CITY COUNCIL MEETING AGENDA - VERSION 1
January 13, 2014

7:15 PM
POLE HEARING
12 OAK STREET – Conduits with Secondary Conductor

7:30PM

1. **MOMENT OF SILENCE**
2. **PLEDGE OF ALLEGIANCE**
3. **CALL TO ORDER**
    1. **Committee Assignments - TBA**
    2. **City Council Meeting Schedule 2014**
    3. **City Council Rules 2014**
4. **LATE FILE ITEMS**
5. **PUBLIC COMMENT**

CONSENT AGENDA

NOTE: ALL ITEMS LISTED UNDER CONSENT AGENDA WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

6. **APPROVAL OF MINUTES**
   December 9, 2013 (Approve)

7. **TRANSFERS**
   1. Mayor GenFd Free Cash $25,000 to OPEB Trust Fund $25,000 (B&F)
   2. Mayor GenFd Free Cash $9,775 to Mayor Grant Writer $9,775 (B&F)

8. **COMMUNICATIONS**
   1. Second Hand Motor Vehicle License Renewal – Newburyport Auto Brokers (Approve)
   2. Second Hand Motor Vehicle License Renewal – GNFD, Inc. (Approve)
   3. Second Hand Motor Vehicle License Renewal – RL Currie Corp. (Approve)
   4. Second Hand Motor Vehicle License Renewal – LCA Motors (License & Permits)
   5. Second Hand Motor Vehicle License Renewal – Chanard Limousine Sales, Inc. (License & Permits)
   6. 2nd Annual Nbpt Brownie Tr #75336 Girl Scout Sales State St. Feb. 8, 2014 (Public Safety)
   7. Annual Amer. Diabetes Assoc. Tour de Cure May 18, 2014 (Public Safety)
   8. Mayor's letter re discussion of central waterfront Feb. 5, 2014 (R&F)

9. **APPOINTMENTS-First Reading**

		Appointment		
1.	Josh Kasteler	15 Cutting Drive	Moseley Woods Commission	January 31, 2017
2.	Barry J. McBride	5 Pine St, Salisbury	Ass't Wiring Inspector	January 31, 2015
3.	Daniel J. Koen	16 Boyd Drive	Newburyport Housing Authority	January 1, 2019
4.	Kristen M. Farrell	28 Spofford Street	Disabilities Commission	January 31, 2017
5.	Mark E. Bilodeau	63 High Street	Historical Commission	May 1, 2017
		Re-Appointment		
6.	Andrew R. Port	12 Central Place	Director Planning & Dev.	January 31, 2017

10. **CITY COUNCIL APPOINTMENT**

		Re-Appointment		
7.	Richard B. Jones	283 High Street	City Clerk	January 31, 2017

END OF CONSENT AGENDA

REGULAR AGENDA

11. Communications

9. Annual Rotary Club Annual Frigid Fiver 5 Miler Road Race Feb. 2, 2014

12. ORDERS

1. Mayoral Veto Order Cushing Park
2. City Council Rule 8a
3. Creation of Trust Fund for Other Post-Employment Benefit Liabilities (OPEB)
4. DPS Snow & Ice Labor and Expense Accounts State of Emergency FY2014
5. Acceptance of $2000 gift to Newburyport Youth Services

13. GOOD OF THE ORDER

14. ADJOURNMENT

POLE HEARING
APPLICATION AND NOTICE

CITY OF NEWBURYPORT

MASSACHUSETTS

CITY CLERK'S OFFICE

NEWBURYPORT CITY HALL

60 PLEASANT STREET • P.O. BOX 550

NEWBURYPORT, MA 01950

TEL: 978-465-4407 • FAX: 978-462-7936

RICHARD B. JONES

CITY CLERK

December 10, 2013

Dear Property Owner:

Notice is hereby given that a Public Hearing will be held on the petition of National Grid for installation of approximately 75' of 2-3" conduits with secondary conductor in order to supply electric service to new home at 12 Oak Street.
Said meeting will be held on Monday, January 13, 2014 at 7:15 PM in the City Council Chamber, City Hall, 60 Pleasant St., Newburyport, MA. At that time, all interested parties will have an opportunity to be heard.

A copy of the plan is enclosed.

Sincerely,

Tricia E. Barker
Assistant City Clerk

Questions contact – Stefanie Steeves-781-907-3305

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2013 DEC -9 A 10: 34

Petition of the NATIONAL GRID
Of NORTH ANDOVER, MASSACHUSETTS
For Electric conduit Location:

To the City Council of Newburyport Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Oak St- Newburyport Massachusetts

The following are the streets and highways referred to:
15683045 Oak St-New home being built at 12 Oak St-To install approximately 75' 2-3 conduits with secondary conductor in public way to handhole on private property at 12 oak St.

Location approximately as shown on plan attached

NATIONAL GRID
BY Chris Rodgers
Engineering Department

Dated: December 5, 2013

Town/City

ORDERED:

Notice having been given and public hearing held, as provided by law, that the NATIONAL GRID be and it is hereby granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as said company may deem necessary, in the public way or ways hereinafter referred to, and to make the necessary house connections along said extensions, as requested in petition with said company dated the 5th day of December 2013..

Said underground electric conduits shall be located substantially in accordance with the plan filed herewith marked –Oak St-Newburyport Massachusetts **15683045**

The following are the public ways or part of ways along which the underground electric conduits above referred to may be laid:

Oak St-New home being built at 12 Oak St-To install approximately 75' 2-3 conduits with secondary conductor in public way to handhole on private property at 12 oak St.

I hereby certify that the foregoing order was adopted at a meeting of the .....
.....
....., held on the ..... day of ....., 20 .....

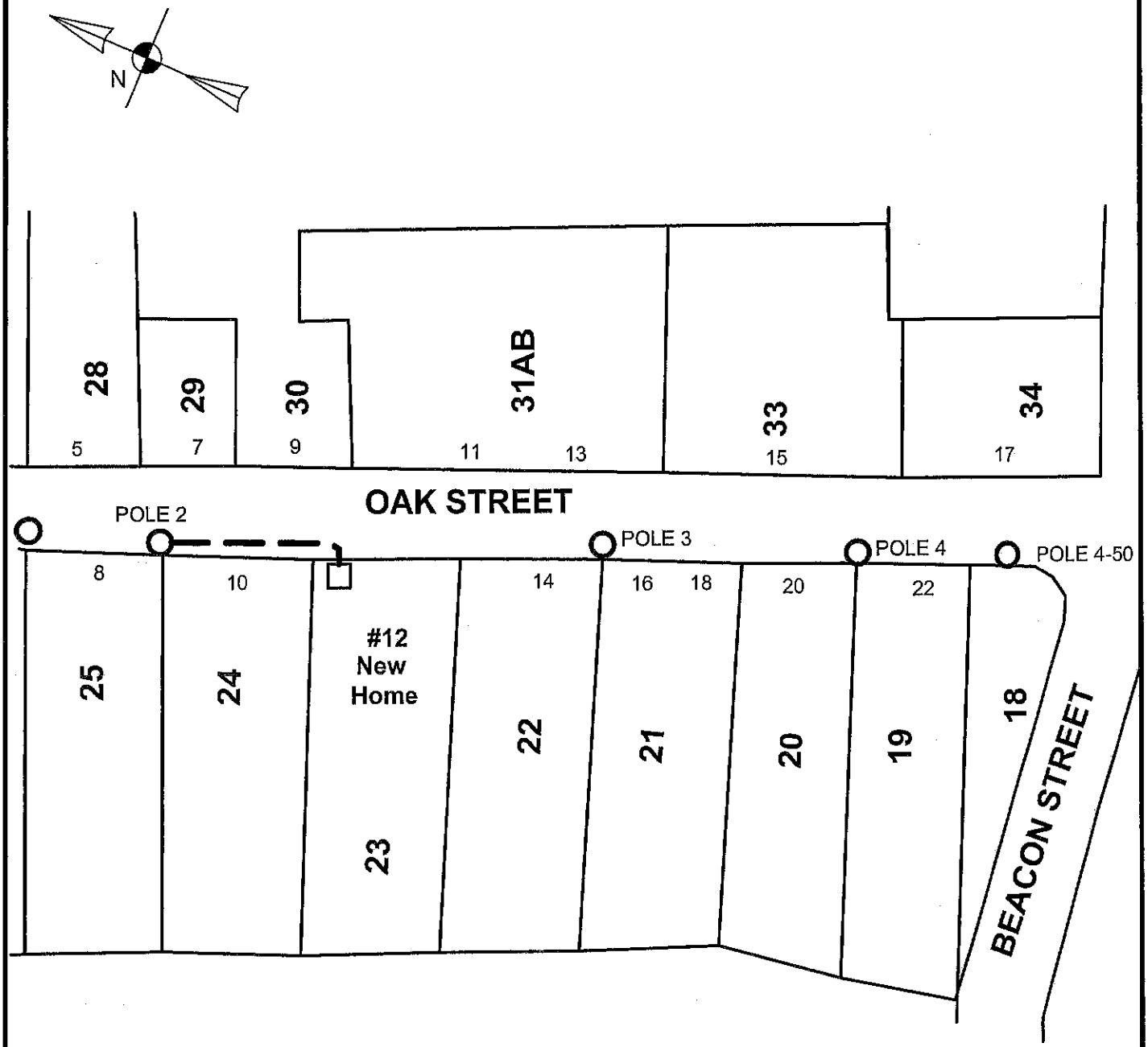
....., ..., 20 .....

Received and entered in the records of location orders of the City/Town of
Book ..... Page .....

Attest:
.....

..... hereby certify that on .....20....., at ..... o'clock, ...M at ....., a public hearing was held on the petition of NATIONAL GRID for permission to construct the underground electric conduits described in the order herewith recorded, and that I mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the underground electric conduits under said order. And that thereupon said order was duly adopted.

'Exhibit A'



ELECTRIC DISTRIBUTION CONSTRUCTION PETITION

LEGEND

- Proposed underground secondary in public way
- Existing Pole in public way
- Proposed Handhole on private property

EXHIBIT 'A' NOT TO SCALE

The exact location of said Facilities to be established by and upon the installation and erection of the Facilities thereof.

nationalgrid WR # 15683045

Date: 12/2/2013 **Drawn By:** S. Steeves

Approved By: D. Marceau

Sketch to Accompany Petition for:

Proposal to install approximately 75' 2-3" conduits with secondary conductor in order to supply electric service to new home at 12 Oak St, Newburyport, MA

City of Newburyport

Office of the Assessor

Daniel Raycroft
City Assessor

Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950

Tel: 978-465-4403
Fax: 978-462-8495

www.cityofnewburyport.com

December 9, 2013

TO: Richard Jones, City Clerk

FROM: Board of Assessors

RE: 12 Oak Street – Install approximately 75' of 2-3" conduits with secondary conductor in order to supply electric service to new home.

The attached are the abutters to the above described location:

Daniel Raycroft

29/ 22/ / /
SWIDERSKI ROBERT
CECILE T/E
14 OAK ST
NEWBURYPORT, MA 01950

29/ 23/ / /
HASELTINE GEORGE A TRS
OAK STREET REALTY TRUST
66 GILCREAST RD
LONDONDERRY, NH 03053

29/ 25/ / /
LYONS THOMAS T& ELEANOR F TRS
LYONS REALTY TRUST
8 OAK ST
NEWBURYPORT, MA 01950

29/ 28/ / /
ROSS LINDA C
CHARLES F T/E
5 OAK STREET
NEWBURYPORT, MA 01950

29/ 29/ / /
MCLAUGHLIN GORDON B-C L L/I
JACKSON M A-EATON KAREN J
7 OAK ST
NEWBURYPORT, MA 01950

29/ 30/ / /
MARCOUX ROLAND A.-RUTH L. L.I.
MARCOUX-FALZANO ANNE
9 OAK ST
NEWBURYPORT, MA 01950

29/ 31/A / /
HARTLEY CLAUDIA L
11 OAK ST
NEWBURYPORT, MA 01950

29/ 31/B / /
LOR INGRID
ANTONSEN PETER
13 OAK ST
NEWBURYPORT, MA 01950

2014

City Council Meeting 7:30 PM in the Council Chambers, City Hall.

January 13, 2014
January 27, 2014

February 10, 2014
February 24, 2014

March 17, 2014
March 31, 2014

April 14, 2014
April, 28, 2014

May 12, 2014
May 27, 2014 - **Tuesday** **Monday (May 26 , 2014 –Memorial Day)**

June 9, 2014
June 30, 2014

July 14, 2014
July 28, 2014

August 11, 2014
August 25, 2014

September 8, 2014
September 29, 2014

October 14, 2014 - **Tuesday** **Monday (October 13, 2014–Columbus Day)**
October, 2014-

November 17, 2014
November 24, 2014

December 15, 2014
December 29, 2014

RULES OF THE CITY COUNCIL OF THE CITY OF NEWBURYPORT
2014

ORGANIZATION

Rule 1. At the organizational meeting following the regular municipal election, the City Clerk shall preside until the President has been elected by the membership.

Thereafter, each year the City Council shall, by majority vote of all members elected, elect a President from within its membership at the first meeting in January of that session.

Within the first 30 days of each year of a City Council session, the members of the Council shall vote its Rules and Regulations and its annual calendar.

REGULAR MEETINGS

Rule 2. City Council meetings shall be held in the Council Chamber of City Hall unless, the President, or a majority of the Council determine that such meeting be held in an alternate location.

If a scheduled meeting of the City Council is in session until 11:00 pm, said meeting shall be adjourned until 7:30 pm of the following evening, unless another date and time is voted by a majority of the Council.

HOLIDAYS

Rule 3. Except as otherwise provided in the City Charter, whenever the day set by these rules for any meeting of the City Council shall fall upon a holiday, then such meeting may be canceled or postponed to a date certain by majority vote of the Council.

PRESIDING OFFICER

Rule 4. The President, if present, shall preside at all meetings. In the absence of the President, the senior most member in terms of consecutive service shall serve during the absence of the President. If more than one member has served the same length of time the Council shall elect a President Pro Tem by majority vote from the most senior Councillors in consecutive service.

DUTIES OF THE PRESIDING OFFICER

Rule 5. The presiding officer shall; preserve decorum and order; speak to points of order in preference to other members; decide all questions of order, subject to appeal; declare all votes. If any member doubts the vote, the presiding officer without further debate on the question, shall require that a count be taken by roll call of the membership.

The presiding officer may call for a 5-minute recess without a vote during any regular meeting.

RELINQUISHING THE CHAIR

Rule 6. When the presiding officer desires to relinquish the Chair, he may call upon any Councillor to replace him, but such call to the Chair shall not continue beyond the will of the presiding officer so relinquishing the Chair or beyond an adjournment, except as hereafter provided.

If the presiding officer wishes to express an opinion on the any subject under debate, he shall relinquish the Chair as above provided and shall not resume the Chair until he is through speaking and all points of order arising therefrom have been decided.

Notwithstanding the previous two paragraphs, the presiding officer may, however, state facts and give opinions upon questions of order without relinquishing the Chair.

COMMITTEES

Rule 7. The President shall appoint all City Council committees (standing, special and ad hoc), designate the chair of all committees and fill any vacancies thereof.

Committee meetings shall be regularly held on the last Monday of every month 1-hour prior to the start of the regularly scheduled meeting in the Council Chamber.

City Council committee meetings scheduled for 6:30 pm the evening of the last City Council meeting of the month should be used for the purpose of clarification of information from previous meetings and/or to deal with time sensitive requests only.

Committees may also meet at any time, subject to the Massachusetts General Laws and the City Charter.

Committees shall meet and review any agenda item referred to the committee within fourteen (14) days of referral.

City Council Committee meeting will be cancelled when scheduled during the period of time when a snow emergency is declared.

REMOVING AN ITEM FROM COMMITTEE

Rule 7A. Whenever any item of business duly referred to a Council Committee has not been acted upon within six weeks of that referral, a petition signed by two Councilor's shall be sufficient to bring that item directly to the floor under "New Business" at the next regularly scheduled meeting of the Council.

7B. The Chair or member of a committee may remove an item from that committee upon making a motion and receiving a second from any Councillor. Any Councillor may move to approve, not approve, or refer back to committee, an item on the floor for discussion.

Rule 7C. All items that are in committee at the end of the session shall die unless a majority of the Council votes to carry an item into the succeeding session.

SUFFICIENCY OF VOTE

Rule 8. The affirmative vote of a majority of the members present shall be sufficient to adjourn any meeting of the City Council.

MANNER OF VOTING

Rule 9. A vote to confirm appointments on a second reading to Boards or Commissions shall by roll call.

A vote on approval of an ordinance, for first and second reading, shall be by roll call. Amendments to the motion for approval to an ordinance may be recorded by voice vote.

At the first meeting of a two-year session of the City Council which requires a roll call vote or votes, the City Clerk shall begin the order of voting throughout the meeting with that Councillor whose last name is first in alphabetical order. At each successive meeting which shall require a roll call vote or votes, the City Clerk shall begin roll calls throughout that meeting with the Councillor whose last name follows the previous Councillor in alphabetical order until the last meeting of the session. The Council President shall continue to vote last.

In the event a member wishes to have his vote recorded differently after announcement of the results of a roll call vote by the Chair, the member must receive unanimous consent from the remaining present members of the Council.

Rule 9A. Motion to table or postpone indefinitely once seconded are not debatable, but clarifying points of information will be allowed for the purpose of understanding the effects of tabling.

GAINING THE FLOOR

Rule 10. All Councillors, when desiring to speak on a matter before the Council, shall raise their hands and respectfully address the Chair, and wait until recognized.

Once recognized by the Chair the Councillor shall stand to speak on the matter. Councillors shall remain standing while speaking. Councillors shall sit down to indicate to the Chair the conclusion of the Councillor's speech.

All Councillors are allowed to speak a second time on an issue only after each Councillor has the opportunity to speak once.

In speaking, members shall confine themselves to the issue on the floor, shall use parliamentary language and appropriate demeanor at all times, and generally shall avoid

the use of first names and refer to other members as either the Councillor from a particular ward or the At-Large Councillor, or as the Chair of a particular Committee.

No member shall leave a City Council meeting while in session to seek counsel, information or to conduct any other city business.

The City Council President shall have the responsibility and discretion for recognizing speakers other than Council members. Any member of the Council may request of the President recognition of a speaker other than a Council member.

SPONSORSHIP OF ORDERS, RESOLUTIONS, OR ORDINANCES

Rule 11. No order, resolution, or ordinance shall be placed on the agenda or acted upon unless sponsored by a member of the Council. Without sponsorship by a Councillor, the Mayor may not place an item on the agenda.

Rule 12. Ordinances submitted to the council must be received by the Council and submitted to the appropriate Council Committee. In the event that the sponsoring member of any order, resolution, or other matter is not present when the clerk reads the matter, the presiding officer shall instruct the Clerk to withdraw the matter from consideration at the meeting, unless the sponsoring Councillor has presented a written statement requesting the council to proceed on the matter presented.

WITHDRAWING ITEMS FROM THE AGENDA

Rule 13. After an order, resolution, or ordinance is stated or read by the City Clerk, it shall be deemed to be in possession of the City Council, and shall be disposed of by vote. The sponsor and, if applicable, all cosponsors may prior to a measure being in the possession of the Council, withdraw the measure by so informing the President or the Clerk.

RECONSIDERATION

Rule 14. After a vote has been taken, it shall be in order for any member voting with the prevailing side to move reconsideration thereof at the same meeting at which the vote was taken, or to file with the City Clerk, not later than noon of the next business day following such meeting, notice of a motion to reconsider such vote. After receiving such notification from a member, the Clerk shall place it on the agenda for the next regular meeting of the Council. When such a notice of reconsideration has been filed, the City Clerk shall forthwith, either verbally or in writing, notify all members of the City Council of such intention to reconsider.

DUTIES OF THE CLERK

Rule 15. The City Clerk shall attend and keep all records of all meetings of the Council, shall record the names of the members present, shall record the vote of members on roll calls, shall have the care and custody of the City records, and all documents, plans, and

papers pertaining to the business of the City Council. The Clerk shall also, at the request of the members, assist in the drafting of items to be presented at the meetings of the City Council. The Clerk shall cause notice to be made to each Councillor of each meeting, regular and special. All City Committee meetings shall be electronically posted to the city website 48 hours prior to commencement.

DEADLINE FOR AGENDA ITEMS

Rule 16. All written matters of whatever description which may require consideration by the City Council shall be presented in complete form to the City Clerk not later than 4:00 pm on the Tuesday preceding the next regular meeting, except when the Tuesday is a holiday, they must be presented to the Clerk the Monday prior. Pursuant to this rule, Committee Chairs shall submit to the City Clerk the text of any items being removed from committee at the next regular City Council meeting. Papers presented after that time shall be considered late file items and will not be taken up without a suspension of the rules, which requires a super-majority vote of the Council.

CLERK SHALL PREPARE AGENDA

Rule 17. The City Clerk in consultation with the President shall compile an agenda comprised of all written matters to come before the Council at each meeting in accordance with the order of business below, and shall make available such list in printed form by 12 noon of the Wednesday preceding such meeting. Said agenda and compilation of written materials shall be referred to as the "packet." The City Clerk shall cause the packet to be delivered to each Councillor by their individual preferred means.

Items that are to be added to the agenda as late file items must be submitted for approval to be placed on the agenda following the approval of the minutes and prior to communications.

The order of business for the agenda shall be as follows:

1. Opening Prayer
2. Pledge of Allegiance
3. Call to Order
4. Late File Items
5. Public Comment
6. Mayors Comment
7. Consent Agenda
    a) Approval of Minutes
    b) Transfers
    c) Communications
    d) First Reading of Appointments
7. Mayor's Transfers
8. Communications
9. Second Reading of Mayor's Appointments
10. Orders
11. Ordinances

12. Committee Reports (Including the text of any item to be voted on)
13. Good of the Order
14. Adjournment

PUBLIC COMMENT

Rule 18. There shall be designated a public comment time during each meeting of the City Council. The procedure for this comment time is listed below:

1. Individuals who wish to speak before the Council; whether on their own behalf or on behalf of a group, must sign in on the door of the Council Chamber prior to the start of the Public Comment Segment of the meeting. Each individual must provide their name, address and indicate which agenda item they will be speaking on. Council President will advise attendees of their right to speak and responsibility to sign-up.
2. Two minutes allotted to each individual
3. One opportunity per individual to speak
4. Comment must be related to an agenda item

Rule 18a, There shall be established a designated time during each meeting of the City Council in which the Mayor may address the Council. The procedure for this is as follows:

1. Should the Mayor wish to speak before the Council; the Mayor shall provide notice prior to the meeting to the President of the Council.

   1.1 Prior Knowledge shall be defined as notice at any time prior to the President of the City Council calling the meeting to order.

2. Paragraph 1 of this rule may be waived by motion and with simple majority vote of the Council allowing the Mayor to speak during a meeting should the need arise.

3. The Mayor will be provided with a total five minute time allotment at the conclusion of Public Comment and prior to the Consent Agenda.

   3.1 This designated time must be related to agenda item(s)
   3.2 Nothing in this rule prohibits the City Council by majority to allow the Mayor further comment.

4. The Mayor will be offered reserve seating in the first row of the bench seating in Council Chambers

PRESENTATIONS

Rule 19. Presentations by individuals or groups need to be sponsored by a Councillor and placed on the communication segment of the agenda. Such presentation must be approved by a simple majority vote of the Council to allow the presentation to proceed.

MAYORAL APPOINTMENTS

Rule 20. Mayoral appointments will be received and filed by the Council at the meeting of their introduction to the Council. The appointments will be considered for confirmation or referred to a Committee of the Whole for further consideration at the next scheduled City Council meeting. All new appointments by the Mayor shall be accompanied by a resume of the appointee. Formal notice of the expiration of appointments shall be provided to the Council one month prior to the expiration of such appointments.

MID-YEAR BUDGET REVIEW

Rule 21. The Budget & Finance Committee shall conduct a mid-year budget review as soon as practical after six (6) months of actual expenditures are available in written form, but no later than February 15.

The Budget & Finance Committee shall schedule a meeting of the committee for the purpose of conducting the mid-year budget review. The City Auditor and City Treasurer shall attend. All members of the City Council shall be invited to attend.

Prior to the mid-year budget review, the City Auditor shall distribute documentation at least one (1) week in advance of said meeting depicting a year-to-date actual budget summary to all members of the City Council. Any member of the City Council may request that a Department Head be present at the mid-year review by notifying the Council President or Chairperson of the Budget & Finance Committee.

ELECTRONIC COMMUNICATION DEVICES

Rule 22. The use of cell phones, pagers and other electronic communication devices are strictly prohibited within the City Council Chambers while the Council is in session. Such items must be turned off upon entering any City Council Meeting or Hearing, provided however computers for the use of Council Documents are expressly excluded from this rule. Any person violating this rule shall be asked to leave the meeting. This notice is to be posted at the City Council entrance. Exceptions will only be allowed for on-duty public safety officers.

Rule 23. In all matters of parliamentary practice not provided for in these rules, the City Council shall use Robert's Rules of Order as a guide.

CONSENT AGENDA

CITY COUNCIL MEETING MINUTES - VERSION 1
December 9, 2013

7:15PM
Public Hearing:

Fiscal 2014 Tax Classification Hearing
At 7:18pm President O'Brien opened the public hearing. The City Clerk called the roll, 11 present. The City Clerk read the notice of public hearing. Assessor Dan Raycroft provided two handouts, FY2014 Levy Samples and a Levy Limitation Worksheet. Questions and answers followed. There was no public comment. The hearing was closed at 7:34pm.

7:30PM

Council President O'Brien called the meeting to order at 7:40 pm. A moment of silence was held to remember the anniversary of the Newtown, CT School trajedy. This was followed by the Pledge of Allegiance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Derrivan, Earls, Heartquist, Herzog, Hutcheson, Jones, Sullivan and O'Brien. 11 present.

1. LATE FILES – Communications #1, 2 and 2 Committee Items
Motion to waive the rules and allow collectively by Councillor Earls, seconded by Councillor Cameron. So voted.

2. PUBLIC COMMENT –

1) Lisa Mead	13 Purchase Street	Item 10
2) Mary Haslinger	299 High Street	Thanking Councillors
3) Rob Germinara	2 Ashland Street	Parking spaces at 345 Merrimac Street
4) Clete Kijek	12 Walnut Street	Parking Ashland St./Tax Rate 2014
5) Ann Ormond	38R Merrimac Street	Single Tax
6) Bruce Menin	83 Lime Street	Councillors
7) Crystal Eldridge	36 High St. #2	Resident Parking Ashland St
8) Linda Smiley	7 Atwood St.	Zoning Ordinances
9) Stephanie Niketic	93 High Street	Zoning
10) Tom Kolterjahn	64 Federal Street	Zoning
11) Bill Harris	56 Lime Street	Councillors
12) Andrew Casson	240 Merrimac Street	Harbormaster Transfer
13) Paul Dahn	343 High Street	Harbormaster Transfer
14) Nick Erokhin	3 Ashland Street	Zoning
15) Bruce Skud	14 Olive Street	Councillors

During Public Comment the Council President did not allow one speaker to speak on matters outside of the agenda.

CONSENT AGENDA

3. APPROVAL OF MINUTES
November 25, 2013 (Approved)

4. APPOINTMENTS – First Reading

Appointments

1. Paul S. Cardaci	135 Beach Rd, Unit C5, Salisbury	Constable Civil Business	Dec. 1, 2016
2. Sarah M. White	349 High Street	Library Board of Directors	Jan. 1, 2020

Re-Appointments

3. Josiah B. Morrill	21 Fair Street	Waterfront Trust	Dec. 1, 2018

Removed by Council President O'Brien.

END OF CONSENT AGENDA

Motion to approve the Consent Agenda as amended by Councillor Cronin, seconded by Councillor Derrivan. So voted.

REGULAR AGENDA

The Mayor was escorted into the Council Chambers by Councillors Cronin and Derrivan. The Mayor presented a Commendation to Lauren Healy, a junior at Newburyport High School.

7. COMMUNICATIONS

5. LATE FILE – Greater Newburyport Chamber of Commerce letter re tax rate

Motion to receive and file by Councillor Cameron, seconded by Councillor Connell. So voted.

6. LATE FILE – Secondhand Motor Vehicle Lic. Renewal Autowerkes

Motion to approve by Councillor Earls, seconded by Councillor Derrivan. So voted.

7. TRANSFERS

1. Mayor Gen'l Fd Free Cash $320,374 to Gen'l Fd Balance Budget Reserve $320,374

Motion to approve by Councillor Cameron, seconded by Councillor Connell. So voted.

2. Supplemental Budget Request #2 FY2014

Motion to waive the rules and take out of order by Councillor Cameron, seconded by Councillor Connell. So voted. Motion to approve by Councillor Heartquist, seconded by Councillor Cameron. Roll call vote, 11 yes. So voted.

8. APPOINTMENTS – First Reading

Appointments

1. Paul S. Cardaci 135 Beach Rd, Unit C5, Salisbury Constable Civil Business Dec. 1, 2016

Motion to approve by Councillor Herzog, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

2. Sarah M. White 349 High Street Library Board of Directors Jan. 1, 2020

Motion to approve by Councillor Herzog, seconded by Councillor Cameron. Roll call vote, 11 yes. So voted.

Re-Appointments

4. Josiah B. Morrill 21 Fair Street Waterfront Trust Dec. 1, 2018

Motion to approve by Councillor Herzog, seconded by Councillor Cameron. Roll call vote, 11 yes. So voted.

9. ORDERS

1. Residential Factor FY 2014

Motion to approve by Councillor Cameron, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

2. Tax Rate FY 2014

Motion to approve by Councillor Cameron, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

10. ORDINANCES

1. Tabled 2nd Second Reading - Amend ORD Ch. 13 Sec. 180 Resident Parking add Ashland Street

Motion to remove from the table Councillor Jones, seconded by Councillor Derrivan. So voted. Motion to approve by Councillor Jones, seconded by Councillor Derrivan. Motion to amend by excluding 68 ft on the westerly side running in a northerly direction from the property line Germinara and Phil & Son's by Councillor Jones, seconded by Councillor Herzog. Motion for friendly amendment to start at 6 ft from said property line, running northerly for a distance of 62 ft by Councillor Earls, seconded by Councillor Jones. So voted. Motion to approve as amended by Councillor Earls, seconded by Councillor Jones. Roll call vote, 11 yes. Motion passed.

2. 2nd Reading Amend ORD Zoning Section III-C Zoning Map

Motion to approve by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 11 yes. Motion passed.

3. 2nd Reading Amend ORD Zoning Section IX Nonconforming Uses, Structures and Lots

Motion to approve by Councillor Connell, seconded by Councillor Herzog. Roll call vote, 1 yes (Connell), 10 no. Motion failed.

4. Reconsider 1st Reading Amend ORD Zoning Section VI Dimensional Controls

Motion to reconsider by Councillor Herzog, seconded by Councillor Cameron. Roll call vote, 8 yes, 3 no (Earls, O'Brien, Sullivan). Motion to waive the rules and approve in one reading by Councillor Herzog, seconded by Councillor Heartquist. Motion to amend by striking the word "generally" by Councillor Hutcheson, seconded

by Councillor Cronin. Motion to approve as amended by Counicllor Herzog, seconded by Councillor Heartquist. Roll call vote, 10 yes, 1 no (Sullivan). Motion passed.

5. 2nd ReadingAmend ORD Zoning Section XX Scrivener's Error Correction

Motion to approve by Councillor Derrivan, seconded by Councillor Herzog. Roll call vote, 11 yes. Motion passed.

6. 2nd Reading Amend ORD Zoning Section Sec. XXI Plum Island Overlay District Scrivener's Error Correction

Motion to approve by Councillor Derrivan, seconded by Councillor Herzog. Roll call vote, 11 yes. Motion passed.

7. 2nd Reading Amend ORD Ch 13 Sec. 13-171 Service Areas 153-155 State Street

Motion to approve by Councillor Derrivan, seconded by Councillor Earls. Roll call vote, 11 yes. Motion passed.

11. COMMITTEE ITEMS

Budget & Finance

In Committee:

1. Harbormaster Ret'd Earnings $134,200 to Captial Outlay Harbormaster Facility $134,200 **11/25/2013*

Motion to remove by Councillor Cameron, seconded by Councillor Jones. So voted. Motion to approve by Councillor Cameron, seconded by Councillor Connell. Roll call vote 10 yes, 1 recused (Hutcheson). So voted.

General Government

In Committee:

1. Creating new Regional Veteran's Services' District (COW) **08/12/2013*
2. Create ORD Ch 2 Article III Add Sidewalk Advisory Board **10/28/2013*

Joint Education

Councillor Heartquist gave an update on the financial condition of the School Department.

In Committee:

1. Supplemental Budget Request #2 $161,070 (COW) **11/25/2013*

License & Permits

In Committee:

1. Compass Auto Works request to move a sign **09/09/2013*
2. Amend ORD Article IV Shellfishing in Designated Areas **10/28/2013*
3. Movable Sign Application Exit Realty Group on Merrimac St. **11/12/2013*
4. Second Hand Motor Vehicle Lic. Renewal 2014 Newburyport Auto Brokers **11/25/2013*

Neighborhoods & City Services

In Committee:

1. Amend Ord. 3-27 Animals, dogs, Licensing of dogs and kennels **06/25/2012*
2. Letter re naming park bench in memory of Mayor George H. Lawler **04/08/2013*
3. Request for removal of Storey Ave. Signage **06/24/2013*

Planning & Development

In Committee:

1. Order Cushing Park land transfer to Mayor for Municipal Parking **06/25/2012*

Motion to remove by Councillor Jones, seconded by Councillor Connell. So voted. Motion to approve as amended by Councillor Jones, seconded by Councillor Connell. Roll call vote, 11 yes. Motion passed.

2. Request for Discontinuance of Westerly Side of Harnch's Way **11/13/2012*

Motion to remove by Councillor Jones, seconded by Councillor Derrivan. Motion to disapprove by Councillor Jones, seconded by Councillor Connell. 11 yes. So voted.

3. 2013 Demolition Delay **03/26/2013*

Public Safety

In Committee:

1. Amend Ord. 13-180 Parking Resident Harris St. **01/30/2012*
2. Parking, Russell Terrace, No Parking, 50 feet from Storey Ave **08/27/2012*
3. ORD Ch. 2 Sec.358 Fingerprint Criminal History Checks **09/24/2012*

4. Jimmy Fund Benefit Bike-a-thon spring/summer 2014 *11/25/2013

Public Utilities
In Committee:
1. Sewer Commission revise 1997 policy second meters (COW) *08/12/2013

Rules Committee
In Committee:

9. GOOD OF THE ORDER

Councillors Derivan, Earls, Hutcheson, Jones and Sullivan gave farewell comments.

Motion to cancel December 30, 2013 meeting by Councillor Derrivan, seconded by Councillor Jones. 10 yes, 1 no (Earls). Motion passed.

10. ADJOURNMENT

Motion to adjourn at 9:50pm by Councillor Jones, seconded by Councillor Derrivan. So voted.

TRANSFERS

Transfer #1
January 13, 2014

City of Newburyport
FY 2014
BUDGET TRANSFER REQUEST

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 JAN -7 P 1:06

Department: Mayor
Submitted by: Mayor Donna D. Holaday **Date Submitted:** 1/13/2014

Transfer From:

Account Name	General Fund - Free Cash	YTD Bal:	$ 2,168,285.00
Account Number:	01-35900	Trans In:	$ -
Amount:	$25,000.00	Trans Out:	$ -

Why are Funds Available: *The Mass Dept. of Revenue certified Free Cash for FY2014 at $2,492,109. These funds are available for any legal purpose with the approval of the Mayor and a majority vote of the City Council.*

Transfer To:

Account Name	OPEB Trust Fund	YTD Bal:	$ -
Account Number:	8300-49700	Trans In:	$ -
Amount:	$25,000.00	Trans Out:	$ -

Why are Funds Required: *The initial appropriation to begin funding the Other Post-Employment Benefits (OPEB) Trust Fund as provided by Section 20 of Chapter 32B of Massachusetts General Law.*

Donna D. Holaday, Mayor — Donna D. Holaday — Date: 1/6/2014
William B. Squillace, Auditor — William B. Squillace — Date: 1/6/2014
City Council Approval: (Stamp)

Transfer #2
January 13, 2014

City of Newburyport
FY 2014
BUDGET TRANSFER REQUEST

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 JAN -7 P 2:58

Department: Mayor

Submitted by: Mayor Donna D. Holaday **Date Submitted:** 1/7/2014

Transfer From:

Account Name	General Fund - Free Cash	YTD Bal:	$ 2,168,285.00
Account Number:	01-35900	Trans In:	$ -
Amount:	$ 9,775.00	Trans Out:	$ 323,824.00
Why are Funds Available:	*The Mass Dept of Revenue has certified Free Cash for FY 2014 at $2,492,1*		

These funds are available for any legal purpose with the approval of the Mayor and a majority vote of the City Council.

Transfer To:

Account Name	Mayor - Grant Writer	YTD Bal:	$ -
Account Number:	01121002-53006	Trans In:	$ -
Amount:	$9,775.00	Trans Out:	$ -
Why are Funds Required:	*See attached memo from the Mayor.*		

Transfer To:

Account Name		YTD Bal:	
Account Number:		Trans In:	
Amount:		Trans Out:	
Why are Funds Required:			

Donna D. Holaday, Mayor — Donna D Holaday — Date: 1/7/14

William B. Squillace, Auditor — Date: 1/7/14

City Council Approval: (Stamp)

CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: January 7, 2014

Subject: Transfer Request for Grant Writing Services

Identifying and securing grant funding has allowed the City to make important investments in recent years, without passing the financial burden onto the Newburyport residents. In FY2013 alone, the City secured $48.2 million in grant funding, thanks in large part to the creativity and aggressiveness of our Department Heads in applying for these alternative funding sources. The funding includes a combination of monetary contributions, as well as in-kind technical assistance and consulting services, and has allowed the City to offer a number of additional services and undertake several major capital projects which would not have occurred otherwise.

While the City has been incredibly effective in securing these funds overall, numerous grant opportunities have not been fully taken advantage of, as there are limits to the time and resources that Department Heads can devote to this kind of work. As you may remember, I initially included a request to level fund the Grant Writer line item in the FY14 Operating Budget. This line item was zeroed out by the Council during the budget approval process based on the fact that there was no person fulfilling those duties at the time.

The attached transfer request for $9,775.00 will support a contract with Grants Etcetera, Inc. for the remainder of FY14. Nancy London is a principal for this company which is based out of Haverhill. Nancy served as the Newburyport Mayor's Chief of Staff for four years back in the late 1990s and has run a successful firm providing non-profits and municipalities with grant-writing services for over a decade. I have attached a copy of Nancy's proposal as well as her resume and references for your consideration. She will split her time working on projects for both the City and the Schools depending on where the greatest needs lie and what funding opportunities are available in the next five months.

In addition, I am hoping to expand this shared position beyond the five hour a week commitment that is currently being proposed into a more full-time role in FY15. More details will follow during the FY15 Operating Budget workshops.

Grants Etcetera, Inc.
11 Warrenton Rd.
Haverhill, MA 01832
(978)621-0676
nancy.london@verizon.net

Scope of Services

The following Scope of Services details work that Grants Etcetera, Inc. (GEI) will provide to The City of Newburyport beginning February 1, 2014 to meet its resource development goals.

I. Resource Development:

- Research grant opportunities for the City of Newburyport in the areas of schools, intermodal transportation, parks, transient boating facility, green communities, fire station renovations and more. Research will encompass local and national foundation opportunities as well as state and federal government opportunities;
- Research submission details and additional requirements as needed;
- Grant writing for selected (through discussion with Mayor or designee) grant opportunities;
- Creation of additional grant application tools as needed to best highlight the strengths of the City of Newburyport and its partners (i.e. decision flow charts, timelines, logic models, new and revised job descriptions etc.); and
- Participation in partnership negotiations as needed with partners that may serve to help strengthen grant application strategies.

Services will be delivered from the office of the Grants Etcetera Principal Consultant, Nancy London, for up to five (5) hours per week at a rate of $85 per hour (up to $425 per week), not to exceed $9,775.00 total. The following information will be made available to Grants Etcetera by the City of Newburyport for the purpose of completing the work:

- Access to standard grant application attachments (Form 990, Audit, Annual Budget, Staff information, etc.);
- Access to past strategic planning reports;
- Access to recent grant applications;
- Access to staff and partner contact information for planning purposes; and
- Access to other historical and or grant related materials as needed.

Grants Etcetera, Inc. submits bills on the final day of each month, and anticipates payment in full within 30 days of the date of invoice. All payments should be sent to the above address.

Mayor, City of Newburyport	Nancy London, Principal Grants Etcetera, Inc.
Date	Date

Nancy J. London
11 Warrenton Road Haverhill, MA 01832
(978) 621-0676 – Phone, (978) 374-7960 - Fax
nancy.london@verizon.net

Education

The Ohio State University, Columbus, Ohio
Master of Arts: Public Administration - 1986
Bachelor of Arts: Criminal Justice/English - 1981

Experience

9/12 – present

Adjunct Professor, Suffolk University Sawyer Business School
Public Administration Department - Graduate Program
- Government Innovations and Civic Engagement
- Grant Writing and Research
- Social Change

12/02 – present

Co-Founder and Principal, Grants Etcetera, Inc.
Raised over $3 million (2012-13) working part-time.
Responsibilities include:
- conducting grant research, writing and administration;
- creating development and marketing plans;
- creating individual donor programs;
- developing corporate sponsorships:
- planning and implementing fund raising events;
- consulting on board development;
- consulting on other administrative issues;
- strategic planning; and
- conducting training on the above topics.

03/98-10/02

Freelance, Consulting Services
Raised half a million dollars or more each year working only 10-12 hours per week.
Responsibilities included:
- strategic planning, implementation and evaluation services;
- grant research, writing and administration;
- planning and implementing fundraising events;
- copyediting and proofreading; and
- organizing major projects.

02/94-03/98

Chief of Staff to the Mayor, City of Newburyport, MA.
Helped create City's first stabilization account; and created new partnerships between businesses and City government.
Responsibilities included:
- assisting in preparation of annual city budget;
- serving as purchasing agent for all departments, including preparation of RFPs, preparing contracts, and implementing new policies;

• serving as personnel coordinator, including writing job descriptions, acting as affirmative action officer and ADA compliance officer, preparing and implementing personnel policies, and working with various employee unions;
• grant writing; and
• serving as ombudsman for complaints from the public, and from employees.

08/92-02/94 — Project Manager/Grant Monitor, Massachusetts Committee on Criminal Justice, Boston, MA.
Oversaw over $5 million in grants; created new partnerships between businesses and government.
Responsibilities included:
• facilitating and coordinating the implementation of the federally funded Weed and Seed Crime Reduction and Urban Revitalization Project in Chelsea, MA;
• coordinating and monitoring the activities of all subgrantees;
• overseeing budgets and ensuring compliance with all federal guidelines;
• preparing all progress and financial reports;
• public speaking and group facilitation;
• supervising interns, volunteers, and staff;
• monitoring all federal discretionary grants; and
• preparing RFPs and annual funding strategy.

10/89-8/92 — Staff Associate, National Center for State Courts, Andover, MA.
Responsibilities included:
• performing management audits, requirements analyses, and resource assessments;
• providing technical assistance in the areas of management, personnel, records, facilities, security, automation, and ADA compliance;
• preparing and monitoring project budgets;
• report writing, editing, and proofreading;
• conducting workshops and training; and
• grant writing.

02/87-09/89 — Court Services Coordinator, City of Upper Arlington, Upper Arlington, Ohio. Responsibilities included:
• supervising staff, interns and volunteers;
• preparing annual budget;
• designing and implementing new programs;
• grant writing and long range planning;
• public speaking; and
• supervising adult probationers and juvenile diversion program.

04/84-02/87 Probation Officer, Franklin County Court of Common Pleas, Columbus, Ohio. Responsibilities included:

- supervising 150 men and women convicted of felony offenses;
- assisting clients in getting education, jobs, housing, etc.;
- conducting and writing pre-sentence investigations;
- maintaining accurate court records and statistics; and
- developing alternative sentencing programs.

02/82-03/83 Assistant Grant Administrator and Program Developer, Department of Recreation and Parks, Columbus, Ohio. Responsibilities included:

- assisting in the writing of grant applications;
- administering the Litter Grant Program;
- developing a planning manual and new programs.

06/81-02/82 Program Coordinator, Community Service Restitution Program, Franklin County Municipal Court, Columbus, Ohio. Responsibilities included:

- implementing and coordinating a community service and restitution program for adults convicted of misdemeanor offenses;
- supervising staff, interns, and volunteers;
- working with community agencies to establish and maintain work sites;
- program evaluation; and
- public presentations.

Professional Affiliations

Hill View Montessori Charter School of Haverhill – Co-Founder and Board Chair
Newburyport Choral Society
American Probation and Parole Association
American Society for Public Administration
Community Action, Inc. - Former Board Member
Massachusetts Municipal Association
National Association of Court Management
National Council on Alcoholism and Drug Dependency
National Council on Juvenile and Family Court Judges

Continuing Education

1999	Mass Mentoring Partnership Training
1997	Board Development Training
1992	Conversational Spanish I and II (NECC)
1991	Designing and Implementing Court Improvement Projects
1987	Child Abuse Intervention and Prevention
1984-87	Substance Abuse Counseling and Training
1982	Basic American Sign Language
1982	Program Planning and Proposal Writing

Client List

Academy for Creative Arts at Trinity (ACAT)
Black Ministerial Alliance
Boston Higher Education Resource Center
Boston STRIVE
Chelsea REACH
Children's Services of Roxbury
City of Haverhill
City of Malden
Community Gems
Federated Dorchester Neighborhood House (now called College Bound)
Haverhill Boys and Girls Club
Haverhill Chamber of Commerce - Creative Haverhill
Haverhill Historical Society/Buttonwoods Museum
Haverhill Police Department
Haverhill Youth Mentoring Network
Haverhill's Brightside
Healthy Malden
Helping Communities in Crisis
Hill View Montessori Charter Public School
Hope and Recovery
House of Seven Gables
Inquilinos Boricus in Accion (IBA)
Institute for Nonviolence (Rhode Island)
Lawrence Communityworks
Lovin' Spoonfuls
Malden YMCA
MAPS
Medicine Wheel Productions
Middlesex Community College
    The Bridge Charter School
M-POWER and the Transition Center
Northeast Family YMCA
People's Baptist Church
Pinelands Youth Leadership Center (South Africa)
Project R.I.G.H.T., Inc.
Roxbury Multi-Service Center
Roxbury Youthworks, Inc.
Sparhawk School

St Paul's Victory Christian Assembly
St. Mark Community Education Program
Trinity Episcopal Church – Academy of Creative Arts
United Way North Central Massachusetts
Wakefield Police Department

COMMUNICATIONS

The Commonwealth of Massachusetts
City of Newburyport

Communication #1
January 13, 2014

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2013 NOV -8 A 8:30

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE OR ASSEMBLE SECOND HAND MOTOR VEHICLES OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a Second class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? Newburyport Auto Brokers

Business address of concern. No. 6 Woodman Way Unit 213 St., Newburyport MA 01950 City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? Individual

3. If an individual, state full name and residential address.
Charles Mahlert 6 Woodman Way Unit 213
Newburyport, MA 01950

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President

Secretary

Treasurer

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? Yes

If so, is your principal business the sale of new motor vehicles? NO

Is your principal business the buying and selling of second hand motor vehicles? Yes

Is your principal business that of a motor vehicle junk dealer? NO

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

Internet and Auction Sales Only

8. Are you a recognized agent of a motor vehicle manufacturer? NO (Yes or No)

If so, state name of manufacturer .....

9. Have you a signed contract as required by Section 58, Class 1? NO (Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? Yes (Yes or No)

If so, in what city — town Newburyport

Did you receive a license? Yes (Yes or No) For what year? Last Six Years

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? NO (Yes or No)

Sign your name in full. [signature] (Only authorized to represent the concern herein mentioned)

Residence. 6 Woodman Way Unit 213
Newburyport MA 01950

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

ISSUED THROUGH

A. A. DORITY COMPANY

BOSTON

CONTINUATION CERTIFICATE

The **NGM Insurance Company** , hereinafter called the Company, hereby continues in force its **MA Used Car Dealer** Bond Number **148451**

in the sum of **Twenty-Five Thousand dollars ($25,000.00)**

on behalf of

Charles C. Mahlert dba Newburyport Auto Brokers

located at

6 Woodman Way U-213A
Newburyport, MA 01950

in favor of **Town of Newburyport, MA**

for the term beginning **December 31st, 2013** and ending on **December 31st, 2014**, subject to all covenants and conditions of said bond.

This Continuation is executed upon the express condition that the Company's liability shall not be cumulative and shall be limited at all times by the amount of the penalty stated in the bond.

In witness whereof, the Company has caused this instrument to be signed by its duly authorized Attorney-in-Fact and its Corporate Seal to be hereto affixed this day, November 4, 2013

NGM Insurance Company

By: _____

James M. Crawford Attorney-in-Fact
A. A. Dority Company, Inc.
262 Washington Street, Suite 99
Boston, MA 02108
(617) 523-2935 Fax: 617-523-1707

Communication #2
January 13, 2014

THE COMMONWEALTH OF MASSACHUSETTS

City OF Newburyport

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2013 DEC 10 P 12:46

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE OR ASSEMBLE SECOND HAND MOTOR VEHICLES OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a MH class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? GNFD, iN

Business address of concern. No. 59 Storey Ave St., Newburyport MA 01950 City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? corporation

3. If an individual, state full name and residential address.

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President George DABOUL (17 Boyd DR NBPT MA 01950)

Secretary Joseph FARes (30 Flathel RD WINDHAM N.H 03087)

Treasurer

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? yes

If so, is your principal business the sale of new motor vehicles?

Is your principal business the buying and selling of second hand motor vehicles? yes

Is your principal business that of a motor vehicle junk dealer? No

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

GAS STATION & REPAIR SHOP

8. Are you a recognized agent of a motor vehicle manufacturer? No
(Yes or No)

If so, state name of manufactuer

9. Have you a signed contract as required by Section 58, Class 1? No
(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? _____
(Yes or No)

If so, in what city — town CLEVELAND MA

Did you receive a license? Yes (Yes or No) For what year? 2008

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? No
(Yes or No)

Sign your name in full George Daubol
(Duly authorized to represent the concern herein mentioned)

Residence 17 Boyd DR NBpt MA 01950

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

Western Surety Company

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Bruflat of Sioux Falls

State of South Dakota, its regularly elected Senior Vice President

as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

One MA Second Hand Motor Vehicle Dealer Bond

bond with bond number 15356576

for GNFD, Inc DBA Newburyport Sunoco

as Principal in the penalty amount not to exceed: $ 25,000.00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Senior Vice President with the corporate seal affixed this 8th day of September, 2009.

ATTEST

L. Nelson

L. Nelson, Assistant Secretary

WESTERN SURETY COMPANY

By Paul T. Bruflat

Paul T. Bruflat, Senior Vice President

STATE OF SOUTH DAKOTA
COUNTY OF MINNEHAHA } ss

On this 8th day of September, 2009, before me, a Notary Public, personally appeared Paul T. Bruflat and L. Nelson who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Senior Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.

D. KRELL
NOTARY PUBLIC
SOUTH DAKOTA
SEAL

My Commission Expires November 30, 2012

D. Krell

Notary Public

Form F1975-9-2008

Communication #3
January 13, 2014

THE COMMONWEALTH OF MASSACHUSETTS

City OF Newburyport

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 JAN -6 P 3:04

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE OR ASSEMBLE SECOND HAND MOTOR VEHICLES OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a Second class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? R L CURRIE CORP

Business address of concern. No. 6 New Pasture Road St., NEWBURY PORT City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? CORPORATION

3. If an individual, state full name and residential address.

N/A

4. If a co-partnership, state full names and residential addresses of the persons composing it.

N/A

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President RANDY L CURRIE 111 Georgetown RD. West Newbury Ma 01985

Secretary " SAME "

Treasurer " SAME "

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? YES

If so, is your principal business the sale of new motor vehicles? NO

Is your principal business the buying and selling of second hand motor vehicles? YES

Is your principal business that of a motor vehicle junk dealer? NO

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

4 PLUS ACRES OF INDUSTRIAL PROPERTY WITH A 10,000 SQ FT BLOCK BLDG. HOUSING OFFICES AS WELL AS SERVICE REPAIR AREA.

8. Are you a recognized agent of a motor vehicle manufacturer? NO (Yes or No)

If so, state name of manufactuer _____

9. Have you a signed contract as required by Section 58, Class 1? NO (Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? YES (Yes or No)

If so, in what city — town NEW BURYPORT, MA

Did you receive a license? YES (Yes or No) For what year? 2013

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? NO (Yes or No)

Sign your name in full Candy L Cuni
(Duly authorized to represent the concern herein mentioned)

Residence 111 Georgetown Road
WEST NEWBURY MA 01985

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

Report of Renewal

Liberty Mutual. SURETY

Boston
20 Riverside Road
Mail Stop 03AN
Weston, MA 02493-2281
800-647-1113 Fax: 866-547-4862

Registered: July 28, 2013
Market Segment: LSF Commercial
Producer Code: 012049

Principal:
RL Currie Corp
6 New Pasture Road
Newburyport, MA 01950

Account:
HUB International New England LLC (non-acct bus) Boston
299 Ballardvale Street
Wilmington, MA 01887-1066

Producer:
HUB International New England LLC
299 Ballardvale Street
Wilmington, MA 01887-1066

Invoiced to:
RL Currie Corp
6 New Pasture Road
Newburyport, MA 01950

LMS Bond Number: LSF006317

Cross Reference: 5010479

Obligee:
CITY OF NEWBURYPORT
60 PLEASANT STREET
NEWBURYPORT, MA 01950

Additional Obligees:

Bond Period: 10/25/2013 to 10/25/2014
Cancellation Provision: 60 Days
Company: The Ohio Casualty Insurance Company
Bond Amount: 25,000.00 USD

Transaction Eff. Date: 10/25/2013
Premium Period: 10/25/2013 to 10/25/2014
Renewal Type: Continuous Until Canceled
Class Code: 929
Co-surety:

Bond Description:
Used Dealers and Salesmen

Transaction Comments:
System auto renewal transaction

Amt in USD

Bond Premium:
250.00

Net Premium: 250.00

User: S , User

Printed: 08/16/2013

Communication #4
January 13, 2014

THE COMMONWEALTH OF MASSACHUSETTS

City OF Newburyport

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 JAN -1 A 8:16

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE OR ASSEMBLE SECOND HAND MOTOR VEHICLES OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a second class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? LCA Motors

Business address of concern. No. 4 Lt. Leary Drive St., Newburyport, MA City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? Individual

3. If an individual, state full name and residential address.
Charles Ciouacco 4 Lt. Leary Drive
Newburyport, MA 01950

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President

Secretary

Treasurer

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? yes

If so, is your principal business the sale of new motor vehicles? No

Is your principal business the buying and selling of second hand motor vehicles? Yes

Is your principal business that of a motor vehicle junk dealer? No

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.
Internet based from a principal residence. Sale of used automobiles.

8. Are you a recognized agent of a motor vehicle manufacturer? No (Yes or No)

If so, state name of manufactuer

9. Have you a signed contract as required by Section 58, Class 1? No (Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? yes (Yes or No)

If so, in what city — town Newburyport

Did you receive a license? yes (Yes or No) For what year? 2005 - present

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? No (Yes or No)

Sign your name in full [signature] (Duly authorized to represent the concern herein mentioned)

Residence 4 Lt. Leary Drive, Newburyport

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

THE COMMONWEALTH OF MASSACHUSETTS

City OF Newburyport

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 JAN 12: 56

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE OR ASSEMBLE SECOND HAND MOTOR VEHICLES OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a CLASS II class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? Chanard Limousine Sales, Inc.

Business address of concern. No. 18 Center Street St., Newburyport, MA 01950 City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? Corporation

3. If an individual, state full name and residential address.

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President Thomas H. Hoare, Jr

Secretary Mary A. Hoare

Treasurer Thomas H. Hoare, Jr.

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? yes

If so, is your principal business the sale of new motor vehicles? no

Is your principal business the buying and selling of second hand motor vehicles? Yes

Is your principal business that of a motor vehicle junk dealer? no

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

Office is located on 2nd floor of 18 Center St
No vehicles are on display
Wholesale only at auctions

8. Are you a recognized agent of a motor vehicle manufacturer? No
(Yes or No)

If so, state name of manufactuer _____

9. Have you a signed contract as required by Section 58, Class 1? No
(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? Yes
(Yes or No)

If so, in what city — town Newburyport, MASS

Did you receive a license? Yes
(Yes or No)

For what year? Every year since 1984

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? No
(Yes or No)

Sign your name in full _____
(Duly authorized to represent the concern herein mentioned)

Residence 10 Coffin St, West Newbury MA 01985

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

Communication #6
January 13, 2014

December 6, 2013

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2013 DEC 17 A 11:53

Dear Newburyport City Council members,

We would like your permission for our Newburyport Brownie troop #75336 to sell boxes of Girl Scout cookies outside of the Lively Kids store, located at 15 State St. in Newburyport, on Saturday February 8th, 2014 from 10 am to 3pm (or an alternative date of February 15th in the event of inclement weather). Our troop has sold cookies in this location and this particular weekend two years in a row, and it has been very positive.

We plan to have two adults and up to four second grade girls at a time outside of the store to sell the cookies. We plan to utilize the area in front of one of the store windows that would typically hold the store's outdoor garment racks and will follow the Newburyport sidewalk clearance guidelines.

The owner of the store, Kim Lively, has given us permission to sell the cookies in front of her store on this date as her daughter is a member of the troop.

Thank you in advance for your consideration in this matter.

Sincerely,

Jeanne Pomeroy,
Tania Hartford,
and Heather Hansen
Girl Scout #75336 troop leaders

Please contact:
Deirdre Boelke
10 Court Street, Newburyport, MA 01950
978-518-0638
dboelke@nefmc.org

Communication #7
January 13, 2014

TourdeCure American Diabetes Association

Our mission is to prevent and cure diabetes and improve the lives of all people affected by diabetes.

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2013 DEC 26 A 9:30

2014 North Shore Tour Volunteer Committee

Doug Foster
Event Chair

Tom Egan
Team Red Captain

Nancy Lamb
Day of Event Logistics Chair

Rebecca Borden
Facilities/Operations Chair

Allison Wright
Festival Chair

Phill Naish
Food Chair

Al Mallette
Route Logistics Co-Chair

Steve Dumas
Route Logistics Co-Chair

Terry Cowman
Gran Fondo Chair

Tory Reierson
Rest Stop Chair

Marty Miserandino
Chair Emeritus

December 13, 2013

Richard B.Jones
City Clerk
60 Pleasant Street
P.O. Box 550
Newburyport, MA 1950

Dear Mr. Jones:

On Sunday, May 18, 2014, the American Diabetes Association is hosting the North Shore Tour de Cure - our annual one-day, non-competitive cycling event that begins and ends at the Topsfield Fair Grounds, Topsfield, MA. Funds raised from this event support the Association's mission: to prevent and cure diabetes and to improve the lives of all people affected by diabetes. I am writing to you today because we are in the process of organizing our 2014 routes, and our current plan will take our cyclists through Newburyport that day.

Tour de Cure is a fully-supported ride, not a race. All participants are required to sign waivers, wear helmets and follow the rules of the road. In addition they are all briefed multiple times leading up to, and the morning of the event on bicycle safety and Tour de Cure safety protocol. All routes will be clearly marked and we will have HAM radio operators, medical volunteers, and support vehicles to provide additional safety for our riders.

The ride has four routes (15mi, 31mi, 62mi and 100mi) and will begin at 7:00 a.m. and all riders must be off the route by 3:00 p.m. Our routes will be clearly marked and we will have route marshals dispersed along the ride to provide additional direction to cyclists. The routes have staggered starts so although we expect up to 1,000 total riders, the number of riders will be split fairly evenly amongst the different routes. We also have volunteers perform a thorough sweep of the entire route as the event closes down to retrieve all supplies and clean up any waste.

We are expecting to complete the routes by January at which point I will be in touch with the proposed route maps, or to inform you that the routes changed and we will not be passing through your jurisdiction that day. If Newburyport will require additional information or if a formal application for permission is needed, please contact me at (617) 482-4580, x3461 or by email at apearson@diabetes.org so I may begin the process as soon as possible.

Your support of Tour de Cure and the American Diabetes Association is greatly appreciated and we are looking forward to working with you this year.

Best,

Ann Pearson

Karen Pambianchi

Ann Pearson
Manager, Fundraising and Special Events
North Shore Tour de Cure
American Diabetes Association
10 Speen Street, 2nd Floor
Framingham, MA 01701
(617) 482-4580, x3461
apearson@diabetes.org

Karen Pambianchi
Associate Director, Fundraising and Special Events
North Shore Tour de Cure
American Diabetes Association
10 Speen Street, 2nd Floor
Framingham, MA 01701
(617) 482-4580, x3487
kpambianchi@diabetes.org

New England Office
10 Speen Street, 2nd Floor
Framingham, MA 01701
Phone: 617.482.4580
Fax: 508-626-4260

Diabetes Information
1.800.DIABETES
(1.800.342.2383)
www.diabetes.org

Communication #8
January 13, 2014

CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 JAN -7 P 3:34

MEMORANDUM

TO: **Honorable Members of the City Council**

FROM: **Donna D. Holaday, Mayor**

CC: **Newburyport Redevelopment Authority**

RE: **Open "Round Table" Discussion Regarding Redevelopment of the Central Waterfront**

DATE: **January 7th, 2014**

You are hereby invited to participate in an open dialogue or "round table" discussion on February 5, 2014 regarding future redevelopment of the central waterfront parcels owned by the Newburyport Redevelopment Authority (NRA). This facilitated discussion will be held at 7:00 pm in the City Hall Auditorium. All members of the City Council are encouraged to attend and actively participate in the discussion.

As you know the NRA's most recent efforts to redevelop the 4.2 acres of central waterfront land (taken decades ago during urban renewal) resulted in a conceptual plan prepared by the architectural firm Union Studio, based in Providence, RI. A copy of this plan is available for your review on the City website at the following URL:

http://www.cityofnewburyport.com/newburyport-redevelopment-authority

In addition, a narrated presentation of the Union Studio concept plan (by Architect Don Powers) can be found as YouTube links on the NRA's website at the following URL:

http://www.newburyportra.blogspot.com/

The Union Studio plan includes the development of a larger (expanded) maritime-related park and the construction of several buildings with the primary purpose of activating the park on a year-round basis while also providing additional revenues for the construction and maintenance of the park itself. Additional improvements were recommended regarding the layout and landscaping of parking spaces to remain on the central waterfront.

As you are no doubt aware, my administration continues to seek state and federal funding for the much-needed downtown parking garage, for which the Titcomb Street site was designated by the Council

several years ago. We are actively engaged in discussions with the Merrimack Valley Regional Transit Authority (MVRTA) and New England Development (NED) regarding the design and construction of this facility, which is still under federal review. Once constructed, this "Intermodal Transit Facility" (parking garage and bus terminal) will provide an alternative (consolidated) parking footprint, in contrast to the excessive parking we have become too complacent with on our central waterfront.

The Union Studio plan creates an attractive vision for redevelopment of the central waterfront that is consistent with the NRA's mission, the context of our historic downtown and the purposes for which this land was originally taken *(demolition of blighted buildings and eventual redevelopment)*. However, this plan also raised several worthwhile questions and criticisms regarding underground parking and overall scale (including residential condos), both of which I opposed as presented in the concept plan.

It is my ultimate goal to ensure the creation of a larger central waterfront park, a reduction in parking spaces maintained on the central waterfront *(in parallel with construction of a municipal parking garage at the Titcomb Street site)*, the proper year-round activation of the expanded park, a better connection with the surrounding downtown, transfer of remaining lands to the City of Newburyport, and final dissolution of the NRA.

Due to the range of both support and opposition regarding the Union Studio plan, the NRA has reached out to my administration and requested greater clarity regarding the City's redevelopment preferences. Now that the new Council has been sworn in, I strongly recommend an open and frank discussion among elected officials regarding all aspects of the redevelopment options, so that further progress can be made toward the creation of a larger and more vibrant central waterfront park which is better connected to our historic downtown.

Our discussion on February 5th will include a review of the park and redevelopment financing plan, a recap of the Union Studio plan and overall redevelopment constraints. It also presents a unique opportunity for the new Council to engage in direct discussions with the NRA regarding the future disposition and redevelopment of the dirt parking lots which have been allowed to dominate our central waterfront for far too long. I encourage you all to attend and actively participate in the discussion so that a greater consensus can be found between the City's needs and the NRA's mission. Please come to this meeting with an appreciation for all perspectives, an understanding of the complexities involved in any redevelopment plan, and a willingness to offer your own thoughts on how best to redevelop our central waterfront for the benefit of future generations.

APPOINTMENTS

Appointment #1
January 13, 2014

CITY OF NEWBURYPORT

OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2013 DEC 30 P 2:06

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: January 2, 2014

Re: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of the Moseley Woods Commission. This term shall expire on January 31, 2017.

Josh Kasteler
15 Cutting Drive
Newburyport, MA 01950

Josh Kasteler
15 Cutting Drive
Newburyport, MA 01950
978-270-7963
jkasteler@hotmail.com

November 20, 2013

Donna Holaday
Mayor
60 Pleasant Street
Newburyport, MA 01950

Dear Mrs. Mayor:

Katie Guildner, a current member of the Moseley Pines Commission, suggested that I contact you regarding becoming a part of the Moseley Pines Commission. I believe I can make positive contributions to this group by leveraging my business experience and passion for the outdoors.

As you will see from the enclosed resume, I have more than 15 years of working in Supply Chain areas of global companies. I have lived and worked in Asia and have a good understanding of how to build consensus among people of different backgrounds. My project management skills and experience working with vendors will allow me to help with the development of the Moseley Pines Park.

I moved to Newburyport in 2008 and have since then been an active member of the community. I have taken part and volunteered in many Yankee Homecoming events, sporting events and have worked with local businesses on several projects. I have also been a frequent visitor to Moseley Pines over the years and it's a regular running destination for me.

Thank you in advance for your consideration. Please feel free to contact me at 978 270-7963, and I look forward to meeting you to further discuss opportunities with the Moseley Pines Commission.

Sincerely,

Josh Kasteler

Josh Kasteler

15 Cutting Drive
Newburyport, MA 01950
p: (978) 270-7963
e: jkasteler@hotmail.com

Objective
To obtain a position on the Moseley Pines Commission

The Gem Group, Inc. — Lawrence, MA
Quality and Compliance Manager — July '13 – Present

- Led and developed the compliance program for a wide variety of promotion items.
- Worked with Quality teams in Asia and USA to increase product quality.
- Led chemical compliance against global chemical regulations.

The Cabot Corporation — Haverhill, MA
Quality Engineer — May'12 – June '13

- Managed supplier and materials sourcing for the Cabot Inkjet manufacturing facility with a focus on quality, cost and delivery.
- Led continuous improvement projects with the objective to increase product quality, reduce scrap and improve customer service.
- Led chemical compliance against global chemical regulations.

The Timberland Company — Stratham, NH
Manager of Materials Chemistry — May '07 – Jan '12

- Managed material sourcing, quality and testing according to design timelines. Met yearly objectives to increase quality, reduce lead times and generate cost savings.
- Created and managed an Asia-based Chemical Engineering department which implemented testing and commercialization programs. Traveled often to manufacturing locations in Asia and the Caribbean to provide support.
- Designed and implemented the company's first Restricted Substance List (RSL) program. Served as company representative for the industry groups AFIRM (Apparel & Footwear International RSL Management Working Group) and the GC3 (Green Chemistry & Commerce Council)

Nike, Inc. — Guangzhou and Qingdao, China
Chemical Engineer II — March '05 – March '07

- Collaborated closely with foreign-owned factories and international material vendors to commercialize product for mass production.
- Drove innovative research projects to development new materials, adhesives and polymer compounds. Collaborated on innovative initiatives with global teams.
- Worked closely with factory and Nike staff to maintain quality, solve production issues, ensure on-time delivery and implement innovations onto the production line.

adidas-Salomon International Sourcing — Ho Chi Minh City, Vietnam
Materials Manager — December '03 – February '05

- Led the material, chemical and laboratory departments in the Vietnam LO office and managed Vietnam and Thailand-based suppliers.
- Worked with the material vendors on costing negotiations, delivery performance and development projects.
- Successfully consolidated vendor pool, lowered FOB costs, increased laboratory testing capabilities and raised the performance of suppliers.

MITH Productions — Dongguan, China
Sourcing Consultant — August '03 – December '03

- Provided on-site factory supervision and oversaw the production of toy orders delivered to Wal-Mart USA.
- Improved manufacturing processes to increase quality and reduce costs.

Apache Footwear, Ltd. (adidas contract factory) Guangzhou, China
Business and Operations Manager August '02 – August '03

- Sole Western-based manager that collaborated closely with the largest global adidas footwear supplier and its German-based customer.
- Worked closely with the production, development and business departments to gain a fundamental understanding of Asia-based factory operations.
- Helped lead several technology and management projects, including ERP implementation, the development of a factory intranet and Lean Production methodologies.

Independent Consultant Los Angeles, CA
Sales and Technical Services February '01 – August '02

- Provided technical and marketing services to aquaculture start-up venture in Brisbane, Australia.
- Provided internet and sales engineering services to viaLanguage, Inc, Portland, OR and Transistor8 Inc, Los Angeles, CA.

Convey Software, Inc. San Francisco, CA
Localization and Sales Engineer Sept '99 – Feb '01

- Led consulting and localization projects for Fortune 100 clients including General Electric, Ford Motor Company and Compaq. Met with potential clients, prepared proposals and led client presentations.
- Performed localization techniques to localize and internationalize web applications into over 12 different languages. Helped to expand existing worldwide intranets and software products for use in different international locales. Managed technical staff.

Sanctum, Inc. Mountain View, CA
Sales Associate Feb '99 – Sept '99

- Sold internet security software and supported outside salespeople.
- Developed and implemented an ACT sales database, qualified leads and made initial contact to potential customers.

DK Sports International, Inc. Los Angeles, CA
Production Coordinator Feb '98 – Feb '99

- Coordinated production of Champion brand sportswear in China and shipment to South American markets. Helped developed shoes for the new seasons.
- Assisted in costing negotiations and trading issues with Peru-based customers and Taiwan-based suppliers.

Education

University of California at Santa Cruz June 1996

- B.S. in Biochemistry and Molecular Biology

Additional Courses & Seminars

- SQL and PL/SQL/Coldfusion Training — August 2000
- Lean Manufacturing and Self Directed Work Teams Training (adidas) — June 2004
- Polymer Chemical Training (Nike) — October 2005
- Management and Coaching Training (Nike) — April 2006
- Communication and Management Training (Timberland) — June 2010
- Operations Management (Harvard University Extension) — April 2011

Skills/Interests

- Active in charity programs and community centers in both the US and Asia.
- Enjoy the outdoors, travel and running.

Appointment #2
January 13, 2014

CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2013 DEC 30 P 2:07

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: January 2, 2014

Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as Assistant Wiring Inspector. This term will expire on January 31, 2015.

Barry J. McBride
5 Pine Street
Salisbury, MA 01952

Barry J. McBride
5 Pine Street
Salisbury, MA 01952
H-978-465-5150 C-978-423-6270
MA Lic #37144E NH Lic #9856

City of Newburyport
Inspectional Services
60 Pleasant St
Lower Level
Newburyport, MA 01950

December 10, 2013

Dear Sir/Madam:

Please accept this letter of intent and resume for your review and consideration for the position of Assistant Electrical Inspector for the City of Newburyport.

The following is a brief summary of my skills and qualifications:

• I have been working as an inspector for more than twelve years and have a great track record with my prior clients.

• I am current with all the codes for this state and nationwide and can offer the best advice possible for those existing buildings.

I know that it takes a team to make a building viable and ready to be utilized. For this reason, I know I would be a valuable member on your team for the City of Newburyport.

I can be reached at 978-465-5150 (H) or at 978-423-6270 (C) in order to further discuss my background and history.

Sincerely,

Barry J. McBride

Barry J. McBride
5 Pine Street
Salisbury, MA 01952
H-978-465-5150 C-978-423-6270
MA Lic #37144E NH Lic #9856

Objective: To perform electrical inspections in accordance with Massachusetts General Law and Massachusetts code and National Electrical Code

Employment:

2001- 2005
Assistant Electrical Inspector for the City of Amesbury

2005 – Present

Electrical Inspector for the City of Amesbury

Duties:

- Perform electrical inspections in accordance with Massachusetts General Law Chapter 166 Section 32
- Review all permit applications
- Review all electrical plans on projects for the city and for construction of major projects when blue prints are submitted to make sure they are in accordance with National Electrical Code and State Codes
- Respond to complaints regarding electrical
- Respond to fire/police requests regarding electrical situations
- Work closely with building, plumbing and health inspectors

2012 Backup electrical inspector for the Town of Merrimac, MA while the electrical inspector was on sick leave

1994 – Present
Self employed, owner of McBride Electric DBA Barry J. McBride Electrician. All aspects of electrical work to include, but not limited to: commercial, residential and industrial. Adhered to safety standards and rules while installing and working with electrical equipment and installations

Memberships:

- International Association of Electrical Inspectors
- Central New England Electrical Inspectors
- Massachusetts Electrical Contractors Association

CITY OF NEWBURYPORT

DEPARTMENT OF PUBLIC SERVICES
16A PERRY WAY
NEWBURYPORT, MA 01950
PHONE: (978)465-4463 EXT. 1702
FAX: (978)465-1623

ANTHONY J. FURNARI, DIRECTOR

David Zinck
Newburyport Wiring Inspector

RE: Assistant Wiring Inspector

Mayor Donna Holaday,

I would like to have Barry McBride be my assistant wiring inspector. I have known him for many years and I think that we are of a like mind as far as our approach to inspecting is concerned.

I have included his resume.

Thank you,

David Zinck
Newburyport Wiring Inspector

Appoinment #3
January 13, 2014

City of Newburyport

Office of the Mayor
Donna D. Holaday, Mayor

60 Pleasant Street - P.O. Box 550
Newburyport, MA 01950
978-465-4413 phone
978-465-4402 fax

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 JAN -7 P 2:58

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: January 7, 2014

Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of the Newburyport Housing Authority. This term will expire on January 1, 2019.

Daniel J. Koen
16 Boyd Drive
Newburyport, MA 01950

Daniel J. Koen
16 Boyd Dr.
Newburyport, MA 01950
November 24, 2013

The Honorable Madame Mayor
Donna Holaday
City of Newburyport
60 Pleasant St.
Newburyport, MA 01950

Dear Mayor Holaday,

I would like to be considered for an appointment to the Newburyport Housing Authority Board of Commissioners. I believe in public housing assistance for those in need. Given the opportunity, I will serve in the best interest of the organization while remaining true to its mission of providing decent safe, affordable housing to those in need.

I feel that my service for four years on the Newburyport School Committee has taught me to be committed to understanding all stake holders' points of view. I have utmost respect for colleague's opinions. Yet I am not afraid to engage with those whom may disagree with me. I recognize the dynamics of a well functioning committee and feel strongly that all members are responsible for a group's success. Additionally I have valuable experience on the School Building Committee. I also have experience as a landlord, multiple properties owner, and knowledge of building trades, and cost estimating.

Thank you for considering my appointment to the Newburyport Housing Authority Board of Commissioners.

Sincerely,
Daniel Koen

Daniel Koen

16 Boyd Drive, Newburyport, MA, 01950

P: 978-578-3008 E: danielkoen@comcast.net

Work Experience:

August 2010- present United Foam Packaging Technologies

Manufacturing Plant Maintenance Mechanic

Execute periodic maintenance programs on all plant equipment utilizing data driven maintenance programs. Trouble shoot manufacturing equipment in a 3-shift manufacturing facility within precise manufacturing parameters. Mechanical scope includes: Lock-out tag out procedures, hydraulics, chilling systems, pneumatics, drive systems, ac/dc motors, motor controllers; primary logic computers (primarily Allen Bradley); proximity switches; equipment calibration. Light curtains; redundant safety systems; Plant power transmission 120,208,480 v, Plant lighting, HVAC, Fire Safety, health and Safety.

Building maintenance, carpentry, plumbing, electrical, paint, cleaning, landscaping.

January 2010 - Present Newburyport Public School Committee, Newburyport, MA

Elected Board Member

Hire, Supervise, and evaluate district superintendent. Review & evaluate district achievements, and goals. Attend weekly meetings approve warrants as required; Work with committee cooperatively to foster quality education for the students of the district. Drive the municipal education commitment to fund the yearly district budget. 2010-2011=>28 million dollars. Serve on school building committee. Serve on Communications and policy sub committee. Served on Special Education Ad-hoc committee. Elected November, 2009. term ends January 2014.

April 2004 – May 2010 Evergreen Valley Golf Course, Newburyport, MA

Lead Mechanic Diagnose, repair, and maintain all Gasoline and Diesel powered turf equipment, Heavy equipment (backhoe, Tractors) gas and electric drive carts Pumps irrigation components, Maintain all buildings and grounds.

1990- 2004 The Lakeside School, Peabody, MA

Residential Director

Direct all operational aspects of a 28 bed residential program serving emotionally disturbed boys aged 8 to 18. Recruitment, training of staff. Ensure the safety and welfare of the children in our care. Effecting program changes to meet ever changing state regulations, and child populations.

1989 - 1990 Fort Myers Police Department, Fort Myers, FL

Police Officer

Answer complaints, Enforce city, county, state and federal laws, traffic, crisis management, public safety

Education & Training:

2003 – 2005 Lesley University, Cambridge, MA

Human Services Management / Adult Baccalaureate Program

1988 Salem State College, Salem, MA

1989 Southwest Florida Criminal Justice Academy, Ft. Meyers, FL

1983 – 1985 Norwich University, Northfield, VT

Communications / Military

1979 – 1983 Bishop Fenwick High School, Peabody, MA

Additional Information:

Property Owner/Landlord:

References:

Available Upon Request

Appointment #4
January 13, 2014

CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 JAN -7 P 3:47

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: January 7, 2014

Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of the Disabilities Commission. This term will expire on January 31, 2017.

Kristen M. Farrell
28 Spofford Street
Newburyport, MA 01950

Donna Holaday

From: NBPT Mayor
Sent: Thursday, December 12, 2013 12:22 PM
To: Donna Holaday
Subject: FW: Commission on Disabilities - New Member Application
Attachments: Kristen M. Farrell - resume (11-14-13).doc

Follow Up Flag: Follow up
Flag Status: Flagged

From: Kristen Farrell [mailto:km.farrell@verizon.net]
Sent: Thursday, December 12, 2013 11:17 AM
To: NBPT Mayor
Cc: ncodchair@gmail.com
Subject: Commission on Disabilities - New Member Application

Good morning Mayor Holaday,

This letter is to express my interest in becoming a member of the Newburyport Commission on Disabilities. My resume is attached for your review.

I consider myself fortunate to live in Newburyport along with my husband (a life long Newburyport resident) and our two children. In my professional life, I am a Nationally Certified freelance American Sign Language Interpreter working throughout Massachusetts and New Hampshire, working with consumers and colleagues who are Deaf and Deaf-Blind. In my personal life, my children both have a genetic neuromuscular disease called Spinal Muscular Atrophy (SMA). My two year old son uses a wheelchair as his primary means of mobility, and though this is a complex new journey for us all we are grateful to live in a community with such rich resources and supportive friends and neighbors throughout the city.

I believe that I am a good fit for the Newburyport Commission on Disabilities and I would appreciate consideration to become a new member of the Commission.

Please do not hesitate to contact me should you require more information or have any questions. I look forward to hearing from you!

Regards,
Kristen

Kristen M. Farrell, CI/CT
American Sign Language Interpreter
978.423.2900
km.farrell@verizon.net

Kristen M. Farrell

28 Spofford Street, Newburyport MA 01950
Email: km.farrell@verizon.net
Phone: 978.423.2900

Credentials:

RID Certified: Interpreter (CI): National Registry of Interpreters for the Deaf. April 28, 2005

RID Certified: Transliterator (CT): National Registry of Interpreters for the Deaf. November 1, 2004

MCDHH Approved – Statewide Contract Agreement: Massachusetts Commission for the Deaf and Hard of Hearing, Boston, MA. Contract valid: February 7, 2003 to present.

NH State Licensed: Department of Education, Division of Adult Learning and Rehabilitation, Office of the Deaf and Hard of Hearing, Concord, NH. License valid: June 8, 2002 to present.

Professional Associations:

Certified Member, National Registry of Interpreters for the Deaf
Member, International Medical Interpreters Association
Member, Massachusetts Registry of Interpreters for the Deaf
Member, New Hampshire Registry of Interpreters for the Deaf
Member, Maine Registry of Interpreters for the Deaf

Education:

Deaf Studies, Sign Language Interpreter Certificate Program: Northern Essex Community College, Haverhill, MA. Degree Received: May, 2002.

Bachelor of Science, Animal and Biological Sciences, 1995: University of Vermont, Burlington VT.

- Concentrated in genetics and dairy science.

Professional Experience:

Community Interpreter, various locations in the Southern New England area, July 2002 to Present.

- Serving as a freelance American Sign Language Interpreter, throughout the Deaf and Deaf-Blind Communities, specializing in the medical field.
- Providing interpreter services to multiple agencies, businesses, corporations, and entities throughout Southern New England.

DBCAN Provider, Deaf-Blind Community Access Network, Allston MA. May 2001 to June 2011.

- Providing communication access and sighted guide services to Deaf-Blind Individuals residing in Massachusetts.

Honors and Activities:

DBCAN Advisory Committee Member, DeafBlind Community Access Network, Allston, MA.

- Elected to the Advisory Committee July 2002, as DBCAN Provider Representative having served for the duration of a four year term.

NECC ASL Club President, 2001 - 2002, NECC, Haverhill, MA.

- Coordination and active participation of all ASL Club activities including workshops, presentations, board of directors and general business meetings.

References:

Available upon request

Appointment #5
January 13, 2014

CITY OF NEWBURYPORT

OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

RECEIVED
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NEWBURYPORT, MA

2014 JAN -7 P 3:47

Donna D. Holaday

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: January 7, 2014

Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of the Historical Commission. This term will expire on May 1, 2017.

Mark E. Bilodeau
63 High Street
Newburyport, MA 01950

RESUME

Mark E Bilodeau
63 High Street
Newburyport, MA

Position of Interest; Historical Commission Open Seat

Experience and Qualifications;
I have no experience serving on any Historical Commission, however I did grow up in a Historic District in Chelmsford Center. I am very aware of the importance of maintaining and protecting Historic Structures and am an avid proponent of doing so.
I have restored more than 35 older homes in the last 30 years so I am very familiar with building codes, and architectural features, as well as being experienced in the structural problems that occur with older homes. When buying my own home in Newburyport, I had to do a lot of restoration to get it to be livable. I am a firm believer that protecting the historic homes adds value and stability to the neighborhoods and the city as a whole. I also own a home in Chelmsford's Historic District which I have ocasion to be part of the Historic Commission process there.
Member of Historic New England, and National Trust for Historic Preservation, as well as Newburyport Preservation.

Occupation;
Certified Financial Planner/ Business Owner

Company;
Commonwealth Financial Resources in Chelmsford MA.
Specializing in Estate Planning, Investment Advisory , Budgeting, Tax Planning and Retirement planning. In business for 24 years.

Education;

Chelmsford High School	Diploma
Sylvania Technical Institute	Associate in Computer Science
Northeastern University	BS Finance

Hobbies;
Restoring old houses, visiting historic sites, golf and skiing.

Also hold active MA and NH RE Brokers licences.

Re-Appointment #6
January 13, 2014

City of Newburyport
Office of the Mayor
Donna D. Holaday, Mayor

60 Pleasant Street - P.O. Box 550
Newburyport, MA 01950
978-465-4413 phone
978-465-4402 fax

RECEIVED
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NEWBURYPORT, MA

2014 JAN -7 P 2:58

Donna D. Holaday

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: January 7, 2014

Subject: Re-appointment

I hereby re-appoint, subject to your approval, the following named individual as Director Planning and Development. This term will expire on January 31, 2017.

Andrew R. Port
12 Central Place
Saugus, MA 01906

Re-Appointment #7
January 13, 2014

CITY OF NEWBURYPORT

MASSACHUSETTS

CITY CLERK'S OFFICE

NEWBURYPORT CITY HALL

60 PLEASANT STREET • P.O. BOX 550

NEWBURYPORT, MA 01950

TEL: 978-465-4407 • FAX: 978-462-7936

RICHARD B. JONES

CITY CLERK

To: President and Members of the City Council

From: Richard B. Jones, City Clerk

Date: January 7, 2014

Subject: Appointment

Please consider my request for re-appointment as City Clerk pursuant to the Home Rule Charter, Section 2-8. This term will expire on January 31, 2017.

Richard B. Jones
283 High Street
Newburyport, MA 01950

END OF CONSENT AGENDA

BEGINNING OF REGULAR AGENDA

COMMUNICATIONS

Communication #9
January 13, 2014

Rotary Club of Newburyport #7780
'Birthplace of the United States Coast Guard'
Newburyport, Massachusetts 01950
P.O. Box 831
-Chartered May 10, 1923-
Web site: www.newburyportrotary.org

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 JAN -6 A 11: 30

January 5th, 2014

Mr. Richard Jones
City Clerk
City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

Dear City Clerk Jones:

On behalf of the Rotary Cub of Newburyport, I would like to respectfully request permission from the Newburyport City Council to hold the 21th Annual Newburyport Rotary Frigid Fiver 5 Mile Road Race on Sunday, February 2, 2014 at 12:00 Noon.

The race begins at Michael's Harborside, 1 Tournament Wharf, Newburyport, MA. The racecourse is as follows:

Straight on High Street
Right on Spofford Street
Right on Merrimac St.
Right on Kent Street
Left on Washington Street
Left on Rail Trail

The race takes approximately three hours. Marshal Thomas Howard is a Newburyport Rotarian and has full knowledge of the race and will be involved with the race day logistics and planning.

The Rotary Club of Newburyport has been active part of the Newburyport community for 187 years. We have a long-standing tradition of community service and as thus every year we donate more than $20,000 to local community organizations and non-profits. This road race is one of our major fundraising events and helps us to continue our long-standing tradition.

We thank you in advance for your cooperation and consideration of our request.

Sincerely,

Cindy Johnson
President

ORDERS

Order #1
January 13, 2014

CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 JAN -7 P 3:09

January 7, 2014

Dear President O'Brien and City Councilors:

This letter is to inform you of my veto of the Order of December 9, 2013 regarding the designation of Cushing Park as both a municipal park and designated off-street neighborhood parking. The reasons for my veto are as follows.

First, is the lack of adequate public discussion regarding this abrupt (last-minute) Order, considered by the Planning & Development Subcommittee just moments before the regular Council meeting. While a public meeting was held by the Planning & Development Subcommittee to discuss potential designation of Cushing Park almost a year ago, no consensus was reached at that time and no further public meetings were held by the Subcommittee or Council. Instead, a last-minute meeting was held by the Planning & Development Subcommittee just before the final Council meeting of 2013, without notice to the affected neighborhood, Parks Commission or the Office of Planning & Development.

No rationale was given by the Council for the proportion of land to be preserved as park land or the number of off-street parking spaces required by the neighborhood during winter snow storms. A neighborhood park would serve the surrounding neighborhood year-round, while off-street parking is a neighborhood concern for only a few days during the year, when heavy snow fall requires on-street parking restrictions due to snow plowing operations. In light of the neighborhood debate over this designation and the various options available – but not fully explored – by the Council, I believe this designation should be discussed further with the neighborhood, Parks Commission and Office of Planning & Development prior to enactment by the Council.

Secondly, is the vague language used in this Order (and the sketch plan referenced within the Order), both of which raise questions regarding the proper application of state statutes to this land, specifically Article 97 of the state Constitution.

In 1972, Massachusetts voters approved an amendment to the state Constitution, Article 97, granting people the right to a clean environment. Article 97 requires that any land or easements taken or acquired for natural resource purposes (including parks) shall not be used for other purposes unless the Massachusetts legislature approves the change by a two thirds vote. Article 97 was intended to be a legislative 'check' to ensure that lands acquired for park and conservation purposes were not converted to other inconsistent uses.

In the final Order adopted by the Council, neither the Order itself or the referenced plan provide a clear delineation of lands to be designated as park and lands to be designated as municipal (neighborhood) parking. Previous versions of the Cushing Park Order were drafted by the Director of Planning & Development for consideration by the Planning & Development Subcommittee in April 2013. In these earlier drafts greater clarity was suggested regarding the *proportion* of land to be protected as a municipal park *subject to the provisions of Article 97* of the Constitution of the Commonwealth of Massachusetts which provides in relevant part as follows:

> "Lands and easements taken or acquired for such purposes shall not be used for other purposes or otherwise disposed of except by laws enacted by a two-thirds vote, taken by yeas and nays, of each branch of the general court."

If lands at Cushing Park are to be designated (or re-designated) as municipal park land, it is the recommendation of this administration and the Office of Planning & Development that proper reference is made to Article 97 accordingly. Further, if all or a portion of Cushing Park is to be designated and protected as park land, we recommend that such lands be placed under the care, custody and management of the Newburyport Parks Commission, consistent with other parks throughout the City.

If you have any questions regarding this veto, or wish to revisit the designation of Cushing Park, please contact our Director of Planning & Development, Andrew R. Port, at (978) 465-4400 for additional guidance.

Sincerely,

Donna D. Holaday

Donna D. Holaday
MAYOR, CITY OF NEWBURYPORT

Late File Committee Item Order #1
December 9, 2013 June 25, 2012

PAD

CITY OF NEWBURYPORT

IN CITY COUNCIL

ORDERED: Date:

June 29, 2012

That the City Council of the City of Newburyport transfer the land known as Cushing Park located at Kent, Washington, and Buck Streets from the Mayor for the purposes of a Senior Center and Municipal Parking to the Mayor for the purposes of Municipal Parking. and park lands open space pursuant to map entitled "OLD Senior Center Project, etc." and marked attached "A"

Councillor Edward C. Cameron

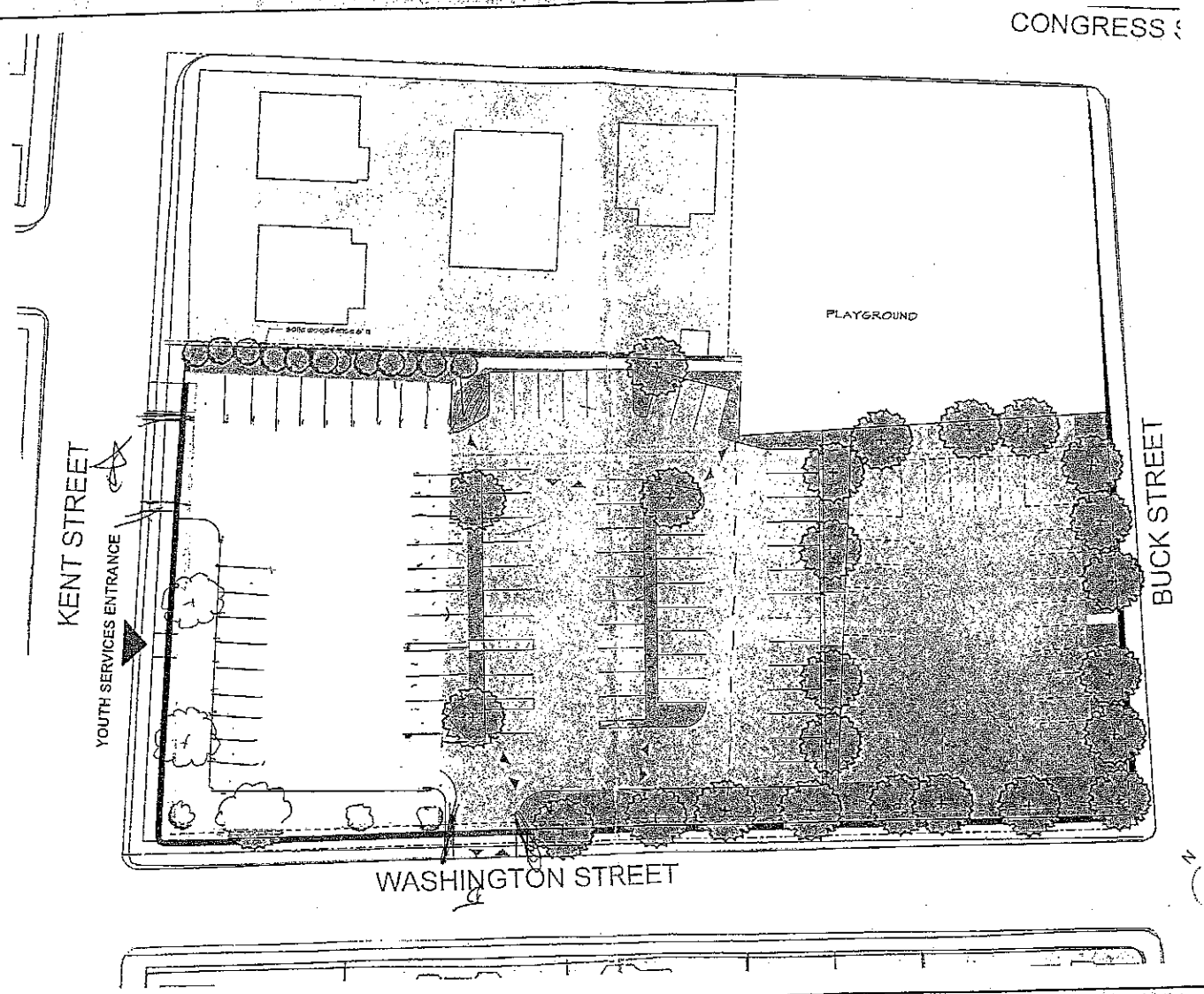
Councillor Robert J. Cronin

Remove JJ/BC AM

Approved as amended JJ/BC AM by AM call

Cushing Park

Old Senior Center Project: Schematic Parking Lot Design by Court Street Architects



City of Newburyport

Office of Planning & Development

Order #2
January 13, 2014

CITY OF NEWBURYPORT

IN CITY COUNCIL

ORDERED:

January 13, 2014

City Council Rules

Rule 8a. Except as otherwise provided by law, the affirmative vote of a majority of the full council shall be required to adopt any ordinance, order, motion or resolution.

Councillor Robert J. Cronin
Rules Committee Chair

Order #3
January 13, 2014

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NEWBURYPORT, MA

2014 JAN -6 P 1:40

CITY OF NEWBURYPORT

IN CITY COUNCIL

ORDERED:

January 13, 2014

THAT the City of Newburyport does hereby accept the provisions of Section 20 of Chapter 32B of the Massachusetts General Laws authorizing the creation of a Trust Fund for Other Post-Employment Benefit Liabilities (OPEB).

Councillor Edward C. Cameron

CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY
60 PLEASANT STREET • P.O. BOX 550
NEWBURYPORT, MA 01950
(978) 465-4413 • (978) 465-4402 (FAX)
WWW.CITYOFNEWBURYPORT.COM

RECEIVED
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NEWBURYPORT, MA
2014 JAN -7 P 1:06

January 13, 2014

President and Members of the City Council:

Up for your consideration is an order to accept the provisions of Section 20 of Chapter 32B of the Massachusetts General Laws, authorizing the creation of a Trust Fund for Other Post-Employment Benefit Liabilities (OPEB).

Over the past several decades, the increasing cost of retiree health benefits for municipal employees has resulted in an estimated liability of over $64 million for the City and over $40 billion state-wide. While steps have been taken in recent years to reduce retiree healthcare costs and, in turn, the liability associated with them, it is in the best interests of the taxpayers and City employees that we make a greater effort to address it.

As background, Governmental Accounting Standards Board (GASB) Statements 43 and 45 require all U.S. governmental entities to publically disclose their OPEB costs and liabilities, specifically:

(1) Information about the OPEBs: what are the benefits, who are eligible for the benefits, how many employees and retirees are covered, etc.; and
(2) The actuarially determined liability for OPEB benefits and the assets, if any, that offset the liability, along with the methods used to calculate it.

Subsequently, as there was no mechanism in place for municipalities to set aside funds to offset their OPEB liabilities, following the release of GASB 45, M.G.L. Chapter 32B §20 was enacted in January of 2009. It is a local option statute (added by Ch. 479 of the Acts of 2008) that authorizes the creation of trust funds by municipalities to address their OPEB liabilities, primarily involving retiree group health insurance benefits. While communities have been slow to substantially fund these trusts, most have taken the initial step of accepting the provisions of 32B:20.

By accepting this legislation, the City will be able to move forward with finalizing the trust documentation. I recommend the initial contribution be a $25,000 appropriation from Free Cash, followed by annual appropriations in the future. While a modest step to address a $64 million liability, it is important that we show an effort to reduce the unfunded liability, while being mindful of the many other financial needs of the City.

Following the global recession of 2009, unfunded retiree pension and OPEB liabilities have been an area of increased focus and concern for government entities and bond rating agencies, alike. Putting funds aside to address these liabilities will help to allay such concerns, but to take the liability head-on, we must continue to find ways to reduce retiree healthcare costs. At the state level, Governor Deval Patrick has sponsored legislation (H.59) that would make changes to contributions for future retiree healthcare benefits, which is expected to produce between $15 billion and $20 billion in savings for state and local governments over the next 30 years.

At the local level, we have made significant progress in reducing costs, the net impact of which was a $9.6 million reduction to the overall actuarial accrued liability from FY09 to FY12. Since then, further cost savings have been realized in moving retirees and their spouses onto the Medex plan, who were previously not on Medicare integrated plans. More changes are currently being discussed by the City's Public Employee Committee (PEC).

As great progress has been made to reduce the unfunded liability at, both the state and local level, I am confident that our "pay as you go" system will continue to serve the taxpayers and City employees well for many years to come. I am, however, mindful of the fact that this is an area of concern for GASB and the ratings agencies, which is why I recommend that the City take action by creating and funding this irrevocable trust.

I respectfully request your approval of this order before you.

Sincerely,

Donna D. Holaday

Donna D. Holaday
Mayor

CITY OF NEWBURYPORT

IN CITY COUNCIL

ORDERED:

January 13, 2014

THAT in accordance with the provisions of MGL Chapter 44, § 31D, the City Council of the City of Newburyport hereby declares a ***State of Emergency*** for FY2014 which effects the health and welfare of it's citizens and hereby authorizes a request from the Department of Public Services that the Snow and Ice Labor Account #01423001-51301 and Snow and Ice Expense Account #01423001-51301 be placed into deficit spending due to this line item being drastically under-funded.

Councillor Barry N. Connell

CITY OF NEWBURYPORT

DEPARTMENT
OF
PUBLIC SERVICES

16A PERRY WAY
NEWBURYPORT, MA 01950

TEL: 978-465-4463
TEL: 978-465-4464
FAX: 978-465-1623

/W.CITYOFNEWBURYPORT.COM

MEMORANDUM

DATE: January 2, 2014

TO: Mayor Holaday and Newburyport City Council

FROM: Andrew Lafferty, Deputy Director DPS

CC: Donna D. Holaday, Mayor
Anthony Furnari, Director DPS
William Squillace, City Auditor
Richard Jones, City Clerk

RE: Notification of Snow Budget Deficit FY2014

The Fiscal Year 2014 Snow and Ice–Expense (Acct # 01-423-001-51301) and Snow and Ice Expense–Labor (01-423-002-52901) were budgeted for $90,000 each. Due to impacts from the storms on December 14, 2013, December 17, 2013 and other inclement weather the FY2014 Snow and Ice Budgets will exceed the appropriation on the January 1, 2014 Warrant. The Department of Public Services requests that these line items be placed into deficit spending.

Order #5
January 13, 2014

CITY OF NEWBURYPORT

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CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 JAN -7 P 3:46

IN CITY COUNCIL

ORDERED:

January 13, 2014

THAT the City Council of the City of Newburyport accepts with gratitude the gift in the amount of $2,000 from the Institution for Savings Bank in Newburyport for the establishment of Open Studio times and materials at the Kelly School Youth Services Center.

Councillor Charles F. Tontar

CITY OF NEWBURYPORT
NEWBURYPORT YOUTH SERVICES

January 7, 2014

Dear City Council,

Newburyport Youth Services would like to ask that City Council accepts the grant funds from the Institution for Savings for Youth Open Art Studios.

NYS would like to announce that the Newburyport Youth Council has received a generous donation from the Institution for Savings. This grant was developed and written by Mariah Newman, Youth Leader, age 16.

Maria's hard work earned the youth leadership group $2,000 to establish Open Studio time and materials at the Kelley School Youth Center. Maria and her co-leader Isa Miginnis work as Youth Leaders in the NYS office. Their positions are to lead and support the work of the 30+ members of the Newburyport Youth Council. Newburyport Youth Services has been actively teaching young people to grant write since 2007. Teen leaders are encouraged to write their own grants and are given feedback from NYS staff.

This year's focus turned to Open Studio time for young people. Afetr speaking with youth in the City, they felt that the HS Art Club was great for older teens but an open art space for middle school youth from the Nock, RVCS, IC and Inn Street would be great. With the hiring of local artist and art teacher Lee Gordon as Youth Coordinator this fall, the group was excited to move forward. Information about the Open Studio space will be announced at the beginning of February.

Thank you for your continued support,

Sincerely,

Andrea Egmont

Andrea Egmont

NYS / BEACON COALITION
60 Pleasant Street
Newburyport, MA 01950
978.465.4434 youthservices@cityofnewburyport.com
www.newburyportyouthservices.com