

## **CITY MANAGER'S AGENDA**

1. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following members of the Cambridge Police Department Traffic Division as Public Weighers to operate portable truck scales citywide for the calendar year 2008: Lt. John Albert, Sgt. Michael Maffei, Officer William Arthur, Jr., Officer Anthony Cacciola, Officer David Szeto and Officer Timothy O'Brien
2. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following persons as Public Weighers to operate scales for MICH-LIN transfer station for the calendar year 2008: Stacey Walkinshaw Vossmer, Kimberly I. Mochi-Vendetti, Jo Ann Del Vecchio, Daniel Pasquarosa, Charles Wainwright, Charles J. Mabardy, Joseph Mabardy, Jr., James J. Mabardy and John Ferrazzini
3. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following persons as Public Weighers to operate scales for Boston Sand & Gravel Co., located at 500 Front Street: Jake Howe, Dave Riccardi, Alan Carbone, Mike Ferguson, George Bento, Dave Theborge, Mike Roy, Scott Prentiss, Jody Staples, Joseph Olsen, Ray Broderick, Steve O'Keefe, Bob Ferguson, Roland Baris, John Lyons & Maryann Allen
4. Transmitting communication from Robert W. Healy, City Manager, relative to the City of Cambridge receiving three Triple A rating from the nations' three major credit rating agencies.
5. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 08-10, regarding a report on phasing out 30-minute meters and replacing them with 1-hour meters.

## **UNFINISHED BUSINESS**

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Timothy J. Toomey, Jr., Co-Chair of the Ordinance Committee, for a meeting held on Nov 18, 2004 for the purpose of considering proposed amendments to Chapter 2.74 of the Cambridge Municipal Code, the Police Review and Advisory Board Ordinance. The question comes on passing to be ordained on or after Feb 14, 2005. [Four sections of the proposed amendment were passed to be ordained as amended. Ordinance #1284. The remaining proposed amendments to chapter 2.74 remain on unfinished business.]
2. An application was received from Massachusetts Institute of Technology, requesting a curb cut at the premises numbered 84 Wadsworth Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical and Public Works. No neighborhood association for that area. [Charter Right exercised by Councillor Decker on Applications and Petitions Number Six of Sept 10, 2007. Sept 17, 2007 - Motion by Councillor Simmons to place on table carried on a voice vote of eight. Mayor Reeves recorded in negative on motion to place on table. Dec 17, 2007 - Referred to 2008-2009 City Council as Unfinished Business on motion of Councillor Simmons.]

3. An application was received from Massachusetts Institute of Technology, requesting a curb cut at the premises numbered 360 Memorial Drive between 296 and 120 Vassar Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical and Public Works. No neighborhood association for that area. [Charter Right exercised by Councillor Decker on Applications and Petitions Number Seven of Sept 10, 2007. Sept 17, 2007 - Motion by Councillor Simmons to place on table carried on a voice vote of eight. Mayor Reeves recorded in negative on motion to place on table. Dec 17, 2007 - Referred to 2008-2009 City Council as Unfinished Business on motion of Councillor Simmons.]
4. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Numbers 06-87, 07-83 and 07-138, regarding the status of putting the City's self-evaluation on the website. [Charter Right exercised by Councillor Kelley on City Manager Agenda Item Number Sixteen of Dec 10, 2007. Dec 17, 2007 - Referred to 2008-2009 City Council as Unfinished Business on motion of Councillor Kelley.]
5. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Brian Murphy, Chair of the Ordinance Committee, for a hearing held on Dec 12, 2007 for the purpose of considering a proposed amendment to Section 5.40 Special Dimensional Requirements of the Cambridge Zoning Ordinance by adding a new section 5.54 to protect solar energy systems. The question comes on passing to be ordained on or after Jan 28, 2008. Petition expires Mar 11, 2008.

## **COMMUNICATIONS**

1. An incoherent rant was received from Roy Bercaw, regarding new boss same as the old boss.
2. A communication was received from Kathy Podgers, transmitting copies of three decisions issued by the Commonwealth of Massachusetts Department of Public Safety Architectural Access Board.

## **RESOLUTIONS**

1. Urge residents to be cognizant of the staged reading of the play "Tony's Pizza" by Saul Slapikoff on Feb 18, 2008 at 7:30pm at Good Shepherd Hall at 9 Russell Avenue in Watertown. Councillor Decker
2. Thanks to Brian Fitch for his dedication as Secretary General to the International Association of Peace Messenger Cities. Councillor Decker
3. Resolution on the death of Private First Class Duncan Crookston. Councillor Decker
4. Resolution on the death of Lance Corporal James Gluff. Councillor Decker
5. Resolution on the death of Sergeant Michael Sturdivant. Councillor Decker
6. Resolution on the death of Specialist Richard Burress. Councillor Decker
7. Resolution on the death of Specialist Jon Schoolcraft III. Councillor Decker
8. Resolution on the death of Staff Sergeant Justin Whiting. Councillor Decker
9. Resolution on the death of Sergeant Tracy Birkman. Councillor Decker
10. Resolution on the death of Rita M. (Dooley) Sullivan. Councillor Maher
11. Support for the "*Badges for Baseball*" youth program and thanks to the Cambridge Police Department for their participation. Mayor Simmons
12. Congratulations to St. Bartholomew's Episcopal Church on the occasion of its 100th Anniversary. Mayor Simmons

13. Congratulations to the City Manager Robert W. Healy and staff on the occasion achieving a Triple A Bond rating.  
Councillor Toomey

**ORDERS**

1. Cancellation of Mar 3, 2008 City Council meeting to enable members of the City Council to attend the annual National League of Cities Washington, D.C. Conference.  
Councillor Toomey
2. That the City Manager is requested to confer with the Director of the Municipal Cable Office to televise the Special City Council Roundtable Meeting on housing policy on Wed, Mar 5, 2008 at 5:30pm in the Sullivan Chamber.  
Councillor Toomey
3. That the City Manager is requested to converse with the Cambridge Redevelopment Authority to determine all their land holdings in the East Cambridge and Kendall Square area and what plans and thoughts they have for future development in that neighborhood. Councillor Toomey
4. That the City Manager is requested to report back to the City Council on the distinction between green space and open space and whether or not it is suitable to change the designation of Joan Lorentz Park. Councillor Toomey
5. That the City Manager is requested to explore the potential of developing a pilot "sweep" program aimed at identifying and fining residential and commercial property owners in all city neighborhoods who willfully fail to remove snow and ice from sidewalks within 24 hours of a snow storm and explore the possibility of re-deploying current staff from their regular duties during this one-day effort in order to maximize the number of individuals enforcing the city's snow removal ordinance. Councillor Maher
6. That the City Manager is requested to confer with the Assistant City Manager for Community Development with the view of having staff study whether developing some design standards for as-of-right construction would be beneficial to the community, and that a report be made to the Ordinance Committee for a preliminary discussion.  
Councillor Maher
7. That the City Manager is requested to confer with Traffic, Parking and Transportation Department and report back on the sudden increase of meters that need to be repaired.  
Councillor Toomey
8. That this City Council go on record urging Smithfield Foods to drop their unjust and frivolous lawsuit against Jobs with Justice, the United Food and Commercial Workers and other union supporters. Councillor Decker, Vice Mayor Murphy, Councillor Seidel, Councillor Toomey, Councillor Maher, Mayor Simmons and Councillor Reeves
9. That the Government Operations Committee of the City Council take up the matter and recommend a process for naming public parks and other public entities. Councillor Davis
10. Dedication of an appropriate site in the vicinity of Concord Avenue and Chilton Street in honor of Frances Smith Pierce. Councillor Reeves

**HEARING SCHEDULE**

**Mon, Feb 4**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Feb 11**

5:15pm Special Presentation on behalf of the first statewide White Ribbon Day campaign (Sullivan Chamber)

Mon, Feb 11

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Feb 25**

5:30pm Roundtable Meeting discussion of City Council goals. No public comment. No votes will be taken. Meeting will not be televised. (Sullivan Chamber)

**Mon, Mar 3**

5:30pm City Council Meeting (Sullivan Chamber)

**Wed, Mar 5**

5:30pm Special City Council Meeting for a roundtable discussion with a housing panel on the City's overall housing policy, particularly the issues of density and the impact and compatibility of additional housing in the City's neighborhoods. No public comment. No votes will be taken. (Sullivan Chamber)

**Mon, Mar 10**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Mar 17**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Mar 24**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Mar 31**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 7**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 14**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 28**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, May 5**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, May 12**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, May 19**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 2**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 9**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 16**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 23**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 30**

5:30pm City Council Meeting (Sullivan Chamber)

**TEXT OF ORDERS**

O-1 Feb 4, 2008

**COUNCILLOR TOOMEY**

ORDERED: That the Mar 3, 2008 City Council meeting be canceled to enable members of the City Council to attend the annual National League of Cities Washington, D.C. Conference.

O-2 Feb 4, 2008

**COUNCILLOR TOOMEY**

ORDERED: That the City Manager be and hereby is requested to confer with the Director of the Municipal Cable Office to televise the Special City Council Roundtable Meeting on housing policy on Wed, Mar 5, 2008 at 5:30 p.m. in the Sullivan Chamber.

O-3 Feb 4, 2008

COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to converse with the Cambridge Redevelopment Authority to determine all their land holdings in the East Cambridge and Kendall Square area and what plans and thoughts they have for future development in that neighborhood.

O-4 Feb 4, 2008

COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to report back to the City Council on the distinction between green space and open space and whether or not it is suitable to change the designation of Joan Lorentz Park.

O-5 Feb 4, 2008

COUNCILLOR MAHER

ORDERED: That the City Manager be and hereby is requested to explore the potential of developing a pilot "sweep" program aimed at identifying and fining residential and commercial property owners in all city neighborhoods who willfully fail to remove snow and ice from sidewalks within 24 hours of a snow storm. A "sweep" of this nature could be tested 1 or 2 times during a winter season and evaluated for effectiveness; and be it further

ORDERED: That the City Manager be and hereby is requested to further explore the possibility of re-deploying current staff from their regular duties during this one-day effort in order to maximize the number of individuals enforcing the city's snow removal ordinance.

O-6 Feb 4, 2008

COUNCILLOR MAHER

WHEREAS: The appearance of certain as-of-right developments has caused continuing consternation among those who live and/or work nearby, particularly in the case of larger buildings and/or developments; now therefore be it

ORDERED:

That the City Manager be and hereby is requested to confer with the Assistant City Manager for Community Development with the view of having staff study whether developing some design standards for as-of-right construction would be beneficial to the community, and that a report be made to the Ordinance Committee for a preliminary discussion.

O-7 Feb 4, 2008

COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to confer with Traffic, Parking and Transportation Department and report back on the sudden increase of meters that need to be repaired.

O-8 Feb 4, 2008

COUNCILLOR DECKER

VICE MAYOR MURPHY

COUNCILLOR SEIDEL

COUNCILLOR TOOMEY

COUNCILLOR MAHER

MAYOR SIMMONS

COUNCILLOR REEVES

WHEREAS: The exercise of the First Amendment rights of speech, association and assembly and the right to petition are essential to the well being of a democratic society; and

WHEREAS: Cambridge has a long tradition that celebrates robust public discussion of public issues, including the unfettered expression of opinions and viewpoints and the consideration of petitions on issues of concern from all members of our diverse society; and

WHEREAS: The right to petition for redress of grievances is a fundamental right under the United States Constitution, the Bill of Rights and the Massachusetts Constitution; and

WHEREAS: The United States Supreme Court has called the right to petition "one of the most precious of the liberties safeguarded by the Bill of Rights," and

WHEREAS: The Cambridge City Council considers it a right and duty to hear petitions from its citizens on matters of public concern; and

WHEREAS: Smithfield Foods Inc. has attacked this right through a multi-million lawsuit against unions and their allies that asks a federal court to bar the citizens of Cambridge and other cities across the country from "participating in the drafting, encouraging, sponsorship and/or passage of public condemnations of Smithfield by cities, townships or other organizations;" and

WHEREAS: The Smithfield lawsuit wrongfully claims that members of the Cambridge City Council were "pressured" into passing a resolution condemning Smithfield's abusive labor practices; and

WHEREAS: The lawsuit by Smithfield falsely alleged that these resolutions "banned" the sale of Smithfield products in their cities; and

WHEREAS: City Councils in Chicago, Boston, and Chelsea, have also passed such resolutions; now therefore be it

RESOLVED: That this City Council go on record affirming its unwavering support for the fundamental Constitutional free speech rights of its constituents, and believes that no entity, corporate or otherwise, should be allowed to dissolve or erode the carefully constructed structural foundations for preserving the right to free speech enshrined forever in the Constitution; and be it further

RESOLVED: That this City Council go on record reiterating its resolution calling for Cambridge to review its purchasing of any products from the Smithfield Packing Company in Tar Heel, North Carolina and suspend these purchases until the company ends all forms of abuse, intimidation and violence against its workers and provides workers a safe place to work with dignity, respect and the protection of a union contract; and be it further

RESOLVED: That this City Council go on record urging Smithfield Foods to drop their unjust and frivolous lawsuit against Jobs with Justice, the United Food and Commercial Workers and other union supporters; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to Smithfield Food Inc. and Jobs with Justice on behalf of the entire City Council.

O-9 Feb 4, 2008

COUNCILLOR DAVIS

ORDERED: That the Government Operations Committee of the City Council take up the matter and recommend a process for naming public parks and other public entities.

O-10 Feb 4, 2008

COUNCILLOR REEVES

ORDERED: That the City Council dedicate an appropriate site in the vicinity of Concord Avenue and Chilton Street in honor of Frances Smith Pierce; and be it further

ORDERED: That the Assistant to the City Council be directed to confer with the family regarding a suitable dedication ceremony and communicate with the Department of Public Works to arrange for the sign.