An Ordinance to amend an Ordinance relative to Traffic

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

Section 1. Chapter 42, Section 50B – “Handicap Zone Limited Time” is hereby amended by repealing the following:

Repeal – Summer Street – easterly side, beginning fifty-five (55) feet north of Endicott Street and running in a northerly direction for twenty (20) feet. “Handicap Parking, Limited Time, Tow Zone”

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

#148 – TRAFFIC ORDINANCE AMENDING HANDICAP PARKING – SUMMER STREET.

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

In the year two thousand and twenty-three

An Ordinance to amend an Ordinance relative to Traffic

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

Section 1. Chapter 42, Section 50B – “Handicap Zone Limited Time” is hereby amended by adding the following:

Summer Street - in front of #73, for a distance of twenty (20) feet, “Handicap Parking, Limited Time, Tow Zone”

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

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#149 – TRAFFIC ORDINANCE AMENDING PARKING PROHIBITED CERTAIN STREETS – BROAD STREET

The following ordinance introduced by Councillor Morsillo 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 be amended by repealing the following:

Broad Street – Parking Prohibited on Certain Streets - northerly side, beginning at Pickering Street in an easterly direction for thirty (30) feet. (11/13/75 DPW 5-1114)

And inserting the following:

Broad Street – Parking Prohibited on Certain Streets - northerly side, beginning at Pickering Street in an easterly direction for one-hundred and two (102) feet.

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

#150 – TRAFFIC ORDINANCE AMENDING CH. 42, SECS. 51B, 56, & 75 – ESSEX STREET

The following ordinance introduced by Councillor Morsillo 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 51B of Article V be amended by repealing the following:

Essex Street – Parking Prohibited at Certain Times on Certain Streets - for a distance of one hundred thirty five feet (135) in a westerly direction beginning ninety-five feet (95) from Summer Street, southerly side. Thirty (30) minute parking, 8:00 A.M. to 6:00 P.M. (11/14/94)

Essex Street – Parking Prohibited at Certain Times on Certain Streets - for a distance of one hundred thirty-five (135) feet in a westerly direction beginning ninety-five (95) from Summer Street, southerly side. Thirty (30) minute parking, 8:00 A. M. to 6:00 P.M. (11/14/94)

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

Essex Street – Parking Meter Zones Established - northerly side, from North Street in a westerly direction to a point opposite the easterly line of Cambridge Street. Four (4) hour parking. (7/20/87) (7/14/11)

Section 3. Section 75 of Article V-A be amended by inserting the following:

Essex Street – Parking Prohibitions Towing Zone (Resident Sticker) – Zone C – Color Green – both sides, beginning at Summer Street and continuing in a westerly direction to Cambridge Street. Two (2) hour nonresident parking allowed, Monday through Sunday, 8:00 A.M. to 6:00 P.M. No visitor passes shall be issued for qualifying addresses on this street.

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

#151 - TRAFFIC ORDINANCE AMENDING CH. 42, SECS. 51, 51B, 74, & 75 RELATIVE TO FEDERAL STREET

The following ordinance introduced by Councillor Morsillo was referred to the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole.

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 be amended by repealing the following:

Federal Street – Parking Prohibited on Certain Streets - from North Street to Boston Street, northerly side.

Federal Street – Parking Prohibited on Certain Streets - from North to Flint Street, southerly side. (6/1/53)

Federal Street – Parking Prohibited on Certain Streets - westerly on Federal Street, from Flint Street to No. 172, parking on left side only. (8/14/85 DPW E5-258-2584)

Federal Street – Parking Prohibited on Certain Streets - westerly on Federal Street, from Munroe Street to Flint Street, parking on right side only. (8/14/85 DPW E5-258-2584)

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Federal Street – Parking Prohibited on Certain Streets - westerly on Federal Street, from No. 191 to Boston Street, parking on left side only. (10/15/96)

Federal Street – Parking Prohibited on Certain Streets - westerly on Federal Street, from No. 172 to #186 Federal Street, parking on right side only. (10/15/96)

Federal Street – Parking Prohibited on Certain Streets - westerly on Federal Street, from North Street to Beckford, parking on right side only. (8/14/85 DPW E5-258-2584)

Federal Street – Parking Prohibited on Certain Streets - westerly on Federal, from Beckford to Lynn Street, parking on left side only. (1/30/86 DPW E5-258-2655)

And inserting the following:

Federal Street – Parking Prohibited on Certain Streets – southerly side, from intersection with North Street to intersection with Flint Street.

Federal Street – Parking Prohibited on Certain Streets – northerly side, from intersection with Flint Street to western property line of 172 Federal Street.

Federal Street – Parking Prohibited on Certain Streets – southerly side, from eastern property line of 173 Federal Street to western property line of 187 Federal Street.

Federal Street – Parking Prohibited on Certain Streets – northerly side, from eastern property line of 186 Federal to intersection with Boston Street.

Section 2 Section 51B of Article V be amended by repealing the following:

Federal Street – Parking Prohibited at Certain Times on Certain Streets - southerly side, between the westerly property line of No. 187 Federal Street and Boston Street. Two (2) hour parking 8:00 a. M. to 4:00 P. M. Monday through Friday. (6/6/61 DPW 10684)

Section 3 Section 74 of Article V be amended by repealing the following:

Federal Street – General Prohibition Towing Zones - northerly side, starting at the intersection of Flint Street in an easterly direction for a distance of sixty feet. (6/23/80 DPW 5-1788)

Federal Street – No Parking, Tow Zone - westerly on Federal Street, from #191 to Boston Street, parking on left side only, right side tow zone. (2/10/11)

Federal Street – Tow Zone, Doctor's Office Only - in front of #76 as marked by signs, One Hour Parking, 9:00 AM to 5:00 PM, Monday through Friday. (9/22/11)

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Section 4. Section 75 of Article V-A be amended by repealing the following:

Federal Street – Parking Prohibitions Towing Zone (Resident Sticker) – Zone C – Color Green - northerly side, beginning at the easterly side of number 82 federal street and continuing up to flint street (11/10/86)

Federal Street – Parking Prohibitions Towing Zone (Resident Sticker) – Zone C – Color Green - Federal Street from Flint Street to Boston Street, both sides, in a southerly direction, Resident Sticker Parking, Tow Zone (3/22/01)

And inserting the following:

Federal Street - Parking Prohibitions Towing Zone (Resident Sticker) – Zone C – Color Green – in a westerly direction, beginning at the intersection with North Street and continuing to the intersection with Boston Street.

ZONE C COLOR GREEN - #27 North Street to be included to obtain resident sticker parking permits. Only one permit to be issued per dwelling unit, as defined in Section 10 of the City's Zoning Ordinance and no visitor passes shall be issued.

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

#152 - TRAFFIC ORDINANCE AMENDING CH. 42, SECS. 50A, 51, 56, 74, & 75
RELATIVE TO FEDERAL STREET

The following ordinance introduced by Councillor Morsillo was referred to the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole.

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 inserting the following:

Federal Street – Handicapped Parking Zones – Northerly side, beginning at a point two hundred and thirty (230) feet east of North Street and running in an easterly direction for twenty (20) feet.

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Section 2. Section 51 of Article V be amended by inserting the following:

Federal Street – Parking Prohibited on Certain Streets – Northerly side, beginning at a point fifty-five (55) feet east of North Street and running in a westerly direction to the intersection with North Street, “No Parking Here to Corner”

Section 3. Section 56 of Article V be amended by repealing the following:

Federal Street – Zones Established - southerly side, beginning one hundred and fifty (150) feet from the intersection of Washington Street and Federal Street in a westerly direction for a distance of two hundred and fifteen (215) feet. Four (4) hour parking. (5/5/94) (7/14/11)

Federal Street – Parking Meters Zones Established - northerly side, from the intersection of Washington Street, proceeding to two hundred seventeen (217) feet east of North Street. Four (4) hour parking. (7/20/87)

And inserting the following:

Federal Street – Zones Established – Northerly side, beginning at the intersection of Washington Street and proceeding in a westerly direction to a point two hundred and sixty-three (263) feet east of the intersection with North Street. Four (4) hour parking.

Federal Street – Zones Established – Southerly side, beginning at a point forty (40) feet west of the intersection with Washington Street and proceeding in a westerly direction for a distance of one hundred and fifty (150) feet. Four (4) hour parking.

Section 4. Section 74 of Article V-A be amended by repealing the following:

Federal Street – General Prohibition Towing Zones - northerly side, from the intersection of Federal and Washington Streets and proceeding eighty nine (89) feet in a westerly direction except marked emergency vehicles, Monday through Friday. (12/1/88)

Federal Street – General Prohibition Towing Zones - in an easterly direction, two hundred and seventeen (217) feet from North Street. (2/2/78 DPW 5-1375)

Federal Street – General Prohibition Towing Zones - in front of #56, as marked by signs for a distance of one hundred (100) feet, Marked Police Vehicle Parking only, Tow Zone, Monday to Friday, 7:00 AM to 5:00 PM. (1/26/12)

And inserting the following:

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Federal Street – General Prohibition Towing Zones – Southerly side, beginning at the intersection of Federal and Washington Streets and proceeding in a westerly direction for a distance of forty (40) feet.

Federal Street - General Prohibition Towing Zones – Northerly side, beginning at a point two hundred and thirty (230) feet east of North Street and proceeding in a westerly direction for a distance of one hundred and seventy-five (175) feet. Marked Police Vehicle Parking Only, Tow Zone, Monday to Friday, 7:00 A.M. to 5:00 P.M.

Section 5. Section 75 of Article V-A be amended by repealing the following:

Federal Street – Parking Prohibitions Towing Zone (Resident Sticker) - ZONE C-COLOR GREEN-southerly side, beginning one hundred and fifty (150) feet from the intersection of Washington Street and Federal Street in a westerly direction for a distance of one hundred and fifty-five (155) feet. "Resident Parking Only 5:00 P.M. to 9:00 A.M. (5/5/94)

Federal Street – Parking Prohibitions Towing Zone (Resident Sticker) - ZONE C-COLOR GREEN-southerly side, beginning three hundred and five (305) feet from the intersection of Washington Street and Federal Street, in a Westerly direction to the intersection of North Street, Resident Sticker Parking Only, Tow Zone.(6/14/18)

And inserting the following:

Federal Street – Parking Prohibitions Towing Zone (Resident Sticker) - Zone C – Color Green – Southerly side, beginning at a point two hundred and twenty-five (225) feet west of the intersection of Washington and Federal Streets, in a westerly direction to the intersection of North Street and Federal Street, Resident Sticker Parking Only, Tow Zone.

Section 6. This ordinance shall take effect as provided by City Charter.

#153 - TRAFFIC ORDINANCE AMENDING CH. 42 SECS. 51B, 57A, & 75 - LAFAYETTE STREET

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

Section 1. Section 51B of Article V be amended by repealing the following:

Lafayette Street – Parking Prohibited at Certain Times on Certain Streets - easterly side, beginning at the intersection of Ocean Avenue and running in a southerly direction for a distance of one hundred (100) feet. Two (2) hour parking. (11/18/76 DPW 5-1236)

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Lafayette Street – Parking Prohibited at Certain Times on Certain Streets - easterly side, extending one hundred (100) feet from Ocean Avenue. Two (2) hour parking. (10/5/76 DPW 5-1210)

Ocean Avenue - Parking Prohibited at Certain Times on Certain Streets - southerly side, beginning at Lafayette Street and running in an easterly direction for one hundred fifty-eight (158) feet, two (2) hour parking. (11/12/15)

Ocean Avenue - Parking Prohibited at Certain Times on Certain Streets - from Lafayette Street to the westerly property line of #39 Ocean Avenue, total distance one hundred and fifty-eight (158) feet. (11/12/15)

Section 2. Section 57A of Article V be amended by repealing the following:

Ocean Avenue – Parking Time Limited: Unmetered Zones - northerly side, starting at Lafayette Street and running to the rear property line of 284 Lafayette Street. Two (2) hour parking, Monday through Friday 9:00 A.M. to 6:00 P.M. Resident parking also authorized. (10/13/16)

And inserting the following:

Lafayette Street – Parking Time Limited: Unmetered Zones – easterly side, beginning at Ocean Avenue and running in a southerly direction for seventy-eight (78) feet, Two (2) hour parking, Monday through Friday, 8:00 A.M. to 6:00 P.M.

Ocean Avenue – Parking Time Limited: Unmetered Zones – northerly side, beginning at Lafayette Street and running in a westerly direction, ninety-two (92) feet, one (1) hour nonresident parking allowed, Monday through Friday, 9:00 A.M. to 6:00 P.M.

Ocean Avenue – Parking Time Limited: Unmetered Zones – southerly side, beginning at a point one hundred and three (103) feet west of Lafayette Street and running in an easterly direction to Lafayette Street, one (1) hour nonresident parking allowed, Monday through Friday, 9:00 A.M. to 6:00 P.M.

Ocean Avenue – Parking Time Limited: Unmetered Zones – southerly side, beginning at Lafayette Street and running in an easterly direction for one hundred fifty-five (155) feet, two (2) hour nonresident parking allowed, Monday through Friday, 8:00 A.M. to 6:00 P.M.

Section 3. Section 75 of Article V-A be amended by repealing the following:

Ocean Avenue – Parking Prohibitions Towing Zone (Resident Sticker) - Zone E Color Orange - starting from No. 50, both sides, running in a westerly direction to Canal Street. (10/2/90)

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

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#154 – TRAFFIC ORDINANCE AMENDING HANDICAP PARKING – ALBION STREET

The following ordinance introduced by Councillor McClain was adopted for first passage

In the year two thousand and twenty-three

An Ordinance to amend an Ordinance relative to Traffic

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

Section 1. Chapter 42, Section 50B – “Handicap Zone Limited Time” is hereby amended by adding the following:

Albion Street - in Front of #33 for a distance of twenty (20) feet, “Handicap Parking, Limited Time, Tow Zone”

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

#155 – (#125) – BOND ORDER REDESIGNATION THE AMOUNT OF \$76,000.00 FROM FY21 CIP TO ELECTRICAL SMART SIGNAL PROJECT.

Councillor McClain offered the following report for the Committee on Administration and Finance. It was voted to accept the report and adopt the recommendation. The Bond Order was adopted by a roll call vote of 9 yeas, 0 nays and 1 absent.

The Committee on Administration and Finance to who it was referred the matter of a Bond Order to redesignate \$76,000 from FY 2021 CIP Electrical – Riley Plaza to Electrical – Smart-Signal Project. has considered said matter and would recommend adoption for second and final passage by roll call vote.

#156 – (#128 & 156A) – CITY COUNCIL RULES AND ORDERS SEC. 26C – PUBLIC TESTIMONY

Councillor Dominguez assumed 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.

The Committee of the Whole to whom it was referred the matter of discussing City Council Rules and Orders Section 26C relative to Public Testimony during regular meetings has considered said matter and would recommend that the Council Order

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submitted by the City Solicitor (see below) with the new amendments be adopted and that the new order remain in committee.

Councillor Stott explained this change to our public testimony rule was due to the new ruling by the SJC regarding public testimony. We cannot limit testimony to only items on the agenda but the Council can still control the amount of time given to an individual and the total amount of time that it cannot exceed. Individuals are still required to sign up to speak either online or on the roster up until 30 minutes before the meeting. We are no longer able to state in our rules the conduct of our speakers therefore Sec. 26C (4) (a)(b)(c)(d) had to be deleted and it's place to just say orderly and peacefully manner.

There are still various opinions and thoughts throughout the State. Since the Solicitor could not attend and we still have questions we need to adopt what we know at this time and keep the matter in committee for future edits if necessary.

Councillor Stott assumed chair.

#156A – AMENDMENTS TO CITY COUNCIL RULES AND ORDERS RELATIVE TO PUBLIC TESTIMONY

Ordered: Appendix A - Rules and Orders of the City Council, Sec. 26C. Rules for Testimony During "Public Testimony" portion of Regular Meetings is hereby amended by deleting this section in its entirety and replacing it with the following:

“Sec. 26C. Rules for Testimony During "Public Testimony" portion of Regular Meetings

The following rules shall be observed during the "Public Testimony" portion of Regular Meetings of the City Council:

- 1.. In order to manage Public Testimony in a reasonable amount of time, before opening the Public Testimony portion of the meeting, the President shall, depending on the number of speakers, set a time limit, not to exceed three minutes, which each individual presenting testimony must abide. The Public Testimony portion of the meeting shall not exceed fifteen (15) minutes, extended at the discretion of the President or to a time definite by majority vote of the Council.
2. Anyone wishing to present testimony at a City Council meeting must sign-up online or sign a roster in the Clerk's office up to 30 minutes prior to the start of the meeting. The roster (s) shall be presented to the President of the City Council at the start of the Regular Meeting. Only those individuals whose names appear on the roster may present testimony at the meeting in question.

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3. Public testimony shall be conducted in an orderly and peaceable manner. Failure to do so may result in the President terminating the speaker's comment period.
4. The Public Comment period is not a public hearing or a question and answer period."

#157 - PETITION FROM COMCAST TO INSTALL CONDUIT ON MARGIN ST.

A hearing was ordered for April 13, 2023 on the petition from Comcast to install Conduit on Margin Street.

#158 – PETITION FROM NATIONAL GRID AND VERIZON TO INSTALL 1 JOINTLY OWNED POLE ON GROVE ST.

A hearing was ordered for April 13, 2023 on the petition from National Grid and Verizon to install 1 Jointly Owned Pole on Grove St.

#159 - PETITION FROM NATIONAL GRID TO INSTALL CONDUIT ON GROVE ST.

A hearing was ordered for April 13, 2023 on the petition from National Grid to install Conduit on Grove St.

#160 - PETITION FROM NATIONAL GRID TO INSTALL CONDUIT ON OSBORN HILL DR.

A hearing was ordered for April 13, 2023 on the petition from National Grid to install Conduit on Osborn Hill Dr.

#161 – EXTENDED HOURS OF OPERATION FOR ON THE GRIND CAFÉ

A hearing was ordered for April 13, 2023 on the Request for a hearing from On the Grind Café, LLC 36 Jefferson Ave. to have extended hours from 5:00 AM – 7:00 PM 7 days a week.

CITY OF SALEM
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#162 – SALEM MAIN STREETS TO CLOSE FRONT AND PART OF ESSEX ST FOR THE SALEM ARTS FESTIVAL

The request from Salem Main Streets to close Front St. as well as Essex St., from New Liberty St., to Hawthorne Blvd to vehicular traffic to hold the Salem Arts Festival on June 3rd and June 4th 2023 from 8AM – 7PM was granted.

#163 – PETITION FROM LUCH SPRAGUE TO DISCUSS RESIDENT STICKER PARKING

A petition from Lucy Sprague to discuss Resident Sticker Parking Procedure was referred to the Committee on Ordinances, Licenses and Legal Affairs.

#164 – 166 – GRANTING CERTAIN LICENSES

The Following License Applications were granted.

PUBLIC GUIDES: Christine Whitehair 7 Juniper St., Beverly
Jeffrey Horton 10 Summer St., Salem
Charles Hannon 851 Boston Rd., Billerica
Stephanie Clements 9 Appleton St., Salem
Thomas Vallor 18 Boardman St., Salem
Robert Hawkins 402 Lowell St., Worcester

TAXI OPERATORS: Ramon Gomez 88R Congress St., Salem
Ramon Rodriguez 9 Prince St., Salem
Julio Jimenez 37 Millard Ave., Lynn

VEHICLE FOR HIRE
OPERATORS ONLY: Michael Buba 23 Carson Terr., Swampscott

#167 - #168 – TAXI OPERATOR LICENSE APPLICATIONS

The Following License Applications were denied.

TAXI OPERATOR: Luz Yadira Sanchez Santiago 117 Congress St., Salem
Alexie Quinones Ocasio 2 Bresnahan St., Peabody

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#169 – TAXI OPERATOR HEARING REQUEST

The following request for a taxi operator hearing on the denial of a taxi operator license application was referred to the Committee on Ordinances, Licenses, & Legal Affairs and that an Executive Session may be held.

TAXI OPERATOR/
REQUEST HEARING: Luz Yadira Sanchez Santiago 117 Congress St., Salem

#170 – TAG DAY LICENSE APPLICATION

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

TAG DAY: Salem Veterans Council- Members Memorial “Poppy” Drives
May 26th – 29th, July 1st-4th, Nov. 10th-12th

#171 - #172 - CLAIMS

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

Robin Pietrogallo 25 Marlborough Rd., Salem
Taylor Vietri 3 Ross Cir., Peabody

#173 - DRAINLAYER/CONTRACT OPERATOR LICENSES

The Following Drainlayer/Contract Operator Licenses were granted.

Tufts Construction Inc. 100 Tremont St., Everett
Eustis Cable 513 Donald St., Bedford, NH
P.V. Barone Corp. 18 Central St., Winthrop

CITY OF SALEM
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**(#127) - SECOND PASSAGE OF AN ORDINANCE TO AMEND AN ORDINANCE
RELATIVE TO SUSTAINABLE FOOD CONTAINERS AND PACKAGING**

The Second Passage of an ordinance to amend an ordinance relative to sustainable food containers and packaging was adopted.

In the year Two Thousand and Twenty-three

An Ordinance amending an ordinance relative to sustainable food containers and packaging

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

SECTION 1. Chapter 14, Article VIII. – Sustainable Food Containers and Packaging is hereby amended by deleting Sec. 14-515. - Effective date in its entirety and replacing it with the following:

“Sec. 14-515. - Effective date.
This article shall take effect on September 4, 2023.”

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

On the motion of Councillor Dominguez the meeting adjourned at 8:13 P.M.

ATTEST:

ILENE SIMONS
CITY CLERK