

CITY COUNCIL MEETING AGENDA - VERSION 1
CITY COUNCIL CHAMBERS
September 12, 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

August 29, 2016

(Approve)

8. TRANSFERS

9. COMMUNICATIONS

- **COMM089_09_12_16** Ltr RE: Animal Control daily log (L&P)

10. APPOINTMENTS

**END OF CONSENT AGENDA
REGULAR AGENDA**

11. MAYOR'S UPDATE

12. COMMUNICATIONS

- **COMM087_08_29_16** Payson Street Block Party

13. APPOINTMENTS

**Second Reading
Appointments**

- | | | | | |
|---------------------------|-------------------|--------------|-----------------|-----------|
| • APPT063_08_29_16 | Renee Bourdeau | 376 High St | ZBA | 03/1/2020 |
| • APPT064_08_29_16 | Constance Preston | 18 Atwood St | Tree Commission | 10/1/2017 |

Re-Appointments

- | | | | | |
|---------------------------|-------------------|------------|-----------------------|-----------|
| • APPT065_08_29_16 | Byron M. Getchell | 14 Milk St | Tree Commission (alt) | 05/1/2019 |
|---------------------------|-------------------|------------|-----------------------|-----------|

14. ORDERS

- **ORDR075_09_12_16** Resolution on Boyd Drive Development
- **ORDR076_09_12_16** Supplemental Budget Request #1
- **ORDR077_09_12_16** Parking Restricted on Daniel Lucy Way

15. ORDINANCES

- **ODNC016_09_12_16** Plum Island Utility Fund

16. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR009_02_08_16** Increase Fees for Fire Dept.
- **ORDR010_02_08_16** Increase Fines Parking Violations
- **ORDR002_01_25_16** Accept Gift of \$25,000 Repairing Brown's Wharf Culvert (COTW)
- **ORDR039_05_31_16** Increase Hourly Parking Rate to \$1.50
- **COMM088_08_29_16** FY2016 Year-End Financial Report

General Government

In Committee:

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

Joint Education

License & Permits

In Committee:

- **COMM010_01_25_16** Licensing Commission Acoustic & Amplified Entertainment
- **ODNC011_05_31_16** Amend Transient Vendors for Cashman (COTW)
- **ODNC013_07_11_16** Amend Outdoor Seating (Two Year Renewals)
- **ORDR063_08_08_16** ACO Contract with W Newbury & Nbpt Extension to June 30, 2017
- **COMM084_08_29_16** Ltr RE: Amp Music Downtown, T. Stewart

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (COTW)
- **ORDR048_06_13_16** Sidewalk Order
- **COMM081_08_08_16** Marquand Lane Letter re: Tow Truck

Planning & Development

In Committee:

- **COMM020_02_08_16** Memo re: Hiring Process for Building Commissioner
- **ORDR055_06_27_16** Order re: Surplus Property – WWTP
- **COMM076_07_11_16** **LATE FILE** Boyd Drive Petition
- **ODNC014_08_08_16** Zoning Amend Sidewalks/Trees Sec XI-K et al
- **ORDR073_08_29_16** Kelley School Preservation Restriction

- **ORDR074_08_29_16** Kelley School P&D Committee Certificate of Vote

Public Safety

In Committee:

- **COMM063_06_13_16** Letter from Abutters of the I-95 Project
- **COMM081_08_08_16** Marquand Lane Letter re: Tow Truck
- **COMM085_08_29_16** Walk for Kenyan Girls' Education
- **COMM086_08_29_16** Walk for the Poor
- **ORDR067_08_29_16** Hillside Ave, Cottage Ct – Resident Parking
- **ORDR068_08_29_16** High Street – Resident Parking
- **ORDR069_08_29_16** Hancock St, Chestnut St – Parking Restrictions
- **ORDR070_08_29_16** Bus Stop @ Water and Charles Streets Moved
- **ORDR071_08_29_16** Blind Person Sign
- **ODNC015_08_29_16** 25 MPH Speed Zones

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ODNC012_05_31_16** Amend Sign Ordinance Chapter 12.3 et al

Rules Committee

In Committee:

17. GOOD OF THE ORDER

18. EXECUTIVE SESSION

19. ADJOURNMENT

CITY COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS
August 29, 2016

7:30PM

The City Council President, Thomas O'Brien, called the meeting to order at 7:30pm. A moment of silence was held for Ralph Ayers, Lawrence Howard, Wallace Thurlow, Robert Daigle, Richard Kaplan, and Cindi Kozuchowski, followed by the Pledge of Allegiance. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Devlin, Earls, Eigerman, Giunta, Tontar, Vogel, Zeid, Cameron, Connell, Cronin, O'Brien.

(Sound Check)

1. **MOMENT OF SILENCE**
2. **PLEDGE OF ALLEGIANCE**
3. **CALL TO ORDER**
4. **LATE FILE ITEMS Mayor's Update, COMM087EP_08_29_16, ORDR072_08_29_16, ORDR073_08_29_16, ORDR074_08_29_16, ORDR065_08_29_16, ORDR066_08_29_16**

Motion to waive the rules, to accept late files, by Councillor Cameron, seconded by Councillor Tontar. So voted.

5. PUBLIC COMMENT

1. Crispin Miller	1 Parker Ridge Way	Tree Commission
2. Jill Ramsdell	85 Storey Avenue	Gratitude Day
3. Jean Berger	33 Middle Street	CPC Funding YWCA
4. Norm Hansen	12 Carleton Drive	CPC Belleville Church
5. Victoria Carr	1 Hill Street	CPC YWCA
6. John Feehan	13 Market Street	CPC YWCA
7. Nancy Peace	53 Warren Street	CPC YWCA
8. Christina Ouimette	2 Broad Street	CPC YWCA
9. Steve Wiehe	33 Frances Drive	CPC YWCA
10. Constance Preston	18 Atwood Street	Tree Commission

6. MAYOR'S COMMENT

The mayor gave an update pursuant to her written communication.

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

August 8, 2016

(Approve)

8. TRANSFERS

- **NONE**

9. COMMUNICATIONS

- **COMM084_08_29_16** Ltr RE: Amp Music Downtown, T. Stewart

(L&P)

- **COMM085_08_29_16** Walk for Kenyan Girls' Education (PS)
- **COMM086_08_29_16** Walk for the Poor (PS)
- **COMM088_08_29_16** FY2016 Year-End Financial Report (B&F)

10. APPOINTMENTS

First Appointments

- **APPT063_08_29_16** Renee Bourdeau 376 High St ZBA 3/1/2020
- **APPT064_08_29_16** Constance Preston 18 Atwood St Tree Commission 10/1/2017

Re-Appointments

- **APPT065_08_29_16** Byron M. Getchell 14 Milk St Tree Commission (alt) 5/1/2019

**END OF CONSENT AGENDA
REGULAR AGENDA**

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

11. MAYOR'S UPDATE

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

12. COMMUNICATIONS

- **COMM087EP_08_29_16** Payson Street Block Party Emergency Preamble
Motion to approve by Councillor Tontar, seconded by Councillor Zeid. Councillor Connell recused himself. 10 Yes. Motion passed.
- **COMM087_08_29_16** Payson Street Block Party
Motion to approve by Councillor Tontar, seconded by Councillor Zeid. Councillor Connell recused himself. So voted.

13. APPOINTMENTS

Second Reading

Motion to approve second reading appointments collectively by Councillor Cameron, seconded by Councillor Tontar. Roll call vote, 11 Yes. Motion passed.

- **APPT057_08_08_16** Kim Kudym 44 Hale St Tree Comm 5/1/2018
- **APPT058_08_08_16** Joe Lamb 14 Russia St Planning Board 8/31/2021
- **APPT059_08_08_16** Paul C. O'Brien 483B Merrimac St CPC 5/1/2019
- **APPT060_08_08_16** Maureen Louise Pomeroy 62 Boardman St ZBA 8/1/2021
- **APPT061_08_08_16** Richard Puopolo 169 Apache Wy Asst Harbormaster 8/1/2019
- **APPT062_08_08_16** Julie Languirand 13 Cushing St, Sal Treasurer/Collector 8/30/2019

14. ORDERS

- **ORDR067_08_29_16** Hillside Ave, Cottage Ct – Resident Parking
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Tontar. So voted.
- **ORDR068_08_29_16** High Street – Resident Parking
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Tontar. So voted.
- **ORDR069_08_29_16** Hancock St, Chestnut St – Parking Restrictions
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Tontar. So voted.
- **ORDR070_08_29_16** Bus Stop @ Water and Charles Streets Moved
Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor Cameron. So voted.

- **ORDR071_08_29_16** Blind Person Sign
Motion to refer to Public Safety by Councillor Tontar, seconded by Councillor Zeid. So voted.
- **ORDR072_08_29_16 LATE FILE** Order of Taking – 223 High Street
Motion to refer to Planning & Development by Councillor Eigerman, seconded by Councillor Cameron. So voted.
- **ORDR073_08_29_16 LATE FILE** Kelley School Preservation Restriction
Motion to refer to Planning & Development by Councillor Cameron, seconded by Councillor Vogel. So voted.
- **ORDR074_08_29_16 LATE FILE** Kelley School Certificate of Vote
Motion to refer to Planning & Development by Councillor Cameron, seconded by Councillor Zeid. So voted.

15. ORDINANCES

- **ODNC015_08_29_16** 25 MPH Speed Zones
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Zeid. So voted.

16. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR009_02_08_16** Increase Fees for Fire Dept.
- **ORDR010_02_08_16** Increase Fines Parking Violations
- **ORDR002_01_25_16** Accept Gift of \$25,000 Repairing Brown’s Wharf Culvert (COTW)
- **ORDR039_05_31_16** Increase Hourly Parking Rate to \$1.50
- **TRAN023_08_8_16** Solid Waste Fee (40,000) to HHWaste (20,000) and Chipper (20,000)
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Connell. So voted.
- **TRAN024_08_8_16** Parks, Maintenance (10,000) to P-T Emp (10,000)
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Giunta. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.
- **ORDR058_08_08_16** CPC Recommendations For FY17
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Vogel. So voted.
Votes on individual projects were as follows:

No.	Project Title	Requested Amount	Category	Recommendation
1	YWCA at Hillside Motion to approve by Councillor Tontar, seconded by Councillor Connell. So voted.	\$150,000	Community Housing	\$150,000
2	Clipper City Rail Trail and Harborwalk, Phase II Motion to approve by Councillor Tontar, seconded by Councillor Connell. So voted.	\$160,000	Recreation	\$100,000

	Newburyport Affordable Housing Trust			
3	Motion to approve by Councillor Tontar, seconded by Councillor Vogel. Councillor Cameron recused himself. Motion passed.	\$88,500	Community Housing	\$50,000
4	Historic Structure Survey Update Project			
4	Motion to approve by Councillor Tontar, seconded by Councillor Vogel. So voted.	\$15,000	Historic Resources	\$15,000
5	The Track at Fuller Field – Improvement & Renovation Project			
5	Motion to approve by Councillor Tontar, seconded by Councillor Cronin. So voted.	\$150,000	Recreation	\$150,000
6	Joppa Park Renovation Project, Phase II			
6	Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.	\$25,000	Open Space, Recreation	\$25,000
7	Open Space Reserve Fund			
7	Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.	\$150,000	Open Space	\$100,000
8	Belleville Congregational Church Restoration			
8	Motion to approve by Councillor Tontar, seconded by Councillor Cameron. 2 No (TO, BC). Motion passed.	\$52,900	Historic Resources	\$39,000
9	Rehabilitation of the Perkins Printing and Engraving Plant			
9	Motion to approve by Councillor Tontar, seconded by Councillor Vogel. So voted.	\$14,082	Historic Resources	\$14,000
10	Newburyport Harbor Light Plum Island			
10	Motion to approve by Councillor Tontar, seconded by Councillor Cameron. So voted.	\$12,000	Historic Resources	\$12,000
11	City Hall Bond Payment			
11	Motion to approve Projects 11-15 collectively by Councillor Tontar, seconded by Councillor Connell. So voted.	\$168,187.50	Historic Resources	\$168,187.50

	Open Space Bond Payment			
12	Motion to approve Projects 11-15 collectively by Councillor Tontar, seconded by Councillor Connell. So voted.	\$104,591.31	Open Space	\$104,591.31
	Stadium Bond Payment			
13	Motion to approve Projects 11-15 collectively by Councillor Tontar, seconded by Councillor Connell. So voted.	\$132,368.75	Recreation	\$132,368.75
	Cherry Hill Parcel B Bond Payment			
14	Motion to approve Projects 11-15 collectively by Councillor Tontar, seconded by Councillor Connell. So voted.	\$13,208.75	Recreation	\$13,208.75
	Administrative Costs			
15	Motion to approve Projects 11-15 collectively by Councillor Tontar, seconded by Councillor Connell. So voted.	\$12,000	Administration	\$12,000

- **ORDR059_08_08_16** \$615,000 Plum Island Sewer Valve Pit Monitoring System Capital Project
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Zeid. So voted.
Motion to approve by Councillor Tontar, seconded by Councillor Zeid. Roll call vote, 11 Yes. Motion passed.
- **ORDR060_08_08_16** \$835,000 is Appropriated to Various Drainage Projects
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron. So voted.
Motion to approve by Councillor Tontar, seconded by Councillor Cameron. Roll call vote, 10 Yes, 1 No (RC).
Motion passed.
- **ORDR061_08_08_16** Spending Limit for Medicare/Medicaid Revolving Fund from \$15,000 to \$25,000
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron. So voted.
Motion to approve by Councillor Tontar, seconded by Councillor Cronin. So voted.
- **ORDR062_08_08_16** \$60,000 Appropriated for New Harbormaster Facility
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron. So voted.
Motion to approve by Councillor Tontar, seconded by Councillor Vogel. Roll call vote, 8 yes, 3 no (TO, RC, JD). Motion passed.

General Government

In Committee:

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

Joint Education

Councillor Giunta announced there would be a meeting on September 12th of Jt. Ed Committee (meeting was cancelled)

License & Permits

In Committee:

- **COMM010_01_25_16** Licensing Commission Acoustic & Amplified Entertainment
- **COMM059_05_31_16** Letter re: Sign Committee
Motion to remove from License & Permits by Councillor Vogel, seconded by Councillor Giunta. So voted. Motion to receive and file by Councillor Vogel, seconded by Councillor Giunta. So voted.
- **ODNC011_05_31_16** Amend Transient Vendors for Cashman (COTW)
- **ODNC013_07_11_16** Amend Outdoor Seating (Two Year Renewals)
- **COMM077_08_08_16** Communications re: Seacoast Taxi
Motion to remove by Councillor Vogel, seconded by Councillor Giunta. So voted. Motion to gather information to see if Seacoast Taxi is running legally by Councillor Vogel, seconded by Councillor Devlin. 10 Yes, 1 No (TO). Motion passed.
- **COMM082_08_08_16** Atria Gratitude Day
Motion to remove from License & Permits by Councillor Vogel, seconded by Councillor Tontar. So voted. Motion to approve by Councillor Vogel, seconded by Councillor Tontar. So voted.
- **ORDR063_08_08_16** ACO Contract with W Newbury & Nbpt Extension to June 30, 2017

Neighborhoods and City Services

Councillor Connell announced there would be a meeting on September 6th at 7:00pm.

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (COTW)
- **ORDR048_06_13_16** Sidewalk Order
- **COMM081_08_08_16** Marquand Lane Letter re: Tow Truck

Planning & Development

In Committee:

- **COMM020_02_08_16** Memo re: Hiring Process for Building Commissioner
- **ORDR055_06_27_16** Order re: Surplus Property – WWTP
- **COMM076_07_11_16** **LATE FILE** Boyd Drive Petition
- **ODNC014_08_08_16** Zoning Amend Sidewalks/Trees Sec XI-K et al

Public Safety

In Committee:

- **ORDR011_02_29_16** Parking – Section 13-168, Winter Hours Restrictions, Certain Streets
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. So voted. Motion to receive and file by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **COMM062_06_13_16** Newburyport Half Marathon
Motion to remove from Public Safety by Councillor Cronin, seconded by Larry Giunta. So voted. Motion to approve by Councillor Cronin, on the conditions of an insurance binder, no rain date, and no beer tent, seconded by Councillor Giunta. So voted.
- **COMM063_06_13_16** Letter from Abutters of the I-95 Project
- **COMM080_08_08_16** Special Event App Old Nbpt Day at Mall
Motion to receive and file by Councillor Cronin, seconded by Councillor Connell. So voted.
- **COMM081_08_08_16** Marquand Lane Letter re: Tow Truck
- **COMM083_08_08_16** Special Event App Grand Tasting App Inn St 9/22/16
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. So voted. Motion to approve by Councillor Cronin, seconded by Councillor Giunta. So voted.
- **ORDR064_08_08_16** List of Crosswalks - add walk on Merrimac St near Caldwell Ct and Kent at Merrimac

Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Giunta. So voted. Motion to approve by Councillor Cronin, seconded by Councillor Giunta. So voted.

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ODNC012_05_31_16** Amend Sign Ordinance Chapter 12.3 et al
- **ORDR065_08_08_16** Licensed Contractor Guaranteed Builders
Motion to remove from Public Utilities by Councillor Eigerman, seconded by Councillor Cameron. So voted.
Motion to approve, on the condition of proper insurance, by Councillor Eigerman, seconded by Councillor Cameron. So voted.
- **ORDR066_08_08_16** Licensed Contractor Masterson Construction
Motion to remove from Public Utilities by Councillor Eigerman, seconded by Councillor Earls. So voted.
Motion to approve, subject to the presentation of acceptable insurance, by Councillor Eigerman, seconded by Councillor Cameron. So voted.
Councillor Eigerman announced meeting on Sept, 8, 2016 in the Auditorium at 6:30pm

Rules Committee

In Committee:

17. GOOD OF THE ORDER

The Clerk thanked DPS for the new bookshelves in the Council Chambers. Councillor Zeid expressed gratitude to the Newburyport Fire Department and neighboring communities for their aid in both recent fires. Councillor Vogel stated he would talk to When Pigs Fly business about the Council's decision not to take up the matter of the table outside of the business.

18. EXECUTIVE SESSION

Motion to begin the executive session to discuss pending litigation by Councillor Cronin, seconded by Councillor Tontar. Roll call vote, 11 Yes. President O'Brien stated the Council would not return to regular session. 9:43pm

19. ADJOURNMENT

Motion to Adjourn, RC/EC All 10:31 pm

CONSENT AGENDA

COMMUNICATIONS

Councilors:

As promised, I have run a summary of the daily log of the Animal Control Officer from June 13th through August 4th and the results are as follows:

1. The full-time ACO spent an average of 0.75 hours/day dedicated to West Newbury vs. 5.79 hours/day in Newburyport.
2. During this time period, the ACO spent 13% of his time in West Newbury and 87% of his time in Newburyport.
3. The maximum time spent in West Newbury on a given day was 1.5 hours. Not surprisingly, the days where he is spending more time comparatively in West Newbury tend to be Thursdays, when his work day is 10 hours long.

With this in mind, West Newbury pays for just over half of the ACO salary (we cover benefits) and provide a vehicle that, as documented at your request, is in excellent working condition. The Mayor and I had a meeting recently with Chief Reed from West Newbury and he is extremely happy with the current arrangement.

I can continue this exercise for further dates, but I have spot checked reports before the start date here and they reflect similar results and suspect I will see the same if I picked up from August 4th moving forward. Clearly, the ACO is focused on Newburyport and if there are still concerns being expressed to City Councilors from residents, they are either not getting to Animal Control or when he arrives to follow up, the issue is no longer present. These daily reports are detailed and comprehensive.

Please share this with the rest of the Council if you wish, or if you want me to I would be happy to forward it along. I wanted to provide it to you first as this is in your committee at the moment. I plan on reaching out to Councilor Eigerman with this information as he is not supportive of the arrangement and I would like to address any concerns he has personally.

Let me know if there is anything else I can do to help or if you require any additional information.

Regards-

Patricia A. Moore
Mayor's Office
Chief Administrative Officer/Chief Procurement Officer
City of Newburyport
60 Pleasant Street
Newburyport, MA 01950
(978) 465-4412 x1202
PMoore@CityofNewburyport.com
www.CityofNewburyport.com

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

**APPOINTMENTS
SECOND READING**

**Second Reading
Appointments**

- APPT063_08_29_16 Renee Bourdeau 376 High St ZBA 3/1/2020
- APPT064_08_29_16 Constance Preston 18 Atwood St Tree Commission 10/1/2017

Re-Appointments

- APPT065_08_29_16 Byron M. Getchell 14 Milk St Tree Commission (alt) 5/1/2019

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

ORDERS

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 12, 2016

RESOLUTION ON BOYD DRIVE DEVELOPMENT

WHEREAS there is an existing golf course known as 'Evergreen' located on Boyd Drive, Newburyport, and

WHEREAS there is an application for Open Space Residential Development on said golf course to be known as Evergreen Commons LLC and seeking permit(s) for thirty-eight single family homes nearly tripling the number of homes in the neighborhood, and

WHEREAS this development is proximate to the Newburyport Water Well No. 2 and poses a significant public health and safety risk to citizens of the City of Newburyport, and

WHEREAS pesticide runoff from residential developments poses a risk to drinking water supplies that cannot reasonably be monitored nor controlled, and

WHEREAS there are twenty families that currently live on Boyd Drive and a large number of families on Laurel Road who will be substantially affected by undue traffic congestion and concerns for pedestrian safety, and

WHEREAS the City of Newburyport in 1984 deliberately permitted development of only twenty-one homes on Boyd Drive in order to protect the City's well field and reduce traffic and safety impacts.

NOW, THEREFORE, the Newburyport City Council declares its opposition to the proposed development at the Evergreen Valley Golf Course known as Evergreen Commons LLC and its application for Open Space Residential Development and hereby instructs the City Clerk to send a copy of this Resolution to the Newburyport Planning Board, Water and Sewer Commission, Board of Health, State Representative Kelcourse, Senator Ives, the Commissioner of the Department of Environmental Protection, and Governor Charles Baker.

Councillor Connell
Councillor O'Brien
Councillor Cameron
Councillor Giunta
Councillor Cronin

CITY OF NEWBURYPORT



IN CITY COUNCIL

September 12, 2016

ORDERED:

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

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

Councilor Charles F. Tontar



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

To: President and Members of the City Council
From: Donna D. Holaday
Date: September 12, 2016
Subject: Supplemental Budget Request #1

At the conclusion of the FY17 budget approval process there remained \$18,685 in unallocated estimated general fund revenue. My Supplemental Budget Request #1 utilizes \$10,191 of the unallocated general fund revenue, as well as, \$1,171 from water enterprise fund receipts and \$1,171 from sewer enterprise fund receipts.

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

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

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

Thank you for your consideration.



CITY OF NEWBURYPORT

CITY COUNCIL

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

IN CITY COUNCIL:

ORDERED:

Date: September 12, 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: Daniel Lucy Way

Restriction: On the easterly side from Storey Avenue for a distance of 1,060 feet there shall be no parking during athletic events at the Cherry Hill Soccer field and from Curzon Mill Road for a distance of 475 feet there shall be no parking during athletic events at Maudsley State Park.

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 O'Brien

ORDINANCES

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

AN ORDINANCE ESTABLISHING THE PLUM ISLAND UTILITY FUND

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

Chapter 2 Administration
Article VI Finance

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

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

Submitted:

Councillor Charles F. Tontar
Chair, Budget & Finance Committee

COMMITTEE ITEMS

BUDGET & FINANCE COMMITTEE ITEMS

COMM088_08_29_16 - FY2016 Year-End Financial Report

bat



CITY OF NEWBURYPORT
FINANCE DEPARTMENT
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2016 AUG 23 A 11: 50

DONNA D. HOLADAY
MAYOR

ETHAN R. MANNING
FINANCE DIRECTOR/CITY AUDITOR

To: Mayor Donna D. Holaday
President and Members of the Newburyport City Council

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

Date: August 23, 2016

Subject: FY2016 Year-End Financial Report

The fiscal year 2016 year-end financial report is presented to the Mayor and City Council as a preliminary look at the City of Newburyport's financial performance over the past year prior to the release of the audited financial statements. This report compares original and revised appropriations/estimates to actual expenditures and collections for the General Fund, as well as, Water, Sewer and Harbormaster Enterprise Funds for the year-ending June 30, 2016.

FY2016 Expenditures

Expenditures within the General Fund and Enterprise Funds were made within the budgetary appropriations approved by the City Council. Remaining and unrestricted appropriations from fiscal year 2016, totaling \$1,619,181, will be a positive factor in the Free Cash and Retained Earnings calculations as of July 1, 2016. Below is a summary of the year-end expenditures by fund, which is broken out in greater detail in the reports that follow:

	REVISED BUDGET	YTD EXPENDED	FY2016 ENCUMB.	REMAINING BUDGET	% USED
001 GENERAL FUND	\$59,149,855	\$56,212,443	\$2,253,142	\$684,270	98.8%
060 WATER FUND	\$5,350,208	\$4,908,877	\$104,652	\$336,680	93.7%
061 SEWER FUND	\$7,353,623	\$6,719,075	\$96,870	\$537,679	92.7%
6520 HARBORMASTER FUND	\$366,794	\$299,887	\$6,355	\$60,552	83.5%
TOTAL BUDGETARY FUNDS	\$72,220,481	\$68,140,281	\$2,461,018	\$1,619,181	97.8%

FY2016 Revenue

Total revenue for the budgetary funds exceeded estimates for FY2016 with collections at 101.1% of estimated revenue. The General Fund, Water Enterprise Fund and Harbormaster Enterprise Fund all exceeded their FY2016 estimates, while the Sewer Enterprise Fund came in below their estimate at 97.2%. Below is a summary of the year-end revenue by fund, which is broken out in greater detail in the reports that follow:

	ESTIMATE	ACTUAL	OVER/ (BELOW)	% OF ESTIMATE
001 GENERAL FUND	\$59,168,657	\$59,933,165	\$764,508	101.3%
060 WATER FUND	\$5,125,208	\$5,276,136	\$150,927	102.9%
061 SEWER FUND	\$6,415,623	\$6,235,129	-\$180,494	97.2%
6520 HARBORMASTER FUND	\$366,794	\$433,542	\$66,748	118.2%
TOTAL BUDGETARY FUNDS	<u>\$71,076,282</u>	<u>\$71,877,971</u>	<u>\$801,689</u>	<u>101.1%</u>

Once the Massachusetts Department of Revenue verifies and certifies the City’s year-end financial results later this fall, funds will be available for any legal expenditure at the recommendation of the Mayor and approval of a majority vote of the City Council. All financial information contained in this report is presented on an unaudited basis and, as such, is subject to further adjustment until finalized. The audited financial statements will be filed with the City Clerk no later than March 1, 2017 in accordance with the City Charter.

Please feel free to contact me if you have any questions.

Attachments:

- Expenditure Summary (page 1)
- Expenditures by Budget Category (page 2)
- Revenue Summary (page 7)
- Revenue by Source (page 8)



**City of Newburyport
FY2016 Year-End Expenditure Summary**

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2016 ENCUMB.	REMAINING BUDGET	% USED
001 GENERAL FUND							
111 CITY COUNCIL	\$69,762	\$4,165	\$73,926	\$73,926	\$0	\$0	100.0%
121 MAYOR'S DEPARTMENT	\$279,284	\$8,975	\$288,259	\$279,084	\$606	\$8,570	97.0%
129 GENERAL ADMINISTRATION	\$444,147	(\$90,059)	\$354,088	\$331,208	\$3,065	\$19,815	94.4%
135 AUDITOR'S DEPARTMENT	\$306,937	\$8,637	\$315,574	\$315,548	\$0	\$26	100.0%
141 ASSESSORS DEPARTMENT	\$272,088	\$9,354	\$281,442	\$280,072	\$1,318	\$52	100.0%
145 TREASURER'S DEPARTMENT	\$432,255	\$11,957	\$444,212	\$442,415	\$0	\$1,797	99.6%
151 INFO TECHNOLOGY DEPT	\$279,460	\$14,232	\$293,692	\$289,478	\$189	\$4,025	98.6%
152 HUMAN RESOURCES	\$270,724	\$14,521	\$285,245	\$276,954	\$746	\$7,546	97.4%
161 CITY CLERK'S DEPARTMENT	\$231,937	\$7,610	\$239,546	\$238,369	\$0	\$1,177	99.5%
163 BOARD OF REGISTRARS	\$40,081	\$6,141	\$46,222	\$45,960	\$0	\$262	99.4%
165 LICENSE COMMISSION	\$6,840	\$0	\$6,840	\$6,231	\$114	\$495	92.8%
171 CONSERVATION COMMISSION	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
175 PLANNING BOARD	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
176 ZONING BOARD	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
182 PLANNING & DEVELOPMENT	\$302,166	\$10,361	\$312,527	\$310,885	\$399	\$1,243	99.6%
191 LEGAL DEPARTMENT	\$70,000	\$0	\$70,000	\$56,003	\$4,534	\$9,463	86.5%
210 POLICE DEPARTMENT	\$3,450,068	\$59,602	\$3,509,669	\$3,442,466	\$31,682	\$35,521	99.0%
220 FIRE DEPARTMENT	\$3,468,191	\$158,382	\$3,626,573	\$3,590,899	\$6,635	\$29,039	99.2%
241 BUILDING DEPARTMENT	\$168,575	\$7,061	\$175,635	\$175,635	\$0	\$0	100.0%
291 EMERGENCY MANAGEMENT	\$27,250	\$450	\$27,700	\$25,541	\$498	\$1,661	94.0%
292 ANIMAL CONTROL	\$60,383	\$1,212	\$61,595	\$56,173	\$1,150	\$4,271	93.1%
293 PARKING CLERK DEPARTMENT	\$46,306	\$1,582	\$47,888	\$47,888	\$0	\$0	100.0%
300 SCHOOL DEPARTMENT	\$26,412,981	(\$24,485)	\$26,388,496	\$24,408,056	\$1,980,440	\$0	100.0%
398 ESSEX NORTH SHORE TECH SCHOOL	\$50,000	(\$30,171)	\$19,829	\$19,829	\$0	\$0	100.0%
399 WHITTIER VO TECH SCHOOL	\$330,403	\$0	\$330,403	\$330,403	\$0	\$0	100.0%
421 PUBLIC SERVICES DEPARTMENT	\$2,421,632	\$128,497	\$2,550,129	\$2,246,764	\$114,258	\$189,107	92.6%
423 SNOW & ICE	\$190,000	\$28,068	\$218,068	\$218,068	\$0	\$0	100.0%
510 HEALTH DEPARTMENT	\$180,050	\$5,232	\$185,283	\$179,088	\$638	\$5,557	97.0%
519 SUSTAINABILITY	\$1,190,625	\$85,940	\$1,276,565	\$1,137,533	\$88,529	\$50,504	96.0%
541 COUNCIL ON AGING	\$298,383	\$8,493	\$306,876	\$287,031	\$1,439	\$18,407	94.0%
542 YOUTH SERVICES	\$281,076	\$5,479	\$286,556	\$262,397	\$588	\$23,571	91.8%
543 VETERANS' DEPARTMENT	\$294,940	\$4,920	\$299,860	\$290,783	\$55	\$9,022	97.0%
610 LIBRARY DEPARTMENT	\$1,286,383	(\$18,342)	\$1,268,040	\$1,229,434	\$10,500	\$28,106	97.8%
630 PARKS COMMISSION	\$167,866	\$2,215	\$170,081	\$165,725	\$0	\$4,357	97.4%
691 HISTORICAL COMMISSION	\$1,800	\$0	\$1,800	\$1,650	\$0	\$150	91.7%
710 DEBT EXCLUSION	\$3,015,218	\$0	\$3,015,218	\$2,991,666	\$0	\$23,552	99.2%
720 ORDINARY DEBT SERVICE	\$841,860	\$0	\$841,860	\$723,389	\$0	\$118,470	85.9%
911 RETIREMENT BOARD	\$3,560,812	\$0	\$3,560,812	\$3,560,812	\$0	\$0	100.0%
914 INSURANCE GROUP	\$8,333,824	(\$379,511)	\$7,954,313	\$7,861,683	\$5,573	\$87,057	98.9%
921 COMMISSION ON DISABILITY	\$4,540	\$91	\$4,631	\$2,996	\$188	\$1,448	68.7%
942 STABILIZATION OUTLAY	\$5,000	\$0	\$5,000	\$5,000	\$0	\$0	100.0%
001 GENERAL FUND Total	\$59,099,246	\$50,609	\$59,149,855	\$56,212,443	\$2,253,142	\$684,270	98.8%
060 WATER FUND Total	\$5,125,208	\$225,000	\$5,350,208	\$4,908,877	\$104,652	\$336,680	93.7%
061 SEWER FUND Total	\$6,415,623	\$938,000	\$7,353,623	\$6,719,075	\$96,870	\$537,679	92.7%
6520 HARBORMASTER Total	\$366,794	\$0	\$366,794	\$299,887	\$6,355	\$60,552	83.5%
TOTAL BUDGETARY FUNDS	\$71,006,871	\$1,213,609	\$72,220,481	\$68,140,281	\$2,461,018	\$1,619,181	97.8%



City of Newburyport
FY2016 Year-End Expenditures by Budget Category

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2016 ENCUMB.	REMAINING BUDGET	% USED
001 GENERAL FUND							
111 CITY COUNCIL							
001 PERSONNEL SERVICES	\$60,762	\$165	\$60,926	\$60,926	\$0	\$0	100.0%
002 PURCHASE OF SERVICES	\$9,000	\$4,000	\$13,000	\$13,000	\$0	\$0	100.0%
111 CITY COUNCIL Total	\$69,762	\$4,165	\$73,926	\$73,926	\$0	\$0	100.0%
121 MAYOR'S DEPARTMENT							
001 PERSONNEL SERVICES	\$225,284	\$7,625	\$232,909	\$228,225	\$0	\$4,684	98.0%
002 PURCHASE OF SERVICES	\$39,000	\$1,350	\$40,350	\$40,350	\$0	\$0	100.0%
007 OTHER CHARGES & EXPENSES	\$15,000	\$0	\$15,000	\$10,508	\$606	\$3,886	74.1%
121 MAYOR'S DEPARTMENT Total	\$279,284	\$8,975	\$288,259	\$279,084	\$606	\$8,570	97.0%
129 GENERAL ADMINISTRATION							
001 PERSONNEL SERVICES	\$13,500	\$346	\$13,846	\$7,956	\$0	\$5,890	57.5%
002 PURCHASE OF SERVICES	\$146,700	\$0	\$146,700	\$141,570	\$3,045	\$2,085	98.6%
004 SUPPLIES	\$6,000	\$0	\$6,000	\$5,798	\$20	\$182	97.0%
007 OTHER CHARGES & EXPENSES	\$277,947	(\$90,405)	\$187,542	\$175,884	\$0	\$11,658	93.8%
129 GENERAL ADMINISTRATION Total	\$444,147	(\$90,059)	\$354,088	\$331,208	\$3,065	\$19,815	94.4%
135 AUDITOR'S DEPARTMENT							
001 PERSONNEL SERVICES	\$252,897	\$8,637	\$261,534	\$261,533	\$0	\$1	100.0%
002 PURCHASE OF SERVICES	\$52,000	\$0	\$52,000	\$52,000	\$0	\$0	100.0%
004 SUPPLIES	\$1,750	\$0	\$1,750	\$1,750	\$0	\$0	100.0%
007 OTHER CHARGES & EXPENSES	\$290	\$0	\$290	\$265	\$0	\$25	91.4%
135 AUDITOR'S DEPARTMENT Total	\$306,937	\$8,637	\$315,574	\$315,548	\$0	\$26	100.0%
141 ASSESSORS DEPARTMENT							
001 PERSONNEL SERVICES	\$202,388	\$8,334	\$210,722	\$210,722	\$0	\$0	100.0%
002 PURCHASE OF SERVICES	\$65,500	\$0	\$65,500	\$64,130	\$1,318	\$52	99.9%
004 SUPPLIES	\$4,200	\$1,020	\$5,220	\$5,220	\$0	\$0	100.0%
141 ASSESSORS DEPARTMENT Total	\$272,088	\$9,354	\$281,442	\$280,072	\$1,318	\$52	100.0%
145 TREASURER'S DEPARTMENT							
001 PERSONNEL SERVICES	\$230,555	\$8,707	\$239,262	\$239,262	\$0	\$0	100.0%
002 PURCHASE OF SERVICES	\$39,500	\$0	\$39,500	\$38,932	\$0	\$568	98.6%
004 SUPPLIES	\$4,350	\$0	\$4,350	\$3,349	\$0	\$1,001	77.0%
007 OTHER CHARGES & EXPENSES	\$157,850	\$3,250	\$161,100	\$160,872	\$0	\$228	99.9%
145 TREASURER'S DEPARTMENT Total	\$432,255	\$11,957	\$444,212	\$442,415	\$0	\$1,797	99.6%
151 INFO TECHNOLOGY DEPT							
001 PERSONNEL SERVICES	\$77,794	\$14,232	\$92,026	\$88,841	\$0	\$3,185	96.5%
002 PURCHASE OF SERVICES	\$199,866	\$0	\$199,866	\$198,958	\$189	\$719	99.6%
004 SUPPLIES	\$1,800	\$0	\$1,800	\$1,679	\$0	\$121	93.3%
151 INFO TECHNOLOGY DEPT Total	\$279,460	\$14,232	\$293,692	\$289,478	\$189	\$4,025	98.6%
152 HUMAN RESOURCES							
001 PERSONNEL SERVICES	\$130,610	\$4,521	\$135,131	\$135,131	\$0	\$0	100.0%
002 PURCHASE OF SERVICES	\$134,514	\$10,000	\$144,514	\$138,844	\$746	\$4,925	96.6%
004 SUPPLIES	\$5,000	\$0	\$5,000	\$2,479	\$0	\$2,521	49.6%
007 OTHER CHARGES & EXPENSES	\$600	\$0	\$600	\$500	\$0	\$100	83.3%
152 HUMAN RESOURCES Total	\$270,724	\$14,521	\$285,245	\$276,954	\$746	\$7,546	97.4%
161 CITY CLERK'S DEPARTMENT							
001 PERSONNEL SERVICES	\$219,837	\$7,610	\$227,446	\$226,269	\$0	\$1,177	99.5%

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2016 ENCUMB.	REMAINING BUDGET	% USED
002 PURCHASE OF SERVICES	\$12,100	\$0	\$12,100	\$12,100	\$0	\$0	100.0%
161 CITY CLERK'S DEPARTMENT Total	\$231,937	\$7,610	\$239,546	\$238,369	\$0	\$1,177	99.5%
163 BOARD OF REGISTRARS							
001 PERSONNEL SERVICES	\$4,081	\$141	\$4,222	\$4,191	\$0	\$32	99.3%
007 OTHER CHARGES & EXPENSES	\$36,000	\$6,000	\$42,000	\$41,770	\$0	\$230	99.5%
163 BOARD OF REGISTRARS Total	\$40,081	\$6,141	\$46,222	\$45,960	\$0	\$262	99.4%
165 LICENSE COMMISSION							
001 PERSONNEL SERVICES	\$5,340	\$0	\$5,340	\$5,340	\$0	\$0	100.0%
007 OTHER CHARGES & EXPENSES	\$1,500	\$0	\$1,500	\$891	\$114	\$495	67.0%
165 LICENSE COMMISSION Total	\$6,840	\$0	\$6,840	\$6,231	\$114	\$495	92.8%
171 CONSERVATION COMMISSION							
001 PERSONNEL SERVICES	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
171 CONSERVATION COMMISSION Total	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
175 PLANNING BOARD							
001 PERSONNEL SERVICES	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
175 PLANNING BOARD Total	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
176 ZONING BOARD							
001 PERSONNEL SERVICES	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
176 ZONING BOARD Total	\$1,800	\$0	\$1,800	\$1,800	\$0	\$0	100.0%
182 PLANNING & DEVELOPMENT							
001 PERSONNEL SERVICES	\$286,116	\$10,361	\$296,477	\$296,477	\$0	\$0	100.0%
002 PURCHASE OF SERVICES	\$10,000	\$0	\$10,000	\$9,730	\$0	\$270	97.3%
004 SUPPLIES	\$6,050	\$0	\$6,050	\$4,678	\$399	\$973	83.9%
008 CAPITAL OUTLAY	\$0	\$0	\$0	\$0	\$0	\$0	
182 PLANNING & DEVELOPMENT Total	\$302,166	\$10,361	\$312,527	\$310,885	\$399	\$1,243	99.6%
191 LEGAL DEPARTMENT							
002 PURCHASE OF SERVICES	\$70,000	\$0	\$70,000	\$56,003	\$4,534	\$9,463	86.5%
191 LEGAL DEPARTMENT Total	\$70,000	\$0	\$70,000	\$56,003	\$4,534	\$9,463	86.5%
210 POLICE DEPARTMENT							
001 PERSONNEL SERVICES	\$3,098,336	\$82,175	\$3,180,510	\$3,145,888	\$2,968	\$31,655	99.0%
002 PURCHASE OF SERVICES	\$175,359	(\$28,000)	\$147,359	\$146,076	\$247	\$1,037	99.3%
004 SUPPLIES	\$111,100	(\$45,000)	\$66,100	\$62,678	\$885	\$2,537	96.2%
007 OTHER CHARGES & EXPENSES	\$14,273	\$0	\$14,273	\$13,986	\$0	\$287	98.0%
008 CAPITAL OUTLAY	\$51,000	\$50,427	\$101,427	\$73,839	\$27,582	\$6	100.0%
210 POLICE DEPARTMENT Total	\$3,450,068	\$59,602	\$3,509,669	\$3,442,466	\$31,682	\$35,521	99.0%
220 FIRE DEPARTMENT							
001 PERSONNEL SERVICES	\$3,186,591	\$170,382	\$3,356,973	\$3,336,871	\$300	\$19,802	99.4%
002 PURCHASE OF SERVICES	\$198,250	\$10,000	\$208,250	\$202,844	\$5,335	\$71	100.0%
004 SUPPLIES	\$77,900	(\$22,000)	\$55,900	\$45,969	\$1,000	\$8,932	84.0%
007 OTHER CHARGES & EXPENSES	\$5,450	\$0	\$5,450	\$5,215	\$0	\$235	95.7%
220 FIRE DEPARTMENT Total	\$3,468,191	\$158,382	\$3,626,573	\$3,590,899	\$6,635	\$29,039	99.2%
241 BUILDING DEPARTMENT							
001 PERSONNEL SERVICES	\$167,500	\$7,061	\$174,560	\$174,560	\$0	\$0	100.0%
002 PURCHASE OF SERVICES	\$1,075	\$0	\$1,075	\$1,075	\$0	\$0	100.0%
241 BUILDING DEPARTMENT Total	\$168,575	\$7,061	\$175,635	\$175,635	\$0	\$0	100.0%

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2016 ENCUMB.	REMAINING BUDGET	% USED
291 EMERGENCY MANAGEMENT							
001 PERSONNEL SERVICES	\$13,000	\$450	\$13,450	\$12,192	\$0	\$1,258	90.6%
002 PURCHASE OF SERVICES	\$10,000	\$0	\$10,000	\$9,997	\$0	\$3	100.0%
004 SUPPLIES	\$2,250	\$0	\$2,250	\$1,352	\$498	\$400	82.2%
007 OTHER CHARGES & EXPENSES	\$2,000	\$0	\$2,000	\$2,000	\$0	\$0	100.0%
291 EMERGENCY MANAGEMENT Total	\$27,250	\$450	\$27,700	\$25,541	\$498	\$1,661	94.0%
292 ANIMAL CONTROL							
001 PERSONNEL SERVICES	\$47,953	\$1,212	\$49,165	\$46,333	\$0	\$2,831	94.2%
002 PURCHASE OF SERVICES	\$9,840	\$0	\$9,840	\$8,130	\$1,150	\$560	94.3%
004 SUPPLIES	\$2,290	\$0	\$2,290	\$1,655	\$0	\$635	72.3%
007 OTHER CHARGES & EXPENSES	\$300	\$0	\$300	\$56	\$0	\$244	18.6%
292 ANIMAL CONTROL Total	\$60,383	\$1,212	\$61,595	\$56,173	\$1,150	\$4,271	93.1%
293 PARKING CLERK DEPARTMENT							
001 PERSONNEL SERVICES	\$46,306	\$1,582	\$47,888	\$47,888	\$0	\$0	100.0%
293 PARKING CLERK DEPARTMENT Total	\$46,306	\$1,582	\$47,888	\$47,888	\$0	\$0	100.0%
300 SCHOOL DEPARTMENT							
002 PURCHASE OF SERVICES	\$26,412,981	(\$24,485)	\$26,388,496	\$24,408,056	\$1,980,440	\$0	100.0%
300 SCHOOL DEPARTMENT Total	\$26,412,981	(\$24,485)	\$26,388,496	\$24,408,056	\$1,980,440	\$0	100.0%
398 ESSEX NORTH SHORE TECH SCHOOL							
002 PURCHASE OF SERVICES	\$50,000	(\$30,171)	\$19,829	\$19,829	\$0	\$0	100.0%
398 ESSEX NORTH SHORE TECH SCHOOL Total	\$50,000	(\$30,171)	\$19,829	\$19,829	\$0	\$0	100.0%
399 WHITTIER VO TECH SCHOOL							
002 PURCHASE OF SERVICES	\$330,403	\$0	\$330,403	\$330,403	\$0	\$0	100.0%
399 WHITTIER VO TECH SCHOOL Total	\$330,403	\$0	\$330,403	\$330,403	\$0	\$0	100.0%
421 PUBLIC SERVICES DEPARTMENT							
001 PERSONNEL SERVICES	\$1,513,974	\$32,097	\$1,546,071	\$1,393,561	\$945	\$151,565	90.2%
002 PURCHASE OF SERVICES	\$426,167	\$6,400	\$432,567	\$390,595	\$30,542	\$11,430	97.4%
004 SUPPLIES	\$231,875	\$90,000	\$321,875	\$256,964	\$38,799	\$26,112	91.9%
008 CAPITAL OUTLAY	\$249,616	\$0	\$249,616	\$205,644	\$43,972	\$0	100.0%
421 PUBLIC SERVICES DEPARTMENT Total	\$2,421,632	\$128,497	\$2,550,129	\$2,246,764	\$114,258	\$189,107	92.6%
423 SNOW & ICE							
001 PERSONNEL SERVICES	\$95,000	(\$56,723)	\$38,277	\$38,277	\$0	\$0	100.0%
002 PURCHASE OF SERVICES	\$95,000	\$84,791	\$179,791	\$179,791	\$0	\$0	100.0%
423 SNOW & ICE Total	\$190,000	\$28,068	\$218,068	\$218,068	\$0	\$0	100.0%
510 HEALTH DEPARTMENT							
001 PERSONNEL SERVICES	\$168,805	\$5,232	\$174,038	\$171,226	\$0	\$2,812	98.4%
002 PURCHASE OF SERVICES	\$4,245	\$0	\$4,245	\$3,548	\$0	\$697	83.6%
004 SUPPLIES	\$5,000	\$0	\$5,000	\$3,433	\$638	\$929	81.4%
007 OTHER CHARGES & EXPENSES	\$2,000	\$0	\$2,000	\$881	\$0	\$1,119	44.1%
510 HEALTH DEPARTMENT Total	\$180,050	\$5,232	\$185,283	\$179,088	\$638	\$5,557	97.0%
519 SUSTAINABILITY							
001 PERSONNEL SERVICES	\$73,226	\$25,240	\$98,466	\$96,466	\$0	\$2,000	98.0%
002 PURCHASE OF SERVICES	\$1,116,499	\$60,700	\$1,177,199	\$1,040,180	\$88,529	\$48,491	95.9%
004 SUPPLIES	\$900	\$0	\$900	\$887	\$0	\$13	98.6%
519 SUSTAINABILITY Total	\$1,190,625	\$85,940	\$1,276,565	\$1,137,533	\$88,529	\$50,504	96.0%
541 COUNCIL ON AGING							
001 PERSONNEL SERVICES	\$238,783	\$8,493	\$247,276	\$247,276	\$0	\$0	100.0%

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2016 ENCUMB.	REMAINING BUDGET	% USED
002 PURCHASE OF SERVICES	\$44,100	\$0	\$44,100	\$25,309	\$1,439	\$17,352	60.7%
004 SUPPLIES	\$15,500	\$0	\$15,500	\$14,445	\$0	\$1,055	93.2%
541 COUNCIL ON AGING Total	\$298,383	\$8,493	\$306,876	\$287,031	\$1,439	\$18,407	94.0%
542 YOUTH SERVICES							
001 PERSONNEL SERVICES	\$166,293	\$5,479	\$171,772	\$163,865	\$0	\$7,908	95.4%
002 PURCHASE OF SERVICES	\$22,550	\$0	\$22,550	\$22,083	\$0	\$467	97.9%
007 OTHER CHARGES & EXPENSES	\$92,233	\$0	\$92,233	\$76,449	\$588	\$15,196	83.5%
542 YOUTH SERVICES Total	\$281,076	\$5,479	\$286,556	\$262,397	\$588	\$23,571	91.8%
543 VETERANS' DEPARTMENT							
001 PERSONNEL SERVICES	\$111,900	\$4,920	\$116,820	\$116,820	\$0	(\$0)	100.0%
002 PURCHASE OF SERVICES	\$6,620	\$0	\$6,620	\$4,325	\$55	\$2,240	66.2%
007 OTHER CHARGES & EXPENSES	\$176,420	\$0	\$176,420	\$169,638	\$0	\$6,782	96.2%
543 VETERANS' DEPARTMENT Total	\$294,940	\$4,920	\$299,860	\$290,783	\$55	\$9,022	97.0%
610 LIBRARY DEPARTMENT							
001 PERSONNEL SERVICES	\$974,813	\$21,658	\$996,470	\$969,476	\$0	\$26,994	97.3%
002 PURCHASE OF SERVICES	\$311,570	(\$40,000)	\$271,570	\$259,958	\$10,500	\$1,112	99.6%
610 LIBRARY DEPARTMENT Total	\$1,286,383	(\$18,342)	\$1,268,040	\$1,229,434	\$10,500	\$28,106	97.8%
630 PARKS COMMISSION							
001 PERSONNEL SERVICES	\$64,000	\$5,715	\$69,715	\$66,215	\$0	\$3,500	95.0%
002 PURCHASE OF SERVICES	\$98,866	(\$3,500)	\$95,366	\$94,509	\$0	\$857	99.1%
004 SUPPLIES	\$5,000	\$0	\$5,000	\$5,000	\$0	\$0	100.0%
630 PARKS COMMISSION Total	\$167,866	\$2,215	\$170,081	\$165,725	\$0	\$4,357	97.4%
691 HISTORICAL COMMISSION							
001 PERSONNEL SERVICES	\$1,800	\$0	\$1,800	\$1,650	\$0	\$150	91.7%
691 HISTORICAL COMMISSION Total	\$1,800	\$0	\$1,800	\$1,650	\$0	\$150	91.7%
710 DEBT EXCLUSION							
009 DEBT SERVICE	\$3,015,218	\$0	\$3,015,218	\$2,991,666	\$0	\$23,552	99.2%
710 DEBT EXCLUSION Total	\$3,015,218	\$0	\$3,015,218	\$2,991,666	\$0	\$23,552	99.2%
720 ORDINARY DEBT SERVICE							
009 DEBT SERVICE	\$841,860	\$0	\$841,860	\$723,389	\$0	\$118,470	85.9%
720 ORDINARY DEBT SERVICE Total	\$841,860	\$0	\$841,860	\$723,389	\$0	\$118,470	85.9%
911 RETIREMENT BOARD							
001 PERSONNEL SERVICES	\$3,560,812	\$0	\$3,560,812	\$3,560,812	\$0	\$0	100.0%
911 RETIREMENT BOARD Total	\$3,560,812	\$0	\$3,560,812	\$3,560,812	\$0	\$0	100.0%
914 INSURANCE GROUP							
001 PERSONNEL SERVICES	\$8,333,824	(\$379,511)	\$7,954,313	\$7,861,683	\$5,573	\$87,057	98.9%
914 INSURANCE GROUP Total	\$8,333,824	(\$379,511)	\$7,954,313	\$7,861,683	\$5,573	\$87,057	98.9%
921 COMMISSION ON DISABILITY							
001 PERSONNEL SERVICES	\$2,640	\$91	\$2,731	\$2,147	\$0	\$585	78.6%
004 SUPPLIES	\$1,900	\$0	\$1,900	\$849	\$188	\$863	54.6%
921 COMMISSION ON DISABILITY Total	\$4,540	\$91	\$4,631	\$2,996	\$188	\$1,448	68.7%
942 STABILIZATION OUTLAY							
007 OTHER CHARGES & EXPENSES	\$5,000	\$0	\$5,000	\$5,000	\$0	\$0	100.0%
942 STABILIZATION OUTLAY Total	\$5,000	\$0	\$5,000	\$5,000	\$0	\$0	100.0%
001 GENERAL FUND Total	\$59,099,246	\$50,609	\$59,149,855	\$56,212,443	\$2,253,142	\$684,270	98.8%

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	FY2016 ENCUMB.	REMAINING BUDGET	% USED
060 WATER FUND							
450 WATER DEPARTMENT							
001 PERSONNEL SERVICES	\$1,958,064	\$0	\$1,958,064	\$1,829,229	\$212	\$128,624	93.4%
002 PURCHASE OF SERVICES	\$844,622	\$0	\$844,622	\$671,695	\$54,351	\$118,577	86.0%
004 SUPPLIES	\$227,785	\$0	\$227,785	\$149,771	\$11,211	\$66,803	70.7%
007 OTHER CHARGES & EXPENSES	\$85,104	\$0	\$85,104	\$80,854	\$150	\$4,100	95.2%
008 CAPITAL OUTLAY	\$165,000	\$0	\$165,000	\$122,787	\$38,729	\$3,484	97.9%
009 DEBT SERVICE	\$1,844,633	\$225,000	\$2,069,633	\$2,054,541	\$0	\$15,092	99.3%
450 WATER DEPARTMENT Total	\$5,125,208	\$225,000	\$5,350,208	\$4,908,877	\$104,652	\$336,680	93.7%
060 WATER FUND Total	\$5,125,208	\$225,000	\$5,350,208	\$4,908,877	\$104,652	\$336,680	93.7%
061 SEWER FUND							
440 SEWER DEPARTMENT							
001 PERSONNEL SERVICES	\$2,099,150	\$0	\$2,099,150	\$1,974,894	\$0	\$124,256	94.1%
002 PURCHASE OF SERVICES	\$1,372,374	\$0	\$1,372,374	\$1,116,629	\$29,018	\$226,727	83.5%
004 SUPPLIES	\$355,540	\$0	\$355,540	\$224,709	\$4,656	\$126,175	64.5%
007 OTHER CHARGES & EXPENSES	\$51,123	\$0	\$51,123	\$50,942	\$0	\$181	99.6%
008 CAPITAL OUTLAY	\$281,000	\$0	\$281,000	\$197,361	\$63,196	\$20,443	92.7%
009 DEBT SERVICE	\$2,256,437	\$938,000	\$3,194,437	\$3,154,540	\$0	\$39,897	98.8%
440 SEWER DEPARTMENT Total	\$6,415,623	\$938,000	\$7,353,623	\$6,719,075	\$96,870	\$537,679	92.7%
061 SEWER FUND Total	\$6,415,623	\$938,000	\$7,353,623	\$6,719,075	\$96,870	\$537,679	92.7%
6520 HARBORMASTER							
295 HARBORMASTER DEPARTMENT							
001 PERSONNEL SERVICES	\$244,119	\$0	\$244,119	\$225,586	\$0	\$18,533	92.4%
002 PURCHASE OF SERVICES	\$42,400	\$0	\$42,400	\$26,484	\$1,081	\$14,835	65.0%
004 SUPPLIES	\$18,200	\$0	\$18,200	\$14,234	\$623	\$3,344	81.6%
007 OTHER CHARGES & EXPENSES	\$6,075	\$0	\$6,075	\$3,415	\$0	\$2,660	56.2%
008 CAPITAL OUTLAY	\$30,000	\$0	\$30,000	\$18,400	\$4,651	\$6,948	76.8%
009 DEBT SERVICE	\$26,000	\$0	\$26,000	\$11,768	\$0	\$14,232	45.3%
295 HARBORMASTER DEPARTMENT Total	\$366,794	\$0	\$366,794	\$299,887	\$6,355	\$60,552	83.5%
6520 HARBORMASTER Total	\$366,794	\$0	\$366,794	\$299,887	\$6,355	\$60,552	83.5%
TOTAL BUDGETARY FUNDS	\$71,006,871	\$1,213,609	\$72,220,481	\$68,140,281	\$2,461,018	\$1,619,181	97.8%



City of Newburyport FY2016 Year-End Revenue Summary

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
001 GENERAL FUND				
412 REAL ESTATE TAX REVENUE	\$49,765,436	\$49,287,777	(\$477,659)	99.0%
411 PER PROP TAX REVENUE	\$649,661	\$644,788	(\$4,873)	99.2%
401 MOTOR VEHICLE EXCISE	\$2,340,000	\$2,618,936	\$278,936	111.9%
402 OTHER EXCISE	\$576,000	\$717,374	\$141,374	124.5%
403 PEN/INT ON TAX & EXCISE	\$335,000	\$331,595	(\$3,405)	99.0%
404 PAYMENT IN LIEU TAXES	\$60,000	\$100,377	\$40,377	167.3%
410 FEES	\$305,000	\$374,651	\$69,651	122.8%
416 OTHER DEPARTMENT REVENUE	\$135,000	\$145,609	\$10,609	107.9%
417 LICENSES/PERMITS	\$650,000	\$1,071,855	\$421,855	164.9%
419 FINES & FORFEITS	\$10,000	\$14,586	\$4,586	145.9%
420 INVESTMENT INCOME	\$130,000	\$177,886	\$47,886	136.8%
421 MISCELLANEOUS RECURRING	\$128,000	\$148,187	\$20,187	115.8%
422 MISCELLANEOUS NON-RECURRING	(\$0)	\$253,584	\$253,584	
460 STATE AID	\$4,084,560	\$4,045,959	(\$38,601)	99.1%
001 GENERAL FUND Total	<u>\$59,168,657</u>	<u>\$59,933,165</u>	<u>\$764,508</u>	<u>101.3%</u>
060 WATER FUND Total	<u>\$5,125,208</u>	<u>\$5,276,136</u>	<u>\$150,927</u>	<u>102.9%</u>
061 SEWER FUND Total	<u>\$6,415,623</u>	<u>\$6,235,129</u>	<u>(\$180,494)</u>	<u>97.2%</u>
6520 HARBORMASTER FUND Total	<u>\$366,794</u>	<u>\$433,542</u>	<u>\$66,748</u>	<u>118.2%</u>
TOTAL BUDGETARY FUNDS	<u>\$71,076,282</u>	<u>\$71,877,971</u>	<u>\$801,689</u>	<u>101.1%</u>



City of Newburyport
FY2016 Year-End Revenue by Source

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
001 GENERAL FUND				
412 REAL ESTATE TAX REVENUE				
REAL ESTATE TAX REVENUE	\$49,765,436	\$49,287,777	(\$477,659)	99.0%
412 REAL ESTATE TAX REVENUE Total	\$49,765,436	\$49,287,777	(\$477,659)	99.0%
411 PER PROP TAX REVENUE				
PERS PROP TAX REVENUE	\$649,661	\$644,788	(\$4,873)	99.2%
411 PER PROP TAX REVENUE Total	\$649,661	\$644,788	(\$4,873)	99.2%
401 MOTOR VEHICLE EXCISE				
MOTOR VEHICLE REVENUE	\$2,340,000	\$2,618,936	\$278,936	111.9%
401 MOTOR VEHICLE EXCISE Total	\$2,340,000	\$2,618,936	\$278,936	111.9%
402 OTHER EXCISE				
MEALS EXCISE	\$485,000	\$586,573	\$101,573	120.9%
CO MA ROOM OCCUPANCY	\$91,000	\$130,608	\$39,608	143.5%
BOAT REVENUE	(\$0)	\$194	\$194	
402 OTHER EXCISE Total	\$576,000	\$717,374	\$141,374	124.5%
403 PEN/INT ON TAX & EXCISE				
INT/PEN PP/RE TAX REV	\$185,000	\$161,205	(\$23,795)	87.1%
INT/PEN MV/BT EXCISE	\$40,000	\$66,520	\$26,520	166.3%
CO MA REG MOTOR VEHICLES	\$70,000	\$64,008	(\$5,993)	91.4%
INT ON TAX TITLES	\$40,000	\$37,841	(\$2,159)	94.6%
INT/PEN SA PI - SWR	(\$0)	\$1,083	\$1,083	
INT/PEN SA PI - WTR	(\$0)	\$861	\$861	
INT/PEN SA LOW ST	(\$0)	\$78	\$78	
403 PEN/INT ON TAX & EXCISE Total	\$335,000	\$331,595	(\$3,405)	99.0%
404 PAYMENT IN LIEU TAXES				
PAYMENT IN LIEU TAXES	\$60,000	\$100,377	\$40,377	167.3%
404 PAYMENT IN LIEU TAXES Total	\$60,000	\$100,377	\$40,377	167.3%
410 FEES				
TAX TITLE REVENUE	\$250,000	\$308,849	\$58,849	123.5%
OFF DUTY FEES	\$25,000	\$30,783	\$5,783	123.1%
MUNICIPAL LIENS	\$23,000	\$21,957	(\$1,043)	95.5%
REGISTRY FEES	\$7,000	\$8,700	\$1,700	124.3%
ROLL BACK TAX REVENUE	(\$0)	\$4,353	\$4,353	
OTHER FEES	(\$0)	\$10	\$10	
410 FEES Total	\$305,000	\$374,651	\$69,651	122.8%

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
416 OTHER DEPARTMENT REVENUE				
FIRE MASTER BOX CONNECTION FEE	\$80,000	\$87,155	\$7,155	108.9%
COPIES/RECORDINGS	\$49,000	\$47,293	(\$1,707)	96.5%
BUSINESS CERTIFICATES	\$3,000	\$7,290	\$4,290	243.0%
ZONING/ORDINANCES	\$3,000	\$3,040	\$40	101.3%
FIRE DEPT RECEIPTS	(\$0)	\$831	\$831	
416 OTHER DEPARTMENT REVENUE Total	\$135,000	\$145,609	\$10,609	107.9%
417 LICENSES/PERMITS				
BLDG DEPT ALTERATION PERMITS	\$235,000	\$372,698	\$137,698	158.6%
BUILDING PERMITS	\$60,000	\$278,023	\$218,023	463.4%
ALCOHOLIC BEVERAGES	\$190,000	\$212,640	\$22,640	111.9%
OTHER PERMITS	\$60,000	\$87,237	\$27,237	145.4%
CLK PASSPORT	\$30,000	\$41,960	\$11,960	139.9%
BLDG DEPT OTHER PERMITS	\$25,900	\$17,179	(\$8,721)	66.3%
FIRE PERMITS	\$15,000	\$17,164	\$2,164	114.4%
DOG LICENSES	\$11,500	\$14,385	\$2,885	125.1%
ROAD OPENING PERMIT DPW	\$10,000	\$11,258	\$1,258	112.6%
UTILITY CONTRACTORS LIC DPW	\$8,000	\$10,500	\$2,500	131.3%
MARRIAGE LICENSES	\$3,000	\$3,865	\$865	128.8%
LICENSES/PERMITS DPW	\$500	\$2,850	\$2,350	570.0%
UTILITY PERMITS	\$50	\$803	\$753	1606.0%
STORM WATER PERMIT FEES	(\$0)	\$533	\$533	
RAFFLE PERMITS	\$400	\$440	\$40	110.0%
AUCTION LIC/PERMITS	\$650	\$320	(\$330)	49.2%
417 LICENSES/PERMITS Total	\$650,000	\$1,071,855	\$421,855	164.9%
419 FINES & FORFEITS				
COURT FINES	\$6,000	\$8,088	\$2,088	134.8%
PARKING FINES	\$4,000	\$6,498	\$2,498	162.5%
419 FINES & FORFEITS Total	\$10,000	\$14,586	\$4,586	145.9%
420 INVESTMENT INCOME				
CO MA DIV MEDICAL ASSISTANCE	\$85,000	\$124,612	\$39,612	146.6%
INT ON INVESTMENTS	\$45,000	\$49,074	\$4,074	109.1%
CO MA EMERGENCY MANAGEMENT	(\$0)	\$2,125	\$2,125	
POL INCIDENT/ACCIDENTS	(\$0)	\$2,074	\$2,074	
420 INVESTMENT INCOME Total	\$130,000	\$177,886	\$47,886	136.8%
421 MISCELLANEOUS RECURRING Total	\$128,000	\$148,187	\$20,187	115.8% *
422 MISCELLANEOUS NON-RECURRING Total	(\$0)	\$253,584	\$253,584	**
460 STATE AID Total	\$4,084,560	\$4,045,959	(\$38,601)	99.1% ***
001 GENERAL FUND Total	\$59,168,657	\$59,933,165	\$764,508	101.3%

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
060 WATER FUND				
UTILITY BILLING/METERS	\$4,865,208	\$4,756,511	(\$108,697)	97.8%
MISC FEES	\$175,000	\$236,370	\$234,954	135.1%
PREMIUM FROM SALE OF BONDS	(\$0)	\$173,583	\$0	
WATER LIENS	\$60,000	\$75,570	\$15,570	126.0%
PENALTIES/INTEREST	\$25,000	\$23,969	(\$1,031)	95.9%
MISC NON-RECURRING	(\$0)	\$10,132	\$10,132	
060 WATER FUND Total	<u>\$5,125,208</u>	<u>\$5,276,136</u>	<u>\$150,927</u>	<u>102.9%</u>
061 SEWER FUND				
UTILITY BILLING/METERS	\$6,215,623	\$6,003,459	(\$212,164)	96.6%
SEWER LIENS	\$80,000	\$93,790	\$13,790	117.2%
MISC FEES	\$75,000	\$86,824	\$11,824	115.8%
PENALTIES/INTEREST	\$30,000	\$29,498	(\$502)	98.3%
INDUSTRIAL PRETREATMNT	\$15,000	\$12,152	(\$2,848)	81.0%
MISC NON-RECURRING	(\$0)	\$9,405	\$9,405	
061 SEWER FUND Total	<u>\$6,415,623</u>	<u>\$6,235,129</u>	<u>(\$180,494)</u>	<u>97.2%</u>
6520 HARBORMASTER				
MOORING & SLIP	\$135,000	\$136,337	\$1,337	101.0%
PLUM ISLAND PRK	\$53,000	\$77,047	\$24,047	145.4%
WATERFRONT DOCKS	\$60,000	\$74,197	\$14,197	123.7%
BOAT EXCISE	\$68,794	\$69,652	\$858	101.2%
CASHMAN PARK	\$40,000	\$40,416	\$416	101.0%
VESSEL CHARGES	\$5,000	\$23,424	\$18,424	468.5%
VIOLATIONS	(\$0)	\$4,460	\$4,460	
FISH PIER	\$2,000	\$3,200	\$1,200	160.0%
PENALTIES/INTEREST	\$3,000	\$3,044	\$44	101.5%
SHELLFISH PERMITS	(\$0)	\$1,766	\$1,766	
6520 HARBORMASTER Total	<u>\$366,794</u>	<u>\$433,542</u>	<u>\$66,748</u>	<u>118.2%</u>
TOTAL BUDGETARY FUNDS	<u>\$71,076,282</u>	<u>\$71,877,971</u>	<u>\$801,689</u>	<u>101.1%</u>

* 421 Miscellaneous Recurring Revenue: Cell tower lease payments (\$27,600), Veterans Services (\$83,172), Animal Control (\$25,000), FWS Refuge Revenue Sharing (\$12,154).

** 422 Miscellaneous Non-Recurring Revenue: Prior Year Bond Premiums (\$156,967), National Grid Prior Year Refund (\$53,614), 4 Belcher Street Discontinuance (\$27,000), MIIA Reimbursement (\$4,940), Residual Fund Balances (\$4,496), Other Small One-Time Receipts (\$6,566).

*** Difference due to payments received after June 30.

LICENSE & PERMIT COMMITTEE ITEMS

ORDR063_08_08_16 ACO Contract with W Newbury & Nbpt Extension to June 30, 2017

COMM084_08_29_16 Ltr RE: Amp Music Downtown, T. Stewart

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2016 AUG -2 P 2:08

CITY OF NEWBURYPORT



IN CITY COUNCIL

August 8, 2016

ORDERED:

THAT the City Council of the City of Newburyport approves the extension through June 30, 2017 of the attached Addendum to the Intermunicipal Agreement between the Town of West Newbury and the City of Newburyport for Shared Animal Control Services.

Councilor Vogel
License & Permits Chairperson

*LAP
BV/LG*



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

To: President and Members of the City Council
From: Patricia Moore, Chief Administrative Officer
Date: August 8, 2016
Subject: Intermunicipal Agreement Extension with West Newbury for Animal Control Services

Attached is the Intermunicipal agreement with the Town of West Newbury for animal control services. As you recall, the original contract renewal generated some discussion, so the City Council approved a three month renewal, with the option to extend through the end of the fiscal year.

Per the attached Amendment, the current arrangement will expire on September 30, 2016 and will need to be renewed through the end of fiscal year 2016, after which it can be renewed annually with approval of the Newburyport City Council and the West Newbury Board of Selectmen.

During the discussion regarding this arrangement there were many requests for information and follow-up, all of which were provided to the City Council. The discussions focused on the City Council's impression that issues were not being addressed when, in actuality, none of the issues discussed were brought to the attention of the Health Department and Animal Control. In essence, City Councilors were hearing about issues, but the Health Department was not. Since that time, communication is much improved and the Animal Control Officer and Health Director have been addressing and responding to the many issues that have surfaced, particularly in the Plum Island area. During this time they have demonstrated their continued focus and excellent service to the City, all while continuing to support West Newbury. Mayor Holaday and I met with Chief Reed on August 1st and West Newbury is content with the contract and services provided.

West Newbury pays the City \$20,000 annually for the service and provides a vehicle for the Animal Control officer which, at the City Council's request, was inspected and deemed to be in excellent working order.

Let me know if you require further information regarding this arrangement.

Amendment to Contract

City of Newburyport and

Town of West Newbury

INTERMUNICIPAL AGREEMENT FOR THE ADMINISTRATION OF SHARED ANIMAL CONTROL SERVICES

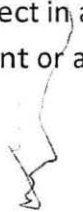
This amendment (the "Amendment") is made by the City of Newburyport and the Town of West Newbury, parties to the agreement INTERMUNICIPAL AGREEMENT FOR THE ADMINISTRATION OF SHARED ANIMAL CONTROL SERVICES dated July 1, 2016.

The Agreement is amended as follows:

Article 3. Term – Replace with the following:

This Agreement shall take effect on July 1, 2016, for a three month term ending September 30, 2016. At the end of the initial three month term the Agreement may be extended through June 30, 2017 by the Newburyport City Council and West Newbury Board of Selectmen. If extended through June 30, 2017, upon expiration, the agreement may be extended by up to two additional one year terms commencing on July 1, 2017 and July 1, 2018. Any such extension term shall be subject to the approval of the City of Newburyport, as authorized by its City Council and approved by its Mayor, and the Town of West Newbury, as authorized by its Board of Selectmen. Should either of the Participating Governmental Units fail to extend the agreement after the initial three month term expiring on September 30, 2016, or anytime thereafter, a mutually agreeable transition plan will be developed and implemented within 30 days, including the return of the ACO vehicle to West Newbury or other disposition as agreed upon between both municipalities. During the transition, the Town of West Newbury will continue to make payments to the City of Newburyport, pro-rated if applicable, until such time the Inter-municipal Agreement is terminated and Newburyport is no longer providing Animal Control Services to West Newbury.

Except as set forth in this Amendment, the Agreement is unaffected and shall continue in full force and effect in accordance with its terms. If there is conflict between this amendment and the Agreement or any earlier amendment, the terms of this amendment will prevail.



Town of West Newbury
By Board of Selectmen

Dated:

City of Newburyport
By City Council

By Mayor Donna Holaday

Dated:

LSP

To whom it may concern:

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2016 AUG 23 AM 11:55

My name is Tristan Stewart and I am a musician. I am writing in regards to the law that prohibits the use of amplification to street performers in the downtown Newburyport area. I ask that this issue be considered in the upcoming department meetings that are pertinent (i.e. Licensing Commission and/or Boardwalk Trust?).

I first came to the Newburyport boardwalk with my guitar and amp in early July on a Friday night and was met with a largely positive reception. I have returned on at least half a dozen weekend nights. I play mostly groove-oriented jazz and R&B. I greatly enjoy adding to the ambiance of this beautiful downtown area. It is obvious that those who encounter me greatly appreciate my playing.

Last weekend I was surprised to be approached by an officer who told me I had to stop playing because I was using an amp, though, according to her, I am allowed be as loud as I want. This simply makes no sense since in order for my instrument to even be heard amplification is required. I am no louder than the acoustic players I have encountered and I have never received a complaint from any civilian or fellow musician on the boardwalk. The officer I spoke with implied herself that this law makes little sense and that it only inconveniences those it effects.

In conclusion I ask that it at least be considered that a permit be made available that overrides the prohibition of amplification to the casual street musician. However, I hope that this law be replaced with one that does not so weirdly discriminate against a specific type of musician. I suggest that a decibel limit be put in place of the 'no amp' rule since this would take care of those who would abuse lawful amp usage. If there is a legitimate problem with the use of amplification of which I am unaware please inform me.

Thank you,

Tristan Stewart

Contact me at

Phone: 978-828-5655

Email: tstewart2@berklee.edu

PLANNING & DEVELOPMENT COMMITTEE ITEMS

ORDR073_08_29_16 Preservation Restriction

ORDR074_08_29_16 Kelley School P&D Committee Certificate of Vote

CITY OF NEWBURYPORT



IN CITY COUNCIL

August 29, 2016

ORDERED:

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

THAT the City Council of the City of Newburyport hereby authorize the Mayor and Newburyport Historical Commission (NHC) to enter into a Preservation Restriction Agreement between Kelley School, LLC and the City of Newburyport, acting by and through the NHC as it applies to the exterior facade of the former Kelley School building, located at 151 High Street, Newburyport, Massachusetts.

Further, that the Mayor, City Clerk and Chair of the NHC are hereby authorized to sign said Preservation Restriction Agreement in its final form on behalf of the Council.

Councillor Robert J. Cronin

*referred
per EC
or*

ORDERED:

August 29, 2016

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

THAT the City Council of the City of Newburyport hereby authorize the Mayor and Newburyport Historical Commission (NHC) to enter into a Preservation Restriction Agreement between Kelley School, LLC and the City of Newburyport, acting by and through the NHC as it applies to the exterior facade of the former Kelley School building, located at 151 High Street, Newburyport, Massachusetts.

Further, that the Mayor, City Clerk and Chair of the NHC are hereby authorized to sign said Preservation Restriction Agreement in its final form on behalf of the Council.

Councillor Robert J. Cronin

PUBLIC SAFETY COMMITTEE ITEMS

- COMM085_08_29_16 Walk for Kenyan Girls' Education
- COMM086_08_29_16 Walk for the Poor
- ORDR067_08_29_16 Hillside Ave, Cottage Ct - Resident Parking
- ORDR068_08_29_16 High Street - Resident Parking
- ORDR069_08_29_16 Hancock St, Chestnut St - Parking Restrictions
- ORDR070_08_29_16 Bus Stop Water Charles Streets Moved

ps

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel. _____

Fax. _____

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT

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

2016 AUG - 9

NAME OF EVENT: Walk For Kenya Girl's Education

Date: Sept 18 Time: from 12 to 2

Rain Date: _____ Time: from _____ to _____

2. Location: Belleville Church

3. Description of Property: Church grounds Public Private _____

4. Name of Organizer: Sue Herrick City Sponsored Event: Yes _____ No
Contact Person

Address: 287 H 14th St Telephone: 978 465 8903

E-Mail: Sue.Herrick@gmail.com Cell Phone: _____

Day of Event Contact & Phone: _____

5. Number of Attendees Expected: 30-50

6. MA Tax Number: 042313496

7. Is the Event Being Advertised? _____ Where? posters

8. What Age Group is the Event Targeted to? Youth 6 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 _____

by Aug. 23

If yes:

- a) How many trash receptacles will you be providing? 2
- b) How many recycling receptacles will you be providing? 1
- c) Will you be contracting for disposal of : **Trash** Yes ___ No **Recycling** Yes ___ No ___
- i. If yes, size of dumpster(s): **Trash** _____ **Recycling** _____
- ii. Name of disposal company: **Trash** _____ **Recycling** _____
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes No ___
- iv. If no, where will the trash & recycling be disposed ? _____

If no:

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

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

- E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet) NO
_____ 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:

BEADS FOR Education and
Belleville Congregational Church

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

Sue Heersink 9724658903
581 High St
Newburyport Ma

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

Sue Heersink and committee
ll

4. Date of Event: Sept 18 Expected Number of Participants: 30-50

5. Start Time: 12 NOON Expected End Time: 2:00 PM

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

High St to

7. Locations of Water Stops (if any): at church

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

9. Formation Location & Time for Participants: Belleville Church 12 NOON

10. Dismissal Location & Time for Participants: ll 2:00 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.

POLICE SGT
CITY MARSHAL [Signature] 4 Green St. FIRE CHIEF [Signature] 0 Greenleaf St.
DEPUTY DIRECTOR [Signature] 16A Perry Way CITY CLERK [Signature] 60 Pleasant St.

X

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:** _____

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 Ohio, 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): 866-217-7737 E-MAIL ADDRESS: certificates@willis.com INSURER(S) AFFORDING COVERAGE: _____ NAIC# INSURER A: Lexington Insurance Company 19437-002 INSURER B: National Union Fire Ins. Co. of Pittsburg 19445-001 INSURER C: Starr Indemnity and Liability Company 38318-900 INSURER D: National Fire and Marine Insurance Compan 20079-001 INSURER E: _____ INSURER F: _____
INSURED (P025700) Belleville Congregational Church 300 High Street Newburyport, MA 01950	

COVERAGES CERTIFICATE NUMBER: 24624203 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: _____	Y		11449743 & 048409888	1/1/2016	1/1/2017	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000 _____ \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ 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 checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			3464086	1/1/2016	1/1/2017	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 _____ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
C				1000011297	1/1/2016	1/1/2017	\$10,000,000 excess of \$5,000,000
D	Excess Liability			42XSF10012003	1/1/2016	1/1/2017	\$15,000,000 excess of \$5,000,000

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

RE: the Walk for Kenyan Girls Education being held on 9/18/16

Please contact your Insurance Board Agent, James Stewart at (800) 501-2780, for questions regarding your Certificate of Insurance. If you would like to speak to someone at the Insurance Board, please call 800-437-8830.

The City of Newburyport is an Additional Insured with respects to General Liability as required by written contract.

CERTIFICATE HOLDER

CANCELLATION

City Of Newburyport 60 Pleasant St 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
----------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

ps

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel: 978-465-4407 Fax: 978 462 7936

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

NAME OF EVENT: "WALK for the POOL" - St Vincent de Paul ^{Society of}

Date: 9-24-2016 Time: from 9:00 to 10:30

Rain Date: 7 COURT ST + Time: from - to -

2. Location: 42 Green St, Newburyport, MA 0195

3. Description of Property: Church Parking Lot Public Private

4. Name of Organizer: Society of St Vincent de Paul City Sponsored Event: Yes No

Contact Person Jan Kolman

Address: 4 Carleton Dr NBPT Telephone: 978-462-3339

E-Mail: JmKWAWA@Verizon.net Cell Phone: 978 270 5128

Day of Event Contact & Phone: David Olds 978-914-5443

5. Number of Attendees Expected: 100

6. MA Tax Number: 042 104 826

7. Is the Event Being Advertised? Yes Where? Signs + Newspaper, Rad.0

8. What Age Group is the Event Targeted to? Kids to Adults

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 0

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 N/A

RECEIVED
CLERK'S OFFICE
NEWBURYPORT, MA
AUG 11 P 1:22

W/A

If yes:

- a) How many trash receptacles will you be providing? _____
- b) How many recycling receptacles will you be providing? _____
- 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

4K
2.5 miles

PARADE _____

ROAD RACE _____

WALKATHON X

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

Society of St. Vincent de Paul / Immaculate Conception Parish

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

Jan Kolman 978 462 3339 HM
4 Carlton Dr 978 290 5128 Cell
Newburyport, Ma

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

Jan Kolman 978 462-3339
4 Carlton Dr 978 290-5128
N6PT

4. Date of Event: 9-24-16 Expected Number of Participants: 100

5. Start Time: 9:00 Expected End Time: 10:30

6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**): Court,
Ngh, Broad, Merrimac, State, to Green
Washington, Court
4K 2.5 miles

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: 8:15-9:00 IC Parking Lot Court St N6PT

10. Dismissal Location & Time for Participants: 10:30 IC Parking Lot Court St N6PT

11. Additional Parade Information:

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

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.
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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.

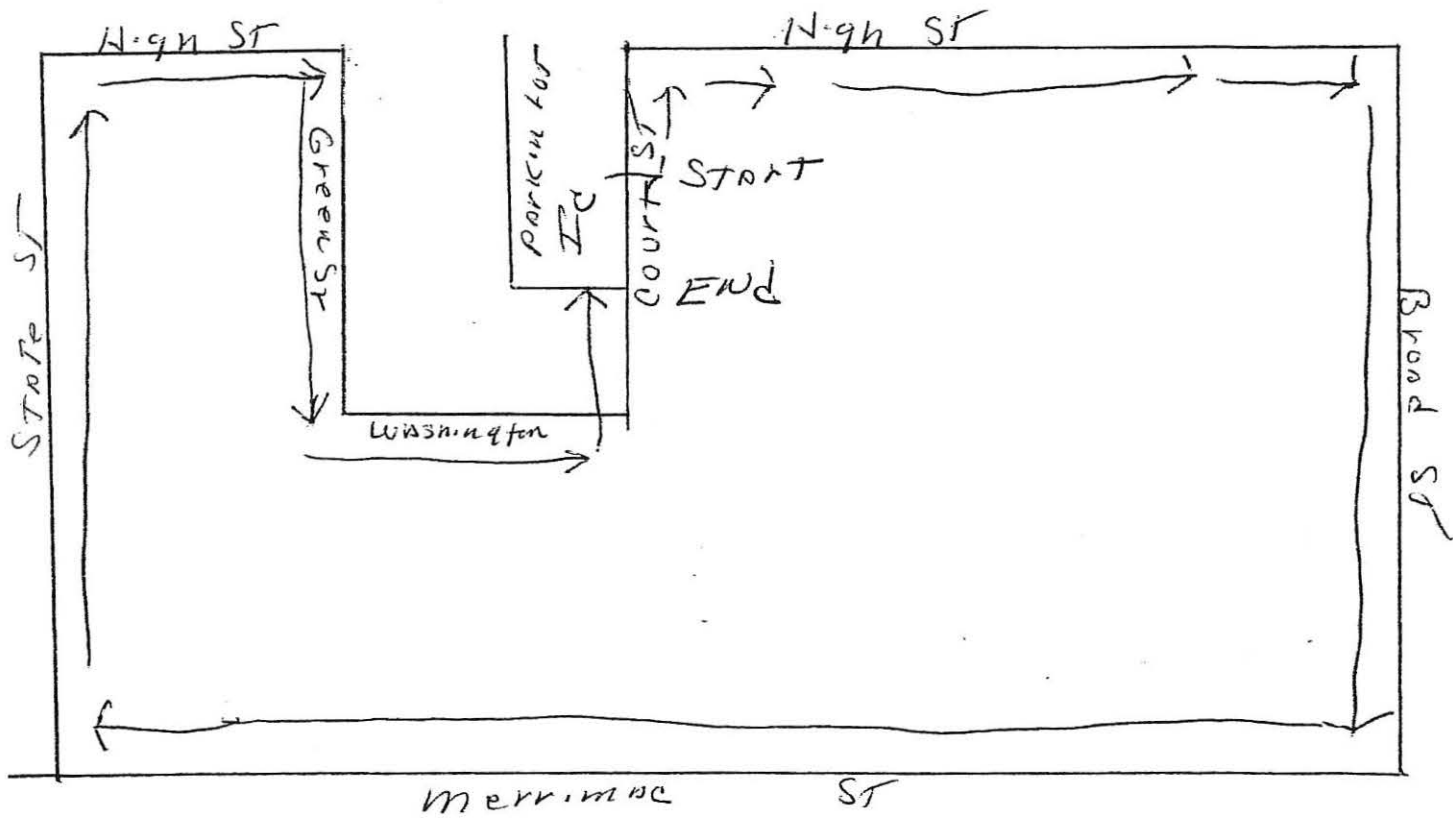
Signed: _____

Date: _____

Date: Saturday, September 24, 2016

Route:

IC parking lot; up Court St.; turn right on High St., walk to Broad St.; Take right on Broad down to Merrimac St; take right on Merrimac St to State St.; up State; take right on High St; then turn right on Green St. to Washington St.; take Left on Washington St.; back to IC parking lot.





CITY OF NEWBURYPORT

CITY COUNCIL

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

IN CITY COUNCIL:

ORDERED:

Date: August 22, 2016

THAT the CITY COUNCIL of the CITY OF NEWBURYPORT amends the established list of parking restrictions per the Newburyport City Council to include:

Sec. 13-180. - Resident parking.

Preamble. Resident parking zones may be established: (1) where a bona fide hardship exists caused by unique or special conditions; and/or (2) where the city has imposed one- or two- or four- hour parking limits on residential streets bordering commercial zones; and/or (3) where the residents of these residential districts suffer from unreasonable burdens in gaining access to their residences.

ADD Resident Parking only:

Hillside Av
 Cottage Court

Submitted,

Councillor Robert J. Cronin, Public Safety Chair

Refer PS
 RC
 JV



CITY OF NEWBURYPORT

CITY COUNCIL

60 PLEASANT STREET -- P.O. BOX 550
 NEWBURYPORT, MASSACHUSETTS 01950
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Create: One hour parking restricted zone

ADD: High Street, southerly, for a distance of 105 feet in an easterly direction from Vernon Court

Post as: Resident Parking – All others One hour parking
 AND further post this list on the city website

Submitted,

Councillor Robert J. Cronin, Public Safety Chair

Refer to
 PS
 KC
 SL



CITY OF NEWBURYPORT

CITY COUNCIL

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

IN CITY COUNCIL:

ORDERED:

Date: August 22, 2016

THAT the CITY COUNCIL of the CITY OF NEWBURYPORT amends the established list of parking restrictions per the Newburyport City Council to include:

Hancock Street: Northeasterly side, Marlboro Street to Lunt Street,
 Southeasterly side, twenty feet (20') of the Clipper City Rail Trail II crosswalk (the Rail trail) in a northwesterly direction and thirty feet of the Rail trail crosswalk in a southeasterly direction

Chestnut Street: Southwesterly side, at the Rail trail crosswalk in both directions for a distance of twenty feet (20').

Northwesterly side, at the Rail trail crosswalk for a distance of thirty-five feet (35') southeasterly and twenty feet (20') northeasterly.

AND that the City Clerk and Department of Public Services maintain this list, available to the public

AND further post this list on the city website

Submitted,

Councillor Robert J. Cronin, Public Safety Chair

*Refer PS
 RC/SZ
 SW*

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

THAT the City Council of the City of Newburyport hereby amends the table of bus stops and associated parking restrictions.

Amend Section 13-169(c). – Bus stops; parking restricted, with deletions ~~struck through~~ and additions double-underlined:

(c) The following streets or portions of streets shall be designated as a bus stop:

Street	Extent
Water Street	Water Street, North Side, Opposite Charles Street; designated area 80 feet in length.
<u>Water Street</u>	<u>Water Street, North Side, Opposite Salem Street; designated area 80 feet in length.</u>

Sharif Zeid
Ward One Councilor

*refer to PS
52*

PUBLIC UTILITIES COMMITTEE ITEMS

- **ODNC012_05_31_16** Amend Sign Ordinance Chapter 12.3 et al

ORDERED:

AN ORDINANCE TO AMEND CHAPTER 12 -- STREETS, SIDEWALKS AND
OTHER PUBLIC PLACES

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

Chapter 12 Streets, Sidewalks and Other Public Places
Article 1 In General

Amend existing Section 12-1.5 regarding signage, merchandising and beautification on public property, as follows, with deletions ~~double stricken through~~, and additions double-underlined:

Sec. 12-1.5. - Signage, merchandising and beautification on public ~~property~~ways.

- (a) One (1) A-frame sign and one (1) display of merchandise are allowed on public ways for each public entrance to a lawfully occupied commercial building, subject to the standards and criteria herein.
- (b) All A-frame signs shall be placed ~~within one (1) foot of the building and within four (4) feet of the public entrance~~on the sidewalk directly adjacent to its related building. No A-frame sign shall exceed two (2) feet in width or depth, or four (4) feet in height, nor shall it cover more than four (4) square feet of the sidewalk, measured from any height of such sign. No movable sign shall be attached, affixed, and otherwise secured to the ground, nor to any structure or fixture. The applicant for an A-frame sign under paragraph (f) of this section may petition the city council for relief from ~~In the event that said sign does not meet that above~~any of these size, movability, and location requirements~~the applicant may petition the city council for relief.~~
- (c) All merchandise displays shall be placed on the sidewalk directly adjacent to its related building, parallel to and within one (1) foot of an exterior wall of such the building, and with one end located no more than within four (4) feet from its related of the public entrance. A merchandise display may be placed as multiple objects, or otherwise in segments or pieces, but in no event shall the total width permitted for each public entrance exceed eight (8) linear feet in the aggregate. No merchandise display shall extend from the exterior wall of its related building by more than eight (8) feet parallel to the building facade wall or more than four (4) feet into the public way (sidewalk), nor shall any merchandise display exceed five (5) feet in height above the grade of such sidewalk. No merchandise display shall be attached, affixed, and otherwise

secured to the ground, nor to any structure or fixture. No merchandise display shall be located within fifteen (15) feet of the intersection of the sidewalk of two streets. The owner of a proposed merchandise display may petition the city council for relief from any of these size, movability, and location requirements.

- (d) No merchandise display shall include any table, tent, stall, booth, or other structure (clothing rack, etc.) unless such structure is itself merchandise displayed in accordance with this section, or a permit is granted subject to section 12-4.
- (e) Before placing any A-frame sign or merchandise display on public property on a public sidewalk, the owner thereof shall file with the city clerk a waiver release and agreement to hold the City of Newburyport harmless from any and all liability, together with evidence of liability insurance covering the A-frame sign or merchandise display, with a minimum limit of one million dollars (\$1,000,000), and naming the City of Newburyport as a co-insured entity. A statement certifying to said liability policy shall be attached to the sign or merchandise display. The applicant shall maintain such insurance in full force and effect at all times that the A-frame sign or merchandise display is in place.
- (f) To place an A-frame sign in a public way, the applicant shall first obtain a license, by submitting a written application to the city clerk as directed by that official, and pay An annual a one-time licensing fee of one-hundred dollars (\$100.00) per A-frame sign fifty dollars (\$50.00) shall be paid with an application form as specified by the city clerk.
- (g) Provided that the proposed A-frame display complies with all provisions of this section, the city clerk shall approve each such license applied for a term not to exceed two (2) years from the date of approval. Each licensed A-frame sign shall display upon it the unique license number issued for it by the city clerk, and the date of expiration of the license.
- (~~g~~h) Flower boxes, planters, or similar items to beautify the property (beautification items) may be placed on the public sidewalk with the prior, written permission of the city council.
- (i) All signs, merchandise displays, and beautification items placed on a public sidewalk shall preserve a travel lane along such sidewalk that is at least five (5) feet in width, and shall allow for free and unobstructed passage of pedestrians.
- (~~h~~i) Enforcement of paragraphs (a) through (i) of this section shall be the responsibility of a city employee designated in writing by the Mayor within the Downtown Overlay District, established under section XXVIII of the zoning ordinance, and of the department of public services for all other locations, the Newburyport Police Department and/or building commissioner.

(k) Any sign, merchandise display, or beautification item existing unlawfully within a public way shall constitute a trespass upon public property, and may be removed, without prior notice or compensation to its owner, by the city officer charged with enforcement under paragraph (j) of this section.

(l) Each violation of paragraphs (a) through (i) of this section shall be punishable by a fine of one hundred dollars (\$100.00). Each such violation shall be deemed to constitute a separate offense on each day during which it exists after the giving of notice to the violator.

(m) Prosecution of violations of paragraphs (a) through (i) of this section shall be by non-criminal disposition as provided in M.G.L. c. 40, § 21D, as it may be amended from time to time, the provisions of which are incorporated herein by reference.