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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, March 26, 2024
City Hall Auditorium- 62 Friend St.
7:00 PM

The public can view this meeting:

- In person
- ACTV Channel 6
- the ACTV website: <https://www.amesburyctv.org/public-government-access-television>
- or the ACTV Facebook Page: www.facebook.com/AmesburyCommunityTelevision

1. Call to Order
2. Pledge of Allegiance – Councilor Gilday
3. Roll Call
4. Act on Minutes- February 15, 2024
5. Mayoral Appointments

2024-032 Appointment of Malcolm Rutter to the position of member of the Historical Commission for a term to expire February 28, 2027.

2024-033 Reappointment of Joseph Finn to the position of member of the Historical Commission for a term to expire February 28, 2027.

2024-034 Reappointment of Robin Beeley to the position of member of the Board of Health for a term to expire February 28, 2027.

2024-035 Reappointment of Dan McQueen to the position of member of the Board of Health for a term to expire February 28, 2027.

2024-036 Reappointment of Sharon McDermot to the position of member of the Zoning Board of Appeals for a term to expire February 28, 2027.

2024-037 Reappointment of Jonathan Sherwood to the position of member of the Open Space, Natural Resources and Trails Committee for a term to expire February 28, 2027.

2024-038 Reappointment of John (Rich) Hucksam to the position of member of the Open Space, Natural Resources and Trails Committee for a term to expire February 28, 2027.

2024-039 Reappointment of Deborah Smith to the position of member of the Health Care Trust Commission for a term to expire February 28, 2027

2024-040 Reappointment of Anne Bryant to the position of member of the Health Care Trust Commission for a term to expire February 28, 2027.

2024-041 Reappointment of Jacqueline Brisebois to the position of member of the Board of Registrars for a term to expire February 28, 2027.

2024-042 Reappointment of Alison Kolozsvary-Rice to the position of member of the Council on Aging for a term to expire February 28, 2027.

2024-043 Appointment of Michael Hogg to the position of member of the Disposition Committee for a term to expire December 31, 2025

2024-044 Appointment of Nicholas Cracknell to the position of member of the Disposition Committee for a term to expire December 31, 2025.

2024-045 Appointment of James Chapman to the position of member of the Council on Aging Board of Directors for a term to expire February 28, 2027.

2024-046 Appointment of Lois Honegger to the position of Ad Hoc member of the Disposition Committee for a term to expire at the conclusion of the committee's work relative to the disposition of the former Trader Alan's Truck Stop.

2024-047 Appointment of David Frick to the position of member of the Disposition Committee for a term to expire December 31, 2025

6. Monthly list of licenses

7. Correspondence

· President/Vice President Communications

· Communication from Elected Officials, Boards and Commissions

Memorandum – Donations Under \$5,000 – **Mayor Gove**
Financial Presentation – **Mayor Gove**

· Council Communications, Announcements and Committee Reports

8. Public Comment- Public comment can be done in person during the meeting, or by emailing your comments to 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

2024-014 An Order to create an Opioid Settlement Special Revenue Fund and to appropriate \$114,123.63 from Free Cash to said Fund to be expended in accordance with the Massachusetts State-Subdivision for Statewide Opioid Settlement Fund - **Mayor Sponsor**

Summary: This order requests an appropriation of Free Cash to the Opioid Settlement Special Revenue Fund to expend funds in accordance with the Massachusetts State-Subdivision for Statewide Opioid Settlement Fund. These funds are to be used to supplement and strengthen resources available to

communities and families for substance use disorder prevention, harm reduction, treatment, and recovery. The requested appropriation has already been received by the City of Amesbury and has been certified as part of Free Cash.

2024-015 An Order to request the City Council to authorize the Department of Public Works to overspend the fiscal 2024 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 18, 2024, expenditures relating to snow and ice removal for the City totaled \$142,563.34 As in previous years, it will be necessary to overspend the snow and ice appropriation.

2024-016 An Ordinance to adopt changes to Amesbury City Council – 14th Session Rules by revising Rule 6G: Appeal – **Councilors Stanganelli, Hogg, and Rinaldi Sponsors**

Summary: This ordinance will adopt changes to the Amesbury City Council – 14th Session Rules by revising Rule 6G: Appeal

2024-017 An Ordinance to adopt changes to Amesbury City Council – 14th Session Rules by revising Rule 11-A Standing Committees. - **Councilors Stanganelli, Hogg, and Rinaldi Sponsors**

Summary: This ordinance will adopt changes to the Amesbury City Council – 14th Session Rules by revising Rule 11-A: Standing Committees

2024-018 An Ordinance to adopt changes to Amesbury City Council – 14th Session Rules – Rule 5E: Order of Business - **Councilors Stanganelli, Hogg, and Rinaldi Sponsors**

Summary: This ordinance will adopt changes to the Amesbury City Council – 14th Session Rules – Rule 5E: Order of Business

2024-019 An Ordinance to adopt changes to Amesbury City Council – 14th Session Rules – Rule 5B: Meeting Schedule - **Councilors Stanganelli, Hogg, and Rinaldi Sponsors**

Summary: This ordinance will adopt changes to the Amesbury City Council – 14th Session Rules – Rule 5B: Meeting Schedule

2024-020 An Ordinance to adopt changes to Amesbury City Council – 14th Session Rules by adding Rule 5J: Attendance Relating to Public and Adjudicatory Hearings or Meetings - **Councilors Stanganelli, Hogg, and Rinaldi Sponsors**

Summary: This ordinance will adopt changes to the Amesbury City Council – 14th Session Rules by adding Rule 5J: Attendance Relating to Public and Adjudicatory Hearings or Meetings

2024-021 An Ordinance to adopt changes to Amesbury City Council – 14th Session Rules by adding Rule 5I: Remote Participation - **Councilors Stanganelli, Hogg, and Rinaldi Sponsor**

Summary: This ordinance will adopt changes to the Amesbury City Council – 14th Session Rules by adding Rule 5I: Remote Participation

2024-022 An Ordinance to adopt changes to Amesbury City Council – 14th Session Rules by revising Rule 6O: Objections and Postponement of Votes. - **Councilors Stanganelli, Hogg and Rinaldi Sponsors**

Summary: This ordinance will adopt changes to the Amesbury City Council – 14th Session Rules by revising Rule 6O: Objections and Postponement of Votes.

2024-026 An Order to appropriate \$310396.12 from Free Cash to Amesbury Public Schools- Collective Bargaining Settlements for FY2024 – **Mayor Sponsor**

Summary: This order requests an appropriation of Free Cash to Amesbury Public Schools to cover the unbudgeted cost of the Amesbury Teachers Association FY2024 contract. This contract had not been settled at the time the FY2024 budget was presented and approved. Funds that were allocated as “Reserve for Negotiations” at that time are now insufficient. Additional funds are necessary to honor the terms of the contract settlements.

2024-027 An Order to appropriate \$106678.15 from Free Cash to Amesbury Public Schools- Cashman Playground – **Mayor Sponsor**

Summary: This order requests an appropriation of Free Cash to Amesbury Public Schools to supplement the cost of the construction of a new playground at Cashman Elementary School. A National Grid Efficiency Incentive Payment in the amount of \$106,678.15 was deposited into the General Fund on 11/9/2023. These funds were generated from the Shay Elementary School project and will roll to Free Cash at the conclusion of FY2024. The City wishes to utilize these funds now to fund construction of the new Cashman playground. The total cost is \$226,247.30. In addition to these funds, additional funds for this project include Cashman PTO donation (\$25,000), FY2024 Legislative Earmark (\$75,000), and Esser III (\$19,659.15).

2024-028 An Order to pay Prior Year Invoices from FY24 General Operating Budget-4 - **Mayor Sponsor**

Summary: The below listed invoices are for operating expenses related to supplies or services rendered in FY23 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 (FY24) operating budget in accordance with M.G.L. c. 44 s. 64. This vote requires a two thirds approval of the City Council.

2024-029 An Order to authorize renewal agreement between the City of Amesbury and ACTV - to expire June 30, 2032 - **Mayor Sponsor**

Summary: The City seeks to enter into an 8-year agreement with its long-term Public Education and Governmental ("PEG") access provider, Amesbury Community Television ("ACTV"). The proposed renewal agreement would continue this relationship for another 8 years, through to the term of the current Breezeline license, whose 10-year term will conclude on June 30, 2032. Under the proposed agreement, ACTV would receive annual grants of 70 % of the annual PEG access support payments (5% of each licensee's Gross Revenues each year) (Art. IX) received from both the Breezeline and the Comcast licenses, intended as funding for ACTV's annual budgeted operating expenses. In addition, ACTV would receive capital equipment support in the form of a \$25,000 grant from each licensee annually. In exchange for this funding support, ACTV will continue to be obligated to provide the extensive PEG access services to the City as set forth in Art. V, sec. 1.

11. Adjourn