

CITY COUNCIL “HYBRID”

MEETING AGENDA

May 31, 2022

CIP Hearing 6:45 pm

City Council Meeting 7:00 pm

LOCATION: City Council Chambers, City Hall

60 Pleasant Street, Newburyport

Zoom details for Hearing and 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

- COMM00415_05_31_2022 Global Efforts Related to Potential Residential Use of Property 5/22 Update
- APPT00326_05_31_2022 Bonnie Sontag 10 Upland Rd. Planning Board 6/30/2027
- APPT00327_05_31_2022 Patricia Peknik 4 Dove St. ZBA 6/30/2023
- ORDR00362_05_31_2022 Friends of COA Gift Acceptance \$15,700
- COMM416_05_31_2022 Ltr. Mark Harrington re: Drag Queen/NYS

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 9, 2022

(Approve)

8. COMMUNICATIONS

- APPL00078_05_31_2022 Block Party 14 Dove St. Saturday, August 6th 5:30pm -10pm (PS)
- APPL00079_05_31_2022 Newburyport Lions Bed Race August 4th 5pm-8pm (PS)
- APPL00080_05_31_2022 Movable Sign for Smitten at State St. & Threadneedle Alley (PS)
- APPL00081_05_31_2022 Block Party 31 Howard St. Friday June 17th 12pm-9pm (PS)
- APPL00082_05_31_2022 Ride to end ALZ Saturday, June 4th 8am-11am (PS)
- COMM00410_05_31_2022 Ltr. Lawrence Cavalieri Coffin St. Ext (GG)
- COMM00411_05_31_2022 Waterfront Trust Ltr re: July 4-5th Event property use (PS)
- COMM00412_05_31_2022 Ltr Ann Jaronyk re: Traffic Safety (PS)
- COMM00413_05_31_2022 Ltr. Bob Keller re: Speed Limits (PS)
- COMM00414_05_31_2022 Ltr. Emily Dunn re: Traffic on Merrimac Street (PS)

9. TRANSFERS

- TRAN00128_05_31_2022 Library Staff Salary \$25,955 to Library Heat/Electricity \$6,000 (B&F)
and Library Maint. Expense \$18,535 and Library Admin Expense \$1,420
- TRAN00129_05_31_2022 Mayor's Office Multiple See Attached \$3,021,480.56 to (B&F)
Multiple See Attached \$3,021,480.56

10. APPOINTMENTS

- APPT00322_05_31_2022 Richard B. Jones 283 High St. City Clerk 06/30/2025 (GG)
**Re-appointment*
- APPT00323_05_31_2022 George Sass 37 Jefferson St. Asst Harbormaster/Shellfish Constable/ (PS)
**Re-appointment* Special Police Officer 5/31/2025
- APPT00324_05_31_2022 Justin Dutcher 7 Morin Rd. St. Asst Harbormaster/Shellfish Constable/ (PS)
**Re-appointment* Special Police Officer 5/31/2025
- APPT00325_05_31_2022 Marilyn Cohodas 66 Washington St. Tree Commission 6/30/2025

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

BUDGET & FINANCE

- ORDR00338_04_11_2022 Capital Improvement Program FY2023-2027 (COTW)
- TRAN00125_05_09_2022 Health Ins. Stabilization Fund \$60K to INS Health Ins. Premiums \$60K
- TRAN00126_05_09_2022 SUS Solid Waste \$50,000 to LGL City Solicitor \$50,000
- TRAN00127_05_09_2022 Gen. Fund Free Cash \$222,166.68 to
Snow & Ice-Labor \$29,559.88 and Snow & Ice-Expenses \$192,606.80
- ORDR00349_05_09_2022 FY22 Revolving Fund Spending Limit Increase (COTW)
- ORDR00351_05_09_2022 Loan Order \$750,000 Bulkhead Project (COTW)
- ORDR00354_05_09_2022 FY23 CPC Recommendations (COTW) (PARTIAL only the \$216K for
Bartlett Mall Design)
- ODNC00110_05_09_2022 Updating Departmental Revolving Funds

PUBLIC SAFETY

- APPL00074_05_09_2022 12th Annual GNOCA 5K Sunday, Sept. 25th 10am-1pm
- APPL00075_05_09_2022 Hoedl-Bilinski Dinner Sat. Oct. 8th 6-9pm (Tent on 69th St 10/7-10/9)
- APPL00076_05_09_2022 High St. Mile Sunday, Aug. 7th (YHC) 9-10am
- APPL00077_05_09_2022 Pride in the Port Saturday, June 11th 12-8pm Market St/Bullnose-Inn Street
- ORDR00357_05_09_2022 USACE Merrimack River Dredging Noise Waiver
- APPT00319_05_09_2022 Jeevan Kowalski Asst. Harbormaster/Shellfish Constable/
**Re-appointment* Special Police Officer 5/31/2025
- APPT00320_05_09_2022 Brian Cutler Asst Harbormaster/Shellfish Constable/
**Re-appointment* Special Police Officer 5/31/2025

END OF CONSENT AGENDA

REGULAR AGENDA

9. MAYOR'S UPDATE

10. FIRST READING APPOINTMENTS

- APPT00326_05_31_2022 **Late File** Bonnie Sontag 10 Upland Rd. Planning Board 6/30/2027
**Re-appointment*
- APPT00327_05_31_2022 **Late File** Patricia Peknik 4 Dove St. ZBA 6/30/2023

11. COMMUNICATIONS

- COMM00415_05_31_2022 **Late File** Global Efforts Related to Potential Residential Use of Property 5/22 Update
- COMM416_05_31_2022 **Late File** Ltr. Mark Harrington re: Drag Queen/NYS

12. TRANSFERS

13. SECOND READING APPOINTMENTS

14. ORDERS

- ORDR00358_05_31_2022 Acceptance of Stables - Colby Farm Lane Lot 3
- ORDR00359_05_31_2022 Gift Acceptance FONT \$9,000
- ORDR00360_05_31_2022 Authorizing City Clerk Contract 2022
- ORDR00361_05_31_2022 Free Cash Transfer & Grant Acceptance – LWCF Grant for Bartlet Mall
- ORDR00362_05_31_2022 **Late File** Friends of COA Gift Acceptance \$15,700

15. ORDINANCES

- ODNC00105_02_14_2022 **2nd Reading** Zoning Amendment Business Park Uses (COTW)
- ODNC00112_05_31_2022 Amendment Brown Sq Way No Parking
- ODNC00113_05_31_2022 Amendment Brown Sq Way Drop Off Zone
- ODNC00114_05_31_2022 Amended Liberty St Resident Parking

16. COMMITTEE ITEMS

Ad Hoc Committee on Economic Development

In Committee:

Ad Hoc Committee on Market Landing Park and COTW

In Committee:

Budget & Finance

In Committee:

- ORDR00338 04 11 2022 Capital Improvement Program FY2023-2027 (COTW)
- TRAN00125 05 09 2022 Health Ins. Stabilization Fund \$60K to INS Health Ins. Premiums \$60K
- TRAN00126 05 09 2022 SUS Solid Waste \$50,000 to LGL City Solicitor \$50,000
- TRAN00127 05 09 2022 Gen. Fund Free Cash \$222,166.68 to Snow & Ice-Labor \$29,559.88 and Snow & Ice-Expenses \$192,606.80
- ORDR00349 05 09 2022 FY22 Revolving Fund Spending Limit Increase (COTW)
- ORDR00351 05 09 2022 Loan Order \$750,000 Bulkhead Project (COTW)
- ORDR00354 05 09 2022 FY23 CPC Recommendations (COTW) (PARTIAL only the \$216K for Bartlett Mall Design)
- ODNC00110 05 09 2022 Updating Departmental Revolving Funds
- ORDR00336_03_28_2022 ARPA Amesbury 250K
- ORDR00355_05_09_2022 Loan Order \$2,574,000 Bartlet Mall Improvements Project
- ORDR00356_05_09_2022 Loan Order \$3,000,000 Market Landing Park Expansion Project
- ORDR00350_05_09_2022 FY2023 Budget Order (COTW)

Education

In Committee:

General Government

In Committee:

- COMM00402_04_11_2022 12 Cushing Ave Paper St. Inquiry
- COMM00405_04_11_2022 Mayor's Strategic Plan (COTW)

License & Permits

In Committee:

- ODNC047_01_27_2020 General Ordinance - Short Term Rental Units Rules
- COMM00385_01_31_2022 STRU Fire Sprinkler Systems
- COMM00388_01_31_2022 UPDATED STRU Fire Sprinkler Systems

Neighborhoods & City Services

In Committee:

- COMM299_02_08_2021 Phillips Dr. Neighborhood Committee Ltr
- ODNC00103_01_10_2022 Streets, Sidewalks, and Other Public Places Alterations & Maintenance
- COMM00406_04_11_2022 Pioneer League Letter re: Pickleball

Planning & Development

In Committee:

- ODNC046_01_27_2020 Zoning Amendment Short Term Rental Unit (STRU) (COTW)
- COMM00398_03_28_2022 Memo DHCD MBTA Housing Choice Briefing (COTW)
- APPT00316_04_25_2022 Stephen Moore 10 N. Atkinson St. Conservation Comm. 5/1/2025
- APPT00317_04_25_2022 Lynn Schow 75 High St. ZBA 5/15/2023
- APPT00321_05_09_2022 Charles Aloviseti 60 Bromfield St Conservation Comm. 6/1/2025
- ODNC00111_05_09_2022 Amendment Net Zero Energy Public Projects

Public Safety

In Committee:

- APPL00074 05 09 2022 12th Annual GNOCA 5K Sunday, Sept. 25th 10am-1pm
- APPL00075 05 09 2022 Hoedl-Bilinski Dinner Sat. Oct. 8th 6-9pm (Tent on 69th St 10/7-10/9)
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- APPT00320 05 09 2022 Brian Cutler Asst Harbormaster/Shellfish Constable/
*Re-appointment Special Police Officer 5/31/2025
- COMM00396_03_14_2022 Ltr. Stephen Comley
- COMM00390_02_28_2022 Gregory Caplan Ltr-Low St./Bright Horizons access to Fuller Field

Public Utilities

In Committee:

- APPT00314_04_25_2022 Daniel A. Simon 11 Jackson St. Water/Sewer Comm. 4/30/2024
- ORDR00352_05_09_2022 Licensed Contractor Robert Pike Construction, Inc.
- ORDR00353_05_09_2022 Licensed Contractor Commonwealth and Consulting Co., Inc.

Rules

In Committee:

- ORDR239_02_8_2021 Council Rule 7 and 10B

17. GOOD OF THE ORDER

18. ADJOURNMENT

19. EXECUTIVE SESSION

(1) Pursuant to G.L. c. 30A, s 21 et Exemption #6 of the Open Meeting Law this discussion will relate to the purchase, exchange, lease of value of real property if the chair declared that an open meeting may have a detrimental effect on the negotiating position of the public body. Discussion on Releasing Attorney Client Privilege and the Legal Opinion by KP Law on Short Term Rentals.

(2) Pursuant to G.L.c.30A, s.21 et al Exemption #6 of the Open Meeting Law this discussion will relate to the purchase, exchange, lease of value of real property if the chair declared that an open meeting may have a detrimental effect on the negotiating position of the public body and any draft minutes related thereto. The locus is Coffin Street.