

CITY COUNCIL
CITY OF NORTHAMPTON
MASSACHUSETTS

Councilors:

- President William H. Dwight, At-Large
- Jesse M. Adams, At-Large
- Maureen T. Carney, Ward 1
- Dennis P. Bidwell Ward 2
- Vice-President Ryan R. O'Donnell, Ward 3
- Gina Louise Sciarra, Ward 4
- David A. Murphy, Ward 5
- Marianne L. LaBarge, Ward 6
- Alisa F. Klein, Ward 7

Meeting Agenda
City Council Chambers
Walter J. Puchalski Municipal Building
212 Main Street, Northampton
Meeting Date: February 4, 2016
Meeting Time: 7:00pm

- 1. Public Comment**
- 2. Roll Call**
- 3. Public Hearings**
- 4. Recognition and One-Minute Announcements by Councilors**
- 5. Communications and Proclamations from the Mayor**

6. Resolutions

A. 16.027 A Resolution Opposing the Provisions of H.3854 - Request 2 Readings

Documents: [16.027_AResolutionopposingtheprovisionsofH.3854.pdf](#)

7. Presentations

8. Consent Agenda

A. Minutes of Previous Meeting (January 21, 2016)

Documents: [CityCouncilMeetingMinutesJan-21_2016.pdf](#)

B. 16.026 Petition from Northampton Residents to accept Bottums Road as a Public Way - Refer to Committee on Public Works and Utilities, Department of Public Works, and the Planning Board

Documents: [16.026_bottums_road_petition.pdf](#)

C. 16.022 Appointments to Committees for Approval by City Council

Marlene Marrocco: new appointment to the Council on Aging - positive recommendation from the Committee on City Services (4 yes, 0 no)

Gaetan Fortin: reappointment to the Disability Commission - positive recommendation from the Committee on City Services (3 yes, 0 no, 1 abstention (Councilor LaBarge)

Cynthia A. Suopis: reappointment to the Board of Health - positive recommendation from the Committee on City Services (4 yes, 0 no)

William Hargraves: new appointment to the Board of Health - positive recommendation from the Committee on City Services (4 yes, 0 no)

Gerald S. Budgar: new appointment to the Northampton Housing Authority Board of Commissioners - positive recommendation from the Committee on City Services (4 Yes, 0 no)

Documents: [16.022_Appointments.pdf](#)

9. Recess for Committee on Finance (See Separate Agenda)

10. Financial Orders

A. 16.004 - A Financial Order to provide funding for extraordinary maintenance at the NPS Grounds maintenance shop - 2nd Reading

Documents: 16.004_Prospect_Street_Gift_Fund-2547_NPS_Ground_Maintenance_Shop.pdf

B. 16.006 - Financial Order to Purchase or otherwise acquire any fee, easement, and/or any other interest in land off Old Ferry Road for \$30,000 - 2nd Reading

Documents: 16.006_JohnBobala--Sheldon_Field.pdf

C. 16.007 - Financial Order Authorizing the Conservation Commission purchase or Acquire an agricultural preservation restriction on 0.85 acres of farmland on Island Road for \$1,000 - 2nd Reading

Documents: 16.007_ClarkORDER toCityCouncil.pdf

D. 16.008 - Financial Order allowing the Mayor to accept grants from the exec. Office of Energy and Environmental Affairs - 2nd Reading

Documents: 16.008_LWCF_Connecticut_River_Greenway.pdf

E. 16.009 Financial Order authorizing the Conservation Commission to purchase or otherwise acquire any fee, easement, and/or any other interest in 3.1 +/- acres of land located on Venturers Field Road - 2nd Reading

Documents: 16.009_VenturersFieldRoad_legislative_petition.pdf

F. 16.011 - \$30,000 be appropriated from CPA funding to the Broad Brook Coalition for the Fitzgerald Lake Bridge, Boardwalk and Dock Project - 2nd Reading

Documents: 16.011_FLCA_Boardwalk.pdf

G. 16.012 - \$30,000 from CPA funding to move, store, and purchase historic ornamentation for the Seth Thomas Clock - 2nd Reading

Documents: 16.012_SethThomasClock.pdf

H. 16.013 - \$200,000 from CPA funding to DPW for additional funding for the Pulaski Park Renovation Project - 2nd Reading

- I. **16.014 - \$3,000 be appropriated from CPA funds for Northampton Conservation Commission and Northampton OPS for the Mineral Hills Habitat Project - 2nd Reading**

Documents: [16.014_Mineral_Hills_Habitat.pdf](#)

- J. **16.015 - \$131,310 be appropriated from CPA funds to Historic Northampton, Inc. for electrical work, roof and window replacement for Damon & Shepard Houses - 2nd Reading**

Documents: [16.015_Historic_Northampton.pdf](#)

- K. **16.016 - \$5,000 from CPA funds to Northampton Youth and Community Rowing for the Conn. River Greenway Gate Project - 2nd Reading**

Documents: [16.016_CTRiverGreenway.pdf](#)

- L. **16.017 - \$55,000 from CPA funds to Northampton Conservation Commission & Northampton OPS for the Rocky Hill Open Space Acquisition Project - 2nd Reading**

Documents: [16.017_ZewskiAcquisition.pdf](#)

11. Orders

- A. **15.382 Order regarding Sick Time - Accept MGL Chapter 149, Section 148 C - item carried over from 2014-2015 council**

Excerpt from City Council Meeting Minutes of Dec. 17, 2015

Councilor Murphy pointed out that this order has been around for a while; neither the Finance Committee nor the Comm. on Rules, Orders, Appointments and Ordinances has acted upon the order since it was introduced.

Mayor Narkewicz pointed out that the City does provide paid sick time benefits for employees who work 10 hours or more. Most employees have a sick time benefit that is more generous than what would be required by state law. Most benefits are embedded in collective bargaining agreements. Mayor Narkewicz would like the opportunity to complete collective bargaining before the city council weighs in on this order.

Councilor O'Donnell requested that this order be carried over to the new council session; Councilor Spector seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

B. 16.024 Warrant for Upcoming Election on March 1, 2016 - 1st Reading

Documents: 16.024_Warrant_March-1-2016-election.pdf

C. 16.010 - Order Remove requirement that hunting be allowed on the Abuza section of Broad Brook/Fitzgerald Lake Greenway - 2nd Reading

Documents: 16.010_HuntingRestrictionBroadBrookGreenway.pdf

12. Ordinances

A. 16.025 An Ordinance Regarding Parking on Center Street - Refer to Comm. on Legislative Matters and the Transportation and Parking Commission

Documents: 16.025_Ordinance_Regarding_Parking_Center_Street.pdf

B. 15.377 Zoning for Significant Trees - Item Carried over from 2014-2014 Council

Excerpt from the minutes of the City Council Meeting of Dec. 17, 2015

This ordinance has been in development for a while; Councilors O'Donnell and Adams were looking at ways to protect the city's trees canopy.

Councilor Adams pointed out that there is support for this ordinance from the public shade tree commission; this commission is also looking to review all existing ordinances affecting public shade trees and will be putting forward additional ordinances aimed at protecting the public shade trees in Northampton.

In response to a question posed by Councilor Klein, Councilor Adams noted that currently a developer could take down trees without replacing them. This approach could have a long term negative impact on the city's tree canopy.

A question was raised about public hearings regarding this ordinance; both the Planning Board and the Comm. On Rules, Orders, Appointments and Ordinances held public hearings concerning this ordinance.

Councilor LaBarge noted that she has received complaints from two residents who have concerns about the ordinance. Speaking about the residents, Councilor LaBarge stated that the ordinance gives "big brothers" more control about what happens on private property.

Councilor Klein stated that some of the requirements of the ordinance are already in place. She feels that the ordinance is lacking coordination regarding communication between the Planning Board, DPW, and Public Shade Tree Commission.

Councilor Spector moved to carry over the Ordinance to the next council session; Councilor LaBarge seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Documents: 15.377_As_Approved_By_ROAO.pdf, 15.377-comm_roao_report_201512111006.pdf

C. 16.005 - Ordinance Relative to specifications on sign lighting in residential and commercial districts and creating specifications for dynamic display boards.

This item was already referred to Planning and to the Comm. on Legislative Matters. City Council to consider referring to Committee on Community Resources.

Documents: 16.005_LED_SIGN_ORDINANCE.pdf

D. 16.028 An Ordinance to Delete Chapter 290 from City Code Book - Refer to Committee on Legislative Matters and the Committee on Community Resources

Documents: 16.028_DeleteChapter290.pdf

13. Updates from Council President & Committee Chairs

14. Information Requests (Charter Provision 2-7) and Committee Study Requests

15. New Business

Contact: P. Powers
Administrative Assistant to the City Council
(413) 587-1210
ppowers@northamptonma.gov



In the Year Two Thousand and Fifteen

Upon the Recommendation of Councilor Alisa Klein and William H. Dwight

R-16.027
A RESOLUTION

Opposing the Provisions of H.3854

Be it resolved by the City Council of the City of Northampton, in City Council

WHEREAS, Global warming, caused primarily by the burning of fossil fuels, is a serious threat to current and future generations in Northampton and around the world; and

WHEREAS, The recent Paris climate accord calls for countries around the world to curtail burning fossil fuels in an effort to control climate disruption; and

WHEREAS, The Commonwealth of Massachusetts has set ambitious goals for carbon emission reduction in the Global Warming Solutions Act; and

WHEREAS, Northampton is a proven leader in sustainability having demonstrated this leadership in various ways, such as the Sustainable Northampton master plan, membership in Cities for Climate Protection and designation as a Massachusetts Green Community; promotion of a successful Solarize Northampton program, expansion of bicycle/pedestrian infrastructure, construction of LEED certified municipal buildings and endeavoring to construct a large solar array on a municipal capped landfill, and

WHEREAS, the City of Northampton is among 175 other municipalities affected by the current net metering cap; and

WHEREAS, the City of Northampton has several ambitious plans in development to install solar arrays to reduce its carbon emissions, to help reduce its electricity costs, and to help increase resilience in the face of severe weather events that disrupt the power grid; and

WHEREAS, these plans for solar arrays on our capped landfill, and to strengthen our emergency power systems with solar arrays and battery storage at our Fire Rescue

Headquarters, Regional Red Cross shelter, our local hospital and our Department of Public Works, are all stalled by the current net metering cap; and

WHEREAS, The Massachusetts Municipal Association adopted on January 23rd, 2016 a Resolution Supporting a Strong and Enduring Local-State-Federal Partnership to Protect the Environment, wherein they call for the Legislature and Governor Baker to develop a balanced, long-term energy plan with a range of energy sources to ensure a diversified and sustainable energy supply for residents, businesses and communities; and they further call to lift the net metering cap on solar projects to allow all current and future municipal projects to go forward and further preserve a net metering credit at the full retail rate for municipal projects, with no surcharges or offsetting cost charged by utilities which could affect savings; and

WHEREAS, Bill H.3854, currently in conference committee at the State House, would not raise the net metering cap sufficiently to allow Northampton's solar plans to proceed; and

WHEREAS, Bill H.3854, currently in conference committee at the State House, would decrease the net metering compensation to the wholesale rate and would allow the utilities to impose a mandatory minimum monthly charge, each of which would drastically reduce the fiscal benefit to the City of Northampton of these planned solar projects; and

WHEREAS, A recent decision in Nevada that reduced the solar net metering compensation rate has already resulted in loss of hundreds of solar industry jobs and public declarations on the part of the solar industry that it will abandon doing business in that state; and

WHEREAS, The state of California this month withstood pressure from utility companies to lower net metering credits for solar owners and voted to retain net metering compensation at full retail rate;

THEREFORE, BE IT RESOLVED, That the City Council of the City of Northampton is vigorously opposed to the provisions of H.3854 that would reduce the net metering compensation rate to wholesale rate for sizeable solar arrays, that would arbitrarily allow mandatory minimum monthly charges on solar customers, and that would raise the net metering cap by only 2% which is insufficient to allow Northampton's solar plans to come to fruition; and, be it

FURTHER RESOLVED, That the City Council of the City of Northampton endorses recent communications from our Mayor and from our Northampton Energy and Sustainability Commission, to state leadership making the case for eliminating or substantially raising the net metering cap and supports the Massachusetts Municipal Association's recent Resolution calling for the same; and, be it

FURTHER RESOLVED, That the City Council of the City of Northampton endorses the Attorney General's study showing that energy efficiency and growth of renewable energy can make it unnecessary to expand our fossil fuel reliance through natural gas pipelines; and, be it

FURTHER RESOLVED, That the City Council of the City of Northampton requests the conference committee to consider the consequences on Massachusetts' municipalities as it considers what action to take on solar net metering; and, be it

FURTHER RESOLVED, That the City Council of the City of Northampton requests the conference committee to eliminate the cap on net metering, or raise it by at least 6%, to allow projects in the planning stages to come to fruition; and, be it

FURTHER RESOLVED, That, the City Council of the City of Northampton requests the conference committee to forego any other changes to the current solar programs until the state legislature considers long-term solar goals, and fully and publicly studies both the costs and benefits of solar energy before determining any changes to the net metering compensation rate or the imposition of mandatory minimum charges; and, be it

FURTHER RESOLVED, That copies of this resolution be sent to Senate President Rosenberg, House Speaker DeLeo, Representative Kocot, Governor Baker, and members of the conference committee: Senators Downing, Pacheco, and Tarr; Representatives Golden, Dempsey, and Jones.



CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
WALLACE J. PUCHALSKI MUNICIPAL BUILDING
212 MAIN STREET, NORTHAMPTON
Northampton, MA
January 21, 2016

Roll Call

A regular meeting of the City Council was called to order by City Council President William H. Dwight. At 7:10 pm on a roll call eight (8) councilors were present:

At-Large Councilor William H. Dwight Ward 1 Councilor Maureen T. Carney
Ward 2 Councilor Dennis P. Bidwell Ward 3 Councilor Ryan R. O'Donnell
Ward 4 Councilor Gina-Louise Sciarra Ward 5 Councilor David A. Murphy
Ward 6 Councilor Marianne L. LaBarge Ward 7 Councilor Alisa F. Klein

At-Large Councilor Jesse M. Adams was absent.

Motion to suspend council rules.

Motions made regarding council business:

Councilor O'Donnell moved to suspend council rules to allow the council to modify the order of business. This was to allow for second reading of council rules prior to beginning all other council business. The motion to suspend was seconded by Councilor Sciarra and was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Motion to suspend council rules

At 10:45 pm Councilor Carney moved to suspend council rules to extend the meeting past 11:00 pm; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Public Hearing

Public Hearing:

Public Hearing Regarding a Petition to Install one SO Pole at 54 South Main Street, Florence

15.521 Pole Petition from National Grid for 54 South Main Street, Florence

Lisa Jasinski from National Grid was on hand to address the petition. The pole will be erected on the public way with a wire running across the street to keep the pole steady. The wire will proceed to a third pole for additional stabilization. Ms. Jasinski visited the site with DPW personnel who had a concern with the petition drawing that was originally submitted. The sketch has since been revised and approved by DPW.

Councilor O'Donnell asked a question about maintenance of utility poles and specifically about double poles that are seen throughout the city; Ms. Jasinski explained how jurisdiction is determined and that there has been some effort to take down double poles once they have served their purpose.

Ann Techner of 54 So. Main Street, Florence addressed the council with questions as this pole is proposed to be placed at her address. Ms. Techner asked if there is a way to reinforce the pole other than what was proposed. Ms. Jasinski indicated that because of the curve in the road as depicted on the sketch, there is a lot of pull on the wire. To make sure that the constructed pole remains erect, the best approach is to run a wire to a pole across the street and then run a guide wire to a third pole. Aesthetically, this approach is best.

Mayor Narkewicz indicated that Gov. Baker has submitted a bill that would provide reinforcement language to a law already on the books to take down double poles within 90 days. Councilor O'Donnell said that there are certain towns that have local laws pertaining to removal of double poles within a timely manner.

Motion to close the Public Hearing
Motion Carried

Councilor Murphy moved to close the public hearing; Councilor Klein seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion to approve Petition to Erect a Pole

Councilor Murphy moved to approve the petition to erect a pole at 54 South Main Street in Florence; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Recognitions and One-Minute Announcements by Councilors

City Council Committee Selections Announced

Recognitions and One-Minute Announcements by Councilors

Committee Selections

Councilor Dwight announced the new City Council committee members for 2016-2017. They are as follows:

Committee on Finance

Murphy
LaBarge
Carney
Adams

Committee on Community Resources

Carney
Bidwell
Klein
Sciarra

Committee on City Services

LaBarge
Carney
Bidwell
O'Donnell

Committee on Legislative Matters

Murphy
Adams
O'Donnell
Sciarra

Committee on Public Works

Bidwell
Adams
Dwight
Murphy

Selection of City Council Members To Mayor's Committees Announced

Regarding appointments to the Mayor's committees:

Transportation and Parking Commission

O'Donnell
Sciarra

Energy and Sustainability Commission

Klein
Dwight

Disability Commission

LaBarge

Human Rights Commission

Klein

Youth Commission

Dwight

City Councilor Announcements

Announcements:

Councilor Klein thanked Mayor Narkewicz for hanging the "Black Lives Matter" banner on city hall and for participating in the ceremony in which the banner was unveiled.

Councilor Bidwell announced that on January 25th @ 5pm at the Northampton Brewery there will be an informal gathering to thank former councilor Paul Spector for his 12 years of service.

There will be a fund raiser at the Northampton Senior Center on Wednesday, January 27, 2016 from 12:00 – 1:30 pm. Proceeds will benefit the Northampton Senior Services Transportation Program. Tickets are \$10 in advance; no tickets will be sold at the door. This announcement was made by Councilor LaBarge.

Councilor Klein announced that the Arabic Community Club, MoveOn.org, AFSC and Islamic Society of Western Massachusetts are holding an "All Are Welcome Here Dinner" on Sun., Jan. 21, 2016 from 3:00-5:00pm with a snow date of Sun. Feb. 7th. Child care and Interpretation in Arabic, Chinese, French, Somalian and Spanish are offered. Space is

limited; RSVP is required. The dinner is free.

Communications and Proclamations From the Mayor

Communications and Proclamations From the Mayor

Update on Water & Sewer Rate Study

Update on Water & Sewer Rate Study

Mayor Narkewicz gave the City Council an update on the status of the Water and Sewer Rate Study. An overview presentation was given by Woodcock and Associates, Inc. and Rafteilis Financial Consultants, Inc. In February Mayor Narkewicz plans to present a comprehensive rate program for the city that will likely include some of the recommendations made by the consultants. The City Council will have an opportunity to review the recommendation and vote on the plan presented by the Mayor.

Mr. Dave Fox of Rafteilis Financial Consultants, Inc. spoke first. Rafetelis Financial Consultants, Inc has the largest consulting practice in the nation that focuses on financial /rate consulting for water and wastewater utilities. Woodcock and Associates, Inc. has a long history of consulting services to New England Utilities than any other firm. RFC _ W-A have worked together for nearly 10 years.

The mission of the firms was to assess the appropriateness of the city's current rate structure in comparison to Northampton's rate structure objectives. They were also tasked with developing a forecast of water and sewer rates to fund all current and future operating and capital projects. Critical elements of the plan had to: promote conservation; provide assistants to economically disadvantaged customers; improve equity among customer types; and enhance revenue stability.

While developing a plan, RFC/W-A worked closely with city officials to understand the current approach. The firms also took into consideration the city's capital needs for both water and sewer over the next decade.

Regarding the current water rate structure, the consultants noted that all customers are charged the same volumetric rate regardless of type, size or the amount of water used. There is a very small fixed charge assessed, however, the fees collected for this recovers very little of the City's fixed cost of operations. Regarding sewer rate structure, all customers are charged for sewer services based on 100% of metered water consumption, except for a small number of large industrial customers.

The consultants, along with city officials, are considering several options for water and sewer rates in the future. There are several approaches to setting rates to cover the fixed costs associated with a water distribution system, water usage, and other services provided to customers. These include the following: having seasonal rates, establishing a tiered water rate structure, determining fixed charges to cover the city's fixed costs, establishing a second meter policy, having additional charges for private fire protection charges. The team also analyzed sewer rate setting methodologies.

The study recommendations suggest that the city provide economic assistance to customers who qualify. They also suggest creating a two-tiered water rate structure for small meters to promote conservation. Implementation of a larger fixed charge will ensure that the fixed costs associated with the water sewer system will be covered during times of low demand. The study also recommends creating a new private fire protection charge. Currently this service is "free" to customers and under the current rate structure, the cost of providing this service is borne by all water/sewer customers. Finally, the study recommends that sewer rates be billed at 80 % of metered water consumption.

Fiscal Year 2016 Quarterly Financial Update

Fiscal Year 2016 Quarterly Financial Update

Finance Director Susan Wright presented the quarterly report regarding the city's financial status. Two packets of information were distributed; the first was a summary of the General Fund; the second was a summary of the Enterprise Funds (water, sewer, solid waste, and stormwater).

The General Fund packet shows revenue from taxes, charges for services, licenses and permits, federal revenue, state revenue, fines, and other miscellaneous sources. The revised revenue shows the goal is \$84,169,326; the remaining revenue yet to collect for the remainder of the fiscal year is \$46,967,854.

Regarding spending patterns for some departments, Director Wright explained that while the percentages of spending seem high, they don't necessarily reflect a concern. Certain departments spend from their OM account before they begin spending on a grant, for example. Also, certain departments have recurring annual expenses that are assumed at the beginning of the fiscal year and then won't happen again until the next fiscal year. Finally, the Parks and Rec. Dept. and the Senior Services accounts have certain expenses that are

paid for out of revolving fund accounts; the journal entries for these transactions are done periodically throughout the year.

School budgets are not included in the summary reports.

The Enterprise funds are set up the same way as the General Fund. The first section shows revenue and the last section shows spending of those funds. All funds are on track.

Regarding liens, Director Wright explained that the liens protect the city from non-payment. If bills continue to go unpaid, a lien is put on the property; if the property is sold, the lien will ensure the city is paid any back fees owed. Mayor Narkewicz indicated the as a general rule, the city does not turn off water/sewer due to non-payment.

Announcement of Press Release

Announcement of Press Release – HUD/VASH Info Session for Northampton Landlords

Mayor Narkewicz indicated that he has just submitted a press release announcing that he, along with the Central Hampshire Veteran Services will host a HUD/VASH Info Session for Northampton Landlords that talk about the program's efforts to end veteran homelessness in the area. Representatives from the Mayor's Office, Housing Authority and CHVS will be on hand to inform, educate, address concerns and answer questions about the program. The event will take place on Tuesday, Jan. 26, 2016 at 9 am at the Northampton Senior Center.

Resolutions

Resolutions: None

Presentations

Presentations

Consent Agenda

Consent Agenda

Motion to Approve Consent Agenda

Councilor O'Donnell moved to approve the consent agenda; Councilor Murphy seconded the motion; the motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

The following items were approved as part of the consent agenda.

Minutes of Previous Meetings

City Council Minutes from the Meeting of December 17, 2015
City Council Minutes from the Organizational Meeting of January 5, 2016

16.022 Appointments to Committees - Refer to Committee on City Services

Council on Aging

Marlene Marrocco, 46 Avis Circle, Florence – term January 2016 – June 2018 (new appointment to fill vacancy).

Disability Commission

Gaetan Fortin, 698 Westhampton Road, Florence – term November 2015 – June 2018 (reappointment)

Board of Health

Cynthia A. Suopis, 120 Coles Meadow Road, Northampton – term December 2015 – June 2018 (reappointment)

William Hargraves, 26 Crescent Street

Northampton Housing Authority Board of Commissioners

Gerald S. Budgar, 127 Bridge Street, Northampton – term March 2016 – March 2021 (Mayor's appointee to fill vacancy left by Joseph DeFazio).

Recess for Committee on Finance Meeting

At 9:30 pm the City Council recessed for a Finance Committee Meeting. The Council reconvened at 10:45 pm.

Financial Orders

Financial Orders

16.004 A
Financial Order
To provide
funding for
extraordinary
maintenance at
the NPS
Grounds
Maintenance
Shop - 1st
Reading

16.004 A Financial Order To provide funding for extraordinary maintenance at the NPS Grounds Maintenance Shop - 1st Reading

Motion to
approve in 1st
Reading

Councilor Murphy moved to approve the financial order in 1st reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

See minutes of February 4, 2016 for second reading.

16.006 -
Financial Order
to Purchase or
otherwise
acquire any fee,
easement,
and/or any other
interest in land
off Old Ferry
Road for \$30,000
- 1st Reading

16.006 - Financial Order to Purchase or otherwise acquire any fee, easement, and/or any other interest in land off Old Ferry Road for \$30,000 - 1st Reading

Motion to
approve in 1st
Reading

Councilor LaBarge moved to approve the financial order in 1st reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

See minutes of February 4, 2016 for second reading.

16.007 -
Financial Order
Authorizing the
Conservation
Commission
purchase or
Acquire an
agricultural
preservation
restriction on
0.85 acres of
farmland on
Island Road for
\$1,000 - 1st
Reading

16.007 - Financial Order Authorizing the Conservation Commission purchase or Acquire an agricultural preservation restriction on 0.85 acres of farmland on Island Road for \$1,000 - 1st Reading

Motion to
approve in 1st
Reading

Councilor LaBarge moved to approve the financial order in 1st reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

See minutes of February 4, 2016 for second reading.

16.008 Financial
Order allowing
the Mayor to
Accept Grants
from the Exec.
Office of Energy
and
Environmental
Affairs - 1st
Reading

16.008 Financial Order allowing the Mayor to Accept Grants from the Exec. Office of Energy and Environmental Affairs - 1st Reading

Motion to
approve in 1st
Reading

Councilor LaBarge moved to approve the financial order in 1st reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried See minutes of February 4, 2016 for second reading.

16.009 Financial Order authorizing the Conservation Commission to purchase or otherwise acquire any fee, easement, and/or any other interest in 3.1 +/- acres of land located on Venturers Field Road - 1st Reading

16.009 Financial Order authorizing the Conservation Commission to purchase or otherwise acquire any fee, easement, and/or any other interest in 3.1 +/- acres of land located on Venturers Field Road - 1st Reading

Motion to approve in 1st Reading

Councilor LaBarge moved to approve the financial order in 1st reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried See minutes of February 4, 2016 for second reading.

Motion to approve 16.011, 16.012, 16.013, 16.015, 16.017 in 1st Reading as a group

Councilor Carney moved to approve the following orders as a group; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

16.011 - \$30,000 be appropriated from CPA funding to the Broad Brook Coalition for the Fitzgerald Lake Bridge, Boardwalk and Dock Project. – 1st Reading

16.012 - \$30,000 from CPA funding to move store and purchase historic ornamentation for the Seth Thomas Clock – 1st Reading

16.013 - \$200,000 from CPA funding to DPW for additional funding for the Pulaski Park Renovation Project – 1st Reading

16.015 - \$131,310 be appropriated from CPA funds to Historic Northampton, Inc. for electrical work, roof and window replacement for Damon & Shepherd Houses – 1st Reading

16.017 - \$55,000 from CPA funds to Northampton Conservation Commission & Northampton OPS for the Rocky Hill Open Space Acquisition Project – 1st Reading

Motion Carried See minutes of February 4, 2016 for second reading.

16.014 - \$3,000 be appropriated from CPA funds for Northampton Conservation Commission and Northampton OPS for the Mineral Hills Habitat Project – 1st Reading

16.014 - \$3,000 be appropriated from CPA funds for Northampton Conservation Commission and Northampton OPS for the Mineral Hills Habitat Project – 1st Reading

Councilor Klein will not support this order as she does not agree that CPA funds should be used for herbicide/pesticide use on city owned land.

Motion to approve in 1st Reading

Councilor Carney moved to approve the financial order in 1st reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 7 Yes, 1 No (Councilor Klein), 1 Absent (Councilor Adams).

Motion Carried See minutes of February 4, 2016 for second reading.

16.016 - \$5,000 from CPA funds to Northampton Youth and

16.016 - \$5,000 from CPA funds to Northampton Youth and Community Rowing for the Conn. River Greenway Gate Project. – 1st Reading

Community Rowing for the Conn. River Greenway Gate Project - 1st Reading

Councilor Bidwell disclosed that he has a relationship with the Northampton Rowing Club; he was the founding member of the organization. He is still an advisor member as listed on the organization's website. He stated that he can remain impartial in voting on this matter; he will not receive a financial benefit as a result of his vote, nor will any member of his immediate family.

Motion to approve in 1st Reading

Councilor O'Donnell moved to approve the financial order in 1st reading; Councilor Sciarra seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

See minutes of February 4, 2016 for second reading.

16.020 Financial Order for Leeds School Roof Repair - Request two Readings

16.020 Financial Order for Leeds School Roof Repair - Request two Readings

Motion to approve in 1st reading

Councilor Carney moved to approve the financial order in 1st reading; Councilor Murphy seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Motion to suspend Council Rules

Councilor Carney moved to suspend council rules to allow for a second reading; Councilor Klein seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Motion to approve in 2nd Reading

Councilor Murphy moved to approve the financial order in 2nd reading; Councilor Carney seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

The following financial order passed two readings:

Upon recommendation of the Mayor

Ordered, that

The following resolution be adopted by City Council:

Resolved: Having convened in an open meeting on January 21, 2016, prior to the closing date, the Northampton City Council of the City of Northampton, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 12, 2016 for the Leeds Elementary School located at 20 Florence Street, Florence, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future.

Priority Category 5- Replacement, Renovation or Modernization of School Facility Systems-

The current EPDM and ballasted roofing systems have been in place since the school was renovated and expanded in 1991. At this point there is an immediate need to replace approximately 12,000 sf of rubber membrane and ballasted roofing with new EPDM roofing and flashing. Also, there is approximately 5,000 sf of standing metal seam roofing that is deteriorated and which needs to be rebuilt.

The current roof system exhibits deterioration of the rubber membrane and ballasted roofs, metal roof trim and roof flashing. Rubber seams are split and lifting in places, and temporary repairs have been made over time. There are some places where the membrane fabric is beginning to show through. Also, there is deterioration of the seams of the gymnasium standing seam metal roof system, and there are water seepage issues related to the metal roof and masonry walls of the gymnasium.

An independent roofing contractor examined the roof and conducted a full analysis in the early Fall of 2013. The roofing contractor took core samples to examine insulation levels and looked to see if insulation has been compromised by any leaks. The contractor's report provided short and long-term recommendations for addressing the roof system. It's important to note that while the rubber roof system needs to be replaced, its deterioration hasn't reached the point where the rigid insulation has been compromised to the point where the

material will need to be replaced.

And hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Northampton to filing an application with the Massachusetts School Building Authority.

Enrolled Rules suspended, passed two readings and enrolled.

16.021 Financial Order for Bridge Street School Roof Repair - Request 2 Readings

16.021 Financial Order for Bridge Street School Roof Repair - Request 2 Readings

Motion to approve in 1st reading

Councilor Carney moved to approve the financial order in 1st reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Motion to suspend Council Rules

Councilor LaBarge moved to suspend council rules to allow for a second reading; Councilor Klein seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Motion to approve in 2nd Reading

Councilor Murphy moved to approve the financial order in 2nd reading; Councilor Carney seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

The following financial order passed two readings:

Upon recommendation of the Mayor

Ordered, that

The following resolution be adopted by the City Council:

Resolved: Having convened in an open meeting on January 21, 2016, prior to the closing date, the Northampton City Council of the City of Northampton, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 12, 2016 for the Bridge Street Elementary School located at 2 Parsons Street, Northampton, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future.

Priority Category 5- Replacement, Renovation or Modernization of School Facility Systems-

The current EPDM roofing system has been in place since the school was renovated and expanded in 1991. At this point there is an immediate need to replace approximately 10,000 sf of rubber membrane with new EPDM roofing and flashing. Also, there is approximately 250 lf of brick parapet that is deteriorated and which needs to be rebuilt.

The current roof system exhibits deterioration of the rubber membrane, metal roof trim and roof flashing. Rubber seams are split and lifting in places, and temporary repairs have been made over time. There are some places where the membrane fabric is beginning to show through.

An independent roofing contractor examined the roof and conducted a full analysis in the early Fall of 2013. The roofing contractor took core samples to examine insulation levels and looked to see if insulation has been compromised by any leaks. The contractor's report provided short and long-term recommendations for addressing the roof system. It's important to note that while the rubber roof system needs to be replaced, its deterioration hasn't reached the point where the rigid insulation has been compromised to the point where the material will need to be replaced.

And hereby further specifically acknowledges that by submitting this Statement of Interest

Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Northampton to filing an application with the Massachusetts School Building Authority.

Enrolled **Rules suspended, passed two readings and enrolled.**

Orders

Orders

16.001 Order to Revise City Council Rules

16.001 Order to Revise City Council Rules

Motion to approve in 2nd Reading

Councilor O'Donnell moved to approve the rules in second reading; Councilor Sciarra seconded the motion.

Motion to amend by adding or revising wording

Councilor O'Donnell moved to amend the rules and provided a written summary of the changes as follows:

1. Correct Table of Contents
2. Correct the process of hiring the Administrative Assistant to the City Council;
3. Add Public Comment to the city council order of business
4. Change the matters requiring one vote to include adopting the city council rules.

Motion carried

Councilor Sciarra seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion to amend by deleting wording

Councilor Sciarra moved to change the rules by removing the wording pertaining to CDBG funding awards under the Committee on City Services. This would allow councilors on other committees to take part in the CDBG funding process. She also proposed that the duties of the council president be amended by adding, " To recommend and consent to the appointment of councilors to serve on a body convened by the Mayor".

Councilor Klein suggested that the additional language under the council president duties is not necessary.

Councilor Murphy pointed out that the council would then be requiring the council to accept the Mayor's appointment.

Councilor LaBarge was concerned that the City Services committee would not continue to be part of the CDBG funding process and that if the City Services committee was no longer going to be involved, she would not be participating on that committee.

Motion to introduce a friendly amendment

Councilor Carney seconded the motion to change the wording. Councilor Sciarra agreed to strike the wording under City Services and not add language the duties of the council president.

Motion to carried

The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion to approve rules as amended carried

The rules were approved as amended on a roll call vote of 8 Yes, 0 No, 1 Absent.

The following order passed second reading:

RULES OF THE 2016-2017 CITY COUNCIL
OF THE CITY OF NORTHAMPTON

1. These Rules
 - 1.1. Adoption
 - 1.2. Repeal or Amendment
 - 1.3. Precedence
 - 1.4. Suspension
2. Organization
 - 2.1. Presiding Officer
 - 2.1.1. Duties
 - 2.1.2. Participation
 - 2.1.3. Order of Succession

- 2.2. Election of Council President and Vice-President
- 2.3. Council President - Duties and Powers
- 2.4. Council Vice-President - Duties and Powers
- 2.5. Administrative Assistant to the City Council
 - 2.5.1. Duties
- 2.6. Council Committees
 - 2.6.1. Establishment of Standing Committees
 - 2.6.1.1. Committee on Finance
 - 2.6.1.2. Committee on Community Resources
 - 2.6.1.3. Committee on City Services
 - 2.6.1.4. Committee on Legislative Matters
 - 2.6.1.5. Committee on Public Works and Utilities
 - 2.6.2. Powers and Duties of Council Committees
 - 2.6.3. Select Committees
 - 2.6.4. Non-Member Attendance at Council Committees
3. Duties and Powers of the City Council
 - 3.1. Selection of an Outside Auditor
 - 3.2. State Legislative Agenda
4. Order
 - 4.1. Quorum
 - 4.2. Calling Meetings to Order
 - 4.3. Recognition of Mayor and Department Representatives
 - 4.4. Consent Agenda
 - 4.5. Order of Business
 - 4.6. Minutes of Previous Meeting
 - 4.7. Conduct
 - 4.8. Public Comment
 - 4.9. New Business
 - 4.10. Recess
 - 4.11. Priority of Motions
 - 4.12. Order and Manner of Speaking
 - 4.13. Order During Debate
 - 4.14. Voting
 - 4.14.1. Deciding Votes
 - 4.14.2. Votes Required to Pass Measures
 - 4.14.3. Roll Call Votes
 - 4.14.3.1. Request
 - 4.14.3.2. Method of Recording
 - 4.14.4. Reconsideration
 - 4.15. Ending Time of Meetings
 - 4.16. Remote Meeting Participation
 - 4.17. Minutes of Executive Session Meetings
5. Legislative Process
 - 5.1. Proposed Matters
 - 5.1.1. Timely Filing
 - 5.1.2. Presentation to Council, Mayor
 - 5.1.3. Adding Matters to Council Agenda
 - 5.1.4. Presentation and Enacting Style of Matters
 - 5.1.5. Supporting Documents
 - 5.2. Referral of Matters to Committee
 - 5.3. Solicitor Review of Ordinances
 - 5.4. Withdrawal of Matters
 - 5.5. Matters Requiring Two Votes
 - 5.6. Matters Requiring One Vote
 - 5.7. Enrollment Committee
 - 5.8. Automatic Carryover
6. Appendices
 - 6.1. Special Permit Granting Authority

6.2. Examples of Presentation and Enacting Styling of Matters

1. These Rules

- 1.1. **ADOPTION.** When adopted by the City Council, these Rules shall take effect at the time of the first Council meeting following January 1, 2016.
- 1.2. **REPEAL OR AMENDMENT.** City Council Rules may only be repealed or amended with a two-thirds majority vote of quorum present. The latest version of these Rules shall be published online.
- 1.3. **PRECEDENCE.** The City Council Meetings shall conform to parliamentary practices as set forth in the Rules of the City Council. The procedures defined in the most current version of Robert's Rules of Order will resolve questions not addressed by the Council Rules.
- 1.4. **SUSPENSION.** Suspension of these rules or any part thereof shall require a two-thirds majority of the quorum present. Nothing herein shall be construed to authorize suspension of any provision of the Charter of the City of Northampton, or any ordinance of the City of Northampton.

2. Organization

2.1. PRESIDING OFFICER

- 2.1.1. **DUTIES.** When present, the Council President shall be the presiding officer of the City Council at every meeting. The duties as presiding officer shall be only those set forth herein:
 - 2.1.1.1. To open the meeting at the appointed time by taking the chair, calling the meeting to order, and ascertaining that a quorum is present.
 - 2.1.1.2. To announce in proper sequence the business that comes before the City Council.
 - 2.1.1.3. To recognize members who are entitled to the floor.
 - 2.1.1.4. To state and to put to vote all questions that legitimately come before the City Council as motions or that otherwise arise in the course of proceedings (except questions that relate to the presiding officer as noted below), and to announce the result of each vote or, if a motion that is not in order is made, to rule it out of order; or, to refuse to recognize obviously frivolous or dilatory motions as defined by Robert's Rules;
 - 2.1.1.5. To expedite business in every way compatible with the rights of all members of the body.
 - 2.1.1.6. To respond to inquiries of City Councilors relating to parliamentary procedure or factual information bearing on the business of the City Council.
 - 2.1.1.7. To declare the meeting adjourned when the City Council so votes or, when applicable, at the time prescribed in the order of business, or at any time in the event an emergency.
 - 2.1.1.8. To determine whether an amendment is germane to the motion under consideration.
- 2.1.2. **PARTICIPATION.** The Presiding Officer may make statements, ask questions and give opinions during debate without relinquishing the chair.
- 2.1.3. **ORDER OF SUCCESSION.** In the absence of the Council President,

the first of the following list of persons who is not absent shall preside and shall retain voting privileges:

First, the Council Vice-President
Second, the Chair of the Committee on Finance
Third, the Chair of the Committee on Legislative Matters

If none of the above are present or able to preside, the City Council shall elect by majority vote a President pro-tempore who shall preside for that meeting and shall retain voting privileges. Should the City Council fail to elect a President pro-tempore the meeting shall be adjourned.

2.2. ELECTION OF COUNCIL PRESIDENT AND VICE-PRESIDENT.

2.2.1. The City Council President and Vice-President shall be elected:

- 2.2.1.1. At the first City Council meeting of a two-year session; and
- 2.2.1.2. In the event of a vacancy for either office.

2.2.2. At any meeting when a City Council President is to be elected, the previous Council President will preside. If the previous Council President is absent or no longer a member of the Council, the longest serving member of the Council will preside. If two members of the Council are equal in seniority, a coin toss will determine which Councilor presides over the election of the Council President. If more than two members of the Council are equal in seniority they will draw lots to determine which Councilor will preside over the election of the Council President.

2.2.3. After nominations are made by members of the Council, candidates may present to the council.

2.3. COUNCIL PRESIDENT POWERS AND DUTIES. The powers and duties of the Council President shall include all duties pursuant to the Charter and also:

- 2.3.1. To assign councilors to serve on any committee established by the City Council.
- 2.3.2. To remove members of a committee from a committee, or reassign them, at any time.
- 2.3.3. To appoint members to select committees, as provided below.
- 2.3.4. To determine seating arrangements for the members of the City Council.
- 2.3.5. To appoint the membership of Enrollment Committee and modify the membership meeting to meeting for any reason.
- 2.3.6. To set an agenda for the City Council.
- 2.3.7. To hire the Administrative Assistant to the City Council and to supervise the individual in that position generally.
- 2.3.8. To issue a Committee Study Request to any committee. Such a request shall require a committee to report to the full Council on a particular policy or issue area within 120 days optionally accompanied by legislation. However a committee may by majority vote decline to consider or respond to such a request.

2.4. COUNCIL VICE-PRESIDENT - POWERS AND DUTIES. The powers and duties of the City Council Vice-President will include all duties pursuant to the Charter.

2.5. ADMINISTRATIVE ASSISTANT TO THE CITY COUNCIL

2.5.1. DUTIES. The Administrative Assistant shall report to the City Council President, who may assign duties in addition to the following:

- 2.5.1.1. To maintain a record of all matters and their status as they proceed through various legislative stages and committees, as well as all amendments and related documents.
- 2.5.1.2. To provide staff support and recordkeeping to all standing Council committees and select committees and to assist committees with all aspects of reporting.
- 2.5.1.3. To act as custodian of all books, documents and papers belonging to the City Council and to keep an accurate list thereof.
- 2.5.1.4. To notify the chair of any Council committee, board, executive commission, or other body when a matter is referred to it and to provide the body with all documents relative to the matter.
- 2.5.1.5. To ensure that all documents addressed to the Council shall be provided to each Councilor, and become part of the record of Council meeting at which the documents are distributed.
- 2.5.1.6. To secure two video records of meetings of the City Council that were so recorded.
- 2.5.1.7. To notify the appointees to all Council committees in writing upon their appointment.
- 2.5.1.8. To assist in preparing requests for proposals for an independent auditor in accordance with Sec 7-6 of the Charter.
- 2.5.1.9. To advise the Council President on matters of parliamentary procedure.

2.6. COUNCIL COMMITTEES

2.6.1. ESTABLISHMENT OF STANDING COMMITTEES. The following committees are established as described below.

2.6.1.1. COMMITTEE on FINANCE

- 2.6.1.1.1. The Committee shall review all orders authorizing a loan, supplemental appropriation, or financial transfer submitted by the Mayor in accordance with such authority by either the Massachusetts General Laws, the Charter of the City of Northampton, or the Code of Ordinances of the City of Northampton and make recommendations on the matter to the City Council.
- 2.6.1.1.2. In addition to the outside audit provided by Section 7-6 of the Charter, the Committee may request access to all books, vouchers, notes, securities, and bonds in the possession of the Treasurer-Collector, City Auditor or any board or executive commission and make a report thereof to the City Council.
- 2.6.1.1.3. The Committee shall review all proposals to sell or lease any City-owned land or building not put to public use that are submitted to the City Council for approval and all proposals to purchase or lease real property that are submitted to the City Council for approval. The Committee shall make recommendations to the City Council on the matter. All instruments of conveyance and leases approved by the City Council shall be executed by the Mayor on behalf of the City unless otherwise provided by Massachusetts General Laws.
- 2.6.1.1.4. The Committee shall consist of four Councilors.
- 2.6.1.1.5. Related departments, boards and agencies. Finance Department; Treasurer/Collector; Auditor; Assessor; Management Information Systems.

2.6.1.2. COMMITTEE on COMMUNITY RESOURCES

- 2.6.1.2.1. The Committee may develop, review and recommend policies on matters including economic development, local business, tourism, the environment, the arts, planning, zoning, sustainability, land use, housing and affordability, among others.
- 2.6.1.2.2. The Committee may review and make recommendations on licenses and permits.
- 2.6.1.2.3. The Committee shall consist of four Councilors.
- 2.6.1.2.4. Related departments, boards and agencies: Arts Council; Planning and Sustainability; Housing Authority; Housing Partnership.

2.6.1.3. COMMITTEE on CITY SERVICES

- 2.6.1.3.1. The Committee may develop, review and recommend policies on matters including public safety and public health, veteran's affairs, social services, libraries, disability, aging and recreation, among others.
- 2.6.1.3.2. The Committee shall serve as the standing committee to review all candidates for appointment to boards and commission in accordance with Section 2-10 of the Charter.
- 2.6.1.3.3. The Committee shall consist of four Councilors.
- 2.6.1.3.4. Related departments, boards and agencies: Recreation; Veteran's Affairs; Council on Aging; Forbes and Lilly Libraries; Community and Economic Development; Police; Fire/Rescue; Health Department; Parking Enforcement.

2.6.1.4. COMMITTEE on LEGISLATIVE MATTERS

- 2.6.1.4.1. The Committee shall have the power to make recommendations on ordinances, orders, resolutions and the rules of the City Council. The Committee shall also make recommendations on all proposed ordinances, in consultation with the City Solicitor.
- 2.6.1.4.2. The Committee may choose to be the last committee to review any matter that is also referred to another Council committee. The Committee shall not be required to wait to receive the report of any executive commission.
- 2.6.1.4.3. The Committee shall consist of four Councilors.
- 2.6.1.4.4. Related departments, boards and agencies: Legal Services; City Clerk; License Commission; and any other department, board or agency.

2.6.1.5. COMMITTEE on PUBLIC WORKS AND UTILITIES

- 2.6.1.5.1. The Committee may develop, review and recommend policies on matters including public works, streets, infrastructure, solid waste, water treatment, buildings and all utilities including water, sewer and stormwater.
- 2.6.1.5.2. The Committee may hold public hearings on water, sewer, stormwater and other municipal utility rates.
- 2.6.1.5.3. The Committee shall consist of four Councilors.
- 2.6.1.5.4. Related departments, boards and agencies: Department of Public Works; Central Services; Building Commissioner.

2.6.2. POWERS AND DUTIES OF COUNCIL COMMITTEES. The

following shall apply to all committees unless otherwise stated:

- 2.6.2.1. Election of officers. Council Committees shall elect officers from among their members, such as Chair and Vice-Chair.
- 2.6.2.2. Meetings. Committees shall meet as required by the City Council, the Committee's Chair, or at the request of two members. Committees shall hold an initial meeting no later than three months after the appointment of its members.
- 2.6.2.3. Requests to appear before committees. A committee may make information requests pursuant Section 2-7 of the Charter.
 - 2.6.2.3.1. Requests of city departments, boards and commissions. At the request of any member of a committee, and through its Chair, a committee by majority vote may request members of any multi-member body or a city employee, to appear before it to provide any information relative to the services, functions and powers within the jurisdiction of that multi-member body or city employee and not within the jurisdiction of the School Committee.
 - 2.6.2.3.2. Other requests. Through its Chair, a committee by majority vote may invite, individuals, organizations or bodies not falling under the committee's specific jurisdiction as provided in the section of these Rules that establishes the committee, provided the question of the invitation be first placed on the committee's agenda and receives a majority vote of the Committee.
 - 2.6.2.3.3. Notice. A committee shall give a minimum of 7 days notice to a person it may require to appear before it. No person shall be required to respond to any question not related to those questions presented in advance and in writing. The Committee will notify the Mayor of any Information Request under this section.
- 2.6.2.4. Committees shall have the power to hold hearings on any matter within their jurisdiction.
- 2.6.2.5. Power to amend. Council committees may recommend amendments to any measure. However, when a measure has been referred to the Committee on Legislative Matters, the Committee on Legislative Matters shall consider all amendments previously proposed by other committees and report one version of an amended measure to City Council.
- 2.6.2.6. Duty to report. For the purposes of this section, "to report" shall mean transmitting a positive, negative or neutral recommendation and associated votes as well as any suggested textual amendments and related documents.
 - 2.6.2.6.1. For matters referred to the Committee on Legislative Matters, among others: All committees other than the Committee on Legislative Matters shall report to the Committee on Legislative Matters and the City Council within 60 days, whereupon the Committee on Legislative Matters shall report to the full City Council within an additional 30 days.
 - 2.6.2.6.2. For matters referred to the Committee on Legislative

Matters exclusively: The Committee on Legislative Matters shall report to the full City Council within 60 days.

2.6.2.6.3. For matters referred to committees not including the Committee on Legislative Matters: Committees shall report to the full City Council within 90 days.

2.6.2.6.4. Committees shall make all reports in writing.

2.6.3. SELECT COMMITTEES. The City Council may establish select committees for the purpose of considering a particular policy or issue or for other purposes. Such committees may make recommendations and may sponsor ordinances, resolutions or other matters. Such committees may be created by resolution approved by a two-thirds vote of a quorum. The resolution shall specify the composition and scope of the select committee. No such committee shall exist beyond the current term of the Council. No such committee shall consist of fewer than two City Councilors. The Council President shall appoint all members to such committees, and may appoint members of the public who are residents of the City of Northampton or city employees provided the Mayor approve the appointment of any city employee. Select Committees shall elect their own Chair from among those appointed.

3. Duties and Powers of the City Council.

The City Council shall have those duties and powers pursuant the Charter and also:

3.1. SELECTION OF AN OUTSIDE AUDITOR. Pursuant Section 7-6 of the Charter, the City Council shall select an independent auditor according to the following provisions:

3.1.1. The Council shall by October 1 of the fiscal year for which the audit is to be done establish a Select Committee for the purpose of making a recommendation on an independent auditor to the full Council.

3.1.2. The Council shall award a contract to audit on or before March 1 of the fiscal year for which the audit is to be done.

3.1.3. The Council shall require the report of the audit to be filed in final form with the Council not later than January 15 in the year following its award.

3.2. STATE LEGISLATIVE AGENDA. The City Council shall annually by December 1st consider a resolution of state legislative priorities that would benefit the City of Northampton. For this purpose, the City Council may establish a select committee to recommend a resolution.

4. Order

4.1. QUORUM. The presence of 5 members shall constitute a quorum of the City Council.

4.2. CALLING MEETINGS TO ORDER. The presiding officer shall call the City Council to order at the time appointed for the meeting or to which it

may have adjourned, if a quorum be present, which shall be determined by calling the roll. The names of members not present at the meeting shall be recorded by the Administrative Assistant to the City Council.

- 4.3. RECOGNITION OF MAYOR AND DEPARTMENT REPRESENTATIVES. The Mayor and all City department representatives are recognized at all Council Meetings.

4.4. CONSENT AGENDA

- 4.4.1. When any item of business requires action by the City Council, but is of a routine nature, such item may be presented at a regular meeting of the City Council as part of the Consent Agenda. Items eligible for consideration on the Consent Agenda include: approval of minutes, appointments, licenses, and petitions.
- 4.4.2. The Consent Agenda may be introduced by a motion "To approve the Consent Agenda," and may be considered by the City Council as a single item.
- 4.4.3. The presiding officer shall read the title of each item contained in the Consent Agenda before a vote.
- 4.4.4. There shall be no debate or discussion by any City Council member regarding any item on the Consent Agenda, beyond asking questions for simple clarification.
- 4.4.5. Any item may be removed from the Consent Agenda upon the request of any City Council member prior to the taking of a vote on the motion to approve it. All such items will be considered individually, in the order in which they were removed, immediately following consideration of the Consent Agenda.
- 4.4.6. Approval of the motion to approve the Consent Agenda shall be fully equivalent to approval, adoption, referral or enactment of each item of business thereon, exactly as if each had been acted upon individually.
- 4.4.7. When an appointment has not received a recommendation from the standing committee pursuant Sec 2-10 of the Charter, a vote within the Consent Agenda shall be equivalent to a motion to refer it to said standing committee. Otherwise a vote shall be equivalent to approval.

4.5. ORDER OF BUSINESS.

- 4.5.1. The order of business at every regular meeting of the Council shall be as follows:

Public Comment
Roll Call
Public Hearings
Recognitions and One-Minute Announcements by Councilors
Communications and Proclamations from the Mayor
Resolutions
Presentations
Consent Agenda
- Approval of minutes
- Licenses and Petitions
- Appointments
Recess for Committee on Finance
Financial Orders
Orders
Ordinances
Updates from Council President and Committee Chairs
Information Requests (Charter Provision 2-7) and Committee Study Requests
New Business

- 4.5.2. The agenda shall be published in this manner and adhered to at all meetings. The presiding officer may implement a change in the order of business unless any single Councilor objects, in which case the rules may be suspended as provided in these Rules.
- 4.6. MINUTES OF PREVIOUS MEETING. The Administrative Assistant to the City Council shall submit the minutes of the previous meeting with the Council agenda for the next regular scheduled meeting of the City Council.
- 4.7. CONDUCT. City Councilors and members of the public shall conduct themselves with civility and respect at all times.
- 4.8. PUBLIC COMMENT. Members of the public shall be permitted to address the Council and all Council Committees on any matter for a period of three minutes. This period may be extended or reduced at the discretion of the presiding officer. Individuals wishing to speak will be recognized by the presiding officer and shall state their name and address to the Administrative Assistant to the City Council. The presiding officer shall rule out of order during the public comment session any remarks that clearly constitute defamation, with due regard for the distinction between elected officials and city employees who are public figures and those city employees who are not public figures. The presiding officer may order any member of the public who breaks this rule to cease speaking. Councilors will not respond to any comments from the public.
- 4.9. NEW BUSINESS. Any Councilor may introduce any written proposed order, ordinance, or resolution to be considered by the Council at the next meeting, but not to be debated during new business.
- 4.10. RECESS. Any Councilor may call for and be granted a recess the length of which will be determined by the presiding officer.
- 4.11. ORDER AND MANNER OF SPEAKING. No City Councilor shall speak more than once on a question, to the prevention of any other who has not spoken— and is desirous of speaking. The presiding officer may allow a brief immediate response to any statement posed directly to a particular City Councilor by a City Councilor. The presiding officer may request that any speaker discontinue any overly lengthy speech, but the right of a City Councilor to speak shall not be limited unless a formal motion is passed to set limits to debate for all City Councilors.
- 4.12. ORDER DURING DEBATE. No member should be interrupted while speaking, but by a call to order, or a request for information, or a question of privilege to appeal a decision from the presiding officer, or for the correction of a mistake, nor shall there be any conversation among the members while a paper is being read, or a question stated from the presiding officer
- 4.13. VOTING
 - 4.13.1. DECIDING VOTES. The presiding officer shall decide all votes, but if a member rises to doubt a vote the presiding officer shall order a roll call vote.
 - 4.13.2. VOTES REQUIRED TO PASS MEASURES
 - 4.13.2.1. The affirmative vote, taken by roll call, of 6 members shall be required to adopt an appropriation order or transfer.
 - 4.13.2.2. The affirmative vote, taken by roll call, of 6 members shall be required to adopt a zoning ordinance.
 - 4.13.2.3. In the absence of statutory requirements providing otherwise, the affirmative vote, taken by roll call, of 5 members shall be

- required to adopt any other ordinance.
- 4.13.2.4. In the absence of statutory requirements providing otherwise, an affirmative vote of a majority of a quorum shall pass any other measure.
- 4.13.3. ROLL CALL VOTES.
- 4.13.3.1. REQUEST. Any member may request a roll call vote on any question before the City Council and the Administrative Assistant to the City Council shall take the census of the Council in that manner.
- 4.13.3.2. METHOD OF RECORDING. Roll call votes shall be conducted by this method. The first roll call vote of every session of the City Council shall be in alphabetical order. Each roll call vote after that shall progress to the next City Councilor in the alphabet to be the first Councilor voting, so that at the end of every nine roll call votes each Councilor has by alphabetical progression voted first in one of the nine roll call votes.
- 4.13.4. RECONSIDERATION.
- 4.13.4.1. When a vote has passed, except for adjournment or to lay on the table, any member voting with the majority may move a reconsideration, to be acted upon at the same meeting. Any member voting with the minority may move a reconsideration to be acted upon at the next meeting.
- 4.13.4.2. Minority reconsideration shall have priority over majority reconsideration. Minority reconsideration shall be used to allow time for the submission of new or additional information. Reconsideration shall not be used in a dilatory manner as defined in Robert's Rules of Order.
- 4.13.4.3. No motion shall be twice reconsidered.
- 4.14. ENDING TIME OF MEETING. Council meetings shall end no later than 11:00 p.m.
- 4.15. REMOTE MEETING PARTICIPATION. Councilors may participate remotely in meetings pursuant to the following regulations:
- 4.15.1. Requirements
- 4.15.1.1. Any Councilor who participates remotely and all persons present at the meeting location shall be clearly audible to each other;
- 4.15.1.2. A quorum including the presiding officer shall be physically present at the meeting location;
- 4.15.1.3. Any Councilor who participates remotely may vote and shall not be deemed absent.
- 4.15.1.4. Any Councilor may not participate remotely more than six times in a calendar year.
- 4.15.2. Permissible Reasons for Remote Participation. Any Councilor may participate remotely if the presiding officer determines that one or more of the following factors make the participation of the Councilor's physical attendance unreasonably difficult:
- 4.15.2.1. Personal Illness;
- 4.15.2.2. Personal Disability;
- 4.15.2.3. Emergency;
- 4.15.2.4. Military Service; or
- 4.15.2.5. Geographic Distance
- 4.15.3. Technology
- 4.15.3.1. The following media are acceptable methods for remote participation. Remote participation by any other means is not permitted. Accommodations shall be made for any Councilor who requires TTY service, video relay service, or other form of adaptive communications.

- 4.15.3.1.1. Telephone, Internet, or satellite-enabled audio or video conferencing;
- 4.15.3.1.2. Any other technology that enables the remote participation and all persons present at the meeting location to be clearly audible to one another.
- 4.15.3.2. When video technology is in use, the remote participant shall be clearly visible to all persons present in the meeting location.
- 4.15.3.3. The presiding officer may decide how to address technical difficulties that arise as a result of utilizing remote participation, but is encouraged, wherever possible, to call a brief recess while reasonable efforts are made to correct any problem that interferes with a remote participant's ability to hear or be heard clearly by all persons present at the meeting location. If technical difficulties result in a remote participant being disconnected from the meeting, that fact and the time at which the disconnection occurred shall be noted in the meeting minutes.
- 4.15.3.4. All costs associated with remote participation, if any, shall be borne by the Councilor remotely participating.
- 4.15.4. Procedures
 - 4.15.4.1. Any Councilor who wishes to participate remotely shall, as soon as reasonably possible prior to a meeting, notify the presiding officer of their desire to do so and the reason for and facts supporting their request.
 - 4.15.4.2. At the start of the meeting, the presiding officer shall announce the name of any member who will be participating remotely and the reason for their remote participation. This information shall be recorded in the meeting minutes.
 - 4.15.4.3. All votes taken during any meeting in which a member participates remotely shall be by roll call vote.
 - 4.15.4.4. Any Councilor participating remotely may participate in executive session, but shall state at the start of any such session that no other person is present and/or able to hear the discussion at the remote location. Any Councilor participating remotely who cannot certify that no other person is present and/or able to hear the discussion at the remote location may not participate in executive session.
 - 4.15.4.5. When feasible, the presiding officer shall distribute to remote participants, in advance of the meeting, copies of any documents of exhibits that they reasonably anticipates will be used during the meeting. If used during the meeting, such documents shall be a part of the official record of the meeting, and shall be listed in the meeting minutes and retained in accordance with Massachusetts General Law Chapter 30A Section 22.
- 4.15.5. Application. This rule shall apply to Council Committees.
- 4.15.6. Amendment. This section may not be amended unless it is in accordance with the Mayor's Remote Meeting Participation Policy, Massachusetts General Law Chapter 30A Sections 18-25 and 940 Code of Massachusetts Regulations 29.10.
- 4.16. MINUTES OF EXECUTIVE SESSION. The City Council shall create and maintain accurate minutes of all executive sessions in accordance with the following:
 - 4.16.1. The minutes shall set forth the day, time and place, the members present or absent, a summary of the discussions on each subject, a list of documents and other exhibits used at the meeting, the decisions made and the actions taken at each meeting, including the record of all votes.
 - 4.16.2. Any vote taken in an executive session shall be recorded by roll call

and entered into the minutes.

- 4.16.3. The minutes of any executive session and the notes, or other materials used in the preparation of such minutes, and all documents and exhibits used at the session may be withheld from disclosure to the public in their entirety, according to the provisions of M.G.L. Chapter 4 § 7 (26) (a), as long as publication would defeat the lawful purposes of the executive session, but no longer.
- 4.16.4. Approving minutes.
 - 4.16.4.1. Votes to approve executive session minutes may be, but are not required to be, taken in executive session.
 - 4.16.4.2. Review of, deliberation on and amendments to executive session minutes shall be done in executive session.
- 4.16.5. Releasing minutes.
 - 4.16.5.1. As provided in MGL Ch 30A, Sec 22(g)(1), The Council President, with the assistance of the Administrative Assistant to the City Council and City Solicitor, shall, at reasonable intervals, not to exceed three months, review the minutes of executive sessions to determine if the relevant statutory provisions warrant continued nondisclosure. Such determination shall be announced at the City Council's next meeting and such announcement shall be included in the minutes of that meeting.
 - 4.16.5.2. Whenever the Council President requests that a vote of the Council be taken to determine whether to release executive session minutes, that vote must be taken in executive session.
- 4.16.6. Upon request by any person to inspect or copy the minutes of an executive session or any portion thereof, the Council shall respond to the request within 10 days following receipt and shall release any such minutes that would not defeat the lawful purposes of the executive session.
- 4.16.7. Any notes, documents or other exhibits used in the preparation of the minutes of executive sessions shall be retained for at least 60 days following the approval of the minutes of the executive session by the Council. The Council President shall periodically review said notes and other documents prior to the discarding or destruction thereof.

5. Legislative Process

5.1. PROPOSED MATTERS

- 5.1.1. **TIMELY FILING.** All orders, ordinances, resolutions, contracts and any other-written business to be transacted by the City Council shall be filed with the Administrative Assistant to the City Council by close of business three days prior to a regular City Council meeting in accordance with the open meetings law to allow for review and timely posting.
- 5.1.2. **PRESENTATION TO COUNCIL, MAYOR.** Every new ordinance, order and resolution or other matter proposed by a City Councilor, Council committee, the Office of the Mayor including City Departments and Executive Commissions to be submitted for City Council action shall be forwarded to the Mayor, Council President and Administrative Assistant to the City Council for placement on the agenda of the City Council.

5.1.3. **ADDING MATTERS TO COUNCIL AGENDA.** The Council President shall have discretion over the items added to Council agendas, except that if the addition of an item has been once requested and at the discretion of the Council President is not placed on an agenda of a regular Council meeting, then before the next Council meeting any two members of the City Council may petition the Council President who shall then add the item to the agenda of the next Council meeting.

5.1.4. **PRESENTATION AND ENACTING STYLE OF MATTERS**

5.1.4.1. Matters shall be presented in a format as indicated in the table below:

Line	Ordinances	Orders	Resolutions
1. Date	"In the Year 2016"	"In the City Council, February 2, 2016."	"In the Year 2016"
2. Sponsorship	"Upon the recommendation of..."		
3. ID Number	Not prefaced	Prefaced by "O"	Prefaced by "R"
4. Type of Matter	"An Ordinance"	"An Order"	"A Resolution"
5. Short Title	"Relative to..." "Entitled the ... Ordinance of 2016", or "To ..." et al.	"To..." et al.	"To...", "In support of..." et al.
6. Enacting Clause	"Be it ordained by the City Council of the City of Northampton in City Council assembled, as follows"	"Ordered, that"	"Be it resolved by the City Council of the City of Northampton in City Council assembled, as follows"

5.1.4.2. **Administrative ID Number.** The Administrative Assistant to the City Council shall assign each matter, upon formal submission, a unique identification number, in the form of the last two digits of the calendar year followed by an incrementally increasing number. The incrementally increasing portion shall reset to "1" every Council session.

5.1.4.3. Additions to the Code of Ordinances shall be indicated in bold and/or underline. Deletions shall be indicated by striking through.

5.1.5. **SUPPORTING DOCUMENTS.** Maps and visuals, along with all other supportive evidence essential to a matter, shall be presented in a clear and intelligible way.

5.2. **REFERRAL OF MATTERS TO COMMITTEES.**

5.2.1. In general, all matters may be referred to Council committees for their report.

5.2.2. **Financial orders.** No order or resolution authorizing a loan, the levying of a tax or the expenditure of money (with the exception of the printing of the annual reports) shall be voted on by the City Council until it has been referred to the Committee on Finance. It shall be the duty of such committee to report on the relation of such order, resolution, levy or expenditures to the finances of the City, but new provisions shall not be added to such resolution, order, levy or expenditure by the Committee unless directly connected with the financial features thereof, and then by recommendation only.

5.2.3. **Ordinances.** No ordinance shall be voted on by the City Council until it has been referred to the Committee on Legislative Matters, unless such ordinance is introduced at and originates with the Committee on Legislative Matters.

5.2.4. **Licenses and permits.** Licenses and permits may be referred to the Committee on Community Resources for the committee's recommendation.

- 5.3. SOLICITOR REVIEW OF ORDINANCES. At or before the meeting at which the Committee on Legislative Matters considers any matter for approval and/or recommendation the City Solicitor may examine the matter's form and legal character.
- 5.4. WITHDRAWAL OF MATTERS. If the Council has previously acted on a matter, the matter may be withdrawn by this method. At the written request of any sponsor(s) of a matter, a matter shall be withdrawn from consideration in the City Council and in all City Council Committees to which the matter had been referred provided the withdrawal be placed on the agenda of a City Council meeting. No vote shall be required. However, if at that meeting all sponsors of a matter do not unanimously agree to withdraw a matter, the matter shall not be withdrawn. However at that time any Councilor shall upon their request have their individual sponsorship removed.
- 5.5. MATTERS REQUIRING TWO VOTES. To be approved, every matter shall have two separate votes on two separate days unless otherwise provided in these Rules.
- 5.6. MATTERS REQUIRING ONE VOTE. The following shall require only one vote of the Council:
 - 5.6.1. Administrative Orders submitted by the Mayor for either approval or disapproval.
 - 5.6.2. Licenses
 - 5.6.3. Approval of Minutes
 - 5.6.4. Acceptances of reports
 - 5.6.5. Petitions
 - 5.6.6. Appointments
 - 5.6.7. Orders to adopt or amend the Council Rules
- 5.7. ENROLLMENT COMMITTEE. When matter has passed the required number of votes, it shall be signed by the Administrative Assistant to the City Council and signed by the Enrollment Committee consisting of two City Councilors.
- 5.8. AUTOMATIC CARRYOVER. Matters that have not passed the required number of votes by the end of the current session shall automatically carry over to the next session of the City Council and shall remain in the Council and in all committees and executive commissions to which they have been referred at the start of the next session unless:
 - 5.8.1. A matter has already failed on the first of two required votes; or
 - 5.8.2. A matter has received a negative recommendation from the Committee on Legislative Matters; or
 - 5.8.3. The City Council votes to prevent automatic carryover of a matter to the next session. For this purpose, at the request of any City Councilor, the City Council President shall place any such pending matter on the agenda at the final meeting of the session. Only one vote shall be required to prevent automatic carryover, but 2/3 majority of the full Council shall be required; or
 - 5.8.4. None of the sponsors of a matter will be serving in the next session of the City Council.

6. APPENDICES

6.1 SPECIAL PERMIT GRANTING AUTHORITY

Chair/Moderator

I. Selection of a Chair/Moderator

The City Council President will serve as the presiding officer of the hearing.

MEETINGS AND HEARINGS

II. Notice of Public Hearings

Notice of hearings shall be advertised as required by the provisions of General Law Chapter 40A. In addition to the legally required notices the City Council will make every effort to publish this notice broadly so the public will be fully informed, methods might include the City website, email distribution list and Northampton Community Television.

III. Calling of Public Hearing

All hearings held by the Council as a Special Permit Granting Authority Shall be open to the public.

IV. Public Hearings

1. Public hearings, when called, will be conducted in the following manner:
 - A. The presiding officer will announce that it is time for a Public Hearing and will announce the subject of such hearing.
 - B. The presiding officer will review evidence of adequate advertisement and legal notice and, if found to be appropriate and proper according to law, will have the advertisement read into the record. The presiding officer will then explain the procedure to be followed, including the time limits on speakers' and the fact that each speaker shall give their name and address for the record. By majority vote the City Council may extend the time granted to a particular speaker by the presiding officer. The chair may limit testimony that is repetitive.
 - C. The presiding officer will report on any new or changed information pertinent to the subject, if any, and then have read into the record all memoranda, opinions, comments and recommendations or City departments or boards pertinent to the matter.
 - D. The applicant will be given a reasonable amount of time to make a presentation regarding the matter.
 - E. Other persons supporting the position of the proponents will then be allowed to express the fact of their support and to present such supportive information as was not included in the initial or previous presentations. A five-minute time limit shall apply but the Council could extend the time on a majority vote.
 - F. Before opponents to an application or petition are called to speak, a member of the Council may move for invocation of a summary procedure and, if seconded and approved by a majority of the quorum, may subsequently move to deny the request made by the applicant, based on a finding that the evidence presented was not adequate to justify the request. If the motion for denial is then seconded and is approved by the quorum, the public hearing may be deemed complete.
 - G. Those persons speaking in opposition to the position taken by the principal proponent are then allowed to speak, each being allowed to express the fact of their opposition and to present such supportive information as was not included in previous presentations before the Council. A five-minute time limit shall apply and the Council could extend the time on a majority vote.
 - H. After all opponents have been heard, the presiding officer will then allow the proponent and or project staff person to respond to any issues/questions raised by the opponents.
 - I. After the proponents have responded to the opponents, the opponents shall have an additional opportunity to respond, the presiding officer shall determine which opponent shall respond at which time. A three minute time limit shall apply but the Council may extend the time by majority vote. The motion to extend time is non-debatable.
 - J. The presiding officer will then enter all documents received concerning the matter into the record. The applicant or project staff may then answer

- any questions raised in the letters.
- K. If new information is presented the presiding officer or the Council may allow additional time for the appropriate party to respond. Immediately or in writing later but before the close of the public hearing.
- L. The presiding officer will then hear questions from the general public regarding aspects/issues that have not been addressed in previous testimony. The presiding officer shall refer questions to the appropriate person and may rule questions out of order if the subjects of the questions have already been addressed. Questions may also be submitted in writing.
- M. At any point, a public hearing may be continued or postponed to a time, place and date certain, provided that these rules and procedures are adhered to when it is resumed, or may be continued or postponed to a time, place and date not certain, providing required advertising and notice procedures are followed to announce the time, place and date of resumption. Each meeting is a continuation of the same public hearing.

V. Votes of the Council

All votes for Special Permits shall require a 2/3 majority of the Council to pass.

Applications before the City Council

VI. Permit Applications

Applications for a Special Permit before the City Council shall be prepared in accordance with the procedures in the Northampton Zoning Ordinance and the instruction on and attached to the application form. Every application for action by the Council shall be made on the official application form, and as approved by the Council and adopted by reference in these Bylaws and Rules of Procedure.

6.2 Examples of Presentation and Enacting Styling of Matters

In the Year Two Thousand and Fifteen

Upon the Recommendation of Councilor J. Calvin Coolidge

15.073
AN ORDINANCE

RELATIVE TO ZONING IN CENTRAL BUSINESS (OR)
ENTITLED THE ZONING ORDINANCE OF 2016 (OR)
TO REVISE SEC. 000 OF THE CODE OF ORDINANCES

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

In the Year Two Thousand and Fifteen

Upon the Recommendation of Councilor J. Calvin Coolidge

R-15.003
A RESOLUTION

IN SUPPORT OF DEMOCRACY (OR)
TO CREATE A SELECT COMMITTEE TO RECOMMEND A STATE LEGISLATIVE AGENDA

Be it resolved by the City Council of the City of Northampton, in City Council assembled, as follows:

In the City Council, January 1, 2016

Upon the Recommendation of Councilor J. Calvin Coolidge

O-15.001
AN ORDER

TO APPROPRIATE FUNDS FROM COMMUNITY PRESERVATION ACT FUNDING

Ordered, that:

Enrolled

Rules suspended, passed two readings and enrolled.

16.002 Order to Set the City Council Meeting Dates for 2016-2017 - 2nd Reading

16.002 Order to Set the City Council Meeting Dates for 2016-2017 - 2nd Reading

Motion to approve the City Council Meeting Schedule in 2nd Reading

Councilor Dwight noted that the Budget Hearings for 2016 will take place on May 25th and 26th. Councilors are asked to note this on their calendars. An agenda will be available at a future date.

Motion Carried

Councilor Carney moved to approve the order in 2nd reading; Councilor Sciarra seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

The following order passed second reading:

City of Northampton
MASSACHUSETTS

In City Council January 5, 2016

Upon recommendation of the Northampton City Council

O-16.002

An Order

To Set the Date and time of 2016-2017 City Council Meetings

Ordered, that, the attached City Council meeting schedule for 2016-2017 be and hereby is adopted.



City Council Meeting Schedule
2016-2017

January 21, 2016

January 5, 2017
January 19, 2017

February 4, 2016
February 18, 2016

February 2, 2017
February 16, 2017

March 3, 2016
March 17, 2016

March 2, 2017
March 16, 2017

April 7, 2016
April 21, 2016

April 6, 2017
April 20, 2017

May 5, 2016
May 19, 2016

May 4, 2017
May 18, 2017

June 2, 2016
June 16, 2016

June 1, 2017
June 15, 2017

July 14, 2016

July 13, 2017

August 18, 2016	August 17, 2017
September 1, 2016	September 7, 2017
September 15, 2016	September 21, 2017
October 6, 2016	October 5, 2017
October 20, 2016	October 19, 2017
November 3, 2016	November 2, 2017
November 17, 2016	November 16, 2017
December 1, 2016	December 7, 2017
December 15, 2016	December 21, 2017

Enrolled **Rules suspended, passed two readings and enrolled.**

16.010 - Order Remove requirement that hunting be allowed on the Abuza section of Broad Brook/Fitzgerald Lake Greenway - 1st Reading

16.010 - Order Remove requirement that hunting be allowed on the Abuza section of Broad Brook/Fitzgerald Lake Greenway - 1st Reading

Director Wayne Feiden explained that this order will allow the Conservation Commission to determine an document their own regulations for hunting on all conservation land. Councilor O'Donnell requested that should this change take place, he would like to see the land properly posted.

Motion to approve in 1st Reading

Councilor O'Donnell moved to approve the order in 1st reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

See minutes of February 4, 2016 for second reading.

16.018 - Order to Establish a Policy to Promote the Use of Green Street Facilities and Green Infrastructure - 1st Reading

16.018 - Order to Establish a Policy to Promote the Use of Green Street Facilities and Green Infrastructure - 1st Reading

Order on Green streets—Due to the late hour, Director Feiden indicated that if the Council wanted to postpone the order, he would support that decision; Mayor Narkewicz requested that the order be postponed until the next city council meeting.

1st Reading Postponed

See minutes of February 4, 2016 for first reading.

16.019 An Order authorizing the expansion of Pulaski Park in accordance with M.G.L. c. 45 § 3 and the submission of certain land to the provisions of Amendment Article 97 of the Massachusetts Constitutions and the

16.019 An Order authorizing the expansion of Pulaski Park in accordance with M.G.L. c. 45 § 3 and the submission of certain land to the provisions of Amendment Article 97 of the Massachusetts Constitutions and the Provisions - Request 2 Readings

Provisions -
Request 2
Readings

Motion to
approve in 1st
Reading

Councilor Murphy moved to approve the order in 1st reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Motion to
suspend council
rules

Councilor O'Donnell moved to suspend council rules to allow for a second reading; Councilor Bidwell seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Motion to
approve in 2nd
Reading

Councilor Klein moved to approve the order in 2nd reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

The following order passed second reading:

Upon recommendation of the Mayor David J. Narkewicz

AN ORDER AUTHORIZING THE EXPANSION OF PULASKI PARK IN ACCORDANCE WITH MASS. GEN. LAWS, c. 45, § 3 AND THE SUBMISSION OF CERTAIN LAND TO THE PROVISIONS OF AMENDMENT ARTICLE 97 OF THE MASSACHUSETTS CONSTITUTION AND THE PROVISIONS

- WHEREAS: Pulaski Park is a community-wide asset and the preservation and improvements to this Park are a City priority as evidenced in the **Open Space, Recreation and Multiuse Trail Plan: 2011-2018**; and
- WHEREAS: Pulaski Park is dedicated to park and recreation purposes under M.G.L. Section 45, Section 3; and
- WHEREAS: The Phase 2 Overlook Expansion of Pulaski Park, guided in principal by the Open Space Plan, will greatly enhance this facility with improved infrastructure, outdoor public meeting space, path systems, site lighting, universal access, etc.; and
- WHEREAS: The main focus of the plan is to renovate Pulaski Park to enrich the enjoyment by all residents and visitors to the City. The project cost and fiscal constraints prevented the City from proceeding with renovations to the Park; and
- WHEREAS: The Park renovations were viewed as a project that might be implemented in a series of phases over time or as one project when fiscal resources became available, with the intention of securing grant funding, when and if available, to assist in this effort; and
- WHEREAS: The Executive Office of Energy and Environmental Affairs (EEA) has awarded the City a grant of \$400,000 through the Parklands Acquisitions and Renovations for Communities Grant (PARC) program (301 CMR 5.00) for phase 2 of the renovation and expansion of Pulaski Park; and
- WHEREAS: The expansion of Pulaski Park includes land not subject to the provisions of Amendment Article 97 of the Massachusetts Constitution; and
- WHEREAS: The Grant requires that the additional land be subjected to the provisions of Article 97,

NOW, THEREFORE BE IT ORDERED,

That City Council authorizes the Mayor to execute a deed or other such instrument as may be reasonable and necessary to expand Pulaski Park in accordance with M.G.L. c. 45, § 3 to include the parcel of land shown as "Proposed Parcel C Area = 14,192 +/- s.f." on a plan entitled "Plan of Land in Northampton, Massachusetts Surveyed for the City of Northampton," dated January 18, 2016, and to subject said Proposed Parcel C to the provisions of Amendment Article 97 of the Massachusetts Constitution.

And that the Mayor be and is hereby authorized to take such other actions as are necessary to carry out the terms, purposes, and conditions of this Order, including specifically reserving the right of the city to repair, maintain, and replace underground utilities.

Enrolled

Rules suspended, passed two readings and enrolled.

Ordinances

Ordinances

16.003 -
Ordinance to

16.003 - Ordinance to delete fees from chapter 174 of city code book - Refer to Committee on Legislative Matters and Committee on Finance

delete fees from chapter 174 of city code book -

Refer to Committee on Legislative Matters and Committee on Finance

Motion to Refer to Committee

Councilor LaBarge moved to refer the ordinance to the Committee on Legislative Matters and the Committee on Finance; Councilor Klein seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

16.005 An Ordinance Pertaining to LED Lighting - Refer to Committee on Legislative Matters & Planning Board

16.005 An Ordinance Pertaining to LED Lighting - Refer to Committee on Legislative Matters & Planning Board

Motion to Refer to Committee

Councilor LaBarge moved to refer the ordinance to the Committee on Legislative Matters and to the Planning Board; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Motion Carried

Updates from Council President and Committee Chairs

Updates from Council President and Committee Chairs

None

Information Requests (Charter Provision 2-7) and Information Study Requests

Information Requests (Charter Provision 2-7) and Information Study Requests

None

New Business

New Business

None

At 11:07 p.m., a motion to adjourn was made by Councilor LaBarge and seconded by Councilor Klein. The vote to adjourn passed on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Adams).

Attest



Administrative Assistant to the City Council

2014-2015 City Council Roll Call Record

Record of City Council Votes for January 21, 2016

Roll Call by Pamela L. Powers, Administrative Assistant to the City Council @ 7:10 p.m.	Adams	Bidwell	Carney	Dwight	Klein	LaBarge	Murphy	O'Donnell	Sciarra	Total
16.004 A Financial Order To provide funding for extraordinary maintenance at the NPS Grounds Maintenance Shop	Absent	Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Second Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.006 - Financial Order to Purchase or otherwise acquire any fee, easement, and/or any other interest in land off Old Ferry Road for \$30,000	Absent	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.007 - Financial Order Authorizing the Conservation Commission purchase or Acquire an agricultural preservation restriction on 0.85 acres of farmland on Island Road for \$1,000	Absent	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.008 Financial Order allowing the Mayor to Accept Grants from the Exec. Office of Energy and Environmental Affairs	Absent	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.009 Financial Order authorizing the Conservation Commission to purchase or otherwise acquire any fee, easement, and/or any other interest in 3.1 +/- acres of land located on Venturers Field Road	Absent	Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Second Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent

Record of City Council Votes for January 21, 2016		Adams	Bidwell	Camey	Dwight	Klein	LaBarge	Murphy	O'Donnell	Sciarra	Total
16.011 - \$30,000 be appropriated from CPA funding to the Broad Brook Coalition for the Fitzgerald Lake Bridge, Boardwalk and Dock Project.	1st Reading	Absent	Yes	Motion to Approve as a Group Yes	Yes	Second Yes	Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.012 - \$30,000 from CPA funding to move store and purchase historic ornamentation for the Seth Thomas Clock	1st Reading										
16.013 - \$200,000 from CPA funding to DPW for additional funding for the Pulaski Park Renovation Project	1st Reading										
16.015 - \$131,310 be appropriated from CPA funds to Historic Northampton, Inc. for electrical work, roof and window replacement for Damon & Shepherd Houses	1st Reading										
16.017 - \$55,000 from CPA funds to Northampton Conservation Commission & Northampton OPS for the Rocky Hill Open Space Acquisition Project	1st Reading										
16.014 - \$3,000 be appropriated from CPA funds for Northampton Conservation Commission and Northampton OPS for the Mineral Hills Habitat Project	1st Reading	Absent	Yes	Motion to Approve Yes	Yes	No	Yes	Yes	Second Yes	Yes	Motion Carried 7 Yes, 1 No, 1 Absent
16.016 - \$5,000 from CPA funds to Northampton Youth and Community Rowing for the Conn. River Greenway Gate Project.	1st Reading	Absent	Yes	Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Second Yes	Motion Carried 8 Yes, 1 No, 1 Absent

Record of City Council Votes for January 21, 2016										
Adams	Bidwell	Carney	Dwight	Klein	LaBarge	Murphy	O'Donnell	Sciara	Total	
16.020 Financial Order for Leeds School Roof Repair - Request two Readings	1st Reading	Absent	Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
Suspend Council Rule for Second Reading										
Councilor Carney moved to suspend council rules to allow for second reading; Councilor Klein seconded the motion. The motion was approved on a voice vote.										
	2nd Reading	Absent	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.021 Financial Order for Bridge Street School Roof Repair - Request 2 Readings	1st Reading	Absent	Yes	Motion to Approve Yes	Yes	Yes	Second Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
Suspend Council Rule for Second Reading										
Councilor LaBarge moved to suspend council rules to allow for second reading; Councilor Klein seconded the motion. The motion was approved on a voice vote.										
	2nd Reading	Absent	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.001 An Order to Adopt the Rules of the City Council for 2016 - 2017	2nd Reading, as amended	Absent	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
Amendments proposed by Councilor O'Donnell										
Councilor O'Donnell moved to amend council rules as specified; Councilor Sciara seconded the motion. The motion was approved on a voice vote.										
Amendments proposed by Councilor Sciara										
Councilor Sciara moved to amend council rules as specified; Councilor Carney seconded the motion. After further discussion, Councilor Sciara modified her amendment which was approved on a voice vote.										
	2nd Reading	Absent	Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Second Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.002 Order to Set the City Council Meeting Dates for 2016-2017										

Record of City Council Votes for January 21, 2016

	Adams	Bidwell	Camey	Dwight	Klein	LaBarge	Murphy	O'Donnell	Sciarra	Total
16.010 - Order Remove requirement that hunting be allowed on the Abuza section of Broad Brook/Fitzgerald Lake Greenway	1st Reading	Absent	Yes	Yes	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
	1st Reading	Absent	Yes	Yes	Yes	Yes	Motion to Approve Yes	Second Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent
16.019 An Order authorizing the expansion of Pulaaki Park in accordance with M.G.L. c. 45 § 3 and the submission of certain land to the provisions of Amendment Article 97 of the Massachusetts Constitutions and the Provisions	Suspend Council Rule for Second Reading	Councilor O'Donnell moved to suspend council rules to allow for second reading; Councilor Bidwell seconded the motion. The motion was approved on a voice vote.								
	2nd Reading	Absent	Yes	Yes	Yes	Motion to Approve Yes	Yes	Second Yes	Yes	Motion Carried 8 Yes, 1 No, 1 Absent

At 11:07 p.m. Councilor LaBarge motioned to adjourn; Councilor Klein seconded the motion. The motion was approved on a voice vote of 8 Yes, 0 No, 1 Absent

Recorded By:

Pamela L. Powers, Administrative Assistant to the City Council
(413) 587-1210; ppowers@northamptonma.gov

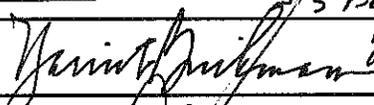
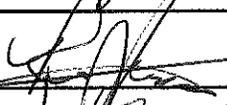
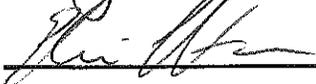
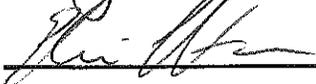
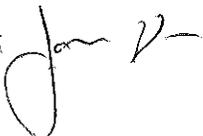
A Petition from Northampton, MA Residents

For Consideration by : The City Council of Northampton , MA

We, the undersigned, request that the Northampton City Council reconsider the facts and vote, affirmatively, on the request to change the status of Bottums Rd, Northampton/Florence MA, to: A Public Way.

Enclosed, please find correspondence from Ned Huntley, former Head of the Northampton Dept. Of Public Works. In his notes and recommendations to the City Council, on or about Nov17, 2015, Mr. Huntley recommended, and the abutters agree, that option #4 , noted on the "Plan of Land" Street Acceptance Plan, dated 11/10/2014, would be a reasonable site for a plow turn-around for this road.

Name	Signature	Address	Date Signed
------	-----------	---------	-------------

Tom Kant		53 Bottums Rd	1/20/16
HARVEY BRICKMAN		53 Bottums Rd	20/2016
Ray M. Jackson		23 Bottums Rd	1-20-16
Diane Ethier-Jackson		23 Bottums Rd	1-20-16
Lydia Kapell		20 Bottums Rd	1/22/2016
		37 CLEMENT ST.	1/23/16
James Ferrer		20 Bottums	1/23/16

- Home
- Mail
- Search
- News
- Sports
- Finance
- Celebrity
- Weather
- Answers
- Flickr
- Mobile
- More

business Search

Search Mail

Search Web

Home

Jim



Compose

- Archive
- Move
- Delete
- Spam
- Report Abuse

Yahoo (577)
ferrerajim@out... (10)

Re: Ned Huntley <nhuntley@northamptonma.gov> 11/18/15 at 3:04 PM

Curious About Reverse Mortgage?

Available to homeowners 62 years and older.

Calculate how much you may be eligible for:

Your Home Value:	\$225,000
Mortgage Due:	\$45,000
Your Age:	62

Trash (4)

Smart Views

- Important
- Unread
- Starred
- People
- Social

- Shopping
- Travel
- Finance
- Folders (572)

- beaver software
- business (154)
- chain saw
- family (3)
- fighting chance 2012

Ned Huntley <nhuntley@northamptonma.gov> To Jim Ferrera

Jim, It is going to the City Council tomorrow night for its last reading.

Ned On Wed, Nov 18, 2015 at 10:12 AM, Jim Ferrera <ferrerajim@yahoo.com> wrote:

Morning Ned, Just wanted to get an update on the Bottums Rd.. City Acceptance issue. Thank You. Jim Ferrera

From: Ned Huntley <nhuntley@northamptonma.gov>
To: Jim Ferrera <ferrerajim@yahoo.com>
Sent: Tuesday, February 3, 2015 8:06 AM
Subject: Re:

Handwritten: P.S. - D.P.W. - D.P.W.

Hi Jim Since Bottums Road had a positive recommendation from the Public Works Commission the DPW will continue to maintain until street acceptance by the City Council. I spoke with the highway superintendent this a.m. and he assured me that we are doing that.

Thanks



MAYOR DAVID J. NARKEWICZ

City of Northampton

Office of the Mayor

210 Main Street Room 12

Northampton, MA 01060-3199

(413) 587-1249 Fax: (413) 587-1275

mayor@northamptonma.gov

MEMORANDUM

DATE: January 19, 2016

TO: City Council

FROM: Mayor David J. Narkewicz

SUBJECT: Appointments to Committees

Please find the attached appointments and re-appointments to City Boards, Committees and Commissions:

Council on Aging

- Marlene Marrocco, 46 Avis Circle, Florence – term January 2016 – June 2018 (new appointment to fill vacancy).

Disability Commission

- Gaetan Fortin, 698 Westhampton Road, Florence – term November 2015 – June 2018 (reappointment)

Board of Health

- Cynthia A. Suopis, 120 Coles Meadow Road, Northampton – term December 2015 – June 2018 (reappointment)
- William Hargraves, 26 Crescent Street

Northampton Housing Authority Board of Commissioners

- Gerald S. Budgar, 127 Bridge Street, Northampton – term March 2016 – March 2021 (Mayor's appointee to fill vacancy left by Joseph DeFazio).

cc: City Clerk, Wendy Mazza



**City of
Northampton**

Mayor of Northampton Mass. <mayor@northamptonma.gov>

Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

1 message

noreply@civicplus.com <noreply@civicplus.com>
To: mayor@northamptonma.gov

Mon, Jan 11, 2016 at 5:51 PM

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions

Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Marlene
Last Name	Marrocco
Title, if applicable	<i>Field not completed.</i>
Address 1	46 Avis Circle
Address 2	<i>Field not completed.</i>
City	Florence
State	MA
Zip	01062
Home Phone	413-586-3188
Work Phone	<i>Field not completed.</i>
Cell Phone	617-930-5094
Occupation & Place of Employment	Retired. Former Vice President of Operations, Sales and HR for inRESONANCE, 32 Industrial Drive East, Northampton MA
Email	marlenemarrocco@hotmail.com
Sex	Female
Years Lived in Northampton	14+
Age	60 - 69
Racial / Ethnic Background	Caucasian

Boards and Committees Council on Aging, License Commission

Please list "other" board or committee of interest DNA (the new committee)

What skills and experience will you bring to this committee assignment? I am the former Director of Economic Development for Greenfield and brought in over \$15M in new tax revenue to the City. I am a consultant to small businesses in the Valley as well as a sought after volunteer at the Sr. Center and other venues in Northampton. I am a coach and mentor to young people and currently offer sales/business training to various small companies.

Are you currently serving or have you served on any city committee? Yes

Please list other city committees you have served on Economic Development Committee under Mayor Dave

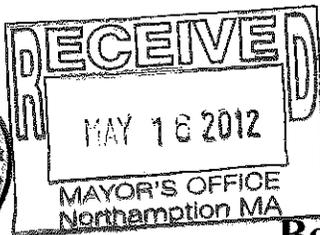
Required: Please read the following, by signing below you state that you understand and agree.

The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.

Signature Marlene Marrocco

Date 1/11/2016

Email not displaying correctly? [View it in your browser.](#)



City of Northampton
Application for Appointment to
Boards, Committees and Commissions

Name: GAETANE L FORTIN
 Address: 698 WESTHAMPTON RD
 Email: z
 Home Phone: 584-7937 Work: _____ Cell: _____
 Occupation: RETIRED Years lived in Northampton: 22 yrs

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Affordable Housing Trust	Historical Commission
Agricultural Commission	Housing Partnership-Fair Housing
Arts Council	Human Rights Commission
Board of Health	License Commission
Board of Public Works	Northampton Housing Authority
Cable Advisory Board	Planning Board
Capital Improvements	Recreation Commission
Central Business Architecture	Registrar of Voters
Conservation Committee	Transportation & Parking Commission
Committee on Disabilities <input checked="" type="checkbox"/>	Bicycle and Pedestrian Subcommittee
Community Preservation Committee	Tree Committee
Council on Aging	Youth Commission
Elm Street Historic District	Zoning Board of Appeal
Energy Resources Commission	Other

What skills and experience will you bring to this Committee assignment:

(attach additional sheet or resume if necessary)

BEING A DISABLED SENIOR I HAVE BEEN ON THE COMMITTEE TO WORK HARD FOR PARKING, SIGNAGE, CURB CUTS, BRAILLE MENUES

Are you currently serving or have you served on any City committee: No Yes*

*(*If yes please state what committee)* I AM ON THE COMMITTEE ON DISABILITIES I REALLY ENJOY IT

Required: Please read the following, by signing below you state that you understand and agree:

The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. **IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!**

SIGNATURE Gaetane L. Fortin

DATE 5-16-2012

Please Return Form To: Mayor@northamptonma.gov or
 David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

OPTIONAL INFORMATION

*This information will be used for diversity purposes only.
Complete it only if you wish to do so.*

Age:

Under 29 ___ 30-39 ___ 40-49 ___ 50-59 ___ 60-69 ___ 70 plus 83 yrs

Sex: M ___ F Racial/Ethnic Background FRENCH

OLD



City of Northampton

Application for Appointment to Boards, Committees and Commissions

Name: Cynthia A. Suopis

Address: 120 Coles Meadow Rd. Northampton Mass 01060

Email: csuopis@uww.umass.edu

Home Phone: 413-584-9058 Work: 413-545-1196 Cell: 413-695-4357

Occupation: Faculty at UMASS Amherst Years lived in Northampton: 22 years

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Affordable Housing Trust	Historical Commission
Agricultural Commission	Housing Partnership-Fair Housing
Arts Council	Human Rights Commission
Board of Health X	License Commission
Board of Public Works	Northampton Housing Authority
Cable Advisory Board	Planning Board
Capital Improvements	Recreation Commission
Central Business Architecture	Registrar of Voters
Conservation Committee	Transportation & Parking Commission
Committee on Disabilities	Bicycle and Pedestrian Subcommittee
Community Preservation Committee	Tree Committee
Council on Aging	Youth Commission
Elm Street Historic District	Zoning Board of Appeal
Energy Resources Commission	Other

What skills and experience will you bring to this Committee assignment:

(attach additional sheet or resume if necessary)

Resume attached.

Are you currently serving or have you served on any City committee: **X** No Yes*

*(*If yes please state what committee)* _____

Required: Please read the following, by signing below you state that you understand and agree:
 The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. **IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!**

SIGNATURE sent via email DATE 9-30-12

Please Return Form To: Mayor@northamptonma.gov or
 David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

OPTIONAL INFORMATION

*This information will be used for diversity purposes only.
Complete it only if you wish to do so.*

Age:

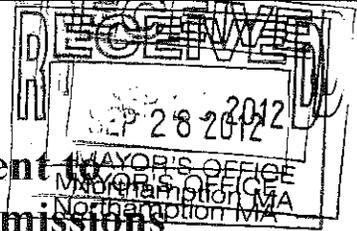
Under 29 ___ 30-39 ___ 40-49 ___ 50-59 ___ 60-69 X 70 plus ___

Sex: M ___ F X Racial/Ethnic Background Caucasian (Veteran)



City of Northampton

Application for Appointment to Boards, Committees and Commissions



Name: William Hargraves
 Address: 26 Crescent St., #G-1, Northampton, MA 01060
 Email: williamhargraves@comcast.net
 Home Phone: 413-586-0785 Work: same as home Cell: 413-575-0165
 Occupation: RETIRED Years lived in Northampton: 66

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Affordable Housing Trust	Historical Commission
Agricultural Commission	Housing Partnership-Fair Housing
Arts Council	Human Rights Commission
<input checked="" type="checkbox"/> Board of Health	License Commission
Board of Public Works	Northampton Housing Authority
Cable Advisory Board	Planning Board
Capital Improvements	Recreation Commission
Central Business Architecture	Registrar of Voters
Conservation Committee	Transportation & Parking Commission
Committee on Disabilities	Bicycle and Pedestrian Subcommittee
Community Preservation Committee	Tree Committee
Council on Aging	Youth Commission
Elm Street Historic District	Zoning Board of Appeal
Energy Resources Commission	Other

What skills and experience will you bring to this Committee assignment:

(attach additional sheet or resume if necessary)

Resume is attached.

Are you currently serving or have you served on any City committee: No Yes*

*(*If yes please state what committee)*

Required: Please read the following, by signing below you state that you understand and agree:
 The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. **IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!**

SIGNATURE *William Hargraves* DATE 9/27/2012

Please Return Form To: Mayor@northamptonma.gov or
 David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

William Hargraves

194 N. Maple St., Florence, MA 01062

Cell: (413) 575-0165

williamhargraves@comcast.net

Objective

Obtain a temporary/part-time position in safety and health that best utilizes over thirty years of occupational safety and health.

Education

1975 – B.S.; Natural Resource Studies, University of Massachusetts at Amherst;
(Magna cum Laude).

1977 – M.S.; Public Health (Environmental Health), University of Massachusetts at Amherst.

Relevant Experience

1980 – 2008 (Retired) U.S. Department of Labor/OSHA Springfield, MA

Industrial Hygienist

- Investigation of employee complaints; accidents, fatalities.
- Conduction of comprehensive inspections for Strategic Team.
- Sampled for workplace health hazards; interpretation of results in relation to relevant OSHA standards.
- Co-Lead Investigator; Jahn Foundry catastrophe, 1999.
- Participation in litigation process.
- Trained OSHA employees during government re-invention program (team building; process improvement; organizational behavior)
- Trained OSHA employees for inspection processing, health hazards, regulations.

1977 - 1980 Pratt & Whitney Aircraft E. Hartford, CT.

Industrial Hygienist

- Conducted internal audit inspections of all Connecticut facilities for safety and health.
- Sampled for workplace health hazards; interpretation of results for regulatory compliance.
- Initiated, planned and completed the Lead (Pb) Compliance Program.

Relevant Skills and Expertise

- Computer proficiency with Microsoft Excel, Word, and PowerPoint.
- Internet research and evaluation.
- Interpretation of OSHA standards, emphasis programs, litigation.
- Identifying workplace health hazards, sampling for noise, chemicals, radiation, non-ionizing radiation.
- Evaluation of combustible/explosive dusts conditions; remediation; application of National Fire Protection Association Codes.
- Consulted for CBS News/60 Minutes for their production of "Combustible Dust," air date: June 8, 2008.
- Training seminar presentation on the Jahn Foundry Explosion for Massachusetts Chemical and Technical Alliance (MCTA), December, 2008.

Affiliations

- Member, Western Massachusetts Chapter, American Industrial Hygiene Association.

References available upon request



City of Northampton

Application for Appointment to Boards, Committees and Commissions

Name: GERALD S. BUDGAR

Address: 127 BRIDGE ST., NORTHAMPTON

Email: gbudgar@rcn.com

Home Phone: 584-2964 Work: _____ Cell: _____

Occupation: RETIRED Years lived in Northampton: 69

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Agricultural Commission	License Commission
Almoners, Board of	Municipal Affordable Housing Trust Fund Board of Trustees
Arts Council	Parks and Recreation Commission
Assessors, Board of	Planning Board
Central Business Architecture Committee	Public Shade Tree Commission
Community Preservation Committee	Public Works Commission
Conservation Commission	Redevelopment Authority
Council on Aging	Registrars, Board of
Disability Commission	Transportation & Parking Commission
Energy & Sustainability Commission	Trust Fund Committee
Health, Board of	Youth Commission
Historical Commission	Zoning Board of Appeals
Housing Partnership	<input checked="" type="checkbox"/> NORTHAMPTON HOUSING AUTHORITY BOARD OF COMMISSIONERS
Human Rights Commission	

What skills and experience will you bring to this Committee assignment:

(attach additional sheet or resume if necessary)

Are you currently serving or have you served on any City committee: _____ No Yes*

*(*If yes please state what committee)* TRUST FUND COMMITTEE

Required: Please read the following, by signing below you state that you understand and agree:

The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. **IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!**

SIGNATURE

Gerald Budgar

DATE

January 13, 2016

Please Return Form To: Mayor@northamptonma.gov or
David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

City of Northampton
MASSACHUSETTS

In City Council January 21, 2016

Upon recommendation of the Mayor

O-16.004
An Order

To provide funding for extraordinary maintenance
at the NPS Grounds Maintenance Shop

Ordered, that

City Council appropriate \$16,000 from Gift Fund 2547 – 265 Prospect Street Gift Fund, for the purposes of providing funds for extraordinary maintenance needed at the Northampton Public Schools Grounds Maintenance Shop located at 265 Prospect Street. Such funds shall be used for repairs including asbestos abatement and removal of the old furnace system, installation of new ceiling mounted heating units, site work related to drainage, and a new overhead garage door to improve energy efficiency.

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of Mayor David J. Narkewicz, the Office of Planning and Sustainability, and the Department of Parks and Recreation

Ordered, that

WHEREAS, The *Open Space, Recreation and Multi-Use Plan: 2011-2018* recommends **expanding Sheldon Field Recreation Area;**

WHEREAS, John J. and Karen A. Bobala have offered to sell 4.5± acres **off Old Ferry Road** near the northerly end of Sheldon Field Recreation Area (Map ID 25-063) for **\$30,000;**

WHEREAS, The land is currently farmed and will remain in farmland until needed for recreation;

WHEREAS, All funds will be drawn from CPA funds, community contributions and grants. No general fund appropriation is requested or required.

NOW, THEREFORE BE IT ORDERED,

That the City of Northampton, through its Parks and Recreation Commission is authorized to purchase or otherwise acquire any fee, easement, and/or any other interest in the above land and any immediately adjoining land, including land between the above land and the existing Sheldon Field, provided however that the city reserves right to lease the land for farming not therefore subject to Article 97;

The Mayor is authorized to grant a conservation restriction (per M.G.L. C.184, Section 31) on said land;

The City Council finds the right to farm the land surplus to city needs and authorizes the Mayor to lease the land for farming purposes for terms of up to eighteen years.



City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Conservation Commission and the Office of Planning and Sustainability

WHEREAS, The *Open Space and Recreation Plan: 2011-2018* recommends preserving privately owned farmland with agriculture preservation restrictions to permanently preserve farmland and provide food security;

WHEREAS, On August 13, 2015, City Council authorized the purchase of an Agriculture Preservation Restriction (under MGL Chapter 184, Section 31) on 0.85± acres of farmland on Island Road (Map ID 46-025) and the property owners have agreed to sell an agriculture preservation restriction on their property for \$1,000;

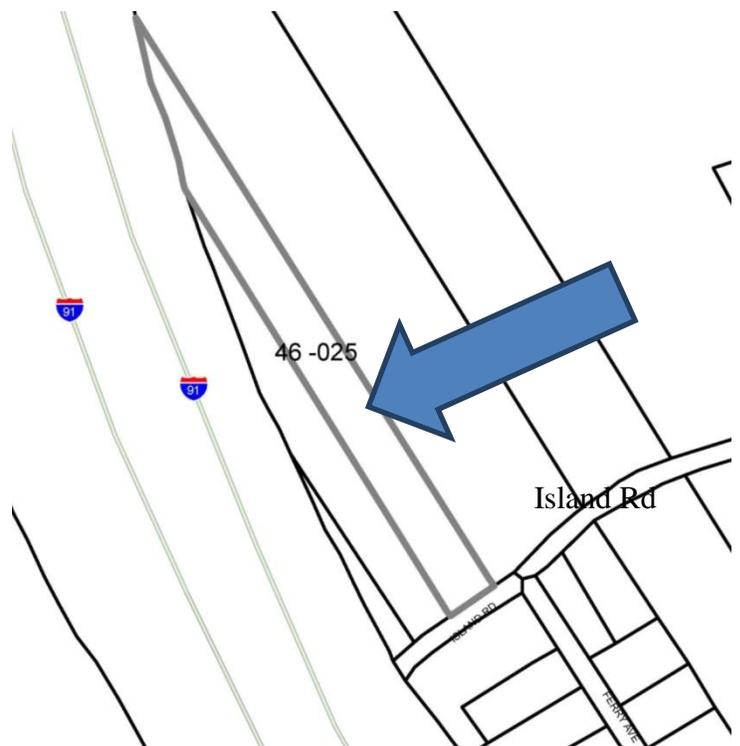
WHEREAS, The Massachusetts Department of Agriculture Resources has declined to approve the Restriction because they only sign Restrictions on larger parcels. The Conservation Commission and Agriculture Commission support a local agriculture preservation restriction program for property owners who want to participate to preserve farmland;

WHEREAS, The City is prepared to proceed as a local Agriculture Preservation Restriction that does not require state approval;

Ordered, that

The Conservation Commission is authorized to purchase or otherwise acquire an agriculture preservation restriction in the above land and any immediately adjoining land; and that the City Council hereby accepts such restriction;

Further that any grants or donations, shall be used to reimburse open space funds used for the purchase.



City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of Mayor David Narkewicz, the Department of Parks and Recreation, and the Office of Planning and Sustainability

Ordered, that

Whereas: The **Open Space, Recreation and Multiuse Plan: 2011-2018** recommends expanding the Connecticut River Greenway, including a Connecticut River Boathouse; and

Whereas: With state grants, CPA funds and private contributions, the Connecticut River Greenway riverfront park has been developed into a 6.5 acre facility that provides riverfront access and includes a boathouse.

Whereas: The Greenway Park is dedicated to park and recreation purposes under M.G.L. Chapter 45, Section 3; and

Whereas: Additional improvements are necessary to complete buildout of the Park; and

Whereas: The Executive Office of Energy and Environmental Affairs (EEA) is offering reimbursable grants to cities and towns to support the preservation and restoration of urban parks through the Land and Water Conservation Fund Act (P.L. 88-578, 78 Stat 897); and

Whereas: The next phase of the Connecticut River Greenway riverfront park will cost a total of \$200,000 (Two Hundred Thousand Dollars) and the City has set aside \$200,000 of funds through a combination of Community Preservation Act funds and funds from other grants and community donations..

NOW, THEREFORE, BE IT ORDERED

1. That the Mayor and the Director of Planning and Sustainability are hereby authorized to file and accept grants from the Executive Office of Energy and Environmental Affairs; and
2. That the Mayor be and is hereby authorized to take such other actions as are necessary to carry out the terms, purposes, and conditions of this grant to be administered by the Office of Planning and Sustainability

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of Mayor David J. Narkewicz, the Office of Planning and Sustainability, and the Conservation Commission

Ordered, that

WHEREAS, The *Open Space, Recreation and Multi-Use Plan: 2011-2018* recommends **preserving farmland and conservation areas to serve urban neighborhoods;**

WHEREAS, The state owns 3.1± acres of the former Union Street jail farmland on Venturers Field Road (Map ID 32-051) adjacent to the City’s Meadows Conservation Area and containing some prime farmland, although the farmland has not been used by the state since the Union Street jail closed;

NOW, THEREFORE BE IT ORDERED,

That the City of Northampton, through its Conservation Commission is authorized to purchase or otherwise acquire any fee, easement, and/or any other interest in the above land should the state make it available, provided however that the city reserves the right to lease farmland on the site not therefore subject to Article 97;

That the Mayor is authorized to grant a conservation restriction or agriculture preservation restriction (per M.gG.L. C.184, Section 31) on said land;

That the City Council finds the right to farm the land surplus to city needs and authorizes the Mayor to lease the land for farming purposes for terms of up to twenty years

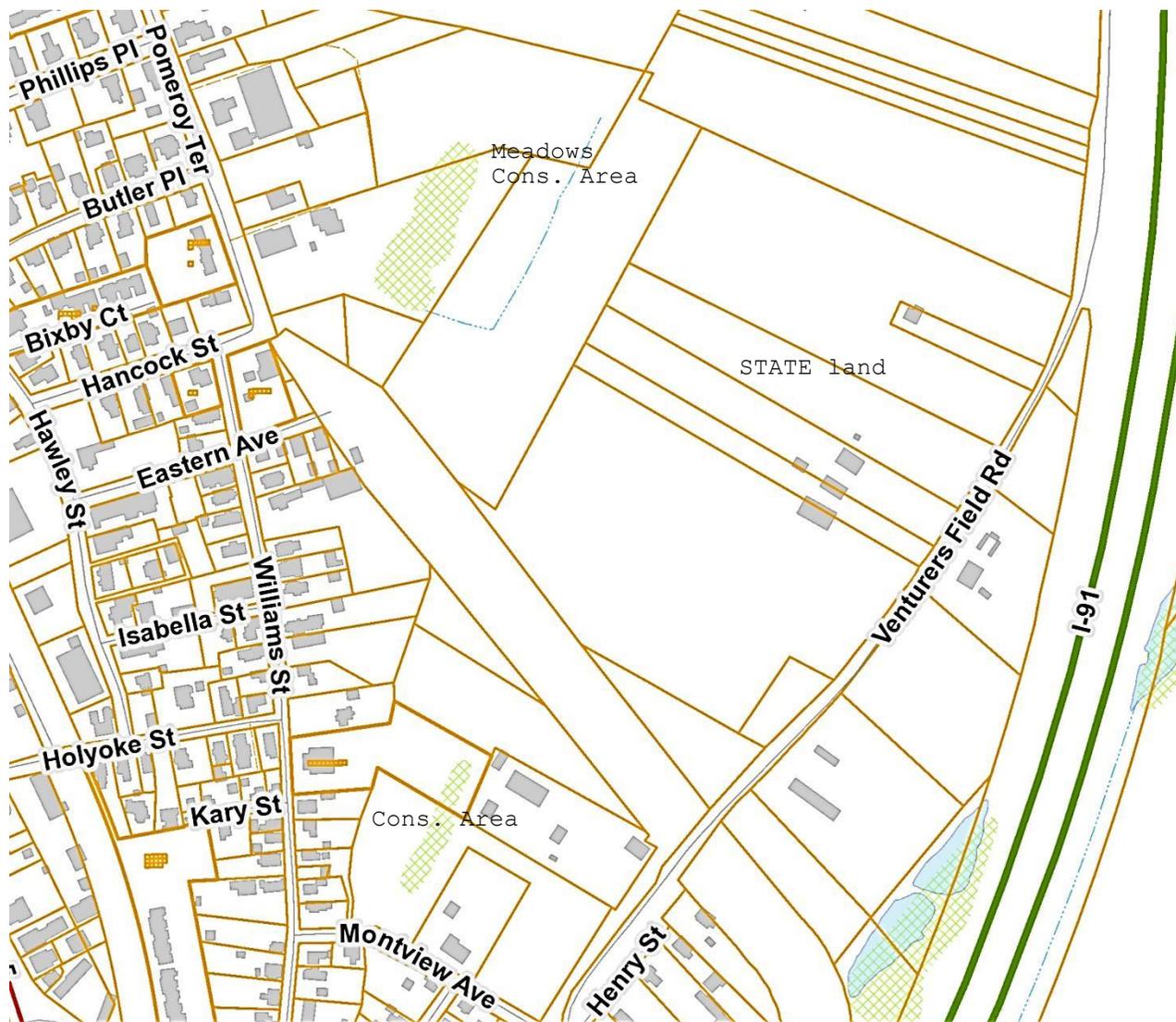
Further, the City requests and petitions that our legislative delegations file legislation substantially as follows:

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

SECTION 1. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any other general or special law to the contrary, the commissioner of capital asset management and maintenance may sell, or otherwise grant, convey or transfer to the city of Northampton, under the care and custody of the conservation commission, that certain parcel of land located in said city shown as “Locus: 32-051, N/F Commonwealth of Massachusetts(Inhabitants of Hampshire County) Deed 721, Page 467” delineated on a “Plan of Land in Northampton, MA, Hampshire Registry, Prepared for the Commonwealth of Massachusetts Division of Capital Asset Management” dated 08-01-2012, recorded at the Hampshire Registry of Deeds at Plan Book 228, Page 14, containing approximately 3.1 acres, together with any buildings and structures thereon, if

any, formerly used as farm for the Hampshire County jail, subject to an agriculture preservation restriction or conservation restriction retained by the Commonwealth under the care and custody of its Massachusetts department of agricultural resources.

SECTION 2. The city of Northampton shall be responsible for all costs and expenses including, but not limited to, costs associated with any engineering, surveys, appraisals and deed preparation related to the conveyance authorized in this subsection as such costs may be determined by the commissioner of capital asset management and maintenance.



City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Community Preservation Committee

Ordered, that

WHEREAS, the Broad Brook Coalition submitted a CPA application for replacement and rehabilitation of the bridge, boardwalk, and dock at the Fitzgerald Lake Conservation Area;

WHEREAS, the project has a great deal of public support, and will increase accessibility at the City's largest and most visited conservation area;

WHEREAS, CPA funds will leverage \$50,000 in federal Recreational Trails Grant funds, as well as the volunteer work of members of the Broad Brook Coalition, one of the City's valued open space partners;

WHEREAS, on November 18, 2015, the Northampton Community Preservation Committee voted unanimously to recommend that \$30,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$30,000 be appropriated from Community Preservation Act funding to the Broad Brook Coalition for the Fitzgerald Lake Bridge, Boardwalk and Dock Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$30,000 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Community Preservation Committee

Ordered, that

WHEREAS, the Northampton Office of Planning & Sustainability submitted an application for Community Preservation Act funding to move, store and purchase historic ornamentation for the Seth Thomas clock;

WHEREAS, the Northampton Office of Planning & Sustainability already received CPA funding to purchase, move, and store the clock;

WHEREAS, the privately owned clock was originally dedicated by Calvin Coolidge, and sat at Main Street and Strong Ave for nearly one hundred years;

WHEREAS, the clock will ultimately be installed at Pulaski Park, at which point a permanent Historic Preservation Restriction will be created;

WHEREAS, the Office of Planning and Sustainability will conduct a fundraising campaign for the Clock's repair;

WHEREAS, the clock or any of its components shall not be disposed of without City Council approval;

WHEREAS, on November 18, 2015 the Northampton Community Preservation Committee, voted 6-2 to recommend that \$30,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$30,000 be appropriated from Community Preservation Act funding to the Northampton Office of Planning & Sustainability to move, store and purchase historic ornamentation for the Seth Thomas clock. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$14,690 is appropriated from the CPA Historic Reserve (account #2344930-359932), and \$15,310 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Community Preservation Committee

Ordered, that

WHEREAS, the Northampton Department of Public Works submitted an application for Community Preservation Act funding for continued work toward renovation of Pulaski Park.

WHEREAS, Pulaski Park is an important downtown resource, and the project will create a vibrant downtown greenspace.

WHEREAS, the project meets the goals of the Sustainable Northampton Plan and the Open Space, Recreation and Multiuse Plans.

WHEREAS, the Department of Public Works received extensive public input about the design of the Park, and the selected design reflects that process.

WHEREAS, the City Council and CPA in 2013 and 2014 granted \$1,698,500 in CPA funds to support the design and development of design plans and construction for the project, which broke ground in Fall, 2015.

WHEREAS, CPA funds will be used to satisfy a condition of a \$400,000 state Parkland Acquisitions and Renovations for Communities grant that overhead utilities be buried.

WHEREAS, on November 18, 2015, the Northampton Community Preservation Committee, voted 5-3 to recommend that \$200,000 in CPA funds be used to support Phase One of the project.

NOW, THEREFORE BE IT ORDERED,

That \$200,000 be appropriated from Community Preservation Act funding to the Northampton Department of Public Works for additional funding for the Pulaski Park Renovation Project, for underground utility work or other construction expenses related to construction of Pulaski Park improvements. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$145,000 is appropriated from the CPA Open Space Reserve (account #2344930-359931), and \$55,000 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Community Preservation Committee

Ordered, that

WHEREAS, the Northampton Conservation Commission and Northampton Office of Planning and Sustainability submitted a CPA application for restoration of grass and brushland habitat in a ten acre section of the Mineral Hills;

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, Northampton Community Preservation Plan, and Open Space, Recreation and Multiuse Trail Plan to preserve agricultural and rural character and remove invasive species;

WHEREAS, the project will create habitat that may be suitable for endangered species, and potentially restored agricultural land, and was recommended as a priority in a forest stewardship plan, as well as Laurie Sanders' *Rediscovering Northampton 2015*, a management plan for conservation areas;

WHEREAS, on November 18, 2015, the Northampton Community Preservation Committee voted unanimously to recommend that \$3,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$3,000 be appropriated from Community Preservation Act funding to the Northampton Conservation Commission and Northampton OPS for the Mineral Hills Habitat Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$3,000 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Community Preservation Committee

Ordered, that

WHEREAS, Historic Northampton, Inc. submitted an application for Community Preservation Act funding for continued work to restore, renovate and stabilize the Damon and Shepherd Houses, and protect historic artifacts;

WHEREAS, CPA funds will be used to secure an important historic resource that is valued by the community and the region, on which the City holds a permanent preservation restriction;

WHEREAS, the project has a great deal of community support, and will help preserve the City's sense of place;

WHEREAS, all work will be consistent with the Secretary of the Interior Standards for the Treatment of Historic Properties;

WHEREAS, on November 18, 2015 the Northampton Community Preservation Committee, voted unanimously to recommend that \$131,310 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$131,310 be appropriated from Community Preservation Act funding to Historic Northampton, Inc. for electrical work, roof and window replacement, and other related work to the Damon and Shepherd Houses. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$131,310 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932).

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Community Preservation Committee

Ordered, that

WHEREAS, Northampton Youth and Community Rowing submitted a CPA application for installation of a gate and signage at the new Connecticut River Greenway Riverfront Park;

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, Northampton Community Preservation Plan, and Open Space, Recreation and Multiuse Trail Plan regarding creation of a park and boathouse with riverfront access;

WHEREAS, significant public and private funds have already been invested in the site, and the project will increase awareness of the park and programs offered there as a valuable public resource;

WHEREAS, the parties involved in management of the site will develop a written agreement regarding use of the gate;

WHEREAS, on November 18, 2015, the Northampton Community Preservation Committee voted unanimously to recommend that \$5,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$5,000 be appropriated from Community Preservation Act funding to Northampton Youth and Community Rowing for the Connecticut River Greenway Gate project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$5,000 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Community Preservation Committee

Ordered, that

WHEREAS, the Northampton Conservation Commission and Northampton Office of Planning and Sustainability submitted a CPA application for purchase of a 17-acre parcel on Route 10 for permanent protection.

WHEREAS, the parcel serves an important wildlife connection, that will preserve a natural link between the Oxbow and Arcadia Wildlife Sanctuary, and the City's western foothills.

WHEREAS, the project meets the goals of the Sustainable Northampton Plan, Northampton Community Preservation Plan, and Open Space, Recreation and Multiuse Trail Plan to protect open space and provide for passive recreation.

WHEREAS, CPA funds will be used as the local match for a state Local Acquisitions for Natural Diversity grant; and

WHEREAS, on November 18, 2015, the Northampton Community Preservation Committee voted unanimously to recommend that \$55,000 in Community Preservation Act funds be used to support this project.

NOW, THEREFORE BE IT ORDERED,

That \$55,000 be appropriated from Community Preservation Act funding to the Northampton Conservation Commission and Northampton OPS for the Rocky Hill Open Space Acquisition Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, \$55,000 is appropriated from the CPA Budgeted Reserve (account #2344930-359930).

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the City Council,

Upon the Recommendation of Councilor Ryan R. O'Donnell

Ordered, that

WHEREAS, The City of Northampton recognizes the importance of providing earned sick time to its employees in order to safeguard the public health, keep the cost of healthcare down, and allow workers to take care of themselves and their families; and

WHEREAS, Voters approved ballot initiative Question 4, entitled "Earned Sick Time for Employees" on November 4th, 2014, providing that employees may earn and use sick time if they must be absent from work for certain reasons; and

WHEREAS, Northampton voters approved Question 4 by a vote of 81% to 19%; and

WHEREAS, The law allows employees to use earned sick time to look after their own medical needs or the needs of family members, or to address issues related to domestic violence; and

WHEREAS, The law requires an employer to provide a minimum of one hour of earned sick time for every thirty hours worked by an employee; and

WHEREAS, Workers employed by a city are not included under this law unless the City Council votes to accept the law as required by Article CXV of the Amendments to the Constitution of the Commonwealth.

NOW, THEREFORE, BE IT ORDERED

That the City Council accepts the provisions of MGL Chapter 149, Section 148C, effective July 1st, 2015.

City of Northampton
MASSACHUSETTS

16.024
A Warrant

To establish the date, time, and location of an upcoming
election of registered voters

In the City Council February 4, 2016

Upon the Recommendation of City Clerk Wendy Mazza,

that meetings of the members of the Democratic, Republican, Green-Rainbow and United Independent Party, in the City of Northampton, qualified to vote, will be held on Tuesday, March 1, 2016 in the several polling places designated for the purpose by the City Council, as follows:

- WARD 1, Precinct A - In Jackson Street School Auditorium
- WARD 1, Precinct B - In Jackson Street School Auditorium
- WARD 2, Precinct A - In Smith Vocational-Agricultural High School
- WARD 2, Precinct B - In Smith Vocational-Agricultural High School
- WARD 3, Precinct A - In the Senior Center, Great Room, 67 Conz Street
- WARD 3, Precinct B - In the Senior Center, Great Room, 67 Conz Street
- WARD 4, Precinct A - In the Senior Center, Great Room, 67 Conz Street
- WARD 4, Precinct B - In the Senior Center, Great Room, 67 Conz Street
- WARD 5, Precinct A - In Florence Civic and Business Building, 90 Park Street
- WARD 5, Precinct B - In Smith Vocational-Agricultural High School
- WARD 6, Precinct A - In Robert K. Finn Ryan Road School
- WARD 6, Precinct B - In Robert K. Finn Ryan Road School
- WARD 7, Precinct A - In John F. Kennedy Middle School, Community Room
- WARD 7, Precinct B - In Leeds School Gymnasium, Lower Level

The polls will be opened at seven o'clock in the forenoon and closed at eight o'clock in the evening of the said day, and all such members will in the wards in which they are entitled to vote between said hours give in their votes for to the primary officers for the election of candidates of political parties for the following offices:

Presidential Preference.

One State Committee Man for each Political Party for the Hampshire, Franklin & Worcester District

One State Committee Woman for each Political Party for the Hampshire, Franklin & Worcester District

35 Members of the Democratic Ward Committee.

35 Members of the Republican Ward Committee.

10 Members of the Green-Rainbow Ward Committee

10 Members of the United Independent Party Ward Committee

City of Northampton
MASSACHUSETTS

In City Council, January 21, 2016

Upon the recommendation of the Office of Planning and Sustainability and the Conservation Commission

Ordered, that

WHEREAS, On August 20, 1992, City Council approved the purchase of a parcel of land from Richard Abuza to add to the Broad Brook/Fitzgerald Lake Greenway;

WHEREAS, The City Council Order included a condition, added on the floor of City Council, “that hunting be allowed on the property except within 300 feet of walking trails;

WHEREAS, In all other conservation areas, the Conservation Commission has the discretion to write their own regulations and to determine where hunting should and should not be allowed based on the City’s ***Open Space, Recreation and Multiuse Trail Plan*** and based on site specific conditions.

NOW, THEREFORE BE IT ORDERED,

City Council hereby removes said condition that “hunting be allowed on the property,” leaving it to the Conservation Commission to write their own regulations for hunting on this property, as they do for all other conservation property.

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Sixteen

Upon the Recommendation of Chief Jody Kasper and Councilor Ryan O’Donnell.

**16.025
AN ORDINANCE**

**RELATIVE TO PARKING NEAR THE POLICE STATION
ON CENTER STREET**

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That the § 312-104 of the Code of Ordinances be amended as follows:

§ 312-104 Schedule III: Limited-Time Parking.

Center Street	Northerly	15 mins./8:00 a.m. to 6:00 p.m.; Monday through Saturday	A point 179 feet easterly from Center Court	A point 197 feet easterly from Center Court
<u>Center Street</u>	<u>Northerly</u>	<u>15 mins./8:00 a.m. to 6:00 p.m.; Monday through Saturday</u>	<u>A point 161 feet easterly from Center Court</u>	<u>A point 179 feet easterly from Center Court</u>

SECTION 2

That § 312-102 of the Code of Ordinances be amended as by adding the following:

§ 312-102 Schedule I: Parking Prohibited All Times.

<u>Center Street</u>	<u>Northerly</u>	<u>A point 179 feet easterly from Center Court</u>	<u>A point 197 feet easterly from Center Court</u>
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**City of Northampton
MASSACHUSETTS**

In the Year Two Thousand Fifteen

Upon the Recommendation of City Councilor Jesse M. Adams and City Councilor Ryan R. O'Donnell

ORDINANCE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by amending section 350-2.1 and adding section 350-12.3 of said code; providing for standards for significant trees.

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

Section 1.

That § 350-2.1 be amended by inserting the following definitions in alphabetical order:

CALIPER DIAMETER

The diameter of a tree trunk of a new tree measured at 12 inches above the ground.

CRITICAL ROOT ZONE (CRZ)

The critical root zone (also known as essential root zone) is the portion of the diameter of a tree's root system that is the minimum necessary to maintain the stability and vitality of the tree. For the purposes of this section the critical root zone shall be calculated by using the following formula: the Diameter at Breast Height in inches multiplied by 24. For example, for a tree with a trunk diameter of 10 inches, the critical root zone would have a diameter of 20 feet.

DIAMETER AT BREAST HEIGHT (DBH)

The diameter of a tree trunk measured at 4.5 feet above the ground.

DRIP LINE

A circular area around a tree encompassing the tips of its outermost branches from which rainwater tends to drip.

SIGNIFICANT TREES

Any tree of 20 inches diameter breast height (DBH) or larger or any other tree specifically identified as a specimen tree on any Tree Inventory Plan adopted by the Planning Board.

Section 2.

That the following section be added to the Code of Ordinances after § 350-12.2:

§ 350-12.3 Significant Trees

- A. Legislative findings and intent. The City of Northampton finds that Significant Trees enhance air quality, reduce noise, reduce energy costs, create habitat, enhance aesthetics and property values, and benefit city neighborhoods. The intent of this section is to encourage the preservation and protection of Significant Trees during development and redevelopment projects that require a site plan approval, special permit, comprehensive permit, finding, or variance (collectively “zoning relief”).
- B. No person shall remove any Significant Tree associated with any site plan approval or any other zoning relief without a site plan approval from the Planning Board (if a site plan approval is otherwise required), or an administrative site plan approval from the Office of Planning and Sustainability if no site plan is otherwise required.
- C. The removal of any Significant Tree after July 1, 2015 or within ~~eighteen~~twelve (12) months immediately prior to such a site plan or zoning relief, whichever is later, shall be subject to this section.
- D. The requirements of this section shall not apply to:
1. Trees located on property under the jurisdiction of the Conservation Commission.
 2. City-owned Public Shade Trees pursuant to M.G.L. Chapter 87.
 3. Trees associated with emergency projects necessary for public safety, health and welfare as determined by the Building Commissioner, Director of Planning and Sustainability, or Director of Public Works.
 4. Trees that are hazardous due to disease, age, or shallow roots, as determined and confirmed in writing by a certified arborist and reviewed by the City’s Tree Warden.
 - ~~4.5. The section is not meant to regulate work performed by a utility company in maintenance of its rights of way or in its maintenance, repair or replacement of infrastructure that is unrelated to a development project requiring zoning relief.~~
- E. Any person removing a Significant Tree that is subject to this section shall satisfy either of the following conditions:
1. Provide for replacement trees according to the following standards:
 - i. Replacement trees shall be non-invasive deciduous trees (as defined by the Planning Board) on or off-site, as approved as part of a site plan or administrative site plan, so that for each inch of Diameter at Breast Height of the removed trees there shall be no less than one-half inch of Caliper Diameter of replacement trees.
 - ii. Replacement trees shall have a minimum of two inch Caliper Diameter.
 - iii. Replacement trees shall be maintained in good health a minimum of 24 months after they are planted as confirmed by the City’s Tree Warden. If replacement trees are not found to be in “good health” as determined by the Tree Warden, the trees shall be replaced as directed by the Warden.

- iv. Replacement trees shall either be Approved Street Tree Species as defined in Section 290-38 or other trees that are hardy in all of the following USDA Plant Hardiness Zones: 6a, 6b, 7a, and 7b.
2. Pay funds to the city for a Tree Replacement Fund account that, in the ~~city's~~ Planning Board's estimate, will allow the city to plant new Public Shade Trees on city property in accordance with the above formula.

F. Protection of Significant Trees during Construction.

1. Any Significant Trees to be retained and any replacement trees on property where demolition and/or construction activity is planned shall be protected in an area shown on the approved site plan and should follow American National Standards Institute (ANSI) A300 standards for tree care practices.
2. The protected area shall exceed both the critical root zone and drip-line of each Significant Tree unless the Planning Board approves an alternate maintenance and tree protection plan submitted by a certified arborist.
3. A certified arborist shall submit a written letter to the Building Commissioner, Tree Warden and Office of Planning and Sustainability certifying that such area has been so protected in accordance with the site plan.

G. Recordkeeping. The Department of Planning and Sustainability shall collect annual totals of the number and Diameter at Breast Height measurements of Significant Trees preserved and replaced.

Committee Report on a Legislative Matter

Report Regarding: 15.377

Zoning for Significant Trees

From:

Comm. on Rules, Orders,
Appointments & Ordinances

Date of Meeting: 11/9/2015

Prepared By: P. Powers

Factors Considered:

Recommendation:	
Move to Continue to the Next meeting.	
Yes	3
No	0
Abstain	0
Abstain	0

The Committee reviewed the ordinance and considered the recommendations of the Planning Board as presented by Sr. Land Planner Carolyn Misch.

Comments, Discussion & Debate:

Councilor O'Donnell moved to recognize Sr. Land Planner Carolyn Misch who was present to review the changes to the Ordinance regarding significant trees. It was noted that the version that was attached to the agenda did not include changes that were proposed and agreed upon by the Planning Board and by this committee at its last meeting. Ms. Misch will review the document for missing language and provide to the Admin. Assistant. Once updated, this ordinance can go back to City Council for approval. Specifically, the sentence "The section is not meant to regulate work performed by a utility company in maintenance of its rights of way or in its maintenance repair or replacement of infrastructure that is unrelated to a development project requiring zoning relief" should be moved to section D. 5.

Other changes: capitalization of Warden; under E. remove the website address and replace with Planning Board.

Ms. Misch indicated that at the last meeting Councilor Murphy had indicated that he wanted better language to address continuity of ownership. Ms. Misch suggested that to address this, she recommends that the standards should apply if trees are removed within 12 months immediately prior to a site plan or zoning relief. This length of time would replace the current 18 month stipulation. (section C). Given the amount of time it takes to plan a project and get it in the approval pipeline, 12 months seems realistic.

Refer to Ordinance and Planning Board

CITY OF NORTHAMPTON
MASSACHUSETTS

In the Year Two Thousand and Sixteen

Upon the Recommendation of Office of Planning and Sustainability & Planning Board

16.004

An Ordinance

Relative to specifications on sign lighting in residential and commercial districts
and creating specifications for dynamic display boards.

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section 350-7.2 7.3 7.4 of said code; providing for specifications on sign lighting in residential and commercial districts and creating specifications for dynamic display boards.

ORDINANCE

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That §350-7.2 of the Code of Ordinances be amended as follows:

16.005

Refer to Ordinance and Planning Board

7.2 B amended as shown:

A sign (including temporary interior window displays or banners) or its illuminator shall not by reason of its location, shape, size, or color interfere with traffic or be confused with or obstruct the view or effectiveness of any official traffic sign, traffic signal, or traffic marking. A sign or any part thereof which moves or flashes, ~~all signs of the traveling light or animated type, and all beacons and flashing devices are prohibited,~~ except that such portions of a sign as consist solely of indicators of time and/or temperature ~~or automatically changing message~~ shall comply with the requirements herein as dynamic display ~~be permitted if the Planning Board and Chief of Police determine that the sign is not a hazard to traffic and pedestrian safety.~~ All illumination of signs must be in conformance with § 350-12.2.

7.2T {New subsection in general sign standards to define outdoor dynamic display }

Dynamic display sign means any sign designed for outdoor use that is capable of displaying a video signal, including, but not limited to, cathode-ray tubes (CRT), light-emitting diode (LED) displays, plasma displays, liquid-crystal displays (LCD), or other technologies used in commercially available televisions or computer monitors. Signs with this technology which are placed by a public agency for the purpose of directing or regulating pedestrian or vehicle movement use are exempt from this ordinance.

7.2U {New subsection in general sign standards to prohibit mobile dynamic display }

A dynamic display sign on, in, or part of any portable/mobile vehicle parked in view of the public way, whether registered or unregistered and which carries, displays, any sign or billboard for the primary purpose of advertising will be regulated as a ground sign (see relevant district allowances for ground signs).

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That §350-7.3 of the Code of Ordinances be amended as follows:

7.3C {Signs in Residential Districts}

Institutional and other non-residential uses in residential districts allowed in accordance with:

1) Each membership club, funeral establishment, nursing care facility~~hospital, , community facility or public utility~~ may have one ground identification sign ~~(not to exceed~~ up to a maximum of 10 square feet in surface area). If signs are illuminated, they may only be illuminated between the hours of 7 AM and 10 PM.

2) C~~and~~ churches, community ~~facilities~~ centers~~not places of public assembly~~, schools may have one ~~additional~~ ground sign up to a maximum of ~~(not to exceed~~ 40 square feet in surface area). Such signs shall be set back at least 1/2 the required depth of the front yard setback. ~~provided that such sign(s), if lighted, shall be illuminated internally or by indirect method with white light only and in conformance with § 350-12.2.~~ Signs may only be illuminated between the hours of 7 AM and 10 PM. Signs may contain dynamic display, as defined in 7.2T above, so long as the following are met:

- a) The dynamic display area may be no more than one-half the total sign area

Refer to Ordinance and Planning Board

- b) Minimum display time between display changes shall be 30 minutes. Transition time to next display shall be less than one second.
- c) Display boards shall not emit sound.
- d) If images are displayed, only static, non-fluctuating, non-changing video images allowed.
- e) Signs must have photocells that automatically dim in dark conditions in direct correlation to natural ambient light conditions. At no time, shall the sign lights be greater than .3 footcandles above ambient light conditions.

3) ~~and such signs shall be set back at least 1/2 the required depth of the front yard setback.~~ Tourist home/bed-and-breakfast establishments ~~facilities~~ may have one identification sign, attached flush to the structure (not to exceed three square feet in surface area), provided that such sign, if lighted, shall be ~~illuminated by indirect method with white light only~~ in conformance with § 350-12.2 and may only be illuminated between the hours of 7 AM and 10 PM.

That §350-7.3D of the Code of Ordinances be amended as follows:

7.3D. For approved residential subdivisions, townhouse, multifamily, and open space developments, one ground sign identifying the development, provided that:

(4) If lighted, ~~it shall be illuminated internally, or by indirect method with white light only and must be in conformance with § 350-12.2~~ may only be illuminated between the hours of 7 AM and 10 PM. No dynamic displays allowed.

That §350-7.4B6 / D of the Code of Ordinances be amended as follows:

New 7.4B6- ~~+~~ Illumination for wall signs Commercial district sign section ~~+~~

Dynamic displays shall comply with:

- a) Minimum display time between display changes shall be 1 minute. Transition time to next display shall be less than one second.
- b) Display boards shall not emit sound.
- c) The display must be turned off at the close of business
- d) Signs must have photocells that automatically dim in dark conditions in direct correlation to natural ambient light conditions. At no time, shall the sign lights be greater than .3 footcandles above ambient light conditions.

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7.4D Business signs shall be permitted as ground signs as ~~follows~~ 350.12.2. Dynamic displays must comply with 7.4B6, above except the following. Informational boards may emit sound only if such boards are used as accessory to drive-through sales and service establishments and if they are not directed/oriented to the street. Such boards are not considered ground signs under these provisions. ~~+~~

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In all I, BP and PV Districts, the following exterior signs, and no others, are permitted:

A. Signs permitted in § 350-7.3 (R Districts), subject to the same regulations.

B. Business signs shall be permitted as follows:

Refer to Ordinance and Planning Board

(1)7.5 In all GI and BP Districts and for PV Districts as provided in Subsection D below not more than two wall signs for each building, provided that each sign:

(c) If lighted, ~~it each shall be illuminated internally or by indirect method with white light only and shall be in conformance with § 350-12.2.~~ comply with lighting standards in 7.4B(6) whether dynamic or static;

(3)In all OI, GI and BP Districts, and for PV Districts as provided in Subsection D below, one ground sign for each building, provided that:

(d)If lighted, it shall ~~comply with lighting standards in 7.4B(6) whether dynamic or static display~~ ~~be illuminated internally or by indirect method with white light only and shall be in conformance with § 350-12.2.~~

City of Northampton
Massachusetts

In the Year **2016**

Upon the Recommendation of **Mayor David J. Narkewicz**

16.028

AN ORDINANCE

To delete Subdivision of Land from Chapter 290 of the Code Book

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising § **Chapter 290** of said Code; providing that **Subdivision of Land**.

Be it ordained by the City Council of the City of Northampton, in city Council assembled, as follows:

Section 1: that § **Chapter 290** of the Code of Ordinances of the City of Northampton Massachusetts, be amended so that such section shall read as follows:

Section § **Chapter 290**

Delete

Chapter 290 and add in place thereof: Reserved: See Subdivision of Land regulations listed on www.northamptonma.gov