

GLOUCESTER CITY COUNCIL MEETING

Tuesday, September 25, 2012 – 7:00 p.m.

Kyrouz Auditorium – City Hall

-MINUTES-

Present: Vice Chair, Councilor Sefatia Theken; Councilor Joseph Ciolino; Councilor Melissa Cox; Councilor Steve LeBlanc, Jr.; Councilor Bruce Tobey; Councilor Greg Verga; Councilor Robert Whynott

Absent: Councilor Hardy; Councilor McGeary

Also Present: Mayor Carolyn Kirk; Linda T. Lowe; Kenny Costa; Jim Duggan; Jeff Towne; Acting Police Chief Michael Lane; Leonard Campanello; Superintendent of Schools Richard Safire; Kathy Clancy; Sara Garcia; Fire Chief Eric Smith

The meeting was called to order at 7:01 p.m.

Flag Salute & Moment of Silence.

Vice Chair, Councilor Theken stated that Councilors Hardy and McGeary were not able attend the meeting this evening.

Oral Communications:

Marlene Hodgkins, 550 Essex Avenue spoke about the Triple E threat from mosquitoes and the expense of joining a regional spraying program. She understood that the City could not afford to join this. She asked that money be found for this program. Triple E and West Nile Virus are on the rise in the county. Mosquito season, she noted, was not over; and she urged the City find the funds to have spraying done to limit the health threat, if not for this year at least for the following fall season.

David Hodgkins, 550 Essex Avenue asked again that Lucia Amero of the Veterans Services Department be commended for her work with the City's veterans. He also noted the elevator at City Hall was once again out of order and asked that it be repaired expeditiously. **Councilor Theken** noted that Council President Hardy at the previous meeting when Mr. Hodgkins made this request about Ms. Amero advised him that she had been recognized for her work many times by the City and various other organizations and thanked him for his concern and assured that the new Director of Veterans Services knew of Ms. Amero's hard work on behalf of the City's veterans.

Presentations/Commendations:

1 of 2: State Sen. Bruce Tarr, State Rep. Ann Margaret Ferrante, and Engineers from MassDOT re: Status of ongoing repairs/maintenance of the A. Piatt Andrew Bridge

State Sen. Bruce Tarr presented Paul Maloy, P.E. and Chuck Sabella of MassDOT to update the Council on the A. Piatt Andrew Bridge progress. There are new findings that will extend this project. He commented that the folks at MassDOT have been forthcoming and working to make this as smooth a process as possible. **State Rep. Ann Margaret Ferrante** concurred that it was important to hear the update and advised she is strongly committed that this project be done properly. **Paul Maloy**, MassDOT engineer stated this was a bridge maintenance project to extend the life of the A. Piatt Andrew Bridge. In September 2008 the contract was awarded; and there was limited funding and a limited scope of work. The roadway construction is substantially complete with just a few items from the punch list to be completed. The steel has had extensive repairs on the structure and is mostly completed. They needed additional money to complete the steel structure repairs discovered while prepping for the bridge painting that were critical safety repairs. This was done in the spring of 2012. They looked at additional steel repairs in the arch of the bridge, again discovered upon the paint removal. The amount of steel needed was substantial and costly. There will be Phase 2 contract issued to address the bridge arch's steel repairs. Referring to a handout entitled "Status of Painting dated 9/21/12 (placed on file), he pointed out the painting that was complete and that which was still in need of being done. As far as the existing contract, they have to complete the painting as originally subcontracted. The painting was not completed and some painting was found deficient. The original painting subcontractor was found deficient and was removed, and it was a similar situation with a second painting subcontractor. A third painting subcontractor is in place now. There is still painting to be completed; and with little

time left in the current painting season, it will have to be completed in the spring. The next contract would address the remaining steel repairs and remaining painting. **Councilor Whynott** asked how long the lane closures will be for and under what time frame did they expect this to occur. **Mr. Maloy** stated lane closures will be Monday through Friday, 10 a.m. to 2 p.m. **Councilor LeBlanc** asked when will be the completion of the painting. **Mr. Maloy** understood there is at least two to three months of painting on the upper deck above the arch. They will remobilize the painters in late March and hope to be done by late May. **Councilor LeBlanc** asked if there was a chance of night work for the steel replacement when there is less traffic and more convenient for the general public. **Mr. Maloy** stated a lot of the steel repairs he anticipated they will be performed from a barge in the Annisquam River, and should not necessitate lane closures. It is a loud activity making it not suitable for night work. **Chuck Sabella**, MassDOT reiterated that for the foreseeable future they would stay away from evening repairs. **Councilor Tobey** noted those who drive the bridge every day realize that there are four "rooms" atop each of the two piers with bronze doors with bas relief artwork. He asked if there was any coordination with local arts groups to photograph, inventory, and create records for the doors to be accessible to the community at large. **Mr. Maloy** knew of no photographs or inventorying of the doors. He would pass that request along. **Councilor Tobey** asked the Mayor's Office, the Archives Committee and the Cape Ann Museum coordinate that effort with MassDOT. **Councilor Theken** noted Phase 2 is not complete without a budget. **Mr. Maloy** stated they met with Boston Construction and the design consultants and are putting together a package now for the construction. It will be turned around quickly for the steel repairs. **Councilor Theken** asked how safe the bridge is. **Mr. Maloy** stated any safety issues were addressed under the first contract. He assured that the Phase 2 repairs are not critical to public safety. On inquiry by **Councilor Tobey**, **Mr. Maloy** stated progress updates are given regularly to the legislative team. **Sen. Tarr** confirmed that fact and that he posts that information on his blog along with pictures of important aspects of the project. He offered that he would follow up with MassDOT to make those works of art on the bridge accessible to the public. Additionally they will have follow up meetings with MassDOT to be sure there is appropriate funding so that the project does not languish and is completed as soon as possible to limit disruption to the public and assure the safety of the bridge. **Councilor Tobey** asked what was the deadline for Home Rule Petition in the 2013 legislative cycle. **Sen. Tarr** stated the new deadline for all legislation for the new legislative session is the end of this December. **Councilor Tobey** noted that it was advantageous to file by that deadline. **Sen. Tarr** agreed and that if a Home Rule Petition is not submitted by that deadline the legislature would have to vote to admit it to their legislative agenda.

Purple Heart Highway Designation:

On an unrelated matter, **Senator Tarr** also wished to recognize the work of the Council and through the work of Councilor Ciolino to name the Rte. 128 extension the "Purple Heart Highway" in honor of the City's veterans' service to their country and community as a fitting tribute. The Home Rule Petition was passed in August and was signed by the Governor into law in September. This is also a tribute to the work of the Council, Councilor Ciolino, Council President Hardy and former Councilor Gus Foote. There will be a ceremony, they hope, closer to Veteran's Day. He presented a framed signed copy of the law to Councilor Ciolino. **Rep. Ferrante** added her thanks to the Council for their work and looked forward to the ceremony on or before Veteran's Day. **Sen. Tarr** and **Rep. Ferrante** then presented **Councilor Ciolino** with the copy of the law. Another framed copy was for Council President Hardy. **Councilor Ciolino** thanked the legislative team for moving the Home Rule Petition quickly through the legislature. He thanked the Council for their support, and accepted the copy of the legislation on behalf of all the City's veterans.

Confirmation of New Appointments:

MOTION: On motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to appoint Mary Rhineland McCarl to the Gloucester Cultural Council, TTE 02/14/15.

DISCUSSION:

Councilors Whynott explained that he worked with Ms. McCarl on the Archives Committee and in the creation of an ordinance to create that Committee and supported her appointment.

MOTION: On motion by Councilor Whynott, seconded by Councilor LeBlanc, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, to appoint Mary Rhineland McCarl to the Gloucester Cultural Council, TTE 02/14/15.

MOTION: On motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to appoint Richard E. Barbato as Director of Veterans' Services/Veterans Agent, TTE 02/14/14.

DISCUSSION:

Councilor Theken noted Mr. Barbato had a wonderful staff member, Lucia Amero, who picked up the slack when there were no Director of Veterans' Services. She noted that Ms. Amero works intensively with the social agencies of the City to ensure there is no duplication of effort so that veterans get what they need in terms of medical coverage and other kinds of assistance. The Councilor also spoke to Mr. Hodgkins and confirmed that he was now satisfied about his request that Ms. Amero be recognized. **Councilor Ciolino** noted Mr. Barbato needs to have good social skills in working with the veterans, with his office, and his volunteers. He understood from all reports that Mr. Barbato started out on the right foot and looked forward to working with him.

MOTION: On motion by Councilor Whynott, seconded by Councilor LeBlanc, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, to appoint Richard E. Barbato as Director of Veterans' Services/Veterans Agent, TTE 02/14/14.

MOTION: On motion by Councilor Whynott, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to appoint Leonard Campanello permanent Police Chief for a contracted term of three (3) years, commencing September 30, 2012 through September 30, 2015, pursuant to Gloucester Code of Ordinances Chapter 17 Police, Article II. Police Department, Sec. 17-16(a) and City Charter Sections 3-3 and 2-10.

DISCUSSION:

Councilor Whynott stated he met Mr. Campanello who is a qualified candidate. Most people have spoken of him highly. He was against taking the position out of Civil Service; and expressed his continuing belief of promoting from within the department, preferring a local candidate. However, he would endorse Mr. Campanello's appointment. **Councilor Tobey** expressed he was impressed by the nominee, whom he met with at length; and that Mr. Campanello would bring leadership, new ideas and a commitment to building team spirit within the department and the community. He applauded the appointment, and thanked the Selection Committee for their work as well. **Councilor Theken** stated she wanted to see the new Chief out in the community, and to be supportive of his team. She also did not want to see the position come out of Civil Service believing they should promote from within. She noted the O&A Committee is looking to change some of the language and descriptions within the Police Chief ordinance moving forward. They did keep the ordinance intact until the new Chief was appointed so as not to disrupt the search process that was already underway or pose further delays to the appointment of a new Police Chief. She would watch the new Chief carefully, making sure he is hands-on. The Chief Campanello has a good "crew" standing behind him in the department and expressed her pride in them for giving her a sense of security.

MOTION: On motion by Councilor Whynott, seconded by Councilor LeBlanc, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, to appoint Leonard Campanello permanent Police Chief for a contracted term of three (3) years, commencing September 30, 2012 through September 30, 2015, pursuant to Gloucester Code of Ordinances Chapter 17 Police, Article II. Police Department, Sec. 17-16(a) and City Charter Sections 3-3 and 2-10 and to the written contract on file with the City Council.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council that Leonard Campanello be appointed permanent Police Chief for a contracted term of three (3) years, commencing September 30, 2012 through September 30, 2015, pursuant to Gloucester Code of Ordinances Chapter 17 Police, Article II. Police Department, Sec. 17-18(d) and the approved contract as submitted to the City Council dated September 12, 2012.

DISCUSSION:

Councilor Ciolino explained that the B&F Committee reviewed Chief Campanello's contract which is considered a standard contract. It is the first Police Chief's non-civil service contract for the City. The Committee understood that the City and the Chief-designate came to terms in a mutually equitable and fair manner. The contract was negotiated with General Counsel, Suzanne Egan and the Personnel Director, Sally Polzin, along with Mr. Campanello and his personal lawyer. It was noted that the salary of \$118,736.72 is high in the classification pay scale and that there is only one step left within the M12 pay scale. The Chief is full cognizant of what the limits are. It was by mutual agreement as to the placement on the pay scale, and the Chief understood that. It should be noted that the GMAA (managers' union) scale adjustments through negotiation will be reflected in the Chief's pay although he is not a union employee. Chief Campanello indicated to the Committee that this was acceptable to him. The Councilor expressed his support for Chief Campanello's confirmation. He acknowledged he was inheriting a well-run and well-trained Police Department. He thanked retiring Chief Lane for his management skills throughout the years of his tenure for keeping the department running in a first-class manner.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, that Leonard Campanello be appointed permanent Police Chief for a contracted term of three (3) years, commencing September 30, 2012 through September 30, 2015, pursuant to Gloucester Code of Ordinances Chapter 17 Police, Article II. Police Department, Sec. 17-18(d) and the approved contract as submitted to the City Council dated September 12, 2012.

The Council recessed at 7:52 p.m. and reconvened at 7:57 p.m.

2 of 2: Kenny Costa, City Auditor re: City's FY2013 Chapter 70 allocation re: Charter School

Kenny Costa, City Auditor explained he was answering questions he had received from Councilor Tobey as to how the City's FY13 Chapter 70 allocation would be adjusted due to the Charter School budget cuts and by its declining enrollments. The quick answer was there would be no adjustment. Chapter 70 aid is a complex formula to support public school operations. The calculation is based off of October 1st enrollment. So the Chapter 70 money the City is receiving for FY13 is based off of the October 1, 2011 enrollment. The aid is set through the legislature's state budget process. Generally there are no adjustments to Chapter 70. The City receives the money quarterly through the Cherry Sheet. In FY13 the City is set to receive \$5,893,705, an increase of \$138,120 over last year, or a 2.4 percent increase. In answer to the Councilor's second question, the Council's and Administrations options for accounting for such an adjustments the purpose of the City's FY13 budget, the Chapter 70 budget is "set in stone." The Charter School is also on the Cherry Sheet for Chapter 70 with an assessment and a reimbursement. The State gives the City money but also takes away money on the Cherry Sheet. The Charter School has an enrollment projection on the DSE website of 212 students. The Gloucester population is 190. It is a very complex calculation. Right now, as far as tuition reimbursement, the State is only reimbursing 74 percent of that calculation for reimbursement. Last year it was 90 percent at this same time. Throughout the year with the enrollment projection, at times it does free up some money and made up the 10 percent gap last year. At this point they don't know yet if it will be 74 percent or higher. A lot will play out during FY13. The first data collection happens on October 1st. The Charter School has to report to the State their actual enrollment. Once that data is in for the second and third quarter, the State will adjust their payment; the tuition will be adjusted for the Charter School. That 74 percent equates to, based off of 190 students, \$273,600. This is an issue across the State. Based on a calculation for all Charter Schools, it is approximately \$61 million. The State is funding \$45 million of that \$61 million based on the allocation. That is the outlook for FY13.

The City is above the "foundation" budget which is defined as, "calculated for each school district representing the minimum spending level needed to provide an adequate education." The City is above that foundation budget. That is part of the calculation which equates to \$1,886 per pupil for tuition that goes to the Charter School and is based on the City being above the foundation budget. For FY12 for the Charter School, there was a net district cost of \$580,713 to the City on a cash basis, based on what was sent to the Charter School and what the City got for reimbursement. FY13 is projected at \$1.2 million for district costs. For FY12 there is a budgetary difference between what was budgeted as part of the City's budget and what was actually spent; and also and what they actually received which is a net difference of \$72,000 which will fall to the bottom line and be part of the free cash certification. He pointed out that the DSE mentioned with a mature charter school they don't see big fluctuations in reimbursements and assessments.

Councilor Tobey stated to the extent there is an adjustment in the amount of the City contribution once the Charter School's actual enrollment numbers are figured out, that money will fall to free cash a year from now, which **Mr.**

Costa confirmed. The Councilor asked to understand that the State funded only 74 percent of some amount and what was the purpose of that amount. **Mr. Costa** stated it is a tuition reimbursement back to the host community for the Charter School. Councilor Tobey inquired of that 74 percent, what would the City get back. **Mr. Costa** responded the City gets about \$1.042 million. They will get back about \$750,000 guaranteed, with 74 percent. There is a potential shortfall of that sum. **Councilor Tobey** stated the City then faces a potential shortfall of that sum. He then asked what sense Rep. Ferrante, as a member of the Ways and Means Committee, from the Administration on their intention to make up the missing 26 percent for the City which would be a \$750,000 hit to the City's budget if it doesn't happen. **Rep. Ferrante** stated this has been a big issue where she disagrees with the Administration, as do other House members. Right now they are working closely with the School Committee and Superintendent Safire; and that they have asked the State Auditor, Suzanne Bump to assess the situation as well because of the enrollment issues of the Charter School which causes the disruption due to the inflation and reductions of enrollment numbers. **Councilor Tobey** asked if they will get a spending bill recommended by Governor which will make that reimbursement 100 percent. Had she heard from Administration and Finance or the Governor's office if they are going to put legislation forward for reimbursement? **Rep. Ferrante** stated, "No." **Councilor Tobey** expressed it was very important that this Council and other Councils and Boards of Selectmen that have Charter Schools across the State to ask the State legislative delegation to call Governor Patrick and ask for the other 26 percent that they're legally committed to put forward for the cities and towns that host Charter Schools. **Sen. Tarr** suggested they could put a letter to circulate to their colleagues in the legislature to obtain their support. **Councilor Tobey** asked that the School Committee and the Council meet jointly soon; that the community needs to talk to the Charter School, who is missing their enrollment numbers consistently about whether there is a home for its students, structure and program within the Gloucester Public School system as a second innovation school, knowing that the School Committee was already looking to create an innovation school within the O'Maley School. **Rep. Ferrante** asked for an email summary from the Council of what was presented could be summarized and sent to the State Auditor's Office. She would place a telephone call to the Governor's Office. **Councilor Theken** noted five years ago Councilor Verga, then the Chair of the School Committee had tried to work towards an innovation school within the public school system.

MOTION: On motion by Councilor Tobey, seconded by Councilor Theken, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, that the City Auditor prepare a written summary of his 09/25/12 report to the City Council on the Charter School enrollment and reimbursement issues for the Gloucester Public School System and the City to be transmitted to the State Auditor, Suzanne Bump and Governor Deval Patrick through the office of Rep. Ann Margaret Ferrante. Further that the City's State legislative delegation call upon Governor Patrick to release 100 percent of Chapter 70 to reimburse cities and towns hosting Charter Schools.

Consent Agenda:

- **CONFIRMATION OF REAPPOINTMENTS**
 - **MAYOR'S REPORT**
1. Memorandum from Harbor Planning Director requesting a City Council appointee to ad hoc Harbor Planning Group when Created (Council President)
 2. Memorandum from Chief Financial Officer requesting to pay invoices from IT Department without a purchase order in place (Refer B&F)
 3. Memorandum and Supplemental Appropriation-Budgetary Request (#2013-SA-4) from Chief Financial Officer (Refer B&F)
 4. Special Budgetary Transfer Request (#2013-SBT-1) from Police Department (Refer B&F)
 5. Special Budgetary Transfer Request (#2013-SBT-2) from Police Department (Refer B&F)
 6. Memorandum, Grant Application & Checklist from Acting Community Development Director requesting acceptance of a grant Award in the amount of \$195,109 (Essex Community Revitalization and Restoration Projects) (Refer B&F)
 7. Special Budgetary Transfer Request (#2013-SBT-3) from Department of Public Works (Refer B&F)
 8. Special Budgetary Transfer Request (#2013-SBT-4) from Department of Public Works (Refer B&F)
 9. Memorandum from Chief Administrative Officer re: acceptance of a donation in the amount of \$246,000 from GFAA (Refer B&F)
 10. Memorandum from Engineering Dept. re: proposed street naming & numbering plans & request for review of GCO Sec. 21-3 Street Names (Refer P&D & O&A)
 11. New Appointment: Committee for the Arts (TTE 02/14/2016)
 - **COMMUNICATIONS/INVITATIONS**
 1. Memorandum from General Counsel with correspondence from National Grid re: Underground Conduit fees
 - **INFORMATION ONLY**
 1. Letter from Senator Tarr in support for the \$375,000 LAND grant application re: Good Harbor Gateway Project (Info Only)
 - **APPLICATIONS/PETITIONS**
 1. PP2012-003: Installation of Underground Conduits re: Atlantic Road (Refer P&D)
 - **COUNCILORS ORDERS**
 1. CC2012-054 (McGeary) Resolution re: Constitutional Amendment to restore the First Amendment and Fair Elections to the People (FCV 10/09/12)
 2. CC2012-055 (Cox) Change polling location for Ward 2 Precinct 2 (Refer O&A)

3. CC2012-056 (Verga) (Request letter to MassDOT to allow placement of directional sign on Rte. 127 (Western Ave.) re: Magnolia Woods (Refer TC & FCV 10/23/12)
- **APPROVAL OF MINUTES FROM PREVIOUS COUNCIL AND STANDING COMMITTEE MEETINGS**
1. City Council Meeting: 09/11/12 (Approve/File)
2. Standing Committee Meetings: B&F 09/20/12 (under separate cover), O&A 09/17/12, P&D 09/19/12 (No Meeting) (Approve/File)
- Joint Meeting P&D & PB 09/20/12 (under separate cover)

Unanimous Consent Calendar:

1. Memorandum from Fire Chief & Supplemental Appropriation-Budgetary Request (#2013-SA-5) (Refer B&F)
2. Memorandum from CAO & Special Budgetary Transfer Request (#2013-SBT-5) (Refer B&F)

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

Councilor Cox wished to remove Item #6 under Mayor's Report acceptance of a grant award in the amount of \$195,109 (Essex Community Revitalization and Restoration Projects).

Councilor Tobey asked to remove under Mayors Report, Item #1 Memorandum from Harbor Planning Director requesting a City Council appointee to ad hoc Harbor Planning Group when Created and under Application/Petition, Item #1 PP2012-003: Installation of Underground Conduits re: Atlantic Road .

Councilor Cox stated Item 6 from the Mayor's Report is for acceptance of a grant for Burnham's Field. She expressed her thanks to Sarah Garcia and Stephen Winslow of the Community Development Department for their hard work on the grant.

Councilor Tobey stated regarding the Mayors Report Item #1 Memo from the Harbor Planning Director requesting City Council appointee to the ad hoc Harbor Planning Committee. He highlighted that this item is another Harbor Plan where a governing structure created by and for State bureaucrats determines what the City can do on its working harbor. They are "owned," be it private or public, by those bureaucrats as to what, when and where they may change. Earlier this evening he asked Sen. Tarr when the best time was to file a Home Rule Petition. As Chair of P&D he asked the Clerk of Committees make his Committee's first agenda item his Council Order 2012-012 on filing special legislation to take I4-C2 out of the DPA. He asked the Administration to come to the meeting to address why they should not file that legislation now. An RFP deadline has been missed for the parcel's development; the use of I4-2 for parking has been poorly handled by the Administration. He expressed that this City-owned land in the DPA has been an "albatross around the neck" of the City's economic development life for decades. The City is being held hostage to a planning process that is by and for State bureaucrats.

Councilor Tobey explained the second item pulled is a petition for a National Grid application to install conduit on Atlantic Road. There are two financial considerations that go with these kinds of applications. One is a simple filing fee of \$100. The second is an inspection fee. The City incurs costs supervising and making sure the work is done right. National Grid, in the context of the recent Dennison Street project the Council had approved, has advised the City that it will not pay that second fee which National Grid views as a fee the City does not have the legislative authority to levy against them. **Councilor Tobey** made clear he would not put this item on the P&D agenda until National Grid tells them they are going to pay the money they owe the City of Gloucester, referencing a memo (on file) by the City Clerk which notes National Grid's refusal to pay for Dennison Street, and that they were to pay for the Atlantic Road application up front. He asked the Council to move the matter to P&D so that it could languish until they receive payment by National Grid. **By unanimous consent the City Council referred the matter to the P&D Committee**

Councilor Cox asked to pull Council Order #2, CC2012-055 (Cox) Change polling location for Ward 2 Precinct 2 to consolidate the Ward 2 precincts at Our Lady of Good Voyage Church Youth Center at 140 Prospect Street.

Councilor Whynott explained that having run three Presidential Elections, from experience he knew that McPherson Park is not a great polling place for any election due to the parking situation being difficult at best, and that it is time do something. It has discouraged people of that precinct from coming into the polling place to vote. They can make accommodations for transportation for those residents who live at McPherson Park to assist them in gaining access to a consolidated polling place at 140 Prospect Street. He fully supports the Council Order. **Councilor Cox** would hold a Ward meeting with some of the City staff present from the City Clerk's office. She has been in communication with CATA to provide transportation to anyone who would need it from McPherson Park to Our Lady of Good Voyage Church. **Councilor Ciolino** noted this is to combine precincts 1 and 2 of Ward 2 and that they would work to get transportation in place on Election Day. **Councilor Cox** added there is already an established bus route from McPherson Park to Our Lady of Good Voyage Church; and she is working to arrange for extra stops of CATA buses on Election Day during the day and once in the evening, as well as by other modes of transportation also.

By unanimous consent the Consent Agenda and Unanimous Consent Calendar was accepted as amended.

Committee Reports:

Budget & Finance: September 20, 2012

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c.44, §53A to accept from the Massachusetts Division of Marine Fisheries a Massachusetts Clean Vessel Act Pumpout Grant for \$9,500.00.

DISCUSSION:

Councilor Ciolino stated this is an annual grant received from the State Division of Marine Fisheries under the Clean Vessel Act Pumpout reimbursement program, not to exceed \$9,500. This is used exclusively for salaries for the Assistant Harbormasters and the Harbormaster; and for equipment maintenance and replacement. There is no match to this grant.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, under MGL c.44, §53A to accept from the Massachusetts Division of Marine Fisheries a Massachusetts Clean Vessel Act Pumpout Grant for \$9,500.00.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c. 44, §64 to pay invoice #67771708 dated 05-11-12 from SimplexGrinnell of Norwood, Mass., for \$680.00 incurred for fire alarm panel testing in FY12 to be paid with funds from the current FY13 Department of Public Works budget.

DISCUSSION:

Councilor Ciolino stated this motion and the one that immediately follows are related to service performed on the Gloucester High School fire alarm system which was purchased with a Fiscal Year 2012 purchase order in place. However, the funds were not carried forward to cover this expense at the close of Fiscal Year 12.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, under MGL c. 44, §64 to pay invoice #67771708 dated 05-11-12 from SimplexGrinnell of Norwood, Mass., for \$680.00 incurred for fire alarm panel testing in FY12 to be paid with funds from the current FY13 Department of Public Works budget.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to recommend payment of invoice #67771708 dated 05-11-12 from SimplexGrinnell of Norwood, Mass., for \$680.00 for services incurred in FY12 to be paid from current FY13 DPW budget without a purchase order in place.

DISCUSSION: None.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, payment of invoice #67771708 dated 05-11-12 from SimplexGrinnell of Norwood, Mass., for \$680.00 for services incurred in FY12 to be paid from current FY13 DPW budget without a purchase order in place.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, 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 from the Massachusetts Executive Office of Public Safety & Security, State 911 Department for \$61,795.

DISCUSSION:

Councilor Ciolino explained this is an annual grant for the Police Department from the State's E911 Department. These funds are used to offset the costs of salaries for those officers assigned to E911 dispatch. Also approved this year was some furniture, chairs, for the Police call center. This year's disbursement is \$61,795. There is no match. This is from a tax they pay on their phone bill.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, under MGL c.44, §53A to accept a grant from the Massachusetts Executive Office of Public Safety & Security, State 911 Department for \$61,795.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, 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 from the Seaport Advisory Council for \$125,000 for the purpose of the development of a Harbor Plan and Designated Port Area (DPA) Master Plan; and for assistance with the development of a project specific investment for the City-owned parcel at 65 Rogers Street (a/k/a I4-C2).

DISCUSSION:

Councilor Ciolino stated the City has been awarded \$125,000 from the Seaport Advisory Council for the development of a Harbor Plan and Designated Port Area (DPA) Master Plan, and for assistance with the development of a project specific investment for the I4-C2 parcel. The 2009 Harbor Plan and DPA Master Plan were only accepted for two years; they asked for and received a one-year extension, and are scheduled to expire on December 15, 2012. The planning process begins this fall. Sarah Garcia, Harbor Planning Director informed the B&F Committee that the Administration has done a lot of "positioning" of the City with regards to what different industries the City is looking for. Many are looking for a harbor economic strategic plan about businesses and how to attract them and what properties are available and suitable to their needs in order to home in on the specifics. A portion of this grant is also earmarked for I4-C2 (65 Rogers Street). The Administration has believed they need funding as they put together the process to get people to the table to be willing to partner on that property. Private industry can't do it by itself. This helps to lower the risk and get commitments to make it doable for a private developer. There are not matching funds required for this grant. **Councilor Tobey** stated his comments made earlier during the Consent Agenda discussion on the Harbor Plan ad hoc committee applied to this grant as well.

Councilor Whynott stepped away from the dais.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 6 in favor, 0 opposed, 3 (Hardy, McGeary, Whynott) absent, under MGL c.44, §53A to accept a grant from the Seaport Advisory Council for \$125,000 for the purpose of the development of a Harbor Plan and Designated Port Area (DPA) Master Plan; and for assistance with the development of a project specific investment for the City-owned parcel at 65 Rogers Street (a/k/a I4-C2).

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, 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 from the Seaport Advisory Council for \$50,000 for the purpose of replacement of the Sail GHS floats. There is a 20 percent in-kind match.

DISCUSSION:

Councilor Ciolino stated this grant is also from the Seaport Advisory Council (SAC) is part of a \$250,000 award to the City from 2008 for floating, temporary dockage to be constructed for use during port visits of vessels and different marine events through the season such as regattas and schooner festivals. Although the SAC approved the project, the monies were not used at that time because of the construction of Cruiseport and the dockage available as a result. The administration has been able to get SAC to release this \$50,000 this year to use it for temporary floats to be used for the Gloucester High School (GHS) Sailing Program which uses floats anchored off the State Fish Pier that have greatly deteriorated. The sailing program includes Sail GHS and the YMCA summer sailing program. It will be a project administered through the Harbormaster's office. There is a 20 percent in-kind match. He acknowledged Patti Page and Damon Cummings who have been working on this program for a long time. The floats are dangerous and need replacement. The sailing program is wonderful in that it is free to those who wish to

learn to sail. The boats have been donated. It is high time these floats are replaced. **Councilor Cox** also thanked Ms. Garcia for her work on the grant.

Councilor Whynott returned to the dais.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, under MGL c.44, §53A to accept a grant from the Seaport Advisory Council for \$50,000 for the purpose of replacement of the Sail GHS floats. There is a 20 percent in-kind match.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council under MGL c. 44, §64 to pay invoice #BOS-11-LIEU dated 3/15/2011 from the Town of Rockport, Mass., for \$5,582.96 incurred for a PILOT (payment in lieu of taxes) payment in FY11 to be paid with funds from the current FY13 Department of Public Works budget.

DISCUSSION:

Councilor Ciolino noted this bill from the Town of Rockport and was not sent to the City for FY11. The Town of Rockport realized it did not invoice Gloucester in FY11 and has subsequently sent an invoice for a PILOT (payment in lieu of taxes) payment. The DPW pays this PILOT each year when they are invoiced. The payment is for a City-owned pump house on land owned by the Town of Rockport. There is an assessment line in the City Budget called Taxes-To Others, and this is what it is for. FY12 PILOT invoice had been received and paid. This pump house is on the Gloucester/Rockport line, Assessor's Map 6, Lot 1 (City of Gloucester). This is a pump house for water only. It is 314 acres of watershed land on Main Street and to the Gloucester/Rockport Line (on and around the area known as Nugent Stretch). It should be noted that neither the CFO or the City Auditor have been able to find an actual PILOT agreement in the City's records, and Mr. Towne informed the Committee he would take the lead in seeing that the City concludes a PILOT agreement with Rockport. **Councilor Tobey** asked if this payment was from a Water Enterprise Fund account or was it made from the General Fund. **Jeff Towne**, CFO confirmed it was from the Water Enterprise Fund account.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, under MGL c. 44, §64 to pay invoice #BOS-11-LIEU dated 3/15/2011 from the Town of Rockport, Mass., for \$5,582.96 incurred for a PILOT (payment in lieu of taxes) payment in FY11 to be paid with funds from the current FY13 Department of Public Works budget.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to pay invoice #BOS-11-LIEU dated 3/15/2011 from the Town of Rockport, Mass., for \$5,582.96 incurred for a PILOT (payment in lieu of taxes) payment in FY11 to be paid with funds from the current FY13 DPW budget without a purchase order in place.

DISCUSSION: None.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, to pay invoice #BOS-11-LIEU dated 3/15/2011 from the Town of Rockport, Mass., for \$5,582.96 incurred for a PILOT (payment in lieu of taxes) payment in FY11 to be paid with funds from the current FY13 DPW budget without a purchase order in place.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2013-SA-1) for \$616,075.00 from Stabilization Fund-Fund Balance, Unifund Account #840000.10.000.35900.0000.00.000.00.000 to Transfers in-Stabilization Fund, Unifund Account #101000.10.995.49700.0000.00.000.00.040 in order to balance the FY13 General Fund budget.

DISCUSSION:

Mr. Towne stated they have already estimated this revenue as part of the FY13 budget the Council voted on. This is the piece that takes place after the fiscal year starts in order to make the transaction happen. The Council has approved the revenue estimation of \$616,075 coming from the Stabilization Fund into the General Fund. This is just the formal process to make it happen.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Whynott, the City Council voted BY ROLL CALL 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, to transfer (#2013-SA-1) for \$616,075.00 from Stabilization Fund-Fund Balance, Unifund Account #840000.10.000.35900.0000.00.000.00.000 to Transfers in-Stabilization Fund, Unifund Account #101000.10.995.49700.0000.00.000.00.040 in order to balance the FY13 General Fund budget.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2013-SA-2) for \$125,000 from Water Fund-Transfer to General Fund, Unifund Account #610000.10.991.59600.00000.00.000.00.059 to Transfers In-Enterprise Funds, Unifund Account #101000.10.996.49700.0000.00.000.00.040 to pay indirect costs for support services for general fund staff.

DISCUSSION:

Mr. Towne explained this and the next transfer represent the transfer of \$125,000 each from the Water Enterprise Fund and Sewer Enterprise Fund. This is already estimated as General Fund revenue in order balance the FY13 budget as done in prior years. They estimate a portion of his department's, the City Auditor's department, the Mayor's office and the Legal Department salaries and costs in order to reimburse the General Fund for the time they spend on behalf of the Water and Sewer Enterprise Funds.

MOTION: On motion by Councilor Ciolino, seconded by Councilor LeBlanc, the City Council voted BY ROLL CALL 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, to transfer (#2013-SA-2) for \$125,000 from Water Fund-Transfer to General Fund, Unifund Account #610000.10.991.59600.00000.00.000.00.059 to Transfers In-Enterprise Funds, Unifund Account #101000.10.996.49700.0000.00.000.00.040 to pay indirect costs for support services for general fund staff.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to transfer (#2013-SA-3) for \$125,000 from Sewer Fund-Transfer to General Fund, Unifund Account #600000.10.991.59600.00000.00.000.00.059 to Transfers In-Enterprise Funds, Unifund Account #101000.10.996.49700.0000.00.000.00.040 to pay indirect costs for support services for general fund staff.

DISCUSSION:

Councilor Tobey noted \$125,000 is a neat number. He asked if Mr. Towne was confident the calculations behind this allocation and expenses to the Enterprise Fund would stand the scrutiny of an audit. **Mr. Towne** he was and that they have over the past years. He and Mr. Costa plan to work with an independent group in FY14 through the budget process or through free cash in FY13 to do a formalized indirect cost plan study. The external auditors have asked this be a little more of a formalized process. It is at least \$125,000 coming from water and sewer for all of those services. **Councilor Tobey** noted a past practice would indicate an alterative approach is to make those expenses part of the enterprise fund budgets and asked why would they not do that in the first place. **Mr. Towne** responded his staff's time may be quarterly divided up between all the water and sewer bills they send out and collect. The people who do the billing at the DPW are charged directly. They would have to divide the indirect cost rate by a percentage; but he expressed his belief the indirect cost rate study is the best approach and the one most widely used by communities now to make sure each year they factor in insurance, salaries and expenses because they don't have a time card reporting system where he would, for instance, spend 2 hours Tuesday working on water debt, and 3 hours Wednesday for the same. They can analyze both ways as they go through the process as to what the best solution would be. **Councilor Tobey** stated they need to find the best management practices are. The preferred way by the CFO only works if the Enterprise Funds generate free cash surpluses from which they can move the money by way of a supplemental appropriation. He suggested they would be better served by taking

advantage of the data they're compiling substantiating this kind of transaction now, and that they get it right the first time up front. He asked B&F to remember this for the FY14 budget conversation next spring.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent, to transfer (#2013-SA-3) for \$125,000 from Sewer Fund-Transfer to General Fund, Unifund Account #600000.10.991.59600.00000.00.000.00.059 to Transfers In-Enterprise Funds, Unifund Account #101000.10.996.49700.00000.00.000.00.040 to pay indirect costs for support services for general fund staff.

MOTION: On motion by Councilor Cox, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to permit the Gloucester Fire Department to apply for a Federal Fiscal Year (FFY) 2011 US DHS/FEMA Emergency Management Performance Grant through the Massachusetts Emergency Management Agency (MEMA) for a total grant request of \$7,500 with a 100 percent in-kind match for the purpose of connecting an emergency generator for the Gloucester Emergency Operations Center.

DISCUSSION: None.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Cox, the City Council voted 7 in favor, 0 opposed, 2 (Hardy, McGeary) absent to permit the Gloucester Fire Department to apply for a Federal Fiscal Year (FFY) 2011 US DHS/FEMA Emergency Management Performance Grant through the Massachusetts Emergency Management Agency (MEMA) for a total grant request of \$7,500 with a 100 percent in-kind match for the purpose of connecting an emergency generator for the Gloucester Emergency Operations Center.

Councilor Verga noted at the B&F meeting they moved into a discussion about the CFO's confusion about which streets the resident parking sticker applies to. He had expressed at that meeting that these resident parking stickers apply to any sign where resident only parking is indicated. From the summary he received from the City Clerk that appeared to be the intent of the Committee and Council. This should give the CFO guidance when selling the resident parking stickers moving forward. On inquiry by **Councilor Theken, Linda T. Lowe**, City Clerk noted the information she forwarded to Councilor Verga regarding his request from that meeting was that when the Council took their votes they were amending Sec. 22-270.1. Prior to adding a new idea of a real resident parking sticker, the caption for that section was "Resident Sticker Parking" even though there was no "resident sticker". It was simply a list of streets that had resident sticker parking. After the fact there was the addition of the actual sticker. The new update to the Code of Ordinances will show that change. This resident parking sticker will not work for beach parking lots. **Councilor Cox** informed the public that they can purchase these resident parking stickers from the Treasurers' Office is \$5.00. **Councilor Verga** pointed out there is still the Senior Beach Parking Sticker and the Resident Beach Parking Sticker available to the community also.

Ordinances & Administration: September 17, 2012

Councilor Whynott reported there were no motions to bring forward for Council action as the appointments from that meeting were taken up previously and all other motions taken were to go to public hearing.

Planning & Development: September 19, 2012 – No Meeting

Councilor Tobey commented that there had been a joint meeting of the Committee with the Planning Board on Thursday, September 20th. At that time the Committee heard the presentation from Beauport Gloucester LLC on the proposed hotel project. There were many questions needing answers, and to that end the Committee would begin taking up that matter at their October 3rd meeting where submitted questions from concerned citizens and City Councilors in writing have been put forward to the applicant for answers.

Scheduled Public Hearings:

- 1. PH2012-034: Rezoning 2012-003: Atlantic Road #107 & #125, Amend GZO to create a new Existing Hotel Overlay District (Cont'd from August 14, 2012)**

This public hearing is opened.

Linda T. Lowe, City Clerk stated that the Council was in receipt of a written agreement from the applicant's attorney requesting a continuance of the public hearing to October 23, 2012.

This public hearing is closed and continued to October 23, 2012.**2. PH2012-066: GCO Article IV, Repair of Private Ways, Sec. 21-83 and 21-84 re: Petition for road repairs Norseman Avenue Extension****This public hearing is opened.**

Ms. Lowe explained that this matter is still under review with the DPW and applicant. **Councilor Whycott** suggested this matter be continued to a date certain so that it did not require re-advertisement.

This public hearing is continued to October 23, 2012.**3. PH2012-067: Request that certain school property be repurposed for use as part of Newell Stadium re: Transfer of Lot A****This public hearing is opened.**

Those speaking in favor: None.

Those speaking in opposition: None.

Communications: None.

This public hearing is closed.

MOTION: On motion by Councilor Ciolino, seconded by Councilor Hardy, the Planning & Development Committee voted 3 in favor, 0 opposed to recommend to the City Council as follows:

Whereas the School Committee on July 9, 2012 has given notice of their determination that "Lot A" is no longer needed for school purposes, said notice and description of "Lot A" is incorporated into this motion. Wherefore the City Council, under MGL c. 40, §15A, hereby transfers "Lot A" to the care, custody and management of the City's Department of Public Works' Public Property Division.

Shown on a plan entitled, "Approval-Not-Required, Plan of Land, Gloucester High School, Newell Stadium, Gloucester, MA" dated July 2, 2012, prepared by Surveying and Mapping Consultants, 324 Wood Road, Suite 109, Braintree MA 02184; and whereas "Lot A" is more particularly described as:

"A certain parcel of land situated on Leslie O. Johnson Road beginning at the northeasterly corner of said parcel at a point in the southwesterly sideline of Leslie O. Johnson Road turning and running S32°00'48"E, a distance of 84.30 feet by the westerly boundary of Leslie O. Johnson Road and land now or formerly the City of Gloucester to a point turning and running S76°38'52"W, a distance of 345.27 feet along the northerly line of said land now or formerly the City of Gloucester to a point, turning and running N13°21'08"W, a distance of 79.87 feet to a point, turning and running N76°38'52"E, a distance of 318.29 feet to the point of beginning, containing approximately 26,499 square feet more or less or 0.61 acres, more or less, according to said Plan.

DISCUSSION:

Councilor Tobey expressed this enable the project of Newell Stadium to move forward by incorporating this small piece of property into the stadium. Councilor Verga noted the City owns Newell Stadium and the School controls the parking lot. In order to make the design work this is necessary. Councilor Ciolino stated it is part of pushing the stadium complex out closer to the roadway.

MOTION: On motion by Councilor Tobey, seconded by Councilor Verga, the City Council voted **BY ROLL CALL 7 in favor, 0 opposed, 2 (Hardy, McGearly) absent, as follows:**

Whereas the School Committee on July 9, 2012 has given notice of their determination that "Lot A" is no longer needed for school purposes, said notice and description of "Lot A" is incorporated into this motion.

Wherefore the City Council, under MGL c. 40, §15A, hereby transfers “Lot A” to the care, custody and management of the City’s Department of Public Works’ Public Property Division.

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“A certain parcel of land situated on Leslie O. Johnson Road beginning at the northeasterly corner of said parcel at a point in the southwesterly sideline of Leslie O. Johnson Road turning and running S32°00’48”E, a distance of 84.30 feet by the westerly boundary of Leslie O. Johnson Road and land now or formerly the City of Gloucester to a point turning and running S76°38’52”W, a distance of 345.27 feet along the northerly line of said land now or formerly the City of Gloucester to a point, turning and running N13°21’08”W, a distance of 79.87 feet to a point, turning and running N76°38’52”E, a distance of 318.29 feet to the point of beginning, containing approximately 26,499 square feet more or less or 0.61 acres, more or less, according to said Plan.

For Council Vote: None.

Unfinished Business: None.

Individual Councilor’s Discussion including Reports by Appointed Councilors to Committees: None.

Councilors’ Requests to the Mayor:

Councilor Whynott noted that a few weeks ago that the Council voted to request that the Animal Control Officer and a representative of the Health Department make a presentation on the growing coyote population on Cape Ann and asked the request be made again.

Councilor Verga thanked whoever saw to the repair of the Kyrouz Auditorium stage lights which has helped to illuminate the dais as well. He noted receipt of a call and email from a constituent about the water treatment plant near Wellspring House who pointed out it is an ugly spot and asked what could be done about it. Through his inquiry to the City Clerk, he learned the appropriate City committee would be the Planting Committee. However, that committee’s membership terms have all expired. He asked that the Administration reconstitute the Committee and seek suggestions as to how that area could be beautified, as well as the entrance to Magnolia Avenue as well as other areas of the City.

Councilor Cox asked that the Special Council Permits for Gloucester Crossing be referred for review to P&D. She informed the Council passenger cars were accessing Gloucester Crossing via Perkins Street pedestrian walkway which presented a safety hazard in that neighborhood. She also had asked that the DPW look at how to stop cars from Perkins Street being able to gain access to Gloucester Crossing. At a recent neighborhood meeting the Gloucester Crossing lawyer was present but she hasn’t had a response yet or back from the DPW. She asked that the DPW through the Mayor examine whether the pedestrian walkway can be narrowed in some manner to prevent motor vehicles from accessing this path to Gloucester Crossing. **By unanimous consent of the Council the matter was referred to P&D for review.** She also asked that the Council be informed as to how many traffic tickets have been issued under Code of Ordinances, Sec. 4-21 “Dog fouling” by the Animal Control Officer and what is being done about it. She also announced that the Fishtown Horribles Parade Committee will hold a fundraiser at Giuseppe’s Restaurant donating 10 percent of their proceeds.

Councilor Ciolino pointed out the Vietnam War Memorial new flag poles are now installed. He encouraged the community to visit the memorial which is a tribute to the City’s veterans of the Vietnam War. He thanked the Council and Mayor for making it all possible.

Councilor LeBlanc advised the Administration that the lights are out at Grant Circle and the Pedestrian Crossing sign at Grant Circle is malfunctioning and asked that a letter be sent to MassDOT to correct the situation as soon as possible.

Councilor Theken announced the Giambanco family is hosting at the Open Door Food Pantry this Sunday from 2:30 p.m., to 6:30 p.m. and invited the public to join them there. On October 16th at 10 a.m. there will be an open enrollment presentation on Medicare Part D Plan at the Rose Baker Senior Center. Open enrollment starts October 15th and ends December 15th.

A motion was made, seconded and voted unanimously to adjourn the meeting at 9:02 p.m.

Respectfully submitted,

**Dana C. Jorgenson
Clerk of Committees**

DOCUMENTS/ITEMS SUBMITTED AT MEETING:

- Document entitled "Status of Painting" dated 9/21/12 of A. Piatt Andrew Bridge submitted by Paul Maloy, P.E., MassDOT