

RECONSIDERATIONS

1. Vice Mayor Davis notified the City Clerk of her intention to move reconsideration of the vote taken on November 17, 2003 adopting an application from G Street Associates d/b/a Grafton Street Pub & Grille, One Bow Street (1230 Massachusetts Avenue), Cambridge, transmitting an All Alcoholic and Entertainment License Application for Increase in Hours to 2:00am. (A copy of Addendum D to the Alcoholic Beverages rules and regulations written Policy on Liquor and Entertainment Licenses in Harvard Square, Central Square and Massachusetts Avenue between said squares is attached.)

CITY MANAGER'S AGENDA

1. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a Low Income Heating Assistance Grant from the Massachusetts Department of Housing and Community Development for \$840,325 to the Grant Fund Human Services Salary and Wages (\$145,385) account, Other Ordinary Maintenance (\$694,865) account and Travel and Training (\$75) account to provide funding to cover the salaries of three full time employees and operating expenses of the program.
2. Transmitting communication from Robert W. Healy, City Manager, relative to a legal opinion regarding the issuance of marriage certificates to same-sex couples.

ON THE TABLE

1. Transmitting communication from Robert W. Healy, City Manager, relative to a Landmark Designation Study Report for Shady Hill Square. 1-11 Shady Hill Square, 36 Holden Street.
2. Transmitting communication from Robert W. Healy, City Manager, relative to the Landmark Designation Study Report for designating as a protected landmark the Tulip Tree at 1436 and 1446 Cambridge Street.
3. Request the City Manager to direct the Community Development Department to make maximum use of CPA funds to develop affordable housing that is permanently affordable, such as limited equity cooperatives and condos.
4. Requesting the City Manager to appoint someone to speak with Neighbors for a Better Community to explore possible collaboration.
5. Requesting the City Manager to direct the City Solicitor to draft a home rule petition to enable the City Manager to approve curb cuts.
6. Transmitting communication from Robert W. Healy, City Manager, relative to Calendar Item No. 1, dated 11/4/02, regarding the implementation of land use and zoning recommendations of the Cambridgeport Neighborhood Study.
7. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report

Item Number 03-102, regarding a report on how the Cambridge Housing Authority's emergency switches in resident units function.

UNFINISHED BUSINESS

8. Petition from Harvard University requesting a sub-surface easement located between 1720 and 1737 Cambridge Street for the purpose of constructing an underground pedestrian and service tunnel beneath Cambridge Street.

APPLICATIONS AND PETITIONS

1. An application was received from Mrinalini Jaikumar, requesting a curb cut at the premises numbered 9 Farrar Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical and Public Works. Two neighborhood association letters were sent. Received one neighborhood association response they are neutral on this issue.
2. An application was received from Joseph Chung, requesting a curb cut at the premises numbered 182 Brattle Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical and Public Works. No neighborhood association for that area.
3. An application was received from Judy Davis, requesting a curb cut at the premises numbered 20 Sparks Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical and Public Works. No neighborhood association for that area.
4. An application was received from Mariposa Baker, requesting permission for two tables and six chairs at the premises numbered 424 Massachusetts Avenue.

COMMUNICATIONS

1. A communication was received from Steven Kaplan, transmitting written protest to the Roback Petition.
2. A communication was received from Rose Kaplan, transmitting written protest to the Roback Petition.
3. A communication was received from Eiko Onagi and Satoru Toga, transmitting written protest to the Roback Petition.
4. A communication was received from Stuart Rothman, transmitting written protest to the Roback Petition.
5. A communication was received from Gregg P. Nolan, Forest City Commercial Group, regarding open space at 23 Sidney Street.
6. A communication was received from MassDevelopment, regarding Lesley University new addresses.
7. A communication was received from Fabian Drixler, regarding a petition for a ban on the use of leaf blowers in Cambridge.

8. A communication was received from Ruth Ryals, regarding increased traffic on Upland Road.
9. A communication was received from Department of Telecommunications and Energy, transmitting a notice of filing and public hearing on December 3, 2003 at 11:00am at the Department's offices, One South Station on a petition of Boston Edison Company d/b/a NStar Electric for approval of asset divestiture.

RESOLUTIONS

1. Urging Cantabrigians to be aware of December 1, 2003 as World Aids Day and of the events sponsored by Cambridge Cares About Aids: on December 1, 2003, World Aids Day Events, on December 3, a Grand Opening Celebration tour of their new space at 17 Sellers Street, Cambridge, and on December 5, a candle lighting vigil in remembrance of those lost to an overdose. Councillor Decker, Councillor Reeves, Councillor Simmons
2. Resolution on the death of Mary M. Hogan. Councillor Galluccio
3. Resolution on the death of Mildred M. Shea. Councillor Galluccio
4. Resolution on the death of Nora F. Ring. Mayor Sullivan, Councillor Toomey
5. Congratulating the seven members of the Cambridge Synchro Swim Team: Clarie Costagliola, Brittaney Leigh Courier, Natacha Garbani, Charlotte Pandraud, Carrie Reynolds, Suzanne Robichaud, and Katie VanSickle, on their spectacular season, participating in the 2003 US Age Group Nationals in Gainesville, Florida and wish them all continued aquatic success. Mayor Sullivan
6. Extend a gracious welcome to the Honorable Wellington Webb, Mayor of the City of Denver, Colorado as he meets with Ambassador Swanee Hunt on Monday, November 24, 2003 and hope his stay in Cambridge is a wonderful experience. Mayor Sullivan
7. Urging Cantabrigians to be cognizant of the Thirty-Seventh Anniversary of the independence of Barbados and a Barbados Independence Church Service to be held on Sunday, November 30, 2003 from 4:00 P.M. to 7:00 P.M. at St. Bartholomew's Church. Mayor Sullivan
8. Welcome Brother Jimmy's BBQ to Cambridge and hope that this southern hot spot brings added spice to Harvard Square. Mayor Sullivan
9. Urging Cantabrigians to be cognizant of Sparklefest 2003 which begins with the arrival of Santa Claus on Saturday, December 6, 2003, and which encompasses three weekends of festivities in Harvard Square. Mayor Sullivan
10. Send get well wishes to Dave P. Driscoll, the head of the Massachusetts Department of Education. Mayor Sullivan

11. Express appreciation to Beatrice Cyr for her many years of dedicated service to the citizens and to the City of Cambridge and wish her much happiness in her retirement. Mayor Sullivan
12. Resolution on the death of James D. McLaughlin. Mayor Sullivan
13. Resolution on the death of Peter T. McLaughlin. Mayor Sullivan
14. Resolution on the death of Margaret "Red" (Kennedy) Souza. Councillor Toomey
15. Resolution on the death of Rocco Auciello. Councillor Toomey
16. Congratulate and applaud Susan Elliott Carroll for her many years of service and dedication to the students of Maignon High School and wish her continued success in the future. Councillor Galluccio
17. Congratulating Just-A-Start on being awarded a \$200,000 grant from the New England Patriots/National Football League/Local Initiatives Support Corporation for renovations to Russell Field. Councillor Galluccio
18. Resolution on the death of Mary E. (Marzino) Galante. Councillor Toomey
19. Congratulating Jonathan Kaledin on his appointment as General Counsel for the Executive Office of Environmental Affairs and extend best wishes for his service to the citizens of the Commonwealth of Massachusetts. Vice Mayor Davis
20. Resolution on the death of Evelyn B. Connor. Councillor Maher, Mayor Sullivan, Councillor Toomey
21. Resolution on the death of Rita M. Struzziery. Mayor Sullivan
22. Send get well wishes to James Cusack. Mayor Sullivan
23. Urging Cantabrigians to be cognizant of the Citywide Senior Center Bazaar which will take place on Wednesday, December 3, 2003 from 10am to 2pm at the Senior Center. Mayor Sullivan
24. Send get well wishes to John Hoffman. Mayor Sullivan
25. Resolution on the death of Cosmo "Simie" Magliozzi. Councillor Toomey
26. Congratulating the Cambridge Public Health Department on the success of its Golden Shoes project, for which the City has been selected as a recipient of the Kenneth E. Pickard Municipal Innovation Award. Mayor Sullivan
27. Extend a very Happy 70th Birthday wish to His Imperial Majesty Akihito, the 125th Emperor of Japan. Mayor Sullivan

28. Urging Cantabrigians to be cognizant of a benefit concert to help the Jewish community of Cienfuegos, our sister city in Cuba, to be held on Thursday, December 18, 2003, beginning at 7:30pm at the Jorge Hernandez Cultural Center in Boston's South End. Mayor Sullivan
29. Congratulate the CRLS Football team on a great season. Councillor Galluccio
30. Congratulate Mary Lisa Bonauto for spearheading the historic ruling by the Massachusetts Supreme Judicial Court in favor of gay and lesbian couples marrying. Councillor Decker

ORDERS

1. City Council go on record opposing HR 6 – an energy bill containing a provision granting manufacturers of methyl tertiary butyl ether liability protection that, if enacted, would shift the estimated \$29 billion cost of clean up and decontamination to local and state government. Mayor Sullivan
2. Directing the City Clerk to take all necessary steps to remove any impediment to same-sex marriage and to issue marriage licenses to same-sex applicants as soon as **legally** possible. Councillor Simmons, Councillor Murphy, Councillor Decker and Councillor Reeves
3. Dedicate an appropriate site in the memory of Thomas J. Houllahan. Mayor Sullivan
4. Congratulate Gay and Lesbian Advocates and Defenders on the historic ruling by the Supreme Judicial Court in favor of gay and lesbian couples and families in the Commonwealth of Massachusetts and request the City Manager to report back to the City Council with details on how this ruling will impact the city's ability to once again extend benefits to same-sex partners of city employees and whether the city should immediately commence to extend domestic partner benefits to eligible city employees. Vice Mayor Davis, Councillor Simmons and Councillor Murphy
5. Requesting the City Council to convene a discussion on the Massachusetts Supreme Court decision on same-sex marriages, Goodridge vs. the Department of Public Health. Councillor Simmons
6. Requesting the City Manager to direct the Economic Development Division of the Community Development Department to investigate the loss of small businesses and the loss of businesses owned by people of color, particularly those located in Central Square, with attention to the loss of five more small businesses, including Star Jewelry. Councillor Simmons
7. Refer the matter of the future of the NSTAR power plant to the Health and Environment Committee for the purpose of conducting a public hearing. Vice Mayor Davis

8. Requesting the City Manager to provide a brief update to the Health and Environment Committee—for the purpose of a hearing—relative to the status of a proposed development in Belmont along the Alewife Reservation and matters of water and sewer connectivity and to report back with this update by December 8, 2003. Vice Mayor Davis
9. Requesting the City Manager to appropriate the necessary funds to purchase and replace the bulletproof vests used by the Cambridge Police Department with the best protective body armor for our officers. Mayor Sullivan
10. City Council go on record urging the Massachusetts General Court to act as quickly as possible to enact legislation that will provide all of the protections, benefits and obligations of civil marriage to same-sex couples. Councillor Simmons, Councillor Murphy, Councillor Decker and Councillor Reeves
11. City Council go on record urging the MBTA to reconsider its decision to ban amplified music by performers at MBTA stations. Councillor Murphy
12. Requesting the City Manager to direct the Traffic, Parking and Transportation Department to look at the public safety issue with regard to the crosswalk adjacent to the Alewife T Station, and refer the issue to the Public Safety Committee for a public hearing before a determination is made on the resolution by the Department of Traffic, Parking and Transportation. Councillor Maher
13. Requesting the City Manager to confer with the Director of the Traffic, Parking and Transportation Department with the view in mind of reconsidering the possibility of establishing a crosswalk across Broadway at the corner of Tremont Street. Councillor Maher
14. Requesting the City Manager to instruct the appropriate departments to prepare the zoning language that would provide implementation of the tree protection ordinance, and arrange for said zoning language to be prepared for referral to the Ordinance Committee for the legislative term 2004-2005, when appointed, and to the Planning Board so that the municipal code amendment to the tree protection ordinance could be ordained with the zoning amendment. Vice Mayor Davis
15. City Council go on record urging the MBTA to create and post visually to patrons information relating to MBTA policies that is deemed important. Vice Mayor Davis
16. City Council go on record thanking Senator Edward Kennedy, Senator John Kerry and Congressman Michael Capuano as they continue to fight against legislation that would negatively impact seniors and coverage they receive from Medicare for prescription drugs. Mayor Sullivan

COMMITTEE REPORTS

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Brian Murphy, Co-Chair of the Ordinance Committee, for a meeting held on November 6, 2003 for the purpose of considering a petition filed by John Roback et al. to amend the zoning in an area bounded by the centerlines of Green, Pearl, Franklin and Brookline Streets from the existing Residence C-2A to Residence C-1.

HEARING SCHEDULE

Mon, Nov 24

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Dec 2

10:00am The Finance Committee will conduct a public meeting to discuss revenue received and development revenue projected for the next several years. (Sullivan Chamber)

Wed, Dec 3

9:00am The Economic Development, Training and Employment Committee will conduct a public meeting to discuss the next steps for the 2004 Democratic National Convention and to hold a recap discussion of the Buy Cambridge Initiative. (Ackermann Room)

Mon, Dec 8

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Dec 15

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Dec 22

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Jan 5, 2004

10:00am INAUGURAL MEETING (Sullivan Chamber)

Mon, Jan 12, 2004

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Jan 26, 2004

5:30pm City Council Meeting (Sullivan Chamber)

TEXT OF ORDERS

O-1 November 24, 2003

MAYOR SULLIVAN

ORDERED: That the City Council go on record opposing HR6 – an energy bill containing a provision granting manufacturers of methyl tertiary butyl ether liability protection that, if enacted, would shift the estimated \$29 billion cost of clean up and decontamination to local and state government; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to Congressman Michael Capuano on behalf of the entire City Council.

O-2 November 24, 2003

COUNCILLOR SIMMONS

COUNCILLOR MURPHY

COUNCILLOR DECKER

COUNCILLOR REEVES

WHEREAS: The Massachusetts Supreme Judicial Court issued a decision in Goodridge vs. the Department of Public Health on November 18, 2003 holding that the

Massachusetts Constitution prohibits the denial of the protections, benefits and obligations of civil marriage to same sex couples; now therefore be it

ORDERED: That the City Clerk be and hereby is directed to take all necessary steps to remove any impediment to same sex marriage and to issue marriage licenses to same sex applicants as soon as **legally** possible.

O-3 November 24, 2003

MAYOR SULLIVAN

ORDERED: That the City Council dedicate an appropriate site in the memory of Thomas J. Houllahan; and be it further

ORDERED: That the Chief of Staff to the Mayor be directed to confer with the family regarding a suitable dedication ceremony and communicate with the Department of Public Works to arrange for the sign.

O-4 November 24, 2003

VICE MAYOR DAVIS

COUNCILLOR SIMMONS

COUNCILLOR MURPHY

RESOLVED: That the City Council go on record congratulating Gay and Lesbian Advocates and Defenders (GLAD) on the historic ruling by the Supreme Judicial Court in favor of gay and lesbian couples and families in the Commonwealth of Massachusetts; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to GLAD on behalf of the entire City Council; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council with details on how this ruling will impact the city's ability to once again extend benefits to the same-sex partners of city employees and whether the city should immediately commence to extend domestic partner benefits to eligible city employees.

O-5 November 24, 2003

COUNCILLOR SIMMONS

ORDERED: That the City Council be and hereby is requested to convene a discussion on the Massachusetts Supreme Court decision on same-sex marriages, Goodridge vs. the Department of Public Health.

O-6 November 24, 2003

COUNCILLOR SIMMONS

ORDERED: That the City Manager be and hereby is requested to direct the Economic Development Division of the Community Development Department to investigate the loss of small businesses and the loss of businesses owned by people of color, particularly those located in Central Square, with attention to the loss of five more small businesses, including Star Jewelry.

O-7 November 24, 2003

VICE MAYOR DAVIS

ORDERED: That the matter of the future of the NSTAR power plant be referred to the Health and Environment Committee for the purpose of conducting a public hearing.

O-8 November 24, 2003

VICE MAYOR DAVIS

ORDERED: That the City Manager be and hereby is requested to provide an brief update to the Health and Environment Committee—for the purpose of a hearing—relative to the status of a proposed development in Belmont along the Alewife Reservation and matters of water and sewer connectivity; and be it further

ORDERED: That the City Manager be and hereby is requested to report back with this update by December 8, 2003.

O-9 November 24, 2003

MAYOR SULLIVAN

ORDERED: That the City Manager be and hereby is requested to appropriate the necessary funds to purchase and replace the bulletproof vests used by the Cambridge Police Department with the best protective body armor for our officers.

O-10 November 24, 2003

COUNCILLOR SIMMONS

COUNCILLOR MURPHY

COUNCILLOR DECKER

COUNCILLOR REEVES

RESOLVED: That the City Council go on record urging the Massachusetts General Court to act as quickly as possible to enact legislation that will provide all of the protections, benefits and obligations of civil marriage to same-sex couples; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the Cambridge legislative delegation.

O-11 November 24, 2003

COUNCILLOR MURPHY

RESOLVED: That the City Council go on record urging the MBTA to reconsider its decision to ban amplified music by performers at MBTA stations; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the MBTA.

O-12 November 24, 2003

COUNCILLOR MAHER

WHEREAS: Members of the public have expressed the desire to provide public input on the issue of the crosswalk adjacent to the Alewife T Station; now therefore be it

ORDERED: That the City Manager be and hereby is requested to direct the Traffic, Parking and Transportation Department to look at the public safety issue with regard to the crosswalk adjacent to the Alewife T Station; and be it further

ORDERED: That the issue be referred to the Public Safety Committee for a public hearing before a determination is made on the resolution by the Department of Traffic, Parking and Transportation.

O-13 November 24, 2003

COUNCILLOR MAHER

ORDERED: That the City Manager be and hereby is requested to confer with the Director of the Traffic, Parking and Transportation Department with the view in mind of reconsidering the possibility of establishing a crosswalk across Broadway at the corner of Tremont Street, in light of the unique need for a mid-block crosswalk at this location near the youth center, park, funeral home and synagogue.

O-14 November 24, 2003

VICE MAYOR DAVIS

ORDERED: That the City Manager be and hereby is requested to instruct the appropriate departments to prepare the zoning language that would provide implementation of the tree protection ordinance; and be it further

ORDERED: That said zoning language be prepared for referral to the Ordinance Committee for the legislative term 2004-2005, when appointed, and to the Planning Board so that the municipal code amendment to the tree protection ordinance could be ordained with the zoning amendment.

O-15 November 24, 2003

VICE MAYOR DAVIS

ORDERED: That the City Council go on record urging the MBTA to create and post visually to patrons information relating to MBTA policies that is deemed important; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to the MBTA.

O-16 November 24, 2003

MAYOR SULLIVAN

ORDERED: That the City Council go on record thanking Senator Edward Kennedy, Senator John Kerry and Congressman Michael Capuano as they continue to fight against legislation that would negatively impact seniors and coverage they receive from Medicare for prescription drugs; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to Senator Edward Kennedy, Senator John Kerry and Congressman Michael Capuano on behalf of the City Council.