



CITY CLERK
GLOUCESTER, MA
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GLOUCESTER CITY COUNCIL
Ordinances & Administration Committee
Monday, March 17, 2014 – 6:00 p.m.
1st Fl. Council Committee Room – City Hall
AGENDA

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

1. **Continued Business:**

- A) CC2013-040 (Verga) Request to review GCO Chapter 4 “Animals,” Art. II “Dogs,” Sections 4-15 to 4-22:
Review of Ad Hoc Committee Recommendations
- B) CC2013-051 (LeBlanc) Amend GCO c. 22 Sec. 22-200-209 “Reserved” and Sec. 22-270 “Parking Prohibited at all times” re: Draw Bridge Tender Parking (Cont’d from 03/03/14)
- C) CC2014-001 (Verga/McGeary) Request that B&F Committee in consultation with Police Dept. and local merchants consider adopting certain days as “parking meter holidays” to begin in FY14 (Cont’d from 03/03/14)

- 2. **New Appointments:** *Planning Board* (TTE 02/14/19) *Douglas Cook*
Cable TV Advisory Committee (TTE 02/14/17) *Ryan Sawyer, Thomas Manning,*
Grant Harris
- 3. **Reappointment:** *Cable TV Advisory Committee* (TTE 02/14/17) *Robert McGillivray*
Waterways Board (TTE 02/14/17) *David McCauley, At Large Member;*
Robert Gillis, Econ. Develop. Member
- 4. **CC2014-011 (McGeary) Election of City Clerk & City Auditor pursuant to City of Gloucester Charter Sec. 2-7(a)**
- 5. **CC2014-012(Cox) Amend GCO Sec. 22-270 “Parking prohibited at all times” & Sec. 22-291 “Tow-away zone Re: Prospect Street at its intersection with Railroad Avenue (TBC to 03/31/14)**
- 6. **CC2014-013 (Cox) Amend GCO Chapter 22-280 “Fifteen-minute parking” re: Main Street #274 (TBC to 03/31/14)**
- 7. **CC0214-014 (McGeary) Amend GCO Chapter 22, Art. II, Division 2 “Traffic Commission” by adding new section, Sec. 22-37 re: Commission’s authority to reserve parking areas for handicapped persons and disabled veterans; Amending Sections 22-175 and 22-287 (TBC to 03/31/14)**
- 8. **Review of the Amendment to GCO, c. 22, Sec. 22-294 Bicycle Ordinance enacted by the City Council on May 28, 2013**

COMMITTEE
Councilor Robert Whynott, Chair
Councilor Sefatia Theken, Vice Chair
Councilor Jacqueline Hardy

CC: Mayor Carolyn Kirk
Jim Duggan
Linda T. Lowe
Police Chief Leonard Campanello
Kenny Costa
Stephen Winslow
Heidi Wakeman

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 2013
CITY COUNCIL ORDER**

ORDER: CC#2013-040
COUNCILLORS: Greg Verga/Jackie Hardy

DATE RECEIVED BY COUNCIL: 09-10-13
REFERRED TO: O&A & Animal Control Officer
FOR COUNCIL VOTE:

ORDERED that the City Council request the Ordinances and Administration Standing Committee and the Animal Control Officer review the Gloucester Code of Ordinances Chapter 4 "Animals" Article II "Dogs" Sec. 4.15 through 4-22; and whether to add the offense of "Running at large prohibited" to code Sec. 1-15 to allow for fines by non-criminal enforcement; and

ORDERED to discuss and review the proper language for signage to be prominently placed in areas of concern, i.e. beaches, Stage Fort Park, etc. reminding pet owners of rules and penalty for violation of ordinance.

ORDERED that this matter shall be referred to the Ordinances and Administration Standing Committee for review and recommendation for any changes.

Greg Verga
Ward 5 Councillor

Jackie Hardy
Ward 4 Councillor



**CITY OF GLOUCESTER 2013
CITY COUNCIL ORDER**

**ORDER: CC#2013-051
COUNCILLORS: Steve LeBlanc**

**DATE RECEIVED BY COUNCIL: 10/22/13
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:**

ORDERED that Chapter 22 "Traffic", Sec. 22-200-22-209 "Reserved" of the Gloucester Code of Ordinances be amended by **ADDING** new section 22-200 entitled "Reserved Parking Space for Bridge Draw Tender" as follows: The Draw Bridge Tender shall have in the vicinity of the Blynman Bridge House a space for the parking of a motor vehicle, an area marked "No-Parking-Draw Bridge Tender Only" when such area is marked, no person other than the draw bridge tender for whom it is marked shall park a vehicle therein; and further

ORDERED that Sec. 22-270 "Parking prohibited at all times" be amended by **ADDING**: Western Avenue, southerly side, from a point beginning 75' from the Blynman Bridge for a distance 22' in a westerly direction. (Designate/define space with a sign to read "No-Parking Bridge Tender only")

Steve LeBlanc
Ward 3 Councillor

Ordinances & Administration Committee
Monday, December 2, 2013 – 6:00 p.m.
1st Fl. Council Committee Rm. – City Hall
-Minutes-

Present: Councilor Sefatia Theken, Chair; Councilor Robert Whynott, Vice-Chair; Councilor Steven LeBlanc

Absent: None.

Also Present: Councilor Cox; Bethann Godhino

The meeting was called to order at 6:11 p.m. Items were taken out of order.

1. Continued Business:

- A) CC2013-035 (LeBlanc) Amend GCO c. 22 Sec. 22-200-209 “Reserved” and Sec. 22-270 “Parking Prohibited at all times” re: Draw Bridge Tender Parking

Councilor LeBlanc advised the Committee of past constituent complaints about the draw bridge tender parking on the sidewalk on the Boulevard. As the bridge tender is a State employee, the State Department of Transportation (MassDOT) had put a sign up designating a parking space for the bridge tender, but that permitting had not been handled locally nor was the space on State highway. The Committee noted that the Traffic Commission did not recommend the creation of a draw bridge tender parking space at their November 26th meeting. **Councilor LeBlanc** asked the Committee support a creation of a spot on the westerly side of the Boulevard.

Councilor Whynott pointed out that the westerly side of the Boulevard roadway is State owned. After a brief discussion, under the advice of **Councilors Theken** and **Whynott**, Councilor LeBlanc would consult with Sen. Tarr’s office and the Traffic Commission Chair, Robert Ryan to investigate possibly having MassDOT designate the parking space on State highway closest to the Blynman Bridge.

This matter is to be continued to January 6, 2014.

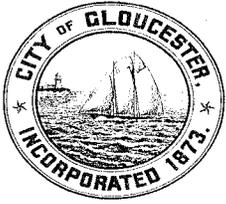
- B) CC2013-056 (Cox) Amend GCO Chapter 22, Sec. 22-284 “Service or loading zones” and Sec. 22-291 “Tow away zones” Re: Pleasant Street #27

Councilor Cox explained that the Cape Ann Museum is undergoing major renovations at this time. The only way to get the historic objects out safely and for construction materials to be carried in and out is through the front of the museum. The only viable option, she said, is to remove the handicap spot, make it a loading zone and then return it to a handicap spot.

The Committee acknowledged the recommendation of the Traffic Commission from their November 26th meeting to remove the handicapped parking space at Pleasant Street #27 and convert it to a loading zone space temporarily. The Cape Ann Museum, **Councilor Cox** noted, is allowing the public use of their Warren Street lot which contains a handicapped space in the interim. It was noted that Pleasant Street is a narrow street already, and that this is a necessary temporary action. **Councilor Whynott** suggested putting a sunset clause into the temporary ordinance; but after Committee discussion with **Councilor Cox** who assured the Committee she would, upon the Cape Ann Museum’s notice 30 days prior to the end of construction, return the loading zone to a handicap parking space by submitting a Council Order at that time, the Committee added no sunset clause to the ordinance amendment.

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend that the City Council Amend GCO c. 22 “Traffic,” Sec. 22-284 “Service or loading zones” by ADDING a loading zone space in front of Pleasant Street #27; AND FURTHER TO ADVERTISE FOR PUBLIC HEARING.

MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Whynott, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend that the City Council Amend GCO c. 22 “Traffic,” Sec. 22-291 “Tow away zones” by ADDING a Tow away zone in front of Pleasant Street #27; AND FURTHER TO ADVERTISE FOR PUBLIC HEARING.



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

ORDER: CC#2014-001
COUNCILLOR: Greg Verga and Paul McGeary

DATE RECEIVED BY COUNCIL: 01/14/14
REFERRED TO: B&F & Police Dept .
FOR COUNCIL VOTE:

ORDERED that the Budget and Finance Committee in consultation with the Police Department and local merchants consider the feasibility of the City of Gloucester adopting certain days as “parking meter holidays” to begin in fiscal year 2014; and further

ORDERED that these days consist of the so-called Black Friday and Small Business Saturday dates around the Thanksgiving holiday and that these “parking meter holidays” also coincide with any “sales-tax holidays” adopted by the Massachusetts State Legislature; and further

ORDERED that these local “parking meter holidays” would require no payment to parking meters/kiosks, however, time limits and anti-shuffling rules would still be enforced; and further

ORDERED that this matter be referred to the Budget and Finance Committee for review and recommendation.

Greg Verga
Councillor at Large

Paul McGeary
Ward 1 Councillor

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

February 18, 2014

Mr. Douglas G. Cook
11 Oakes Avenue
Gloucester, MA 01930

Dear Doug:

Thank you for your interest in serving on the City of Gloucester's **Planning Board**. I am pleased to appoint you to a five year term on this important board.

Your appointment will be sent to the City Council for their meeting of February 25, 2014. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

In order for you to attend and vote at meetings until your appointment confirmation is finalized, I have issued you a 90 day temporary appointment. Please report to the City Clerk's office to pick up your appointment card (*copy enclosed*) and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,


Carolyn A. Kirk
Mayor

cc: Mayor's Report to the City Council
Richard Noonan, Chair-Planning Board
Gregg Cademartori, Planning Director

Enclosure
CAK/c

EFFECTIVE FEBRUARY 19, 2014

The City of Gloucester, Massachusetts

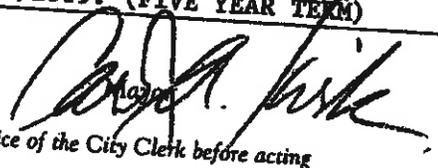
Dear Douglas Cook, 11 Oakes Avenue, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the **PLANNING BOARD**

_____ of the City of
Gloucester, Massachusetts

**This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2019. (FIVE 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: _____

Christine Pantano

From: Douglas Cook <doug@landesign.biz>
Sent: Friday, February 07, 2014 9:08 AM
To: Carolyn Kirk
Cc: Christine Pantano
Subject: Interest in committee opening

Dear Mayor Kirk,

Please consider me for an appointment on the planning board if a position becomes open. I would welcome the opportunity to participate in the cities future development and feel that my background and knowledge would fit well.
Thank you for your consideration.

**Douglas Cook
11 Oakes Avenue
Magnolia
978-502-5933**

Sent from my iPad

LAND DESIGN

Douglas G. Cook
11 Oakes Avenue
Gloucester, Ma. 01930

Education;

- Bachelor of Science University of Massachusetts 1985
 Environmental Design Program
 - Landscape Architecture, Architecture and Regional Planning with a
 concentration in Landscape Architecture

Professional Experience;

- Byrne Bros. Landscaping (1985 -1988)
 Senior Designer
 Construction Project Manager
- Hall and Emslie (1988 -1991)
 Senior Designer
 Construction Project Manager
- Landesign (1991 - Present)
 Principal
 Landscape Design, Consultation and Project Management
 www.landscape.biz
- Surf Park - Board of Directors

meeting, the applicant may not grant application without prior city council approval. The applicant must immediately seek city council approval at the next regularly scheduled city council meeting following the application deadline and filing of the application.

(Ord. of 10-5-93, § 1)

Secs. 16-2--16-14. Reserved.

ARTICLE II. PLANNING BOARD*

*Charter reference(s)--Planning board; section 5-2.

Cross reference(s)--Boards, commissions, councils and committees generally, § 2-400 et seq.

State law reference(s)--Planning boards, M.G.L.A. c. 41, §§ 70--72, 81A--81GG.

Sec. 16-15. Composition; appointment; and terms of members.

There shall be a planning board to consist of seven (7) members, appointed by the mayor and confirmed by the city council to staggered terms of five (5) years. Members of the planning board shall be residents of the city.

(Code 1970, § 15-13)

Sec. 16-16. Vacancies.

Vacancies occurring in the board shall be filled by appointment by the mayor. Appointees to fill vacancies shall hold office for the unexpired term.

(Code 1970, § 15-14)

Sec. 16-17. Officers.

The planning board shall annually elect a chairman and vice-chairman from its members and give notice to the city clerk of such election.

(Code 1970, § 15-16)

Cross reference(s)--Officers and employees generally, § 2-40 et seq.

Sec. 16-18. Powers and duties.

The planning board shall exercise such duties and have such powers as are given to planning boards by law.

(Code 1970, § 15-16)

Sec. 16-19. Study of conditions and recommendations to city council.

It shall be the duty of the board to make a careful study of the city as provided by M.G.L.A. c. 41, relating to planning boards, and to report its findings to the city council with such recommendations and suggestions as in its judgment it believes best adapted to the present conditions and the future needs of the city; provided, however, that no expenditures shall be made or contracts awarded until first there shall have been obtained an appropriation fully sufficient to cover the same from the city council.

(Code 1970, § 15-17)

State law reference(s)—Similar provisions, M.G.L.A. c. 41, § 70.

Sec. 16-20. Annual report.

The planning board shall annually make a written report of its activities to the mayor.
(Code 1970, § 15-18)

State law reference(s)—Similar provisions, M.G.L.A. c. 41, § 71.

Secs. 16-21—16-29. Reserved.

ARTICLE III. CONSERVATION COMMISSION*

*Cross reference(s)—Board, commissions, councils and committees, § 2-400 et seq.; conservation commission to promulgate rules and regulations relating to marshlands, § 12-19.

Sec. 16-30. Created.

There is hereby created a conservation commission under the authority of M.G.L.A. c. 40, § 8C.
(Code 1970, § 2-328)

Sec. 16-31. Composition; appointment; terms of members.

The conservation commission shall consist of seven (7) members, all of whom shall be residents of the city and all of whom shall be appointed by the mayor, subject to approval of the city council, to staggered terms of three (3) years.

(Code 1970, § 2-329)

State law reference(s)—Similar provision, M.G.L.A. c. 40, § 8C.

Sec. 16-32. Powers and duties.

The conservation commission shall have all the duties and powers given to conservation commissions by M.G.L.A. c. 40, § 8C.

(Code 1970, § 2-330)

Sec. 16-33. Condemnation of land or water upon commission's request.

(a) For the purposes of this article, the city may, upon the written request of the conservation commission, take, by eminent domain under M.G.L.A. c. 79, the fee or any lesser interest in any land or waters located in the city; provided the taking has first been approved by two-thirds vote of the city council, which land and water shall thereupon be under the jurisdiction and control of the conservation commission.

(b) No action taken under this section shall affect the powers and duties of the state reclamation board or any mosquito control or other project operating under or authorized by M.G.L.A. c. 252, or restrict any established public access.

(c) Lands used for farming or agriculture, as defined in M.G.L.A. c. 12B, § 1A shall not be taken by eminent domain under the authority of this section.

City Hall
Nine Dale Avenue
Gloucester, MA 01930



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

**CITY OF GLOUCESTER
OFFICE OF THE MAYOR**

February 19, 2014

Mr. Ryan Sawyer
8B Chapel Street
Gloucester, MA 01930

Dear Ryan:

I am pleased to appoint you to a three year term on the **Cable TV Advisory Committee**. Your appointment will be sent to the City Council for their meeting of February 25, 2014. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

In order for you to attend and vote at meetings, should any be convened, I have issued you a 90 day temporary appointment. Please report to the City Clerk's office to pick up your appointment card (*copy enclosed*) and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,



Carolyn A. Kirk
Mayor

cc: Mayor's Report to the City Council
Enclosure
CAK/c

EFFECTIVE FEBRUARY 19, 2014

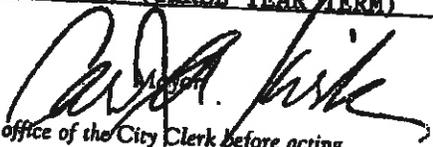
The City of Gloucester, Massachusetts

Dear Ryan Sawyer 8B Chapel Street, Gloucester, MA

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

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2017. (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: _____

Christine Pantano

From: Ryan Sawyer <ryan@rsawyer.com>
Sent: Friday, February 07, 2014 12:32 PM
To: Carolyn Kirk
Cc: Christine Pantano
Subject: Re: Introduction & Cable TV Advisory Committee

Mayor Kirk,

Karen Spencer instructed me to resend this message, CC'ing Christine Pantano.

Best regards,

Ryan Sawyer
[sent from mobile]

On Jan 24, 2014, at 2:20 PM, "Ryan Sawyer" <ryan@rsawyer.com> wrote:

Dear Mayor Kirk,

Yesterday I read a front-page article on the Gloucester Times website about the upcoming cable contract negotiations and the depleted Cable TV Advisory Committee to oversee the work. I am interested in serving on that committee as I feel I could provide valuable technical insight, from the perspective of a Gloucester resident, a consumer of cable services, but most importantly, a professional in the networking field. I have been a Gloucester resident for roughly 5 years, and now own a home in East Gloucester.

I work in Ipswich at EBSCO Information Services as a Data Center Engineer, with a professional and educational background in network/telecommunications engineering. I often work within large Internet peering facilities and also have worked with fiber-optic carriers such as Lightower, Verizon, and Phoenix Communications in the region. I also understand existing and upcoming DOCSIS technologies that are fundamental to robust cable information services. Staying on the forefront of these technologies helps drive local information economies. Throughout my graduate educational background I have also studied the economical side of telecommunications with regard to the FCC and network neutrality.

I feel I can provide valuable insight to the committee on behalf of Gloucester residents due to my technical background and understanding about the potential long term economic benefits for the city. All of this is critical to negotiating the best possible contract for the City of Gloucester. My public LinkedIn profile can be viewed here: <http://www.linkedin.com/in/ryantsawyer>, and I can certainly provide professional references if required.

I noticed in the article that there is a public meeting tomorrow at 1:30pm, at the Sawyer Free Library. I certainly plan to attend! I could not find the committee chair, Karen Favazza Spencer's contact information, which is why I am contacting you directly.

Best regards and keep up the fantastic work!

Ryan Sawyer

Cell: 413-446-3647

Email: ryan@rsawyer.com

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**

February 19, 2014

Mr. Grant Harris
5R Brooks Road
Gloucester, MA 01930

Dear Grant:

I am pleased to appoint you to a three year term on the **Cable TV Advisory Committee**. Your appointment will be sent to the City Council for their meeting of February 25, 2014. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

In order for you to attend and vote at meetings, should any be convened, I have issued you a 90 day temporary appointment. Please report to the City Clerk's office to pick up your appointment card (*copy enclosed*) and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,



Carolyn A. Kirk
Mayor

cc: Mayor's Report to the City Council
Enclosure
CAK/c

EFFECTIVE FEBRUARY 19, 2014

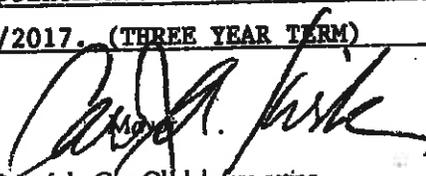
The City of Gloucester, Massachusetts

Dear Grant Harris, 5R Brooks Road, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the CABLE TV ADVISORY COMMITTEE of the City of
Gloucester, Massachusetts

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2017. (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: _____

Christine Pantano

From: Grant Harris <gharris@gloucester.k12.ma.us>
Sent: Wednesday, February 12, 2014 4:50 PM
To: Carolyn Kirk
Cc: Christine Pantano
Subject: Cable TV Advisory Committee

Mayor Kirk,

I am writing to request your consideration to serve on the Cable TV Advisory Committee. I have had the privilege of working with the committee on behalf of City/Schools over my many years of service as a Municipal employee and resident. I feel that my extensive knowledge of the City's current and future Telecommunications infrastructure would be an invaluable asset to the committee.

Here are just a few examples of the projects that I have worked on that relate to the Telecommunications infrastructure of our great City:

- **Provided In-depth technical knowledge and planning on the last Cable contract.**
- **Constructed the Municipal Fiber Network to all City and School buildings.**
- **Worked on communications conduit build-out/installation under the Annisquam River.**
- **Installation of Internet access at Newell Stadium.**
- **Expanded the fiber network and radio communications for access to Water/Sewer SCADA systems**
- **Manage City/Schools Internet access.**
- **Currently deploying Police/Fire radio communications to IP/Digital systems as well as Fire Alarm connectivity to remote stations.**
- **Relocated critical network infrastructure, radio links, and phone services for EOC, Gloucester Schools Administration/PreK, and Transportation Dept.**
- **Deployed VoIP phone systems in all Public Schools and DPW.**
- **Deployed TV broadcast system at City Hall to Cape Ann TV.**

In summary I would be honored if you would consider my request for appointment.

**Grant Harris
5R Brooks Rd.
Gloucester, MA. 01930
H: 9782832451
C: 5088468869**

Grant E. Harris

**IT Operations Manager
Gloucester Public Schools MIS Department
2 Blackburn Dr.
Gloucester, MA 01930**

**Email: gharris@gloucester.k12.ma.us
Office: 978-281-9844
Fax: 978-281-9899**

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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**

February 19, 2014

Mr. Thomas Manning
36 Edgemoor Road
Gloucester, MA 01930

Dear Tom:

I am pleased to appoint you to a three year term on the **Cable TV Advisory Committee**. Your appointment will be sent to the City Council for their meeting of February 25, 2014. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

In order for you to attend and vote at meetings, should any be convened, I have issued you a 90 day temporary appointment. Please report to the City Clerk's office to pick up your appointment card (*copy enclosed*) and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,



Carolyn A. Kirk
Mayor

cc: Mayor's Report to the City Council
Enclosure
CAK/c

EFFECTIVE FEBRUARY 19, 2014

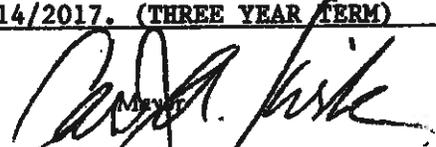
The City of Gloucester, Massachusetts

Dear Thomas Manning, 36 Edgemoor Road, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the CABLE TV ADVISORY COMMITTEE of the City of
Gloucester, Massachusetts

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2017. (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: _____

Christine Pantano

From: Carolyn Kirk
Sent: Thursday, February 06, 2014 1:48 PM
To: Christine Pantano
Subject: FW: request to become a member of the Cable Advisory Committee

From: Tom Manning [mailto:tom@manningetal.com]
Sent: Thursday, February 06, 2014 1:29 PM
To: Carolyn Kirk
Subject: request to become a member of the Cable Advisory Committee

Hello Mayor Kirk,

I am interested in getting appointed to the Cable Advisory Committee.

I'm a sem-retired electrical engineer with 37 years of experience in computers and networking.

Some of the firms I have worked for sold to service providers such as Verizon and ATT and hence I am familiar with telecom requirements, both hardwired (POTS) and wireless.

Here the URL to my LinkedIn page: <http://www.linkedin.com/pub/tom-manning/1/3a/668>

I've lived in Gloucester for 8 years. I met you once August 2012 at a fundraiser at 67 Eastern Point Blvd.

I will not be able to attend the Feb 8 meeting with the Subject Matter Experts since I will be out of town. I will be able to attend the Feb 22 Action Plan meeting.

Thank you,

Tom Manning

City Hall
Nine Dale Avenue
Gloucester, MA 01930



CITY OF GLOUCESTER
OFFICE OF THE MAYOR

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

February 19, 2014

Mr. Robert McGillivray
49 Lincoln Park
Gloucester, MA 01930

Dear Bob:

I am pleased to reappoint you to a three year term on the **Cable TV Advisory Committee**. Your appointment will be sent to the City Council for their meeting of February 25, 2014. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

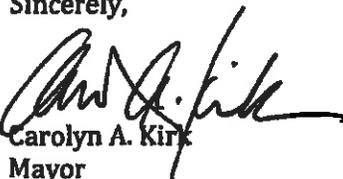
In order for you to attend and vote at meetings until your appointment confirmation is finalized, I have issued you a 90 day temporary appointment. Please report to the City Clerk's office to pick up your appointment card (*copy enclosed*) and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,


Carolyn A. Kirk
Mayor

cc: Mayor's Report to the City Council
Enclosure
CAK/c

EFFECTIVE FEBRUARY 19, 2014

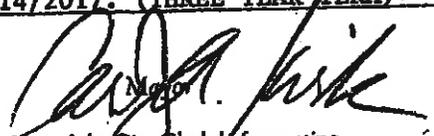
The City of Gloucester, Massachusetts

Dear Robert McGillivray, 49 Lincoln Park, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the CABLE TV ADVISORY COMMITTEE of the City of
Gloucester, Massachusetts

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2017. (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



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

CITY OF GLOUCESTER
OFFICE OF THE MAYOR

February 28, 2014

Mr. Robert Gillis
31 Sayward Street
Gloucester, MA 01930

Dear Bob:

I am pleased to reappoint you to a three year term as an Economic Development member on the **Waterways Board**. Your appointment will be forwarded to the City Council for their March 11, 2014 meeting. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

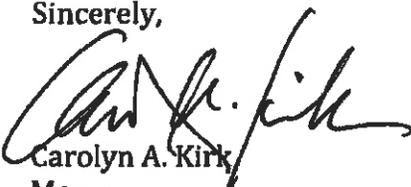
In order for you to continue voting at meetings until your appointment confirmation is finalized, I have issued you a 90 day temporary appointment, effective February 14, 2014, the date on which your current term expired. Please report to the City Clerk's office to pick up your appointment card (*copy enclosed*) and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to continuing to work with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,



Carolyn A. Kirk
Mayor

cc: Mayor's Report to the City Council
Enclosure
CAK/c

EFFECTIVE 2/14/2014

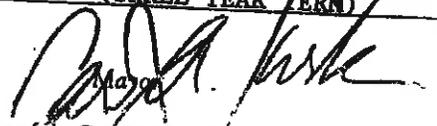
The City of Gloucester, Massachusetts

Dear Robert Gillis, 31 Sayward Street, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the WATERWAYS BOARD (Economic Development member) of the City of
Gloucester, Massachusetts

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2017. (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



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

**CITY OF GLOUCESTER
OFFICE OF THE MAYOR**

February 28, 2014

Mr. David McCauley
43 Woodward Avenue
Gloucester, MA 01930

Dear David:

I am pleased to reappoint you to a three year term as an At Large member on the **Waterways Board**. Your appointment will be forwarded to the City Council for their March 11, 2014 meeting. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

In order for you to continue voting at meetings until your appointment confirmation is finalized, I have issued you a 90 day temporary appointment, effective February 14, 2014, the date on which your current term expired. Please report to the City Clerk's office to pick up your appointment card (*copy enclosed*) and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to continuing to work with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,



Carolyn A. Kirk
Mayor

cc: Mayor's Report to the City Council
Enclosure
CAK/c

EFFECTIVE 2/14/2014

The City of Gloucester, Massachusetts

Dear David McCauley, 43 Woodward Avenue, Gloucester, MA

It is my pleasure to inform you that I have this day appointed you
to the **WATERWAYS BOARD (At Large Member)** _____ of the City of
Gloucester, Massachusetts _____

This is a 90 day temporary appointment. After City Council
approval, term to expire 2/14/2017. (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: _____

WATERWAYS BOARD



Gloucester City Council
CERTIFICATE OF VOTE
Certificate Number: 2011-222

The Gloucester City Council, at a meeting held on **Tuesday, September 27, 2011** at 7:00 p.m. in the Kyrouz Auditorium, City Hall, voted to approve the following:

IN CITY COUNCIL:

MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 5 in favor, 4 (Tobey, Verga, McGeary, Mulcahey) opposed to AMEND c. 10 of the Code of Ordinances entitled Waterways Administration, §10-2(a) "Composition" by DELETING §10-2(a) in its entirety and by ADDING:

"The Gloucester Waterways Board shall consist of nine (9) citizens of Gloucester appointed by the Mayor and confirmed by the City Council. The appointees shall include three (3) persons who are directly involved with the fishing industry, two (2) persons who are recreational boaters, two (2) persons who are directly involved with economic development of the City, and two (2) persons at large who need not be involved with any marine-related activity."

MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to AMEND c. 10 of the Code of Ordinances entitled Waterways Administration, Art. 1, §10-4(b) formerly §10-4(c) "Public Facilities Committee" by DELETING the second sentence and by ADDING:

"This Committee shall consist of three (3) members of the board; an advocate of public landings appointed by the Mayor; the Director of Public Works or his designee; and a member of the Tourism Commission as needed."

MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to AMEND c. 10 of the Code of Ordinances entitled Waterways Administration, Art. 1, §10-4(c) formerly §10-4(d) "Operations and Finance/Safety Committee" by DELETING the third sentence and ADDING:

"This Committee shall consist of three (3) members of the Board; a member of the Fisheries Commission; and a member of the City Council."


Linda T. Lowe, City Clerk

Date: SEP 29 2011

APPROVED BY THE MAYOR


Carolyn A. Kirk, Mayor

VETOED BY THE MAYOR

Carolyn A. Kirk, Mayor

SIGNED THIS 29 DAY OF Sept, 2011

All Ordinances shall become effective 31 days after passage except:
Emergency Orders and Zoning Amendments shall become effective the next day



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

ORDER: CC#2014-011
COUNCILLOR: Paul McGeary

DATE RECEIVED BY COUNCIL: 03/11/14
REFERRED TO: O&A and B&F
FOR COUNCIL VOTE:

ORDERED that pursuant to the City of Gloucester City Charter section 2-7(a) concerning the election of the City Clerk, the Council shall elect the City Clerk for the term of April 2014 to April 2016; and further

ORDERED that this matter be referred to the Ordinances and Administration Committee for review and recommendation; and further

ORDERED that pursuant to the City of Gloucester City Charter section 2-7(a) concerning the election of the City Auditor, the Council shall elect the City Auditor for the term of April 2014 to April 2016; and further

ORDERED that this matter be referred to the Budget and Finance Committee for review and recommendation.

Paul McGeary
Ward 1 Councillor



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

ORDER: CC#2014-012
COUNCILLOR: Melissa Cox

DATE RECEIVED BY COUNCIL: 03/11/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the GCO Sec. 22-270 "Parking Prohibited at All Times" be amended by **ADDING** Prospect Street, northerly side, beginning at its intersection with Railroad Avenue for a distance of 115' in a westerly direction, ending at the parking lot entrance behind 2-6 Railroad Avenue; and further

ORDERED that the GCO Sec. 22-291 "Tow Away Zone" be amended by **ADDING** Prospect Street, northerly side, beginning at its intersection with Railroad Avenue for a distance of 115' in a westerly direction, ending at the parking lot entrance behind 2-6 Railroad Avenue; and further

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

Melissa Cox
Ward 2 Councillor



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

ORDER: CC#2014-013
COUNCILLOR: Melissa Cox

DATE RECEIVED BY COUNCIL: 03/11/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the GCO Chapter 22, Sec. 22-280 "Fifteen-minute parking" be amended by **ADDING** Main Street, northerly side, one space in front of #274 Main Street (replacing meter #68); and further

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

Melissa Cox
Ward 2 Councillor



CITY OF GLOUCESTER 2014

CITY COUNCIL ORDER

ORDER: CC#2014-014
COUNCILLOR: Paul McGeary

DATE RECEIVED BY COUNCIL: 03/11/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the Gloucester Code of Ordinances, Chapter 22 "Traffic and Motor Vehicles" Article II, Division 2 "Traffic Commission" be amended as follows:

By ADDING a new section 22-37:

Sec. 22-37. Commission's authority to reserve parking areas for handicapped persons and disabled veterans.

- (a) The Traffic Commission may, after holding a duly noticed public hearing, promulgate regulations to designate certain parking areas reserved for handicapped person and disabled veterans.
- (b) A request for a handicapped person and disabled veteran parking area shall be filed with the commission through the City Clerk's office. Each request shall be accompanied by proof of a handicapped plate or placard. As a part of the public hearing, the commission shall consider the recommendation of the director of the department of public works, police and fire chief. At the close of the public hearing, the commission may, by majority vote, reserve parking areas as reserved for handicapped persons and disabled veterans. All approved reserved areas shall be published as regulations known as the "List of Parking Areas Reserved for Handicapped Persons and Disabled Veterans in the City of Gloucester" and enforced when official signs are in place.
- Amend Section 22-175**

By DELETING Sec. 22-175(a) in its entirety and ADDING the following:

Sec. 22-175. Parking for disabled veterans, handicapped persons.

- (a) No person shall park a vehicle which does not bear the distinctive number plates or placard authorized by M.G.L. c. 90 §2 for disabled veterans and handicapped persons in any of the

duly posted locations maintained in the regulations of the City Traffic Commission as its “List of Parking Areas Reserved for Handicapped Persons and Disabled Veterans in the City of Gloucester”.

By DELETING Sec. 22-175(c) in its entirety and ADDING the following:

Sec. 22-175(c) When a handicapped parking space is no longer required at a specific address; the City Clerk shall be notified by the ward councilor or any other person. Upon verification that the handicapped person or disabled veteran no longer resides in the area or no longer requires the designated parking space, the City Clerk shall notify the Director of the Department of Public Works who will cause the sign to be removed. The regulations entitled List of Parking Areas Reserved for Handicapped Persons and Disabled Veterans in the City of Gloucester shall be updated accordingly.

By DELETING Sec. 22-287 “Disabled veteran, handicapped parking” in its entirety and ADDING the following:

Sec. 22-287 (Disabled veteran, handicapped parking)

The locations reserved as parking areas for handicapped persons and disabled veterans shall be those approved by the Traffic Commission in accordance with sections 22-37 and 22-175 and published as the “List of Parking Areas Reserved for Handicapped Persons and Disabled Veterans in the City of Gloucester” and shall be enforced when official signs are in place giving notice thereof.

Paul McGeary
Ward 1 Councillor

Marblehead charge similar fees for the same service, \$7 for the first person and \$4 for each person subsequent in that party thereafter. He noted the City fee is highly competitive but would not be enforceable until July. He said this was a modest fee but would get the launch service established and defray some of its cost.

Those speaking in opposition: None.

Communications: None.

Councilor Questions: None.

This public hearing is closed.

MOTION: On motion by Councilor Whynott, seconded by Councilor Ciolino, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to Amend the GCO, Chapter 10, Waterways Board, Section 10-51(e) Fees by ADDING:

“Fees for the use of the Gloucester Launch shall be Three Dollars (\$3.00) per person per one-way trip, with children 12 years of age or younger free.”

DISCUSSION:

Councilor Theken explained this was a new service for helping to open up the harbor helping to attract and welcome recreational boaters to the City. She said the O&A Committee recommended the nominal launch fee unanimously. **Council President Hardy** confirmed with **Councilor Theken** children under the age of 12 are transported for free.

MOTION: On motion by Councilor Theken, seconded by Councilor LeBlanc, the City Council voted by ROLL CALL 8 in favor, 0 opposed, 1 (McGeary) absent to recommend to the City Council to Amend the GCO, Chapter 10, Waterways Board, Section 10-51(e) Fees by ADDING:

“Fees for the use of the Gloucester Launch shall be Three Dollars (\$3.00) per person per one-way trip, with children 12 years of age or younger free.”

Council President Hardy noted that the Budget & Finance Committee had reviewed the launch fee and recommended the fee change as well.

2. PH2013-033: Amend GCO, Chapter 22 Traffic re: Proposed Bicycle Ordinance

This public hearing is opened.

Those speaking in favor:

Stephen Winslow, Community Development Senior Project Manager introduced Heidi Wakemen of the Open Space & Recreation Committee who was also present. **Mr. Winslow** said he worked with the Open Space & Recreation Committee to develop the bicycle ordinance. He noted there was outreach to the City's businesses, the DPW and the Police Department as well. The proposal is for bicycle lanes which start on Centennial Avenue heading eastbound on the Boulevard with bicycle lanes stopping at the Tavern and resume there with sharrows, then the bicycle lane resumes heading onto Rogers Street and to Main Street and then to the intersection of Main Street and Bass Avenue. Westbound the bike lanes would start at East Main Street and Bass Avenue, head towards Flanagan Square and then stay on Main Street to Pleasant Street and then with sharrows on the rest of Main Street. At the Council President's prompting, Mr. Winslow said a sharrow consists of a highly visible stencil on the roadway of a bicycle with arrows. A sharrow is not a regulatory item, he added. There are some on the Boulevard and Rogers Street now and are considered as a traffic advisory, **Mr. Winslow** said. Bicycle lanes, he noted, are regulatory. Motor vehicles are prohibited from traveling or parking in bike lanes, he noted. Through the process in reaching out to businesses on Main Street, the ordinance now also bans cycling on sidewalks, he said. **Mr. Winslow** said this initiative is being done in part for health under the Get Fit! Gloucester grant program. He pointed out that statistically bike lanes reduce bike crashes by up to 60 percent. He showed the Council an enlarged road map (not submitted to the Council) of the area to be affected by the ordinance amendment showing incidents of bicycle accidents, pointing out a concentration in the areas where the bike ordinance would be in effect. Another aspect of adding bicycle lanes and sharrows is tourism, he said, and that the City is looking toward a pan cycling route eventually. This is something that the City can do, he said, to encourage more people to visit the City.

Heidi Wakeman, 7 Wise Place, Open Space & Recreation Committee expressed her excitement in improving the City, and that the proposed ordinance helps those who choose to travel by bikes for a variety of reasons, saying it was a small step to do the right thing. She noted time was taken, questions answered and said she was positive that this proposed ordinance can move forward to enter the City into the 21st century to improve the quality of life with the accommodation of bike lanes. She submitted a letter from Sam Cleaves, Chair of the Open Space & Recreation Committee in support of the proposed ordinance.

Coley Bryan, 7 Wise Place said he was in support as a cyclist and as a motorist. The bike lanes allow for a greater predictability of the actions of a cyclist particularly in approaching difficult areas like at Flanagan Square at Main Street. Something as simple as lane markings allow cyclists and motorists to understand what is expected of each and assures the safety of all involved, he pointed out.

Michelle Del Vecchio, 11 Tragabigzanda Road expressed her support of the proposed ordinance to raise awareness of motorists and cyclists alike. She noted the environmental benefits of cycling and the safety of having bike lanes and routes and said she appreciated

Kathleen Tourney, 25 Addison Street said she and her husband run a bicycle sales and rental shop, Big Mike's Bikes at 50 Maplewood Avenue. Tourists on bicycles are increasing in number, she said, and are always looking for bike travel routes. She pointed out the convenience of bicycling in the City and noted the ordinance would make cycling on Cape Ann safer as well as benefit the City's businesses and the public alike.

Jim Dowd, 108 Mt. Pleasant Avenue described a ride on his bicycle that morning, stopping and speaking to a pedestrian which he said vehicle drivers cannot experience. Bicycle riding allows residents to be integrated with each other, he said. He asked for the Council for their support in passing the ordinance.

Those speaking in opposition: None.

Communications: None.

Councilor Questions:

Councilor Ciolino said several years ago Mr. Winslow had a small grant to paint sharrows on the roads and asked how the streets would be marked now. **Mr. Winslow** said money from the Mass in Motion grant funds will be used and will work with the DPW Director to contract through his department's road painting contractor with the City. He noted that the painting would be done in mid-July and striped in August. If this program is successful, they would look to thermoplastic paint moving forward which is more expensive but longer lasting. Initially this is a pilot, **Mr. Winslow** noted, with the painting, and awaits the response of the community. He noted the DPW Director said if adjustments need to be made, and changes had to be instituted, and then there would not be an expense related to the paint but would be to undo the thermoplastic striping. There is \$10,000 set aside to implement the program for paint which is anticipated to last a year or two. **Mr. Winslow** said in 2014 they would look at this as budget item within the DPW budget. In the future it would be about \$10,000 a year for maintenance of the bike lanes and sharrows. **Councilor Ciolino** noted the streets would be done listed in the ordinance. He also said he understood the MBTA is doing an experiment to allow bikes on the train. He asked if there were plans for signage at the City's train station to say the City has bike lanes in order to promote them. **Mr. Winslow** said the bike train has come to Gloucester often; he pointed out, and could be something that signage promoting the bike lanes would add to the appeal of the program. He noted his contacts within the regional bicycling community and would seek a way to promote the program with the MBTA if possible.

Councilor Verga noted the wording in the proposed ordinance that no person older than the age of 15 and under the age of 70 could ride a bike on sidewalks and thought the ages chosen were odd. **Mr. Winslow** said the ages chosen were not based on scientific fact but on an age in conjunction with parental judgment. **Councilor Verga** asked about Essex Avenue and expansion of the program to that area. **Mr. Winslow** said the MassDOT did not receive the expansion of the program to that area favorably. When Rte. 133 comes up for repaving that is when painting of lines would be considered. MassDOT guidelines do encourage bike lanes, he noted. He said the City could work with the City's state legislative delegation to encourage this program to be carried onto Essex Avenue in the future. **Councilor Verga** asked if Rte. 127 falls under the State. **Mr. Winslow** said around Stage Fort Park is where the State road picks up. This ordinance would only cover those roads within the City's jurisdiction.

Councilor LeBlanc said that he wanted to see a City-wide education program about the ordinance. **Mr. Winslow** said the City has some money for signage and is being focused on a stretched from Stanwood to Cherry Street to avoid Grant Circle. If there is money more signs can be posted and said he would work with the DPW Director to stretch the funds for more signage and will do whatever he can.

Councilor Theken asked about mopeds and bike lanes. **Mr. Winslow** said motorized bicycles can use bike lanes and is a State ordinance. He pointed out the moped registration form (on file) which had the parameters under which a moped operates. **Councilor Theken** said this ordinance if it passes is in place until Memorial Day 2014 to allow for it to be reviewed seeing if this ordinance should be made permanent. She noted that Mr. Winslow will go

for grants to help pay for the bike lane maintenance. She said she knew Mr. Hale also supported this initiative but funding was needed. **Mr. Winslow** said there is potential funding from CDBG and Chapter 90 money perhaps. But he said he would look at other sources for long-term grant funding sources that would fund this initiative and do what he can. **Councilor Theken** pointed out the upkeep of the painted lines and the cost. She said she was impressed with the bike sharing program in Boston. She added she would be supporting the ordinance. **Mr. Winslow** said that program is expanding in the immediate Boston area. Right now, he said, there are local bicycle rental businesses that support bicycling in Gloucester.

Councilor Whynott pointed out riding on the Boulevard is fine on a moped, but on Rte. 133 it is necessary for mopeds to travel in the bike lane.

Council President Hardy asked who has the right of way between a bike or the vehicle. **Mr. Winslow** said people in the travel lane have the right of way. Bicycles obey the same basic laws of the right of way as do all vehicles on the road, he noted. In a bike lane a bicycle has the presumed right of way. **Council President Hardy** asked if there is a violation of the bicycle ordinance, what type of violation is issued. **Mr. Winslow** said State law was changed so bicycles can be ticketed for a violation like a motor vehicle. A violation does not affect the bicyclists' insurance; however, and he noted if motorists park in a bike lane a ticket can be issued for that infraction. The fine for such an infraction was \$20, according to **Council President Hardy**, under MGL Chapter 90. She asked about the lines, lanes, fog lanes and markings. **Mr. Winslow** said a fog line is an engineering or shoulder line to guide vehicles. A bicycle lane is established of four to five feet that bicycles have exclusive use and right of way which is indicated by a solid white line between the motor vehicle lane and parking. Another reason these streets are picked in the ordinance is because of street width available with no loss of parking spaces in order to have a full travel lane, **Mr. Winslow** said. **Council President Hardy** noted in Section 2 of the proposed ordinance that Bass Avenue is listed as a dual flow street and is included. **Mr. Winslow** said there would not be an established bicycle lane there. For the Back Shore route, coming up Nautilus Road is one way out. This would allow people to bicycle and encounter the flow of Bass Avenue with sharrows for cyclists and signage to motorists. There would not be a bike lane there (the stretch from Nautilus Road at the corner of Thatcher Road and Bass Avenue). **Council President Hardy** asked if bicyclists can travel three abreast. **Mr. Winslow** said they're supposed to ride two abreast and riders must facilitate vehicles passing them. Slower vehicles are supposed to facilitate the passing of quicker vehicles, he said. **Council President Hardy** asked if the Police had any input into the ordinance. **Mr. Winslow** said they had along with the Traffic Commission. **Council President Hardy** pointed out there is a need for a public education program regarding this ordinance. **Mr. Winslow** said program information can be put forward in the local newspapers and that he would do more publicity. **Council President Hardy** said she intended to support this ordinance amendment and asked if bicycles can park at the City beaches; if there a fee; and are bike racks available. **Mr. Winslow** said Good Harbor Beach has bike racks and some by the footbridge. There is no fee at the beaches for bicycles but he did not know if there are racks there. He said wave racks which hold more bikes can be looked at but that would need to be done the following year as those racks cost \$2,000 each. **Council President Hardy** reiterated her main concern in seeing the public is educated about this program. **Councilor Ciolino** confirmed there is a big bike rack by the Good Harbor Beach foot bridge. **This public hearing is closed.**

MOTION: On motion by Councilor LeBlanc, seconded by Councilor Whynott, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to Amend the GCO, Chapter 22, by ADDING a new Section 22-294 BICYCLE ORDINANCE to be effective from date of enactment to Memorial Day 2014 as follows:

“Section 22-294 Bicycle Ordinance

(a) Definitions

Bicycle:

For the purposes of this chapter the term “bicycle” shall mean any wheeled vehicle propelled by pedals primarily by human power and operated by one or more persons.

Bike Lane:

A lane on a street restricted to bicycles and so designated by means of pavement coloring, lines or other appropriate markings including contra-flow bike lanes.

Bike Route:

A roadway shared by bicycles and other modes of transportation which may be designated by signs and/or pavement markings.

Bicycle Sharrow:

A pavement marking, established by the Manual of Uniform Traffic Control Devices that indicates an appropriate location for bicycles to travel on a street.

Cyclist: Person operating bicycle.

Dual-Flow Street:

A street or bicycle lane that allows bicycles to travel in the opposite direction of one-way motor vehicle traffic.

(b) **Obedience to traffic control devices**

Any person operating a bicycle shall obey the official traffic signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a Public Safety Official.

(c) **Riding on Sidewalks**

According to Massachusetts General Law, Chapter 85, §11:

- 1) Bicycles may be ridden on sidewalks when necessary in the interest of safety.
- 2) Pedestrians have the right of way on all sidewalks. The operator of a bicycle shall yield to pedestrians far enough in advance to allow the pedestrian time to react.
- 3) The operator of a bicycle shall give an audible warning before passing a pedestrian far enough in advance to allow the pedestrian time to react.

(d) **Business District Where Sidewalk Bicycling is banned**

No person older than age fifteen (15) and younger than seventy (70) shall ride a bicycle on any sidewalk along the following streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Main Street	Both	220 Main Street	One Washington Street
HarborWalk	N/A	2 Commercial Street	25 Rogers Street
HarborWalk	N/A	39 Rogers Street	65R Rogers Street
Manuel F. Lewis Street	East	585 Rogers Street	255 Main Street

(e) **Bicycle Lanes and Dual-Flow Streets**

- 1) The Director of Public Works shall establish and maintain Bicycle Lanes upon the following streets:
Schedule 22-294(e-1): Location of Bicycle Lanes:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Western Avenue	South	97 Western Avenue	31 Western Avenue
Rogers Street	South	9 Rogers Street	127 Rogers Street
Main Street	South	6 Rowe Square	5 East Main Street
Main Street	North	5 East Main Street	180 Main Street

- 2) The Director of Public Works shall post and mark the following Dual-Flow streets:
Schedule 22-294 (e-2): Locations of Dual-Flow Streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Nautilus Road	East	7 Bass Rocks Road	11 Nautilus Road
Bass Avenue	North	11 Nautilus Road	105 Bass Avenue

- 3) The Director of Public Works may post bicycle route signs and install bicycle sharrows.

(f) **Bicycle Parking on the Public Way**

- 1) Bicycles may be parked against a street sign pole, or on a bicycle rack or other facility or structure specifically intended for that purpose. Under no circumstances shall a bicycle obstruct the pedestrian path of travel or disability access ramps.

- 2) Bicycles are not permitted to be parked against: fire hydrants, hand railings, benches, trees and trash receptacles.
- 3) Abandoned bicycles may be removed and disposed from any public way or property by the City of Gloucester Public Works Department for public safety and maintenance purposes.

DISCUSSION:

By way of friendly amendment, Council President Hardy requested that the letter "B" be inserted in subsection (c) of the ordinance after the phrase "MGL Chapter 85, §11" to be more accurate to which the Council assented.

MOTION: On motion by Councilor Theken, seconded by Councilor Whynott, the City Council voted by ROLL CALL 8 in favor, 0 opposed, 1 (McGeary) absent, to Amend the GCO, Chapter 22, by ADDING a new Section 22-294 BICYCLE ORDINANCE to be effective from date of enactment to Memorial Day 2014 as follows:

"Section 22-294 Bicycle Ordinance

(a) Definitions

Bicycle:

For the purposes of this chapter the term "bicycle" shall mean any wheeled vehicle propelled by pedals primarily by human power and operated by one or more persons.

Bike Lane:

A lane on a street restricted to bicycles and so designated by means of pavement coloring, lines or other appropriate markings including contra-flow bike lanes.

Bike Route:

A roadway shared by bicycles and other modes of transportation which may be designated by signs and/or pavement markings.

Bicycle Sharrow:

A pavement marking, established by the Manual of Uniform Traffic Control Devices that indicates an appropriate location for bicycles to travel on a street.

Cyclist: Person operating bicycle.

Dual-Flow Street:

A street or bicycle lane that allows bicycles to travel in the opposite direction of one-way motor vehicle traffic.

(b) Obedience to traffic control devices

Any person operating a bicycle shall obey the official traffic signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a Public Safety Official.

(c) Riding on Sidewalks

According to Massachusetts General Law, Chapter 85, §11B:

- 1) Bicycles may be ridden on sidewalks when necessary in the interest of safety.
- 2) Pedestrians have the right of way on all sidewalks. The operator of a bicycle shall yield to pedestrians far enough in advance to allow the pedestrian time to react.
- 3) The operator of a bicycle shall give an audible warning before passing a pedestrian far enough in advance to allow the pedestrian time to react.

(d) Business District Where Sidewalk Bicycling is banned

No person older than age fifteen (15) and younger than seventy (70) shall ride a bicycle on any sidewalk along the following streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Main Street	Both	220 Main Street	One Washington Street

HarborWalk	N/A	2 Commercial Street	25 Rogers Street
HarborWalk	N/A	39 Rogers Street	65R Rogers Street
Manuel F. Lewis Street	East	585 Rogers Street	255 Main Street

(e) **Bicycle Lanes and Dual-Flow Streets**

- 1) **The Director of Public Works shall establish and maintain Bicycle Lanes upon the following streets: Schedule 22-294(e-1): Location of Bicycle Lanes:**

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Western Avenue	South	97 Western Avenue	31 Western Avenue
Rogers Street	South	9 Rogers Street	127 Rogers Street
Main Street	South	6 Rowe Square	5 East Main Street
Main Street	North	5 East Main Street	180 Main Street

- 2) **The Director of Public Works shall post and mark the following Dual-Flow streets: Schedule 22-294 (e-2): Locations of Dual-Flow Streets:**

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Nautilus Road	East	7 Bass Rocks Road	11 Nautilus Road
Bass Avenue	North	11 Nautilus Road	105 Bass Avenue

- 3) **The Director of Public Works may post bicycle route signs and install bicycle sharrows.**

(f) **Bicycle Parking on the Public Way**

- 1) **Bicycles may be parked against a street sign pole, or on a bicycle rack or other facility or structure specifically intended for that purpose. Under no circumstances shall a bicycle obstruct the pedestrian path of travel or disability access ramps.**
- 2) **Bicycles are not permitted to be parked against: fire hydrants, hand railings, benches, trees and trash receptacles.**
- 3) **Abandoned bicycles may be removed and disposed from any public way or property by the City of Gloucester Public Works Department for public safety and maintenance purposes.**

MOTION: On motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to Amend GCO Chapter 22, Sec. 22-242 by ADDING new subparagraph 17 ORDINANCE to be effective from date of enactment to Memorial Day 2014 as follows:

“(17) Any bike lane as provided by Section 22-294, any bike path and any bicycle parking facility;”

MOTION: On motion by Councilor Theken, seconded by Councilor Whynott, the City Council voted by ROLL CALL 8 in favor, 0 opposed to Amend GCO Sec. 22-242 subparagraph 17.

DISCUSSION: None.

MOTION: On motion by Councilor Theken, seconded by Councilor LeBlanc, the City Council voted by ROLL CALL 8 in favor, 0 opposed, 1 (McGeary) absent, to Amend GCO Chapter 22, Sec. 22-242 Parking prohibitions; towing; immobilization; signs by ADDING new subparagraph 17 ORDINANCE to be effective from date of enactment to Memorial Day 2014 as follows:

No person shall stand or park or allow, permit or suffer any vehicle registered in his name to stand or park in any of the following locations:

“(17) Any bike lane as provided by Section 22-294, any bike path and any bicycle parking facility.”

For Council Vote: