

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

*Cheryl A. LaPointe
City Clerk*



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January 23, 2018

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 25, 2018 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 25, 2018

REGULAR MEETING

“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 25, 2018 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on January 23, 2018, at 9:55 A.M. This meeting is being taped and is live on S.A.T.V.

Councillors absent:

Council President Gerard presided.

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

VOTED

President Gerard 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 25, 2018

REGULAR MEETING

HEARINGS

ORDERED: Mobilitie to attach a small cell Backhaul Equipment to Existing Utility Pole (non-city owned) on Highland Avenue (Directly in front of Salem Hospital Property)

IN FAVOR:

OPPOSED:

Action Contemplated

Councillor Peterson

Moved Hearing be Closed

Voted

Councillor Peterson

Moved Granted once the City Clerk receives from Mobilitie the agreements from the utility companies

Voted

JANUARY 25, 2018

REGULAR MEETING

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting, Mayor's appointment of Carly Dwyer Naik to serve as a member of the Public Art Commission with the term to expire on September 22, 2018

Action Contemplated

Councillor Madore	Confirmation by roll call vote	Yeas	Nays	Abs
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Held from the last meeting, the Mayor's appointment of Thomas Watkins to serve as the City of Salem's Purchasing Agent with a term to expire on January 31, 2019

Action Contemplated

Councillor Dibble	Confirmation by roll call vote	Yeas	Nays	Abs
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Held from the last meeting, the Mayor's appointment of Daniel J. Napolitano to serve as a member of the Salem Planning Board with the term to expire on March 10, 2021

Action Contemplated

Councillor Peterson	Confirmation by roll call vote	Yeas	Nays	Abs
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JANUARY 25, 2018

REGULAR MEETING

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting, the Mayor's appointment of Emily Larsen to serve as a member of the Salem Public Art Commission with the term to expire on January 11, 2020

Action Contemplated

Councillor McCarthy	Confirmation by roll call vote	Yeas	Nays	Abs
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Held from the last meeting, Mayor's appointment of Kurt Ankey-Beauchamp to serve as a member of the Salem Public Art Commission with the term to expire on January 11, 2020

Action Contemplated

Councillor McCarthy	Confirmation by roll call vote	Yeas	Nays	Abs
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Mayor's appointment of Mary Anne Silva to serve as a member of the Salem Cemetery Commission with the term to expire on February 2, 2019

Councillor	Suspension	Councillor	Objection
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Action Contemplated

Councillor Dibble	Held under the Rules
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JANUARY 25, 2018

REGULAR MEETING

APPOINTMENTS AND REAPPOINTMENTS

Mayor's appointment of Geri Yuhas to serve as a member of the Salem Board of Health with the term to expire on April 14, 2019

Councillor	Suspension	Councillor	Objection
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Action Contemplated

Councillor Madore	Held under the Rules
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Mayor's appointment of the following to serve as members of the Salem Affordable Housing Trust Fund Board of Trustees with their terms to expire on:

Councillor	Suspension	Councillor	Objection
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<u>Name</u>	<u>Address</u>	<u>Term to Expire</u>
Rebecca Curran	14 Clifton Ave., Salem	January 25, 2020
Mickey Northcutt	9 Northey St., Salem	January 25, 2020

Action Contemplated

Councillor Turiel	Held under the Rules
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JANUARY 25, 2018

REGULAR MEETING

APPOINTMENTS AND REAPPOINTMENTS

Mayor's appointment of the following to serve as members of the Salem Youth Commission with the following terms to expire:

Councillor	Suspension	Councillor	Objection
<u>Name</u>		<u>Term to Expire:</u>	
Ashley Blanco		May 12, 2018	
Valentina Mendez		May 12, 2018	
Ishmael Telemaco		May 12, 2018	
Lillian Kelley		May 12, 2019	

Action Contemplated

Councillor Sargent Held under the Rules

Mayor's reappointment of the following Constable with their terms to expire on:

<u>Name</u>	<u>Address</u>	<u>Term to expire on</u>
Paul Minsky	5 Lynn Shore Drive, Lynn	February 6, 2021
Antonio Vieira	9 Shamrock St., Peabody	September 28, 2020
Manuel Rabbit	3 Red Jacket Lane, Salem	September 13, 2018
John Ruehrwein, Sr.	32 Pine St., Wakefield	January 20, 2021

Action Contemplated

Councillor McCarthy Moved Received & Filed Voted

JANUARY 25, 2018

REGULAR MEETING

COMMUNICATIONS FROM THE MAYOR

ORDER: Appropriation of \$72,600.00 from "Capital Outlay – Equipment" to be expended for the purchase of A/V and presentation system equipment at the new Jean Levesque Community Life Center by the IT Department

Councillor	suspension of the rules	Councillor	object
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Action Contemplated

Councillor Turiel	Moved Adoption Or Refer to Committee on Administration And Finance under the rules	Voted
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ORDER: Appropriation of \$50,000.00 from "Retirement Stabilization Fund – Vacation/Sick Leave Buyback" account for future employee buyback requests.

Councillor	suspension of the rules	Councillor	object
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Action Contemplated

Councillor Turiel	Moved Adoption Or Refer to Committee on Administration And Finance under the rules	Voted
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ORDER: Appropriation of \$45,000.00 from "Fund Balance – Free Cash" account to the "Police – Medical" account

Councillor	suspension of the rules	Councillor	object
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Action Contemplated

Councillor Turiel	Moved Adoption Or Refer to Committee on Administration And Finance under the rules	Voted
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JANUARY 25, 2018

REGULAR MEETING

COMMUNICATIONS FROM THE MAYOR

ORDER: Appropriation of \$34,377.64 from "Retirement Stabilization Fund – Vacation/Sick Leave Byback" account to cover retirement of John Gifford of the Police Dept.

Councillor	suspension of the rules	Councillor	object
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Action Contemplated

Councillor Turiel	Moved Adoption Or Refer to Committee on Administration And Finance under the rules	Voted
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ORDER: Appropriation of \$28,000.00 from "Fund Balance – Free Cash" to "City Council – Advertising" account to cover the costs in the advertising account for the remainder of the Fiscal Year.

Councillor	suspension of the rules	Councillor	object
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Action Contemplated

Councillor Turiel	Moved Adoption Or Refer to Committee on Administration And Finance under the rules	Voted
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ORDER: Appropriation of \$2,500.00 from "Fund Balance – Free Cash" account to the "Planning – Contracted Services" account to cover the costs for the City's Share of the North Shore Mobility Study.

Councillor	suspension of the rules	Councillor	object
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Action Contemplated

Councillor Turiel	Moved Adoption Or Refer to Committee on Administration And Finance under the rules	Voted
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JANUARY 25, 2018

REGULAR MEETING

COMMUNICATIONS FROM THE MAYOR

ORDER: Appropriation of \$1,500.00 from "Fund Balance – Free Cash" account to the "Veterans – In-State Travel" account

Councillor	suspension of the rules	Councillor	object
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Action Contemplated

Councillor Turiel	Moved Adoption Or Refer to Committee on Administration And Finance under the rules	Voted
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ORDINANCE: amending an Ordinance relative to Chapter 2, Article IV, Div. 14., Affordable Housing Trust Fund Board of Trustees – Section 2-1005 – Powers and Duties.

Action Contemplated

Councillor McCarthy	Moved Adoption for first passage Or Refer to the Committee on Ordinances, Licenses & Legal Affairs	Voted
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JANUARY 25, 2018

REGULAR MEETING

MAYOR'S INFORMATIONAL PAGE

NONE

JANUARY 25, 2018

REGULAR MEETING

MOTIONS, ORDERS, AND RESOLUTIONS

Councillor Turiel

ORDERED: That the Monthly Financial Report dated December 31, 2017 be referred to the Committee on Administration and Finance.

Action Contemplated

Councillor Turiel	Moved Adoption	Voted
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Councillor Turiel

ORDERED: That the Year to Date Financial Report dated October, November and December 2017 be referred to the Committee on Administration and Finance.

Action Contemplated

Councillor Turiel	Moved Adoption	Voted
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Councillor Madore

Ordinance: An Ordinance to amend an Ordinance relative to Traffic, Chapter 42, Section 74 _ General Prohibition Towing Zones, Skerry Street, northerly side beginning at Bridge Street and continuing to the entrance of the Carlton School, no parking tow zone 2:00 PM to 3:00 PM, Monday through Friday school days only. "No Parking Tow Zone"

Action Contemplated

Councillor Madoree	Moved adoption for first passage	Voted
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JANUARY 25, 2018

REGULAR MEETING

MOTIONS, ORDERS, AND RESOLUTIONS

Councillor Turiel

ORDERED: That the John L. O'Brien, Jr., Register of Deeds or his designee be invited to make a presentation at the February 8, 2018 Council meeting, relative to a new program called Property Fraud Watch. This program, "Property Fraud Watch" will assist the homeowners of the City of Salem in protecting their home from property deed and mortgage fraud.

Action Contemplated

Councillor Turiel

Moved Adoption

Voted

Councillor McCarthy

ORDERED: That the enclosed Tag Day application for Salem High School Swim Team requested for January 28, 2018 and February 10, 2018 be granted.

Action Contemplated

Councillor McCarthy

Moved Adoption

Voted

Councillor Madore

ORDERED: That the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole meet to discuss the use of up to four (4) parking spaces on Washington Street to be used in conjunction with the two (2) southernmost rows of parking in Riley Plaza for a valet parking pilot. Invited: Traffic/Parking Director or his designee and the Executive Director of the Chamber of Commerce.

Action Contemplated

Councillor Madore

Moved Adoption

Voted

JANUARY 25, 2018**REGULAR MEETING****COMMITTEE REPORTS**

Councillor McCarthy 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

JUNK YARD: 15 Robinson Road, LLC, 15 Robinson Rd, Salem

SECOND HAND VALUABLES: The Record Exchange, 256 Washington St, Salem
Witch City Consignment, 301 Essex St, Salem

TAG DAY: S.H.S. Girls La Crosse, 3/31/18 & 4/14/18

Accept the Report Voted

Adopt the Recommendation Voted

Councillor Turiel offered the following report for the Committee on Administration and Finance to whom was referred the matter of the appropriation of \$19,383.06 in the Retirement Stabilization Fund-Vacation/Sick Leave Buy back" to be expended for the FY18 contractual buybacks for Amy Connelly, Library, \$14,668.23 and Dennis Ross, Building Inspector's Office, \$4,714.83 has considered said matter and would recommend (Action unknown meeting took place after agenda deadline)

Accept the Report Voted

Adopt the Recommendation Voted

Councillor Turiel 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 accepting the Mass General Law, Ch. 59, Section 5K, Property tax liability reduced in exchange for volunteer services; persons over age 60, as amended on November 7, 2016 to allow the maximum benefit to those residents over the age of 60 who volunteer their services in exchange for a reduction in their property tax shall increase from \$1,000.00 to \$1,500.00 has considered said matter and would recommend (Action unknown meeting took place after agenda deadline)

Accept the Report Voted

Adopt the Recommendation Voted

JANUARY 25, 2018

REGULAR MEETING

COMMITTEE REPORTS

Councillor Dibble offered the following report for the Committee on Community and Economic Development co-posted with the Committee of the Whole to whom was referred the matter of a Home Rule Petition to the General Court for an Act Authorizing a local short-term rental excise tax (6%) in the City of Salem has considered said matter and would recommend this Home Rule Petition be adopted by Roll Call Vote

Accept the Report Voted

Adopt the Recommendation Voted

Councillor Dibble offered the following report for the Committee on Community and Economic Development co-posted with the Committee of the Whole to whom was referred the matter of discussing Air Bed and Breakfasts known as Airbnb and their impacts on the City of Salem and possibly creating an Ordinance to oversee these rentals has considered said matter and would recommend that the matter be kept in committee and that a task force be created to draft a short-term rental ordinance

Accept the Report Voted

Adopt the Recommendation Voted

JANUARY 25, 2018

REGULAR MEETING

COMMUNICATIONS FROM CITY OFFICIALS

NONE

JANUARY 25, 2018

REGULAR MEETING

PETITIONS

Request from residents of Raymond Road for a block party, from beginning of Raymond on Loring to the entrance of Rainbow Terrace, on May 5, 2018 from 10:00 A.M. to 8:00 P.M. with a rain date on May 12, 2018

Action Contemplated

Councillor Dibble

Moved Granted

Voted

The Following License Applications:

PUBLIC GUIDES:

- Christine Gandolfi-Piper, 40 Aborn St., Peabody
- Tammy Harrington, 21 Chase St., Beverly
- Patrick J Curran, 9 Rockland Rd., Danvers
- Robert W. Anthony, 27 Charter St., Salem
- Joseph Amato, 78 Marshall St., Medford
- Nicholas Pierce, 16 Garland St., Lynn
- Rob Hawkins, 60 Ridgewood Ln., Gardner
- Alicia Diozzi, 40 English St., Salem
- Cynthia Shapiro, 24 Glendale St., Salem
- Ronald K. Olson, 50 Stony Brook Rd., Marblehead
- James Morfis-Gass, 123 Lynn St., Peabody
- Bob Gautreau, 12 Lynde St., Salem
- David Breen, 215 Ocean St., Lynn
- Charles H. Galvin, 5 Warren St., Salem
- John "Giovanni" Alabiso, 2 Buxton St., Peabody
- Sarah "Frankie" Carter, 394 Essex St., Salem
- Amey Butler, 14 Hunt St., Danvers
- Karen Scalia, 29rr Upham St., Salem
- Holly Travis, 5 Curtis St., Salem
- Ryan Travis, 5 Curtis St., Salem

Licenses Continued Next Page

JANUARY 25, 2018

REGULAR MEETING

PETITIONS

Licenses Continued

TAXI OPERATORS: Alberto Guerrero, 1000 Loring Ave., Salem
 Rafeal Gomez, 57 Harbor St., Salem
 Juan Nunez, 11 Mason St., Salem
 Alberto Delacruz, 146 Shore Dr., Peabody
 Eladio Pena, 38 Peabody St., Salem
 Welkins Rafael Vicioso -Jose, 32 Perkins St., Salem
 Bienvenido Vicioso-Gil, 8 Charles St., Salem
 Juan Tomas Pena, 52 Tremont St., Salem
 Oscar Gutierrez Ramirez, 34 Prince St., Salem
 Krystle Lee Korpi Houghton, 3 Northend Ave., Salem
 Juan F. Rojas, 10 Porter St., Salem
 Johnny Fabian, 52 Ward St., Salem
 Rex Allen Kent, 42 Maple Ave., Swampscott
 Jose A. Lopez, 16 Mason St., Salem
 Rafael E. Pena, 14 Cherry St., Salem
 Leandro Pena, 127 Hamilton Ave., Lynn
 Ramon S. Guzman, 20 S Elm St., Lynn
 Antonio Fernandez, 230 Jefferson Ave., Salem
 Anthony Brache Gil, 3 Salem St., Salem
 Cirilo Brache, 3 Salem St., Salem
 Jose Fabian, 32B Palmer St., Salem
 Luz Y. Sanchez Santiago, 117 Congress St., Salem
 Leudy F. Jimenez, 60 Cooledge St., Revere
 Oscar Garcia, 9 Abbott St., Salem
 Friz Hilaire, 324 Jefferson Ave., Salem

Action Contemplated

Councillor McCarthy

Moved Granted

Voted

JANUARY 25, 2018

REGULAR MEETING

PETITIONS

The Following License Applications:

TAXI OPERATOR: Joshua Plummer, 4 Linden St., Salem

Action Contemplated

Councillor McCarthy	Moved Denied	Voted
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The following Taxi Operator Hearing Requests

Joshua Plummer, 4 Linden St., Salem

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

SECOND HAND CLOTHING: Modern Millie, 3 Central St., Salem

TAG DAYS: S.H.S. Spring Track, March 31, 2018
 Disable American Veterans, May 17-20, 2018 & Nov. 1-4, 2018
 VFW, May 25-29, 2018 & Nov. 8-11, 2018
 Salem VET Council, July 1-4, 2018
 Salem Little League, May 19, 2018 & June 9, 2018

Action Contemplated

Councillor McCarthy	Refer to Comm. on Ord., Lic. & Legal Affairs	Voted
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JANUARY 25, 2018

REGULAR MEETING

PETITIONS

The Following Drainlayer/Contract Operator Licenses:

R. DiLisio Co. Inc., 113 Fayette St., Lynn
 Raffaele Construction, 21 Elm Place, Swampscott
 P.V. Barone Corp., 18 Central St., Winthrop

Action Contemplated

Councillor McCarthy	Moved Granted	Voted
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The Following Claims:

Isaac Santana, 36A Naumkeag St., Salem
 Matthew Kirsch, 7 Howard St. #5, Salem

Action Contemplated

Councillor McCarty	Refer to Comm. on Ord., Lic. & Legal Affairs	Voted
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The Following Bonds:

CONSTABLE: Antonio Vieira, 9 Shamrock St., Peabody
 John Ruehrwein, Sr., 32 Pine St., Wakefield

Action Contemplated

Councillor McCarty	Refer to Comm. on Ord., Lic. & Legal Affairs & Returned Approved	Voted
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JANUARY 25, 2018

REGULAR MEETING

UNFINISHED BUSINESS

NONE

On the motion of Councillor

the meeting adjourned at

P.M.