

CITY MANAGER'S AGENDA

1. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of funds of the America's Promise grant in the amount of \$1,000.00 to the Grant Fund Other Ordinary Maintenance account which will be used for the cost of food enjoyed during the award celebration held on Oct 21st in conjunction with National Lights On! Afterschool Day at MIT's Walker Memorial.
2. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of the Whole Foods grant in the amount of \$12,557.81 to the Grant Fund Human Service Programs Other Ordinary Maintenance account which will be used to support all eleven Community School Programs to provide scholarships to children.
3. Transmitting communication from Robert W. Healy, City Manager, relative to the transfer of funds within the Supportive Housing Program grant awarded from the U.S. Department of Housing and Urban Development (HUD) under the Stewart B. McKinney Homeless Assistance Act. Funds in the amount of \$91.00 from the Grant Fund Human Service Programs Salary and Wages account to the Grant Fund Human Service Programs Other Ordinary Maintenance account to correct an error that was made in the original appropriation of \$2,913,225.00.
4. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a grant from the U.S. Department of Justice, Bureau of Justice Assistance (BJA) under the Local Law Enforcement Block Grant Program for \$55,735 to the Grant Fund Police Department Extraordinary Expenditures account which will be used to support the department's mobile computing infrastructure through the purchase laptop computers for police vehicles and modems.
5. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a grant from the U.S. Department of Homeland Security under the Buffer Zone Protection Program for \$194,000 to the Grant Fund Police Department Extraordinary Expenditures account which will be used to enhance the department's computer and MIS mobile computing infrastructure and other equipment to support security and risk management capabilities at critical infrastructure sites and surrounding areas within the City.
6. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a grant from the State Executive Office of Public Safety, Department of Fire Services for \$187,000 to the Grant Fund Fire Department Extraordinary Expenditures account to provide funds for new and replacement equipment for the Fire Department's Hazardous Materials Response Team.
7. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 10-141, regarding a report on why requests by residents to have their mail held by the Post Office were not acknowledged.
8. Transmitting communication from Robert W. Healy, City Manager, relative to a recommendation from the License Commission to approve the application from Paul Revere Transportation, LLC d/b/a EZRide Shuttle to amend their existing route.

9. Transmitting communication from Robert W. Healy, City Manager, relative to a recommendation for the approval of a loan order in the amount of \$14,535,000 as well as a vote relative to Chapter 2.110 ("City-Owned Land and Buildings"). [City Council approval of these recommendations will allow for a very creative reuse of the former police station. This reuse will transform the space available for the Community Learning Center and Multi-Service Center. Additionally, the Cambridge Housing Authority will be a "partner" in this project. They will provide \$1,150,000 toward the cost of architectural services, which will enable design of the project to commence immediately. Additionally, they will be a long-term rent paying tenant that will provide a revenue stream to offset the debt payments. Also, both the Community Learning Center and the Multi-Service Center will no longer have rent payments to a private landlord which will also assist in the fincibility of the project.]

Agenda Item No. 9A Nov 8, 2010

ORDERED: That \$14,535,000 is appropriated for remodeling, reconstructing, and making extraordinary repairs to the original police station at Five Western Avenue in Central Square, including HVAC, plumbing, and electrical system improvements as well as other interior and exterior renovations, including any and all incidental costs related thereto; and that to meet this appropriation the Treasurer with the approval of the City Manager is authorized to borrow \$14,535,000 under Chapter 44 of the General Laws or any other enabling authority.

Agenda Item No. 9B Nov 8, 2010

ORDERED: Pursuant to the provisions of G. L. c. 121B, § 23(d) authorizing the City to "establish exceptions to existing ordinances and bylaws regulating the design, construction and use of buildings" in order to work cooperatively with the Cambridge Housing Authority in the planning, construction and operation of a project, the City Council hereby establishes an exception to Chapter 2.110 of the Cambridge Municipal Code, to the extent that said Chapter may be applicable hereto, and orders that said Chapter shall not apply to the leasing and/or redevelopment of City property at the former Cambridge Police Department Headquarters at 5 Western Avenue, and hereby authorizes the City Manager to enter into an agreement with the Cambridge Housing Authority for the leasing and/or redevelopment of this property, as set forth in the City Manager's Nov 8, 2010 letter to the City Council.

ON THE TABLE

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a copy of the referral of Order Number 15 of Dec 21, 2009, regarding increasing the amount of public information about elections while the election is in progress, to the 2010-2011 City Council. [Communications and Reports from City Officers #1 of Jan 11, 2010 Placed on Table.]
2. That the City Manager is requested to restore funding for School Department clerical positions until a proper and negotiated process can be achieved with the Cambridge School Department and Unions representing the

employees, and to report back to the City Council on the progress. [Order Number Fourteen of Apr 26, 2010 Placed on Table. May 10, 2010 - Councillor Kelley made a motion to take from the table motion failed 2-7-0 remains on Table. Sept 13, 2010 - Councillor Kelley made a motion to take from the table motion failed 4-4-1 remains on Table. Sept 27, 2010 - Councillor Kelley made a motion to take from the table motion failed 3-5-1 remains on Table.]

3. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 10-32, regarding a report on issues with the development of the former St. John's property site. [Charter Right exercised on City Manager Agenda Item Number Eighteen of May 24, 2010. Placed on Table June 7, 2010.]
4. An application was received from Tony LaVita, requesting permission for a curb cut at the premises numbered 68 Middlesex Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical and Public Works. No response has been received from the neighborhood association. [Applications and Petitions Number Ten Of June 7, 2010 Placed on Table.]

UNFINISHED BUSINESS

5. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Sam Seidel and Councillor Timothy J. Toomey, Jr., Co-Chairs of the Ordinance Committee, for a meeting held on Sept 14, 2010 to consider a petition filed by Richard McKinnon, et al. to amend the Zoning Ordinance and Map in the North Point PUD-6 District. The question comes on passing to be ordained on or after Nov 1, 2010. Planning Board hearing held Sept 21, 2010. Petition expires Dec 13, 2010.

APPLICATIONS AND PETITIONS

1. An application was received from Super Fusion Sushi, requesting permission for an awning at the premises numbered 1759 Massachusetts Avenue. Approval has been received from Inspectional Services, Department of Public Works, Community Development, Historical Commission and abutters.
2. An application was received from Citibank, requesting permission for a sandwich board sign in front of the premises numbered 565 Massachusetts Avenue.

COMMUNICATIONS

1. A communication was received from Mary Ann Nelson, Chair, Greater Boston Sierra Club, regarding the proposed AP Partners II LLC Development in the Alewife Silver Maple Forest Floodplain, Cambridge and Belmont, MA.
2. A communication was received from Gregg Moree, regarding a job opportunity forum.
3. A communication was received from Frank A. Tramontozzi, P.E., Kendall Square Association, Inc., regarding the Broadway Roadway Reconstruction 25% Design Plan.
4. A communication was received from Moll Groom, (A) Deputy Assistant Secretary for Policy, Homeland Security, transmitting thanks for the City Council's resolution supporting the Development, Relief, and Education for Alien Minors (DREAM) Act.

5. A communication was received from Carolyn Shipley, 15 Laurel Street, regarding the status of trees in Cambridgeport.
6. A communication was received from Joseph A. Connarton, Executive Director, PERAC, regarding the Appropriation for Fiscal Year 2012.

RESOLUTIONS

1. Retirement of Linda Mochi from the School Department. Mayor Maher
2. Retirement of Harold Keegan from the School Department. Mayor Maher
3. Thanks to the Cambridge Fire Department for their participation in the Toys for Tots annual toy drive. Councillor Cheung
4. Congratulations to the Community Charter School of Cambridge on being honored in the Harvard Crimson for their groundbreaking work. Councillor Cheung
5. Congratulations to BiddingForGood on recently raising \$100 million for schools and charities across the nation. Councillor Cheung
6. Urge all residents to honor the veterans and the men and women currently serving our country on Veterans' Day, Nov 11, 2010. Councillor Kelley
7. Congratulations and thanks to Ranjit Singanayagam, David Byrne and Chenier Durant of the Inspectional Services Department for representing Cambridge at the Final Action Hearings for the 2012 International Energy Conservation Code in North Carolina. Vice Mayor Davis
8. Thanks to Harvard University, Cisco and Raytheon BBN Technologies for their collaboration and generosity to Cambridge students. Vice Mayor Davis
9. Congratulations to Associate Justice Roderick L. Ireland on his nomination to Chief Justice of the Massachusetts Supreme Judicial Court. Councillor Decker

ORDERS

1. That the City Manager be and hereby is requested to direct the Election Commissioner to look into the discrepancies of voters being "inactive" or registered under a misspelled or wrong address. Councillor Cheung
2. That the City Manager is requested to advise the City Council on how to facilitate a public yard sale. Vice Mayor Davis
3. That the City Manager is requested to confer with the Commissioner of Inspectional Services for an inspection of the gutters on the Blessed Sacrament building. Councillor Decker
4. That the City Manager is requested to set up a process to reach out to experts and the public in order to create a balanced panel to participate in the Sign Ordinance Task Force. Vice Mayor Davis and Councillor Kelley
5. That the City Council's committee of Transportation, Traffic and Parking is requested to hold a hearing on the logistical, financial and legal constraints on allowing people to get resident permits when they garage cars in Cambridge but do not pay excise tax to Cambridge because they are not the vehicle's primary owner. Councillor Kelley

6. That the City Manager is requested to confer with the Commissioner of Inspectional Services as to the procedure for ensuring that building and design standards are being upheld and if that procedure is indeed being followed at the Blessed Sacrament site. Councillor Decker
7. That the City Manager is requested to confer with the Consumer Council in regard to the false pricing laws in Massachusetts. Councillor Decker
8. That the City Manager is requested to confer with the Human Services Department about the feasibility of hosting a weekly contra dance at the West Cambridge Youth and Social Center and report back to the City Council on this matter. Councillor Decker
9. That this City Council go on record recommending that Cabot, Cabot and Forbes reconsider naming Plumb House as the general contractor on the project on Fawcett Street. Councillor Decker, Councillor Toomey and Councillor Reeves
10. That the City Manager is requested to instruct the appropriate departments to review the development by Urban Spaces LLC at the Blessed Sacrament site and confer with area residents with specific detail to the trees, landscape, gutters, drainpipes, planting, roof ventilation and balconies. Councillor Decker
11. That the first section of the agenda for the Roundtable meeting of the City Council and School Committee be video recorded so that alumni and the greater CRLS community can view the Come Home to CRLS presentation at a later time. Mayor Maher

COMMITTEE REPORTS

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Marjorie C. Decker, Chair of the Housing Committee, for a public meeting held on Aug 4, 2010 for the purpose of receiving an update from the Affordable Housing Trust.
2. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Marjorie C. Decker, Chair of the Housing Committee, for a public meeting held on Aug 4, 2010 for the purpose of receiving an update from the Cambridge Housing Authority.
3. A communication was received from Donna P. Lopez, Deputy City Clerk, transmitting a report from Vice Mayor Henrietta Davis, Chair of the Cable TV, Telecommunications and Public Utilities Committee for a public meeting held on Oct 14, 2010 to discuss the digital divide and the potential for using teleconferencing in the schools.
4. A communication was received from Donna P. Lopez, Deputy City Clerk, transmitting a report from Councillor E. Denise Simmons, Chair of the Public Safety Committee for a public meeting held on Oct 20, 2010 to discuss a report on the impact of decriminalization of marijuana possession.

HEARING SCHEDULE

Mon, Nov 8

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Nov 9

6:00pm World Cafe Public Discussion on the future of Cambridge (Senior Center, 806 Mass. Ave.)

Mon, Nov 15

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

Tues, Nov 16

6:00pm School Committee Meeting (Sullivan Chamber)

Thurs, Nov 18

4:00pm The Ordinance Committee will conduct a public hearing on a zoning petition submitted by William A. Fox, et al. to amend the Zoning Ordinance and Map by rezoning an area accessed via Cottage Park Avenue in North Cambridge from its current designation of Business A-2 to a new designation of Residence B. This hearing to be televised. (Sullivan Chamber)

Mon, Nov 22

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Dec 6

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Dec 7

6:00pm School Committee Meeting (Sullivan Chamber)

Wed, Dec 8

5:30pm The Environment Committee will conduct a public meeting as a follow up to the meeting held to discuss trees on Sept 30, 2010. The meeting will specifically discuss the Somerville Tree Ordinance, tree replacement policy, public involvement in tree maintenance, and the Resistograph Test. (Sullivan Chamber)

Mon, Dec 13

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Dec 14

6:00pm School Committee Budget Retreat (Sullivan Chamber)

Mon, Dec 20

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Dec 21

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, Jan 3

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Jan 4

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, Jan 10

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Jan 11

6:00pm School Committee Roundtable Meeting (Sullivan Chamber)

Tues, Jan 18

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, Jan 24

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Jan 31

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Feb 1

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, Feb 7

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Feb 8

6:00pm School Committee Budget Retreat (Sullivan Chamber)

Mon, Feb 14

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Feb 15

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, Feb 28

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Mar 1

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, Mar 7

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Mar 8

6:00pm School Committee Budget Hearing (Sullivan Chamber)

Mon, Mar 14

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Mar 15

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, Mar 21

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Mar 28

5:30pm City Council Meeting (Sullivan Chamber)

TEXT OF ORDERS

O-1 Nov 8, 2010

COUNCILLOR CHEUNG

WHEREAS: It has come to the attention of the Cambridge City Council that numerous Cambridge residents when trying to vote during last week's election were told that they were labeled as "inactive" or were registered under a misspelled or wrong address; and

WHEREAS: Residents deemed "inactive" felt that they have participated recently in voting and should not have been labeled as inactive and residents told that they were registered under a wrong or misspelled address believed that they had filled out their voter registration card properly without misspelling or providing wrong address information; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Executive Director of the Election Commission to look into these matters and report back to the City Council with their findings and a course of action for improvements in these areas.

O-2 Nov 8, 2010

VICE MAYOR DAVIS

ORDERED: That the City Manager be and hereby is requested to advise the City Council on how to facilitate a public yard sale.

O-3 Nov 8, 2010

COUNCILLOR DECKER

WHEREAS: It has come to the attention of the City Council that several neighbors of the Blessed Sacrament building have complained that the gutters on the building cannot adequately handle rain as evidenced by overflowing gutters during recent storms; and

WHEREAS: The overflowing gutters have had an adverse effect on neighboring property; and

WHEREAS: Neighbors have also complained that the developer, during the renovation of the Blessed Sacrament building, did not bring the gutters up to current code but instead kept the original gutters which were installed when

the Blessed Sacrament building was built as a church and school; and

WHEREAS: The current building code requires greater gutter capacity than what was required when these gutters were installed, and the level of rehab done at the Blessed Sacrament project required bringing the building up to current building code standards; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Commissioner of Inspectional Services for an inspection of the gutters on the Blessed Sacrament building and report back to the City Council on whether the gutters are up to code and if not, what does the Inspectional Services Department plan to do to remedy this problem. Additionally, the Inspectional Services Department will consult with abutting residents prior to submitting their final assessment.

O-4 Nov 8, 2010

VICE MAYOR DAVIS

COUNCILLOR KELLEY

WHEREAS: The public dialogue to date on the city's zoning provisions related to signage has included much misinformation; and

WHEREAS: There are genuine differences of opinion about the provisions for a city sign ordinance, including concerns about commercialization and illumination; and

WHEREAS: It is now important to go forward with a transparent process that uses and disseminates accurate information to the public; now therefore be it

ORDERED: That the City Manager be and hereby is requested to set up a process to reach out to experts and the public in order to create a balanced panel to participate in the Sign Ordinance Task Force and to provide a way for the public to comment at some points in the Task Force's proceedings; and be it further

ORDERED: That the City Manager be and hereby is requested to keep the City Council informed of the process for forming the Task Force and provide a timeline for reporting to the City Council on its progress and findings.

O-5 Nov 8, 2010

COUNCILLOR KELLEY

WHEREAS: Some people are unable to register a car in their name because of financial and title limitations which require the primary owner to register the car and pay excise tax in his or her home town; and

WHEREAS: Cars owned by other people, such as parents, are often primarily used and garaged by a non-owner such as a child; and

WHEREAS: If a primary user garages a car in Cambridge but does not legally own the car or pay excise tax for it to Cambridge, that car is not eligible for a residential sticker, making ownership much less convenient; now therefore be it

ORDERED: That the City Council's committee of Transportation, Traffic and Parking be and hereby is requested to hold a hearing on the logistical, financial and legal constraints on allowing people to get resident permits when they garage cars in Cambridge but do not pay excise tax to Cambridge because they are not the vehicle's primary owner.

O-6 Nov 8, 2010

COUNCILLOR DECKER

WHEREAS: It has come to the attention of the City Council that while there are standards for design and construction in the City that the Inspectional Services Department is charged with upholding, there are concerns that the City is not strict enough about enforcing those standards at the Blessed Sacrament site developed by Urban Spaces LLC; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Commissioner of Inspectional Services as to the procedure for ensuring that building and design standards are being upheld and if that procedure is indeed being followed.

O-7 Nov 8, 2010

COUNCILLOR DECKER

WHEREAS: It has come to the attention of the City Council that it has been reported that the Radio Shack in the Fresh Pond Shopping Center marked all of its batteries at \$9.99 and when a customer tried to purchase the batteries they rang in at \$12.99; and

WHEREAS: It has also been reported that when the clerk was informed that the price marked on the item, not the price rung in the register, was the accurate price according to Massachusetts law, the clerk claimed that Radio Shack as an out-of-state business does not have to follow Massachusetts law regarding false pricing; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Consumer Council in regard to the false pricing laws in Massachusetts and report back to the City Council on this matter.

O-8 Nov 8, 2010

COUNCILLOR DECKER

WHEREAS: It has come to the attention of the City Council that there is interest in moving a weekly contra dance on Thursdays from its location in Concord back to Cambridge to be held at the West Cambridge Youth and Social Center; and

WHEREAS: The weekly dance at this time is held in Concord which is less accessible to Cambridge residents who do not have cars; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Human Services Department about the feasibility of hosting a weekly contra dance at the West Cambridge Youth and Social Center and report back to the City Council on this matter.

O-9 Nov 8, 2010

COUNCILLOR DECKER

COUNCILLOR TOOMEY

COUNCILLOR REEVES

WHEREAS: Cabot, Cabot and Forbes (hence: CC and F) is a nationally known developer; and

WHEREAS: CC and F is developing a 240 unit site on Fawcett Street in Cambridge; and

WHEREAS: CC and F has awarded Plumb House a general contractor with a history of not meeting community standards regarding wages and benefits build the project; and

WHEREAS: Plumb House agreed to abide by community standards in Malden and failed to abide by that commitment; and

WHEREAS: While the Council is supportive of the development of new housing it should not come at the cost of short changing workers wages and benefits that meet community standards particularly when there is an opportunity to employ local workers; and

WHEREAS: Plumb House has a history of bringing in its own workers and not utilizing the skill of local workers; it would be a lost opportunity for a project on this scale to not employ local skilled workers; and

WHEREAS: Plumb House does not conform or acknowledge community standards with regards to wages and benefits; and

WHEREAS: Cambridge is a community that does observe these standards; now therefore be it

RESOLVED: That this City Council go on record recommending that CC and F reconsider the award and advertise the project to bidders that acknowledge and observe these standards; and be it further

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

O-10 Nov 8, 2010

COUNCILLOR DECKER

WHEREAS: To date area residents of the Blessed Sacrament Development site do not believe that agreements between them and Urban Spaces LLC about trees, landscape, gutters, drainpipes, planting, roof ventilation, and balconies have been upheld; now therefore be it

ORDERED: That the City Manager be and hereby is requested to instruct the appropriate departments to review the development by Urban Spaces LLC at the Blessed Sacrament site and confer with area residents with specific detail to the trees, landscape, gutters, drainpipes, planting, roof ventilation and balconies and to hold the developer accountable to ensure agreements made between developer and area residents are being upheld; 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-11 Nov 8, 2010

MAYOR MAHER

WHEREAS: There will be a Roundtable meeting of the City Council and School Committee on Mon, Nov 15, 2010 from 5:30 p.m. - 8:30 p.m. in the Sullivan Chamber; and

WHEREAS: There will be three sections to the agenda. The first portion will be a presentation of the Come Home to CRLS initiative. The second portion will be an update on the CRLS construction. The third portion will include information about the School Committee and the CPS Administration Planning Process followed by discussion between the City Council and School Committee about the work to date; now therefore be it

ORDERED: That the first section of the agenda be video recorded so that alumni and the greater CRLS community can view the Come Home to CRLS presentation at a later time.