



CITY COUNCIL
CITY OF NORTHAMPTON
MASSACHUSETTS

Councilors:

- President Ryan R. O'Donnell, At-Large
- Vice-President Gina Louise Sciarra, Ward 4
- William H. Dwight, At-Large
- Maureen T. Carney, Ward 1
- Dennis P. Bidwell, Ward 2
- James Nash, Ward 3
- 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: March 15, 2018
Meeting Time: 7:00pm

1. Announcement of Audio/Video Recording

This meeting may be audio/video recorded for broadcasting by Northampton Community Television.

2. Public Comment

3. Roll Call

4. Public Hearings

- A. 7:05 p.m. - Public Hearing on 17.413 Petition to Install
Underground Conduit on Holyoke Street**

In accordance with the provisions of Section 22, Chapter 166, of the General Laws, a public hearing will be held on the petition of National Grid to install underground facilities under a public way on Holyoke Street.
Street Petition # 24019445

Documents:

[17.413_Holyoke_St._Underground - Revised 2-2018.pdf](#)

[17.413 DPW Memo - Revised 2-2018.pdf](#)

B. 7:10 p.m. - Public Hearings to Consider the Laying Out of King Street and Garfield Avenue

In accordance with M.G.L. Chapter 82, Section 21, the City Council will hold public hearings on Thursday, March 15, 2018 at 7:10 p.m. in Council Chambers, Wallace J. Puchalski Municipal Building, 212 Main Street, Northampton, MA to consider laying out the following private property to become public ways: 'Garfield Avenue Extension' - the portion of property consisting of 3,082.4 square feet +/- and shown on "Street Acceptance Plan of 'Garfield Avenue Extension'," prepared by The Berkshire Design Group, Inc. for The City of Northampton, Hampshire County dated March 29, 2017; and King Street - changing/widening the layout of King Street to include the following parcels::

- Parcels 1C and 1D as shown on a plan entitled "Plan of Land in Northampton Massachusetts Surveyed for Cosenzi Automotive Realty Limited Partnership and recorded in the Hampshire Registry of Deeds in Plan Book 228, Page 99. See also deed of Cosenzi Automotive Realty Limited Partnership to the City of Northampton recorded in said registry in Book 11577, Page 205.
- The easement conveyed by Colvest Northampton, LLC to the City of Northampton, dated January 21, 2014 and recorded in said registry in Book 11577, Page 208.

5. Updates from Council President & Committee Chairs

6. Recognitions and One-Minute Announcements by Councilors

7. Communications and Proclamations from the Mayor

8. Resolutions

- ### **A. 18.031 Resolution calling for President Trump and his administration to preserve DACA and to extend Temporary Protected Status (TPS) for all nationals who cannot safely return to their home countries - 2nd Reading**

History:

- Referred to City Services - 2/15/2018
- Positive Recommendation of Amended Version, City Services - 3/5/2018

B. 18.055 Resolution to Adopt the Capital Improvement Program for FY2019-FY2023 Submitted to City Council on January 29, 2018 - 2nd Reading

History:

- Public Hearing on Capital Improvement Program held 3/1/2018
- Resolution passed first reading, 3/1/2018

Documents:

[18.055 Resolution to Adopt the Capital Improvement Program for FY2019-FY2023.pdf](#)

9. Presentations

10. Consent Agenda

A. Approve 17.413 National Grid Pole Petition - Holyoke Street, Underground (see documents above)

**B. 18.025 Appointments to Housing Partnership, License Commission and Trust Fund Committee - Positive Recommendation, City Services 3/5/2018
Housing Partnership**

Julio Alves, 35 Fort Hill Terrace, Northampton
Term: January 2018-June 2021
(*Replacing expired term of Patty McGill*)

License Commission

Helen J Kahn, 188 Federal Street, Florence
Term; January 2018-June 2021
(*Replacing term of Elaine Reall*)

Trust Fund Committee

Gerald Budgar
Term: November 2017-June 2021
(*Reappointment*)

Documents:

[18.025 Appointments to Housing Partnership, License Commission and Trust Fund Committee.pdf](#)

[18.025 Gerald Budgar Application.pdf](#)

[18.025 Helen Kahn and Julio Alves Applications.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. 18.028 Order To Accept M.G.L. Ch. 64N, Section 3 (A), Local Option Sales Tax On Marijuana Sales - 1st Reading

History:

- Positive Recommendation from Finance 3/1/2018

Documents:

[18.028-Order to Accept M.G.L. 64N, Section 3\(a\)_Local Option Sales Tax_on Marijuana Sales.pdf](#)

B. 18.058 Order to Waive Chapter 61A Right of First Refusal at 508 Sylvester Road - 1st Reading

Documents:

[18.058 Notice of Intent to Sell Parcel Under M.G.L. Ch. 61A - 508 Sylvester Road.pdf](#)
[18.058 Order to Waive Chapter 61A Right of First Refusal at 508 Sylvester Road.pdf](#)

C. 18.059 Order to Expand Parsons Brook Greenway with Land from former Bill Willard, Inc. Property - 1st Reading

Documents:

[18.059 Order to Expand Parsons Brook Greenway with Land from Former Bill Willard, Inc. Property.pdf](#)

D. 18.060 Order to Authorize Northampton School Committee to Accept Gift of New Floor from Jackson Street School PTO - 1st Reading

Documents:

[18.060 Order to Authorize Northampton School Committee to Accept Gift of New Floor from Jackson Street School PTO.pdf](#)

E. 18.061 Order to Reprogram River Road Retaining Wall Balance to Paving Projects - 1st Reading

Documents:

[18.061 Order to Reprogram River Road Retaining Wall Balance to paving](#)

F. 18.062 Order to Authorize Payment of a Prior Year Bill - 1st Reading

Documents:

[18.062 Order to Authorize Payment of a Prior Year Bill.pdf](#)

13. Financial Orders (on 2nd reading)

A. 18.030 Order to Accept an Easement at Village Hill - 2nd Reading

Documents:

[18.030 Order to Accept an Easement at Village Hill.pdf](#)

[18.030 Village Hill Easement Plan.pdf](#)

B. 18.044A Order to Appropriate \$1.411 Million from Free Cash for Various Capital Projects - 2nd Reading

History:

- 18.044 Order to Appropriate \$1,486 Million for Various Capital Projects divided into two separate orders

- 18.044A Order to Appropriate \$1.411 Million for Various Capital Projects and
- 18.044B Order to Appropriate \$75,000 for Police Protective Equipment and Training

- Both orders passed 1st Reading 3/01/2018

Documents:

[18.044A Order to Appropriate 1.411 Million From Free Cash for Various Capital Projects.pdf](#)

C. 18.044B Order to Appropriate \$75,000 from Free Cash for Police Protective Equipment and Training - 2nd Reading

Documents:

[18.044B Order to Appropriate 75,000 From Free Cash for Police Protective Equipment and Training.pdf](#)

D. 18.045 Order to Appropriate \$800,000 from Capital Stabilization for Capital Projects - 2nd Reading

Documents:

[18.045 Order to Appropriate 800,000 from Capital Stabilization for Capital Projects.pdf](#)

E. 18.046 Order to Appropriate \$132,000 from Parking Receipts Reserved for Parking Equipment and Pay by Plate Kiosks - 2nd Reading

Documents:

[18.046 Order to Appropriate 132,000 from Parking Receipts Reserved for Parking Equipment and Pay by Plate Kiosks.pdf](#)

F. 18.047 Order to Appropriate \$86,100 from PEG Access Fund for WAN Upgrade - 2nd Reading

Documents:

[18.047 Order to Appropriate 86,100 from PEG Access Fund for WAN Upgrade.pdf](#)

G. 18.048 Order to Appropriate \$150,000 from Mayor's PILOT Fund for 1:1 Chrome Books for Northampton Public School Students and Replacement Turnout Gear - 2nd Reading

Documents:

[18.048 Order to Appropriate 150,000 from Mayors PILOT Fund for Chrome Books for NPS Students and Replacement Turnout Gear.pdf](#)

H. 18.049 Order to Authorize Borrowing \$1,500,000 for Paving Projects - 2nd Reading

Documents:

[18.049 Order to Authorize Borrowing 1,500,000 for Paving Projects.pdf](#)

I. 18.050 Order to Authorize Borrowing \$500,000 for DPW Cold Storage Facility - 2nd Reading

Documents:

[18.050 Order to Authorize Borrowing 500,000 for DPW Cold Storage Facility.pdf](#)

J. 18.051 Order to Authorize Borrowing \$900,000 for DPW Vehicles - 2nd Reading

Documents:

[18.051 Order to Authorize Borrowing 900,000 for DPW Vehicles.pdf](#)

K. 18.052 Order to Appropriate \$50,000 from Cemetery Perpetual Care for Cemetery Projects - 2nd Reading

Documents:

[18.052 Order to Appropriate 50,000 from Cemetery Perpetual Care for Cemetery Projects.pdf](#)

L. 18.053 Order to Appropriate Funds from Cemetery Perpetual Care and Bates Tomb Trust for Bates Tomb Repairs - 2nd Reading

Documents:

[18.053 Order to Appropriate Funds from Cemetery Perpetual Care and Bates Tomb Trust for Bates Tomb Repairs.pdf](#)

M. 18.054 Order to Appropriate \$34,263 from Dog Fund for ACO Van - 2nd Reading

Documents:

[18.054 Order to Appropriate 34,263 from Dog Fund for ACO Van.pdf](#)

14. Orders

A. 18.021 Order for King Street Acceptance - 1st Reading

History:

- Petition and Order for King Street Acceptance Submitted to Northampton City Council, 1/26/2018
- Petition and Order referred to Planning Board and to full City Council for street layout hearing, 2/1/2018
- Positive Recommendation, Planning Board, 2/8/2018
- City Council Street Layout Hearing, 3/15/2018

Process note: per the city solicitor, if, after public hearing, the City Council determines that public convenience and necessity require the laying out of the public way, the action necessary is to approve 18.021 Order for King Street Acceptance.

City engineer recommends incorporating the attached plans into the order.

Documents:

[18.021 DPW Memo re King Street Acceptance.pdf](#)
[18.021 Plan for Widening of King Street Layout.pdf](#)
[18.022 Petition for King Street Acceptance.pdf](#)
[18.021_Order for King Street Acceptance.pdf](#)

B. 18.024 Order for Garfield Street Acceptance - 1st Reading

History:

- Petition and Order for Garfield Avenue Street Acceptance received by City

Council, 1/29/2018

- Petition and Order referred to Planning Board and to full council for street layout public hearing, 2/1/2018
- Planning Board issued favorable report, 2/8/2018
- City Council held Street Layout hearing 3/15/2018

Process note: Per city solicitor, if, after public hearing, the City Council determines that public convenience and necessity require the laying out of the road, the action necessary is to approve 18.024 Order for Garfield Street Acceptance.

City engineer recommends that attached plans for incorporated into order.

Documents:

- [18.023 Petition for Garfield Avenue Acceptance.pdf](#)
- [18.024 Metes and bounds description of Garfield Avenue.pdf](#)
- [18.024 Order for Garfield Avenue Acceptance.pdf](#)
- [18.024 Plan Showing Layout of Garfield Avenue.pdf](#)

C. 18.056 An Order to Accept M.G.L. Ch. 23M ("the PACE Act") - 1st Reading

History:

- Referred to Energy & Sustainability Commission, 3/1/2018
- No report as of 3/8/2018

Documents:

- [18.056 Order to Accept M.G.L. Ch. 23M - the PACE Act.pdf](#)
- [18.056 PACEMassachusettsFactSheet.pdf](#)

15. Ordinances (Not yet Referred)

Process Note: Rule 5.2.3 requires referral to Legislative Matters before 1st vote.

16. Ordinances

A. 17.265 An Ordinance Relative to Taxis and Vehicles for hire - 2nd reading

History:

- Returned to Committee (Legislative Matters) - 9/21/2017
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

- [17.265_Taxi_Vehicle_For_Hire_Amended_1-2018.pdf](#)
- [17.265 NPD Memo re Taxi Ordinance.pdf](#)
- [17.265 Krutzler Request for Explanatory Memo.pdf](#)

B. 17.379 An Ordinance Relative to Parking on Prospect Street -

2nd Reading

History:

- Amended to Change Parking Term from 8 a.m. to 6 p.m. to 7:30 to 9:30 a.m. and 3:30 p.m. to 5:30 p.m. - 03/01/2018
- Approved in 1st Reading by City Council as Amended - 03/01/2018
- Positive Recommendation from Legislative Matters - 2/12/2018
- Positive Recommendation from TPC - 09/19/2017

Documents:

[17.379 As Amended by DPW and CC to Create Three Limited-Time Spaces.pdf](#)

[17.379 Prospect Street w15 min Parking Spaces.pdf](#)

C. 18.027 An Ordinance Relative to Zoning and Marijuana - 2nd Reading

History:

- Referred to Committee on Legislative Matters - 2/1/2018
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

[18.027 An Ordinance Relative to Zoning and Marijuana.pdf](#)

D. 18.033 An Ordinance Relative to Zoning and Marijuana - 2nd Reading

History:

- Referred to Committee on Legislative Matters - 2/1/2018
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

[18.033 An Ordinance Relative to Zoning and Marijuana.pdf](#)

E. 18.034 An Ordinance Relative to Zoning and Marijuana - 2nd Reading

History:

- Referred to Committee on Legislative Matters - 2/1/2018
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

[18.034 An Ordinance Relative to Zoning and Marijuana.pdf](#)

[18.034 Marijuana Buffer Zone Map.pdf](#)

F. 18.035 An Ordinance Relative to Zoning and Marijuana - 2nd Reading

History:

- Referred to Committee on Legislative Matters - 2/1/2018
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

[18.035 An Ordinance Relative to Zoning and Marijuana.pdf](#)

G. 18.036 Ordinance to Amend HB Table of Use to Delete Commercial Storage - 2nd Reading

History:

- Referred to Committee on Legislative Matters - 2/15/2018
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

[18.036 Ordinance to Amend HB Table of Use to Delete Commercial Storage.pdf](#)

H. 18.037 Ordinance to Reformat GI Table with Other Minor Changes - 2nd Reading

History:

- Referred to Committee on Legislative Matters - 2/15/2018
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

[18.037 Ordinance to Reformat GI Table with Other Minor Changes.pdf](#)

I. 18.038 Ordinance to Reformat OI Table and Allow Flexible Reuse of Historic Mill Buildings - 2nd Reading

History:

- Referred to Committee on Legislative Matters - 2/15/2018
- Positive Recommendation, Legislative Matters - 2/27/2018

Documents:

[18.038 Ordinance to Reformat OI Table and Allow Flexible Reuse of Historic Mill Buildings.pdf](#)

J. 18.043 An Ordinance related to bicycling on sidewalks, defining multi-use trails, and regulating bike lane - slated to

be reviewed by LM, 3/12/2018

History:

- Referred by City Council, 3/1/2018

Documents:

[18.043 An Ordinance related to bicycling on sidewalks, defining multi-use trails, and regulating bike lanes .pdf](#)

[18.043 An Ordinance related to bicycling on sidewalks defining multi-use trails and regulating bike lanes Rev AS 3-5 R-WF3-6-18 AS 3-7.pdf](#)

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

18. New Business

Contact: R. O'Donnell, Council President
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