

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

*Cheryl A. LaPointe
City Clerk*



February 23, 2016

MEETING NOTICE/AGENDA

**“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.”**

The City Council will meet in the City Council Chamber on Thursday, February 25, 2016 at 7:00 P.M. to hold its regular meeting for the purpose of discussing any and all business.

The Agenda for this meeting is posted on the website and also listed below.

Very truly yours,

ATTEST:

CHERYL A. LAPOINTE
CITY CLERK

February 25, 2016

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

**Assistive Listening System Now Available for City Council Meetings.
Those interested in utilizing these devices for meetings at 93 Washington Street may contact the City Clerk Cheryl LaPointe at 978-619-5610 or clapointe@saalem.com.**

A Regular Meeting of the City Council held in the Council Chamber on Thursday, February 25, 2016 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on February 23, 2016 at 10:16 A.M. This meeting is being taped and is live on S.A.T.V.

Absent were:

Council President Turiel presided.

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

VOTED

President Turiel 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**

February 25, 2016

HEARINGS

Continuation of Public Hearing from January 14, 2016

ORDERED: Extenet Systems to install a conduit on Lafayette St./New Derby Street and construct and maintain telecommunications wires and appurtenances, including fiber optic cable, a remote node and pole top antennas to one existing pole located in, across and over the same public ways

IN FAVOR:

OPPOSED:

HEARING CLOSED:

ACTION CONTEMPLATED

COUNCILLOR TURIEL

MOVED

VOTED

February 25, 2016

HEARINGS

Continuation of Public Hearing from January 14, 2016

ORDERED: MOBILITIE, LLC to attach equipment to existing pole on Summer Street

IN FAVOR:

OPPOSED:

HEARING CLOSED:

ACTION CONTEMPLATED

COUNCILLOR FAMICO

MOVED

VOTED

February 25, 2016

HEARINGS

Continuation of Public Hearing from January 14, 2016

ORDERED: MOBILITIE, LLC to attach equipment to existing pole between Pond Street and Washington Street

IN FAVOR:

OPPOSED:

HEARING CLOSED:

ACTION CONTEMPLATED

COUNCILLOR TURIEL

MOVED

VOTED

February 25, 2016

HEARINGS

Continuation of Public Hearing from January 14, 2016

ORDERED: MOBILITIE, LLC to attach equipment to existing pole between Highland Ave. and Clark Street

IN FAVOR:

OPPOSED:

HEARING CLOSED:

ACTION CONTEMPLATED

COUNCILLOR LOVELY

MOVED

VOTED

February 25, 2016

HEARINGS

Continuation of Public Hearing from January 14, 2016

ORDERED: MOBILITIE, LLC to attach equipment to existing pole between Pickering Way and Congress Street

IN FAVOR:

OPPOSED:

HEARING CLOSED:

ACTION CONTEMPLATED

COUNCILLOR MCCARTHY

MOVED

VOTED

February 25, 2016

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting, the Mayor's appt. of Richard Frank to serve as a member of the Bicycling Advisory Committee with a term to expire on February 11, 2019

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Absent
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Held from the last meeting, the Mayor's appt. of Michael Jaros to serve as a member of the Bicycling Advisory Committee with a term to expire on February 11, 2019

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Absent
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Held from the last meeting, the Mayor's appt. of Joseph O'Neil to serve as a member of the Bicycling Advisory Committee with a term to expire on February 11, 2019

Action Contemplated

Councillor McCarthy	Moved Confirmation by RCV	Yeas	Nays	Absent
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February 25, 2016

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting, the Mayor's appt. of Dan Shuman to serve as a member of the Bicycling Advisory Committee with a term to expire on February 11, 2019

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Absent
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Held from the last meeting, the Mayor's appt. of Michael Williamson to serve as a member of the Bicycling Advisory Committee with a term to expire on February 11, 2019

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Absent
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Held from the last meeting, the Mayor's appt. of Roberta Clement to serve as a member of the Cemetery Commission with a term to expire on February 11, 2019

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Absent
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February 25, 2016

APPOINTMENTS AND REAPPOINTMENTS

Mayor's appt. of Meredith McDonald to serve as the City of Salem's Council on Aging Director with a term to expire on January 31, 2018

Councillor	Suspension of the Rules	Councillor	Objection
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Action Contemplated

Councillor Milo	Held under the rules		Voted
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Mayor's reappt. of Mickey Northcutt to serve as a member of the Community Preservation Committee with a term to expire on March 1, 2019

Action Contemplated

Councillor Gerard	Moved Confirmation by RCV	Yeas	Nays	Absent
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Mayor's reappt. of David Pabich to serve as a member of the Salem & Beverly Water Supply Board with a term to expire on March 1, 2019

Action Contemplated

Councillor Turiel	Moved Confirmation by RCV	Yeas	Nays	Absent
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Mayor's reappt. of Janet Greene to serve as a member of the Board of Health with a term to expire on March 1, 2019

Action Contemplated

Councillor Gerard	Moved Confirmation by RCV	Yeas	Nays	Absent
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February 25, 2016

APPOINTMENTS AND REAPPOINTMENTS

Mayor's reappt. of Dan Ricciarelli to serve as a member of the Conservation Commission with a term to expire on March 1, 2019

Action Contemplated

Councillor Gerard	Moved Confirmation by RCV	Yeas	Nays	Absent
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Mayor's reappt. of Rinus Oosthoek & Michael Caggiano to serve as members of the Parking Board with their terms to expire on March 1, 2017

Action Contemplated

Councillor McCarthy	Moved Confirmation by RCV	Yeas	Nays	Absent
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Mayor's reappt. of Paul Viccia to serve as an alternate member of the Zoning Board of Appeals with a term to expire on March 1, 2017

Action Contemplated

Councillor Lovely	Moved Confirmation by RCV	Yeas	Nays	Absent
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Mayor's reappt. of Susan Keenan to serve as a member of the Historical Commission with a term to expire on March 1, 2019 and reappt. Jane Turiel as an alternate member with a term to expire on March 1, 2018

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Absent
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February 25, 2016

APPOINTMENTS AND REAPPOINTMENTS

Mayor's re-appt. of Mark Finer to serve as a Constable with a term to expire on March 8, 2019

Action Contemplated

Councillor McCarthy

Received & Placed on File

Voted

February 25, 2016

COMMUNICATIONS FROM THE MAYOR

ORDER: Appropriation of \$50,000.00 from "Capital Outlay – Renovation & Repairs" account for improvements to the Joseph A. O’Keefe, Sr., Fire Station on Loring Avenue.

Councillor Eppley	Suspension of the Rule	Councillor	Objection
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Action Contemplated

Councillor Eppley	Moved Ref. to Committee on Administration and Finance or Adoption	Voted
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ORDER: Appropriation of \$6,628.89 from "Retirement Stabilization – Vacation/Sick Leave Buyback" account for the contractual buyback for retirement of Valerie Coviello of Dept. of Public Services.

Councillor Eppley	Suspension of the Rule	Councillor	Objection
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Action Contemplated

Councillor Eppley	Moved Ref. to Committee on Administration and Finance or Adoption	Voted
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February 25, 2016

COMMUNICATIONS FROM THE MAYOR

ORDER: to authorize the Mayor to execute a Grant of Easement from Skomurski Development, LLC to document the City's right to access & maintain an existing sewer line on Planters Street.

Action Contemplated

Councillor Famico

Moved Adoption

Voted

ORDINANCE amending Zoning Section 10.0 – Definition of Tasting Room by deleting the following:

“A stating room may not be greater than thirty-three (33) percent of the main building's gross square footage.”

And replace with the following:

“A tasting room may not be greater than fifty (50) percent of the main building's gross square footage. A seasonal tasting area, e.g. patio or deck, shall not be included in calculating the tasting room's square footage.”

Councillor McCarthy

Moved to refer to the Planning Board
To schedule a joint public hearing with
The City Council

Voted

February 25, 2016

MAYOR'S INFORMATIONAL PAGE

Communication from the Mayor relative to a Memorandum of Understanding with the Latino Leadership Coalition.

Councillor McCarthy

Moved Receive & File

Voted

February 25, 2016

MOTIONS, ORDERS, AND RESOLUTIONS

Councillor Eppley

ORDER: Monthly Financial Report dated January 31, 2016 be referred to the Committee on Administration and Finance.

Action Contemplated

Councillor Eppley

Moved Adopted

Voted

Councillor Turiel

ORDINANCE: amending Traffic, Ch 42, Sec. 57A, "Parking Time Limited, Unmetered Zones" Canal Street and continuing for a distance of 54 feet in a southerly direction in front of #75, 15 minute parking only, tow zone, Monday through Friday 7:00 AM to 5:30 PM

Action Contemplated

Councillor Turiel

Moved Adoption for first passage

Voted

February 25, 2016

COMMITTEE REPORTS

Councillor McCarthy offered the following report for the Committee on Ordinances, Licenses and Legal Affairs to whom was referred the matter of a hearing on the denial of a taxi operator license for Francisco Gonzalez has considered said matter and would recommend that the license be granted

Accept the Report Voted

Adopt the Recommendation Voted

Councillor McCarthy offered the following report for the Committee on Ordinances, Licenses and Legal Affairs to whom was referred the matter of discussing an Ordinance relative to the Youth Commission has considered said matter and would recommend Adoption for first passage

Accept the Report Voted

Adopt the Recommendation Voted

Councillor Eppley offered the following report for the Committee on Administration and Finance to whom was referred the matter of discussing and reviewing the financial reports that are in committee has considered said matter and would recommend

Accept the Report Voted

Adopt the Recommendation Voted

February 25, 2016

COMMITTEE REPORTS

Councillor Eppley offered the following report for the Committee on Administration and Finance to whom was referred the matter of discussing adding an additional column to the operating budget to reflect percent change or dollar variance on individual personnel salary and expense lines has considered said matter and would recommend

Accept the Report Voted

Adopt the Recommendation Voted

February 25, 2016

COMMUNICATIONS FROM CITY OFFICIALS

NONE

February 25, 2016

PETITIONS

The Following License Applications:

PUBLIC GUIDES: Alicia Diozzi, 40 English St., Salem
 Samantha St. Germain, 98 Sears Island Dr., Worcester
 Robert Hawkins, 24 Ridgewood Ln., Gardner
 Jeffrey Swartz, 158 Captain Eames Circle, 01721
 Kathleen Ward, 3 Sutton Terr., Salem

TAXI OPERATORS: Felipito Guzman, 6 Grant St., Beverly
 Mauro Fernandez, 78 Palmer St., Salem
 Juan Lopez, 14 Collins St., Peabody
 Jose Lopez, 16 Mason St., Salem
 Jaime Lopez, 12 Rockmere St., Lynn
 Jose Munoz, 16 Cherry St., Salem
 Dana McPhee, 14 South St., Salem
 Donald LaMontagne, 540 Essex St., Beverly

Action Contemplated

Councillor McCarthy	Moved Granted	Voted
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The Following License Applications:

TAG DAYS: Salem High School Boys Track, 3/12/16
 Salem High School Girls Track, 4/2/16
 Salem High School Boys Lacrosse, 4/24/16 & 5/15/16

Action Contemplated

Councillor McCarthy	Moved Referred to Comm. on Ordinances Licenses & Legal Affairs	Voted
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February 25, 2016

PETITIONS

The Following Drainlayer/Contract Operator Licenses:

Phoenix Communications, 25 Bowditch Drive, Shrewsbury
P.V. Barone Corp., 18 Central St., Winthrop

Action Contemplated

Councillor McCarthy

Moved Granted

Voted

The Following Claims:

Johanna Erickson, 48 Chester St., Watertown
Jason Weber, 14 Pickman St., Salem
Rhoda Sanderson, 12G Pioneer Ter, Salem

Action Contemplated

Councillor McCarthy

Moved Referred to Comm. on Ordinances
Licenses & Legal Affairs

Voted

The Following Bond:

DRAINLAYER: P.V. Barone Corp., 18 Central St., Winthrop

Action Contemplated

Councillor McCarthy

Moved Referred to Comm. on Ord., Licenses &
Legal Affairs & Returned Approved

Voted

February 25, 2016

UNFINISHED BUSINESS

SECOND PASSAGE ordinance amending Traffic, Ch. 42, Sec. 50B Handicap Parking Repeal Bentley Street in front of #2 and #6 for a distance of 20 feet. Handicap Parking Tow Zone.

Action Contemplated

Councillor McCarthy

Moved second and final passage

Voted

On the motion of Councillor

the meeting adjourned at

P.M.