

CITY COUNCIL
CITY OF NORTHAMPTON
MASSACHUSETTS

Councilors:

- President Gina-Louise Sciarra, At-Large
- William H. Dwight, At-Large
- Michael J. Quinlan, Jr., Ward 1
- Karen Foster, Ward 2
- Vice-President James Nash, Ward 3
- John Thorpe, Ward 4
- Alex Jarrett, Ward 5
- Marianne L. LaBarge, Ward 6
- Rachel Maiore, Ward 7

****This special meeting is posted as a contingency to take up agenda items removed from or not reached for discussion at the regular City Council meeting June 3, 2021. If action was taken on June 3, 2021, the agenda item will not be taken up.****

**Meeting Agenda
On-line Video Conference
Meeting Date: June 7, 2021
Meeting Time: 7 p.m.**

The June 7, 2021 City Council meeting will be held by remote participation. The public can follow the council's deliberations by watching the meeting live on Comcast channel 15, live-streaming it on YouTube or joining the virtual meeting by phone or computer. For the active YouTube link, please see Northampton Open Media's website: <http://northamptonopenmedia.org/>

Join the meeting: <https://bit.ly/3wQ6HIP>

For telephone call-in, call:

+ 929 436-2866 US

MEETING ID: 918 5350 2752

PARTICIPANT #: #

PASSCODE: 491184

1. Roll Call

2. Ordinances

A. 21.217 An Ordinance to Move Zero Lot Line from Section 10.14 to Section 6.13 - 2nd reading

History:

- Referred to Community Resources, Planning Board (PB) and Legislative Matters (LM) - 4/1/2021
- Neutral recommendation, Community Resources - 4/26/2021
- Joint public hearing held with PB, positively recommended, LM - 5/10/2021
- Recommended forwarding to City Council, PB passed 6:0 with one abstention (Member Kohout) and one absent (Member Fowler) - 5/10/2021
- Passed 1st reading - 5/20/2021

Documents:

[21.217 An Ordinance to Move Zero Lot Line from Section 10.14 to Section 6.13.pdf](#)

B. 21.218 An Ordinance to Amend Zero Lot Line Section of Code - 1st reading

History:

- Referred to Community Resources, Planning Board (PB) and Legislative Matters (LM) - 4/1/2021
- Neutral recommendation, Community Resources - 4/26/2021
- Amended language submitted by Office of Planning and Sustainability (OPS) to address comments in CR - 5/6/2021
- Amendment added by solicitor Seewald to clarify language - 5/7/2021
- Joint PB/LM public hearing held - 5/10/2021
- 350-6.13 A (2) i changed : "has a reduced side setback of up to 5' from the standard setback" to "has a reduction from the standard setback of up to 5'" - 5/10/2021
- Amended to accept combined changes of OPS and the city solicitor, 10:0 with one abstention (Member Kohout) and one absent (Member Fowler) - 5/10/2021
- Positive recommendation, LM - 5/10/2021
- Recommend forwarding to City Council, PB, 6:0 with one abstention (Member Kohout) and one absent (Member Fowler) - 5/10/2021
- Postponed 1st reading - 5/20/2021
- Clean language submitted by OPS - 5/27/2021

Documents:

[21.218 An Ordinance to Amend Zero Lot Line Section of Code - POST LM.pdf](#)

[21.218 An Ordinance to Amend Zero Lot Line Section of Code - CM with AJ amendment CLEAN.pdf](#)

3. Consent Agenda

A. Minutes of April 15, 2021 and May 6, 2021

Documents:

[04-15-2021_City Council Minutes.pdf](#)

[05-06-2021_City Council Minutes.pdf](#)

B. 21.291 Appointments to Various Committees - for referral to City Services Committee

Energy & Sustainability

Ashley Muspratt, 15 Franklin Street, Northampton

Term: July 2021-June 2024

Reappointment

Board of Health

Cynthia Suopis, 19 Ford Crossing, Northampton

Term: July 2021-June 2024

Reappointment

Laurent Levy, 4 School Street, Northampton

Term: July 2021-June 2024

Reappointment

Transportation & Parking Commission

Diana Day, 44 Berkshire Terrace, Apt. 2, Northampton

Term: July 2021-June 2024

To fill a vacancy

Documents:

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

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

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

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

A. 21.286 An Order Authorizing Acquisition of a Parcel on the Easterly Side of the Mill River - 1st reading

Documents:

[21.286 An Order Authorizing Acquisition of a Parcel on the Easterly Side of](#)

the Mill River.pdf
21.286 Order of Taking.pdf

B. 21.289 An Order to Approve Mayor's Youth Commission Gift Fund Expenditure for T-Shirts - 1st reading

Documents:

[21.289 An Order to Approve Mayors Youth Commission Gift Fund Expenditure for T-Shirts.pdf](#)

C. 21.290 An Order to Appropriate \$435,653 Free Cash for AOM Restroom Expansion and Renovation - 1st reading

Documents:

[21.290 An Order to Appropriate 435,653 Free Cash to AOM Restroom Expansion and Renovation.pdf](#)

D. 21.292 An Order to Appropriate Additional \$608,500 from Various Sources for Roundhouse Parking Lot Reconstruction - 1st reading

Documents:

[21.292 An Order to Appropriate Additional 608,500 from Various Sources for Roundhouse Parking Lot Reconstruction.pdf](#)

6. Financial Orders (on 2nd reading)

A. 21.271 Order to Authorize Conservation Commission to Acquire Massachusetts Audubon Society Conservation Restriction - 2nd reading

History:

- Positive recommendation, Finance Committee - 5/20/2021
- Passed 1st reading - 5/20/2021

Documents:

[21.271 An Order to Authorize Conservation Commission to Acquire Massachusetts Audubon Society Conservation Restriction.pdf](#)

7. Orders

A. 21.278 An Order Transferring Care, Custody and Control of a Certain Area of Land from Smith Voke to DPW - 1st reading

Documents:

[21.278 An Order Transferring Care, Custody and Control of a Certain Area of Land from Smith Voke to DPW.pdf](#)
[21.278 Diagram of PRV Building Area.pdf](#)

B. 21.288 An Order Further Amending Order 20.062 Entered on June 4, 2020, as Amended by Order 20.149 and Order 21.211 - 1st reading

Documents:

[21.288 An Order Further Amending Order 20.062 Entered on June 4, 2020, as Amended by Order 20.149 and Order 21.211.pdf](#)

8. 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.

A. 21.277 An Ordinance Relative to Off-Street Handicapped Parking Spaces

Documents:

[21.277 An Ordinance Relative to Off-Street Handicapped Parking Spaces.pdf](#)

9. Ordinances

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

11. New Business

12. Adjourn

Contact: G-L Sciarra, Council President
glsciarra@northamptonma.gov
(413) 570-3133

City of Northampton

MASSACHUSETTS

In the Year Two Thousand Twenty One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

21.217 AN ORDINANCE TO MOVE ZERO LOT LINE FROM SECTION 10.14 TO SECTION 6.13

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to refer Zero Lot Line projects to a new subsection 6.13

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

Amend Chapter 350 Attachment 7 & 8

Zero lot line single-family; see § 350-~~10.14~~6.13

Anywhere else in Chapter 350, Replace Zero Lot Line 10.14 to §6.13.

City of Northampton

MASSACHUSETTS

In the Year Two Thousand Twenty One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

21.218 AN ORDINANCE TO AMEND ZERO LOT LINE SECTION OF CODE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to alter the requirements of Zero Lot Line projects in order to maintain more consistent setbacks within neighborhoods.

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

Move subsection 10.14 to a new Subsection in Chapter 350-6 and amend as shown

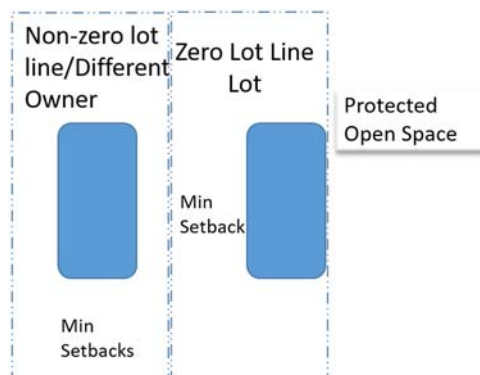
§ 350-~~10.146.13~~**Zero lot line (ZLL) developments.**

Zero lot line (ZLL) developments are developments, or portions of developments, where house lots have a ~~minimum~~ side yard setback of zero feet on one side (the "zero lot line"), while the opposite side meets the standard side yard setback of the district (the "standard setback"), if the following standards are met:

~~A. If a garage or other parking structure is built, it must be set back at least twice the normal front yard setback, or the garage/structure must cover no more than 25% of the front facade of the principal structure; and~~

~~B.A.~~ The zero lot line side of a house lot must:

- 1) Abut permanently protected open space where the owner can show a maintenance easement, as defined below, will be granted; or

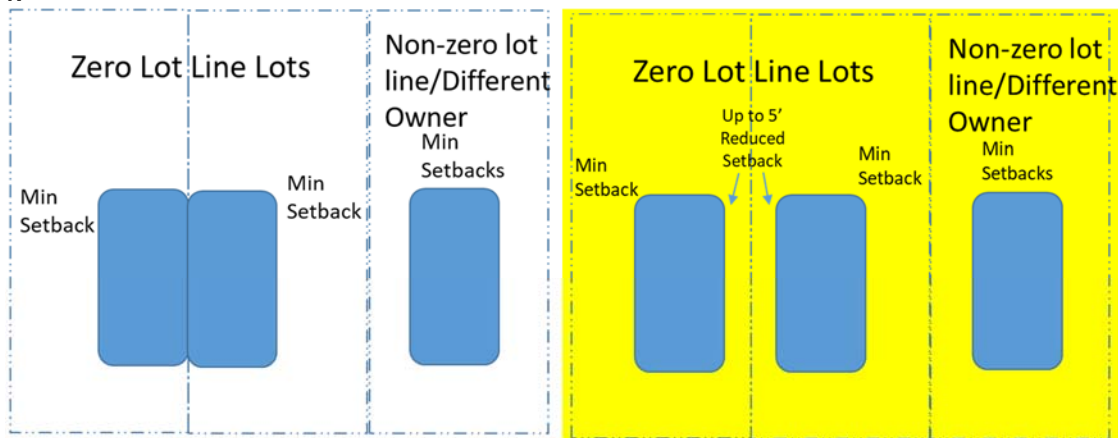


2) Abut the lot line of a lot which is under ~~the control of the same property owner~~ common ownership at the time the zero lot line development is proposed and

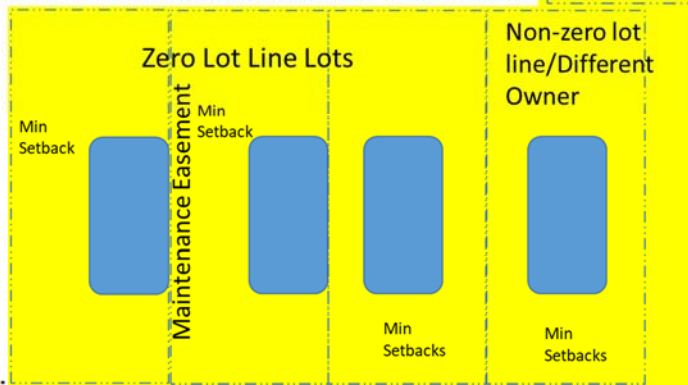
i. shares a party wall with the abutting structure on the separate parcel commonly-owned lot OR has a reduced side setback reduction from the standard setback of up to 5' from the standard setback.

i.ii. Abuts the typical standard setback area of an adjoining zero lot line lot under the same common ownership. However the last such lot in a series as described under the same ownership shall have 2x the typical standard setback for both side lots the standard.;

i.



ii.



C-B. A five-foot maintenance easement must be granted to obtained by the owner of a house on a zero lot line by from the abutting property owner abutting the zero lot line in any development pursuant to in-A(1) or A(2)(ii) above to allow normal maintenance. Said easement may allow a roof overhang of up to two feet and may allow roof drainage to sheet flow into onto the easement area and sheet flow across the abutting property in.

addition, private covenants may be required to insure proper maintenance of the house abutting the zero lot line; and

C. There shall be a minimum of four shade trees of not less than 2.51.5 inches' caliper planted or maintained on each lot in accordance with the City's Tree List & Planting Guidelines, including two along the street frontage. (See also § 350-6.5D.)

D. Only one principal structure per lot is allowed in a zero lot line development.

E. Any detached accessory structure on the lot must meet the minimum standard setbacks for such structures.

City of Northampton

MASSACHUSETTS

In the Year Two Thousand Twenty One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

21.218 AN ORDINANCE TO AMEND ZERO LOT LINE SECTION OF CODE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to alter the requirements of Zero Lot Line projects in order to maintain more consistent setbacks within neighborhoods.

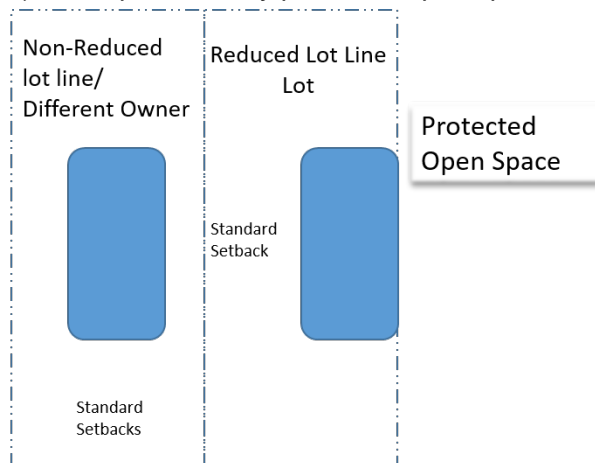
Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows: Move subsection 10.14 to a new Subsection in Chapter 350-6 and amend as shown

§ 350-6.13 Reduced lot line (RLL) developments. {Editor's Note: replace all instances of "Zero Lot Line" through the code with "Reduced Lot Line". Replace all references to 10.14 to 6.13}

Reduced lot line (RLL) developments are developments, or portions of developments, where house lots have a side yard setback of zero or more feet on a side lot line (the "reduced lot line"). Such a reduction in the standard side yard setback may be granted if the following standards A-E are met:

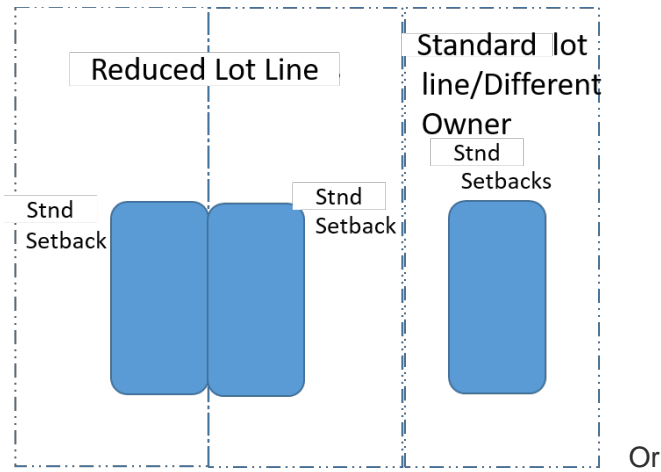
A. The reduced lot line side of a house lot:

1) Abuts permanently protected open space; or

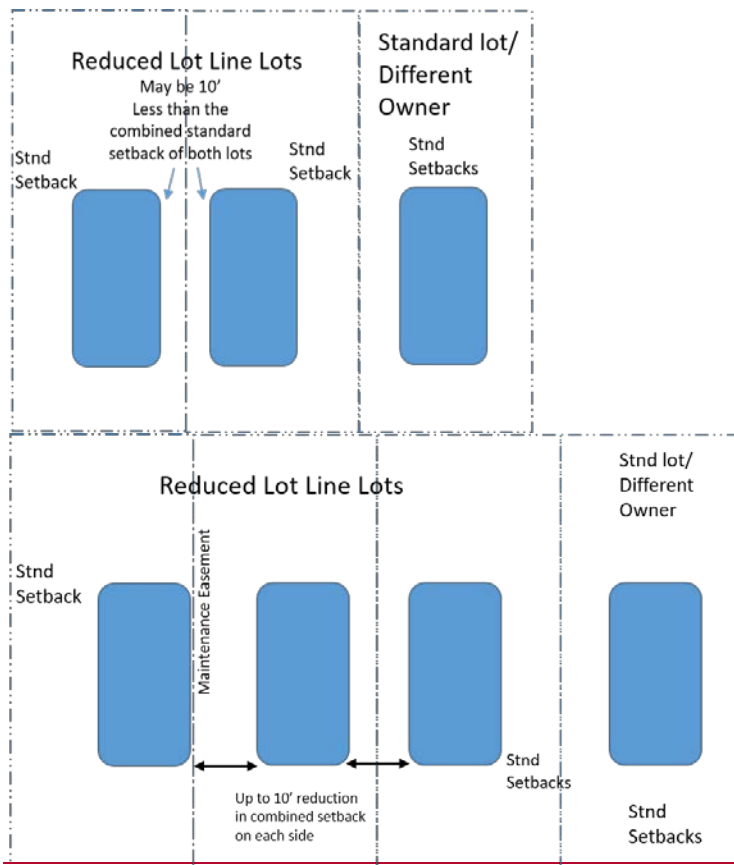


2) Abuts the lot line of a lot which is under common ownership at the time the reduced lot line development is proposed and

- i. shares a party wall with the abutting structure on the commonly-owned lot;



ii. has a reduction from the standard setback such that the combined setbacks may be up to 10' less than double the standard setback.



- B. A five-foot maintenance easement must be obtained or reserved by the owner of a house on a reduced lot line from the property owner abutting the reduced lot line in any development pursuant to A(1) or A(2)(ii) above where the setback is five feet or less to allow normal maintenance. Said easement may allow a roof overhang of up to two feet and in such case the easement shall allow roof drainage onto the easement area and sheet flow across the abutting property.

C. There shall be a minimum of four shade trees of not less than 1.5 inches caliper planted or maintained on each lot in accordance with the City's Tree List & Planting Guidelines, including two along the street frontage. (See also §350-6.5D)

D. Only one principal structure per lot is allowed in a reduced lot line development.

E. Any detached accessory structure on the lot must meet the standard setbacks for such structures.

Modify Chpt 350-Attachment 7 (URB) & 9 (URC) by adding a reference to reduced lot line section 6.13

Setbacks

Front = 10 feet min.

Side = 15 feet min.

Side = 0 feet on one side for zero lot line- See §6.13



*CITY COUNCIL MEETING
CONDUCTED AS AN ON-LINE ZOOM MEETING
Northampton, MA*

Announcement of Audio/Video Recording

A regular meeting of the City Council was called to order by Council President Gina-Louise Sciarra at 7 p.m. Councilor Sciarra announced that the meeting was being held by remote participation and audio and video recorded.

Councilor Sciarra explained the procedure she would use in conducting public comment and opened the floor to public comment.

Public Comment

For the next hour and 40 minutes, the council accepted public comment. (See Public Comment Record Sheet for names and topics of people making public comments.)

Roll Call

At 7:41 p.m. on a roll call the following City Councilors were present:

- | | |
|--|--------------------------------------|
| At-Large Councilor Gina-Louise Sciarra | At-Large Councilor William H. Dwight |
| Ward 1 Councilor Michael J. Quinlan, Jr. | Ward 5 Councilor Alex Jarrett |
| Ward 2 Councilor Karen Foster | Ward 6 Councilor Marianne LaBarge |
| Ward 3 Councilor James B. Nash | Ward 7 Councilor Rachel Maiore |
| Ward 4 Councilor John Thorpe | |

**Public Hearings
Announcement of Public Hearing on 21.197 National Grid/Verizon Petition for Installation of Underground Conduit on Damon Road**

**Public Hearings
Announcement of Public Hearing on 21.197 National Grid/Verizon Petition for Installation of Underground Conduit Damon Road (Petition#23303524)**

Councilor Sciarra made the following announcement:
Per M.G.L. Ch. 166, Section 22, the Northampton City Council will hold a public hearing on **Thursday, May 6, 2021 at 7:05 p.m.** on National Grid/Verizon New England's petition to install underground conduit on Damon Road (Petition #23303524). Instructions for accessing the hearing may be found on the May 6, 2021 City Council agenda to be posted on the city website (www.northamptonma.gov) at least 48 hours prior to the meeting. The City Council will hear all persons who wish to be heard thereon.

Public Hearing on 21.200 National Grid/Verizon Pole Petition for Warner Street (Petition#30293688)

Public Hearing on 21.200 National Grid/Verizon Pole Petition for Warner Street (Petition#30293688)

Councilor Sciarra read the legal notice.

Councilor Dwight moved to open the public hearing. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote. The hearing was opened at 8:43 p.m.

National Grid representative Lisa Jasinski explained that the utility is just looking for permission to set a pole on Warner Street to bring electric service to two new homes.

Councilor Sciarra asked if anyone wished to speak.

Rue Walther of 16 Warner Street asked if the petition is for a pole or a cell tower.

Ms. Jasinski confirmed it is for a utility pole.

Councilor Dwight commented that it is appropriate to note that DPW engineer Felix Harvey has signed off on the petition without any conditions.

Councilor Maiore said someone moving into one of the new units was concerned about the utility pole potentially blocking their windows.

Ideally, National Grid wanted to center the pole in between the houses but, because of the presence of water lines, they were unable to, Ms. Jasinski explained. [Utility poles have to be five feet away from water lines.] They had to move it but it lines up with the edge of the house and is not in front of one of the picture windows, she assured.

	<p>Councilor Quinlan moved to close the public hearing. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote. The hearing was closed at 8:48 p.m.</p> <p>Councilor Dwight moved to approve the pole petition for Warner Street. Councilor Foster seconded. The motion passed unanimously 9:0 by roll call vote.</p>
<p><u>I</u> <u>Updates from Council President/ Committee Chairs</u></p>	<p><u>Updates from Council President and Committee Chairs</u> The Community Resources Committee will be meeting April 26, 2021 to take up the zero lot line ordinances, Councilor Nash confirmed. Members will also be considering language that has been adopted in other communities such as Burlington, MA requiring setbacks around cell phone towers.</p>
<p><u>Recognitions and One-Minute Announcements by Councilors</u></p>	<p><u>Recognitions and One-Minute Announcements by Councilors</u> Since the City Council passed a resolution advocating for funding for a new Holyoke Soldier's Home, he wanted to call to their attention the fact that, today in the state house, legislators unanimously (160:0) passed a \$400 million bond bill to fund a new soldiers' home in Holyoke, Councilor Quinlan reported. The bill is on to the senate.</p> <p>Councilor LaBarge said she wanted to acknowledge the Department of Public Works (DPW), particularly Director Donna LaScaleia and Administration Manager Cindy Quinn. "You can call her; you get responses back in five or ten minutes." She has gotten so many compliments on her responsiveness. We have some elegant, elegant workers in the City of Northampton, she commented.</p> <p>She also thanked the Northampton area League of Women's Voters. On Sunday, there was a wonderful celebration of 100 years of women's right to vote. She thanked Maggie Riddle and other league members who made it a delightful day.</p> <p>Councilor Sciarra said 'hear, hear.' The "She Shapes History" exhibit commemorating the suffragists who fought for women's right to vote is still up in downtown Florence, she noted.</p> <p>The City Services Committee met with the Mayor a couple of weeks ago to discuss the appointment process, Councilor Foster related. She drew attention to the fact that there are around 20 openings to serve on city boards and commissions posted on the city website www.northamptonma.gov. It is a real opportunity for Northampton residents to get involved in city government, and she urged anyone interested to take a look.</p>
<p><u>Communications and Proclamations from the Mayor</u></p>	<p><u>Communications and Proclamations from the Mayor</u> Mayor Narkewicz announced that the city has received a generous pledge of \$200,000 from Smith College towards the resilience hub project. He has been meeting with President McCartney and talking to her about the importance of this project. She knows the city has been working on it with community stakeholders and applying for grants for architectural studies for three plus years and that one of the biggest challenges is assembling funds for its purchase. He is grateful to Smith College for realizing the importance of this project and wanting to support it and wanted to publicly acknowledge this contribution.</p> <p>In another late-breaking announcement on the same subject, the Mayor said he signed an option today on a specific property in downtown Northampton that he thinks has great potential to be the future home of the resilience hub, the current Roundhouse building. City officials have been doing due diligence and looking at various properties in and around Northampton. The option he signed is for no consideration and gives the city the opportunity to do a thorough inspection/review of the building, including an environmental assessment. They believe it could be a great location not only because of its proximity to downtown and potential space for the kinds of amenities and services they hope to provide but also for its proximity to the municipal campus. The Smith College announcement is important, as is the vote councilors will take tonight on 2nd reading, as the funding will be important if they move forward to exercising that option and negotiating a purchase and sale agreement.</p> <p>Councilor Sciarra said that is excellent news. It's hard to imagine a better location for a day</p>

center and place to connect people to needed services.

Obviously, he will come back to the council if they reach the point of an actual purchase. The option basically says that the owner agrees not to sell the property in the next 120 days.

Mayor Narkewicz reiterated that city officials have been working on this project since before policing reform efforts, and they view it as separate and distinct from work being done around police reform. He is in no way substituting or conflating it with the recommendations of the Northampton Policing Review Commission NPRC report. He does not intend for it to be a department of the city and certainly not one that would subsume a Department of Community Care, he stressed.

Resolutions
21.231 Resolution
Declaring a
Climate
Emergency

Resolutions
21.231 A Resolution Declaring a Climate Emergency – 2nd reading

Councilor Dwight moved to approve the resolution in second reading. Councilor Jarrett seconded.

Councilor Foster offered the clarification that, while the resolution is to clearly call out and declare the existence of a climate emergency, she wanted to acknowledge and give credit to the work of past councils for using this term in a previous resolution, particularly the resolution in support of the Green New Deal.

The community has already made the commitment that all decisions and policies from here on in should be informed by the city's commitment to its carbon neutral goal and by acknowledgement and recognition that they are in a state of emergency, Councilor Dwight pointed out. That should be an impetus in all future conversations. He wanted to reinforce the fact that that commitment is embedded in this resolution.

The motion passed unanimously 9:0 by roll call vote.

The following resolution passed two readings:



City of Northampton
MASSACHUSETTS

In the City Council, April 1, 2021

Upon the Recommendation of: Councilor Karen Foster
Councilor Rachel Maiore
Councilor Alex Jarrett

R-21.231

A RESOLUTION DECLARING A CLIMATE EMERGENCY

WHEREAS, in a world facing the extreme challenges of rapid climate change, Northampton residents understand the importance of protecting the Earth and its inhabitants; can envision a better, sustainable future; and can create and execute bold plans for a prosperous economy and a thriving community; and

WHEREAS, progress toward this future is underway in Massachusetts, which is among national leaders on climate initiatives with over 100,000 jobs in the state's clean energy sector¹ and named a top energy efficient state for the past decade by the American Council for an Energy-Efficient Economy; and

WHEREAS, Northampton has an engaged City government and has undertaken a number of important steps on climate and the environment, (such as the Sustainable Northampton Comprehensive Plan and the Climate Resilience and Regeneration Plan), such that the City is well placed to implement the critical transition away from fossil fuels and to advance a robust, carbon-free, equitable economy and the improved health and quality of life that will result; and

WHEREAS, on April 22, 2016, world leaders from 175 countries recognized the threat of climate change and the urgent need to combat it by signing the Paris Agreement, agreeing to keep warming "well below 2°C above pre-industrial levels" and to "pursue efforts to limit the temperature increase to 1.5°C" and Mayor David J. Narkewicz committed to the Paris Accord on behalf of Northampton; and

¹O'Brien, Kelly J. "Clean energy jobs top 100,000 for first time in Mass., according to new report," *Boston Business Journal*. Dec. 15, 2016. <https://www.bizjournals.com/boston/news/2016/12/15/clean-energy-jobs-top-100-000-for-first-time-in.html>

WHEREAS, marginalized populations in the Commonwealth of Massachusetts and worldwide, including people of color, immigrants, indigenous communities, low-income individuals, people with disabilities, and the unhoused are already disproportionately affected by climate change, and will continue to bear an excessive burden as temperatures increase, oceans rise, and natural disasters worsen; and

WHEREAS, nearly 400 cities, districts and counties across the world collectively representing over 34 million people have recently declared or officially acknowledged the existence of a global Climate Emergency, including over 20 Massachusetts cities and towns such as Boston, Lexington, Acton, and 11 towns on Cape Cod; and

WHEREAS, declaring the climate crisis as an emergency is a crucial first step for aligning residents around the urgency of the global climate breakdown; and

WHEREAS, declaring that the climate crisis is an emergency demonstrates that our government agencies acknowledge that addressing climate change will require an emergency response at emergency speed; and

WHEREAS, the crisis caused by climate change also presents a major opportunity to invest in healthy energy, transportation, land-use, and agriculture systems that will deliver both immediate and sustained benefits to all and reduce future risks from climate change;

NOW, THEREFORE BE IT RESOLVED, that the City Council of Northampton affirms that human activity caused the climate crisis and that fossil fuels are the primary cause;

BE IT FURTHER RESOLVED that the City Council of Northampton hereby declares that a Climate Emergency threatens our city, state, and nation, as well as humanity broadly, and that a mobilization to meet this challenge is both a moral imperative and an unprecedented opportunity to stabilize the climate, remedy environmental harms, create clean-energy jobs, and improve human lives.

BE IT FURTHER RESOLVED that the members of the Northampton City Council call on City government and staff and all Northampton civic groups, businesses, and residents to commit to a climate mobilization effort to bring net City-wide carbon emissions to zero no later than the year 2050, though we advocate for increased state and federal assistance so that we can aim for carbon neutrality by 2030;

BE IT FURTHER RESOLVED that the City of Northampton’s climate mobilization should also: (1) accelerate adaptation and resilience strategies in preparation for intensifying local and global climate impacts; (2) continue to protect trees, forests, and other open spaces because of their ability to draw carbon out of the atmosphere and store it; (3) protect the habitats and corridors of wildlife that are vulnerable to the impacts of climate change; and (4) ensure that the costs of such mobilization efforts do not unfairly burden those who are economically or socially disadvantaged and that the benefits of a realized, sustainable future accrue to all.

BE IT FURTHER RESOLVED that the Administrative Assistant to the City Council shall send a copy of this Resolution to Representative Lindsay Sabadosa and Senator Jo Comerford, as well as Governor Charles Baker, DOER Commissioner Patrick Woodcock, and the Co-Chairs and Vice Co-Chairs of the Joint Committee on Telecommunications, Utilities, and Energy, Senators Mike Barrett and Mark Pacheco and Representatives Jeffrey Roy and Paul Mark.

Passed two readings and enrolled.

21.233 A Resolution to Revise Council Rules and Committees – 2nd reading

Unless there was an objection, Councilor Sciarra stated her intention to defer discussion on this resolution to later in the meeting since it just pertains to the council.

21.233 Resolution to Revise Council Rules and Committees – 1st reading

Presentations
2020 Special
Committee for
Review of
Ordinances - Final
Report

Presentations

2020 Special Committee for Review of Ordinances - Final Report

The 2020 Special Committee for Review of Ordinances presented its final report. Committee Chair John Thorpe thanked city councilors for allowing committee members to come before them and acknowledged the work of fellow members Councilor LaBarge, Councilor Nash, Megan Paik and Jeff Napolitano. The committee met under the supervision of city solicitor Alan Seewald and held 15 meetings by Zoom. Members solicited input from the public, city councilors and all city departments and received testimony from the Office of Planning and Sustainability (OPS), the Northampton Housing Partnership (NHP) and members of the public. The committee adopted the charge embedded in **20.107 A Resolution in Support of Actions to Combat the Public Health Crisis of Systemic Racism**, he advised. He especially thanked OPS Director Wayne Feiden, Community Development Planner Keith Benoit, NHP member Carmen Junno and others who contributed during public comment.

Members took turns recalling some of their more memorable discussions, highlighting various recommendations of the report and discussing the process that led to their conclusions.

Councilor Nash said it is the last section of the report that is really meaningful to him because it represents the ongoing work that they as a council and a city need to continue to work on. In the last section, the report gets into thorny details around such things as notification for zoning map changes and cars getting towed that actually impact people in their contact with city government. "We need to keep poking away at those particular items," he urged.

Member Paik drew attention to Exhibit C, ordinances recommended for further study. The section is organized by priority, she noted. The first priority is changing the frequency of charter review. Currently, charter review is conducted by the city in years ending in 9 with the most recent review done in 2019. The Northampton charter guides the city's structure and operations and delineates the powers of the executive and legislative branches of government. In the course of getting to know local ordinances, how they interact with state statutes and what is within the very limited powers of the City Council, they were reminded that ordinances are very time and resource intensive to conceptualize, build coalitions for, draft and bring to a vote. They also are very limited in scope and, once on the books, rely on the discretion of the executive office to enforce and interpret. They are facing an impending change of administration with a turnover in council, and this year has particularly ignited a surge of civic participation nationally. There is enormous power vested in the executive office which they've seen play out in detrimental ways at the state and federal levels.

Charter review is an opportunity for city residents in partnership with their electeds to reassess the checks and balances and levers of influence and power in local government, Member Paik noted. She really would like to find more ways to promote transparency and inclusivity and collaboration in solving the social problems of their residents. One of the first topics for further study in the 2019 charter report was diversification of city government. She feels like that would be a great, maybe essential starting point for the next review commission.

Councilor Nash reviewed other recommendations for further study, including shifting rental fees from tenants to landlords and towing vehicles during snow emergencies. Member Paik explained how the subject of towing led to a lively discussion since members heard testimony of how renters are sometimes disproportionately impacted by fees associated with towing, especially ones that don't have designated parking spaces. Councilor Dwight shared his reflections on the city's handling of parking restrictions; historically, there was a blanket parking ban between the months of November and April and vehicles were not allowed to park on city streets. The idea of a snow emergency was introduced more recently. The first snow of the season is unfortunately, when most people learn about these rules. The tows become much less after the first one. The first is excruciating and, he thinks, inequitable and unjust. He commended the committee for its efforts to analyze the ordinances and policies of the city to determine inequities.

"I think you guys did laudable work," he shared. The biggest ongoing, unremitting debate that has always occurred in Northampton is around parking, he observed. Member Paik is the first person to advance it as a social justice discussion and he is very grateful for that.

A question from Councilor Maire led to discussion of some of the tension that accompanied the

committee's work. Councilor Maiore asked members what could have made it easier to distill the equity lens while looking at these ordinances. What in the process do you see that could go differently or better in terms of distilling the equity question? She asked.

Honestly, it has not been an entirely smooth road and they have had their share of disputes over the guardrails, Member Paik reported. The city solicitor took a very 'interventionalist' approach to their work, she alleged. He actually discouraged them from veering away from talking about things under the legislative purview. At points, he questioned the linkage between ordinance review and their discussions of systemic racism. It was a little bit of a rocky start in that their charge was created out of a council resolution but the supervising attorney wanted them to abide by what was written in the ordinance which had no mention of systemic racism.

She originally proposed changes to the ordinance creating the Ordinance Review Committee. Attorney Seewald said in their penultimate meeting on March 23rd that if he were going to recommend reviewing a document it might be the charter, because the ability of the council to pass ordinances is limited.

Attorney Seewald, who was present on the call, said he would like to put some context into his attempts to supervise the committee. He has to disagree to a certain extent with Member Paik. He was not dissuading the commission from addressing impacts on historically-marginalized communities; he was trying to focus the committee on ordinances. Ordinances under our charter are somewhat limited and much of the authority is vested with the executive. As he sat here tonight, he heard a lot of discussion about what should be on the website. That's not ordinance, that's executive; the executive controls the website. He fully supported their attempts to look at ordinances but had to constrain the committee to focus on ordinances. They are all concerned about the impacts of all kinds of policies on marginalized communities, but this wasn't about all kinds of policies, it was about ordinances. There was a lot of education about the nature of an ordinance and the limits of the council's authority to pass ordinances and to control the day-to-day operations of government.

"I didn't try to be unduly restrictive on the committee and I don't believe that I was," he concluded.

Councilor LaBarge said she thinks the attorney guided them the best he could. It's a learning process. She learned what they can do in the legislative vs. executive side of government, and she thanked him for that.

Member Paik said she respectfully disagreed. They do always start with ordinances and in their exploration of their implications, they touch on other ways to remedy problems. "When we talk about zoning I didn't think it was out of line to mention how intergenerational wealth equity is related," she said. "To me, I find it relevant."

Discussion continued, with Member Napolitano saying he leans more toward Member Paik's perception of what happened. A lot of what they did was limited by an interpretation of the relative power of the executive vs. legislative branch, he suggested. They even had a bit of debate about what exactly an ordinance is. He thinks that led to the committee restricting the scope of what it recommended or thought it was appropriate to recommend, he volunteered.

Councilor Nash noted they are seeing the diversity of thought present on the committee. Each time they tackled things they were pushing boundaries and considering a whole range of ideas, he shared. As they can see, Attorney Seewald held them to the task of ordinances, but discussion leaked outside of ordinances.

Councilor Maiore said she'd like to see some structural changes next time. She doesn't think these ideas should have to leak out, she thinks they should be centered. She doesn't think there was a misunderstanding of what an ordinance is, she thinks there was disagreement around the process. She sees how this was set up and the role Attorney Seewald appropriately played, but, in the future, she suggested not having someone there whose role is to constrain and supervise.

However, if they are talking about modifying and altering ordinances, it is important that a city solicitor be present, Councilor Dwight pointed out.

She didn't say he shouldn't be there, she just said he should play a different role, Councilor Maiore clarified.

Their hope is that in all the city's processes and procedures, elected officials maintain this lens of examining the unintended disparate impacts of their work on the marginalized communities of Northampton – communities of color, lower income, disabled, etc. - Member Paik reiterated. She said she appreciated the opportunity and experience and has learned quite a bit about how their city government works.

Councilor Sciarra thanked the committee for its report and thanked Member Paik and Member Napolitano in particular for their participation.

Member Paik said she really hopes the city takes seriously the recommendations of these special committees that are formed and spend this much time and this many resources to bring forth thoughtful recommendations. It is not costless to the residents who serve on these committees, she reminded.

<p><u>Recess</u></p>	<p><u>Recess</u> The City Council took a brief recess at 10:20 p.m. The City Council reconvened at 10:28 p.m.</p>
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<p><u>Recess for Committee on Finance Meeting</u></p>	<p>At 10:28 p.m., the City Council recessed for the Committee on Finance. The Committee on Finance adjourned at 11:35 p.m.</p> <p>The City Council reconvened at 11:35 p.m.</p>
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<p><u>Financial Orders (On 2nd reading)</u> <u>21.237 An Order to Appropriate Free Cash \$400,000 to Animal Control Facility – 2nd reading</u></p>	<p><u>Financial Orders (On 2nd reading)</u> <u>21.237 An Order to Appropriate Free Cash \$400,000 to Animal Control Facility – 2nd reading</u></p> <p>Councilor Sciarra took this item out of order on the agenda because numerous audience members were present for its discussion.</p> <p>Councilor LaBarge moved to approve the order in second reading. Councilor Dwight seconded.</p> <p>As the order outlined, this is to provide additional supplemental funding to a previously funded capital project to help cover the full design and estimated construction cost for an animal control facility, Mayor Narkewicz explained. As he described at the last meeting, the city sought money for this much needed facility and has been on somewhat of an odyssey to find a site for it. Final site designation is still subject to hiring a designer and going through the design process and all the required permitting and site plan review with the Planning Board.</p> <p>As with a previous site that was considered, he has been in touch with the ward councilor and has committed to holding a neighborhood meeting on site before anything is submitted to the Planning Board. Once they have had an opportunity to create a design they will have a meeting with the neighbors and give them an opportunity to understand the plans and provide feedback. This order is to complete the necessary funding. He doesn't really want to spend funds on hiring a designer if they don't have the total funding for the project.</p> <p>He has talked about a specific site but it is obviously subject to a process that lies ahead of the city council appropriation. Suffice it to say that they need the facility. Wherever they end up building it, these funds would provide them with what they need to construct it.</p> <p>Councilor Nash expressed his understanding that the council is appropriating money for plans and construction but not actually designating a location.</p> <p>Obviously, they would have to have more in-depth study of the actual location, Mayor Narkewicz confirmed. The design shared at the last meeting simply consisted of a schematic of the facility dropped onto a map of the site. The city would engage designer services to develop a site plan to address issues such as wetlands and stormwater run-off. He wants to be upfront that they</p>
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are looking at a particular site, but until they go through the design and site plan review process, [it will not be finalized]. There could be prohibitive changes that would potentially keep it from being a viable site, he noted.

Councilor Nash asked if the design was site specific or if it was just a generic design.

The design was developed considering the needs of the city in terms of size, number of calls, necessary capacity, etc., Mayor Narkewicz said. They came up with the need for eight kennel spots for four dogs, a cat room and a quarantine area for dogs that need to be kept separately. Central Services Director David Pomerantz and the animal control officer toured similar facilities. They have been using this basic design in their search for potential sites. They've looked at privately-owned properties, city-owned properties, Smith Vocational and Agricultural High School and other schools sites, regional sites, etc.

Councilor LaBarge asked if she just heard the mayor say that he had looked at all of the Smith Vocational properties.

He has had extensive conversations with Superintendent Linkenhocker about possible locations on Smith Vocational's campus, he confirmed. With the need for eventual replacement of some of the school's older buildings and possible future building plans and space considerations for the school itself, there is not a place to support it at this point.

Mayor Narkewicz reviewed the range of sites that have been considered, including two spots at the closed landfill, the DPW property at 125 Locust Street and privately-owned parcels. Some of the parcels were cost-prohibitive or didn't have access to sewer or water. In previous discussions around one privately-owned site, concern was expressed by residents about the city enriching a private land owner. The message then was clear that the city should try to find a publicly-owned parcel if possible. The bottom line is they need construction funding no matter where they build the facility, the mayor concluded.

Councilor LaBarge referred to a parcel on Route 66 across from the jail. She expressed her understanding that it is state-owned.

It's a state-owned parcel in permanent conservation status and so is unavailable, the mayor clarified. Other parcels mentioned tonight are either conservation land or in APR status.

Councilor LaBarge asked about an open field above the jail.

He had a conversation with Sheriff Cahillane about potential space at the jail, Mayor Narkewicz confirmed. In the end, given the constraints of the site, questions as to whether, as a regional house of corrections, it might be expected to house a regional animal control facility, and the need to go through the state Division of Capital Asset Management and Maintenance (DCAMM), it was considered overly complicated.

Councilor LaBarge asked how much land is actually needed.

Mayor Narkewicz said it is not a large building, approximately 2,000 square feet. They were looking at a one-half to one-acre site. Obviously, it depends on the location and topography. The city owns parcel B at the state hospital and it was specifically designated for use as a future municipal facility. They've already used part of it for a recreational facility, Ellerbrook Field, but it would be cost-effective because the city already owns the land.

Councilor Jarrett thanked the mayor for answering some of his earlier questions by email. He asked the status of the state property adjacent to the DPW property at 125 Locust Street. He expressed his understanding that, at one point, it was being considered as a site for the recycling center.

The property is owned by MassDOT and is a 21E site, Mayor Narkewicz said. He met with state representatives a year or so ago when they began clean-up of the property. The idea of moving the recycling center there came out of a design seminar at Smith College and was never a formal proposal since the city did not have possession of the property; it was really an academic exercise.

MassDOT has been slowly doing a remediation of the property. Lots of materials were stored there over time and there was a landfill on the property. The buildings have pretty significant issues and, to make it even more challenging, a stream runs through the property. MassDOT has told him their plan is to remediate it, appraise it and then sell it for commercial use. They are still very much involved in the 21E process.

The landfill was previously a dumping site for street sweepings and other materials. It is really not a site the city has any imminent control over since it is still controlled by MassDOT. He gets lots of questions about it.

As far as the main DPW yard on Locust Street, it is an active operational yard with a transfer station, salt sheds, mechanic bays and a fuel depot. Poor soil conditions have made it challenging to site a storage building there. Most of the hill was created by dumping fill over time. At the end of the day, there is just not space there to support a kennel without impeding existing operations.

The DPW director would be thrilled if they closed the transfer station and put a kennel there but that's obviously not feasible either, he continued. They did look extensively there and at other DPW facilities including water department facilities, Spring Grove Cemetery, etc. They searched every nook and cranny but there wasn't space available to support it.

He had great hopes for the landfill but there were issues with DEP regulations around the monitoring wells and disturbing the soils, plus there are no utilities there.

Getting back to this site, Councilor Jarrett said he has reviewed the zoning and been hearing concerns from abutters. It is a URB zone which pretty clearly wouldn't allow such a facility if it weren't a municipal facility. He asked the mayor if he could speak to the concerns of residents around noise. He did a little research in terms of recommended distance from residences for this type of facility. Some other municipalities have 300 foot setback and complete soundproofing requirements so there is essentially no noise at the lot line. That is the primary concern to be addressed in any residential zone, he suggested. It's really about the noise and barking of dogs.

When they hear about a kennel, people might picture a commercial boarding facility, Mayor Narkewicz said. In terms of size, at maximum the kennel would have slots for eight dogs with two to three dogs at a time on the low end of the spectrum. It is a closed facility with a small outdoor run area outside each of the kennels. Dogs would only be let out in a controlled manner and would certainly never be left outside overnight. Most of the time they would be inside the kennel itself.

The design is for a net zero building. By definition, it will be well-constructed and very well-insulated, which will have the added benefit of good sound control. As mentioned, it will be fenced. They will look at other features of the site which could provide some additional sound attenuation such as natural barriers, even using the slope of the hill. The idea that you're going to be able to hear barking from it at all hours of night; that's certainly not what they would want. They feel confident that it will be constructed in such a way that it will be tight from both an energy perspective and a sound perspective.

He hears and understands the concerns, he assured. This used to be Ward 4, so, as the former Ward 4 councilor, he represented the area and understands the challenges the neighborhood faces. "I would be committed to working with them" to address those concerns, he pledged.

Councilor Jarrett referred to decibel limit restrictions in the zoning ordinance and asked if these would still apply even though it is a municipal facility.

Mayor Narkewicz confirmed that is true. He is getting into site plan review territory, he noted.

Councilor Foster thanked the mayor for spending time on the phone this week. She has heard quite a few concerns from neighbors. As he noted, it is a neighborhood that has absorbed quite a lot of change through the process of developing the old state hospital. She echoed the concern about noise and named additional concerns about lighting and traffic as well as around aesthetics. Right now, it is a beautiful open field.

She confirmed they had spoken about insuring that there would be a neighborhood meeting before going to the Planning Board. She visited the Franklin County animal shelter last week and, similarly, no employees are on site there from 6 p.m. to 8 a.m. She suggested the possibility of additional care and oversight in Northampton being provided by volunteers. There are newer facilities in Belchertown, Southwick and Amherst and she has committed to visiting those and learning more about ways to mitigate neighbors' concerns.

Mayor Narkewicz stressed that the facility is not open to the public and only municipal staff would be allowed in the facility. In terms of traffic, they are not building a big parking lot. Other than required exit or emergency lighting, they don't plan on having outdoor lighting; he assumes it would just be downlighting of some sort on the building. The building has a covered porch for loading and unloading of animals. It is really meant to be a quiet, private, nonpublic facility.

At Councilor Foster's request, Mayor Narkewicz clarified the limitations on the use of the property. By an act of legislature and by deed, the parcel is limited to municipal use. It can't be used for housing. It would probably have to go back to the legislature to accommodate other types of development.

Councilor Dwight reminded those present to keep in mind the social equity aspect of decision-making they discussed earlier in the meeting. He felt uncomfortable when the jail was brought up as being equivalent to the landfill as if incarcerated men wouldn't mind since they're being punished anyways. That made him very uncomfortable. The fact is, dogs and dog ownership is a dimension of privilege. He wants them to remember where their privilege lies and how it informs how they consider and debate this question. He will be voting for the \$400,000 appropriation, he volunteered.

Councilor LaBarge clarified that she was talking about a property across the street from the jail and further down on an open field.

Councilor Quinlan thanked everyone in the conversation, the mayor for being extremely thoughtful about it and Councilor Dwight for putting a fine point on feelings similar to ones he's been having. Nobody in the city wants to feel like they're getting run over without having a chance to comment, whether it's a paving project or a new facility in their neighborhood. Everybody wants to feel like they can speak their mind and be heard. He is grateful for all the thoughtfulness going into this conversation. He does support this because he thinks it is an essential investment for Northampton.

Where ever it ends up being located, this facility is absolutely needed, Councilor Nash agreed. He is interested in having the sound aspect addressed in any design and thinks it is important to consider some kind of outdoor run space. At the Franklin County shelter, dogs will sometimes stay there for several weeks at a time, so he would hope there would be a space for an animal to stretch its legs and run around a bit. He supports appropriating the funds.

Councilor Jarrett asked Councilor Foster if she feels comfortable moving forward with the appropriation.

Councilor Foster said she feels like this is one of those situations where they need a lot more information and that's what this appropriation will allow. She feels comfortable that they are appropriating funds for plans to be drawn and a site to be considered, knowing that they can't move forward without an appropriation. As they've discussed, it is a need for Northampton. She recognizes that, by committing these funds, they are not committing this particular location to be the host of the facility. She hears and understands the neighbors' concerns.

Drawing up plans in a way to see if they can mitigate the concerns feels like a logical next step, she concluded.

There being no further discussion, the motion passed unanimously 9:0 by roll call vote.

The following order passed two readings:

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.237 An Order to Appropriate Free Cash \$400,000 to Animal Control Facility

Ordered, that

the sum of \$400,000 be appropriated from the FY2021 General Fund Undesignated Fund Balance (Free Cash) to be added to the appropriation for the construction of an Animal Control Facility by Central Services originally funded in the FY2018 – FY2022 Capital Improvement Program.

Passed two readings and enrolled.

Resolutions
21.233 Resolution to Review and Revise the Rules and Committees of the City Council - 2nd reading

Resolutions
21.233 A Resolution to Review and Revise the Rules and Committees of the City Council - 2nd reading

Councilor Dwight moved to approve the resolution in second reading. Councilor LaBarge seconded.

Councilor Sciarra said she is proposing to take the last three paragraphs and condense them into a single paragraph as follows:

“Now therefore be it resolved that the City Council of Northampton: requests that the Council President appoint a select committee made up of three city councilors and two community members to review the Council Rules and Council Committees and present their recommendations to the City Council for deliberation and vote before the end of the current term.”

Councilor Dwight/Councilor LaBarge accepted this as a friendly amendment to their motion.

Members discussed whether the proposed composition of the committee was appropriate to its charge. Councilor Jarrett asked the appropriate way to indicate interest in serving on the select committee.

Councilor Sciarra said she would accept interest in any way they chose to indicate it to her. She is aware some councilors have just come off other committees and others have not yet done additional committee work, so she will take this into consideration. As Councilor Dwight said, these will be public meetings and she thinks all councilors should be engaged and involved to the extent they want to be.

Councilor Dwight spoke to his reasons for bringing this forward. As members of the City Council, councilors have developed a nuanced and sophisticated understanding of what it means to work in the collaborative process of governance. His hope is that even candidates running for office will participate in these conversations so they understand this too. His hope is that in the process of developing, massaging and creating these rules, incumbents will pass on this historic legacy knowledge and candidates interested in running might have a better understanding of the circumstances in which they will be governing. He literally does not have a dog in the fight other than to see Northampton governed in the most efficacious way.

The motion to approve the amendment passed unanimously 9:0 by roll call vote.

Members voted unanimously 9:0 by roll call vote to approve the resolution as amended.

The following resolution passed two readings:



CITY OF NORTHAMPTON
MASSACHUSETTS

In the City Council, April 1, 2021

Upon the Recommendation of: Councilor William Dwight

21.233 A Resolution to Review and Revise the Rules and Committees of the City Council

Whereas, the City Council of Northampton, on a regular basis and as the need arises, must review and revise the rules that prescribe the processes by which the body shall deliberate; and

Whereas, the City Council must also periodically reconsider and evaluate the Committees of the Council to determine how they may best serve the Council; and

Whereas, the COVID 19 pandemic required significant changes in the way the Council convenes and conducts its business; and

Whereas, the Open Meeting Law of the Commonwealth requirements continue to evolve in meaningful ways as the Council conducts its business remotely via a changing technology; and

Whereas, the City Council of Northampton abides by and upholds the principles and the spirit of open government; and

Whereas, some Council rules have been rendered outdated and void by recent decisions by the Attorney General and the Governor in order to allow safe participation and continuity in government;

Now therefore, be it resolved that: the City Council of Northampton requests that the Council President appoint a select committee made up of three city councilors and two community members to review the Council Rules and Council Committees and present their recommendations to the City Council for deliberation and vote before the end of the current term.

Passed two readings and enrolled.

Consent Agenda

Consent Agenda

Councilor Sciarra reviewed the items on the consent agenda, offering to remove any item for separate discussion upon request. Councilor Dwight moved to approve the consent agenda as presented. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote. The following items were approved as part of the consent agenda:

- A. Minutes of March 4, 2021 and March 18, 2021
- B. 21.206 Appointment of David Whitehill to the Planning Board, positive recommendation, City Services Committee - 4/5/2021

Planning Board

David Whitehill (Full Member), 60 Washington Avenue, Northampton

Term: March 2021-June 2022

To fill the term of resigned full member, Alan Verson

- C. 21.210 Appointment to Planning Board - positive recommendation, City Services Committee - 4/5/2021

Planning Board

Samuel Taylor (Full Member), 245 North Street, Northampton

Term: July 2020-June 2023

Reappointment

- D. 21.245 Petitions for Secondhand Dealer Licenses

Renewal Licenses for:

Antiques Corner, 81 Loudville Road

Applicant: Louis M. Farrick

Cumberland Rare Books, 9 1/2 Market Street

Applicant: Hosea Baskin

Electric Eye Records, 52 Main Street, #6

Applicant: Andrew Crespo

Norman E. Menard, 25 Garfield Avenue

Applicant: Norman E. Menard

Roz's Place, 6 Bridge Street
Applicant: Timothy Saldo

Sassy Pants Vintage & Used Clothing, 2 Conz St., Unit 2
Applicant: Kathleen Molongoski

The Family Jewels, 56 Green Street
Applicant: Richard J. Stone

E. 21.246 Petitions for Pool Table Licenses – Packards
Renewal Licenses for:

Packards, 14 Masonic Street
Weekday and Sunday Pool Table Licenses
Applicant: Robert E. McGovern

F. 21.247 Petitions for Junk Dealer Licenses
Renewal Licenses for:

Norman E. Menard, 25 Garfield Avenue
Applicant: Norman E. Menard

Richard & Sharon Huntley, 254 Easthampton Road
Applicant: Richard Huntley

Financial Orders
(on 1st reading
pending Finance)
21.244 Order to
Acquire and
Amend Easements
at the Mill River
Greenway-Smith
College - 1st
reading
21.248 Order to
Appropriate CPA
Funds for Historic
Northampton
Collections
Storage
21.249 Order to
Appropriate
\$120,000 in CPA
Funds Toward
Habitat Housing
on Burts Pit Road
21.250 Order to
Appropriate
\$14,500 in CPA
Funds to Lilly
Library Stair
Repair Project -
21.251 Order to
Appropriate
\$70,000 in CPA
Funds for Historic
Preservation Plan
21.252 Order to
Appropriate
\$21,250 in CPA
Funds for Damon
House/Shepherd
Barn Project
21.253 Order to

Financial Orders (on 1st reading pending Finance review)
21.244 An Order to Acquire and Amend Easements at the Mill River Greenway-Smith
College - 1st reading
Councilor Dwight moved to approve the order in first reading. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote.
See minutes of May 6, 2021 for second reading.
21.248 An Order to Appropriate CPA Funds for Historic Northampton Collections Storage
- 1st reading
21.249 An Order to Appropriate \$120,000 in CPA Funds Toward Habitat Housing on Burts
Pit Road - 1st reading
21.250 An Order to Appropriate \$14,500 in CPA Funds to Lilly Library Stair Repair Project
- 1st reading
21.251 An Order to Appropriate \$70,000 in CPA Funds for Historic Preservation Plan - 1st
reading
21.252 An Order to Appropriate \$21,250 in CPA Funds for Damon House/Shepherd Barn
Project - 1st reading
21.253 An Order to Appropriate \$60,000 in CPA Funds for Mill River Greenway Beach
Project - 1st reading
21.254 An Order to Appropriate \$50,000 in CPA Funds to the Affordable Housing Fund -
1st reading
Councilor Dwight moved to approve the CPA orders (21.248, 21.249, 21.250, 21.251, 21.252, 21.253 and 21.254 as a group in first reading. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote.
See minutes of May 6, 2021 for second reading.

<p><u>Appropriate \$60,000 in CPA Funds for Mill River Greenway Beach Project</u> <u>21.254 Order to Appropriate \$50,000 in CPA Funds to the Affordable Housing Fund</u> <u>21.255 Order Authorizing Acquisition of a Parcel of Land on the Southeasterly Side of Brierwood Drive - 1st reading</u> <u>21.256 An Order Authorizing Waiver of Right of First Refusal for 2.93 Acres off Kennedy Road - 1st reading</u></p>	<p><u>21.255 An Order Authorizing Acquisition of a Parcel of Land on the Southeasterly Side of Brierwood Drive - 1st reading</u> Councilor Quinlan moved to approve the order in first reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote. <u>See minutes of May 6, 2021 for second reading.</u></p> <p><u>21.256 An Order Authorizing Waiver of Right of First Refusal for 2.93 Acres off Kennedy Road - 1st reading</u> Councilor Dwight moved to approve the order in first reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote. <u>See minutes of May 6, 2021 for second reading.</u></p>
<p><u>Financial Orders (in 2nd reading)</u> <u>21.230 Order to Reprogram Funds to AOM Fire Suppression and Leeds Elementary Parking Lot Repaving - 2nd reading</u> <u>21.234 Order to Accept DA Sullivan \$10,000 Gift to Fund Public Art Projects - 2nd reading</u> <u>21.235 An Order to Appropriate Marijuana Community Impact Fee \$2.6 Million to Various Projects - 2nd reading</u></p>	<p><u>Financial Orders (in 2nd reading)</u> <u>21.230 An Order to Reprogram Funds to AOM Fire Suppression and Leeds Elementary Parking Lot Repaving - 2nd reading</u> <u>21.234 An Order to Accept DA Sullivan \$10,000 Gift to Fund Public Art Projects - 2nd reading</u> <u>21.235 An Order to Appropriate Marijuana Community Impact Fee \$2.6 Million to Various Projects - 2nd reading</u> Councilor Dwight moved to approve the items in second reading minus the \$400,000 for the animal control facility (21.237) which was already approved (21.230, 21.234 and 21.235) as a group. Councilor Jarrett seconded. Regarding 21.235, Councilor Quinlan shared his reflection on what a good use of the community impact fee this is and how he wished the city was maybe still taking this money and doing this type of good for the community. He understands that it's not the council's purview, but he just wanted to express that. The change that was made does not forego the city's ability to potentially collect mitigation funds in the future, Mayor Narkewicz reminded. He would say they are following the true spirit of the law in that, if impacts arise, they have the ability to collect mitigation fees for them. The fee has put up barriers to people for getting into the industry and disproportionately impacted equity applicants. Since the last meeting, a suit was filed by a cannabis operator in Haverhill who is challenging the fee, he advised. There are a couple of challenges pending at the Supreme Judicial Court. He expressed the opinion that Northampton is ahead of the curve [in discontinuing collection] and that the high-flying days of the early part of the industry are over. The motion passed unanimously 9:0 by roll call vote. <u>The following orders passed two readings:</u></p>

CITY OF NORTHAMPTON

MASSACHUSETTS

In City Council

April 1, 2021

Upon recommendation of the Mayor

21.230 An Order to Reprogram Funds to AOM Fire Suppression and Leeds Elementary Parking Lot Repaving

Ordered, that

the following accounts with surplus funds be reprogrammed and added to the Academy of Music Fire Suppression System Project (19303 586229):

AOM Stage Lighting (19303 586311)	\$ 5,340.00
Municipal Building Elevator (19303 585501)	\$ 3,201.88
Fire Station Energy Management System (19303 586904)	\$12,352.30

the following account with surplus funds be reprogrammed and added to the Leeds Elementary School Parking Lot Repaving Project (19303 586815):

Leeds Chimney Repairs (19303 586705)	\$6809.50
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Passed two readings and enrolled.

City of Northampton

MASSACHUSETTS

In City Council

April 1, 2021

Upon recommendation of the Mayor

21.234 An Order to Accept DA Sullivan \$10,000 Gift to Fund Public Art Projects

Ordered, that

The Northampton City Council gratefully accepts the donation of \$10,000, a gift to the City of Northampton from D.A. Sullivan and Sons, Inc., and in accordance with Massachusetts General Law Chapter 44, Section 53A approves using the gifted funds to fund public art projects under the direction of the Northampton Arts and Culture Department.

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.235 An Order to Appropriate Marijuana Community Impact Fee \$2.6 Million to Various Projects

Ordered, that

\$ 2,640,000 be appropriated from the Marijuana Community Impact Fee Stabilization Fund to the following accounts:

\$1,610,000	Community Resilience Hub Acquisition and Development
\$1,000,000	Pleasant Street Roadway and Streetscape Improvements from Hockanum Road to the Conz Street Roundabout
\$ 15,000	Accessible Bus Stop Design and Construction at 34 Bridge Street
\$ 15,000	Valley Bike Share Installation at 81 Conz Street (Salvo House)

Passed two readings and enrolled.

Package of 11
Financial Orders
to Implement
FY2022 - FY2026
Capital Improve-
ment Program

Package of 11 Financial Orders to Implement FY2022 - FY2026 Capital Improvement Program (CIP)

- A. 21.219 FY22 CIP - An Order to Authorize Borrowing \$6 Million for Radio System Upgrade - 2nd reading
- B. 21.220 FY22 CIP - An Order to Authorize Borrowing \$450,000 for Hotel Bridge - 2nd reading
- C. 21.221 FY22 CIP - An Order to Authorize Borrowing \$685,000 for DPW Vehicles - 2nd reading
- D. 21.222 FY22 CIP - An Order to Appropriate \$500,000 from Capital Stabilization to Arch Street Bridge Repairs - 2nd reading
- E. 21.223 FY22 CIP - An Order to Appropriate \$25,000 from Cemetery Perpetual Care for Cemetery Projects - 2nd reading
- F. 21.224 FY22 CIP - An Order to Appropriate \$1.8 Million Free Cash to Various Projects - 2nd reading
- G. 21.225 FY22 CIP - An Order to Appropriate \$150,000 from PEG Access Fund to IT Services Projects - 2nd reading
- H. 21.226 FY22 CIP - An Order to Appropriate \$115,000 from Parking Receipts Reserved for Parking Projects - 2nd reading
- I. 21.227 FY22 CIP - An Order to Appropriate \$215,000 from Sale of Land RRA Account for NPS Projects - 2nd reading
- J. 21.228 FY22 CIP - An Order to Appropriate \$94,575 from Sale of Land RRA Account for Florence Fields Recreation Area - 2nd reading
- K. 21.229 FY22 CIP - An Order to Appropriate \$424,000 from Sale of Land RRA Account for Water Line Replacement - 2nd reading

Councilor Dwight moved to approve items 21.219 through 21.229 as a group in second reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

The following orders passed two readings:

CITY OF NORTHAMPTON
MASSACHUSETTS

In City Council, April 1, 2021

Upon the recommendation of the Mayor

21.219 FY22 CIP – An Order to Authorize Borrowing \$6 Million for Radio System Upgrade

Ordered, that

\$6,000,000 is appropriated to pay costs of upgrading the city-wide radio system, including all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under Chapter 44, Section 7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; that the Mayor is authorized to take any action necessary or convenient to carry out this project; and that any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs of the project approved by this order in accordance with Chapter 44, Section 20 of the General Laws and thereby reduce the amount of the authorized borrowing by a like amount.

Passed two readings and enrolled.

CITY OF NORTHAMPTON
MASSACHUSETTS

In City Council, April 1, 2021

Upon the recommendation of the Mayor

21.220 FY22 CIP – An Order to Authorize Borrowing \$450,000 for Hotel Bridge

Ordered, that

\$450,000 is appropriated to pay costs of making structural and road surface improvements to the Hotel Bridge to accommodate bicycle and pedestrian traffic, including all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under Chapter 44, Section 7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; that the Mayor is authorized to take any action necessary or convenient to carry out this project; and that any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs of the project approved by this order in accordance with Chapter 44, Section 20 of the General Laws and thereby reduce the amount of the authorized borrowing by a like amount.

Passed two readings and enrolled.

CITY OF NORTHAMPTON
MASSACHUSETTS

In City Council April 1, 2021

Upon the recommendation of the Mayor

21.221 FY22 CIP - An Order to Authorize Borrowing \$685,000 for DPW Vehicles

Ordered, that

\$685,000 is appropriated to pay costs of acquiring various vehicles and other equipment for the Department of Public Works, including all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under Chapter 44, Section 7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; that the Mayor is authorized to take any action necessary or convenient to carry out this project; and that any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs of the project approved by this order in accordance with Chapter 44, Section 20 of the General Laws and thereby reduce the amount of the authorized borrowing by a like amount.

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.222 FY22 CIP - An Order to Appropriate \$500,000 from Capital Stabilization to Arch Street Bridge Repairs

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, that \$500,000 from the Capital Stabilization Fund be appropriated for repairs to the Arch Street Bridge in Leeds.

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council

April 1, 2021

Upon recommendation of the Mayor

21.223 FY22 CIP - An Order to Appropriate \$25,000 from Cemetery Perpetual Care for Cemetery Projects

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, that \$25,000 be appropriated from the Cemetery Trust and Income, to be used to fund restorative work at the city's cemeteries.

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.224 FY22 CIP - An Order to Appropriate \$1.8 Million Free Cash to Various Projects

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, the following Capital Projects be appropriated from the FY2021 General Fund Undesignated Fund Balance (Free Cash):

Central Services – Academy of Music – Fire Suppression System Upgrades	\$	150,000
Central Services – Senior Center – Paint Exterior of Building	\$	118,000
Central Services – Florence Fire Station - Pave Rear Parking Lot	\$	65,000
Central Services – Lighting Upgrades – Multiple City Facilities	\$	110,000
Dispatch – Radio Positions Upgrades	\$	150,000
IT – Northampton Public Schools – Wireless System Upgrade and Replacement	\$	220,000
Planning – Comprehensive Planning	\$	60,000
Fire Rescue – Replace 2007 Mechanic Plow Vehicle	\$	65,000
Fire Rescue – Replace Cardiac Monitors in Four Ambulance Units	\$	75,000
Northampton Public Schools – Replace 2005 – 30 Passenger Wheelchair Bus	\$	55,000
Northampton Public Schools – JFK – Energy Management System	\$	150,000
Northampton Public Schools – DW Facilities Assessment for Greenhouse Gas	\$	60,000
Northampton Public Schools – NHS – Repoint Chimney	\$	40,000
Smith Vocational and Agricultural High School – Building C Boiler Replacement	\$	180,000
Smith Vocational and Agricultural High School – Nurses Office Renovation	\$	206,000
<u>Department of Public Works – Sidewalks</u>	<u>\$</u>	<u>175,000</u>
TOTAL:	\$	1,879,000

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.225 FY22 CIP - An Order to Appropriate \$150,000 from PEG Access Fund to IT Services Projects

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, that \$150,000 be appropriated from the PEG Access and Cable Related Fund (Fund 2337) to Information Technology Services for the following projects:

City Server System Replacement	\$ 100,000
Northampton Public Schools – Wireless System Upgrade and Replacement	\$ 50,000

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.226 FY22 CIP - An Order to Appropriate \$115,000 from Parking Receipts Reserved for Parking Projects

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, that \$115,000 be appropriated from the Receipts Reserved for Appropriation – Parking to fund the following projects:

Replace 2011 Flatbed Truck for Parking Maintenance	\$ 60,000
EJ Gare Garage Repairs	\$ 25,000
Replace 2015 Nissan Leaf for Parking Enforcement	\$ 30,000

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.227 FY22 CIP - An Order to Appropriate \$215,000 from Sale of Land RRA Account for NPS Projects

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, \$215,000 be appropriated from the Receipts Reserved for Appropriation - Sale of Land Account (proceeds from the sale of the South Street School) to the following projects:

Northampton Public Schools – NHS – Replace Theater Fire Curtain	\$ 50,000
Northampton Public Schools – Leeds – Replace Handicap Lift in Cafeteria	\$ 100,000
Northampton Public Schools – Leeds – Floor Replacement	\$ 65,000

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.228 FY22 CIP - An Order to Appropriate \$94,575 from Sale of Land RRA Account for Florence Fields Recreation Area

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, \$94,575 be appropriated from the Receipts Reserved for Appropriation - Sale of Land Account (proceeds from the sale of various lots by the Planning Department) for stage two of the development of the Florence Fields Recreation Area.

Passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council April 1, 2021

Upon recommendation of the Mayor

21.229 FY22 CIP - An Order to Appropriate \$424,000 from Sale of Land RRA Account for Water Line Replacement

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, \$424,000 be appropriated from the Receipts Reserved for Appropriation - Sale of Land Account (proceeds from the sale of the Prospect Street Water Department Building) for the replacement of water lines throughout the city.

Passed two readings and enrolled.

<p><u>ORDINANCES (NOT YET REFERRED)</u> <u>21.240, 21.241, 21.242 and 21.243 Ordinances Relative to Parking on Front Street, Grove Avenue, Florence Street and Main Street, Leeds</u></p>	<p><u>ORDINANCES (NOT YET REFERRED)</u> <u>21.240 An Ordinance Relative to Parking on Front Street</u> <u>21.241 An Ordinance Relative to Parking on Grove Avenue</u> <u>21.242 An Ordinance Relative to Parking on Florence Street</u> <u>21.243 An Ordinance Relative to Parking on Main Street, Leeds</u> Councilor Dwight moved to refer the ordinances as a group to Legislative Matters (LM). Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.</p>
<p><u>Florence Traffic & Parking Ordinances Sponsored by TPC</u> <u>21.198 Ordinance Relative to a Stop Sign on Scanlon Avenue - 1st reading</u> <u>21.199 Ordinance Relative to Stop Signs on Cross Street - 1st reading</u></p>	<p><u>Florence Traffic & Parking Ordinances Sponsored by Transportation & Parking Commission (TPC)</u> <u>21.198 An Ordinance Relative to a Stop Sign on Scanlon Avenue - 1st reading</u> <u>21.199 An Ordinance Relative to Stop Signs on Cross Street - 1st reading</u> Councilor Jarrett offered to speak about this group of ordinances since they are all on his ward. He moved to approve 21.198 and 21.199, ordinances to place stop signs on Scanlon Avenue and Cross Street, as a group. Councilor Dwight seconded. These are to add stop signs at T intersections. At every T intersection, vehicles are required to stop, but when certain warrants are met, stop signs may be installed. Florence Road has heavy traffic, so the DPW is recommending a stop sign at the intersection of Florence Road and Scanlon Avenue. In the case of the intersection of Cross Street and Bliss Street, there are sight line impediments. There is a hedge that isn't in compliance with zoning regulations, but even with the hedge trimmed to three feet there is still a utility pole and mailbox that could cause sightline issues, he explained. The motion passed unanimously 9:0 by roll call vote. <u>See minutes of May 6, 2021 for second reading.</u></p>
<p><u>21.213 Ordinance</u></p>	<p><u>21.213 An Ordinance Relative to Parking on Pine Street - 1st reading</u></p>

Relative to Parking on Pine Street - 1st reading

Councilor Jarrett moved to approve 21.213. Councilor Quinlan seconded.

The Administrative Assistant screen-shared an aerial photo of Pine Street with the proposed change to parking regulations shown.

Pine Street from Chestnut Street to South Main Street is narrower than the rest of Pine Street and presently parking is allowed on both sides, Councilor Jarrett explained. Currently, parked vehicles need to be staggered to allow emergency vehicles to pass. He hasn't heard of a shortage of parking here, so the ordinance is basically making the entire north side of this section of Pine Street a 'No Parking' zone.

Councilor Jarrett noted that this neighborhood has long been fighting for traffic-calming measures. With the upcoming repaving of Pine Street, the DPW is considering changes to several intersections that they believe will help slow traffic, he related.

The motion passed unanimously 9:0 by roll call vote.

See minutes of May 6, 2021 for second reading.

21.214 Ordinance Relative to Stop Signs on Maple Street, Mann Terrace and Pine Street - 1st reading

21.214 An Ordinance Relative to Stop Signs on Maple Street, Mann Terrace and Pine Street - 1st reading

21.215 Ordinance Relative to Turning Restriction on Mann Terrace - 1st reading

21.215 An Ordinance Relative to Turning Restriction on Mann Terrace - 1st reading

21.216 Ordinance Relative to One-Way Street on Mann Terrace - 1st reading

21.216 An Ordinance Relative to One-Way Street on Mann Terrace - 1st reading

Councilor Jarrett moved to approve 21.214, 21.215 and 21.216 as a group in first reading. Councilor Dwight seconded.

These ordinances are all related to the intersection of Maple Street, Mann Terrace and Pine Street, Councilor Jarrett advised. This intersection has a crash rate well above the average for unsignalized intersections. The city hired the engineering firm Fuss & O'Neill to review this and other intersections, and he has reviewed their study and listened to neighbors' concerns. He agrees with the DPW's recommendation that a four-way stop for Mann Terrace and Maple Street is appropriate. Proposed changes would also reduce conflicts by only allowing right-hand turns onto Pine Street from Mann Terrace. The current situation is that vehicles traveling on Pine Street must stop but Maple Street traffic does not, and the intersection now has a weird fifth approach coming in from Mann Terrace which is unexpected. As part of the proposal, a very short section of Mann Terrace will become one-way and vehicles will only be able to turn right, eliminating some potential conflict points.

The major concern heard from the neighborhood was about vehicles needing to stop on the hill in winter when traveling north on Maple Street. It is a steep hill that levels off at this intersection. He agrees it is not ideal but thinks it's safer than the current design. Something needs to be done at this intersection, and he thinks this is the best approach.

The motion passed unanimously 9:0 by roll call vote.

See minutes of May 6, 2021 for second reading.

ORDINANCES
20.181 Ordinance Relative to Affordable Housing (350-6-12) - 2nd reading

ORDINANCES
20.181 An Ordinance Relative to Affordable Housing (350-6-12) - 2nd reading

Councilor Dwight moved to approve the ordinance in second reading. Councilor Nash seconded. The motion passed unanimously 9:0 by roll call vote.

The following ordinance passed two readings:

City of Northampton
MASSACHUSETTS

In the Year Two Thousand Twenty-One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

20.181 An Ordinance Relative to Affordable Housing (350-6.12)

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by adding Section 350-6.12 to encourage affordable housing and maximize local control without requiring a Massachusetts Department of Housing and Community Development Site Eligibility Letter and other non-relevant requirements.

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

Add

350-6.12 Affordable Housing

Whereas, the "Massachusetts Comprehensive Permit Law" (Massachusetts General Law Chapter 40B, Sections 20 to 22) and the "Massachusetts Comprehensive Permit: Low and Moderate Income Housing" regulations (760 CMR 56.00), allow for a single local board to administer and to waive any and all local zoning ordinance and other local ordinances and regulations, as the single approving authority, to encourage affordable housing, upon obtaining a Site Eligibility Letter from the Massachusetts Department of Housing and Community Development (DHCD). Such Site Eligibility Letter creates a burden for some projects, especially small projects. It requires the paying of a fee, the calculation of a developer's reasonable return, the provision of architectural elevations, among other requirements;

Whereas, it is the City's intention to provide some zoning relief, consistent with city needs, and while avoiding the need for a DHCD Site Eligibility Letter.

A. All projects approved under this section must meet the following criteria:

1. At least 50% of the residential units being created shall be "Affordable Units."
2. All permanent energy sources (thermal loads, hot water, and electric loads) shall be from grid-supplied electricity or otherwise not use fossil fuels (natural gas, propane, oil, wood). This shall not apply to emergency generators, outdoor grilling, or mobile energy uses. a)
3. Prior to obtaining a building permit, the applicant shall obtain ~~DHCD~~ approval as Local Initiative Program (LIP) units, so that all affordable units created under this section can be listed by DHCD on their Subsidized Housing Inventory.
4. Prior to obtaining a building permit, the applicant shall obtain Site Plan Approval (Section

; or b) show evidence of Commonwealth funding that requires units be counted on the DHCD SHI

B. The Planning Board may approve Affordable Housing projects as part of a Site Plan Approval when:

1. The allowable dwelling units per acre (density) of the entire project is 250% of that otherwise allowed by this zoning ordinance in the zoning district in which the property is located. There are no other minimum lot size requirements for any lots created under this section.
2. The minimum frontage, lot depth, and lot width is at least 40% of that otherwise required by this zoning ordinance in the zoning district in which the property is located.
3. When significant trees on the property are cut they shall be replaced on-site with new trees to the extent feasible without blocking solar photovoltaic or hot water systems, but no payment in-lieu is required when such planting is not feasible. Full mitigation is required for cutting public shade trees.
4. All other zoning applies and is complied with.

C. The Planning Board may issue a Special Permit for additional zoning dimensional and density relief when:

1. The application specifically details requested zoning relief to ensure that the project and project permit conditions are not uneconomic, as defined by MGL 40B and 760 CMR 56.00.
2. The Planning Board finds that the project, with a Special Permit for the requested zoning relief, still meets Local Concerns (as defined in 760 CMR 56.00 and as evidenced by the City's master, comprehensive, and strategic plans).
3. The Planning Board finds that the Special Permit conditions of Section 350-10 are met.

Passed two readings, ordained and enrolled.

21.189 Ordinance

21.189 An Ordinance to Create an Incentive for Smaller Houses by Allowing Two Half-

to Create an Incentive for Smaller Houses by Allowing Two Half-Scale Units to Count as a Single-Family for Density Purposes – 2nd reading

Scale Units to Count as a Single-Family for Density Purposes – 2nd reading
Councilor Dwight moved to approve the ordinance in second reading. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote.

The following ordinance passed two readings:

In the Year Two Thousand Twenty One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

21.189 AN ORDINANCE TO CREATE INCENTIVE FOR SMALLER HOUSES BY ALLOWING TWO HALF-SCALE UNITS TO COUNT AS A SINGLE-FAMILY FOR DENSITY PURPOSES

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to create an incentive for smaller residential units to be built in the URB and URC districts by allowing Half-Scale units to count as half a single regular sized unit for density purposes. Further, whereas electricity from an electric grid (which must meet state renewable energy portfolio standards and is more easily converted to renewable energy) will facilitate the City's effort to attain carbon neutrality by 2050, new projects created within this proposed zoning shall be built so all on-site systems are fossil fuel-free for thermal and electric loads.

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

Add a new definition in 350 2.1 as follows:

DWELLING, Half-Scale

A unit that is no larger than 800 square feet of gross living area. Within the table of uses where allowed and for the purposes of calculating total allowable density, two half-scale units shall be treated as one dwelling unit.

Amend Attachment 7(URB) & 8(URC) as follows:

Lot Dimensional Requirements

Lot Size

Single, Two family or Two Half-Scale units: 3,750 ft²

3+ units: 2,500 ft² minimum (min) per unit or per two Half-Scale units

Uses Allowed By Right:

- Single-, two-, three-family, multifamily, townhouses with six or fewer units, or 12 or fewer Half-Scale units. Half-Scale units shall not have any on-site use of fossil fuels (natural gas, propane, oil) for any thermal (heating, cooling, water heating) or electric loads. Electricity from an electric grid and fossil fuel use limited to emergency generators, outdoor grilling, or mobile uses (cars, lawnmowers, snow blowers) are permitted.

Site Plan Approval Required for the Following:

- Any Construction (other than for a single family home or two-family less than 3,400 sf) greater than 2,000 ft². This requirement applies to all uses except for: single family homes and up to 2 Half-Scale units. Half-Scale units shall not have any on-site use of fossil fuels (natural gas, propane, oil) for any thermal (heating, cooling, water heating) or electric loads. Electricity from an electric grid and fossil fuel use limited to emergency generators, outdoor grilling, or mobile uses (cars, lawnmowers, snow blowers) are permitted.

Special Permit Approval Required for the Following Uses by Planning Board

- Any multifamily or townhouse project creating seven or more units or 14 or more Half-Scale units. Half-Scale units shall not have any on-site use of fossil fuels (natural gas, propane, oil) for any thermal (heating, cooling, water heating) or electric loads. Electricity from an electric grid and fossil fuel use limited to emergency generators, outdoor grilling, or mobile uses (cars, lawnmowers, snow blowers) are permitted.

Passed two readings, ordained and enrolled.

New Business

New Business

	None.
<u>Information (Charter Provision 2-7) & Study Requests</u>	<u>Information (Charter Provision 2-7) and Information Study Requests</u>
<u>Motion to Adjourn</u>	Upon motion made by Councilor Dwight and seconded by Councilor Nash, the meeting was adjourned at 1:11 a.m. The motion carried unanimously 9:0 by roll call vote. Attest: _____ Administrative Assistant to the City Council

NORTHAMPTON CITY COUNCIL

PUBLIC COMMENT RECORD SHEET

April 15, 2021

NAME ADDRESS SUBJECT

Jackie Ballance, 35 Warner Street thanked city officials who have engaged with her in conversation about new gas station on King St. They know gas stations emit greenhouse gases. Every councilor was sent a copy of a January article from Environmental Law Institute called 'Governing the Gasoline Spigot.' Concludes governments should halt the building of new gas stations and phase out existing ones. The council would be doing Big Y a big favor to rescind gasoline storage license

Tusi Gastonguay Florence Would like City Council to amend city ordinance to protect city from cell antennas being placed right outside their homes. Would like city to monitor radiation from these antennas because it is reaching houses and to set setbacks to antennas from schools as well as homes.

Barbara Blumenthal Northampton re: funds appropriated for kennel. They have been surprised that the site on Chapel Street just past Rust Avenue is being considered. She doesn't want it in anyone's backyard. Finds it impossible to believe that this site in the middle of a residential neighborhood is the only site available. Suggested other locations.

Harrison Blum, Ward 2 wanted to lift up great intersectional work toward reviewing police budget and towards search for anti-racist, etc. goals. Seconded Jackie Balance's support for climate resolution.

Jesse Hassinger Northampton Urged councilors to tell Mayor to implement recommendations of NPRC to develop dept. of community care. Need to support all members of community without the threat of violence or increase of stress in an already incredibly stressful situation. Believed responders with lived experience necessary to achieve this.

Jose Adastra, Ward 4A Urged holding Mayor accountable to organizers and observing situation realistically. Police have been killing black and brown people for hundreds of years and just killed another, a father and a 13-year old in Chicago. Mere mention of committees is appalling. Have waited a year. It could easily be me that they kill.

Martha Ebner Rust Avenue Understands city needs a kennel but is opposed to locating kennel opposite of Ellerbrook Field. Structure is literally under her bedroom window. Asked if land next to Smith Voke could be used for this purpose. We need to find a more viable parcel. Noise, sight and smell of a kennel will lower property values.

Julia Chevan Florence Glad city moving forward with climate emergency resolution. Good first step but urged council to look at every policy going forward from the lens of intersectional work. Every policy needs to consider climate.

Ryan Wadsworth Father of 2. Urging Mayor Narkewicz to add Dept. of Community Care to the budget. Wants to be able to look his children in the eye and say he stood on the right side of history. Black people have been trying to get police to not kill them for more than 150 years.

Meghan, Springfield, former n'hamp Used to work at Servicenet and witnessed brutality of police toward their clients. Now works with adults with Alzheimers and dementia; again, police have history of not treating people with dementia well. Also urging creation of Dept. of Community Care and cutting police budget in support.

Venus 23 Rust Avenue ER physician at work. Fully supports creation of this type of facility. Thinks is project that needs to be away from residential area. Is proposed smack in their neighborhood, surrounded by residences everywhere. Expressed concern about barking at night when returns from night shifts. "It will destroy my life."

Amy Olson Northampton Speaking to strongly support creation of Dept. of Community Care and defunding police by at least 50%. In agreement with Jesse, Josey and Ryan. Should be clear that abolition is the only answer.

Benjamin Spencer Rust Avenue Completely opposed to location of kennel. Realizes importance of animal control facility for the city. Surprised to learn state of affairs; clearly, there's an urgent need. Kennel does not belong in residential neighborhood anywhere in the city. The kennel will be out the kitchen window. Will be no buffer. Asked for regular updates to neighborhood.

Josey Rosales Westfield Was on NPRC. Stated support for Dept. of Community Care. Referred to "assembly line" of police killings. In support of resilience hub, but it was a means of harm reduction and focus should be on Department of Community Care.

Erin Tighe Ward 4 In support of Dept. of Community Care and 50% defunding of NPD with reallocation of funds to community-led safety strategies. Cities like Rochester have already implemented civilian crisis response systems.

Nancy Smith Objecting to placement of kennel in residential neighborhood. At 4/1 meeting, no mention of noise pollution. The constant noise of barking dogs would negatively impact mental and physical health of residents. Impacts will be felt on Grove Street, Burts Pit Road and beyond. Facility being planned not 100 feet from a house. Hopes will consider and reject funding plans for this location. Thinks seeing sight in person will change minds.

Mimi Odgers Ward 6 Supports resolution declaring climate emergency. Believes budget reflects values. Asking councilors to insist Mayor add Department of Community care to the budget. Urged to reallocate 50% of police funds to safety initiatives.

Corinne Olson In support of Dept. of Community Care so individuals trained to provide appropriate resources can provide for needs as vocalized by those seeking services and not by an armed cop.

Amy Francaes Ward 4 Business owner and citizen. Calling to encourage Mayor and compel councilors to propel Mayor toward creation of Dept. of Community Care. Also in support of declaration of climate emergency. Asked where are good apples on NPD?

Ilia Karatsoreos In support of Dept. of Community Care, opposed to kennel location. Is professor of brain science so understands importance of appropriate response to mental health calls. Echoed sentiment that have to be more suitable locations; also doesn't subscribe to financial necessity of spending \$1 million on facility.

Sophie Maki Ward 3 In strong support of establishment of Dept. of Community Care and cutting police budget 50%. Urged councilors to require Mayor to include in budget. Mentioned Ithaca, Rochester and Albuquerque as other communities that have made big and necessary changes.

Sean Donovan Ward 3 endorsing establishment of community care dept. Has worked with people experiencing extreme emotional distress in Northampton and has heard countless stories of police making crises worse. Advocated peer-led response instead of co-responders with police.

Bo Clark Hadley Urged City Council to fund Dept. of Community Care and drastically cut police department by 50%. Asked to take into account NPRC work and take recommendations to heart as starting point. Believes budget moral document and should be following suit of other cities to direct \$ away from police department. Echoed importance of peer response

Mac Godinez Ward 2 Requesting 50% police budget cut and establishment of dept. of community care. Recently saw fight where police were called and were really harassing young black man on one side of the fight. Man was clearly distressed afterwards. People in distress need peer-led responses. Lived in Lancaster, Penn., Man named Ricardo Munoz shot there last year; afraid of something similar happening in our town.

Jonathan Volk Ward 2 Mayor's comments seem to suggest not ready to make recommendations that would implement Dept. of Community Care. Referred to comment that "I don't know that you can create a department in 45 days" and that doing so violates every municipal law. Budget gives opportunity to show what actually possible.

Molly Keller Amherst In support of Dept. of Community Care and defunding police department 50%. Mentioned Officer Borawski and another officer, fact that police have greater likelihood of being domestic abusers. Thinks better not to have people trained to enact violence being the ones to protect us.

Ashwin Ravikumar Celebrating amazing work of NPRC and fantastic recommendations. Urged councilors to push Mayor to fund Dept. of Community Care. Referred to litany of testimonials from residents about their experiences with policing. Is enough to let us know need to move away from policing. Seattle cut budget by 18%. Need budget that reflects morals and values as a community. Mentioned other communities making changes.

Gwendolyn Against kennel

Riley Works at AFIA Urged councilors to tell Mayor needs to add dept. of community care to the budget. Need department accountable to communities most impacted by policing. Black and brown people have been calling for relief from police violence for 150 years.

Rye Buckley Ward 3 In support of creation of Dept. of Community Care this budget cycle. Others

have spoken to why is possible and imperative. People he cares about are threatened and harmed by the police in our town. Doesn't want to see our town invest in these systems of harm and racism. Asked to invest in work of NPRC.

Danielle Amodeo Ward 3 Affirmed and amplified previous calls for City Council to work with Mayor to divest from policing by 50% and use those funds to support community needs right now. Is chair of Arts Council. This past Tuesday, Board voted to sign onto NAN's demands calling on City Council and Mayor to make this work.

Kieran Leon In support of Dept. of Community Care and cutting police budget 50%. Named Albuquerque, Rochester as cities that have done this. Northampton has reputation as city not afraid of social reform.

Ya-Ping Turners Falls Echoed calls to call on Mayor to put Dept. of Community Care in budget and reallocate funds to programs and initiatives that keep people safe. Albuquerque created community safety dept. on June 20th. In Rochester, department created in September of 2020. Chatanooga created Office of Community Resilience on June 15, 2020 and hired person in September. Over 20 communities either have or are planning mobile response units.

Robert Ward 3 re: police post about 'Autism awareness.' Autism Speaks is disapproved by many advocates of people with autism because treats autism as a disease. 'Autism Speaks' has been disavowed by many Autism groups because promotes autism as a disease and because small percentage of funding goes to services.

Booker Bush Ward 7 NPRC member. In support of creating dept. of community care. Concerned by idea that resiliency hub could solve and become the Department of Community Safety. Wanted to make public his feeling that that doesn't work. Could put a lot of what recommended into resiliency hub, but does not necessarily defund police or change policing footprint. Does not say who resiliency hub responds to. In other words, make people receiving services part of structure. Concerned funding resilience hub as parallel track would not meet many of NPRC's goals.

Carol Owen Ward 6 Presented rationale for department being part of city. Gives city way to embed public safety and public health responses in the fabric of government. Public sector is universal provider and there's an expectation of accountability to the public. Could help them shift narrative about who responds to mental health needs, substance abuse issues, income insufficiency and homelessness away from police and back to where it belongs.

Javier Luengo-Garrido Ward 3 Dept. of Community Care has to be independent department, not under police. NPRC report talks about non-armed response. Reporting from Gazette has been a little misleading. Wanted to be clear calling for peer-led, non-armed response. Entire Alternatives to Policing subcommittee here in meeting. Has to be accountable. If run resiliency hub with current providers, perpetrating existing system.

Lemy Coffin Ward 1 Read excerpt of NPRC charter document. Named that this put forth by City Council as the process. Recommendation is to create a new department. You said you wanted to do it with deliberate speed and lasting impact, creation of DCC first thing that needs to happen. Resilience hub origin is in panhandling report. Origin of DCC is in other document.

Lil P. Ward 3 Agreed with Robert re autism comments. Blue symbol of autism speaks is worn by police and is a hate symbol. We need a Department of Community Care.



*CITY COUNCIL MEETING
CONDUCTED AS AN ON-LINE ZOOM MEETING
Northampton, MA*

Announcement of Audio/Video Recording

A regular meeting of the City Council was called to order by Council President Gina-Louise Sciarra at 7 p.m. Councilor Sciarra announced that the meeting was being held by remote participation and audio and video recorded.

Councilor Sciarra explained the procedure she would use in conducting public comment and opened the floor to public comment.

Public Comment

For the next three hours and 14 minutes, the council accepted public comment. (See Public Comment Record Sheet for names and topics of people making public comments.)

Roll Call

At 10:14 p.m. on a roll call the following City Councilors were present:

- | | |
|--|--------------------------------------|
| At-Large Councilor Gina-Louise Sciarra | At-Large Councilor William H. Dwight |
| Ward 1 Councilor Michael J. Quinlan, Jr. | Ward 5 Councilor Alex Jarrett |
| Ward 2 Councilor Karen Foster | Ward 6 Councilor Marianne LaBarge |
| Ward 3 Councilor James B. Nash | Ward 7 Councilor Rachel Maiore |
| Ward 4 Councilor John Thorpe | |

Recess

Recess

At 10:14 p.m., the City Council took a brief recess. The City Council reconvened at 10:22 p.m.

**Public Hearings
Public Hearing on 21.197 National Grid/Verizon Petition for Installation of Underground Conduit on Damon Road**

Public Hearings

Public Hearing on 21.197 National Grid/Verizon Petition for Installation of Underground Conduit Damon Road (Petition#23303524)

Councilor Sciarra read the following public notice:

Per M.G.L. Ch. 166, Section 22, the Northampton City Council will hold a public hearing on **Thursday, May 6, 2021 at 7:05 p.m.** on National Grid/Verizon New England's petition to install underground conduit on Damon Road (Petition #23303524). The City Council will hear all persons who wish to be heard thereon.

Councilor Dwight moved to open the public hearing. Councilor LaBarge seconded.

Public Hearing on 21.200 National Grid/Verizon Pole Petition for Warner Street (Petition#30293688)

Councilor Sciarra noted that the DPW said no conflicts were observed and that the trench permit had already been issued.

The motion passed unanimously 9:0 by roll call vote. The public hearing was opened at 10:24 p.m.

National Grid representative Lisa Jasinski explained that the project is strictly for the purpose of removing the overhead wires that cross 91 on Damon Road and installing them underground with a couple of manholes for access. The underground conduit will go from the pole before the highway (P7-25) to the next pole (P7-50).

Councilor Sciarra asked if anyone wished to speak in favor or against.

There being no public comments, Councilor Dwight moved to close the public hearing. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote. The hearing was closed at 10:27 p.m.

Announcement of Public Hearing on 21.238 National Grid/Verizon Pole Petition for One (1)

Announcement of Public Hearing on 21.238 National Grid/Verizon Pole Petition for One (1) Jointly-owned (JO) Pole on Damon Road (Petition#23303524)

Councilor Sciarra read the following announcement:

Per M.G.L. Ch. 166, Section 22, the Northampton City Council will hold a public hearing on **Thursday, May 20, 2021 at 7:30 p.m.** on National Grid/Verizon New England's petition to install one jointly-owned (JO) pole on Damon Road (Petition #23303524). Instructions for

<p><u>Jointly-owned (JO) Pole on Damon Road (Petition #23303524)</u> <u>Announcement of Public Hearing on 21.239 National Grid/Verizon Pole Petition for Two Jointly-owned (JO) Poles on Burts Pit Road (Petition #30025210)</u> <u>Announcement of Public Hearing for 21.261 Application for License to Store Flammables and Combustibles at 140 Olander Drive</u></p>	<p>accessing the hearing may be found on the May 20, 2021 City Council agenda to be posted on the city website (www.northamptonma.gov) at least 48 hours prior to the meeting. The City Council will hear all persons who wish to be heard thereon.</p> <p><u>Announcement of Public Hearing on 21.239 National Grid/Verizon Pole Petition for Two (2) Jointly-owned (JO) Poles on Burts Pit Road (Petition#30025210)</u> Councilor Sciarra read the following announcement: Per M.G.L. Ch. 166, Section 22, the Northampton City Council will hold a public hearing on Thursday, May 20, 2021 at 7:15 p.m. on National Grid/Verizon New England's petition to install two jointly-owned (JO) poles on Burts Pit Road (Petition #30025210). Instructions for accessing the hearing may be found on the May 20, 2021 City Council agenda to be posted on the city website (www.northamptonma.gov) at least 48 hours prior to the meeting. The City Council will hear all persons who wish to be heard thereon.</p> <p><u>Announcement of Public Hearing for 21.261 Application for License to Store Flammables and Combustibles at 140 Olander Drive</u> Councilor Sciarra made the following announcement: Per M.G.L. Chapter 148, Section 13, North Commons at Village Hill, LLC has submitted an application for a License to Store Flammables and Combustibles for one (1) 4,000-gallon LP Gas underground storage tank at 140 Olander Drive, Northampton, MA.</p> <p>The City Council will hold a public hearing by video conference on Thursday, May 20, 2021 at 7:05 p.m. Instructions for accessing the hearing may be found on the May 20, 2021 City Council agenda to be posted on the city website (www.northamptonma.gov) at least 48 hours prior to the meeting.</p> <p>The City Council will hear all persons who wish to be heard thereon. The City Council meeting begins at 7 p.m.</p>
<p><u>I</u> <u>Updates from Council President/ Committee Chairs</u></p>	<p><u>Updates from Council President and Committee Chairs</u> Councilor Sciarra shared the following schedule for upcoming budget meetings/hearings: Budget Hearings Tuesday, May 25, 5:30pm Wednesday, May 26, 5:30pm</p> <p>June Meetings and Budget Votes Thursday, June 3, 5:30pm - public comment and first reading on the budget (only agenda item or pared-down agenda) Monday, June 7, 7pm - special meeting for additional agenda items Thursday, June 17, 5:30pm - public comment and second reading on the budget Monday, June 21, 7pm - special meeting reserved for any additional agenda items not taken up on 6/17</p> <p>Legislative Matters (LM) will convene at 7 p.m. on May 10, 2021 instead of its normal meeting time of 5 o'clock, Councilor Dwight. The committee will be holding a joint meeting with the Planning Board to discuss and hear from the public on items <u>21.217 An Ordinance to Move Zero Lot Line from Section 10.14 to Section 6.13</u>, <u>21.218 An Ordinance to Amend Zero Lot Line Section of Code</u> and other items referred by City Council.</p>
<p><u>Recognitions and One-Minute Announcements by Councilors</u></p>	<p><u>Recognitions and One-Minute Announcements by Councilors</u> Councilor Jarrett said he wanted to give an update on art in Florence center. The city set aside 1% for art with the recent funding for Florence streetscape improvements. This weekend, a local artist, Kim Carlino, with the assistance of students from JFK, will be painting murals on the rail trail surface at the intersections of Straw Avenue, Chestnut Street, Keyes Street, North Maple Street and Bardwell Street.</p> <p>Councilor Nash publicly thanked a number of volunteers who worked on conservation areas in Ward 3 over the last few weekends picking garlic mustard and picking up litter. Among others, he thanked Dan and Kokoro Bensonoff, Oona Coy, Lola Reid, Tyler Schuenemann, Claudia Lefko, Mack Everett, Becky Shannon, Bob Reckman, Greg Kerstetter and Barry Nigrosh.</p> <p>Councilor Foster said she wanted to use a one-minute announcement to recognize that earlier in the term they passed a resolution calling on local officials to denounce Anti-Asian sentiment in any form in and around their city. She couldn't let the public comment insinuating that the Chinese are responsible for the corona virus pass without saying she's not comfortable hearing</p>

that here.

Councilor LaBarge thanked residents in her ward who did a fabulous job of cleaning up trash on Burts Pit Road and Park Hill Road in recent weeks.

Last week, the Massachusetts senate voted unanimously to pass a \$4 million bond bill to finance a new Holyoke Soldier's Home, Councilor Quinlan reported. He thanked Councilor LaBarge for her partnership on the resolution recently passed and thanked his colleagues for passing it.

Communications and Proclamations from the Mayor

Communications and Proclamations from the Mayor

Municipal Broadband Update

Mayor Narkewicz gave an update on municipal broadband. As councilors know, they are in the middle of a two-phased study process funded through the Capital Improvement Program. The city contracted with Design 9, Inc., broadband consultants, to do a two-part study beginning with a market study. He presented preliminary results of that study which closed at the end of April. (Data is still being tabulated because paper surveys are still trickling in, he said.)

In top line information, they received 2,800 residential survey responses and 123 business responses. Northampton has 11,292 households so this represents a 25% response rate from households. Consultants reported that, in their more than 30 broadband surveys, the typical response rate is about 10 to 12%, so 25% is a really strong response.

Of residential respondents, 88% indicated they needed better internet service. 98% ranked internet access as very important to their household, and 71% indicated access to affordable, high-speed broadband influences where they choose to live. 49% have someone using internet for education once a week and 63% have educational internet use at least once a month or more often. 70% currently have someone working part-time or full-time from home.

39% were dissatisfied or very dissatisfied with their current internet provider; only 22% reported being satisfied and only 4% very satisfied.

97% of those responding are interested in having access to fiber-delivered internet service, and 98% believe city government should facilitate better and more affordable internet service. 87% indicated having a competitive choice of providers is important or very important. So, it was a strong sample size of nearly 25% of households and there were some fairly strong opinions in favor of moving forward.

On the business side, similarly in terms of the need for better internet service, 86% responded that they needed better internet service. 92% ranked internet as important or very important to the success of their business over the next five years. 39% were dissatisfied with the speed and reliability of their current service, and 17% reported that internet service options affected their decision to relocate or to stay in the city. 94% of business respondents are interested in fiber-delivered internet service and 90% said they would likely or very likely switch to a faster and more affordable city government-developed network.

Councilors have an order before them later in the meeting which will be the second vote on establishment of a municipal light plant. The Mayor's office will be meeting with Design 9 to begin moving forward with the actual technical feasibility part of the study. He thanked the public and businesses for participating. They heard a fairly clear message that they need to continue working on a municipal broadband alternative.

Councilor Sciarra said she agreed that a clear message was received and joined him in thanking the community.

Councilor Dwight commented that there is nothing like a pandemic to really drive home the critical need for this utility. It's now how people access government and access health care and education. The economy and jobs are moving toward reliance on this critical utility. Also, the whole social justice/social equity issue actually hinges on it because the digital divide creates not only economic disparity but disparities in opportunities for access to government, education and health care. As they move forward, he wants them to keep this priority in mind for whatever

system they establish. He wants social justice and equity to be primary.

Resolutions
21.266 Resolution
in Support of
Workers of the
Hampshire
Gazette - 1st
reading

Resolutions
21.266 A Resolution in Support of Workers of the Hampshire Gazette - 1st reading

Councilor Sciarra read.

Councilor Dwight said that because of a family relationship with the owner it makes sense that he recuse himself from the conversation and vote.

Councilor Quinlan moved to approve the resolution in first reading. Councilor LaBarge seconded.

When the Gazette first started to have financial issues a while back, she realized how much she takes for granted having this independent quality newspaper, Councilor Maiore related. As a city councilor, she relies on the Gazette to keep herself, her constituents and the public informed. Her constituents and the public in turn rely on the Gazette to hold her and other elected officials accountable. It's an integral part of the democratic process. Local journalism is not just a nice thing; it's critical to a healthy, functioning democracy. Decisions made at the local level reverberate sideways and up and it's crucial that these decisions are made by an informed public. She ultimately believes local news should be considered just like high-speed internet, as a public utility. She thinks they need to support viable models that are equitable for workers and more sustainable. She would also like to see this resolution as a big thank you to Daily Hampshire Gazette workers for over 235 years of service and for going above and beyond, particularly in this last pandemic year. She is grateful for the community connection they have fostered in a year of isolation and disconnect and truly hopes they receive a deserving contract. Quality news coverage means providing a healthy work environment and a living wage and benefits to all who make it happen.

Councilor LaBarge said her family has had the Daily Hampshire Gazette delivered to their house for over 45 years and she is highly honored to be in support of the gazette. The union shouldn't have to be involved in what they've been going through for the past two years. Why should workers have to fight for something that should be their right? Gazette workers have done valuable work for the community. No question about it, they are fighting for something that should not be taking two years. They are asking for a raise; they have worked under bad conditions of layoffs. Their gazette depends on reporters and photographers. She referred to her personal experience belonging to a union, saying she is with all the employees 100% and is hoping that a compromise will be made soon. "There's no reasons to be hiring lawyers on the outside when you can make things happen very quickly," she asserted.

After thanking fellow sponsors, Councilor Foster said they know any business, organization or city is made up of the people running it and doing the work. With the Gazette, they've seen some really fantastic reporting which has shone a spotlight on local issues. She cited the series of articles on wage theft and undocumented immigrants mentioned in public comment as an example she remembers vividly. The Gazette holds local government accountable. Studies have shown that local governments with a strong local news presence actually have lower borrowing rates, and that's connected to accountability, she suggested. She called on the community to help support the Gazette and its workers as well by subscribing to it if possible to help keep local news in their community.

A key to a healthy democracy is an unbiased media, Councilor Sciarra agreed. They know what happens to communities that lose their local newspaper, the newspaper that reports and informs them about their government and the important issues in their community. A newspaper is people and it's absolutely critical that their work is respected and valued and that their work remains in the community. She thanked cosponsors and said she hopes the council agrees.

Councilor Quinlan said his first job as a young boy was to deliver the Gazette after school, including delivering the paper to Frances Crowe's home. As a teen he worked in the press room, putting together the bundles and stuffing the circulars for the trucks. For a number of years his wife worked in circulation and the 401k she earned there was the down payment for their first home. He reads it every day; it means a lot to them.

Recently, the Gazette closed nominations for the Frances Crowe humanitarian award. He wondered aloud what Frances Crowe would think about the use of her name by an organization that lays off her neighbors. Someone once said organized labor is the only way to have a fair distribution of wealth. He dares to say that, here in their little city, a great part of their wealth is access to superb locally-written information and news, which Gazette workers have brought them over the years. Now, he believes he and other councilors will stand in solidarity with the organized workers urging Newspapers of New England to engage in fair bargaining with the Pioneer Valley News Guild and bring their printing and reporting home.

Councilor Nash said he is in support but is a little uncomfortable that they as councilors are wading into collective bargaining that is still going on. His support is for the call for both workers and the company to come together in collective bargaining to resolve this. Collective bargaining can be messy and difficult but it's the best thing they have for resolving labor/management disputes. Despite his discomfort, he will be voting yes.

The motion passed 8:0 by roll call vote with Councilor Dwight recused.

See minutes of May 20, 2021 for second reading.

21.267 Resolution in Support of the Recommendations of the Northampton Policing Review Commission - 1st reading

21.267 A Resolution in Support of the Recommendations of the Northampton Policing Review Commission - 1st reading

Councilor Sciarra read, spontaneously correcting minor scrivener's errors by changing the word 'reimaging' to 'reimagining' and inserting the word 'the' before public health in the introductory paragraph.

Councilor Dwight moved to prove the resolution in first reading. Councilor Maiore seconded.

Councilor Quinlan thanked Councilor Maiore for inviting him to partner with her on the resolution and thanked Northampton Policing Review Commission (NPRC) members for the recommendations they worked so hard to create. He joined the resolution primarily to create a space where the City Council could have further discussion of the recommendations as a body, he explained. There's a lot of language in the resolution but he expressed the opinion that it boils down to nine words, "Whereas we commend the commissioners and support their recommendations."

As Councilor Quinlan said, they thought it was important that the council as the body that helped charge the policing review commission with its mission express and affirm its formal and collective support for its final recommendations, Councilor Maiore confirmed. The community deserves their feedback, and they didn't really get a chance to provide it at the presentation. She thought those who served so tirelessly and thoughtfully on the commission deserved no less.

Councilor Dwight added his thanks to commissioners and raised some questions relative to the wording of the resolution. Regarding the commission's recommendation that the Department of Community Care be situated under the Board of Health (BOH), he pointed out that although the BOH has special state-granted authority, it is not a city department and does not conform to representative accountability. He understands the impulse because of the declaration of racism as a public health emergency, but it's not an agency. He asked if anyone consulted the BOH or health director about the possibility of assuming this new department with a budget that would have to be managed.

Councilor Quinlan said he thinks it is actually a mistake in the report and that it should say health department and not BOH. One BOH member was a commissioner and he expressed his understanding that she had discussions with the health department. He and Councilor Maiore did **not** have a discussion with the health director around this resolution, he confirmed.

In that case, he is a little uncomfortable embedding that in the resolution, Councilor Dwight said.

They have heard the figure \$882,602 asserted multiple times this evening as the amount of money cut from the police budget, Councilor Dwight continued. He asked the mayor to clarify this amount.

The \$882,000 was not what was cut by this council; this council cut \$690,000, Councilor Quinlan confirmed. \$200,000 was cut by the mayor before the council even voted, so the \$882,000 figure

is the combined total of the two cuts.

Mayor Narkewicz said he has gotten this question many times and has found the best way to answer it to be by reviewing the chronology. He submitted a proposal in May of 2020 for a level service police budget of \$6,913,403 as part of the larger budget, he recounted. It's important to note this budget relied on \$935,020 in fiscal stability funds to balance it. The council had its first meetings in June and came to a vote in 1st reading June 10th. Prior to that vote, he revised the budget to lower the amount proposed for the police by \$212,645, thereby lowering the amount needing to be drawn from the fiscal stability fund to \$722,375. The council passed this budget unanimously.

In 2nd reading on June 18th, the council voted to reduce the police budget by 10% or \$669,957, resulting in a final budget of \$100,192,079. The final budget relied on only \$52,418 in nonrecurring fiscal stability funds.

In November, because of declining revenues, he came back to ask for a mid-year appropriation from the fiscal stability fund (FSF) of \$358,949, meaning the same bottom-line budget was now relying on \$411,367 in non-recurring FSF revenue. He began the process with a projection that they would need to use about \$935,000 in FSF but ended up needing \$411,367.

He keeps emphasizing the stability fund because the challenge is that folks are saying they somehow freed up operating revenue that could be moved to another department. The budget was built with fiscal stability funds created to allow the city to maintain services over the next nine years. They have been very clear to taxpayers that, because it is one-time money and non-recurring, if they use it, it doesn't come back the next year. When it runs out, they have to go back to the taxpayers for another override.

The figure that keeps getting used is the difference between a budget that was proposed but never approved and the final budget. The idea that there is \$860,000 freed up in operating revenue is not true. Using it would require them to go back into the FSF for that \$882,602 which, together with \$411,367, would put them up over \$1.5 million [in withdrawals].

The context is important, he stressed. It's not recurring revenue and it doesn't represent the true cut to the police department, even from 2020 to 2021.

He has always been clear with people that these are non-recurring revenues. If they try to spend them on operating expenses, they are going to have to not only replicate them in the next year but to increase the amount. They are in a budget year where they have just come off the COVID-19 pandemic. They are hoping to be able to balance the budget without significant use of the FSF. Someone asked how he could let money that was freed up in the operating budget go unutilized, but that is not accurate.

Councilor Dwight said the explanation more or less conforms to what he knows but trying to follow it is difficult even though he has a relatively fluent understanding. He agrees with the mayor's conclusion, and therein lies his difficulty with having that number embedded in this resolution. He supports every dimension of this except for determining the specificity of the funding and specific oversight of the department, he indicated. He for one would prefer that the sponsors consider removing those two items.

Councilor LaBarge thanked the mayor for presenting an explanation of the money and how it's being used. She said she has great concerns about two issues. She has received calls as a councilor about this money being placed in this resolution. Right away, people are upset that they are going to be defunding the police. As Dr. Bush mentioned tonight, the NPRC never mentioned defunding the police in its report. She also has great concerns about not talking to anybody in the health department. Health department employees received that resolution and apparently there was great concerns that there was no communication and no transparency. She also is requesting removal of the reference to the BOH and amount of money.

She still thanked the two sponsors, saying she agrees with having the Department of Community Care (DCC) and fully supports it 100%.

Councilor Quinlan said he is not sure that the health director and BOH chair did not know about

this since they were sent the report at the end of March, and the language was taken directly from the report. He is comfortable changing the resolution but is not sure it was a huge secret.

Mayor Narkewicz said he has spoken with Health Director Merridith O'Leary. In fairness, she's been a little busy. She does have concerns. Given all that her department is currently handling, she is very concerned about it from a capacity standpoint. She's not opposed to the concept of it being an independent department but is concerned about it being placed under the health department. He acknowledged it is a resolution of the council and therefore their prerogative to express their position.

Councilor Maiore clarified that the resolution and recommendations had nothing to do with defunding the police budget.

It is also not clear about the non-recurring revenue because the mayor was planning to put the \$882,602 into the police department budget, she said. In any case, what they said in the final report was that a minimum of that amount should be used. From what she heard, she thought it would be better to give a million dollars to an independent department. That said, she is willing to amend this as is Councilor Quinlan. She thinks the most important thing is that the DCC be housed independently and outside of the police department. She wants to be careful here not to make her own recommendations because she wants to defer to the commissioners who did the deep dive.

Of course there would be concerns when there is no outline for staffing. She respects concerns but thinks it is the job of the executive branch to take those concerns into consideration. With the budget season as it is, she said she thought two readings tonight would be appropriate. She is open to those amendments but wants to stay as true to what the commission is trying to convey to them as she can.

Councilor Nash said he too would ask that the two items mentioned be removed. He would also like to see all 14 report recommendations included.

Councilor Thorpe thanked Councilors Maiore and Quinlan. He read a short prepared statement explaining that while he fully supports acknowledging the difficult and very admirable work of the policing review commission and the thrust of its recommendations, he thinks it's premature to make decisions such as where the newly-proposed department is to be housed. He said he doesn't know the practical or legal ramifications of vesting the new responsibilities within the health department's jurisdiction. If they are going to do this and get it right, they need to hear more from voices such as the BOH, dispatch, police, fire rescue and community partners such as social service organizations and the Cooley Dickinson Hospital. He supports the work of the policing review commission and the idea of police reform but is going to abstain from this resolution because he does not think they know enough to call upon the mayor to adopt some of these specific proposals. Before proceeding with things like unarmed responses to traffic calls, they need to know what things at the state or federal level might hinder them going forward.

Councilor Foster thanked sponsors for bringing this forward and their spirit of enabling a fuller discussion. If sponsors are amenable, she said she would like to propose two friendly amendments.

Councilor Foster made a motion that 1) the paragraph that says that the department be funded by at least \$882,602 instead say that the department be "funded with a meaningful investment" and 2) in the second paragraph from the bottom, instead of saying that the Department of Community Care be situated under the board of health, saying that the department be housed outside of the police department

Councilor Dwight seconded with a friendly amendment to add the words '*that would assure viability*' to 'meaningful investment.'

Councilor Jarrett expressed his understanding that if the council had not cut the police budget last year, a level-services budget would have continued this fiscal year and likely been proposed for next year (FY2022). In considering funding public safety, they are asking for an amount equal to what the mayor proposed last year with an increase to provide for level services. He understands the math and the fiscal stability fund, but, ultimately, the mayor proposed to fund

public safety in a certain way and they are asking for a similar amount this year for all the public safety departments, including the new one. He thinks that number is there because it's about the equality of funding public safety.

The motion to amend passed 8:0 by roll call vote with one abstention (Councilor Thorpe).

Councilor Nash proposed a motion to include the other 13 recommendations as enumerated in the report's Table of Contents in the 3rd 'Whereas' clause. Councilor Quinlan seconded.

Councilor Maire said she would like to recognize NPRC member Javier Luengo-Garrido. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote.

Mr. Luengo encouraged them to also hear from Dan Cannity, as he was one of main drafters of the report. The list Councilor Nash mentioned is a description of how the department should run and the different characteristics it should have, he clarified. The main point of the recommendation is creation of the department as described.

He referred to a letter sent to councilors and the mayor after the presentation to address what they felt was confusion and unintended misrepresentation of the recommendation. The most important recommendation of the commission is creation of a department that is accountable to the population served, he stressed. 90% of what Councilor Nash read are characteristics of the department, how it is formed.

Councilor Maire moved to recognize Dan Cannity. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote.

As a commission, they tried to make sure that the report wasn't super formulaic in saying exactly how all of these things should be done; they wanted to leave that to the legislative and executive branches where those powers reside, Chair Cannity added. In making their recommendations, the idea was that the primary recommendations were the immediate things to do. The very first recommendation is creation of a Department of Community Care because without that they can't necessarily address all the other things in meaningful and substantial ways that are separate from the models of policing that exist now. They are really public health intervention models which made it seem appropriate that they be under the BOH. The idea is that once they have a department, it can start to adopt some of those initial recommendations, start to train or hire peer responders, etc. That was the key part. The other things come as the department is established and starts taking on those prescribed roles. It's not necessarily a prescribed formula but there is somewhat of an order of operation.

Councilor Dwight asked if Cannity could itemize the structurally important features of the department so they could fold them into the broader endorsement of the department's creation.

The department would house trained peer responders outside of the police department who have lived experience dealing with homelessness, mental health issues and substance use and the ability to meet someone where they are in their path to recovery, Cannity related. In looking at other models for detail work, the ultimate goal of the report is to reduce the footprint of the police, that is, to reduce their public contact because that's what reduces the likelihood of extrajudicial killings and racist attacks of policing on marginalized communities. No one has a good solution other than reducing the footprint of police in certain areas. But in reducing the police force, it's important to create support systems to continue responding to those issues, and that's what the DCC is supposed to house. If you just cut without that support, it is going to cause problems.

Other things such as creating a strategic plan and establishing safe staffing levels are sort of secondary.

Councilor Dwight suggested enfolding the recommendations specific to the DCC. The emphasis and most critical intent was to establish the department, and, if he's reading the temperature of the room, no one has any difficulty supporting and endorsing that.

After some discussion, Councilor Nash agreed that, rather than trying to draft something on the fly, he would withdraw his motion and submit language for an amendment at the next council

meeting. With regard to the request for a second reading, Councilor Dwight voiced his opinion that, as the resolution is principally directed to the Mayor, this is not necessary since the Mayor has grasped their intent by the tone of their discussion. The idea is to entreat the mayor to proceed with all due urgency and deliberation toward presenting in his budget something that shows commitment to these recommendations. "I think he got that message," he avowed.

Councilor Foster said she wanted to take a vote tonight on 1st reading. She wouldn't want to leave tonight's meeting without having taken at least one vote on it. Councilor Quinlan agreed.

Councilor Sciarra said she is deeply grateful to the commission for its tremendous work and for this resolution that recognizes it. She has had the real privilege of having had the opportunity quite a few times in the last few weeks to express her full support for the creation of a department of care in a number of venues. She is glad everyone can have this opportunity to express their full support for it. It's extremely important to build this new response system and department well and in a way that endures and allows for evolution. It will need a strong and stable foundation which she commits to, so she appreciates the amendments made tonight that express that. She knows the budgetary aspects of it are complicated but it is important for them to understand because that's their job, she added. It's important going into budget deliberations to understand the cuts they made last year and to recognize that it was a budget in crisis and that it's been a year of deficit and crisis.

Councilor Dwight called the question.

The motion passed 8:0 by roll call vote with Councilor Thorpe abstaining.

See minutes of May 20, 2021 for second reading.

<p><u>Presentations</u></p>	<p><u>Presentations</u> None.</p>
<p><u>Recess</u></p>	<p><u>Recess</u> The City Council took a brief recess at 12:16 a.m. The City Council reconvened at 12:21 a.m.</p>
<p><u>Consent Agenda</u></p>	<p><u>Consent Agenda</u> Ms. Krutzler asked if the minutes of April 1st could be removed from the consent agenda since they were not yet ready for acceptance.</p> <p>Councilor Sciarra reviewed the remaining items on the consent agenda, offering to remove other items for separate discussion upon request. Councilor Quinlan requested removal of the appointment of Earle "Chip" Parsons of Hadley to the Agricultural Commission, and Councilor Foster requested removal of the appointment of Dylan Gaffney to the Historical Commission.</p> <p>Councilor Dwight moved to approve the consent agenda minus the removals. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote. The following items were approved as part of the consent agenda:</p> <p>A. <u>Approve 21.197 National Grid/Verizon Petition for Installation of Underground Conduit on Damon Road (Petition#23303524)</u></p> <p>B. <u>21.260 Petition for Second Hand Dealer License - Cancer Connection</u> Renewal License for: Cancer Connection, 375 South Street Applicant: Christine Quinn</p> <p>C. <u>21.262 Application for Business Owner's Permit - Jeffrey D. Miller, Cosmic Cab Co.</u> Renewal License for: Jeffrey D. Miller, Cosmic Cab Co. Business Address: 160 Main Street, #8</p> <p>D. <u>21.263 Applications for Seven (7) Taxicab Licenses, Jeffrey Miller - Cosmic Cab Company</u> Renewal Licenses for Taxi Cabs for the following vehicles:</p>

- 2008 Dodge Grand Caravan - Gray
- 2005 Dodge Magnum - Gray
- 2008 Dodge Grand Caravan - Brown
- 2010 Dodge Grand Caravan - Gray
- 2009 Dodge Grand Caravan - Blue
- 2008 Dodge Grand Caravan - Black
- 2007 Chevrolet Suburban – Brown

E. 21.268 Reappointments to Various Committees - for referral to City Services Committee

Agricultural Commission

John J. Bobala, 25 Old Ferry Road, Northampton

Term: July 2021-June 2024

Reappointment

Richard E. Jaescke, 774 Bridge Road, Northampton

Term: July 2021-June 2024

Reappointment

Robert Vollinger, 460 North Farms Road, Florence

Term: July 2021-June 2023

Reappointment

Central Business Architecture Committee

Joseph Blumenthal, 39 Chapel St., Northampton

Term: July 2021-June 2024

Reappointment

Urban Forestry Commission

Susan Lofthouse, 15 Stoddard Street, Northampton

Term: July 2021-June 2024

Reappointment

Council on Aging

Robert Dionne, 87 Vernon Street, Northampton

Term: July 2021-June 2024

Reappointment

Jeanne Hoose, 36 South Park Terrace, Northampton

Term: July 2021-June 2024

Reappointment

Historical Commission

Barbara Blumenthal, 39 Chapel Street, Northampton

Term: July 2021-June 2024

Reappointment

Housing Partnership

Julio Alves, 35 Fort Hill Terrace, Northampton

Term: July 2021- June 2024

Reappointment

James Reis, 108 Coles Meadow Road, Northampton

Term: July 2021-June 2024

Reappointment

Parks and Recreation Commission

Julia Chevan, 8 Cosmian Avenue, Florence

Term: July 2020-June 2023

Reappointment

Planning Board

George Kohout, Full Member, 234 State Street, Northampton

Term: July 2021-June 2024

Reappointment

Zoning Board of Appeals

Maureen Scanlon, 197 Nonotuck Street, Florence

Term: July 2021-June 2024

Reappointment

F. **21.269 Applications for Annual Sunday and Weekday Bowling Licenses - Northampton Bowl**

Renewal Licenses for Weekday and Sunday Bowling:

Northampton Bowl, 525 Pleasant Street

Applicant: J. Michael Corley

REMOVALS:
Agricultural Commission

Earle “Chip” Parsons, 137 Mill Valley Road, Hadley

Term: July 2021-June 2023

Reappointment

Councilor Dwight moved to refer the appointment of Earle “Chip” Parsons to the Agricultural Commission. Councilor Nash seconded.

Councilor Quinlan said he wondered about this appointment because Mr. Parson’s address is in Hadley.

Mayor Narkewicz explained that the city is allowed to have nonresidents on the Agricultural Commission provided that they own or manage farmland in the city. Chip has significant farmland in the city, so he is serving on that basis.

The motion passed unanimously 9:0 by roll call vote.

Historical Commission

	<p>Dylan Gaffney, 23 Marshall Street, Northampton</p> <p>Term: July 2019-June 2022</p> <p><i>Reappointment</i></p> <p>Councilor Dwight moved to refer the appointment of Dylan Gaffney to the Historical Commission. Councilor LaBarge seconded.</p> <p>Councilor Foster asked about the term of the appointment, since the other appointments began July 1, 2021.</p> <p>It's not uncommon for someone's reappointment to get delayed in being submitted, Mayor Narkewicz noted. The rule is that if the reappointment is pending, members continue to serve. He'd have to check with Court but it wouldn't be the first time someone was appointed retroactively. He will come back with a correction if needed.</p> <p>The motion passed unanimously 9:0 by roll call vote.</p>
<p><u>Recess for Committee on Finance Meeting</u></p>	<p>At 12:34 p.m., the City Council recessed for the Committee on Finance. The Committee on Finance adjourned at 12:47 p.m.</p> <p>The City Council reconvened at 12:47 p.m.</p>
<p><u>Financial Orders (on 1st reading pending Finance)</u> <u>21.264 An Order for FY2021 Budget Transfers - 1st reading</u> <u>21.265 An Order Authorizing Acquisition and Establishment of a Municipal Light Plant - 1st reading</u></p>	<p><u>Financial Orders (on 1st reading pending Finance review)</u> <u>21.264 An Order for FY2021 Budget Transfers - 1st reading</u> Councilor Dwight moved to approve the order in first reading. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote.</p> <p>Councilor Dwight moved to suspend rules to allow a second reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.</p> <p>Councilor LaBarge moved to approve the order in second reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote.</p> <p><u>The following order passed two readings:</u></p>

City of Northampton
MASSACHUSETTS

In City Council May 6, 2021

Upon recommendation of the Mayor

21.264 An Order for FY2021 Budget Transfers

Ordered, that

The following budgetary transfers be made:

Department		Description	Org	Object	Transfer From:	Transfer To:
DPW Forestry, Parks and Cemeteries	PS	Permanent Salaries	14921	511000	\$ (40,000)	
DPW Forestry, Parks and Cemeteries	OOM	Grounds Equipment	14923	571001		\$ 40,000
Fire Rescue	PS	Permanent Salaries	12201	511000	\$ (46,000)	
Fire Rescue	OM	Equipment Replacement	12202	587000		\$ 46,000
Employee Benefits	PS	Medical Insurance	19141	519400	\$(132,456)	
Other Employee Benefits	PS	Medicare	19191	517001	\$ (26,588)	
Unemployment	PS	Unemployment Compensation	19131	519300	\$ (23,668)	
Health	PS	Salaries Permanent	15111	511000	\$ (29,744)	
Assessors	PS	Permanent Salaries	11411	511000	\$ (8,004)	
Mayor	PS	Overtime	11211	513000		\$ 1,475
Mayor	PS	Permanent Salaries	11211	511000		\$ 14,000
Planning and Sustainability	PS	Overtime	11751	513000		\$ 7,995
Building Inspections	PS	Overtime	12411	513000		\$ 13,750
Building Inspections	PS	Salaries Tech/Prof	12411	512000		\$ 16,997
DPW Administration	PS	Permanent Salaries	14211	511000		\$ 3,608
DPW Snow and Ice	PS	Overtime	14231	513000		\$ 45,651
DPW Snow and Ice	OM	Vehicular Supplies	14232	548000		\$ 37,553
DPW Snow and Ice	OM	Snow Removal Supplies	14232	553020		\$ 79,431
Assessors	PS	Permanent Salaries	11411	511000	\$ (26,500)	
Assessors	OM	Property Revaluation Services	11412	530014		\$ 26,500
Total Budgetary Transfers:					\$(332,960)	\$ 332,960

Rules suspended, passed two readings and enrolled.

21.265 An Order Authorizing Acquisition and Establishment of a Municipal Light Plant - 1st reading

Councilor LaBarge moved to approve the order in first reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote.

See minutes of May 20, 2021 for second reading.

Financial Orders (in 2nd reading)

Financial Orders (in 2nd reading)

21.244 An Order to Acquire and Amend Easements at the Mill River Greenway-Smith College - 2nd reading

21.248 An Order to Appropriate CPA Funds for Historic Northampton Collections Storage - 2nd reading

21.249 An Order to Appropriate \$120,000 in CPA Funds Toward Habitat Housing on Burts Pit Road - 2nd reading

21.250 An Order to Appropriate \$14,500 in CPA Funds to Lilly Library Stair Repair Project - 2nd reading

21.251 An Order to Appropriate \$70,000 in CPA Funds for Historic Preservation Plan - 2nd reading

21.252 An Order to Appropriate \$21,250 in CPA Funds for Damon House/Shepherd Barn Project - 2nd reading

21.253 An Order to Appropriate \$60,000 in CPA Funds for Mill River Greenway Beach Project - 2nd reading

21.254 An Order to Appropriate \$50,000 in CPA Funds to the Affordable Housing Fund - 2nd reading

21.255 An Order Authorizing Acquisition of a Parcel of Land on the Southeasterly Side of Brierwood Drive - 2nd reading

21.256 An Order Authorizing Waiver of Right of First Refusal for 2.93 Acres off Kennedy Road - 2nd reading

Councilor Dwight moved to approve the orders in second reading (21.244, 21.248, 21.249, 21.250, 21.251, 21.252, 21.253, 21.254, 21.255 and 21.256) as a group. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

The following orders passed two readings:

21.244 Order to Acquire and Amend Easements at the Mill River Greenway-Smith College - 2nd reading

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

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

21.244 An Order to Acquire and Amend Easements at the Mill River Greenway-Smith College

Ordered, that

- WHEREAS, The **Open Space and Recreation Plan: 2018-2025** recommends expanding public access along the Mill River as part of the **Mill River Greenway** and the **Climate Resilience and Regeneration Plan (2021)** recommends moving to renewable energy and electrification of thermal loads;
- WHEREAS, The Trustees of the Smith College granted the City an **Open Space Restriction and Public Right of Way Easement** recorded at Hampshire Registry of Deeds at Book 5900, Page 26 (3/14/2000) and Book 5898, Page 39 (3/9/2000);
- WHEREAS, The City of Northampton would like to revise this restriction to be a formal conservation restriction in accordance with MGL Chapter 184, Section 31;
- WHEREAS, Smith College would reserve the right to use area within 200 feet of the gravel road shown on a plan entitled "*Boundary Survey of Land of the Commonwealth of Massachusetts, formerly the Northampton State Hospital, Northampton, Massachusetts*" dated December 17, 1996 and recorded at Hampshire Registry of Deeds (Plan Book 183, Page 3, Sheet 3) for any parking uses. This area is currently allowed for parking for recreation uses and expanding to non-recreation uses will have no adverse impact on the conservation values;
- WHEREAS, Smith College would reserve the right for underground piping and heat exchange for ground sourced heat pumps on the premises so that, other than during construction, reconstruction, and repair activities, the facilities will not be visible above grade. This use is consistent with the City's *Climate Resilience and Regeneration Plan* and will have no adverse impact on conservation values;
- WHEREAS, Smith College is prepared to simultaneously expand the existing easement "to allow the public to pass and repass on foot trails for the purpose of fishing, hiking, winter sports..." to include all trails within 100 feet of the Mill River, on the northeasterly side of the Mill River, northerly and westerly of the Smith College crew house, and westerly of College Lane on the Smith College campus;

WHEREAS, The amendments of the open space restriction requires approval of the Massachusetts General Court under Article 97 of the Amendments to the State Constitution.

Ordered, that

The Mayor and the Conservation Commission is authorized to amend the existing ***Open Space Restriction and Public Right of Way Easement*** to expand the uses of existing parking areas, allow underground piping for ground source heat pumps, and accept the new expanded easement;

Further, the City requests and petitions that our legislative delegation file legislation substantially as follows:

An Act authorizing the City of Northampton to amend a certain conservation easement.
Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. Notwithstanding any general or special law to the contrary, the city of Northampton, acting by and through its mayor and conservation commission, may amend the Open Space Restriction and Public Right of Way Easement recorded at Hampshire Registry of Deeds at Book 5900, Page 26 and Book 5898, Page 39 to allow any parking within 200 feet of the gravel road shown on a plan entitled "Boundary Survey of Land of the Commonwealth of Massachusetts, formerly the Northampton State Hospital, Northampton, Massachusetts" dated December 17, 1996 and recorded at Hampshire Registry of Deeds at Plan Book 183, Page 3, Sheet 3 and allow underground piping and heat exchange for ground source heat pumps and to record the new restriction as a conservation restriction under the authority of MGL Chapter 184, Section 31.

SECTION 2. As a condition and in consideration for the amendment to the easement as provided in section 1 of this act, and at the same time as such release, the city of Northampton, acting by and through its conservation commission, shall accept an expanded public right-of-way easement to allow the public to pass and repass on foot trails for the purpose of fishing, hiking, winter sports on all trails within 100 feet of the Mill River on the northerly side of the river, northerly and westerly of the Smith College crew house, and westerly of College Lane on the Smith College campus, Northampton.

Passed two readings and enrolled.

21.248 Order to
Appropriate CPA
Funds for Historic
Northampton
Collections
Storage – 2nd
reading

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of the Community Preservation Committee
21.248 An Order to Appropriate CPA Funds for Historic Northampton Collections Storage

Ordered, that

WHEREAS, Historic Northampton, Inc. submitted a Small Grants application for Community Preservation Act funding to purchase appropriate collections storage for its ephemera, photograph and research collections;

WHEREAS, the collections yield important information about Northampton’s history, and are frequently accessed for research by community members, businesses, and nonprofits;

WHEREAS, improved collections storage was a critical recommendation of the Massachusetts State Historic Records Board, and will protect these resources for the future;

WHEREAS, on February 17, 2021 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. for purchase and installation of new collections storage. 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).

Passed two readings and enrolled.

21.249 Order to
Appropriate
\$120,000 in CPA
Funds Toward
Habitat Housing
on Burts Pit Road
– 2nd reading

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of the Community Preservation Committee

21.249 An Order to Appropriate \$120,000 in CPA Funds Toward Habitat Housing on Burts Pit Road

Ordered, that

WHEREAS, Pioneer Valley Habitat for Humanity submitted an application for Community Preservation Act funding for creation of three energy efficient affordable homes on Burts Pit Road;

WHEREAS, Habitat for Humanity has an excellent record of creating housing throughout the Pioneer Valley and beyond;

WHEREAS, the project has wide community support, leverages funding from many other sources, and utilizes volunteer labor;

WHEREAS, the homes will be permanently restricted to individuals and families earning 60% of area median income or below;

WHEREAS, on April 7, 2021, the Northampton Community Preservation Committee voted unanimously to recommend that \$120,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$120,000 be appropriated from Community Preservation Act funding to Pioneer Valley Habitat for Humanity for the Broughton’s Meadow Small Home Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$39,525 is appropriated from the CPA Budgeted Reserve (account #2344930-359930, and is \$80,475 allocated from the CPA Affordable Housing Reserve (account #2344930-359933)

Passed two readings and enrolled.

21.250 Order to
Appropriate
\$14,500 in CPA
Funds to Lilly
Library Stair
Repair Project –
2nd reading

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of the Community Preservation Committee

21.250 An Order to Appropriate \$14,500 in CPA Funds to Lilly Library Stair Repair Project

Ordered, that

WHEREAS, Lilly Library, submitted a CPA application for Community Preservation Act funding to conduct critical structural repairs to the historic entrance to the Library;

WHEREAS, all work will be consistent with the Secretary of the Interior Standards for the Treatment of Historic Properties;

WHEREAS, Lilly Library is an institution that has been an essential component of the Florence community for over 130 years, and this project will maintain the historic nature while ensuring continued functionality of the building;

WHEREAS, on April 7, 2021 the Northampton Community Preservation Committee, voted unanimously to recommend that \$14,500 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$14,500 be appropriated from Community Preservation Act funding to Lilly Library for the Stair Repair project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council. Specifically, \$14,500 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932).

Passed two readings and enrolled.

21.251 Order to
Appropriate
\$70,000 in CPA
Funds for Historic
Preservation Plan

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of the Community Preservation Committee
21.251 An Order to Appropriate \$70,000 in CPA Funds for Historic Preservation Plan

Ordered, that

WHEREAS, the Office of Planning and Sustainability submitted an application for Community Preservation Act funding for creation of a Historic Preservation Plan to identify historic and cultural resources, assess current status, recognize issues and opportunities to help ensure that those resources are protected;

WHEREAS, through a collaborative community process and analysis of resource data and community values, the Plan will develop a vision, goal, priorities, and toolbox for preservation of priority historic and cultural resources and will become a component of the City's Sustainable Northampton Comprehensive Plan;

WHEREAS, on April 7, 2021, the Northampton Community Preservation Committee, voted unanimously to recommend that \$70,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$70,000 be appropriated from Community Preservation Act funding to the Historic Preservation Plan. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$5,891 is allocated from the CPA Historic Preservation Reserve (account #2344930-359932), and \$64,109 is allocated from the CPA Budgeted Reserve (account #2344930-359930).

Passed two readings and enrolled.

21.252 Order to
Appropriate
\$21,250 in CPA
Funds for Damon
House/Shepherd
Barn Project

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of the Community Preservation Committee
21.252 An Order to Appropriate \$21,250 for Damon House/Shepherd Barn Project

Ordered, that

WHEREAS, Historic Northampton, Inc. submitted a CPA application for Community Preservation Act funding for restoration of the Damon House roofline balustrade, and for a structural analysis of the Shepherd Barn;

WHEREAS, all work will be consistent with the Secretary of the Interior's Standards for the Treatment of Historic Properties;

WHEREAS, CPA funds will be used to help secure an important historic resource that is valued by the community and the region, on which the City holds a permanent preservation restriction, and will expand Historic Northampton's public programming opportunities;

WHEREAS, on April 7, 2021 the Northampton Community Preservation Committee, voted unanimously to recommend that \$21,250 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$21,250 be appropriated from Community Preservation Act funding to Historic Northampton, Inc. for the Shepherd/Damon project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$21,250 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932).

Passed two readings and enrolled.

21.253 Order to
Appropriate
\$60,000 in CPA
Funds for Mill
River Greenway
Beach Project

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of the Community Preservation Committee

21.253 An Order to Appropriate \$60,000 in CPA Funds for Mill River Greenway Beach Project

Ordered, that

WHEREAS, the Northampton Conservation Commission and Office of Planning & Sustainability submitted a CPA application to acquire a 3.3 acre parcel along the Mill River in Leeds abutting the existing Mill River Greenway which includes recreational opportunities for all seasons;

WHEREAS, subject to the City successfully negotiating a conservation restriction which contains an adequate private party maintenance agreement;

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, Northampton Community Preservation Plan, and Open Space, Recreation and Multi-use Trail Plan to protect open space, and provide recreational opportunities;

WHEREAS, on April 7, 2021, the Northampton Community Preservation Committee voted unanimously to recommend that \$60,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$60,000 be appropriated from Community Preservation Act funding to the Northampton Conservation Commission and Office of Planning and Sustainability for the Mill River Greenway Beach acquisition Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$60,000 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

Passed two readings and enrolled.

21.254 Order to
Appropriate
\$50,000 in CPA
Funds to the
Affordable
Housing Fund

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of the Community Preservation Committee
21.254 An Order to Appropriate \$50,000 in CPA Funds to the Affordable Housing Fund

Ordered, that

WHEREAS, the Office of Planning and Sustainability submitted an application for Community Preservation Act funding for the Affordable Housing Fund;

WHEREAS, the fund will be used for due diligence and soft costs for predevelopment work necessary for new affordable housing opportunities that the City creates, and for which no other funds are readily available, and will help to leverage future funding opportunities from other sources;

WHEREAS, this fund will result in new affordable housing opportunities in Northampton, meets the goals of the Housing Needs Assessment and Strategic Plan, and will help to address impediments to fair housing identified in the Fair Housing Assessment;

WHEREAS, on April 7, 2021, the Northampton Community Preservation Committee, voted unanimously to recommend that \$50,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$50,000 be appropriated from Community Preservation Act funding to the Affordable Housing Fund. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$50,000 is allocated from the CPA Affordable Housing Reserve (account #2344930-359933)

Passed two readings and enrolled.

21.255 Order
Authorizing
Acquisition of a
Parcel of Land on
the Southeasterly
Side of Brierwood
Drive - 2nd
reading

City of Northampton

MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of Mayor David J. Narkewicz and Department of Planning and Sustainability

**21.255 AN ORDER AUTHORIZING ACQUISITION OF A PARCEL OF LAND
ON THE SOUTHEASTERLY SIDE OF BRIERWOOD DRIVE**

WHEREAS, the parcel subject to this Order is located on the southeasterly side of Brierwood Drive and is shown on a plan of land entitled "Plan of Lots in Northampton, Mass. Owned by Edbert Homes, Inc.," dated July 12, 1965, and recorded in Hampshire Registry of Deeds in Plan Book 67, Pages 94-95, ("the Plan") being the southernly one-third of lot 31-A on the Plan ("the Parcel"); and

WHEREAS, the Parcel excludes that portion of lot 31-A that is shown on the plan entitled "Plan of Lots in Northampton, Mass. Owned by Edbert Homes, Inc.," dated April 1964, and recorded in the Hampshire Registry of Deeds in Plan Book 65, Page 56A, also shown thereon as lot 31-A; and

WHEREAS, the Parcel abuts the property of the R.K. Finn Ryan Road Elementary School; and

WHEREAS, the owner of the Parcel, Edbert Homes, Inc., was involuntarily dissolved by order of the Secretary of the Commonwealth in 1979; and

WHEREAS, the Parcel is subject to an existing tax lien for unpaid taxes that exceed the value of the Parcel; and

WHEREAS, the Parcel contains the layout of a City sewer line; and

WHEREAS, the Parcel would enhance access to the abutting school property from the neighborhood shown on the Plan.

NOW, THEREFORE BE IT ORDERED,

The City Council hereby authorizes the acquisition by purchase, gift, eminent domain, or otherwise of the Parcel described above for access to and egress from the land of the R.K. Finn Ryan Road Elementary School.

As damages for the taking, the City Council hereby awards Three Thousand One Hundred Dollars (\$3,100.00) which shall be applied to the outstanding balance on taxes due and owing on the Parcel.

Passed two readings and enrolled.

21.256 An Order Authorizing Waiver of Right of First Refusal for 2.93 Acres off Kennedy Road - 2nd reading

City of Northampton
MASSACHUSETTS

In City Council, April 15, 2021

Upon the recommendation of Mayor David J. Narkewicz and Department of Public Works

21.256 An Order Waiving Right of First Refusal Regarding 2.93 Acres Off of Kennedy Road and Releasing Tax Lien

WHEREAS, a certain parcel of land off of Kennedy Road, Leeds, Massachusetts consisting of 2.93 acres, more or less, has been tax classified as agricultural land pursuant to M.G.L. c. 61A (“the Parcel”) and is subject to a lien recorded in the Hampshire Registry of Deeds in Book 2413, Page 775; and

WHEREAS, title to the Parcel is held by Robert A. Borowski and Anne M. Borowski pursuant to a deed recorded in the Hampshire Registry of Deeds in Book 7156, page 275; and

WHEREAS, the conveyance of a property held and taxed pursuant to c. 61A gives rise to a first option to purchase that may be exercised by the City to purchase such property; and

WHEREAS, the Parcel is under a purchase and sale agreement for conveyance to abutting property owners Sheryl Fappiano and Michael Henderson of 141 Kennedy Road, Leeds, Massachusetts; and

WHEREAS, the Department of Planning and Sustainability has advised that the City not exercise its right of first refusal.

Ordered, that

The City Council hereby waives the first option to purchase the Parcel, consisting of 2.93 acres, more or less, off Kennedy Road, Leeds, Massachusetts, and releases the lien thereon as set forth in the Hampshire Registry of Deeds in Book 2413, Page 775. The City Council authorizes the Mayor to execute all instruments reasonably necessary to effectuate this Order.

Passed two readings and enrolled.

ORDINANCES (NOT YET REFERRED)

ORDINANCES (NOT YET REFERRED)
None.

ORDINANCES

ORDINANCES
21.198 An Ordinance Relative to a Stop Sign on Scanlon Avenue - 2nd reading
21.199 An Ordinance Relative to Stop Signs on Cross Street - 2nd reading
21.213 An Ordinance Relative to Parking on Pine Street - 2nd reading
21.214 An Ordinance Relative to Stop Signs on Maple Street, Mann Terrace and Pine Street - 2nd reading
21.215 An Ordinance Relative to Turning Restriction on Mann Terrace - 2nd reading
21.216 An Ordinance Relative to One-Way Street on Mann Terrace - 2nd reading
 Councilor Dwight moved to approve 21.198, 21.199, 21.213, 21.214, 21.215 and 21.216 as a group in second reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

The following ordinances passed two readings:

21.198 Ordinance
Relative to a Stop
Sign on Scanlon
Avenue - 2nd
reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One
Upon the Recommendation of the Transportation and Parking Commission

**21.198
AN ORDINANCE**

**RELATIVE TO A STOP SIGN ON
SCANLON AVENUE**

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:

1 SECTION 1
2
3 *That the § 312-113 of the Code of Ordinances be amended as follows:*
4
5 § 312-113 Schedule XII: Stop and Yield Intersections.
6

Location	Direction of Travel	At the Intersection of
<u>Scanlon Avenue</u>	<u>West</u>	<u>Florence Road</u>

7
8

Passed two readings, ordained and enrolled.

21.199 Ordinance
Relative to Stop
Signs on Cross
Street - 2nd
reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One
Upon the Recommendation of the Transportation and Parking Commission

**21.199
AN ORDINANCE**

**RELATIVE TO STOP SIGNS ON
CROSS 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:

1 SECTION 1
2
3 *That the § 312-113 of the Code of Ordinances be amended as follows:*
4
5 § 312-113 Schedule XII: Stop and Yield Intersections.
6

Location	Direction of Travel	At the Intersection of
<u>Cross Street</u>	<u>West</u>	<u>Florence Road</u>
<u>Cross Street</u>	<u>East</u>	<u>Bliss Street</u>

7
8

Passed two readings, ordained and enrolled.

21.213 Ordinance
Relative to Parking
on Pine Street -
2nd reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One
Upon the Recommendation of Mayor David J. Narkewicz and the Department of Public Works

**21.213
AN ORDINANCE**

**RELATIVE TO PARKING ON
PINE 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 § 312-102 of the Code of Ordinances be amended as follows:

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

Location	Side	From	To
Pine Street [Added 8-15-1985]	North-wes- terly	Chestnut Street	Point 210 feet north- westerly from Chestnut Street South Main Street

Passed two readings, ordained and enrolled.

21.214 Ordinance
Relative to Stop
Signs on Maple
Street, Mann
Terrace and Pine
Street - 2nd
reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One
Upon the Recommendation of Mayor David J. Narkewicz and the Department of Public Works

**21.214
AN ORDINANCE**

**RELATIVE TO STOP SIGNS ON
MAPLE STREET, MANN TERRACE, AND PINE 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 § 312-113 of the Code of Ordinances be amended as follows:

§ 312-113 Schedule XII: Stop and Yield Intersections.

A. Isolated stop signs. Stop intersections are established at the following locations:

Location	Direction of Travel	At the Intersection of
<u>Pine Street</u>	<u>East</u>	<u>Maple Street</u>
<u>Pine Street</u>	<u>West</u>	<u>Maple Street</u>
<u>Mann Terrace</u>	<u>North</u>	<u>Pine Street</u>

D. Multiway stop signs. Multiway stop intersections are established at the following locations:

Name of Street	Direction of Travel	Intersection
<u>Pine Street</u>	<u>East/West</u>	<u>Maple Street</u>
<u>Maple Street</u>	<u>North/South</u>	<u>Pine Street</u>

Passed two readings, ordained and enrolled.

21.215 Ordinance
Relative to
Turning
Restriction on
Mann Terrace -
2nd reading

CITY OF NORTHAMPTON
MASSACHUSETTS

In the Year Two Thousand and Twenty-One
 Upon the Recommendation of Mayor David J. Narkewicz and the Department of Public Works

21.215
AN ORDINANCE

RELATIVE TO TURNING RESTRICTION ON
MANN TERRACE

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 § 312-115 of the Code of Ordinances be amended as follows:

§ 312-115 Schedule XIV: Left Turns Prohibited.

Name of Street	Direction of Travel	Left Turn Prohibited Onto
Mann Terrace	North	Pine Street

Passed two readings, ordained and enrolled.

21.216 Ordinance
Relative to One-
Way Street on
Mann Terrace -
2nd reading

CITY OF NORTHAMPTON
MASSACHUSETTS

In the Year Two Thousand and Twenty-One
 Upon the Recommendation of Mayor David J. Narkewicz and the Department of Public Works

21.216
AN ORDINANCE

RELATIVE TO ONE-WAY STREET ON
MANN TERRACE

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 § 312-112 of the Code of Ordinances be amended as follows:

§ 312-112 Schedule XI: One-Way Streets.

Location	Direction	From	To
Mann Terrace	Northwesterly	A point 60 feet southeasterly of Pine Street	Pine Street

Passed two readings, ordained and enrolled.

New Business

New Business
 None.

<u>Information (Charter Provision 2-7) & Study Requests</u>	<u>Information (Charter Provision 2-7) and Information Study Requests</u>
<u>Motion to Adjourn</u>	Upon motion made by Councilor Dwight and seconded by Councilor Foster, the meeting was adjourned at 12:54 a.m. The motion carried unanimously 9:0 by roll call vote. Attest: _____ Administrative Assistant to the City Council



MAYOR DAVID J. NARKEWICZ

City of Northampton

Office of the Mayor

210 Main Street Room 12

Northampton, MA 01060-3199

(413) 587-1249 Fax: (413) 587-1275

mayor@northamptonma.gov

DATE: June 3, 2021

TO: City Council

FROM: Mayor David J. Narkewicz

SUBJECT: Appointments to Boards, Committees, and Commissions

Please find the attached reappointments to City Boards, Committees, and Commissions:

Energy & Sustainability

Ashley Muspratt, 15 Franklin Street, Northampton

Term: July 2021-June 2024

Reappointment

Board of Health

Cynthia Suopis, 19 Ford Crossing, Northampton

Term: July 2021-June 2024

Reappointment

Laurent Levy, 4 School Street, Northampton

Term: July 2021-June 2024

Reappointment

Transportation & Parking Commission

Diana Day, 44 Berkshire Terrace, Apt. 2, Northampton

Term: July 2021-June 2024

To fill a vacancy



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

noreply@civicplus.com <noreply@civicplus.com>

Tue, May 25, 2021 at 9:18 AM

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	Ashley
Last Name	Muspratt
Title, if applicable	<i>Field not completed.</i>
Address1	15 Franklin St
Address2	<i>Field not completed.</i>
City	Northampton
State	MA
Zip	01060-2009
Home Phone	781
Work Phone	492
Cell Phone	6946
Occupation & Place of Employment	Director of Innovation, Center for EcoTechnology
Email	murray.ash@gmail.com
Are you a Northampton resident?	Yes
Years Lived in Northampton	4
Age	40 - 49

Sex	Female
Racial / Ethnic Background	white
Boards and Committees	Energy & Sustainability Commission
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	<p>Through my work at CET I have comprehensive knowledge of Mass Save and Mass Clean Energy Center programs and incentives; expertise in energy efficiency and building electrification; have developed a whole-property decarbonization program for the Ipswich Electric Light Department; and helped develop an air source heat pump consultation program for customers of municipal light plants in Massachusetts. I also have expertise in waste management, particularly food waste and establishing commercial food waste prevention, donation, and diversion programs. All of this work is highly relevant to the goals and objectives of Northampton's Climate Resilience and Regeneration Plan.</p> <p>I hold an MS in Environmental Engineering and PhD in Energy and Resources at UC Berkeley.</p>
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	Energy & Sustainability Commission
<p>Required: Please read the following, by signing below you state that you understand and agree.</p> <p><i>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.</i></p>	
Signature	Ashley Muspratt
Date	5/25/2021



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

noreply@civicplus.com <noreply@civicplus.com>

Tue, May 18, 2021 at 8:14 PM

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	CYNTHIA
Last Name	SUOPIS
Title, if applicable	PhD
Address1	19 Ford Crossing
Address2	Field not completed.
City	Northampton
State	Massachusetts
Zip	01060
Home Phone	4136954357
Work Phone	Field not completed.
Cell Phone	4136954357
Occupation & Place of Employment	Retired. Faculty, UMASS Amherst
Email	CSUOPIS@UMASS.EDU
Are you a Northampton resident?	Yes
Years Lived in Northampton	30
Age	Field not completed.

Sex	<i>Field not completed.</i>
Racial / Ethnic Background	<i>Field not completed.</i>
Boards and Committees	Health, Board of
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	I have 17 years of healthcare administration experience and I have taught Health Communication classes at UMASS-Amherst. I am on two committees at Cooley Dickinson Hospital, the Patient and Family Advisory Council and the Patient Care Excellence Committee. I am a Board member of Grow Food Northampton.
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	Northampton

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	Cynthia Suopis
Date	5/18/2021

[Quoted text hidden]



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

noreply@civicplus.com <noreply@civicplus.com>

Tue, May 18, 2021 at 5:23 PM

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	Laurent
Last Name	Levy
Title, if applicable	Ph.D., P.E.
Address1	4 School St
Address2	<i>Field not completed.</i>
City	Northampton
State	MA
Zip	01060
Home Phone	<i>Field not completed.</i>
Work Phone	<i>Field not completed.</i>
Cell Phone	617 417 5340
Occupation & Place of Employment	Senior Technologist and Vapor Intrusion Practice Leader at the Jacobs Engineering Group
Email	levy@alum.mit.edu
Are you a Northampton resident?	Yes
Years Lived in Northampton	4.5 years
Age	40 - 49

Sex	Male
Racial / Ethnic Background	White
Boards and Committees	Health, Board of
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	I am an environmental engineer, familiar with public health and risk assessment issues. I have served on the Bord of Health for 3 years.
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	N/A

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	Laurent C. Levy
Date	5/18/2021

Email not displaying correctly? [View it in your browser.](#)



**City of
Northampton**

Mayor of Northampton Mass. <mayor@northamptonma.gov>

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

noreply@civicplus.com <noreply@civicplus.com>
To: mayor@northamptonma.gov

Fri, Mar 26, 2021 at 5:26 PM

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	Diana
Last Name	Day
Title, if applicable	<i>Field not completed.</i>
Address1	44 Berkshire Ter
Address2	Apt 2
City	Northampton
State	MA
Zip	01062
Home Phone	4802417000
Work Phone	(413) 233-9588
Cell Phone	(413) 636-2002
Occupation & Place of Employment	Attorney at Doherty, Wallace, Pillsbury & Murphy, P.C. (Springfield and Northampton)
Email	diana@dianaday.org
Are you a Northampton resident?	Yes
Years Lived in Northampton	3 mo.
Age	40 - 49
Sex	Female

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? Thank you for considering my application for the Transportation and Parking Commission. I have recently relocated to Massachusetts from Arizona, where I worked in the City Attorney's office for a large municipal government and, before that, I worked for the state government representing the Arizona Department of Transportation.

In both of my government attorney roles, I defended claims and liability lawsuits arising out of the design and construction of public streets. I also provided risk management and safety advice to my government clients. Through my work, I have gained working knowledge of the standards and practices applicable to roadway design and signage, including the AASHTO Green Book and the MUTCD. I also presented by invitation to the AzDOT District Engineers Meeting regarding safety issues involving hydrological defects in roadway surfaces.

I have a strong personal interest in multimodal transportation systems that are safe, sustainable, and accessible. I greatly enjoyed my work as an attorney handling roadway issues for state and local governments, and I would like to be involved as a citizen regarding transportation in my new community.

Are you currently serving or have you served on any city committee? No

Please list other city committees you have served on *Field not completed.*

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 Diana Day

Date

3/26/2021

Email not displaying correctly? [View it in your browser.](#)

City of Northampton

MASSACHUSETTS

In City Council, June 3, 2021

Upon the recommendation of Mayor David J. Narkewicz and the Office of Planning and Sustainability

**21.286 AN ORDER AUTHORIZING ACQUISITION OF A PARCEL OF LAND
ON THE EASTERLY SIDE OF THE MILL RIVER AND THE WESTERLY SIDE OF THE MASS CENTRAL
RAIL TRAIL IN LEEDS**

WHEREAS, the parcel subject to this Order is located on the westerly side of the MassCentral Rail Trail and the easterly side of the Mill River in Leeds and is shown on a plan of land shown as "Locus 05-072-01" on a plan entitled "PLAN OF LAND IN NORTHAMPTON, MA, HAMPSHIRE REGISTRY, PREPARED FOR THE CITY OF NORTHAMPTON," dated May 7, 2021, and recorded in the Hampshire Registry of Deeds in Plan Book 249, Page 82. ("the Parcel"); and

WHEREAS, the Open Space, Recreation, and Multiuse Trail Plan (2018-2025) calls for increased open space along the Mill River; and

WHEREAS, there has been strong support from Leeds community meetings and from the Leeds Civic Association to add the property of the Heirs of August R. Tyrrell to the Mill River Greenway, with the Leeds Civic Association agreeing to hold the required Conservation Restriction on the property and provide long term assistance cleaning up debris on the property ; and

WHEREAS, the City's on-going CPA-funded study of informal swimming areas on the Mill and the Connecticut River shows support for this project.

NOW, THEREFORE BE IT ORDERED,

The City Council hereby authorizes the acquisition by purchase, gift, eminent domain, or otherwise of the Parcel believed to be owned by the Heirs of August R. Tyrrell shown as "Locus 05-072-01" on a plan entitled "PLAN OF LAND IN NORTHAMPTON, MA, HAMPSHIRE REGISTRY, PREPARED FOR THE CITY OF NORTHAMPTON," dated May 7, 2021, and recorded in the Hampshire Registry of Deeds in Plan Book 249, Page 82, for the purposes of conservation, recreation, and open space subject to the provisions of Article 97 of the Massachusetts Constitution and in accordance with the Massachusetts Community Preservation Act, Massachusetts General Laws, Chapter 44B. The Parcel shall be in the care, custody and control of the Northampton Conservation Commission.

As damages for the taking, the City Council hereby awards Two Thousand Four Hundred Dollars (\$2,400.00).

ORDER OF TAKING

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Massachusetts General Laws Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto, does hereby take the parcel referenced below, with any and all improvements thereon, in fee absolute for and on behalf of the Inhabitants of the City of Northampton. The parcel taken hereunder shall be in the custody and control of the Northampton Conservation Commission for the purposes of conservation, recreation, and open space subject to the provisions of Article 97 of the Massachusetts Constitution and in accordance with the Massachusetts Community Preservation Act, Massachusetts General Laws, Chapter 44B.

The parcel hereby taken is shown as “Locus 05-072-01” on a plan entitled “PLAN OF LAND IN NORTHAMPTON, MA, HAMPSHIRE REGISTRY, PREPARED FOR THE CITY OF NORTHAMPTON,” dated May 7, 2021, and recorded in the Hampshire Registry of Deeds in Plan Book 249, Page 82.

The property hereby taken is supposed to be owned by the Heirs of August R. Tyrrell. See deeds recorded in the Hampshire Registry of Deeds in Book 305, Page 57. In accordance with M.G.L. Chapter 79 §6, as amended, an award of Two Thousand Four Hundred dollars (\$2,400.00) dollars is made by the City of Northampton for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in the Property and entitled to any damages by reason of the taking. The City of Northampton reserves the right to amend the award at any time prior to payment for good cause shown.

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this _____ day of June, 2021.

WITNESS TO ALL:
CITY COUNCIL, CITY OF NORTHAMPTON, MA

Gina-Louise Sciarra
AT-LARGE COUNCILOR

William H. Dwight
AT-LARGE COUNCILOR

Michael Quinlan, Jr.
WARD 1 COUNCILOR

Karen Foster
WARD 2 COUNCILOR

James Nash
WARD 3 COUNCILOR

John Thorpe
WARD 4 COUNCILOR

Alex Jarrett
WARD 5 COUNCILOR

Marianne L. LaBarge
WARD 6 COUNCILOR

Rachel Maiore
WARD 7 COUNCILOR

CERTIFICATE OF THE CLERK
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Laura Krutzler, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of a certain parcel of land located in Northampton, Hampshire County, Massachusetts, was executed on _____ June, 2021, by Gina-Louise Sciarra, William H. Dwight, Michael Quinlan, Jr., Karen Foster, James Nash, John Thorpe, Alex Jarrett, Marianne L. LaBarge, and Rachel Maoire, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this _____ day of June, 2021.

Laura Krutzler
Clerk to City Council
City of Northampton, Massachusetts

City of Northampton
MASSACHUSETTS

In City Council

June 3, 2021

Upon recommendation of the Mayor

21.289 An Order to Approve Mayors Youth Commission Gift Fund Expenditure for T-Shirts

Ordered, that

the Northampton City Council in accordance with Massachusetts General Law Chapter 44, Section 53 A (Grants and gifts; acceptance and expenditure) authorizes the expenditure of up to \$258.00 from the Mayor's Youth Commission Gift Fund (Fund 2514) to be used to purchase T-Shirts by the Youth Commission.

City of Northampton
MASSACHUSETTS

In City Council

June 3, 2021

Upon recommendation of the Mayor

21.290 An Order to Appropriate \$435,653 Free Cash to AOM Restroom Expansion and Renovation

Ordered, that

the sum of \$435,653 be appropriated from the FY2021 General Fund Undesignated Fund Balance (Free Cash) to the Academy of Music for expansion and renovation of the restroom facilities.

City of Northampton
MASSACHUSETTS

In City Council

June 3, 2021

Upon recommendation of the Mayor

21.292 An Order to Appropriate Additional \$608,500 from Various Sources for Roundhouse Parking
Lot Reconstruction

Ordered, that

\$608,500 be appropriated from the following accounts to provide additional funding for the reconstruction of the Roundhouse Parking Lot:

\$200,000	Receipts Reserved for Appropriation – Parking (Fund 2312)
\$ 26,925	Remaining funds from prior Parking Maintenance Vehicle Purchase (193030 585613)
\$381,575	Capital Stabilization (5000 340616)

City of Northampton

MASSACHUSETTS

In City Council, May 20, 2021

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

21.271 An Order to Authorize Conservation Commission to Acquire Massachusetts Audubon Society Conservation Restriction

WHEREAS, the *Open Space, Recreation, and Multi-Use Trail Plan: 2018-2025* recommends preservation of ecologically valuable land and filling gaps between protected lands within the Connecticut River Greenway; and

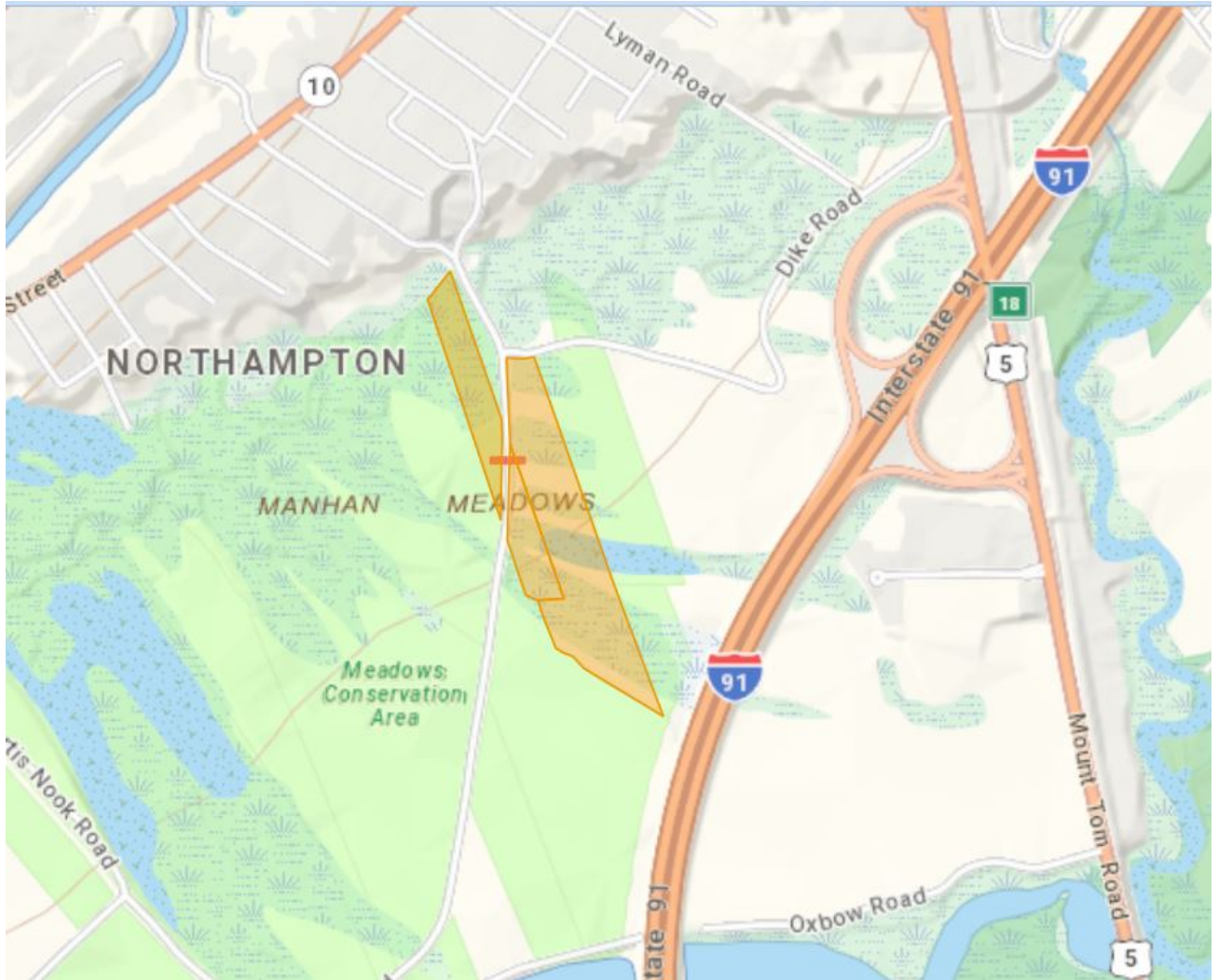
WHEREAS, the Massachusetts Audubon Society has an agreement to purchase 16.5 acres in the Meadows, adjoining land already permanently protected as part of Arcadia Wildlife Sanctuary; and

WHEREAS, in exchange for \$2,000 contribution to the purchase price, to be provided from the Community Preservation Act Conservation Fund already on-hand, the Massachusetts Audubon Society will grant the City a conservation restriction on the property; and

WHEREAS, the project will advance the City's partnership with MassAudubon to provide public access in the Meadows, create and maintain grassland bird habitat and protect ecologically valuable floodplain forest;

Ordered, that

The Conservation Commission is authorized to 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; that the City Council hereby accepts such conservation restrictions; that the Conservation Commission is authorized to accept conservation restrictions on any land so acquired, with such related restrictions and agreements as the City determines are agreeable.



**City of Northampton
MASSACHUSETTS**

In City Council, June 3 2021,

Upon the recommendation of Mayor David J. Narkewicz and the Department of Public Works

**21.278 ORDER TRANSFERRING CARE, CUSTODY AND CONTROL OF A CERTAIN
AREA OF LAND FROM SMITH VOCATIONAL AND AGRICULTURAL HIGH SCHOOL
TO THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, on May 18, 2021, the Board of Trustees of the Smith Vocational and Agricultural High School voted to declare surplus certain land in its charge on Haydenville Road for the purpose of allowing the construction of a pressure reducing valve (“PRV”) structure and appurtenances associated therewith; and

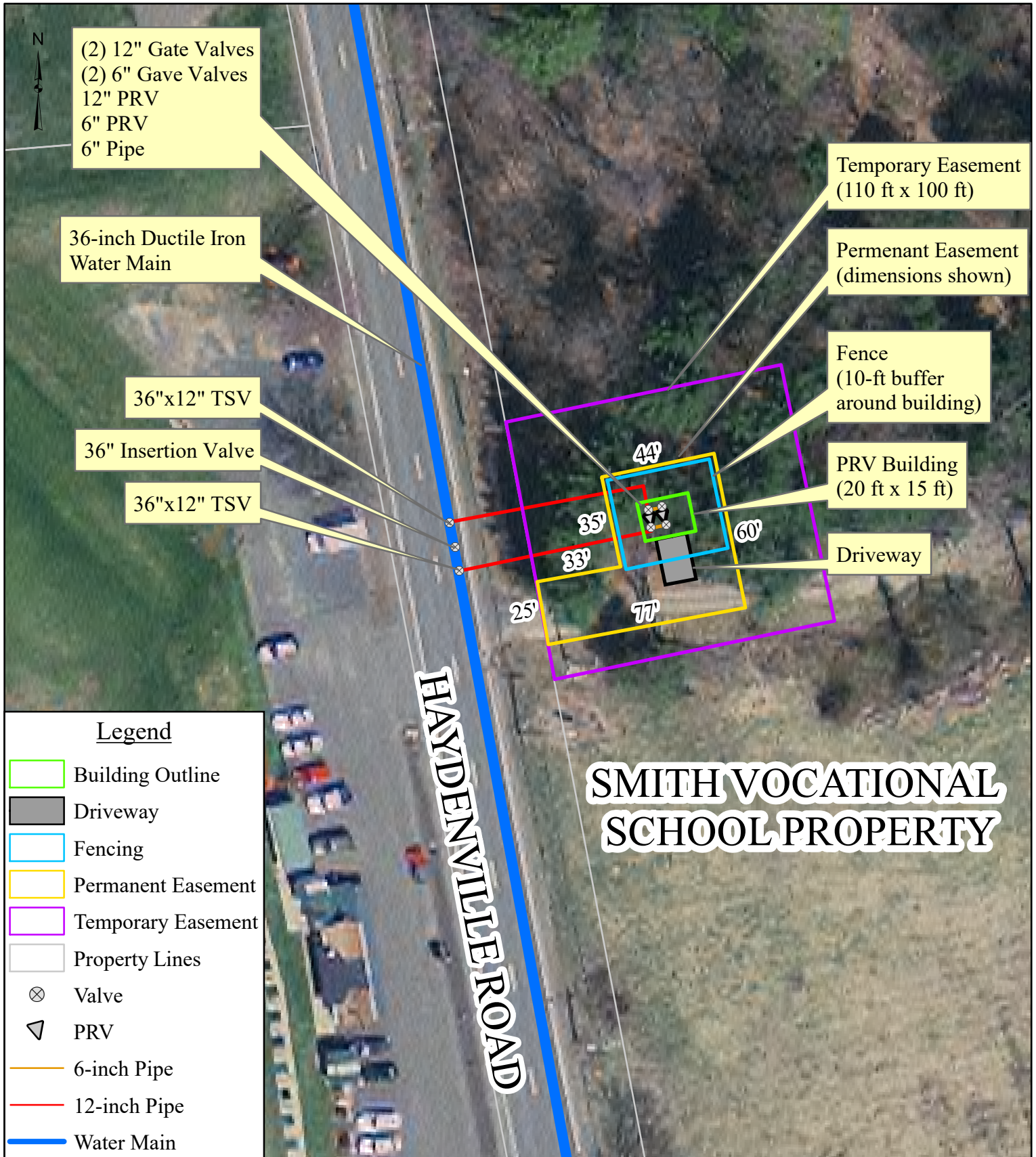
WHEREAS, the locus of the proposed PRV structure is shown on a sketch plan prepared by Tata and Howard entitled “Proposed Approximate PRV Project Easements Northampton, MA”; and

WHEREAS, pursuant to M.G.L. c 40, §15A, a city council vote by two-thirds majority is required to redesignate the care, custody, and control of city-owned land from one department to another.

NOW, THEREFORE, the Northampton City Council orders as follows.

Ordered, that

In accordance with M.G.L. c. 40, §15A, the care, custody and control of the land shown on the sketch plan prepared by Tata and Howard entitled “Proposed Approximate PRV Project Easements Northampton, MA” shall be transferred to the Department of Public Works for the purpose of constructing thereon a pressure reducing valve structure and other appurtenances, all as shown on such plan. Transfer of care, custody, and control of the “temporary easement,” so-called, as shown on the plan, shall lapse upon the close-out of the building permit therefor or one year from the date of this Order, whichever occurs sooner, without further order.



Proposed Approximate PRV Project Easements Northampton, MA

Figure No. 1

City of Northampton
MASSACHUSETTS

In City Council, June ____ . 2021,

Upon the recommendation of Mayor David J. Narkewicz

21.288 AN ORDER FURTHER AMENDING ORDER 20.062 ENTERED
ON JUNE 4, 2020, AS AMENDED BY ORDER 20.149 AND ORDER 21.211

WHEREAS, on June 4, 2020, the Northampton City Council entered Order 20.062, which suspended the effect of certain ordinances in order to facilitate the use of public property for outdoor dining in response to the COVID-19 pandemic; and

WHEREAS, Order 20.062 expired by its terms on November 15, 2020; and

WHEREAS, on November 12, 2020, the City Council extended Order 20.062 to March 31, 2021, by Order 20.149; and

WHEREAS, on March 18, 2021, the City Council further extended Order 20.062 to November 1, 2021 or 60 days after the Governor of the Commonwealth of Massachusetts rescinds the declared State of Emergency, whichever is sooner, by Order 21.211; and

WHEREAS, the Governor declared State of Emergency will be rescinded effective June 15, 2021 and, therefore, Order 20.062, as amended, will expire on August 15, 2021; and

WHEREAS, the Mayor desires to allow Order 20.062 to continue to November 1, 2021, notwithstanding the rescission of the Governor's declared state of emergency.

NOW, THEREFORE, the Northampton City Council orders as follows.

Ordered, that

Paragraph 6 of Order 20.062, as amended by Order 21.211, shall be further amended by striking the phrase "or 60 days after the Governor of the Commonwealth of Massachusetts rescinds the declared State of Emergency, whichever is sooner." All other provisions of Order 20.062, as amended, shall remain in full force and effect.

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One

Upon the Recommendation of the Transportation and Parking Commission

**21.XXX
AN ORDINANCE**

**RELATIVE TO OFF-STREET
HANDICAPPED PARKING SPACES**

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 § 312-117 of the Code of Ordinances be amended as follows:

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

B. Off-street handicapped parking spaces are established as follows:

Parking Lot	Location
<u>Connecticut River Greenway Lot</u>	<u>Two spaces on the eastern edge of the parking lot</u>

9
10