

CITY MANAGER'S AGENDA

1. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a Massachusetts Department of Industrial Accidents Grant for \$11,419.58 to the Public Works Grant Fund Other Ordinary Maintenance account which will provide funding to conduct an OSHA 30 hour Construction Industry course and a Competent Person Training course in Excavation Safety, Trenching and Shoring for Public Works employees.
2. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a \$30,000 reimbursement to the Public Investment Water Department Extraordinary Expenditures account for an environmental study related to the Stony Brook watershed. 1265 Main Street (formally the Polaroid site), Waltham, Massachusetts is located within the Stony Brook watershed. The owner has provided these funds to the City so it can hire a consultant to review the development plans. This independent review will ensure that the development meets the City's guidelines for projects located within our watershed.
3. Transmitting communication from Robert W. Healy, City Manager, relative to the supplemental appropriation of a Metropolitan Area Planning Council Regional Bike Parking Program Grant in the amount of \$24,948 to the Grant Fund Community Development Department Other Ordinary Maintenance account to purchase bicycle parking racks.
4. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a \$2,000 grant received from the Cambridge Health Department to the Grant Fund Community Development Department Salary and Wages account to pay for an intern who will work with city staff to promote cycling and to research and plan for bicycle parking in numerous locations around Cambridge.
5. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 12-34, regarding a report on designated open space within the MXD District.
6. Transmitting communication from Robert W. Healy, City Manager, relative to the North Massachusetts Avenue Rezoning Petition received from the Planning Board.
7. Transmitting communication from Robert W. Healy, City Manager, relative to a request that the City Council authorize the City Manager to seek approval from the Office of the Inspector General to utilize "Construction Manager-at-Risk" as the contracting method for the Martin Luther King School Renovation Project.

ON THE TABLE

1. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 12-09, regarding a report on the use of coal and on Cambridge becoming coal-free. Placed on Table on motion of Vice Mayor Simmons on Mar 5, 2012.

APPLICATIONS AND PETITIONS

1. An application was received from H & R Block requesting permission for a sandwich board sign, one table and two chairs in front of the premises numbered 1910 Massachusetts Avenue.

2. An application was received from Third Square Apartments requesting permission for a sandwich board sign in front of the premises numbered 285 Third Street.
3. An application was received from Skampa Enterprise Inc., 424 Cambridge Street requesting permission for ten tables and twenty chairs for restaurant seating on the Fifth Street side of 424 Cambridge Street.

COMMUNICATIONS

1. A communication was received from the Dever Family transmitting thanks for the City Council resolution of Feb 27, 2012 on the death of Edward T. Dever.

RESOLUTIONS

1. Resolution on the death of John T. "Jack" Smith. Councillor Toomey
2. Resolution on the death of Jeanne Marie (Buttery) O'Connor. Councillor Toomey
3. Happy Birthday wishes to Mary Ann Young. Vice Mayor Simmons
4. Congratulations to Mary Sue and Charles Willie on their Golden Wedding Anniversary. Councillor Reeves
5. Congratulations to the Jose Mateo Ballet Theatre on their performance "Of Worlds Apart" from Mar 16 - Apr 1, 2012. Councillor Reeves
6. Congratulations to Jose Fonseca Brandao and Antonio Fidalgo Barros, Owners of Cesaria Restaurant in Dorchester, on receiving the MAPS Alvaro Lima Outstanding Business Award. Councillor Reeves
7. Congratulations to Mark Erlich, Executive Secretary, New England Regional Council of Carpenters, on receiving the Salt of the Earth Award from Community Labor. Councillor Reeves
8. Happy Birthday wishes to a special Cantabrigian. Councillor Toomey
9. Congratulations to Kyle Micah Hicks for his participation in the documentary "Finding Your Roots." Councillor Reeves
10. Congratulations to Dennis Benzan, Michael Flowers, Professor Henry Gates, Jr., Bernard Harold Hicks and Bernard Monson Hicks for their participation in the documentary "Finding Your Roots." Councillor Reeves
11. Proclaim Apr 2-8, 2012 as Cambridge Public Health Week. Mayor Davis
12. Resolution on the death of Mildred E. (Muller) Gittens. Councillor Reeves
13. Resolution on the death of Maria Ines Zapata de Vega. Councillor Toomey
14. Resolution on the death of Thomas Benson. Councillor Toomey

ORDERS

1. That the City Council schedule a Roundtable Meeting for Wed, Apr 25, 2012 at 4:00pm to receive an update from Goody Clancy and the Community Development Department on the Kendall Central Study. Mayor Davis
2. That the City Manager is requested to report back to the Council on the legal requirements for public notice and meetings including issues on legibility, regulatory framework and definition and public comment at said meeting or hearing. Councillor Kelley

3. That the City Manager is requested to investigate the possibility of using wireless street lighting powered by renewable energy. Mayor Davis

COMMITTEE REPORTS

1. A communication was received from Marybeth Cosgrove, Operations Manager, City Clerk's Office, transmitting a report from Councillor Timothy J. Toomey, Chair of the Claims Committee, for a meeting held on Mar 27, 2012 to consider claims filed against the City.

HEARING SCHEDULE

Mon, Apr 2

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Apr 9

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Apr 23

5:30pm City Council Meeting [Proposed budget submission] (Sullivan Chamber)

Tues, Apr 24

5:30pm The Environment Committee will meet (Sullivan Chamber)

Wed, Apr 25

4:00pm Roundtable Meeting to receive an update from Goody Clancy and the Community Development Department on the Kendall-Central Study. No public comment. No votes will be taken. Meeting will not be televised. (Sullivan Chamber)

Mon, Apr 30

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

Wed, May 2

9:00am The Finance Committee will conduct a public hearing on the FY2013 City Budget. This hearing to be televised. (Sullivan Chamber)

Mon, May 7

5:30pm Roundtable Meeting with the Election Commission. No public comment. No votes will be taken. Meeting will not be televised. (Sullivan Chamber)

Wed, May 9

9:00am The Finance Committee will conduct a public hearing on the FY2013 City Budget. This hearing to be televised. (Sullivan Chamber)

Mon, May 14

5:30pm City Council Meeting (Sullivan Chamber)

Wed, May 16

6:00pm The Finance Committee will conduct a public hearing on the FY2013 School Department Budget. This hearing to be televised. (Sullivan Chamber)

Thurs, May 17

9:00am The Finance Committee will conduct a public hearing on the FY2013 City Budget. (IF NECESSARY) This hearing to be televised. (Sullivan Chamber)

Mon, May 21

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

Wed, May 23

4:00pm The Ordinance Committee will conduct a public hearing on the petition of Forest City/MIT to amend the Zoning Ordinance by extending the Cambridgeport Revitalization Development District from Green Street out

to Massachusetts Avenue in the area adjacent to Blanche Street and further to provide for the potential development of a residential building on Sidney Street between Massachusetts Avenue and Green Street. This hearing to be televised. (Sullivan Chamber)

Mon, June 4

5:30pm City Council Meeting (Sullivan Chamber)

Mon, June 11

5:30pm City Council Meeting (Sullivan Chamber)

Mon, June 18

5:30pm City Council Meeting (Sullivan Chamber)

Mon, June 25

5:30pm City Council Meeting (Sullivan Chamber)

Mon, July 30

5:30pm Special City Council Meeting (Sullivan Chamber)

Mon, Sept 10

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Sept 24

5:30pm City Council Meeting (Sullivan Chamber)

TEXT OF ORDERS

O-1 Apr 2, 2012

MAYOR DAVIS

ORDERED: That the City Council schedule a Roundtable Meeting for Wed, Apr 25, 2012 at 4:00 p.m. to receive an update from Goody Clancy and the Community Development Department on the Kendall Central Study.

O-2 Apr 2, 2012

COUNCILLOR KELLEY

WHEREAS: A recent zoning variance request for a fast food establishment on Massachusetts Avenue between Harvard and Porter Square has illustrated issues with the effectiveness of public notice for zoning relief; and
WHEREAS: Effective public notice of zoning meetings is an essential part of the zoning process, allowing interested members of the public a reasonable opportunity to share their thoughts with the deliberative body; and
WHEREAS: There is an ongoing planning process to develop a Master Plan for this stretch of Massachusetts Avenue that may be circumvented by variances granted at this stage in the planning process; and
WHEREAS: Public notice for zoning-relating meetings is not provided in a consistent manner, with some posted notices being more specific and more legible than others, and some being written in a manner that is either illegible or is too small for anyone to read from the public way; and
WHEREAS: The Planning Board and the Board of Zoning Appeals both have meetings where the public is not allowed to comment on applications, even if the applicants are presenting changes to an existing application on which members of the public have not had the opportunity to comment directly to the relevant decision making body; now therefore be it

ORDERED: That the City Manager be and hereby is requested to report back to the Council on the legal requirements for public notices and meetings to include whether:

- There is, or should be, a requirement that posted public notices be printed rather than written in cursive;
- There is, or should be, a requirement that posted public notices be easily legible from the public way;
- There is, or should be, a requirement that posted public notices include both a reference to the appropriate section(s) of the zoning code, licensing regulations or other regulatory framework and a concise definition in plain English that would allow the casual reader to determine if the application in question warranted more attention; and
- There is, or should be, a requirement that public comment be allowed at all application hearings where the applicant is presenting anything to the relevant Board, to include answering questions from the Board; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a copy of this Order to the Board of Zoning Appeals communicating the Council's concern that public notice for the fast food variance for 1678 Massachusetts Avenue was not sufficiently informative to give the public a reasonable opportunity to participate in this zoning decision; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a copy of this Order to the Board of Zoning Appeals communicating the Council's concern that the City's Zoning Ordinance be respected as an important planning document and that the Board give careful consideration to the legal requirements of variances prior to issuing them; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a copy of this Order to the Board of Zoning Appeals and to the Planning Board instructing the respective Boards to let the City Council know if there are thoughts that the Council should change the Zoning Ordinance to avoid misuse of the variance application process; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a copy of this Order to the Board of Zoning Appeals expressing concern that any variances granted at this stage in the planning process of the upgrades proposed for this stretch of Massachusetts Avenue may be at odds with the relevant planning efforts.

O-3 Apr 2, 2012

MAYOR DAVIS

ORDERED: That the City Manager be and hereby is requested to investigate the possibility of using wireless street lighting powered by renewable energy.