

# CITY COUNCIL MEETING AGENDA - VERSION 1

July 8, 2013

7:30 PM

1. OPENING PRAYER
2. PLEDGE OF ALLEGIANCE
3. CALL TO ORDER
4. LATE FILE ITEMS
5. PUBLIC COMMENT

## CONSENT AGENDA

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

### 6. APPROVAL OF MINUTES

June 24, 2013

(Approve)

### 7. COMMUNICATIONS

1. Newburyport Chamber Music Festival Aug. 13, 2013 (License & Permits)
2. Block Party Melissa Duncan Aug. 3, 2013, Dove & Monroe, Dove & Merrimac (Approve)
3. Block Party Lynne Murray Aug. 10, 2013, 54<sup>th</sup> Street at Northern Boulevard (Approve)
4. Block Party Donna Riley, Aug. 3, 2013, Howard between Woodland & Butler (Approve)
5. Exchange Club use of Market Square July 27, August 10 and August 24, 2013 (Approve)

### 8. APPOINTMENTS - First Reading

- |              |              |                                 | Appointment |              |
|--------------|--------------|---------------------------------|-------------|--------------|
| 1. Paul Hogg | 4 Coltin Dr. | Newburyport Shellfish Constable |             | July 1, 2016 |

- |                       |                 |  | Re-Appointment |                |
|-----------------------|-----------------|--|----------------|----------------|
| 2. Maurice Southworth | 12 Fruit St.    | Fruit St. Local Historic Dist. Study Comm. |                | May 1, 2016    |
| 3. Donna Scott        | 4 Strong St.    | Comm. For Diversity and Tolerance          |                | May 31, 2016   |
| 4. Jeanine T. Murphy  | 10 Plummer Ave. | Atkinson Common Comm.                      |                | March 30, 2016 |

## END OF CONSENT AGENDA

## REGULAR AGENDA

### 9. TRANSFERS

1. Harbormaster Retained Earnings \$25,000 to Capital Project Acct \$25,000

### 10. APPOINTMENTS - Second Reading

- |               |                     |                         | Re-Appointment |              |
|---------------|---------------------|-------------------------|----------------|--------------|
| 5. Mary Casey | 58 Bromfield Street | Conservation Commission |                | May 31, 2016 |

### 11. ORDERS

1. Acceptance of \$1,700 gift from the Swasey Fund, Inc.
2. Re-authorization of Revolving Funds in accordance with MGL Ch 44 sec 53E ½

### 12. COMMITTEE ITEMS

#### Budget & Finance

#### In Committee:

1. Mid-Year Report
2. Amend ORD Sec. 2-392 Interest on Water and Sewer Bills \*05/28/2013
3. Community Preservation Committee FY14 Appropriations \*06/10/2013
4. Mayor/Yth Svcs Gen Fd Free Cash \$62,500 to Yth Svcs Kelly Sch Exp \$35,000, to Gen Admin Elec Maint. \$7,500 \*06/24/2013

## **General Government**

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

1. Campaign Finance Reports – Municipal Forms website posting \*05/14/2012
2. Amend ORD Sec. 2-30 Performance of duties of mayor upon absence, disability \*05/28/2013
3. Amend ORD Sec. 2-29 Special Meetings \*05/28/2013
4. Amend ORD Sec. 2-62 Residency requirement \*05/28/2013
5. Amend ORD Sec. 2-126 Salary of elected officials \*05/28/2013
6. Amend ORD Sec. 2-128 Departmental records to be kept; employee records \*05/28/2013
7. Amend ORD Sec. 5-42 Term of office \*05/28/2013
8. Amend ORD Sec. 2-273 Removal for cause \*05/28/2013

## **Joint Education**

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

1. Letter regarding World War II Memorial Stadium \*10/23/2012
2. NHS Baseball Alumni Assoc. re loss of baseball field \*11/26/2012

## **License & Permits**

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

1. Seacoast Taxi – Taxi Company License Renewal \*06/24/2013
2. Outdoor Seating Ceia Kitchen & Bar 38 State Street \*06/24/2013
3. Outdoor Seating Brine 25 State Street \*06/24/2013

## **Neighborhoods & City Services**

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

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

## **Planning & Development**

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

1. Order Cushing Park land transfer to Mayor for Municipal Parking \*06/25/2012
2. Request for Discontinuance of Westerly Side of Harnch's Way \*11/13/2012
3. Open Space & Recreation Plan Update – Final Plan \*03/26/2013
4. 2013 Demolition Delay \*03/26/2013
5. Mayor/Planning Insurance 32-B \$281,250 to Planning & Dev Prof Serv \$281,250 \*06/24/2013

## **Public Safety**

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

1. Amend Ord. 10-9 Miscellaneous offenses – use or consumption of marijuana \*11/28/2011
2. Amend Ord. 13-180 Parking Resident Harris St. \*01/30/2012
3. Community Giving Tree of Boxford donation box \*04/30/2012
4. Order Yankee Homecoming Parade \*06/25/2012
5. Parking, Russell Terrace, No Parking, 50 feet from Storey Ave \*08/27/2012
6. ORD Ch. 2 Sec.358 Fingerprint Criminal History Checks \*09/24/2012
7. Letter regarding speeding traffic on Turkey Hill Road \*04/29/2013
8. Amend Sec. 13-176.1 30 minutes High St. from Ashland St. and west \*04/29/2013
9. Amend ORD Sec. 13-121 One way streets add Court St. \*05/28/2013
10. Amend ORD Ch 13 Ar. IV Div. 4 Sec. 13-136 Stop Intersection Goodwin Ave \*06/10/2013
11. Amend ORD Ch 13 Ar. IV Div. 6 Sec. 13-174 Parking Hale St. \*06/24/2013
12. Amend ORD Ch 13 Ar. IV Div. 6 Sec. 13-80 Parking Otis Place \*06/24/2013

## **Public Utilities**

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

1. Resolution Special Legislation to create Board of Water and Sewer Commissioners \*06/10/2013

## **13. GOOD OF THE ORDER**

## **14. ADJOURNMENT**

## **CONSENT AGENDA**

# CITY COUNCIL MEETING MINUTES - VERSION 1

June 24, 2013

## **7:15 PM Pole Hearing**

### **Verizon New England Inc. for underground conduits, pedestals and manholes at Myrtle Avenue**

At 7:17pm President O'Brien called the hearing to order. The City Clerk read the roll, 7 present, 4 absent (Cronin, Heartquist 7:19pm, Jones, Sullivan). The City Clerk read the notice of public hearing for the underground conduits. President O'Brien asked for those in favor. Joseph Gleason spoke for Verizon. President O'Brien asked for those against. No one spoke. President O'Brien closed the hearing at 7:25pm. Motion to approve by Councillor Connell, seconded by Councillor Herzog. Roll call vote, Councillor Earls motioned to approve, seconded by Councillor Herzog. 8 yes, 3 absent (Cronin, Jones, Sullivan).

## **7:30PM**

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for Charles Foley, member of the Newburyport Redevelopment Authority. This was followed by the Pledge of Allegiance. Councillor O'Brien stated that Councillor Cronin would be attending via remote access due to geographic distance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Derrivan, Earls, Heartquist, Herzog, Jones and Sullivan. 11 present.

### **1. LATE FILES – Ordinance #2**

Motion to waive the rules and allow the late file by Councillor Earls, seconded by Councillor Hutcheson. Roll call vote, 11 yes.

Committee Item Transfer 14850 and Transfer 10133

Motion to waive the rules and allow the late files by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes.

### **2. PUBLIC COMMENT –**

- |                      |                       |  |
|----------------------|-----------------------|--|
| 1. Lyndi Lamphear    | 347 High Street       | Playground Brown School                          |
| 2. Craig Holt        | 33 Carter Street      | Volunteering for Licensing Board                 |
| 3. Kim Kudym         | 44 Hale Street        | Parks Ordinance – Hale St./Brown School Transfer |
| 4. Julie Bokar       | 75 Merrimac St.       | 11/2 Marathon Fuel June 1, 2014                  |
| 5. Marlene Schroeder | 1 Anchor Way, Newbury | Parking on Hale St.                              |
| 6. Jack Van Loan     | 4 F Street            | Parking on Hale St.                              |
| 7. Lisa Bleicken     | 8 Horton St.          | Brown School Transfer                            |
| 8. Larry McCavitt    | 5 Madison St.         | Open Space Brown School                          |
| 9. Tom Salemi        | 29 Oakland St.        | NRA meeting                                      |

## **CONSENT AGENDA**

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

June 17, 2013

(Approved)

### **4. TRANSFERS**

- |   |            |
|---|------------|
| 1. Mayor/Planning Free Cash \$31,766.04 to DPS Maint City Wide \$31,766.04              | (Approved) |
| 2. Health Recycling & Energy Solid Waste Fee \$6,800 to Hsehold Hazardous Waste \$6,800 | (Approved) |

### **5. COMMUNICATIONS**

- |   |                     |
|---|---------------------|
| 1. Seacoast Taxi – Taxi Company License Renewal                               | (License & Permits) |
| 2. Outdoor Seating Ceia Kitchen & Bar 38 State Street                         | (License & Permits) |
| 3. Outdoor Seating Brine 25 State Street                                      | (License & Permits) |
| 4. Request for removal of Storey Ave. Signage                                 | (N & CS)            |
| 5. Newburyport River Run ½ Marathon and Relay June 1, 2014                    | (Public Safety)     |
| 6. Block Party, Jamie Chabot, August 3, 2013, Congress Street (Buck to Olive) | (Public Safety)     |

## 6. APPOINTMENTS - First Reading

### Appointment

1. Craig G. Holt                      33 Carter Street                      Licensing Board                      June 1, 2014  
Removed by Councillor O'Brien.

### Re-Appointment

2. Mary Casey                      58 Bromfield Street                      Conservation Commission                      May 31, 2016

## END OF CONSENT AGENDA

Motion to approve the consent agenda as amended by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 11 yes.

## REGULAR AGENDA

## 7. TRANSFERS

3. DPS Water Retd Earnings \$250,000 to CIP DPS Building \$250,000

Motion to take collectively #3 and #6 by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes.

Motion to approve by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 6 yes, 5 no (Cronin, Derrivan, Earls, Jones, Sullivan). Motion passed.

4. DPS Water Retd Earnings \$100,000 to CIP Wtr Main Replacement \$100,000

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

5. DPS Water Retd Earnings \$50,000 to CIP Meter Replacement Prog \$50,000

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

6. DPS Sewer Retd Earnings \$350,000 to CIP DPS Building \$350,000

Motion to take collectively #3 and #6 by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes.

Motion to approve by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 6 yes, 5 no (Cronin, Derrivan, Earls, Jones, Sullivan). Motion passed.

7. DPS Sewer I/I Reduction Prog \$100,000 to CIP Sewer Main Replacement \$100,000

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

8. Mayor/Yth Svcs Gen Fd Free Cash \$62,500 to Yth Svcs Kelly Sch Exp \$35,000, to Gen Admin Elec Maint. \$7,500, to Parks Maintenance \$20,000

Motion to take each item separately by Councillor Jones, seconded by Councillor Sullivan. Roll call vote, 11 yes. Motion to approve \$20,000 to Parks Maint by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes. Motion passed. Motion to refer \$35,000 to Youth Services to Budget & Finance by Councillor Earls, seconded by Councillor Jones. Roll call vote, 10 yes, 1 no (Sullivan). Motion to refer \$7500 to Gen Admin to Budget & Finance and Committee of the Whole by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 11 yes.

Councillor Cameron stated that he would like to have a Budget & Finance Committee of the Whole meeting on July 8<sup>th</sup> at 6:30pm.

9. City Clerk/Mayor Gen Fd Free Cash \$6,002.62 to City Clerk Asst City Clerk \$2,044.38, to City Clerk Admin II \$3,612.06, to City Clerk PT Office Help \$346.18

Motion to approve by Councillor Earls, seconded by Councillor Hutcheson. Roll call vote, 9 yes, 2 no (Herzog, Sullivan). Motion passed.

10. Mayor/Planning Insurance 32-B \$281,250 to Planning & Dev Prof Serv \$281,250

Motion to refer to Planning & Development by Councillor Jones, seconded by Councillor Derrivan. Roll call vote, 11 yes.

## 8. APPOINTMENTS

### Appointment

1. Craig G. Holt                      33 Carter Street                      Licensing Board                      June 1, 2014  
Motion to waive the rules and approve in one reading by Councillor Derrivan, seconded by Councillor Jones. Roll call vote, 11 yes.

### Second Reading

### Appointment

3. Byron M. Getchell                      14 Milk Street                      Tree Commission                      May 1, 2016

### Re-Appointment

4. Judith C. Grohe                      14 Strong Street                      Community Preservation Comm.                      May 1, 2016  
Motion to approve collectively by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes.

## 9. ORDINANCES

1. Amend ORD Ch 13 Ar. IV Div. 6 Sec. 13-174 Parking Hale St.

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

2. LATE FILE - Amend ORD Ch 13 Ar. IV Div. 6 Sec. 13-80 Parking Otis Place

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

## 10. COMMITTEE ITEMS

### Budget & Finance

#### *In Committee:*

1. Mid-Year Report

2. DPS-Sewer I/I Reduction Prog. \$100,000 to CIP-Plum Island Alarm Syst \$100,000 \*09/10/2012

Motion to remove 1 & 2 collectively by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 11 yes.

Motion to receive and file collectively Cameron Herzog. Roll call vote, 11 yes.

3. DPS Water Ret'd Earn \$410,133 to CMMS \$10,133 \*05/28/2013

DPS Highway Gen Fd Free Cash \$10,134 to CMMS \$10,134 \*05/28/2013

DPS Sewer Ret'd Earn \$610,133 to CMMS \$10,133 \*05/28/2013

Motion to remove transfer #3 and late file transfers collectively by Councillor Cameron, seconded by Councillor Herzog.

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

4. Amend ORD Sec. 2-392 Interest on Water and Sewer Bills \*05/28/2013

5. Youth Svcs Sub Abuse Grant \$12,000 to Drug Free Communities Grant \$12,000 \*06/10/2013

Motion to remove by Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 11 yes. Motion to approve Councillor Cameron, seconded by Councillor Herzog. Roll call vote, 6 yes, 5 no (Jones, Sullivan, Connell, Hutch, Derrivan) Motion passed.

6. Hlth Engy/Recyc Sol Wste Fee \$19,999.88 to Hlth Dept Sal En/Rec Coord \$19,999.88 \*06/10/2013

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

Councillor Cameron, seconded by Councillor Earls. Roll call vote, 11 yes.

7. DPS Water Ret'd Earnings \$540,000 to FY14 Budget Reserve \$540,000 \*06/10/2013

8. DPS Sewer Ret'd Earn \$835,000 to FY14 Budget Reserve \$835,000 \*06/10/2013

Motion to remove collectively 7 & 8 by Councillor Cameron, seconded by Councillor Derrivan. Roll call vote, 11 yes.

Motion to approve collectively by Councillor Earls, seconded by Councillor Cameron. Roll call vote, 11 yes.

9. Community Preservation Committee FY14 Appropriations \*06/10/2013

10. Myr Gen Fd Free Cash \$14850 to Library Maint \$11850, to Library Equip \$3000 \*06/10/2013

Motion to remove Late file Committee Item #10, removed by Councillor Cameron, seconded by Councillor Derrivan. Roll call vote, 11 yes. Motion to approve by Councillor Cameron, seconded by Councillor Earls. Roll call vote, 11 yes.

### Public Utilities

Councillor Herzog stated there is a meeting July 10 at 6pm at the Sewer Plant Conference Room at 115 Water Street.

## 11. GOOD OF THE ORDER

## 12. ADJOURNMENT

Motion to adjourn at 8:46pm by Councillor Derrivan, seconded by Councillor Jones. Roll call vote, 11 yes.

## COMMUNICATIONS

# NEWBURYPORT CHAMBER MUSIC FESTIVAL

76 STATE STREET, NEWBURYPORT, MA 01950 • 978-463-9776 • WWW.NEWBURYPORTCHAMBERMUSIC.ORG

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA



2013 JUN 27 A 9:34

Newburyport City Council  
City Hall  
Newburyport, Ma.  
Att: Thomas O'Brien

June 25, 2013

To Mr. O'Brien and the City Council,

The **Newburyport Chamber Music Festival**, now in its twelfth season, seeks permission to hold a one-hour free family oriented chamber music concert in Patrick Tracy Square during the week of our Festival, August 10-18, 2013.

The performers would be the members of the Festival String Quartet.

The date of the concert would be **Tuesday, August 13 from 7-8 PM**. In case of rain we are advertising an alternate venue (the Newburyport Public Library).

NCMF provides some chairs and the audience is encouraged to bring beach chairs. After the concert volunteers from the Festival make sure the area is clean and orderly. This would be the 11<sup>th</sup> year we have presented this event. In previous years the location was Inn Square. No alcohol will be served. We have never had any problems. This concert has become our most popular event of the week, drawing over one hundred people.

Thank you for your consideration,

Jane Niebling

David Yang **Executive Director** • davidyang@newburyportchambermusic.org

Jane Niebling **EXECUTIVE DIRECTOR** • jane@newburyportchambermusic.org



# SPRING

TRIO CAVATINA  
MARCH 22 AND 23



## ARTISTS:

Harumi Rhodes, *violin*; Priscilla Lee, *cello*;  
Ieva Jokubaviciute, *piano*; with David Yang,  
*viola*

March 22 - ❖ St. John's Episcopal  
Church, Portsmouth, N. H.  
March 23 - *The Carriage House*,  
Newburyport, Ma.



# SUMMER

SUMMER FESTIVAL  
AUGUST 10-18

SATURDAY, AUGUST 10  
Kids' Workshop - 4PM FREE  
Newburyport Public Library

CONCERT I, 7:30PM  
Piano Four Hands  
Amy Yang and Qing Jiang, piano  
*Stravinsky, Brahms, Schubert*  
The Carriage House, Newburyport

SUNDAY, AUGUST 11  
Panel discussion - 4PM FREE  
*Howard Frazin with the string quartet*  
Custom House Maritime Museum

TUESDAY, AUGUST 13  
Open Rehearsal 10-1PM  
Newburyport Public Library FREE  
CONCERT II - Family Concert - 7PM  
FREE  
*(Concert Selections)*

Downtown Newburyport (Rain venue -  
Newburyport Public Library)

WEDNESDAY, AUGUST 14  
CONCERT IVa - 7:30PM  
Cyrus Beroukhim, violin  
Irina Muresanu, violin; David Yang, viola  
Karen Ouzounian, cello  
*Bach, Haydn, Bartok*  
Union Congregational Church,  
350 Main Street, Amesbury

.....continued

THURSDAY, AUGUST 15  
CONCERT III and RECEPTION - 7:30PM  
Cyrus Beroukhim, violin; Irina Muresanu,  
violin; David Yang, viola; Karen  
Ouzounian, cello; Makoto Nakura, marimba  
Zach Field Steel Pan Band  
*Bach, Mozart, Fernando Alube,*  
*Robert Maggior - World Premiere*  
St. Paul's Church, Newburyport

SATURDAY, AUGUST 17  
CONCERT IVb - 7:30PM  
Cyrus Beroukhim, violin; Irina Muresanu, violin  
David Yang, viola; Karen Ouzounian, cello  
*Bach, Haydn, Bartok*

St. Paul's Church, Newburyport

SUNDAY, AUGUST 18  
CONCERT IVc - 7:30PM

Cyrus Beroukhim, violin; Irina Muresanu, violin  
David Yang, viola; Karen Ouzounian, cello  
*Bach, Haydn, Bartok*  
❖ St. John's Episcopal - Portsmouth

TICKETS: \$30  
SUMMER ONLY SEASON PASS: \$75  
To purchase or for more information:  
visit: [www.NewburyportChamberMusic.org](http://www.NewburyportChamberMusic.org)  
or call: 978-697-3567

or write:

[jane@newburyportchambermusic.org](mailto:jane@newburyportchambermusic.org)

# FALL

## ENSEMBLE EPOMEEO AND GUESTS

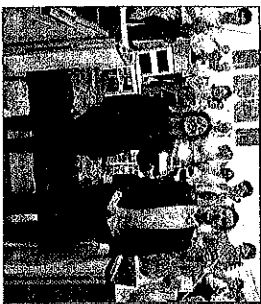
NOVEMBER 16

In the fourth annual collaborative presentation Newburyport's Custom House Maritime Museum joins the Newburyport Chamber Music Festival to present a program of past and present commissions.

### ARTISTS:

Randall Searlata, baritone; Daniel Lippel, acoustic and electric guitar; Ensemble Epomeeo (Caroline Chin, violin; David Yang, viola; Kenneth Woods, cello), violin TBA, Candlelight Chorale with Jay Lane, conductor

*Melissa Dumphy:* "Captain Samuels Speaks to the Sea", for string trio and narrator, 2012  
*Peter Gilbert:* "Awake and Shine", for string quartet and guitar and baritone, 2005  
*Kenneth Woods,* "Miniatures", for electric guitar and strings, 2013  
*Andrea Clearfield:* "Three Tenses of Light" for string quartet and chorus, 2012  
*Kyle Smith:* "Plain Truths", for string quartet, baritone, and chorus, 2010 and 2013



The Candlelight Chorale with composer Andrea Clearfield and chorale director Jay Lane after performing the world premiere of Ms. Clearfield's *Three Tenses of Light*, 2012

☐ 3/23 - TRIO CAVATINA.....\$30  
reservations required

☐ 8/10 - Concert I .....\$30

☐ 8/13 - Concert II .....FREE

☐ 8/14 - Concert IVa (Amesbury)....\$30

☐ 8/15 - Concert III .....\$30

☐ 8/17 - Concert IVb .....\$30

☐ 8/10-17 Summer Season Pass....\$75

☐ Unexpected Donation.....?

For tickets or more information visit:  
[www.NewburyportChamberMusic.org](http://www.NewburyportChamberMusic.org)  
or mail checks payable to:

NCMF

76 State Street, Newburyport, Ma.

01950

FOR PORTSMOUTH, NH concerts

March 22 and August 18

call: 603-436-828

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

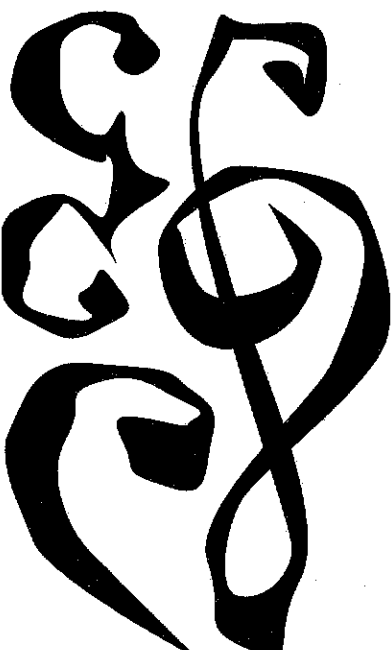
State \_\_\_\_\_

Zip \_\_\_\_\_

Email \_\_\_\_\_



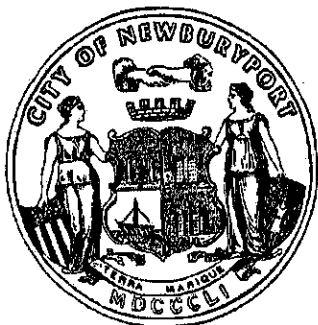
# NEWBURYPORT CHAMBER MUSIC FESTIVAL



SEASON 13, 2013



REAL PEOPLE  
REAL MUSIC  
REAL TIME



RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2013 JUN 25 A 11:00



CITY OF NEWBURYPORT  
60 PLEASANT STREET  
NEWBURYPORT, MA 01950

### BLOCK PARTY APPLICATION

Please fill out the application below and obtain the approving signatures for the street closure. Mail or drop off the completed signed application at: City Clerk's Office, City Hall, 60 Pleasant St., Newburyport, MA 01950 **at least 8 business days prior to** a City Council meeting. The requested Block Party needs approval by the City Council. For any questions, please contact The City Clerk's Office at (978)465-4407.

DATE OF REQUEST: 6/24/13

#### CONTACT INFORMATION

FIRST AND LAST NAME: Melissa Duncan

MAILING ADDRESS: 14 Dale St. Newburyport

PHONE NUMBER: 978-499-9736

E-MAIL ADDRESS: djdener@msn.com

#### BLOCK PARTY INFORMATION

BLOCK PARTY DATE: Sat. Aug. 3, 2013

DESIRED STREET CLOSING LOCATION: Dover Monroe; Dove & Merrimack  
Please indicate cross streets when requesting the closing of street sections

STREET TO BE BARRICADED: Dove St

DESIRED STREET CLOSING TIME: 5:30 - 10

Block Parties should run no later than 10:00 p.m.

## REGULATIONS

By signing, I agree that I am a legal adult 18 years of age or older and understand this permit does not release me of any liability for damages that may result from the conducting of this Block Party. Further, I agree to comply with all requirements listed below:

I understand that applications for block party permits may take up to four weeks to process.

Block parties will be conducted only on low-volume residential streets, dead-end streets, or cul-de-sacs, No thoroughfares or collector streets may be used.

It is hereby agreed that, by signing and presenting this application, signer(s) represents to the City of Newburyport that the following statements are true and correct, and agrees to and will abide by the following:

1. All residents living on the street or block for which the party is planned request the Block party, or have been contacted and do not object to the Block Party.
2. To be responsible for placement, maintenance and removal of barricades.
3. A block party permit does not allow the sale of alcohol or the consumption of alcohol on public property (in city streets, sidewalks, parks, etc.) alcohol is allowed only on private property. All state and city alcohol laws still apply during Block Parties.
4. Amplified music shall be permitted with permission of the City Council.
5. To leave **AT LEAST a TWELVE (12) FOOT AISLE** in the street to permit passage of emergency vehicles or vehicles of residents. Failure to maintain a ten foot aisle during the entire period of the party will necessitate denial of requests for subsequent block parties. **Public safety personnel will monitor the party for strict adherence to this rule.**
6. To maintain adult supervision at all times during the party.
7. Applicant(s) shall be responsible for the pick-up of trash and garbage within 2 hours of the end the party.
8. Streets may not be barricaded later than 10:00 P.M.
9. No residents of the area designated shall be prohibited from attending the party.
10. No such activity may be conducted within 500 feet of any school, church, hospital, nursing home or similar operation unless endorsed by the management of such institution e
11. Only approved readily removable Barricades will be permitted such as, orange cones and sawhorses with a sign. No vehicles will permitted to be used as a Barricade.
12. Block parties are permitted 10AM-10PM

Applicant Signature

Melissa Dinnan

Date

6/25/13

### APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

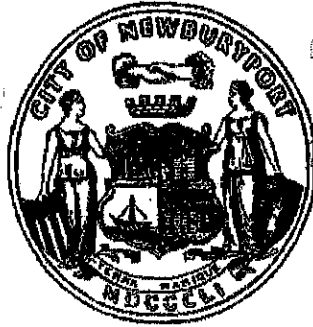
Thomas Howard  
Deputy Bradley 6/24/13  
Angela DPS PIR -  
R. P.

City use only:

Approved

-Denied

Date



RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2013 JUL -1 A 11:42



CITY OF NEWBURYPORT  
60 PLEASANT STREET  
NEWBURYPORT, MA 01950

### BLOCK PARTY APPLICATION

Please fill out the application below and obtain the approving signatures for the street closure. Mail or drop off the completed signed application at: City Clerk's Office, City Hall, 60 Pleasant St., Newburyport, MA 01950 at least 8 business days prior to a City Council meeting. The requested Block Party needs approval by the City Council. For any questions, please contact The City Clerk's Office at (978)465-4407.

DATE OF REQUEST:

7/1/13

#### CONTACT INFORMATION

FIRST AND LAST NAME:

Lynne Murray

MAILING ADDRESS:

8 54th Street Newburyport,  
MA.

PHONE NUMBER:

978-462-4240

E-MAIL ADDRESS:

snclipt@aol.com

#### BLOCK PARTY INFORMATION

BLOCK PARTY DATE:

August 10, 2013

DESIRED STREET CLOSING LOCATION:

54th St at Northern Blvd.

Please indicate cross streets when requesting the closing of street sections

STREET TO BE BARRICADED:

54th Street

DESIRED STREET CLOSING TIME:

5 P.M.

Block Parties should run no later than 10:00 p.m.

## REGULATIONS

By signing, I agree that I am a legal adult 18 years of age or older and understand this permit does not release me of any liability for damages that may result from the conducting of this Block Party. Further, I agree to comply with all requirements listed below:

I understand that applications for block party permits may take up to four weeks to process.

Block parties will be conducted only on low-volume residential streets, dead-end streets, or cul-de-sacs. No thoroughfares or collector streets may be used.

It is hereby agreed that, by signing and presenting this application, signer(s) represents to the City of Newburyport that the following statements are true and correct, and agrees to and will abide by the following:

1. All residents living on the street or block for which the party is planned request the Block party, or have been contacted and do not object to the Block Party.
2. To be responsible for placement, maintenance and removal of barricades.
3. A block party permit does not allow the sale of alcohol or the consumption of alcohol on public property (in city streets, sidewalks, parks, etc.) alcohol is allowed only on private property. All state and city alcohol laws still apply during Block Parties.
4. Amplified music shall be permitted with permission of the City Council.
5. To leave AT LEAST a TWELVE (12) FOOT AISLE in the street to permit passage of emergency vehicles or vehicles of residents. Failure to maintain a ten foot aisle during the entire period of the party will necessitate denial of requests for subsequent block parties. Public safety personnel will monitor the party for strict adherence to this rule.
6. To maintain adult supervision at all times during the party.
7. Applicant(s) shall be responsible for the pick-up of trash and garbage within 2 hours of the end the party.
8. Streets may not be barricaded later than 10:00 P.M.
9. No residents of the area designated shall be prohibited from attending the party.
10. No such activity may be conducted within 500 feet of any school, church, hospital, nursing home or similar operation unless endorsed by the management of such institution e
11. Only approved readily removable Barricades will be permitted such as, orange cones and sawhorses with a sign. No vehicles will be permitted to be used as a Barricade.
12. Block parties are permitted 10AM-10PM

Applicant Signature

*Eugene M. Murray*

Date

*7/1/13*

## APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHALL

*4 Green Street*

FIRE CHIEF

*Greenleaf Street*

DEPUTY DIRECTOR

*1 Perry Way*

CITY CLERK

*60 Pleasant St.*

*E.T. M.M.*

*Deputy Mayor 7/1/13*

*Charles J. [Signature] 7/1/13*

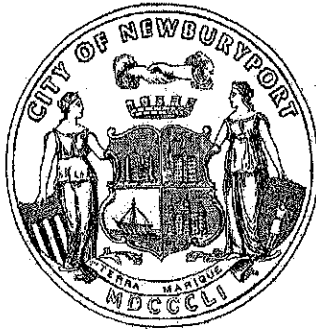
*[Signature]*

City use only:

Approved

-Denied

Date



RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2013 JUL -1 A 11:58



CITY OF NEWBURYPORT  
60 PLEASANT STREET  
NEWBURYPORT, MA 01950

### BLOCK PARTY APPLICATION

Please fill out the application below and obtain the approving signatures for the street closure. Mail or drop off the completed signed application at: City Clerk's Office, City Hall, 60 Pleasant St., Newburyport, MA 01950 at least 8 business days prior to a City Council meeting. The requested Block Party needs approval by the City Council. For any questions, please contact The City Clerk's Office at (978)465-4407.

DATE OF REQUEST: 7/1/13

#### CONTACT INFORMATION

FIRST AND LAST NAME: Donna Riley

MAILING ADDRESS: 6 Howard St Nbpt, Ma

PHONE NUMBER: 978-660-0544

E-MAIL ADDRESS: chives-dmr@comcast.net

#### BLOCK PARTY INFORMATION

BLOCK PARTY DATE: August 3rd 2013

DESIRED STREET CLOSING LOCATION: Howard Street Between

Please indicate cross streets when requesting the closing of street sections

the areas of Woodland St and Butler St.

STREET TO BE BARRICADED: Howard St

DESIRED STREET CLOSING TIME: 11:00am - 10:00pm

Block Parties should run no later than 10:00 p.m.

AMPLIFIED MUSIC: \_\_\_\_\_

YES

X NO

## REGULATIONS

By signing, I agree that I am a legal adult 18 years of age or older and understand this permit does not release me of any liability for damages that may result from the conducting of this Block Party. Further, I agree to comply with all requirements listed below:

I understand that applications for block party permits may take up to four weeks to process.

Block parties will be conducted only on low-volume residential streets, dead-end streets, or cul-de-sacs, No thoroughfares or collector streets may be used.

It is hereby agreed that, by signing and presenting this application, signer(s) represents to the City of Newburyport that the following statements are true and correct, and agrees to and will abide by the following:

1. All residents living on the street or block for which the party is planned request the Block party, or have been contacted and do not object to the Block Party.
2. To be responsible for placement, maintenance and removal of barricades.
3. A block party permit does not allow the sale of alcohol or the consumption of alcohol on public property (in city streets, sidewalks, parks, etc.) alcohol is allowed only on private property. All state and city alcohol laws still apply during Block Parties.
4. Amplified music shall be permitted with permission of the City Council.
5. To leave **AT LEAST a TWELVE (12) FOOT AISLE** in the street to permit passage of emergency vehicles or vehicles of residents. Failure to maintain a ten foot aisle during the entire period of the party will necessitate denial of requests for subsequent block parties. **Public safety personnel will monitor the party for strict adherence to this rule.**
6. To maintain adult supervision at all times during the party.
7. Applicant(s) shall be responsible for the pick-up of trash and garbage within 2 hours of the end the party.
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10. No such act ivity may be conducted within 500 feet of any school, church, hospital, nursing home or similar operation unless endorsed by the management of such institution e
11. Onl y approved readily removable Barricades will be permitted such as, orange cones and sawhorses with a sign. No vehicles will permitted to be used as a Barricade.
12. Block parties are permitted 10AM-10PM

Applicant Signature

Date

7/1/13

## APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

LT M/M

Dep 545 7/1/13

7/1/2013

7/1/2013

City use only:

Approved

-Denied

Date





**The Exchange Club of Greater Newburyport**  
**P.O. Box 31, Newburyport, MA 01950**

**President-Mary Sortal, Secretary-Stuart Deane, Treasurer-Debra Kennedy, President Elect-Ben Iacono**

July 2, 2013

Richard B. Jones  
City Clerk  
Newburyport City Hall

Dear Mr. Jones,

On behalf of the Exchange Club of Greater Newburyport I would like to request permission to set up a 10x10 foot tent in Market Square. The purpose of the tent will be to advertize the upcoming 4<sup>th</sup> Annual Field of Honor Program taking place at the Bartlett Mall on September 6-12, 2013. In addition we will also be offering for sale the flags to be dedicated on September 8<sup>th</sup>.

The requested dates are as follows:

Saturday July 27<sup>st</sup>  
Saturday August 10<sup>th</sup>  
Saturday August 24<sup>th</sup>

We expect to man the tent from 10 am – 3pm.

Respectfully,

  
Ben Iacono  
Chairman, Field of Honor Flag Sales

978-337-6554

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA  
2013 JUL - 3 A 8:15

## Officers:

President.....Mary Sortal  
Secretary.....Stuart Deane  
Treasurer.....Debra Kennedy  
President-Elect...Ben Iacono

## Board of Directors:

1-Year	2-Year
Patty McGrath	Barbara Griffith
Deb Mousley	Don McLean
	Jim Noyes

## Members:

Dick Aiken	Debra Kennedy
John Chamberlain	Ron LaPierre
Mark Chamberlain	Patty McGrath
Stuart Deane	Don McLean
Merle Forney	Deborah Mousley
Tony Fusco	Joe Murphy
Barbara Griffith	Jim Noyes
Ben Iacono	Victor Pierimarchi
Kieran Joyce	Mary Sortal

## Calendar:

### July

- New Administrative Year
- National Convention
- Homecoming Fundraisers

### August

- "Kids' Day in the Park"

### September

- September 11 "Field of Honor"

- Adult Day Care Harbor Tour

### October

- National Day of Service

### November

- N.E. District Education Conference

### December

- Bell Ringing for Salvation Army
- Dare House Holiday Party
- Group Home Holiday Party

### January

- Book of Golden Deeds Award

### February

- New-Member Night

### March

- "Senior Celebration"

### April

- Chile Abuse Prevention Month
- Teddy Bear "Comfort Bags" for Local Police Department Cruisers

- "Kids As Peacemakers" Mural Program

### May

- N.E. District Convention
- Salvation Army Dinner

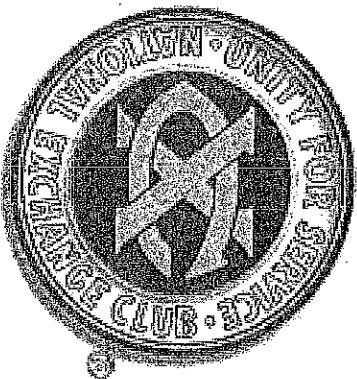
### June

- College Scholarships
- Installation of Officers

## Exchange Club of

## Greater Newburyport

P.O. Box 31  
Newburyport, MA 01950



### Meetings

1<sup>st</sup> and 3<sup>rd</sup> Tuesdays  
7 p.m.

Starboard Galley  
55 Water Street  
Newburyport  
01950

## Direct Services:

- "Field of Honor" on September 11
- Teddy bears and coloring supplies for police cruisers in Newburyport, West Newbury, Newbury, Salisbury, and Groveland for use with children in distress
- "Kids as Peacemakers" Mural Program, the 2006 New England District and National Exchange Club "Youth Service Project of the Year"
- "Book of Golden Deeds Award" (for unsung community service)
- Harbor Cruise for clients of two local adult day care centers
- "Freedom Shrine" (U.S. historic documents at Nock Middle School and Triton Regional High School)
- Miniature Flags for West Newbury Memorial Day Parade
- National Day of Service Patriotic Sing-Along at local rest homes
- Bell Ringing for the Salvation Army
- Holiday Party for group home of developmentally delayed adults
- Holiday Dinner at Salvation Army
- "Kids' Day in the Park" during Yankee Homecoming
- Sponsor of WWII Veterans Breakfast Flag installation for 1<sup>st</sup> Lt. Derek Hines
- Soldiers Assistance Fund road race

## What is Exchange?

Exchange is an all-volunteer national service organization for men and women who want to serve their communities, develop leadership skills, and enjoy new friendships. The first formal club was organized in 1911 by Charles A. Berkey, a Detroit wholesale jeweler. Four existing Exchange Clubs were incorporated into the National Exchange Club in 1917 in Toledo, Ohio. Today, Exchange is made up of some 700 clubs and 25,000 members throughout the United States and Puerto Rico.

The New England District Exchange Club was formed in 1966, and the Exchange Club of Greater Newburyport was re-founded by the Haverhill club in 1976 (an earlier club having been disbanded after WWII). The club meets twice a month for dinner meetings at the Starboard Galley. The Board of Directors meets once a month to conduct club business. The cost of Exchange, after an initial \$20 initiation fee, is \$35 a month, which includes the two dinner meals and both District and National dues.

The focus of Exchange is the prevention of child abuse, through both financial support and direct service. Exchange also provides other community services as local clubs see the need. In addition, Exchange celebrates the spirit and ideals of American citizenship.

## Financial Support for:

- Michael B. Christenson Family Support Center (in Lawrence, serving the Merrimack Valley) for the Prevention of Child Abuse
- College Scholarships at Newburyport High School and Pentucket Regional High School
- "Senior Celebration" (drug- and alcohol-free graduation parties) at Newburyport, Pentucket and Triton Regional High Schools
- Newburyport Pioneer League
- Cub Scout Pack 26 in West Newbury

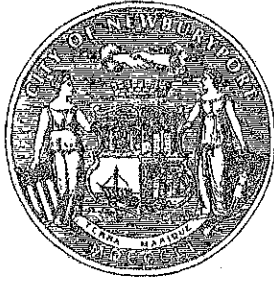


## Fundraisers:

- "Field of Honor" Flag Sales and Corporate Sponsorships
- Fried Dough (at "Old Fashioned Sunday" and other festivals)
- Corporate Donations

## APPOINTMENTS

Appointment #1  
July 8, 2013



# CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

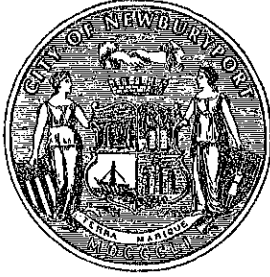
RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

60 PLEASANT STREET - P.O. BOX 550 2013 JUN 25 A 11:55  
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: June 25, 2013  
Re: Appointment

I hereby appoint, subject to your approval, the following named individual as Newburyport Shellfish Constable. This term shall expire on July 1, 2016.

Paul Hogg  
4 Coltin Drive  
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 #2  
July 8, 2013

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2013 JUN 20 P 2:05

To: President and Members  
of the City Council

From: Donna D. Holaday, Mayor

Date: June 20, 2013

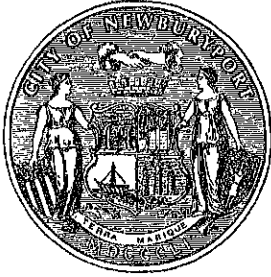
Subject: Re-Appointment

*Donna D. Holaday*

I hereby reappoint, subject to your approval, the following named individual as a member of the Fruit Street Local Historic District Study Committee. This term will expire on May 1, 2016.

Maurice Southworth  
12 Fruit Street  
Newburyport, MA 01950

Appointment #3  
July 8, 2013



# 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

2013 JUN 20 P 5:06

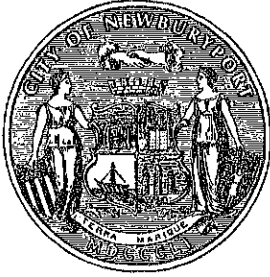
To: President and Members of the City Council  
From: Donna D. Holaday, Mayor  
Date: June 20, 2013  
Subject: Re-Appointment

*Donna D. Holaday*

---

I hereby re-appoint, subject to your approval, the following named individual as a member of the Commission for Diversity and Tolerance. This term will expire on May 31, 2016.

Donna Scott  
4 Strong 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

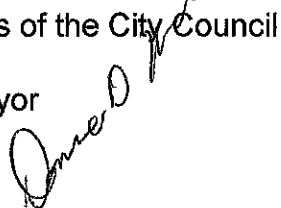
978-465-4402 FAX

Appointment #4  
July 8, 2013

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CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2013 JUL -1 P 12:58

To: President and Members of the City Council  
From: Donna D. Holaday, Mayor  
Date: July 1, 2013  
Subject: Re-Appointment



---

I hereby reappoint, subject to your approval, the following  
named individual as a member of the Atkinson Common  
Commission. This term will expire March 30, 2016.

Jeanine T. Murphy  
10 Plummer Avenue  
Newburyport, MA 01950





**END OF CONSENT AGENDA**

**BEGINNING OF REGULAR AGENDA**

## TRANSFERS



**City of Newburyport**  
**FY 2011**  
**BUDGET TRANSFER REQUEST**

Transfer #1  
July 8, 2013

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA  
2013 JUL -2 P 2:20

**Department:** Harbormaster

**Submitted by:** Paul Hogg

**Date Submitted:** 7/2/2013

**Transfer From:**

Account Name	Harbormaster Retained Earnings	YTD Bal:	\$357,800
Account Number:	2584-49900	Trans In:	\$ -
Amount:	\$25,000.00	Trans Out:	\$25,000
Why are Funds Available:	<i>Retained Earnings was certified by the Mass Department of Revenue at \$382,800 for FY 2013 and can be used for any legal expenditure with the approval of the Mayor and a majority vote of the City Council.</i>		

**Transfer To:**

Account Name	Capital Project Account	YTD Bal:	\$ -
Account Number:	2698-421-10400	Trans In:	\$ -
Amount:	\$25,000.00	Trans Out:	\$ -
Why are Funds Required:	<i>The Harbor Commission voted to approve a payment of \$25,000 toward the Bulkhead Project. The WFT and the NRA have also agreed to pay \$25,000 toward the Bulkhead Project.</i>		

**Transfer From:**

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

**Transfer To:**

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

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

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

Date: 7/2/13  
Date: 7/2/13

**APPOINTMENTS  
SECOND READING**

**MAYOR'S APPOINTMENTS**

**July 8, 2013**

**SECOND READING**

**Re-Appointment**

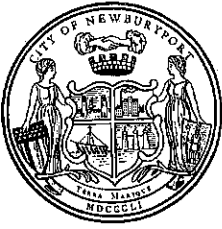
1. Mary Casey    58 Bromfield Street    Conservation Commission    May 31, 2016

**In City Council June 24, 2013**

Motion to approve the consent agenda as amended by Councillor Jones, seconded by Councillor Derrivan.  
Roll call vote, 11 yes.

## **ORDERS**

# CITY OF NEWBURYPORT



---

IN CITY COUNCIL

**ORDERED:**

**July 8, 2013**

**THAT** the City of Newburyport hereby accepts the generous gift in the amount of \$1,700.00 from The Swasey Fund, Inc. of Newburyport for the development of a Community Shingles Vaccine Program. Said program to be developed by the Health Department of the City of Newburyport.

---

Councillor Thomas F. O'Brien

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

July 8, 2013

THAT, in accordance with M.G.L., chapter 44, section 53E ½, the City Council of the City of Newburyport re-authorize the following Revolving Funds with the stated spending limits for FY 2014 .

Department	Revolving Fund	FY 2014 Limit
Building Dept	Plumbing Inspector	\$ 60,000.00
	Gas Inspector	\$ 50,000.00
	Electrical Inspector	\$ 105,000.00
COA	Council on Aging	\$ 30,000.00
General Government	City Hall Maintenance	\$ 25,000.00
Health	Animal Control	\$ 25,000.00
	Transient Vendors	\$ 35,000.00
	Medicare/Medicaid	\$ 50,000.00
Library	South End Branch	\$ 25,000.00
Parking Clerk	Downtown Paid Parking	\$ 700,000.00
Planning	Historical Commission	\$ 10,000.00
	Planning and Zoning	\$ 40,000.00
	Engineering Services	\$ 100,000.00
	Disabilities Commission	\$ 25,000.00
Veterans	Veterans Benefits	\$ 10,000.00
Youth Services	Recreational Services	\$ 225,000.00
	M-School Drop in Center	\$ 100,000.00

Councillor Edward C. Cameron  
Chairperson, Budget & Finance Committee



## COMMITTEE ITEMS



## CITY OF NEWBURYPORT

IN CITY COUNCIL

DATE: May 28, 2013

ORDERED:

### AN ORDINANCE ENTITLED AN ORDINANCE ON INTEREST ON WATER AND SEWER BILLS

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

Chapter 2: Administration

Article VI: Finance

Sec. 2-392: Interest on water and sewer bills

Add new a Section 2-392 as follows:

An interest charge of fourteen percent per annum shall be made on water and sewer bills remaining unpaid thirty-one days after the issue date as specified on the quarterly bill. A demand charge of five dollars shall be added to any water and sewer account that remains unpaid and delinquent after the final bill is issued in that fiscal year.

Councillor Edward C. Cameron

604  
EC  
SH  
63  
TS  
GE  
?

# CITY OF NEWBURYPORT

*b+p  
Committee  
& the  
whole*



IN CITY COUNCIL

ORDERED:

June 10, 2013

THAT the City Council, having reviewed funding recommendations of the Community Preservation Committee, voted to appropriate or reserve a total of \$928,506.25 from Community Preservation Fund Revenues for the projects, in the amounts, in the categories, and subject to the conditions described in the document entitled, "Newburyport Community Preservation Committee Recommendations for FY14 Appropriations and Reservations," incorporated by reference into this Order.

No.	Project Title	Requested Amount	Category	CPC To Recommend
1	Rail Trail, Phase II	\$200,000	Open Space/Recreation	\$100,000
2	Housing Rehab	\$125,000	Community Housing and Historic Resource	\$75,000
3	Affordable Housing Trust	\$200,000	Community Housing	\$75,000
4	Joppa Park Renovation, Phase II	\$40,000	Open Space/Recreation	\$20,000
5	Cherry Hill Soccer Field	\$200,000	Recreation	\$50,000
6	Atwood Park Improvement	\$40,000	Recreation	\$20,000
7	Kelleher Park Playground	\$6,000	Recreation	\$6,000
8	Bartlett Mall	\$12,900	Historic Resource/Recreation	\$12,000
9	Open Space Reserve	\$100,000	Open Space	\$50,000
10	NBPT High School Phase I & II	\$250,000	Historic Resource	\$150,000
11	National Register Signage	\$6,500	Historic Resource	\$6,500
12	Little River Trail Kiosks	\$8,000	Recreation	\$8,000
13	Historic Landscape Preservation at Atkinson Common	\$36,630	Historic Resource	\$20,000
14	City Hall Debt Payment	\$195,187.50	Historic Resource	\$195,187.50
15	Open Space Debt Payment	\$128,818.75	Open Space	\$128,818.75
16	FY 14 Administrative Costs	\$12,000.00	Administrative Expenses	\$12,000.00
Total Expenditure				\$928,506.25

Councillor Barry N. Connell

**NEWBURYPORT COMMUNITY PRESERVATION COMMITTEE  
RECOMMENDATIONS FOR FY14 APPROPRIATIONS AND RESERVATIONS**

The Newburyport Community Preservation Committee recommends that the City Council appropriate or reserve \$928,507 from Community Preservation Fund Revenues for the projects, in the amounts, in the categories, and subject to the conditions hereinafter described.

The following CONDITIONS are common to all recommended projects:

- A. Each recipient of funds is required to submit to the CPC a written report on the status of the project by each October 15, January 15, April 15 and July 15 following appropriation and until final completion of the project.
- B. If a project is not completed within twelve (12) months of appropriation, the grantee must submit a written request to the CPC for an extension of the grant. Otherwise, funds may be subject to rescission and returned to Community Preservation Fund Reserves (applicable to appropriations, not to reservations).
- C. Full funding is conditioned upon the receipt of state matching funds, estimated to be 26.83% of local revenue, expected in October 2013.

Attached are:

- 1. One page summary spreadsheet of CPC recommendations.
- 2. Recommendations for appropriation or reservation numbers 1-16, with project summaries for each.
- 3. Criteria for project evaluation adopted and published by the CPC.

Estimated Community Preservation Fund Revenues available for appropriation or reservation in FY 2014 total approximately \$955,911. This figure includes estimated receipts of the local CPA surcharge during fiscal year 2014, accumulated interest, the anticipated 26.83% state matching funds to be received in October 2013, current uncommitted funds and returned funds from completed and closed-out projects.

Applications for all projects are available for review in the Office of Planning and Development.

Respectfully submitted by:

Community Preservation Committee Members

Michael Dissette, Chair  
Cynthia Zabriskie  
Mary Louise Gagnon  
Judith Grohe  
Jane Healey

Paul Healy  
Don Little  
Margaret Welch  
Robert Uhlig

# Summary of FY 2014 Community Preservation Committee Recommendations

No.	Project Title	Requested Amount	Category	CPC To Recommend
1	Rail Trail, Phase II	\$200,000	Open Space/Recreation	\$100,000
2	Housing Rehab	\$125,000	Community Housing and Historic Resource	\$75,000
3	Affordable Housing Trust	\$200,000	Community Housing	\$75,000
4	Joppa Park Renovation, Phase II	\$40,000	Open Space/Recreation	\$20,000
5	Cherry Hill Soccer Field	\$200,000	Recreation	\$50,000
6	Atwood Park Improvement	\$40,000	Recreation	\$20,000
7	Kelleher Park Playground	\$6,000	Recreation	\$6,000
8	Bartlett Mall	\$12,900	Historic Resource/Recreation	\$12,000
9	Open Space Reserve	\$100,000	Open Space	\$50,000
10	NBPT High School Phase I & II	\$250,000	Historic Resource	\$150,000
11	National Register Signage	\$6,500	Historic Resource	\$6,500
12	Little River Trail Kiosks	\$8,000	Recreation	\$8,000
13	Historic Landscape Preservation at Atkinson Common	\$36,630	Historic Resource	\$20,000

14	City Hall Debt Payment	\$195,187.50	Historic Resource	\$195,187.50
15	Open Space Debt Payment	\$128,818.75	Open Space	\$128,818.75
16	FY 14 Administrative Costs	\$12,000.00	Administrative Expenses	\$12,000.00
Total Expenditure				\$928,506.25

## **PROJECT NO. 1 CLIPPER CITY RAIL TRAIL AND HARBORWALK, PHASE II**

The CPC recommends the appropriation of \$100,000 to the City of Newburyport's Office of Planning and Community Development to complete the preliminary design phase and enter into the construction engineering phase of Phase II of the project, which encompasses the area from the eastern edge of the waterfront to Parker Street in Newbury.

The CPA category for this appropriation is Recreation and Open Space.

### **Project Summary**

The City of Newburyport has been working on the Clipper City Rail Trail for well over a decade, but conversion of the old Eastern Line railroad corridor into a multiuse, recreation trail was finally completed 2010. This first phase of the Rail Trail Project now allows people to walk, run and bike between the commuter rail station and the Merrimack River.

Phase II of the Rail Trail will extend 1 ½ miles between the eastern edge of Newburyport's central waterfront and Parker Street in Newbury, travelling along the shoreline of the Merrimack River, through the South End residential neighborhood, and through a woodland. The trail will primarily run along the corridor of the old City Branch Rail Line. This funding will support the completion of the design phase, which involves permitting, consultation with abutters and the public, negotiation with National Grid, design, specifications and cost estimates and develop a "shovel-ready" project.

## **PROJECT NO. 2 NEWBURYPORT HOUSING REHABILITATION PROGRAM**

The CPC recommends the appropriation of \$75,000 to the City of Newburyport to support the Newburyport Housing Rehabilitation Program, managed by the Community Development Department. This appropriation is made with a condition that any rebates or refunds received back from the Housing Rehabilitation Program grantees resulting from the application of existing CDBG policies, shall be returned to the Community Preservation Affordable Housing Reserve Fund.

The CPA category for this project is Community Housing and Historic Preservation.

### **Project Summary**

The Newburyport Housing Rehabilitation Program addresses housing needs of low and moderate income households within the city. The Program provides technical and financial assistance to bring properties up to current state and federal codes. Community Development staff assist homeowners through the entire rehabilitation process, including: income qualifying the applicant according to HUD guidelines; preparing cost estimates to bring properties up to code; securing approval as necessary from the Newburyport Historical Commission; managing the bid process; providing contract review; and supervising construction.

Allocation of CPA funds to the Housing Rehabilitation Program allows local residents to safely and securely stay in their homes. Simultaneously, the program helps the city retain its historic character through rehabilitation of older homes. The recommended appropriation will minimally yield seven to eight rehab projects. Each individual housing rehabilitation project is secured through a 15-year lien on the property.

### **PROJECT NO. 3 NEWBURYPORT AFFORDABLE HOUSING TRUST**

The CPC recommends the appropriation of \$75,000 to the Newburyport Affordable Housing Trust (the "Trust") to preserve, create, and support affordable housing opportunities throughout the City.

The CPA category for this project is Community Housing.

#### **Project Summary**

The recommended funding will support CPA-eligible activities of the Trust. The Trust has undertaken two major initiatives with its past Community Preservation grants. First, the Trust designed and implemented the Down Payment Assistance and MLS Input Only Listing Services Programs in a targeted effort to retain the city's existing affordable housing inventory. Second, the Trust completed a comprehensive planning exercise to study the city's housing needs and develop policies, projects, initiatives and regulatory changes that were incorporated into the City's Housing Production Plan (the "Plan"), that, once accepted by the City, will help guide housing efforts over the next five years.

This funding will support the Trust's efforts in beginning to implement the strategies and goal identified in the Plan as well as create a subsidy program for private developers who want to incorporate an affordable unit(s), but are restricted due to the high costs associated with developing housing. This new program will enable the Trust to provide a forgivable loan in an amount that is meaningful to the project, likely to be in the \$50,000 range, to a developer in return for a deed restricted, affordable unit within his/her project that can be listed on the State's Subsidized Housing Inventory and officially counted towards Newburyport's affordable housing stock.

### **PROJECT NO. 4 JOPPA PARK RENOVATION, PHASE II**

The CPC recommends the appropriation of \$20,000 to the City of Newburyport to support the Newburyport Parks Commission continued work on the ongoing Joppa Park renovation. This phase will focus on critically needed improvements to infrastructure bordering the seawall, including the walkway and amenities at the walkway's edge.

The primary CPA category for this project is Recreation.

#### **Project Summary**

Phase I of the Joppa Park Renovation Project, completed in Spring 2012, included the installation of a granite bollard and chain fence accompanied by a rose hedge along Water Street with four cobblestone pedestrian entry points leading from the Water Street sidewalk to the park. Phase II will involve the replacement of the badly damaged and unsafe asphalt walkway along the sea wall with sand colored concrete. The walkway, which is prone to sinkholes as a result of tidal activity that draws out subsurface material, will be fortified beneath its subsurface to remove the threat of future sinkholes. Additionally, Phase II will include the replacement of the lawn with low-maintenance turf-grass, the addition of new plantings, the reconfiguration of the parking area so that it is more visually-pleasing and safer for pedestrians, the installation of two, new water fountains, and the replacement of the old, warped benches with new, handicap-accessible ones. High quality interpretive panels that bring to life the history of Joppa are in the design phase and are expected to be installed in summer 2013.

## **PROJECT NO. 5 CHERRY HILL SOCCER FIELD**

The CPC recommends the appropriation of \$50,000 to Newburyport Youth Soccer Association (NYSA) to redesign and improve "Parcel B" at the Cherry Hill Soccer Park. The re-design will address the parking issues and transform the open space area into another high quality soccer field to accommodate future growth of the NYSA. While its use will be primarily focused on youth soccer, the field will continue to be available for other activities including Special Olympics and High School soccer.

The CPA category for this project is Recreation.

### **Project Summary**

Due to the significant growth of its league, NYSA has been using an open space area (Parcel 'B') adjacent to the existing soccer field (Parcel 'C') at Cherry Hill NYSA Soccer Park as a practice field. Currently, Parcel 'B' is being used as both a parking lot and a practice field; its surface is uneven and marred with tire tracks. The turf is a combination of crabgrass, grass and weeds where a player could easily be injured. The area is not suitable for use as a practice field, nor as a parking lot.

The NYSA and the Newburyport Parks Commission have initiated a private/public collaboration to re-design Cherry Hill NYSA Park. Along with other fundraising efforts, CPA funding will support the design, construction, management and oversight during construction and maintenance following construction. Field use will not be exclusive to NYSA, but the organization will have first priority given their substantial commitment. The two groups envision a proposed license agreement similar in terms and conditions to the current license agreement between the City of Newburyport and NYSA for the current field at Cherry Hill NYSA Park on Daniel Lucy Way.

## **PROJECT NO. 6 ATWOOD PARK IMPROVEMENT**

The CPC recommends the appropriation of \$20,000 to the Newburyport Parks Commission on behalf of the Friends of Atwood Park to be used for the repair or replacement of damaged areas and to provide additional forms of recreation at Atwood Park, located in Newburyport's South End between Atwood and School Streets. The park is under the care and custody of the Newburyport Parks Commission.

The CPA category for this project is Recreation.

### **Project Summary**

Atwood Park is the only open space available to the residents of this South End neighborhood. This project's mission is to improve the poor conditions of the park and provide the locals with a more enjoyable place for recreation.

The recommended grant would offset costs to complete the following projects:

- Repave the former tennis court and paint the surface with games and activities,
- Replace the chain link fence,
- Repair the damaged brick retaining wall, and
- Improve and add other park amenities such as backgammon/chess tables, a concrete table tennis table, add trees and replace the fence along the School Street side and recondition the turf and improve soil conditions.



## **PROJECT NO. 7 KELLEHER PARK PLAYGROUND**

The CPC recommends the appropriation of \$6,000 to the Central Congregational Church for the purchase, installation and donation of playground equipment, benches and picnic tables at Kelleher Park.

The CPA category for this project is Recreation.

### **Project Summary**

Kelleher Park is a property owned by the Newburyport Housing Authority. It provides subsidized housing to 42 low-income families. In 2010, the 25-year-old playground equipment was deemed unsafe and was removed from the property. In the three years that have passed, there has been no equipment, no picnic tables and no park benches in Kelleher Park.

The CPA funds, when combined with the applicants' extensive private fundraising efforts, will be used for the purchase and installation of playground equipment, benches and picnic tables at the park. The project will meet the need for playground equipment for the 43 children that live at Kelleher Park and an additional 130 low-income children that attend the Newburyport schools who are eligible for, and potentially would, participate in academic support and recreational programming offered by the Newburyport Learning Enrichment Center located at Kelleher Park.

## **PROJECT NO. 8 FROG POND RESTORATION AT THE BARTLET MALL**

The CPC recommends the appropriation of \$12,000 to the Bartlet Mall Commission to install four underwater aerators in the Frog Pond to increase the pond's oxygen levels, reduce the high levels of algae growth and further purify the water without the use of chemicals.

The CPA category for this project is Historic Resource and Recreation.

### **Project Summary**

The Bartlet Mall is visited by thousands of people year-round. The Frog Pond, at the center of the park, is an ancient kettle hole left behind by the glaciers. Unfortunately, though named "Frog Pond" there are no frogs living in it due, in part, to high level of algae. To address low oxygen levels and help reduce the algae, the Frog Pond needs to aeration. The CPA funding will support the following:

- The purchase and installation of four underwater aerators with a small compressor (there will be no visible display of the functioning aerators);
- The purchase of a pump and new piping to bring the fountain up to full working capacity, which will further aerate the pond;
- The repair and refinishing of the 32 benches at Bartlet Mall; and
- The planting of hearty dwarf lavender at the base of the flagpole and at the George Washington statue.

**PROJECT NO. 9  
OPEN SPACE RESERVE**

The CPC recommends the reservation of \$50,000 to the Community Preservation Open Space Reserve Fund. Use of reserve funds are subject to future CPC recommendation and City Council appropriation for specific projects.

The CPA category for this reservation is Open Space.

**Project Summary**

This recommendation is in response to an application from the City's Open Space Committee indicating there are potential opportunities for open space acquisitions and/or conservation restrictions of land. These potential projects require confidentiality. Supplemental information will be submitted as individual projects enter more public phases and are presented to the CPC and the City Council for project specific funding from the reserve.

**PROJECT NO. 10  
EXTERIOR WOODWORK RESTORATION, PHASES I & II  
AT  
NEWBURYPORT HIGH SCHOOL**

The CPC recommends the appropriation of \$150,000 to the Newburyport Public Schools for Phase I and II of exterior woodwork rehabilitation project with the following condition:

- The Chair of the Newburyport Historical Commission shall review and approve the Request for Proposals (RFP) prior to its issuance.

The CPA category is Historic Resource.

**Project Summary**

This project will rehabilitate and restore the exterior woodwork on the historic Newburyport High School. Age and exposure to weather have caused a variety of issues with the exterior woodwork, necessitating a well-planned historic restoration guided by *The Secretary of the Interior's Standard for Rehabilitation and Guidelines for Rehabilitating Historic Buildings*.

The project is divided into four phases. The CPA funding will be combined with a School Department budget item of \$80,000 to accomplish the first two phases of the project, which focus on the front façade of the structure. The north-facing façade is not only the most prominent portion of the building, but it is also the most urgent in need of rehabilitation and restoration.

**PROJECT NO. 11**  
**NEWBURYPORT NATIONAL REGISTER OF HISTORIC PLACES SIGNAGE**

The CPC recommends the appropriation of \$6,500 to the Newburyport Preservation Trust for the design, manufacture and installation of five signs at gateway entries into the Newburyport Historic District.

The CPA category is Historic Resource.

**Project Summary**

CPA funding, which represents half of the project cost with the remaining funds coming from a private donor, will be used to create and install the five gateway signs. Each sign will announce the assignment of the district by the Secretary of the Interior with a declaration to residents and visitors alike that they are entering a National Register of Historic Place. The proposed locations, subject to approval by the City Council are:

- The eastern side of High Street at the Newbury border;
- The western side after the three-corner intersection at the start of High Street;
- The intersection of Water and Union Streets;
- On Merrimac Street, just before Ashland Street; and
- On State Street, just to the north of Oak Hill Cemetery.

**PROJECT NO. 12**  
**LITTLE RIVER NATURE TRAIL KIOSKS**

The CPC recommends the appropriation of \$8,000 to the Parker River Clean Water Association for the design, manufacture and installation of two kiosks to be placed at the entrances to the Little River Nature Trail to provide a source of information that visitors can consult before entering the habitat area.

The CPA category is Recreation.

**Project Summary**

In 2001, the Parker River Clean Water Association (PRCWA) proposed and received permission from the Newburyport Mayor, City Council and Conservation Commission to construct a nature trail on land donated to the City by Mass Highway. This land was to be used for observation, exercise, jogging and cross-country skiing in the winter. The purpose was to provide both residents and tourists an opportunity to explore and enjoy this relatively wild area so close to a densely developed area. It roughly follows the Little River, which is a major tributary to the Parker River and contributes to the well-being of the Common Pasture and the Great Marsh.

The Little River Nature Trail is over a mile of interesting terrain through meadows, forests and wetlands. Many visitors are hesitant to travel the trails because they are uncertain to what extent the commitment is required to traverse the entire length. By having an informative central location where a Plexiglas enclosure can be on display will provide the necessary information and maps.

**PROJECT NO. 13**  
**HISTORIC LANDSCAPE PRESERVATION AT ATKINSON COMMON**

The CPC recommends the appropriation of \$20,000 to the Belleville Improvement Society to further implement their 2010 "Urgent Tree/Shrub Care and Replacement Project" to ensure the longevity of the existing trees and adopt a method of replacement for the portions that have been lost due to recent extreme weather events.

The CPA category is Historic Resource.

**Project Summary**

The Belleville Improvement Society's 2010 study documented the necessity of preventative cabling, fertilizing and pruning of the impressive stand of Heritage Trees within the park. In the absence of this proactive arboriculture, the park continues to lose portions of the Pinetum; most recently, during the "Blizzard of 2013", the park sustained substantial damage once again.

CPA funding will be used to address priority action items to repair damaged trees and to prevent further damage from weather events and from pests. Preservation, restoration and repair of this historic resource are paramount to the continued use and enjoyment of this property on a cultural, recreational, artistic, athletic and educational basis.

**PROJECT NO. 14**  
**CITY HALL BOND DEBT PAYMENT**

The CPC recommends the appropriation of \$195,187.50 to the City of Newburyport for the seventh annual payment of interest and principal on the City Hall Restoration Bond.

The CPA category is Historic Preservation.

**Project Summary**

In December 2005, the City Council authorized issuance of a \$1,950,000 bond against future CPA revenue for the City Hall Restoration Project. Work on City Hall is now largely complete, though debt payments will continue through 2019. The CPC is advised that it is necessary to appropriate the debt service payments on an annual basis.

**PROJECT NO. 15**  
**OPEN SPACE ACQUISITIONS BOND DEBT PAYMENT**

The CPC recommends the appropriation of \$128,818.75 to the City of Newburyport for the seventh annual payment of interest and principal on the Open Space Acquisitions Bond.

The CPA category is Open Space.

**Project Summary**

In December 2005, the City Council authorized bonding up to \$1,775,000 against future CPA revenue for open space acquisitions, including the Cooper North Pasture and the former Guilford properties. Under this authorization, the City Treasurer conservatively borrowed \$1,275,000 to fund the acquisition costs. Debt payments on the bond will continue through 2019. The CPC is advised that it is necessary to appropriate the debt service payments on an annual basis.

**PROJECT NO. 12**  
**CPA ADMINISTRATIVE COSTS**

The CPC recommends the appropriation of \$12,000 to fund the Community Preservation Committee's expected administrative costs. These costs include a stipend for the CPC administration liaison position in the Planning Office, annual membership dues in the statewide community preservation coalition, and other recurring expenses including note taking at meetings, legal advertising, and city solicitor review of legal documents when necessary. Excess funds remaining in this account at the end of the fiscal year revert to general Community Preservation Funds.

The CPA category for this appropriation is Administration.

# COMMUNITY PRESERVATION COMMITTEE

## EVALUATION CRITERIA

The Newburyport Community Preservation Committee gives preference to proposals which address as many of the following general criteria as possible:

1. Eligible for Community Preservation Act (CPA) funding according to the requirements described in the CPA legislation (Chapter 44B of Mass. General Laws).
2. Consistent with the Master Plan, Open Space and Recreation Plan, Land Use and other planning documents that have received public scrutiny and input.
3. Preserve and enhance the essential character of the city.
4. Protect resources that would otherwise be threatened.
5. Serve more than one CPA purpose or demonstrate why serving multiple needs is not feasible.
6. Demonstrate practicality and feasibility, and that the project can be implemented within budget and on schedule.
7. Produce an advantageous cost/benefit value.
8. Leverage additional public and/or private funds (eg. qualify the project for additional grants from other sources) or receive partial funding from other sources and/or voluntary contributions of goods or services.
9. Preserve or improve utility of currently owned city assets.
10. Receive endorsement by other municipal boards or departments and broad-based support from community members.

## CATEGORY SPECIFIC CRITERIA

The Community Preservation Act funds three key community interests: open space, historic preservation, and affordable housing. Public recreation projects may also be funded.

1. **Open Space** proposals which address as many of the following specific criteria as possible will receive preference for funding:
  - Permanently protect important wildlife habitat, particularly areas that include:
    - locally significant biodiversity;
    - variety of habitats with a diversity of geologic features and types of vegetation;
    - Endangered habitat or species of plant or animal.
  - Preserve active agricultural use.
  - Provide opportunities for passive recreation and environmental education.
  - Protect or enhance wildlife corridors, promote connectivity of habitat or prevent fragmentation of habitats.
  - Provide connections with existing trails, protected open space or potential trail linkages.
  - Preserve scenic views.
  - Border a scenic road.
  - Protect drinking water quantity and quality.
  - Provide flood control/storage.
  - Preserve and protect important surface water bodies, including streams, wetlands, vernal pools or riparian zones.
  - Buffer for protected open space, or historic resources.

2. **Historic Preservation** proposals which address as many of the following criteria as possible will receive preference for funding:
- Protect, preserve, enhance, restore and/or rehabilitate historic, cultural, architectural or archaeological resources of significance, especially those that are threatened.
  - Protect, preserve, enhance, restore and/or rehabilitate city-owned properties, features or resources of historical significance.
  - Protect, preserve, enhance, restore and/or rehabilitate the historical function of a property or site.
  - Demonstrates a public benefit.
  - Ability to provide permanent protection for the historic resource.
3. **Affordable Housing** proposals which address as many of the following criteria as possible will receive preference for funding:
- Contribute to the goal of 10% affordability as defined by chapter 40B of Mass. General Laws.
  - Promote a socioeconomic environment that encourages a diversity of income.
  - Provide housing that is harmonious in design and scale with the surrounding community.
  - Intermingle affordable and market rate housing at levels that exceed state requirements for percentage of affordable units pursuant to chapter 40B.
  - Ensure long-term affordability.
  - Address the needs of range of qualified household, including very low, low and low-to moderate income families and individuals.
  - Provide affordable rental and affordable ownership opportunities.
  - Promote use of existing buildings or construction on previously-developed or city-owned sites.
  - Convert market rate to affordable units.
4. **Recreation** proposals which address as many of the following criteria as possible will receive preference for funding:
- Support multiple recreation uses.
  - Serve a significant number of residents.
  - Expand the range of recreational opportunities available to city residents of all ages.
  - Jointly benefit Conservation Commission and Parks Commission initiatives by promoting recreation, such as hiking, biking, and cross-country skiing.
  - Maximize the utility of land already owned by city (e.g. school property).
  - Promote the creative use of railway and other corridors to create safe and healthful non-motorized transportation opportunities.



# City of Newburyport

## FY 2013

### BUDGET TRANSFER REQUEST

Transfer #8  
June 24, 2013

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

Department: Mayor / Youth Services

Submitted by: Mayor Holaday

Date: 2013 JUN 18 P 3:56  
6/18/2013

#### Transfer From:

Account Name	General Fund - Free Cash	YTD Bal:	\$	1,076,537.10
Account Number:	01-35900	Trans In:	\$	-
Amount:	\$62,500.00	Trans Out:	\$	1,165,413.90
Why are Funds Available:	The Mass Dept of Revenue has certified Free Cash for FY '13 at \$2,241,951.			
Funds are available for any legal expenditure with the recommendation of the Mayor and a majority vote of the City Council.				

#### Transfer To:

Account Name	Youth Serv.- Kelley Sch Exp.	YTD Bal:	\$	1,085.50
Account Number:	01542007-57843	Trans In:	\$	1,122.19
Amount:	\$35,000.00	Trans Out:	\$	-
Why are Funds Required:	Funds are required to conduct a feasibility study associated with the future uses of the Kelley School. (See attached).			

#### Transfer To:

Account Name	Gen. Admin. - Electric Maint.	YTD Bal:	\$	6,424.21
Account Number:	01129002-52411	Trans In:	\$	-
Amount:	\$7,500.00	Trans Out:	\$	-
Why are Funds Required:	Funds are required to install a new street light on Parker Street at the Rail Trail crosswalk.			

#### Transfer To:

Account Name	Parks - Maintenance	YTD Bal:	\$	42,966,012.00
Account Number:	01630002-52420	Trans In:	\$	72,137.66
Amount:	\$20,000.00	Trans Out:	\$	-
Why are Funds Required:	Funds are required to purchase playground equipment ( \$15,000) and installation ( \$5,000) at the Brown School.			

Donna D. Holaday, Mayor  
William B. Squillace, Auditor

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

Date: 6/18/13  
Date: 6/18/13

R

(2) refer to 64P

GE  
TJ  
roll call  
1040 1140

BOP 8/18/13  
JULY 06, 2013

(3) refer to 64P  
TJ committee  
1140  
roll call 1140

(1)  
par  
GE  
BC  
roll call  
1140  
JC

Refer (separate)  
TJ  
RC (roll call)  
1140



2013 JUN 18 P 3: 56

# Memo

**To:** Mayor Holaday  
**From:** Andrea Egmont  
**CC:** Peter Lombardi, Andy Port  
**Date:** 6/18/2013  
**Re:** Kelley School Feasibility Study

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We are seeking funds to complete a current feasibility study for the rehab of the Kelley School Youth Center.

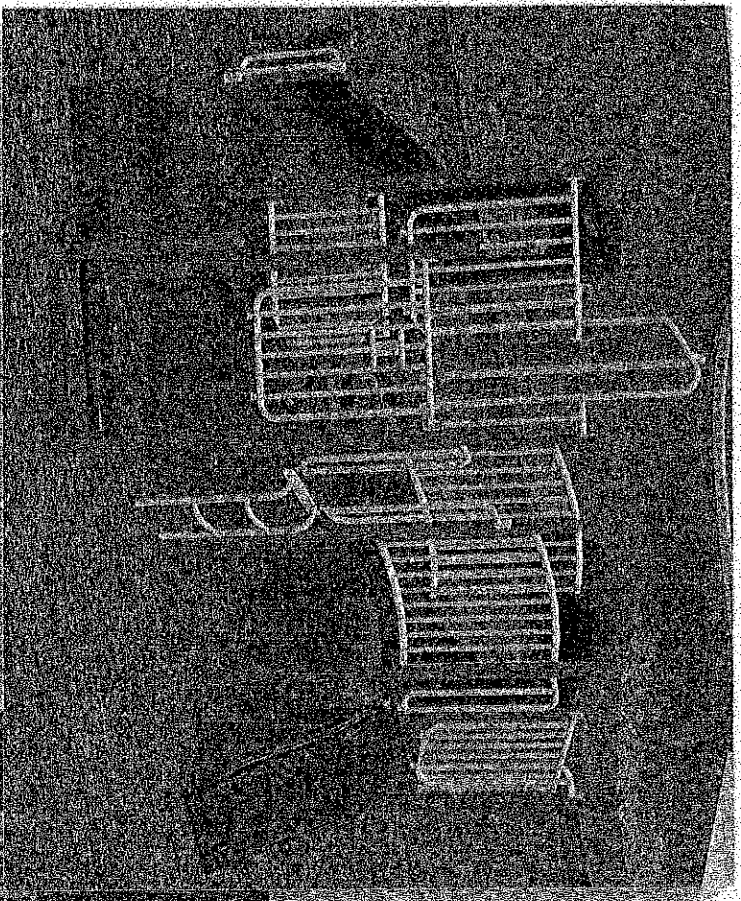
The comprehensive inspection and assessment should include the following items:

1. A Concise programmatic study with conceptual plans
2. Envelope inspection, assessment and recommendations
3. MEP & FP systems inspection, assessment and recommendations
4. Structural inspection, assessment and recommendations
5. Accessibility (MAAB) study
6. Cost estimate

A reasonable but economical study can be done for \$35,000. A more generous budget would be \$50,000.

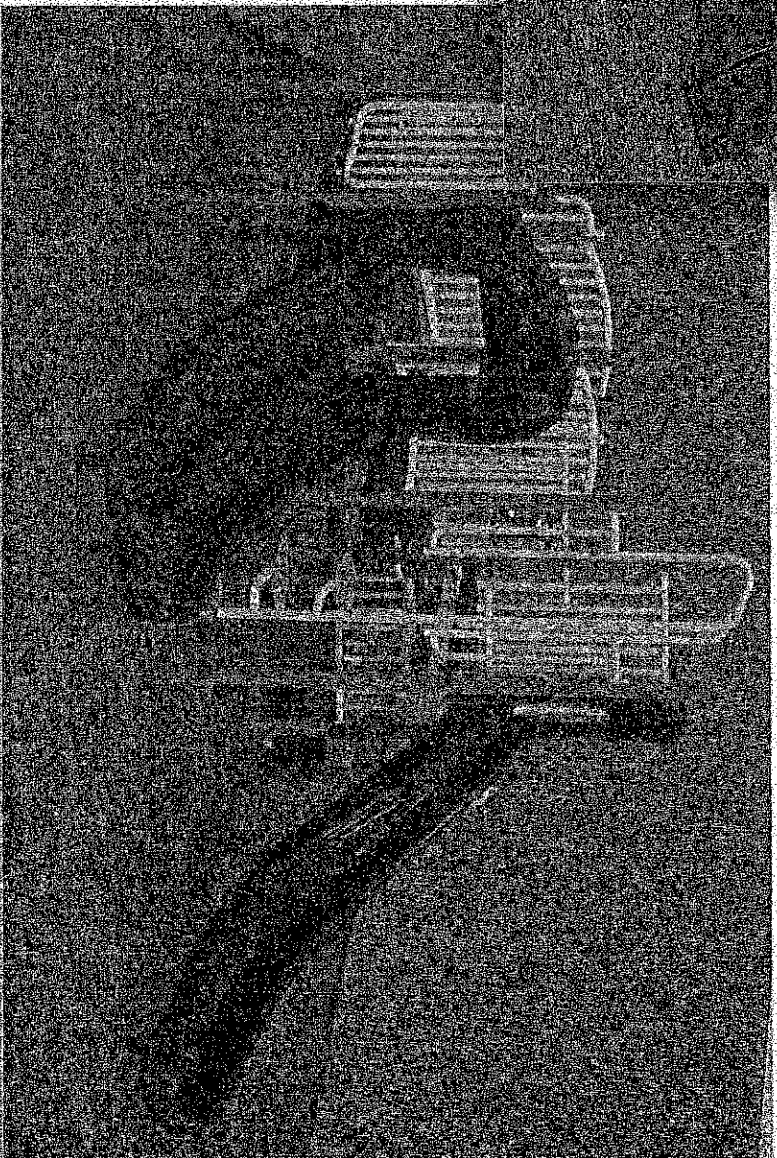
This comprehensive inspection and assessment should focus on identifying important cost issues and develop a plan which can be implemented by the city either in a single phase or in multiple phases.

Brown School Playground  
Scenario 1 – Single Multi-Use Climber



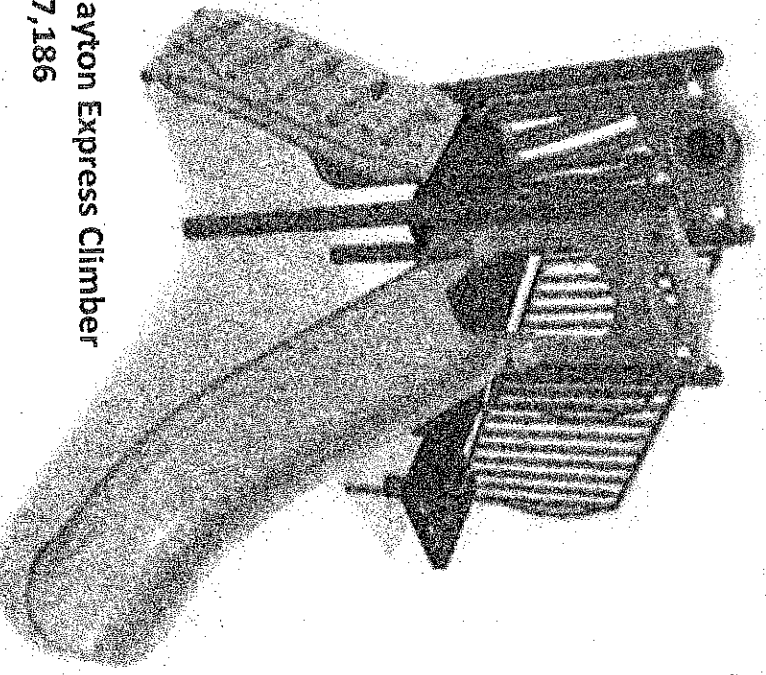
Climber View A

GameTime Custom PrimeTime Climber  
Ages 2-5  
\$18,500 (Can be customized to reduce budget)

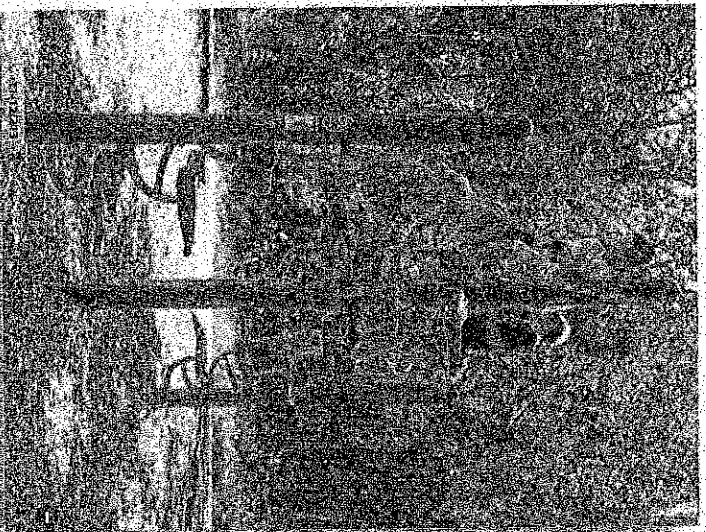


Climber View B

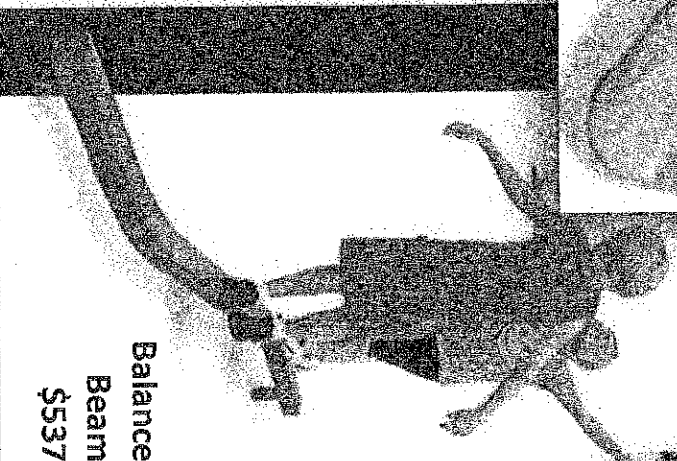
BROWN SCHOOL PLAYGROUND  
Scenario 2 – Multiple Modular Units



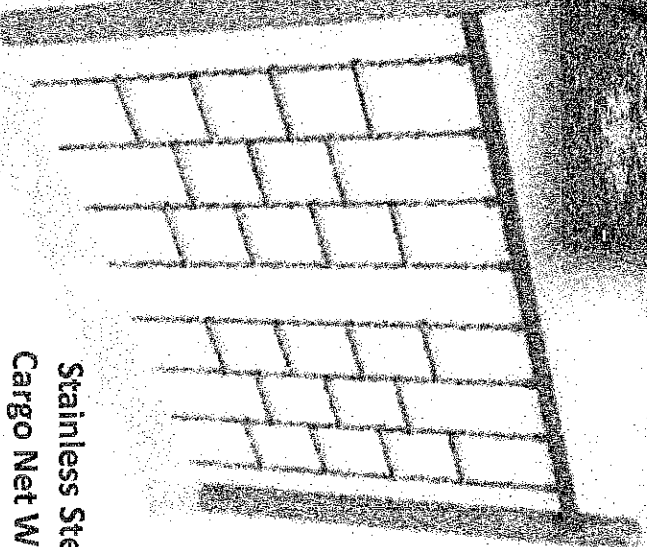
Dayton Express Climber  
\$7,186



Vine Climber  
\$1,310



Balance  
Beam  
\$537



Stainless Steel  
Cargo Net Wall  
\$2,278



# City of Newburyport

## FY 2013

Transfer #10  
June 24, 2013

### BUDGET TRANSFER REQUEST

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

Department: Mayor/ Planning

Submitted by: Mayor Holaday

Date: 6/18/2013

Andrew Port

2013 JUN 18 P 3:57

#### Transfer From:

Account Name	Insurance - 32-B	YTD Bal:	\$	574,638.36
Account Number:	01914001-51700	Trans In:	\$	-
Amount:	\$281,250.00	Trans Out	\$	-
Why are Funds Available:	A surplus is anticipated in this account at year-end.			

#### Transfer To:

Account Name	Planning & Dev- Prof. Serv.	YTD Bal:	\$	-
Account Number:	01182002-53001	Trans In:	\$	-
Amount:	\$281,250.00	Trans Out	\$	-
Why are Funds Required:	Funds are required for professional services associated with the Bulkhead project. ( See attached).			

#### Transfer To:

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

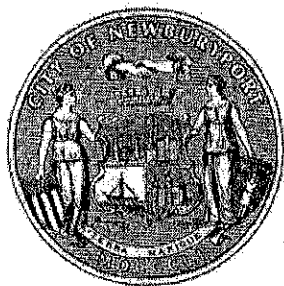
refer to  
TJ/SD  
P+D  
roll call  
11/4/13  
SV

Donna D. Holaday, Mayor  
William B. Squillace, Auditor

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

Date: 6/18/13  
Date: 6/18/13

R



CITY OF NEWBURYPORT  
OFFICE OF PLANNING AND DEVELOPMENT

60 PLEASANT STREET • P.O. Box 550

NEWBURYPORT, MA 01950

(978) 465-4400 • (978) 465-4452 (FAX)

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2013 JUN 18 P 3:57

DONNA D. HOLADAY  
MAYOR

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MEMORANDUM

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TO: NEWBURYPORT CITY COUNCIL  
FROM: GEORDIE VINING, SENIOR PROJECT MANAGER  
SUBJECT: CENTRAL WATERFRONT BULKHEAD AND PILINGS PROJECT  
DATE: 6/18/13

The Central Waterfront Bulkhead and Pilings Project is focused on repairing the aging bulkheads that support the Peter J. Matthews Boardwalk at the central waterfront, the Commercial Fish Pier, and the pilings that anchor the seasonal floats for private boats and commercial tour boats. This infrastructure is used by tens of thousands of people every year, and public investment in the bulkheads is vital to the City's economy and quality of life.

The various bulkhead structures at the central waterfront were built primarily in 1977 and 1987, and after several decades they are nearing, or are at, the end of their service life. Patched in 2008, the steel mooring and fender pilings used to tie up the floats and boats are in poor condition and need long-term replacement. The large sinkhole that was temporarily plugged in 2010 behind the rip-rap near the Harbormaster's office is beginning to open back up again. The lower portion of the bulkhead at the Commercial Fish Pier has deteriorated to the point where it is in danger of structural failure in the next few years. A line of pinholes is opening up in the cellular steel bulkheads underwater and the weep-holes are corroding, widening, and allowing material through which will eventually lead to undermining the boardwalk's foundations if left unchecked. Please see the attached images of existing conditions.

The Bulkhead Project is intended to address this advancing deterioration so that we can repair the system and extend its life for several more decades rather than waiting for the sinkholes, structural failure, loss of public access, and increased costs that are inevitable should these extensive corrosion issues not be remediated. The purpose of the project is to have the bulkheads function in the same manner for the next generation as they have for the past generation.

The City is legally obligated to repair and maintain the bulkheads through the public trust agreement of 1991 that established the Waterfront Trust. After nearly a decade of seeking grant funding for the bulkheads, the City successfully secured a state grant in 2011 from the Seaport Advisory Council (SAC) for \$1.98 million to be spent in FY13 and FY14. In addition, the Harbor Commission, the Waterfront Trust, and the Redevelopment Authority have each committed \$25,000 to the project, bringing current available funding to \$2,055,000. The City hired Bourne Consulting Engineers (BCE) in November 2012 as the marine engineer for the project, and BCE's cost estimates for the long-term comprehensive repairs total about \$5 million. The proposed first phase of work, including design, permitting, construction, contingency, and construction administration, is estimated at \$2,336,250. Please see the attached budget summaries. The funding gap is \$281,250.

The first phase of work will address the components of the bulkhead system in the worst condition, including the eastern bulkhead along the City's Fish Pier, the rip-rap section, the western cellular bulkhead and the associated pilings. The SAC has indicated that we need to spend the grant in FY14, and we respectfully request that you approve the gap funding of \$281,250 so that we can leverage this \$1.98 million state grant and initiate the project. Should the project come in under budget, the remaining unused balance of this transfer request will be returned to Free Cash. While the SAC is open to considering supplementary funding applications for future phases of work, all new funding requests to the SAC are currently on hold. Thank you for your consideration.



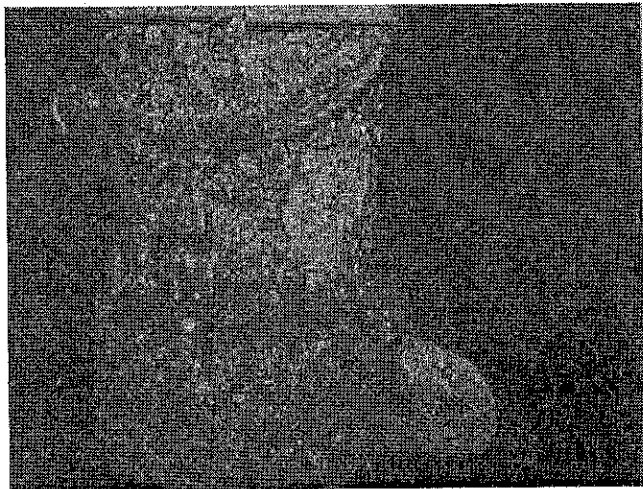
## **Newburyport Central Waterfront Bulkheads & Pilings Project**



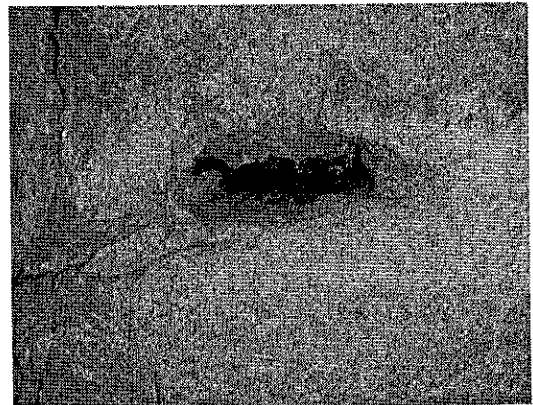
**Corroding weep hole in east bulkhead**



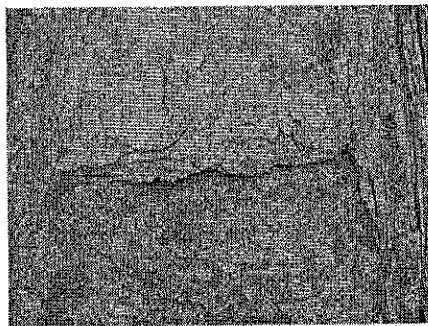
**Underwater holes in cellular bulkhead**



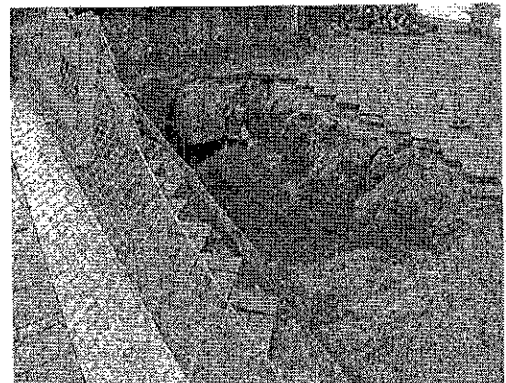
**Severe pitting holes in steel piling below sleeve**



**New void at rip-rap**



**Loss of steel in splash zone**



**2010 sinkhole behind rip-rap**



**Bulkhead Rehabilitation**  
**Cost Estimates - Preliminary Design**

**Phase 2 Project**

Item	Quantity	Unit	Rate	Total	
Mobilization	1	LS	\$250,000.00	\$250,000.00	\$250,000.00
<b>Steel Cells - East Bulkhead - 527 LF</b>					
<b>Demolition</b>					
Existing mooring piles	41	EA	\$600.00	\$24,600.00	
Pile brackets	41	EA	\$600.00	\$24,600.00	
Ladders	2	EA	\$200.00	\$400.00	
Gangway Landings	1	EA	\$200.00	\$200.00	
Cleaning existing steel	17905	SF	\$2.00	\$35,900.00	
FRP Sheeting	17905	SF	\$50.00	\$895,300.00	
Steel inserts	180	EA	\$200.00	\$36,000.00	
Steel wale	11800	LB	\$4.00	\$46,400.00	
Steel wale brackets	60	EA	\$400.00	\$24,000.00	
Steel connection to cell	60	EA	\$150.00	\$9,000.00	
Concrete infill	1195	CY	\$500.00	\$597,500.00	
Reinforcing steel	26900	LB	\$3.50	\$94,200.00	
Mudline wale	0	LF	\$150.00	\$0.00	
Concrete cap	137	CY	\$900.00	\$123,300.00	
Weepholes	44	EA	\$300.00	\$13,200.00	
Ladders	2	EA	\$1,200.00	\$2,400.00	
Gangway landings	1	EA	\$4,000.00	\$4,000.00	
Electrical utilities	10	EA	\$500.00	\$5,000.00	
					\$1,936,000.00
Bollards at removed piles	41	EA	\$500.00	\$20,600.00	
Piles	605	LF	\$220.00	\$133,100.00	
Additional piles for cruise	114	LF	\$220.00	\$25,100.00	
Top connection	16	EA	\$600.00	\$9,600.00	
Rock sockets	2	EA	\$5,000.00	\$10,000.00	
					\$198,300.00
<b>Center Embayment</b>					
3/8" Plate 10 x 12	33	EA	\$800.00	\$26,400.00	
Weepholes	33	EA	\$80.00	\$2,700.00	
Recoat Sheetpiles	4960	SF	\$20.00	\$99,200.00	
					\$128,300.00
<b>West Bulkhead</b>					
Recoat Sheetpiles	1829	SF	\$20.00	\$36,600.00	
					\$36,600.00
Sub Total				\$2,549,200.00	
Contingency 10%				\$254,920.00	
<b>Total for Phase 2</b>				<b>\$2,804,120.00</b>	



**Bulkhead Project**  
**City of Newburyport**  
**(6/18/2013)**

**FUNDING SOURCE**

Seaport Grant FY13  
Seaport Grant FY14  
Waterfront Trust FY14  
Harbor Commission  
NRA

**Revenues**

**\$400,000** account #2698-421-10400  
**\$1,580,000**  
**\$25,000** 5-6-13 vote  
**\$25,000** 5-9-13 vote  
**\$25,000** 5-22-13 vote

*revenue subtotal*      **\$2,055,000**

**PROJECT COSTS**

Design, Permitting & Construction Admin.      **\$174,420**      Bourne Consulting Eng.

**Construction: Phase I**

Mobilization	<b>\$200,000</b>
East/Fish Pier bulkhead	<b>\$686,600</b>
West cellular bulkhead	<b>\$851,400</b>
West bulkhead pilings & critical repairs	<b>\$136,200</b>
Hydrotex Rip-Rap repairs	<b>\$91,100</b>
subtotal:	<b>\$1,965,300</b>
Design & Construction Contingency (10%)	<b>\$196,530</b>
Total construction:	<b>\$2,161,830</b>

**TOTAL PHASE I:      \$2,336,250**  
**CURRENT REVENUE GAP:      -\$281,250.00**

**Construction: Phase II**

Mobilization	<b>\$250,000</b>
East cellular bulkhead	<b>\$1,936,000</b>
East bulkhead pilings	<b>\$198,300</b>
Center Embayment bulkhead	<b>\$128,300</b>
West bulkhead	<b>\$36,600</b>
SUBTOTAL:	<b>\$2,549,200</b>
Escalation (4%)	<b>\$101,968</b>
Design and Construction Contingency (10%)	<b>\$265,116.80</b>

**TOTAL PHASE II:      \$2,916,285**

## Patricia Barker

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**From:** Ed Cameron <edcameronnbpt@gmail.com>  
**Sent:** Monday, June 24, 2013 8:58 PM  
**To:** Richard Jones; Patricia Barker  
**Cc:** Peter Lombardi; Allison Heartquist; Gregory D. Earls; Robert J. Cronin; Thomas E. Jones; Brian P. Derrivan; Thomas F. O'Brien; Barry N. Connell; councilorhutch@yahoo.com; dicksullivanjr@comcast.net; Ari B. Herzog; edcameronnbpt@gmail.com  
**Subject:** B&F and committee of whole

Rich, please schedule a budget and finance and committee of the whole meeting for Monday, July 8 at 6:30 PM. Agenda items for the meeting are the Kelly school and the rail trail crossing street light transfer and the ordinance regarding water and sewer interest on late payments. Please also include these items in the whole packet agenda for the July 8 city Council meeting. Thank you, Ed

Sent via smartphone...

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

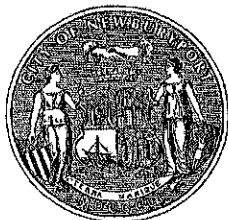
July 8, 2013

THAT, in accordance with M.G.L., chapter 44, section 53E ½, the City Council of the City of Newburyport re-authorize the following Revolving Funds with the stated spending limits for FY 2014 .

Department	Revolving Fund	FY 2014 Limit
Building Dept	Plumbing Inspector	\$ 60,000.00
	Gas Inspector	\$ 50,000.00
	Electrical Inspector	\$ 105,000.00
COA	Council on Aging	\$ 30,000.00
General Government	City Hall Maintenance	\$ 25,000.00
Health	Animal Control	\$ 25,000.00
	Transient Vendors	\$ 35,000.00
	Medicare/Medicaid	\$ 50,000.00
Library	South End Branch	\$ 25,000.00
Parking Clerk	Downtown Paid Parking	\$ 700,000.00
Planning	Historical Commission	\$ 10,000.00
	Planning and Zoning	\$ 40,000.00
	Engineering Services	\$ 100,000.00
	Disabilities Commission	\$ 25,000.00
Veterans	Veterans Benefits	\$ 10,000.00
Youth Services	Recreational Services	\$ 225,000.00
	M-School Drop in Center	\$ 100,000.00

Councillor Edward C. Cameron  
Chairperson, Budget & Finance Committee

# City of Newburyport



**Donna D. Holaday**  
Mayor

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2013 JUL -2 P 1:57

## IN CITY COUNCIL

**ORDERED:**

**DATE:**

**July 10, 2013**

THAT, in accordance with M.G.L., chapter 44, section 53E ½, the City Council of the City of Newburyport re-authorize the following Revolving Funds with the stated spending limits for FY 2014 .

Department	Revolving Fund	FY 2014 Limit
Building Dept	Plumbing Inspector	\$ 60,000.00
	Gas Inspector	\$ 50,000.00
	Electrical Inspector	\$ 105,000.00
COA	Council on Aging	\$ 30,000.00
General Government	City Hall Maintenance	\$ 25,000.00
Health	Animal Control	\$ 25,000.00
	Transient Vendors	\$ 35,000.00
	Medicare/Medicaid	\$ 50,000.00
Library	South End Branch	\$ 25,000.00
Parking Clerk	Downtown Paid Parking	\$ 700,000.00
Planning	Historical Commission	\$ 10,000.00
	Planning and Zoning	\$ 40,000.00
	Engineering Services	\$ 100,000.00
	Disabilities Commission	\$ 25,000.00
Veterans	Veterans Benefits	\$ 10,000.00
Youth Services	Recreational Services	\$ 225,000.00
	M-School Drop in Center	\$ 100,000.00

City Councilor

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Edward C. Cameron  
Chairperson, B&F Committee