

## CITY MANAGER'S AGENDA

1. A communication transmitted from Louis A. DePasquale, City Manager, relative to the reappointment of the following persons as a members of the Foundry Advisory Committee for a term of three years, effective Dec 3, 2018: Jason Slavick and Richard Thal
2. A communication transmitted from Louis A. DePasquale, City Manager, relative to the appointment of the following persons as new members of the Cambridge Public Arts Commission for a term of three years, effective Dec 3, 2018: Omowale Moses, Amanda Moore and David Valecillos
3. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$120,000 from Free Cash to the General Fund Executive Department Other Ordinary Maintenance account to support the cable television license renewal process.
4. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of the Massachusetts Department of Energy Resources (DOER) Clean Energy Resiliency Initiative grant in the amount of \$78,300 to the Public Investment Fund Water Extraordinary Expenditures account which will support Phase I of the Cambridge Water Supply Resilience project.
5. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-106, regarding lighting up City Hall and firehouses for National Fallen Firefighters Memorial Weekend in 2019.
6. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$736,737 from Free Cash to the Public Investment Fund Finance Extraordinary Expenditures account to support three EGov Projects.
7. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of the Project Bread Food Pantry grant received from the Project Bread organization in the amount of \$2,000.00 to the Grant Fund Human Services Other Ordinary Maintenance account which will be used by the Cambridge Senior Center Food Pantry by Project Bread to pay for purchases at the Greater Boston Food Bank, and for other food purchases for the Senior Center Food Pantry.
8. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of funds from the Cambridge Housing Authority in the amount of \$73,989.00 to the Grant Fund Human Services Salary and Wages account which will be used to maintain the capacity of the Cambridge Employment Program (CEP) by continuing to fund a Vocational Case Manager to provide career counseling and case management services to Cambridge residents seeking employment, particularly those residing in public housing.
9. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of the Friends of the Community Learning Center (CLC) grant from the Jacobs Foundation in the amount of \$38,000.00 to the Grant Fund Human Services Salary and Wages account (\$29,509.00), to the Other Ordinary Maintenance account (\$4,491.00), and to the Travel and Training account (\$4,000.00) which will be used to support the Bridge Program advising, coaching and mentoring, advising for the ESOL/Certified Nursing Assistant Program, and education and career advising for other CLC students.
10. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of the Low Income Heating Assistance Program (LIHEAP) grant in the amount of \$997,199.00 funded by the Federal Department of Health and Human Services and administered in Massachusetts by the Commonwealth's Department of Housing and Community Development to the Grant Fund Human Services Salary and Wages account (\$163,550.00), and to the Other Ordinary Maintenance account (\$833,649.00) which will allow the Department of Human Service Programs to operate the Low Income Heating Assistance Program serving Cambridge and Somerville.
11. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of a Friends of the Community Learning Center (CLC) grant from the Cambridge Community Foundation in the amount of \$5,000.00 to the Grant Fund Human Services Salary and Wages account (\$4,879.00), and to the Other Ordinary Maintenance account (\$121.00) which will be used for the CLC's Civic Education and Engagement Project, which is a student leadership project.
12. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-04 regarding achieving greater levels of snow clearing, Awaiting Report Item Number 18-07 regarding changing snow removal exemptions and Awaiting Report Item Number 18-117, regarding using the best salt substitutes as de-icers.
13. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$180,000 from Free Cash to the Public Investment Fund Public Works Extraordinary Expenditures Account to procure a Sidewalk Tractor to help increase timely snow clearance on sidewalks and bicycle lanes throughout the City.
14. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of a grant from the Massachusetts Department of Energy Resources (DOER) Green Communities Division, in the amount of \$218,950 to the Public Investment Fund Public Works Extraordinary Expenditures account which will continue DPW Clean Fleet program by installing hybrid drive

systems and idle reduction technologies in up to eleven vehicles.

15. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of a grant from the Massachusetts Department of Environmental Protection (DEP) Recycling Dividends Program grant in the amount of \$97,500 to the Grant Fund Public Works Other Ordinary Maintenance account which will be used for the City's various waste reduction programs including purchase of BigBelly solar trash and recycling bins.
16. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the transfer of \$375,000.00 from the General Fund Employee Benefits (Insurance) Salary and Wages account to the General Fund Public Works Judgment and Damages account. The funds will cover medical bills and settlements anticipated through the end of FY19 for Public Works personnel injured in the course of their job.
17. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-79, regarding a report on the Grand Junction Overlay District.
18. A communication transmitted from Louis A. DePasquale, City Manager, relative to an agreement with the Cambridge Housing Authority to take an easement and accepting the conveyance of a 2nd easement for the purpose of constructing a multi-use path along the Grand Junction Railway and to provide grant funding to assist in closing the funding gap for the Millers River Redevelopment Project by paying for part of the demolition of the community center building, reconstruction of a new community building, renovation of 15 housing units and the creation of permanent affordability restrictions for these units.

#### **CHARTER RIGHT**

1. An application was received from Patrick Conte, requesting permission for a curb cut at the premises numbered 9 Whittier Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical Commission and Public Works. Response has been received from the neighborhood association.

#### **UNFINISHED BUSINESS**

2. A communication transmitted from Louis A. DePasquale, City Manager, relative to proposed amendments to the following ordinance: and proposed amendments to Chapter 14.04 of the Cambridge Municipal Code (the "Fair Housing Ordinance"). Fair Housing (passed to a 2nd reading) Awaiting Home Rule Legislation - before proposal can be ordained.
3. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-108, regarding a report on offering early voting in City Council and School Committee Elections. PENDING RESPONSE FROM LEGISLATURE

4. A communication transmitted from Louis A. DePasquale, City Manager, relative to proposed revisions to the draft Surveillance Ordinance. QUESTION COMES ON PASSAGE TO BE ORDAINED ON OR AFTER DEC 10, 2018
5. A communication transmitted from Louis A. DePasquale, City Manager, relative to the proposed amended Street Performers Ordinance. QUESTION COMES ON PASSAGE TO BE ORDAINED ON OR AFTER DEC 10, 2018
6. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 18-85, regarding a report on the feasibility of appointing an advisory committee to work through resilience elements raised during the Envision process and through the Brown Petition.
7. Transmitting Communication from Louis A. DePasquale, City Manager, relative to an order requesting the appropriation and authorization to borrow \$3,000,000 to provide funds for the planning and feasibility of improvements to 831 Massachusetts Avenue and 3 Bigelow Street buildings, and the design and construction of improvements at City Hall.
8. Transmitting Communication from Louis A. DePasquale, City Manager, relative to an order requesting the appropriation and authorization to borrow \$3,000,000 to provide funds for the design and reconstruction of the Fire Station Headquarters building.

#### **APPLICATIONS AND PETITIONS**

1. An application was received from Target Corporation, requesting permission for a projecting sign at the premises numbered 822 Somerville Avenue approval has been received from Inspectional Services, Department of Public Works, Community Development Department and no abutter's response.
2. A Zoning Petition has been received from Joseph T. Maguire of Alexandria Real Estate Equities, Inc. Transmitting a proposed amended to the zoning ordinance by creating the Grand Junction Pathway Overlay District adjacent to the Grand Junction railroad right-of-way between Binney and Cambridge Streets.
3. An application was received from Paul DeRuzzo of University Wine Shop, requesting permission for a projecting sign at the premises numbered 1737 Massachusetts Avenue. Approval has been received from Inspectional Services, Department of Public Works, Community Development Department and abutter.

#### **COMMUNICATIONS**

1. A communication was received from Robert La Tremouille, regarding destruction of 56 trees.

2. A communication was received from Robert La Tremouille, regarding defamation from the chair of the Cambridge City Council.
3. A communication was received from Robert La Tremouille, regarding Charles River “Dead and Dying” and phragmites.
4. A communication was received from Henry Gerewitz, M.D., regarding Envision.
5. A communication was received from Kade Crockford, regarding surveillance oversight reform.

**RESOLUTIONS**

1. Thank you to Victor Quiñonez, “MARKA27” for his contribution to the Central Square Mural Project: “Queendom.” Councillor Mallon
2. Thanks to Sneha Shrestha, “IMAGINE”, for her contribution to the Central Square Mural Project. Councillor Mallon
3. Thanks to Percy Fortini Wright for his contribution to the Central Square Mural Project. Councillor Mallon
4. Thanks to Kenji Nakayama and Dylan Gough for their contribution to the Central Square Mural Project. Councillor Mallon
5. Congratulations to Michael Monestime and the Central Square Business Association for a successful “Taste of the BID”, and thank you for your hard work in making Central Square a “clean, safe, and welcoming” environment. Councillor Mallon, Mayor McGovern, Councillor Simmons
6. Speedy Recovery wishes to Mayor Curtatone. Councillor Simmons
7. Congratulations to Seven Siegel on being named to the “Forbes’ 30 Under 30” list for the Games industry. Councillor Siddiqui
8. Congratulations to Representative Katherine Clark in being elected vice chair of the House Democrats. Mayor McGovern
9. Resolution on the death of Dorothy Cabral. Councillor Toomey
10. Resolution on the death of Dr. Achot Khoubesserian. Councillor Toomey

**ORDERS**

1. Cancellation of the Regular City Council Meeting of Dec 31, 2018. Mayor McGovern
2. That the City Manager is requested to confer with the Community Development Department and the Affordable Housing Trust on the status of preservation plans, and work to ensure that the City’s process is on track to successfully preserve the affordability of the Fresh Pond Apartments and meet the needs of the community. Councillor Siddiqui, Mayor McGovern, Councillor Toomey, Councillor Simmons
3. That the City Manager is requested to work with the Chair of the Civic Unity Committee, the Director of the

Cambridge Library, the Director of 22-CityView, the Director of the Women’s Commission, and any other appropriate City personnel to begin planning for a public discussion in recognition of 100 Years of Women’s Suffrage. Councillor Simmons, Councillor Siddiqui, Councillor Mallon, Vice Mayor Devereux

4. That the City Manager report back to the Council on the success of cigarette disposal box program, how they are functioning, how many the City has installed, how often they are emptied, if the program will be expanded, and any other relevant program details. Councillor Kelley, Mayor McGovern, Councillor Carlone, Councillor Mallon
5. Somerville’s Davis Square Neighborhood Plan. Councillor Kelley, Vice Mayor Devereux
6. Marijuana Public Consumption. Councillor Kelley, Councillor Simmons
7. That the City Council refer to the Ordinance Committee and the Planning Board, for hearing and report, the proposed amendments to Article 5.000 of the Cambridge Zoning Ordinance. Councillor Kelley, Councillor Zondervan
8. Accessory Dwelling Unit Zoning Petition. Councillor Kelley, Councillor Carlone, Councillor Zondervan
9. Wishing Dorothy Reilly a Happy 91st Birthday. Councillor Mallon
10. That the City Manager confer with the Traffic and Parking Department and the Cambridge Police Department about raising the fines for blocking both loading zones and bike lanes to a comparable rate to Boston for the 2020 fiscal year. Councillor Mallon, Vice Mayor Devereux, Councillor Kelley
11. Inclusionary Tenants’ Association. Councillor Mallon, Councillor Simmons, Councillor Siddiqui
12. That the City Manager be and hereby is requested to work with the IT Department and Granicus to create a more inclusive city website, including an Open Meeting Portal registration form that does not require the use of gendered pronouns, salutations or titles. Councillor Zondervan, Councillor Simmons, Councillor Mallon
13. Legal Opinion on Portland’s Relocation Assistance Ordinance. Councillor Zondervan

**COMMITTEE REPORTS**

1. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Councillor Craig Kelley, Chair of the Public Safety Committee, for a public hearing held on Oct 24, 2018 to conduct a follow up to the June 19, 2018 hearing on licensing and permitting to review the progress since the last hearing and a walk through of the Viewpoint Cloud Platform, the program being implemented across departments to process licenses and permits.
2. A communication was received from Donna P. Lopez, City Clerk transmitting a report from Vice Mayor Jan Devereux,

Co-Chair and Councillor Quinton Y. Zondervan, Co-Chair of the Health and Environment Committee for a public hearing held on Nov 13, 2018 to discuss draft recommendations from the Envision Cambridge Climate and Environment working group and any other related matter.

3. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Councillor Craig Kelley, Chair of the Public Safety Committee, for a public hearing held on Nov 20, 2018 to review the current status of the Short-Term Rentals (STRs) registration and enforcement efforts in Cambridge, include any legal proceedings, the exploration of possible new legal proceedings against illegal STR operators or platforms.
4. A communication was received from Paula Crane, Deputy City Clerk, transmitting a report from Councillor Sumbul Siddiqui, Chair of the Economic Development and University Relations Committee, for a public hearing held on Oct 3, 2018 to discuss a City-based Cannabis Social Equity Program and Policy Order #10 from June 25, 2018.
5. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Vice Mayor Jan Devereux, Chair of the Government Operations, Rules & Claims Committee, for a public hearing held on Nov 14, 2018 to discuss the Policy Order adopted regarding Cambridge publicly financed Municipal Election Program and the Cambridge Municipal People's Pledge Program.
6. A communication was received from Donna P. Lopez, City Clerk transmitting a report from Vice Mayor Jan Devereux, Co-Chair and Councillor Quinton Y. Zondervan, Co-Chair of the Health and Environment Committee for a public hearing held on Nov 7, 2018 to discuss the safety of natural gas infrastructure in Cambridge, the use of contractors, including Feeney Brothers, and any related matter.
7. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Councillor Dennis J. Carlone and Councillor Craig A. Kelley, Co-Chairs of the Ordinance Committee, for a public hearing held on Nov 15, 2018 to continue discussions on the petition filed by the City Council to amend the Zoning Ordinance as it relates to cannabis uses.
8. A communication was received from Paula Crane, Deputy City Clerk, transmitting a report from Councillor Quinton Zondervan, Co-Chair and Councillor Dennis J. Carlone Co-Chair of the Neighborhood and Long Term Planning, Public Facilities, Arts and Celebration Committee, for a public hearing held on Sept 12, 2018 to discuss the upcoming Inman Square redesign project.
9. A communication was received from Donna P. Lopez, City Clerk, transmitting a report from Vice Mayor Jan Devereux, Chair of the Transportation & Public Utilities Committee, for a public hearing held on Nov 8, 2018 to discuss the

Federal Communications Commission's new policy on regulating small cell technology and the City's response and policies.

## **HEARING SCHEDULE**

### **Mon, Dec 3**

5:30pm City Council Meeting (Sullivan Chamber)

### **Tues, Dec 4**

12:00pm The Government Operations, Rules and Claims will conduct a hearing to consider claims filed against the City. (Ackerman Room)

5:00pm The Health and Environmental Committee will conduct a public hearing to review the preliminary LiDAR-based canopy study results from Apr 1, 2018 and to discuss potential reasons for the precipitous decline in our tree canopy and any other related matter. TO BE TELEVISED. (Sullivan Chamber)

### **Wed, Dec 5**

3:00pm The Public Safety Committee will conduct a public hearing to explore the legal options Cambridge does and does not have when permitting existing, new and emerging mobility platforms in Cambridge; said uses will include the ability for Cambridge to regulate platforms that operate Non-City property and the differences between streets and sidewalks when considering what permits are needed and any regulatory gaps that might exist where City permitting authority is unclear but desired and how the City may get that necessary authority. (Sullivan Chamber)

### **Mon, Dec 10**

5:30pm City Council Meeting (Sullivan Chamber)

### **Wed, Dec 12**

12:00pm The Economic Development & University Relations Committee will conduct a public hearing to discuss the formation of a city commission dedicated to providing a forum for exploring and addressing the concerns of undergraduate, graduate, post-graduate and other post-high school students in Cambridge. (Sullivan Chamber)

### **Mon, Dec 17**

5:30pm City Council Meeting (Sullivan Chamber)

### **Tues, Dec 18**

3:00pm The Public Safety Committee will conduct a public hearing to explore the responsibility and the relevant of CPD officers or other officers working in Cambridge under CPD authority, such as out-of-town officers working a construction detail, to respond to bike-related collisions, whether car/bike, bike/bike, bike/mobility device or bike/pedestrian, to include providing instructions and guidance on how to follow-up with accident reports and will also explore current efforts to digitalize both the state Citation and the state Accident report form. (Sullivan Chamber)

**Mon, Dec 31**

5:30pm City Council Meeting (Sullivan Chamber) – to be cancelled

**Mon, Jan 7**

5:30pm City Council Meeting (Sullivan Chamber)

**Tues, Jan 8**

5:00pm The Neighborhood and Long-Term Planning, Public Facilities, Arts and Celebrations Committee will conduct a public hearing to discuss the Port Infrastructure Project and ways to mitigate the impacts of this important project on the neighborhood, including the basketball court at Clement Morgan Park, and any other related matter. (Sullivan Chamber)

**Wed, Jan 9**

5:30pm The Ordinance Committee will conduct a public hearing to discuss the proposed amendment to the Municipal Code in Chapter 8.66 entitled “Tree Protection” to amend section 8.66.40 entitled “Applicability” and by adding a new section 8.66.050 entitled “Procedure for other projects”. (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, Mar 25**

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 - Budget Submission (Sullivan Chamber)

**Mon, Apr 29**

5:30pm City Council Meeting (Sullivan Chamber)

**Wed, May 1**

9:00am Finance Committee hearing to discuss proposed FY20 City Budget (Sullivan Chamber)

**Mon, May 6**

5:30pm City Council Meeting (Sullivan Chamber)

**Tues, May 7**

9:00am Finance Committee hearing to discuss proposed FY20 City Budget (Sullivan Chamber)

**Wed, May 8**

6:00pm Finance Committee hearing to discuss FY20 School Department Budget (Sullivan Chamber)

**Thurs, May 9**

9:00am Finance Committee hearing to discuss proposed FY20 City Budget (if necessary) (Sullivan Chamber)

**Mon, May 20**

5:30pm City Council Meeting - Budget Adoption (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 Dec 3, 2018

MAYOR MCGOVERN

WHEREAS: The final regularly scheduled City Council Meeting of 2018 falls on New Year’s Eve, Dec 31; and WHEREAS: City Hall will close at 5:00 p.m. on Mon, Dec 31, and will remain closed the following day in observance of New Year’s Day; now therefore be it

ORDERED: That the City Council Meeting of Dec 31, 2018, be and hereby is cancelled.

O-2 Dec 3, 2018

COUNCILLOR SIDDIQUI

MAYOR MCGOVERN

COUNCILLOR TOOMEY

COUNCILLOR SIMMONS

WHEREAS: The preservation of existing affordable housing stock in Cambridge is critical in fighting tenant displacement; and

WHEREAS: The Fresh Pond Apartments, located at 362 and 364 Rindge Avenue, are privately-owned, “expiring use” properties, meaning their affordability requirements, given that they are tied to the below-market loans, loan guarantees, or other underlying agreements that assisted the construction of these properties many years ago, have an expiration date; and

WHEREAS: The Fresh Pond Apartments affordable units are set to expire in 2020; and

WHEREAS: Over the past few years, the City of Cambridge has shown its dedication to protecting the affordability of

such “expiring use” housing via its efforts to prevent the affordability restrictions associated with these properties from expiring; and

WHEREAS: Through engaging those community members and partners committed to preservation—such as tenants, advocates, owners, non-profit housing providers, the Cambridge Housing Authority and other agencies—in active participation and collaboration these efforts have seen substantial success; and

WHEREAS: This includes the recent preservation of more than 230 units across privately-owned properties such as the Bishop Allen Apartments, Cambridge Court Apartments, Chapman Arms Apartments, Inman Square Apartments/CAST II Apartments and Putnam Square/2 Mount Auburn Street; and

WHEREAS: Over the 2018 year, the Community Development Department has made itself available to assist Schochet Companies, the owner of the Fresh Pond Apartments, in developing preservation plans and holding meetings to keep residents informed; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Community Development Department and the Affordable Housing Trust on the status of these plans, and work to ensure that the City’s process is on track to successfully preserve the affordability of the Fresh Pond Apartments and meet the needs of the community; and be it further

ORDERED: That the City Manager report back to the Housing Committee on its findings at the time of its next hearing in January 2019.

O-3 Dec 3, 2018

COUNCILLOR SIMMONS

COUNCILLOR SIDDIQUI

COUNCILLOR MALLON

VICE MAYOR DEVEREUX

WHEREAS: Municipalities across the country are seeking ways to commemorate the upcoming 100th anniversary of the passage of the 19th Amendment, which granted women full participation in this great democracy, and [Cambridge is already taking steps toward doing so](#); and

WHEREAS: In addition to the public artwork that will commemorate this important milestone, it is only fitting that a city so steeped in history should seek additional ways to recognize the ongoing story of Women’s Suffrage, and to utilize this as a moment of public reflection upon how far this country has come in the spread of Civil Rights to women, and about how far we have yet to travel; and

WHEREAS: A public discussion in the Cambridge Main Library or other appropriate venue centered around the importance of the 19th Amendment’s passage, about the events that led to that moment, about how it has impacted us over the past century and will continue to impact us going forward, would be an exciting and appropriate way to bring

this community together in celebration of 100 Years of Women’s Suffrage and the Continuing Struggle for Equality; now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with the Chair of the Civic Unity Committee, the Director of the Cambridge Library, the Director of 22-CityView, the Director of the Women’s Commission, and any other appropriate City personnel to begin planning for a public discussion in recognition of 100 Years of Women’s Suffrage, to take place in the Cambridge Main Library on or just prior to [Aug 18, 2020](#), and to report back to the City Council on this matter in the first quarter of 2019.

O-4 Dec 3, 2018

COUNCILLOR KELLEY

MAYOR MCGOVERN

COUNCILLOR CARLONE

COUNCILLOR MALLON

WHEREAS: The City of Cambridge has tactfully placed cigarette disposal boxes throughout the city for smokers to dispose of their used cigarette butts; and

WHEREAS: The program aims at preventing littering and contributes to keeping our streets clean; now therefore be it

ORDERED: That the City Manager be and hereby is requested to report back to the Council on the success of the program, how they are functioning, how many the City has installed, how often they are emptied, if the program will be expanded, and any other relevant program details.

O-5 Dec 3, 2018

COUNCILLOR KELLEY

VICE MAYOR DEVEREUX

WHEREAS: The City of Somerville released a public review draft of the [Davis Square Neighborhood Plan](#) this year; and

WHEREAS: The plan includes squaring off the six-way intersection to establish a four-way intersection with two-way traffic in each direction, closing down the first block of Dover Street (a one-way that leads from Davis Square to Mass Ave in Cambridge), and tripling public space in the process; and

WHEREAS: The plan looks like a great improvement to neighborhood use and safety, but roadway changes may considerably alter traffic flow into and out of Cambridge; and

WHEREAS: The City of Cambridge would benefit from participating in the redevelopment planning process or from taking proactive measures to mitigate any negative impacts on City streets that may result from this plan; now therefore be it

ORDERED: That the City Manager be and hereby is requested to consult with relevant City staff and report back to the City Council on any review process and level of City staff have had with the City of Somerville on the Davis Square

Neighborhood Plan and on any City plans to mitigate potential negative traffic impacts in Cambridge.

O-6 Dec 3, 2018

COUNCILLOR KELLEY

COUNCILLOR SIMMONS

WHEREAS: Recreational adult-use cannabis is legal in Massachusetts, but under State law, consumption in any form (smoking, vaping, edibles, oils, etc.) is [prohibited in all public places and where tobacco is also prohibited](#), including parks, sidewalks, streets, workplaces, restaurants, bars, state and federal land, etc.; and

WHEREAS: Cannabis consumption is only allowed on private property so property owners have a broad ability to consume cannabis products, but residents who do not own private property, which is the vast majority of residents in Cambridge, are at the discretion of their landlords, building management, or housing authorities (including HUD, which follows Federal policy and will not recognize Massachusetts' statutes); and

WHEREAS: Marijuana arrests have always disproportionately and negatively affected minority and low-income communities ([black and white Americans have traditionally used and sold marijuana at similar rates, but blacks have been more than three and a half times as likely to be arrested for marijuana possession than whites](#)); and

WHEREAS: This law inherently perpetuates such discrimination as minority and low-income communities are less likely to be homeowners than their counterparts, and therefore are much more likely to be prohibited from ever consuming marijuana in their homes while also being unable to consume it in public; now therefore be it

ORDERED: That the Public Safety Committee be and hereby is requested to hold appropriate public hearings to discuss the attached possible Home Rule petition that would, if eventually passed by the State Legislature, allow Cambridge to allow public consumption of cannabis, subject to state smoking laws, on City-owned property at the City's discretion; and be it further

ORDERED: That the Public Safety Committee report back to the City Council with its opinion about whether such a Home Rule petition, as submitted here or as modified, should be submitted to the Ordinance Committee for further review of the Council's and City's desire to allow the City this option.

AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO PROMULGATE REGULATIONS TO ALLOW PUBLIC CONSUMPTION UNDER MGL 94G, SECTION 13 (C) ON CITY PROPERTY FOR BOTH COMBUSTIONABLE AND NON-COMBUSTIONABLE MARIJUANA AND MARIJUANA PRODUCTS

Be it enacted by the Senate and the House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1.

Beginning in July, 2019, notwithstanding any general or special law to the contrary, the City of Cambridge will have the authority to allow public consumption of marijuana and marijuana-related places on City Property subject to existing laws on smoking tobacco.

SECTION 2.

This act shall take full effect upon its acceptance and appropriate by vote of the City Council of said City, but not otherwise.

AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO PROMULGATE REGULATIONS TO ALLOW PUBLIC CONSUMPTION UNDER MGL 94G, SECTION 13 (C) ON CITY PROPERTY FOR BOTH COMBUSTIONABLE AND NON-COMBUSTIONABLE MARIJUANA AND MARIJUANA PRODUCTS

Be it enacted by the Senate and the House of Representatives in General Court assembled, and by the authority of the same, as follows:

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Beginning in July, 2019, notwithstanding any general or special law to the contrary, the City of Cambridge will have the authority to allow public consumption of marijuana and marijuana-related places on City Property subject to existing laws on smoking tobacco.

SECTION 2.

This act shall take full effect upon its acceptance and appropriate by vote of the City Council of said City, but not otherwise.

O-7 Dec 3, 2018

COUNCILLOR KELLEY

COUNCILLOR ZONDERVAN

WHEREAS: Flat roofs and associated central drains on residential three-story homes can lead to more storm water entering Cambridge's sanitary sewer; and

WHEREAS: These flat roofs may be on homes that have been insulated or otherwise improved for energy efficiency with the result that snow and/or ice during the winter may build up amounts unanticipated by the original building designers; and

WHEREAS: Climate change appears to be bringing more episodes of heavy snow and rainfall during winter months, as experienced during the winter of 2014-2015 and again in 2017-2018, and with clogged drains this results in more buildup of snow, ice, and water on flat roofs than may be safe, especially with an energy-efficient building which helps keep rooftop ice and snow from melting away; and

WHEREAS: Retrofitting flat roofs to allow angled drainage to the side of residential three-story houses would alleviate snow, ice, and water buildup safety concerns and would decrease the amount of storm water going into Cambridge's sanitary sewer system; and

WHEREAS: The expensive alteration of putting a pitched roof on a flat roof could be offset by the added value of increasing interior space in the existing home and possible improving other options for room use; and

WHEREAS: The extra height and living space created as a result of installing a pitched roof may negatively impact neighbors; and

WHEREAS: The Special Permit process used for other challenging zoning situations may be appropriate in this case; now therefore be it

ORDERED: That the City Council refer to the Ordinance Committee and the Planning Board, for hearing and report, the proposed amendments to Article 5.000 of the Cambridge Zoning Ordinance:

**Proposal for converting flat concave roofs to a kind of greenhouse/glass porch  
Z.O. 5.55**

In an effort to enhance the City's commitment to mitigating environmental impacts of certain older types of residential buildings, namely so-called "triple-deckers", while improving the City's storm-water management, modifications to the applicable dimensional requirements of this Article 5.000, in particular regarding FAR and height limitations, may be authorized under the following circumstances:

Residential buildings with a flat (concave) roof which may have poor upper-level thermal insulation and/or contribute to important heat island effects, or may suffer from the secondary effects of over- insulation, and on which a drain pipe collects water from the roof and combines it with household waste-water, discharging into a single outflow pipe to the municipal sewer line

Provided that the resulting construction will:  
significantly increase the thermal efficiency of the building entirely eliminate rain water entry from the concerned roof into the sewer system, and that  
said rain water is harvested on the property at the rate of 1/8 gallon per square foot of roof area, with the remainder dispersed at the ground to follow its natural path without direct encumbrance onto abutting properties,

the construction of a partial structure relieved from the applicable FAR and height limit may be permitted within the following limits:

Additional height not to exceed 10 ft. above the existing roof line of the building

Footprint to be no closer than 3 feet from either long edge or rear side of the building, no less than 6 feet from front/street-side of building, and

Additional FAR not to exceed 20% of the existing FAR of the building.

Furthermore, in enhancing alternative energy sources (Article 22), additional positive consideration will be given to projects that improve the:

installation of solar panels (impractical on residential flat roofs)

use of passive solar heating, convective cooling, seasonal shading with natural plants,  
using rainwater at the roof level or floors below,  
planting flowering bushes and vegetation attractive to pollinating insects at the roof level, and  
harmonization of the new roof profile with the neighborhood architecture.

O-8 Dec 3, 2018

COUNCILLOR KELLEY

COUNCILLOR CARLONE

COUNCILLOR ZONDERVAN

WHEREAS: Recognizing the need to maximize opportunities for increasing residential units in Cambridge, the Cambridge City Council recently changed its zoning to allow easier creation of accessory dwelling units; and

WHEREAS: The creation of these new units is still not completely allowed in many cases per the City's existing zoning laws and may still require zoning relief to allow construction; now be it therefore

ORDERED: That the amendment to the zoning ordinance in section 4.22 be forwarded to the Planning Board and the Ordinance Committee for a hearing and report; said amendment to be viewed as a zoning solution to the challenges posed by current zoning constraints regarding accessory dwelling units; which reads as follows:

4.22.1 In all districts, the Board of Zoning Appeal may grant a Special Permit for alteration of a single family, two-family or accessory structure in existence as of 1 January, 2019 to provide one accessory apartment if the following conditions are met:

1. Only one accessory dwelling unit is allowed on any lot.
2. The dwelling has not been substantially enlarged since built. The addition in the aggregate of two hundred and fifty (250) square feet or more of gross floor area or six (6) inches of height shall be considered a substantial enlargement.
3. Prior to alteration, the principal dwelling contains at least one thousand eight hundred (1800) square feet of gross floor area.
4. Such accessory apartment shall not occupy more than nine hundred (900) square feet or thirty- five (35) percent of the gross floor area of the principal dwelling, whichever is less.
5. The owner(s) of the residence in conjunction with which the accessory dwelling unit is created must continue to occupy at least one of the dwelling units as their primary residence. Prior to issuance of a building permit, the owner(s) must submit a notarized letter stating that the owner will occupy one of the dwelling units on the premises as the owner's primary residence. Subsequent changes in ownership does not remove the requirement



for the owner(s) of the accessory dwelling unit to live in one of the dwelling units as their primary unit.

6. Any existing two-family home may be converted to a single-family home with an accessory unit by right, without need for a Special Permit.
7. Parking requirements are not applicable to accessory dwelling units.
8. The accessory apartment does not count towards determination of lot area per dwelling unit.
9. The Board will consider flooding concerns when reviewing basement accessory units.

In granting a Special Permit, the Board may impose such conditions, including limitations on other accessory uses of the premises, as it may deem appropriate to avoid detriment to the neighborhood or to nearby persons or property. The Board of Zoning Appeal shall evaluate each Special Permit application which involves exterior changes with consideration of the appearance and character of the neighborhood and may require that there be no change or minimal change to any face of a building oriented toward a public way or visible from a public way.

4.22.12 Accessory Structure Apartment. An accessory apartment in an accessory structure on the same lot may be allowed by Special Permit if the following criteria are met:

1. The gross floor area of the apartment does not exceed one thousand (1000) square feet.
2. The Special Permit Granting Authority determines that the exterior appearance of the accessory structure is compatible with the principal dwelling on the same lot and with dwellings and accessory structures on adjoining lots

#### Article 2.000 Definitions

Accessory Apartment. An accessory use with one or more rooms with separate kitchen and bathroom facilities, constituting a dwelling unit, located with and under the same ownership as the primary dwelling per Section 4.22.1 and designated for the occupancy of a single family.

R-9 Dec 3, 2018

COUNCILLOR MALLON

WHEREAS: It has come to the attention of the City Council that Dorothy Reilly will be celebrating her 91st birthday on Dec 8th, 2018; and

WHEREAS: Dorothy is a lifelong Cantabrigian, a regular bingo player, a regular at the Senior Center, and a good friend to all; and

WHEREAS: Dorothy will be celebrating her special day surrounded by friends and family; now therefore be it

RESOLVED: That the City Council go on record wishing Dorothy Reilly a very happy 91st birthday, and wishing her many more happy and healthy years; and

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

O-10 Dec 3, 2018

COUNCILLOR MALLON

VICE MAYOR DEVEREUX

COUNCILLOR KELLEY

WHEREAS: The current fee for a driver of a private vehicle or operator of TNC who is blocking a bike lane is \$50.00, which is not a strong deterrent; and

WHEREAS: The current fee for a driver of a private vehicle or operator of a TNC who is blocking or parked in a loading zone is \$40.00, which is even less of a deterrent, as the penalty is cheaper than paying for parking in nearby garages; and

WHEREAS: Fines in the neighboring City of Boston of \$100.00 for blocking a bike lane and \$90.00 for blocking a loading zone are much more of a deterrent; and

WHEREAS: Large trucks with deliveries for local businesses who cannot enter their loading zones must then make the choice of attempting to navigate narrow side streets, block bike lanes, or block the normal flow of traffic; and

WHEREAS: This misuse of curb space combined with the relatively low deterrent for disruptive or illegal parking makes already highly congested areas much more chaotic; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Traffic, Parking and Transportation Department and the Cambridge Police Department about raising the fines for blocking both loading zones and bike lanes to a comparable rate to Boston for the 2020 fiscal year; and be it further

ORDERED: That the City Manager report back to the City Council in a timely manner.

O-11 Dec 3, 2018

COUNCILLOR MALLON

COUNCILLOR SIMMONS

COUNCILLOR SIDDIQUI

WHEREAS: Low, moderate and middle-income tenants live in over 700 Inclusionary Zoning rental units dispersed throughout the City; and

WHEREAS: These tenants have the unique opportunity to live in units, buildings, and neighborhoods which they would not normally have access to; and

WHEREAS: Although having this access provides tenants with many benefits and the Inclusionary Program strives to be equitable, the program is not without its challenges such as: discrimination by landlords and property managers, feelings of isolation within their new communities, and a lack of outlet for advocacy; now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with the Community Development Department and

any other relevant organizations such as Cambridge Economic Opportunity Committee (CEOC), Alliance of Cambridge Tenants (ACT) etc., to facilitate the creation of an Inclusionary Units Tenants' Association, led by a third party organization so that these tenants have an independent avenue to build community, organize amongst themselves, and voice concerns and complaints; and be it further

ORDERED: That the City Manager report back to the City Council as soon as possible.

O-12 Dec 3, 2018

COUNCILLOR ZONDERVAN

COUNCILLOR SIMMONS

COUNCILLOR MALLON

WHEREAS: It has come to the attention of the City Council that making an account on the City's Open Meeting Portal requires choosing a gendered salutation, either "Mr.," "Mrs.," or "Ms.,"; and

WHEREAS: Most registration forms on the City website are designed to be accommodating and welcoming to all users, including those who are non-binary or who are not comfortable assigning themselves gendered salutations or pronouns, and the issue seems to be limited specifically to the Open Meeting Portal or any other page powered by Granicus; and

WHEREAS: Making an account within the Granicus system is required to access important city services including email notifications of additions to the Open Meeting Portal and announcements of public hearings; and

WHEREAS: Cambridge reaffirmed its deep commitment to being an inclusive and welcoming city for all in November 2018 when 90% of residents voted yes on Ballot Question 3, among the highest percentage of any municipality in the Commonwealth; now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with the IT Department and Granicus to create a more inclusive city website, including an Open Meeting Portal registration form that does not require the use of gendered pronouns, salutations or titles; 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 2018.

O-13 Dec 3, 2018

COUNCILLOR ZONDERVAN

WHEREAS: The City Council of Portland, Oregon recently passed a groundbreaking [ordinance](#) designed to protect tenants from sudden evictions or burdensome rent increases; and

WHEREAS: The ordinance mandates that within city limits, a landlord must provide "renter relocation assistance" to any tenant facing a no-fault eviction or a rent increase of 10% or more within a 12-month period; and

WHEREAS: The amount of assistance provided varies based on unit size, ranging anywhere from \$2,900 for a studio to \$4,500 for a three-bedroom unit; and

WHEREAS: The ordinance allows several notable exemptions, including owner-occupied units, accessory dwelling units, instances in which the landlord is terminating the lease in order to rent to an immediate family member, or instances where the unit is rendered uninhabitable not due to the action or inaction of either landlord or tenant, among other exemptions; and

WHEREAS: The ordinance also mandates tenants are to be given written notice at least 90 days in advance of the effective date of the no-fault eviction or significant rent increase; and

WHEREAS: While the particulars of the ordinance may need to be customized to work for Cambridge, including by specifying the assistance amounts in terms of monthly rent being paid as opposed to fixed amounts based on unit type, or adjusting the definition of a burdensome rent increase, this pioneering approach could serve as a blueprint for communities struggling with displacement crises throughout the country, including Cambridge; now therefore be it

ORDERED: That the City Manager be and hereby is requested to direct the City Solicitor to determine if a home rule petition would be required in order to enact such an ordinance; and be it further

ORDERED: That the City Manager be and hereby is requested to direct the City Solicitor to determine which aspects of such an ordinance specifically would trigger a home rule requirement; and be it further

ORDERED: That the City Manager be and hereby is requested to direct the City Solicitor to provide the City Council with a formal legal opinion on this matter as soon as possible.