



CITY COUNCIL  
**CITY OF NORTHAMPTON**  
MASSACHUSETTS

Councilors:

- President Ryan R. O'Donnell, At-Large
- William H. Dwight, At-Large
- Maureen T. Carney, Ward 1
- Dennis P. Bidwell, Ward 2
- James Nash, Ward 3
- Vice-President 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: June 6, 2019**  
**Meeting Time: 7:00pm**

**1. Announcement of Audio/Video Recording**

This meeting is being audio and video recorded.

**2. Public Comment**

**3. Roll Call**

**4. Public Hearings**

**A. 7:00 pm Continuation of Public Hearing (from June 5, 2019)  
Concerning the FY20 Budget**

IN ACCORDANCE WITH The Charter of Northampton, Massachusetts, Article 7 Finance and Fiscal Procedures, Section 7-4: Action on the Operating Budget, and BY ORDER OF THE CITY COUNCIL, a Public Hearing will be held to consider the Proposed FY2020 budget commencing on June 5, 2019 at 7 p.m. in Council Chambers, 212 Main Street, Northampton, MA and continuing on June 6, 2019 at 7:00 p.m. in Council Chambers. The City Council will hear all

persons who wish to be heard thereon.

**B. 7:05 pm Public Hearing on 19.043 National Grid/Verizon New England Pole Petition for Burts Pit Road (Petition #27859494)**

In accordance with the provisions of Section 22, Chapter 166 of the General Laws, a public hearing will be held on Thursday, June 6, 2019 @ 7:05 p.m. in City Council Chambers, 212 Main Street, Northampton, on the petition of National Grid/Verizon New England to erect poles and wires upon, along, under or across one or more public ways. Pole Petition #27859494 - Burts Pit Road.

Documents:

[19.043 DPW Recommendation.pdf](#)

[19.043 National Grid-Verizon Pole Petition for Burts Pit Road.pdf](#)

## **5. Updates from Council President & Committee Chairs**

**A. Appointments to Select Committee on Pesticide Reduction**

Letter from Council President Ryan O'Donnell

Documents:

[19.012 Appointments to Select Committee on Pesticide Reduction.pdf](#)

**B. Announcement regarding Executive Session Minutes**

The Open Meeting Law (M.G.L. Chapter 30A, Section 22) requires public bodies to regularly review minutes of Executive Session to determine if they may be disclosed. The Executive Session minutes of November 16, 2017, February 21, 2019 and March 21, 2019 have been reviewed. It has been determined that, because of pending legal action and ongoing contract negotiations, disclosure would defeat the lawful purpose of the Executive Sessions, so continued nondisclosure is warranted

## **6. Recognitions and One-Minute Announcements by Councilors**

## **7. Communications and Proclamations from the Mayor**

## **8. Resolutions**

**A. 19.091 A Resolution Affirming Support for Access to Safe and Legal Abortion in the Commonwealth of Massachusetts and Across the United States - 1st reading**

Documents:

## 9. Presentations

## 10. Consent Agenda

### A. Minutes of May 16, 2019

Documents:

[05-16-2019\\_City Council Minutes.pdf](#)

### B. 19.040 Appointment to Council on Aging - Positive recommendations, City Services - 5/6/2019

#### Council on Aging

**Robert Dionne**, 87 Vernon Street, Northampton

Term: April 2019 to June 2021

*To fulfill the unexpired term of Jean Petty*

#### Housing Partnership

*(Correction to term length for recently appointed member)*

**Carmen Junno**, 73 Straw Avenue, Florence

*Corrected Term: March 2019 to June 2022*

Documents:

[19.040 Appointment to Council on Aging.pdf](#)

### C. 19.060 Applications for Business Owner's Permit and 5 Taxicab Licenses from Jeffrey Miller - Cosmic Cab Co.

**Process note:** On 5/23/2019, the ZBA issued a finding that the non-conforming commercial use of Hooker Avenue is not more detrimental to the neighborhood than the previous non-conforming use, so the storage/maintenance site is in compliance with zoning.

Documents:

[19.060 Cosmic Cab Insurance Declarations Page.pdf](#)

[19.060 Applications for Business Owners Permit and 5 Taxicab Licenses from Jeffrey Miller - Cosmic Cab Co..pdf](#)

[19.060 Business Owners Permit.pdf](#)

[19.060 ZBA Finding for Hooker Avenue.pdf](#)

### D. 19.065 Appointments to Various Committees - all positive recommendations with removals as shown, City Services - 6/3/2019

#### Arts Council

~~Rachel Hart, 211 Elm St., Unit 2A, Northampton~~

~~Term: July 2019-June 2022~~

*Reappointment*

**Note: Removal – per Mayor's office, Rachel Hart was reappointed March 7, 2019 to a term ending in June of 2021 and so is not in need of reappointment.**

**Courtney Hummel, 320 Elm St., #2R, Northampton**

**Term:** July 2019-June 2022

*Reappointment*

**Board of Assessors**

**Denny Nolan, 319 Elm St., Northampton**

**Term:** July 2019-June 2022

*Reappointment*

**Board of Health**

**Joanne Levin, 40 Columbus Ave., Northampton**

**Term:** July 2019-June 2022

*Reappointment*

**Council on Aging**

**Donna Park, 205 Prospect St., Northampton**

**Term:** July 2019-June 2022

*Reappointment*

~~**Robert Dionne, 87 Vernon St., Northampton**~~

~~**Term:** July 2019-June 2022~~

*Reappointment*

**Note: Removal – Robert Dionne was forwarded for reappointment by memo dated April 4, 2019 and the City Services Committee forwarded a positive recommendation on this appointment at its meeting May 6, 2019. He is already on the June 6, 2019 agenda to be officially reappointed through June 2021 and so is not in need of additional action.**

**Benjamin Capistrant, 48 High St., Florence**

**Term:** July 2019-June 2022

*Reappointment*

**Community Preservation Committee**

**Brian Adams**, 36 Arlington St., Northampton

**Term:** July 2019-June 2022

*Reappointment*

**Conservation Commission**

**C. Mason Maronn**, 18 Ellington Rd., Florence

**Term:** July 2019-June 2022

*Reappointment*

**Randy Krotowski**, 171 Emerson Way, Florence

**Term:** July 2019-June 2022

*Reappointment*

**Disability Commission**

**Emma Cornwell**, 35 Holyoke St., Northampton

**Term:** July 2019-June 2022

*Reappointment*

**Historical Commission**

**Martha Lyon**, 313 Elm St., Northampton

**Term:** July 2019-June 2022

*Reappointment*

**Craig Della Penna**, 62 Chestnut St.

**Term:** July 2019-June 2022

*Reappointment*

**Housing Partnership**

**Tess Perrone Poe**, 32 Masonic St., #4, Northampton

**Term:** July 2019-June 2022

*To fill a vacancy as representative from the Planning Board*

**Human Rights Commission**

**Megan Paik**, 9 Laurel St., Northampton

~~Term: July 2019-June 2022~~

~~Reappointment~~

**Note: Removal –Megan Paik was appointed March 7, 2019 to a term ending in June of 2022 and so is not in need of reappointment.-**

**Karen Bellavance-Grace**, 19 Church St., Northampton

**Term:** July 2019-June 2022

*Reappointment*

**Parks & Recreation Committee**

**Thomas Dunphy**, 6 Chesterfield Rd., Leeds

**Term:** July 2019-June 2022

*Reappointment*

**David Cronin**, 103 Pioneer Knolls Ext., Florence

**Term:** July 2019-June 2022

*Reappointment*

**Planning Board**

~~**Terry Culhane**, 5 Stearns Court, Northampton~~

~~**Term:** July 2019-June 2022~~

~~*Reappointment*~~

**Note: Terry Culhane has withdrawn his request for reappointment.**

~~**Christa Grenat**, 492 Elm St., Northampton~~

~~**Term:** July 2019-June 2022~~

~~*Reappointment*~~

**Zoning Board of Appeals**

~~**Elizabeth Silver**, 67 Willow St., Florence~~

~~**Term:** July 2019-June 2022~~

~~*Reappointment*~~

**Sara Northrup**, 147 Hinckley St., Florence

**Term:** July 2019-June 2022

*Reappointment*

Documents:

[19.065 Appointments to Various Committees.pdf](#)

**E. 19.079 Appointments to Various Committees - all positive recommendations, City Services - 6/3/2019**

**Community Preservation Committee**

**Linda Morley**, 244 Prospect Street, Northampton

**Term:** July 2019-June 2022

*Reappointment*

**Housing Partnership**

**Patrick Boughan**, 95 Straw Avenue, Florence

**Term:** July 2019-June 2022

*Reappointment*

**Alexander Jarrett**, 8 High Street, Florence

**Term:** July 2019-June 2022

*Reappointment*

**Gordon Shaw**, 582 Haydenville Road, Leeds

**Term:** July 2019-June 2022

*Reappointment*

**Planning Board**

**Tess Perrone Poe**, 32 Masonic St., #4, Northampton

**Term:** July 2019-June 2022

*Reappointment*

**Whiting Street Fund Committee**

**Michael Quinlan**, 712 Bridge Road, Northampton

**Term:** July 2019- June 2022

*Reappointment*

Documents:

[19.079 Appointments to Various Committees.pdf](#)

**F. 19.093 Appointments to Disability Commission, etc. - for referral to City Services**

**Arts Council**

**Danielle Amodeo**, 50 Union Street, #13, Northampton

Term: July 2019-June 2021

*To fulfill the unexpired term of Dara Herman Zierlein*

**Conservation Commission**

**Jason Perry**, 14 Carolyn Street, Florence

Term: July 2019-June 2022

*Reappointment*

**Disability Commission**

**Judith Kimberly**, 693 Park Hill Road, Florence

Term: July 2019-June 2022

*Reappointment*

**Gene Page**, 46 Evergreen Road, #107, Leeds

Term: July 2019-June 2022

*Reappointment*

**Chris Palames**, 659 Park Hill Road, Florence

Term: July 2019-June 2022

*Reappointment*

**Human Rights Commission**

**Jeromie Whalen**, 31 Union Street, Northampton

Term: July 2019- June 2022

*Reappointment*

**Public Shade Tree Commission**



**Marilyn Castriotta**, 79 West Street, Northampton

Term: July 2019-June 2022

*Reappointment*

Documents:

[19.093 Appointments to Disability Commission etc..pdf](#)

[19.093 Mayors Appointment Memo.060619.pdf](#)

**G. 19.094 Petitions for Annual Second Hand Dealer Licenses**

Renewal Licenses for:

Electric Eye Records, 52 Main Street, #6

Petitioner: Andrew Crespo

Ryans Jewelers, 14 Strong Avenue

Petitioner: John Malikowski

Documents:

[19.094 Petitions for Annual Second Hand Dealer Licenses.pdf](#)

**11. Recess for Committee on Finance (See Separate Agenda)**

**12. Financial Orders (on 1st reading pending Finance review)**

Rule 2.6 requires the Finance Committee to consider certain financial matters.

**A. 19.081 An Order to Borrow Money and Authorize Acquisition of 100 Acres at Pine Grove Golf Course - 1st reading**

Documents:

[19.081 An Order to Borrow Money and Authorize Acquisition of 100 Acres at Pine Grove Golf Course.pdf](#)

**B. 19.082 An Order to Purchase 5.8 Acres in the Broad Brook-Fitzgerald Lake Greenway - 1st reading**

Documents:

[19.082 An Order to Purchase 5.8 Acres in the Broad Brook-Fitzgerald Lake Greenway.pdf](#)

**C. 19.083 An Order to Convey a Permanent Historic Preservation Restriction for Bridge Street Cemetery - 1st reading**

**Process note:** Two readings are respectfully requested to expedite

reimbursement request.

Documents:

[19.083 An Order to Convey a Permanent Historic Preservation Restriction for Bridge Street Cemetery.pdf](#)

**D. 19.084 An Order to Approve FY2020 General Fund Budget - 1st reading**

Documents:

[19.084 An Order to Approve FY2020 General Fund Budget.pdf](#)

**E. 19.085 An Order to Approve FY2020 Sewer Enterprise Fund Budget - 1st reading**

Documents:

[19.085 An Order to Approve FY2020 Sewer Enterprise Fund Budget.pdf](#)

**F. 19.086 An Order to Approve FY 2020 Water Enterprise Fund Budget - 1st reading**

Documents:

[19.086 An Order to Approve FY 2020 Water Enterprise Fund Budget.pdf](#)

**G. 19.087 An Order to Approve FY 2020 Solid Waste Enterprise Fund Budget - 1st reading**

Documents:

[19.087 An Order to Approve FY 2020 Solid Waste Enterprise Fund Budget.pdf](#)

**H. 19.088 An Order to Approve FY 2020 Stormwater and Flood Control Enterprise Fund Budget - 1st reading**

Documents:

[19.088 An Order to Approve FY 2020 Stormwater and Flood Control Enterprise Fund Budget.pdf](#)

**I. 19.089 An Order to Approve FY2020 Revolving Funds - 1st reading**

Documents:

[19.089 An Order to Approve FY2020 Revolving Funds.pdf](#)

**J. 19.090 Order to Rescind Borrowing Authority - 3 Votes - 1st reading**

Documents:

[19.090 An Order to Rescind Borrowing Authority - 3 Votes.pdf](#)

**K. 19.092 An Order to Rescind Unused Borrowing Authority for MSBA Projects - Bridge Street and Leeds School Roofs - 1st reading**

Documents:

[19.092 An Order to Rescind Unused Borrowing Authority for MSBA Projects - Bridge Street and Leeds School Roofs.pdf](#)

**13. Financial Orders (on 2nd reading)**

**A. 19.075 An Order to Authorize Borrowing \$15 Million for Electrical and Process Upgrades to the Wastewater Treatment Plant - 2nd reading**

**History:**

- Positive recommendation, Finance Committee - 5/16/2019
- Passed 1st reading - 5/16/2019

Documents:

[19.075 An Order to Authorize Borrowing 15 Million for Electrical and Process Upgrades to the Wastewater Treatment Plant.pdf](#)

**B. 19.077 An Order to Establish Marijuana Community Impact Fee Stabilization Fund - 2nd reading**

**History:**

- Positive recommendation, Finance Committee - 5/16/2019
- Passed 1st reading - 5/16/2019

Documents:

[19.077 An Order to Establish Marijuana Community Impact Fee Stabilization Fund.pdf](#)

**C. 19.078 An Order to Dedicate Marijuana Host Community Fees to Marijuana Community Impact Fee Stabilization Fund - 2nd reading**

**History:**

- Positive recommendation, Finance Committee - 5/16/2019
- Passed 1st reading - 5/16/2019

Documents:

[19.078 An Order to Dedicate Marijuana Host Community Fees to Marijuana Community Impact Fee Stabilization Fund.pdf](#)

## 14. Orders

## 15. Ordinances (Not yet Referred)

Rule 5.2.3 provides that no ordinance shall be voted on by the City Council until it has been considered by the Committee on Legislative Matters.

## 16. Ordinances

### A. 18.231 An Ordinance Relative to Large-Scale Ground-Mounted Solar Arrays - 2nd reading

#### History:

- Referred to Legislative Matters Committee and Planning Board - 1/17/2019
- Joint Public Hearing, LM and PB - 2/11/2019 (PB hearing continued to 3/28/2019; LM continued to 4/8/2019)
- Alternate version proposed by Public Shade Tree Committee
- PB opted for its own amendments; positively recommended ordinance as amended - 3/28/2019
- Public Shade Tree Committee endorsement withdrawn
- At LM hearing, PB and PSTC advocated for two different thresholds of review: 1 acre vs. 3 acres - LM continued to 5/13/2019 with request that PB and PSTC reach consensus
- Compromise language reached between PB and PSTC; PSTC endorsement restored
- Positive recommendation of version representing consensus of PB & PSTC, LM - 5/13/2019
- Passed 1st reading - 5/16/2019

Documents:

[18.231 An Ordinance Relative to Large-Scale Ground-Mounted Solar Arrays.051019.pdf](#)

### B. 19.039 An Ordinance Relative to Parking on Main Street, Florence - 2nd reading

#### History:

- Referred to Legislative Matters - 4/4/2019
- Positive recommendation, LM - 5/13/2019
- Passed 1st reading - 5/16/2019

Documents:

[19.039 An Ordinance Relative to Parking on Main Street, Florence.pdf](#)  
[19.039 Diagram of Main Street Parking.pdf](#)

### C. 19.052 An Ordinance Relative to Parking on Chestnut Street - 2nd reading

#### History:

- Referred to Legislative Matters - 5/2/2019
- Positive recommendation, LM - 5/13/2019

- Passed 1st reading

Documents:

[19.052 An Ordinance Relative to Parking on Chestnut Street.pdf](#)  
[19.052 Chestnut Street Parking Diagram.pdf](#)

#### **D. 19.054 An Ordinance Allowing Marijuana Testing and Processing in Core Business Districts - 1st reading**

##### **History:**

- Referred to Planning Board, Legislative Matters and Community Resources - 5/2/2019
- Neutral recommendation, Community Resources - 5/20/2019
- Joint public hearing held by PB and LM - 5/23/2019
- Amended to add words "below grade."
- Positive recommendation as amended, PB - 5/23/2019
- Positive recommendation as amended, LM - 5/23/2019

Documents:

[19.054 An Ordinance Allowing Marijuana Testing and Processing in Core Business Districts as amended 052319.pdf](#)

#### **E. 19.055 An Ordinance Allowing Marijuana Production/Cultivation, Testing and Processing in the PV District - 1st reading**

##### **History:**

- Referred to Planning Board, Legislative Matters (LM) and Community Resources - 5/2/2019
- Positive recommendation, Community Resources - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Amended to insert words "manufacturing/cultivation" before "facilities" - 5/23/2019
- Positive recommendation as amended, Planning Board - 5/23/2019
- Positive recommendation as amended, LM - 5/23/2019

Documents:

[19.055 An Ordinance Allowing Marijuana Production-Cultivation, Testing and Processing in the PV District as amended 052319.pdf](#)

#### **F. 19.056 An Ordinance Amending the Requirements for Medical Marijuana Operations by Adding Air Filtration - 1st reading**

##### **History:**

- Referred to Planning Board, Legislative Matters (LM) and Community Resources (CR) - 5/2/2019
- Amended to insert word "manufacturing" after "Medical Marijuana" in title and body, CR - 5/20/2019
- Positive recommendation, Community Resources - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Positive recommendation as amended, PB - 5/23/2019
- Positive recommendation as amended, LM - 5/23/2019

Documents:

**G. 19.057 An Ordinance Amending the Requirements for Marijuana Manufacturing in the OI and GI Districts by Adding Air Filtration - 1st reading**

**History:**

- Referred to Planning Board, Legislative Matters (LM) and Community Resources - 5/2/2019
- Positive recommendation, Community Resources - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Positive recommendation, PB - 5/23/2019
- Positive recommendation, LM - 5/23/2019

Documents:

[19.057 An Ordinance Amending the Requirements for Marijuana Manufacturing in the OI and GI Districts by Adding Air Filtration.pdf](#)

**H. 19.058 An Ordinance Clarifying the Provisions for Outdoor Growing of Marijuana - 1st reading**

**History:**

- Referred to Planning Board, Legislative Matters (LM) and Community Resources (CR) - 5/2/2019
- Amended to delete word "processing," CR - 5/20/2019
- Positive recommendation as amended, CR - 5/20/2019
- Joint Public Hearing held by PB and LM - 5/23/2019
- Amended to allow starting structures the whole months of April and May - 5/23/2019
- Positive recommendations as amended, PB and LM - 5/23/2019

Documents:

[19.058 An Ordinance Clarifying the Provisions for Outdoor Growing of Marijuana.pdf](#)

**I. 19.062 An Ordinance to Amend Chapter 5 of the Code of Ordinances by Amending Section 5-7 Special Municipal Employees - 2nd reading**

**History:**

- Referred to LM - 5/2/2019
- Positive recommendation, LM - 5/13/2019
- Passed 1st reading - 5/16/2019

Documents:

[19.062 An Ordinance to Amend Chapter 5 of the Code of Ordinances by Amending Section 5-7 Special Municipal Employees.pdf](#)

**17. Ordinances**

**Process note: Package of seven ordinances to add definitions of 'Short-Term Rental (STR)' and 'Owner-Occupied Dwelling,' change 'Tourist Home/Bed and Breakfast' to 'Bed and Breakfast' and allow STR's in all zoning districts, including PV.**

**History:**

- Referred to Planning Board and Legislative Matters (LM) Committee - 5/16/2019
- Joint Planning Board/Legislative Matters Committee Public Hearing held - 5/23/2019
- Positive recommendation of seven ordinances to define Short-Term Rentals and allow them in all zoning districts, Planning Board - 5/23/2019
- Positive recommendation of package of changes related to Short-Term Rentals, LM - 5/23/2019

**A. 19.068 An Ordinance to Amend Zoning to Add Definitions of Short-Term Rental and Owner-Occupied Dwelling - 1st reading**

Documents:

[19.068 An Ordinance to Amend Zoning to Add Definitions of Short-Term Rental and Owner-Occupied Dwelling.pdf](#)

**B. 19.069 An Ordinance to Amend Zoning to Allow Short-Term Rentals in WSP, SC, SR and RR Districts - 1st reading**

Documents:

[19.069 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the WSP, SC, SR and RR Districts.pdf](#)

**C. 19.070 An Ordinance to Amend Zoning to Allow Short-Term Rentals in URA and URB Districts - 1st reading**

Documents:

[19.070 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the URA and URB Districts.pdf](#)

**D. 19.071 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the URC District - 1st reading**

Documents:

[19.071 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the URC District.pdf](#)

**E. 19.072 An Ordinance to Amend Zoning to Allow Short-Term Rentals in GB and NB Districts - 1st reading**

Documents:

[19.072 An Ordinance to Amend Zoning to Allow Short-Term Rentals in GB and NB Districts.pdf](#)

**F. 19.073 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the CB, EB, HB and OI Districts - 1st reading**

Documents:

[19.073 An Ordinance to Amend Zoning to Allow Short-Term Rentals in the CB, EB, HB and OI Districts.pdf](#)

**G. 19.074 An Ordinance to Amend Zoning to Allow Bed and Breakfasts and Short-Term Rentals in the PV District - 1st reading**

Documents:

[19.074 An Ordinance to Amend Zoning to Allow Bed and Breakfasts and Short-Term Rentals in the PV District.pdf](#)

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

**19. New Business**

*Contact: R. O'Donnell, Council President*  
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(413) 570-3159