

City of Salem, Massachusetts
Office of the City Clerk

Ilene Simons
City Clerk



Room 1
City Hall

REVISED

(Add Ordinances, Licenses Legal Affairs Committee Report)

January 23, 2024

MEETING NOTICE AND AGENDA

The Salem City Council will hold its regular meeting in-person on Thursday, January 25, 2024, at 7:00 P.M. in the Council Chambers, 93 Washington Street, 2nd floor for the purpose of discussing any and all business.

In-Person shall be the primary method of public access to such meetings. A secondary method of public access may be provided, if technologically feasible through Salem Access Television, and/or remotely through Zoom. See below for remote access and SATV information.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/81376114840?pwd=VmdOUjYzcHhaWXU3OXhUcEVEWnlpUT09>

Password: 621263

Go to the website link <https://zoom.us/join>. Enter **Webinar ID: 813 7611 4840** followed by the meeting password noted above in necessary.

Or by Telephone: Participants can dial a toll-free number at 877-853-5257 (Toll Free) or 888- 475-4499 (Toll Free). When prompted, enter **Webinar ID: 813 7611 4840** 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).

The public may also watch the meeting live on SATV on Channel 22.

Please note that it is the intent of the City Council that its meetings be available to the public in person, remotely and through Salem Access Television.

Very truly yours,

ATTEST:

ILENE SIMONS
CITY CLERK

“When in person, individuals 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.

CITY OF SALEM
JANUARY 25, 2024
REGULAR MEETING

“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.”

A Regular Meeting of the City Council was held in-person on Thursday, January 25, 2024, at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on January 23, 2024, at 11:01 A.M. This meeting is being recorded and is live on S.A.T.V. and Zoom unless technological issues interrupt the transmission.

Councillors absent:

Council President Hapworth presided.

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

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

Salem City Council Land Acknowledgment

The Salem City Council honors that this land is Naumkeag, or fishing place, where generations of Naumkeag people from the Pawtucket band of the Massachusetts Tribe lived and passed through for centuries.

We acknowledge that this is unceded Indigenous land and also acknowledge the Massachusetts Tribe, who continue to honor and hold this land into the present.

Salem’s City Council is committed to having ongoing meaningful dialogue with the indigenous peoples who have presence in Salem in order to dismantle the legacies of oppression and inequities that persist today.

PUBLIC TESTIMONY

Public Testimony not to exceed 15 minutes. Public Testimony is not a public hearing or question and answer period. Sign up must occur 30 minutes prior to meeting. The President shall, depending on the number of speakers, set a time limit, not to exceed three minutes, which each individual presenting testimony must abide.

How to Sign Up:

You may participate in Public Testimony in-person or remotely, if technologically feasible by either of the following two methods:

1. On-line form by using the link below:

<https://records.salem.com/Forms/PublicMeetingSpeaker>

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This form is available beginning 6:30 P.M. on the Tuesday before the Thursday meeting and remains open until 6:30 P.M. on the day of the Council Meeting. This form requests information such as your name, address, and whether you will attend in person or remotely. If the on-line form is not available due to technology issues, you must use option #2. In addition, if you plan have signed up to speak on zoom, we will allow you to speak as long as it is technologically feasible.

2. You may also sign the roster in the City Clerk's Office, no later than 6:30 P.M. on the date of the meeting.

CITY OF SALEM
JANUARY 25, 2024
REGULAR MEETING
HEARINGS

ORDERED: National Grid and Verizon to install 1 Jointly Owned Pole 400' northeast of the centerline of the intersection of Pope and Proctor St.

APPEARING IN FAVOR:

APPEARING IN OPPOSITION:

Action Contemplated

Councillor Morsillo	Moved to close the Public Hearing	Voted
Councillor Morsillo	Moved Granted	Voted

CITY OF SALEM
JANUARY 25, 2024
REGULAR MEETING

HEARINGS

ORDERED: National Grid and Verizon to install 1 Jointly Owned Pole 142' west of the centerline of the intersection of Harbor St. and Congress St.

APPEARING IN FAVOR:

APPEARING IN OPPOSITION:

Action Contemplated

Councillor Jerzylo	Moved to close the Public Hearing	Voted
Councillor Jerzylo	Moved Granted	Voted

CITY OF SALEM
JANUARY 25, 2024
REGULAR MEETING

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting the Mayor's Re-Appointments with the following terms to expire:

<u>Name</u>	<u>Adress</u>	<u>Board</u>	<u>Term to Expire</u>
Timothy Norton	9 Glover St. #2	Scholarship & Education Committee	March 28, 2025
Margarida Raka-Goncalves, Esq	16 Kosciuszko St.	Historical Comm.	January 11, 2026

Action Contemplated

Councillor Varela	Confirmation by RCV	Yeas	Nays	Abs
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The Mayor's appointments of the following with a term to expire:

<u>Name</u>	<u>Adress</u>	<u>Board</u>	<u>Term to Expire</u>
Ellen Simpson	1 Geneva St	Zoning Board of Appeals	September 15, 2024
Hannah Osthoff	15 Roslyn St	Zoning Board of Appeals	May 1, 2026
Paul Carson	4 Parker Ct.	Bicycling & Shared Path Comm.	February 14, 2025

Councillor Varela	Suspension of the Rules	Councillor	Object
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Action Contemplated

Councillor Varela	Held Under the Rules	Voted
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APPOINTMENTS AND REAPPOINTMENTS

The Mayors Re-Appointment of the following City Employees with terms to expire:

NAME	TITLE	TERM	EXPIRES
David Gilbert	Winter Island Manager	2 years	1/31/2026
Greg Salamida	Assistant Building Inspector	2 years	3/13/2025
Anna Freedman	Finance Director/Auditor	3 years	1/31/2027
Ray Jodoin	Director of Public Services	2 years	1/31/2026
Teresa Gove Arnold	Council on Aging Director	2 years	1/31/2026
Anthony Delaney	Purchasing Agent	2 years	1/31/2026
Stephen Cortes	Director of Assessing	1 year	1/31/2025
Justin MacCutcheon	Deputy Auditor	2 years	1/31/2026
Lisa Cammarata	Director of Human Resources	2 years	1/31/2026
Bonnie Celi	City Collector	3 years	1/31/2027
John Giardi	City Electrician	2 years	1/31/2026
Thomas Daniel	Director of Planning & Community Development	2 years	1/31/2026
Deborah Duhamel	City Engineer	2 years	1/31/2026
Voula Orfanos	Director of Inspectional Services	2 years	1/31/2026
Amanda Chiancola	Assistant Planning Director	2 years	1/31/2026
David Kucharsky	Director of Traffic & Parking	2 years	1/31/2026

Councillor Varela Suspension of the Rules Councillor Object

Action Contemplated

Councillor Varela Held Under the Rules Voted

The Mayor's Appointments of Elizabeth Murray and Leeann Leftwich to the Design Review Board. (Informational Purposes only).

Action Contemplated

Councillor Varela Moved Received and Filed Voted

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COMMUNICATIONS FROM THE MAYOR

ORDERED: To accept the donation totaling One Thousand Dollars (\$1,000.00) from Yano's Bistro. The donation is to be deposited into the Salem Education Fund 8305 (83051-4830) in accordance with the recommendation of His Honor the Mayor.

Action Contemplated

Councillor Merkl

Moved Adoption

Voted

Resolution in Support of Roadway Safety Legislation

WHEREAS legislation pending in the Massachusetts House and Senate, H3393, would enable municipalities to utilize automated traffic enforcement, ensuring more consistent enforcement of traffic safety laws to protect the lives of children and other residents of the Commonwealth; and

WHEREAS the City of Salem City Council and Mayor unanimously approved the submission of a home rule petition to the state legislature on September 14, 2023 for a special act authorizing the automated enforcement of traffic violations and that legislation, HD4600, is currently pending at the State House; and

WHEREAS Salem Public School bus drivers have provided powerful qualitative input to the district and the City about the increasing prevalence of drivers passing stopped school buses with stop signs activated; and

WHEREAS a pilot program for automated enforcement of school bus stop signs found 850 violations took place in just five weeks, an average of more than three violations per bus per day; and

WHEREAS a study by the Insurance Institute for Highway Safety has found that automated enforcement reduces the number of fatal red-light running crashes by 21% and of all types of fatal crashes at signalized intersections by 14%; and

WHEREAS a majority of American states allow some form of automated enforcement, and the technology is currently in use in approximately 350 American communities already; and

NOW, THEREFORE BE IT RESOLVED that the City of Salem strongly urges the Massachusetts legislature to advance H3393 and HD4600 favorably out of committee and before the full legislature for approval this session, and that a copy of this resolution be

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COMMUNICATIONS FROM THE MAYOR

transmitted by the City Clerk to the chairs and members of the state legislature’s Joint Committee on Transportation, the Speaker of the Massachusetts House of Representatives, the President of the State Senate, State Senator Joan Lovely, State Representative Manny Cruz, and Governor Maura Healey.

Action Contemplated

Councillor Morsillo Moved Adoption by RCV Yeas, Nays, Abs

In the year Two Thousand and Twenty-Four

An Ordinance to amend an ordinance relative to short term rentals.

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

Section 1. Chapter 15 Short-Term Residential Rentals is hereby amended by

- a) deleting the words “utility bill” or “deed” as they appear in the Section 15.2 Definition of “primary residence”;
- b) replacing the word “units” in the title of section 15.5 with the word “uses “
- c) inserting the following new sentence at the end of Section 15.5(c) Residential units contracted for hospital stays: “This exemption shall only apply when a unit is occupied for the use specified in this section.”
- d) Amending Section 15-4 - Ineligible residential units by adding the following new section: “6) Effective March 1, 2024, more than two units in any one building.”

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

Action Contemplated

Councillor Morsillo Moved Adoption for first Passage Voted

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MAYOR'S INFORMATIONAL PAGE

NONE

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MOTIONS, ORDERS AND RESOLUTIONS

NONE

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COMMITTEE REPORTS

Councillor Morsillo offered the following report for the Committee on Ordinances, Licenses and Legal Affairs to whom was referred the matter of Granting of Certain Licenses Secondhand Valuables and has considered said matter and would recommend that the licenses be granted.

Accept the Report	Voted
Adopt the Recommendation	Voted

Councillor Cohen offered the following report for the Committee on Public Health, Safety and Environment co-posted with the Committee of the Whole to whom was referred the matter of Opting into the Specialized Opt-In Code (Specialized Code) and has considered said matter and would recommend adoption.

Accept the Report	Voted
Adopt the Recommendation	Voted

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COMMUNICATIONS FROM CITY OFFICIALS

NONE

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PETITIONS

Petition from Comcast to install conduits on Central St.

HEARING ORDERED February 11, 2024

Petition from Comcast to install conduits on Church St.

HEARING ORDERED February 11, 2024

Petition from Centerline Communications to install telecommunications attachments in the Public Right of Way 252R Bridge St.

HEARING ORDERED February 11, 2024

A Request from Eagle Scout Colin Bowker for his Eagle Scout Project to move the existing memorial of Benjamin Pierce at the rotary od Church St. and St. Peter’s St., to the center island on Church St. alongside a new plaque dedicated to Major General Stephen Abbot.

Action Contemplated

Councillor Prosniewski

Moved Granted

Voted

The Following License Applications:

- PUBLIC GUIDES:
- Elaina Vratots Clacobs 1 Arbella St., Manchester
 - William Clemens 49 Summer St., Danvers
 - Susan Conlin 11 Kimball St., Marblehead
 - Amy Dalessandro 38 Essex St., Salem
 - John Feeley Jr. 26 South Shore Rd., Holbrook
 - Laura Giuliano 21 Seneca Rd., Woburn
 - Kalif Melanson 32 Mt. Washington Ave., Malden
 - April Newman 7 Ward St., Salem (2 Licenses)
 - Joseph Quarantillo III 10 Turner St., Salem
 - Karen Scalia 29rr Upham St., Salem
 - Mark Scalia 29RR Upham St., Salem
 - Jeffrey Swartz 65 Washington St. #312 Salem
 - Elizabeth Unseth 12 Prescott St. #2, Salem

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PETITIONS

The Following License Applications Continued:

TAXI OPERATORS: Cristian Tejada Nunez 42 Harbor St #1, Salem
 Ozoria Hipolito 10 Porter St., Salem
 German Jose Moya 9 Mason St., Salem
 Rafael Moya 407 Essex St., Salem
 Ramon Jesus Gomez Lugo 88R Congress St., Salem
 Marino Jimenez 96C Tremont St., Salem
 Welkins Vicioso 52 Dow St., Salem
 Jose Fabian Corniel 22 Pulaski St., Peabody
 Aracelis Espinal 16 South St., Salem
 Roberto Gutierrez 403 Lafayette St., Salem
 Johnny Fabian Corniel 52 Ward St Apt1-2, Salem

Councillor Morsillo	Moved Granted	Voted
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The Following License Applications:

SECONDHAND VALUABLE: The Record Exchange, 256 Washington St., Salem
 Witch City Consignments, 301 Essex St., Salem
 EcoATM (Inside Walmart), 450 Highland Ave., Salem
 EcoATM (inside Shaws), 11 Traders Way., Salem

Action Contemplated

Councillor Morsillo	Moved Refer Comm. on Ord., Lic & Legal Affairs	Voted
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The Following Claims:

Mark Gallo 13 Grove St., Salem
 Elder Rabanales-Fuentes 36 Smith St., Lynn
 Carol Perry 15 Front St., Salem
 Adrian Slusarczyk 22 Mason St., Salem

Action Contemplated

Councillor Morsillo	Moved referred Comm. on Ord., Lic. & Legal Affair	Voted
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CITY OF SALEM
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PETITIONS

The Following Drainlayer/Contractor Operator Licenses:

Pumel Enterprises, Inc 116 Rabbit Rd., Salisbury

Action Contemplated

Councillor Morsillo

Moved Granted

Voted

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UNFINISHED BUSINESS

NONE

On the motion of Councillor Prosniewski the meeting adjourned at

P.M.