

CITY COUNCIL MEETING AGENDA - VERSION 1
CITY COUNCIL CHAMBERS

April 11, 2016

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

March 29, 2016

(Approve)

8. TRANSFERS - None

9. COMMUNICATIONS

- COMM039_04_11_16 Plum Fest Event Application, Notice Only, May 5, 2016 (R&F)
- COMM040_04_11_16 GNOCA, J Poor, P Holm Run/Walk Sept 25, 2016 (PS)
- COMM041_04_11_16 Annual Audit FY 2015 Memo (B&F)
- COMM042_04_11_16 Slow Bike Race August 3, 2016 (PS)

10. APPOINTMENTS

First Reading

APPOINTMENTS

- APPT031_04_11_16 Gregory F. Whitney 7 Garden Street, Amesbury, MA Sergeant, Police

END OF CONSENT AGENDA
REGULAR AGENDA

11. COMMUNICATIONS

- COMM043_04_11_16 Poet-TREE in Bloom April 29 – 30, 2016
- LATE FILE COMM044_04_11_16 Mayor's Update

12. APPOINTMENTS

Second Reading

APPOINTMENTS

- APPT026_03_29_16 Judy A. Lacroix 14 Hill Street Rear, CDT March 31, 2019
- APPT027_03_29_16 Margaret A. McQuillan 438 Merrimac Street CDT April 1, 2019
- APPT028_03_29_16 Thomas Getz 36 Broad Street CDT April 1, 2019

RE-APPOINTMENTS

- APPT029_03_29_16 Frances Reslewic 12 Chase Street COA May 31, 2021
- APPT030_03_29_16 Sheila Taintor 10 Dexter Street TREE COM. April 1, 2019

13. ORDERS

- ORDR022_03_29_16 Lic Contractor – White Mtn Cable (Tabled)
- ORDR023_04_11_16 Parking Restrictions, Simmons Drive
- ORDR024_04_11_16 Parking Restrictions, Golden Drive
- ORDR025_04_11_16 Gloria Braunhardt Little River Bike Trail
- ORDR026_04_11_16 Hale/Graf Force Main Loan Order 2,751,000
- ORDR027_04_11_16 Licensed Contractor Robell, Inc
- ORDR028_04_11_16 National Grid Gift Acceptance
- ORDR029_04_11_16 Parking Rates Order
- ORDR030_04_11_16 Parking Resident 13-180 Liberty St

14. ORDINANCES

- ODNC006- 03_14_16 Sec. 5-113 Sheet Metal Permits (2nd reading- Pending Pub for April 25,2016)
- ODNC007_04_11_16 Zoning – To Improve Record Keeping and Coordination
- ODNC008_04_11_16 Zoning – Repair City-Owned Sidewalks

15. COMMITTEE ITEMS

Budget & Finance

In Committee:

- ORDR002_01_25_16 – Accept gift of \$25,000 repairing Brown's Wharf Culvert
- ORDR009_02_08_16 – Increase fees for Fire Dept.
- ORDR010_02_08_16 – Increase fines Parking Violations
- COMM026_03_14_16 – Parking Information (2010 Study, etc)
- ORDR014- 03- 14- 16 - Electricity Access Fee
- TRAN005_03_29_16 Free Cash \$150,000 to Stab. Trust Fund \$150,000
- TRAN006_03_29_16 Free Cash \$150,000 to Comp Absences Resvr \$150,000
- TRAN007_03_29_16 Multiple Capital Projects 987,721.91 (B&F)(COW)
- TRAN008_03_29_16 Budget Cont. 68,214.42 to Salary Accts 68,214.42
- TRAN009_03_29_16 Res for Appr 1,020 to ASR Other Supplies 1,020
- COMM034_03_29_16 CIP Submission FY 2016
- COMM035_03_29_16 Snow Budget Deficit
- ORDR019_03_29_16 Accept Ch 60A sec 1 Par 8 Excise Exemption Active Duty
-

General Government

In Committee:

Joint Education

License & Permits

In Committee:

- COMM010_01_25_16 - Licensing Commission Acoustic & Amplified Entertainment
- ODNC004_01_25_16 – Chapter 3 Animals Dogs Nuisance

- **COMM036_03_29_16** Port Tavern Outdoor Seating

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (COTW)
- **COMM032_03_29_16** Councillor Cronin - Garage Impact Abutters Group Recs
- **COMM033_03_29_16** Councillor Zeid - Garage Impact Abutters Group Recs

Planning & Development

In Committee:

- **COMM005_01_11_16** Letter to Council regarding Economic Development Concept for Business Park
- **ODNC001_01_25_16** – Zoning Amend Smart Growth District (COTW)
- **COMM020_02_08_16** – Memo re: hiring process for Building Commissioner
- **ODNC005_02_08_16** – Zoning Amend App. A, Sec. III-C Zoning Map, dated Feb. 8, 2016

Public Safety

In Committee:

- **COMM024_02_29_16** Chamber Ltr re: Use of Streets for Festival/Events
- **ORDR011_02_29_16** - Parking – Section 13-168, Winter Hours Restrictions, Certain Streets
- **COMM037_03_29_16** Tour De Cure Ride May 22, 2016
- **ORDR021_03_29_16** Parking Order Crosswalk Boardman at Merrimac St.

Public Utilities

In Committee:

- **ORDR016_03_14_16** Street Contractor - D&M Civil, Inc.

Rules Committee

16. GOOD OF THE ORDER

17. ADJOURNMENT

CONSENT AGENDA

CITY COUNCIL MEETING MINUTES - VERSION 1
CITY COUNCIL CHAMBERS

March 29, 2016

7:30PM

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

(Sound Check)

- 1. MOMENT OF SILENCE** – Michael G. Turchinetz & Jean Logan DeZenzo
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 4. LATE FILE ITEMS-**

Mayor's Update & Correction on first page for minutes of March 14, 2016.

Motion to waive the rules, to accept late files, by Councillor Zeid. Seconded by Councillor Cameron. So voted.

5. PUBLIC COMMENT :

| | | |
|---------------------|---------------------------------|-----------------|
| 1. Kevin Hunt | 14 10 th St, Newbury | ORDR019 |
| 2. Judy A. Lacroix | 14 Hill St | Appt CDT |
| 3. Tom Getz | 36 Broad St | Appt CDT |
| 4. Sheila Trieff | 11 Shandel Dr. | Appt CDT |
| 5. Ursula Siefried | 137 Old Pt Road | Garrison Bridge |
| 6. Emma Speck-Wayne | 137 Old Pt Road | Garrison Bridge |
| 7. Bea Jordan | 137 Old Pt Road | Garrison Bridge |

- 6. MAYOR'S COMMENT:** The Mayor gave an update

CONSENT AGENDA

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7. APPROVAL OF MINUTES

March 14, 2016

(Approve)

8. TRANSFERS

- **TRAN005_03_29_16** Free Cash \$150,000 to Stab. Trust Fund \$150,000 (B&F)
- **TRAN006_03_29_16** Free Cash \$150,000 to Comp Absences Resvr \$150,000 (B&F)
- **TRAN007_03_29_16** Multiple Capital Projects 987,721.91 (B&F)
Removed by Councillor Connell
- **TRAN008_03_29_16** Budget Cont. 68,214.42 to Salary Accts 68,214.42 (B&F)
- **TRAN009_03_29_16** Res for Appr 1,020 to ASR Other Supplies 1,020 (B&F)

9. COMMUNICATIONS

- **COMM032_03_29_16** Councillor Cronin - Garage Impact Abutters Group Recs (NCS)
- **COMM033_03_29_16** Councillor Zeid - Garage Impact Abutters Group Recs (NCS)
- **COMM034_03_29_16** CIP Submission FY 2016 (Complete Scan W/ Packet) (B&F)
- **COMM035_03_29_16** Snow Budget Deficit (B&F)
- **COMM036_03_29_16** Port Tavern Outdoor Seating (L&P)
- **COMM037_03_29_16** Tour De Cure Ride May 22, 2016 (PS)

10. APPOINTMENTS

First Reading APPOINTMENTS

- **APPT026_03_29_16** Judy A. Lacroix 14 Hill Street Rear, CDT March 31, 2019
- **APPT027_03_29_16** Margaret A. McQuillan 438 Merrimac Street CDT April 1, 2019
- **APPT028_03_29_16** Thomas Getz 36 Broad Street CDT April 1, 2019

RE-APPOINTMENTS

- **APPT029_03_29_16** Frances Reslewic 12 Chase Street COA May 31, 2021
- **APPT030_03_29_16** Sheila Taintor 10 Dexter Street TREE COM. April 1, 2019

END OF CONSENT AGENDA REGULAR AGENDA

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

TRAN007_03_29_16 Multiple Capital Projects 987,721.91

Motion to refer to Budget & Finance Committee of the Whole by Councillor Connell, seconded by Councillor Cameron. So Voted.

11. COMMUNICATIONS

- **LATE FILE COMM038_03_29_16** Mayor's Update

Motion to receive and file by Councillor Cameron, seconded by Councillor Vogel. So Voted.

12. APPOINTMENTS

Second Reading APPOINTMENTS

- **APPT023_03_14_16** Matthew W. Simons 62 Munroe St, Haverhill Lieutenant – Nbpt Police
- **APPT024_03_14_16** Sheila J. Trieff 11 Shandell Drive CDT March 1, 2019
- **APPT025_03_14_16** Cheryl Amey 24 Milk Street NHA March 31, 2021

Motion to Approve 2nd readings Collectively by Councillor Zeid seconded by Councillor Cameron. Roll call vote, 11 Yes.

13. ORDERS

- **ORDR017_03_14_16** Naming Southbound Span Garrison (**tabled**)

Motion to remove from the Table by Councillor Zeid, seconded by Councillor Cameron, So Voted

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

- **ORDR019_03_29_16** Accept Ch 60A sec 1 Par 8 Excise Exemption Active Duty

Motion to refer to Budget & Finance by Councillor Connell, seconded by Councillor Giunta. So Voted,

- **ORDR020_03_29_16** Resolution 2015 Foundation Budget Review Comm's recs Motion to refer to Joint Ed. Committee by Councillor Cameron, seconded by Councillor Giunta, **Withdrawn**. Motion for Emergency Preamble to approve by Councillor Connell, seconded by Councillor Tontar. So voted.

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

- **ORDR021_03_29_16** Parking Order Crosswalk Boardman at Merrimac St. Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.

- **ORDR022_03_29_16** Lic Contractor – White Mtn Cable Motion to Table by Councillor Eigerman, seconded by Councillor Vogel. So Voted

14. ORDINANCES

- NONE

15. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR002_01_25_16** – Accept gift of \$25,000 repairing Brown's Wharf Culvert
- **ORDR009_02_08_16** – Increase fees for Fire Dept.
- **ORDR010_02_08_16** – Increase fines Parking Violations
- **TRAN004_02_29_16** – DPS Gas (90,000) to DPS Fuel & Oil (90,000)

Motion to remove from Budget & Finance Committee by Councillor Tontar, seconded by Councillor Cameron. Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted

- **COMM026_03_14_16** – Parking Information (2010 Study, etc)
- **ORDR014-03-14-16** - Electricity Access Fee
- **ODNC006-03-14-16** - Sec. 5-113 Sheet Metal Permits

Motion to remove from Budget & Finance Committee by Councillor Tontar, seconded by Councillor Cameron. Motion to approve by Councillor Tontar. So voted. Motion to approve 1st reading and ordered published by Councillor Tontar, Seconded by Councillor Cameron. Roll call vote 11 yes

General Government

In Committee:

Joint Education

License & Permits

In Committee:

- **COMM010_01_25_16** - Licensing Commission Acoustic & Amplified Entertainment
- **ODNC004_01_25_16** – Chapter 3 Animals Dogs Nuisance
- **COMM028_03_14_16** Purple Onion Outdoor Seating

Motion to remove from License & Permits Committee by Councillor Vogel, seconded by Councillor Eigerman. Motion to approve by Councillor Vogel, seconded by Councillor Eigerman.

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (COTW)

Planning & Development

In Committee:

Councillor Cameron stated that there will be a joint meeting of the Planning & Dev. Committee and the Planning board on Wednesday, May 4, 2016 regarding Zonings amendments ODNC001 & ODNC005.

- **COMM005_01_11_16** Letter to Council regarding Economic Development Concept for Business Park
- **ODNC001_01_25_16** – Zoning Amend Smart Growth District (COTW)
- **COMM020_02_08_16** – Memo re: hiring process for Building Commissioner
- **ODNC005_02_08_16** – Zoning Amend App. A, Sec. III-C Zoning Map, dated Feb. 8, 2016

Public Safety

In Committee:

- **COMM024_02_29_16** Chamber Ltr re: Use of Streets for Festival/Events
- **COMM023_02_29_16** Hines Soldiers Assistance Fund Race, June 6, 2016

Motion to remove from Public Safety Committee by Councillor Cronin, seconded by Councilor Cameron. Motion to approve Councillor Cronin, seconded by Councillor Connell. So Voted.

- **COMM022_02_29_16** Petition by Merchants for Surveillance

Motion to remove from Public Safety Committee by Councillor Cronin, seconded by Councilor Cameron. Motion to receive & file Councillor Cronin, seconded by Councillor Eigerman. City Clerk to forward to City Marshall. So Voted

- **ORDR011_02_29_16** - Parking – Section 13-168, Winter Hours Restrictions, Certain Streets
- **COMM029- 03 - 14- 16** Ride to End Alzheimer*

Motion to remove from Public Safety Committee by Councillor Cronin, seconded by Councilor Cameron. Motion to approve Councillor Cronin, seconded by Councillor Giunta. So Voted.

- **ORDR015- 03- 14- 16** Bus Stop - Water and Charles Street

Motion to remove from Public Safety Committee by Councillor Cronin, seconded by Councilor Cameron. Motion to approve Councillor Cronin, seconded by Councillor Zeid. So Voted

Public Utilities

In Committee

Councillor Eigerman report on Public Utilities Committee joint meeting with the Water & Sewer Commissioners regarding Odor Treatment Plan, Graf Road Lift Station

ORDR016_03_14_16 Street Contractor - D&M Civil, Inc.

Rules Committee

16. GOOD OF THE ORDER

Councillor Vogel spoke on the impressive Economic Development meeting held the previous week.

17. ADJOURNMENT

Motion to adjourn Councillor Tontar, Seconded by Councillor Cameron, 8:24pm

TRANSFERS

COMMUNICATIONS

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

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

NAME OF EVENT: PlumFestDate: 5-21-16 Time: from Noon to 6 PMRain Date: Time: from to 2. Location: Plum Island homes3. Description of Property: Yards Public Private X4. Name of Organizer: Cynthia Keefe - 617-480-2975 City Sponsored Event: Yes No XContact Person Kevin Kelley - 978-407-2241Address: 193 Northern Blvd Telephone: E-Mail: info@plumfest.org Cell Phone: Day of Event Contact & Phone: Same5. Number of Attendees Expected: 500 ??6. MA Tax Number: None7. Is the Event Being ~~Advertised~~ Publicized Where? Facebook + Website + word of mouth8. What Age Group is the Event Targeted to? all ages, families9. Have You Notified Neighborhood Groups or Abutters? Yes X No , Who?

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

A. Vending: Food X Beverages Alcohol Goods Total # of Vendors maybe 2B. 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? depends on # of hosts. They will
- b) How many recycling receptacles will you be providing? have trash + recycling
- c) Will you be contracting for disposal of: **Trash** Yes _____ No X **Recycling** Yes _____ No X
- 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 X 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)

8-10 Standard # 1-2 ADA accessible

Name of company providing the portable toilets: AB Septic - Andover

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)

- NAME OF EVENT: 6th Annual GNOCA 5K Run/walk in honor of Jackie Poor + Paula Holm 2016 APR -4 A 7:11
- Date: Sunday, Sept. 25th 2016 Time: from 10am to 1pm
- Rain Date: N/A Time: from _____ to _____
2. Location: Michael's Harborside, 1 Tournament Wharf.
3. Description of Property: Restaurant Public _____ Private _____
4. Name of Organizer: GNOCA City Sponsored Event: Yes _____ No ☒
- Contact Person
- Address: 16 Norman Ave Telephone: 978-462-0117
- E-Mail: Sacmccormick@gmail.com Cell Phone: 978-884-0896
- Day of Event Contact & Phone: 978-884-0896 Stella McCormick
5. Number of Attendees Expected: 50 walkers 50 runners
6. MA Tax Number: _____
7. Is the Event Being Advertised? yes Where? WE runner magazine
8. What Age Group is the Event Targeted to? 18+
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? 4
- b) How many recycling receptacles will you be providing? 0
- 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 ☒ _____

WALKATHON ☒ _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: Greater Newburyport Ovarian Cancer Awareness

2. Name, Address & Daytime Phone Number of Organizer: Stella McCormick
16 Norman Ave Newburyport 978-462-0117 (H)
978-884-0896 (cell)

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

4. Date of Event: Sept 25th 2016 Expected Number of Participants: 100 total

5. Start Time: 10 am Expected End Time: 1 pm

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): Runners - Merrimac, Jefferson, High St, Kent, Washington, Rail Trail. Walkers - Merrimac, Federal, Liberty, State, High, Broad, Cashman Park, Rail Trail. Both start and end at Michael's Harborside

7. Locations of Water Stops (if any): Jefferson Street (left side, midway).

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

9. Formation Location & Time for Participants: Michael's Harborside 10 am

10. Dismissal Location & Time for Participants: Michael's Harborside 1 pm

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 Dep SHS 3/31/16 0 Greenleaf St.

DEPUTY DIRECTOR [Signature] 16A Perry Way CITY CLERK [Signature] 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.
- (c) *"Course map"*, All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.

- (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).
- (g) "*Event termination*" If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) "*Event and traffic Security*" The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) "*Clean-up*" The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

13-101 Enforcement

- (a) "*Regulations*" Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.
- (b) "*Warning*" In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) "*Noncriminal Disposition*" If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) "*Violation*" The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

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:  Date: 4/5/16

March 16, 2016

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

Dear Members of the Newburyport City Council,

I am writing to ask your permission to hold the 6th Annual GNOCA 5K Run/Walk, in honor of Jackie Poor and Paula Holm, in Newburyport, on Sunday, September 25, 2016, 10:00 am – 1pm.

The Greater Newburyport Ovarian Cancer Awareness (GNOCA) was founded by Deb Green and Elaine Carroll, Newburyport businesswoman and resident. We raise money for Ovarians for the Cure, a non-profit organization, located in Natick. Ovarians for the Cure is devoted to educating the public on the signs and symptoms of ovarian cancer. Ovarian cancer is a particularly devastating cancer for women. It has a nearly 50% mortality rate because the symptoms often go unnoticed until it is in its later stages. GNOCA holds events from June through September, which is National Ovarian Cancer Awareness month.

The Winners Circle Running Club and the Joppa Flats Running Club will be providing timing and consultation services for us again this year. The clubs are very experienced with 5K races and will help insure that the event will run smoothly.

I have included the 5K run route used last year. The 3.1 mile route begins and ends at Michael's Harborside Restaurant, 1 Tournament Wharf, who will also be providing the parking. It then travels along Merrimac to Jefferson, onto High, then Kent, onto Washington and follow the Rail Trail, finishing at Michael's Harborside. Please see the attached map.

If acceptable we would like to have the walkers follow a different route than the runners. The walker's route begins and ends at Michaels Harborside (same as runners). The walkers turn left onto Merrimac St., right onto Federal St., right onto Liberty St., onto State Street, right onto High St., right onto Broad Street cross Merrimac Street to Cashman Park. Walkers Continue along the Rail Trail ending at Michaels Harborside. Please see enclosed map.

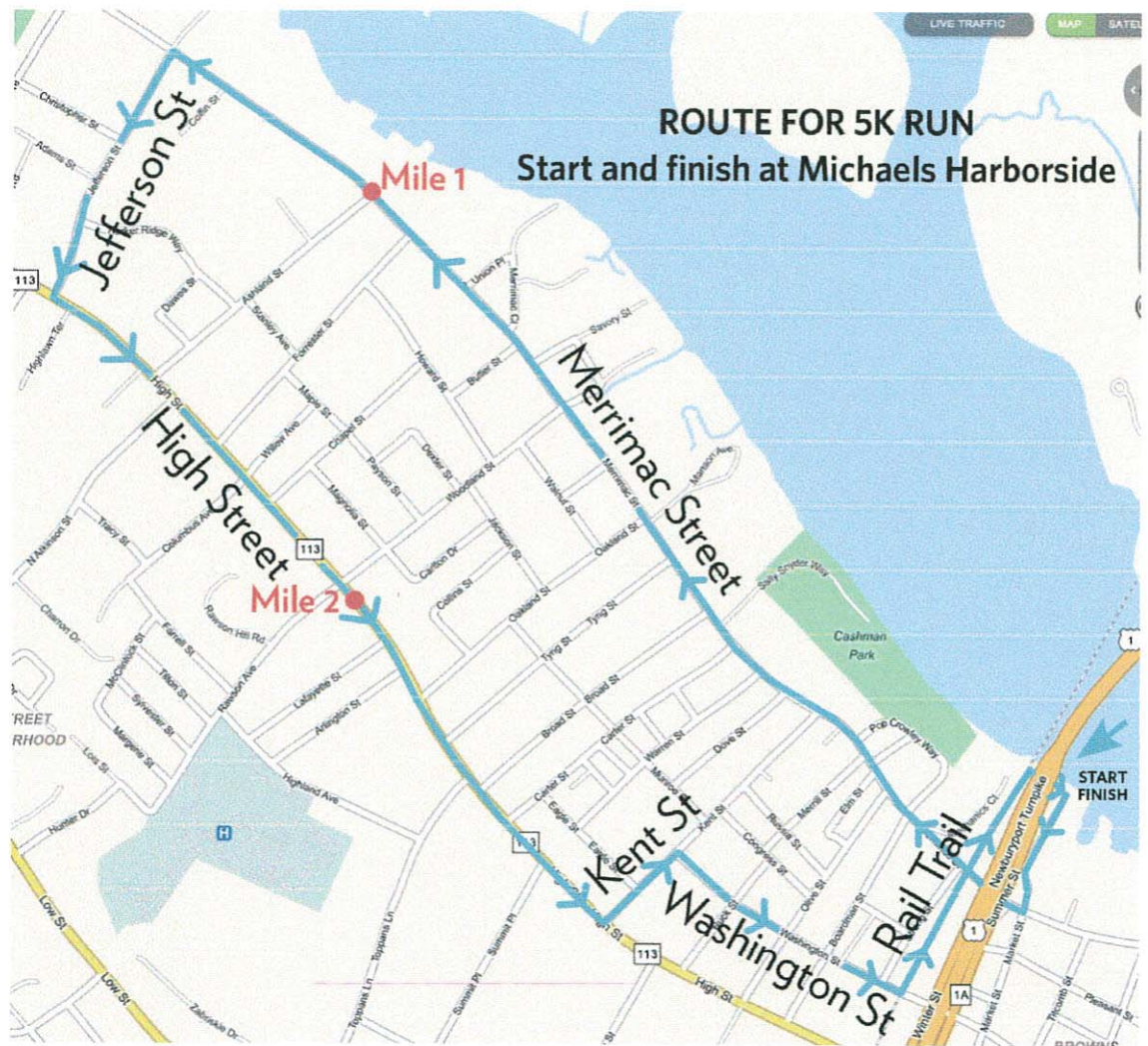
We prefer this route for walkers as it is more interesting and exposes the walkers to the Farmer's Market at the Tannery and downtown merchants.

Thank you so much for your support in previous years. I look forward to working with the council. If you have any questions or concerns please feel free to contact me at 978-225-6700 or info@ocawareness.org

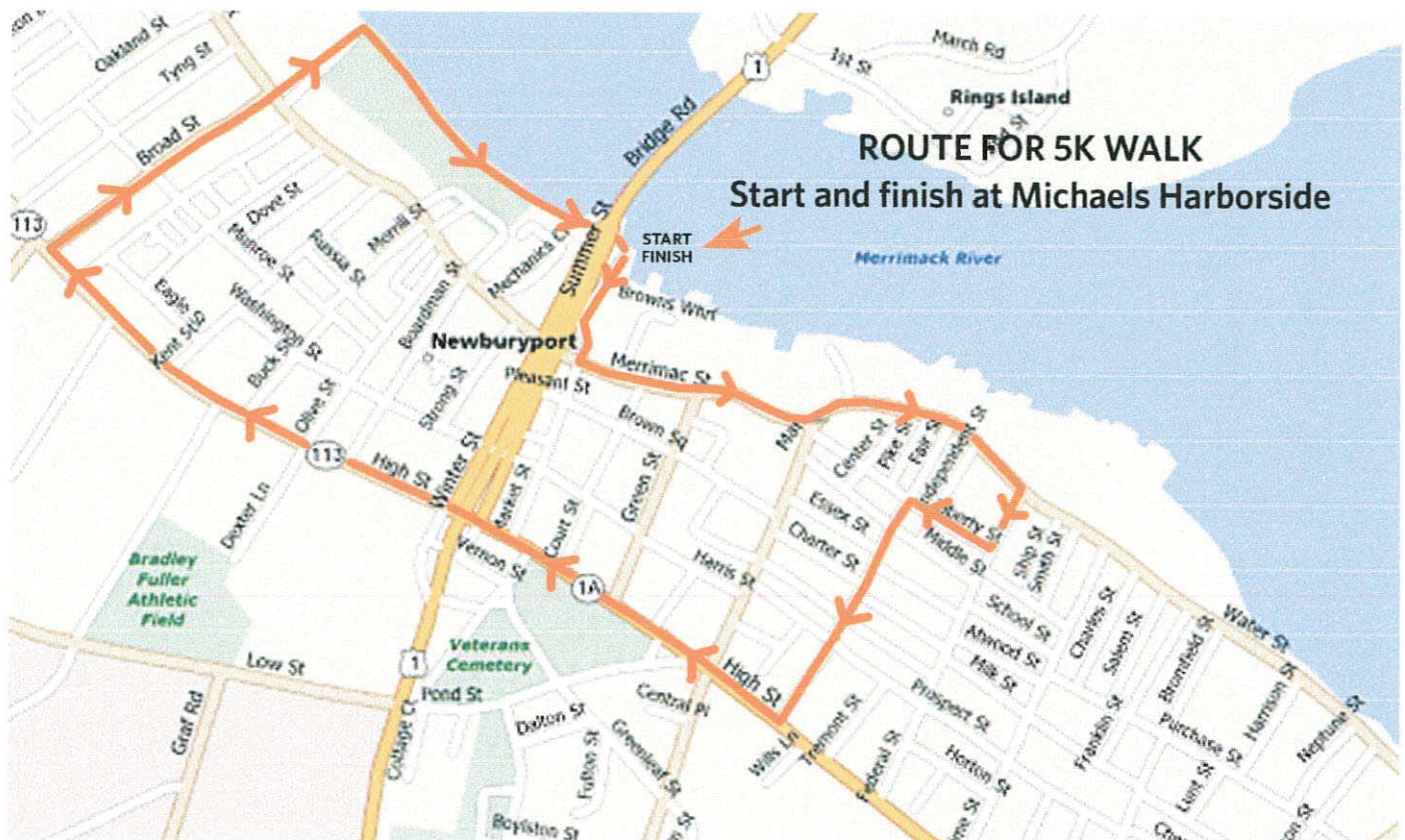
Sincerely,

Stella McCormick

RUN



WALK





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

8/10/15

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 Twinbrook Insurance Brokerage 400A Franklin Street Braintree, MA 02184 | CONTACT NAME: Paula Neves | |
| | PHONE (A/C No. Ext): (781) 843-7000 FAX (A/C No.): (781) 848-6100 | |
| | E-MAIL ADDRESS: Pneves@twinbrook.com | |
| INSURED Ovations For the Cure 79 Main Street Suite 202 Framingham, MA 01702 | INSURER(S) AFFORDING COVERAGE | NAIC # |
| | INSURER A: Philadelphia Insurance Co. | |
| | INSURER B: Travelers Insurance Co. | |
| | INSURER C: | |
| | INSURER D: | |
| | INSURER E: | |
| | INSURER F: | |

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

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 INSR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS |
|----------|---|--------------------------------------|-------------------|-------------------------|-------------------------|--|
| A | GENERAL LIABILITY | | PHPK1377301 | 8/7/15 | 8/7/16 | EACH OCCURRENCE \$ 1,000,000 |
| | <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY | | | | | DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 |
| | <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR | | | | | MED EXP (Any one person) \$ 5,000 |
| | | | | | | PERSONAL & ADV INJURY \$ 1,000,000 |
| | | | | | | GENERAL AGGREGATE \$ 2,000,000 |
| | | | | | | PRODUCTS - COMP/OP AGG \$ 2,000,000 |
| | GEN'L AGGREGATE LIMIT APPLIES PER: | | | | | \$ |
| | <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-ECT <input type="checkbox"/> LOC | | | | | |
| A | AUTOMOBILE LIABILITY | | PHPK1377301 | 8/7/15 | 8/7/16 | COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 |
| | ANY AUTO | | | | | BODILY INJURY (Per person) \$ |
| | ALL OWNED AUTOS | | | | | BODILY INJURY (Per accident) \$ |
| | <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS | | | | | PROPERTY DAMAGE (Per accident) \$ |
| | | | | | | \$ |
| | UMBRELLA LIAB | <input type="checkbox"/> OCCUR | | | | EACH OCCURRENCE \$ |
| | EXCESS LIAB | <input type="checkbox"/> CLAIMS-MADE | | | | AGGREGATE \$ |
| | DED | RETENTION \$ | | | | \$ |
| B | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY | | IEUB-0231T92-7-15 | 8/7/15 | 8/7/16 | WC STATU-TORY LIMITS |
| | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER MEMBER EXCLUDED? (Mandatory in NH) | Y/N | | | | OTH-ER |
| | If yes, describe under DESCRIPTION OF OPERATIONS below | N/A | | | | E.L. EACH ACCIDENT \$ 500,000 |
| | | | | | | E.L. DISEASE - EA EMPLOYEE \$ 500,000 |
| | | | | | | E.L. DISEASE - POLICY LIMIT \$ 500,000 |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Event - Newburyport Ryder - September 27th, 2015 The City of Newburyport is added as an Additional Insured for the above referenced event.

CERTIFICATE HOLDER

CANCELLATION

| | |
|--|--|
| City of Newburyport 60 Pleasant Street Newburyport, MA 01950 | 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 Joseph Rizzo |

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

COMM041_04_11_16

CITY CLERK'S OFFICE
NEWBURYPORT, MA

2016 APR -5 A 11:20

DONNA D. HOLADAY
MAYOR

ETHAN R. MANNING
FINANCE DIRECTOR/CITY AUDITOR

To: President and Members of the Newburyport City Council
From: Ethan R. Manning, Finance Director/City Auditor
Date: April 5, 2016
Subject: Annual Audit of the City's FY 2015 Financial Statements

The certified public accounting firm of Melanson, Heath & Company has completed the annual audit of the City's FY 2015 financial statements. This audit must be performed by an independent CPA firm and is required by bond rating agencies, financial institutions, and various state and federal government entities. A copy of the audit is on file in the City Clerk's Office for your review.

The audit was conducted in accordance with auditing standards generally accepted in the United States and standards applicable to financial audits contained in the publication, Government Auditing Standards, issued by the Comptroller General of the United States. These standards require that the audit be performed to obtain a reasonable assurance that the City's financial statements are free of material misstatements. In addition, the audit assesses the accounting principles used and significant estimates made by City management.

The audit indicates that the City's Financial Statements and Schedule of Expenditures of Federal Awards, as required by OMB Circular A-133, are presented fairly, in all material respects, and are in conformity with accounting principles generally accepted in the United States of America.

The audit also includes a management report that contains recommendations for strengthening internal controls and operating efficiency. Overall, it was a very favorable audit for the City that resulted in the removal of four prior-year recommendations, including the removal of the prior year material weakness related to the City's cash reconciliation process. This is a major accomplishment for the City and an indication that current financial management practices, as well as, efforts to strengthen financial processes within the City are working effectively.

The City continues to work to address the prior year recommendations contained in the FY2015 management letter. These recommendations include 1) making improvements to the accounting for compensated absences by tracking vacation and sick leaves on employee's pay stubs, 2) working with the Trust Fund Commission on a formalized policy for the expenditure of trust fund monies, 3) creating a spreadsheet to centralize the tracking of unapportioned betterments that are currently tracked at the parcel level in the software system and 4) formalizing a fund balance/net position policy.

The final recommendation for improvement involves the making changes to the funding of payroll and vendor warrants, which will further streamline the cash reconciliation process. In this regard, the City Treasurer is working closely with payroll and accounts payable to fund warrants for the exact amount and void and/or reissue checks as part of a subsequent warrant rather than funding as separate transactions, which is more cumbersome than necessary. I am confident that this recommendation will be fully incorporated into the department's financial processes by the start of FY2017.

The management letter also draws attention to new Governmental Accounting Standards Board (GASB) statements related to Other Postemployment Benefits (OPEB), as well as, new requirements for any federal grants received over \$750,000. The Finance Team is aware of these new requirements and is implementing procedures to ensure full compliance.

As you may be aware, the City established a Financial Policies and Procedures manual and continues to adapt the document to address many of the recommendations contained in the report. Additionally, given the inclusion of the Newburyport Contributory Retirement System as part of the City's annual audit, Melanson, Heath & Company was able to issue an unqualified or "clean" opinion of the City's FY2015 financial statements for the third year in a row.

Please feel free to contact me if you have any questions. A copy of the full audit report is on file in the City Clerk's Office.

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel. _____

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

NAME OF EVENT: Slow Bike Race RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2016 MAR 28 P 2:03

Date: Aug 3 2016 Time: from 5:30 pm to 7:30 pm
 Rain Date: N/A Time: from _____ to _____

2. Location: Pleasant St. at Brown Square & Green St.

3. Description of Property: Street and Park Public ☒ Private _____

4. Name of Organizer: Coastal Trails Coalition City Sponsored Event: Yes _____ No ☒
 Contact Person Cynthia Raschke
 Address: PO Box 1016 01950 Telephone: 978 807 4709
 E-Mail: cyn.raschke@comcast.net Cell Phone: _____
 Day of Event Contact & Phone: Same

5. Number of Attendees Expected: 200

6. MA Tax Number: 04-3395856

7. Is the Event Being Advertised? yes Where? Social Media & flyers; Yankee Homecoming Program Book

8. What Age Group is the Event Targeted to? all adult (children w/ supervision)

9. Have You Notified Neighborhood Groups or Abutters? Yes _____ No _____ Who? Buildings on Pleasant Street (60 Block)
We personally deliver notices to abutters.

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

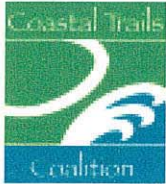
A. Vending: Food _____ Beverages _____ Alcohol _____ Goods _____ Total # of Vendors _____

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

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 _____



Coastal Trails Coalition

www.coastaltrails.org

March 28, 2016

Newburyport City Council
City Hall, Pleasant Street
Newburyport MA 01950

Dear City Council:

The Coastal Trails Coalition respectfully asks the Council to consider our request to hold an event on Pleasant Street between Green and Titcomb Streets during Yankee Homecoming week. We propose to once again run the Slow Bike Race fundraiser on Pleasant Street between City Hall and Brown Square on Wednesday August 3 from 5:30 pm to 7:30 pm.

We have completed the following steps in the approval process:

1. We have completed The City's special event application and returned it the City Clerk along with a Certificate of Insurance for The City.
2. We have submitted an application for a permit for the use of Brown Square from the Parks Department.

This event is a fundraiser for the Coastal Trails Coalition and Newburyport Rail Trails, and a portion of the proceeds are donated to the City's Parks Department.

We would also like to take this opportunity to thank the City for its support for our successful 2015 event. The format would stay the same: in each heat, 4 to 6 bikes ride a short length in the middle of block. We appreciate the supervision of the Police Department for the street closing last year, and will coordinate with them again. For your information, the draft flyer attached contains more details about the event. Please contact Cyd Raschke at 978 462 2733 for further information.

Thank you in advance for your consideration. We look forward to another successful Yankee Homecoming!

Sincerely,

A handwritten signature in black ink, appearing to read "Cyd Raschke", with a long, sweeping underline.

Cyd Raschke
Event Director, Slow Bike Race
Asst. Clerk, Coastal Trails Coalition

The Coastal Trails Coalition, Inc. (CTC) is an all-volunteer, non-profit organization whose mission is to assist in the development, promotion, and stewardship of the Coastal Trails Network, a 30-mile public system of bicycle and pedestrian trails connecting communities surrounding greater Newburyport.

PO Box 1016, Newburyport, MA 01950

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE ☒ _____

WALKATHON _____

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

Coastal Trails Coalition

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

Cyd Raschke

978 807 4709

207 High St

Nbpt 01950

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

same

4. Date of Event: Aug 3 2016

Expected Number of Participants: 40+ spectators

5. Start Time: 5:30

Expected End Time: 7:30

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

One block: Pleasant St. between Green & Titcomb
street

7. Locations of Water Stops (if any):

8. Will Detours for Motor Vehicles Be Required? Yes If so, where?

Pleasant St at Green

9. Formation Location & Time for Participants:

530 Pleasant & Green St. + Brown

10. Dismissal Location & Time for Participants:

7:30 " " " Square

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

4 Green St.

FIRE CHIEF

0 Greenleaf St.

DEPUTY DIRECTOR

16A Perry Way

CITY CLERK

60 Pleasant St.

- (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).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

13-101 Enforcement

- (a) *"Regulations"* Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.
- (b) *"Warning"* In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) *"Noncriminal Disposition"* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) *"Violation"* The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

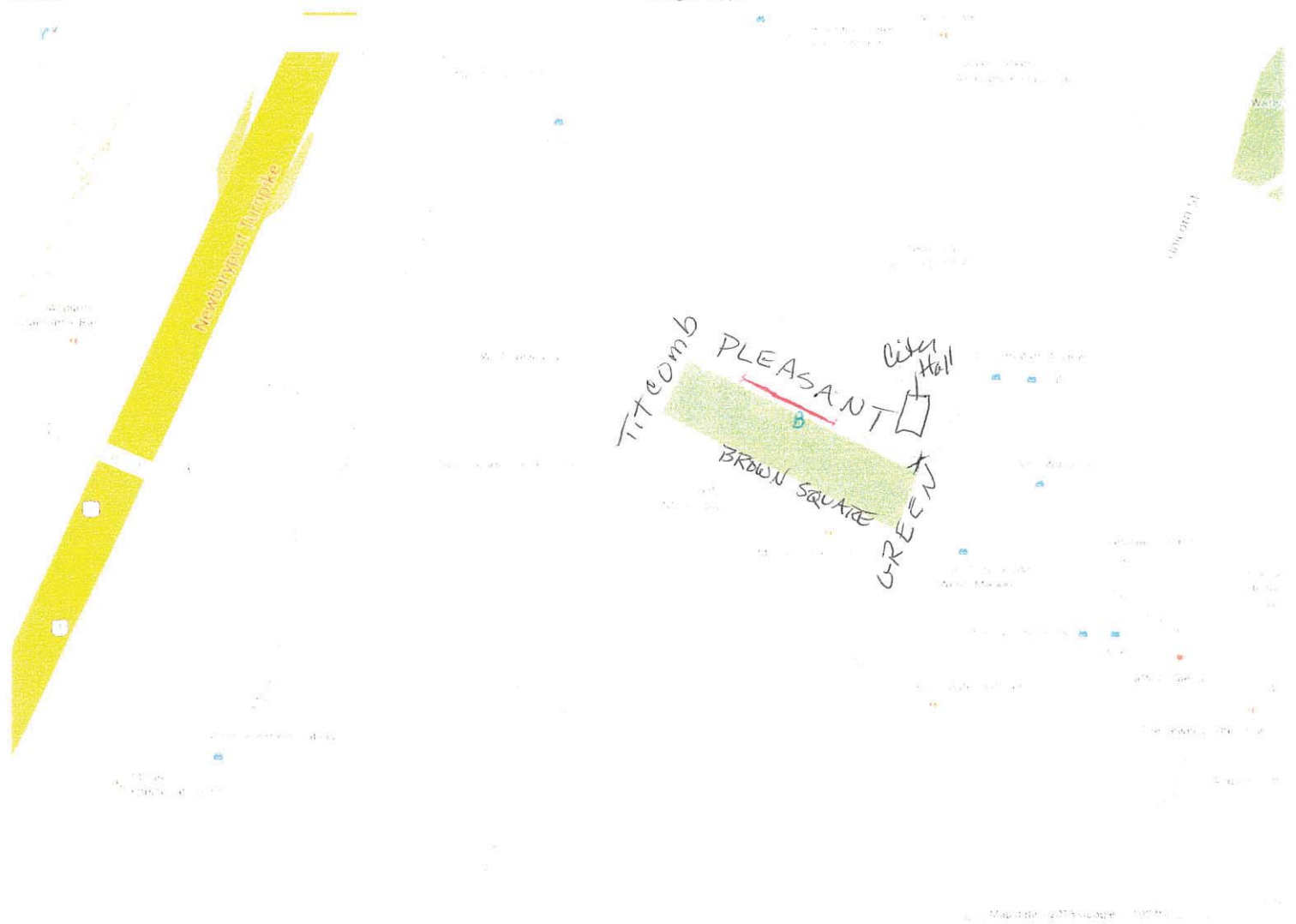
I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed: _____

Date: _____

3/24/2016

Google Maps



Slow Bike Race

Aug. 3 2016 5:30pm

— Route of race

x Road closure

B Bullhorn

Please note the Coastal Trails Association will obtain the required insurance and Parks Department permit for Brown Square.



COAST13

OP ID: AC

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/06/2016

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 Chase & Lunt LLC 65 Parker Street Newburyport, MA 01950 Select Business Unit | | CONTACT NAME: Select Business Unit PHONE (A/C, No, Ext): 978-462-4434 E-MAIL ADDRESS: FAX (A/C, No): 978-465-6204 | | |
| INSURED Coastal Trails Coalition Inc PO Box 1016 Newburyport, MA 01950 | | INSURER(S) AFFORDING COVERAGE | | NAIC # |
| | | INSURER A : Nautilus Insurance Company | | |
| | | INSURER B : | | |
| | | INSURER C : | | |
| | | INSURER D : | | |
| | | INSURER E : | | |
| INSURER F : | | | | |

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

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 INSD | SUBR 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 checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER: | X | | TBD | 08/03/2016 | 08/03/2016 | EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ included |
| | AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS | | | | | | COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ |
| | UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$ | | | | | | EACH OCCURRENCE \$ AGGREGATE \$ |
| | 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 type="checkbox"/> N / A | | | | | | PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$ |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Certificate Holder is recognized as Additional Insured.

CERTIFICATE HOLDER

CANCELLATION

City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

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

© 1988-2014 ACORD CORPORATION. All rights reserved.

**APPOINTMENTS
FIRST READING**

APPT031_04_11_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

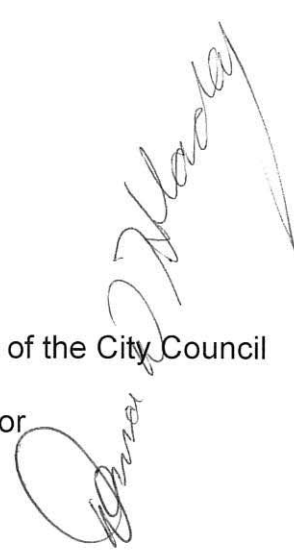
2016 MAR 28 P 1:07



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: March 28, 2016
Subject: Appointment



I hereby appoint, subject to your approval, the following
named individual as Sergeant for the Newburyport Police
Department.

Gregory F. Whitney
7 Gardner Street
Amesbury, MA 01913

GREGORY F. WHITNEY

(978) 360-0471
gregorywhitney@yahoo.com

7 Gardner Street
Amesbury, MA 01913

EXPERIENCE

Newburyport Police Department
Patrolman

Newburyport, MA
October 2011- present

- Selected as the School Resource Officer in February 2013
- Develop and maintain relationships with school and community based groups to prevent, deter, and respond to crime with a special focus on issues affecting juveniles
- Assist the Accreditation Manager with compliance, preparation, and on-site assessment
- Implemented South End Neighborhood Watch program
- Honor Guard member
- Motorcycle Unit member

Massachusetts General Hospital
Police and Security Officer

Boston, MA
April 2010- October 2011

- Provided for the safety and well being of hospital staff, patients, and visitors
- Participated in the Community Policing and Crime Prevention Through Environmental Design Committees

Essex County Sheriff's Department
Assistant Director of Administrative Operations

Middleton, MA
December 2007- July 2009

- Responsible for application, management, and maintenance of state and federal grants
- Special projects coordinator
- Served simultaneously as the Assistant Director of the Lynn Community Corrections Center for three months

West Newbury Police Department
Reserve Police Officer

West Newbury, MA
July 2006- October 2011

EDUCATION

Northeastern University

Boston, MA
December 2007

- Bachelor of Science Degree in Criminal Justice
- Graduated *Magna cum Laude*
- Treasurer, *Alpha Phi Sigma National Criminal Justice Honor Society*

Reading Police Academy

Reading, MA
August 2012

- Received academic award as top recruit in class

SPECIALIZED TRAINING

- *ALICE Training Institute*: Advanced ALICE Training, Instructor Level (2015)
- *NEMLEC*: 2 week Motorcycle Officer course (2015)
- *TEAM Training Associates*: Underage Drinking, Party Patrol and Controlled Party Dispersal (2014)
- *National Association of School Resource Officers*: Basic School Resource Officer (2013)
- *Federal Law Enforcement Training Center*: Drug Law Enforcement Training Program (2013)
- *National Crime Prevention Council*: Basic Crime Prevention Through Environmental Design (2013)
- *New England High Intensity Drug Trafficking Area*: Criminal Interdiction: Encountering the Drug Trafficker (2013)
- *Massachusetts Police Accreditation Commission*: Annual Conference (2013)

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

COMMUNICATIONS



RIVER VALLEY CHARTER SCHOOL

montessori made public

5 April 2016

President and Members of Newburyport City Council
% City Clerk's Office
Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950

Dear President and Members:

I am an E2 (grades 4-6) teacher at River Valley Charter School and am hoping to hold a poetry event — **Poet-TREE in Bloom** — in town at the end of this month. I've spoken with the Mayor's Office, the Parks Department, and the City Clerk's Office, and was asked to write a formal letter seeking consent for the event.

If granted permission, a few classrooms would like to hang poetry from trees around town. We were thinking of the trees at Market Square, around the Firehouse Center for the Arts, along Inn Street, maybe even across from City Hall. The children would write and laminate the poems, and adults would help hang them from trees. Given the Literary Festival will be held 29-30 April, we could hang the poetry right when we get back from April break, let it blow in the wind for a week to be read by all passers-by, then remove it the following week.

The children are excited about the prospect of beautifying the city with their words and images. Thank you for your consideration, and please let me know if you have any questions or need additional information.

Sincerely,

Mary McCormack
River Valley Charter School E2 Teacher
mmccormack@rivervalleycharter.org
(978) 465-0065, ext. 228

**APPOINTMENTS
SECOND READING**

12. Second Reading

APPOINTMENTS

- **APPT026_03_29_16** Judy A. Lacroix 14 Hill Street Rear, CDT March 31, 2019
- **APPT027_03_29_16** Margaret A. McQuillan 438 Merrimac Street CDT April 1, 2019
- **APPT028_03_29_16** Thomas Getz 36 Broad Street CDT April 1, 2019

RE-APPONTMENTS

- **APPT029_03_29_16** Frances Reslewic 12 Chase Street COA May 31, 2021
- **APPT030_03_29_16** Sheila Taintor 10 Dexter Street TREE COM. April 1, 2019

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

ORDERS

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

March 29, 2016

THAT the City Council of the City of Newburyport approves the following Licensed Contractor application for the 2016 construction year for Water, Sewer, Drain Layer, Roadway and Sidwalk work:

White Mountain Cable Construction
2113 Dover Street
Epsom, NH 03234

Paperwork on file in the City Clerk's office.

Councillor Eigerman
Public Utilities Chairperson



CITY OF NEWBURYPORT

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2016 MAR 17 P 6 57

DEPARTMENT
OF
PUBLIC SERVICES

MEMORANDUM

ANTHONY J. FURNARI
DIRECTOR

WAYNE S. AMARAL
DEPUTY DIRECTOR /
DIRECTOR OF OPERATIONS

TO: Richard Jones, City Clerk
FROM: Wayne S. Amaral, DPS Deputy Director *WSA*
DATE: March 17, 2016
RE: License Contractor Application and recommendation 2016 Season

16A PERRY WAY
NEWBURYPORT, MA 01950

TEL: 978-465-4464
FAX: 978-465-1623

/.CITYOFNEWBURYPORT.COM

Enclosed is a copy of a new Licensed Contractor application with bond and references to be forwarded to the city council for approval for;

White Mountain Cable Construction
2113 Dover Road
Epsom, NH 03234

For the following work;

Roadway
Sidewalk
Communications

Thank you for your attention to this matter.



ANTHONY J. FURNARI, DIRECTOR
ANDREW LAFFERTY, DEPUTY DIRECTOR

CITY OF NEWBURYPORT

DEPARTMENT OF PUBLIC SERVICES

16A PERRY WAY
NEWBURYPORT, MA 01950

PHONE: 978-465-4464
FAX: 978-465-1623

Licensed Contractor Application

Submit completed application to DPS at 16A Perry Way, Newburyport, MA

Name of Company: WHITE MOUNTAIN CABLE CONSTRUCTION

Name of Owner: _____

Contact Person: John Rao Proj Man. (Alt Wayne Brenes)

Street Address: 2113 Dover Rd City: Epsom State: NH Zip Code: 03234

Phone #: (978) 965-3473 Cell #: (603) 496-2924 Fax #: office # accepts faxes

Type of Work Qualified for: (check all that apply)

| | | |
|---|--|--|
| <input type="checkbox"/> Water Service/Main | <input type="checkbox"/> Sewer Service/Main | <input type="checkbox"/> Drain Laying |
| <input checked="" type="checkbox"/> Roadway (incl. curb cuts) | <input checked="" type="checkbox"/> Sidewalk | <input type="checkbox"/> Street Occupancy |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Electric | <input checked="" type="checkbox"/> Communications |

Submit the Following with this completed Application:

- ☒ \$500 Check non-refundable payable to City of Newburyport
- ☒ \$5000 or \$10,000 Bond ORIGINAL ONLY (\$10,000 Bond for laying Wire or Conduit)
- ☒ Certificate of Insurance incl. Worker's Compensation Insurance Affidavit (per M.G.L. c152)
- ☐ Minimum 3 Municipal References within the last 5 years of similar work

STREET OPENING BOND

KNOW ALL PERSONS BY THESE PRESENTS:

That we, White Mountain Cable Construction, LLC of the City of Epsom, State of New Hampshire, as Principal, and Liberty Mutual Insurance Company, a corporation duly licensed to do surety business in the State of Massachusetts, as Surety, are held and firmly bound unto the City of Newburyport, MA, State of Massachusetts, as Oblige, in the penal sum of Ten thousand & 00/100----- DOLLARS (\$10,000.00), lawful money of the United States, to be paid to the Oblige, for which payment well and truly to be made, we bind ourselves and our legal representatives, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the Principal has been licensed for maintenance work by the Oblige.

NOW THEREFORE, if the Principal shall faithfully perform the duties and in all things comply with the laws and ordinances, including all amendments thereto, pertaining to the license or permit applied for, then this obligation to be void, otherwise to remain in full force and effect until February 12, 2017 *unless renewed by Continuation Certificate*

This bond may be terminated at any time by the Surety upon sending notice in writing, by First class U.S. Mail to the Oblige and to the Principal at the address last known to the Surety, and at the expiration of thirty five (35) days from the mailing of said notice, this bond shall ipso facto terminate and the Surety shall there upon be relieved from any liability for any acts or omissions of the Principal subsequent to said date. Regardless of the number of years this bond shall continue in force, the number of claims made against this bond, and the number of premiums which shall be payable or paid, the Surety's total limit of liability shall not be cumulative from year to year or period to period, and in no event shall the Surety's total liability for all claims exceed the amount set forth above. Any revision of the bond amounts shall not be cumulative.

Dated this 10th day of February, 2016

White Mountain Cable Construction, LLC

(Principal)

Linda Rauh

Linda Rauh, Assistant Secretary

Liberty Mutual Insurance Company

(Surety)

Ana W. Oliveras

Ana W Oliveras, Attorney-in-Fact

Countersignature (where required)

By: N/A
Resident Agent

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 6975849

American Fire and Casualty Company
The Ohio Casualty Insurance Company

Liberty Mutual Insurance Company
West American Insurance Company

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Ana W. Oliveras

all of the city of Sunrise, state of FL each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 5th day of May, 2015.



STATE OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

American Fire and Casualty Company
The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

On this 5th day of May, 2015, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2017
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 10th day of February, 2016.



By: Gregory W. Davenport
Gregory W. Davenport, Assistant Secretary

To confirm the validity of this Power of Attorney call
1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.



CERTIFICATE OF LIABILITY INSURANCE

Page 1 of 1

DATE (MM/DD/YYYY)
02/10/2016

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 Willis of Pennsylvania, Inc. c/o 26 Century Blvd. P. O. Box 305191 Nashville, TN 37230-5191 | CONTACT NAME: PHONE: A/C, NO. EXT: 877-945-7378 FAX (A/C, NO.): 888-467-2378 E-MAIL: certificates@willis.com ADDRESS: INSURER(S) AFFORDING COVERAGE NAIC # |
| INSURED White Mountain Cable Construction, LLC 2113 Dover Road Epsom, NH 03234 | INSURER A: Liberty Mutual Fire Insurance Company 23035-001 INSURER B: Westchester Fire Insurance Company 10030-001 INSURER C: Liberty Insurance Corporation 42404-001 INSURER D: INSURER E: INSURER F: |

COVERAGES

CERTIFICATE NUMBER: 24128834

REVISION NUMBER:

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 INSD | SUBR 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 checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER: | Y | | TB2631004260015 | 7/31/2015 | 7/31/2016 | EACH OCCURRENCE \$ 5,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 5,000,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS - COMP/OP AGG \$ 5,000,000 |
| 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 checked="" type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS | | | AS2631004260025 | 7/31/2015 | 7/31/2016 | COMBINED SINGLE LIMIT (Ea accident) \$ 5,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ |
| B | <input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$ | | | G22049860010 | 7/31/2015 | 7/31/2016 | EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 |
| C | 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 N | N/A | WA763D004260035 WC7631004260045 | 7/31/2015 7/31/2015 | 7/31/2016 7/31/2016 | <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)

Workers' Compensation in State of Washington is Self Insured

Certificate Holder is included as an Additional Insured as respects to General Liability as required by written contract.

CERTIFICATE HOLDER**CANCELLATION**

City of Newburyport
Dept of Public Services
16A Perry Way
Newburyport, MA 01950

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

Coll: 4848915 Tpl: 1969587 Cert: 24128834 ©1988-2014 ACORD CORPORATION. All rights reserved.



CITY OF NEWBURYPORT

CITY COUNCIL

60 PLEASANT STREET -- P.O. BOX 550
NEWBURYPORT, MASSACHUSETTS 01950
978 465 4407

IN CITY COUNCIL:

ORDERED:

Date: April 11, 2016

THAT the City Council of the City of Newburyport hereby orders, pursuant to Code Section 13-166, that no person shall park any vehicle on the following streets or portions thereof as follows:

Street: Simmons Drive

Restriction: On the notherly side for a distance of 6 feet at the end of certain pathways as determined by the Newburyport Housing Authority. Said restricted areas to be marked appropriately on the road surface.

Furthermore, the City Clerk shall add this restriction to the public list available in the Clerk's office. This list shall be updated and posted on the City of Newburyport website.

Councillor Larry G. Giunta



CITY OF NEWBURYPORT

CITY COUNCIL

60 PLEASANT STREET -- P.O. BOX 550
NEWBURYPORT, MASSACHUSETTS 01950
978 465 4407

IN CITY COUNCIL:

ORDERED:

Date: April 11, 2016

THAT the City Council of the City of Newburyport hereby orders, pursuant to Code Section 13-166, that no person shall park any vehicle on the following streets or portions thereof as follows:

Street: Golden Drive

Restriction: On the either side for a distance of 6 feet at the end of certain pathways as determined by the Newburyport Housing Authority. Said restricted areas to be marked appropriately on the road surface.

Furthermore, the City Clerk shall add this restriction to the public list available in the Clerk's office. This list shall be updated and posted on the City of Newburyport website.

Councillor Larry G. Giunta

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

April 11, 2016

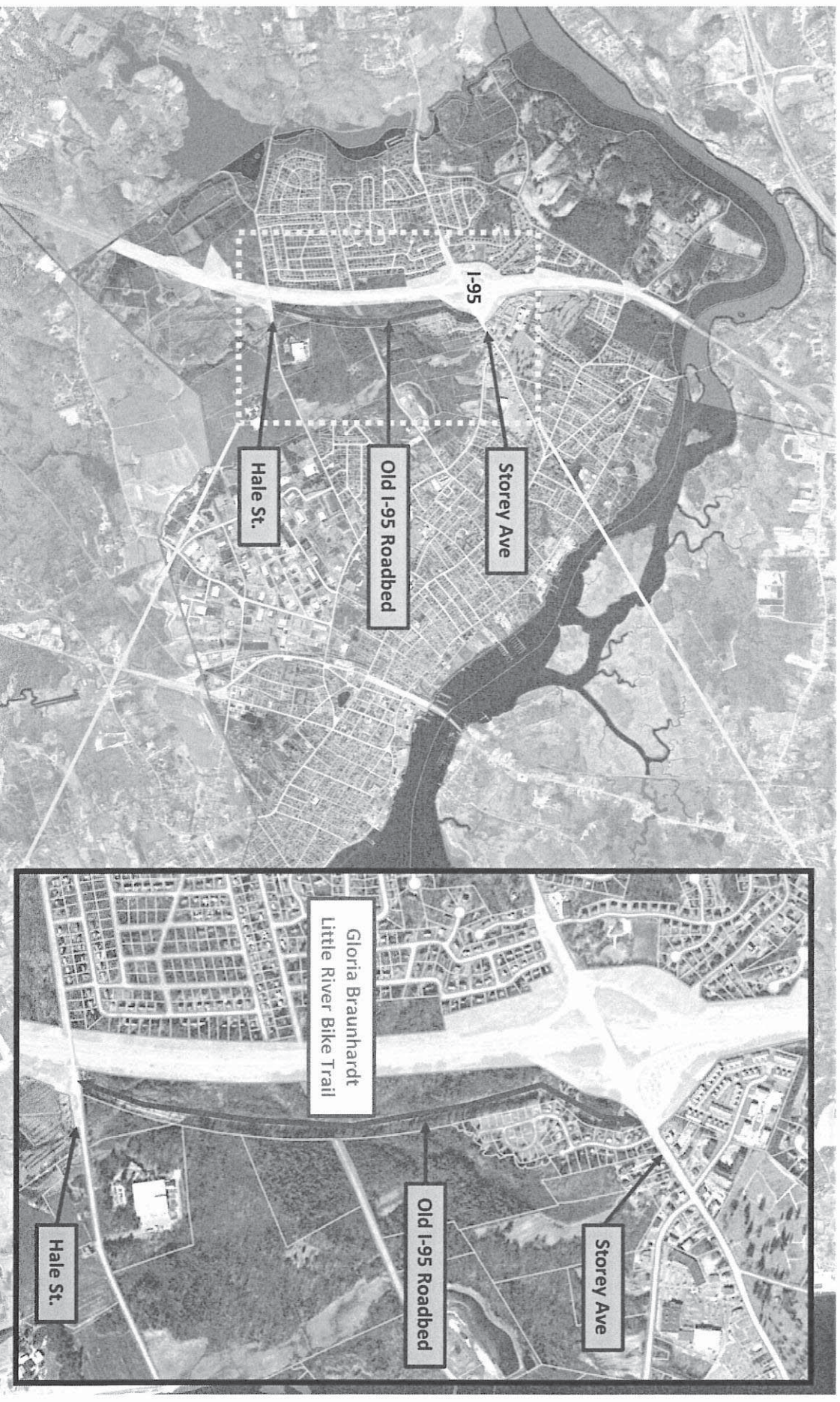
THAT The CITY COUNCIL of the City of Newburyport hereby names the trail currently known as "The Little River Way" as the "Gloria Braunhardt Little River Bike Trail". Said trail is shown on the map attached hereto and incorporated herewith and marked as Attachment "A".

Councillor Larry G.Giunta

Attachment A

City of Newburyport

Gloria Braunhardt Little River Bike Trail



CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

April 11, 2016

THAT, \$2,751,000 is appropriated to pay costs of the Hale/Graf Force Main Construction project, so-called, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer with the approval of the Mayor, is authorized to borrow \$2,751,000 under and pursuant to M.G.L. c.44, s.7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor and the Treasurer are authorized to take any other action necessary or convenient to carry out this vote

Councillor Charles F. Tontar
Chair, Budget & Finance Committee



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
NEWBURYPORT, MA


2016 APR -5 P 2:42

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: April 5, 2016

Subject: Graf/Hale Force Main Construction Project Loan Order



I respectfully request your approval of the enclosed loan order appropriating \$2,751,000 to the Graf/Hale Force Main Construction Project, which was unanimously endorsed by the Water and Sewer Commission at their March 21, 2016 meeting.

According to Collection System Superintendent Jamie Tuccolo, the Hale Street Pump Station Force Main is a 14" asbestos cement force main which was installed in 1977. This force main joins the Graf Road Pump Station's 10" cast iron force main at the intersection of Graf Road and Low Street. The two force mains become a combined 16" asbestos cement force main where they connect and continue down Low Street, crossing over Route 1 and continuing up Pond Street where it discharges into a manhole at the intersection of Pond and Greenleaf Streets.

Testing in this area has resulted in findings of the pipe being out of round (meaning its shape has been completely altered) due to the age and type of material of the original main. This force main is currently in jeopardy of failure. Should failure occur, repairs would be extremely difficult and very costly due to the out of round shape and asbestos nature of the pipe. Any break or issues with the current force main would pose a serious problem for Sewer Division personnel and their safety, as well as, health risks to the general public.

The proposed force mains to be constructed are two independent 16" PVC force mains. The Sewer Division and its engineering firm, BETA, have completed the design and are ready for the bidding and construction process. As noted above, the construction cost estimate for replacement is \$2,751,000.

I strongly support the Department of Public Services and Water and Sewer Commission with the attached request for bonding. I thank you in advance for your consideration.



CITY OF NEWBURYPORT

ORDR027_04_11_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2016 MAR 24 A 11:11

DEPARTMENT
OF
PUBLIC SERVICES

MEMORANDUM

ANTHONY J. FURNARI
DIRECTOR

WAYNE S. AMARAL
DEPUTY DIRECTOR /
DIRECTOR OF OPERATIONS

16A PERRY WAY
NEWBURYPORT, MA 01950

TEL: 978-465-4464

FAX: 978-465-1623

WWW.CITYOFNEWBURYPORT.COM

TO: Richard Jones, City Clerk
FROM: Wayne S. Amaral, DPS Deputy Director *WSA*
DATE: March 23, 2016
RE: License Contractor Application and recommendation 2016 Season

Enclosed is a copy of a new Licensed Contractor application with bond and references to be forwarded to the city council for approval for;

Robell, Inc.
72 Page Street
Lunenburg, MA 01462

For the following work;

Water
Sewer
Drain Laying
Roadway
Sidewalk
Street Occupancy

Thank you for your attention to this matter.



ANTHONY J. FURNARI, DIRECTOR
WAYNE S. ARMARAL, DEPUTY DIRECTOR

CITY OF NEWBURYPORT DEPARTMENT OF PUBLIC SERVICES

16A PERRY WAY
NEWBURYPORT, MA 01950

CUS

PHONE: 978-465-4464
FAX: 978-465-1623

Application to become a Licensed Contractor

Submit completed application to DPS at 16A Perry Way, Newburyport, MA

Name of Company: Robell Inc
Name of Owner: Robert Uhl
Contact Person: Same
Street Address: 12 Page St City: Newbury State: MA Zip Code: 01462
Phone #: 9785827317 Cell #: 9783756528 Fax #: 9785824796
Insurance Certificate #: _____ Policy Expiration Date: _____
Name and Contact Information of Insurer: William M.O'Brien & Assoc
Bond # _____ Bond Expiration Date: _____

Type of Work Qualified for: (check all that apply)

| | | |
|---|--|--|
| <input checked="" type="checkbox"/> Water Service/Main | <input checked="" type="checkbox"/> Sewer Service/Main | <input checked="" type="checkbox"/> Drain Laying |
| <input checked="" type="checkbox"/> Roadway (incl. curb cuts) | <input checked="" type="checkbox"/> Sidewalk | <input checked="" type="checkbox"/> Street Occupancy |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Electric | <input type="checkbox"/> Communications |

Submit the Following with this completed Application:

- Certificate of Insurance incl. Worker's Compensation Insurance Affidavit (per M.G.L. .c152)
- \$5000 Bond ORIGINAL ONLY (\$10,000 Bond for laying Wire or Conduit)
- \$500 Check non-refundable payable to City of Newburyport (not required for ROW Occupancy)
- Minimum 3 Municipal References within the last 5 years (Renewals do not require references)



TOWN OF WESTBOROUGH MASSACHUSETTS

DEPARTMENT OF PUBLIC WORKS

131 OAK STREET
WESTBOROUGH, MA 01581-3317
TEL. (508) 366-3070
FAX 366-3074

John M. Walden, Manager
Richard Voutas, Assistant Manager
Carl J. Balduf, P.E., P.L.S., Town Engineer

Dennis Cote, Operations Manager
Maria-Elaina Riggieri, Business Administrator

March 14, 2016

To Whom It May Concern:

RE: Reference for Robell, INC-(Mr. Robert Ullo.) Utility Contractor

Mr. Robert Ullo of Robell Construction Co. has asked for a reference from the DPW Engineering Division. Mr. Ullo recently installed water, sewer and drainage piping for a Chick Fil A restaurant in Westborough. This work has been permitted through the Engineering Department and it has been performed in accordance to the rules and regulations of the Town of Westborough DPW specifications. I have inspected and approved the work that Mr. Ullo has performed on this project. Please accept this letter of reference.

If you have, any further questions feel free to call (508) 366-3076.

Respectfully submitted,

Robert J. Duff P.E.
Chief Inspector



**TOWN OF WEBSTER
DEPARTMENT OF PUBLIC WORKS
WATER - SEWER DIVISION
PO BOX 793 WEBSTER, MA 01570**

MARCH 18 2016:

To: Town of Newburyport Ma.

Robell Inc. of Lunenburg Ma. has installed water and sewer lines in Webster and has worked with individual homeowners and local business's to complete the required connections for the residents of Webster MA.

Bob Ullo is a licensed drain layer and has completed the jobs with professionalism and always in accordance with the town's regulations.

If you require any further information please contact our office at 508-949-3865 or e-mail jduval@webster-ma.gov or dkasik@webster-ma.gov

Sincerely,

Jamie Duval
Chief Of Maintenance
Webster Sewer Department

Town of Lunenburg

Department of Public Works

John M. Rodriquenz

Director

Tel.: (978) 582-4160

Fax: (978) 582-4152



*520 Chase Road
Lunenburg, MA 01462*

March 17, 2016

Dear Town Official,

It is my pleasure to recommend favorably Robell Const., and President Mr. Bob Ullo.

I have served as Director of Public Works in Lunenburg for over twenty years and in that time have had the opportunity to work with, and inspect the work of this company. I have found them to be knowledgeable, courteous, and attentive to the needs of residents and customers alike.

It is my opinion that should you choose Robell Const. as a new vendor or subcontractor in your community that you will be as pleased as I have been with the result.

Please feel free to contact me if I can be of any further assistance.

Respectfully,

Jack Rodriquenz

Director of Public Works



ROBELL, INC.

"WE DIG OUR WORK"
72 PAGE STREET
LUNENBURG, MA 01462
(978) 582-7317 FAX (978) 582-4796

Nov. 15, 2015

References:

| | |
|-------------------------|-----------------|
| Town of Lunenburg | |
| Jack Rodriguez | \$ 978-582-4960 |
| Town of Westboro, Mass. | |
| Carl Balduf | 508-366-7076 |
| Town Of Webster, Mass. | |
| Scott Charpentier | 508-949-3800 |



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

2/22/2016

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 William O'Brien & Associates Insurance 350 Park St. Suite 102 North Reading MA 01864 | | CONTACT NAME: Kaye Connelly PHONE (A/C, No, Ext): (978) 664-6585 FAX (A/C, No): E-MAIL ADDRESS: kayeconnelly@comcast.net | |
| INSURED Robell, Inc. 72 Page Street Lunenburg MA 01462 | | INSURER(S) AFFORDING COVERAGE INSURER A: Atain Specialty INSURER B: Safety Insurance Company INSURER C: Associated International INSURER D: Zurich INSURER E: Liberty Mutual Insurance INSURER F: | |

COVERAGES

CERTIFICATE NUMBER: CL139341773

REVISION NUMBER:

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 INSR | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS |
|----------|---|---|----------|---------------|-------------------------|-------------------------|---|
| A | GENERAL LIABILITY | | | CIP209666 | 8/16/2015 | 8/16/2016 | EACH OCCURRENCE \$ 1,000,000 |
| | COMMERCIAL GENERAL LIABILITY | | | | | | DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 |
| | CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR | | | | | | MED EXP (Any one person) \$ 5,000 |
| | <input checked="" type="checkbox"/> XCU- PER POLICY FORMS | | | | | | PERSONAL & ADV INJURY \$ 1,000,000 |
| | GEN'L AGGREGATE LIMIT APPLIES PER: | | | | | | GENERAL AGGREGATE \$ 2,000,000 |
| | <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC | | | | | | PRODUCTS - COMP/OP AGG \$ 2,000,000 |
| B | AUTOMOBILE LIABILITY | | | 5000569 | 1/9/2016 | 1/9/2017 | COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 |
| | ANY AUTO | | | | | | BODILY INJURY (Per person) \$ |
| | ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> | | | | | | BODILY INJURY (Per accident) \$ |
| | HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS <input checked="" type="checkbox"/> | | | | | | PROPERTY DAMAGE (Per accident) \$ |
| C | UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB | | | XOBW5387414 | 8/16/2015 | 8/16/2016 | EACH OCCURRENCE \$ 5,000,000 |
| | <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE | | | | | | AGGREGATE \$ 5,000,000 |
| | DED \$ | RETENTION \$ | | | | | |
| | | | | | | | |
| D | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY | | | 6ZZUB2E73227 | 2/12/16 | 2/12/17 | WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> |
| | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) | Y/N <input checked="" type="checkbox"/> | N/A | | | | E.L. EACH ACCIDENT \$ 500,000 |
| | If yes, describe under DESCRIPTION OF OPERATIONS below | | | | | | E.L. DISEASE - EA EMPLOYEE \$ 500,000 |
| | | | | | | | E.L. DISEASE - POLICY LIMIT \$ 500,000 |
| E | INLAND MARINE | | | BMO57122749 | 1/23/2016 | 1/23/2017 | CAT LIMIT \$381,443 DEDUCTIBLE \$1,000/OCC |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

CERTIFICATE HOLDER**CANCELLATION**

CITY OF NEWBURYPORT PUBLIC SERVICES
16A PERRY WAY
NEWBURYPORT, MA 01950

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

Kaye M Connelly
Kaye Connelly/KCONNE

LICENSE OR PERMIT BOND

BOND NO. S-843808

KNOW ALL MEN BY THESE PRESENTS THAT WE,

Robell Inc

of

72 Page St

Lunenburg

MA 01462

as Principal, and

NGM Insurance Company

, a Florida

corporation with its principal

office at 4601 Touchton Rd East Ste 3400

Jacksonville, FL 32245-6000

, as Surety,

are held and firmly bound unto

Newburyport Dept of Public Services

in the sum of Five Thousand and 00/100 Dollars

(\$ 5,000.00), for the payment of which sum, well and truly to be made, we bind ourselves, our personal representatives, successors and assigns, jointly and severally, firmly by these presents.

The condition of this obligation is such, that whereas the Principal has obtained, or shall obtain, a license or permit from the Obligee for
Street Opening License

at City of Newburyport for the term commencing on the 16th day of

November

, 2015

and ending on the 16th day of

November

, 2016.

NOW, THEREFORE, if Principal shall faithfully observe and comply with all terms of the underlying license or permit, and all Ordinances, Rules and Regulations, and any Amendments thereto, applicable to the obligation of this bond, then this obligation shall become void and of no effect, otherwise to be and remain in full force and virtue.

The Surety may, if it shall so elect, cancel this bond by giving thirty (30) days written notice to the Obligee and the bond shall be deemed canceled at the expiration of said period; the Surety remaining liable, however subject to all the terms, conditions and provisions of this bond, for any act or acts covered which may have been committed by the Principal up to the date of such cancellation.

PROVIDED, HOWEVER, that this bond may be continued from year to year by certificate executed by the Surety hereon. Regardless of the number of years or terms this bond remains in effect, and regardless of the number and amount of claims that may be made, the maximum aggregate liability of the Surety is limited to the penal sum of the bond.

SIGNED, SEALED AND DATED on this 16th day of November, 2015.

Robell Inc

By 

NGM Insurance Company

By 

Kaye M Connolly

Attorney-in-Fact

- **Underground Utilities must be:**
 - Identified prior to opening the excavation (e.g., contact Digsafe).
 - Located by safe and acceptable means while excavating.
 - Protected, supported, or removed once exposed.
- Spoils must be kept back a minimum of 2' from the edge of the trench.
- **Surface Encumbrances** creating a hazard must be removed or supported to safeguard employees. Keep heavy equipment and heavy material as far back from the edge of the trench as possible.
- **Stability of Adjacent Structures:**
 - Where the stability of adjacent structures is endangered by creation of the trench, they must be underpinned, braced, or otherwise supported.
 - Sidewalks, pavements, etc. shall not be undermined unless a support system or other method of protection is provided.
- **Protection from water accumulation hazards:**
 - It is not allowable for employees to work in trenches with accumulated water. If water control such as pumping is used to prevent water accumulation, this must be monitored by the competent person.
 - If the trench interrupts natural drainage of surface water, ditches, dikes or other means must be used to prevent this water from entering the excavation.
- **Additional Requirements:**
 - For mobile equipment operated near the edge of the trench, a warning system such as barricades or stop logs must be used.
 - Employees are not permitted to work underneath loads. Operators may not remain in vehicles being loaded unless vehicles are equipped with adequate protection as per 1926.601(b)(6).
 - Employees must wear high-visibility clothing in traffic work zones.
 - Air monitoring must be conducted in trenches deeper than 4' if the potential for a hazardous atmosphere exists. If a hazardous atmosphere is found to exist (e.g., O₂ <19.5% or >23.5%, 20% LEL, specific chemical hazard), adequate protections shall be taken such as ventilation of the space.
 - Walkways are required where employees must cross over the trench. Walkways with guardrails must be provided for crossing over trenches > 6' deep.
 - Employees must be protected from loose rock or soil through protections such as scaling or protective barricades.

APPLICANT SIGNATURE

Robert Allen

DATE: 11-15-15

EXCAVATOR SIGNATURE (IF DIFFERENT)

Same

DATE: _____

OWNER'S SIGNATURE (IF DIFFERENT)

DATE: _____

DATE: _____

DEPUTY DIRECTORS SIGNATURE



CITY OF NEWBURYPORT
FOR NEW SEWER CONNECTIONS ONLY

DEPARTMENT
OF
PUBLIC SERVICES

ANTHONY J. FURNARI
DIRECTOR

WAYNE S. AMARAL
DEPUTY DIRECTOR /
DIRECTOR OF OPERATIONS

16A PERRY WAY
NEWBURYPORT, MA 01950

TEL: 978-465-4463

TEL: 978-465-4464

FAX: 978-465-1623

CITYOFNEWBURYPORT.COM

Sewer Division
Infiltration and Inflow (I/I) Reduction Program

Name: Robert Allen

Address: _____

City, State, Zip: _____

Phone #: _____

Amount of Discharge: _____ (gpd)

Amount of flow to be Removed: _____ (gpd)

It is understood that the company and/or person named above has agreed to participate in the City of Newburyport's 3 for 1 I/I Reduction Program. It will be determined by the Superintendent of the Sewer Department how much and from where the flow reduction will be done. This work will be taken from a list of problem areas in the City.

The amount of discharge flow will be determined by the DEP/DWPC established criteria (314 CMR 7.15)

Signature of Applicant

Date

Signature of Authorized Sewer Representative

Date



CITY OF NEWBURYPORT

FOR NEW SEWER CONNECTIONS ONLY

Infiltration and Inflow (I/I) Reduction Program Fee in Place of Work Agreement

DEPARTMENT
OF
PUBLIC SERVICES

ANTHONY J. FURNARI
DIRECTOR

WAYNE S. ARMARAL
DEPUTY DIRECTOR /
DIRECTOR OF OPERATIONS

16A PERRY WAY
NEWBURYPORT, MA 01950

TEL: 978-465-4463

TEL: 978-465-4464

FAX: 978-465-1623

CITYOFNEWBURYPORT.COM

By Signing in the space provided below, the company and/or person named below has agreed to participate in the City of Newburyport's 3 for 1 I/I Reduction Program. In place of performing the work necessary to comply with the program, the undersigned has voluntarily agreed to pay the City of Newburyport Sewer Division a one time fee of \$3.00/gallon of new average daily wastewater flow to the system. It will be determined by the Superintendent of the Wastewater Treatment Facility how much flow the proposed development will discharge to the system. This flow will be based on DEP/DWPC established criteria (314 CMR 7.15). This fee will be put into an account by the Newburyport Sewer Division and this account will be used to finance I/I identification, elimination and rehabilitation efforts. It is further understood that by signing below, the person who has signed acknowledges he/she has the authority to sign this document. This document supersedes all other previously signed 2 for 1 I/I reduction letters.

Company/Owner Name: _____

Address: _____

City, State, Zip: _____

Phone #: _____

Amount of Discharge: _____ (gpd)

Fee: _____ (@ \$3.00/gpd)

Check #: _____

Signature of Applicant

Date

Signature of Authorized Sewer Representative

Date

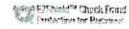
6008



ROBELL INC.

72 PAGE STREET
LUNENBURG, MA 01462
978-582-7317 FAX 978-582-4796

DIGITAL FEDERAL CREDIT UNION
MARLBOROUGH, MA 01752-9130



53-9182/2113 **3-7-16**

PAY TO THE
ORDER OF

City of Newburyport
Five Hundred Dollars

\$500.00

DOLLARS

MEMO

memo



Roberto Ulla

AUTHORIZED SIGNATURE

Security features. Details on back.



⑈006008⑈ ⑆211391825⑆

13388210⑈

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

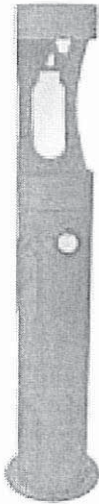
April 11, 2016

THAT, The CITY COUNCIL of the City of Newburyport accepts with gratitude a gift from National Grid, in the form of an outdoor water station, valued at \$2,198.17, to be installed at the Bradley Fuller Athletic Field in recognition of the recent energy efficiency work that took place in the City. The gift is accepted in accordance with M.G.L. Chapter 44, Section 53A1/2.

Councillor Charles F. Tontar
Chair, Budget & Finance Committee

The City of Newburyport was selected by National Grid as one of five towns to promote residential energy efficiency initiatives in 2014-2015. The city's program and energy efficiency report is attached. For its success in meeting its goals, the city was given an award as listed below in addition to grant funds to support the program.

Outdoor Water Station (Free Standing):



Installation requirement:

- Mount on a smooth, flat, finished surface with adequate support (300 lb. load maximum)
- Secure unit with six 3/8" minimum screws or anchor bolts (not provided)
- Requires a plumber to install.
- Requires clean, clear, fresh potable drinking water source
- Water supply 3/8" O.D. unplated copper tube. Waste 1-1/4" IPS.
- Operating Pressures: Supply water: 20 - 105 psi maximum.
- *Please see manual for additional installation requirements.*

Space Requirements:

- Unit shipping weight: 179 lbs
- Dimensions: L: 14"x W: 14" x H: 64"

Newburyport Energy Efficiency Report

nationalgrid

HERE WITH YOU. HERE FOR YOU.

ENTERING

INC.  1764

NEWBURYPORT

**INBOUND
REQUESTS**



778

Phone Call
Inquiries

**COMPLETED
ASSESSMENTS**



368

Home Energy
Assessments
Completed

WEATHERIZATION AND EFFICIENCY MEASURES

159

Insulation Upgrades



169

Air Sealing Completed



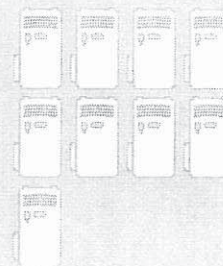
26

Water
System
Upgrades



6

Inefficient Refrigerators
Recycled



9

Heating
System
Upgrades

RESULTING IN ENERGY SAVINGS OF



10,588
MMBTUs

EQUIVALENT TO A COST SAVINGS OF



\$366,886

=



An average
of \$997
in cost
savings
per home

=



3.5 Weeks
of groceries

EMISSION EQUIVALENTS OF ENERGY SAVINGS

CO₂ EMISSIONS SAVINGS



767

Tons of waste
sent to landfills

OR



450

Passenger vehicles
driven for one year

OR



195

Homes' Average
Annual Energy Use

This report represents program results from May 2014 – July 2015. The phone call inquiries represent call volume to the dedicated community number only. The monetary factors that inform the dollar values of the savings are based on average, Massachusetts residential market rate prices from National Grid (electric) and a blended rate of oil and propane prices of \$2.14/gallon and \$2.53/gallon, respectively. The cost savings equivalent example assumes one week of groceries costs \$285 per home.

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

Date: April 11, 2016

THAT pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1.(f)(1), the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves the following schedule of parking fees and fines in the paid parking lots subject to introductory and time-limited discount incentive rates for paid parking permits pursuant to regulations promulgated by the Parking Clerk as described in Section 13-180.1.(f)(2):

| | |
|--|----------|
| Resident Permit for Paid Parking Lots | \$20.00 |
| Senior Resident Permit for Paid Parking Lots | \$5.00 |
| Employee Permit for Paid Parking Lots | \$100.00 |
| Hourly fee for Paid Parking Lots | \$1.00 |
| Fine for Non-Display, Non-Payment, or Overtime Violation | \$15.00 |

The Parking Clerk may, on a case-by-case basis, grant a hardship exemption from the above fee schedule for low-income seniors.

The above schedule of parking fees and fines shall be effective beginning Monday, May 30, 2016 (Memorial Day).

AND FURTHER that the CITY OF NEWBURYPORT Code of Ordinances is hereby amended as follows:

In Section 13-181., entitled "Parking lots," under subsection (a), replace the words "8:00 a.m. to 6:00 p.m. Monday through Saturday" with the words "8:00 a.m. to 8:00 p.m. Monday through Saturday between Memorial Day and Labor Day and 8:00 a.m. to 6:00 p.m. for the remainder of the year."

Councillor Jared J. Eigerman

CITY OF NEWBURYPORT



IN CITY COUNCIL

April 11, 2016

ORDERED:

AN ORDER PURUSANT TO SECTION 166 OF CHAPTER 13 (TRAFFIC AND MOTOR VEHICLES) OF THE MUNICIPAL CODE PURSUANT

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. |

Add:

(g)(2) by adding the following street or portions thereof to Zone 2:

Liberty Street, southwesterly side between Independent Street and Federal Street

Councillor Jared J. Eigerman

ORDINANCES

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

APRIL 11, 2016

A ZONING ORDINANCE TO IMPROVE RECORD-KEEPING AND COORDINATION

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

Amend existing Section X-C.3., as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

3. *Records.* The inspector of buildings shall maintain a permanent public record of all matters considered, and all action taken by him ~~his or her office~~. ~~All~~ and such records, as well as the permanent public record of all matters considered and all action taken pursuant to this zoning ordinance, or chapters 5, 12 or 16 of the Newburyport Code, by any city official, board, commission, or department and maintained by it, shall be deemed to form a part of the records of ~~his office~~ the inspector of buildings.

An individual permanent file for each application by street address for a permit provided for by this ordinance shall be established at the time the application is made. Said file shall contain one (1) copy of the application and all supporting documents, maps, and plans; notations regarding pertinent dates and fees, and the like; as appropriate, one (1) copy of the ~~resolution~~ written decisions (including any associated drawings and specifications) by ~~of the board of appeals~~ any city official, board, commission, or department ~~in~~ acting on the application; and the date the permit applied for was issued or denied by the inspector of buildings.

Amend existing Section X-D. -- Permits, as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

X-D. – Permits.

It shall be unlawful for any owner or person to erect, construct, reconstruct, or alter a structure, including a sign, or change the use or lot coverage, increase the intensity of use, or extend or displace the use of any building, or the structure of lot without applying for and receiving from the inspector of buildings the required building permit therefore. For purposes of administration, such permit and application procedure involving a structure may be made at the same time and combined with the permit required under the building code.

An application for a permit shall be accompanied by a plan as outlined in section XVII-B, as well as complete copies of any written decisions (including any associated drawings and specifications) issued by any city official, board, commission, or department pursuant to this zoning ordinance, or chapters 5, 12 or 16 of the Newburyport Code, and applicable to a lot where work proposed under such permit is to occur. The inspector of buildings shall take action on an application for a permit, either granting the permit or disapproving the application, within thirty (30) days of receipt of the application.

No permit shall be issued under this section if the building, structure or lot as constructed, altered, relocated or used would be in violation of any provision of this ordinance, including, without limitation, all conditions, provisos, and design details (including as shown on any associated drawings or specifications) required through action by any city official, board, commission, or department pursuant to this zoning ordinance, or chapters 5, 12 or 16 of the Newburyport Code, and applicable to a lot where work proposed under such permit is to occur. Whenever such permit or license is refused because of some provisions of this ordinance, the reason therefore shall be clearly stated in writing.

Certificate of occupancy. No building hereafter erected, altered substantially in its use, or extent, or relocated shall be used or occupied, and no change shall be made of the use of any building or of any parcel of land, unless a certificate of occupancy signed by the inspector of buildings has been granted to the owner or occupant of such land or building. Such certificate shall not be granted unless the proposed use of the land and building and all accessory uses comply in all respects with this ordinance, including, without limitation, all conditions, provisos, and design details (including as shown on any associated drawings or specifications) required through action by any city official, board, commission, or department pursuant to this zoning ordinance, or chapters 5, 12 or 16 of the Newburyport Code, and applicable to a lot where work proposed under such permit is to occur, and no use shall be made of such land or building that is not authorized by such certificate of occupancy.

Applications for certificates of occupancy and compliance shall be filed ~~coincident with the application for building permits and~~ after construction is substantially complete and prior to occupancy. A certificate of occupancy shall be issued or refused in writing for cause within five (5) days after the inspector of buildings has been notified in writing by registered mail that the erection or alteration of such buildings has been completed. Failure of the inspector of buildings to act within five (5) business days of receipt of said notification shall be deemed to constitute approval of the application for a certificate of occupancy. Buildings accessory to dwellings when completed at the same time shall not require a separate certificate of occupancy. Pending the issuance of a regular certificate, a temporary certificate may be issued for a period not exceeding six (6) months, during the completion of alterations or during partial occupancy of a building, pending its completion. No temporary certificate shall be issued prior to its completion if the building fails to conform to the provisions of the building code and state laws or of this ordinance to such a degree as to render it unsafe for the occupancy proposed.

Amend existing Section XVII-C. – Plans to accompany building permits, as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

XVII-C. – Plans to accompany building permits.

Accurately drawn plans, showing the actual shape and dimensions of the lot to be built upon, the exact location and size of all buildings or structures already on the lot, the location of new buildings or structures to be constructed, together with the lines within which all buildings or structures are to be

erected, the existing and intended use of each building or structure and such other information as may be necessary to provide for the execution and enforcement of this ordinance shall be submitted with all applications for a building permit. All such plans shall comply with all conditions, provisos, and design details (including as shown on any associated drawings or specifications) required through action by any city official, board, commission, or department pursuant to this zoning ordinance, or chapters 5, 12 or 16 of the Newburyport Code, and applicable to a lot where work proposed under such permit is to occur. It shall be the duty of the applicant to update all such plans accordingly before final permit approval.

Councillor Jared J. Eigerman

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

APRIL 11, 2016

A ZONING ORDINANCE REGARDING REPAIR OF CITY-OWNED SIDEWALKS FOR LARGER PROJECTS REQUIRING ZONING RELIEF

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

Amend existing Section X-H.6.I., as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

1. In all cases where the board grants a variance from the strict application of the requirements of this chapter, it shall be the duty of such board to attach conditions and safeguards as may be required in order that the result of its action be as nearly as possible in accordance with the intent and purposes of this chapter; but excluding any condition, safeguards or limitation based upon the continued ownership of the land or structures to which the variance pertains by the applicant, petitioner or any owner. In all cases where a variance is granted for a project with an estimated construction cost of no less than one-hundred thousand dollars (\$100,000), the board shall require that both: (1) city-owned sidewalks adjoining the site be reconstructed, repaired, and/or replaced at the discretion of the department of public services pursuant to Sections 12-54 and 12-55 of the Newburyport Code, except that such department may accept an in-lieu payment by the applicant to the John Bromfield Fund pursuant to Section 12-9 of the Newburyport Code in an amount no less than the value of such required work; and (2) street trees be planted, preserved, and/or replaced along all public rights-of-way adjoining the site at the discretion of the tree warden pursuant to article VI of chapter 12 of Newburyport Code, except that the tree warden may accept an in-lieu payment by the applicant to the John Bromfield Fund pursuant to Section 12-181 of the Newburyport Code in an amount no less than the value of such required work.

Amend existing Section X-H.7.B., as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

- B. Special permit conditions. In all cases where a special permit is granted for a project with an estimated construction cost of no less than one-hundred thousand dollars (\$100,000), the SPGA shall require that both: (i) city-owned sidewalks adjoining the site be reconstructed, repaired, and/or replaced at the discretion of the department of public services pursuant to Sections 12-54 and 12-55 of the Newburyport Code, except that such department may accept an in-lieu payment by the applicant to the John Bromfield Fund pursuant to Section 12-9 of the Newburyport Code in an amount no less than the value of such required work; and (ii) street trees be planted, preserved, and/or replaced along all public rights-of-way adjoining the site at the discretion of the tree warden pursuant to article VI of chapter 12 of Newburyport Code, except that the tree warden may accept an in-lieu payment by the applicant to the John Bromfield Fund pursuant to Section 12-181 of the Newburyport Code in an amount no less than the value of such required work. The SPGA shall also impose, in addition to any applicable conditions specified in this ordinance, such additional conditions as it finds reasonably appropriate to safeguard the neighborhood, or otherwise serve the purposes of this ordinance, including, but not limited to, the following:

Amend existing Section XV-H.a.6., as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

6. ~~Sidewalks, c~~Crosswalks, walkways, bike racks, or other pedestrian access may be required, and repairs to all city-owned sidewalks shall be required as follows, to allow access to adjacent properties and between individual businesses within a development: For those projects with an estimated construction cost of no less than one-hundred thousand dollars (\$100,000), the planning board shall require that both: (i) city-owned sidewalks adjoining the site be reconstructed, repaired, and/or replaced at the discretion of the department of public services pursuant to Sections 12-54 and 12-55 of the Newburyport Code, except that such department may accept an in-lieu payment by the applicant to the John Bromfield Fund pursuant to Section 12-9 of the Newburyport Code in an amount no less than the value of such required work; and (ii) street trees be planted, preserved, and/or replaced along all public rights-of-way adjoining the site at the discretion of the tree warden pursuant to article VI of chapter 12 of Newburyport Code, except that the tree warden may accept an in-lieu payment by the applicant to the John Bromfield Fund pursuant to Section 12-181 of the Newburyport Code in an amount no less than the value of such required work.

Amend existing Section XV-L.f., as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

- F. No building permit shall be issued unless both: (i) the department of public services has certified in writing to the planning board that all public utilities and work involving city-owned sidewalks have been

reviewed and approved by ~~such the respective utility departments,~~ and that the proposed utilities will be installed in accordance with plans submitted with the application; and (ii) the tree warden has certified in writing to the planning board that work involving city trees has been reviewed and approved by that officer and that it will be performed in accordance with plans submitted with the application.

Councillor Jared J. Eigerman

COMMITTEE ITEMS

Budget & Finance Committee

1. **ORDR002_01_25_16** – Accept Gift of \$25,000 repairing Brown's Wharf Culvert.
2. **ORDR014- 03- 14- 16** - Electricity Access Fee
3. **TRAN005_03_29_16** – Free Cash \$15,000 to Stab. Trust Fund \$150,000.
4. **TRAN006_03_29_16** – Free Cash \$150,000 to Comp Absences Resvr \$150,000.
5. **TRAN007_03_29_16** – Multiple Capital Projects \$987,721.91 (also COTW).
6. **TRAN008_03_29_16** – Budget Cont. \$68,214.42 to Salary Accts \$68,214.42.
7. **TRAN009_03_29_16** – Res for Appr \$1,020 to ASR Other Supplies \$1,020.
8. **COMM035_03_29_16** – Snow Budget Deficit.
9. **ORDR019_03_29_15** – Accept Ch 60A sec 1 Par 8 Excise Exemption Active Duty.

bat

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

January 25, 2016

THAT, The CITY COUNCIL of the City of Newburyport accepts with gratitude a gift from the Merrimac Street Ale House LLC in the amount of \$25,000.00 for the purpose of repairing the Brown's Wharf Culvert and appropriates said funds to the Brown's Wharf Culvert Project in accordance with M.G.L. Chapter 44, Section 53A.

Councillor Charles F. Tontar
Chair, Budget & Finance Committee

btf

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

March 8, 2016

THAT the City Council of the City of Newburyport hereby adds the following fee to be collected and managed by the Department of Public Services:

Electricity Access Permit \$10.00 per day.

Thomas F. O'Brien, President

rc / CI
btf



City of Newburyport
FY 2016
BUDGET TRANSFER REQUEST

TRAN005 03_29_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

Department: Mayor's Office

Submitted by: Donna D. Holaday

2016 MAR 22 P 12:27
Date Submitted: 3/29/2016

Transfer From:

| | | | |
|--------------------------|--|------------|-----------------|
| Account Name | General Fund - Free Cash | YTD Bal: | \$ 2,089,134.69 |
| Account Number: | 01-35910 | Trans In: | \$ - |
| Amount: | \$150,000.00 | Trans Out: | \$ (729,301.31) |
| Why are Funds Available: | <i>The Massachusetts Department of Revenue certified Free Cash for FY2016 at \$2,818,436. These funds are available for any legal expenditure with the approval of the Mayor and a vote of the City Council.</i> | | |

Transfer To:

| | | | |
|-------------------------|---|------------|-----------------|
| Account Name | Stabilization Trust Fund | YTD Bal: | \$ 2,555,358.27 |
| Account Number: | 8263-49700 | Trans In: | \$ - |
| Amount: | \$150,000.00 | Trans Out: | \$ - |
| Why are Funds Required: | <i>The last appropriation made into the Stabilization Trust Fund was in FY2010. This appropriation brings the balance closer to the City's policy target of 5.0% of the General Fund budget. A 2/3 vote is required to move funds in and out of stabilization accounts.</i> | | |

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

Donna D. Holaday
Ethan R. Manning

Date: 3/22/16
Date: 3/21/16



b-7

City of Newburyport

FY 2016

BUDGET TRANSFER REQUEST

TRAN006_03_29_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

Department: Mayor's Office

2016 MAR 22 P 12: 2

Submitted by: Donna D. Holaday

Date Submitted: 3/29/2016

Transfer From:

| | | | |
|--------------------------|---|------------|-----------------|
| Account Name | General Fund - Free Cash | YTD Bal: | \$ 2,089,134.69 |
| Account Number: | 01-35910 | Trans In: | \$ - |
| Amount: | \$150,000.00 | Trans Out: | \$ (729,301.31) |
| Why are Funds Available: | <i>The Massachusetts Department of Revenue certified Free Cash for FY2016 at \$2,818,436. These funds are available for any legal expenditure with the approval of the Mayor and a majority vote of the City Council.</i> | | |

Transfer To:

| | | | |
|-------------------------|---|------------|--------------|
| Account Name | Compensated Absences Reserve | YTD Bal: | \$ 16,937.53 |
| Account Number: | 8270-49700 | Trans In: | \$ - |
| Amount: | \$150,000.00 | Trans Out: | \$ - |
| Why are Funds Required: | <i>This special reserve fund was established by the City Council in FY2014 to pay City employees for compensated absences (sick time and accrued vacation) upon separation from employment, in accordance with contractual agreements. The fund was established with a balance of \$390,810, which has been depleted due to numerous retirements over the past three years.</i> | | |

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

Donna D. Holaday
Ethan R. Manning

Date: 3/29/16
Date: 3/29/16



baf
cov

TRAN007_03_29_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2016 MAR 22 P 2 40

City of Newburyport

FY 2016

BUDGET TRANSFER REQUEST

Department: Mayor's Office

Submitted by: Donna D. Holaday

Date Submitted: 3/29/2016

Transfer From:

| | | | |
|--------------------------|---|------------|-----------------|
| Account Name | General Fund - Free Cash | YTD Bal: | \$ 2,089,134.69 |
| Account Number: | 01-35910 | Trans In: | \$ - |
| Amount: | \$987,721.91 | Trans Out: | \$ (729,301.31) |
| Why are Funds Available: | <i>The Massachusetts Department of Revenue certified Free Cash for FY2016 at \$2,818,436. These funds are available for any legal expenditure with the approval of the Mayor and a majority vote of the City Council.</i> | | |

Transfer To:

| | | | |
|-------------------------|---|------------|------|
| Account Name | Multiple Capital Projects (see attached) | YTD Bal: | \$ - |
| Account Number: | See attached | Trans In: | \$ - |
| Amount: | \$987,721.91 | Trans Out: | \$ - |
| Why are Funds Required: | <i>See attached memo and project listing.</i> | | |

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

Donna D. Holaday
Ethan R. Manning

Date: 3/22/16
Date: 3/21/16



CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
DONNAD. HOLADAY

60 PEARSON STREET • P.O. Box 550

NEWBURYPORT, MA 01950

978-465-4413 • 978-465-4402

WWW.CITYOFNEWBURYPORT.COM

FILED
MAR 30 2016

MAR 29 2016

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: March 29, 2016
Subject: Free Cash Transfer Requests to Fund FY16 Capital Needs

Now that we are likely past major snow events, the City can definitively ascertain what our current financial capacity is to fund this year's Capital Improvement Program. Over the past several weeks, I have worked with Department Heads and our Finance Team to identify priority capital expenditures that require immediate attention in the months ahead. Based on their feedback and consistent with the FY16 CIP, I am requesting Free Cash transfers to fund the following purchases:

- **Stabilization Trust Fund**

Cost: \$150,000.00

Rationale: Infusing our Stabilization Trust Fund with free cash will bring us closer to our financial policy target of maintaining 5% of the General Fund Budget. The last appropriation made into the Stabilization Trust Fund was done in FY2011.

- **Compensated Absences Fund**

Cost: \$150,000.00

Rationale: In FY2014, the City began dedicating funding to a line item to fund the costs of retirements, in line with our financial policies for sound fiscal management. Upon retirement, employees are paid out unused vacation time as well as contractually obligated benefits such as unused sick leave. We have calculated these fund obligations for known retirements in FY16 and FY17, and are hopeful that funding this line will carry us through the current and next fiscal year.

- **Purchase of Street Sweeper**

Cost: \$122,220.00

Rationale: In FY14, the City replaced its 2003 Elgin Pelican street sweeper. New stormwater regulation from the state require that DPS sweep all City streets at least once a year. This FY16 cost represents the final payment on a three-year lease to own arrangement.

- **Boom Truck Certification**

Cost: \$10,000.00

Rationale: DPS has a 1999 International Bucket Truck which is used for tree work and other work requiring an aerial lift. The truck is classified as a crane, and as such must be recertified every year by MassDOT. Due to the age of the vehicle, certain equipment must be replaced in order to pass certification.

- **Paving and Sidewalk Replacement at Waterfront Trust and NRA Parking Lots**

Cost: \$80,000.00

Rationale: Following the culvert replacement project at Brown's Wharf last summer, a temporary binder was placed on the lot to secure the area for the winter. Final pavement must now be completed. In addition, the Waterfront Trust has designed and will be funding a portion of a reconfiguration of the lot (including lighting) with some funding from DPS for final paving. These improvements to the lot will make the area more secure and aesthetically pleasing.

- **NHS Stadium Field Project**

Cost: \$170,000.00

Rationale: Cost overruns during the NHS World War Memorial Stadium renovation were caused by unforeseen conditions, project delays and design elements added after the project went out to bid. Project delays resulted from a delay in funding the contract, significantly delaying arrival of materials on-site and failure of the project architect to provide effective and expeditious construction administration services requiring the City to hire an Owner's Project Manager at additional cost. With a free cash transfer to fund this overrun, the project will reach substantial completion before High School graduation in early June. Without funding, project completion will be delayed indefinitely until funds can be raised leaving construction zones that will need to be blocked off until the project is completed.

- **Rail Trail Phase 2**

Cost: \$150,000.00

Rationale: Construction of Phase II of the Clipper City Rail Trail is anticipated to begin during the spring of 2016 and \$150,000 is needed to cover the cost of construction administration services. These funds will cover the cost of our consultants' review, tracking and approval of submittals and shop drawings from the state contractor (drainage structures, retaining walls, boardwalk and piles, pavements and base material, fences, benches, landscaping, granite, underpass lighting, signs, etc.); responses to the contractor's Requests for Information (RFI) and clarification sketches; regular site visits and participation in coordination meetings; plus other associated costs. Federal-aid transportation construction projects require that the municipality fund the design, permitting, survey, right-of-way, bid phase services, and construction administration for the project. We have invested many years and over \$800,000 to meet federal and state requirements for the project, and need \$150,000 to finish the job. The project cannot proceed without our provision of construction administration services, and the funding will

leverage up to \$5.3 million in federal and state funding including the 10% construction contingency. Phase II of the Rail Trail will extend the multi-use paved trail 1.5 miles along the river shoreline and through the South End neighborhood, and will provide a significant new public space for the community.

- **Front End Loader with Backhoe**

Cost: \$180,000.00

Rationale: This purchase will replace a 1997 Case Backhoe which has surpassed its life expectancy and has been taken out of service this fiscal year. Now that this piece of equipment has been taken out of service, DPS is left with one backhoe for all repairs that need to be done within the City. This equipment is used for all construction purposes as well as tree work, loading salt, plowing streets and parking lots.

- **High Hazard Tree Removal**

Cost: \$25,000.00

Rationale: We currently have high hazard trees and limbs that are in danger of falling and can cause damage to people and/or property. Our 55' boom bucket truck is unable to reach many of these taller trees. We must hire an outside contractor with a larger tree truck to handle high priority trees which pose a liability to the City.

- **Biter Bucket**

Cost: \$18,000.00

Rationale: This piece of equipment attaches to our front end loader and allows the crew the option of "grabbing" large pieces of logs, curbing and rock in a safer manner than "scooping" which is what our crews must do now that the existing biter bucket is inoperable. The existing scooping-type standard bucket does not always allow for the safer method of construction practices.

- **Oil Water Separator**

Cost: \$12,000.00

Rationale: The City currently has a 27-year old specialized underground steel tank used at the DPS facility to capture runoff and which separates the oil and water in the drainage system within the garage. Replacement of this tank is being mandated by MassDEP and must be fully replaced in 2016. Failure to adhere to this requirement will result in fines. The total cost of replacement is \$17,000, but \$5,000 of this amount can be paid from water and sewer enterprise funds, thereby reducing the total free cash need to fund this item.

- **Public Address System at City Hall**

Cost: \$15,000.00

Rationale: The current amplifier and microphone system utilized for the City Hall auditorium and other City events is antiquated and inadequate for today's needs. A modern sound amplification system is needed so that when the City hosts public

meetings and other events, participants and audience members can adequately hear what is transpiring.

- **Information Technology Hardware** (replacement of 4 servers and purchase of 30 desktop computers)

Cost: \$146,500.00

Server Rationale: Currently the City's servers are covered under extended warranty which is about to expire. The main criterion used to make a decision to retire a server is when the rate of failures begins to trend upward. Even though the vendor will send the correct repair part, any significant accumulation of down time by the servers is unacceptable. Another criterion used is the availability of drivers when dealing with newer operating systems or applications. It is time to replace our servers which should occur with regularity every 4 to 5 years. The City's Host Servers which were installed in 2011 are now out of warranty and parts availability from the manufacturer are not always readily available within the same day window requirement. It is in the City's best interest to maintain its initial investment by refreshing the 4 core host servers deployed in our extensive Virtual Environment.

Desktop Computers Rationale: Regular cycling of IT equipment is critical if we are to maintain the investments made in our IT systems over the past few years. Ideally we should be replacing roughly 20% of our installed desktop computers every year, which equates to 30 units.

- **Laptops and Software for Police Cruisers**

Cost: \$80,000.00

Rationale: The Police Department has been without computers in its cruisers for approximately 2 ½ years. The need for these computers is urgent as they are an important tool for the officers to perform their duties safely and efficiently. The officers rely on these computers to get information from the Registry of Motor Vehicles (RMV) as well as (CJIS) Criminal Justice Information System. With the laptops and software in place, this information can be provided immediately to the officer while on the street, without any radio communication delay. The system also allows the officer to access the IMC system which is the department's records management system. With this free cash allocation, will purchase 10 Dell Latitude rugged extreme computer tablets with keyboards and all mounting gear, antennas and hardware to install the devices in 10 cruisers, plus all VMware and licenses needed for operation. The first year technical support is also included in our plan. This project is the most pressing need that the police department is facing. This technology will enhance safety and efficiency for our officers while performing their jobs.

- **Purchase of ¾ Ton Pickup Truck with Plow**

Cost: \$40,000.00

Rationale: This vehicle will replace a 2001 Ford pickup truck that has high mileage and frame issues. The vehicle has passed its life expectancy and will not pass the

next yearly Mass State vehicle inspection according to our vehicle maintenance crew.

The projects outlined above represent \$300,000 in reserve appropriations and \$987,722 in total capital investments, which leaves us with \$801,413 remaining in free cash for FY16. As you will recall, we were able to fund just over one-quarter of this proposed amount in last year's budget due to the exorbitant costs we needed to expend for snow and ice. While a healthy free cash balance allowed us to pay the snow and ice deficit within the same fiscal year (unlike many communities), this diminished our ability to fund desperately needed capital items. My funding request hereto gets us back on track for purchasing some of the equipment and project close-out work required for the regular function of City government operations. I look forward to discussing these funding needs in further detail when this request has been referred to the Budget and Finance Committee for their review.

FY2016 Capital Project Requests

| Department | Purpose | Amount | Account Number |
|------------------------|--|----------------------------|----------------|
| Highway | Street Sweeper Payment 3 of 3 | \$61,221.91 | 3605-49700 |
| Highway | Boom Truck Certification | \$10,000.00 | 3606-49700 |
| Highway | WFT/NRA Lot Paving and Sidewalks | \$80,000.00 | 3607-49700 |
| Parks | NHS Stadium Field Project | \$170,000.00 | 3512-49700 |
| Planning | Rail Trail Phase 2 | \$150,000.00 | 3608-49700 |
| Highway | Purchase of Front End Loader with Backhoe | \$180,000.00 | 3609-49700 |
| Highway | High Hazard Tree Removal | \$25,000.00 | 3610-49700 |
| Highway | Biter Bucket | \$18,000.00 | 3611-49700 |
| Highway | Oil Water Separator | \$12,000.00 | 3612-49700 |
| Highway | Public Address System City Hall Auditorium | \$15,000.00 | 3613-49700 |
| Information Technology | IT Hardware | \$146,500.00 | 3614-49700 |
| Police | Laptops for Police Cruisers | \$80,000.00 | 3615-49700 |
| Highway | Purchase of 3/4 Ton Pickup Trucks with plows | \$40,000.00 | 3616-49700 |
| Total | | <u>\$987,721.91</u> | |



City of Newburyport
FY 2016
BUDGET TRANSFER REQUEST

TRAN008_03_29_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2016 MAR 22 P 12:2

Department: Mayor's Office

Submitted by: Donna D. Holaday

Date Submitted: 3/29/2016

Transfer From:

| | | | |
|--------------------------|---|------------|----------------|
| Account Name | Budget Contingency | YTD Bal: | \$ 98,319.02 |
| Account Number: | 01129007-57805 | Trans In: | \$ - |
| Amount: | \$68,214.42 | Trans Out: | \$ (22,190.48) |
| Why are Funds Available: | <i>A contingency was included in the FY2016 budget to fund the AFSCME Collective Bargaining Agreement, which was not finalized under after the budget submission.</i> | | |

Transfer To:

| | | | |
|-------------------------|---|------------|---------------|
| Account Name | Multiple Salary Accounts (see attached) | YTD Bal: | \$ 848,283.10 |
| Account Number: | See attached | Trans In: | \$ - |
| Amount: | \$68,214.42 | Trans Out: | \$ - |
| Why are Funds Required: | <i>A transfer is needed prior to the last pay period of the year to account for the collectively bargained increases that were approved by the Mayor and City Council for the AFSCME Union.</i> | | |

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

Donna D. Holaday
Ethan R. Manning

Date: 3/22/16
Date: 3/21/16

FY2016 Salary Adjustments - ASFCME Union

| Department | Account | Amount | Account Number | YTD Balance |
|------------------|-------------------------|-------------|----------------|-------------|
| Treasurer | TRS Staff Salaries | \$2,642.61 | 01145001 51103 | 26,598.91 |
| Building | BLD SAL Admin Assistant | \$1,460.96 | 01241001 51103 | 15,683.88 |
| DPS-Highway | HWY SAL Labor | \$24,195.60 | 01421001 51158 | 414,241.76 |
| Library | LIB SAL Staff | \$18,703.10 | 01610001 51156 | 267,312.90 |
| Planning | OPD SAL Admin Assistant | \$1,460.96 | 01182001 51104 | 16,521.86 |
| Council on Aging | COA SAL Van Drivers | \$2,492.78 | 01541001 51156 | 24,792.82 |
| Police | POL SAL Dispatchers | \$5,334.19 | 01210001 51156 | 55,942.03 |
| Fire | FIR SAL Dispatchers | \$11,924.22 | 01220001 51156 | 27,188.94 |

| | |
|-------|--------------------|
| Total | <u>\$68,214.42</u> |
|-------|--------------------|



TRAN009_03_29_16

CITY CLERK'S OFFICE
NEWBURYPORT, MA

2016 MAR 22 P 12:2

City of Newburyport

FY 2016

BUDGET TRANSFER REQUEST

Department: Assessor's Office

Submitted by: Daniel Raycroft

Date Submitted: 3/29/2016

Transfer From:

| | | | |
|--------------------------|---|------------|-------------|
| Account Name | Reserve for Appr. Assr Srvs Fee | YTD Bal: | \$ 2,149.26 |
| Account Number: | 2724-59600 | Trans In: | \$ - |
| Amount: | \$1,020.00 | Trans Out: | \$ - |
| Why are Funds Available: | <i>Fees charged by the Assessor's Office are deposited into this reserve for appropriation account.</i> | | |

Transfer To:

| | | | |
|-------------------------|--|------------|-----------|
| Account Name | ASR Other Supplies | YTD Bal: | \$ 711.15 |
| Account Number: | 01141004-55800 | Trans In: | |
| Amount: | \$1,020.00 | Trans Out: | |
| Why are Funds Required: | <i>Our printer died and we needed to purchase a new printer that wasn't budgeted for this fiscal year, we will need to transfer funds into this account to cover upcoming expenses already budgeted.</i> | | |

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

Donna D. Holaday
Ethan R. Manning

Date: 3/22/16
Date: 3/21/16



CITY OF NEWBURYPORT

COMM035_03_29_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2016 MAR 22 P 1 0

DEPARTMENT OF PUBLIC SERVICES

ANTHONY J. FURNARI
DIRECTOR

WAYNE S. AMARAL
DEPUTY DIRECTOR

16A PERRY WAY
NEWBURYPORT, MA 01950

TEL: 978-465-4463

TEL: 978-465-4464

FAX: 978-465-1623

WWW.CITYOFNEWBURYPORT.COM

Memorandum:

Date: March 18, 2016

To: Mayor Donna D. Holaday
Council President Thomas F. O'Brien
And Respected Members of the City Council

From: Anthony J. Furnari, DPS Director *AF*

CC: Wayne S. Amaral, DPS Deputy Director
Ethan Manning, Finance Director
Lisa Valcich, Business Manager

Re: Notification of Snow Budget Deficit FY 2016

This year's FY 2016 Snow and Ice Expense (Account # 0142300252901) Snow and Ice Labor (Account # 0142300151301) were budgeted for \$95,000.00 each. Due to the impacts from the snow storms of 2015 for vehicle repairs and this year's salt use and costs, the FY 2016 Snow and Ice Budgets have and will exceed the appropriation for the next warrant.

The Department of Public Services requests that these items be placed in deficit spending.

| Account: Snow & Ice Expense | | | | |
|-----------------------------|--|----------------|-------------------|------------|
| Acct # | Total Budget: \$95,000.00 | Total Expended | Balance Remaining | % Expended |
| | Budget \$95,000.00 Supplemental Transfer In/Out \$0.00 | | | |
| 01423002 52901 | | \$ 173,301.38 | -\$78,301.38 | 182.4% |

| Account: SNOW & Ice-Labor | | | | |
|---------------------------|--|----------------|-------------------|------------|
| Acct # | Total Budget: \$95,000.00 | Total Expended | Balance Remaining | % Expended |
| | Budget \$95,000.00 Supplemental Transfer In/Out \$0.00 | | | |
| 01423001 51301 | | \$34,382.06 | \$60,617.94 | 36.2% |

b7

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

March 29, 2016

THAT the City Council of the City of Newburyport accepts the provisions of Chapter 60A, §1 Paragraph 8 of the Massachusetts General Laws which waives the excise tax for motor vehicles owned and registered by active members of the armed forces. Said Paragraph 8 states as follows:

"In any city or town accepting the provisions of this paragraph, the excise imposed by this chapter shall not apply to a motor vehicle owned and registered by or leased to a resident who is in active and full-time military service as a member in the armed forces of the United States or the national guard, army or air, of any state, and has been deployed or stationed outside the territorial boundaries of the commonwealth for a period of at least 45 days in the calendar year of the exemption. If the military member is wounded or killed in an armed conflict, he shall not be subject to the foregoing period of service qualification for the calendar year in which he is wounded or killed. This exemption shall apply only to a motor vehicle owned and registered by or leased to a military member in his own name or jointly with a spouse for a non-commercial purpose and a military member may qualify for this exemption for only 1 motor vehicle for each calendar year. A municipality which accepts the provisions of this paragraph shall, in connection with the issuance of warrant to collect unpaid motor vehicle or trailer excise tax from a delinquent taxpayer, add \$3 to the fee prescribed in clause 9 of section 15 of chapter 60. The acceptance by a municipality of this paragraph shall take effect on the first day of January next occurring after the approval by the municipality to accept this paragraph."

The effective date of this acceptance shall be January 1, 2017.

Councillor Larry G. Giunta

Councillor Robert J. Cronin

License & Permit Committee

1. **COMM010_10_25_16** Licensing Comm Acoustic & Amplified Entertainment:
2. **ODNC004, _01_25_16** Chapter 3 Animals Dogs Nuisance
3. **COMM036_03_16** Port Tavern Outdoor Seating

In City Council February 11, 2016:

Motion to remove by Councillor Tontar, seconded by Councillor Zeid, 8Y, 2N (RC, JD)

Motion to approve by Councillor Tontar, seconded by Councillor Vogel, Withdrawn

Motion to refer to L&P by Councillor Tontar seconded by Councillor Cronin, So Voted.

From: Lynn Varney [<mailto:LVarney@CityofNewburyport.com>]
Sent: Friday, January 15, 2016 10:10 AM
To: bruce@vogelatlargo.com; jdevlinnbpt@gmail.com; Gregory D. Earls (GEarls25@comcast.net)
<GEarls25@comcast.net>
Cc: Brad.Duffin@me.com
Subject: Acoustic and Amplified Entertainment

Councillors Vogel, Earls and Devlin,

The Licensing Commission would like to discuss the ambiguous definitions currently in use for Acoustic and Amplified Entertainment. This issue has come to light because of the cost difference for these licenses (\$300 acoustic; \$2250 amplified).

Brad Duffin, chair of the Licensing Commission, would like to meet with Licensing & Permits to discuss clarifying the Entertainment license and updating the City Ordinance.

Please let me know if Brad and/or members of the Licensing Commission could attend the next License & Permits meeting. Or, the Licensing Commission's regular monthly meeting is the 1st Wednesday of the month, usually at the Police Station Conference Room, if the committee would like to attend one of these meetings.

Thank you.

Best regards,

Lynn Varney
City Clerk's Office
60 Pleasant Street
Newburyport, MA 01950
lvarney@cityofnewburyport.com
978-465-4407, x1204
Fax 978-462-7936

1/25/16

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

January 25, 2016

AN ORDINANCE TO AMEND FEES FOR NUISANCE ISSUES RELATED TO DOGS

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

Chapter 3 Animals
Article II Dogs

Amend Section 3-28(b) regarding nuisance issues, with deletions ~~double-stricken through~~, and additions double-underlined:

(b) Animal behavior which constitutes a nuisance includes, but is not limited to the following; vicious disposition, molesting passerbys or passing vehicles (including bicycles, etc.), attacking persons or domestic animals, damaging or soiling public or private property, barking, whining, or howling in an excessive, continuous, or untimely fashion shall be subject to the following fine schedule, upon investigation of the animal control officer or a police officer.

- (1) First offense~~\$15.00~~ \$25.00
- (2) Second offense~~25.00~~ \$50.00
- (3) Third and subsequent offenses~~50.00~~ \$100.00

Councilor Charles F. Tontar

Councilor Bruce L. Vogel

In City Council January 25, 2016:

Motion to refer to Budget & Finance and License & Permits by Councillor Vogel, seconded by Councillor Earls. 10 yes, 1 no (O'Brien). So voted.

LAP

COMM036_03_29_16

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

NEW FILING
RENEW



2016 MAR 22 A 11 13
City of Newburyport

Application

Food Establishment Outdoor Seating on Public Property

Date: 3/20/16

Name of Business Owner: Philip Wynne

Name of Property Owner: Philip Wynne

Business Name: The Port Tavern

Business Address: 84 State St. Business Phone: 978-465-1006

Number of Tables Requested: 6 Dimensions: 2'x2' Material: metal

Number of Chairs Requested: 18 Dimensions: 2'x2' Material: metal

☐ Applicant requests approval of outdoor seating for the sole purpose of food consumption.

☒ Applicant requests approval of outdoor seating for food *and* alcohol consumption.

Please note propane is not allowed unless approved by the Fire Department

Application Requirements

Please submit the following documents with the completed application to:

**City Clerk's Office
Newburyport City Hall
PO Box 550
60 Pleasant Street
Newburyport, MA 01950**

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2016 MAR 22 A 11 13

- 1) Applicants must provide evidence of liability insurance to the City Clerk with minimum coverage in the amount of one million dollars, naming the City of Newburyport as co-insured. This insurance coverage must be in force for the duration of the approved period.

Application - Food Establishment Outdoor Seating on Public Property

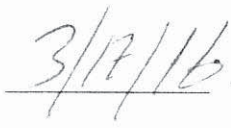
- ✓ 2) 8 1/2 x 11 sketch of outdoor seating detailing: a) measurements of tables and chairs; b) total width of sidewalk; and c) distance between proposed seating and sidewalk
- ✓ 3) Obstacles such as streetlights, signs, trees, benches, and garbage barrels.
- 4) Applicants seeking approval of outdoor seating for food and alcohol consumption must also submit:
- 5) ✓ Written and dated approval of the Newburyport License Commission for the outdoor service of alcohol, including the information and sketch used for the basis of the License Commission approval.
- ✓ 6) 8 1/2 x 11 sketch of outdoor seating cited above must also include a depiction and information on the placement, dimensions, and materials used to create a demarcated area for the service of alcohol.

RELEASE AND INDEMNITY AGREEMENT TO ENCUMBER A PUBLIC WAY

I, the undersigned Applicant or Duly Authorized Agent, hereby agree to RELEASE, DISCHARGE, and HOLD HARMLESS, the City of Newburyport, a municipal corporation of the Commonwealth of Massachusetts, and its officers, employees, agents, and servants from all actions, causes of action, claims, demands, damages, costs, loss of services, expenses and compensation associated with the undersigned's use of the public way as described herein.



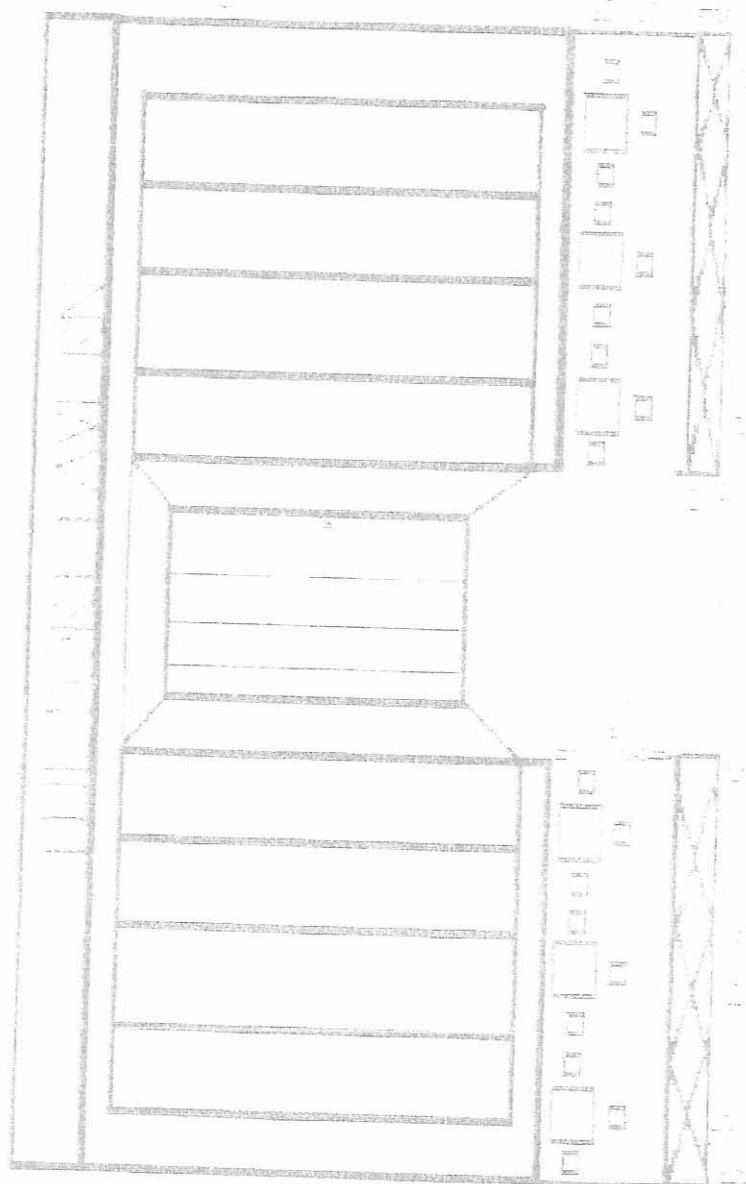
Signature of Business Owner



DATE

Signature of ADA Coordinator

DATE





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

3/16/2016

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 Malcolm & Parsons Insurance Agency 713 Washington Street P.O. Box 527 Stoughton MA 02072 | CONTACT NAME: Jaime Gonsalves PHONE (A/C, No, Ext): (781) 344-3200 FAX (A/C, No): (781) 344-1425 E-MAIL ADDRESS: jll@malcolmandparsons.com |
| INSURED Bolwyn Corp. & Prince Place LLC, DBA: The Port Tavern 84 State Street Newburyport MA 01950 | INSURER(S) AFFORDING COVERAGE INSURER A Hospitality Mutual Insurance INSURER B Safety Property & Casualty Ins 12808 INSURER C Wesco Insurance Company INSURER D: INSURER E: INSURER F: |

COVERAGES

CERTIFICATE NUMBER Master 03/16/16

REVISION NUMBER:

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 |
|----------|---|--------------------|---------------|-------------------------|-------------------------|--|
| X | COMMERCIAL GENERAL LIABILITY | | | | | |
| A | CLAIMS-MADE X OCCUR | X | 00084580GL | 2/10/2016 | 2/10/2017 | EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/CP AGG \$ 2,000,000 |
| | GEN'L AGGREGATE LIMIT APPLIES PER | | | | | |
| X | POLICY | PRO-JECT | | | | |
| | OTHER | | | | | |
| B | AUTOMOBILE LIABILITY | | | | | |
| | ANY AUTO | | | | | |
| | ALL OWNED AUTOS | X SCHEDULED AUTOS | 6215886 | 12/1/2015 | 12/1/2016 | COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ Medical payments \$ 5,000 |
| X | HIRED AUTOS | X NON-OWNED AUTOS | | | | |
| A | UMBRELLA LIAB X OCCUR | | | | | |
| X | EXCESS LIAB | CLAIMS-MADE | | | | |
| | DED RETENTIONS | | 00084580EL | 2/10/2016 | 2/10/2017 | EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000 |
| C | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY | Y/N | | | | |
| | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) | N N/A | WNC3177658 | 1/1/2016 | 1/1/2017 | X PER STATUTE OTH-ER E L EACH ACCIDENT \$ 500,000 E L DISEASE - EA EMPLOYEE \$ 500,000 E L DISEASE - POLICY LIMIT \$ 500,000 |
| A | Liquor Liability | | 00084582LL | 2/10/2016 | 2/10/2017 | Per Occurrence \$1,000,000 Aggregate \$2,000,000 |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Neighborhood Tavern

Liability policies provide coverage for outdoor patio seating.

The City of Newburyport is Additional Insured with respect to General Liability.

CERTIFICATE HOLDER

CANCELLATION

City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

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

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THE LICENSING BOARD OF

HEREBY GRANTS A

Richard Shroyer
LICENSING BOARD

Public Safety Committee

- **COMM024_02_29_16** Chamber Ltr re: Use of Streets for Festival/Events
- **COMM037_03_29_16** Tour De Cure Ride May 22, 2016
- **ORDR021_03_29_16** Parking Order Crosswalk Boardman at Merrimac St.



REVISED

February 23, 2016

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

Dear Council President O'Brien and members of the Newburyport City Council:

The Greater Newburyport Chamber of Commerce & Industry kindly requests the use of the streets in the downtown for the following Chamber of Commerce sponsored festivals/events:

- Newburyport Spring Fest, Sunday and Monday, May 29 & 30, 2016
- Music in Market Sq. Thursdays, July 7, 14, 21, 28 and August 11 and 25
- Tour d'Elegance, Saturday, July 23, 2016
- Cruisin the 50's, Thursday, August 18, 2016 (rain date August 25)
- Fall Harvest Festival, Sunday and Monday, October 9 & 10, 2016
- Witches Night Out, Friday, October 14, 2016
- Pumpkin Lighting , Saturday, October 15, 2016
- Santa Parade and Tree Lighting, Sunday, November 27, 2016
- Invitation Nights, Fridays, December 2, 9 and 16, 2016
- Santa's Workshop, Saturdays and Sundays, December 3, 4, 10, 11, 17, and 18, 2016

Approximate times for each event are listed below.

The revenues generated from these Chamber fund raising events are used for marketing the city, tourism, maintenance of the seasonal information booth, beautification of the downtown and various other projects in the interest of the community. All funds are raised through sponsorships, artisans and vendor festival entry fees.

1. The decoration of the lampposts throughout the downtown with flower baskets begins in mid-May in preparation for Memorial Day weekend. Included in this effort are the cornstalks and hay bales that brighten up Market Square in the fall to the holiday decorations that adorn our streets in November and throughout the holiday season. The cost for the flower baskets and upkeep assumed by the Chamber and its marketing program is over \$20,000.

2. **Newburyport Spring Fest** is Memorial Day Weekend, May 29 & 30 runs from 7 AM – 7 PM. There is a spring festival planning committee made up of chamber board members, members (both retail and non) as well as staff. Since 2008 we have worked with the city council at their request to make improvements to the food vendors booths. In 2012 we worked with the health department to comply with their new festival health requirements. This event is free and open to the public.
3. **Music In Market Square** – A new addition to help celebrate the Chamber's 50th Anniversary this year to help spur economic development in the summer we are proposing Thursday night concerts in Market Square from 7 – 8:30 PM. Local bands will play for attendees. This event is free and open to the public.
4. **Tour d'Elegance** - We are proud to be working with Endicott College on the third year of a new addition to their very successful Concours d'elegance boutique car show. The Tour will begin in Newburyport on Saturday, July 23 from 9 – 11 AM and then will head to Endicott College down the scenic byway. Approval from the Newburyport Redevelopment Authority will be requested as the cars will be parked in the paved NRA East lot. This event is free and open to the public.
5. **Cruisin the 50's** – The 5th annual Cruisin the 50's, August 18th event coordinated by the Chamber and WNBPA will take place in downtown Newburyport. Rain date is Thursday, August 25th. Due to the success of last year, we will work with the public safety committee and Police department to consider the closure of State and Pleasant Streets for this event which runs from 4 – 8 PM. This event is free and open to the public.
6. **Fall Harvest Festival** is a mainstay of the fall season and a welcomed event. The festival planning committee will once again be working on this event. At this event we also ask permission to adorn the lampposts with scarecrows created by local residents and businesses. The festival is planned for Columbus Day Weekend, October 9 & 10. This event runs from 7 AM – 7 PM as well. This event is free and open to the public.
7. **Witches Night Out and Pumpkin Lighting** – The chamber's retail committee is pleased to present again two events geared for the community at large. Witches Night Out on October 14 an adult friendly event and the Newburyport Great Pumpkin Lighting on October 15, a tradition and a great family friendly event. Witches Night Out will be held from 6-9 PM and the

Pumpkin Lighting from 5:30 - 8 PM. This event is free and open to the public.

8. **Holiday Activities** - The holidays kick off in Newburyport on Sunday, November 27 with the parade and tree lighting and continue throughout December with three evenings of Invitation Nights and Santa's Workshop. As we have done for the past thirty plus years we are asking for permission to erect a Christmas tree donated by a local area resident/business. This event is free and open to the public.

We look forward to working with the city, retailers, restaurants and service providers while being mindful of the residents and hope that these events will be welcomed events for residents and visitors alike. As we work in conjunction with many partners, we are hopeful that this will be a great year for our City, the local businesses and the region as a whole.

Areas Requested:

- Use of the Inn Street Mall, State Street, Market Square (bullnose), Pleasant Street and sidewalks on areas in front of Waterfront Park and the Firehouse Center for the Arts.
- Use of the parking spaces and sidewalk on both sides of State Street from Market Square to Pleasant Street.
- Use of the parking spaces on the north side of Merrimac near the chamber information booth.
- We will be working with and gaining approval from the Newburyport Redevelopment Authority as well as the Waterfront Trust for areas under their purview.

I look forward to answering any questions that the council may have. Thank you for your consideration.

Sincerely,



Ann Ormond
President

cc: Mayor Donna D. Holaday
Richard B. Jones, City Clerk
Marshal Mark Murray

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

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

NAME OF EVENT: Greater Newburyport Chamber of Commerce 2016 Events

Date: _____ Time: from _____ to (see attached list)
Rain Date: _____ Time: from _____ to _____

2. Location: _____

3. Description of Property: _____ Public _____ Private _____

4. Name of Organizer: Greater Newburyport Chamber of Commerce City Sponsored Event: Yes _____ No _____

Contact Person Ann Ormond

Address: 38 R Merrimac St. Newburyport Telephone: 978.462.6680

E-Mail: aormond@newburyportchamber.org Cell Phone: 617.590.2057

Day of Event Contact & Phone: Same as above + see list

5. Number of Attendees Expected: Varies per event

6. MA Tax Number: 04-2384695

7. Is the Event Being Advertised? yes Where? Daily News, Website, Social Media

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

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

We post informational signage on all 2nd floor tenant entrances.

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

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

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? _____
- b) How many recycling receptacles will you be providing? 5-10
- c) Will you be contracting for disposal of : **Trash** Yes ☒ No ☐ **Recycling** Yes ☒ No ☐
- i. If yes, size of dumpster(s): **Trash** 2^{Yard} ton **Recycling** _____
- ii. Name of disposal company: **Trash** Mullis **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 6
- b) # of recycling container(s) to be provided by Recycling Office 4
- 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 See below

Name of company providing the portable toilets: PA Wilkinson

Spring Fest - 3 standard & 1 ADA
Riverfront - 8 on East & 1 ADA
 8 on West & 1 ADA
Fall Fest - 3 standard & 1 ADA

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE _____

WALKATHON _____

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

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

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

4. Date of Event: _____ Expected Number of Participants: _____

5. Start Time: _____ Expected End Time: _____

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

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

8. Will Detours for Motor Vehicles Be Required? _____ If so, where? _____

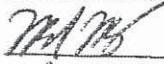

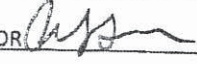

9. Formation Location & Time for Participants: _____

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  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.
- (c) "Course map", All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) "Electronic Amplifier" Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.

- (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).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

13-101 Enforcement

- (a) *"Regulations"* Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.
- (b) *"Warning"* In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) *"Noncriminal Disposition"* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) *"Violation"* The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

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: _____

Date: _____

FOR PARADE, ROAD RACE AND WALKATHON EVENTS

NEEDHAMPORT, MA

PARADE _____ ROAD RACE ☒ WALKATHON ☐ A 9 n

* The North Shore Tour de Cure is a cycling ride not a race *

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

The North Shore Tour de Cure is coordinated by the American Diabetes Association.

2. Name, Address & Daytime Phone Number of Organizer: Event Manager is Tara Greeley

Office location: 10 Speen St, 2nd Fl Framingham, MA 01701

Daytime phone: 617-482-4560 x.

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

Tara Greeley

10 Speen St, 2nd Fl Framingham MA 01701

Cell phone: 508-201-9125

4. Date of Event: July 12, 2016

Expected Number of Participants: 500 riders

5. Start Time: 10:30 am

Expected End Time: 1:30 pm

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

route will have my turn directions are attached (100 mile and 32 mile ride)

7. Locations of Water Stops (if any): N/A

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

9. Formation Location & Time for Participants: N/A (main event in Topsfield, MA)

10. Dismissal Location & Time for Participants: N/A

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 ☒

made have 3-4 marked cars trucks to follow the last rider in case of emergency

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]

16A Perry Way

CITY CLERK

[Signature]

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: Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply | |
| | <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.
- (c) "Course map", All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
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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).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

13-101 Enforcement

- (a) *"Regulations"* Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.
- (b) *"Warning"* In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) *"Noncriminal Disposition"* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) *"Violation"* The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

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: _____

Date: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
02/24/2016

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. 1166 Avenue of the Americas New York, NY 10036 | | CONTACT NAME: PHONE (A/C, No, Ext): E-MAIL: ADDRESS: | |
| 299200465---16-17 | | INSURER(S) AFFORDING COVERAGE | |
| INSURED AMERICAN DIABETES ASSOCIATION ATTN: DOUG MEYER 1701 N BEAUREGARD ST ALEXANDRIA, VA 22311 | | INSURER A : Philadelphia Insurance Company | |
| | | INSURER B : | |
| | | INSURER C : | |
| | | INSURER D : | |
| | | INSURER E : | |
| | | INSURER F : | |

COVERAGES

CERTIFICATE NUMBER:

NYC-008429171-01

REVISION NUMBER:1

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 checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER: | | PHPK 1451736 | 02/01/2016 | 01/01/2017 | EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 |
| | AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS | | | | | COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ |
| | UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$ <input type="checkbox"/> | | | | | EACH OCCURRENCE \$ AGGREGATE \$ |
| | 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 type="checkbox"/> N/A | | | | | PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$ |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

CANCELLATION

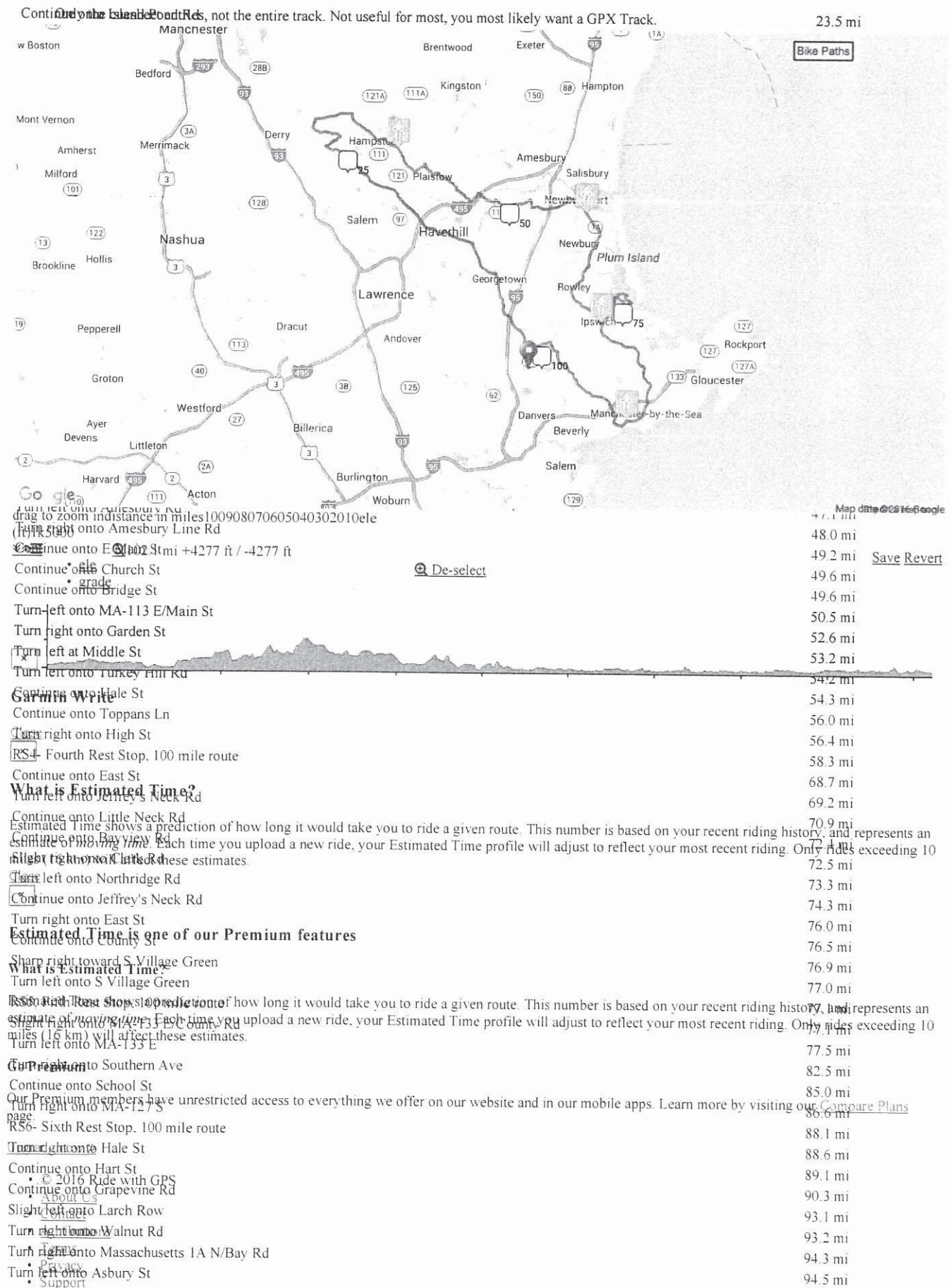
American Diabetes Association
1701 N Beauregard St
Alexandria, VA 22311

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.

Kristen Dallacqua

Kristen Dallacqua



Turn left onto Jeffrey's Neck Rd?

Continue onto Little Neck Rd

Continue onto Bayview Rd

Slight right onto Clark Rd

Reduce to 500 points (older devices)

Turn left onto Northridge Rd

Continue onto Jeffrey's Neck Rd

Useful for any GPS unit. Contains no cuesheet entries, only track information (breadcrumb trail). Will provide turn by turn directions (true navigation) on the Edge 705, 800, 810/1000. Touring, but will not have any custom cues. Works great for Mio Cyclo. [Find GPS specific help in our help system](#)

Turn right onto East St

Continue onto County St

Sharn right toward S Village Green

Bedford

Merrimack

Nashua

Dracut

Westford

Littleton

Acton

Concord

Billerica

Burlington

Woburn

Lexington

Lynn

Salem

Beverly

Danvers

Manchester-by-the-Sea

Ipswich

Rowley

Newbury

Salisbury

Amesbury

Plaistow

Hampstead

Kingston

Hampton

Rockport

Gloucester

127

127A

133

50

107

129

125

38

495

3

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indistance in miles

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(ft)4002000

63.3 mi -2162 ft / -2162 ft

ele

grade

De-select

Save

Revert

Garmin Write

Close

What is Estimated Time?

Estimated Time shows a prediction of how long it would take you to ride a given route. This number is based on your recent riding history, and represents an estimate of moving time. Each time you upload a new ride, your Estimated Time profile will adjust to reflect your most recent riding. Only rides exceeding 10 miles (16 km) will affect these estimates.

Close

Estimated Time is one of our Premium features

What is Estimated Time?

Estimated Time shows a prediction of how long it would take you to ride a given route. This number is based on your recent riding history, and represents an estimate of moving time. Each time you upload a new ride, your Estimated Time profile will adjust to reflect your most recent riding. Only rides exceeding 10 miles (16 km) will affect these estimates.

Go Premium

Our Premium members have unrestricted access to everything we offer on our website and in our mobile apps. Learn more by visiting our [Compare Plans](#) page.

Upgrade now »

© 2016 Ride with GPS

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Contact

Attributions

Terms



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
03/23/2016

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.

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| | | |
|--|--|--|
| PRODUCER Marsh USA Inc. 1166 Avenue of the Americas New York NY 10036 299200465--GAUP-16-17 | CONTACT NAME: PHONE (A/C, No, Ext): E-MAIL ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: Philadelphia Insurance Company INSURER B: INSURER C: INSURER D: INSURER E: INSURER F: | FAX (A/C, No): NAIC # 23850 |
|--|--|--|

COVERAGES **CERTIFICATE NUMBER:** NYC-008441612-01 **REVISION NUMBER:** 1

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 | ADD'L 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 checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER | | PHPK1451736 | 02/01/2016 | 01/01/2017 | EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMPROP AGG \$ 2,000,000 OTHER \$ |
| A | <input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS | | PHPK1451736 | 02/01/2016 | 01/01/2017 | COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ OTHER \$ |
| A | <input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000 | | PHUB529624 | 02/01/2016 | 01/01/2017 | EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 OTHER \$ |
| | 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/A | | | | PER STATUTE <input type="checkbox"/> OTHER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$ |
| A | PROPERTY | | PHPK1451736 | 02/01/2016 | 01/01/2017 | LIMIT 250,000 DEDUCTIBLE 1,000 |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE North Shore Tour de Cure, Date: May 22, 2016, May 22, 2016

Town of Newburyport is an Additional Insured with respect to primary insured's use and occupancy of premises located at Topsfield Fairgrounds- 207 Boston Street, Topsfield, MA 01983

CERTIFICATE HOLDER

Town of Newburyport
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.
Kristen Dallacqua *Kristen Dallacqua*



CITY OF NEWBURYPORT

CITY COUNCIL

60 PLEASANT STREET -- P.O. BOX 550
NEWBURYPORT, MASSACHUSETTS 01950
978 465 4407

IN CITY COUNCIL:

ORDERED:

Date: March 21, 2016

THAT the CITY COUNCIL of the CITY OF NEWBURYPORT amends the established list of parking restrictions as identified by the Department of Public Services as active and marked throughout the City of Newburyport to include:

Merrimac Street at Boardman Street

By extending the distance of the restriction on Merrimac Street for a distance of 39 feet west of Boardman Street.

AND the existing crosswalk remain in this expanded area which provides a clearer sight distance to pedestrians and motorists alike,

AND that the City Clerk and Department of Public Services update the maintained list, which is available to the public,

AND this update be further posted on the similar list provided on the city website.

Councillor Robert J. Cronin

Public Safety Chair