



CITY CLERK
GLOUCESTER, MA
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GLOUCESTER CITY COUNCIL
9 Dale Avenue, Gloucester, MA 01930
Office (978) 281-9720 Fax (978) 282-3051

CITY COUNCIL STANDING COMMITTEE
Ordinances & Administration
Monday, October 15, 2012 – 6:00 p.m.
1st Fl. Council Conference Rm. – City Hall
AGENDA

(Items May be taken out of order at the discretion of the Committee)

1. Continued Business:

- A) CC2012-052 (LeBlanc) Amend GCO Sec. 22-270 "Parking Prohibited at all Times" re: Lincoln Avenue (*Cont'd to 11/05/12*)

2. Re-Appointments:

EDIC:	Rebecca Bernie	TTE 02/14/2015
	R. Billings Bramhall	TTE 02/14/2015
	Ellen Lufkin	TTE 02/14/2015
	J. Ronald Ross	TTE 02/14/2015
	Carolyn Stewart	TTE 02/14/2015
	Barry Pett	TTE 02/14/2015

3. Review of GCO Sec. 9-2 PAYT Containers as referred by the City Council on 10/09/12

4. CC2012-057(Cox/Ciolino) Amend GCO Sec. 22-270 "Parking Prohibited at all Times" and Sec. 22-291 "Two Away Zone" re: Rowe Square (*Cont'd to 11/05/12*)

5. CC2012-058(Cox) Amend GCO Sec. 22-287 "Disabled veteran, handicapped parking" re: Pearl Street #13 (*Cont'd to 11/05/12*)

COMMITTEE
Councilor Sefatia Theken, Chair
Councilor Robert Whynott, Vice Chair
Councilor Steve LeBlanc, Jr.

Committee members – Please bring relevant documentation
Back-up and Supporting Documentation all on file at the City Clerk's Office, City Hall

CC: Mayor Carolyn Kirk
Jim Duggan
Linda T. Lowe
Police Chief Leonard Campanello
Rose LoPiccolo

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.



**CITY OF GLOUCESTER 2012
CITY COUNCIL ORDER**

ORDER: CC#2012-052
COUNCILLOR: Steven LeBlanc

DATE RECEIVED BY COUNCIL: 09/11/12
REFERRED TO: O&A and TC
FOR COUNCIL VOTE:

ORDERED that the City Council amend the Gloucester Code of Ordinances Chapter 22 "Traffic and Motor Vehicles" Section 22-270 "Parking Prohibited at all Times" to **ADD** Lincoln Avenue from its intersection with Blynman Avenue on the westerly side to a point across from #15 Lincoln Avenue; and further

ORDERED that this matter be referred to the Traffic Commission for review, measurements and recommendation and to the Ordinances and Administration Committee for review and recommendation.

Steven LeBlanc
Ward 3 Councillor



THE 187TH GENERAL COURT OF
THE COMMONWEALTH OF MASSACHUSETTS

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General Laws

PART I ADMINISTRATION OF THE GOVERNMENT
(Chapters 1 through 182)

PREV NEXT

Session Laws

TITLE XVII PUBLIC WELFARE

PREV NEXT

Rules

CHAPTER 121C ECONOMIC DEVELOPMENT AND INDUSTRIAL CORPORATIONS

PREV NEXT

Section 3 Economic development and industrial corporation; authority to organize; consolidations; members of board of directors; surety bonds; compensation and reimbursements

PREV NEXT

Section 3. There is hereby authorized in each municipality in the commonwealth the organization of an economic development and industrial corporation, a public body politic and corporate, hereinafter referred to as the corporation. No such corporation, however, shall be organized, transact any business, employ any personnel or exercise any powers until the city council with the approval of the city manager, in a city having a Plan D or Plan E form of charter, or with the approval of the mayor in any other city, or a town at an annual town meeting or a special town meeting called for the purpose, shall by vote declare a need for such a corporation because unemployment or the threat thereof exists in the city or town or that security against future unemployment and lack of business opportunity is required and that attracting new industry into the municipality and substantially expanding existing industry through an economic development project or projects financed under this chapter and implemented by such a corporation would alleviate the unemployment and lack of business opportunity problems.

In the event that two or more municipalities wish to consolidate their economic development and industrial corporations, each such municipality desirous of such a consolidation shall so vote as a city or town in the manner hereinbefore described. Such a vote may be made at the same time as the vote to organize the corporation or may be made at a time subsequent thereto.

There shall be seven members of the board of directors of the corporation who shall be appointed by the municipality. At least one member shall be experienced in industrial development, one in financial matters, one in real estate matters, one in municipal government, at least one member representative of low income people who shall be chosen from a list of three submitted by the regional or local community action agency or, where there is no such agency, from a list of three submitted by the department of housing and

community development. The appointing municipality shall designate one of the seven
members as chairman and another as vice-chairman. Each of the seven members shall be sworn to the faithful performance of his official duties as a director of the corporation. A majority of the seven directors shall constitute a quorum for the transaction of any business, but the action of a majority of the entire board shall be necessary for any transaction. For the purposes of section eleven A of chapter thirty A of the General Laws, the corporation shall be deemed to be an authority established by the general court to serve a public purpose in the commonwealth. Of the members of the corporation first appointed, two shall be appointed to serve for one year from the first day of July in the current year, two for two years from said date, and three for three years from said date. Upon the expiration of the term of office of any such member, or of any subsequent member, his successor shall be appointed in like manner for a term of three years. In the event of a vacancy in the office of a member, his successor shall be appointed in like manner to serve for the unexpired term. Unless reappointed, no member of the corporation shall hold office after the expiration of his term; and the appointment of a successor to any person whose term has expired shall be for the remainder of the term which would have begun at such expiration if the successor had then been appointed.

Any member may be removed by the municipality for malfeasance, misfeasance, or willful neglect of duty, but only after reasonable notice and a public hearing, unless the same are in writing expressly waived, and after approval by MOBD. For purposes of chapter two hundred sixty-eight A of the General Laws, the members of the corporation shall be deemed to be special municipal employees.

Before the issuance of any bonds under the provisions of this act, each member of the corporation shall execute a surety bond with a surety company authorized to transact business in this commonwealth as surety, in the penal sum of fifty thousand dollars conditioned upon the faithful performance of the duties of his office, each such surety bond to be approved by the legal counsel of the municipality and filed in the office of the state secretary. The members of the corporation shall receive no compensation for the performance of their duties hereunder, but each member shall be reimbursed for expenses actually incurred in the performance of his duties. Every such reimbursement shall be open to public inspection from and after the requisition therefor.

City Hall
Nine Dale Avenue
Gloucester, MA 01930



TEL 978-281-9700
FAX 978-281-9738
ckirk@gloucester-ma.gov

CITY OF GLOUCESTER
OFFICE OF THE MAYOR

September 19, 2012

Mr. Barry Pett
45 Middle Street
Gloucester, MA 01930

Dear Barry:

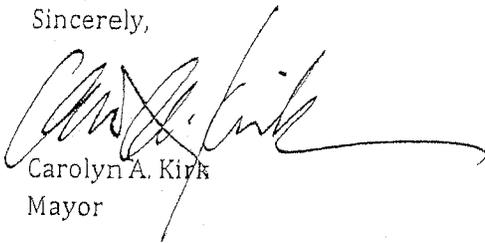
This letter serves as notice of your reappointment to a three year term on the Economic Development and Industrial Corporation (EDIC). I have issued you a 90-day temporary appointment and request that you report to the City Clerk's office at your earliest convenience to pick up your appointment card (copy enclosed) and be sworn in.

When your appointment is sent to the City Council at a date to be determined, it will be referred out to the Ordinance and Administration subcommittee. You will be contacted by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

If you have any questions or if you require any further information, please do not hesitate to contact my office.

Thank you for your service to the City of Gloucester.

Sincerely,

A handwritten signature in black ink, appearing to read "Carolyn A. Kirk". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Carolyn A. Kirk
Mayor

Enclosure

EFFECTIVE SEPTEMBER 19, 2012

The City of Gloucester, Massachusetts

Dear Barry Pett, 45 Middle Street, Gloucester, MA 01930

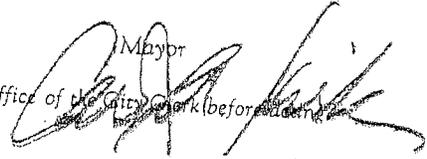
It is my pleasure to inform you that I have this day appointed you
to the EDIC _____

_____ of the City of
Gloucester, Massachusetts

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2015. (THREE YEAR TERM)

Respectfully,

Mayor



N.B. You are required to be sworn in at the office of the City Clerk (before signing)
under this appointment.

Sworn in _____

By: _____

City Hall
Nine Dale Avenue
Gloucester, MA 01930



TEL 978-281-9700
FAX 978-281-9738
ckirk@gloucester-ma.gov

CITY OF GLOUCESTER
OFFICE OF THE MAYOR

September 18, 2012

Ms. Carolyn Stewart
20 Leonard Street
Gloucester, MA 01930

Dear Ms. Stewart:

This letter serves as notice of your reappointment to a three year term on the Economic Development and Industrial Corporation (EDIC). I have issued you a 90-day temporary appointment and request that you report to the City Clerk's office at your earliest convenience to pick up your appointment card (copy enclosed) and be sworn in.

When your appointment is sent to the City Council at a date to be determined, it will be referred out to the Ordinance and Administration subcommittee. You will be contacted by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

If you have any questions or if you require any further information, please do not hesitate to contact my office.

Thank you for your service to the City of Gloucester.

Sincerely,

A handwritten signature in black ink, appearing to read "Carolyn A. Kirk". The signature is fluid and cursive.

Carolyn A. Kirk
Mayor

Enclosure

EFFECTIVE SEPTEMBER 18, 2012

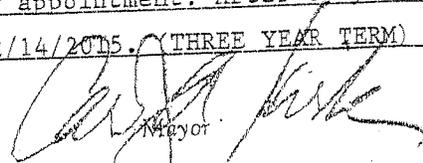
The City of Gloucester, Massachusetts

Dear Carolyn Stewart, 20 Leonard Street, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the EDIC _____ of the City of
Gloucester, Massachusetts _____

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2015. (THREE YEAR TERM)

Respectfully,


Mayor

N.B. You are required to be sworn in at the office of the City Clerk before acting
under this appointment.

Sworn in _____ By: _____

City Hall
Nine Dale Avenue
Gloucester, MA 01930



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CITY OF GLOUCESTER
OFFICE OF THE MAYOR

September 18, 2012

Mr. J. Ronald Ross
243 Atlantic Road
Gloucester, MA 01930

Dear Mr. Ross:

This letter serves as notice of your reappointment to a three year term on the Economic Development and Industrial Corporation (EDIC). I have issued you a 90-day temporary appointment and request that you report to the City Clerk's office at your earliest convenience to pick up your appointment card (copy enclosed) and be sworn in.

When your appointment is sent to the City Council at a date to be determined, it will be referred out to the Ordinance and Administration subcommittee. You will be contacted by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

If you have any questions or if you require any further information, please do not hesitate to contact my office.

Thank you for your service to the City of Gloucester.

Sincerely,

Carolyn A. Kirk
Mayor

Enclosure

EFFECTIVE SEPTEMBER 18, 2012

The City of Gloucester, Massachusetts

Dear J. Ronald Ross, 243 Atlantic Road, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you

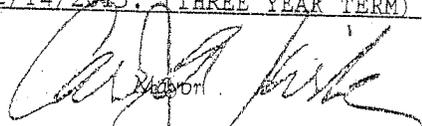
to the EDIC _____

of the City of

Gloucester, Massachusetts _____

This is a 90 day temporary appointment. After City Council approval, term to expire 2/14/2015. (THREE YEAR TERM)

Respectfully,

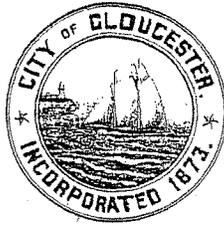


N.B. You are required to be sworn in at the office of the City Clerk before acting under this appointment.

Sworn in _____

By: _____

City Hall
Nine Dale Avenue
Gloucester, MA 01930



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ckirk@gloucester-ma.gov

CITY OF GLOUCESTER
OFFICE OF THE MAYOR

September 18, 2012

Ms. Ellen Lufkin
30 Harrison Avenue
Gloucester, MA 01930

Dear Ms. Lufkin:

This letter serves as notice of your reappointment to a three year term on the Economic Development and Industrial Corporation (EDIC). I have issued you a 90-day temporary appointment and request that you report to the City Clerk's office at your earliest convenience to pick up your appointment card (copy enclosed) and be sworn in.

When your appointment is sent to the City Council at a date to be determined, it will be referred out to the Ordinance and Administration subcommittee. You will be contacted by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

If you have any questions or if you require any further information, please do not hesitate to contact my office.

Thank you for your service to the City of Gloucester.

Sincerely,

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Carolyn A. Kirk
Mayor

Enclosure

EFFECTIVE SEPTEMBER 18, 2012

The City of Gloucester, Massachusetts

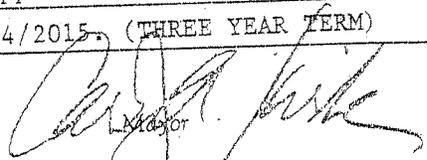
Dear Ellen Lufkin, 30 Harrison Avenue, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the EDIC _____ of the City of

Gloucester, Massachusetts _____

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2015. (THREE YEAR TERM)

Respectfully,



Mayor

N.B. You are required to be sworn in at the office of the City Clerk before acting
under this appointment.

Sworn in _____ By: _____

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Gloucester, MA 01930



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FAX 978-281-9738
ckirk@gloucester-ma.gov

CITY OF GLOUCESTER
OFFICE OF THE MAYOR

September 18, 2012

Mr. R. Billings Bramhall
One Cedar Lane
Gloucester, MA 01930

Dear Mr. Bramhall:

This letter serves as notice of your reappointment to a three year term on the Economic Development and Industrial Corporation (EDIC). I have issued you a 90-day temporary appointment and request that you report to the City Clerk's office at your earliest convenience to pick up your appointment card (copy enclosed) and be sworn in.

When your appointment is sent to the City Council at a date to be determined, it will be referred out to the Ordinance and Administration subcommittee. You will be contacted by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

If you have any questions or if you require any further information, please do not hesitate to contact my office.

Thank you for your service to the City of Gloucester.

Sincerely,

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Carolyn A. Kirk
Mayor

Enclosure

EFFECTIVE SEPTEMBER 18, 2012

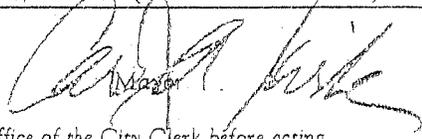
The City of Gloucester, Massachusetts

Dear R. Billings Bramhall, One Cedar Lane, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the EDIC _____ of the City of
Gloucester, Massachusetts _____

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2015. (THREE YEAR TERM)

Respectfully,



Mayor

N.B. You are required to be sworn in at the office of the City Clerk before acting
under this appointment.

Sworn in _____ By: _____

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Nine Dale Avenue
Gloucester, MA 01930



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FAX 978-281-9738
ckirk@gloucester-ma.gov

CITY OF GLOUCESTER
OFFICE OF THE MAYOR

September 18, 2012

Ms. Rebecca Bernie
4 Gerring Road
Gloucester, MA 01930

Dear Beckie:

This letter serves as notice of your reappointment to a three year term on the **Economic Development and Industrial Corporation (EDIC)**. I have issued you a 90-day temporary appointment and request that you report to the City Clerk's office at your earliest convenience to pick up your appointment card (*copy enclosed*) and be sworn in.

When your appointment is sent to the City Council at a date to be determined, it will be referred out to the Ordinance and Administration subcommittee. You will be contacted by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

If you have any questions or if you require any further information, please do not hesitate to contact my office.

Thank you for your service to the City of Gloucester.

Sincerely,

A handwritten signature in black ink, appearing to read "Carolyn A. Kirk". The signature is fluid and cursive.

Carolyn A. Kirk
Mayor

Enclosure

EFFECTIVE SEPTEMBER 18, 2012

The City of Gloucester, Massachusetts

Dear Rebecca Bernie, 4 Gerring Road, Gloucester, MA 01930

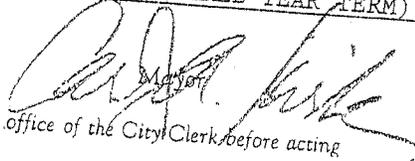
It is my pleasure to inform you that I have this day appointed you

to the EDIC

_____ of the City of
Gloucester, Massachusetts

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2015. (THREE YEAR TERM)

Respectfully,


Mayor

N.B. You are required to be sworn in at the office of the City Clerk before acting
under this appointment.

Sworn in _____

By: _____

Sec. 9-2. - PAYT containers.

All households who are eligible for the municipal collection program are required to place solid waste in official PAYT (pay as you throw) bags, either in or out of barrels. Any bag and/or barrel weighing more than 50 pounds will not be picked up by the contractor who holds a permit for the collection of trash from the board of health. Any owner of a building with five or more residential units, any business, nonprofit, and any private or charter school shall provide private trash collection. Official Gloucester PAYT bags, either in or out of a barrel shall be placed at the curb not later than 7:00 a.m. on the day of collection.

(Ord. No. 115-1998, § 1. 8-3-1998; Ord. of 10-9-2001(02), § 1; Ord. of 4-12-2011(01))



**CITY OF GLOUCESTER 2012
CITY COUNCIL ORDER**

ORDER: CC#2012-057
COUNCILLOR: Melissa Cox/Joe Ciolino

DATE RECEIVED BY COUNCIL: 10/09/12
REFERRED TO: TC & O&A
FOR COUNCIL VOTE:

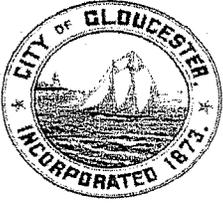
ORDERED that the Gloucester Code of Ordinances Chapter 22 entitled "Traffic and Motor Vehicles" Sec. 22-270 (Parking Prohibited at All Times) be amended by **ADDING:** Rowe Square, easterly side from its intersection with Main Street its entire length; and further

ORDERED that the GCO Sec. 22-291 (Tow Away Zone) be amended by **ADDING:** Rowe Square, easterly side from its intersection with Main Street its entire length; and further

ORDERED that this matter be referred to the Traffic Commission for review, measurements and recommendation and to the Ordinances and Administration Committee for review and recommendation.

Melissa Cox
Ward 2 Councillor

Joe Ciolino
Councillor at Large



**CITY OF GLOUCESTER 2012
CITY COUNCIL ORDER**

ORDER:	#CC2012-058
Councillor	Melissa Cox

DATE RECEIVED BY COUNCIL:	10/09/12
REFERRED TO:	TC & O&A
FOR COUNCIL VOTE:	

ORDERED that the Gloucester Code of Ordinances Sec. 22-287 entitled "Disabled Veteran, handicapped parking" be amended by **ADDING:**

one (1) handicapped space in front of or across from Pearl Street #13

And further

ORDERED that this matter be referred to the Traffic Commission for review, measurements and recommendation and to the Ordinances and Administration Committee for review and recommendation.

Melissa Cox
Ward 2 Councillor