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City of Amesbury  
Office of the City Clerk  
62 Friend St.  
Amesbury, MA 01913

## **MEETING NOTICE**

POSTED IN ACCORDANCE WITH THE PROVISIONS OF M.G.L. CHAPTER 30A §§18-25  
Version 7.1.10

City Council Meeting Agenda  
Tuesday, October 11, 2022  
City Hall Auditorium- 62 Friend St.  
7:00 PM

1. Call to Order
2. Pledge of Allegiance – Councilor Hogg
3. Roll Call
4. Act on Minutes- August 23, 2022
5. Mayoral Appointments-
  - 2022-129** Appointment of Election workers to expire after the November 8, 2022, General Election
  - 2022-132** Appointment of Emily Behn to the position of member of the Board of Assessors for a term to expire March 30, 2021
  - 2022-133** Appointment of Bryan Riley to the position of member of the Cultural Council for a term to expire September 29, 2025
6. Monthly list of licenses- None at this time
7. Correspondence
  - President/Vice President Communications
  - Communication from Elected Officials, Boards and Commissions
    - Grants/Gifts under \$5,000
  - Council Communications, Announcements and Committee Reports
    - Budget and Finance: Councilor Hickok
    - Ordinance and Administration: Councilor Frey
    - Planning and Development: Councilor Mandeville
    - Traffic & Transportation: Councilor Hickok
    - AES School Building Committee: Councilor Wheeler
    - Energy Committee: Councilor Rinaldi
    - Open Space, Natural Resources & Trails Committee: Councilor Frey
    - Chamber of Commerce Liaison: Councilor Rinaldi
    - CDBG Advisory: Councilor Hickok
    - Disposition: Councilor Lennon

8. Public Comment- Public comment can be done in person during the meeting, or by emailing your comments to [clerk@amesburyma.gov](mailto:clerk@amesburyma.gov) by 12:00 p.m. the Friday before the Council meeting, per City Council Rule 5G. Subject line PUBLIC COMMENT. Your comments will be read aloud at the appropriate time in the agenda and entered into the public record.

9. Council Response to Public Comment

10. Second Readings

**Public Hearings:**

**2022-085** An Order of the Amesbury City Council to approve the acceptance of the Conservation Commission of a Quitclaim Deed for Open Space at the Locke Hill Lane Subdivision, being a portion of property located off South Hampton Road, Amesbury and to authorize the Mayor to execute said approval on behalf of the City of Amesbury. -Mayor Sponsor

**Summary:** The Planning Board issued a Special Permit, dated August 25, 2014, for a Definitive Cluster Residential Development at South Hampton Road, Amesbury, described on a plan entitled "Definitive Subdivision Plan for Locke Hill Lane Located in Amesbury, Mass.," dated April 1, 2014, recorded with the Essex South Registry of Deeds at Plan Book 447, Plan 29. The Special Permit states that the Open Space shall be held, in perpetuity, in its natural state, with no alteration except for forestry management purposes, constructing or maintaining pedestrian access trails and bridges, stormwater management maintenance and permitted agricultural or passive recreational uses. The intent of this Order is to obtain the authorization of the City Council to approve the acceptance by the Conservation Commission and authorize the Mayor to approve and execute the deed for the open space property.

11. First Readings

**2022-128** Warrant for the November 8, 2022, State General Election- City Clerk  
**(No public hearing needed)**

**2022-130** An Ordinance to amend City Code, Chapter 158 "Reports"- Councilor Wheeler Sponsor

**Summary:** These revisions are intended to bring the Chapter 158 of the City Code into conformity with the requirements of the City Charter (as adopted under Charter amendments approved by in November of 2011). Updates include replacement of outdated references of "*Municipal Council*" with "*City Council*", as well as updating the filing deadline for the Annual City Report.

**2022-131** An Ordinance to amend City Code, Chapter 118 "Meetings"- Councilor Wheeler Sponsor

**Summary:** These revisions are intended to bring the Chapter 118 of the City Code into conformity with the City Council's new meeting schedule adopted in May of 2022. The revisions proposed also include replacement of outdated references of "*Municipal Council*" with "*City Council*" (as adopted in the City Charter amendments approved by in November of 2011), and finally these revisions remove additional outdated language.

**2022-134** An Order for the Amesbury City Council to vote to accept Massachusetts General Laws, Chapter 41, section 110A: Office hours on Saturday. -Mayor Sponsor

**Summary:** Acceptance of Massachusetts General Laws, Chapter 41, section 110A, would allow any public office in the City of Amesbury to remain closed on any or all Saturdays as may be determined from time to time by the Amesbury City Council, subject to the provisions of the City Charter, and the provisions of Chapter 4, section 9 shall apply in the case of such closing of any such office on any Saturday to the same extent as if such Saturday were a legal holiday. Acceptance of this statute will allow the City Clerk's office to treat Saturdays as a legal holiday when calculating filing deadlines, such as voter registrations or submittal of nomination papers. Further, where the provisions of the Votes Act of 2022 changed the voter registration deadlines to 10 days prior to all elections, instead of 20, such deadlines will fall on Saturdays. Acceptance of the provisions of Chapter 41, section 110A would apply to municipal

elections only, and not state or federal elections, and would allow the City Clerk to hold voter registration sessions on Fridays, avoiding the extensive costs that would otherwise be incurred through Saturday office opening.

**2022-135** An Order to approve payment from the FY23 general fund operating budget for the below listed prior year invoices. -Mayor Sponsor

**Summary:** The below listed invoices are for operating expenses related to supplies or services rendered in FY22 but for which funds were not encumbered by the corresponding city department at fiscal year-end. This order requests payment be made to the listed vendors from the corresponding department's current year (FY23) operating budget in accordance with M.G.L. c. 44 s. 64. This vote requires a two thirds approval of the City Council.

**2022-136** An Order to authorize a transfer of \$2,000 from Conservation Commission Salaries & Wages to Conservation Commission Other Expenses. -Mayor Sponsor

**Summary:** This order requests a budget transfer in the amount of \$2,000 from Conservation Commission Salaries & Wages to Conservation Commission Other Expenses to cover the costs of the Recording Secretary. The Recording Secretary is a vendor, not a City employee.

**2022-137** An Order to authorize a transfer of \$5,000 from Department of Public Works Salaries & Wages to Department of Public Works Other Expenses. -Mayor Sponsor

**Summary:** This order requests a budget transfer in the amount of \$5,000 from Department of Public Works Salaries & Wages Training account to Department of Public Works Other Expenses Training account, because this item should be an expense item rather than a payroll item.

**2022-138** An Order to fund the employment agreement between the City of Amesbury and the Amesbury Superior Officers Union, I.B.P.O., Local 99-629 dated July 1, 2022 to June 30, 2025. -Mayor Sponsor

**Summary:** This appropriation will transfer \$65,464.23 from FY23 Reserves to the Police Department Personal Services to fund the FY 2023 portion of the 3-year labor contract between the City of Amesbury and the Amesbury Superior Officers Union, I.B.P.O., Local 99-629.

Pursuant to Chapter 95, Section 95-2 of the City Ordinances, the initial request for appropriations for funding of a labor contract agreement must be submitted by the Mayor as a unique measure separately from the annual operating budget and be accompanied by a copy of the contract for which funding is requested.

**2022-139** An Order to fund the employment agreement between the City of Amesbury and the Amesbury Patrol Officers Union, I.B.P.O., Local 629 dated July 1, 2022 to June 30, 2025. -Mayor Sponsor

**Summary:** This appropriation will transfer \$104,387.51 from FY23 Reserves to the Police Department Personal Services to fund the FY 2023 portion of the 3-year labor contract between the City of Amesbury and the Amesbury Patrol Officers Union, I.B.P.O., Local 629.

Pursuant Chapter 95, Section 95-2 of the City Ordinances, the initial request for appropriations for funding of a labor contract agreement must be submitted by the Mayor as a unique measure separately from the annual operating budget and be accompanied by a copy of the contract for which funding is requested.

**2022-140** An Order to appropriate \$355,121.34 from free cash for the purpose of funding old permanent fund deficits (\$289,284.20) and deficits in liability accounts (\$65,837.14). -Mayor Sponsor

**Summary:** This order will authorize an appropriation and transfer from free cash to the funds as listed herein to address old permanent fund deficits and deficits in liability accounts.

12. Adjourn



October 5, 2022