

CITY MANAGER'S AGENDA

1. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$250,000 from Free Cash to the General Fund Library Salary and Wages account to allow for a continuation of extended hours at the O'Connell Branch Library. This is also in response to Awaiting Report Item Number 19-158.
2. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the transfer of \$105,000 from the General Fund Employee Benefits (Insurance) Salary and Wages account to the General Fund Library Travel and Training (Judgment and Damages) account to cover current and anticipated medical services and/or prescription reimbursement costs for the remainder of the fiscal year for Library personnel injured in the performance of their duties.
3. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 19-150, regarding a report on Cambridge's threat level from hate crimes and other related events.
4. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the transfer \$85,000 from the General Fund Employee Benefits (Insurance) Salary and Wages account to the General Fund Police Judgment and Damages account will cover current and anticipated medical services for the remainder of the fiscal year, for personnel injured in the performance of their duties.
5. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$649,200 from Free Cash to the Public Investment Fund Finance Extraordinary Expenditures account to support six EGov Projects that align with the new IT Strategic Plan goals.
6. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 19-125, regarding a report on the number of free MBTA passes issued to CRLS students in FY20.
7. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the transfer of \$100,000 from the General Fund Employee Benefits (Insurance) Salary and Wages account to the General Fund Public Works Judgment and Damages account to cover medical bills and settlements for Public Works personnel injured in the course of their job
8. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of of \$1,000,000 from Free Cash to the Public Investment Fund Public Works Extraordinary Expenditures Account to support the design and construction of Elm Street between Hampshire Street and the Somerville line, as part of the Complete Streets Reconstruction Program.
9. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 19-156, regarding bicycle marking on Broadway.
10. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 19-103, regarding a report on potential for a traffic signal at the intersection of Massachusetts Avenue at Garfield Street.
11. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 19-153, regarding plans designed to mitigate the impact of the closing of Windsor House on Cambridge seniors.
12. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$45,000 from Free Cash to the General Fund Human Service Programs Other Ordinary Maintenance account to support the Cambridge Nonprofit Coalition through the Cambridge Community Foundation.
13. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$15,000 from Free Cash to the General Fund Human Service Programs Other Ordinary Maintenance account to support the City Sprouts Youth Leadership Team.
14. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$20,000 from Free Cash to the General Fund Human Service Programs Other Ordinary Maintenance account to support the College Success efforts of the Cambridge Housing Authority's Workforce Program.
15. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of the Low Income Heating Assistance Program grant in the amount of \$895,347.00 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 Service Programs Salary and Wages account (\$134,573.00), and to the Other Ordinary Maintenance account (\$760,774.00) which will provide funding to operate the Low Income Heating Assistance Program (LIHEAP) serving Cambridge and Somerville.
16. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of the Massachusetts Housing and Shelter Alliance grant funded by the Department of Housing and Community Development (DHCD) in the amount of \$10,111.10 to the Grant Fund Human Service Programs Salary and Wages account (\$1,501.10), to the Other Ordinary Maintenance account (\$6,610.00), and to the Travel and Training account (\$2,000.00). This is a supplement to the original appropriation of \$102,008.36, bringing the total contract to \$112,119.46 which will be used to increase the existing program budget for the Carey Men's Permanent Supported Housing Program operated by the Multi-Service Center.
17. A communication transmitted from Louis A. DePasquale, City Manager, relative to the reappointment of the following

person as a Constable for a term of three years, effective Jan 1, 2020: James Desrosiers

CHARTER RIGHT

1. That the City Manager is hereby requested to work with any and all appropriate departments to locate an area in East Cambridge, preferably near the current location, to set up a temporary, fenced-in dog park until construction on a new permanent dog park can be built as part of the Tim Toomey Jr. Park project. [CHARTER RIGHT EXERCISED BY MAYOR MCGOVERN ON DEC 9, 2019]

ON THE TABLE

2. A communication transmitted from Louis A. DePasquale, City Manager, relative to the Surveillance Use Policy and related documents. [PLACED ON THE TABLE ON DEC 9, 2019]

UNFINISHED BUSINESS

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. That the proposed Special Permit Criteria amendments to Article 19 of the Cambridge Zoning Ordinance (as attached) be referred to the Ordinance Committee and the Planning Board for hearing and report. [PASSED TO BE SECOND READING ON DEC 9, 2019 TO BE ORDAINED ON OR AFTER DEC 23, 2019]
5. A revised Petition Has been received from Stephen R. Karp, Trustee of Cambridge Side Galeria Associates trust to amend the Cambridge Zoning Ordinance by adding a new Section 13.100 to Article 13.00 of the Zoning Ordinance and to amend the Zoning Map to add a new PUD-8 District overlay that certain area (which includes parcels and portions of ways and streets) labeled as "PUD-8 district". [PASSED TO BE SECOND READING ON NOV 26, 2019 TO BE ORDAINED ON OR AFTER DEC 16, 2019]

APPLICATIONS AND PETITIONS

1. An application was received from Terry Drucker, requesting permission for a curb cut at the premises numbered 43 Cottage 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.
2. An application was received from Scott Kenton, requesting permission for a curb cut at the premises numbered 9 Pine Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical Commission and Public Works. No response has been received from the neighborhood association.

COMMUNICATIONS

1. A communication was received from Robert J. La Tremouille, regarding Harvard Square Upzoning proposal.
2. A communication was received from Katherine A. Rafferty, 77 Martin Street, regarding Cannabis store on Massachusetts Avenue.
3. A communication was received from Fred Meyer, 83 Hammond Street, regarding anti-displacement requirements.
4. A communication was received from Hasson Rashid, regarding recent Participatory Budgeting projects cuts.
5. A communication was received from George Hein, 15 Howard Street, regarding 74 Oxford Street.
6. A communication was received from Deborah Galeg, Hammond Street, regarding 74 Oxford Street.
7. A communication was received from Robin Bonner, regarding VLUS rebuild project.
8. A communication was received from Lucas Gibson, regarding the University Theatre in Harvard Square.

RESOLUTIONS

1. Retirement of Lisa Fried from the Cambridge Health Alliance. Mayor McGovern
2. Resolution on the death of Dr. Betty L. Bardige. Mayor McGovern
3. Happy Birthday Wishes to Peter C. Johnson. Vice Mayor Devereux
4. Resolution on the death of Mary C. Rodriques. Councillor Toomey
5. Resolution on the death of Adelino Serrano. Councillor Toomey
6. Retirement of Stephen Ahern from the Cambridge Police Department. Mayor McGovern
7. Retirement of Carlos Figueroa from the Cambridge Police Department. Mayor McGovern
8. Retirement of Shawn Keough from the Cambridge Police Department. Mayor McGovern
9. Wishing Atenino Simmons a very Happy Birthday. Councillor Toomey
10. Retirement of Donald Lucey from the Cambridge Police Department. Mayor McGovern
11. Retirement of Thomas Cauchon from the Cambridge Fire Department. Mayor McGovern
12. Retirement of Michael Franks from the Cambridge Fire Department. Mayor McGovern
13. Retirement of Maria Tavares from the Cambridge Health Alliance. Mayor McGovern
14. Retirement of Raymunda Lagmay-Carter from the Department of Human Service Programs. Mayor McGovern
15. Retirement of Jacqueline Phillips from the Personnel Department. Mayor McGovern

16. Retirement of Peter Blades from the Traffic, Parking, and Transportation Department. Mayor McGovern
17. Retirement of Diana Prideaux-Brune from the Cambridge Housing Authority. Mayor McGovern

ORDERS

1. Zoning Amendment Articles 2.00 and 4.32 regarding opposition to permitting on-demand mobile fueling services to operate in Cambridge. Vice Mayor Devereux, Councillor Kelley, Councillor Carlone, Councillor Zondervan
2. Cancel Regular City Council Meeting Mon Dec 30, 2019. Mayor McGovern
3. That section 11.202(b) of Article 11.000, entitled SPECIAL REGULATIONS, of the Zoning Ordinance of the City of Cambridge, be amended the table as follows: Jan 28, 2020 (Annual Adjustment) \$19.10 per square foot. Councillor Zondervan, Councillor Siddiqui, Councillor Carlone, Mayor McGovern
4. That the Cambridge City Council ask for assistance and a report from the Attorney General’s office on the prevalence of these type of phone scams and fraud in the Commonwealth of Massachusetts and Cambridge specifically to determine patterns to better direct outreach efforts; and that the City Manager work with the Department of Human Services, the Police Department and other relevant departments to strengthen current education programs and efforts targeted at this vulnerable population to avoid future instances of scams and fraud. Councillor Mallon, Councillor Toomey, Councillor Simmons
5. That all items pending before the City Council and not acted upon by the end of the 2018-2019 Legislative Session be placed in the files of the City Clerk, without prejudice provided that those proposed ordinances which have been passed to a second reading, advertised and listed on the Calendar under “Unfinished Business” during the 2018-2019 City Council term, along with any other pending matters on the Calendar listed as “Unfinished Business,” shall be forwarded to the next City Council and further provided that any items pending in committee may, at the discretion of the committee, be forwarded to the next City Council. Mayor McGovern
6. That the City Manager instruct the City Solicitor to provide and update on the previous two orders requesting draft legislation for a Real Estate Transfer Fee Home Rule petition Councillor Carlone, Councillor Zondervan, Councillor Siddiqui
7. That the City Manager be and hereby is requested to confer with the CPSD Superintendent to ensure that the CPSD budget is enough to meet the educational needs of all children in Cambridge rather than a formulaic increase over past CPSD budgets. Councillor Kelley

8. Continued Anti-Bias Training in 2020 and Beyond. Councillor Simmons
9. Removing Sackler Family Name from Harvard University Museum. Mayor McGovern

COMMUNICATIONS AND REPORTS FROM CITY OFFICERS

1. A communication was received from City Clerk Anthony I. Wilson, Esq. transmitting a communication from John E. Twohig, Executive Vice President of New England Development, regarding the proposed CambridgeSide PUD-8 District.
2. A communication was received from Councillor E. Denise Simmons regarding an “End of Term Report from the Housing Committee”.
3. A communication was received from Vice Mayor Devereux.

HEARING SCHEDULE

Mon, Dec 16

5:30pm City Council Meeting (Sullivan Chamber - televised)

Tues, Dec 17

3:00pm The Public Safety Committee will conduct a public hearing to discuss restrictions and opportunities the City has when working with bargaining units to implement new policies. (Sullivan Chamber - televised)

Thurs, Dec 19

5:30pm The Neighborhood and Long-Term Planning, Public Facilities, Arts and Celebrations Committee will conduct a public hearing to discuss ways to ensure that the Cambridge Carnival will take place in 2020 and beyond. (Sullivan Chamber - televised)

Mon, Dec 30

5:30pm City Council Meeting (Sullivan Chamber - televised)

Mon, Jan 6, 2020

10:00am *City Council Inaugural Meeting* (Sullivan Chamber - televised)

TEXT OF ORDERS

O-1 Amended Order Dec 16, 2019

VICE MAYOR DEVEREUX

COUNCILLOR KELLEY

COUNCILLOR CARLONE

COUNCILLOR ZONDERVAN

WHEREAS: [New commercial services such as Yoshi and Filld are offering on-demand fueling through mobile apps](#) for vehicle owners to get their gas tanks filled at home or at their office instead of at service stations; and

WHEREAS: On-demand mobile fueling [has been controversial with fire marshals in other cities including Seattle](#), and one of the services (Yoshi) was issued a cease and desist order by the Mass State Fire Marshal in 2018; and

WHEREAS: Recently the state fire marshal board voted to adopt provisions from 2018 NFPA 1 for mobile fueling; and

WHEREAS: The State Fire Marshal announced in under 527 CMR 1:00-42.10 that in addition to complying with the code, mobile fueling companies must obtain general approval from the State Fire Marshal’s Office and then apply to each jurisdiction where

they intend to operate in order to create consistency and to streamline the approval process for businesses; and
WHEREAS: The Cambridge Fire Department and its Fire Prevention Bureau could potentially receive an application from one of these mobile fueling services; and

WHEREAS: Making it more convenient for car owners to fill up their tanks invites trucks carrying flammables into residential and other areas, where fuel could spill, posing a health and fire hazard; and

WHEREAS: Many car owners do not have off-street parking and might want to have their cars filled while parked on the street or in public garages, raising additional curb management conflicts and safety concerns; and

WHEREAS: There is no compelling public interest in allowing such a service to operate in a city whose climate action goals are to decarbonize the transportation sector by encouraging the use of sustainable mobility options; now therefore be it

RESOLVED: That the City Council go on record in opposition to permitting on-demand mobile fueling services to operate in Cambridge; and be it further

ORDERED: That the attached proposed zoning amendments to Articles 2.00 and 4.32 of the Cambridge Zoning Ordinance be referred to the Ordinance Committee and the Planning Board for a hearing and report; and be it further

ORDERED: That the City Manager be and hereby is requested to instruct the Law Department to review the proposed language and if applicable, provide any legal opinion or response at least 48 hours prior to the scheduled hearing.

O-2 Dec 16, 2019

MAYOR MCGOVERN

ORDERED: That the Regular City Council meeting schedule for Mon, Dec 30, 2019, be and hereby is cancelled.

O-3 Dec 16, 2019

COUNCILLOR ZONDERVAN

COUNCILLOR SIDDIQUI

COUNCILLOR CARLONE

MAYOR MCGOVERN

ORDERED: That section 11.202(b) of Article 11.000, entitled SPECIAL REGULATIONS, of the Zoning Ordinance of the City of Cambridge, be amended the table as follows:
Jan 28, 2020 (Annual Adjustment) \$19.10 per square foot

O-4 Dec 16, 2019

COUNCILLOR MALLON

COUNCILLOR TOOMEY

COUNCILLOR SIMMONS

WHEREAS: It has come to the attention of the Cambridge City Council that three elderly residents fell victim to phone scams asserting that relatives were in trouble and lost significant amounts of money, two who lost over \$20,000; and

WHEREAS: Senior citizens are particularly vulnerable to these types of phone scams and the outcomes can be financially disastrous for those living on fixed incomes and limited savings; and

WHEREAS: The Attorney General's Office in Massachusetts offers help with elder issues "including financial exploitation, scam prevention, long term care, housing and more" and should be contacted to provide assistance in this matter; now therefore be it

ORDERED: That the Cambridge City Council ask for assistance and a report from the Attorney General's office on the prevalence of

these type of phone scams and fraud in the Commonwealth of Massachusetts and Cambridge specifically to determine patterns to better direct outreach efforts; and be it further

ORDERED: That the City Manager work with the Department of Human Services, the Police Department and other relevant departments to strengthen current education programs and efforts targeted at this vulnerable population to avoid future instances of scams and fraud.

O-5 Dec 16, 2019

MAYOR MCGOVERN

ORDERED: That all items pending before the City Council and not acted upon by the end of the 2018-2019 Legislative Session be placed in the files of the City Clerk, without prejudice provided that those proposed ordinances which have been passed to a second reading, advertised and listed on the Calendar under "Unfinished Business" during the 2018-2019 City Council term, along with any other pending matters on the Calendar listed as "Unfinished Business," shall be forwarded to the next City Council and further provided that any items pending in committee or appearing on the City Manager's "Awaiting Report List" may, at the discretion of the appropriate body, be forwarded to the next City Council.

O-6 Dec 16, 2019

COUNCILLOR CARLONE

COUNCILLOR ZONDERVAN

COUNCILLOR SIDDIQUI

WHEREAS: The Cambridge City Council adopted policy orders on Sept. 18, 2017 and Jan 10, 2019 requesting the City Manager instruct the City Solicitor to prepare a draft Home Rule petition for a Real Estate Transfer Fee; and

WHEREAS: The City Council has yet to receive any update on said Home Rule petition; and

WHEREAS: The local governments of Nantucket, Concord and Somerville have already approved Home Rule petitions for a Real Estate Transfer Fee; and

WHEREAS: The Boston City Council approved on Dec 11, 2019 a Real Estate Transfer Fee that Mayor Marty Walsh has indicated support for; and

WHEREAS: The City of Brookline approved a Real Estate Transfer Fee Home Rule petition on Dec 5, 2019 at a Town Hall meeting by a margin of 139-44; and

WHEREAS: The cities of Watertown and Arlington introduced Transfer Fee legislation for deliberation in their respective city governments; and

WHEREAS: State Rep. Mike Connolly's revised Transfer Fee enabling legislation, H. 4196 received a favorable recommendation from the Joint Committee on Municipalities and Regional Government and is now moving forward to the House Committee on Steering, Policy, and Scheduling with a recommendation that it "ought to pass"; now therefore be it

ORDERED: That the City Manager instruct the City Solicitor to provide and update on the previous two orders requesting draft legislation for a Real Estate Transfer Fee Home Rule petition; and be it further

ORDERED: That the City Manager instruct the City Solicitor to appear before the Ordinance Committee with said draft legislation in January 2020.

O-7 Dec 16, 2019

COUNCILLOR KELLEY

WHEREAS: The City Council and School Committee recently discussed the Universal Pre-Kindergarten Report, an effort that would cost roughly \$20,000,000 annually in addition to construction costs, as a next step in providing a better education for children in Cambridge despite the fact that roughly 40% of pre-school (age 4) students are no longer in CPSD by 4th grade; and

WHEREAS: Cambridge Public School Department (CPSD) efforts, while very well-intentioned, do not provide an equal education to all children in Cambridge; and

WHEREAS: Racial and ethnic minorities as well as economically disadvantaged students have long suffered from a massive [achievement gap](#), that has shown no improvement, and a lack of equity in our current model; and

WHEREAS: [According to CPSD](#), “achieving racial equity requires proactive and continuous investment in communities of color” and CPSD is committed to ensuring each student “will have access to the opportunities, resources, and support they need to attain their full potential”; and

WHEREAS: The results of educational investments are unseen when CPSD’s [goals](#) expect white children to outperform black children threefold in 8th grade math scores on the MCAS (75% for white students, 25% for black students, 30% for economically disadvantaged in 2020); and

WHEREAS: The City of Cambridge has immense financial resources, including both Free Cash and excess tax levy, we could choose to spend to finance educational-related efforts, in and out of school to help disadvantaged students succeed; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the CPSD Superintendent to ensure that the CPSD budget is enough to meet the educational needs of all children in Cambridge rather than a formulaic increase over past CPSD budgets.

O-8 Dec 16, 2019

COUNCILLOR SIMMONS

WHEREAS: In light of the [heated public comments voiced by many members of the community](#) during the Dec 10, 2019 School Committee meeting, we are reminded of the critical importance of all our elected officials and members of the City’s administration continuing to engage in anti-bias training; and

WHEREAS: This past May, the City Council [adopted a Policy Order](#) asking the City Manager to draft a formal Anti-bias /Cultural Competency Strategic Plan for eventual adoption and implementation, and it would be wise to conduct anti-bias trainings for our elected officials and members of the City’s administrative team in the first half of 2020; and

WHEREAS: This anti-bias training is all the more critical in light of the fact that there shall be new members joining both the City Council and the School Committee in January, and this represents an excellent opportunity to begin the work anew: now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with the appropriate City staff to coordinate a series of anti-bias training workshops for members of the City administrative team and all elected officials.

O-9 Dec 16, 2019

MAYOR MCGOVERN

WHEREAS: Members of the Harvard community, including students, alumni, parents, and faculty have compellingly and persistently called upon the university to remove the Sackler name from its art museum for the role that the Sackler family and Purdue Pharma played in creating and profiting from the opioid epidemic; and

WHEREAS: Institutions the world over are reexamining their relationship to the Sackler family and several, including [Tufts University](#), are choosing to remove the name from their buildings; and

WHEREAS: From 2014 to 2018, Middlesex County saw the highest number of deaths by opioid-related overdose in the state with a confirmed 2,182 individuals succumbing to the epidemic, 124 of which perished in Cambridge; now therefore be it

RESOLVED: That the City Council admonishes the Harvard University administration to acquiesce to calls from their community to strip the Sackler family name from its art museum; and be it further

RESOLVED: That the City Council joins activists and students in requesting that the Arthur M. Sackler Museum be renamed, and in seeking accountability to the thousands of people lost in the ongoing opioid epidemic.