

CITY OF SALEM
SEPTEMBER 24, 2020
CITY COUNCIL REGULAR MEETING

A Regular Meeting of the City Council is being held remotely on Thursday, September 24, 2020 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on September 22, 2020 at 9:35 A.M. This meeting is being taped and is live on S.A.T.V.

All Councillors were present.

Council President McCarthy presided.

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

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

PUBLIC TESTIMONY

1. Steve Kapantais, 23A Wisteria St., Salem, ADA Plan, Indigenous People Resolution
2. Lou Sirianni, 6 Botts Court, Salem, Indigenous People Resolution
3. Fara Wolfson, 25 Pickman Rd, Salem, Indigenous People Resolution, Bullying & Support of Salem Police Resolution
4. Jannine Camarda, Indigenous People Resolution
5. Galvin Villarreal, 19 Linden St., Salem Indigenous People Resolution
6. Jane Stauffer, 1 Washington St., Salem, Indigenous People Resolution
7. Jeff Cohen, 12 Hancock St., Salem, Bully Order
8. Fawaz Abusharkh, 4 Harrison Rd., Salem, Indigenous People Resolution & Bullying

(#345) – APPOINTMENT OF JENNIFER RATLIFF TO THE CEMETERY COMMISSION

Held from the last meeting, the Mayor's appointment of Jennifer Ratliff 1 Carlton St., Salem to the Cemetery Commission with a term to expire February 11, 2022 was confirmed by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

Councillor McCarthy requested and received suspension of the rules to allow Jennifer Ratliff to speak.

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(#346) – APPOINTMENT OF JOY LIVRAMENTO-BRYANT TO THE COMMUNITY PRESERVATION COMMITTEE

Held from the last meeting, the Mayor's appointment of Joy Livramento-Bryant 22 Puritan Rd., Salem to the Community Preservation Committee with a term to expire May 10, 2022 was confirmed by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

Councillor Flynn requested and received suspension of the rules to allow Joy Livramento-Bryant to speak.

Councillor Sargent requested that City Seal and Letter of Thanks be sent to Tim Shea. It was so voted.

(#379) - APPOINTMENT OF MARK MECHE TO THE HISTORICAL COMMISSION

Held from the last meeting, The Mayor's appointment of Mark Meche 1 Lowell St., as a member to the Historical Commission with a term to expire September 10, 2023 was confirmed by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

Councillor McCarthy requested and received suspension of the rules to allow Mark Meche to speak.

Councillor Sargent requested that City Seal and Letter of Thanks be sent to David Hart. It was so voted.

(#380) – APPOINTMENTS TO THE SCHOLARSHIP AND EDUCATION COMMITTEE

Held from the last meeting, the Mayor's appointment of the following to the Salem Scholarship and Education Committee, with their terms to expire as below were confirmed by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

Chris Reade, 178 Ocean Ave West, Expiring 4/25/2022
Armerys Sauarez, 146 Lafayette Street, Expiring 9/10/2023
Greg MacPhee, 245 Lafayette St, Expiring 9/10/2023
Andrew Boucher, 2 Lillian Rd, Expiring 9/10/2023

Councillor Morsillo requested and received suspension of the rules to allow the above appointees to speak.

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(#381) – APPOINTMENT OF CONNOR RYAN TO THE BICYCLING ADVISORY COMMITTEE

Held from the last meeting, the Mayor's appointment of Connor Ryan.,39 Daniels St Salem to the Bicycling Advisory Committee with a term to expire February 11, 2022 was confirmed by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

Councillor McCarthy requested and received suspension of the rules to allow Connor Ryan to speak.

(#382) - APPOINTMENT OF THU NGAN HAN TO THE PUBLIC ARTS COMMISSION

Held from the last meeting, the Mayor's appointment of Thu Ngan N. Han.,17 Saltonstall Pky Salem to the Public Arts Commission with a term to expire January 11, 2022 was confirmed by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

Councillor Turiel requested and received suspension of the rules to allow Thu Ngan Han to speak.

#417 – DONATION OF \$13,500.00 FROM NOVA CONSTRUCTION TO PLANT NEW TREES

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

Councillor Flynn requested that a letter of thanks by sent to the company. It was so voted.

ORDERED: To accept the donation from Nova Construction & Remodeling, Inc. in the amount of Thirteen Thousand Five Hundred Dollars (\$13,500.00) to contribute to the planting of new trees in the City in accordance with the Salem Tree Ordinance sec. 43-32. These funds will be deposited into the City's Tree Donation Fund 23301-4830 in accordance with the recommendation of Her Honor the Mayor.

#418 - A RESOLUTION DECLARING INDIGENOUS PEOPLES DAY

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The following resolution was introduced by the Mayor.

WHEREAS the land that is today called the City of Salem was, for millennia before the arrival of Europeans here in 1626, called Naumkeag, or *fishing place* by the Massachusetts peoples who lived here and called this place home; and

WHEREAS Nanepashemet and many other Massachusetts Tribal leaders led their people from Naumkeag and the surrounding areas for millennia; and

WHEREAS Salem recognizes, values, and celebrates the many contributions made to our community, our Commonwealth, and our country by Indigenous Peoples' now and throughout our history; and

WHEREAS Indigenous Peoples of this region and throughout this nation suffered and endured egregious acts of cruelty, exploitation, dispossession, enslavement and genocide; and

WHEREAS Salem today is a community that celebrates and welcomes everyone, is dedicated to pursuing equity and justice, and is committed to policies and practices that seek to undo systemic racism and discrimination;

THEREFORE we, the undersigned hereby acknowledge that Salem is Indigenous land, honor the resilience, survivance, and continuity of the Indigenous Peoples of our nation, and declare and recognize the second Monday of October of this year and for all years henceforth to be Indigenous Peoples Day in the City of Salem. We call upon all residents of Salem to recognize and commemorate this occasion accordingly by reflecting on the legacy of the first peoples of this land, celebrating their contributions, and acknowledging the injustices suffered by them since 1626.

Kimberley Driscoll
Mayor City of Salem

Paul Tucker
State Representative, Seventh Essex District

Joan Lovely
State Senator, Second Essex District

Ty Hapworth
City Councillor, At- Large

Domingo Dominguez
City Councillor, At-Large

Christine Madore
City Councillor, Ward 2

Robert McCarthy
City Councillor, Ward 1

Patricia Morsillo
City Councillor, Ward 3

Conrad Prosniewski
City Councillor, At-Large

Megan Riccardi
City Councillor, Ward 6

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Josh Turiel
City Councillor, Ward 5

Amanda Campbell
Member, Salem School Committee

Manny Cruz
Member, Salem School Committee

Mary A. Manning
Member, Salem School Committee

Ana Nuncio
Member, Salem School Committee,
Latino Leadership Coalition, and
Salem League of Women Voters

Kristin Pangallo
Member, Salem School Committee

Dennis King
Acting Chief of Police, City of Salem

Shimon Avish
Treasurer, Salem No Place for Hate Committee

Sean Bennett
Member, Salem Race Equity Task Force and No Place for Hate Committee

Jeff Cohen
Co-Chair, Salem No Place for Hate Committee

Emily Cooper
Board Member, Voices Against Injustice

Susan Edwards
Archivist and Special Collections Librarian, Salem State University

Rev. Elizabeth M. Ide
Minister, First Church in Salem, Unitarian Universalist

Karen Kramer
Curator of Native American and Oceanic Art and Culture and Director of the Native
American Fellowship Program, Peabody Essex Museum

Nicole Lashomb
Co-Executive Director, Project Out

Sam Lim
Member, Salem No Place for Hate Committee and Salem Cultural Council

Dan Lipcan
Head Librarian, Phillips Library, Peabody Essex Museum

Kara McLaughlin

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Executive Director, The House of the Seven Gables Settlement Association

Rachel B. Meyer
Epoch Preservation

Graysen M. Ocasio
Publisher, *The Rainbow Times*

Elizabeth Peterson
Director, Pioneer Village: Salem in 1630

David J. Roberts, MD
President, North Shore Medical Center

Doreen Wade
President, Salem United

Fara Wolfson
Co-Chair, Salem No Place for Hate Committee and Voices Against Injustice

Stephen Zrike
Superintendent, Salem Public Schools

Institutional Co-Sponsors

Essex County Community Organization
The Peabody Essex Museum
Salem Historical Society
Salem No Place for Hate Committee
Salem Sound Coastwatch
Voices Against Injustice

Councillor Dibble motion to refer to Government Services co-posted by the Committee of the Whole did not carry by a roll call vote of 5 yeas, 6 nays and 0 absent. Councillors Dibble Dominguez, Flynn, Prosniewski and Sargent were recorded in the affirmative. Councillors Hapworth, Madore, Morsillo, Riccardi, Turiel and McCarthy were recorded in the negative.

Councillor Morsillo's motion to adopt the resolution was adopted by a roll call vote of 6 yeas, 5 nays, and 0 absent. Councillors Hapworth, Madore, Morsillo, Riccardi, Turiel and McCarthy were recorded in the affirmative. Councillors Dibble, Dominguez, Flynn, Prosniewski and Sargent were recorded in the negative.

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#419 – MAYOR TO ADDRESS COUNCIL RELATIVE TO THE MONTH OF OCTOBER

The following communication from the Mayor was received and placed on file.

September 24, 2020

Honorable Salem City Council
Salem City Hall
Salem, Massachusetts 01970

Ladies and Gentlemen of the City Council:

I would like to request the opportunity to address you at your meeting of September 24th to provide the public and the City Council with an update on the City's plans for the month of October. Thank you.

Very truly yours,

Kimberley Driscoll
Mayor
City of Salem

Mayor Driscoll spoke about changes to Halloween in Salem this year. Main goal is to de-densify the Pedestrian Mall. Tourists must make advance reservations and advance ticketing to get into places or won't be allowed. More agility with Road Closures. The city is putting a limit on buskers and street performers and where they can perform. The required Mask Zones will be extended out to Derby St. area and possible other areas. The State requires lodgers to fill out an attestation of health questionnaire. Our own local lodgers will require the same visitor attestation. The Downtown Ambassador Program will continue. Digital Ads i.e. signs at the train station to notify visitors of masks required.

Although the Governor increased table capacity to 10 people, Salem is sticking with six. There will be a crowd meter report that goes out to tell people thinking of visiting how busy it is.

To de-densify – COVID safe activities, pods, plans are fluid, weather is a factor, but Halloween is on a Saturday.

Councillor Madore asked about the emergency fund of \$250,000 the Council approved. She would like to see an update on the spending of that fund. Especially with winter coming, how to help restaurants and retail shops.

The Mayor was asked if Halloween was being cancelled. No easy answers but shouldn't wait for Governor's guidance. We need to provide local guidance unique to Salem.

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The Mayor responded does not know the exact numbers on the spending but will come back with that. Also, still waiting to see what is reimbursed through FEMA. But money has been spent on assistance with rent, PPE. The START Program offers \$500 for 3 months. As for Halloween, DPH will provide guidance. We don't want to send mix messages – need a unified message.

Councillor Turiel asked with the current licensing of outdoor dining is there a way to stretch the season out through using heaters. Is there anything we can do to facilitate? People will come to Salem. Are there any measures for overflow lots or crowds if they come?

The Mayor stated we are working closely with outdoor dining. Heaters have been purchased. The Fire Department is involved due to propane. The Licensing Board has the authority to extend as long as they want. There are overflow lots for parking just no fundraising for youth groups this year.

Councillor Hapworth asked the Mayor to expand upon the extension of the mask order, timeline and where.

The Mayor said Derby Street is the focus with the Board of Health. Key consideration is due to size of crowds and the infrastructure. Derby Street is narrow and has attractions on it. We will need to add signage and ambassadors.

Councillor Dibble asked about the streets being open all month except for Halloween day. He also asked about bathrooms and liability.

The Mayor said that Washington Street, Lower Essex Street will close as necessary. An audible will be called if needed. For example, if there are too many people and they end up walking on the street because the sidewalks are full. We need to make sure there is physical distancing. Haunted Happenings is not being promoted or marketed, but that doesn't change the calendar. Other events have been cancelled such as the Topsfield Fair, apple picking so people are going to come here. Bathrooms will have them up by October 1st. Cleaning is another challenge due to COVID. Liability – Local Boards of Health can be more restrictive than state guidelines.

Councillor Prosniewski asked if the COVID test site will be extended into November due to crowds coming? Any talks with DPH to expand beyond that plus mobile testing sites?

Councillor McCarthy asked about trick or treating. Will it be cancelled, or hours made earlier if doing it so there will be lighter? There are other ways of giving out candy.

#420 – RESOLUTION IN SUPPORT OF THE SALEM POLICE DEPARTMENT

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

The amendment made by Councillor Riccardi and seconded by Councillor Dibble was to add the words “race, ethnicity” to third paragraph after the words “regardless of”

Whereas: The mission of the Salem Police Department, as stated, is to enforce laws, protect individual rights, lives and property and to arrest those in need of arresting, cite those who need citing, assist those who need assisting, in order to improve public safety for everyone, reduce crime in our community and diminish the fear of crime. We will utilize problem-solving strategies that focus on crime prevention, dispute resolution and foster enhanced communication, cooperation and involvement with the community. We will treat people with dignity and respect and deliver the highest standards of police service and assistance to all. We will do this with pride in our profession and with professionalism worthy of the badge.

Whereas: As stated at salem pd.org, the Salem Police are dedicated to using the philosophy and practices of community oriented policing to increase the quality of life for Salem’s citizens by working in cooperation with Salem’s residents, businesses, educators and government officials. We strongly encourage community involvement.

Whereas: As also stated on the Salem Police web site, the Salem Police Department is dedicated to protecting and ensuring our community’s safety and well-being. They ensure the fair and just treatment of all Salem residents, regardless of sexual orientation, gender expression or identity. The Salem Police Department works hand-in-hand with the Mayor’s office and other city departments to properly and effectively address all civil rights issues in the community.

Whereas: Acting Chief Dennis King leads one of the best police departments in the state during a very difficult time in our history. His leadership and integrity will ensure that our officers continue to provide compassion, protection and safety to the residents of Salem. During our current health crisis, the Salem Police Department has continued to provide front line emergency services, including protecting our residents, administering Narcan or performing CPR in order to save lives.

Now Therefore, Be It Resolved: That the Salem City Council commend, recognize and support the women and men of the Salem Police Department. Their services and sacrifices as the “finest” will always be appreciated.

Resolution as amended:

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Whereas: The mission of the Salem Police Department, as stated, is to enforce laws, protect individual rights, lives and property and to arrest those in need of arresting, cite those who need citing, assist those who need assisting, in order to improve public safety for everyone, reduce crime in our community and diminish the fear of crime. We will utilize problem-solving strategies that focus on crime prevention, dispute resolution and foster enhanced communication, cooperation and involvement with the community. We will treat people with dignity and respect and deliver the highest standards of police service and assistance to all. We will do this with pride in our profession and with professionalism worthy of the badge.

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Whereas: As also stated on the Salem Police web site, the Salem Police Department is dedicated to protecting and ensuring our community's safety and well-being. They ensure the fair and just treatment of all Salem residents, regardless of race, ethnicity, sexual orientation, gender expression or identity. The Salem Police Department works hand-in-hand with the Mayor's office and other city departments to properly and effectively address all civil rights issues in the community.

Whereas: Acting Chief Dennis King leads one of the best police departments in the state during a very difficult time in our history. His leadership and integrity will ensure that our officers continue to provide compassion, protection and safety to the residents of Salem. During our current health crisis, the Salem Police Department has continued to provide front line emergency services, including protecting our residents, administering Narcan or performing CPR in order to save lives.

Now Therefore, Be It Resolved: That the Salem City Council commend, recognize and support the women and men of the Salem Police Department. Their services and sacrifices as the "finest" will always be appreciated.

Councillor Riccardi stated she was in support of this but would like to have race and ethnicity added to resolution.

Councillor Prosniewski stated he has been a police officer in Salem for most of his life. There is a different culture in Salem. We are not Minnesota or Chicago. This culture started with Chief St. Pierre. He demanded our police department be transparent. When start talking about national politics please don't paint everybody with the same brush. Thanked Councillor Flynn for bringing this in. Men and Women of the Salem Police Department appreciate it. We have been community oriented and transparent for a long time.

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Councillor Madore also believes Salem Police Department is different than others in the nation. They value community. There is a lot of unrest in the country. Salem Police are shining role models. Learn from mistakes.

Councillor Hapworth also states that SPD reflects leadership and is thankful. Every day there are conversations around race equity. Doesn't mean we can't support and recognize our own Salem Police Department.

Councillor Sargent stated 30 years ago, Salem PD was doing community policing. Police in the neighborhoods talking to kids that live there. Our police, police community and police themselves. Shouldn't stereotype everyone; it isn't fair.

Councillor Flynn stated he could have written 25 pages to thank everyone from the top down and past police officers and Chiefs.

Councillor McCarthy is blessed to work with the best Police Chiefs he ever known, St. Pierre, Tucker, Butler and now King. He has the upmost respect for all of them. Salem Police Department is different. They do a great job. Shouldn't lump police Officers or Public Safety into one category. Councillor McCarthy also shared his story with the Police Dept. looking out for him and his family during a protest in front of his house.

**#421 – 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

An Ordinance to amend an Ordinance relative to Traffic, Ch. 42. Sec. 50B

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

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

Hathorne Street, in front of #77, for a distance of Twenty (20) feet “Handicapped Parking Only, Tow Zone.” (5/13/10)

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

**#422 – TEMPORARY GUEST PASSES FOR THE MONTH OF OCTOBER FOR
CERTAIN STREETS**

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The following Order introduced by Councillor Madore did not pass by a roll call vote of 5 yeas, 6 nays and 0 absent. Councillors Hapworth, Madore, Morsillo, Riccardi and Turiel were recorded in the affirmative. Councillors Dibble, Dominguez, Flynn, Prosniewski and Sargent were recorded in the negative.

ORDERED: That residents of certain streets identified in Section 75A of the City's Traffic Ordinance shall be able to, upon request from the Traffic & Parking Department, receive a temporary guest pass effective from October 1st, 2020 to November 1st, 2020. Only one pass shall be issued per dwelling unit, as defined in Section 10 of the City's Zoning Ordinance. The guest pass is to be used ONLY while visitors are visiting the dwelling unit to which the pass is issued.

Before the vote was taken there was discussion.

Councillor Sargent asked how does this change the second passage of the ordinance under unfinished business.

Councillor Madore replied if this passes then she will ask to strike that out in the second passage for this year.

Councillor Sargent stated he has been fighting for these people for a long time to get visitor passes. It's easy enough to remove in next year if it doesn't work. It's only one line. We just had a committee meeting on this and compromised two weeks ago and all agreed. Now two weeks later taking this line out after working this hard. Asked why

Answer was the staff was concerned about people coming to the office to get these passes.

Councillor Dibble asked for clarification. There were quite a few meetings on this in Council over the last 2 years. There was consensus in committee and compromise. Only 1 visitor pass and only if requested. We agreed on this and voted on it.

Councillor Sargent reiterated about the compromise to only issue 1 not 2 passes that other resident sticker streets can get, and these folks must request it; they just wont automatically be sent one. Strongly suggest stay with what we worked on.

Councillor Madore stated this Order has the same exact compromise with a time stamp for 1 year to try it out. It's to permanent if passed within the Ordinance. This will help the staff collect data on whether or not people want to use this how many passes to print, etc.

Councillor Sargent said we had this debate in committee. These residents shouldn't be treated as second class citizens. Keep it in the ordinance then change it. Ask for motion to be withdrawn.

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Councillor Dibble isn't sure why last minute change. This change was not discussed in committee.

Dave Kucharsky stated that one difference is that these Halloween passes are free and the year round streets, people have to pay. In addition, I am authorized to issue passes if needed.

Councillor Hapworth feels this is a fair compromise to test it.

Councillor Sargent – what is the difference between permanent resident sticker parking who get 2 passes for 12 months and temporary resident sticker get 1 pass for 1 month. Cannot treat them differently. Very disappointed.

Councillor Madore stated the difference is residents have to pay to park year round and these get for free.

Councillor Sargent asked Dave Kucharsky if he can collect the same information if it is passed for second passage as is.

Dave Kucharsky said yes.

#423 – CREATING A FLAG RAISING CALENDAR OF EVENTS

The following Order introduced by Councillor Madore was adopted.

ORDERED: That the Committee on Government Services co-posted with the Committee of the Whole meet to discuss creating a calendar to schedule flag raising events.

#424 – RESCHEDULE THE CITY COUNCIL REGULAR MEETING FOR OCTOBER 22, TO OCTOBER 15, 2020

The following Order introduced by Councillor Sargent was adopted by a unanimous vote of 11 yeas, 0 nays and 0 absent.

ORDERED: That the Regular City Council Meeting scheduled for Thursday, October 22, 2020 be moved to Thursday, October 15, 2020 due to Early Voting and the Presidential Election

#425 – MEET WITH THE ADMINISTRATION TO DISCUSS BULLYING

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The following Order introduced by Councillor Dibble did not pass by a roll call vote of 3 yeas, 8 nays and 0 absent. Councillors Dibble, Dominguez and Sargent were recorded in the affirmative. Councillors Flynn, Hapworth, Madore, Morsillo, Prosniewski, Riccardi, Turiel and McCarthy were recorded in the negative.

ORDERED: That the Committee on Government Services, Co-posted with the Committee of the Whole meet to discuss and recommend specific actions to be taken on the possible bullying, lying, and intimidation tactics by Mayor Kim Driscoll, sometimes by the Mayor herself, other times via proxy by certain city employees, certain board and committee members, and other Mayoral supporters. These improper tactics are often used against City Councillors who may disagree with the Mayor, or even simply have questions or concerns. Included in these was the outright recent bullying of At-Large Councillor Domingo Dominguez in respect to two recent poorly worded housing initiatives proposed by the Mayor. These matters were tabled, received from committee only to be put back into committee, and/or then again tabled but not acted on. These tactics were simply to delay the votes for numerous weeks, to allow for more time and for more bullying to take place in an attempt to try to force certain Councillors, especially Councillor Dominguez, to switch their votes. Further, the Mayor has repeatedly attempted to unethically and possibly illegally pressure Councillors to allow the Mayor to “win” on every single issue, often without compromise by the Mayor, and often without questions allowed. In addition, the Government Services Committee is ordered to discuss potential bullying tactics of a member of Salem’s No Place for Hate committee and determine what action, if any, should be taken against the committee member.

Be it further ORDERED, that the City Clerk, City Solicitor, Salem Police Chief or designee, and Human Resources Director be ordered to attend, and that the Mayor and No Place for Hate committee be invited to attend.

Councillor Dominguez stated he was impacted by this and is looking for this to end. Like to have this discussion. As leaders we need to stop the bullying. We can disagree. At times during this he felt like quitting. He had a conversation with the Mayor. Trying to promote a new generation of leaders.

Councillor Prosniewski stated even when negotiated for the union, he did not experience any bullying. These are serious accusations – wants to hear from witnesses and see evidence. This is not the forum or arena. We should meet in Executive Session if this was to happen.

Councillor Turiel stated there was confusion between politics and bullying. If something going on, then reach out to the Attorney General.

Councillor Morsillo stated we talked about respect at our January retreat. This one is more public than social media. Where and When does this stop.

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Councillor McCarthy is disappointed that it came to this point. We agree or disagree. I talk to her in her office. This has been before us twice. The reason the ADU was brought back was due to the fact she believed she had 8 Councillors votes. Then one person changed their mind. Explain yourself these are unfounded accusations. Where is the evidence. It's just politics. It's the body who acted not just a person. Politics is politics.

Councillor Riccardi - How can we work pass this. How can we listen and go forward?

Councillor Hapworth – We need to take criticism. No vast conspiracy. I've received 4 text messages from the Mayor and 1 had to do with pickle ball. Some opinions align and some don't. There are many people outspoken on issues.

Councillor Madore stated we have been talking about this for 25 minutes. Need to try and heal but more shame and pain by bringing in this order. We need to better communicate and build bridges. She stated regardless of my opinion, I will always call people back. In these 25 minutes I'd rather been talking about public housing, rents, condo conversions, etc.

Councillor Flynn stated he enjoyed the retreat in January and then thrown into a World Health Crisis. Been together for 9 months and have 15 months left. We all need to have respect for others and stay positive

#426 – (#21) – CITY'S COMPLIANCE TO THE ADA LAW

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

The Committee on Public Health, Safety, Environment co-posted with Committee of the Whole to whom was referred the matter a petition from Steve Kapantais to address the City's compliance to ADA Law, has considered said matter and would recommend that the matter remain in Committee.

#427 – (#148) – DISCUSSION ON PLASTICS, STRAWS, STYROFOAM, CIGARETTE BUTTS AND NIPS

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

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The Committee on Public Health, Safety, Environment co-posted with Committee of the Whole to whom was referred the matter of Plastics, Straws, Styrofoam, Cigarette Butts, Nip bottles, etc. has considered said matter and would recommend that the matter remain in Committee.

#428 - (#250) – PUBLIC GUIDE HEARING FOR THOMAS VALLOR

Councillor Madore offered the following report for the Committee on Ordinances, Licenses and Legal Affairs. It was voted to accept the report and adopt the recommendation by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

The Committee on Ordinances, Licenses and Legal Affairs to whom was referred the matter of a Hearing Request from Thomas Vallor on the denial of his Public Guide license has considered said matter and would recommend that his license be granted.

#429 – (#184) – TAXI OPERATOR LICENSE HEARING FOR JULIO DEJESUS

Councillor Madore offered the following report for the Committee on Ordinances, Licenses and Legal Affairs. It was voted to accept the report and adopt the recommendation by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

The Committee on Ordinances, Licenses and Legal Affairs to whom was referred the matter of a Hearing Request from Julio DeJesus Denied Taxi Operator has considered said matter and would recommend that his license be granted with the condition that two infractions will lead to the revocation of his license.

#430 – GRANTING EASEMENTS – AIR RIGHTS - 47 LEAVITT STREET

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

Ordered: That the Salem City Council hereby authorizes the Mayor to execute an Easement for the benefit of 47 Leavitt Street LLC at its new housing development at 47 Leavitt Street, Salem, MA. This Easement shall provide air rights above the sidewalk at 47 Leavitt Street to enable the construction of balconies and bay windows.

#431 – GRANTING EASEMENTS – AIR RIGHTS – 34 PEABODY STREET

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

Ordered: That the Salem City Council hereby authorizes the Mayor to execute an Easement for the benefit of 34 Peabody Street, Inc., at its new housing development at 34 Peabody Street, Salem, MA. This Easement shall provide air rights above the sidewalk at 34 Peabody Street to enable the construction of balconies and bay windows.

#432 – NATIONAL GRID TO INSTALL CONDUITS FOR JEFFERSON AVENUE

A hearing was ordered for October 8, 2020 on a petition from National Grid to install (2) two Conduits at 1 Jefferson Ave.

#433 – COMCAST TO INSTALL CONDUIT FOR LAFAYETTE STREET

A hearing was ordered for October 8, 2020 on a petition from Comcast to install a Conduit at 41 Lafayette St.

#434 - #435 – LICENSE APPLICATIONS

The Following License Applications were granted.

| | |
|-----------------|--|
| PUBLIC GUIDES: | Stanley Dzienzeski 74 Statler Rd., Belmont Amelia Zurcher 499 Boston Rd., Billerica Ryan Sullivan 20 Hersey St., Salem Jeremy Valatka 40 Cedar St., Salem Gina Ansaldi 6 Galvin Cir., Wakefield Cameran Davis 123 North St., Salem Susan Conlin 11 Kimball St., Marblehead Jack Conlin 11 Kimball St., Marblehead |
| TAXI OPERATORS: | Dionicio Rivas 15 Gedney St., Salem Jesus Calcano 60 Linnwood St., Lynn Arlenys Contreras Almonte 173 Boston St., Salem Jeiffry King Rosario 127 Hamilton Ave., Lynn Jose Leonardo Veluz 41 Ward St., Salem |

#436 – TAXI OPERATOR LICENSE

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The Following License Application was denied.

TAXI OPERATOR: Melitza Martinez 24 Truman Cir., Springfield

#437 - #438 – CLAIMS

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

Milanova Napoli 10 Buffum St.
Tucker Zenski 14n Lynde St. R

(#399A) – SECOND PASSAGE OF A TRAFFIC ORDINANCE RELATIVE TO RESIDENT STICKER PARKING FOR THE MONTH OF OCTOBER

The Second Passage of the following Ordinance was adopted for second and final passage as amended by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

The two amendments voted on are in Section 2. List of Temporary Streets:
Adding Webb Street and changing the direction from northerly to southerly after the words from “Flint St. to Pickering St. on the”

A motion for immediate reconsideration in hopes it does not prevail was denied.

In the year Two Thousand and Twenty

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. Section 75 – Parking prohibitions towing zone (resident sticker) of Article V-A is hereby amended by deleting in the entirety the following sections within the table set forth in Section 75:

“Halloween Resident Parking” originally adopted 9/15/98;

“Halloween Resident Parking” originally adopted 10/02/01;

“Halloween Resident Parking” originally adopted 10/25/07;

“Peabody Street” Resident Parking, October 1 to November 1 originally adopted 10/25/07;

“Salem Common Area” Resident Parking, October 1 to November 1 originally adopted 9/15/98;

“Washington Square Area” Resident Parking, October 1 to November 1 originally adopted 9/15/98; and

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“Winter Street / Surrounding Area” Resident Parking, October 1 to November 1 originally adopted 9/15/98.

Section 2. Article V-A is further amended by adding the following new section:

Section 75A – Parking Prohibitions towing zone (October Resident Parking)

Temporary October Resident Permit Parking

Residents of certain streets shall be granted eligibility for temporary resident permit parking, and certain streets shall be designated as temporary resident permit parking streets, from October 1 to November 1. Eligible residents will have a temporary resident parking permit sent to them in the mail and must display the permit following the written instructions included with said permit. One temporary guest pass shall be issued if requested in accordance with Section 75C. Temporary resident permit parking signage will be installed on said streets. Temporary October Resident Permit Parking shall be in effect from 5:00PM to 7:00AM, Monday through Friday, and 12:00PM to 7:00AM Saturday through Sunday, October 1 to November 1. Temporary October Resident Parking shall occur on the street in existing parking areas and shall not supersede other parking restrictions, including but not limited to, handicap/accessible parking spaces, parking within four (4) feet of a driveway, parking within twenty (20) feet of an intersection, or parking restricted on a certain side of the street.

Residents of the following streets shall be eligible for Temporary October Resident Permit Parking. Temporary signage shall be installed before October 1 indicating streets designated as Temporary October Resident Permit Parking streets and all parking shall be prohibited during the hours indicated except by motor vehicles displaying a Temporary October Resident Parking permit.

Temporary October Resident Permit Parking – Parking prohibitions towing zone (October Resident Parking) – Andrew Street, Becket Avenue, Boardman Street, Bridge Street from Howard Street to Webb Street, Briggs Street, Broad Street from Phelps Street to a point one hundred fifty (150) feet west of Cambridge Street, Cabot Street from Cedar Street to Gardner Street, Cedar Street, Chase Street, Cherry Street, Cross Street from Saunders Street to Lemon Street, Cypress Street, Derby Street from Palfrey Court to Fort Avenue, Dow Street, Downing Street, Emerton Street, Endicott Street, Essex Street from Flint Street to Monroe Street, Essex Street from Cambridge Street to Summer Street, Essex Street from Herbert Street to Webb Street, Fairfield Street, Flint Street from Bridge Street to Federal Street and from Essex Street to Dalton Parkway, Forrester Street, Fort Avenue from Webb Street to 39 Fort Avenue, Harbor Street from Lafayette Street to Congress Street, Harrison Avenue, Hathorne Crescent, Hathorne Place, Hathorne Street, Hawthorne Boulevard on the westerly side of the two-way section, Leavitt Street from Lafayette Street to Congress Street, Lemon Street Court, Lemon Street, Lyme Street, Lynn Street from Andover Street to River Street, Margin

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Street from Winthrop Street to Prescott Street on the even numbered side, Milk Street, Mount Vernon Street, Naumkeag Street, Orne Square Palmer Street from Lafayette Street to Congress Street, Park Street, Parker Court Peabody Street, Phelps Street, Pickering Street, Pickman Street, Pleasant Street Avenue, Pleasant Street, Pond Street, Porter Street Court, Porter Street, Prescott Street, Prince Street, Salem Street from Harbor Street to Chase Street, Smith Street, Spring Street, Stearns Place, Summer Street from Margin Street to Endicott Street, Vale Street, Ward Street, Warren Street from Flint Street to Pickering Street on northerly side, Washington Square East on the easterly side, Washington Square North on the northerly side, Washington Square South on the southerly side from 38 Washington Square South to Washington Square East, Webster Street, Winter Street, Winthrop Street, Woodbury Court

Permits Issued at Traffic and Parking Director's Discretion

The Director of the Traffic and Parking Department shall, in consultation as needed with the Mayor's Office, the City Collector's Office, and the Police Traffic Unit Commander, grant other temporary parking permits as needed during the month of October as they see fit, either to residents with special circumstances or business owners on streets designated as Temporary October Resident Permit Parking Streets. Residents or business owners that feel they are eligible for such a permit shall contact the Director of Traffic and Parking at the City Hall Annex.

Downtown October Resident Parking

Residents at the following addresses required to purchase parking passes at either the Museum Place Garage or South Harbor Garage shall be able to purchase a pass for \$115 for the month of October in the Museum Place Garage and that up to one-hundred and seventy-six (176) parking spaces will be sectioned off on the roof as reserved spaces for these temporary passholders.

1. 7 Crombie Street (Bluestone Condominiums)
2. 11 Church Street (Essex Condominiums)
3. 281 Essex Street (Latitude Condominiums)
4. 51 Lafayette Street (Derby Lofts)
5. 50 St. Peter Street (Iron Bar Condominiums)
6. Townhouse Square Condos
7. 141 Washington Street

Free Weekend Parking for Salem Residents

The Church Street West Lot and the City of Salem Lot at the MBTA Station shall be made available for use by Salem residents free of charge on weekends in October. Non-residents seeking to park at the Church Street West Lot on weekends in October shall be charged a rate of \$30.00.

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Section 3. Article I is hereby amended by adding the following:

Section 17B – Municipal Parking Lot Made Available for Local Youth Fundraising

Salem youth organizations are authorized to staff the parking lot at 297 Bridge Street and collect a parking fee of \$20.00 per vehicle per day on Saturdays and Sundays in October, as well as the second Monday of October and October 31. Organizations seeking to staff the lot shall submit their request to the Traffic and Parking Director no later than August 31. The Director will seek to allow as many organizations that qualify as possible to be granted at least one date to staff the parking lot. If fewer organizations submit requests than dates available, the extra dates shall be distributed to organizations that have indicated a desire or ability to staff the lot on more than one date. If more organizations submit requests than available dates, every attempt will be made to accommodate as many organizations as possible, including having multiple organizations staff the lot on busier and more heavily trafficked dates.

Section 4. Article I is hereby further amended by adding the following to Section 17A:
 Section 75A – Parking Prohibitions towing zone (October Resident Parking) – \$50

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

Traffic Ordinance as amended in Section 2

Temporary October Resident Permit Parking – Parking prohibitions towing zone (October Resident Parking) – Andrew Street, Becket Avenue, Boardman Street, Bridge Street from Howard Street to Webb Street, Briggs Street, Broad Street from Phelps Street to a point one hundred fifty (150) feet west of Cambridge Street, Cabot Street from Cedar Street to Gardner Street, Cedar Street, Chase Street, Cherry Street, Cross Street from Saunders Street to Lemon Street, Cypress Street, Derby Street from Palfrey Court to Fort Avenue, Dow Street, Downing Street, Emerton Street, Endicott Street, Essex Street from Flint Street to Monroe Street, Essex Street from Cambridge Street to Summer Street, Essex Street from Herbert Street to Webb Street, Fairfield Street, Flint Street from Bridge Street to Federal Street and from Essex Street to Dalton Parkway, Forrester Street, Fort Avenue from Webb Street to 39 Fort Avenue, Harbor Street from Lafayette Street to Congress Street, Harrison Avenue, Hathorne Crescent, Hathorne Place, Hathorne Street, Hawthorne Boulevard on the westerly side of the two-way section, Leavitt Street from Lafayette Street to Congress Street, Lemon Street Court, Lemon Street, Lyme Street, Lynn Street from Andover Street to River Street, Margin Street from Winthrop Street to Prescott Street on the even numbered side, Milk Street, Mount Vernon Street, Naumkeag Street, Orne Square Palmer Street from Lafayette Street to Congress Street, Park Street, Parker Court Peabody Street, Phelps Street, Pickering Street, Pickman Street, Pleasant Street Avenue, Pleasant Street, Pond Street, Porter Street Court, Porter Street, Prescott Street, Prince Street, Salem Street from

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Harbor Street to Chase Street, Smith Street, Spring Street, Stearns Place, Summer Street from Margin Street to Endicott Street, Vale Street, Ward Street, Warren Street from Flint Street to Pickering Street on southerly side, Washington Square East on the easterly side, Washington Square North on the northerly side, Washington Square South on the southerly side from 38 Washington Square South to Washington Square East, Webb Street, Webster Street, Winter Street, Winthrop Street, Woodbury Court

Councillor Dominguez commented that increasing the fines to \$50 is not a good idea at this time since the pandemic people's pocketbooks are hurting.

#402A – SECOND PASSAGE OF AN ORDINANCE AMENDING TRAFFIC RELATIVE TO HOLYOKE SQUARE, GEDNEY STREET AND MARGIN STREET

Second Passage of the following Ordinance amending Traffic was adopted by a unanimous roll call vote of 11 yeas, 0 nays and 0 absent.

In the year Two Thousand and Twenty

An Ordinance Relative to Traffic

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

Section 1. Chapter 42, Section 57C of Article V Division 2 be amended by repealing the following:

Holyoke Square – Parking Time Limited: Monthly Zones, easterly side from Norman to Gedney Street.

Section 2. Chapter 42, Section 51B of Article V Division 1 be amended by repealing the following:

Holyoke Square – Parking prohibited at certain times on certain streets southerly side, two (2) hour parking limit.

Section 3. Chapter 42, Section 75 of Article V-A be amended by adding the following:

Gedney Street – Parking Prohibitions Towing Zone (Resident Sticker) Zone D – Color Yellow – southerly side, between Summer Street and Gedney Street Court, but no visitor pass shall be issued. Residents of Gedney Street Court to be included to obtain resident sticker parking permits, but no visitor pass shall be issued.

Section 4. Chapter 42, Section 56 of Article V be amended by adding the following:

Gedney Street – Parking Meters Zones Established – southerly side, beginning at Gedney Street Court, easterly, for a distance of seventy-six (76) feet. Two (2) hour parking.

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Gedney Street – Parking Meters Zones Established – northerly side, between Summer Street and Holyoke Square. Two (2) hour parking.

Gedney Street – Parking Meters Zones Established – northerly side beginning at Holyoke Square in an easterly direction for a distance of ninety (90) feet. Two (2) hour parking.

Holyoke Square – Parking Meters Zones Established – easterly side, between Norman Street and Gedney Street. Two (2) hour parking.

Holyoke Square – Parking Meters Zones Established – westerly side, between Norman Street and Gedney Street. Two (2) hour parking.

Section 5. Section 57A of Article V be amended by adding the following:

Gedney Street – Parking Time Limited; Unmetered Zones – northerly side beginning forty-five (45) from Margin Street in a westerly direction for a distance of ninety (90) feet. Thirty (30) minute parking.

Gedney Street – Parking Time Limited; Unmetered Zones – southerly side, beginning at Margin Street in a westerly direction for a distance of one hundred ninety (190) feet. Fifteen (15) minute parking.

Margin Street – Parking Time Limited; Unmetered Zones – westerly side between Norman Street and Gedney Street. Thirty (30) minute parking.

Margin Street – Parking Time Limited; Unmetered Zones – westerly side between Gedney Street and High Street. Fifteen (15) minute parking.

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

On the motion of Councillor Sargent the meeting adjourned at 11:35 P.M.

ATTEST:

ILENE SIMONS
CITY CLERK