

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

*Cheryl A. LaPointe
City Clerk*



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January 9, 2017

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, January 12, 2017 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

JANUARY 12, 2017

“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, January 12, 2017 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on January 9, 2017 at 10:18 A.M. This meeting is being taped and is live on S.A.T.V.

Councillors absent:

Council President Milo presided.

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

VOTED

President Milo 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**

JANUARY 12, 2017

HEARINGS

ORDERED: Verizon and Mass Electric to install a jointly owned pole at #6 Lovett Street

IN FAVOR:

OPPOSED:

Councillor Gerard

Moved Hearing Closed

Voted

Action Contemplated

Councillor Gerard

Moved Granted

Voted

JANUARY 12, 2017

HEARINGS

Request from Footprint Power to amend an inflammable license to decrease combustible liquids from 84,235 gallons to 66,675 gallons and to increase the flammable gases from 53,600 standard cubic feet to 65,000 standard cubic feet to be kept/stored for the property located at 24 Fort Avenue, Salem

IN FAVOR:

OPPOSED:

Councillor McCarthy

Moved Hearing Closed

Voted

Action Contemplated

Councillor McCarthy

Moved Granted

Voted

JANUARY 12, 2017**APPOINTMENTS AND REAPPOINTMENTS**

The Mayor's appointment of Col. Meaghan Leclerc, Esq, 10 Orchard Street to the Salem Harbor Port Authority for a three (3) year term to expire January 12, 2020

Councillor	Suspension of the Rules	Councillor	Objection
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Action Contemplated

Councillor	Held Under the Rules
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Held from the last meeting, the Mayor's appointment of Janine Liberty, 6 Maple Ave., to serve as a member of the Public Art Commission for a term to expire on December 8, 2018

Action Contemplated

Councillor Dibble	Moved Confirmation by RCV	Yeas	Nays	Abs
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Held from the last meeting, the Mayor's appointment of Chrissy Kobyljanec, 22 Warren St., to serve as a member of the Renewable Energy Task Force for a term to expire on December 8, 2019

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Abs
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JANUARY 12, 2017

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting, the Mayor’s appointment of Christine Madore, 20 Federal St., to serve as a member of the Salem Redevelopment Authority for a term to expire on December 8, 2021

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Abs
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Held from the last meeting, the Mayor’s appointment of Samuel Hoang (Ward 4) and Collin McLean (Ward 2) to serve as members of the Salem Youth Commission for a term to expire on May 12, 2017

Action Contemplated

Councillor Eppley	Moved Confirmation by RCV	Yeas	Nays	Abs
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JANUARY 12, 2017**COMMUNICATIONS FROM THE MAYOR**

Appropriation of \$35,000.00 from the "Police Dept. – Full Time Salary" account to the "Police Dept. – Training & Education" account

Councillor suspension of rules Councillor object

Action Contemplated

Councillor Gerard Moved Adoption Voted

Appropriation of \$10,903.09 from "Retirement Stabilization Fund – Vacation/Sick Leave Buyback" account to be expended for the FY2017 contractual buyback listed below:

Alison Thibodeau \$6,802.56

Ronald Malionek \$4,100.53
\$10,903.09

Councillor suspension of rules Councillor object

Action Contemplated

Councillor Gerard Moved Adoption Voted

Appropriation of \$7,500.00 from the "Capital Outlay – Renovation & Repair" account" to be expended for engineering study for the HVAC system in the Library

Councillor suspension of rules Councillor object

Action Contemplated

Councillor Gerard Moved Adoption Voted

JANUARY 12, 2017

MAYOR'S INFORMATIONAL PAGE

NONE

MOTIONS, ORDERS, AND RESOLUTIONS

JANUARY 12, 2017

Councillor Gerard

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

Action Contemplated

Councillor Gerard

Moved Adoption

Voted

Councillor Gerard

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

Action Contemplated

Councillor Gerard

Moved Adoption

Voted

Councillor Gerard

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

Action Contemplated

Councillor Gerard

Moved Adoption

Voted

MOTIONS, ORDERS, AND RESOLUTIONS

JANUARY 12, 2017

Councillor Famico

ORDER: That squares to be named for veterans shall require a written recommendation from the Salem Veterans Council.

Action Contemplated

Councillor Famico

Moved Adoption

Voted

Councillor Lovely

ORDER: That the City Assessor immediately return, without copying or retaining the affidavits or its contents, with an explanation, any and all affidavits, signed under the pains and penalties of perjury, submitted by any property owners to the City of Salem pursuant to the Mayor's letter of January 2017, that contain home and cell telephone numbers of the property owners.
(the full text of the order can be viewed during normal business hours in the City Clerks Office)

Action Contemplated

Councillor Lovely

Moved Adoption

Voted

COMMITTEE REPORTS

JANUARY 12, 2017

Councillor Ryan offered the following report for the Committee on Ordinances, Licenses and Legal Affairs to whom was referred granting certain licenses has considered said matter and would recommend granting the following licenses

JUNKDEALER: Newark Recycled Fibers/North Shore Recycling, 53 Jefferson Ave., Salem

SEAWORM: Eduardo Santos, 4 Collins St., Salem

SECOND HAND CLOTHING: Boston St. Resale, 134 ½ Boston St., Salem

SECOND HAND VALUABLE: Glass and Etc., 180 Essex St., Salem
Old Naumkeag Antiques, 1 Hawthorne Blvd, Salem
Tobies Jewelry, 140 Washington St., Salem
Jaqueline Satin, Antiques Gallery, 69 Wharf St., Salem

Accept the Report Voted

Adopt the Recommendation Voted

Councillor Gerard offered the following report for the Committee on Administration & Finance co-posted with the Committee of the Whole to whom was referred the matter of an appropriation of \$35,000.00 from the "Fund Balance – Free Cash" to "Planning – Contracted Services for a New Salem Bicycle Share Program has considered said matter and would recommend (action unknown meeting took place after agenda deadline)

Accept the Report Voted

Adopt the Recommendation Voted

COMMUNICATIONS FROM CITY OFFICIALS

JANUARY 12, 2017

Communication from Planning Board with recommendation of approval on amending the zoning map by adding Jefferson Avenue as a designated corridor with the Entrance Corridor Overlay District.

Action Contemplated

Councillor Lovely Moved the communication be received and filed Voted

Councillor Lovely Moved Adoption of zoning map amendment for first passage
by roll call vote

YEAS NAYS ABSENT

Communication from Planning Board with recommendation of approval on amending the zoning map by adding Paradise Road as a designated corridor with the Entrance Corridor Overlay District.

Action Contemplated

Councillor Dibble Moved the communication be received and filed Voted

Councillor Dibble Moved Adoption of zoning map amendment for first passage
by roll call vote

YEAS NAYS ABSENT

PETITIONS

JANUARY 12, 2017

Petition from National Grid to relocate two poles on Bridge Street

HEARING REQUESTED JANUARY 26, 2017

Request from Salem State University, Diversity and Multicultural Affairs, to hold its MLK Freedom March and use of city streets on Monday, January 16, 2017

Action Contemplated

Councillor Dibble

Moved Granted

Voted

Petition from Boston Pie, Inc. d/b/a/ Domino's Pizza located at 4 Canal Street to request that the trial basis for extended hours be amended to operate from 10:30 A.M. to 1:00 A.M. Monday – Sunday, 7 days a week. (Extended hours approved for their 6-month trial were to operate until 1:00 A.M. Sunday through Thursday and until 2:00 A.M. Friday through Saturday)

Action Contemplated

Councillor Turiel

Moved

Voted

PETITIONS

JANUARY 12, 2017

The Following License Applications:

PUBLIC GUIDES: Carole Hartling, 37 Peach Highlands, Marblehead
 David Harris, 3 Buford Rd., Peabody
 Linda Harris, 3 Buford Rd., Peabody
 Heide Hasselmann, 2 Cranberry Hill, Duxbury
 Hannah Diozzi, 20 Pleasant St., Salem
 Robert Kieran, 14 Tremont St., Salem
 Francis Pelletier, 703 Ferncroft Tower, Danvers
 Abigail Russell, 37 Forest St., Wakefield
 William Sano, 35 Daniels St., Salem
 Nancy Sweeter, 60 Burley St. Danvers
 Carol Weitzman, 4206 Woodbridge Rd., Peabody
 Jonnet Holladay, 4 Longfellow Place, Boston
 Charles Galvin, 5 Warren St., Salem
 Deborah Pantazelos, 8 Michael Dr., Danvers
 Patrick Curran, 9 Rockland Rd., Danvers
 Allan Dorrington, 1000 Lexington St., Waltham
 Amey Butler, 14 Hunt St., Danvers
 Brenda Canady, 11 Glover St., Salem
 Joyce Harrington, 49 Valiant Way, Salem
 Dominic Lavorante, 171 Loring Ave., Salem
 Timothy Maguire, 28 Hight St., Salem
 Scott Aden, 14 Winthrop Shore Dr., Winthrop
 Kathleen Ward, 3 Sutton Ter., Salem
 Robert Sant Fournier, 5 Crescent Ct., Beverly

Action Contemplated

Councillor Ryan

Moved Granted

Voted

PETITIONS

JANUARY 12, 2017

The Following Taxi Operator License:

Rafael Moya, 5A Ropes St. Salem
 Hipolito Ozoria, 10 Porter St., Salem
 Guillermo Javier, 32 Rainbow Terr., Salem
 Alejandro Fernandez, 4D Stevens St., Peabody
 Rafael Paulino, 50 Warren St., Peabody
 Juan Nunez, 11 Mason St., Salem
 Eladio Pena, 38 Peabody St., Salem
 Hector J. Pena, 47 Estes St., Lynn
 Bob Ruest, 6 Dustin St., Peabody
 David A. Beauchamps, 35 Clement Ave., Peabody
 Mateo Calderon, 6 Grant St., Beverly
 Andrew Gerard Smith, 6 Monroe St., Salem
 Jose A. Lopez, 16 Mason St., Salem
 Oscar R. Gutierrez Ramirez, 34 Prince St. #8, Salem
 Ramon Espinal Jr., 12 Mt. Vernon St. #2, Salem

Action Contemplated

Councillor Ryan

Moved Granted

Voted

The Following Taxi Operator License:

Juan Reynoso, 64 Palmer St., Salem

Action Contemplated

Councillor Ryan

Moved Denied

Voted

PETITIONS

JANUARY 12, 2017

Request from Juan Reynoso to hold a hearing on the denial of his Taxi Operator License

Action Contemplated

Councillor Ryan	Refer to the Comm. on Ord., Lic. & Legal Affairs to hold an Executive Session	Voted
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The Following License Applications:

SEAWORM:	Jose Machado, 138 Lynnfield St., Peabody Tomohiro Shiraishi, 58 Everett St., Boston Michael Sanchez, 31 Preston St., Wakefield
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SECOND HAND CLOTHING:	Modern Millie, 3 Central St., Salem Re-Find, 244 Essex St., Salem Re-Find, 72 Washington St., Salem
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SECOND HAND VALUABLE:	Once & Again, 45 Bridge St., Salem Game Zone, 270 Essex St., Salem RJ Coins and Jewelry, 68 Wharf St., Salem Witch City Consignment, 301 Essex St., Salem
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TAG DAYS:	S.H.S. Percussion Ensemble & Winter Guard, 2/18/17 S.H.S. Concert Band & Wind Ensemble, 5/6/17 Salem Little League, 5/20/17, 6/10/17 & 7/8/17
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Action Contemplated

Councillor Ryan	Refer to Comm. on Ord., Lic. & Legal Affairs	Voted
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PETITIONS

JANUARY 12, 2017

The Following Drainlayer/Contractor Operator Licenses:

Atlantic Paving, 119R Foster St., Peabody
 Bartlett and Steadman, R67 Village St., Marblehead
 Cahill Development, 9 Shortell Ave., Beverly
 Caruso & McGovern Construction, 1 Industrial Way, Georgetown
 Caruso Corp, 320 Charger St., Revere
 Dayco, 410 Loring Ave., Salem
 Deiulis Bros. Construction, 31 Collins St. Terr., Lynn
 Geologic Earth Exploration, 7 Sherwood Dr., Norfolk
 J. Masterson Construction, 46 Prince St., Danvers
 J.J. O'Brien & Sons, 5 Fern St., Waltham
 J.H. Lynch & Sons, Inc., 50 Lynch Place, Cumberland, RI
 James W. Flett Co., 800 Pleasant St., Belmont
 Meninno Construction, 76 Oakville St., Lynn
 N. Granese & Sons, 59 Jefferson Ave., Salem
 New England Electrical Contracting, 21 Marion Dr., Kingston
 Peterson Construction, 210 Broadway, Lynn
 Phoenix Communications, 25 Bowditch Dr., Shrewsbury
 P.V. Barone Corp., 18 Central St., Winthrop
 Pumel Enterprises, 116 Rabbit Rd., Salisbury
 R.B. Strong Excavating, 122 Western Ave., Gloucester
 Rooter-Man, 13 Littles Ln., Peabody
 Spencer Contracting, 23 Upton St., Peabody
 TDS, Inc. 2 Peter Dr., Sterling
 Village Construction, 57 Wharf St., Salem
 W.L. French Excavating, 3 Survey Circle, N. Billerica

Action Contemplated

Councilor Ryan

Moved Granted

Voted

PETITIONS

JANUARY 12, 2017

The Following Claims:

Ernest Belleau, 49R Essex St., Salem
Chad Hynes, 214 Derby St., Salem
Diane White, 505 Boston St., Lynn
Bradley Duhaime, 28 Nichols St., Salem
Richard Reeves, 23 Dunlap St., Salem
Sophia Smith, 206 North St., Salem
Austin Sweazy, 141 Loring Ave., Salem
Dennis Ross, 2 Woodside St., Salem
Danielle Leonard, 22 Sable Rd., Salem
Mary Forte, 119 Atlantic Ave., Marblehead

SUBROGATED

Progressive Direct Insurance (for Robert Drummey), 24344 Network Place, Chicago, IL 60673-1243

Action Contemplated

Councillor Ryan

Refer to Comm. on Ord., Lic. & Legal Affairs

Voted

The Following Bonds:

DRAINLAYER:

Bartlett and Steadman, R67 Village St., Marblehead
Dayco, 410 Loring Ave., Salem
J.J. O'Brien & Sons, 5 Fern St., Waltham

SIGN:

Action Contemplated

Councillor Ryan

Refer to Comm. on Ord., Lic. & Legal Affairs & Returned Approved

Voted

UNFINISHED BUSINESS

JANUARY 12, 2017

Councillor Gerard

SECOND PASSAGE BOND ORDER for the sum of One Million, Four Hundred Thousand Dollars for the taking by eminent domain 289 Derby Street.

Action Contemplated

Councillor Gerard	Moved Adoption for second and final passage By roll call vote	YEAS	NAYS	ABSENT
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Councillor Sargent

SECOND PASSAGE ORDINANCE amending Traffic Ch. 42, Sec. 50B "Handicap Parking Limited Time" Mt. Vernon Street

Action Contemplated

Councillor Sargent	Moved Adoption for second and final passage	Voted
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Councillor McCarthy

SECOND PASSAGE ORDINANCE amending Traffic Ch. 42, Sec. 50B "Handicap Parking Limited Time" Becket Street

Action Contemplated

Councillor McCarthy	Moved Adoption for second and final passage	Voted
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On the motion of Councillor	the meeting adjourned at	P.M.
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