

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

*Ilene Simons
City Clerk*



*Room 1
City Hall*

October 6, 2020

MEETING NOTICE AND AGENDA

The City Council will meet on Thursday, October 8, 2020 at 7:00 P.M. remotely to hold its regular meeting for the purpose of discussing any and all business. Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §20, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Salem City Council will be conducted via remote participation to the greatest extent possible. 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. Agenda and back-up documentation to follow.

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/88671209771?pwd=d3FMU0E2TWQxNENETFUrZmpWRGp6Zz09>
Password: 162982

- Go to the website link <https://zoom.us/join>. Enter meeting/webinar ID #: 886 7120 9771 followed by the meeting password above if directed to do so on screen.
- 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#: 886 7120 9771 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.

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING**

- 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

“Persons 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**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING**

A Regular Meeting of the City Council is being held remotely on Thursday, October 8, 2020 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on October 6, 2020 at 12:10 P.M. This meeting is being taped and is live on S.A.T.V.

Councillors absent:

Council President McCarthy presided.

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

VOTED

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

PUBLIC TESTIMONY

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 Governor Baker's Emergency Order stated above, 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 emailing isimons@saalem.com OR leaving a voice mail at 978-619-5614. Please include your name, address, subject matter in addition to 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**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****HEARINGS**

ORDERED: National Grid to install 2 conduits on 1 Jefferson Ave.

APPEARING IN FAVOR:

APPEARING OPPOSED:

Councillor Morsillo	Moved the Hearing be closed	Voted
---------------------	-----------------------------	-------

Councillor Morsillo	Moved Granted by RCV	Yeas	Nays	Abs
---------------------	----------------------	------	------	-----

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****HEARINGS**

ORDERED: Comcast to install a conduit on 41 Lafayette St.

APPEARING IN FAVOR:

APPEARING OPPOSED:

Councillor McCarthy	Moved the Hearing be closed	Voted		
Councillor McCarthy	Moved Granted by RCV	Yeas	Nays	Abs

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****APPOINTMENTS AND REAPPOINTMENTS**

The Mayor's Appointment of Alexandra Pineros Shields of 7 Bristol St. to the Board of Registrars as an unenrolled voter with a term to expire June 23, 2020 to replace Alexander Mitchell-Munevar

Councillor	Suspension of the Rules	Councillor	Objection
------------	-------------------------	------------	-----------

Action Contemplated

Councillor Turiel	Held under the Rules Until the next meeting	Voted
-------------------	--	-------

The Mayor's Reappointment of Eric Papetti of 11 Symonds St. to the Traffic & Parking Commission with a term to expire October 12, 2023

Action Contemplated

Councillor Riccardi	Moved Granted by RCV	Yeas	Nays	Abs
---------------------	----------------------	------	------	-----

The Mayor's Reappointment of Tanya Stepasiuk of 10 Burnside St. to the Traffic & Parking Commission with a term to expire October 12, 2023

Action Contemplated

Councillor Madore	Moved Granted by RCV	Yeas	Nays	Abs
-------------------	----------------------	------	------	-----

OCTOBER 8, 2020

CITY COUNCIL REGULAR MEETING

COMMUNICATIONS FROM THE MAYOR

Councillor Turiel	Suspension of the Rules	C.	Objection
-------------------	-------------------------	----	-----------

Councillor Turiel	Moved Adoption by RCV	Yea	Nay	Abs
	OR			
	Refer to Admin. & Finance under the Rules			

ORDERED: That the sum of Fifty Four Thousand, Six Hundred and Ninety Four Dollars and Forty-Four Cents (\$54,694.44) be approved within the "Retirement Stabilization Fund-Vacation/Sick Leave Buyback" account (83113-5146) to be expended for the FY 2021 contractual buyback(s) listed below in accordance with the recommendation of Her Honor the Mayor.

Name	Department	Amount
Richard Arno	Fire	54,694.44
		\$ 54,694.44

Councillor Turiel	Suspension of the Rules	C.	Objection
-------------------	-------------------------	----	-----------

Action Contemplated

Councillor Turiel	Moved Adoption by RCV	Yea	Nay	Abs
	OR			
	Refer to Admin. & Finance under the Rules			

CITY OF SALEM

OCTOBER 8, 2020

CITY COUNCIL REGULAR MEETING

COMMUNICATIONS FROM THE MAYOR

ORDERED: That the sum of Eight Thousand, Eight Hundred and Eighty Dollars (\$8,880.00) be hereby appropriated from the following "Receipts Reserved for Appropriation" account, to be transferred to the Park & Rec Contracted Services account 16502-5320 for the "New Air Handler/HVAC Replacement" for the Golf Course in accordance with the recommendation of Her Honor the Mayor.

Description	Amount
Receipts Reserved – Golf Course	\$ 8,880.00
Total	\$ 8,880.00

Councillor Turiel	Suspension of the Rules	C.	Objection
-------------------	-------------------------	----	-----------

Action Contemplated

Councillor	Moved Adoption by RCV	Yea	Nay	Abs
Turiel	OR Refer to Admin. & Finance under the Rules			

ORDERED: To accept the donation from Darleen Melis in the amount of One Thousand, Three Hundred and Fifty Dollars (\$1,350.00) to contribute to the planting of new trees on the North and South lawns of Post Office on Margin Street in accordance with the Salem Tree Ordinance sec. 43-32. These funds will be deposited into the City's Tree Donation Fund 23301-4830 in accordance with the recommendation of Her Honor the Mayor.

Action Contemplated

Councillor Turiel	Moved Adoption by RCV	Yea	Nay	Abs
-------------------	-----------------------	-----	-----	-----

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****COMMUNICATIONS FROM THE MAYOR**

ORDERED: To accept the donation of One Thousand Two Hundred Dollars (\$1,200.00) from David Doyle. The donation is to be deposited into the Parks and Recreation Donation Fund 2406 (24061-4830) for the Golf League in accordance with the recommendation of Her Honor the Mayor.

Action Contemplated

Councillor Turiel

Moved Adoption by RCV

Yea

Nay

Abs

CITY OF SALEM

OCTOBER 8, 2020

CITY COUNCIL REGULAR MEETING

MAYOR'S INFORMATIONAL PAGE

NONE

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****MOTIONS, ORDERS AND RESOLUTIONS**

Councillor McCarthy

In the Year Two Thousand and Twenty*An Ordinance* to amend an Ordinance relative to Traffic, Ch. 42. Sec. 50B

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

Section 1. Amending Chapter 42, Section 50B – “Handicap Zones, Limited Time” is hereby amended by adding the following:

One HP parking space to be added on, Salem Street in front of #28 on the West side, beginning four (4) feet north of the driveway at 28 Salem Street, running north for twenty (20) feet “Handicapped Zones, Limited Time.”

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

Action Contemplated

Councillor McCarthy	Adoption for first passage by RCV	Yeas	Nays	Abs
---------------------	-----------------------------------	------	------	-----

Councillor Turiel

In the Year Two Thousand and Twenty*An Ordinance* to amend an Ordinance relative to Traffic, Ch. 42. Sec. 50B

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

Section 1. Amending Chapter 42, Section 50B – “Handicap Zones, Limited Time” is hereby amended by adding the following:

One HP parking space to be added on, Leach Street on the North side, starting four (4) feet from the driveway at 15 Leach Street, running east for twenty (20) feet “Handicapped Zones, Limited Time.”

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

Action Contemplated

Councillor Turiel	Adoption for first passage by RCV	Yeas	Nays	Abs
-------------------	-----------------------------------	------	------	-----

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****MOTIONS, ORDERS AND RESOLUTIONS**

Councillor Riccardi

In the Year Two Thousand and Twenty*An Ordinance* to amend an Ordinance relative to Traffic, Ch. 42. Sec. 50B

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

Section 1. Amending Chapter 42, Section 50B – “Handicap Zones, Limited Time” is hereby amended by adding the following:

One HP parking space to be added on, Appleton Street on the East side, beginning fifty-six (56) feet South of the intersection of Nursery Street, running South for twenty (20) feet “Handicapped Zones, Limited Time.”

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

Action Contemplated

Councillor Riccardi	Adoption for first passage by RCV	Yeas	Nays	Abs
---------------------	-----------------------------------	------	------	-----

Councillor Madore

In the Year Two Thousand and Twenty*An Ordinance* to amend an Ordinance relative to Traffic, Ch. 42. Sec. 50B

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

Section 1. Amending Chapter 42, Section 50B – “Handicap Zones, Limited Time” is hereby amended by repealing the following:

Repeal – Barton Street, in front of #13 ½ Barton Street, for a distance of twenty (20) feet “Handicapped Zones, Limited Time.” (1/11/18)

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

Action Contemplated

Councillor Madore	Adoption for first passage by RCV	Yeas	Nays	Abs
-------------------	-----------------------------------	------	------	-----

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****MOTIONS, ORDERS AND RESOLUTIONS**

Councillor Sargent

ORDERED: That the meetings of the qualified voters of the City of Salem be held in the several voting precincts in the city at the polling places designated hereinafter on Tuesday, November 3, 2020 from 7:00 A.M. to 8:00 P.M. for the purpose of casting votes in the State Election for the candidates for the following offices and questions:

ELECTORS OF PRESIDENT AND VICE PRESIDENT..... .. FOR THESE UNITED STATES
 SENATOR IN CONGRESS.FOR THIS COMMONWEALTH
 REPRESENTATIVE IN CONGRESS.FOR THE SIXTH DISTRICT
 COUNCILLOR.FOR THE FIFTH DISTRICT
 SENATOR IN GENERAL COURTFOR THE SECOND ESSEX DISTRICT
 REPRESENTATIVE IN GENERAL COURT.FOR THE SEVENTH ESSEX DISTRICT
 REGISTER OF PROBATE. FOR ESSEX COUNTY

QUESTION 1: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 5, 2020?

SUMMARY

This proposed law would require that motor vehicle owners and independent repair facilities be provided with expanded access to mechanical data related to vehicle maintenance and repair.

Starting with model year 2022, the proposed law would require manufacturers of motor vehicles sold in Massachusetts to equip any such vehicles that use telematics systems — systems that collect and wirelessly transmit mechanical data to a remote server — with a standardized open access data platform. Owners of motor vehicles with telematics systems would get access to mechanical data through a mobile device application. With vehicle owner authorization, independent repair facilities (those not affiliated with a manufacturer) and independent dealerships would be able to retrieve mechanical data from, and send commands to, the vehicle for repair, maintenance, and diagnostic testing.

Under the proposed law, manufacturers would not be allowed to require authorization before owners or repair facilities could access mechanical data stored in a motor vehicle's on-board diagnostic system, except through an authorization process standardized across all makes and models and administered by an entity unaffiliated with the manufacturer.

The proposed law would require the Attorney General to prepare a notice for prospective motor vehicle owners and lessees explaining telematics systems and the proposed law's requirements concerning access to the vehicle's mechanical data. Under the proposed law, dealers would have to provide prospective owners with, and prospective owners would have to acknowledge

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING**

receipt of, the notice before buying or leasing a vehicle. Failure to comply with these notice requirements would subject motor vehicle dealers to sanctions by the applicable licensing authority.

Motor vehicle owners and independent repair facilities could enforce this law through state consumer protection laws and recover civil penalties of the greater of treble damages or \$10,000 per violation.

A YES VOTE would provide motor vehicle owners and independent repair facilities with expanded access to wirelessly transmitted mechanical data related to their vehicles' maintenance and repair.

A NO VOTE would make no change in the law governing access to vehicles' wirelessly transmitted mechanical data.

QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 5, 2020?

SUMMARY

This proposed law would implement a voting system known as "ranked-choice voting," in which voters rank one or more candidates by order of preference. Ranked-choice voting would be used in primary and general elections for all Massachusetts statewide offices, state legislative offices, federal congressional offices, and certain other offices beginning in 2022. Ranked-choice voting would not be used in elections for president, county commissioner, or regional district school committee member.

Under the proposed law, votes would be counted in a series of rounds. In the first round, if one candidate received more than 50 percent of the first-place votes, that candidate would be declared the winner and no other rounds would be necessary. If no candidate received more than 50 percent of the first-place votes, then the candidate or candidates who received the fewest first-place votes would be eliminated and, in the next round, each vote for an eliminated candidate would instead be counted toward the next highest-ranked candidate on that voter's ballot. Depending on the number of candidates, additional rounds of counting could occur, with the last-place candidate or candidates in each round being eliminated and the votes for an eliminated candidate going to the voter's next choice out of the remaining candidates. A tie for last place in any round would be broken by comparing the tied candidates' support in earlier rounds. Ultimately, the candidate who was, out of the remaining candidates, the preference of a majority of voters would be declared the winner.

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING**

Ranked-choice voting would be used only in races where a single candidate is to be declared the winner and not in races where more than one person is to be elected.

Under the proposed law, if no candidate received more than 50 percent of first-place votes in the first round, the rounds of ballot-counting necessary for ranked-choice voting would be conducted at a central tabulation facility. At the facility, voters' rankings would be entered into a computer, which would then be used to calculate the results of each round of the counting process. The proposed law provides that candidates in a statewide or district election would have at least three days to request a recount.

The Secretary of State would be required to issue regulations to implement the proposed law and conduct a voter education campaign about the ranked-choice voting process. The proposed law would take effect on January 1, 2022.

A YES VOTE would create a system of ranked-choice voting in which voters would have the option to rank candidates in order of preference and votes would be counted in rounds, eliminating candidates with the lowest votes until one candidate has received a majority.

A NO VOTE would make no change in the laws governing voting and how votes are counted.

Be it FURTHER ORDERED: That the following places be and hereby are designated as polling places for said voting:

WARD ONE

PRECINCT ONE Bentley School, Memorial Drive

PRECINCT TWO *Saltonstall School, 211 Lafayette St.

*Please note the above for WARD 1 Precinct 2 is a Polling location change. This change is temporary for the State/Federal Election on November 3, 2020.

WARD TWO

PRECINCT ONE & TWO *Community Life Center, 401 Bridge St.

*Please note the above for WARD 2 Precincts 1 & 2 is a Polling location change. This change is temporary for the State/Federal Election on November 3, 2020.

WARD THREE

PRECINCT ONE & TWO Salem High School Auditorium, 77 Willson St.

WARD FOUR

PRECINCT ONE & TWO Witchcraft Heights School Gym, 1 Frederick St.

WARD FIVE

PRECINCT ONE & TWO Saltonstall School, 211 Lafayette St.

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****WARD SIX**

PRECINCT ONE & TWO Bates School Gymnasium, Liberty Hill Avenue

WARD SEVEN

PRECINCT ONE & TWO *Salem High School Library, 77 Willson St.

*Please note the above for WARD 7 Precinct 1 & 2 is a Polling location change. This change is temporary for the State/Federal Election on November 3, 2020.

BE IT FURTHER ORDERED: That the polls for said voting be opened at 7:00 A.M. and closed at 8:00 P.M. and that the City Clerk be instructed to post this notice as required by law.

Action Contemplated

Councillor Sargent	Moved Adoption by RCV	Yeas	Nays	Abs
--------------------	-----------------------	------	------	-----

CITY OF SALEM

OCTOBER 8, 2020

CITY COUNCIL REGULAR MEETING

COMMITTEE REPORTS

NONE

CITY OF SALEM

OCTOBER 8, 2020

CITY COUNCIL REGULAR MEETING

COMMUNICATIONS FROM CITY OFFICIALS

NONE

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****PETITIONS**

A request from the residents of Chestnut St. & all thoroughfares to hold a Block Party on October 31, 2020 5:00 PM – 10:00 PM.

Action Contemplated

Councillor Madore

Moved

VOTED

The Following License Applications:

PUBLIC GUIDES: Simone Norden 257 Washington St., Salem
 Rita Parisi 43 Merrimac St., Amesbury
 Brian Keady 34 Clement Ave., Peabody
 Jessica Bishop Dalrymple 480 Rantoul St., Beverly

Action Contemplated

Councillor Madore

Moved Granted

VOTED

The Following License Applications:

The Following Drainlayers: Messina Site & Utility Corp., 2 Riverside Dr., Marblehead
 Tufts Construction, Inc., 100 Tremont St., Everett

Action Contemplated

Councillor Madore

Moved Granted

VOTED

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****PETITIONS**

The Following Claims:

Sean Ferril 100 Washington St., Salem
Katelyn Donovan 70B School St., Salem
Michelle Altieri 100 Washington St., Salem

Action Contemplated

Councillor Madore

Moved referred to the Comm. on
Ord., Lic. & Legal Affairs

VOTED

The Following Bonds:

DRAINLAYERS:

Messina Site & Utility Corp., 2 Riverside Dr., Marblehead
Tufts Construction, Inc., 100 Tremont St., Everett

Action Contemplated

Councillor Madore

Moved referred to the Comm. on
Ord., Lic. & Legal Affairs and
returned approved

VOTED

CITY OF SALEM**OCTOBER 8, 2020****CITY COUNCIL REGULAR MEETING****UNFINISHED BUSINESS**

Second Passage of the following Ordinance amending Traffic

In the Year Two Thousand and Twenty

An Ordinance to amend an Ordinance relative to Traffic, Ch. 42. Sec. 50B

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

Section 1. Amending Chapter 42, Section 50B – “Handicap Zones, Limited Time” is hereby amended by repealing the following:

Hathorne Street, in front of #77, for a distance of Twenty (20) feet “Handicapped Parking Only, Tow Zone.” (5/13/10)

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

Action Contemplated

Councillor Morsillo	Moved adoption for first passage by RCV	Yeas	Nays	Abs
---------------------	---	------	------	-----

On the motion of Councillor

the meeting adjourned at

P.M.