

CITY COUNCIL
CITY OF NORTHAMPTON
MASSACHUSETTS

Councilors:

- President William H. Dwight, At-Large
- Vice-President Ryan R. O'Donnell, At-Large
- Maureen T. Carney, Ward 1
- Dennis P. Bidwell, Ward 2
- James Nash, Ward 3
- Gina Louise Sciarra, Ward 4
- David A. Murphy, Ward 5
- Marianne L. LaBarge, Ward 6
- Alisa F. Klein, Ward 7

Meeting Agenda
City Council Chambers
Walter J. Puchalski Municipal Building
212 Main Street, Northampton
Meeting Date: January 5, 2017
Meeting Time: 7:00pm

1. Public Comment

2. Roll Call

3. Public Hearings

A. Announcement of a Public Hearing regarding a pole petition received from National Grid

In accordance with the provisions of Section 22, Chapter 166, of the General Laws, a public hearing will be held at 212 Main Street, Northampton, MA on January 19, 2017 at 7:05 pm on the petition of National Grid to erect poles and wires upon, along, under, or across one or more public ways in the City of Northampton. The petition concerns a pole in front of a new development to #121 Hinckley Street.

Petition #22975210

Documents:

[16.211_PolePetition-Hinkley_St..pdf](#)

4. Recognition and One-Minute Announcements by Councilors

5. Communications and Proclamations from the Mayor

- A. Human Rights Commission Resolution supporting Northampton's
recommitment to Sanctuary City status and the values of a Democratic
nation**

6. Resolutions

7. Presentations

8. Consent Agenda

- A. Approve Minutes of the December 15, 2016 Meeting**

Documents:

[dec152016_minutes_201701031132.pdf](#)

9. Recess for Committee on Finance (See Separate Agenda)

10. Financial Orders

- A. 16.226 An Order to authorize expenditure of \$3,120 from Senior Services
Gift Fund - 1st Reading**

Documents:

[16.226_Senior_Services_Gift_Fund.pdf](#)

- B. 16.227 An Order to authorize payment of a prior year bill in the amount of
\$1,379 for legal work - 1st Reading**

Documents:

[16.227_Prior_Year_Bills_for_Jankowski_and_Spencer.pdf](#)

- C. 16.216 An Order to authorize the purchase of 5.5 acres on Burts Pit Road -
2nd Reading**

Documents:

[16.216_KaminskiAcquisitionOrder.pdf](#)

- D. 16.218 - 16.225 Community Preservation Committee Recommendations for**

Funding - 2nd Reading

16.218 An Order regarding Beaver Brook/Broad Brook Greenway Improvements, Broad Brook Coalition and Leeds Civic Association: \$16,947

16.219 An Order regarding Burts Bog Affordable Housing and Open Space, Office of Planning and Sustainability: \$234,700

16.220 An Order regarding Broad Brook to Beaver Brook Acquisition, Northampton Conservation Commission: \$40,000

16.221 An Order regarding Connecticut River Greenway Improvements, Northampton Office of Planning and Sustainability: \$90,000

16.222 An Order regarding Hampshire County Courthouse Restoration, Hampshire Council of Governments: \$100,000

16.223 An Order regarding 51 Main Street Historic Building Study, Smith Charities: \$10,000

16.224 An Order regarding Mineral Hills Acquisition, Northampton Conservation Commission: \$240,000

16.225 An Order regarding Conservation Fund, Northampton Conservation Commission: \$80,000

Documents:

[16.218-16.225_Cover_Letter.pdf](#)
[16.218_bb-bb_Improvements.pdf](#)
[16.219_Burts_Bog.pdf](#)
[16.220_Broad_Brook_to_Beaver_Brook.pdf](#)
[16.221_Greenway_Improvements.pdf](#)
[16.222_Courthouse_Restoration.pdf](#)
[16.223_Smith_Charities.pdf](#)
[16.224_Mineral_Hills_Open_Space.pdf](#)
[16.225_Conservation_Fund.pdf](#)

11. Orders

A. 16.228 An Order to declare surplus space at NHS for the purpose of leasing to public access television - 1st Reading

Documents:

[16.228_Surplus_NHS_space_for_Public_Access_TV.pdf](#)

B. 16.229 An Order to authorize a five-year contract for ticket processing services - 1st Reading

Documents:

[16.229_Five_Year_Contract_for_Ticket_Processing_Services.pdf](#)

C. 16.230 An Order to accept a storm drain easement on Holyoke Street - 1st Reading

Documents:

16.230_Order_for_VCDC_Storm_Drain_EASEMENT.pdf

D. 17.231 An Order To authorize the Mayor to acquire by gift one or more public right of way easements on the Sturbridge Development LLC property - 1st Reading

Documents:

17.231_Order_Sturbridge_Development_Village_Hill_EASEMENT.pdf

E. 17.232 An Order to modify City Council Rules - Requires only one reading

Documents:

17.232_Council_Rule_Change.pdf

12. Ordinances

A. 17.233 An Ordinance Relative to School Zones - Refer to Transportation and Parking Commission and the Committee on Legislative Matters

Documents:

17.233_School_Zone_Ordinance.pdf

13. Updates from Council President & Committee Chairs

14. Information Requests (Charter Provision 2-7) and Committee Study Requests

15. New Business

Contact: P. Powers
Administrative Assistant to the City Council
(413) 587-1210
ppowers@northamptonma.gov

Questions contact – Lisa Jasinski 413 582 7467
PETITION FOR POLE AND WIRE LOCATIONS

North Andover, Massachusetts

To the City Council
Of Northampton Massachusetts

NATIONAL GRID requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

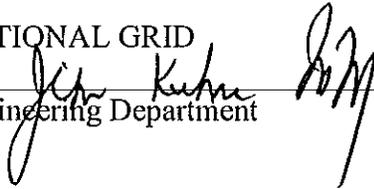
Hinckley St-National Grid to install one SO pole across from pole #17, in front of new development to #121 Hinckley St. The location begins at a point approximately 80 feet north of the centerline of the intersection of Maplewood Terrace.
Location approximately as shown on plan attached

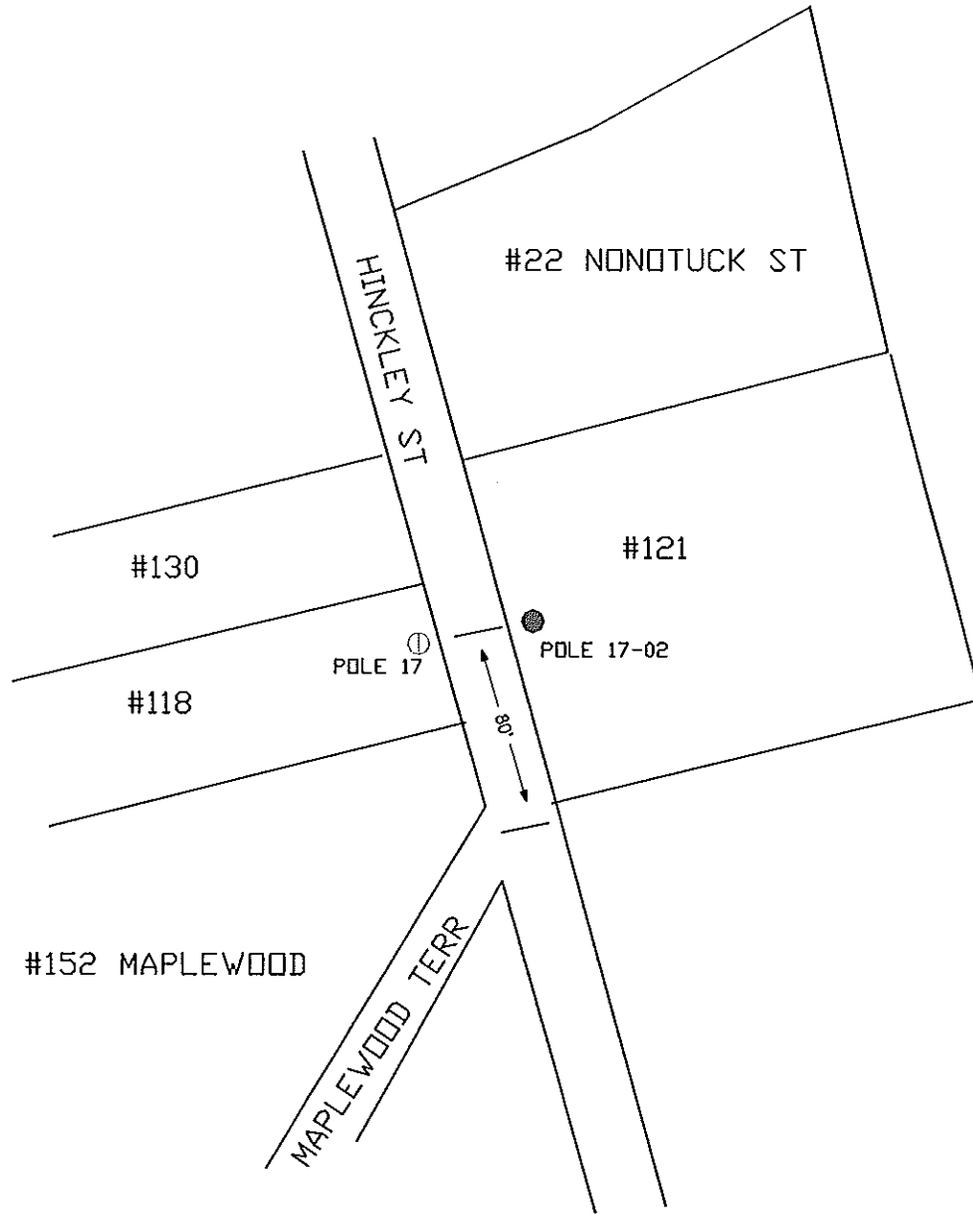
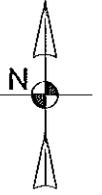
Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked – Hinckley St-Northampton Massachusetts .

22975210 November 18, 2016

Also for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

NATIONAL GRID
BY 
Engineering Department



POLE PETITION

nationalgrid

- Proposed NGRID Pole Locations
- Existing NGRID Pole Locations
- Proposed J.O. Pole Locations
- Existing J.O. Pole Locations
- Existing Telephone Co. Pole Locations
- Existing NGRID Pole Location To Be Made J.O.
- Existing Pole Locations To Be Removed

Date: 10/25/16

Plan Number: 22975210

To Accompany Petition Dated:

To The: CITY OF NORTHAMPTON

For Proposed: 1 Pole: 17-02 Location: HINCKLEY ST

Date Of Original Grant:

DISTANCES ARE APPROXIMATE

Electra

ORDER FOR POLE AND WIRE LOCATIONS

In the City of Northampton Massachusetts

Notice having been given and public hearing held, as provided by law,

IT IS HEREBY ORDERED:

that NATIONAL GRID and be and it is hereby granted a location for and permission to erect and maintain poles and wires to be placed thereon, together with such sustaining and protecting fixtures as said Company may deem necessary, in the public way or ways hereinafter referred to, as requested in petition of said Company dated the 18th day of November 2016

All construction under this order shall be in accordance with the following conditions:

Poles shall be of sound timber, and reasonable straight, and shall be set substantially at the points indicated upon the plan marked – Hinckley St-Northampton Massachusetts.

22975210 Dated: November 18, 2016. Filed with this order

There may be attached to said poles such wires, cables, and fixtures as needed in their business and all of said wires and cables shall be placed at a height of not less than twenty (20) feet from the ground.

The following are the public ways or part of ways along which the poles above referred to may be erected, and the number of poles which may be erected thereon under this order:

Hinckley St-National Grid to install one SO pole across from pole #17, in front of new development to #121 Hinckley St. The location begins at a point approximately 80 feet north of the centerline of the intersection of Maplewood Terrace.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City/Town of _____, Massachusetts held on the _____ day of _____ 20 _____.

Massachusetts City/Town Clerk.
20 _____

Received and entered in the records of location orders of the City/Town of _____
Book _____ Page _____

Attest:

City/Town Clerk

I hereby certify that on _____ 20 _____, at _____ o'clock, M

At _____ a public hearing was held on the petition of

NATIONAL GRID

for permission to erect the poles, wires, and fixtures described in the order herewith recorded, and that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to erect Poles, wires, and fixtures under said order. And that thereupon said order was duly adopted.

City/Town Clerk.

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Board or Council of Town or City, Massachusetts

CERTIFICATE

I hereby certify that the foregoing is a true copy of the location order and certificate of hearing with notice adopted by the _____ of the City of Massachusetts, on the _____ day of 20 and recorded with the records of location orders of the said City, Book _____, and Page _____. This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:
City/Town Clerk

City

ORDER FOR POLE AND WIRE LOCATIONS

In the City of Northampton Massachusetts

Notice having been given and public hearing held, as provided by law,
IT IS HEREBY ORDERED:

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Massachusetts City/Town Clerk. 20 ____.

Received and entered in the records of location orders of the City/Town of _____
Book _____ Page _____

Attest:
City/Town Clerk

I hereby certify that on _____ 20 ____, at _____ o'clock, M

At

a public hearing was held on the petition of

NATIONAL GRID

for permission to erect the poles, wires, and fixtures described in the order herewith recorded, and that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to erect Poles, wires, and fixtures under said order. And that thereupon said order was duly adopted.

City/Town Clerk.

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Board or Council of Town or City, Massachusetts

CERTIFICATE

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Attest:

City/Town Clerk



CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
WALLACE J. PUCHALSKI MUNICIPAL BUILDING
212 MAIN STREET, NORTHAMPTON
Northampton, MA

Roll Call

A regular meeting of the City Council was called to order by City Council President William H. Dwight. At 7:06 pm on a roll call the following City Councilors were present:

At-Large Councilor William H. Dwight At-Large Councilor Ryan R. O'Donnell
Ward 1 Councilor Maureen T. Carney Ward 2 Councilor Dennis P. Bidwell
Ward 3 Councilor James Nash Ward 4 Councilor Gina-Louise Sciarra
Ward 5 Councilor David A. Murphy Ward 6 Councilor Marianne L. LaBarge
Ward 7 Councilor Alisa F. Klein

Public Hearing

Public Hearing:

In accordance with Section 6-1 of the Northampton City Charter, the City Council held a Public Hearing to consider the Proposed Amendments to the City of Northampton Administrative Code summarized as follows:

(1) delete the current Part I Section 2.06 Established Information Technology Department and its Authorities and Responsibilities and establish a Part I Section 2.06 Information Technology Services Department with Authorities and Responsibilities which shall be expanded to include the Northampton Public Schools;

(2) delete the current Part II Multiple-Member Appointive Organization Section 3.0 Established Board of Almoners and its Authorities and Responsibilities and establish a Part II Multiple-Member Appointive Organization Section 3.0 Whiling Street Fund Committee with Authorities and Responsibilities.

Motion to open Public Hearing

At 7:32 p.m. Councilor O'Donnell moved to open the public hearing; Councilor Bidwell seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Motion Carried

There were no opponents.

Motion to close Public Hearing

Proponents: Mayor Narkewicz put forward the Administrative Order for the Council's consideration. He spoke to the Council at the previous meeting about the change to the Information Technology Department. Later in the evening the Council will take a second vote on consolidating the NPS and City IT Departments. Also included in the Administrative Order is a change to the Board of Almoners. The background information provided by the Mayor in the form of a letter explains how the Whiling Street Fund was established and also explains the history of the Board of Almoners. The change to the committee and the way the committee would disperse the funds would bring the process up to contemporary practice and would be a much more efficient way to carry out the duties of the committee as established by Mr. Street.

Motion Carried

At 7:42 p.m. Councilor Bidwell moved to close the public hearing; Councilor LaBarge seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Recognitions and One-Minute Announcements by Councilors

Recognitions and One-Minute Announcements by Councilors

None

Communications and Proclamations From the Mayor

Communications and Proclamations From the Mayor:

None

<u>Resolutions</u>	<u>Resolutions:</u> <u>None</u>
<u>Presentations</u>	<u>Presentations:</u> None
<u>Consent Agenda</u>	<u>Consent Agenda</u> <u>Motion to approve Consent Agenda</u> Councilor LaBarge moved to approve the Consent Agenda. Councilor Klein seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No. <u>Motion to remove license petition from Consent Agenda</u> Councilor Klein requested that the license petition for a Second Hand Dealer's License for Mulberry Street Exchange @ 7 Mulberry Street in Leeds be removed from the Consent Agenda for further discussion. <u>Motion to remove appointment from Consent Agenda</u> Councilor O'Donnell requested that the appointment of Natasha Yakolev to the License Commission be removed from the Consent Agenda for further discussion. <u>Motion to remove appointment from Consent Agenda</u> Councilor O'Donnell requested that the appointment of Roisin Quinn to the Redevelopment Committee be removed from the Consent Agenda for further discussion. The following items were approved as part of the Consent Agenda: ----- <ul style="list-style-type: none">• 16.193 Appointments to Various Committees Agricultural Commission: Stanley Zawalick, 538 Sylvester Road, Florence – term October 2016 - June 2019 (reappointment) Arts Council: Jill St. Coeur, 44 Willow Street, Florence – term November 2016 – June 2019 Conservation Commission: Jessica Pica, 3 High Street, Florence – term November 2016 – June 2019• 16.194 Appointments to the Redevelopment Authority Ed Skroski, 70 Beacon Street, Florence – term March 2016 – June 2021 (reappointment) Patrick Goggins, 20 Bridge Road, Florence – term November 2016 – June 2020 Christopher Cahillane, 384 South Street, Northampton – term November 2016 – June 2019• Minutes of the December 1, 2016 City Council Meeting• 16.217 Appointment of Molly Hale to the Public Shade Tree Commission - Refer to Committee on City Services <u>Public Shade Tree Commission</u>: Molly Hale, 96 Oak

Consent Agenda
Continued

Street, Florence MA – term December 2016 - June 2018 (Filling the unexpired term of Andrew Smith)

Discussion
regarding
appointments
removed from
Consent Agenda

Discussion concerning the removed items from the Consent Agenda are as follows:

Councilor O'Donnell explained that he had requested that these appointments be removed from the Consent Agenda because he was not able to provide feedback to the Committee on City Services when these appointments were discussed. He was absent from that meeting. He further explained that this is also the reason why neutral recommendations were sent forward to the City Council by the Committee.

- License Commission: Natasha Yakovlev, 147 Nonotuck Street, Florence – term November 2016 – June 2022 (to fill William Rosen's space)

Motion to
approve License
Commission
Appointment

Councilor O'Donnell moved to approve the appointment of Ms. Yakovlev to the License Commission. Councilor Murphy seconded the motion. He notes that she was the former director of the Northampton B.I.D. and is currently the Board Chair for Safe Passages. The motion was carried on a voice vote of 9 Yes, 0 No.

Motion Carried

- Roisin Quinn, 35 New South Street, #207, Northampton - term November 2016 – June 2018 (replacing the expired term of David Short)

Motion to
approve
Redevelopment
Authority
Appointment

Councilor O'Donnell moved approval of Roisin Quinn to the Redevelopment Committee; he feels that it is important for this group to get re-established. He was not able to reach Ms. Quinn by phone. Councilor Bidwell seconded the motion for approval; he has known Ms. Quinn in her various roles at Goggins Real Estate, The Greater Northampton Chamber of Commerce, and the Cancer Connection. She is a stalwart member of the community and he feels that she would make valuable contributions to the committee. The motion to approve the appointment was approved on a voice vote of 9 Yes, 0 No.

Motion Carried

Discussion
regarding
petition for
second hand
dealer's license

- 16.215 Petition for a Second Hand Dealer's License for Mulberry Street Exchange @ 7 Mulberry Street in Leeds

Motion to
approve second
hand dealer's
license petition

Regarding the license petition for Wayne Andrews: Councilor Klein moved to approve the license petition; Councilor LaBarge seconded the motion.

Councilor Klein recommended that this license petition be denied; she notes that the location has been an issue for several years. The Council heard from community members during Public Comment and Councilor Klein emphasized that the business poses a public health and safety risk. The business owner has never received a permit to operate as a second hand dealer; however, the business has been operating at that location. Councilor Klein points out that the location is zoned for business. The items for sale are outside 365 days a year and are a dirty mess heaped in piles. These items spill into the street creating a safety hazard. An enormous amount of City staff time has gone into trying to manage the situation. The Police Department, Health Department, Building Commissioner's Office, and Planning Department have all been involved trying to manage this situation. Recently a cease and desist order was issued and Councilor Klein states that the business owner has been evicted by his landlord and he is supposed to be out of the location by the end of the month. It is unclear why a permit is being sought at this time; perhaps he is trying to make a case for why he should not be evicted if he has been able to obtain a business license. Councilor Klein notes that there are countless issues, many of which are personal in nature that she feels should not be shared; however, there are a number of issues with the business that spill over into criminal behavior. Councilor Klein believes that the City Council would not be acting responsibly if it granted the permit for the business.

Motion to

approve second hand dealer's license petition

Councilor LaBarge agrees with Councilor Klein. When she visits Leeds, she notes that her husband is upset about that area. She feels that it looks like a junk yard and wonders why nothing has been done about it in the past. She also is familiar with people who know the business owner and feels that everything Councilor Klein has stated is facts. Councilor LaBarge cannot support the petition

Councilor O'Donnell asked about the type of zoning allowed at that location; Councilor Klein clarified that the area is zoned for a small business, but it is the way in which this business has been handled that is the concern.

Motion to recognize petitioner

Councilor LaBarge moved to recognize Mr. Wayne Andrews; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No. Councilor Dwight asked Mr. Andrews about his business. The business has been operating without a license and has been described as spilling over into the public way. He asked Mr. Andrews to speak to these points.

Motion Carried

Mr. Andrews explained that the property owner owns three feet out and he has gone over the boundary. He has made an effort to clean up the area; recently he has obtained a dumpster to clean up the area. He notes that there are five apartments in the building and former tenants have left things behind. Councilor Dwight asked if this had been going on for a number of years; Mr. Andrews acknowledged that it had but it was never a problem until last year. He was approached by the Leeds Civic Association and a City Councilor because he was selling water on the bike path. He asked that they leave the property and since then there have been about seven complaints. Councilor Dwight asked Mr. Andrews about his tenancy status. Mr. Andrews explained that the apartment that he lives in is under failure from the Housing Authority for over a year. On Monday he will be going to mediation in Housing Court. He expects the owner to get funding to move him to a different location so that the apartment can be remedied. He notes that the business is located in the apartment next door to where he lives. The tenancy status for the business is good. Mr. Andrews feels that the landlord is willing to work with him. Right now he cannot have a tag sale at that location without getting a fine.

Councilor Klein stated that she spoke directly to the landlord. It is her understanding that there is an eviction process in place for the business and tenancy. She feels that the landlord is not interested in having Mr. Andrews remain in the building.

Mr. Andrews is interested in getting rid of a lot of stuff but he is unable to even have a tag sale. He is part of the V.A.S.H. program and as such he believes that someone perjured themselves by claiming that the rent was not paid. The rent has always been paid so in his opinion the eviction process is a technicality to get Mr. Andrews into mediation.

Councilor Klein understands differently from the landlord. She also notes that the landlord rented the dumpster to clean out the space completely in order to proceed with the eviction.

Mr. Andrews would like a thirty day license to sell items; Councilor Dwight indicated that the license is not a thirty day license and that the Council does not have the discretion to change the terms of the license. He notes that if the license request does not pass, Mr. Andrews can re-petition in future.

Motion Failed

The motion to approve the petition for a second hand dealer's license failed on a roll call vote of 0 Yes, 9 No.

Recess for Committee on Finance Meeting

At 7:46 p.m. the City Council recessed for the Committee on Finance meeting. The City Council reconvened at 8:25 p.m.

Financial Orders

Financial Orders

16.216 An Order to authorize the purchase of 5.5 acres on Burts Pit Road - 1st Reading

16.216 An Order to authorize the purchase of 5.5 acres on Burts Pit Road - 1st Reading

Motion to approve 16.216 in 1st Reading

Councilor LaBarge moved to approve the order in 1st Reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

Motion Carried

See minutes of January 5, 2017 for second reading.

Taken as a group-1st Reading:

The following orders were taken as a group:

16.218 An Order regarding Beaver Brook/Broad Brook Greenway Improvements, Broad Brook Coalition and Leeds Civic Association: \$16,947

16.218 An Order regarding Beaver Brook/Broad Brook Greenway Improvements, Broad Brook Coalition and Leeds Civic Association: \$16,947 – 1st Reading

16.219 An Order regarding Burts Bog Affordable Housing and Open Space, Office of Planning and Sustainability: \$234,700

16.219 An Order regarding Burts Bog Affordable Housing and Open Space, Office of Planning and Sustainability: \$234,700 – 1st Reading

16.220 An Order regarding Broad Brook to Beaver Brook Acquisition, Northampton Conservation Commission: \$40,000

16.220 An Order regarding Broad Brook to Beaver Brook Acquisition, Northampton Conservation Commission: \$40,000 – 1st Reading

16.221 An Order regarding Connecticut River Greenway Improvements, Northampton Office of Planning and Sustainability: \$90,000

16.221 An Order regarding Connecticut River Greenway Improvements, Northampton Office of Planning and Sustainability: \$90,000 – 1st Reading

16.222 An Order regarding Hampshire County Courthouse Restoration, Hampshire Council of Governments: \$100,000

16.222 An Order regarding Hampshire County Courthouse Restoration, Hampshire Council of Governments: \$100,000 – 1st Reading

16.224 An Order regarding Mineral Hills Acquisition, Northampton Conservation Commission:

16.224 An Order regarding Mineral Hills Acquisition, Northampton Conservation Commission: \$240,000 – 1st Reading

16.225 An Order regarding Conservation Fund, Northampton Conservation Commission: \$80,000 – 1st Reading

\$240,000

16.225 An Order regarding Conservation Fund, Northampton Conservation Commission: \$80,000

Motion to approve in 1st Reading as a group 16.218, 16.219, 16.220, 16.221, 16.222, 16.224, and 16.225

Councilor Bidwell moved to approve the orders as a group; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

Motion Carried

See minutes of January 5, 2017 for second reading.

16.223 An Order regarding 51 Main Street Historic Building Study, Smith Charities: \$10,000 – 1st Reading

16.223 An Order regarding 51 Main Street Historic Building Study, Smith Charities: \$10,000 – 1st Reading

Councilor O'Donnell reread part of the CPC application for the project. He notes that the total cost for the study is not \$10,000 but is more like \$36,000. Originally the project coordinator had asked for \$17,500 and they contemplated a match from the Mass Historic Commission. The project profile also indicated the \$7,500 would come from other communities, although the feeling was that this was unlikely to happen. He wonders if a provision should be included in the order to state that if matching funds were not obtained, then the funds allocated here would need to come back to the City. He also wondered if the project would move forward if no funds could be matched above \$10,000.

Councilor Dwight presumes that if the conditions of the grant are not met, then the money would revert back to the CPC.

Councilor Murphy points out that the funds requested are for reimbursements. The money has to be spent before it would be reimbursed. No monies would be disbursed up front.

Councilor O'Donnell has reservations about points raised by others - what is the point of a study if there is no plan to go forward with implementing the recommendations of the study?

Councilor Dwight points out that one way to get something like this moving is to have an assessment to understand what it is that needs to be done. It is true that you can't embark on a capital campaign without a sense of need. This study may reveal that the building is not salvageable.

Councilor Bidwell agrees with Councilor Dwight. He has seen capital campaigns start with just a feasibility study or engineering study to document the nature and magnitude of the problem. This is often done without a plan to address the needs with funding. Councilor LaBarge agrees with Councilor Bidwell.

Councilor Nash recalls that a similar discussion took place about a structure in Ward 3. One of the distinctions here is that this is for funding the plan rather than funding the project. He recalls that during the deliberations that if the application was for funding a plan so that the Association could go forward with funding the project then this would have received the approval. In this case since this is to fund the study, Councilor Nash will support the order.

Councilor Sciarra asked if the lot next to the building was part of the Smith Charities property.

Councilor O'Donnell spoke to the point that Councilor Nash mentioned. The problem for Councilor O'Donnell was that the previous project mentioned, while it was a beautiful building

16.223 Continued

with historic value, the building was privately used. In this case, while the use is private, there is a public benefit because of charitable components of the organization. Smith Charities makes direct contributions to the community.

Motion to approve 16.223 in 1st Reading

Councilor Bidwell moved to approve the order in 1st Reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Abstention (Councilor Murphy).

Motion Carried

See minutes of January 5, 2017 for second reading.

Orders

Orders

16.212 An Administrative Order - IT Service function consolidation and Board of Almoners change to Whiting Street Fund Committee - Requires one reading only

16.212 An Administrative Order - IT Service function consolidation and Board of Almoners change to Whiting Street Fund Committee - Requires one reading only

In a letter dated November 29, 2016 Mayor Narkewicz explained the proposed changes to the Administrative Code. Following is an excerpt from that memo:

To the Honorable Members of the City Council,

Pursuant to my authority under Article 6, Section 6-1 of the City Charter, I am respectfully submitting the attached Administrative Order making the following changes to the Administrative Code:

(1) Change Information Technology Department to Information Technology Services Department and expand service role to include the Northampton Public Schools.

A key finding of the Information Technology (IT) Assessment prepared for the City of Northampton by the Edward J. Collins, Jr. Center for Public Management in 2014 was the recommendation that the city's information technology service resources be consolidated to full extent possible, citing multiple benefits to this mission-critical municipal function: (1) the ability to recruit, retain, and develop skilled personnel is enhanced with a central department, (2) Cross training of staff across various application systems will reduce the risk of support loss from staff turnover, and (3) The ability to develop stronger expertise in important technical areas such as networking, software support, web design, and voice and data communications is enhanced with a larger organization.

This same key finding included a long-term recommendation that the city consider "the consolidation of all city and school IT activities into a central IT department." While NPS Superintendent Provost and I have periodically discussed the potential benefits of this recommendation since he began his tenure, the pending retirement of the NPS information technology director has now presented the opportunity to move it forward. On November 17, 2016 the School Committee voted in accordance with Massachusetts General Laws, Chapter 71, § 37M to authorize consolidation of city and school committee information technology service functions into a centralized city IT department. A corresponding required Chapter 71, § 37M vote by the City Council is currently pending. This change in the Administrative Code would serve to reflect a slightly modified name for the department and reflect the consolidation of city and school IT services under its authorities and responsibilities.

(2) Replace Board of Almoners with Whiting Street Trust Committee.

The 1875 will of the late Mr. Whiting Street left \$112,500 to be held in trust for twenty area communities, including \$25,000 to Northampton, "for the relief and comfort of the worthy poor of said towns and city, who shall not be in the Almshouse, nor be town or city paupers." Upon distribution following the death of Mr. Street's last living heirs, the funds held in trust for Northampton totaled

16.212 Continued

\$46,856 and this constitutes the restricted principal of the Whiting Street trust fund account that has a current balance of \$345,167.

Under the City of Northampton's former charter, a six-member Board of Almoners consisting of five residents elected by City Council plus the Mayor as an ex-officio member was charged with disbursing funds from the Whiting Street trust to the "worthy poor" of the city. In modern practice, this involved individuals submitting applications for funding to the city Treasurer who in turn brought them to the Board of Almoners for review and approval. The Board was temporarily eliminated following adoption of the city's current special act charter in 2012, but was reconstituted in largely the same format in 2014 as part of my first Administrative Order reorganizing city government. Shortly after the Board was reconstituted I attended one of its meetings to begin a dialogue about its current authorities and responsibilities and potential ways for improving how it carries them out.

The current structure requires a board made up of citizen volunteers to assess the "worthiness" of a myriad of highly individualized funding requests from residents related to financial hardship such as paying overdue rents or mortgage payments, preventing utility shut-offs, or making emergency home repairs. In addition to the challenge of assessing and verifying both the hardship and an applicant's income, a public body evaluating said requests while subject to modern open government laws has a limited ability to offer any measure of privacy to applicants. Both the Board's deliberations about these often-sensitive matters as well as the accompanying documentation must be part of the public record.

I am issuing an Administrative Order modifying both the name and role of the Board of Almoners. Whiting Street Trust Committee more accurately reflects the work of this multiple-member body in carrying out the trust as set forth by Whiting Street in his bequest to the city. Instead of fielding individual funding requests from "the worthy poor," the Committee will instead be charged with managing an annual grant process whereby our many well-established local social service agencies that serve our community could apply for funding from the Whiting Street Trust Committee that would be specifically earmarked for serving low-income Northampton residents. These local agencies are much better equipped to assess both the financial means and needs of those who could benefit from Whiting Street funds, while at the same time maintaining their confidentiality and dignity. I believe this new structure will allow the City to better carry out its obligations under the will of Whiting Street.

Finally, this change was developed in close consultation with both the Board of Almoners and our Treasurer/Collector Kristine Bissell. The Board voted unanimously to endorse my proposed Administrative Order at its most recent November 17, 2016 meeting.

Thank you in advance for your review of these proposed changes to our Administrative Code. I stand ready to answer any questions or provide additional information and respectfully request the City Council's approval of the attached Administrative Order.

Motion to
approve 16.212
in 1st Reading

Councilor LaBarge moved to approve the order in first reading; Councilor Sciarra seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

16.212 Continued

Motion carried

The Following Order passed on first reading:

ADMINISTRATIVE ORDER

Amend City of Northampton Administrative Code,
Part I Administrative Organization, Section 2.06 as follows: **DELETE**.

IN ITS ENTIRETY AND REPLACE WITH:

2.06 Information Technology Services Department

Established

There shall be an Information Technology Services Department under the supervision of a chief information officer.

Authorities and Responsibilities

The Information Technology Services Department provides computer hardware and software acquisition, telecommunications infrastructure, information security, maintenance, and support to all City departments and the Northampton Public Schools. It is further responsible for computer supplies management, desktop and web publishing, social media management, and voice and data communications. The department shall be responsible for systems development and planning, systems modification and enhancement, operations, central services, and management and administrator of the hardware and software for the geographic information system. The department shall be responsible for planning, development and implementation of instructional technology within Northampton Public Schools in support of the established educational goals. The department shall be responsible for safeguarding Information Technology (IT) Resources, achieving confidentiality, integrity and availability of the data and IT Resources used to manage the services provided by the City. The department is responsible for computer training and the official City website. The department is the central depository for all electronic information.

Amend City of Northampton Administrative Code,
Part II Multiple-Member Appointive Organization, Section 3.0 as follows: **DELETE IN ITS**

ENTIRETY AND REPLACE WITH:

3.0. Whiting Street Fund Committee

Established

There shall be a Whiting Street Fund Committee consisting of five

members. Authorities and Responsibilities

The Whiting Street Fund Committee shall advise the Mayor on the distribution of the income earned on the funds held in trust by the City in accordance the will of the late Whiting Street, "for the relief and comfort of the worthy poor" of Northampton.

The committee shall work with the Treasurer/Collector to establish a process for making annual recommendations to the Mayor for the distribution of funds to non-profit agencies for the sole purpose of providing direct financial assistance to low-income Northampton residents and, thereafter, to recommend annually one or more non-profit agencies to which the funds should be distributed. Pursuant to the will, the total annual distribution shall be restricted to interest earned on the trust fund.

The Whiting Street Fund Committee is an advisory multiple-member body of the City.

16.212 Enrolled

Rules suspended, passed one reading and enrolled.

16.209 An Order to Authorize the Consolidation of IT Service functions - 2nd Reading

16.209 An Order to Authorize the Consolidation of IT Service functions - 2nd Reading

Councilor Klein thanked the Mayor for forwarding the budget information that was requested at the last meeting. This was helpful information.

Information Technology Director Antonio Pagan was present to speak about the changes that will be occurring to the department as a result of consolidating both the City function and the

16.209 Continued

School function. He notes that the changes are coming about due to the retirement of the IT Director at NPS. The revised organization will all report directly to the Chief Information Officer and will be responsible to provide overall infrastructure support and maintenance for both NPS and the City. The transition will take time to accomplish; however, the immediate benefit will be the addition of a Digital Literacy and Computer Science Coordinator at the schools.

Councilor Dwight feels that this proposed change makes sense, as pointed out at the last meeting. The consolidation, with oversight from Director Pagan would be able to exploit people in various departments who would not otherwise be working together. Councilor Dwight is pleased to see this change taking place.

Councilor LaBarge asked how the staff felt about the change. Director Pagan reports that the staff is excited about the changes. He recognizes that it won't be an easy task to start working together with a whole new team. In the beginning the teams will continue to work on their own assignments without overlap. Over time the staff will be able to create redundancy giving the department greater flexibility. Cross training will be part of the plan.

Councilor LaBarge observed that there is only one department secretary. She wondered if the role will now cover both areas. Director Pagan said that the secretary role will be expanded to include all Schools and City departments. The Secretary role also performs other functions as well, including Munis training, Help Desk triage, etc. Councilor LaBarge asked who would take the place of the secretary in case of an emergency; Director Pagan stated that he would. He also explained that to an extent, the City personnel are cross trained to cover for each other when someone is out of the office. This type of training will continue to incorporate new duties within the schools as well. Within the City's IT function there are only a handful of duties that are specialized and therefore only performed by a limited number of staff members.

Motion to
approve 16.209
in 2nd Reading

Councilor O'Donnell moved to approve the order in second reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

Motion Carried

The following Order passed second reading:

Upon the recommendation of Mayor David J. Narkewicz

16.209

An Order

To Authorize the Consolidation of IT Service Functions

Ordered, that

Whereas, the City of Northampton and the Northampton Public Schools (NPS) currently share services in the area of both facilities and personnel management through our consolidated Central Services and Human Resources departments; and

Whereas, the Mayor and NPS Superintendent have determined that expanding this service sharing to include information technology services through a consolidated Information Technology Services Department is in the best interests of our city and school district; and

Whereas, Massachusetts General Laws, Chapter 71, § 37M states that municipalities "may consolidate administrative functions, including but not limited to financial, personnel, and maintenance functions, of the school committee with those of the city or town; provided, however, that such consolidation may occur only upon a majority vote of both the school committee and in a city, the city council, with approval of the mayor..."; and

Whereas, on November 10, 2016 the Northampton School Committee voted unanimously to authorize consolidation of city and school committee information technology service functions in accordance with Massachusetts General Laws, Chapter 71, § 37M; and so

16.209 Continued Now Therefore Be It Ordered that the City Council hereby authorizes the consolidation of information technology service functions of the city and the school committee in accordance with Massachusetts General Laws, Chapter 71, § 37M.

16.209 Enrolled Rules suspended, passed two readings and enrolled.

Ordinances

Ordinances

16.184 An Ordinance relative to Heavy Equipment Operation - Refer to Committee on Legislative Matters

16.184 An Ordinance relative to Heavy Equipment Operation - Refer to Committee on Legislative Matters

Motion to Refer 16.184 to Committee

Councilor Klein moved to refer the Ordinance to the Committee on Legislative Matters; Councilor Carney seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Motion Carried

16.213 An Ordinance relative to parking on Center and Market Streets - Refer to Committee on Legislative Matters

16.213 An Ordinance relative to parking on Center and Market Streets - Refer to Committee on Legislative Matters

Motion to refer 16.213 to committee

Councilor O'Donnell moved to refer the Ordinance to the Committee on Legislative Matters; Councilor Carney seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Motion Carried

16.214 An Ordinance Relative to a Yield sign on Maple Street - Refer to Committee on Legislative Matters

16.214 An Ordinance Relative to a Yield sign on Maple Street - Refer to Committee on Legislative Matters

Motion to refer 16.214 to committee

Councilor O'Donnell explained that the ordinance has already been approved conceptually by the Transportation and Parking Commission.

Councilor Bidwell moved to refer the Ordinance to the Committee on Legislative Matters; Councilor LaBarge seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Motion Carried

<u>Updates from Council President and Committee Chairs</u>	<u>Updates from Council President and Committee Chairs</u>
<u>Information Requests (Charter Provision 2-7) and Information Study Requests</u>	<u>Information Requests (Charter Provision 2-7) and Information Study Requests</u> None
<u>New Business</u>	<u>New Business:</u> None
	At 8:37 p.m. a motion to adjourn was made by Councilor Bidwell and seconded by Councilor O'Donnell. The vote to adjourn passed on a voice vote of 9 Yes, 0 No. Attest:  Administrative Assistant to the City Council

2016 - 2017 ROLL CALL RECORD FOR NORTHAMPTON CITY COUNCIL												
Record of City Council Votes for December 15, 2016												
Roll Call by: Pamela L. Powers, Administrative Assistant to the City Council @ 7:06 p.m.												
	Blidwell	Carney	Dwight	Klein	LaBarge	Murphy	Nash	O'Donnell	Sciarra	Total		
	Present	Present	Present	Present	Present	Present	Present	Present	Present			
16.215 Petition for a Second Hand Dealer's License for Mulberry Street Exchange @ 7 Mulberry Street in Leeds	No	No	No	Motion to Approve No	Second No	No	No	No	No	Motion Failed, 0 Yes, 9 No		
16.216 An Order To Authorize The Purchase Of 5.5 Acres On Burts Pit Road	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No		
16.218 Beaver Brook/Broad Brook Greenway Improvements, Broad Brook Coalition and Leeds Civic Association: \$16,947	Motion to approve as a group Yes	Yes	Yes	Second Yes	Yes	Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No		
16.219 Burts Bog Affordable Housing and Open Space, Office of Planning and Sustainability: \$234,700										Motion Carried 9 Yes, 0 No		
16.220 Broad Brook to Beaver Brook Acquisition, Northampton Conservation Commission: \$80,000										Motion Carried 9 Yes, 0 No		
16.221 Connecticut River Greenway Improvements, Northampton Office of Planning and Sustainability: \$90,000										Motion Carried 9 Yes, 0 No		
16.222 Hampshire County Courthouse Restoration, Hampshire Council of Governments: \$100,000										Motion Carried 9 Yes, 0 No		
16.224 Mineral Hills Acquisition, Northampton Conservation Commission: \$240,000										Motion Carried 9 Yes, 0 No		
16.225 Conservation Fund, Northampton Conservation Commission: \$80,000										Motion Carried 9 Yes, 0 No		
16.223 51 Main Street Historic Building Study, Smith Charities: \$10,000										Motion Carried 9 Yes, 0 No		
16.212 An Administrative Order - IT Service function consolidation and Board of Almoners change to Whiting Street Fund Committee - Requires one reading only	Motion to approve Yes	Yes	Yes	Second Yes	Yes	Abstain	Yes	Yes	Yes	Motion Carried 6 Yes, 0 No, 1 Abstention		
16.209 An Order to Authorize the Consolidation of IT Service functions - 2nd Reading	Yes	Yes	Yes	Second Yes	Motion to approve Yes	Yes	Yes	Yes	Second Yes	Motion Carried 9 Yes, 0 No		
At 8:37 p.m. Councilor Blidwell mentioned to adjourn; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.												
Recorded By: Pamela L. Powers, Administrative Assistant to the City Council (413) 587-1210 / ppowers@northamptonma.gov												

City of Northampton
MASSACHUSETTS

In City Council January 5, 2017

Upon recommendation of the Mayor

16.226

An Order

to authorize expenditure of \$3,120 from Senior Services Gift Fund

Ordered, that

The following expenditure from the Senior Services Gift Fund (2522541-57806)
be approved:

\$3,120 for 13 software licenses for use by seniors in the Senior Center
computer room

City of Northampton
MASSACHUSETTS

In City Council

January 5, 2017

Upon recommendation of the Mayor

16.227

An Order

to authorize payment of a prior year bill in the amount of \$1,379 for legal work

BE IT ORDERED

that the Council authorize payment of a prior fiscal year bill (FY2016) in the amount of \$1,379 to Jankowski and Spencer, P.C. for legal work relative to a land acquisition project.

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Mayor David J. Narkewicz and the Conservation Commission

16.216

An Order

To authorize the purchase of 5.5 acres on Burts Pit Road

Ordered, that

WHEREAS, the *Open Space and Recreation Plan: 2011-2018* recommends preserving open space on Burts Pit Road to preserve Northampton's only bog and rare species habitat and provide for a multiuse trail to serve the area;

WHEREAS, the City Council has already approved the purchase of 110+/- acres on Burts Pit Road, Stone Ridge Road and Overlook Drive for the purposes of habitat preservation as well as creation of affordable housing;

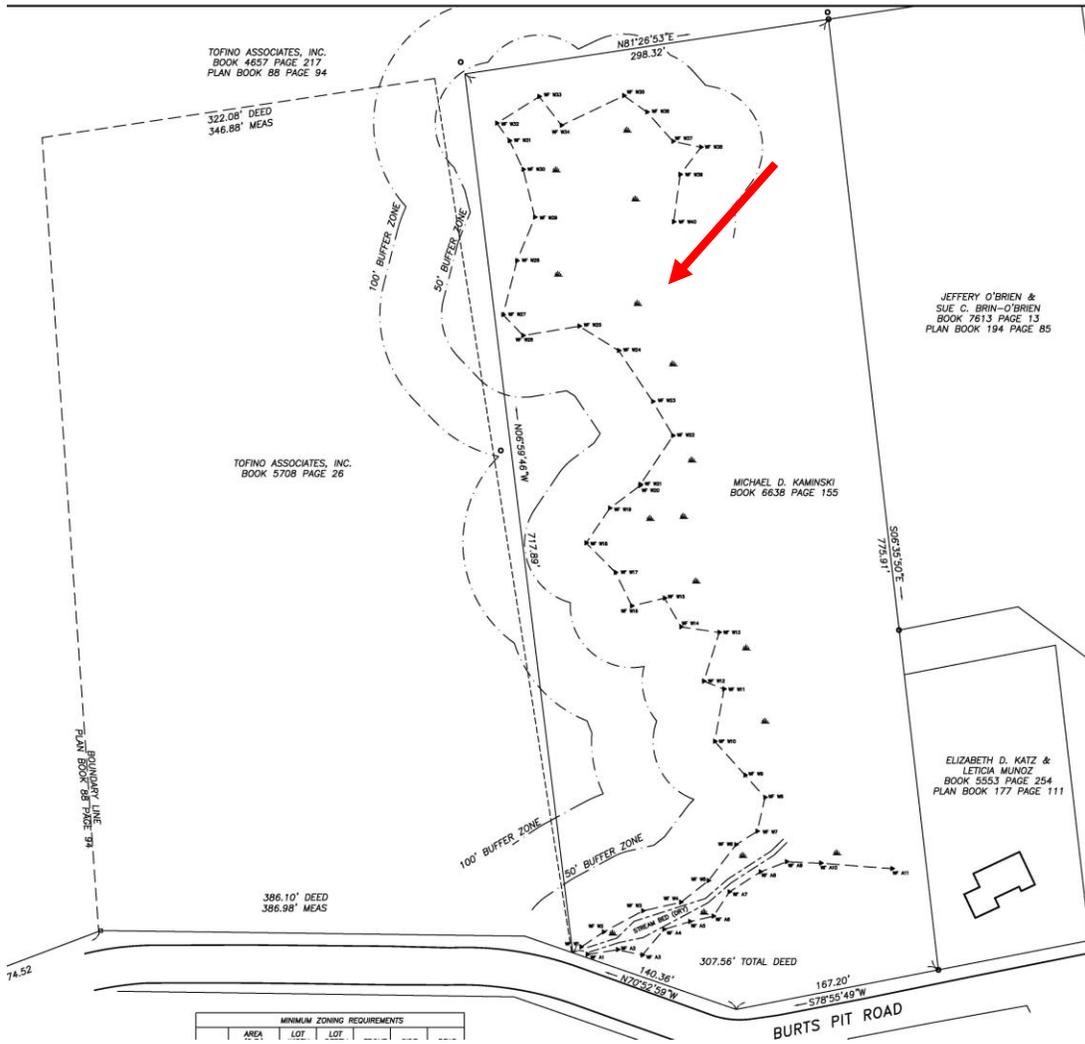
WHEREAS, Burt's Bog is an environmentally and historically important location that also provides opportunities for trail and habitat connections;

WHEREAS, Michael D. Kaminski has offered to sell 5.5 acres +/- on Burts Pit Road directly adjacent to the Burts Bog acquisition (Map 29-007) for \$110,000

WHEREAS, no general fund appropriation is requested;

NOW, THEREFORE BE IT ORDERED,

The City of Northampton, through its Conservation Commission is authorized to purchase or otherwise acquire any fee, easement, and/or any other interest in the above land for the purposes of open space preservation and creation of a multiuse recreational trail. The Mayor is authorized to grant a conservation restriction (per M.G.L. C. 184 Section 31) on said land.





*City of Northampton
Community Preservation Committee
210 Main Street, City Hall
Northampton, MA 01060*

December 9, 2016

William H. Dwight
City Council President
210 Main Street, Room 16
Northampton, MA 01060

Re: Community Preservation Committee Recommendations for Funding

Chairman Dwight and City Councilors,

In January, 2016 the Community Preservation Committee (CPC) began reviewing project proposals submitted for CPA funding. After extensive review including applicant presentations, public comment sessions and deliberation, the CPC unanimously voted to recommend eight funding requests totaling \$811,647. Collectively, these projects will leverage over 1.8 million dollars from other funding sources, including state and federal grants, private contributions, and volunteer work.

Complete CPA applications that include detailed information about each project recommended are available at <http://archive.northamptonma.gov/weblink/0/fol/540723/Row1.aspx>, and meeting minutes, information about the CPA, and other project materials can be accessed on the CPC's webpage: www.northamptonma.gov/1048/Community-Preservation-Committee.

Please do not hesitate to contact myself, or Preservation Planner Sarah LaValley with any questions about the projects, the Committee's recommendations, or if additional information is needed.

Projects Recommended for Funding:

16.218 Beaver Brook/Broad Brook Greenway Improvements, Broad Brook Coalition and Leeds Civic Association: \$16,947

These funds will be used create trails, a wildlife viewing blind, picnic tables and interpretive signage to increase public accessibility to the Beaver Brook/Broad Brook Greenway on Haydenville Road: Broad Brook Coalition and the Leeds Civic Association will be donating significant volunteer efforts to make this project happen.

16.219 Burts Bog Affordable Housing and Open Space, Office of Planning and Sustainability: \$234,700

This acquisition will add 120 acres of priority open space to the Burts Bog area (formerly Brookwood Marsh), as well as create three affordable building lots. This project has also received a \$256,256 state grant.

16.220 Broad Brook to Beaver Brook Acquisition, Northampton Conservation

Commission: \$40,000

This acquisition will protect 18 acres on North Farms Road. It represents the first connection from Fitzgerald Lake and the Broad Brook Greenway all the way west to Haydenville Road, and will create new opportunities for access to Beaver Brook/Broad Brook.

16.221 Connecticut River Greenway Improvements, Northampton Office of Planning and Sustainability: \$90,000

CPA funds will be used to complete improvements to the Connecticut River Greenway access on Damon Road, including completion of paving and dock improvements to make the River more accessible to those with disabilities. CPA funds will be used as the local match to a \$90,000 federal grant.

16.222 Hampshire County Courthouse Restoration, Hampshire Council of Governments: \$100,000

CPA funds will contribute to the ongoing restoration of the historic Main Street Courthouse. Planned work includes preservation of the tower to address serious deterioration. These funds will be used to match state funding, and potential contributions from other communities.

16.223 51 Main Street Historic Building Study, Smith Charities: \$10,000

These funds will allow Smith Charities to conduct a historic study of the unique, Pratt-designed Smith Charities' Building at 51 Main Street. The Charities have operated out of this historic building since its construction, and the study is a critical first step in prioritizing historic preservation needs.

16.224 Mineral Hills Acquisition, Northampton Conservation Commission: \$240,000

CPA funds will be used to protect 53 acres on Glendale Road and Route 66. Previously approved as a 25-lot subdivision, the area includes a coldwater stream, and many opportunities for connecting trails. Though not funded through the CPA, the project also includes creation of four affordable housing lots.

16.225 Conservation Fund, Northampton Conservation Commission: \$80,000

CPA funds will make possible increased acquisition or protection of open space parcels in Northampton by supporting fast action on time-sensitive opportunities to protect our valuable open spaces. The Conservation Fund has been used successfully in the past to help facilitate the purchase of many key open space parcels totaling hundreds of acres.

Thank you,

Brian Adams
Chair, City of Northampton Community Preservation Committee

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Community Preservation Committee

16.218

An Order

*Beaver Brook/Broad Brook Greenway Improvements, Broad Brook
Coalition and Leeds Civic Association: \$16,947*

Ordered, that

WHEREAS, the Broad Brook Coalition and Leeds Civic Association submitted a CPA application for rehabilitation of a six acre portion of the Beaver Brook/Broad Brook Greenway, including a wildlife blind, trails, picnic tables and habitat improvements;

WHEREAS, the project has a great deal of public support, and will increase public accessibility to a unique conservation area;

WHEREAS, CPA funds will leverage the volunteer work of members of the Broad Brook Coalition and Leeds Civic Association, two of the City's valued open space partners;

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee voted unanimously to recommend that \$16,947 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$16,947 be appropriated from Community Preservation Act funding to the Broad Brook Coalition and Leeds Civic Association for the Beaver Brook/Broad Brook rehabilitation project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$16,947 is appropriated from the Undesignated Fund Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Community Preservation Committee

16.219

An Order

Burts Bog Affordable Housing and Open Space, Office of Planning and Sustainability: \$234,700

Ordered, that

WHEREAS, the Northampton Conservation Commission and Northampton Office of Planning and Sustainability submitted a CPA application for the Burt's Bog project to create three affordable homeownership lots, as well as permanently protect 120 acres of critical open space;

WHEREAS, the housing lots will be restricted to individuals and families earning 100% of area median income or below;

WHEREAS, Burt's Bog is an environmentally and historically important location that also provides opportunities for trail and habitat connections;

WHEREAS, CPA funds will be used as a match for \$256,256 in state Local Acquisitions for Natural Diversity grant funds;

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, the Housing Needs Assessment, Northampton Community Preservation Plan, and Open Space, Recreation and Multiuse Trail Plan to provide affordable housing, protect open space, and provide for passive recreation;

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee voted unanimously to recommend that \$234,700 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$234,700 be appropriated from Community Preservation Act funding to the Northampton Conservation Commission and Northampton Office of Planning and Sustainability for the Burts Bog project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$150,000 is appropriated from the CPA Affordable Housing Reserve (account #2344930-359933), and \$84,700 is appropriated from the CPA Undesignated Fund Reserve (account #2344930-359930)

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Community Preservation Committee

16.220

An Order

**Broad Brook to Beaver Brook Acquisition, Northampton Conservation
Commission: \$40,000**

Ordered, that

WHEREAS, the Northampton Conservation Commission and Northampton Office of Planning and Sustainability submitted a CPA application for purchase of a 18-acre parcel to add to the Broad Brook Greenway.

WHEREAS, this parcel will serve as the first connection from Fitzgerald Lake west to the Beaver Brook/Broad Brook Greenway.

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, Northampton Community Preservation Plan, and Open Space, Recreation and Multiuse Trail Plan to protect open space and provide for passive recreation.

WHEREAS, the parcel provides opportunities for trail connections from Haydenville Road to Fitzgerald Lake, and will increase access opportunities to the Beaver Brook/Broad Brook Greenway.

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee voted unanimously to recommend that \$40,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$40,000 be appropriated from Community Preservation Act funding to the Northampton Conservation Commission and Northampton Office of Planning and

Sustainability for the Broad Brook Connection project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$40,000 is appropriated from the CPA Undesignated Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Community Preservation Committee

16.221

An Order

Connecticut River Greenway Improvements, Northampton Office of
Planning and Sustainability: \$90,000

Ordered, that

WHEREAS, Northampton Office of Planning and Sustainability submitted a CPA application for completion of necessary paving and installation of an accessible boarding pier at the Connecticut River Greenway Riverfront Park;

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, Northampton Community Preservation Plan, and Open Space, Recreation and Multiuse Trail Plan regarding continued development of a park and boathouse with riverfront access;

WHEREAS, significant public and private funds have already been invested in the site, and the project will allow more people to access the River;

WHEREAS, CPA funds will be used as the local match for a \$90,000 federal Land and Water Conservation Fund grant;

WHEREAS, CPA funds will be used first for pier accessibility and paving to match accessible sidewalk elevations, and then to complete paving on the rest of the site;

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee voted unanimously to recommend that \$90,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$90,000 be appropriated from Community Preservation Act funding to the Northampton Office of Planning and Sustainability for the Connecticut River Greenway project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$90,000 is appropriated from the CPA Undesignated Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Community Preservation Committee

16.222

An Order

Hampshire County Courthouse Restoration, Hampshire Council of Governments: \$100,000

Ordered, that

WHEREAS, the Hampshire Council of Governments submitted a CPA application for stabilization and preservation of the Hampshire County Courthouse;

WHEREAS, the project provides a broad public benefit to the Citizens of Northampton and the region by preserving a historically important civic building;

WHEREAS, CPA funds will only be used as a match for state Capital Bond Bill funds.

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee voted unanimously to recommend that \$100,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$100,000 be appropriated from Community Preservation Act funding to the Hampshire Council of Governments for the Hampshire County Courthouse Restoration project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$100,000 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932).

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Community Preservation Committee

16.223

An Order

51 Main Street Historic Building Study, Smith Charities: \$10,000

Ordered, that

WHEREAS, the Smith Charities submitted a CPA application for a historic building study of the Smith Charities Building at 51 Main Street;

WHEREAS, the Smith Charities have operated continuously since 1865 from the building, which was designed by noted architect William Fenno Pratt, and is located within the Downtown National Register Historic District;

WHEREAS, the study will identify the most critical needs for future restoration and rehabilitation of the building to ensure that it will remain a unique part of the downtown streetscape in the future;

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee voted unanimously to recommend that \$10,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$10,000 be appropriated from Community Preservation Act funding to the Smith Charities for the Smith Charities Building historic study. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$10,000 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932).

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2016

Upon the recommendation of the Community Preservation Committee

16.224

An Order

Mineral Hills Acquisition, Northampton Conservation Commission, \$240,000

Ordered, that

WHEREAS, the Northampton Conservation Commission and Office of Planning & Sustainability submitted a CPA application for purchase of a 53 acre parcel in the southern Mineral Hills;

WHEREAS, this is an environmentally important location that includes a coldwater stream, and will provide opportunities for trail and habitat connections;

WHEREAS, the threat of residential development exists in an area that is not an appropriate location, resulting in lost wildlife protection opportunities;

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, Northampton Community Preservation Plan, and Open Space, Recreation and Multiuse Trail Plan to protect open space and provide for passive recreation, and will also create affordable housing opportunities;

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee voted unanimously to recommend that \$240,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$240,000 be appropriated from Community Preservation Act funding to the Northampton Conservation Commission and Office of Planning and Sustainability for the Mineral Hills to Barnes Aquifer Open Space Acquisition Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$150,000 is appropriated from the CPA Open Space Reserve (account #2344930-359931), and \$90,000 is appropriated from the CPA Undesignated Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, December 15, 2015

Upon the recommendation of the Community Preservation Committee

16.225

An Order

Conservation Fund, Northampton Conservation Commission: \$80,000

Ordered, that

WHEREAS, the Northampton Conservation Commission submitted an application for Community Preservation Act funding for the Conservation Fund.

WHEREAS, the fund makes possible increased acquisition or protection of open space parcels in Northampton by supporting fast action on time-sensitive real estate opportunities.

WHEREAS, the project may leverage additional public and/or private funds

WHEREAS, the project meets the goals of the Northampton Sustainability Plan for protection of open space and agricultural lands.

WHEREAS, the applicant has used these funds effectively in the past towards the protection of several hundred acres of open space, reflecting the goals established by the Community Preservation Committee.

WHEREAS, all land purchases will be reviewed and approved by the Conservation Commission and the City Council.

WHEREAS, on November 30, 2016, the Northampton Community Preservation Committee, voted unanimously to recommend that \$80,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$80,000 be appropriated from Community Preservation Act funding to the Northampton Conservation Fund. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$80,000 is allocated from the CPA Undesignated Reserve (account #2344930-359930)

City of Northampton
MASSACHUSETTS

In City Council January 5, 2017

Upon recommendation of the Mayor

16.228

An Order

to declare surplus space at NHS for the purpose of leasing to public access television

Ordered, that

WHEREAS, the School Department has leased out space at Northampton High School to Northampton Cable TV (NCTV) since 2006 and currently has a lease with NCTV ending August 30, 2017;

WHEREAS, before the space can be leased again, the School Committee and the City Council must vote to declare that the space is not needed for school department purposes, and the School Department must obtain permission from the Department of Elementary and Secondary Education to lease the surplus space;

WHEREAS; School Administrators feel there is substantial benefits to the students to having a public access television station located in the building;

WHEREAS; an RFP will be issued to lease the space for public access television purposes;

WHEREAS, M.G.L. c. 30B, s. 16 requires a vote of the City Council to surplus any interest in public property prior to its disposal,

Ordered that,

the space at Northampton High School currently occupied by NCTV is declared surplus and available to be leased for public access television purposes for a period not to exceed ten years.

City of Northampton
MASSACHUSETTS

In City Council January 5, 2017

Upon recommendation of the Mayor

16.229

An Order

to authorize a five-year contract for ticket processing services

Ordered, that

Whereas, ticket processing services are a necessity to efficiently operate our parking enforcement program;

Whereas, a five year contract is necessary for continuity and consistency for ticket processing services, and provides the best value to the City,

Now therefore be it ordered,

That the Treasurer/Collector's Parking Enforcement Division is authorized to enter into a five-year contract for provision of ticket processing services.



City of Northampton

Massachusetts

In City Council, January 5, 2017

Upon the recommendation of Mayor David J. Narkewicz

16.230

An Order

to accept a storm drain easement on Holyoke Street

Ordered, that

- WHEREAS, A brick Market Street to Mill River storm sewer, built in circa 1846, is located on the property that was formerly the site of Northampton Lumber Company at Pleasant and Holyoke Streets, shown as Parcel 171 on Assessors Map 32C, and now or formerly owned by Gail M. Labarge (“Northampton Lumber Property”); and
- WHEREAS, The storm sewer has no recorded easement where it crosses the Northampton Lumber Property; and
- WHEREAS, The City received a MassWorks grant that will allow us to replace 310 feet of that storm sewer, both replacing legacy infrastructure and leveraging economic development; and
- WHEREAS, Valley Community Development Corporation, which is under contract to purchase the Northampton Lumber Property, has offered to donate an easement for the replacement storm sewer system on that property;

NOW, THEREFORE BE IT RESOLVED

That the City of Northampton City Council authorizes the Mayor to acquire by gift storm drain easements in, on and under the Northampton Lumber Property on such terms and conditions as the Mayor deems advisable.



City of Northampton

Massachusetts

In City Council, January 5, 2017

Upon the recommendation of Mayor David J. Narkewicz

16.231

An Order

To authorize the Mayor to acquire by gift one or more public right of way easements on the Sturbridge Development LLC property

Ordered, that

WHEREAS, In 2009, City Council authorized the City, through the Conservation Commission, to accept a deed or deeds to the buffer on the outside of the developed Village Hill area at the former Northampton State Hospital on the north campus; and

WHEREAS, Sturbridge Development, LLC owns land on the northwest corner of Village Hill Road in Village Hill more particularly shown as 2016 Assessors Map ID 31C-017; and

WHEREAS, Sturbridge Development, LLC, has offered, through the land use permitting process, to donate one or more Public Right of Way Easement(s) to allow access from their housing development to the open space on the northerly side of their development for pedestrian access and an eventual multi-use trail;

NOW, THEREFORE BE IT RESOLVED

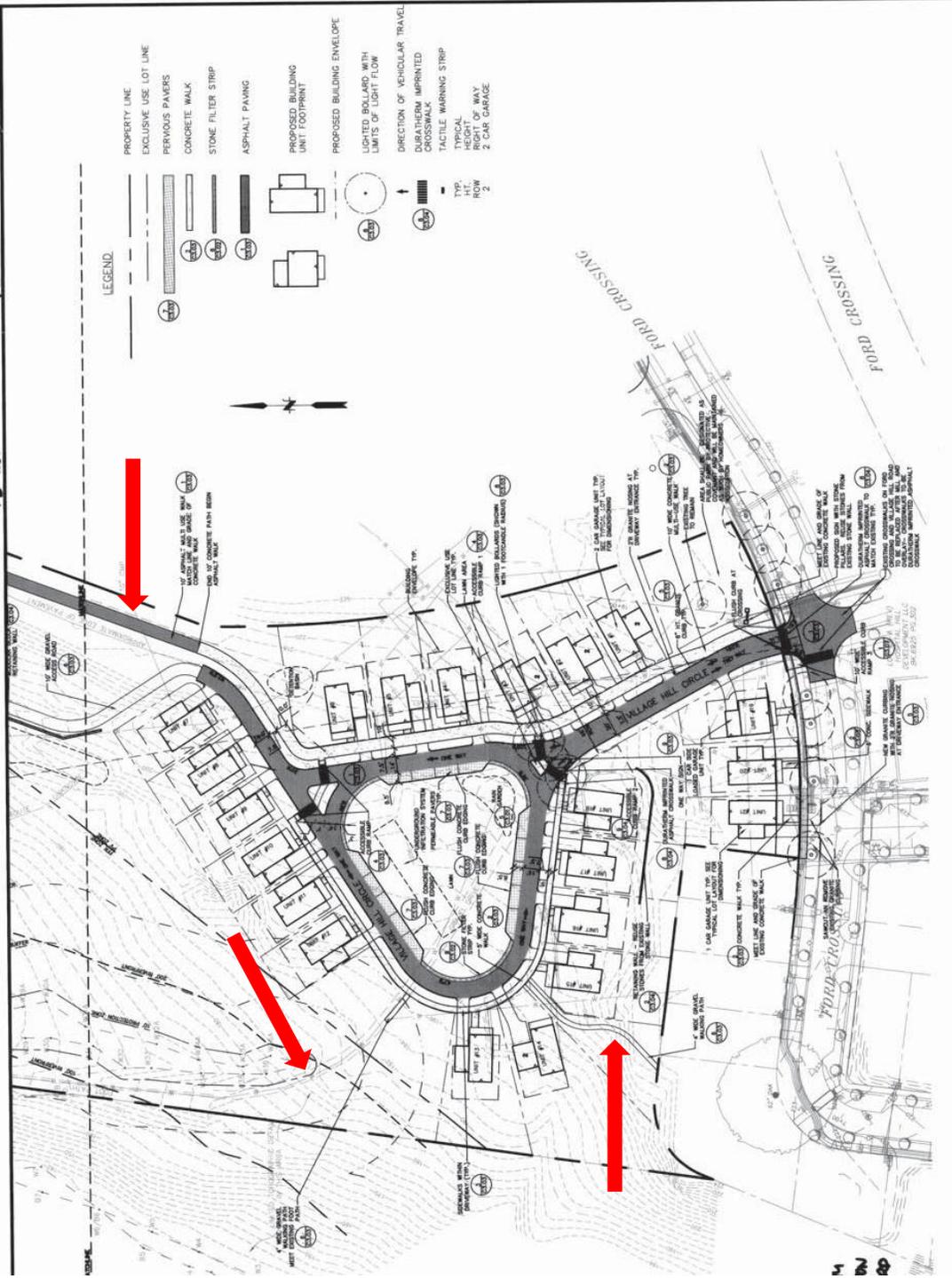
That the City of Northampton City Council authorizes the Mayor to acquire by gift one or more public right of way easements on the Sturbridge Development LLC property on such terms and conditions as the Mayor deems advisable.



AS 8 OF 33

9-12-2016

PB 237 PG 85



<p>KENT PECOY & SONS CONSTRUCTION, INC. SITE LAYOUT PLAN VILLAGE HILL NORTHVIEW LOT - DEFINITIVE PLAN NORTHAMPTON MASSACHUSETTS</p>	
<p>FUSS & O'NEILL ARCHITECTS 115 WASHINGTON STREET, SUITE 200 NORTHAMPTON, MASSACHUSETTS 01060 TEL: 413.253.1111 WWW.FUSSANDONEILL.COM</p>	
<p>SCALE: HORIZ. 1" = 40' VERT. 1" = 4'</p>	<p>DATE: 09/12/2016 C1.20</p>
<p>SEAL</p>	<p>GRAPHIC SCALE</p>
<p>REVISIONS</p>	<p>DATE</p>

CITY OF NORTHAMPTON MASSACHUSETTS

In the City Council, January 5th, 2017

Upon the Recommendation of Councilors Ryan R. O'Donnell and William H. Dwight

O-17.232 AN ORDER

TO AMEND THE COUNCIL RULES

Ordered, that the following amendments to the Rules be adopted:

2.6.1.4. COMMITTEE on LEGISLATIVE MATTERS

2.6.1.4.1. **Upon referral by the City Council,** ~~t~~The Committee shall have the power to make recommendations on ordinances, orders, resolutions and the rules of the City Council. ~~The Committee shall also make~~ **Such** recommendations ~~on all proposed ordinances,~~ **shall be made** in consultation with the City Solicitor.

2.6.1.4.2. The Committee may choose to be the last committee to review any matter that is also referred to another Council committee. The Committee shall not be required to wait to receive the report of any executive commission.

2.6.1.4.3. The Committee shall consist of four Councilors.

2.6.1.4.4. Related departments, boards and agencies: Legal Services; City Clerk; License Commission; and any other department, board or agency.

2.6.2.6. Duty to report. ~~For the purposes of this section,~~ **To report** shall mean transmitting a positive/**favorable**, negative/**unfavorable** or neutral recommendation and associated votes as well as any suggested textual amendments and related documents.

2.6.2.6.1 For matters referred to the Committee on Legislative Matters, among others: All committees other than the Committee on Legislative Matters shall report to the Committee on Legislative Matters and the City Council within 60 days, whereupon the Committee on Legislative Matters shall report to the full City Council within an additional 30 days.

2.6.2.6.2 For matters referred to the Committee on Legislative Matters exclusively: The Committee on Legislative Matters shall report to the full City Council within 60 days.

2.6.2.6.3 For matters referred to committees not including the Committee on Legislative Matters: Committees shall report to the full City Council within 90 days.

2.6.2.6.4 Committees shall make all reports in writing.

5.2. REFERRAL OF MATTERS TO COMMITTEES.

5.2.1. In general, all matters may be referred to Council committees **or executive multiple-member bodies, which shall constitute a request for a report on such matters.** ~~or their report.~~

5.2.2. Financial orders. No order or resolution authorizing a loan, the levying of a tax or the expenditure of money (with the exception of the printing of the annual reports) shall be voted on by the City Council until it has been considered by the Committee on Finance. It shall be the duty of such committee to report on the relation of such order, resolution, levy or expenditures to the finances of the City, but new provisions shall not be added to such resolution, order, levy or expenditure by the Committee unless directly connected with the financial features thereof, and then by recommendation only.

5.2.3. Ordinances. No ordinance shall be voted on by the City Council until it has been considered by the Committee on Legislative Matters.

5.2.4. Licenses and permits. Licenses and permits may be referred to the Committee on Community Resources for the committee's recommendation.

5.2.5 Should a committee fail to report within the time set forth in Section 2.6.2.6, or if a multiple-member body fails to report within 45 days of referral to that body, the City Council shall be authorized to proceed with the mater in absence of such report.

5.1.2 PRESENTATION TO COUNCIL, MAYOR. Every new ordinance, order and resolution or other matter ~~proposed by a City Councilor, Council committee, the Office of the Mayor including City Departments and Executive Commissions~~ to be submitted for City Council action shall be forwarded to the Mayor, Council President and Administrative Assistant to the City Council, ~~for placement on the agenda of the City Council.~~

CITY OF NORTHAMPTON
MASSACHUSETTS

In the Year Two Thousand and Seventeen

Upon the Recommendation of Councilor Ryan R. O'Donnell

17.233
AN ORDINANCE

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That the Code of Ordinances be amended as follows:

~~§ 312-18 Establishment of school zones by ordinance; enumeration~~

~~A. A school zone shall be established by ordinance by a vote of the City Council. The City Council shall refer any proposed ordinance establishing a specific school zone to the Board of Public Works and the School Committee. No vote shall be taken on any such ordinance until the Board of Public Works and the School Committee have filed a report on the proposed ordinance with the City Council or 45 days have elapsed since the referral, whichever occurs sooner.~~

~~B. The following areas are hereby designated as "school zones."~~

§ 312-18 School Zones.

A. The City Council shall establish no school zone in the absence of a favorable recommendation from the Transportation and Parking Commission.

B. The following school zones are hereby established per MGL Chapter 90, Sec 17:

School	Location <u>Description</u> of School Zone
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Bridge Street School	<p>The school zone onOn Union Street, shall extending on said street to a point 283 feet westerly of Parsons Street.</p> <p>The school zone onOn Parsons Street, shall extending on said street to a point 139 feet northerly of Union Street., and The school zone on Parsons Street shall extend on said street to a point 250 feet easterly of Union Street.</p> <p><u>On Bridge Street, extending from the northern edge of Parsons Street to the southern edge of Pomeroy Terrace.</u></p>
College Church School <u>Cutchins Program Campus</u>	<p>The school zone onOn Pomeroy Terrace, shall extending from Hancock Street to a point 200 feet north of Phillips Place.</p>
Jackson Street School	<p>The school zone onOn Jackson Street, shall extending from a point 80 feet south of the center line of Barrett Street located at the intersection with Jackson Street to a point 765 feet north of the center line of Barrett Street located at the intersection with Jackson Street.</p>
JFK Middle School	<p>The school zone onOn Bridge Road, shall extending from a point 45 feet east of the center line of Juniper Street located at the intersection with Bridge Road to a point 35 feet east of the center line of Oak Street located at the intersection with Bridge Road</p>
Leeds Elementary School	<p>The school zone onOn Florence Street, shall extending from a point 150 feet south of the southerly crosswalk to a point 150 feet north of the northerly crosswalk. Both crosswalks are located in front of the Leeds Elementary School Building.</p>
<u>Montessori School</u>	<p><u>On Industrial Drive, extending from Bradford Street to a point 380 feet northerly.</u></p> <p><u>On Bates Street, extending from Bradford Street to North Street.</u></p>
Ryan Road School	<p>The school zone onOn Ryan Road, shall extending from a point 455 feet west of the center line of the driveway leading to the Ryan Road School to a point 770 feet east of the center line of the driveway leading to the Ryan Road School.</p>
<u>Smith College Campus School</u>	<p><u>On State Street, extending from the northern edge of Bedford Terrace to a point 60 feet north of the northern edge of Trumbull Road.</u></p> <p><u>On Prospect Street, extending from the southern edge of Trumbull Road to a point 450 feet south of Trumbull Road.</u></p>

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SECTION 2

That the Code of Ordinances be amended as follows:

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§ 312-17 ~~School zone criteria; speed limit.~~ **(Reserved)**

~~A. There shall be designated in the City of Northampton on certain ways areas to be known as "school zones." To be designated as a school zone, an area must meet the following criteria:~~

- ~~(1) It must be owned by the City of Northampton as school property or recognized by the City of Northampton as a school for education.~~
- ~~(2) It must directly abut the public right of way within the limits of the proposed area; provided, however, that no school zone shall begin more than 300 feet from the point where the projected nearest line of the school building intersects with the way.~~
- ~~(3) School children have direct access to the roadway from said area.~~
- ~~(4) The proposed area must contain a marked crosswalk.~~
- ~~(5) The school must contain one or more grades below grade nine.~~

~~B. Within a school zone, the speed limit for motor vehicles shall be 20 miles per hour when the warning lights on the school zone signage are flashing or during those times indicated on signage where signage alone is used to designate a school zone. The twenty-mile per hour speed limit shall be permitted only during the school lunch hour, school recesses, and during those periods when students are going to or leaving school during opening and closing hours.~~

SECTION 3

That the Code of Ordinances be amended as follows:

§ 312-19 ~~Standards for school zone signs and signals.~~ **(Reserved)**

~~All flashing signals and signage used to indicate a school zone shall conform to the standards set out in the Massachusetts Manual on Uniform Traffic Control Devices as amended.~~