



AMESBURY
CITY HALL
62 Friend Street
Amesbury, MA 01913
978-388-8100

City Council Meeting Agenda
City Hall Auditorium, 62 Friend St.
Tuesday, March 8, 2022
7:00pm

1. Call to Order
2. Pledge of Allegiance – Councilor Hickok
3. Roll Call
4. Act on Minutes – February 8, 2022 & February 22, 2022
5. Mayoral Appointments
 - **2022-029** Appointment of Marisa Batista as the CFO effective February 22, 2022.
 - **2022-030** Appointment of Marisa Batista to the position of member of the School Building Committee for a term to expire December 31, 2022.
 - **2022-031** Appointment of Katy Tavares-Smith to the position of member of the Amesbury Housing Trust for a term to expire February 28, 2024.
 - **2022-032** Appointment of Ann Marie Casey to the position of member of the School Building Committee for a term to expire December 31, 2022.
6. Monthly list of licenses
7. Correspondence
 - President/Vice President Communications
 - Communication from Elected Officials, Boards and Commissions
 - Municipal Fee Study Presentation- Jim Tarr, Collins Center
 - TRC Presentation- Angela Cleveland, OCED
 - Council Communications, Announcements and Committee Reports
 - Traffic Appeal- Hutchinson- Speed bumps on Spindletree Ln.
8. Public Comment
9. Council Response to Public Comment
10. Second Readings

Public Hearings:

2022-022 An Order to transfer \$4,320 from Community & Economic Development Salaries & Wages to Community & Economic Development Expenses. - Mayor Sponsor

Summary: This order requests a budget transfer in the amount of \$4,320 from Community & Economic Development Salaries & Wages to Community & Economic Development Expenses in order to replenish the expense appropriation for a one-time cost incurred in FY 22 which was to pay for the disposal of the Trader Allen's septic tank.

2022-023 An Ordinance to amend the City Zoning Bylaw by inserting the previously enacted Short-Term Rental Unit Bylaw into Section XI, Special Conditions, as Subsection U; to update the Zoning Code to change the term Town to City; and rename the Zoning Bylaw as the Zoning Ordinance. – Mayor Sponsor

Summary: These revisions are intended as ministerial non-substantive amendments to the City Zoning Bylaw. The previously enacted Short-Term Rental Unit Bylaw (2021-105) needs to be assigned a section number to be officially inserted into the final zoning code. Further, since Amesbury has a City form of government, we should be referred to as a City (not a Town), the City's zoning code should be entitled a Zoning Ordinance, and not a Zoning Bylaw, and the internal references should be to ordinances and not bylaws. This amendment will render the code consistent with the City form of government.

2022-024 An Order to authorize the Mayor to accept and expend a \$100,000 Grant from the Department of Conservation and Recreation (DCR) for Special Projects in Parks and Recreational Areas specifically Lake Gardner. -Mayor Sponsor

Summary: This \$100,000 grant from DCR is awarded to the City of Amesbury to fund improvements to the parking lot and curb renovations at Lake Gardner Beach.

2022-025 An Order to accept the Transfer of Vehicle Ownership between the Merrimack Valley Regional Transit Authority a subdivision of the Commonwealth of Massachusetts and the City of Amesbury for use by the Amesbury Council on Aging (COA) a community program. -Mayor Sponsor

Summary: The Merrimack Valley Regional Transit (MVRTA) Authority is proposing the transfer of ownership of their surplus E-2 350 Ford van, VIN # 1FDEE3FL7FDA34685, valued at \$4,998.00 for use by the City of Amesbury, Council on Aging. The City of Amesbury would acquire sole ownership of the vehicle at the cost of zero dollars; \$0.00. Per M.G.L. Ch. 44, Sec 53 A1/2:

“A city council, with the mayor's approval if the charter so provides, or a board of selectmen, or prudential committee or town council may, in its sole discretion and authority, accept gifts of tangible personal property on behalf of the city, town or district from the federal government, a charitable foundation, private corporation, individual, or from the commonwealth or any political subdivision thereof, and may, in its sole discretion and authority, use said gifts, without specific appropriation thereof, for the purpose of such a gift or, if no restrictions are attached to the gift, for such other purposes as it deems advisable.”

2022-026 An Order to authorize the Mayor to expend FY22 American Rescue Plan Act (ARPA) Spending Bill Earmark No. 28000111 for Amesbury Lake Gardner Recreational Improvements in the amount of \$25,000. -Mayor Sponsor

Summary: This earmark provides that not less than \$25,000 shall be expended toward recreational improvements for the City of Amesbury. Pending funding availability, projects may include the installation of kayak racks and amenities, building and bathroom improvements, storage lockers, tables and shade, games and sporting equipment and outdoor safety equipment at Lake Gardner.

2022-027 An Order to authorize the Mayor to expend FY22 American Rescue Plan Act (ARPA) Spending Bill Earmark No. 28000111 for Amesbury Outdoor Seating in the amount of \$50,000. – Mayor Sponsor

Summary: In 2020 and 2021, in order to help restaurants, adjust to COVID-19 conditions, the City of Amesbury developed and implemented an Outdoor Dining Permit process. Further, the City worked with restaurants to construct temporary outdoor dining installations in the Central Business District. Given the success of the installations, we would like to create permanent outdoor dining facilities. The City will utilize the \$50,000 of ARPA Spending Bill Earmark to secure consulting services to design and construct permanent outdoor dining facilities in the Central Business District in the City of Amesbury.

2022-028 An Order to request the City Council to authorize the Department of Public Works to overspend the fiscal 2022 snow and ice appropriation of \$250,000. – Mayor Sponsor

Summary: MGL c. 44 s. 31D allows cities and towns to make expenditures in excess of available appropriations for snow and ice removal with the approval of City Council or other authorized legislative body. As of January 31, 2022, the total expenditures relating to snow and ice removal for the City totaled \$171,205.43. As in previous years, it will be necessary to overspend the snow and ice appropriation.

11. First Readings

2022-033 An Order to authorize the transfer of \$116,453 from the FY22 Reserve Fund to the FY22 Fire + Emergency Management operating budget. – Mayor Sponsor

Summary: Ordered that \$116,453 be transferred from the FY22 Reserve Fund which has a current balance of \$153,321 to fund non-budgeted expenses of the FY22 Fire + Emergency Management operating budget.

2022-034 An Order to authorize the Mayor to expend funds not previously approved from a Massachusetts School Building Authority (MSBA) grant to replace the Amesbury Elementary School (AES) with a new building. - Mayor Sponsor

Summary: Council Bill 2021-138 was approved and certified allowing the Mayor to expend this grant from the MSBA up to the amount of \$23,942,384. Upon further review the amount previously approved did not include the maximum amount of reimbursable expenses from owner's contingency as provided in the MSBA grant and therefore the amount should read \$24,466,254.

2022-035 A Resolution to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest form dated February 15, 2022, for the Amesbury Middle School roof. - Mayor Sponsor

Summary: This Resolution will authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest form dated February 15, 2022, for the Amesbury Middle School roof.

12. Adjournment



March 3, 2022