



GLOUCESTER CITY COUNCIL
Ordinances & Administration Committee
Monday, July 14, 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. ***CC2014-001 (Verga/McGeary) Request that B&F Committee in consultation with Police Dept. & local merchants consider adopting certain days as “parking meter holidays” to begin in FY14 (Cont’d from 03/17/14)***
2. ***Memorandum from Assistant Director of Pubic Works & updated draft of the New Balance Track and Field at Newell Stadium Rules & Regulations***
3. ***CC2014-024 (Cox) Amend GCO Chapter 22, Sec. 22-270 “Parking prohibited at all times” and Sec. 22-291 “Tow-away zones” re: Pleasant Street (Cont’d from 06/16/14)***
4. ***CC2014-027 (Cox) Amend GCO Chapter 22, Sec. 22-284 “Service or loading zones” & Sec. 22-291”Tow-away zones” re: Pleasant Street #27***
5. ***CC2014-028 (Cox) Amend GCO Chapter 22, Sec. 265 “Turning movements-Generally” & Sec. 22-159 “Same-Between certain hours and on certain days,” Sec. 22-270 “Parking prohibited at all times,” Sec. 22-283 “Bus stops and taxi stands” re: Pleasant Street & Smith Street***
6. ***CC2014-029 (LeBlanc) Amend GCO Chapter 22, Sec. 22-270 “Parking prohibited at all times” re: Emerson Avenue***
7. ***CC2014-030 (LeBlanc) Amend GCO c. 22 Sec. 22-289 “Parking meter zones-On Street” and Sec. 22-216 “Hours of operation re: Washington Street in front of #8 – To be continued to 08/04/14***
8. ***CC2014-031 (McGeary/Theken/Lundberg, Verga, Cox, Fonvielle) Amend GCO Art. I, Chapter 14 “Offenses and Miscellaneous Provisions” by adding a new section and Amending GCO Sec. 1.15 “Penalty for violation of certain specified sections of Code” re: Synthetic Drugs (Synthetic Marijuana, Stimulants and Hallucinogens)***

COMMITTEE

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

Back-up and Supporting Documentation all on file at the City Clerk’s Office, City Hall

CC: Mayor Carolyn Kirk
Linda T. Lowe
Suzanne Egan
Chief Leonard Campanello
Robert Ryan/Larry Ingersoll
Noreen Burke

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 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

See attached for proposed language

Sec. 22-218. Deposit of coin required; overtime parking; exemption.

- (a) When a vehicle is parked in a parking space for which a parking meter has been installed under this division, the driver shall, upon entering the parking space, immediately deposit, in the meter, appropriate coins as indicated by the instructions on the meter. It shall be unlawful for any person to fail or neglect to deposit such coins. Upon such deposit, the parking space may then be used by such vehicle during the time prescribed in this division according to the sum thus deposited. The vehicle shall be unlawfully parked if it shall remain in such space beyond the period of time which the driver shall have deposited such coins in the meter. It shall be unlawful for any person to cause any vehicle to be unlawfully parked as provided in this section.
- (b) No parking meter fees shall be exacted under subsection (a) of this section nor shall any penalty be imposed for failure to pay such fees for the parking of any vehicle owned and driven by a disabled veteran or by a handicapped person and bearing the distinctive number plates authorized therefor by M.G.L. c. 90, § 2.

(Code 1970, § 21-172)

Draft 6/26/14

**PROPOSED LANGUAGE TO AMEND THE GLOUCESTER CODE OF
ORDINANCES REGARDING PARKING METER HOLIDAYS**

Amend Chapter 22 "Traffic" Article V, Division 3 "Parking Meters" Sec. 22-218 "Deposit of coin required; overtime parking; exemption by **ADDING** a new subsection 22-218 (c) as follows: "notwithstanding any other provisions in Article V, Division 3, no parking meters fees shall be due under subsection (a) nor shall any penalty be imposed for failure to pay on days that have been declared a parking meter holiday by vote of the City Council with a separate vote to be taken for each declared parking meter holiday."

Public Works
28 Poplar Street
Gloucester, MA 01930



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CITY OF GLOUCESTER
DEPARTMENT OF PUBLIC WORKS

TO: Paul McGeary, Acting Mayor
FR: Mark Cole, Assistant Director Public Works
DT: June 13, 2014
SUBJ: New Balance Track and Field at Newell Stadium
Rules and Regulations

I would like to submit an updated draft of the New Balance Track and Field at Newell Stadium Rules and Regulations. This update was created by the recreation committee who reviewed the existing rules and regulations. There are several small changes to the regulations that need the approval of the City Council. Please include this in the next Mayors report to the City Council.

New Balance Track and Field at Newell Stadium

Rules and Regulations

Draft 5/15/14

The New Balance Track and Field at Newell Stadium was completed in September 2013. To ensure that this facility is well maintained for years of safe use by the Gloucester community and others, the following Rules and Regulations have been established to oversee and maintain the proper care and management of the facility.

I. Overview of the Facility

- A. The use of the field is allowed only by permit from the Newell Stadium Committee.
- B. Access to the track and field is limited only to players, coaches, officials and site officials, when a permitted event is in progress. Protective mats shall be placed from the gate over the track to the field.

II. Use of Track by General Public

A. Hours of operation:

During School Year: Mid-August to Thanksgiving and Mid-March to Mid-June:

Monday through Friday	6:00a.m. to 2:30p.m. 6:00p.m. to 8:00p.m.
Saturday	6:00a.m. to 8:00p.m.
Sunday	6:00a.m. to 8:00p.m.

Summer Schedule: Mid-June to Mid-August:

Monday through Sunday: 6:00a.m. to 8:00p.m.

Depending on winter weather conditions between December 1st and March 1st, the track may be open at specified times as noted on the bulletin board at the entrance to the facility.

The facility will be closed for the following holidays: New Year's Day, Martin Luther King Day, President's Day, Easter Sunday, Patriot's Day, Memorial Day, July 4th, Labor Day, Columbus Day, Veterans Day, Christmas.

B. Use of Track Lanes:

Lanes 1 and 2 are to be used by runners and joggers
Lanes 3, 4, 5 and 6 are to be used by joggers and walkers.

III. General Rules and Regulations

- A. The following are not permitted on the track or field. Failure to adhere to these Rules and Regulations may result in termination of user privileges.
 - 1. Anything with wheels but not limited to bicycles, tricycles, skateboards, roller blades, scooters, baby strollers, wheelchairs
 - 2. All food, including peanuts, seeds and chewing gum
 - 3. Sports drinks, soda or any beverage other than water
 - 4. Tobacco products of any kind
 - 5. Glass bottles or glass containers of any kind
 - 6. Sharp or penetrating objects such as high heels, metal spiked cleats, track spikes greater than 1/8", sharp tipped javelins, tent stakes, corner flags

7. Golfing
 8. Chairs or tables
 9. Marking of any lines
 10. Alcohol, tailgating or cooking of any kind
 11. Chemical ice packs
 12. Dumping ice on the track or field
 13. No materials, such as posters, etc. of any kind may be taped, stapled, glued or otherwise affixed to the fences or bleachers.
 14. Fireworks
- B. Dogs, other pets and animals are not allowed anywhere in the facility, unless they are service dogs.
 - C. Only water may be brought onto the track and field.
 - D. Food of any kind may be consumed only in the spectator areas.

IV. Use by the Gloucester Public School and Other City Departments

- A. The Gloucester Public Schools shall have first priority in requesting use of the facility, followed by other City Departments.
- B. To obtain first priority, the Gloucester Public Schools shall submit a list of requests by June 30th, prior to the start of the school year, for the fall activities, and by February 1st for the spring activities to the Newell Stadium Committee. The list of requests shall include dates and times for practices, games and physical education classes. In the event of a schedule change, notice of the change shall be posted on the bulletin board.

V. Permits for Other Users

- A. All requests for use of the facility must be submitted to and approved by the Newell Stadium Committee.
- B. Permit requests by Gloucester groups that have held use permits for seasons and annual events in previous years (Youth Sports and Adult Groups) shall have secondary priority, provided they are submitted by July 1st for the fall, and by March 1st for the spring, all other permit requests shall be processed on a first come first serve basis.
- C. Any group or individual that wishes to use the athletic playing field must have a permit.
- D. Facility may be scheduled in no less than one hour increments.
- E. Permits will be based on availability, and Gloucester based groups will have precedence over non-Gloucester groups when scheduling the athletic field. Past permit holders will be given first consideration provided they have conducted themselves in accordance with the conditions described in this policy.
- F. Permit holder must be 21 years of age or older.
- G. Payment shall be made prior to receiving the permit for one-time events. Seasonal use permits may work out an acceptable payment plan. In the event of a payment plan the permit fee must be paid in full prior to the end of the permit period. No future permits will be issued to a group, organization, or individual until all outstanding fees are paid.
- H. The permit holder shall review these Rules and Regulations with all members of the group prior to the use of the Facility.
- I. The permit holder or designee shall be present at all times during the activity and shall be responsible for the activities of all members of the group while using the Facility.
- J. The permit holder or designee shall sign in with the Facility Supervisor and shall review the checklist of these Rules and Regulations.

- K. Any damage must be reported immediately to the Facility Supervisor. Any damage caused to the facility during the permit period shall be the direct responsibility of the permit holding individual or organization. The City of Gloucester will collect from the permit holder any and all monies needed to repair the damage(s) over and above the amount of the security deposit.
- L. All permit holding individuals and groups, event participants, spectators, visiting teams and coaches must make every effort to follow these Rules and Regulations and work with the Facility Supervisor, or they may be asked to leave the facility by the Facility Supervisor, and if necessary the Gloucester Police.
- M. Each permit holder is responsible for making sure the facility is trash free at the conclusion of the game or event and that all recyclables are placed in the appropriate containers.
- N. If the restroom is used, the permit holder is responsible for making sure the restrooms are clean with all trash picked up off the floor.
- O. When two or more applicants on equal footing apply for the same time frame, priority will be given to the traditional in-season sport, as defined by the High School sports seasons:
 1. Fall Season – Football, Field Hockey, Soccer
 2. Spring – Lacrosse, Track
 3. Summer – per request

VI. User Fees

- A. Please see Appendix A.
- B. All User fees, once paid, are non-refundable.

VII. Security Deposits

- A. Non-profit Users - \$500.00 refundable security deposit
- B. For Profit Users - \$1,000.00 refundable security deposit

VIII. Liability Insurance

- A. A Certificate of Liability Insurance naming the City of Gloucester as an additionally insured party must be provided at the time of the permit application. Liability limits are required to be a minimum of \$1,000,000 per occurrence general liability coverage and \$2,000,000 aggregate general liability coverage.
- B. All non-school and city permits must be covered by this insurance policy.
- C. The permit application shall include a release of the City of Gloucester from any liability.
- D. The general liability insurance required for applicants shall also include a property damage provision.

IX. Use of the Concession Building

- A. Requests to use the Concession Building must be submitted to the Newell Stadium Committee.
- B. An applicant proposing to serve prepared foods must submit a permit from the Board of Health at the time of the permit application request.
- C. All food and beverages offered for sale must meet the Gloucester Board of Health's Healthy Concessions Policies.
- D. Concession Building will be opened by the Facility Supervisor.
- E. At the end of the event the Facility Supervisor will inspect the Concession Building for cleanliness prior to dismissing the group.

Appendix A

<u>Group Type</u>	<u>Stadium Rental</u>	<u>Lights</u>	<u>Scoreboard / Sound System</u>
Gloucester Public Schools City Sponsored Events	No Charge	No Charge	No Charge
Youth Sports Programs	\$40/Hour	\$25/Hour	\$25/Hour
Adult Groups (over 18 years)	\$60/Hour	\$25/Hour	\$25/Hour
For-Profit Groups	\$60/Hour	\$25/Hour	\$25/Hour
Special Events – To Be Determined			

Newell Stadium Committee

Assistant Director of Public Works or designated employee, Operations Manager
Gloucester High School Athletic Director or designated school employee
School Committee Chair or designated member
Ward 3 Councilor
Gloucester Youth Sports Representative
Gloucester Fishermen Athletic Association Representative
At-Large

Department of Public Works Responsibilities

The Assistant Director of Public Works, as manager of all public facilities in the City, retains the ultimate responsibility for care, control and maintenance of the facility.

The Operations Manager is responsible for administering permits for the use of the facility, for working with the Facility Supervisor, and for convening the Newell Stadium Committee.

The Facility Supervisor has day to day responsibilities for the care, control and safe use of the facility, and has the authority to enforce these Rules and Regulations. The Facility Supervisor shall maintain a calendar of events and maintenance schedules to be posted on the bulletin board at the entrance to the facility and in the Press Box.

Council President Hardy noted as a result of Ms. Kelly's fundraising efforts through a garden tour in the City, her group, GenerousGardeners.com would be donating profits from that event to the City to maintain the butterfly gardens of the HarborWalk.

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the City Council voted by 6 in favor, 0 opposed, 3 (Theken, Tobey, Cox) absent, to appoint Susan Kelly to the Planting Committee, TTE 02/14/16.

Consent Agenda:

• **REAPPOINTMENTS**

- | | | |
|--|---------------------------------|--------------|
| 1. Community Preservation Committee (Open Space & Recreation member) | Charles Crowley | TTE 02/14/16 |
| 2. Planting Committee | William F. Taylor, Bonnie Angus | TTE 02/14/16 |

• **MAYOR'S REPORT**

- | | |
|--|-------------|
| 1. Grant Application & Checklist from the Council on Aging re: FY2014 Formula Grant | (Refer B&F) |
| 2. Grant Application & Checklist from the Council on Aging re: Title III Older Americans Grant | (Refer B&F) |
| 3. Supplemental Appropriation-Budgetary Request (#2014-SA-1) from the Department of Public Works | (Refer B&F) |
| 4. Special Budgetary Transfer Request (#2014-SBT-1) from the Police Department | (Refer B&F) |
| 5. Special Budgetary Transfer Request (#2014-SBT-2) from the City Clerk's Office | (Refer B&F) |
| 6. Special Budgetary Transfer Request (#2014-SBT-3) from the City Clerk's Office | (Refer B&F) |

• **COMMUNICATIONS/INVITATIONS**

- | | |
|---|-------------|
| 1. Communication from MSBA comments for the West Parish Elementary School Project | (File) |
| 2. Communication from Personnel Department re: Mayor's Memorandum regarding Transition to GIC Health Benefits | (File) |
| 3. Memorandum from General Counsel re: Medical Marijuana Treatment Centers | (Refer P&D) |

• **APPLICATIONS/PETITIONS**

- | | |
|---|-------------|
| 1. RZ2013-001: Norman Avenue #18, Assessors Map 170, Lot 43 from R-20 (Low-Med. Density Residential) to VB (Village Bus.) | (Refer P&D) |
| 2. Free Petition in accordance with City Charter Sec. 9-1(b) re: Condition, Restoration & Preservation of Stage Fort Park | (Refer P&D) |

• **COUNCILORS ORDERS**

- | | |
|---|------------------------|
| 1. CC2013-035 (Cox/McGeary) Request City Council to refer to Budget & Finance Standing Committee regulations concerning off-Season parking fees at City beaches for review & recommendation | (Refer B&F) |
| 2. CC2013-036 (Tobey) Request City Council file a Home Rule Petition with State Legislators re: elimination of 65 Rogers Street From Designated Port Area (DPA) | (Refer P&D) |
| 3. CC2013-037 (Tobey) Request City Council review the matter of whether to vote to endorse and support efforts of the owners of Property located at 104 Commercial Street and 106A Commercial Street for removal from DPA | (Refer P&D) |
| 4. CC2013-038 (Cox) Amend GCO Sec. 22-287 "Disabled veteran, handicapped parking" re: delete one space in front of Cleveland Street #20 | (No referral required) |
| 5. CC2013-039 (McGeary) Amend GZO Use Table 2.3.2 (Community Service Uses and Sec. 5.27 re: Medical Marijuana Treatment Centers | (Refer P&D & PB) |

• **APPROVAL OF MINUTES FROM PREVIOUS COUNCIL AND STANDING COMMITTEE MEETINGS**

- | | |
|--|----------------|
| 1. City Council Meeting: 08/13/13 | (Approve/File) |
| 2. Standing Committee Meetings: B&F 08/22/13 (under separate cover), O&A 08/19/13 P&D 08/15/13, 08/21/13 | (Approve/File) |

Unanimous Consent Calendar:

- | | |
|--|-------------|
| 1. Special Events Application request from Fishbox Derby to hold the Fishbox Derby on September 15, 2013 | (Refer P&D) |
| 2. Memorandum from City Auditor re: FY2013 City's General Fund Estimated Financial Performance | (Refer B&F) |

Items to be added/deleted from the Consent Agenda and Unanimous Consent Calendar:

Councilor Whynott asked to remove the O&A Minutes of August 19, 2013 which need amending. He asked the Council that the O&A minutes on page 2 of 8 needs to reflect the proper expiration date of 02/14/16 for Susan Kelly, William Taylor and Bonnie Angus to the Planting Committee need to be amended to read a term of expiration of 02/14/16 as well. All showed as 05/14/16.

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the City Council voted 6 in favor, opposed, 3 (Theken, Tobey, Cox) absent, the City Council amended the O&A Minutes of August 19, 2013 pages 2 and 3 to change the Term to Expire for Susan Kelly, William Taylor and Bonnie Angus to 02/14/16 from 05/14/16.

Councilor Whynott added that the two motions on page 3 of 8 of the O&A minutes of August 19, 2013 contained copy and paste errors. The first motion needs to be reworded as follows:

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council pursuant to the City Charter Sec. 7-16(a) the adoption of the amended Appendix A: user fees dated August 19, 2013 related to the Department of Public Works, New Balance Track and Field at Newell Stadium.

The Council then voted:

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the City Council voted 6 in favor, 0 opposed, 3 (Theken, Tobey, Cox) absent, pursuant to the City Charter Sec. 7-16(a) the adoption of the amended Appendix A: user fees dated August 19, 2013 related to the Department of Public Works, New Balance Track and Field at Newell Stadium.

Councilor Whynott offered a second motion from the same page in the August 19, 2013 minutes for rewording as follows:

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council pursuant to the City Charter Sec. 7-16(b) the adoption of the Department of Public Works, New Balance Track and Field at Newell Stadium rules and regulations dated August 19, 2013 regarding the use of the New Balance Track and Field at Newell Stadium.

The Council then voted:

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the City Council voted 6 in favor, 0 opposed, 3 (Theken, Tobey, Cox) absent, pursuant to the City Charter Sec. 7-16(b) the adoption of the Department of Public Works, New Balance Track and Field at Newell Stadium rules and regulations dated August 19, 2013 regarding the use of the New Balance Track and Field at Newell Stadium.

Councilor Ciolino asked to pull Councilor Order #3 (CC2013-037 (Tobey) Request City Council review the matter of whether to vote to endorse and support efforts of the owners of Property located at 104 Commercial Street and 106A Commercial Street for removal from DPA) saying that he will recuse himself from any voting on this matter and would leave the dais when the matter comes forward to the Council for a vote as he has a business relationship with the owner of Cape Pond Ice, and that the owner is his campaign treasurer.

Council President Hardy pointed out that on the agenda there are two Council Orders listed as #36 when in fact Council Order #3 should reflect the number "37". She said the agenda is proper, and the documentation on the order that is incorrect.

Councilor McGeary asked that Item #3 under Communications, the Memorandum from General Counsel re: Medical Marijuana Treatment Centers be referred to the Planning Board since it is germane to the Council Order on Medical Marijuana Treatment Centers which is also being referred to the Planning Board.

By unanimous consent the Consent Agenda and Unanimous Consent Calendar was accepted as amended by the Council with Councilor Ciolino voting present as it related to Item 3 under Councilors Orders.

Scheduled Public Hearings:

- 1. PH2013-044: Amend GCO c. 22, Sec. 22-287 "Disabled veteran, handicapped parking" by adding 1 (one) Handicap parking space on Pine Street 20 feet west of the intersection of Pine Street with Church Street On the southerly side**

This public hearing is opened.

Those speaking in favor: None.

Those speaking in opposition: None.

Communications: None.

This public hearing is closed.

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. 22-287

MOTION: On a 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 reappoint Bonnie Angus to the Planting Committee, TTE 02/14/16.

3. Memorandum from Assistant Director of Public Works re: proposed rules and regulations for the New Balance Track & Field at Newell Stadium

Mr. Hale said that this stadium facility requires significant management because of the large City investment to protect this valuable asset. He said the facility will require daily oversight and will likely consume two full-time DPW employees and several part-time employees as well that will be lost to their regular DPW duties. The Rules & Regulations were compiled, he said by the Assistant DPW Director, Mark Cole, Dick Wilson and the Newell Stadium Building Committee to reflect what is needed to assure the facility's maintenance.

In a Committee discussion on the fee structure, Councilor Theken asked about the fees listed specific to Tier 2, which she said seemed too inexpensive. Mr. Hale as the facility will be used from April through the end of November which means there is a huge amount of capital maintenance that needs to be set aside to address such as the bathrooms, electrical, press box, the track surface, etc. Fees couldn't possibly cover all of that, he pointed out. He said there are placeholders in this fee structure. His department, he said, has been asked to keep very detailed records of the costs and will ask to amend fees after a first season analysis of costs shows that the fees are too low. He also pointed out no one can be on the field unless they are permitted. Someone will have to be on site whenever the facility is open to monitor the use of the track by the public as well as the rest of the field, he pointed out.

Councilor Whynott spoke to Mr. Hale about wheelchairs on the track who pointed out the facility is handicapped accessible. Councilor Theken added there are adaptive wheelchairs made just for such surfaces.

Councilor LeBlanc noted he is getting together a neighborhood watch to lend an eye and ear over the stadium and to have contact numbers available so if neighbors see the facility being used inappropriately after hours, they will be able to make phone calls to appropriate authorities. Mr. Hale said misuse of the facility has already started, and that the DPW is looking at installing cameras tied to directly to the Police Department. He added while the stadium is open there will have to be a DPW field attendant, and while he can't afford it; he saw it as absolutely necessary.

Mr. Hale asked, and the Committee agreed, to amend the end time for what was requested by the Athletic Director that the end time be 2:00 p.m. under I. Hours of Operation, B. Permitted Athletic Events & Other Activities, 1. During School Year (Sept. to June) a. Monday to Friday 8:00 AM to 2:00 PM. Originally, he said, the end time under a. was 2:30 PM.* The Committee asked that Mr. Hale submit the amended document to the Council dated August 19, 2013.

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council pursuant to the City Charter Sec. 7-16(a) the adoption of the amended Appendix A: user fees dated August 19, 2013 related to the Department of Public Works, New Balance Track and Field at Newell Stadium.

MOTION: On a motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council pursuant to the City Charter Sec. 7-16(b) the adoption of the Department of Public Works, New Balance Track and Field at Newell Stadium rules and regulations dated August 19, 2013 regarding the use of the New Balance Track and Field at Newell Stadium.

New Balance Track & Field at Newell Stadium
Rules and Regulations

- I. Hours of Operation
- A. General Public Access for Walking/Jogging (Track)
 1. Monday to Friday 6:00AM to 2:00PM*
 - 8:00PM to 10:00PM
 2. Saturday 7:00AM to 9:00PM

3. Sunday 8:00AM to 8:00PM

B. Permitted Athletic Events & Other Activities

1. During School Year (Sept. to June)

- a. Monday to Friday 8:00AM to 2:00PM
- b. Saturday 8:00AM to 9:00PM
- c. Sunday 8:00AM to 8:00PM

2. Non School Year (July & August)

- a. Monday to Friday 8:00AM to 9:00PM
- b. Saturday 8:00AM to 9:00PM
- c. Sunday 8:00AM to 8:00PM

II. Use by the Gloucester Public School Department

- A. Gloucester Public Schools shall have first priority in requesting use of the Facility during the School calendar year.
- B. In order to obtain first priority, Gloucester Public Schools shall submit a list of requests 60 days prior to the start of the school year for the fall activities and by March 1st for the spring activities. As the athletic schedules are updated those updates must be forwarded to the scheduler in a timely manner.
- C. In the event of a postponement of a scheduled School athletic event, the event shall be scheduled at the next available non-revenue producing time slot.
- D. Gloucester school athletics will have the exclusive use of the Facility for practices and games from 2:00PM to 9:00PM Monday through Friday.
- E. Gloucester Public Schools may request use of the Facility for gym classes during the school year between the hours of 7:30AM and 2:00PM. These requests must be made two weeks in advance in order to give notice to the general public who may be using the track for walking/jogging.

III. Permitted Use for all Other Users

- A. Any group or individual that wishes to use the athletic playing field must have a permit.
- B. Facility may be scheduled in 1 hour increments.
- C. Permits will be based on availability and Gloucester based groups will have precedence over non-Gloucester groups when scheduling the athletic fields. Past permit holders will be given first consideration provided they have conducted themselves in accordance with the conditions described in this policy.
- D. Permit holder must be 21 years of age or older.
- E. Payment is expected prior to receiving the permit for one-time events. Multi use permits may work out an acceptable payment plan. In the event of a payment plan the permit fee must be paid in full prior to the end of the permit period. No future permits will be issued to a group, organization, or individual until all outstanding fee are paid.
- F. The permit holder shall review all rules and regulations with all members of the group prior to the use of the Facility.
- G. The permit holder shall be present at all times during the activity and shall be responsible for the activities of all members of the group while using the Facility.

- H. The permit holder shall sign in with the facility supervisor.
- I. Any damage caused to the facility during the permit period will be the direct responsibility of the permit holding individual or organization. The City of Gloucester will collect from the permit holder any and all monies needed to repair the damage(s) over and above the amount of the security deposit.
- J. The individuals provided use of the Facility under the permit, including the permit holding group, event participants, spectators, visiting teams and coaches **must** make every effort to follow these Rules and Regulations and work with the facility supervisor or they may be asked to leave the Facility by the facility supervisor, and if necessary the Gloucester Police.
- K. Each permit holder is responsible for making sure the facility is trash free at the conclusion of the game or event and that all recyclables are placed in the appropriate containers.
- L. If the restroom is used, the permit holder is responsible for making sure the restrooms are clean with all trash picked up off the floor.
- M. When two or more applicants on equal footing apply for the same time frame, priority will be given to the traditional in season sport, as defined by the High School sports seasons, outlined as follows:
 - a. Fall Season – Football, Soccer
 - b. Spring – Lacrosse
 - c. Summer – per request

IV. User Fees

- A. Please see Appendix A
- B. All User fees, once paid, are non-refundable

V. Security Deposits

- A. Single event user - \$500.00 refundable security deposit
- B. Multi event user - \$1,000.00 refundable security deposit
- C. Concession Building - \$500.00 refundable security deposit
- D. Scoreboard and/or sound system – \$250.00 refundable security deposit

VI. General Rules and Regulations

- A. The following are not permitted on the track or field facilities:
 - 1. Dogs, pets or any other animals
 - 2. Food, peanuts, seeds or chewing gum
 - 3. Sports drinks, soda or any beverages other than water
 - 4. Glass bottles or containers of any kind
 - 5. Tobacco products of any kind
 - 6. Bicycles, tricycles, skateboards, roller blades, baby strollers or wheelchairs
 - 7. Unpermitted use of motor vehicles or heavy equipment of any kind
 - 8. Fireworks of any kind
 - 9. Sharp penetrating objects such as tent spikes or high heels
 - 10. Sharp tipped javelins
 - 11. Golfing
 - 12. Chemical ice bags
 - 13. Dumping of ice on the track or field

14. Track spikes greater than 1/8"
15. Metal cleats
16. Chairs or tables
17. No materials, such as posters, etc. of any kind may be taped, stapled, glued or otherwise affixed to the bleachers or fences.
18. Failure to adhere to the stated Rules and Regulations may result in termination of user privileges.

B. Access to the turf and track:

1. Access to the turf and track will be limited to the players, coaches, officials, and site officials when an organized event is in progress.
2. Anyone other than the above mentioned must have the approval of the facility supervisor.
3. Access to the turf shall be via the protective mats placed by the facility supervisor.

C. Use of the track by the general public:

1. Lanes 1 and 2 are to be used by runners and joggers
2. Lanes 3,4,5 and 6 are to be used by walkers

D. Liability Insurance:

1. A Certificate of Liability Insurance naming the City of Gloucester as an additionally insured party **must be** provided at the time of the permit application. Liability limits are required to be a minimum of \$1,000,000 per occurrence general liability coverage and \$2,000,000 Aggregate general liability coverage.
2. All non-school permits **must be** covered by this insurance policy.
3. There **must be** a signed "Hold Harmless" form absolving the City of Gloucester from any liability.
4. The general liability insurance required for applicants shall also include a property damage provision.

E. Use of the Concession Building:

1. Authorized written permission by the Department of Public Works must be presented at the time of the permit application request.
2. An applicant proposing to serve prepared foods must submit a permit from the Board of Health at the time of the permit application request.
3. All food and beverages offered for sale must meet the Gloucester Board of Health Healthy Concessions Policies.
4. Concession Building will be opened by the facility supervisor.
5. At the end of the event the facility supervisor will inspect the Concession Building for cleanliness prior to dismissing the group.

F. Use of the Scoreboard and Sound System:

1. Only authorized and trained personnel will be allowed to operate the scoreboard and sound system.
2. All personnel operating the scoreboard and sound system shall complete a training session with the facility supervisor.

3. Once an operator has completed the training session his/her name will be added to the list of approved operators
 4. The facility supervisor will keep an authorized list of approved operators on site.
- G. Consumption of food and beverages:
1. All consumption of food and/or beverages shall take place outside the fence surrounding the track and field areas.
 2. Only food or beverages sold at the concession will be allowed at the facility.
- H. Use of facility equipment:
1. Soccer Nets
 - a. If the soccer nets are on wheels then the facility supervisor will be responsible for moving them into place prior to the event and moving them back to their storage location after the event.
 - b. If the soccer nets are not on wheels then the groups using the nets **must** hand carry the nets back and forth from the playing field to the storage location.
 - c. If the soccer nets are attached to the football goalposts then the facility supervisor will be responsible for putting them up before the event and taking them down after the event.
 2. Field Hockey Nets
 - a. If the soccer nets are on wheels then the facility supervisor will be responsible for moving them into place prior to the event and moving them back to their storage location after the event.
 - b. If the soccer nets are not on wheels then the groups using the nets **must** hand carry the nets back and forth from the playing field to the storage location.
 3. Football Markers
 - a. Facility supervisor will be responsible for moving the yard makers, end zone markers, etc. out onto the athletic field.
 - b. At the end of the event, the permit holder will be responsible for moving the equipment to a designated location specified by the facility supervisor.
- I. Cancellations:
1. Events at the facility will be cancelled:
 - a. On any Gloucester Public School day cancelled due to inclement weather
 - b. During a weather emergency declared by the City
 - c. When the facility supervisor (DPW Director) determines weather conditions pose risks of harm to facility users or the Facility.
 - d. DPW Director or designee will be responsible for rescheduling the event(s) at the next available non-revenue producing time slot.

J. Security:

1. The facility supervisor and other staff do not provide security services.
2. A Police detail may be required as part of the permit.
3. Such details are paid for by the permit holder.

APPENDIX A

Group Type	Stadium rental	Lights	Sound System Scoreboard	Concession
Tier 1 Gloucester Public Schools City Sponsored events	No charge	No charge	No charge	No charge
Tier 1A 95% of participants Are Gloucester residents Includes youth and adult Organizations	No charge	\$15/hour	\$15/hour	\$100/day
Tier 2 50% of participants Are Gloucester residents Includes youth and adult Organizations	\$25/hour	\$20/hour	\$20/hour	
Tier 3 Less than 50% of the Participants are Gloucester based	\$50/hour	\$35/hour	35/hour	
Tier 4 Clinics, Camps Tournaments	\$1000/ Week \$200/ Day	\$35/hour	\$35/hour	negotiable

The following three matters are continued to September 16, 2013:

4. *CC0213-031 (Verga) Request the Traffic Commission investigate traffic flow on Englewood Road in Magnolia to determine whether current signage is adequate or whether additional signage is needed*
5. *CC2013-033 (McGeary) Amend GCO c. 22, Sec. 22-270 (Prohibited parking at all times) by deleting "East Main Street from Bass Avenue to the entrance to the Quincy Market Storage building off of East Main Street"*
6. *CC2013-034 (LeBlanc) Amend GCO c. 22, Sec. 22-287 (Disabled veteran, handicapped parking) re: Riggs Street #6*

A motion was made, seconded and voted unanimously to adjourn the meeting at 6:55 p.m.

Respectfully submitted,
Dana C. Jorgensson, Clerk of Committees

DOCUMENTS/ITEMS SUBMITTED AT MEETING: None.

- F. The permit holder shall review all rules and regulations with all members of the group prior to the use of the Facility.
- G. The permit holder shall be present at all times during the activity and shall be responsible for the activities of all members of the group while using the Facility.
- H. The permit holder shall sign in with the facility supervisor.
- I. Any damage caused to the facility during the permit period will be the direct responsibility of the permit holding individual or organization. The City of Gloucester will collect from the permit holder any and all monies needed to repair the damage(s) over and above the amount of the security deposit.
- J. The individuals provided use of the Facility under the permit, including the permit holding group, event participants, spectators, visiting teams and coaches **must** make every effort to follow these Rules and Regulations and work with the facility supervisor or they may be asked to leave the Facility by the facility supervisor, and if necessary the Gloucester Police.
- K. Each permit holder is responsible for making sure the facility is trash free at the conclusion of the game or event and that all recyclables are placed in the appropriate containers.
- L. If the restroom is used, the permit holder is responsible for making sure the restrooms are clean with all trash picked up off the floor.
- M. When two or more applicants on equal footing apply for the same time frame, priority will be given to the traditional in season sport, as defined by the High School sports seasons, outlined as follows:
 - a. Fall Season – Football, Soccer
 - b. Spring – Lacrosse
 - c. Summer – per request

IV. User Fees

- A. Please see Appendix A
- B. All User fees, once paid, are non-refundable

V. Security Deposits

- A. Single event user - \$500.00 refundable security deposit
- B. Multi event user - \$1,000.00 refundable security deposit
- C. Concession Building - \$500.00 refundable security deposit
- D. Scoreboard and/or sound system – \$250.00 refundable security deposit

VI. General Rules and Regulations

- A. The following are not permitted on the track or field facilities:
 1. Dogs, pets or any other animals
 2. Food, peanuts, seeds or chewing gum
 3. Sports drinks, soda or any beverages other than water
 4. Glass bottles or containers of any kind
 5. Tobacco products of any kind
 6. Bicycles, tricycles, skateboards, roller blades, baby strollers or wheelchairs
 7. Unpermitted use of motor vehicles or heavy equipment of any kind
 8. Fireworks of any kind
 9. Sharp penetrating objects such as tent spikes or high heels
 10. Sharp tipped javelins
 11. Golfing
 12. Chemical ice bags
 13. Dumping of ice on the track or field
 14. Track spikes greater than 1/8"

15. Metal cleats
16. Chairs or tables
17. No materials, such as posters, etc. of any kind may be taped, stapled, glued or otherwise affixed to the bleachers or fences.
18. Failure to adhere to the stated Rules and Regulations may result in termination of user privileges.

B. Access to the turf and track:

1. Access to the turf and track will be limited to the players, coaches, officials, and site officials when an organized event is in progress.
2. Anyone other than the above mentioned must have the approval of the facility supervisor.
3. Access to the turf shall be via the protective mats placed by the facility supervisor.

C. Use of the track by the general public:

1. Lanes 1 and 2 are to be used by runners and joggers
2. Lanes 3,4,5 and 6 are to be used by walkers

D. Liability Insurance:

1. A Certificate of Liability Insurance naming the City of Gloucester as an additionally insured party **must be** provided at the time of the permit application. Liability limits are required to be a minimum of \$1,000,000 per occurrence general liability coverage and \$2,000,000 Aggregate general liability coverage.
2. All non-school (city?) permits **must be** covered by this insurance policy.
3. There **must be** a signed "Hold Harmless" form absolving the City of Gloucester from any liability.
4. The general liability insurance required for applicants shall also include a property damage provision.

E. Use of the Concession Building:

1. Authorized written permission by the (GHS Boosters or DPW or Stadium Committee) must be presented at the time of the permit application request.
2. An applicant proposing to serve prepared foods must submit a permit from the Board of Health at the time of the permit application request.
3. All food and beverages offered for sale must meet the Gloucester Board of Health Healthy Concessions Policies.
4. Concession Building will be opened by the facility supervisor.
5. At the end of the event the facility supervisor will inspect the Concession Building for cleanliness prior to dismissing the group.

F. Use of the Scoreboard and Sound System:

1. Only authorized and trained personnel will be allowed to operate the scoreboard and sound system.
2. All personnel operating the scoreboard and sound system shall complete a training session with the facility supervisor.
3. Once an operator has completed the training session his/her name will be added to the list of approved operators
4. The facility supervisor will keep an authorized list of approved operators on site.

G. Consumption of food and beverages:

1. All consumption of food and/or beverages shall take place outside the fence surrounding the track and field areas.
2. Only food or beverages sold at the concession will be allowed at the facility.
3. Do we allow people to bring in food and beverages

H. Use of facility equipment:

1. Soccer Nets

- a. If the soccer nets are on wheels then the facility supervisor will be responsible for moving them into place prior to the event and moving them back to their storage location after the event.
- b. If the soccer nets are not on wheels then the groups using the nets **must** hand carry the nets back and forth from the playing field to the storage location.
- c. If the soccer nets are attached to the football goalposts then the facility supervisor will be responsible for putting them up before the event and taking them down after the event.

2. Field Hockey Nets

- a. If the soccer nets are on wheels then the facility supervisor will be responsible for moving them into place prior to the event and moving them back to their storage location after the event.
- b. If the soccer nets are not on wheels then the groups using the nets **must** hand carry the nets back and forth from the playing field to the storage location.

3. Football Markers

- a. Facility supervisor will be responsible for moving the yard makers, end zone markers, etc. out onto the athletic field.
- b. At the end of the event, the permit holder will be responsible for moving the equipment to a designated location specified by the facility supervisor.

I. Cancellations:

1. Events at the facility will be cancelled:

- a. On any Gloucester Public School day cancelled due to inclement weather
- b. During a weather emergency declared by the City
- c. When the facility supervisor (DPW Director) determines weather conditions pose risks of harm to facility users or the Facility.
- d. The Stadium Committee or DPW Director or ?? will be responsible for rescheduling the event(s) at the next available non-revenue producing time slot.

J. Security:

1. The facility supervisor and other staff do not provide security services.
2. A Police detail may be required by the Scheduling Committee or by other City ordinances.
3. Such details are paid for by the permit holder.

APPENDIX A

Group Type	Stadium rental	Lights	Sound System Scoreboard	Concession
Tier 1 Gloucester Public Schools City Sponsored events	No charge	No charge	No charge	No charge
Tier 1A 95% of participants Are Gloucester residents Includes youth and adult Organizations	No charge	\$15/hour	\$15/hour	\$100/day
Tier 2 50% of participants Are Gloucester residents Includes youth and adult Organizations	\$25/hour	\$20/hour	\$20/hour	
Tier 3 Less than 50% of the Participants are Gloucester based	\$50/hour	\$35/hour	35/hour	
Tier 4 Clinics, Camps Tournaments	\$1000/ Week \$200/ Day	\$35/hour	\$35/hour	negotiable

**CITY OF GLOUCESTER
TRAFFIC COMMISSION**

**A meeting was held on Thursday June 26th, 2014 at 6:00 p.m.
in the third floor Conference Room
at Gloucester City Hall**

The meeting was opened by Chairman Robert B. Ryan at 6:00 p.m. Also attending were members Larry Ingersoll, Robert Francis, Michael Mulcahey, City Councilors Melissa Cox and Steven LeBlanc, and resident Ann Burbridge.

AGENDA

Approval of previous meeting's minutes.

A MOTION was made, seconded and PASSED to APPROVE the previous meeting's minutes.

Handicap Parking request for #2 Summit Street

After speaking to the requestor, a MOTION was made, seconded and PASSED to APPROVE the request. The requestor was reminded that handicap spaces are not assigned and are available to anyone with a placard. This designated handicap space is to be added to the list of handicap spaces as it is the first that does not require further City Council approval.

Order #CC2014-024 (Councilor Cox)

ORDERED that the GCO Chapter 22, Sec. 22-270 "Parking prohibited at all times" be amended by **ADDING** Pleasant Street, westerly side, at a point 120' from its intersection with Smith Street in a northerly direction for a distance of 50'; and further

ORDERED that the GCO Chapter 22, Sec. 22-291 "Tow-away zones" be amended by **ADDING** Pleasant Street, westerly side, at a point 120' from its intersection with Smith Street in a northerly direction for a distance of 50'.

After a discussion and speaking with Councilor Cox, A MOTION was made, seconded and PASSED to APPROVE the order. This will increase safety for vehicles entering and exiting Sheedy Park. (The area to be prohibited is the current spaces between the entrance and exit on Pleasant Street)

Order #CC2014-027 (Councilor Cox)

ORDERED that the Gloucester Code of Ordinances Chapter 22, Sec. 22-284 entitled “Service or loading zones” and Sec. 22-291 “Tow-away zones” be amended by **DELETING** Pleasant Street #27.

*After a discussion, a MOTION was made, seconded and PASSED to **APPROVE** the order. A MOTION was then made, seconded and PASSED to **APPROVE** a **handicap parking space at #27 Pleasant Street** which had previously been there.*

Order #CC2014-028 (Councilor Cox)

1. **ORDERED** that the Gloucester Code of Ordinances Chapter 22 “Traffic” be amended as follows:
2. Amend Sec. 22-265 “Turning movements-Generally” by **ADDING:**
3. “While school is in session, Pleasant Street in a northerly direction, no left turn onto Smith Street between the hours of 8:30 a.m. to 9:15 a.m. and 2:30 p.m. to 3:15 p.m.;
4. Amend Sec. 22-159 “Same-Between certain hours and on certain days” by **ADDING:**
5. (4) Pleasant Street. While school is in session, Pleasant Street, from a point beginning at its intersection with Prospect Street, westerly side, in a northerly direction to Smith Street, **no parking** between the hours of 8:30 a.m. to 9:30 a.m. and 2:30 p.m. to 3:15 p.m.
6. (5) Smith Street. While school is in session, Smith Street, southerly side, from its intersection with Pleasant Street in a westerly direction to Maplewood Avenue, **no parking** between the hours of 8:30 a.m. to 9:15 a.m. and 2:30 p.m. to 3:15 p.m. Bus pick-up and drop-off only;
7. Amend Sec. 22-270 “Parking prohibited at all times” by **DELETING** Pleasant Street, westerly side, from Smith Street, southerly direction for a distance of 200 feet;
8. Amend Sec. 22-283 “Bus stops and taxi stands” by **DELETING** Pleasant Street, westerly side, beginning at the point 50’ north of its intersection with Prospect Street for a distance of 120’ in a northerly direction effective from 8:30 a.m. to 9:30 a.m. and 2:30 p.m. to 3:30 p.m. weekdays, excluding the months of July and August.

*After a discussion and speaking with Councilor Cox, a MOTION was made, seconded and PASSED to **CONTINUE** the order until the ward councilor can have a neighborhood ward meeting concerning the changes.*

The TC has learned that there is already an ordinance in place for item #5 in the order, but no signs are present.. From looking at maps of the area, some on the TC feel that a better traffic flow would be for busses to drop off on Pleasant Street and parents to drop off on Smith Street. There was a big concern in the requested plan with school busses being able to make the left turn from Smith Street onto Pleasant Street. There was also a question concerning parking during church holy days that fall on school days during the week (ie: Ash Wednesday, Holy Thursday etc.). Also, the TC was concerned where teachers and other school workers would park.

Order #CC2014-029 (Councilor LeBlanc)

ORDERED that the GCO ch.22 (Traffic) sec. 22-270 (Parking Prohibited at all times) be amended by DELETING:

The reference to Emerson Avenue, northerly side from the easterly entrance of the City Home, and ADDING:

northerly side from the westerly corner of the intersection of Griffen Court and Emerson Avenue; and by ADDING:

Emerson Avenue, from the westerly end of driveway at #28 Emerson Avenue, to the beginning of the way to the City Boat Ramp past #30 Emerson Avenue and including to the end of Emerson Avenue.

Also, a request that the TC perform a speed study on Emerson Avenue from its intersection with Lincoln Avenue to its westerly end, and based on this study, suggest speed limits for Emerson Avenue.

This was an old ordinance on the books that needed the wording clarified and brought up to date. After a discussion and speaking with Councilor LeBlanc, a MOTION was made, seconded and PASSED to APPROVE the order. A speed study will also be done and the results given to Councilor LeBlanc.

Discussion concerning the answer from the state concerning speed bumps.

A message was received from the DPW director that said it would be doubtful that any support for speed bumps whether permanent, temporary or portable would be granted at this time. The TC will agree with this decision for the present time.

The meeting was adjourned at 6:55 p.m.

ROBERT B. RYAN, Chairman

LARRY INGERSOLL, Secretary



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

**ORDER: CC#2014-024
COUNCILLOR: Melissa Cox**

**DATE RECEIVED BY COUNCIL: 06/10/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:**

ORDERED that the GCO Chapter 22, Sec. 22-270 "Parking prohibited at all times" be amended by **ADDING** Pleasant Street, westerly side, at a point 120' from its intersection with Smith Street in a northerly direction for a distance of 50'; and further

ORDERED that the GCO Chapter 22, Sec. 22-291 "Tow-away zones" be amended by **ADDING** Pleasant Street, westerly side, at a point 120' from its intersection with Smith Street in a northerly direction for a distance of 50' and further

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

Melissa Cox
Ward 2 Councillor



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

**ORDER: CC#2014-027
COUNCILLOR: Melissa Cox**

**DATE RECEIVED BY COUNCIL: 06/24/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:**

ORDERED that the Gloucester Code of Ordinances Chapter 22, Sec. 22-284 entitled "Service or loading zones" and Sec. 22-291 "Tow-away zones" be amended by **DELETING** Pleasant Street #27; and further

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

Melissa Cox
Ward 2 Councillor



CITY OF GLOUCESTER 2014 CITY COUNCIL ORDER

ORDER: CC#2014-028
COUNCILLOR: Melissa Cox

DATE RECEIVED BY COUNCIL: 06/24/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the Gloucester Code of Ordinances Chapter 22 "Traffic" be amended as follows:

Amend Sec. 22-265 "Turning movements-Generally" by **ADDING**:

"While school is in session, Pleasant Street in a northerly direction, no left turn onto Smith Street between the hours of 8:30 a.m. to 9:15 a.m. and 2:30 p.m. to 3:15 p.m.;

Amend Sec. 22-159 "Same-Between certain hours and on certain days" by **ADDING**:

(4) Pleasant Street. While school is in session, Pleasant Street, from a point beginning at its intersection with Prospect Street, westerly side, in a northerly direction to Smith Street, **no parking** between the hours of 8:30 a.m. to 9:30 a.m. and 2:30 p.m. to 3:15 p.m.

(5) Smith Street. While school is in session, Smith Street, southerly side, from its intersection with Pleasant Street in a westerly direction to Maplewood Avenue, **no parking** between the hours of 8:30 a.m. to 9:15 a.m. and 2:30 p.m. to 3:15 p.m. Bus pick-up and drop-off only;

Amend Sec. 22-270 "Parking prohibited at all times" by **DELETING** Pleasant Street, westerly side, from Smith Street, southerly direction for a distance of 200 feet;

Amend Sec. 22-283 "Bus stops and taxi stands" by **DELETING** Pleasant Street, westerly side, beginning at the point 50' north of its intersection with Prospect Street for a distance of 120' in a northerly direction effective from 8:30 a.m. to 9:30 a.m. and 2:30 p.m. to 3:30 p.m. weekdays, excluding the months of July and August; and further

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

Melissa Cox
Ward 2 Councillor

Ordinances & Administration Committee

Extracts from the School Committee Minutes related to CC2014-028

March 26, 2014 – Page 6

April 9, 2014 – Page 6

May 14, 2014 – Page 5

VOTED: 0 in favor 6 opposed, to add December 22 and 23, 2014 as vacation days and to change the last day for students to June 18, 2015, subject to snow days. **(Motion failed)**

B. Building & Finance Subcommittee Meeting of March 19, 2014 – Kathy Clancy reported that the subcommittee discussed the following matters at its meeting on March 19, 2014:

- DPW Budget (see attachment to B&F minutes)
- Food Service Report
- Review of City/School Facilities MOU

C. Special Building & Finance Subcommittee Meeting of March 25, 2014 – Kathy Clancy reported that the subcommittee discussed budget process and procedures at its meeting on March 25, 2014. She indicated that a new budget timeline will be forthcoming.

X. ACTION

A. 2014-15 School Calendar – See Item IX.A.

B. Nurses Contract – After discussion, on a motion by Ms. Teixeira, seconded by Kathy Clancy, it was unanimously

VOTED: 6 in favor zero opposed, to approve the contract between the Gloucester School Committee and the Gloucester/Massachusetts Nurses Association effective September 1, 2013 through August 31, 2015 with the following change of salary: Steps 1 through 12 shall be in parity with the Gloucester Teachers Association, ranging from \$41,753.93 to \$68,092.84.

XI. DISCUSSION/OTHER COMMUNICATION/OLD AND NEW BUSINESS

A. MSBA Project Update – Dr. Safier updated the committee on the following matters with respect to the West Parish project:

- Transportation issues with respect to St. Ann’s, including “Do Not Enter” and “No Parking” signs
- Options for staff parking -- hardtop at St. Ann’s, lot next to Yellow Sub, Burnham’s Field lot, and property behind McDonald’s (grading work needed)
- Modular units at Beeman

Dr. Safier reported that the school building committee will be meeting at 2 Blackburn Drive tomorrow at 4:00 p.m.

B. Letter to the Editor – Mr. Gross stated that he would like to write a letter to the editor regarding the PARCC test to inform the community about what the test entails and requested the committee’s consent. Ms. Teixeira noted that approximately two

VOTED: 6 in favor zero opposed, to approve the job description of the Drama/Musical Theater Teacher as presented.

Finally, Chairperson Teixeira reported that the subcommittee discussed the School Committee Self-Evaluation.

On a motion by Ms. Teixeira, seconded by Ms. Sweet, it was unanimously

VOTED: 6 in favor zero opposed, to refer the School Committee Self-Evaluation to the School Committee Governance Workshop.

X. ACTION

- A. Approval of Revised Booster Organizations Policy, File KJAA – See Item IX.A.**
- B. Approval of Human Resource Director’s Job Description – See Item IX.B.**
- C. Approval of Drama/Musical Theater Teacher Job Description – See Item IX.B.**
- D. Acceptance of O’Maley Innovation Middle School School Improvement Plan – See Item VIII.B.**

XI. DISCUSSION/OTHER COMMUNICATION/OLD AND NEW BUSINESS

- A. MSBA Project Update –** Dr. Safier updated the committee on the following matters with respect to the West Parish project:
 - School Building Committee meeting tomorrow at 12:00 p.m. – Updates on St. Ann’s, modular setup at Beeman, and moving company procurement; review of West Parish interior design
 - Submittal of 100% design development drawings to MSBA
 - Discussion of layouts and room numbers at St. Ann’s
 - Request for signage around St. Ann’s
 - Parking areas for St. Ann’s/walkway across Burnham’s Field
- B. Letter to Representatives –** Kathy Clancy requested the committee’s agreement to send letters to Senator Tarr and Representative Ferrante to encourage their support of innovation school funding as a line item in the state budget. All committee members agreed.
- C. Teacher Certification –** Dr. Safier reported that 10-12 teachers still have not renewed their certification. He stated that teachers were notified about this in February and that another notification will go out soon.



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

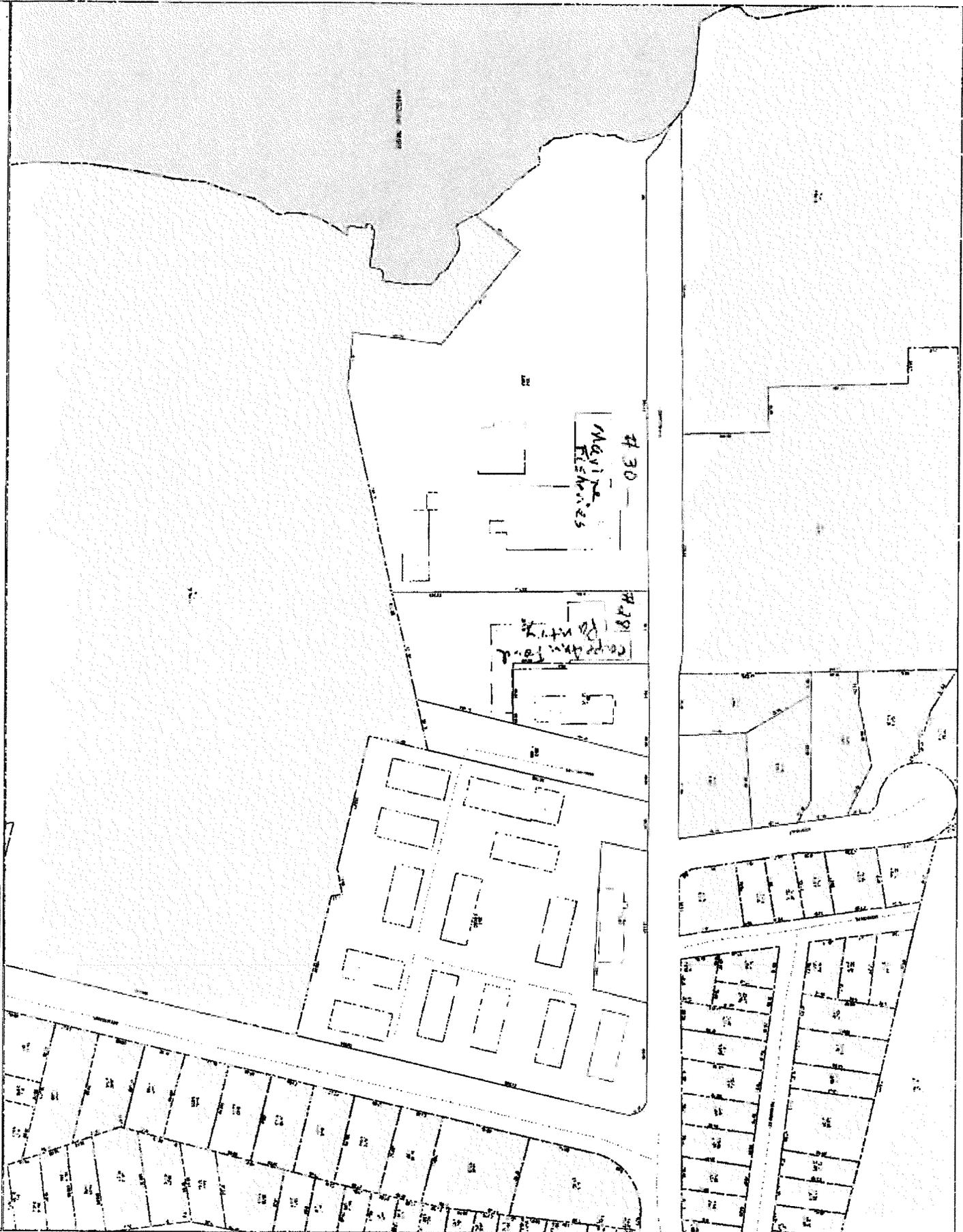
**ORDER: CC#2014-029
COUNCILLOR: Steve LeBlanc**

**DATE RECEIVED BY COUNCIL: 06/24/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:**

ORDERED that the Gloucester Code of Ordinances Chapter 22 "Traffic" Sec. 22-270 "Parking prohibited at all times" by **DELETING** the reference to Emerson Avenue "northerly side from the easterly entrance to the City Home" and **ADDING** "northerly side from the westerly corner of the intersection of Griffin Court and Emerson Avenue;" and by **ADDING** "Emerson Avenue from the westerly end of the driveway of #28 Emerson Avenue to the beginning of the way to the City boat ramp past #30 Emerson Avenue and including to the end of Emerson Avenue;" and further

ORDERED that this matter be referred to the Ordinances and Administration Standing Committee and to the Traffic Commission for their review and recommendation, together with a request that the Traffic Commission perform a speed limit study on Emerson Avenue from its intersection with Lincoln Avenue to its westerly end, and that based on this study, the Traffic Commission suggest speed limits for Emerson Avenue.

Steve LeBlanc
Ward 3 Councillor



#30
MAYNARD
FISHING

#29
Cape Cod
Paint

WATER



**CITY OF GLOUCESTER 2014
CITY COUNCIL ORDER**

ORDER: CC#2014-030
COUNCILLOR: Steve LeBlanc

DATE RECEIVED BY COUNCIL: 07/08/14
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the Gloucester Code of Ordinances Chapter 22 "Traffic" Sec. 22-289 "Parking meter zones-On streets" be amended by **ADDING** Washington Street in front of #8, two two-hour parking meters; and amend Sec. 22-216 "Hours of operation" as needed; and further

ORDERED that this matter be referred to the Ordinance and Administration Standing Committee and the Traffic Commission review and recommendations.

Steve LeBlanc
Ward 3 Councillor



CITY OF GLOUCESTER 2014 CITY COUNCIL ORDER

ORDER: CC#2014-031
COUNCILLORS: Paul McGeary, Sefatia Romeo-
Theken, Paul Lundberg, Greg Verga, Melissa Cox,
William Fonvielle

DATE RECEIVED BY COUNCIL: 07/08/14
REFERRED TO: O&A
FOR COUNCIL VOTE:

ORDERED to Amend Gloucester Code of Ordinances, Article 1, Chapter 14 (Offenses and Miscellaneous Provisions) as follows:

Article I. In General

By adding the following new section:

Sec. 14-17 Synthetic Drugs (Synthetic Marijuana, Stimulants and Hallucinogens)

- a) *Purpose.* The purpose of this section is to regulate the availability of synthetic marijuana/cannabinoids, stimulants and psychedelic/hallucinogens that have been linked to serious physical effects resulting in hospitalization and death when ingested, inhaled or otherwise introduced into the human body. These synthetic cannabinoids, stimulants and psychedelic/hallucinogens pose health, safety, and welfare issues. This section is not intended to regulate or affect in any way the legal sale and distribution of medical marijuana pursuant to Chapter 369 of the Acts of 2012.
- b) *Definitions.* The following words, terms, and phrases, when used in this section, shall have the following meanings ascribed to them:
 - 1) *Synthetic drugs* mean any synthetic marijuana, cannabinoids, stimulants and/or psychedelic/hallucinogens which contain (i) any substance contained in 21 U.S.C. §812(c), Schedule I, subparts (c) ; or (ii) any substance listed as a Class C substance in subpart (e) of Section 31 of M.G.L. c. 94C; or (iii) any vegetable material that has been chemically treated and is possessed, sold or purchased with the intent that it will, despite any labeling to the contrary, be consumed by humans for the purpose of voluntary intoxication, which if consumed, may induce effects of intoxication similar to a controlled substance or imitation controlled substance such as elation, euphoria, dizziness, excitement, irrational behavior,

exhilaration, paralysis, stupefaction, dulling of the senses or nervous system, or distortion of audio, visual or mental processes.

2) *Synthetic drug analogues* mean any (i) substances with chemical structures which are substantially similar to the chemical structure of the synthetic marijuana/cannabinoids, stimulants and/or psychedelic/hallucinogens listed in 1), above; or (ii) substances which as stimulants, depressants or hallucinogenic have effects on the central nervous system substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of synthetic marijuana/cannabinoids, stimulants and/or psychedelic/hallucinogen listed in 1), above.

c) *Prohibition.* No person shall sell, offer to sell, provide, produce, manufacture, distribute, gift, or publicly display for sale any synthetic drug or synthetic drug analogue as defined above. This ordinance shall apply regardless of whether the synthetic drug or analogue is described, advertised or packaged as tobacco, herbs, incense, spice, bath salts, plant food or any blend thereof, and regardless of whether the substance is marketed for the purpose of being smoked, ingested or injected.

No person shall sell, offer to sell, provide, produce, manufacture, distribute, gift, or publicly display for sale any product for human consumption when the product is labeled “not for human consumption” or contains similar warnings.

d) *Penalty for violation.* Violation of this regulation shall be punished by a fine of \$150.00 for a first offense. Any subsequent violation of this regulation shall be punishable by a fine of \$300.00.

e) *Enforcement.* Violations of this section shall be enforced in accordance with all other applicable laws governing municipal ordinances; however, at the option of the enforcing person, violation may be enforced noncriminally pursuant to M.G.L. c. 40 §21D and as provided in section 1-15, rather than by a criminal complaint in district court.

f) *Severability.* The provisions of this section are severable; and, if any of the provisions of this section shall be held unconstitutional or otherwise invalid by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions.

And Further:

ORDERED to amend Gloucester Code of Ordinances Sec 1-15. (Penalty for violation of certain specified sections of Code) as follows:

Violation of the Code sections set forth in this section may be enforced noncriminally by way of the ticketing procedures set forth in M.G.L. c. 40, § 21D. For the purpose of this section, the specific penalty which is to apply for a violation of each such section shall be as listed below and the municipal officers or employees whose titles are listed under such section shall be deemed to be enforcing officers for each such section:

Chapter 14, section 14-17, synthetic drugs (synthetic marijuana, stimulants and hallucinogens).

Penalty:

First offense: \$150.00

Subsequent offense(s): \$300.00.

Enforcing persons: police officers

Paul McGeary
Ward 1 Councillor

Sefatia Romeo-Theken
Councillor At Large

Paul Lundberg
Councillor At Large

Greg Verga
Councillor At Large

Melissa Cox
Ward 2 Councillor

William Fonvielle
Ward 5 Councillor