

**GLOUCESTER CITY COUNCIL MEETING**

Tuesday, May 10, 2016 – 7:00 p.m.

Kyrouz Auditorium – City Hall

**-MINUTES-**

**Present:** Chair, Councilor Joseph Ciolino; Vice Chair, Steven LeBlanc, Jr.; Councilor Melissa Cox; Councilor Paul Lundberg; Councilor Valerie Gilman; Councilor Scott Memhard (entered the meeting at 7:06 p.m.); Councilor Sean Nolan; Councilor James O’Hara; Councilor Joseph Orlando, Jr.

**Absent:**

**Also Present:** Joanne Senos; John Dunn; Kenny Costa; Police Chief Leonard Campanello; Gregg Cademartori

**The meeting was called to order at 7:00 p.m. The Council President announced that this meeting is recorded by video and audio in accordance with state Open Meeting Law.**

**Flag Salute & Moment of Silence.**

**Oral Communications: None.**

**Presentations/Commendations:**

1 of 2: Angel Program – Police Chief Leonard Campanello

**Police Chief Leonard Campanello** reviewed the Angel Program as follows for the Council:

The Angel Program exists and grows as a city’s response to its opioid crisis -- it is a testament to the community, the Council and the Administration of being on the forefront of a national crisis. What started as a program for Gloucester to address the opioid crisis has garnered attention nationally. Law enforcement is not breaking new ground in response to national law enforcement crises -- gun buy-back programs have been initiated and other programs that colored outside the lines when issues became too large to deal with the same way in the past. The idea of offering safe haven suffering from the disease of addiction and creating another entryway to treatment is not new ground.

In Gloucester, ancillary crimes resulting from addiction, crimes of desperation – smash and grabs, larcenies, shoplifting, have seen a reduction. There has been a reduction in costs associated with either arrest or facilitation of treatment. For officer hours involved on average and expenses involved for someone arrested on a weeknight for a low-level drug charge, and presenting them to the court in the next day, and not taking into account any further court dates associated with a particular arrest, it costs \$220 a person, all taxpayer money.

Of the 435 people who have gone through the Angel Program over 11 months in Gloucester, it cost an average of \$55 per person to facilitate treatment which is at no cost to the taxpayer—it is money adjudicated through the Police Department from cases against drug dealers where assets were seized and turned over to the Police Department upon their being found guilty. Cost savings, a crime reduction being vetted to ensure it is associated with the program; better cases against drug dealers as they are building trust with a demographic that didn’t exist previously and that information is being given freely. This is resulting in the department’s ability to make better arrests for mid- and high-level drug dealers. The trust factor has spilled over to the rest of the community in engaging them on all levels, listening and reflecting what they want in terms of policing.

Of the intangibles of the Angel Program, the second aspect is the humanity and compassion – law enforcement has entered this debate on the social side of the issue, unusual for a conservative entity, which in turn is sparking movement in the conversation. The Chief said they have started apologizing to the demographic they’re dealing with; to loved ones if they were ever treated with less than professionalism or dignity and compassion they deserved for their loved one suffering from addiction. He said as a police officer it is hard to do, but one starts by apologizing for mistakes in the past and move forward. He advised that the word junkie is “outlawed” at the Gloucester Police Department and if that word is used by any of his officers, they are faced possible discipline.

The department’s Angel Program is offering another entry point to treatment. The program has sparked the creation of a national non-profit organization, the Police Assisted Addiction Recovery Initiative (PAARI), which has partnered with 105 police departments in 24 states that are adopting this or similar models in harm reduction and demand-side solutions. The Angel Program has partnered with 250 treatment agencies who are delivering \$60 million of in-kind scholarships enabling states without as many treatment options as Massachusetts, they can partner those police departments with some of the agencies to, “get the ball rolling.”

He said he believed that this is a very proud program for the city of Gloucester. Known for many important things through history, the city will take its rightful place as a city that made a difference to help to stem the tide of an opioid epidemic -- an entire city has taken a stand, he said.

**Chief Campanello** concluded his remarks by saying it was humbling to work in a place that embraces that kind of change and stands with courage against the norm.

**COUNCILOR QUESTIONS:**

**Councilor Nolan**, saying he follows the Angel Program closely and supports it, expressed his appreciation for the Chief and his initiative.

**Councilor Orlando** congratulated the Chief on his "Champion of Change" Award from the White House, and for his innovation which puts Gloucester on the map for a positive reason in trying something different than what had been done unsuccessfully in the past. He asked how the program keeps track of how many people are in the program that is from Gloucester than from other communities; and do other communities help the city when a lot of their residents are seeking assistance from this city's Angel Program. **Chief Campanello** said they were advised that legally the program couldn't turn anyone away nor did they want to. The stigma of this disease is partially from public and self-stigmatization -- as a result not everyone with an opioid addiction is going to come forward within their own community. They partner with 27 communities in Mass. that have similar programs and share information, with about 40 percent of those helped from Gloucester. While they don't get their names, they do learn if a person who enters another community's Angel Program is from Gloucester. He said they can't force anyone from Gloucester to come to the Gloucester police station to get help but they will never turn away a Gloucester resident who needs help.

**Councilor Cox** congratulated the Chief on his recent national award. She said the newspaper has reported recently an overdose death rate that is higher than last year. The death rate, **Chief Campanello** said, is misleading because of how state collects the data. The data is on Gloucester residents, not where they died. He said five people in Gloucester that died before June 1 whether they were from Gloucester or from outside the city limits. He noted they've known of one confirmed death since June in Gloucester of an opioid overdose. While the deaths of Gloucester people may have gone up, within the city where help is available and Narcan is being distributed on a much wider basis, the actual death rate in the city has gone down, he pointed out. The state reports the numbers, he noted, from who is a resident of the city no matter where they pass away. **Councilor Cox** said now that they are using drug seizure money towards Angel Program, what is not being provided because of the diversion of funds to the program which had previously funded police overtime on drug related cases. **Chief Campanello** said the drug seizure money was never spent on police overtime but only spent for capital equipment. The one-time purchases made are still being sustained in other ways. He said the program is sustained by no seizure money whatsoever. He noted that before he got to Gloucester a number of large seizures built up that account and that the program used well under 5% of that overall fund three years ago to fund the program then, but it has been progressively less because of the PAARI funding of the Angel Program and all the police departments involved. He said the GPD hasn't missed out on anything and refuses to use the drug seizure money for recurring expenses as it is one-time money. It was used for capital equipment and some other expenditures that were long-term, he said.

**Councilor Lundberg** said most impressive is the changing attitudes in the department and the community. He said the GPD is leading the community by example that it is important to not treat addiction as a criminal endeavor but as a health issue. He also offered his congratulations on the Chief's national award.

**Councilor LeBlanc** asked Chief Campanello to review for the Council the process which starts with a person walking into the Police Station for help with their opioid addiction. Chief Campanello explained that the database center that the GPD has is larger than most hospitals have. He advised typically place a person in their first stage of treatment within two hours of their walking into the Police Station. The GPD Angel Program is partnered with Mass. Association of Health Plans have agreed to help the person as long as they are in treatment. Usually the GPD has the person less than 2 hours on average which is consumed with filling out forms, that person speaking with the treatment center for intake purposes, arranging transportation and treatment and getting them there.

**Councilor Memhard** said it was exciting to see the kind of leadership the Police Chief demonstrates from the Police Department and in the community and reflects leadership and compassion and addresses social challenges to find ways to cope with the scourge of opioid addiction. He said Chief Campanello sets an example which is an inspiration.

**Councilor Gilman** added her thanks to the Chief. She expressed that being a good role model is to ask his officers to stop using word, junkie. She asked how they can do a better job in highlighting drop-off stations for old or unused prescription drugs. **Chief Campanello** said the GPD and the Rose Baker Senior Center have secure drop-off points, and that there are and several drug disposal days are advertised widely. He said in light of the new laws created at the state level where there is a limit what emergency room and other doctors can prescribe initially, and

another law that allows for patients to partially fill a prescription rather than have it completely filled for pain medication in order to keep the unused drugs out of the hands of those who may be on their way to addiction.

**Councilor Gilman** asked in conversation with doctors if they expressed they could do self-monitoring with patients to help everyone getting extra medication off the streets. **Chief Campanello** said that they talk to lot of physicians and is an insidious pattern. If they don't manage pain, their status in their organizations goes down. When ask what they can do, they're told to regulate them. Hopefully with their own abilities and legislature enact laws that limit prescription opioids that will make an impact.

**Councilor O'Hara** expressed his appreciation for the Chief and his initiative. He asked how long it typically takes to make arrangements for a person who walks into the GPD asking for help and what is involved with transportation. **Chief Campanello** explained that: all supervising officers are trained in the Angel Program in-take process. There is an 8-page form to be filled out, they make calls, find a facility and put the person on the phone with the facility; a determination is made and then they arrange transport. He advised that Beauport Ambulance has been a great and generous community partner for providing rides for nominal fees, and commended them for their facilitation for bringing people to their treatment. He said when an ambulance isn't available the cab companies in the city have stepped up giving rides for free. The Uber Company from New York flew in and said that they will give rides for all those headed for treatment for free and that company is training their drivers on Narcan use and explained the format which Uber would employ. He advised that the facilitation goes very smoothly now for people seeking assistance, he said. The police aren't a clinical team -- they can't know the clinical needs of the person seeking assistance, he reminded the Councilor. **Councilor O'Hara** said the Chief has been the voice of the program which has been well publicized. He said in meeting or speaking with various drug companies, did he see any change happening in the epidemic and drug companies' role and any timeframe for change. **Chief Campanello** said with luck, by the time he retires in 2023. He said at this point pharmaceutical companies have no interest in dealing with addiction although 80% of those people who present at the GPD with a heroin addiction started with a legally prescribed medication. Kids in this generation look at a pill manufactured legally knowing a relative has taken it for pain and say, "how bad can it be." Once the money is made from either legal prescriptions or diverted pills the pharmaceutical companies will step out of it, he said. He added that these companies won't take any responsibility for treatment, which he said he could say with confidence after having spoken with executives of four or five pharmaceutical companies who take a totally hands-off approach to the issue. With enough stories, enough legislators get involved, enough government agencies get involved, then perhaps these pharmaceutical companies, take responsibility for what they've created, he said.

**Council President Ciolino** pointed out that the definition of insanity is doing something over and over again expects different results. The Police Chief had the vision of what could be done after seeing what was being done over and over wasn't working. He thanked Chief Campanello for his vision and that it is spreading throughout the country. He said that the Administration supports the Angel Program as does Council and that he should feel free to ask for assistance at any time. The Council wants to be partners with the program and with the GPD to eradicate the issue of opioid addiction. Council President Ciolino cited his own work with the North Shore Health Project (NSHP) advised that the NSHP will be contributing to the Angel Program. It is about harm reduction and this is the next step to people moving away from addition here and now starting around the country.

Chief Campanello thanked the Council for their support. He expressed that he was fortunate in 2012 to be named Gloucester's Police Chief in a city that creates a climate not talking about an issue but doing something about an issue – to take a, 'get it done now' attitude which is exactly what Mayor Theken said when they started the Angel Program, "Just go do it." The Council said the same thing in creating the forum to talk about opioid addiction in 2015. He said all that they did was simply a reflection of what the community wanted as presented to the GPD through the Administration and City Council. His part is to reflect those wishes and to contribute to not only the reputation of the city but the economic viability of it and in turn to bolster the city's image. He acknowledged Lieutenant David Quinn, is in the trenches at all hours of the day and night placing people into treatment, and he said he took the ball and ran with it. He is surrounded by fantastic Gloucester police officers, he advised.

2 of 2: National Gun Violence Awareness Day – Greg Gibson

**Mr. Gibson**, 76 Langsford St. said that he is a Navy veteran and licensed gun owner, but is also the father of a son killed in a school shooting and the brother of a woman who committed suicide with a Saturday night special. He noted that while he spent four years helping to defend this country's freedoms, he also understands the awful toll of gun violence takes on families and communities. National Gun Violence Awareness Day, Thursday, June 2 will be observed, he advised.

He also mentioned the Wear Orange Campaign inspired friends of a 15 year old Chicago high school student killed by gunfire. They honored his life by, wearing orange, the colors hunters wear in the woods to make themselves obvious. The “#wearorange” movement, he said has inspired people to speak out, to not remain silent in the fact of daily gun violence, reaching 220 million people in just one day. He noted many celebrities answered the call to “wear orange” last year and more flock to the movement each day. He encouraged that should more people want information about how to stop gun violence in the community to go to wearorange.org.

Mr. Gibson noted that on June 2 many landmarks across the country will be lit up in orange in honor of National Gun Violence Awareness Day and named the many national organizations who will participate on June 2 as well as noting the support of many national interfaith and medical groups who support the movement as well.

He said it is people working together to find solutions to a complex and tragic problem, non-partisan and non-political, that will solve this tragic problem. He pointed out that just as Gloucester has a strong tradition working to reduce domestic violence, and taking an innovative lead to fight opioid addiction, the city should be proud to join the national effort to reduce gun violence.

He asked that for the Council’s help and support to have the Mayor officially recognize June 2 as National Gun Violence Awareness Day and the Wear Orange Campaign and to ask that the DPW light city landmarks in orange for that evening (a written statement of Mr. Gibson’s remarks was placed on file).

**Council President Ciolino** asked that a Council memorandum be forwarded to the Mayor on behalf of the Council to declare June 2, 2016 National Gun Violence Awareness Day in Gloucester. The City Council unanimously voted to have such a memorandum forwarded to Mayor Theken.

#### **New Appointments:**

Community Preservation Committee                      Heidi Wakemen (Open Space & Rec. Comm. Rep.)    TTE 02/14/19

COMMITTEE RECOMMENDATION: On a motion by Councilor Nolan, seconded by Councilor LeBlanc, the Ordinances & Administration Committee voted 2 in favor, 0 opposed, 1 (O’Hara) absent, to recommend that Heidi Wakemen be appointed to the Community Preservation Committee as the Open Space & Recreation Committee representative, TTE 02/14/19.

#### **DISCUSSION:**

**Ms. Wakeman** said that she has been a member Open Space & Recreation Committee (OSRC) for several years. She said she worked hard on advocacy for cycling rights in the city. Charlie Crowley, an OSRC member, is stepping down from the Community Preservation Committee (CPC) as the OSRC representative. She said she was pleased to step in to serve in this capacity on the CPC which is a good use of taxpayer dollars.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted 9 in favor, 0 opposed, to appoint Heidi Wakeman to the Community Preservation Committee as the Open Space & Recreation Committee representative, TTE 02/14/19.**

Historical Commission                                      Holly Clay Smith (Alternate)                                      TTE 02/14/19

COMMITTEE RECOMMENDATION: On a motion by Councilor O’Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to appoint Holly Clay Smith to the Historical Commission (Alternate), TTE 02/14/19.

#### **DISCUSSION:**

**Ms. Smith** explained that she recently moved here on a full-time basis and stepped forward to be a part of the Historical Commission. She said she has a background in education and art history that should serve the Commission well.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted 9 in favor, 0 opposed, to recommend that Holly Clay Smith be appointed to the Historical Commission (Alternate), TTE 02/14/19.**

Historic District Commission

Prudence Fish (Alternate)

TTE 02/14/19

**COMMITTEE RECOMMENDATION:** On a motion by Councilor O’Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that Prudence Fish be appointed to the Historic District Commission (Alternate), TTE 02/14/19.

**Ms. Fish** said that she lives in Lanesville and has been involved in historic preservation for the last 40 years on a daily basis. A realtor for many years, she said she specialized in historic and antique houses. She recounted that she was a founding member of the Community Preservation Committee, noting that she was on the Historic District Commission for 15 years and off for 10 years. She expressed she was looking forward to come back to the Historic District Commission as this is an important period for the city’s historic center.

**Council President Ciolino** said Ms. Fish actually wrote a book on historic preservation which is on the shelves of the Sawyer Free Library.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted 9 in favor, 0 opposed, to appoint Prudence Fish to the Historic District Commission (Alternate), TTE 02/14/19.**

**Council President Ciolino** announced that under MGL c. 268A that Rick Ciolino is his nephew, and so he would not be participating in any discussion or vote to Mr. Ciolino’s appointment to the Trust Fund Commission and stepped away from the dais.

Trust Fund Commission

Rick Ciolino

TTE 02/14/19

**COMMITTEE RECOMMENDATION:** On a motion by Councilor O’Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that Rick Ciolino be appointed to the Trust Fund Commission, TTE 02/14/19.

**DISCUSSION: None.**

**MOTION: On a motion by Councilor O’Hara, seconded by Councilor Nolan, the City Council voted 9 in favor, 0 opposed, 1 (Ciolino) recused, to appoint Rick Ciolino to the Trust Fund Commission, TTE 02/14/19.**

**Council President Ciolino** returned to the dais.

**Consent Agenda:**

• **REAPPOINTMENTS:**

|                              |              |              |
|------------------------------|--------------|--------------|
| Clean Energy Commission      | Tom Kiely    | TTE 02/14/18 |
| Historic District Commission | Paul Shea    | TTE 02/14/19 |
| Planting Committee           | Bonnie Angus | TTE 02/14/19 |

• **MAYOR’S REPORT**

1. Special Budgetary Transfer Request 2016-SBT-23 from the Dept. of Public Works (Refer B&F)
2. Special Budgetary Transfer Request 2016-SBT-24 from the Dept. of Public Works (Refer B&F)
3. Special Budgetary Transfer Request 2016-SBT-25 from the Dept. of Public Works (Refer B&F)
4. Special Budgetary Transfer Request 2016-SBT-26 from the Dept. of Public Works (Refer B&F)
5. Special Budgetary Transfer Request 2016-SBT-27 from the Dept. of Public Works (Refer B&F)
6. Special Budgetary Transfer Request 2016-SBT-28 from the Dept. of Public Works (Refer B&F)
7. Special Budgetary Transfer Request 2016-SBT-2 from the Dept. of Public Works (Refer B&F)
8. Special Budgetary Transfer Request 2016-SBT-30 from the Dept. of Public Works (Refer B&F)
9. Memorandum, Grant Application & Checklist from Interim Director of Public Health re: acceptance of a mini-grant in the amount of \$1,980 from the Massachusetts Dental Society (Refer B&F)
10. Memorandum, Grant Application & Checklist from Interim Director of Public Health re: acceptance of a Nicotine Delivery Device mini-grant in the amount of \$5,000 from Health Resources in Action (Refer B&F)
11. Memorandum from Director of Public Works re: City Council approval of contract terms for upcoming RFP’s for Operation & maintenance in excess of the three years permitted by the standard requirement of MGL c. 30B (Refer B&F)
12. New Appointments:
 

|                         |              |                |
|-------------------------|--------------|----------------|
| Waterways Board         | TTE 02/14/18 | Liam O’Connell |
| Clean Energy Commission | TTE 02/14/18 | Paul McGeary   |

 (Refer O&A)
13. Gloucester Health Department’s 2015 Annual Report (Info Only)
14. Safe and Accessible Streets Policy (a/k/a “Complete Streets”) (Info Only)

• **COMMUNICATIONS/INVITATIONS**

1. Council President’s request to review City Clerk position & salary (Refer O&A and B&F)

2. Council President's request for stipend for Interim City Clerk (Refer B&F)
3. Invitation from the Office of Veterans' Services & the United States Veterans Council re: Memorial Day Parade & Ceremonies on May 30, 2016 (Info Only)
  - **APPLICATIONS/PETITIONS**
1. PP2016-008: Request from National Grid to install 1 SO Pole & new stub Pole 1616-50 on Middle Street (Refer P&D)
2. PP2016-009: Request from National Grid to install 11 JO Poles & one OH transformer on Bray Street (Refer P&D)
3. Special Events Application: Request to hold the Mother of Grace Fiesta on September 10-11, 2016 (Refer P&D)
  - **COUNCILORS ORDERS**
  - **APPROVAL OF MINUTES FROM PREVIOUS COUNCIL AND STANDING COMMITTEE MEETINGS**
1. City Council Meeting: 04/26/16 (Approve/File)
2. Special City Council Meeting: 05/03/16 (Approve/File)
3. Standing Committee Meetings: B&F 05/05/16 (under separate cover), O&A 05/02/16, P&D 05/04/16 (under separate cover) (Approve/File)

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

**Councilor Lundberg** asked to remove Item#13 under the Mayor's Report, the Gloucester Health Department's 2015 Annual Report in order to highlight that he recommended people read the annual report which is far reaching and positive. The Public Health Department is an asset to the city, he said.

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

**Committee Reports:**

**Budget & Finance: May 5, 2016**

COMMITTEE RECOMMENDATION: On motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council approve Special Budgetary Transfer 2016-SBT-18 in the amount of \$7,959.32 from Account #101000.10.211.51100.0000.00.000.00.051, Police-Uniform, Salary-Wage-Permanent Position to Account #101000.10.212.51300.0000.00.000.00.051 Police Investigation-Salary-Wages Overtime for the purpose of funding overtime for the Police Department's Investigation Division through June 30, 2016.

**DISCUSSION:**

**Councilor Memhard** explained that funding for this transfer is sourced from lag money due to a resignation of an officer in October 2105 who moved on to the State Police. The lag funds are needed for the department's Investigation Division's overtime budget to carry it through the end of FY16.

**MOTION: On motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, to approve Special Budgetary Transfer 2016-SBT-18 in the amount of \$7,959.32 from Account #101000.10.211.51100.0000.00.000.00.051, Police-Uniform, Salary-Wage-Permanent Position to Account #101000.10.212.51300.0000.00.000.00.051 Police Investigation-Salary-Wages Overtime for the purpose of funding overtime for the Police Department's Investigation Division through June 30, 2016.**

COMMITTEE RECOMMENDATION: On motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council approve Special Budgetary Transfer 2016-SBT-19 in the amount of \$3,600.00 from Account #101000.10.211.51950.0000.00.000.00.051, Police-Uniform, Career Incentive Pay, to Account #101000.10.211.53004.0000.00.000.00.052 Police-Uniform, EMT Tuition/Training, for the purpose of funding mandatory legal updates training for the Police Department through June 30, 2016.

**DISCUSSION:**

**Councilor Memhard** said that as more police officers are taking advantage of more opportunities this year it has cost a bit more because Gloucester's police officers have been attending great training classes relevant to the city necessitating this transfer to make that account whole to the end of FY16.

**MOTION: On motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, to approve Special Budgetary Transfer 2016-SBT-19 in the amount of \$3,600.00 from Account #101000.10.211.51950.0000.00.000.00.051, Police-Uniform, Career Incentive Pay, to Account #101000.10.211.53004.0000.00.000.00.052 Police-Uniform, EMT Tuition/Training, for the purpose of funding mandatory legal updates training for the Police Department through June 30, 2016.**

COMMITTEE RECOMMENDATION: On motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council approve Special Budgetary Transfer 2016-SBT-20 in the amount of \$4,621 from Account #101000.10.911.51870.0000.00.000.00.051, Pensions, Non-Contributory Pensions to Account #101000.10.543.57710.0000.00.000.00.057 Veterans Services, Ordinary Benefits for the purpose of funding Veterans benefits to June 30, 2016.

**DISCUSSION:**

**Councilor Memhard** said that before the Council is not only 2016-SBT-20, but 2016-SBT-21, and 2016-SBT-22 which are all related to the Veterans' Services accounts that are in deficit due to the successful efforts of Veterans' Agent Adam Curcuro and his assistant, Lucia Amero's outreach to Gloucester veterans. These transfers should take the benefits account to the end of FY16, he noted, and advised that the state reimburses the city this money at 75% but that there is a lag of about a year before the city receives the funds. He said that while Gloucester's Veterans' Services does outreach programs with Rockport and Manchester-by-the-Sea, it is important to note that these funds are exclusively for Gloucester's veteran's benefits.

**MOTION: On motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, to approve Special Budgetary Transfer 2016-SBT-20 in the amount of \$4,621 from Account #101000.10.911.51870.0000.00.000.00.051, Pensions, Non-Contributory Pensions to Account #101000.10.543.57710.0000.00.000.00.057 Veterans Services, Ordinary Benefits for the purpose of funding Veterans benefits to June 30, 2016.**

COMMITTEE RECOMMENDATION: On motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council approve Special Budgetary Transfer 2016-SBT-21 in the amount of \$3,472 from Account #101000.10.942.56200.0000.00.000.00.056, Assessments-Voke School Assessment, to Account #101000.10.543.57710.0000.00.000.00.057 Veterans Services, Ordinary Benefits for the purpose of funding Veterans benefits to June 30, 2016.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, to approve Special Budgetary Transfer 2016-SBT-21 in the amount of \$3,472 from Account #101000.10.942.56200.0000.00.000.00.056, Assessments-Voke School Assessment, to Account #101000.10.543.57710.0000.00.000.00.057 Veterans Services, Ordinary Benefits for the purpose of funding Veterans benefits to June 30, 2016.**

COMMITTEE RECOMMENDATION: On motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council approve Special Budgetary Transfer 2016-SBT-22 in the amount of \$19,900 from Account #101000.10.145.57420.0000.00.000.00.057, Treasurer/Collector-Property Insurance-General Liability Insurance, to Account #101000.10.543.57710.0000.00.000.00.057 Veterans Services, Ordinary Benefits for the purpose of funding Veterans benefits to June 30, 2016.

**DISCUSSION: None.**

**MOTION: On motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, to approve Special Budgetary Transfer 2016-SBT-22 in the amount of \$19,900 from Account #101000.10.145.57420.0000.00.000.00.057, Treasurer/Collector-Property Insurance-General Liability**

**Insurance, to Account #101000.10.543.57710.0000.00.000.00.057 Veterans Services, Ordinary Benefits for the purpose of funding Veterans benefits to June 30, 2016.**

COMMITTEE RECOMMENDATION: On a motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council under MGL c. 44, §53A accept federal grants in the amount of \$608,765 for the Community Development Block Grant Program from the U.S. Department of Housing and Urban Development for Program Year 2016/Fiscal Year 2017 and the HOME grant from the North Shore HOME Consortium for Program Year 2016/Fiscal Year 2017 in the amount of \$60,161.

**DISCUSSION:**

**Councilor Memhard** said that the city gets an annual entitlement from the U.S. Department of Housing and Urban Development (HUD), of about \$600,000 a year which has been going down 3% to 5% per annum. The grant budget breaks out to 20% for administration, 15% for public services and the rest goes into public facilities, economic development categories. Some of the various programs these funds are invested in are HAWC, the Grace Center, the Open Door, and Cape Ann Interfaith for rental assistance as examples. He noted two larger public facilities projects to benefit the city -- required Mass. Architectural Access Board handicap parking at City Hall at a cost of \$180,000 for this year; for some ADA access improvements at Stage Fort Park for \$24,200. Priorities are set each year for the city through an annual action plan to reset the priorities. Most of these funds are for low to moderate income families or low to moderate income areas, he said.

There are also annual HOME funds grant at about \$60,000. This year the priority set for the HOME funds grant is rental assistance.

**MOTION: On a motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, under MGL c. 44, §53A accept federal grants in the amount of \$608,765 for the Community Development Block Grant Program from the U.S. Department of Housing and Urban Development for Program Year 2016/Fiscal Year 2017 and the HOME grant from the North Shore HOME Consortium for Program Year 2016/Fiscal Year 2017 in the amount of \$60,161.**

COMMITTEE RECOMMENDATION: On a motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council under MGL c. 44, §53A accept a donation of \$46,000 from the Gloucester Fishermen Athletic Association for the purpose of helping to fund the Mattos Field Lighting Project, a joint effort of the Gloucester Women's Softball League and the city's Department of Public Works.

**DISCUSSION:**

**Councilor Memhard** said that this grant acceptance on behalf of the Mattos Field Lighting Project from the Gloucester Fishermen Athletic Association and the grant acceptance to immediately follow from the Gloucester fund epitomize the appropriate leveraging of CPA Fund grants to seek out further donations to reach project funding goals. The Gloucester Women's Softball League is in receipt of two grants totaling \$66,000 to help them complete the funding their goal of installing new bases and lighting poles at Mattos Field. It should be noted that the city's Department of Public Works is the GWSL's partner in this project.

**MOTION: On a motion by Councilor Memhard, seconded by Councilor Ciolino Orlando the City Council voted 9 in favor, 0 opposed, under MGL c. 44, §53A accept a donation of \$46,000 from the Gloucester Fishermen Athletic Association for the purpose of helping to fund the Mattos Field Lighting Project, a joint effort of the Gloucester Women's Softball League and the city's Department of Public Works.**

COMMITTEE RECOMMENDATION: On a motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council under MGL c. 44, §53A accept a donation of \$20,000 from the Gloucester Fund for the purpose of helping to fund the Mattos Field Lighting Project, a joint effort of the Gloucester Women's Softball League and the city's Department of Public Works.

**DISCUSSION: None.**

**MOTION: On a motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, under MGL c. 44, §53A accept a donation of \$20,000 from the Gloucester Fund for the purpose of helping to fund the Mattos Field Lighting Project, a joint effort of the Gloucester Women's Softball League and the city's Department of Public Works.**

COMMITTEE RECOMENDATION: On a motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council under MGL c. 44, §53A accept a federal grant of \$15,000 from Department of the Interior, National Park Service as passed through the Massachusetts Historical Commission for the purpose of supporting the City of Gloucester, MA Survey Update for Historical Inventory project.

**DISCUSSION:**

**Councilor Memhard** said is the second year the Gloucester Historical Commission has received these matching grants. The grant covers about 150 property or area forms of historical places. This grant cycle will add the equivalent of another 150 properties with a focus on getting more properties onto the National Historic Registry. The exact neighborhoods and properties are not decided until after Phase I of the project is completed. The Historical Commission is looking to get the area of Lane's Cove, Annisquam Village, part of Magnolia, the historical portion of Dogtown Common and Rocky Neck to be possibly designated as National Historic Registered Districts. He advised that placing a property or a district on the National Historic Register is an honorary designation to encourage people to preserve their properties. He said that property owners have the right to refuse the honorary designation, and it doesn't impede a homeowner's ability to do work on their property as they would see fit -- it is hoped that the homeowner/district would prefer to preserve their property in a historic manner. He said it was important to note that these are reimbursement grants, so the city fronts the money and the grants reimburse the city into an account set up by the City Auditor's department. The Dusky Foundation grant funds act as a local share match, which is the second grant the Council is asked to approve associated with this pass-through grant, he said.

**MOTION: On a motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, under MGL c. 44, §53A accept a federal grant of \$15,000 from Department of the Interior, National Park Service as passed through the Massachusetts Historical Commission for the purpose of supporting the City of Gloucester, MA Survey Update for Historical Inventory project.**

COMMITTEE RECOMMENDATION: On a motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council under MGL c. 44, §53A accept a private grant of \$15,000 from the Dusky Foundation for the purpose of supporting the City of Gloucester, MA Survey Update for Historical Inventory project.

**DISCUSSION: None.**

**MOTION: On a motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, under MGL c. 44, §53A accept a private grant of \$15,000 from the Dusky Foundation for the purpose of supporting the City of Gloucester, MA Survey Update for Historical Inventory project.**

COMMITTEE RECOMMENDATION: On a motion by Councilor Orlando, seconded by Councilor Ciolino, the Budget & Finance Committee voted 3 in favor, 0 opposed, to recommend that the City Council under MGL c. 44, §53A accept a Massachusetts Seaport Economic Council grant of \$151,000 for the purpose of supporting the city of Gloucester's Gloucester Fresh Seafood Innovation Program and its continued promotion and outreach efforts conducted by the city and its partners including but not limited to the Seafood Expo North America, Boston Seafood Festival, advertising, promotional events and demonstrations. This is a quarterly reimbursement grant with a contract ending date of June 30, 2017.

**DISCUSSION:**

**Councilor Memhard** highlighted that as a result of the extensive outreach spearheaded by the City's Economic Development Director and supported by the Mayor and her Administration, the city has met recently with a series of impressive successes from the city's participation for the second year at the Seafood Expo North America in March. This year's city booth was larger and had facilities for local businesses to conduct meetings which resulted in many business leads and opportunities for deals. Some of the most notable successes is the launching of the city's fresh fish branding, "Gloucester Fresh," and a supporting website; many media mentions of the city and its fishing fleet; the overwhelming success of the 99 Restaurant chain featuring Gloucester haddock on its menus and its highlighting the Gloucester Fresh logo on its menus as well; a recent visit of a delegation of Chinese seafood dealers and processors who toured the city's seafood facilities and did deals right on the spot. These seafood professionals were interested in Gloucester lobsters, other fresh products up to and including the invasive green crab. The recent successes are too numerous to list, and can be found as part of the B&F Committee's minutes of May 5. He said this grant acceptance will keep the city's maritime economy in the forefront. He said it was with pleasure that he urged his fellow Councilors to support the acceptance of this \$151,000 grant from the Seaport Economic Council which previously was known as the Seaport Bond Council. He noted that this group is now moving forward supporting the expansion of maritime jobs and programs rather than concentrating on marine infrastructure.

**Council President Ciolino** said that Seaport Bond Council funds have done bricks and mortar projects like now underway on Stacy Boulevard. He said the Community Development Department has made a transition and that there is money available to promote the city and its maritime industries. It is encouraging to see Gloucester receive this funding, he said.

**MOTION: On a motion by Councilor Memhard, seconded by Councilor Orlando, the City Council voted 9 in favor, 0 opposed, under MGL c. 44, §53A accept a Massachusetts Seaport Economic Council grant of \$151,000 for the purpose of supporting the city of Gloucester's Gloucester Fresh Seafood Innovation Program and its continued promotion and outreach efforts conducted by the city and its partners including but not limited to the Seafood Expo North America, Boston Seafood Festival, advertising, promotional events and demonstrations. This is a quarterly reimbursement grant with a contract ending date of June 30, 2017.**

#### **Ordinances & Administration: May 2, 2016**

**Councilor LeBlanc** announced that the matter related to Council Order 2016-023 for three reserve parking spaces in front of 201 Main Street for the new Veterans' Clinic will now be taken up on Monday, May 16 rather than be continued to June 6. The Traffic Commission will hold a special meeting on Thursday, May 12 to take this matter up in order to make a recommendation to the O&A Committee. It is anticipated there will be a public hearing on this matter on Tuesday, May 24.

**COMMITTEE RECOMMENDATION:** On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that the City Council accept the withdrawal of Stephen Pardee's reappointment to the City Hall Restoration Commission.

#### **DISCUSSION:**

**Councilor LeBlanc** explained that the O&A Committee was in receipt of a memo from the Administration acknowledging that Mr. Pardee did not wish to continue to serve on the City Hall Restoration Commission and asked that his name be withdrawn from consideration. Council President Ciolino thanked Mr. Pardee for his years of service to the city.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted 9 in favor, 0 opposed, to accept the withdrawal of Stephen Pardee's reappointment to the City Hall Restoration Commission.**

**COMMITTEE RECOMMENDATION:** On a motion by Councilor O'Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that the City Council forward a request to MassDOT to be accompanied by the Traffic Commission Speed Study and the Certificate of Vote of the City Council to approve a speed limit of 20 m.p.h. on Rockport Road from the intersection of Thatcher Road northeasterly to its intersection with Beachland Avenue.

**DISCUSSION:**

**Councilor LeBlanc** said that a traffic study by the Traffic Commission revealed that most drivers drive at about 25 mph in this area, but that due to so many pedestrians walking this street during the summer, it was strongly recommended that the Council pursue a lowering of the speed limit from MassDOT in this particular area.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted 9 in favor, 0 opposed, to forward a request to MassDOT to be accompanied by the Traffic Commission Speed Study and the Certificate of Vote of the City Council to approve a speed limit of 20 m.p.h. on Rockport Road from the intersection of Thatcher Road northeasterly to its intersection with Beachland Avenue.**

COMMITTEE RECOMMENDATION: On a motion by Councilor O'Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that the City Council forward a letter to MassDOT requesting that there be a crosswalk installed on Eastern Avenue in the vicinity of Pond Road and the adjacent shopping area north of Pond Road to assist persons crossing Eastern Avenue (Route 127) (from the northwest corner of the property at 237 Eastern Avenue to the northeast corner of 200 Eastern Avenue), and that the request be accompanied by the Certificate of Vote of the City Council.

**DISCUSSION:**

**Councilor Memhard**, who brought this matter up to the O&A Committee, said that this was a constituent request, with CATA bus discharge point on the side of Eastern Avenue on the Rockport side, with pedestrians crossing to Pond Road. With the new businesses, including the Common Crow, it is appropriate to once again ask for the installation of a crosswalk at this location, he said.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Gilman, the City Council voted 9 in favor, 0 opposed, to forward a letter to MassDOT requesting that there be a crosswalk installed on Eastern Avenue in the vicinity of Pond Road and the adjacent shopping area north of Pond Road to assist persons crossing Eastern Avenue (Route 127) (from the northwest corner of the property at 237 Eastern Avenue to the northeast corner of 200 Eastern Avenue), and that the request be accompanied by the Certificate of Vote of the City Council.**

COMMITTEE RECOMMENDATION: On a motion by Councilor O'Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that the City Council appoint Assistant City Clerk, Joanne Senos, as the Interim City Clerk effective retroactively to May 1, 2016.

**DISCUSSION:**

**Council President Ciolino** said on the Consent Agenda there is a referral to O&A and B&F to go over the job description and pay grade for the position of City Clerk, and check with area communities as to how they handle the position. He said they are fortunate to have Ms. Senos in the interim. There will be no rush and the Council will take their time to find a new City Clerk, he noted.

**COMMITTEE RECOMMENDATION: On a motion by Councilor LeBlanc, seconded by Councilor Cox, the City Council voted 9 in favor, 0 opposed, to appoint Assistant City Clerk, Joanne Senos, as the Interim City Clerk effective retroactively to May 1, 2016.**

**Planning & Development: May 4, 2016**

**Councilor Lundberg** advised there were no matters for Council Action under this heading. Other matters from the May 4 meeting would come under Public Hearings, he noted.

**Scheduled Public Hearings:**

1. **PH2016-015: Amend GCO Appendix C, “the Personnel Ordinance” at Appendix A “the Classification Plan” by ADDING the created position of “Deputy Harbormaster,” and Amend Appendix B of the Personnel Ordinance, “the Compensation Plan,” by ADDING, “The Deputy Harbormaster at the level of M-6,” and under City Charter Sec. 7-2, whether the City Council should approve the reorganization plan of the Harbormaster’s Department as submitted to the Council by the Mayor**

**This public hearing is opened at 8:08 p.m.**

**Those speaking in favor:**

**Tony Gross**, 18 Nashua Ave., Waterways Board chairman, explained that he was in favor of the reorganization of the Harbormaster’s Department. He advised that a management report was done on the Harbormaster’s Department (on file). The review brought to light that departments around the state have converted to the department model before the Council that is effective and takes a team approach. He said this structure also offers more effective management of the department by creating a strong link between the field (on the water) and the office, he pointed out. This also enables two people in the field who in the off season are on shore to plan with their part-time staff for the coming season and the in-depth administration of the department, he added. He acknowledged that there have been issues with dormant moorings and this reorganization will be a major step towards resolving that issue. He noted that the renewals for moorings will be done through the Harbormaster and Deputy Harbormaster who have a close connection to the field and the office. There will be two people in the office in a position of authority, so it won’t be impactful should one or the other is absent or on the water. A deficiency from the review was that office hours weren’t user friendly, he said, and there will now be two people authorized to be in a position of authority to speak to and be available to the public. He pointed to the six members of the Waterways Board present as well as a former member which he said speaks to the backing and support that the Board has for this reorganization of the Harbormaster’s Department.

**Cate Banks**, 732R Washington St., former Waterways Board member, said in 1993 she came before the Council many times during the transition of moving the Harbormaster’s position to a civilian position which she offered was an important step for the Harbormaster’s Department. She said the reorganization before the Council is the next big step and is very important. When on the Board, she visited the Town of Chatham’s Harbormaster’s Department which had instituted the same model which was shown to be very effective there and was most impressive. She reminded the Council that Gloucester has 62 miles of waterfront, and expressed her support for the reorganization.

**Ralph Pino**, 56 Ye Old County Rd., Vice-Chair of the Waterways Board, said that he supported the reorganization which brings the Harbormaster’s Department management forward into a new, modern model. He said the current model has a clerk in the office separated from the water, and it became clear they don’t need a clerk doing routine administration that can be handled with technology. He said once the newly reorganized and fully staffed Harbormaster’s Department is in place there will be a new control over the city’s waterfront – the mooring lists and general management. He mentioned he spent a great deal of time with the Manchester Harbormaster who had instituted a similar model that heralded a new era for that department as he said he believes it will for Gloucester’s Harbormaster’s Department.

**Those speaking in opposition: None.**

**Communications: None.**

**Councilor Questions:**

**Councilor O’Hara** reiterated that with this institution of a reorganization of the Harbormaster’s Department and the addition of the Deputy Harbormaster position, it will help open the Harbormaster’s office seven days a week to provide better service to the public.

**Council President Ciolino** discussed with **Mr. Gross** moving the responsibilities of the former clerk position into a new Deputy Harbormaster job position, and that the Harbormaster’s job description was only changed slightly to add reinforcement that the successful candidate should have a technology skill set. **Council President Ciolino** asked what the Waterways Board’s plans are should the reorganization is approved. **Mr. Gross** said that in order for this reorganization to be enacted immediately to allow the Board to advertise for the jobs of Harbormaster and Deputy Harbormaster, and for the reorganization to be implemented immediately the Board would ask the Council to make a declaration of an emergency. He expressed his hope that the city would be able to advertise and get as many qualified candidates for both positions as they can. He noted that the Code of Ordinances and State law says that a Harbormaster shall be appointed to a term of three years and is the same for the position of a Deputy or Assistant Harbormaster. He said that MGL c.102, §19 which he noted expressed the three year term as he has stated, and that, “...appointed by the Mayor after consultation with the Waterways Board and confirmed by the City Council.” He said that is the process, but pointed out that the Waterways Board is comprised of volunteers, but

expressed his hope to get the job out as soon as possible and have the new Harbormaster and Deputy Harbormaster in place by June 30. He expressed his concern for the short timeframe saying that it is up to the Administration how this hiring process is managed. **Council President Ciolino** said they would have to advertise the Harbormaster's and Deputy Harbormaster's job 30 days from because he advised that an emergency order wouldn't be an appropriate use of an emergency order vote by the Council at this time. **Mr. Gross** said the Harbormaster job was posted internally on May 3. He and Council President Ciolino discussed the FY17 Harbormaster's Department budget briefly to ensure it accounts for the new position of Deputy Harbormaster and the new Harbormaster's compensation and benefits. The Mayor does the hiring and the process is up to the Mayor, **Mr. Gross** advised. Responding to **Council President Ciolino's** telling Mr. Gross he's heard concern expressed that there are already candidates in line for the Harbormaster's position, **Mr. Gross** said knows of no preconceived ideas of who the Harbormaster will be -- that it is a high profile job and the appointment is important. **Council President Ciolino** said he hoped that three candidates will be recommended for the Harbormaster and the Deputy Harbormaster's positions each for the Mayor and the Waterways Board to choose from. **Mr. Gross** expressed his agreement. Councilor LeBlanc is the Council liaison to the Waterways Board and as such is a part of the search process, **Mr. Gross** reminded the Council President.

**This public hearing is closed at 8:23 p.m.**

COMMITTEE RECOMMENDATION: On a motion by Councilor O'Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, in connection with the Harbormaster's Department Reorganization Plan, to recommend that the City Council accept the amended Harbormaster's position job description as presented to the City Council on April 12, 2016 and with a revision submitted to the Council, date and time stamped April 27, 2016.

#### **DISCUSSION:**

**Councilor LeBlanc** said all this motion acknowledges that the Administration amended the Harbormaster's job description from what was originally forwarded to the Council for its consideration. He added he would support the reorganization overall especially in light of his role as Council liaison to the Waterways Board. He said this is a well thought out process that has taken months to come forward. He pointed out that the sign at Grant Circle has a sign that says, "America's Oldest Seaport," but that part of that statement needs to be brought up to date -- this is a big thing for Gloucester.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted by ROLL CALL 9 in favor, 0 opposed, in connection with the Harbormaster's Department Reorganization Plan, to accept the amended Harbormaster's position job description as presented to the City Council on April 12, 2016 and with a revision submitted to the Council, date and time stamped April 27, 2016**

COMMITTEE RECOMMENDATION: On a motion by Councilor O'Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, in connection with the Harbormaster's Department Reorganization Plan, to recommend that the City Council Amend the Personnel Appendix A and B of Section 4 of the Personnel Ordinance designated as Appendix C of the Gloucester Code of Ordinances as follows:

1. That Appendix A, Classification Plan, be amended adding the position of "Deputy Harbormaster";
2. That Appendix B, Compensation Plan, be amended by setting the compensation for said position of "Deputy Harbormaster" for GMAA Pay Grade M6.

#### **DISCUSSION:**

**Councilor LeBlanc** explained that this motion amends the Personnel Ordinance of the Code of Ordinances to now include the position of Deputy Harbormaster and setting the paygrade for that position.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted by ROLL CALL 9 in favor, 0 opposed, in connection with the Harbormaster's Department Reorganization Plan, to Amend the Personnel Appendix A and B of Section 4 of the Personnel Ordinance designated as Appendix C of the Gloucester Code of Ordinances as follows:**

1. **That Appendix A, Classification Plan, be amended adding the position of “Deputy Harbormaster”;**
2. **That Appendix B, Compensation Plan, be amended by setting the compensation for said position of “Deputy Harbormaster” for GMAA Pay Grade M6.**

COMMITTEE RECOMMENDATION: On a motion by Councilor O’Hara, seconded by Councilor Nolan, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that the City Council accept the Harbormaster Department Reorganization Plan based on the chart as submitted to the City Council in accordance with the City Charter Sec. 7-2.

**DISCUSSION:**

**Councilor LeBlanc** gave the Council a brief description of the reorganization chart to the Council and said this new structure is not what the Harbormaster’s Department has functioned under. This will tighten up the management of that department, he said.

**Councilor Memhard** acknowledged the hard work of the Waterways Board and the 16 year tenure of Harbormaster Jim Caulkett. He advised that the work of the Harbormaster’s Department is very important for the city -- Gloucester’s harbor is an economic engine for the city. He said it is important to strike a balance and this reorganization acknowledges that. This is about moorings, about being visitor friendly, but most importantly, it is about a balance between the city’s commercial fisheries and their use of the waterways and that of the recreational fisheries and boating and their access and use of the waterways. Gloucester Harbor is a unique and special asset, eh said, and that under leadership of the Waterways Board and a new Harbormaster and Deputy Harbormaster; the city will reap the bounty of this reorganization.

**Councilor Gilman** noted she was present when the consultant’s report was presented to the Waterways Board, and said that these actions being taken are showing real progress. She also expressed her appreciation for the work of the Waterways Board.

**Councilor Orlando** said it is important that the city be more customer friendly throughout all its departments, and that this reorganization will do just that for the Harbormaster’s Department.

**Council President Ciolino** said that he was impressed that the entire Waterways Board was present to show their support for the Harbormaster’s Department reorganization and expressed his support for the reorganization.

**MOTION: On a motion by Councilor LeBlanc, seconded by Councilor Nolan, the City Council voted by ROLL CALL 9 in favor, 0 opposed, to accept the Harbormaster Department Reorganization Plan based on the chart as submitted to the City Council in accordance with the City Charter Sec. 7-2.**

2. **PH2016-008: Amend GZO to correct a grammatical error and several critically important sections that were inadvertently omitted to Sec. 5.27 et al entitled, “Medical Marijuana Treatment Centers and Medical Marijuana Cultivation Facilities**

**This public hearing is opened at 8:31 p.m.**

**Those speaking in favor:**

**Gregg Cademartori**, Planning Director, explained that (1:29) they recently went through a recodification only adopted two sections of Section 5.27 and balance not adopted in 2013 at public hearing. The revised version is in front of the Council recommended by the Planning Board reinstating the balance of the ordinance with minor revisions 5.27.2 dealt with preamble language which wasn’t necessary as well as addressing the annual review . April 28 recommendation and reviewed at the P&D Committee last week.

**Joel Favazza**, Attorney, Seaside Legal Solutions, 111 Main St. and representing Happy Valley Ventures, a company whom he said are hoping to come forward for a special permit upon passage of the Zoning Ordinance amendment, advised that he, on behalf of his client, participated in the conversation at the Planning Board. He said this addition to the Zoning Ordinance is appropriate and will make clear what the role the city plays. He said that in addition, noting that anyone who files an application with the Council has already jumped through hoops at the state level, the Council can be assured that an applicant under this section of the Zoning Ordinance would come to the Council fully vetted. He urged Council support for the Zoning Amendment.

**Nadina Wilk**, 5 Brierwood St., co-owner of 8 Kondelin Road and co-owner of Glasstech Boat Service at that address (written statement placed on file). She explained that Kondelin Road is one of the two industrial parks in the city. She spoke of a boat service facility for 2 ½ years at that location. She said she and her co-owner want to expand their business site by expanding their current parcel which has space in the front of the lot which could be

developed as a site for a medical marijuana dispensary facility which in turn would help grow the Kondelin Road Industrial Park. She asked Kondelin Industrial Park be treated equally and to seek to treat the city's industrial parks equally.

**Those speaking in opposition: None.**

**Communications: None.**

**Councilor Questions:**

**Councilor Gilman** said that the P&D Committee went through this zoning amendment and asked if the zoning is for both industrial parks in the way it is presented to the Council. **Mr. Cademartori** said what was adopted in 2013 identified only Blackburn Industrial Park, but further zoning will be addressed in coming months. There was no suggested change in the current revision to include Kondelin Road, and is just referencing the Blackburn Industrial Park for the purpose of the recommendation of the Planning Board.

**This public hearing is closed at 8:39 p.m.**

COMMITTEE RECOMMENDATION: On a motion by Councilor Cox, seconded by Councilor Gilman, the Planning & Development Committee voted 3 in favor, 0 opposed, to recommend that the City Council accept the proposed amendments to the Gloucester Zoning Ordinance section 5.27 and section VI related to medical marijuana treatment centers and medical marijuana cultivation facilities as is included in the Planning Board memo dated April 28, 2016 to the City Council and attached hereto by incorporation and reference.

#### **DISCUSSION:**

**Councilor Lundberg** explained when this Zoning Ordinance was introduced it was to correct omissions from three years ago and said that the corrections are consistent with state law and so it is recommended by P&D.

**MOTION: On a motion by Councilor Lundberg, seconded by Councilor Cox, the City Council voted by ROLL CALL 9 in favor, 0 opposed, to accept the proposed amendments to the Gloucester Zoning Ordinance section 5.27 and section VI related to medical marijuana treatment centers and medical marijuana cultivation facilities as is included in the Planning Board memo dated April 28, 2016 to the City Council and attached hereto by incorporation and reference.**

Upon passage of the Zoning Ordinance amendment to Sec. 5.27, **Councilor Nolan** proposed to amend the Gloucester Zoning Ordinance Use Table Section 2.3.2 Community Service Uses, Use Numbers 15 and 16 by ADDING the allowance in the GI (General Industrial) to CCS, and amending footnote #4 by ADDING a second sentence as follows:

“(4) in accordance with restrictions set out in Section 5.27. Such use allowance in the General Industrial District shall be limited to the Kondelin Road GI District.”

The motion was seconded by **Councilor Lundberg**.

**Councilor Nolan** explained that this is to add Kondelin Road Industrial Park and that he understands it is allowed within the scope of the public hearing to do so.

**Council President Ciolino** said this was a separate motion. **Councilor Cox** called for a point of order. **Mr. Cademartori** said that if there is consideration of another district, it was brought up at the Planning Board public hearing but is not part of the recommendation of the Board.

**Councilor Cox** asked for and received a five minute recess of the Council at 8:44 p.m. The Council reconvened at 8:47.

**MOTION: On a motion by Councilor Cox, seconded by Councilor LeBlanc, the City Council voted 9 in favor, 0 opposed to reconsider its vote to accept the proposed amendments to the Gloucester Zoning Ordinance section 5.27 and section VI related to medical marijuana treatment centers and medical marijuana cultivation facilities as is included in the Planning Board memo dated April 28, 2016 to the City Council and attached hereto by incorporation and reference.**

**MOTION PASSES.**

**Councilor Lundberg** moved to send the matter back to the P&D Committee to reconsider and vote on an amended motion. The motion was seconded by **Councilor Cox**.

## DISCUSSION

**Mr. Cademartori** said if there is a consideration for a change of the Use Table that should be initiated as an amendment to the Planning Board as it wasn't included in the original notice from General Counsel to amend the use table. Although this matter was raised at the Planning Board, it couldn't be piggybacked on the public hearing. If the Council wants to consider district boundaries or changes to the use table it would need to be forwarded by referral, he advised. A change in GZO Section 2 as well that deals with the definition of Business Park is being advertised for public hearing for the Planning Board and will be in front of the Council in four weeks. He said going back to P&D to reconsider GZO Sec. 5.27 will not serve the purpose.

**Bruce Tobey**, Attorney with Pannone, Lopes, Devereaux & West, LLC, of White Plains, NY and Boca Raton, FL, representing a client, Mayflower Medicinal, said as advertised for the just concluded public hearing there is room to do what Councilor Nolan has shared and would bridge the gap in order to just include Kondelin Road without bringing the GI district into the eligible zone. He said it is within the right of Councilor Nolan that this can be taken up and doesn't need readvertised. He suggested the matter could go back to P&D or be taken up now by reconsidering and reopening the public hearing.

**Mr. Favazza** expressed his support for Councilor Nolan's amendment if it is handled through proper channels by being referred to the Planning Board and the P&D Committee. He said the matter needs to be vetted on a separate track. He reminded the Council that his client is a potential applicant for a Special Council Permit that is ready to come forward upon the passage of the amendments to GZO Sec. 5.27. He expressed his disagreement with Mr. Tobey's assertion that the amendment to the use table is acceptable to be taken up now by the Council as there is no mention of Kondelin Road and was outside the scope of what is advertised and discussed with regards to the just closed public hearing. He reiterated that the Council should pass the Zoning Ordinance amendment to Sec. 5.27 as proposed at the Planning Board, recommended to the P&D Committee and as presented at the Council this evening, and that the Council then seek to amend the Zoning Ordinance definition of Business Park and/or amend the use table.

**Councilor Lundberg** said he took issue with the opinion in that in accepting the proposal as included in General Counsel's memo of April 28, it starts with the use table and referenced the use table in the following language for changes to GZO Sec. 5.27 and so the use table amendment is plausible now. He said they just can't refer to the Planning Board memo because it includes a reference to the use table. The matter of amending the use table should be referred back to P&D and do proper notice.

**Councilor Cox** expressed her agreement with Mr. Favazza in that Councilor Nolan's amendment is a change to the entire process and should be readvertised starting with the Planning Board. They can finish their vote regarding GZO Sec. 5.27, and the amendment Councilor Nolan is speaking to should go through the entire appropriate vetting process. It wasn't discussed to make Kondelin Road a place for the medical marijuana treatment centers and medical marijuana facilities. She encouraged that the Council vote to accept the Planning Board recommendation and that this matter by Councilor Nolan be handled on a separate track.

**Councilor Orlando** expressed concern that the use table is referenced in the Planning Board memo but the language is at odds for what is the definition of a Business Park and that Kondelin Road isn't a business park according to the ordinance. He said they could pass one and send the other for the appropriate bodies without holding up one of the business parks. He asked procedurally if they were to vote again in favor of the amendment to GZO 5.27 what would be left to do for Kondelin Road to become a part of the use table. **Council President Ciolino** said that it would go to the Planning Board and then P&D Committee. **Councilor Orlando** asked what prejudice exists for an applicant applying with respect to Kondelin Road if the Council passes the amendment to GZO Sec. 5.27 allowing in Blackburn Industrial Park tonight, or if they wait what that allows.

**Council President Ciolino** said that Councilor Nolan's proposed amendment to GZO Sec. 2.3.2 is changing the use table to include Kondelin Road and is a separate issue from GZO Sec. 5.27. Amending the use table to include Kondelin Road would take several months by the time it goes to P&D, referred to the Planning Board who will hold a public hearing, and then to conduct advertised public hearing by the Council. **Mr. Cademartori** advised that the current amendment would be heard at the first meeting of the Planning Board in June that it could be then taken up at the June 22 P&D meeting and could take it up then to be recommended to the Council at a June 28 public hearing. The Business Park matter would be cleared up in the same timeframe, he said.

**Mr. Tobey** said this isn't a competition between his client and Mr. Favazza's, but a question of opportunity for Gloucester. Mayflower Medicinal hasn't cleared the second process with the state yet. It is about perfecting the development opportunity so that it can be done quickly and that he would look for a quick resolution. If this matter is before the Council by the end of June he said he can keep folks moving forward.

**Mr. Favazza** said that the Council can wrap up the Blackburn Industrial Park issue by retaking their vote.

**Councilors Cox** and **Lundberg** voiced their agreement that the Council should vote on the amendment to GZO Sec. 5.27. The vote of referral was set aside by the Council.

**Councilor Lundberg** then brought forward the original motion to amend GZO Sec. 5.27 as follows:

COMMITTEE RECOMMENDATION: On a motion by Councilor Cox, seconded by Councilor Gilman, the Planning & Development Committee voted 3 in favor, 0 opposed, to recommend that the City Council accept the proposed amendments to the Gloucester Zoning Ordinance section 5.27 and section VI related to medical marijuana treatment centers and medical marijuana cultivation facilities as is included in the Planning Board memo dated April 28, 2016 to the City Council and attached hereto by incorporation and reference.

DISCUSSION: None.

**MOTION: On a motion by Councilor Lundberg, seconded by Councilor Cox, the City Council voted by ROLL CALL 9 in favor, 0 opposed, to accept the proposed amendments to the Gloucester Zoning Ordinance section 5.27 and section VI related to medical marijuana treatment centers and medical marijuana cultivation facilities as is included in the Planning Board memo dated April 28, 2016 to the City Council and attached hereto by incorporation and reference.**

**MOTION: On a motion by Councilor Lundberg, seconded by Councilor Cox, the City Council voted 9 in favor, 0 opposed, to refer to the Planning & Development Committee and the Planning Board the matter of a proposed amendment the Gloucester Zoning Ordinance Use Table Section 2.3.2 Community Service Uses, Use Numbers 15 and 16 by ADDING the allowance in the GI (General Industrial) to CCS, and amending footnote #4 by ADDING a second sentence as follows:**

**“(4) in accordance with restrictions set out in Section 5.27. Such use allowance in the General Industrial District shall be limited to the Kondelin Road GI District.”**

**3. PH2016-013: Amend GZO re: New Wireless Communications Facilities Ordinance Sec. 5.13**

This public hearing is opened at 9:08 p.m. and was continued by the Council President to June 28, 2016.

**4. PH2015-061: Acceptance of roadways as public ways in accordance with MGL Chapter 85 and GCO Sec. 21-1**

This public hearing is opened at 9:09 p.m. and was continued by the Council President to July 12, 2016.

**For Council Vote: None.**

**Unfinished Business: None.**

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

Update on Downtown Development Commission postponed due to Councilor Cox's absence to May 24.

**Councilors' Requests to the Mayor:**

**Councilor Gilman** said she and Councilor Nolan Lanesville community Center on Open Space, Stephen Winslow, Senior Project Manager with the Community Development Department, and Larry Durkin, City Environmental Engineer, will be present and Nick Collin who is part of the Cape Ann Trail Stewards. She announced that the MBTA will add several new train lines coming out of Rockport and said that several Ward 4 residents wrote letters to the Mayor and Cape Ann Transportation Authority, and CATA in response to the request of the residents, has changed their schedule to accommodate the work schedule for many Lanesville residents who couldn't get to the Gloucester train station in time. This will be effective May 24, she said. She also noted that on Saturday, May 14 there will be an arts festival the Gloucester Education Foundation and Gloucester Public Schools.

**Councilor Memhard** thanked the Administration and Council for the public celebration on Friday for Save Our Shores which held a ribbon cutting on their newly acquired property on Atlantic Road; and to the Sawyer Free Library which celebrated their incorporators last evening. He noted that event that the Mayor voiced her support for the library and that former Councilor McGeary is now very involved in the strategic planning for the Library for state grants for a replacement library facility.

**Councilor Cox** congratulated Maggie Rosa and Roger Armstrong who received the Rotary Club's Paul Harris Award, it's most prestigious honor. She advised that on Thursday evening, May 12 is the Empty Bowl annual fundraiser for the Open Door at Cruiseport.

**Councilor Lundberg** reminded Little River Restoration ribbon cutting will take place at 10 a.m. on Monday, May 23 on Essex Avenue, which is the result of a great partnership of many agencies.

**Council President Ciolino** also expressed his congratulations to Maggie Rosa and Roger Armstrong on their Paul Harris Rotary Award.

**Councilor LeBlanc** reminded the Council that this Saturday there will be an open house at the U.S. Coast Guard Station on Harbor Loop.

**A motion was made, seconded and voted unanimously to adjourn the meeting at 9:15 p.m.**

**Respectfully submitted,**

*Dana C. Jorgensson*  
**Clerk of Committees**

**DOCUMENTS/ITEMS SUBMITTED AT MEETING:**

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