

JUNE 9, 2016

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June 7, 2016

MEETING NOTICE AND 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, June 9, 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

JUNE 9, 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@salem.com.**

A Regular Meeting of the City Council held in the Council Chamber on Thursday, June 9, 2016 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on June 7, 2016 at 11:22 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**

CITY OF SALEM

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JUNE 9, 2016

HEARINGS

NONE

JUNE 9, 2016

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting, the Mayor's appt. of Felicia Pierce to serve as a member of the Salem Youth Commission with a term to expire on May 26, 2019

Action Contemplated

Councillor Eppley	Confirmation by RCV	Yeas	Nays	Abs
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Mayor's reappt. of J. Michael Sullivan to serve as a member of the Design Review Board with a term to expire on June 11, 2019 (His reappointment has been recommended by the Salem Redevelopment Authority)

Action Contemplated

Councillor Gerard	Moved Confirmation by RCV	Yeas	Nays	Abs
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JUNE 9, 2016
MAYOR'S INFORMATIONAL PAGE

NONE

JUNE 9, 2016
MOTIONS, ORDERS, AND RESOLUTIONS

Councillor Turiel

ORDER That the regular meetings of the City Council, for the months of July and August be combined and held on Thursday, July 21st, 2016.

Councillor Turiel

Moved Adoption

Voted

Councillor McCarthy

ORDER: That the attached Tag Day Application for the Salem High Strength and Conditioning for 6/19/16 and 7/17/16 be granted

Councillor McCarthy

Moved Adoption

Voted

JUNE 9, 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 granting certain licenses has considered said matter and would recommend that the following licenses be granted

SEAWORM: Edward Young, 9 Linda Ln., Nahant

TAG DAYS: SHS Girls Basketball, 1/21/17, 1/28/17, 2/11/17

Accept the Report Voted

Adopt the Recommendation Voted

Councillor McCarthy offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom was referred the matter of a Home Rule Petition for an additional liquor license for the sale of alcoholic beverages to be drunk on the premises for Hotel Salem Op Co., LLC to be located at 203-209 Essex Street has considered said matter and would recommend the following (action unknown meeting took place after agenda deadline)

Accept the Report Voted

Adopt the Recommendation Voted

Councillor McCarthy offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom was referred the matter of a Home Rule Petition for an additional liquor license for the sale of alcoholic beverages to be drunk on the premises for Odd Fellows Restaurant LL to be located at 125 Washington Street has considered said matter and would recommend the following (action unknown meeting took place after agenda deadline)

Accept the Report Voted

Adopt the Recommendation Voted

JUNE 9, 2016

COMMITTEE REPORTS

Councillor McCarthy offered the following report for the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole to whom was referred the matter of an Ordinance Amending an Ordinance relative to Ch. 46, Sec. 66, to Increase Rates for Use of Water by deleting subparagraph (b) in its entirety and replace with the following:

(b) the rate for all water furnished by meter measurements effective July 1, 2016 shall be as follows:

- (1) Residential, per 100 cubic feet \$2.98
- (2) Nonresidential, per 100 cubic feet \$4.04

has considered said matter and would recommend the following (action unknown meeting took place after agenda deadline)

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 an Ordinance Amending an Ordinance relative Ch. 46, Sec. 230, to Increase Sewer Use Charges by deleting subsection (c) in its entirety and replace with the following:

(c) the rates for sewer use charges effective July 1, 2016 shall be as follows:

- Residential, per 100 cubic feet \$6.08
- Nonresidential, per 100 cubic feet
Up to 25,000 cubic feet per month \$9.21
- Nonresidential, per 100 cubic feet
For 25,000 cubic feet and greater
Per month \$11.79

has considered said matter and would recommend the following (action unknown meeting took place after agenda deadline)

Accept the Report	Voted
Adopt the Recommendation	Voted

JUNE 9, 2016

COMMITTEE REPORTS

COUNCILLOR Eppley offered the following report for the Committee on Administration and Finance co-posted with the Committee of the Whole to whom was referred the matter of an Order designating up to 25 reserved permit spaces in each the Museum Place Mall and South Harbor parking garage for \$1,500/yr. has considered said matter and would recommend adoption with the condition that the spaces be selected by lottery

Accept the report Voted

Adopt the recommendation Voted

COUNCILLOR Eppley offered the following report for the Committee on Administration and Finance co-posted with the Committee of the Whole to whom was referred the matter of a \$18,120,000.00 Bond to pay for the Water/Sewer Capital Equipment Items and Capital Improvement Projects has considered said matter and would recommend (action unknown meeting took place after agenda deadline)

Accept the report Voted

Adopt the recommendation Voted

COUNCILLOR Eppley offered the following report for the Committee on Administration and Finance co-posted with the Committee of the Whole to whom was referred the matter of a \$5,278,676.00 Bond to pay for the General Fund Capital Equipment and Capital Improvement Projects has considered said matter and would recommend (action unknown meeting took place after agenda deadline)

Accept the report Voted

Adopt the recommendation Voted

JUNE 9, 2016

COMMITTEE REPORTS

COUNCILLOR Eppley offered the following report for the Committee on Administration and Finance co-posted with the Committee of the Whole to whom was referred the matter of an Order to accept a list of Revolving fund accounts for FY2017 has considered said matter and would recommend (action unknown meeting took place after agenda deadline)

Accept the report Voted

Adopt the recommendation Voted

COUNCILLOR Eppley offered the following report for the Committee on Administration and Finance co-posted with the Committee of the Whole to whom was referred the matter of CPA funding for the Emmerton House has considered said matter and would recommend (action unknown meeting took place after agenda deadline)

Accept the report Voted

Adopt the recommendation Voted

COUNCILLOR Eppley offered the following report for the Committee on Administration and Finance co-posted with the Committee of the whole to whom was referred the matter of Fiscal Year 2017 Proposed Five Year Capital Plan 2017 – 2021, has considered said matter and would recommend (action unknown meeting took place after agenda deadline)

Accept the report Voted

Adopt the recommendation Voted

By roll call vote YEAS NAYS ABS

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT - BUDGET**

COUNCILLOR Eppley offered the following report for the Committee on Administration and Finance co-posted with Committee of the Whole to whom was referred the matter of Fiscal Year 2017 Budget

Accept the report

Voted

Mayor's departmental budget for Fiscal Year 2017

Personnel	\$371,338.00	
Non Personnel Expenses	<u>\$179,000.00</u>	
Total	\$550,338.00	Voted

City Council departmental budget for Fiscal Year 2017

Personnel	\$141,700.00	
Non Personnel Expenses	<u>\$31,950.00</u>	
Total	\$173,650.00	Voted

City Clerk departmental budget for Fiscal Year 2017

Personnel	\$279,580.00	
Non Personnel Expenses	<u>\$8,700.00</u>	
Total	\$288,280.00	Voted

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Elections & Registration departmental budget for Fiscal Year 2017

Personnel	\$121,879.00	
Non Personnel Expenses	<u>\$ 93,425.00</u>	
Total	\$215,304.00	Voted

 Assessing departmental budget for Fiscal Year 2017

Personnel	\$298,040.00	
Non Personnel Expenses	<u>\$24,200.00</u>	
Total	\$322,240.00	Voted

 Collector departmental budget for Fiscal Year 2017

Personnel	\$222,255.00	
Non Personnel Expenses	<u>\$7,900.00</u>	
Total	\$230,155.00	Voted

 Informational Technology Services (ITS) departmental budget for Fiscal Year 2017

Personnel	\$789,146.00	
Non Personnel Expenses	<u>\$33,405.00</u>	
Total	\$822,551.00	
Fixed Costs	\$753,473.00	
Total	\$1,576,024.00	Voted

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Finance Department budget for Fiscal Year 2017

Personnel	\$289,602.00	
Non Personnel Expenses	<u>\$46,220.00</u>	
Total	\$335,822.00	Voted

Parking Department budget for Fiscal Year 2017

Personnel	\$684,700.00	
Non Personnel Expenses	<u>\$217,072.00</u>	
Total	\$901,772.00	Voted

Purchasing Departmental budget for Fiscal Year 2017

Personnel	\$113,213.00	
Non Personnel Expenses	<u>\$ 19,550.00</u>	
Total	\$132,763.00	
Fixed Costs	\$61,012.00	
Total	\$193,775.00	Voted

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Treasurer Departmental budget for Fiscal Year 2017

Personnel	\$240,460.00
Non Personnel Expenses	<u>99,154.00</u>
Total	\$339,614.00
Debt Service Expenses	\$5,416,291.00
Short Term Debt.	\$704,852.00
Assessments	
NSRS/Charter/Choice	\$2,331,662.00
State Assessment	
Expenses	\$8,088,955.00
Contributory Retirement	
Personnel Services	\$9,960,727.00
Non Contributory Retirement	\$41,417.00
Medicare	
Personnel Services	\$1,036,734.00
Municipal Insurance	
Non Personnel Expenses	\$356,282.00
Total	\$28,276,534.00

Voted

Solicitor – Licensing Departmental budget for Fiscal Year 2017

Personnel	\$273,780.00
Non Personnel Expenses	<u>\$62,300.00</u>
Total	\$336,080.00

Voted

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Human Resources Departmental budget for Fiscal Year 2017

Personnel	\$252,023.00	
Non Personnel Expenses	<u>\$31,450.00</u>	
Total	\$283,473.00	
Workmen's Comp-Personnel	\$428,500.00	
Unemployment Comp-Personnel	\$425,000.00	
Group Insurance-Personnel	\$12,554,604.00	
Total	\$13,691,577.00	Voted

Fire Department budget for Fiscal Year 2017

Personnel	\$8,334,892.00	
Non Personnel Expenses	<u>\$341,728.00</u>	
Total	\$8,676,620.00	Voted

Police Department budget for Fiscal Year 2017

Personnel	\$9,656,861.00	
Non Personnel Expenses	<u>\$666,720.00</u>	
Total	\$10,323,581.00	Voted

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Harbormaster Departmental budget for Fiscal Year 2017

Personnel	\$227,865.00	
Non Personnel Expenses	<u>\$49,000.00</u>	
Total	\$276,865.00	Voted

Public Property Departmental budget for Fiscal Year 2017

Inspectional Services Building, Plumbing, Gas Inspector	
Personnel	\$447,666.00
Non Personnel Expenses	<u>\$23,300.00</u>
Total	\$470,966.00

Zoning Board of Appeals Non-Personnel Expenses	\$400.00
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Public Property Fixed Costs	\$701,227.00
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Total	\$1,172,593.00	Voted
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Health Department budget for Fiscal Year 2017

Personnel	\$396,845.00	
Non Personnel Expenses	<u>\$16,500.00</u>	
Total	\$413,345.00	Voted

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Electrical Department budget for Fiscal Year 2017

Personnel	\$357,069.00	
Non Personnel Expenses	<u>\$357,800.00</u>	
Total	\$714,5869.00	Voted

Planning Department budget for Fiscal Year 2017

Personnel	\$418,695.00
Non Personnel Expenses	<u>\$44,020.00</u>
Total	\$462,715.00
Conservation Commission	
Personnel	\$30,002.00
Non Personnel Expenses	<u>\$649.00</u>
Total	\$30,651.00
Planning Board	
Personnel	\$30,248.00
Non Personnel Expenses	<u>\$3,000.00</u>
Total	\$33,248.00
Market & Tourist Commission	
Non Personnel Expenses	\$244,775.00
Historical Commission	
Personnel	\$8,853.00
Non Personnel Expenses	<u>\$900.00</u>
Total	\$9,753.00

TOTAL	\$781,142.00	Voted
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JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Public Services Departmental budget for Fiscal Year 2017

Public Services			
Personnel		\$1,925,145.00	
Non Personnel Expenses		<u>\$774,340.00</u>	
Total		\$2,699,485.00	
 Snow & Ice			
Personnel		\$50,000.00	
Non Personnel Expenses		<u>\$408,935.00</u>	
Total		\$458,935.00	
 TOTAL		 \$3,158,420.00	 Voted

Engineering Departmental budget for Fiscal Year 2017

Engineering			
Personnel		\$84,703.00	
Non Personnel Expenses		<u>\$6,200.00</u>	
Total		\$90,903.00	
			Voted

Recreation & Community Services Departmental budget for Fiscal Year 2017

Recreation			
Personnel		\$272,757.00	
Non Personnel Expenses		<u>\$222,310.00</u>	
Total		\$495,067.00	
 Golf Course			
Personnel		\$283,441.00	
Non Personnel Expenses		<u>\$186,321.00</u>	
Total		\$470,321.00	

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Recreation & Community Services Departmental budget for Fiscal Year 2017
Continued:

Witch House			
Personnel		\$103,327.00	
Non Personnel Expenses		<u>\$63,480.00</u>	
Total		\$166,807.00	
Pioneer Village			
Non Personnel Expenses		\$16,900.00	
Winter Island			
Personnel		\$154,819.00	
Non Personnel Expenses		<u>\$ 44,300.00</u>	
Total		\$199,119.00	
Total		\$1,348,214.00	Voted

Council on Aging Departmental budget for Fiscal Year 2017

Personnel		\$350,397.00	
Non Personnel Expenses		<u>\$37,950.00</u>	
Total		\$388,347.00	Voted

Library Departmental budget for Fiscal Year 2017

Personnel		\$986,102.00	
Non Personnel Expenses		<u>\$295,082.00</u>	
Total		\$1,281,184.00	Voted

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

Veterans Services Departmental budget for Fiscal Year 2017

Personnel	\$105,101.00
Non Personnel Expenses	<u>\$522,709.00</u>
Total	\$627,810.00

Voted

School Department budget for Fiscal Year 2017

Administrative & Expenses	
Total	\$55,041,847.00

Voted

Budget Transfers out of General Fund for Fiscal Year 2017

Total	\$3,014,380.00
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Voted

TOTAL GENERAL FUND for FISCAL YEAR 2017

Total	\$134,401,671.00
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Voted

JUNE 9, 2016ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET

SEWER ENTERPRISE FUND for Fiscal Year 2017

Public Services Sewer	
Personnel	\$344,882.00
Expenses	<u>\$191,678.00</u>
Total	\$536,560.00
Engineer - Sewer	
Personnel	\$153,611.00
Non Personnel Expenses	<u>\$227,150.00</u>
Total	\$380,761.00
Treasurer	
Debt Services	\$965,526.00
Sewer Short Term Debt	\$13,000.00
Sewer Assessment SESD	\$4,466,726.00
Insurance Deductibles	\$5,000.00
TOTAL SEWER ENTERPRISE FUND:	\$6,367,573.00

Moved Approval by Roll Call Vote YEAS NAYS ABS

C. Moved for immediate reconsideration in the hopes it does not prevail

JUNE 9, 2016**ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET**

WATER ENTERPRISE FUND for Fiscal Year 2017

Public Services Water	
Personnel	\$361,322.00
Non Personnel Expenses	<u>\$215,278.00</u>
Total	\$576,600.00

Engineering - Water	
Personnel	\$153,611.00
Non Personnel Expenses	<u>\$476,325.00</u>
Total	\$629,936.00

Treasurer	
Water Long Term Debt	\$1,888,901.00

Water Short Term Debt	\$33,000.00
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SBWB Assessment	\$2,501,000.00
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Insurance Deductible	\$2,500.00
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TOTAL WATER ENTERPRISE FUND: \$5,631,937.00

Moved Approval by Roll Call Voted YEAS NAYS ABS

C. Moved for immediate reconsideration in the hopes it does not prevail - Denied

JUNE 9, 2016

ADMINISTRATION AND FINANCE COMMITTEE REPORT – BUDGET

ENGINEERING – TRASH ENTERPRISE FUND for Fiscal Year 2017

Trash Enterprise	
Personnel	\$74,366.00
Non personnel Expenses	<u>\$2,863,108.00</u>
Total	\$2,895,784.00

TOTAL TRASH ENTERPRISE FUND: \$2,937,474.00

Moved Approval by Roll Call Vote YEAS NAYS ABS

C. Moved for immediate reconsideration in the hopes it does not prevail - Denied

TOTAL ENTERPRISE FUNDS for Fiscal Year 2017

TOTAL \$14,936,984.00

Total Operating Budget for Fiscal Year 2017: \$149,338,655.00

Moved for Adoption by Roll Call Vote YEAS NAYS ABS

C. Moved for immediate reconsideration in the hopes it does not prevail – Denied

JUNE 9, 2016

COMMUNICATIONS FROM CITY OFFICIALS

Communication from the City Clerk requesting the City Council meeting for September 8th, 2016 be changed due to the State Primary being scheduled for that date and would recommend due to the finalizing of election that the dates for City Council meetings be set for September 22nd and 29th. (the 22nd already being a Council date)

Councillor Turiel

Moved

Voted

JUNE 9, 2016

PETITIONS

Petition from National Grid to install conduits on Summer Street to service Cell Tower on street light across the street

HEARING HELD JUNE 23, 2016

Request from Park & Rec to hold a road race and use of city streets on August 26, 2016 (Derby Street Mile)

Action Contemplated

Councillor McCarthy

Moved Granted

Voted

Request from the Ministerio De Restauracion to hold a road race and use of city streets on September 3, 2016

Action Contemplated

Councillor McCarthy

Moved Granted

Voted

Request from B&S to hold a road race and use of city streets on October 29, 2016 (Devil's Chase)

Action Contemplated

Councillor McCarthy

Moved Granted

Voted

Request from the residents of Shore Avenue to hold a Block Party along the seawall on July 4, 2016 from 10:00 A.M. to 10:00 P.M. with a rain date to be the same as the rescheduled fireworks

Action Contemplated

Councillor Turiel

Moved Granted

Voted

JUNE 9, 2016

PETITIONS

The Following License Applications:

PUBLIC GUIDES: Will Fraser, 270 Washington St., Salem
 Richard Jacobson, 72 Country Club Way, Ipswich
 Chris Kandra, 14 Forest Ave., Salem
 Daniel Minkle, 126 Federal St., Salem

TAXI CAB/LIMO Salem Taxi, 30 Church St., Salem (5 Taxis)
 Americab Taxi, 92 Jackson St., Salem (6 Taxis)
 Red Line Taxi, 16 Hersey St., Salem (1 Taxi)
 Salem Taxi, 30 Church St., Salem (2 Limos)

TAXI OPERATOR Victoriano Ozoria, 40 Harbor St., Salem
 Pedro Taveras, 59 Harbor St., Salem
 Amanda Diaz, 10 First St., Salem
 Roberto Pacheco, 26 Mill St., Danvers
 Francisco Garcia, 20 Blaine Ave., Beverly
 Juan Velez, 197 North St., Salem
 Yonathan Mesa, 8 Cherry St., Salem
 Ana Espallat, 12C Summer St., Manchester
 Elmer Aguilar, 14 Collins St., Peabody
 Reynaldo Martinez, 112 Johnson St., Lynn
 Ricardo Villanueva, 5 Ropes St., Salem
 Edwin Ventura, 47 Harbor St., Salem
 Angel Vasquez, 23 Mill St., Beverly
 Ivan Pena, 373 Chestnut St., Lynn
 Domingo Espinal, 60 Dow St., Salem

Action Contemplated

Councillor McCarthy

Moved Granted

Voted

The Following License Applications:

TAXI OPERATOR: Marvin Duarte, 12 Aberdeen Ave., Saugus

Action Contemplated

Councillor McCarthy

Moved Denied

Voted

JUNE 9, 2016

PETITIONS

The Following License Applications:

TAG DAY: Salem High School JROTC, 7/10/16, 7/16/16, 8/7/16 & 8/14/16
Salem Youth Football & Cheering, 10/8/16 & 10/29/16

Action Contemplated

Councillor McCarthy	Moved Referred to Comm. on Ordinances Licenses & Legal Affairs	Voted
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The Following Claims:

Janet Merrill, 14-B Nicholson Hill, Marblehead

Action Contemplated

Councillor McCarthy	Moved Referred to Comm. on Ord., Licenses & Legal Affairs	Voted
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JUNE 9, 2016

UNFINISHED BUSINESS

SECOND PASSAGE of an Ordinance relative to Chapter 12, Article II - Building, Electricity & Plumbing regulations by adding a new section for Telecommunication attachments to poles.

Councillor McCarthy Motion Adoption for Second & Final passage Voted

SECOND PASSAGE of an Ordinance relative to Traffic, Chapter 42, Section 50B Handicap Parking, repeal Dow Street

Councillor McCarthy Motion Adoption for Second & Final passage Voted

SECOND PASSAGE of an Ordinance amending Traffic Chapter 42, Section 50B Handicap Parking in front of #79 Congress Street

Councillor McCarthy Motion Adoption for Second & Final Passage Voted

On the motion of Councillor

the meeting adjourned at

P.M.