

**CITY COUNCIL MEETING AGENDA**

**REMOTE**

**March 8, 2021**

7:30PM

City Council Meeting

Zoom Meeting Details:

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/89073174359>

Or iPhone one-tap :

US: +13126266799,,89073174359# or +19292056099,,89073174359#

Or Telephone:

Dial: US: +1 312 626 6799 Webinar ID: 890 7317 4359

**1. CALL TO ORDER**

**2. LATE FILE ITEMS**

- APPT235\_03\_08\_2021 LATE Owen Smith 175 Storey Water/Sewer 03/31/2023  
FILE Ave
- COMM313\_03\_08\_2021 LATE FILE Ltr to Postmaster from Cllr Connell & J Donahue
- APPL023\_03\_08\_2021 LATE FILE Event App The Moving Wall

**3. PUBLIC COMMENT**

**4. 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.

**5. APPROVAL OF MINUTES**

- February 22, 2021 (Approve)
- February 25, 2021 (Approve)

**6. COMMUNICATIONS**

- COMM310\_03\_08\_2021 Annual City Audit, Melanson, FY 2020 Fin Statements (B&F)
- COMM312\_03\_08\_2021 MVPC FY 2022 Assessment (B&F)

**7. TRANSFERS**

- TRAN088\_03\_08\_2021 WATER Ret/Sick Leave Acc.\$25,533.66 to Comp. Absences Fd \$25,533.66 (B&F)
- TRAN089\_03\_08\_2021 HWY Streetlights \$12,000 to PARK Maint-Trees \$12,000 (B&F)

**8. APPOINTMENTS**

\*Referred to Public Utilities Cmte

- \*APPT235\_03\_08\_2021 LATE Owen Smith 175 Storey Water/Sewer 03/31/2023  
FILE Ave

ALL ITEMS NOTED BELOW ARE REMOVED FROM THEIR RESPECTIVE COMMITTEES WITH THE

MOTION TO APPROVE THE CONSENT AGENDA:

**Budget and Finance**

- ORDR132\_07\_15\_19 CPC FY2020 Recommended Appropriations (COTW) Project No. 9 held in committee.
- ORDR136\_08\_19\_19 Fuller Track Phase II Loan Order
- COMM189\_09\_09\_19 CPC Revised Recommendation for FY2020 Appropriations
- ODNC063\_09\_29\_2020 Bond and Transfer Limit
- ORDR216\_10\_13\_2020 Supplemental Budget Charter Sec. 2-4 42K
- COMM284\_01\_27\_2021 Ltr. from Susanne Gallagher

**Planning and Development**

- COMM297\_02\_08\_2021 Land Vest Appraisal Property Off Middle St, W.Newbury & Nbpt
- ORDR238\_02\_8\_2021 Conservation Restriction and Easements, ECGB
- COMM305\_02\_22\_2021 Artichoke River Memo and Aerial Photo
- COMM303\_02\_22\_2021 Ltr from Craig Douglas

**Public Utilities**

- ORDR230\_01\_11\_2021 Water and Sewer fees

**END OF CONSENT AGENDA  
REGULAR AGENDA**

**9. MAYOR'S UPDATE**

**10. COMMUNICATIONS**

- COMM306\_02\_22\_2021 LATE FILE UPDATED Memo for Market Landing Appropriation (Continued to March 8, 2021)
- COMM311\_03\_08\_2021 Cllr Tontar letter re: KP Law Legal Opinion on Council Salaries
- COMM313\_3\_08\_2021 LATE FILE Ltr to Postmaster from Cllr Connell & J Donahue
- APPL022\_03\_08\_2021 Banter Barber & Clothier-Pool Table App.
- APPL023\_03\_08\_2021 LATE FILE Event App The Moving Wall

**11. SECOND READING APPOINTMENTS**

- APPT233\_02\_22\_2021 Joe Carper 8 Fruit St. Fruit St. Hist. 03/31/2024  
Cmte.
- APPT234\_02\_22\_2021 Cheryl H. 24 Milk St. NBPT Housing 03/31/2026  
Amey Auth.

**12. ORDERS**

- ORDR241\_02\_22\_2021 Market Landing Appropriation 150K (Continued to March 8, 2021)

**13. ORDINANCES**

- ODNC070\_02\_22\_2021 Amend to Home Rule Charter (Continued to March 8, 2021)

## 14. COMMITTEE ITEMS

### Ad Hoc Committee on Economic Development

#### *In Committee:*

- COMM262\_08\_31\_2020 Gasbarro Ltr re: Awareness

### Ad Hoc Committee on Market Landing Park and COTW

#### *In Committee:*

- COMM261\_08\_31\_2020 Proposed Timeline, Waterfront
- ORDR227\_12\_14\_2020 Appropriate NRA funds for RFP award

### Budget & Finance

#### *In Committee:*

- ORDR132 07 15 19 CPC FY2020 Recommended Appropriations (COTW) Project No. 9 held in committee.
- ORDR136 08 19 19 Fuller Track Phase II Loan Order
- COMM189 09 09 19 CPC Revised Recommendation for FY2020 Appropriations
- ODNC063 09 29 2020 Bond and Transfer Limit
- ORDR216 10 13 2020 Supplemental Budget Charter Sec. 2-4 42K
- COMM284 01 27 2021 Ltr. from Susanne Gallagher

### Education

#### *In Committee:*

- COMM240\_04\_27\_2020 Memo re: SOI Submission Info
- COMM273\_10\_13\_2020 Ltr of Non-Support from Mayor on Acts of 1987
- COMM293\_02\_08\_2021 Ltr. From Jane Snow

### General Government

#### *In Committee:*

- COMM289\_02\_08\_2021 Newburyport Litigation Status Report for February, 2021 (CONFIDENTIAL) COTW

### License & Permits

#### *In Committee:*

- ODNC047\_1\_27\_20 General Ordinance - Short Term Rental Units Rules
- COMM229\_02\_24\_2020 Ltr re: Implementation of Short-Term Rental Ordinance
- ODNC067\_1\_27\_2021 License to Occupy Outdoor Property Ch. 12-1
- APPL021\_02\_22\_2021 Newburyport Sunoco 2<sup>nd</sup> Hand MV License

### Neighborhoods & City Services

#### *In Committee:*

- COMM234\_03\_30\_2020 Ltr from Newburyport Livable Streets March 11, 2020
- COMM285\_01\_27\_2021 Memorandum from Councillor Christine Wallace
- COMM299\_02\_08\_2021 LATE FILE Phillips Dr. Neighborhood Committee Ltr.

### Planning & Development

#### *In Committee:*

- COMM215\_01\_13\_2020 Ltr re: Colby Farm Open Space Beautification

- ODNC046\_01\_27\_20 Zoning Amendment - Short Term Rental Units Definition
- COMM231\_03\_09\_2020 Ltr re: Short-Term Rental Ordinance
- ORDR196\_07\_13\_2020 Open Space and Recreation Plan 2020 (COTW)
- ORDR229\_12\_14\_2020 Disposition and Funding for Rehabilitation former Brown School COTW
- ODNC068\_01\_27\_2021 Late File Zoning Amend Sec VI-C re: the # of residential structures per lot
- APPT231\_02\_08\_2021 \*Walter 43 Lime ZBA 03/31/2026  
Chagnon Street
- COMM297\_02\_08\_2021 Land Vest Appraisal Property Off Middle St, W.Newbury & Nbpt
- ORDR238\_02\_8\_2021 Conservation Restriction and Easements, ECGB
- COMM305\_02\_22\_2021 Artichoke River Memo and Aerial Photo
- ODNC069\_02\_22\_2021 Chapter 6.5 Barrier Beach Development definitions
- COMM303\_02\_22\_2021 Ltr from Craig Douglas

## Public Safety

### *In Committee:*

- COMM216\_01\_13\_2020 Ltr re: Ban the Use of Glyphosate
- COMM243\_05\_11\_2020 Ltr from Jane Rascal re: NMMCD
- APPT165\_04\_13\_2020 Dr. Robin Blair 18 Market St. Board of Health 4/30/2023
- ORDR200\_07\_30\_2020 List of Crosswalks Amended
- COMM282\_01\_27\_2021 Ltr from Jim McCarthy re: Sign Proposal
- COMM283\_01\_27\_2021 Ltr from Jim McCarthy-speed limit

## Public Utilities

### *In Committee:*

- ORDR230\_01\_11\_2021 Water and Sewer fees
- COMM290\_02\_08\_2021 Falmouth Broadband Feasibility Study (full text in Clerk's office)
- COMM295\_02\_08\_2021 Best Best & Krieger Small Cells Order Annual Meeting
- COMM296\_02\_08\_2021 Natoa FCC Small Wireless Facilities Rules Compliance Guide
- COMM292\_02\_08\_2021 Memo - Electricity Aggregation Program

## Rules

### *In Committee:*

- COMM220\_01\_27\_2020 Proposed City Council Rule 9F
- ORDR170\_02\_24\_2020 Amendment Council Rules 2020 (COTW)
- ORDR171\_02\_24\_2020 Amendment to Rule 17B (COTW)
- ORDR239\_02\_8\_2021 Council Rule 7 and 10B

## 15. GOOD OF THE ORDER

## 16. ADJOURNMENT