

CITY COUNCIL MEETING

AGENDA

May 28, 2024 7:00 pm

City Council Chambers, City Hall

60 Pleasant Street, Newburyport

Executive Session

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 EOHLC
- 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 1st 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 *2nd 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 1st 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

CONSENT AGENDA

CITY COUNCIL MEETING

MINUTES

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City Council Chambers, City Hall

60 Pleasant Street, Newburyport

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** Remembering Beverly MacBurnie
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER** 7:00pm City Clerk Richard B. Jones called the roll; the following City Councillors answered present: Zeid, Donahue, Granas, Harman, Khan, Preston, Shand, Wright, and Cameron. 9 present, 2 Absent (Lane, McCauley).
- 4. LATE FILE**
- 5. PUBLIC COMMENT**
Michael Strauss 56 Federal St.
Michael Spiro 117 Low St.
Andrea Eigerman 83 High St.
- 6. MAYOR'S COMMENT**

CONSENT AGENDA

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7. APPROVAL OF MINUTES

April 29, 2024

(Approve)

8. COMMUNICATIONS

- APPL00203_05_13_2024 52 Temple St. Block Party 8/1 Temple St. between Federal and Fair (L&P)
- COMM00552_05_13_2024 Firefighters of Local 827 "Fill the Boot Drive" August 1st, 2nd, & 3rd 10am-4pm (L&P)
- COMM00553_05_13_2024 Mark Murray as City Marshal beginning 5/11/2024 on a temporary basis (PW&S)

9. TRANSFERS

- TRAN00193_05_13_2024 LT Debt - Principal \$28,500 to Elections \$25,000, (B&F)
CLK Dues/Subscriptions \$3,000, CLK Lease Copier \$500
- TRAN00194_05_13_2024 Multiple (see attached) \$3,247,088.76 to (B&F/COTW)
FY'25 Special Purpose/Capital Projects - Multiple (see attached) \$3,247,088.76

10. APPOINTMENTS

- APPT00488_05_13_2024 Leslie Eckholdt 36 Warren St., Newburyport Waterfront Trust 2/15/2026 (CS)
- APPT00489_05_13_2024 Curtis Davis 6 Market St., Newburyport Waterfront Trust 7/1/2029 (CS)
- APPT00490_05_13_2024 Robert Koups 36 Lime St., Newburyport Planning Board 7/1/2027 (P&D)

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

BUDGET& FINANCE

- TRAN00189_04_08_2024 Mayor's Office: General Fund Free Cash \$25,852.84 to Fire Injured-on-Duty \$25,852.84 (COTW)
- ORDR00554_04_08_2024 Senior Work-Off Program Increase Max. Assistance Amount to \$2000 (COTW)
- TRAN00192_04_29_2024 Finance Dept.: LT Debt-Principal \$80,000 & LT Debt-Interest \$75,000 to Health Insurance Premiums \$155,000
- TRAN00190_04_29_2024 Mayor's Office: Interest on Short-Term Notes \$18,000 to Veterans Benefits \$18,000
- TRAN00191_04_29_2024 DPS:RRFA-Development Impact Fees \$30,000 to Intersection Improvements Study \$30,000
- ORDR00560_04_29_2024 Gift Acceptance Hinkel Park Bench \$5000
- ORDR00561_04_29_2024 Gift Acceptance Pioneer League Batting Cage \$30,076.53
- ORDR00562_04_29_2024 Grant Acceptance Form FY23 FY24 Cultural District Grants \$30,000.00

COMMUNITY SERVICES

- APPT00483_04_08_2024 Kevin Hunt 14 Tenth St., Newbury Veterans Agent for Newburyport 5/1/2025
- COMM00525_01_08_2024 Letter from Joe Morgan re: Frog Pond Restoration Project
- COMM00541_02_26_2024 Kim Turner letter including supporting documents COTW)
- ORDR00474_07_10_2023 Plan Approval Bartlet Mall Improvement Project (COTW)

LICENSES & PERMITS

- APPL00199_04_29_2024 10th Annual Harborside Half Marathon & 5K Sunday, Nov. 10th 9am-1:30pm
- APPL00200_04_29_2024 Tri-State Trek Sat. 6/22 10:30am-2:30pm
- APPL00201_04_29_2024 NPS- Kona Ice Truck Waterfront Performing Arts Festival 5/18 1-4pm

PUBLIC WORKS & SAFETY

- APPT00484_04_08_2024 Thomas Baillie 35 Marlboro St. Water Sewer Comm. Alt. 4/30/2026
Re-appointment:
- APPT00487_04_29_2024 Adam Armstrong 5 Buck St. Harbor Commission 6/1/2027
- ODNC00171_04_29_2024 Amend Ch.13 to move the HP on Pleasant St.
- COMM00527_01_08_2024 Letter from Philip Cootey

END OF CONSENT AGENDA

At the request of Councillor Zeid TRAN00194 will be referred to Budget & Finance and COTW.
Motion to collectively approve the Consent Agenda as amended and receive and file the Mayor's update by Councillor Zeid, seconded by Councillor Preston. So voted, 9 yes, 2 absent, motion passes.

REGULAR AGENDA

9. MAYOR'S UPDATE

10. FIRST READING APPOINTMENTS

11. COMMUNICATIONS

12. TRANSFERS

13. SECOND READING APPOINTMENTS

14. ORDERS

- ORDR00567_04_29_2024 Saltbox Financial Gift \$1810
- ORDR00568_05_13_2024 Gift Acceptance \$5,000 Lithograph Norman Rockwell

- ORDR00569_05_13_2024 FY2025 Budget Order
 - ORDR00570_05_13_2024 FY25-29 CIP Order
- Motion to collectively refer ORDR00567 & ORDR00568 to Budget & Finance, and ORDR00569 & ORDR0070 to Budget & Finance and COTW a by Councillor Zeid, seconded by Councillor Preston. So voted, 9 yes, 2 absent, motion passes.
- ORDR00571_05_13_2024 Waiver for Asphalt on Willow and Moseley Ave.
- Motion to refer to Public Works & Safety by Councillor Zeid, seconded by Councillor Preston. So voted, 9 yes, 2 absent, motion passes.

15. ORDINANCES

- ODNC00166_03_11_2024 **2nd Reading** Amend Ch 5-65 Specialized Energy Code (COTW)
- Motion to approve on second reading by Councillor Zeid, seconded by Councillor Preston. Roll call vote, 8 yes, 1 no (Zeid), 2 absent (Lane, McCauley), motion passes.
- ODNC00167_04_08_2024 **2nd Reading** Residential Seasonal Dock Fee
- Motion to approve on second reading by Councillor Zeid, seconded by Councillor Preston. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.
- ODNC00168_04_08_2024 **2nd Reading** HP Spaces
- Motion to approve on second reading by Councillor Zeid, seconded by Councillor Preston. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.
- ODNC00172_05_13_2024 Zoning Amendment I-1 At Hale and Low Street
- Motion to refer to Planning & Development and COTW by Councillor Zeid, seconded by Councillor Shand. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.
- ODNC00173_05_13_2024 Amend Ch. 8 Trash Rules and Regs
- Motion to waive the rules and refer to Public Works & Safety and COTW by Councillor Zeid, seconded by Councillor Preston. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.

16. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **TRAN00189 04 08 2024 Mayor's Office: General Fund Free Cash \$25,852.84 to Fire Injured-on-Duty \$25,852.84 (COTW)**
- Motion to approve by Councillor Zeid, seconded by Councillor Wright. So voted, 9 yes, 2 absent, motion passes.
- **ORDR00554 04 08 2024 Senior Work-Off Program Increase Max. Asst. Amount to \$2000 (COTW)**
- Motion to approve by Councillor Zeid, seconded by Councillor Wright. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.
- **TRAN00192 04 29 2024 Finance Dept.: LT Debt-Principal \$80,000 & LT Debt-Interest \$75,000 to Health Insurance Premiums \$155,000**
- Motion to approve by Councillor Zeid, seconded by Councillor Wright. So voted, 9 yes, 2 absent, motion passes.
- **TRAN00190 04 29 2024 Mayor's Office: Interest on Short-Term Notes \$18,000 to Veterans Benefits \$18,000**
- Motion to approve by Councillor Zeid, seconded by Councillor Wright. So voted, 9 yes, 2 absent, motion passes.
- **TRAN00191 04 29 2024 DPS:RRFA-Development Impact Fees \$30,000 to Intersection Improvements Study \$30,000**
- Motion to approve by Councillor Zeid, seconded by Councillor Wright. So voted, 9 yes, 2 absent, motion passes.
- **ORDR00560 04 29 2024 Gift Acceptance Hinkel Park Bench \$5000**
 - **ORDR00561 04 29 2024 Gift Acceptance Pioneer League Batting Cage \$30,076.53**
- Motion to collectively approve ORDR00560 & ORDR00561 by Councillor Zeid, seconded by Councillor Wright. So voted, 9 yes, 2 absent, motion passes.
- **ORDR00562 04 29 2024 Grant Acceptance Form FY23 FY24 Cultural District Grants \$30,000.00**
- Motion to approve by Councillor Zeid, seconded by Councillor Khan. So voted, 9 yes, 2 absent, motion passes.
- 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)

Community Services

In Committee:

- APPT00483 04 08 2024 Kevin Hunt 14 Tenth St., Newbury Veterans Agent for Nbpt 5/1/2025
Motion to approve by Councillor Preston, seconded by Councillor Donahue. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.
- COMM00525 01 08 2024 Letter from Joe Morgan re: Frog Pond Restoration Project
Motion to receive and file by Councillor Preston, seconded by Councillor Wright. So voted, 9 yes, 2 absent, motion passes.
- COMM00541 02 26 2024 Kim Turner letter including supporting documents (COTW)
Motion to receive and file by Councillor Preston, seconded by Councillor Zeid. So voted, 9 yes, 2 absent, motion passes.
- ORDR00474 07 10 2023 Plan Approval Bartlet Mall Improvement Project (COTW)
Motion to receive and file by Councillor Preston, seconded by Councillor Wright. So voted, 9 yes, 2 absent, motion passes.

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:

- APPL00199 04 29 2024 10th Annual Harborside Half Marathon & 5K Sun., Nov. 10th 9am-1:30pm
- APPL00200 04 29 2024 Tri-State Trek Sat. 6/22 10:30am-2:30pm
- APPL00201 04 29 2024 NPS- Kona Ice Truck Waterfront Performing Arts Festival 5/18 1-4pm
Motion to collectively approve APPL00199, APPL00200, and APPL00201 by Councillor Wright, seconded by Councillor Khan. So voted, 9 yes, 2 absent, motion passes.
- APPL00193_04_08_2024 Ride to End ALZ Saturday, June 1st 8-11am
- APPL00202_04_29_2024 Amendment to a Parklet application APPL00178_02_12_2024

Planning & Development

In Committee:

- 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)

Public Works & Safety

In Committee:

- APPT00484 04 08 2024 Thomas Baillie 35 Marlboro St. Water Sewer Comm. Alt. 4/30/2026
Motion to approve by Councillor Granas, seconded by Councillor Preston. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.

Re-appointment:

- APPT00487 04 29 2024 Adam Armstrong 5 Buck St. Harbor Commission 6/1/2027
Motion to approve by Councillor Granas, seconded by Councillor Preston. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.
- ODNC00171 04 29 2024 Amend Ch.13 to move the HP on Pleasant St.
Motion to approve on 1st reading by Councillor Granas, seconded by Councillor Preston. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.
- COMM00527 01 08 2024 Letter from Philip Cootey

Motion to receive and file by Councillor Granas, seconded by Councillor Preston. So voted, 9 yes, 2 absent, motion passes.

- 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
- ODNC00169_04_08_2024 Amend Municipal Fees Street Permits
- ODNC00170_04_08_2024 Amend Municipal Parking Facilities
- ORDR00449_04_24_2023 Approving Shared Streets Grant, High Street Traffic Calming
- 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)
- ORDR00566_04_29_2024 G. Mello - Collection and Hauling Contract (5-Year)

17. GOOD OF THE ORDER

Councilor President Cameron noted that the City Council was invited to participate in the Memorial Day Parade on 5/27/2024 at 11:00 am.

18. ADJOURNMENT

Motion to adjourn at 8:16 pm by Councillor Zeid, seconded by Councillor Donahue. So voted, 9 yes, 2 absent, motion passes.

COMMUNICATIONS

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax 2024 MAY 14 P 3:29

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)

NAME OF EVENT: GREEK Food FESTIVAL OF ANNUNCIATION CHURCHDate: JULY 26-28, 2024 Time: from 11:30 AM to 8:00 PM (FRI + SAT)Rain Date: NOT APPLIC Time: from 11:30 AM to 3:00 PM (SUN)2. Location*: 7 HARRIS ST.

*Please Note: If the location is a public park or the rail trail, please also contact the Parks Department

3. Description of Property: CHURCH + ADJACENT HALL Public ☐ Private ☒4. Name of Organizer: ANNUNCIATION GREEK CHURCH City Sponsored Event: Yes ☐ No ☒Contact Person JAMES P. SPERELAKISAddress: 7 HARRIS ST, NEWBURYPORT Telephone: 978-479-6372 (cell)E-Mail: JAMES.SPERELAKIS@COVESTRO.COM Cell Phone: 978-479-6372Day of Event Contact & Phone: SAME AS ABOVE PLEASE5. Number of Attendees Expected: SEVERAL HUNDRED TO OVER A THOUSAND (OVER 3 DAYS)6. MA Tax Number: 110502697. Is the Event Being Advertised? YES Where? DAILY NEWS, SOCIAL MEDIA, LOCAL MEDIA + RADIO8. What Age Group is the Event Targeted to? ALL AGE GROUPS, PRIMARILY ADULTS, FAMILY FRIENDLY9. Have You Notified Neighborhood Groups or Abutters? Yes ☒ No ☐ Who? ALL ABUTTERS, PARK + HARRIS ST. ABUTTERS HAVE BEEN, OR WILL BE NOTIFIED. GOOD RELATIONS WITH NEIGHBORS.

ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

A. Vending*: Food ☒ Beverages ☒ Alcohol ☒ Goods ☒ Total # of Vendors 2 (BOTH INDOORS)

*If checked, signature from Health Director required (Page 3)

B. Entertainment: (Subject to City's Noise Ordinance.) Live Music ☒ DJ ☒ Radio/CD ☐ Performers ☒ Dancing ☐ Amplified Sound ☒ Stage ☐ LIVE (2 PERSON) GREEK BAND, FRI + SAT FROM 5-8 PMC. Games /Rides: Adult Rides ☐ Kiddie Rides ☐ Games ☐ Raffle ☐Other ☐ Total # ☐Name of Carnival Operator: NOT APPLICABLEAddress: Telephone:

D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes ☒ No ☐

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE _____

WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

2. Name, Address & Daytime Phone Number of Organizer: JAMES P. SPERELAKIS, 90

ANNUNCIATION GREEK ORTHODOX CHURCH

7 HARRIS ST, NEWBURYPORT, MA 01950

CELL: 978-479-6372

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up SAME AS #2 ABOVE.

WE RESPECTFULLY REQUEST STREET CLOSURE (SEE #6 BELOW)

4. Date of Event: JULY 26-28, 2024 Expected Number of Participants: SEVERAL HUNDRED TO

5. Start Time: 11:30 AM

Expected End Time: 8:00 PM

2000.

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): _____

WE KINDLY REQUEST TWO ITEMS:

- 1.) NO PARKING ZONE ON SOUTH (CHURCH FACING) SIDE OF HARRIS ST,
DIRECTLY IN FRONT OF CHURCH FROM FRI. 7/26, 9 AM TO SUN 7/28, 3 PM
- 2.) CLOSURE OF HARRIS ST. (FROM GREEN TO PARK) ON FRI. 7/26, 5-8 PM +
SAT. 7/27, 5-8 PM

7. Locations of Water Stops (if any): NOT APPLIC.

8. Will Detours for Motor Vehicles Be Required? NO If so, where? THANK YOU.

9. Formation Location & Time for Participants: NOT APPLIC.

10. Dismissal Location & Time for Participants: NOT APPLIC.

11. Additional Parade Information:

• Number of Floats: NOT APPLICABLE

• Locations of Viewing Stations: NOT APPLIC.

• Are Weapons Being Carried:

Yes _____ No NOT APPLIC.

• Are Marshalls Being Assigned to Keep Parade Moving:

Yes _____ No NOT APPLIC.

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL [Signature] 5/11/24 4 Green St.

FIRE CHIEF [Signature] 5/19/24 0 Greenleaf St.

DEPUTY DIRECTOR [Signature] 5/13/24 16A Perry Way

CITY CLERK [Signature] 60 Pleasant St.

HEALTH DIRECTOR [Signature] 5/14/24 60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

DEPARTMENT APPROVAL (for Committee Member use only):

It will be necessary for you to obtain permits or certificates from the following Departments: Please note that costs for some City support services during an event are an estimate only. Some Departments may forward an invoice for services rendered at the completion of the event, and others may require advance payment.

Approval Required	Date: _____	Signature _____
_____	1. Special Events: _____	
_____	2. Police: _____	
	Is Police Detail Required: _____	# of Details Assigned: _____
_____	3. Traffic, Parking & Transportation: _____	
_____	4. ISD/Health: _____	
_____	5. Recycling: _____	
_____	6. ISD/Building: _____	
_____	7. Electrical: _____	
_____	8. Fire: _____	
	Is Fire Detail Required: _____	# of Details Assigned: _____
_____	9. Public Works: <i>Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply</i>	
	Yes: \$ _____ due on _____	No Fee for Special Events applies
	Other requirements/instructions per DPS _____	
_____	10. Parks Department: _____	
_____	11. License Commission _____	

The departments listed above have their own application process.
Applicants are responsible for applying for and obtaining all required
permits & certificates from the various individual departments

a list of all streets notified shall be provided to the city clerk to be date stamped and appended to the application record. Press releases and other media type notifications are encouraged.

(6) *Insurance.* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an additional insured. The policy shall be no less than two million dollars (\$2,000,000.00).

(7) *Event termination.* If in the judgment of the city marshal, fire chief or department of public services (DPS) director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.

(8) *Event and traffic security.* The city marshal, fire chief, DPS director or in the case of a triathlon, the harbormaster can require special duty personnel to assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.

(9) *Clean-up.* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

10) *Parking.* The event organizers shall be responsible for including parking instructions in materials disseminated to event participants. If the event is happening within one-half mile of municipal parking, then participants shall be asked to park at such parking facilities.

(11) *Notification of previous event organizers.* To the extent reasonably possible, the city clerk shall notify all event organizers from events held from 2014—2016, inclusive, by a one-time phone, email, or letter of the new application timeline and other requirements.

(12) *Simplification.* Departments are encouraged to unify their respective applications into a singular application, managed and distributed by the city clerk's office.

(13) *Americans with Disabilities Act.* Event organizers are reminded of the importance of and expectation of adherence to the Americans with Disabilities Act of 1990 (42 U.S.C § 12101) and subsequent applicable amendments.

(e) *Enforcement.*

(1) *Regulations.* Consistent with this section, the city shall promulgate regulations to enforce and otherwise implement the provisions of this section upon passage by the city council. Any event previously approved by city council shall be deemed permitted.

(2) *Warning.* In the circumstance that this section is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the city clerk and city council and may be used as a factor in future application approvals and denials.

(3) *Noncriminal disposition.* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in section 1-17 of chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in subsection (e)(4) below.

(4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$250.00) for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the city clerk and city council and shall be used as a factor in future application approvals and denials.

(5) *Failure to notify.* If the event fails to notify residents and provide documentation to the city clerk, pursuant to subsection (d)(5) above, shall render that organization ineligible to receive an event permit for a period of twelve (12) months unless special leave is granted by two-thirds supervote of the city council.

I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed: J.P. Gerolamo

Date: 4/28/24

Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

(a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."

(b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.

(c) *Definitions.*

(1) *Road race.* A competitive or non-competitive running event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(2) *Walkathon.* A competitive or non-competitive walk event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(3) *Bicycle race.* A competitive or non-competitive bicycling event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.

(5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.

(d) *Limitations.*

(1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date. Prior to application with the city council, the event shall file and receive approval from all applicable city departments, boards, and commissions. Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application. The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. Upon following the procedures of the council, as deemed appropriated in the sole judgment of the council, the application will be considered approved if the council votes favorably by majority. The application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

(2) *Exemptions.* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.

(3) *Course map.* All applications shall be accompanied by a legible, precise course map showing the event route, water stops, refreshment stops, and so-called "port-a-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by police, fire, department of public services, parks commission and harbor masters departments prior to submission to the city clerk.

(4) *Electronic amplifier.* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 a.m., except for Sundays when electronic amplifiers, loud speakers or bullhorns will not be used for public address announcements or music before 9:00 a.m.

(5) *Road closure.* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents fourteen (14) days in advance that neighborhood roads will be closed if no alternate route is available to those residents. Notification shall be made by race organizers by informational packet drop-off at all residences that may be impacted, including, but not limited to, road closures, restricted driveway access, parking restrictions, or noise. In the case of multi-family residences with so-called security doors, notification will be sufficient at said security door. A copy of the notification shall be provided to the city clerk and, when possible, posted on the city website and distributed via email. Further,



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

4/5/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER American Church Group of New England, LLC 5001 Craig Rath Blvd Midlothian VA 23112	CONTACT NAME: Brooklyn Sult PHONE (A/C, No, Ext): (877) 343-7599 E-MAIL ADDRESS: bsult@americanchurchgroup.com INSURER(S) AFFORDING COVERAGE INSURER A : BROTHERHOOD MUT INS CO INSURER B : INSURER C : INSURER D : INSURER E : INSURER F : NAIC # 13528
INSURED Annunciation Greek Orthodox Church Of Newburyport, 7 Harris St Newburyport MA 01950-2645	

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	Y	20M5A0507800	04/28/2024	04/28/2025	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 3,000,000 PRODUCTS - COMP/OP AGG \$ 3,000,000
	<input type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$
	<input type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y / N If yes, describe under DESCRIPTION OF OPERATIONS below					PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

The City of Newburyport is listed as an additional insured in respect to the general liability, subject to the terms and conditions of the policy for the annual Greek Food Festival being held from July 26 - 28, 2024.

CERTIFICATE HOLDER**CANCELLATION**

City of Newburyport 60 Pleasant Street Newburyport MA 01950	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Carol Sanford
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NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)**NAME OF EVENT:** Cultural Survival Arts Bazaar

Date: July 20 & 21 2024 Time: from 10am to 8pm
 Rain Date: n/a Time: from n/a to n/a

2. Location*: Market Sq / Inn Street / Tracy Place

*Please Note: If the location is a public park or the rail trail, please also contact the Parks Department

3. Description of Property: _____ Public ☒ Private _____4. Name of Organizer: Candyce Testa City Sponsored Event: Yes _____ No ☒Contact Person: _____
2007 Massachusetts Ave, Cambridge Ma 02140

Address: _____ Telephone: _____

E-Mail: Candyce.testa@culturalsurvival.org Cell Phone: 860-501-7375

Day of Event Contact & Phone: Candyce Testa 860-501-7375

5. Number of Attendees Expected: 100 - 200 at a time

6. MA Tax Number: 12145937

7. Is the Event Being Advertised? Yes _____ Where? Social Media, Press, Banner, Radio, Mail

8. What Age Group is the Event Targeted to? All Ages

9. Have You Notified Neighborhood Groups or Abutters? Yes _____ No ☒, Who? _____
We will notify all the businesses on Inn St, State St and the Chamber of Commerce**ACTIVITIES:** (Please check where applicable.) Subject to Licenses & Permits from Relevant City DepartmentsA. Vending*: Food _____ Beverages _____ Alcohol _____ Goods ☒ Total # of Vendors 45 - 50
*If checked, signature from Health Director required (Page 3)B. Entertainment: (Subject to City's Noise Ordinance.) Live Music ☒ DJ ☒ Radio/CD _____
Performers ☒ Dancing ☒ Amplified Sound ☒ Stage ☒ What would This entail?C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____
Other _____ Total # _____

Name of Carnival Operator: _____

Address: _____

Telephone: _____

D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes ☒ No _____

If yes:

- a) How many trash receptacles will you be providing? 5
- b) How many recycling receptacles will you be providing? 3
- c) Will you be contracting for disposal of : **Trash** Yes _____ No x **Recycling** Yes _____ No x
- i. If yes, size of dumpster(s): **Trash** _____ **Recycling** _____
- ii. Name of disposal company: **Trash** _____ **Recycling** _____
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes x No _____
- iv. If no, where will the trash & recycling be disposed ? _____

If no:

- a) # of trash container(s) to be provided by DPS _____
- b) # of recycling container(s) to be provided by Recycling Office _____
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City

of Newburyport. E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)

_____ Standard # _____ ADA accessible

Name of company providing the portable toilets: _____

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE _____

WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

2. Name, Address & Daytime Phone Number of Organizer:

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up

4. Date of Event: _____ Expected Number of Participants: _____

5. Start Time: _____ Expected End Time: _____

6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**):

7. Locations of Water Stops (if any):

8. Will Detours for Motor Vehicles Be Required? _____ If so, where? _____

9. Formation Location & Time for Participants:

10. Dismissal Location & Time for Participants:

11. Additional Parade Information:

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried:

Yes _____ No _____

• Are Marshalls Being Assigned to Keep Parade Moving:

Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL _____ 4 Green St.

FIRE CHIEF

0 Greenleaf St.

DEPUTY DIRECTOR

16A Perry Way

CITY CLERK

60 Pleasant St.

HEALTH DIRECTOR

N/A

60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

Please click on the hyperlinks embedded in the titles above to access required signatures. For the actual documents please refer to the folder I shared with you. - Candyce Testa, 5/13/2024

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE _____

WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: _____

2. Name, Address & Daytime Phone Number of Organizer: _____

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up _____

4. Date of Event: _____ Expected Number of Participants: _____

5. Start Time: _____ Expected End Time: _____

6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**): _____

7. Locations of Water Stops (if any): _____

8. Will Detours for Motor Vehicles Be Required? _____ If so, where? _____

9. Formation Location & Time for Participants: _____

10. Dismissal Location & Time for Participants: _____

11. Additional Parade Information:

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No _____

• Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL _____ 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

HEALTH DIRECTOR _____ 60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____ ROAD RACE _____ WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: _____

2. Name, Address & Daytime Phone Number of Organizer: _____

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up _____

4. Date of Event: _____ Expected Number of Participants: _____

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7. Locations of Water Stops (if any): _____

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10. Dismissal Location & Time for Participants: _____

11. Additional Parade Information:

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No _____

• Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL  4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

HEALTH DIRECTOR _____ 60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE _____

WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

2. Name, Address & Daytime Phone Number of Organizer: _____

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4. Date of Event: _____ Expected Number of Participants: _____

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- Number of Floats: _____

- Locations of Viewing Stations: _____

- Are Weapons Being Carried: Yes _____ No _____

- Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL _____ 4 Green St.

FIRE CHIEF

[Signature]

8 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way

CITY CLERK

60 Pleasant St.

HEALTH DIRECTOR _____ 60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

DEPARTMENT APPROVAL (for Committee Member use only):

It will be necessary for you to obtain permits or certificates from the following Departments: Please note that costs for some City support services during an event are an estimate only. Some Departments may forward an invoice for services rendered at the completion of the event, and others may require advance payment.

<i>Approval Required</i>	Date: _____	Signature _____
_____	1. Special Events:	_____
_____	2. Police:	_____
	Is Police Detail Required: _____	# of Details Assigned: _____
_____	3. Traffic, Parking & Transportation:	_____
_____	4. ISD/Health:	_____
_____	5. Recycling:	_____
_____	6. ISD/Building:	_____
_____	7. Electrical:	_____
_____	8. Fire:	_____
	Is Fire Detail Required: _____	# of Details Assigned: _____
_____	9. Public Works: Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply	
	Yes: \$ _____ due on _____	No Fee for Special Events applies
	Other requirements/instructions per DPS _____	
_____	10. Parks Department:	_____
_____	11. License Commission	_____

The departments listed above have their own application process.
Applicants are responsible for applying for and obtaining all required
permits & certificates from the various individual departments

Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

(a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."

(b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.

(c) *Definitions.*

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(4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.

(5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.

(d) *Limitations.*

(1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date. Prior to application with the city council, the event shall file and receive approval from all applicable city departments, boards, and commissions. Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application.

The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. Upon following the procedures of the council, as deemed appropriated in the sole judgment of the council, the application will be considered approved if the council votes favorably by majority. The application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

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(8) *Event and traffic security.* The city marshal, fire chief, DPS director or in the case of a triathlon, the harbormaster can require special duty personnel to assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.

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(10) *Parking.* The event organizers shall be responsible for including parking instructions in materials disseminated to event participants. If the event is happening within one-half mile of municipal parking, then participants shall be asked to park at such parking facilities.

(11) *Notification of previous event organizers.* To the extent reasonably possible, the city clerk shall notify all event organizers from events held from 2014—2016, inclusive, by a one-time phone, email, or letter of the new application timeline and other requirements.

(12) *Simplification.* Departments are encouraged to unify their respective applications into a singular application, managed and distributed by the city clerk's office.

(13) *Americans with Disabilities Act.* Event organizers are reminded of the importance of and expectation of adherence to the Americans with Disabilities Act of 1990 (42 U.S.C § 12101) and subsequent applicable amendments.

(e) *Enforcement.*

(1) *Regulations.* Consistent with this section, the city shall promulgate regulations to enforce and otherwise implement the provisions of this section upon passage by the city council. Any event previously approved by city council shall be deemed permitted.

(2) *Warning.* In the circumstance that this section is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the city clerk and city council and may be used as a factor in future application approvals and denials.

(3) *Noncriminal disposition.* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in section 1-17 of chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in subsection (e)(4) below.

(4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$250.00) for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the city clerk and city council and shall be used as a factor in future application approvals and denials.

(5) *Failure to notify.* If the event fails to notify residents and provide documentation to the city clerk, pursuant to subsection (d)(5) above, shall render that organization ineligible to receive an event permit for a period of twelve (12) months unless special leave is granted by two-thirds supervote of the city council.

I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed: _____

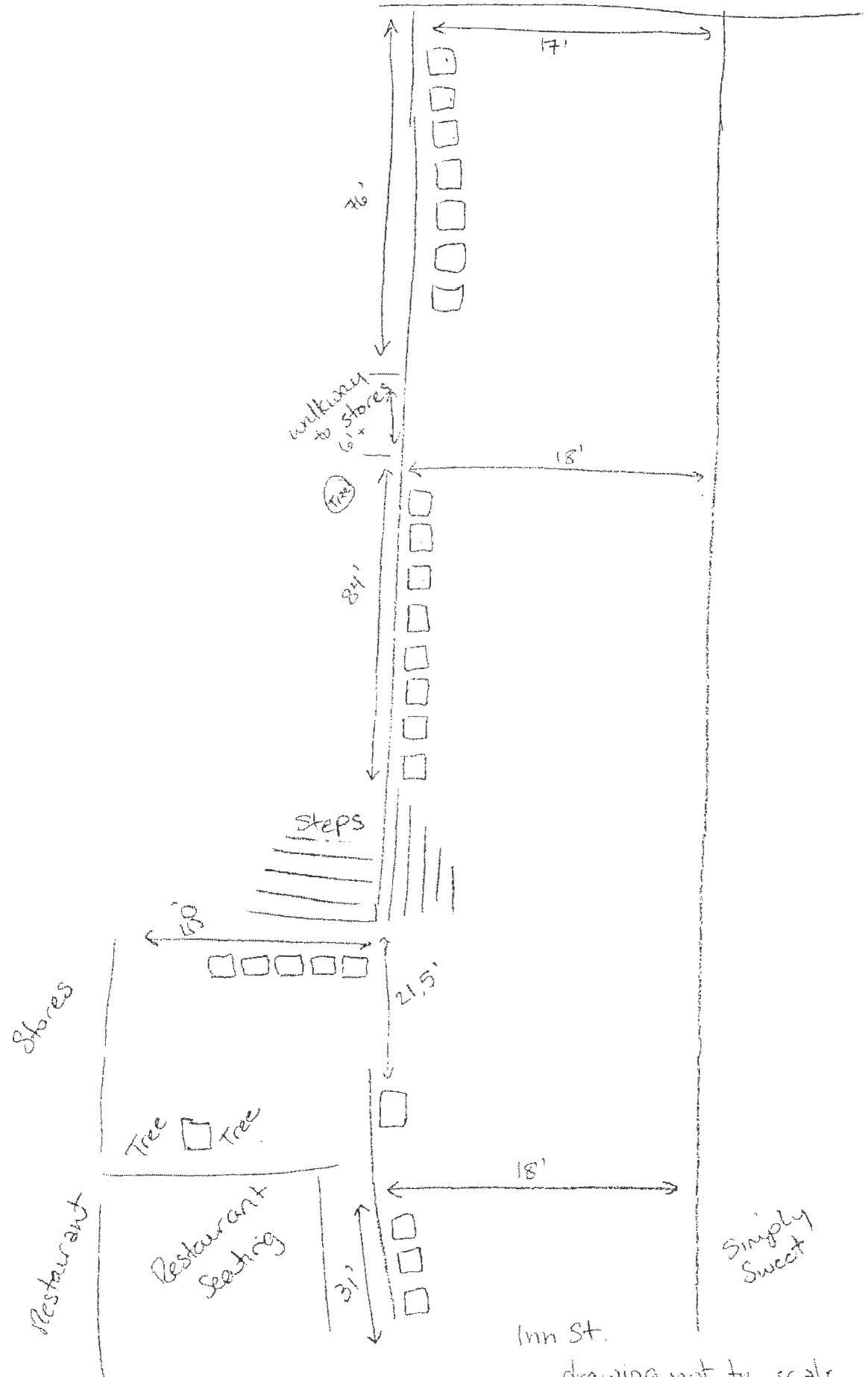


Date: Feb 27, 2024

Inn St. Draft Site Plan

Loretta

Szechuan

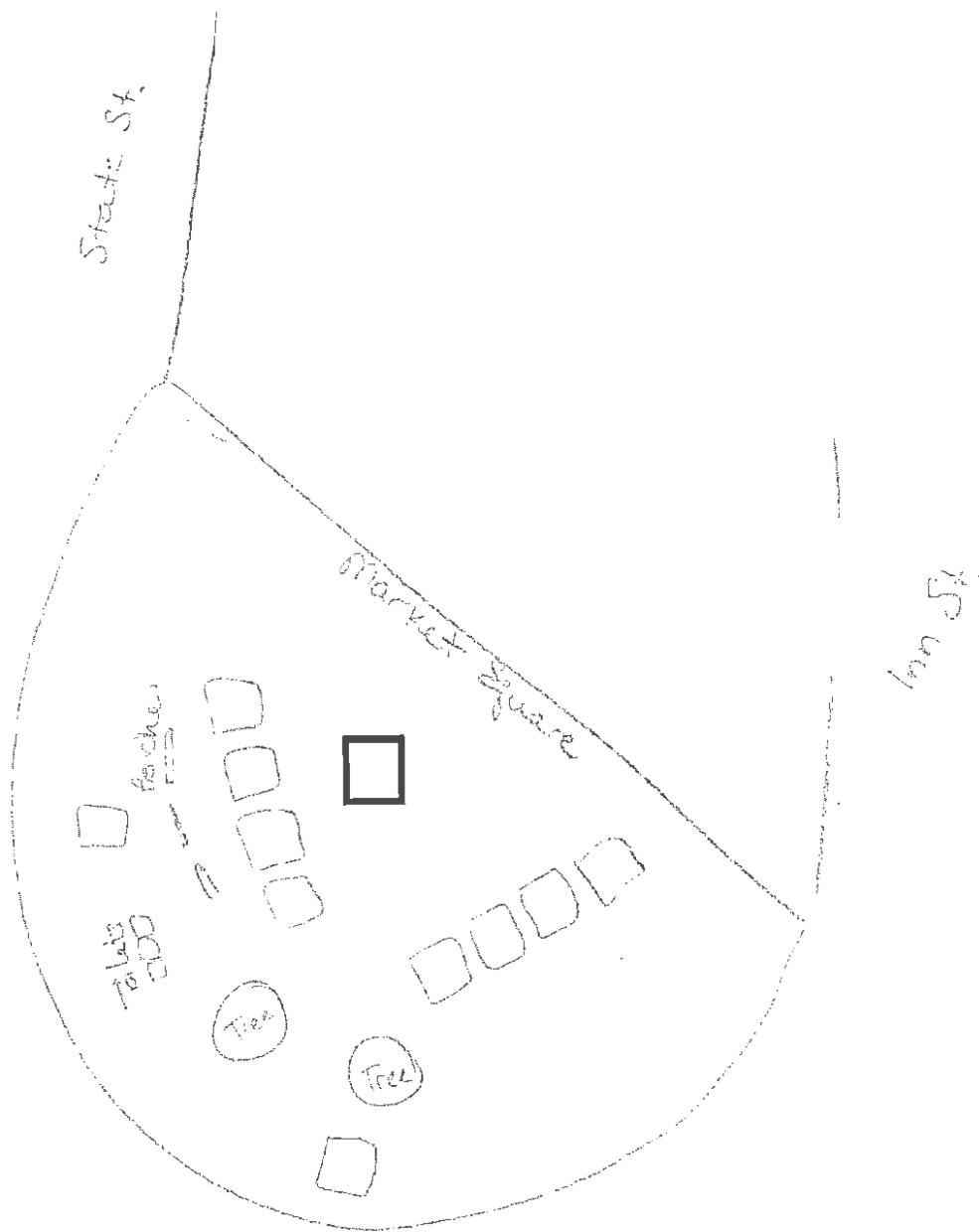


Inn St.

drawing not to scale

17 = 10 x 10' or 12 x 12' tent

Market Square Draft Site Plan





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

05/10/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER W.T. Phelan & Company 645 Massachusetts Ave Arlington MA 02476	CONTACT NAME: Collette Creedon PHONE (A/C, No, Ext): (877) 977-1898 FAX (A/C, No): (781) 646-2410 E-MAIL ADDRESS: collette.creedon@wtphele.com
INSURED Cultural Survival, Inc. PO Box 381569 Cambridge MA 02238	INSURER(S) AFFORDING COVERAGE INSURER A: Philadelphia Insurance Co. INSURER B: Hartford Casualty Insurance Company INSURER C: INSURER D: INSURER E: INSURER F:

COVERAGES

CERTIFICATE NUMBER: CL245920081

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:			PHPK2678018	05/31/2024	05/31/2025	EACH OCCURRENCE \$ 1,000,000
			DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000				
			MED EXP (Any one person) \$ 5,000				
			PERSONAL & ADV INJURY \$ 1,000,000				
							GENERAL AGGREGATE \$ 2,000,000
							PRODUCTS - COMP/OP AGG \$ 2,000,000
							Professional Liability \$ 1,000,000
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			PHUB908569	05/31/2024	05/31/2025	EACH OCCURRENCE \$ 5,000,000
			AGGREGATE \$ 5,000,000				
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N	N/A	08WECAB2OHV	02/20/2024	02/20/2025	PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/>
			E.L. EACH ACCIDENT \$ 1,000,000				
			E.L. DISEASE - EA EMPLOYEE \$ 1,000,000				
			E.L. DISEASE - POLICY LIMIT \$ 1,000,000				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Event: Cultural Survival Bazaar & Set-up, July 20-21 Newburyport, MA. City of Newburyport is additional insureds with respect to General Liability per Form #PI-GLD-HS (10/11).
Subject to policy terms, conditions and exclusions with written contract required.

CERTIFICATE HOLDER**CANCELLATION**

City of Newburyport 60 Pleasant St. Newburyport MA 01950	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
--	---

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CITY OF NEWBURYPORT

BANNER DISPLAY APPLICATION

The City of Newburyport regulates the display of banners and signs on public property. No person or organization is authorized to post a sign or banner display on any public property without the written consent of the City. The City is not liable for any damage that may be incurred to a sign or banner while it is posted on public property. If the City deems a sign or banner to be a safety hazard, it will be removed promptly at the City's discretion. The City reserves the right to reject any and all applications. Banners or signs may be displayed 3 weeks before the event and removed within 2 days after the event.

Organization Name: Cultural Survival

Organization Mailing Address: 2067 Massachusettes Ave, Cambridge, MA 02140

Organization Telephone: 617-441-5400 E mail: Candyce.testa@cs.org

Contact Person: Candyce Testa Contact Telephone: 860-501-7375

Name of event being advertised: Cultural Survival Bazaar

Please provide the text of the sign or banner to be displayed: 12 X 3

" A Festival of Indigenous Arts and Culture. July 20-21, 2024
Inn Street & Market Square, Newburyport, MA
bazaar.cs.org. Facebook: @CulturalSurvivalbazaars

Location(s) upon which the sign or banner is requested to be displayed: *(check all that apply)*

☒ Atkinson Common

Start date of display: July 1, 2024 End date of display July 22, 2024

I understand and agree to the terms as stated above

Signature  Date May 12, 2024

Insert text here

NEWBURYPORT SPECIAL EVENT APPLICATION

Stella 978884
0896.

2024 MAY 20 Tel. 3:42

Fax.

APPL00206_05_28_2024

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)

- NAME OF EVENT: Annual GNOCA 5k Walk/Run in honor of Paul Holm + Jackie Pos.
- Date: Sunday Sept, 22, 2024 Time: from 10am to 1pm
- Rain Date: N/A Time: from _____ to _____
2. Location*: Michael's Harborside, 1 Tournament Wharf NBPT
*Please Note: If the location is a public park or the rail trail, please also contact the Parks Department
3. Description of Property: Restaurant Public _____ Private _____
4. Name of Organizer: GNOCA City Sponsored Event: Yes _____ No ☒
- Contact Person Deb Green
- Address: P.O. Box 1615, NBPT Telephone: 978 225 6700
- E-Mail: Greetingsbydesignnewburyport@gmail.com Cell Phone: as above
- Day of Event Contact & Phone: 978 225 6700
5. Number of Attendees Expected: 50-100 runners 50+ walkers
6. MA Tax Number: _____
7. Is the Event Being Advertised? yes Where? posters around town, mailings
8. What Age Group is the Event Targeted to? 18+
9. Have You Notified Neighborhood Groups or Abutters? Yes _____ No ☒ Who? _____

ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

- A. Vending*: Food _____ Beverages _____ Alcohol _____ Goods _____ Total # of Vendors _____
*If checked, signature from Health Director required (Page 3)
- B. Entertainment: (Subject to City's Noise Ordinance.) Live Music _____ DJ _____ Radio/CD _____
Performers _____ Dancing _____ Amplified Sound _____ Stage _____
- C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____
Other _____ Total # _____
Name of Carnival Operator: _____
Address: _____
Telephone: _____
- D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes ☒ No _____

If yes:

- a) How many trash receptacles will you be providing? 4
- b) How many recycling receptacles will you be providing? 0
- c) Will you be contracting for disposal of : **Trash** Yes _____ No ☒ **Recycling** Yes _____ No ☒
- i. If yes, size of dumpster(s): **Trash** _____ **Recycling** _____
- ii. Name of disposal company: **Trash** _____ **Recycling** _____
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes ☒ No _____
- iv. If no, where will the trash & recycling be disposed ? _____

If no:

- a) # of trash container(s) to be provided by DPS _____
- b) # of recycling container(s) to be provided by Recycling Office _____
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City

of Newburyport. E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)

_____ Standard # _____ ADA accessible

Name of company providing the portable toilets: _____

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE ✓

WALKATHON ✓

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

Greater Newburyport Ovarian Cancer Awareness

2. Name, Address & Daytime Phone Number of Organizer:

Deb Green - 978 225-6700
Po Box 1615, Newburyport 01950

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up

As above

4. Date of Event:

Sept. 22nd 2024

Expected Number of Participants:

100

5. Start Time:

10am

Expected End Time:

1pm

6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**):

Merrimac Street
Jefferson Street, High Street, Kent Street, Washington Street,
Rail Trail, (see attached map). Walkers will follow a
different route downtown (map attached).

7. Locations of Water Stops (if any):

Jefferson Street

8. Will Detours for Motor Vehicles Be Required?

No

If so, where?

9. Formation Location & Time for Participants:

Michael's Harborside 10am

10. Dismissal Location & Time for Participants:

Michael's Harborside 1pm

11. Additional Parade Information:

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried:

Yes _____ No _____

• Are Marshalls Being Assigned to Keep Parade Moving:

Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL

[Signature]

4 Green St.

FIRE CHIEF

[Signature]

0 Greenleaf St.

DEPUTY DIRECTOR

[Signature]

16A Perry Way

CITY CLERK

60 Pleasant St.

HEALTH DIRECTOR

[Signature]

60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

(a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."

(b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.

(c) *Definitions.*

(1) *Road race.* A competitive or non-competitive running event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(2) *Walkathon.* A competitive or non-competitive walk event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(3) *Bicycle race.* A competitive or non-competitive bicycling event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.

(5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.

(d) *Limitations.*

(1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date. Prior to application with the city council, the event shall file and receive approval from all applicable city departments, boards, and commissions. Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application.

The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. Upon following the procedures of the council, as deemed appropriated in the sole judgment of the council, the application will be considered approved if the council votes favorably by majority. The application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

(2) *Exemptions.* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.

(3) *Course map.* All applications shall be accompanied by a legible, precise course map showing the event route, water stops, refreshment stops, and so-called "port-a-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by police, fire, department of public services, parks commission and harbor masters departments prior to submission to the city clerk.

(4) *Electronic amplifier.* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 a.m., except for Sundays when electronic amplifiers, loud speakers or bullhorns will not be used for public address announcements or music before 9:00 a.m.

(5) *Road closure.* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents fourteen (14) days in advance that neighborhood roads will be closed if no alternate route is available to those residents. Notification shall be made by race organizers by informational packet drop-off at all residences that may be impacted, including, but not limited to, road closures, restricted driveway access, parking restrictions, or noise. In the case of multi-family residences with so-called security doors, notification will be sufficient at said security door. A copy of the notification shall be provided to the city clerk and, when possible, posted on the city website and distributed via email. Further,

a list of all streets notified shall be provided to the city clerk to be date stamped and appended to the application record. Press releases and other media type notifications are encouraged.

(6) *Insurance.* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an additional insured. The policy shall be no less than two million dollars (\$2,000,000.00).

(7) *Event termination.* If in the judgment of the city marshal, fire chief or department of public services (DPS) director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.

(8) *Event and traffic security.* The city marshal, fire chief, DPS director or in the case of a triathlon, the harbormaster can require special duty personnel to assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.

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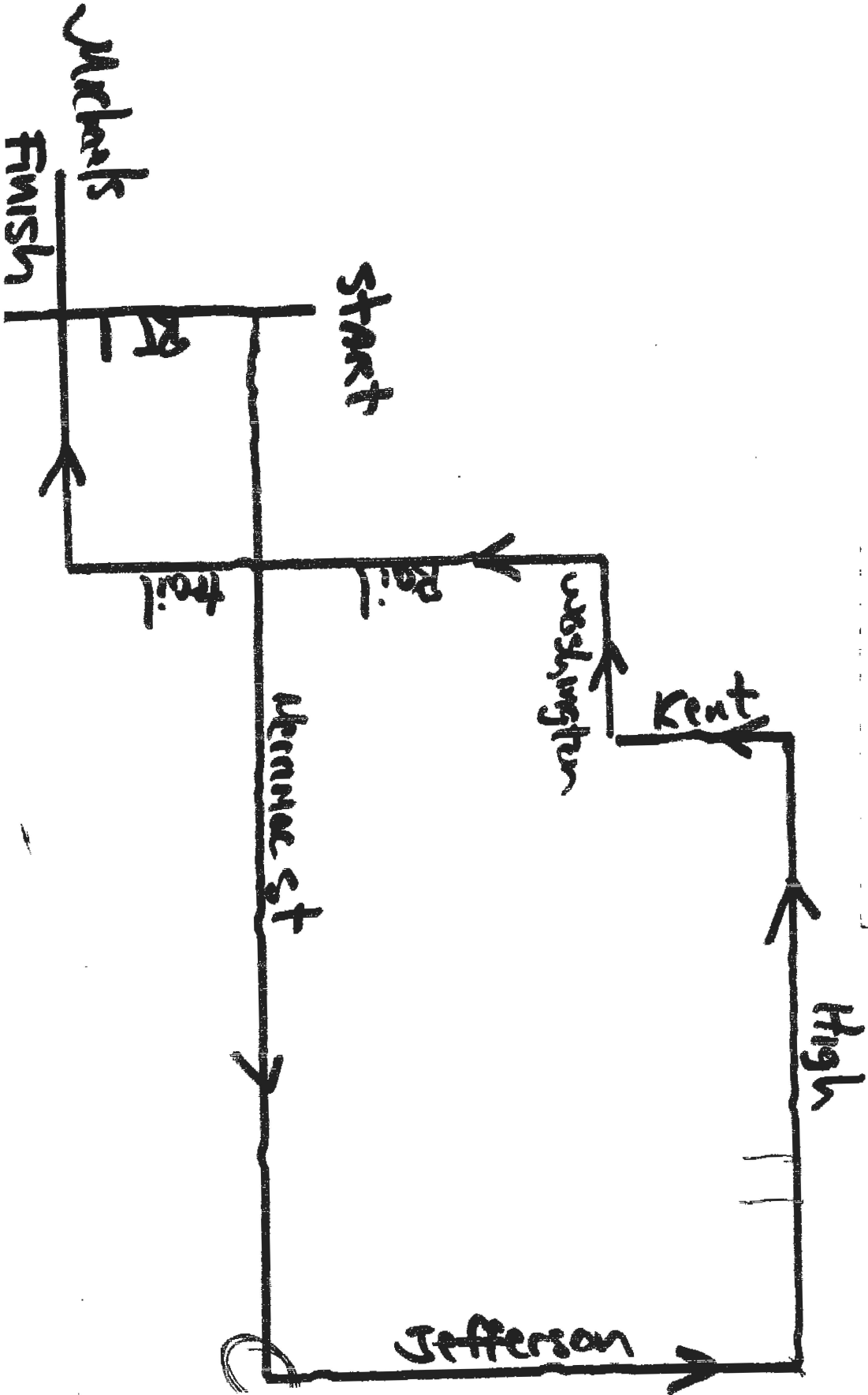
(4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$250.00) for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the city clerk and city council and shall be used as a factor in future application approvals and denials.

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I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed:  Date: 5/12/24

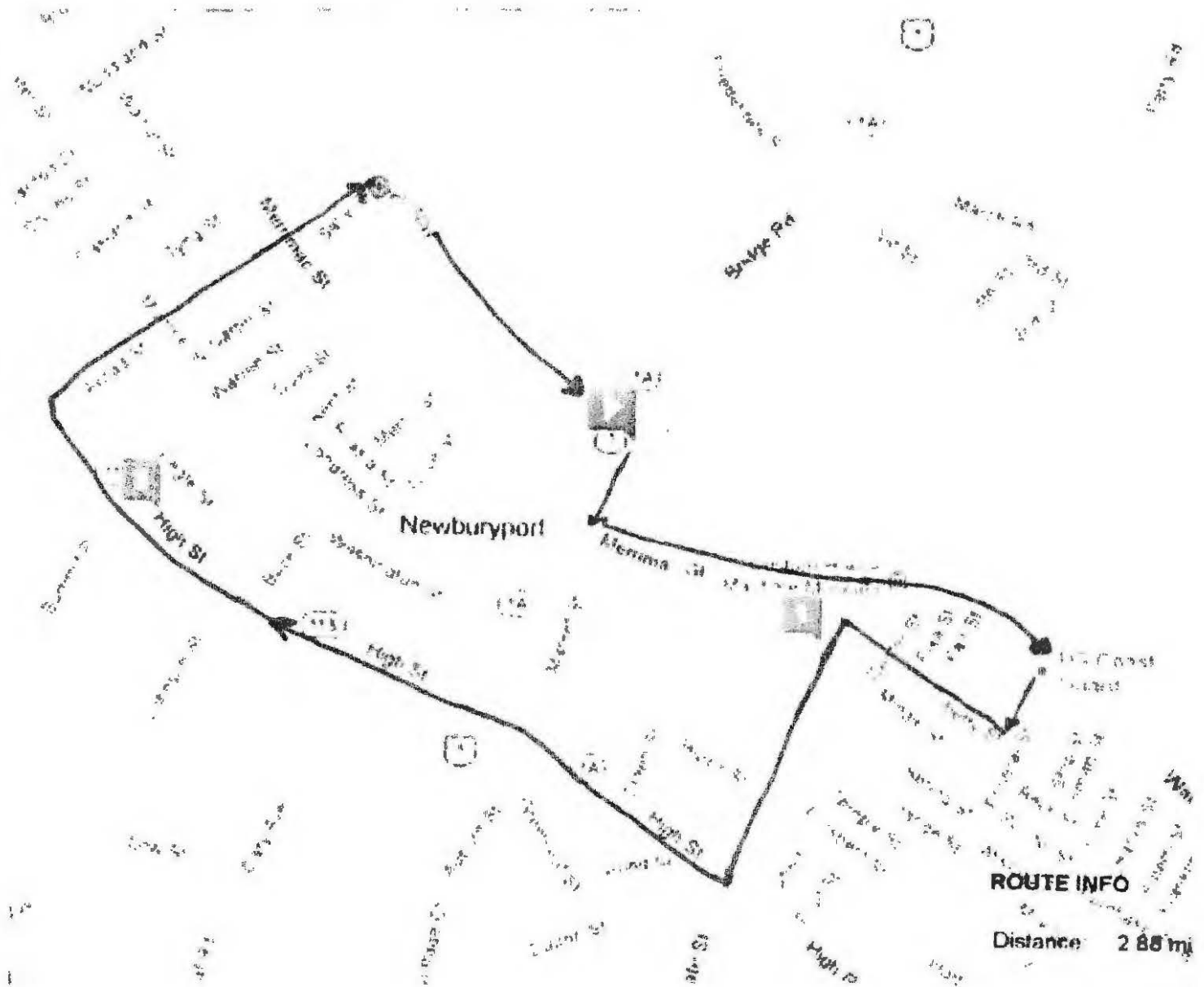
GT Run Route



5k Walk Route

Directions for walk

- Turn left onto Merrimac St Right
- on Federal St
- Right on Liberty St to State St
- Turn left on State St
- Right on High St
- Right on Broad
- Cross Merrimac St to Cashman Park
- Continue along Rail Trail
- Ending at Michael's Harborside





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/24/2024

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PRODUCER Brown & Brown of Massachusetts, LLC 980 Washington Street Suite 325 Dedham MA 02026	CONTACT NAME: Margaret Herlihy PHONE (A/C, No, Ext): (781) 817-6809 E-MAIL ADDRESS: Margaret.Herlihy@bbbrown.com FAX (A/C, No):																					
INSURED Ovations for the Cure Inc 800 Boylston Street P O Box 990168 Boston MA 02119	<table><tr><th colspan="2">INSURER(S) AFFORDING COVERAGE</th><th>NAIC #</th></tr><tr><td>INSURER A:</td><td>Philadelphia Indemnity Insurance Company</td><td>18058</td></tr><tr><td>INSURER B:</td><td>Travelers Property Casualty Insurance Company</td><td>36161</td></tr><tr><td>INSURER C:</td><td></td><td></td></tr><tr><td>INSURER D:</td><td></td><td></td></tr><tr><td>INSURER E:</td><td></td><td></td></tr><tr><td>INSURER F:</td><td></td><td></td></tr></table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A:	Philadelphia Indemnity Insurance Company	18058	INSURER B:	Travelers Property Casualty Insurance Company	36161	INSURER C:			INSURER D:			INSURER E:			INSURER F:		
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INSURER F:																						

COVERAGES **CERTIFICATE NUMBER:** 23-24 MASTER **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY			PHPK2567596	08/07/2023	08/07/2024	EACH OCCURRENCE \$ 1,000,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
							MED EXP (Any one person) \$ 5,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						PERSONAL & ADV INJURY \$ 1,000,000
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						GENERAL AGGREGATE \$ 2,000,000
	OTHER:						PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY						
	<input type="checkbox"/> ANY AUTO						COMBINED SINGLE LIMIT (Ea accident) \$
	<input type="checkbox"/> OWNED AUTOS ONLY	<input type="checkbox"/> SCHEDULED AUTOS					BODILY INJURY (Per person) \$
	<input type="checkbox"/> HIRED AUTOS ONLY	<input type="checkbox"/> NON-OWNED AUTOS ONLY					BODILY INJURY (Per accident) \$
	<input type="checkbox"/> AUTOS ONLY						PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB						EACH OCCURRENCE \$
	EXCESS LIAB	<input type="checkbox"/> OCCUR					AGGREGATE \$
	<input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$	<input type="checkbox"/> CLAIMS-MADE					\$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			UB-3J988022-23	08/07/2023	08/07/2024	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N <input checked="" type="checkbox"/> N	N/A				E.L. EACH ACCIDENT \$ 500,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 500,000
							E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Event-5K September 22, 2024 -The City of Newburyport is added as Additional Insured for the above referenced event in regards to the General Liability

CERTIFICATE HOLDER**CANCELLATION**

City of Newburyport
60 Pleasant Street

Newburyport

MA 01950

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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REC. 5
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2024 MAY 21 A 9:10

CITY OF NEWBURYPORT
60 PLEASANT STREET
NEWBURYPORT, MA 01950

BLOCK PARTY APPLICATION

Please fill out the application below and obtain the approving signatures for the street closure. Mail or drop off the completed signed application at: City Clerk's Office, City Hall, 60 Pleasant Street, Newburyport, MA 01950 **at least eight (8) business days prior** to a City Council meeting. The requested Block Party needs approval by the City Council. For any questions, please contact The City Clerk's Office at (978) 465-4407.

DATE OF REQUEST: May 14, 2024

CONTACT INFORMATION

FIRST AND LAST NAMES: Milissa Duncan

MAILING ADDRESS: 14 Dove St., Newburyport MA 01950

PHONE NUMBER: 978-764-1019

E-MAIL ADDRESS: milissaduncan@hotmail.com

BLOCK PARTY INFORMATION

BLOCK PARTY DATE: Sat. August 3, 2024

DESIRED STREET CLOSING LOCATION: Dove & Monroe to Dove & Merrimac

Please indicate cross streets when requesting the closing of street sections

STREET TO BE BARRICADED: Dove St

DESIRED STREET CLOSING TIME: 5:30pm - 10pm

Block Parties should run no later than 10:00 p.m.

REGULATIONS

By signing, I agree that I am a legal adult 18 years of age or older and understand this permit does not release me of any liability for damages that may result from the conducting of this Block Party. Further, I agree to comply with all requirements listed below:

I understand that applications for block party permits may take up to four (4) weeks to process.

Block parties will be conducted only on low-volume residential streets, dead-end streets, or cul-de-sacs. No thoroughfares or collector streets may be used.

It is hereby agreed that, by signing and presenting this application, signer(s) represents to the City of Newburyport that the following statements are true and correct, and agrees to and will abide by the following:

1. All residents living on the street or block for which the party is planned request the block party, or have been contacted and do not object to the Block Party.
2. To be responsible for placement, maintenance and removal of barricades.
3. A block party permit does not allow the sale of alcohol or the consumption of alcohol on public property (in city streets, sidewalks, parks, etc.) alcohol is allowed only on private property. All state and city alcohol laws still apply during Block Parties.
4. Amplified music shall be permitted with permission of the City Council. — *will have amplified music*
5. To leave **AT LEAST A TWELVE (12) FOOT AISLE** in the street to permit passage of emergency vehicles or vehicles of residents. Failure to maintain a ten (10) foot aisle during the entire period of the party will necessitate denial of requests for subsequent block parties. **Public safety personnel will monitor the party for strict adherence to this rule.**
6. To maintain adult supervision at all times during the party.
7. Applicant(s) shall be responsible for the pick-up of trash and garbage within two (2) hours of the end of the party.
8. Streets may not be barricaded later than 10:00 P.M.
9. No residents of the area designated shall be prohibited from attending the party.
10. No such activity may be conducted within five hundred (500) feet of any school, church, hospital, nursing home or similar operation unless endorsed by the management of such institution.
11. Only approved readily removable Barricades will be permitted such as orange cones and sawhorses with a sign. No vehicles will be permitted to be used as a Barricade.
12. Block parties are permitted 10 A.M. – 10 P.M.

Applicant signature: _____

Melissa Duncan

Date: _____

May 14, 2024

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHALL

4 Green Street

FIRE CHIEF

0 Greenleaf Street

DEPUTY DIRECTOR

16A Perry Way

CITY CLERK

60 Pleasant Street

[Signature]

5/14/24

[Signature]

5/15/24

[Signature]

5/16/2024

City use only:

Approved _____

Denied _____

Date _____



CITY OF NEWBURYPORT
OFFICE OF PLANNING AND DEVELOPMENT
 60 PLEASANT STREET • P.O. BOX 550
 NEWBURYPORT, MA 01950
 (978) 465-4400

MEMORANDUM

TO: **Newburyport City Council** (*Planning & Development / Committee of the Whole*)

FROM: **Andrew R. Port, Director of Planning & Development**

CC: **Sean R. Reardon, Mayor**

RE: **"MBTA Communities" – Voting Threshold & Final Unit Capacity Calculations for Submission to EOHLC**

DATE: **May 21, 2024**

Update on Unit Capacity Calculations

In accordance with our discussion at the most recent P&D/COTW meeting held on May 7, 2024, I requested an updated Unit Capacity analysis from MVPC for the proposed Parker Street expansion of our existing 40R Smart Growth District. The following table summarizes Total Unit Capacity we recommend submitting to EOHLC for review under the MBTA Communities program, including a breakdown by 40R subdistrict or area.

Zoning Advisory Group Consensus Plan (Expansion of the 40R District):

MBTA Compliant District/Sub-Area	Unit Capacity
Existing 40R District:	862
Subdistrict A (4 stories, 40 units/acre)	817
Subdistrict B (3 stories, 30 units/acre)	45
Addition of Hines Way parcel within 40R Subdistrict B (3 stories, 30 units/acre):	75
Parker Street Extension to 40R Subdistrict A (4 stories, 40 units/acre):	403
69 Parker Street	73
75 Parker Street	82
77 Parker Street	94
79A Parker Street	50
50 Parker Street	104
<hr/>	
Total Proposed Unit Capacity:	1,340
Total Required Unit Capacity:	1,292

Based on our informal consultation with EOHLC regarding finer grain details of the required “compliance modeling” for Newburyport’s 40R zoning, MVPC based these final calculations upon the lower (*i.e. more conservative*) Unit Capacity numbers in the previous “range.” As such, we determined that the 4-stories and 40 units/acre threshold should be applied to all five (5) of the new parcels along Parker Street. Accordingly, these new parcels can simply be added to the baseline 40R Subdistrict A. For your convenience, I have broken down the Unit Capacity provided by each individual lot along the new section of Parker Street, as well as clarification of the associated density and height allowances (*both existing and proposed*).

As a reminder, this Office and MVPC both recommend that the City maintain a reasonable “buffer” of additional units above the minimum total unit capacity of 1,292 units, in order to address any “surprises” from EOHLC during formal compliance review under MBTA Communities. In addition, Planning Board members have recently expressed some desire to enlarge the front setback for buildings along this section of Parker Street to accommodate a proper bike path extension utilizing both available public ROW (variable width and alignment) and the frontage of each lot if/as necessary. In essence this may mean increasing the front setback from 10 feet to 20 or 25 feet along this stretch of Parker Street. This may have a slight impact on Newburyport’s Unit Capacity calculations for each of the five new lots, but that should be minimal. The above listed composition of densities and unit capacities should be adequate to address these factors.

Timeframe for a Formal/Final Council Vote on “MBTA Communities” Zoning

Our formal submissions would be made in parallel to the separate 40R and 3A divisions of EOHLC to ensure compliance under both statutes and programs (*i.e. Smart Growth Districts and MBTA Communities*). Review by the state would also happen in parallel over the late spring and summer, and would identify any questions or concerns EOHLC may have regarding our means of compliance with “MBTA Communities” prior to a final vote of adoption by the Council. Based upon the 90-day period of review by EOHLC, I would anticipate a formal vote by the Council relative to expansion of the 40R District sometime this fall, in order to comply with the 12/31/2024 deadline under MBTA Communities. I will keep you informed regarding state review of our package, and may circle back with you should any further discussion or steps be necessary prior to the fall.

Voting Threshold for this Zoning Amendment

I have conferred with Karis North at MHTL regarding the voting threshold required for this particular zoning amendment, which will expand the existing 40R District, permitting multifamily housing, mixed-use and a few other uses (*e.g. hotel*) on several additional parcels along Parker Street, at the eastern end of the Newburyport Business Park. Notwithstanding the inclusion of an independent commercial use like “hotel” the expanded 40R overlay district contemplated here would, subject to review and approval by EOHLC, be eligible for a reduced simple majority voting threshold for approval by the Council.

While combining a vote on simple-majority uses (*e.g. multifamily residential and mixed-use*) with a vote on super-majority or “2/3” uses (*e.g. hotel*) would not in general be permissible under the Zoning Act (*i.e. elsewhere in the City*), the fact that Newburyport is expanding its **40R Smart Growth District** allows for use of the simple majority voting threshold in accordance with MGL Chapter 40A Section 5, which provides a limited exemption for “*the adoption of a smart growth zoning district ... in accordance with section 3 of chapter 40R.*” Based on prior 40R District approval (*including some hesitancy expressed at the time relative to the independent “hotel” use*), and more recent informal consultation with the 40R Division of EOHLC regarding

expansion of the District (*ostensibly without changes*), we have every reason to believe that the expanded 40R District along Parker Street here will be eligible for approval under both 40R and MBTA Communities.

Council Confirmatory Vote & Next Steps

As discussed on May 7, I respectfully request that the Committee, and Council, now take a confirmatory vote relative to the MBTA Communities package to be submitted for state review in the coming weeks – said submission to be consistent herewith, and otherwise based on applicable parameters of the existing 40R District previously adopted by the Council.

Based on this memorandum (*submitted as a communication for the 5/28 Council packet*), and the brief May 21 P&D/COTW update to be provided this evening, it should be possible for the Council to take such a confirmatory vote at the 5/28 meeting if this matter is reported out to the full Council. This new communication could be sent to, and remain in, committee pending my next update to you regarding state review/approval and your subsequent formal adoption procedures.

Thank you in advance.

MEMORANDUM

To: Council President Ed Cameron and City Councillors

From: Mayor Sean Reardon

Date: May 21, 2024

Re: FlashVote Poll on Recreation Center

The Administration is sharing the results of a recent FlashVote Survey regarding the proposed Recreation Center at 59 Low Street with the City Council. FlashVote is a community engagement company that the Mayor's Office has contracted with to run scientific surveys on issues that are important to the city. This is the third survey run through FlashVote, with the first focusing on trash pickup and the second on a potential Waterfront West development. The Administration began working with FlashVote in July 2023 and invited residents to sign up to be part of the FlashVote panel, meaning the group that receives surveys each time, regardless of the topic. FlashVote further rounded out the panel by inviting additional members using publicly available voter file information, and created a panel that now includes over 1,368 people.

This brief survey on the proposed Recreation Center was open for 48 hours from 11:00a.m. on Tuesday, May 7th through Thursday, May 9th. 954 of the invited 1368 panelists (70%) responded and another 289 people took the survey as well. Those additional 289 took the survey after having a link shared with them and were not originally part of the panel. FlashVote has typically found that the non-panelists who take the survey typically have stronger views on the topic, whether in favor of or opposed to the issue at hand. The survey had five questions, all of which were developed by the Administration and reviewed and edited by FlashVote in accordance with best practices on survey development based on their experience in this field.


The questions asked about the individual's familiarity with the proposed center, what features of a Recreation Center would be most important to them, how much they would be willing to pay in additional taxes to support such a facility, and then their agreement with other opinions on the site. The last question left room for additional comments about the facility. FlashVote typically advises clients to read the comments but not to think of them as necessarily representative of overall community sentiment, as comments are typically only left by respondents with the strongest feelings and the majority of respondents do not write comments.

The results of this survey are publicly available and anyone can review the survey using different filters. The results submitted to the Council use the filter for panel members, as this is the most representative group. This showed 13.7% of panel members did not know about the proposed Rec Center, while 53% said they were following it. The two most popular priorities for the facility were having enough space for youth programs (72.2%) and having flexible space that can be used by all community members (62.8%).

The responses to the question about willingness to pay additional amounts in taxes showed 24% of panelists wanted to pay no additional taxes, 13.4% would pay between \$1 and \$25 more a year, 22.7% would pay between \$26 and \$75 more a year, and 28.8% would pay above \$76 per year. 11.0% were not sure. The median amount panel members would be willing to pay was \$26 to \$50 more.

The Administration invites the Council and the public at large to further examine the data for any helpful trends. The Administration believes that this shows there is significant interest in having a place for the city's youth for recreation and programming outside of school. Unsurprisingly, many residents have strong feelings about costs, and the City will continue to look for ways to keep the project at the right scale and identify private funding to support this initiative.

Survey Results: Recreation Center

 Survey Info - This survey was sent on behalf of the City of Newburyport to the FlashVote community for Newburyport, MA.

These FlashVote results are shared with local officials

1243

Total Participants

954 of 1368 initially invited (70%)

289 others

Margin of error: ± 3%

Applied Filter:

Member Panel

Participants for filter:

1236

Response Time (hours)



Started:

May 7, 2024 11:16am EDT

Ended:

May 9, 2024 11:10am EDT

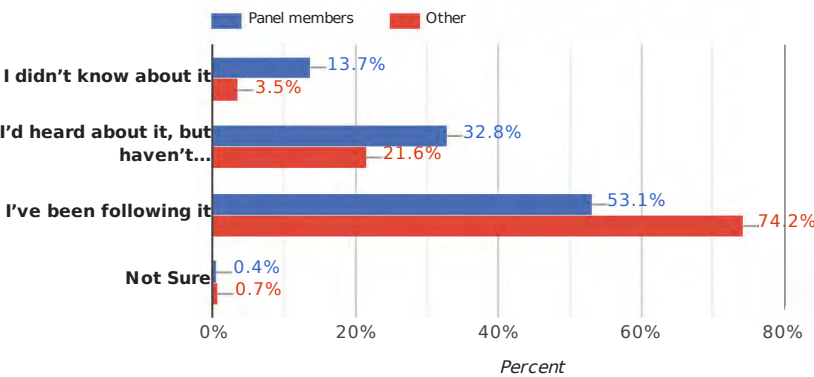
Target Participants:

All Newburyport

Q1 The City of Newburyport is currently designing a building at 59 Low Street with space for youth and adult recreation, including a gymnasium. The building could serve as the future home of Newburyport Recreation and Youth Services and serve other City program and office needs.

Prior to reading this, which best describes your familiarity with this proposed project?
(1236 responses by)

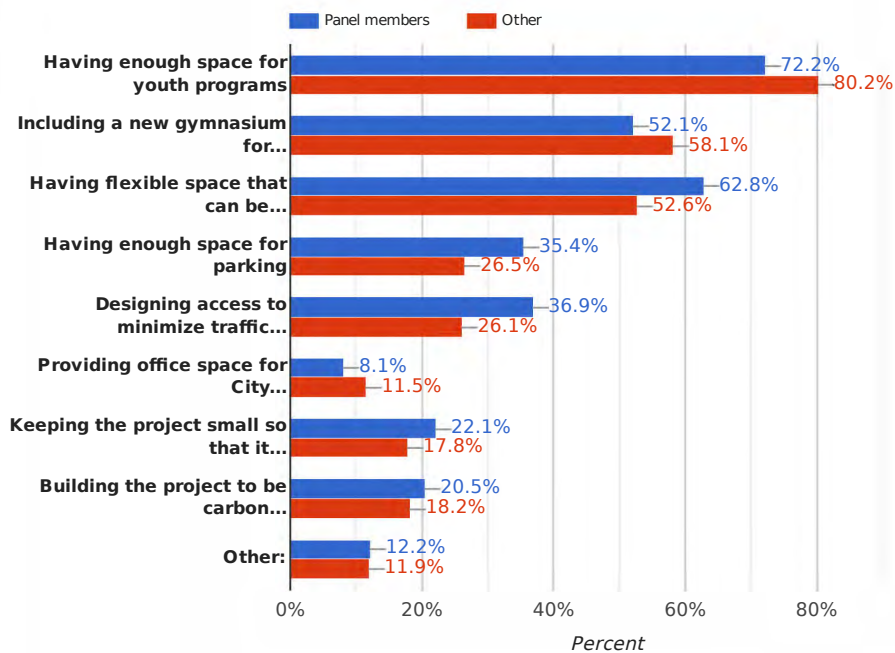
Options	Panel members (949)	Other (287)
I didn't know about it	13.7% (130)	3.5% (10)
I'd heard about it, but haven't really followed it	32.8% (311)	21.6% (62)
I've been following it	53.1% (504)	74.2% (213)
Not Sure	0.4% (4)	0.7% (2)



Q2 What features are most important to you as the City plans this space, if any? (You can choose up to FOUR, if any)
(1138 responses by)

Options

	Panel members (885)	Other (253)
Having enough space for youth programs	72.2% (639)	80.2% (203)
Including a new gymnasium for community use	52.1% (461)	58.1% (147)
Having flexible space that can be used by other community groups	62.8% (556)	52.6% (133)
Having enough space for parking	35.4% (313)	26.5% (67)
Designing access to minimize traffic impacts in the area	36.9% (327)	26.1% (66)
Providing office space for City employees	8.1% (72)	11.5% (29)
Keeping the project small so that it costs less	22.1% (196)	17.8% (45)
Building the project to be carbon neutral even if it costs more	20.5% (181)	18.2% (46)
Other:	12.2% (108)	11.9% (30)



program include youth use community sure
 impact already build safe senior
 bike kids sidewalk center making
 school tax space need spend st traffic
 cross lane cost access city
 walk project feel gym pool town
 activity keep ensure see

We should include a public pool

Don't build it in a flood zone or on wetlands

I'm not in favor of this project

Ensuring it is accessible for all children/persons

Ensuring safe pedestrian & bicycle access (e.g., dedicated bike lane, traffic signal and crosswalk)

Include some outdoor activity space, too.

Having safe access for kids who will want to walk and bike there. Sidewalk to RVC school.

Minimize tax impact to residents by creatively seeking additional independent financing.

I do not want anything outside of the scope of Newburyport YOUTH Recreation

To be able to house the NRYS administration of NRYS as well as all their programming

The cost will effect other essential departments.

Getting it right the first time. That means looking ahead to future needs so they can be incorporat

Afterschool program space

We have a Senior/ Community Center that could be utilized to expand evening programs share resource

Providing a physical location for the program so even more families and kids participate

Community pool and splash pad

This project is too costly. The town should fix streets, sidewalks and revamp the MALL for recreati

Prioritize non car access

The most serious problem the city faces is infrastructure needs due to climate change. I support t

Use the Brown School

would love to see a fenced dog park

Safe crossing at Low St

Co-located with school/senior center to share space/parking/rooms/custodial/parking

Bigger the better! Let's give the kids what they deserve

I feel that this project is highly overrated and overpriced.

Ensuring safety of children in terms of traffics. Many kids may walk or bike to the facilities.

Ensuring that it meets modern technology needs so that youth can utilize as a learning center

A town pool!!

this project is not a priority for the city. we need to focus on maintaining existing infrastrucur

Use existing spaces in gyms after schools and weekends as taxpayers are heating, maintenance, etc

Making sure NYS can actually run the programs -- AS IS they cancel all the time for NO reason

How can you assure safe crossings over Low St. for students

Pool

Private funding

Reduce office space. Check phones at door. Delete distracting gym. Build respect & self esteem

Making sure there is traffic calming so it's safe for children to walk/bike

I want a quality built facility that will be a comfortable & attractive place for youth to go

weights etc for community use

Meeting the programming needs of NBPT youth and rec services

Incorporating traffic calming, sidewalks, bike lanes, and safe pedestrian crossings

Making sure building is fully accessible

Build it for the needs of tomorrow, not just today.

accessibility other than by car - bus stop, bike lanes, sidewalks

getting it done sooner rather than later

There is no such thing as a "carbon neutral" building. Stop patronizing.

Accessing community businesses and schools to do fundraising

Ensuring a safe crossing of Low St. with traffic calming measures

Reducing the financial impact on taxpayers

Incorporating traffic calming, sidewalks, bike lanes and safe pedestrian crossings

Please consider how low that land is behind the present buildings

I don't really have any specific desire for this space.

Try to find alternatives to building a new space. Taxes are already high

Why not use infrastructure already available at the schools? \$7M is a ridiculous price

The city has lots of buildings and gyms, would like the city to use what is already present

All of above

Safe pedestrian.bike access

Having a performance (performing arts) space for youth and community

scrap the gym idea at the Brown School please

Not interested in taxes going to this. I will not use

Accessible to bicycles and other green modes

We really don't need a separate space

It bad to say i had higher hopes for these surverys?

I do not have children at home, so I will not reply.

Creating a nice space for kids and the community to use and feel proud of

A

Whatever you decide to do. Do it right. For a change

Pickle ball courts

Being handicap accessible and inclusive of people with disabilities

Space for seniors to take wellness, balance, mobility exercise classes

If not carbon neutral, environmental impact considerations

Restored Frog Pond at Bartlet Mall

Activity space for senior citizens

Having the location be accessible to youth to safely get there on their own (walking, biking).

Financed so there is little or no impact on taxes!!

Making access convenient for youth

Considering whether it's the most prudent expenditure and if there are more practical ideas

Impact on Tax Payers

being able to afford it vis a vis all other city buildings and planning for its future (updates, ma

Keep the cost low, do not effect the tax cap.

Making sure there is safe and consistent access for pedestrians and bicycles.

Meeting the needs of NYRS as much as possible

Including community pool

cost efficiency

Accessible to the largest number of people

Permanent home for NYS

We don't need this building at all

Opposed to the project. Waste of taxpayer dollars

It has never been explained to the public why this building is necessary. I don't believe it is.

Completing this project before 2030

Safe way to cross street to sidewalk.

a public pool would be great!

Don't build it

No gym needed !

A multi use gym so other larger events (ex. dance, art shows) can also happen in this space.

Inclusive / accessible space

avoid cliques from monopolizing space and making other teens feel unwelcome. this happens often

Keeping the project financially responsible, avoiding the scope sprawl we see in projects like this

Cost is a big factor -

Fully exploring existing buildings in the City before building something new.

Cancel project.

Providing Office Space for those working for Parks and Recreation employees including growth!

Cost and Timing

Not overbuilding/paving the nearby wetlands

construct it/build with potential for growth/Capacity (with new developments in town)

I don't support spending what has been proposed for a youth center.

Do we really need this?

The city can not take building cost out of operating budget

Like to see more of the space used for activities and less office space.

Explore other venues for this.

basketball court for anyone under 18 to play anytime no questions asked. \$10 for each use for adult

managing expenses in the context of all other spending. this is not yes or no. it is a choice among

don't think this project is a good idea

Pool

Having a space for our youth to go, hang out and be/feel safe.

Set a limit of \$4 million to spend

Set a limit of \$4 million to spend

Adequate supervision for all permitted activities

Would to see a pool for the community to share

Don't spend a dime on it, it'll be full of Biden's illegals within a month.

gym needed for youth services

Keeping tax implications in line is critical for a senior on a fixed income.

Ensure there are no environmental impacts.

Keep the costs down, please no further increase to property taxes. Also only utilized for Youth Cen

i am against this project..senior center could be used if gym builtlot opposite country manor

Perhaps not a full-size gym but definitely some sort of Rec space

I don't feel that this affordable since the Education Dept. already takes 60% of of the budget.

Exercise/yoga classes for seniors.

Cost in general. Looking for funding to lessen tax hikes is a good start

Researching and applying for grants/sponsorships to offset tax increases

Long term planning

Incorporating traffic calming, sidewalks, bike lanes, and safe pedestrian crossings.

Be pragmatic with the design in terms of balancing cost, schedule and functionality.

How about including a Town Pool!

I'm not in favor of a project believe there are other more cost effective ways to serve our youth

Not increasing the tax burden on seniors.

Cost, cost and cost.

Programs for the elderly

Q3 The average single-family home in Newburyport has an annual property tax bill of about \$9,410 per year. Should funding beyond our current budget be needed, what best describes how much you would be willing to pay in additional annual property taxes for this project?

(1190 responses by)

Options	Panel members (924)	Other (266)
Nothing	24.0% (222)	14.3% (38)
\$1 to \$25 per year	13.4% (124)	16.2% (43)

Options

\$26 to \$50 per year

\$51 to \$75 per year

\$76 to \$100 per year

More than \$100 per year

Not Sure

**Panel
members**
(924)

Other
(266)

15.0%
(139)

10.2%
(27)

7.7%
(71)

9.4%
(25)

16.2%
(150)

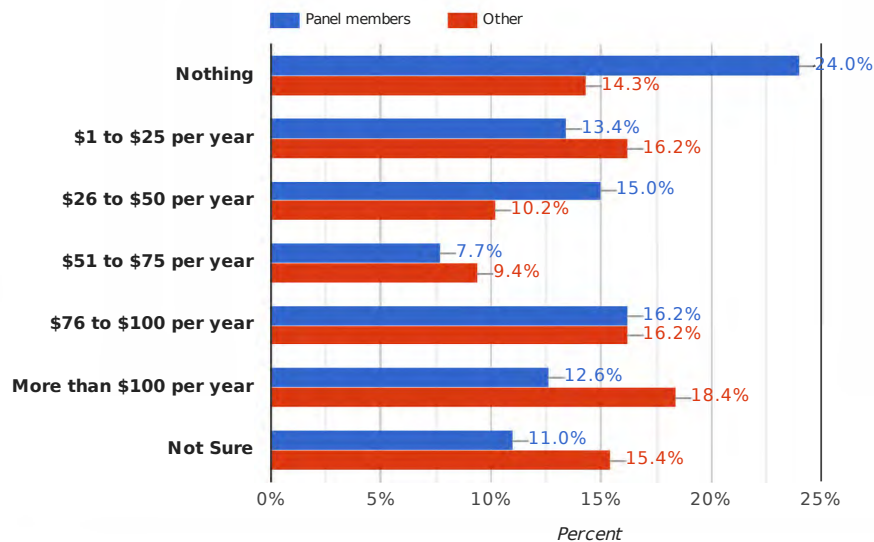
16.2%
(43)

12.6%
(116)

18.4%
(49)

11.0%
(102)

15.4%
(41)



Q4 Which of the following statements do you AGREE with, if any? (Choose all that apply, if any)
(1110 responses by)

Options

The City's youth need a place for programming and recreation outside of school

The City already spends enough on schools and does not need another youth facility

The City needs more space for a variety of community needs

The City should not spend money on new things until it fixes our streets, water systems and other infrastructure

There is too much traffic on Low Street to add a facility there

I would probably not use a community recreation facility on Low Street if one were built there

I would probably use a community recreation facility on Low Street if one were built there

I think:

**Panel
members**
(872)

Other
(238)

68.7%
(599)

80.3%
(191)

11.4%
(99)

8.4%
(20)

40.7%
(355)

43.3%
(103)

32.8%
(286)

20.2%
(48)

6.1%
(53)

5.0%
(12)

32.3%
(282)

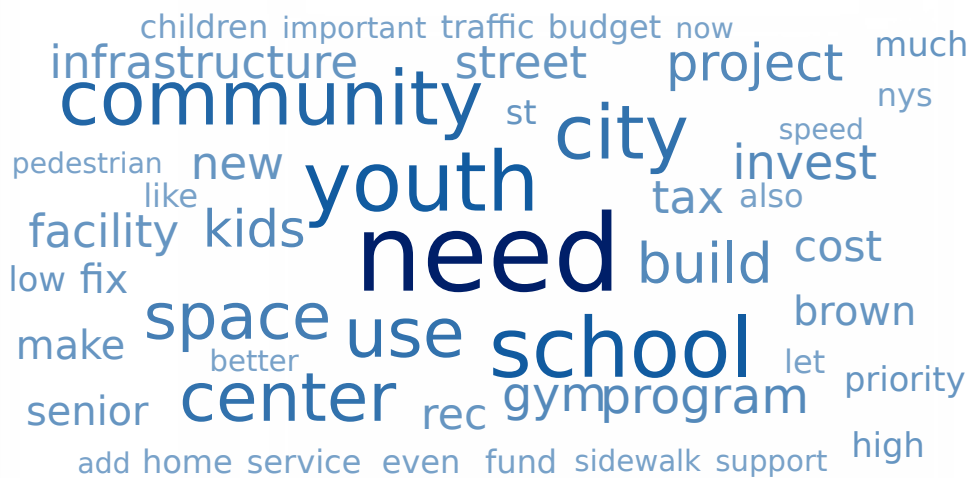
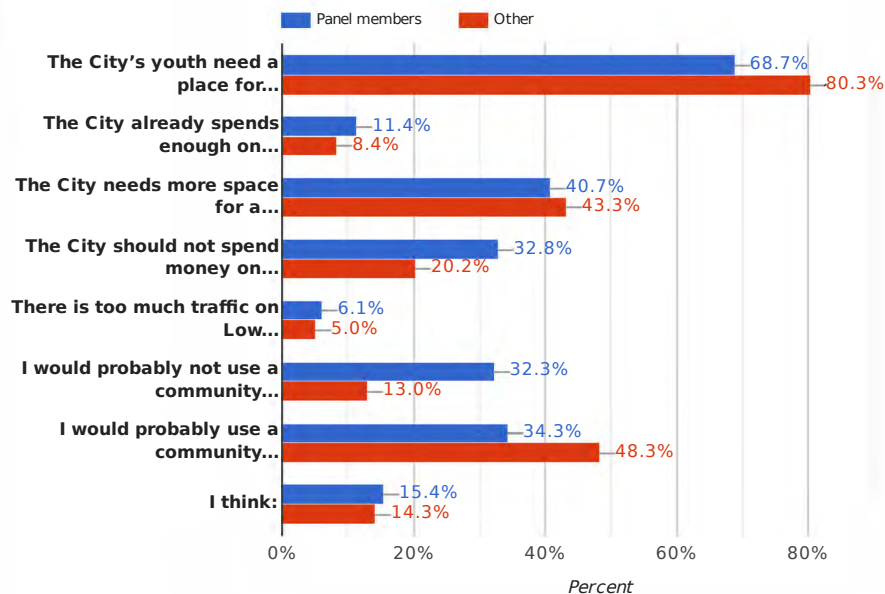
13.0%
(31)

34.3%
(299)

48.3%
(115)

15.4%
(134)

14.3%
(34)



The city should be able to handle multiple projects simultaneously.

It's important to complete this project

We only have one shot at this. Let's spend the money to do it right or we'll regret it later!

I think a new Youth and Rec Center would be great, but I worry about our infrastructure.

Providing space for the City's youth outside of school is a necessity

Other infrastructure needs are important, but they are not more important.

Newburyport historically does not care about the youth. Show us you do.

This project is a small investment in the future of our community providing many long term gains

The city needs to also focus on maintenance of current improvements (rail trail, public spaces)

The children need space and community, the current community is not child friendly

Taxes are too high for people who grew up innbpt they will have to leave stop tax increases

You need to invest more in youth programs and services. Not everyone is a stay at home parent

The value of NYS has been proven, and there is no better investment we can make than in kids.

Low St. for the kids. Slow speeds, walkable/bikeable. Business traffic can take Graf to Scotland.

Expense totally unnecessary. Why not use schools after hours for kids. No new taxes.

I think that the schools could be utilized for programming. I am concerned about more parks costs

Turf field space is the real issue

I would call the Recreation Center an essential service not a "new thing"

We need to look out 10, 20, 30 years to insure we make the changes needed given climate change

Investing in our children should be among our top priorities

Parents do worry about traffic/pedestrians. Speed bumps/additional lights?

And lighting posts downtown

Why aren't we using the existing community center for any of this???

Our city should absolutely prioritize this rec center. It will make our city safer.

The council should get out of their own way

Share space with existing facilities: build an addition not a new building

It will be amazing

Look into businesses helping to pay for the new youth center on Low St. Don't drive out the elderly

Use school facilities for after school, weekend and evening activities.

we are a community that deserves a center for our kids.

consideration needs to be taken as to the long-term operations, maintenance and staffing needs

it's very important for nbpt to care for & support both our youth as well as our elders.

NBPT's kids should not have programming outside in a tent.

you need to look at school spaces too! there is NO reason 3 schools gyms should be EMPTY ever.

There is too much traffic on Low Street and we need to mitigate car traffic and speeds if there wil

The City should get this project done.

It would be ideal if there were more community facilities within walking distance of downtown

Middle school should be used after school for youth programs. Why build a separate place?

Seniors on limited fixed income suffer most from rising taxes; mine have risen 35% in four years.

I need more information to react to for most of these questions.

It needs private fundinh

these questions are biased

Unsurprisingly slanted questions. Youth needs paramount. Recreation there wasted. Ticket speeders!

There is a big need for an after school space for our children & that this is Job 1 for the City ri

Gymnasiums tend to drive up costs and I would hope better use of school gyms is part of a solution

We need to make sure we have funding in the budget to maintain level funding for schools

It should also include a community pool!

projects like this often become much bigger, fancier and more expensive than planned

Don't wait another decade to get this done, the kids need it now

I'd really like to see the Bartlett Mall walkways, pond and fountain fixed

This would be a tremendous community asset

Why not use existing buildings like the High School gym or other school spaces

Investing in our young people is critical for the success of our community.

This project is a great investment in the entire community's health and wellbeing
the location is perfect, with proximity to schools.

This building will be a valuable asset for the entire community

I support the project even though I probably wouldn't use it. Kids need this facility.

It took forever to get a Senior Center - let's not make the same mistake twice.

Personally I would probably not use it, but I do believe that we need a dedicated space for NYS.

% of budget used for kids is outrageous!!!!

The city council needs to prioritize our children!

Our schools need more space and upgrading to accommodate the lack of space and needs.

The city should move forward with this sooner rather than later !

We need to live within our means. The property values and taxes are going up but our income isn't

NYS does an awesome job! The city fails at infrastructure maintenance and doesn't need more.

This is a much over-due and essential addition and should be funded and built ASAP!

The proposed center will be a source of revenue for our city.

The location is perfect.

It needs to be accessible by bikes and pedestrians

I'm worried about pedestrian safe access to the building

NYS offers affordable, quality programs for local families.

Our youth need a safe and engaging space that is open in the evenings/weekends

During the day you could have adult activities so it is used during school hours.

The youth of our town need a Rec center. Period.

The city needs a NEW YMCA. Let them come in to meet this need and the city fix infrastructure.

The investment in our youth should be our top priority. Especially for this anxious generation.

Low St is a great location, near both middle & high schools. Traffic is bad - perhaps ped bridge?

Build now because the cost will only continue to grow. Co-house a business to defray taxes.

The community needs and can afford this rec center and should also put more funds for road repaving

this anxious generation needs to be the focus of our investments

It should include an indoor swimming pool.

Utilize the school buildings more for after school and during the summer.

Lots of outdoor rec space available in town. Use schools for indoor rec space

Children should be able to use school gyms even after school and that would lower the cost of the Y

Brown school gym is still good- understood that housing is a huge priority too

I tend to agree with number 4; streets need much repair, especially Noble St.!!

I'd like the sidewalks fixed but support the rec center

Make it a parking lot. Overflow lot for events and school. Streets are covered with cars. Step 1.

I don't have kids so I really don't know what our youth need or don't need.

Don't feel it has ebya

Let's get SOMETHING done!

Since the Brown school closed, many after school programs have been lost for a place to have them

the senior center should have been built to include YS, all those years ago. poor planning now more \$\$

This and other programs need space and the accessibility near all the schools is critical.

The new building should have a gym so that the Brown School can be demolished.

If you can't help kids I'm homes we BOUGHT you lost the voice worth hearing by us v. Councilors/May

Property taxes are so high for seniors

You need to better promote the COA/Community Center as A COMMUNITY CENTER. It is so under utilized

I would use it if it had pickle ball courts

City & school dept should better coordinate re youth activities

The condition of the route one overpasses are terrifying. Fix that and other infrastructure first.

I trust want Andrea Egmont and him think they need to support her children

Building a new NYS should be a top priority of the city.

It's imperative that Youth Services have a permanent home as soon as possible.

an investment in this project is an investment in the youth of our community. Well worth the price

the city desperately needs sidewalk work- keep the youth center moderate-add on when needed.

we can more effectively use the school properties for community use, breaking the wall between scho

I would use it if pickleball were offered

We should think of both youth services and infrastructure as necessary investments, not "spending."

whether or not I will use a community rec facility depends on programming/what's offered if anythin

We need to improve Low Street for bicycle and pedestrian safety and comfort.

60% of the city budget is already used for the youth of the city.

NBPT needs a space for youth rec. Prioritize that, no need to make it everything to everyone.

I would only use for youth programs.

Mayor Reardon and others need to let go of the Brown School gymnasium.

It's going to be expensive now, it's only going to be more expensive later.

This is so overdue. We will lose NRYS as we know it if we do not FINALLY get them a permanent home.

Infrastructure maintenance should come before this

If built It should be a community center not just a youth center.

Youth services needs a home and the city also needs gym space for youth and adult use

A youth center is very important- helps working parents

The city shouldn't spend money on new things until debts from other projects have been paid

We are a wealthy community and we should be proud to fund youth programming

City spends too much on traffic enforcement/vehicles/staffing and should focus on positive programs

The gym space is KEY

It is an absolute absurdity that the city would even consider raising my taxes to fund this.

We should invest in public safety (ie roundabout) on Storey, Moseley and High.

The Senior Center is underutilized...does it have enough space...certainly enough land...for youth

We should build this facility asap and recognize that our kids and iur community will all benefit!!

"Streets,water etc" are important but budgeting isn't either/or

Absolutely should not take away from city streets and sidewalk repaving. This has to be a priority.

buildings the City does own are in a terrible state of care: the City Hall, the Brown school.

Long term cost for key infrastructure

Too much \$\$\$\$\$\$

Our kids deserve this. My kids missed out not having this. Our City can afford this.

Fixing our streets, water systems and other infrastructure is part of the city's annual budget.

The facility needs to be geared toward the youth.

The city should engage the community for fundraising, construction mentoring (for youth/volunteers)

YS does need a space for Nbpt Youth. I do not support a regional program at thi time.

Ya wanna dance to the music, ya gotta pay the piper.

kids need more places to hang out with each other without stress

use the community center on High St. add a gym there if we have to

The number of Newburyport children served does not warrant the cost and paying for other community'

we should make more use of school facilities after hours (aside, or in addition to, from sports)

this facility could be of great use to the community for a number of purposes

Anywhere on Scotland Rd is a far better place to build

While I support a youth)community center, our RE taxes are astronomical and should NOT by thiscprkh

It is a bad idea to try to keep the Brown school gym. Redevelop that property as senior/affordable

Reduced speed limit for Low St, Sidewalks on S side of Low St, crosswalks for students

Gaining the opinion of the community via survey plus other means is important - not just this one

we should have a community swimming pool.

I am a senior. We have flood risk issues to deal with. That will cost.

Cost should definitely be a factor, we don't need a huge project proposal like the vocational schoo

We should consider selling the Brown School for add'l revenue for the future projects.

Maximize all school facility use

Unfortunately,I don't know the answers to above.But my friend says we need it,and she's up on it.

We need more gym space.

Our community needs a space for youth and elders to come together if we hope to build a “ community

the city needs to consider under-utilized resources such as the Senior Ctr & finalize Brown school

This is something that every community needs, especially for teens to socialize safely after schoo.

Modify new building so infrastructure budget is not compromissd

The city needs to better balance costs of different projects and the tax impacts.

The city should budget the youth center along with fixing streets and water infrastructure with exi

Keeping you engaged should be a priority.

the streets overall are in such bad shape , water systems are old and sidewalks need repair.

The project is too expensive and needs to be scaled down.

fix the streets and add the rec center.

Our roads/sidewalks are a mess needs addressing citywide, youth also need \$ tough call!

Q5 Any other comments or suggestions about Youth Services or the proposed building project?

(376 responses by)



Please have activities for quiet kids as well that are in a separate space from loud wild kids.

Please just make a decision ... this has been in the works for years and the City needs a youth center.

Get it done!

This should not take so long to get done. The Senior Center is a great asset in town but surely there have to be fewer seniors than kids? I'm not a parent but I think this is a hugely impactful project. Look at Brookline Teen Center for ideas on how to make funding a reality.

We need to invest in our future leaders, the youth, and provide physical activities for our seniors

The city is proposing an economical design. Sharif Zeid suddenly cares about cost containment when he didn't bat an eye at the cost overrun at the West End fire station. The city provided deplorable working conditions for city hall staff. They should consider facility designs that are sustainable and provide adequate working conditions. I pay taxes so we can have an effective government, the city needs to ensure they improve city old buildings.

I hope the City approves this project.

The city needs to focus on lowering taxes. Taxes increased the last two years. To build a new building is fiscally irresponsible.

I'm in my 60s and I absolutely support this for the good of our youth and the entire community. Let's not try to do it on the cheap and end up with something mediocre.

Youth Services is invaluable! They host so many great events for our kids and they truly need a place. While I'm in favor of getting them a place cost is a big factor. We don't want to write a blank check!

Good luck!

Our family fully supports this building!!!

What are upcoming needs of the community that we can think of ahead of time before finalizing this design? For example...it's too bad the youth center and senior center weren't designed and built together in a mixed use building. Long shot, but Newburyport is in need of an outdoor community pool, it would be amazing to add a pool to this design be able to pay a summer membership fee for usage.

Be smart about this project. We do not need a gym there AND a gym maintained at the Brown School. One or the other.

We need to move ahead with this project. Its been talked about for quite some time. Its never easy to earmark and spend municipal funds but this is a project that will benefit the entire community.

Youth services needs a home and improved programming.

should add a pool- the city needs something for kids during the summer. the various week camps are too expensive and disjointed. Need a local gathering spot for kids and their families.

I think we've discussed it long enough and need to make a plan. It was good for the mayor to seek private funding.

Can we also build into the plan space for a skateboard park, splash pad, etc

It is increasingly obvious that Mayor Reardon does not want this project to move forward. He has stalled at every single decision and milestone, prioritizing literally anything and everything else. Stop funding studies. Stop asking for input. Select a plan and move forward. The site has been identified. Sell the Brown School and build the gym at the new center. It is in a perfect location. Make it happen

I hope it go through. A great place for our youth!

It's wonderful to have Youth Services across from Molin/Nock because this is the age group when after school care is extremely limited and transportation challenging. It would be wonderful if it grew beyond physical recreation and community activities to things like quiet study places, mediation, emotional supports, mental health resources, etc.

Find federal funding tax payers cannot take on increasing taxes when the infrastructure has not been addressed

Build it!

I want to be sure that students have use of the current school facilities, before we build a new one

I am wholly in support of this project, especially a public gym space, but have been disappointed in the level of maintenance provided for previous improvements. The recently completed rail trail landscaping is a disgrace, and think we need to figure out a system for proper upkeep of improvements in addition to new projects.

This is a no brainer for the community. Get it done.

It seems like we are back to square one with this survey. Where is the strategic plan for the city?

The site plan should include opportunities for both indoor and outdoor learning (e.g., youth community gardening, nature trail) but not duplicate those of nearby facilities (e.g., playground, skate park). Planning should include sidewalks, safe road crossings, and should take into account climate change contingencies.

Given the potential traffic increases due to this project on Low St, please include adding a traffic light at Johnson and Low to the plan. As a former RVCS parent, I know that intersection could be challenging to navigate even with the current traffic levels.

By the time the project is finally agreed upon and finished, our child will be in college. Our children, the future leaders of Newburyport, deserve better. They will remember all of the city council delays when they are older. Don't ask them for any senior center funds because they will be priced out of Newburyport

Youth Services needs a home!

I am an elder on a fixed income. After taxes with social security and a state pension, annual income is around 38,000 dollars annually. My assets are modest, around \$20,000 in savings. I own a small home here in town and am so grateful to be able to live in this community. I believe as a city we need to invest in the young people here. They will be our legacy. I am very willing to see an increase in my taxes to support this.

Im a proponent of the project and feel like it is great to bring the rec program their own space. We have such a great asset and it has been an enormous blessing to my child and the community. If they could design a good way for parents/kinds to be safely dropped off and picked up in the most efficient and safe way

Have residents with "youth" fundraise for such things... I do not have children and I already have a gym membership, so this project doesn't interest me much.

I hope the bus route goes there and is promoted for usage

Choosing not to invest in the new building today because of other future projects is a poor choice. Our household would rather an RYS location than a new PD or FD HQ renovation

-The traffic comments are ridiculous. -Taxes question is difficult. What does \$25/yr cover? \$50? \$100? Impossible to answer. - When we do replace roads, let's repave smart with curb extensions like HighSt and shorter crosswalk distances. We make downtown walkable for the tourists, so let's design the rest of town to be walkable for those who live here!

This project needs to happen. I am sick of the town being afraid to spend money. There are barely any spaces for kids and youth here. The lack of field space is a joke. This is insane that you all are still debating this. Spend the money.

Until present infrastructure is flawless, the city should not expand its ownership to a new building w ongoing expenses to burden tax payers.

I would use the YMCA in Ipswich as a model.. they offer great programming to not just kids, but to families as well.

Focus on new generations

A city is made up of many features that won't be useful to all people directly. I may never utilize the senior center by the time I am old enough but I believe it serves a purpose. Likely my children will age out of programming for NRYS by the time this gets completed but I believe that as a city we owe it to future generations. Between school budgets getting slashed and youth services not having a home - why don't we stop taking away from the future of this town and look at cutting costs elsewhere. There are many budgets (police/fire/ect) that don't get the scrutiny that public programming for children does.

I think an outside swimming pool for summer use of all residents, including swimming lessons for kids, would be a wonderful addition to the community.

If we prioritize the youth recreation needs in Newburyport I think the biggest issue is the need for field space, particularly turf fields. I would prioritize this over additional gym and programming space where the city has many facilities in schools, churches and non-profits

Include programming for adults also

The cost of not having youth services is far greater than the cost of this project.

I think that the focus should be on school age youths and the additional gym. My concern is that the cost to move the park's department will be more than anticipated. The park's department should move out to open up the space. I also feel that the rec team needs to do a better job following through with programs that are scheduled and should be open to change with the design plans.

Why not use school choice funds to supplement youth. Or these funds should be used to offset school budget. Declining youth population does not warrant such a large budget! Senior population increasing and they cannot afford increased tax dollars. Stop the spending.

Spending \$7m+ on a building for a small segment of the population is not being fiscally responsible.

Good idea. But perhaps more important issues. Rehab YWCA,

Let's get this project done.

I was an original member of the youth commission and support a building as long as it's within a comprehensive long range plan that looks ahead and plans for the infrastructure needs of the city due to climate change. The expense of these needed infrastructure changes need to be factored in before we take on additional debt.

Let's get it done!

I both think that we need this and that rec center employees deserve a stable situation AND that something has to be done about the sidewalks in town, on which kids trip and hurt themselves all the time. (I'm thinking of the particularly egregious sidewalks on Charles Street and some surrounding streets on the South End that are a hazard and have not been addressed despite petitions.)

Youth and families are the future of Newburyport. We should spend some \$ to foster the next generation.

Let's get this done! Our youth and the NYS staff have been without a home for long enough!

I have lived in a dozen communities throughout my life and I am blown away by the work that NRYS does for our community. Having a resource like NRYS has been one of the best things about living in Newburyport and it should be valued and invested in.

..

I'm not educated enough on the background on youth services to determine what space is currently available and utilization of those spaces.

Newburyport kids and families have been so patient as the rec department has had to piece together locations that have been sub-par. The time is absolutely right for this project. And the longer we wait, the more expensive the project will become. Let's finish this already.

The senior center is mostly empty. Why is that not being considered for use? It's a waste of our money to have unused property and build more if they could be consolidated.

Thank you for reaching out.

I am grateful to have the opportunity to provide my opinion via FlashVote.

A pool with a hot tub.

Using it for pickleball would be great, but only if it fits easily into the design.

Community pool ☺

Make every penny count.

The administration needs to be honest with the taxpayers about the other projects that will have an impact on our taxes from all sources such as water & sewer rates and debt exclusions.

Youth services needs a relatively small amount of office space for staff and then rooms for after school activities. The extra office space should be put in at a school: Nock or Brez. Then classrooms, gym, bathrooms, parking all become a scheduling issue. Facilities and custodial are already taken care of. With a new building the city will have to hire custodial and facilities management, build parking, bathrooms, etc, all which are redundant with existing schools. We should use what we have

Go for it!

Consider adding on to school facilities if more capacity is needed.

The administration needs to be honest with Newburyport taxpayers about all of the costs facing the city, such as increased water and sewer rates, and potential debt exclusions.

Nice work with surveys like this and your overall communication

I feel strongly that the roads must be focused on first. So many side streets, and main roads like Merrimac Street, are a mess. This seems like a very odd priority for the town.

fix the brown school! Sr housing and a gym. invest in city resources.

I think this is an investment in the future of our city. If the space is provided and maintained properly, it will be used. We will be glad we have it.

Let's get this done!!

Build the damn thing already.

Can it. Focus on water, sewers, roads and drinkable water.

please work to include students from The IC and River Valley!!!

Consideration should be given as to what advantageous partnerships there would be to help offset programmatic costs - i.e Theater in the Open, YMCA, Tinkerhaus, etc.

Newburypor has been discussing a new youth services location for years. It's well past time to do this. Supporting our elders AND our youth is very important as a community. I believe that the majority of residents in our community are happy with the results of the senior center, and I feel that the same will be true when we finally build a new home for Youth Services.

I feel that this project is very important. A home for NYS has been discussed for 10 years. lets get it done. Im sick of the city finding reasons we CANT do this.

Getting a new building will not fix the inherent problem with the department as a whole. Look a the administration...

Use municipal spaces currently available and improve the maintenance of them rather than spend millions on adding additional space, then NOT maintaining that or existing municipal spaces (schools, city hall, etc) then increasing taxes AGAIN

We need this!!! Youth services is an amazing organization and needs a real home

Would love to see community pool available to residence

Stop advocating to save the gym at the Brown School and let a developer build senior housing and use that tax revenue to help fund this.

The Administration should put forward a clear vision, design, and cost for this project, based on what the COMMUNITY wants - irrespective of what a certain faction of Councilors think. The Administration should be clear in how it's paying for it, whether it can appropriately bond for the project within its debt capacity, or if other financial measures should be taken. It should implore the City Council to trust it and the Finance Director to put forward reliable and trustworthy information, and to ultimately take a vote - on the record - for this project.

It would be great to see billiards and ping pong there, if possible. Perhaps a space for games too (board, card, etc.). A community center

It's an investment in the future of our city to have a safe place for the youth. I fear that the city will just become a decaying place for old people to live out there days, but with no youth to give our city a vibrant and progressive future. It's time for Councilors to not just say they support NRYs, but to actually invest my tax money into it. Get on with it already! We voted for you for a reason. Please uphold your promise to the people.

It's time to get this done.

Let's get this done! It will be a great asset for all of Newburyport.

To be primarily a place for all youth to be, to gather, to have a safe space for other than just school hours.

Already paying for the unnecessary, and very expensive "green space" project. Perhaps some of the parking garage can be set aside for youth programs.

I hope you have looked at, "If you put the same amount of money into rehabbing the brown school as you are talking about spending here, you could use that."

This has gone on way too long and the need for this facility has not changed and will not change- other than it will get more expensive. One of newburyport's biggest assets is its youth. It's time to get this project done and not allow a few councilors with hypothetical concerns derail the process further.

Do not burden seniors with higher tax , we already pay too much for services we do not use. Tap into the pockets of the uber rich who are driving real estate prices so high the kids you are providing education and recreation will not be able to afford living here.

I want a real quality building built which meets the needs of our youth. It could also be a community center too but this is a lesser need. We will always have streets to fix, fire stations, etc but this is for our youth & they come first and the time is now.

This project needs to move forward

It's a sad state in our city that this has taken so long. Our kids deserve better than a tent.

Our youth are the future & we absolutely need to prioritize programming/space for them to thrive! If a proper home cannot be found for them, we should consider repurposing the largely wasted senior center space...

\$7 mill is way too much. And, if the city plans to keep the gym at the Brown school, the City does NOT need another gym.

Youth services does a great job and should have a facility to work out of and to provide services for youth in

How many k-12 certified psychologists have been consulted on this project? I've heard ZERO. Seems it's being driven solely by self-serving photo-op loving politicians. Lack of transparency is obvious. Certified staff who will work to facilitate positive growth in youth are needed. Certified staff who will work to accomplish those changes by seeking resources, collaborations and opportunities which will allow youth to realize their full potential, sharpen their skills while re-enabling them to become vital, responsible and contributing members of our society. Nah...that's not what is of interest. No Arts...just brawn. I'd pay zillions for a Youth Center to allow youth to grow socially and stimulate future interests. Not an enclosed playground. Build seasonal roof and walls over playground at Auburn and High Streets.

Community swimming pool?

I have lived here for over 30 years and in an old small house so please don't tax me anymore this coming season.

I don't know much about what afterschool youth activities exist and whether they need a different place to gather after school. I ran an afterschool program in school buildings that already existed. I think a rec building for the community needs to be in a more accessible area.

The city needs a replacement for the Brown school will space for multiple use

If we build a Youth and Rec. center it should be built in a manner that will have no impact on our R.E. Taxes.

The NYRS is a community NEED that should be fully funded. Besides the direct need and positive impact on the community this department creates, it also is one of the only self-funded groups. As a city we've given more money to other community "needs" without considering the funding so critically, this shouldn't be any different.

The city's youth have been well served by NYS for many years, however the loss their own space has diminished capacity and harmed programming (I am thinking especially of the drop-in youth center which we have been without for far too long). Please prioritize the youth center. The shared use facility (gym etc) is nice but will cost more and potentially create new parking and traffic problems. Youth do not have cars and mainly it is drop-off programming. Large parking lot is nearby at the Nock/Molin outside of school hours, which is when youth programs occur.

Sell the Brown school for 5 mil to offset cost of the new rec center.

Use the schools that are already equipped to handle these programs.

Find a home for Youth Services ... they have not had a permanent home for years.

Use the school facilities for an after school youth center. Fix up the gym at the Brown School if the mayor needs a place to play basketball with his buddies.

Please compromise on cost if it is necessary to pass this through. It is clear that Councilors Preston and Lane will not be convinced to vote for this unless you do so.

If this is going to jack up my taxes like so many things already are - forget it!

Could this project be combined with the Community Center on High Street?

While I understand the need for a building to house youth services, I'll like to see the city live up to its previous commitment to fix the Bartlett Mall pond, fountain and walkways. This project has been pushed down the road too many times in deference to other projects. It's such a gem. Thank you.

I'm surprised that there needs to be a flash vote on this, since I thought we approved this via ballot some time ago? I really hope that the community recognizes how critical it is to give our young people a safe, welcoming, and accessible place to be.

The design very clearly meets the needs of the department and the community while working hard to stay lean and streamlined. This is a thoughtful project and should move forward full steam ahead. We don't ask any other City department to work without a proper facility; NRYS should be no different.

Foolish location on one of the most dangerous streets in the city. Also it has the highest speed limit.

I'd like to see the city councilors, especially our ward 5 councilor get behind the project and help move it forward.

Any new build or renovation in the city, public or private, should be made to be at least carbon neutral. No point in having this facility if it's underwater every high tide

Wish I knew more about it. Will check City of Nbpt page.

I tire of the council members who have delayed the project. In the end, they will effectively increase the cost of the project, which benefits directly or indirectly, the entire community.

RYS is a critical city service - it provides affordable services for those most in need, it is a city service we already pay for but has been eroding since the loss of the Brown School, and the building will only get more expensive the longer we wait.

This should be a no-brainer. The city's kids and NBPT Youth Services has gone too long without a home.

This building is so needed and a long time coming. The location is ideal. It would be wonderful if there is enough flexibility built in that the facility can be used by other groups as well, but youth should be the priority. I think there should be office space for Rec/youth employees, too - I ran out of options to check off that one in a prior question. :)

Delay will cost money. Get it done.

Can't say enough that we have other needs like water issues, flooding and roads

Hey, I'm on the city Council. I think it's a mistake to start calling this solely a recreational center. Don't lose the emphasis on Youth Services.

Focus on the kids! They need this space

Why did the city acquire the property if they were not committed. Build the Community and Youth Center

I am concerned about the project costs. I have neutral feelings about Youth Services. I have not found them to be responsive to the community .

We need to look at the developmental needs of our young people holistically, including our local schools, whittier tech, after-school programs, etc. and then devise a comprehensive plan with priorities, then determine how much we can realistically afford. Recreation, though important, is not as vital as education and skill acquisition, nor is it the obligation of the community to provide. Furthermore, to create more well-rounded individuals, extra-curricular activity should utilize other venues and experiences, including cultural institutions, local businesses and outdoor spaces (e.g., nature walks, community gardens), rather than just indoor activities. Lastly, our youth should be giving back more to the community that is paying for their education, by expanding their involvement in environmental causes, assisting seniors (e.g., snow shoveling), and so forth.

Space is badly needed for our youth to gather and play/exercise indoors. We have many beautiful parks and courts, however these are inaccessible for so many months of the year due to weather and scheduling conflicts, etc.

Please build the original design on low street

It is time to take action.

There's plenty of money for this. Additionally, programs will primarily be after school and summertime so traffic impacts should be minimal. This study phase has gone on waaaY too long, just build it already so our kids have a safe, dedicated place to go.

I don't have kids, so this doesn't affect me very much, but I do think that we need a space for NYS.

Why can't we use the gymnasiums we have already?

Do not add a gym. It's nice to have but too expensive.

Our youth services team has done an incredible job with limited resources. It is time to provide a facility that gives our children the space they need and will benefit the entire through properly designed shared space.

% of budget for schools is outrageous vs the % of households with school age children. Reminds me of Whitter Tech!!!

RYS is a benefit to our community and we must act quickly to secure a home for these vital programs and resources.

Please move forward with required zoning changes and funding to make the new NYS building happen. We don't want to lose this incredible asset to our community!!

I literally cannot wrap my brain around why we are still talking about this. This city needs a building for youth services. Period.

Create the space for the staff and kids but within a strict budget.

thanks for asking

We should it with a thought for expanding programs

Long overdue, and a well thought-out design which absolutely has balanced the needs of the City along with maximizing cost efficiency. Hopefully it will be supported by Council and BUILT!

Would love to see more community coordination between existing town buildings (think, existing schools, senior center, Brown School) and community groups such as the Boys and Girls Club, Salvation Army, Hope Church, etc. to meet the social needs of the community.

We need an after school program for our Molin and Nick students asap- this needs to be considered a priority over expanding the requirements to include other community and city needs.

Grants? Fundraising?? How have other cities successfully built new community rec centers? I have family in Andover and believe their new one was built about 5 years ago after years of fundraising and community outreach. Good luck, would love to see this project built!!

Stop the obstructionist talk among councilors, vote to fund it, and get on with it!

Let's do this already!

The location makes it super convenient for the target age groups. And flexible to support the community as a whole.

It's time to finally do this.

Couldn't the same amount be spent on fixing the Brown School?

There is a high demand for recreation space in the community and a shortage of available gyms and other programming space for youth and teens. Investing in youth and community recreation spaces is much needed and a very good use of tax dollars.

It should have a small footprint and be built with PRIORITY for bikes and pedestrians and NOT cars. Kids SHOULD NOT have to cross Low St from the Charter School and then cross back to access the center. Low St. should be made into a bike/pedestrian priority street, with cars as guests. Change the speed limit for Low St to 15 MPH. See example here:<https://www.youtube.com/watch?v=XUOGWjI8I9E>

Let's be rational and give the NYS this badly needed facility. It will pay dividends for our community.

I think youth services are important and I support the Mayor's efforts in this regard.

I know little about this project or the need for it, so my replies are admittedly self-serving.

This feels long overdue, I really hope the project moves forward (quickly).

Utilize eco friendly systems including solar, rain barrels and composting.

We support the NYS project on Low St 100% for young people in our city!

This building is a vital, community asset. That is a long time overdue.

Please get this done. The kids have been waiting too long

I like the location of Low St. since it is close to both the middle and high school. But, the traffic is definitely a concern in that area. Perhaps a pedestrian bridge can be built - similar to the rail trail?

I think the proposed building project does not need to be "state of the art". We need smart and reasonable planning. Not overspending for glitz and glamour.

I pay over \$20K a year in taxes and am not crazy about having to pay any additional taxes for this building but if done well, it will be an important asset for children and families in Newburyport. I hope you pay special attention to building programs that can draw in our Portuguese and Afghan families who add vibrancy to the youth and overall community at large.

It's time to move ahead on this project.

Our kids needs this! It would allow NYS to offer more programming for kids after school, on breaks and all summer, which we need. I would love to have a community gym available no-cost or low cost. Across from Molin/Nock is ideal!

The community should fund this project and also commit to fixing roads (which are an embarrassment), developing the Brown School (which is a blight in the south end), and allowing for a waterfront hotel. Newburyport residents like us (I'll wager there are many) are exhausted by the stalemates on these issues. We appreciate the pragmatic leadership of Mayor Reardon on this particular project. Let's make that work for the rest of the priority issues too.

I think the youth services building is important but we also need to fix the roads and clean the Merrimack River.

I would not support this if it's just for Youth Services. Adult recreation should benefit from this as well.

Leave space on site to build a community pool at some point.

Building this is crazy considering the immediate needs of the town including roads and side walks. I do not support any additional taxes in this town.

Engage volunteers but also encourage real diversity in our fair city

The city needs a community gym and pool and weight-training facility.

I grew up in Newburyport without a rec department or a rec building. I'm doing just fine. I have two children and I done believe they need a separate rec center. Spend money on other things

Would love an inside pickleball court!

Get this done! We want to be a community that supports the mental health of our youth.

Both of my kids attend youth services classes and camp's and I think this is a necessary and important investment

Please get this across the finish line. Newburyport youth deserve a home base for the wonderful programs youth leaders provide.

Would need to create a new crosswalk zone from nock to new youth service building on low st like the new ones on high st with flashing pedestrian lights. It is a good idea to get this done. The kids of Newburyport deserve it

It is time the city of Newburyport has a proper place for youth to go for activities. Specifically the 4th -6th grade age range. Once youth hit that grade/age in school there is no after school Y program for children of working families. A 4th grader shouldn't be coming home at 2:30 alone everyday. We need a program and space for this vulnerable age group and support working families. I think it's important when this is built that those needs are kept in mind to ensure when it is stood up there are those options available post school.

Would be even better if you could it biker friendly (with protected bike lanes and reduce the speed limit) to get there from turkey hill neighborhood and downtown

The old baseball coach could get more kids doing things for alot less. No Idea what yall are trying to spend, but there's a better way to do it. Focus on what ya got. Pay teachers and staff more. Realize there's no parking around the schools and aux parking might not be a bad thing. The traffic is gonna suck regardless. Sorry I'm not more plugged into local politics currently.

none

When I was in junior high we had dances at the IC gymnasium . I think it would be nice for the city's use to have this experience. We had so much fun!

Doesn't need to be a palace. Former building does not need a gym just housing.

The kids need services beyond the school day! They need a place on weekends, school vacations, and during the summer. This should be separate from the school budget there are grants for after school, vacations, and summer vacation for programs, tutoring, and staffing!!!

We came together as a community to build the new elementary school. We need to come together to build this for our kids and community.

More afterschool program options for grades 4-5

This is a very important space. Youth services and recreation programs are vital to a healthy city.

The work put into the location and design have been great. Let's get it built! Let's support progress!

It is an awesome program that has served the youth of the city so positively. Not to mention the incredible people who run it and support it.

Low street is a traffic nightmare unlike any I have witnessed in all my years as 911. The councilors and administration have NOT consistently followed the state statute on affordable home ownership nor do I believe they will for NYS or senior living in fact the stress of displacement due to their lack of peer reviews and planning dept oversights as well as mayor's who take seats and have NO action behind their possible well intended displays on Instagram and you tube and live- have me convinced if you do to NYS kids and [trust me here they will] and seniors...that stress can deplete a person's quality of life and thrive ability here where you've gentrified everything. My opinion is this debate with entirely new council and a new mayor while we hold Zeid. He's the only one who is transparent and speaks logical sense and get a new mayor. Nys is critical. If NYS fails so should the city's councilors who felt stress upon residents upon new development and more love for STRUS was worth more

The cities largest growing demographic is over 65. The under 18 is shrinking. Why does the COA staff pale in comparison to Youth Services?

Allow other groups to use for little fees, as should be happening with senior center(which was falsely promised as community center)

Please fix our crumbling roads first. Youth center is nice but our streets are terrible and progress is very slow.

Our youth needs a community center! It has been the one major thing missing from our great town.

Tie funding to future development opportunities. Hit up the developers and the banks.

A community center would be a welcome addition to the town.

I would like to see the Senior center make itself available to our youth while these opinions are being sorted out.

The city needs to provide pickleball courts for the citizens that our paying the taxes and have been asking for pickleball courts. We need something better that temporary courts with portable nets.

If this project goes through, I would prefer it be a general community recreation center focused away from a purely athletic use since we have many opportunities for that. Meeting space for local events, clubs, groups, etc. would be nice. Also, the

youth of the city have a great deal of opportunities already so tilting the space in their direction is not really a good use of city resources.

Our tax bills have gotten so high. I think this shouldn't impact them. Funding should be found elsewhere.

Let's get YS settled somewhere safe, spacious and carbon-neutral!

Newburyport would be well served to have a well thought out and constructed outdoor fitness facility—see www.movestrongfit.com

Just do it smart. It's needed and if Newburyport wants to grow then it's a must

It is a need and it a want.

While I agree that a project like this has merit our government officials need to be sure to control costs in all areas and prioritize infrastructure needs that impact all residents and have long term implications for the community if not addressed.

Teach them woodworking, home ec, finance classes, gardening

Think, before we jump

Why can't the city increase the current Sr Center to accommodate a new Youth center? There should be enough Land there. Just an idea.

As a retired resident who has lived here for 38 years, costs have skyrocketed to the point where I may be forced to sell my home and seek out a more affordable town to live in.

Before construction, sample and evaluate existing site soils to ensure no costly remediation is necessary.

This has taken far too long. Newburyport's youth and NRYs need a permanent home, and have needed one a long time ago. As it is, many kids will not have the opportunity to access NRYs permanent facilities. We shouldn't wait any longer. I am frustrated by the process.

This is taking far too long. I started advocating for the Low Street location five years ago when my son was in 6th grade and loved NYS. He'll be graduating next year.

we could more effectively use the school properties to break down the wall between the school community and the community at large. also, combine the Nock and HS performing arts into the Nock auditorium and rehab the HS auditorium. use the combined auditorium for a community civic space.

NYS needs this facility! Sell the Brown School, before it deteriorates further to help pay for it, and generate we revenue. This project is long overdue. It will add to all of our property value.

I'm all for a community center that includes options for seniors too. There's a senior living (Heritage House) on Low Street too!

Kids need a proper facility for out of school sports, recreation, learning and leisure activities but the impact on taxes for fixed income seniors has got to be considered.

We need a youth center asap!

Prioritize youth and recreation and don't get caught up in providing more than serves those programs - it shouldn't be all things to all people - facilities exist elsewhere for that.

The city needs to find a way to get this project done.

A general use community center, I think, is more important than anything dedicated specifically to youth services. It should be a casual facility where all are welcome.

I don't think you realize how burdensome taxes are in Newburyport. Given what's facing the city, this seems frivolous and that's frustrating for those of us just trying to get by.

We need a community pool

Sadly until we are clear on what the implications are for the Whittier tech project that's currently back to the drawing board it's worrisome to commit to anything other than a very modest community/youth facility. I would want to know adult activities would be offered as well. (I have no kids)

It's time to get it done. Sell the brown school (including the gym) and build the youth center. This is getting ridiculous. Holding on to the brown school gym is absolutely ridiculous.

I'd like to see elementary school after school care programs made available. The one supported by YWCA is highly sought after and space limited.

The kids in town have waited long enough. This plan is sound and the right choice for the community. It's time to get this done.

They are great and necessary.

The mayor should pursue private funding

How about a surtax on property sales over \$2 million to help cover all this?

YOUTH IS THE FUTURE AND WE NEED TO INVEST MORE IN THE FUTURE!

Need to be sure youth can get there safely on foot and bikes.

The new youth center needs to incorporate traffic calming, sidewalks, bike lanes, and safe pedestrian crossings along Low Street.

Sell the Brown School to the highest bidder to fund the youth center.

NYS has been more than patient with this project, and frankly it's embarrassing that a city our size doesn't have indoor rec space. Tying this project to raising taxes is disingenuous and tells me the city is unable to plan long term, even though this problem has been staring us in the face for years. Forcing the space to prioritize office space for city employees or general city program use is just taking advantage of how desperate NYS is for this space that they shouldn't have had to beg for to start with.

There isn't enough space or adequate affordable options for youth services within this town. We need more. And we need space to accommodate full day summer camps beyond what currently exists. The stress and anxiety of trying to get into programs because everything else is so expensive is too much. We need a place to support broader programs! That being said our roads are terrible, our water tastes awful and those are fundamentals we also need to fix. It degrades our town.

Let's get her done!

It has been far too long that NYRS has been without a decent space. Do justice to our kids, our community, and to the incredible staff at NYRS led by the amazing Andi Egmont. Let's get this done.

The proposed design is fantastic. It fulfills the needs of NYS youth programs, provides just the right amount of office space for administering those programs, and while nice is not over-designed or unreasonable. It is perfectly located to serve the community, and honestly I can't believe there's even opposition to it at this point.

We do not need a youth center

Do it now. Seriously. It's like having a baby — there never will be the "perfect time." I fear the staff at NRYS will begin leaving if this doesn't happen now. How long can you expect them to hold on?!! It's insane. Our kids need this. Our community needs this. Let's do it.

The City needs this and it will bring value to every property owner. It's no different than the senior center and would provide some much value to our youth and community.

I think there are buildings that could be repurposed for this use or the schools after hours. There are more pressing needs the city needs to address before adding another building to maintain

Thai sis an issue of youth development, equity and community.

NYS is one of the most valuable organizations we have in our lovely city. My husband and I both work and NYS has been a godsend for us to be able to figure out how to have care for our children when we're working and how to be involved in the community.

Fix High Street and the residential roads, for the cost of living in this city it looks like a dump. Fix what we have first before adding more. Use the community center for the programs. No need for another building

City has a need for gym space in addition to other recreational space for youth.

Curious about what "gymnasium" includes. A basketball court? Gym equipment, what else?

Just do it. For the kids mostly, but for the community as a whole.

Let's get this done for our community!

The proposed facility is in a wetland and is MUCH too expensive

The people who work to keep the youth services flowing to kids even without an actual space are rock stars and if we don't create a space they will leave for other cities and Newburyport will lose out on all of their efforts.

The city can't maintain what it has. Why add more infrastructure to take care of if you can even maintain our streets? This is a completely unnecessary expense to the taxpayers.

Speeding on Low St and traffic is a current issue. I don't oppose a facility going into the space on Low St but speed needs to be addressed.

will you build a bridge over Low street from Nock school? That spot is on the wrong side of the busy street, plus isn't there some wetlands concerns around that lot?

The brick sidewalks in the downtown area need repair and replacement. That is more of a priority.

Please please please get this done. NYS has done so much for the city and deserves the dignity and security of a permanent home.

I appreciate efforts to minimize costs, but we need to prioritize having a space for youth services. Being in walkable distance to schools will improve usefulness and impact.

Don't put it on Low street if near downtown. Include a music studio.

Use the facilities we already have

We owe children the best opportunities we can to improve the enrichment of their lives for their futures. Quality committed staffing is an important feature that must also be a requirement including counseling and/or resource opportunities as needed.

tax increase effecting fixed income senior citizens is not wise

Our streets and sidewalks are in rough shape throughout the City. Infrastructure should be our main priority.

I think it should definitely have a gymnasium and the Brown School gymnasium should be demolished for more affordable housing.

The home of NYS for years has not served our youth nearly as well as the people that make the program possible. It is important for our community to have a home base that demonstrates care and a commitment to young people and to the recreational interests of our greater community. This project is just as much a long overdue critical infrastructure project as our crumbling sidewalks.

7 million dollars is outrageous to spend on a community center when we have a middle school with a gym cafeteria auditorium and outdoor space readily available across the street!

The location for Youth Services seems ideal! Make sure the kids have some "skin in the game". Get them to do some work to see that this building happens!

Build what ever is needed to help all the children of Newburyport AND other towns

in every community, similar places are taken over by a small group of bullies that monopolize the space and make others feel unwelcome. the city will have no control over this as the bullying will happen off grounds if addressed by staff. the taxpayers get to fund this small group. i don't know how the city can avoid building a multi million \$\$ facility that will essentially become the domain of a small minority of some not so nice individuals.

Please let's get this built! Why are we waiting, we have approved it and the community would benefit from it!!

This is not a statistically valid tool.

The location is accessible from the main schools which is good. Bad because it is a busy road and would need more infrastructure for safety. Project should be small to medium size to keep cost down. Personally, think the usage count should be taken from during the school year not summer camps.

Any project that provides a public place for recreation for all ages is an important part of a vibrant community. It is beneficial to everyone to have a place that can be accessed for this purpose.

That this City thinks it can / should simply raise my property taxes to fund what is essentially a luxury item is absurd. I live on Plum Island, where collectively the Plum Island tax levy is already disproportionate to the level of city services we consume. In addition, the City actively punishes the residents of Plum Island thru its litany of commissions, boards, committees and the like. Not only does this drive down property value on Plum Island, but the Cities policies result punish the middle class families trying to live there (as opposed to vacation homes / developers). This city government, with precious few exceptions, operates with the arrogance of an idealistic moralist, pontificating about what private citizens "ought" to do. As I shared w/ my city councilor, it is this type of thinking, "do you mind if we raise your taxes..." thinking that has me actively looking to move my family out. This City treats me like an ATM, and then punishes me when I don't happily step in line.

Youth services is a critical part of the our city's programs. They absolutely need space for their programs. Adult programs could perhaps go to the senior center to better utilize that building.

The location across from the Middle School is perfect and will provide som much value to the city!!

Please don't skip a traffic impact study. I live by the rotary and the new road safety changes are much appreciated. I'm sure Low St residents will appreciate their safety being prioritized.

Youth services is an incredibly valuable asset and should not have been combined with recreation.

I would like to see the taxes not increase by a lot-but I agree we need to invest in our future through the young people.

We are already paying for large capital projects and much more is needed -- mainly the water system upgrades and protection. The estimated cost for a youth center has already inflated to almost \$8M. We cannot afford that. The cost must be lowered and held in check. If a gym is built as part of the youth center (which it should be) NO gym should be retained by the city at the Brown School, when that is redeveloped into affordable housing.

Get it done

I think youth services is important to any and all communities. Having easy access by our youth is important. Building on Low street doesn't seem like the best location for children to access without a parent. I understand the space availability in this location but it's just not practical

Kids are in crisis. NYS does incredible work. Give them space to do what they do

The City does not properly take care of the buildings it already owns - look at the City Hall and the Brown School. How can we consider building a new structure and adding that to the ongoing maintenance needs of the City when we are so behind on what we have. The infrastructure of the City is crumbling, streets, water, buildings, and we can't keep up. New buildings require more maintenance too.

I agree we need the Youth Center but we need to see the strategic plan that addressed funding sources and timing

The City should consider a minor budget contribution to the development, with the majority of proceeds dependent upon the results of a debt exclusion vote.

Build it already!

Total unnecessary! Too few kids. Way too expensive

This poll is totally flawed because it provides no option to communicate that a resident doesn't support the project at all.

Youth Services does a lot of great work and Newburyport is lucky to have the programs it offers.

If making the facility just a youth center vs. a recreational and youth center cuts the cost, this is the way to go.

Timing and cost

There is too much vehicle traffic through out our city.. People drive too fast and aggressive. IMO, it is not cost affective to add more parking spaces anywhere Regular mass transportation would be better long term for the youth center.

I think it's a need, the best location - and it's going to like cost 20% more than planned - and the tax burden is getting unrealistic. This should be a movement with the families who will benefit - fundraising, sponsorships (local businesses) - it's a community need that requires community engagement. In the 80's/90's when projects were needed - building playgrounds, buildings - volunteer talent can be instrumental (can the garden club do the landscaping with DPW or the vendors who have landscaping contracts in town offering a deal). Let's build it right, for years to come - and get innovative in finding the difference of \$\$ - vs. the simple levy of increasing taxes. Growing up - my town had a severe substance abuse issue where 5 teenagers died over a 2 year period (alcohol posing, overdosing, drunk driving). A group of 40 kids partnered with 40 parents to refurbish a deteriorating barn over a 6 month period, fundraising for materials, sponsorship seek, and programmed activities

I think once again the city is proposing a project that the public has not been given an accurate assessment of the numbers of students that will use it. I'm concerned that this will be another project like the parking garage that half the town didn't want or feel was needed and don't use it.

If the project happens, the design and expenditures should be closely monitored by a committee made up of neutral/diverse members.

Youth Services/after school programs are needed, but existing facilities within the Newburyport schools could be better utilized. School facilities are mostly empty after school hours. The budget for a new building/location for Youth Services is getting out of hand and will be an ongoing burden on the City budget.

Offer to name the facility after large donor e.g. "Jones Youth Center"

The city has been irresponsible in allowing the Brez and more importantly the Brown to decay due to neglect. I can not see this changing drastically in the future

We and our kids as well as the suffering Parks & Recreation City Employees have waited long enough for real space. We can find the money to do this without threatening to take it to an override/debt exclusion vote. The Brown School fiasco over the gym is a perfect example of where a "do-nothing" approach leads us; lost revenue. Meanwhile, doing what's right for our town, our kids and our hard working City employees is lost. Once, families sent their kids to the Kelly and the Brown Schools, beautiful older schools -- city places where our families were proud to send their kids. Now we watch as our local gov't quibble needs, quibble process, & compromise over and over again; nothing gets done but maintenance (sometimes). How depressing it to watch, once beautiful buildings now boarded up Brown rotting as the City quibbles over keeping a gym for a nostalgic game of basketball. OUR parents need this space for OUR kids and deserve it. We need a new and better community gym. Just do it.

you should place the informational page, which is next, in the beginning of the survey so that those of us that do not regularly follow the youths needs are made aware of the lack of a central youth services building/ services for youth central location

Get this done! The city council has been playing silly-buggers with the youth program for an unconscionable amount of time.

The value of our homes goes up every time the city adds an amenity like the senior citizen building. Keep going.

7 million is a lot of money. Find a way to get a lower cost

I appreciate all the efforts being made by administration to seek donations to help lower the cost. Much appreciated. I think it is hard to totally support this project until we know how many students in city will benefit from it, final price tag, cost to staff it, and cost to run building. Those would help to decide if it needs to be done in phases.

The City of Newburyport should, in no way, taken on a project this price at this time.

The City also needs to maintain and re-open the gymnasium at the closed Brown School (South End) to maintain this wonderful and popular indoor recreation space for kids in our town who live to the ocean-side (East) of State Street.

I think youth services provides valuable services, but I also believe the current schools need to make sure they have adequate resources for their upkeep.

Since moving here in 2019, I have been dismayed by how quick the city is to spend more tax money. I have never lived in a place that had anything akin to Newburyport Youth Services, so to me this project has always seemed like a potentially expensive and wasteful boondoggle. It is also an issue that has absorbed a great deal of NBPT government's time and energy, possibly to the exclusion of more useful pursuits. If people feel their kids need this, why can't such programming be provided by the local Y or similar organization? And I understand the high school needs a new roof, so maybe that should be taken care of first. As for taxes, please bear in mind that we are not all millionaires, and everything has gotten more expensive in recent years -- food, transportation, and my utility bills are more than double what they were in 2019.

accessible basketball court

That space would be better used by the Charter school. But a youth center is the next best idea.

The City never makes clear the cost to serve. how many youth will this serve? How many associated employees? Etc.

This has taken way too long to get done. Let's move on it as soon as possible, Across from the middle school is perfect If it has to be smaller in size to get it to passed them its time to move forward

bad location, bad spending, use existing resources and stop letting the other city buildings fall apart

This past year we learned about the costs of the Whittier school. It seems that facility could be used for various youth and adult education programs in the evenings

LET'S DO IT ALREADY!!!!!!

Be sure there is access for other services (adult Ed, seniors)

Building is unnecessary for the number of kids here. Other towns can build their own departments for their kids

Obviously we don't want to over design or make it too costly to support. But I am glad it is a project moving forward.

The older population in town will most likely not want any of these building/spaces because their not relevant infrastructure projects for them at this stage in their lives. I feel strongly the opinions of those families with kids should have much heavier emphasis of importance.

This is not a want, it is a need for community!

Please keep in mind the retired and elderly that live on fixed incomes

Try and find creative funding instead of relying on real estate tax increase. For example, perhaps the real estate companies in town who are adding to ridiculous house prices/values could donate a percentage of each home sale to a Youth/ Community Center fund.

Get it moving ASAP

Spend all available funding on street and sidewalk repair first.

Another excuse to raise my taxes on a project I can't use

Turn part of the empty parking garage into a youth center.

I think it's worthwhile to consider redevelopment of the existing real estate for this purpose. It can serve a purpose. However, I would like to see our priority be to repair & more importantly, resurface our roads (they're getting patched beyond usefulness).

Speed it up.

This has been too long of a process. The youth community is our future.

Please get this project done! There is clearly a need and it is a benefit to all citizens, not just kids. Every time a new civic project is proposed, there will be naysayers who say we can't afford it. This happened when we built the new library, when we built the new library, the new Bresnahan, remodeled the Nock/Molin, and built the senior center. However, now that those projects are completed, our citizens are proud of the quality of facilities that we have for our community and the facilities are in constant use. Building a community recreation center on Low Street is a priority.

Would to see a community pool built there

A healthy community invests in all its members, including its youth...all ages really—but there are already some programs for seniors and babies; we need a viable, vibrant space for school-age kids and teens!

the facility should be used for youth services.

Do not add to our tax burden unnecessarily. Thanks

Add a swimming pool.

The youth need a space. I am a senior and would not personally use the youth center. Climate resiliency plans will be important issues to address and we need to be aware of all the tax increases going forward.

use senior center ...lots of space not used and paid for... add a gym.

Recognizing that the parcel on low street is not large enough for a full-size gym and parking lot, I think it's essential to add parking spaces along low street with granite bump outs for safety. I also think it's essential for the youth center to have some sort of gym, so perhaps not a full-size gym but definitely some sort of Rec space.

A flexible cost-effective design that can be adapted to future changed usage or added components is preferable

The Whittier Tech School has not gone away and therefore I feel that the Youth Rec center should be put on hold unless funds from the Brown School are used for this project. I'd hate to see other departments ex. Police/Fire/Public Works suffer because of overspending for this project.

Recreation is more than sports. Centralizing youth & recreation on low street doesn't seem advantageous given nature of street traffic from industrial area & multiple school locations. Worry increase traffic increases concern for pedestrians/bike riders safety further

I love this idea! If we are answering these basic questions: 1)Can we afford it, and still support the other basic needs of the town over the long haul? 2) Are we utilizing our present available space adequately, and still find we need more space? - and feel the need for this building, then we should try to budget it in and go forward! The override for the senior center and school rebuild several years ago (I voted yes) was money well spent, and this seems to be too! As an aside, I also think we should give more tax breaks to seniors in town so those that need it can age in place successfully - if the town's taxes need to rise to accommodate this and other wonderful projects that make this city so AWESOME! . Hope you'll seriously consider that, too.

Thanks for asking.

Has mentorship and access to personal finance management been considered as part of these "youth" programs?

I don't really support this project. Our schools are very well funded and there's plenty for children to do here.

We don't need a youth center. We have less kids living in newburyport that are attending newburyport schools. We have much higher attendance than in the past of kids from out of town for school choice attending newburyport. And there is no reason, we can't use the middle school for after school youth programs from you youth services. We already spend about 60%+ of the town on schools and kids, we don't need to spend more.

Youth services has gone without a stable home for way too long

If there is a need for a tax override vote I would most likely vote yes.

I think this government group should receive taxpayer money and I think it should be only for the Youth Services - trying to expand it for general community use is unnecessary and expensive.

There are gyms in schools available for use. Build youth services building more modestly with a large multiuse space but not necessarily full size gym. Kids need mostly creative programming, talented and caring staff, and a safe space. Simple, environmentally sensitive construction need not cost so many millions of dollars.

If the project is built it should include improvements to Low street for acces and safety

Please make sure that you provide options for youth Who might not otherwise have access to enrichment activities. Some kids struggle and do not find satisfaction and reward in academic settings. It is super valuable to provide options that interest, motivate, and Fulfill a need when they may have few options.

It is very important to have a place where kids can go after school who have working parents. It keeps the kids safe and gives them the opportunity to socialize and play or do their homework. Having an aftercare program for our son in town was amazing. He is still close friends with so many of those kids who attended.

The rec deserves to have a space. You took the brown school from them, make have space outside. The youth deserve to have a space to go to.

Seek private funding or corporate sponsors to help fund.

A community like Newburyport with with so many young families needs a quality rec space!

#1 YS building can't be built soon enough. #2 Although it is not in any budgets, I think the city should start to think about future resources and public space that the city can use to install a water pad for families to use in order to get relief from the hotter weather we are experiencing in the summer months.

Would forfeit gymnasium to save costs, use existing middle school gymnasium across the street at middle school outside of normal school hours. Design for the needs the children have but don't make it overly fancy, top of the line in order to keep down budget as much as possible.

Make Water Street a one way Street from Federal up to Ocean Drive. Water Street too narrow, even the police drive too fast on this road.

How the city has taking care of it's current facilities? Are there opportunities to enhance the current recreation parks? What would it cost to lease a space for the Youth Center Offices ? How often is the gym a mandatory requirement? What is it used for? What sports? Can DPW handle another building to oversee? What and who will be responsible for the annual maintenance costs?

As a parent with kids who are now "graduating out" of the youth programs, we did utilize the drop-in center and many other NYS programs over the years. The Brown School was a cool space but it was a little out of the way from north end and west end of town. I think the Low Street location is ideal due to its centrality in the city and walkability from the schools. It will entice even more kids to use the facility and youth programs.

Complete the waterfront project to create more tax revenue for the city. This project and others that make our town more desirable will be easier to fund.

Understand budget is limited. Possibly cannot address all streets/sidewalks + youth center. I'm torn. Our youth are not doing well nationally. Not enough face time, healthy free/roaming time, too much screen time. I guess, our youth are our priority over infrastructure. That said, I don't think doing a street or two at a time is a good idea. Do the whole city or don't, but a street at a time makes it look like favoritism/loudest voice. Not good in today's environment.

[Additional survey reports](#)

TRANSFERS

APPOINTMENTS
FIRST READING



CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
SEAN R. REARDON, MAYOR

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2024 MAY 20 P 2:53

60 PLEASANT STREET - P.O. Box 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
MAYOR@CITYOFNEWBURYPORT.COM

To: President and Members of the
City Council

From: Sean R. Reardon, Mayor

Date: May 28, 2024

Subject: Re-Appointment

I hereby re-appoint, subject to your approval, the following named individual as a Constable for the City of Newburyport for civil business. This term will expire on July 1, 2027.

Brian Brunault
83 Garden Street
West Newbury, MA 01985

BRIAN BRUNAULT

83 Garden Street, West Newbury, MA 01985

(978) 423-2051 · bdbmarine@comcast.net

Offering 35 years of solid security, law enforcement and leadership experience

- Dedicated, proactive law enforcement professional, with extensive experience and training in motivating, coordinating and directing criminal investigations with federal, state and local agencies.
- Gained a strong positive thirty year reputation with diverse contacts in the law enforcement field and the community.
- Accountable for solving major crimes i.e. homicides, arsons, invasions, assaults, identity theft, scams, cyber-bullying and internet crimes.
- Specializing in crime scene investigations, automated fingerprint identification system, interviewing and interrogations, computer and financial fraud.
- Excellent communication, interpersonal, and presentation skills.
- Outstanding leader with a firm but fair attitude and a reputation for honesty, loyalty and integrity.
- Strong knowledge of police and security procedures including but not limited to:

Financial Crimes (FINCEN)
Advanced Criminal Law and Procedure
Major Crimes Investigations
Narcotics and Dangerous Drugs
Law Enforcement Diver, Search and Recovery
Cyber Crimes /On-Line Predators
Advance Surveillance and Media Technology
DNA swabbing
Customer Service
Managing Marginal Employees

Anti-Terrorism Training, State and Local
Advanced Detective Training
Homicide/Crime Scene Investigation
Wireless Fraud Awareness and Prevention
Search Warrant/Subpoenas
Identity Theft/Credit Card Fraud
Identifying/Recognizing Cultural Behavior
Exploiting Children
Civil Liability
(Additional training on file)

PROFESSIONAL EXPERIENCE - (RETIRED – 2011)

Police Inspector – Assigned to the Criminal Investigation Bureau

1998 – 2011

Newburyport Police Department
4 Green Street, Newburyport, MA 01950

- Responsible for the investigation and prosecution of all major crimes such as: homicides, thefts, frauds, burglaries, check cases, aggravated assaults, internet crimes, financial crimes and other such felonies that require extensive investigations.
- Served as the liaison officer between the Newburyport Police Department, all federal agencies, the United States Attorney's Office, the Massachusetts State Police, the Essex County District Attorney's Office, defense attorneys and all similar bureaus or units in other police departments and law enforcement agencies.
- Coordinated and organized monthly detective and investigator meetings for federal, state and local agencies.
- Maintained the integrity of the department's policies and procedures within the Criminal Investigation Bureau in the handling of investigations, suspects, witnesses, interviews,

interrogations, crime scene control, care of prisoners, the preservation and presentation of evidence in the courtroom.

- Created, implemented and supervised officers for the patrol investigators training program.
- Designed and trained financial institutions for robbery suppressions and procedures.
- Designed training presentation for internet safety and cyber-bullying and presented to numerous public and private educational facilities.
- Designed and trained Newburyport officers in proper fingerprinting techniques.
- Designed proper procedures for sequential photo arrays for department policy.
- Appointed federal agent assigned to DEA to investigate a major narcotics organization.
- Assigned as police prosecutor to the district court.
- Assigned as criminal and civil motor vehicle hearings officer.

Acting Sergeant

Newburyport Police Department

1997 – 1998

Police Officer

Newburyport Police Department

1981 – 1997

Dispatcher and Police Reserve

Newbury Police
High Road, Newbury, MA 01951

1979 – 1980

EDUCATION

Master of Science, Criminal Justice Administration

Western New England College
Springfield, MA

2000

Bachelor of Science in Human Services/Criminal Justice

New Hampshire College
Hooksett, MA

1988

Associates in Criminal Justice

Northern Essex Community College
Haverhill, MA

1986

MILITARY

Sergeant /Active Reserve

United States Marine Corps

1980 – 1981

Sergeant/Active

Military Police/Engineer

United States Marine Corps

1976 – 1979

ASSOCIATIONS

President

International Brotherhood of Police Officers, local-431

1987, 1996, 2005

Vice President International Brotherhood of Police Officers, local-431	1986 – 1996
Department Secretary – Newburyport Massachusetts Police Association	1985 – 2005
President Newburyport Police Association	1987
Member New England Narcotic Enforcement Officers Association	1983 - 1997
National Technical Investigators Association	2009 - 2011
Massachusetts Internet Crimes against Children	2003 - 2011

ADDITIONAL PROFESSIONAL ACTIVITIES

Massachusetts Licensed Private Investigator LP06411 Confidential Investigation Services, A Security Team Partner Company 2 Fruit Street, Byfield, MA 01922	2007 - to Present
Member LPDAM (Licensed Private Detective Association Massachusetts)	2013 - to Present
CPCS APPROVED	2011 - to Present
CPCS Innocent Program Investigator	2023 – to Present
New Hampshire Licensed Private Investigator #75537 (DIRECTOR)	2011 - to Present
City of Newburyport Constable	2011 - to Present
Notary Public	2014 – to Present

RECOGNITION

Recipient of the Greater Newburyport YWCA Community Champion Award	2011
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CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
SEAN R. REARDON, MAYOR

60 PLEASANT STREET - P.O. Box 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
MAYOR@CITYOFNEWBURYPORT.COM

2024 MAY 22 A 11:09

Seal of the City of Newburyport

To: President and Members of the
City Council

From: Sean R. Reardon, Mayor

Date: May 28, 2024

Subject: Appointment

I hereby appoint, subject to your approval the following named individual as an alternate member of the Historical Commission. This term will expire on July 1, 2027.

Scott Clark
40 Winter Street
Newburyport, MA 01950

Mayor Sean Reardon
City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

Dear Mayor Reardon,

This letter is to express my interest in becoming a member of the Newburyport Historical Commission.

Since 2011, I have developed over 35 houses, including a recently completed, historically sensitive renovation of my home in Newburyport. Additionally, I recently created a 24 unit, 17 house, 55+ community in Westford, MA. This development engaged funding sources across several state and local agencies. While developing homes and neighborhoods, I have interacted with numerous town officials, state agencies, lawyers, architects, engineers in addition to addressing the needs and wishes of many homeowners.

I believe my involvement in these various projects would allow me to bring a broad perspective to the Commission. I bring experience as a homeowner, a builder and a developer and as well as a strong desire to help maintain the architectural integrity of Newburyport that the Historical Commission seeks.

I attended the last Historical Commission meeting in which I met with Glenn Richards and other commission members. They encouraged me to apply for this seat.

I hope you will consider my application and, if appointed, I believe I will be an asset to the Commission.

Thank you,

Scott Clark
40 Winter Street
Newburyport, MA 01950

Scott Clark

40 Winter Street
Newburyport, MA 01950
978-857-5711

Experience:

2012-2024: Owner; Clark Property Development, Inc. My company has constructed or renovated over 35 houses, primarily in Westford, Chelmsford and Carlisle MA.

- 2022-2023: Managed a historically sensitive renovation and substantial addition to my house at 40 Winter Street, Newburyport. The project was a complete rehabilitation of one of Newburyport's many historic homes.

The project required approval from the Newburyport Historical Commission, my first interaction with the Commission. As a self-managed project, I worked with the town inspectors, local lawyers and a wide range of subcontractors to bring this project to a successful completion.

- 2019-2022: Developed Balsam Circle in Westford, a 17-home, 55+ community & accompanying 7-unit age/income restricted apartment building. This project entailed the start to finish development of a neighborhood in Westford MA, from site clearing, road construction, utility placement, house & apartment construction and final approvals from the Westford Town Planner, Engineering Department, Zoning Board & Planning Board.

The Balsam Circle apartment building was funded through numerous state and local agencies, including the Department of Housing and Community Development (DHCD), Town of Westford Affordable Housing Commission to secure funding for this project.

- 2011-2019: Other projects entailed the purchase & development of new construction or newly renovated single-family homes.

1991-2012: Worked in the printing industry in book manufacturing sales in New England and New York.

Education:

1982-1987: BFA, Industrial Design, Rochester Institute of Technology, Rochester NY
1990-1991: Studied Architecture, Boston Architectural Center, Boston MA



CITY OF NEWBURYPORT
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60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
MAYOR@CITYOFNEWBURYPORT.COM

To: President and Members of the City Council
From: Sean R. Reardon, Mayor
Date: May 28, 2024
Subject: David Petto, Information Technology Director

2024 MAY 23 P 3:02

RECEIVED
CITY OF NEWBURYPORT
MAY 28 2024

I hereby present to City Council, subject to your approval, the following named individual as Information Technology Director for the City of Newburyport.

David Petto
7 Orchard Street
Salem, MA 01970

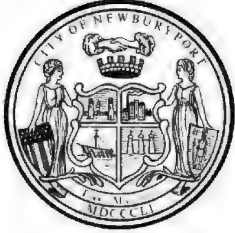
A handwritten signature in black ink, which appears to read "S R Reardon", followed by a long horizontal flourish.

END OF CONSENT AGENDA

BEGINNING OF REGULAR AGENDA

ORDERS

CITY OF NEWBURYPORT



IN CITY COUNCIL

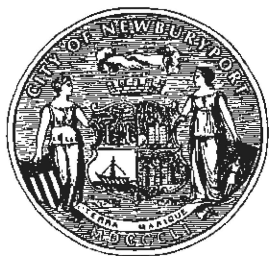
ORDERED:

May 28, 2024

THAT the City Council of the City of Newburyport approves the following Licensed Contractor application for the 2024 construction year for Roadway and Sidewalk work:

Land-Pro, Inc.
30 Log Bridge Road
Middleton, MA 01949

Councillor James J. McCauley



CITY OF NEWBURYPORT

DEPARTMENT
OF
PUBLIC SERVICES

MEMORANDUM

WAYNE S. AMARAL
DIRECTOR

TO: Richard Jones, City Clerk
FROM: Wayne S. Amaral, DPS Director
DATE: 5/17/24
RE: Licensed Contractor Application

JONATHAN U. CAREY
DEPUTY DIRECTOR /
DIRECTOR OF OPERATIONS

16A PERRY WAY
NEWBURYPORT, MA 01950

TEL: 978-465-4464

FAX: 978-465-1623

WWW.CITYOFNEWBURYPORT.COM

Enclosed is a copy of a new Licensed Contractor application with bond and references to be forwarded to the city council for approval for;

LAND -PRO, INC.

For the following work;

Roadway
Sidewalk

Thank you for your attention to this matter.

2024 MAY 21 A 11:58

REC'D
CITY OF NEWBURYPORT
MAY 21 2024



CITY OF NEWBURYPORT
DEPARTMENT OF PUBLIC SERVICES

16A PERRY WAY
NEWBURYPORT, MA 01950

WAYNE S. AMARAL, DIRECTOR
JONATHAN U. CAREY, DEPUTY DIRECTOR

PHONE: 978-465-4464
FAX: 978-465-1623

Application to become a Licensed Contractor

Submit completed application to the above address

Today's Date: 3/12/24
Name of Company: LAND-PRO INC
Name of Owner: MICHAEL DIGIORGIO
Contact Person: SAME
Street Address: 30 LOG BLADE RD City: MIDDLETON State: MA Zip Code: 01948
Phone #: 617-719-1649 Cell #: 978-774-6193 Fax #: _____
Insurance Certificate #: 31325 Policy Expiration Date: 3/8/2025
Name and Contact Information of Insurer: ARCADIA INS
Bond # _____ Bond Expiration Date: _____

Type of Work Qualified for: (check all that apply)

☐ Water Service/Main ☐ Sewer Service/Main ☐ Drain Laying
☒ Roadway (incl. curb cuts) ☒ Sidewalk
☐ Gas ☐ Electric ☐ Communications

Submit the Following with this completed Application:

- Certificate of Insurance incl. Worker's Compensation Insurance Affidavit (per M.G.L. c152)
- \$5000 Bond ORIGINAL ONLY (\$10,000 Bond for laying Wire or Conduit)
- \$500 Check non-refundable payable to City of Newburyport (not required for ROW Occupancy)
- Minimum 3 Municipal References within the last 5 years (Renewals do not require references)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

03/08/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Bonacorso Insurance Agency, Inc. 10 Cedar Street Unit # 32 Woburn MA 01801	CONTACT NAME: Michael Bonacorso PHONE (A/C, No. Ext.): (781) 937-3200 E-MAIL ADDRESS: michael@bonacorsolns.com FAX (A/C, No.): (781) 937-3202																					
INSURED Land Pro, Inc. 30 Log Bridge Road Building 100 Middletown MA 01949	<table><tr><th colspan="2">INSURER(S) AFFORDING COVERAGE</th><th>NAIC #</th></tr><tr><td>INSURER A:</td><td>Tri State Insurance Co of Minnesota</td><td>31003</td></tr><tr><td>INSURER B:</td><td>Union Insurance Company</td><td>25844</td></tr><tr><td>INSURER C:</td><td>Acadia Ins Co.</td><td>31325</td></tr><tr><td>INSURER D:</td><td></td><td></td></tr><tr><td>INSURER E:</td><td></td><td></td></tr><tr><td>INSURER F:</td><td></td><td></td></tr></table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A:	Tri State Insurance Co of Minnesota	31003	INSURER B:	Union Insurance Company	25844	INSURER C:	Acadia Ins Co.	31325	INSURER D:			INSURER E:			INSURER F:		
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INSURER D:																						
INSURER E:																						
INSURER F:																						

COVERAGES**CERTIFICATE NUMBER:** 2023 / 2024 Master**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS														
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		ADV5161866-19	06/29/2023	06/29/2024	<table><tr><td>EACH OCCURRENCE</td><td>\$ 1,000,000</td></tr><tr><td>DAMAGE TO RENTED PREMISES (Ea occurrence)</td><td>\$ 300,000</td></tr><tr><td>MED EXP (Any one person)</td><td>\$ 10,000</td></tr><tr><td>PERSONAL & ADV INJURY</td><td>\$ 1,000,000</td></tr><tr><td>GENERAL AGGREGATE</td><td>\$ 2,000,000</td></tr><tr><td>PRODUCTS - COMP/OP AGG</td><td>\$ 2,000,000</td></tr><tr><td></td><td>\$</td></tr></table>	EACH OCCURRENCE	\$ 1,000,000	DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300,000	MED EXP (Any one person)	\$ 10,000	PERSONAL & ADV INJURY	\$ 1,000,000	GENERAL AGGREGATE	\$ 2,000,000	PRODUCTS - COMP/OP AGG	\$ 2,000,000		\$
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	\$																			
B	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY		MAA5161847-19	06/29/2023	06/29/2024	<table><tr><td>COMBINED SINGLE LIMIT (Ea accident)</td><td>\$ 1,000,000</td></tr><tr><td>BODILY INJURY (Per person)</td><td>\$</td></tr><tr><td>BODILY INJURY (Per accident)</td><td>\$</td></tr><tr><td>PROPERTY DAMAGE (Per accident)</td><td>\$</td></tr><tr><td>Uninsured motorist BI</td><td>\$ 100k/300k</td></tr><tr><td>EACH OCCURRENCE</td><td>\$</td></tr><tr><td>AGGREGATE</td><td>\$</td></tr></table>	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000	BODILY INJURY (Per person)	\$	BODILY INJURY (Per accident)	\$	PROPERTY DAMAGE (Per accident)	\$	Uninsured motorist BI	\$ 100k/300k	EACH OCCURRENCE	\$	AGGREGATE	\$
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Uninsured motorist BI	\$ 100k/300k																			
EACH OCCURRENCE	\$																			
AGGREGATE	\$																			
	UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB DED <input type="checkbox"/> RETENTION \$					<table><tr><td>PER STATUTE</td><td>OTH-ER</td></tr><tr><td>E.L. EACH ACCIDENT</td><td>\$ 500,000</td></tr><tr><td>E.L. DISEASE - EA EMPLOYEE</td><td>\$ 500,000</td></tr><tr><td>E.L. DISEASE - POLICY LIMIT</td><td>\$ 500,000</td></tr></table>	PER STATUTE	OTH-ER	E.L. EACH ACCIDENT	\$ 500,000	E.L. DISEASE - EA EMPLOYEE	\$ 500,000	E.L. DISEASE - POLICY LIMIT	\$ 500,000						
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E.L. EACH ACCIDENT	\$ 500,000																			
E.L. DISEASE - EA EMPLOYEE	\$ 500,000																			
E.L. DISEASE - POLICY LIMIT	\$ 500,000																			
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N	WCA5161849-19	06/29/2023	06/29/2024															

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER**CANCELLATION**City of Newburyport
60 Pleasant Street

Newburyport

MA 01950

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.



**TOWN OF MERRIMAC
DEPARTMENT OF PUBLIC WORKS
2 School St.
Merrimac, MA 01860
978-346-0525**

March 8, 2024

To whom it may concern:

Mr. DiGiorgio and his company Land Pro, have worked within the community without incident. Both Mr. DiGiorgio and his company have completed said work without incident, and has proven to be more than competent and respectful.

Regards,

Robert Sinibaldi

DPW Director

Nicole Blum

From: mike digiorgio <m_digiorgio2000@yahoo.com>
Sent: Monday, March 11, 2024 10:50 AM
To: Nicole Blum
Subject: Fwd: Work in the City of Amesbury

Sent from my iPhone

Begin forwarded message:

From: Jim Wilson <wilsonj@amesburyma.gov>
Date: March 7, 2024 at 12:11:18 PM EST
To: m_digiorgio2000@yahoo.com
Subject: Work in the City of Amesbury

To whom it may concern, Mr. DiGiorgio and his company Land Pro has done work in the City of Amesbury without incident, very good work, conscientious, clean and professional

JIM WILSON
Local Building Inspector
T (978) 300-8160

Municipal Development Center
39 South Hunt Road | Amesbury, MA 01913
www.amesburyma.gov



AM
MAKE



TOWN OF TEWKSBURY

DEPARTMENT OF PUBLIC WORKS
999 WHIPPLE ROAD
TEWKSBURY, MASSACHUSETTS 01876

DAVID G. LIZOTTE
DPW ASSISTANT DIRECTOR
TEL (978) 640-4440
FAX (978) 640-4445
DLizotte@tewbury-ma.gov

- ENGINEERING
- HIGHWAY/FORESTRY
- WATER & SEWER
- FLEET MAINTENANCE
- WATER TREATMENT PLANT

March 11, 2024

RE: Land Pro Inc, Middleton MA - Reference

To whom it may concern,

I am writing on behalf of Mr. Michael DiGiorgio (Land Pro Inc out of Middleton Massachusetts)

Land Pro Inc. has worked in the Town of Tewksbury for several years. They have shown themselves to be dependable, hardworking, efficient and accommodating.

If you have any questions please feel free to reach out,

David Lizotte
Assistant DPW Director
Highway / Fleet / Forestry



BOND
(License or Permit - Definite Term)

Bond No. 108014876

WE, Land Pro Inc., as
Principal, and Travelers Casualty and Surety Company of America, a corporation duly incorporated under
the laws of the State of Connecticut and authorized to do business in the state of MASSACHUSETTS,
as Surety, are held and firmly bound unto Town of Newburyport,
as Obligee, in the penal sum of Five Thousand Dollars
(\$5,000.00), for the payment of which we hereby bind ourselves, our heirs, executors and
administrators, jointly and severally, firmly by these presents.

WHEREAS, the Principal has obtained or is about to obtain a license or permit for
Street Permit Bond.

NOW, THEREFORE, THE CONDITIONS OF THIS OBLIGATION ARE SUCH, that if the Principal
shall faithfully comply with all applicable laws, statutes, ordinances, rules or regulations, pertaining to
the license or permit issued, then this obligation shall be null and void; otherwise to remain in full
force and effect.

This bond is for a definite term beginning March 19, 2024, and ending March 19, 2025, and
may be continued at the option of the Surety by Continuation Certificate.

PROVIDED, that regardless of the number of years this bond is in force, the Surety shall not be liable
hereunder for a larger amount, in the aggregate, than the penal sum listed above.

PROVIDED FURTHER, that the Surety may terminate its liability hereunder as to future acts of the
Principal at any time by giving thirty (30) days written notice of such termination to the Obligee.

SIGNED, SEALED AND DATED this March 19, 2024.

Land Pro Inc.

By: [Signature] Principal

Travelers Casualty and Surety Company of America



By: [Signature]
Russell E. Vance Attorney-in-Fact



Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company
Farmington Casualty Company

POWER OF ATTORNEY

Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, St. Paul Fire and Marine Insurance Company, and Farmington Casualty Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and the Companies do hereby make, constitute and appoint **Russell E. Vance of Hartford, CT** their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge the following bond or undertaking, and any riders thereto:

Surety Bond No.: 108014876


Principal: Land Pro Inc.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 16th day of February, 2024.



State of Connecticut

City of Hartford ss.

By: 
Bryce Grissom, Senior Vice President

On this the 16th day of February, 2024, before me personally appeared **Bryce Grissom**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2026




Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

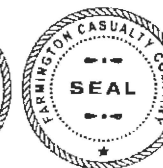
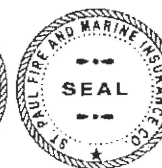
FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 19 day of March, 2024.




Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.



March 19, 2024

MICHAEL BONACORSO
BONACORSO INS AGENCY INC (0FE209)
10 CEDAR ST UNIT 32
WOBURN, MA 01801

Thomas G Hartsough
PO Box 2905
Hartford, CT 06104-2905

Phone: (610) 458-2264

Email: THARTSOU@travelers.com

This is an Agency Billed Policy.

This is the New Business for: Land Pro Inc.
30 Log Bridge Road
MIDDLETON, MA 01949

Bond Number: **108014876**
Type of Bond: **Street Permit Bond**
Obligee Name: **Town of Newburyport**
Obligee Address: **Building Dept.**
Obligee City, State & Zip: **NEWBURYPORT, MA 01950-3626 USA**
Transaction Effective Date: **March 19, 2024**
Premium Effective Date: **March 19, 2024**
Premium Expiry Date: **March 19, 2025**
Bond Limit: **\$5,000.00**
Bond Premium: **\$100.00**
Commission - Percentage: **30%**
Special Commission: **\$0.00**
Countersignature Branch:
Countersignature Commission: **\$0.00**
State Tax: **\$0.00**
State Surcharge: **\$0.00**
TOTAL PREMIUM: \$100.00

Comments:

Thank you for placing your business with us.

Producer Name: **BONACORSO, MICHAEL J**



ORDR00573_05_28_2024

CITY OF NEWBURYPORT
GIFT ACCEPTANCE FORM

Ordered, that, the City of Newburyport accepts the following gift in accordance with M.G.L. Chapter 44, Section 53A:

Date of Gift:	5/9/2024	
City Department:	Fire Department	
Staff Contact:	Chief Bradbury	
<i>Gift Overview</i>		
Gift Type:	Monetary	
Donor:	Ascensus Specialties (Strem Chemicals) https://www.ascensuspecialties.com/	
Purpose: Contribution towards the purchase of a new utility vehicle by the Newburyport Fire Department. See attached memorandum from the Fire Chief, as well as a letter from the donor.		
Gift Amount:	\$6,300.00	
<i>For Office Use Only</i>		
City Council Packet Date:	5/28/2024	
Emergency Measure?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Councillor Sharif I. Zeid



CITY OF NEWBURYPORT

FIRE DEPARTMENT

0 Greenleaf Street, Newburyport, MA 01950
(978) 465-4427

Stephen H. Bradbury
Fire Chief

Barry Salt
Acting Deputy Chief

May 9, 2024

To: Ethan Manning
From: Chief Bradbury
Re: Gift from Newburyport Business Park

Hi Ethan,

Attached is a formal letter from Ascensus (Strem Chemicals) proposing a gift of \$6300 to Newburyport Fire Department to apply towards the purchase of a new UTV (utility vehicle). This new utility vehicle will replace our off road vehicle (Argo) that we presently have. The Argo is very limited in its capabilities and can only be used on the beach and woods. The new UTV will be much more capable and will be able to respond not only in the areas the Argo is capable but also on our extensive rail trail system and water front park and any other areas where a large gathering of people have formed. The turning radius of the Argo is extremely limited and dangerous in a crowded setting, therefore limiting its response.

We have received three quotes on the UTV with its attached skid unit and have settled on a Bob Cat with a Kemtech skid for \$35527.

The funding source is as follows:

Emergency Planning Zone Grant	\$23869
Business Park Donation	6300
Minimum Trade Value	5000

Cost is funded in full

Thanks

Chief Bradbury



April 26, 2024

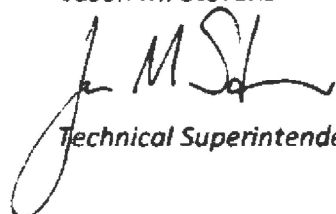
Dear Chief Stephan Bradbury,

BACKGROUND: Approximately six years ago, I began attending local EDAC meetings, along with meetings centered around the Newburyport Business Park (formerly Industrial Park) in behalf of Michael Strem, the founder of Strem Chemicals, Inc., located at 7 Mulliken Way, which he occupied since the late 1970's. At the time, there were still some active participants in the Business Park, such as Michael Strem himself and Ralph Castagna. Ralph retired and relocated about four years ago, at which point, I was asked to chair as the President of the Business Park Association. At that time, Ralph turned over to me approximately \$6,300.00 held at the Newburyport Bank under the "Newburyport Business Park Association", and I became the sole individual on the account. The remaining on-hand monies were generated from by former park owners that used to pay monthly dues in order to generate funds for future Business Park endeavors. Such dues have not been collected for several years. Three years ago, Michael Strem sold Strem Chemicals, Inc. to Ascensus Specialties, LLC, although the Newburyport site still legally operated under the name Strem Chemicals and I have continued on with the company, as you are aware. A few years ago, I made some attempts to generate interest among the new business park owners to carry on meetings in order to define common interests, or more specifically, to determine the best use of the remaining funds. Despite this, I have had not had any successful communications by the other park owners. In fact, the business park owners have changed dramatically in recent years.

In our recent discussions, you noted that the Newburyport Fire Department was seeking to purchase a Utility Task Vehicle (UTV) for the general use of the department and Newburyport-related endeavors. Whereas all of the current business park owners rely heavily on the Newburyport Fire Department and their response in the event of an emergency, I can think of not better use of the dormant funds I mentioned previously, than to offer the remaining monies held at the Newburyport Bank to this endeavor. If you gain city approval on this matter, my intention would be to close the account in full by writing a check in entirety to the Newburyport Fire Department on the day that approval is gained.

Please do not hesitate to contact me with any questions in this matter,

Jason M. Stevens



Technical Superintendent



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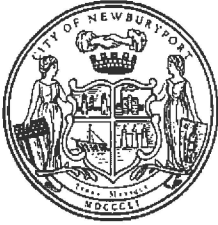
CITY OF NEWBURYPORT
GIFT ACCEPTANCE FORM

Ordered, that, the City of Newburyport accepts the following gift in accordance with M.G.L. Chapter 44, Section 53A:

Date of Gift:	5/13/2024	
City Department:	Recreation and Youth Services	
Staff Contact:	Andrea Egmont, Director	
<i>Gift Overview</i>		
Gift Type:	Monetary	
Donor:	Boston Conveyor & Automation, Inc https://bostonconveyorandautomation.com/	
Purpose:	BC&A reached out to us and asked if they could provide scholarships to STEM based programs as a way to support the community and the field of STEM. This gift will cover about 4 scholarships.	
Gift Amount:	\$1,000.00	
<i>For Office Use Only</i>		
City Council Packet Date:	5/28/2024	
Emergency Measure?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Councillor Sharif I. Zeid

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

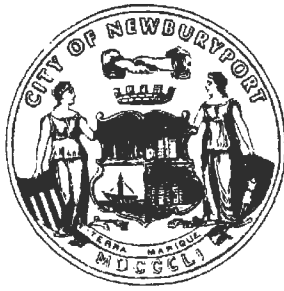
May 28, 2024

THAT, the City of Newburyport fix the maximum amount that may be spent during fiscal year 2025 beginning on July 1, 2024 for the revolving funds established in city ordinances for certain departments, boards, committees, agencies or officers in accordance with Massachusetts General Laws Chapter 44, Section 53E½, as follows:

Revolving Fund	Department, Board, Committee, Agency or Officer Authorized to Spend from Fund	FY2024 Spending Limit	FY2025 Spending Limit	Change
Council on Aging	Director of Council on Aging	\$40,000	\$45,000	\$5,000
Recreational Services	Director of Youth Services	\$550,000	\$650,000	\$100,000
Historical Commission	Director of Planning & Development	\$2,500	\$2,500	\$0
Electrical Inspector	Building Commissioner	\$110,000	\$110,000	\$0
Plumbing Inspector	Building Commissioner	\$70,000	\$70,000	\$0
Gas Inspector	Building Commissioner	\$60,000	\$60,000	\$0
Disabilities Commission	ADA Coordinator	\$7,500	\$7,500	\$0
Emma Andrews Library	Director of Public Services	\$30,000	\$30,000	\$0
Transient Vendors	Director of Public Health	\$20,000	\$20,000	\$0
Planning & Zoning	Director of Planning & Development	\$70,000	\$70,000	\$0
Animal Control	Director of Public Health	\$6,000	\$6,000	\$0
Health Programs	Director of Public Health	\$35,000	\$35,000	\$0
Veterans Services	Director of Veteran's Services	\$2,000	\$2,000	\$0
City Hall Maintenance	Director of Public Services	\$5,000	\$5,000	\$0
Senior/Community Center Maintenance	Director of Public Services	\$40,000	\$40,000	\$0

Parks Maintenance	Director of Public Services	\$15,000	\$20,000	\$5,000
Solid Waste	Recycling/Energy Manager	\$100,000	\$105,000	\$5,000
Assessor's Office	Assessor	\$2,000	\$2,000	\$0

Councillor Sharif I. Zeid



CITY OF NEWBURYPORT FINANCE DEPARTMENT

60 PLEASANT STREET
NEWBURYPORT, MA 01950
PHONE: 978-465-4404

WWW.CITYOFNEWBURYPORT.COM/FINANCE

SEAN R. REARDON
MAYOR

ETHAN R. MANNING
FINANCE DIRECTOR/CITY AUDITOR

To: President and Members of the Newburyport City Council

From: Ethan R. Manning, Finance Director/City Auditor

Date: May 21, 2024

Subject: Department Revolving Fund Spending Limits

The City of Newburyport's department revolving funds are established by ordinance in [Section 2-394](#). As described by the Division of Local Services, "a departmental revolving fund is a special fund that permits a community to reserve certain fees, charges or other receipts to pay, without appropriation, for the cost of departmental programs or activities from which the fees, charges or other receipts were derived." These funds are governed by [G.L. c. 44, § 53E½](#), which is accompanied by [IGR 21-23](#), further explaining the relevant procedures and guidelines for cities and towns.

While the establishment and amendment of department revolving funds can be done at any time by ordinance, spending limits for each of these funds must be voted on annually prior to the start of each fiscal year. During the course of each fiscal year, spending limits can be increased with the approval of the city council and mayor. In this packet are two orders: one requesting an increase to the Recreational Services revolving fund for FY2024 and a second authorizing spending limits for all departmental revolving funds for FY2025. While most limits remain the same, certain increases are requested where spending in the next year may surpass current levels.

Recreational Services is the City's largest departmental revolving fund, which accounts predominately for registration fees collected to run programming throughout the year by the Department of Recreation and Youth Services. For FY2024, a spending limit increase to \$625,000 is requested, and for FY2025, a spending limit of \$650,000 is requested. On the following page is a spending projection for FY2025 based on activity over the past twelve months.

Thank you for your consideration.

Recreational Services Revolving Fund FY2025 Spending Projection

Purpose	Amount	% of Total
Program Contractors (e.g. NBPT Tennis Club, East Coast Soccer, NBPT Athletics, AJM Soccer Group, Parkour Generations, Seacoast Technology, High Tail Acres, Tinkerhaus, Skyhawk Sports)	428,234	65.9%
Program Seasonal Staff	111,734	17.2%
Teen Trips (e.g. Bradford Ski, Canobie Lake, Gunstock)	38,161	5.9%
Program Supplies/Materials/Speakers/Special Events	28,355	4.4%
Senior Celebration	17,516	2.7%
Training/Transportation/Overhead	16,437	2.5%
Youth Center Supplies/Materials	9,563	1.5%
Total	650,000	100.0%

DEPARTMENTAL REVOLVING FUNDS

FY2024 YEAR-TO-DATE ACTIVITY (AS OF MAY 14, 2024)

									Proposed	
Fund/Org	Description	Beg. Balance	Revenue	Expense	Transfers Out	Ending Bal.	FY'24 Spending Limit	% Used	FY'25 Spending Limit	Change
2802	COUNCIL ON AGING	3,449	39,836	34,463		8,822	40,000	86.2%	45,000	5,000
2803	RECREATIONAL SERVICES	627,052	559,641	548,970	136,222	501,502	550,000	99.8%	650,000	100,000 (1)
2804	HISTORICAL COMMISSION	7,884	1,925	0		9,809	2,500	0.0%	2,500	0
2806	ELECTRICAL INSPECTOR	90,076	96,076	63,688		122,463	110,000	57.9%	110,000	0
2807	PLUMBING INSPECTOR	60,045	67,105	49,349		77,801	70,000	70.5%	70,000	0
2808	GAS INSPECTOR	4,544	38,260	34,109		8,695	60,000	56.8%	60,000	0
2809	DISABILITIES COMMISSION	53,269	46,455	0		99,724	7,500	0.0%	7,500	0
2810	EMMA ANDREWS LIBRARY	57,800	16,000	13,227		60,573	30,000	44.1%	30,000	0
2812	TRANSIENT VENDORS	28,536	7,950	3,619		32,868	20,000	18.1%	20,000	0
2813	PLANNING & ZONING	(1,902)	33,792	21,384		10,506	70,000	30.5%	70,000	0
2817	ANIMAL CONTROL	10,021	170	96		10,096	6,000	1.6%	6,000	0
2835	HEALTH PROGRAMS	65,633	7,752	24,370		49,015	35,000	69.6%	35,000	0
2836	VETERANS SERVICES	1,313	10	0		1,323	2,000	0.0%	2,000	0
2840	CITY HALL MAINTENANCE	6,860	3,965	972		9,854	5,000	19.4%	5,000	0
2841	SENIOR COMM. CTR. MAINT.	59,800	31,515	21,719		69,596	40,000	54.3%	40,000	0
2842	PARKS MAINT.	19,797	16,659	8,536		27,920	15,000	56.9%	20,000	5,000
2843	SOLID WASTE	283,147	95,716	87,312		291,551	100,000	87.3%	105,000	5,000
2844	ASSESSOR	3,975	200	0		4,175	2,000	0.0%	2,000	0
Total		1,381,300	1,063,028	911,814	136,222	1,396,292	1,165,000	78.3%	1,280,000	115,000

(1) FY'24 spending limit increase request from \$550,000 to \$625,000.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

May 28, 2024

THAT, the City Council of the City of Newburyport authorizes an increase to the spending limit for the following fund(s) for fiscal year 2024 in accordance with MGL, Chapter 44 Section 53E1/2:

<u>Account Name</u>	<u>Original FY2024 Spending Limit</u>	<u>Revised FY2024 Spending Limit</u>
Recreational Services	\$550,000	\$625,000

Councillor Sharif I. Zeid

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

May 28, 2024

WHEREAS, a Call for Artists was advertised in early April, 2024 by the Public Art Committee ("PAC") and this Call identified the site, the budget and the selection criteria, and

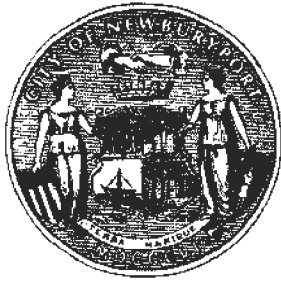
WHEREAS, the Call closed on May 9, 2024 and the PAC receive twenty-one (21) proposals from a wide array of artists, and

WHEREAS, on May 15, 2024 the PAC convened to review each proposal in a public meeting and narrowed down the finalists to five (5). Each finalist was interviewed on May 21, and was asked clarifying questions, and

WHEREAS, the PAC voted unanimously to approve Aaron Stephan and his proposed art piece for recommendation to the Mayor and Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NEWBURYPORT hereby approves the PAC's selection and recommendation for the artist and art piece at Market Landing Park. Said selection is attached hereto and incorporated herewith and marked as "Attachment A"

Councillor Sharif Zeid



CITY OF NEWBURYPORT
OFFICE OF THE MAYOR
SEAN R. REARDON

60 PLEASANT STREET • P.O. BOX 550
NEWBURYPORT, MA 01950
(978) 465-4413 • (978) 465-4452 (FAX)
WWW.CITYOFNEWBURYPORT.COM

MEMORANDUM

TO: Newburyport City Council

FROM: Kim Turner, Special Projects Manager

CC: Sean R. Reardon, Mayor
Public Art Committee

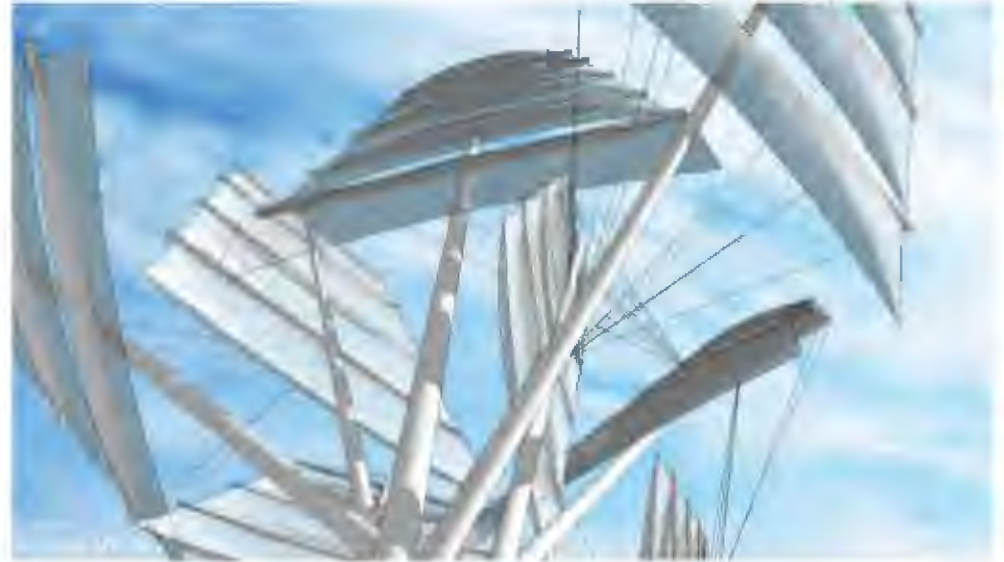
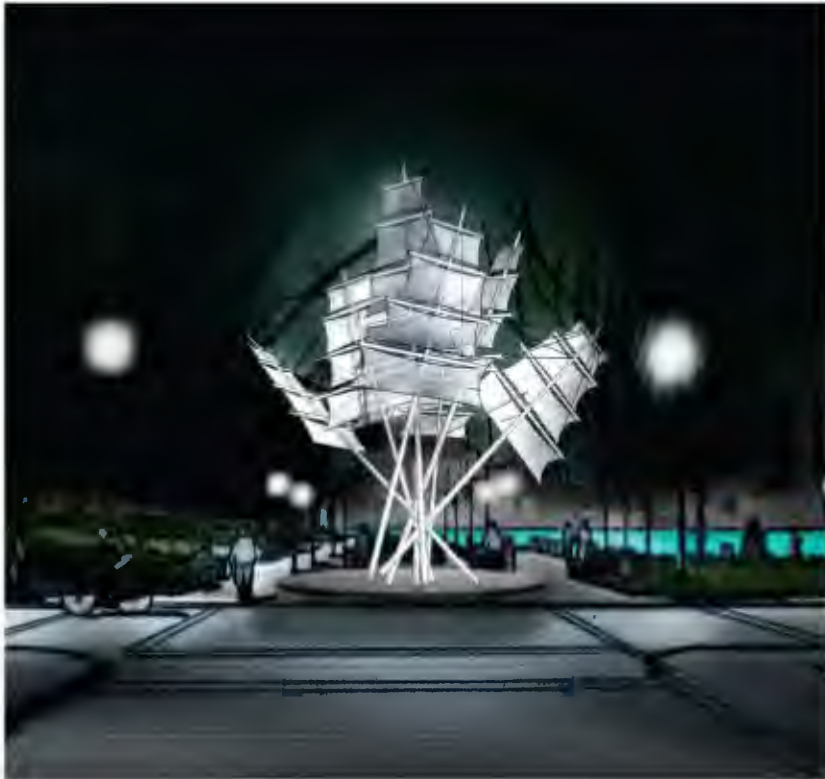
RE: Selection of artist and subject matter for sculpture at Market Landing Park

DATE: May 22, 2024

This memorandum is in reference to Order 562 (4/8/2024) to consider acceptance of the FY'23 and FY'24 Cultural Council grants awarded to the City for the purpose of purchasing and installing a sculpture at Market Landing Park, adjacent to the bike path connection. Per the last Budget and Finance Committee meeting where this Order was discussed, a request was made for the Public Art Committee (PAC) to provide the City Council with their recommended artist and subject matter for this sculpture location.

A Call for Artists was advertised in early April that identified and defined the site, the budget, and the selection criteria. The call closed on May 9, and the PAC was thrilled to receive 21 proposals from a wide array of artists. On May 15 the PAC met to review each proposal in a public setting. The group narrowed down the finalists to 5. Each finalist was interviewed on May 21, and was asked clarifying questions. At the end of the meeting, the PAC voted unanimously to approve Aaron Stephan and his proposed art piece for recommendation to the Mayor and Council.

Mr. Stephan's CV and a sketch of his proposed art piece is attached to this memo for your review.



- “Sail Trace”
- 12 x 12 x 12 ft.
- Eight life-sized masts, holding a series of billowing sails made from perforated aluminum, with stainless steel cables as rigging
- Foundation of reinforced concrete slab with anchor points, install and deinstall with two laborers and a small scissor lift
- In-ground uplighting
- 8 months for delivery
- \$75,000

AARON T STEPHAN

WWW.AARONTSTEPHAN.COM

142 PEARL STREET - PORTLAND ME 04101

AARONTSTEPHAN@GMAIL.COM - 207 409 4690

Commissions

- 2023 *Expansive Field*, Seattle, WA
- 2022 *Woven Lines*, Altoona, IA
Unfolding Lights, GLX Lowell Street Station, Somerville, MA
- 2021 *Paths Rising*, Tampa International Airport, Tampa, FL
Luminous Bound, Montana RTS Far East Transfer Center, El Paso, TX
- 2020 *Luminous Remembrance*, Lubbock Tornado Memorial, Lubbock, TX
- 2019 *Luminous Arbor*, City of Portland, Portland, ME
- 2018 *Paths Woven*, San Diego International Airport, San Diego, CA
- 2016 *Gold Pour*, RTD Gold Strike Station, Arvada CO
Point of View, Salt Palace Convention Center, Salt Lake City, UT
- 2015 *Variations*, Texas Tech University, Lubbock TX
Accumulate, Clearwater Fire Station 45, Clearwater, FL
- 2014 *Downpour*, Southern New Hampshire University, Manchester NH
- 2013 *Paths Crossed*, Wishard Hospital, Indianapolis, IN
Composition, Music City Center, Nashville, TN
- 2012 *Illuminations*, WG Mallett Elementary School, Farmington ME
Becoming, Hampden Academy, Hampden ME
- 2011 *Paths Open*, Jefferson Village School, Jefferson, ME
- 2010 *Return*, Westbrook Middle School, Westbrook ME
- 2009 *Intersect*, U.S. Jackman Border Crossing Facility, Jackman ME
- 2007 *Sphere*, SeDoMoCha Elementary School, Dover-Foxcroft ME
Situate, Farwell Elementary School, Lewiston, ME
- 2006 *Dig*, Biddeford Middle School, Biddeford ME
- 2005 *Lift*, University of Southern Maine Community Education Center, Portland ME

Solo Exhibitions

- 2023 *Block Field*, Thompsons Point, Portland, ME
- 2021 *Untitled Monuments*, Dowling Walsh Gallery, Rockland, ME
- 2019 *Intermediate Submittal*, Dowling Walsh Gallery, Rockland, ME
- 2017 *Cement Houses and How to Build Them*, Locust Projects, Miami FL
Flat World & 30 Columns, Shelburne Museum, Shelburne, VT
- 2016 *Book/House*, Quint Contemporary Art, La Jolla CA
- 2014 *To Borrow, Cut, Copy and Steal*, Portland Museum of Art, Portland ME
Aaron T Stephan, McIninch Art Gallery, Manchester, NH
- 2013 *Second-Hand Utopias*, DeCordova Sculpture Park and Museum, Lincoln MA
Art Handling, Samsøen, Boston MA
Paths, Coleman Burke Gallery, Brunswick ME
- 2012 *Aggressive Uninterest*, Aucocisco Gallery, Portland ME
- 2011 *Corporeal*, Aucocisco Gallery, Portland ME
- 2009 *Taken Out of Context*, Whitney Artworks, Portland ME
Vessels Absent, University of Maine Museum of Art, Bangor ME
- 2008 *Building Houses/Hiding Under Rocks*, Quint Contemporary Art, La Jolla CA
- 2007 *The Problem with Ladders*, Whitney Artworks, Portland ME
- 2006 *Response*, Gallery at Solomon Falls, Sol. Falls NH
- 2005 *Full of Theses*, Whitney Artworks, Portland ME
- 2004 *Obvious in Repair*, Northwestern Connecticut Community College, Hartford CN
- 2003 *Weighing My Options*, Space, Portland ME

Group Exhibitions

- 2023 *Farnsworth at 75*, Farnsworth Art Museum, Rockland, ME
Techno-Lithic, Arringo del Duomo, Barga, IT
- 2022 *The View from Here*, Center for Maine Contemporary Art, Rockland, ME
7 Artists, 7 Stations, FPAC Gallery, Boston, MA
- 2021 *Rock Row: Inside and Outside the Box*, Rock Row, Westbrook, ME
Simple Twist, Center for Maine Contemporary Art, Rockland, ME
- 2020 *Cyanotypes*, Cove Street Arts, Portland, ME
Tokens of Appreciation, John Michael Kohler Art Center, Sheboygan WI
- 2019 *10,000 Hours +*, Speedwell Projects, Portland, ME
- 2018 *Land-Sc(r)aping*, Living Arts, Tulsa, OK
- 2017 *NADA Miami*, w/ Locust Projects, Miami, FL
Materiality, Center for Maine Contemporary Art, Rockland, ME
Construct, Dowling Walsh Gallery, Rockland, ME
The Apartment, Space, Portland ME
- 2015 *Pulse NY Art Fair*, with Sienna Gallery, New York, NY
Me, Mona and Mao, Portland Museum of Art, Portland, ME
- 2014 *Untitled Art Fair*, with Samsøen, Miami, FL
Self, Engine, Biddeford ME
- 2012 *CMCA Biennial Exhibition*, Center for Maine Contemporary Art, Rockport ME
Cover, Sienna Gallery, Lennox, MA
Portes, Mytilene Public Gallery, Mytilene, Greece
- 2011 *Seeing Is Knowing*, Weitz Center at Carlton College, Northfield, MN
Meredyth and Meg Go 3d, Gallery Naga, Boston MA
Above and Below The Line, Pace Galleries at Fryeburg Academy, Fryeburg, ME
- 2010 *4 In Maine*, Farnsworth Art Museum, Rockland ME
The Imaged Word, Albany Airport Gallery, Albany, NY
The Arch. of Environmental Landscapes, University of New England, Westbrook ME
- 2009 *Three Decades of Contemporary Art*, California Center for the Arts, Escondido CA
Collage: Piecing It Together, Portland Museum of Art, Portland, ME
Aggregate, Institute of Contemporary Art, Portland ME
Just Look at Yourself, Center for Maine Contemporary Art, Rockport ME
- 2008 *The Moment at Hand*, John Michael Kohler Art Center, Sheboygan WI
Aggregate, Troy Arts Center, Troy NY
- 2007 *Tiny*, Whitney Artworks, Portland ME
Intervals, Fort Andross, Brunswick ME
The Marriage of True Minds, University of New England, Westbrook ME
Reverence and Reference, Gallery at Solomon Falls, Sol. Falls NH
- 2006 *Time*, Filament Gallery, Portland ME
Skowhegan At 60, Center for Maine Contemporary Art, Rockport ME
- 2004 *Home*, DUMBO Art Center, Brooklyn NY
The Persistence of Becoming, Nave Gallery, Somerville MA
3DX4, Icon Gallery, Brunswick ME
CMCA Biennial Exhibition, Center for Maine Contemporary Art, Rockport ME

Education & Residencies

- Kohler Artist-in-Residence, Sheboygan WI 2008
Yaddo, Saratoga Springs NY 2005
Skowhegan School of Painting and Sculpture, Skowhegan ME 2002
MFA, Maine College of Art, Portland ME 2002
BFA in sculpture, (SUNY) Purchase College, Purchase NY 1996
Post Baccalaureate studies, State University of New York at New Paltz NY 1999
Undergraduate study, Hogenschool Vor Kunsten, Amsterdam, Netherlands 1994 – 1995

Bibliography

- "Techno-Lithic Exhibition of Marble Sculptures, Barga News, 2023
- Daniel Cassadt "Dealer Claire Oliver to Bring Art..." ARTnews 2022
- "Artist Says Metal Knot reflects Altoona..." *Times Republican*, August 2022
- Chris Higgins, "First Look at Newest Public Art..." *Des Moines Register*, July 2022
- Lily DeTaeye, "Swirling Guardrails Accent Altoona's..." *Little Village*, July 2022
- Paul Koenig "The Portland Artist Creating Dialogue with Everyday Objects" *Maine Magazine*, Aug 2021
- Natasha Gural "Aaron T Stephan's Colossal Sculpture and Intricate Cyanotypes..." *Forbes*, May 2021
- Anna Mazurek, "4 Art Road Trips to Take This Fall" *Washington Post*, Oct 2020
- Natasha Gural "Beauty in Seclusion" *Portland Monthly*, June 2020
- Stacey Kors "Art Q&A: Sculptors Aaron Stephan & Lauren Fenster..." *Portland Press Herald*, May 2020
- Bob Keyes, "Artist Hopes Lighted Sculpture..." *Maine Sunday Telegram*, June 2019
- "20th Anniversary Retrospective" *Locust Projects*, Dec 2018
- "Luminous Arbor Lights Up..." *Portland Press Herald*, November 2018
- David Harry, "Light the Lamps..." *The Forcaster*, November 2018
- "Monumental Sculpture Installed..." *ArtDaily*, Aug 2018
- Rob Caldwell, "Creating Art Out of Ladders" *207 News Center Maine*, April 2018
- Bob Keyes, "Sculptor's Pieces Says..." *Portland Press Herald*, March 2018
- Anne Tschida, "Bricks and Butterflies", *Miami Biscayne Times*, Oct 2017
- Claire Barliant, "Public Art Starts the Conversation", *Art New England*, Jan 2017
- Featured, "Knowledge", *Capitel Magazine*, Jan 2017
- Taryn Plumb, "Inventive and Inspired", *Artscope*, Nov 2016
- Ashley Stilson, "Near or Far: New Salt Lake Art Piece..." *Deseret News*, Aug 2016
- Bob Keyes, "Me, Mona, and Mao..." *Maine Today*, November 2015
- Christopher Papagni, "Dining Art: Inside, Outside, Above, Below..." *The Portland Phoenix*, October 2015
- Jamie Thompson, "Aaron Stephan Laughs with Us", *Artscope*, November 2014
- Mariah Bergeron, "Critique the Hand that Feeds You", *The Portland Phoenix*, October 2014
- NPR/MPBN, "A Portland Sculpture Talks Art on Sex Lines", Sept 2014
- Bob Keyes, "Stephan Encourages Visitors to Think Outside...", *Maine Sunday Telegram*, Sept 2014
- Diane Georgopoulos, "At Issue: Reading Rooms", *Architecture Boston*, Summer 2014
- Laura Landro, "More Hospitals Buy into the Healing Powers of Public Art", *Wall Street Journal*, Aug 2014
- Mariah Berger, "The Existential Artist", *The Portland Phoenix*, June 2014
- "Unconventional: Nashville's Music City Center", Jan. 2014
- Cate McQuaid, "Images that echo through time and spaces" *Boston Globe*, September 2013
- Cate McQuaid, "Platforms for amusement" *Boston Globe*, August 2013
- NYArts Magazine, "Art and Ageism: The Decisive Eye of Fellow Artists", June 2013
- Daniel Kany, "Follow Stephan's Maze of Paths", *Maine Sunday Telegram*, April 2013
- Daniel Kany, "Flirting with a New form of Conceptual Art", *Maine Sunday Telegram*, October 2012
- Nicholas Schroeder "Meeting 'Strangers'..." *The Portland Phoenix*, May 2012
- Eric Moskowitz, "Contest Aims to Move Cambridge...", *Boston Sunday Globe*, Feb. 2012
- "Recent Projects", *Public Art Review*, Spring 2011
- Nicholas Schroeder "Two Artist Show at Aucocisco Explores..." *The Portland Phoenix*, September 2011
- Cate McQuaid, "A Compelling Look...", *Boston Globe*, Jan. 2011
- Bob Keyes, "New on the Scene", *Portland Press Herald*, Jan. 2011
- Tom Keyser, "Word Play", *Albany Times Union*, August 2010
- Jordan Reardon, "Visualizing the 'Word'", *The Albany Post-Star*, August 2010
- Nadine Wasserman, "Picture Books", *Albany Metroland*, August 2010
- Edgar Allen Beem, "Art on the Edge", *Down East Magazine*, August 2010
- Bob Keyes, "Sculptor Goes Diving.", *Portland Press Herald*, March 2010
- Jamie Thompson, "Collective Consciousness" *Portland Press Herald*, Oct 2009
- Edgar Allen Beem, "Art as Installation and Performance", *Yankee Magazine*, Dec 2009
- Daniel Kany, "Sparks, Sputters and Sparkles at MECA", *Maine Sunday Telegram*, Oct 2009
- Jessica Bloch, "Crate Expectations", *Bangor Daily News*, April 2009
- Robert L. Pincus, "Aaron T Stephan Builds A House of Books", *San Diego Union-Tribune*, January 2008

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

May 28, 2024

AN ORDER TO CONFIRM THE CITY'S PROPOSED SUBMISSION TO THE COMMONWEALTH OF MASSACHUSETTS FOR PRE-ADOPTION COMPLIANCE REVIEW UNDER NEW "MBTA COMMUNITIES" GUIDELINES PURSUANT TO SECTION 3A OF MGL C. 40A (THE ZONING ACT)

THAT, The CITY COUNCIL of the City of Newburyport hereby confirms the Office of Planning & Development's recommended submission to the Commonwealth of Massachusetts Executive Office of Housing and Livable Communities (EOHLC) for pre-adoption compliance review under "MBTA Communities" Guidelines, as outlined in a memorandum from the Director of Planning & Development, dated May 21, 2024, a copy of which is attached hereto and incorporated by reference herein, along with a schematic plan depicting the proposed lots to be included within an expanded Newburyport 40R Smart Growth District.

It is acknowledged herein that this Confirmatory Order does not indicate formal or final approval for adoption of the forthcoming zoning amendment(s) associated with this compliance package under "MBTA Communities." Rather, this vote reflects general consensus as to the preferred approach to local compliance under the new state mandate, given the available options, and support for advancing compliance review at this time by EOHLC (*said review expected to take 90-days*) in advance of any Council vote to adopt the related zoning amendment(s). This confirmatory vote recognizes the importance of obtaining advance EOHLC review and approval of a compliant zoning package in order to ensure Newburyport's proposed zoning change(s) will meet the new requirements of Section 3A in MGL 40A (the Zoning Act).

In accordance herewith, the Office of Planning & Development should forthwith submit materials to EOHLC for review in order to prepare for, and subsequently advance, compliant zoning amendment(s) prior to the applicable 12/31/2024 deadline under "MBTA Communities." Once required reviews and/or approvals have been obtained – in parallel – from EOHLC's 3A (MBTA Communities) and 40R (Smart

Growth Districts) divisions, the Director of Planning & Development shall return to the Council with a status report and recommendation for any formal zoning adoption procedures.

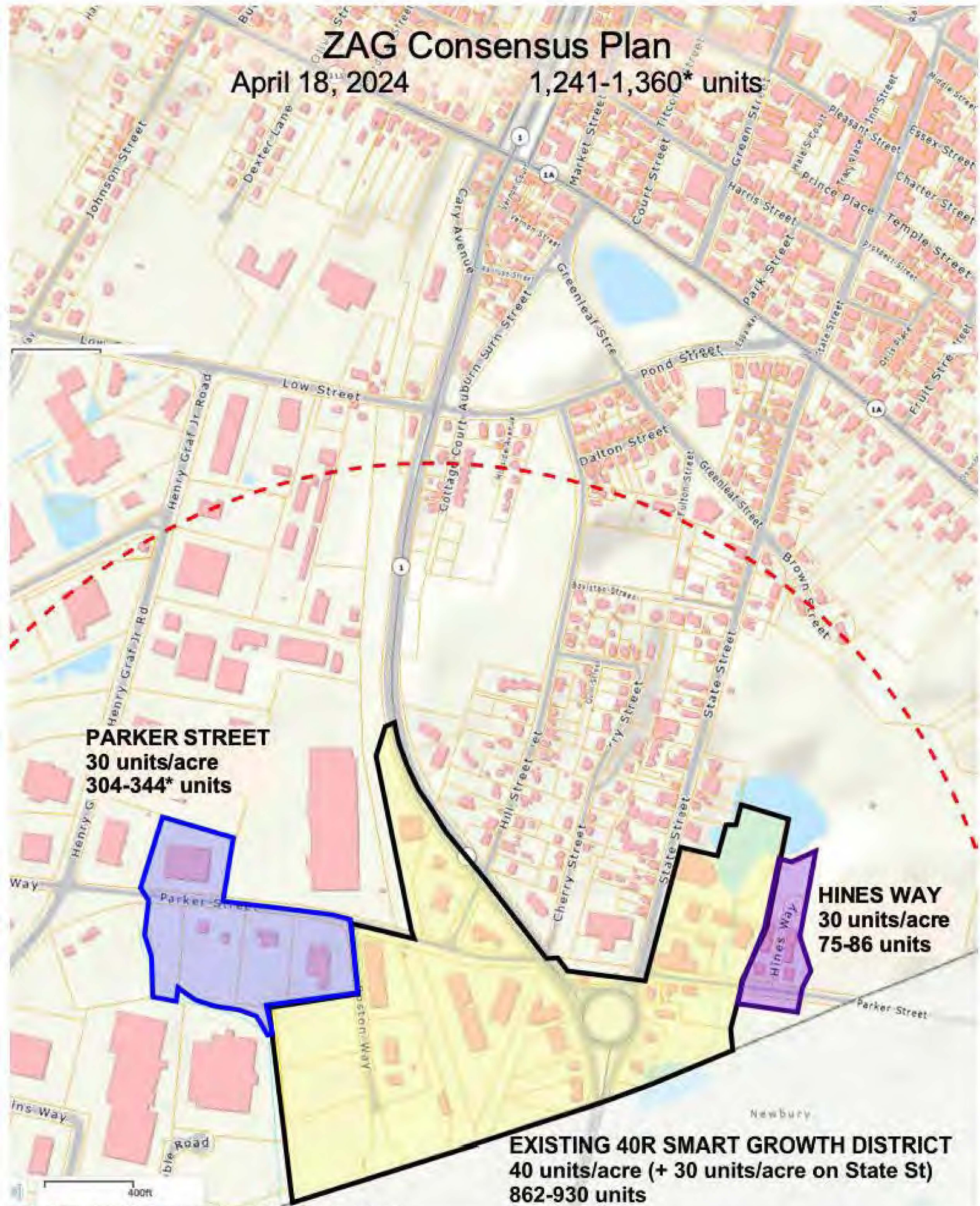
Councillor Edward C. Cameron

Councillor Heather L. Shand

ZAG Consensus Plan

April 18, 2024

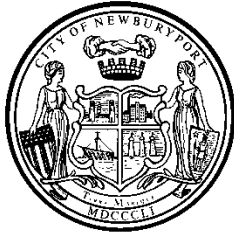
1,241-1,360* units



*Upper unit capacity estimated for Parker Street

ORDINANCES

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

April 29, 2024

AN AMENDMENT TO AN ORDINANCE TO ADD A NEW HANDICAPPED PARKING SPACE PURUSANT TO SECTION 179 OF CHAPTER 13 (TRAFFIC AND MOTOR VEHICLES) OF THE MUNICIPAL CODE

Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-179	Handicapped Zones

Amend Section 13-179 by inserting a new line, as follows, with deletions ~~double stricken through~~, and additions double-underlined:

No person, without a duly authorized handicapped vehicle registration or placard, as described in M.G.L.A. c. 90, § 2 shall park a vehicle in any of the following described parking spaces as designated by signs and symbols:

Pleasant Street:

~~In front of the general store.~~

Pleasant Street, North side, from a point 25' west of Inn Street to a point 45' west of Inn Street.

Councillor James J. McCauley

In City Council April 29, 2024:

Motion to refer to Public Works & Safety by Councillor McCauley, seconded by Councillor Preston. Roll call vote, 11 yes, motion passes.

In City Council May 13, 2024:

Motion to approve on 1st reading by Councillor Granas, seconded by Councillor Preston. Roll call vote, 9 yes, 2 absent (Lane, McCauley), motion passes.



Data Sources: Produced by Merrimack Valley Planning Commission (MVPC) using data provided by the City of Newburyport & MassGIS. MVPC AND THE CITY OF NEWBURYPORT MAKES NO WARRANTIES, EXPRESSED OR IMPLIED, CONCERNING THE ACCURACY, COMPLETENESS, RELIABILITY, OR SUITABILITY OF THESE DATA. THE CITY OF NEWBURYPORT AND MVPC DOES NOT ASSUME ANY LIABILITY ASSOCIATED WITH THE USE OR MISUSE OF THIS INFORMATION.

Municipal Boundary Roads Interstate Major Road Local Road Railroad Parcels

PLEASANT ST INN ST - PROPOSED CROSSWALK
RELOCATE TO SPACE 20' WEST OF EXISTING.



COMMITTEE ITEMS

Committee Items – May 28, 2024

Budget & Finance

In Committee:

- 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



ORDR00567_05_13_2024

**CITY OF NEWBURYPORT
GIFT ACCEPTANCE FORM**

Ordered, that, the City of Newburyport accepts the following gift in accordance with M.G.L. Chapter 44, Section 53A:

Date of Gift:	5/2/2024	
City Department:	DPS – Parks Division	
Staff Contact:	Michael Hennessey, Tree Warden	
<i>Gift Overview</i>		
Gift Type:	In-Kind	
Donor:	Saltbox Financial	
Purpose:	Four (4) red oak trees in front of the Bresnahan School. See attached.	
Gift Amount:	\$1,810.00	
<i>For Office Use Only</i>		
City Council Packet Date:	5/13/2024	
Emergency Measure?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Councillor Sharif I. Zeid**In City Council May 13, 2024:**

Motion to collectively refer ORDR00567 & ORDR00568 to Budget & Finance, and ORDR00569 & ORDR0070 to Budget & Finance and COTW a by Councillor Zeid, seconded by Councillor Preston. So voted, 9 yes, 2 absent, motion passes.



ORDR00568_05_13_2024

**CITY OF NEWBURYPORT
GIFT ACCEPTANCE FORM**

Ordered, that, the City of Newburyport accepts the following gift in accordance with M.G.L. Chapter 44, Section 53A:

Date of Gift:	5/1/2024	
City Department:	City Clerk	
Staff Contact:	Richard B. Jones	
<i>Gift Overview</i>		
Gift Type:	In-Kind	
Donor:	JoDee Doyle	
Purpose:	Art Work for the Clerk's Office	
Gift Amount:	\$5,000.00	
<i>For Office Use Only</i>		
City Council Packet Date:	5/13/2024	
Emergency Measure?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Councillor Sharif I. Zeid**In City Council May 13, 2024:**

Motion to collectively refer ORDR00567 & ORDR00568 to Budget & Finance, and ORDR00569 & ORDR0070 to Budget & Finance and COTW a by Councillor Zeid, seconded by Councillor Preston. So voted, 9 yes, 2 absent, motion passes.



CITY OF NEWBURYPORT FY 2024

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2024 MAY 8 P 3:46

TRANSFER/APPROPRIATION REQUEST

Department: City Clerk

Submitted by: Richard B. Jones, City Clerk

Date Submitted: 5/13/2024

Transfer From:

Account Name:	LT Debt - Principal	Balance:	\$ 85,000.00
Account Number:	0720009-59100	Category:	\$ 163,973.67
Amount:	\$28,500.00	Trans I/O:	\$ -

Why Funds Are Available:

A surplus is anticipated at year-end due to the timing of debt issuance this fiscal year.

Transfer To:

Account Name:	BDR Elections	Balance:	\$ (21,508.39)
Account Number:	01163007-57808	Category:	\$ (20,942.23)
Amount:	\$25,000.00	Trans I/O:	\$ -

Why Funds Are Needed:

Additional funding is needed to cover elections work this fiscal year. A portion of these costs are reimbursable by the state, however funds will not be received until next fiscal year and any deficit must be covered by year-end.

Transfer To:

Account Name:	CLK Dues/Subscriptions	Balance:	\$ 80.10
Account Number:	01161007-57300	Category:	\$ 80.10
Amount:	\$3,000.00	Trans I/O:	\$ -

Why Funds Are Needed:

A deficit is anticipated at year-end due to higher subscription costs for the department.

Transfer To:

Account Name:	CLK Lease Copier	Balance:	\$ 110.00
Account Number:	01161002-52701	Category:	\$ 150.35
Amount:	\$500.00	Trans I/O:	\$ -

Why Funds Are Needed:

The City Clerk's office has a specialized copier lease due to the volume of activity in the office. Additional funds are needed to cover higher costs for FY'24.

Sean R. Reardon, Mayor:

Date:

5/2/2024

Ethan R. Manning, Auditor:

Date:

5/8/2024

City Council Action:

Committee Items – May 28, 2024

Licenses & Permits

In Committee:

- APPL00193_04_08_2024 Ride to End ALZ Saturday, June 1st 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

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)

- NAME OF EVENT: RIDE TO END ALZ NEW ENGLAND
- Date: 6/1/24 Time: from 0800 to 1100
 Rain Date: NA Time: from _____ to _____
2. Location*: SEE ATTACHED DETAIL
 *Please Note: If the location is a public park or the rail trail, please also contact the Parks Department
3. Description of Property: _____ Public ☒ Private _____
4. Name of Organizer: ALZHEIMERS ASSOCIATION City Sponsored Event: Yes _____ No ☒
 Contact Person ROGER MAST
 Address: 172 TRADEMARK DR. BUDA, TX Telephone: 678-357-6921
 E-Mail: ROGER@CADENCESPORTS.COM Cell Phone: 678-357-6921
 Day of Event Contact & Phone: SAME
5. Number of Attendees Expected: 500
6. MA Tax Number: 13-3039601
7. Is the Event Being Advertised? YES Where? SOCIAL MEDIA
8. What Age Group is the Event Targeted to? 18 AND UP
9. Have You Notified Neighborhood Groups or Abutters? Yes ☒ No _____, Who? _____

ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

- A. Vending*: Food _____ Beverages _____ Alcohol _____ Goods _____ Total # of Vendors _____
 *If checked, signature from Health Director required (Page 3)
- B. Entertainment: (Subject to City's Noise Ordinance.) Live Music _____ DJ _____ Radio/CD _____
 Performers _____ Dancing _____ Amplified Sound _____ Stage _____
- C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____
 Other _____ Total # _____
 Name of Carnival Operator: _____
 Address: _____
 Telephone: _____
- D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).
- Will you be conducting the clean-up for this event? Yes ☒ No _____

If yes:

- a) How many trash receptacles will you be providing? /
- b) How many recycling receptacles will you be providing? /
- c) Will you be contracting for disposal of : **Trash** Yes No X **Recycling** Yes No
- i. If yes, size of dumpster(s): **Trash** **Recycling**
- ii. Name of disposal company: **Trash** **Recycling**
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes No
- iv. If no, where will the trash & recycling be disposed ?

If no:

- a) # of trash container(s) to be provided by DPS
- b) # of recycling container(s) to be provided by Recycling Office
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City

of Newburyport. E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)

Standard # ADA accessible

Name of company providing the portable toilets:

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE X

WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

ALZHEIMERS ASSOCIATION MA/NH

2. Name, Address & Daytime Phone Number of Organizer:

ROGER MAST
172 TRADEMARK DR. BUDA, TX 78610
678-357-6921

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up

SEE ABOVE

4. Date of Event: 6/1/2024 Expected Number of Participants: 500

5. Start Time: 0800 Expected End Time: 1100

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route):

ATTACHED

7. Locations of Water Stops (if any): 8 GRAF RD

8. Will Detours for Motor Vehicles Be Required? NO If so, where?

9. Formation Location & Time for Participants: ATTACHED DETAIL

10. Dismissal Location & Time for Participants: " "

11. Additional Parade Information:

- Number of Floats: _____
- Locations of Viewing Stations: _____
- Are Weapons Being Carried: Yes _____ No _____
- Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL _____ 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK [Signature] 60 Pleasant St.

HEALTH DIRECTOR _____ 60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE X

WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

ALZHEIMERS ASSOCIATION MA/NH

2. Name, Address & Daytime Phone Number of Organizer:

ROGER MAST

172 TRADEMARK DR. BUDA, TX 78610

678-357-6921

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up

SEE ABOVE

4. Date of Event: 6/1/2024 Expected Number of Participants: 500

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6. Road Race, Parade or Walkathon Route: (List street names & attach map of route):

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7. Locations of Water Stops (if any): 8 GRAF RD

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9. Formation Location & Time for Participants: ATTACHED DETAIL

10. Dismissal Location & Time for Participants: " "

11. Additional Parade Information:

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No _____

• Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL _____ 4 Green St. FIRE CHIEF [Signature] 3/21/24 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

HEALTH DIRECTOR _____ 60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE _____

ROAD RACE X

WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:

ALZHEIMERS ASSOCIATION MA/NH

2. Name, Address & Daytime Phone Number of Organizer:

ROGER MAST
172 TRADEMARK DR. BUDA, TX 78610
678-357-6921

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up

SEE ABOVE

4. Date of Event: 6/1/2024 Expected Number of Participants: 500

5. Start Time: 0800 Expected End Time: 1100

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route):

ATTACHED

7. Locations of Water Stops (if any): 8 GRAF RD

8. Will Detours for Motor Vehicles Be Required? NO If so, where?

9. Formation Location & Time for Participants: ATTACHED DETAIL

10. Dismissal Location & Time for Participants: " "

11. Additional Parade Information:

- Number of Floats: _____
- Locations of Viewing Stations: _____
- Are Weapons Being Carried: Yes _____ No _____
- Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

CITY MARSHAL RLR 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

HEALTH DIRECTOR _____ 60 Pleasant St. (only needed when Food & Beverage Vendors are included in the event)

Updated April 1, 2022

DEPARTMENT APPROVAL (for Committee Member use only):

It will be necessary for you to obtain permits or certificates from the following Departments: Please note that costs for some City support services during an event are an estimate only. Some Departments may forward an invoice for services rendered at the completion of the event, and others may require advance payment.

Approval Required	Date: _____	Signature _____
_____	1. Special Events:	_____
_____	2. Police:	_____
	Is Police Detail Required:	# of Details Assigned: _____
_____	3. Traffic, Parking & Transportation:	_____
_____	4. ISD/Health:	_____
_____	5. Recycling:	_____
_____	6. ISD/Building:	_____
_____	7. Electrical:	_____
_____	8. Fire:	_____
	Is Fire Detail Required:	# of Details Assigned: _____
_____	9. Public Works: Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply	
	Yes: \$ _____ due on _____	No Fee for Special Events applies
	Other requirements/instructions per DPS _____	
_____	10. Parks Department:	_____
_____	11. License Commission	_____

The departments listed above have their own application process.
Applicants are responsible for applying for and obtaining all required
permits & certificates from the various individual departments

Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

(a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."

(b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.

(c) *Definitions.*

(1) *Road race.* A competitive or non-competitive running event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(2) *Walkathon.* A competitive or non-competitive walk event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(3) *Bicycle race.* A competitive or non-competitive bicycling event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.

(4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.

(5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.

(d) *Limitations.*

(1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date. Prior to application with the city council, the event shall file and receive approval from all applicable city departments, boards, and commissions. Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application.

The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. Upon following the procedures of the council, as deemed appropriated in the sole judgment of the council, the application will be considered approved if the council votes favorably by majority. The application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

(2) *Exemptions.* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.

(3) *Course map.* All applications shall be accompanied by a legible, precise course map showing the event route, water stops, refreshment stops, and so-called "port-a-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by police, fire, department of public services, parks commission and harbor masters departments prior to submission to the city clerk.

(4) *Electronic amplifier.* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 a.m., except for Sundays when electronic amplifiers, loud speakers or bullhorns will not be used for public address announcements or music before 9:00 a.m.

(5) *Road closure.* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents fourteen (14) days in advance that neighborhood roads will be closed if no alternate route is available to those residents. Notification shall be made by race organizers by informational packet drop-off at all residences that may be impacted, including, but not limited to, road closures, restricted driveway access, parking restrictions, or noise. In the case of multi-family residences with so-called security doors, notification will be sufficient at said security door. A copy of the notification shall be provided to the city clerk and, when possible, posted on the city website and distributed via email. Further,

a list of all streets notified shall be provided to the city clerk to be date stamped and appended to the application record. Press releases and other media type notifications are encouraged.

(6) *Insurance.* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an additional insured. The policy shall be no less than two million dollars (\$2,000,000.00).

(7) *Event termination.* If in the judgment of the city marshal, fire chief or department of public services (DPS) director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.

(8) *Event and traffic security.* The city marshal, fire chief, DPS director or in the case of a triathlon, the harbormaster can require special duty personnel to assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.

(9) *Clean-up.* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

(10) *Parking.* The event organizers shall be responsible for including parking instructions in materials disseminated to event participants. If the event is happening within one-half mile of municipal parking, then participants shall be asked to park at such parking facilities.

(11) *Notification of previous event organizers.* To the extent reasonably possible, the city clerk shall notify all event organizers from events held from 2014—2016, inclusive, by a one-time phone, email, or letter of the new application timeline and other requirements.

(12) *Simplification.* Departments are encouraged to unify their respective applications into a singular application, managed and distributed by the city clerk's office.

(13) *Americans with Disabilities Act.* Event organizers are reminded of the importance of and expectation of adherence to the Americans with Disabilities Act of 1990 (42 U.S.C § 12101) and subsequent applicable amendments.

(e) *Enforcement.*

(1) *Regulations.* Consistent with this section, the city shall promulgate regulations to enforce and otherwise implement the provisions of this section upon passage by the city council. Any event previously approved by city council shall be deemed permitted.

(2) *Warning.* In the circumstance that this section is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the city clerk and city council and may be used as a factor in future application approvals and denials.

(3) *Noncriminal disposition.* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in section 1-17 of chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in subsection (e)(4) below.

(4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$250.00) for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the city clerk and city council and shall be used as a factor in future application approvals and denials.

(5) *Failure to notify.* If the event fails to notify residents and provide documentation to the city clerk, pursuant to subsection (d)(5) above, shall render that organization ineligible to receive an event permit for a period of twelve (12) months unless special leave is granted by two-thirds supervote of the city council.

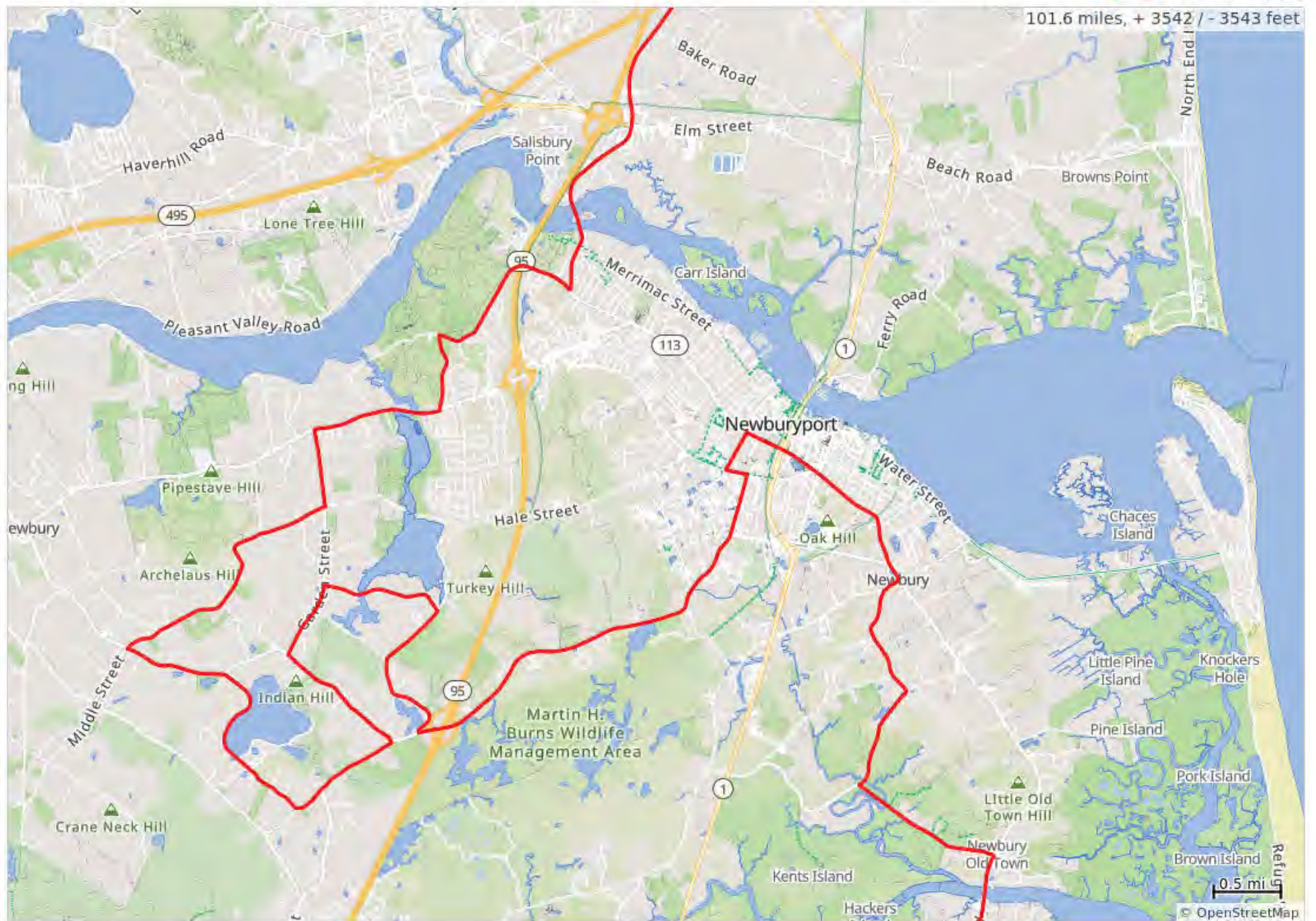
I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.

Signed: _____

Date: _____

2/26/24

Ride To End ALZ New England - "the Century" 100M -Web



Client	ALZ New England-24																	
Ride	100 Mile																	
Mileage	100.9																	
Start	7:00:00 AM																	
ETA	ETA	ETA	ETA	ETA	ETA	INCR	FM	ACTION	LOCATION	FROM	LEA							
8 MPH	10 MPH	11.5MPH	15 MPH	20 MPH	23 MPH						City	County	Agency	Qty	Time	Hours	Rate/Hr.	Total
7:00:00	7:00:00	7:00:00	7:00:00	7:00:00	7:00:00	0.00	0.00		Hampton Beach State Park	START			NH Parks & Rec					
10:47:15	10:01:48	9:38:05	9:01:12	8:30:54	8:19:03	1.20	30.3	L	South St	Turkey Hill Rd	West Newbury			1	0730-1100	3.5		
10:49:30	10:03:36	9:39:39	9:02:24	8:31:48	8:19:50	0.30	30.6	CS	becomes Scotland Rd	I-95 overpass	West Newbury							
11:04:30	10:15:36	9:50:05	9:10:24	8:37:48	8:25:03	2.00	32.6	CS	becomes Parker St	Highfield Rd	Newbury							
11:09:00	10:19:12	9:53:13	9:12:48	8:39:36	8:26:37	0.60	33.2	CS	becomes Graf Rd	Parker St / Mulliken Way	Newburyport							
11:12:00	10:21:36	9:55:18	9:14:24	8:40:48	8:27:39	0.40	33.6	RS	RS 2: Newburyport Professional Center	Graf Rd	Newburyport							
11:12:45	10:22:12	9:55:50	9:14:48	8:41:06	8:27:55	0.10	33.7	L	Low St	Graf Rd	Newburyport			1	0800-1130	3.5		
11:14:15	10:23:24	9:56:52	9:15:36	8:41:42	8:28:26	0.20	33.9	R	Johnson St	Low St	Newburyport							
11:16:30	10:25:12	9:58:26	9:16:48	8:42:36	8:29:13	0.30	34.2	R	High St	Johnson St	Newburyport							
11:18:45	10:27:00	10:00:00	9:18:00	8:43:30	8:30:00	0.30	34.5	CS	High St	Newburyport Turnpike overpass	Newburyport							
11:27:45	10:34:12	10:06:16	9:22:48	8:47:06	8:33:08	1.20	35.7	CS	High St	Parker St	Newburyport							
11:28:30	10:34:48	10:06:47	9:23:12	8:47:24	8:33:23	0.10	35.8	R	Hanover St	State St/ Pond St	Newbury							
11:30:00	10:36:00	10:07:50	9:24:00	8:48:00	8:33:55	0.20	36	VL	Green St	Hanover St	Newbury							
11:36:00	10:40:48	10:12:00	9:27:12	8:50:24	8:36:00	0.80	36.8	R	Hay St	Green St	Newbury							



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

3/19/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION** IS **WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Inszone Insurance Services 1101 Perimeter Drive, Suite 500 Schaumburg IL 60173	CONTACT NAME: Sandy Crespin PHONE (A/C, No, Ext): 847-719-7877 E-MAIL: screspin@inszoneins.com FAX (A/C, No): 847-398-7077
INSURED Alzheimer's Disease & Related Disorders Association, Inc. 225 N. Michigan Ave Ste 1700 Chicago IL 60601	INSURER(S) AFFORDING COVERAGE INSURER A: Philadelphia Indemnity Insurance Company INSURER B: Hartford Insurance Group INSURER C: INSURER D: INSURER E: INSURER F:
ALZHE-2	NAIC # 18058 29424

COVERAGES**CERTIFICATE NUMBER:** 1405128146**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Sex Abuse/Molest <input checked="" type="checkbox"/> Soc Serv Prof GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		PHPK2664736	3/11/2024	3/11/2025	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 20,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 3,000,000 PRODUCTS - COMP/OP AGG \$ 3,000,000 \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY		PHPK2664736	3/11/2024	3/11/2025	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ UM/UIM \$ 1,000,000
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000		PHUB903794	3/11/2024	3/11/2025	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N <input type="checkbox"/> A	83WEBU6934	3/11/2024	3/11/2025	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	D&O, EPLI PROFESSIONAL LIABILITY		PHSD1863000 PHPK2664736	3/11/2024 3/11/2024	3/11/2025 3/11/2025	D&O \$50/EPLI \$50K RET OCC 1,000,000/AGGR 10,000,000 3,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Massachusetts/New Hampshire Chapter

RE: Ride to End Alzheimer's Event held May 31-June 1, 2024

City of Newburyport is Additional Insured for operations conducted by the insured. Subject to policy terms and conditions.

**Bounce Houses and other rebounding devices are excluded from any liability coverage on this policy.

CERTIFICATE HOLDER**CANCELLATION**City of Newburyport
60 Pleasant Street
Newburyport MA 01950

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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Memorandum

To: President and Members of the City Council
From: Richard B. Jones, Clerk
Date: April 26, 2024
Re: Modification to Parklet

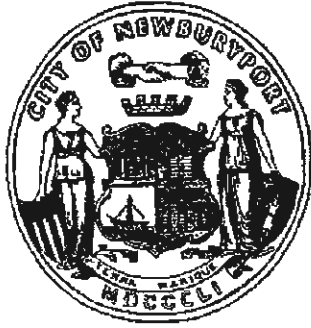
Dear President and Members of the Council,

I have a request to modify the beginning point of the parklet in front of Leallo located at 15 State Street by reducing the parklet in the amount of 9 – 12 feet. This area currently allows tables associated with Brine Restaurant located at 17 State Street.

This adjustment is the request of Chris Skiba of New England Development who is the landlord for both Brine Restaurant at 17 State Street and Leallo at 15 State Street.

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2024 APR 24 A 11:20



CITY OF NEWBURYPORT
60 PLEASANT STREET
NEWBURYPORT, MA 01950

BLOCK PARTY APPLICATION

Please fill out the application below and obtain the approving signatures for the street closure.
Mail or drop off the completed signed application at: City Clerk's Office, City Hall, 60 Pleasant St., Newburyport, MA 01950 at least 8 business days prior to a City Council meeting. The requested Block Party needs approval by the City Council. For any questions, please contact The City Clerk's Office at (978)465-4407.

Block Party

DATE OF REQUEST: August 1, 2024 Susan Crawford
 4/19/2024 Marie Roy

*** CONTACT INFORMATION**

FIRST AND LAST NAME: Ghlee Woodworth

MAILING ADDRESS: 52 Temple St

PHONE NUMBER: 978 465-2010

E-MAIL ADDRESS: pcbahati@yahoo.com

BLOCK PARTY INFORMATION

BLOCK PARTY DATE: August 1, 2024

DESIRED STREET CLOSING LOCATION: Temple St - Federal to Fair St. one way
 Please indicate cross streets when requesting the closing of street sections

STREET TO BE BARRICADED: Temple St - Between Federal + Fair Streets

DESIRED STREET CLOSING TIME: 6 pm to 10 pm
 Block Parties should run no later than 10:00 p.m.

August 1 Bed Race start time

We provide saw horse + signs. Very successful and Fun! Children are safe! About 9 years.

REGULATIONS

By signing, I agree that I am a legal adult 18 years of age or older and understand this permit does not release me of any liability for damages that may result from the conducting of this Block Party. Further, I agree to comply with all requirements listed below:

I understand that applications for block party permits may take up to four weeks to process.

Block parties will be conducted only on low-volume residential streets, dead-end streets, or cul-de-sacs, No thoroughfares or collector streets may be used.

It is hereby agreed that, by signing and presenting this application, signer(s) represents to the City of Newburyport that the following statements are true and correct, and agrees to and will abide by the following:

1. All residents living on the street or block for which the party is planned request the Block party, or have been contacted and do not object to the Block Party.
2. To be responsible for placement, maintenance and removal of barricades.
3. A block party permit does not allow the sale of alcohol or the consumption of alcohol on public property (in city streets, sidewalks, parks, etc.) alcohol is allowed only on private property. All state and city alcohol laws still apply during Block Parties.
4. Amplified music shall be permitted with permission of the City Council.
5. To leave **AT LEAST a TWELVE (12) FOOT AISLE** in the street to permit passage of emergency vehicles or vehicles of residents. Failure to maintain a ten foot aisle during the entire period of the party will necessitate denial of requests for subsequent block parties. **Public safety personnel will monitor the party for strict adherence to this rule.**
6. To maintain adult supervision at all times during the party.
7. Applicant(s) shall be responsible for the pick-up of trash and garbage within 2 hours of the end the party.
8. Streets may not be barricaded later than 10:00 P.M.
9. No residents of the area designated shall be prohibited from attending the party.
10. No such activity may be conducted within 500 feet of any school, church, hospital, nursing home or similar operation unless endorsed by the management of such institution e
11. Only approved readily removable Barricades will be permitted such as, orange cones and sawhorses with a sign. No vehicles will permitted to be used as a Barricade.
12. Block parties are permitted 10AM-10PM

Applicant Signature

Date

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHALL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

City use only:

Approved

-Denied

Date



CITY OF NEWBURYPORT

FIRE DEPARTMENT

**0 Greenleaf Street, Newburyport, MA 01950
(978) 465-4427 FAX (978) 463-9177**

**Stephen H. Bradbury
Fire Chief**

**Barry Salt
Acting Deputy Chief**

May 5, 2024

**Mr. Richard Jones, City Clerk
City of Newburyport**

**Barry Salt, Acting Deputy Fire Chief
Newburyport Fire Department**

Muscular Dystrophy Support Letter

Mr. Jones,

This letter is to acknowledge that the Newburyport Fire Department Supports the Firefighters of Local 827 Annual "Fill the Boot drive" in Market Square during Thursday, Friday and Saturday of Yankee homecoming and therefore request permission from the City Council.

This is a long-standing tradition of fund raising for such a worthy cause. We look to continue this tradition on August 1, 2 and 3 from 10 am-4 pm.

As always, we thank you for your support of this continued event.

Barry Salt, Provisional Deputy Fire Chief

Committee Items – May 28, 2024

Public Works & Safety

In Committee:

- 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.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

April 29, 2024

AN ORDER TO AUTHORIZE THE AGREEMENT BY AND BETWEEN THE CITY AND NEWBURYPORT MANAGER, LLC WITH RESPECT TO A PARKING LOT

Be it ordained by the City Council of the City of Newburyport as follows:

THAT the City Council of the City of Newburyport hereby approves the terms and conditions contained in the attachment "A" with respect to the parking lot located at 9 Titcomb Street, Newburyport. The term of this License shall be for the period commencing April 1, 2024 and expiring on March 31, 2027, subject to Section 11 hereof.

Councillor James J. McCauley

In City Council April 29, 2024:

Motion to collectively refer ORDR00563 and ORDR00564 to Public Works & Safety and COTW by Councillor McCauley, seconded by Councillor Preston. So voted.

“A”

LICENSE AGREEMENT

This LICENSE AGREEMENT (this "License") is executed this ____ day of _____, 2024 (the "Execution Date") by and between Newburyport Manager LLC, a Massachusetts limited liability company, as Trustee of 1-11 Titcomb Street Nominee Trust, u/d/t dated January 28, 2005 ("Licensor"), and the City of Newburyport, acting by and through its Mayor (the "City" or "Licensee").

Whereas, Licensor owns a parking lot located at 9 Titcomb Street in Newburyport, Massachusetts (the "Premises");

Whereas, the City, for itself and its affiliates, successors, assigns, and designees, desires to enter upon and use the Premises for parking in common with all others entitled thereto; and

Whereas, the Licensor is willing to permit such use subject to the conditions set forth herein;

Now, therefore, in consideration of the mutual promises and covenants contained herein, the Licensor hereby grants to City the non-exclusive right to enter and use the Premises and to access the Premises subject to the following terms and conditions:

1. REFERENCE DATA

Mailing Address of Licensor:

Newburyport Manager LLC
c/o NED Management Co., Inc.
75 Park Plaza
Boston, MA 02116

Mailing Address of City:

Office of the Mayor
Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950

Permitted Use:

The Premises may be used, except as set forth below, solely for off-street parking of ordinary passenger vehicles by holders of City parking permits. The Licensor reserves the right to require the City to immediately and permanently remove from the Premises any vehicle which, in the sole opinion of the Licensor, is undesirable or poses a threat of injury or damage to the Premises. As an ancillary use the City may temporarily store snow from the Parking Garage during inclement weather. The City has the sole burden of removal of said

snow. Furthermore, the City may, at its own expense, place a parking kiosk on the Premises. Licensee may not use the Premises for off-street parking by the general public.

Termination of Existing License and Term of License:

Reference is made to that certain License Agreement by and between Licensor and the City dated as of August 1, 2019 (the "Existing License") under which the City is currently occupying the Premises. The Existing License terminates effective as of 12:00 midnight on March 31, 2024 with the same force and effect as if such date were the expiration date of the term of the Existing License. Further, effective upon such termination date, each party remises, releases and forever discharges the other of and from any and all claims, liabilities and obligations arising under or in connection with the Existing License, except for any indemnification of the other as provided in the Existing License for claims of third parties for events occurring on or prior to such termination date.

The term of this License shall be for the period commencing April 1, 2024 and expiring on March 31, 2027, subject to Section 11 hereof.

2. CONDITION OF PREMISES

City acknowledges and agrees that it accepts the Premises in "as is" condition for the purpose of this License, and that Licensor has made no representation or warranty regarding the fitness of the Premises for the Permitted Use.

3. COVENANTS AND LICENSE FEE

The City covenants with the Licensor that the City, during the term of this License and for such further time as the City, or any other person or persons claiming through or under the City, shall hold the Premises or any part thereof, (a) shall maintain the Premises in a clean and orderly condition during the term of this License, including, without limitation, being responsible for the removal of snow and ice therefrom; (b) shall not permit any use of the Premises which shall create a fire hazard or be unlawful or which is improper, offensive or which constitutes a nuisance or which is contrary to any law, rule, regulation or requirement of any governmental authority; (c) shall not violate any applicable federal, state or local statutes, laws, regulations or other requirements affecting the Premises; and (d) shall obtain all federal, state and local permits, licenses and approvals, in its name, which are required for City's use of the Premises.

4. ALTERATIONS

The City shall not make any alterations or improvements upon the Premises except to undertake the Permitted Use under this License, and except to restore the Premises as closely as practical to their condition prior to the exercise of the City's rights, immediately after they are disturbed by said Permitted Use.

5. CONDUCT OF THE CITY

a. Non-interference with Licensor's Operations

The City shall at all times conduct itself so as not to interfere in any way with the Licensor's use of the Premises.

b. Compliance with Laws

The City shall at all times perform the Permitted Use in accordance with all applicable laws, statutes, ordinances, regulations, permits, licenses, orders and requirements of governmental authorities and with all requirements of its insurance policies.

c. Repair of Damage

The City shall, at its own expense, keep the Premises in good repair and order and tenantable condition during the term of this License, normal wear and tear excepted. The City agrees that the Licensor shall not be under any obligation to do anything to render the Premises serviceable for parking purposes.

d. Security

The Licensor is not responsible for the security of the Premises, or the use made by City thereof, which shall be the sole responsibility of City, during the times that City is using or occupying the Premises under this License.

e. Costs of Operations

The City shall be solely responsible for any and all costs, expenses, damages and liabilities associated with the exercise of its rights under this License.

f. Operations Limited to Permitted Use

The City shall not conduct any operations upon the Premises except for the Permitted Use under Section 1 of this License and except for any requirement set forth in this License.

6. CONSIDERATION

The City agrees to pay a lease fee to Licensor of Four Thousand, Six Hundred (\$4,600.00) Dollars per year. The City agrees to pay such fee in quarterly payments of \$1,150.00 in advance beginning on or about the Execution Date first written above.

7. RISK OF LOSS

The City agrees that it shall use and occupy the Premises at its own risk, and the Licensor shall not be liable to the City for any injury or death to persons entering the Premises pursuant to the License, or loss or damage to vehicles, equipment, structures or other personal property of any nature whatsoever of the City, or of anyone claiming by or through any of them, that are brought upon the Premises pursuant to the License, except if such injury, death, loss or damages is caused by the willful act or gross negligence of Licensor, or its employees, agents, contractors or invitees.

8. INDEMNIFICATION

To the extent allowable by law, the City agrees to indemnify, defend and hold harmless the Licensor against any claim by any person for any injury or death to persons or loss or damage to or diminution in value of any property occurring upon the Premises or the Property or relating in any way to the City's exercise of its rights under this license; provided, however, the foregoing shall not be deemed to waive any liability the City might enjoy under Massachusetts and/or local law nor shall it apply to any claim for which the City is immune as a government entity.

9. INSURANCE

The City shall maintain, at its sole cost and expense, commercial general liability insurance, including coverage for bodily injury, wrongful death and property damage, with a limit of at least \$1,000,000 per occurrence, which can be a combination of primary and excess. The City shall also maintain Workers' Compensation/Disability/Employers' Liability Insurance covering claims under workers' compensation, disability benefits and other similar statutory employee benefit acts which are applicable to this License.

The City shall provide the Licensor with a certificate of insurance showing compliance with the forgoing provisions, in each case indicating the Licensor, Licensor's representative, any lender and any other party requested by Licensor as additional insureds on the commercial general liability and umbrella/excess policies and shall be primary and non-contributory to any insurance Licensor and any other additional insured carries.

The current additional insured are as follows:

Newburyport Manager LLC
Newburyport Development LLC
NED Management Limited Partnership
Newburyport Operating Holding LLC
Newburyport Development Holding LLC
New England Development LLC

NED Realty Advisors Inc.
NED Newburyport LLC
NED Manager LLC
1-11 Titcomb Street Nominee Trust

Failure to obtain and keep in force said insurance, and failure to provide the Licensor with proof of same, shall automatically terminate this License and any rights granted herein.

10. RIGHTS OF LICENSOR TO ENTER

Licensor reserves the right and the City shall permit the Licensor and its employees, contractors, agents and invitees to enter upon and use the Premises with reasonable notice to the City.

11. TERMINATION

This License is terminable at any time by either party, provided that written notice thereof is given to the other party by certified U.S. Mail or delivered by a private express carrier such as FedEx, return receipt requested, not less than ten (10) business days prior to termination. This License shall expire on the date specified in such notice.

12. NO ESTATE CREATED

This License shall not be construed as creating or vesting in the City any estate in the Premises or any interest in real property, nor shall this License be construed as containing a promise that the License shall have a term greater than is specified herein, that it shall not be terminated as allowed herein, or that it shall be replaced at any time by a permanent easement or other interest in land allowing City to continue its use.

13. COMPLIANCE WITH MGL CHAPTER 21E

The City covenants and agrees with the Licensor that neither the City nor any person utilizing or claiming rights under this License, nor the employees, agents, contractors, licensees, invitees or visitors of the City or any such person shall bring onto, store, generate, or permit to be stored or generated on the Premises any oil, hazardous material, hazardous waste or hazardous substance, as those terms are defined by any applicable federal, state or municipal law, rule, regulation, code or ordinance, including without limitation, the Massachusetts Oil and Hazardous Material Release Prevention and Response Act, M.G.L. c. 21E, the Massachusetts Hazardous Waste Management Act, M.G.L. c. 21C, the Comprehensive Environmental Response, Compensation and Liability Act, as amended, 42 U.S.C. Sections 9601 et seq., and the Resource Conservation and Recovery Act, as amended, 42 U.S.C. Sections 6901 et seq. (hereinafter “Hazardous Materials”), except for any normal and ordinary operating fluids that are self-contained and not leaking and necessary for the operation of ordinary passenger vehicles. The City shall, to the extent permitted by law, indemnify and hold the Licensor harmless from and against any claim, liability, loss, damage or expense (including attorneys’ fees and expenses and court costs, assessments and remedial or response actions) arising out of (a) any of the covenants or agreements of this paragraph, or breach thereof, or (b) the past, present or future use of the

Premises involving Hazardous Materials by City or any person utilizing or claiming rights to use the Premises under the City, or the employees, agents, contractors, licensees, invitees or visitors of the City or any such person. The provisions of this section shall survive any expiration or earlier termination of this License.

14. MISCELLANEOUS

- a. This License may not be modified except in writing, duly executed by both parties.
- b. This License contains the entire agreement of the parties and there are no other agreements or understandings between the parties regarding the subject matter of the License.
- c. The City is not authorized to bind or involve the Licensors in any contract or to incur any liability for or on the part of the Licensors; likewise, the Licensors, its employees, agents, contractors or invitees, is not authorized to bind or involve the City in any contract or to incur any liability for or on the part of the City.
- d. If any portion of this License is declared to be illegal, unenforceable or void, then all parties to this License shall be relieved of all obligations under that portion; provided, however, that the remainder of this License shall be enforced to the fullest extent permitted by law.
- e. The captions in this License are inserted for convenience of reference only and in no way define, describe or limit the scope or intent of this License or any of the provisions thereof.
- f. This License shall be governed by and construed in accordance with the laws of the Commonwealth of Massachusetts, and any and all legal actions brought in connection with this License shall be brought in courts within the Commonwealth of Massachusetts.
- g. This License is to take effect as a sealed instrument.

[signature page follows]

IN WITNESS WHEREOF, the parties hereto have caused this License Agreement to be executed on this _____ day of _____, 2024.

LICENSOR: NEWBURYPORT MANAGER LLC,
as Trustee of 1-11 Titcomb Street Nominee Trust

By: _____
Name:
Its: Manager

CITY: CITY OF NEWBURYPORT

By its MAYOR

Sean Reardon

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

April 29, 2024

AN ORDER TO AUTHORIZE THE AGREEMENT BY AND BETWEEN THE CITY AND NEWBURYPORT MANAGER, LLC WITH RESPECT TO A PARKING LOT

Be it ordained by the City Council of the City of Newburyport as follows:

THAT the City Council of the City of Newburyport hereby approves the terms and conditions contained in the attachment "A" with respect to the parking lot located at 90 Pleasant Street, Newburyport. The term of this License shall be for the period commencing April 1, 2024 and expiring on March 31, 2027, subject to Section 11 hereof.

Councillor James J. McCauley

In City Council April 29, 2024:

Motion to collectively refer ORDR00564 and ORDR00565 to Public Works & Safety and COTW by Councillor McCauley, seconded by Councillor Preston. So voted.

“A”

LICENSE AGREEMENT

This LICENSE AGREEMENT (this "License") is executed this ____ day of _____, 2024 (the "Execution Date") by and between Newburyport Manager LLC, a Massachusetts limited liability company, as Trustee of 90 Pleasant Street Nominee Trust, u/d/t dated January 28, 2005 ("Licensor"), and the City of Newburyport, acting by and through its Mayor (the "City" or "Licensee").

Whereas, Licensor owns a parking lot located at 90 Pleasant Street behind the parking garage in Newburyport, Massachusetts (the "Premises");

Whereas, the City, for itself and its affiliates, successors, assigns, and designees, desires to enter upon and use the Premises for parking in common with all others entitled thereto; and

Whereas, the Licensor is willing to permit such use subject to the conditions set forth herein;

Now, therefore, in consideration of the mutual promises and covenants contained herein, the Licensor hereby grants to City the non-exclusive right to enter and use the Premises and to access the Premises subject to the following terms and conditions:

1. REFERENCE DATA

Mailing Address of Licensor:

Newburyport Manager LLC
c/o NED Management Co., Inc.
75 Park Plaza
Boston, MA 02116

Mailing Address of City:

Office of the Mayor
Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950

Permitted Use:

The Premises may be used, except as set forth below, solely for off-street parking of ordinary passenger vehicles by holders of City parking permits. The Licensor reserves the right to require the City to immediately and permanently remove from the Premises any vehicle which, in the sole opinion of the Licensor, is undesirable or poses a threat of injury or damage to the Premises. As an ancillary use the City may temporarily store snow from the Parking Garage during inclement weather. The City has the sole burden of removal of said

snow. Furthermore, the City may, at its own expense, place a parking kiosk on the Premises. Licensee may not use the Premises for off-street parking by the general public.

Term of License:

The term of this License shall be for the period commencing April 1, 2024 and expiring on March 31, 2027, subject to Section 11 hereof.

2. CONDITION OF PREMISES

City acknowledges and agrees that it accepts the Premises in “as is” condition for the purpose of this License, and that Licensor has made no representation or warranty regarding the fitness of the Premises for the Permitted Use.

3. COVENANTS AND LICENSE FEE

The City covenants with the Licensor that the City, during the term of this License and for such further time as the City, or any other person or persons claiming through or under the City, shall hold the Premises or any part thereof, (a) shall maintain the Premises in a clean and orderly condition during the term of this License, including, without limitation, being responsible for the removal of snow and ice therefrom; (b) shall not permit any use of the Premises which shall create a fire hazard or be unlawful or which is improper, offensive or which constitutes a nuisance or which is contrary to any law, rule, regulation or requirement of any governmental authority; (c) shall not violate any applicable federal, state or local statutes, laws, regulations or other requirements affecting the Premises; and (d) shall obtain all federal, state and local permits, licenses and approvals, in its name, which are required for City's use of the Premises.

4. ALTERATIONS

The City shall not make any alterations or improvements upon the Premises except to undertake the Permitted Use under this License, and except to restore the Premises as closely as practical to their condition prior to the exercise of the City's rights, immediately after they are disturbed by said Permitted Use.

5. CONDUCT OF THE CITY

a. Non-interference with Licensor's Operations

The City shall at all times conduct itself so as not to interfere in any way with the Licensor's use of the Premises.

b. Compliance with Laws

The City shall at all times perform the Permitted Use in accordance with all applicable laws, statutes, ordinances, regulations, permits, licenses, orders and requirements of governmental authorities and with all requirements of its insurance policies.

c. Repair of Damage

The City shall, at its own expense, keep the Premises in good repair and order and tenantable condition during the term of this License, normal wear and tear excepted. The City agrees that the Licensors shall not be under any obligation to do anything to render the Premises serviceable for parking purposes.

d. Security

The Licensors are not responsible for the security of the Premises, or the use made by City thereof, which shall be the sole responsibility of City, during the times that City is using or occupying the Premises under this License.

e. Costs of Operations

The City shall be solely responsible for any and all costs, expenses, damages and liabilities associated with the exercise of its rights under this License.

f. Operations Limited to Permitted Use

The City shall not conduct any operations upon the Premises except for the Permitted Use under Section 1 of this License and except for any requirement set forth in this License.

6. CONSIDERATION

The City agrees to pay a lease fee to Licensors of Four Thousand, Five Hundred (\$4,500.00) Dollars per year. The City agrees to pay such fee in quarterly payments of \$1,125.00 in advance beginning on or about the Execution Date first written above.

7. RISK OF LOSS

The City agrees that it shall use and occupy the Premises at its own risk, and the Licensors shall not be liable to the City for any injury or death to persons entering the Premises pursuant to the License, or loss or damage to vehicles, equipment, structures or other personal property of any nature whatsoever of the City, or of anyone claiming by or through any of them, that are brought upon the Premises pursuant to the License, except if such injury, death, loss or damages is caused by the willful act or gross negligence of Licensors, or its employees, agents, contractors or invitees.

8. INDEMNIFICATION

To the extent allowable by law, the City agrees to indemnify, defend and hold harmless the Licensors against any claim by any person for any injury or death to persons or loss or damage to or diminution in value of any property occurring upon the Premises or the Property or relating in any way to the City's exercise of its rights under this license; provided, however, the foregoing shall not be deemed to waive any liability the City might enjoy under Massachusetts

and/or local law nor shall it apply to any claim for which the City is immune as a government entity.

9. INSURANCE

The City shall maintain, at its sole cost and expense, commercial general liability insurance, including coverage for bodily injury, wrongful death and property damage, with a limit of at least \$1,000,000 per occurrence, which can be a combination of primary and excess. The City shall also maintain Workers' Compensation/Disability/Employers' Liability Insurance covering claims under workers' compensation, disability benefits and other similar statutory employee benefit acts which are applicable to this License.

The City shall provide the Licensor with a certificate of insurance showing compliance with the forgoing provisions, in each case indicating the Licensor, Licensor's representative, any lender and any other party requested by Licensor as additional insureds on the commercial general liability and umbrella/excess policies and shall be primary and non-contributory to any insurance Licensor and any other additional insured carries.

The current additional insured are as follows:

Newburyport Manager LLC
Newburyport Development LLC
NED Management Limited Partnership
Newburyport Operating Holding LLC
Newburyport Development Holding LLC
New England Development LLC
NED Realty Advisors Inc.
NED Newburyport LLC
NED Manager LLC
90 Pleasant Street Nominee Trust

Failure to obtain and keep in force said insurance, and failure to provide the Licensor with proof of same, shall automatically terminate this License and any rights granted herein.

10. RIGHTS OF LICENSOR TO ENTER

Licensor reserves the right and the City shall permit the Licensor and its employees, contractors, agents and invitees to enter upon and use the Premises with reasonable notice to the City.

11. TERMINATION

This License is terminable at any time by either party, provided that written notice thereof is given to the other party by certified U.S. Mail or delivered by a private express carrier such as FedEx, return receipt requested, not less than ten (10) business days prior to termination. This License shall expire on the date specified in such notice.

12. NO ESTATE CREATED

This License shall not be construed as creating or vesting in the City any estate in the Premises or any interest in real property, nor shall this License be construed as containing a promise that the License shall have a term greater than is specified herein, that it shall not be terminated as allowed herein, or that it shall be replaced at any time by a permanent easement or other interest in land allowing City to continue its use.

13. COMPLIANCE WITH MGL CHAPTER 21E

The City covenants and agrees with the Licensors that neither the City nor any person utilizing or claiming rights under this License, nor the employees, agents, contractors, licensees, invitees or visitors of the City or any such person shall bring onto, store, generate, or permit to be stored or generated on the Premises any oil, hazardous material, hazardous waste or hazardous substance, as those terms are defined by any applicable federal, state or municipal law, rule, regulation, code or ordinance, including without limitation, the Massachusetts Oil and Hazardous Material Release Prevention and Response Act, M.G.L. c. 21E, the Massachusetts Hazardous Waste Management Act, M.G.L. c. 21C, the Comprehensive Environmental Response, Compensation and Liability Act, as amended, 42 U.S.C. Sections 9601 et seq., and the Resource Conservation and Recovery Act, as amended, 42 U.S.C. Sections 6901 et seq. (hereinafter “Hazardous Materials”), except for any normal and ordinary operating fluids that are self-contained and not leaking and necessary for the operation of ordinary passenger vehicles. The City shall, to the extent permitted by law, indemnify and hold the Licensors harmless from and against any claim, liability, loss, damage or expense (including attorneys’ fees and expenses and court costs, assessments and remedial or response actions) arising out of (a) any of the covenants or agreements of this paragraph, or breach thereof, or (b) the past, present or future use of the Premises involving Hazardous Materials by City or any person utilizing or claiming rights to use the Premises under the City, or the employees, agents, contractors, licensees, invitees or visitors of the City or any such person. The provisions of this section shall survive any expiration or earlier termination of this License.

14. MISCELLANEOUS

- a. This License may not be modified except in writing, duly executed by both parties.
- b. This License contains the entire agreement of the parties and there are no other agreements or understandings between the parties regarding the subject matter of the License.
- c. The City is not authorized to bind or involve the Licensors in any contract or to incur any liability for or on the part of the Licensors; likewise, the Licensors, its employees, agents, contractors or invitees, is not authorized to bind or involve the City in any contract or to incur any liability for or on the part of the City.
- d. If any portion of this License is declared to be illegal, unenforceable or void, then all parties to this License shall be relieved of all obligations under that portion; provided,

however, that the remainder of this License shall be enforced to the fullest extent permitted by law.

e. The captions in this License are inserted for convenience of reference only and in no way define, describe or limit the scope or intent of this License or any of the provisions thereof.

f. This License shall be governed by and construed in accordance with the laws of the Commonwealth of Massachusetts, and any and all legal actions brought in connection with this License shall be brought in courts within the Commonwealth of Massachusetts.

g. This License is to take effect as a sealed instrument.

[signature page follows]

IN WITNESS WHEREOF, the parties hereto have caused this License Agreement to be executed on this _____ day of _____, 2024.

LICENSOR: NEWBURYPORT MANAGER LLC,
as Trustee of 90 Pleasant Street Nominee Trust

By: _____
Name:
Its: Manager

CITY: CITY OF NEWBURYPORT

By its MAYOR

Sean Reardon

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

April 8, 2024

Appendix B Municipal Fee Schedule

Section 2 Municipal Fees by Category

Section – 2-I - Parking fees (permits, rates)

The City Council of the City of Newburyport hereby amends Appendix B Municipal Fee Schedule Ordinance Section 2-J Parks and Recreation fees with deletions ~~double-stricken and italicized~~ and additions double-underlined and italicized:

2-I - Parking fees (permits, rates)

Parking Permits	Fee
Residential Daily <u>Yearly</u> Street Permit Visitor Pass (sec 13-180)	\$5.00 <u>\$25.00</u>

Councillor James J. McCauley

In City Council April 8, 2024:

Motion to refer to Public Works & Safety by Councillor McCauley, seconded by Councillor Preston. Roll call vote, 10 yes, 1 absent, motion passes.



CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

SEAN R. REARDON, MAYOR

60 PLEASANT STREET - P.O. Box 550

NEWBURYPORT, MA 01950

978-465-4413 PHONE

MAYOR@CITYOFNEWBURYPORT.COM

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2024 MAY -7 A 10:56

May 6, 2024

Dear Clerk Jones,

Pursuant to Section 3-5 of the City Charter, I am designating Mark Murray to perform the duties of the office of City Marshal on a temporary basis beginning May 11th until the office can be filled by the selection process ordered by Section 2-316 of the City's Code of Ordinances. I certify that Marshal Murray is qualified to perform the duties which will be required and that I make this designation solely in the interests of the City of Newburyport.

The Hiring Committee for the City Marshal position has been approved by the City Council and will be meeting to begin the hiring process. The process is expected to last no more than five months.

This Acting City Marshal Appointment is valid for 90 days and may be given two 30-day extensions, according to our Charter. I will be in communication should an extension be necessary.

Respectfully,

Sean R. Reardon
Mayor

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

May 13, 2024

An Order to Allow a Waiver for an Asphalt Sidewalk on Willow Ave and Moseley Ave

Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 12	Streets, Sidewalks and Other Public Places
Article III	Sidewalks
Section 54	Street, way or grounds specification
Subsection (b)	Sidewalk material

Pursuant to Section 12-54(b) which states as follows:

Exception: Asphalt may be used as an alternative material anywhere in the City upon obtaining a waiver granted by City Council Order.

The City Council of the City of Newburyport hereby grants a waiver to use asphalt as an alternative material for the sidewalks located on Willow Avenue and on Moseley Avenue on the north side from Moseley Place to the Rotary where there is no Existing sidewalk.

Councillor Benjamin J. Harman

Councillor Byron J. Lane

In City Council May 13, 2024:

Motion to refer to Public Works & Safety by Councillor Zeid, seconded by Councillor Preston. So voted, 9 yes, 2 absent, motion passes.