

# CITY COUNCIL MEETING

## AGENDA

August 28, 2023 7:00 pm  
City Council Chambers, City Hall  
60 Pleasant Street, Newburyport

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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

- TRAN00167\_08\_28\_2023 Mayor's Office: from ARPA-State & Local Fiscal Recovery Funds \$125K to Hale St. Safety Improvements \$125K (B&F)
- APPL00157\_08\_28\_2023 St. Vincent de Paul Walk for the Poor 9/23 10am-12pm Green St.-Broad St. (L&P)
- COMM00500\_08\_28\_2023 STRU Planning Board Final Report (P&D/COTW)
- COMM00501\_08\_28\_2023 Ltr from Vladimir Novotny on Restoration of Frog Pond (CS)
- COMM00502\_08\_28\_2023 Global Update (GG)

## 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

- August 14, 2023 (Approve)

### 8. COMMUNICATIONS

- COMM00497\_08\_28\_2023 Ltr. Jim McCarthy Banner Locations (PW&S)
- COMM00498\_08\_28\_2023 Ltr. Jim McCarthy Banner on High St. (PW&S)
- COMM00499\_08\_28\_2023 FY2023 Year End Financial Report (B&F)

### 9. TRANSFERS

- TRAN00166\_08\_28\_2023 Police Station Locker Rooms \$59,079.38 to SRT Body-Worn Camera Grant \$29,539.69 and Body-Worn Cameras \$29,539.69 (B&F)

### 10. APPOINTMENTS

- APPT00431\_08\_28\_2023 Michael Hennessey PO Box 1636 Hampton, NH Tree Warden 10/1/2026 (PW&S)
- APPT00432\_08\_28\_2023 Brian Balcom 44 Purchase St. Planning Board Assoc. Mem. 10/1/2026 (P&D)
- APPT00433\_08\_28\_2023 Charles Palmisano 3 Jefferson Ct. Planning Board 10/1/2026 (P&D)
- APPT00434\_08\_28\_2023 Jalen Howard 229 River Rd. West Newbury Asst. Harbor/Shellfish Const/SP PO 10/1/2026 (PW&S)

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

**BUDGET & FINANCE**

- TRAN00164\_08\_14\_2023      DPS: Cemetery Receipts Reserved for Approp. \$26,076.62 to Vehicle/Equipment Replacement \$26,076.62
- ORDR00481\_08\_14\_2023      Milliman Gift Acceptance
- ORDR00483\_08\_14\_2023      Approval to Pay Prior Year Bills
- TRAN00165\_08\_14\_2023      ARPA State and Local Recovery Funds \$25,000 to Hale St Safety Imp.25K

**LICENSES & PERMITS**

- APPL00153\_08\_14\_2023      Block Party Olive St. 9/9 2pm
- APPL00154\_08\_14\_2023      Block Party Bricher St. 9/16 3-10pm
- APPL00155\_08\_14\_2023      Newburyport Half Marathon 10/29 9:15am-12:45pm Cashman Park
- APPL00156\_08\_14\_2023      Chamber Fall Fest Oct. 14-15 10am-6pm

**PLANNING & DEVELOPMENT**

- APPT00422\_08\_14\_2023      Allen Marquis      3 Boardman St.      Historical Comm-Alt.      9/1/2026
- APPT00427\_08\_14\_2023      Gregory Benik      15 Woodland St.      ZBA      3/31/2026
- APPT00428\_08\_14\_2023      Walter Chagnon      43 Lime St.      ZBA      2/28/2026

**PUBLIC WORKS & SAFETY**

- ODNC00158\_08\_14\_2023      Low Street at Perry Way Parking Restrictions
- COMM00496\_08\_14\_2023      Resident Petition re: Safety Concerns on Colby Farm Lane, Low St., and North Atkinson St.
- ORDR00484\_08\_14\_2023      Resolution Colby Farm Lane
- COMM00480\_04\_24\_2023      Merrimac St. Safety Items
- COMM00414\_05\_31\_2022      Ltr. Emily Dunn re: Traffic on Merrimac Street

**END OF CONSENT AGENDA**

**REGULAR AGENDA**

**9. MAYOR'S UPDATE**

**10. FIRST READING APPOINTMENTS**

**11. COMMUNICATIONS**

**12. TRANSFERS**

**13. SECOND READING APPOINTMENTS**

- APPT00423\_08\_14\_2023      Sean Devendorf      50 Prospect St.      Open Space Cmte      9/1/2026
- APPT00426\_08\_14\_2023      Richard Eaton      4 Horton St.      Trust Fund Comm.      9/1/2025
- APPT00429\_08\_14\_2023      Sara Welch      209 Merrimac St.      Human Rights Comm.      9/15/2026
- APPT00430\_08\_14\_2023      Nancy Kreusser      11 Bowlen Ave.      Human Rights Comm.      9/15/2026

**14. ORDERS**

- ORDR00485\_08\_28\_2023      Parking Advisory Committee

## 15. ORDINANCES

- ODNC00159\_08\_28\_2023 Handicapped Space - 42 Market St
- ODNC00160\_08\_28\_2023 Zoning Amendment Business Park Indoor Outdoor Rec

## 16. COMMITTEE ITEMS

### Budget & Finance

#### *In Committee:*

- TRAN00164 08 14 2023 DPS: Cemetery Receipts Reserved for Approp. \$26,076.62 to Vehicle/Equipment Replacement \$26,076.62
- ORDR00481 08 14 2023 Milliman Gift Acceptance
- ORDR00483 08 14 2023 Approval to Pay Prior Year Bills
- TRAN00165 08 14 2023 ARPA State and Local Recovery Funds \$25,000 to Hale St Safety Imp.25K
- ODNC00129\_11\_01\_2022 Defining Conflict Rule for Dept. Heads (COTW)
- ORDR00336\_03\_28\_2022 ARPA Amesbury 250K (COTW)
- ORDR00472\_06\_26\_2023 Streets Sidewalks Loan Order \$6,000,000 (COTW)
- TRAN00153\_05\_08\_2023 Mayor: Multiple \$3,483,773 to Multiple \$3,483,773 revised 6/15/2023  
(*Atkinson Common Request only all other matters adjudicated*)

### Community Services

#### *In Committee:*

- COMM00474\_04\_10\_2023 Newburyport Public Art Policy
- ODNC00157\_06\_12\_2023 Public Art Policy (COTW)
- ORDR00474\_07\_10\_2023 Plan Approval Bartlett Mall Improvement Project (COTW)
- COMM00495\_08\_14\_2023 Ltr from Katherine Moore, Betty LaBaugh, and Brendan & Katy Banovic  
re: Landscaping noise and air pollution
- APPT00425\_08\_14\_2023 Madeleine Whitten 150 State St. Library Board of Dir. 2/1/2026

### General Government

#### *In Committee:*

- COMM00461\_02\_27\_2023 Brown School Gymnasium Considerations (COTW)
- COMM00468\_03\_13\_2023 Brown School Proposal (COTW)
- ODNC00146\_03\_13\_2023 Amend Ch 2-34 Responsibilities of Committee on Community Services
- ORDR239\_02\_8\_2021 Council Rule 7 and 10B

### Licenses & Permits

#### *In Committee:*

- APPL00153 08 14 2023 Block Party Olive St. 9/9 2pm
- APPL00154 08 14 2023 Block Party Bricher St. 9/16 3-10pm
- APPL00155 08 14 2023 Newburyport Half Marathon 10/29 9:15am-12:45pm Cashman Park
- APPL00156 08 14 2023 Chamber Fall Fest Oct. 14-15 10am-6pm Updated Application L&P 8/23/23
- ODNC047\_01\_27\_2020 General Ordinance - Short Term Rental Units Rules (COTW)

### Planning & Development

#### *In Committee:*

- APPT00422 08 14 2023 Allen Marquis 3 Boardman St. Historical Comm-Alt. 9/1/2026
- APPT00427 08 14 2023 Gregory Benik 15 Woodland St. ZBA 3/31/2026
- APPT00428 08 14 2023 Walter Chagnon 43 Lime St. ZBA 2/28/2026
- APPT00424\_08\_14\_2023 Jennifer Bluestein 190A High St. Planning Board-Assoc. 9/1/2026
- COMM00494\_07\_10\_2023 Planning Board Advisory Report STRU (COTW)
- ODNC00141\_02\_27\_2023 Zoning Amendment STRU (COTW)

**Public Works & Safety**

*In Committee:*

- ODNC00158 08 14 2023      Low Street at Perry Way Parking Restrictions
- COMM00496 08 14 2023      Resident Petition re: Safety Concerns on Colby Farm Lane, Low St.,  
and North Atkinson St.
- ORDR00484 08 14 2023      Resolution Colby Farm Lane
- COMM00480 04 24 2023      Merrimac St. Safety Items
- COMM00414 05 31 2022      Ltr. Emily Dunn re: Traffic on Merrimac Street
- COMM00412\_05\_31\_2022      Ltr Ann Jaroncyk re: Traffic Safety
- COMM00459\_01\_30\_2023      Ltr. Residents concerned with speeding on Arlington St.
- COMM00462\_02\_27\_2023      Ltr. From Kathleen O'Connor Ives re: drinking water concerns
- COMM00479\_04\_24\_2023      Ward 4 Street Sidewalk Traffic Safety Priorities
- COMM00482\_04\_24\_2023      Constructions projects at the Central Waterfront
- ODNC00103\_01\_10\_2022      Streets, Sidewalks, and Other Public Places Alterations & Maintenance
- ODNC00152\_05\_08\_2023      Amend Ch 13-181 Municipal Parking Facilities (COTW)
- ORDR00449\_04\_24\_2023      Approving Shared Streets Grant, High Street Traffic Calming

**17. GOOD OF THE ORDER**

**18. ADJOURNMENT**