City of Salem, Massachusetts
Office of the City Clerk

Cheryl A. LaPointe
City Clerk

April 25, 2017

REVISED

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, April 27, 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

APRIL 27, 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@salem.com.

A Regular Meeting of the City Council held in the Council Chamber on Thursday, April 27, 2017 at 7:00 P.M. for the purpose of transacting any and all business. Notice of this meeting was posted on April 25, 2017 at 11:00 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

APRIL 27, 2017

HEARINGS

NONE

APRIL 27, 2017

APPOINTMENTS AND REAPPOINTMENTS

Held from the last meeting, the Mayor's appt. of Kerry Murphy to serve on the Board of Health with a term to expire on March 23, 2020

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Abs

Held from last meeting, the Mayor's appt. of Giulia Bellofatto to serve as a member of the Beautification Committee with a term to expire on April 13, 2020

Action Contemplated

Councillor Gerard	Moved Confirmation by RCV	Yeas	Nays	Abs

Held from last meeting, the Mayor's appt. of Rebecca Christie to serve as a member of the Commission on Disabilities with a term to expire on April 13, 2020

Action Contemplated

Councillor Eppley	Moved Confirmation by RCV	Yeas	Nays	Abs

APRIL 27, 2017

APPOINTMENTS AND REAPPOINTMENTS

Held from last meeting, the Mayor's appt. of David Guarino to serve as a member of the Salem Redevelopment Authority with a term to expire on April 13, 2022

Action Contemplated

Councillor Famico	Moved Confirmation by RCV	Yeas	Nays	Abs

Held from last meeting, the Mayor's appt. of Dean Rubin to serve as a member of the Salem Redevelopment Authority with a term to expire on April 13, 2022

Action Contemplated

Councillor McCarthy	Moved Confirmation by RCV	Yeas	Nays	Abs

The Mayor's reappt. of Amy Everitt to serve as a member of the Park & Recreation Commission with a term to expire on April 27, 2022

Action Contemplated

Councillor McCarthy/Ryan	Moved Confirmation by RCV	Yeas	Nays	Abs

APRIL 27, 2017

COMMUNICATIONS FROM THE MAYOR

Appropriation of $17,841.20 is appropriated in the "Retirement Stabilization Fund – Vacation / Sick Leave Buyback" account to be expended for the contractual buyback of Susan Ellis of the School Department.

Councillor	suspension of the rules	Councillor	object

Action Contemplated

Councillor Gerard	Moved Adoption Or Ref. to Comm. on Administration & Finance	Voted

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ORDINANCE: Amending Article III – Common Use Policy of Chapter 26 – Parks and Recreation is amended by deleting "Salem Common Use Policy" and replacing it with "Salem Common" and inserting a new division, Division 2. Prohibited Activities; permitted and non-permitted events

Councillor Ryan	Moved Adoption for first passage Or Refer to the Committee on Ordinances, Licenses & Legal Affairs	Voted

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APRIL 27, 2017

MAYOR'S INFORMATIONAL PAGE

Mayor requesting opportunity to update the City Council and public as to the status of the Mayor Jean Levesque Community Life Center.

Councillor	Moved Receive & File	Voted

APRIL 27, 2017

MOTIONS, ORDERS, AND RESOLUTIONS

Councillor Gerard

ORDER: that the Year to Date Budget Report dated January, February and March be referred to the Committee on Administration and Finance.

Action Contemplated

Councillor Gerard	Moved Adoption	Voted

Councillor Gerard

ORDINANCE: amending Chapter 42, Section 50B, Handicap Parking Limited Time, Upham Street, in front of #39 for a distance of twenty feet.

Action Contemplated

Councillor Gerard	Moved Adoption for first passage	Voted

Councillor McCarthy

ORDINANCE: amending Chapter 42, Section 88, Special Speed Zone Regulations,
Sec. 194 of the Acts of 2016 creates MGL c.90 s 18b, allowing municipalities to establish 20 mph safety zones.
Derby Street between Congress Street and Fort Avenue, easterly side and westerly bound traffic at 20 miles per hour.

Action Contemplated

Councillor McCarthy	Moved Adoption for first passage	Voted

APRIL 27, 2017

MOTIONS, ORDERS, AND RESOLUTIONS

Councillor McCarthy

ORDER: That the Salem City Council consider naming Veteran Squares as endorsed by the Veterans Council for the following list of Veterans who paid the ultimate sacrifice during WWII:

Groves Square: to be located at the intersection of High Street and Beach Street in Ward 1. C. Dexter Groves lived at 32 Beach Avenue before he enlisted in the Marine Corps just after Pearl Harbor on 5 January 1942. Private Groves was killed in action on 25 October 1942 during the invasion of Guadalcanal in the Pacific Theater.

Coyne Square: to be located at the intersection of Bay View Ave near Chaput Beach in Ward 1. Charles L. Coyne enlisted in the Merchant Marines on 19 September 1942. He was killed in action on 4 May 1943 when his ship, the USAT Oneida, was sunk by a Japanese submarine.

J.J. Murphy Square: to be located at the intersection of Juniper Ave. and Star Avenue in Ward 1. John J. Murphy enlisted in the Navy on 27 February 1941. While flying a mission out of Pearl Harbor as a U.S. Navy pilot, his plane was reporting missing on 28 March 1943. He was declared officially dead on 29 March 1944.

Griffin Square: to be located at the intersection of Columbus Avenue and Bay View Avenue in Ward 1. Robert F. Griffin lived on Columbus Avenue (Ward 1) before leaving for WWII. He enlisted in the Navy after graduating high school in 1943. He was assigned as a 'belly gunner' in a Navy aircraft that was lost on a mission over the Philippines on 9 July 1945.

Jodoin Square: to be located at the intersection of Wheatland Street and Jefferson Ave. in Ward 3. Henry Jodoin enlisted in the Army on 18 March 1944 and was killed in action while fighting in Germany on 16 December 1944.

Malionek Square: to be located at the intersection of Blaney Street and Derby Street in Ward 1. PFC Chester Malionek enlisted in the US Army on 24 mar 1943 and was killed in action on 22 December 1944 during the Battle of Hurtgen Forest in Grosshau, Germany.

Action Contemplated

Councillor McCarthy Moved Adoption Voted

Councillor Ryan

RESOLUTION: That Anton "The Great" Andresen be recognized as the official magician of Salem

Action Contemplated

Councillor Ryan Moved Adoption Voted

APRIL 27, 2017

COMMITTEE REPORTS

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

SEAWORMS:	Robert Bettencourt, 54 Fulton St., Peabody Jose Bettencourt, 54 Fulton St., Peabody
TAG DAY:	S.H.S. Boys Soccer, 8/26/17, 9/9/17 & 9/30/17

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 discussing a Home Rule Petition relative to an Act Regulating Certain Insurance Benefits (Health & Life) for Part-Time Elected Officials has considered said matter and would recommend that the matter (action unknown meeting took place after the agenda's deadline)

Accept the Report	Voted
Adopt the Recommendation	Voted

Councillor Milo offered the following report for the Ad- Hoc Committee for Inclusionary Advisory Committee that the attached Ordinance as amended for an Inclusionary Advisory Commission be adopted for first passage

Accept the Report	Voted
Adopt the Recommendation	Voted

APRIL 27, 2017

COMMITTEE REPORTS

Councillor Ryan 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 Community Benefit Agreement with the North Shore Medical Center has considered said matter and would recommend that the matter (action unknown meeting took place after the agenda's deadline)

Accept the Report	Voted
Adopt the Recommendation	Voted

Councillor Ryan 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 Exemption of Mass Conflict of Interest Law for the Mayor to serve as the State Appointee to the Salem Housing Authority has considered said matter and would recommend that the matter (action unknown meeting took place after the agenda's deadline)

Accept the Report	Voted
Adopt the Recommendation	Voted

APRIL 27, 2017

COMMUNICATIONS FROM CITY OFFICIALS

NONE

APRIL 27, 2017

PETITIONS

Petition from National Grid to install two (2) Singly-Owned and relocate 1 Singly-Owned Pole on Bridge Street

HEARING ORDERED MAY 11, 2017

Petition from National Grid to install conduits and manholes on Bridge Street

HEARING ORDERED MAY 11, 2017

Request from the Salem Award Foundation to close Charter Street (from Hawthorne Blvd to Central St.) on Sunday, June 11, 2017 for the Foundation's 25th Anniversary event

Action Contemplated

Councillor McCarthy Moved Granted Voted

The Following License Applications:

PUBLIC GUIDES: Kevin Leahy, 70 Grover St., Beverly
Mark Gauthier, 40 Oak Avenue, Peabody
Joel Cassidy, 35 March St., Salem

Action Contemplated

Councillor Ryan Moved Granted Voted

APRIL 27, 2017

PETITIONS

The Following License Applications:

TAG DAY:	Salem Fire Dept. Local 172 (MDA Boot Drive) 8/4/17, 8/5/17, 10/14/17, 10/21/17	
Action Contemplated		
Councillor Ryan	Refer to Comm. on Ord., Lic. & Legal Affairs	Voted

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The Following Drainlayer/Contract Operator License:

Tim Demirs General Contractor, 50 Valley Rd., Lynn
White Mountain Cable Construction, 2113 Dover Rd., Epsom, NH

Action Contemplated		
Councillor Ryan	Moved Granted	Voted

The Following Claims:

Martha Liversage, 19 Madeline Ave., Salem
Louis Selvitella, 23 Belleau Rd., Salem

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

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APRIL 27, 2017

PETITIONS

The Following Bond:

DRAINLAYER:	Tim Demirs General Contractor, 50 Valley Rd., Lynn	
Action Contemplated		
Councillor Ryan	Refer to Comm. on Ord., Lic. & Legal Affairs & Returned Approved	Voted

APRIL 27, 2017

UNFINISHED BUSINESS

Councillor Lovely's notice of reconsideration of second and final passage of the following Ordinance:

SECOND PASSAGE Ordinance Chapter 2, Article XVII. City Services related to Immigration Status: Inclusionary Advisory Committee

Motion for reconsideration by roll call vote yeas nays absent

A Yea vote would reconsider the matter

A Nay vote would deny reconsideration

Due to the Holiday of Patriot's Day, first passage of ordinances adopted in the April 13, 2017 meeting relative to Amending an Ordinance relative to Constables and Amending an Ordinance relative to traffic, did not get advertised 7 days prior to this meeting in accordance with the City Charter, second passage of these two ordinances will be on unfinished business for the next regular City Council Meeting of May 11, 2017

On the motion of Councillor the meeting adjourned at P.M.