

City of Salem, Massachusetts
Office of the City Clerk

Ilene Simons
City Clerk



Room 1
City Hall

September 21, 2021

MEETING NOTICE AND AGENDA

The Salem City Council will meet on Thursday, September 23, 2021, at 7:00 P.M. to hold its regular meeting for the purpose of discussing any and all business via remote participation in accordance with Chapter 20 of the Acts of 2021. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found on the city's website, at www.salem.com. No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the city's website an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

For this meeting, members of the public who wish to watch, listen or provide comment (if applicable) during the meeting may do so in the following manner:

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/83118146378?pwd=eExZR05rSVoyMFVTYnJXNmQxYXdUZz09>
Password: 629147

Go to the website link <https://zoom.us/join>. Enter meeting/webinar ID# 831 1814 6378
Followed by the meeting password above if directed to do so.

Or 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#: 831 1814 6378 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)

Watch meeting live on SATV on Channel 22.

Members of the public wishing to speak on the agenda items must follow the "How to Sign Up for Public Testimony" outlined on the agenda below.

Members of the public wishing to speak during hearings designated as public hearings may do so by following how to participate noted above.

Very truly yours,

ATTEST:

ILENE SIMONS
CITY CLERK

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

“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.

**“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
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

A Regular Meeting of the City Council was held remotely via zoom on Thursday, September 23, 2021, at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on September 21, 2021, at 10:00 A.M. This meeting is being taped and is live on S.A.T.V.

Councillors absent:

Council President Madore presided.

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

VOTED

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

PUBLIC TESTIMONY

Public Testimony not to exceed 15 minutes

Name must be on roster 30 minutes prior to meeting

Agenda items only

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.

How to Sign Up:

Due to Chapter 20 of the Acts of 2021, anyone wishing to present testimony at a City Council meeting regarding a matter on the agenda, may sign up until the date of the meeting by 6:30 P.M. by email. Please email isimons@salem.com and include your name, address, subject matter you wish to speak about, phone number, email address and screen name in which you will be using that evening. If you are able you may participate in Public Testimony remotely or the Council President will read your comment into the record if emailed.

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

HEARINGS

Held from the last meeting of September 9, 2021

ORDER: Verizon Wireless to install Telecommunications on Bridge St.

APPEARING IN FAVOR:

APPEARING IN OPPOSITION:

Action Contemplated

Councillor Riccardi

Moved Public Hearing be kept open
Until next meeting October 14, 2021

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

HEARINGS

ORDER: Comcast to install Conduits at Bridge St.

APPEARING IN FAVOR:

APPEARING IN OPPOSITION:

Action Contemplated

Councillor Riccardi	Moved Public Hearing be Closed by RCV			
		Yeas	Nays	Absent
Councillor Riccardi	Moved Granted by RCV	Yeas	Nays	Absent

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

HEARINGS

ORDER: National Grid to install Conduits at Bridge St. / Washington St.

APPEARING IN FAVOR:

APPEARING IN OPPOSITION:

Action Contemplated

Councillor Riccardi	Moved Public Hearing be Closed by RCV			
		Yeas	Nays	Absent
Councillor Riccardi	Moved Granted by RCV	Yeas	Nays	Absent

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

HEARINGS

ORDER: National Grid to install Conduits on Loring Ave.

APPEARING IN FAVOR:

APPEARING IN OPPOSITION:

Action Contemplated

Councillor Dibble	Moved Public Hearing be Closed by RCV			
		Yeas	Nays	Absent
Councillor Dibble	Moved Granted by RCV	Yeas	Nays	Absent

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

HEARINGS

ORDER: National Grid to Install Gas Pressure Regulator Station on Harbor at Washington St.

APPEARING IN FAVOR:

APPEARING IN OPPOSITION:

Action Contemplated

Councillor Turiel	Moved Public Hearing be Closed by RCV			
		Yeas	Nays	Absent
Councillor Turiel	Moved Granted by RCV	Yeas	Nays	Absent

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting The Mayor's appointments of with their terms to expire

Samuel Lim, Atlantic Hall, Salem State University to the Scholarship & Education Committee for a term to expire April 25, 2022

Gabriel Yeager of 205 Highland Ave. to the Scholarship & Education Committee for a term to expire September 10, 2023

Judith Kohn of 145 Federal St. to the Conservation Commission for a term to expire November 15, 2021

Action Contemplated

Councillor Hapworth	Conformation by RCV	Yeas	Nay	Abs
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The Mayor's Re-Appointment of Carole Hamilton of 4 Willow Ave. to the Planning Board With a term to expire September 23, 2026

Action Contemplated

Councillor Turiel	Conformation by RCV	Yeas	Nay	Abs
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CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

COMMUNICATIONS FROM THE MAYOR

ORDERED: That the sum of Fifty-four Thousand Seven Hundred Fifty-Five Dollars and Seventeen Cents (\$54,755.17) is hereby appropriated within the "Capital Outlay" account (20002202-5846DE) to be expended by the Building Department for various office reconfiguration expenses in accordance with the recommendation of Her Honor the Mayor.

Councillor Turiel	Suspension of the Rules	Councillor	Objection
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Action Contemplated

Councillor Turiel	Refer to the Comm. on Admin. & Finance			
	OR			
	Moved Adoption by RCV	Yeas	Nays	Abs

Resolution: Supporting the Resettlement of Afghan Refugees in the United States

WHEREAS: Global conflicts and war have fueled the largest refugee crisis since World War II and, according to the United Nations Refugee Agency, more than 65.6 million people have been displaced worldwide, with 22.5 million living as refugees; and

WHEREAS: Afghan refugees are fleeing war, armed conflict, violence, religious persecution, and human rights abuses from the Taliban and other terrorist organizations in their country; and,

WHEREAS: Afghan refugees are being persecuted by Taliban forces and other terrorist groups for aiding the United States, our allies, and other relief and assistance organizations for their work serving as interpreters, information sources, and cultural intermediaries during the war; and,

WHEREAS: The lives and safety of American service men and women, as well as American diplomats, relief workers, and others who served in Afghanistan were protected thanks to the efforts, dedication, and sacrifices of these newly displaced Afghans; and,

WHEREAS: These refugees include men, women, and children – whole families who cannot return home due to the danger to their lives and are being properly screened and reviewed by relevant federal government agencies prior to coming the United States; and

WHEREAS: Salem supports and embraces America's historic tradition of welcoming refugees as a central part of our values as a nation and our unwavering respect for human rights; and

CITY OF SALEM
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COMMUNICATIONS FROM THE MAYOR

WHEREAS: Salem is a sanctuary for peace, welcoming all neighbors and those who wish to be our neighbors without discrimination because of their race, ethnicity, place of origin, religion, or language.

NOW THEREFORE BE IT RESOLVED: That the Mayor and City Council affirms the City of Salem's support for the resettlement of Afghan refugees through the U.S. State Department's U.S. Refugees Admissions Program and pledge to continue to work with state and federal partners and local stakeholders to identify ways the City can help welcome these refugees to America and support their integration into our communities.

Action Contemplated

Councillor Hapworth

Moved Adopted by RCV

Yeas Nays Abs

CITY OF SALEM
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CITY COUNCIL REGULAR MEETING

MAYOR'S INFORMATIONAL PAGE

Letter submitted by the Mayor for her and Police Chief Lucas Miller to briefly address the Council in order to provide an update about plans for our October season and Haunted Happenings.

Action Contemplated

Councillor Riccardi

Moved Received and Filed

Voted

CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

MOTIONS, ORDERS AND RESOLUTIONS

Councillor Flynn

In the year two thousand and twenty-one

An Ordinance to amend an Ordinance relative to Traffic, Stop Sign

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

Section 1. Chapter 42, Section 49, Obedience to Isolated Stop Signs, is hereby amended by adding the following:

Gables Circle, northwesterly bound traffic on Gables Circle at Puritan Road

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

Action Contemplated

Councillor Flynn	Moved Adoption for first Passage by RCV	Yea	Nay	Abs
	OR			
	Refer to Ord. Lic. & Legal Affairs		Voted	

Councillor Flynn

In the year two thousand and twenty-one

An Ordinance to amend an Ordinance relative to Traffic, Parking Prohibited on Certain Streets

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

Section 1. Chapter 42, Section 51, is hereby amended by adding the following:

Summit Street: westerly side beginning 190 feet southwest of Butler Street, running for 40 feet, No Parking Anytime. From December 1 to March 31.

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

Action Contemplated

Councillor Flynn	Moved Adoption for first Passage by RCV	Yea	Nay	Abs
	OR			
	Refer to Ord. Lic. & Legal Affairs		Voted	

CITY OF SALEM
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CITY COUNCIL REGULAR MEETING

MOTIONS, ORDERS AND RESOLUTIONS

Councillor Hapworth

Ordered: That the flag for Domestic Violence Awareness month be displayed at Riley Plaza from October 26 – 31, 2021

Action Contemplated

Councillor Hapworth	Moved Adoption by RCV	Yeas	Nays	Abs
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CITY OF SALEM
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CITY COUNCIL REGULAR MEETING

COMMITTEE REPORTS

Councillor Morsillo offered the following report for the Committee Ordinances Licenses and Legal affairs co-posted with the Committee of the Whole to whom was referred the matter Granting of Certain Licenses – Tag Days (SHS Football, SHS Marching Band and SHS Percussion Ensemble & Winter Guard) has considered said matter and would recommend Granted

Accept the Report Voted

Adopt the Recommendation Voted

Councillor Morsillo offered the following report for the Committee Ordinances Licenses and Legal affairs co-posted with the Committee of the Whole to whom was referred the matter Home Rule Petition for additional all alcohol liquor license for Jaho 130 Canal St. has considered said matter and would recommend (Action unknown, meeting took place after agenda deadline)

Accept the Report Voted

Adopt the Recommendation (by RCV)

Councillor Morsillo offered the following report for the Committee Ordinances Licenses and Legal affairs co-posted with the Committee of the Whole to whom was referred the matter Home Rule Petition for additional all alcohol liquor license for Jaho 57 Loring. has considered said matter and would recommend (Action unknown, meeting took place after agenda deadline)

Accept the Report Voted

Adopt the Recommendation (By RCV)

CITY OF SALEM
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CITY COUNCIL REGULAR MEETING

COMMITTEE REPORTS

Councillor Turiel offered the following report for the Committee on Administration and Finance to whom was referred the matter of Transportation Enhancement Fund – City Wide on demand rideshare service, has considered said matter and would recommend (Action unknown, meeting took place after agenda deadline)

Accept the Report	Voted
Adopt the Recommendation (by RCV)	

Councillor Hapworth offered the following report for the Committee on Government Services co-posted with the Committee of the Whole to whom was referred the matter of the Portrait of a Representative of the Naumkeag People be hung in the Council Chambers and that President Jackson be moved to the Anteroom has considered said matter and would recommend (Action unknown, meeting took place after agenda deadline)

Accept the Report	Voted
Adopt the Recommendation	Voted

CITY OF SALEM
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COMMUNICATIONS FROM CITY OFFICIALS

The following Order was submitted by the City Clerk:

Ordered: That In-Person Early Voting for the November 2, 2021, City Biennial Election take place at the City Hall Annex, 98 Washington Street on the following dates and hours:

- Saturday, October 23, 2021 – 9:00 A.M. to 1:00 P.M.
- Monday, October 25, 2021 – 8:00 A.M. to 3:00 P.M.
- Tuesday, October 26, 2021 – 8:00 A.M. to 3:00 P.M.
- Wednesday, October 27, 2021 – 8:00 A.M. to 3:00 P.M.
- Thursday, October 28, 2021 – 8:00 A.M. to 6:00 P.M.

Action Contemplated

Councillor Sargent	Moved Adoption by RCV	Yeas	Nays	Abs
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CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

PETITIONS

Petition from Comcast to install conduits on High Street

HEARING ORDERED OCTOBER 14, 2021

Petition from Starbucks for extended hours 5:00 AM – 11:00 PM 7 days per week.

HEARING ORDERED OCTOBER 14, 2021

Petition from the residents of Orne Sq. to hold a Block Party on October 31, 2021 from 3:00 PM to 9:00 PM.

Councillor Morsillo Moved Granted Voted

Petition from the residents of Pleasant St. Ave. to hold a Block Party on September 25, 2021 from 4:00 PM to 10:00 PM.

Councillor Hapworth Moved Granted Voted

Request from the Friends of The Northshore Education Consortium to hold a Road Race “Festivus 5K for Autism” on December 12, 2021.

Councillor McCarthy Moved Granted by RCV Yeas Nays Absent

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PETITIONS

The Following License Applications:

PUBLIC GUIDE	Jack Newton, 230 Gorham St., Lowell Andrea Pakula, 69 S. Huntington Ave., Boston David Molinet 30 Franklin St., Malden Nathaniel Healey, 11 Cherry St., Salem Devin Candilieri 39 Emanuel St., Revere
TAXI CAB/LIMOS:	Salem Taxi 30 Federal St. (7 Livery / 2 Taxi Cab) Witch City Taxi 92 Jackson St. (11 Livery / 3 Taxi Cab)
VEHICLE FOR HIRE TAXI OPERATORS	Ramon de Jesus Gomez 88 R Congress St., Salem Samuel Cuevas Ramirez 147 Sylvan St., Danvers Richard Costillo 20 Osgood St., Salem John Reynaldo Reyes 11 Abbott St., Salem

Action Contemplated

Councillor Morsillo	Moved Granted	VOTED
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The Following License Applications:

PUBLIC GUIDES:	John Francis Bittrich 158A Lafayette St., Salem David Brown 9 State St., Marblehead
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Action Contemplated

Councillor Morsillo	Moved Denied	Voted
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CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

PETITIONS

The Following Claims: Antonio Gomez 60 Mason St., Salem
 Lawrence Fitzgerald 49 S. Birchwood Ln., Winthrop
 Witches Brew 156 Derby St., Salem

Action Contemplated

Councillor Morsillo	Refer to Comm. on Ord., Lic. & Legal Affairs	Voted
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CITY OF SALEM
SEPTEMBER 23, 2021
CITY COUNCIL REGULAR MEETING

UNFINISHED BUSINESS

Councillor Morsillo

A second passage of a Zoning Ordinance to replace gender-specific nouns and pronouns in the City of Salem's Zoning Code of Ordinances.

In the year Two Thousand and Twenty-one

An ordinance to replace gender-specific nouns and pronouns in the City of Salem's Zoning Code of Ordinances

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

SECTION I. The City of Salem Zoning Code is hereby amended as follows:

1. In section 1.5 replace "his" with "the registered land surveyor's" in all one instance.
2. In section 4.2.1 replace "his" with "the Head of the Fire Department's" in all two instances.
3. In section 6.2.1 replace "he" with "be" in all one instance.
4. In section 6.11.5(3) replace "craftsmen" with "craftspeople" in all one instance.
5. In section 7.2.1 replace "his" with "their" in all one instance.
6. In section 7.2.3 replace "his" with "the Head of the Fire Department's" in all two instances.
7. In section 7.3.7 replace "his" with "the Head of the Fire Department's" in all two instances.
8. In section 8.1.7 replace "his successor" with "the petitioner's" in all one instance.
9. In section 8.1.7 replace "his designee" with "the Head of the Fire Department's designee" in all two instances.
10. In section 8.1.8(2) replace "Man-made" with "Artificial" in all one instance.
11. In section 8.3.8 replace "his" with "the Head of the Fire Department's" in all two instances.
12. In section 8.4.5(1.1) replace "craftsmen" with "craftspeople" in all one instance.
13. In section 8.4.5(6.1) replace "fraternal" with "social" in all one instance.
14. In section 9.1.3 replace "he" with "be" in all one instance.
15. In section 9.2.1 replace "He" with "The Building Commissioner" in all one instance.
16. In section 9.2.2 replace "he" with "they" in all one instance.
17. In section 9.2.2 replace "He" with "The Building Commissioner" in all one instance.

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18. In section 9.5.5 replace “his” with “the Head of the Fire Department's” in all two instances.

19. In section 9.3.1(1) replace “chairman” with “chair” in all one instance.

20. In section 10 replace “fraternity houses” with “collegiate Greek system residences” in all one instance.

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

Action Contemplated

Councillor Morsillo Moved adoption for second passage by RCV Yeas Nays Abs

Councillor Turiel

A second passage of a Traffic Ordinance Amending Ocean Ave and Shore Ave

In the year Two Thousand and Twenty-one

An Ordinance Relative to Traffic, Ch. 42, Secs. 51, 51B, & 75

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 Avenue - Parking Prohibited on Certain Streets - northeasterly side from a point opposite the northwesterly line of Shore Avenue to the property line at the end of Ocean Avenue adjacent to the southerly branch of Shore Avenue. (5/3/79 DPW 5-1604)

And replacing it with:

Shore Avenue - Parking Prohibited on Certain Streets - both sides from the end of Ocean Avenue to the south easterly branch of Shore Avenue.

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

Ocean Avenue - Parking Prohibited at Certain Times on Certain Streets - northeasterly side from a point opposite the northwesterly line of Shore Avenue to the property line at the end of Ocean Avenue adjacent to the southerly branch of Shore Avenue, Sundays and holidays, 9:00 A. M. to 4:00 P. M. June 1 to September 30. (5/23/61 DPW 10652)

Ocean Avenue - Parking Prohibited at Certain Times on Certain Streets - southerly side from Linden Street to Cliff Street, Sundays and holidays, 9:00 A. M. to 4:00 P. M. June 1 to September 30. (7/8/75 DPW 5-1041)

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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- both sides, in an easterly direction, from Lafayette Street to Summit Avenue (excluding Handicapped Zone) twenty-four (24) hours a day seven (7) days a week. (7/10/91)

And replacing it with:

Ocean Avenue - Parking Prohibitions Towing Zone (Resident Sticker) - Zone E - Color Orange - both sides in an easterly direction from Lafayette Street to Shore Avenue.

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

Action Contemplated

Councillor Turiel Moved Adoption for second passage by RCV

Yea Nay Abs

On the motion of Councillor

the meeting adjourned at

P.M.