

# **CITY COUNCIL MEETING AGENDA - VERSION 1**

**January 9, 2012**

**7:30 PM**

- 1. OPENING PRAYER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 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 12, 2011

(Approve)

Inauguration January 2, 2012

(Approve)

### **7. TRANSFERS**

1. Health Dept. Compost Attendant \$20,000 to Chipper Compost \$20,000

(Approve)

### **8. COMMUNICATIONS**

1. City Council Meeting Schedule 2012
2. Newburyport Literary Festival information booth in Market Sq. April 28, 2012
3. Second Hand Motor Vehicles App. Renewal Autowerkes of Hampton Falls, Inc.
4. Second Hand Motor Vehicles App. Renewal GNFD Inc. dba Newburyport Sunoco
5. Second Hand Motor Vehicles App. Renewal R.L. Currie Corp.
6. Second Hand Motor Vehicles App. Renewal LCA Motors
7. Taxi Cab Renewal Application Port Taxi

(Approve)

(Approve)

(Approve)

(Approve)

(Approve)

(Approve)

(L&P)

### **9. APPOINTMENTS – First Reading**

#### **Appointments**

- |                     |                              |                                       |               |
|---------------------|------------------------------|---------------------------------------|---------------|
| 1. Donna Conway     | 27 Marlboro St.              | Andrews Library Community Ctr Com     | Oct. 13, 2013 |
| 2. Kristian Zoeller | 115 Timber Swamp Rd, Hampton | Asst Harbormaster & Spec. Police Off. | Dec. 31, 2014 |

#### **Re-Appointments**

- |                        |                                   |                                       |               |
|------------------------|-----------------------------------|---------------------------------------|---------------|
| 3. Daniel Raycroft     | 11 Cushing St., Amesbury          | Assessor                              | Jan. 1, 2015  |
| 4. Gary Calderwood     | 3 Howard Street                   | Building Inspector                    | Jan. 15, 2015 |
| 5. Andrew R. Port      | 12 Central Pl, Saugus             | Director Planning & Development       | Jan. 31, 2014 |
| 6. David Zinck         | 6 Laurel Road                     | Electrical Inspector                  | Jan. 31, 2013 |
| 7. Enrico Caruso       | 34 Russet Hill Rd, Haverhill      | Asst Harbormaster & Spec. Police Off. | Dec. 31, 2014 |
| 8. Francis F. Chaisson | 300 Merrimac Street               | Asst Harbormaster & Spec. Police Off. | Dec. 31, 2014 |
| 9. Joseph Grande       | 52 Linwood Ave., Methuen          | Asst Harbormaster & Spec. Police Off. | Dec. 31, 2014 |
| 10. James Maranto      | 167 Harper Ridge Rd, E. Hampstead | Asst Harbormaster & Spec. Police Off  | Dec. 31, 2014 |
| 11. Philip Stern       | 271 Merrimac Street               | Asst Harbormaster & Spec. Police Off  | Dec. 31, 2014 |
| 12. David Willey       | 13 Devonshire Crossing, Lowell    | Asst harbormaster & Spec. Police Off  | Dec. 31, 2014 |

**END OF CONSENT AGENDA**

## REGULAR AGENDA

### TRANSFERS

2. Mayor/Police Gen Fd Free Cash \$17,640.90 to Police-Salary Officers \$13,890.90, to Police-Clothing Allowance \$3,750.00
3. Mayor/Health Green Initiatives Rev Appr \$64,109 to Police-Equip Maint \$44,109, to Health-Sal. Energy/Recycle Coordin. \$20,000
4. Mayor Gen Fd Free Cash \$10,000 to NBPT Tree Committee Fund \$10,000
5. Police Dept. Salary Officers \$1,260 to Police-Capital Improvements MIS \$1,260
6. Mayor/School Dept. Gen Fd Free Cash \$25,000 to School Rev Curriculum/Staff Devel. \$25,000

### 8. COMMUNICATIONS

8. Girl Scout Troup #75336 letter to sell Girl Scout cookies on State St Feb. 11, 2012

### 9. ORDERS

1. Ordinance Review Committee
2. Ord. Wastewater Treatment Facility Bond 2<sup>nd</sup> Reading

### 13. ORDINANCES

1. TABLED - Second Reading - Amend Ord.13-180 Parking Resident Fruit Street
2. Amend Ord 13-180A Paid Parking Permits

### 14. COMMITTEE ITEMS

#### **Budget & Finance**

##### ***In Committee:***

#### **General Government**

##### ***In Committee***

#### **Joint Education**

##### ***In Committee:***

#### **License & Permits**

##### ***In Committee:***

#### **Neighborhoods & City Services**

##### ***In Committee:***

1. Newburyport Tree Ordinance \*07/22/2010

#### **Planning & Development**

##### ***In Committee:***

1. Newburyport Tree Ordinance \*07/22/2010
2. Zoning Ord – Sec II Definitions/Sec VI Dimensional Contr \*06/28/2010
3. Amend Ord Zoning Sec. II Definitions \*10/17/2011
4. Amend Ord Zoning Map B1 Zone Storey Ave \*11/28/2011
5. Amend Ord. 6.5 Environment Article II Wetlands – Wetlands Protection \*11/28/2011

#### **Public Safety**

##### ***In Committee:***

1. Amend Ord. 10-9 Miscellaneous offenses – use or consumption of marijuana \*11/28/2011

**Public Utilities Committee**

***In Committee:***

1. Street Lighting Recommendation \*09/21/2011
2. Drain Layer/Utility Contractor Application for Dube Plus & Dirt Pro, LLC \*11/14/2011

**Rules Committee**

***In Committee:***

**15. GOOD OF THE ORDER**

**16. EXECUTIVE SESSION**

**17. ADJOURNMENT**

**CONSENT AGENDA - BEGINNING**

## **CITY COUNCIL MEETING MINUTES**

**December 12, 2011**

Council President O'Brien called the meeting to order at 7:38 pm and asked for a moment of silence to remember the service men and women who fight for our country and protect our right to free speech. 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, Heartquist, Herzog, Hutcheson, Ives, Jones and O'Brien. 10 present, 1 absent (Earls).

### **1. LATE FILE ITEMS – Communication #6 and Order #2**

### **2. PUBLIC COMMENT –**

1. Everett Chandler	34 Winter Street	Parking Item 9
2. Michael Young	30 Winter Street	Parking Item 9
3. Beth Buschini	36 Winter Street	Safety on High St.
4. Greg Nikas	69 Lime Street	Safety on Inn St.
5. John Leary	23 Broad Street	inn Street
6. Esther Sayer	10 Ship Street	Inn Street
7. Diane Gibeck	47A Warren Street	Inn Street
8. Jonathan Woodman	198 Water Street	Inn Street
9. Bill Ladow	20 Lime Street	Inn Street

### **CONSENT AGENDA**

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### **3. APPROVAL OF MINUTES**

November 28, 2011

(Approve)

### **4. TRANSFERS**

1. Mayor/Auditor to Insurance Claims-RSV App \$5000 to Gen Admin- Bldg Maint \$5000 (Approve)

Removed by Councillor Herzog.

### **5. COMMUNICATIONS**

1. PERAC 2013 retirement funding appropriation (R&F)

2. Communication from Ken and Dominique Dear (R&F)

**Motion to approve Consent Agenda as amended by Councillor Jones, seconded by Councillor Cameron. 10 yes, 1 absent (Earls). So voted.**

### **END OF CONSENT AGENDA**

### **REGULAR AGENDA**

### **6. TRANSFERS**

2. Mayor Gen'l Fund Free Cash \$15,000 to Capital Project Senior Center \$15,000

**Motion to approve by Councillor Jones, seconded by Councillor Cameron. 10 yes, 1 absent (Earls). So voted.**

1. Mayor/Auditor to Insurance Claims-RSV App \$5000 to Gen Admin- Bldg Maint \$5000  
**Motion to approve by Councillor Herzog, seconded by Councillor Cameron. 10 yes, 1 absent (Earls). So voted.**

## **7. COMMUNICATIONS**

3. Second hand motor vehicle sales license, Newburyport Auto Brokers  
**Motion to approve provided not selling at 6 Woodman Way, Unit 213 by Councillor Derrivan, seconded by Councillor Connell. 10 yes, 1 absent (Earls). So voted.**

4. Second hand motor vehicle sales license, City of Newburyport  
**Motion to approve by Councillor Cameron, seconded by Councillor Ives. 10 yes, 1 absent (Earls). So voted.**

5. Rotary Club Annual Frigid Fiver Road Race, February 5, 2012  
**Motion to approve by Councillor Cameron, seconded by Councillor Connell. 10 yes, 1 absent (Earls). So voted.**

6. LATE FILE – Planning Board report on proposed zoning amendments  
**Motion to receive and file by Councillor Jones, seconded by Councillor Connell. 10 yes, 1 absent (Earls). So voted.**

## **8. APPOINTMENTS**

1. Scott W. Sutherland                      3 Savory Street                      Waterfront Trust                      Dec. 1, 2016  
**Motion to waive the rules and approve on first reading by Councillor Cameron, seconded by Councillor Jones. 10 yes, 1 absent (Earls). So voted.**

### **Second Reading - Re-Appointment**

2. Amanda Martindale                      102 High Street, #3                      Cultural Council                      Dec. 14, 2014  
**Motion to approve by Councillor Herzog, seconded by Councillor Jones. 10 yes, 1 absent (Earls). So voted.**

## **9. ORDERS**

1. Morrill Charitable Foundation disbursements 2011  
**Motion to approve by Councillor Herzog, seconded by Councillor Connell. 10 yes, 1 absent (Earls). So voted.**

2. LATE FILE – Ward 1 Precinct having two polling locations  
**Motion to approve by Councillor Jones, seconded by Councillor Cameron. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

## **10. ORDINANCES**

1. TABLED - Second Reading - Amend Ord.13-180 Parking Resident Fruit Street  
**Motion to remove from table by Councillor Jones, seconded by Councillor Herzog. 9 yes, 1 no, 1 absent. Motion to table by Councillor Jones, seconded by Councillor Herzog. 10 yes, 1 absent (Earls). So voted.**

2. Amend Ord Zoning Sec. IV delete subsection V-C.1 “Smart growth ord” – Second reading  
**Motion to approve second reading by Councillor Connell, seconded by Councillor Jones. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

3. Amend Ord Zoning Sec. IX, Sec. XXI - Second reading  
**Motion to approve second reading by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

4. Amend Ord Zoning Sec. VIII Signs- Second reading  
**Motion to approve second reading by Councillor Connell, seconded by Councillor Ives. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

5. Amend Ord Zoning Sec. VI Dimensional Controls- Second reading  
**Motion to approve second reading by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

## **11. COMMITTEE ITEMS**

### **Budget & Finance**

#### ***In Committee:***

1. Mayor Green Initiatives REV APPR (\$20,000) to Mayor-CHMM \*11/29/2010
2. Street Lighting Recommendation \*09/21/2011
3. Mayor Budget Contingence to Planning Tech Stipend (\$3,822) \*10/17/2011

**Motion to remove by Councillor Cameron, seconded by Councillor Ives. 9 yes, 1 no (Herzog), 1 absent (Earls). Motion to approve Councillor Cameron, seconded by Councillor Ives. Roll call vote, 3 yes (Cameron, Ives, O'Brien), 7 no, 1 absent (Earls). Motion failed. So voted.**

4. Mayor Free Cash \$115,275.73 to City Clerk Elections & Registrations \$9,000,  
to Inn St. Electric \$106,275.73 \*11/28/2011

**Motion to remove by Councillor Cameron, seconded by Councillor Ives. 9 yes, 1 no (Herzog), 1 absent (Earls). Motion to approve Councillor Cameron, seconded by Councillor Connell. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

### **General Government**

#### ***In Committee***

1. Campaign Finance Reports-Municipal Forms posting on City Website \*05/09/2011
2. Union Contract posting on City Website \*05/09/2011
3. Section 13 - 180 Add/Delete Streets By Order \*09/12/2011
4. Ltr re H1972 "An Act Regulating Election Primaries" \*10/17/2011

### **Joint Education**

#### ***In Committee:***

**Councillor Hutcheson gave his last report on the status of issues facing the educational system.**

### **License & Permits**

#### ***In Committee:***

1. Cars Port Taxi rate increase request \*05/31/2011

### **Neighborhoods & City Services**

#### ***In Committee:***

1. Newburyport Tree Ordinance \*07/22/2010

**Motion to carryover in committee per 7B jointly with Planning & Development by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 7 yes, 3 no (Cronin, Derrivan, Jones), 1 absent (Earls).**

### **Planning & Development**

#### ***In Committee:***

1. Newburyport Tree Ordinance \*07/22/2010

**Motion to carryover in committee per 7B jointly with Neighborhoods & City Services by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 7 yes, 3 no (Cronin, Derrivan, Jones), 1 absent (Earls).**

2. Residential Handicap Parking Ordinance \*01/11/2010
3. Atmospheric Pollution Ordinance \*02/08/2010

4. Green Communities Order \*03/29/2010

5. Zoning Ord – Sec II Definitions/Sec VI Dimensional Contr \*06/28/2010

**Motion to carryover in committee per 7B by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 9 yes, 1 no (O'Brien), 1 absent (Earls). So voted.**

6. Letter for Essex St. Inn Visitor Parking \*07/11/2011

7. Intermunicipal Agreement Newburyport and Newbury \*07/11/2011

8. Amend Ord.13-182 Traffic and Motor Vehicles \*08/29/2011

9. Amend Ord Zoning Sec. V-D, Sec V-E \*10/17/2011

**Motion to remove from Planning & Development by Councillor Connell, seconded by Councillor Derrivan. Motion to waive the rules and approve on first reading and order published by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

10. Amend Ord Zoning Sec. II Definitions \*10/17/2011

**Motion to carryover in committee per 7B by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 9 yes, 1 no (O'Brien), 1 absent (Earls). So voted.**

11. Amend Ord Zoning Map B1 Zone Storey Ave \*11/28/2011

**Motion to carryover in committee per 7B by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 9 yes, 1 no (O'Brien), 1 absent (Earls). So voted.**

12. Amend Ord. 6.5 Environment Article II Wetlands – Wetlands Protection \*11/28/2011

**Motion to carryover in committee per 7B by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 9 yes, 1 no (O'Brien), 1 absent (Earls). So voted.**

#### **Public Safety**

##### ***In Committee:***

1. Residential Handicap Parking Ordinance \*01/11/2010

2. Amend Sec. 13-86 Water St. (25mph) State to Federal \*05/09/2011

3. Amend Ord 13-121 One-Way Streets Griffin Court \*07/25/2011

4. Amend Ord.13-180 Parking Resident Harris Street from Green to State Sts \*08/29/2011

5. Amend Ord.13-182 Traffic and Motor Vehicles \*08/29/2011

6. Section 13-182 entitled: Hotel/Inn and Bed and Breakfast Accommodations \*09/12/2011

7. American Diabetes Tour de Cure May 20, 2012 \*11/28/2011

8. Amend Ord. 13-168 Parking Restricted Winter/High Streets \*11/28/2011

**Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Jones. Motion to waive the rules and approve and order published on first reading by Councillor Cronin, seconded by Councillor Jones. Roll call vote 10 yes, 1 absent (Earls). So voted.**

9. Amend Ord. 10-9 Miscellaneous offenses – use or consumption of marijuana \*11/28/2011

**Motion to carryover in committee per 7B by Councillor Cronin, seconded by Councillor Jones. Roll call vote, 9 yes, 1 no (O'Brien), 1 absent (Earls). So voted.**

#### **Public Utilities Committee**

##### ***In Committee:***

1. Letter regarding Pole at 114 High Street \*05/31/2011

2. Street Lighting Recommendation \*09/21/2011

**Motion to carryover in committee per 7B by Councillor O'Connor Ives, seconded by Councillor Cameron. Roll call vote, 9 yes, 1 no (O'Brien), 1 absent (Earls). So voted.**

3. Drain Layer/Utility Contractor Application for Dube Plus & Dirt Pro, LLC \*11/14/2011

**Motion to carryover in committee per 7B by Councillor O'Connor Ives, seconded by Councillor Heartquist. Roll call vote, 9 yes, 1 no (O'Brien), 1 absent (Earls). So voted.**

## **Rules Committee**

### ***In Committee:***

1. Amend the Rules of the City Council

*\*11/28/2011*

**Motion to amend the rules as read by Councillor Jones by Councillor Jones, per 7B by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.**

## **12. GOOD OF THE ORDER**

**Councillor Hutcheson expressed appreciation to be able to serve the community for the past six years. The Councillors gave their thanks for Councillor Hutcheson's dedicated service and wished him well.**

## **13. ADJOURNMENT**

**Meeting was adjourned at 9:21pm with a motion by Councillor Derrivan, seconded by Councillor Herzog.**

## CITY OF NEWBURYPORT INAUGURATION CEREMONY - JANUARY 2, 2012

Coast Guard Color Guard led the City Council and School Committee into the Auditorium.

Opening Statement by Richard B. Jones, City Clerk.

Acknowledgement of current and former elected officials present: Congressman John Tierney, Representative Michael Costello, Sheriff Frank G. Cousins, Mayor Thatcher Kezer, former Mayors George Lawler, Byron Matthews, Lisa Mead (not present), Christopher Sullivan, Mary Carrier, Al Lavender, Mary Anne Clancy (not present) and John Moak.

A moment of silence was held for Mayor Richard E. Sullivan who passed away on November 16, 2011.

Invocation by Rabbi Avi Poupko of Congregation Ahavas Achim.

Pledge of Allegiance led by the Cub Scouts from Pack #21 and Girls Scout Troups #60464 and #62131.

National Anthem sung by Ann Ormond, president of the Greater Newburyport Chamber of Commerce and Industry.

United States Coast Guard Color Guard posted the colors.

1. The City Clerk called the meeting to order.

The city clerk called the roll.

*10 present, 1 absent*

- Councillor-Elect Edward C. Cameron, Jr.
- Councillor-Elect Barry N. Connell,
- Councillor-Elect Robert J. Cronin,
- Councillor-Elect Brian P. Derrivan,
- Councillor-Elect Gregory D. Earls,
- Councillor-Elect Allison Heartquist,
- Councillor-Elect Ari B. Herzog,
- Councillor-Elect Kathleen O'Connor Ives,
- Councillor-Elect Thomas E. Jones, [absent]
- Councillor-Elect Thomas F. O'Brien,
- Councillor-Elect Richard E. Sullivan, Jr.,

2. Oath of Office City Councillors-Elect

- Edward C. Cameron, Jr.
- Barry N. Connell,
- Robert J. Cronin,
- Brian P. Derrivan,
- Gregory D. Earls,
- Allison Heartquist,
- Ari B. Herzog,

Kathleen O'Connor Ives,  
Thomas E. Jones, [absent]  
Thomas F. O'Brien,  
Richard E. Sullivan, Jr.,

I, **(YOUR NAME)**, DO SOLEMNLY SWEAR/ THAT I WILL FAITHFULLY AND IMPARTIALLY DISCHARGE/ AND PERFORM THE DUTIES OF **WARD COUNCILLOR/COUNCILLOR AT-LARGE** OF THE CITY OF NEWBURYPORT/ TO WHICH I HAVE BEEN ELECTED/ IN ACCORDANCE WITH THE CONSTITUTION OF THE UNITED STATES/ THE LAWS OF THE COMMONWEALTH/ THE CHARTER AND ORDINANCES OF THE CITY OF NEWBURYPORT, /TO THE BEST OF MY ABILITY, /SO HELP ME GOD.

3. The City council meeting was called to order and the President of the City Council was voted for the year 2012.

Councillor:

Edward C. Cameron, Jr.  
Barry N. Connell  
Robert J. Cronin,  
Brian P. Derrivan  
Gregory D. Earls  
Allison Heartquist  
Ari B. Herzog  
Kathleen O'Connor Ives  
Thomas E. Jones [absent]  
Thomas F. O'Brien  
Richard E. Sullivan, Jr.

Vote:

Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien  
Thomas F. O'Brien

Councillor O'Brien by a majority vote 10 yes, 1 absent (Jones) has been elected City Council President for the year 2012.

4. The Newburyport High School Cast of the play 'Rent' sang "Seasons of Love".
5. The poem entitled "Ships that Newburyport Built" by George Tilton was read by Newburyport High School students Kathryn Holaday and Conor Miller.
6. City Council President Thomas F. O'Brien delivered his Address.
7. The President appointed a Committee of two (2) Councillors (Councillor Cameron and Councillor Connell) to notify Mayor Elect Donna D. Holaday that the City Council was organized and escorted her to the auditorium to receive the oath of office and deliver her address.
8. Musical selection 'Allegretto from Two Bagatelles' by Alfred Reed played by the Newburyport High School band.

9. Mayor-Elect, Donna Demski Holaday takes the oath while Edward Demski held the Bible of the late William Jordan Holaday for his daughter.

#### **OATH OF OFFICE**

I, (**DONNA DEMSKI HOLADAY**), DO SOLEMNLY SWEAR / THAT I WILL FAITHFULLY/AND IMPARTIALLY DISCHARGE/ AND PERFORM THE DUTIES OF **MAYOR** / OF THE CITY OF NEWBURYPORT/ TO WHICH I HAVE BEEN ELECTED/ IN ACCORDANCE WITH THE CONSTITUTION OF THE UNITED STATES/ THE LAWS OF THE COMMONWEALTH/ THE CHARTER AND ORDINANCES OF THE CITY OF NEWBURYPORT, /TO THE BEST OF MY ABILITY, / SO HELP ME GOD.

10. Mayor Holaday recognized the former mayors with plaques presented by 6<sup>th</sup> Grade Nock Middle School Students

1. *George Lawler*
2. *Byron Matthews*
3. *Lisa Mead*
4. *Christopher Sullivan*
5. *Mary Carrier*
6. *Al Lavender*
7. *Mary Anne Clancy*
8. *John Moak*

11. Mayor Holaday delivered her inaugural address. Copy available at the Clerk's office.

12. The City Council President stated that a motion to adjourn the City Council Meeting is in order, informing the audience that the City Council will meet in regular session at 7:30PM on Monday, January 11, 2012. Motion to adjourn at 10:58am by Councillor Cameron, seconded by Councillor Connell. So voted.

13. School Committee sworn in and organized.

Oath of Office

*Bruce M. Menin,*

*Nicholas B. deKanter*

*Audrey G. McCarthy*

DO SOLEMNLY SWEAR/ THAT I WILL FAITHFULLY AND IMPARTIALLY DISCHARGE/ AND PERFORM THE DUTIES OF **SCHOOL COMMITTEE MEMBER** OF THE CITY OF NEWBURYPORT/ TO WHICH I HAVE BEEN ELECTED/ IN ACCORDANCE WITH THE CONSTITUTION OF THE UNITED STATES/ THE LAWS OF THE COMMONWEALTH/ THE CHARTER AND ORDINANCES OF THE CITY OF NEWBURYPORT, /TO THE BEST OF MY ABILITY, /SO HELP ME GOD.

14. Mayor Holaday calls the School Committee to order at 10:59am. The City Clerk read the Roll.

Cole

deKanter

Holaday

Keon  
McCarthy  
Menin  
Sweeney

All present.

15. Mayor Holaday conducted the election of the vice-chair of the School Committee.  
Clerk read the Roll Call and recorded the votes

<u>Member</u>	<u>Vote</u>
COLE	Cheryl Sweeney
DEKANTER	Cheryl Sweeney
HOLADAY	Cheryl Sweeney
KEON	Cheryl Sweeney
MCCARTHY	Cheryl Sweeney
MENIN	Cheryl Sweeney
SWEENEY	Cheryl Sweeney

16. Newly elected vice-chair Cheryl Sweeney delivered her address.
17. School committee adjourned.
18. Musical Selection – An original score by Jared Holaday performed by Joe, Jared and PJ Holaday.
19. Benediction and closing prayer by Reverend Christopher Ney of the Central Congregational Church.
20. Invitation to reception at Nicholson Hall and closing by Richard B. Jones, City Clerk.

Attest: \_\_\_\_\_  
Richard B. Jones, City Clerk

## TRANSFERS



**City of Newburyport**  
**FY 2012**  
**BUDGET TRANSFER REQUEST**

**Transfer #1**  
**January 9, 2012**

**Department:** Health Department

**Submitted by:** Molly Ettenborough/Bob Bracey

**Date Submitted:** 12/15/2011

**Transfer From:**

Account Name	Compost Attendant	YTD Bal:	\$	25,514.63
Account Number:	01510001-51168	Trans In:	\$	-
Amount:	\$20,000.00	Trans Out:	\$	-
Why are Funds Available:	<i>Budget funded for new site and staff. Amount requested is the amount allocated for new site work and needs to be in a non-payroll account.</i>			

**Transfer To:**

Account Name	Chipper Compost	YTD Bal:	\$	12,460.00
Account Number:	01510002-52813	Trans In:	\$	-
Amount:	\$20,000.00	Trans Out:	\$	-
Why are Funds Required:	<i>For new site preparation and Agresource.</i>			

**Transfer To:**

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

**Transfer To:**

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

Donna D. Holaday, Mayor  
William B. Squillace, Auditor  
City Council Approval: (Stamp)

*Donna D. Holaday*  
*William B. Squillace*

Date: 1/3/12  
Date: 1/3/12

## COMMUNICATIONS

**2012**

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

January 9, 2012  
January 30, 2012

February 13, 2012  
February 27, 2012

March 12, 2012  
March 27, 2012 **Tuesday**

April 9, 2012  
April 30, 2012

May 14, 2012  
May 29, 2012 - **Tuesday**

**Monday (May 28, 2012 –Memorial Day)**

June 11, 2012  
June 25, 2012

July 09, 2012  
July 30, 2012

August 13, 2012  
August 27, 2012

September 10, 2012  
September 24, 2012

October 9, 2012 - **Tuesday**  
October 29, 2012

**Monday (October 8, 2012 –Columbus Day)**

November 12, 2012 **Tuesday**  
November 26, 2012

**Monday (November 12, 2012-Veterans's Day)**

December 10, 2012  
December 31, 2012 (New Year's Eve)

To: Newburyport City Council

From: Newburyport Literary Festival

Re: Placement of Information Booth in Market Square, Use of City Council Chamber for Festival Speakers


The Newburyport Literary Festival requests the use of Market Square for April 28, 2012, to set-up the Information Booth for the festival. The purpose of the booth is to distribute Festival programs and maps of downtown Newburyport. The volunteers will assist attendees to locate the events, to find lost and found items, and to provide a contact in case of an emergency.

The booth will consist of a 10 by 10 tent, one table and 2 chairs. Festival volunteers will be assigned to the booth from setup @ 8:00 a.m. until removal @3:00 pm. The festival committee will oversee set-up and breakdown of the booth.

The festival also requests the use of the Council Chambers for the Literary Festival speakers on April 28, 2012. As in the past, the time frame will be from 8:00 A.M. until to 3:00 P.M.; with the set-up of the materials for the speakers at an agree upon time prior to City Hall closure on Friday, April 27. The materials include programs and books for the authors to sign.

Again, thank you for your continuing support of the Newburyport Literary Festival now in its seventh year. Please plan to join us for this annual event much anticipated and greatly enjoyed event by residents and visitors alike.

Yours truly,



Alida Frey  
978-465-2593

THE COMMONWEALTH OF MASSACHUSETTS

CITY OF NEWBURYPORT

**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 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? AUTHERIES CREDIT FINANCE INC.

Business address of concern. No. 172 STATE ST 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 Edwin J. Gorman 400 Main Street Newburyport MA 01950

Secretary Edwin J. Gorman 400 Main Street Newburyport MA 01950

Treasurer Edwin J. Gorman 400 Main Street Newburyport MA 01950

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 AND LOT TO HOLD FOR CARS

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 NEW BEDFORD

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

For what year? 1952-1953  
1952-1953

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

Edward J. Connelley

(Must be authorized to represent the concern herein mentioned)

Residence 4 BELL ST. NEW BEDFORD

### 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)

**AUCTION INSURANCE AGENCY**  
P.O. BOX 530250 • BIRMINGHAM, AL 35253 • (205) 414-2614

Attached is your Automobile Dealer Surety Bond Continuation Certificate.  
This Certificate must be attached to your license renewal application.  
We appreciate the opportunity of providing this bond for you.

AUTOWERKES OF HAMPTON FALLS, INC.

172 State Street  
Newburyport, MA 01950

**SURETY BOND CONTINUATION CERTIFICATE**

In consideration of premium charged,

Platte River Insurance Company

hereby continues in force

40089918

Bond No.

January 5, 2004

dated

25,000

in the amount

Dollars

on behalf of

AUTOWERKES OF HAMPTON FALLS, INC.

, as Principal

in favor of

Commonwealth of Massachusetts Department of Motor Vehicles

, for the period

beginning

January 01, 2012

and ending

December 31, 2012

subject to all the terms and conditions of said bond; PROVIDED that the

liability of

Platte River Insurance Company

shall not exceed in the aggregate the amount

above written, whether the loss shall have occurred during the term of said bond or during any continuation or continuations thereof, or partly during said term and partly during any continuation or continuations thereof, or partly during said term and partly during any continuation or continuations thereof.

Signed, Sealed

By: \_\_\_\_\_

*Mark Lee Coker*

OTHER3RASURBN

THE COMMONWEALTH OF MASSACHUSETTS

City OF Newburyport

**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 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? Garfield N.B.A. Newburyport  
Sumco

Business address of concern. No. 59 Stoney Ave St.,  
Newburyport 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 Dathel 15 Bourn Dr Newburyport MA 01950

Secretary Joseph Fines 30 Fletcher Rd Weymouth MA 01982

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? No

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.

Sumco Gas station located at 59 Storey  
Ave. Newburyport

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? 2010/2011

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 \_\_\_\_\_

Joseph J. Lane  
(Duly authorized to represent the concern herein mentioned)

Residence 30 Fletcher Rd WINDHAM NH 03087

### 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)

# UTICA MUTUAL INSURANCE COMPANY

HOME OFFICE \* NEW HARTFORD, NEW YORK

## MASSACHUSETTS USED CAR DEALER'S BOND

Bond No. SU 4490005

KNOW ALL MEN BY THESE PRESENTS, that we, GNFD, Inc. dba Newburyport Sunoco, of 59 Storey Avenue, Newburyport, MA 01950, as Principal and UTICA MUTUAL INSURANCE COMPANY, 180 Genesee Street, New Hartford, NY 13413, authorized to do business in the Commonwealth of Massachusetts, as Surety, are held and firmly bound unto Commonwealth of Massachusetts Registry of Motor Vehicles, as Oblige, for the benefit of all natural persons who suffer loss as defined by Chapter 422 of the Acts of 2002, by reason of purchase of a motor vehicle from the said Principal, in the sum of Twenty Five Thousand and 00/100 (\$25,000.00), for which payment, well and truly to be made, we bind ourselves, our heirs, executors and administrators, successors and assignees, jointly and severally, firmly by these presents.

Whereas the said Principal is a Dealer having an established place of business at 59 Storey Avenue, Newburyport, MA in the Commonwealth of Massachusetts, and is required to furnish a bond in accordance with Chapter 140, Section 58.

Now, therefore, the condition of this obligation is such that if the said Principal shall faithfully observe the provisions of Chapter 140, Section 58, then this obligation shall be void and of no effect; otherwise it shall remain in full force and virtue. The aggregate liability of the Surety shall in no event exceed the amount of this bond regardless of the number of claims against the bond or the number of years the bond remains in force.

The Foregoing Agreement is Subject to the Following Conditions and Limitations:

- Section 1. Recovery against this bond may be made by any natural person who obtains a final judgment in court against the dealer for an act of omission on which the bond is conditioned if the act or omission occurred during the term of the bond. No suit may be maintained to enforce any liability on the bond unless brought within one year after the event giving rise to the cause of action.
- Section 2. Notice of any suit under this bond must be made in writing to the Oblige (written acknowledgement of receipt of said notice by the Oblige to be prima facie evidence of compliance with this requirement of notice).
- Section 3. The Surety may cancel said bond by giving sixty days notice in writing by certified mail to the Oblige and bond shall be deemed canceled.

**This bond is effective the 19th day of December, 2011**

Signed, sealed and dated this 19th day of December, 2011

GNFD, Inc. dba Newburyport Sunoco

By: 

UTICA MUTUAL INSURANCE COMPANY

By: 

Lauri A. Emmerich, Attorney-in-Fact

SEAL # 007

# UTICA MUTUAL INSURANCE COMPANY NEW HARTFORD, NEW YORK

EXPIRATION DATE Sept. 30, 2012

## POWER OF ATTORNEY

Know all men by these Presents, the UTICA MUTUAL INSURANCE COMPANY, as a New York Corporation, having its principal office in the Town of New Hartford, County of Oneida, State of New York, does hereby make, constitute and appoint Harold G. Winstell, Wilma K. Acre, Jackson B. Nelson, Debra A. Wichtowsky, Kathleen E. Caiola, Lauri A. Emerick, all of New Hartford, New York, its true and lawful Attorney(s) in fact in their separate capacity if more than one is named above to make, execute, sign, seal and delivery for and on its behalf as surety and as its act and deed (without power of redelegation) any and all bonds and undertakings and other writings obligatory in the nature thereof (except bonds guaranteeing the payment of principal and interest of notes, mortgage bonds and mortgages) provided the amount of no one bond or undertaking exceeds Unlimited Dollars (\$ Unlimited).


The execution of such bonds and undertakings shall be as binding upon said UTICA MUTUAL INSURANCE COMPANY as fully and to all intents and purposes as if the same had been duly executed and acknowledged by its regularly elected officers and its Home Office in New Hartford, New York.

This Power of Attorney is granted under and by authority of the following resolution adopted by the Directors of the UTICA MUTUAL INSURANCE COMPANY on the 27th day of November, 1961:

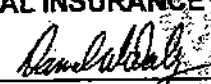
"Resolved, that the President or any Vice-President, in conjunction with the Secretary or any Assistant Secretary, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be binding upon the Company as if they had been duly acknowledged by the regularly elected Officers of the Company in their own proper persons."

"Now therefore, the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney by a facsimile, and any such Power of Attorney bearing such facsimile signatures or seal shall be valid and binding upon the Company."

In Witness Whereof, the UTICA MUTUAL INSURANCE COMPANY has caused these presents to be signed by its Authorized Officers, this 26th day of August, 2005.

  
Secretary



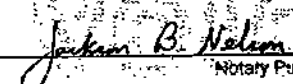
  
Vice President

STATE OF NEW YORK  
COUNTY OF ONEIDA } ss:

On this 26th day of August, 2005, before me, a Notary Public in and for the State of New York, personally came DANIEL D. DALY and GEORGE P. WARDLEY to me known, who acknowledged execution of the preceding instrument and, being by me duly sworn, do depose and say, that they are Vice President and Secretary respectively of UTICA MUTUAL INSURANCE COMPANY, and that the seal affixed to said instrument is the corporate seal of UTICA MUTUAL INSURANCE COMPANY, and that the said corporate seal is affixed and their signatures subscribed to said instrument by authority and order of the Board of Directors of said Corporation.

In Testimony Whereof, I have hereunto set my hand at New Hartford, New York, the day and year first above written.

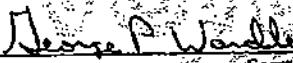


  
Notary Public

STATE OF NEW YORK  
COUNTY OF ONEIDA } ss:

I, George P. Wardley, Secretary of the Utica Mutual Insurance Company do hereby certify that the foregoing Power of Attorney executed by said Utica Mutual Insurance Company and the above-quoted Resolutions of the Board of Directors adopted November 27, 1961 are still in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of the said Corporation at New Hartford, New York, this 19th day of December, 2011.

  
Secretary

THIS DOCUMENT HAS A BLUE BACKGROUND - NOT A WHITE BACKGROUND THE BACK OF THIS DOCUMENT HAS A BLUE BACKGROUND - NOT A WHITE BACKGR

CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT ANGLE TO VIEW THE FACE OF THIS DOCUMENT HAS A BLUE BACKGROUND - NOT A WHITE BACKGR

# UTICA MUTUAL INSURANCE COMPANY

FINANCIAL STATEMENT AS OF DECEMBER 31, 2010

ASSETS		LIABILITIES AND SURPLUS	
U.S. Governmental Direct Guaranteed Bonds	\$ 31,598,100	Reserve for all Losses	\$ 826,570,224
All Other Bonds	1,507,624,413	Unearned Premiums	268,415,143
Stocks	332,821,427	Reserve for Claim Expenses	296,494,720
Mortgages	0	Dividends	7,446,872
Cash and Short-Term Investments	68,756,693	Taxes Accrued	5,585,318
Equities & Deposits in Pools and Associations	5,473,407	Federal Income Tax	0
Premiums in Course of Collection	147,155,390	Amounts Withheld on Account of Others	11,314,602
Interest Due and Accrued	16,806,150	Provision for Reinsurance	21,947,071
Other Admitted Assets	174,265,400	Miscellaneous Accounts Payable	79,673,469
<b>Total Admitted Assets</b>	<b>\$ 2,284,500,980</b>	<b>Total Liabilities</b>	<b>\$1,517,447,419</b>

## Surplus Funds

Dividend Reserve	\$ 2,038,179
General Voluntary Reserve	1,500,000
Special Contingent Surplus	1,700,000
Divisible Surplus	761,815,382
Surplus as Regards Policyholders	767,053,561
<b>Total</b>	<b>\$ 2,284,500,980</b>

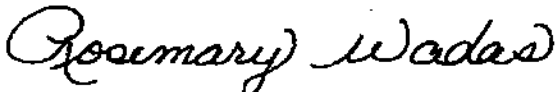
STATE OF NEW YORK  
COUNTY OF ONEIDA ss:

Brian P. Lytwynec, President & COO of the UTICA MUTUAL INSURANCE COMPANY, New Hartford, New York, being duly sworn, says that he is the above described officer of said Corporation, and that on the 31st day of December, 2010, all of the assets shown above were the absolute property of the said Corporation, free and clear from all liens or claims thereon except as above stated, and that the foregoing statement is a full and true exhibit of all assets and liabilities of the said Corporation at the close of business December 31, 2010, according to the best of his knowledge, information and belief.

Subscribed and sworn to before me the 12th day of May, 2011.



President & COO



Notary Public in the State of New York  
Appointed in Oneida County  
My Commission Expires April 30, 2014

Attest



Secretary

THE COMMONWEALTH OF MASSACHUSETTS

City OF Newburyport

**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 Hand H.V.  
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.,  
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.

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 III GEORGETOWN RD WEST Newbury MA

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.

10,000 sq ft Concrete Block Bldg Housing Offices  
AND Service Facilities Located on 4.5 Acres.

8. Are you a recognized agent of a motor vehicle manufacturer? NO

(Yes or No)

If so, state name of manufacturer N/A

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? 07-08-09-10  
2011

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

James H. Currie  
(Duly authorized to represent the concern herein mentioned)

Residence

111 Georgetown Rd  
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)

## NEW ENGLAND BOND SERVICE CENTER

## Surety Bond Renewal Notice


**Liberty  
Mutual.**

# Ohio Casualty Bond

BOND NUMBER 5010479	COMPANY OC	RENEWAL PERIOD Beginning 10/25/11 Ending 10/25/12		RENEWAL PREM. \$250.00	SPECIAL COMMISSION %
RISK STATE MASSACHUSETTS		BOND AMOUNT \$25,000			
CLASSIFICATION 929	CONTRACT TYPE	USED DEALERS AND SALESMEN			
PRINCIPAL OR INSURED NAME AND ADDRESS RL CURRIE CORP 6 NEW PASTURE ROAD NEWBURYPORT MA 01950			OBLIGEE NAME AND ADDRESS CITY OF NEWBURYPORT 60 PLEASANT STREET NEWBURYPORT MA 01950		
20-01-6102 AGENCY HUB INTERNATIONAL NEW ENGLAND LLC 299 BALLARDVALE ST WILMINGTON MA 01887-1013			RENEWAL INSTRUCTIONS BOND IS CONTINUOUS, OR HAS BEEN CONTINUED BY CERTIFICATE, IF NECESSARY.		
TAX TOWN CODE	Surcharge: Total Billing: MUNY TAX:	AUTO CHARGED Y	TERR. CODE (INS. AGR. 3&4)	Non-Res Lic Yes ( ) No ( ) If yes, # _____ Type: Agent ( ) Broker ( ) Appointment: Yes ( ) No ( ) Commission: Full ( ) Reduced ( ) Nil ( )	
REMARKS  DB					

ENTERED AUG 18 2011

Sent Copy to H.O. \_\_\_\_\_  
(Date)

BRANCH OFFICE COPY

THE COMMONWEALTH OF MASSACHUSETTS

City OF Newburyport

**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 2  
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 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 Ciavacco 4 Lt. Leary Drive Newburyport

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.

The business is run from my home and consists of  
the sale of used cars over the internet.

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? \_\_\_\_\_

(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 \_\_\_\_\_

Charles Leary  
(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)

**CNA SURETY**

CNA Plaza, Chicago IL 60685-0001

Jennifer B. Schaller  
Counsel

Telephone 312-822-7049

Facsimile 312-755-3737

Re: Second Hand Motor Vehicle Dealer Bond Certificate of  
Continuance for Western Surety Bonds

*ZCP Motor*

Western Surety is an underwriting company of CNA Surety and we are contacting your office because several of our bond principals received correspondence indicating the need for a Certificate of Continuance for their Second Hand Motor Vehicle Dealer Bonds issued by Western Surety.

Western Surety's standard bond form expressly states: "This bond shall be continuous and may be cancelled by the Surety by giving (30) days' written notice of cancellation to the municipal licensing authority at (address) by First Class Mail." (emphasis added)." Since, Western Surety's bond form is continuous, it would be inappropriate for Western Surety to issue a Continuation Certificate.

The Commonwealth of Massachusetts, Registry of Motor Vehicles has reviewed Western Surety's bond form and has clearly stated that municipalities do not need to require additional evidence that the bond is in effect. (See attached letter from Attorney William McVey dated November 19, 2004).

If you have any questions, or we can be of any further assistance, please feel free to contact me at (312) 822-7049.

Sincerely,

*Jennifer B. Schaller*

Jennifer B. Schaller



**CITY OF NEWBURYPORT  
VEHICLES FOR HIRE  
BUSINESS OWNERS'S APPLICATION**

Please Type or Print Clearly

**APPLICANT INFORMATION:**

Name of Applicant: Last: CONDON First: WAROLD Middle Initial: A  
Address: 52 ELM ST City: SALISBURY State: MA Zip: 01952  
Phone Number: (978) 265-5802 Message or work phone: (978) 465-5107  
Driver's License Number: 023-36-2747 State: MA Expiration Date: 9/23/15  
Social Security Number: 023-36-8262

**BUSINESS INFORMATION:**

Business Name: PORT TAXI Business Phone Number: (978) 465-2333  
Business Address: 50 ELM ST City: SALISBURY State: MA Zip: 01952  
Business Mailing Address: SAME City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Number of vehicles to be operated under this permit: 7

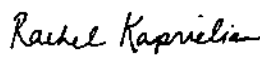

**FOR EACH VEHICLE, PLEASE LIST**

See ATTACH Registrations

Reg. # _____	Expires: _____	Year: _____	Make: _____	Model: _____
Reg. # _____	Expires: _____	Year: _____	Make: _____	Model: _____
Reg. # _____	Expires: _____	Year: _____	Make: _____	Model: _____
Reg. # _____	Expires: _____	Year: _____	Make: _____	Model: _____
Reg. # _____	Expires: _____	Year: _____	Make: _____	Model: _____
Reg. # _____	Expires: _____	Year: _____	Make: _____	Model: _____

**VEHICLE REGISTRATION INFORMATION:**

Proof of evidence of legal and registered ownership of the vehicle(s) to be used by the applicant must be provided. Attach one (1) copy of each to this application.

PLATE TYPE <b>TAN</b>	REGISTRATION NUMBER <b>TA23270</b>	REGISTRATION TYPE <b>TAXI</b>	EFFECTIVE DATE <b>12/01/11</b>	EXPIRES LAST DAY OF <b>11 12</b>	TRANSACTION NUMBER <b>92129800002078</b>
MFYS MODEL YEAR <b>1999</b>	MAKE <b>DODG</b>	MODEL <b>GRCARA</b>	BODY STYLE/TYPE <b>VAN</b>	COLOR <b>GREY</b>	Not valid without official signature of Registrar  
VEHICLE IDENTIFICATION NUMBER <b>1B4GP44R9XB806599</b>		INSURANCE COMPANY <b>HARTFORD FIRE INS</b>		TITLE NUMBER <b>BJ748492</b>	
RESIDENTIAL ADDRESS (IF DIFFERENT)					IF VEHICLE CARRYING PASSENGERS FOR HIRE, MAXIMUM NUMBER OF PASSENGERS THAT CAN BE SEATED.  TOTAL REGISTERED WEIGHT FOR A COMMERCIAL VEHICLE OR TRAILER
NAME(S) OF OWNER(S) AND MAILING ADDRESS   *****AUTO**3-DIGIT 018 PORT AND CARS INC 52 ELM ST SALISBURY MA 01952-1933					
FEES					
REGISTRATION					60.00
TITLE					0.00
SPECIAL PLATES					0.00
SALES TAX					0.00
<b>TOTAL</b>					<b>60.00</b>
<b>MASSACHUSETTS DEPARTMENT OF TRANSPORTATION</b> <b>REGISTRY OF MOTOR VEHICLES DIVISION</b> The records of the RMV database constitute the official status of the vehicle registration.					

SPECIAL MESSAGE IF THIS VEHICLE IS NEWLY ACQUIRED, IT MUST BE INSPECTED WITHIN SEVEN (7) DAYS OF REGISTRATION.	CHANGE OF ADDRESS  STREET ADDRESS  CITY, STATE, ZIP CODE
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PLATE TYPE <b>TAN</b>	REGISTRATION NUMBER <b>TA16691</b>	REGISTRATION TYPE <b>TAXI</b>	EFFECTIVE DATE <b>12/01/11</b>	EXPIRES LAST DAY OF <b>11 12</b>	TRANSACTION NUMBER <b>92129800002073</b>									
MFPS MODEL YEAR <b>1999</b>	MAKE <b>PLYM</b>	MODEL <b>VOYAGE</b>	BODY STYLE/TYPE <b>VAN</b>	COLOR <b>GREEN</b>	Not valid without official signature of Registrar  <i>Rachel Kaprielian</i>									
VEHICLE IDENTIFICATION NUMBER <b>1P4GP44R2XB900371</b>		INSURANCE COMPANY <b>HARTFORD FIRE INS</b>		TITLE NUMBER <b>BK453694</b>										
RESIDENTIAL ADDRESS (IF DIFFERENT)					IF VEHICLE CARRYING PASSENGERS FOR HIRE: MAXIMUM NUMBER OF PASSENGERS THAT CAN BE SEATED  TOTAL REGISTERED WEIGHT FOR A COMMERCIAL VEHICLE OR TRAILER									
NAME(S), OF OWNER(S), AND MAILING ADDRESS   *****AUTO**3-DIGIT 018 PORT AND CARS INC 52 ELM ST SALISBURY MA 01952-1933 <div style="font-size: 2em; margin-left: 200px;">#2</div>														
FEES <table style="width: 100%;"> <tr> <td>REGISTRATION</td> <td style="text-align: right;">60.00</td> </tr> <tr> <td>TITLE</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>SPECIAL PLATES</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>SALES TAX</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td><b>TOTAL</b></td> <td style="text-align: right;"><b>60.00</b></td> </tr> </table>					REGISTRATION	60.00	TITLE	0.00	SPECIAL PLATES	0.00	SALES TAX	0.00	<b>TOTAL</b>	<b>60.00</b>
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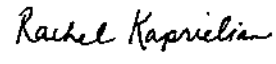

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PLATE TYPE <b>TAN</b>	REGISTRATION NUMBER <b>TA23271</b>	REGISTRATION TYPE <b>TAXI</b>	EFFECTIVE DATE <b>12/01/11</b>	EXPIRES LAST DAY OF <b>11 12</b>	TRANSACTION NUMBER <b>92129800002074</b>										
MFYS MODEL YEAR <b>2000</b>	MAKE <b>DODG</b>	MODEL <b>CARAVA</b>	BODY STYLE/TYPE <b>VAN</b>	COLOR <b>GREY</b>	Not valid without official signature of Registrar  										
VEHICLE IDENTIFICATION NUMBER <b>2B4GP44R7YR567881</b>		INSURANCE COMPANY <b>HARTFORD CASUALTY</b>		TITLE NUMBER <b>BJ973049</b>											
RESIDENTIAL ADDRESS (IF DIFFERENT)					IF VEHICLE CARRYING PASSENGERS FOR HIRE MAXIMUM NUMBER OF PASSENGERS THAT CAN BE SEATED <b>12</b>										
NAME(S) OF OWNER(S) AND MAILING ADDRESS   *****AUTO**3-DIGIT 018 PORT AND CARS INC 52 ELM ST SALISBURY MA 01952-1933  <div style="font-size: 2em; font-weight: bold; text-align: center;">#3</div>					FEES  <table style="width: 100%;"> <tr> <td>REGISTRATION</td> <td style="text-align: right;">60.00</td> </tr> <tr> <td>TITLE</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>SPECIAL PLATES</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>SALES TAX</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td><b>TOTAL</b></td> <td style="text-align: right;"><b>60.00</b></td> </tr> </table>	REGISTRATION	60.00	TITLE	0.00	SPECIAL PLATES	0.00	SALES TAX	0.00	<b>TOTAL</b>	<b>60.00</b>
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PLATE TYPE <b>TAN</b>	REGISTRATION NUMBER <b>TA25257</b>	REGISTRATION TYPE <b>TAXI</b>	EFFECTIVE DATE <b>12/01/11</b>	EXPIRES LAST DAY OF <b>11</b>	MONTH <b>12</b>	YEAR <b>12</b>	TRANSACTION NUMBER <b>01131269060112</b>												
MFIS MODEL YEAR <b>2000</b>	MAKE <b>DODG</b>	MODEL <b>CARAVA</b>	BODY STYLE/TYPE <b>VAN</b>	COLOR <b>GREEN</b>		Not valid without official signature of Registrar													
VEHICLE IDENTIFICATION NUMBER <b>2B4GP44G8YR739320</b>		INSURANCE COMPANY <b>HARTFORD FIRE INS</b>		TITLE NUMBER		REGISTRAR <i>Rachel Kaprielian</i>													
RESIDENTIAL ADDRESS (IF DIFFERENT)				IF VEHICLE CARRYING PASSENGERS FOR HIRE, MAXIMUM NUMBER OF PASSENGERS THAT CAN BE SEATED.															
NAME(S) OF OWNER(S) AND MAILING ADDRESS <b>PORT AND CARS INC 52 ELM ST SALISBURY, MA 01952-1933</b>				<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2">FEES</th> </tr> <tr> <td>REGISTRATION</td> <td style="text-align: right;">25.00</td> </tr> <tr> <td>TITLE</td> <td style="text-align: right;">75.00</td> </tr> <tr> <td>SPECIAL PLATES</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>SALES TAX</td> <td style="text-align: right;">6.25</td> </tr> <tr> <td><b>TOTAL</b></td> <td style="text-align: right;"><b>106.25</b></td> </tr> </table>				FEES		REGISTRATION	25.00	TITLE	75.00	SPECIAL PLATES	0.00	SALES TAX	6.25	<b>TOTAL</b>	<b>106.25</b>
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VEHICLE IDENTIFICATION NUMBER <b>2B4GP44R2XR268586</b>		INSURANCE COMPANY <b>HARTFORD CASUALTY</b>		TITLE NUMBER <b>BJ830214</b>										
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| Replace Your Driver's License   | Order a Special Plate            |

**NEED TO VISIT AN RMV OFFICE?**


**SAVE TIME**  
**Complete Your**  
**Application Online!**

**VISIT OUR WEBSITE FOR A FULL LIST OF AVAILABLE TRANSACTIONS**

# CERTIFICATE OF REGISTRATION

**RMV Division**

M.G.L. Chapter 90 Section 24B makes it a crime to alter this Certificate

PLATE TYPE <b>TAN</b>	REGISTRATION NUMBER <b>TA23268</b>	REGISTRATION TYPE <b>TAXI</b>	EFFECTIVE DATE <b>12/01/11</b>	EXPIRES LAST DAY OF <b>11 12</b>	TRANSACTION NUMBER <b>92129800002076</b>
MFIS MODEL YEAR <b>2000</b>	MAKE <b>DODG</b>	MODEL <b>CARAVA</b>	BODY STYLE/TYPE <b>VAN</b>	COLOR <b>WHITE</b>	Not valid without official signature of Registrar
VEHICLE IDENTIFICATION NUMBER <b>1B4GP74L9YB529998</b>		INSURANCE COMPANY <b>HARTFORD CASUALTY</b>		TITLE NUMBER <b>BJ695668</b>	REGISTRAR <i>Rachel Kaprielian</i>
RESIDENTIAL ADDRESS (IF DIFFERENT)					IF VEHICLE CARRYING PASSENGERS FOR HIRE: MAXIMUM NUMBER OF PASSENGERS THAT CAN BE SEATED
NAME(S) OF OWNER(S) AND MAILING ADDRESS  *****AUTO**3-DIGIT 018 PORT AND CARS INC 52 ELM ST SALISBURY MA 01952-1933 <b>010410</b> <i>#4</i>					FEES REGISTRATION 60.00 TITLE 0.00 SPECIAL PLATES 0.00 SALES TAX 0.00 TOTAL 60.00
<b>MASSACHUSETTS DEPARTMENT OF TRANSPORTATION</b> <b>REGISTRY OF MOTOR VEHICLES DIVISION</b> The records of the RMV database constitute the official status of the vehicle registration.					

SPECIAL MESSAGE IF THIS VEHICLE IS NEWLY ACQUIRED, IT MUST BE INSPECTED WITHIN SEVEN (7) DAYS OF REGISTRATION.	CHANGE OF ADDRESS STREET ADDRESS CITY, STATE, ZIP CODE
---	--

## Important Information for Vehicle Owners

- Every person operating a motor vehicle shall have the Certificate of Registration for the motor vehicle and for the trailer, if any, and his/her license to operate, upon his/her person or in the vehicle, in some easily accessible place.
- By law, you must report any change of address to the RMV within 30 days in writing. Address changes can be made on the RMV website: [www.mass.gov/rmv](http://www.mass.gov/rmv) or by mail to: RMV, P.O. Box 55889, Boston, MA 02205-5889. Once you have reported the address change to the RMV, please write corrected address in box provided above.

- Return the registration plates to the RMV immediately if:
  - The vehicle has been sold or junked and the registration is not going to be transferred to another vehicle. Keep a copy of the *Bill of Sale*, *Title*, and completed *Reassignment of Title* for your records to document the transfer.
  - You move to another state and you register the vehicle in that state.
  - The insurance policy is not renewed or is cancelled and there is no plan to obtain a new policy.

**Transferring Your Plates:** Massachusetts law (M.G.L. Chapter 90, Section 2) allows you to transfer valid registration plates from this vehicle to a newly acquired new or used motor vehicle or trailer while you obtain insurance and a new registration. All the following must be met: 1. You are at least 18 years of age and you own the motor vehicle or trailer identified on this *Registration Certificate*. 2. You transfer ownership of this vehicle to another person or permanently lose possession of it (such as through repossession, etc.); 3. The newly acquired vehicle is of the same vehicle type (passenger vehicle to passenger vehicle, trailer to trailer etc.); the same registration type (passenger to passenger, commercial to commercial); and has the same number of wheels; and, 4. The seller and buyer properly complete the Assignment of the Certificate of Title (for the newly acquired "used" vehicle) or Certificate of Origin (if a "new" vehicle). If all the above are met, you may operate the newly acquired vehicle with the transferred plates up to 5:00 pm of the 7th calendar day following the date of transfer (or loss of possession). The day of transfer or loss is day #1. During that 7 days, you must carry the *Bill of Sale* (or the dealer's *Purchase Contract*) for the newly acquired vehicle and this *Registration Certificate* when operating the vehicle. See *FAQs About the Seven-Day Registration Transfer Law* on the RMV's website at [www.mass.gov/rmv](http://www.mass.gov/rmv).

**No Insurance Card Required:** Massachusetts's law does not require an insurance card. The law, M.G.L. Chapter 90, Section 34A and Chapter 175, Section 113A requires the vehicle's owner to maintain a compulsory motor vehicle insurance policy or bond for bodily injury coverage and property damage insurance. If an insurer is identified on the face of this *Registration Certificate*, it is required by law to electronically notify the RMV (Registry of Motor Vehicles) if coverage lapses. The vehicle owner is then notified by the RMV to obtain new insurance within 10 days or the registration will be revoked. Bonds are filed with the State Treasurer's Office.


## BE FIRST IN LINE BY GOING ONLINE AT [WWW.MASS.GOV/RMV](http://WWW.MASS.GOV/RMV)

- |                                 |                                  |
|---------------------------------|----------------------------------|
| Schedule a Road Test            | Request a Duplicate Title        |
| Renew Your Driver's License     | Request a Duplicate Registration |
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## NEED TO VISIT AN RMV OFFICE?

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PLATE TYPE <b>TAN</b>	REGISTRATION NUMBER <b>TA25275</b>	REGISTRATION TYPE <b>TAXI</b>	EFFECTIVE DATE <b>12/01/11</b>	EXPIRES LAST DAY OF <b>11 12</b>	TRANSACTION NUMBER <b>92129800002077</b>										
MFIS MODEL YEAR <b>2000</b>	MAKE <b>CHRY</b>	MODEL <b>VOYAGE</b>	BODY STYLE/TYPE <b>VAN</b>	COLOR <b>GREY</b>	Not valid without official signature of Registrar  <i>Rachel Kaprielian</i>										
VEHICLE IDENTIFICATION NUMBER <b>1C4GJ44R9YB748905</b>		INSURANCE COMPANY <b>HARTFORD FIRE INS</b>		TITLE NUMBER <b>BJ756731</b>											
RESIDENTIAL ADDRESS (IF DIFFERENT)					IF VEHICLE CARRYING PASSENGERS FOR HIRE MAXIMUM NUMBER OF PASSENGERS THAT CAN BE SEATED  TOTAL REGISTERED WEIGHT FOR A COMMERCIAL VEHICLE OR TRAILER										
NAME(S) OF OWNER(S) AND MAILING ADDRESS   *****AUTO**3-DIGIT 018 PORT AND CARS INC 52 ELM ST SALISBURY MA 01952-1933															
FEES <table style="width: 100%;"> <tr> <td>REGISTRATION</td> <td style="text-align: right;">60.00</td> </tr> <tr> <td>TITLE</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>SPECIAL PLATES</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>SALES TAX</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td><b>TOTAL</b></td> <td style="text-align: right;"><b>60.00</b></td> </tr> </table>					REGISTRATION	60.00	TITLE	0.00	SPECIAL PLATES	0.00	SALES TAX	0.00	<b>TOTAL</b>	<b>60.00</b>	
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**MASSACHUSETTS DEPARTMENT OF TRANSPORTATION**  
**REGISTRY OF MOTOR VEHICLES DIVISION**  
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| Renew Your Driver's License     | Request a Duplicate Registration |
| Renew Your Registration         | Change Your Address              |
| Pay Citations/Court Hearing Fee | Cancel My Plate/Registration     |
| Replace Your Driver's License   | Order a Special Plate            |

### NEED TO VISIT AN RMV OFFICE?

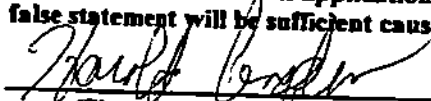
**SAVE TIME**  
**Complete Your**  
**Application Online!**

VISIT OUR WEBSITE FOR A FULL LIST OF AVAILABLE TRANSACTIONS

**INSURANCE INFORMATION:**

Must provide proof of personal injury and property damage liability insurance coverage for each permitted taxi for the full time period of the permit. The personal injury coverage shall be not less than one hundred thousand dollars (\$100,000) for injury to one person with a total coverage of not less than three hundred thousand dollars (\$300,000) for each accident. The property damage coverage shall be not less than fifty thousand dollars (\$50,000) per occurrence. Attach one (1) copy to this application.

I, the undersigned, hereby declare that I have carefully read the Ordinance relating to this business; that I understand it thoroughly and will carry out every provision thereof; that to the best of my knowledge, I have complied with the regulations as outlined. I further state that the statements and answers contained in this application are true to the best of my knowledge and belief, knowing that false statement will be sufficient cause for denial or revocation of said license.

  
(Signature of Applicant)

Date:

9/28/11

**Official Use Only**

**Office of the City Clerk**

Initial Application Fee \$ \_\_\_\_\_ Date Received \_\_\_\_\_ By \_\_\_\_\_

Date sent to Police Department \_\_\_\_\_ New ☐ Renewal ☐

**Police Department Use Only**

**Inspection Recommendation for each Vehicle**

Cab # \_\_\_\_\_ License Plate#: \_\_\_\_\_ VIN# \_\_\_\_\_ ☐ Approved ☐ Denied

Comments: \_\_\_\_\_

Cab # \_\_\_\_\_ License Plate#: \_\_\_\_\_ VIN# \_\_\_\_\_ ☐ Approved ☐ Denied

Comments: \_\_\_\_\_

Cab# \_\_\_\_\_ License Plate#: \_\_\_\_\_ VIN# \_\_\_\_\_ ☐ Approved ☐ Denied

Comments: \_\_\_\_\_

Cab# \_\_\_\_\_ License Plate#: \_\_\_\_\_ VIN# \_\_\_\_\_ ☐ Approved ☐ Denied

Comments: \_\_\_\_\_

Cab # \_\_\_\_\_ License Plate#: \_\_\_\_\_ VIN# \_\_\_\_\_ ☐ Approved ☐ Denied

Comments: \_\_\_\_\_



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
12/13/2011

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Lighthouse Insurance Agency, Ltd 470 West Broadway  South Boston MA 02127		<b>CONTACT NAME:</b> Meghan O'Rourke <b>PHONE (A/C, No. Ext.):</b> (617) 464-3777 <b>FAX (A/C, No.):</b> (617) 464-3888 <b>E-MAIL ADDRESS:</b> meghan.orourke@lighthouseins.net	
<b>INSURED</b> Port and Cars Inc 52 Elm St  Salisbury MA 01952		<b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> Hartford Insurance Company <b>INSURER B:</b> <b>INSURER C:</b> <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>	

## COVERAGES

CERTIFICATE NUMBER: CL11121310969

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	<b>GENERAL LIABILITY</b> <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJ. <input type="checkbox"/> LOC					EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ \$
A	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	X	08MCPQY3204	4/8/2011	4/8/2012	COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ 100,000 BODILY INJURY (Per accident) \$ 300,000 PROPERTY DAMAGE (Per accident) \$ 50,000 \$
	<b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE <b>DED</b> <input type="checkbox"/> <b>RETENTION \$</b> <input type="checkbox"/>					EACH OCCURRENCE \$ AGGREGATE \$ \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below	N/A				WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required). Below is listed as a certificate holder.

## CERTIFICATE HOLDER

(978) 462-7936

City of Newburyport  
60 Pleasant St  
Newburyport, MA 01950

## CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Mark Boucher/MO

ACORD 25 (2010/05)

INS025 (2010/05) 01

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## **APPOINTMENTS**

**APPOINTMENTS  
FIRST READING**



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

11 JAN -3 AM '12

To: President and Members of the City Council  
From: Donna D. Holaday, Mayor  
Date: January 3, 2012  
Subject: Appointment

A handwritten signature in cursive script, reading "Donna D. Holaday", written over the "From:" line of the letterhead.

---

I hereby appoint, subject to your approval, the following  
named individual as a member of the Andrew Library  
Community Center Committee. This term will expire on  
October 13, 2013.

Donna Conway  
27 Marlboro Street  
Newburyport, MA 01950

# Donna Conway

27 Marlboro Street ♦ Newburyport, MA 01950 ♦ (603) 553-8311 ♦ nanadonner@yahoo.com

## Profile

Motivated, personable business professional with varied, multi-dimensional skill set and a successful track record of supervising and coordinating complex, high-stress departments. Talent for quickly mastering technology. Diplomatic and tactful with professionals and non-professionals at all levels. Accustomed to handling sensitive, confidential records.

Flexible and versatile – able to maintain a sense of humor under pressure. Poised and competent with demonstrated ability to organize many projects and tasks simultaneously. Thrive in deadline-driven environments. Excellent team-building skills.

## Skills Summary

- |                         |                    |                           |
|-------------------------|--------------------|---------------------------|
| ♦ Project Management    | ♦ Computer Savvy   | ♦ Supervision             |
| ♦ Organizational Skills | ♦ Customer Service | ♦ Front-Office Operations |
| ♦ General Office Skills | ♦ Scheduling       | ♦ Team Building           |

## Professional Experience

### COMPUWORKS SYSTEMS, INC.

WAKEFIELD, MA

Training Coordinator, 2000-2005

- ♦ Managed constantly evolving schedule of over 40 daily events
- ♦ Performed account management activities, including coordinating training event details, communicating with trainers and booking new events
- ♦ Responsible for ordering, organizing and disseminating all training materials

### ELLIOT HOSPITAL AND CATHOLIC MEDICAL CENTER

MANCHESTER, NH

Emergency Room Unit Coordinator, 1995-2000

- ♦ Served as liaison to all hospital departments
- ♦ Pivotal communication link between multiple disciplines associated with patient care and the smooth functioning of the unit
- ♦ Handled multiple priorities simultaneously under stressful situations
- ♦ Tracked and coordinated patient care for billing purposes

### ST. MARY'S HOSPITAL

EVANSVILLE, IN

Emergency Room Unit Coordinator, 1981-1994

- ♦ Served as liaison to all hospital departments
- ♦ Pivotal communication link between multiple disciplines associated with patient care and the smooth functioning of the unit
- ♦ Handled multiple priorities simultaneously under stressful situations
- ♦ Tracked and coordinated patient care for billing purposes
- ♦ Responsible for training new unit coordinators

### NEWBURGH PRESCHOOL

NEWBURGH, IN

Preschool Teacher, 1976-1981

- ♦ Created engaging and educational lesson plans
- ♦ Conducted day-to-day activities
- ♦ Researched and implemented new educational projects

### NEW ENGLAND TELEGRAPH & TELEPHONE

LOWELL, MA

Operator Supervisor, 1962-1975

- ♦ Managed staff of operators
- ♦ Coordinated staff schedule

## Education

LOWELL HIGH SCHOOL – Lowell, MA



# 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

0101-3 P 006

To: President and Members of the  
City Council

From: Donna D. Holaday, Mayor

Date : January 3, 2012

Subject: Appointment

*Handwritten signature: Kristian Zoeller*

I hereby appoint, subject to your approval, the following named individual as Assistant Harbormaster and Special Police Officer for the purposes of local, State and Federal laws and regulations with respect to waterways, marine activities and boating. This term will expire on December 31, 2014.

Kristian Zoeller  
115 Timber Swamp Road  
Hampton, NH 03842

**Kristian Zoeller**

115 Timber Swamp Rd.

Hampton, NH 03842

Mobile: 978-767-1919

Home: 603-601-0888

[Kristian.Zoeller@comcast.net](mailto:Kristian.Zoeller@comcast.net)

---

**Experience:**

Construction Supervisor, Eastern Communications, Westbrook ME, June 2009-May 2011

**Responsibilities:**

- Over see the day to day activities of 3 separate 4 man construction crews.
- Manage all aspects of construction activities. Civil, electrical and aerial.
- Ensure timely delivery of customer deliverables and closeout packages.
- Manage construction of telecommunication facilities from initial bid to completed closeout.
- Schedule and perform pre-con, bid walks and punch-list walks
- Schedule training, safety seminars and other administrative functions.
- Create and administer training programs for new climbers, as well as create programs to advance existing employees into more advanced roles.
- Dealt face to face with customers on a daily basis.

Director of Property Management, American Tower Corporation, Woburn MA, February 2002-June 2009

**Responsibilities:**

- Oversee the maintenance and construction for 1500+ telecommunication facilities in the Eastern US
- Oversee all vendor and subcontractor activities on site
- Oversee the day to day activities of 6 separate 2 person maintenance crews
- Responsible for
- Responsible for creating and delivering training programs in the tower climbing industry as well as obstruction lighting industry
- Responsible for part of a \$6 million annual budget
- Generate annual budgets, rent rolls and other property reports for the purposes of presenting to clients by the Property Managers.

Operations Technician, Crown Castle International, Woburn MA, March 2000-February 2002

**Responsibilities:**

- I was directly responsible for the maintenance and construction of telecommunication sites throughout New England
- Responsible for all vendors and subcontractors on site

Foreman/Tower Climber, Tower Distribution Technologies, Chicago IL, September 1996-February 2000

**Responsibilities:**

- Involved in the construction of various telecommunication facilities throughout the Midwest and New England.

**Education:**

- St. Thomas Aquinas High School, Dover NH, Graduated 1996
- Northern Essex Community College, Haverhill MA, Engineering Science, Certificate Program 1996-1997

**Qualifications/Certifications:**

Project Management Institute – Project Manager Certification, Pending

OSHA 10 Hour Certification

DOT Medical Card

American Red Cross CPR/First Aid

I have significant experience running construction equipment including:

- Bobcat Skidsteers
- Mini Excavators
- Front end loaders
- F550 Style dump trucks

I am proficient in the use of computers and have significant experience working with:

- MS Office including Word, Excel, Project and Powerpoint
- Oracle



# CITY OF NEWBURYPORT

Re-Appointment #3  
January 9, 2012

DEC 15 P 1:25

OFFICE OF THE MAYOR

NEWBURYPORT CITY HALL  
60 PLEASANT STREET  
NEWBURYPORT, MA 01950

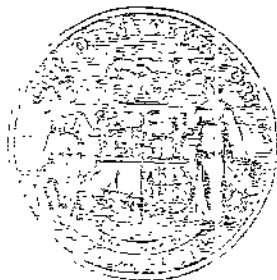
978-465-4413

WWW.CITYOFNEWBURYPORT.COM

To: President and Members of the City Council  
From: Donna D. Holaday, Mayor  
Date: December 15, 2011  
Subject: Re-Appointment

I hereby reappoint, subject to your approval, the following named individual as Assessor. This term will expire on January 1, 2015.

Daniel Raycroft  
11 Cushing Street  
Amesbury, MA 01913



# 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

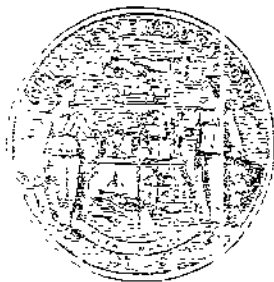
To: President and Members of the City Council  
From: Donna D. Holaday, Mayor  
Date: January 3, 2012  
Subject: Re-Appointment

*Donna D. Holaday*

---

I hereby re-appoint, subject to your approval, the following named individual as Building Inspector. This term will expire on January 15, 2015.

Gary Calderwood  
3 Howard Street  
Newburyport, MA 01950



# 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 3, 2012

Subject: Re-appointment

A handwritten signature in cursive script, reading "Donna D. Holaday", written diagonally across the right side of the letter.

---

I hereby re-appoint, subject to your approval, the following  
named individual as Director Planning and Development.  
This term will expire on January 31, 2014.

Andrew R. Port  
12 Central Place  
Saugus, MA 01906



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

JAN -3 AM '12

To: President and Members of the  
City Council

From: Donna D. Holaday, Mayor

Date: January 3, 2012

Subject: Re-Appointment'

A handwritten signature in cursive script, reading "Donna D. Holaday", written over the "From:" line of the letterhead.

---

I hereby re-appoint, subject to your approval, the following  
named individual as Electrical Inspector. This term will  
expire on January 31, 2013.

David Zinck  
6 Laurel Road  
Newburyport, MA 01950



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

2012-3 P 001

To: President and Members of the  
City Council

From: Donna D. Holaday, Mayor

Date: January 3, 2012

Subject: Re-Appointment

I hereby reappoint, subject to your approval, the following named individual as Assistant Harbormaster and Special Police Officer for the purposes of local, State and Federal laws and regulations with respect to waterways, marine activities and boating. This term will expire on December 31, 2014.

Enrico Caruso  
34 Russett Hill Road  
Haverhill, MA 01830



**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

**Re-Appointment #8**  
**January 9, 2012**

To: President and Members of the  
City Council

From: Donna D. Holaday, Mayor

Date: January 3, 2012

Subject: Re-Appointment

*Donna D. Holaday*

RECEIVED - 3 JAN 12

---

I hereby reappoint, subject to your approval, the following named individual as Assistant Harbormaster and Special Police Officer for the purposes of local, State and Federal laws and regulations with respect to waterways, marine activities and boating. This term will expire on December 31, 2014.

Francis F. Chaisson  
300 Merrimac Street  
Newburyport, MA 01950



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 3, 2012

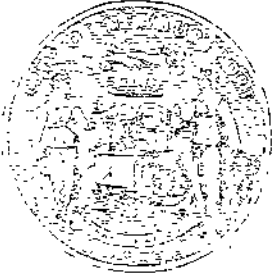
Subject: Re-Appointment

*Donna D. Holaday*

---

I hereby reappoint, subject to your approval, the following named individual as Assistant Harbormaster and Special Police Officer for the purposes of local, State and Federal laws and regulations with respect to waterways, marine activities and boating. This term will expire on December 31, 2014.

Joseph Grande  
52 Linwood Avenue  
Methuen, MA 01841



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 3, 2012

Subject: Re-Appointment

*Donna D. Holaday*

---

I hereby reappoint, subject to your approval, the following named individual as Assistant Harbormaster and Special Police Officer for the purposes of local, State and Federal laws and regulations with respect to waterways, marine activities and boating. This term will expire on December 31, 2014.

James Maranto  
167 Harper Ridge Road  
E. Hampstead, NH 03826



# 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

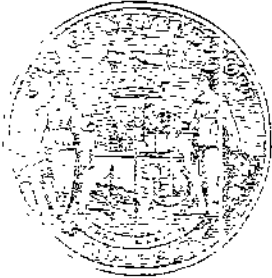
From: Donna D. Holaday, Mayor

Date: January 3, 2012

Subject: Re-Appointment

I hereby reappoint, subject to your approval, the following named individual as Assistant Harbormaster and Special Police Officer for the purposes of local, State and Federal laws and regulations with respect to waterways, marine activities and boating. This term will expire on December 31, 2014.

Philip Stern  
271 Merrimac Street  
Apt. 2  
Newburyport, MA 01950



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

2012-3 JAN 10

To: President and Members of the  
City Council

From: Donna D. Holaday, Mayor

Date: January 3, 2012

Subject: Re-appointment

I hereby re-appoint, subject to your approval, the following  
named individual as Assistant Harbormaster and Special  
Police Officer for the purposes of local, State and Federal  
laws and regulations with respect to waterways, marine  
activities and boating. This term will expire on December  
31, 2014.

David Willey  
13 Devonshire Crossing  
Lowell, MA 01851



**END OF CONSENT AGENDA**  
**BEGINNING OF REGULAR AGENDA**

## **REGULAR AGENDA**

## TRANSFERS



# City of Newburyport

## FY 2012

### BUDGET TRANSFER REQUEST

Transfer #2  
January 9, 2012

Department: Mayor/Police

Submitted by: Mayor Holaday

Date Submitted: 1/3/2012

#### Transfer From:

Account Name	General Fund - Free Cash	YTD Bal:	\$1,332,388.00
Account Number:	01-35900	Trans In:	\$0.00
Amount:	\$17,640.90	Trans Out:	\$458,700.00
Why are Funds Available:	The Mass Dept of Revenue has certified Free Cash for FY2012. These funds are available for any legal purpose with the recommendation of the Mayor and a majority vote of the City Council.		

#### Transfer To:

Account Name	Police - Salary of Officers	YTD Bal:	\$937,483.80
Account Number:	01210001-51142	Trans In:	\$0.00
Amount:	\$13,890.90	Trans Out:	\$10,090.93
Why are Funds Required:	Transfer is required to fund the police unions contract. The new contract included a 2% salary increase for reaching department accreditation status.		
Service Unit:			

#### Transfer To:

Account Name	Police - Clothing Allowance	YTD Bal:	2,000.00
Account Number:	01210001-51405	Trans In:	2,750.00
Amount:	\$3,750.00	Trans Out:	
Why are Funds Required:	Transfer is required to fund the new police unions contract which included an annual increase in the clothing allowance of \$250 per officer.		

#### Transfer To:

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

Donna D. Holaday, Mayor  
William B. Squillace, Auditor  
City Council Approval: (Stamp)

*Donna D. Holaday*  
*William B. Squillace*

Date: 1/4/12  
Date: 1/4/12



# City of Newburyport

## FY 2012

### BUDGET TRANSFER REQUEST

Transfer #3  
January 9, 2012

Department: Mayor / Health

Submitted by: Mayor Holaday / Molly Ettenborough

Date Submitted: 1/3/2012

#### Transfer From:

Account Name	Green Initiatives REV APPR	YTD Bal:	\$ 366,538.60
Account Number:	2755-49700	Trans In:	\$ -
Amount:	\$64,109.00	Trans Out:	\$ -
Why are Funds Available:	<i>Funds are available for expenses associated with activities related to Green Initiatives throughout the city including energy saving equipment and personnel costs associated with the administration of energy saving and conservation activities.</i>		

#### Transfer To:

Account Name	Police - Equip Maintenance	YTD Bal:	\$ 9,616.53
Account Number:	01210002-52402	Trans In:	\$ -
Amount:	\$44,109.00	Trans Out:	\$ -
Why are Funds Required:	<i>Funds are required to help pay for the new HVAC system that was installed in the Newburyport Police Station.</i>		

#### Transfer To:

Account Name	Health - Sal. Energy/Recycle Coordin.	YTD Bal:	\$ 8,846.12
Account Number:	01510001-51160	Trans In:	\$ -
Amount:	\$20,000.00	Trans Out:	\$ -
Why are Funds Required:	<i>Funds are required to pay a portion of the Energy/Recycle Coordinator's salary.</i>		

#### Transfer To:

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

Donna D. Holaday, Mayor  
William B. Squillace, Auditor  
City Council Approval: (Stamp)

*Donna D. Holaday*  
*William B. Squillace*

Date: 1/3/12  
Date: 1/3/12



# City of Newburyport

## FY 2012

### BUDGET TRANSFER REQUEST

Department: Mayor

Submitted by: Mayor Holaday

Date Submitted: 1/3/2012

#### Transfer From:

Account Name	General Fund - Free Cash	YTD Bal:	\$ 1,332,388.00
Account Number:	01-35900	Trans In:	\$ -
Amount:	\$10,000.00	Trans Out	\$ 458,700.00
Why are Funds Available:	<i>The Mass Dept of Revenue has certified Free Cash for FY 2012. These funds are available for any legal purpose with the recommendation of the Mayor and a majority vote of the City Council.</i>		

#### Transfer To:

Account Name	NBPT Tree Committee Fund	YTD Bal:	\$ -
Account Number:	2929- 49700	Trans In:	\$ -
Amount:	\$10,000.00	Trans Out	\$ -
Why are Funds Required:	<i>The mission of the Newburyport Tree Committee is to monitor the condition of City trees and to carry out activities related to new tree plantings and tree maintenance. This appropriation will ensure that scheduled spring plantings and tree maintenance will be successfully carried out.</i>		

#### Transfer To:

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

Donna D. Holaday, Mayor  
William B. Squillace, Auditor  
City Council Approval: (Stamp)

*Donna D. Holaday*  
*William B. Squillace*

Date: 1/3/12

Date: 1/3/12



# City of Newburyport

## FY 2012

### BUDGET TRANSFER REQUEST

Department: POLICE DEPARTMENT

Submitted by: Thomas Howard, Marshal

Date Submitted: 12/19/2011

**Transfer From:**

Account Name	Salary of Officers	YTD Bal:	\$ 1,080,154.70
Account Number:	01210001-51142	Trans In:	\$ 36,100.00
Amount:	\$1,260.00	Trans Out:	\$ 45,440.93

*The amount required in this account at year-end will depend on the*

*actual dates new police officers are hired to fill two positions which will be vacant due to retirements.*

*As a result, additional funding could be required before the end of FY 2012.*

**Transfer To:**

Account Name	Police - Capital Improvements MIS	YTD Bal:	\$ 1,297.41
Account Number:	01210008-58501	Trans In:	\$ -
Amount:	\$1,260.00	Trans Out:	\$ -

*A transfer is requested into this account for technical support to the city's new*

*computer system that was unforeseen in our original budget.*

**Transfer To:**

Account Name		YTD Bal:	
Account Number:		Trans In:	
Amount:		Trans Out:	

**Transfer To:**

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

Donna D. Holaday, Mayor  
William B. Squillace, Auditor  
City Council Approval: (Stamp)

*Donna D. Holaday*  
*William B. Squillace*

Date: 1/3/12  
Date: 1/3/12



# City of Newburyport

## FY 2012

### BUDGET TRANSFER REQUEST

Transfer #6  
January 9, 2012

Department: Mayor/School Dept

Submitted by: Mayor Holaday

Date Submitted: 1/3/2012

#### Transfer From:

Account Name	General Fund - Free Cash	YTD Bal:	\$1,332,388.00
Account Number:	01-35900	Trans In:	\$0.00
Amount:	\$25,000.00	Trans Out:	\$458,700.00
Why are Funds Available:	<i>The Mass Dept of Revenue has certified Free Cash for FY2012. These funds are available for any legal purpose with the recommendation of the Mayor and a majority vote of the City Council.</i>		

#### Transfer To:

Account Name	School - Rev Curriculum/Staff Developer	YTD Bal:	\$141,610.60
Account Number:	2466-49700	Trans In:	\$0.00
Amount:	\$25,000.00	Trans Out:	\$0.00
Why are Funds Required:	<i>To continue to fund the Place Based Education Program for the remainder of the school year.</i>		

#### Transfer To:

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

#### Transfer To:

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

Donna D. Holaday, Mayor  
William B. Squillace, Auditor  
City Council Approval: (Stamp)

*Donna D. Holaday*  
*William B. Squillace*

Date: 1/4/12  
Date: 1/4/12



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 O'Brien and Members of the  
City Council

From: Donna D. Holaday, Mayor

Date: 1/4/12

Subject: Place-Based Education

The transfer before you is to continue to advance the development of Place-Based Education (PBE) in our schools. We received an unanticipated additional \$155,000 in Local Aid this Fall, and I would like to offer \$25,000 of this funding to the schools. This is an initiative that has evolved as a result of a wonderful partnership with the Gulf of Main Institute (GOMI) and brought to our city by former science teacher John Halloran. The partnership has grown considerably over the past four years through grants and other donations but to complete activities for the remainder of the academic year the program is requesting additional funding.

GOMI is dedicated to touching, moving and inspiring people to become involved in promoting and taking action to achieve healthy stewardship of their environment. Founded in 1997 by a dedicated group of community-based environmental activists, educators, and scientists from Atlantic Canada and New England, and directed by Dr. John Terry, based on the belief that youth need to be engaged today—as involved citizens, future scientists, decision makers, and cultural transmitters.

GOMI activities include the development and support of youth teams, sponsorship of mini-conferences in the New England and Maritime regions, conduct of a week long Summer Workshop to bring all of the teams together, teacher training and support of research efforts. I had the opportunity to hear all of the student presentations at the end the Summer Workshop held at Governor's Academy; it was inspiring to see so many youth inspired by the opportunity to learn about science and the environment by hands-on field experience.

This fall we offered programs within the schools and to date we have reached over 2,000 students.

Brown School:	251
Bresnahan School:	508
Molin School:	353
Middle School:	538
High School:	721
<b>Total:</b>	<b>2,371</b>

It is very important to stimulate interest in the sciences as workforce projections indicate a high demand for STEM (Science, Technology, Engineering and Math) careers. Educational research promotes starting the cultivation of STEM in the elementary and middle schools; PBE is a key means to advance these goals.

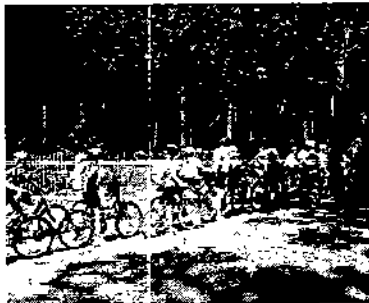
In closing, here are a few samples of the great feedback we have received from middle school students as well as a few photos:

I prefer to learn outside. You can feel the breeze and the sun on your face. During the trips you get to stand up and do activities. In a classroom, you sit around for most of the time, listening. I got to go to the beach and see real animals in tidepools, at school I would have only learned about them second-hand. Every seventh grader deserves a chance to experience these trips.

Sometimes I need to see, touch and feel instead of just hearing things to enhance my understanding of what we are learning.

I learned a lot about our local bioregion. The experience in the actual salt marsh was the time when I learned the most. At Joppa Flats, I learned how to take samples and learned about many organisms that live in that part of the bioregion. At Maudslay, I learned a lot about the vegetation there. Biking was the most fun. I loved all the trips we have taken.

Place based education has increased my interest in science to a much higher level. While we are on these trips, we can engage much more in what's around us. I feel if we continue these trips, kids will excel at science and they will have fun too!



Thank you for your consideration.

## COMMUNICATIONS

January 3, 2012

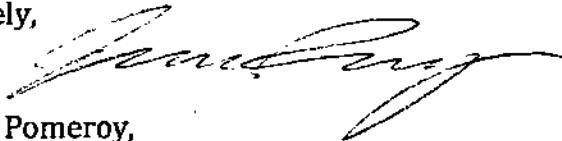
Dear Newburyport City Council members,

We would like your permission for our Newburyport Daisy 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 11th, 2012 from 10 am to 3pm (or an alternative date of February 18th in the event of inclement weather).

We plan to have two adults and up to four first grade girls at a time outside of the store to give them some experience selling the cookies in a community environment. We plan to utilize the area in front of the two store windows that would typically hold the store's outdoor garment racks. 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:  
Jeanne Pomeroy  
5 Columbus Ave, Newburyport, MA 01950  
978-358-7914  
jeanne@lightne.com

## **ORDERS**

CITY OF NEWBURYPORT



\_\_\_\_\_  
IN CITY COUNCIL

ORDERED:

Date:

December 12, 2011

THAT the City Council of the City of Newburyport pursuant to the recently enacted City of Newburyport Charter section 10-6 (5) hereby appoints to the Ordinance Review Committee the following named individuals to serve with the City Clerk, chair of the committee:

Karen Kelley  
Paul Bevilacqua  
Kathleen O'Connor Ives  
Dennis Kennedy

\_\_\_\_\_  
Councillor Thomas F. O'Brien

## CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

**Ordered:** that \$6,270,000 is appropriated, in addition to the \$26,380,000 previously appropriated, for the purpose of financing the City's Wastewater Treatment Facility Modernization Project, including improvements to the treatment processes and support facilities (buildings, electrical, instrumentation and control systems, etc.), replacement of failing and outdated equipment, construction of the aeration system improvements as required by the Department of Environmental Protection, and related engineering services and land acquisition costs, and including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$6,270,000 and issue bonds or notes therefore under G.L. c.44 and/or Chapter 29C of the General Laws; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C; that the Treasurer with the approval of the Mayor is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; and that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.

Councillor Kathleen O'Connor Ives

**In City Council October 17, 2011**

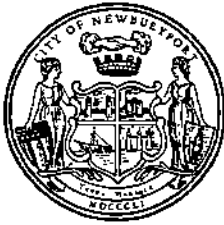
Motion to refer to Public Utilities and Budget & Finance by Councillor Ives, seconded by Councillor Connell. So voted on a unanimous voice vote.

**In City Council November 28, 2011**

Motion to remove from Public Utilities and Budget & Finance by Councillor Ives, seconded by Councillor Connell. Motion to approve and order printed by Councillor Ives, seconded by Councillor Cameron. Roll call vote, 11 yes. So voted.

## **ORDINANCES**

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:  
August 29, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES

Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-180	Resident Parking

*Add:*

*(g) (2) by adding the following streets or portions thereof to Zone 2*

Fruit Street, full length of street

Councillor Gregory D. Earls

**In City Council August 29, 2011**

Motion to refer to Public Safety by Councillor Earls, seconded by Councillor Cronin. Roll call vote, 11 yes. So voted.

**In City Council October 17, 2011**

Motion to remove from committee by Councillor Cronin, seconded by Councillor Jones. Motion to approve and order published by Councillor Cronin, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

**In City Council October 31, 2011**

Motion to approve by Councillor Earls, seconded by Councillor Herzog. Motion to table by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Hutcheson). So voted.

**In City Council November 14, 2011**

Motion to remove from the table by Councillor Earls, seconded by Councillor Ives. So voted on a unanimous voice vote. Motion to table by Councillor Earls, seconded by Councillor Derrivan. So voted on a unanimous voice vote.

**In City Council November 28, 2011**

Motion to remove from table by Councillor Earls, seconded by Councillor Hutcheson. Motion to table by Councillor Earls, seconded by Councillor Herzog. So voted on a unanimous voice vote.

**In City Council December 12, 2011**

Motion to remove from table by Councillor Jones, seconded by Councillor Herzog. 9 yes, 1 no, 1 absent.  
Motion to table by Councillor Jones, seconded by Councillor Herzog. So voted on a unanimous voice vote.

# CITY OF NEWBURYPORT



\_\_\_\_\_  
IN CITY COUNCIL

**ORDERED:**

**Date:**

January 12, 2012

## AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES

Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 13	Traffic and Motor Vehicles
Article IV	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Sec. 13-180A	Paid Parking Permits

Delete the following phrase:

(c) (1) 'for an annual parking permit'

Insert the following phrase:

(c) (1) 'for a two year parking permit'

Councillor Robert J. Cronin