



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

Meeting Agenda
On-line Video Conference
Meeting Date: August 19, 2021
Meeting Time: 7 p.m.

The August 19, 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/>

Live public comment will be available using telephone call-in or video conferencing technology beginning at 7p.m.

INSTRUCTIONS FOR CALLING IN OR JOINING THE MEETING

Join the meeting: <https://bit.ly/3iFJJ2E>

For telephone call-in, call:

+929 436-2866 US

MEETING ID: 832 7034 9973

PARTICIPANT #: #

PASSCODE: 113435

1. Announcement that Meeting is Being Held by Remote Participation and Audio/Video Recorded

This meeting is being held by remote participation and audio/video recorded.

2. Public Comment

3. Roll Call

4. Public Hearings

- A. Announcement of Public Hearing on Administrative Order**
BY ORDER OF THE CITY COUNCIL, the Northampton City Council will hold a Public Hearing by remote participation on **Thursday, September 2, 2021 at 7:05 p.m.** Instructions for accessing the hearing may be found on the September 2, 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 consider proposed amendments to the **City of Northampton Administrative Code, Part I Administrative Organization, Section 2.04 Office of the City Clerk.**

The City Council will hear all persons who wish to be heard thereon.
The City Council meeting begins **at 7 p.m.**

Documents:

[21.317 An Administrative Order to Amend the City of Northampton Administrative Code.pdf](#)

5. Updates from Council President and Committee Chairs

6. Recognitions and One-Minute Announcements by Councilors

7. Communications and Proclamations from the Mayor

8. Resolutions

- A. 21.315 A Resolution Relative to COVID-19 Housing Security - 1st reading**

Process note: The sponsors are respectfully requesting two readings.

Documents:

[21.315 A Resolution Relative to COVID-19 Housing Security.pdf](#)

9. Presentations

10. Interim Procedure for Conducting City Council Meetings

Council discussion/decision on format of City Council meetings for remainder of 2020-2021 Council session. Consideration of options:

- Remain remote
- Return in-person (would retain option of remote participation by councilors per existing rules)
- Hybrid model

11. Consent Agenda

A. Minutes of October 8, 2020 and November 12, 2020 Special City Council Meetings (never accepted), Minutes of June 17, 2021 and July 15, 2021

Documents:

[06-17-2021_City Council Minutes.pdf](#)

[11-12-2020_City Council Minutes.pdf](#)

[10-08-2020_City Council Minutes.pdf](#)

[07-15-2021_City Council Minutes.pdf](#)

B. Amend Term of Appointment to Urban Forestry Commission

Process note: This amendment is to correct an error. Molly Hale's reappointment to the Urban Forestry Commission was approved by the City Council on June 17, 2021 with a term expiration date of 2023. The term should end June 30, 2024.

Urban Forestry Commission

Molly Hale, 96 Oak Street, Florence

Term: July 2021-June 2023~~4~~

Reappointment

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

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

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

A. 21.305 An Order to Reprogram CS Surplus Funds to CS 2005 Vehicle Replacement - 1st reading

Process note: Two readings are respectfully requested to support moving forward with these projects as quickly as possible.

Documents:

[21.305 An Order to Reprogram CS Surplus Funds to CS 2005 Vehicle Replacement.pdf](#)

B. 21.306 An Order to Appropriate Transportation Infrastructure Enhancement Funds to Hotel Bridge Improvements - 1st reading

Documents:

[21.306 An Order to Appropriate Transportation Infrastructure Enhancement Funds to Hotel Bridge Improvements.pdf](#)

C. 21.307 An Order to Reprogram \$15,000 from Safety Village Surplus to Sheldon Field Dugout Replacement - 1st reading

Process note: Two readings are respectfully requested in order to move this project forward as quickly as possible.

Documents:

[21.307 An Order to Reprogram 15,000 from Safety Village Surplus to Sheldon Field Dugout Replacement.pdf](#)

D. 21.308 An Order to Reprogram Funds for Safety Netting for Florence Recreation Fields - 1st reading

Process note: Two readings are respectfully requested to keep the project moving forward on schedule.

Documents:

[21.308 An Order to Reprogram Funds for Safety Netting for Florence Recreation Fields.pdf](#)

E. 21.309 An Order to Authorize Spending \$2,577.62 from

Equipment Firefighting Donation Account on UTV and Trailer - 1st reading

Process note: Two readings are respectfully requested to allow the Fire Chief to move forward with the purchase.

Documents:

[21.309 An Order to Authorize Spending 2,577.62 from Equipment Firefighting Donation Account on UTV and Trailer.pdf](#)

F. 21.314 An Order to Reprogram Funds for Florence Fire Station Repaving - 1st reading

Process note: Two readings are respectfully requested to allow the project to proceed in a timely manner.

Documents:

[21.314 An Order to Reprogram Funds for Florence Fire Station Repaving.pdf](#)

14. Financial Orders (on 2nd reading)

A. 21.303 An Order to Surplus City Land for Affordable and Attainable Housing at Chapel Street, Oak Street and Evergreen Road - 2nd reading

History:

- Positive recommendation, Finance Committee - 7/15/2021
- Passed 1st reading - 7/15/2021

Documents:

[21.303 An Order to Surplus City Land for Affordable and Attainable Housing at Chapel Street, Oak Street and Evergreen Road.pdf](#)
[21.303 Inventory of Affordable Housing on Surplus City Land.pdf](#)

15. Orders

A. 21.310 Warrant for September 28, 2021 Preliminary Election - 1st reading

Documents:

[21.310 Warrant for September 28, 2021 Preliminary Election.pdf](#)

B. 21.311 Warrant to Set Early Voting Dates, Times and Locations in Northampton - 1st reading

Documents:

[21.311 Warrant to Set Early Voting Dates, Times and Locations in Northampton.pdf](#)

C. 21.312 An Order to Submit a Measure to the Voters at the 2021 Regular City Election - 1st reading

Documents:

[21.312 An Order to Submit a Measure to the Voters at the 2021 Regular City Election.pdf](#)

16. Zoning Ordinances (Not yet Referred)

Process Note: M.G.L. Chapter 40A, Section 5 requires the City Council to submit zoning ordinances to the Planning Board for review within 14 days of receipt and for the Planning Board and City Council or a committee designated for that purpose to hold public hearings thereon, together or separately, prior to adoption.

A. 21.313 An Ordinance to Amend the Zoning Map, §350-3.4, at Chapel Street

Documents:

[21.313 An Ordinance to Amend the Zoning Map, Section 350-3.4, at Chapel Street.pdf](#)

17. 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.

18. Ordinances

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

20. New Business

21. Adjourn

Contact: G-L Sciarra, Council President
glsciarra@northamptonma.gov

(413) 570-3133



MAYOR DAVID J. NARKEWICZ

City of Northampton

210 Main Street, Room 12

Northampton, MA 01060-3199

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

mayor@northamptonma.gov

August 17, 2021

Northampton City Council
210 Main Street, Room 3
Northampton, MA 01060

To the Honorable Members of the City Council,

Pursuant to my authority under Article 6, Section 6-1 of the City Charter, I am respectfully submitting the attached Administrative Order removing the reference to the City Clerk as an elected official in Section 2.04 of the Administrative Code in order to align it with the recently enacted changes to the City Charter.

As you know, this change from an elected to appointed City Clerk was among the many recommendations put forward to the City Council and Mayor in 2019 by the Charter Review Committee, and ultimately sent to the state legislature as special act amendments to our City Charter. On Friday, August 13, 2021, Governor Baker signed into law Chapter 40 of the Special Acts of 2021, *An Act Amending the Charter of the City of Northampton*. With our charter amendments now complete, this proposed Administrative Order will bring the Administrative Code into conformity with the City Charter.

Thank you in advance for your review of this proposed changes to our Administrative Code. I stand ready to answer any questions or provide additional information and respectfully request the City Council's approval of the attached Administrative Order.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Narkewicz".

David J. Narkewicz
Mayor

cc: City Clerk



ADMINISTRATIVE ORDER

City of Northampton

**Amend City of Northampton Administrative Code,
Part I Administrative Organization, Section 2.04 as follows:**

2.04 Office of the City Clerk

Established

**There shall be an Office of the City Clerk under the supervision of a City Clerk elected by
the voters of Northampton.**



City of Northampton

MASSACHUSETTS

In the City Council, August 19, 2021

Upon the Recommendation of: Councilor Alex Jarrett
 Councilor John Thorpe
 Councilor Michael Quinlan

R-21.315 A RESOLUTION RELATIVE TO COVID-19 HOUSING EQUITY

- WHEREAS, The COVID-19 pandemic has left tens of thousands of Massachusetts residents in a health, economic, and housing crisis; and
- WHEREAS, The temporary federal eviction moratorium is set to expire on October 3, is vulnerable to legal challenge and as written still leaves thousands of tenants at risk of eviction; and
- WHEREAS, Current state protections (Chapter 257 of the Acts of 2020) provide some safeguards against evictions but they do not go far enough to keep tenants housed; and
- WHEREAS, No federal or state law currently exists to provide any protection against foreclosure; and
- WHEREAS Over 2,700 new eviction cases have been filed in Western Massachusetts since the lifting of the state eviction moratorium in October, 2020 (over 20,000 statewide) and 585 homes in Western Massachusetts face the threat of foreclosure; and
- WHEREAS, 45% of Northampton households are rented; and
- WHEREAS, The economic crisis in general and the eviction crisis in particular created by the COVID-19 pandemic continues to have a disproportionate effect on communities of color and low income individuals across Massachusetts; and
- WHEREAS, The federal government has allocated over \$800 million in rental assistance to

the Commonwealth with only a fraction of those funds having yet reached eligible tenants; and

WHEREAS, Western Massachusetts' largest administrator of rental assistance, Way Finders, reports receiving 400-500 applications for rental assistance per week, as many as 100 per day, with an application processing time of 4-5 weeks; and

WHEREAS, Taking this public health emergency out of the courts will spare tenants the trauma of an eviction proceeding while ensuring payment to the landlord for back rent due; and

WHEREAS, Preventing displacement is in the interest of public health, racial justice, equity, and fairness; and

WHEREAS, Strong legislative action is required to prevent unnecessary evictions, foreclosures, displacement, and to ensure a more timely and equitable distribution of rental assistance funds; and

WHEREAS, An Act to Prevent COVID-19 Evictions and Foreclosures and Promote an Equitable Housing Recovery (H.1434/S.891) would protect public health, support tenants, homeowners, and small-scale landlords alike; and

WHEREAS, This Act has garnered support from Northampton Mayor Narkewicz, and four other mayors and town managers in the region; 94 Representatives and Senators (20 from Western Massachusetts) including Senator Jo Comerford and Representative Lindsay Sabadosa; and over 50 Western Massachusetts groups and 150 statewide from every sector of our communities;

NOW THEREFORE BE IT RESOLVED that the City Council of Northampton asks the State Legislature to move with all deliberate speed and urgency to pass S.891 and H.1434, An Act to Prevent COVID-19 Evictions and Foreclosures and Promote an Equitable Housing Recovery.

BE IT FURTHER RESOLVED that the Administrative Assistant to the City Council shall send a copy of this Resolution to Governor Charles Baker; the co-chairs of the Joint Committee on Housing, Senator John Keenan and Representative James Arciero; the presenters of the bills, Representatives Frank A. Moran and Kevin G. Honan and Senator Patricia D. Jehlen; and Representative Lindsay Sabadosa and Senator Jo Comerford.



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

<p><u>Announcement of Audio/Video Recording</u></p> <p><u>Public Comment</u></p>	<p>A regular meeting of the City Council was called to order by Council President Gina-Louise Sciarra at 5:33 p.m.</p> <p>Councilor Sciarra announced that the meeting was being audio and video recorded.</p> <p>For the next three and a half hours, the City Council accepted public comment. (See <i>Public Comment Record Sheet</i> for names and topics of people making public comments.)</p>										
<p><u>Roll Call</u></p>	<p>At 9 p.m. on a roll call the following City Councilors were present:</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%;">At-Large Councilor Gina-Louise Sciarra</td> <td style="width: 50%;">At-Large Councilor William H. Dwight</td> </tr> <tr> <td>Ward 1 Councilor Michael J. Quinlan, Jr.</td> <td>Ward 5 Councilor Alex Jarrett</td> </tr> <tr> <td>Ward 2 Councilor Karen Foster</td> <td>Ward 6 Councilor Marianne LaBarge</td> </tr> <tr> <td>Ward 3 Councilor James B. Nash</td> <td>Ward 7 Councilor Rachel Maiore</td> </tr> <tr> <td>Ward 4 Councilor John Thorpe</td> <td></td> </tr> </table>	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	
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<p><u>Public Hearings</u></p> <p><u>Public hearing on package of National Grid/Verizon Pole Petitions (21.257, 21.258 and 21.259) to install a total of three (3) poles on Finn Street, King Street and Myrtle Street in connection with the MassDOT King St. reconstruction project (Petition#24881246) Public Hearing on</u></p> <p><u>21.279 National Grid/Verizon Pole Petition for One (1) Jointly-owned (JO) Pole on Pine Street (Petition#30336314)</u></p>	<p><u>Public Hearings</u></p> <p><u>Public hearing on package of National Grid/Verizon Pole Petitions (21.257, 21.258 and 21.259) to install a total of three (3) poles on Finn Street, King Street and Myrtle Street in connection with the MassDOT King Street reconstruction project (Petition#24881246)</u></p> <p>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.</p> <p>The hearing was opened at 9:02 p.m.</p> <p>Councilor Sciarra read the DPW memo.</p> <p>Obrayn Cortez was present on behalf of National Grid.</p> <p>Councilor Dwight noted that, historically, sometimes a ‘dead soldier’ pole remains in place. He said he is hoping everything is in line to remove the pole.</p> <p>Two of the poles are brand new so nothing will be removed, Mr. Cortez advised. One is a relocation. According to the agreement between National Grid and Verizon, National Grid installs the poles and Verizon removes them.</p> <p>Councilor Sciarra asked if anyone was present to speak in favor or in opposition.</p> <p>There being no public comment, Councilor Dwight moved to close the public hearing. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.</p> <p>The hearing was closed at 9:07 p.m.</p> <p><u>Public Hearing on 21.279 National Grid/Verizon Pole Petition for One (1) Jointly-owned (JO) Pole on Pine Street (Petition#30336314)</u></p> <p>Councilor Sciarra read the legal notice. Councilor Dwight moved to open the public hearing. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote.</p> <p>Councilor Sciarra read the DPW recommendation.</p> <p>National Grid representative Lisa Jasinski said the petition is based on a request by the DPW to relocate a pole to accommodate the reconfiguration of Mann Terrace and Pine Street.</p>										

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

Hearing none, Councilor Dwight moved to close the public hearing. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

The public hearing was closed.

Announcement of Public Hearing on 21.287 National Grid/Verizon Petition to relocate one (1) jointly-owned (JO) pole on Leonard Street (Petition#28691142)

Announcement of Public Hearing on 21.287 National Grid/Verizon Petition to relocate one (1) jointly-owned (JO) pole on Leonard Street (Petition#28691142)

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, July 15, 2021 at 7:05 p.m.** on National Grid/Verizon New England's petition to relocate one (1) jointly-owned (JO) pole on Leonard Street to the opposite side of the road to make way for road re-configuration. (Petition #28691142). Instructions for accessing the hearing may be found on the July 15, 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.

Recognitions and One-Minute Announcements by Councilors

Recognitions and One-Minute Announcements by Councilors

On Saturday, June 26th from 10 a.m. to 1 p.m. at 33 Hawley Street the Friends of St. John Cantius will be holding a rally to present a range of options other than tearing down the church, Councilor Nash announced. St. John Cantius was both a theologian and a scholar and his academic work had to do with the foundations of the solar system. In the spirit of art and mathematics and believing in better things, this event will be presenting a range of other options and featuring punchkes, or jelly donuts.

Recess

Recess

The City Council recessed at 9:15 p.m. The council reconvened at 9:28 p.m.

Financial Orders (on 2nd reading) 21.280 Order to Approve FY2022 General Fund Budget - 2nd reading

Financial Orders (on 2nd reading)

21.280 An Order to Approve FY2022 General Fund Budget - 2nd reading

Councilor Jarrett said he had a conflict of interest on one item in the General Fund budget (the Pedal People's contract with Central Services) so he would recuse himself until they divide the motion.

Councilor Foster moved to put adoption of the FY2022 General Fund budget on the floor for discussion. Councilor Dwight seconded.

Councilor Dwight moved to divide the question to separately consider the \$40,000 line item in the Central Services Parking Maintenance budget for the Pedal People contract. Councilor LaBarge seconded. The motion carried unanimously 8:0 with Councilor Jarrett recused.

Councilor Sciarra noted that adoption of the FY2022 General Fund budget with the line item removed was now on the floor for discussion. She invited Councilor Jarrett to return.

In the following hour and a half long discussion, Councilors Jarrett, Maiore and Quinlan urged the mayor to allocate more money in the budget to the Department of Community Care (DCC). Councilors Sciarra and Foster said they intended to support the budget as presented, with Councilor Sciarra adding she is committed to providing additional funding needed for the department to be fully operational once that amount has been determined.

Councilor Jarrett said he thinks the community care department is a great positive step as it will meet unmet needs. There are so many needs besides just peer emergency response, such as safe and affordable housing, access to food, shelter and treatment programs and many more. He thinks they need to set an expansive agenda for the new department and push the boundaries of what can be offered since, if such needs are met, it will reduce crime and conflict and save resources. One of the things the policing review commission specifically asked for was for it to be a city department since contract-based work with nonprofits often leads to low pay and high turnover. As a result, they are looking at higher

costs than for other similar programs so more funding will likely be needed than for programs such as CAHOOTS of a comparable size. He thinks it should be sustainable funding from the General Fund. In order to be fully operational next year, significant hiring and training has to happen this year, and he doesn't think this budget accounts for that.

Northampton is being a leader in the state by moving this forward and he obviously wants it to succeed because, if successful, he hopes it will be replicated throughout the state. If it fails, he thinks people will say, 'If Northampton couldn't do it, who could?' For all these reasons, he calls for additional funding for this department. That can't happen today because all the city council can do is reduce the budget but he does ask the mayor to consider changing allocations to other departments and requesting additional funding.

There's been a lot of call for rejecting this budget, Councilor Jarrett continued. He wanted to be clear that that is symbolic because if the budget does not pass, it goes into effect as proposed. The city council's powers are to reduce particular line items, he stressed.

Councilor Sciarra said that is a point she wanted to make as well. Northampton is not unique or more restrictive in that respect than other communities. M.G.L. Ch. 44, Section 32 dictates the procedure for city budgets submitted to city councils. Northampton is not unique in this regard.

Councilor Maiore clarified that the budget goes into effect as proposed if they do not offer an amendment reducing the budget in any way.

The budget will go into effect if not passed 45 days after the date it was filed with the city clerk by the mayor, Attorney Alan Seewald, Esq. confirmed.

Councilor Maiore expressed her understanding that councilors could propose an amendment. . .

The budget has to pass with or without amendments within 45 days of being filed with the city clerk, he affirmed. The charter doesn't actually contemplate voting down or rejecting the budget. It says the council shall pass the budget including amendments within 45 days.

The budget was first filed May 17, 2021, Mayor Narkewicz advised.

As she feels the familiar tiredness, she is reflecting tonight on what a year it has been, Councilor Maiore shared. She thanked all the public commenters who've given their time and put themselves out there over and over. She feels their passion, she holds their pain and she's witnessed their dedication.

She also expressed immense respect for fellow councilors, saying she has witnessed their thoughtfulness and bravery in making tough decisions over the time they've served together. The mayor, the council, the policing review commission and the community has worked hard, and she feels they should have a budget that truly reflects all that thoughtfulness and hard work.

She was thrilled to see a new Department of Community Care (DCC) in the budget; hats off to the mayor. Because of the Open Meeting Law (OML), councilors do not always know what others are thinking. She asked what the reaction of other councilors was to first seeing the \$400,000 amount. Did it strike them as enough? In their resolution where they said the department should be well-funded, is this the amount they thought of? Is this a meaningful investment that insures viability and, if not, why are they settling for it?

She keeps thinking about Cathy McNally's point that the budget is communication. What are they communicating with this? Where in the budget is the initial funding to support the basic tenet of an advisory board of people with lived experience? This will be needed up front to meet the mission of the DCC. She is hopeful that the DCC will not fail, but will it be all it could be? Will it provide the highest quality staff and emergency services? This is a crucial public safety department that will run 24/7, seven days a week and is supposed to be fully-functioning this time next year. It is a department that will lighten the load of police, be more cost-effective and have the sacred mission of providing appropriate, non-punitive

crisis services that will offer a lifeline to their community, save residents countless future traumas and hopefully help them avoid an expensive and senseless trip down the incarceration pipeline that would mar their future.

She referred to public misconceptions about the role of the city council in Northampton. The council cannot allocate funds or give directives to city department heads. The power the city charter and council rules give them is that of being guardians of the budget, a wise balance to this mayor-centric form of governance. She doesn't believe exerting this power is a contrarian act toward the mayor. She believes it in fact bolsters the executive branch and bolsters the city. Thinking critically about the budget and making it the best budget possible for the city is literally their job.

They sometimes gripe about taking two readings. She wants to say to her fellow councilors, "It is not too late. Tonight is our second chance." She respectfully asks them to hold off approving this budget tonight and give the mayor the chance to amend it with a further allocation to the community care department.

Two weeks ago, the mayor stated that whenever a new department or agency is set up, it needs key staff, Councilor LaBarge reminded. If it's in the private sector, it needs a board of directors. In this case, in developing the DCC, an advisory committee is needed. An advisory committee doesn't have governing authority but is truly necessary, especially when a brand new department is being created based on the recommendations of a commission or outside consultant. The advisory board can help the program coordinator draft the mission statement of the department, develop job descriptions and anticipate future staffing needs and insure accountability to the community. People recruited to serve would have technical experience in relevant fields. Members could include a social worker trained in responses to public mental health episodes, an EMT, an emergency mental health clinician, a homeless outreach person and someone experienced in outreach to people with chemical addictions. These should be people with not only direct work experience but also administrative experience in these areas. The advisory board can be helpful to newly-appointed staff in writing up job descriptions and figuring out protocols for the alternative responses the DCC will be responsible for.

She would not recommend dissolving the advisory committee right away or right after the program assistant or coordinator are hired. The advisory committee could help shape a pilot project that works out the details of how the new department relates to other city departments and which departments are responsible for responding to which kinds of calls. It will be a lot of work to figure out how the department relates to other departments, including the Northampton Police Department (NPD). The advisory committee could be beneficial going forward as the new department enters its second and third year at least. It may be important in evaluating the performance of the growing department and making sure it is accountable to the community in the ways described by the policing review commission. If still in place, the committee could review, monitor and assess specific programs within the department, serve as an advocate for the department to the larger community and gather input and serve as a liaison to relevant constituents such as people of color, immigrants and the LGBTQ community. She stressed the importance of the committee itself having representation from communities most affected by policing or their advocates.

She said she would like the mayor to explain the \$882,602, as there's some confusion to how it relates to the \$570,000 budget now on the books. In particular, she said she was not hearing about the extra \$150,000 due to the efforts of Senator Comerford.

The \$150,000 that Senator Comerford was able to secure was not included in the budget since it was received after the budget was formulated, Mayor Narkewicz explained. The advisory committee is specifically mentioned in the description of the DCC and is one of the primary reasons he made sure to include money for administrative support.

He has gone through the origin of the \$882,602 figure several times. It is a symbolic number. It doesn't represent the council's 10% cut to the NPD budget but is rather the difference between the budget as originally proposed and the budget as adopted, including a reduction proposed by the mayor himself. There was a swing of that much money. In terms of the NPD's FY2021 budget in comparison to FY2022, the actual reduction was

\$669,957.

The reductions happened, then city officials formed a commission to make recommendations. Recommendations were made and he is doing his best to implement them. The recommendation was to form a Department of Community Care in FY2022 with the goal of having it fully operational by FY2023. He takes the point about the importance of an advisory board and thinks it will be key to the person hired as project coordinator. It was part of the narrative in the budget and he has every intention that it be part of this process.

Councilor LaBarge said she appreciates his explaining that because two weeks ago it sounded like he wasn't ready to move forward with that. She asked when American Rescue Plan (ARP) funds will be distributed.

The city will receive \$11 million the first year and \$11 million the next, Mayor Narkewicz advised. He believes they will have up until January of 2024 to commit the funds. There is even specific funding dedicated to setting up alternative public safety systems modeled on the CAHOOTS program. The city will pursue grants, he confirmed.

As a follow up, Councilor Sciarra asked if there is any concern that ARP funds would not support a program like theirs, since it is designed differently from the CAHOOTS program.

Mayor Narkewicz said he hasn't seen actual program guidelines, so he doesn't know. Other localities around the country have done CAHOOTS-style programs that are not contracted, he noted.

One of the challenges with ARPA funds is that, as they have been advised by the Massachusetts Municipal Association (MMA) and National League of Cities, cities really need to wait to understand other programs, such as the \$3 billion given to the state and other federal programs so they are maximizing their use of local ARPA funds and not using them for things they could be using other funding for.

Councilor Foster asked if the mayor had specific plans for the \$150,000 in state funds or whether that would be something the project coordinator would decide.

Making specific budgetary decisions would be part of the role of the project coordinator, Mayor Narkewicz indicated. He stressed the flexibility of the budget allocation. The \$300,000 in Ordinary Maintenance (OM) could be used for a needs assessment or transferred to PS to hire six full-time equivalent (FTE) employees.

Among other things, the department would require space to work, Councilor Foster pointed out. She asked if he had been thinking about that.

Those will be the kinds of things they will have to figure out, he responded. Typically, that kind of a one-time expense would be part of a capital program. As he has stressed, he has immense respect for the work of the commission, but they have made very broad recommendations and now the work is to put the meat on the bones. These are exactly the kinds of things that need to be understood and addressed.

Two weeks ago, he really felt like the community supported the DCC, but, in the past two weeks, that has become completely clear, Councilor Quinlan commented.

In terms of the NPRC's recommendations, one recommendation specifically asks the city to fund the department with \$882,000, he noted. The mayor is not meeting that number; the amount is less than half. The question for him is preparedness. If they are spending \$300,000 on a needs assessment and consulting, when are they doing the hiring and training? He doesn't see the money being enough to make the department fully operational by FY2023. Councilors can't do anything but cut, and that's really frustrating to him.

"I think it leaves 8 out of 9 of us as the only body in the city that has pledged full support for these recommendations," he observed. He said he feels the need tonight to call upon the mayor to consider greater funding for this department.

He also agreed appointment of an advisory board is key to the department's success and accountability and said they really need to consider its serious development soon.

Regarding the \$11 million the city anticipates receiving in ARP funds, he asked if the mayor had thoughts about applying any of that money to lost revenue.

One of the four eligible categories of spending is replacement of lost local revenue, Mayor Narkewicz confirmed. The challenge is in defining revenue loss. The Department of Revenue (DOR) is in the process of defining it, and they are waiting to see that definition. To the extent that they did lose revenue in parking, hotel/motel tax and meals tax, it is something they would be eligible to recoup. It will be coming to them as one-time revenue, so it could probably be put in capital stabilization and used to fund projects.

Councilor Quinlan asked if it would be possible to rescind local meals tax like the city rescinds parking fees to give some relief to local businesses?

Mayor Narkewicz said he doesn't know that the law allows them to do that. He thinks it would require state legislation since the tax is collected at the register and given to the state to distribute. He expressed his opinion that it is not something the city could do unilaterally.

Reflections

Councilor Foster offered her personal reflections. The point has been made that if they are looking for a department to be operational in July of 2023, it is going to need more funding. She also hears that they've got close to \$575,000 that they can count on this year as well as potential ARP funds and other grant funding. Knowing how these processes play out, she can see how that's going to come together.

One of the biggest victories she's seen in the past year is a shift in community discourse and a growing understanding of why portions of the community are requesting alternatives to policing. At this time last year, the community was incredibly stratified. There is now pretty widespread support for the DCC, including from people who last year would not have expressed support. That's tremendous progress.

Northampton taking the step of making the DCC part of city operations gives it legitimacy and support that can grow over time. She anticipates they will be looking at budget transfers this year and that, this time next year, they will be seeing a much larger budget.

Similar to Councilor Quinlan, she sees broad community support for the DCC and also hears from a lot of residents who are not ready to see a cut to policing services. She agrees. As the city plans for a department to handle nonviolent calls that don't require a police response, they need to be realistic that it's going to take a while to get there; they don't even have a project coordinator yet. As they talk about fully funding the DCC, part of the work of the next year is to figure out what fully funding looks like. They're going to need to look at call volumes, times of day and the types of responders necessary; that's the type of work that still needs to be done. She understands that for people living on the margins, there's a real lack of trust. Here they are delaying the implementation of this yet it needs to be delayed to lay the thoughtful groundwork in order to have a department that's able to be successful.

She's hearing that lack of trust in the process. Councilor LaBarge's statement about the importance of an advisory board is imperative. Community involvement is going to be absolutely critical to it being successful and that means community buy-in from the hiring process to the decisions being made.

She intends to support the budget as written tonight with the caveat that if there are opportunities for ARP funding, etc., she'd love to see more funding allocated. "I think we can do better, and I think we can begin this work over the next year."

The ARP funding sounds really exciting, but, as the mayor notes, it's really up in the air, Councilor Maiore noted. She continued to advocate for giving the department a better start by funding it more liberally.

Councilor Sciarra said she hears the concern that the initial funding isn't sufficient and she understands the cynicism although she doesn't believe it is warranted. All of them including the mayor recognize that the funding isn't enough to support operations. She is committed to providing the additional funds needed once they have been determined, she stressed. Many different things have yet to be established. The NPRC recognized this and requested a timeline to have the department fully operational by FY2023. She is committed to seeing this through to be a fully-operational department and to making it be the supportive response for those in the community most in need of care.

Councilor Jarrett thanked Councilor Maiore for the challenges she has offered and her courage in bringing them forward. He agrees with many of her points and thanks Councilor Quinlan for his support for additional funding. He expressed concern about where ongoing, non-grant funding for the department will come from next year, voicing concern that it will have to come from cuts to other departments. Given this fact, he asked the mayor directly if he would work with them to allocate additional funds now.

With all due respect, this is the budget he has submitted, Mayor Narkewicz responded. He will not be making any revisions to the budget, he said.

Councilor Maiore asked Councilor Sciarra how more significant funding now threatens the municipal process she described.

Councilor Sciarra said she doesn't think it threatens the municipal process. She thinks the mayor has laid out well the flexibility within the proposed budget and the fact that, if more is needed, it can be allocated.

To explain his vote, Councilor Jarrett said he has stated where he disagrees, but he also agrees with the vast majority of this budget and is going to vote for it.

There being no further discussion, the motion passed 8:1 by roll call vote with Councilor Maiore opposed.

Councilor Jarrett recused himself.

Councilor Foster moved to approve the \$40,000 line item for the Pedal People contract in the Central Services Maintenance Budget. Councilor Dwight seconded. The motion passed unanimously 8:0 with Councilor Jarrett recused.

21.280 An Order to Approve FY2022 General Fund Budget - 2nd reading

21.280 An Order to Approve FY2022 General Fund Budget - 2nd reading

Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded. The motion passed 7:1 with Councilor Maiore opposed and Councilor Jarrett recused.

The following order passed two readings:

City of Northampton
MASSACHUSETTS

In City Council June 3, 2021

Upon recommendation of the Mayor

21.280 An Order to Approve FY2022 General Fund Budget

Ordered, that

the sum of \$100,446,866 which is the full amount necessary for the Fiscal Year 2022 General Fund Budget (July 1, 2021 to June 30, 2022), be appropriated for the purposes stated, provided that the appropriation for Smith Vocational and Agricultural High School shall be used solely for the purposes of meeting net school spending as defined by the Department of Elementary and Secondary Education and no funds so appropriated shall be transferred to any account or expended for any purpose that would not be included in the calculation of net school spending. To meet this appropriation, \$1,200,000 will be raised and appropriated from Parking Meter Receipts Reserved, \$1,042,931 from Sewer Enterprise Funds, \$614,707 from Water Enterprise Funds, \$85,720 from Solid Waste Enterprise Funds, \$345,781 from Storm Water Enterprise Funds, \$15,776 from Community Preservation Act Administrative Funds, \$18,899 from the Reserve for Police Station Debt Service, and \$97,123,052 will be raised and appropriated.

CITY OF NORTHAMPTON, MASSACHUSETTS
FISCAL YEAR 2022 BUDGET APPROPRIATION ORDER

	Personal Services	Operations & Maintenance	Other Than Ordinary Maintenance	FY 2022 Total Expenditures
GENERAL FUND				
GENERAL GOVERNMENT				
CITY COUNCIL	143,036	60,600	0	203,636
OFFICE OF THE MAYOR	419,269	16,442	0	435,711
OFFICE OF THE CITY AUDITOR	362,901	15,280	0	378,181
OFFICE OF THE ASSESSOR	178,124	123,650	0	301,774
OFFICE OF THE TREASURER/COLLECTOR	396,099	276,435	0	672,534
CITY SOLICITOR	0	275,000	0	275,000
HUMAN RESOURCES DEPARTMENT	310,139	19,550	0	329,689
INFORMATION TECHNOLOGY SERVICES DEPARTMENT	466,231	688,089	0	1,154,320
OFFICE OF THE CITY CLERK	306,893	32,525	0	339,418
OFFICE OF PLANNING & SUSTAINABILITY	390,089	61,200	0	451,289
CENTRAL SERVICES DEPARTMENT	749,152	1,060,050	0	1,809,202
	<u>3,721,933</u>	<u>2,628,821</u>	<u>0</u>	<u>6,350,754</u>
PUBLIC SAFETY				
POLICE DEPARTMENT	5,653,469	555,965	0	6,209,434
PARKING DIVISION - ENFORCEMENT	188,023	12,200	0	200,223
PUBLIC SAFETY COMMUNICATIONS CENTER	696,014	31,392	0	727,406
FIRE RESCUE DEPARTMENT	5,803,146	543,930	235,000	6,582,076
BUILDING DEPARTMENT	493,086	26,200	0	519,286
PARKING DIVISION - MAINTENANCE	245,016	286,966	65,000	596,982
	<u>13,078,754</u>	<u>1,456,653</u>	<u>300,000</u>	<u>14,835,407</u>
EDUCATION				
SMITH VOCATIONAL & AGRICULTURAL HIGH SCHOOL	0	0	0	9,329,014
NORTHAMPTON SCHOOL DEPARTMENT	0	0	0	33,461,896
	<u>0</u>	<u>0</u>	<u>0</u>	<u>42,790,910</u>
PUBLIC WORKS				
ADMINISTRATION AND ENGINEERING DIVISION	245,357	37,750	0	283,107
HIGHWAYS DIVISION	754,107	445,150	510,000	1,709,257
SNOW AND ICE DIVISION	131,000	369,000	0	500,000
FORESTRY, PARKS AND CEMETERIES DIVISION	1,006,070	293,750	150,000	1,449,820
	<u>2,136,534</u>	<u>1,145,650</u>	<u>660,000</u>	<u>3,942,184</u>
HEALTH AND HUMAN SERVICES				
HEALTH DEPARTMENT	548,630	43,710	0	592,340
DEPARTMENT OF COMMUNITY CARE	112,255	311,700	0	423,955
SENIOR SERVICES DEPARTMENT	346,611	46,264	0	392,875
VETERANS SERVICES DEPARTMENT	221,444	578,980	0	800,424
	<u>1,228,940</u>	<u>980,654</u>	<u>0</u>	<u>2,209,594</u>

	Personal Services	Operations & Maintenance	Other Than Ordinary Maintenance	FY 2022 Total Expenditures
CULTURE AND RECREATION				
FORBES LIBRARY	1,239,873	193,108	0	1,432,981
LILLY LIBRARY	270,581	91,400	0	361,981
PARKS AND RECREATION DEPARTMENT	327,233	39,000	0	366,233
ARTS AND CULTURE DEPARTMENT	67,785	21,250	0	89,035
	<u>1,905,472</u>	<u>344,758</u>	<u>0</u>	<u>2,250,230</u>
DEBT SERVICE				
MUNICIPAL INDEBTEDNESS	0	4,111,300	0	4,111,300
INTEREST ON MUNICIPAL INDEBTEDNESS	0	950,324	0	950,324
	<u>0</u>	<u>5,061,624</u>	<u>0</u>	<u>5,061,624</u>
EMPLOYEE BENEFITS				
CONTRIBUTORY RETIREMENT SYSTEM	6,803,018	0	0	6,803,018
PENSIONS: NON-CONTRIB. & OPEB	382,000	10,000	0	392,000
WORKER'S COMPENSATION	702,579	0	0	702,579
UNEMPLOYMENT COMPENSATION	100,000	10,000	0	110,000
GROUP MEDICAL INSURANCE	12,197,937	0	0	12,197,937
LIFE INSURANCE	55,000	0	0	55,000
EMPLOYEE TAXES	981,159	0	0	981,159
UNUSED SICK LEAVE	180,000	0	0	180,000
	<u>21,401,693</u>	<u>20,000</u>	<u>0</u>	<u>21,421,693</u>
CAPITAL PROJECTS & MISCELLANEOUS				
CAPITAL PROJECTS	0	407,500	0	407,500
GENERAL LIABILITY FUND	0	83,354	0	83,354
PROPERTY & AUTO INSURANCE	0	379,723	0	379,723
PUBLIC EMPLOYEES LIABILITY INSURANCE	0	188,893	0	188,893
RESERVE FOR PERSONNEL	100,000	0	0	100,000
TRANSFER TO FISCAL STABILITY STABILIZATION FUND	0	0	0	0
TRANSFER TO CAPITAL STABILIZATION FUND	0	425,000	0	425,000
	<u>100,000</u>	<u>1,484,470</u>	<u>0</u>	<u>1,584,470</u>
TOTAL GENERAL FUND APPROPRIATION				100,446,866
NON-APPROPRIATED USES				
RESERVE FOR ABATEMENTS & EXEMPTIONS	0	575,000	0	575,000
OTHER AMOUNTS TO BE RAISED	0	27,122	0	27,122
CHERRY SHEET OFFSET RECEIPTS	0	1,321,501	0	1,321,501
STATE ASSESSMENTS - CHERRY SHEET	0	3,551,319	0	3,551,319
	<u>0</u>	<u>5,474,942</u>	<u>0</u>	<u>5,474,942</u>
TOTAL BUDGET PLAN - GENERAL FUND				105,921,808

Passed two readings and enrolled.

21.281 An Order to Approve FY 2022 Sewer Enterprise Fund Budget - 2nd reading

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

The following order passed two readings:

21.281 Order to Approve FY 2022 Sewer Enterprise Fund Budget - 2nd reading

City of Northampton
MASSACHUSETTS

In City Council June 3, 2021

Upon recommendation of the Mayor

21.281 An Order to Approve FY 2022 Sewer Enterprise Fund Budget

Ordered, that

the sum of \$6,177,500 which is the full amount necessary for the Fiscal Year 2022 Sewer Enterprise Fund Budget (July 1, 2021 to June 30, 2022), be appropriated for the purposes stated and to meet said appropriation, \$5,134,569 is to be raised from sewer receipts and \$1,042,931 shall be allocated to indirect costs.

	Personal Services	Operations & Maintenance	Other Than Ordinary Maintenance	FY 2022 Total Expenditures
SEWER ENTERPRISE FUND				
SEWER GENERAL SANITARY	682,696	196,000	175,100	1,053,796
SEWER TREATMENT	985,847	1,086,400	30,000	2,102,247
SEWER DEBT	0	0	209,008	209,008
SEWER INTEREST	0	0	143,354	143,354
SEWER DIRECT & INDIRECT COSTS	0	0	1,042,931	1,042,931
SEWER RESERVE FOR CAPITAL PROJECTS	0	0	1,626,164	1,626,164
	1,668,543	1,282,400	3,226,557	6,177,500
TOTAL SEWER ENTERPRISE FUND APPROPRIATION				6,177,500

Passed two readings and enrolled.

21.282 An Order to Approve FY 2022 Water Enterprise Fund Budget - 2nd reading

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

The following order passed two readings:

21.282 Order to Approve FY 2022 Water Enterprise Fund Budget - 2nd reading

City of Northampton
MASSACHUSETTS

In City Council June 3, 2021

Upon recommendation of the Mayor

21.282 An Order to Approve FY 2022 Water Enterprise Fund Budget
Ordered, that

the sum of \$6,945,000 which is the full amount necessary for the Fiscal Year 2022 Water Enterprise Fund Budget (July 1, 2021 to June 30, 2022), be appropriated for the purposes stated and to meet said appropriation, \$6,330,293 is to be raised from water receipts, and \$614,707 shall be allocated to indirect costs.

	Personal Services	Operations & Maintenance	Other Than Ordinary Maintenance	FY 2022 Total Expenditures
WATER ENTERPRISE FUND				
WATER TREATMENT AND OPERATIONS	1,462,087	953,700	410,000	2,825,787
WATER DEBT	0	0	1,714,414	1,714,414
WATER INTEREST	0	0	215,412	215,412
WATER INDIRECT COSTS	0	0	614,707	614,707
WATER RESERVE FOR CAPITAL PROJECTS	0	0	1,574,680	1,574,680
	1,462,087	953,700	4,529,213	6,945,000
TOTAL WATER ENTERPRISE FUND APPROPRIATION				6,945,000

Passed two readings and enrolled.

21.283 An Order to Approve FY 2022 Solid Waste Enterprise Fund Budget - 2nd reading

Councilor Jarrett recused himself since he is an owner/worker for Pedal People and it has an extensive business relationship with the Locust Street transfer station.

Councilor Dwight moved to approve the order in second reading. Councilor Foster seconded. The motion passed 8:0 by roll call vote with Councilor Jarrett recused.

The following order passed two readings:

21.283 Order to Approve FY 2022 Solid Waste Enterprise Fund Budget - 2nd reading

City of Northampton
MASSACHUSETTS

In City Council June 3, 2021

Upon recommendation of the Mayor

21.283 An Order to Approve FY 2022 Solid Waste Enterprise Fund Budget

Ordered, that

the sum of \$665,045 which is the full amount necessary for the Fiscal Year 2022 Solid Waste Enterprise Fund Budget (July 1, 2021 to June 30, 2022), be appropriated for the purposes stated and to meet said appropriation, \$423,840 is to be raised from solid waste receipts, \$85,720 shall be allocated to indirect costs, and \$155,485 to be made available from the Retained Earnings Balance of the Solid Waste Enterprise Fund.

	Personal Services	Operations & Maintenance	Other Than Ordinary Maintenance	FY 2022 Total Expenditures
SOLID WASTE ENTERPRISE FUND				
OTHER WASTE MGT PROGRAMS	267,525	311,800	0	579,325
SOLID WASTE DIRECT & INDIRECT COSTS	0	0	85,720	85,720
	267,525	311,800	85,720	665,045
TOTAL SOLID WASTE ENTERPRISE FUND APPROPRIATION				665,045

Passed two readings and enrolled.

21.284 An Order to Approve FY 2022 Stormwater and Flood Control Enterprise Fund Budget - 2nd reading

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

The following order passed two readings:

21.284 Order to Approve FY 2022 Stormwater and Flood Control Enterprise Fund Budget - 2nd reading

City of Northampton
MASSACHUSETTS

In City Council June 3, 2021

Upon recommendation of the Mayor

21.284 An Order to Approve FY 2022 Stormwater and Flood Control Enterprise Fund Budget

Ordered, that

the sum of \$1,996,486 which is the full amount necessary for the Fiscal Year 2022 Stormwater and Flood Control Enterprise Fund Budget (July 1, 2021 to June 30, 2022), be appropriated for the purposes stated and to meet said appropriation, \$1,647,705 is to be raised from Stormwater and Flood Control receipts and \$345,781 shall be allocated to indirect costs.

	Personal Services	Operations & Maintenance	Other Than Ordinary Maintenance	FY 2022 Total Expenditures
STORMWATER ENTERPRISE FUND				
STORM WATER DRAIN OPERATIONS	399,172	81,100	150,000	630,272
STORM WATER FLOOD CONTROL OPERATIONS	58,841	41,700	0	100,541
STORM WATER DEBT	0	35,000	0	35,000
STORM WATER INTEREST	0	3,150	0	3,150
STORM WATER INDIRECT COSTS	0	345,781	0	345,781
STORM WATER RESERVE FOR CAPITAL PROJECTS	0	0	881,742	881,742
TOTAL STORMWATER AND FLOOD CONTROL ENTERPRISE FUND	458,013	506,731	150,000	1,996,486
TOTAL STORM WATER ENTERPRISE FUND APPROPRIATION				1,996,486

Passed two readings and enrolled.

21.285 An Order to Approve FY2022 Revolving Funds - 2nd reading

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

The following order passed two readings:

21.285 Order to Approve FY2022 Revolving Funds - 2nd reading

City of Northampton
MASSACHUSETTS

In City Council June 3, 2021

Upon recommendation of the Mayor

21.285 An Order to Approve FY2022 Revolving Funds

Ordered that, in accordance with M.G.L. Chapter 44, Section 53 E 1/2 the city shall vote the limit on the total amount that may be expended from each revolving fund established by Chapter 16 of the City Ordinances.

Fund Number	Name of Fund	Annual Spending Limit
2420	Energy and Sustainability Revolving Fund	\$150,000
2416	Hazmat Revolving Fund	\$95,000
2419	DPW Public Works Construction Services Revolving Fund	\$25,000
2408	Senior Services Transportation Revolving Fund	\$100,000
2428	Senior Services Activities Revolving Fund	\$175,000
2433	Senior Services Food Services Revolving Fund	\$90,000
2440	Senior Services Publications Revolving Fund	\$35,000
2406	Athletic League Fees Revolving Fund	\$200,000
2405	JFK Family Aquatic Center	\$125,000
2422	NPS Transportation Revolving Fund	\$200,000
2452	SVAHS Farm Revolving Fund	\$100,000
2435	Tourism Directional Sign Program Revolving Fund	\$10,000
2436	Public Health Nursing Program Revolving Fund	\$30,000
2410	James House Revolving Fund	\$85,000
2439	Sharps Disposal Program Revolving Fund	\$15,000
2442	Fire Alarm Monitoring Program Revolving Fund	\$60,000
2443	DPW Reuse Committee Revolving Fund	\$15,000

21.286 An Order Authorizing Acquisition of a Parcel on the Easterly Side of the Mill River - 2nd reading

Councilor Foster moved to approve the order in second reading. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote.

The following order passed two readings:

21.286 Order Authorizing Acquisition of a Parcel on the Easterly Side of the Mill River - 2nd reading

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).

Passed two readings and enrolled.

21.289 An Order to Approve Mayor's Youth Commission Gift Fund Expenditure for T-Shirts - 2nd reading

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

The following order passed two readings:

21.289 Order to Approve Mayor's Youth Commission Gift Fund Expenditure for T-Shirts - 2nd reading

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.

Passed two readings and enrolled.

Ordinances
21.218 Ordinance to Amend Zero Lot Line Section of Code – 2nd reading

Ordinances
21.218 An Ordinance to Amend Zero Lot Line Section of Code – 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

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 setbacks within neighborhoods.

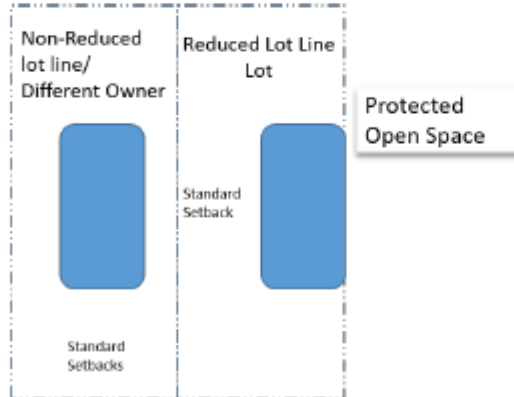
Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows: M

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 "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 they have a side yard setback of zero or more feet on a side lot line (the "reduced lot line"). Such a reduced lot line development may be granted if the following standards A-E are met:

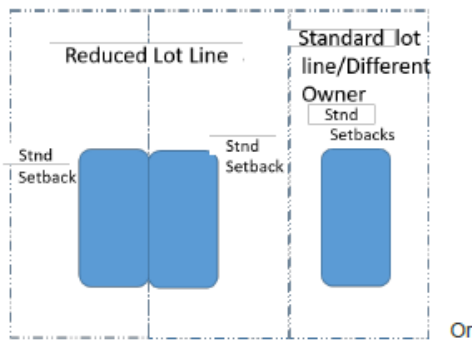
A. The reduced lot line side of a house lot:

1) Abuts permanently protected open space; or

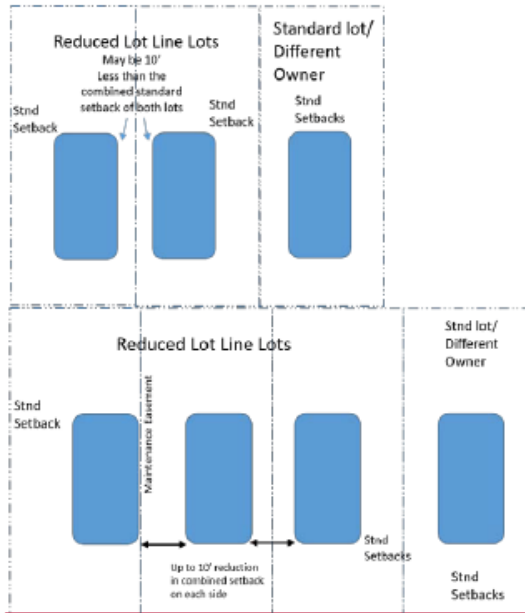


2) Abuts the lot line of a lot which is under common ownership at the time the reduced lot line development is proposed and

- 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. (URB); 10 feet (URC)
 Side = 0 feet on a side for reduced lot line- See §6.13

Passed two readings, ordained and enrolled.

21.240 Ordinance
 Relative to Parking
 on Front Street -
 1st reading
 21.241 Ordinance
 Relative to Parking

21.240 An Ordinance Relative to Parking on Front Street - 1st reading
 Councilor Dwight moved to approve the ordinance in first reading. Councilor Nash seconded. The motion passed unanimously 9:0 by roll call vote.

21.241 An Ordinance Relative to Parking on Grove Avenue - 1st reading
 Councilor Dwight moved to approve the ordinance in first reading as amended. Councilor

on Grove Avenue -
1st reading

Nash seconded.

Councilor Dwight explained the reason for the decision in Legislative Matters to change the section of Grove Avenue proposed to be designated as 'No Parking' on a seasonal basis [from Evergreen Road to Front Street] to 'No Parking' year-round. He for one had a problem with the introduction of a seasonal restriction that would only apply in the summer and not in the fall or winter. First of all, it would be unprecedented. Second, he was concerned about the precedence it *would* establish. If the argument is that parking is hazardous and dangerous in the summer, those same conditions would exist in the winter even more aggravated by the presence of snow.

The council has pledged to consider the impact of its actions on marginalized communities, he reminded. With that in mind, they cannot offer a seasonal restriction that clearly targets one particular group with one particular use in mind (i.e. - people from outside the neighborhood intending to swim in the river). That makes him clearly uncomfortable.

As former chair of the Transportation and Parking Commission (TPC) who almost coaxed a resolution to the dead end portion of Grove Avenue through council three years ago only to have the residents ask that it be rejected, he thinks this is a great solution, Councilor Nash volunteered. The road is very narrow and just not conducive to having parking at all. The idea of identifying a side of the street where parking can safely and most effectively happen really makes the most sense here. He is glad they are going to have a solution to the dead end portion of Grove Avenue.

It is worth noting, however, that one resident expressed that she only has parking for one car and that it would be a hardship for elderly visitors to make the walk from where parking is allowed, Councilor Dwight shared.

Councilor Nash acknowledged it will be a hardship but said it's also going to allow everybody on the street to get out of their driveway.

Councilor Sciarra said she also wanted to acknowledge the renters they heard from in public comment and through email. For years she herself was in the situation where she didn't have dedicated parking, and she recognizes it's very challenging.

Councilor Foster said she was also going to bring that up with respect to Main Street.

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

Councilor Jarrett brought up the possibility of doing two readings on the ordinances to facilitate their implementation in time for the majority of the summer season. Councilor Sciarra suggested doing all the first readings and moving the second readings as a group.

Councilor Jarrett said he would like to discuss a possible amendment to the Main Street parking ordinance, so he asked if they could discuss that separately.

21.242 Ordinance
Relative to Parking
on Florence Street
- 1st reading

21.242 An Ordinance Relative to Parking on Florence Street - 1st reading

Councilor Dwight moved to approve the ordinance in first reading. Councilor LaBarge seconded.

In this case, the change is to make the actual ordinance conform to what exists on the ground, Councilor Dwight explained. The motion passed unanimously 9:0 by roll call vote.

21.243 Ordinance
Relative to Parking
on Main Street,
Leeds - 1st
reading

21.243 An Ordinance Relative to Parking on Main Street, Leeds - 1st reading

Councilor Dwight moved to approve the ordinance in first reading. Councilor Nash seconded.

Councilor Sciarra explained the proposed change to parking. This was also amended to eliminate the seasonal restriction and to make parking restricted year-round on the easterly side.

Councilor Jarrett said he had a phone call with Celina della Croce and got more of a sense

of the issues there and how little parking there is for tenants of 183-185 Main Street. During a snow emergency, tenants park on the lawn. In the summer months with significant visitors, it won't be possible for them to find parking that isn't blocks away. He understands that limiting parking is a safety issue since the road's width doesn't support two-way traffic with parking on both sides. The road is quite wide and, in general, two narrow vehicles can pass with parking on both sides. His thought and something he'd like to discuss with Director LaScaleia is setting up what is essentially courtesy one-way traffic for larger vehicles.

It would involve having a segment on the easterly side where parking would be allowed and a segment where it would not be, thereby creating an area where a large vehicle could pass and still allowing for increased parking for residents. He didn't want to do two readings tonight because he wanted time to discuss this with the director.

Councilor Dwight said he thought it was potentially a good solution. He expressed his understanding that Councilor Jarrett's intention is to move forward with the first reading with possible amendments for second reading.

DPW Director Donna LaScaleia joined the meeting.

At her request, Councilor Jarrett reiterated his proposal to allow staggered parking along the easterly side of Main Street north of the Hotel Bridge instead of a complete ban with 'No Parking' sections large enough to allow vehicles to pull over to allow other vehicles to pass, creating a courtesy one-way traffic situation while still allowing some parking for residents.

This is a very tight section of the road with two bridges, Director LaScaleia emphasized. The roadway width along Main Street runs 20 feet at its narrowest, at the bridges. It is tight enough in the stretch from the Hotel Bridge to Arch Street that they felt it was tricky to have one-way traffic because of the width and the fact that people were parking on the bridges.

Councilor Jarrett clarified that he wasn't proposing parking on the bridges or between the Hotel Bridge and Arch Street, he was proposing the staggered parking north of the Hotel Bridge.

The creation of courtesy one-way traffic could certainly be seen as a solution but it is unclear to her that it would be an effective solution to the congestion or safety concerns of residents, Director LaScaleia responded. There would still be bottlenecks at pinch points. The reason for opening up one side in its entirety is to allow the free flow of traffic. Staggered parking would absolutely reinstitute the pinch points that presently exist.

She would have to look at the road to see where it would work and measure to select the widest parts of the road where it could be done. It would definitely send them back to the drawing board. If the council did decide to do that she would recommend reengagement with the Leeds Civic Association.

Councilor Jarrett said he thinks it is a significant issue because they will often have a situation where the entire riverside parking is taken and people returning home from work will have to park blocks away until the other folks leave. They don't know the extent of that but it is something worth considering.

If they can gain any spots in a relatively painless way she thinks it's worth pursuing, Councilor Maiore agreed. She thinks residents need something temporary if it's going to take a while to do the measurements.

What's to say folks using the river won't use the parking spots they're counting on staying open for residents returning home? Mayor Narkewicz wondered.

Councilor Jarrett said there is no guarantee but it would increase the overall supply of parking.

Director LaScaleia said the reason the DPW chose to allow parking on the river side was to retain the maximum number of parking spaces.

Councilor Jarrett shared a picture earlier in the day at 185 Main Street showing a truck passing with cars parked on either side of the road. He would make the request of the DPW to present a proposal for staggered parking, he said.

Councilor Sciarra called the motion to approve the ordinance in first reading to a vote, and it passed unanimously 9:0 by roll call vote.

Councilor Jarrett reiterated his intention to ask the DPW to explore the feasibility of allowing parking along some parts of the easterly side of Main Street.

21.275 Ordinance
Relative to Parking
on Cross Street -
1st reading

21.275 An Ordinance Relative to Parking on Cross Street - 1st reading

Councilor Dwight moved to approve the ordinance in first reading. Councilor LaBarge seconded.

Councilor Sciarra reviewed the proposal to restrict parking, and Councilor Jarrett explained the rationale. The motion passed unanimously 9:0 by roll call vote.

21.277 Ordinance
Relative to Off-
Street
Handicapped
Parking Spaces -
1st reading

21.277 An Ordinance Relative to Off-Street Handicapped Parking Spaces - 1st reading

Councilor Foster recused herself since she has a conflict of interest with her work as the Executive Director of All Out Adventures at this location.

Councilor Dwight moved to approve the ordinance in first reading. Councilor Thorpe seconded.

The exact location of the spaces will be determined by the DPW in consultation with the Disability Commission, Councilor Dwight advised. The motion passed 8:0 by roll call vote with Councilor Foster recused.

Councilor Dwight moved to suspend rules to allow a second reading for all of the ordinances with the exception of 21.243 and 21.277. Councilor Thorpe seconded.

Given the seasonality of the parking concerns associated with 21.243, Councilor Foster wondered if it made sense to take a second reading on that ordinance as presented and continue the analysis of whether it makes sense to add additional staggered parking as a separate, stand-alone process.

Councilor Sciarra suggested first taking the vote on whether to suspend rules.

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

Councilor Dwight moved approval of the ordinances specified (21.240, 21.241, 21.242 and 21.275) in second reading. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote.

The following ordinances passed two readings:

21.240 Ordinance
Relative to Parking
on Front Street -
2nd reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

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

**21.240
AN ORDINANCE**

**RELATIVE TO PARKING ON
FRONT 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 § 312-102 of the Code of Ordinances be amended as follows:*
4
5 § 312-102 Schedule I: Parking Prohibited All Times.
6

Location	Side	From	To
<u>Front Street</u>	<u>Westerly</u>	<u>Florence Street</u>	<u>Grove Avenue</u>
<u>Front Street</u>	<u>Easterly</u>	<u>Florence Street</u>	<u>Grove Avenue</u>

7
8
Rules suspended, passed two readings, ordained and enrolled.

21.241 Ordinance
Relative to Parking
on Grove Avenue -
2nd reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

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

**21.241
AN ORDINANCE**

**RELATIVE TO PARKING ON
GROVE 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 § 312-102 of the Code of Ordinances be amended as follows:*
4
5 § 312-102 Schedule I: Parking Prohibited All Times.
6

Location	Side	From	To
<u>Grove Avenue</u>	<u>Westerly</u>	<u>A point 50 feet southerly of Evergreen Road</u>	<u>Dead End</u>
<u>Grove Avenue</u>	<u>Easterly</u>	<u>Front Street</u>	<u>Dead End</u>

7
8
Rules suspended, passed two readings ordained and enrolled.

21.242 Ordinance
Relative to Parking
on Florence Street
- 2nd reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

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

**21.242
AN ORDINANCE**

**RELATIVE TO PARKING ON
FLORENCE 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 § 312-102 of the Code of Ordinances be amended as follows:*
4
5 § 312-102 Schedule I: Parking Prohibited All Times.
6

Location	Side	From	To
Florence Street	Westerly	Point opposite the northerly line of the sidewalk leading to the main entrance of the Leeds Grammar School <u>A point 424 feet south of Front Street</u>	<u>Point 65 feet northerly A point 578 feet south of Front Street</u>

7
8
9

Rules suspended, passed two readings, ordained and enrolled.

21.275 Ordinance
Relative to Parking
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

**21.275
AN ORDINANCE**

**RELATIVE TO PARKING 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 § 312-102 of the Code of Ordinances be amended as follows:*
4
5 § 312-102 Schedule I: Parking Prohibited All Times.
6

Location	Side	From	To
<u>Cross Street</u>	<u>Northerly</u>	<u>Florence Road</u>	<u>Bliss Street</u>
<u>Cross Street</u>	<u>Southerly</u>	<u>Florence Road</u>	<u>A point 183 feet easterly from Florence Road</u>
<u>Cross Street</u>	<u>Southerly</u>	<u>Bliss Street</u>	<u>A point 120 feet westerly from Bliss Street</u>

7
8

Rules suspended, passed two readings, ordained and enrolled.

Councilor Dwight moved to suspend rules for 21.243. Councilor Maire seconded.

Councilor Jarrett expressed his understanding that what Councilor Foster is proposing would immediately enact the amendment to parking on Main Street as written. In order to further amend the ordinance, the council would have to restart the legislative process by introducing a new amendment in July, which would not come back to the full council for discussion until the August meeting. His concern is that approving it 'as is' would mean extending the timeline because a new ordinance would have to be reintroduced to make further changes.

Councilor Dwight asked Director LaScaleia if she feels there is adequate time to assess whether staggered parking could be implemented before the next reading in July.

The DPW did an engineering analysis and safety analysis as well as a tremendous amount of community outreach through the Leeds Civic Association to get to the current proposal, so she thinks it would be appropriate to repeat that process to get to a new resolution, Director LaScaleia said. She could repeat the engineering analysis, but she thinks there's a level of community engagement that should continue, so she is not sure that timeline is going to work. She used TPC as a forum for that community engagement. She wants to make sure they are being true to the same process.

Councilor Maire said she wasn't sure it was a significant enough change to warrant the need to repeat the community engagement process.

One of the things the DPW struggled with was, given the presence of driveways and fire hydrants on the easterly side of the road, how to sign the street to let drivers know where they are allowed to park, Director LaScaleia said. They modeled multiple scenarios and considered delineating parking spaces. There's a lot of signage that goes with that. When you make those kinds of changes to the roadway in front of people's houses, some conversation needs to happen, she suggested.

He's hearing from the director that she doesn't feel comfortable that there is enough time to repeat the process needed to reach consensus on a new parking arrangement before a second reading, and he doesn't think that's a fair charge, Councilor Dwight related. He spoke in favor of codifying the ordinance as presented tonight.

These ordinances have been many months if not years in the making, Director LaScaleia confirmed. There are a maximum of 26 parking spaces between Mulberry Street and Arch Street, so she is not even sure how many additional spaces this would restore, she added.

Councilor Maire expressed the opinion that, moving forward, it might be particularly important to reach out to renters since she is not sure they are part of the Leeds Civic Association.

Given the hour, Councilor Jarrett expressed his preference for continuing discussion of this and the other items on the agenda on Monday.

Councilor Sciarra called the motion to suspend rules to a vote, and it passed 8:1 with Councilor Jarrett opposed by roll call vote.

Councilor Dwight moved to approve 21.243 in second reading. Councilor LaBarge seconded.

Councilor Nash stated his belief that there is a lot of solid work, including significant community engagement, behind the ordinance in its present form. He said he is prepared to support it.

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

The following ordinance passed two readings:

21.243 Ordinance
Relative to Parking
on Main Street,
Leeds - 2nd
reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

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

**21.243
AN ORDINANCE**

**RELATIVE TO PARKING ON
MAIN STREET (LEEDS)**

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 § 312-102 of the Code of Ordinances be amended as follows:*
4
5 § 312-102 Schedule I: Parking Prohibited All Times.
6

Location	Side	From	To
Main Street (Leeds) [Added 10-7-1982]	Easterly	Mulberry Street	Point 306 feet southerly Arch Street
<u>Main Street (Leeds)</u>	<u>Westerly</u>	<u>Hotel Bridge</u>	<u>Arch Street</u>

7
8

Rules suspended, passed two readings, ordained and enrolled.

Councilor Dwight moved to suspend rules to allow a second reading on 21.277. Councilor Thorpe seconded. The motion passed unanimously 8:0 by roll call vote with Councilor Foster recused.

Councilor Dwight moved to approve 21.277 in second reading. Councilor LaBarge seconded. The motion passed 8:0 by roll call vote with Councilor Foster recused.

The following ordinance passed two readings:

21.277 Ordinance
Relative to Off-
Street
Handicapped
Parking Spaces -
2nd reading

**CITY OF NORTHAMPTON
MASSACHUSETTS**

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

**21.277
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:

1 SECTION 1
2
3 *That the § 312-117 of the Code of Ordinances be amended as follows:*
4
5 § 312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces.
6
7 B. Off-street handicapped parking spaces are established as follows:
8

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

9
10

Rules suspended, passed two readings, ordained and enrolled.

Recess

Recess
Councilor Dwight proposed the possibility of adjourning and continuing the remainder of the agenda Monday night due to the lateness of the hour. However, the Council President expressed her understanding that there was some urgency to approval of the remaining financial orders. The council decided to continue its deliberations following a brief recess.

The City Council recessed at 12:09 a.m. The council reconvened at 12:15 a.m.

Consent Agenda

Consent Agenda
Councilor Nash proposed waiving the reading of the consent agenda. There being no objection, Councilor Foster moved to approve the consent agenda as presented. Councilor Dwight 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 May 20, 2021
B. Approve 21.257, 21.258 and 21.259 National Grid/Verizon Pole Petitions for Finn Street, King Street and Myrtle Street (Petition#24881246)
C. Approve 21.279 National Grid/Verizon Pole Petition for One (1) Jointly-owned (JO) Pole on Pine Street (Petition#30336314)
D. 21.268 Reappointments to Various Committees - all positive recommendations, City Services Committee - 6/7/2021
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

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

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

Dylan Gafney, 23 Marshall Street, Northampton

Term: July 2019-June 2022

Reappointment

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

E. 21.273 Reappointments to Various Committees - all positive recommendations, City Services Committee - 6/7/2021

Arts Council

Danielle Amodeo, 50 Union Street, Apt. #13, Northampton

Term: July 2021-June 2024

Reappointment

Freeman Stein, 27 Fairfield Avenue, Florence,

Term: July 2021-June 2024

Reappointment

Council on Aging

Cynthia Langley, 419 Fairway Village, Leeds

Term: July 2021-June 2024

Reappointment

Housing Partnership

Jennifer Dierenger, 60 North Street, Northampton

Term: July 2021- June 2024

To fill a vacancy

Urban Forestry Commission

Jen Werner, 16 Winthrop Street, Northampton

Term: July 2021-June 2024

Reappointment

Molly Hale, 96 Oak Street, Florence

Term: July 2021-June 2023

Reappointment

F. 21.274 Applications for Second Hand Dealer Licenses - Born Again Vintage & Consignment, Tim's Used Books

Renewal applications for:

Born Again Vintage & Consignment, 4 Old South Street
Applicant: Laura Burke

Tim's Used Books, Inc., 183 Main Street
Applicant: Timothy F. Barry

G. 21.295 Appointments to Various Committees - for referral to City Services

Agricultural Commission

Stan Zawalick, 538 Sylvester Road, Florence, MA

Term: July 2021-June 2024

Reappointment

Disability Commission

Jeremy Macomber-Dubs, 20 Hampton Avenue, Apt. 301, Northampton, MA

Term: July 2021-June 2024

Reappointment

Linda Kakos, 220 Rocky Hill Road, Florence, MA

Term: July 2021-June 2024

Reappointment

Northampton Housing Authority-Board of Commissioners

Maureen Carney, 13 Church Street, Northampton, MA

Term: July 2021- June 2026

To fill a vacancy

Council on Aging

Gerriann Butler, 46 Autumn Drive, Florence, MA

Term: July 2021-June 2024

Reappointment

Anne Romano, 351 Pleasant Street, Unit 6, Northampton, MA

Term: July 2021- June 2023

To fill a vacancy

Planning Board

Corinne Coryat, 26 Bedford Terrace, Apt. 2, Northampton

Associate Member

Term: July 2021-June 2024

To fill a vacancy

Recess for Committee on Finance Meeting

Recess for Committee on Finance Meeting

At 12:17 p.m., the City Council recessed for the Committee on Finance. The Committee on Finance adjourned at 12:31 p.m. The City Council reconvened at 12:31 p.m.

Financial Orders (on 2nd reading)
21.294 An Order to Reprogram Surplus from CS Forbes Library Windows to Forbes HVAC Project - 1st reading
21.296 An Order for FY2021 Budget

Financial Orders (on 2nd reading)

21.294 An Order to Reprogram Surplus from CS Forbes Library Windows to Forbes HVAC Project - 1st reading

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

Mayor Narkewicz requested three readings on all three financial orders if possible since there are only 12 days remaining in the fiscal year.

21.296 An Order for FY2021 Budget Transfers - 1st reading

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

Transfers - 1st reading
21.297 An Order to Authorize Damon Road Sewer Line Taking - 1st reading

21.297 An Order to Authorize Damon Road Sewer Line Taking - 1st reading

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

Councilor Dwight moved to suspend rules for 21.294, 21.296 and 21.297 to allow a second reading. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote.

Councilor Dwight moved to approve order 21.294, 21.296 and 21.297 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 June 17, 2021

21.294 An Order to Reprogram Surplus from CS Forbes Library Windows to Forbes HVAC Project

Upon recommendation of the Mayor

Whereas, the City appropriated funds to conduct an engineering study for the Forbes Library HVAC system as part of the FY21 Capital Improvement Program and additional funds are needed;

Whereas, the City appropriated funds to replace the windows at Forbes Library and the project is complete and funds remain which can be reprogrammed to support the architectural plans;

Ordered, that

\$31,963 of the remaining balance in the CS Forbes Windows FY20 (19303 586219) be reprogrammed to the Forbes HVAC Project (19303 586711).

Rules suspended, passed two readings and enrolled.

City of Northampton
MASSACHUSETTS

In City Council June 17, 2021

Upon recommendation of the Mayor

21.296 An Order for FY2021 Budget Transfers

Ordered, that

The following FY2021 budgetary transfers be made:

Department		Description	Org	Object	Transfer From:	Transfer To:
City Council	OM	Audit	11112	530001		\$ 2,100
Legal Service	OM	Legal	11512	530002		\$ 77,107
General Liability Insurance	OM	Public Employee Liability	19452	574004		\$ 1,593
Information Technology	PS	Call Pay	11551	514006		\$ 4,525
Planning & Sustainability	PS	Longevity	11751	514002		\$ 5,148
Arts and Culture	PS	Permanent Salaries	16991	511000		\$ 1
Health Dept.	OM	Medical & Surgical Supplies	15112	550000	\$ (65,405)	
Interest on Municipal Debt	OM	Interest on Notes	17503	592500	\$ (42,769)	
Reserve for Personnel	PS	Vacation/Comp Payout	19491	519700		\$ 30,392
Other Employee Benefits	PS	Unused Earned Leave - Sick Leave Payout	19191	519600	\$ (30,392)	
Capital Improvements	OM	IT Intergrate Muni Data System	19303	586641		\$ 17,700
Stormwater Enterprise	PS	Permanent Salaries	62611	511000		\$ 12,539
Stormwater Enterprise	OM	Catch Basin Cleaning Disposal	62612	531009	\$ (12,539)	
Total Budgetary Transfers:					\$ (151,105)	\$ 151,105

Rules suspended, passed two readings and enrolled.

**City of Northampton
MASSACHUSETTS**

In City Council, June 17, 2021

Upon the recommendation of the Mayor and the Department of Public Works

21.297 An Order to Authorize Damon Road Sewer Line Taking

Ordered, that

WHEREAS, Damon Road and Bridge Road are public ways in and for the city of Northampton; and,

WHEREAS, the city, in conjunction with the Massachusetts Department of Transportation, is undertaking the reconstruction of Damon Road and Bridge Road, including drainage and utility improvements and slope stabilization, from the Norwottuck Rail Trail crossing to the easterly section of Bridge Road west of King Street (Routes 5 and 10) ("the Project"); and,

WHEREAS, within the layout of Damon Road are two privately-owned pressure sewer force mains that are approximately 50 years old and are near the end of their expected design life. The lines are scheduled to be replaced in conjunction with the Project; and

WHEREAS in order to proceed with the replacement of the sewer lines, the city must acquire title to the sewer lines and appurtenances; and

WHEREAS, the sewer lines are shown on the sketch plan ("the Plan") entitled Damon Road Sewer Force Main Proposed Takings, dated June 10, 2021 as "River Run Condominium Trust Sewer Force Main ~420 LF" and "Easthampton Mahadev LLC Sewer Force Main, ~490 LF"; and

WHEREAS, no appropriation is required as the damages awarded for the taking authorized herein is nominal.

NOW, THEREFORE, BE IT ORDERED

That the City Council authorizes the acquisition by purchase, gift, eminent domain, or otherwise, permanent fee interests, in fee simple absolute, for and on behalf of the Inhabitants of the City of Northampton of the sewer lines, including pipes, fixtures, equipment and appurtenances shown on the Plan as "River Run Condominium Trust Sewer Force Main ~420 LF" and "Easthampton Mahadev LLC Sewer Force Main, ~490 LF." As damages for this taking, the City Council awards One Dollar (\$1.00) to River Run Condominium Trust and One Dollar (\$1.00) to Easthampton Mahadev LLC.

Rules suspended, passed two readings and enrolled.

Orders
21.278 an Order
Transferring Care,
Custody and
Control of a
Certain Area of
Land from Smith
Voke to DPW –
2nd reading

Orders
21.278 An Order Transferring Care, Custody and Control of a Certain Area of Land
from Smith Voke to DPW – 2nd reading
Councilor Dwight moved to approve the order in second reading. Councilor Foster seconded. The motion passed unanimously 9:0 by roll call vote.
The following order passed two readings:

**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.

Passed two readings and enrolled.

21.288 An Order Further Amending Order 20.062 Entered on June 4, 2020, as Amended by Order 20.149 and Order 21.211 – 2nd reading

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

The following order passed two readings:

21.288 An Order Further Amending Order 20.062 Entered on June 4, 2020, as Amended by Order 20.149 and Order 21.211 – 2nd reading

**City of Northampton
MASSACHUSETTS**

In City Council, June 3, 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.

Passed two readings and enrolled.

21.293 An Order to Authorize FY2022 Intermunicipal Agreements - 1st reading

Councilor Dwight moved to approve the order in first reading. Councilor LaBarge seconded.

Councilor Sciarra read the order.

The motion passed 8:0 by roll call vote with Councilor Maiore absent.

Councilor Dwight moved to suspend rules to allow a second reading. Councilor Nash seconded. The motion passed 8:0 by roll call vote with Councilor Maiore absent.

Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded. The motion passed 8:0 by roll call vote with Councilor Maiore absent.

The following order passed two readings:

21.293 An Order to Authorize FY2022 Intermunicipal Agreements - 1st reading

City of Northampton
MASSACHUSETTS

In City Council June 17, 2021

Upon recommendation of the Mayor

21.293 An Order to Authorize FY2022 Intermunicipal Agreements

Ordered, that

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

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

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

Therefore pursuant to MGL C. 40 s. 4A the City Council hereby authorizes the City of Northampton to enter into the following inter-municipal agreements for FY2022 (all agreements for one year unless specifically noted):

Contract with Town of Williamsburg for Building Inspection and Zoning Enforcement Services – agreement to provide the Town of Williamsburg with services for a lump sum annual fee.

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

Contract with the Towns of Amherst, Hadley, Easthampton and Southampton for Municipal Hearing Officer Services – agreement to provide Municipal Hearing Officer Services pursuant to MGL C.148A s.2c to hear complaints related to alleged violations of state building codes or the state fire codes for a lump sum per the agreement.

Contract with the Towns of Amherst, Chester, Chesterfield, Cummington, Hadley, Middlefield, Pelham, Williamsburg, Goshen and Worthington to provide Veterans Services Officer Services – agreement to provide these services to the various communities and assessments to individual towns per the agreement.

Contract with the Towns of Granby, Hadley, Amherst, South Hadley and Easthampton, to provide **Sealer of Weights and Measures Services** – agreement to provide these services to the various communities and assessments to individual towns per the agreement.

Renewal of the multi-year contract with the Town of Williamsburg to provide wastewater treatment services for a period of ten years.

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

Contract with the Franklin Regional Council of Governments to partner with the City of Northampton, through its Health Department, relative to the following contracts: 1) to provide services relative to the **Hampshire Medical Reserves Corps** and 2) to provide emergency management services for the **Hampshire Public Health Emergency Preparedness Coalition**.

Contract with Amherst, South Hadley, Pelham, Ware, Belchertown and Easthampton – agreement to jointly create a coalition called the **Hampshire Opioid Abuse Prevention Collaborative** charged with mobilizing local boards of health, medical providers, educational facilities, social service agencies, community organizers and others in Hampshire County to create sustainable policies, programs and practices to change community ideas and expectations regarding opioid use and abuse, as well as to reduce the morbidity and mortality rates that result from opioid use and abuse.

Regional Opioid Data Collaborative - Contract with Bay State Health Inc., City of Springfield Department of Health and Human Services, Hampden County DA, Northwestern DA, Hampden County Sheriff's Department, Opioid Task Force, Berkshire Opioid Abuse Prevention Collaborative, North Quabbin Community Coalition, Partners for a Healthier Community Inc., West Springfield Health Department and CORE of Westfield – agreement to work cooperatively to create methods to collect, store and aggregate data regarding opioid use and abuse in the region with the goal of analyzing trends and identifying short and long term intervention strategies.

Contract with **Pioneer Valley Mosquito Control District**, working under the oversight of the Massachusetts Department of Agriculture, focused on mosquito surveillance and control. The City, through its Health Department participates in this regional effort to assist western Massachusetts communities with mosquito related health concerns.

Contract with the Towns of Amherst and Pelham to seek and accept grants where possible and to otherwise explore the mutual advantages of **electricity community aggregation**.

DART Case Management Database – A Memorandum of Understanding (MOU) between police departments, healthcare, behavioral health, and recovery centers allows the first responders who respond to an overdose to communicate to the outreach teams in the municipality in which the person resides, thereby triggering a DART outreach. Partners: Hampshire County Police Departments - Amherst, Belchertown, Chesterfield, Easthampton, Goshen, Granby, Hadley, Hatfield, Northampton, Plainfield, South Hadley, Southampton, Ware, Williamsburg, Worthington,

Amherst College, MA State Police; Hampden County Police Departments - Chicopee, East Longmeadow, Ludlow, Palmer, Longmeadow, West Springfield, Westfield, Wilbraham, South County EMS, Northern Berkshire EMS; Behavioral Health Network, CSO, Gandara, Northampton Recovery Center, Western MA Training Consortium/Ware Recovery Center, The Nest Recovery Center, the Brien Center; Tapestry, Nothing But Kindness; Cooley Dickinson Hospital, Baystate Health Systems, Holyoke Medical Center, Mercy/Trinity Health Systems, Berkshire Health Systems; Hampshire County Jail and House of Corrections.

Health Information Exchange – An MOU and BAA agreement for the enhancement of the regional capacity for timely and comprehensive data collection to improve data efficiencies, cost savings, and improved service delivery by expanding our regional public health data capabilities, partners: Berkshire Regional Planning Commission, Franklin Regional Council of Governments, Opioid Task Force, Pioneer Valley Planning Commission. Massachusetts Ambulance TRIP data MATRIS, Department of Public Health, Mass Registry of Vital Records Death Certificate data, PDMP/Mass PAT, MAVEN & other Mass CHIP data and other relevant behavioral health and substance use related data.

Pioneer Valley Planning Commission: Agreement to provide to the Planning and Sustainability Department the following: Planning technical assistance, traffic and transportation analysis, historic preservation planning, and housing rehabilitation services – through FY2023.

Young Adult Empowerment collaborative of Western Massachusetts - Contract to partner with the Franklin County Sheriff’s Office, the Opioid Task Force of Franklin County and the North Quabbin Region – agreement to work cooperatively to develop and strengthen regional data systems serving your adults, preventing and addressing young adult misuse by creating and promoting evidence-based programming to support young people as they transition into the five stages of adulthood; and engaging families and communities in their roles to support young adults for FY2021 and FY2022.

The following are agreements currently authorized by the city and have not expired:

Contract with Pioneer Valley Planning Commission for EPA Stormwater MS4 Permit Assistance – through March of 2022

Paramedic Intercept Agreements with multiple towns and ambulance districts – through November of 2041

Contract with Pioneer Valley Transit Authority for Senior Transportation Services – through November of 2041

Contract with Greenfield Community College to use one strand of our Five College Fiber Network for an annual fee, per the agreement – through FY2022.

Contract with the Towns of Williamsburg, Goshen, Southampton, Chesterfield, Huntington, Hadley and Westhampton - agreement to provide Laserfiche Hosting Services for an annual fee thru FY2022.

Contract with Pioneer Valley Bike Share and to enter into agreements with the cities of West Springfield and Chicopee and the Town of Hadley to participate in the Pioneer Valley Bike Share program along with the following entities which are already part of the existing inter-municipal agreement for the program: Holyoke, Springfield, Amherst, South Hadley, UMASS, PVPC and Easthampton already approved through FY2022.

Contract with Easthampton, Hadley, Holyoke, South Hadley, and Holyoke Gas and Electric to participate in the Connecticut River Channel Marking to maintain the Channel Markers from the Holyoke Dam north to the City’s Connecticut River Greenway off Damon Road for FY2022.

Contract to participate in the Connecticut River Task Force with the police departments of Easthampton, Hadley, South Hadley, Chicopee and the Northwestern District Attorney in partnership with the Massachusetts Environmental Police to enhance law enforcement efforts on the Connecticut River due to the heavy volume of boating activity within the regional boundaries of the adjacent agencies – three year agreement to May of 2022

Agreement for Fiber Optic Cable with Five College Net, LLC – Agreement to allow the city use of four strands of the Cable Network, including the right to transport and distribute digital signals for data – renewal of agreement for five years from 2019 – 2024 and allowing for automatic renewal for another five years from 2024-2028.

Agreement to participate in the Domestic Violence Intervention Project, a regional partnership formed between the Northwestern District Attorney’s office, Safe Passage, The New England Learning Center for Women in Transition and area police departments – four year agreement to December of 2022.

Agreement to participate in the Northwestern District Anti-Crime Task Force with all communities and their respective law enforcement entities within the jurisdiction of the Northwestern District, which are within the jurisdiction of the Northwestern District courts and that of the Northwestern District Attorney’s Office – multi-year agreement with no end date.

Contract with the Commonwealth of Massachusetts, the Pioneer Valley Planning Commission, Collaborative for Educational Services, and multiple towns for the Mass in Motion Program, renew for three more years - through FY2022.

Rules suspended, passed two readings and enrolled.

<p><u>New Business</u></p>	<p><u>New Business</u> None.</p>
<p><u>Motion to Adjourn</u></p>	<p>Upon motion made by Councilor Dwight and seconded by Councilor Quinlan, the meeting was adjourned at 12:52 a.m. The motion passed 9:0 by roll call vote.</p> <p>Attest: _____ Administrative Assistant to the City Council</p>



Roll Call

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

A special meeting of the City Council was called to order by Council President Gina-Louise Sciarra. At 5:30 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 3 Councilor James B. Nash	Ward 6 Councilor Marianne LaBarge
Ward 4 Councilor John Thorpe	Ward 7 Councilor Rachel Maiore

Ward 2 Councilor Karen Foster was absent.

Announcement of Audio/Video Recording

Councilor Sciarra announced that the meeting was being held via remote participation and audio and video recorded.

Recess for Committee on Finance Meeting

At 5:32 p.m., the City Council recessed for the Committee on Finance. The Committee on Finance adjourned at 5:42 p.m. The City Council reconvened at 5:42 p.m.

Financial Orders (on 1st reading pending Finance)

Financial Orders (on 1st reading pending Finance review)

20.148 An Order to Suspend Parking Fees on Certain Days - 1st reading

Councilor Dwight moved to approve the order in first reading. Councilor LaBarge seconded. The motion carried 8:0 by roll call vote with Councilor Foster absent.

Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Dwight seconded. The motion passed unanimously 8:0 by roll call vote (Councilor Foster absent).

Councilor Jarrett moved to approve the order in second reading. Councilor LaBarge seconded. The motion passed unanimously 8:0 by roll call vote (Councilor Foster absent).

20.148 Order to Suspend Parking Fees on Certain Days - 1st reading

The following order passed two readings:

**City of Northampton
MASSACHUSETTS**

In City Council, November 12, 2020,

Upon the recommendation of Mayor David J. Narkewicz

20.148 An Order to Suspend Parking Fees on Certain Days

Ordered, that

On the following days collection of fees for on-street and off-street parking spaces, excluding the EJ Gare Parking Garage, shall be suspended:

Thursday, November 19, 2020 to Saturday, November 21, 2020 (Yule Days)

Friday, November 27, 2020 (Black Friday)

Saturday, November 28, 2020 (Small Business Saturday)

Thursday, December 24, 2020 (Christmas Eve)

Thursday, December 31, 2020 (New Year's Eve)

Rules suspended, passed two readings and enrolled.20.149 An Order to Extend 20.062 An Order Temporarily Suspending the Effect of Certain Ordinances - 1st reading

Councilor Sciarra read the order.

Councilor Dwight moved to approve the order in first reading. Councilor Maiore seconded.

When he first asked the council to approve the extraordinary provisions allowing them to make changes to allow outdoor dining the order was set to expire November 15, 2020 or upon the governor's lifting of the emergency order, Mayor Narkewicz reminded. Of course, as they know, the emergency order is still in place. While DPW workers will be removing some of the structures in the public way because of winter and concerns around snow, they have set up a number of 15-minute parking spaces for pick up for businesses trying to do take out. They have probably added 25 or so additional 15-minute spaces which will all become illegal on November 15th.

At a time when businesses need to return indoors and rely on take out, they don't want to have those spaces become inactive and want to maintain the flexibility to have additional spaces through the end of the year. They are asking to revisit the suspension at the end of March and may need to come back for an extension if they need to set up outdoor dining again in the spring. They don't know but for the time being want to keep it in place.

Councilor Nash said he supports the extension and thinks the mayor's office has done a terrific job working with businesses to figure out ways to accommodate their needs whether using the public right of way for outdoor dining or adding parking spaces for takeout. Usually the council takes a long view on parking changes, but, during this difficult time, allowing the mayor's office to respond in a much quicker way than usual to businesses' needs is paramount. They are handing authority back to the mayor's office on some of these decisions in order to weather this state of emergency, he acknowledged.

Insofar as this has been vetted once before when the initial order was put in place he wanted to reiterate the concern that this is not business space; it is public space, Councilor Dwight stressed. This is the city working with businesses to accommodate them during a difficult time. As everyone is aware, there has been considerable pushback from a number of entities concerned about the pressures COVID brings which sometimes has not been met with the understanding that this is the city working to try to help these businesses but at the same time recognizing that this is public space. It's not exclusive; it's not a mall and it is not designed to be a restaurant. It is designed to be a sidewalk where people can congregate, even people some don't like. They will continue to have ongoing conversations about how they envision the city of Northampton; he just wants to make sure that the loudest voices in the room don't always get their way. He wants businesses to understand that this does come at a cost. When the city gives up parking spaces, they are ceding that revenue and at the same time providing for businesses to weather these challenging conditions. He doesn't expect a thank you note but at the same time he doesn't expect someone to come and tell him they're not being business friendly.

Councilor LaBarge said she is going to support the request. She has noticed some of the 15-minute parking spaces downtown. They need to think about what's coming down the road with COVID-19. Chicopee has an uptick and is going into full remote control. She thanked the mayor's office and councilors for helping out businesses the best they can. Talking to a doctor today, he said he and his wife don't go into restaurants but they do order, pick up food and go home. "This is needed. I think we need the 15-minute spots because of the COVID-19."

Councilor Quinlan added his voice to the chorus of support for the change. In terms of logistics, he asked if the cement barriers are being removed.

The city has already been in contact with all of the businesses that currently have cement barriers set up in the public ways and they know that the DPW will be removing those in the next few weeks, Mayor Narkewicz advised. They've already scheduled it and some businesses have already taken their tables in. They let businesses know the timing with well over a month's notice. Snow is not imminent, he noted.

Councilor Quinlan asked if the spaces intended to be used for short-term parking will be cleared

20.149 An Order to Extend 20.062 An Order Temporarily Suspending the Effect of Certain Ordinances - 1st reading

as part of snow removal.

Parking is always one of the top priorities for snow removal downtown and one of the reasons plow trucks push all the snow to the center of the street, Mayor Narkewicz confirmed. All of the city's parking areas will be given high priority in a snow emergency; particularly clearing parking for the resumption of business.

He confirmed that the order applies to downtown Florence as well as the central business area. The mayor's office will be working with businesses that want additional 15-minute spots for food pickup.

Councilor Jarrett said he is also in support but wanted to echo some of Councilor Dwight's concerns around the use of public space. Specifically, following up on the question he had when the order was put in on June 4th, he asked if a person could take off his/her mask to eat or drink if they got takeout and went somewhere where they were socially-distanced. He thinks with the governor's new order the question has actually been answered with a no. He asked the mayor if he had gotten any clarification on this question.

Mayor Narkewicz said it was a little bit of a gray area. The challenge is that the outdoor dining areas are required to be actively managed and monitored by a staff person. By mid to late summer the health department created mask-free zones on the lawn in Pulaski Park so people who wanted to sit and take off their mask could. Generally speaking, the interpretation has been that if someone is walking and needs to take a sip of water they can lift their mask up to do that. He guessed he would have to get clarification now that they have moved into wintertime. They have tried to create some leeway by creating the mask-free zone in Pulaski Park. He would have to check with the health director and get back to him.

There being no further questions, the motion passed unanimously 8:0 by roll call vote (Councilor Foster absent).

Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Dwight seconded. The motion passed unanimously 8:0 by roll call vote (Councilor Foster absent).

Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded. The motion passed unanimously 8:0 by roll call vote (Councilor Foster absent).

The following order passed two readings:

**City of Northampton
MASSACHUSETTS**

In City Council, November 12, 2020,

Upon the recommendation of Mayor David J. Narkewicz

O-20.149 AN ORDER EXTENDING THE ORDER 20.062 ENTERED ON JUNE 4, 2020

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

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

WHEREAS, the Mayor desires to extend the Order so as to expire on March 31, 2021.

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

Ordered, that

Paragraph 6 of Order 20.062 shall be amended by striking the phrase "November 15, 2020" and inserting in its place the phrase "March 31, 2021." All other provisions of said Order shall remain in full force and effect.

	<u>Rules suspended, passed two readings and enrolled.</u>
<u>New Business</u>	<u>New Business</u> None
<u>Information (Charter Provision 2-7) & Study Requests</u>	<u>Information (Charter Provision 2-7) and Information Study Requests</u> None
<u>Motion to Adjourn</u>	Upon motion made by Councilor Quinlan and seconded by Councilor Dwight, the meeting was adjourned at 6:03 p.m. The motion carried unanimously 8:0 by roll call vote with Councilor Foster absent.
	Attest: _____ Administrative Assistant to the City Council



Roll Call

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

A special meeting of the City Council was called to order by Council President Gina-Louise Sciarra. At 5 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 3 Councilor James B. Nash Ward 6 Councilor Marianne LaBarge
Ward 4 Councilor John Thorpe Ward 7 Councilor Rachel Maiore

Ward 2 Councilor Karen Foster was absent.

Announcement of Audio/Video Recording

Councilor Sciarra announced that the meeting was being audio and video recorded.

**Orders
0.128 Warrant for
November 3, 2020
State Election –
2nd reading**

Orders

20.128 Warrant for November 3, 2020 State Election – 2nd reading

Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded. The motion carried 8:0 by roll call vote with Councilor Foster absent.

The following order passed two readings:

**City of Northampton
MASSACHUSETTS**

20.128 A Warrant
To establish the date, time, and location of an upcoming
State Election

In the City Council September 17, 2020

Upon the Recommendation of City Clerk Pamela L. Powers,

Ordered, Meetings of the inhabitants qualified to vote in the City of Northampton will be held on Tuesday, the third day of November, 2020 in several polling places designated for this purpose by the City Council as follows:

- WARD 1, Precinct A - In Jackson Street School Auditorium
- WARD 1, Precinct B - In Jackson Street School Auditorium
- WARD 2, Precinct A - In Smith Vocational-Agricultural High School Building B
- WARD 2, Precinct B - In Smith Vocational-Agricultural High School Building B
- WARD 3, Precinct A - In the Senior Center, Great Room, 67 Conz Street
- WARD 3, Precinct B - In the Senior Center, Great Room, 67 Conz Street
- WARD 4, Precinct A - In the Senior Center, Patti's Front Room, 67 Conz Street
- WARD 4, Precinct B - In the Senior Center, Activity Room #1, 67 Conz Street
- WARD 5, Precinct A - In Florence Civic and Business Building, 90 Park Street
- WARD 5, Precinct B - In Smith Vocational-Agricultural High School Building B
- WARD 6, Precinct A - In Robert K. Finn Ryan Road School Gymnasium
- WARD 6, Precinct B - In Robert K. Finn Ryan Road School Gymnasium
- WARD 7, Precinct A - In John F. Kennedy Middle School, Community Room
- WARD 7, Precinct B - In Leeds School Gymnasium, Lower Level

The polls will be opened at seven o'clock in the forenoon and closed at eight o'clock in the evening of the said day, and all such members will in the wards in which they are entitled to vote between said hours give in their votes for the following offices:

- ELECTORS FOR PRESIDENT AND VICE PRESIDENT
- SENATOR IN CONGRESS FOR THIS COMMONWEALTH
- REPRESENTATIVE IN CONGRESS FOR THE SECOND CONGRESSIONAL DISTRICT
- COUNCILLOR FOR THE EIGHTH DISTRICT
- SENATOR IN GENERAL COURT FOR HAMPSHIRE FRANKLIN & WORCESTER DISTRICT
- REPRESENTATIVE IN GENERAL COURT FOR THE FIRST HAMPSHIRE DISTRICT
- REGISTER OF PROBATE FOR HAMPSHIRE COUNTY

They will also give their votes, Yes or No, to the following questions:

QUESTION 1
LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 5, 2020?

SUMMARY

This proposed law would require that motor vehicle owners and independent repair facilities be provided with expanded access to mechanical data related to vehicle maintenance and repair.

Starting with model year 2022, the proposed law would require manufacturers of motor vehicles sold in Massachusetts to equip any such vehicles that use telematics systems — systems that collect and wirelessly transmit mechanical data to a remote server — with a standardized open access data platform. Owners of motor vehicles with telematics systems would get access to mechanical data through a mobile device application. With vehicle owner authorization, independent repair facilities (those not affiliated with a manufacturer) and independent dealerships would be able to retrieve mechanical data from, and send commands to, the vehicle for repair, maintenance, and diagnostic testing.

Under the proposed law, manufacturers would not be allowed to require authorization before owners or repair facilities could access mechanical data stored in a motor vehicle's on-board diagnostic system, except through an authorization process standardized across all makes and models and administered by an entity unaffiliated with the manufacturer.

The proposed law would require the Attorney General to prepare a notice for prospective motor vehicle owners and lessees explaining telematics systems and the proposed law's requirements concerning access to the vehicle's mechanical data. Under the proposed law, dealers would have to provide prospective owners with, and prospective owners would have to acknowledge receipt of, the notice before buying or leasing a vehicle. Failure to comply with these notice requirements would subject motor vehicle dealers to sanctions by the applicable licensing authority.

Motor vehicle owners and independent repair facilities could enforce this law through state consumer protection laws and recover civil penalties of the greater of treble damages or \$10,000 per violation.

A YES VOTE would provide motor vehicle owners and independent repair facilities with expanded access to wirelessly transmitted mechanical data related to their vehicles' maintenance and repair.

A NO VOTE would make no change in the law governing access to vehicles' wirelessly transmitted mechanical data.

QUESTION 2
LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 5, 2020?

SUMMARY

This proposed law would implement a voting system known as "ranked-choice voting," in which voters rank one or more candidates by order of preference. Ranked-choice voting would be used in primary and general elections for all Massachusetts statewide offices, state legislative offices, federal congressional offices, and certain other offices beginning in 2022. Ranked-choice voting would not be used in elections for president, county commissioner, or regional district school committee member.

Under the proposed law, votes would be counted in a series of rounds. In the first round, if one candidate received more than 50 percent of the first-place votes, that candidate would be declared the winner and no other rounds would be necessary. If no candidate received more than 50 percent of the first-place votes, then the candidate or candidates who received the fewest first-place votes would be eliminated and, in the next round, each vote for an eliminated candidate would instead be counted toward the next highest-ranked candidate on that voter's ballot. Depending on the number of candidates, additional rounds of counting could occur, with the last-place candidate or candidates in each round being eliminated and the votes for an eliminated candidate going to the voter's next choice out of the remaining candidates. A tie for last place in any round would be broken by comparing the tied candidates' support in earlier rounds. Ultimately, the candidate who was, out of the remaining candidates, the preference of a majority of voters would be declared the winner.

Ranked-choice voting would be used only in races where a single candidate is to be declared the winner and not in races where more than one person is to be elected.

Under the proposed law, if no candidate received more than 50 percent of first-place votes in the first round, the rounds of ballot-counting necessary for ranked-choice voting would be conducted at a central tabulation facility. At the facility, voters' rankings would be entered into a computer, which would then be used to calculate the results of each round of the counting process. The proposed law provides that candidates in a statewide or district election would have at least three days to request a recount.

The Secretary of State would be required to issue regulations to implement the proposed law and conduct a voter education campaign about the ranked-choice voting process. The proposed law would take effect on January 1, 2022.

A YES VOTE would create a system of ranked-choice voting in which voters would have the option to rank candidates in order of preference and votes would be counted in rounds, eliminating candidates with the lowest votes until one candidate has received a majority.

A NO VOTE would make no change in the laws governing voting and how votes are counted.

Passed two readings and enrolled.

Motion to Adjourn

Upon motion made by Councilor Dwight and seconded by Councilor Thorpe, the meeting was adjourned at 5:49 p.m. The motion carried unanimously 8:0 by roll call vote with Councilor Foster absent.

Attest: _____ Administrative Assistant to the City Council



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

Announcement of Audio/Video Recording

Public Comment

A regular meeting of the City Council was called to order by Council President Gina-Louise Sciarra at 7:01 p.m.

Councilor Sciarra announced that the meeting was being audio and video recorded. Mayor Narkewicz is not present due to a family obligation, she noted.

For the next hour and 15 minutes, the City Council accepted public comment. (See **Public Comment Record Sheet** for names and topics of people making public comments.)

Roll Call

At 8:17 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
Public Hearing on 21.287 National Grid/Verizon Petition to relocate one (1) jointly-owned (JO)pole on Leonard Street (Petition#28691142)

Public Hearings
Public Hearing on 21.287 National Grid/Verizon Petition to relocate one (1) jointly-owned (JO)pole on Leonard Street (Petition#28691142)
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 public hearing was opened at 8:19 p.m.

Councilor Sciarra read the DPW recommendation indicating there are no conflicts with public utilities or public shade trees.

National Grid representative Lisa Jasinski said the utility is proposing to move pole #15 to the opposite side of the street. The way the road enters Route 9 is going to be reconfigured, forcing them to move the pole out of the way.

Councilor Sciarra asked if anyone wished to speak in support or in opposition. No one spoke.

Councilor Maiore explained that the relocation is part of a reconfiguration of Leonard Street to make turning onto Haydenville Road much safer. She has talked to Leonard Street residents and they understand the value of this change.

Councilor Dwight moved to close the public hearing. Councilor Foster seconded. The motion passed unanimously 9:0 by roll call vote. The public hearing was closed at 8:23 p.m.

Councilor Dwight moved to approve Petition #28691142. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

Recess

Recess
The City Council recessed briefly at 8:23 p.m. The council reconvened at 8:31 p.m.

Updates from Council President and Committee

Updates from Council President and Committee Chairs
Councilor LaBarge announced that the City Services Committee will meet July 26th at 4 p.m. The committee will not have a meeting in August.

<p><u>Chairs</u></p>	<p>Councilor Maire said the City Council Rules Select Committee is scheduled to meet Thursday, August 5th at 6 p.m.</p> <p>The Community Resources Committee will not be meeting this month, Councilor Nash announced. The group has not received any referrals from the council.</p>
<p><u>Recognitions and One-Minute Announcements by Councilors</u></p>	<p><u>Recognitions and One-Minute Announcements by Councilors</u></p> <p>Trains in the Valley is hosting a "Welcome Back" party for the Amtrak Vermonter on Monday, July 19, 2021 at 1:30 p.m. on the Northampton rail platform next to the historic Union Station, Councilor Thorpe advised. Residents can go to www.trainsinthevalley.org for more information.</p>
<p><u>Deliberate and Vote on Individual Ordinance Review Committee Recommendations</u></p>	<p><u>Deliberate and Vote on Individual Ordinance Review Committee Recommendations</u></p> <p>The Ordinance Review Committee presented its recommendations and now it's the council's job to deliberate on them and move them forward, Councilor Sciarra noted.</p> <ul style="list-style-type: none"> ❖ Recommendation to amend code of ordinances to incorporate 'housekeeping changes' (Exhibit B) <p>These have been reviewed by the city solicitor and are ready for approval, Ordinance Review Committee Chair Councilor Thorpe presented. The changes consist primarily of 'housekeeping' items to correct department titles, remove zoning that no longer exists, etc.</p> <p>Councilor Dwight moved to approve the proposed amendments and refer them to the city solicitor to put them in proper form for submission. Councilor Thorpe seconded. Councilor Thorpe noted that the word 'chairman' in Item #10 should be changed to 'chair' or 'chairperson' as a scrivener's error. The motion passed unanimously 9:0 by roll call vote.</p> <ul style="list-style-type: none"> ❖ Recommendation to pursue special legislation to allow Northampton to adopt an ordinance to prohibit charging tenants a rental fee and instead require any such fee to be paid by the landlord (Exhibit C, Item #2) <p>This is something they would like the council to consider having drafted and filed as a home rule petition to the legislature for the city of Northampton, Councilor Sciarra advised.</p> <p>Councilor Dwight asked for clarification as to what they are asking of the legislature.</p> <p>He envisioned petitioning the legislature for authorization to regulate or legislate through ordinance a requirement that landlords pay rental agency fees instead of tenants, Attorney Seewald explained. Once the home rule petition is approved, it will be up to the city council to pass a local ordinance. Municipalities generally do not have the authority to regulate civil relationships, since this is regulated under state law.</p> <p>Councilor Dwight moved to refer the recommendation to the city solicitor to draft language to be approved by the council in the form of a home rule petition. Councilor Jarrett seconded.</p> <p>Regarding the benefits of such an ordinance, broker's fees are a serious impediment to people with housing vouchers because often those vouchers will not pay brokers' fees, Councilor Jarrett elaborated. One argument is that the cost will just be passed onto the tenant in the form of higher rent but the advantage is that any such cost will be spread over the lease period instead of all up front. He is not convinced that would necessarily be the case. They are making it easier for someone coming in to a rental not to have to come up with 40% to 60% of a month's rent in addition to first, last and security.</p> <p>These fees really can be the barrier that keeps someone from getting housing, Councilor Sciarra confirmed.</p> <p>The motion passed unanimously 9:0 by roll call vote.</p>

- ❖ Recommendation that charter review be conducted more frequently than every 10 years (Exhibit C, Item #1)

Councilor Dwight moved to recognize Charter Review Committee and Ordinance Review Committee (ORC) members. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote. .

ORC member Megan Paik suggested that the committee recommend that review of the Northampton City Charter under Section 10-6 of the Charter and Section 9 of the Code of Ordinances, which is usually undertaken at 10-year intervals, be undertaken more frequently, Councilor Thorpe advised.

This is not so much an ordinance as a provision of the charter, Councilor Dwight observed. This came up during charter review and was discussed for some period of time. He said doesn't know what form this would take. Charter reform doesn't have to come every 10 years; the city can petition to amend the Charter at any time. The thrust of this argument is what the council heard in public comment tonight and what Member Paik described as the disproportionate authority granted to the executive position under a strong mayor/weak council form of government.

His opinion is that this was something that should have been addressed under charter review or recommended by the Charter Review Committee.

Under the charter, the charter is reviewed every 10 years and ordinances every five years, Solicitor Seewald confirmed. The review is structured by ordinance, so ordinances exist for both charter review and ordinance review. Member Paik was advocating for reviewing the charter at similar intervals as review of ordinances notwithstanding the fact that the charter does not require it. The council could pass an ordinance to review the charter every five years; it certainly complies with the charter, he pointed out.

In response to the question of what action is called for, Attorney Seewald suggested councilors could put consideration of further study of this issue on the floor. As he understands it, the recommendation of the Ordinance Review Committee is to consider amending the ordinance to increase the frequency of charter review.

Councilor Maire wondered out loud where they could house such a consideration.

This smells like a special or ad hoc committee since it involves a recommendation on one particular issue and wouldn't need permanent standing, Councilor Dwight suggested. It doesn't quite fit in Legislative Matters or any of the other standing committees.

To the best of their recollection, no one raised the issue of whether the once a decade review should change during the recent charter review, Stan Moulton shared. He would remind the council that a thorough review of the charter is a fairly time-consuming process. It took their committee 11 months during which they held 19 meetings. The council held further hearings and now it's on to the legislature which is also holding hearings and has yet to act on it. It is a multi-year process, he stressed.

Charter Review Committee (CRC) Vice Chair Sam Hopper agreed. Northampton has four home rule petitions before the legislature and another one for ranked choice voting is still being worked on because it is more in-depth. Some of these would likely have to come back to the city as a referendum. "It was a big lift," she concurred.

Councilor Sciarra said she believed the city has been acting under the same charter since 1883 before going through the review process in 2011. The first election cycle to reflect changes enacted under the new charter was the 2013 cycle. They went through the whole process about nine years ago and the review process in 2019 and are still very much in that process.

Mr. Moulton is correct that the CRC did not discuss the term of review; that's not what he meant to say, Councilor Dwight said. Rather, CRC members discussed the strong mayoral

form of government, the issue that drove the recommendation. In fact, it was the very basis of their conversation about the charter. The 2011 committee discussed what the term of review should be. Ten years gave enough room for deep dives and due diligence while more frequency would ultimately not prove fruitful.

Councilor Foster noted that the ORC was tasked with looking at ordinances through the extra lens of social justice. She wondered if the spirit of the recommendation was having the flexibility to review the charter when there are these sticking points. She asked about the process for amending the charter.

In order for the charter to be changed through the special act process, the city council would have to pass an order, the mayor would have to sign it and the order would be sent to the legislature for approval, Attorney Seewald explained. Any councilor or the mayor can initiate that order and it would go through the normal process.

Councilor Jarrett asked if mayoral approval is required.

Absolutely, Attorney Seewald said. His objection cannot be overridden by the council, he added.

With regard to whether further study is warranted, when the ORC comes and says there might be an equity issue here, she might be prone to say it warrants further study, Councilor Maiore volunteered.

Councilor Dwight asked what the special committee would be studying, and Councilor Maiore said the frequency of charter review.

It seems to him that the issue that drives it and that probably warrants further study is the balance of power between the executive and the legislative branch, Councilor Dwight suggested. Having more frequent review doesn't really get at the issue. If the issue is what is perceived as the disproportionate power structure, then that should be the focus of study.

Councilor LaBarge said she is hearing that any order initiated by the council to change the charter would have to be signed by the mayor. She is seeing a discrepancy in power there between the legislative vs. executive branches, she commented.

Per state law, at no time and under no circumstances can a home rule petition go to the legislature unless both the mayor and city council approve, Attorney Seewald clarified. It is an equal balance of power in that regard. If the mayor wanted to change the charter and the city council said no, the mayor couldn't send it off to the legislature.

Councilor Quinlan expressed his understanding that if they formed a special committee to study more frequent charter review, it would be the next charter review commission which would examine the balance of power.

Councilor Dwight said he thinks it would be inappropriate for a city council to tell the charter review committee what to review. The council doesn't get to charge the charter committee. The balance of power in the community is a pretty meaty subject, he observed.

There is no mechanism in either the charter or the ordinance for the city council to require the charter or ordinance review committee to focus on a particular topic, Attorney Seewald clarified. In the case of the ORC, the council expressed a desire for the committee to focus on social justice, and the ORC agreed.

Councilor Maiore asked ORC members to clarify what they were recommending further study of.

Councilor Nash said he thinks Member Paik wanted to get at the balance of power and trigger the charter review mechanism in order to have that discussion sooner. It does keep coming up; they hear it in public comment, he pointed out. Councilor has the ability to trigger that discussion sooner rather than later, and he thinks that's the direction they may want to go in.

After listening to the discussion tonight, he thinks that rather than studying the interval of charter review right away, the council should wait to see the outcome of the current charter review process, Mr. Moulton advised. The subject of the balance of power and a strong mayoral form of government was the subject of some discussion at the CRC, he confirmed. There was strong interest from some members of the public in exploring alternatives to that form of government, and the CRC did not make any recommendations about that. It seems to him that that is what a study committee could take on right now.

Similar to Mr. Moulton, his suggestion would be that, when they feel ready, councilors could do a resolution to form a select committee to study the issue of executive vs. legislative forms of government, Councilor Jarrett proposed.

Councilor LaBarge agreed this is something they need to look at. She's been hearing for the past couple of years that city councilors are losing their power. She cited the controversy over cherry trees on Warfield Place as an example of a situation the city council has no control over. She thinks they can collectively ask the mayor to listen to what the neighbors are saying and put the project on hold, she shared.

As a point of order, Councilor Dwight noted that this is not an agenda item so they should not be discussing it. Even under the old charter, councilors never had the authority to direct department heads, so this is not a loss of power, he clarified.

Councilor Dwight said he thinks the consensus, as Councilor Jarrett suggested, is for councilors to consider drafting a resolution to form a select committee to study the issue. There being no further discussion Councilor Sciarra moved on to the next recommendation.

- ❖ Recommendation that city adopt a Housing Stability Notification Ordinance (Exhibit A, Item #1)

In November of 2020, ADA Coordinator Keith Benoit reported that he was working to draft an ordinance similar to ones passed in Boston and Somerville that would require landlords evicting a tenant or banks foreclosing on a house to give a list of resources to homeowners /tenants at the point of issuance of a notice to quit, Councilor Thorpe related.

Mrs. Krutzler said she spoke to the ADA Coordinator today, and he said the ordinance has been drafted but the question of which department (Health Department or Building Department) would administer/enforce it has not been determined. She said she wasn't sure if the planning department had definite plans to introduce it in the immediate future. Councilor Nash said he would be happy to follow up with the planning office to see where this stands.

No action taken.

- ❖ Recommendation to adopt ordinance to allow first-floor residential use in Downtown and Florence Center (Exhibit A, Item #4)

ORC members were fortunate to have Office of Planning and Sustainability (OPS) Director Wayne Feiden present to them on this. At the time the ordinance was in the drafting phase.

Director Feiden, who was present on the call, said this is part of a broader, form-based code for Florence. Planners are working on it but are probably still three or four months from introducing it.

It's worth noting that a number of the recommendations will be coming from the planning office as drafted ordinances, Councilor Dwight observed. His concern is that they are just rehashing the ORC presentation without drafted ordinances before them. He expressed his understanding that these items are currently being worked on and will at some point be presented to the council for a vote.

Director Feiden confirmed that is the case.

- ❖ Recommendation on remaining items recommended for further study (Exhibit C,

#3 - #7)

Councilors gave updates on the status of these items, which are still under review:

#3. Towing of Vehicles Impeding Snow Removal Operations - Councilor Nash said he and Councilor Foster are still working on this issue. Councilor Dwight said he hoped they would consider a municipally-owned and operated towing system as opposed to a private contractor because this would allow them greater latitude; i.e. - discretionary towing as opposed to predatory towing. It's worth exploring and something he's kind of lobbied for the last 10 years or so.

#4. General Sign Regulations - Councilor Sciarra said this is something she's been working on with the city solicitor. Councilor Jarrett agreed to work with them.

#5. Proposal to Expand Notification under §350-3.5- As the champion for broader notification of zoning map changes, Councilor Nash said he did 'a deep dive' on this proposal, and the conclusion was that codifying this in ordinance would create an undue burden on the city because if someone weren't notified by this broader process, the hearing could actually be contested. The city is legally bound to notify certain property owners under Mass. General Law, and broadening this to include others would create additional legal rights to due process which then must be fulfilled.

His hope would be for the mayor's office to expand what it does now for notification as a courtesy without creating a legal obligation for the city by amending the ordinance. The city already does this with placement of yellow signs on sites that are the subject of public hearings. It is his hope that either the planning office or the mayor's office could expand this courtesy notification.

Councilor LaBarge and Councilor Quinlan both expressed support for this approach.

#6. Commercial Buffer Zone Proposal - Councilor Jarrett said he was working on this but realized it would also apply to his business so he decided to recuse himself. Councilor Nash said he would like to continue researching this as complaints continue to be received about dumpsters being emptied outside of allowed hours. Councilor Quinlan said he would be happy to work with him on this.

#7. Unobstructed Lane of Travel - Councilor Sciarra said they already voted to correct the discrepancy within the code in the 'housekeeping' section.

Interim Procedure for Conducting City Council Meetings

Interim Procedure for Conducting City Council Meetings

Councilor Dwight moved to recognize Northampton Open Media Director Al Williams. Councilor Nash seconded. The motion passed unanimously 9:0 by roll call vote.

Councilors discussed how to conduct meetings for the remainder of the session (whether in-person or remotely). Councilor Sciarra explained that, right before they last met (June 16, 2021), the governor extended certain measures adopted during the state of emergency until April 1, 2022, including the provision that public bodies can continue to provide 'adequate alternative means of access' to their deliberations instead of convening in person in a place physically accessible to the public. In the meantime, the rules select committee is considering modifications to the council rules which won't be available until the end of the session.

With regard to remote participation by the public, since there is no requirement that governmental bodies accept public comment - in person or otherwise - this is outside the scope of the Open Meeting Law (OML), she clarified.

Her sense is that the council wishes to stay totally remote for the remainder of the summer, she shared.

This is a conversation that's happening everywhere. She was part of a meeting this week

between the Mayor, Solicitor Seewald, NOM, the facilities director and the IT director to see if the city is equipped to accommodate remote public participation.

Councilor Dwight asked if they could start by talking about what's feasible.

NOM employees started testing a hybrid in-person/remote system in council chambers this week, Mr. Williams reported. To accommodate remote participation for council meetings, two Zoom meetings would essentially be going on; one meeting moderated by a NOM employee inside the control booth and another moderated by someone in council chambers. Cable channel viewers would see a zoom feed equivalent of the pre-pandemic coverage of council meetings. The Zoom meeting in the control room will provide the feed to the public and also feed the monitors in the room, while the Zoom meeting within council chambers will control the participation of people participating remotely.

He expressed the opinion that there will be some degree of a learning curve for the council to figure out how to navigate going from public comment in the room to public comment via Zoom. Cable channel operators think they can make it happen if city officials decide it's something they want to do.

Two Zoom meetings are necessary because the view of the Zoom meeting moderated from inside the room will not necessarily be the best one for the audience.

For subcommittee meetings when the full council is not present, a camera in council chambers would provide a wide shot of the room for purposes of a single Zoom meeting.

That's as far as they've gotten in terms of their thinking and testing, Mr. Williams shared. Next steps include testing in the JFK Middle School Community Room where the set-up is a little different and in the hearing room on the second floor of City Hall.

Councilors asked questions and offered comments. Councilor Quinlan asked if there would be a mechanism for the council to see the person providing public comment remotely.

The intention is to put the person's image on the large screen in that room, Mr. Williams said.

What the cable studio would be feeding to the public is a Zoom meeting with the person speaking in Speaker View. The production NOM records inside council chambers becomes an entity inside of Zoom.

Councilor Dwight expressed his understanding that what cable viewers will see with a hybrid meeting is not much different from what they see now with the council meeting via Zoom. It sounds doable but it doesn't sound ideal by any stretch. It sounds particularly challenging for the council president and administrative assistant. He is hearing the prospect that this is doable with some caveats.

Councilor Sciarra mentioned that councilors in council chambers couldn't be on zoom because of feedback issues.

Mr. Williams said it would be preferable for NOM employees if the council doesn't meet in hybrid form in August since they will not have had time to do sufficient testing.

The ideal format is to have everyone on zoom in some ways so viewers have the advantage of seeing close-ups of those speaking.

Councilor Foster said the question she has been asking herself is whether they are able as a council to meet their responsibilities well in the current format, and she thinks they really are. They are seeing increased access in a variety of ways. It is estimated that 80% of American adults own smart phones right now, so a really significant portion of the population have the ability to attend meetings. She sees an awful lot of advantages to the way they're meeting now.

Councilor Sciarra noted that if even one councilor is remote; every vote has to be a roll call.

They are trying to find a workable solution for now, but other options may be possible in the future, Mr. Williams said. He can envision a scenario where each desk in council chambers has a web camera connected to a mini-computer connected to Zoom or some other video conferencing platform. "That feels like future government to me a little bit," he commented.

If the council decided not to meet in a hybrid model, NOM could set up a viewing room for people who do not have access to smart phones or laptops, he added.

It seems to him that the consensus of the group is to go the most complicated route, which is the hybrid model, Councilor Dwight observed.

Councilor Maiore pushed back gently, saying she's not yet sensing a general consensus as to a hybrid model.

Councilor Nash said he has a sense they are moving toward this hybrid model. He misses the incidental contact that happens at in-person meetings, such as talking to and building relationships with people before and after the meeting, including colleagues and department heads as well as constituents. "There's increased dialogue." The audience is restricted to providing public comment during the meeting but not before and afterwards. "I long for getting back to the human scale. . . I miss the face-to-face."

At the same time, he thinks the way Zoom has broadened the number of people coming to their meetings is terrific, he acknowledged.

Councilor Sciarra said she agrees.

Councilor LaBarge said that hearing there is an uptick in COVID infections in Massachusetts, she herself would be a little hesitant about returning in person not knowing who coming into council chambers is vaccinated and who is not. Her preference is to stay with zooming for September, October, November and December.

At Councilor Sciarra's suggestion, councilors agreed to make a final decision at the next regular meeting on August 19th.

<p><u>Recess for Committee on Finance Meeting</u></p>	<p><u>Recess for Committee on Finance Meeting</u> The City Council recessed for Finance Committee at 10:12 p.m. The Finance Committee adjourned at 10:43 p.m. The council reconvened at 10:43 p.m.</p>
<p><u>Financial Orders (On 1st reading pending Finance Committee review)</u></p>	<p><u>Financial Orders (On 1st reading pending Finance Committee review)</u> <u>21.301 An Order to Appropriate FY2022 Cash Capital Funds to Various Capital Projects - 1st reading</u> Councilor Dwight moved to approve the order in first reading. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote. Councilor Dwight moved to suspend rules to allow a second reading. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote. Councilor LaBarge moved to approve the order in second reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote. <u>The following order passed two readings:</u></p>

21.301 Order to Appropriate FY2022 Cash Capital Funds to Various Capital Projects - 1st reading

City of Northampton
MASSACHUSETTS

In City Council July 15, 2021

Upon recommendation of the Mayor

21.301 An Order to Appropriate FY2022 Cash Capital Funds to Various Capital Projects

Ordered, that

Pursuant to the FY2022-FY2026 Capital Improvement Program, the following Capital Projects are appropriated from the General Fund FY2022 Cash Capital Account:

Central Services – Replace 2005 City Maintenance Vehicle	\$ 45,000
Central Services – Senior Center – Lobby & Reception Upgrades	\$ 30,000
IT – Dispatch – Radio Computer Servers & Stations	\$ 16,000
IT- Northampton Public Schools – High School PA System Replacements	\$ 30,000
Planning – Multi-Use Trails	\$ 50,000
Planning – Conservation Equipment Storage	\$ 15,000
Fire Rescue – Replace 1998 Quad with UTV	\$ 26,500
Parks and Recreation – City Field Improvements	\$ 15,000
Northampton Public Schools – JFK Cafeteria – Replace Walk In Freezer	\$ 30,000
Northampton Public Schools – Leeds – Playground Fencing	\$ 25,000
Northampton Public Schools – JFK – Window Repairs	\$ 20,000
Northampton Public Schools – Leeds – Window Replacement Engineering/Design	\$ 30,000
Smith Vocational and Agricultural High School – Window Replacement	\$ 50,000
<u>DPW – Traffic Calming</u>	<u>\$ 25,000</u>
TOTAL:	\$ 407,500

Rules suspended, passed two readings and enrolled.

21.302 An Order to Approve FY2021 Budget Transfers - 1st reading

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

Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote.

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

The following order passed two readings:

21.302 Order to Approve FY2021 Budget Transfers - 1st reading

City of Northampton
MASSACHUSETTS

In City Council July 15, 2021

Upon recommendation of the Mayor

21.302 An Order to Approve FY2021 Budget Transfers

Ordered, that

The following FY2021 budgetary transfers be made:

Department		Description	Org	Object	Transfer From:	Transfer To:
Collector / Treasurer	PS	Longevity	11461	514002		\$ 408
Legal Services	OM	Legal Services	11512	530002		\$ 9,458
Health	OM	Office Supplies - General	15112	542000		\$ 222
Medical Insurance	PS	Employee Insurance Benefits	19141	519400	\$ (10,088)	
Total Budgetary Transfers:					\$ (10,088)	\$ 10,088

21.303 Order to Surplus City Land for Affordable and Attainable Housing at Chapel Street, Oak Street and Evergreen Road - 1st reading

21.303 An Order to Surplus City Land for Affordable and Attainable Housing at Chapel Street, Oak Street and Evergreen Road - 1st reading

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

See minutes of August 20, 2021 for second reading.

Consent Agenda

Consent Agenda

Councilor Sciarra reviewed the items on the consent agenda, offering to remove any item for separate consideration upon request. Councilor Quinlan requested removal of the appointment of Maureen Carney to the Northampton Housing Authority – Board of Commissioners. Councilor Sciarra herself requested removal of the appointment of Mari-Jon “MJ” Adams to the Whiting Street Fund Commissioners.

Councilor Dwight moved approval of the consent agenda with the two removals. Councilor Thorpe 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 May 25, 2021 Special City Council Meeting (FY2022 Budget Hearing), May 26, 2021 Special City Council Meeting (Continuation of FY2022 Budget Hearing), May 27, 2021 Special City Council Minutes, June 3, 2021 City Council Minutes and June 7, 2021 Special City Council Meeting Minutes
- B. 21.291 Appointments to Various Committees, all positive recommendations, City Services Committee - 7/6/2021

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

C. 21.295 Appointments to Various Committees, all positive recommendations, City Services Committee – 7/6/2021

Agricultural Commission

Stan Zawalick, 538 Sylvester Road, Florence, MA
Term: July 2021-June 2024
Reappointment

Disability Commission

Jeremy Macomber-Dubs, 20 Hampton Avenue, Apt. 301, Northampton, MA
Term: July 2021-June 2024
Reappointment

Linda Kakos, 220 Rocky Hill Road, Florence, MA
Term: July 2021-June 2024
Reappointment

Council on Aging

Gerriann Butler, 46 Autumn Drive, Florence, MA
Term: July 2021-June 2024
Reappointment

Anne Romano, 351 Pleasant Street, Unit 6, Northampton, MA
Term: July 2021- June 2023
To fill a vacancy

Planning Board

Corinne Coryat, 26 Bedford Terrace, Apt. 2, Northampton
Associate Member
Term: July 2021-June 2024
To fill a vacancy

D. 21.299 Applications for Second Hand Dealer Licenses - Le BonNton, LLC, Birdhouse Music, The Vintage Cellar

Renewal applications for the following:

Le BonNton, LLC, 150 Main Street, Suite 292

Applicant: Cigdem Turkomer

Sun Music, LLC, d/b/a Birdhouse Music, 164 Main Street

Applicant: Glen Alper

The Vintage Cellar, 11 Bridge Street

Applicant: Daniel Egan

E. 21.304 Appointments to Various Committees - for referral to City Services Committee

Council on Aging

Michael Ford, 6 Massasoit Street, Northampton, MA
Term: July 2021-June 2024
Reappointment

Historical Commission

Steven Moga, 89 Marian Street, Northampton
WMAIA Nominee
Term: August 2021-June 2024
To fill a vacancy as the WMAIA representative

Trust Fund Committee

Joseph Wilhelm III, 54 Prospect Street, Northampton
Term: August 2021-June 2024

To fill a vacancy

Urban Forestry Commission

Robert Postel, 44 Washington Avenue, Northampton
 Term: July 2021-June 2024
Reappointment

Councilor Quinlan disclosed that Maureen Carney contributed to his campaign. He said it did not preclude his being able to act impartially on her appointment. Councilor Sciarra said she had the same disclosure to make about Maureen Carney.

Councilor Dwight moved to appoint Maureen Carney to the Northampton Housing Authority – Board of Commissioners. Councilor Foster seconded. The motion passed unanimously 9:0 by roll call vote.

The following appointment was approved:

Northampton Housing Authority-Board of Commissioners

Maureen Carney, 13 Church Street, Northampton, MA
 Term: July 2021- June 2026
To fill a vacancy

Councilor Sciarra said MJ Adams has contributed to her campaign but it does not impact her ability to vote on this referral.

Councilor Dwight moved to refer the appointment of MJ Adams to the Whiting Street Fund Committee to the City Services Committee. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

The following appointment was referred to the City Services Committee:

Whiting Street Fund Committee

MariJon “MJ” Adams, 60 Norwood Avenue, Florence
 Term: August 2021-June 2024
To fill a vacancy

<p><u>New Business</u></p>	<p><u>New Business</u> None.</p>
<p><u>Motion to Adjourn</u></p>	<p>Upon motion made by Councilor Dwight and seconded by Councilor Quinlan, the meeting was adjourned at 10:59 p.m. The motion passed 9:0 by roll call vote.</p> <p>Attest: _____ Administrative Assistant to the City Council</p>

NORTHAMPTON CITY COUNCIL

PUBLIC COMMENT RECORD SHEET

July 15, 2021

NAME ADDRESS SUBJECT

Oliver Kellhammer Warfield Place spoke against culturally and ecologically insensitive tree removal plan for Warfield Place. It goes against the Sustainable Northampton Plan in a number of registers and also against the climate emergency. Cutting down mature shade trees is not a way to meet those commitments. Donna LaScaleia and Rich Parisiliti characterized these beautiful cherry trees as being diseased, but they actually got advice from a certified arborist that is in conflict. He says the trees are "experiencing a rare and precious moment of maturity in a growing environment that is seldom seen." Begged them to stop this ill-advised project. These trees are beloved. Have a 2,000 named petition and they've also been made Buddhist priests. There's still time. Construction has not yet started.

Benjamin Spencer, Rust Avenue a hearty thank you to Mayor Narkewicz for having come out and met with their neighborhood and listened to their concerns and changing the plan for the parcel on Chapel Street to now include growing the neighborhood. He is so looking forward to having new neighbors. The people who move in here are so going to appreciate living in this beautiful area. The whole neighborhood breathed a sigh of relief when this happened.

Carmen Junno, 73 Straw Avenue, Northampton Housing Partnership member, an advisory committee with regard to affordable housing that advocates for increasing the city's stock of affordable housing. NHP fully supports the order to declare three land parcels (Chapel Street, Oak Street and Evergreen) surplus in order to create more affordable housing. The order would allow the mayor to authorize the transfer of deeds and leases so they could start the lengthy process of turning these parcels into affordable housing units.

Kyra Anderson, 42 Munroe asking why too late to make changes to the Main Street design. Deadline for finalizing 25% design is in December. Needs someone to explain to her why too late to make design changes because it doesn't make sense. The decision is too big and will impact too many for too long to shut down data-driven improvements suggested for everyone. Residents were presented with three designs in April, three months ago and had one month to complete a survey at a time when most people were just coming out of COVID. Many were clear that this wasn't their preferred choice because their preferred choice did not exist. They asked for changes in May, June and July and the answer was no, it's too late to make changes. Was this a fair process or was it fixed from the start?

Susan Theberge, Rocky Hill Road, Florence recently built a home here. So thrilled with the level of climate awareness around trees, protecting the land and water, etc. as co-founder of Climate Action Now feels they need the rules. Is so puzzled by this decision to cut down these seven old and profoundly carbon-sinking cherry trees on Warfield Place. Had a fairly long phone call with Jo Comerford and an international expert on trees and carbon sequestration (Dr. Moomaw). He was talking about how it is the really old trees that are holding the carbon. When built house didn't want to cut down tree unless absolutely had to. Wanted to implore them. To maintain livable ecosystem, have to think about things differently. Can stop using fossil fuels but the science is very clear that have to sink or absorb carbon.

Cecilia Shiner, Warfield Place as face destruction of their street in coming days and months, wanted to let them know how deeply disappointed she is with the lack of care they have shown for the trees, wildlife, etc. It was one thing to proceed with this plan before they heard their concerns but now they have done so and nothing changed. Implored city to rethink the plan and take into consideration issues such as accessibility for people who live here because know residents who will lose accessibility because of this plan.

Tom Riddell, Aldrich Street concerned about plans for repaving and fundamentally altering Warfield Place. Over 2,000 people have signed petition. Thinks opportunity to take a pause, step back a little bit and pursue some of the goals in the Sustainable Northampton Plan, including collaboration with neighborhoods and broad planning for the street. read excerpts from the Sustainable Northampton plan, including "protect valuable and sensitive resources" and "continue to improve streetscape design standards for street trees," etc.

JM Sorrell, Haydenville has worked and owned property in Northampton for most of last 40 years. Re: cherry trees, read short poem. Cherry trees are home to its human residents. Warfield Place residents are stewards of these magnificent trees and are doing everything in their power to protect them just as they would protect a family member. There are always alternative solutions if they have the will to do things differently. It's true that new trees are not a

substitute for old trees when it comes to the benefit to those who live on the planet. Hope city council can work with the mayor to find alternatives. People on the street are willing to do something to find middle ground.

Ivy Vann, town planner, asked by residents of Warfield Place to take a look at the street and see if are good reasons from a design standpoint to do major work to the street. Her opinion is it currently is functioning as a shared street. It is used by people with bicycles, people pushing baby carriages, etc. because street is narrow and is not a through street, it does not need to have a lot of work. Urged city to take a look at making it a better shared street instead of turning it into a suburban model.

Jim Sharp, Emerson Way given the privilege of reading the words of John Barryhill, the arborist asked to assess the condition of the cherry trees. He is aware of what's been said of their age and condition and that some argue their current state warrants proceeding with repaving plans. Shared his strong belief that these trees are not in the poor condition he's heard described. He implored city officials to pause. He has heard the terms pathogen, diseased and declined associated with the trees. They are not diseased or in a state of rapid decline but showing signs of vitality. Not aware of all the considerations in planning work but strongly pushes back at idea that trees are frail, causing unacceptable risk. Mischaracterizing their condition to support a project would clash with all the city has done to support trees.

Katie Young, Warfield Place has heard Warfield Place project described as 'controversial' but all Warfield Place residents want city to stop paving project. Trees not merely assets but members of the community. asked if could imagine telling someone you've only got five good years left so we're going to kill you now. is the whole Tree City Northampton thing real or just something we say for photo ops? Please do not say, I can't do anything or 'It's out of my hands.' Please don't say nothing when your constituents are desperate for leadership. It's what we love most about our street. We love those streets. This is killing our mental health.

Nancy Stenberg, Easthampton friend of Warfield Place. The city's decision to repave the street surface was based on two things and two things only. Traffic need was not considered. The street gets almost no traffic and literally leads to nowhere. Citizen complaints were not considered. The DPW admitted they've rec'd zero complains about Warfield Place. Resident desire was not considered. Virtually every person with a Warfield Place address opposes the plan. Everyone else in the city is begging for repavement but Warfield Place residents are begging for the paving to stop. Decision was based on algorithm. Also, the DPW thought it would be cheap to pave. The DPW had a list of projects and Warfield was the cheapest.

Meg Robbins, Aldrich Street was part of lovely walk today by a number of residents and some Buddhist priests and drums. Read letter presented on steps of City Hall. Trees recently ordained are seven Kwanzan cherry trees. Letter said recently ordained 10 trees as Zen Buddhist priests with over 60 present. In Zen Buddhist tradition understand trees, etc. to be sacred teachers of ancient wisdom. Now that have been ordained are to be referred to by honorific title. Hoping will reconsider plans to remove trees. Signed by 123 of the most prominent Buddhist teachers in North America. Hope will honor the fact that these are not just trees, they are monks.

Will McAdams, Florence asked councilors to imagine a tree that was part of their life and asked them to imagine themselves chopping down that tree. Asked to honestly consider the question, 'what gives you that right?'

Liz Gaudet, Warfield Place, speaking for Diedre Muchio has written several letters to the editor on behalf of the cherry trees. Read excerpts from her letters. Said she is totally blind and has never once tripped on sidewalks on Warfield Place. Walked on Warfield Place almost daily with the luxury of sight. As far as ADA compliance is concerned, it's ludicrous to think that stretch of road will enhance anyone's navigation in a wheel chair, or in her case, with a guide dog and a cane. Gave examples of other roads, the north side of State Street from Warfield Place to King Street. Will never convince her that ADA compliance on little stretches of sidewalk not critical for people to pass makes sense. I am diseased. Cancer riddles my spine and pelvis. Should I be knocked down sooner rather than later?

Alena Bartoli, Barrett Street, parents live on Aldrich Street, re: ADA compliance, she's legally blind. She can navigate by foot. Has been resident on and off in Northampton for 27 years. On Warfield Place, what struck her is that it is quite a broad sidewalk, it is clear, and the vegetation on both sides of the sidewalk are well-tended. On the other hand, tripped and fell on an area of the sidewalk on Aldrich Street as had a neighbor. State Street extension is a place she walks in the street because she does not feel safe walking on the sidewalk. Named streets difficult to navigate: Barrett Street between Coachlight Condominiums and Carlon Drive, Church Street, Prospect Street between Spring and Finn, etc.

Thomas Weiner, Linden Street where city had good sense to plant upwards of 12 trees. For him, is the time to see the oneness of this planet. This is a great opportunity to stand with the trees. Is about providing for children and grandchildren a model of good citizenship.

MASSACHUSETTS

In City Council

August 19, 2021

Upon recommendation of the Mayor

21.305 An Order to Reprogram CS Surplus Funds to CS 2005 Vehicle Replacement

Ordered, that

\$8,526.25 of the surplus funds remaining in the Central Services HVAC Tech Van account (19303 585902) and \$9,473.75 of the surplus funds remaining in the Central Service Recreation Roof Field project (19303 586230), be reprogrammed and added to the original appropriation of \$45,000 for a total of \$63,000 for the Central Services Replacement of the 2005 City Maintenance Vehicle.

City of Northampton
MASSACHUSETTS

In City Council

August 19, 2021

Upon recommendation of the Mayor

21.306 An Order to Appropriate Transportation Infrastructure Enhancement Funds to Hotel Bridge Improvements

Whereas, the city has received \$2,383.50 from the Commonwealth Transportation Infrastructure Enhancement Trust Fund for trips conducted by Transportation Network Companies in Massachusetts for calendar year 2020; and

Whereas, the funds must be appropriated by City Council upon the recommendation and approval of the Mayor; and

Whereas, the funds must be used to address the impact of transportation network services on municipal roads, bridges and other transportation infrastructure or any other public purpose substantially related to the operation of transportation network services in the city;

Ordered, that

The amount of \$2,383.50 be appropriated from the Commonwealth Transportation Infrastructure Enhancement Fund (Fund 2316) to be used for the costs related to structural and road surface improvements to the Hotel Bridge to accommodate bicycle and pedestrian traffic.

City of Northampton

MASSACHUSETTS

In City Council

August 19, 2021

Upon recommendation of the Mayor

21.307 An Order to Reprogram \$15,000 from Safety Village Surplus to Sheldon Field Dugout Replacement

Whereas, the City is working with the students of Smith Vocational and Agricultural High School to remove and replace the dugouts at Sheldon Field;

Whereas, the City will provide the materials and Smith Vocational and Agricultural High School students will provide the labor;

Ordered, that

\$15,000 of the remaining balance in CS Rec 7 Safety Village Replacement (19303 586231) be reprogrammed to support the Sheldon Field Dugout Replacement Project.

City of Northampton
MASSACHUSETTS

In City Council August 19, 2021

Upon recommendation of the Mayor

21.308 An Order to Reprogram Funds for Safety Netting for Florence Recreation Fields

Ordered, that

\$9,844 of the remaining balance in CS Rec 7 Safety Village Replacement (19303 586231) be reprogrammed to support the Safety Netting – Florence Recreation Fields Project (19303 586237).

City of Northampton

MASSACHUSETTS

In City Council

August 19, 2021

Upon recommendation of the Mayor

21.309 An Order to Authorize Spending \$2,577.62 from Equipment Firefighting Donation Account on
UTV and Trailer

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 \$2,577.62 from the Equipment Firefighting Donation account (2529) to be used together with the original appropriation of \$26,500 to replace the 1998 Quad with a UTV (19303 586508) and purchase a trailer.

MASSACHUSETTS

In City Council

August 19, 2021

Upon recommendation of the Mayor

21.314 An Order to Reprogram Funds for Florence Fire Station Repaving

Ordered, that

\$11,658.52 in the Reserve for Bond Premium (3000 328100) and \$3,061.48 remaining in the CS Forbes Window Project FY20 (19303 586219), be reprogrammed and added to the original appropriation of \$65,000 for a total of \$79,720 for the Florence Fire Station Repaving Project (19303 584192).

City of Northampton

MASSACHUSETTS

In City Council, July 15, 2021

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

21.303 An Order to Surplus City Land for Affordable and Attainable Housing at Chapel Street, Oak Street, and Evergreen Road

WHEREAS, Consistent with the city's *Sustainable Northampton Comprehensive Plan, Open Space, Recreation, and Multi-Use Trail Plan, Housing Needs Assessment and Strategic Housing Plan*, and *Unlocking Opportunity: An Assessment of Barriers to Fair Housing*, the city has a comprehensive limited development, funding and regulatory program to create and fund affordable and attainable housing, including surplus unneeded city-owned land;

WHEREAS, In the last year, for example, city efforts include 1) transferring land from a limited development project on Burts Pit Road for nine affordable units, 2) authority to transfer land at the former state hospital on Burts Pit Road for two or three affordable units, 3) authority to transfer land on Laurel Street for multiple rental affordable units, and 4) authority to transfer land at Woodland Drive from a back tax transaction for an affordable unit;

WHEREAS, An inventory of potential city land includes the opportunity to create affordable units (available to those earning at or less than 80% of area median income) and attainable units (the "missing middle" to those who can't afford market rate units but are not eligible for affordable housing) at three sites:

- o Chapel Street (Map ID 38A-149) for a 99-year lease
- o Oak Street (Map ID 17C-001) for sale, with a portion of the property being retained by the city for future conservation or recreation uses
- o Evergreen Road (Assessors Map ID 11A-002) for sale

WHEREAS, As with the other recent projects, once City Council approval is received the city will do due diligence and further neighborhood engagement to determine the final parameters and conditions, with authority needed to allow the expenditure of those resources, apply for any needed grants or funding, and ensure legislative affordable housing support for these projects.

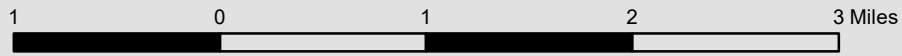
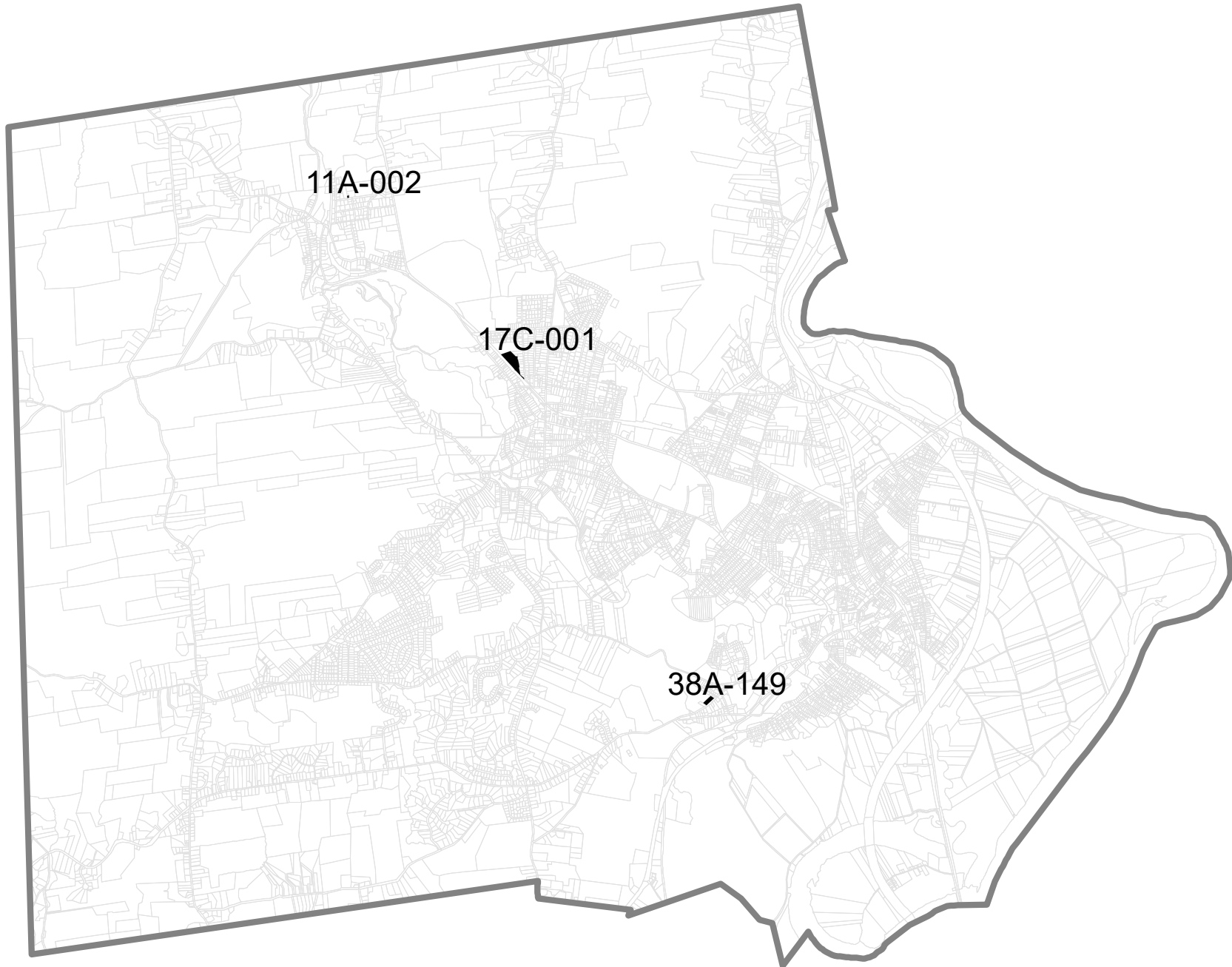
Ordered, that

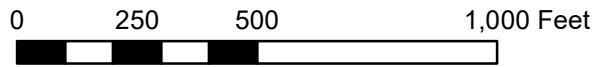
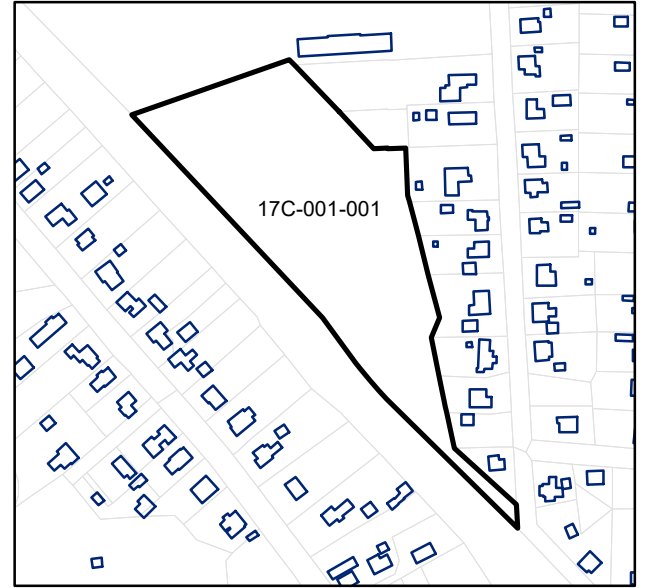
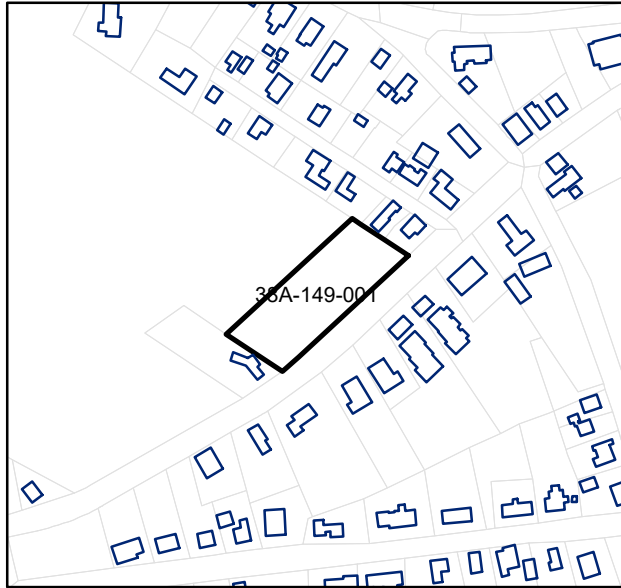
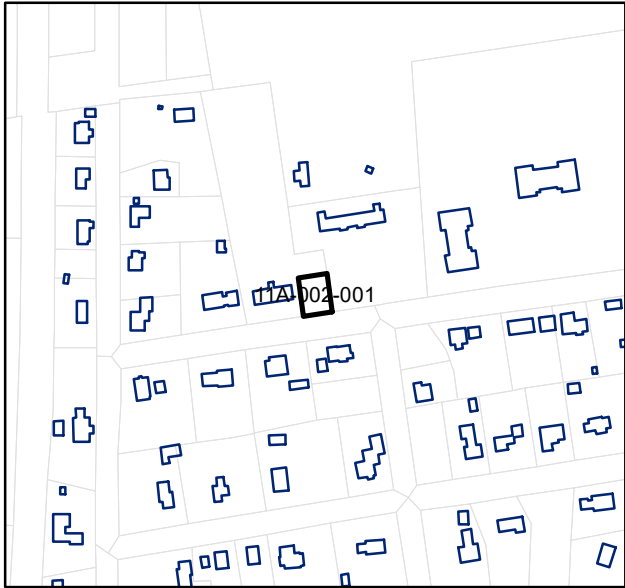
The City Council declares these parcels surplus to City needs;

Further that the Mayor is authorized to transfer deeds and/or leases for the land subject to restrictions and conditions that the Mayor imposes to accomplish these needs.

Current and Recent City Affordable Housing on Surplus City Land

Project	Source of Land	Ward	Type of Housing
Burts Pit Road	Limited development (conservation and housing)	6	9 units affordable homeownership
Burts Pit Road	Surplus from state to city for affordable housing	4	2 or 3 units affordable homeownership
Laurel Street	Surplus from state to city for affordable housing	2	To be determined for affordable rental
Woodland Drive	Parcel to the city in lieu of tax title foreclosure	6	1 unit affordable and one unit market homeownership
Chapel Street	Surplus from state to city for municipal uses	2	To be determined for affordable rental
Oak Street	Surplus city land	7	To be determined affordable and attainable housing
Evergreen Road	Surplus city land	7	2 units affordable and attainable housing





City of Northampton
MASSACHUSETTS

In City Council August 19, 2021

Upon the recommendation of City Clerk Pamela L. Powers

O-21.310

Warrant for September 28, 2021 Preliminary Election

Ordered, that a meeting of the inhabitants of the City of Northampton qualified to vote will be held on Tuesday, September 28, 2021, in the several polling places designated by the City Council, as follows:

WARD 1, Precinct A-In Jackson Street School Auditorium
WARD 1, Precinct B-In Jackson Street School Auditorium
WARD 2, Precinct A-In Smith Vocational-Agricultural High School – Building B
WARD 2, Precinct B-In Smith Vocational-Agricultural High School – Building B
WARD 3, Precinct A-In the Senior Center, 67 Conz Street – Great Room
WARD 3, Precinct B-In the Senior Center, 67 Conz Street – Great Room
WARD 4, Precinct A-In the Senior Center, 67 Conz Street – Patte’s Front Room
WARD 4, Precinct B-In the Senior Center, 67 Conz Street – Activity Rm #1
WARD 5, Precinct A-In Florence Civic and Business Building, 90 Park Street
WARD 5, Precinct B- In Smith Vocational-Agricultural High School – Building B
WARD 6, Precinct A-In Robert K. Finn Ryan Road School Gymnasium
WARD 6, Precinct B-In Robert K. Finn Ryan Road School Gymnasium
WARD 7, Precinct A-In John F. Kennedy Middle School Community Room
WARD 7, Precinct B-In Leeds School Gymnasium, Lower Level

The polls will be opened at seven o'clock in the forenoon and closed at eight o'clock in the evening of the said day, and all such members will, in the several wards and precincts in which they are individually entitled to vote between said hours, give in their votes for the nomination of candidates for Mayor and candidates for Councilor At-Large.

City of Northampton
MASSACHUSETTS

In City Council August 19, 2021

Upon the recommendation of City Clerk Pamela L. Powers

O-21.311

Warrant to Set Early Voting Dates/Times/Locations in Northampton

Whereas, On July 29, 2021 Governor Charlie Baker signed a supplemental budget to allow communities to provide no-excuse in-person and mail-in early voting for all municipal preliminary and regular elections until December 15, 2021; and

Whereas, Northampton has a city wide preliminary election on September 28, 2021 and a biennial municipal election on November 2, 2021; and

Whereas, early in-person voting provides expanded opportunity for voters to cast a ballot in their preferred manner when they cannot go to the polls on Election Day; and

Whereas, voter engagement is the cornerstone of our democracy and voters should not have to sacrifice voting in person in order to safeguard their health during the public health emergencies cause by the COVID-19 pandemic;

Ordered that,

In-person early voting shall be as follows:

Before the September 28, 2021 Preliminary Election:

Tuesday	September 21	8:30 am – 4:30 pm	Senior Center, 67 Conz St.
Wednesday	September 22	8:30 am – 4:30 pm	Senior Center, 67 Conz St.
Thursday	September 23	8:30 am – 4:30 pm	Senior Center, 67 Conz St.
Friday	September 24	8:30 am – 4:30 pm.	Senior Center, 67 Conz St.

Before the November 2, 2021 Biennial Municipal Election:

Saturday	October 23	8:30 am – 1:30 pm	Senior Center, 67 Conz St.
Sunday	October 24	1:00 pm – 6:00 pm	Senior Center, 67 Conz St.
Monday	October 25	8:30 am – 4:30 pm	Senior Center, 67 Conz St.

Tuesday	October 26	8:30 am – 4:30 pm	Senior Center, 67 Conz St.
Wednesday	October 27	8:30 am – 4:30 pm	Senior Center, 67 Conz St.
Thursday	October 28	8:30 am – 4:30 pm	Senior Center, 67 Conz St.
Friday	October 29	8:30 am – 4:30 pm	Senior Center, 67 Conz St.

City of Northampton

MASSACHUSETTS

In City Council, August 19, 2021

Upon the recommendation of Mayor David J. Narkewicz and Councilor William H. Dwight

21.312 AN ORDER TO SUBMIT A MEASURE TO THE VOTERS AT THE 2021 REGULAR CITY ELECTION

WHEREAS, pursuant to M.G.L. c. 164, § 35, on June 4, 2020, and on May 6, 2021, the City Council authorized, by two-thirds vote, the establishment of a municipal light plant; and

WHEREAS, Section 35 also requires that the City Council authorization be ratified by a majority of the voters at an annual or special election.

NOW, THEREFORE, in accordance with Section 9-5 of the City Charter, the City Council orders that the following question be submitted to the voters at the 2021 regular city election:

QUESTION _____. (A YES vote on this question is non-binding; a NO vote is binding)

Do you vote to ratify the two prior affirmative votes of the city council authorizing the city to take all necessary and appropriate action to establish and maintain, in accordance with the provisions of Chapter 164 of the General Laws and in accordance with the rules, regulations and orders of the Department of Public Utilities and Department of Telecommunications and Cable, a municipal lighting plant for all purposes allowable under the laws of the Commonwealth, including without limitation the operation of a telecommunications systems and any related services?

Summary: Question _____ would authorize but not require the city to establish a municipal light plant, which is a city-owned company that can provide utilities services including telecommunications systems and internet to businesses and households. A YES vote does not obligate the city to establish a municipal light plant, but the city cannot form a municipal light plant without voter ratification of the two prior city council votes in favor. A NO vote would prohibit the city from forming a municipal light plant.

A “YES” vote would indicate your support for authorizing a municipal light plant. A “NO” vote would indicate your opposition to authorizing a municipal light plant.

YES

NO

**City of Northampton
MASSACHUSETTS**

In the Year Two Thousand Twenty-One

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

21.313 An Ordinance to Amend the Zoning Map, §350-3.4, at Chapel Street

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by amending Section 350-3.4, the Zoning Map, to add a new Smart Growth-c overlay district.

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

Amend {§ 350-3.4 Zoning Map to add additional Smart Growth-c overlay district (SG-c), in addition to the existing SG overlays, overlain on the existing Planned Village District (PV), on Map ID 38A-149-001, as shown below. SG-c matches the zoning for affordable housing on Laurel Street and other areas of the former Northampton State Hospital, now known as Village Hill.}

