

## **CITY MANAGER'S AGENDA**

1. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$4,025,020 from Free Cash to the Public Investment Fund School Extraordinary Expenditures account to fund a roof replacement project at the Graham and Parks Elementary School.
2. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-99, regarding a report on potential for the creation and implementation of a survey or other feedback mechanism for individuals who have been in touch with the Human Rights Commission.
3. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-103, regarding a report on an incident that occurred at CVS in May, 2018.
4. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-105, regarding the feasibility of placing a condition in the public bidding documents prohibiting municipal contractors from displaying any signage other than company makers and contact information on vehicles.
5. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$600,000 from Free Cash to the Public Investment Executive Department Extraordinary Expenditures, to be used for shoreline and landscape improvements at Magazine Beach.

## **ON THE TABLE**

1. An application was received from Nicholas Faillace, requesting permission for a curb cut at the premises numbered 32 Vineyard Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical Commission and Public Works. No neighborhood association in area 13.

## **UNFINISHED BUSINESS**

2. A communication transmitted from Louis A. DePasquale, City Manager, relative to proposed amendments to the following ordinance: and proposed amendments to Chapter 14.04 of the Cambridge Municipal Code (the "Fair Housing Ordinance"). Fair Housing (passed to a 2nd reading) [Awaiting home rule legislation-before proposal can be ordained]
3. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-108, regarding a report on offering early voting in City Council and School Committee Elections. [Pending response from legislature]
4. An application was received from Citizens Bank, requesting permission for a 1 illuminated projecting sign and 7 awnings at the premises numbered 822 Somerville Avenue, approval has been received from Inspectional Services,

Department of Public Works, Community Development Department and no abutter response.

5. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Councillor Dennis J. Carlone and Councillor Craig A. Kelley, Co-Chairs of the Ordinance Committee, for a public hearing held on Jan 9, 2019 to discuss a proposed amendment to the Municipal Code in Chapter 8.66 entitled "Tree Protection" to amend section 8.66.40 entitled "Applicability" and by adding a new section 8.66.055 entitled "Procedure for other projects." THE QUESTION COMES ON PASSAGE TO BE ORDAINED ON OR AFTER FEB 18, 2019.

## **APPLICATIONS AND PETITIONS**

1. An application was received from Natalya Kamynina, requesting permission for an A Frame sign in front of the premises numbered 2166 Massachusetts Avenue.
2. An application was received from City paint & Supply - Benjamin Moore, requesting permission for a projecting sign at the premises numbered 1149 Cambridge Street approval has been received from Inspectional Services, Department of Public Works, Community Development Department and abutter.
3. A petition was received from Cambridge Science Festival requesting a temporary banner to be hung across Massachusetts Avenue at Norfolk Street, thirty-eight banners on poles in Harvard Square, eighty-eight banners on poles along Massachusetts Avenue, from Memorial Drive to Harvard Square, ten banners on poles along Broadway, from Ellery Street to Felton Street and ten banners on poles along Cambridge Street, from Trowbridge Street to Hovey Street announcing the upcoming Cambridge Science Festival Apr 13-22, 2018.
4. A Zoning Petition has been received from the residents of the City of Cambridge requesting that the City Council amend Chapter 8.16 "Noise Control" of the Cambridge Municipal Code.

## **COMMUNICATIONS**

1. A communication was received from Robert J. La Tremouille, regarding City Manager Agenda Item 8, Feb 11, 2-019, Management of traffic at Entrance/Exit of Fresh Pond Mall to Alewife Brook Parkway IN CONTEXT.
2. A communication was received from Saul Tannenbaum, 16 Cottage Street, opposing the MBTA fare hike.
3. A communication was received from Naomi Orensten, regarding CMA #29 about food allergy awareness in city parks/playgrounds.
4. A communication was received from Daryoosh Vakhshoori and Julia Holderness, 130 Brattle Street, regarding POR 2019 #17 - water main break and aging infrastructure.
5. A communication was received from Francis Donovan, Presiding Officer, Mid- Cambridge Neighborhood

- Association, 42 Irving Street, regarding amending the language of Council Order O-2 of Oct 29, 2018.
6. A communication was received from Joseph Rose, Spring Street, regarding APP 2019 #6 zoning petition for Cambridge.
  7. A communication was received from Mary Ann Donofrio, 125 Gore Street, regarding zoning change for Cambridge Side Galleria Trust.
  8. A communication was received from Kathy Watkins, 90 Fawcett Street, regarding 2019 Policy Order #'s 50, 51, and City Manager order #6.
  9. A communication was received from Lee Farris, VP, Cambridge Residents Alliance, 269 Norfolk Street, regarding support for council orders #50 and 51.
  10. A communication was received from Abra Berkowitz, 632 Massachusetts Avenue, regarding support for P.O. 1, 6, & 7.
  11. A communication was received from Young Kim, 17 Norris Street, regarding requesting a meeting to discuss Res B zoning issue.
  12. A communication was received from Deb Pasternak, regarding strong protections and the restoration of the tree canopy.

**RESOLUTIONS**

1. Congratulations to the members of the Children’s March & Love Rally, the organizers, and the participants of the event that took place on Feb 14, 2019. Mayor McGovern
2. Welcome Pastor Jaron Green to his new role as the Interim Pastor of the Union Baptist Church. Councillor Simmons
3. Resolution on the death of Joanne Coleman. Councillor Toomey
4. Resolution on the death of Patricia Caldaroni. Councillor Toomey
5. Resolution on the death of Paula Sharaga. Councillor Zondervan, Mayor McGovern, Councillor Carlone
6. Congratulations to Robin Brown on The Pull-Up LLC. Councillor Siddiqui
7. Appreciation for Red Mitchell. Councillor Simmons
8. Retirement of Patrick Wardell as the Chief Executive Officer of the Cambridge Health Alliance. Councillor Toomey
9. Congratulations to Tutoring Plus of Cambridge on the occasion of their 55th Anniversary. Mayor McGovern

**ORDERS**

1. City Council opposition to MBTA Fare Increase Proposal. Vice Mayor Devereux, Councillor Zondervan, Councillor Siddiqui, Councillor Mallon
2. City Council support of clean vehicle transitions bills. Vice Mayor Devereux, Councillor Siddiqui, Councillor Zondervan

3. That the City Manager is requested to confer with the Community Development Department on a process for establishing a formal, thorough review of the City’s Affordable Home Ownership programs, incorporating a plan for obtaining and analyzing substantial quantitative data inclusive of all types of units. Councillor Siddiqui, Councillor Simmons, Mayor McGovern, Councillor Toomey
4. That the City Manager is requested to confer with the Mayor’s office, Department of Human Services, and relevant community organizations on the topic of organizing a “CORI Clinic” for residents to learn the process for sealing court records. Councillor Siddiqui, Councillor Simmons, Mayor McGovern, Councillor Mallon
5. That the City Manager is requested to confer with the appropriate City department to discuss the feasibility of allowing small businesses to host live acoustic music performances without a license, and if feasible, present the City Council with a proposal to allow such performances. Vice Mayor Devereux, Councillor Mallon, Mayor McGovern
6. That the City Manager is requested to confer with the Election Commission and other relevant City staff on the feasibility of creating a new polling location on Cambridgepark Drive for the 2019 municipal election to better serve the many voters who live in this rapidly growing area. Councillor Kelley, Councillor Carlone, Councillor Siddiqui, Councillor Zondervan
7. That the City Manager is requested to confer with the Community Development Department and any other relevant City departments to amend the Zoning Ordinance “Table of Uses” to allow for lodging houses in Residential A1, A2, and B Zoning Districts and to determine what tax incentives could be utilized to assist in the conversion of single-family/multi-family houses into lodging houses. Councillor Toomey, Councillor Simmons, Councillor Siddiqui, Mayor McGovern
8. That the City Manager is requested to confer with relevant City staff on opportunities and related plans to make the pedestrian crossing of Massachusetts Avenue at Day Street more predictably safe for pedestrians. Councillor Kelley, Vice Mayor Devereux, Councillor Toomey, Mayor McGovern
9. City Council support of retirement fund fossil fuel divestment bill. Vice Mayor Devereux, Councillor Zondervan, Councillor Carlone
10. That the City Manager provide the City Council with information that is offered to limited equity condominium owners regarding the ability to recoup extraordinary repair and maintenance costs, the procedure that is in place to inform purchasers of existing or possible construction and maintenance issues that may result in higher-than expected

condo fees, and the possibility of allowing roommates to cover unexpected expenses. Councillor Kelley, Councillor Simmons, Mayor McGovern, Councillor Toomey

11. That the City Manager is requested to communicate directly with the Volpe Center about the possibility of having their staff help the City set up a Micro-Mobility Pilot program in the Kendall Square area. Councillor Kelley, Councillor Carlone, Councillor Zondervan
12. That the City Manager be and hereby is requested to provide the City Council with an update on the Firehouse improvements allocation. Mayor McGovern, Councillor Mallon, Councillor Toomey
13. That the City Manager be and hereby is requested to confer with the Economic Development Department on expediting zoning based on the 2015 Commercial Land Use Classification Study and exploring the feasibility of hiring more zoning planners. Councillor Siddiqui, Councillor Mallon, Councillor Zondervan, Councillor Carlone
14. That the City Manager is requested to provide the City Council with information regarding accessory dwelling units. Councillor Carlone, Councillor Siddiqui
15. City Council participation as a distinct “Governmental Member” to enable voting on the 2021 International Energy Conservation Code. Councillor Zondervan
16. City Council observation of Rare Disease Day on Feb 28, 2019. Mayor McGovern

#### **COMMITTEE REPORTS**

1. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Councillor Dennis J. Carlone and Councillor Craig A. Kelley, Co-Chairs of the Ordinance Committee, for a public hearing held on Feb 14, 2019 to discuss a proposed amendment to the Municipal code to amend Chapter 8.66 entitled “Tree Protection”: in section 8.66.055 entitled “Procedure for Other Significant Tree Removals”.
2. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Councillor Dennis J. Carlone and Councillor Craig A. Kelley, Co-Chairs of the Ordinance Committee, for a public hearing held Feb 5, 2019 to discuss the petition filed by the City Council to amend the Zoning Ordinances in Article 5.000 as it relates to rainwater and flat roofs.
3. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Councillor Dennis J. Carlone and Councillor Craig A. Kelley, Co-Chairs of the Ordinance Committee, for a public hearing held on Feb 5, 2019 to discuss the petition filed by the City Council to amend the Zoning Ordinances in Section 4.22 to allow for a special permit for the alteration of a single, two-family or accessor structure in existence as of January 2019.

4. A communication was received from Paula M. Crane, Deputy City Clerk, transmitting a report from Councillor E. Denise Simmons, Chair of the Civic Unity Committee, for a public hearing held on Jan 29, 2019 to receive an update from the City on its efforts toward establishing Pay Equity, and to receive an update on the City’s efforts around Diversity Training throughout the City’s workforce.

#### **HEARING SCHEDULE**

##### **Mon, Feb 25**

5:30pm City Council Meeting (Sullivan Chamber)

##### **Tues, Feb 26**

10:00am Human Services and Veterans Committee will conduct a public hearing to discuss the lessons learned from the death of Laura Levis, and to discuss what measures are being enacted to instill a greater level of confidence in local Cambridge Health Alliance centers to prevent another occurrence of this nature. **THIS HEARING WILL BE TELEVISED.** (Sullivan Chamber)

2:00pm The Transportation and Public Utilities Committee will conduct a public hearing to discuss the MBTA’s Better Bus Project report as it relates to proposed changes to bus lines and service throughout Cambridge. (Sullivan Chamber)

5:30pm Roundtable/ Working Meeting between the City Council and School Committee to discuss plans for the Tobin/VLUS school design and construction process. **THIS MEETING WILL BE TELEVISED.** (Sullivan Chamber)

##### **Wed, Feb 27**

2:00pm The Public Safety Committee will conduct a public hearing to review unsolved and/or aging homicide investigations in Cambridge, to include “cold” case work and limitations, legal or tactical, on sharing relevant information with the general public. (Sullivan Chamber)

5:30pm The Ordinance Committee will conduct a public hearing to discuss a proposed amendment to the Municipal Code in Title 12 entitled “Streets, Sidewalks and Public Places” by adding a new chapter 12.22 entitled “Cycling Safety Ordinance”. **THIS HEARING TO BE TELEVISED.** (Sullivan Chamber)

##### **Mon, Mar 4**

5:30pm City Council Meeting (Sullivan Chamber)

##### **Tues, Mar 5**

6:00pm Housing Committee will conduct a public hearing to continue discussions on the Affordable Housing Overlay District. **THIS HEARING WILL BE TELEVISED.** (Sullivan Chamber)

##### **Wed, Mar 6**

1:00pm The Transportation and Public Utilities Committee will conduct a public hearing to discuss how Transit Benefits Ordinance are used in other cities to further sustainable transportation goals, and whether Cambridge could benefit from implementing a Transit Benefit Ordinance. (Sullivan Chamber)

##### **Wed, Mar 13**

3:00pm The Public Safety Committee will conduct a public hearing to discuss under what circumstance the City of Cambridge might be interested in submitting a home rule petition to allow the City Council or another branch of Municipal Government to define, if, where and how public consumption of cannabis might be allowed in Cambridge. (Sullivan Chamber)

##### **Mon, Mar 18**

5:30pm City Council Meeting (Sullivan Chamber)

**Wed, Mar 20**

4:00pm The Public Safety Committee will conduct a public hearing to discuss the implications of identity theft and cybercrime on local residents and businesses to include Cambridge Police Departmental responses to these events and possible proactive measures to help people protect against such crimes. (Ackermann Room)  
5:00pm The Housing Committee will conduct a public hearing to continue discussions on the Affordable Housing Overlay District. THIS HEARING WILL BE TELEVISED. (Sullivan Chamber)

**Mon, Mar 25**

5:30pm City Council Meeting (Sullivan Chamber)

**Wed, Mar 27**

3:00pm The Ordinance Committee will conduct a public hearing to discuss a zoning petition filed by Melissa and Christopher Grippo et al to amend the Zoning Ordinance by adding at the end of section 5.30.11 a sentence that reads; notwithstanding the foregoing, in Industry B District, a hotel use (Section 4.31.2) shall be governed by the second number (4.0) for purposes of determining the maximum ratio of floor area to lot area. THIS HEARING WILL BE TELEVISED. (Sullivan Chamber)

**Thurs, Mar 28**

5:00pm The Housing Committee will conduct a public hearing to continue discussions on the Affordable Housing Overlay District. (Sullivan Chamber)

**Mon, Apr 1**

5:30pm City Council Meeting (Sullivan Chamber)

**Wed, Apr 3**

5:30pm The Ordinance Committee will conduct a public hearing to discuss the zoning petition filed by Stephen R. Karp, Trustee of Cambridge Side Galleria Trust to add a new Section 13.100 to Article 13 and amend the zoning map to add a new PUD-8 District Overlay. THIS HEARING WILL BE TELEVISED. (Sullivan Chamber)

**Mon, Apr 8**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 22**

5:30pm City Council Meeting - Budget Submission (Sullivan Chamber)

**Mon, Apr 29**

5:30pm City Council Meeting (Sullivan Chamber)

**Wed, May 1**

9:00am Finance Committee hearing to discuss proposed FY20 City Budget (Sullivan Chamber)

**Mon, May 6**

5:30pm City Council Meeting (Sullivan Chamber)

**Tues, May 7**

9:00am Finance Committee hearing to discuss proposed FY20 City Budget (Sullivan Chamber)

**Wed, May 8**

6:00pm Finance Committee hearing to discuss FY20 School Department Budget (Sullivan Chamber)

**Thurs, May 9**

9:00am Finance Committee hearing to discuss proposed FY20 City Budget (if necessary) (Sullivan Chamber)

**Mon, May 13**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, May 20**

5:30pm City Council Meeting - Budget Adoption (Sullivan Chamber)

**Mon, June 3**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 10**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 17**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 24**

5:30pm City Council Meeting (Sullivan Chamber)

**TEXT OF ORDERS**

O-1 Feb 25, 2019

VICE MAYOR DEVEREUX  
COUNCILLOR ZONDERVAN  
COUNCILLOR SIDDIQUI  
COUNCILLOR MALLON

WHEREAS: The MBTA recently released a [fare proposal](#) that would increase fares by a system-wide average of 6.3%; and

WHEREAS: If adopted, this increase would take effect July 1, 2019; and

WHEREAS: The MBTA is accepting public comment on the fare proposal at a series of public meetings and online through Feb 28, 2019; and

WHEREAS: The MBTA projects that this fare increase, the fourth since 2012, would [reduce ridership](#) by 1.3%; and WHEREAS: A [recent report](#) from INRIX found that Boston has the worst rush-hour congestion of any urban area in the country; and

WHEREAS: Public transit ridership in Massachusetts must grow in the coming years, as an essential component of both the fights against climate change and against extreme roadway congestion; and

WHEREAS: An increase in fares would only disincentivize the use of public transit, as increases have been shown to do in the past, and worsen vehicular traffic in the region; and

WHEREAS: This proposed increase is a regressive funding mechanism that will disproportionately impact lower income residents who especially depend on access to public transit and will be more sensitive to higher costs; and

WHEREAS: The MBTA must identify progressive funding mechanisms that improve service and conditions within the T without putting an undue burden directly on the T's ridership and the working/middle class; now therefore be it

RESOLVED: That the City Council go on record opposing the MBTA fare increase proposal; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to the members of the MBTA Fiscal and Management Control Board and to Governor Baker on behalf of the entire City Council.

O-2 Feb 25, 2019

VICE MAYOR DEVEREUX  
COUNCILLOR SIDDIQUI  
COUNCILLOR ZONDERVAN

WHEREAS: Cambridge, along with thirteen neighboring metropolitan municipalities, has committed to a Metro Mayors Coalition pledge to achieve carbon neutrality by 2050; and

WHEREAS: Replacing gas-powered vehicles with low- and zero-emissions alternatives such as electric vehicles is an important tool in achieving this goal of carbon neutrality; and

WHEREAS: Public transit vehicles, school buses, and fleets of vehicles for hire represent a large portion of vehicle miles traveled, and if those vehicles were all transitioned to low- and zero-emissions it would result in a great impact; and

WHEREAS: “An Act transitioning Massachusetts to electric buses” ([HD.3329](#)) has been filed by Cambridge/Arlington/Belmont Representative David Rogers to propose a plan for replacing buses owned by transit agencies and school bus operators throughout the Commonwealth with electric buses; and

WHEREAS: “An Act to promote the transition to clean transportation fleets” ([HD.3452/SD.1526](#)) has been filed by Cambridge/Watertown Representative Jonathan Hecht and Somerville/Medford Representative Christine Barber, along with Senator Joseph Boncore to lay out a plan to replace all publicly and privately owned motor vehicle fleets of greater than 25 vehicles in Massachusetts with zero-emissions vehicles by 2035, among other provisions; and

WHEREAS: Both bills are critical to achieving carbon neutrality in Cambridge and in the Commonwealth as we examine our transportation impact on climate and consider changes; now therefore be it

RESOLVED: That the City Council go on record supporting this electric bus transition bill (HD.3329), and this clean transportation fleet transition bill (HD.3452/SD.1526) and encouraging the Cambridge Legislative Delegation to act in support of these bills; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to the Cambridge Legislative Delegation on behalf of the entire City Council.

O-3 Feb 25, 2019

COUNCILLOR SIDDIQUI  
COUNCILLOR SIMMONS  
MAYOR MCGOVERN  
COUNCILLOR TOOMEY

WHEREAS: There exist five hundred affordable homeownership units in the City of Cambridge, provided through a variety of means from non-profit development and inclusionary housing to the City’s Down-Payment Assistance and HomeBridge programs; and

WHEREAS: The Housing Division oversees both sales and resales of these affordable homeownership units to qualifying buyers in the Homeownership Resale Pool through a lottery process; and

WHEREAS: The September 2018 Inclusionary Housing Report provides helpful data with respect to inclusionary homeownership units—which account for 40% of all affordable homeownership units—such as the frequency of resales and the length of time that owners remain in inclusionary homeownership units; and

WHEREAS: As the report states, the overall rate of resale of inclusionary homeownership units is low (from the time the first resale of an affordable homeownership unit occurred in 2008, the highest rate of resales was in 2014 and 2016 when 2.6% of the units were resold), and of the limited resale data available, only in some cases was the seller’s motivation or reason for selling documented; and

WHEREAS: The remaining 60% of the City’s affordable homeownership units are not included in this report’s analysis; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Community Development Department on a process for establishing a formal, thorough review of the City’s Affordable Home Ownership programs, incorporating a plan for obtaining and analyzing substantial quantitative data (see Attachment A for suggestions) inclusive of all types of units; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council with a plan for this formal review process and any additional available data as soon as possible.

ATTACHMENT A

- What, if any, level of contact is maintained between the City and Cambridge residents participating in its Affordable Homeownership programs?
- How long do potential buyers remain in the lottery before being selected to purchase a unit?
- What are turnover rates for the non-inclusionary units?
- How frequently do additional units become available?
- Where are units located?
- Of the existing units, what is the breakdown of number of bedrooms/unit?
- How are participants benefitting?
- How many owners are coming from public housing, non-profit/other affordable housing, or the market?
- What is the median length of ownership in years?
- What are the reasons owners sell an affordable unit/ motivation for selling?

O-4 Feb 25, 2019

COUNCILLOR SIDDIQUI  
COUNCILLOR SIMMONS  
MAYOR MCGOVERN  
COUNCILLOR MALLON

WHEREAS: Thousands of members of the Greater Boston community carry the burden of a “CORI”; and

WHEREAS: CORI stands for “Criminal Offender Record Information” and is a person’s official record of criminal history maintained by the Commonwealth; and

WHEREAS: Having a criminal history associated with one’s name can bar an otherwise eligible individual from accessing employment and housing opportunities; and

WHEREAS: Data collected from the Department of Human Services’ Cambridge Employment Program as well as that presented in the Community Development Department’s 2018 Inclusionary Housing Annual Report demonstrates that a having a criminal history can negatively impact employment and housing outcomes for Cambridge residents; and

WHEREAS: In 2018, Governor Baker signed legislation reducing the waiting period for sealing a CORI to 3 years for a misdemeanor and 7 years for a felony; and

WHEREAS: Many individuals have a CORI that qualifies for court sealing, but require assistance facilitating this process; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Mayor’s office, Department of Human Services, and relevant community organizations on the topic of organizing a “CORI Clinic” for residents to learn the process for sealing court records; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the Chairs of the Human Services Committee on this matter by April 2019.

O-5 Feb 25, 2019

VICE MAYOR DEVEREUX

COUNCILLOR MALLON

MAYOR MCGOVERN

WHEREAS: On Jan 23, 2017, the City Council adopted [Policy Order #2](#) to consider allowing live acoustic music performances without a license; and

WHEREAS: No response to that order has been received, and in the meantime, this topic has resurfaced in discussion as part of the Mayor's Arts Task Force as a precursor to their March meeting on licensing and permitting; and

WHEREAS: The City of Cambridge has an interest in promoting a vibrant arts community and music scene, as well as supporting small, local businesses; and

WHEREAS: The License Commission requires that any business that wishes to have live music performances be granted a license, to control for noise and safety concerns; and

WHEREAS: Acoustic music creates a lively environment and attracts customers without creating significant noise or crowd issues; and

WHEREAS: The City of Boston recently instituted an ordinance to allow small businesses to host live acoustic music performances without a live entertainment license, with reported success from both the business and musician communities; and

WHEREAS: Allowing small businesses located in defined business districts to have acoustic performances without having to go through the process of receiving a license aims to increase foot traffic to support small businesses and create a dynamic arts scene; and

WHEREAS: Boston's ordinance requires that a business be registered with the City Clerk's office, have a business license, and comply with all regulations and accessibility requirements in order to host an acoustic performance; and

WHEREAS: Boston's ordinance limits the number of performers at a single location to no more than five at a time, limits performances to the hours of 10am to 10pm, limits the amplification of the music to a single microphone, and only permits the business to sell food or drinks if they are already licensed to do so; and

WHEREAS: Boston's ordinance permits the Police Department to issue violations and/or fines for any violations; and

WHEREAS: At a time when small, local businesses are struggling to attract new customers, the City of Cambridge must support and enable strategies for businesses to bring customers through their doors and encourage them to shop and dine local, while activating the urban space and minimizing disturbances to the neighborhood; and

WHEREAS: Less onerous permitting also benefits local musicians by encouraging more businesses to offer performing opportunities, which increases the number of venues where musicians can find work and share their talent with live audiences; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the License Commission, the Cambridge Arts Council, the Community Development Department, the Police Department, and any other appropriate City department to discuss the feasibility of allowing small businesses to host live acoustic music performances without a license, and if feasible, present the City

Council with a proposal to allow such performances; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council on this matter.

O-6 Feb 25, 2019

COUNCILLOR KELLEY

COUNCILLOR CARLONE

COUNCILLOR SIDDIQUI

COUNCILLOR ZONDERVAN

WHEREAS: Recent residential development along Cambridgepark Drive has led to the creation of many new residential units, with four new, large apartment buildings having opened on Cambridgepark Drive in the last five years and a fifth having just been approved, more than 1,500 units overall; and

WHEREAS: Residents who are registered voters living in these units must currently go to the polls at Jefferson Park to vote in person, a trip that can be very challenging, especially during the early morning and post-work rush hour traffic periods; and

WHEREAS: There are fairly large, well-sited and ADA-accessible public rooms associated with some of the new residential developments that may be well suited to be used as a polling location, providing Cambridgepark Drive residents with a much more convenient location in which to vote; and

WHEREAS: There is some precedent for areas smaller than precincts to have their own polling locations; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Election Commission and other relevant City staff and report back to the City Council on the feasibility of creating a new polling location on Cambridgepark Drive for the 2019 municipal election to better serve the many voters who live in this rapidly growing area.

O-7 Feb 25, 2019

COUNCILLOR TOOMEY

COUNCILLOR SIMMONS

COUNCILLOR SIDDIQUI

MAYOR MCGOVERN

WHEREAS: The City is currently in the process of updating the Zoning Code's Table of Uses; and

WHEREAS: Lodging Houses, which allow for single-room occupancies, are an essential component of the City's affordable housing stock and these forms of housing are increasingly scarce; and

WHEREAS: Non-profits such as Heading Home, with the assistance of the Affordable Housing Trust, have been able to buy single-family houses and convert them into lodging houses; and

WHEREAS: Zoning regulations have made the purchase of single-family/multi-family houses to be converted into lodging houses not feasible in certain neighborhoods which do not provide any affordable housing; and

WHEREAS: SRO's could provide transitional housing options to Cambridge residents, veterans, the homeless, immigrants, seniors who have been displaced and starter apartments for young adults; and

WHEREAS: A good portion of the Cambridge's single-family/multi-family houses are in Residential A1, A2 and B zoning districts which do not allow lodging houses; and

WHEREAS: Real estate transactions move very fast in the City of Cambridge and removing this zoning restriction would alleviate

some of the burden for non-profits/property owners who are interested in converting these houses; now therefore be it  
ORDERED: That the City Manager be and hereby is requested to confer with the Community Development Department and any other relevant City departments to amend the Zoning Ordinance "Table of Uses" to allow for lodging houses in Residential A1, A2, and B Zoning Districts; and be it further  
ORDERED: That the City Manager be and hereby is requested to confer with the Assessing Department and any other appropriate department on what tax incentives could be utilized to assist in the conversion of single-family/multi-family houses into lodging houses; and be it further  
ORDERED: That the City Manager be and hereby is requested to report back to the Council on these issues by the Mar 18, 2019 meeting.

O-8 Feb 25, 2019  
COUNCILLOR KELLEY  
VICE MAYOR DEVEREUX  
COUNCILLOR TOOMEY  
MAYOR MCGOVERN

WHEREAS: Pedestrians in the crosswalk crossing Massachusetts Avenue at the junction of Day Street are frequently ignored by drivers travelling both north and south on Massachusetts Avenue, regardless of where the pedestrian is in the crosswalk; and  
WHEREAS: Pedestrians can find themselves stranded on the median strip or stuck in front of one car while cars in the next lane over do not yield, or are unable to step into the crosswalk at all because cars fail to yield; and  
WHEREAS: At best, pedestrians can be frightened by the experience of not having cars yield for them and at worse, as has happened in other marked crosswalks in the area, pedestrians may be injured or even killed by vehicles that refuse to yield; and  
WHEREAS: There are two traffic lights with pedestrian signals on this stretch of Massachusetts Avenue, one just to the north at Dover Street and one further south at Rindge Avenue, that may complicate traffic patterns here; now therefore be it  
ORDERED: That the City Manager be and hereby is requested to confer with relevant City staff and report back to the City Council on opportunities and related plans to make the pedestrian crossing of Massachusetts Avenue at Day Street more predictably safe for pedestrians.

O-9 Feb 25, 2019  
VICE MAYOR DEVEREUX  
COUNCILLOR ZONDERVAN  
COUNCILLOR CARLONE

WHEREAS: One of the expressed goals of the Cambridge City Council is to "deepen our commitment to sustainable use of energy and strengthen our capacity for resilience"; and  
WHEREAS: On June 24, 2013, the City Council voted unanimously to adopt [Policy Order #9](#), requesting that the City Manager urge the Trustees of the Cambridge Retirement Board (CRB) to review Cambridge's investment portfolio and consider divestment from fossil fuel companies; and  
WHEREAS: On June 26, 2017, the City Council again voted unanimously to adopt [Policy Order #4](#), which made the same request; and  
WHEREAS: A response was received on Oct 23, 2017 from the Cambridge Retirement Board and the Public Employee Retirement

Administration Commission (PERAC) indicating that a statutory restriction would be necessary to limit the investing powers of the Cambridge Retirement Board in this manner; and  
WHEREAS: Before the General Court of the Commonwealth of Massachusetts there is a bill currently under consideration that could provide such a statutory restriction; and  
WHEREAS: This bill, [HD.2817/SD.505](#): "An Act authorizing independent retirement systems to divest from fossil fuel companies," is sponsored by Representative Dylan Fernandes (Barnstable, Dukes & Nantucket), Representative Jay Livingstone (8th Suffolk) and Senator Mark Pacheco (1st Plymouth & Bristol), and co-sponsored by many members of the Cambridge legislative delegation; and  
WHEREAS: As the City and the Commonwealth stand at odds with a federal administration intent on reversing all progress made in recent years to protect the environment, the City Council must stand up to the major fossil fuel companies to protect our environment for generations to come; and  
WHEREAS: By divesting Cambridge's retirement pension fund from fossil fuel companies, the City will be taking yet another step to combat pollution and commit to fighting climate change; and  
WHEREAS: [Research by the Grantham Foundation for the Protection of the Environment](#) indicates that divestment from fossil fuels would have a minimal estimated effect on fund returns; and  
WHEREAS: The Cambridge Retirement Board portfolio's direct and indirect fossil fuel holdings at the time of the October 2017 report were de minimis, at 4.2% of the total \$1.2 billion holdings, and one can project that those figures have remained similar since that time, and expect that changing such a small percentage of holdings would have a negligible impact on returns; now therefore be it  
RESOLVED: That the City Council go on record supporting HD.2817/SD.505, and encouraging the Cambridge Legislative Delegation to continue to act in support of this bill; and be it further  
RESOLVED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to the Cambridge Legislative Delegation on behalf of the entire City Council.

O-10 Feb 25, 2019  
COUNCILLOR KELLEY  
COUNCILLOR SIMMONS  
MAYOR MCGOVERN  
COUNCILLOR TOOMEY

WHEREAS: Cambridge has a number of affordable housing developments where the units are owned as limited-equity condominiums, thus helping ensure that property owners can have reasonable expectations of housing costs over time and also might be able to make some small profit when they sell their unit; and  
WHEREAS: Condominium associations are responsible for conducting repairs and maintenance for the building and they get the funds for those activities through assessing the individual condo owners; and  
WHEREAS: If a condominium complex runs into extraordinary costs for elevator repairs, siding replacement and similar high-expense issues, the association may assess special fees for these repairs that may exceed both the ability of the residents to pay the fees and, because of the limited equity nature of their ownership, limit the ability of residents to recoup these expenses; and

WHEREAS: Sales of limited equity affordable housing units are governed by the City's regulatory programs and resales are not carried out on the open market; and

WHEREAS: Many purchasers of these limited-equity units may not be fluent in English, especially as it relates to real estate and financial transactions and obligations; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with relevant City and other staff and report back to the City Council on:

1. The ability of owners of limited equity condominiums to recoup extraordinary repair and maintenance costs.
2. The procedure through which City or non-profit staff inform would-be purchasers, to include those who may not be fluent in English or be conversant with real estate and financial documents, of existing or possible construction and maintenance issues that may result in higher-than expected condo fees.
3. The possibility of allowing limited equity owners to have roommates to allow them to cover these sorts of unexpected expenses.

O-11 Feb 25, 2019

COUNCILLOR KELLEY

COUNCILLOR CARLONE

COUNCILLOR ZONDERVAN

WHEREAS: Micro-mobility platforms continue to expand in number, capacity, and form, including shared electric scooters, dock-less bikes, and personally owned one-wheels; and

WHEREAS: Successful adaption of Cambridge's streets, sidewalks, and other public and private areas to these new platforms is crucial to addressing local and regional congestion problems and unlocking new ways of thinking about development, housing, transportation, public space, and more; and

WHEREAS: The governance around these new platforms, as has happened with Transportation Network Companies such as Uber and Lyft, poses challenges that neither state nor local government has been able to address in a truly successful manner; and

WHEREAS: Without appropriate regulations, infrastructure, and community norms in place, emerging micro-mobility platforms are likely to face significant challenges in becoming the safe and efficient transportation methods they have the potential to become; and

WHEREAS: Kendall Square is a defined area in Cambridge that is home to a variety of innovative businesses, transportation options, associations, residences, and more; and

WHEREAS: The Volpe National Transportation Systems Center is also located in Kendall Square and is uniquely situated and staffed to help Cambridge set up a well-crafted pilot program to explore regulatory programs for micro-mobility platforms ranging from parking to street use to enforcement and more; now therefore be it

ORDERED: That the City Manager be and hereby is requested to communicate directly with the Volpe Center about the possibility of having their staff help the City set up a pilot program in the Kendall Square area, to start as early as this spring; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council no later than June 1, 2019 on this issue.

O-12 Feb 25, 2019

MAYOR MCGOVERN

COUNCILLOR MALLON

COUNCILLOR TOOMEY

WHEREAS: On June 18, 2018, the City Council passed a policy order asking the City Manager to allocate funds for [immediate upgrades](#) to Cambridge's firehouses; and

WHEREAS: On June 25, 2018, City Council passed an allocation request from the City Manager for [\\$2 million dollars](#) to address some of these immediate needs; and

WHEREAS: Eight months have transpired since those funds were initially allocated; now therefore be it

ORDERED: That the City Manager is requested to provide the City Council with a report that includes how much of the \$2 million has been allocated, what has been purchased (broken down by what each firehouse has received), what additional projects are outstanding to improve the quality of each firehouse, and whether or not additional funds need to be allocated.

O-13 Feb 25, 2019

COUNCILLOR SIDDIQUI

COUNCILLOR MALLON

COUNCILLOR ZONDERVAN

COUNCILLOR CARLONE

WHEREAS: On Feb 13, 2019, the Economic Development and University Relations Committee held a hearing to receive an update on the City's Retail Strategy Plan and Vacant Storefront Initiative; and

WHEREAS: The Economic Development Department presented recommendations from the 2015 Commercial Land Use Classification Study in response to a Dec 17th policy order (POR 2018 #318) requesting a timetable for updating the Table of Uses; and

WHEREAS: The Economic Development Department stated that it is possible that zoning may come before the Council by middle of the 2019 year, although the department could not be certain; and

WHEREAS: Given that the Commercial Land Use Classification Study was completed in July of 2015, it is imperative that the City move forward with the following recommendations, specifically:

- Creating consistent definitions for each use;
- Adding use types that are not listed (e.g. a temporary open-air market, fitness center, grocery store, etc);
- Clarifying the range of allowed activities for a given retail type, especially given the rise in success and number of "experience-based" businesses;
- Establishing new use types for retail/production establishments and food service/production establishments;
- Updating commercial activity uses on residential property;
- Creating a "General use" category as a mechanism for permitting unforeseen use types and establishing criteria for a conditional use special permitting process;
- Exempting new parking requirements for any retail use up to 10,000 square feet in an existing building; and
- Converting an existing, non-conforming commercial use to a new type of retail use by special permit;

now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Economic Development Department on expediting zoning based on the 2015 Commercial Land Use Classification



Study and exploring the feasibility of hiring more zoning planners; and be it further  
ORDERED: That the City Manager be and hereby is requested to report back to the City Council on this matter by the Mar 18, 2019 City Council meeting.

O-14 Feb 25, 2019  
COUNCILLOR CARLONE  
COUNCILLOR SIDDIQUI

WHEREAS: At the Ordinance Committee hearing held on Feb 5, 2019 for a proposed amendment to the Zoning Ordinance relating to Accessory Dwelling Units (ADUs) the original petition was amended by substitution, which prevailed; and

WHEREAS: At the same Ordinance Committee hearing a series of related concerns were raised; now therefore be it

ORDERED: That the City Manager be and hereby is requested to direct the City Solicitor and the appropriate City Staff to provide the City Council with the following information:

- A legal opinion on incentivizing and creating affordable housing specifically allowing Section 8 and any other forms of public assistance relative to affordable ADUs;
- Whether owner occupancy can be required at the initiation of an ADU project, but not when the project is completed, so that the property can be sold without a title issue;
- Information on whether multiple garages on one site can be replaced by ADUs under some affordable housing incentive, including the total square footage of the garages;
- Information on the existing five ADU units, including their location, permit process, and the final result;
- Information on how the proposed ordinance can be amended relating to ADU use as a short-term rental;
- Information on the requirement for review regarding potential flooding and using the basement overlay and reflecting similar requirements in the ADU zoning proposal

O-15 Feb 25, 2019  
COUNCILLOR ZONDERVAN

WHEREAS: The Metropolitan Area Planning Commission ([MAPC](#)) is partnering with the Energy Efficient Codes Coalition (EECC), the Northeast Energy Efficiency Partnership (NEEP), the Massachusetts Climate Action Network (MCAN), and the Sierra Club Massachusetts Chapter to encourage Massachusetts municipalities to register to vote and have a voice in the creation of a more energy efficient and climate-smart 2021 International Energy Conservation Code (IECC); and

WHEREAS: According to MAPC, voting on the IECC allows a community to have a significant national and local impact on improving the building sector; and

WHEREAS: The City Manager's office will be registering and selecting up to eight staff members to vote; and

WHEREAS: Per the IECC [rules](#), the Cambridge City Council could register by Mar 29, 2019 to participate as a distinct "Governmental Member" for \$240; and

WHEREAS: Once registered, the Cambridge City Council could select up to eight of its members to enlist as voters by Sept 23, 2019; and

WHEREAS: MAPC is prepared to provide any and all assistance and information necessary to enable the Councillors to vote; now therefore be it

ORDERED: That the City Council designate a City Councillor to coordinate the registering of up to 8 Councillors as voters; and be it further

ORDERED: That the City Council authorize this designee to pay the \$240 fee, and register the City Council as a government member for the City of Cambridge by Mar 29, 2019.

O-16 Feb 25, 2019  
MAYOR MCGOVERN

WHEREAS: Rare Disease Day is an annual awareness day dedicated to educating the general public about rare diseases and their associated challenges, including what patients, families, caregivers, and healthcare professionals face each day in battling these diseases; and

WHEREAS: There are over six thousand rare diseases that affect over three million people worldwide, including residents of Cambridge; and

WHEREAS: People with rare diseases have tremendous unmet needs, including misdiagnosis, long wait time to receive correct diagnosis, and limited treatment options; and

WHEREAS: For most people living with rare diseases, the reality of daily life can include any combination of the following: collecting and taking medications, attending appointments, participating in physical therapy, using specialist equipment, and accessing various social and community support services; managing these care-related tasks alongside their usual activities such as work, school, and leisure time can be challenging; and

WHEREAS: The theme for Rare Disease Day 2019 is "Bridging health and social care;" organizing care can involve researching local services, making phone calls, accessing treatments and rehabilitation, handling administrative procedures and adapting the home and work space; and

WHEREAS: This can be a frustrating process, especially when a lack of coordination across services means having to repeat the same information over and over again; communication between different service needs to improve so that services are delivered efficiently to meet patients' best interests; the challenges of organizing care often result in rare disease patients missing work or school; now therefore be it

RESOLVED: That Rare Disease Day be observed on Feb 28, 2019, in recognition of the research and education that remains in finding cures for patients the world over, and with optimism that the answers to those challenges may be found in Cambridge.