

Chelsea, Massachusetts, November 23, 2015

A Regular meeting of the Chelsea City Council was held. The meeting was held at the Chelsea City Hall located at 500 Broadway, Chelsea Massachusetts. The following Councilors were present: Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Recupero, Brown, Frank, and Cortell. Councillor Cataldo was absent. Councillor Barton arrived at 7:15 p.m. Council President Robinson presided over the meeting. The meeting opened at 7:00 P.M.

Public Speaking:

The public speaking portion opened at 7:03 p.m.
The following came forward to speak:

Damali Vidot, Spoke about a communication that went around election time, and the claim of voter irregularities.

The public speaking portion closed at 7:07 p.m.

The minutes of the City Council meeting dated November 9, 2015 was approved at the request of Councillor Perlatonda under suspension.

Communications from City Manager:

The following communication was received from City Manager Thomas G. Ambrosino. A motion from Councillor Hatleberg to accept and file under suspension was adopted.

The Honorable Chelsea City Council
Chelsea City Hall
500 Broadway
Chelsea, Massachusetts 02150

Re: Salary Transfer for Exempt Employees

Dear Councilors:

I am writing to resolve the final salary negotiations for Fiscal Year 2016. Specifically, I am requesting a transfer of \$38,912.31 from Salary reserve Account to various departments in order to provide a 3% salary increase, effective July, 2015, to the sixteen exempt employees who work in City government but are not covered by any collective bargaining agreement. A copy of the required Order is attached.

All employees covered by collective bargaining agreements with the City are under contract for Fiscal Year 2016. With the exception of the Police Patrol (NEPBA 93) the members of the remaining seven (7) bargaining units all received a 3% raise effective July 1,2015. A list of the unions, and the negotiated percentage raises in place over the past few years, is also attached.

Based upon the fact that the overwhelming majority of municipal employees in the City received a 3% raise in FY16, I think it only equitable that this same salary adjustment be extended to exempt employees. It is my longstanding belief that, when it comes to salary adjustments, exempt employees should be treated no differently than union members.

I concede that a 3% salary increase may be a bit rich in an environment when the rate of inflation is currently not even 1%. But, given what was previously negotiated for the unions, I feel that extension of a 3% increase to these sixteen employees is the fairest way forward.

For the above reasons, I ask that the City Council approve the requested transfer. A copy of the new salary scale for exempt employees is attached.

Sincerely,
Thomas G. Ambrosino

Communications and petitions to the Council:

A copy of a communication was received from Joseph M. Siewko, Chelsea Retirement System, regarding the benefits of widows receiving Chapter 32 Section 101 benefits. Councillor Cortell moved to accept and file under suspension.

Second Readings:

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Copuncillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recupero were absent

Ordered, that the Chelsea City Council authorize the appropriation of \$44,000.00 from Free Cash to supplement the Fiscal Year 2016-Voke Park Construction-Account #55401409-584500.

Ordered, that the Chelsea City Council authorize the appropriation of \$48,000.00 from Free Cash to supplement the Fiscal Year 2016-Public Health Department-

Health Officer Dept. Regular Salary-0151151-510200	\$38,700
Health Officer Dept. Longevity-0151151-515600	\$800
Health Officer Dept. Sick Buyback-0151151-515900	\$8,500

The following order was introduced by Councillor Hatleberg. Councillor Hatleberg moved to adopt by roll call. The roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recupero were absent.

Ordered, that the Chelsea City Council authorize the appropriation of \$25,000.00 from Free Cash to supplement the Fiscal Year 2016-Emergency Management Department-Contract Services-Account #0123052-530600 for Continuation of Operation Planning Services.

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recupero were absent.

Ordered, that the Chelsea City Council authorize the appropriation of \$11,500.00 from Free Cash to supplement the Fiscal Year 2016-MIS-Contract Services-Account #011552-530600 for an Emergency Notification System.

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recupero were absent.

Ordered, that the Chelsea City Council authorize the appropriation of \$120,000.00 from Free Cash to supplement the Fiscal Year 2016 Police Department and Fire Department Accounts for Narcan stipend and Narcan supplies:

Police Dept. Narcan Stipend-0121051-510900	\$55,500
Police Dept. Other Supplies-012052-549000	\$ 9,000

Fire Dept. Narcan Stipend-0122051-510900	\$46,500
Fire Dept Other Supplies-0122052-549000	\$9,000

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recupero were absent.

Ordered, that the Chelsea City Council accept the provision of General Laws Chapter 59, Section 3, Clause 17D which authorizes an exemption for seniors citizens, surviving spouses and surviving minors in lieu of Clause 17c1/2 and that this clause 17D be effective for exemptions granted for any fiscal year beginning on or after July 1, 2015.

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recupero were absent.

Ordered, that the Chelsea City Council accept the provision of General Law Chapter 59, Section 5 added by Chapter 181 of the Acts of 1995 which authorizes an annual increase in the amount of the exemption granted to senior citizens, surviving spouses and surviving minors under General laws Chapter 59, Section 5, Clause 17D by up to 100% of the percentage increase in the U.S. Department of Labor, Bureau of LABOR Statistics, Consumer Price Index (CPI) for the previous year as determined by the Commission of Revenue, and to fix that annual increase at 100% of the CPI to be effective for exemptions granted for any fiscal year beginning on or after July 1, 2015.

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recuperero were absent.

ORDERED, that the City of Chelsea accept the provision of General Laws Chapter 59, Section 5, Clause 17E, which authorizes an annual increase in the asset (whole estate) limit for exemptions granted to senior citizens, surviving spouses and surviving minors under General Laws Chapter 59, Section 5, Clause 17D by percentage in the U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index (CPI) for the previous year as determined by the Commissioner of Revenue, to be effective for exemptions granted for any fiscal year beginning on or after July 1, 2015.

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recuperero were absent.

ORDERED, that the City of Chelsea accept the provisions of General Laws Chapter 59, Section 5, Clause 41C which authorize the following, an increase in the value of the exemption to \$1,000; a decrease in the age limit from 70 to 65, an increase in the limits (gross receipts) from \$13,000 single/\$15,000 married to \$20,000 single/\$30,000 married, and an increase in the asset (whole estate) limit from \$28,000 single/\$30,000 married to \$40,000 single/\$55,000 married. And that such changes be effective for exemptions granted for any fiscal year beginning on or after July 1, 2015.

The following order was introduced by Councillor Hatleberg and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councilors Cataldo and Recuperero were absent.

ORDERED, that the City of Chelsea accept the provision of General Laws Chapter 59, Section 5, Clause 41D, which authorizes an annual increase in the income (gross receipts) and asset (whole estate) limit for exemptions granted to senior citizens under General Laws Chapter 59, Section 5, Clause 41C by the percentage increase in the U.S. Department of Labor, Bureau of Statistics, Consumer Price Index (CPI) for the previous year as determined by the Commissioner of Revenue, to be effective for exemptions granted for any fiscal year beginning on or after July 1, 2015.

The following order was introduced by Councillor Cunningham and read for the second time. A motion from Councillor Cunningham to adopt by roll call passed 6-3-2-0. Voting yes were Councilors Robinson, Perlatonda, Murphy, Cunningham, Barton, and Cortell. Voting no were Councilors Hatleberg, Brown, and Frank. Councilors Cataldo and Recuperero were absent.

ORDERED, that the City Council instruct the City Manager, through the office of the City Clerk, to file a formal request with the Massachusetts Secretary of State to investigate numerous allegations of irregularities surrounding the municipal election on November 3, 2015.

The following order was introduced by Councillor Cunningham. Councillor Cunningham officially withdrew the order.

ORDERED, that the City Council instruct the City Manager, through the office of the City Clerk, to file a formal request for officials at the office of Massachusetts Secretary of State to monitor future municipal elections in the City of Chelsea to guard against irregularities in the voting process.

The following order was introduced by Councillor Cunningham and read for the second time. A motion from Councillor Cunningham to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councillors Cataldo and Recupero were absent.

WHEREAS, the Chelsea City Council has authority to adopt ordinances to protect the health, safety and welfare of all residents of the City of Chelsea;

WHEREAS, in 2010 the City Council adopted and accepted Mass General Laws c. 40U and established a Green Ticket system in Chelsea to protect the health and welfare of the residents of the City of Chelsea;

Whereas, the Chelsea Board of Health has the authority of Mass. General LAWS c. 111 to adopt regulations to protect the health of Chelsea's general public and to issue fines pursuant to their rules and regulations;

NOW THEREFORE be it Ordained that the Revised Code of the Ordinances of the City of Chelsea as amended, be it further amended and adopted as follows;

AN ORDINANCE REVISING PART II-SECTION 1-8 OF CHAPTER 1 OF THE CHELSEA CODE OF ORDERNANCES REGARDING NON-CRIMINAL AND CRIMANAL PENALTIES

That the Code of the City of Chelsea is hereby further amended by revising Section 1-8 Subsection c as follows:

I Adding in additional Board of Health regulations into the Table as follows:

1. Restrictions on the Sale of Tobacco Products and Nicotine Delivery Products
\$100.00 First Offense
\$200 Second Offense (if within 24 months of 1st offense)
\$300 Third Offense (if within 24 months of 1st offense)
Enforced by Inspectional Services, HHS and Board of health

Restrictions on Smoking at the Workplace

- \$100 First Offense
- \$200 Second Offense (if within 24 months of 1st offense)
- \$300 Third Offense (if within 24 months of 1st offense)
- Enforced by Inspectional Services, HHS and Board of Health and its designers

Restrictions for the Operation of Public and Semi-Public Swimming Pools

- \$50.00 First Offense
- \$100 Second Offense
- \$300 Third Offense
- Enforced by HHS and Board of Health and its designees

Amend by inserting a new substance (f) to Section 1-8 as follows:

Notwithstanding the provisions of (a) through (e) of this section, it is the intention of this subsection that the following ordinances and regulations to be included within the scope of the

City of Chelsea's Green Tickets issued pursuant to M.G.L.c. 40U. The specific penalties, as listed in this subsection are enforced by the Department of Public Works, Board of health, and the Department of Inspectional Services. All Green Tickets are appealed to the City's Municipal Hearing Officer and are pursuant to the following schedule:

- Section 18-1 Graffiti
- Section 16-50 Posting Bills
- Section 16-51 Shopping Carts
- Section 10-1 Sanitary Code
- Section 10-2 Sanitation Standards for Food Establishments
- Section 6-2 Certificate of Habitability
- Section 6-3 Single Room Occupancy/Rooming Houses
- Section 22 Solid Waste/Dumpsters
- Section 24-1 Snow and Ice Removal
- Board of Health Regulations Solid Waste Regulations

The following order was introduced by Councillor Robinson and read for the second time. A motion from Councillor Hatleberg to adopt by roll call passed 9-0-2-0. Voting yes were Councilors Robinson, Perlatonda, Hatleberg, Murphy, Cunningham, Brown, Frank, Barton, and Cortell. Councillor Cataldo and Recupero were absent.

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

Pursuant to M.G.L. c40 &4A the City Council approves the City of Chelsea entering into an agreement for the North Suffolk Public Health Collaborative with the municipalities of Revere and Winthrop.

New Business:

The following order was introduced by Councillor Robinson. A motion from Councillor Cortell moved the order to a second reading under suspension.

ORDERED, that the Chelsea City Council adopt the recommendation of the Chelsea Retirement System to increase the benefits of widows receiving Chapter 32, Section 101 benefits from the current \$6000 allowance to \$12,000 annually.

The following order was introduced by Councillor Robinson. An amendment was offered by Councillor Hatleberg to **also include the City Council Clerk**. The amendment was adopted and the order was moved to a second reading under suspension.

ORDERED, that the Chelsea City Council authorize the transfer of \$38,912.31 from Salary Reserve Account #0199959-598000 to the FY 2016 Salaries Account 510200 to fund the FY2016 Exempt Employee Cost of Living Adjustment, such payments to be allocated by Department in the following manner:

Department	
123	4,991.25
135	2,791.70
145	2,727.40
151	8,579.42
152	6,024.91
155	2,804.98
175	2,658.32
230	2,543.80
240	2,530.23
421	3,260.31

The meeting adjourned at 8:30 p.m.

Respectfully submitted,

Paul G. Casino
Clerk of the Chelsea City Council