

Newburyport Waterfront Trust
March 5, 2012
Police Station Conference Room
Minutes

1. Call to Order

A meeting of the Newburyport Waterfront Trust was called to order by Co-Chair Doug Locy at 7:00 p.m.

2. Roll Call

In attendance were members Joe Brown, Catherine Russell, Scott Sutherland, Cliff Goudey and Doug Locy and Manager Charlie Nichols.

3. Applications for Park Use

Yankee Homecoming

David Chretien, Yankee Homecoming Vice Chair, said the application for the event has not significantly changed from the one for last year. Scott Sutherland asked about the provision of port-a-potties, saying the SDAH has expressed concern about the gathering of large groups. Doug Locy moved to approve the application for Yankee Homecoming subject to the review of the application by Trustees, the receipt of a response about the provision of port-a-potties and the receipt of a check in the amount of \$1,500. Scott Sutherland seconded the motion. The motion was unanimously approved.

Fuel Training Group

The Fuel Training Group submitted an application for the exclusive use of a 25-foot area at the end of the boardwalk for five minutes at the beginning and end of its classes. Last year's application was amended to exclude jogging by groups larger than a pair. This must be added to the current application. Catherine Russell said the group has used areas of the park that are outside of what was approved and has been conducting private and semi-private classes in the park as well. Joe Brown said while the Trust should be cooperative as this is a good program, the application should include all of the areas of the park the group wishes to use. Doug Locy will meet with the group because classes are scheduled to begin in April and the Trust will not meet again until May. Scott Sutherland moved to approve the application. Joe Brown seconded the motion. The motion was unanimously approved.

4. Minutes

Doug Locy moved to approve the minutes of the February 6, 2012, meeting as amended. Scott Sutherland seconded the motion. The motion was approved with abstaining.

5. Manager's Report

Charlie Nichols reported that:

- he has been having difficulty finding a party capable of lowering the flagpole to the ground but will continue his search. Gold paint might be considered as an alternative to the gold leaf on the eagle. He will put up the flag and take it down if a storm is predicted. After the flag has been put up the DPS will be able to determine which branches must be

trimmed. The pole will remain in the same location and a second one might be added near the waterfront if desired. The Institution for Savings is interested in financing the work on the flagpole and has asked for an estimate. Scott Sutherland will draft a letter to the bank that will be signed by one of the co-chairs. The letter will include the history of the flagpole and indicate the bank would be an exclusive sponsor of the work.

- a new brochure on the Trust's land and mission might be desirable. Cliff Goudey said the Trust is not charged with promoting itself and the brochure should not be produced without a clear purpose. Many copies of an older brochure were never distributed.

6. Treasurer's Report

Doug Locy said in the past month the Trust spent approximately \$3,000 for snow and ice removal, the ND Landscape summer program, four month of bookkeeping charges and the manager's and minute taker's stipends and deposited \$100 for a wedding. A check for \$250 was received for the Fuel Training Group summer program. A payment from Captain Holt for the winter lease is still outstanding. Joe Brown recommended that next year the entire amount be received up front.

7. Other Business

• Signage

Catherine Russell and Joe Brown met several times with Jen Wright, who has offered to provide three concepts for signage for the Trust property free of charge. The signs might include the Trust's logo, a map, and the name of the park. After a design has been selected, she would offer suggestions on materials with the goal of keeping the cost of the signs under \$5,000 and would represent the Trust at ZBA meetings. She asked that the Trust vote in favor of moving forward with the project before she begins her work and to acknowledge that a filing fee must be made to the ZBA. Cliff Goudey asked about the audience for the signage, saying the Trust has not wanted the park to be cluttered with signs. Joe Brown said the public is not aware the Trust owns six ways to the water along with Waterfront Park, Riverside Park and Somerby's Landing. He said there should be a sign at the entrance to the parking lot at the base of Green Street. Catherine Russell moved to allow Jen Wright to develop three signage concepts for approval by the Trustees. Joe Brown seconded the motion. The motion was unanimously approved.

Joe Brown moved to send a letter to the Collins Rug Gallery and the Port City Sandwich Shop stating the businesses have located signs on Trust property without permission. Catherine Russell seconded the motion. The motion was unanimously approved. The Trustees would not be able to approve the use of the A-frame signs, as they are in violation of the City ordinance. Doug Locy will hand deliver the letters to the two businesses and requested that they seek approval to install a different type of sign.

Joe Brown recommended the agreement with the Bike Pedaler that is set to expire on June 1 not be renewed. Cliff Goudey said the business has improved the area where it has located its sign and should be allowed to remain there for more than one year. Doug Locy will speak to the owner about applying to extend the agreement.

Riverside Park Parking

The Parking Committee has requested that resident stickers be accepted at the Riverside Park lot, as it is being underutilized. The agreement with the City had previously been amended to allow all-day parking. The change has not been reflected in the City ordinance or on all of the signs in the lot. The acceptance of resident stickers would not result in any additional revenue for the City. Article 3 of the Trust's Declaration indicates that the people of Newburyport, Newbury and West Newbury are to have free access to the Trust's land. The Trustees discussed whether or not the acceptance of resident stickers in the lot would violate the Declaration. Cliff Goudey moved to accept resident parking stickers in the Riverside Park parking lot. Joe Brown seconded the motion. The motion failed, with Cliff Goudey voting to approve it and Doug Locy, Joe Brown, Scott Sutherland and Catherine Russell voting against it.

T-Dock Expansion

A meeting with the Harbor Commission and the Harbor Master has not yet been scheduled. Joe Brown said he thinks the previous proposal was not a good one, as the area is very shallow and he would like a different location for an adequate transportation dock to be considered.

HMS Bounty

Harbormaster Paul Hogg informed Joe Brown that a ticket-selling booth is being planned for the boardwalk adjacent to the *HMS Bounty*. The Trustees voted at the February 6 meeting to waive the fee for the ship on the condition that no fees are charged for activities planned for Trust property. It will be conveyed to Paul Hogg that any fees charged may not be collected on Trust property.

Sculpture Coordinator

The agreement between the City and the Trust indicated the Trustees would not select the art, but would have a say in the number and location of the sculptures. The agreement also indicated that marine-themed pieces should be included, of which there are currently none, and a Trustee would work with Geordie Vining. Catherine Russell has indicated she is interested in being the sculpture coordinator. Cliff Goudey has been the contact person and is interested in continuing as such. He will prepare a Trustee to take over the role as the end of his term nears.

T-Dock Leases

A signed copy of the lease has not yet been received for the *Ninth Wave*.

Bylaws

Scott Sutherland distributed a draft set of bylaws. He will amend the draft according to any comments he receives for discussion at the May 7 meeting.

Boardwalk Fasteners

Doug Locy spoke with Paul Fuge of Naturally Durable, Inc. who supplied the timber for the boardwalk in front of Rivers Edge Condominiums, about a possible reason for the planks on the boardwalk lifting. When he is available, a plank might be lifted in order that the substrate might be examined.

Ticket Booth Relocation

Cliff Goudey submitted a plan for the new location of the ticket booth. Joe Brown moved to accept the schematic drawing. Doug Locy seconded the motion. The motion was unanimously approved.

Trees

Doug Locy will be meeting Saturday, March 10 about the trees in front of the Firehouse. Joe Brown submitted a memo about his concerns.

Fueling

Joe Brown reported that Paul Hogg told him the Fire Marshall would be able to quickly issue a permit for fueling at the Fish Pier and the *Prince of Whales* would be able to use the Harbormaster's new floats, which are parallel to the current, for fueling.

SDAH Lease

Scott Sutherland is working to assemble the pieces of the SDAH lease, which extends to 2014. The SDAH insurance policy is deficient under the agreement in several areas: it does not list the Trust as coinsured, there is not a \$5 million umbrella policy and the policy does not cover \$500,000 in property damage.

The Trustees do not wish to allow vehicular access to the west of the Firehouse. The DPS has agreed to move the bollards closer to the street but has not yet done the work. Restaurant deliveries are not permitted on Railroad Avenue. The grease truck will park in the NRA lot. The SDAH may use Railroad Avenue for the active use of a vehicle, such as loading and unloading, but not for parking. The use should be limited to three hours and the size of the vehicle should not exceed one ton. Approval must be received in advance for use extending beyond three hours.

8. Adjournment

Joe Brown moved to adjourn the meeting at 10:15 p.m. Doug Locy seconded the motion. The motion was unanimously approved.