

*City of Salem, Massachusetts  
Office of the City Clerk*

*Ilene Simons  
City Clerk*



*Room 1  
City Hall*

January 24, 2023

**MEETING NOTICE AND AGENDA**

The Salem City Council will hold its regular meeting via remote participation in accordance with Chapter 107 of the Act of 2022 and in person on January 26, 2023, at 7:00 P.M. in the Council Chambers, 93 Washington Street, 2<sup>nd</sup> floor for the purpose of discussing any and all business.

Members of the public may attend in person or remotely via Zoom by clicking on the website link noted below:

<https://us02web.zoom.us/j/86996469919?pwd=MStlSUF0cXR2czVBMmJiMEYvWW82dz09>  
**Password: 291777**

Go to the website link <https://zoom.us/join>. Enter Webinar ID: **869 9646 9919** followed by the meeting password noted above in necessary.

Or by Telephone: Participants can dial a toll free number at 877-853-5257 (Toll Free) or 888-475-4499 (Toll Free). When prompted, enter meeting/webinar ID#: **869 9646 9919** and follow the instructions to join the meeting. For those dialing in, you may press \*9 to raise your hand to speak if signed up for public testimony or to participate in the public hearing portion of the agenda (if applicable).

The public may also watch the meeting live on SATV on Channel 22.

Very truly yours,

ATTEST:

ILENE SIMONS  
CITY CLERK

“When in person, individuals requiring auxiliary aids and services for effective communication such as sign language interpreter, an assistive listening device, or print material in digital format or a reasonable modification in programs, services, policies, or activities, may contact the City of Salem ADA Coordinator at (978-619-5630) as soon as possible and no less than 2 business days before the meeting, program, or event.” Assistive Listening System is available for City Council Meetings. Those interested in utilizing these devices for meetings at 93 Washington Street may contact the City Clerk’s Office at 978-745-9595 ext. 41200 or [isimons@salem.com](mailto:isimons@salem.com).

**“Know Your Rights Under the Open Meeting Law, M.G.L. c. 30A ss. 18-25, and  
City Ordinance Sections 2-2028 through 2-2033.”**

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

A Regular Meeting of the City Council was held in-person and remotely via zoom on Thursday, January 26, 2023, at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on January 24, 2023, at 8:30 A.M. This meeting is being recorded and is live on S.A.T.V.

Councillors absent:

Council President Stott presided.

Councillor                      moved to dispense with the reading of the record of the previous meeting.                      **VOTED**

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

**PUBLIC TESTIMONY**

**Public Testimony not to exceed 15 minutes. Public Testimony is not a public hearing or question and answer period. Public Testimony shall only pertain to Agenda items. Sign up must occur 30 minutes prior to meeting. Emails nor phone calls will be accepted anymore.**

**How to Sign Up:**

You may participate in Public Testimony remotely or in-person or the Council President may read your comment into the record.

You may sign up to speak using the following two (2) methods:

1. On-line form by using the link below:

<https://records.salem.com/Forms/PublicMeetingSpeaker>

This form is available beginning 6:30 P.M. on the Tuesday before the Thursday meeting and remains open until 6:30 P.M. on the day of the Council Meeting. This form requires information such as your name, address, subject matter, etc.

2. You may also sign the roster in the City Clerk's Office, Room #1 no later than 6:30 P.M. on the date of the meeting.

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**HEARINGS**

**NONE**

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**APPOINTMENTS AND REAPPOINTMENTS**

The Mayor's Re-appointment of Mark McGrath, of Boxford, MA, to serve as a Constable with the term to expire on January 22, 2026

Action Contemplated

Councillor Morsillo

Moved Received and Filed

Voted

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**COMMUNICATIONS FROM THE MAYOR**

ORDERED: That the sum of Six Hundred Eighty-Three Thousand Five Hundred Thirty-Three Dollars and Four Cents (\$683,533.04) is hereby appropriated from the "Fund Balance Reserved for Appropriation – Free Cash" account to the accounts listed below to fund the December 16, 2022, memorandum of agreement with the Salem Police Patrolmen's Association effective July 1, 2021, in accordance with the recommendation of His Honor the Mayor.

Retro Wages Account (Human Resources)	11521-5161	\$	303,978.94
Salaries – Full Time (Police Department)	12101-5111	\$	379,554.10
		<b>\$</b>	<b>683,533.04</b>

Councillor McClain      Suspension of the Rules      Councillor      Objection

Action Contemplated

Councillor McClain      Refer to the Comm. on Admin. & Finance under the rules      Voted  
OR  
Moved Adoption      Voted

ORDERED: That the sum of One Hundred Eight Thousand Dollars (\$108,000.00) is hereby appropriated from the Human Resources Department's "Salary/CB Reserve Account" (11521-5171A) to the account listed below to fund FY2023 one-time payments pursuant to the most recent memorandum of agreement reached with the Salem Police Patrolmen's Association effective July 1, 2021, in accordance with the recommendation of His Honor the Mayor.

<b>Description</b>	<b>Fund</b>	<b>Amount</b>
<b>Retro Wages Account (Human Resources)</b>	<b>11521-5161</b>	<b>\$108,000.00</b>



Councillor McClain	Suspension of the Rules	Councillor	Objection
--------------------	-------------------------	------------	-----------

Councillor McClain	Refer to the Comm. on Admin. & Finance under the rules	Voted
	OR	
	Moved Adoption	Voted

Description	Fund	Amount
Salaries Full-Time (Assessor)	11411-5111	\$1,873.28
Salaries Full-Time (Collector)	11461-5111	\$8,672.66
Salaries Full-Time (Harbor)	12951-5111	\$3,422.47
Salaries Full-Time (Human Resources)	11521-5111	\$1,938.36
Salaries Full-Time (Mayor)	11211-5111	\$7,425.57
Salaries Full-Time (Engineering)	14121-5111	\$2,622.55
Salaries Full-Time (Veterans)	15431-5111	\$2,812.49
Salaries -Seasonal (Clerk -Elections – Poll Workers)	11621-5118	\$15,885.50





ORDERED: That the sum of Seven Thousand Dollars (\$7,000.00) is hereby appropriated from the “Fund Balance Reserved for Appropriation – Free Cash” account to the account listed below to fund required advertising costs in accordance with the recommendation of His Honor the Mayor.

Description	Fund	Amount
Advertising (City Council)	11112-5306	\$7,000.00
		<b>\$7,000.00</b>

Councillor McClain	Suspension of the Rules	Councillor	Objection
Action Contemplated			

Councillor McClain	Refer to the Comm. on Admin. & Finance under the rules	Voted
	OR	
	Moved Adoption	Voted

ORDERED: To accept the donations totaling One Thousand Dollars (\$1,000.00) from the Disabled American Veterans Chapter 84. The donation is to be deposited into the Veterans Donation Fund 2406 (24061-4830) in accordance with the recommendation of His Honor the Mayor.

### Action Contemplated

Councillor McClain	Moved Adoption	Voted
--------------------	----------------	-------

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**  
**MAYOR'S INFORMATIONAL PAGE**  
**NONE**

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**MOTIONS, ORDERS AND RESOLUTIONS**

Councillor Stott

**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:

Nursery Street – in front of #11 for a distance of 20 feet, “Handicap Parking, Limited Time, Tow Zone”

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

Action Contemplated

Councillor Stott

Moved Adoption for first passage

Voted

---

Councillor Morsillo

**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:

Ocean Ave West – **REPEAL** - in front of #169 Ocean Ave West 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.

Action Contemplated

Councillor Morsillo

Moved Adoption for first passage

Voted

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**MOTIONS, ORDERS AND RESOLUTIONS**

Councillor Morsillo

ORDERED: That the attached Tag Day License Application for the Salem High School Boys Basketball on Saturday, February 4, 2023 and Saturday, February 11, 2023 be granted.

Action Contemplated

Councillor Morsillo

Moved Adoption

Voted

---

Councillor Prosniewski

**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 13 of Article I be amended by inserting the following:

Congress Street – Service Zones – on the westerly side of Congress Street at a point beginning forty (40) feet north of the intersection with Leavitt Street, and extending northward for twenty (20) feet, Monday through Saturday, 8am to 4pm.

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

Action Contemplated

Councillor Prosniewski

Moved Adoption for first passage

Voted

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**MOTIONS, ORDERS AND RESOLUTIONS**

Councillor Cohen

***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:

Ocean Terrace – Parking Prohibited on Certain Streets – southerly side. (8/20/73 DPW 5-754)

And inserting:

Ocean Terrace – Parking Prohibited on Certain Streets – northerly side.

Ocean Terrace – Parking Prohibited on Certain Streets – southerly side, beginning at a point a distance of 92 feet east of the intersection with Cliff Street and proceeding in an eastward direction until the end of the street.

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

Ocean Terrace – Parking Prohibited at Certain Times on Certain Streets – southerly side, Sundays and holidays, 9:00 A. M. to 4:00 P. M. June 1 to September 30. (5/23/61 DPW 10652)

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

Action Contemplated

Councillor Cohen

Moved Adoption for first passage

Voted

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**MOTIONS, ORDERS AND RESOLUTIONS**

Councillor Cohen

Ordered: That the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole meet to discuss the following Home Rule Petition:

That a petition to the General Court, accompanied by a bill for authorization to enact a local condominium conversion ordinance for the purposes of tenant stability and maintaining the general welfare of Salem residents, as set forth below, be filed with an attested copy of this Order be, and hereby is approved to the end that the following legislation be adopted, except for amendments by the Senate or House of Representatives which conform to the intent of this home rule petition:

AN ACT authorizing the City of Salem to enact a condominium conversion ordinance for buildings containing two or more residential units.

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

AN ACT RELATIVE TO A CONDOMINIMUM CONVERSION ORDINANCE IN THE CITY OF SALEM.

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the City of Salem City Council by majority vote may enact an ordinance to regulate the conversion of housing accommodations in the municipality to the condominium or cooperative form or ownership in buildings containing two or more residential units.

SECTION 2. Such ordinance may include, but is not limited to: (i) provisions for investigations and hearings on condominium conversions or proposed conversions; (ii) a permit process; (iii) tenant notification requirements; (iv) relocation costs for tenants and other measures to protect tenants; (v) control of evictions; (vi) penalties for violation of the ordinance; and (vii) afford tenants and the City or the City's Designee the right to purchase the residential property in which the tenant(s) reside(s) when the residential property is being offered for sale.

SECTION 3. The ordinance may establish a condominium review board or vest administrative duties in an existing municipal board, commission, or office. The review board may exercise such powers as it is given by the ordinance.

SECTION 4. This act shall take effect upon its passage.

Action Contemplated

Councillor Cohen

Moved Adoption

Voted

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**COMMITTEE REPORTS**

Councillor McClain offered the following report for the Committee on Administration and Finance to whom it was referred the matter of an appropriation in the amount of \$5,255.15 within the Retirement Stabilization Fund for the retirement of two city employees, has considered said matter and would recommend (action unknown meeting took place after Council deadline).

Accept the Report                      Voted

Adopt the Recommendation              Voted

---

Councillor McClain offered the following report for the Committee on Administration and Finance to whom it was referred the matter of approving a five percent cost of living adjustment on the base amount of Salem retirees' pension, has considered said matter and would recommend (action unknown meeting took place after Council deadline).

Accept the Report                      Voted

Adopt the Recommendation              Voted

---

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs to whom it was referred the matter of granting certain licenses has consider said matter and would recommend the licenses listed below be granted.

JUNK DEALER:                      15 Robinson Road LLC, 15 Robinson Rd., Salem

SEAWORMS:                      Jose Machado 5 Marion Ave., Beverly

SECONDHAND VALUABLES:      Record Exchange LLC 256 Washington St., Salem  
                                          To Do! Ta Done! 3 Pleasant St., Salem  
                                          Olde Naumkeag Antiques 1 Hawthorne Blvd., Salem  
                                          Tobies Jewelry 140 Washington St., Salem  
                                          Re-Find 72 Washington St., Salem  
                                          Glass and Etc. 180 Essex St., Salem

Accept the Report                      Voted

Adopt the Recommendation              Voted

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**COMMITTEE REPORTS**

Councillor Stott offered the following report for the Committee of the Whole to whom it was referred the matter of an ordinance to amend a zoning ordinance relative to Accessory Buildings and Structures and Affordable Accessory Dwelling Units has considered said matter and would recommend adoption for first passage by roll call vote

Accept the Report	Voted			
Adopt the Recommendation	Yea	Nay	Abs	

---



CITY OF SALEM

JANUARY 26, 2023

REGULAR MEETING

COMMUNICATIONS FROM CITY OFFICIALS

NONE

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**PETITIONS**

Petition from National Grid to install conduits on Bay View Circle

HEARING ORDERED FEBRUARY 9, 2023

The Following License Applications:

**PUBLIC GUIDES:** Anthony Lentz, 42 Main St, Byfield  
 Abigail M. Russell, 36 Forest St, Wakefield  
 Robert L. Gautreau Jr., 21 Sturgis St #2, Woburn  
 David N. Harris, 3 Buford Rd, Peabody  
 Linda M. Harris, 3 Buford Rd, Peabody  
 Raymond E. Swartz, 30 Ocean Ave, Salem  
 Bobby Kerrigan, 13 Bruce Ln, Wenham  
 Walter F. Prince, 40 Auburn St, Saugus  
 David Mulhern, 22 Rattlesnake Hill Rd, Andover  
 Amey Butler, 14 Hunt St, Danvers  
 Molly "Euni" Morrow, 34 Shore Ave, Salem  
 Dawn Mcgrath, 10 Phelps St, Salem  
 Allan Dorrington, 64 Porter Ter, Lowell  
 Geoff Van Wyck, 22 Mechanic St, Marblehead  
 Amber Jo Mercer Einslie, 19 Hazel St, Salem  
 Stanley M. Dzierzeski, 74 Statler Rd, Belmont  
 Tora Ueland, 70 Walnut St, Burlington, Vt  
 Cynthia Aparicio, P.O. Box 390453, Cambridge

**TAXI OPERATORS:** Edwin Ventura Ventura, Salem  
 Cristian Vicioso-Jose, Salem  
 Jose Manuel Castillo De La Rosa, Salem  
 Guillermo Javier, Salem  
 Aracelis Espinal Belties, Salem  
 Sandra Rosario, Salem  
 German Jose Moya Rosario, Salem  
 Johnny Fabian, Salem  
 Marino De Los Santos, Salem  
 Hipolito Ozoria, Salem

Action Contemplated

Councillor Morsillo

Moved Granted

Voted

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**PETITIONS**

The Following License Applications:

PAWN BROKER:	Salem Loan & Jewelry, Salem
SEAWORMS:	Joe Mendonca, Peabody
SECONDHAND VALUABLES:	Witch City Consignment, Salem
TAG DAY:	SHS Band, Orchestra & Chorus, May 20, 2023

Action Contemplated

Councillor Morsillo	Moved Refer Comm. on Ord., Lic. & Legal Affairs	Voted
---------------------	-------------------------------------------------	-------

---

The Following Claims:

Sandra Noyes, Salem  
Michelle Arpin, Salem  
Gregoria Rodriguez, Salem

Action Contemplated

Councillor Morsillo	Moved referred Comm. on Ord., Lic. & Legal Affairs	Voted
---------------------	-------------------------------------------------------	-------

---

The Following Drainlayer/Contract Operator Licenses:

R. Dilisio Co. Inc., Lynn  
R.B. Strong Excavating & Sewerage Contractor Inc, Gloucester  
Frank Delucia & Son, Plaistow, NH

Action Contemplated

Councillor Morsillo	Moved Granted	Voted
---------------------	---------------	-------

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**PETITIONS**

The Following Bonds:

DRAINLAYER: Frank Delucia & Son, Plaistow, NH

Action Contemplated

Councillor Morsillo	Refer to Comm. on Ord., Lic. & Legal Affairs & Returned Approved	Voted
---------------------	---------------------------------------------------------------------	-------

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

**UNFINISHED BUSINESS**

Second Passage of an Ordinance amending Traffic

**In the year two thousand and twenty-two**

**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:

Butler Street – **Repeal** - in front of #69 for a distance of 20 feet, “Handicap Parking, Limited Time, Tow Zone”

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

Action Contemplated

Councillor McClain	Moved Adoption for second and final passage	Voted
--------------------	---------------------------------------------	-------

---

Second Passage of an Ordinance amending traffic

**In the year two thousand and twenty-two**

**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:

Congress Street - in front of #47 Congress Street beginning ten feet south of the crosswalk 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.

Action Contemplated

Councillor Prosniewski	Moved Adoption for second and final passage	Voted
------------------------	---------------------------------------------	-------

---

**CITY OF SALEM**  
**JANUARY 26, 2023**  
**REGULAR MEETING**

On the motion of Councillor Dominguez the meeting adjourned at

P.M.