

GLoucester City Council Meeting

Tuesday, October 12, 2010

7:00 p.m.

Kyrouz Auditorium – City Hall

Council Meeting 2010-22

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

**Absent:** None.

**Also Present:** Linda T. Lowe; Judy Masciarelli; John Carollo; Russell Hobbs; Joseph Grace; Patti Amaral; Attorney Michael Faherty; Kerrie Donahue; Accursio Sanfilippo; Michael Nimon

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

**Flag Salute and Moment of Silence.**

**Oral Communications: None.**

**Councilor Hardy** announced that the applicants for the Special Council Permit on Hesperus Avenue, #82 has been requested to be withdrawn by the attorney for the applicants; and there would be no public hearing on the matter this evening. When they reach that point in the agenda, a motion will be made whether or not to allow the withdrawal.

**Councilors' Requests to the Mayor: All Councilor requests have been received in writing and forwarded to the office of the Mayor.**

**Confirmation of Appointments:**

**Councilor Theken** relayed that the Committee questioned the two potential appointees to their respective Committee and Board as to their background and qualifications, desire to serve the community as well as their familiarity with the Open Meeting Laws. They were also asked if they had taken their State Ethics exam, and filed appropriately with the City Clerk's office.

Open Space and Recreation Committee TTE 02/14/2012      Patty Amaral

**MOTION:** On motion by Councilor Mulcahey, seconded by Councilor Tobey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council the appointment of Patti Amaral to the Open Space and Recreation Committee, TTE 02/14/2012.

**MOTION:** On motion by Councilor Theken, seconded by Councilor Tobey, the City Council voted 9 in favor, 0 opposed to appoint Patti Amaral to the Open Space and Recreation Committee, TTE 02/14/2012.

Zoning Board of Appeals                      TTE 02/14/2011      Michael Nimon

**MOTION:** On motion by Councilor Mulcahey, seconded by Councilor Tobey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council the appointment of Michael Nimon to the Zoning Board of Appeals, TTE 02/14/2011.

**MOTION: On motion by Councilor Theken, seconded by Councilor Tobey, the City Council voted 9 in favor, 0 opposed to appoint Michael Nimon to the Zoning Board of Appeals, TTE 02/14/2011.**

**Consent Agenda:**

• **MAYOR'S REPORT**

1. Memorandum from the DPW Director re: Supplemental Appropriation Request (#2010-SA-1) in the amount of \$50,000.00 (Refer B&F)
2. Memorandum from Police Chief re: Acceptance of a "Secure our Schools" Grant in the amount of \$38,888.00 (Refer B&F)
3. Memorandum from CAO re: permission to pay expenses incurred in FY01 by former Commission Volunteer Coordinator with FY11 funds (Refer B&F)
4. Memorandum from the DPW Director re: Acceptance of a donation of 100 toilet seats for Gloucester Public School buildings from the Carroll K. Steele Insurance Agency (Refer B&F)
5. Memorandum from the DPW Director re: MA Dept. of Environmental Capital Improvement Grant for Medium And Large Public Water Systems (Refer B&F)
6. Memorandum from Comm. Dev. Director re: Community Preservation Committee's recommendations on the first round of project applications for the Community Preservation Act funding (Refer B&F)
7. Appointments: Historical Commission (TTE 02/14/2012) Jeff Crawford (Refer O&A)  
Clean Energy Commission (TTE 02/14/2012) Candace Wheeler (Refer O&A)

• **APPLICATIONS/PETITIONS**

1. SCP2010-015: Kirk Road #9, GZO Sec. 5.5.4 Lowlands (Refer P&D)

• **APPROVAL OF MINUTES**

1. City Council Meeting: 09/28/10 (Approve/File)
2. Standing Committee Meetings: O&A 10/04/10; P&D 10/06/10; B&F 10/07/10 (under separate cover) (Approve/File)

• **COMMUNICATIONS**

1. Petition of 64 signatures submitted by Gail B. Misk re: removal of outdoor cameras from City of Glou. (Refer Admin & B&F)
2. Letter to Council President Hardy re: Music in City Hall (Refer DPW)

• **INVITATION**

1. Amvets Department of MA "Pilgrim's Award" for Community Service and Legislative Achievement to John A. "Gus" Foote (Info Only)

• **ORDERS**

1. CC2010-070 (McGeary) Amend GCO Sec. 22-287 "Disabled veteran, handicapped parking re: East Main Street #267 (Refer O&A & TC)
2. COM2010-071 (Mulcahey) Amend GCO Sec. 22-287 "Disabled veteran, handicapped parking by deleting: Addison Street (opposite #28), designated as one (1) handicapped parking space (No Referral Required)
3. CC2010-072 (McGeary) Amend GCO Sec. 22-269 "Stop Intersections" re: Bass Rocks Rd. at its intersection with Atlantic Road (Refer O&A & TC)
4. CC2010-073 (Tobey) Enact ordinance amending GCO Ch. 8, Article II, §8-16 and §8-17 re: process of selection of Fire Chief (Refer O&A)
5. CC2010-074 (Verga) Permitting process for use of City Property (Refer P&D)
6. CC2010-075 (Ciolino) Amend Chapter 11, Hawkers And Peddlers, And Transient Vendors (Refer O&A)

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

**Councilor Ciolino** wished to remove Item #6 under "Orders", CC2010-075 Amend Chapter 11, Hawkers And Peddlers, And Transient Vendors from the Consent Agenda.

**Councilor Ciolino** stated that he had put an order in with Councilor Foote one year ago, which never went forward. They're now resurrected the order to put it forward once again. In working with Councilor Mulcahey, they've come to an opinion that the order should be amended so that Item #2 should read, "with the exception of St. Peter's Fiesta week", not weekend, as Fiesta now starts earlier. A new amendment would delete that spot entirely. So Item #2 in the order is to delete that spot in St. Peter's Park; and then conducting business would stay the same, by friendly amendment.

**Councilor Theken** asked why this was being referred back and wished for clarification.

**Councilor Ciolino** noted they are talking about two issues, one being the spot by St. Peter's Park; the way the ordinance reads that the vendor on Fiesta week does not go there on the weekend. Since the

Fiesta now starts earlier, he wanted to make the suggestion to change it so there would be no vendor for the entire week of Fiesta, starting from that Monday through that Sunday.

**By unanimous consent the order was amended.**

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

**For Council Vote:**

1. Warrant for State Election – November 2, 2010

**MOTION: On motion by Councilor Whynott, seconded by Councilor Mulcahey, the City Council voted 9 in favor, 0 opposed to approve or accept the Commonwealth of Massachusetts Warrant for State Election of November 2, 2010.**

The Council then signed the warrant.

**Addendum to Mayor's Report:**

**Councilor Hardy** explained the City Clerk's office is in receipt of a late addendum to the Mayor's Report for two grant applications awards for FEMA/Citizens Group, known as CERT. Grant monies are being offered at this point, already approved at B&F to allow them to make the application. The grant has now been offered to the Gloucester CERT and would like to get this referred to P&D this coming Thursday evening so that the matter can come back to the Council at their special City Council/School Committee meeting the following week. Some of these monies need to be expended in rapid succession; and they're using this for training money. By using this schedule, it will help to facilitate this grant.

**By unanimous consent the matter was referred to P&D.**

**Public Hearings:**

1. PH2010-068: Creation of a Gloucester Dog Park Petition, pursuant to Sec. 9-1 "Free Petition" of the City Charter and proposed amendment to GCO Chapter 4, Animals, Article II Dogs by adding new section 4-16(d)

**This public hearing is open.**

**Those speaking in favor:**

**Mary Lou Maraganis**, Dog Park proponent and Gloucester resident was in favor of the amendment to the Code of Ordinances for areas that are appropriate for an off-leash park which will greatly improve the exercise and socialization of the dogs. She noted the particulars of the off-leash dog park issue were gone over in a previous presentation to the Council a few weeks ago.

**Those speaking in opposition: None.**

**Communications: None.**

**This public hearing is closed.**

**MOTION: On motion by Councilor Theken, seconded by Councilor Whynott, the City Council voted 9 in favor, 0 opposed to amend of the Ordinances & Administration meeting minutes of September 20, 2010 on Page 12 of 12 by Deleting 4-15(c) and inserting 4-16(d) in the Dog Park motion in the O&A minutes dated September 20, 2010.**

**MOTION:** On motion by Councilor Curcuru, seconded by Councilor Mulcahey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend GCO Chapter 4, Art. II, Sec. 4-16 by adding new subsection 4-16(d) as follows:

The DPW director may designate, with the approval of the Mayor and the City Council, specific lands for use as off-leash dog areas, with their operation being subject to regulations enacted pursuant to Sec. 7-16(b) of the City Charter.

**Discussion: None.**

**MOTION:** On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted **BY ROLL CALL 9** in favor, **0** opposed to amend GCO Chapter 4, Art. II, Sec. 4-16 by adding new subsection 4-16(d) as follows:

**The DPW director may designate, with the approval of the Mayor and the City Council, specific lands for use as off-leash dog areas, with their operation being subject to regulations enacted pursuant to Sec. 7-16(b) of the City Charter.**

2. PH2010-075: GCO Article IV, Repair of Private Ways, Sec. 21-83 and Sec. 21-84 re: Petition for Road Repairs St. Anthony's Lane

**This public hearing is open.**

**Those speaking in favor:**

**Accursio Sanfilippo**, 14 St. Anthony's Lane was in favor of the repair of the road.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions:**

**Councilor Curcuru** asked how this repair and paving would be paid for on the City side.

**Councilor McGeary** stated he had this discussion earlier with Jim Duggan, CAO. The money will be paid 50% by the City, 50% by the abutters. It will come out of the force account up front and then the abutters will be "bettered" for half the cost. Michael Hale, DPW Director estimates the cost of repairs and paving at \$50,000.00.

**Councilor Curcuru** expressed his desire to have had someone from the Administration available to have been present this evening to answer any questions by the Council.

**Councilor McGeary** read into the record the memorandum dated October 12, 2010 by Mr. Hale (on file) addressed to Council President Hardy and himself as follows:

*"Due to favorable bid prices with Benevento Asphalt Corporation, the City has secured a one year bid price for road paving. The revised cost estimate for reconstruction and paving of St. Anthony's Lane is \$50,000. The funding source is the Highway Force Account (Fund 230000). Pending the approval of Section 21-84 of the Gloucester Code of Ordinances, 50% (\$25,000) will be bettered to the abutters of St. Anthony's Lane over a period to be determined by the City of Gloucester Chief Financial Officer."*

**Councilor Curcuru** noting the date of the memo being today's date and thought the memo should have come to the entire Council as a part of their packet.

**Councilor Ciolino** questioned if the road would be taken over as a public road to be maintained by the City now that it is paved.

**Councilor Hardy** stated the neighbors are interested in filing that request with the City, but it is not before them at this time; they are merely voting on whether to appropriate the money for the permanent repairs for specified work on a private way with public funds.

**Councilor Ciolino** was told years ago in dealing as a Ward I Councilor on such matters that once a road was in “tip top” condition the City would assume responsibility and was surprised that hadn’t come up yet.

**Councilor Hardy** stated it was a different process and thought the process this evening would “pave” the way to that.

**This public hearing is closed.**

**Councilor McGeary** proposed to the City Council that they approve the permanent repairs to St. Anthony’s Lane as requested by abutters and as approved by the DPW Director whose estimated cost of permanent repairs for specified work is not to exceed \$50,000.00 with 50% of said costs to be paid by the City and 50% to be paid by St. Anthony’s Lane abutters by means of betterments assessed under the Gloucester Code of Ordinances Sec. 21-83(d). Further, the Council finds that the permanent repairs are required by public convenience and necessity.

**Discussion:**

**Councilor McGeary** stated in response to his colleagues that the abutters were told this was a two part separate process. Once the road is improved then the Council considers whether to accept it. They understand, and it would be his hope and would work with them, to get that petition before the Council to accept the road [as a public way], because as the Council knows, the more good, improved roads, the better their State share of funds for road improvement.

**Councilor Whynott** asked what happens if the cost exceeds \$50,000.00.

**Councilor McGeary** stated he was informed by the DPW Director it would not since it is substantially complete.

**Councilor Ciolino** as he noted previously, in his capacity as a Ward I Councilor he worked with these neighbors to try and get the road filled; and it had been a very difficult process. He felt there were a couple of lessons to be learned. When a developer comes and put in a road, it must be decent. When they bought their homes (shortly after) the road fell to pieces. Because of this road and the abutters’ actions, he’s already had inquiries of other areas that want to do the same kind of thing on their streets. This will be an avenue for people to get their roads hot topped and felt it has been a long time in coming. He was pleased to vote on the matter and urged his fellow Councilors to vote on it affirmatively.

**Councilor McGeary** echoed the Councilor’s sentiment and commended the abutters who did a lot of the leg work; while he met with them, they did all of the organizing; getting the petition signed, as well as the follow up and deserved a lot of credit for that. He also commended the DPW Director who he felt has used his funds very wisely in this particular case. He noted, as anyone who has driven around Gloucester in the last several days knows that “we’re paving anything that’s not tied down”. He believed this was a tribute to Mr. Hale’s good use of his staff and the funds available.

**MOTION: On motion by Councilor McGeary, seconded by Councilor Tobey, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to approve the permanent repairs to St. Anthony’s Lane as requested by abutters and as approved by the DPW Director whose estimated cost of permanent repairs for specified work is not to exceed \$50,000.00 with 50% of said costs to be paid by the City and 50% to be paid by St. Anthony’s Lane abutters by means of betterments assessed under the Gloucester Code of Ordinances Sec. 21-83(d). Further, the Council finds that the permanent repairs are required by public convenience and necessity.**

3. PH2010-069: SCP0210-011 Hesperus Avenue #82, GZO Sec. 3.1.6(b) Building Height in excess Of 35’

**Councilor Hardy** announced, as stated earlier, the attorney for the applicants, Michael Faherty, has requested a withdrawal of the application for a Special Council Permit as relates to Hesperus Avenue #82.

**Councilor Ciolino** stated that the applicants have decided to go in a new direction felt they can build it without going before the Council for any special permits for height and wished them well.

**MOTION: On motion by Councilor Ciolino, seconded by Councilor Verga, the City Council voted BY ROLL CALL 9 in favor, 0 opposed to allow the withdrawal without prejudice of the SCP2010-011 application of Joseph and Mary Ellen Amicone, Hesperus Avenue #82, GZO Sec. 3.1.6(b) Building Height in excess of 35'.**

**Councilor Whynott left the meeting at 7:25 p.m.**

4. PH2010-076: Amend GCO Sec. 22-270 "Parking Prohibited at all Times" re: Andrews Street
5. PH2010-077: Amend GCO Sec. 22-288 "Off Street Parking Areas" re: Andrews Street
6. PH2010-078: Amend GCO Sec. 22-292 "Fire Lanes" re: Andrews Street
7. PH2010-079: Amend GCO Sec. 22-291 "Tow Away Zone" re: Andrews Street

**Councilor Hardy** explained for the record she would open each public hearing as relates to Andrews Street separately, discuss them jointly and then move them separately.

**These public hearings are open.**

**Those speaking in favor:**

**Russell Hobbs**, 1166 Washington Street stated although he does not live on Andrews Street, he is a Lanesville resident and was at the site visits and some of the Traffic Commission meetings. These are public safety matters. These streets are narrow; to get emergency vehicles through there is very important at all times. The Bay View substation is closed frequently; and they need for access emergency vehicles to travel unimpeded and have clear access on these streets. He is in favor of all the motions on Andrews Street.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**These public hearings are closed.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-270 (Prohibited parking at all times) by ADDING Andrews Street, westerly side from its intersection with Langsford Street, in a northerly direction to its intersection with Lanes Cove Road.**

**Discussion:**

**Councilor Theken** stated that the Traffic Commission worked very long and hard with the people in the community and with their Ward Councilor, Councilor Hardy on these issues which has been a long time coming to see these motions come forward and have all been approved and recommended by the Traffic Commission.

**MOTION: On motion by Councilor Theken, seconded by Councilor Tobey, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend the Gloucester Code of Ordinances, Sec. 22-270 (Prohibited parking at all times) by ADDING Andrews Street, westerly side from its intersection with Langsford Street, in a northerly direction to its intersection with Lanes Cove Road.**

**MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the**

Gloucester Code of Ordinances Sec. 22-288 (Off Street Parking) by ADDING Lanes Cove Lot (situated at the end of Andrews Street) northerly side (Seawall side) to be designated "VEHICLE PARKING ONLY" with the southerly side (bushes) to be designated "VEHICLE BOAT AND/OR TRAILER PARKING".

**MOTION: MOTION: On motion by Councilor Theken, seconded by Councilor Tobey, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend the Gloucester Code of Ordinances, Sec. 22-288 (Off Street Parking) by ADDING Lanes Cove Lot (situated at the end of Andrews Street) northerly side (Seawall side) to be designated "VEHICLE PARKING ONLY" with the southerly side (Seawall side) to be designated "VEHICLE BOAT AND /OR TRAILER PARKING".**

MOTION: On motion by Councilor McGeary, seconded by Councilor Curcuru, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-292 (Fire Lanes) by ADDING Andrews Street, both sides, from its intersection with Lanes Cove Road, in a northeasterly direction, to its end, at a point 95 feet in a northeasterly direction from pole #511.

**MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend the Gloucester Code of Ordinances Sec. 22-292 (Fire Lanes) by ADDING Andrews Street, both sides, from its intersection with Lanes Cove Road, in a northeasterly direction, to its end, at a point 95 feet in a northeasterly direction from pole #511.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Curcuru, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-291 (Tow Away Zone) by ADDING Andrews Street, both sides, from its intersection with Lanes Cove Road, in a northeasterly direction, to its end, at a point 95 feet in a northeasterly direction from pole #511.

**MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend the Gloucester Code of Ordinances Sec. 22-291 (Tow Away Zone) by ADDING Andrews Street, both sides, from its intersection with Lanes Cove Road, in a northeasterly direction, to its end, at a point 95 feet in a northeasterly direction from pole #511.**

MOTION: On motion by Councilor Curcuru, seconded by Councilor McGeary, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-291 (Tow Away Zone) by ADDING Andrews Street, westerly side from its intersection with Langsford Street in a northerly direction to its intersection with Lanes Cove Road.

**MOTION: On motion by Councilor Theken, seconded by Councilor Tobey, the City Council voted 8 in favor, 0 opposed to recommend to the City Council to Amend the Gloucester Code of Ordinances Sec. 22-291 (Tow Away Zone) by ADDING Andrews Street, westerly side from its intersection with Langsford Street in a northerly direction to its intersection with Lanes Cove Road.**

8. PH2010-080: Amend GCO Sec. 22-267 "One Way Streets" re: Washington Street

**This public hearing is open.**

**Those speaking in favor:**

**Russell Hobbs**, 1166 Washington Street stated this was his neighborhood agreed with this and thought it appropriate to delete this from the ordinance. The Lanesville Episcopal Church can put up a one-way street sign at Butman Avenue for services or any large event; and he can't travel through the roadway during those times. Now that they're building an addition to the church which is a wonderful looking addition and a good fit for them, they will have the right to make it one way any time there is a large function. He didn't feel it was appropriate for him or the other residents of that area that they would not be allowed to drive on that street (at all times). He understood that members of the church agreed also to delete this and come up with a new way of dealing with the parking, which will come up in the next couple of ordinance amendments.

**Joseph Grace**, 75 Holly Street stated he believed this area should be two-way all the time.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**This public hearing is closed.**

**MOTION:** On motion by Councilor McGeary, seconded by Councilor Curcuru, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-267 (One Way Streets) by DELETING "Washington Street from Andrews Street to Butman Avenue, in a northerly direction, during church services including special functions such as funeral services and special services, with portable signs to be placed by members of the church with police to be notified for other than Sunday mornings between 9:30 a.m. and 1:00 p.m."

**Discussion:**

**Councilor Hardy** added this ordinance was put in place a number of years ago so that on days there was large church services there would be one-way traffic. The police agreed to allow them to put sawhorses up at different intersections indicating for drivers to take an alternate route on Sundays and any other day they had a church function. As Mr. Hobbs stated earlier, the church is expanding "by leaps and bounds" with more parishioners, more services, and facilities and to be able to offer their parishioners more use of the property. Because of the public safety vehicles not being able to get through when cars under those circumstances are allowed to park on both sides of the streets presently, it is difficult to get an emergency vehicle down there. It has to be diverted up to Langsford Street to come back down the other side. She was asked to get the neighbors together at a meeting at the Community House which happened over a year ago taking them to this point. Many folks from the church participated in these discussions; and they agreed this was a great way to go. There will be parking allowed only on one side of the street to allow traffic to go both ways in this area during church services. She strongly supported this and hoped her fellow Councilors would do the same.

**MOTION:** On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted **BY ROLL CALL 8** in favor, 0 opposed to Amend the Gloucester Code of Ordinances Sec. 22-267 (One Way Streets) by DELETING "Washington Street from Andrews Street to Butman Avenue, in a northerly direction, during church services including special functions such as funeral services and special services, with portable signs to be placed by members of the church with police to be notified for other than Sunday mornings between 9:30 a.m. and 1:00 p.m."

9. PH2010-081: Amend Sec. 22-270 "Parking Prohibited at All Times" re: Washington Street

**These public hearings are open.**

**Those speaking in favor:**

**Russell Hobbs**, 1166 Washington Street stated this is part of the change where heading towards Rockport, there will be no parking on the right hand side from Andrews Street to where Washington Street connects with Langsford Street. Again this is a public safety issue.

**Sandra Thoms**, 1174 Washington Street and a member of the church stated the Lanesville Congregational Church is interested in one side parking on Washington Street from Andrews Street to McClellan Street. Church attendees have been parking voluntarily on the church side only of the street for three years now. The Lanesville Congregational Church has not requested nor has any interest in one side parking on Washington Street from McClellan Street northward to where Washington and Langsford Streets reconnect. Church attendees don't park up on that stretch of roadway at all, feeling that was more of a resident issue.

**Those speaking in opposition:**

**Communications: None.**

**Questions: None.**

**These public hearings are closed.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Curcuru, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-270 (Parking Prohibited at All Times) by ADDING "Washington Street, southerly side from Andrews Street in an easterly direction to its intersection with Langsford Street."

**MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend the Gloucester Code of Ordinances Sec. 22-270 (Parking Prohibited at All Times) by ADDING Washington Street, southerly side from Andrews Street in an easterly direction to its intersection with Langsford Street.**

10. PH2010-082: Amend Sec. 22-271 "Parking Prohibited from May 1 – September 15<sup>th</sup> re: Washington Street

**This public hearing is open.**

**Those speaking in favor:**

**Russell Hobbs**, 1166 Washington Street stated this was there at first from May 1<sup>st</sup> to September 15<sup>th</sup> starting originally from Leverett Street to Langsford Street. Instead of keeping that, they're changing it to make it full time no parking. He believed this was the right thing to do.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions:**

On inquiry for clarification by **Councilor Theken**, it was noted by **Councilor Hardy** that the restriction from May 1<sup>st</sup> to September 15<sup>th</sup> will be lifted with **Mr. Hobbs** adding that the previous motion passed covers the no parking on the roadway on one side of the street.

**This public hearing is closed.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Curcuru, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-271 (Parking Prohibited from May 1 to September 15-Generally), by DELETING Washington Street southerly side from Leverett Street easterly to junction of Langsford Street.

**MOTION: On motion by Councilor Theken, seconded by Councilor Tobey, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to amend the Gloucester Code of Ordinances Sec. 22-271**

**(Parking Prohibited from May 1 to September 15-Generally), by DELETING “Washington Street southerly side from Leverett Street easterly to junction of Langsford Street.”**

11. PH2010-083: Amend GCO Sec. 22-270 “Parking prohibited at all Times” re: Holly Street

12. PH2010-084: Amend GCO Sec. 22-291 “Tow Away Zone” re: Holly Street

**These public hearings are open.**

**Those speaking in favor:**

**Joseph Grace, 75 Holly Street** stated he lives toward the middle of the street under discussion. This is a very narrow section of it. A vehicle parked on either side prohibits the passage of emergency vehicles, also pointing out the hills and curves of the road and was in favor of the passage of this motion.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**These public hearings are closed.**

**MOTION:** On motion by Councilor McGeary, seconded by Councilor Curcuru, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-270 (Parking Prohibited at all Times) by **ADDING** Holly Street, both sides from its intersection with Dennison Street in a southerly direction to pole #1095.

**Discussion:**

**Councilor Theken** stated the Traffic Commission unanimously to support these two amendments.

**MOTION:** On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted **BY ROLL CALL 8 in favor, 0 opposed to Amend the Gloucester Code of Ordinances Sec. 22-270 (Parking Prohibited at all Times) by ADDING “Holly Street, both sides from its intersection with Dennison Street in a southerly direction to pole #1095.”**

**MOTION:** On motion by Councilor Curcuru, seconded by Councilor McGeary, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the Gloucester Code of Ordinances Sec. 22-291 (Tow Away Zone) by **ADDING** Holly Street, both sides from its intersection with Dennison Street in a southerly direction to pole #1095.

**MOTION:** On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted **BY ROLL CALL 8 in favor, 0 opposed to amend the Gloucester Code of Ordinances Sec. 22-291 (Tow Away Zone) by ADDING Holly Street, both sides from its intersection with Dennison Street in a southerly direction to pole #1095.**

13. PH2010-085: Amend GCO Sec. 22-271 “Parking prohibited from May 1 to September 15-Generally re: Lexington Avenue

**Councilor Verga** requested that the matters under the public hearings related to Lexington Avenue are continued as the matter under PH2010-085 has to be re-advertised properly; and also to continue PH2010-086 so that both Lexington Avenue matters may be taken up together by the Council.

**Councilor Hardy** opened the public hearing and stated that this order when voted on at the Ordinances & Administration Meeting of 08/23/2010 there was an error in the section number which was shown as Sec. 22-271 and should have been advertised for 22-270.1 which was corrected at their meeting of October 4, 2010 by re-voting the matter for advertisement. However, as this matter must now be readvertised for public hearing it would come before the Council October 26, 2010.

**MOTION: On motion by Councilor Verga, seconded by Councilor Theken, the City Council voted 8 in favor, 0 opposed to open and continue PH2010-085 and PH2010-086 to be continued to the October 26, 2010 City Council meeting.**

**This public hearing is continued to October 26, 2010.**

14. PH2010-086: Amend GCO Sec. 22-291 "Tow Away Zone re: Lexington Avenue

**This public hearing is open.**

**This public hearing is continued to October 26, 2010.**

15. PH2010-087: Amend GCO Sec. 22-284 "Service or Loading Zones" re: Elm Street

**This public hearing is open.**

**Those speaking in favor: None.**

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**This public hearing is closed.**

MOTION: On motion by Councilor Curcuru, seconded by Councilor Verga, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend the GCO Sec. 22-284 (Service or Loading Zones) to create a loading zone at the beginning of Elm Street at its intersection with Main Street (across from #6 Elm Street) approximately 20 feet from the intersection of Main Street on the easterly side, northerly direction, for a distance of 40 feet (to the entrance of Cameron's rear lot).

**Discussion:**

**Councilor Verga** recalled at the O&A meeting when the matter was taken up that there is no loss of parking because of the location of this loading zone because Cameron's lot has always available to restaurant patrons. He noted there was no signage to indicate that fact which he believed caused unnecessary congestion because no one knows they can park in the lot. It is great to be creating a loading zone; but also that if the owners could let people know of the lot's availability for parking.

**Councilor Theken** noted that had nothing to do with the matter before them; although she agreed it would be nice, but they are not in a position to tell the owners of the lot make them say the parking is there. When the Traffic Commission came forward, it was good to know there was this parking to the rear of Cameron's Restaurant available. Where the Traffic Commission designated this loading zone, it will not result in a loss of parking. The lot at Cameron's is for the use of their patrons; and reiterated it is up to the owners to make that fact known.

**Councilor Ciolino** added that there is a problem with delivery trucks as Common Crow expands and their business grows, the congestion has increased for the area with the delivery trucks in addition to the Cameron's Restaurant deliveries. This will allow the trucks to pull over into their own space and unload.

**Councilor Theken** stated half of Elm Street is two ways; the Traffic Commission checked and measured to be sure clearance and turning areas were appropriate.

**MOTION: On motion by Councilor Theken, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to amend the GCO Sec. 22-284 (Service or Loading Zones) by ADDING "a loading zone at the beginning of Elm Street at its intersection with Main Street (across from #6 Elm Street) approximately 20 feet from the intersection of Main Street on**

**the easterly side, northerly direction, for a distance of 40 feet (to the entrance of Cameron's rear lot)."**

16. PH2010-088: Amend GCO Sec. 22-265 "Turning Movements re: Old County Road

**This public hearing is open.**

**Those speaking in favor: None.**

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**This public hearing is closed.**

MOTION: On motion by Councilor Verga, seconded by Councilor Theken, the Ordinances & Administration Committee voted 2 in favor, 0 opposed. 1 (Curcuru) recused, to recommend to the City Council to amend the GCO Sec. 22-265 (Turning Movements) by ADDING restricting or prohibiting right turns onto Old County Road near rear property entrance of 168 Eastern Avenue onto Old County Road.

**Discussion:**

**Councilor Curcuru** recused himself from the vote due to a business relationship with the owners of 168 Eastern Avenue.

**Councilor McGeary** stated this is the old CATA bus barn, and a new business is going onto that property which will have access onto Old County Road, a small dead-end street. In order to discourage people from taking a right turn and ending up on a dead-end residential street, this will prevent them from doing so and points them in the right direction.

**MOTION: On motion by Councilor Theken, seconded by Councilor Tobey, the City Council voted BY ROLL CALL 7 in favor, 0 opposed. 1 (Curcuru) recused, to the City Council to Amend the GCO Sec. 22-265 (Turning Movements) by ADDING "restricting or prohibiting right turns onto Old County Road near rear property entrance of 168 Eastern Avenue onto Old County Road."**

17. PH2010-089: Amend GCO Sec. 22-270.1 "Resident Sticker Parking Only" re: Haskell Street

18. PH2010-090: Amend GCO Sec. 22-271 "Parking prohibited between May 1-September 15"  
re: Haskell Street

19. PH2010-091: Amend GCO sec. 22-273f "Parking Prohibited between certain hours on certain days  
re: Haskell Street

20. PH2010-092: Amend GCO Sec. 22-273 "Parking Prohibited between certain hours on certain days  
re: Haskell Street

**These public hearings are open.**

**Those speaking in favor:**

**Kerrie Donahue**, 29 Haskell Street, a lifelong resident of that neighborhood, stated that the entire neighborhood received tickets of \$45 apiece the week of July 3<sup>rd</sup>. Her car was parked in front of her own home with a beach sticker on it, and was told there it was as if it were a beach parking situation. If she had a beach sticker on her car and was going to the beach, there are much closer places that people try to park than in front of her or her neighbor's houses. It was something that was never enforced, having lived in that particular house for the past 7 years, and lived around the corner at Mt. Pleasant Avenue for 30+ years before that. All of a sudden she and her neighbors were getting these tickets. They are not allowing them to park in front of their houses. Most folks in the neighborhood have one vehicle driveways. For six months not being able to park in front of their homes is hard. A beach sticker should be sufficient.

She felt that if there was a City of Gloucester beach sticker on a vehicle, clearly they were a resident, and that should be sufficient. She has neighbors who don't want to purchase a beach sticker and would rather have a resident sticker situation. They're looking to be able to park in front of their homes for six months of the year in a legal way as they have been doing all along.

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**These public hearings are closed.**

**MOTION:** On motion by Councilor Curcuru, seconded by Councilor Mulcahey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend GCO Sec 22-270.1 (Resident Sticker Parking Only) Haskell Street, on the southerly side, from its intersection with Rocky Pasture Road, in an easterly direction to its intersection with Mount Pleasant Avenue, between May 1 – September 15 generally, from 9am to 5pm on Saturdays, Sundays and Holidays.

**Discussion:**

**Councilor Theken** clarified that beach stickers are what the City has at this time for a resident parking sticker. That can be used for residents for the beach or in front of their house; the same fee and same sticker, and that is what they are doing around the community until they can figure out what they want. Also, the Traffic Commission vote to recommend these.

**Councilor McGeary** stated this situation was called to his attention the 4<sup>th</sup> of July week by Ms. Donahue and some of the neighbors. Apparently there had been a long-standing prohibition of any kind of parking on the southerly side of Haskell Street, intended to discourage people from parking on the street and walking to Good Harbor Beach. It seemed to him a reasonable compromise and solution was resident beach sticker parking there which would alleviate the problem for the neighbors to be able to use the street. Ms. Donahue is right; the neighbors are looking longer-term to some sort of resident neighborhood sticker program; but he had informed her that was down the road a bit; and that they should get this on the books now so they are protected "in case we haven't cracked that particular nut" before next summer. He will be supporting this and encouraged his fellow Councilors to do so as well.

**MOTION:** On motion by Councilor Theken seconded by Councilor Mulcahey, the City Council voted **BY ROLL CALL 8 in favor, 0 opposed to amend GCO Sec 22-270.1 (Resident Sticker Parking Only) by ADDING "Haskell Street, on the southerly side, from its intersection with Rocky Pasture Road, in an easterly direction to its intersection with Mount Pleasant Avenue, between May 1 – September 15 generally, from 9am to 5pm on Saturdays, Sundays and Holidays."**

**MOTION:** On motion by Councilor Curcuru, seconded by Councilor Mulcahey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend GCO by ADDING: Sec 22-271 (Parking Prohibited Between May 1 – September 15), Haskell Street, on the southerly side, from its intersection with Rocky Pasture Road, in an easterly direction to its intersection with Mount Pleasant Avenue, between May 1 – September 15 generally, from 9 a.m. to 5p.m. on Saturdays, Sundays and Holidays.

**Discussion:**

**Councilor McGeary** explained it may seem odd that they are forbidding parking, but believed they first must forbid the parking absolutely then allow it by resident beach sticker. That's why there are four different steps to do this one thing.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Tobey, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to recommend to Amend GCO Sec 22-271 (Parking Prohibited Between May 1 – September 15) by ADDING “Haskell Street, on the southerly side, from its intersection with Rocky Pasture Road, in an easterly direction to its intersection with Mount Pleasant Avenue, between May 1 – September 15 generally, from 9 a.m. to 5 p.m. on Saturdays, Sundays and Holidays.”**

MOTION: On motion by Councilor Curcuru, seconded by Councilor Mulcahey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend GCO Sec. 22-273f (Parking Prohibited between certain hours on certain days) by DELETING Haskell Street, on the southerly side from its intersection with Rocky Pasture Road between May 1 and September 15, annually from 9:00 a.m. to 5:00 p.m. on Saturdays, Sundays and Holidays.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend GCO Sec. 22-273f (Parking Prohibited between certain hours on certain days) by DELETING “Haskell Street, on the southerly side from its intersection with Rocky Pasture Road between May 1 and September 15, annually from 9:00 a.m. to 5:00 p.m. on Saturdays, Sundays and Holidays.”**

20. PH2010-092: Amend GCO Sec. 22-287 “Disabled veteran, handicapped parking” re: Haskell St.

**Councilor Hardy** opened this public hearing while advertised correctly was misstated on the City Council Agenda.

**Linda T. Lowe, City Clerk** stated as advertised there were four Haskell Street matters. The fourth Haskell Street matter was also Sec. 22-273 by ADDING: Sec. 22-273 (Parking Prohibited between Certain Hours on Certain Days) of parts of Haskell Street; and that is what the fourth hearing should be and not the “Disabled veteran, handicapped parking” under GCO Sec. 22-287 re: Haskell Street.

**Councilor McGeary** reiterated that the advertisement for the public hearing was correct but the agenda is in error which shows a “Disabled veteran, handicapped parking”.

**Ms. Lowe** agreed with Councilor McGeary expressing due to the great deal of traffic issues for the evening it had been slightly confusing.

MOTION: On motion by Councilor Curcuru, seconded by Councilor Mulcahey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend GCO by ADDING: Sec 22-273f (Parking Prohibited Between Certain Hours on Certain Days), Haskell Street, on the southerly side, from its intersection with Rocky Pasture Road, in an easterly direction to its intersection with Mount Pleasant Avenue, between May 1 – September 15 generally, from 9am to 5pm on Saturdays, Sundays and Holidays.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Ciolino, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend GCO Sec 22-273f (Parking Prohibited Between Certain Hours on Certain Days), by ADDING “Haskell Street, on the southerly side, from its intersection with Rocky Pasture Road, in an easterly direction to its intersection with Mount Pleasant Avenue, between May 1 – September 15 generally, from 9am to 5pm on Saturdays, Sundays and Holidays.”**

21. PH2010-093: Amend GCO Sec. 22-287 “Disabled veteran, handicapped parking” re: Ciaramitaro/Gemellaro Playground at Fort Square

**This public hearing is opened.  
Those speaking in favor: None.**

**Those speaking in opposition: None.**

**Communications: None.**

**Questions: None.**

**This public hearing is closed.**

MOTION: On motion by Councilor Curcuro, seconded by Councilor Mulcahey, the Ordinances & Administration Committee voted 3 in favor, 0 opposed to recommend to the City Council to amend GCO Sec. 22-287 (Disabled veteran, handicapped parking) by ADDING one (1) handicapped space at the last parking space on the easterly side of the playground parking lot (closest to house) at the Ciaramitaro/Gemellaro Playground at Fort Square.

**Discussion:**

**Councilor Mulcahey** stated she put in this order so that a handicapped person who lives across the street from the playground was inhibited from getting out of his house especially during the summer months with beach traffic; and he understood it wasn't just for his benefit but there may be other handicapped persons who would want to use the new handicapped space in order to enjoy the park as well.

**MOTION: On motion by Councilor Theken, seconded by Councilor Mulcahey, the City Council voted BY ROLL CALL 8 in favor, 0 opposed to Amend GCO Sec. 22-287 (Disabled veteran, handicapped parking) by ADDING “one (1) handicapped space at the last parking space on the easterly side of the playground parking lot (closest to house) at the Ciaramitaro/Gemellaro Playground at Fort Square.”**

**Committee Reports:**

***Ordinances & Administration: 10/04/2010***

**Councilor Theken** stated there were no matters to forward for action by the City Council. She asked for continued patience with the seemingly slow movement of traffic orders coming out of O&A, that there are many; and the Committee is working through them all as quickly as they can.

**Councilor Tobey** highlighted a document that is attached to the 10/04/2010 O&A minutes, the Management Pay Scale Survey for Non-Union Managers. He asked all the Councilors to look at it to note closely that because they didn't have the survey, although they have a fine DPW Director and no adverse reflection on him, they're paying way above scale, 10%, compared to comparable communities. They should also take close heed to the statutory procedure established by the Code of Ordinances and should remember that they're required by Sec. 4-3e of the Personnel Ordinance that it is supposed to be done every two years. That hasn't been the case recently. It is mandatory and is supposed to be coupled with Sec. 4-4(g) of the ordinance recommendations relating to adjustments to the compensation plan. He felt until that happens everyone is “basically paralyzed in place”. There are some equity issues they all need to be mindful of. There have been some selective pay raises given out to several positions, all of which were well earned, although during difficult times; but done without compliance to the ordinance. He felt it was “their bad and the Administration's bad” and reiterated this warrants being highlighted and looked at closely. He urged the Administration to fulfill its full set of obligations under the Code of Ordinances now that the study has been done to determine equitably what they are prepared to recommend for the folks who are impacted by it.

***Planning & Development: 10/06/2010***

**Councilor Ciolino** stated there were no matters to come forward for action by the City Council.

**Councilor Hardy** stated she would like to offer an amendment to the minutes of October 6, 2010 of P&D on Page 1 of 9 half way down the page as relates to the height petition from Attorney Faherty, and while realizing it's been withdrawn, by deleting the words *Planning Board* and inserting *Zoning Board of Appeals*.

**MOTION: On motion by Councilor Hardy, seconded by Councilor Theken, the City Council voted 8 in favor, 0 opposed to amend the October 6, 2010 Planning & Development Committee minutes by deleting the words "Planning Board" half way down Page 1 of 9, and inserting the words, "Zoning Board of Appeals."**

*Budget & Finance: 10/07/10*

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to accept a donation in the amount of \$500.00 from Mr. Mort Ruderman to be deposited into Revenue Donations Account, Unifund Account #295001.10.121.48300.0000.00.000.00.040 for the purpose of purchasing equipment for the Fire Department and Rescue squad at the discretion of the Fire Chief.

**Discussion:**

**Councilor Curcuro** explained this was a donation by Mr. Mort Ruderman of 5 Wyoma Road in the amount of \$500.00 and that the money be used "solely by the Fire Department and Rescue squad to purchase equipment" at the Chief's discretion who has found an area to spend it.

**Discussion:**

**MOTION: On motion by Councilor Curcuro, seconded by Councilor Ciolino, the City Council voted 8 in favor, 0 opposed to accept a donation in the amount of \$500.00 from Mr. Mort Ruderman to be deposited into Revenue Donations Account, Unifund Account #295001.10.121.48300.0000.00.000.00.040 for the purpose of purchasing equipment for the Fire Department and Rescue squad at the discretion of the Fire Chief.**

MOTION: On motion by Councilor McGeary, seconded by Councilor Hardy, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council to approve the Harbormaster's Department to pay up to \$947.12 from FY2011 funds for bills incurred in FY10.

**Discussion:**

**Councilor Curcuro** explained to the Committee that due to an accounting error which needs to be rectified.

**MOTION: On motion by Councilor Curcuro, seconded by Councilor Theken, the City Council voted 8 in favor, 0 opposed to approve the Harbormaster's Department to pay up to \$947.12 from FY2011 funds for bills incurred in FY10.**

MOTION: On motion by Councilor Hardy, seconded by Councilor McGeary, the Budget & Finance Committee voted 3 in favor, 0 opposed to recommend to the City Council a grant amendment award from the Massachusetts Department of Public Health, Bureau of Substance Abuse for the Health Department as

it relates to contract #INTF2354MM3900913012 for an additional \$20,000.00 bringing the total grant award for FY2011 to \$120,000.00.

**Discussion:**

**Councilor Curcuru** explained to the Council that the Department of Public Health, Bureau of Substance Abuse services contract to provide MassCall 2 Prevention Services for an additional \$20,000.00 to be in effect through June 30, 2011 has been awarded to the City.

**MOTION: On motion by Councilor Curcuru, seconded by Councilor Theken, the City Council voted 8 in favor, 0 opposed to accept a grant amendment award from the Massachusetts Department of Public Health, Bureau of Substance Abuse for the Health Department as it relates to contract #INTF2354MM3900913012 for an additional \$20,000.00 bringing the total grant award for FY2011 to \$120,000.00.**

**Councilor McGeary** inquired as to the loan order motion passed the same evening at B&F.

**Councilor Curcuru** responded it was a motion to advertise on a loan authorization and would take up that matter at a public hearing.

**Councilor Tobey** noted in reviewing the minutes of the October 7<sup>th</sup> meeting of B&F that when the item for the loan authorization was referred to the B&F Committee it was with a request attached that the Capital Improvement Advisory Board (CIAB) be consulted and asked if the Committee had done so.

**Councilor Curcuru** did reach out to one of the members by email also listing his telephone number, Donald Fryklund; and they didn't respond. They have yet to meet with their new members.

**Councilor Tobey** thought this was a problem that needs the Administration's help. This is not discretionary. Under the City Charter, Chapter 5-1(d) when the City Council votes on bond authorizations, takes actions; they're to ensure that they are, "...consistent with the Capital Improvements program". He believed the Council should not vote on any more bond authorization orders because they are violating the Charter, which is law; and unless and until the CIAB telling the Council it fits into a program. If they want to do it even if it doesn't fit into a program, they comply with the Charter by, "transmitting to the Planning Board a statement in writing explaining the necessity prior to taking the action". He expressed this was not a failure on B&F's part. The Planning Department has an obligation under the Charter and the Administration has an obligation to oversee it to make sure that the very important role contemplated by the CIAB, that somebody is "directing traffic and prioritizing and putting forward a comprehensive plan". He asked that the Clerk communicate with the Mayor and the Administrative Assistant to the Mayor in writing the urgent need for this matter to be reviewed by the CIAB before this public happens, and warned he would invoke Chapter 2-11(c) until it did happen.

**Councilors' Requests Other than to the Mayor:**

**Councilor Verga** reminded everyone that on Thursday, the 21<sup>st</sup> 6:30 p.m., he will be holding a Ward 5 Meeting at the GHS Lecture Hall and can go to: [wardfive.com](http://wardfive.com) for more information.

**Councilor McGeary** was informed that Edna New, the City's oldest resident at the Seacoast Nursing Home turned 111 years old today, and congratulated her on this special milestone.

**Councilor Ciolino** related that the Planning & Development Committee will meet at 6:00 p.m. at the American Legion Hall on the Birdseye property to begin work on the matter, close to the Fort where "all the action is going to take place", and invited his fellow Councilors and the public to attend. John Whitten, a third-party expert hired by the City to review the rezoning proposal; Suzanne Egan, General Counsel; and Gregg Cademartori, Planning Director will also be on hand. There will be no vote taken that evening. This will be a purely informational meeting. He invited his fellow Councilors to ask questions and start dissecting the proposal. There will be no vote taken that evening; it will be purely informational. He will ask the developer to speak; and while members of the public may be invited to

speaking, the Committee will be looking for new information that they haven't heard before. He reminded everyone the Planning & Development Committee did have a joint meeting with the Planning Board and heard a great deal of testimony at that time. They have the Planning Board's recommendations and may have some discussion on that as well.

**Councilor Theken** announced an important meeting for Gloucester seniors who are Medicare recipients on November 2<sup>nd</sup> regarding changes in their Medicare coverage at the Rose Baker Senior Center at 10 a.m. She thanked the Councilors who were at O&A, and made a new ordinance which will come forward to protect the City's water brought forward by the group, "Who Decides", a voluntary grassroots organization. It took a lot of work, communication and some compromise from the Committee, her fellow Councilors, General Counsel and "Who Decides" members. She believed it to be a good ordinance that she can live with and is very proud of it. She thanked Russell Hobbs who had attended the City Council meeting to speak on other matters but that he was also a member of that group and asked that he forward her thanks to the rest of his group as well. She noted an informative film they have been showing at a local cinema. She congratulated Neptune Harvest whose fertilizer helped to grow a 1,875 lb. pumpkin. She thanked "Jimmy T" on the television show, Survivor. She also noted past City Councilor John "Gus" Foote having been chosen by the Amvets Department of MA to receive the "Pilgrims Award", their highest award for community service and Legislative Achievement and congratulated him. **Councilor Hardy** thanked Mr. Hobbs for his pinch hitting on many traffic issues this evening and that he had been involved in so many of the ward meetings and was an integral part of that process. Additionally, she received an email from Josh Arnold, of the Gloucester Rotary Club and is in the process of donating more playground equipment to the City and needs to come before the Council for acceptance according to the City Auditor, Kenny Costa. She wished to refer this matter to Budget & Finance for their October 20th so that to come back to the Council for a vote at the next meeting on October 26<sup>th</sup>.

**By unanimous consent the matter of the Gloucester Rotary Club's donation of Playground Equipment was referred to the Budget & Finance Committee.**

A motion was made, seconded and voted unanimously to adjourn the meeting at 8:36 p.m.

**Respectfully submitted,**

**Dana C. Jorgenson**  
**Clerk of Committees**

**DOCUMENTATION/ITEMS SUBMITTED DURING THE MEETING: None.**