

CITY COUNCIL MEETING AGENDA - VERSION 1

October 27, 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

October 14, 2014

(Approve)

8. TRANSFERS - None

9. COMMUNICATIONS - None

9. APPOINTMENTS-First Reading

APPOINTMENTS

- | | | |
|----------------------|-------------------------|------------------------|
| 1. Michael Traister | 327 Merrimac Street | Police Officer |
| 2. Matthew J. Whitty | 1 Parish Rd, Georgetown | Special Police Officer |
| 3. Tori M. Smith | 10 Milk St. #1 | Special Police Officer |
| 4. Ryan Cutter | 17 Rawson Avenue | Special Police Officer |

END OF CONSENT AGENDA

REGULAR AGENDA

10. COMMUNICATIONS

1. LATE FILE Mayor's Update

11. APPOINTMENTS Second Reading -

RE-APPOINTMENTS

- | | | |
|-----------------|------------------------|------------------|
| 5. Anne Spraker | 20 Tremont St., Unit 1 | Cultural Council |
|-----------------|------------------------|------------------|

Oct. 1, 2017

12. ORDERS

1. Bond Premium Order \$80,200
2. Bond Premium Order \$46,800
3. Bond Premium Order \$262,000

13. ORDINANCES

1. Amend ORD 13- 179 Handicap Space Emma Andrews Library

14. 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 |

General Government

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 |
| 4. Parks Commission letter re: dogs Cashman Park | *09/29/2014 |

Neighborhoods and City Services

Planning & Development

In Committee:

- | | |
|--|-------------|
| 1. Letter from Newburyport Preservation Trust | *03/31/2014 |
| 2. Amend ORD Zoning Change, R3 Zone to R2 Zone - Back Bay Neighborhood | *09/29/2014 |
| 3. Order Proposed vote of Discontinuance of Barker St. | *10/14/2014 |

Public Safety

In Committee:

- | | |
|--|-------------|
| 1. Multiple Sclerosis Soc. 2015 Walk, April 11, 2015 | *10/14/2014 |
|--|-------------|

Public Utilities Committee

In Committee:

- | | |
|--|-------------|
| 1. Letter from Daniel Eyink, MD regarding water fluoridation | *05/27/2014 |
|--|-------------|

Rules Committee

15. GOOD OF THE ORDER

16. ADJOURNMENT

PROCLAMATION

WHEREAS,

As Co-Founder of the Newburyport Chamber Music Festival, Jane Niebling, will step down as it's Executive Director; and,

WHEREAS,

Beginning in 2001 Jane single-handedly brought this Festival to life raising all the necessary funds, including grant writing. A "hands-on" Executive Director, Jane found housing for visiting artists who traveled from all over the United States and abroad, managed the advertising and public relations and chose the venues for all the concerts; and,

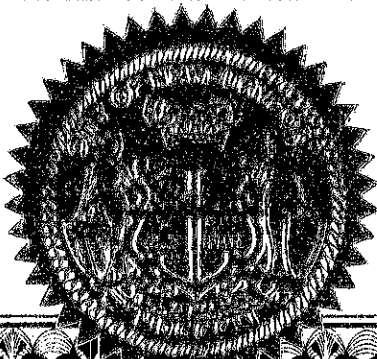
WHEREAS,

The Festival's inception was for 2 days in August at St. Paul's Church hosting 3 musicians. Because of Jane's hard work, it is now recognized as one of the premier summer festivals in this country; originally holding one main concert in the summer months, the Festival has expanded with performances in the spring and fall. Venues have also increased throughout Newburyport, with concerts and rehearsals at the *Custom House Maritime Museum, the Public Library, Brown Chapel at Oak Hill Cemetery, Farwell-Clay Carriage and City Hall*. The Chamber Music Festival holds an annual free concert on Inn Street and free master classes with resident artists for local piano students; and,

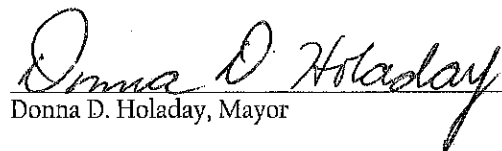
WHEREAS,

Under Jane's guidance, each series of concerts always includes world premieres of commissioned works from major American composers, the direction for each piece is that it be connected to Newburyport, through its culture, history or natural surroundings.

THEREFORE, as Mayor of the City of Newburyport, and speaking for its residents, I would like to extend my sincere appreciation and gratitude Jane Niebling for her 14 years and acknowledge her vision, talent and unwavering commitment and wish her the very best of luck in her future endeavors.



Given under my hand and seal this
Twenty-Seventh day of October in the
Year Two Thousand and Fourteen,


Donna D. Holaday, Mayor

CONSENT AGENDA

CITY COUNCIL MEETING MINUTES - VERSION 1

October 14, 2014

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 Nancy Flynn and Elaine Tucker, and a speedy recovery for Gary Calderwood. 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 – Order #4 and #5, and Communication #4 Mayor's Update

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

Motion to refer Order #4 to Public Utilities by Councillor Herzog, seconded by Councillor Heartquist. So voted.

PUBLIC COMMENT

- | | | |
|----------------------|---------------|-----------------|
| 1. Leslie Eckholdt | 36 Warren St. | Fire Trucks |
| 2. Kevin Kozuchowski | 152 Water St. | Franklin Street |

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

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.

1. APPROVAL OF MINUTES

Sept. 29, 2014

(Approved)

2. COMMUNICATIONS

1. Friends of the Council on Aging Book Box Cushing Park

(L&P)(Approved)

Changed to approve by Councillor Heartquist.

2. Multiple Sclerosis Soc. 2015 Walk, April 11, 2015
3. Block Party Christopher Street, October 18, 2014

(PS)

(Approved)

3. APPOINTMENTS-First Reading

RE-APPOINTMENTS

- | | | | |
|-----------------|------------------------|------------------|--------------|
| 1. Anne Spraker | 20 Tremont St., Unit 1 | Cultural Council | Oct. 1, 2017 |
|-----------------|------------------------|------------------|--------------|

END OF CONSENT AGENDA

Motion to approve the consent agenda as amended by Councillor Connell, seconded by Councillor Cameron. So voted.

REGULAR AGENDA

4. COMMUNICATIONS

4. LATE FILE Mayor's Update

5. APPOINTMENTS Second Reading -

APPOINTMENTS

- | | | | |
|------------------------|----------------------------|--|---------------|
| 2. Leah McGavern | 21 Marlboro St. | Planning Board | May 31, 2016 |
| 3. Leah McGavern | 21 Marlboro St. | Community Preservation Act Committee | Oct. 1, 2017 |
| 4. Wilbur Shenk | 1 Beck St. | Waterfront Trust | Dec. 1, 2018 |
| 5. Robert Steach | 185 School St., Manchester | Animal Control Officer | May 1, 2015 |
| 6. Elizabeth L. Watson | 53 Warren St., #315 | Emma Andrews Branch Library Commission | Oct. 30, 2015 |

RE-APPOINTMENTS

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

Motion to approve collectively the second reading by Councillor Herzog, seconded by Councillor Heartquist. Roll call vote, 11 yes. So voted.

6. ORDERS

1. TABLED Proposed Vote of Discontinuance of Barker Street

Motion to remove from table by Councillor Connell, seconded by Councillor Heartquist. So voted. Motion to refer to Planning & Development by Councillor Heartquist, seconded by Councillor Herzog. So voted.

2. 2nd Reading Bond Order 908K Two Fire Trucks

Motion to waive the rules and allow the Bond order in Committee to be taken out of order by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve 2nd reading by Councillor Tontar, seconded by Councillor Heartquist. Roll call vote, 12 yes. So voted.

3. Acceptance of Ch. 73 Sec. 4 Acts of 1985, amended Ch 125 Acts of 1988 Tax Exemptions

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

4. LATE FILE Shut off Streetlights

Motion to remove from committee by Councillor Herzog, seconded by Councillor Heartquist. So voted. Motion to amend by Councillor Eigerman, seconded by Councillor Herzog. So voted. Motion to approve as amended by Councillor Vogel, seconded by Councillor Kinsey. So voted.

5. LATE FILE 250th Gifts for \$13,500

Motion to approve by Councillor Tontar, seconded by Councillor Giunta. So voted.

7. ORDINANCES

1. Second Reading Amend ORD 13-168 Parking Franklin St

Motion to approve 2nd reading by Councillor Vogel, seconded by Councillor Cameron. Roll call vote, 10 yes, 1 no (Heartquist). Motion passed.

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

Motion to approve 2nd reading by Councillor Eigerman, seconded by Councillor Kinsey. Roll call vote, 11 yes. Motion passed.

8. 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. Police Patrolmen Tentative Agreement | *09/29/2014 |

Motion to remove by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Vogel. Roll call vote, 11 yes. Motion passed.

8. Auditor's Year End Budget Report FY 2014

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

9. Bond Order 908K Two Fire Trucks

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

General Government

Joint Education

Councillor Kinsey stated that there is a Joint Ed/School Committee meeting on November 12, 2014.

In Committee:

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

License & Permits

Councillor Heartquist stated that there is a meeting on October 22, 2014 at 6:30pm regarding dogs at Cashman Park.

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
4. Parks Commission letter re: dogs Cashman Park *09/29/2014

Neighborhoods and City Services

In Committee

Planning & Development

In Committee:

1. Letter from Newburyport Preservation Trust *03/31/2014
2. Amend ORD Zoning Change, R3 Zone to R2 Zone - Back Bay Neighborhood *09/29/2014

Public Safety

In Committee:

1. River Relay for Real Lives Oct. 25, 2014 *09/29/2014

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

Public Utilities Committee

Councillor Herzog stated that there will be a hearing on Fluoridation on Oct. 23 at 7pm in the Police Station Conference room.

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

Motion to remove by Councillor Herzog, seconded by Councillor Heartquist. So voted.

Rules Committee

9. GOOD OF THE ORDER

Councillor Cronin gave an update on the Traffic Advisory meetings the 2nd Thursday of the month at 5:00pm.

10. ADJOURNMENT

Councillor Tontar moved to adjourn, seconded by Councilor Cameron at 8:26 pm, so voted.

**APPOINTMENTS
FIRST READING**



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

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

RECEIVED
CLERK'S OFFICE
NEWBURYPORT, MA

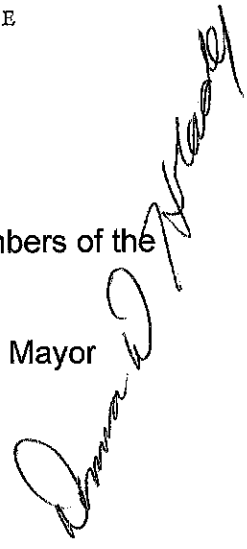
2014 OCT 21 A 11:37

To: President and Members of the
City Council

From: Donna D. Holaday, Mayor

Date: October 21, 2014

Subject: Appointment



I hereby appoint, subject to your approval, the following named individual as a full time police officer for the City of Newburyport.

Michael Traister
327 Merrimac Street
Newburyport, MA 01950

Michael Traister
327 Merrimac St, Newburyport, Massachusetts
Cell Phone: (617)-438-5487
Traister.Michael@gmail.com

EDUCATION

Massachusetts School of Law

Andover, Massachusetts
Attended 2010-2011

Northeastern University
Bachelor of Science in Criminal Justice

Boston, Massachusetts
Graduated May 2008

St. John's Prep
High School Diploma

Danvers, Massachusetts
Graduated May 2003

PROFESSIONAL EXPERIENCE

Groveland Police Department
Patrolman

Groveland, Massachusetts
June 2007 – Present

MPTC Law Enforcement Certificate Program

Boylston, Massachusetts
November 2008

Officer in charge of cruiser maintenance
Officer in charge of Taser maintenance

Certifications:

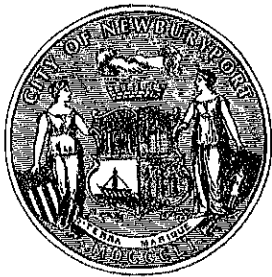
- Advanced Roadside Impaired Driving Enforcement
- Emotional Survival
- Street Smart
- Emergency Vehicle Operator
- Transit Criminal
- CPR Certificate
- Breath Test Operator
- Defensive Tactics
- Legal Updates
- Excited Delirium Syndrome
- Domestic Violence

Accomplishments:

- 2009 Mothers Against Drunk Driving Award
- 2010 Mothers Against Drunk Driving Award

Computer Skills

Microsoft Excel, PowerPoint, Word, Word Perfect, Front Page, Outlook, Windows



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
October 27, 2014

Appointment #3
October 27, 2014

Appointment #4
October 27, 2014

To: President and Members of the
City Council

From: Donna D. Holaday, Mayor

Date: October 21, 2014

Subject: Appointments

I hereby appoint, subject to your approval, the following named individuals as Permanent Reserve Police Officers with the Newburyport Police Department.

Matthew J. Whitty
1 Parish Road
Georgetown, MA 01833

Tori M. Smith
10 Milk Street #1
Newburyport, MA 01950

Ryan Cutter
17 Rawson Avenue
Newburyport, MA 01950

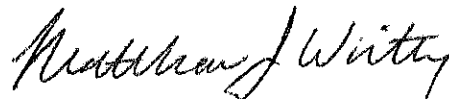
Matthew J. Whitty
1 Parish Road
Georgetown, MA 01833

November 27, 2013

To: Marshal Thomas Howard,

I am writing this letter to express my strong interest in the position of a Newburyport Police Officer with your department. My passion and drive to serve both the public and country is just as strong today as it was 14 years ago when I met with the United States Air Force Recruiter. The Air Force core values: integrity first, service before self, and excellence in all we do are very similar to the values expressed in the mission statement of the Newburyport Police Department. These ingrained values can be seen in both my studies and my passionate work ethic. I believe that I can be a valuable asset to your department by bringing my combined skills from the military, inpatient and emergency healthcare, adult mental health counseling, crisis prevention, and hospital security. Your department's impressive Accreditation by the Massachusetts Police Accreditation Commission, along with its large community involvement through numerous events, is only a portion of what makes me want to be part of this organization. Over the past six years at Anna Jaques Hospital, through police details and help with violent patients, I have seen an excellent group of officers whose camaraderie I want to be part of.

Sincerely,

A handwritten signature in cursive script that reads "Matthew J. Whitty". The signature is written in dark ink and is positioned above the printed name.

Matthew J. Whitty

MATTHEW J WHITTY

1 Parish Road • Georgetown, MA 01833
Phone: (781) 307-5952 • E-Mail: mwhitty01@yahoo.com

MW

Objective

To obtain a career in Law Enforcement as a police officer for the city of Newburyport and to best utilize my military discipline, crisis prevention/intervention, and mental health awareness skills.

Experience

IAHSS Certified Security Officer Anna Jaques Hospital / Newburyport, MA	1/2012-present
Certified Crisis Prevention Institute Instructor Anna Jaques Hospital / Newburyport, MA	12/2011-present
Basic Life Support Certified Anna Jaques Hospital / Newburyport, MA	10/2007-present
Mental Health Counselor / Adult Psychiatric Unit Anna Jaques Hospital / Newburyport, MA	12/2010-12/2011
Emergency Room Technician Anna Jaques Hospital / Newburyport, MA	10/2007-1/2012
Certified Nurse Assistant / Inpatient Unit Beverly Hospital / Beverly, MA	9/2006-10/2007
Structural Journeyman/ E-4 United States Air Force / Active Duty	5/2000-5/2004

Education

Criminal Justice (CRJ), Associate in Science North Shore Community College / Danvers, MA	6/2012-12/2013 Complete on 12/17/2013
Nursing Pre-requisites North Shore Community College / Danvers, MA	6/2005-6/2006 Full-time
Dual Certificate as Nurse Assistant/Home Health Aid American Red Cross / Boston, MA	7/2006-8/2006 Completed
High School Diploma Brien McMahon High School / Norwalk, CT	6/1999 Completed

Skills & Accomplishments

- Three Air Force Achievement Medals and certificate of appreciation
 - Early promotion after receiving Airman of the year award
 - Combat first-aid and BLS
 - Class A Large Capacity License to Carry Firearms / Unrestricted
 - Ability to deescalate hospital patients using crisis prevention technique
 - Ability to make quick decisions in emergency situations
-

Tori M. Smith
10 Milk Street #1
Newburyport, MA 01950
(978) 912-1321
tori.smith22@gmail.com

December 10, 2013

City Marshal Howard
4 Green Street
Newburyport, MA 01950

Marshal Howard,

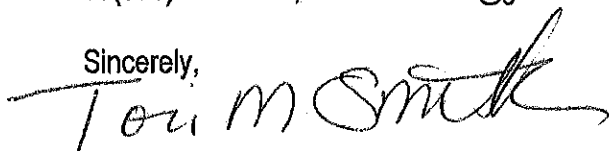
I am very interested in the position of a Reserve Police Officer for the City of Newburyport Police Department. With the experience and training I have received from my current position as a Communications Center Dispatcher for the Newburyport Police Department, I am positive I can continue to contribute to your department's ongoing success and reliability as a Reserve Police Officer.

As you'll see from my enclosed resume, I boast a number of relevant strengths which makes me a perfect candidate for a Reserve Police Officer. For the past two years I have had the pleasure of working as a Communications Center Dispatcher. This position has given me the opportunity to gain the knowledge and background in handling emergency situations with the professionalism and poise needed by all Reserve Police Officers. I am already equipped with the familiarity of the communication systems used by department, the significance in multitasking and prioritizing incoming and outgoing calls, as well as the strength and dedication it takes for an individual to fully succeed in a career in Law Enforcement.

In me, you'll discover a reliable, detail-oriented, and extremely hard-working individual. I would bring your department not only these skills but also, a positive and cooperative attitude. I am always willing to face a challenge and utilize my skills to successfully defeat that challenge. I fully understand the degree of responsibility required by Law Enforcement Officers and the importance in making logical decisions in a time sensitive environment.

I would welcome the opportunity for an interview at your convenience, and I thank you in advance for your time and consideration. I look forward to hearing from you. Please feel free to contact me at (978) 912-1321, or tori.smith22@gmail.com.

Sincerely,



Tori M. Smith

Tori M. Smith
10 Milk St #1
Newburyport, MA 01950
(978) 912-1321
tori.smith22@gmail.com

EDUCATION

University of New Hampshire, Durham, New Hampshire
Bachelor of Arts, Psychology and Justice Studies, Dual Degree
December 2010

2008 Internship: Essex County Sheriff's Department, Middleton, MA

- Interviewed re-offenders in person and by telephone; organized the information and entered it into the re-offender's file.
- Notify victims of specific offender placements. Required to enter new restraining order information; update already existing restraining orders
- Maintain and organize past and present offender/victim mail deliveries

2007 Internship: Essex County Sheriff's Department, Middleton, MA

- Video surveillance of offenders
- Accompanied offenders according to court orders

WORK EXPERIENCE

- 2011 to Present:** Newburyport Police Department, Newburyport, MA
- Communications Center Dispatcher
 - Emergency 911 Call Handling
 - EMD Certification
 - Multitask and prioritize nature of emergency
 - CPR Certified
 - Participated in Firearms Training
 - Newburyport Emergency Management Volunteer
 - Enter and update information from a variety of networks
 - Provide excellent service to public walk-ins
- 2006 to Present:** Park Lunch, Newburyport, MA
- Waitress/Hostess
- References:** Furnished upon request

Ryan Cutter

17 Rawson Ave, Newburyport, MA. 01950 | Home: 978-465-7636 Cell: 978-270-4334 | jcutter@comcast.net

Summary

Currently attending Roger Williams University for a bachelor's degree in Criminal Justice, with ambitions of becoming a Police Officer.

Education

(CURRENTLY ENROLLED) BACHELOR OF SCIENCE IN CRIMINAL JUSTICE | MAY 2014 | ROGER WILLIAMS UNIVERSITY, BRISTOL, RI

- Major: Criminal Justice
- Minor: Anthropology and Sociology
- Sports: Roger Williams Hockey, member of the ACHA

HIGH SCHOOL DIPLOMA | 2010 | NEWBURYPORT HIGH SCHOOL, NEWBURYPORT, MA

- GPA: 3.12
- Sport: Hockey (Sr. Captain), Lacrosse (Jr & Sr Captain), Golf

Experience

SUMMER EMPLOYEE | NEWBURYPORT DPS | 5/20/12 - 8/25/12 & 5/20/13 - 8/25/13

- Worked as an employee for two summers with the Newburyport DPS

LIFE GUARD | WATER COUNTRY | 5/23/11 - 8/26/11

- Worked as a seasonal employee lifeguarding.

SUMMER INTERN | ESSEX COUNTY SHERIFFS DEPARTMENT | 5/20/10 - 8/25/10

- Worked as a summer intern and camp counselor for the Essex County Sheriff's Dept.

END OF CONSENT AGENDA

BEGINNING OF REGULAR AGENDA

**APPOINTMENTS
SECOND READING**

MAYOR'S APPOINTMENTS
October 27, 2014
SECOND READING

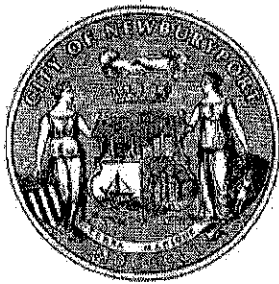
RE-APPOINTMENTS

5.	Anne Spraker	20 Tremont St., Unit 1	Cultural Council	Oct. 1, 2017
-----------	--------------	------------------------	------------------	--------------

In City Council October 14, 2014

Motion to approve the consent agenda as amended by Councillor Connell, seconded by Councillor Cameron. So voted.

ORDERS



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

DONNA D. HOLADAY
MAYOR

ETHAN R. MANNING
FINANCE DIRECTOR/CITY AUDITOR

To: President and Members of the Newburyport City Council

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

Date: October 21, 2014

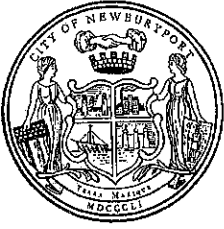
Subject: Appropriation of Bond Premium

The City recently completed a sale of \$10,608,000 in 20-year bonds and \$8,520,109 in one-year notes to fund ongoing capital projects. Fidelity Capital Markets was the winning bidder on the Bonds with an average interest rate of 2.58%. TD Securities was the winning bidder on the Notes with a net interest cost of 0.1607%.

As was the case with the last major issuance in January 2013, the bonds issued this month traded with a premium; meaning that the bonds were priced above par since the coupon rate paid to bondholders is higher than the prevailing market rate. Given the historically low interest rates, most municipal bonds are currently trading with a premium. As such, the Department of Revenue published a Bulletin in March 2013 (2013-01B) giving municipalities the ability to appropriate bond premiums to pay respective project costs and, in doing so, issue that much less in bonds.

Premium received in connection with the bond issuance totaled \$389,000, broken down as follow: \$80,200 for the Bresnahan School construction project, \$46,800 for the Nock/Molin School construction and renovation project, and \$262,000 for the construction of a new Senior & Community Center. There are three procedural orders before you that are required, by statute, to appropriate said bond premium to the projects and, in turn, extinguish the same amount of borrowing authorization.

CITY OF NEWBURYPORT



IN CITY COUNCIL

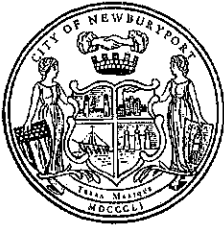
ORDERED:

October 27, 2014

THAT, the City appropriate \$80,200 from the premium paid to the City upon the sale of bonds issued for Bresnahan School construction, which are the subject of a Proposition 2½ debt exclusion, to pay costs of the project being financed by such bonds and to reduce the amount authorized to be borrowed for such project, but not yet issued by the City, by the same amount.

Councillor Charles F. Tontar

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 27, 2014

THAT, the City appropriate \$46,800 from the premium paid to the City upon the sale of bonds issued for Nock/Molin School construction and renovation, which are the subject of a Proposition 2½ debt exclusion, to pay costs of the project being financed by such bonds and to reduce the amount authorized to be borrowed for such project, but not yet issued by the City, by the same amount.

Councillor Charles F. Tontar

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 27, 2014

THAT, the City appropriate \$262,000 from the premium paid to the City upon the sale of bonds issued for construction of a new Senior & Community Center, which are the subject of a Proposition 2½ debt exclusion, to pay costs of the project being financed by such bonds and to reduce the amount authorized to be borrowed for such project, but not yet issued by the City, by the same amount.

Councillor Charles F. Tontar

ORDINANCES

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 27, 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:

ADD:

Purchase Street

One (1) space in front of the Emma Andrews Library at 77 Purchase Street

Councillor Allison Heartquist

COMMITTEE ITEMS



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
Parks

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.