

**METHUEN CITY COUNCIL REGULAR MEETING
GREAT HALL, SEARLES BUILDING
November 5, 2009 - 7:00 p.m.**

Chairperson Deborah Quinn called the Regular meeting of the Methuen City Council, scheduled for November 5, 2009 to order with all members present

ACCEPTANCE OF AGENDA

MOTION BY: Councilor Zanni seconded by Councilor Giordano to accept the agenda as posted.

UPON VOTE: UNANIMOUS

PLEDGE OF ALLEGIANCE

Councilor Kannan gave the invocation, everyone remained standing for the Pledge of Allegiance.

ACCEPTANCE OF MINUTES

MOTION BY: Councilor Zanni seconded by Councilor Cronin to waive the reading and accept the minutes of previous meetings: October 19,2009

UPON VOTE: UNANIMOUS

CORRESPONDENCE/PROCLAMATIONS

Mayor Manzi alone with the Methuen City Council presented Proclamations to Calvin Kattar for his many accomplishments and winning the NABC MMA East Coast Lightweight Title while pursuing a bachelor's degree in Business.

Calvin Kattar thanked his family, friends and coach for believing in him and especially thanked the City Council and the Mayor for the prestigious honor.

MOTION BY: Councilor Cronin seconded by Councilor Kannan to proclaim.

UPON VOTE: UNANIMOUS

PUBLIC PARTICIPATION

Gerry McCall 165 Hampshire Road spoke of the wetlands protection act. It does not restrict usage it requires filing an order of conditions and going through the process. Mr. McCall presented an informational packet to the Clerk. Mr. McCall also spoke in support of the Apple yard site and would hope the Council will vote in favor of resolution TR-09-67 Appleyards.

Jack Burke 49 Canobieola Road. Mr. Burke spoke on TR-09-66 authorizing acceptance of Community Development Block Grant Funds. Mr. Burke has concerns that he shared with Council. (1) length of the grant should be spelled out in the resolution. It is difficult to determine the length of time of the grant because it does not specify in the body of the resolution. (2) Housing rehabilitation program is supposed to rehabilitate 12 units. There is no identification of the 12 units. These units are to be de-leaded, how many units in the city need to be de-leaded and what is being done to take care of that issue. (3) Can the money only be used in the target areas? (4) Will there be an update to the rehabilitation units and he requests that the updates be posted on the web site? (4) In the FY 2010 budget there is a line item for a Code Enforcement Officer (not funded). Mr. Burke's opinion is that people who work for the city should be listed in the budget and that it be noted their salary is funded through grants. His concerns deal with the high administrative fees (in the city) being 25% of a \$650,000 dollar grant. State and federal grants (try) to keep administrative fees at 10%. The grants coming into the city have high administrative charges and Mr. Burke is asking why.

Mark Paine 20 Maplewood Ave spoke on the proposed cell tower at 24 Maplewood Ave. This proposal is a freestanding tower in a very congested area in the city and the land is considered wetland. The entire area is under water most of spring and the negative impact on the neighborhood is going to be immense. This will impact property values. There is a meeting scheduled with the zoning board for the 25th of November. Mr. Paine is asking that Council members who have signed his petition against this come to that meeting to show their support for the residents of Maplewood.

ORDINANCES (out of order)

1.TO-09- 07A Ordinance Amending the Most Recently Adopted City of Methuen Comprehensive Zoning Ordinance (remove from the table) Section XI-D (16) Wireless communications facilities (WCF)

MOTION BY: (remove from the table) Councilor Kannan seconded by Councilor Leone

UPON ROLL CALL: 6 - No 3-yes. Motion to remove fails

PUBLIC SERVICE

GRANTS: None

LICENSES:

TGI Fridays, Automatic Amusement, 90 A Pleasant Valley Street, Methuen

MOTION BY: Councilor Zanni seconded by Councilor Leone to approve.

Councilor Willette stated that Council has repeatedly asked that personal information of the applicants be excluded from the application and would hope for the future there be an internal policy put in place.

Mayor Manzi stated he would review the forms.

Councilor Pappalardo agreed with Councilor Willette regarding the application forms and personal information be excluded and is this for amusement purposes such as videos?

Mayor Manzi said yes

UPON VOTE: UNANIMOUS

Second Hand Dealer, Jonathan T Anderson DBA Furniture Fixer NE 5 Pelham Street Methuen

MOTION BY: Councilor Cronin seconded by Councilor Zanni to approve.

Councilor Pappalardo asked if this is for re-doing furniture. The application states second hand dealer license. Are they selling the furniture? Is this a yearly permit?

Mayor Manzi said this is an application for a furniture fixer. This is an annual permit.

UPON VOTE: UNANIMOUS

CONTRACTS

C-10-8 Eastern Minerals Inc for Highway Rock Salt, \$ 58.00 per ton

MOTION BY: Councilor Giordano seconded by Councilor Zanni to adopt.

UPON VOTE: UNANIMOUS

C-10-9 International Salt Co Inc for Highway Rock Salt/Back up \$58.31 per ton

MOTION BY: Councilor Zanni seconded by Councilor Kannan to adopt.

Councilor Pappalardo asked what is the difference between the two contracts? What is the amount that we are getting?

Mayor Manzi stated this (second one) is backup in case of a supply problem, he is not sure of the amount but the city does store it and uses it as needed.

The price did go down.

Councilor Zanni stated the cost went down. Last year we paid \$69.00 dollars per ton, this year it is \$58.00(per ton) saving \$11 dollars (per ton). If we use the same amount of salt this year there will be a savings of \$75 thousand dollars.

UPON VOTE: UNANIMOUS

OLD BUSINESS

RESOLUTIONS

1. TR-09-64 Resolution Authorizing acceptance of Donation to Methuen Fire Department

MOTION BY: Councilor Cronin seconded by Councilor Giordano to adopt.

UPON VOTE: UNANIMOUS

2. TR-09-65 Resolution Authorizing Acceptance of a Federal Library Services and Technology Act (LSTA) Grant, "Readers Advisory", Nevins Memorial Library

MOTION BY: Councilor Cronin seconded by Councilor Pappalardo to adopt.

UPON VOTE: UNANIMOUS

3. TR-09-66 Resolution Authorizing Acceptance of Community Development Block Grant Funds

MOTION BY: Councilor Cronin seconded by Councilor Pappalardo to adopt.
UPON VOTE: UNANIMOUS

4. TR-09-67 Resolution Authorizing Acceptance of Community Development Block Grant – Recovery Funds – Appleyards

MOTION BY: Councilor Zanni seconded by Councilor Pappalardo to adopt.
UPON VOTE: UNANIMOUS

NEW BUSINESS

RESOLUTIONS

1. TR-09-68 Resolution Amending Traffic Rules and Regulations – Boornazian Road – Stop Sign at Woodburn Drive intersection (request of Clr Lahey)

MOTION BY: Councilor Lahey seconded by Councilor Zanni to adopt for first read and table TR-09-68, 69, 70 to a public hearing

2. TR-09-69 Resolution amending Traffic Rules and Regulations – Prospect Street

3. TR-09-70 Resolution Amending Traffic Rules and regulations – Brentwood Road

UPON VOTE: UNANIMOUS

TR-09-71 Resolution Authorizing the Filing of a Home Rule Petition for the Purpose of Waiving certain Provisions of mass general Laws Chapter 44

Councilor Pappalardo asked if this is a Home Rule Petition for the DiLeo case? Is the City paying this or the school department? How much will it cost spread out over the twenty years?

Mayor Manzi responded this is the DiLeo case funded 100% through the city and he will provide information from Tom Kelly detailing the principal and interest. The family has received the settlement. Statutory provisions currently require the re-payment of the debt in a shorter period of time and that is the reason for the Home Rule Petition.

UPON VOTE: UNANIMOUS

ANY OTHER BUSINESS FOR THE GOOD AND WELFARE OF THE COMMUNITY

Chair Quinn thanked the LeBreck family for their generous donation to the Santa Parade. Councilor Quinn congratulated all of the councilors re-elected to office along with the three new East, West and Councilor at Large councilors-elect. She also congratulated Ken Willette on his win to the School Committee.

METHUEN CITY COUNCIL REGULAR MEETING

REQUEST OF COUNCIL

Councilors Giordano, Cronin, Pappalardo, Zanni, Kannan and Lahey thanked all of their families, supporters and the residents for voting them in for another term and will do their best for the good and welfare of the “City of Methuen”.

ADJOURN

MOTION BY: Councilor Giordano seconded by Councilor Lahey to adjourn.

UPON VOTE: UNANIMOUS

Meeting was adjourned at 7:40 pm

Diane Lasonde / Council Secretary

I do hereby certify that at a meeting of which a quorum was present, the foregoing minutes was adopted by the Methuen City Council by a unanimous vote on November 16,2009