

CITY COUNCIL MEETING AGENDA - VERSION 1
CITY COUNCIL CHAMBERS
NOVEMBER 14, 2016

7:15 PM
Tax Classification Hearing

7:30PM

(Sound Check)

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

CONSENT AGENDA

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

7. APPROVAL OF MINUTES

October 31, 2016

(Approve)

8. TRANSFERS

- **NONE**

9. COMMUNICATIONS

- **COMM101_11_14_16** Walk MS Newburyport on 4/1/2017 (PS)
- **COMM102_11_14_16** Ladies Night Out Run on 12/3/2016 (PS)
- **COMM103_11_14_16** Letter re: Morrill Foundation Funding Directive (B&F)
- **COMM104_11_14_16** Letter re: Single Tax Rate (B&F)

10. APPOINTMENTS

- **NONE**

END OF CONSENT AGENDA
REGULAR AGENDA

11. MAYOR'S UPDATE

12. APPOINTMENTS

Second Reading
Appointments

- **APPT076_10_31_16** Jill Brennan 24 Webster St, Haverhill Assessor 1/1/2018

Re-Appointments

- APPT077_10_31_16 Kathleen Chase 2 Belcher St Asst Treasurer 11/1/2019
- APPT078_10_31_16 Dr. Barry Spiro 4 Lafayette St Disability Comm 11/1/2019

Confirmatory Appointments (Dates Transposed)

- APPT071_10_11_16 Vaughn Abbott 61 Prospect St Cultural Cncl 10/1/2018
- APPT074_10_11_16 Afroz Khan 85 Prospect St Cultural Cncl 11/1/2019

13. ORDERS

- ORDR076_09_12_16 Supplemental Budget Request #1 (TABLED)
- ORDR084_11_14_16 Add Fruit Street to 2-Hr Residential Zone

14. ORDINANCES

16. COMMITTEE ITEMS

Budget & Finance

In Committee:

- ORDR002_01_25_16 Accept Gift of \$25,000 Repairing Brown's Wharf Culvert (COTW)
- ORDR009_02_08_16 Increase Fees for Fire Dept.
- ORDR010_02_08_16 Increase Fines Parking Violations
- ORDR039_05_31_16 Increase Hourly Parking Rate to \$1.50
- ODNC016_09_12_16 Plum Island Utility Fund
- ORDR079_09_26_16 Movie Location Order
- ORDR080_09_26_16 LATE FILE Order of Taking Parking Facility
- TRAN026_10_31_16 2002 Overlay (25K) to Overlay Surplus (25K)
- TRAN027_10_31_16 Budget Ctgcy. (32,026.24) to Multiple Sal. Items (32,026.24)
- TRAN028_10_31_16 Rsv Appr (4,550,014.36) to PI Utility Fund (4,550,014.36)
- TRAN029_10_31_16 PI Utility Fund (530,654.47) to Water EF (283,303.59)
- and Sewer EF (247,350.88) (B&F)
- ORDR082_10_31_16 Residential Factor - Fiscal Year 2017
- ORDR083_10_31_16 Tax Rate - Fiscal Year 2017

General Government

In Committee:

Joint Education

License & Permits

In Committee:

- COMM010_01_25_16 Licensing Commission Acoustic & Amplified Entertainment
- ODNC011_05_31_16 Amend Transient Vendors for Cashman (COTW)
- ODNC013_07_11_16 Amend Outdoor Seating (Two Year Renewals)

- **ORDR079_09_26_16** Movie Location Order
- **COMM100_10_31_16** RL Currie Corp - Secondhand Vehicle License

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (COTW)
- **ORDR048_06_13_16** Sidewalk Order
- **COMM099_10_31_16** Proposed Improvement in Our Scenic Byway

Planning & Development

In Committee:

- **COMM020_02_08_16** Memo re: Hiring Process for Building Commissioner
- **COMM076_07_11_16 LATE FILE** Boyd Drive Petition
- **ODNC014_08_08_16** Zoning Amend Sidewalks/Trees Sec XI-K et al
- **ORDR078_09_26_16** Titcomb Street Order
- **ORDR080_09_26_16 LATE FILE** Order of Taking Parking Facility
- **COMM091_10_11_16** Ltr to Council from J. Sweet on ZBA
- **COMM096_10_31_16** Draft of Newburyport's Master Plan

Public Safety

In Committee:

- **ODNC015_08_29_16** 25 MPH Speed Zones
- **ORDR077_09_12_16** Parking Restricted on Daniel Lucy Way
- **COMM098_10_31_16** Use of Streets for "Most Pine Boards Broken in One Minute"

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ORDR075_09_12_16** Resolution on Boyd Drive Development
- **ODNC016_09_12_16** Plum Island Utility Fund
- **TRAN028_10_31_16** Rsv Appr (4,550,014.36) to PI Utility Fund (4,550,014.36)
- **TRAN029_10_31_16** PI Utility Fund (530,654.47) to Water EF (283,303.59) and Sewer EF (247,350.88)

Rules Committee

In Committee:

17. GOOD OF THE ORDER

18. EXECUTIVE SESSION

19. ADJOURNMENT

**CITY OF NEWBURYPORT
PUBLIC HEARING**

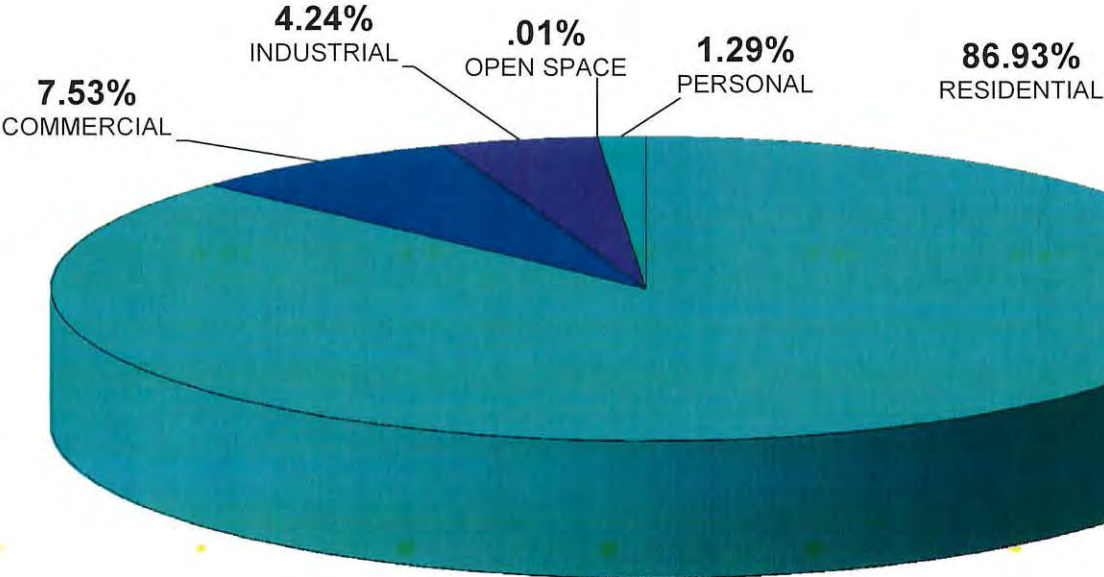
In accordance with section 1 of chapter 369 of the acts of 1982,
the City Council of the City of Newburyport will hold a
public hearing on the determination of the **Percentage of Tax
Levy** to be borne by each **Class of Real and Personal
Property for Fiscal Year 2017**. The hearing will be held in **the
Council Chambers at Newburyport City Hall at 7:15 P.M.,
Monday, November 14, 2016** At which time all interested
parties may be heard.

Councillor Thomas O'Brien

A true copy attest:

Richard B. Jones, City Clerk

**City of Newburyport
Property Value by Class
FY' 2017**



City of Newburyport Shift Analysis Fiscal Year 2017

Shift	Res. Factor	R & O Rate	C,I & P Rate
0.00	1.0000	13.45	13.45
0.05	0.9925	13.35	14.12
0.10	0.9850	13.25	14.80
0.15	0.9775	13.15	15.47
0.20	0.9700	13.05	16.14
0.25	0.9624	12.94	16.81
0.30	0.9549	12.84	17.49
0.35	0.9474	12.74	18.16
0.40	0.9399	12.64	18.83
0.45	0.9324	12.54	19.50
0.50	0.9249	12.44	20.18

Shift	Avg. Single Family 540,300	Avg. Commercial* 1,177,200	Avg. Industrial.* 1,863,400
0.00	\$7,267.04	\$15,833.34	\$25,062.73
0.05	\$7,213.01	\$16,622.06	\$26,311.21
0.10	\$7,158.98	\$17,422.56	\$27,578.32
0.15	\$7,104.95	\$18,211.28	\$28,826.80
0.20	\$7,050.92	\$19,000.01	\$30,075.28
0.25	\$6,991.48	\$19,788.73	\$31,323.75
0.30	\$6,937.45	\$20,589.23	\$32,590.87
0.35	\$6,883.42	\$21,377.95	\$33,839.34
0.40	\$6,829.39	\$22,166.68	\$35,087.82
0.45	\$6,775.36	\$22,955.40	\$36,336.30
0.50	\$6,721.33	\$23,755.90	\$37,603.41

City of Newburyport Levy by Class Fiscal Year 2017

FY 2017 Property Tax Levy \$53,021,971.69

Class	Class	Levy Percentage %	Levy Percentage \$	Valuation By Class	Tax Rates	Levy by Class
Residential	1	86.9329%	46,093,537.63	3,427,027,073.00	13.45	46,093,514.13
Open Space	2	0.0059%	3,128.30	233,800.00	13.45	3,144.61
Commercial	3,7,8	7.5322%	3,993,720.95	296,932,227.00	13.45	3,993,738.45
Industrial	4	4.2419%	2,249,139.02	167,223,600.00	13.45	2,249,157.42
Personal	5	1.2870%	682,392.78	50,737,329.00	13.45	682,417.08
TOTAL		100.0000%	53,021,918.67	3,942,154,029.00	13.45	53,021,971.69

	Valuation	Share
Class 1 and 2	3,427,260,873.00	86.9388%
Class 3,4,5,7,8	514,893,156.00	13.0612%
TOTAL	3,942,154,029.00	1.00

MINIMUM RES. FACTOR 92.4883% MIN RES SHARE 80.4082%

CONSENT AGENDA

CITY COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS
October 31, 2016

7:30PM

The City Council President, Thomas O'Brien, called the meeting to order at 7:30pm. A moment of silence was held for Louis Vallee, followed by the Pledge of Allegiance. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Tontar, Vogel, Zeid, Cameron, Connell, Cronin, Devlin, Earls, Eigerman, Giunta, O'Brien. 11 present, 0 absent.

(Sound Check)

- 1. MOMENT OF SILENCE**
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 4. LATE FILE ITEMS** Mayor's Update, Map for 115 Water Street lease, ORDR075 Resolution on Evergreen Commons
Motion to waive the rules, to accept late files, by Councillor Zeid, seconded by Councillor Cameron. So voted.
- 5. PUBLIC COMMENT**
 1. Peter Hatcher 15 Boyd Drive Evergreen Commons
 2. Ann Marie Vega 21 Boyd Drive Evergreen Commons
- 6. MAYOR'S COMMENT**

The mayor gave an update pursuant to her written communication.

CONSENT AGENDA

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- 7. APPROVAL OF MINUTES**

October 11, 2016 (Approve)
- 8. TRANSFERS**
 - **TRAN026_10_31_16** 2002 Overlay (25K) to Overlay Surplus (25K) (B&F)
 - **TRAN027_10_31_16** Budget Ctgcy. (32,026.24) to Multiple Sal. Items (32,026.24) (B&F)
 - **TRAN028_10_31_16** Rsv Appr (4,550,014.36) to PI Utility Fund (4,550,014.36) (B&F, PU)
 - **TRAN029_10_31_16** PI Utility Fund (530,654.47) to Water EF (283,303.59) and Sewer EF (247,350.88) (B&F, PU)
- 9. COMMUNICATIONS**
 - **COMM096_10_31_16** Draft of Newburyport's Master Plan (P&D)
 - **COMM097_10_31_16** Retirement Board Expense Budget C/Y 2017 (R&F)
 - **COMM098_10_31_16** Use of Streets for "Most Pine Boards Broken in One Minute" (PS)
 - **COMM099_10_31_16** Proposed Improvement in Our Scenic Byway (NCS)
 - **COMM100_10_31_16** RL Currie Corp - Secondhand Vehicle License (L&P)

10. APPOINTMENTS

Appointments

- **APPT076_10_31_16** Jill Brennan 24 Webster St, Haverhill Assessor 1/1/2018

Re-Appointments

- **APPT077_10_31_16** Kathleen Chase 2 Belcher St Asst Treasurer 11/1/2019
- **APPT078_10_31_16** Dr. Barry Spiro 4 Lafayette St Disability Comm 11/1/2019

**END OF CONSENT AGENDA
REGULAR AGENDA**

Motion to approve the Consent Agenda as amended by Councillor Zeid, seconded by Councillor Cameron. So voted. Councillor O'Brien present.

11. MAYOR'S UPDATE

Motion to receive and file by Councillor Zeid, seconded by Councillor Cameron. So voted.

12. APPOINTMENTS

Second Reading

Re-Appointments

- **APPT071_10_11_16** Vaughn Abbott 61 Prospect St Cultural Cncl 10/1/2019
- **APPT072_10_11_16** Paul S. Cardaci 135 Beach Rd, Slsby Constable 12/1/2019

Appointments

- **APPT073_10_11_16** Susan Bryant Carnduff 12 Washington St Cultural Cncl 11/1/2019
- **APPT074_10_11_16** Afroz Khan 85 Prospect St Cultural Cncl 11/1/2018

Motion to approve second reading appointments collectively by Councillor Cameron, seconded by Councillor Vogel. Roll call vote, 11 yes.

13. ORDERS

- **ORDR076_09_12_16** Supplemental Budget Request #1 (**TABLED**)
Motion to remove from table Councillor Cronin, seconded by Councillor Cameron. Motion to table by Councillor Cronin, seconded by Councillor Cameron. 2 no (CT, BV).
- **ORDR082_10_31_16** Residential Factor - Fiscal Year 2017
Motion to refer to Budget & Finance by Councillor Tontar, seconded by Councillor Cameron. So voted.
- **ORDR083_10_31_16** Tax Rate - Fiscal Year 2017
Motion to refer to Budget & Finance by Councillor Tontar, seconded by Councillor Cameron. So voted.

14. ORDINANCES

16. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR009_02_08_16** Increase Fees for Fire Dept.
- **ORDR010_02_08_16** Increase Fines Parking Violations
- **ORDR002_01_25_16** Accept Gift of \$25,000 Repairing Brown's Wharf Culvert (COTW)
- **ORDR039_05_31_16** Increase Hourly Parking Rate to \$1.50
- **ODNC016_09_12_16** Plum Island Utility Fund
- **ORDR079_09_26_16** Movie Location Order
- **ORDR080_09_26_16** **LATE FILE** Order of Taking Parking Facility
- **TRAN025_10_11_16** HR Health Ins. to HRA Prog. (30K), HRA Admin. (1,950)
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.

General Government

In Committee:

- **COMM063_06_13_16** Letter from Abutters of the I-95 Project

Joint Education

Next meeting will be November 7th at 5:30pm at Newburyport High School, Room 118.

- **COMM095_10_11_16** Ltr re: Crossing Guard at Coltin Drive

License & Permits

In Committee:

- **COMM010_01_25_16** Licensing Commission Acoustic & Amplified Entertainment
- **ODNC011_05_31_16** Amend Transient Vendors for Cashman (COTW)
- **ODNC013_07_11_16** Amend Outdoor Seating (Two Year Renewals)
- **ORDR079_09_26_16** Movie Location Order
- **COMM092_10_11_16** Ltr re: Youth Hockey 'Tag Day' on 11/19/2016
Motion to remove from License & Permits by Councillor Vogel, seconded by Councillor Cameron.
Motion to approve by Councillor Vogel, seconded by Councillor Cameron. So voted.

Councillor Vogel - Motion to direct the Clerk to contact Seacoast Taxi to be in compliance with the Taxi Ordinance.

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (COTW)
- **ORDR048_06_13_16** Sidewalk Order
- **ORDR075_09_12_16** Resolution on Boyd Drive Development
Motion to remove from Neighborhood & City Services by Councillor Connell, seconded by Councillor Cronin. So voted. Motion to approve by Councillor Connell, seconded by Councillor Vogel. Roll call vote, 1 present (JD). Motion passed.

Planning & Development

In Committee:

- **COMM020_02_08_16** Memo re: Hiring Process for Building Commissioner
- **ORDR055_06_27_16** Order re: Surplus Property – WWTP

Motion to remove from Planning & Development by Councillor Cameron, seconded by Councillor Tontar. Motion to approve as amended by Councillor Cameron, seconded by Councillor Tontar. Roll call vote, 10 yes (BC recused). Motion passed.

- **COMM076_07_11_16 LATE FILE** Boyd Drive Petition
- **ODNC014_08_08_16** Zoning Amend Sidewalks/Trees Sec XI-K et al
- **ORDR078_09_26_16** Titcomb Street Order
- **ORDR080_09_26_16 LATE FILE** Order of Taking Parking Facility
- **COMM091_10_11_16** Ltr to Council from J. Sweet on ZBA

Public Safety

In Committee:

- **COMM063_06_13_16** Letter from Abutters of the I-95 Project
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Zeid. Motion to receive and file by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **ORDR068_08_29_16** High Street – Resident Parking
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. Motion to receive and file by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **ODNC015_08_29_16** 25 MPH Speed Zones
- **ORDR077_09_12_16** Parking Restricted on Daniel Lucy Way
- **COMM093_10_11_16** LOCO Sports Road Race on 11/13/2016
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Connell. Motion to approve by Councillor Cronin, seconded by Councillor Vogel. So voted.
- **COMM094_10_11_16** Fuel River Run on 5/7/2017
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. Motion to approve by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **ORDR081_10_11_16** Parking Restriction, High Street near Barton St
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Zeid. Motion to approve by Councillor Cronin, seconded by Councillor Zeid. So voted.
- **COMM095_10_11_16** Ltr re: Crossing Guard at Coltin Drive
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. Motion to receive and file by Councillor Cronin, seconded by Councillor Giunta. So voted.

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ORDR075_09_12_16** Resolution on Boyd Drive Development
- **ODNC016_09_12_16** Plum Island Utility Fund

Rules Committee

In Committee:

17. GOOD OF THE ORDER

Councillor Connell thanked all for their support on the resolution for Evergreen property. Councillor Connell also suggested a policy to limit the number of road races per year that interrupt the flow of traffic. Councillor Eigerman concurred. Councillor Zeid announced a December 1, 2016 Rail Trail meeting.

18. EXECUTIVE SESSION

Motion to go in to Executive Session by Councillor Tontar, seconded by Councillor Vogel. Roll call vote, 11 yes. President O'Brien stated the Council would not come back into session.

19. ADJOURNMENT

Motion to adjourn by Councillor Tontar, seconded by Councillor Cameron. So voted. 8:37pm.

TRANSFERS

COMMUNICATIONS

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel. _____

Fax. _____

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

(For Parades, Road Races and Walkathons Only - Please complete page 3 of this application)

2016 OCT 31 P 2:01

NAME OF EVENT: walk ms Newburyport

Date: 4.1.2017 Time: from 10am to 2pm

Rain Date: N/A Time: from _____ to _____

2. Location: Newburyport High School

3. Description of Property: High School Public Private _____

4. Name of Organizer: Emily Christian City Sponsored Event: Yes _____ No

Contact Person

Address: 101A First Ave Suite 6 Waltham, MA 02451 Telephone: 781-693-5154

E-Mail: emily.christian@nmss.org Cell Phone: 434-426-4299

Day of Event Contact & Phone: Danielle Paonessa 978-729-4260

5. Number of Attendees Expected: 750

6. MA Tax Number: 13-5661935

7. Is the Event Being Advertised? Yes Where? Online

8. What Age Group is the Event Targeted to? All ages

9. Have You Notified Neighborhood Groups or Abutters? Yes _____ No , Who? _____

ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

A. Vending: Food _____ Beverages _____ Alcohol _____ Goods _____ Total # of Vendors _____

B. Entertainment: (Subject to City's Noise Ordinance.) Live Music _____ DJ Radio/CD _____
Performers _____ Dancing _____ Amplified Sound _____ Stage _____

C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____
Other _____ Total # _____

Name of Carnival Operator: _____

Address: _____

Telephone: _____

D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes No _____

If yes:

- a) How many trash receptacles will you be providing? 60
- b) How many recycling receptacles will you be providing? Just trashbags
- c) Will you be contracting for disposal of : **Trash** Yes No **Recycling** Yes No
- i. If yes, size of dumpster(s): **Trash** _____ **Recycling** _____
- ii. Name of disposal company: **Trash** _____ **Recycling** _____
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes No
- iv. If no, where will the trash & recycling be disposed ? _____

If no:

- a) # of trash container(s) to be provided by DPS _____
- b) # of recycling container(s) to be provided by Recycling Office _____
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City of Newburyport.

E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)

4 Standard # 2 ADA accessible

Name of company providing the portable toilets: Dave's Septic

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE _____

WALKATHON X

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

National NRS Society

2. Name, Address & Daytime Phone Number of Organizer: Emily Christian

101A First Ave Suite 6 Waltham, MA 02451 781-693-5154

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Danielle Pagnesi

101A First Ave Suite 6 Waltham, MA 02451 978-729-4260

4. Date of Event: 4.1.2017 Expected Number of Participants: 750

5. Start Time: 10am Expected End Time: 2pm

6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**):

High St, Ashland St, Merrimack St, Water St, Marlboro St

7. Locations of Water Stops (if any): Sage's Flats; Cushman Park

8. Will Detours for Motor Vehicles Be Required? No If so, where? _____

9. Formation Location & Time for Participants: Newburyport High School 10am

10. Dismissal Location & Time for Participants: Newburyport High School 2pm

11. Additional Parade Information: N/A

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No _____

• Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL [Signature] 4 Green St. FIRE CHIEF [Signature] 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK [Signature] 60 Pleasant St.

Lt Serna / Police

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE _____ WALKATHON X

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

National MS Society

2. Name, Address & Daytime Phone Number of Organizer: Emily Christian

101A First Ave Suite 6 Waltham, MA 02451 781-643-5154

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Danielle Pionessa

101A First Ave Suite 6 Waltham, MA 02451 978-729-4260

4. Date of Event: 4.1.2017 Expected Number of Participants: 750

5. Start Time: 10am Expected End Time: 2pm

6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**):

High St, Ashland St, Merrimack St, Water St, Marlboro St

7. Locations of Water Stops (if any): Sage's Flats & Cashman Park

8. Will Detours for Motor Vehicles Be Required? No If so, where? _____

9. Formation Location & Time for Participants: Newburyport High School 10am

10. Dismissal Location & Time for Participants: Newburyport High School 2pm

11. Additional Parade Information: N/A

- Number of Floats: _____
- Locations of Viewing Stations: _____
- Are Weapons Being Carried: Yes _____ No _____
- Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL _____ 4 Green St. FIRE CHIEF Christy Calver 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE _____

WALKATHON X _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

National MS Society

2. Name, Address & Daytime Phone Number of Organizer: Emily Christian

101A First Ave Suite 6 Waltham, MA 02451 781-693-5154

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Danielle Pagnessa

101A First Ave Suite 6 Waltham, MA 02451 978-729-4260

4. Date of Event: 4.1.2017 Expected Number of Participants: 750

5. Start Time: 10am Expected End Time: 2pm

6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**):

High st, Ashland st, Merrimac st, Water st, Marlboro st

7. Locations of Water Stops (if any): Sogona Flats ? Cashman Park

8. Will Detours for Motor Vehicles Be Required? No If so, where? _____

9. Formation Location & Time for Participants: Newburyport High School 10am

10. Dismissal Location & Time for Participants: Newburyport High School 2pm

11. Additional Parade Information: N/A

• Number of Floats: _____


• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No _____

• Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL _____ 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR  16A Perry Way CITY CLERK _____ 60 Pleasant St.

DEPARTMENT APPROVAL (for Committee Member use only):

It will be necessary for you to obtain permits or certificates from the following Departments: Please note that costs for some City support services during an event are an estimate only. Some Departments may forward an invoice for services rendered at the completion of the event, and others may require advance payment.

Approval Required	Date: _____	Signature _____
___	1. Special Events: _____	
___	2. Police: _____	
___	Is Police Detail Required: _____ # of Details Assigned: _____	
___	3. Traffic, Parking & Transportation: _____	
___	4. ISD/Health: _____	
___	5. Recycling: _____	
___	6. ISD/Building: _____	
___	7. Electrical: _____	
___	8. Fire: _____	
___	Is Fire Detail Required: _____ # of Details Assigned: _____	
___	9. Public Works: <i>Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply</i>	
___	<input type="checkbox"/> Yes: \$_____ due on _____ <input type="checkbox"/> No Fee for Special Events applies	
___	Other requirements/instructions per DPS _____	
___	10. Recreation Department: _____	
___	11. License Commission _____	

The Departments listed above have their own application process. Applicants are responsible for applying for and obtaining all required permits & certificates from the various individual Departments.

Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
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- (e) *"Road Closure"* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents ten (10) days in advance that neighborhood roads will be closed if no alternate route is available to those residents.
- (f) *"Insurance"* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an insured. The policy shall be no less than two million dollars (\$2,000,000.00).
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13-101 Enforcement

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I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed: Andy B. Chute **Date:** 10-14-14



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
01/04/2016

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

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

PRODUCER MARSH USA, INC. 445 SOUTH STREET MORRISTOWN, NJ 07960-6454 Attn: Morristown.CertRequest@marsh.com Fax: 212-948-0979 WALTH	CONTACT NAME: PHONE (A/C, No, Ext): FAX (A/C, No): E-MAIL: ADDRESS:														
	<table border="1"> <thead> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A : Federal Insurance Company</td> <td>20281</td> </tr> <tr> <td>INSURER B : ACE Property and Casualty Insurance Company</td> <td>20699</td> </tr> <tr> <td>INSURER C : Employers Insurance Company Of Wausau</td> <td>21458</td> </tr> <tr> <td>INSURER D :</td> <td></td> </tr> <tr> <td>INSURER E :</td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> </tr> </tbody> </table>		INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A : Federal Insurance Company	20281	INSURER B : ACE Property and Casualty Insurance Company	20699	INSURER C : Employers Insurance Company Of Wausau	21458	INSURER D :		INSURER E :		INSURER F :
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INSURED NATIONAL MULTIPLE SCLEROSIS SOCIETY GREATER NEW ENGLAND CHAPTER 101A FIRST AVENUE, STE 6 WALTHAM, MA 02451															

COVERAGES **CERTIFICATE NUMBER:** NYC-007969977-13 **REVISION NUMBER:** 2

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

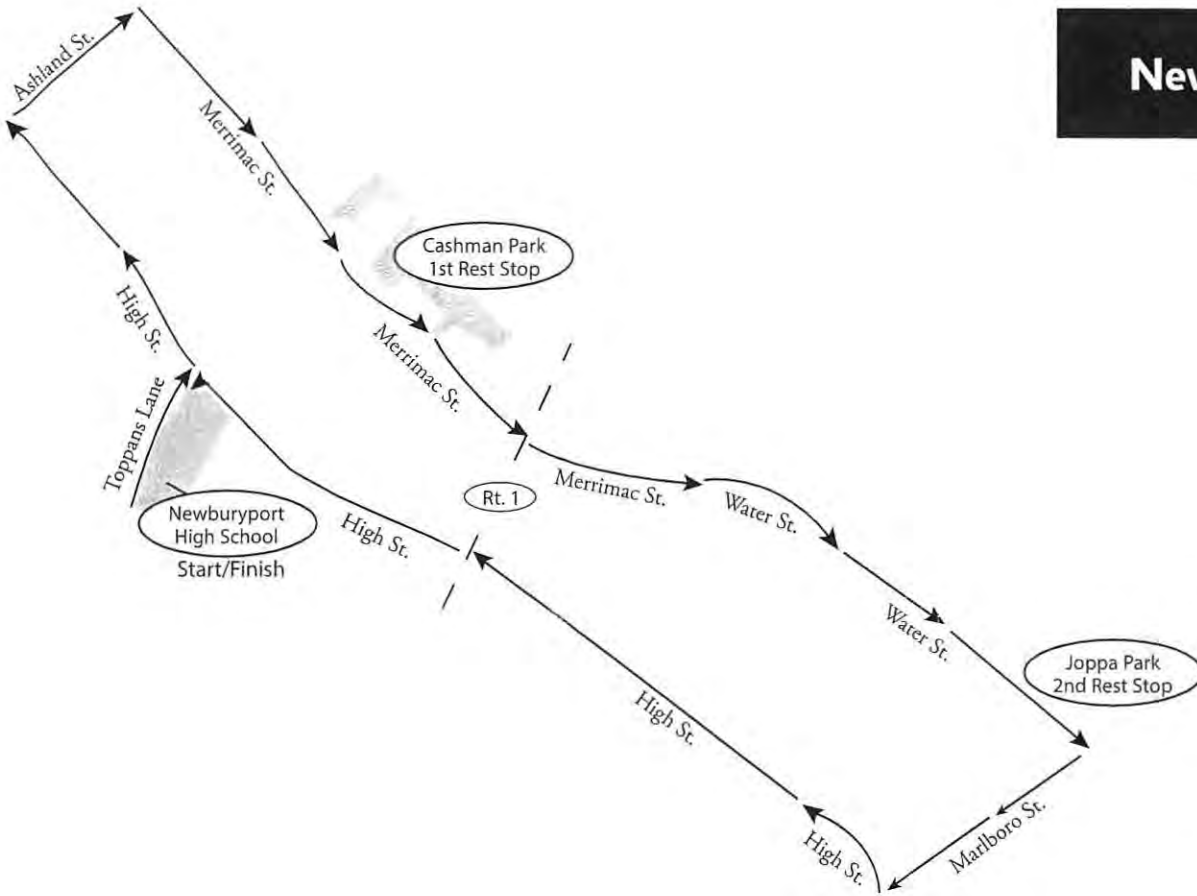
INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:		3583-33-49	12/31/2015	12/31/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 1,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS		7353-02-37	12/31/2015	12/31/2016	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ Comp/Coil Deductible \$ 1,000
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000		M00552835 005	12/31/2015	12/31/2016	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
C	<input checked="" type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N <input checked="" type="checkbox"/> N <input type="checkbox"/> N/A		WCC-Z91-451053-015	12/31/2015	12/31/2016	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 THE CERTIFICATE HOLDER IS ADDED AS AN ADDITIONAL INSURED EXCLUDING WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY POLICY AS REQUIRED BY WRITTEN CONTRACT BUT LIMITED TO THE OPERATIONS OF THE INSURED UNDER SAID CONTRACT AND ALWAYS SUBJECT TO THE POLICY TERMS, CONDITIONS AND EXCLUSIONS.

CERTIFICATE HOLDER CITY OF NEWBURYPORT ATTN: JOHN MOAK 60 PLEASANT STREET NEWBURYPORT, MA 01950	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE of Marsh USA Inc. Manashi Mukherjee <i>Manashi Mukherjee</i>
--	---

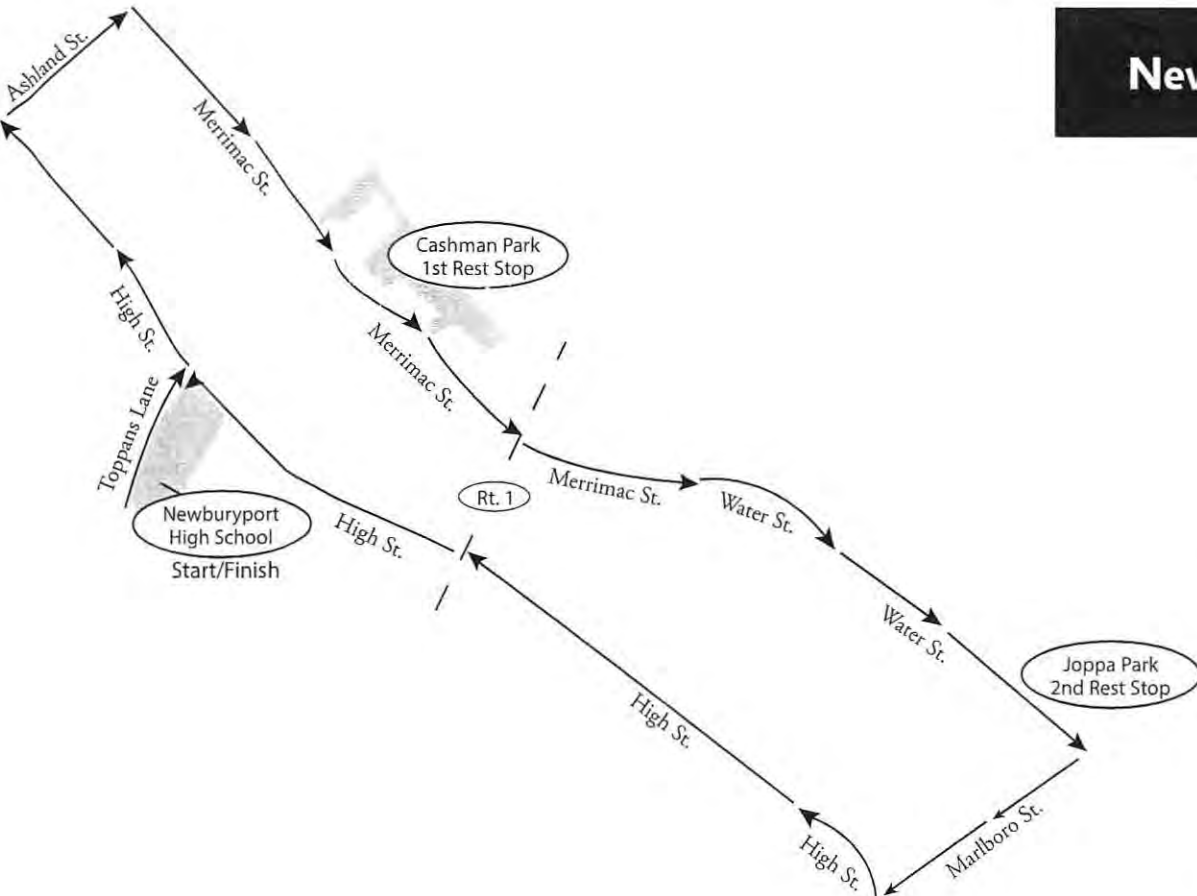
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Newburyport



Walk
presented locally by
 Biogen.

Newburyport



Walk
presented locally by
 Biogen.

Walk MS Newburyport

Start/End Point:
Newburyport High School
241 High Street
Newburyport, Mass.

1. Exit the Highschool via Toppans Lane
2. Left onto High Street
3. Right onto Ashland Street
4. Right onto Merrimac St
5. Cross road at crosswalk at corner of Merrimac and Broad Streets
6. REST STOP 1 – Cashman Park
7. Exit Cashman Park and continue on Merrimac Street
8. Merrimac Street becomes Water Street
9. REST STOP 2 – Joppa Flats
10. Right onto Marlboro Street
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12. Continue on High Street
13. Enter Highschool Via Toppans Lane

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THANK YOU TO OUR PREMIER NATIONAL SPONSOR

PRESENTED LOCALLY BY

 **NOVARTIS** PHARMACEUTICALS

 **Biogen.**

 SANOFI GENZYME

 **abbvie**

 **Bernie's & Phyllis** FURNITURE

 **EMD SERONO**

 **Spectrum**

 **enterprise** RENT-A-CAR

 **ACORDA** THERAPEUTICS

 **ALLCARE** PLUS PHARMACY

 **briova**

 **STURDY** MEMORIAL HOSPITAL

 **TE** TETRA TECH

 **5abc** WCVB TV/DT BOSTON

Ameriprise Blue Cross Blue Shield of VT Burns & McDonnell Salem Five
Home Healthsmith LLC Reliant Medical Norton Insurance
NORTRAX/John Deere DJ Mark Watson Knight Productions

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**National
Multiple Sclerosis
Society**
Greater
New England
Chapter

October 14, 2016

City Council
City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

To Whom It May Concern:

On behalf of the National Multiple Sclerosis Society, Greater New England Chapter, I would like to extend our deep gratitude for the continuous support Newburyport has shown throughout the years for the annual Walk MS.

As we enjoy autumn, I have begun planning for the 2017 Walk MS Newburyport. This year's date is set for Saturday, April 1, from 10:00am to 3:00pm. I would like to request permission to host the Walk on this day. 750 participants are expected to take part in this annual event. The Walk is 5 miles, with the Start and Finish being held at the Newburyport High School. We will be using the same route as last year, and a certificate of liability insurance will be provided upon approval of this request.

The money raised will be used to advance our support of national research and to support local programming for the nearly 21,000 people within Maine, Massachusetts, New Hampshire, Vermont and Rhode Island who are affected by multiple sclerosis. The Greater New England Chapter prides itself on our many comprehensive local programs that improve the quality of life for people with MS and their families. These programs empower individuals with MS and provide them with the resources to maintain independence.

I thank you in advance for your support and please feel free to contact me at 781.693.5154 with any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Emily Christian".

Emily Christian
Development Manager
National MS Society, Greater New England Chapter
Emily.Christian@nmss.org

NEWBURYPORT SPECIAL EVENT APPLICATION

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

Tel. _____ Fax. _____

(For Parades, Road Races and Walkathons Only - Please complete page 3 of this application)

NAME OF EVENT: Ladies Night at Run/wine + chocolate

Date: 12/3/16 Time: from 2pm to 3pm
 Rain Date: _____ Time: from _____ to _____

2. Location: Nicholsen Hall

3. Description of Property: Church hall Public Private _____

4. Name of Organizer: Amanda Misola City Sponsored Event: Yes _____ No

Contact Person
 Address: 10 Hemmensway Rd Telephone: _____
 E-Mail: BNSFitnessEvents@yahoo.com Cell Phone: 978-836-0271
 Day of Event Contact & Phone: " " " " " "

5. Number of Attendees Expected: 400

6. MA Tax Number: _____

7. Is the Event Being Advertised? NO Where? _____

8. What Age Group is the Event Targeted to? 21+

9. Have You Notified Neighborhood Groups or Abutters? Yes _____ No Who? _____

ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

A. Vending: Food Beverages Alcohol Goods _____ Total # of Vendors (4-5)

B. Entertainment: (Subject to City's Noise Ordinance.) Live Music _____ DJ Radio/CD _____
 Performers _____ Dancing _____ Amplified Sound _____ Stage _____

C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____
 Other _____ Total # _____

Name of Carnival Operator: _____
 Address: _____
 Telephone: _____

D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes No _____

If yes:

- a) How many trash receptacles will you be providing? 6-10
- b) How many recycling receptacles will you be providing? 1
- c) Will you be contracting for disposal of : **Trash** Yes No **Recycling** Yes No
- i. If yes, size of dumpster(s): **Trash** _____ **Recycling** _____
- ii. Name of disposal company: **Trash** _____ **Recycling** _____
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes No
- iv. If no, where will the trash & recycling be disposed ? _____

If no:

- a) # of trash container(s) to be provided by DPS _____
- b) # of recycling container(s) to be provided by Recycling Office _____
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City of Newburyport.

E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)

_____ Standard # _____ ADA accessible

Name of company providing the portable toilets: _____

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE X WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:
BES Fitness / Amanda Nisula
5th Annual Ladies Night out

2. Name, Address & Daytime Phone Number of Organizer:
Amanda Nisula 978-8360071
10 Hemenway Rd Salem MA 01970

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up
Amanda Nisula
BES Fitness 978-8360071

4. Date of Event: 12/3/16 Expected Number of Participants: 400

5. Start Time: 2pm Expected End Time: 3pm

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route):
attached to email

7. Locations of Water Stops (if any): NA

8. Will Detours for Motor Vehicles Be Required? NO If so, where? _____

9. Formation Location & Time for Participants: Nicholsen Hall (Harris St)

10. Dismissal Location & Time for Participants: _____

11. Additional Parade Information:
- Number of Floats: _____
 - Locations of Viewing Stations: _____
 - Are Weapons Being Carried: Yes _____ No _____
 - Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL [Signature] 4 Green St FIRE CHIEF [Signature] 0 Greenleaf St.
 DEPUTY DIRECTOR [Signature] 10A Perry Way CITY CLERK [Signature] 60 Pleasant St.

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I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed: Amanda Jesula Date: 10/13/14



Applicant Information

Name of organization BES Event management
Contact name Amanda Nisula
Address 10 Hemmenway Rd
City Salem
State MA Zip 01970
Phone 978-836-0271 Fax _____
Email BNSfitnessevents@gmail.com

Scheduling Information

Date of Application ~~5/11/16~~ 6/7/16

We request use of:

- | | | |
|--|---|--|
| <input type="checkbox"/> Atwood Park - South End | <input type="checkbox"/> Cushing Park | <input type="checkbox"/> Perkins Park - South End |
| <input type="checkbox"/> Basketball Court | <input type="checkbox"/> Basketball Courts | <small>(For ball field please use "Field Use Permit Form")</small> |
| <input type="checkbox"/> Tennis Court | <input type="checkbox"/> Joppa Park at the Sea Wall - South End | <input type="checkbox"/> Basketball Courts |
| <input type="checkbox"/> Brown Square | <input type="checkbox"/> Jason Sawyer Playground - Plum Island | <input type="checkbox"/> Tennis Courts |
| <input checked="" type="checkbox"/> Cashman Park - North End | <input type="checkbox"/> Basketball Court | <input type="checkbox"/> Moseley Woods Pavilion |
| <small>(For ball field please use "Field Use Permit Form")</small> | <input type="checkbox"/> Pavilion | <input type="checkbox"/> Bartlet Mall |
| <input type="checkbox"/> Basketball Courts | <input type="checkbox"/> March's Hill | <input checked="" type="checkbox"/> Rail Trail |
| <input type="checkbox"/> Tennis Courts | <input type="checkbox"/> Basketball Court | |

Dates/days requested ~~12/10/15~~ 12/3/16

Time slot requested 2pm-3pm
(1 1/2 hour blocks)

Activity Running through Park & Rail Trail Number of attendees 400

Authorized Applicant Signature Amanda Nisula

FOR INTERNAL USE ONLY

Approval is contingent upon approval from the following authorities:

- Health Department
- Fire Department
- Police Department
- Licensing Commission
- City Council
- Harbormaster
- No further approvals needed

ADDITIONAL COMMENTS:

Submit completed form to
Newburyport Parks
Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950
parks@cityofnewburyport.com
978-465-4462

See page 2 for Rules and Regulations and contacts for use of other parks and recreational facilities

For Parks Commission Use	
Date reviewed	_____
Approved	_____
Rejected	_____
Comments	_____

Donation received	_____



Chapter 11 Parks and Recreation, Article III Recreation Areas, Section 11-51.

1. All other city ordinances applying to public areas also apply to these parks, including but not limited to the following:
 - a. Dogs must be leashed and animal waste cleaned up and disposed of pursuant to Chapter 3, Article 2 of the Code of Ordinances.
 - b. No littering is allowed.
 - c. No vandalism, damage or defacement or other acts of willful destruction of property is allowed.
 - d. Loud noise, music, and other sounds are prohibited from 10:00 pm to 7:00 am pursuant to Section XI-G of the zoning ordinance.
 - e. No snowmobiles, motorcycles, motorbikes or other motorized vehicles, with the exception of wheelchairs are allowed unless specifically authorized by city council vote.
 - f. For other activities regulated by city ordinances, additional authorization may be required by the appropriate city authority.
 - g. No activities are allowed that would potentially endanger members of the public.
2. No activities are allowed which would disturb the quiet use and enjoyment of said parks without authorization.
3. No commercial activities are allowed without authorization.
4. No commercial activities of any nature shall be allowed on any portion or section of the Bartlett Mall unless for specific, non-profit events that benefit the Newburyport community as approved by the Bartlett Mall Commission.
5. No unauthorized vehicular parking is allowed in areas other than parking lots, in accordance with signage in the parking area. No unauthorized vehicles are allowed in areas other than driveways and parking lots.
6. Alcoholic beverages are not allowed without authorization.
7. Horses are not allowed except as authorized.
8. No Dogs shall be allowed on tennis courts, fountains or other restricted park areas.
9. No bicycling, rollerblading, snowboarding, or skateboarding is allowed on park play equipment or site furnishings, including benches, curbs, walls, stannary, handrails, fountains, ponds, tennis courts, playing fields, etc. In some locations, as indicated by signage, bicycling, rollerblading, and skateboarding are not allowed at all.
10. Trash receptacles in parks are intended for the collection of refuse related to park use; the disposal of other items in park trash receptacles is not allowed. There is no dumping of private yard waste.
11. No unauthorized posting of bills, signs, or any other materials is allowed.
12. No fires are allowed except in approved, specified locations.
13. No fireworks are allowed without written permission from the Fire Chief.
14. No firearms are allowed.
15. No unauthorized camping is allowed.
16. No unauthorized change of any sort to the property, vegetation, equipment or structures in the park is allowed, including trimming, pruning, removal or harming of plantings.
17. No unauthorized use of water or electrical receptacles in the park is allowed with the specific exception of drinking fountains.
18. No unauthorized soliciting is allowed.
19. Athletic field lighting shall be turned off by 10:00 p.m.
20. Said authorization may also be denied on any of the following grounds:
 - a. the application for permit (including any required attachments and submissions) is not fully completed and executed;
 - b. the application for permit contains a material falsehood or misrepresentation;
 - c. the applicant is legally incompetent to contract or to sue and be sued;
 - d. the applicant or the person on whose behalf the application for permit was made has on prior occasions damaged park property and has not paid in full for such damage, or has other outstanding and unpaid debts to the relevant commissions;
 - e. a fully executed prior application for permit for the same time and place has been received, and a permit has been or will be granted to a prior applicant authorizing uses or activities which do not reasonably permit multiple occupancy of the particular park or part hereof;
 - f. the use or activity intended by the applicant would conflict with previously planned programs organized and conducted by the park's commission and previously scheduled for the same time and place;
 - g. the proposed use or activity is prohibited by or inconsistent with the classifications and uses of the park.
21. Fines for violation of these rules shall be established by city ordinances.
22. Any application made pursuant to these rules and regulations shall be processed in order of receipt and the authorizing board or commission shall decide whether to grant or deny an application within 30 days unless, by written notice to the applicant, it extends the period an additional 15 days.
23. Denial of an application for a permit shall clearly set forth the grounds upon which the permit was denied and, where feasible, shall contain a proposal by the relevant commission for measures by which the applicant may cure any defects in the application for permit or otherwise procure a permit.

In reference to the foregoing, the board or commission that may authorize activities is as follows:

1. For all city parks not otherwise specified here, the Parks Commission is the authorizing agency. Application for activities should be made to the Parks Commission.
2. For Atkinson Common, the board of commissioners of Atkinson Common is the authorizing agency. Application for activities should be made to the board of commissioners of Atkinson Common.
3. For Market Landing Park and other Waterfront Trust property, the Newburyport Waterfront Trust is the authorizing agency. Application for activities should be made to the Newburyport Waterfront Trust. At times when organized activities are authorized, the permitted person or organization has exclusive right to use the designated area, and others shall not disrupt the activity or intrude on the area.
4. For Bartlett Mall, the board of commissioners of Bartlett Mall is the authorizing agency. Application for activities should be made to the board of commissioners of Bartlett Mall.
5. For Moseley Woods, the board of commissioners of Moseley Woods is the authorizing agency. Application for activities should be made to the board of commissioners of Moseley Woods.

Lisè Reid,
Parks Director
978-465-4462
parks@cityofnewburyport.com

City of Newburyport, Massachusetts
Office of the License Commission

Application Form One-Day All Alcohol/Wine & Malt License

This application must be submitted two weeks prior to the License Commission meeting (the first Wednesday of the month). Submit to the City Clerk's office, attention Lynn Varney, phone 978-465-4407, ext.1204.

Name of Organization: B&S fitness programs

Name of Event: 5th Annual ladies night out run, wine & chocolate

Contact Person: Amanda Nisula

Address: 10 Hemmenway Rd

City: Salem State: Ma Zip: 01970

Telephone Number: (Home) (978) 836-0271 (Business) () - -

Type of License Requested: All Alcohol _____ Beer & Wine

Non-Profit Status:

Place of Event: Nicholson Hall (Harris St)

***Applicants must include a space plan for all outside venues.*

Date of Event: ~~12/10/15~~ 12/13/16 Time of Event: 2pm - 5pm

Principle Purpose of Organization/Event: _____

Post run/walk festivities inside Nicholson Hall

Projected Number of Attendees: 400

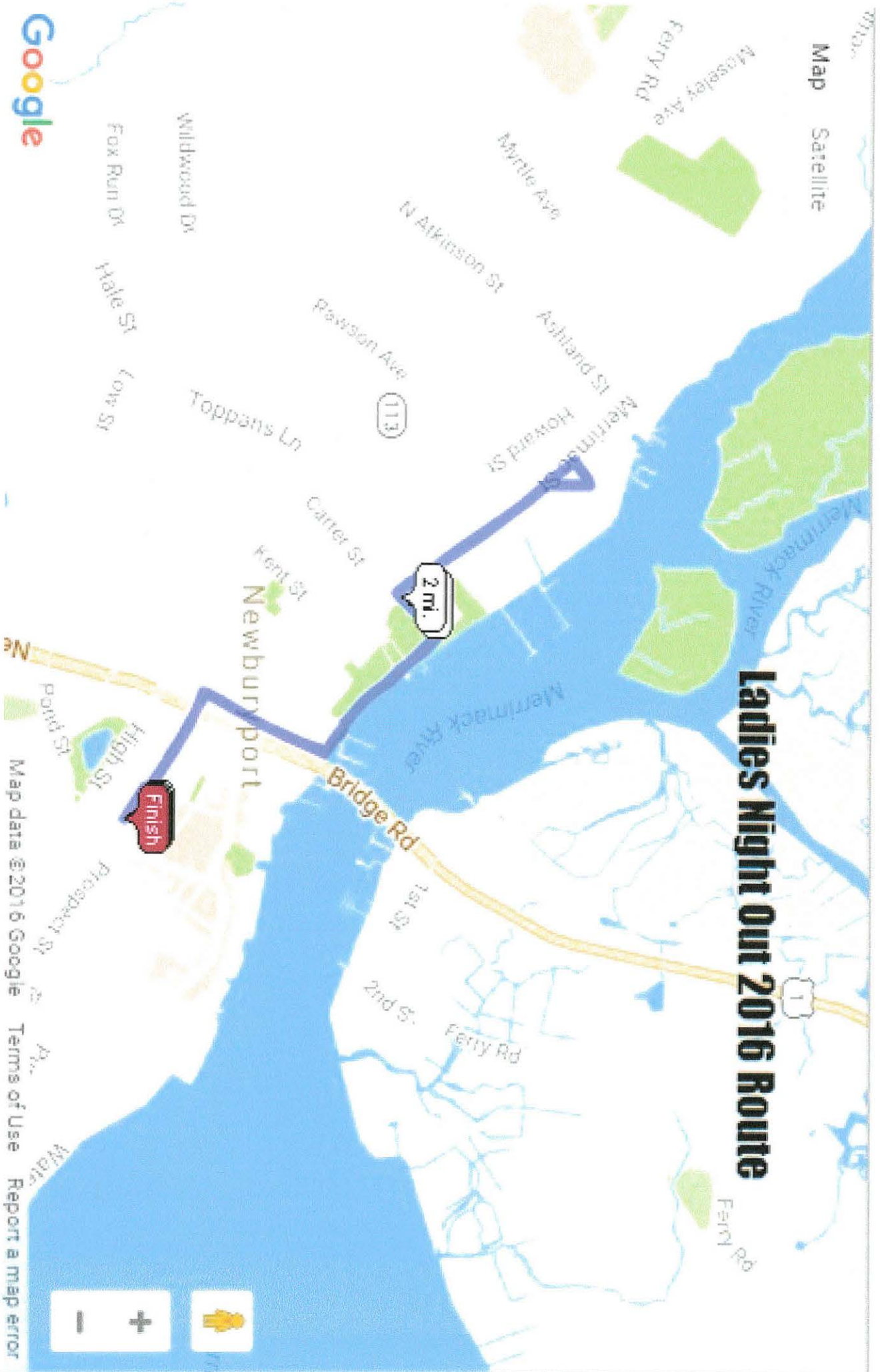
Fire Department Sign Off _____

Police Marshal Sign Off _____

Application is NOT COMPLETE unless A CERTIFICATE OF INSURANCE and CERTIFICATES OF ALCOHOL TRAINING or EQUIVALENT for EACH SERVER are attached.

Map Satellite

Ladies Night Out 2016 Route



Map data ©2016 Google Terms of Use Report a map error



ROBERT D. MORRILL
8396 SW SNAPDRAGON COURT
STUART, FLORIDA 34997

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

November 7, 2016

2016 NOV - 8 P 12: 5

Hon. Donna D. Holaday, Mayor
City of Newburyport
60 Pleasant Street
Newburyport, Massachusetts 01950

Re: Morrill Foundation Funding Directive

Dear Madam Mayor,

This letter is to advise the City that the trustees have deliberated over the projects presented at the Newburyport Senior Center Meeting on September 9, 2016 where we reviewed options for properly allocating the \$90,000.00 available for distribution in 2017.

First of all, I would personally like to express my appreciation to Mrs. Lise Reid for her time and effort in reviewing the status of current projects and completion schedules as well as giving clarity on the options projected for 2017.

We are in agreement on the following with certain noted stipulations:

1. Bartlet Mall Beautification and Boating Program - \$7000.00 to purchase a boat from Lowell's Boat shop for \$5000.00 and for daffodils to be planted along the back of the Mall slope which will be seen from High Street for \$2000.00. This allocation is predicated on the purchase of Phoenix Revolution Inc. water filtration equipment and the successful clean up of Frog Pond where goldfish can once again thrive.
2. Inn Street Beautification – Fencing - \$30,000.00 to purchase roughly 500 feet of commercial grade, ornamental fencing. The trustees noted that functionality is essential in the selected design as children have a way of easily stepping over low barriers.
3. Joppa Park Walkway Beautification - \$20,000.00 to initially establish a walkway along the Merrimack River Seawall. Over the years, The Foundation has supported a number of projects and personally received many positive comments from City Residents on its appearance as well as providing restful enjoyment. With this in mind, we viewed the main entrance with cement pavers and its current condition. The borders are not secure causing the separation of pavers and areas are sinking which may cause individuals difficult access and injury. As a result, The Parks Commission has been asked

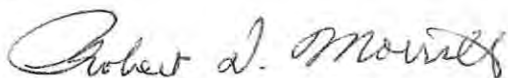
to provide detailed installation specifications to The Foundation using brick pavers, traditionally used throughout The City, for approval prior to using any of the \$20,000.00 allocation.

4. Atkinson Common Perennials and Tree Planting - \$8,000.00 to provide, protect, enhance, preserve, and beautify this historic botanical landmark.
5. Tree Planting on High Street - \$4000.00 sought by Friends of Newburyport Trees. The proposed trees are to be planted near The Home for Aged Men. The location is noted as a High Street gateway into the City.
6. Turf Covers for Field and Lawn Renovation - \$4000.00 to regenerate fields and lawns, which receive extensive wear throughout The City Parks during each year. These reusable turf covers have proven results, which support their value.
7. Atkinson Common Tree Preservation Project - \$17,000.00 is to be used to fund the Bartlett Tree Experts Proposal to prune trees, remove dead limbs, remove three dead trees, and install 58 new supplemental support systems on specified trees throughout the Common.

I know that the City Council will have to formally accept these funds at its December meeting. After notification of their acceptance to all trustees, and the turn of the year, The Mayor Gayden W. Morrill Charitable Foundation will send a check to The City.

In the meantime, we hope that all in Newburyport will have a wonderful Thanksgiving, a Blessed Christmas, and a safe, joyous and prosperous New Year.

Sincerely,



Robert D. Morrill

cc: James Agrippa Morrill, James Astle Morrill, Mary Haslinger, Lise Reid, Robert R. Uhlig, Kimberly Turner, Geordie Vining, Jack Grady, Peter Demaranville



RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
38R Merrimac Street, Newburyport, MA 01950
O: 978-462-6680 F: 978-465-4145

2016 NOV 8 11
www.newburyportchamber.org
info@newburyportchamber.org

November 1, 2016

Honorable Mayor Donna D. Holaday,
Council President Thomas O'Brien and
Members of the Newburyport City Council
Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950

RE: Single Tax Rate

Dear Mayor Holaday, President O'Brien and Members of the City Council:

On behalf of the 750 members of the Greater Newburyport Chamber of Commerce & Industry, we ask for your continued support of the single tax rate in Newburyport. We offer the following key points in support:

- **The City's Master Plan recently released in draft form to the City Council lists one of its economic development goals as *ensuring that the supply and character of commercial space can adapt to a changing economy*.** According to the City Assessor, 86.6% of the City's tax base in FY 2016 is residential, with 13.4% commercial/industrial. Additional economic stress such as higher taxes may discourage new businesses from starting up or relocating here, or worse, force existing companies to relocate elsewhere where taxes are lower. **A dual tax rate is a hindrance to economic development.**
- **Commercial and industrial businesses are net contributors to the City** and use very few of the City services that residents enjoy, i.e., trash and recycling pick-up, schools, street lights, public safety services, sidewalk repair, etc.
- **As a border community, we continually face competition from neighboring New Hampshire as well as other cities and towns with lower tax rates.** A single tax rate is cited repeatedly as an incentive for businesses to locate in Newburyport.
- **An increase in taxes will translate in higher costs to retailers who already face enough stress on their businesses** (ongoing City construction, seasonal stresses, the winter of 2015, etc.). Many leases include real estate tax escalation clauses that allow landlords to pass any tax increases through to tenants immediately. Other landlords, while not that obvious, pass through real estate tax increases in the form of higher rents.
- The Community Preservation Act (CPA), passed in 2003, levies a 2 percent surcharge on all properties for the preservation of open and recreational space, affordable housing and historic preservation. **While residents have the first \$100,000 of their evaluations excluded from the assessment, commercial property owners do not receive this discount and are taxed at the full 100% of evaluation**—even when residents are the greatest beneficiaries of the CPA.

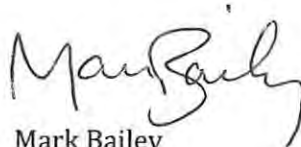
- **Newburyport businesses generously support local organizations, city and non-profit entities.** In the past three years alone, we can point to the expansion and upgrade of our community hospital, renovation of our elementary, middle and high schools, restoration of our historic stadium and playing fields, construction of our new Senior and Community Center and many other projects that simply would not have been possible without the philanthropic generosity of our business community. In addition, management and employees contribute hundreds of hours annually to volunteerism and board service. The investment of time and money cannot be reasonably measured.
- **The majority of Massachusetts communities recognize the negative impact a dual tax rate has on businesses and maintain single tax rates.** A split tax rate sends a signal that a community is less interested in its business sector than in its residents. And the business sector is contributing heavily to that same tax base.

Given these and other reasons, we respectfully ask for your support to continue a single tax rate for residents and businesses in the City of Newburyport, and thank you in advance for your support.

Sincerely,



Grace Connolly
Chairperson of the Board



Mark Bailey
Chair
Economic Development
Action Committee



Ann Ormond
President

**APPOINTMENTS
FIRST READING**

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

**APPOINTMENTS
SECOND READING**

SECOND READING APPOINTMENTS

Appointments

- APPT076_10_31_16 Jill Brennan 24 Webster St, Haverhill Assessor 1/1/2018

Re-Appointments

- APPT077_10_31_16 Kathleen Chase 2 Belcher St Asst Treasurer 11/1/2019
- APPT078_10_31_16 Dr. Barry Spiro 4 Lafayette St Disability Comm 11/1/2019

Motion to approve the Consent Agenda as amended by Councillor Zeid, seconded by Councillor Cameron. So voted (TO present).

Confirmatory Appointments

(Dates Transposed)

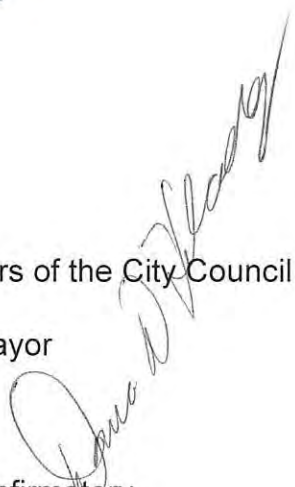
- APPT071_10_11_16 Vaughn Abbott 61 Prospect St Cultural Cncl 10/1/2018
- APPT074_10_11_16 Afroz Khan 85 Prospect St Cultural Cncl 11/1/2019



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

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

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: November 10, 2016
Subject: Re-Appointment – Confirmatory



I hereby re-appoint, subject to your approval, the following
named individual as a member of the Cultural Council.
This appointment will expire on October 1, 2018.

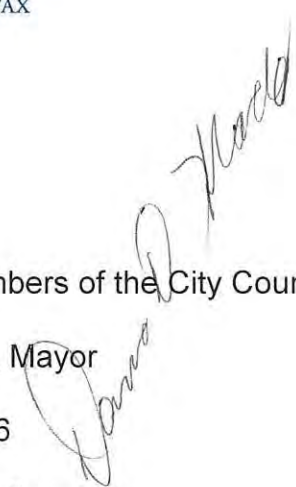
Vaughn Abbott
61 Prospect Street
Newburyport, MA 01950



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

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

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: November 10, 2016
Subject: Appointment - Confirmatory



I hereby appoint, subject to your approval, the following named individual as a member of the Cultural Council. This term will expire on November 1, 2019.

Afroz Khan
85 Prospect Street
Newburyport, MA 01950

ORDERS

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 12, 2016

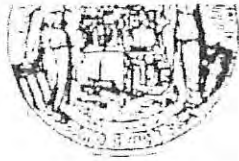
THAT the City Council of the City of Newburyport approves the Mayor's Fiscal Year 2017 **Supplemental Budget Request #1** in the total amount of **\$12,532.88**.

General Fund:	\$10,190.57
Water Enterprise Fund:	\$1,171.15
Sewer Enterprise Fund:	\$1,171.16

Councilor Charles F. Tontar

In City Council October 11, 2016:

Motion to take separately by Councilor Devlin, seconded by Councilor Vogel. So voted. Motion to amend to strike by Councilor Devlin. Withdrawn. Motion to approve \$3,513.46 for DPS Director by Councilor Tontar, seconded by Councilor Cameron. Roll call vote, 11 yes. Motion to refer remaining amount to table by Councilor Tontar, seconded by Councilor Devlin. So voted.



DONNA D. HOLADAY
60 PLEASANT STREET • P.O. BOX 550
NEWBURYPORT, MA 01950
(781) 465-4402 • (781) 465-4402 FAX
WWW.CITYOFNEWBURYPORT.ORG

To: President and Members of the City Council
From: Donna D. Holaday
Date: September 12, 2018
Subject: Supplemental Budget Request #1

At the conclusion of the FY17 budget approval process there remained \$13,686 in unallocated estimated general fund revenue. My Supplemental Budget Request #1 utilizes \$10,191 of the unallocated general fund revenue, as well as, \$1,171 from water enterprise fund receipts and \$1,171 from sewer enterprise fund receipts.

Since the approval of the FY17 budget, we have renewed and extended two department head contracts and performed a market analysis on a third position. Accordingly, I respectfully request the following items as a Supplemental Budget Request:

- Human Resources Director
Amount: \$5,069.42
Rationale: To bring the salary closer to market level.
- Fire Chief
Amount: \$3,950.00
Rationale: To align stipends with City Marshal contract.
- DPS Director
Amount: \$3,513.46
Rationale: To raise salary, extend contract.

The Supplemental Budget Request totals \$12,532.88 which, as mentioned above, will be covered by unallocated revenue from the FY17 budget process. I look forward to discussing the funding needs in further detail when this request is referred to the Budget and Finance Committee for their review.

Thank you for your consideration.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

November 14, 2016

AN ORDER TO ADD ORANGE STREET TO THE TWO-HOUR RESIDENTIAL PARKING PROGRAM

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

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

Amend subsection (g)(3) regarding the designation of streets within two-hour residential parking permit zones, as follows, with deletions ~~italicized and double-stricken through~~, and additions italicized and double-underlined:

- (3) Zone 3:
 - a. Fair Street, on the easterly side between Liberty Street and Water Street, and on the westerly side, between Liberty Street and southerly edge of driveway at 2 Fair Street.
 - b. Fruit Street.

Councillor Jared J. Eigerman

ORDINANCES

COMMITTEE ITEMS

BUDGET & FINANCE COMMITTEE ITEMS

1. **ODNC016_09_12_16** Plum Island Utility Fund (with Public Utilities)
2. **TRAN026_10_31_16** 2002 Overlay (25K) to Overlay Surplus (25K)
3. **TRAN027_10_31_16** Budget Ctgcy. (32,026.24) to Multiple Sal. Items (32,026.24)
4. **TRAN028_10_31_16** Rsv Appr (4,550,014.36) to PI Utility Fund (4,550,014.36)
5. **TRAN029_10_31_16** PI Utility Fund (530,654.47) to Water EF (283,303.59) and Sewer EF (247,350.88)
6. **ORDR082_10_31_16** Residential Factor - Fiscal Year 2017
7. **ORDR083_10_31_16** Tax Rate - Fiscal Year 2017

Bot
PO

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

AN ORDINANCE ESTABLISHING THE PLUM ISLAND UTILITY FUND

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

Chapter 2 Administration
Article VI Finance

Sec. 2-393 – Establishment of the Plum Island Utility Fund

- a) There is hereby established a trust fund known as the Plum Island Water/Sewer Utility Fund ("Plum Island Utility Fund").
- b) The Plum Island Utility Fund shall consist of the City of Newburyport's share of proceeds from the settlement agreement between the Commonwealth of Massachusetts and CDM Smith Inc.
- c) The City hereby established this Plum Island Utility Fund under the provisions of paragraph 2 of section III of the CDM Smith Inc. Settlement Agreement. Accordingly, the Plum Island Utility Fund shall be ONLY be used to pay costs and expenses arising from or related to the Plum Island Water/Sewer Utility Project ("Project"), including but not limited to the repair, modification, improvements, or optimization of the Project, and reimbursement of the City of Newburyport's insurers, including the MIIA Property & Casualty Group, Inc. ("MIIA") on terms arranged by the City of Newburyport.
- d) Appropriations from this fund shall be made at the recommendation of the Mayor with the approval of a two-thirds vote of the City Council.
- e) This section is adopted pursuant to section 5B, chapter 40 of Massachusetts General Law.

Submitted:

Councillor Charles F. Tontar
Chair, Budget & Finance Committee



City of Newburyport

FY 2017

BUDGET TRANSFER REQUEST

RECEIVED
 TOWN CLERK'S OFFICE
 NEWBURYPORT, MA
 2016 OCT 25 P 1:33

Department: Assessor
Submitted by: Dan Raycroft, Assessor **Date Submitted:** 10/31/2016

Transfer From:

Account Name	Overlay Surplus Account	YTD Bal:	\$ 25,000.00
Account Number:	01-35200	Trans In:	\$ -
Amount:	\$25,000.00	Trans Out:	\$ -
Why are Funds Available:	<i>Funds that have been reserved for real estate and personal property tax abatements are no longer required to cover future abatements and have been declared surplus by the City Assessor. Overlay surplus can be used for any municipal purpose with the approval of the Mayor and a majority vote of the City Council. Overlay reserves from FY2002 are available.</i>		

Transfer To:

Account Name	ASR Revaluation	YTD Bal:	\$ 23,833.92
Account Number:	01141002-53002	Trans In:	\$ -
Amount:	\$25,000.00	Trans Out:	\$ -
Why are Funds Required:	<i>To fund the cost of field work performed during FY2017 as part of the City's triennial revaluation. As part of the Municipal Modernization Act, property revaluations will begin to occur every five years, rather than three, with the next one occurring in FY2022.</i>		

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

Date: 10/25/16
 Date: 10/25/16



City of Newburyport

OFFICE OF THE ASSESSOR

City Hall

60 Pleasant Street

Newburyport, MA 01950

(978)465-4403 / Fax (978)462-8495

assessor@cityofnewburyport.com

RECEIVED
ASSESSOR'S OFFICE
2016 OCT 25 P 1:33

DATE: October 21, 2016

TO: Ethan Manning, Finance Director

FROM: Daniel Raycroft, City Assessor

SUBJ: Transfer from 2002 Overlay to Overlay Surplus

I hereby authorize the release of \$25,000 from our 2002 Overlay account to Overlay Surplus.

**Transfer from Budget Contingency to Multiple Salary Line Items
Submitted 10/31/2016**

Org	Object	Description	Original Budget	Transfer Amount	Revised Budget
01292001	51101	ANC SAL ANIMAL CONTROL OFFCR	\$35,570.06	\$4,650.95	\$40,221.01
01293001	51134	PKG SAL PARKING OFFICER	\$45,882.00	\$917.64	\$46,799.64
01161001	51102	CLK SAL ASSIST CLERK	\$65,932.32	\$4,008.69	\$69,941.01
01421001	51150	HWY SAL FACILITIES MAINT	\$294,781.60	\$5,683.79	\$300,465.39
01141001	51102	ASR SAL ASST ASSESSOR	\$64,006.04	\$1,280.11	\$65,286.15
01135001	51103	AUD SAL ACCT PAY/RISK MGR	\$56,901.13	\$3,459.60	\$60,360.73
01510001	51103	HLH SAL OFFICE MANAGER	\$43,816.70	\$817.92	\$44,634.62
01519001	51103	SUS SAL OFFICE MANAGER	\$7,302.77	\$204.48	\$7,507.25
01182001	51102	OPD SAL PLANNER	\$41,440.78	\$1,766.42	\$43,207.20
01182001	51103	OPD SAL PROJECT PLANNER	\$77,873.13	\$1,557.47	\$79,430.60
01145001	51102	TRS SAL ASST TREASURER	\$55,290.82	\$6,886.48	\$62,177.30
01541001	51164	COA SAL RECEPTIONIST	\$39,634.68	\$792.69	\$40,427.37
		Total	<u>\$828,432.03</u>	<u>\$32,026.24</u>	<u>\$860,458.27</u>



CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNA D. HOLADAY

60 PLEASANT STREET • P.O. BOX 550
NEWBURYPORT, MA 01950
(978) 465-4413 • (978) 465-4402 (FAX)
WWW.CITYOFNEWBURYPORT.COM

RECEIVED
CITY CLERK'S OFFICE
2016 OCT 25 P 11 31

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: October 31, 2016
Re: Teamsters Administrative Assistants – Tentative Agreement

The following is a summary of the agreement that has been reached in principle for FY16-FY19 with the Teamsters Administrative Assistant bargaining unit, Local 170. The City has agreed to the terms contained herein subject to the appropriation by the City Council. Local 170 voted to ratify the terms of this agreement on September 20th.

• **Article I – Recognition of Unit:**

Recognized the following position:
City Clerk Administrative Assistant I

This position has always been covered by the collective bargaining agreement, but had not been formally recognized within the document.

Acknowledged changes to the following positions:
Water Administrative Assistant from I to II
Assessor Administrative Assistant from I to II

- **Article IX – Hours of Work:** Water and Sewer office staff hours changed from City Hall hours to 8:00 AM to 4:00 PM Monday-Friday, with availability for Thursday evening appointments at City Hall should the need arise. Any additional hours worked will be exchanged for compensatory time.

• **Article XII - Leaves:**

Vacation accrual: Any employee hired after July 1, 2016 will accrue vacation according to the below schedule:

Years of Service	Annual Accrual	Monthly Accrual
<1 to 5 years	10 days	0.833 days
5 years but < 10 years	15 days	1.25 days
10 years but <15 years	20 days	1.667 days
15 or more years	25 days	2.083 days

This eliminates the six week vacation for any employee hired after July 1, 2013. The only employees still receiving a six week vacation at 15 years are those hired prior to July 1, 2013.

Childbirth and Rearing Leave: Changed terminology from “Maternal” to “Parental” to reflect current State Law.

Sick Leave:

1. Added language to clarify that sick leave must be used in no less than one hour increments.
2. Changed language for notification of retirement from “Mayor” to “Department Head”.
3. Added Section 6 – new provision for voluntary sick leave payout program for employees with ten or more years of service to purchase sick leave time prior to retirement. The provision allows for up to 50% of sick leave accrual (up to a maximum of 25 days per year) to be purchased back at 90% of the current daily rate provided that any employee who exercises this option must retain 50 sick leave days in their accrual credit. Any sick days paid out pursuant to this section will be deducted from the sick leave balance payable upon retirement or death as outlined in the appropriate section in the contract. The maximum leave payout for each employee's entire career working for the City is capped at 50 days.
4. Added Appendix G form for Sick Leave payout.

Bereavement Leave: Changed leave benefit for the death of an aunt or uncle from 1 day to 3 days.

- **Article XVI – Wages**

1. Increased wages by the following schedule:
FY17: 2.0% effective 7/1/2016
FY18: 2.0% effective 7/1/2017
FY19: 2.0% effective 7/1/2018
2. Removed language regarding merit increases for goal-setting and performance evaluations. It is agreed that departmental goals and objectives are part of the annual budget process.
3. Mandatory Direct Deposit language added.

- **Article XXVI – Duration:** Language changed to reflect the duration of the contract to cover the period from July 1, 2016 to June 30, 2019.

- **Appendix C – Positions and Grades:**

Upgraded the following positions within the bargaining unit:

Maintenance Supervisor:	Grade H to J
Animal Control Officer:	Grade E to G
AP/Risk manager:	Grade K to L
Assistant City Clerk:	Grade P to Q

- **Other:**

1. Removed Employee evaluation form to reflect change in Article XVI regarding employee evaluations.
2. Added Appendix G – Sick Leave Buy Back Request Form
3. Added Appendix H – Employee Action Transmittal form to be submitted by supervisor a minimum of two weeks prior to the employee's change in step, grade or COLA.
4. Recognized prior years of service for the Assistant Treasurer/Collector for the purpose of step determination.

The entire cost of this contract will be transferred from the Budget Contingency via a transfer submitted by the Finance Director.



City of Newburyport

FY 2017

BUDGET TRANSFER REQUEST

RECEIVED
 MAYOR'S OFFICE
 NEWBURYPORT, MA
 2016 OCT 26 P 4: 01
bat & pu

Department: Mayor's Office
Submitted by: Donna D. Holaday, Mayor **Date Submitted:** 10/31/2016

Transfer From:

Account Name	Rsv Appr - Legal Settlements	YTD Bal:	\$ 4,618,434.93
Account Number:	2745-59600	Trans In:	\$ -
Amount:	\$4,550,014.36	Trans Out:	\$ -
Why are Funds Available:	<i>The City received \$4,550,000 in settlement proceeds resulting from the settlement agreement between the Commonwealth of Massachusetts and CDM Smith Inc. The transfer amount also includes \$14.36 in accrued interest through 9/30/2016. Must be approved by a two-thirds vote of the City Council in accordance with M.G.L. c. 40, sec. 5B.</i>		

Transfer To:

Account Name	Plum Island Utility Fund	YTD Bal:	\$ -
Account Number:	8287-49700	Trans In:	\$ -
Amount:	\$4,550,014.36	Trans Out:	\$ -
Why are Funds Required:	<i>Paragraph 2 of section III of the CDM Smith Inc. Settlement Agreement requires that the settlement proceeds be placed into the Plum Island Utility Fund and spent in accordance with the terms of the agreement.</i>		

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

Date: 10/26/16
 Date: 10/26/16



City of Newburyport

FY 2017

BUDGET TRANSFER REQUEST

RECEIVED
CITY CLERK'S OFFICE
OCT 26 2016

bdf
po

2016 OCT 26 P 4: 01

Department: Mayor's Office

Submitted by: Donna D. Holaday, Mayor

Date Submitted: 10/31/2016

Transfer From:

Account Name	<u>Plum Island Utility Fund</u>	YTD Bal:	<u>\$ 4,550,014.36</u>
Account Number:	<u>8287-59600</u>	Trans In:	<u>\$ -</u>
Amount:	<u>\$530,654.47</u>	Trans Out:	<u>\$ -</u>
Why are Funds Available:	<u>Proceeds from CDM Smith Inc. Settlement Agreement. Must be approved by a two-thirds vote of the City Council in accordance with M.G.L. c. 40, sec. 5B.</u>		

Transfer To:

Account Name	<u>Water Enterprise Fund</u>	YTD Bal:	<u>\$ 1,970,192.00</u>
Account Number:	<u>60-49782</u>	Trans In:	<u>\$ -</u>
Amount:	<u>\$283,303.59</u>	Trans Out:	<u>\$ -</u>
Why are Funds Required:	<u>Reimbursement of costs and expenses arising from or related to the Plum Island Water/Sewer Utility Project, including \$219,089.91 in legal-related expenses and \$64,213.68 in repair costs, incurred from FY2013 to present.</u>		

Transfer To:

Account Name	<u>Sewer Enterprise Fund</u>	YTD Bal:	<u>\$ 1,419,115.00</u>
Account Number:	<u>61-49782</u>	Trans In:	<u>\$ -</u>
Amount:	<u>\$247,350.88</u>	Trans Out:	<u>\$ -</u>
Why are Funds Required:	<u>Reimbursement of costs and expenses arising from or related to the Plum Island Water/Sewer Utility Project, including \$216,811.03 in legal-related expenses and \$30,539.85 in repair costs, incurred from FY2013 to present.</u>		

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

Donna D. Holaday
Ethan R. Manning

Date: 10/26/16
Date: 10/26/16

BT

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 31, 2016

THAT all property within the City of Newburyport be taxed equally and that the method to determine this percentage of the local tax levy to be assessed by each class of property is established by the adoption of a **Residential Factor** of [] for **Fiscal Year 2017** in the City of Newburyport.

Councillor Charles F. Tontar
Chair, Budget & Finance Committee

607

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 31, 2016

THAT the City of Newburyport Tax Rate for Fiscal Year 2017 will be \$[] for all classes of property.

Councillor Charles F. Tontar
Chair, Budget & Finance Committee

LICENSE & PERMITS COMMITTEE ITEMS

COMM100_10_31_16 RL Currie Corp – Secondhand Vehicle License

THE COMMONWEALTH OF MASSACHUSETTS

_____ OF _____ RECEIVED
CLERK'S OFFICE
PROBATE DEPARTMENT

Let

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE
OR ASSEMBLE SECOND HAND MOTOR VEHICLES
OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a 2ND class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? RL Currie Corp

Business address of concern. No. 6 New PASTURE ROAD St.,
NEW BURYPORT City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? _____
CORPORATION

3. If an individual, state full name and residential address.
N/A

4. If a co-partnership, state full names and residential addresses of the persons composing it.
N/A

5. If an association or a corporation, state full names and residential addresses of the principal officers.
President RANDY L Currie 111 Georgetown Road West Newbury MA
Secretary RANDY L Currie 111 Georgetown Road West Newbury Ma
Treasurer RANDY L Currie 111 Georgetown Road West Newbury Ma

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? YES

If so, is your principal business the sale of new motor vehicles? NO

Is your principal business the buying and selling of second hand motor vehicles? YES

Is your principal business that of a motor vehicle junk dealer? NO

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

4.5 ACRES CONSISTING OF A 10,000 SQ FT
CONCRETE BLOCK BLDG. OFFICES AND REPAIR
FACILITIES ARE CONTAINED THEREIN. EXTERIOR
CONSISTS OF LARGE LEVEL PARKING AREA.

* PLEASE SEE PROVIDED PLANS FOR FURTHER DETAIL

8. Are you a recognized agent of a motor vehicle manufacturer? NO
(Yes or No)

If so, state name of manufacturer _____

9. Have you a signed contract as required by Section 58, Class 1? NO
(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? Yes
(Yes or No)

If so, in what city — town NEWBURYPORT

Did you receive a license? Yes For what year? 2007 - 2016
(Yes or No)

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof
ever been suspended or revoked? NO
(Yes or No)

Sign your name in full Gandy H. Currie
(Duly authorized to represent the concern herein mentioned)

Residence 111 GEORGETOWN RD
WEST NEWBURY MA

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH
FULL INFORMATION, AND FALSE STATEMENTS
HEREIN MAY RESULT IN THE REJECTION OF
YOUR APPLICATION OR THE SUBSEQUENT
REVOCAION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the
application with the registrar. (See Sec. 59)

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application after investigation _____
(Approved or Disapproved)

License No. _____ granted _____ 20 _____ Fee \$ _____

Signed _____

CHAPTER 140 OF THE GENERAL LAWS, TER. ED., WITH AMENDMENTS THERETO (EXTRACT)

SECTION 57. No person, except one whose principal business is the manufacture and sale of new motor vehicles but who incidentally acquires and sells second hand vehicles, or a person whose principal business is financing the purchase of or insuring motor vehicles but who incidentally acquires and sells second hand vehicles, shall engage in the business of buying, selling, exchanging or assembling second hand motor vehicles or parts thereof without securing a license as provided in section fifty-nine. This section shall apply to any person engaged in the business of conducting auctions for the sale of motor vehicles.

SECTION 58. Licenses granted under the following section shall be classified as follows:

Class 1. Any person who is a recognized agent of a motor vehicle manufacturer or a seller of motor vehicles made by such manufacturer whose authority to sell the same is created by a written contract with such manufacturer or with some person authorized in writing by such manufacturer to enter into such contract, and whose principal business is the sale of new motor vehicles, the purchase and sale of second hand motor vehicles being incidental or secondary thereto, may be granted an agent's or a seller's license; provided, that with respect to second hand motor vehicles purchased for the purpose of sale or exchange and not taken in trade for new motor vehicles, such dealer shall be subject to all provisions of this chapter and of rules and regulations made in accordance therewith applicable to holders of licenses of class 2.

Class 2. Any person whose principal business is the buying or selling of second hand motor vehicles may be granted a used car dealer's license.

Class 3. Any person whose principal business is the buying of second hand motor vehicles for the purpose of remodeling, taking apart or rebuilding the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembling of second hand motor vehicle parts, may be granted a motor vehicle junk license.

SECTION 59. The police commissioner in Boston and the licensing authorities in other cities and towns may grant licenses under this section which will expire on January first following the date of issue unless sooner revoked. The fees for the licenses shall be fixed by the licensing board or officer, but in no case shall exceed \$100. dollars. Application for license shall be made in such form as shall be approved by the registrar of motor vehicles, in sections fifty-nine to sixty-six, inclusive, called the registrar, and if the applicant has not held a license in the year prior to such application, such application shall be made in duplicate, which duplicate shall be filed with the registrar. No such license shall be granted unless the licensing board or officer is satisfied from an investigation of the facts stated in the application and any other information which they may require of the applicant, that he is a proper person to engage in the business specified in section fifty-eight in the classifications for which he has applied, that said business is or will be his principal business, and that he has available a place of business suitable for the purpose. The license shall specify all the premises to be occupied by the licensee for the purpose of carrying on the licensed business. Permits for a change of situation of the licensed premises or for addition thereto may be granted at any time by the licensing board or officer in writing, a copy of which shall be attached to the license. Cities and towns by ordinance or by-law may regulate the situation of the premises of licensees within class 3 as defined in section fifty-eight, and all licenses and permits issued hereunder to persons within said class 3 shall be subject to the provisions of ordinances and by-laws which are hereby authorized to be made. No license or permit shall be issued hereunder to a person within said class 3 until after a hearing, of which seven days' notice shall have been given to the owners of property abutting on the premises where such license or permit is proposed to be exercised. All licenses granted under this section shall be revoked by the licensing board or officer if it appears, after hearing, that the licensee is not complying with sections fifty-seven to sixty-nine, inclusive, or the rules and regulations made thereunder; and no new license shall be granted to such person thereafter, nor to any person for use on the same premises, without the approval of the registrar. The hearing may be dispensed with if the registrar notifies the licensing board or officer that a licensee is not so complying. Any person aggrieved by any action of the licensing board or officer refusing to grant, or revoking a license for any cause may, within ten days after such action, appeal therefrom to any justice of the superior court in the county in which the premises sought to be occupied under the license or permit applied for are located. The justice shall, after such notice to the parties as he deems reasonable, give a summary hearing on such appeal, and shall have jurisdiction in equity to review all questions of fact or law and may affirm or reverse the decision of the board or officer and may make any appropriate decree. The decision of the justice shall be final.

APPLICATION FOR A LICENSE TO BUY, SELL,
EXCHANGE OR ASSEMBLE SECOND HAND
MOTOR VEHICLES OR PARTS THEREOF.

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No. _____

Class _____ License No. _____

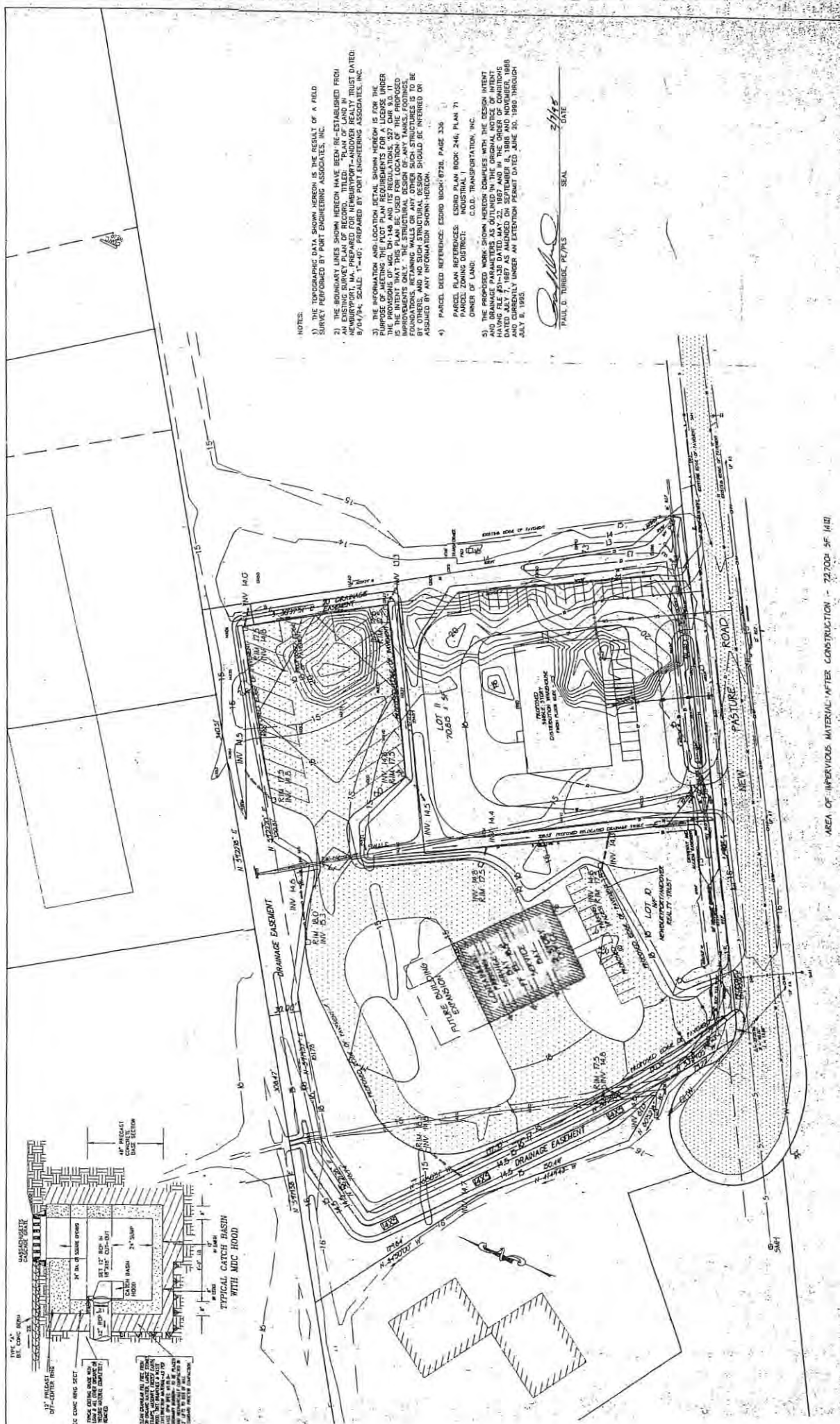
Name _____

St. and No. _____

City — Town _____

Date Issued _____

Remarks _____



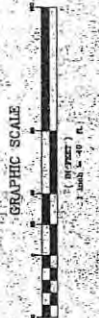
- NOTES:
- 1) THE TOPOGRAPHIC DATA SHOWN HEREON IS THE RESULT OF A FIELD SURVEY PERFORMED BY PORT ENGINEERING ASSOCIATES, INC.
 - 2) THE BOUNDARY LINES SHOWN HEREON HAVE BEEN RE-ESTABLISHED FROM AN EXISTING SURVEY PREPARED FOR PORT ENGINEERING ASSOCIATES, INC. AND Y. M. & W. S. SURVEYING, INC. IN 1987. THE SURVEY WAS COMPLETED ON 8/17/94; SCALE: 1"=40'; PREPARED BY PORT ENGINEERING ASSOCIATES, INC.
 - 3) THE INFORMATION AND LOCATION SETOUT SHOWN HEREON IS FOR THE PURPOSE OF MEETING THE LOT PLAN REQUIREMENTS FOR A LICENSE UNDER THE PROVISIONS OF M.G.L. CH. 148 AND THE REGULATIONS, 877 CMR 9.0. IT IS NOT TO BE CONSIDERED AS A STRUCTURAL DESIGN OF ANY TANKS, FOOTINGS, FOUNDATIONS, RETAINING WALLS OR ANY OTHER SUCH STRUCTURES IS TO BE ASSUMED BY ANY INFORMATION SHOWN HEREON. SHOULD BE REFERRED OR ASSUMED BY ANY INFORMATION SHOWN HEREON. SHOULD BE REFERRED OR ASSUMED BY ANY INFORMATION SHOWN HEREON. SHOULD BE REFERRED OR ASSUMED BY ANY INFORMATION SHOWN HEREON.
 - 4) PARCEL DEED REFERENCE: ESDRO BOOK 6728, PAGE 236
 - 5) PARCEL PLAN REFERENCES: ESDRO PLAN BOOK 246, PL. AN. 71
 PARCEL PLAN REFERENCE: ESDRO PLAN BOOK 246, PL. AN. 71
 OWNER OF LAND: C.O.D. TRANSPORTATION, INC.
 OWNER OF LAND: C.O.D. TRANSPORTATION, INC.
 THE PROPOSED WORK SHOWN HEREON COMPLIES WITH THE DESIGN INTENT AND DRAINAGE PARAMETERS AS OUTLINED IN THE ORIGINAL NOTICE OF INTENT DATED JULY 2, 1987 AS AMENDED ON SEPTEMBER 8, 1988 AND NOVEMBER 1988 AND CURRENTLY UNDER AN EXTENSION PERMIT DATED JUNE 30, 1990 THROUGH JULY 9, 1993.

PAUL G. TORRICE, PE/PS
 SEAL
 DATE 7/95

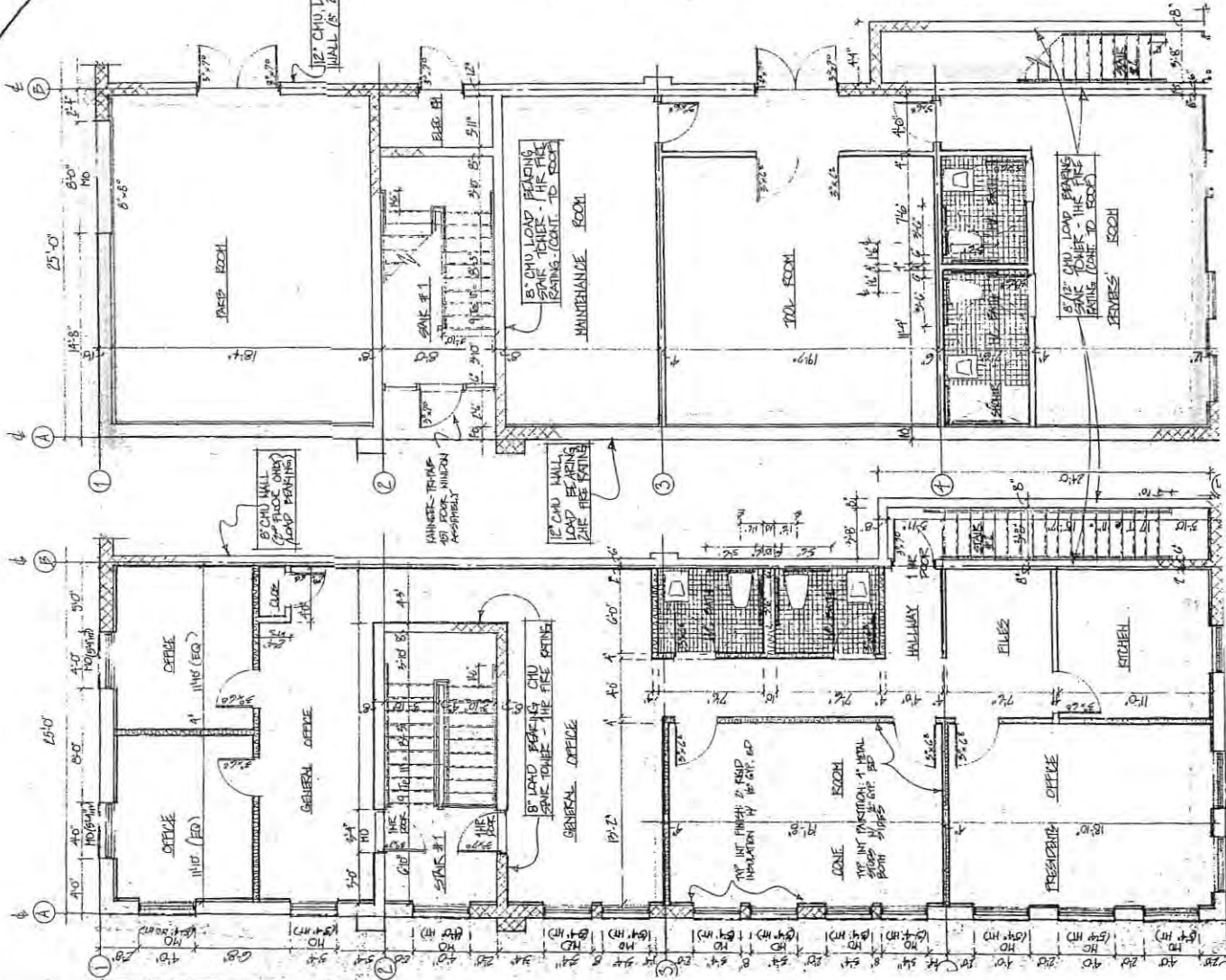
SITE PLAN OF LAND
 NEWPORTPORT, MASSACHUSETTS
 AS PREPARED FOR
 C.O.D. TRANSPORTATION, INC.
 PORT ENGINEERING ASSOCIATES, INC.



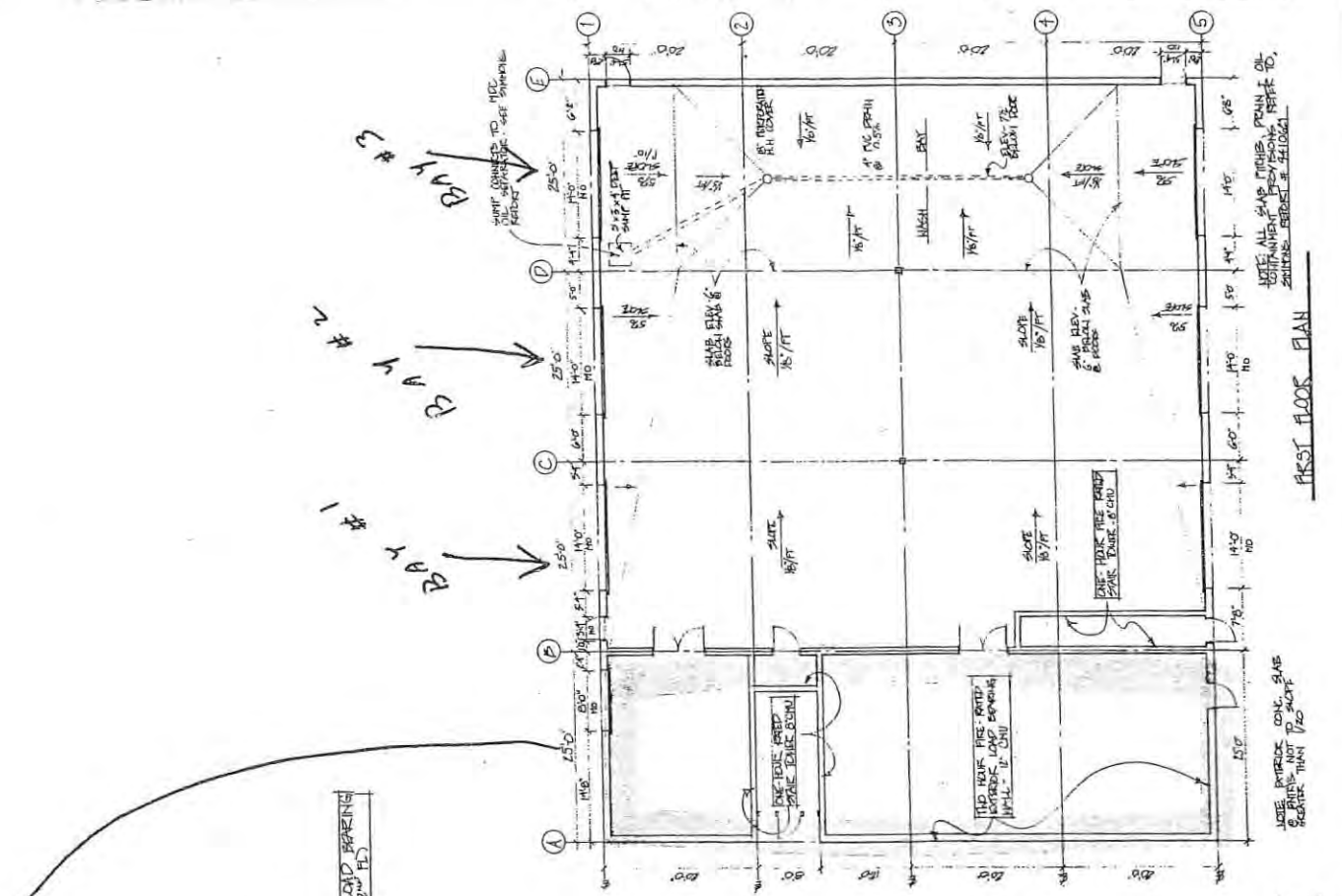
AREA OF IMPERVIOUS MATERIAL AFTER CONSTRUCTION = 72,700 SF (41%)



1ST Floor



2ND Floor



NOTE: ALL SLAB THICKNESSES SHALL BE IN ACCORDANCE WITH THE LATEST EDITION OF THE INTERNATIONAL BUILDING CODE (IBC) AND ALL OTHER APPLICABLE CODES.

NOTE: PROVIDE CONCRETE SLAB & PARTIAL NOT TO SCALE. REBAR: 1/2\"/>

1ST FLOOR PLAN



Boston
 20 Riverside Road
 Mail Stop 03AN
 Weston, MA 02493-2281
 800-647-1113 Fax: 866-547-4882

Report of Renewal

Registered: July 27, 2016
 Market Segment: LSF Commercial
 Producer Name:
 Agency Code: 012049

Principal:
 RL Currie Corp
 6 New Pasture Road
 Newburyport, MA 01950

Account:
 HUB International New England (Wilmington)(non-acct bus)
 Boston
 299 Ballardvale Street
 Wilmington, MA 01887-1066

Agency:
 HUB International New England LLC
 299 Ballardvale Street
 Wilmington, MA 01887-1066

Invoiced to:
 RL Currie Corp
 6 New Pasture Road
 Newburyport, MA 01950

LMS Bond Number: LSF006317

Cross Reference: 5010479

Obligee:
 CITY OF NEWBURYPORT
 60 PLEASANT STREET
 NEWBURYPORT, MA 01950

Additional Obligees:

Bond Period: 10/25/2016 to 10/25/2017

Transaction Eff. Date: 10/25/2016

Cancellation Provision: 60 Days

Premium Period: 10/25/2016 to 10/25/2017

Company: The Ohio Casualty Insurance Company

Renewal Type: Continuous Until Canceled

Bond Amount: 25,000.00 USD

Class Code: 929

Co-surety:

Bond Description:
 Used Dealers and Salesmen

Transaction Comments:
 System auto renewal transaction

Amt in USD
Bond Premium
 250.00

Net Premium: 250.00