

**CITY COUNCIL MEETING**

**AGENDA**

**May 28, 2024 7:00 pm**

**City Council Chambers, City Hall**

**60 Pleasant Street, Newburyport**

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**Executive Session**

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Zoom details for City Council Meeting:  
<https://us02web.zoom.us/j/81299990548>  
Or One tap mobile:  
US: +19292056099,81299990548#  
Or Telephone US: +1 929 205 6099  
Webinar ID: 812 9999 0548

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

May 13, 2024

(Approve)

**8. COMMUNICATIONS**

- APPL00204\_05\_28\_2024      Greek Food Festival July 26-28      (L&P)  
11:30am-8pm (Fri-Sat) 11:30am-3pm (Sun)
- APPL00205\_05\_28\_2024      Cultural Survival Arts Bazaar July 20-21 10am-8pm      (L&P)
- APPL00206\_05\_28\_2024      Annual GNOCA 5K Sunday, 9/22 10am-1pm      (L&P)
- APPL00207\_05\_28\_2024      Block party Dove St. between Monroe & Merrimac      (L&P)  
Saturday 8/3 5:30pm-10pm
- COMM00554\_05\_28\_2024      MBTA Communities - Voting Threshold &      (P&D/COTW)  
Final Unit Capacity Calculations for Submission to EOHLIC
- COMM00555\_05\_28\_2024      FlashVote Recreation Center Survey Results      (CS)

**9. TRANSFERS**

**10. APPOINTMENTS**

*Re-Appointment:*

- APPT00491\_05\_28\_2024      Brian Brunault      83 Garden St., West Newbury      Constable      7/1/2027      (PW&S)

*First Appointment:*

- APPT00492\_05\_28\_2024      Scott Clark      40 Winter St.      Historical Comm (alt)      7/1/2027      (P&D)
- APPT00493\_05\_28\_2024      David Petto      7 Orchard St., Salem      IT Director      (GG)

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

**BUDGET& FINANCE**

- ORDR00567\_05\_13\_2024 Saltbox Financial Gift \$1810
- ORDR00568\_05\_13\_2024 Gift Acceptance \$5,000 Lithograph Norman Rockwell
- TRAN00193\_05\_13\_2024 LT Debt: Principal \$28,500 to Elections \$25,000, CLK Dues/Subs. \$3,000  
CLK Lease Copier \$500

**GENERAL GOVERNMENT**

**COMMUNITY SERVICES**

**LICENSES & PERMITS**

- APPL00193\_04\_08\_2024 Ride to End ALZ Saturday, June 1<sup>st</sup> 8-11am
- APPL00202\_04\_29\_2024 Amendment to a Parklet application APPL00178\_02\_12\_2024
- APPL00203\_05\_13\_2024 52 Temple St. Block Party 8/1 Temple St. between Federal and Fair
- COMM00552\_05\_13\_2024 Firefighters of Local 827 "Fill the Boot Drive" 8/1-8/3 10am-4pm

**PLANNING& DEVELOPMENT**

**PUBLIC WORKS & SAFETY**

- ORDR00564\_04\_29\_2024 Licensing Agreement between the City of Newburyport and New England Development for the parking lot at 9 Titcomb St. (COTW)
- ORDR00565\_04\_29\_2024 Licensing Agreement between the City of Newburyport and New England Development for the parking lot at 90 Pleasant St. (COTW)
- ODNC00169\_04\_08\_2024 Amend Municipal Fees Street Permits
- COMM00553\_05\_13\_2024 Mark Murray as City Marshal beginning 5/11/2024 on a temporary basis
- ORDR00571\_05\_13\_2024 Waiver for Asphalt on Willow and Moseley Ave. *Amended in Cmte. 5/20/24*

**END OF CONSENT AGENDA**

**REGULAR AGENDA**

**9. MAYOR'S UPDATE**

**10. FIRST READING APPOINTMENTS**

**11. COMMUNICATIONS**

**12. TRANSFERS**

**13. SECOND READING APPOINTMENTS**

**14. ORDERS**

- ORDR00572\_05\_28\_2024 Licensed Contractor Land-Pro, Inc
- ORDR00573\_05\_28\_2024 Gift Acceptance \$6300 Utility Vehicle for Fire Department
- ORDR00574\_05\_28\_2024 Gift Acceptance \$1000 STEM Scholarships
- ORDR00575\_05\_28\_2024 FY2025 Revolving Fund Spending Limits
- ORDR00576\_05\_28\_2024 FY2024 Revolving Fund Spending Limit Increase
- ORDR00577\_05\_28\_2024 Public Art Acceptance
- ORDR00578\_05\_28\_2024 "MBTA Communities" - Confirm Proposed Submission to the Commonwealth of MA

## 15. ORDINANCES

- ODNC00171\_04\_29\_2024 2<sup>nd</sup> reading Amend Ch.13 HP Pleasant St.

## 16. COMMITTEE ITEMS

### Budget & Finance

#### *In Committee:*

- ORDR00555\_04\_08\_2024 Consolidation of Functions: School Committee with the City (COTW)  
M.G.L. c.71, §37M
- ORDR00563\_04\_29\_2024 NRYS Bond Debt Exclusion (COTW)
- ORDR00567\_05\_13\_2024 **Saltbox Financial Gift \$1810**
- ORDR00568\_05\_13\_2024 **Gift Acceptance \$5,000 Lithograph Norman Rockwell**
- ORDR00569\_05\_13\_2024 FY2025 Budget Order (COTW)
- ORDR00570\_05\_13\_2024 FY25-29 CIP Order (COTW)
- TRAN00193\_05\_13\_2024 **LT Debt: Principal \$28,500 to Elections \$25,000, CLK Dues/Subs. \$3,000  
CLK Lease Copier \$500**
- TRAN00194\_05\_13\_2024 Multiple (see attached) \$3,247,088.76 to FY'25 Special Purpose/Capital Projects –  
Multiple (see attached) \$3,247,088.76 (COTW)

### Community Services

#### *In Committee:*

- APPT00488\_05\_13\_2024 Leslie Eckholdt 36 Warren St., Newburyport Waterfront Trust 2/15/2026
- APPT00489\_05\_13\_2024 Curtis Davis 6 Market St., Newburyport Waterfront Trust 7/1/2029

### General Government

#### *In Committee:*

- ORDR00527\_01\_08\_2024 Council Rules 2024
- COMM00550\_04\_29\_2024 Letter re: Newburyport Library and a request for an investigation into HR

### Licenses & Permits

#### *In Committee:*

- APPL00193\_04\_08\_2024 **Ride to End ALZ Saturday, June 1<sup>st</sup> 8-11am**
- APPL00202\_04\_29\_2024 **Amendment to a Parklet application APPL00178\_02\_12\_2024**
- APPL00203\_05\_13\_2024 **52 Temple St. Block Party 8/1 Temple St. between Federal and Fair**
- COMM00552\_05\_13\_2024 **Firefighters of Local 827 "Fill the Boot Drive" August 1st, 2nd, & 3rd 10am-4pm**

### Planning & Development

#### *In Committee:*

- APPT00490\_05\_13\_2024 Robert Koup 36 Lime St., Newburyport Planning Board 7/1/2027
- COMM00549\_04\_29\_2024 Memo re: MBTA Unit Capacity Options with Attachments (COTW)
- COMM00529\_01\_29-2024 Letter from Jim McCarthy re: Request to update codified sign ordinances
- COMM00530\_01\_29\_2024 Update Regarding Zoning Studies & Amendments (COTW)  
Related to Storey Ave & "MBTA Communities"(COTW)
- COMM00534\_02\_12\_2024 Administration Memo re: COMM00529\_01\_29\_2024  
(Jim McCarthy letter to request an update codified sign ordinances)
- COMM00540\_02\_26\_2024 Newburyport-MBTA-Communities-Storey-Ave-Slides (COTW)
- ODNC00172\_05\_13\_2024 Zoning Amendment I-1 At Hale and Low Street (COTW)

### Public Works & Safety

#### *In Committee:*

- ORDR00564\_04\_29\_2024 **Licensing Agreement between the City of Newburyport and**

- **ORDR00565 04 29 2024** **New England Development for the parking lot at 9 Titcomb St. (COTW)**  
**Licensing Agreement between the City of Newburyport and**  
**New England Development for the parking lot at 90 Pleasant St. (COTW)**
- **ODNC00169 04 08 2024** **Amend Municipal Fees Street Permits**
- **ODNC00170 04 08 2024** Amend Municipal Parking Facilities
- **COMM00553 05 13 2024** **Mark Murray as City Marshal beginning 5/11/2024 on a temporary basis**
- **ORDR00571 05 13 2024** **Waiver for Asphalt on Willow and Moseley Ave. Amended in Cmte. 5/20/24**
- **COMM00533 02 12 2024** Middle Street Plummer Spring Bridge - Proposed next steps
- **COMM00538 02 26 2024** Plummer Spring Bridge Memo
- **COMM00544 03 11 2024** Email from Laurie O'Donnell re Flooding at 29 Marquand Lane
- **ODNC00173 05 13 2024** Amend Ch. 8 Trash Rules and Regs (COTW)
- **ORDR00449 04 24 2023** Approving Shared Streets Grant, High Street Traffic Calming
- **ORDR00566 04 29 2024** G. Mello - Collection and Hauling Contract (5-Year)

**17. GOOD OF THE ORDER**

**18. EXECUTIVE SESSION**

Pursuant to MGL c. 30A, section 21 (a)(1) - To discuss complaints or charges brought against a public officer, employee, staff member or individual - Open Meeting Law complaint by Owen Smith.

**19. ADJOURNMENT**