

CITY COUNCIL MEETING AGENDA - VERSION 1
CITY COUNCIL CHAMBERS
FEBRUARY 10, 2020

7:30PM

(Sound Check)

- 1. MOMENT OF SILENCE**
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 4. LATE FILE ITEMS**
- 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

- January 27, 2020

(Approve)

8. TRANSFERS

- NONE

9. COMMUNICATIONS

- NONE

10. APPOINTMENTS

		First Reading			
• APPT144_02_10_2020	Kristen Farrell	28 Spofford St	Disabilities Comm	2/10/2023	
• APPT145_02_10_2020	Mukhayo Portmann	146 High St	Human Rights Comm	2/10/2023	
• APPT146_02_10_2020	Ken Swanton	10 Tremont St	ZBA	2/10/2021	

ALL ITEMS NOTED BELOW ARE REMOVED FROM THEIR RESPECTIVE COMMITTEES WITH THE MOTION TO APPROVE THE CONSENT AGENDA:

Budget & Finance

- TRAN067_01_27_2020 Legal Settlements \$11K to Fence Repairs \$11K
- COMM222_01_27_2020 FY 2020 Mid-Year Budget Report

Public Safety

- COMM198_10_28_19 Ltr re: Middle Street Parking/Curb Cuts
- COMM218_01_13_2020 Town & Country Half Marathon - 6/14/2020
- COMM223_01_27_2020 Newburyport Spring Half Marathon - 4/26/2020
- COMM224_01_27_2020 North Shore Tour de Cure - 5/17/2020
- COMM225_01_27_2020 1st Lt. Derek Hines Flag Day 5K - 6/13/2020
- APPT140_01_13_2020 Dr. Robert E. Slocum 38 Jefferson St Board of Health 1/13/2023

Public Utilities

- COMM206_11_25_19 Pole Hearing - Bayberry Road
- ORDR165_01_13_2020 Greener Group, LLC - Licensed Contractor

END OF CONSENT AGENDA REGULAR AGENDA

11. MAYOR'S UPDATE

12. COMMUNICATIONS

- COMM227_02_10_2020 Update and Request from Waste Stream Task Force

13. APPOINTMENTS

Second Reading

- APPT141_01_27_2020 Jean Costello 522 Merrimac St Human Rights Comm 1/1/2023

14. ORDERS

- ORDR166_02_10_2020 Amendment to 2-Hour Zone - Harris Street
- ORDR167_02_10_2020 Harbormaster Fees

15. ORDINANCES

- ODNC048_02_10_2020 Newburyport Historical Commission

16. COMMITTEE ITEMS

NOTE: UNDERLINED COMMITTEE ITEMS WILL BE CONSIDERED AT THIS MEETING

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
- TRAN067_01_27_2020 Legal Settlements \$11K to Fence Repairs \$11K
- COMM222_01_27_2020 FY 2020 Mid-Year Budget Report
- TRAN068_01_27_2020 Free Cash 50K to Fire Station #2 Design/Feasibility Study
- COMM226_01_27_2020 Ltr from Jim McCarthy – Financial Inquiry

Education

In Committee:

-

General Government

In Committee:

- APPT143_01_27_2020 (COTW) KP Law 101 Arch St, Boston Legal 2/1/2021

License & Permits

In Committee:

- ODNC047_1_27_20 General Ordinance - Short Term Rental Units Rules

Neighborhoods & City Services

In Committee:

- COMM194_10_15_19 Ltr from Newburyport Livable Streets
- COMM197_10_28_19 Ltr re: Phillips Drive Neighborhood Drainage (COTW)

Planning & Development

In Committee:

- COMM214_01_13_2020 Ltr from Central Cong Church re: CPA Funding, Historic Pres
- COMM215_01_13_2020 Ltr re: Colby Farm Open Space Beautification
- ODNC046_1_27_20 Zoning Amendment - Short Term Rental Units Definition
- APPT142_01_27_2020 Matthew D. Pieniazek 39 Marlboro St Waterfront Trust 1/1/2025

Public Safety

In Committee:

- **COMM198 10 28 19 Ltr re: Middle Street Parking/Curb Cuts**
- COMM216_01_13_2020 Ltr re: Ban the Use of Glyphosate
- **COMM218 01 13 2020 Town & Country Half Marathon - 6/14/2020**
- COMM221_01_27_2020 Letter re: Sign at 43 Pine Hill Road
- **COMM223 01 27 2020 Newburyport Spring Half Marathon - 4/26/2020**
- **COMM224 01 27 2020 North Shore Tour de Cure - 5/17/2020**
- **COMM225 01 27 2020 1st Lt. Derek Hines Flag Day 5K - 6/13/2020**
- **APPT140 01 13 2020 Dr. Robert E. Slocum 38 Jefferson St Board of Health 1/13/2023**

Public Utilities

In Committee:

- **COMM206 11 25 19 Pole Hearing - Bayberry Road**
- **ORDR165 01 13 2020 Greener Group, LLC - Licensed Contractor**

Rules

In Committee:

- COMM220_01_27_2020 Proposed City Council Rule 9F

17. GOOD OF THE ORDER

18. ADJOURNMENT

CONSENT AGENDA

CITY COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS
JANUARY 27, 2020

7:30PM

The City Council President, Jared Eigerman, called the meeting to order at 7:30pm, followed by the Pledge of Allegiance. A moment of silence was held to remember the 75th anniversary of the liberation of Auschwitz. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Khan, Lane, McCauley, Shand, Tontar, Vogel, Wallace, Zeid, Connell, Devlin, Eigerman. 11 present.

(Sound Check)

1. MOMENT OF SILENCE

2. PLEDGE OF ALLEGIANCE

3. CALL TO ORDER

4. LATE FILE ITEMS – COMM226_01_27_2020 with Attachment A

Motion to waive the rules, to allow late files, by Councillor Zeid, seconded by Councillor Connell. So voted.

5. PUBLIC COMMENT

1. Jean Costello	522 Merrimac St	HRC Appt
2. Chris Bernier	14 Skyview, Ridge, NH	Marathon
3. Jane Snow	9 Coffin St	General

6. MAYOR'S COMMENT

The Mayor gave an update pursuant to her written communication.

CONSENT AGENDA

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7. APPROVAL OF MINUTES

- January 13, 2020 (Approve)

8. TRANSFERS

- TRAN067_01_27_2020 Legal Settlements \$11K to Fence Repairs \$11K (B&F)

9. COMMUNICATIONS

- COMM220_01_27_2020 Proposed City Council Rule 9F (Rules)
- COMM221_01_27_2020 Letter Re Sign, 43 Pine Hill Rd (PS)
- COMM222_01_27_2020 FY 2020 Mid-Year Budget Report (B&F)
- COMM223_01_27_2020 Newburyport Spring Half Marathon, 4/26/2020 (PS)
- COMM224_01_27_2020 North Shore Tour de Cure, 5/17/20 (PS)
- COMM225_01_27_2020 1st Lt. Derek Hines Flag Day 5K, 6/13/20 (PS)

10. APPOINTMENT

First Reading

- APPT141_01_27_2020 Jean Costello 522 Merrimac St Human Rights Comm 1/1/2023

To be Referred to Planning & Development

- APPT142_01_27_2020 Matthew D. Pieniazek 39 Marlboro St Waterfront Trust 1/1/2025

To be Referred to General Government & COTW

- APPT143_01_27_2020 KP Law 101 Arch St, Boston Legal 2/1/2021

ALL ITEMS NOTED BELOW ARE REMOVED FROM THEIR RESPECTIVE COMMITTEES WITH THE MOTION TO APPROVE THE CONSENT AGENDA:

Budget & Finance

- TRAN066_01_13_2020 NHS Exterior Woodwork Phase III \$110,903, CIP Nock/Molin Parking Lot \$8,997.87 to CIP Sidewalk Repairs \$119,900.87
- ORDR164_01_13_2020 Connors Scholarship Gift Acceptance \$5,000
- APPT138_01_13_2020 Ethan Manning 31 Howard St Dir of Finance 2/1/2023

Neighborhoods & City Services

COMM194_10_15_19 Ltr from Newburyport Livable Streets

- COMM196_10_15_19 Ltr re: Road and Sidewalk Work on Merrimac and High Streets (COTW)
- COMM197_10_28_19 Ltr re: Phillips Drive Neighborhood Drainage (COTW)
- COMM219_01_13_2020 Snow & Ice Plan 2019-2020
- APPT139_01_13_2020 Anthony Furnari 10 Olsen Rd, Peabody Dir of Public Works 2/1/2023

License & Permits

- COMM217_01_13_2020 2020 Class II Vehicle License - State Automotive Repair LLC

END OF CONSENT AGENDA

REGULAR AGENDA

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

11. MAYOR'S UPDATE

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

12. TRANSFERS

- TRAN068_01_27_2020 Free Cash 50K to Fire Station #2 Design/Feasibility Study
Motion to refer to Budget & Finance by Councillor Tontar, seconded by Councillor Connell. So voted.
Councillor Tontar is sponsor.

13. COMMUNICATIONS

- COMM226_01_27_2020 LATE FILE Ltr from Jim McCarthy - Financial Inquiry
Motion to refer to Planning & Development by Councillor Lane, seconded by Councillor Zeid.
Withdrawn. Motion to refer to Budget & Finance by Councillor Lane, seconded by Councillor Khan. So voted.

14. APPOINTMENTS

Second Reading

- APPT132_01_13_2020 George Sass, Jr. 37 Jefferson St Harbor Commission (Alt) 1/13/2022
- APPT133_01_13_2020 Janet Morris 288 Merrimac St Tree Commission 1/13/2023

Re-Appointments

- APPT134_01_13_2020 Karen B. Wiener 7 Lincoln St Aff Hsng Trst 11/30/2022
- APPT135_01_13_2020 Paul Cardaci 135 Beach Rd C5, Slsbry Constable, City 12/1/2022
- APPT136_01_13_2020 Gary Gorski 18 Magnolia St Lib Brd of Dir 1/1/2027

Motion to approve Second Reading Appointments by Councillor Zeid, seconded by Councillor Devlin. Roll call vote, 11 yes. Motion passed.

15. ORDERS

-

16. ORDINANCES

- ODNC046_1_27_20 Zoning Amendment - Short Term Rental Units Definition
Motion to refer to Planning & Development by Councillor McCauley, seconded by Councillor Shand. So voted.
- ODNC047_1_27_20 General Ordinance - Short Term Rental Units Rules
Motion to refer to License & Permit by Councillor Devlin, seconded by Councillor Zeid. So voted.

17. COMMITTEE ITEMS

NOTE: UNDERLINED COMMITTEE ITEMS WILL BE CONSIDERED AT THIS MEETING

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
- TRAN066_01_13_2020 NHS Exterior Woodwork Phase III \$110,903, CIP Nock/Molin Parking Lot \$8,997.87 to CIP Sidewalk Repairs \$119,900.87
Motion to receive and file (comm vote 3-0) by Councillor Tontar, seconded by Councillor Khan. So voted.
- ORDR164_01_13_2020 Connors Scholarship Gift Acceptance \$5,000
Motion to approve by Councillor Tontar, seconded by Councillor Khan. So voted.
- APPT138_01_13_2020 Ethan Manning 31 Howard St Dir of Finance 2/1/2023

Motion to approve (comm vote 3-0) by Councillor Tontar, seconded by Councillor Khan. Roll call vote, 11 yes. Motion passed.

Education

Councillor Khan announced an Education Committee meeting on Monday, February 3rd at 5:30pm at the Senior/Community Center.

In Committee:

-

General Government

Council President Eigerman discussed setting a meeting with KP Law on Wednesday, February 12th at 6:00pm, pending scheduling.

In Committee:

-

License & Permits

In Committee:

- COMM217_01_13_2020 2020 Class II Vehicle License - State Automotive Repair LLC
Motion to approve (comm vote 3-0) by Councillor Devlin, seconded by Councillor Khan. So voted.

Neighborhoods & City Services

In Committee:

- COMM194_10_15_19 Ltr from Newburyport Livable Streets
Motion to recommit by Councillor Connell, seconded by Councillor Devlin. So voted.
- COMM196_10_15_19 Ltr re: Road and Sidewalk Work on Merrimac and High Streets (COTW)
Motion to receive and file by Councillor Connell, seconded by Councillor Devlin. So voted.
- COMM197_10_28_19 Ltr re: Phillips Drive Neighborhood Drainage (COTW)
Motion to receive and file (comm vote 3-0) by Councillor Connell, seconded by Councillor Tontar. Withdrawn. Motion to recommit by Councillor Connell, seconded by Councillor Zeid. So voted.
- COMM219_01_13_2020 Snow & Ice Plan 2019-2020
Motion to receive and file (comm vote 3-0) by Councillor Connell, seconded by Councillor Zeid. So voted. Motion to amend by Councillor Khan, insert on Page 3 a flat rate at the Titcomb Street Garage. Withdrawn. Motion by Councillor Khan to direct the Clerk to write a letter with the recommendation to modify the 2019-2020 Snow & Ice Plan to include information about the Titcomb Street Parking Garage being available at a flat rate during snow emergencies. Withdrawn.
- APPT139_01_13_2020 Anthony Furnari 10 Olsen Rd, Peabody Dir of Public Works 2/1/2023
Motion to approve (comm vote 3-0) by Councillor Connell, seconded by Councillor Lane. Roll call vote, 11 yes. Motion passed.

Planning & Development

In Committee:

- COMM214_01_13_2020 Ltr from Central Cong Church re: CPA Funding, Historic Pres
- COMM215_01_13_2020 Ltr re: Colby Farm Open Space Beautification

Public Safety

In Committee:

- COMM198_10_28_19 Ltr re: Middle Street Parking/Curb Cuts
- COMM216_01_13_2020 Ltr re: Ban the Use of Glyphosate
- COMM218_01_13_2020 Town & Country Half Marathon - 6/14/2020
- APPT140_01_13_2020 Dr. Robert E. Slocum 38 Jefferson St Board of Health 1/13/2023

Public Utilities

Councillor Zeid announced a meeting regarding Bayberry Road for Wednesday, January 29th at 6:30pm.

In Committee:

- COMM206_11_25_19 Pole Hearing - Bayberry Road
- ORDR165_01_13_2020 Greener Group, LLC - Licensed Contractor

Rules

Councillor Vogel asked the councillors to send him their amendments to the Rules.

In Committee:

18. GOOD OF THE ORDER

Councillor Tontar announced Charter Review Committee public hearings on February 5th and February 26th. Council President Eigerman relinquished the chair to Councillor Connell for discussion of the special permit for Anna Jaques Hospital. Councillor Eigerman and Councillor Khan recused. Councillor Connell set a meeting for March 3rd at 7:00pm. Motion to adopt the rules of the Planning Board by Councillor Vogel, seconded by Councillor Shand. Withdrawn.

19. ADJOURNMENT

Motion to adjourn by Councillor Tontar, seconded by Councillor Vogel. So voted. 8:33pm.

**APPOINTMENTS
FIRST READING**



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

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

To: President and Members of the
City Council
From: Donna D. Holaday, Mayor
Date: February 3, 2020
Subject: Appointment

I hereby re-appoint, subject to your approval the following named individual as a member of the Commission on Disabilities. This term will expire on February 10, 2023.

Kristen Farrell
28 Spofford Street
Newburyport, MA 01950

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2020 JAN 28 PM 1:09

Donna Musumeci

From: Kristen Farrell <km.farrell@outlook.com>
Sent: Friday, January 24, 2020 9:22 AM
To: Donna Musumeci
Cc: Jennie Donahue
Subject: [Ext]Commission on Disabilities re-appointment
Attachments: Kristen M. Farrell, Resume (January 2020).pdf

external e-mail use caution opening

Dear Mayor Holaday, City Council Members, and City of Newburyport staff,

Please accept this copy of my resume, which serves as my request to be re-appointed to the Newburyport Commission on Disabilities for an additional term.

Newburyport is a wonderful City and has successfully achieved much to be proud of in the way of inclusion and accessibility for all of its citizens. However, there is still lots of exciting and positive work to be done. It would be my honor and privilege to continue to be a part of that, continuing to serve as a member of the NCOD and working collaboratively with you and all City Staff.

Thank you for your consideration.

Best regards,
Kristen M. Farrell

Kristen M. Farrell, CI/CT
American Sign Language Interpreter
Newburyport Commission on Disabilities – Secretary
Cure SMA New England Vice President
Cure SMA 5K Race Director
978.423.2900
km.farrell@outlook.com

Kristen M. Farrell

28 Spofford Street, Newburyport MA 01950
Email: km.farrell@outlook.com
Phone: 978.423.2900

Credentials:

RID Certified: Interpreter (CI): National Registry of Interpreters for the Deaf. April 28, 2005

RID Certified: Transliterater (CT): National Registry of Interpreters for the Deaf. November 1, 2004

MCDHH Approved – Statewide Contract Agreement: Massachusetts Commission for the Deaf and Hard of Hearing, Boston, MA. Contract valid: February 7, 2003 to present.

NH State Licensed: Department of Education, Division of Adult Learning and Rehabilitation, Office of the Deaf and Hard of Hearing, Concord, NH. License valid: June 8, 2002 to present.

Professional Associations:

Certified Member, National Registry of Interpreters for the Deaf
Member, International Medical Interpreters Association
Member, Massachusetts Registry of Interpreters for the Deaf

Education:

Deaf Studies, Sign Language Interpreter Certificate Program: Northern Essex Community College, Haverhill, MA. Degree Received: May, 2002.

Bachelor of Science, Animal and Biological Sciences, 1995: University of Vermont, Burlington VT.

- Concentrated in genetics and dairy science.

Professional Experience:

Community Interpreter, various locations in the Southern New England area, July 2002 to Present.

- Serving as a freelance American Sign Language Interpreter, throughout the Deaf and Deaf-Blind Communities, specializing in the medical field.
- Providing interpreter services to multiple agencies, businesses, corporations, and entities throughout Southern New England.

Honors and Activities:

Newburyport Commission on Disabilities: Appointed by the Mayor of Newburyport, January 2014 to Present.

- Serving as Commission Secretary/Treasurer since April 2014.
- Serving the City of Newburyport and its residents and visitors, to promote accessibility within all aspects of the City.

Cure SMA: Elk Grove Village, IL.

- New England Chapter Vice President, November 2014 to Present.
- Cure SMA 5K Race Director, 2016 to Present. Grew a grassroots fundraising 5K to over 250 participants per year, fundraising over \$100,000 to date.

University of Pennsylvania School of Medicine, Orphan Disease Center: Spinal Muscular Atrophy Patient Advisory Board: Philadelphia, PA.

- Serving in an advisory role January 2018 to January 2019.

References:

Available upon request



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

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

To: President and Members of the
City Council

From: Donna D. Holaday, Mayor

Date: January 31, 2020

Subject: Appointment

I hereby appoint, subject to your approval the following named individual as a member of the Human Rights Commission. This term will expire on February 10, 2023.

Mukhayo Portmann
146 High Street
Newburyport, MA 01950

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2020 JAN 28 PM 1:09

MUKHAYO PORTMANN
mukhayo.portmann@gmail.com
Tel: 978 912 4971
U.S. Citizen

Civil society specialist with more than 20 years of experience of implementing programs in Central Asia and the Middle East to strengthen civil society, support independent journalism and advance human rights; managing social development programs and leading diverse teams in complex political environments, designing training and grant programs for local partners.

2012 fellow at Stanford University, Center for Democracy, Development and the Rule of Law.

EMPLOYMENT

Freedom House

08/2014-02/2015

Eurasia Program Officer

03/2013-06/2013

- Conducted analysis of country policies and international political trends affecting democracy, human rights, civil society and independent media.
- Managed largest portfolio of emergency assistance cases to support at-risk human rights defenders and civil society organizations and address violations of human rights, crackdowns on civil society and attacks on media.
- Built network of investigative journalists, human rights defenders and civil society leaders to quickly identify needs for emergency assistance and ensure prudent vetting in countries with limited access to information.

Office of Transition Initiatives/USAID

07/2011-05/2012

International Resource Group

Program Manager

- Integrated mobile technology into conflict mitigation and good governance grant programs to increase citizens' access to reliable information and to promote stability, peace and democracy.
- Facilitated discussions with stakeholders from state, business and civil society to conceptualize, develop and pilot the usage of the mobile platform in community reconciliation and democracy building initiatives.
- Provided consultations to grant recipients on usage of the mobile technology as a quick impact tool to promote informed debate and broaden public participation.
- Coordinated legal assessment before the launch of the program.
- Oversaw performance of the USA-based contractor.

Mercy Corps, West Bank and Gaza**10/2010-03/2011****Program Manager** (short-term assignment to close out programs)

- Managed implementation of complex portfolio of three grant programs: youth advocacy program, program for people with disabilities, and children's food security program.
- Reviewed and approved proposals from civil society organizations, approved budgets for grant proposals, ensured compliance with U.S. grant policies and procedures.
- Represented Mercy Corps in policy discussions with UN, international organizations and local universities and civil society organizations.
- Managed the administrative and financial aspects of the closeout process.

Institute for War and Peace Reporting, Iraq**01/2010-09/2010****Program Manager**

- Managed implementation of DRL-funded capacity building program for women-journalists in Iraq.
- Oversaw development of 40 media products, including investigative journalism articles, documentary, and radio programs; these media products were aimed at building public awareness about critical issues and holding governments accountable and responsive to citizens needs and interests.
- Reviewed finances and managed the closeout procedures of the program, to ensure that IWPR complied with State Department regulations on grant programs.
- Served as the principal liaison with donors and key stakeholders to develop and maintain effective partnership.
- Ensured that project activities are implemented on schedule and within budget.

Chief of Party**12/2008-12/2009****Mercy Corps, Iraq**

- Provided strategic and technical leadership to the diverse team and complex program which was aimed at building capacity of civil society organizations to empower women in peace-building and community reconciliation. Project utilized innovative mobile technology and social media to connect women leaders across religious, political and ethnical divides.
- Oversaw program budgeting, financial management and compliance.
- Served as the principal liaison with DRL as well as with the key stakeholders and 30 civil society partners.
- Together with M&E Director and RFO designed second stage of the program and secured funding for its implementation.

American Bar Association/Rule of Law**08/2003-12/2008****Institutional Building Advisor**

- Provided capacity building services to local bar associations and human rights organizations in Kyrgyzstan, Uzbekistan, Tajikistan, Azerbaijan, and Georgia.
- Managed organizational development and advocacy components of the Citizens Rights Advocacy Network, which united 30 human rights civil society organizations.

- Planned, facilitated and implemented training for civil society organizations to better advocate for citizens' rights and hold governments accountable and responsive to citizens needs and interests.
- Advised ABA/ROLI offices and local human rights organizations on effective proposal writing, program implementation and evaluation.
- Worked with ABA/ROLI HQ and country offices to evaluate the program and write proposal to secure funding for second phase of the CRAN program.

Peace Corps, Kyrgyzstan

08/2002-01/2003

Associate Director of Pre-Service Training

- Managed Pre-Service Training development for 65 Peace Corps volunteers.
- Coordinated programs and operations.
- Supervised 13 staff members.
- Oversaw mid-term and final evaluation of performance of 65 Peace Corps trainees.

Eurasia Foundation, Kyrgyzstan

10/2001-06/2002

Ferghana Valley Initiatives Program Coordinator

- Launched the program by developing grant announcements for civil society and media organizations in Tajikistan, Uzbekistan and Kyrgyzstan; the program aimed to build cross-border initiatives among independent media and civil society organizations.
- Reviewed grant proposals, oversaw award procedures and monitored projects activities for awarded grants.

Focal Point for International Year of Volunteers

03/2000-09/2001

United Nations Volunteer Program, Kyrgyzstan

- Represented United Nations in communications with government agencies, international donors and local stakeholders.
- Promoted volunteering concept and culture of philanthropy in regional discussions and public fora with state officials, universities and civil society organizations.
- Developed volunteer programs in collaboration with local universities, civil society organizations and international donors.

Coordinator of Women's Microcredit Program

05/1998-03/2000

Mercy Corps

- Developed and launched microfinance program, hired and trained staff.
- Managed 11 regional offices and budget of USD \$4 million.
- Managed development and implementation of new loan products.
- Monitored grant and microfinance projects of partner-NGOs.

**Community Development Specialist
United Nations Development Program**

05/1997 -05/1998

- Managed small grant program for local NGOs
- Reviewed grant proposals and selected grant recipients.
- Monitored projects of grantees.

Non-Paid Experience:

Board member of the Jeanne Geiger Crisis Center, which was a recipient of Champions of Change Award in 2011.

EDUCATION

**Stanford University, Palo Alto, US
Fellowship on Democracy, Development and the Rule of Law**

July 2012

**Academy of Management
NGO Management, MA**

May 2008

Languages

Uzbek, Russian – native

English, Kyrgyz - fluent



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

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

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Subject: Appointment
Date: January 31, 2020

I hereby appoint, subject to your confirmation, the following named individual as an alternate member of the Zoning Board of Appeals. This term will expire on February 10,2021.

Ken Swanton
10 Tremont Street
Newburyport, MA 01950

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2020 JAN 28 PM 1:09

Municipal Volunteer Resume

Ken Swanton

10 Tremont St. Newburyport
978-502-7899
swantonk@gmail.com

Objective: Appointment as Associate Member of the Newburyport Zoning Board of Appeals

Municipal Volunteer Experience

I have enjoyed volunteering in municipal roles while living in two similar adjacent communities, where I emphasized consensus building, as all major things were always accomplished by teams.

Town of Harvard, MA 2010-2018

- **Board of Selectman**, four years, one as chair, twice elected. Learned a lot about municipal finance and organizations and balancing budgets. Worked closely on several municipal building projects including town hall, senior center and school.
- **Historical Commission**, four years, three as chair - balanced preservation and being reasonable.

Town of Bolton MA 1982-2009

The booming industry on Route 495 greatly impacted this quiet semi-rural (like Newbury) town

- **Planning Board**, six years, twice as chair - led the crafting of much of the town's zoning bylaws
 - **School Committee**, three years, one as chair - enhanced funding for teachers
 - **Conservation Trust**, ten years, two as chair - led the permanent preservation of six large farms
 - **Master Plan Steering Committee**, two years, both as chair - led first plan update in 25 years
 - **Conservation Commission**, three years
-

Professional Experience

Now retired from a long career in the high tech industry.

- **Broadcast Pix**, 12 years, all as CEO, founder. Invented, manufactured and sold computerized live video production systems. Still serve on its Board of Directors.
- **ECHOLab**, 4 years, all as CEO. Innovative manufacturer of live video production equipment
- **Digital Equipment Corporation**, 17 years. Held senior positions in marketing, finance and planning, including Vice President, of this very large computer company.

Education

- **Harvard University** MBA 1975
- **MIT** BS 1973

January 15, 2020

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

COMMUNICATIONS

MEMORANDUM

TO: CITY COUNCIL PRESIDENT JARED EIGERMAN
CC: CITY COUNCIL
MAYOR DONNA HOLADAY
FROM: MOLLY M. ETTENBOROUGH
DATE: FEBRUARY 3, 2020
RE: UPDATE AND REQUEST FROM WASTE STREAM TASK FORCE

The purpose of this memo is to provide you with a brief update on efforts by the Waste Stream Task Force (WSTF) that were presented to the City Council in February 2019 and to also request from councillors any questions or issues that you would like the task force to address so we can move forward in a transparent and beneficial manner.

The WSTF was formed in the Spring of 2018, at the request of the Mayor, by the Recycling and Energy Office. Our objective was to explore alternatives to address market changes in solid waste and recycling and make recommendations based on our findings. Task Force Members include City Councilors; Barry Connell and Afroz Khan. Additional members include residents from various sectors of the community, as well as, local and regional waste and recycling experts including the DEP's District Coordinator, Sharon Byrne Kishida.

The WSTF provided a series of recommendations that resulted in *Draft Ordinance 35* dated May 28, 2019. Since the ordinance did not move forward from the last term, we are convening monthly to review findings and address questions raised during the public process and hearing last July. While that process provided an opportunity for the public, we believe we have not had a chance to hear from the City Council themselves including any of the new council members.

We are requesting that the City Council forward any questions or concerns they have about waste reduction in Newburyport to us as we convene over the next few months. This will help us in evaluating what are the best options for our city given the continued turmoil and uncertainties in the waste and recycling markets. If you do have any thoughts or questions, please send them to me at mettenborough@cityofnewburyport.com by March 9.

Thank you and we look forward to hearing from you.

**APPOINTMENTS
SECOND READING**

SECOND READING APPOINTMENTS

- APPT141_01_27_2020 Jean Costello 522 Merrimac St Human Rights Comm 1/1/2023

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

ORDERS

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date: February 10, 2020

Amended as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

THAT pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1 and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves as follows:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-180(g)(2)	Resident Parking Zones, <i>Zone 2</i>

Amend existing Section as follows, with deletions ~~double-stricken through in bold~~, and additions double-underlined in bold:

(g) Designation of two-hour residential parking permit zones.

...

(2) *Zone 2*: Includes the following streets between High Street, State Street, the Merrimack River, and Winter Street,:

<u>Street</u>	<u>Extent</u>
---------------	---------------

...

Harris	From Green Street to State Street, both sides <u>northeasterly side only</u>
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...

Councillor Joseph H. Devlin

Councillor Jared J. Eigerman

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

February 10, 2020

THAT the City Council of the City of Newburyport hereby amends the following rates and fees for the Harbormaster Department:

Central Waterfront Docks

Transient Rate (3 Hour Increments)

Under 20 ft LOA	\$10 flat fee
21 to 40 ft LOA	\$20 flat fee
41 to 60 ft LOA	\$30 flat fee
*Over 60 ft pays day rate	

Weekends, Holidays
and Special Event

\$10 flat fee
\$20 flat fee
\$30 flat fee

Day Rate Per Foot

Under 50 ft LOA	\$3 per foot
51 to 100 ft LOA	\$4 per foot
Over 101 ft LOA	\$5 per foot

Weekends, Holidays
and Special Event

\$4 per foot
\$5 per foot
\$6 per foot

Dinghy up to 12 ft (up to 3 hrs)	\$5 flat fee
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\$10 flat fee

Dinghy up to 12 ft with Newburyport Waterways Permit (up to 3 hrs)	No charge
--	-----------

No charge

Mooring (overnight only)

All boats	<u>Weekday, Weekends, Holiday and Special Event</u> \$50 flat fee
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Annual Permits

Waterways Permit	\$5 per foot	(increase from \$4 per foot)
Moorings	\$4 per foot	(increase from \$3 per foot)
Dinghy Dock	\$250	(increase from \$225)

Commercial Fish Pier* \$1,700 (increase from \$1,200)
**Includes use of hoist/parking*

<u>Plum Island Parking Lot</u>	<u>Weekday</u>	<u>Weekends, Holidays and Special Event</u>
Newburyport Resident	\$12	\$15
Non-Resident	\$15	\$20

Councillor Charles F. Tontar

Andrew B. Casson, Chairman

Justin Dutcher

Robert Dow

Chris Kealey

James Knapp

Jay Lesynski

Ron Thurlow

Adam Armstrong

Paul Hogg, Harbormaster



CITY OF NEWBURYPORT

HARBOR COMMISSION

February 3, 2020

To Newburyport City Council,

This past season the Harbormaster Department implemented the Dockwa marina management software system to allow boaters to reserve and pay for dock space on the central waterfront. This system was highly successful and because of the Harbormaster and his teams hard work, the City of Newburyport has a five (5) star rating. In working with Dockwa, which has over 800 marinas around the country using their software, it became evident that our current fee structure is overly complicated and our rates are well below market in surrounding waterways for the level of services that we offer. The current rates were implemented in July of 2015.

The Harbor Commission monitors the Harbormasters enterprise fund revenue closely compared with ongoing expenses. Despite diligent fiscal management on the part of the Harbormaster, with the increases in payroll for lifeguards and other staff, boat maintenance, and bond payments for the docks and transient boater facility the City has realized a deficit of \$30k in the most recent fiscal year within The Harbormaster Enterprise Fund. Payroll expenses are the largest part (43%) of the Harbormaster Departments 2019 operating budget, and will continue to increase as minimum wages will be going up in the years to come.

The Harbor Commission is proposing the following rates going forward in an effort to simplify the fee structure, bring the rates more in line with the value The City offers boaters and to provide the necessary income to support the Harbormasters Enterprise Fund.

As a commission, we do not take fee increases lightly. It is also important to highlight that along with this proposed increase to transient boaters visiting our city, we have intentionally created several discounts for residents of Newburyport in this new rate structure. These discounts include free docking of inflatable dinghies at the central waterfront and resident rates at the Plum Island parking lot. Lastly, we have kept the docking fees for commercial fishing vessels well below market value to continue the City's support of this industry.

For reference, under the current fee rates a boat of 30 feet in length is \$60 per night. Under the new structure that same boat would be \$90 per night on a weekday. From our research of surrounding areas, and information from Dockwa this increase still puts Newburyport below the average fee for similar services within the northeast and similar municipal marinas.

ORDINANCES

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

February 10, 2020

AN ORDINANCE CLARIFYING MEMBERSHIP, POWERS AND DUTIES OF THE NEWBURYPORT HISTORICAL COMMISSION

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

Amend existing Division 3 of Article II of Chapter 2 of the Newburyport Code, as follows, with additions double-underlined and italicized, and deletions ~~stricken through~~:

Sec. 2-100. – Powers and Duties.

The city shall have a commission known as the Newburyport Historical Commission, which shall have all the powers and duties of (i) an historical commission as provided in Section 8D of Chapter 40 of the Massachusetts General Laws, as amended, as well as of (ii) a local historic district commission pursuant to Section 4 of Chapter 40C of the Massachusetts General Laws, as amended, to the extent provided in this Code.

Sec. 2-101. – Membership.

The commission shall consist of seven (7) members and two (2) alternate members, all appointed by the mayor and subject to confirmation by the city council. All members and alternate members shall serve without compensation. The mayor shall appoint all members and alternate members of the commission to serve a term of three (3) years each. Each member and alternate member shall continue in office after the expiration date of his or her term until a successor is duly appointed by the mayor and also confirmed by the city council. A vacancy occurring other than by expiration of a term shall be filled for the unexpired term in the same manner as an original appointment.

Sec. 2-102. – Governance.

A. **Election of Officers:** At its first meeting each calendar year, the commission shall nominate and elect a chair and a vice chair, from its own membership, to serve as officers of the commission.

After such public hearing, the commission shall forthwith file notice of the names of the elected officers with the office of the city clerk.

B. **Meeting Schedule:** Meetings of the commission shall be held monthly at the call of the chair, or in such other manner as the commission shall determine in its procedural rules.

C. **Quorum:** Four members of the commission, which is a simple majority of its members, shall constitute a quorum. Any approval, approval with provisos, disapproval, or disapproval with recommendations shall require a positive vote of a quorum.

D. **Alternate Members:** Both alternate members may attend all public meetings of the commission, and may participate in its deliberations. However, unless an alternate member is deemed to be a member of the commission pursuant to this subsection, an alternate member may not make motions or vote regarding any application before the commission. In the case of the absence, inability to act or unwillingness to act because of self-interest on the part of a member of the commission, his or her place shall be taken by an alternate member designated by the chair, in which case such alternate member shall be deemed to be a member of the commission for purposes of that application, including, without limitation, to establish a quorum and for all commission procedures and votes. In the event of a continued hearing on a particular application, the alternate member who was designated as a member previously for such application shall be permitted to continue to be deemed a member regarding such application until its final disposition.

Sec. 2-103. – Demolition Delay.

Pursuant to Article X of Chapter 5, the commission is empowered and mandated to advise the building commissioner with respect to the issuance of permits for demolition.

Sec. 2-104. – Historical Reports to Planning Board and Zoning Board of Appeal.

Pursuant to the Newburyport Zoning Ordinance, the commission shall prepare and submit historical reports to the planning board and the zoning board of appeal with respect to the Downtown Overlay District and the Demolition Control Overlay District.

Sec. 2-105. – Annual Report.

The commission shall encourage the submission of written comments by applicants regarding this chapter, including any procedural rules and guidelines adopted by the commission, as well as the processing and disposition of applications by the commission or its designees. Prior to April 1 of each year, the Director of Planning and Development, or his or her designee, shall prepare and issue a report that provides a summary of written comments by applicants as well as a summary of all applications submitted to, deemed approved, approved, approved with provisos, disapproved, disapproved with recommendations, or otherwise processed by the commission or its designees during the previous calendar year. The Office of Planning and Development shall issue and distribute a copy of such report to the mayor, the president of the city council, the chair of the commission, and the office of the city clerk.

Sec. 2-106. -- Management of Custom House.

The Newburyport Historical Commission is hereby authorized and empowered to any such extent as it may already be authorized and empowered by its enabling statute to acquire in the name of the city, and to manage, control, repair, restore, rehabilitate maintain and operate for public purposes the building situated on Water Street known as the Custom House; and, in its discretion to delegate, by lease to any nonprofit group or organization, upon such terms and conditions as it sees fit for any term of years, the management and control of the building and the appurtenant land.

Sec. 2-107. -- Funding generally.

In order to acquire, manage, control, repair, restore, rehabilitate, maintain, or operate the Custom House, the historical commission may accept funds from any source, and may apply for and accept grants from the state or federal governments or any agency thereof, or from any private person, firm or foundation.

Sec. 2-108. -- Lease for management, operation.

Upon acquisition of the Custom House, the historical commission shall undertake to enter into a lease with any group or organization for such management, control and operation. The commission shall retain as lessor by the written instrument such powers as may be necessary to ensure that if the building is not being properly maintained, or is being used for purposes other than those for which the historical commission may acquire property, it may resume the exercise of dominion over the property to such extent as may be necessary to bring it into conformity with such purposes.

Sec. 2-~~109~~106. - Use of city seal; indebtedness.

The use of the city seal is authorized as may be necessary to effectuate the intent of this division. The historical commission shall neither incur nor purport to incur indebtedness on the city's behalf.

Councillor Barry N. Connell

Councillor Jared J. Eigerman

Councillor Heather L. Shand

COMMITTEE ITEMS

Removal from Committee Form

Instructions: Remit to rjones@cityofnewburyport.com; pbarker@cityofnewburyport.com; cgreen@cityofnewburyport.com by Wednesday, 5 PM preceding Council meeting

Committee Name: Budget and Finance

Committee Chair: Tontar

	Measure Identifier	Measure Title	Amended in Committee? (if yes, attach final version)	Consent Agenda or Regular Agenda?
1.	TRAN067_01_27_2020	Legal Settlements \$11K to Fence Repairs \$11K	No	No
2.	COMM222_01_27_2020	FY2020 Mid-Year Budget Report	No	No
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				
11.				
12.				
13.				

Committee Items-February 10, 2020

Budget & Finance

Budget & Finance *In Committee:*

TRAN067_01_27_2020

Legal Settlements \$11K to Fence Repairs \$11K

COMM222_01_27_2020

FY 2020 Mid-Year Budget Report



City of Newburyport

FY 2020

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

BUDGET TRANSFER REQUEST

2020 JAN 21 PM 3:55

Department: Mayor's Office

Submitted by: Donna D. Holaday, Mayor

Date Submitted: 1/21/2020

Transfer From:

Account Name	Rsv Appr - Legal Settlements	YTD Bal:	\$ 86,823.16
Account Number:	2745-59600	Trans In:	\$ -
Amount:	\$11,000.00	Trans Out:	\$ -
Why are Funds Available:	<i>Proceeds from legal settlements are placed into a receipts reserved for appropriation account to be used for any legal municipal purpose at the recommendation of the Mayor and approval by the City Council. The City received \$40,000 as a result of a zoning violation on Lime Street, which was placed into this fund in FY2017.</i>		

Transfer To:

Account Name	PRK Fence Repairs/Installation	YTD Bal:	\$ -
Account Number:	New Account	Trans In:	\$ -
Amount:	\$11,000.00	Trans Out:	\$ -
Why are Funds Needed:	<i>Multiple sections of fence bordering the Brown School are in need of replacement and/or repair. The first section is comprised of 144' of 6' high cedar board panels; the second section is comprised of 48' of 8' high cedar board panels.</i>		

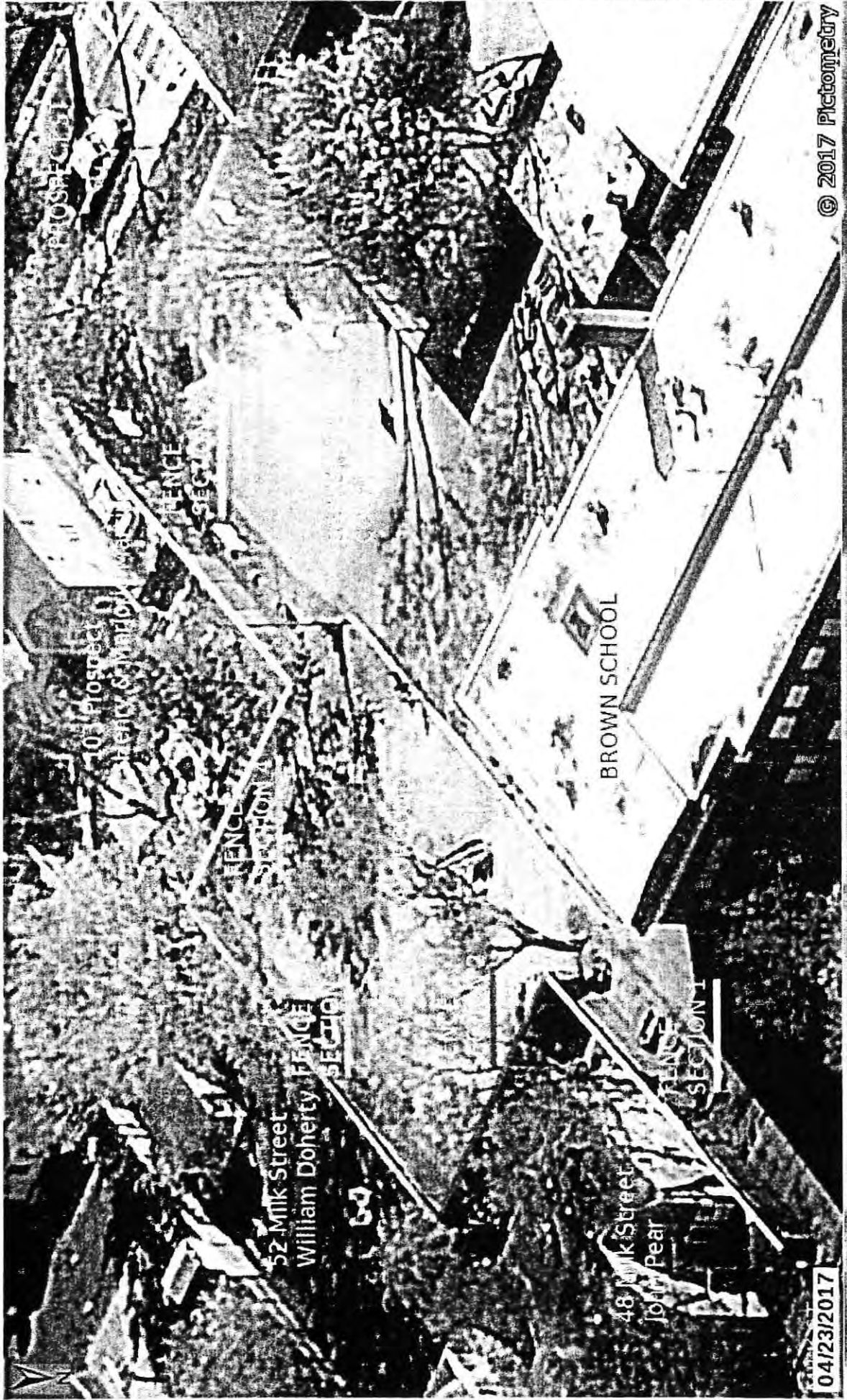
Donna D. Holaday, Mayor
Ethan R. Manning, Auditor
City Council Approval: (Stamp)

Donna D. Holaday
Ethan R. Manning

Date: 1/21/20
Date: 1/21/2020

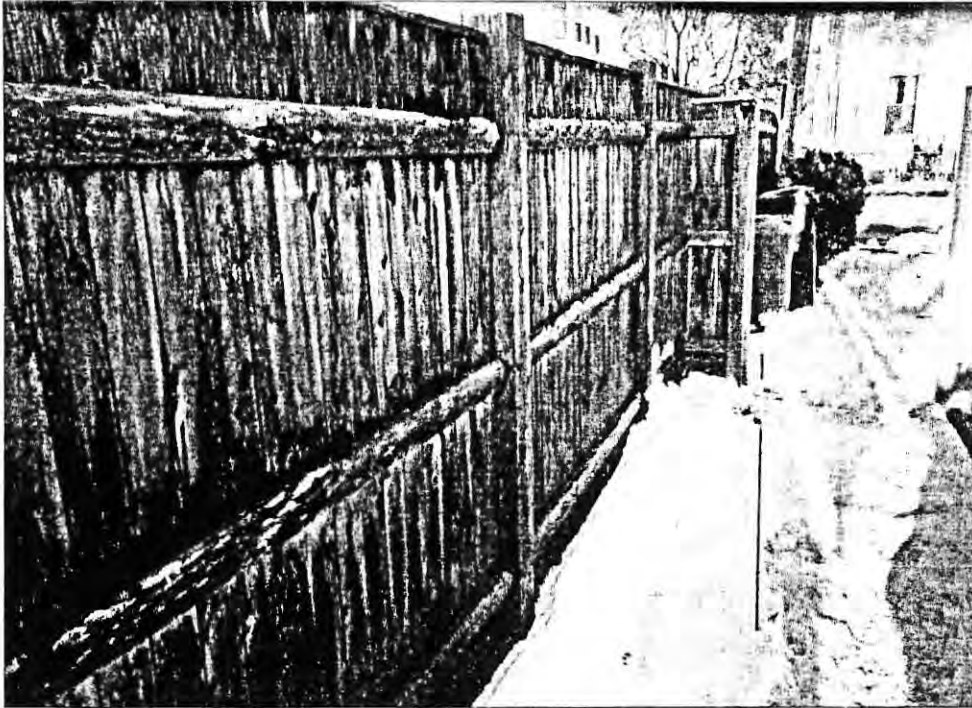
BROWN SCHOOL FENCE KEY

Fence sections indicated below correspond to photos and work descriptions on following pages



FENCE SECTION 1

Abutting 48 Milk Street (John Pear, Owner)



ABOVE LEFT FOREGROUND: 1"x4" panels and rails are rotting.

ABOVE LEFT BACKGROUND: Existing tongue & groove panels will be re-used.

All panels will be replaced. All old posts will be replaced. New posts installed recently by DPS will be re-used but post caps will be installed to lengthen lifespan.



ABOVE RIGHT: New, pressure-treated post installed by DPS. Many joints are rotted and do not connect fence panels to posts.

FENCE SECTIONS 2 & 3

Abutting 48 Milk Street (John Pear, Owner) & 52 Milk Street (Owner, William Doherty)

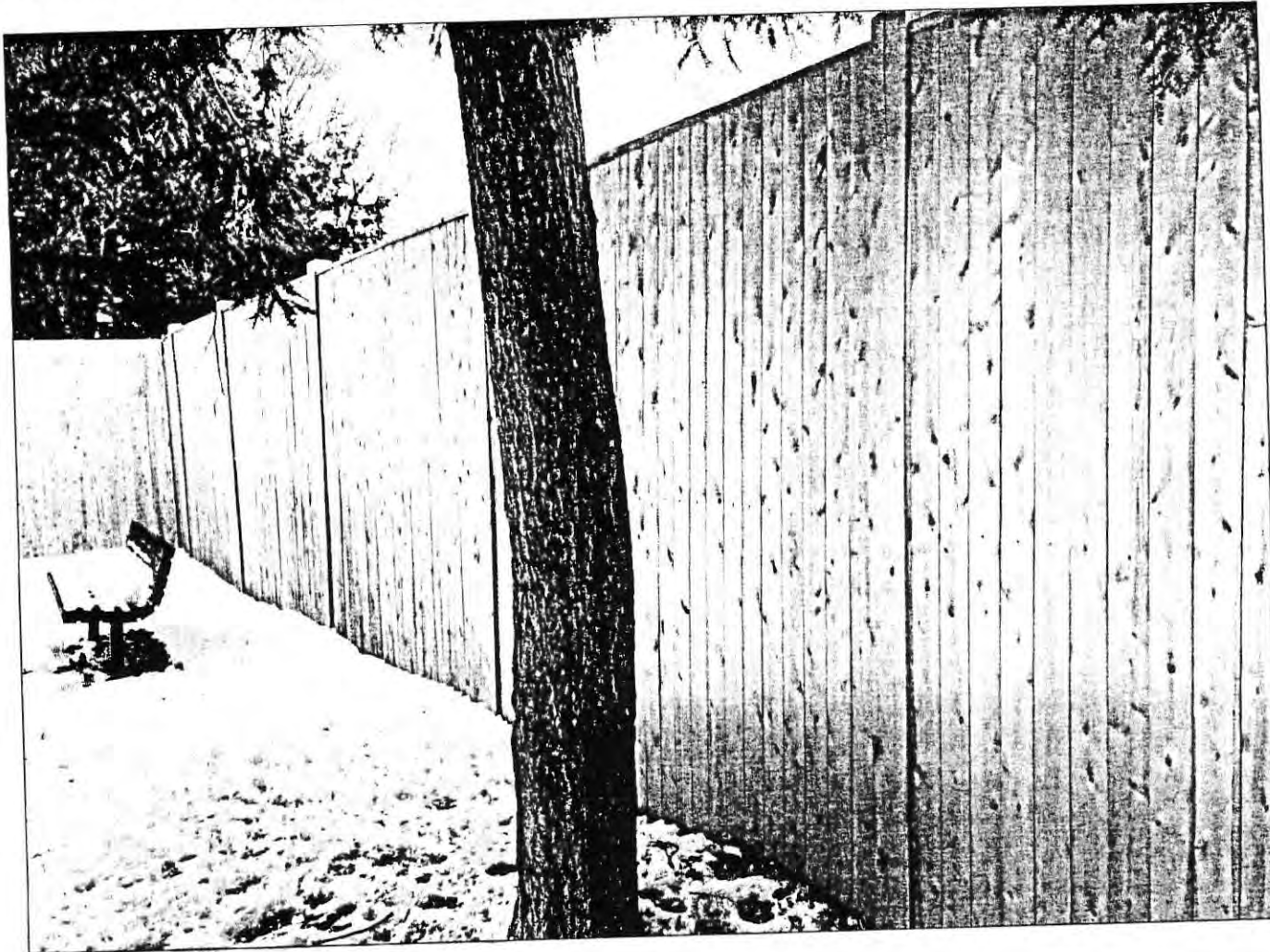


ABOVE LEFT SIDE OF PHOTO: Section 2 - All fence panels and posts along John Pear's property are failing and will be replaced.

ABOVE RIGHT HALF OF PHOTO: Section 3 – All fence panels behind playground are new and will be re-used, but all posts are old and failing and will be replaced.

FENCE SECTION 4

Abutting 103 Prospect Street (Owners, Henry & Marjorie Martin)



All panels are new and will be re-used, but posts may need to be replaced. Condition of posts yet to be assessed in the field during before determining need to replace.

FENCE SECTION 5

Abutting 103 Prospect Street (Owners, Henry & Marjorie Martin)



All 1"x4" fence panels and rails are rotting and will be replaced. Old posts will be replaced. New, pressure-treated posts will be re-used, but post caps will be installed to lengthen lifespan.



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

RECEIVED
 CITY CLERK'S OFFICE
 NEWBURYPORT, MA
 2020 JAN 21 PM 3:55

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: January 21, 2020

Subject: FY2020 Mid-Year Budget Report

Attached is the FY2020 Mid-Year Budget Report that includes a summary of budget expenditures for the period of July 1, 2019 through December 31, 2019. The report covers expenditures within the General Fund and the Water, Sewer, and Harbormaster Enterprise Funds. Also included is an update on the City's revenue collections.

FY2020 Mid-Year Expenditures

Mid-year expenditures were at 47.8% of budget for the General Fund, 50.7% for the Water Enterprise Fund, 41.5% for the Sewer Enterprise Fund and 57.8% for the Harbormaster Enterprise Fund. It is typical that expenditure levels are not exactly 50% at mid-year as major expenditures occur during various times of the year depending on the department or cost center. Below is a summary of the mid-year expenditures by fund, which is broken out in greater detail in the reports that follow.

	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
001 GENERAL FUND	\$70,433,729	\$33,662,200	\$36,771,529	47.8%
060 WATER ENTERPRISE FUND	\$5,381,089	\$2,725,895	\$2,655,194	50.7%
061 SEWER ENTERPRISE FUND	\$7,596,606	\$3,153,361	\$4,443,245	41.5%
6520 HARBORMASTER ENTERPRISE FUND	\$514,868	\$297,425	\$217,443	57.8%
TOTAL BUDGETARY FUNDS	\$83,926,292	\$39,838,881	\$44,087,411	47.5%

While most department/cost centers show expenses below or near 50% of appropriations, those that were higher than 60% included:

- **Human Resources (64.5%):** A large component of this cost center is workers' compensation insurance premiums, which are paid at the start of the fiscal year.

- **Board of Registrar's (66.6%):** Elections work during the first half of the fiscal year was higher due to a preliminary and regular municipal election.
- **Conservation Commission (83.3%):** Funding for minute takers is drawn first from the General Fund budget and then from the revolving fund.
- **Planning Board (100.0%):** Funding for minute takers is drawn first from the General Fund budget and then from the revolving fund.
- **Essex North Shore Technical School (94.8%):** Tuition and transportation is paid in the first half of the fiscal year.
- **Whittier Regional Vocational Technical School (85.0%):** A larger portion of the assessment is paid during the first half of the fiscal year.
- **Historical Commission (75.0%):** Funding for minute takers is drawn first from the General Fund budget and then from the revolving fund.
- **Retirement Board (100.0%):** The City's appropriation to the Newburyport Retirement System is paid on July 1st.

Additional funding may be required in some accounts, such as snow and ice and overtime, due to the unpredictability of those line items. In accordance with state law, the City is allowed to exceed the budgetary appropriation for snow and ice removal as it is a matter of public safety. However, any deficit must be removed prior to year-end through the use of reserves or other available funds. If the deficit is not removed prior to year-end, then the shortage must be made-up in the next fiscal year's tax rate. In past years, Free Cash has been the primary source of funding to cover snow and ice, as well as, overtime deficits.

FY2020 Mid-Year Revenue

Mid-year revenue was at 48.3% of the FY20 estimate for the General Fund, 53.9% for the Water Enterprise Fund, 52.3% for the Sewer Enterprise Fund and 51.0% for the Harbormaster Enterprise Fund. Below is a summary of the mid-year revenue by fund, which is broken out in greater detail in the reports that follow.

	ESTIMATE	ACTUAL	REMAINING	% COLL
001 GENERAL FUND	\$69,334,189	\$33,515,840	\$35,818,349	48.3%
060 WATER ENTERPRISE FUND	\$5,381,089	\$2,897,729	\$2,483,359	53.9%
061 SEWER ENTERPRISE FUND	\$7,596,606	\$3,974,332	\$3,622,274	52.3%
6520 HARBORMASTER ENTERPRISE FUND	\$514,868	\$262,402	\$252,466	51.0%
TOTAL BUDGETARY FUNDS	\$82,826,752	\$40,650,303	\$42,176,449	49.1%

A full copy of this report is available in the Financial Reports Center, located at:

<https://www.cityofnewburyport.com/financials>

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



City of Newburyport FY2020 Mid-Year Report Overview

Expenditures:

- Mid-year expenditures were at 47.8% of budget for the General Fund, 50.7% for the Water Ent. Fund, 41.5% for the Sewer Ent. Fund, 57.8% for the Harbormaster Ent. Fund.
- We anticipate the potential for operating budget transfers in the following line items by year-end:

Line Item	Potential Transfer	Reason
Fire Overtime	\$210,000	Due to sick leave and other absences that have required minimum manning coverage
Snow & Ice	\$150,000	Variable – \$55,547 remaining as of 1/21/20
Purchase Fuel/Oil	\$80,000	From RRFA Fuel Fund
DPS Building-Maint.	\$70,000	Repair of oil separator tank per DEP; From RRFA Fuel Fund, Water/Sewer Enterprise Funds
Legal	\$55,000	Increased legal activity (Waterfront West Agreement; home rule petition; 193 High Street)
Library Building-Maint.	\$20,000	Unanticipated building expenses
Parks Maint.	\$10,000	Fence replacements
Human Resources	\$8,500	To meet staffing needs
Total	\$603,500	

Revenue:

- Mid-year revenue was at 48.3% of the FY20 estimate for the General Fund, 53.9% for the Water Ent. Fund, 52.3% for the Sewer Ent. Fund and 51.0% for the Harbormaster Ent. Fund.
- Motor Vehicle Excise Tax collections were up 30.2% YoY due to more vehicle purchases at higher prices compared to this time last year.
- Room Occupancy Excise Tax collections were up 27.1% YoY due to the taxation of short-term rentals as of July 1st; Meals Excise Tax collections were up 3.0% compared to this time last year.
- Fees revenue was up 19.1% due higher tax title collections (First half revenue for the past three years: FY18 \$125,237, FY19 \$55,556, FY20 \$86,617).
- Licenses & Permits were up 0.6%; building permits were down (\$32,020), however that YoY decrease was offset by increases in: road opening permits +\$20,558, health permits +\$11,106 and fire permits +\$9,978.
- Investment Income was up 12.8% YoY due to higher cash balances and improved returns.
- The Water Fund was down 3.1% YoY, while the Sewer Fund was up 3.1% YoY and the Harbormaster Fund was up 11.6%.
- Water consumption is down 3.4% due to low flow fixtures/devices, rainfall during growing season and consumer water conservation.
- The sewer rate increased 2.7% at the start of the fiscal year, while the water rate only increased 1.0%. The lower rate increase for water is the primary driver of the YoY revenue decrease.



City of Newburyport FY2020 Mid-Year Expenditure Summary

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
001 GENERAL FUND						
111 CITY COUNCIL	72,651	0	72,651	34,625	38,026	47.7%
121 MAYOR'S DEPARTMENT	316,377	0	316,377	141,006	175,371	44.6%
129 GENERAL ADMINISTRATION	491,674	25,500	517,174	256,261	260,913	49.6%
135 AUDITOR'S DEPARTMENT	364,697	0	364,697	193,341	171,355	53.0%
141 ASSESSORS DEPARTMENT	239,318	0	239,318	127,545	111,773	53.3%
145 TREASURER'S DEPARTMENT	310,014	0	310,014	150,094	159,920	48.4%
151 INFO TECHNOLOGY DEPT	321,096	0	321,096	188,406	132,689	58.7%
152 HUMAN RESOURCES	326,125	0	326,125	210,191	115,933	64.5%
161 CITY CLERK'S DEPARTMENT	277,680	0	277,680	138,074	139,606	49.7%
163 BOARD OF REGISTRARS	49,333	0	49,333	32,873	16,460	66.6%
165 LICENSE COMMISSION	8,500	0	8,500	3,999	4,501	47.0%
171 CONSERVATION COMMISSION	1,800	0	1,800	1,500	300	83.3%
175 PLANNING BOARD	1,800	0	1,800	1,800	0	100.0%
176 ZONING BOARD	1,800	13,621	15,421	1,350	14,071	8.8%
182 PLANNING & DEVELOPMENT	389,874	0	389,874	174,286	215,588	44.7%
191 LEGAL DEPARTMENT	100,000	0	100,000	28,073	71,927	28.1%
210 POLICE DEPARTMENT	4,230,657	0	4,230,657	2,219,043	2,011,614	52.5%
220 FIRE DEPARTMENT	3,795,001	0	3,795,001	2,098,249	1,696,752	55.3%
241 BUILDING DEPARTMENT	188,558	0	188,558	94,302	94,256	50.0%
291 EMERGENCY MANAGEMENT	29,100	0	29,100	15,308	13,792	52.6%
292 ANIMAL CONTROL	67,234	1,000	68,234	34,295	33,939	50.3%
293 PARKING CLERK DEPARTMENT	668,135	0	668,135	271,815	396,320	40.7%
300 SCHOOL DEPARTMENT	30,875,762	59,480	30,935,242	12,751,412	18,183,830	41.2%
398 ESSEX NORTH SHORE TECH SCHOOL	92,500	0	92,500	87,728	4,772	94.8%
399 WHITTIER VO TECH SCHOOL	697,312	0	697,312	592,715	104,597	85.0%
421 PUBLIC SERVICES DEPARTMENT	3,273,035	75,000	3,348,035	1,355,638	1,992,396	40.5%
423 SNOW & ICE	225,000	0	225,000	112,988	112,012	50.2%
510 HEALTH DEPARTMENT	254,154	0	254,154	111,331	142,823	43.8%
519 SUSTAINABILITY	1,644,824	0	1,644,824	698,765	946,058	42.5%
541 COUNCIL ON AGING	308,742	0	308,742	154,204	154,538	49.9%
542 YOUTH SERVICES	304,850	0	304,850	156,356	148,494	51.3%
543 VETERANS' DEPARTMENT	288,279	0	288,279	121,094	167,184	42.0%
610 LIBRARY DEPARTMENT	1,416,032	0	1,416,032	751,766	664,266	53.1%
630 PARKS COMMISSION	371,814	0	371,814	197,995	173,820	53.3%
691 HISTORICAL COMMISSION	1,800	0	1,800	1,350	450	75.0%
710 DEBT EXCLUSION	3,165,464	0	3,165,464	1,314,770	1,850,695	41.5%
720 ORDINARY DEBT SERVICE	880,000	0	880,000	385,752	494,248	43.8%
911 RETIREMENT BOARD	4,340,558	0	4,340,558	4,340,019	539	100.0%
914 INSURANCE GROUP	9,864,940	0	9,864,940	4,110,534	5,754,406	41.7%
921 COMMISSION ON DISABILITY	2,640	0	2,640	1,346	1,294	51.0%
001 GENERAL FUND Total	70,259,128	174,601	70,433,729	33,662,200	36,771,529	47.8%
060 WATER ENTERPRISE FUND Total	5,371,089	10,000	5,381,089	2,725,895	2,655,194	50.7%
! SEWER ENTERPRISE FUND Total	7,586,606	10,000	7,596,606	3,153,361	4,443,245	41.5%
6520 HARBORMASTER ENTERPRISE FUND Total	514,868	0	514,868	297,425	217,443	57.8%
Grand Total	83,731,691	194,601	83,926,292	39,838,881	44,087,411	47.5%



City of Newburyport FY2020 Mid-Year Expenditures by Category

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
001 GENERAL FUND						
111 CITY COUNCIL						
001 PERSONNEL SERVICES	61,151	0	61,151	30,941	30,210	50.6%
002 PURCHASE OF SERVICES	11,500	0	11,500	3,684	7,816	32.0%
111 CITY COUNCIL Total	72,651	0	72,651	34,625	38,026	47.7%
121 MAYOR'S DEPARTMENT						
001 PERSONNEL SERVICES	260,377	0	260,377	115,736	144,641	44.4%
002 PURCHASE OF SERVICES	40,000	0	40,000	20,431	19,569	51.1%
007 OTHER CHARGES & EXPENSES	16,000	0	16,000	4,839	11,161	30.2%
121 MAYOR'S DEPARTMENT Total	316,377	0	316,377	141,006	175,371	44.6%
129 GENERAL ADMINISTRATION						
001 PERSONNEL SERVICES	13,250	0	13,250	10,525	2,725	79.4%
002 PURCHASE OF SERVICES	129,500	25,500	155,000	72,165	82,835	46.6%
004 SUPPLIES	8,000	0	8,000	1,575	6,425	19.7%
007 OTHER CHARGES & EXPENSES	340,924	0	340,924	171,996	168,928	50.5%
129 GENERAL ADMINISTRATION Total	491,674	25,500	517,174	256,261	260,913	49.6%
135 AUDITOR'S DEPARTMENT						
001 PERSONNEL SERVICES	316,242	0	316,242	158,726	157,516	50.2%
002 PURCHASE OF SERVICES	46,500	0	46,500	33,386	13,114	71.8%
004 SUPPLIES	1,500	0	1,500	774	726	51.6%
007 OTHER CHARGES & EXPENSES	455	0	455	455	0	100.0%
135 AUDITOR'S DEPARTMENT Total	364,697	0	364,697	193,341	171,355	53.0%
141 ASSESSORS DEPARTMENT						
001 PERSONNEL SERVICES	209,556	0	209,556	103,180	106,377	49.2%
002 PURCHASE OF SERVICES	26,257	0	26,257	22,577	3,680	86.0%
004 SUPPLIES	3,000	0	3,000	1,298	1,702	43.3%
007 OTHER CHARGES & EXPENSES	505	0	505	490	15	97.0%
141 ASSESSORS DEPARTMENT Total	239,318	0	239,318	127,545	111,773	53.3%
145 TREASURER'S DEPARTMENT						
001 PERSONNEL SERVICES	265,414	0	265,414	133,485	131,929	50.3%
002 PURCHASE OF SERVICES	39,000	0	39,000	14,140	24,860	36.3%
004 SUPPLIES	3,800	0	3,800	868	2,932	22.9%
007 OTHER CHARGES & EXPENSES	1,800	0	1,800	1,600	200	88.9%
145 TREASURER'S DEPARTMENT Total	310,014	0	310,014	150,094	159,920	48.4%
151 INFO TECHNOLOGY DEPT						
001 PERSONNEL SERVICES	104,418	0	104,418	51,830	52,588	49.6%
002 PURCHASE OF SERVICES	214,677	0	214,677	135,056	79,622	62.9%
004 SUPPLIES	2,000	0	2,000	1,521	479	76.0%
151 INFO TECHNOLOGY DEPT Total	321,096	0	321,096	188,406	132,689	58.7%



City of Newburyport
FY2020 Mid-Year Expenditures by Category

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
152 HUMAN RESOURCES						
001 PERSONNEL SERVICES	177,156	0	177,156	91,143	86,012	51.4%
002 PURCHASE OF SERVICES	147,269	0	147,269	118,403	28,866	80.4%
004 SUPPLIES	1,500	0	1,500	645	855	43.0%
007 OTHER CHARGES & EXPENSES	200	0	200	0	200	0.0%
152 HUMAN RESOURCES Total	326,125	0	326,125	210,191	115,933	64.5%
161 CITY CLERK'S DEPARTMENT						
001 PERSONNEL SERVICES	264,180	0	264,180	131,277	132,903	49.7%
002 PURCHASE OF SERVICES	13,500	0	13,500	6,796	6,704	50.3%
161 CITY CLERK'S DEPARTMENT Total	277,680	0	277,680	138,074	139,606	49.7%
163 BOARD OF REGISTRARS						
001 PERSONNEL SERVICES	4,333	0	4,333	2,139	2,194	49.4%
007 OTHER CHARGES & EXPENSES	45,000	0	45,000	30,734	14,266	68.3%
163 BOARD OF REGISTRARS Total	49,333	0	49,333	32,873	16,460	66.6%
165 LICENSE COMMISSION						
001 PERSONNEL SERVICES	7,500	0	7,500	3,750	3,750	50.0%
007 OTHER CHARGES & EXPENSES	1,000	0	1,000	249	751	24.9%
165 LICENSE COMMISSION Total	8,500	0	8,500	3,999	4,501	47.0%
171 CONSERVATION COMMISSION						
001 PERSONNEL SERVICES	1,800	0	1,800	1,500	300	83.3%
171 CONSERVATION COMMISSION Total	1,800	0	1,800	1,500	300	83.3%
175 PLANNING BOARD						
001 PERSONNEL SERVICES	1,800	0	1,800	1,800	0	100.0%
175 PLANNING BOARD Total	1,800	0	1,800	1,800	0	100.0%
176 ZONING BOARD						
001 PERSONNEL SERVICES	1,800	13,621	15,421	1,350	14,071	8.8%
176 ZONING BOARD Total	1,800	13,621	15,421	1,350	14,071	8.8%
182 PLANNING & DEVELOPMENT						
001 PERSONNEL SERVICES	342,824	0	342,824	170,847	171,977	49.8%
002 PURCHASE OF SERVICES	42,000	0	42,000	1,000	41,000	2.4%
004 SUPPLIES	5,050	0	5,050	2,438	2,612	48.3%
182 PLANNING & DEVELOPMENT Total	389,874	0	389,874	174,286	215,588	44.7%
191 LEGAL DEPARTMENT						
002 PURCHASE OF SERVICES	100,000	0	100,000	28,073	71,927	28.1%
191 LEGAL DEPARTMENT Total	100,000	0	100,000	28,073	71,927	28.1%



City of Newburyport
FY2020 Mid-Year Expenditures by Category

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
210 POLICE DEPARTMENT						
001 PERSONNEL SERVICES	3,885,993	0	3,885,993	2,026,862	1,859,131	52.2%
002 PURCHASE OF SERVICES	172,609	0	172,609	95,566	77,043	55.4%
004 SUPPLIES	80,100	0	80,100	24,748	55,352	30.9%
007 OTHER CHARGES & EXPENSES	20,955	0	20,955	18,263	2,692	87.2%
008 CAPITAL OUTLAY	71,000	0	71,000	53,603	17,397	75.5%
210 POLICE DEPARTMENT Total	4,230,657	0	4,230,657	2,219,043	2,011,614	52.5%
220 FIRE DEPARTMENT						
001 PERSONNEL SERVICES	3,555,551	0	3,555,551	1,967,732	1,587,819	55.3%
002 PURCHASE OF SERVICES	176,000	0	176,000	104,143	71,857	59.2%
004 SUPPLIES	58,000	0	58,000	23,374	34,626	40.3%
007 OTHER CHARGES & EXPENSES	5,450	0	5,450	3,000	2,450	55.0%
220 FIRE DEPARTMENT Total	3,795,001	0	3,795,001	2,098,249	1,696,752	55.3%
241 BUILDING DEPARTMENT						
001 PERSONNEL SERVICES	187,558	0	187,558	93,658	93,900	49.9%
002 PURCHASE OF SERVICES	1,000	0	1,000	644	356	64.4%
241 BUILDING DEPARTMENT Total	188,558	0	188,558	94,302	94,256	50.0%
291 EMERGENCY MANAGEMENT						
001 PERSONNEL SERVICES	16,000	0	16,000	8,000	8,000	50.0%
002 PURCHASE OF SERVICES	10,000	0	10,000	6,474	3,526	64.7%
004 SUPPLIES	1,100	0	1,100	834	266	75.8%
007 OTHER CHARGES & EXPENSES	2,000	0	2,000	0	2,000	0.0%
291 EMERGENCY MANAGEMENT Total	29,100	0	29,100	15,308	13,792	52.6%
292 ANIMAL CONTROL						
001 PERSONNEL SERVICES	58,254	1,000	59,254	32,714	26,540	55.2%
002 PURCHASE OF SERVICES	6,340	0	6,340	336	6,004	5.3%
004 SUPPLIES	2,290	0	2,290	895	1,395	39.1%
007 OTHER CHARGES & EXPENSES	350	0	350	350	0	100.0%
292 ANIMAL CONTROL Total	67,234	1,000	68,234	34,295	33,939	50.3%
293 PARKING CLERK DEPARTMENT						
001 PERSONNEL SERVICES	253,435	0	253,435	124,270	129,165	49.0%
002 PURCHASE OF SERVICES	318,900	0	318,900	101,445	217,455	31.8%
004 SUPPLIES	95,800	0	95,800	46,100	49,700	48.1%
293 PARKING CLERK DEPARTMENT Total	668,135	0	668,135	271,815	396,320	40.7%
300 SCHOOL DEPARTMENT						
002 PURCHASE OF SERVICES	30,875,762	59,480	30,935,242	12,751,412	18,183,830	41.2%
300 SCHOOL DEPARTMENT Total	30,875,762	59,480	30,935,242	12,751,412	18,183,830	41.2%
398 ESSEX NORTH SHORE TECH SCHOOL						
002 PURCHASE OF SERVICES	92,500	0	92,500	87,728	4,772	94.8%
398 ESSEX NORTH SHORE TECH SCHOOL Total	92,500	0	92,500	87,728	4,772	94.8%



City of Newburyport
FY2020 Mid-Year Expenditures by Category

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
399 WHITTIER VO TECH SCHOOL						
002 PURCHASE OF SERVICES	697,312	0	697,312	592,715	104,597	85.0%
399 WHITTIER VO TECH SCHOOL Total	697,312	0	697,312	592,715	104,597	85.0%
421 PUBLIC SERVICES DEPARTMENT						
001 PERSONNEL SERVICES	2,112,809	10,000	2,122,809	968,049	1,154,759	45.6%
002 PURCHASE OF SERVICES	584,487	0	584,487	226,680	357,807	38.8%
004 SUPPLIES	254,475	5,000	259,475	153,822	105,653	59.3%
008 CAPITAL OUTLAY	321,264	60,000	381,264	7,086	374,178	1.9%
421 PUBLIC SERVICES DEPARTMENT Total	3,273,035	75,000	3,348,035	1,355,638	1,992,396	40.5%
423 SNOW & ICE						
001 PERSONNEL SERVICES	105,000	0	105,000	54,354	50,646	51.8%
002 PURCHASE OF SERVICES	120,000	0	120,000	58,634	61,366	48.9%
423 SNOW & ICE Total	225,000	0	225,000	112,988	112,012	50.2%
510 HEALTH DEPARTMENT						
001 PERSONNEL SERVICES	213,340	0	213,340	102,668	110,672	48.1%
002 PURCHASE OF SERVICES	35,314	0	35,314	6,657	28,657	18.9%
004 SUPPLIES	4,500	0	4,500	1,776	2,724	39.5%
007 OTHER CHARGES & EXPENSES	1,000	0	1,000	230	770	23.0%
510 HEALTH DEPARTMENT Total	254,154	0	254,154	111,331	142,823	43.8%
519 SUSTAINABILITY						
001 PERSONNEL SERVICES	118,074	0	118,074	50,097	67,976	42.4%
002 PURCHASE OF SERVICES	1,525,500	0	1,525,500	648,297	877,203	42.5%
004 SUPPLIES	1,250	0	1,250	371	879	29.7%
519 SUSTAINABILITY Total	1,644,824	0	1,644,824	698,765	946,058	42.5%
541 COUNCIL ON AGING						
001 PERSONNEL SERVICES	269,242	0	269,242	138,995	130,246	51.6%
002 PURCHASE OF SERVICES	25,500	0	25,500	9,033	16,467	35.4%
004 SUPPLIES	14,000	0	14,000	6,175	7,825	44.1%
541 COUNCIL ON AGING Total	308,742	0	308,742	154,204	154,538	49.9%
542 YOUTH SERVICES						
001 PERSONNEL SERVICES	223,050	0	223,050	125,657	97,393	56.3%
002 PURCHASE OF SERVICES	25,300	0	25,300	17,397	7,903	68.8%
007 OTHER CHARGES & EXPENSES	56,500	0	56,500	13,302	43,198	23.5%
542 YOUTH SERVICES Total	304,850	0	304,850	156,356	148,494	51.3%
543 VETERANS' DEPARTMENT						
001 PERSONNEL SERVICES	131,139	0	131,139	65,455	65,684	49.9%
002 PURCHASE OF SERVICES	6,720	0	6,720	1,312	5,408	19.5%
007 OTHER CHARGES & EXPENSES	150,420	0	150,420	54,327	96,093	36.1%
543 VETERANS' DEPARTMENT Total	288,279	0	288,279	121,094	167,184	42.0%



City of Newburyport
FY2020 Mid-Year Expenditures by Category

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
610 LIBRARY DEPARTMENT						
001 PERSONNEL SERVICES	1,070,050	0	1,070,050	526,735	543,315	49.2%
002 PURCHASE OF SERVICES	345,982	0	345,982	225,031	120,951	65.0%
610 LIBRARY DEPARTMENT Total	1,416,032	0	1,416,032	751,766	664,266	53.1%
630 PARKS COMMISSION						
001 PERSONNEL SERVICES	288,664	0	288,664	140,657	148,007	48.7%
002 PURCHASE OF SERVICES	14,400	0	14,400	11,342	3,058	78.8%
004 SUPPLIES	44,300	0	44,300	35,107	9,193	79.2%
007 OTHER CHARGES & EXPENSES	450	0	450	330	120	73.3%
008 CAPITAL OUTLAY	24,000	0	24,000	10,558	13,442	44.0%
630 PARKS COMMISSION Total	371,814	0	371,814	197,995	173,820	53.3%
691 HISTORICAL COMMISSION						
001 PERSONNEL SERVICES	1,800	0	1,800	1,350	450	75.0%
691 HISTORICAL COMMISSION Total	1,800	0	1,800	1,350	450	75.0%
710 DEBT EXCLUSION						
009 DEBT SERVICE	3,165,464	0	3,165,464	1,314,770	1,850,695	41.5%
710 DEBT EXCLUSION Total	3,165,464	0	3,165,464	1,314,770	1,850,695	41.5%
720 ORDINARY DEBT SERVICE						
009 DEBT SERVICE	880,000	0	880,000	385,752	494,248	43.8%
720 ORDINARY DEBT SERVICE Total	880,000	0	880,000	385,752	494,248	43.8%
911 RETIREMENT BOARD						
001 PERSONNEL SERVICES	4,340,558	0	4,340,558	4,340,019	539	100.0%
911 RETIREMENT BOARD Total	4,340,558	0	4,340,558	4,340,019	539	100.0%
914 INSURANCE GROUP						
001 PERSONNEL SERVICES	9,864,940	0	9,864,940	4,110,534	5,754,406	41.7%
914 INSURANCE GROUP Total	9,864,940	0	9,864,940	4,110,534	5,754,406	41.7%
921 COMMISSION ON DISABILITY						
001 PERSONNEL SERVICES	2,640	0	2,640	1,346	1,294	51.0%
921 COMMISSION ON DISABILITY Total	2,640	0	2,640	1,346	1,294	51.0%
001 GENERAL FUND Total	<u>70,259,128</u>	<u>174,601</u>	<u>70,433,729</u>	<u>33,662,200</u>	<u>36,771,529</u>	<u>47.8%</u>



City of Newburyport
FY2020 Mid-Year Expenditures by Category

	ORIGINAL APPROP.	TRANSFERS/ ADJUST.	REVISED BUDGET	YTD EXPENDED	REMAINING BUDGET	% USED
<u>060 WATER ENTERPRISE FUND</u>						
450 WATER DEPARTMENT						
001 PERSONNEL SERVICES	2,228,325	0	2,228,325	1,158,079	1,070,246	52.0%
002 PURCHASE OF SERVICES	913,090	10,000	923,090	334,972	588,118	36.3%
004 SUPPLIES	187,220	0	187,220	65,937	121,283	35.2%
007 OTHER CHARGES & EXPENSES	109,344	0	109,344	90,425	18,920	82.7%
008 CAPITAL OUTLAY	115,000	0	115,000	7,304	107,696	6.4%
009 DEBT SERVICE	1,818,110	0	1,818,110	1,069,179	748,931	58.8%
450 WATER DEPARTMENT Total	5,371,089	10,000	5,381,089	2,725,895	2,655,194	50.7%
060 WATER ENTERPRISE FUND Total	5,371,089	10,000	5,381,089	2,725,895	2,655,194	50.7%
<u>061 SEWER ENTERPRISE FUND</u>						
440 SEWER DEPARTMENT						
001 PERSONNEL SERVICES	2,436,193	0	2,436,193	1,296,333	1,139,860	53.2%
002 PURCHASE OF SERVICES	1,280,648	10,000	1,290,648	342,332	948,315	26.5%
004 SUPPLIES	473,198	0	473,198	196,911	276,287	41.6%
007 OTHER CHARGES & EXPENSES	94,929	0	94,929	77,012	17,918	81.1%
008 CAPITAL OUTLAY	271,000	0	271,000	50,660	220,340	18.7%
009 DEBT SERVICE	3,030,638	0	3,030,638	1,190,113	1,840,525	39.3%
440 SEWER DEPARTMENT Total	7,586,606	10,000	7,596,606	3,153,361	4,443,245	41.5%
061 SEWER ENTERPRISE FUND Total	7,586,606	10,000	7,596,606	3,153,361	4,443,245	41.5%
<u>6520 HARBORMASTER ENTERPRISE FUND</u>						
295 HARBORMASTER DEPARTMENT						
001 PERSONNEL SERVICES	303,845	0	303,845	195,002	108,843	64.2%
002 PURCHASE OF SERVICES	50,250	0	50,250	20,570	29,680	40.9%
004 SUPPLIES	18,700	0	18,700	9,873	8,827	52.8%
007 OTHER CHARGES & EXPENSES	11,500	0	11,500	8,186	3,314	71.2%
008 CAPITAL OUTLAY	50,000	0	50,000	745	49,255	1.5%
009 DEBT SERVICE	80,573	0	80,573	63,049	17,524	78.3%
295 HARBORMASTER DEPARTMENT Total	514,868	0	514,868	297,425	217,443	57.8%
6520 HARBORMASTER ENTERPRISE FUND Total	514,868	0	514,868	297,425	217,443	57.8%
Grand Total	83,731,691	194,601	83,926,292	39,838,881	44,087,411	47.5%



City of Newburyport
FY2020 Mid-Year Revenue Summary

CATEGORY	FY2019 Mid-Year Revenue				FY2020 Mid-Year Revenue				FY19 vs. FY20 +/-	
	ESTIMATE	6MO ACTUAL	REMAINING	% COLL	ESTIMATE	6MO ACTUAL	REMAINING	% COLL	\$	%
Tax Revenue										
Real Estate Tax	56,146,562	26,731,012	29,415,550	47.6%	58,434,222	28,458,288	29,975,933	48.7%	1,727,277	6.5%
Personal Property Tax	657,872	320,177	337,695	48.7%	685,065	325,176	359,889	47.5%	4,999	1.6%
Total Tax Revenue	56,804,435	27,051,189	29,753,246	47.6%	59,119,286	28,783,464	30,335,822	48.7%	1,732,276	6.4%
Local Receipts										
Motor Vehicle Excise (1)	2,600,000	393,618	2,206,382	15.1%	2,625,000	512,487	2,112,513	19.5%	118,869	30.2%
Room Occupancy Excise	225,000	155,178	69,822	69.0%	220,000	197,162	22,838	89.6%	41,984	27.1%
Meals Excise	625,000	369,648	255,352	59.1%	620,000	380,856	239,144	61.4%	11,208	3.0%
Other Excise (2)	110,000	53	109,947	0.0%	110,000	0	110,000	0.0%	(53)	0.0%
Pen & Int on Tax & Exc	300,000	162,071	137,929	54.0%	315,000	173,196	141,804	55.0%	11,126	6.9%
Payments in Lieu of Taxes (3)	60,000	0	60,000	0.0%	60,000	0	60,000	0.0%	0	0.0%
Fees (4)	352,500	170,599	181,901	48.4%	320,000	203,213	116,787	63.5%	32,614	19.1%
Other Dept. Revenue (5)	60,000	32,906	27,094	54.8%	60,000	29,499	30,501	49.2%	(3,406)	-10.4%
Licenses and Permits	897,500	718,269	179,231	80.0%	900,000	722,305	177,695	80.3%	4,036	0.6%
Fines & Forfeits	10,000	5,320	4,680	53.2%	12,000	4,645	7,355	38.7%	(675)	-12.7%
Investment Income	50,000	84,287	(34,287)	168.6%	100,000	95,061	4,939	95.1%	10,775	12.8%
Medicaid Reimbursement	100,000	21,276	78,724	21.3%	110,000	14,978	95,022	13.6%	(6,298)	-29.6%
Miscellaneous Recurring (6)	175,000	44,312	130,688	25.3%	179,500	60,811	118,689	33.9%	16,500	37.2%
Miscellaneous Non-Recurring	0	63,510	(63,510)	100.0%	0	79,742	(79,742)	100.0%	16,231	25.6%
Total Local Receipts	5,565,000	2,221,046	3,343,954	39.9%	5,631,500	2,473,956	3,157,544	43.9%	252,910	11.4%
<i>Local Receipts Excluding MV Excise</i>	<i>2,965,000</i>	<i>1,827,428</i>	<i>1,137,572</i>	<i>61.6%</i>	<i>3,006,500</i>	<i>1,961,468</i>	<i>1,045,032</i>	<i>65.2%</i>	<i>134,041</i>	<i>7.3%</i>
Net State Aid	4,341,771	2,273,522	2,068,249	52.4%	4,583,403	2,258,420	2,324,983	49.3%	(15,102)	-0.7%
Total General Fund Revenue	66,711,206	31,545,757	35,165,449	47.3%	69,334,189	33,515,840	35,818,349	48.3%	1,970,083	6.2%
Enterprise Funds										
Water Fund Revenue	5,360,014	2,989,116	2,370,898	55.8%	5,381,089	2,897,729	2,483,359	53.9%	(91,386)	-3.1%
Sewer Fund Revenue	7,018,893	3,855,631	3,163,262	54.9%	7,596,606	3,974,332	3,622,274	52.3%	118,701	3.1%
Harbormaster Fund Revenue	482,829	235,130	247,699	48.7%	514,868	262,402	252,466	51.0%	27,272	11.6%
Total Budgetary Funds	79,572,941	38,625,634	40,947,307	48.5%	82,826,752	40,650,303	42,176,449	49.1%	2,024,669	5.2%

(1) Motor vehicle excise tax bills mailed out by end of February.

(2) Urban redevelopment excise tax (MGL Ch. 121A); distributed by state at year-end.

(3) Payments in lieu of taxes paid in March; category includes any roll back taxes as well.

(4) Municipal liens, off duty fees, registry fees, tax title, fire alarm box fees.

(5) Copies/recordings, zoning/ordinances, business certificates.

(6) Police incident/accident, cell tower lease payments, Animal Control (\$24K), Veterans' Services (\$97K), FWS refuge revenue sharing.

Committee Items-February 10, 2020

Public Safety

In Committee:
Consent Agenda:

COMM198_10_28_19	Ltr re: Middle Street Parking/Curb Cuts
COMM218_01_13_2020	Town & Country Half Marathon - 6/14/2020
APPT140_01_13_2020	Dr. Robert E. Slocum, Board of Health 01/13/2023
COMM223_01_27_2020	Nbpt Spring Half Marathon, 4/26/2020
COMM224_01_27_2020	North Shore Tour de Cure, 5/17/20
COMM225_01_27_2020	1st Lt. Derek Hines Flag Day 5K, 6/13/20



Jared Eigerman <jeigerman@gmail.com>

Fwd: Middle Street Curb Cut

1 message

T. KEVIN BANNIGAN <tkbannigan@comcast.net>

Tue, Oct 15, 2019 at 1:15 PM

Reply-To: "T. KEVIN BANNIGAN" <tkbannigan@comcast.net>

To: Jared Eigerman <jeigerman@gmail.com>, Rjones@cityofnewburyport.com

Mr. Jared Eigerman; Ward 2 Councillor
15, 2019

October
Mr. Richard Jones; City Clerk

Dear Gentlemen,

The NEW million dollar plus house across the street from us at 56 Middle has been sold and the parking for this house is totally inadequate. I am being proactive in preserving the wholly inadequate resident street parking that we have with the fear that the new owner of 56 Middle, will petition the city for a new curb cut.

The many residents here were promised by the builder/developer as abbuttors that no other curb cuts were to happen to cause even ONE street parking space to be lost. As you well know, builder/developers will say anything to avoid abbuttor objections to get their project approved. I doubt there is any such promise in writing to the planning or zoning boards!

This proactive effort is to 'nip in he bud' any future requests by the new owner to petition the city for any such future curb cuts for better access to his new home.

There is a common driveway access serving both 56 & 58 Middle Street. Each property has the required two (2) deeded on-site parking spaces as required. In my opinion, it will be difficult for the new owner to pull two vehicles into their driveway and make right-hand turns for their two car parking, but the property was bought as presented!

I am forwarding this email to you with the suggestion from Mr. Eigermen that you forward this advance notice to all other City Councillors. Thank you for your attention to this request.

Sincerely,

T. Kevin Bannigan

President/Trustee

Middle Street Condominium Trust

tkbannigan@comcast.net

43 Middle; Units 1,2,3.

45 Middle Street

45 1/2 Middle

DS

NEWBURYPORT SPECIAL EVENT APPLICATION

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

Tel.

Fax.

2019 DEC 14 AM 8:20

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

NAME OF EVENT: Town and Country Half Marathon

Date: 6/14/20 Time: from 8am to 11am
 Rain Date: n/a Time: from _____ to _____

2. Location: 40 Park St, Newburyport, MA

3. Description of Property: Riverwalk Brewing Co. Public _____ Private _____

4. Name of Organizer: Yukan Sports LLC City Sponsored Event: Yes _____ No
 Contact Person Rich Morrell
 Address: PO Box 780 Rockport, MA 01966 Telephone: 978-879-9007
 E-Mail: RMORRELL@YUKANRUN.COM Cell Phone: _____
 Day of Event Contact & Phone: same as above

5. Number of Attendees Expected: @ 300

6. MA Tax Number: 27-3695540

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

8. What Age Group is the Event Targeted to? 18-70

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

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

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

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

C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____
 Other _____ Total # _____
 Name of Carnival Operator: _____
 Address: _____
 Telephone: _____

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

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

If yes:

- a) How many trash receptacles will you be providing? 5
- b) How many recycling receptacles will you be providing? 5
- 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)

10 Standard # _____ ADA accessible

Name of company providing the portable toilets: United Site Services

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:

Rich Morrell Yukon Sports LLC

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

Rich Morrell
Yukon Sports LLC
PO Box 780
Rockport, MA 01966

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

Same

4. Date of Event:

6/14/20

Expected Number of Participants:

@ 300

5. Start Time:

8am

Expected End Time:

11am

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

Please see attached map

7. Locations of Water Stops (if any):

8. Will Detours for Motor Vehicles Be Required?

No

If so, where?

9. Formation Location & Time for Participants:

40 Parker St. Newburyport, MA 7am

10. Dismissal Location & Time for Participants:

40 Parker St. Newburyport, MA 12noon

11. Additional Parade Information:

• Number of Floats:

n/a

• Locations of Viewing Stations:

• Are Weapons Being Carried:

Yes _____ No

• Are Marshalls Being Assigned to Keep Parade Moving:

Yes _____ No

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

CITY MARSHAL _____

4 Green St.

FIRE CHIEF _____

0 Greenleaf St.

DEPUTY DIRECTOR _____

16A Perry Way

CITY CLERK _____

60 Pleasant St.

DEPARTMENT APPROVAL (for Committee Member use only):

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

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

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

Limitations

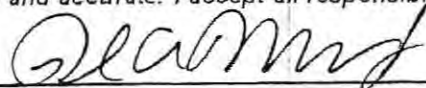
- (a) "Procedure" All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) "Exemptions" Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) "Course map". All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (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: 11/14/19

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:
Rich Morrell Yukon Sports LLC

2. Name, Address & Daytime Phone Number of Organizer: Rich Morrell
Yukon Sports LLC
PO Box 780
Rockport, MA 01966

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

4. Date of Event: 6/14/20 Expected Number of Participants: @ 300

5. Start Time: 8am Expected End Time: 11am

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

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

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

9. Formation Location & Time for Participants: 40 Parker St. Newburyport, MA 7am

10. Dismissal Location & Time for Participants: 40 Parker St. Newburyport, MA 12 noon

11. Additional Parade Information:

• Number of Floats: n/a

• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No

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

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

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

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

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:

Rich Morrell Yukon Sports LLC

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

Rich Morrell
Yukon Sports LLC
PO Box 780
Rockport, MA 01966

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

Same

4. Date of Event:

6/14/20

Expected Number of Participants:

@ 300

5. Start Time:

8am

Expected End Time:

11am

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

Please see attached map

7. Locations of Water Stops (if any):

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11. Additional Parade Information:

• Number of Floats: n/a

• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No

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

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

CITY MARSHAL

[Signature] 4 Green St.

FIRE CHIEF

[Signature]

0 Greenleaf St.

DEPUTY DIRECTOR

[Signature] 15A Perry Way

CITY CLERK

[Signature]

60 Pleasant St.

CERTIFICATE OF INSURANCE

PRINT DATE: 11/13/2019

CERTIFICATE NUMBER: 20191113750971

AGENCY:

Edgewood Partners Insurance Center
2727 Paces Ferry Road, Building Two, Suite 1500
Atlanta, GA 30339
678-324-3300 (Phone), 678-324-3303 (Fax)

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

NAMED INSURED:

USA Track & Field, Inc. YuKan Sports, LLC
130 East Washington Street, Suite 800
Indianapolis IN 46204

INSURERS AFFORDING COVERAGE:

INSURER A: Philadelphia Indemnity Ins. Co. NAIC #: 18058
INSURER B: Philadelphia Indemnity Ins. Co. NAIC #: 18058

EVENT INFORMATION:

Town & Country Half Marathon (6/14/2020 - 6/15/2020)

POLICY/COVERAGE INFORMATION:

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. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INS	TYPE OF INSURANCE:	POLICY NUMBER(S):	EFFECTIVE:	EXPIRES:	LIMITS:
A	GENERAL LIABILITY				
	<input checked="" type="checkbox"/> Occurrence	PHPK2050515	11/1/2019 12:01 AM	11/1/2020 12:01 AM	GENERAL AGGREGATE (Applies Per Event) \$3,000,000
	<input checked="" type="checkbox"/> Participant Legal Liability				EACH OCCURRENCE \$1,000,000
					DAMAGE TO RENTED PREMISES (Each Occ.) \$1,000,000
					MEDICAL EXPENSE (Any one person) EXCLUDED
					PERSONAL & ADV INJURY \$1,000,000
					PRODUCTS-COMP/OP AGG \$3,000,000
B	UMBRELLA/EXCESS LIABILITY				
	<input checked="" type="checkbox"/> Occurrence	PHUB697455	11/1/2019 12:01 AM	11/1/2020 12:01 AM	EACH OCCURRENCE \$10,000,000
					AGGREGATE \$10,000,000

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS:

Coverage applies to USA Track & Field sanctioned events and registered practices, including any directly related activities, such as event set-up and tear-down, participant check-in and award ceremonies.

The certificate holder is an additional insured per the following endorsement: Additional Insured - Certificate Holders (Form PI-AM-002)

The General Liability policy is primary and non-contributory with respect to the negligence of the Named Insureds (Form CG 00 01)

The General Liability policy contains a blanket Waiver of Subrogation as required by contract per Waiver of Transfer of Rights of Recovery Against Others (Form CG 24 04).

Excess policy follows form of underlying General Liability.

CERTIFICATE HOLDER:

City of Newburyport
60 Pleasant Street
Newburyport MA 01950

NOTICE OF CANCELLATION:

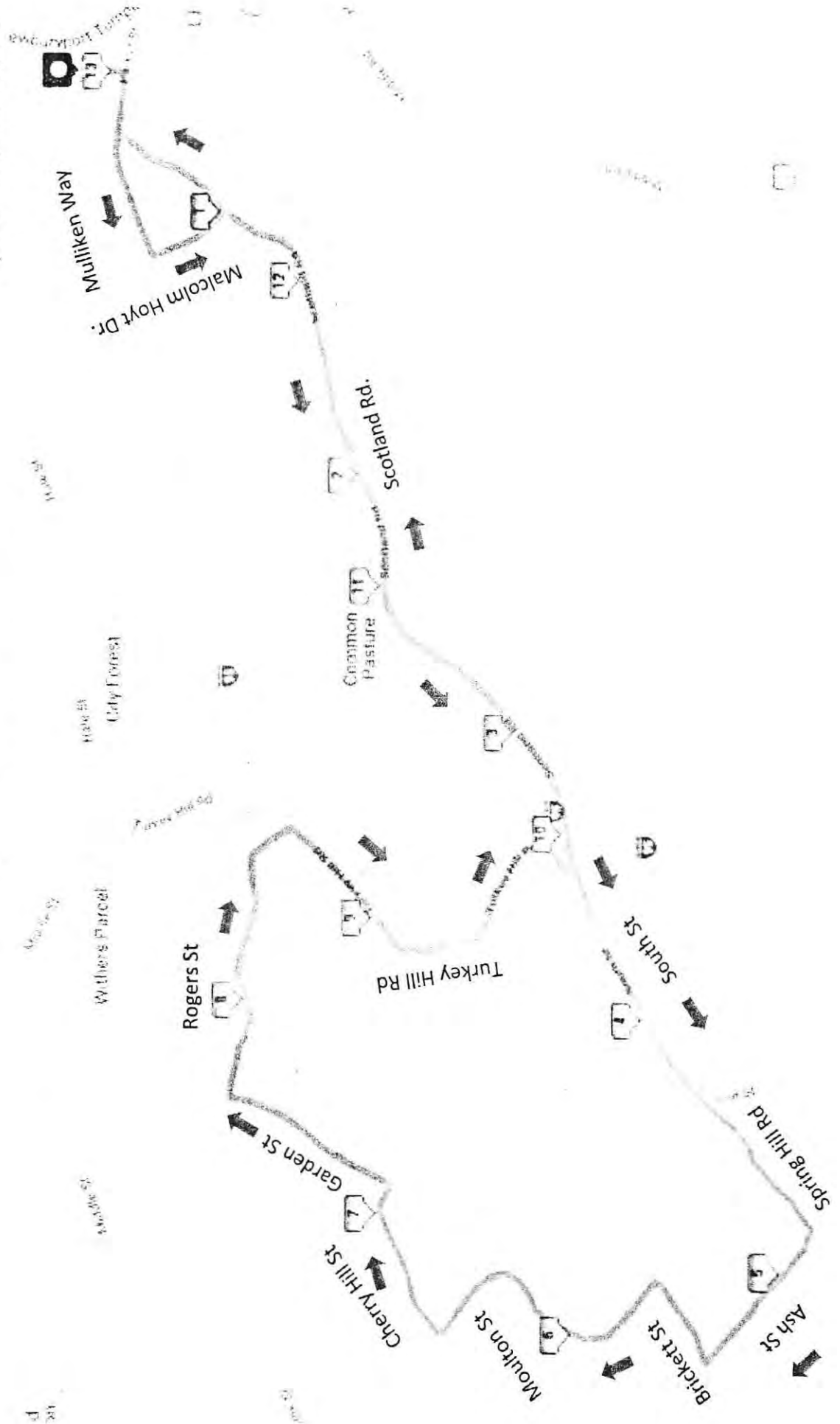
Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.

AUTHORIZED REPRESENTATIVE:



Start/Finish:

40 Parker St., Newburyport







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

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2020 JAN -7 PM 4:03

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

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: January 13, 2020
Subject: Re-Appointment

I hereby re-appoint, subject to your approval, the following named individual as a member of the Board of Health. This term will expire on January 13, 2023.

Dr. Robert E. Slocum
38 Jefferson Street
Newburyport, MA 01950

pe

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax. 2020 JAN 22 PM 1:24

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

NAME OF EVENT: Newburyport Spring Half Marathon

Date: 04/26/2020 Time: from 6:00 AM to 2:00 PM

Rain Date: 04/26/2020 Time: from 6:00 AM to 2:00 PM

2. Location: Cashman Park 9 AM Race Start (LTS)

3. Description of Property: City owned park Public Private

4. Name of Organizer: Edward O'Connor City Sponsored Event: Yes No

Contact Person

Address: 177 Endicott St #5, Boston, MA 02113 Telephone: (617) 398-0611

E-Mail: ed@c5ksports.com Cell Phone: (978) 235-3397

Day of Event Contact & Phone: Ed O'Connor, (978) 235-3397

5. Number of Attendees Expected: 2,000

6. MA Tax Number: 45-1965229

7. Is the Event Being Advertised? Yes Where? www.runningintheusa.com, social media

8. What Age Group is the Event Targeted to? 25 - 55 y/o.

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 8-10

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: N/A

Address: _____

Telephone: _____

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

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

If yes:

- a) How many trash receptacles will you be providing? 20
- b) How many recycling receptacles will you be providing? 10
- c) Will you be contracting for disposal of : Trash Yes No Recycling Yes No
- i. If yes, size of dumpster(s): Trash 1 Recycling 1
- ii. Name of disposal company: Trash Macedo Services Recycling Macedo Services
- 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)

22 Standard # 2 ADA accessible

Name of company providing the portable toilets: United Site Services

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE X WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: C5K Sports + Sub 5 Racing on behalf of Newburyport YWCA.

2. Name, Address & Daytime Phone Number of Organizer: Ed O'Connor, 177 Endicott St #5, Boston, MA 02113, (617) 398-0611
Chris Bernier, 14 Skyview Drive, Rindge, NH 03461, (603) 899-3210

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Ed O'Connor, 177 Endicott St #5, Boston, MA 02113, (617) 398-0611
Chris Bernier, 14 Skyview Drive, Rindge, NH 03461, (603) 899-3210

4. Date of Event: Sunday, April 26, 2020 Expected Number of Participants: 2,000

5. Start Time: 8:00 AM / 9am Race Start Expected End Time: 11:00 AM

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

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

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

9. Formation Location & Time for Participants: Cashman Park

10. Dismissal Location & Time for Participants: Cashman Park

11. Additional Parade Information:
- Number of Floats: N/A
 - Locations of Viewing Stations: N/A
 - Are Weapons Being Carried: Yes _____ No X
 - 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 _____ 0 Greenleaf St.

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

* 9am Race Start
Lt Siemaszko

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE X WALKATHON _____

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

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

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- Number of Floats: N/A
 - Locations of Viewing Stations: N/A
 - Are Weapons Being Carried: Yes _____ No X
 - 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 _____ 4 Green St. FIRE CHIEF Christy J. Blane _____ 0 Greenleaf St.

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

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE X WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: C5K Sports + Sub 5 Racing on behalf of Newburyport YWCA.

2. Name, Address & Daytime Phone Number of Organizer: _____
Ed O'Connor, 177 Endicott St #5, Boston, MA 02113, (617) 398-0611
Chris Bernier, 14 Skyview Drive, Rindge, NH 03461, (603) 899-3210

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up _____
Ed O'Connor, 177 Endicott St #5, Boston, MA 02113, (617) 398-0611
Chris Bernier, 14 Skyview Drive, Rindge, NH 03461, (603) 899-3210

4. Date of Event: Sunday, April 26, 2020 Expected Number of Participants: 2,000

5. Start Time: 8:00 AM Expected End Time: 11:00 AM

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

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

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

9. Formation Location & Time for Participants: Cashman Park

10. Dismissal Location & Time for Participants: Cashman Park

11. Additional Parade Information:
- Number of Floats: N/A
 - Locations of Viewing Stations: N/A
 - Are Weapons Being Carried: Yes _____ No X
 - 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 _____ 4 Green St. FIRE CHIEF Christy J. Blawie 0 Greenleaf St.

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

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE X _____

WALKATHON _____

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

C5K Sports + Sub 5 Racing on behalf of Newburyport YWCA.

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

Ed O'Connor, 177 Endicott St #5, Boston, MA 02113, (617) 398-0611

Chris Bernier, 14 Skyview Drive, Rindge, NH 03461, (603) 899-3210

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

Ed O'Connor, 177 Endicott St #5, Boston, MA 02113, (617) 398-0611

Chris Bernier, 14 Skyview Drive, Rindge, NH 03461, (603) 899-3210

4. Date of Event: Sunday, April 26, 2020 Expected Number of Participants: 2,000

5. Start Time: 8:00 AM Expected End Time: 11:00 AM

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

See attached.

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

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

9. Formation Location & Time for Participants: Cashman Park

10. Dismissal Location & Time for Participants: Cashman Park

11. Additional Parade Information:

- Number of Floats: N/A
- Locations of Viewing Stations: N/A
- Are Weapons Being Carried: Yes _____ No X
- 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 _____ 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

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

DEPARTMENT APPROVAL (for Committee Member use only):

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

Approval Required	Date: _____	Signature _____
___	1. Special Events: _____	
___	2. Police: _____	
	Is Police Detail Required: _____	# of Details Assigned: _____
___	3. Traffic, Parking & Transportation: _____	
___	4. ISD/Health: _____	
___	5. Recycling: _____	
___	6. ISD/Building: _____	
___	7. Electrical: _____	
___	8. Fire: _____	
	Is Fire Detail Required: _____	# of Details Assigned: _____
___	9. Public Works: <i>Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply</i>	
	Yes: \$ _____ due on _____	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: Edward O'Connor Date: January 10, 2020

CERTIFICATE OF INSURANCE

PRINT DATE: 1/22/2020

CERTIFICATE NUMBER: 20200122756966

AGENCY:

Edgewood Partners Insurance Center
2727 Paces Ferry Road, Building Two, Suite 1500
Atlanta, GA 30339
678-324-3300 (Phone), 678-324-3303 (Fax)

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

NAMED INSURED:

USA Track & Field, Inc. C5K Sports
130 East Washington Street, Suite 800
Indianapolis IN 46204

INSURERS AFFORDING COVERAGE:

INSURER A: Philadelphia Indemnity Ins. Co. NAIC #: 18058
INSURER B: Philadelphia Indemnity Ins. Co. NAIC #: 18058

EVENT INFORMATION:

Newburyport Spring Half Marathon (4/26/2020 - 4/27/2020)

POLICY/COVERAGE INFORMATION:

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. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INS	TYPE OF INSURANCE:	POLICY NUMBER(S):	EFFECTIVE:	EXPIRES:	LIMITS:
A	GENERAL LIABILITY				
	<input checked="" type="checkbox"/> Occurrence	PHPK2050515	11/1/2019 12:01 AM	11/1/2020 12:01 AM	GENERAL AGGREGATE (Applies Per Event) \$3,000,000
	<input checked="" type="checkbox"/> Participant Legal Liability				EACH OCCURRENCE \$1,000,000
					DAMAGE TO RENTED PREMISES (Each Occ.) \$1,000,000
					MEDICAL EXPENSE (Any one person) EXCLUDED
					PERSONAL & ADV INJURY \$1,000,000
					PRODUCTS-COMP/OP AGG \$3,000,000
B	UMBRELLA/EXCESS LIABILITY				
	<input checked="" type="checkbox"/> Occurrence	PHUB697455	11/1/2019 12:01 AM	11/1/2020 12:01 AM	EACH OCCURRENCE \$10,000,000
					AGGREGATE \$10,000,000

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS:

Coverage applies to USA Track & Field sanctioned events and registered practices, including any directly related activities, such as event set-up and tear-down, participant check-in and award ceremonies.

The certificate holder is an additional insured per the following endorsement: Additional Insured - Certificate Holders (Form PI-AM-002)

The General Liability policy is primary and non-contributory with respect to the negligence of the Named Insureds (Form CG 00 01)

The General Liability policy contains a blanket Waiver of Subrogation as required by contract per Waiver of Transfer of Rights of Recovery Against Others (Form CG 24 04).

Excess policy follows form of underlying General Liability.

CERTIFICATE HOLDER:

City of Newburyport
60 Pleasant Street
Newburyport MA 01950

NOTICE OF CANCELLATION:

Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.

AUTHORIZED REPRESENTATIVE:

②

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
JAN 13 PM 12:01

NAME OF EVENT: North Shore Tour de Cure

Date: 5/17/2020 Time: from 9:00am to 1:00pm

Rain Date: _____ Time: from _____ to _____

2. Location*: Please see attached route map.

*Please Note: If the location is a public park or the rail trail, please also contact the Parks Department

3. Description of Property: Hale Street and Rte 113 Public Private _____

4. Name of Organizer: American Diabetes Association City Sponsored Event: Yes _____ No

Contact Person

Address: 260 Cochituate Road Framingham, MA 01701 Telephone: 401-457-8806

E-Mail: mnetto@diabetes.org Cell Phone: _____

Day of Event Contact & Phone: 401-457-8806

5. Number of Attendees Expected: 300

6. MA Tax Number: _____

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

8. What Age Group is the Event Targeted to? ALL AGES

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

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

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

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

Performers _____ Dancing _____ Amplified Sound _____ Stage _____

C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____

Other Cycling Total # 300

Name of Carnival Operator: _____

Address: _____

Telephone: _____

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

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

If yes:

- a) How many trash receptacles will you be providing? _____
- b) How many recycling receptacles will you be providing? _____
- 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 STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____ ROAD RACE X _____ WALKATHON _____

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

2. Name, Address & Daytime Phone Number of Organizer: Matthew Netto
260 Cochituate Road Framingham, MA 01701 401-457-8806

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up _____
Matthew Netto 260 Cochituate Road Framingham, MA 01701 401-457-8806

4. Date of Event: 5/17/2020 Expected Number of Participants: 300

5. Start Time: 7:00am Expected End Time: 1:00pm

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): _____
Hale Street and Rte 113 South. See attached map

7. Locations of Water Stops (if any): None in Newburyport

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

9. Formation Location & Time for Participants: _____

10. Dismissal Location & Time for Participants: _____

11. Additional Parade Information:

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

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

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

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

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE X _____

WALKATHON _____

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

American Diabetes Association

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

260 Cochituate Road Framingham, MA 01701 401-457-8806

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

Matthew Netto

260 Cochituate Road Framingham, MA 01701

401-457-8806

4. Date of Event: 5/17/2020 Expected Number of Participants: 300

5. Start Time: 7:00am Expected End Time: 1:00pm

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

Hale Street and Rte 113 South. See attached map

7. Locations of Water Stops (if any): None in Newburyport

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

9. Formation Location & Time for Participants: _____

10. Dismissal Location & Time for Participants: _____

11. Additional Parade Information:

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried:

Yes _____ No X

• Are Marshalls Being Assigned to Keep Parade Moving:

Yes _____ No X

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

CITY MARSHAL _____ 4 Green St.

FIRE CHIEF _____

0 Greenleaf St.

DEPUTY DIRECTOR _____

16A Perry Way CITY CLERK _____

60 Pleasant St.

DEPARTMENT APPROVAL (for Committee Member use only):

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

<i>Approval Required</i>	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> Yes: \$ _____ due on _____ No Fee for Special Events applies Other requirements/instructions per DPS _____
___	10. Parks 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

Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

(a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."

(b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.

(c) *Definitions.*

(1) *Road race.* A competitive or non-competitive running event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(2) *Walkathon.* A competitive or non-competitive walk event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(3) *Bicycle race.* A competitive or non-competitive bicycling event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.

(5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.

(d) *Limitations.*

(1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date. Prior to application with the city council, the event shall file and receive approval from all applicable city departments, boards, and commissions. Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application.

The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. 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 application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

(2) *Exemptions.* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.

(3) *Course map.* All applications shall be accompanied by a legible, precise course map showing the event route, water stops, refreshment stops, and so-called "port-a-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.

(4) *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 not be used for public address announcements or music before 9:00 a.m.

(5) *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 fourteen (14) days in advance that neighborhood roads will be closed if no alternate route is available to those residents. Notification shall be made by race organizers by informational packet drop-off at all residences that may be impacted, including, but not limited to, road closures, restricted driveway access, parking restrictions, or noise. In the case of multi-family residences with so-called security doors, notification will be sufficient at said security door. A copy of the notification shall be provided to the city clerk and, when possible, posted on the city website and distributed via email. Further,

a list of all streets notified shall be provided to the city clerk to be date stamped and appended to the application record. Press releases and other media type notifications are encouraged.

(6) *Insurance.* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an additional insured. The policy shall be no less than two million dollars (\$2,000,000.00).

(7) *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.

(8) *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 assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.

(9) *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.

(10) *Parking.* The event organizers shall be responsible for including parking instructions in materials disseminated to event participants. If the event is happening within one-half mile of municipal parking, then participants shall be asked to park at such parking facilities.

(11) *Notification of previous event organizers.* To the extent reasonably possible, the city clerk shall notify all event organizers from events held from 2014—2016, inclusive, by a one-time phone, email, or letter of the new application timeline and other requirements.

(12) *Simplification.* Departments are encouraged to unify their respective applications into a singular application, managed and distributed by the city clerk's office.

(13) *Americans with Disabilities Act.* Event organizers are reminded of the importance of and expectation of adherence to the Americans with Disabilities Act of 1990 (42 U.S.C § 12101) and subsequent applicable amendments.

(e) *Enforcement.*

(1) *Regulations.* Consistent with this section, the city shall promulgate regulations to enforce and otherwise implement the provisions of this section upon passage by the city council. Any event previously approved by city council shall be deemed permitted.

(2) *Warning.* In the circumstance that this section 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.

(3) *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 section 1-17 of chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in subsection (e)(4) below.

(4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$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.

(5) *Failure to notify.* If the event fails to notify residents and provide documentation to the city clerk, pursuant to subsection (d)(5) above, shall render that organization ineligible to receive an event permit for a period of twelve (12) months unless special leave is granted by two-thirds supervote of the city council.

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.

DocuSigned by:
Signed: Charlotte M. Carter

Date: 2020 January 9

American Diabetes Association
260 Cochituate Road, Suite 200
Framingham, MA 01701
800-DIABETES / www.diabetes.org



November 16, 2019

People of Newburyport Massachusetts,

The North Shore Tour de Cure is a cycling, walking and running fundraising event benefiting the American Diabetes Association. This year's event is scheduled for May 17th, beginning and ending at Topsfield Fairgrounds. We have cycling routes of 100, 62, 30 and 15 miles, and a 5k walk and run. The first group of cyclists will depart the fairground at 7am, with additional groups departing at 8:30am, 10am, and 11am. We expect a total of about 300 riders to pass through Newburyport.

With your permission we would like to pass through Newburyport between the hours of 9:00am and 1:00pm. Please refer to the route maps and links on the following page.

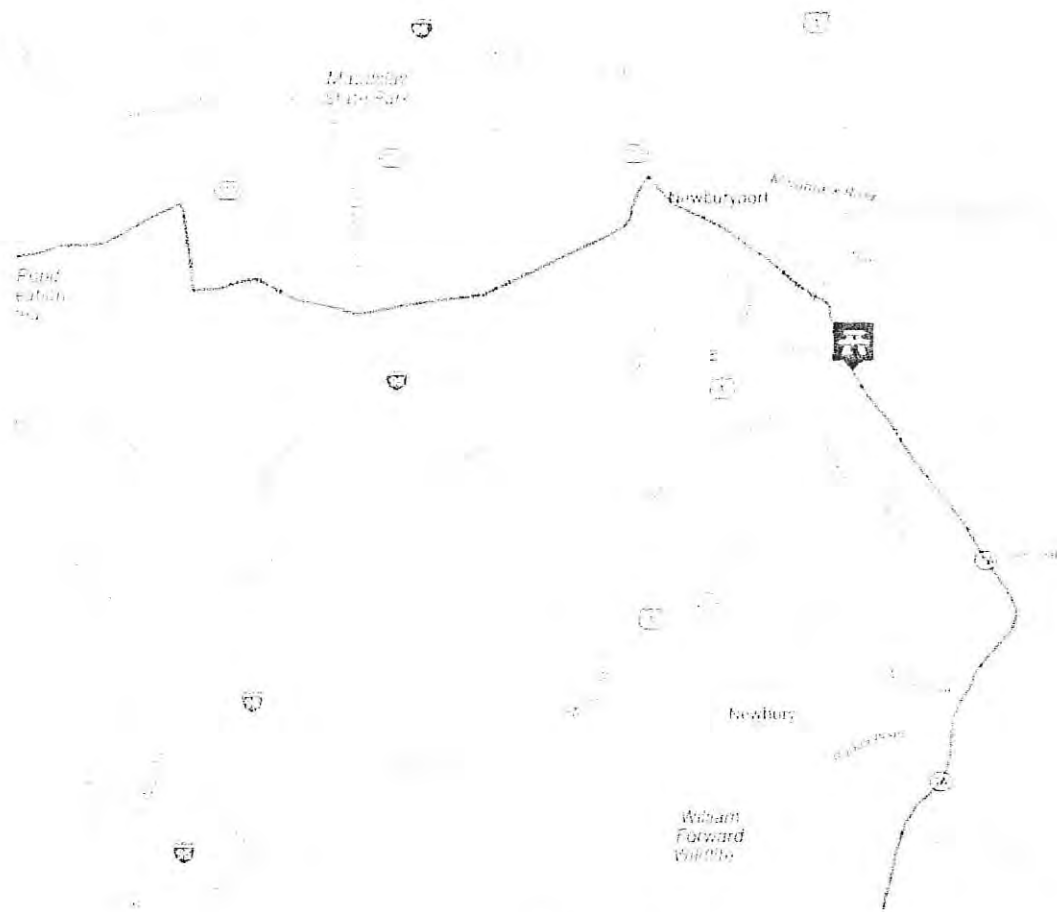
The American Diabetes Association leads the fight against the deadly consequences of diabetes and fights for those affected by diabetes. We fund research to prevent, cure and manage diabetes, deliver services to hundreds of communities, provide objective and credible information, and give voice to those denied their rights because of diabetes. To learn more about diabetes and diabetes prevention, please visit us at, www.diabetes.org.

Thank you for your help. Please let me know if you have any questions.

Matthew Netto

American Diabetes Association
Director, Event Production
Phone: 401-457-8806
Email: mnetto@diabetes.org

North Shore Tour de Cure Routes: Passing through Newburyport



100 mile Route

Online Map links

100 mile: <https://ridewithgps.com/routes/16976819>

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

RECEIVED CITY CLERK'S OFFICE NEWBURYPORT, MA

ps

PARADE _____ ROAD RACE WALKATHON _____ 2020 JAN 16 PM 03:15 PH 4:08

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: 1st Lt. Derek Hines Soldiers Fund

2. Name, Address & Daytime Phone Number of Organizer: Steven Hines
54 Ferry Rd.
Newburyport, MA

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Steven Hines Cell 617 799-6980

4. Date of Event: 6/13/20 Expected Number of Participants: 2000

5. Start Time: 1 PM Expected End Time: 8 PM

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): Merrimac,
Jefferson, Kent, Washington to Rail Trail
back to Cushman

7. Locations of Water Stops (if any): Jefferson + Washington

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

9. Formation Location & Time for Participants: Cushman Park 3 PM

10. Dismissal Location & Time for Participants: _____

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

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

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

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)

NAME OF EVENT: Flag Day 5K

Date: June 13 Time: from 2 PM to 8 PM

Rain Date: None Time: from _____ to _____

2. Location*: Cashman Park Soccer Field

*Please Note: If the location is a public park or the rail trail, please also contact the Parks Department

3. Description of Property: Soccer Field Public Private

4. Name of Organizer: 1st Lt. Derek Hines Fund City Sponsored Event: Yes No

Contact Person Steven Hines

Address: 54 Ferry Rd. Telephone: 617 799-6980

E-Mail: h1n57@comcast.net Cell Phone: _____

Day of Event Contact & Phone: Same

5. Number of Attendees Expected: 2000

6. MA Tax Number: 26-0752782

7. Is the Event Being Advertised? Yes Where? Social media

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

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

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

A. Vending: Food _____ Beverages _____ Alcohol Goods _____ Total # of Vendors 1

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

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

Name of Carnival Operator: _____

Address: _____

Telephone: _____

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

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

If yes:

- a) How many trash receptacles will you be providing? 12
- b) How many recycling receptacles will you be providing? 12
- c) Will you be contracting for disposal of : **Trash** Yes No **Recycling** Yes No
- i. If yes, size of dumpster(s): **Trash** 15 yd **Recycling** 15 yd
- 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)

12 Standard # 1 ADA accessible

Name of company providing the portable toilets: Wilkinson

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.

<i>Approval Required</i>	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>	
	Yes: \$ _____ due on _____	No Fee for Special Events applies
	Other requirements/instructions per DPS _____	
___	10. Parks 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**

Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

(a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."

(b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.

(c) *Definitions.*

(1) *Road race.* A competitive or non-competitive running event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(2) *Walkathon.* A competitive or non-competitive walk event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(3) *Bicycle race.* A competitive or non-competitive bicycling event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.

(5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.

(d) *Limitations.*

(1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date. Prior to application with the city council, the event shall file and receive approval from all applicable city departments, boards, and commissions. Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application.

The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. 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 application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

(2) *Exemptions.* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.

(3) *Course map.* All applications shall be accompanied by a legible, precise course map showing the event route, water stops, refreshment stops, and so-called "port-a-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 harbor masters departments prior to submission to the city clerk.

(4) *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 not be used for public address announcements or music before 9:00 a.m.

(5) *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 fourteen (14) days in advance that neighborhood roads will be closed if no alternate route is available to those residents. Notification shall be made by race organizers by informational packet drop-off at all residences that may be impacted, including, but not limited to, road closures, restricted driveway access, parking restrictions, or noise. In the case of multi-family residences with so-called security doors, notification will be sufficient at said security door. A copy of the notification shall be provided to the city clerk and, when possible, posted on the city website and distributed via email. Further,

a list of all streets notified shall be provided to the city clerk to be date stamped and appended to the application record. Press releases and other media type notifications are encouraged.

(6) *Insurance.* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an additional insured. The policy shall be no less than two million dollars (\$2,000,000.00).

(7) *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.

(8) *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 assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.

(9) *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.

(10) *Parking.* The event organizers shall be responsible for including parking instructions in materials disseminated to event participants. If the event is happening within one-half mile of municipal parking, then participants shall be asked to park at such parking facilities.

(11) *Notification of previous event organizers.* To the extent reasonably possible, the city clerk shall notify all event organizers from events held from 2014—2016, inclusive, by a one-time phone, email, or letter of the new application timeline and other requirements.

(12) *Simplification.* Departments are encouraged to unify their respective applications into a singular application, managed and distributed by the city clerk's office.

(13) *Americans with Disabilities Act.* Event organizers are reminded of the importance of and expectation of adherence to the Americans with Disabilities Act of 1990 (42 U.S.C § 12101) and subsequent applicable amendments.

(e) *Enforcement.*

(1) *Regulations.* Consistent with this section, the city shall promulgate regulations to enforce and otherwise implement the provisions of this section upon passage by the city council. Any event previously approved by city council shall be deemed permitted.

(2) *Warning.* In the circumstance that this section 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.

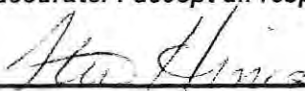
(3) *Noncriminal disposition.* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in section 1-17 of chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in subsection (e)(4) below.

(4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$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.

(5) *Failure to notify.* If the event fails to notify residents and provide documentation to the city clerk, pursuant to subsection (d)(5) above, shall render that organization ineligible to receive an event permit for a period of twelve (12) months unless special leave is granted by two-thirds supervote of the city council.

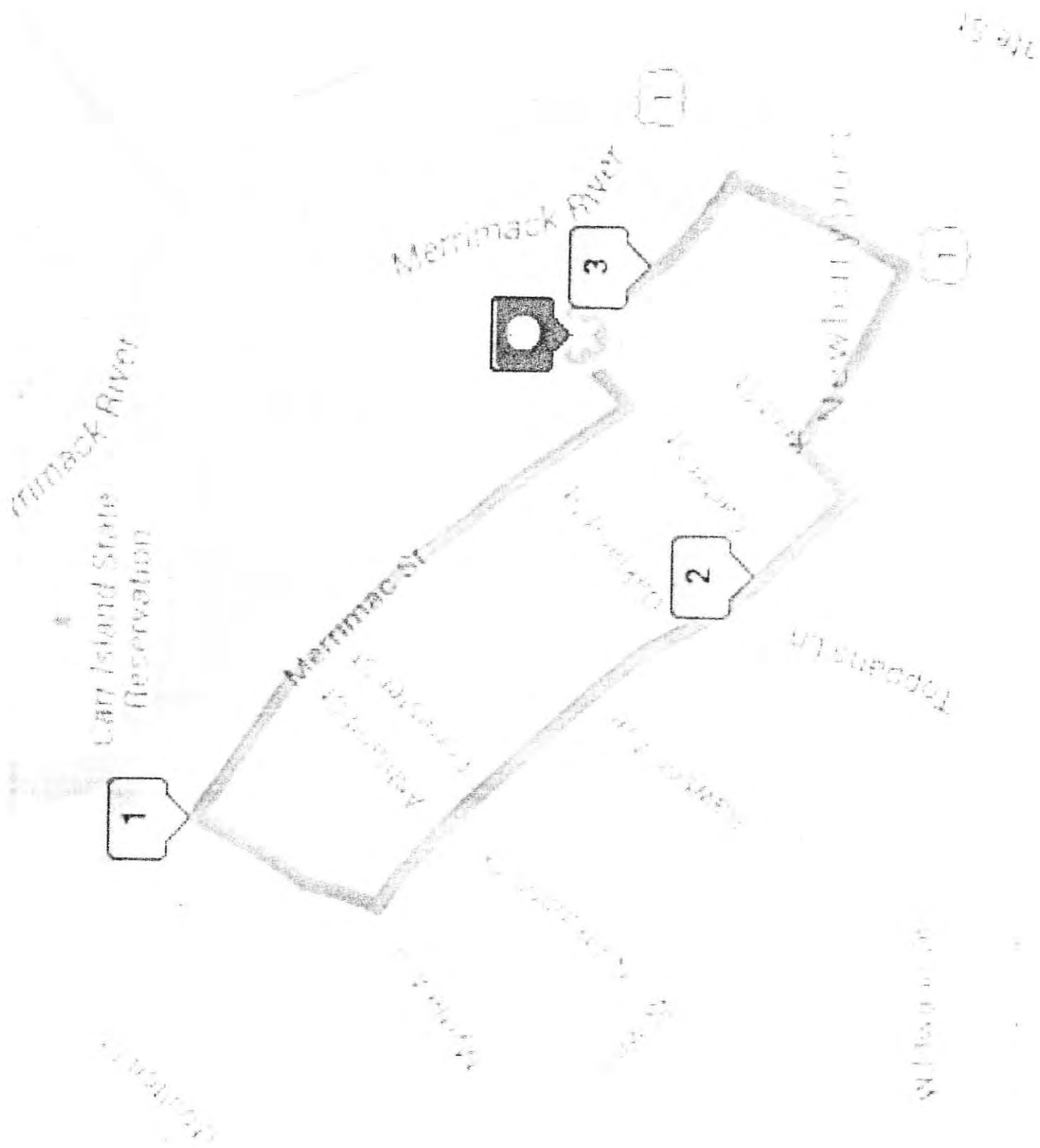
I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed: _____



Date: _____

1/15/2020



Committee Items-February 10, 2020

Public Utilities

COMM206_11_25_19_Pole Hearing - Bayberry Road

ORDR165_01_13_2020 Greener Group, LLC - Lic. Contractor

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

pu

nationalgrid

2019 NOV 14 PM 1:42

November 8, 2019

The City Council of Newburyport, Massachusetts

To Whom It May Concern:

Enclosed please find a petition of NATIONAL GRID covering the installation of underground facilities.

If you have any questions regarding this permit, please contact:

Veasna Eang 781-907-2041

If this petition meets with your approval, please return an executed copy to:

National Grid: Lisa Ayres; 1101 Turnpike Street; North Andover, MA 01845; # 978-725-1418

Very truly yours,



Dave Johnson
Supervisor, Distribution Design

Enclosures

Questions contact – Veasna Eang 781-907-2041

Petition of the Massachusetts Electric Company d/b/a NATIONAL GRID
OF NORTH ANDOVER, MASSACHUSETTS
For Electric Conduit Location:

To the City Council of Newburyport

Respectfully represents the Massachusetts Electric Company d/b/a NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Bayberry Rd. - Newburyport, Massachusetts.

The following are the streets and highways referred to:

28231546 Bayberry Rd. - National Grid to replace riser pole 15-1. National Grid to replace direct buried cable with cable and conduit system. Approximately +/- 2120 feet of cable in conduit will be install. National Grid to install 4 pullboxes within the grass median.

Location approximately as shown on plan attached.

Massachusetts Electric Company d/b/a
NATIONAL GRID

BY _____
Engineering Department

Tom Anderson/cto

Dated: November 8, 2019



CITY OF NEWBURYPORT
MASSACHUSETTS
CITY CLERK'S OFFICE
NEWBURYPORT CITY HALL
60 PLEASANT STREET • P.O. BOX 550
NEWBURYPORT, MA 01950
TEL: 978-465-4407 • FAX: 978-462-7936

RICHARD B. JONES
CITY CLERK

November 15, 2019

Dear Property Owner:

Notice is hereby given that a Public Hearing will be held on the petition of National Grid to construct a line of underground electric conduits, including the necessary sustaining and protection fixtures, for the following:

Bayberry Road-Newburyport, MA – National Grid will replace riser pole 15-1. Replace direct buried cable with cable and conduit system. Approximately +/-2120 feet of cable in conduit will be installed. And install 4 pull boxes within the grass median.

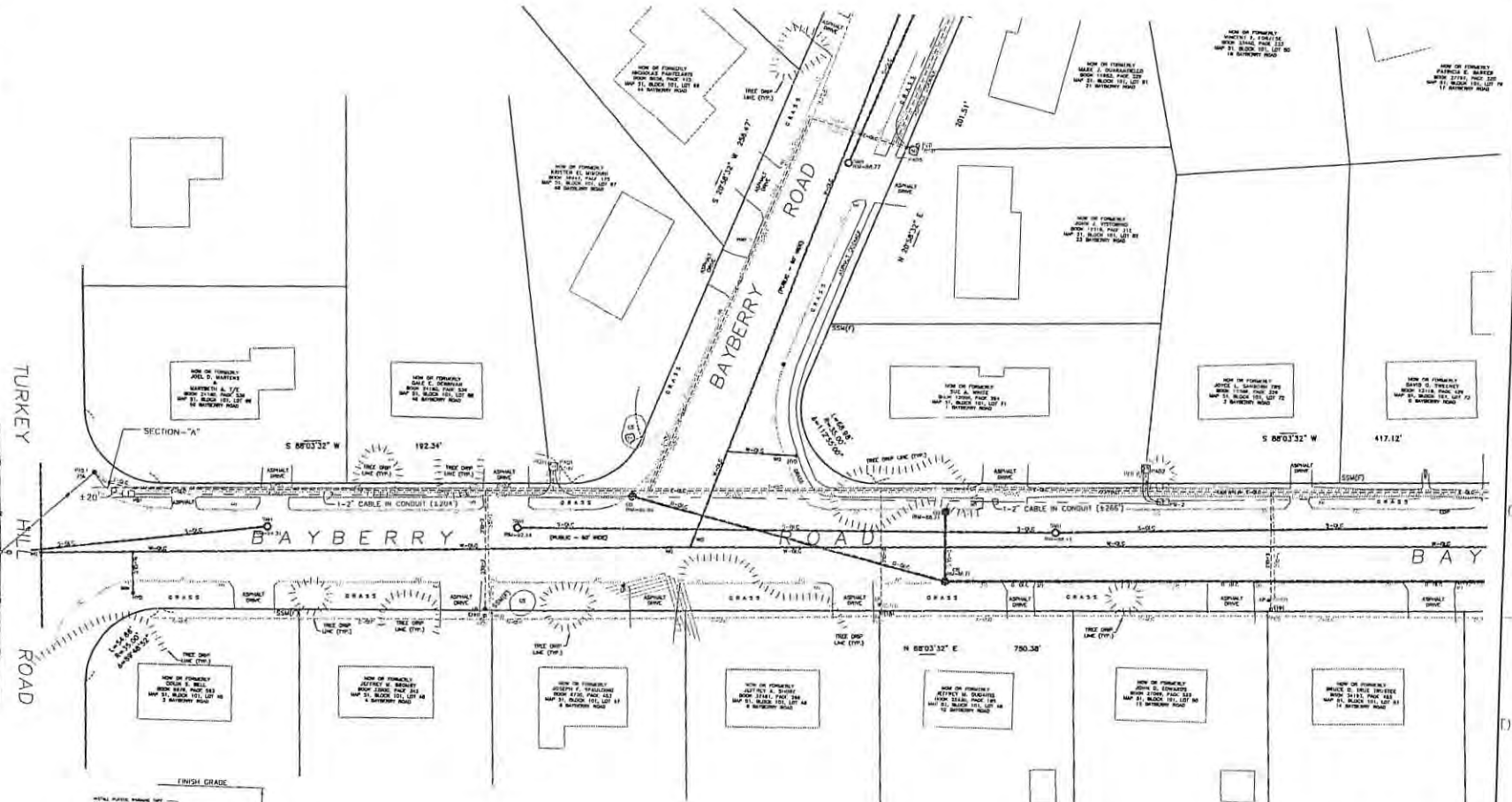
Said meeting will be held on Monday, December 9, 2019 at 7:15 PM in the City Council Chamber, City Hall, 60 Pleasant St., Newburyport, MA. At that time, all interested parties will have an opportunity to be heard.

Location approximately as shown on plan attached.

Sincerely,

Tricia E. Barker
Assistant City Clerk

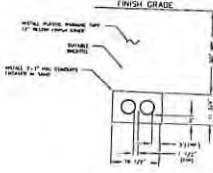
10 11 12 13 14 15



TURKEY HILL ROAD

BAYBERRY ROAD

BAYBERRY ROAD



SECTION - "A"
SCALE: NOT TO SCALE

NOTES:
1. FOR NOTES AND LEGEND SEE SHEET 1



REVISIONS	DESCRIPTION	DATE	BY	CHK

28231546
28231546.1

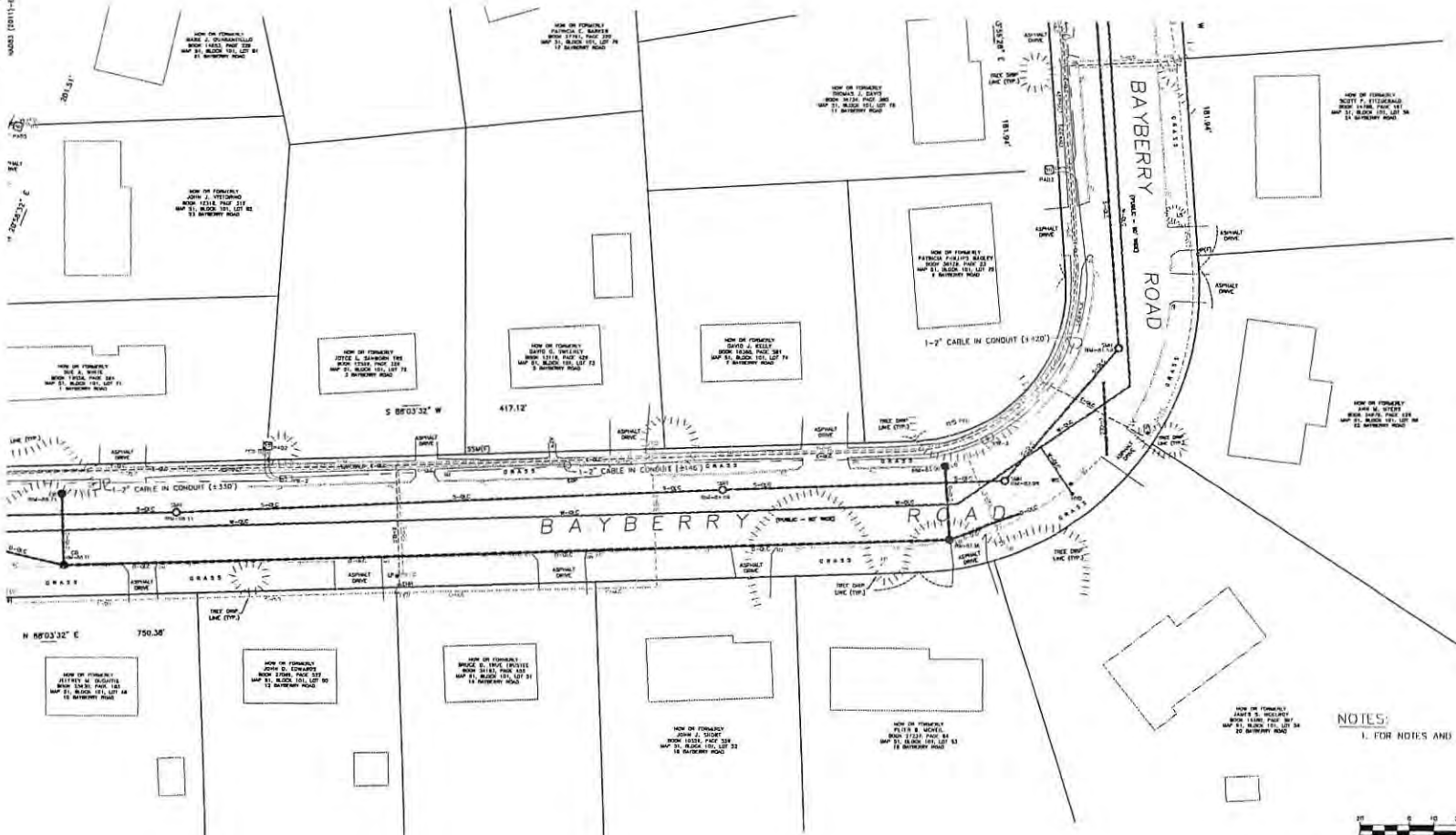
nationalgrid

**BAYBERRY ROAD
CONSTRUCTION LAYOUT**

NEWBURY PORT MA

DATE: 10-24-2019 10:45 AM

MASSACHUSETTS STATE PLANE
 COORDINATE SYSTEM (NAD83/11115.00)



NOTES:
 1. FOR NOTES AND LEGEND SEE SHEET 1



PROJECT - 282.51546
 DRAWN -
 PROPOSED - 282.51546-1

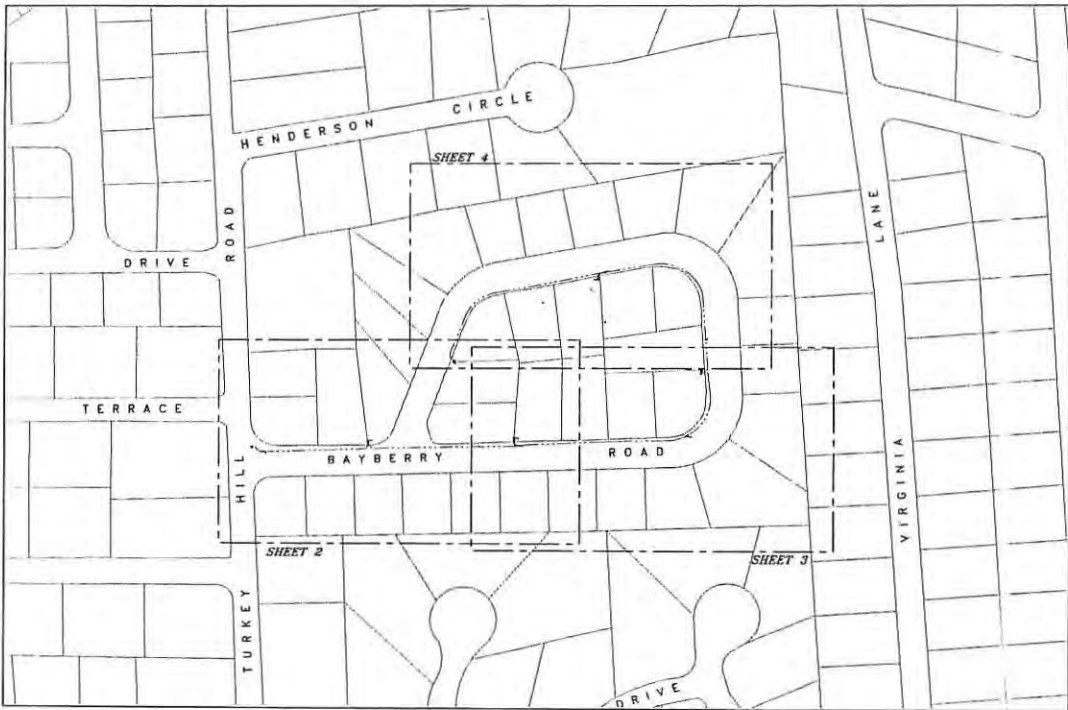
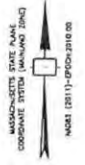
nationalgrid

**BAYBERRY ROAD
 CONSTRUCTION LAYOUT**

NEWBURY PORT MA.
 DATE: 1-20 DATE TO BE PLACED IN FILE: 2/24/2010

NO.	REVISIONS DESCRIPTION	DATE	BY





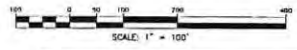
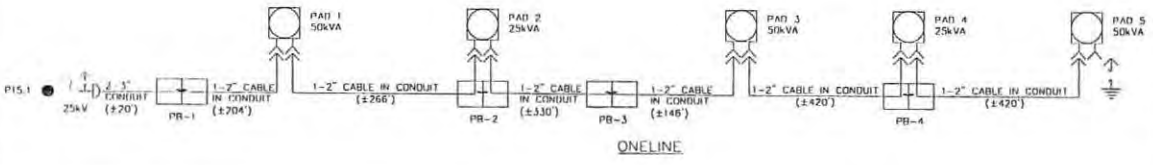
NOTES:
 1. SPECIFICATIONS FOR ELECTRICAL INSTALLATION FOR NATIONAL GRID REFERENCE ELECTRICAL SYSTEM BULLETIN NO.799A.

LEGEND:

- CB [Symbol] CATCH BASIN
- CHH [Symbol] CABLE TV HAND HOLE / PULL BOX
- DWH [Symbol] DRAIN MANHOLE
- EWH [Symbol] ELECTRIC HAND HOLE / PULL BOX
- FP [Symbol] FLAG POLE
- CG [Symbol] GAS GATE
- HYD [Symbol] HYDRANT
- LP [Symbol] LIGHT POLE
- LS [Symbol] LANDSCAPE AREA
- MAG [Symbol] MAGNETIC SURVEY NAIL
- MS [Symbol] MAIL BOX
- SI [Symbol] SIGN
- SMH [Symbol] SEWER MANHOLE
- TWH [Symbol] TELEPHONE HAND HOLE/PULL BOX
- TRANS [Symbol] TRANSFORMER
- [Symbol] PULLBOX
- [Symbol] TYPICAL
- UP [Symbol] UTILITY POLE
- UP [Symbol] UTILITY POLE WITH LIGHT

QUALITY LEVEL "C" INFORMATION ("QLC")

- C-QLC --- CONDUIT/CABLE, TELEPHONE, MAIN AIR-DUCTAL LINES
- D-QLC --- DRAIN
- E-QLC --- ELECTRIC, ELEC. POWER LINES, CABLES, CONDUIT & LIGHTING CABLES
- S-QLC --- SEWER
- T-QLC --- TELEPHONE/PHONE SYSTEMS
- W-QLC --- WATER, LOW PRESSURE, HIGH PRESSURE, FIRE SERVICE
- 1-2" CABLE IN CONDUIT --- 1-2" CABLE IN CONDUIT



NO.	REVISIONS DESCRIPTION	BY	DATE

nationalgrid

**BAYBERRY ROAD
CONSTRUCTION LAYOUT**

NEWBURY PORT MA

SCALE: 1" = 100' DATE: 10/24/2017 BY: PFRANCY D

101/ 28/ 1/ /
PERRY JOHN M & FRANCES J TRUSTEES
PERRY NOMINEE TRUST
23 TURKEY HILL RD
Wburyport, MA 01950

101/ 49/ / /
GUDAITIS JEFFREY M
ANDREA D J/T
10 BAYBERRY RD
NEWburyport, MA 01950

101/ 59/ / /
DYLINGOWSKI PAUL K
LORRAINE J T/E
30 BAYBERRY RD
NEWburyport, MA 01950

101/ 28/ 2/ /
THALMANN TIMOTHY
DANIELLE T/E
2 HENDERSON CR
NEWburyport, MA 01950

101/ 50/ / /
EDWARDS JOHN DAVIS
WALSH DANIELLE J/T
12 BAYBERRY RD
NEWburyport, MA 01950

101/ 60/ / /
CAREY DAVID E
CATHERINE M T/E
32 BAYBERRY RD
NEWburyport, MA 01950

101/ 28/ 3/ /
KELLEHER JOHN M
RENEE S T/E
4 HENDERSON CR
NEWburyport, MA 01950

101/ 51/ / /
TRUE BRUCE D TRUSTEE
WENDY L TRUE TRUSTEE
14 BAYBERRY RD
NEWburyport, MA 01950

101/ 61/ / /
DOYLE MICHAEL F
KELLI A T/E
34 BAYBERRY RD
NEWburyport, MA 01950

101/ 28/ 4/ /
BURKHARDT MARC A TRS
MARC A BURKHARDT REVOCABLE TRUS
6 HENDERSON CR
NEWburyport, MA 01950

101/ 52/ / /
SHORT JOHN J.
ANN MARIE T/E
16 BAYBERRY RD
NEWburyport, MA 01950

101/ 62/ / /
MACDOUGALL JOHN S
MICHELLE J T/E
36 BAYBERRY RD
NEWburyport, MA 01950

101/ 29/ / /
MCELROY SEAN R & KRISTIE M T/E
25 TURKEY HILL RD
NEWburyport, MA 01950

101/ 53/ / /
MCNEIL PETER B
ANNE T/E
18 BAYBERRY RD
NEWburyport, MA 01950

101/ 63/ / /
ROUBA JASON J
SARAH T/E
38 BAYBERRY RD
NEWburyport, MA 01950

101/ 30/A / /
BOSELLI STEVEN
MORGAN T/E
33 TURKEY HILL RD
NEWburyport, MA 01950

101/ 54/ / /
MCELROY JAMES S
ROCHELLE M T/E
20 BAYBERRY RD
NEWburyport, MA 01950

101/ 64/ / /
WEBB KAREN
40 BAYBERRY RD
NEWburyport, MA 01950

101/ 45/ / /
BELL COLIN S
NANCY A T/E
2 BAYBERRY ROAD
NEWburyport, MA 01950

101/ 55/ / /
MYERS ANN M
22 BAYBERRY RD
NEWburyport, MA 01950

101/ 65/ / /
MARINO JOHN F JR
ROBIN C T/E
42 BAYBERRY RD
NEWburyport, MA 01950

101/ 46/ / /
OBRIEN APRIL
ANTHONY PAGLIARULO J/T
4 BAYBERRY RD
NEWburyport, MA 01950

101/ 56/ / /
FITZGERALD SCOTT P
EVA K
24 BAYBERRY RD
NEWburyport, MA 01950

101/ 66/ / /
PANTELAKIS NICHOLAS
44 BAYBERRY RD
NEWburyport, MA 01950

101/ 47/ / /
SPAULDING JOSEPH F
DALE ANNE T/E
6 BAYBERRY ROAD
NEWburyport, MA 01950

101/ 57/ / /
EIGEN JOSHUA N
HEATHER D T/E
26 BAYBERRY RD
NEWburyport, MA 01950

101/ 67/ / /
EL MIMOUNI KRISTEN
15 CURWEN RD
PEABODY, MA 01960

101/ 48/ / /
ORT JEFFREY A
2 BAYBERRY RD
NEWburyport, MA 01950

101/ 58/ / /
OCONNOR MICHAEL E
JANE M T/E
28 BAYBERRY RD
NEWburyport, MA 01950

101/ 68/ / /
DERRIVAN GAIL E
48 BAYBERRY RD
NEWburyport, MA 01950

101/ 69/ / /
MARTENS JOEL D & MARYBETH A T/E
50 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 79/ / /
BARKER PATRICIA E
17 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 99/ / /
GALLAGHER LORETTA L & BRIAN J TRS
L L GALLAGHER DECLARATION OF TRUS
36 VIRGINIA LN
NEWBURYPORT, MA 01950

101/ 70/ / /
NARDELLA ROBERT G
27 TURKEY HILL RD
NEWBURYPORT, MA 01950

101/ 80/ / /
FORZESE VINCENT T
MELISSA T/E
19 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 168/ / /
JOHNSON DAVID & LAURA TRS
JOHNSON FAMILY HOLDING TRUST
6 KNIGHTS LN
NEWBURYPORT, MA 01950

101/ 71/ / /
WHITE SUE A.
1 BAYBERRY ROAD
NEWBURYPORT, MA 01950

101/ 81/ / /
QUARANTIELLO MARK J
JENNIFER A T/E
21 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 169/ / /
QUARANTIELLO RICHARD M
ELIZABETH M T/E
5 KNIGHTS LANE
NEWBURYPORT, MA 01950

101/ 72/ / /
SANBORN JOYCE L TRS
BAYBERRY THREE REALTY TRUST
10 MEADOW POND ROAD
HAMPTON, NH 03842

101/ 82/ / /
VISTORINO JOHN J.
PAULA M. T/E
23 BAYBERRY ROAD
NEWBURYPORT, MA 01950

101/ 170/ / /
DESCH MARTIN D
SHANNA L T/E
3 KNIGHTS LN
NEWBURYPORT, MA 01950

101/ 73/ / /
SWEENEY DAVID G.
REBECCA M. T/E
5 BAYBERRY ROAD
NEWBURYPORT, MA 01950

101/ 93/ / /
GREIDER SCOTT M
DIANA H T/E
24 VIRGINIA LN
NEWBURYPORT, MA 01950

101/ 173/ / /
CAHALANE JOHN S
MARILYN R T/E
2 WANDOVER WAY
NEWBURYPORT, MA 01950

101/ 74/ / /
KELLY DAVID J
KIMBERLY A T/E
7 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 94/ / /
WILE CHRISTOPHER
LAUREN T/E
26 VIRGINIA LN
NEWBURYPORT, MA 01950

101/ 174/ / /
ARMANO DOMENIC K
ELIZABETH T/E
3 WANDOVER WAY
NEWBURYPORT, MA 01950

101/ 75/ / /
BAGLEY PATRICIA PHILLIPS
9 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 95/ / /
MAHAN WILLIAM F
LOIS P T/E
28 VIRGINIA LANE
NEWBURYPORT, MA 01950

101/ 175/ / /
HURST JAMES E
TRACEY G
1 WANDOVER WAY
NEWBURYPORT, MA 01950

101/ 76/ / /
DAVIS THOMAS J
DAVIS THERESA F T/E
11 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 96/ / /
LARSON JEAN TUCKER TRUSTEE
JEAN TUCKER LARSON 2016
30 VIRGINIA LN
NEWBURYPORT, MA 01950

102/ 5/B / /
DEGLORIA DONALD P JR
LISA R T/E
2 BOURBEAU TERR
NEWBURYPORT, MA 01950

101/ 77/ / /
FLAHERTY RYAN PATRICK
LARA MEAGHAN FLAHERTY T/E
13 BAYBERRY RD
NEWBURYPORT, MA 01950,

101/ 97/ / /
MORRIS MICHAEL & CHERYL T/E
32 VIRGINIA LANE
NEWBURYPORT, MA 01950

101/ 78/ / /
MCKENNA LAN R
ANDRA LEE MCKENNA T/E
15 BAYBERRY RD
NEWBURYPORT, MA 01950

101/ 98/ / /
GREELEY SUSAN L & JOHN E TRS
GREELEY REALTY TRUST
34 VIRGINIA LN
NEWBURYPORT, MA 01950



CITY OF NEWBURYPORT

OFFICE OF THE
ASSESSOR

JILL BRENNAN
CITY ASSESSOR

November 14, 2019

NEWBURYPORT CITY HALL

60 PLEASANT STREET

NEWBURYPORT, MA 01950

TEL: 978-465-4403

FAX: 978-462-8495

WWW.CITYOFNEWBURYPORT.COM

TO: Richard Jones, City Clerk

FROM: Board of Assessors

**RE: BAYBERRY ROAD – Replace riser pole 15-1.
Replace direct buried cable with cable and conduit
system. Approximately +/- 2120 feet of cable in conduit
will be installed. Install 4 pullboxes within the grass
median.**

The attached are the abutters to the above described
location:

Jill Brennan

GCX_OID	OWNER1	OWNER2	PROP_ID	OWN_ADDR	OWNERCITY	MAP_PAR_ID
0	THALMANN TIMOTHY	DANIELLE T/E	101-28-2	2 HENDERSON CR	NEWBURYPORT, MA 01950	101-28-2
1	KELLEHER JOHN M	RENEE S T/E	101-28-3	4 HENDERSON CR	NEWBURYPORT, MA 01950	101-28-3
2	BURKHARDT MARC	CYNTHIA A T/E	101-28-4	6 HENDERSON CR	NEWBURYPORT, MA 01950	101-28-4
3	MCELROY JAMES S	ROCHELLE M T/E	101-54	20 BAYBERRY RD	NEWBURYPORT, MA 01950	101-54
4	MCELROY SEAN R & KRISTIE M T/E		101-29	25 TURKEY HILL RD	NEWBURYPORT, MA 01950	101-29
5	MARINO JOHN F JR	ROBIN C T/E	101-65	42 BAYBERRY RD	NEWBURYPORT, MA 01950	101-65
6	VISTORINO JOHN J.	PAULA M. T/E	101-82	23 BAYBERRY ROAD	NEWBURYPORT, MA 01950	101-82
7	SANBORN JOYCE L TRS	BAYBERRY THREE REALTY TRUST	101-72	3 BAYBERRY RD	NEWBURYPORT, MA 01950	101-72
8	SWEENEY DAVID G.	REBECCA M. T/E	101-73	5 BAYBERRY ROAD	NEWBURYPORT, MA 01950	101-73
9	LARSON JEAN TUCKER TRUSTEE	JEAN TUCKER LARSON 2016	101-96	30 VIRGINIA LN	NEWBURYPORT, MA 01950	101-96
10	WEBB KAREN		101-64	40 BAYBERRY RD	NEWBURYPORT, MA 01950	101-64
11	ROUBA JASON J	SARAH T/E	101-63	38 BAYBERRY RD	NEWBURYPORT, MA 01950	101-63
12	HSBC BANK USA	C/O OCWEN LOAN SERVICING LLC	101-67	1661 WORTHINGTON RD STE 100	WEST PALM BEACH, FL 33409	101-67
13	NARDELLA ROBERT G		101-70	27 TURKEY HILL RD	NEWBURYPORT, MA 01950	101-70
14	DERRIVAN GAIL E		101-68	48 BAYBERRY RD	NEWBURYPORT, MA 01950	101-68

15	FITZGERALD SCOTT P	EVA K	101-56	24 BAYBERRY RD	NEWBURYPORT, MA 01950	101-56
16	DOYLE MICHAEL F	KELLI A T/E	101-61	34 BAYBERRY RD	NEWBURYPORT, MA 01950	101-61
17	MARTENS JOEL D & MARYBETH A T/E		101-69	50 BAYBERRY RD	NEWBURYPORT, MA 01950	101-69
18	KELLY DAVID J	KIMBERLY A T/E	101-74	7 BAYBERRY RD	NEWBURYPORT, MA 01950	101-74
19	BAGLEY PATRICIA PHILLIPS		101-75	9 BAYBERRY RD	NEWBURYPORT, MA 01950	101-75
20	GALLAGHER LORETTA L & BRIAN J TRS	L L GALLAGHER DECLARATION OF TRUST	101-99	36 VIRGINIA LN	NEWBURYPORT, MA 01950	101-99
21	DYLINGOWSKI PAUL K	LORRAINE J T/E	101-59	30 BAYBERRY RD	NEWBURYPORT, MA 01950	101-59
22	OCONNOR MICHAEL E	JANE M T/E	101-58	28 BAYBERRY RD	NEWBURYPORT, MA 01950	101-58
23	PERRY JOHN M & FRANCES J TRUSTEES	PERRY NOMINEE TRUST	101-28-1	23 TURKEY HILL RD	NEWBURYPORT, MA 01950	101-28-1
24	GREIDER SCOTT M	DIANA H T/E	101-93	24 VIRGINIA LN	NEWBURYPORT, MA 01950	101-93
25	MACDOUGALL JOHN S	MICHELLE J T/E	101-62	36 BAYBERRY RD	NEWBURYPORT, MA 01950	101-62
26	BELL COLIN S	NANCY A T/E	101-45	2 BAYBERRY ROAD	NEWBURYPORT, MA 01950	101-45
27	BROMBY JEFFREY M	MELISSA B T/E	101-46	4 BAYBERRY RD	NEWBURYPORT, MA 01950	101-46
28	SPAULDING JOSEPH F	DALE ANNE T/E	101-47	6 BAYBERRY ROAD	NEWBURYPORT, MA 01950	101-47
29	SHORT JEFFREY A		101-48	8 BAYBERRY RD	NEWBURYPORT, MA 01950	101-48
30	GUDAITIS JEFFREY M	ANDREA D J/T	101-49	10 BAYBERRY RD	NEWBURYPORT, MA 01950	101-49

31	EDWARDS JOHN DAVIS	WALSH DANIELLE J/T	101-50	12 BAYBERRY RD	NEWBURYPORT, MA 01950	101-50
32	TRUE BRUCE D TRUSTEE	WENDY L TRUE TRUSTEE	101-51	14 BAYBERRY RD	NEWBURYPORT, MA 01950	101-51
33	SHORT JOHN J.	ANN MARIE T/E	101-52	16 BAYBERRY RD	NEWBURYPORT, MA 01950	101-52
34	BOSELLI STEVEN	MORGAN T/E	101-30- A	33 TURKEY HILL RD	NEWBURYPORT, MA 01950	101-30-A
35	HURST JAMES E	TRACEY G	101-175	1 WANDOVER WAY	NEWBURYPORT, MA 01950	101-175
36	ARMANO DOMENIC K	ELIZABETH T/E	101-174	3 WANDOVER WAY	NEWBURYPORT, MA 01950	101-174
37	CAHALANE JOHN S	MARILYN R T/E	101-173	2 WANDOVER WAY	NEWBURYPORT, MA 01950	101-173
38	DESCH MARTIN D	SHANNA L T/E	101-170	3 KNIGHTS LN	NEWBURYPORT, MA 01950	101-170
39	MORRIS MICHAEL & CHERYL T/E		101-97	32 VIRGINIA LANE	NEWBURYPORT, MA 01950	101-97
40	QUARANTIELLO RICHARD M	ELIZABETH M T/E	101-169	5 KNIGHTS LANE	NEWBURYPORT, MA 01950	101-169
41	JOHNSON DAVID K	LAURA A	101-168	6 KNIGHTS LANE	NEWBURYPORT, MA 01950	101-168
42	CALDWELL JOHN Q JR	SHERYL S T/E	101-57	26 BAYBERRY RD	NEWBURYPORT, MA 01950	101-57
43	FORZESE VINCENT T	MELISSA T/E	101-80	19 BAYBERRY RD	NEWBURYPORT, MA 01950	101-80
44	BARKER PATRICIA E		101-79	17 BAYBERRY RD	NEWBURYPORT, MA 01950	101-79
45	PANTELAKIS NICHOLAS		101-66	44 BAYBERRY RD	NEWBURYPORT, MA 01950	101-66
46	WILE CHRISTOPHER	LAUREN T/E	101-94	26 VIRGINIA LN	NEWBURYPORT, MA 01950	101-94
47	GREELEY SUSAN L & JOHN E TRS	GREELEY REALTY TRUST	101-98	34 VIRGINIA LN	NEWBURYPORT, MA 01950	101-98

48	WHITE SUE A.		101-71	1 BAYBERRY ROAD	NEWBURYPORT, MA 01950	101-71
49	MCNEIL PETER B	ANNE T/E	101-53	18 BAYBERRY RD	NEWBURYPORT, MA 01950	101-53
50	DAVIS THOMAS J	DAVIS THERESA F T/E	101-76	11 BAYBERRY RD	NEWBURYPORT, MA 01950	101-76
51	CAREY DAVID E	CATHERINE M T/E	101-60	32 BAYBERRY RD	NEWBURYPORT, MA 01950	101-60
52	DEGLORIA DONALD P JR	LISA R T/E	102-5-B	2 BOURBEAU TERR	NEWBURYPORT, MA 01950	102-5-B
53	MYERS ANN M		101-55	22 BAYBERRY RD	NEWBURYPORT, MA 01950	101-55
54	QUARANTIELLO MARK J	JENNIFER A T/E	101-81	21 BAYBERRY RD	NEWBURYPORT, MA 01950	101-81
55	MAHAN WILLIAM F	LOIS P T/E	101-95	28 VIRGINIA LANE	NEWBURYPORT, MA 01950	101-95
56	MCKENNA IAN R	ANDRA LEE MCKENNA T/E	101-78	15 BAYBERRY RD	NEWBURYPORT, MA 01950	101-78
57	SHACTMAN PETER G	LISA T/E	101-77	13 BAYBERRY RD	NEWBURYPORT, MA 01950	101-77

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

January 13, 2020

THAT the City Council of the City of Newburyport approves the following Licensed Contractor application for the 2020 construction year for Water, Sewer, Drain Layer, Roadway, Sidewalk, Gas, and Electric work:

Greener Group, LLC
123 Bolt Street
Lowell, MA 01852

Councillor Sharif I. Zeid
Public Utilities Chairperson




CITY OF NEWBURYPORT
RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2019 DEC 16 PM 2:35

DEPARTMENT
OF
PUBLIC SERVICES

MEMORANDUM

ANTHONY J. FURNARI
DIRECTOR

TO: Richard Jones, City Clerk
FROM: Anthony J. Furnari, DPS Director 
DATE: December 11, 2019
RE: License Contractor Application and recommendation for 2020 Season

JAMIE TUCCOLO
DEPUTY DIRECTOR /
DIRECTOR OF OPERATIONS

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

16A PERRY WAY
NEWBURYPORT, MA 01950

Greener Group LLC
123 Bolt St
Lowell, MA 01852

TEL: 978-465-4464

For the following work;

F: 978-465-1623

Water Service
Sewer Service
Drain Laying
Roadway
Sidewalk
Gas
Electric

WWW.CITYOFNEWBURYPORT.COM

Thank you for your attention to this matter.



ANTHONY J. FURNARI, DIRECTOR
 JAMIE TUCCOLO, DEPUTY DIRECTOR

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

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

**Application to become a
 Licensed Contractor**

Submit completed application to the above address

Today's Date: 11/13/2019

Name of Company: Greener Group LLC

Name of Owner: Jeremy McSorley

Contact Person: Mike Ruggiero

Street Address: 123 Bolt Street City: Lowell State: MA Zip Code: 01852

Phone #: 978-441-3900 Cell #: 978-654-9475 Fax #: 978-441-0603

Insurance Certificate #: _____ Policy Expiration Date: _____

Name and Contact Information of Insurer: _____

Bond # _____ Bond Expiration Date: _____

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

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

Submit the Following with this completed Application:

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



CITY OF NEWBURYPORT

DEPARTMENT OF PUBLIC SERVICES
16A PERRY WAY
NEWBURYPORT, MA. 01950

ANTHONY J. FURNARI, DIRECTOR
JAMIE TUCCOLO, DEPUTY DIRECTOR

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

PERMIT APPLICATION FOR RIGHT OF WAY/UTILITY/TRENCH/ELECTRICAL ACCESS

BRING THIS COMPLETED APPLICATION TO THE ABOVE ADDRESS TO OBTAIN A PERMIT

Project Street: Colby Farm Lane Project Name (if different): Reserve at Bashaw Farm

Today's Date: 11/13/2019 Length of Trench/Curb cut: 500' Dig Safe #: 20194510120

Name of Applicant: Greener Group LLC Phone #: 978-441-3900

Street Address: 123 Bolt Street City: Lowell State: MA Zip Code: 01852

Name of Excavator: Greener Group LLC Phone #: 978-441-3900

Street Address: 123 Bolt Street City: Lowell State: MA Zip Code: 01852

Phone #: 978-441-3900 MA Hoisting License #: HE-137945 License Grade: 2A Exp. Date: 8-12-20

Name of Property Owner: Mallow Realty Trust Phone #: _____

Street Address: 185 Low Street City: Newburyport State: MA Zip Code: 01950

Insurance Certificate #: _____ Exp. Date: _____ Name of Insurer: _____

Name of Competent Person (as defined by 520 CMR 7.02): Joe Homen

Description, location, and purpose of proposed work: *Please describe the location of the proposed work and its purpose. If applicable provide a description of what is intended to be laid (e.g. pipes/cable lines, etc.)*

370' of 8" watermain/ 180' of Sewer main/ Drain tie ins to 2ea DMHS on Colby Farm Lane.
2 NCL curb cuts & new curbing & sidewalk on Colby Farm Lane also.

Type of Permit: (check all that apply) Approved permits are valid for 30 days from approval date.

- Sidewalk ROW Opening / Fee \$100
- Street ROW Opening/Fee \$100 plus \$2.00/sq/ft
- ROW Occupancy (dumpster, staging)/Fee \$50 per wk.
- Sidewalk Partnership Replacement Program / No Fee
- Electricity Access Permit / Fee \$25 per day/\$300 per mo.
- Sewer Service (new, repair, replace) Fee varies
- Water Service (new, repair, replace) Fee varies
- Curb Cut/Fee \$100 per application-DPS reviews
- Special Events(trash/staging) \$45 per hr/employee

Additional Information: (if checked, must be approved/initialed by DPS)

- Road Detour / Road Closure
- Storage of Materials on Private Way
- Disrupting Resident Right of Way (must attain abutter list)

Water Dept. Signature & Date: _____

Highway Dept. Signature & Date
(Final Approval/Denial)

Sewer Dept. Signature & Date: _____

Special Comments/Conditions:

By signing this form, the applicant, owner, and excavator all acknowledge and certify that they are familiar with, or, before commencement of the work, will become familiar with, all laws and regulations applicable to work proposed, including OSHA regulations, G.L. C. 82a, 520 CMR 7.00 et seq., and any applicable municipal ordinances, by-laws and regulations and they covenant and agree that all work done under the permit issued for such work will comply therewith in all respects and with the conditions set forth below.

The undersigned owner authorizes the applicant to apply for the permit and the excavator to undertake such work on the property of the owner, and also, for the duration of construction, authorizes persons duly appointed by the municipality to enter upon the property to monitor and inspect the work for conformity with the conditions attached hereto and the laws and regulations governing such work.

The undersigned applicant, owner and excavator agree jointly and severally to reimburse the municipality for any and all costs and expenses incurred by the municipality in connection with this permit and the work conducted hereunder, including but not limited to enforcing the requirements of state law and conditions of this permit, inspections made to assure compliance therewith, and measures taken by the municipality to protect the public where the applicant owner or excavator has failed to comply therewith including police details and other remedial measures deemed necessary by the municipality.

The undersigned applicant, owner and excavator agree jointly and severally to defend, indemnify, and hold harmless the municipality and all of its agents and employees from any and all liability, causes or action, costs, and expenses resulting from or arising out of any injury, death, loss, or damage to any person or property during the work conducted under this permit. Conditions and Requirements Pursuant To G.L.C.82a And 520 CMR 7.00 Et Seq. (As Amended)

By signing the application, the applicant understands and agrees to comply with the following:

- i. No trench may be excavated unless the requirements of sections 40 through 40D of chapter 82, and any accompanying regulations, have been met and this permit is invalid unless and until said requirements have been complied with by the excavator applying for the permit including, but not limited to, the establishment of a valid excavation number with the underground plant damage prevention system as said system is defined in section 76D of chapter 164 (DIG SAFE);
- ii. Trenches may pose a significant health and safety hazard. Pursuant to Section 1 of Chapter 82 of the General Laws, an excavator shall not leave any open trench unattended without first making every reasonable effort to eliminate any recognized safety hazard that may exist as a result of leaving said open trench unattended. Excavators should consult regulations promulgated by the Department of Public Safety in order to familiarize themselves with the recognized safety hazards associated with excavations and open trenches and the procedures required or recommended by said department in order to make every reasonable effort to eliminate said safety hazards which may include covering, barricading or otherwise protecting open trenches from accidental entry.
- iii. Persons engaging in any in any trenching operation shall familiarize themselves with the federal safety standards promulgated by the Occupational Safety and Health Administration on excavations: 29 CFR 1926.650 et.seq., entitled Subpart P "Excavations".
- iv. Excavators engaging in any trenching operation who utilize hoisting or other mechanical equipment subject to chapter 146 shall only employ individuals licensed to operate said equipment by the Department of Public Safety pursuant to said chapter and this permit must be presented to said licensed operator before any excavation is commenced;
- v. By applying for, accepting and signing this permit, the applicant hereby attests to the following: (1) that they have read and understands the regulations promulgated by the Department of Public Safety with regard to construction related excavations and trench safety; (2) that he has read and understands the federal safety standards promulgated by the Occupational Safety and Health Administration on excavations: 29 CMR 1926.650 et.seq., entitled Subpart P "Excavations" as well as any other excavation requirements established by this municipality; and (3) that he is aware of and has, with regard to the proposed trench excavation on private property or proposed excavation of a city or town public way that forms the basis of the permit application, complied with the requirements of sections 40-40D of chapter 82A.
- vi. This permit shall be posted in plain view on the site of the trench.

For additional information please visit the Department of Public Safety's website at www.mass.gov/dps

Summary of Excavation and Trench Safety Regulation (520 CMR 14.00 et seq.)

This summary was prepared by the Massachusetts Department of Public Safety pursuant to G.L.c.82A and does not include all requirements of the 520 CMR 14.00. To view the full regulation and G.L.c.82A, go to www.mass.gov/dps. Pursuant to M.G.L. c. 82, § 1, the Department of Public Safety, jointly with the Division of Occupational Safety, drafted regulations relative to trench safety. The regulation is codified in section 14.00 of title 520 of the Code of Massachusetts Regulations. The regulation requires all excavators to obtain a permit prior to the excavation of a trench made for a construction-related purpose on public or private land or rights-of-way. All municipalities must establish a local permitting authority for the purpose of issuing permits for trenches within their municipality. Trenches on land owned or controlled by a public (state) agency requires a permit to be issued by that public agency unless otherwise designated.

In addition to the permitting requirements mandated by statute, the trench safety regulations require that all excavators, whether public or private, take specific precautions to protect the general public and prevent unauthorized access to unattended trenches. Accordingly, unattended trenches must be covered, barricaded or backfilled. Covers must be road plates at least ¾" thick or equivalent; barricades must be fences at least 6' high with no openings greater than 4" between vertical supports; backfilling must be sufficient to eliminate the trench. Alternatively, excavators may choose to attend trenches at all times, for instance by hiring a police detail, security guard or other attendant who will be present during times when the trench will be unattended by the excavator.

The regulations further provide that local permitting authorities, the Department of Public Safety, or the Division of Occupational Safety may order an immediate shutdown of a trench in the event of a death or serious injury; the failure to obtain a permit; or the failure to implement or effectively use adequate protections for the general public. The trench shall remain shutdown until re-inspected and authorized to re-open provided, however, that excavators shall have the right to appeal an immediate shutdown. Permitting authorities are further authorized to suspend or revoke a permit following a hearing. Excavators may also be subject to administrative fines issued by the Department of Public Safety for identified violations.

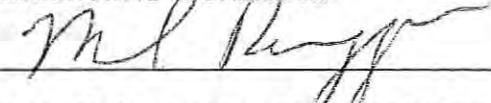
Summary of 1926 CFR Subpart P -OSHA Excavation Standard

This is a worker protection standard, and is designed to protect employees who are working inside a trench. This summary was prepared by the Massachusetts Division of Occupational Safety and not OSHA for informational purposes only and does not constitute an official interpretation by OSHA of their regulations, and may not include all aspects of the standard. For further information or a full copy of the standard go to www.osha.gov.

- **Trench Definition per the OSHA standard:**
 - An excavation made below the surface of the ground, narrow in relation to its length.
 - In general, the depth is greater than the width, but the width of the trench is not greater than fifteen feet.
- **Protective Systems** to prevent soil wall collapse are always required in trenches deeper than 5', and are also required in trenches less than 5' deep when the competent person determines that a hazard exists. Protection options include:
 - Shoring. Shoring must be used in accordance with the OSHA Excavation standard appendices, the equipment manufacturer's tabulated data, or designed by a registered professional engineer.
 - Shielding (Trench Boxes). Trench boxes must be used in accordance with the equipment manufacturer's tabulated data, or a registered professional engineer.
 - Sloping or Benching. In Type C soils (what is most typically encountered) the excavation must extend horizontally 1 ½ feet for every foot of trench depth on both sides, 1 foot for Type B soils, and ¾ foot for Type A soils.
 - A registered professional engineer must design protective systems for all excavations greater than 20' in depth.
- **Ladders** must be used in trenches deeper than 4'.
 - Ladders must be inside the trench with workers at all times, and located within 25' of unobstructed lateral travel for every worker in the trench.
 - Ladders must extend 3' above the top of the trench so workers can safely get onto and off of the ladder.
- **Inspections** of every trench worksite are required:
 - Prior to the start of each shift, and again when there is a change in conditions such as a rainstorm.
 - Inspections must be conducted by the competent person (see below).
- **Competent Person(s) is:**
 - Capable (i.e., trained and knowledgeable) in identifying existing and predictable hazards in the trench, and other working conditions which may pose a hazard to workers, and
 - Authorized by management to take necessary corrective action to eliminate the hazards. Employees must be removed from hazardous areas until the hazard has been corrected.

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

APPLICANT SIGNATURE



DATE: 11/22/19

EXCAVATOR SIGNATURE (IF DIFFERENT)

DATE: _____

OWNER'S SIGNATURE (IF DIFFERENT)

DATE: _____

DATE: _____
DEPUTY DIRECTORS SIGNATURE

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
11/13/2019

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

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

Group LLC Street 01852	CONTACT NAME:	
	PHONE (A/C, No, Ext): 781-642-9000	FAX (A/C, No): 781-647-3670
	E-MAIL ADDRESS: certificaterequest@esia.com	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A : U.S. Fire Insurance Company	NAIC # 21113
	INSURER B : Travelers Property Casualty Co	25674
	INSURER C : The Hartford Group	19682
	INSURER D :	
	INSURER E :	
	INSURER F :	

CERTIFICATE NUMBER:


REVISION NUMBER:

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

COVERAGE	ADDITIONAL INSURED	SUBROGATION	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
<input checked="" type="checkbox"/> ALL LIABILITY OCCUR <input type="checkbox"/> PRODUCTS - COMP/OP AGG			543-222906-3	01/01/2019	01/01/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
<input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS <input type="checkbox"/> Phys Dam			133-744970-7	01/01/2019	01/01/2020	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ comp/coll \$ 1,000
<input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE			ZUP-16N07854-19-NF	01/01/2019	01/01/2020	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
<input type="checkbox"/> EXECUTIVE <input checked="" type="checkbox"/> N/A			408-735702-9	01/01/2019	01/01/2020	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

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

CANCELLATION

NEWBUR1	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 	

Groupport
Street
t., MA 01950



TOWN OF NATICK MASSACHUSETTS

JEREMY T. MARSETTE, P.E.
DIRECTOR

WILLIAM E. MCDOWELL, P.E.
TOWN ENGINEER

November 20, 2019

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

Re: Greener Group Letter of Reference

To Whom it May Concern:

Greener Group has recently become a licensed utility installer in the Town of Natick. The company installed approx. 300 feet of 8" diameter water main to provide fire protection and domestic water service to a commercial site in Natick.

Greener Group constructed the service in accordance with Town standards and performed field adjustments as requested by inspection Staff. The work site was clean, well kept and safe.

Sincerely,

William E. McDowell, PE
Town Engineer.

Town of Upton

DEPARTMENT OF PUBLIC WORKS
RON SAN SOUCI
WATER AND SEWER SUPERINTENDENT



Massachusetts

1 MAIN STREET
P.O. BOX 75 UPTON, MA 01568
508-529-3067 FAX 508-529-1001

Joe Homen of Greener Excavating, LLC has worked in the Town of Upton performing Water Main Installation, services, hydrants and roadwork. The work was coordinated and done in the time frame stated. His work was up to the town standards.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ronald San Souci".

Ronald San Souci
Water/Sewer Supervisor

Cc: Greener Excavating, Director, file



Town of Belmont

Department of Public Works

Cemetery • Highway • Parks & Facilities • Water

Peter J. Castanino
Director

To Whom It May Concern:

Greener Excavating LLC is in great standing with the Belmont Public Works Department. They have done sanitary sewer work, storm drain work and various other general contracting work for the Department of Public Works and our Engineering Department. I have found them to be extremely knowledgeable, reliable and responsive to the Town of Belmont and its property. They have always met or exceeded the expectations of the Town from the permitting process to the end follow up.

If I can be of further assistance, please contact my office at 617-993-2680

Sincerely,

Michael A. Santoro
Highway Division Director

TOWN OF DANVERS
Department of Public Works



1 Burroughs Street
Danvers, Mass. 01923
Telephone (978) 777-2668
Fax# (978) 774-5623

ENGINEERING DIVISION

RE: GREENER EXCAVATING LLC

To whom it may concern:

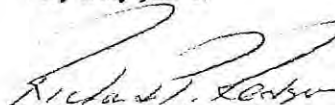
This office has been requested to provide a reference on the quality of work by Greener Excavating LLC with respect to the installation of water and sewer services within the Town of Danvers.

Please be advised that Greener Excavating LLC, under Project Manager Frank Toste, has been the site development contractor for the 46 Lot Choate Farm Subdivision including roadway construction; drainage installation; underground electric telephone and CATV; water & sewer mains including service connections. In addition, the approval of the subdivision required the replacement of 2000 lineal feet of Water Main and services in Locust Street as well as extending the municipal sewer to serve the development.

Mr. Toste has shown to be very knowledgeable and qualified to perform these types of utility installations and the work performed under his direction by Greener Excavating has been acceptable to the Town of Danvers.

Should you have any questions or need any additional information, please do not hesitate to call this office. You can reach me at (978) 777-2668, ext. 637.

Very truly yours,


Richard P. Rodgers, P.E.
Town Engineer



References

Bank Reference

- Currently we do not run on a line of credit and self-fund through the company's own cashflow.
- Bank of America (checking accounts only)
p. 888-287-4637

Suppliers

- Steve Zanni
EJ Prescott
steve.zanni@ejprescott.com
p. 978-973-8608
- Lynn Davis
WJ Graves
ldavis@wjgraves.com
p. 978-939-5568
- Phil Knowles
BitCon Paving
pknowles@bitconcorp.com
p. 978-375-0880

Customer Contacts

- Michael R. King - Project Executive
The Hanover Company
mking@hanoverco.com
www.hanoverco.com
p. 857-400-7735
c. 508-801-2313
- Tony Casapulla - Asst Vice President
Toll Brothers, *America's Luxury Home Builder*
tcasapulla@tollbrothers.com
www.Tollbrothers.com
116 Flanders Road, Suite 1200
Westborough, MA 01581
p. 508-366-1440
- Eli Pechthold
Garden Homes
elip@gardenhomes.com
www.gardenhomes.com
820 Morris Turnpike
Short Hills, NJ 07078
p. 973-467-5000 x1289
f. 973-467.0654

Client List

- Toll Brothers
- Pulte Homes
- Gavin & Sullivan Architects
- The Hanover Company
- Fairfield Residential
- J.G. MacLellan Concrete Company, Inc.
- Peterson Built Homes
- Trident Ad Developers & Builders
- Lincoln Property Company
- Market Basket
- Lowell Five
- Farley White Interests
- CM&B - Construction, Management & Builders, Inc.
- New England Studios
- TJX Companies
- PBC - Performance Building Company, Inc.
- Toll Brothers Apartment Living
- Jewett Construction Company Inc.
- Garden Communities