

## CITY MANAGER'S AGENDA

1. A communication transmitted from Louis A. DePasquale, City Manager, relative to the recommendations of the Community Preservation Act Committee (CPAC) for FY2022.

### **VOTE 1: Fiscal Year 2022 Local Funds (\$11,200,000)**

#### **Vote 1A**

80% of FY2022 CPA Local Fund revenues (\$8,960,000) allocated to Affordable Housing and appropriated to the Cambridge Affordable Housing Trust

#### **Vote 1B**

10% of FY2022 CPA Local Fund revenues (\$1,120,000) allocated to Historic Preservation as follows:

1. \$520,000 appropriated to the Lombardi Municipal Building, Roof Replacement
2. \$600,000 appropriated to the Historic Preservation Grants

#### **Vote 1C**

10% of FY2022 CPA Local Fund revenues (\$1,120,000) allocated to Open Space as follows:

1. \$40,000 appropriated to the Alewife Restoration
2. \$5,000 appropriated to the Bare Root Nursery Expansion, Fresh Pond
3. \$1,075,000 appropriated to the Raymond Street (Corcoran) Park, Design & Partial Construction

### **VOTE 2: Fiscal Year 2021 State Funds [received in FY2022] (\$4,200,000)**

#### **Vote 2A**

80% of FY2021 State Match revenues (\$3,360,000) allocated to Affordable Housing and appropriated to the Cambridge Affordable Housing Trust

#### **Vote 2B**

10% of FY2021 State Match revenues (\$420,000) allocated to Historic Preservation as follows:

1. \$67,000 appropriated to the Architectural Survey Digitization, Phase IV
2. \$173,000 appropriated to the City Record Digitization
3. \$165,000 appropriated to the Flagstaff Park Flagpole Restoration
4. \$15,000 appropriated to the Lombardi Municipal Building, Roof Replacement

#### **Vote 2C**

10% of FY2021 State Match revenues (\$420,000) allocated to Open Space as follows:

1. \$120,000 appropriated to the Bare Root Nursery Expansion, Fresh Pond
2. \$150,000 appropriated to the Magazine Beach, Sunken Parking Lot Removal & Grassy Beach Creation
3. \$150,000 appropriated to the Rafferty Park, Design

### **VOTE 3: CPA Fund Balance (\$2,100,000)**

#### **Vote 3A**

80% of the Fund Balance (\$1,680,000) allocated to Affordable Housing and appropriated to the Cambridge Affordable Housing Trust

#### **Vote 3B**

10% of the Fund Balance (\$210,000) allocated to Historic Preservation as follows:

1. \$10,000 appropriated to the Flagstaff Park Flagpole Restoration
2. \$200,000 appropriated to the Winthrop Wall Restoration, Construction.

#### **Vote 3C**

10% of the Fund Balance (\$210,000) allocated to Open Space as follows:

1. \$210,000 appropriated to the Rafferty Park Design

### **VOTE 4: CPA Fund Balance - Administration (\$10,000)**

#### **Vote 4A**

1. \$10,000 appropriated to Administrative Costs for Community Preservation Coalition membership dues

**TABLE 1. Summary of FY2022 Recommended**

<b><u>Appropriations by Expenditure Type</u></b>	
<b>Affordable Housing</b>	\$14,000,000
<b>Historic Preservation</b>	
Architectural Survey Digitization, Phase IV	\$67,000
City Record Digitization	\$173,000
Flagstaff Park Flagpole Restoration	\$175,000
Lombardi Municipal Building, Roof Replacement	\$535,000
Historic Preservation Grants	\$600,000
Winthrop Wall Restoration, Construction	\$200,000
<b>Subtotal (Historic Preservation)</b>	<b>\$1,750,000</b>
<b>Open Space</b>	
Alewife Restoration	\$40,000
Bare Root Nursery Expansion, Fresh Pond	\$125,000
Magazine Beach, Sunken Parking Lot Removal & Grassy Beach Creation	\$150,000
Rafferty Park, Design	\$360,000
Raymond Street (Corcoran) Park, Design & Partial Construction	\$1,075,000
<b>Subtotal (Open Space)</b>	<b>\$1,750,000</b>
<b>Administration/ Community Preservation Coalition</b>	<b>\$10,000</b>
<b>Grand Total</b>	<b>\$17,510,000</b>

**TABLE 2. Summary of Recommended**

	<b><u>Appropriations by Funding</u></b>			
	<b>FY2022 Local Funds</b>	<b>FY2021 State Funds</b>	<b>CPA Fund Balance</b>	<b>FY2022 Total</b>
<b>Affordable Housing Trust</b>	\$8,960,000	\$3,360,000	\$1,680,000	\$14,000,000
<b>Historic Preservation Projects</b>	\$1,120,000	\$420,000	\$210,000	\$1,750,000
<b>Open Space Projects</b>	\$1,120,000	\$420,000	\$210,000	\$1,750,000
Admin./Comm. Preservation/ Coalition Membership Dues			\$10,000	\$10,000
<b>Total</b>	<b>\$11,200,000</b>	<b>\$4,200,000</b>	<b>\$2,110,000</b>	<b>\$17,510,000</b>

2. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$5,000 received as a donation from Stonyfield Farms, Inc. to the Grant Fund Public Works Department Other Ordinary Maintenance account which will be used toward the costs of natural turf management practices by the Department of Public Works at City parks and fields.

3. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$199,736.56 received from the Massachusetts Department of Transportation (MassDOT) Shared Streets and Spaces Program Grant, to the Grant Fund Traffic, Parking, and Transportation Extraordinary Expenditures account (\$199,736.56) which will be used to fund the installation of two new Bluebikes stations, as well as the installation of a new curb extension to create space for one of the new stations.
4. A communication transmitted from Louis A. DePasquale, City Manager, relative to a request for approval to submit an amendment to the proposed Home Rule Petition for a special law regarding a fire cadet program for the City of Cambridge Fire Department.

#### **CHARTER RIGHT**

1. An application was received from Paulo Correia, requesting permission for a curb cut at the premises numbered 851 Cambridge Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical Commission and Public Works. No response has been received from the neighborhood association. [Charter Right exercised by Councillor Toomey in Council Sept 13, 2021]

#### **ON THE TABLE**

2. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 21-13, regarding next steps on implementation of Universal Pre-K. [Placed on the Table in Council May 17, 2021]
3. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 21-41, regarding a report on closing Mass Ave from Prospect Street to Sidney Street on Friday and Saturday evenings. [Charter Right Exercised by Councillor McGovern in Council June 28, 2021; Tabled in Council Aug 2, 2021]
4. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 21-56, regarding improvements to Jerry's Pond and along Rindge Avenue. [Placed on the Table by Mayor Siddiqui in Council Sept 13, 2021]

#### **UNFINISHED BUSINESS**

5. That the Zoning Ordinance of the City of Cambridge be amended to allow the service of postoperative care for a dog (Ordinance #2021-16). [Referred to Committee in Council June 28, 2021; Passed to a Second Reading in Council Sept 13, 2021; To Be Ordained on or after Sept 27, 2021]

#### **COMMUNICATIONS**

1. A communication was received from Young Kim, regarding Emergency Policy Order to delay Mass Ave Safety Improvement Project - Dudley St to Alewife Brook Pkwy.
2. A communication was received from Young Kim, regarding Emergency Policy Order to delay Mass Ave Safety Improvement Project - 2nd forwarded email.
3. A communication was received from Hasson Rashid, regarding 2020 Annual-Report.

4. A communication was received from James Harder, Morgan Memorial Goodwill Industries, regarding Clarification from Goodwill regarding letter .

#### **RESOLUTIONS**

1. Resolution on the death of Gary Stewart. Councillor Toomey
2. Resolution congratulating Kathryn Fenneman. Mayor Siddiqui, Vice Mayor Mallon, Councillor Simmons, Councillor Nolan
3. Resolution congratulating Ben Clark. Mayor Siddiqui, Councillor Simmons, Vice Mayor Mallon, Councillor Sobrinho-Wheeler
4. That the City Council go on record congratulating the Benjamin Banneker School on it's 25th anniversary. Councillor Nolan, Councillor Simmons, Vice Mayor Mallon, Mayor Siddiqui
5. An Act Relative To Language Access and Inclusion. Mayor Siddiqui, Vice Mayor Mallon, Councillor Sobrinho-Wheeler, Councillor Simmons
6. Congratulations to Isaac Yablo and Rebecca Hooper. Councillor Simmons

#### **ORDERS**

1. That the City Manager be and hereby is requested to direct the Community Development Department, the City Solicitor, and other appropriate City staff to compile a report detailing the efforts the City has made toward creating LGBTQ+-Friendly Housing over the past decade, to state what impediments had been identified in realizing this effort, and to outline recommendations for how the City may successfully create such housing within the next three years. Councillor Simmons
2. That the Executive Assistant to the City Council confer with the Dedication Committee to consider a suitable dedication in honor of Marine Corps Lance Corporal Roger Michael Hurd, who was Killed in Action and awarded the Purple Heart for his service in the Vietnam War. Councillor Toomey
3. That the Executive Assistant to the City Council confer with the Dedication Committee to consider the request from Kate Rubin for a bench dedication at Danehy Park in honor of John Haydon. Mayor Siddiqui
4. That the City Manager be and is hereby requested to work with the Public Health Department and report back to the City Council on the milestones that will be used to determine when the indoor mask mandate will no longer be needed. Councillor Nolan, Vice Mayor Mallon, Mayor Siddiqui
5. That section 11.202(b) of Article 11.000 of the Zoning Ordinance, regarding the linkage fee, be amended by substitution. Councillor Sobrinho-Wheeler, Councillor Zondervan, Councillor Simmons, Councillor Carlone
6. Council Support of H.926. Councillor Zondervan, Councillor Nolan, Vice Mayor Mallon, Mayor Siddiqui

7. That the City Council urges the US Congress to fulfill its obligation to prevent nuclear war, as outlined in the Back from the Brink campaign. Councillor Sobrinho-Wheeler, Councillor Nolan
8. That the City Council go on record in support of Darwin's UNITED. Councillor Sobrinho-Wheeler, Mayor Siddiqui, Councillor Zondervan, Councillor McGovern
9. That the City Council schedule a hearing of the Ordinance Committee for the purposes of amending the Ordinance of the City of Cambridge. Councillor Zondervan, Mayor Siddiqui, Councillor Sobrinho-Wheeler, Councillor McGovern

## COMMITTEE REPORTS

1. The Transportation and Public Utilities Committee met on July 14, 2021 to discuss car storage policies in Cambridge.

## COMMUNICATIONS & REPORTS FROM CITY OFFICERS

1. A communication was received from City Clerk, Anthony I. Wilson, transmitting memorandums from City Solicitor, Nancy E. Glowa regarding Minor Correction to Ballot Question No. 3 Which Is to be Placed on the Nov 2, 2021 Ballot Pursuant to Calendar Item No. 3 of 6/28/21. [Note: Date of Election Day corrected – RW]

**From:** Office of the City Solicitor

**To:** City Clerk Anthony I. Wilson

**Date:** September 20, 2021

**Re:** Minor Correction to Ballot Question No. 3 Which Is to be Placed on the November 3, 2021 Ballot Pursuant to Calendar Item No. 3 of 6/28/21

Dear Mr. Wilson:

I am submitting this as a communication to the City Council for inclusion on the Monday, September 20, 2021 agenda. Kindly ensure that it is on the agenda for the Council's consideration at that meeting.

At the City Council meeting of September 13, 2021, there was discussion about the language that would be included on the ballot pursuant to the above referenced Calendar Item, a copy of which is attached for your information, and it became clear that the Law Department had misunderstood exactly what would be included in the summary of the ballot questions that would appear on the ballot in this matter. Therefore, the Law Department has prepared an amended version of the summaries of all three ballot questions for submission to the Election Commission which includes the full language of each Ballot Question as voted upon by the City Council on June 28, 2021 as well as the summaries the Law Department had previously drafted.

In addition, in the course of our preparation of the new summaries, we realized that while Ballot Question Number 2 proposes adding a new Section 116(a) to the City's Charter at G.L. c. 43, Section 116, and Ballot Question Number 3 proposes adding a new Section 116(b) to the City's Charter at G.L. c. 43, Section 116, it is not clear what the numbering should be in Section 116 if Question Number 2 fails, and if Question Number 3 is adopted by the voters.

Therefore, we propose that the City Council authorize making the following clerical amendment to Ballot Question Number 3: in the first paragraph after the words "by adding a new Section 116(b)", adding the words "or, if Question 2 fails, by adding a new Section 116( a.)" I have attached hereto the revised text of the Ballot Questions and Summaries that now includes the full text of the language the City Council adopted in Calendar Item No. 3 of 6/28/21 in redlined form which shows the proposed amendment to Ballot Question No. 3. The revised text of the Ballot Questions and Summaries will be forwarded to the Election Commission for inclusion on the Ballot upon the Council's determination of whether to approve the proposed amendment to Ballot Question No. 3.

I respectfully request that the Council approve the proposed amendment to Ballot Question No 3.

Very truly yours,

Nancy E. Glowa

City Solicitor

*The City Council has proposed making three changes to the City's Plan E Charter, which is the law that prescribes the structure of the Cambridge government. The Charter sets forth the powers of the City Council and the City Manager. The City Council voted on June 28, 2021 that three charter amendments shall be submitted to the voters at the election on November 2, 2021 in the following form:*

**1. Should amendments to the City's Plan E Charter, Section 105 of Chapter 43, be made providing for the City Council to confirm appointments of the City Manager to the City's boards and commissions, which confirmation is not currently required? YES\_\_\_ NO \_\_\_**

**Summary of proposal:** The City Council's first proposed change would amend the City's Plan E Charter at General Laws Chapter 43, Section 105 by adding the following:

"The City Manager shall refer to the City Council and simultaneously file with the Clerk the name of each person the City Manager desires to appoint or reappoint as a member of a board or commission. Appointment of a member of a board or commission made by the City Manager will be effective upon a majority vote of the city council, which vote shall occur within 60 days after the date on which notice of the proposed appointment was filed with the City Clerk. The appointment may be approved or rejected by a majority of the full City Council before 60 days. An appointment or reappointment shall take effect if the City Council fails to act within those 60 days."

This proposed change would limit the City Manager's existing Charter power to make appointments to the City's many boards and commissions by adding a requirement to the Charter that each appointment and re-appointment by the City Manager to boards and commissions be subject to approval by a majority vote of the City Council. Just a few examples of the boards and commissions that this change would affect are the Planning Board, the Board of Zoning Appeal, the Historical Commission, the Human Rights

Commission, and the Conservation Commission. The City Manager's proposed appointments and re-appointments would take effect without City Council approval if the City Council fails to act by either approving or rejecting a proposed appointment or re-appointment within 60 days.

**2. Should amendments to the City's Plan E Charter be made providing for the City Council to establish a process for an annual review of the City Manager's performance? YES \_\_\_ NO \_\_\_**

**Summary of proposal:** The City Council's second proposed change would amend the City's Plan E Charter at General Law Chapter 43, Section 116 by adding the following as a new Section 116(a):

"Annually the City Council shall prepare and deliver to the City Manager a written review of the City Manager's performance in a manner provided by ordinance."

This proposed change to the City Charter would require the City Council to enact an ordinance that would require an annual written review of the City Manager's performance. Pursuant to the existing Charter, the City Council is the hiring and firing authority of the City Manager, but the City Council is not required to prepare an annual written performance review of the City Manager. If this Charter change is adopted, the City Council would be required to establish a process by ordinance that would prescribe the manner by which the City Council would be required to perform an annual written performance review of the City Manager.

**3. Should amendments to the City's Plan E Charter be made providing for the City Council to establish a process for review every 10 years to be made of the City's Plan E Charter by an appointed committee of voters per city council ordinance? YES \_\_\_ NO \_\_\_**

**Summary of proposal:** The City Council's third proposed change would amend the City's Plan E Charter at General Laws Chapter 43, Section 116 by adding the following as a new Section 116(b) or, if Question 2 fails, by adding a new Section 116(a.):

"Not later than July 1, in each year ending in a 2, the City Council shall provide for a review to be made of the city charter by a special committee to be established by ordinance. All members of the special committee shall be voters of the city not holding elective office. The special committee shall file a report with the City Council within 1 year of its appointment recommending any changes to the city charter which it deems necessary or desirable, unless an extension is authorized by vote of the City Council. Action on any proposed charter changes shall be as authorized by the Massachusetts constitution or general laws."

This change to the City Charter would require that the City Council enact an ordinance that provides for a review of the Charter by a committee of City voters, none of whom could hold elective office, every ten years beginning in 2022. The appointed committee would file a report with the City Council within one year of its appointment unless the City

Council extended the one-year period, recommending any changes to the Charter which the committee deemed necessary or desirable. The committee would not have the authority to actually make the Charter changes it might propose. Action on any proposed Charter changes could only be taken subject to Massachusetts law governing how Charter changes may be enacted.

2. A communication was received from Mayor Siddiqui, communicating information from the School Committee.

## **HEARING SCHEDULE**

### **Mon, Sept 20**

5:30pm City Council Meeting (Sullivan Chamber)

### **Tues, Sept 21**

3:30pm The Ordinance committee will meet to continue a hearing on an amendment to Article 22 of the City of Cambridge Zoning Ordinance "Emissions Accounting" (Ord # 2021-13). (Remote Hearing)

### **Mon, Sept 27**

5:30pm City Council Meeting (Sullivan Chamber)

### **Wed, Sept 29**

5:30pm The Ordinance Committee will meet to discuss the Neighborhood Conservation District citizen's petition. (Remote Hearing)

### **Mon, Oct 4**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Oct 18**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Oct 25**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Nov 1**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Nov 8**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Nov 15**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Nov 22**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Nov 29**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Dec 6**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Dec 13**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Dec 20**

5:30pm City Council Meeting (Sullivan Chamber)

### **Mon, Dec 27**

5:30pm City Council Meeting (Sullivan Chamber)



## TEXT OF ORDERS

O-1 Sept 20, 2021

COUNCILLOR SIMMONS

WHEREAS: Over the past decade, there have been numerous explorations made in determining whether the City could pursue the creation of housing primarily intended to house members of the LGBTQ+ Community, similar to [efforts made in Boston](#), [Philadelphia](#), and [San Francisco](#); and

WHEREAS: These efforts gained their first burst of momentum when the City's Housing Committee explored the [question at length in June 2015](#) and the then-named GLBT Commission [issued a report touching upon this in 2016](#); and

WHEREAS: During the second mayoral term of Councilor Simmons, a renewed effort was made in 2016-2017 via the creation of a small advisory committee that vetted the idea of creating LGBTQ+ Housing with the office of then-City Manager Richard C. Rossi, and the efforts yielded the opinion from the Community Development Department and the City Solicitor that, while creating housing for the exclusive habitation of members of the LGBTQ+ Community might violate federal fair-housing laws, an alternative concept worth considering would be to create LGBTQ+-Friendly housing that would be marketed to this population, and that would create a welcoming and inviting atmosphere for this community; and

WHEREAS: While work on this endeavor has proven to be frustratingly slow, and efforts to create such housing have thus far yielded no tangible plans in Cambridge, the need and rationale for such housing remains, and it would therefore be prudent to explore how the City might yet bring this concept to fruition; now therefore be it

ORDERED: That the City Manager be and hereby is requested to direct the Community Development Department, the City Solicitor, and other appropriate City staff to compile a report detailing the efforts the City has made toward creating LGBTQ+-Friendly Housing over the past decade, to state what impediments had been identified in realizing this effort, and to outline recommendations for how the City may successfully create such housing within the next three years; and be it further

ORDERED: That the City Manager be and hereby is requested to direct the appropriate City staff to include a new section on the City's housing website to serve as a repository for this report and all future information pertinent to this endeavor, so that future City Councils can easily retrace the steps already taken in this process and more easily build upon the work that has already been done; and be it further

ORDERED: That the City Manager be and hereby is requested to appoint an LGBTQ+-Friendly Housing Task Force charged with establishing a plan to create such housing and advancing this work in 2022 and beyond; 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 end of this calendar year.

O-2 Sept 20, 2021

COUNCILLOR TOOMEY

ORDERED: That the Executive Assistant to the City Council confer with the Dedication Committee to consider a suitable dedication in honor of Marine Corps Lance Corporal Roger Michael Hurd, who was Killed in Action and awarded the Purple Heart for his service in the Vietnam War; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward this order to the Dedication Committee for their review and approval.

O-3 Sept 20, 2021

MAYOR SIDDIQUI

ORDERED: That the Executive Assistant to the City Council confer with the Dedication Committee to consider the request from Kate Rubin for a bench dedication at Daneyh Park in honor of John Haydon; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward this order to the Dedication Committee for their review and approval.

O-4 Sept 20, 2021

COUNCILLOR NOLAN

VICE MAYOR MALLON

MAYOR SIDDIQUI

WHEREAS: Cambridge is closely following data on city, county and state level transmission and cases of COVID-19 cases and reimposed a mask mandate based on metrics seen to be warranting a mandate, which is in line with guidance from national state and local public health experts which recommended "wearing a mask and practice physical distancing in situations where transmission is likely and when around unvaccinated people"; and

WHEREAS: The City Council is on record supporting indoor mask mandates when necessary including in residential buildings where enclosed spaces like elevators make it impossible to avoid close contact; and

WHEREAS: Decisions on imposing and ending mask mandates and the parameters are based on reviewing evidence and data and following the best public health and scientific guidance available and it would be helpful for the community to know how decisions are made and what specific milestones need to be achieved; now therefore be it

ORDERED: That the City Manager be and is hereby requested to work with the Public Health Department and report back to the City Council on the milestones that will be used to determine when the indoor mask mandate will no longer be needed; and be it further

ORDERED: That the City Manager report back to the Council by the Oct 4, 2021 meeting.

O-5 Sept 20, 2021

COUNCILLOR SOBRINHO-WHEELER

COUNCILLOR ZONDERVAN

COUNCILLOR SIMMONS

COUNCILLOR CARLONE

WHEREAS: The City of Cambridge adopted an Incentive Zoning Ordinance in 1988 and amended it in 2015 to require that new commercial developments make a contribution toward affordable housing in Cambridge; and  
WHEREAS: The Incentive Zoning Ordinance applies to new commercial developments of more than 30,000 square feet of gross floor area in Cambridge and requires that they make an affordable housing contribution linked to their permitted square footage; and

WHEREAS: The City's most recent Incentive Zoning Nexus and Jobs Linkage Study completed in 2019 concluded that to achieve the full affordable housing subsidy to create low, moderate, and middle-income housing in Cambridge, the City should implement a linkage fee of \$33.34 per square foot; and

WHEREAS: In 2020, shortly before the pandemic was declared, the City Council voted to increase the linkage fee to \$20.10 per square foot to reflect the fact that there had not been an annual increase the previous year, with an understanding that the Council would soon meet to examine an additional increase beyond the automatic inflation adjustment increase to \$20.31 per square foot in November of 2020; and

WHEREAS: Until the City Council adopts an updated linkage fee, the City will not receive the full the affordable housing subsidy calculated by the Nexus Report from new commercial developments permitted in Cambridge over 30,000 square feet; and

WHEREAS: Affordable housing was identified as the single most important issue by the largest number of Cambridge residents in the City's most recent Cambridge Resident Survey, with 89% of residents rating "Access to Affordable Housing" in Cambridge as neither "Excellent" or "Good" and 50% of all residents rating it as "Poor," the most for any issue in the survey; and

WHEREAS: Cambridge continues to face an affordable housing crisis, with the median a 3- bedroom unit renting for \$2,995/month, the median condo costing more than \$800,000, and the median single-family home costing more than \$1,600,000 [according to data](#) provided by the City; now therefore be it

ORDERED: That section 11.202(b) of Article 11.000, entitled SPECIAL REGULATIONS, of the Zoning Ordinance of the City of Cambridge, be amended by substitution with the following text:

(b) Housing Contribution Rate. The Housing Contribution Rate effective upon ordination shall be thirty-three dollars and thirty-four cents (\$33.34) per square foot of Gross Floor Area devoted to the uses that qualify the new development as an Incentive Project. The effective rate shall be subject to annual escalation equal to annual percentage increases in the

Consumer Price Index (CPI) Housing Index for Boston-Brockton-Nashua, MA-NH-ME-CT or similar index to reflect changes in dollar values over time; however, annual decreases in CPI shall not cause the contribution rate to be decreased. The table below is intended to administratively track changes to the Housing Contribution Rate as it is adjusted over time.

Effective Date	Housing Contribution Rate
Sept 28, 2015	\$12.00 per square foot.
Sept 28, 2016 (Annual Adjustment)	\$13.00 per square foot.
Nov 16, 2016 (CPI Adjustment)	\$13.50 per square foot.
Sept 28, 2017 (Annual Adjustment)	\$14.50 per square foot.
Oct 18, 2017 (CPI Adjustment)	\$14.95 per square foot.
Sept 28, 2018 (Annual Adjustment)	\$15.95 per square foot.
Nov 18, 2019 (CPI Adjustment)	\$17.10 per square foot.
January 28, 2020 (City Council Amendment)	\$20.10 per square foot.
XX XX, 2021 (City Council Amendment)	\$33.34 per square foot.

ORDERED: That this language be sent to the Housing Committee for consideration.

O-6 Sept 20, 2021

COUNCILLOR ZONDERVAN

COUNCILLOR NOLAN

VICE MAYOR MALLON

MAYOR SIDDIQUI

WHEREAS: Toxic pesticides are understood to be [especially harmful](#) to children; and

WHEREAS: The American Academy of Pediatrics [has called for](#) a reduction in children's exposure to toxic pesticides, arguing that there is evidence of a link between early life exposure to pesticides and pediatric cancers, decreased cognitive function, and behavioral problems; and

WHEREAS: Cambridge has taken the lead in prohibiting use of these pesticides, [publishing](#) Integrated Pest Management (IPM) plans for schools and other youth-oriented spaces that either ban the use of pesticides entirely or permit their use only in very severe cases under highly controlled conditions; and

WHEREAS: [H.926](#), The Massachusetts Schoolchildren Pesticide Protection Act filed by Representative Carmine Gentile, would ban the use of harmful pesticides like glyphosate and 2,4-D on the outdoor grounds of any school, childcare center, or school age child care program, where they are currently permitted for the purposes of maintaining a quality appearance or under the guise of protecting student safety; and

WHEREAS: Of the 30 [most commonly used](#) lawn pesticides, 16 are possible and/or known carcinogens, 17 have the potential to disrupt the endocrine (hormonal) system, 21 are linked to reproductive effects and sexual dysfunction, 12 have been linked to birth defects, 14 are neurotoxic, 25 can cause kidney or liver damage, and 26 are sensitizers and/or irritants; and

WHEREAS: The Cambridge School Committee passed a [resolution](#) in support of H.926 on Aug 3, 2021; now therefore be it

RESOLVED: That the City Council go on record in strong support of H.926, The Massachusetts Schoolchildren Pesticide Protection Act, and in urging the legislature to advance the bill; and be it further

RESOLVED: That the City Clerk be and hereby is requested to send suitably engrossed copies of this resolution to Cambridge's Statehouse Delegation as well as the chairs of the Joint Committee on Environment, Natural Resources, and Agriculture on behalf of the entire City Council.

O-7 Sept 20, 2021

COUNCILLOR SOBRINHO-WHEELER

COUNCILLOR NOLAN

WHEREAS: [Approximately 13,100 nuclear warheads](#) exist in the world today, with 91 percent of these weapons owned by the United States and Russia, and pose a significant risk to human survival; and

WHEREAS: The United States was the [first country to develop and use nuclear weapons in war](#); and

WHEREAS: The United States is currently planning to spend [at least \\$1.7 trillion](#) to rebuild the US nuclear weapons arsenal, funds that could be used for necessary programs such as [education, healthcare, infrastructure, and a climate change mitigation](#); and

WHEREAS: On January 22, 2021, the [UN Treaty on the Prohibition of Nuclear Weapons](#) entered into force with a current 55 ratifications and 86 signatures, and support from the majority of the world's nations; and

WHEREAS: The United States Constitution gives Congress the sole power to declare war, but the President of the United States currently has de facto [sole authority to order nuclear attacks](#) without any required consultation or any system of checks and balances; and

WHEREAS: Massachusetts and Cambridge have been home to many courageous people who have dedicated their lives to the eradication of nuclear weapons, and is the birthplace of the historic Nuclear Freeze movement in the 1980s, which helped break the impasse between the US and Soviet Union and bring an end to the Cold War, and the Massachusetts-based International Physicians for the Prevention of Nuclear War which received the Nobel Peace Prize in 1985; and

WHEREAS: Any city across the globe could be targeted for hostile action, and hundreds of cities in Australia, Belgium, Canada, France, Germany, Japan, the Netherlands, Norway, Spain, the United Kingdom, and the United States—including Baltimore, Los Angeles, Philadelphia, Portland (OR), Salt Lake City, San Francisco, Tucson, and Washington DC, and the states of California, Maine, New Jersey, and Oregon—are speaking up and calling on their governments to support the 2017 UN Treaty on the Prohibition of Nuclear Weapons; now therefore be it

RESOLVED: That the City Council of Cambridge respectfully urges the Congress of the United States to take appropriate

steps to fulfill its ethical obligation to its people and join the global effort to prevent nuclear war, as outlined in the [Back from the Brink campaign](#), by:

1. renouncing the option of using nuclear weapons first;
2. establishing a system of checks and balances ensuring that the President of the United States no longer has the sole and unchecked authority to launch nuclear weapons;
3. taking US nuclear weapons off hair-trigger alert;
4. cancelling the plan to replace the entire US nuclear arsenal with next-generation nuclear weapons; and
5. actively pursuing a verifiable and multilateral agreement among nuclear-armed states to eliminate nuclear arsenals; and be it further

RESOLVED: That the City of Cambridge supports the United Nations' Treaty on the Prohibition of Nuclear Weapons and calls upon the US federal government to join the treaty; and be it further

RESOLVED: That the City of Cambridge authorizes that the passage of this resolution be considered by the International Campaign to Abolish Nuclear Weapons (ICAN) for the [ICAN Save Cities Campaign](#), joining cities from around the world in formally supporting the Treaty on the Prohibition of Nuclear Weapons; and be it further

RESOLVED: That a digital copy of this resolution will be sent to the President Biden; Vice President Harris; Defense Secretary Austin; Secretary of State Blinken; Senate Majority Leader Schumer; Speaker of the House Pelosi; Governor Baker; US Senators Warren and Markey; and US Representatives Pressley, Clark, McGovern, Trahan, Keating, Lynch, Auchincloss, Moulton, and Neal.

O-8 Sept 20, 2021

COUNCILLOR SOBRINHO-WHEELER

MAYOR SIDDIQUI

COUNCILLOR ZONDERVAN

COUNCILLOR MCGOVERN

WHEREAS: Workers from Darwin's LTD have [formed a Union Organizing Committee](#) represented by the New England Joint Board UNITE HERE and hope to formally unionize the Cambridge-based coffee chain's workers as Darwin's UNITED as soon as possible; and

WHEREAS: Over one-half of those 40 workers have already signed union cards, indicating deep support for the effort among Darwin's workers; and

WHEREAS: Darwin's UNITED workers take inspiration from a successful effort by workers to unionize at Boston-area Pavement Coffeehouse locations [earlier this summer](#)—which owner Larry Margulies [voluntarily recognized by card-check](#); and

WHEREAS: Both Darwin's UNITED and Pavement UNITED lend their momentum to a growing labor movement [across the country](#) of organized service industry workers pushing for workplace protections and democracy in an ongoing pandemic; and

WHEREAS: The Union Organizing Committee [has asked](#) Darwin's management to "pave the way for a more inclusive workplace, inspire customer and staff loyalty, and

prove the business' mission" by voluntarily recognizing the union by card check, rather than the longer and more onerous NLRB election process, and to engage in contract negotiations with Darwin's UNITED in good faith; now therefore be it

RESOLVED: That the City Council go on record in support of Darwin's UNITED and their right to collectively bargain for their rights; and be it further

RESOLVED: That the City Council urges Darwin's management to voluntarily recognize the Darwin's workers' union by card check and bargain with Darwin's UNITED in good faith; 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 Darwin's UNITED Union Organizing Committee.

O-9 Sept 20, 2021

COUNCILLOR ZONDERVAN

MAYOR SIDDIQUI

COUNCILLOR SOBRINHO-WHEELER

COUNCILLOR MCGOVERN

WHEREAS: The Cambridge City Council hereby finds and determines that wage theft in all its various forms, including the illegal misclassification of employees as independent contractors, has become an epidemic particularly in the construction industry; and

WHEREAS: The Cambridge City Council hereby further finds and determines that the problem is so pervasive that traditional law enforcement agencies lack the resources to address it effectively, and that, as a result, municipalities have the civic responsibility to do whatever is within their power and authority to prevent such illegal practices from taking place on their own construction projects, on projects receiving building permits from the municipality, and on projects receiving municipal tax relief; and

WHEREAS: The Cambridge City Council hereby further finds and determines that wage theft is often accompanied by employer tax and insurance fraud, with employers failing to pay their payroll taxes and workers compensation premiums, and that it will not tolerate spending tax dollars or providing tax relief for construction projects being built by contractors engaging in tax fraud; and

WHEREAS: The Cambridge City Council hereby further finds and determines that, in any event, taxpayer money is most efficiently and productively spent by awarding construction contracts to, and providing tax relief for construction projects built by, reputable, honest, law-abiding firms that include and enforce provisions requiring, with respect to their own employees and those of subcontractors at all tiers, compliance with state laws governing the payment of prevailing wages and other wage and hour laws, the provision of workers compensation coverage, and the proper classification of individuals as employees and not as independent contractors, as well as state law concerning health insurance coverage; and

WHEREAS: The Cambridge City Council hereby further finds and determines that, due to the pervasiveness of wage theft

in the construction industry, significant financial incentives are necessary to motivate property owners and their general contractors to take steps sufficient to ensure that wage theft does not occur on their projects; and

WHEREAS: The Cambridge City Council hereby further notes that based on a 2015 [study](#) and as reported by a recent Cambridge Community Foundation [report](#) significant economic disparities exist in the Boston Metro area, including Cambridge, that disproportionately disadvantage Black and Brown people; and

WHEREAS: The Cambridge City Council hereby further finds and determines that, based on these and other studies and reports, and based on the high level of lack of economic opportunity for Black and Brown community members, the residents of the City of Cambridge should be part of and benefit from public construction projects and projects receiving municipal permits and that, accordingly, it is appropriate to require that such projects include employment opportunities for Cambridge residents, especially Black and Brown people, women, and veterans; now therefore be it

ORDERED: That the City Council schedule a hearing of the Ordinance Committee for the purposes of amending the Ordinance of the City of Cambridge to insert [the language below](#).