

## **CITY MANAGER'S AGENDA**

1. Transmitting communication from Robert W. Healy, City Manager, relative to Council Order Number 10, dated 5/23/2011, regarding Biogen return to Cambridge.
2. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 12-103, regarding a report on CDBG funding.
3. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 12-102, regarding a report on how sequestration affects municipal finances.
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 \$39,487 to the Grant Fund Police Department Extraordinary Expenditures account which will be used to support the department's mobile computing infrastructure through the of purchase laptop computers/mobile computing for police vehicles.
5. Transmitting communication from Robert W. Healy, City Manager, relative to a transfer within the FY11 Smart Policing Innovation Grant, in the amount of \$47,000 from the Grant Fund Police Extraordinary Expenditures account to the Grant Fund Police Other Ordinary Maintenance Account (\$37,902) and to the Grant Fund Police Travel and Training Account (\$9,098) to ensure the completion of the analysis in predictive policing requirement is met as part of the grant.
6. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of \$50,000 from Free Cash to the Public investment Fund Executive Department Extraordinary Expenditures account to replace three (3) photocopiers in the Executive office, the Historical Department and the City Clerk's Office.

## **CHARTER RIGHT**

1. That the City Manager is requested to confer with relevant staff to have all trees slated for removal in the Cambridge Common renovation project, to include Flagstaff Park, clearly and quickly marked as being slated for removal so that the park using public will have a clearer idea of the extent the planned renovation will have on the Cambridge Common's trees. [Charter Right exercised by Councillor Kelley on Order Number One of Nov 5, 2012.]

## **ON THE TABLE**

2. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 12-09, regarding a report on the use of coal and on Cambridge becoming coal-free. [City Manager Agenda Number One of Mar 5, 2012 Placed on Table on motion of Vice Mayor Simmons on Mar 5, 2012.]
3. Urge greater cooperation from the Cambridge Housing Authority to better serve the people of Cambridge. [Order Number Two of Apr 9, 2012 Placed on Table on motion of Vice Mayor Simmons on Apr 9, 2012.]
4. That the City Manager is requested to confer with the Community Development Department and other relevant departments in order to present to the City Council a map of Cambridge that shows, by location and by date, all of the areas where construction is and will be taking place over

the coming decade. [Order Number Four of Apr 9, 2012 Placed on Table on motion of Councillor Toomey on Apr 9, 2012.]

5. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item No. 12-28, regarding temporary ramps and obstructions in construction zones. [City Manager Agenda Number Eight of Apr 23, 2012 Placed on Table on motion of Councillor Kelley on Apr 23, 2012.]
6. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 12-35, which requests a report on whether there were any public safety officers that falsified their emergency medical training re-certification while employed by the City of Cambridge. [Charter Right exercised by Councillor Toomey on City Manager Agenda Number Two of May 21, 2012. Placed on Table on motion of Councillor Toomey on June 4, 2012.]
7. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 12-63 regarding a report on safety issues at the intersection of Massachusetts Avenue and Vassar Street. [City Manager Number Twenty-three of July 30, 2012 Placed on Table on motion of Councillor Kelley on July 30, 2012.]
8. That the City Manager is requested to confer with relevant City staff and report back to the City Council on whether a tagging program could be implemented to notify owners of bicycles that have been removed from sign posts by the Department of Public Works and contact information for retrieval of said bicycle. [Order Number Fourteen of July 30, 2012 Placed on Table on motion of Councillor vanBeuzekom on July 30, 2012. Councillor Toomey recorded in the negative on Tabling.]

## **UNFINISHED BUSINESS**

9. A communication was received from Donna P. Lopez, Interim City Clerk, transmitting a report from Councillor David P. Maher, Chair of the Ordinance Committee, for a public meeting held on Oct 3, 2012 to discuss a zoning petition filed by Susan Yanow, et al to rezone from the existing Business A to Business A-1 the areas bounded by Windsor, Main Streets, Bishop Allen Drive, Columbia, Prospect and Norfolk Streets; rezone from the existing Bus. B and CRDD to a proposed new district Bus. B-3 in the area bounded by Green, Landsdowne, Magazine and Prospect Streets and Mass. Ave. define as a protected neighborhood zone the area zoned Res. C-1 and bounded by Portland, Main and Windsor Streets and a line 120 feet north of and parallel to Main Street; rezone the areas currently identified as Municipal Parking Lots along Bishop Allen Drive to a proposed new Municipal Parking District (MP).

## **APPLICATIONS AND PETITIONS**

1. An application was received from Puritan and Company requesting permission for three flower boxes in front of the premises numbered 1166 Cambridge Street.

## **COMMUNICATIONS**

1. A communication was received from Joseph E. Connarton, Executive Director, PERAC regarding Appropriation for Fiscal Year 2014.

2. A communication was received from the Department of Public Utilities, transmitting a Notice of Filing and Public Hearing on a petition filed by NSTAR Electric Company for approval of a three-year energy efficiency plan, covering calendar years 2012 through 2015. The hearing will take place on Wed, Dec 5, 2012, 2:00 pm at One South Station-5th Floor, Boston, MA.
3. A communication was received from the Department of Public Utilities, transmitting a Notice of Filing and Public Hearing on a petition filed by NSTAR Gas Company for approval of a three-year energy efficiency plan, covering calendar years 2012 through 2015. The hearing will take place on Wed, Dec 5, 2012, 2:00 pm at One South Station-5th Floor, Boston, MA.
4. A communication was received from Xizo-Li Meng transmitting gratitude for the kind resolution on his appointment as Dean of the Harvard Graduate School of Arts and Sciences.

### **RESOLUTIONS**

1. Congratulations to Middlesex County Clerk of Courts Michael A. Sullivan on being re-elected for another term in office. Vice Mayor Simmons
2. Congratulations to Middlesex County Sheriff Peter Koutoujian on being re-elected for another term in office. Vice Mayor Simmons
3. Congratulations to Elizabeth Warren on being elected to the United States Senate. Vice Mayor Simmons
4. Congratulations to President Barack Obama on being re-elected for a second term in office. Vice Mayor Simmons
5. Resolution on the death of Hermance "Emma" (Melanson) Collins. Councillor Maher
6. Retirement of Paul Cassidy from the Department of Public Works. Mayor Davis
7. Happy Birthday wishes to Rosalie Riggins. Vice Mayor Simmons
8. Resolution on the death of Melvin L. Caton. Councillor Toomey
9. Resolution on the death of Kaethe Peters. Councillor Maher
10. Happy 80th Birthday wishes to Ethel Rose Ampey. Vice Mayor Simmons
11. Congratulations to Edith Pedro on receiving the 2012 Cheverus Award medal. Councillor Toomey
12. Congratulations to the 1369 Coffee House on its 20th anniversary. Councillor Toomey
13. Resolution on the death of Mary (DeNunzio) Gravelese. Councillor Toomey
14. Condolences to Superintendent Jeff Young on the death of his mother. Mayor Davis, Councillor Maher
15. Resolution on the death of William M. Hogan, Jr. Councillor Maher
16. Congratulations to Giro Studio on their 50 years in business in the City of Cambridge. Councillor Toomey
17. Retirement of Cathleen Stephens from the Department of Veterans Affairs. Councillor Kelley, Councillor Decker, Councillor Toomey
18. Happy 40th Anniversary wishes to the Filarmonica Santo Antonio Band. Councillor Toomey

19. Congratulations to Dr. John Silvanus Wilson Jr. on being named Morehouse College President. Councillor Reeves
20. Congratulations to Ellen Mass on being named "2012 Volunteer of the Year" by the Massachusetts Department of Conservation and Recreation. Councillor vanBeuzekom
21. Speedy recovery wishes to Boston Mayor Tom Menino. Councillor Reeves
22. Congratulations to Kinvey on their breakthrough innovation in mobile applications. Councillor Cheung
23. Congratulations to Scratch Wireless for being recognized as a Mass High Tech Company to Follow in the Boston Business Journal. Councillor Cheung
24. Congratulations to City Councillor Marjorie Decker on being elected to serve in the 25th Middlesex District as Representative in Massachusetts General Court. Mayor Davis, Councillor Cheung, Councillor Kelley, Councillor Maher, Councillor Reeves, Vice Mayor Simmons, Councillor Toomey and Councillor vanBeuzekom.
25. Thanks to City staff for their work on Election Day. Mayor Davis
26. Congratulations to State Senator Sal N. DiDomenico on being re-elected to service in the Middlesex and Suffolk District. Mayor Davis
27. Congratulations to State Senator Anthony W. Petrucci on being re-elected to serve in the First Suffolk and Middlesex District. Mayor Davis
28. Congratulations to State Senator Patricia Jehlen on being re-elected to serve in the Second Middlesex District. Mayor Davis
29. Congratulations to Representative Marty Walz on being re-elected to serve in the Eighth Suffolk District. Mayor Davis
30. Congratulations to Representative Timothy J. Toomey, Jr. on being re-elected to serve in the Twenty Sixth Middlesex District. Mayor Davis, Councillor Cheung, Councillor Decker, Councillor Kelley, Councillor Maher, Councillor Reeves, Vice Mayor Simmons and Councillor vanBeuzekom.
31. Congratulations to Representative Jonathan Hecht on being re-elected to serve in the Twenty Ninth Middlesex District. Mayor Davis

### **ORDERS**

1. That the City Manager is requested to investigate creating a pilot program for installing mini exercise stations on major walking routes throughout the city, perhaps at bus stops, subway stations and public parks. Mayor Davis
2. That the City Manager is requested to look into the installation of public drinking fountains at additional locations in the city-possibly working with the Cambridge Arts Council on interesting designs. Mayor Davis
3. That the City Manager be and hereby is requested to develop a process to promote universal design and visitability in all Cambridge public buildings and to devise a program to encourage private developers to incorporate this design concept, particularly in new residential building. Mayor Davis
4. That the Cambridge City Council go on record urging the members of the Senate Ways and Means Committee to pass

MA Senate Bill 2314, "An Act Relative to Plastic Bag Reduction." Councillor vanBeuzekom

5. That the City Manager is requested to work with the appropriate city officials to explore the possibility of completing and submitting the Bicycle Friendly Community application by Feb 26, 2013 so that the City of Cambridge may be included in the next review cycle and join together with other communities in participating in the Bicycle Friendly Community program. Councillor vanBeuzekom
6. That the City Manager is requested to work with the Cambridge Historical Commission to provide a report to the City Council explaining the possible advantages of the "preservation easement" process. Councillor vanBeuzekom
7. That the City Council meeting scheduled for Dec 31, 2012 be and hereby is cancelled. Mayor Davis
8. That the City Manager is requested to confer with appropriate staff and report back to the Council on how the potential for permanent bathroom facilities is being incorporated into the renovation work for the Cambridge Common and, if such facilities are not being considered for the renovation work, how the City plans to address ongoing public hygiene needs in this area. Councillor Kelley and Councillor vanBeuzekom
9. Special Permit process pursuant to MGL 40A as it relates to the impact of re-filing a zoning petition on pending special permits or special permits that have been granted. Councillor Kelley
10. That the City Manager is requested to instruct the Law Department to prepare language for an amendment to the Municipal Code to ban the use of polystyrene-based disposable food containers and to provide a waiver provision similar to the by-law of the Town of Brookline. Councillor Cheung and Mayor Davis
11. That the Cambridge City Council go on record urging the members of the Massachusetts Committee on House Steering, Policy and Scheduling to pass MA House Bill 4165, "An Act Relative to Speed Limits." Councillor vanBeuzekom
12. That the City Manager hereby is requested to confer with the appropriate City personnel to determine what policies exist to protect individuals awaiting the opening of the North Cambridge Senior Center during extreme weather conditions, and whether new polices should be implemented to prevent seniors from being forced to wait outside during inclement weather Vice Mayor Simmons
13. That the City Manager is requested to direct the Law Department to report back to the City Council with the language for an ordinance that would regulate the procedures that organizations should follow in the event of a concussion. Councillor Cheung
14. That the City Manager is requested to work with the appropriate departments to generate ideas and a plan of action to reinforce and secure restaurant bins in a way that separates food waste for composting. Councillor Cheung
15. That the City Manager is requested to confer with the appropriate departments on the feasibility of implementing a year-long position that would act as a caseworker to

bridge the digital divide and to be funded in cooperation with local and local universities. Councillor Cheung

16. That the City Manager confer with the Election Commission to make information publicly available on wait times throughout Election Day and the number of booths at each precinct. Councillor Cheung and Councillor vanBeuzekom
17. That the City Manager is requested to work with the Information Technology Department to look into the feasibility of updating the archived Cambridge City Council meetings to a standard/platform capable of playback on a mobile device. Councillor Cheung
18. That the City Manager is requested to confer with the Mayor, School Committee Members and the Cambridge Public School Administration to look into the feasibility of relocating the school administration into one of the buildings to be refurbished as part of that capital project. Councillor Cheung
19. That the City Manager is requested to confer with the Department of Public Works to look into extending the public toilet pilot program at the Cambridge Common until a permanent solution is installed. Councillor Cheung
20. That the City Manager is requested to confer with the appropriate city officials to explore the possibility of communicating appropriate storm preparedness through the website and text messages sent by the city. Councillor vanBeuzekom

#### **COMMITTEE REPORTS**

1. A communication was received from Donna P. Lopez, Interim City Clerk, transmitting a report from Councillor David P. Maher, Chair of the Government Operations and Rules Committee, for a public meeting held on Oct 19, 2012 to discuss Community Benefits.
2. A communication was received from Paula Crane, Administrative Assistant, City Clerk's Office, transmitting a report from Councillor Leland Cheung, Chair of the Cable TV Telecommunications and Public Utilities Committee for a public meeting held on June 5, 2012 to discuss creating a smarter city using Information and Innovation Technology.

#### **HEARING SCHEDULE**

##### **Mon, Nov 19**

5:30pm City Council Meeting (Sullivan Chamber)

##### **Tues, Nov 20**

5:30pm The Public Safety Committee will conduct a public meeting to continue discussions on security cameras. (Sullivan Chamber)

##### **Mon, Nov 26**

5:30pm Roundtable/Working Meeting between City Council and School Committee to receive an update on the Innovation Agenda. No public comment. No votes will be taken. Meeting will not be televised. (Sullivan Chamber)

##### **Tues, Nov 27**

5:30pm The Transportation, Traffic and Parking Committee will conduct a public meeting to discuss completion of an on-street parking census; its rationale, hurdles, costs and benefits. (Sullivan Chamber)

6:00pm The Transportation, Traffic and Parking Committee will conduct a public meeting to discuss the City of

Cambridge's comprehensive public metered spaces plan.  
(Sullivan Chamber)

**Wed, Nov 28**

2:30pm The Public Facilities, Arts and Celebrations  
Committee will conduct a public meeting on nurturing an  
exciting environment in the city. (Sullivan Chamber)

**Mon, Dec 3**

5:30pm City Council Meeting (Sullivan Chamber)

**Fri, Dec 7**

10:45am The University Relations Committee has scheduled  
a tour of Harvard University for the City Council and City  
Staff. Meeting will convene in the Sullivan Chamber and  
proceed to the tour. (Sullivan Chamber)

**Mon, Dec 10**

5:30pm City Council Meeting (Sullivan Chamber)

**Tues, Dec 11**

4:00pm The Cable TV, Telecommunications and Public  
Utilities Committee will conduct a public meeting to  
discuss the impacts of mobile internet technology on On-  
Demand Transportation Infrastructure. (Sullivan Chamber)

**Wed, Dec 12**

4:00pm The Neighborhood and Long Term Planning  
Committee will conduct a public meeting to receive an  
update on the long-term vision for Kendall Square.  
(Sullivan Chamber)

**Thurs, Dec 13**

4:00pm The Neighborhood and Long Term Planning  
Committee will conduct a public meeting to discuss dogs at  
Paine Park on St. Mary Road. (Sullivan Chamber)

**Mon, Dec 17**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Dec 31**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Jan 7**

5:30pm City Council Meeting (Sullivan Chamber)

**Thurs, Jan 10**

2:00pm Public Facilities, Arts and Celebrations Committee  
(Sullivan Chamber)

**Mon, Jan 14**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Jan 28**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Feb 4**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Feb 11**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Feb 25**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Mar 4**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Mar 11**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Mar 18**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 1**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 8**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 22**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, Apr 29**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, May 6**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, May 13**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, May 20**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 3**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 10**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 17**

5:30pm City Council Meeting (Sullivan Chamber)

**Mon, June 24**

5:30pm City Council Meeting (Sullivan Chamber)

**TEXT OF ORDERS**

O-1 Nov 19, 2012

MAYOR DAVIS

WHEREAS: "Cambridge in Motion" is an initiative of the  
Cambridge Public Health Department; and  
WHEREAS: Cambridge is America's most walkable city and  
has won awards for its public health initiatives; and  
WHEREAS: A goal of the Public Health Department and  
School Department is to encourage exercise for Cambridge  
residents; now therefore be it

ORDERED: That the City Manager be and hereby is requested  
to investigate creating a pilot program for installing mini  
exercise stations on major walking routes throughout the  
city, perhaps at bus stops, subway stations and public  
parks; 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-2 Nov 19, 2012

MAYOR DAVIS

WHEREAS: Drinking water supports a healthy lifestyle and  
physical activity such as walking and jogging; now  
therefore be it

ORDERED: That the City Manager be and hereby is requested  
to look into the installation of public drinking fountains at  
additional locations in the city-possibly working with the  
Cambridge Arts Council on interesting designs; 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-3 Nov 19, 2012

MAYOR DAVIS

WHEREAS: Universal design is the philosophy of designing  
our built environment to be usable by the widest possible  
variety of people, including those with and without  
disabilities; and

WHEREAS: Members of the Silver Ribbon Commission, in  
their exploration of aging in Cambridge and in particular  
housing options for seniors, recommended promoting the  
concept of universal design; now therefore be it

ORDERED: That the City Manager be and hereby is requested to develop a process to promote universal design and visitability in all Cambridge public buildings; and be it further

ORDERED: That the City Manager be and hereby is requested to devise a program to encourage private developers to incorporate this design concept, particularly in new residential building; 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-4 Nov 19, 2012

COUNCILLOR VANBEUZEKOM

WHEREAS: MA Senate Bill 2314 -- "An Act Relative to Plastic Bag Reduction" is currently under review with the Massachusetts Senate Ways and Means Committee and if passed will require all retailers with over 4,000 square foot retail space to provide compostable bags at checkout; and

WHEREAS: This proposed law will not prohibit retailers from giving bags to customers, but instead will eliminate non-biodegradable plastic bags and require retailers to use only compostable plastic bags; and

WHEREAS: Less than 5% of all plastic shopping bags are recycled; and

WHEREAS: Passing this bill will support the goals of both the state and city by reducing the number of plastic bags that are going into landfills and into the environment; now therefore be it

ORDERED: That the Cambridge City Council go on record urging the members of the Senate Ways and Means Committee to pass MA Senate Bill 2314; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this order to members of the Senate Ways and Means Committee and the Cambridge Legislative Delegation on behalf of the entire Cambridge City Council.

O-5 Nov 19, 2012

COUNCILLOR VANBEUZEKOM

WHEREAS: The City of Cambridge has implemented many strategies to encourage bicycling; and

WHEREAS: Bike lanes, bike shares, traffic calming, the bicycle committee, the CitySmart program, and the efforts of the Community Development Department's Environmental and Transportation Planning Division have worked to make bicycling safer and more enjoyable and with the result that a greater number of individuals are choosing to bicycle within the city; and

WHEREAS: The national organization, The League of American Bicyclists represents the interests of the 57 million bicyclists and promotes bicycling for fun, fitness and transportation and works through advocacy and education for a bicycle-friendly America; and

WHEREAS: The League of American Bicyclists offers communities the opportunity to be part of the Bicycle Friendly Community (BFC) program -- which provides incentives, hands-on assistance, and award recognition for communities that actively support bicycling; and

WHEREAS: The League awards Bicycle Friendly Communities recognition at five levels (Diamond, Platinum, Gold, Silver, Bronze) and Honorable Mention; and

WHEREAS: In 2012, top U.S. Cities such as Boulder, CO (Platinum level), Seattle, WA (Gold level) Boston, MA (Silver level), and Los Angeles, CA (Bronze level) joined the ranks of Bicycle Friendly Communities; now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with the appropriate city officials to explore the possibility of completing and submitting the Bicycle Friendly Community application by Feb 26, 2013 so that the City of Cambridge may be included in the next review cycle and join together with other communities in participating in this program and possibly attaining distinction as a Bicycle Friendly Community; and be it further

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

O-6 Nov 19, 2012

COUNCILLOR VANBEUZEKOM

WHEREAS: Property owners who are concerned about the future preservation of a historic property, have an option for long-term property preservation; and

WHEREAS: This option, is the donation of a "preservation easement" to a qualified non-profit organization such as Historic New England (formerly known as the Society for the Preservation of New England Antiquities "SPNEA"); and

WHEREAS: A preservation easement, also known as a preservation restriction in some New England states, is a legal agreement used to protect significant building interiors, exteriors and landscape features of a historic property. The property owner (easement donor) and a qualified preservation organization (easement holder) sign a legal document, approved by a local official body in Massachusetts and recorded with local land records. The preservation easement gives the easement holder certain rights and responsibilities associated with perpetual property protection; and

WHEREAS: A preservation easement does not prevent future sales, leases, or estate planning, and the owner remains responsible for maintenance and taxes; and

WHEREAS: A preservation easement donation can often reduce estate taxes. The financial burden of a property's value which has increased over time may be reduced and the property may then be successfully passed onto one's heirs. A preservation easement donation may also result in lower annual property taxes; now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with the Cambridge Historical Commission to provide a report to the City Council explaining the possible advantages of the "preservation easement" process; as well as the possible disadvantages; and be it further

ORDERED: That the merits of this opportunity be communicated to the property owners of Cambridge via the city's website and newsletter.

O-7 Nov 19, 2012

MAYOR DAVIS

ORDERED: That the City Council meeting scheduled for Dec 31, 2012 be and hereby is cancelled.

O-8 Nov 19, 2012

COUNCILLOR KELLEY

COUNCILLOR VANBEUZEKOM

WHEREAS: Public toilets in parks and near playgrounds have been an important factor in improving public hygiene and enjoyment of public areas for sports teams, families, homeless individuals and others; and

WHEREAS: The public toilet placed in the Cambridge Common is planned to be removed at the end of November; and

WHEREAS: The Cambridge Common is slated to undergo a multimillion dollar renovation in the near future; and

ORDERED: Providing year-round toilet accommodations on the Cambridge Common would present ongoing maintenance and oversight challenges while at the same time would provide important and heavily used bathroom facilities there; now be it therefore

ORDERED: That the City Manager be and hereby is requested to confer with appropriate staff and report back to the Council on how the potential for permanent bathroom facilities is being incorporated into the renovation work for the Cambridge Common and, if such facilities are not being considered for the renovation work, how the City plans to address ongoing public hygiene needs in this area.

O-9 Nov 19, 2012

COUNCILLOR KELLEY

WHEREAS: The first advertisement for the Bishop Petition's Ordinance Committee hearing was Aug 18, 2011; and

WHEREAS: The first advertisement for the Planning Board's hearing on the Bishop Petition was Aug 25, 2011; and

WHEREAS: The plans for Special Permit #258 (Cambridge Lumber redevelopment) fail to conform with the Bishop Petition in, at least, height; and

WHEREAS: MGL 40A, Section Six states: "a zoning ordinance or by-law shall not apply to structures or uses lawfully in existence or lawfully begun, or to a building or special permit issued before the first publication of notice of the public hearing on such ordinance or by-law;" and

WHEREAS: Per MGL 40A Section Six, the Planning Board did not have the legal authority to approve Special Permit #258 on Sept 6, 2011; and

WHEREAS: The City Council re-filed the Bishop Petition on Nov 21, 2011; and

WHEREAS: This re-filing, because it resulted in a new first publication of notice of a new public hearing for this newly re-filed zoning petition, did not cover the already applied for, and granted, Cambridge Lumber redevelopment Special Permit; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Law Department to have the Law Department send the Planning Board and Community Development Department Staff instructions stating that for a Special Permit to be approved, said Special Permit must, per State law, comply with all parts of a pending zoning amendment and that if the Special Permit application does not fully apply the Planning Board may either

Vote the application down or

Get a waiver from the applicant to hold the decision in abeyance until after the resolution of the pending zoning amendment; and be it further

ORDERED: That the City Manager be and hereby is requested to confer with relevant City Staff and report back to the City Council with a legal opinion on what zoning advice City Councillors should give the public when considering to re-file a pending zoning petition and what impact the re-filing might have on either pending Permits or Permits that have been granted but which were applied for after the first advertising of the zoning petition in question; and be it further

ORDERED: That the City Manager be and hereby is requested to confer with the Law Department to have the Law Department send the Building Commission instructions stating that state law requires that unless building construction has been commenced within 6 months of issuance of a permit, all zoning, including new amendments, must be complied with; and be it further

ORDERED: That the City Manager be and hereby is requested to confer with the Law Department and report back to the City Council on any possible mischaracterizations of state zoning law in this Council Order.

O-10 Nov 19, 2012

COUNCILLOR CHEUNG

MAYOR DAVIS

WHEREAS: The Town of Brookline passed the attached by-law to prohibit the use of polystyrene-based disposable food containers; now therefore be it

ORDERED: That this language be sent to the Recycling Committee for their input; and be it further

ORDERED: That the City Manager be and hereby is requested to instruct the Law Department to prepare language for an amendment to the Municipal Code to ban the use of polystyrene-based disposable food containers and to provide a waiver provision similar to the by-law of the Town of Brookline; 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 last meeting in December.

O-11 Nov 19, 2012

COUNCILLOR VANBEUZEKOM

WHEREAS: MA House Bill 4165 - "An Act Relative to Speed Limits" is currently under review with the Massachusetts Committee on House Steering, Policy and Scheduling and if passed this legislation will reduce the speed limit within thickly settled areas and business districts from the current level of 30 miles per hour to 25 miles per hour; and

WHEREAS: Several streets within the City of Cambridge are already benefiting from the

25 mile per hour speeds (i.e. portions of Brattle St., Appleton St., Kinnaird St., and Walden St. have a posted speed limit of 25 miles per hour); and

WHEREAS: Residents over the years have consistently requested lowered speed limits on several residential streets but getting approval via the Massachusetts Highway Department has generally been viewed as onerous; and

WHEREAS: Passing this bill will support the goals of both the state and city by increasing the safety of bicyclists, children, elderly pedestrians, neighborhoods and their adjacent business districts; now therefore be it

ORDERED: That the Cambridge City Council go on record urging the members of the Massachusetts Committee on House Steering, Policy and Scheduling to pass MA House Bill 4165; and be it further

ORDERED: The City Clerk be and hereby is requested to forward suitably engrossed copies of this order to members of the Massachusetts Committee on House Steering, Policy and Scheduling and the Cambridge Legislative Delegation on behalf of the entire Cambridge City Council.

O-12 Nov 19, 2012

VICE MAYOR SIMMONS

WHEREAS: On Nov 13, 2012, a line over 20 senior citizens was lined up outside the North Cambridge Senior Center at 806 Massachusetts Avenue shortly before the center opened for the morning. The conditions outside were cold and rainy, and there was no shelter for these individuals as they waited for the doors to open; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the appropriate City personnel to determine what policies exist to protect individuals awaiting the opening of the North Cambridge Senior Center during extreme weather conditions, and whether new policies should be implemented to prevent seniors from being forced to wait outside during inclement weather; and be it further

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

O-13 Nov 19, 2012

COUNCILLOR CHEUNG

WHEREAS: Brain injury training is an essential skill for all trainers and coaches of sports teams; and

WHEREAS: The Boston City Council recently passed an ordinance that regulates the procedures organizations should follow in the event of a concussion, essentially extending the state rules in place for high school athletes to all organizations using municipal fields; and

WHEREAS: The ordinance requires any independent athletic organization seeking a permit to use city-owned facilities to certify that they have provided concussion diagnosis, prevention, and management training to its coaches, athletes, referees, athletic trainers, and volunteers; and

WHEREAS: Cambridge's athletes, trainers and coaches would undoubtedly benefit from this mandatory concussion training; now therefore be it

ORDERED: That the City Manager be and hereby is requested to direct the Law Department to report back to the City Council with the language for an ordinance that would similarly protect Cambridge kids.

O-14 Nov 19, 2012

COUNCILLOR CHEUNG

WHEREAS: Unsecured restaurant trash bins can provide an ideal location for rats seeking food and shelter; and

WHEREAS: It has come to the attention of the Council that while some restaurants and food stores separate food waste into secure bins or locations for composting, residents have expressed concerns that the restaurants that don't may be inadvertently providing attractive targets for rats; now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with the appropriate departments to generate ideas

and a plan of action to reinforce and secure restaurant bins in a way that separates food waste for composting and report back to the Cambridge City Council.

O-15 Nov 19, 2012

COUNCILLOR CHEUNG

WHEREAS: The digital divide refers to those who have easy access to information technology and those with limited or no access at all; and

WHEREAS: In a city like Cambridge that prides itself on being a hub of technology and higher education, it is essential that the Cambridge City Council take the necessary steps to bridge the digital divide; and

WHEREAS: It has been suggested that the city could harness the resources that distinguish Cambridge as a leader in innovation and technology and form a partnership with local universities and tech companies to fund a position for a year that would act as a caseworker to bridge the digital divide and ensure that every single student has internet access at home; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the appropriate departments on the feasibility of implementing a year-long position funded in cooperation with local and local universities and report back to the Cambridge City Council.

O-16 Nov 19, 2012

COUNCILLOR CHEUNG

COUNCILLOR VANBEUZEKOM

ORDERED: That the City Manager be and hereby is requested to work with the Election Commission and report back to the City Council on an analysis by precinct of wait times and strategies for what would be necessary to reduce wait times to less than 10 minutes, including but not limited to an estimation of the number of booths necessary to achieve this; and be it further

ORDERED: That the City Manager be and hereby is requested to confer with the Election Commission to make information publicly available on wait times throughout the day and the number of booths at each precinct and report back to the Cambridge City Council.

O-17 Nov 19, 2012

COUNCILLOR CHEUNG

ORDERED: That the City Manager be and hereby is requested to work with the Information Technology Department to look into the feasibility of updating the archived Cambridge City Council meetings to a standard/platform capable of playback on a mobile device and report back to the Cambridge City Council.

O-18 Nov 19, 2012

COUNCILLOR CHEUNG

WHEREAS: It has come to the attention of the Cambridge City Council that the Cambridge Public Schools Administration Offices are situated in rented space; and

WHEREAS: Cambridge is currently investing a significant amount of capital in refurbishing several middle schools; and

WHEREAS: As middle schools will remain an important focus of effort towards reducing the achievement gap, it has been suggested that it would make sense to situation the administration as close to that work as possible; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Mayor, School Committee Members and the Cambridge Public School Administration to look into the feasibility of relocating the school administration into one of the buildings to be refurbished as part of that capital project.

O-19 Nov 19, 2012

COUNCILLOR CHEUNG

WHEREAS: Access to public toilets is a necessity for the large volume of residents, tourists, and homeless who frequent the unique and robust squares of Cambridge; and

WHEREAS: It has come to the attention of the Cambridge City Council that the portable pilot program in the Cambridge Common has been a positive first step in the right direction for the public health of those who use the Cambridge Common area; and

WHEREAS: Those who support and have benefited from this portable toilet are requesting that the pilot program be extended while the City develops a permanent solution that appropriately fits in with the aesthetic of the park; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Department of Public Works to look into extending the public toilet pilot program until a permanent solution is installed and report back to the Cambridge City Council.

O-20 Nov 19, 2012

COUNCILLOR VANBEUZEKOM

WHEREAS: During the recent Sandy Storm the high volume of water and debris at times obstructed the flow of water through some curbside storm drains and into catch basins; and

WHEREAS: Many residents assisted the city by clearing debris from curbside storm drains, many residents inadvertently parked their vehicles next to curbside storm drains and therefore obstructed access to these drains; and

WHEREAS: A small reminder requesting residents park their cars in locations in which their vehicles will not block curbside storm drains will assist every one during extreme weather; and

WHEREAS: The Cambridge Alert System, and the home pages of the main Cambridge City Departments and Cambridge Department of Public Works websites are all excellent locations and avenues for communicating to the public procedures to follow during extreme weather; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the appropriate city officials to explore the possibility of communicating appropriate storm preparedness through the website and text messages sent by the city.