

CITY COUNCIL “HYBRID”
(REMOTE & IN PERSON) MEETING Agenda

July 12, 2021

Executive Session 7:00 pm

Regular Council Meeting 8:00 pm

**LOCATION: City Council Chambers, City Hall
60 Pleasant Street, Newburyport**

Zoom Details for Regular Session

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/87977934012>

Or One tap mobile :

US: +13017158592

Or Telephone:

US: +1 301 715

Webinar ID: 879 7793 4012

- 1. CALL TO ORDER FOR EXECUTIVE SESSION COMMENCING AT 7:00 PM TO DISCUSS LITIGATION RELATING TO AN APPEAL TO LAND COURT OF A PLANNING BOARD DECISION BY THE INSTITUTION FOR SAVINGS AND THE APPROVAL OF REORGANIZATION PLAN OF PHARMA.**

- 2. CALL TO ORDER FOR REGULAR COUNCIL MEETING AT 8:00 PM**
- 3. LATE FILE** COMM336_07_12_2021 Purdue’s proposed plan of restructuring
 APPL043_07_12_2021 Block Party Barton St, 8/14/2021
 Amended Language ODNC081_06_07_2021
 COMM337_07_12_2021 Central Congregational Request crosswalk painting
 ODNC084_07_12_2021 Streets, Sidewalks, and Other Public Places
 Alterations and Maintenance
- 4. PUBLIC COMMENT**
- 5. 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.

- 6. APPROVAL OF MINUTES**
 - June 17, 2021 City Council Meeting (Approve)
 - June 22, 2021 City Council Meeting (Approve)
 - June 28, 2021 City Council Meeting (Approve)
- 7. COMMUNICATIONS**
 - APPL042_07_12_2021 IPA 5K 40 Parker St. 9/26/21 (PS)

8. TRANSFERS

- TRAN108_07_12_2021 Multiple Accts \$99,921 to Multiple Accts \$99,921 (see attached) (B&F)

9. APPOINTMENTS

- APPT259_07_12_2021 Susan Chase 44 Oak St. Emma Andrews Library 10/29/2022

Re-Appointments

- APPT260_07_12_2021 Patricia Peknik 4 Dove St. Historical Comm. 7/31/2024
- APPT261_07_12_2021 Willem E. Van de Stadt 55 Highland St. Asst. Harbormaster 8/1/2024
Shellfish Const./Sp. Police Officer

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

Budget and Finance

- ORDR262 06 28 2021 Accepting ARPA Grant (Amended in Cmte)
- ODNC082 06 28 2021 ARPA Fund
- COMM333 06 28 2021 American Rescue Plan Act of 2021 ARPA Funds
- TRAN106 06 28 2021 LIB Sal Staff \$5,000 to LIB Maint-Equipment \$5,000
- ORDR258 06 28 2021 Ch 59 Sec 5N Vet Property Tax Exemption
- ORDR259 06 28 2021 Ch. 59 Sec. 5K to allow the adjustments to the exemptions
- ORDR260 06 28 2021 Ch. 59 Sec. 5K, changing the income limits
- ORDR261 06 28 2021 Parks Gift Acceptance- Pioneer
- ORDR263 06 28 2021 FY22 Rec Revolving Fund Order

Planning & Development

- APPT255 06 28 2021 Robert Koup 36 Lime St. Planning Board 1/31/2024
- APPT248 05 24 2021 Christopher J. Fay 20 Strong St. Historical Comm. 5/31/2024
- APPT251 06 07 2021 Aileen Graf 2 Liberty St. Fruit St Hist Comm. 6/20/2024
- ODNC081 06 07 2021 Amended Quorum Historic Comm
- ORDR196 07 13 2020 Open Space and Recreation Plan 2020 (COTW)
- COMM215 01 13 2020 Ltr re: Colby Farm Open Space Beautification

Public Safety

- ODNC080 06 07 2021 Amended Union St Parking Restrictions
- APPL029 06 07 2021 Nbpt Half Marathon 10/24/2021
- APPL032 06 28 2021 NBPT Road Race 10/17/2021 Cashman Park
- APPL033 06 28 2021 Movable Sign Grand Trunk Corner Center St. & Water St.
- APPL034 06 28 2021 Block Party Bricher St. & Hill St. 7/31/2021
- APPL035 06 28 2021 Block Party Temple St. b/w Federal & Fair 8/15/2021
- APPL036 06 28 2021 Block Party Dove St. b/w Monroe & Merrimac 8/7/2021
- APPL037 06 28 2021 Block Party Cutters Ct. to Griffin Ct. 8/20/2021
- APPL039 06 28 2021 YHC Lion's Club Bed Race 8/5/2021

- APPL040 06 28 2021 Plum Island Summer Fest 7/30/2021-8/1/2021
- APPL041 06 28 2021 30th Annual Walk Against Domestic Violence 10/3/2021

END OF CONSENT AGENDA

REGULAR AGENDA

9. MAYOR'S UPDATE

10. COMMUNICATIONS

- APPL032_06_28_2021 (Updated race date) NBPT Road Race 11/7/2021 Cashman Park
- APPL043_07_12_2021 Late File Block Party Barton St, 8/14/2021
- COMM336_07_12_2021 Purdue's proposed plan of restructuring
- COMM337_07_12_2021 Central Congregational Request crosswalk painting

11. TRANSFERS

- TRAN107_07_12_2021 EP Emergency Preamble with supporting Ltr from Mayor
- TRAN107_07_12_2021 Fire Dept Ins. Health Ins Prem \$55,000 to Fire OT \$31,500, Fire dispatch OT \$10,000, and Fire Paid Holidays \$13,500

12. FIRST READING APPOINTMENTS

13. SECOND READING APPOINTMENTS

- APPT257_06_28_2021 Erin Sheehy 2 River St. Council on Aging 5/31/2026
- APPT258_06_28_2021 Nancy K. Alcorn 58 Merrimac St. Board of Registrars 3/31/2024

14. ORDERS

- ORDR264_06_28_2021 Amending Rule 20A
(Continued from June 28, 2021)

15. ORDINANCES

- ODNC079_05_24_2021 Plumbing and Gas Fees Sec 5-111 & 5-112 Second Reading
- ODNC084_07_12_2021 Streets, Sidewalks, and Other Public Places Alterations and Maintenance

16. COMMITTEE ITEMS

Ad Hoc Committee on Economic Development

In Committee:

Ad Hoc Committee on Market Landing Park and COTW

In Committee:

- COMM261_08_31_2020 Proposed Timeline, Waterfront
- ORDR227_12_14_2020 Appropriate NRA funds for RFP award

Budget & Finance

In Committee:

- ORDR262 06 28 2021 Accepting ARPA Grant (Amended in Cmte)
- ODNC082 06 28 2021 ARPA Fund
- COMM333 06 28 2021 American Rescue Plan Act of 2021 ARPA Funds
- TRAN106 06 28 2021 LIB Sal Staff \$5,000 to LIB Maint-Equipment \$5,000
- ORDR258 06 28 2021 Ch 59 Sec 5N Vet Property Tax Exemption

- **ORDR259 06 28 2021 Ch. 59 Sec. 5K to allow the adjustments to the exemptions**
- **ORDR260 06 28 2021 Ch. 59 Sec. 5K, changing the income limits**
- **ORDR261 06 28 2021 Parks Gift Acceptance- Pioneer**
- **ORDR263 06 28 2021 FY22 Rec Revolving Fund Order**
- COMM311_03_08_2021 Cllr Tontar letter re: KP Law Legal Opinion on Council Salaries
- ORDR252_05_24_2021 Phillips Drive Loan Order
- COMM332_06_28_2021 Phillips Drive Neighborhood Committee Letter

Education

In Committee:

- COMM273_10_13_2020 Ltr of Non-Support from Mayor on Acts of 1987
- COMM329_05_24_2021 Statement of Interest, School Building Authority

General Government

In Committee:

- COMM325_05_10_2021 Ordinance Review Committee Report
- COMM330_05_24_2021 Late File Code of Ordinances Edited May 2021
- COMM331_05_24_2021 Late File Newburyport Fee Schedule

License & Permits

In Committee:

- ODNC047_01_27_2020 General Ordinance - Short Term Rental Units Rules
- COMM229_02_24_2020 Ltr re: Implementation of Short-Term Rental Ordinance

Neighborhoods & City Services

In Committee:

- COMM234_03_30_2020 Ltr from Newburyport Livable Streets March 11, 2020
- COMM285_01_27_2021 Memorandum from Councillor Christine Wallace
- COMM299_02_08_2021 Late File Phillips Dr. Neighborhood Committee Ltr
- COMM326_05_10_2021 Late File Hale Street bicycle/pedestrian improvements (CIP)
- ORDR256_06_07_2021 Intent to Lease 50 Parker St

Planning & Development

In Committee:

- **APPT255 06 28 2021** **Robert Koup** **36 Lime St.** **Planning Board** **1/31/2024**
- **APPT248 05 24 2021** **Christopher J. Fay** **20 Strong St.** **Historical Comm.** **5/31/2024**
- **APPT251 06 07 2021** **Aileen Graf** **2 Liberty St.** **Fruit St Hist Comm.** **6/20/2024**
- **ODNC081 06 07 2021 Amended Quorum Historic Comm (UPDATED 7/8/21)**
- **ORDR196 07 13 2020 Open Space and Recreation Plan 2020 (COTW)**
- **COMM215 01 13 2020 Ltr re: Colby Farm Open Space Beautification**
- ODNC046_01_27_2020 Zoning Amendment - Short Term Rental Units Definition
- COMM231_03_09_2020 Ltr re: Short-Term Rental Ordinance
- ODNC076_05_10_2021 Proposed Zoning Amendment Mini-Reform (COTW)
- COMM282_01_27_2021 Ltr from Jim McCarthy re: Sign Proposal

- ODNC083_06_28_2021 Zoning-Amendment-I-95-Wind-Corridor

Public Safety

In Committee:

- ODNC080 06 07 2021 Amended Union St Parking Restrictions
- APPL029 06 07 2021 Nbpt Half Marathon 10/24/2021
- APPL032 06 28 2021 NBPT Road Race 10/17/2021 Cashman Park
- APPL033 06 28 2021 Movable Sign Grand Trunk Corner Center St. & Water St.
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- APPL039 06 28 2021 YHC Lion's Club Bed Race 8/5/2021
- APPL040 06 28 2021 Plum Island Summer Fest 7/30/2021-8/1/2021
- APPL041 06 28 2021 30th Annual Walk Against Domestic Violence 10/3/2021
- COMM216_01_13_2020 Ltr re: Ban the Use of Glyphosate
- APPT165_04_13_2020 Dr. Robin Blair 18 Market St. Board of Health 4/30/2023
- COMM243_05_11_2020 Ltr from Jane Rascal re: NMMCD
- ORDR200_07_30_2020 List of Crosswalks Amended
- COMM283_01_27_2021 Ltr from Jim McCarthy-speed limit
- COMM328_05_10_2021 Petition 25 mph Ferry & Laurel Rds.
- COMM334_06_28_2021 Crosswalk Rawson Ave/High St/Highland Ave
- COMM335_06_28_2021 Safety Review Rawson Ave Ltr. Daniel Blest
- APPT256_06_28_2021 Mark Murray Marshal Newburyport Police Dept. 6/30/2026

Public Utilities

In Committee:

- COMM290_02_08_2021 Falmouth Broadband Feasibility Study (full text in Clerk's office)
- COMM295_02_08_2021 Best Best & Krieger Small Cells Order Annual Meeting
- COMM296_02_08_2021 Natoa FCC Small Wireless Facilities Rules Compliance Guide

Rules

In Committee:

- COMM220_01_27_2020 Proposed City Council Rule 9F
- ORDR170_02_24_2020 Amendment Council Rules 2020 (COTW)
- ORDR171_02_24_2020 Amendment to Rule 17B (COTW)
- ORDR239_02_8_2021 Council Rule 7 and 10B

17. GOOD OF THE ORDER

18. ADJOURNMENT