



CITY COUNCIL
CITY OF NORTHAMPTON
MASSACHUSETTS

Councilors:

- President Ryan R. O'Donnell, At-Large
- William H. Dwight, At-Large
- Maureen T. Carney, Ward 1
- Dennis P. Bidwell, Ward 2
- James Nash, Ward 3
- Vice-President 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: June 20, 2019
Meeting Time: 7 p.m.

1. Announcement of Audio/Video Recording

This meeting is being audio/video recorded.

2. Public Comment

3. Roll Call

4. Public Hearings

5. Updates from Council President & Committee Chairs

6. Recognitions and One-Minute Announcements by Councilors

7. Communications and Proclamations from the Mayor

- A. **Presentation by members of NuclearBan.US on the International Campaign to Abolish Nuclear Weapons (ICAN) and the City of Northampton's treaty alignment efforts.**

8. Resolutions

- A. **19.091 A Resolution Affirming Support for Access to Safe and Legal Abortion in the Commonwealth of Massachusetts and Across the United States - 2nd reading**

History:

- Amended to add state of Louisiana to 4th 'Whereas' clause
- Passed 1st reading as amended - 6/6/2019

Documents:

[19.091 A Resolution Affirming Support for Access to Safe and Legal Abortion in the Commonwealth of Massachusetts and Across the United States.pdf](#)

- B. **19.095 Resolution to Redesignate the City of Northampton Cultural District - 1st reading**

Documents:

[19.095 Resolution to Redesignate the City of Northampton Cultural District.pdf](#)

- C. **19.096 A Resolution Encouraging the Northampton Board of Health and the Massachusetts State Legislature to Take Action to Increase Measles Immunization Rates in our Communities - 1st reading**

Documents:

[19.096 A Resolution Encouraging the Northampton BOH and the Massachusetts Legislature to Take Action to Increase Measles Immunization Rates.pdf](#)

9. Presentations

10. Consent Agenda

- A. **Minutes of June 5, 2019 Special City Council Meeting (Budget hearing) and June 6, 2019 regular meeting**

Documents:

B. Approve Pole Petition - 19.043 National Grid/Verizon New England Pole Petition for Burts Pit Road (Petition #27859494)

History:

- Public hearing held June 6, 2019. No opposition.

Documents:

[19.043 DPW Recommendation.pdf](#)

[19.043 National Grid-Verizon Pole Petition for Burts Pit Road.pdf](#)

C. 19.100 Appointments to Various Committees

Disability Commission

Rodney Kunath, 8 Reed Street, Northampton

Term: July 2019 to June 2022

To fill a vacancy

Energy & Sustainability Commission

Gordon Meadows, 239 Bridge Street, Northampton

Term: July 2019-June 2022

To fill a vacancy

Planning Board

Marissa Elkins, 50 Washington Avenue, Northampton

Term: July 2019 to June 2022

To fill a vacancy

Documents:

[19.100 Appointments to Various Committees.pdf](#)

D. 19.101 Petition for Annual Second Hand Dealer License

New Second Hand Dealer License:

Born Again Vintage & Consignment, 4 Old South Street

Applicant: Laura Burke

Documents:

[19.101 Petition for Annual Second Hand Dealer License - Born Again Vintage and Consignment.pdf](#)

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

12. Financial Orders (on 1st reading pending Finance review)

Rule 2.6 requires the Finance Committee to consider certain financial matters.

A. 19.097 An Order to Surplus Prospect Street Water Department Building - 1st reading

Documents:

[19.097 An Order to Surplus Prospect Street Water Department Building.pdf](#)

B. 19.098 An Order for FY2019 Budget Transfers - 1st reading

Process note: The Mayor's office requests two readings to allow the Auditor to make the transfers in time to facilitate year-end bookkeeping.

Documents:

[19.098 An Order for FY2019 Budget Transfers.pdf](#)

C. 19.099 An Order to Dedicate Medicare Part D Reimbursement to OPEB Trust Fund - 1st reading

Process note: The Mayor's office respectfully requests two readings.

Documents:

[19.099 An Order to Dedicate Medicare Part D Reimbursement to OPEB Trust Fund.pdf](#)

13. Financial Orders (on 2nd reading)

A. 19.081 An Order to Borrow Money and Authorize Acquisition of 100 Acres at Pine Grove Golf Course - 2nd reading

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.081 RockyHill-PineGrove-TaxAnalysis.pdf](#)

[19.081 An Order to Borrow Money and Authorize Acquisition of 100 Acres at Pine Grove Golf Course.pdf](#)

B. 19.082 An Order to Purchase 5.8 Acres in the Broad Brook-Fitzgerald Lake Greenway - 2nd reading

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.082 An Order to Purchase 5.8 Acres in the Broad Brook-Fitzgerald Lake Greenway.pdf](#)

C. 19.084 An Order to Approve FY2020 General Fund Budget - 2nd reading

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.084 An Order to Approve FY2020 General Fund Budget.pdf](#)

D. 19.085 An Order to Approve FY2020 Sewer Enterprise Fund Budget - 2nd reading

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.085 An Order to Approve FY2020 Sewer Enterprise Fund Budget.pdf](#)

E. 19.086 An Order to Approve FY2020 Water Enterprise Fund Budget - 2nd reading

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.086 An Order to Approve FY 2020 Water Enterprise Fund Budget.pdf](#)

F. 19.087 An Order to Approve FY 2020 Solid Waste Enterprise Fund Budget - 2nd reading

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.087 An Order to Approve FY 2020 Solid Waste Enterprise Fund Budget.pdf](#)

G. 19.088 An Order to Approve FY 2020 Stormwater and Flood Control Enterprise Fund Budget - 2nd reading

History:

- Positive recommendation, Finance Committee - 6/6/2019

- Passed 1st reading - 6/6/2019

Documents:

[19.088 An Order to Approve FY 2020 Stormwater and Flood Control Enterprise Fund Budget.pdf](#)

H. **19.089 An Order to Approve FY2020 Revolving Funds - 2nd reading**

Process note: The Mayor's office has asked to amend 19.089 in second reading to increase the amounts of two revolving accounts because of increased activity: Senior Services Activities (increase from \$90,000 to \$150,000) and Senior Services Food Services (increase from \$35,000 to \$90,000). See request, attached.

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.089 An Order to Approve FY2020 Revolving Funds Amended.pdf](#)
[19.089 Request to Amend.pdf](#)

I. **19.090 Order to Rescind Borrowing Authority - 3 Votes - 2nd reading**

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.090 An Order to Rescind Borrowing Authority - 3 Votes.pdf](#)

J. **19.092 An Order to Rescind Unused Borrowing Authority for MSBA Projects - Bridge Street and Leeds School Roofs - 2nd reading**

History:

- Positive recommendation, Finance Committee - 6/6/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.092 An Order to Rescind Unused Borrowing Authority for MSBA Projects - Bridge Street and Leeds School Roofs.pdf](#)

14. Orders

A. **Execution of Order of Taking for Damon Road Reconstruction - an affirmative vote will authorize City Councilors to sign the Order of Taking**

History: On May 16, 2019, the City Council approved **19.061 An Order to**

Appropriate Money and Authorize Taking by Eminent Domain for Damon Road Reconstruction, but no document was executed for recording at the registry.

Process note: Attorney Seewald has submitted an Order of Taking for execution by the City Council and recording at the registry. The City Council is asked to vote to execute the order and then to sign it.

Documents:

[19.064 Damon Road Order of Taking.pdf](#)

15. Ordinances (Not yet Referred)

Rule 5.2.3 provides that no ordinance shall be voted on by the City Council until it has been considered by the Committee on Legislative Matters.

16. Ordinances

A. 19.054 An Ordinance Allowing Marijuana Testing and Processing in Core Business Districts - 2nd reading

History:

- Referred to Planning Board, Legislative Matters and Community Resources - 5/2/2019
- Neutral recommendation, Community Resources - 5/20/2019
- Joint public hearing held by PB and LM - 5/23/2019
- Amended to add words "below grade."
- Positive recommendation as amended, PB and LM - 5/23/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.054 An Ordinance Allowing Marijuana Testing and Processing in Core Business Districts as amended 052319.pdf](#)

B. 19.055 An Ordinance Allowing Marijuana Production/Cultivation, Testing and Processing in the PV District - 2nd reading

History:

- Referred to Planning Board, Legislative Matters (LM) and Community Resources - 5/2/2019
- Positive recommendation, Community Resources - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Amended to insert words "manufacturing/cultivation" before "facilities" - 5/23/2019
- Positive recommendation as amended, PB and LM - 5/23/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.055 An Ordinance Allowing Marijuana Production-Cultivation, Testing and Processing in the PV District as amended 052319.pdf](#)

C. 19.056 An Ordinance Amending the Requirements for Medical Marijuana Operations by Adding Air Filtration - 2nd reading

History:

- Referred to Planning Board, Legislative Matters (LM) and Community Resources (CR) - 5/2/2019
- Amended to insert word "manufacturing" after "Medical Marijuana" in title and body, CR - 5/20/2019
- Positive recommendation, Community Resources - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Positive recommendation as amended, PB and LM - 5/23/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.056 An Ordinance Amending the Requirements for Medical Marijuana Operations by Adding Air Filtration.pdf](#)

D. 19.057 An Ordinance Amending the Requirements for Marijuana Manufacturing in the OI and GI Districts by Adding Air Filtration - 2nd reading

History:

- Referred to Planning Board, Legislative Matters (LM) and Community Resources - 5/2/2019
- Positive recommendation, Community Resources - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Positive recommendation, PB and LM - 5/23/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.057 An Ordinance Amending the Requirements for Marijuana Manufacturing in the OI and GI Districts by Adding Air Filtration.pdf](#)

E. 19.058 An Ordinance Clarifying the Provisions for Outdoor Growing of Marijuana - 2nd reading

History:

- Referred to Planning Board, Legislative Matters (LM) and Community Resources (CR) - 5/2/2019
- Amended to delete word "processing," CR - 5/20/2019
- Positive recommendation as amended, CR - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Amended to allow starting structures the whole months of April and May - 5/23/2019
- Positive recommendations as amended, PB and LM - 5/23/2019
- Passed 1st reading - 6/6/2019

Documents:

[19.058 An Ordinance Clarifying the Provisions for Outdoor Growing of Marijuana.pdf](#)

17. Ordinances

Process note: Package of seven ordinances to add definitions of 'Short-Term Rental (STR)' and 'Owner-Occupied Dwelling,' change 'Tourist Home/Bed and Breakfast'

to 'Bed and Breakfast' and allow STR's in all zoning districts, including PV.

History:

- Referred to Planning Board and Legislative Matters (LM) Committee - 5/16/2019
- Joint Planning Board/Legislative Matters Committee Public Hearing held - 5/23/2019
- Positive recommendation of seven ordinances to define Short-Term Rentals and allow them in all zoning districts, Planning Board - 5/23/2019
- Positive recommendation of package of changes related to Short-Term Rentals, LM - 5/23/2019
- Passed 1st reading - 6/6/2019

A. 19.068 An Ordinance to Amend Zoning to Add Definitions of Short-Term Rental and Owner-Occupied Dwelling -2nd reading

Documents:

[19.068 An Ordinance to Amend Zoning to Add Definitions of Short-Term Rental and Owner-Occupied Dwelling.pdf](#)

B. 19.069 An Ordinance to Amend Zoning to Allow Short-Term Rentals in WSP, SC, SR and RR Districts - 2nd reading

Documents:

[19.069 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the WSP, SC, SR and RR Districts.pdf](#)

C. 19.070 An Ordinance to Amend Zoning to Allow Short-Term Rentals in URA and URB Districts - 2nd reading

Documents:

[19.070 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the URA and URB Districts.pdf](#)

D. 19.071 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the URC District - 2nd reading

Documents:

[19.071 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the URC District.pdf](#)

E. 19.072 An Ordinance to Amend Zoning to Allow Short-Term Rentals in GB and NB Districts - 2nd reading

Documents:

[19.072 An Ordinance to Amend Zoning to Allow Short-Term Rentals in GB and NB Districts.pdf](#)

F. 19.073 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the CB, EB, HB and OI Districts - 2nd reading

Documents:

[19.073 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the CB, EB, HB and OI Districts.pdf](#)

G. 19.074 An Ordinance to Amend Zoning to Allow Bed and Breakfasts and Short-Term Rentals in the PV District - 2nd reading

Documents:

[19.074 An Ordinance to Amend Zoning to Allow Bed and Breakfasts and Short-Term Rentals in the PV District.pdf](#)

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

19. New Business

Contact: R. O'Donnell, Council President
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