CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
WALLACE J. PUCHALSKI MUNICIPAL BUILDING
212 MAIN STREET, NORTHAMPTON
Northampton, MA
July 16, 2014 Minutes

Roll Call

A regular meeting of the City Council was called to order by City Council President William H. Dwight at 7:15 p.m. On roll call, nine (9) Councillors were present:

- At-Large Councillor Jesse M. Adams
- At-Large Councillor William H. Dwight
- Ward 1 Councillor Maureen T. Carney
- Ward 2 Councillor Paul D. Spector
- Ward 3 Councillor Ryan R. O'Donnell
- Ward 4 Councillor Gina-Louise Scissura
- Ward 5 Councillor David A. Murphy
- Ward 6 Councillor Marianne L. LaBarge
- Ward 7 Councillor Alina F. Klein

Communications From the Mayor

None

Proclamations, Resolutions, Recognitions, and One-Minute Announcements of Events

- Proclamation: August 7, 2014 declared Purple Heart Day in the City of Northampton

Mayor Narvaez called upon all residents of Northampton to honor the service and sacrifice of persons in uniform who were wounded or killed while protecting the liberties and freedom of others. The Mayor proclaimed August 7, 2014 as Purple Heart Day.

Proclamation

- Announcement of Public Hearing:
  - What: National Grid Pole Petition for Pilgrim Drive
  - When: 7:05 p.m., August 14, 2014
  - Where: Council Chambers, 212 Main Street, Northampton

Public Hearing Announced

Councilor Dwight announced that the Pole Petition for Pilgrim Drive will take place as noted above.

Presentations

- Bernadette Gilpin of Safeguard Organic Landcare in Northampton
- Mike Baird of Got Weeds? In Royalton, VT

Licenses & Petitions

- Vintage Treasures: Petition for a Dealer in Second Hand Articles At 238 Bridge Street, Northampton

License Approved

Councilor Carney moved approval of the Petition for a Dealer in Second Hand Articles for Vintage Treasures located at 238 Bridge St.; Councilor LaBarge seconded the motion. The license was granted on a voice vote of 9 Yes, 0 No.

- Scanlon Avenue: Petition for Street Acceptance (Refer to Board of Public Works and Planning)

Referred

Councilor Carney moved to refer the petition for Street Acceptance to the Board of Public Works and Planning; Councilor LaBarge seconded the motion. The Petition was moved in favor of referral on a voice vote of 9 Yes, 0 No.

Approval of City Council Minutes of June 19, 2014

Councilor LaBarge moved to approve the Meeting Minutes of June 19, 2014 as presented by Council Clerk, Pamela Pauvrez; Councilor Adams seconded the motion. The City Council Minutes were approved on a Voice Vote of 9 Yes, 0 No.

Minutes Approved

The Council considered the Meeting Minutes of the Following Meetings:

- Meeting Minutes from Committee on Economic & Community Development, Housing & Land Use of May 6, 2014.
- Meeting Minutes of the Committee on Social Services, Veterans, Culture, and Recreation of May 19, 2014.
- Finance Committee Meeting Minutes of June 19, 2014.
• Minutes of FY2015 Budget Hearing of June 4, 2014.
• Meeting Minutes of the Parking Committee of the Transportation and Parking Commission of April 17, 2014 and May 8, 2014,

Councillor LaBarge moved to approve the Meeting Minutes above as a group; Councillor Carney seconded the motion. The Meeting Minutes listed above were approved as a group on a Voice Vote of 9 Yes; 0 No.

The Council considered the following appointment:

Appointment to the Board of Public Works: Patrick Goggins, 20 Bridge Road (F), Term July, 2014-March, 2015 to fill the unexpired term of K. Christopher Helman. (Refer to Committee on Rules, Orders, Appointments and Ordinances)

Councillor LaBarge moved to refer the appointment of Patrick Goggins; Councillor Carney seconded the motion. The referral was approved on a voice vote of 9 Yes, 0 No.

Recess For Finance Committee

At 7:48 pm the Council recessed for a Finance Committee Meeting.

City Council Reconvened

At 8:10 p.m. the Regular Meeting of the City Council reconvened.
1. Capital Projects appropriated from the General Fund FY15 Cash Capital Account of $250,000. (Request 2 Readings)

Councillor Klein moved approval of the order in the first reading; Councillor Labarge seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.

Councillor Labarge moved to suspend Rule 14 to allow for a second reading. Councillor O'Donnell seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.

Councillor Klein moved approval of the order in the second reading; Councillor Labarge seconded the motion. The order passed in second reading on a Roll Call Vote of 9 Yes, 0 No.

The Following Order passed second reading:

In Council July 10, 2014
Upon recommendation of the Mayor

Ordered, that
the following Capital Projects be appropriated from the General Fund FY15 Cash Capital Account (13530 580500):

- Upgrade Overhead Door Systems at Main and Florence Fire Stations: $25,000
- Preservation of Fire Escapes at Memorial Hall and the Municipal Building: $40,000
- City Hall Flooring and Plumbing Upgrades: $70,000
- Leeds Elementary School Upgrade to Phone, Clock and Public Address System: $28,672
- Smith Vocational and Agricultural High School Networking Infrastructure: $55,000
- MIS Technology Equipment Replacements: $35,640
- Recreation Department Online Registration Software: $14,374
- DPW Portable Vehicle Lift System: $25,000
- DPW Metal Fabrication Machine: $6,314

TOTAL: $250,000

Rules suspended, passed two readings and enrolled.

2. FY2014 Budgetary Transfers totaling $45,389. (Request 2 Readings)

Councillor Labarge moved approval of the order in the first reading; Councillor Murphy seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.

Councillor Labarge moved to suspend Rule 14 to allow for a second reading. Councillor Sciarra seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.

Councillor Murphy moved approval of the order in the second reading; Councillor O'Donnell seconded the motion. The order passed in second reading on a Roll Call Vote of 9 Yes, 0 No.

The Following Order passed second reading:

In Council July 10, 2014
Upon recommendation of the Mayor

Ordered, that the following FY2014 budgetary transfers be and hereby are made:

<table>
<thead>
<tr>
<th>Department</th>
<th>Description</th>
<th>Org</th>
<th>Object</th>
<th>From</th>
<th>To</th>
</tr>
</thead>
<tbody>
<tr>
<td>City Clerk</td>
<td>GM: Elecator Works</td>
<td>11542</td>
<td>511001</td>
<td>(133)</td>
<td></td>
</tr>
<tr>
<td>City Clerk</td>
<td>FS: Permanent Salaries</td>
<td>11561</td>
<td>511000</td>
<td></td>
<td>128</td>
</tr>
<tr>
<td>Central Services</td>
<td>FS: Permanent Salaries</td>
<td>11921</td>
<td>511000</td>
<td>(5,000)</td>
<td></td>
</tr>
<tr>
<td>General Liability Insurance</td>
<td>GM: Vehicle Insurance</td>
<td>19452</td>
<td>519002</td>
<td>(10,000)</td>
<td></td>
</tr>
<tr>
<td>General Liability Insurance</td>
<td>GM: Property Insurance</td>
<td>19452</td>
<td>519003</td>
<td>(5,000)</td>
<td></td>
</tr>
<tr>
<td>Workers Compensation</td>
<td>GM: Workers Compensation</td>
<td>19121</td>
<td>512003</td>
<td>(4,500)</td>
<td></td>
</tr>
<tr>
<td>Medical Insurance</td>
<td>FS: Employee Insurance Benefits</td>
<td>19141</td>
<td>519100</td>
<td>(10,000)</td>
<td></td>
</tr>
<tr>
<td>Interest on Debt</td>
<td>GM: Interest on Notes</td>
<td>17903</td>
<td>592390</td>
<td>(3,261)</td>
<td></td>
</tr>
<tr>
<td>Central Services</td>
<td>GM: R &amp; M Buildings</td>
<td>11922</td>
<td>524001</td>
<td></td>
<td>18,030</td>
</tr>
<tr>
<td>Central Services</td>
<td>GM: Street/Global Lights</td>
<td>11922</td>
<td>521002</td>
<td></td>
<td>17,519</td>
</tr>
<tr>
<td>Central Services</td>
<td>GM: Electricity</td>
<td>11923</td>
<td>521001</td>
<td>(4,999)</td>
<td></td>
</tr>
<tr>
<td>Central Services</td>
<td>GM: Office Supplies - Photocopying</td>
<td>11922</td>
<td>542001</td>
<td></td>
<td>5,733</td>
</tr>
</tbody>
</table>

TOTAL: (45,189)

Rules suspended, passed two readings and enrolled.
3. Transfer from Unused Earned Leave Account to the Compensated Absences Reserve Fund ($19,844) (Request 2 Readings)

Councillor LaBarge moved approval of the order in the first reading; Councillor Schiava seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.

Councillor LaBarge moved to suspend Rule 14 to allow for a second reading, Councillor Murphy seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.

Councillor Murphy moved approval of the order in the second reading; Councillor Spector seconded the motion. The order passed in second reading on a Roll Call Vote of 9 Yes, 0 No.

The Following Order passed second reading:

Upon recommendation of the Mayor

Ordinates that

the amount of $19,844 be transferred from the FY14 Unused Earned Leave Account (19191 515600) to the Compensated Absences Reserve Fund (5003 340521) for the future payment of accrued liabilities for compensated absences due any employee or full-time officer of the city upon the termination of the employee’s or full-time officer’s employment.

Rules suspended, passed two readings and enrolled.

4. Contract with the surrounding towns for Building Inspection & Zoning Enforcement Services, Electrical Inspection Services, Municipal Hearing Officer Services, Veterans’ Services Officer Services, Sealer of Weights and Measures Services, Police, Fire and Safety Communications Department Computer Systems and Networking Resources, and other to support the Greater Franklin County Economic Target Area. (Request 2 Readings)

Councillor Murphy moved approval of the order in the first reading; Councillor Spector seconded the motion.

Finance Director Susan Wright asked that the third paragraph of the order be amended as follows:

Contract with the Towns of Amherst, Easthampton, and Hadley for Municipal Hearing Officer Services – agreement to provide a Municipal Hearing Officer pursuant to MGL C.148A s.3e to hear complaints related to alleged violations of state building codes or the state fire codes.

The order passed in first reading as amended on a Roll Call Vote of 9 Yes, 0 No.

Councillor LaBarge moved to suspend Rule 14 to allow for a second reading, Councillor Murphy seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.

Councillor Murphy moved approval of the order in the second reading; Councillor LaBarge seconded the motion. The order passed in second reading on a Roll Call Vote of 9 Yes, 0 No.

The Following Order passed second reading:

Upon recommendation of the Mayor

Ordinates 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 FY15:

Contract with Town of Williamsburg for Building Inspection and Zoning Enforcement Services—agreement to provide the Town of Williamsburg with these services for $21,000.

Contract with Town of Williamsburg for Electrical Inspection Services—agreement to provide the Town of Williamsburg with these services, with fees for permits turned over to the City of Northampton.

Contract with the Towns of Amherst, Easthampton and Hadley for Municipal Hearing Officer Services—agreement to provide a Municipal Hearing Officer pursuant to MGL C.148A s.3e to hear complaints related to alleged violations of state building codes or the state fire codes.
Contract with the Towns of Amherst, Chesterfield, Cummington, Hadley, Middlefield, Pelham, Williamsburg, Goshen and Worthington to provide Veterans Services Officer Services — agreement to provide these services to the various communities and assessments to individual towns per the agreement.

Contract with the Town of Granby and Amherst, to provide Sealer of Weights and Measures Services — agreement to provide these services to the various communities and assessments to individual towns per the agreement.

Contract with the Town of Amherst to provide on-site computer system and network maintenance for the police department’s computer systems and the networking resources located at the Police Station, Fire Station and Public Safety Communications Center.

Contract with the Franklin County Regional Council of Governments to monitor and support the Greater Franklin County Economic Target Area.

Rules suspended, passed two readings and enrolled.

5. Purchase or otherwise acquire 47.6 +/- acres from the Sanderson Hewes Family.

(1st Reading/Request 2 Readings)

Councillor Murphy moved approval of the order in the first readings Councillor LaBarge seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.

Director of Planning and Sustainability, Wayne Felden requested that the Council perform two readings so that the an agreement could be reached with the land owner as soon as possible

Councillor Spector moved to suspend Rule 14 to allow for a second reading, Councillor Murphy seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.

Councillor Murphy moved approval of the order in the second reading; Councillor Adams seconded the motion. The order passed in second reading on a Roll Call Vote of 9 Yes, 0 No.

The Following Order passed second reading:

In City Council, July 16, 2014

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

Whereas, The Open Space, Recreation and Multi-Use Trail Plans: 2011-2015 recommends open space connections at the former Northampton State Hospital and at the Arcadia Wildlife Sanctuary; and

Whereas, The Plan also recommends connecting rail trails from the New Haven and Northampton Canal Trail to the Manhan Rail Trail spur at Ice Pond Drive; and

Whereas, The Sanderson Hewes family has agreed to sell 47.64 acres (Map IDs 37-049 and 37-067), fronting on Easthampton Road (Route 10), Rocky Hill Road (Route 66), and the New Haven and Northampton Rail Trail; and

Whereas, This land provides the best ecological connection between Arcadia and the former State Hospital agricultural land and the best trail connection between the two multi-use trails; and

Whereas, On May 1, 2014 City Council appropriated $200,000 towards the purchase price of this land from Community Preservation Act funds; and

Whereas, Community donations, grants, and assistance from the Massachusetts Audubon Society will fund the remainder of the $387,500 purchase price and no additional appropriation is required; and

Whereas,

Ordered, that

The Conservation Commission is authorized to purchase or otherwise acquire for conservation and passive recreation purposes as provided by MGI, Chapter 40, §6 C, any fee, easement or conservation restriction as defined in MGI, Chapter 184, §31 or any other interest in the above land and any immediately adjoining land, that the City Council hereby accept such conservation restrictions; that the Conservation Commission is authorized to grant conservation restrictions on any land so acquired; and that any such grants, donations, or sales shall be used to reimburse the conservation open space fund used for the purchase;

Further, that the city shall retain the right to build multi-use trail(s) through the property from the New Haven and Northampton Rail Trail to Rocky Hill Road.
Enrolled

Rules suspended, passed two readings and enrolled.

6. Financial Order: $2,450 appropriated from the CPA Budget to the Fitzgerald Lake Invasive Plant Eradication Project (2nd Reading)

Councillor Murphy moved approval of the order in second reading; Councillor Carney seconded the motion.

Councillor Spector moved to recognize Robert Ziemer, President of the Broad Brook Coalition, Bernadette Gilpin of Safeguard Organic Landscape in Northampton and Mike Bald of Got Weeds? In Rayanton, VT; Councillor Lafarge seconded the motion. The motion passed on a voice vote of 9 Yes, 0 No.

Robert Ziemer, described the difficulties that have been encountered in trying to eradicate Phragmites australis, a fast-growing, invasive species that has been identified in a remote location in the Fitzgerald Lake area. The exact location is difficult to access. The eradication will preserve native habitat of the Broad Brook, some of which is rare and endangered.

Bernadette Gilpin spoke about the environmental risks of Rodeo herbicide as a method of eradicating phragmites. Rodeo contains the active ingredient Glyphosate. This chemical has been banned in certain countries. This particular chemical has a negative impact on vernal pools. She also feels that this method of eradication has the potential for regrowth. Ms. Gilpin offered potential alternative to removal of phragmites including removing underbrushed culverts, breaching berms, and gene silencing.

Mike Bald spoke about non-chemical methods to manage invasive species. He believes that the goal to managing phragmites should be to seek non-chemical, organic alternatives. In addition, stewardship of the land is a responsible method for making any eradication method a long-term effective solution.

Councillor Spector offered that Rodeo is used in Martha’s Vineyard to control this dominant invasive species. The town of conservationists in Martha’s Vineyard evaluated other methods; none were effective. They chose Rodeo as a solution to their invasive species problem.

The motion to approve in second reading passed on a Roll Call Vote of 9 Yes, 1 No (Councillor Klein).

The Following Order passed second reading
In City Council, June 5, 2014
Upon the recommendation of the Community Preservation Committee
Ordered, that

WHEREAS, the Broad Brook Coalition submitted an expedited application for Community Preservation Act funding for priority invasive species removal in the 2014 growing season of approximately one acre of Phragmites australis within the Fitzgerald Lake Conservation Area.

WHEREAS, the project will help to improve and preserve the health of Northampton’s premier wildlife conservation area by preventing the expansion of a threatening invasive wetland plant

WHEREAS, the project’s control and removal of invasive plants meets goals established by the Northampton Open Space Recreation and Multi-Use Trail Plan.

WHEREAS, the applicant has used these funds effectively in the past.

WHEREAS, on May 21, 2014, the Northampton Community Preservation Committee, voted unanimously to recommend $2,450 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That $2,450 be appropriated from Community Preservation Act funding to the Fitzgerald Lake Invasive Plant Eradication Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, $2,450 is appropriated from the CPA Budgeted Reserve (account #2344910-359935).
Rules suspended, passed two readings and enrolled.

At 9:35pm Councillor Murphy made a motion to take a short recess; Councillor Spector seconded the motion. The motion passed on a voice vote of 9 Yes, 0 No. At 9:45 pm City Council reconvened.

1. Order: Authorization for the Mayor to execute and cause to be recorded 7 Notices of Activity and Use Limitation for City Properties (1st Reading)

Councillor LaBarge moved to approve in first reading; Councillor O’Donnell seconded.

Mayor Barklewicz provided the Councilors an overview of what has been discussed regarding moving forward with development of the Roundhouse Lot. To date there have been a series of meetings with legal teams to work through an understanding about what is the City’s liability and what is Columbia Gas’s responsibility pertaining DEP concerns. Councillor LaBarge moved to recognize Robert Clary from Columbia Gas; Councillor Adams seconded the motion. The motion passed on a voice vote of 9 Yes, 0 No.

Mr. Clary defined AUL as Activity and Use Limitations which is a tool provided by Massachusetts Regulations. Land that has been previously rezoned may be subject to certain AULs, which will limit future development opportunities. Current and future owners will need to be knowledgeable about what the limitations are. For example, building on the Roundhouse site for human occupancy in single family homes is not allowed. (The City’s Municipal building is not included in the footprint where restricted use is established.) Columbia Gas has already done certain clean up and protection activities. Partial removal of contaminated soil has already been done, followed by backfilling with clean fill. An orange film is used as a water layer to show where clean up of the soil has ended. Soil on top of the contaminated soil prevents odors.

The order presented to Council authorizes the Mayor to record 7 notices of Activity and Use Limitations with regard to 7 city properties and includes the Settlement Agreement with Columbia Gas of Massachusetts.

The Order passed first reading with a Roll Call Vote of 9 Yes, 0 No.

2. Order: Warrant for State Primary Election, September 9, 2014 (1st Reading)

Councillor LaBarge moved to approve the Warrant for a State Primary Election; Councillor Spector seconded. The Order passed second reading with a Roll Call Vote of 9 Yes, 0 No.

Councillor LaBarge moved to approve No. 3, 4 & 5 (Below) as a group; Councillor Murphy seconded the motion. The motion passed on a voice vote of 9 Yes, 0 No.

3. Ordinance: Amend §312-102 Schedule I: Parking Prohibited All Times – Maple Street (2nd Reading)

4. Ordinance: Amend §312-104 Schedule III: Limited-Time Parking – Maple Street (2nd Reading)

5. Ordinance: Amend §312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces – Maple Street (2nd Reading)

The ordinances passed in second reading on a Roll Call Vote of 9 Yes, 0 No.

The Following Ordinance passed second reading:

In City Council, in the Year Two Thousand and Fourteen
UPON THE RECOMMENDATION OF Councillor Marianne L LaBarge and the Committee on Disability

ORDINANCE

An ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section §312-102 of said Code; providing that Schedule I: Parking Prohibited All Times.

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

Section 1: That section §312-102 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

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

AMEND:
Rules suspended, passed two readings, ordained and enrolled.

The Following Ordinance passed second reading:

In City Council, In the Year Two Thousand and Fourteen
UPON THE RECOMMENDATION OF Councillor Marianne L. LaBarge and the Commission on Disability

ORDINANCE

An ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section §312-104 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 section §312-104 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

Section §312-104 Schedule III: Limited-Time Parking

AMEND:

<table>
<thead>
<tr>
<th>Location</th>
<th>Side</th>
<th>From</th>
<th>To</th>
<th>Time Limit/Hours</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maple Street</td>
<td>Westerly</td>
<td>Point 85 72 feet south of North Main Street</td>
<td>Point 350 feet southerly</td>
<td>1 hrs./All</td>
</tr>
</tbody>
</table>

Rules suspended, passed two readings, ordained and enrolled.

The Following Ordinance passed second reading:

In City Council, In the Year Two Thousand and Fourteen
UPON THE RECOMMENDATION OF Councillor Marianne L. LaBarge and the Commission on Disability

ORDINANCE

An ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section §312-117 of said Code; providing that Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces.

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

Section 1: That section §312-117 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

Section §312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces

ADD:

<table>
<thead>
<tr>
<th>Location</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maple Street</td>
<td>Westerly</td>
<td>First parking spaces southerly from North Main Street</td>
</tr>
</tbody>
</table>

Rules suspended, passed two readings, ordained and enrolled.

6. Ordinance: Amend §312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces—Hendlaw Avenue (2nd Reading)

Councillor O'Donnell moved to approve in second reading; Councillor Adams
seconded. The Order passed second reading with a Roll Call Vote of 9 Yes, 0 No.

TheFollowing Ordinance passed second reading:
In the Year Two Thousand and Fourteen
UPON THE RECOMMENDATION OF Councillor Paul D. Spector and the Transportation and Parking Commission

ORDINANCE

An ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section §312-117 of said Code; providing that Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces.

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

Section I: That section §312-117 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

Section §312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces

DELETE:

<table>
<thead>
<tr>
<th>Location</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Henshaw Avenue</td>
<td>Easterly</td>
<td>First parking space 41 feet south of intersection of Henshaw Avenue and Crescent Street</td>
</tr>
</tbody>
</table>

Rules suspended, passed two readings, ordained and enrolled.

7. Ordinance: Amend §312-102 Schedule I: Parking Prohibited All Times – Massasoit Street (1st Reading)

Councillor O’Donnell moved to approve in second reading; Councillor Adams seconded. The Order passed second reading with a Roll Call Vote of 9 Yes, 0 No.

TheFollowing Ordinance passed second reading:
In the Year Two Thousand and Fourteen
UPON THE RECOMMENDATION OF Councillor Paul D. Spector and the Transportation and Parking Commission

ORDINANCE

An ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section §312-102 of said Code; providing that Schedule I: Parking Prohibited All Times.

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

Section I: That section §312-102 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

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

ADD:

<table>
<thead>
<tr>
<th>Location</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Massasoit Street</td>
<td>Easterly</td>
<td>Prospect Street point 35 feet southerly</td>
</tr>
</tbody>
</table>

Rules suspended, passed two readings, ordained and enrolled.

8. Ordinance: Amend §312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces – Prospect Street (Request 2-Reading (1st Reading)

Councillor Spector moved to approve in first reading; Councillor LaBarge seconded. The Order passed first reading with a Roll Call Vote of 9 Yes, 0 No.

The sponsor of this ordinance had asked for two readings, however, has since indicated that there is no reason to have two readings at one meeting. Please see City Council Minutes of August 14, 2014 for second reading.

9. Ordinance: Amend §312-75 - Compression release engine brake use; operation of
heavy commercial vehicles (2nd Reading)

Councillor Scirra moved to approve in second reading; Councillor Adams seconded. The Order passed second reading with a Roll Call Vote of 9 Yes, 0 No.

The Following Ordinance passed second reading:

In the Year Two Thousand and Fourteen
Upon the Recommendation of Councillor Ryan B. O'Donnell and the Transportation and Parking Commission

ORDINANCE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by enacting section § 312-75 of said code, providing that Compression release engine brake use; operation of heavy commercial vehicles.

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows: that section § 312-75 of the Code of ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

§ 312-75 Compression release engine brake use; operation of heavy commercial vehicles.

B. The use and operation of heavy commercial vehicles as defined in § 312-1 are hereby restricted on the following named streets or parts thereof, and in the manner outlined and during the period of time set forth. Violators shall be subject to a fine of $300.

<table>
<thead>
<tr>
<th>Street</th>
<th>From</th>
<th>To</th>
<th>Times Prohibited</th>
</tr>
</thead>
<tbody>
<tr>
<td>Day Avenue</td>
<td>Bridge Street</td>
<td>North Street</td>
<td>All times</td>
</tr>
<tr>
<td>Elizabeth Street</td>
<td>Bridge Street</td>
<td>North Street</td>
<td>All times</td>
</tr>
<tr>
<td>Jackson Street</td>
<td>Bridge Road</td>
<td>Prospect Street</td>
<td>All times</td>
</tr>
<tr>
<td>Lincoln Avenue (south-easterly direction)</td>
<td>Bridge Street</td>
<td>North Street</td>
<td>All times</td>
</tr>
<tr>
<td>North Street</td>
<td>Market Street</td>
<td>Lincoln Avenue</td>
<td>All times</td>
</tr>
<tr>
<td>North Street</td>
<td>Lincoln Avenue</td>
<td>Day Avenue</td>
<td>All times</td>
</tr>
<tr>
<td>Orchard Street</td>
<td>Bridge Street</td>
<td>North Street</td>
<td>All times</td>
</tr>
<tr>
<td>Paragon Street</td>
<td>Bridge Street</td>
<td>North Street</td>
<td>All times</td>
</tr>
<tr>
<td>Prospect Avenue Bridge Road</td>
<td>Prospect Street</td>
<td>All times</td>
<td></td>
</tr>
</tbody>
</table>

C. Warning and penalties for repeated use of truck detours. Operators of heavy commercial vehicles as defined in § 312-1 shall upon first being issued an informational warning for using established truck detours on Lincoln Avenue and Phillips Place for the purposes of correction of an invitational error that would otherwise have led the vehicle to a prohibited route. However, operators who have previously received such a warning within the last two years shall be subject to a fine of $300.

D. Exemptions. Subsection A of this section shall not apply to heavy commercial vehicles going to or coming from places upon such streets for the purpose of making deliveries of goods, materials, or merchandise to or similar collections from shuttering land or buildings or adjoining streets or ways so to which access cannot otherwise be gained; or to vehicles used in connection with the construction, maintenance and repair of such streets or public utilities thereof; or to federal, state, municipal or public service corporation owned vehicles.

E. Signs. The Department of Public Works shall establish clear and conspicuousilingual on prohibited streets and official detour routes indicating the nature of the commercial vehicle prohibition and dollar amount of the accompanying fine. Where the state may have jurisdiction, the Department of Public Works shall inform the Massachusetts Department of Transportation of enabling needs.

Ordained and Enrolled

LATE FILE

10. Order: Accept as public streets: Village Hill North, Moser St. West, Olander Dr. North, and Ford Crossing (1st Reading)

Councillor Corne moved approval in the first reading; Councillor Labarge seconded. The Order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.

Item 52 only-Rules suspend and enrolled

NONE
At 10:10 p.m., a motion to adjourn was made by Councillor Adams and seconded by Councillor LaBarge. The vote to adjourn passed unanimously (9-0).

Attest, [Signature]
Clerk of Council
<table>
<thead>
<tr>
<th></th>
<th>Vintage Treasures: Petition for a Dealer in Second Hand Articles At 238 Bridge Street, Northampton</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Councilor Carney moved approval of the Petition for a Dealer in second Hand Articles for Vintage Treasures located at 238 Bridge St.; Councilor LaBarge seconded the motion. The License was granted on a voice vote of 9 Yes, 0 No.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th>Seamon Avenue: Petition for Street Acceptance (Refer to Board of Public Works and Planning)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Councilor Carney moved to refer the petition for Street Acceptance to the Board of Public Works and Planning; Councilor LaBarge seconded the motion. The Petition was moved in favor of referral on a voice vote of 9 Yes, 0 No.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th>Appointment to the Board of Public Worker: Patrick Goggin, 20 Bridge Road (F), Term July, 2014-March, 2015 to fill the unexpired term of K. Christopher Hallman.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Councilor LaBarge moved to refer the appointment of Patrick Goggin; Councilor Carney seconded the motion. The referral was approved on a voice vote of 9 Yes, 0 No.</td>
</tr>
</tbody>
</table>
|   | ROLL CALL VOTE  
City Council  
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<thead>
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</tr>
</thead>
<tbody>
<tr>
<td>4.</td>
<td>APPROVAL OF City Council MINUTES OF June 19, 2014</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>Councilor LaBarge moved to approve the Meeting Minutes of June 19, 2014 as presented by Council Clerk, Pamela Powers; Councilor Adams seconded the motion. The City Council Minutes were approved on a Voice Vote of 9 Yes; 0 No.</td>
<td></td>
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<td>Approved on a Voice vote of 9 Yes, 0 No</td>
</tr>
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<td>5.</td>
<td>Meeting Minutes:</td>
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<tr>
<td></td>
<td>• Meeting Minutes from Committee on Public Safety of May 5, 2014.</td>
<td></td>
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<td>Minutes approved on a voice vote of 9 Yeas, 0 No</td>
</tr>
<tr>
<td></td>
<td>• Meeting Minutes from Committee on Economic &amp; Community Development, Housing &amp; Land Use of May 6, 2014.</td>
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<td></td>
<td>• Meeting Minutes of the Committee on Social Services, Veterans, Culture, and Recreation of May 19, 2014.</td>
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<tr>
<td></td>
<td>Councilor LaBarge moved to approve the Meeting Minutes above as a group; Councilor Carney seconded the motion. The Meeting Minutes listed above were approved as a group on a Voice Vote of 9 Yes; 0 No.</td>
<td></td>
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</tr>
<tr>
<td>July 10, 2014 7:15 p.m.</td>
<td><strong>ROLL CALL VOTE</strong></td>
<td><strong>City Council</strong></td>
<td><strong>2014-2015</strong></td>
<td><strong>Councilor Jesse M. Adams</strong></td>
<td><strong>Councilor Maureen T. Carney</strong></td>
<td><strong>Councilor William H. Dwight</strong></td>
<td><strong>Councilor Alisa F. Klein</strong></td>
<td><strong>Councilor Marianne L. LaBarge</strong></td>
<td><strong>Councilor David A. Murphy</strong></td>
<td><strong>Councilor Ryan R. O’Donnell</strong></td>
</tr>
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</tr>
<tr>
<td>6.</td>
<td>Financial Order: Capital Projects appropriated from the General Fund FY15 Cash Capital Account of $250,000 (Request 2 Readings)</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td></td>
<td>Councillor Klein moved approval of the order in the first reading; Councillor LaBarge seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td></td>
<td>Councillor LaBarge moved to suspend Rule 14 to allow for a second reading. Councillor O'Donnell seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>7.</td>
<td>FY2014 Budgetary Transfers totaling $45,389. (Request 2 Readings)</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
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<tr>
<td></td>
<td>Councillor LaBarge moved approval of the order in the first reading; Councillor Murphy seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
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<tr>
<td></td>
<td>Councillor LaBarge moved to suspend Rule 14 to allow for a second reading. Councillor Sciarra seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td></td>
<td>Councillor Murphy moved approval of the order in the second reading; Councillor O'Donnell seconded the motion. The order passed in second reading on a Roll Call Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td></td>
<td>ROLL CALL VOTE</td>
<td>City Council</td>
<td>2014-2015</td>
<td>Councilor</td>
<td>Councilor</td>
<td>Councilor</td>
<td>Councilor</td>
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<td>Councilor</td>
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<tr>
<td>8.</td>
<td>Transfer from Unused Earned Leave Account to the Compensated Absences Reserve Fund ($19,844) (Request 2 Readings)</td>
<td></td>
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<tr>
<td></td>
<td>Councilor LaBarge moved approval of the order in the first reading; Councilor Sciarras seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td></td>
<td>Councilor LaBarge moved to suspend Rule 14 to allow for a second reading, Councilor Murphy seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
</tbody>
</table>
| Contract with the surrounding towns for Building Inspection & Zoning Enforcement Services, Electrical Inspection Services, Municipal Hearing Officer Services, Veterans' Services Officer Services, Sealer of Weights and Measures Services, Police, Fire and Safety Communications Department Computer Systems and Networking Resources, and other to support the Greater Franklin County Economic Target Area. (Request 2 Readings) | Councillor Murphy moved approval of the order in the first reading; Councillor Spector seconded the motion.  

Finance Director Susan Wright asked that the third paragraph of the order be amended as follows:  

Contract with the Towns of Amherst, Easthampton and Hadley for Municipal Hearing Officer Services – agreement to provide a Municipal Hearing Officer pursuant to MGL C.148A.12c to hear complaints related to alleged violations of state building codes or the state fire codes. | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | 1st Reading  
Roll Call Vote 9 Yes, 0 No  
Rules Suspended  
Voice Vote 9 Yes, 0 No | 2nd Reading  
Roll Call Vote 9 Yes, 0 No |
<table>
<thead>
<tr>
<th></th>
<th>ROLL CALL VOTE</th>
<th>Councilor</th>
<th>Councilor</th>
<th>Councilor</th>
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<th>Councilor</th>
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<th>Councilor</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>City Council</td>
<td>Jesse M.</td>
<td>Maureen</td>
<td>William H.</td>
<td>Marianne L.</td>
<td>David A.</td>
<td>Ryan R.</td>
<td>Gina-</td>
<td>Paul D.</td>
<td></td>
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</tr>
<tr>
<td>10.</td>
<td>Purchase or otherwise acquire 47.6 +/− acres from the Sanderson Hewes Family. <em>(Request 2 Readings)</em></td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>1st Reading Roll Call Vote 9 Yes, 0 No</td>
</tr>
<tr>
<td></td>
<td>Councilor Murphy moved approval of the order in the first reading; Councilor LaBarge seconded the motion. The order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Rules Suspended Voice Vote 9 Yes, 0 No</td>
</tr>
<tr>
<td></td>
<td>Councilor Spector moved to suspend Rule 14 to allow for a second reading, Councilor Murphy seconded the motion. The motion passed on a Voice Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>No</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>2nd Reading Roll Call Vote 9 Yes, 0 No</td>
</tr>
<tr>
<td>11.</td>
<td>Financial Order: $2,450 appropriated from the CPA Budget the Fitzgerald Lake Invasive Plant Eradication Project <em>(2nd Reading)</em></td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>No</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>2nd Reading Roll Call Vote 8 Yes, 1 No (Councillor Klein)</td>
</tr>
<tr>
<td></td>
<td>Councilor Spector moved to recognize Bernadette Giblin of Safeguard Organic Landcare in Northampton and Mike Bail of Got Weeds? In Royalton, VT, and Robert Zimmerman, President of the Broadbrook Coalition; Councilor LaBarge seconded the motion. The motion passed on a voice vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>No</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>2nd Reading Roll Call Vote 9 Yes, 0 No</td>
</tr>
<tr>
<td></td>
<td>Councilor Murphy moved to approve in the second reading; Councilor Carney seconded the motion. The Order passed on a Roll Call Vote of 8 Yes, 1 No (Councilor Klein).</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>No</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>2nd Reading Roll Call Vote 9 Yes, 0 No</td>
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</tbody>
</table>
| 12. | Order: Authorization for the Mayor to execute and cause to be recorded 7 Notices of Activity and Use Limitation for City Properties (1st Reading)  
  
  *Councillor Labarge moved to approve in first reading; Councillor O’Donnell seconded. The Order passed first reading with a Roll Call Vote of 9 Yes, 0 No.* | Councillor Jesse M. Adams | Councillor Maureen T. Carney | Councillor William H. Dwight | Councillor Alisa F. Klein | Councillor Marianne L. LaBarge | Councillor David A. Murphy | Councillor Ryan R. O’Donnell | Councillor Gina-Louise Sciarr | Councillor Paul D. Spector | 1st Reading Roll Call Vote 9 Yes, 0 No |
|   |   | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes |   |
  
  *Councillor Labarge moved to approve the Warrant for a State Primary Election; Councillor Spector seconded. The Order passed second reading with a Roll Call Vote of 9 Yes, 0 No.* | Councillor Jesse M. Adams | Councillor Maureen T. Carney | Councillor William H. Dwight | Councillor Alisa F. Klein | Councillor Marianne L. LaBarge | Councillor David A. Murphy | Councillor Ryan R. O’Donnell | Councillor Gina-Louise Sciarr | Councillor Paul D. Spector | 1st Reading Roll Call Vote 9 Yes, 0 No |
|   |   | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes |   |
|   |   |   |   |   |   |   |   |   |   |   |   |
|   | Councillor LaBarge moved to approve No. 14, 15 & 16 (Below) as a group; Councillor Murphy seconded the motion. The motion passed on a voice vote of 9 Yes, 0 No. |   |   |   |   |   |   |   |   |   |   |
|   |   | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes |   |
| 16. | Ordinance: Amend §312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces – Maple Street (2nd Reading)  
  
<table>
<thead>
<tr>
<th></th>
<th>ROLL CALL VOTE</th>
<th>City Council</th>
<th>2014-2015</th>
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<tr>
<td></td>
<td></td>
<td>Councilor</td>
<td>Councilor</td>
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<tr>
<td></td>
<td></td>
<td>Jesse M.</td>
<td>Maureen</td>
</tr>
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<td></td>
<td></td>
<td>Adams</td>
<td>T. Carney</td>
</tr>
<tr>
<td>17.</td>
<td>Ordinance: Amend §312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces – Hemshaw Avenue (2nd Reading)</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>18.</td>
<td>Ordinance: Amend §312-102 Schedule I: Parking Prohibited All Times – Massasoit Street (2nd Reading)</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>19.</td>
<td>XVI: On-Street and Off-Street Handicapped Parking Spaces – Prospect Street (Request 3 Readings) (3rd Reading)</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>20.</td>
<td>Ordinance: Amend §312-75 - Compression release engine brake use; operation of heavy commercial vehicles (2nd Reading)</td>
<td>Yes</td>
<td>Yes</td>
</tr>
</tbody>
</table>

Page 8 of 9
**ROLL CALL VOTE**
**City Council**
**2014-2015**

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<tbody>
<tr>
<td>Councilor Carney moved approval in the first reading; Councilor LaBarge seconded. The Order passed in first reading on a Roll Call Vote of 9 Yes, 0 No.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>1st Reading Roll Call Vote 9 Yes, 0 No</td>
</tr>
</tbody>
</table>

At 10:10 p.m., a motion to adjourn was made by Councilor Adams and seconded by Councilor LaBarge. The vote to adjourn passed 9 Yes, 0 No.