**CITY COUNCIL MEETING AGENDA**

**REMOTE**

**March 29, 2021**

**7:30PM**

**City Council Meeting**

**Zoom Details**

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/84975753373>

Or One tap mobile :

US: +19292056099

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 929 205 6099  Webinar ID: 849 7575 3373

1. **CALL TO ORDER**
2. **LATE FILE ITEMS** ODNC073\_03\_29\_2021 Late File Zoning Amendment Storage Warehousing
3. **PUBLIC COMMENT**
4. **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.

1. **APPROVAL OF MINUTES**

* February 25, 2021 (Approve)
* March 8, 2021 (Approve)

1. **COMMUNICATIONS**

* COMM314\_03\_29\_2021 FY2022-FY2026 Capital Improvement Program Submission (B&F)
* COMM315\_03\_29\_2021 FY22 Budget Process (R&F)
* COMM317\_03\_29\_2021 Listing of Outdoor Occupancy Applications (R&F)
* APPL024\_03\_29\_2021 Plum Island Classic Cars (L&P)

1. **TRANSFERS**
2. **APPOINTMENTS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| * APPT236\_03\_29\_2021 | Michael Nary | 20 Riverview Dr. | Sp.Police Ofc. |  |

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| * APPT237\_03\_29\_2021 | Rich Traister | 325 Merrimac St. | Disabilities Comm. | 3/31/2024 |

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| * APPT238\_03\_29\_2021 | Walter Lesynski | 364 Merrimac St. | Harbor Comm. | 4/1/2024 |

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

**Budget and Finance**

* COMM310\_03\_08\_2021 Annual City Audit, Melanson, FY 2020 Fin Statements
* COMM312\_03\_08\_2021 MVPC FY 2022 Assessment
* TRAN088\_03\_08\_2021 WATER Ret/Sick Leave Acc.$25,533.66 to Comp. Absences Fd $25,533.66
* TRAN089\_03\_08\_2021 HWY Streetlights $12,000 to PARK Maint-Trees $12,000

**License & Permits**

* APPL021\_02\_22\_2021 Newburyport Sunoco 2nd Hand MV License

**Planning and Development**

* ODNC068\_01\_27\_2021 Late File Zoning Amend Sec VI-C re: the # of residential structures per lot

(As Amended)

* ODNC069\_02\_22\_2021 Chapter 6.5 Barrier Beach Development definitions

**Public Utilities**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| * APPT235\_03\_08\_2021 Late File | Owen Smith | 175 Storey Ave | Water/Sewer | 03/31/2023 |

**END OF CONSENT AGENDA REGULAR AGENDA**

1. **MAYOR'S UPDATE**
2. **PRESENTATION BY MAYOR ON CAPITAL IMPROVEMENT PROGRAM**
3. **COMMUNICATIONS**

* COMM311\_03\_08\_2021 Cllr Tontar letter re: KP Law Legal Opinion on Council Salaries

(Continued to March 29, 2021)

* COMM316\_03\_29\_2021 Memo on Charter Change Procedure by Clerk

1. **SECOND READING APPOINTMENTS**
2. **ORDERS**

* ORDR216\_10\_13\_2020 Supplemental Budget Charter Sec. 2-4 42K

(continued from March 8, 2021)

* ORDR242\_03\_29\_2021EP Outdoor Property License Emergency Preamble
* ORDR242\_03\_29\_2021 Outdoor Property License

1. **ORDINANCES**

* ODNC070\_02\_22\_2021 Amend to Home Rule Charter 2nd Reading
* ODNC072\_03\_29\_2021 Parks COVID extend 1st Reading
* ODNC073\_03\_29\_2021 Late File Zoning Amendment Storage Warehousing

1. **COMMITTEE ITEMS**

**Ad Hoc Committee on Economic Development**

***In Committee:***

* COMM262\_08\_31\_2020 Gasbarro Ltr re: Awareness

**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:***

* **COMM310\_03\_08\_2021 Annual City Audit, Melanson, FY 2020 Fin Statements**
* **COMM312\_03\_08\_2021 MVPC FY 2022 Assessment**
* **TRAN088\_03\_08\_2021 WATER Ret/Sick Leave Acc.$25,533.66 to Comp. Absences Fd $25,533.66**
* **TRAN089\_03\_08\_2021 HWY Streetlights $12,000 to PARK Maint-Trees $12,000**

**Education**

***In Committee:***

* COMM240\_04\_27\_2020 Memo re: SOI Submission Info
* COMM273\_10\_13\_2020 Ltr of Non-Support from Mayor on Acts of 1987
* COMM293\_02\_08\_2021 Ltr. From Jane Snow

**General Government**

***In Committee:***

**License & Permits**

***In Committee:***

* ODNC047\_01\_27\_2020 General Ordinance - Short Term Rental Units Rules
* ODNC067\_01\_27\_2021 License to Occupy Outdoor Property Ch. 12-1
* **APPL021\_02\_22\_2021 Newburyport Sunoco 2nd Hand MV License**
* COMM229\_02\_24\_2020 Ltr re: Implementation of Short-Term Rental Ordinance
* APPL022\_03\_08\_2021 Banter Barber & Clothier-Pool Table App.

**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.

**Planning & Development**

***In Committee:***

* 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
* ORDR196\_07\_13\_2020 Open Space and Recreation Plan 2020 (COTW)
* **ODNC068\_01\_27\_2021 Late File Zoning Amend Sec VI-C re: # of residential structures per lot**

(As Amended)

* **ODNC069\_02\_22\_2021 Chapter 6.5 Barrier Beach Development definitions**

**Public Safety**

***In Committee:***

* 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
* COMM282\_01\_27\_2021 Ltr from Jim McCarthy re: Sign Proposal
* COMM283\_01\_27\_2021 Ltr from Jim McCarthy-speed limit
* APPL023\_03\_08\_2021 LATE FILE Event App The Moving Wall

**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
* COMM292\_02\_08\_2021 Memo - Electricity Aggregation Program

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| * **APPT235\_03\_08\_2021 Late File** | **Owen Smith** | **175 Storey Ave** | **Water/Sewer** | **03/31/2023** |

**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

1. **GOOD OF THE ORDER**
2. **ADJOURNMENT**