

Chelsea, Massachusetts, October 17, 2011

A Regular meeting of the Chelsea City Council was held. The meeting was held at the Chelsea City Hall located at 500 Broadway. The following were in attendance: Councilors: Vega-Torres, Bongiovanni, Cortell, Bishop, Hatleberg, Maronski, Robinson, Barton, and Brown. Councillor Washington was absent. Council President Vega-Torres presided over the meeting. The meeting opened at 7:00 P.M.

Prior to the start of the meeting the following Firefighters were sworn in: Janine M. Romano 29 Louis Street, Chelsea, Michael William Lee 15 Governors Ave. Winchester, Phillip Raul Rogers 214 Washington Ave. Chelsea, Efrain Vasquerano 9 Howell Court Chelsea, Nicholas Quatieri 36 Garland Street Chelsea, and Carlos Carrasquillo 131 Bloomingdale Street Chelsea.

The scheduled public hearing to discuss the proposed change to the City of Chelsea Zoning Ordinance –Airport Related Overlay District, was opened by the President Vega-Torres at 7:25 P.M. No one came forward to speak and it was closed at 7:26 P.M.

Public Speaking:

The public speaking portion of the meeting opened at 7:27 P.M.

The following came forward to speak:

Henry Lea, 105 Franklin Avenue, spoke about the need for a muzzle law for pit bulls.

Officer Felix Oroya, Chelsea Police Department, spoke about pit bulls in a small city.

The public speaking portion of the meeting closed at 7:30 P.M.

The minutes of the City Council meetings dated September 12, 2011 and September 19, 2011 were approved at the request of Councillor Brown under suspension.

Memoriums and celebratory resolutions:

The following Resolution was introduced by Councillor Brown and all members of the Chelsea City Council. A motion from Councillor Brown to adopt under suspension was adopted.

RESOLUTION

WHEREAS, Bishop Robert G. Brown has reached his 30th anniversary as the Senior Pastor of the Zion Church Ministries, Inc. in Everett, MA. He is the presiding prelate of the Covenant Christian Church Alliance and,

WHEREAS, Bishop Brown is the founder and president of the Covenant Christian Bible Institute and president of the Zion Community Services, Chaplain of the Everett Police Department and,

WHEREAS, Bishop Brown hold many other memberships and offices in higher education and church ministry, now therefore be it

RESOLVED, that on behalf of the citizens of Chelsea, we the members of the Chelsea City Council, wish to go on record to congratulate you, Bishop Robert G. Brown, on your 30 years of service to all those in need and may you continue to bring spiritual hope and understanding to the many people that you come in contact with.

The following Resolution was introduced by Councillor Brown. A motion from Councillor Brown to adopt under suspension was adopted.

RESOLUTION

WHEREAS, in her lifetime, 1 out of 8 woman will develop breast cancer; and

WHEREAS, breast cancer is the second most common cancer among woman today; and

WHEREAS, breast cancer is the leading cause of cancer of death in woman 15-54; and

WHEREAS, although the prevalence of breast cancer in men is significantly lower than in women, men also need to become educated about breast cancer and its warning signs; and

WHEREAS, all women should be educated about early screening and detection; and

WHEREAS because breast cancer is not one disease , but many, support for increased funding for generic research and treatment is critically needed; and

WHEREAS, Breast Cancer Awareness Month increases the public's awareness about Breast Cancer and the importance of screening and early detection and the need for funding for research and better treatments; and

WHEREAS, aside from smoking, little to no attention is given to possible causes of cancer, and

WHEREAS, on October 4TH, over 40,000 folks will walk 5.7K miles, Making Strides Against Breast Cancer, therefore be it

RESOLVED, that it be declared, the month of October 2011, Breast Cancer Awareness Month.

The following Resolution was introduced by Councilors Brown and Vega-Torres. A motion from Councillor Vega-Torres to adopt under suspension was adopted.

RESOLUTION

WHEREAS, from September 15, 2011, through October 15, 2011, the country celebrates Hispanic Heritage Month; and

WHEREAS, the presence of Hispanics on our Nation, and as among the first to settle in the New World. Hispanics and their descendants have had a profound and lasting influence on American history, values, and culture; and

WHEREAS, since the arrival of the earliest Spanish settlers more than 400 years ago, millions of Hispanic men and woman have come to the United States from Mexico, Puerto Rico, Cuba, El Salvadore and other Caribbean regions, Central America, South America, and Spain, in search of freedom, peace, and opportunity; and

WHEREAS, Hispanics Americans have contributed throughout the ages to the prosperity and culture of our nation; and

WHEREAS, the United States Census Bureau now lists Hispanic Americans as the largest ethnic minority within the United States; and

WHEREAS, Hispanic Americans are dedicated public servants, holding posts at the highest levels of government, including seats in the Chelsea City Council; and

WHEREAS, Hispanic Americans harbor a deep commitment to family and community, an enduring work ethic, and a perseverance to succeed, now therefore be it

RESOLVED, that we the members of the Chelsea City Council, wish to go on record, so as to recognize September 15,2011 through October 15,2011 as Hispanic Heritage Month.

Communications from City Manager;

The following communication was read from City Manager Jay Ash. A motion from Councillor Hatleberg to accept and file was adopted under suspension.

The Honorable City Council

City Hall

Chelsea, MA 02150

Re: Approval of the 2012 revised School Budget

Dear Honorable City Council:

Since the adoption of the City budget in June, 2012, the School Department has increased its budget based upon increased revenue from the State. The original budget adopted for the Schools was \$63,929,950. The School Board approved an updated budget in September 27, 2011 for 463,941,678, for a net increase of \$11,728.

I hereby recommend that you amend the previously adopted amount by increasing the School appropriation to \$63,941,678.

The net increase represents the additional Chapter 70 state aid in the final budget adopted by the State Legislature over that proposed in the Governor's budget.

By increasing the amount authorized for expenditure, you will help ensure that an amount consistent with available funding may be expended.

Thank you for your consideration.

Sincerely,
Jay Ash
City Manager

The following communication was read from City Manager Jay Ash. A motion from Councillor Hatleberg to accept and file was adopted under suspension.

The Honorable City Council
City Hall
Chelsea MA 02150

Re: Donation-Rotary Club
The 6th Annual Chelsea Family Literacy Day

Dear Honorable City Council:

The Chelsea Public Library celebrates National Family Literacy Month through its sponsorship of Chelsea Family Literacy Day.

The Chelsea Rotary Club has donated \$200.00 in support of the 6th Annual Chelsea Family Literacy Day.

The 6th Annual Chelsea Family Literacy Day is scheduled for Saturday, November 5th, 2011 from 11:00AM to 2:00 PM with programming geared for children from 3-13 years old. Last years event drew over 800 participants with 350 backpacks filled with reading books.

I have drafted a proposed order to approve the donation. I respectfully request that the Council take appropriate action on this matter.

Thank you for your consideration.

Sincerely,
Jay Ash
City Manger

The following communication was read from City Manager Jay Ash. A motion from Councillor Hatleberg to accept and file was adopted under suspension.

The Honorable City Council
City Hall
Chelsea MA 02150

Re: Public Safety-Code Enforcement, Chapter 148A Authorization to Expend Earmarked Funds.

Dear Honorable City Council:

I hereby request the Council authorize expenditure of earmarked funds collected in accordance with Chapter 148A; Section 5, Fines, penalties, assessments.

Chapter 148A provides that fines, penalties and assessments collected through the public safety enforcement actions of Fire Prevention and Building Inspectors are segregated in the general fund and earmarked for enforcement, training and education of fire prevention officers, building inspectors and the stipend for municipal hearing officers.

The fund has an accumulated balance of \$17,200.00, wherein the Fire Chief is seeking Council authorization to expend a portion of these funds in the following manner:

Fire and Life Safety community education program-Salary-\$3,000
Technology hardware (2IPADS) for enforcement and training-Equipment-\$1,658

I have drafted a proposed order to approve the appropriation. I respectfully request that the Council take appropriate action on this matter as it will allow the City through the Fire Department to responsibly advance and enforce public safety efforts.

Thank you for your consideration.

Sincerely,
Jay Ash
City Manager

The following communication was read from City Manager Jay Ash. A motion from Councillor Bongiovanni to accept the communication and file the communication and affirm the appointment of James Haggerty to the CHA by roll call passed 9-0-1-1. Voting yes were Councilors Vega-Torres, Bongiovanni, Cortell, Bishop, Hatleberg, Maronski, Robinson, Barton, and Brown. Councillor Washington was absent. One vacancy.

The Honorable City Council
City Hall
Chelsea, MA 02150

Dear Honorable Council:

I am pleased to submit for reappointment to the Chelsea Housing Authority Board of Commissioners the name of James Haggerty. Jim would serve in the position designated for a federal tenant member.

Jim's background is in the construction industry. In checking with the Chairman of the Board, I have been informed that Jim's background has been especially helpful in overseeing the rehabilitation plans of the CHA.

Thank you for your consideration of Jim's reappointment. For your information I have attached a letter in which he expresses his interest in appointment. I hope you will grant him that designation.

Sincerely,
Jay Ash
City Manager

The following communication was read from City Manager Jay Ash. A motion from Councillor Hatleberg to accept and file was adopted under suspension.

The Honorable City Council
City Hall
Chelsea, MA 02150

Dear City Council:

As you know, late last week we were informed of terrific news by our State legislature delegation and the Patrick/Murray Administration,. Our grant application for State funding through the Safe and Successful Youth Initiative was funded with 4900,000. That award was the greatest per capita the State made and reflective of the tremendous support our legislative delegation and the Patrick/Murray Administrative continues to offer us in our efforts to promote a safer community with better outcomes for all our residents, including our young adults. I am sure I echo your feelings when I note how grateful I am for the support of our State officials.

Our SSYI application provided for substantial programmatic attention to the targeted group of males, ages 14-24, who had been involved in violence, either as perpetrators or victims. The program design which won us that large grant was crafted at a \$1.5 million level. I plan on scaling back a portion of the programming that I envisioned; however there are critical components of the grant I wish to retain. In order to do so, I am asking you to appropriate \$300,000 in additional funding for the Chelsea Safe and Successful Youth Initiative. Fortunately, our legislators and the Patrick/Murray Administration recently approved an additional \$500k in one-time local aid. I would like to direct a portion of that one-time local aid grant to support that one-time appropriation of \$300,000 to augment our SSYI.

To that end, I would respectfully request your action on an appropriation request when the additional local aid becomes available. As you will recall, our SSYI calls for the designation of a sergeant in the Police Department to coordinate intervention activities among our law enforcement and community partners. Our community partners will undertake focused programming on education, employment and behavioral initiatives. Our chief partners in the effort are Roca, which helped to draft the successful application, and North Suffolk Mental Health. Numerous other community organizations are also partnering with us in the initiative.

We have a tremendous record of success in promoting a community response to pressing community needs. Our Safe and Successful Youth Initiative holds out great promise for even more success. With your continued support, I expect to realize our goals.

Thank you for your consideration of this request, and your continued leadership on public safety and community development issues.

Sincerely,
Jay Ash
City Manager

Communications and petitions to the Council:

A copy of a communication was received from Planning and Development regarding the amendment to the Chelsea Zoning Ordinance-Airport Related Overlay District. A motion from Councillor Hatleberg to accept and file was adopted under suspension.

A copy of a communication was received from Cheryl Anne Watson City Solicitor informing the Council of the Recodification of Code of Ordinances. A motion from Councillor Hatlebeg to accept and file and refer the communication to the Sub-Committee on Conference was adopted under suspension.

A copy of the City Warrant for the authorization of the City Wide election for November 8, 2011 was received from City Clerk Deborah Clayman. A motion from Councillor

Robinson to accept and file was adopted under suspension. An order pertaining to the Warrant was brought up under new business. Section 8.2.3 of the Airport Related Overlay District (AROD District) currently reads as follows:

Second readings:

The following order was read for the second time and was introduced by Councillor Vega-Torres. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-1-1. Voting yes were Councilors Vega-Torres, Bongiovanni, Cortell, Bishop, Hatleberg, Maronski, Robinson, Barton, and Brown. Councillor Washington was absent. One vacant.

ORDERED, that Section 8.2.3 of the Airport Related Overlay District (AROD DISTRICT) be amended as follows.

Section 8.2.3 of the Airport Related Overlay District (AROD DISTRICT) currently reads as follows:

8.2.3 Airport Related Uses. In addition to those uses set forth in section 8.2.2, airport related uses may be authorized by special permit. Such airport related uses shall include:

1. Bulk storage of cargo and freight;
2. Storage and/or repair of automobiles, trucks and equipment;
3. Food handling and preparation facilities;
4. Freight forwarding facilities;
5. Other airport related uses as defined in Section 10.

The proposal is to allow vehicles for hire and return vehicles for hire subject to a Special Permit issued by the Zoning Board of Appeals in the AROD District. The proposed revised Section 8.2.3 would read as follows:

8.2.3 Airport Related Uses. In addition to those uses set forth in section 8.2.2, airport related uses may be authorized by special permit *issued by the Zoning Board of Appeals*. Such airport related uses shall include:

1. Bulk storage of cargo and freight;
2. Storage and/or repair of automobiles, trucks and equipment;
3. Food handling and preparation facilities;
4. Freight forwarding facilities;
5. *Vehicles for hire or return vehicles for hire;*
6. Other airport related uses as defined in Section 10.

The definition of “Airport Related Uses” in Section 10 currently reads as follows:

Airport Related Uses: A use or activity (excluding “park and fly facilities”, “ride/ park and fly facilities”, “airport related employee parking” or “storage of vehicles for hire or return vehicles for hire”) whose purpose or function is primarily or partially dependent on location and/or access to the operations of an airport and whose functions are necessary for the daily operations and economic viability of a full service commercial airport.

The proposal is to eliminate “Storage of vehicles for hire or return vehicles for hire” from the definition of Airport Related Uses. The proposed revised definition of “Airport Related Uses” in Section 10 would read as follows:

Airport Related Uses: A use or activity (excluding “park and fly facilities”, “ride /park and fly facilities”, or “airport related employee parking”) whose purpose or function is primarily or partially dependent on location and/or access to the operations of an airport and whose functions are necessary for the daily operations and economic viability of a full service commercial airport.

New Business:

The following order was introduced by Councillor Barton. A motion from Councillor Barton to adopt the order under suspension was adopted.

ORDERED, that the City Manager instruct the Department of Public Works to see if Highland Street from Chester Avenue to Central Avenue can be paved.

The following order was introduced by Councillor Brown. A motion from Councillor Brown to adopt under suspension was adopted.

ORDERED, that the City Manager instruct the Director of Public Works to have lights installed at:

The corner of Spencer Avenue and Parker Street

11 Kimball Road.

The following order was introduced by Councillor Brown. A motion from Councillor Brown to adopt under suspension was adopted.

ORDERED, that the City Manager instruct the Director of Inspectional Services to inspect the property at 39 Spencer Avenue for having water being pumped out of their basement onto the public sidewalk.

The following order was introduced by Councillor Robinson. A motion from Councillor Robinson to adopt the order by roll call passed 9-0-1-1. Voting yes were Councilors Vega-Torres, Bongiovanni, Cortell, Bishop, Hatleberg, Maronski, Robinson, Barton, and Brown. Councillor Washington was absent. One vacancy.

ORDERED, that the warrant for the City Election to be held on November 8, 2011 be approved.

The following order was introduced by Councillor Hatleberg. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-1-1. Voting yes were Councilors Vega-Torres, Bongiovanni, Cortell, Bishop, Hatleberg, Maronski, Robinson, Barton, and Brown. Councillor Washington was absent. One vacancy.

Be it ORDERED by the City Council of the City of Chelsea, as follows;

Pursuant to Section 3-5 of the City of Chelsea Ordinances, and pursuant to Chapter 44 & 53A of the Massachusetts General Laws, the City Council hereby accepts the gift from the Chelsea Rotary Club to the City of Chelsea Library in the amount of \$200.00.

The following order was introduced by Councillor Hatleberg. A motion from Councillor Hatleberg to refer the order to a second reading was adopted under suspension.

ORDERED, that an increase of the Fiscal Year 2012 School Department original appropriation from \$63,929,950.00 to \$63,941,678.00 for a net increase of \$11,728.00 attributed to an increase in Fiscal Year 2012 Chapter 70 State Aid.

The following order was introduced by Councillor Hatleberg. A motion from Councillor Hatleberg to refer the order to a second reading was adopted under suspension.

ORDERED, that the sum of \$4,658.00 be appropriated from the Fire Codes 148(A) Fines Account #34074-591500 in the following manner; \$3,000 to the Fire Department Salary Account #0122051-5510200; \$1658 to Fire Department Firefighting Supplies 0122052-548100.

The meeting adjourned at 8:00 P.M.

Respectfully submitted,

Paul G. Casino
Clerk of the Chelsea City Council