

CITY COUNCIL MEETING AGENDA - VERSION 1

September 29, 2014

7:30 PM

(Sound Check)

- 1. MOMENT OF SILENCE**
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 4. LATE FILE ITEMS**
- 5. PUBLIC COMMENT**
- 6. MAYOR'S 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.

7. APPROVAL OF MINUTES

Sept. 8, 2014

(Approve)

8. TRANSFERS

1. Parks Dept, Morrill Gift to Heritage Trail – Local Gifts (3,700)
2. Mayor's Office, Ins. Claims to Telecommunications (14,857)

(Approve)

(Approve)

9. COMMUNICATIONS

1. Police Patrolmen Tentative Agreement
2. Auditor's Year End Budget Report FY 2014

(B&F)

(B&F)

10. APPOINTMENTS-First Reading

APPOINTMENTS

- | | | | |
|------------------------|----------------------------|----------------------------------------|---------------|
| 1. Leah McGavern | 21 Marlboro St. | Planning Board | May 31, 2016 |
| 2. Leah McGavern | 21 Marlboro St. | Community Preservation Act Committee | Oct. 1, 2017 |
| 3. Wilbur Shenk | 1 Beck St. | Waterfront Trust | Dec. 1, 2018 |
| 4. Robert Steach | 185 School St., Manchester | Animal Control Officer | May 1, 2015 |
| 5. Elizabeth L. Watson | 53 Warren St., #315 | Emma Andrews Branch Library Commission | Oct. 30, 2015 |

RE-APPOINTMENTS

- | | | | |
|-------------------------|-----------------|----------------------------------------|---------------|
| 6. Aine Greaney Ellrott | 43 Purchase St. | Emma Andrews Branch Library Commission | Oct. 30, 2015 |
| 7. Susan Chase | 44 Oak St. | Emma Andrews Branch Library Commission | Oct. 30, 2015 |
| 8. Elizabeth Valeriani | 29 Oak St. | Emma Andrews Branch Library Commission | Oct. 30, 2015 |
| 9. Donna Conway | 27 Marlboro St. | Emma Andrews Branch Library Commission | Oct. 30, 2015 |
| 10. Karen B. Wiener | 7 Lincoln St | Newburyport Affordable Housing Trust | Sept. 1, 2015 |

END OF CONSENT AGENDA

REGULAR AGENDA

11. COMMUNICATIONS

4. Parks Commission letter re: dogs Cashman Park
5. LATE FILE Mayor's Update

12. APPOINTMENTS Second Reading -

APPOINTMENTS

- | | | | |
|----------------------|----------------------------|------------------------------------------|--------------|
| 11. Robert Padellaro | 17 56 th Street | Asst Harbor Master & Spec Police Officer | Dec. 1, 2017 |
|----------------------|----------------------------|------------------------------------------|--------------|

RE-APPOINTMENTS

- | | | | |
|-------------------|--------------------------------------|------------------------------|--------------|
| 12. Craig G. Holt | 33 Carter Street | Licensing Board | June 1, 2020 |
| 13. Lance Thokle | 1885 SE Erwin Rd, Port St. Lucie, FL | Asst Harbor Master & Spec PO | Dec. 1, 2017 |

13. ORDERS

1. Acceptance of Gift of \$15,000 from Strem Chemicals
2. Proposed Vote of Discontinuance of Barker Street
3. Bond Order 908K Two Fire Trucks

14. ORDINANCES

1. Second Reading Amend ORD Sec 13-168 Parking restricted Olive Street
2. Zoning Change, R3 Zone to R2 Zone - Back Bay Neighborhood

15. COMMITTEE ITEMS

Budget & Finance

In Committee:

1. Mayor letter regarding Order for Revolving Fund Expenses *03/17/2014
2. Order Amend Revolving Fund expenses *03/17/2014
3. Order Home Rule Petition- supplementing education budget (COTW) *05/12/2014
4. Amend ORD Ch. 2 Section 2-45 City Council Salary *05/12/2014
5. Amend ORD Ch. 2 Section 2-61A School Committee Salary *05/12/2014
6. Human Resources Dependent Audit *06/30/2014
7. Mayor's Office Budget Contngcy \$122,724 to Firefighter Sal \$110,493, to Dep Sal \$12,231 *09/08/2014
8. Mayor's Office EMT Stipends \$25,000 to Firefighter Sal \$24,000, to Dep Chief Sal \$1,000 *09/08/2014

General Government

In Committee:

1. Mayor's Update *06/09/2014
2. NRA letter to Council re: meeting date *09/08/2014

Joint Education

In Committee:

1. Order Home Rule Petition- supplementing education budget (COTW) *05/12/2014

License & Permits

In Committee:

1. Movable Sign Application Newburyport Brewing Company *02/10/2014
2. Amend ORD Sec. 9-114 Transient Vendors Restricted Areas *04/28/2014
3. Letter regarding transient vendor licensing *06/30/2014

Neighborhoods and City Services

In Committee

Planning & Development

In Committee:

1. Letter from Newburyport Preservation Trust *03/31/2014

Public Safety

In Committee:

1. Ch 13, Sec 13-168 Parking Franklin St *08/25/2014
2. Amend ORD 13-179 Handicapped Parking 26 Essex St *09/08/2014

Public Utilities Committee

In Committee:

1. Letter from Daniel Eyink, MD regarding water fluoridation *05/27/2014
2. Energy Advisory Committee letter regarding lights on private property *06/30/2014

Rules Committee

16. GOOD OF THE ORDER

17. ADJOURNMENT

CONSENT AGENDA

CITY COUNCIL MEETING MINUTES - VERSION 2

September 8, 2014

Electrical Box Hearing

13 Pond Street (Nat. Grid)

At 7:20 pm President O'Brien opened the public hearing. The City Clerk called the roll, 10 present, 1 absent (Herzog). Motion to remove from the Table by Councillor Cronin, seconded by Councillor Tontar, so voted. The City Clerk read the notice of public hearing. Lien Gauthier of National Grid spoke and presented a new plan showing a new location at 13 ½ Pond Street. Motion to approve by Councillor Cameron, seconded by Councillor Tontar. Roll call vote, 10 yes, 1 absent (Herzog). The hearing was closed at 7:25pm.

CITY COUNCIL MEETING 7:30PM

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for Paul Bugli and E. Peter Murphy. 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, Eigerman, Giunta, Heartquist, Herzog, Kinsey, Tontar, Vogel, O'Brien. 11 present.

LATE FILES – Communication #4 Earth, Inc. & #5 Mayor's Update

Motion to waive the rules and allow late files by Councillor Vogel, seconded by Councillor Herzog. So voted.

PUBLIC COMMENT

1. Jeffrey Brunelle	40 Water Street	Plastic Bag Ban
2. Ann Marie Baia	39 Clipper Way	Plastic Bag Ban
3. Rhee Pappa	4 Franklin St.	Franklin St. Parking & Plastic Bags
4. Robin Carter	154 Water St.	Franklin St Parking
5. John Mills	167 Water Street	Franklin St Parking
6. Kim Kudym	44 Hale St	Plastic Bag Ban
7. John Giordano	7 N. Atkinson St	Plastic Bag Ban
8. Walter Ribeck	234 Low St #17	Plastic Bag Ban
9. Dan Powell	3 Salem, Apt \$	Franklin St Parking
10. Jim Hartford	5 Franklin St	Franklin St Parking
11. Marty Feerick	3 Franklin St	Franklin St Parking
12. Sharon Peel	6-8 Franklin St	Franklin St Parking
13. Robert Padellaro	17 56 th St	Asst Harbormaster Appointment
14. Kevin Kozuchowski	152 Water St	Franklin St Parking
15. Dawn Kozuchowski	152 Water St	Franklin St Parking
16. Johanna Krist	1 ½ Franklin St	Franklin St Parking
17. Joe Teixeira	44 Hale St	Plastic Bag Ban
18. Abigail Moore	10 Riverview Dr	Plastic Bag Ban
19. Shane Thirkell	12 Chain Bridge Dr	Plastic Bag Ban
20. Sharif Zeed	192 Water St	Plastic Bag Ban
21. Roseann Robillard	13 Clipper Way	Communication #2 Walk for the Poor
22. Katie Dobbs	Wakefield, MA	Earth Inc Photoshoot
23. Lean Petty	10 Tyng St	Plastic Bag Ban
24. Lyndi Lanphear	347 High St	Plastic Bag Ban
25. Monika Chas	74 Lime St	Plastic Bag Ban
26. Christin Walth	1 Merrimac St	Plastic Bag Ban
27. Renee Pappa	4 Franklin St	Plastic Bag Ban
28. Katherine Gendron	8 Brooke Court	Plastic Bag Ban
29. Ken Irwin	296 High St	Plastic Bag Ban
30. Marian Lery	323 Merrimac St	Plastic Bag Ban
31. Janine Brunell Looker	261 Merrimac St	Plastic Bag Ban

MAYOR'S COMMENT – The Mayor gave a short update.

CONSENT AGENDA

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1. APPROVAL OF MINUTES

August 25, 2014

(Approve)

2. TRANSFERS

1. Mayor's Office Budget Conting \$122,724 to Firefighter Sal \$110,493, to Dep Chief Sal \$12,231 (B&F)
2. Mayor's Office EMT Stipends \$25,000 to Firefighter Sal \$24,000, to Dep Chief Sal \$1,000 (B&F)

3. COMMUNICATIONS

1. Block Party Otis from Garden Street, Sept. 27, 2014 (Approve)
2. Society of St. Vincent de Paul Walk for the Poor Sept. 20, 2014 (Approve)
3. NRA letter to Council re: meeting date (Gen Gov)

4. APPOINTMENTS- First Reading

APPOINTMENTS

1. Robert Padellaro 17 56th Street Asst Harbor Master & Spec Police Officer Dec. 1, 2017

RE-APPOINTMENTS

2. Craig G. Holt 33 Carter Street Licensing Board June 1, 2020
3. Lance Thokle 1885 SE Erwin Rd, Port St. Lucie, FL Asst Harbor Master & Spec PO Dec. 1, 2017

END OF CONSENT AGENDA

Motion to approve the consent agenda by Councillor Cronin, seconded by Councillor Cameron. So voted.

REGULAR AGENDA

5. COMMUNICATIONS

4. LATE FILE Earth Inc. fashion shoot Sept. 23/24, 2014

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

5. LATE FILE Mayor's Update

Motion to R&F Councillor , seconded by Councillor . So voted.

6. APPOINTMENTS - Confirmatory - Address Correction

1. Stephen Dodge 18 Union Street Historical Commission August 1, 2017

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

7. ORDERS - None

8. ORDINANCES

1. Second Reading Sec 6.5 Thin Film Plastic Bag Ordinance

Motion to approve by Councillor Connell, seconded by Councillor Cameron. Motion to amend Ch. 6.5 to Ch. 9, Article VIII by Councillor Herzog, seconded by Councillor Kinsey. 4 yes (Herzog, Kinsey, Giunta, O'Brien) 7 no. Motion failed. Motion to amend Section 6.5-45 Definitions by Councillor Herzog, seconded by Councillor Cronin. 3 yes (Herzog, Cronin, O'Brien), 8 no. Motion failed. Motion to approve second reading by Councillor Connell, seconded by Councillor Cameron. Roll call vote, 6 yes, 5 no (Herzog, Kinsey, Cronin, Giunta, O'Brien). Motion passed.

2. Amend ORD 13-179 Handicapped Parking 26 Essex St

Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Tontar. So voted.

3. Amend ORD Sec 13-168 Parking restricted Olive Street (PENDING PUBLICATION)

9. COMMITTEE ITEMS

Budget & Finance

In Committee:

1. Mayor letter regarding Order for Revolving Fund Expenses *03/17/2014
2. Order Amend Revolving Fund expenses *03/17/2014

3. Order Home Rule Petition- supplementing education budget (COTW) *05/12/2014
4. Amend ORD Ch. 2 Section 2-45 City Council Salary *05/12/2014
5. Amend ORD Ch. 2 Section 2-61A School Committee Salary *05/12/2014
6. Human Resources Dependent Audit *06/30/2014
7. Firefighters Local 827 FY2014 Successor Collective Bargaining Agreement *08/25/2014

Motion to remove by Councillor Tontar, seconded by Councillor Herzog. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Cronin. So voted.

8. Supplemental Budget FY 2015 #1 *08/25/2014

Motion to remove by Councillor Tontar, seconded by Councillor Connell. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Connell. So voted.

General Government

In Committee:

1. Mayor's Update *06/09/2014

Joint Education

Councillor Kinsey informed the Council of an upcoming presentation on Common Core State Education Standards on Tues. Sept. 23 at 7pm at the Elks Lodge and a presentation the same day on Ch. 70 reform at 25 Green Street, Ipswich.

In Committee:

1. Order Home Rule Petition- supplementing education budget (COTW) *05/12/2014

License & Permits

In Committee:

1. Movable Sign Application Newburyport Brewing Company *02/10/2014
2. Amend Ch.6.5, Article III Plastic Bags (NCS & COTW) *03/17/2014

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

3. Amend ORD Sec. 9-114 Transient Vendors Restricted Areas *04/28/2014
4. Letter regarding transient vendor licensing *06/30/2014
5. Conor McManamy request to sell reusable bags in Market Square *08/11/2014

Motion to remove by Councillor Heartquist, seconded by Councillor Vogel. So voted. Motion to approve with the stipulation to coordinate with Ann Ormond of the Chamber of Commerce by Councillor Heartquist, seconded by Councillor Vogel. So voted.

6. Yankee Clipper Boy Scouts Pack 21 Popcorn Fundraiser Market Square Oct. 4, 8, Nov. 1, 2014 *08/11/2014

Motion to remove by Councillor Heartquist, seconded by Councillor Vogel. So voted. Motion to approve by Councillor Heartquist, seconded by Councillor Cameron. So voted.

Neighborhoods and City Services

In Committee

1. Market Basket Letter re: plastic bags *05/12/2014

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

Planning & Development

In Committee:

1. Letter from Newburyport Preservation Trust *03/31/2014

Public Safety

In Committee:

1. Green Stride ½ Marathon Oct 26, 2014 *06/30/2014

Motion to remove by Councillor Cronin, seconded by Councillor Herzog. So voted. Motion to approve grandfathered under the new guidelines and with these 5 stipulations 1) 3 press releases required, 2) Dave McGillvray to assist, 3) Notify residents along the course, 4) 1 week before race place electronic signage, and 5) work with police department by Councillor Cronin, seconded by Councillor Tontar. So voted.

2. Ch 13, Sec 13-168 Parking Franklin St *08/25/2014

Public Utilities Committee

In Committee:

1. Letter from Daniel Eyink, MD regarding water fluoridation
2. Energy Advisory Committee letter regarding lights on private property

*05/27/2014

*06/30/2014

Rules Committee

10. **GOOD OF THE ORDER** - None

11. **EXECUTIVE SESSION** re **Litigation #3**

Roll call vote into Executive Session at 8:50pm, 11 yes.

Roll call vote to come out of Executive Session at 9:08pm, 11 yes.

12. **ADJOURNMENT**

Councillor Cronin moved to adjourn, seconded by Councilor Herzog at 9:08 pm, so voted.

TRANSFERS



City of Newburyport
FY 2015
BUDGET TRANSFER REQUEST

Transfer #1
Sept. 29, 2014

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2014 SEP 23 P 3:58

Department: Parks

Submitted by: Lisé Reid, Parks Director

Date Submitted: 9/29/2014

Transfer From:

Account Name	REV Gayden Morrill Gift - City	YTD Bal:	\$ 64,283.62
Account Number:	2814-59600	Trans In:	\$ -
Amount:	\$3,700.00	Trans Out:	\$ -
Why are Funds Available:	<i>Donated by the Gayden Morrill Foundation to reimburse the local gifts and donations account for the Clipper City Heritage Trail for pavers that were purchased and installed along the trail.</i>		

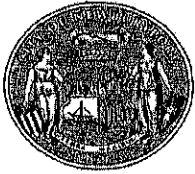
Transfer To:

Account Name	Clipper City Heritage Trail - Local Gifts	YTD Bal:	\$ 1,175.81
Account Number:	2990-49700	Trans In:	\$ -
Amount:	\$3,700.00	Trans Out:	\$ -
Why are Funds Required:	<i>To reimburse the local gifts and donations account for the Clipper City Heritage Trail for pavers that were purchased and installed along the trail.</i>		

Donna D. Holaday, Mayor
Ethan R. Manning, Auditor
City Council Approval: (Stamp)

Donna D. Holaday
Ethan R. Manning

Date: 9/23/14
Date: 9/23/14



City of Newburyport

FY 2015

BUDGET TRANSFER REQUEST

Department: Mayor

Submitted by: Donna D. Holaday, Mayor

Date Submitted: 9/29/2014

Transfer From:

Account Name	Reserve for Approp - Insurance Claims	YTD Bal:	\$ 59,292.56
Account Number:	2741-59600	Trans In:	\$ -
Amount:	\$14,857.00	Trans Out:	\$ -

Why are Funds Available: *This is a reserve for appropriation account used to deposit funds received from insurance companies for covered insurance losses, insurance settlements and deductible payments. Transfers from reserve for appropriation accounts require approval of the Mayor and City Council and is the standard method of moving the funds to an expenditure account.*

Transfer To:

Account Name	IT Telecommunications	YTD Bal:	\$ 3,956.39
Account Number:	01151002-52405	Trans In:	\$ -
Amount:	\$14,857.00	Trans Out:	\$ -

Why are Funds Required: *An emergency repair was made by Streamline Maintenance Group out of Bow, NH to repair an underground fiber cable that was accidentally severed by a utility company on Toppans Lane. The cable was installed around 2001-2002, but was not properly marked out by the City, which is why it was not identified by Dig Safe. This particular cable is not covered by insurance since the incident occurred along a public way and not on property covered by the City's insurance policy.*

Donna D. Holaday, Mayor
Ethan R. Manning, Auditor
City Council Approval: (Stamp)

Donna D. Holaday
Ethan R. Manning

Date: 9/23/14
Date: 9/23/14

COMMUNICATIONS



CITY OF NEWBURYPORT, MASSACHUSETTS
Donna D. Holaday, Mayor

Office of the Mayor
60 Pleasant Street
Newburyport, MA 01950
Phone: 978-465-4413 • Fax: 978-465-4402

To: President and Members of the City Council
From: Peter Lombardi, Director of Policy and Administration
Date: September 11, 2014
Re: Police Patrolmen Negotiations – Tentative Agreement

The following is a summary of the agreement that has been reached in principle for FY15-FY17 with the Police Patrolmen bargaining unit, New England PBA Local 30. The City has agreed to the terms contained herein, subject to appropriation by the City Council. The Local 30 voted to ratify the terms of this agreement on August 25, 2014. The Mayor and representatives from the Local 30 have signed off on these terms (see bottom of page 4 of this document).

The wage changes, including the 1.5% Cost of Living Adjustment for FY15 and the slight increase in performance evaluation pay that have been agreed to in this contract, have been accounted for in the FY15 Annual Budget under the Mayor's Office Budget Contingency, so no additional funds are needed at this time. However, depending on when currently vacant staff positions are filled and how many employees take advantage of the clothing reimbursements, a small Free Cash transfer may be required as we approach the end of the fiscal year to cover these personnel costs and the clothing allowance line item.

THE CITY AGREES IN PRINCIPLE WITH THE FOLLOWING:

1.) Article XXI, Section 7 (Page 21): Sick Leave Bank

Eliminate entirely and insert the following language:

"In extenuating circumstances, any employee may transfer sick time to another employee providing that the recipient has used the balance of their sick time. All such sick time transfer requests must be approved by the Mayor."

2.) Article XV, Section 12 (Page 17): Special Assignments and Outside Details

Eliminate entirely and replace with existing Section 13.

3.) Article XXVIII (Page 26-27): Duration of Agreement

New 3 year contract: July 1, 2014 – June 30, 2017

4.) Article XX (Page 18): Longevity

Remove “upon completion of 5, 10, and 15 years” sections as they are no longer applicable.

5.) Article XI, Section 3 (Page 12): Holidays

Eliminate last sentence of section that currently limits use of personal leave.

6.) Article 14: Wages (Page 14) – adjust wages as follows:

July 1, 2014	1.5%
July 1, 2015	2.0%
July 1, 2016	2.0%

7.) Article XII, Section 5 (Page 11-12): Miscellaneous Privileges

Eliminate existing language entirely and insert the following language:

“All employees will participate in an annual performance evaluation process. These performance evaluations will focus on goals and objectives. The City and Union will agree to a mutually acceptable format. Effective July 1, 2014, a one-time 1.8% increase will be added to the employee’s base salary in lieu of an evaluation stipend.”

8.) Article 14 (Page 17): Clothing and Equipment Allowance

Change the article to read: “Effective July 1, 2014, all police officers covered by this agreement shall be granted an annual clothing and equipment allowance of \$1500. 67% of this allowance (\$1000) shall be paid in a lump sum on the second pay period in July. The remaining 33% (\$500) shall be paid by the City on a reimbursement basis upon submission of receipts for uniform and equipment purchases and/or dry cleaning.”

9.) Article VIII (Page 7): Shift Pick/Seniority

Add the following language to the last sentence: “All patrol shifts will be re-bid once a year or at the Marshal’s discretion.”

10.) Article XXI, Section 4 (Page 20): Sick Leave

Change second paragraph to: “Employees will be allowed to accumulate up to 280 sick days during the course of their employment with the City. The City shall be

obligated to buy back up to a maximum of 50% (140 max) of accumulated sick days from an employee at their then current daily pay rate.

Add the following new paragraphs to this section:

“Employees with ten (10) or more years of service shall be eligible to buy back fifty percent (50%) of their sick leave accrual, up to a maximum of twenty-five (25) days per year, with each such day valued at ninety percent (90%) of their then current daily rate; provided, however, that employees who exercise this option must retain at least fifty (50) sick leave days of their accrued credit. Any sick leave days bought back pursuant to this section shall be deducted from the sick leave balance available for buyback upon retirement or death. The maximum sick leave buyback for each employee’s entire career working for the Newburyport Police Department shall be capped at 140 days. This buyback plan is voluntary.

An employee who wishes to exercise any buyback option in the next fiscal year shall provide written notice to the Mayor and Department Head by December 1 of the fiscal year prior. An employee who gives the required notice in a timely fashion shall receive this sick leave buyback in the first full pay period of the next fiscal year. If the employee fails to give requisite notice by December 1, the City will have no obligation to make the buyback payment until the first full payroll period of the fiscal year for which the City has had the requisite notice and opportunity to budget for the necessary funds.”

11.) Article XV, Section 13 (Page 17): Residency Requirements

“Pursuant to G.L. c. 150E and G.L. c. 41, § 99A, Union police officers employed by the City of Newburyport shall maintain residency anywhere within 15 miles of the furthest border(s) of the City. Union police officers employed by the City of Newburyport may live in either the Commonwealth of Massachusetts or in the State of New Hampshire so long as within the 15 mile limit. The article applies to current, active full-time Union Newburyport police officers and future full-time Union Newburyport police officers and will remain in full-force as part of the collective bargaining agreement between the City and the Union.”

12.) Article XII, Section 7 (Page 12): Community Policing

Eliminate existing language and replace with the following new language regarding the filling of dispatch shifts:

“In the event that a dispatch shift is unable to be filled by dispatch staff during the months of June, July, and August, members of the NEPBA Local 30 will be hired on overtime on a one-for-one basis.”

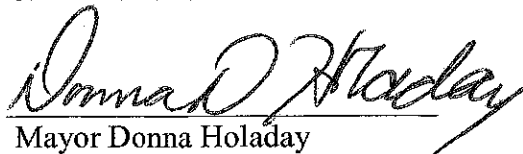
13.) Article X, Section 2 (Page 12): Vacations

Amend paragraph to read as follows:

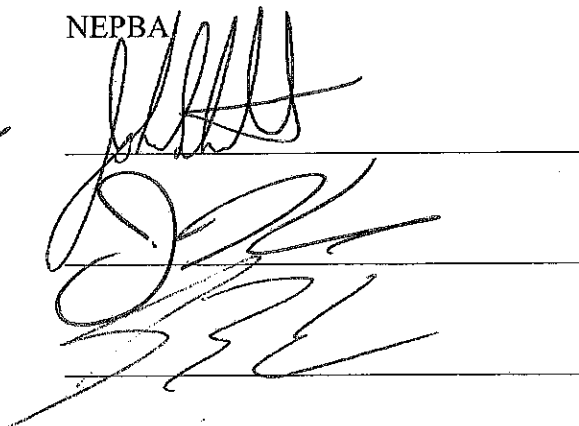
"The CITY agrees that the implementation of the One for Two Coverage Plan (see Article XXII) will in no way effect union members' rights to choose vacation time from June 1 through August 31. During the time of one for two coverage, only one person may be out on vacation at any given time. From September 1 to May 31, two officers may be out on vacation at any given time. Vacation will not be denied to avoid the hiring of overtime."

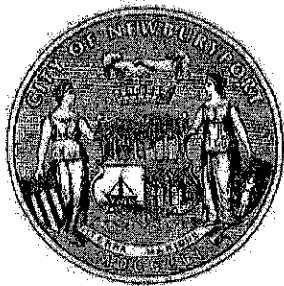
This *tentative agreement* has been signed on this 11th day of September 2014, effective as of the 1st day of July 2014 upon approval of appropriation by the City Council.

CITY OF NEWBURYPORT


Mayor Donna Holaday

NEPBA





CITY OF NEWBURYPORT
FINANCE DEPARTMENT
60 PLEASANT STREET • P.O. Box 550
NEWBURYPORT, MA 01950
(978) 465-4404 • (978) 462-3257 (FAX)
WWW.CITYOFNEWBURYPORT.COM

Communication #2
Sept. 29, 2014

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

SEP 23 P 3: 58

DONNA D. HOLADAY
MAYOR

ETHAN R. MANNING
FINANCE DIRECTOR/CITY AUDITOR

To: Mayor Donna D. Holaday
President and Members of the Newburyport City Council

From: Ethan R. Manning, Finance Director/City Auditor

Date: September 23, 2014

Subject: FY2014 Year-End Budget Report

Attached are year-end budget reports for the General Fund, as well as, the Water, Sewer and Harbormaster Enterprise Funds as of June 30, 2014 for the City of Newburyport. The report compares original and revised budgetary appropriations to actual expenditures for Fiscal Year 2014. Below is a summary of the year-end results by Fund, which is broken out in greater detail on the attached reports:

	Revised Budget	YTD Expended	FY2014 Encumbrances	Remaining Budget	% Budget Spent
General Fund	56,008,437	54,053,326	1,131,667	823,444	98.5%
Water Enterprise Fund	5,552,708	5,076,367	87,781	388,561	93.0%
Sewer Enterprise Fund	6,797,885	6,002,875	185,253	609,757	91.0%
Harbormaster Enterprise Fund	484,903	423,972	0	60,931	87.4%
Total Budgetary Funds	68,843,933	65,556,539	1,404,701	1,882,693	97.3%

As you can see, expenditures within the General Fund and Enterprise Funds were made within the budgetary appropriations approved by the City Council. Remaining and unrestricted appropriations from Fiscal Year 2014, totaling \$1,882,693, will be a positive factor in the Free Cash and Retained Earnings calculations as of July 1, 2014.

Once the Massachusetts Department of Revenue verifies and certifies the City's year-end financial results later this fall, funds will be available for any legal expenditure at the recommendation of the Mayor and approval of a majority vote of the City Council.

Please feel free to contact me if you have any questions.

City of Newburyport, Massachusetts
Fiscal Year 2014 Year-End Budget Report
Summary by Department as of June 30, 2014

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2014 ENCUMB.	REMAINING BUDGET	% BUDGET SPENT
GENERAL FUND							
111 CITY COUNCIL	64,600	5,000	69,600	69,342	0	258	99.6%
121 MAYOR'S DEPARTMENT	228,890	9,775	238,665	232,480	236	5,950	97.5%
129 GENERAL ADMINISTRATION	746,332	-389,954	356,378	323,841	11,700	20,836	94.2%
135 AUDITOR'S DEPARTMENT	282,517	0	282,517	278,360	4,125	31	100.0%
141 ASSESSORS DEPARTMENT	257,777	550	258,327	255,805	0	2,523	99.0%
145 TREASURER'S DEPARTMENT	494,271	0	494,271	490,338	1,065	2,869	99.4%
151 INFO TECHNOLOGY DEPT	225,174	86,750	311,924	271,936	39,875	112	100.0%
152 HUMAN RESOURCES	98,960	0	98,960	98,055	0	905	99.1%
161 CITY CLERK'S DEPARTMENT	205,354	11,036	216,390	204,571	11,036	783	99.6%
163 BOARD OF REGISTRARS	40,000	8,000	48,000	46,552	0	1,448	97.0%
165 LICENSE COMMISSION	6,840	0	6,840	5,954	0	886	87.1%
171 CONSERVATION COMMISSION	1,800	0	1,800	1,800	0	0	100.0%
175 PLANNING BOARD	1,800	0	1,800	1,800	0	0	100.0%
176 ZONING BOARD	1,800	0	1,800	1,800	0	0	100.0%
182 PLANNING & DEVELOPMENT	278,281	71,810	350,091	287,850	60,000	2,241	99.4%
191 LEGAL DEPARTMENT	70,000	0	70,000	65,361	0	4,639	93.4%
210 POLICE DEPARTMENT	3,336,669	29,717	3,366,386	3,218,237	33,457	114,690	96.6%
220 FIRE DEPARTMENT	3,203,861	317,839	3,521,700	3,223,019	198,583	100,098	97.2%
241 BUILDING DEPARTMENT	164,865	0	164,865	164,829	0	36	100.0%
291 EMERGENCY MANAGEMENT	27,500	5,000	32,500	31,297	0	1,203	96.3%
292 ANIMAL CONTROL	59,764	0	59,764	45,111	0	14,653	75.5%
293 PARKING CLERK DEPARTMENT	42,434	0	42,434	42,434	0	0	100.0%
300 SCHOOL DEPARTMENT	23,231,943	430,778	23,662,721	23,420,629	242,092	0	100.0%
399 WHITTIER VO TECH SCHOOL	335,705	0	335,705	335,705	0	0	100.0%
421 PUBLIC SERVICES DEPARTMENT	1,971,422	568,981	2,540,403	2,064,107	346,387	129,910	94.9%
423 SNOW & ICE	180,000	238,242	418,242	418,241	0	0	100.0%
510 HEALTH DEPARTMENT	180,853	0	180,853	178,841	0	2,012	98.9%
519 SUSTAINABILITY	1,181,779	59,081	1,240,860	1,052,299	81,230	107,331	91.4%
541 COUNCIL ON AGING	258,130	0	258,130	243,791	0	14,339	94.4%
542 YOUTH SERVICES	223,079	11,520	234,599	211,063	7,300	16,235	93.1%
543 VETERANS' DEPARTMENT	228,304	40,300	268,604	263,673	0	4,931	98.2%
610 LIBRARY DEPARTMENT	1,256,236	18,200	1,274,436	1,228,832	16,700	28,904	97.7%
630 PARKS COMMISSION	124,375	56,846	181,221	167,095	1,235	12,891	92.9%
691 HISTORICAL COMMISSION	1,800	0	1,800	1,650	0	150	91.7%
710 DEBT EXCLUSION	2,666,654	0	2,666,654	2,666,654	0	0	100.0%
720 ORDINARY DEBT SERVICE	1,004,527	0	1,004,527	1,004,527	0	0	100.0%
911 RETIREMENT BOARD	3,417,099	1,078	3,418,177	3,418,177	0	0	100.0%
912 WORKERS' COMPENSATION	57,334	0	57,334	57,334	0	0	100.0%
913 UNEMPLOYMENT CLAIMS	30,000	-8,293	21,707	21,707	0	0	100.0%
914 INSURANCE GROUP	7,735,736	-489,598	7,246,138	6,936,916	76,646	232,576	96.8%
942 STABILIZATION OUTLAY	5,000	0	5,000	5,000	0	0	100.0%
990 INTERFUND TRANSFERS OUT	0	996,314	996,314	996,314	0	0	100.0%
GENERAL FUND Total	53,929,465	2,078,972	56,008,437	54,053,326	1,131,667	823,442	98.5%
WATER ENTERPRISE FUND							
450 WATER DEPARTMENT	4,883,854	4,428	4,888,282	4,411,941	87,781	388,562	92.1%
990 INTERFUND TRANSFERS OUT	0	664,426	664,426	664,426	0	0	100.0%
WATER ENTERPRISE FUND Total	4,883,854	668,854	5,552,708	5,076,367	87,781	388,562	93.0%
SEWER ENTERPRISE FUND							
440 SEWER DEPARTMENT	6,306,514	0	6,306,514	5,511,504	185,253	609,759	90.3%
990 INTERFUND TRANSFERS OUT	0	491,371	491,371	491,371	0	0	100.0%
SEWER ENTERPRISE FUND Total	6,306,514	491,371	6,797,885	6,002,875	185,253	609,759	91.0%
HARBORMASTER ENTERPRISE FUND							
295 HARBORMASTER DEPARTMENT	350,703	134,200	484,903	423,972	0	60,932	87.4%
HARBORMASTER ENTERPRISE FUND Total	350,703	134,200	484,903	423,972	0	60,932	87.4%
TOTAL BUDGETARY FUNDS	65,470,536	3,373,397	68,843,933	65,556,539	1,404,701	1,882,693	97.3%

City of Newburyport, Massachusetts
Fiscal Year 2014 Year-End Budget Report
Expenditures by Budget Category as of June 30, 2014

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2014 ENCUMB.	REMAINING BUDGET	% BUDGET SPENT
GENERAL FUND							
111 CITY COUNCIL							
001 PERSONNEL SERVICES	60,600	0	60,600	60,600	0	0	100.0%
002 PURCHASE OF SERVICES	4,000	5,000	9,000	8,742	0	258	97.1%
111 CITY COUNCIL Total	64,600	5,000	69,600	69,342	0	258	99.6%
121 MAYOR'S DEPARTMENT							
001 PERSONNEL SERVICES	213,890	0	213,890	213,890	0	0	100.0%
002 PURCHASE OF SERVICES	0	9,775	9,775	3,825	0	5,950	39.1%
007 OTHER CHARGES & EXPENSES	15,000	0	15,000	14,764	236	0	100.0%
121 MAYOR'S DEPARTMENT Total	228,890	9,775	238,665	232,480	236	5,950	97.5%
129 GENERAL ADMINISTRATION							
001 PERSONNEL SERVICES	3,500	0	3,500	464	0	3,037	13.2%
002 PURCHASE OF SERVICES	146,200	856	147,056	135,333	11,700	22	100.0%
004 SUPPLIES	6,000	0	6,000	1,815	0	4,185	30.3%
007 OTHER CHARGES & EXPENSES	590,632	-390,810	199,822	186,229	0	13,593	93.2%
129 GENERAL ADMINISTRATION Total	746,332	-389,954	356,378	323,841	11,700	20,836	94.2%
135 AUDITOR'S DEPARTMENT							
001 PERSONNEL SERVICES	240,786	0	240,786	240,786	0	0	100.0%
002 PURCHASE OF SERVICES	40,250	0	40,250	36,125	4,125	0	100.0%
004 SUPPLIES	1,251	0	1,251	1,219	0	31	97.5%
007 OTHER CHARGES & EXPENSES	230	0	230	230	0	0	100.0%
135 AUDITOR'S DEPARTMENT Total	282,517	0	282,517	278,360	4,125	31	100.0%
141 ASSESSORS DEPARTMENT							
001 PERSONNEL SERVICES	196,227	0	196,227	196,228	0	0	100.0%
002 PURCHASE OF SERVICES	57,950	0	57,950	55,563	0	2,388	95.9%
004 SUPPLIES	3,600	550	4,150	4,015	0	135	96.7%
141 ASSESSORS DEPARTMENT Total	257,777	550	258,327	255,805	0	2,523	99.0%
145 TREASURER'S DEPARTMENT							
001 PERSONNEL SERVICES	281,171	0	281,171	281,172	0	0	100.0%
002 PURCHASE OF SERVICES	52,500	0	52,500	51,140	1,065	295	99.4%
004 SUPPLIES	4,350	0	4,350	3,079	0	1,271	70.8%
007 OTHER CHARGES & EXPENSES	156,250	0	156,250	154,946	0	1,304	99.2%
145 TREASURER'S DEPARTMENT Total	494,271	0	494,271	490,338	1,065	2,869	99.4%
151 INFO TECHNOLOGY DEPT							
001 PERSONNEL SERVICES	76,658	0	76,658	76,658	0	0	100.0%
002 PURCHASE OF SERVICES	146,916	86,750	233,666	193,684	39,875	106	100.0%
004 SUPPLIES	1,600	0	1,600	1,594	0	6	99.6%
151 INFO TECHNOLOGY DEPT Total	225,174	86,750	311,924	271,936	39,875	112	100.0%
152 HUMAN RESOURCES							
001 PERSONNEL SERVICES	63,360	0	63,360	63,360	0	0	100.0%
002 PURCHASE OF SERVICES	25,000	0	25,000	24,765	0	235	99.1%
004 SUPPLIES	10,000	0	10,000	9,330	0	670	93.3%
007 OTHER CHARGES & EXPENSES	600	0	600	600	0	0	100.0%
152 HUMAN RESOURCES Total	98,960	0	98,960	98,055	0	905	99.1%

161 CITY CLERK'S DEPARTMENT

001 PERSONNEL SERVICES	193,704	0	193,704	193,704	0	0	100.0%
002 PURCHASE OF SERVICES	11,650	0	11,650	10,868	0	783	93.3%
008 CAPITAL OUTLAY	0	11,036	11,036	0	11,036	0	100.0%
161 CITY CLERK'S DEPARTMENT Total	205,354	11,036	216,390	204,571	11,036	783	99.6%

163 BOARD OF REGISTRARS

001 PERSONNEL SERVICES	4,000	0	4,000	4,000	0	0	100.0%
007 OTHER CHARGES & EXPENSES	36,000	8,000	44,000	42,552	0	1,448	96.7%
163 BOARD OF REGISTRARS Total	40,000	8,000	48,000	46,552	0	1,448	97.0%

165 LICENSE COMMISSION

001 PERSONNEL SERVICES	5,340	0	5,340	4,895	0	445	91.7%
007 OTHER CHARGES & EXPENSES	1,500	0	1,500	1,059	0	441	70.6%
165 LICENSE COMMISSION Total	6,840	0	6,840	5,954	0	886	87.1%

171 CONSERVATION COMMISSION

001 PERSONNEL SERVICES	1,800	0	1,800	1,800	0	0	100.0%
171 CONSERVATION COMMISSION Total	1,800	0	1,800	1,800	0	0	100.0%

175 PLANNING BOARD

001 PERSONNEL SERVICES	1,800	0	1,800	1,800	0	0	100.0%
175 PLANNING BOARD Total	1,800	0	1,800	1,800	0	0	100.0%

176 ZONING BOARD

001 PERSONNEL SERVICES	1,800	0	1,800	1,800	0	0	100.0%
176 ZONING BOARD Total	1,800	0	1,800	1,800	0	0	100.0%

182 PLANNING & DEVELOPMENT

001 PERSONNEL SERVICES	262,231	0	262,231	262,231	0	0	100.0%
002 PURCHASE OF SERVICES	10,000	60,000	70,000	8,518	60,000	1,482	97.9%
004 SUPPLIES	6,050	0	6,050	5,291	0	759	87.5%
008 CAPITAL OUTLAY	0	11,810	11,810	11,810	0	0	100.0%
182 PLANNING & DEVELOPMENT Total	278,281	71,810	350,091	287,850	60,000	2,241	99.4%

191 LEGAL DEPARTMENT

002 PURCHASE OF SERVICES	70,000	0	70,000	65,361	0	4,639	93.4%
191 LEGAL DEPARTMENT Total	70,000	0	70,000	65,361	0	4,639	93.4%

210 POLICE DEPARTMENT

001 PERSONNEL SERVICES	3,010,255	-25,800	2,984,455	2,923,819	0	60,634	98.0%
002 PURCHASE OF SERVICES	167,366	19,500	186,866	159,635	6,524	20,707	88.9%
004 SUPPLIES	100,600	4,800	105,400	79,295	0	26,105	75.2%
007 OTHER CHARGES & EXPENSES	9,448	0	9,448	9,092	0	356	96.2%
008 CAPITAL OUTLAY	49,000	31,217	80,217	46,396	26,933	6,888	91.4%
210 POLICE DEPARTMENT Total	3,336,669	29,717	3,366,386	3,218,237	33,457	114,690	96.6%

220 FIRE DEPARTMENT

001 PERSONNEL SERVICES	2,901,961	100,000	3,001,961	2,913,131	1,000	87,830	97.1%
002 PURCHASE OF SERVICES	196,850	1,000	197,850	189,952	3,500	4,398	97.8%
004 SUPPLIES	76,700	0	76,700	76,225	0	475	99.4%
007 OTHER CHARGES & EXPENSES	5,450	0	5,450	1,579	0	3,871	29.0%
008 CAPITAL OUTLAY	22,900	216,839	239,739	42,133	194,083	3,524	98.5%
220 FIRE DEPARTMENT Total	3,203,861	317,839	3,521,700	3,223,019	198,583	100,098	97.2%

241 BUILDING DEPARTMENT

001 PERSONNEL SERVICES	163,540	0	163,540	163,540	0	0	100.0%
002 PURCHASE OF SERVICES	1,325	0	1,325	1,289	0	36	97.3%
241 BUILDING DEPARTMENT Total	164,865	0	164,865	164,829	0	36	100.0%

291 EMERGENCY MANAGEMENT

001 PERSONNEL SERVICES	13,000	400	13,400	13,400	0	0	100.0%
002 PURCHASE OF SERVICES	10,000	4,600	14,600	14,600	0	0	100.0%
004 SUPPLIES	2,500	0	2,500	1,297	0	1,203	51.9%
007 OTHER CHARGES & EXPENSES	2,000	0	2,000	2,000	0	0	100.0%
291 EMERGENCY MANAGEMENT Total	27,500	5,000	32,500	31,297	0	1,203	96.3%

292 ANIMAL CONTROL

001 PERSONNEL SERVICES	47,334	0	47,334	36,294	0	11,040	76.7%
002 PURCHASE OF SERVICES	9,840	0	9,840	6,664	0	3,176	67.7%
004 SUPPLIES	2,290	0	2,290	1,952	0	338	85.3%
007 OTHER CHARGES & EXPENSES	300	0	300	200	0	100	66.7%
292 ANIMAL CONTROL Total	59,764	0	59,764	45,111	0	14,653	75.5%

293 PARKING CLERK DEPARTMENT

001 PERSONNEL SERVICES	42,434	0	42,434	42,434	0	0	100.0%
293 PARKING CLERK DEPARTMENT Total	42,434	0	42,434	42,434	0	0	100.0%

300 SCHOOL DEPARTMENT

002 PURCHASE OF SERVICES	23,231,943	430,778	23,662,721	23,420,629	242,092	0	100.0%
300 SCHOOL DEPARTMENT Total	23,231,943	430,778	23,662,721	23,420,629	242,092	0	100.0%

399 WHITTIER VO TECH SCHOOL

002 PURCHASE OF SERVICES	335,705	0	335,705	335,705	0	0	100.0%
399 WHITTIER VO TECH SCHOOL Total	335,705	0	335,705	335,705	0	0	100.0%

421 PUBLIC SERVICES DEPARTMENT

001 PERSONNEL SERVICES	1,309,330	0	1,309,330	1,205,661	1,973	101,697	92.2%
002 PURCHASE OF SERVICES	366,717	216,776	583,493	456,555	110,608	16,330	97.2%
004 SUPPLIES	220,375	173,000	393,375	374,725	10,964	7,686	98.0%
008 CAPITAL OUTLAY	75,000	179,205	254,205	27,165	222,842	4,198	98.3%
421 PUBLIC SERVICES DEPARTMENT Total	1,971,422	568,981	2,540,403	2,064,107	346,387	129,910	94.9%

423 SNOW & ICE

001 PERSONNEL SERVICES	90,000	29,133	119,133	119,133	0	0	100.0%
002 PURCHASE OF SERVICES	90,000	209,109	299,109	299,109	0	0	100.0%
423 SNOW & ICE Total	180,000	238,242	418,242	418,241	0	0	100.0%

510 HEALTH DEPARTMENT

001 PERSONNEL SERVICES	170,608	0	170,608	170,311	0	296	99.8%
002 PURCHASE OF SERVICES	4,245	0	4,245	4,030	0	215	94.9%
004 SUPPLIES	4,000	0	4,000	3,942	0	58	98.5%
007 OTHER CHARGES & EXPENSES	2,000	0	2,000	558	0	1,442	27.9%
510 HEALTH DEPARTMENT Total	180,853	0	180,853	178,841	0	2,012	98.9%

519 SUSTAINABILITY

001 PERSONNEL SERVICES	64,380	21,581	85,961	80,821	0	5,141	94.0%
002 PURCHASE OF SERVICES	1,116,399	37,500	1,153,899	970,543	81,230	102,126	91.1%
004 SUPPLIES	1,000	0	1,000	935	0	65	93.5%
519 SUSTAINABILITY Total	1,181,779	59,081	1,240,860	1,052,299	81,230	107,331	91.4%

541 COUNCIL ON AGING

001 PERSONNEL SERVICES	213,030	0	213,030	201,328	0	11,702	94.5%
002 PURCHASE OF SERVICES	32,100	0	32,100	29,463	0	2,637	91.8%
004 SUPPLIES	13,000	0	13,000	13,000	0	0	100.0%
541 COUNCIL ON AGING Total	258,130	0	258,130	243,791	0	14,339	94.4%

542 YOUTH SERVICES

001 PERSONNEL SERVICES	130,969	0	130,969	118,079	0	12,889	90.2%
002 PURCHASE OF SERVICES	19,300	16,574	35,874	26,494	6,800	2,580	92.8%
007 OTHER CHARGES & EXPENSES	72,810	-5,054	67,756	66,490	500	766	98.9%
542 YOUTH SERVICES Total	223,079	11,520	234,599	211,063	7,300	16,235	93.1%

543 VETERANS' DEPARTMENT

001 PERSONNEL SERVICES	51,024	0	51,024	50,961	0	63	99.9%
002 PURCHASE OF SERVICES	3,500	0	3,500	3,487	0	13	99.6%
007 OTHER CHARGES & EXPENSES	173,780	40,300	214,080	209,225	0	4,855	97.7%
543 VETERANS' DEPARTMENT Total	228,304	40,300	268,604	263,673	0	4,931	98.2%

610 LIBRARY DEPARTMENT

001 PERSONNEL SERVICES	946,765	0	946,765	934,223	0	12,542	98.7%
002 PURCHASE OF SERVICES	309,471	18,200	327,671	294,609	16,700	16,362	95.0%
610 LIBRARY DEPARTMENT Total	1,256,236	18,200	1,274,436	1,228,832	16,700	28,904	97.7%

630 PARKS COMMISSION

001 PERSONNEL SERVICES	36,500	8,293	44,793	44,793	0	0	100.0%
002 PURCHASE OF SERVICES	82,875	48,553	131,428	117,302	1,235	12,891	90.2%
004 SUPPLIES	5,000	0	5,000	5,000	0	0	100.0%
630 PARKS COMMISSION Total	124,375	56,846	181,221	167,095	1,235	12,891	92.9%

691 HISTORICAL COMMISSION

001 PERSONNEL SERVICES	1,800	0	1,800	1,650	0	150	91.7%
691 HISTORICAL COMMISSION Total	1,800	0	1,800	1,650	0	150	91.7%

710 DEBT EXCLUSION

009 DEBT SERVICE	2,666,654	0	2,666,654	2,666,654	0	0	100.0%
710 DEBT EXCLUSION Total	2,666,654	0	2,666,654	2,666,654	0	0	100.0%

720 ORDINARY DEBT SERVICE

009 DEBT SERVICE	1,004,527	0	1,004,527	1,004,527	0	0	100.0%
720 ORDINARY DEBT SERVICE Total	1,004,527	0	1,004,527	1,004,527	0	0	100.0%

911 RETIREMENT BOARD

001 PERSONNEL SERVICES	3,417,099	1,078	3,418,177	3,418,177	0	0	100.0%
911 RETIREMENT BOARD Total	3,417,099	1,078	3,418,177	3,418,177	0	0	100.0%

912 WORKERS' COMPENSATION

001 PERSONNEL SERVICES	57,334	0	57,334	57,334	0	0	100.0%
912 WORKERS' COMPENSATION Total	57,334	0	57,334	57,334	0	0	100.0%

913 UNEMPLOYMENT CLAIMS

001 PERSONNEL SERVICES	30,000	-8,293	21,707	21,707	0	0	100.0%
913 UNEMPLOYMENT CLAIMS Total	30,000	-8,293	21,707	21,707	0	0	100.0%

914 INSURANCE GROUP

001 PERSONNEL SERVICES	7,735,736	-489,598	7,246,138	6,936,916	76,646	232,576	96.8%
914 INSURANCE GROUP Total	7,735,736	-489,598	7,246,138	6,936,916	76,646	232,576	96.8%

942 STABILIZATION OUTLAY

007 OTHER CHARGES & EXPENSES	5,000	0	5,000	5,000	0	0	100.0%
942 STABILIZATION OUTLAY Total	5,000	0	5,000	5,000	0	0	100.0%

990 INTERFUND TRANSFERS OUT

010 OTHER FINANCING USES	0	996,314	996,314	996,314	0	0	100.0%
990 INTERFUND TRANSFERS OUT Total	0	996,314	996,314	996,314	0	0	100.0%

GENERAL FUND Total	53,929,465	2,078,972	56,008,437	54,053,326	1,131,667	823,442	98.5%
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WATER ENTERPRISE FUND**450 WATER DEPARTMENT**

001 PERSONNEL SERVICES	1,890,843	0	1,890,843	1,759,800	0	131,046	93.1%
002 PURCHASE OF SERVICES	855,118	4,428	859,546	627,003	67,478	165,065	80.8%
004 SUPPLIES	229,060	0	229,060	191,870	200	36,990	83.9%
007 OTHER CHARGES & EXPENSES	67,353	0	67,353	56,676	0	10,678	84.1%
008 CAPITAL OUTLAY	155,000	0	155,000	113,774	20,103	21,123	86.4%
009 DEBT SERVICE	1,686,480	0	1,686,480	1,662,819	0	23,661	98.6%
450 WATER DEPARTMENT Total	4,883,854	4,428	4,888,282	4,411,941	87,781	388,562	92.1%

990 INTERFUND TRANSFERS OUT

009 DEBT SERVICE	0	664,426	664,426	664,426	0	0	100.0%
990 INTERFUND TRANSFERS OUT Total	0	664,426	664,426	664,426	0	0	100.0%

WATER ENTERPRISE FUND Total

4,883,854 668,854 5,552,708 5,076,367 87,781 388,562 93.0%

SEWER ENTERPRISE FUND**440 SEWER DEPARTMENT**

001 PERSONNEL SERVICES	1,944,178	0	1,944,178	1,795,152	283	148,745	92.3%
002 PURCHASE OF SERVICES	1,424,148	0	1,424,148	1,032,286	138,812	253,050	82.2%
004 SUPPLIES	346,160	0	346,160	281,386	2,900	61,874	82.1%
007 OTHER CHARGES & EXPENSES	20,886	0	20,886	20,481	75	330	98.4%
008 CAPITAL OUTLAY	300,000	0	300,000	161,722	43,183	95,095	68.3%
009 DEBT SERVICE	2,271,142	0	2,271,142	2,220,478	0	50,665	97.8%
440 SEWER DEPARTMENT Total	6,306,514	0	6,306,514	5,511,504	185,253	609,759	90.3%

990 INTERFUND TRANSFERS OUT

009 DEBT SERVICE	0	491,371	491,371	491,371	0	0	100.0%
990 INTERFUND TRANSFERS OUT Total	0	491,371	491,371	491,371	0	0	100.0%

SEWER ENTERPRISE FUND Total

6,306,514 491,371 6,797,885 6,002,875 185,253 609,759 91.0%

HARBORMASTER ENTERPRISE FUND**295 HARBORMASTER DEPARTMENT**

001 PERSONNEL SERVICES	228,878	0	228,878	201,011	0	27,868	87.8%
002 PURCHASE OF SERVICES	40,950	0	40,950	22,421	0	18,529	54.8%
004 SUPPLIES	18,800	0	18,800	11,853	0	6,947	63.0%
007 OTHER CHARGES & EXPENSES	6,075	0	6,075	3,435	0	2,640	56.5%
008 CAPITAL OUTLAY	30,000	0	30,000	25,053	0	4,947	83.5%
009 DEBT SERVICE	26,000	0	26,000	26,000	0	0	100.0%
010 OTHER FINANCING USES	0	134,200	134,200	134,200	0	0	100.0%
295 HARBORMASTER DEPARTMENT	350,703	134,200	484,903	423,972	0	60,932	87.4%

HARBORMASTER ENTERPRISE FUND Total

350,703 134,200 484,903 423,972 0 60,932 87.4%

TOTAL BUDGETARY FUNDS

65,470,536 3,373,397 68,843,933 65,556,539 1,404,701 1,882,693 97.3%

APPOINTMENTS



CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX

NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

SEP 10 P 3:13

Donna D. Holaday

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: September 10, 2014
Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of Planning Board to fulfill the unexpired term of Daniel Bowie. This term will expire on May 31, 2016.

Leah McGavern
21 Marlboro Street
Newburyport, MA 01950

Leah McGavern
21 Marlboro Street
Newburyport, MA 01950
978-465-2238

Current Employment

McGavern Design, Newburyport, MA. 1997-Present

Founder. Design, coordinate and manage residential additions and renovations in the Boston area and Maine, handling all aspects of projects, from initial client contact through schematic design, documents and construction. Responsible for marketing and all aspects of small business management.

Previous Work Experience

Burt, Hill Architects, Boston, MA 2007-2008

Consultant, Internal Revenue Service, Andover, MA, in coordination with JLA Architects, Boston, MA. Designed and drafted construction details for the renovation of 40,000sf building.

Cannon Design, Boston, MA 2000-2001.

Designer, The Stata Center, Massachusetts Institute of Technology, Cambridge, MA, in coordination with Frank Gehry Architects, Los Angeles, CA. Designed and drafted design development details.

Hamlin & Co., Brookline, MA 1998-1999

Designer/Drafter in small design/build firm. Designed, detailed and drafted for high-end residential additions to historic homes. Handled all aspects of design and construction documents.

DTS Shaw Associates, Boston, MA 1996-1997

Project Architect, Histology Laboratory, Massachusetts General Hospital, Boston, MA

Project Architect, Surgical Pathology Laboratory, Massachusetts General Hospital, Boston, MA

Designer, Asmara Hospital, Asmara, Eritrea.

Design Development Coordinator, Tufts University School of Veterinary Medicine Hospital, Grafton, MA.

Marketing Production Manager, coordinated production of all project proposals, marketing materials, and project documentation.

Dean, Tucker, Shaw, Inc., Boston, MA 1994-1996

Project Architect, Biocare Diagnostics, Quincy, MA.

Designer/Drafter, Massachusetts General Hospital, Boston, MA.

Boards/Committees

Waring School Board of Trustees, 2013-present

Newburyport Preservation Trust, 2012-present

Fruit Street Local Historic District Committee, 2013-present

Newburyport Historical Commission, 2004-2010

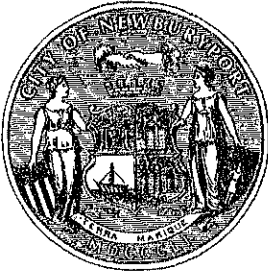
Essex Heritage Scenic Byway Advisory Committee, 2008-2010

Education

Massachusetts Institute of Technology, School of Architecture, 1990-1994, Master of Architecture

Sarah Lawrence College, 1984-1988, Bachelor of Arts

Oxford University, Oxford England, 1986-1987, Sarah Lawrence College at Oxford Program.



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

Appointment #2
Sept. 29, 2014

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

SEP 23 A 10:07

To: President and Members
of the City Council

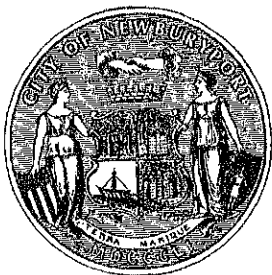
From: Donna D. Holaday, Mayor

Date: September 22, 2014

Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of the Community Preservation Act Committee. This term will expire on October 1, 2017.

Leah McGavern
21 Marlboro 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

Appointment #3
Sept. 29, 2014

RECEIVED
CLERK'S OFFICE
NEWBURYPORT, MA

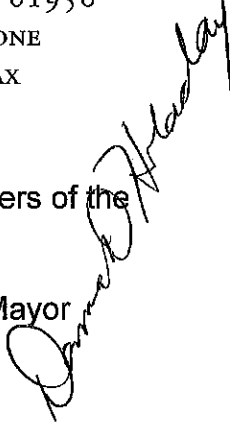
2014 SEP 16 A 9:43

To: President and Members of the
City Council

From: Donna D. Holaday, Mayor

Date: September 12, 2014

Subject: Appointment



I hereby appoint, subject to your approval, the following
named individual as a member of the Waterfront Trust to
fulfill the unexpired term of Josiah Morrill. This term will
expire on December 1, 2018.

Wilbur Shenk
1 Beck Street
Newburyport, MA 01950

1 Beck Street

Newburyport, Ma 01950

8/10/2014

Donna Holaday

City of Newburyport

60 Pleasant Street

Newburyport, Ma 01950

Dear Donna,

I have recently seen several articles concerning the Waterfront Trust in our local paper. I have spoken to both Josiah Morrill and Scott Sutherland and am aware of some of the challenges facing this board. In spite of this, I am very interested in serving on this board and would like to be considered for one of the vacant positions.

I would like to speak with you about this matter and am available to stop over for a quick discussion. I have enclosed a brief resume for your information. You may reach me at home: 978-358-7027, Cell 440-552-2347 or email wshenk@bright.net

Thank you,

Wilbur Shenk

WILBUR SHENK

1 Beck Street, Newburyport, Ma 01950
Home 978-358-7027, Cell 440-552-2347
wshenk@bright.net

EXPERIENCE:

Consulting-(2003-2006)

Various consulting projects in the area of new composite applications.

Premix Inc.- North Kingsville, Ohio (1976-2002)

(Manufacturer of composite molding compounds and custom molded parts)

Held various positions in sales-engineering, engineering, operations and general management over a 26-year career. Retired as President and Chief Operating Officer on 10-01-02.

Owens-Corning Fiberglas-Toledo, Ohio (1966-1976)

(Manufacturer of fiber glass reinforcements and building products)

Held various positions in engineering in their Research and Development facility, and engineering, and sales/marketing in their European subsidiary.

EDUCATION:

Trinity College- Hartford, Conn. B.S. Mechanical Engineering 1964

Columbia University- N.Y.C. M.S. Engineering Mechanics 1966

Harvard University-Cambridge, Mass. Advanced Management Program 1987

COMMUNITY ACTIVITIES:

Served as a board member (President 1983) of the Ashtabula Arts Center 1978-1983 and the Ashtabula Arts Center Foundation board 1983-1989.

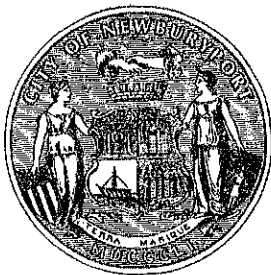
Chaired a subcommittee in 1994-95 as part of the Concord Township Comprehensive Plan. Appointed to Concord Township Comprehensive Plan Committee, April 2003. . Appointed to zoning commission Concord Township, April 2003-2009.

Board member of Premix Foundation 1990-2009.

Appointed to Advisory Council Bowling Green State University Marketing Department 1995-2009.

Volunteered for Big Brothers/Big sisters and the Holden Arboretum organizations 2003-2006.

Appointed a Corporator at Anna Jaques Hospital 2011 and to the Board Quality Committee 2014.



CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

60 PLEASANT STREET - P.O. BOX 550

NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

SEP 23 A 10:07

To: President and Members of the
City Council

From: Donna D. Holaday, Mayor

Date: September 22, 2014

Subject: Appointment

For your information I have appointed the following named individual as Animal Control Officer. This term will expire on May 1, 2015.

Robert Steach
185 School Street
Manchester-by-the-Sea, MA 01944

Robert Steach

185 school st., Manchester-by-the-sea, MA, 01944 - 978-767-0658

I have been working with animals for the past twenty two years. My experience is mostly in wildlife education and law enforcement, including fourteen years as an animal control officer/health inspector and a year spent in the Amazon as part of a research group. I also have a long history in the fire/rescue and emergency medical services. I am ACOAM certified, a Mass. EMT and well versed in the specifics of the field.

Employment

Animal control officer / Animal health inspector

Manchester-by-the-sea Police department / Board of Health (2000-present)

Duties include: Enforcement of local regulations and state law, inspection of quarters where animals are housed, public relations and education, school presentations, refining existing laws to meet a changing environment, response to emergency situations, rabies management, written reports as well as working with rescue services at state and local level to develop standard operating guidelines during a disaster or evacuation, patrol local areas open to dogs, address wildlife issues, use of firearms and various equipment as well as maintenance of equipment, emergency vehicle operations.

Curious Creatures (1992-2000)

(based in Beverly Then Peabody, MA during my time with the company)

Curious Creatures was a small organization that specialized in exotic animals and rainforest education. Consisting of a five thousand square foot zoo and education center as a base, we provided hands on education using live animals both within our facility or travelling to the schools themselves. Duties: Care and Husbandry of many species of reptiles, birds, fish and insects. Species included crocodiles and alligators, large pythons, boas and anacondas, macaw and parrot, bird eating tarantula and baboon spiders, iguana and monitor lizard, piranha and arrawana, small monkeys and primates. These animals were cared for by me and I was responsible for exhibiting them in a safely.

Emergency Medical Technician

Beuport ambulance service, Gloucester, MA (2009-2012)

Duties included: Response to medical emergencies as part of a 911 system. Providing lifesaving treatment to the sick or injured. Interfacility transport of sick/injured patients. Emergency vehicle operations using lights and sirens, operation of radio equipment, communication with online medical direction. Maintain and continually improve knowledge of all standard treatments and protocol. Proper care and use of approved medical devices. Patient communication, log and report writing. Clean, check and catalog equipment and vehicle before and after every shift. *Preceptor of new and incoming EMTs.

Emergency Medical Technician

Lyons ambulance service (2004-2009)

Duties included: All aforementioned duties of an emergency medical technician in an allied 911 system, acting as the medical service for Danvers fire dept. *Preceptor of new and incoming EMTs.

Call Firefighter

Manchester-by-the-sea Fire department (2001-2006)

Duties included: Firefighting both interior and exterior blazes, Fireground operations and overhaul, Emergency medical response, use of all rescue equipment and hydrolic tools, emergency vehicle operations, pump operations, public assistance and education. Continual training and drilling to new and evolving standards. Proper use of personal protective gear.

*Firefighter I/II - SCBA certified

*All references upon request

Education

General studies Hamilton/Wenham regional HS-graduated 1992

North shore community college, graphic merchandising- 1 semester 1992

Massachusetts Firefighting Academy Stowe, Ma- Firefighter I & II national level certified 2002

North shore community college, Emergency Medical Technician certificate 2003

Elliot Hospital School of Emergency Medicine, Manchester, NH- Paramedic certificate national level - graduated 2008

Animal Control Officers Academy c/o Boylston Police Academy - graduated 2013

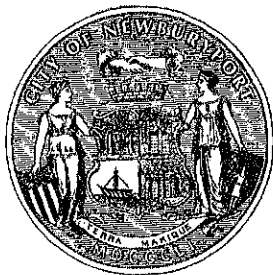
*ACOAM certified

*member Animal control officers association

*Current Emt license

*SCBA certified

*Firefighter I/II



CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 SEP 23 A 10:07

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: September 22, 2014

Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of the Emma Andrews Branch Library Commission. This term will expire on October 30, 2015.

Elizabeth L. Watson
53 Warren Street, Unit 315
Newburyport, MA 01950

September 11, 2014

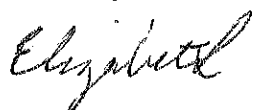
Mayor Donna Holaday
Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950

Dear Mayor Holaday,

In consideration of joining The Emma L. Andrews Library and Community Center Commission, I would like to submit a brief overview of my most recent volunteer and work experience as it may relate to the requirements of serving on the Commission. I have thoroughly enjoyed being a volunteer at the Emma since I retired and look forward to being involved for many years to come.

If you need additional information or would like to meet with me, please contact me at 978-463-3071.

Sincerely,

A handwritten signature in cursive script, appearing to read "Elizabeth L. Watson".

Elizabeth L. Watson
53 Warren Street, Unit 315
Newburyport, MA 01950

ELIZABETH L. WATSON

53 Warren Street, Unit 315, Newburyport, MA 01950 (978-463-3071)

Qualifications Summary: Strong interpersonal skills, detail oriented, ability to perform independently in an unstructured environment, ability to maintain confidentiality, experience with word and data processing with both Mac and PC computers

Experience:

2012 to Present - Retired.

Volunteer at the Emma L. Andrews Library and Community Center and responsible for:

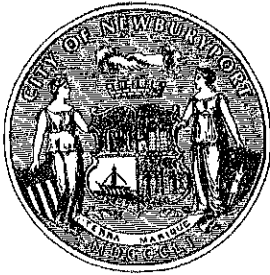
- Meeting and greeting visitors to the library and assisting them in their needs during weekly desk duty
- Processing and covering new books to the library
- Serving as Corresponding Secretary on the Board of the Association
- Attending monthly board meetings
- Participating in annual fund raising events such as Souper Saturdays, Rails and Sails, and the Cookie Walk

Volunteer for the Pettengill House Saturday Night Meal Program

- Coordinator of the volunteer effort from Main Street Congregational Church in Amesbury in collaboration with Central Congregational Church in Newburyport. Over 300 hot meals are prepared and delivered to people in need each month

1998 to 2012 - Director of Admission at The Pike School, Andover, MA, responsible for:

- keeping the school at full enrollment of over 428 students in Pre-kindergarten through Grade 9
- managing a support staff member
- staying within the budget for my department which included the marketing budget for the school
- coordinating parent volunteer efforts
- coordinating faculty in their role of assessing the applicants viability for success at Pike
- participating in the Administrative Team's responsibility to operate the daily life of the school and its students as well as visioning the future of the school



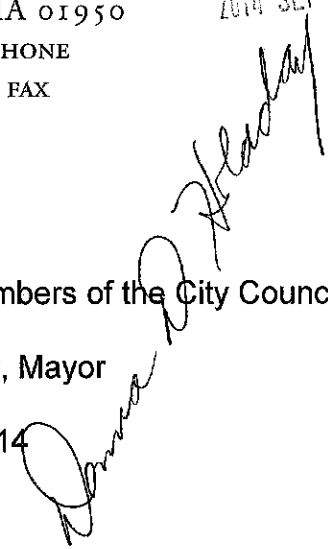
CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY, MAYOR

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

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CITY CLERK'S OFFICE
NEWBURYPORT, MA

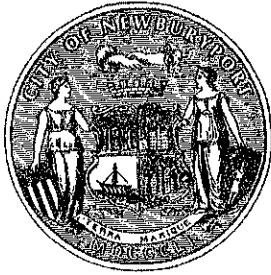
2014 SEP 23 A 11:48

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: September 23, 2014
Subject: Re-Appointment



I hereby e-appoint, subject to your approval, the following
named individual as a member of the Emma Andrews
Branch Library Commission. This term will expire on
October 30, 2015.

Aine Greaney Ellrott
43 Purchase Street
Newburyport, MA 01950



Re-Appointment #7
Sept. 29, 2014

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

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

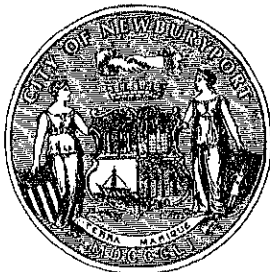
2014 SEP 10 P 3:08

Donna D. Holaday

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: September 10, 2014
Subject: Re-Appointment

I hereby re-appoint, subject to your approval, the following named individual as a member of the Emma Andrews Branch Library Commission. This term will expire on October 30, 2015.

Susan Chase
44 Oak Street
Newburyport, MA 01950



CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

60 PLEASANT STREET - P.O. BOX 550

NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

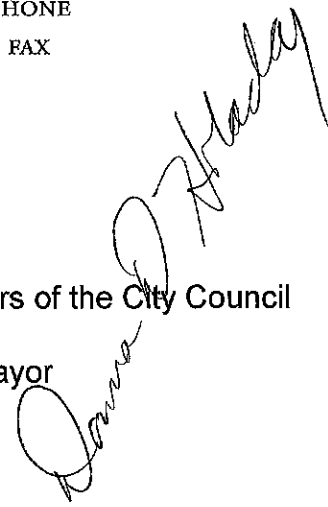
2014 SEP 10 P 3:08

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

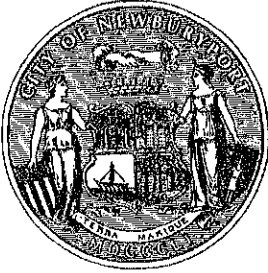
Date: September 10, 2014

Re: Re-Appointment



I hereby re-appoint, subject to your approval, the following named individual as a member of the Emma Andrews Branch Library Commission. This term will expire on October 30, 2015.

Elizabeth Valeriani
29 Oak Street
Newburyport, MA 01950



CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

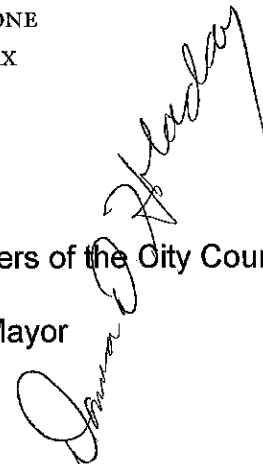
60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

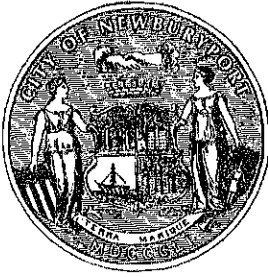
2014 SEP 10 P 3:08

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: September 10, 2014
Subject: Re-Appointment



I hereby re-appoint, subject to your approval, the following named individual as a member of the Emma Andrews Branch Library Commission. This term will expire on October 30, 2015.

Donna Conway
27 Marlboro 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: September 23, 2014

Subject: Re-Appointment

I hereby reappoint, subject to your approval the following
named individual as a member of the Newburyport Affordable
Housing Trust. This term will expire on September 1, 2015.

Karen B. Wiener
7 Lincoln Street
Newburyport, MA 01950

END OF CONSENT AGENDA

BEGINNING OF REGULAR AGENDA

COMMUNICATIONS
Taken Out of Consent Agenda



RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 SEP 23 P 12:53

Newburyport City Hall
60 Pleasant Street, PO Box 550
Newburyport, MA 01950
978.465.4462
FAX 978.465.4452
parks@cityofnewbu

MEMORANDUM

To: President and Members of the City Council

From: Lisë Reid

Cc: Hon. Donna Holaday
Peter Lombardi
Parks Commission

Date: September 23, 2014

Re: Recommendation to amend the off leash program

Please be advised that due to the number of persistent conflicts that have come to the attention of the Parks Commission since the inception of the off leash program, and that such conflicts are potentially harmful to the general public, the Parks Commission advises that "shared use" of Cashman Park is not working. The Parks Commission voted at its September meeting to recommend elimination of Cashman Park as an off leash location.



Newburyport City Hall
60 Pleasant Street, PO Box 550
Newburyport, MA 01950
978.465.4462
FAX 978.465.4452
parks@cityofnewburyport.com

Off leash complaints at Cashman

From the beginning we had complaints that dogs were exhibiting **pack behavior** at Cashman. I have witnessed this myself and is why I do not use the Cashman off leash area to walk my dog.

Several off-leash users themselves have asked for a barrier to the walkway at Cashman citing that it is **too difficult to keep the dogs from crossing the walkway** to run into the river and also from accosting pedestrians on the walkway. The Parks Commission looked at several alternatives and abandoned the idea of a barrier between the river walk and the off leash area based on high cost of doing so and the challenge of creating a barrier that is both truly effective and aesthetically appealing.

I receive several verbal complaints in conversation with **residents who have been inappropriately accosted by dogs at Cashman**, at the grocery store, in the park, etc. While I have not systematically documented complaints, as I knew the ACO was doing so, I have attached some emails below regarding complaints.

**APPOINTMENTS
SECOND READING**

MAYOR'S APPOINTMENTS

Sept. 29, 2014

SECOND READING

APPOINTMENTS

1.	Robert Padellaro	17 56 th Street	Asst Harbor Master & Spec Police Officer	Dec. 1, 2017
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APPOINTMENTS

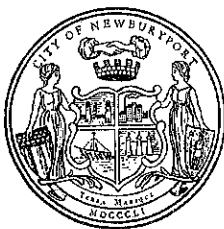
RE-APPOINTMENTS

2.	Craig G. Holt	33 Carter Street	Licensing Board	June 1, 2020
3.	Lance Thokle	1885 SE Erwin Rd, Port St. Lucie, FL	Asst Harbor Master & Spec PO	Dec. 1, 2017

In City Council Sept. 8, 2014

Motion to approve Consent Agenda by Councillor Cronin, seconded by Councillor Cameron. So voted.

ORDERS



CITY OF NEWBURYPORT
RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

26th SEP 23 A 10:07

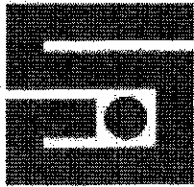
IN CITY COUNCIL

ORDERED:

September 23, 2014

THAT, The CITY COUNCIL of the City of Newburyport accepts with gratitude the gift in the amount of \$15,000.00 from Strem Chemicals, Inc., 7 Mulliken Way, Newburyport, MA 01950 to be applied toward the purchase of two (2) Scott Eagle Attack thermal imaging cameras for the Newburyport Fire Department to replace aging equipment.

Councillor Charles F. Tontar



RECEIVED
NEWBURYPORT, MA
2014 SEP 23 A 9:56

23 September 2014

Newburyport City Hall
Mayor's Office
Attn: Mayor Donna D. Holaday
60 Pleasant Street
Newburyport, MA 01950-4098

Mayor Holaday:

I am pleased to inform you of a donation made to the Newburyport Fire Department, on behalf of Strem Chemicals, Inc. I received a letter from Chief LeClaire one month ago about equipment which was needed by the Newburyport Fire Department. About two weeks ago, I sat down with Chief LeClaire at Newburyport Fire Headquarters to discuss the Fire Department's needs. Chief LeClaire expressed the need for (2) Scott Eagle Attack thermal imaging cameras to replace the aging equipment on the current fire apparatus. After meeting with Chief LeClaire, Strem Chemicals, Inc. has decided to donate \$15,000 to purchase this equipment. Strem Chemicals, Inc. thanks you and the Newburyport Fire Department for your dedication to our community.

If you have any questions, please feel free to call me at (978) 499-1600.

Best regards,

Michael E. Strem, Ph.D.
President
Strem Chemicals, Inc.

Cc: R.J. Wolcik, Strem Chemicals, Inc.
Christopher LeClaire, Newburyport Fire Department

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 29, 2014

THAT WHEREAS, Barker Street was accepted as a public way by order of the City Council dated January 29, 1996 but was not constructed to its full length on the ground; and **WHEREAS**, the public interest and convenience requires that the portion of Barker Street which is unconstructed and encroaching between 0 Harbor Street and 245 Northern Boulevard be discontinued;

NOW, THEREFORE, the City Council of the City of Newburyport, specifically discontinues the portion of the public way known as Barker Street, as shown on the plan entitled "Plan of Land in Newburyport Showing a Re-Division of Land at 245 Northern Blvd.," dated August 15, 2014, prepared by Millenium Engineering, Inc., as shown on the plan as "ROW 10" and noted "This Portion to be Discontinued," as shown on the plan, and discontinues as part of said public way all land lying within the above described boundaries of said Barker Street as specified as being discontinued on said Plan, and to authorize the Mayor to release all right, title and interest of the City of Newburyport in the discontinued portion of Barker Street.

Councillor Allison Heartquist

LAW OFFICE OF MARK W. GRIFFIN, P.C.

11 Market Square ~ Suite 8, Newburyport MA 01950
Telephone: 978-358-7072 • Telecopier: 978-358-7082 • e-mail: mark@markwgriffin.com

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 SEP 22 A 9:54

September 19, 2014

Newburyport City Council
Attn: Thomas F. O'Brien, President
City Hall
Pleasant Street
Newburyport, MA 01950

Re: Proposed Vote of Discontinuance for Barker Street

Dear President O'Brien:

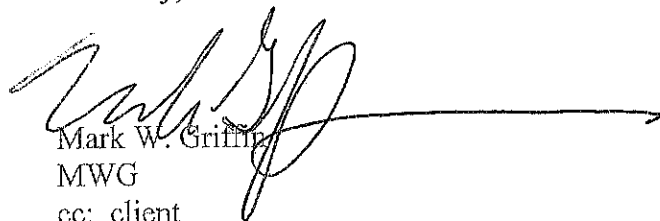
Please accept this communication as a request for the City Council to vote for the discontinuance of an unconstructed portion of Barker Street. I submit this request on behalf of my clients. I represent Debra and Kevin Raftery, the owners of a vacant lot at 0 Harbor Street and a parcel with buildings thereon at 245 Northern Boulevard. Both of these properties are located on Plum Island. I have enclosed a site plan for your reference in this regard. (Exhibit A) As you can see, the Rafterys' properties would be contiguous but for the purported location of a paper street – Barker Street – between the two lot lines. Since there is no traveled way on the ground between the two parcels this portion is a "paper" street. (See Aerial photo attached as Exhibit B and GIS Locus Map attached as Exhibit C).

The Rafterys are hoping to reconfigure their lots to separate 0 Harbor and 245 Northern Boulevard into the lots shown on Exhibit A. They propose to build a single family home on 245 Northern Boulevard (already approved by the building department and on the site where the Oliver House once stood) and the other lot will contain the small cottage which exists now.

I have attached a draft vote for discontinuance for your utilization as well.

Thank you for your consideration. Do not hesitate to contact me if you have any questions.

Sincerely,

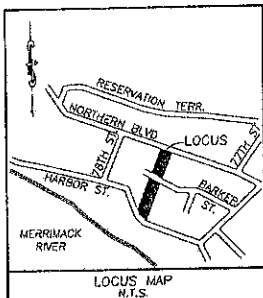


Mark W. Griffin
MWG

cc: client

Allison Heartquist, Ward 1 Councilor

Encls.



HARBOR STREET
S 87°43'30" E
38.120'

77
27
N/F
CARMINE W. LEUGA &
DAVID W. SAVAGE
11 78TH STREET
NEWBURYPORT, MA
BK.12674 PG.396

77
67
N/F
WILLIAM P. REILLY
65 SHERIDAN STREET
LYNN, MA
BK.31788 PG.409

77
45
N/F
LISA A. THOLEN
6 BEDFORD STREET
SOMERVILLE, MA
BK.28679 PG.586

77
48
N/F
DONNIE J. PETERSEN &
KRISTINA RYDZ
BARKER STREET
NEWBURYPORT, MA
BK.13283 PG.305

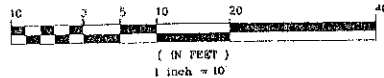
NOTES:

THIS PLAN DOES NOT SHOW ANY UNRECORDED OR UNWRITTEN EASEMENTS WHICH MAY EXIST. A REASONABLE AND DILIGENT ATTEMPT HAS BEEN MADE TO OBSERVE ANY APPARENT, VISIBLE USES OF THE LAND; HOWEVER, THIS DOES NOT CONSTITUTE A GUARANTEE THAT NO SUCH EASEMENTS EXIST.

LEGEND

- C.B. CONCRETE BOUND
- S.B. STONE BOUND
- D.H. DRAIN HOLE
- PK MASONRY NAIL
- I.P. IRON PIPE
- I.R. IRON ROD
- FND. FOUND
- N/FND. NOT FOUND
- T.R. TELEPHONE BOX
- E.B. ELECTRIC BOX
- E.H. ELECTRIC HANDHOLE
- L.P. LIGHT POLE
- U.P. UTILITY POLE
- D — DRAINAGE
- W — WATER
- S — SEWER
- G — GAS
- O.W. OVERHEAD WIRE
- U.T. UNDERGROUND TELEPHONE
- U.E. UNDERGROUND ELECTRIC
- S.F. SILT FENCE
- C.B. CATCH BASIN
- D.M. DRAIN MANHOLE
- S.M. SEWER MANHOLE
- T.M. TELEPHONE MANHOLE
- E.M. ELECTRIC MANHOLE
- M. WELL
- HYDRANT
- G.V. GAS VALVE
- G.S.O. GAS SHUT OFF
- W.S.O. WATER SHUT OFF
- W.V. WATER VALVE
- A.M.P. ASSESSOR'S MAP AND PARCEL


GRAPHIC SCALE



PREPARED FOR

KEVIN & DEBRA RAFTERY
15 49TH STREET
NEWBURY, MA

NO. DATE

 MILLENNIUM ENGINEERING, INC. ENGINEERING AND LAND SURVEYING 82 ELM ST. SALESBURY, MA 01932 (978) 463-8980 13 HAMPTON RD. EXETER, NH 03833 (603) 778-0528		PLAN OF LAND IN NEWBURYPORT, MA SHOWING A RE-DIVISION OF LAND AT 245 NORTHERN BLVD. (ASSESSORS MAP 77, LOTS 46 AND 47)		ZBA
SCALE: 1"=10' DATE: AUG. 15, 2014	PROJECT: M082163			

n B n

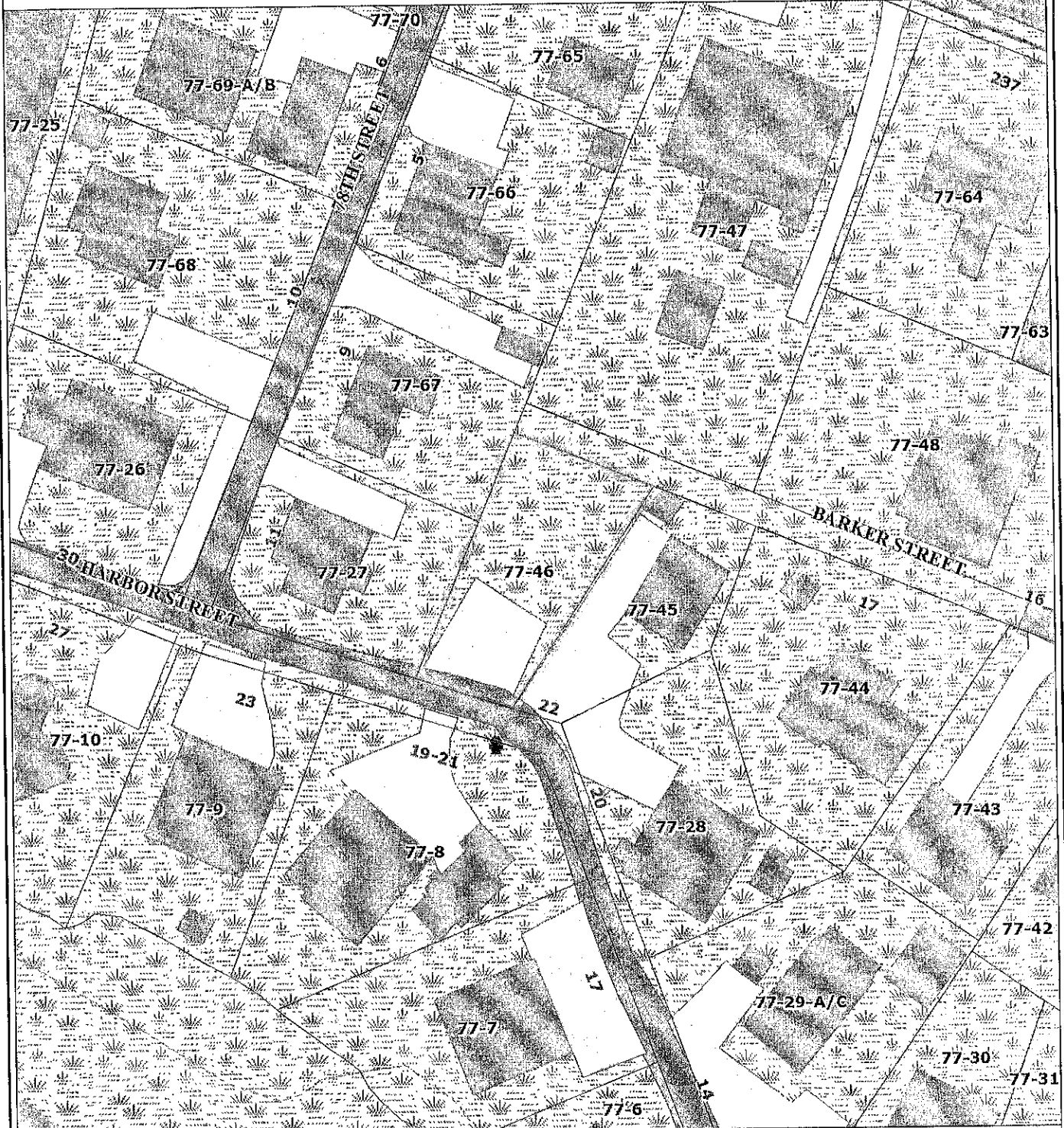


- MVPC Bo
- Trees
- Immediate Action Needed
- No Action Needed
- Unknown
- Parcels
- ▨ Hydrographic Features
- Streams
- Stream
- Intermittent Stream
- Wetlands
- City
- City and State
- State

1" = 55 ft



Horizontal Datum: MA Stateplane Coordinate System, Datum NAD83, Meters. Data Sources: The data for this map was produced by Merrimack Valley Planning Commission (MVPC) using data provided by the City of Newburyport. Additional data provided by the Executive Office of Environmental Affairs/MassGIS. The information depicted on this map is for planning purposes only. It may not be adequate for legal boundary definition or regulatory interpretation. THE CITY OF NEWBURYPORT MAKES NO WARRANTIES, EXPRESSED OR IMPLIED, CONCERNING THE ACCURACY, COMPLETENESS, RELIABILITY, OR SUITABILITY OF THESE DATA. THE CITY OF NEWBURYPORT DOES NOT ASSUME ANY LIABILITY ASSOCIATED WITH THE USE OR MISUSE OF THIS INFORMATION.



- | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <ul style="list-style-type: none"> □ MVPC Bo □ Newburyport Boundary ● Immediate Action Needed ○ No Action Needed ○ Unknown — Railroad □ Parcels — Sidewalks — Water System ● Hydrant — Trails ■ Building Footprints □ Driveways ■ Easements | <ul style="list-style-type: none"> Road Right of Way ■ Paved □ Unpaved ■ Hydrographic Features — Streams — Stream — Intermittent Stream Wellands ■ City ■ City and State ■ State ■ Exempt Lands ■ Recreation Areas |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

1" = 46 ft



Horizontal Datum: MA Stateplane Coordinate System, Datum NAD83, Meters. Data Sources: The data for this map was produced by the Merrimack Valley Planning Commission (MVPC) using data provided by the City of Newburyport. Additional data provided by the Executive Office of Environmental Affairs/MassGIS. The information depicted on this map is for planning purposes only. It may not be adequate for legal boundary definition or regulatory interpretation. THE CITY OF NEWBURYPORT MAKES NO WARRANTIES, EXPRESSED OR IMPLIED, CONCERNING THE ACCURACY, COMPLETENESS, RELIABILITY, OR SUITABILITY OF THESE DATA. THE CITY OF NEWBURYPORT DOES NOT ASSUME ANY LIABILITY ASSOCIATED WITH THE USE OR MISUSE OF THIS INFORMATION.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 23, 2014

THAT, the CITY COUNCIL of the City of Newburyport appropriate \$908,000 for the purchase of two fire trucks, including all costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$908,000 under G.L. c.44, §7(9), or any other enabling authority; and that the Mayor and the Treasurer are authorized to take any other action necessary or convenient to carry out this vote.

Councillor Charles F. Tontar

ORDINANCE

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

August 11, 2014

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 13-168	Parking restricted on certain streets

Amend:

No person shall park any vehicle on the following streets or portions of streets as indicated below:

Street	Extent
Olive Street	On the easterly side from Merrimac Street running southerly for a distance of 40 feet.

Councillor Robert J. Cronin

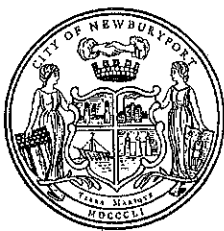
In City Council August 11, 2014

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Herzog. So voted.

In City Council August 25, 2014

Motion to remove by Councillor Cronin, seconded by Councillor Herzog. So voted. Motion to amend to change Northerly to Southerly by Councillor Cameron, seconded by Councillor Eigerman. 10 yes, 1 no (O'Brien). So voted. Motion to approve first reading as amended and order published by Councillor Cronin, seconded by Councillor Herzog. Roll call vote, 11 yes. Motion passed.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 23, 2014

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

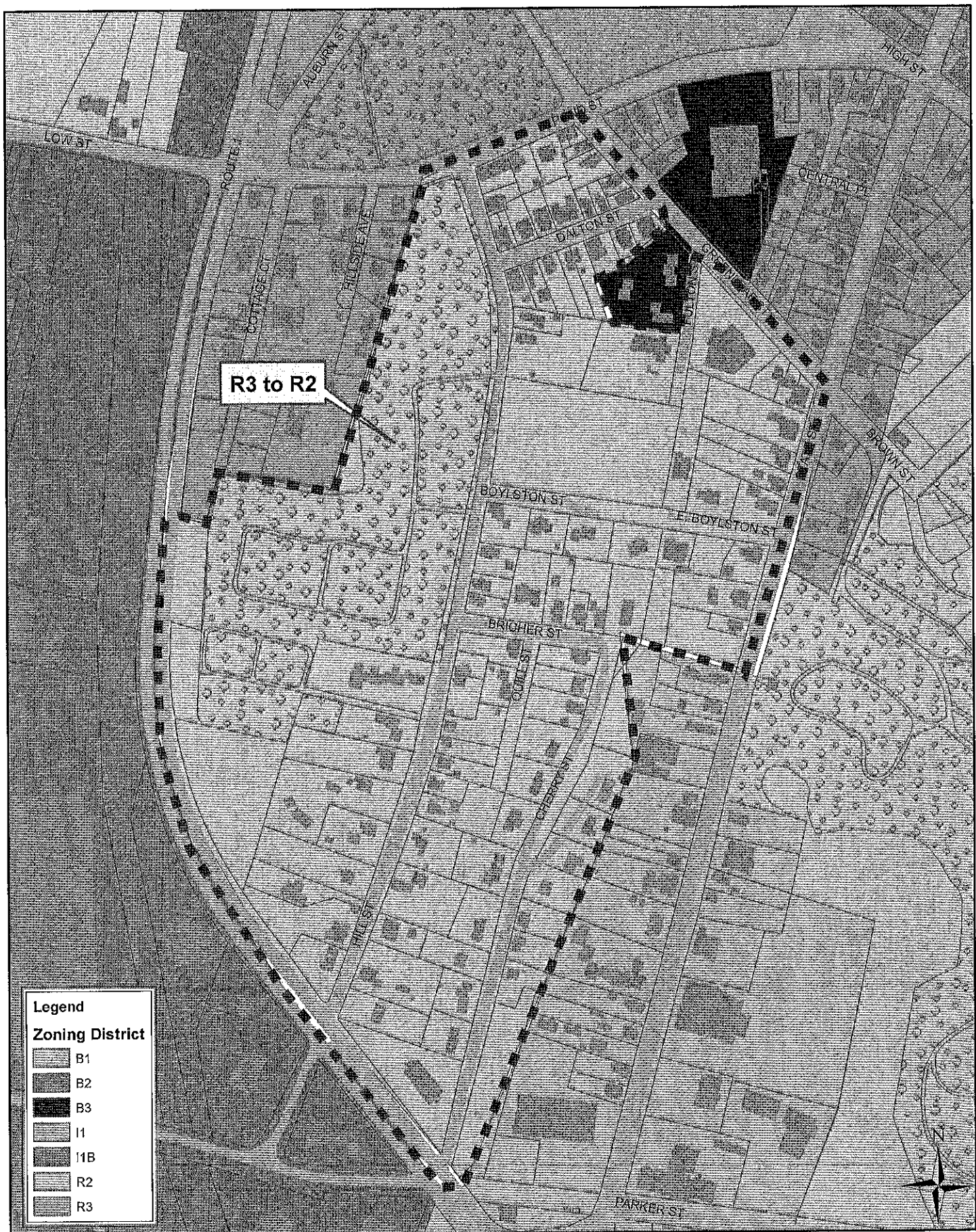
Be it ordained by the City Council of the City of Newburyport as follows:

Zoning Ordinance Amendment:

Section III-C: Zoning Map

THAT the Zoning Map of said Zoning Ordinance entitled "Zoning Map of the City of Newburyport" be amended pursuant to Section III-D "Changes to Zoning Map" such that the R3 Zone between Route 1 and State Street is hereby changed to an R2 Zone, said area to include all such parcels of land so depicted on the attached map entitled "Back Bay Neighborhood Zoning Change - Proposed," prepared by the Office of Planning & Development and dated September 23rd, 2014.

Councillor Robert J. Cronin



Back Bay Neighborhood Zoning Change - Proposed

Office of Planning and Development
September 23, 2014

COMMITTEE ITEMS

BUDGET AND FINANCE COMMITTEE ITEMS



City of Newburyport
FY 2015
BUDGET TRANSFER REQUEST

Transfer #1
Sept. 8, 2014

2014 SEP -2 P 3:32

Department: Mayor's Office
Submitted by: Donna D. Holaday

Date Submitted: 9/8/2014

Transfer From:

Account Name	Budget Contingency	YTD Bal:	\$ 136,056.26
Account Number:	01129007-57805	Trans In:	\$ -
Amount:	\$122,724.00	Trans Out:	\$ -
Why are Funds Available:	<i>The FY2015 budget included an appropriation in the Budget Contingency line item to fund salary increases that were negotiated as part of the collective bargaining agreement for the Firefighters Local 827 union.</i>		

Transfer To:

Account Name	Firefighter Salaries	YTD Bal:	\$ 1,568,096.28
Account Number:	01220001-51142	Trans In:	\$ -
Amount:	\$110,493.00	Trans Out:	\$ -
Why are Funds Required:	<i>The Firefighter Salaries line item was budgeted for FY2015 based on salaries in place prior to the completion of the most recent collective bargaining agreement for the Firefighters Local 827 union.</i>		

Transfer To:

Account Name	Deputy Chief Salary	YTD Bal:	\$ 76,035.55
Account Number:	01220001-51102	Trans In:	\$ -
Amount:	\$12,231.00	Trans Out:	\$ -
Why are Funds Required:	<i>The Deputy Chief Salary line item was budgeted for FY2015 based on the salary in place prior to the completion of the most recent collective bargaining agreement for the Firefighters Local 827 union.</i>		

Donna D. Holaday, Mayor
Ethan R. Manning, Auditor
City Council Approval: (Stamp)

Donna D. Holaday
Ethan R. Manning

Date: 9/2/14
Date: 9/2/14



City of Newburyport
FY 2015
BUDGET TRANSFER REQUEST

Transfer #2
Sept. 8, 2014

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2014 SEP -2 P 3: 32

Department: Mayor's Office
Submitted by: Donna D. Holaday

Date Submitted: 9/8/2014

Transfer From:

Account Name	EMT Stipends	YTD Bal:	\$ 25,000.00
Account Number:	01220001-51413	Trans In:	\$ -
Amount:	\$25,000.00	Trans Out:	\$ -
Why are Funds Available:	<i>EMT stipends are now part of the annual salary per the new collective bargaining agreement between the City and the Firefighters Local 827 union.</i>		

Transfer To:

Account Name	Firefighter Salaries	YTD Bal:	\$ 1,568,096.28
Account Number:	01220001-51142	Trans In:	\$ -
Amount:	\$24,000.00	Trans Out:	\$ -
Why are Funds Required:	<i>The Firefighter Salaries line item was budgeted for FY2015 based on salaries in place prior to the completion of the most recent collective bargaining agreement for the Firefighters Local 827 union. The EMT stipend is now part of the base salary per the new agreement.</i>		

Transfer To:

Account Name	Deputy Chief Salary	YTD Bal:	\$ 76,035.55
Account Number:	01220001-51102	Trans In:	\$ -
Amount:	\$1,000.00	Trans Out:	\$ -
Why are Funds Required:	<i>The Deputy Chief Salary line item was budgeted for FY2015 based on the salary in place prior to the completion of the most recent collective bargaining agreement for the Firefighters Local 827 union. The EMT stipend is now part of the base salary per the new agreement.</i>		

Donna D. Holaday, Mayor
Ethan R. Manning, Auditor
City Council Approval: (Stamp)

Donna D. Holaday
Ethan R. Manning

Date: 9/2/14
Date: 9/2/14

PUBLIC SAFETY

CITY OF NEWBURYPORT



IN CITY COUNCIL

August 20, 2014

ORDERED:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES

Chapter 13 Traffic and Motor Vehicles
Article 4 Specific Street Schedules
Division 6 Stopping, Standing and Parking
Sec. 13-168 Parking restricted on certain streets.

No person shall park any vehicle on the following streets or portions of streets as indicated below:

DELETE:

Street

Franklin Street

Extent

No parking Westerly side only of Franklin Street from the property line between 10 Franklin Street and 6 Franklin Street and running in a northerly direction to Water Street.

Councillor Charles F. Tontar
Councillor Bruce L. Vogel

In City Council August 25, 2014

Motion to refer to Public Safety by Councillor Vogel, seconded by Councillor Heartquist. So voted.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 8, 2014

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

Chapter 13 Traffic and Motor Vehicles
Article IV Specific Street Schedules
Division 6 Stopping, Standing and Parking
§ 13-179 Handicapped Parking

No person without a duly authorized handicapped vehicle registration or placard, as described in MGL, Chapter 90, § 2, shall park in the following described parking space as designated by signs and symbols:

DELETE:

Essex Street

One (1) space at 26 Essex Street

Councillor Jared J. Eigerman

In City Council September 8, 2014

Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Tontar.
So voted.