

CITY MANAGER'S AGENDA

1. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following person to the Human Rights Commission for a three year term to expire Apr 5, 2010: Joyce E. Coleman
2. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of \$2,200,000 in surplus sewer revenues to the Public Investment Fund Public Works Extraordinary Expenditures account to provide funds for remedial reconstruction and repairs to the sewer system throughout the City to address in a sustainable way the structural maintenance of our systems. [DPW will spend this money on mainline conveyance system work, most particularly on priority combined sewer lines so as to ensure adequate service levels in both sanitary systems and storm systems thereby limiting the potential for back-ups and flooding and also on lateral connections and catch basins on our major streets and thoroughfares. This \$2,200,000 allocation, when coupled with \$1,500,000 approved in the FY08 sewer capital budget, will bring the total funding to \$3.7 million.]
3. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of \$400,000 in free cash to the Public Investment Fund Public Works Extraordinary Expenditures account to complete open space and park improvements for the 238 Broadway/ Harvard Street Park.
4. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of \$50,000 in the General Fund to the Public Works Department Other Ordinary Maintenance Account from surplus recycling revenue for the purchase of recycling totes for multi-family buildings. [The Public Works Department budgeted \$125,000 in revenue for FY07. We have received \$236,000 to date, and expect annual revenues to exceed \$250,000. The surplus is due to the high overseas demand for paper, which has led to an increase in our revenue from \$41.50 to \$89 per ton since February. This appropriation will allow the City to purchase approximately 950 recycling totes for all 8-12 unit residential buildings and some 4-7 unit buildings. Providing larger containers for recycling will help the City increase its recycling tonnage.]
5. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 07-69, regarding a report on measures to prevent further vandalism to trees at Danehy Park.
6. Transmitting communication from Robert W. Healy, City Manager, relative to an update on the upcoming move of three historic houses on the Harvard Law School campus from their current locations south of Everett Street on Massachusetts Avenue to their new location at Mellen Street and Massachusetts Avenue. [This effort, which has been planned over the last 5 years, will take place over the weekend of June 23-24, 2007. More particularly, the impacted section of Mass. Ave. will be closed from 6:00pm on Fri, June 22 through 5:00am on Mon, June 25...Detailed information and updates will be available www.construction.harvard.edu. Individuals with problems can contact Harvard's Construction Mitigation Hotline at (617) 496-0857 or the Cambridge Police at (617) 349-3300.... MBTA bus service will continue as scheduled on revised routes. A rain date of the weekend of July 7-8 has been established.... This long-planned effort will preserve three notable historic structures and provide positive visual enhancements for the neighborhood.]
7. Transmitting communication from Robert W. Healy, City Manager, relative to the transfer of \$8,041 within the Massachusetts Family Network Grant received from the Department of Education from the Grant Fund Human Service Programs Salary and Wages account to the Grant Fund Human Service Programs Other Ordinary Maintenance account and will be used to pay for other costs associated with programming such as program facilitators, database development, and transportation for two family field trips.
8. Transmitting communication from Robert W. Healy, City Manager, relative to the transfer of \$15,320 within the Substance Abuse and Mental Health Services Administration grant received from the U.S. Department of Health & Human Services from the Grant Fund Human Service Programs Salary and Wages account to the Grant Fund Human Service Programs Other Ordinary Maintenance account to be used to assist CPC's social marketing campaign, Youth Involvement Coalition, and to purchase server training manuals.
9. Transmitting communication from Robert W. Healy, City Manager, relative to a Planning Board recommendation on the Constellation Charitable Foundation Petition regarding Performing Arts Center in the PUD-3 District. [Recommendation. The Planning Board recommends adoption of the Petition as filed. The Board views this proposed change as a technical amendment that will facilitate the realization of what promises to be an important cultural center in East Cambridge.]
10. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of Lead-Safe Grant (Round 12) Program Income of \$10,503.85 to the Grant Fund Community Development Other Ordinary Maintenance account and will be used to increase funds available to control lead hazards in eligible housing in Cambridge.
11. Transmitting communication from Robert W. Healy, City Manager, relative to the transfer of \$30,000 from the General Fund Employee Benefits (salary adjustment) Salary and Wages account to the General Fund Animal Commission Extraordinary Expenditures account for the purchase of a replacement van for the Animal Commission.

CHARTER RIGHT

1. That the City Manager is requested to provide the City Council with the accident statistics for Massachusetts Avenue from Upland Road to the Arlington line from January 2005 through June of 2007, broken down by the type of accident, severity of any injuries, date of accident and location of accident. [Charter Right exercised by Mayor Reeves on Order Number Ten of June 4, 2007.]

ON THE TABLE

2. Transmitting communication from Robert W. Healy, City Manager relative to Awaiting Report Item Number 06-06 of Feb 27, 2006, regarding a report on the legality of the banners in front of the Dunkin' Donuts at 2480 Mass. Ave.

and at other location in the City. [Placed on Table on the motion of Councillor Kelley on Feb 27, 2006.]

3. Transmitting communication from Robert W. Healy, City Manager, relative to a recommendation from the License Commission to deny the Jitney License application of Star Shuttle, Inc. [Placed on Table City Manager Agenda Number Six of Nov 6, 2006 on the motion of Councillor Davis on Nov 6, 2006.]
4. A communication was received from D. Margaret Drury, City Clerk transmitting a report from Councillor Brian Murphy and Councillor Michael A. Sullivan, Co-Chairs of the Ordinance Committee, for a meeting held on Dec 13, 2006 for the purpose of considering the Historical Commission's recommendation for the consolidation of the Half Crown and Marsh Neighborhood Conservation Districts. [Placed on Table Committee Report Number Two of Jan 22, 2007 on the motion of Mayor Reeves on Jan 22, 2007. On Feb 12, 2007 Agenda Item Number Eight was referred to the Ordinance Committee and Calendar Item Number Seven and Eight.]
5. A communication was received from D. Margaret Drury, City Clerk transmitting a report from Councillor Brian Murphy and Councillor Michael A. Sullivan, Co-Chairs of the Ordinance Committee, for a meeting held on Dec 13, 2006 for the purpose of considering the recommendations for changes to the Neighborhood Conservation District Ordinance and the Avon Hill Neighborhood Conservation District Order, submitted by the Avon Hill Neighborhood Conservation District Boundary Study Committee and endorsed by the Historical Commission. [Placed on Table Committee Report Number Three of Jan 22, 2007 on the motion of Councillor Sullivan on Jan 22, 2007. On Feb 12, 2007 Agenda Item Number Eight was referred to the Ordinance Committee and Calendar Item Number Seven and Eight.]
6. Opposition to the Urban Ring Phase II bus system unless the whole route is grade separated to ensure that the buses would not have to compete with general traffic. [Placed on Table Order Number Nineteen of Apr 9, 2007 on the motion of Councillor Davis on Apr 9, 2007. Councillor Kelley's motion to take from Table Failed 3-6-0 on Apr 23, 2007.]
7. An application was received from Singh Raghbin, requesting a curb cut at the premises numbered 66 Dudley Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical and Public Works. Response has been received from neighborhood association. [Placed on Table Applications and Petitions Number Four of Apr 23, 2007 on the motion of Councillor Davis on Apr 23, 2007.]
8. That the City Manager is requested to direct the relevant Department heads to have the West Cambridge painted "rotary" removed. [Charter Right exercised by Vice Mayor Toomey on Order Number Sixteen of Apr 30, 2007. Placed on Table Order Number Sixteen of Apr 30, 2007 on the motion of Councillor Davis on May 7, 2007.]

UNFINISHED BUSINESS

9. 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.]

10. A communication was received from Donna P. Lopez, Deputy City Clerk, transmitting a report from Councillor Michael A. Sullivan, Co-Chair of the Ordinance Committee, for a public hearing held on May 24, 2007 to discuss the petition from the Constellation Charitable Foundation to amend the Zoning Ordinance in Section 13.42 and 13.43 in Article 13.000, Planned Unit Development Districts, Section 13.40, PUD-3 Development Controls. The question comes on passing to be ordained on or after June 18, 2007. Petition expires Aug 22, 2007.

APPLICATIONS AND PETITIONS

1. An application was received from Jasmine Sola, requesting permission for an awning at the premises numbered 29 Brattle Street. Approval has been received from Inspectional Services, Department of Public Works, Community Development Department, Historical Commission and abutters.
2. An application was received from the License Commission, requesting permission for a temporary banner across Massachusetts Avenue at City Hall announcing the Taste of Cambridge event.
3. An application was received from the License Commission, requesting permission for a temporary banner on Mount Auburn Street at JFK Street announcing the Taste of Cambridge event.

COMMUNICATIONS

1. A communication was received from Patricia Burgess, transmitting thanks for the retirement resolution
2. A communication was received by M. Wyllis Bibbins, transmitting written opposition to the Cott petition.
3. A communication was received from Samuel S. Brooks, transmitting written opposition to the Cott petition.
4. A communication was received from Roy Bercaw, regarding the most vulnerable.

RESOLUTIONS

1. Resolution on the death of Specialist Clinton Blodgett. Councillor Decker
2. Resolution on the death of Private First Class Matthew Baylis. Councillor Decker
3. Resolution on the death of Specialist Michael Jaurigue. Councillor Decker
4. Resolution on the death of Lance Corporal David Lindsey. Councillor Decker
5. Resolution on the death of Specialist James Lundin. Councillor Decker
6. Resolution on the death of Private First Class Joshua Moore. Councillor Decker
7. Resolution on the death of Private First Class Junior Cedano Sanchez. Councillor Decker
8. Resolution on the death of Specialist Mark Caguioa. Councillor Decker
9. Resolution on the death of Corporal James Summers, III. Councillor Decker
10. Resolution on the death of Specialist Francis Trusell, Jr. Councillor Decker
11. Resolution on the death of Private First Class Matthew Bean. Councillor Decker
12. Resolution on the death of Sergeant Clayton Dunn, II. Councillor Decker
13. Resolution on the death of Sergeant Anthony Ewing. Councillor Decker
14. Resolution on the death of Corporal Jonathan Markham. Councillor Decker
15. Resolution on the death of Specialist Gregory Millard. Councillor Decker
16. Resolution on the death of Specialist Alexander Rosa, Jr. Councillor Decker
17. Resolution on the death of Specialist Alexandre Alexeev. Councillor Decker
18. Resolution on the death of Sergeant Chadrick Domino. Councillor Decker

19. Resolution on the death of Private First Class Charles Hester. Councillor Decker
20. Resolution on the death of Private First Class Robert Liggett. Councillor Decker
21. Resolution on the death of Specialist Erich Smallwood. Councillor Decker
22. Resolution on the death of 1st Lieutenant Kile West. Councillor Decker
23. Resolution on the death of Corporal Zachery Baker. Councillor Decker
24. Resolution on the death of Sergeant Bacilio Cuellar. Councillor Decker
25. Resolution on the death of 1st Lieutenant Keith Heidtman. Councillor Decker
26. Resolution on the death of Sergeant Richard Correa. Councillor Decker
27. Resolution on the death of Sergeant Nicholas Walsh. Councillor Decker
28. Resolution on the death of Private William Bailey, III. Councillor Decker
29. Resolution on the death of Staff Sergeant Joseph Weiglein. Councillor Decker
30. Resolution on the death of Chief Warrant Officer Theodore Church. Councillor Decker
31. Resolution on the death of Staff Sergeant Thomas McFall. Councillor Decker
32. Best wishes to Dr. William Dandridge, Dean of Education at Lesley University on his retirement. Councillor Simmons
33. Declare June 11-19, 2007 as Cambridge Men's Health Week. Mayor Reeves
34. Congratulations to the Cambridge Youth Soccer Ravens team for winning the Regional Championship. Councillor Simmons
35. Thanking NSTAR for supporting the CFL program. Councillor Davis
36. Resolution on the death of Peter Marfione. Councillor Sullivan
37. Resolution on the death of Agnes Mary Maytum. Councillor Sullivan
38. Resolution on the death of Vito Leone. Councillor Sullivan
39. Resolution on the death of Lucinda M. (Russell) Ashton. Councillor Sullivan
40. Thanking Nancy Walser for her dedicated service to the City of Cambridge. Councillor Sullivan
41. Best wishes to Mark White on the occasion of his retirement from the Haggerty School. Councillor Galluccio
42. Congratulating the outstanding achievements of the Top Ten Graduates of Cambridge Rindge & Latin School for 2007. Councillor Murphy
43. Wishing Joanne Bergen a happy and healthy retirement. Councillor Kelley
44. That the City of Cambridge proclaim July 18, 2007 to be Ride to Work Day. Mayor Reeves
45. That the City Council endorse the Municipal Partnership Act. Mayor Reeves [Duplicate - See Order #5]

ORDERS

1. That the City Manager direct the Traffic, Parking & Transportation Department to conduct a traffic study of Tremont street, specifically possible traffic calming measures, and report back to the City Council. Councillor Murphy
2. That the City Manager contact Comcast for an explanation as to what justifies the elimination of the discount on the digital voice package that was originally offered to their customers. Councillor Galluccio
3. That the City Manager direct the Assistant City Manager for Human Services to provide an update to the City Council on the Mayor's Summer Jobs Program applicants, including the applicants who are on the waiting list and the employment for those applicants. Councillor Galluccio

4. That the City Manager confer with the Assistant City Manager for Community Development to analyze the infill development which has occurred over the last several years and the tools that the City has used to regulate infill development and to report back to the City Council on what protections exist for particular neighborhoods and what gaps exist with respect to particular areas and particular development practices and what additional measures the City could take to provide additional protection against infill development, including the possibility of prohibiting the development of any new construction in the backyard of an existing property. Councillor Simmons
5. That the City Council hereby endorses the Municipal Partnership Act, and calls on the Massachusetts Legislature to enact the full scope of the bill this year, as this municipal partnership legislation would give cities and towns practical and meaningful tools to close local budget shortfalls and enhance stability in municipal and school services. Mayor Reeves

HEARING SCHEDULE

Mon, June 11

5:30pm City Council Meeting (Sullivan Chamber)

Tues, June 12

4:00pm The Health and Environment Committee will conduct a public hearing to discuss the removal of OB/GYN services from the Windsor Street Clinic. This hearing to be televised. (Sullivan Chamber)

Wed, June 13

5:00pm The Cable TV, Telecommunications and Public Utilities will conduct a public meeting to discuss Building Code revisions on green buildings. (Sullivan Chamber)

Mon, June 18

5:30pm City Council Meeting (Sullivan Chamber)

5:30pm Special Presentation to Nelson Albandoz and Jack Loder for their attempt to assist Cambridge Police Personnel. (Sullivan Chamber)

Wed, June 20

9:30am The Economic Development, Training, and Employment Committee will conduct a public meeting to receive an update on commercial vacancies along Massachusetts Avenue and any other high-traffic streets. (Sullivan Chamber)

Mon, June 25

5:30pm City Council Meeting (Sullivan Chamber)

Tues, June 26

2:00pm The Health and Environment Committee will conduct a public meeting to receive an update from the Cambridge Health Alliance on current projects. (Sullivan Chamber)

Thurs, June 28

5:00pm The Public Safety Committee will conduct a public meeting to discuss with the Police commissioner his action plan for violence prevention during the summer in the city. (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 17

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Sept 24

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Oct 1

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Oct 15

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Oct 22

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Oct 29

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Nov 5

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Nov 19

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Nov 26

5:30pm City Council Meeting (Sullivan Chamber)

TEXT OF ORDERS

O-1 June 11, 2007

COUNCILLOR MURPHY

WHEREAS: Many residents of Tremont Street have reported an increase in the amount and speed of traffic transiting the area; and

WHEREAS: Tremont Street is host to a temple, borders a city park, and is frequently an area full of children; now therefore be it

ORDERED: That the City Manager be and hereby is requested to direct the Traffic, Parking & Transportation Department to conduct a traffic study of the street, specifically possible traffic calming measures, and report back to the City Council of its findings.

O-2 June 11, 2007

COUNCILLOR GALLUCCIO

WHEREAS: In May 2007 Comcast mailed their customers a letter stating that effective July 1, 2007 that the \$5.00 discount on the Comcast Digital Video package will no longer be offered and would be removed from the customers' accounts; now therefore be it

ORDERED: That the City Manager be and hereby is requested to contact Comcast for an explanation as to what justifies the elimination of the "hook" discount that was originally offered to their customers.

O-3 June 11, 2007

COUNCILLOR GALLUCCIO

ORDERED: That the City Manager be and hereby is requested to direct the Assistant City Manager for Human Services to provide an update to the City Council on the Mayor's Summer Jobs Program applicants, including the applicants who are on the waiting list and the employment for those applicants.

O-4 June 11, 2007

COUNCILLOR SIMMONS

WHEREAS: Infill development continues to eat up the remaining nooks and crannies of precious space in Cambridge residential neighborhoods despite the establishment of neighborhood conservation district commissions (in a certain few neighborhoods) and despite the ordination of various downzoning petitions (which offer some protections for some but far from all residential neighborhoods); now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Assistant City Manager for Community Development to analyze the infill development which has occurred over the last several years and the tools that the City has used to regulate infill development and to report back to the City Council on what protections exist for particular neighborhoods and what gaps exist with respect to particular areas and particular development practices and what additional measures the City could take to provide additional protection against infill development, including the possibility of prohibiting the development of any new construction in the backyard of an existing property.

O-5 June 11, 2007

MAYOR REEVES

WHEREAS: In order for the residents and the economy of Massachusetts to prosper and thrive, it is essential that the Commonwealth establish an enduring state-local financial relationship that ensures sufficient and stable revenue sources to appropriately and adequately fund all essential local government services and responsibilities, including public safety, public works, public education and the full range of vital local government activities and obligations;

WHEREAS: The sound financial health of cities and towns and the high quality of municipal and school services are necessary for the growth of the knowledge-based Massachusetts economy and the well-being of residents and businesses;

WHEREAS: The great majority of cities and towns have not financially recovered from the deep and painful municipal and school aid cuts imposed in fiscal 2003 and fiscal 2004 that resulted in widespread reductions and cutbacks in local services and the municipal workforce;

WHEREAS: Reliance on the regressive property tax has increased to historic levels, and has placed a heavy property tax burden on low- and moderate-income homeowners, especially seniors and those on fixed incomes, and the communities of the Commonwealth should not be forced to further their reliance on the property tax, which is only major source of tax revenue granted to local government;

WHEREAS: The City of Cambridge, and cities and towns across the Commonwealth are facing structural budget shortfalls this year and into the future because existing municipal revenues and current levels of local aid are inadequate to maintain services and fund the high growth in unavoidable local costs, including health insurance for public employees and retirees, special education for disabled students, and rising fuel and energy expenses; and

WHEREAS: Cities and towns in Massachusetts have far less autonomy under state law to manage local revenues and costs than other states; now therefore be it

RESOLVED: That the City Council hereby endorses the Municipal Partnership Act, and calls on the Massachusetts Legislature to enact the full scope of the bill this year, as this municipal partnership legislation would give cities and towns practical and meaningful tools to close local budget shortfalls and enhance stability in municipal and school services; and be it further

RESOLVED: That meaningful partnership legislation must include both substantial revenue self-reliance measures referenced in the next provision, as well as strong administrative cost-cutting opportunities in the areas of health insurance and pension funding as proposed by the Governor in the Municipal Partnership Act filed in February; and be it further

RESOLVED: That the Municipal Partnership Act passed by the Legislature must include the following revenue provisions: a local option sales tax on meals of up to 2 percent, a local option expansion of the room occupancy excise of an additional 1 percent, and closing the telecommunications property tax loophole in state law to eliminate the special ability of telecommunications companies to avoid appropriate local taxation and shift this burden onto other taxpayers and communities.