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: November 17, 2016
Meeting Time: 7:00pm

1. **Public Comment**

2. **Roll Call**

3. **Public Hearings**

4. **Recognition and One-Minute Announcements by Councilors**

5. **Communications and Proclamations from the Mayor**

6. **Resolutions**

   A. **16.206 A Resolution declaring Northampton's committement to being a safe and accepting community - 1st Reading**

Documents:

16.206_Anti-Hate_Resolution.pdf

B. 16.191 A Resolution in support of Bill H.1769, The Massachusetts Pregnant Workers Fairness Act - 2nd Reading

Documents:

16.191_Resolution_Support_for_H.1769.pdf

7. Presentations

8. Consent Agenda

A. 16.174 Approve the appointment of Ann Brooks as a Planning Board representative to the Community Preservation Commission

Ms. Brooks received a positive recommendation from the Committee on City Services on November 7, 2016

Documents:

16.174_PlanningBoardRep_CPC.pdf
16.174_Submittal_ Application_Ann_Dewitt_Brooks.pdf

B. Approve City Council Minutes from November 3, 2016

Documents:

11_3_2016_minutes_city_council_201611101154.pdf

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

10. Financial Orders

A. 16.196 An Order to purchase 20.7 +/- acres on Water Street in Leeds - 1st Reading

Documents:

16.196_20_Acres_Water_St_Leeds.pdf

B. 16.197 an Order to purchase 55 +/- acres on the easterly side of Coles Meadow Road with easement - 1st Reading

Documents:

16.197_BroadBrook_Greenway-55_acres_Coles_Meadow_Road.pdf

C. 16.198 An Order to purchase 30.7 acres in the Mineral Hills Conservation

Area - 1st Reading

Documents:

16.198_Mineral_Hills_Conservation_Area.pdf

D. **16.199 An Order to approve budgetary transfers in the Health Department - 1st Reading**

Documents:

16.199_Budgetary_Transfers_Health_Department.pdf

E. **16.201 An Order to appropriate $7,500 to pay for services related to roofing replacement schematic design feasibility study for Bridge Street Elementary School - 1st Reading**

Documents:

16.201_MSBA_Votes_Bridge_Street_School.pdf

F. **16.202 An Order to appropriate $7,500 to pay for services related to roofing replacement schematic design feasibility study for Leeds Elementary School - 1st Reading**

Documents:

16.202_MSBA_Votes_Leeds_School.pdf

G. **16.203 An Order to surplus property located at 221 Riverside Drive (Feiker School) - 1st Reading**

Documents:

16.203_FeikerSchoolSurplusOrder.pdf

H. **16.204 An Order to approve Inter-Municipal Agreements for Paramedic Intercept Services & PVTA Services - 1st Reading**

Documents:

16.204_Inter-Municipal_Agreements_Paramedic_Intercept_Services_and_PVTA_Senior_Transport_Services.pdf

I. **16.200 An Order to approve payment of a prior year bill for the DPW - Request 2 Readings**

Documents:

16.200_Prior_Year_Bill_DPW.pdf

11. Orders

A. **16.195 An Order to make various amendments to the City Council Rules -**

Requires one reading only

Documents:

16.195_Update_City_Council_Rules.pdf

12. Ordinances

A. 16.158 An Ordinance relative to photovoltaic systems and related accessory structures in various zoning districts - 1st Reading

Positive recommendation from the Committee on Legislative Matters as amended

Documents:

16.158_URB-PV_Revised.pdf
16.158_Legislative_Matters_Feedback.pdf

B. 16.175 An Ordinance to amend Schedule III: Limited-Time Parking from Chapter 312 of the Code Book - 1st Reading

Positive recommendation from the Transportation and Parking Commission
Neutral recommendation from the Committee on Legislative Matters.as amended by this committee

Documents:

16.175_Ordinance_Parking_King_Street-As_amended.pdf
16.175_King_Street_Good_Dog_Spot..pdf
16.175_King_Street_Good_Dog_Spot.pdf
16.175_LM_Committee_Report.pdf

C. 16.182 An Ordinance regarding NO PARKING CERTAIN TIMES in Round House Lot - 1st Reading

Positive recommendation from the Transportation and Parking Commission
Neutral recommendation from the Committee on Legislative Matters

Documents:

16.182_312-103_No_Parking_Certain_Times.pdf
16.182_LM_Committee_Feedback.pdf

D. 16.183 An Ordinance relative to bike lanes on Locust Street - 1st Reading

Positive recommendation from the Committee on Legislative Matters

Documents:

16.183_Ordinance_312-80_BikeLanes.pdf
16.183_LM_Committee_Feedback.pdf

13. Updates from Council President & Committee Chairs

A. Committee Appointments for Ward 3 Councilor James Nash

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

In the City Council, November 17th, in the Year Two Thousand and Sixteen

Upon the recommendation of Councilor Alisa F. Klein, Councilor Maureen T. Carney, Councilor Gina-Louise Sciarra, and Councilor Marianne L. LaBarge

R-16.206

A RESOLUTION
DECLARING NORTHAMPTON'S COMMITMENT TO BEING A SAFE AND ACCEPTING COMMUNITY

"This is no time to engage in the luxury of cooling off or to take the tranquilizing drug of gradualism. Now is the time to make real the promises of democracy." – Martin Luther King Jr.[1]

WHEREAS, the Northampton City Council has repeatedly asserted that the City of Northampton does not tolerate hate crimes and other expressions of hate such as in its February 21, 2013 Resolution Regarding Hate Crimes and its October 2, 2014 resolution that "condemns malicious acts that are designed to promote fear and discourage civil discourse" and "calls upon all citizens to express their courage and hope by engaging in respectful debate and discussion with one another and supporting the people who have been threatened"; and

WHEREAS, we have seen in this presidential election cycle long-existing hatred laid bare and bigotry in all its forms exposed; and

WHEREAS, in just the five days immediately after the recent presidential election on November 8, 2016, the Southern Poverty Law Center has received reports of over 300 misogynistic, racist, anti-Muslim, and anti-Semitic hate crimes and acts of violence and hatred throughout the United States;[2] and

WHEREAS, in the days since the presidential election, large, spray-painted racist and anti-Semitic symbols and slogans were removed from Mt. Tom in near-by Easthampton; and

WHEREAS, the Northampton City Council believes in the rights of all people to lead lives of peace and dignity free from fear, harassment, and violence; and

[1] King Jr., Martin Luther, "I Have a Dream," speech delivered in Washington D.C., August 28, 1963
[2] Richard Cohen, President of the Southern Poverty Law Center on the November 14, 2016 broadcast of Democracy Now!, www.democracynow.org (November 14, 2016).

WHEREAS, the Northampton City Council is adamantly committed to protecting this community's residents from racist, Islamophobic, anti-Semitic, misogynistic, homophobic, transphobic, anti-immigrant, and anti-refugee sentiments and acts and all other targeting of residents based on their identities or perceived identities; and

WHEREAS, the Northampton City Council stands in strong opposition to the authoritarianism, white supremacist, and white nationalist beliefs, policies, and rhetoric that engender hatred; and

WHEREAS, the City of Northampton supports respect for civil and human rights and recognizes that pursuant to the Universal Declaration of Human Rights adopted by the United Nations in 1948, Article 3, "Everyone has the right to life, liberty and security of person" and Article 5, "No one shall be subjected to…degrading treatment;"

NOW THEREFORE BE IT RESOLVED that the City Council of Northampton, Massachusetts redoubles its commitment to the values of freedom, justice, and equality that bind us as a community, and to protecting those whose security and well-being may be threatened in the current political and social climate.

BE IT FURTHER RESOLVED that we stand in solidarity with, and advocate for the civil liberties and human rights of, every resident of Northampton regardless of race, ethnicity, religion, sexual and gender identity, national origin, or citizenship and immigration status.

BE IT FURTHER RESOLVED that we recommit to working towards a community, country, and world that are non-discriminatory, welcoming, just, inclusive, and pluralistic.

BE IT FURTHER RESOLVED that we vehemently condemn acts of vandalism, harassment, and violence that express hatred towards members of our community and beyond;

BE IT FURTHER RESOLVED that the City of Northampton is a hate-free zone in which hate crimes and discriminatory actions will not be tolerated.

BE IT FURTHER RESOLVED that we call upon all members of our community to engage in positive community-building and take the necessary and courageous steps to prevent and respond to discrimination and hatred whenever and wherever they see it.

BE IT FURTHER RESOLVED that we are committed to holding our state and federal leaders accountable to the values and commitments expressed in this resolution.

BE IT FURTHER RESOLVED that the Administrative Assistant to the City Council shall cause a copy of this resolution to be sent to the President of the United States, Barack Obama; U.S. President-Elect Donald Trump; U.S. Senators Elizabeth Warren and Ed Markey; U.S. Representatives Richard Neal and Jim McGovern; Massachusetts Governor Charles Baker; Massachusetts Attorney General Maura Healey; Massachusetts Senate President Stanley Rosenberg; Massachusetts State Representative Peter Kocot; and the Northampton Police and Fire Departments.

In the City Council, November 3rd, in the Year Two Thousand and Sixteen
Upon the recommendation of Councilor Gina-Louise Sciarra and Councilor Alisa F. Klein

R-16.191

A RESOLUTION
IN SUPPORT OF BILL H.1769
THE MASSACHUSETTS PREGNANT WORKERS FAIRNESS ACT

WHEREAS, the City of Northampton has asserted support for fair and just labor and work practices in the Northampton Living Wage Resolution (2009) and the Right to Organize Resolution (2012).

WHEREAS, the City of Northampton has affirmed its nondiscrimination policy that no person shall unjustly discriminate against any person belonging to a protected category, including age, ancestry or national origin, color, creed, family or marital status, gender identity, genetic information, mental or physical ability, race, religion, sex, sexual orientation, socioeconomic status or veteran status, relative to any essential public matter involving goods, services, or access that are generally available to all people, including education, employment, healthcare, housing, municipal services and public accommodations.

WHEREAS, the City of Northampton respects civil and human rights and recognizes that pursuant to the Universal Declaration of Human Rights adopted by the United Nations in 1948, Article 23 (1), "Everyone has the right to work, to free choice of employment, to just and favourable conditions of work and to protection against unemployment."

WHEREAS, the United States Pregnancy Discrimination Act (1978), which had its 38th anniversary this week, and the United States Family and Medical Leave Act (1993) protect pregnant women against discrimination, and address temporary inability to perform duties due to medical conditions related to pregnancy or childbirth. Neither act grants a clear right to reasonable temporary workplace modifications for pregnant women.

WHEREAS, by its nature, pregnancy is a temporary physical condition. Workers with disabilities, including temporary disabilities, are protected by law and must be provided with reasonable accommodation, but under current state and federal

law, pregnant women who do not suffer from a disability do not have that equal protection.

WHEREAS, H.1769, the Massachusetts Pregnant Workers Fairness Act currently being considered by the Massachusetts State Legislature, would require employers to provide "reasonable accommodations" for a job applicant or employee related to pregnancy and childbirth, if requested by the applicant or employee, "unless the employer can demonstrate that the accommodation would impose an undue hardship on the employer's program, enterprise, or business."

WHEREAS, U.S. Senator Bob Casey (PA) introduced S.1512 Pregnant Workers Fairness Act in June 2015, co-sponsored by Massachusetts U.S. Senators Ed Markey and Elizabeth Warren, which also requires "reasonable accommodations" for pregnant workers.

WHEREAS, such accommodations include, but are not limited to, more frequent breaks, provision of seating, allowance for adequate hydration, and temporary transfer to a less strenuous or hazardous position.

WHEREAS, without such accommodations, some pregnant women have to choose between their employment and their health.

WHEREAS, one in five discrimination charges made by women in the United States are associated with pregnancy. H.1769 will provide needed clarity to the law for employers and workers, reducing filed complaints and litigation, which will be beneficial to all parties.

WHEREAS, allowing pregnant women to remain in their jobs is vital for the financial well-being of many families and is beneficial for the economic health and development of the City of Northampton.

WHEREAS, the City of Northampton is committed to supporting families, employers and businesses within the city, and recognizes all parties as cornerstones of our community.

NOW THEREFORE BE IT RESOLVED that the City Council of Northampton, Massachusetts supports H.1769 The Massachusetts Pregnant Workers Fairness Act and urges the Massachusetts Senate and House of Representatives and the Governor of the Commonwealth to adopt it in a timely manner to offer equal protection to pregnant women in Massachusetts.

16.191

BE IT FURTHER RESOLVED that the City Council of Northampton, Massachusetts supports S.1512 and urges it passage by the United States Congress.

BE IT FURTHER RESOLVED that we commend and support State Representative Peter Kocot for being one of the petitioners of H.1769, and Senator Ed Markey and Senator Elizabeth Warren for being co-sponsors of S.1512.

BE IT FURTHER RESOLVED that the Administrative Assistant to the City Council shall cause a copy of this resolution to be sent to U.S. Senator Elizabeth Warren, U.S. Senator Ed Markey, Governor Charles Baker, Attorney General Maura Healey, Treasurer Deborah Goldberg, Senate President Stanley Rosenberg, Speaker of the House Robert DeLeo, State Representative Peter Kocot and the co-sponsors of H.1769 State Representatives Ellen Story, Joan Lovely, and Dave Rogers.

16.191

City of Northampton

Pamela Powers <ppowers@northamptonma.gov>

CPC rep from Planning Board

1 message

Carolyn Misch <cmisch@northamptonma.gov> Mon, Sep 26, 2016 at 11:22 AM
To: Pamela Powers <ppowers@northamptonma.gov>
Cc: Bridget Rodrigue <brodrigue@northamptonma.gov>, Sarah LaValley <slavalley@northamptonma.gov>

Pam-
The Planning Board voted last week for Debin Bruce to step off CPC and for Anne Dewitt Brooks to be Planning Board rep on the CPC>

Let me know if I need to do anything else.

Carolyn Misch, AICP

Senior Land Use Planner/Permits Manager
City of Northampton Office of Planning & Sustainability
210 Main St, Room 11
Northampton, MA 01060
413-587-1287
cmisch@northamptonma.gov
www.northamptonma.gov/plan

City of Northampton

Pamela Powers <ppowers@northamptonma.gov>

Fwd: Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

1 message

Mayor of Northampton Mass. <mayor@northamptonma.gov> Tue, Oct 4, 2016 at 11:25 AM
To: Pamela Powers <ppowers@northamptonma.gov>

Here it is!

---------- Forwarded message ----------
From: <noreply@civicplus.com>
Date: Sat, Aug 1, 2015 at 1:37 PM
Subject: Online Form Submittal: Application for Appointment to Boards, Committees and Commissions
To: mayor@northamptonma.gov

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions
Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Ann
Last Name	Brooks
Address1	20 Bridge Road, #1
Address2	*Field not completed.*
City	Northampton
State	MA
Zip	01062
Home Phone	413/727-3955
Work Phone	*Field not completed.*
Cell Phone	804/640-4055
Occupation & Place of Employment	retired
Email	acdbrooks@gmail.com

Sex	*Field not completed.*
Years Lived in Northampton	three
Age	*Field not completed.*
Racial / Ethnic Background	*Field not completed.*
Boards and Committees	Transportation & Parking Commission
Please list "other" board or committee of interest	*Field not completed.*
What skills and experience will you bring to this committee assignment?	planning education
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	Planning/Bike and Pedestrian

Required: Please read the following, by signing below you state that you understand and agree.
The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.

Signature	Ann DeWitt Brooks
Date	8/1/2015

Email not displaying correctly? View it in your browser.

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Lyn N. Simmons, Chief of Staff
Cyndi Murphy, Executive Assistant
Bridget Rodrigue, Mayoral Assistant
Office of Mayor David J. Narkewicz
City of Northampton
210 Main Street, Room 12
Northampton MA 01060

413-587-1249 phone
413-587-1275 fax
www.northamptonma.gov

CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
WALLACE J. PUCHALSKI MUNICIPAL BUILDING
212 MAIN STREET, NORTHAMPTON
Northampton, MA
November 3, 2016

Roll Call

A regular meeting of the City Council was called to order by City Council President William H. Dwight. At 7:13 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 3 Councilor (Vacant)
Ward 4 Councilor Gina-Louise Sciarra
Ward 6 Councilor Marianne L. LaBarge
Ward 7 Councilor Alisa F. Klein

The following City Councilor(s) was (were) absent: Ward 2 Councilor Dennis P. Bidwell and Ward 5 Councilor David A. Murphy

Public Hearing

Public Hearing:

None

Recognitions and One-Minute Announcements by Councilors

Recognitions and One-Minute Announcements by Councilors

Councilor Dwight announced that on Saturday, November 26, 2016 the annual Holiday Parade will take place in Florence. The parade starts at 10:00 am; those wishing to march should line up at Trinity Row starting at 9:30 am.

Communications and Proclamations From the Mayor

Communications and Proclamations From the Mayor:

None

Resolutions

Resolutions:

16.191 A Resolution in support of Bill H.1769, The Massachusetts Pregnant Workers Fairness Act - 1st Reading

16.191 A Resolution in support of Bill H.1769, The Massachusetts Pregnant Workers Fairness Act - 1st Reading

Motion to approve 16.191 in 1st Reading

Councilor LaBarge moved to approve the resolution in 1st Reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

Councilor Sciarra thanked everyone who came and spoke in support of the resolution. She also thanked the local organization MotherWoman and Liz Friedman, Program Director for the company, for leadership and guidance in drafting legislation in support of this issue. The Massachusetts Pregnant Workers Fairness Act was introduced by Representative Ellen Story of Amherst in January of 2015. Representative Peter Kocot is one of the sixty-two co-sponsors. The Bill is presently in the House, Ways, and Means Committee and there is hope that it will pass in an informal session. Baystate Health has also expressed their support for

16.191 Continued the Bill. Northampton would be the first municipality in the Commonwealth to show support for the Bill by means of local legislation. Not only is the law beneficial to pregnant women and their families, it is good for business. Reasonable accommodations include giving someone who stands behind the counter a stool to sit on, or allowing a pregnant worker to carry water with her, or assistance lifting boxes over a certain weight, or a temporary assignment if someone works with harmful chemicals. The accommodations are often low or no cost and the Bill includes a provision so that they "do not impose an undue hardship". When workers can stay in their job it is good for everyone. When pregnant women can continue to work to support their families it helps their health and economic security. It also helps businesses and the economy. Staff turnover in business is costly and time consuming. When pregnant women can legally ask for the accommodations that they need they can work safely and comfortably through their pregnancy and they are not forced to choose between needed employment or their health. Employer obligations are clarified under this law reducing the need for complaints and mediation. Eighteen other states have passed similar laws. California passed their law sixteen years ago and since that time there has been a decline in pregnancy discrimination charges filed with the US Equal Employment Opportunity Commission while during the same time period the number of complaints increased across the US. The majority of women in the US work and many need to work until the end of their pregnancy. Pregnancy is not an illness and pregnant women are not sick. They are strong and capable but it is a significant physiological experience and Councilor Sciarra believes that there is no reason why pregnant women shouldn't be protected under the law. The country has also made strides in the area of parental leave. The US is still behind other places in the world that offer much more time and support around birth. Without this law women often need to begin their maternity leave while still pregnant. This before birth leave is time the mother does not have with the baby after the birth. Providing accommodations is common sense and decency and Councilor Sciarra hopes this is something everyone can get behind. Councilor Sciarra believes the Bill reflects the community values; that it fits with the support of businesses; that it fits with the support of workers and fair work practices; that it fits with civil and human rights and anti-discrimination policy; and that it fits with the support of women's rights in general and support of woman's rights in Northampton in particular.

Councilor Klein supports Councilor Sciarra's message and notes that the Bill is good for workers, women, children, families and businesses. Personally, Councilor Klein wants to support and patronize businesses that are treating pregnant workers with fairness. In 1960 70% of families had at least one parent at home full time. Today 70% of children are growing up in families that are headed by a single parent or two working parents. To this day, pregnant workers are pushed out of their jobs when all that was needed was a simple accommodation or two to remain employed and to maintain a healthy and comfortable pregnancy. Each year it is estimated that over 250,000 pregnant workers are pushed out of their jobs when all that they would have needed to stay in them is a minor accommodation or two. Workers in low wage and physically demanding jobs are at increased risk to be denied minor accommodations. These are workers who are likely to have less bargaining power in their job; less likely to qualify for Family Medical Leave Act (FMLA); less likely to find replacement income if they lose their job; less likely to have access to temporary disability insurance; and are less likely to have a financial cushion if they lose their jobs. This means that the workers who can least afford to lose their jobs are at highest risk to lose them when they are pregnant. The accommodations are reasonable and temporary and Councilor Klein asks how can we not as a society want to ensure the safety and comfortable pregnancy of all women; how can we not ensure that pregnant women can continue to work while they are pregnant to ensure that they may support their family? If we call ourselves a society that values babies and children, women and families, how can we not do everything possible to allow mothers to have reasonable and temporary accommodations? Besides basic issues of fairness, there is also an economic and public health impact for justifying the passage of a pregnant workers fairness act. Almost ½ of the US workforce is made up of women and 75% of those women will become pregnant at some point during their employment. If they and their families are faced with economic insecurity which results in them losing their job, their financial struggles have resounding implications for the economy as a whole. Providing accommodations is crucial to infant and maternal health. Pregnant works who are denied accommodations are essentially working under unhealthy or dangerous conditions that could put their health at risk, their infant's health at risk, and their pregnancy at risk. A 2015 report by the national based organization Better Balanced says that a clear right to an accommodation not only ensures better health outcomes for women and infants, it also reduces health care costs thus

16.191 Continued

supporting the economy. Councilor Klein notes that the national organization MotherWoman advocates for policies that are good for mothers, mothers-to-be, and families and promotes the leadership and resilience of mothers and mothers-to-be. Under the leadership of Program Director Liz Freidman, the Pregnant Workers Fairness Act has come to the point that it is at in the State House. Councilor Klein hopes that fellow councilors will support the resolution.

Councilor LaBarge wished that she had the protections as outlined in the resolution. She thanked members of the public for speaking about the issue; she feels that the proposed legislation is excellent. She believes it is a civil and human rights issue. She has heard of instances that have occurred with pregnant girls who were working in factories years ago. It needs to be done and Councilor LaBarge is glad the issue is in the State House now. She is honored and pleased that the City of Northampton is the first municipality to draft language in support of the Bill.

Councilor Carney thanked the staff at MotherWomen and fellow councilors for bringing the resolution forward. She feels it is a very important issue and she appreciates the reference in the resolution to Northampton's right to organize resolution and the living wage resolution. The City has demonstrated that it cares about workplace issues of fairness and justice and it seems to follow that this resolution would be within our purview. The Council is also in a unique position to advocate for worker issues by leading the way with this resolution.

Councilor O'Donnell thanked the sponsors for bringing the resolution forward and stated that he would be very proud if Northampton adopted the resolution and was the first in the Commonwealth to do so. There is a direct and obvious benefit to the citizens of Northampton and there is a universal benefit beyond geography. This is an example of moral leadership and Councilor O'Donnell stated that he is very grateful for this.

Councilor Dwight noted that it is embarrassing that simple accommodations need to be codified. One would think that this practice would be part of the warp and weave of employment practices. Pregnancy is the most human condition; Councilor Dwight is proud that the Council is addressing this issue. At the same time he is embarrassed that this needs to be discussed in 2016.

Motion Carried

See minutes of November 17, 2016 for second reading.

Presentations

Presentations:

None

Consent Agenda

Consent Agenda

Motion to remove 16.181 from Consent Agenda

Councilor LaBarge moved to remove item D – 16.181 Mobilitie LLC Pole Petition Request - from the Consent Agenda; Councilor Sciarra seconded the motion. Councilor O'Donnell noted that removing items from the Consent Agenda does not require a second to the motion. Councilor Dwight noted that representatives from Mobilitie will be meeting with the City Solicitor to discuss the needs of this company. The City needs more information before acting on this request. Councilor LaBarge moved to postpone the item and reconsider it once it is represented; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

Motion to remove 16.192 from Consent Agenda

Councilor Sciarra requested that item C – 16.192 Application from Northampton Center for the Arts for a fireworks display during the First Night Celebration – be removed from the Consent Agenda. Penny Burke was present from the Northampton Center for the Arts and explained that this is an annual request for a fireworks display during First Night. Councilor Dwight noted that the Fire Rescue Department has given their consent to the permit. Councilor LaBarge moved to approve the petition; Councilor Sciarra seconded the motion. The motion was approved on a voice vote of 6 Yes, 0 No, 2 Absent (Councilors Bidwell and Murphy), 1 Vacant.

Motion to approve Consent Agenda	Councilor O'Donnell moved to approve the consent agenda; Councilor Klein seconded the motion. The motion was approved on a voice vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.
Motion Carried	The following items were approved as part of the consent agenda: **16.193 referral of the following appointments to the Committee on City Services:** Agricultural Commission: Stanley Zawalick, 538Sylvester Road, Florence – term (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 License Commission: Natasha Yakovlev, 147 Nonotuck Street, Florence – term November 2016 – June 2022 (to fill William Rosen's space) **16.194 Referral of the following appointments to the Committee on City Services:** 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 (replacing the expired term of the late Joan Welch); Christopher Cahillane, 384 South Street, Northampton – term November 2016 – June 2019 (replacing the expired term of Hugh Adams); Roisin Quinn, 35 New South Street, #207, Northampton - term November 2016 – June 2018 (replacing the expired term of David Short) **Minutes of City Council Meeting on October 20, 2016.**
Recess for Committee on Finance Meeting	**Due to lack of a quorum the City Council Committee on Finance did not meet.**
Financial Orders	**Financial Orders**
16.179 An Order to appropriate $3,000 for the Gare Collection & 16.180 An Order to appropriate $3,000 for the Pro Brush Collection - 2nd Reading	**A. 16.179 An Order to appropriate $3,000 for the Gare Collection - 2nd Reading** **B. 16.180 An Order to appropriate $3,000 for the Pro Brush Collection - 2nd Reading**
Motion to approve 16.179 & 16.180	~~Councilor LaBarge moved to approve the orders in 2nd Reading; Councilor Sciarra seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.~~ The above motion was improperly stated and the orders were subsequently taken up as follows:
Motion to approve 16.179 & 16.180 as a group in 2nd Reading	Councilor LaBarge moved to approve the orders as a group in 2nd Reading; Councilor Carney seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

Motion Carried to approve 16.179 & 16.180 as a group in 2nd Reading

The following orders passed second reading:

Upon the recommendation of the Community Preservation Committee

O-16.179
An Order
To appropriate $3,000 for the preservation of the Gare Collection

Ordered, that

WHEREAS, Historic Northampton, Inc. submitted a Small Grants application for Community Preservation Act funding to purchase climate controlled museum collection shelving units to properly store and display the Gare Collection;

WHEREAS, the Gare Collection is a collection of 528 silversmithing and clockmaking tools and accounting books accumulated by a prominent Northampton business that operated continuously on Main Street from 1785 to 1994;

WHEREAS, CPA funds will be used to help secure important historic resources that tell the 209-year history of a business in the Community, and has received public support;

WHEREAS, Historic Northampton has raised 1:1 matching funds from private donations;

WHEREAS, on September 21, 2016 the Northampton Community Preservation Committee, voted unanimously to recommend that $3,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,
That $3,000 be appropriated from Community Preservation Act funding to Historic Northampton, Inc. purchase and installation of museum shelving units to house the Gare Collection. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.
Specifically, $3,000 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932

16.179 Enrolled

Rules suspended, passed two readings and enrolled.

The following order passed second reading:
Upon the recommendation of the Community Preservation Committee

O-16.180
An Order
To appropriate $3,000 for the preservation of the Pro Brush Collection

Ordered, that

WHEREAS, Historic Northampton, Inc. submitted a Small Grants application for Community Preservation Act funding to purchase climate controlled museum collection shelving units to properly store and display the Pro Brush Collection;

WHEREAS, the Pro Brush Collection is a collection of Daguerrotypes and photographs, company products, company records, advertising, and manufacturing tools;

16.179 & 16.180 Continued

WHEREAS, Historic Northampton has raised 1:1 matching funds from private donations;

WHEREAS, CPA funds will be used to help secure important historic resources that play an important role in the history of manufacturing in Florence, the history of photography, and abolitionism in Northampton

WHEREAS, on September 21, 2016 the Northampton Community Preservation Committee, voted unanimously to recommend that $3,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That $3,000 be appropriated from Community Preservation Act funding to Historic Northampton, Inc. purchase and installation of museum shelving units to house the Pro Brush Collection. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, $3,000 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932

16.180 Enrolled

Rules suspended, passed two readings and enrolled.

16.186 An Order to authorize budgetary transfers into Workers Comp Insurance - 2nd Reading

16.186 An Order to authorize budgetary transfers into Workers Comp Insurance - 2nd Reading

Motion to approve 16.186 in 2nd Reading

Councilor LaBarge moved to approve the orders in 2nd reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

Motion Carried

The following order passed second reading:

Upon recommendation of the Mayor

O-16.186
An Order
To authorize budgetary transfers into Workers Comp Insurance

Ordered, that

the following FY2017 budgetary transfers be and hereby are made:

Department	Description		Org	Object	Transfer From:	Transfer To:
General Liability Insurance	OM	Public Employee Liability	19452	574004	(66,000)	
Workers Comp Insurance	PS	Police/Fire Accident Insurance	19122	517004	(3,507)	
Workers Comp Insurance	PS	Workers Compensation	19121	517003		69,507
TOTAL:					(69,507)	69,507

16.186 Enrolled

Rules suspended, passed two readings and enrolled.

Orders

16.185 An Order to suspend parking fees for certain dates in 2016 - 2nd Reading

Motion to approve 16.185i 2nd Reading

Motion Carried

16.185 Enrolled

Orders

16.185 An Order to suspend parking fees for certain dates in 2016 - 2nd Reading

Councilor LaBarge moved to approve the orders in 2nd reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

The following order passed 2nd Reading:

Upon the recommendation of the Mayor and the Transportation & Parking Commission

16.185
An Order
To suspend parking fees for certain dates in 2016

Ordered, that

On the following days collection of fees for on-street and off-street parking spaces, excluding the EJ Gare Parking Garage, shall be suspended:
Friday, November 25, 2016 (Black Friday)
Saturday, November 26, 2016 (Small Business Saturday)
Saturday, December 24, 2016 (Christmas Eve)
Saturday, December 31, 2016 (First Night/New Year's Eve)

Rules suspended, passed two readings and enrolled.

16.187 An Order to impose a lien for cross-connection charges and fees that have not been paid by the due date - 2nd Reading

Motion to approve 16.187 in 2nd Reading

Motion Carried

16.187 An Order to impose a lien for cross-connection charges and fees that have not been paid by the due date - 2nd Reading

Councilor LaBarge moved to approve the orders in 2nd reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

The following order passed second reading:

Upon recommendation of the Mayor

O-16.187
An Order
To impose a lien for cross-connection charges and fees that have not been paid by the due date

Whereas, in order to ensure that all potable water throughout the Northampton water supply system is free from any potential outside contamination, by regulation of the Department of Environmental Protection the city is required to have an approved program that surveys all potential cross connection sites and tests all devices. Double check valve

16.187 Continued

devices are tested annually and reduced pressure zone devices are tested semi-annually. All commercial, industrial and agriculture buildings must be resurveyed every ten years for cross connections.

Whereas, the city of Northampton bills landowners for fees and charges associated with the cross-connections program including an initial application/approval fee of $65 and an annual fee based upon devices owned and tested; and; and

Whereas, M.G.L. c. 40, § 58 provides that "Any city or town may impose a lien on real property located within the city or town for any local charge or fee that has not been paid by the due date, said lien shall be known as the "municipal charges lien"; provided, that a separate vote at a town meeting, or by a city or town council is taken for each type of charge or fee."

Whereas, the city of Northampton cannot presently lien property for unpaid cross-connection charges and fees; and

Whereas, the city desires to include cross-connection charges as a municipal charges lien;

NOW, THEREFORE, BE IT ORDERED:
In accordance with M.G.L. c. 40, § 58, charges and fees for cross-connections shall be included as a municipal charges lien, and the city may impose a lien on real property located within the city for cross-connection charges and fees that have not been paid by the due date.

16.187 Enrolled

Rules suspended, passed two readings and enrolled.

Ordinances

Ordinances

Motion to approve 16.164, 16.165, & 16.166 as a group in 2nd Reading

Councilor Carney moved to approve the following ordinances as a group in 2nd Reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

16.164 An Ordinance To amend Chapter 312-36 of the Code Book by modifying Parking Meter Fees in Class 1A & 1C and to add Class 1F - 2nd Reading

16.165 An Ordinance to amend parking time limits in Class 1A and 1B – 2nd Reading

16.166 An Ordinance to amend time limit in Old South Street parking lot – 2nd Reading

16.164 An Ordinance To amend Chapter 312-36 of the Code Book by modifying Parking Meter Fees in Class 1A & 1C and to add Class 1F

16.165 An Ordinance to amend parking time limits in Class 1A and 1B (See map)

16.166 An Ordinance to amend time limit in Old South Street parking lot- 2nd Reading

16.164, 16.165, 16.166 Continued

Councilor O'Donnell questioned about the typographical question that was asked at the last meeting; Mayor Narkewicz indicated that it was unknown why the ordinance was written the way it was. The Mayor would like to take time to take proper measurements and introduce language changes at a different point but would like to follow-through with the ordinance at this particular time the way it is presented. The Mayor also indicated that the Council will pass this ordinance tonight on second reading; however, the implementation phase may require a bit more time. The Mayor may delay signing the ordinance for up to 10 days. Signage will be installed and the Mayor plans a press release announcing to the public when the ordinance takes effect.

Motion Carried

The following ordinance passed second reading:

16.164

Upon the Recommendation of Mayor David J. Narkewicz

16.164
AN ORDINANCE
To amend Chapter 312-36 of the Code Book by modifying Parking Meter Fees in Class 1A & 1C and to add Class 1F

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising § Chapter 312-36 of said Code; providing that § 312-36 Parking Meter Locations and Regulations.
Be it ordained by the City Council of the City of Northampton, in city Council assembled, as follows:
Section 1: that § Chapter 312 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:
Section that § 312-36 Parking Meter Locations and Regulations
Modify

Class	Time Limit	Fee
1A	~~1~~ 2 Hours	~~$0.75~~ $1.00 per hour
1C	~~1~~ 2 Hours	~~$0.15~~ $0.25 per hour

Add

Class	Time Limit	Fee
1F	3 Hours	$0.75 per hour

16.164 Ordained & Enrolled

Rules suspended, passed two readings, ordained and enrolled.

16.165

The following ordinance passed second reading:

Upon the Recommendation of Mayor David J. Narkewicz

16.165
AN ORDINANCE
To amend Chapter 312-109 of the Code Book to modify time limits in Class 1A & 1B

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising § Chapter 312-109 of said Code; providing that § 312-109 Schedule VIII: On-Street Parking Meter Zones.
Be it ordained by the City Council of the City of Northampton, in city Council assembled, as follows:
Section 1: that § Chapter 312 of the Code of Ordinances of the City of

16.164, 16.165, 16.166 Continued

Northampton, Massachusetts, be amended so that such section shall read as follows:
Section that § 312-109 Schedule VIII: On-Street Parking Meter Zones

Modify

Location	Side	From	To	Time Limit/Class
Bridge Street	North-West	Main Street	Market Street	~~1~~ 2 hours/Class 1A
Crafts Avenue	West	Entire length (unless otherwise specified)		~~1~~ 2 hours/Class 1A
Main Street	Both	Entire length (unless otherwise specified)		~~1~~ 2 hours/Class 1A
Main Street	North-west	Point 50 feet north-easterly from King Street	Point 315 feet north-easterly	~~1~~ 2 hours/Class 1A
Main Street	South-east	Point 73 feet north-easterly from Pleasant Street	Point 30 feet south-westerly from Strong Avenue	~~1~~ 2 hours/Class 1A
Main Street	South	Point 186 feet easterly from New South Street	Point 83 feet westerly from Crafts Avenue	~~1~~ 2 hours/Class 1A
Merrick Lane	South	Entire length (unless otherwise specified)		~~1 hour/Class 1A~~ 2 hours/Class 1B

16.165 Ordained & Enrolled

Rules suspended, passed two readings, ordained and enrolled.

16.166 The following ordinance passed second reading:

Upon the Recommendation of Mayor David J. Narkewicz

16.166

AN ORDINANCE

To amend Chapter 312-110 of the Code Book to modify time limit in Old South Street parking lot as described

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising § Chapter 312-110 of said Code; providing that § 312-110 Schedule IX: Off-Street Parking Areas.
Be it ordained by the City Council of the City of Northampton, in city Council assembled, as follows:
Section 1: that § Chapter 312 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:
Section that § 312-110 Schedule IX: Off-Street Parking Areas
Modify

Parking Area	Location	Area/Number of Spaces	Time Limit/Clas
Old South Street	Sinconofli Lot, easterly side of Old South Street and southerly side of Old Railroad bed	21 spaces in front of Maplewood Shops	~~1~~ 2 hours/Class

16.166 Ordained & Enrolled

Rules suspended, passed two readings, ordained and enrolled.

16.172 An Ordinance to amend list of enforcing officers and penalties for noncriminal disposition from Chapter 40-5 of the Code Book - 2nd Reading

16.172 An Ordinance to amend list of enforcing officers and penalties for noncriminal disposition from Chapter 40-5 of the Code Book - 2nd Reading

Motion to approve 16.172 in 2nd Reading

Councilor O'Donnell moved to approve the ordinance in 2nd Reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.

Motion Carried

The following ordinance passed 2nd reading:

Upon the Recommendation of Mayor David J. Narkewicz

16.172

AN ORDINANCE

To amend list of enforcing officers and penalties for noncriminal disposition from Chapter 40-5 of the Code Book

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising § Chapter 40-5 of said Code; providing that list of enforcing officers and penalties for noncriminal disposition.

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

Section 1: that § Chapter 40-5 of the Code of Ordinances of the City of Northampton Massachusetts, be amended so that such section shall read as follows:

Section § Chapter 40-5

Add

Chapter/Section	Enforcing Officer	Fine
285-12	Police	$20

16.172 Ordained and Enrolled

Rules suspended, passed two readings, ordained and enrolled.

16.183 An Ordinance relative to bike lines on Locust Street - Refer to Committee on Legislative Matters

16.183 An Ordinance relative to bike lines on Locust Street - Refer to Committee on Legislative Matters

Motion to Refer 16.183 to Committee **Motion Carried**	Councilor LaBarge moved to refer the ordinance to the Committee on Legislative Matters; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant.
Updates from Council President and Committee Chairs	**Updates from Council President and Committee Chairs** None
Information Requests (Charter Provision 2-7) and Information Study Requests	**Information Requests (Charter Provision 2-7) and Information Study Requests** None
New Business	**New Business:** None
	At 7:59 p.m., a motion to adjourn was made by Councilor Sciarra and seconded by Councilor Carney. The vote to adjourn passed on a voice vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy and Bidwell), 1 Vacant. Attest: _____, Administrative Assistant to the City Council

2016 - 2017 ROLL CALL RECORD FOR NORTHAMPTON CITY COUNCIL											
Record of City Council Votes for November 3, 2016		Vacant	Bidwell	Carney	Dwight	Klein	LaBarge	Murphy	O'Donnell	Sciarra	Total
Roll Call by Pamela L. Powers, Administrative Assistant to the City Council @ 7:13 p.m.			Absent	Present	Present	Present	Present	Absent	Present	Present	6 Present, 2 Absent, 1 Vacant
16.191 A Resolution in support of Bill H.1769, The Massachusetts Pregnant Workers Fairness Act	1st Reading		Absent	Yes	Yes	Second Yes	Motion to Approve Yes	Absent	Yes	Yes	Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant
A. 16.179 An Order to appropriate $3,000 for the Gare Collection - 2nd Reading	2nd Reading		~~Absent~~	~~Yes~~	~~Yes~~	~~Yes~~	~~Motion to Approve Yes~~	~~Absent~~	~~Yes~~	~~Second Yes~~	~~Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant~~
B. 16.180 An Order to appropriate $3,000 for the Pro Brush Collection - 2nd Reading	2nd Reading		Absent	Second Yes	Yes	Yes	Motion to approve as a group Yes	Absent	Yes	Yes	Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant
16.186 An Order to authorize budgetary transfers into Workers Comp Insurance - 2nd Reading	2nd Reading		Absent	Yes	Yes	Yes	Motion to Approve Yes	Absent	Second Yes	Yes	Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant
16.185 An Order to suspend parking fees for certain dates in 2016 - 2nd Reading	2nd Reading		Absent	Yes	Yes	Yes	Motion to Approve Yes	Absent	Second Yes	Yes	Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant
16.187 An Order to impose a lien for cross-connection charges and fees that have not been paid by the due date - 2nd Reading	2nd Reading		Absent	Yes	Yes	Second Yes	Motion to Approve Yes	Absent	Yes	Yes	Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant
16.164 An Ordinance To amend Chapter 312-36 of the Code Book by modifying Parking Meter Fees in Class 1A & 1C and to add Class 1F	2nd Reading		Absent	Motion to approve as a group Yes	Yes	Second Yes	Yes	Absent	Yes	Yes	Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant
16.165 An Ordinance to amend parking time limits in Class 1A and 1B (See map)	2nd Reading										
16.166 An Ordinance to amend time limit in Old South Street parking lot	2nd Reading										
16.172 An Ordinance to amend list of enforcing officers and penalties for noncriminal disposition from Chapter 40-5 of the Code Book - 2nd Reading	2nd Reading		Absent	Yes	Yes	Yes	Second Yes	Absent	Motion to Approve Yes	Yes	Motion Carried 6 Yes, 0 No, 2 Absent, 1 Vacant
At 7:59 p.m. Councilor Sciarra motioned to adjourn; Councilor Carney seconded the motion. The motion was approved on a voice vote of 6 Yes, 0 No, 2 Absent (Councilors Murphy & Bidwell), 1 Vacant.											
Recorded By:											
Pamela L. Powers, Administrative Assistant to the City Council											
(413) 587-1210; ppowers@northamptonma.gov											

City of Northampton

MASSACHUSETTS

_____

In City Council, November 17, 2016

Upon the recommendation of Mayor David J. Narkewicz, Planning & Sustainability, and the Conservation Commission

O-16.196
An Order
To purchase 20.7± acres on Water Street in Leeds

Ordered, that

WHEREAS, The ***Open Space and Recreation Plan: 2011-2018*** recommends preserving open space to expand the Saw Mill Hills-Roberts Hill Conservation Area to the north;

WHEREAS, The owner of 20.7± acres located on Water Street in Leeds, the only parcel that can achieve this goal, has agreed to sell their property for $85,000;

WHEREAS, This purchase will provide more passive recreation opportunities and provide a walking linkage from the center of Leeds to the conservation area;

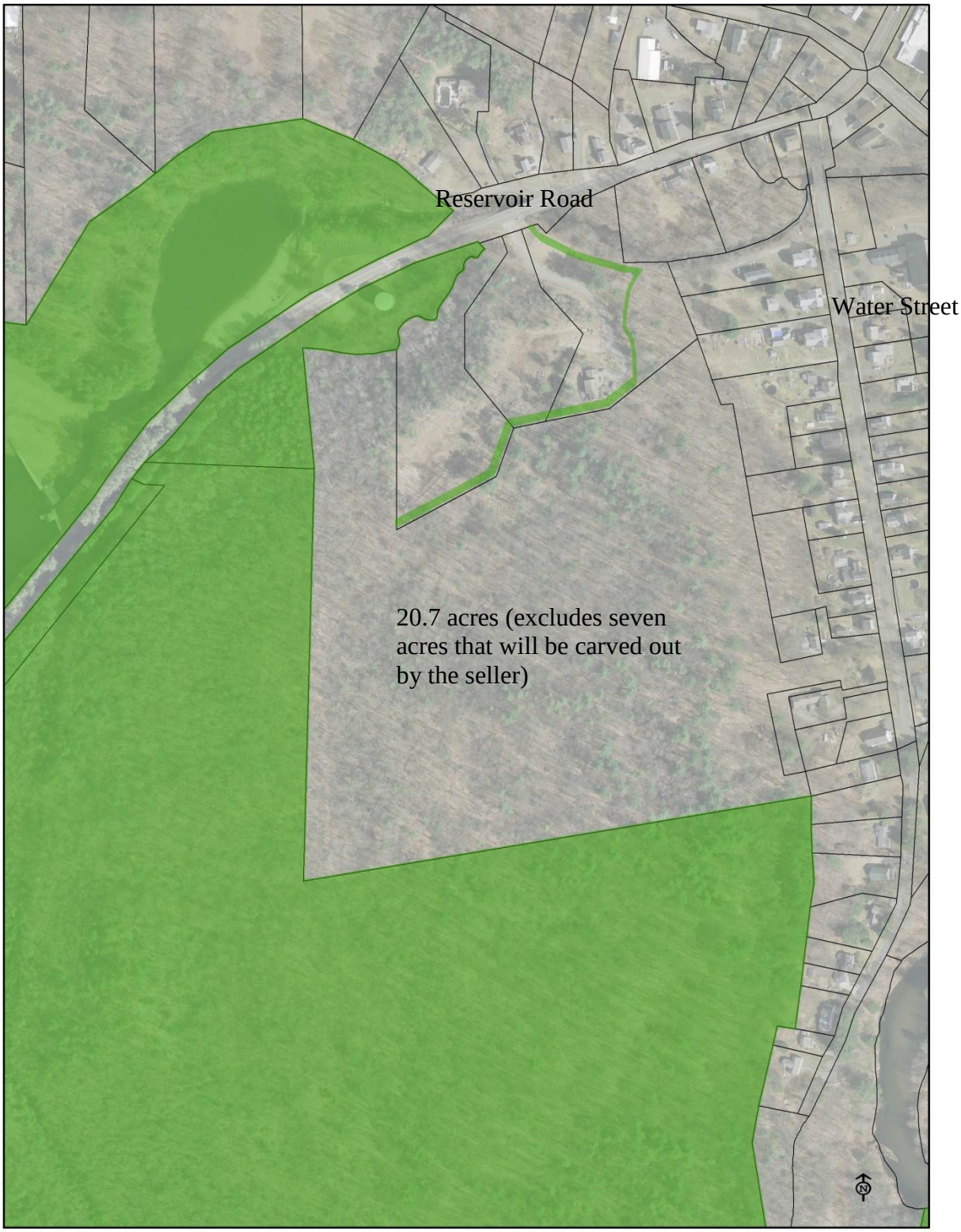
WHEREAS, Funding will come from Community Preservation Act, other grants, and community contributions;

Ordered, that

The Conservation Commission is authorized to purchase or otherwise acquire for conservation and passive recreation purposes, as provided by MGL Chapter 40, §8C, any fee, easement or conservation restriction as defined in MGL Chapter 184, §31 or any other interest in the above land and any immediately adjoining land, with such related restrictions and agreements as the City determines are agreeable;

Further, that the City Council hereby accepts such conservation restrictions;

Further, that the Conservation Commission is authorized to grant conservation restrictions on any land so acquired.


Reservoir Road
Water Street
20.7 acres (excludes seven acres that will be carved out by the seller)

16.196

City of Northampton

MASSACHUSETTS

_____

In City Council, November 17, 2016

Upon the recommendation of Mayor David J. Narkewicz, Planning & Sustainability, and the Conservation Commission

16.197
An Order
To purchase 55 ± acres on the easterly side of Coles Meadow Road with an easement

Ordered, that

WHEREAS, The ***Open Space and Recreation Plan: 2011-2018*** recommends preserving open space to expanding the Broad Brook Greenway and protecting the Broad Brook watershed;

WHEREAS, The owner of 55± acres located easterly of Coles Meadow Road, Northampton, and an easement to provide access to Linseed Road, Hatfield, has agreed to sell their property for $55,000, below the City's assessed value;

WHEREAS, This purchase will link the Broad Brook Greenway providing new walking opportunities for Northampton residents along an attractive ridge and into Hatfield, providing additional collaboration opportunities with the Town of Hatfield;

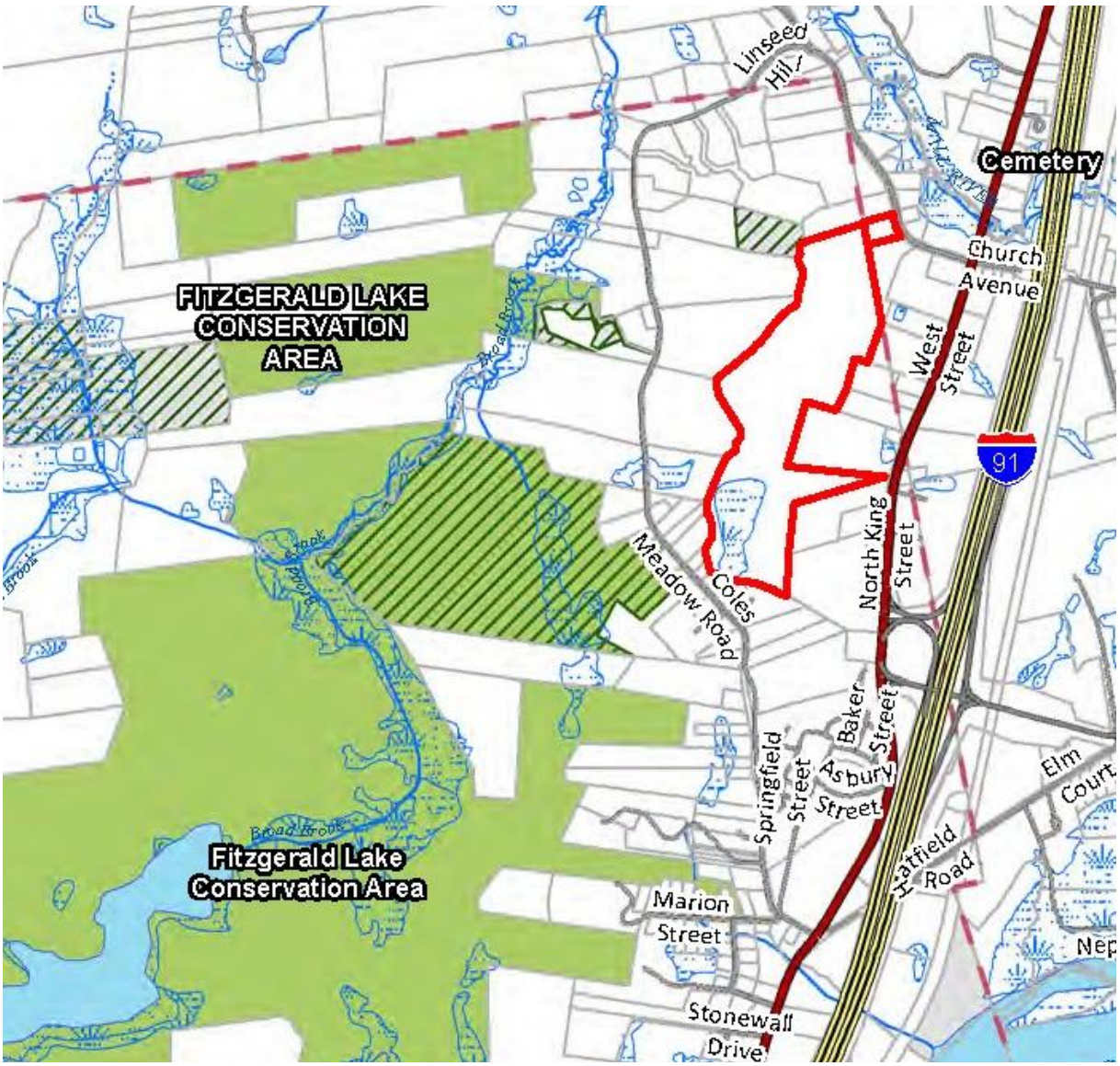
WHEREAS, Funding will come from Community Preservation Act, other grants, and community contributions;

Ordered, that

The Conservation Commission is authorized to purchase or otherwise acquire for conservation and passive recreation purposes, as provided by MGL Chapter 40, §8C, any fee, easement or conservation restriction as defined in MGL Chapter 184, §31 or any other interest in the above land and any immediately adjoining land, with such related restrictions and agreements as the City determines are agreeable;

Further, that the City Council hereby accepts such conservation restrictions;

Further, that the Conservation Commission is authorized to grant conservation restrictions on any land so acquired.


Linseed Hill
Cemetery
Church Avenue
FITZGERALD LAKE CONSERVATION AREA
West Street
91
North King Street
Meadow Road
Coles
Baker Street
Asbury Street
Springfield Street
Elm Court
Hatfield Road
Fitzgerald Lake Conservation Area
Marion Street
Stonewall Drive

City of Northampton

MASSACHUSETTS

_____

In City Council, November 17, 2016

Upon the recommendation of Mayor David J. Narkewicz, Planning & Sustainability, and the Conservation Commission

16.198
An Order
To purchase 30.7 ± acres in the Mineral Hills Conservation Area

Ordered, that

WHEREAS, The ***Open Space and Recreation Plan: 2011-2018*** recommends preserving open space to expand the Mineral Hills Conservation Area southerly to connect to Route 66 and fill in wildlife and walking trail gaps;

WHEREAS, The owner of 30.7± acres located on Westhampton Road/Route 66, one of the gaps between the Mineral Hills Conservation Area at Turkey Hill and the Mineral Hills Conservation Area south of Route 66, has agreed to sell their property for $125,000, which is below the City's assessed value;

WHEREAS, This purchase will build the Mineral Hills link and help achieve a priority parcel for both ecological linkage and climate change adaptation;

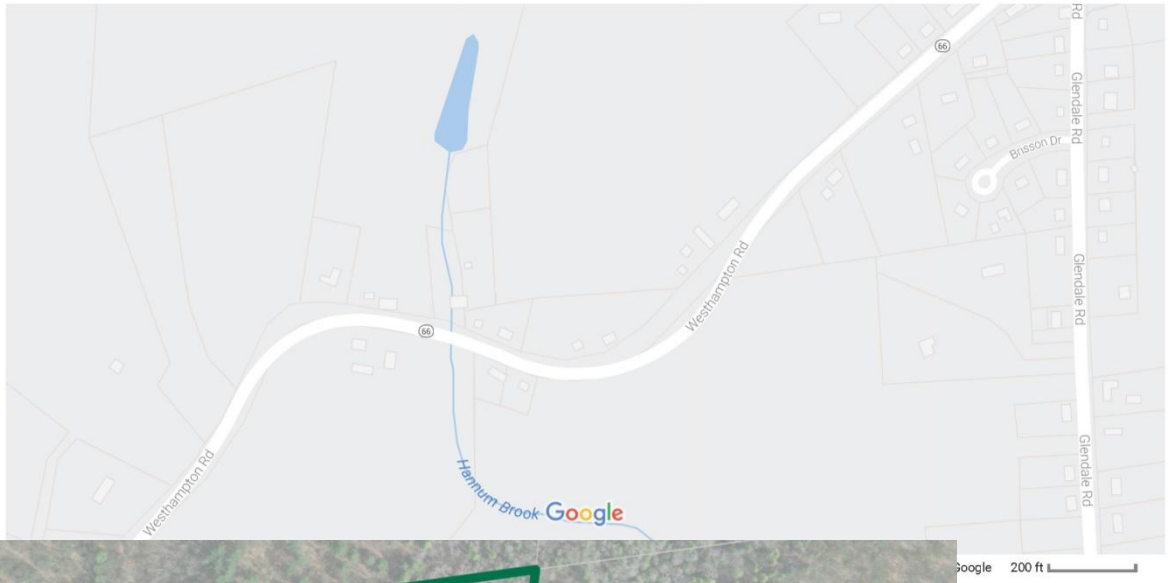
WHEREAS, Funding will come from Community Preservation Act, other grants, and community contributions;

Ordered, that

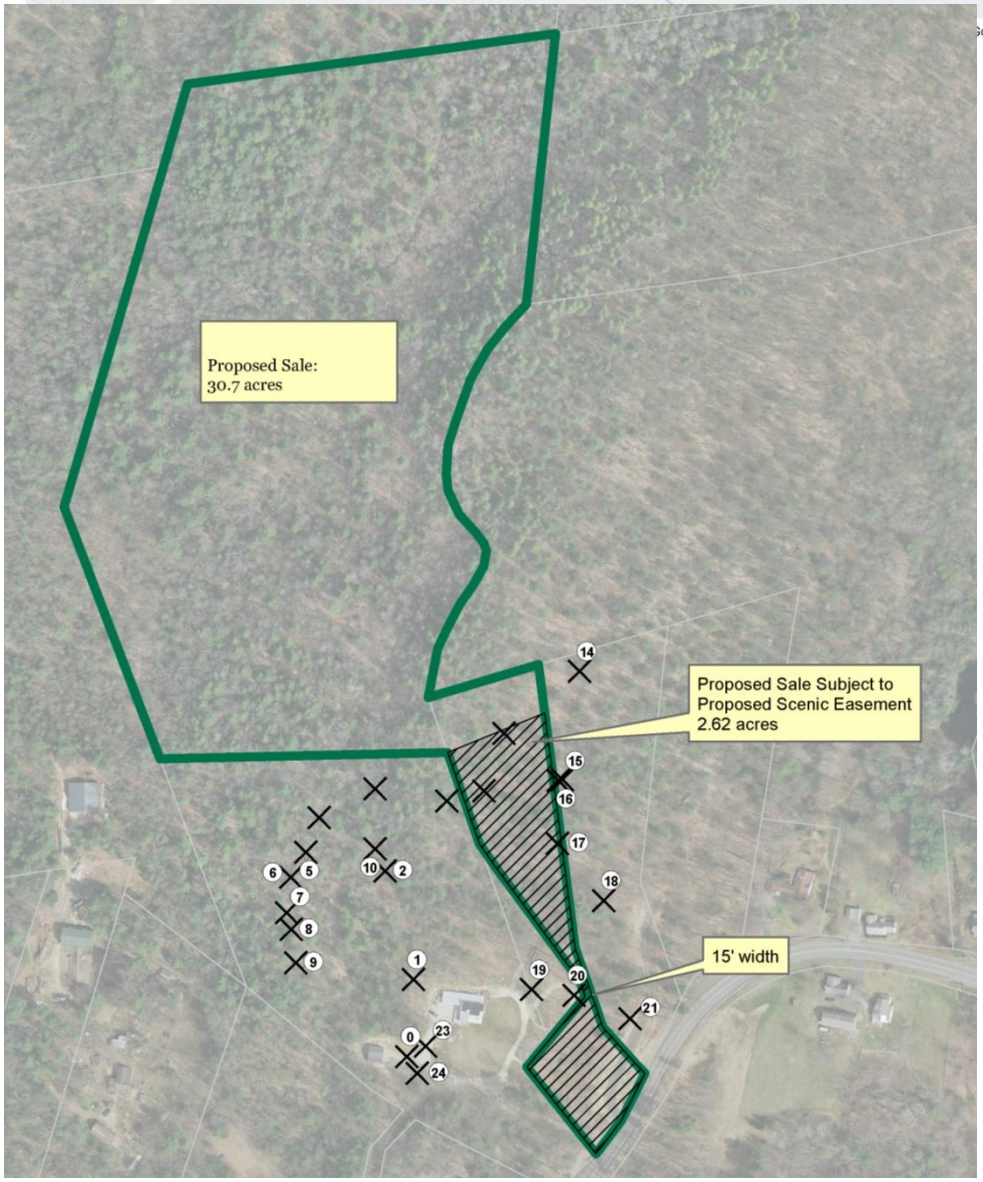
The Conservation Commission is authorized to purchase or otherwise acquire for conservation and passive recreation purposes, as provided by MGL Chapter 40, §8C, any fee, easement or conservation restriction as defined in MGL Chapter 184, §31 or any other interest in the above land and any immediately adjoining land, with such related restrictions and agreements as the City determines are agreeable;

Further, that the City Council hereby accepts such conservation restrictions;

Further, that the Conservation Commission is authorized to grant conservation restrictions on any land so acquired.



Subject area



16.198

City of Northampton

MASSACHUSETTS

In City Council November 17, 2016

Upon recommendation of the Mayor

16.199
An Order
To approve budgetary transfers in the Health Department

Ordered, that

the following FY2017 budgetary transfers be and hereby are made:

Department	Description		Org	Object	Transfer From:	Transfer To:
Health Department	OM	Contracted Inspection Services	15112	531007	(720)	
Health Department	PS	Salaries Technical/Prof	15111	512000		720
TOTAL:					**-720**	**720**

City of Northampton

MASSACHUSETTS

In City Council November 17, 2016

Upon recommendation of the Mayor

16.201
An Order
To appropriate $7,500 to pay for services related to roofing replacement schematic design feasibility study for Bridge Street Elementary School

Ordered, that

That the City of Northampton appropriate the amount of $7,500 for the purpose of paying for owners project manager (OPM) services related to the roofing replacement schematic design feasibility study for the Bridge Street Elementary School, located at 2 Parson Street, Northampton, MA 01060, a school serving public school students in grades kindergarten thru fifth grade, including the payment of all costs incidental or related thereto, and for which City of Northampton may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the Northampton School Building Committee. To meet this appropriation the Northampton City Council, with the approval of the Mayor will appropriate $7,500 from funds remaining in the account entitled Leeds Roof Membrane Project (19303 586514). The City of Northampton acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the City of Northampton incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City of Northampton.

City of Northampton

MASSACHUSETTS

In City Council November 17, 2016

Upon recommendation of the Mayor

16.202
An Order
To appropriate $7,500 to pay for services related to roofing replacement schematic design feasibility study for Leeds Elementary School

Ordered, that

That the City of Northampton appropriate the amount of $7,500 for the purpose of paying for owners project manager (OPM) services related to the roofing replacement schematic design feasibility study for the Leeds Elementary School, located at 20 Florence Street, Northampton, MA 01060, a school serving public school students in grades kindergarten thru fifth grade, including the payment of all costs incidental or related thereto, and for which City of Northampton may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the Northampton School Building Committee. To meet this appropriation the Northampton City Council, with the approval of the Mayor will appropriate $7,500 from funds remaining in the account entitled Leeds Roof Membrane Project (19303 586514). The City of Northampton acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the City of Northampton incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City of Northampton.

City of Northampton

MASSACHUSETTS

In City Council November 17, 2016

Upon the recommendation of Mayor David J. Narkewicz

16.203
An Order
To surplus property located at 221 Riverside Drive (Feiker School)

Whereas, the City of Northampton owns a former elementary school property located at 221 Riverside Drive known as the Feiker School, and shown on Assessors Map 30B, Parcel 22; and

Whereas, in fiscal year 2004, the Northampton School Committee, after determining that the property was no longer needed for district educational purposes, but citing a shortage of available childcare programs in the area, determined that issuing a Request for Proposals (RFP) to secure an early childhood education tenant for the building was in the best interests of the school district; and

Whereas, the Nonotuck Community School, Inc. a private non-profit child care program, was awarded a lease in 2004 and has operated in the building continuously since January 2005; and

Whereas, the Nonotuck Community School, Inc. was recently awarded a new, shorter-term lease effective July 1, 2016 thru August 30, 2019 to allow its Board of Directors additional time to determine whether it could participate in a request for proposals (along with other potential bidders) to purchase the building from the City; and

Whereas, the School Committee voted unanimously on October 13, 2016 to surplus the property so that the Mayor could seek authorization to sell the property at fair market value to ensure the Feiker School's continued long-term use for early childhood education; and

Whereas, the City of Northampton does not have a municipal use for the property and concurs with the School Committee's recommendation that it remain in use for early childhood education; and so now be it

ORDERED THAT

The property at 221 Riverside Drive is declared surplus to City needs and is hereby transferred to the care, custody and control of the Mayor for the purpose of selling such property for use for early childhood education in accordance with Massachusetts procurement law and on such terms and conditions as the Mayor deems reasonable and appropriate.

City of Northampton

MASSACHUSETTS

_____

In City Council October 17, 2016

Upon recommendation of the Mayor

16.204
An Order
To approve Inter-Municipal Agreements for Paramedic Intercept Services & PVTA Services

Ordered, that

Whereas MGL C.40 s. 4A allows for joint operation of public activities among governmental units, and

Whereas, MGL c. 40, s. 4A requires that such inter-governmental agreements be approved, in a city, by the City Council and the Mayor, and;

Whereas the City of Northampton provides services to and shares services with other municipalities;

Therefore pursuant to MGL C. 40 s. 4A the City Council hereby authorizes the City of Northampton to enter into the following inter-municipal agreements:

For Paramedic Intercept Services for FY17 and FY18, and thereafter, shall automatically renew for subsequent one-year periods unless terminated as per the agreement, however, not to exceed twenty-five years with the following municipalities:

Town of Amherst, MA
Town of Hatfield, MA
Town of Conway, MA
Town of Southampton, MA
City of Easthampton, MA
South County EMS – serving the towns of Deerfield, Whately, and Sunderland
Highland Ambulance – serving the towns of Williamsburg, Goshen, Chesterfield, Cummington, Plainfield and Ashfield
Hilltown Community Ambulance Association – serving the towns of Huntington, Russell, Chester, Blandford and Beckett
Pioneer Valley Ambulance Service – serving the town of Westhampton and local nursing homes and hospitals

For Senior Transportation Services with the Pioneer Valley Transit Authority for FY17 via the PVTA's Pilot Program, and which shall automatically renew for subsequent one year periods unless terminated as per the agreement, however not to exceed twenty-five years.

City of Northampton

MASSACHUSETTS

16.200
An Order
To approve payment of a prior year bill for the DPW

In City Council November 17, 2016

Upon recommendation of the Mayor

BE IT ORDERED

that the Council authorize payment of a prior fiscal year bills (FY2016):

UMASS Extension $63.00

CITY OF NORTHAMPTON
MASSACHUSETTS

In the City Council, November 17, 2016
Upon the Recommendation of Councilor Ryan R. O'Donnell.

O-16.195
AN ORDER

TO MAKE VARIOUS AMENDMENTS
TO THE COUNCIL RULES

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

1

~~2.6.4. Non-Member Attendance at Council Committees~~

~~3.2. State Legislative Agenda~~

4.6. **Minutes of previous meeting**
4.7 Conduct
4.8 ~~4.7.~~ Public Comment
4.9 ~~4.8.~~ New Business
4.10 ~~4.9.~~ Recess
~~4.10. Priority of Motions~~
4.11. Order and Manner of Speaking
4.12. Order During Debate
4.13. Voting
~~4.14. Ending Time of Meetings~~
4.14 ~~4.15.~~ Remote Meeting Participation
4.15 ~~4.16.~~ Minutes of Executive Session Meetings

2

4.14 ~~4.15.~~ REMOTE MEETING PARTICIPATION. Councilors may participate remotely in meetings pursuant to the following regulations:

[And re-number the items within this section.]

4.15 ~~4.16.~~ MINUTES OF EXECUTIVE SESSION. The City Council shall create and maintain accurate minutes of all executive sessions in accordance with the following:

[And re-number the items within this section.]

3

~~4.14 ENDING TIME OF MEETING. Council meetings shall end no later than 11:00 p.m.~~

4

2.6.2.1. Election of officers. Council Committees shall elect officers from among their members, such as Chair and Vice-Chair. **At a committee's first meeting, the member who was first in the order of those announced by the Council President to serve on the committee shall preside until a Chair is elected.**

5

2.6.1.3. COMMITTEE on CITY SERVICES

2.6.1.3.5. Related departments, boards and agencies: **Parks and** Recreation; Veteran's ~~Affairs~~**Services**; Council on Aging **/ Senior Services**; Forbes and Lilly Libraries; ~~Community and Economic Development~~; Police; Fire/Rescue; Health Department**; Board of Health**; Parking Enforcement**; Information Technology; Public Safety Communications; Emergency Management; Building Commissioner.**

2.6.1.2. COMMITTEE on COMMUNITY RESOURCES

[…]
2.6.1.2.4. Related departments, boards and agencies: Arts Council **/ Arts and Culture Department**; Planning and Sustainability; Housing Authority; **Community and Economic Development;** Housing Partnership**; Agricultural Commission; Public Shade Tree Commission**.

6

2.6.2.3. Requests to appear before committees. A committee may make information requests pursuant Section 2-7 of the Charter.

~~2.6.2.3.1. Requests of city departments, boards and commissions At the request of any member of a committee, and through its Chair, a committee by majority vote may request members of any multi-member body or a city employee, to appear before it to provide any information~~**:** ~~relative to the services, functions and powers within the jurisdiction of that multi-member body or city employee and not within the jurisdiction of the School Committee.~~

~~2.6.2.3.2. Other requests. Through its Chair, a committee by majority vote may invite, individuals, organizations or bodies not falling under the committee's specific jurisdiction as provided in the section of these Rules that establishes the committee, provided the question of the invitation be first placed on a the committee's agenda and receives a majority vote of the Committee.~~

7

2.6.3. SELECT COMMITTEES. The City Council may establish select committees for the purpose of considering a particular policy or issue or for other purposes. Such committees may make recommendations and may sponsor ordinances, resolutions or other matters. Such committees may be created by resolution approved by a two-thirds vote of a quorum. The resolution shall specify the composition and scope of the select committee. No such committee shall exist beyond the current term of the Council. ~~No such committee shall consist of fewer than two City Councilors.~~ The Council President shall appoint all members to such committees, and may appoint members of the public who are residents of the City of Northampton or city employees provided the Mayor approve the appointment of any city employee. Select Committees shall elect their own Chair **and other officers** from among those appointed. **At the first meeting, the person whose appointment was first announced by the Council President shall serve as temporary Chair until elections occur.**

8

5.2. REFERRAL OF MATTERS TO COMMITTEES.

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 ~~referred to~~ **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 ~~referred to~~ **considered by** the Committee on Legislative Matters**.** ~~, unless such ordinance is introduced at and originates with the Committee on Legislative Matters.~~

9

~~3.2. STATE LEGISLATIVE AGENDA. The City Council shall annually by December 1st consider a resolution of state legislative priorities that would benefit the City of Northampton. For this purpose, the City Council may establish a select committee to recommend a resolution.~~

10

4.5.1. The order of business at every regular meeting of the Council shall be as follows **unless otherwise decided by the Council President**:

CITY OF NORTHAMPTON

MASSACHUSETTS

In the Year Two Thousand and Sixteen
Upon the Recommendation of Office of Planning and Sustainability

16.158
An Ordinance
Relative to photovoltaic systems and related accessory structures in various zoning districts

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That Section 350 of the Code of Ordinances Attachment 7 Table of Use and Dimensional Regulations for Urban Residential B (URB) be amended by adding the following bullet in list of uses allowed by special permit shown below.

URB USES ALLOWED

Special Permit Approval required for the following uses by Planning Board unless otherwise noted:

- Solar photovoltaic (PV), large-scale groundmounted not requiring the removal of more than 25,000 board feet of timber. Setbacks:

  Front: 50 feet
  Side: 50 feet
  Rear: 50 feet
  Maximum height = 30 feet
  Open space = 20%

  A planted buffer to abutting residential property shall be at least 15 feet in width along the property boundary. It shall contain a screen of plantings of vertical habit in the center of the strip not less than three feet in width and six feet in height at the time of occupancy of such lot. Individual shrubs shall be planted not more than five feet on center, and individual trees thereafter shall be maintained by the owner or occupants so as to maintain a dense screen yearround. At least 50% of the plantings shall be evenly spaced. Whenever possible, existing trees and ground cover should be preserved in this strip, reducing the need to plant additional trees. Trees may not be cut down in this strip without site plan approval.

SECTION 2

That Section 350 of the Code of Ordinances Attachment 6 Table of Use and Dimensional Regulations for Urban Residential A (URA) be amended by adding the following bullet in list of uses allowed by special permit shown below.

URA USES ALLOWED

[Special Permit Approval required for the following uses by Planning Board unless otherwise noted:]

- Solar photovoltaic (PV), large-scale groundmounted not requiring the removal of more than 25,000 board feet of timber. Setbacks:

  Front: 50 feet

Side: 50 feet
Rear: 50 feet
Maximum height = 30 feet
Open space = 20%

A planted buffer to abutting residential property shall be at least 15 feet in width along the property boundary. It shall contain a screen of plantings of vertical habit in the center of the strip not less than three feet in width and six feet in height at the time of occupancy of such lot. Individual shrubs shall be planted not more than five feet on center, and individual trees thereafter shall be maintained by the owner or occupants so as to maintain a dense screen yearround. At least 50% of the plantings shall be evenly spaced. Whenever possible, existing trees and ground cover should be preserved in this strip, reducing the need to plant additional trees. Trees may not be cut down in this strip without site plan approval.

SECTION 3

That Section 350 of the Code of Ordinances Attachment 5 Table of Use and Dimensional Regulations for Suburban Residential (SR) be amended by adding the following bullet in list of uses allowed by special permit shown below.

SR USES ALLOWED

Special Permit Approval required for the following uses by Planning Board unless otherwise noted:

- Solar photovoltaic (PV), large-scale groundmounted not requiring the removal of more than 25,000 board feet of timber. Setbacks:

  Front: 50 feet
  Side: 50 feet
  Rear: 50 feet
  Maximum height = 30 feet
  Open space = 20%

  A planted buffer to abutting residential property shall be at least 15 feet in width along the property boundary. It shall contain a screen of plantings of vertical habit in the center of the strip not less than three feet in width and six feet in height at the time of occupancy of such lot. Individual shrubs shall be planted not more than five feet on center, and individual trees thereafter shall be maintained by the owner or occupants so as to maintain a dense screen yearround. At least 50% of the plantings shall be evenly spaced. Whenever possible, existing trees and ground cover should be preserved in this strip, reducing the need to plant additional trees. Trees may not be cut down in this strip without site plan approval.

SECTION 4

That Section 350 of the Code of Ordinances Attachment 4 Table of Use and Dimensional Regulations for Rural Residential (RR) be amended by adding the following bullet in list of uses allowed by special permit shown below.

RR USES ALLOWED

Special Permit Approval required for the following uses by Planning Board unless otherwise noted:

- Solar photovoltaic (PV), large-scale ground mounted not requiring the removal of more than 25,000 board feet of timber. Setbacks:

  Front: 50 feet
  Side: 50 feet
  Rear: 50 feet
  Maximum height = 30 feet
  Open space = 20%

  A planted buffer to abutting residential property shall be at least 15 feet in width along the property boundary. It shall contain a screen of plantings of vertical habit in the center of the strip not less than three feet in width and six feet in height at the time of occupancy of such lot. Individual shrubs shall be planted not more than five feet on center, and individual trees thereafter shall be maintained by the owner or occupants so as to maintain a dense screen year round. At least 50% of the plantings shall be evenly spaced. Whenever possible, existing trees and ground cover should be preserved in this strip, reducing the need to plant additional trees. Trees may not be cut down in this strip without site plan approval.

Committee Report on a Legislative Matter

Report Regarding: **16.158** **An Ordinance relative to photovoltaic systems and related accessory structures in varous zoning districts**

From: Comm. on Legislative Matters

Date of Meeting 11/14/2016

Prepared By: P. Powers

Recommendation:

Positive

Yes:	3
No:	0
Absent:	
Abstain:	

Factors Considered:

The Committee reviewed four ordinances submitted by the Planning Board and a public hearing was held on November 14, 2016. The committee reviewed four ordinances; Councilor O'Donnell moved to amend the ordinances to consolidate the changes into one document. This motion was accepted by the Committee.

Comments, Discussion & Debate:

The Committee on Legislative Matters took up four ordinances regarding photovoltaic systems and related accessory structers at its October 12, 2016 meeting. At that time several questions were raised and answered by Sr. Land Planner Carolyn Misch. Councilor O'Donnell noted that effectively the four ordinances performed the same function, just in different districts. He proposed to amend the submitted ordinances to consolodate them into one document. The committee voted in favor of this motion. After the meeting, it was determined that a City Council committee needed to hold a public hearing about this ordinance and the item was returned to the committee. On November 14, 2016 Sr. Land Planner Carolyn Misch was present to speak to the issue of the changes to the ordinances affecting photovoltaic systems and related accessory structures. These measures had been passed previously by a prior City Council; however, for some unknown reason, the changes were never reflected in the online version of the City Code. The districts affected were URA, URB, SR and RR. Future changes to the code have been made; however the subsequent updates did not include the modifications that were previously approved. Therefore, the City Council must re-approve the changes. Ms. Misch noted that the City Council has already approved a PV system at the City's former landfill site; other inquiries have been received. She notes that there is interest in large scale photovoltaic array

systems.

There were no proponents or opponents to speak about the changes.

There was no public comment.

City of Northampton
Massachusetts

In the Year **2016**
Upon the Recommendation of **Mayor David J. Narkewicz**

16.175
As amended by the Comm. On Legislative Matters
AN ORDINANCE
To amend Schedule III: Limited-Time Parking from Chapter 312 of the Code Book

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising § **Chapter 312** of said Code; providing that **Schedule III: Limited-Time Parking**.
Be it ordained by the City Council of the City of Northampton, in city Council assembled, as follows:

Section 1: that § **Chapter 312** of the Code of Ordinances of the City of Northampton Massachusetts, be amended so that such section shall read as follows:

Section § **Chapter 312 section 104 Schedule III: Limited-Time Parking**

Modify

Name of Street	Side	Time Limit/Hours; Days	From	To
King Street	Easterly	1 hr./8:00 a.m. to 6:00 p.m.; all, except Sundays and public holidays	Point 111 feet northerly of North Street	Point 132 feet northerly of North Street
King Street	Easterly	15 mins./8:00 a.m. to 6:00 p.m.; Monday through Saturday	Point 162 feet northerly of North Street	Point 203 feet northerly of North Street

the good dog Spot inc
KING AUTO BODY
Replace these two 1-hour parking spaces with two 15-minute parking spaces
Remains 1-hour parking

BODY
KING
AUTO
BODY

Committee Report on a Legislative Matter

Report Regarding: **16.175lm** **An Ordinance to modify code for limited time parking on King Street**

From: Comm. on Legislative Matters

Date of Meeting 11/14/2016

Prepared By: P. Powers

Recommendation:

Neutral Recommendation as amended

Yes:	3
No:	0
Absent:	
Abstain:	

Factors Considered:

The Committee reviewed the ordinance and heard information from Councilors Ryan O'Donnell, Chair of the Transportation and Parking Commission, and Gina-Louise Sciarra, a member of TPC. The Committee reviewed maps that were provided by the DPW.

Comments, Discussion & Debate:

This item receive a positive recommendation from the Transportation and Parking Commission.

Councilor O'Donnell explained that there are three spaces just north of North Street and King Street across from Dunkin Donuts. The location is at 139 King Street which is formerly the Hamelin Furniture building. The building is now used as a dog care business. There are two parking spaces right in front of the building and another just south of those. The ordinance would change the northerly two to 15 minute spaces while the bottom space would be a one-hour space. The request to change the time limits came from the business owner and the property owner who came to a Transportation and Parking Commission meeting to explain the need. The TPC made a positive recommendation to support the change, however, the vote was not unanimous. Councilor O'Donnell explained that he did not support the ordinance in part because he does not believe that there is a demonstrated concern that a problem exists. He did learn from the business owner that from time to time there are people who park in front of the business on the weekend. He notes that he has never heard that there is a problem in this area and before two parking spaces are taken out of the available inventory, he would like to know that there is a demonstrated problem. He notes that what this ordinance will do will be to take the

parking spaces out of the City's inventory and give them effectively to just one business, unlike other 15 minute spaces which are a utility spaces for many different businesses. Councilor O'Donnell is not convinced that there is a demand for these spaces.

Councilor Murphy asked why two spaces were needed; Councilor O'Donnell explained that there is also a drop off area that is available by way of two curb cuts in front of the business. Councilor Sciarra noted that the business owner explained that the business had rush hour times. People drop off their pets first thing in the morning and then pick them up on the way home. The owner felt as though they needed as much parking as possible.

Councilor Sciarra pointed out that ordinance specifies a time from of 1 am to 6 pm for the one hour parking space. She notes that this is highly unusual and isn't necessarily enforceable. The time was changed for the 15 minute space and Councilor Sciarra believes that it should be changed for the one hour space as well. Also, the spaces in downtown are changing to two hour spaces and that seems to be the direction that the City is moving. Councilor Murphy believes that the 1 am time was intended to prevent overnight parking. Councilor Sciarra moved to amend the ordinance to reflect an 8 a.m. start time; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 3 Yes, 0 No, 1 Vacant.

City of Northampton
Massachusetts

In the Year **2016**
Upon the Recommendation of **Mayor David J. Narkewicz & the Transportation and Parking Commission**

16.182
AN ORDINANCE

To amend Schedule II: No Parking Certain Times from Chapter 312 of the Code Book

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising § **312-103 No Parking Certain Times** of said Code; providing that **Schedule II: No Parking Certain Times**. Be it ordained by the City Council of the City of Northampton, in city Council assembled, as follows:

Section 1: that § **Chapter 312** of the Code of Ordinances of the City of Northampton Massachusetts, be amended so that such section shall read as follows:

Section § **Chapter 312 section 103 Schedule II: No Parking Certain Times**

Modify

§312-103 Schedule II: No Parking Certain Times

Parking shall be prohibited in the following locations during the times and on the days specified:

Name of Street *Tow-Away Zone	Side	Times/Days	From	To
Roundhouse Parking Lot*	N/A	8:00am – 6:00pm Monday – Friday	22 parking spaces for use by tenants of the Roundhouse building	22 parking spaces for use by tenants of the Roundhouse building

Committee Report on a Legislative Matter

Report Regarding: **16.182lm** **An Ordinance regarding No Parking Certain Times in Round House Lot**

From: Comm. on Legislative Matters

Date of Meeting 11/14/2016

Prepared By: P. Powers

Recommendation:

Neutral Recommendation

Yes:	3
No:	0
Absent:	
Abstain:	

Factors Considered:

The Committee reviewed the ordinance and heard information presented by Councilor Ryan R. O'Donnell.

Comments, Discussion & Debate:

This item received a positive recommendation from the Transportation and Parking Commission.

Councilor O'Donnell explained that there was a commitment from the City to secure parking spaces for tenants of South Street complex. Those spaces currently exist and the goal is to codify the dedicated spaces.

CITY OF NORTHAMPTON
MASSACHUSETTS

In the Year Two Thousand and Sixteen
Upon the Recommendation of the Department of Public Works.

16.183
AN ORDINANCE

RELATIVE TO BIKE LANES ON LOCUST STREET

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That the § 312-80 of the Code of Ordinances be amended as follows:

§ 312-80 Bike Lanes.

Locust Street	**North**	**Beginning at a point 37 feet east of Straw Avenue westerly to Fairfield Avenue**
Locust Street	**South**	**Beginning at a point 66 feet west of Trinity Row easterly to a point 37 feet east of Berkshire Terrace**

SECTION 2

That the § 312-102 of the Code of Ordinances be amended as follows:

§ 312-102 Schedule I: Parking Prohibited All Times.

Locust Street	**Southerly**	**South Main Street**	**Berkshire Terrace**

Committee Report on a Legislative Matter

Report Regarding: **16.183lm** **An Ordinance relative to bike lanes on Locust Street**

From:

Comm. on Legislative Matters

Date of Meeting 11/14/2016

Prepared By: P. Powers

Recommendation:

Postivie Recommendation

Yes:	3
No:	0
Absent:	
Abstain:	

Factors Considered:

The Committee reviewed the ordinance and heard information presented by Councilor Ryan R. O'Donnell.

Comments, Discussion & Debate:

Councilor O'Donnell noted that the bike lanes that are referred to in this ordinance are already painted; accepting this ordinance will codify what already exists.