

**GLOUCESTER CITY COUNCIL MEETING**

Tuesday, December 13, 2011 – 7:00 p.m.

Kyrouz Auditorium – City Hall

**-MINUTES-**

**Present:** Chair, Councilor Jacqueline Hardy; Vice Chair, Councilor Sefatia Theken; Councilor Paul McGeary; Councilor Joseph Ciolino; Councilor Anne Mulcahey; Councilor Steven Curcuru; Councilor Greg Verga; Councilor Robert Whynott; Councilor Bruce Tobey

**Absent:** None

**Also Present:** Councilor Elect Steven LeBlanc; Linda T. Lowe; Kenny Costa; Jim Duggan; Jeff Towne; Suzanne Egan; Chief Phillip Dench; Kathy Clancy; Dr. Safier; Val Gilman; Melissa Teixeira

The meeting was called to order at 7:00 p.m.

**Flag Salute & Moment of Silence.**

**Oral Communications:** None.

**New Appointments:**

**Councilor Theken** explained that the O&A Committee questioned Charles Crowley and Hugh Pritchard as to their respective Commission and Committee on their experience, background, professional affiliations as well as asking them to be familiar with the Open Meeting Laws and to file their proof of having taken the State Ethics Commission test with the City Clerk's office. They were asked also if they had any possible conflicts if they were on another Board, Committee or Commission in the City. Councilor Theken waived Mr. Crowley appearing before the Council as he serves on another Committee. While Mr. Crowley serves on the Open Space Committee and will be the CPC representative to that Committee, it is not a conflict which was confirmed by the City Solicitor. The Councilor expressed the Committee's and the Council's appreciation at each of the appointees' willingness to step forward and volunteer on behalf of their City and thanked them for their commitment.

**MOTION:** On motion by Councilor Mulcahey, seconded by Councilor Verga, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to appoint Charles Crowley to the Community Preservation Committee, TTE 02/14/13.

**DISCUSSION:**

**Councilor Theken** stated Mr. Crowley is an asset to the community and that they're lucky to have him.

**MOTION:** On motion by Councilor Theken, seconded by Councilor Mulcahey, the City Council voted 9 in favor, 0 opposed to appoint Charles Crowley to the Community Preservation Committee, TTE 02/14/13.

**MOTION:** On motion by Councilor Mulcahey, seconded by Councilor Verga, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to appoint Hugh Prichard to the Conservation Commission, TTE 02/14/14.

**DISCUSSION:**

**Councilor Theken** stated Mr. Prichard is present as a new appointee. They did question him in depth. They wanted to be sure he understood what they expect and need from him. While they appreciate all volunteers to the boards and commissions; but sometimes there are boards and commissions they shouldn't be on. This gentleman stood his ground and answered their questions to their satisfaction. **Councilor Ciolino** asked what Mr. Prichard did and he answered he worked at Mass General Hospital in the radiology department. Work is a consideration; however, there is the avenue if he finds it doesn't work out after a 90 day period, he can address it. At the O&A meeting the other night, if there is some reason he didn't think he was suitable because it was too overwhelming, he could come before them and resign at any time and appreciated that. He does have an appropriate amount of time in his schedule now to be an actively involved member of the Commission.

**MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted 3 in favor, 0 opposed to appoint Hugh Prichard to the Conservation Commission, TTE 02/14/14.**

**Consent Agenda:**

• **MAYOR'S REPORT**

1. Administration's request to form a search committee for a permanent Police Chief (Refer to City Council President)
  2. Memorandum from Environmental Engineer re: request for the remainder of funding and expanded pipeline Work for Phase 3 Public Water System Upgrades and Additional Contingency-DWSRF #3509 (Refer B&F)
  3. Supplemental Appropriation-Budgetary Request (#2012-SA-5) from the DPW (Refer B&F)
  4. Grant Application and Checklist from Emergency Management Director re: 2009 Citizens Corp Program Grant from MEMA In the amount of \$2,500
  5. Memorandum, Grant Application and Checklist from Police Chief re: Council acceptance of a FY12 State 911 Dept. Training Grant in the amount of up to \$10,000 (Refer B&F)
  6. Memorandum from Police Chief re: grants from MIAA, Loss Control Grant in the amount up to \$5,000 and Risk Management Grant in the amount of up to \$10,000 (Refer B&F)
  7. Memorandum from the Licensing Board recommending fees for Cordial and Liqueurs (Refer B&F)
  8. Communication from Patricia Leavenworth, District Highway Director, MassDOT re: upcoming repairs to Blynman Drawbridge (Refer B&F)
- **COMMUNICATIONS/INVITATIONS**
1. Communication from Annisquam Village Church Standing Committee re: Cingular Wireless 820 Washington Street (Refer P&D)
  2. Communication from Building Inspector re: Annisquam Village Church (Refer P&D)
  3. Communication from Senator Tarr re: National Grid's plans to enhance electricity supply to Cape Ann (Refer P&D)
  4. Communication from Pursuit Racing, LLC re: May 12, 2012 Twin Lights Half Marathon (Refer P&D)
- **APPLICATIONS/PETITIONS**
1. SCP2011-018: Main Street #184-186, GZO Sec. 5.13.2.23 (PWSF) (Refer P&D)
  2. SCP2011-019: William Road #4, GZO Sec. 5.5.4 Lowlands (Refer P&D)
  3. SCP2011-020: Columbia Street #5, GZO Sec. 2.3.1 (6) Conversion to multi-family (Refer P&D)
- **COUNCILORS ORDERS**
1. CC2011-056 (Curcuru) Amend GZO Sec. 22-287 "Disabled Veteran, Handicapped Parking" re: Lloyd Street #5 (Refer TC & O&A)
- **APPROVAL OF MINUTES FROM PREVIOUS COUNCIL AND STANDING COMMITTEE MEETINGS**
1. City Council Meeting: 11/29/11 (Approve/File)
  2. Special City Council Meeting: 12/07/11 (Approve/File)
  2. Standing Committee Meetings: B&F 12/08/11(Under Separate Cover), 12/12/11 (Under Separate Cover), O&A 12/05/11, O&A 12/12/11 (Under Separate Cover) (Approve/File)

**Items to be added/deleted from the Consent Agenda:**

**By unanimous consent the Consent Agenda was accepted as presented.**

**NOTE: The City Council suspended their Rules of Procedure at this time to take Public Hearings first, then the O&A Committee Report, the P&D Committee Reports, and finally B&F Committee Reports. They then continued with their agenda as originally noticed.**

**Committee Reports:**

**The Council recessed at 7:55 p.m. and reconvened at 8:03 p.m.**

**Budget & Finance: December 8, 2011**

**MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c. 44, §53A to accept a grant for \$7,133.75 from the U.S. Department of Justice FY11 Bulletproof Vest Program.**

**DISCUSSION:**

**Councilor Curcuru** explained that the Police Department received an award under the FY11 Bulletproof Vest Program sponsored by the US Dept. of Justice a grant for \$7,133.75. This is a grant the City has been receiving for the last 10 years.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the City Council voted BY ROLL CALL 9 in favor, 0 opposed under MGL c. 44, §53A to accept a grant for \$7,133.75 from the U.S. Department of Justice FY11 Bulletproof Vest Program.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c. 44, §53A to accept a grant for \$25,000 from the CDC passed through the Boston Public Health Commission for the Strategic Alliance for Health Mentoring Project.

**DISCUSSION:**

**Councilor Curcuru** stated this grant was received from the Boston Public Health Commission (BPHC) through the CDC, similar to the Mass in Motion program. This grant will allow for the mentoring and support for health initiatives such as Get Fit Gloucester! The \$25,000 in funds will be used to provide funding for the Get Fit Gloucester Project Manager position for an additional 3 months to September 2012. Other program funding will be used for the Clean Team run by the YMCA for more youth employment and also funds will go to the Cape Ann Farmer's Market Backyard Grower's Program, which now has 70 low income families participating, and they're looking to expand it. There is no match for this grant. Councilor Tobey asked if this is the only Get Fit money. More than half is going to pay a salary. Less than half is going to programs and didn't see how it directly enhances physical fitness. Are there other grants that feed into this effort that this salaried individual is overseeing; are they getting a better than dollar to dollar ratio vs. overhead; and does this project manager do any other fitness programming. **Mr. Duggan** stated this grant is through the Health Department. He didn't have that information in front of him at this time. **Councilor Tobey** didn't think this ratio was an efficient use of grant funds. **Councilor Curcuru** stated they could table the motion to December 20<sup>th</sup>, which was agreed by unanimous consent of the Council to be continued to a Special Meeting of the City Council, Tuesday, December 20, 2011 at 7 p.m.

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c. 30B to pay invoices for services provided without approved an purchase order in place to Unifund, Invoice # 15318, Date 7/29/11 for \$17,829.00.

**DISCUSSION:**

**Councilor Curcuru** explained that one invoice is the annual support for Unifund. Revenue Sense split off from BudgetSense. Normal process before the year end is they send a quote as to how much the contract will be. Because of the timing of their corporate action, the invoice came late. This was already budgeted. The other invoice is also within the budget; the printer in the Clerk's office broke down at the end of the fiscal year, and this was to get this fixed.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed under MGL c. 30B to pay invoices for services provided without approved an purchase order in place to Unifund, Invoice # 15318, Date 7/29/11 for \$17,829.00.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c. 30B to pay invoices for services provided without an approved purchase order in place to American Lazer, Invoice #42089, Date 7/18/11 for \$218.00.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed under MGL c. 30B to pay invoices for services provided without an approved purchase order in place to American Lazer, Invoice #42089, Date 7/18/11 for \$218.00.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c. 44, 53A-1/2 to permit the City to

accept a NERAC 2011 Equipment Distribution Project grant in the amount of \$18,140 from the Homeland Security Department through the Northeast Homeland Security Regional Advisory Council.

**DISCUSSION:**

**Councilor Curcuru** explained this originally came forward as a request to apply for a NERAC pass through grant from FEMA for equipment that is purchased and delivered by NERAC on behalf of the City to apply for the grant. However, due to the short timeline, it is now an acceptance of the grant valued at \$18,140. This includes VHF radios and a trailer for storage for equipment. There is no match.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed under MGL c. 44, 53A-1/2 to permit the City to accept a NERAC 2011 Equipment Distribution Project grant in the amount of \$18,140 from the Homeland Security Department through the Northeast Homeland Security Regional Advisory Council.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to transfer (#2012-SBT-10) for \$400.00 from Police-Uniform, Career Incentive Pay, Unifund Account #101000.10.211.51950.0000.00.000.00.051 to Police-Investigations, Longevity, Unifund Account #101000.10.212.51400.0000.00.000.00.051.

**DISCUSSION:**

**Councilor Curcuru** stated that there are a series of transfers are funds needed to cover longevity for Lt. Kathleen Auld assigned to the Detective Division. The City did the final settlement with the end of the year deal. This transfer and the following three transfers are included.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed to transfer (#2012-SBT-10) for \$400.00 from Police-Uniform, Career Incentive Pay, Unifund Account #101000.10.211.51950.0000.00.000.00.051 to Police-Investigations, Longevity, Unifund Account #101000.10.212.51400.0000.00.000.00.051.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2012-SBT-11) for \$566.00 from Police-Uniform, Career Incentive Pay, Unifund Account #101000.10.211.51950.0000.00.000.00.051 to Police Investigations, Career Incentive, Unifund Account #101000.10.212.51950.0000.00.000.00.051.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed to transfer (#2012-SBT-11) for \$566.00 from Police-Uniform, Career Incentive Pay, Unifund Account #101000.10.211.51950.0000.00.000.00.051 to Police Investigations, Career Incentive, Unifund Account #101000.10.212.51950.0000.00.000.00.051.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2012-SBT-12) for \$2,263.00 from Police-Uniform, Sal/Wage-Perm Pos, Unifund Account #101000.10.211.51100.0000.00.000.00.051 to Police-Investigations, Sal/Wage Perm Pos., Unifund Account # Account #101000.10.212.51100.0000.00.000.00.051.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed to transfer (#2012-SBT-12) for \$2,263.00 from Police-Uniform, Sal/Wage-Perm Pos, Unifund Account #101000.10.211.51100.0000.00.000.00.051 to Police-Investigations, Sal/Wage Perm Pos., Unifund Account # Account #101000.10.212.51100.0000.00.000.00.051.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2012-SBT-13) for \$152.16 from Police-Uniform, Holiday Pay, Unifund Account #101000.10.211.51450.0000.00.000.00.051 to Police-Investigations, Holiday Pay, Unifund Account #101000.10.212.51450.0000.00.000.00.051.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed to transfer (#2012-SBT-13) for \$152.16 from Police-Uniform, Holiday Pay, Unifund Account #101000.10.211.51450.0000.00.000.00.051 to Police-Investigations, Holiday Pay, Unifund Account #101000.10.212.51450.0000.00.000.00.051.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2012-SBT-14) for \$1,450.00 from Police-Uniform Sal/Wage P/T Pos., Unifund Account #101000.10.211.51250.0000.00.000.00.051 to Police-Admin, Sal/Wage Perm Pos., Unifund Account #101000.10.210.51100.0000.00.000.00.051.

**DISCUSSION:**

**Councilor Curcuru** explained this transfer is for Phil Turpos who should have been paid out of this particular account and was paid out of the Administrative Account which put the account in deficit. Mr. Turpos is still employed 14 hours every two weeks as they are working on a payroll project at the Police Department. When they run several live runs of this project successfully they'll be able to cut off the project. If the Chief keeps Mr. Turpos on the Chief will need to find the funding for this.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed to transfer (#2012-SBT-14) for \$1,450.00 from Police-Uniform Sal/Wage P/T Pos., Unifund Account #101000.10.211.51250.0000.00.000.00.051 to Police-Admin, Sal/Wage Perm Pos., Unifund Account #101000.10.210.51100.0000.00.000.00.051.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2012-SBT-15) for \$1,500.00 from Central Telephones 101000.10.499.53410.0000.00.000.00.052 to Administration-Out of State Travel, Unifund Account #101000.10.421.57200.0000.00.000.00.057.

**DISCUSSION:**

**Councilor Curcuru** stated this is for reimbursement of the attendance of the DPW Director and the Assistant DPW Director who attended a FEMA seminar on hurricane response out-of-state. FEMA picked up the airfare and accommodations but not the transportation to and from the airport and meals.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed to transfer (#2012-SBT-15) for \$1,500.00 from Central Telephones 101000.10.499.53410.0000.00.000.00.052 to Administration-Out of State Travel, Unifund Account #101000.10.421.57200.0000.00.000.00.057.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council the Request for Proposal #12104 Disposition by Sale of Maplewood Avenue, #120 also known as the Maplewood School pursuant to the terms and conditions as stated therein as submitted by the Administration and as submitted to the City Council.

**Councilor Curcuru** noted that this RFP is for the disposition of the Maplewood School to sell the property for a minimum bid of \$250,000. It specifies that it has to be a not-for-profit subject to a PILOT (Payment In Lieu Of Taxes); and to make sure it serves a specific need, in this case independent elderly living with 12 one-bedroom units. The parking is adequate with 12 spaces available. There was a neighborhood meeting with positive input for this proposal. This was his second go around with the property and that was pre-permitted unlike this proposal.

This fits the criteria. The City needs elderly housing. Hopefully this project goes forward which he was looking forward to.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to approve the Request for Proposal #12104 Disposition by Sale of Maplewood Avenue, #120 also known as the Maplewood School pursuant to the terms and conditions as stated therein as submitted to the City Council.**

FY11 FREE CASH APPROPRIATIONS:

**Jim Duggan, CAO** made the following statement: “For the second year in a row, collectively as a team, the City Council and Administration, the department heads, worked determining a spending plan for free cash. This is demonstrated as a result of accurate and conservative budgeting of revenues, effective oversight of expenditures, strong tax collections and elimination of deficit spending. Last year when they had free cash for the first time in nine years they had to highlight increasing the Stabilization Fund, increasing the fund balance; reimbursing their snow and ice; emergency repairs to the school buildings in time for the schools to open; and the pension payment shortfall and the initiation of an OPEB account at the suggestion of the City Auditor and the Chief Financial Officer. The CFO and he over the course of the past three years have stripped away any requests from department heads for thing such as for some of the things for free cash that is now before them this evening. They did that understanding that the opportunity was not available at that time. They engaged the department heads, asked for a wish list on a priority basis what they feel would help them do their job a little bit better or an environment that would be a little bit better. He thanked the City Council, B&F Committee and all the department heads and City employees for all the hard work that’s been done. They are doing this, again, for the second year in a row. Hopefully there will be many more years to come.”

**Council President Hardy** confirmed with **Councilor Curcuru**, Chair of Budget & Finance that all the motions regarding free cash were unanimously approved at B&F.

**MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$28,039) Twenty Eight Thousand Thirty Nine Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses to hire a Firefighter for the Fire Department, account numbers as follows:**

101000.10.220.51100.0000.00.000.00.051	Fire Dept Sal/Wages Perm Pos	\$27,097
101000.10.220.51450.0000.00.000.00.051	Fire Dept Holiday Pay	\$942

**DISCUSSION:**

**Councilor Hardy** stated that to avoid the appearance of any impropriety under MGL c. 268A she disclosed has a brother who is a proud Gloucester firefighter. This vote and any votes that may follow will not affect his pay nor hers or anyone else and would be voting on this tonight. **Councilor Curcuru** stated this motion and the ones that follow related to the Fire Department are for the hiring of a veteran from the Civil Service Fire Fighter’s List prompted by a Council Order submitted by Councilors Hardy and Ciolino. The Administration worked together with the Council to identify this as an important priority. This motion would fund the position for a half of a year and pay for turnout gear and uniform. The following motions related to it are to fund wages and benefits.

**Councilor Verga** thought it great there was free cash and feed the departments that have been starved for so long; but he hoped they get back to the goal of having a dollar of free cash instead of \$1 million of free cash. To the untrained eye it may appear they’re either underfunding or overtaxing. He hoped the goal in the next term is that the Administration and B&F will look closely at the line items so they’re not starving departments through the year. It should be \$1 in free cash a year and seems senseless to go without throughout the year to give them the reward at the end of the year. He also expressed his appreciation for the efforts everyone put to get to this point but reiterated their goal should be for that one dollar of free cash as in a few years ago, so they don’t get used to the millions of dollars as it seemed to him to be senseless they’re going without for most of the year and then have a sudden “glut” suddenly at the end. **Councilor Tobey** felt the Administration deserved a lot of credit for their discipline and techniques it is using. They do need to maintain the vigilance Councilor Verga spoke of, but they have to recognize some of the free cash came from two sources that didn’t come from cutting or underestimating revenues. One is free cash rolling from one year to the next, which he believed was a good thing. The second is they borrowed from the

Stabilization Fund to cover the snow and ice deficit and are putting the funds back. He believed nearly a third was from those two sources. If they can keep on this path of a healthy seven figures going forward, he felt the City will be looked upon favorably by rating agencies. **Councilor Ciolino** referring to the motion on the table that on Veteran’s Day the Mayor said she’d support the hiring of a veteran to the Fire Department. He and Councilor Hardy spoke to her that day that it was the right thing to do. He was pleased the Administration has a policy to hire veterans; and that this Council by voting for this will also be saying they’ll hire a veteran in the Fire Department which is important.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$28,039) Twenty Eight Thousand Thirty Nine Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses to hire a Firefighter for the Fire Department, account numbers as follows:**

<b>101000.10.220.51100.0000.00.000.00.051</b>	<b>Fire Dept Sal/Wages Perm Pos</b>	<b>\$27,097</b>
<b>101000.10.220.51450.0000.00.000.00.051</b>	<b>Fire Dept Holiday Pay</b>	<b>\$942</b>

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary , the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$4,000) Four Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to Uniform Purchase, account number 101000.10.220.55804.0000.00.000.00.054, for the Fire Department.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga the voted 9 in favor, 0 opposed that (\$4,000) Four Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to Uniform Purchase, account number 101000.10.220.55804.0000.00.000.00.054, for the Fire Department.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$7,961) Seven Thousand Nine Hundred Sixty One Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the Personnel Expenses related to the hiring of the Fire Fighter in the Personnel Department, account number as follows:

101000.10.152.51840.0000.00.000.00.051	Personnel, Medicare	\$433
101000.10.152.51750.0000.00.000.00.051	Personnel, Health/Dental Insur.	\$7,528

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$7,961) Seven Thousand Nine Hundred Sixty One Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the Personnel Expenses related to the hiring of the Fire Fighter in the Personnel Department, account number as follows:**

<b>101000.10.152.51840.0000.00.000.00.051</b>	<b>Personnel, Medicare</b>	<b>\$433</b>
<b>101000.10.152.51750.0000.00.000.00.051</b>	<b>Personnel, Health/Dental Insur.</b>	<b>\$7,528</b>

**Council President Hardy** expressed her appreciation to the Administration for getting on board for “hiring a hero”. Veteran’s Day was the perfect opportunity to speak to the issue when the State and Congressional legislative team were present along with the Mayor who all spoke to the same issue. She hoped they’d be paying much more attention to returning veterans. **Councilor McGeary** commended the efforts of Councilors Hardy and Ciolino for taking action which will result in the hiring of a veteran for this position.

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$25,000) Twenty Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase Office Supplies, account number 101000.10.111.54210.0000.00.000.00.054, for the City Council.

**DISCUSSION:**

**Councilor Curcuru** enumerated there were chairs for Kyrouz Auditorium for the Council, and a wireless printer for the Council Committee Room and other needed items for the Council chambers. It would be up to the Council as to how the funds would be spent.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed that (\$25,000) Twenty Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase Office Supplies, account number 101000.10.111.54210.0000.00.000.00.054, for the City Council.**

**DISCUSSION:**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$25,000) Twenty-Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase books and materials, account number 101000.10.610.57320.0000.00.000.00.056, for the Sawyer Free Library.

**DISCUSSION:**

**Councilor Curcuru** stated in order to meet the State requirements for books and materials; the Library has to spend \$130,000 annually. State aid has diminished. The first appropriation amount is \$25,000 to help them meet the requirement for books.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 favor, 0 opposed that (\$25,000) Twenty-Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase books and materials, account number 101000.10.610.57320.0000.00.000.00.056, for the Sawyer Free Library.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$17,900) Seventeen Thousand Nine Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay to purchase furniture and fixtures, account number 101000.10.610.58504.0000.00.000.00.058, for the Sawyer Free Library.

**DISCUSSION:**

**Councilor Curcuru** stated this represents items for the Children’s Library. This is to replace furniture items that are unsuitable, old, or in some cases unsafe as well as for other equipment needs. **Councilor McGeary** expressed his enthusiastic support of this funding.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed that (\$17,900) Seventeen Thousand Nine Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay to purchase furniture and fixtures, account number 101000.10.610.58504.0000.00.000.00.058, for the Sawyer Free Library.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$26,200) Twenty Six Thousand Two Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expense for the Mayor’s Office as follows:

101000.10.121.54210.0000.00.000.00.054	Office Supplies	\$1,200
101000.10.121.52000.0000.00.000.00.052	Contracted Services	\$15,000
101000.10.121.57800.0000.00.000.00.057	Contingency	\$10,000

**Councilor Curcuru** explained there is about \$6,000 in the Contingency fund. The Administration has had a policy of turning away small requests. They’d like to be able to add this \$10,000 back in to make it available. The survey listed in the Mayor’s memo (on file) is about the Fuller School and other City buildings in order to evaluate them. It



will be done by a surveying company that the school department uses. It is about the use of the building and how the population feels about it and looking at strengths and weaknesses.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed that (\$26,200) Twenty Six Thousand Two Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expense for the Mayor’s Office as follows:**

<b>101000.10.121.54210.0000.00.000.00.054</b>	<b>Office Supplies</b>	<b>\$1,200</b>
<b>101000.10.121.52000.0000.00.000.00.052</b>	<b>Contracted Services</b>	<b>\$15,000</b>
<b>101000.10.121.57800.0000.00.000.00.057</b>	<b>Contingency</b>	<b>\$10,000</b>

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$25,000) Twenty-Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the purpose of Ordinary Expenses for the purpose of contracted services, account number 101000.10.563.52000.0000.00.000.00.052, for the Tourism Department.

**Councilor Curcuru** stated there is an “E-Board” comprised of the chairs some committees related to tourism and the Chamber of Commerce Director and several other members of the community related to tourism also. They feel that \$25,000 will continue the outreach effort for marketing to draw travel writers into the City. Sometimes they need professional marketing services to do that. These funds will be earmarked. It is anticipated this will help with the cultural district also. This money will be out of the Mayor’s office with recommendations from the “E-Board” that meets every two weeks. B&F was assured by Mr. Duggan that the final decision is the Mayor’s. It was also expressed by the B&F Committee that going forward they would not be opposed to seeing a small, reasonable percentage of the hotel/motel tax revenue being earmarked to go to the Tourism Department. **Councilor Tobey** explained he would support this appropriation as he thought this was a sound investment. Also, the tensions that had existed within the tourism advocacy community seem to be resolved, and there is clear focus. However, the solution seemed to be coming from a body (the “E-Board”) that has no legal standing. They do have a Tourism Commission, legally existing, charged to be overseeing these expenditures and strategizing that has been left to wilt. Instead they have an “extra-legal”, not illegal, but extra-legal, approach involving the City in the tourism advocacy effort. He asked the Administration to reconcile the E-Board and its effectiveness with the statutory structure of a Tourism Commission. If it means substituting the members of one for the other and making it legal, then all the better. He asked they do it the right way because it was worth doing.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$25,000) Twenty-Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the purpose of Ordinary Expenses for the purpose of contracted services, account number 101000.10.563.52000.0000.00.000.00.052, for the Tourism Department.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary , the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$6,000) Six Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay for the replacement of an automobile, account number 101000.10.141.58750.0000.00.000.00.058, for the Assessor’s Department.

**Councilor Curcuru** stated there are two requests for the Assessors Office. One motion is to supply a digital camera. They have four cameras, one not working; and have four employees working in the field. Another is for a vehicle to be used for inspections. This would be for an initial lease payment with a lease to own program. Currently the Principal Assessor and an Assessor are using their personal vehicles on City business which can be disconcerting to property owners as they are non-identified official vehicles. They will use the state bid list.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$6,000) Six Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay for the replacement of an automobile, account number 101000.10.141.58750.0000.00.000.00.058, for the Assessor’s Department.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary , the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$300) Three Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase special office supplies, account number 101000.10.141.54290.0000.00.000.00.054, for the Assessor’s Department.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$300) Three Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase special office supplies, account number 101000.10.141.54290.0000.00.000.00.054, for the Assessor’s Department.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$7,500) Seven Thousand Five Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Legal Department as follows:

101000.10.151.53004.0000.00.000.00.052	Employee Training Seminars	\$3,000
101000.10.151.57200.0000.00.000.00.057	Out of State Travel	\$1,000
101000.10.151.54290.0000.00.000.00.054	Office Supplies	\$3,000
101000.10.151.52000.0000.00.000.00.052	Contract Services	\$500

**Councilor Curcuru** stated this is one of the things during the budget process - professional growth - that was stripped away from almost every department. This is trying to get back into the practice when they can with employee training seminars and any travel associated with it is covered. Also needed is a thorough office cleaning which hasn’t been done in quite some time.

**MOTION: On motion by Councilor Curcuru, seconded by, the City Council voted 9 in favor, 0 opposed that (\$7,500) Seven Thousand Five Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Legal Department as follows:**

<b>101000.10.151.53004.0000.00.000.00.052</b>	<b>Employee Training Seminars</b>	<b>\$3,000</b>
<b>101000.10.151.57200.0000.00.000.00.057</b>	<b>Out of State Travel</b>	<b>\$1,000</b>
<b>101000.10.151.54290.0000.00.000.00.054</b>	<b>Office Supplies</b>	<b>\$3,000</b>
<b>101000.10.151.52000.0000.00.000.00.052</b>	<b>Contract Services</b>	<b>\$500</b>

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$4,700) Four Thousand Seven Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the City Clerk’s Department as follows:

101000.10.161.52550.0000.00.000.00.052	Office Furnishings	\$4,000
101000.10.161.54290.0000.00.000.00.054	Misc Spec Office Supplies	\$700

**Councilor Curcuru** noted this is to replace desks and chairs most of which are second hand, old, and maybe unsafe for people to work at. This office is the public face of City Hall. The City Clerk felt to serve the public better it would be appropriate to have a professional appearance. This will account for five desks and six chairs. They will also purchase a second license for \$700 for Adobe Acrobat which is used for the City Council. Currently there is only one available on one computer. This will help facilitate the work for the City Council and provide necessary back up.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$4,700) Four Thousand Seven Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the City Clerk’s Department as follows:**

<b>101000.10.161.52550.0000.00.000.00.052</b>	<b>Office Furnishings</b>	<b>\$4,000</b>
<b>101000.10.161.54290.0000.00.000.00.054</b>	<b>Misc Spec Office Supplies</b>	<b>\$700</b>

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$1,200) One Thousand Two Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase office supplies, account number 101000.10.138.54210.0000.00.000.00.054, for the Purchasing Department.

**Councilor Curcuru** stated this is to replace a 10 year old printer in the Purchasing Agent’s office.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the City Council voted 9 in favor, 0 opposed that (\$1,200) One Thousand Two Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase office supplies, account number 101000.10.138.54210.0000.00.000.00.054, for the Purchasing Department.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$1,097) One Thousand Ninety Seven Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay Expenses for the Council on Aging Department as follows:

101000.10.541.58425.0000.00.000.00.058	Building Improvements Kiln Vent	\$1,097
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**Councilor Curcuru** explained there is a need for a kiln vent in the Senior Center art room. The kiln is not vented at all. The window is left open in the winter and not appropriate. Office supplies are for chairs in the break room. They have folding chairs that are 15 years old that are very unsafe. This also includes 40 padded chairs and 45 stacking chairs and a sound system for the great room. There are guidelines from the State they have to go by as to the kind of chairs they have to purchase. **Councilor Tobey** thought it important to reinvest in a building built half with City money and half with private funds. He appreciated the Administration moving this forward asking that they pick up the pace of investment in it. **Councilor Theken** stated the COA Board of Directors supported this, as she does as well. They are expanding their services and they need the chairs for the larger and larger crowds using the Senior Center.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Whynott, the City Council voted 9 in favor, 0 opposed that (\$1,097) One Thousand Ninety Seven Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay Expenses for the Council on Aging Department as follows:**

101000.10.541.58425.0000.00.000.00.058	Building Improvements Kiln Vent	\$1,097
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MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$4,008) Four Thousand Eight Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Council on Aging Department as follows:

101000.10.541.54210.0000.00.000.00.054	Office Supplies	\$4,008
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**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$4,008) Four Thousand Eight Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Council on Aging Department as follows:**

101000.10.541.54210.0000.00.000.00.054	Office Supplies	\$4,008
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MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$20,000) Twenty Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to pay for Veteran’s Benefits – Fuel, account number 101000.10.543.57740.0000.00.000.00.057, for the Veteran’s Department.

**Councilor Curcuru** noted the caseload in Veteran's Services has crept upward, now at 46. During the budget discussions last year, they had around 38 cases. This is for fuel for eligible veterans. The caseload is stable for now. The City is reimbursed 75% which takes a year to come in.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$20,000) Twenty Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Ordinary Expenses to pay for Veteran's Benefits – Fuel, account number 101000.10.543.57740.0000.00.000.00.057, for the Veteran's Department.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$7,500) Seven Thousand Five Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Capital Outlay, Replacement of Equipment, account number 101000.10.155.58700.0000.00.000.00.058, for the MIS Department.

**Councilor Curcuru** explained that the item for Assessors maps is because the Assessors are transitioning to GIS generated maps. Annotations are not included for each line on the GIS maps. Mylar maps are not accurately drawn to scale and are why they are heavily annotated. They need to go through those maps and transfer those annotations to the GIS maps so they will print out onto the Assessor's GIS maps. They have to be hand entered. It is a large manual task. Once they do that, the rest of the money is to create sets of maps out of the GIS system which will have to be sent out to be printed the first time around because of the sheer volume. Going forward they will make the changes and issue them themselves. Also, they will purchase a couple of large screen terminals, one in the Assessors office and one in the Community Development Department. Also, there is \$3,500 for wall mounted air conditioning unit like the one in the 1<sup>st</sup> Floor Council Room. This is needed to keep the computer equipment in the main data center at the right temperature.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Whynott, the City Council voted 9 in favor, 0 opposed that (\$7,500) Seven Thousand Five Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Capital Outlay, Replacement of Equipment, account number 101000.10.155.58700.0000.00.000.00.058, for the MIS Department.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$35,000) Thirty Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Ordinary Expenses for the MIS Department as follows:

101000.10.155.52000.0000.00.000.00.052	Contractual Services	\$15,000
101000.10.155.53180.0000.00.000.00.052	Data Processing Services	\$20,000

#### **DISCUSSION:**

**Councilor Curcuru** explained this is for building a software system for birth and death records in the City Clerk's office, and to take away 40 CRTs and replace them with energy efficient screens.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the City Council voted 9 in favor, 0 opposed that (\$35,000) Thirty Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Ordinary Expenses for the MIS Department as follows:**

<b>101000.10.155.52000.0000.00.000.00.052</b>	<b>Contractual Services</b>	<b>\$15,000</b>
<b>101000.10.155.53180.0000.00.000.00.052</b>	<b>Data Processing Services</b>	<b>\$20,000</b>

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$16,000) Sixteen Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Ordinary Expenses to pay for Medical / Surgery Supplies, account number 101000.10.510.55000.0000.00.000.00.054, for the Health Department. The vaccines will be offered to Gloucester residents first.

**Councilor Curcuru** stated in 2010 the Health Department received 53 doses of shingles vaccine through the State at no expense. They held a clinic for its distribution. Unfortunately they had a waiting list afterwards now at 100

people who want it. It costs \$154 per dose. They've been looking for ways to purchase the vaccine and can no longer get the vaccine free from the State. This money will purchase 100 doses and supplies that go along with it. Preference will be given to Gloucester residents first; then whatever is left over after Gloucester residents are served would then it could be made available to those not residents of the City. **Council President Hardy** reiterated this is for shingles vaccine\with Gloucester residents first. She urged residents to get in touch with the Health Department. It is one shot for a lifetime of protection.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the City Council voted 9 in favor, 0 opposed that (\$16,000) Sixteen Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Ordinary Expenses to pay for Medical / Surgery Supplies, account number 101000.10.510.55000.0000.00.000.00.054, for the Health Department. The vaccines will be offered to Gloucester residents first.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$59,750) Fifty Nine Thousand Seven Hundred Fifty Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Capital Outlay to purchase Capital Equipment, account number 101000.10.145.58710.0000.00.000.00.058, for the Treasurer/Collector's Department.

#### DISCUSSION:

**Councilor Curcuru** explained the requests for the Collectors/Treasurer's department that the office has a number of decent file cabinets. The Treasurer's side has a lot of permanent records which need to be stored in fire-proof cabinets. The cabinets they replace will go to other departments. There are no digital records. They need an automatic bill counter because they currently do it manually which takes up an enormous amount of time. This will help the treasurer's side too. They need some desks and need chairs. Two larger monitors are included. They need a high security shredder for the Payroll Department. They also need a dedicated fax machine in their office that is not in a public place as the one they use now in the copying area at City Hall. The CFO is also working on a better way to collect money at the beaches or to come up with additional opportunities to create more secure ways to deposit the funds at the sites, such as floor safes as an example. This hasn't been fully worked out, but he is asking that funding be made available in order to put a better system in place before that season begins.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted 9 in favor, 0 opposed that (\$59,750) Fifty Nine Thousand Seven Hundred Fifty Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Capital Outlay to purchase Capital Equipment, account number 101000.10.145.58710.0000.00.000.00.058, for the Treasurer/Collector's Department.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$7,500) Seven Thousand Five Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Ordinary Expenses to pay for Miscellaneous Special Office Supplies, account number 101000.10.145.54290.0000.00.000.00.054, for the Treasurer/Collector's Department.

#### DISCUSSION:

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Whynott, the City Council voted 9 in favor, 0 opposed that (\$7,500) Seven Thousand Five Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Ordinary Expenses to pay for Miscellaneous Special Office Supplies, account number 101000.10.145.54290.0000.00.000.00.054, for the Treasurer/Collector's Department.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$51,000) Fifty One Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for Capital Outlay for the Department of Public Works as follows:

101000.10.470.58415.0000.00.000.00.058

Pub Prop Maintenance Paving

\$45,000

101000.10.423.58700.0000.00.000.00.058	DPW S&I Replace Equipment	\$6,000
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**Councilor Curcuru** explained that this is \$110,000 for heating system upgrades to various municipal buildings; the second is the Goose Cove causeway for \$45,000 and the replacement of snow blower equipment for the Bobcat. The heating systems in all the facilities have serious issues, especially in the schools. They just replaced the boiler in the Magnolia Fire Station. This is not enough but thought this would get them through this year to function through the heating season. They’ve invested a significant portion of their work order account to repairs, along with the focusing of staff on it. They’re more than 50% through the work order account already. Mr. Hale did inform the Committee the DPW is moving towards a master plan for replacement of heating systems. East Gloucester was replaced and the new wing of Beeman. By obtaining a blower for their Bobcat it would be another piece of equipment they could have giving the DPW potentially five pieces of equipment for snow blowing sidewalks.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$51,000) Fifty One Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay for the Department of Public Works as follows:**

101000.10.470.58415.0000.00.000.00.058	Pub Prop Maintenance Paving	\$45,000
101000.10.423.58700.0000.00.000.00.058	DPW S&I Replace Equipment	\$6,000

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$135,000) One Hundred and Thirty Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Department of Public Works as follows:

101000.10.472.54510.0000.00.000.00.054	Custodial Supplies	\$110,000
101000.10.470.54000.0000.00.000.00.054	Pub Prop Maintenance Supplies	\$10,000
101000.10.499.54000.0000.00.000.00.054	DPW – Other – Supplies	\$15,000

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$135,000) One Hundred and Thirty Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Department of Public Works as follows:**

101000.10.472.54510.0000.00.000.00.054	Custodial Supplies	\$110,000
101000.10.470.54000.0000.00.000.00.054	Pub Prop Maintenance Supplies	\$10,000
101000.10.499.54000.0000.00.000.00.054	DPW – Other – Supplies	\$15,000

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$19,300) Nineteen Thousand Three Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase DPW – Other Supplies, account number 101000.10.499.54000.0000.00.000.00.054, for the DPW Engineering Department.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the City Council voted 9 in favor, 0 opposed that (\$19,300) Nineteen Thousand Three Hundred Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to purchase DPW – Other Supplies, account number 101000.10.499.54000.0000.00.000.00.054, for the DPW Engineering Department.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy , the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$20,000) Twenty Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay to purchase Capital Outlay - GIS equipment, account number 101000.10.411.58710.0000.00.000.00.058, for the DPW Engineering Department.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$20,000) Twenty Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay to purchase Capital Outlay - GIS equipment, account number 101000.10.411.58710.0000.00.000.00.058, for the DPW Engineering Department.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$100,000) One Hundred Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses to pay Custodial – Salaries/Wages – Full time, account number 101000.10.472.51100.0000.00.000.00.051, for the Department of Public Works.

#### **DISCUSSION:**

**Councilor Curcuru** stated the plan they went to in May or June with outsourcing school custodians fell apart and they ended up retaining most City staff. There are some shortfalls in that restructuring and is a shortage of custodians City-wide; whether absent, sick, medical leave, etc. This is to supplement staff with additional staff. They don't have enough staff to fill the needs. They put funds aside and then when it all came in, with a late proposal; and keeping the custodians on force; they've had some people who decided to retire, one left; one was going out on unemployment but came back. There are many changing variables. They're shy of \$60,000 by keeping all the people they did which still needs to be funded. They're having trouble filling overtime slots. They've brought per diem people in. They've got long term comp issues. They didn't budget the part time elementary school custodians at all. They have a City position at Fuller that is filled with contract service which appears to be working out OK. Events have been unable to go forward at the schools in the evening because of the custodial shortages. **Councilor Tobey** commented this line item was under funded, under resourced; now it is being adequately resourced. They'll now have the money to see schools properly cleaned. He wanted the custodians to stop being scapegoated. He asked them to recognize that this Council objected to Gloucester people losing their jobs to a corporate entity for privatization of a service. He wished this included, understanding the labor challenges the Administration is undertaking, they hold those folks harmless in restoring the \$2 per hour pay cut that was imposed upon them. They're also looking at a continued need for the additional management resource they've given the department in a Facilities Manager to make this system work; to make those custodians perform but to do it realistically recognizing now they're putting even more into it. Had they not voted for this in the form it was proposed in the spring and had they contracted it out, he was concerned they'd be hearing a different story. The school building maintenance was under resourced for years. He asked they give the additional resources to make this work. **Councilor Verga** declared that he has a brother who is a custodian at the East Gloucester School, and, therefore, under conflict of interest law would not vote on this matter. **Councilor Ciolino** asked about the making of the salaries whole for the custodians. **Mr. Duggan** stated “absolutely” and is discussing with the executive board of AFSME and is part of the negotiations.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 8 in favor, 0 opposed, 1 (Verga) recused, to that (\$100,000) One Hundred Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses to pay Custodial – Salaries/Wages – Full time, account number 101000.10.472.51100.0000.00.000.00.051, for the Department of Public Works.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$20,000) Twenty Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses to pay for Police Uniform, Salaries/Wages – Perm Positions, account number 101000.10.211.51100.0000.00.000.00.051, for the Police Department.

#### **DISCUSSION:**

**Councilor Curcuru** explained this is to fund the first portion of the Officer Lamberis settlement payment to reinstate the amount they paid out of payroll. **Councilor Tobey** wanted to be sure that this is consistent with the

plan that the Administration put forward to fund the completion of the settlement payments to the individual. **Mr. Duggan** confirmed it was consistent with that plan.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$20,000) Twenty Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses to pay for Police Uniform, Salaries/Wages – Perm Positions, account number 101000.10.211.51100.0000.00.000.00.051, for the Police Department.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$38,000) Thirty Eight Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Police Department as follows:

101000.10.211.52000.0000.00.000.00.052	Police, Uniform Contract Serv.	\$10,000
101000.10.211.54290.0000.00.000.00.054	Police, Uniform Misc Off Supplies	\$5,000
101000.10.212.54290.0000.00.000.00.054	Police, Investigation – Off Supplies	\$11,000
101000.10.218.52570.0000.00.000.00.052	Police, Parking Meter Maint	\$10,000
101000.10.210.54290.0000.00.000.00.054	Police, Admin, Office Supplies	\$2,000

**Councilor Curcuru** stated the first item is to do a thorough cleaning of the entire Police building; the second line item is for two mobile data terminals for two cruisers; the third line item is for \$11,000 computer equipment and software, data tower for the watch command, evidence processing module for the detective division to monitor and track evidence processing which is very important which is \$4,000. The second item on the list encompasses a number of items. For the Detective Division some items are” a metal detector, shredder, bulletproof vest for high risk grades and the last piece is for first aid kits. The last \$2,000 is for parking meter maintenance. They’re losing revenue by not having functional meters in place. The CFO felt this would be recouped quickly by investing in fixing them and getting the meters functioning and back in place. The last piece is \$5,000 for destruction of criminal records and a new watch commander’s desk which is broken.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Theken, the City Council voted 9 in favor, 0 opposed that (\$38,000) Thirty Eight Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses for the Police Department as follows:**

101000.10.211.52000.0000.00.000.00.052	Police, Uniform Contract Serv.	\$10,000
101000.10.211.54290.0000.00.000.00.054	Police, Uniform Misc Off Supplies	\$5,000
101000.10.212.54290.0000.00.000.00.054	Police, Investigation – Off Supplies	\$11,000
101000.10.218.52570.0000.00.000.00.052	Police, Parking Meter Maint	\$10,000
101000.10.210.54290.0000.00.000.00.054	Police, Admin, Office Supplies	\$2,000

MOTION: On motion by Councilor McGeary seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$5,000) Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay to purchase Capital Equipment, account number 101000.10.212.58710.0000.00.000.00.058, for the Police Department.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru seconded by Councilor Whynott, the City Council voted 9 in favor, 0 opposed that (\$5,000) Five Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay to purchase Capital Equipment, account number 101000.10.212.58710.0000.00.000.00.058, for the Police Department.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$7,076) Seven Thousand Seventy Six Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to pay for training expenses for the Fire Dept, Public Safety Program, account number 101000.10.220.53060.0000.00.000.00.052.

**DISCUSSION: None,**



**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$7,076) Seven Thousand Seventy Six Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Ordinary Expenses to pay for training expenses for the Fire Dept, Public Safety Program, account number 101000.10.220.53060.0000.00.000.00.052.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$94,008) Ninety Four Thousand Eight Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses for the Fire Department as follows:

101000.10.220.51315.0000.00.000.00.051	Fire Dept, OT expense	\$86,008
101000.10.220.51110.0000.00.000.00.051	Fire Dept, Sal/Wage Perm Position	\$8,000

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$94,008) Ninety Four Thousand Eight Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Personnel Expenses for the Fire Department as follows:**

<b>101000.10.220.51315.0000.00.000.00.051</b>	<b>Fire Dept, OT expense</b>	<b>\$86,008</b>
<b>101000.10.220.51110.0000.00.000.00.051</b>	<b>Fire Dept, Sal/Wage Perm Position</b>	<b>\$8,000</b>

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$15,000) Fifteen Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay to purchase Capital Outlay – Digital Computer Communications Recording System, account number 101000.10.220.58710.0000.00.000.00.058.

**DISCUSSION:**

**Councilor Tobey** though this was the back up for the voice recording system put forward in the after action reports for the Fire Department which **Chief Dench** confirmed.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$15,000) Fifteen Thousand Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for Capital Outlay – Digital Computer Communications Recording System, account number 101000.10.220.58710.0000.00.000.00.058 for the Fire Department.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that (\$684,439) Six Hundred Eighty-Four Thousand Four Hundred Thirty Nine Dollars be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the School Department for curriculum materials, special education expenses, contingency, personnel expenses and ordinary expenses, account number 101000.21.370.53800.2305.00.270.00.052.

**Councilor Curcuru** explained that the motion now on the table represents a group of appropriations as proposed by the School Department. The five items that are included in the \$684,439 appropriation are: \$60,000 for elementary school curriculum materials for the literacy program district wide; \$127,772 to cover net unanticipated required expenses including Special Education; \$75,000 to replenish contingency fund; \$249,667 for contract settlements; and \$172,000 to lift the spending freeze. The request here would allow them to return this money back into the operating budget for education related resources. **Councilor Tobey** thought it great to see an expanding investment in the School System. He asked for an update on the reporting to the State as he was concerned over the Chapter 70 funding. **Dr. Safier** shared their concern as well. He has been following the emails from the City Auditor that the work on the report has been completed and will be submitted by this Thursday. It is late in the game. They’ve made attempts for such a delay not to happen. **Councilor Tobey** asked if they were comfortable from a management perspective the City’s funds are at risk. **Dr. Safier** was not comfortable with it. The situation of delayed reporting to the State has to be corrected as it is untenable. **Councilor McGeary** asked about the \$60,000 reading materials. **Dr. Safier** stated it is the literacy program now in use. The first payment came out of FY11 budget; the second

payment in FY12 and the third payment is in July. **Councilor Ciolino** would support this tonight. During budget season the School Committee didn't get all they wanted and appreciated the job they do and that have the free cash to make right what they were shortchanged. **Councilor Tobey** expressed concern about financial management and not how they put together their budget rather insuring that management controls of reporting functions were in place for consideration of an organization of that size. **Council President Hardy** stated Dr. Safier would be addressing it. **Dr. Safier** stated the issue has been resolved and will be submitted Thursday. **Council President Hardy** thought a list of deadlines was compiled and asked if they were met. **Dr. Safier** stated they did try to organize and establish it; but the timetable has not been met as originally established. **Council President Hardy** expressed her concerns looking forward. She also acknowledged the presence of Val Gilman, Chair of the School Committee; Melissa Teixeira, Vice Chair; and Kathy Clancy, Secretary.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that (\$684,439) Six Hundred Eighty-Four Thousand Four Hundred Thirty Nine Dollars be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for the School Department for curriculum materials, special education expenses, contingency, personnel expenses and ordinary expenses, account number 101000.21.370.53800.2305.00.270.00.052.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that \$640,000.00 (Six Hundred and Forty Thousand Dollars) be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for the purpose to transfer to the City's Stabilization Fund, Fund #840000.

#### **DISCUSSION:**

**Councilor Curcuru** explained that while the Administration proposed that the General Fund Unreserved Fund Balance be funded with \$700,000 from free cash, the B&F Committee reduced the amount by \$60,000. The Council can reduce any proposed amounts but may not increase them from what the Mayor has proposed. Budget & Finance proposed reduction of the \$60,000 allows the Administration the option to put the funds for appropriation towards School Food Services equipment which are in tremendous need of replacement to the point that school children's meals have to be altered. He understood the Administration has approved this funding and that would come forward before them shortly.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the City Council voted 9 in favor, 0 opposed that \$640,000.00 (Six Hundred and Forty Thousand Dollars) be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for the purpose to transfer to the City's Stabilization Fund, Fund #840000.**

**Council President Hardy** asked Budget & Finance Chairman Curcuru to move the appropriation of \$60,000 at this time for the school cafeteria equipment. **Councilor Curcuru** explained this was a need for kitchen equipment on an emergency basis. They have a problem with feeding the children in the schools because the equipment is in such terrible shape. He stated that they're giving this money to start replacing this equipment. He hoped moving forward with the wish list they have they would buy at least upgrade by one piece of equipment each year in order to feed the children in the right manner. **Councilor McGeary** would vote in favor. The B&F Committee thought carefully about circumventing the CIAB in this case, but they were persuaded this was a dire situation. However, B&F is committed to the CIAB process. **Councilor Curcuru** thanked the Administration for allowing this to happen this evening.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that the City Council appropriate \$60,000.00 (Sixty Thousand Dollars) from the General Fund Unreserved Fund Balance ("Free Cash") for the purpose to transfer to Unifund Account #223000.20.330.58700.7400.00.370.00.058, SFS Kitchen Equipment Replacement.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that \$50,000.00 (Fifty Thousand Dollars) be appropriated from the General Fund Unreserved Fund Balance ("Free Cash") for the purpose to transfer to the Capital Projects Stabilization Fund, Fund #850000.

**DISCUSSION:**

**Councilor Curcuru** stated this would bring the account that the Budget & Finance Committee previously established to \$159,000 and hoped in a few years the City could purchase a ladder truck or ambulance in cash. The additional funding is a great idea.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that \$50,000.00 (Fifty Thousand Dollars) be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the purpose to transfer to the Capital Projects Stabilization Fund, Fund #850000.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that \$10,000.00 (Ten Thousand Dollars) be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the purpose to transfer to the Other Post-Employment Benefits Liability Trust Fund, Fund #830000.

**DISCUSSION:**

**Councilor Curcuru** explained this is to fund the OPEB trust which was started with last year’s free cash. **Councilor McGeary stepped away from the dais.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Theken, the City Council voted 8 in favor, 0 opposed, 1 (McGeary) absent that \$10,000.00 (Ten Thousand Dollars) be appropriated from the General Fund Unreserved Fund Balance (“Free Cash”) for the purpose to transfer to the Other Post-Employment Benefits Liability Trust Fund, Fund #830000.**

MOTION: On motion by Councilor Hardy, seconded by Councilor Curcuru, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that \$100,000 (One Hundred Thousand Dollars) be appropriated from the Sewer Fund Retained Earnings (“Free Cash”) for the purpose of Ordinary Expenses, Sewer Equipment Maintenance, account number 600000.10.440.52450.0000.00.000.00.052.

**Councilor McGeary returned to the dais.**

**DISCUSSION:**

**Councilor Curcuru** explained that the next two appropriation motions are for the Veolia contract in order to do additional work. This would be added to their contract. This for issues with the waste water treatment plan; Veolia has an R&M (Repairs & Maintenance) contract and that they need properly functioning equipment and these funds are necessary, although there is a budget, and even though there is a \$20 million investment on-going. None of this will change the contract. \$45,000 is for software development from MSGovern for changes for the Stormwater Fund work. It won’t affect the rates, in that the rate won’t go up because of it. The software fees might come in less than this. There is extra in there if there are issues from testing and implementation. This fee is already established but the formula hasn’t been implemented yet.

**MOTION: On motion by Councilor Curcuru seconded by Councilor McGeary, the City Council voted 9 in favor, 0 opposed that \$100,000 (One Hundred Thousand Dollars) be appropriated from the Sewer Fund Retained Earnings (“Free Cash”) for the purpose of Ordinary Expenses, Sewer Equipment Maintenance, account number 600000.10.440.52450.0000.00.000.00.052.**

MOTION: On motion by Councilor Hardy, seconded by Councilor Curcuru, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that \$45,000 (Forty Five Thousand Dollars) be appropriated from the Sewer Fund Retained Earnings (“Free Cash”) for the purpose of Ordinary Expenses, Sewer – Other Charges and Expenses, account number 600000.10.440.57810.0000.00.000.00.057.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Whynott, the City Council voted 9 in favor, 0 opposed that \$45,000 (Forty Five Thousand Dollars) be appropriated from the Sewer Fund Retained Earnings (“Free Cash”) for the purpose of Ordinary Expenses, Sewer – Other Charges and Expenses, account number 600000.10.440.57810.0000.00.000.00.057.**

**The Council recessed at 9:26 p.m. and reconvened at 9:33 p.m.**

- **POWER PURCHASE AGREEMENT & ESCROW AGREEMENT BETWEEN THE CITY OF GLOUCESTER AND EQUITY TURBINES LLC.**

**Mr. Duggan** thanked Jeff Towne, Suzanne Egan and Gregg Cademartori throughout the process, difficult but a good one. Before the Council are the negotiated agreements for a Power Purchase Agreement (PPA) and Escrow Agreement with Equity Industrial Turbines. This is 25 years and includes a multi-tiered discount over the City’s various consumption levels. The turbines are expected to produce up to 10.8 million kw/hrs. The City’s consumption is 10.4 million kw/hrs. For the first 9 million kw/hrs, the City’s net metering rate set twice a year set by the DPU will be reduced by 20%. For the 9 million kw/hrs to the full consumption, the City’s net metering rate will be reduced by 75%. Anything beyond the City’s consumption will come at a 100% discount. In terms of revenue savings over the course of a year, going to the first tier for the first 9 million kw/hrs. at 15.06 cents per kw/hr, it brings in a savings of \$268,000. On the second tier (at 75%) to the consumption level brings in \$156,000 in savings. The City budgets \$1.2 million annually for electricity. This will be a reduction of what they budgeted in the past. In addition to this there will be a PILOT agreement of \$40,000 with an annual 2.5% increase each year over the life of the PPA before them.

**MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to authorize the Mayor to enter into the Power Purchase Agreement by and between Equity Industrial Turbines, LLC and the City of Gloucester with the changes presented at the December 13, 2011 Budget & Finance Meeting.**

#### **DISCUSSION:**

**Councilor Curcuru** gave the honor of reading the motion for the Council’s consideration to Councilor McGeary, Vice Chair of Budget & Finance. **Councilor McGeary** stated this has been a long and fraught process. The agreement before them is a win for the City and the applicants. The City is breaking new ground in this partnership. The City of Gloucester is the host customer, meaning the power generated by the two turbines by Equity Industrial Turbines (EIT), all that power will be credited to the City’s National Grid’s accounts. They’re getting a savings of \$400,000 in the first year alone. The City undertakes no risk. EIT will erect, maintain and keep the turbines running. They’re capitalizing on incentives given by the government to encourage just this thing. These tax incentives that are offered by the State and Federal government make such a project viable. He felt this is something everyone in the City can take pride in. Gloucester is showing the way towards a sustainable future. He thanked the City team and the EIT team. Their sincere efforts provide a benchmark for other cities to follow and recommended it to the Council. **Councilor Verga** clarified that the definition of a PILOT is Payment In Lieu Of Taxes. He, too, felt this was a great opportunity to the City. With five turbines already permitted, it will be good to see two finally built and appreciated the effort that went into this agreement. He expressed his excitement about this project and the agreements for the City. **Councilor Ciolino** stated P&D worked hard to make it happen and was pleased to see the financial aspect done. He felt it will make Gloucester ahead of the curve when it comes to wind energy. He advised that when these turbines go up they’ll be big and tall and change the skyline of the City. He also stated P&D checked wind turbines in other cities and towns and felt they are beautiful to look at. Gloucester has always been a wind energy community from the time of the sailing ships, and this brings them into the 21<sup>st</sup> century. This had his support.

**MOTION: On motion by Councilor McGeary, seconded by Councilor Curcuru, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to authorize the Mayor to enter into the Power Purchase Agreement by and between Equity Industrial Turbines, LLC and the City of Gloucester with the changes presented at the December 13, 2011 Budget & Finance Meeting.**

**[Note: The December 13, 2011 Power Purchase Agreement is on file with these minutes.]**

**MOTION:** On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to authorize the Mayor to enter into the Escrow Agreement by and between Equity Industrial Turbines, LLC and the City of Gloucester with the changes as presented at the December 13, 2011 Budget & Finance Committee meeting.

**DISCUSSION:**

**Councilor McGeary** stated this is a “sidebar” agreement. There was some concern on the City’s part that the City could be penalized if efforts at conservation took them below the 9 million kw/hrs they’re obligated to purchase or if the cost of electricity, as set by the DPU, would fall greatly. This allows EIT to put up a \$100,000 escrow account should the price fall before the floor they agreed to pay. The City is protected. He commended the City negotiators for building in this protection. If, in fact, it appears they’re going to have to dip into it, every six months they’ll make sure the \$100,000 is maintained at that level.

**MOTION:** On motion by Councilor McGeary, seconded by Councilor Curcuru, the City Council voted **BY ROLL CALL 9** in favor, **0** opposed to authorize the Mayor to enter into the Escrow Agreement by and between Equity Industrial Turbines, LLC and the City of Gloucester with the changes presented at the December 13, 2011 Budget & Finance Meeting.

**[Note: The December 13, 2011 Escrow Agreement is on file with these minutes.]**

**Council President Hardy** lauded the Administration for having the fortitude for walking away from the bargaining table when they felt they must. She thanked Kenny Costa, City Auditor for his efforts as a part of the financial team and also Dana Jorgenson, Clerk of Committees for her support efforts as well.

**Ordinances & Administration: December 5, 2011**

**MOTION:** On motion by Councilor Mulcahey, seconded by Councilor Verga, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to adopt MGL c. 40, §42G, §42H, §42I, §42K concerning assessment of water betterments and MGL c. 40, §42J concerning the deferral of such betterments.

**DISCUSSION:**

**Councilor Theken** stated that this was a Council Order from Councilor Verga and Councilor Ciolino. **Councilor Verga** stated this is the first step to change the ordinance. This stems from the Becker Lane water condition they heard about this summer at Council. This should help them to move forward to create an ordinance amendment. He hoped this would move forward quickly. **Councilor Ciolino** stated once they pass this tonight O&A has to craft the water betterment ordinance. He wished to see this matter remain on the forefront. While changing an ordinance can be a lengthy process, he believed this would come to fruition. **Councilor Theken** explained once an ordinance is passed, then the third step is an assessment by the DPW to see what areas are the most critical in the City, and then make decisions based on that criticality. This vote tonight is the first step. This doesn’t mean it will happen by next spring, she cautioned. **Council President Hardy** thanked the Councilors for bringing this matter forward.

**MOTION:** On motion by Councilor Theken, seconded by Councilor Mulcahey, the City Council voted **BY ROLL CALL 9** in favor, **0** opposed to recommend to the City Council to adopt MGL c. 40, §42G, §42H, §42I, §42K concerning assessment of water betterments and MGL c. 40, §42J concerning the deferral of such betterments.

**Councilor Tobey** expressed that he voted reluctantly for this adoption of State statute. There are 14,000 water accounts and the City has never charged a water betterment. This, he felt, creates a subclass when vital infrastructure comes with a price tag.

**Special Ordinances & Administration: December 12, 2011**

No action matters for Council action came forward from this meeting.

**Planning & Development: December 7, 2011**

**MOTION:** On motion by Councilor Whynott, seconded by Councilor Verga, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council to adopt a resolution that the City of Gloucester make a commitment to establishing a State-designated cultural district pursuant to the East Gloucester Cultural District Partnership's application to the Mass Cultural Council AND FURTHER TO ADVERTISE FOR PUBLIC HEARING.

**Councilor Ciolino** noted also not only is this Cultural District being proposed for East Gloucester, but another Cultural District is being worked on for the downtown district and looked forward for both coming forward. **Councilor McGeary** would support this when it comes before the Council. The MA Cultural Council wants to know the City is in support of the district's creation, and this approval is a first step. **Council President Hardy** thought there was a short window of opportunity for grants. **Councilor McGeary** stated they are working with the Administration to work out the details. **Council President Hardy** would place this matter for public hearing before the Council for January 10, 2012. This is to assist them moving the application forward.

**MOTION: On motion by Councilor Ciolino, seconded by Councilor Hardy, the City Council voted 9 in favor, 0 opposed to adopt a proposed resolution that the City of Gloucester make a commitment to establishing a State-designated cultural district pursuant to the East Gloucester Cultural District Partnership's application to the Mass Cultural Council AND FURTHER TO ADVERTISE FOR PUBLIC HEARING.**

**MOTION:** On motion by Councilor Verga, seconded by Councilor Whynott, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council the Request for Proposal #12104 Disposition by Sale of Maplewood Avenue, #120 also known as the Maplewood School pursuant to the terms and conditions as stated therein as submitted by the Administration.

**DISCUSSION:**

**Councilor Ciolino** stated this is a good thing for the neighborhood and wished to see it go forward. **Councilor Verga** hoped this was the one that goes through. In 2002 this building was declared surplus by the School Committee. Hopefully this plan for senior housing will have less opposition with the neighbors and can happen and put housing on the City's roles. He would support this. **Councilor Ciolino** in his first term it first went up for sale. They promised that when it gets sold the funds would go to the Stabilization Fund and wished to see that agreement held while nothing was firm in writing.

**MOTION: On motion by Councilor Ciolino, seconded by Councilor Verga, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to approve the Request for Proposal #12104 Disposition by Sale of Maplewood Avenue, #120 also known as the Maplewood School pursuant to the terms and conditions as stated therein as submitted by the Administration.**

**MOTION:** On motion by Councilor Verga, seconded by Councilor Whynott, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council to withdraw the request for the naming of Pantry Way that came forward in the Mayor's Report.

**DISCUSSION:**

**Councilor Ciolino** explained that you can't name a City lot and wished to take it off their agenda for this year. He understood that the Gloucester Housing Authority is working with the DPW on this matter. **Councilor Curcuru** agreed. The Administration and Mike Hale of the DPW have been working with the Housing Authority to create parking there with some sort of easement.

**MOTION: On motion by Councilor Verga, seconded by Councilor Whynott, the City Council voted 9 in favor, 0 opposed to recommend to the City Council to withdraw the request for the naming of Pantry Way that came forward in the Mayor's Report.**

**Scheduled Public Hearings:**

**1. PH2011-072: SCP2011-009: Main Street #186 GZO Sec. 5.13.7.2 (PWSF) Modifications**

**This public hearing is opened.**

**Those speaking in favor:**

**Attorney Edward Pare**, Brown Rudnick, LLC for New Cingular Wireless AT&T stated that he's been before the Council recently for upgrades for other sites used by the applicant. They are in the process of upgrading their network for LTE (Long Term Evolution) for enhanced 4G service. The site in question is at 186 Main Street, Brown's Mall; and the applicant has been there for a number of years. They most recently improved the site in 2009. AT&T currently has six antennas on a chimney. They propose the shift of the antennas as they currently exist where they're separated on the same spot to move one antenna up above the other and add the third LTE antenna on each of the three sides of the chimney. They are not providing any LTE service currently. Pursuant to their FCC licenses, they're requesting to provide this service to the residents and visitors to Gloucester. They went through P&D Committee. In their most recent plans they have proposed some significant upgrades to some stairways in getting to the roof access. They've confirmed that their signage will be in place and proper; that they comply with the FCC emissions requirements. It will have a minimal impact, should they look at the photo simulations (on file with Special Council Permit application) bringing an enhanced service to the community with no additional traffic, no additional impediments from the installation. AT&T already visits the site. And for public safety purposes, they will be upgrading the stairways for the access to the roof in coordination with the P&D Chair.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions:**

**Councilor Hardy** asked if they performed another radio frequency test during this upgrade process. **Attorney Pare** stated Dr. Haes; an independent engineer hired by the City reported to the P&D Committee that he did view the site, took measurements, and confirmed they are currently in compliance and that their signage will continue to be in compliance in that their measurements are accurate. **Councilor Hardy** expressed concern about the signage be in front of the chimneys so that firefighters see it from their ascent from a ladder truck. **Attorney Pare** stated Dr. Haes confirmed on each of the sides of the chimney AT&T has the proper signage so that anyone approaching those antennas they would see those radio frequency warning signs. There was one sign in the building which was on the wrong side of the door on their site visit. On their revised plans they agreed to move it to the entrance side of the door rather than the exit.

**This public hearing is closed.**

**MOTION: On motion by Councilor Verga, seconded by Councilor Whynott, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council to grant New Cingular Wireless PCS, LLC by AT&T Mobility Corporation a Special Council Permit (SCP2011-01) for an existing Wireless Communications Facility pursuant to GZO Sections 5.13.7.2 and 1.8.3 to install three (3) new panel antennas (one antenna per sector), together with related amplifiers, cables, fiber and other associated antenna equipment including remote radio heads, surge arrestors and global positioning system antennas, for new network service upgrades with associated electronic equipment within AT&T's equipment room located at 186 Main Street, Gloucester, MA (Assessors Map #8, Lot #70, as shown on the site plan prepared by Bradford A. Mills, PE revised and signed dated December 2, 2011 and with additional conditions of the Gloucester Building Inspector as follows:**

1. That all antennas (including existing) be raised to a minimum of 90' above the roof level;
2. That adequate lighting should be installed in stairway from elevator level to roof access;
3. That emergency lighting and exit signs are installed in same area;
4. That the chimney be repointed and that a structural engineer verifies that the chimney will support the weight and wind load of all antennas placed on it;
5. That an engineer or architect design a plan to show improvements to the two sets of stairs leading to the roof access, including the actual access, that conforms to the 2009 International Existing Building Code;
6. That signage be placed on doorway leading to roof and on chimney, warning that cell antennas are present.

**DISCUSSION:**

**Councilor Ciolino** stated that the applicant has met the requirements of Sec. 1.8.3 of the zoning ordinances. The applicant has also complied with the Committee's request to submit remediation plans for the site of the antennas at 186 Main Street which are on file with the Building Inspector and as submitted to the City Council. The Building Inspector has acknowledged in writing (in an email dated December 6, 2011) the receipt of these plans and has stated the applicant has met the Committee's requests for remediation or has exceeded them. He also stated that his office will assure that the plans are constructed as approved and permitted.

**MOTION: On motion by Councilor Ciolino, seconded by Councilor Verga, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to grant New Cingular Wireless PCS, LLC by AT&T Mobility Corporation a Special Council Permit (SCP2011-01) for an existing Wireless Communications Facility pursuant to GZO Sections 5.13.7.2 and 1.8.3 to install three (3) new panel antennas (one antenna per sector), together with related amplifiers, cables, fiber and other associated antenna equipment including remote radio heads, surge arrestors and global positioning system antennas, for new network service upgrades with associated electronic equipment within AT&T's equipment room located at 186 Main Street, Gloucester, MA (Assessors Map #8, Lot #70, as shown on the site plan prepared by Bradford A. Mills, PE revised and signed dated December 2, 2011 and with additional conditions of the Gloucester Building Inspector as follows:**

1. That all antennas (including existing) be raised to a minimum of 90' above the roof level;
  2. That adequate lighting should be installed in stairway from elevator level to roof access;
  3. That emergency lighting and exit signs are installed in same area;
  4. That the chimney be repointed and that a structural engineer verifies that the chimney will support the weight and wind load of all antennas placed on it;
  5. That an engineer or architect design a plan to show improvements to the two sets of stairs leading to the roof access, including the actual access, that conforms to the 2009 International Existing Building Code;
  6. That signage be placed on doorway leading to roof and on chimney, warning that cell antennas are present.
2. PH2011-082: SCP2011-015: Cleveland Street #33, GZO 2.3.1(6) Conversion to or new multi-family or Apartment dwelling, three dwelling units.

**This public hearing is opened.**

**Those speaking in favor:**

**Attorney Catherine Schlichte, 85 Middle Street** representing the applicant Francesco DiMercurio, Jr., the owner of 33 Cleveland Street. This property was purchased by Mr. DiMercurio in 2009. At the time he purchased it it had three apartments in it. In the course of doing the due diligence of checking the title, it was discovered that only two of those apartments were permitted; there were never any variances received from the Zoning Board; or a Special Council Permit received from this body for that 3<sup>rd</sup> dwelling unit. So they are seeking City Council approval to legalize what already exists in the building. According to the City Assessors records, they started showing it as a three family in 2005 based on the strength of three mailboxes out front because they never got into the building. She understood from Councilor Verga that it is questionable when that third unit got in there because at one point it was on the market and didn't look like it had a third unit. She believed the conversion of the third unit was an attempt of some individuals to put in a third unit at that time to try to raise some funds because shortly thereafter they lost it to foreclosure in 2008. It was purchased by an individual from whom Mr. DiMercurio bought the property in 2009 and was when the illegal unit came to light. If Mr. DiMercurio were coming before them as if it were for the first time asking permission to put in the third unit, the Council would take into consideration based on will this proposed unit adversely affect the neighborhood according to the six factors of Sec. 1.8.3? What are the community needs served? There is an additional one bedroom affordable apartment unit downtown. What adverse affect would this have on parking or traffic? Unlike most of the other houses on the block, this piece of property is on the corner of Cleveland and Sylvan Streets. There is a four-car parking spot on Sylvan Street which can only legally be considered a two car parking as you can't consider tandem parking when considering parking spaces. However, they do tandem park on the property. The ZBA granted all the variances and one special permit for a lesser number of parking spaces. At that time the neighbors reported that there didn't seem to be a problem with traffic or parking. They're very happy to see that a property that had previously been in disrepair to be now fixed up put back into service. The neighborhood has been positively affected by the change that's gone on there. If they look at all the houses in the area, which the attorney referred to an aerial view submitted with the Special Council Permit application (on file) the



footprint of this house didn't change at all by putting this third unit in. It looks exactly like all the other houses on the street, all of which are multi-family dwellings.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions:**

**Councilor Verga** asked if this was currently owner occupied. **Attorney Schlichte** confirmed it was; Mr. DiMercurio lives in the third floor unit. **Councilor Theken** asked the Councilor for clarification on whether it must be owner-occupied. **Councilor Verga** stated it wasn't a requirement that there is an owner-occupied unit but thought it to be a plus that the owner lived there and wanted it on record.

**This public hearing is closed.**

**MOTION:** On motion by Councilor Verga, seconded by Councilor Whynott, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council to grant a Special Council Permit (SCP2011-015) to Francesco DiMercurio, Jr. to convert an existing two unit multi-family dwelling located at Cleveland Street #33, (Assessors Map 34, Lot 54) zoned R-5 (High Density Residential), pursuant to §1.8.3 and §2.3.1.6, to a three unit multi-family and as shown on Plot Plan of Land, 33 Cleveland Street, Gloucester drawn up by Gail L. Smith PLS, North Shore Survey Corporation, Salem, MA dated 4/1/10.

#### **DISCUSSION:**

**Councilor Ciolino** stated that the applicant has met the requirements of Sec. 1.8.3 of the zoning ordinances. He recommended the application to the Council. He confirmed that the information on the application was correct and was signed off by appropriate City staff. The addition of the third unit is appropriate in an older home such as this which is a greener option rather than taking open space and disturbing the environment. Parking and egress is all fine and it is "a go". **Councilor Verga** urged the Council to support the application. This was a property that was run down and is now improved. It is owner occupied makes a big difference. It is an improvement to the neighborhood and adds to the City's housing stock. It had his support. **Councilor Whynott** stated he was very familiar with the houses there, and thought it fit well with the neighborhood. **Councilor Tobey** disclosed the applicant is the brother of his son-in-law, and he still will support the application. **Council President Hardy** stated for the record she would support Councilor Ciolino's belief that this application meets with Sec. 1.8.3 of the Gloucester Zoning Ordinance, and that this was an improvement to the neighborhood, and would be supporting this application.

**MOTION:** On motion by Councilor Ciolino, seconded by Councilor Whynott, the City Council voted **BY ROLL CALL 9** in favor, **0** opposed to grant a Special Council Permit (SCP2011-015) to Francesco DiMercurio, Jr. to convert an existing two unit multi-family dwelling located at Cleveland Street #33, (Assessors Map 34, Lot 54) zoned R-5 (High Density Residential), pursuant to §1.8.3 and §2.3.1.6, to a three unit multi-family and as shown on Plot Plan of Land, 33 Cleveland Street, Gloucester drawn up by Gail L. Smith PLS, North Shore Survey Corporation, Salem, MA dated 4/1/10

### **3. PH2011-083: SCP2011-016: River Road #23, GZO Sec. 5.5.4 (Lowlands)**

**This public hearing is opened.**

**Those speaking in favor:**

**Attorney Philip G. Lake**, Ipswich, MA representing William C. S. and Jane M. Remsen, for a Lowlands Permit for their property at 23 River Road explained this project is to improve a property that has a house built on a wharf subject to a c. 91 license. As reviewed with the P&D Committee, this is a section of Lobster Cove where this particular property was built at a lower grade than the surrounding properties, about 18 inches off with the granite seawall and the surrounding properties which results in some heavy siltation and loss of the underlying support to the foundation. As part of this project there will be a new top course of granite added to the pier. The inside foundation of the pier will be dug out with a filtration barrier installed so that the fines that historically have gone through the pier and out into the harbor, that process will stop. Clean material will be filled back in, and the house will be reconstructed on top of the improved pier. The project has gone through ConCom who were very supportive as well as the ZBA, and the Shellfish Commissioner to get the required approvals there as well as the DEP for the c. 91 license (on file) which came out about six weeks ago. The c. 91 license was submitted at the P&D meeting as it

was not available at the time of the application filing. They also have the plans that were submitted with the DEP at 2' x 3' scale (submitted tonight and placed on file to be signed).

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**This public hearing is closed.**

**MOTION:** On motion by Councilor Whynott, seconded by Councilor Verga, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council to grant a Special Council Permit (SCP2011-016) to William C.S. and Jane M. Remsen for a Lowlands Permit pursuant to Sections 5.5.2 and 5.5.4 of the Gloucester Zoning Ordinances for the property located at River Road #23 as shown on Assessors Map 118, Lot 13 to authorize the issuance of a building permit to construct on land less than 100 feet elevation, to remove and rebuild the single family residence, to rebuild the perimeter granite seawall at ground level above 10 feet elevation and as shown on plans drawn up by John P. Judd, PE, "Plan accompanying petition of: William Remsen, 23 River Rd., Gloucester, MA dated 10/24/11 and is in harmony with the general purpose and intent of the ordinance.

#### **DISCUSSION:**

**Councilor Ciolino** stated the Committee has determined that the applicant has demonstrated that the proposed building will not pose a hazard to the health or safety of the occupants thereof; that the requirements of the Wetlands Protection Act have been satisfied as demonstrated by the Conservation Commission's issuance of an order of conditions and that the project will be executed in compliance with conditions proposed by the shellfish constable; and therefore will be executed so as to conserve the shellfish and other wildlife resources of the City. The applicant has shown to have met the conditions in Sec. 1.8.3 and is in harmony with the intent of the ordinance.

**MOTION: On motion by Councilor Ciolino, seconded by Councilor Verga, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to grant a Special Council Permit (SCP2011-016) to William C.S. and Jane M. Remsen for a Lowlands Permit pursuant to Sections 5.5.2 and 5.5.4 of the Gloucester Zoning Ordinances for the property located at River Road #23 as shown on Assessors Map 118, Lot 13 to authorize the issuance of a building permit to construct on land less than 100 feet elevation, to remove and rebuild the single family residence, to rebuild the perimeter granite seawall at ground level above 10 feet elevation and as shown on plans drawn up by John P. Judd, PE, "Plan accompanying petition of: William Remsen, 23 River Rd., Gloucester, MA dated 10/24/11 and is in harmony with the general purpose and intent of the ordinance.**

#### **4. PH2011-084: SCP2011-017: Atlantic Street #63, GZO Sec. 5.5.4 (Lowlands)**

**This public hearing is opened.**

**Those speaking in favor:**

**Richard Foster**, Atlantic Street #63 and 13 Hill Top Road, Plaistow, NH stated he is the owner of Atlantic Street #63. He purchased this property from the City at auction. Part of the Purchase and Sale Agreement was that he bring the walkway and floats up to the requirements for the ConCom for the betterment of the marshland; and hoped this was the last step in the permitting to accomplish that. **Sander Schultz**, 15 Brooks Road, one of the property owners who has an easement to Atlantic Street #63 expressed his support of his neighbor, Richard Foster's proposition which he believed was the right way to sorting out the situation there over the last few years.

**Those speaking in opposition: None.**

**Communications:**

**Councilor Ciolino** received a communication (on file) in support of the application which was read by City Clerk, Linda T. Lowe from Sarah Schultz, 15 Brooks Road.

**Questions: None.**

**This public hearing is closed.**

**MOTION:** On motion by Councilor Verga, seconded by Councilor Whynott, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council to grant a Special Council Permit (SCP2011-017) to Richard Foster for the property located at Atlantic Street #63 pursuant to Sections 5.5.2 and 5.5.4 of the Gloucester Zoning Ordinances as shown on Assessors Map #246, Lot 50 to authorize the issuance of a building permit to construct a 220 foot walkway over marshland, a ramp and ramp leading to a 16 foot by 24 foot

float and as shown on plans entitled Sketch Plan Elevated Ramp and Float Configuration drawn up by Vernon J. LeBlanc, PLS, LeBlanc Survey Associates, Inc., Danvers, MA dated July 13, 2010; and is in harmony with the general purpose and intent of the ordinance.

**DISCUSSION:**

**Councilor Ciolino** stated that the applicant has demonstrated that the proposed walkway and pier will not pose a hazard to the public health or safety; that it complies with the requirements of the Wetlands Protection Act as demonstrated by the Order of Conditions and Superseding Order of Conditions issued by the Department of Environmental Protection and that the project will be executed so as to conserve shellfish and other wildlife. The applicant has also met the conditions of Sec. 1.8.3 of the Gloucester Zoning Ordinances.

**MOTION: On motion by Councilor Ciolino, seconded by Councilor Whynott, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to grant a Special Council Permit (SCP2011-017) to Richard Foster for the property located at Atlantic Street #63 pursuant to Sections 5.5.2 and 5.5.4 of the Gloucester Zoning Ordinances as shown on Assessors Map #246, Lot 50 to authorize the issuance of a building permit to construct a 220 foot walkway over marshland, a ramp and ramp leading to a 16 foot by 24 foot float and as shown on plans entitled Sketch Plan Elevated Ramp and Float Configuration drawn up by Vernon J. LeBlanc, PLS, LeBlanc Survey Associates, Inc., Danvers, MA dated July 13, 2010; and is in harmony with the general purpose and intent of the ordinance.**

**Council President Hardy** commented it was a pleasure to see neighbors come out in support of neighbors and appreciated their taking the time to do so this evening.

**For Council Vote:**

**1. Decision to Adopt: SCP-006 for Washington Street #298, GZO Sec. 5.1.37.2 (PWSF) Modifications**

**MOTION: On motion by Councilor Verga, seconded by Councilor McGeary, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to adopt the Special Council Permit decision (SCP-006) for Washington Street #298, pursuant to Sec. 5.1.37.2 (PWSF) Modifications of the Gloucester Zoning Ordinance.**

**2. Decision to Adopt: SCP2011-008 for Kondelin Road #16, Sec. 5.1.37.2 (PWSF) Modifications**

**MOTION: On motion by Councilor Verga, seconded by Councilor McGeary, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to adopt the Special Council Permit decision (SCP2011-008) for Kondelin Road #16 pursuant to Sec. 5.1.37.2 (PWSF) Modifications of the Gloucester Zoning Ordinance.**

**3. Decision to Adopt: SCP2011-010 for Prospect Street #27, GZO Sec. 2.3.1.6 and Sec. 3.2.2 fn(a)**

**MOTION: On motion by Councilor Verga, seconded by Councilor McGeary, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to adopt the Special Council Permit decision (SCP2011-010) for Prospect Street #27 pursuant to Sec. 2.3.1.6 and Sec. 3.2.2fn(a) of the Gloucester Zoning Ordinance.**

**4. Decision to Adopt: SCP2011-011 for Ferry Hill Road #21, GZO to Sec. 5.5.4**

**MOTION: On motion by Councilor McGeary, seconded by Councilor Tobey, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to adopt the Special Council Permit decision (SCP2011-011) for Ferry Hill Road #21 pursuant to Sec. 5.5.4 of the Gloucester Zoning Ordinance.**

**Unfinished Business: None.**

**Individual Councilor's Discussion including Reports by Appointed Councilors to Committees:**

**Councilors' Requests to the Mayor:**

**Councilor Whynott** wished everyone a happy holiday season.

**Councilor Curcuru** stated this is his last live City Council meeting. He appreciated the opportunity to serve the last four years and the last two years as Chair of the Budget & Finance Committee. He thanked his family for their

support and forbearance; and expressed how much he enjoyed his time as a Councilor. He encouraged citizens to consider the opportunity to give back to the community they live in. He also thanked the people he served with. **Councilor Tobey** congratulated the Cape Ann Museum for their completion of the pocket park adjacent to City Hall which introduces figurative sculpture to the downtown. They have their first real modernist sculpture there. **Councilor Ciolino** stated it is his fourth term as a Councilor. He believed this was one of the hardest working Councils he has been the pleasure to be associated with. He complimented **Councilor Curcuru** having worked with him for one year on the B&F Committee. He stated **Councilor Mulcahey** has been a good Councilor for her ward. All of them have done a good job representing the City. He wished everyone a happy holiday. **Councilor Mulcahey** thanked the Council for their support. She enjoyed working as a Councilor. She liked doing the work, and the reward in seeing things accomplished. She felt she put her best into it and appreciated the cooperation of the Administration and of her fellow Councilors. She would miss everyone. **Councilor Theken** stated working with **Councilor Mulcahey** on O&A was a pleasure. She expressed her admiration and respect for **Councilor Curcuru**. Noting the past two years have been difficult because of the budget, to come up with free cash and what they did was amazing. She enjoyed working with Councilor Curcuru and would miss him. She thanked everyone involved for the life they brought to the downtown during the holiday season. Open enrollment is closed for seniors. She reminded that if you are turning 65 years old, if you don't have insurance, or you're self employed you'll be penalized if you don't take part B. She also brought forward that she volunteers for the Salvation Army through the Addison Gilbert Hospital and explained when you donate to them, and put a note "Gloucester Unit" on the check, the funds will be earmarked and be used in Gloucester. When you're sick and are a working class person and are going through chemo you can't apply for any benefits such as food stamps. They're not only dealing with their illness but debt. This allows them to help cancer patients with food vouchers. They're going to help 17 families with up to \$300 for Christmas. The contributions are tax deductible. She also expressed her condolences to **Councilor Verga** on the death of his sister-in-law. The Councilor further expressed she was honored to have served with everyone on the Council.

**Mr. Duggan** stepped forward to address the Council and stated that the City Council sitting before him was a great unit. They have all done an amazing job. **Councilors Mulcahey** and **Curcuru** have given him balance and support and insight in trying to do the job he does every day for the City of Gloucester and couldn't thank them enough for the job they've done. On behalf of the Mayor and the Administration, he thanked them sincerely.

**Council President Hardy** expressed it has been an honor to serve with **Councilors Mulcahey** and **Curcuru**. She also expressed her condolences to **Councilor Verga** on his family's loss.

**A motion was made, seconded and voted unanimously to adjourn the meeting at 10:03 p.m.**

**Respectfully submitted,**

**Dana C. Jorgenson**  
Clerk of Committees

**DOCUMENTS/ITEMS SUBMITTED AT MEETING:**

- **Power Purchase Agreement and Escrow Agreement by Suzanne Egan, General Counsel**
- **Two 2' x 3' scale locus plans for River Road #23 by Attorney Phillip Lake for SCP2011-16**