

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

Chairman Lahey called the regular meeting to order at 7:05 p.m. with all members present, with the exception of Councilor Leone and Councilor Giordano.

ACCEPTANCE OF AGENDA

MOTION BY: Councilor Zanni, seconded by Councilor Cronin to accept the agenda.

MOTION BY: Councilor Quinn, seconded by Councilor Zanni to take TR-08-48 out of order, before Contracts.

UPON VOTE: UNANIMOUS.

Invocation/Pledge of Allegiance

Reverend Sharon Hope from First Baptist Church gave the Invocation for the evening. Everyone remained standing for the Pledge of Allegiance.

ACCEPTANCE OF MINUTES

MOTION BY: Councilor Cronin, seconded by Councilor Zanni to waive the reading and accept the minutes of August 4, 2008 regular meeting; July 28th public hearing; and July 28th Special Meeting.

UPON VOTE: UNANIMOUS.

PROCLAMATION/CORRESPONDENCE

The Clerk read a petition signed by twenty residents requesting revocation of the all kennel licenses at 131 Anderson Drive.

The Clerk read a memo from the Mayor stating that a cease and desist order has been issued in regards to a commercial kennel at 131 Anderson Drive.

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

PUBLIC PARTICIPATION

Claire Joan Bamford, 21 Madison Street, spoke in favor of TR-08-51. She said it happened to her in January 2005 and it cost her \$5500 to have a new pipe installed and doesn't want it to happen to anyone else. She hopes Council supports the amendment to the Public works sewer and water policy 2002—01.

Chris Coleman Plourde, read a neighborhood petition (on behalf of the neighborhood) to the City Council requesting sidewalks on Cypress Avenue and presented the petition. The petition summary and background is attached.

Jim Robertson, 2 Wilson Street, supported the Cypress neighborhood petition requesting sidewalks, noting it is a serious public safety issue that needs immediate attention.

Mayor Manzi said he received the letter and responded today by email and have asked DPW to come with a cost estimate. He has talked to several councilors about the issue before he received the letter and realized that the School Department is looking at applying for a safe routes grant. He will check on the status. Before he can do anything we need to see what the cost would be of the request. That should be available within a week.

Councilor Quinn said Mr. Chaisson informed her that the school department submitted the safe route grant request to the state.

Councilor Pappalardo commented that this is part of the issues from Haverhill Street. She asked if Methuen could consider painting white blocks in the middle of crosswalks throughout the community. Haverhill has this and it really pronounces the crosswalk.

Mayor Manzi said he would take a look at that and the bus stop and come back with a cost estimate.

Jack Burke, 49 Canobieola, said he supports the intent of TR-08-51 His problem with the resolution is that when a policy is adopted it is still under the fiat of the Executive Branch. And that's how we got here with policy 2002-01 in the first place. The Task Force proposed making this an ordinance and that would make it with the power of law and it would always have to come back to this council before any changes could be made. Task force made a suggestion to adopt this in ordinance form so that any future changes would have to come before Council rather than a future Mayor change the policy. Mr. Burke said that there is no funding for Resolution TR-08-48 Amending Order #4267 for the East Capital Street Replacement Project. It was listed in the budget and \$0 funded. This is not an oversight as the city engineer went before the Conservation Commission in January of this year and asked for all of the proper paperwork to be done to accomplish this. The department knew that they were going to do this project but they did not include it in the budget for Council to fund and there was a lot of discussion about how level funded we were this year and how tight the budget was and now suddenly

METHUEN CITY COUNCIL REGULAR MEETING

TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.

GREAT HALL, SEARLES BUILDING

they're going to come at you for 1.3 million dollars to do something that they never gave to you as a plan and never put into the budget. Now they want Council to supplement the budget 1.3 million dollars. On top of that, they ask Council to pass the resolution and then at the same time by the way, here's both of the contracts we want you to pass to support this. He said he has a problem with the CDM contract C-09-06 and that has to do with the fact that they're going to be paid a huge amount of money to manage this project. He asked why the company that's actually going to do the drilling and laying of the pipes or the city engineer doesn't manage this project. Why do we pay CDM a huge amount of money to say yes that's exactly the way we designed it for you a couple of years ago. It seems to be the wrong thing to do.

Alexander Vannett, 314 Pelham Street, presented detailed information to the City Council regarding a major public safety concern located at the corner of Pelham and West Street (at the corner of his property, a dangerous curve). His main focus was the protection of his children, family and preservation of property. He provided history of the installation of the boulders on site (50 plus years ago), his quest to replace these with guardrails, noting numerous accidents that occurred (photos distributed) and how the boulders that are used as a barrier are somewhat lower than a standard guardrail suggested and could result in the tripping of an air bound vehicle resulting in a rollover. He referred to the memorandum addressed to Frank Russo, City Engineer, from James Terilizzi, dated August 14, 2008 copies distributed to Council. Referencing page 2, it states guardrail installation is practical; given that some shoulder area within the road exists for its installation. Mr. Vannett also distributed photographs of the property in which he'd like to discuss. City records state that the house foundation on Pelham Street is eleven feet from the property line and one foot from the property line on West Street. All the boulders are within the right of way and not on private property and there is room for guardrail installation. Mr. Vannett commented that the vehicles are larger, faster, and more powerful and certainly of distractions such as cell phones. It is practical that a semi-rigid guardrail be installed as a barrier between the roadway and the house, generally near where the boulders are placed today and that there is room for installation and the guardrail would not only protect the safety of the traveling public but the occupants of the house. He asked if removing the boulders and installing a safer guardrail increase any liability to the city? It doesn't. The liability lies exclusively with them not doing what is right and the best corrective action is to remove a documented and recognized hazard. Mr. Vannett read excerpts from memos sent and received by him regarding this issues, reported on numerous site visits with previous Councilors, sitting Councilors, the Mayor, Councilor Pappalardo, and Chief Lavigne resulting in a unanimous agreement that there was significant traffic hazards and the city would install a guardrail. Mr. Vannett took exception to the term "needless precedent" as stated in one the memos. He asked the Council for their support and assistance in resolving this matter. He further stated Mr. Terilizzi from the Merrimack Valley Planning Commission is present this evening to answer any questions.

Deborah Dietrich, 131 Anderson referred to petition and asked the Council, on behalf of her attorney, to postpone this issue until the next Council meeting to allow them time to answer. She said she found out about tonight's meeting at 1:00 p.m. today.

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

Chairman Lahey stated Council is not voting on anything.

Mayor Manzi advised Ms. Dietrich that the City Council is not involved in the administration. The administration action is governed by the Mayor's office. We have issued a cease and desist order relative to commercial activity. His advice is to have her attorney deal with the City Solicitor by Tuesday, September 3, 2008.

Lucille Donegan, 19 Somerset, stated that Mr. & Mrs. St. Germain has lived on Anderson Drive for 40 years as she and Mrs. St. Germain worked together. Mrs. Donegan informed them of the residential neighborhood where they purchased their home 40 years ago. People in a residential neighborhood expect peace and quiet. They don't expect to live next to a kennel with ten dogs or next to an odor or a stench that is constant in their neighborhood that has been attributed to a neighbor on Dottie Lane who prefers not come forward because a lot of people do not want to speak publicly. If an ordinance allows kennels and puppy mills, that ordinance should be revisited. Kennels should be in open spaces where animals could run free. They can't run around in a residential area. It is abuse to the neighborhood and abuse to the dogs.

Joseph St. Germain, 135 Anderson Drive, a 40 year resident of Anderson Drive, began his presentation to Council detailing his inquiry to the homeowner as to what was being built at 131 Anderson Drive and his difficulty journey trying to obtain information regarding this dog house (permit states garage) and kennel license. He gave Council a copy of the permit and noted the specific conditions on the permit, conditions that read no zoning or building regulations be violated. Zoning violation – no kennel permit be issued in a single-family zone, Anderson Drive. A message was left on his answering machine that these residents have had a kennel permit for years. The condition of building regulation, violation for foundation for a garage to build what appears to be a 2-1/2 story high building. There are no garage doors. There's no driveway. The building has electricity water and air conditioning. He presented pictures to the City Council and the proximity to his property. He asked if an occupancy permit has been issued and who notifies the Assessing Department. There were no papers relative to this building. Mr. St. Germain asked who in inspection must notify assessing.

Chairman Lahey asked Mr. St. Germain if he was aware of the cease and desist order.

Mr. St. Germain said he was aware. It is a drastic change from a garage to a 2-1/2-story building. He is requesting that the Council president obtain who signed off on this permit.

Councilor Cronin said the names are on the permit.

Mr. St. Germain said there are many things that haven't been signed off on the permit. There is a picture with runoff on his property. He gave a report to the Council of his travels to the various departments in town to obtain information regarding this single-family residential area and kennel permits. He found out that the City Clerk's office was told not to issue a kennel license and to check with inspectional services. A license was issued anyway. As of 8/31/08 Cherry Hill Kennel of New England is still listed but it states "no more available puppies at this time". This is after the cease and desist was

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

issued. He asked what he could do to protect the value of his home. If this building is left standing, who is responsible to enforce the cease and desist order?

Councilor Kannan read two memos, one from Sal Polizzotti, 15 Dottie Lane, and the other from Debra and John Sirois, 127 Anderson Drive, residents against the operation of a commercial business (kennel) in a residential neighborhood. (Copies attached).

Mayor Manzi said the property itself in question was never licensed by the city for commercial operation. Unfortunately what happens when a person comes in for individual dog licenses that total more than three, a license is given out that is called “kennel” but it is not a license by the city to conduct a commercial operation. It’s simply the licensing of more than three dogs. We have licenses more than three dogs at the site and he doesn’t believe, for example you wanted to have four dogs at your house, that the city would have any ability if you were not conducting a commercial enterprise to stop you. The city can look at that but if someone wanted to have four chi wa-wa, he doesn’t think there would be anyway to stop you from that. The city, can however, stop someone from conducting a commercial enterprise in a residential zone. Confusion has existed over people saying that the city issued a commercial kennel license, it is important to realize that never happened. Mr. St. Germain did good detective work and to his credit submitted that to the city. Once the city is notified, standard operating procedure is to refer immediately to the Building Commissioner. If the Commissioner believes that this is the case, which in this case he does, he issues a cease and desist order that is drawn in conjunction with the City Solicitor’s office. It is an order from the city to cease and desist all commercial activity referenced in the order. The deadline for response by the individual is Tuesday, September 3, 2008. A failure to adequately deal or respond to the cease and desist order would lead to the matter going from the Building Commissioner to the City Solicitor who would then take the resident to court and try to enforce our order through the court system. He would let the Solicitor deal with what sanctions would be imposed by the courts but again that deadline is tomorrow and Peter will take it from there. The court against a homeowner that continues to be in violation of the zoning ordinance after we serve the order can impose fines and other matters. To deal with the questions relative to the improvements, which is the building, our computer system would automatically flag an improvement through the issued permit from inspectional to the assessor. It may not have reached the assessor by the time Mr. St. Germain went there but that process is automatic. At some point it is sent to Mr. Cena and then logged on the field card as an improvement. Relative to being permitted for a garage and then coming in with something that ended up being used for a kennel, he believes inspectional is looking at a permit for a structure, keep in mind even something that resembled a garage could be used improperly to house dogs or some other illegal activity in there. What it looks like is less important than what its used for and in this case, it was clearly meant from the start, as he understands it, to be used in furtherance of that commercial activity and therefore that usage must stop. What happens to the building after that he leaves it up to the Solicitor and Building Inspector? The permits were issued. We certainly can respond as to who signed off on them but he doesn’t believe that inspectional did anything improper. The impropriety lay with running a business in a residential neighborhood and we are moving forcefully to stop that and to order them to cease their commercial activity.

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

Attorney McQuillan said given the fact there could be potential litigation here he would be very guarded in his statement. He would echo what the Mayor has said before. He has a scheduled meeting with Mr. Deschene on Tuesday morning. He spoke with him this afternoon and has been in constant contact with the Solicitor's office for not only the preparation but also the service of the cease and desist order and the follow up regarding its enforcement. The deadline is tomorrow. They'll be discussing this matter tomorrow depending upon homeowner's response or lack thereof.

Regarding Alex Vannett's property, Mayor Manzi reported that he went out to the site with Councilor Pappalardo and Chief Lavigne. It was his view that Mr. Vannett has a problem and he said that. He also said to him that he thought we could solve the problem by putting an impediment there, likely a guardrail. Mayor Manzi said he would still be willing to do that. The issue comes before us two areas. Mr. Vannett related to him all of the problems but said that prior to the Mayor going out there it had been the city's position that he could not put up an impediment himself. He told me that but he didn't mention it in his remarks. The Mayor told him at the time that he certainly could put one up and the city would not impede him in that should he choose to do so. The second part is what he relayed to Council earlier that he perceives Mr. Vannett has a problem and would like to help him. In dealing with Solicitor McQuillan on the Solicitor rightly points out that even though he went out and even though we perceive a problem there, that it would not be legal for the Mayor to install a rail regardless of the merits of a rail onto private property and issued a memorandum on that basis that Councilor Pappalardo received. In light of that there were some options, one of which was a survey that would have cost \$1000 or \$2000. The Mayor said he chose not to spend that money at that time. But in light of what the Solicitor told him, continued to work with Mr. Vannett and is still willing to do that but he's not in a position where a legal opinion issued by the Solicitor is something he could just ignore. The Mayor has said this to Councilor Pappalardo, that he does perceive a problem there and is willing to work – there are without question and you cannot dismiss lightly as Mr. Vannett did some of issues relative to precedent setting. That is not a light issue and its certainly the case that if we can clear the legal issues, he will go out. The Chief has been very good on going out on multiple occasions and we're willing to work towards a solution there. He doesn't know if the Solicitor would like to add anything to that but right now his legal opinion is still standing and if there's a way to work around that, he is here to do so. He does perceive a problem there. It's a unique situation. The city does not and will not say they are the ones that put the boulders there. That may be the case but it's our position that we don't know that for sure.

Attorney McQuillan said he's had numerous discussions on this issue with Councilor Pappalardo and the Mayor. The city is willing to install a guardrail on the West Street side of the property given the fact that there is sufficient room between the property line and the street line (public property) for the purposes of installing apparatus. The problem lies on the Pelham Street wide with the property line as it directly abuts the street line and there is not room for installation. He suggested that Mr. Vannett get a survey and if it can be shown there is room between his property line and the street

METHUEN CITY COUNCIL REGULAR MEETING

TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.

GREAT HALL, SEARLES BUILDING

(public property) the city is willing to install apparatus. Attorney McQuillan explained there is an area, a small-elongated triangle, where the city has offered to install a guardrail and illuminated signs with arrows because there is a sharp turn there. The main issue here is the city cannot expend public funds and enter onto private property to install apparatus. His memo stated this is a precarious precedent.

Mr. Terilizzi, MVPC, 57 Palomino Drive, North Andover, stated if it can be determined there is sufficient room to install a guardrail, it should be done. Two recorded crashes have occurred over the past three years. If Mr. Vannett is willing to work with the city determining property boundaries, he asked if the city would be willing to work with him for the installation of a guardrail.

Mayor Manzi responded, yes.

Mr. Vannett said he had a survey.

Attorney McQuillan explained that a plot plan is for the purposes of a mortgage. A comprehensive survey of the property has to be conducted.

Mr. Terilizzi said based on the best information he has, he believes there is sufficient property; but if the law requires a survey for property limits, it should be done. He cannot do the survey, as he is not a land surveyor.

Councilor Zanni suggested that, since the land is of no use to Mr. Vannett, he could perhaps release it to the city for the purposes of the installation of a guardrail.

Chairman Lahey asked the solicitor to check the feasibility of Councilor Zanni's suggestion.

Councilor Willette stated that there are solutions that could be implemented immediately until the remaining issue is resolved regarding the Pelham Street side. He suggested that Mr. Vannett could bolster his property and protect the Pelham Street side without prohibition from the city.

Mr. Vannett agreed to work with the city.

PUBLIC SERVICE

A) Grants: None

B) Licenses: Extenet Systems Inc., Petition for the Location of Telecommunications Wires Appurtenances (remove from the table)

MOTION BY: Councilor Pappalardo, seconded by Councilor Quinn to remove from the table. UPON VOTE: UNANIMOUS.

MOTION BY: Councilor Cronin, seconded by Councilor Pappalardo to approve (for discussion purposes).

Mayor Manzi said a meeting was held with the company. The petition before Council will be modified to reflect a two-part process rather than a one-part process. The second part of the process would be an acknowledgement between the legal staffs that it requires zoning approval. They are asking for Council approval tonight after modification to the first phase (which will not have any transmission capabilities). The infrastructure allows them to install the housing on the pole. The legal staffs agree that when it comes to the transmission portion that the Zoning Board of Appeals would have to have a petition before them. They are asking tonight for the hardware, the

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

housing without transmission. It would be appropriate, after Council action, to send it to ZBA to make a determination based on the criteria that are in our ordinance.

Attorney Pare, representing Extenet, explained that this installation is to fill a gap in an area, with housing apparatus only. At this time, no transmission equipment is proposed.

There was a brief discussion in regards to housing equipment vs. transmitting equipment, benefit to Methuen (Attorney Pare stated there is none) and Lawrence. Mayor Manzi explained that this company is not a provider.

MOTION BY: Councilor Willette, seconded by Councilor Cronin to table.
UPON VOTE: 4 yes, 3 no (Clr. Kannan, Clr. Quinn, Clr. Lahey)

Second Hand Dealer Application – Daniel DeMatteo, DBA Game stop 3596, 184 Haverhill Street, Methuen, MA (offsite owner)

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

Special Excavation – 19 Worcester Street MOTION BY: Councilor Cronin, seconded by Councilor Zanni to approve. UPON VOTE: UNANIMOUS.

Special Excavation – 175 Tyler Street MOTION BY: Councilor Cronin, seconded by Councilor Pappalardo to approve. UPON VOTE: UNANIMOUS.

Special Excavation – Lot 42 Hillcrest Avenue MOTION BY: Councilor Cronin, seconded by Councilor Zanni to approve. UPON VOTE: UNANIMOUS.

TR-08-48 Resolution Amending Order #4627 – Resolution Authorizing the Borrowing and Appropriations of Funds from the Massachusetts Water Pollution Abatement Trust for the Sewer Rehabilitation & East Capital Street Replacement Project

MOTION BY: Councilor Zanni, seconded by Councilor Cronin to adopt.

Councilor Pappalardo said she asked Mr. Kelly how the city would pay for this. It would out of the Water/Sewer mitigation fund. The balance as of August 11th is \$229,412. She asked the Mayor if it is in the budget.

Mayor Manzi indicated that it would be as part of the other capital improvement projects. Council approval would allow the work to go forward, both in slightly increasing the authority to borrow from the trust and approving the contracts. It wouldn't be called supplemental. It's the low interest debt that would come on line in two years for repayment.

Councilor Pappalardo asked the Mayor if he projected how much mitigation money is coming to the city.

Mayor Manzi said depending upon the economy; the entrance fees could generate some money. He is satisfied that the city would be able to pay the debt service out of those monies.

Mr. Kelly said the balance is the same, to date, \$229,412.

Councilor Zanni commended Mr. Russo for detailed information he provided relative to the process.

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

Councilor Willette asked if the base number for this project would change.

Mayor Manzi said he is not anticipating any additional costs. The price would be locked in via the contracts the Council has before them this evening.

UPON VOTE: UNANIMOUS.

C) Contracts:

C-09-03 Borden & Remington Corporation for Potassium Hydroxide

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

UPON VOTE: UNANIMOUS.

C-09-04 Holland Company, Inc., for Aluminum Sulfate MOTION BY:

Councilor Cronin, seconded by Councilor Zanni to approve. UPON VOTE:
UNANIMOUS.

C-09-05 Greener Excavating, LLC for East Capitol Street Sewer Extension

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

Councilor Pappalardo noted the paragraph relative to the City Auditor and his signature should be included in the contract.

Mr. Kelly said that is normally where he signs after contract approval and it will be taken care of.

Mayor Manzi said the contract would not be effective even after Council approval unless sufficient funds are available for the expenditure. The city auditor must certify that prior to the contract moving forward.

UPON VOTE: UNANIMOUS.

C-09-06 Camp, Dresser & McKee, Inc. for Professional Services – East Capital Street Sewer Extension

MOTION BY: Councilor Zanni, seconded by Councilor Kannan to approve.

Councilor Pappalardo said she'd like to see another engineering company have a chance to bid on a project in Methuen (even though we've done business with CDM for 30 years or so)

Chairman Lahey said he would support this contract based on the fact it provides the opportunity to remove an antiquated pumping station and replace it with gravity feed. But in the future, he will not vote for CDM.

Councilor Kannan asked if a completion date is available.

Mayor Manzi said he would provide that information.

Councilor Kannan asked if this is the final payment for CDM.

Mayor Manzi responded, yes it is.

UPON VOTE: 6 yes, 1 no (Clr. Cronin)

OTHER OFFICERS AND COMMITTEE REPORTS - None

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

OLD BUSINESS

Resolutions

TR-08-47 Resolution Accepting a Fire Department Private Grant from 3M Touch
MOTION BY: Councilor Zanni, seconded by Councilor Willette to adopt. UPON
VOTE: UNANIMOUS.

TR-08-49 Resolution to Recognize Veteran Preference for City Employment
(amended version) (Req. of Clr. Pappalardo)

Councilor Pappalardo read the proposed amendment.

MOTION BY: Councilor Willette, seconded by Councilor Kannan to adopt, as amended.
UPON VOTE: UNANIMOUS.

Ordinances: None

Consideration of Appointments – None

NEW BUSINESS

Resolutions:

TR-08-50 Resolution Providing for the Office of the City's Auditor to Submit to
the City Council Quarterly Budget Projections (Req. of Clr. Zanni)
MOTION BY: Councilor Willette, seconded by Councilor Kannan to adopt for first read.
UPON VOTE: UNANIMOUS.

TR-08-51 Resolution Amending Standing Departmental Policy Department of Public
Works Water and Sewer Service Policy No. 202-01 (Req. of Clr. Cronin, Clr. Kannan,
Clr. Pappalardo, Clr. Quinn)

MOTION BY: Councilor Cronin, seconded by Councilor Kannan to adopt for first
read.

Councilor Cronin said this addresses the situation Mrs. Bamford spoke about during
public participation. He noted that a customer on Rt 113 had to pay approximately \$7500
for work and had to pay for police detail. He recalled when the sewer and water
revolving funds were first established, it was always meant to have a surplus in these
funds for the purpose of fixing and maintaining main lines and connections that lead up
to the property line and to the shut off vales. Somehow over the years, the policy was
changed by a former administration (Executive Order). The Council is the policy setting
body and its appropriate that they take action. Residents are paying for their sewer and
water bills at this time and they should have some kind of protection and not have to
maintain these lines beyond their property.

Councilor Kannan agreed with Councilor Cronin's comments. She received a few
calls from people who felt they were paying for their water and that this should be
included in their service. Many of them added up to several thousand dollars. She has a
problem with a private contractor taking care of the city's infrastructure and would prefer
the city handling the repair/maintenance from the street line to the main or shut off,
having the consumer take care of his or her own property with an inspector on site.

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

Councilor Pappalardo agreed, noting this was part of the subcommittee discussions and a recommendation from the Sewer and Water Task Force. Mr. Burke suggested earlier that it should be an ordinance. This is definitely a step in the right direction. Many residents have complained about the costs they have incurred.

Councilor Zanni requested a Workshop.

Chairman Lahey agreed to set a date for a Workshop and to include Ray DiFiore and Frank Russo to give them the opportunity to express their opinion. This proposed policy brings back how it used to be done and he doesn't see amending the resolution in any way. UPON VOTE: UNANIMOUS.

TR-08-52 Resolution Amending Traffic Rules and Regulations – Official Acceptance/Renaming of Hampshire Street Access Road

MOTION BY: Councilor Zanni, seconded by Councilor Cronin to adopt for first read. UPON VOTE: UNANIMOUS.

MOTION BY: Councilor Cronin, seconded by Councilor Zanni to adopt the following resolutions for first read and table to a public hearing.

TR-08-53 Resolution Amending Traffic Rules and Regulations – Hampshire Street at Hampshire Street Extension

TR-08-54 Resolution Amending Traffic Rules and Regulations – Kimball Street at Hampshire Street

TR-08-55 Resolution Amending Traffic Rules and Regulations – Gaywood Circle at Hampshire Street

TR-08-56 Resolution Amending Traffic Rules and Regulations – Bartlett Road at Hampshire Street

TR-08-57 Resolution Amending Traffic Rules and Regulations – Melissa Circle @ Hampshire Street

TR-08-58 Resolution Amending Traffic Rules and Regulations – Hampshire Street Extension

TR-08-59 Resolution Amending Traffic Rules and Regulations – Webb Street

TR-08-60 Resolution Amending Traffic Rules and Regulations – Pelham Street

TR-08-61 Resolution Amending Traffic Rules and Regulations – Camden Street (remove Order #4699)

TR-08-62 Resolution Amending Traffic Rules and Regulations – Lawrence Street

TR-08-63 Resolution Amending Traffic Rules and Regulations – Calumet Road

TR-08-64 Resolution Amending Traffic Rules and Regulations – Union Street

UPON VOTE: UNANIMOUS.

Ordinances: None

METHUEN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 2, 2008 – 7:00 P.M.
GREAT HALL, SEARLES BUILDING

ANY OTHER BUSINESS FOR THE GOOD AND WELFARE OF THE
COMMUNITY

REQUEST OF COUNCILORS

Councilors expressed their best wishes to Councilor Giordano who was admitted to the hospital this past weekend.

ADJOURN

MOTION BY: Councilor Zanni, seconded by Councilor Willette to adjourn.

UPON VOTE: UNANIMOUS.

The meeting adjourned at 9:25 p.m.

I do hereby certify that at a meeting of which a quorum was present, the foregoing minutes were approved by the Methuen City Council by a unanimous vote on September 15, 2008.

COUNCIL CLERK