



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

A regular meeting of the City Council was called to order by Council President Ryan R. O'Donnell. At 7:05 p.m. on a roll call the following City Councilors were present:

Roll Call

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

Announcement of Audio/Video Recording

Councilor O'Donnell announced that the meeting was being audio and video recorded for broadcast by Northampton Community Television.

Public Hearings

Public Hearings
None.

Updates from Council President & Committee Chairs Announcement Regarding Executive Session Minutes

Updates from Council President & Committee Chairs Announcement Regarding Executive Session Minutes
Councilor O'Donnell made the following announcement:
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 February 16, 2017 and November 16, 2017 have been reviewed and it was determined that, because of ongoing collective bargaining and pending legal action, nondisclosure is still warranted.

Recognitions and One-Minute Announcements by Councilors

Recognitions and One-Minute Announcements by Councilors
Councilor Bidwell reminded residents that the Northampton Police Department's Citizen's Police Academy will begin the first of seven weekly sessions on Thursday, February 7th. The academy will run for seven weeks from 6 to 9 p.m. and is designed to enhance citizen understanding of the role and function of the police department. He encouraged folks to attend.

Communications & Proclamations from the Mayor

Communications and Proclamations from the Mayor
The city received word today that the Commonwealth of Massachusetts has awarded Northampton a \$120,000 land grant for the Willard gravel pit property, Mayor Narkewicz announced. The city applied for funding to purchase the land for conservation purposes. A portion of the former gravel pit is being developed for marijuana cultivation and another portion as a solar installation, he reminded. The city will now acquire additional parts of the land for open space and conservation.

Members congratulated the mayor on the success of the application.

Resolutions

Resolutions
None.

Presentations

Presentations
None.

<p><u>Recess for Committee on City Services Meeting</u></p>	<p>At 7:07 p.m., the City Council recessed for a Committee on City Services meeting. The Committee on City Services adjourned at 7:09 p.m. The City Council reconvened at 7:09 p.m.</p>
<p><u>Consent Agenda</u></p>	<p><u>Consent Agenda</u> Councilor O'Donnell reviewed the items on the consent agenda, offering to remove any item for separate consideration upon request. Councilor Dwight moved to approve the consent agenda. Councilor LaBarge seconded. The motion passed unanimously 9:0 by voice vote.</p> <p>The following items were approved as part of the consent agenda:</p> <p>A. <u>Minutes of January 3, 2019</u></p> <p>B. <u>18.213 Appointments to Charter Review Committee</u> Robert Bourice, 127 Hinckley Street, Florence (Ward 5) Term: January 1, 2019 - December 31, 2019</p> <p>Sam Hopper, 257 South Street, Northampton (Ward 4) Term: January 1, 2019 - December 31, 2019</p> <p>C. <u>18.220 Appointments to Charter Review Committee</u> Stanley W. Moulton, 34 Perkins Avenue, Northampton (Ward 1) Term: January 1, 2019 - December 31, 2019</p> <p>Roberta Sullivan, 83 Maynard Road, Northampton (Ward 2) Term: January 1, 2019 - December 31, 2019</p> <p>Patricia Healy, 21 Longfellow Drive, Florence (Ward 6) Term: January 1, 2019 - December 31, 2019</p> <p>Mollie Fox, 24 Water Street, Leeds (Ward 7) Term: January 1, 2019 - December 31, 2019</p> <p>D. <u>18.221 Appointments to Charter Review Committee</u> Dylan P. Gaffney, 23 Marshall Street, Northampton (Ward 3) Term: January 1, 2019-December 31, 2019</p> <p>Lyn Simmons, Mayor's Chief of Staff, 1075 Westhampton Road, Florence (Executive Branch) Term: January 1, 2019-December 31, 2019</p> <p>E. <u>18.230 Appointments to Arts Council and CBAC - for referral to City Services</u> <u>Arts Council</u> Freeman Stein, 27 Fairfield Avenue, Florence Term: February 1, 2019 - June 30, 2021 <i>To fill a vacancy on the Arts Council</i></p> <p><u>Central Business Architecture Committee</u> Pauline Fogel, 16 Forbes Avenue, Northampton Term: February 1, 2019 - June 30, 2019 <i>To replace the unexpired term of Bruce Kriviskey as the Historical Commission representative</i></p>
<p><u>Recess for Committee on Finance Meeting</u></p>	<p>At 7:11 p.m., the City Council recessed for the Committee on Finance meeting. The Committee on Finance adjourned at 8:03 p.m. The City Council reconvened at 8:03 p.m.</p>
<p><u>Financial Orders (on 1st reading)</u></p>	<p><u>Financial Orders (on 1st reading pending Finance review)</u> <u>18.224 An Order to Appropriate \$10,000 for Emergency Demolition - 45</u></p>

18.224 An Order to Appropriate \$10,000 for Emergency Demolition - 45 Carolyn Street - 1st reading

Carolyn Street - 1st reading

Councilor Dwight moved to approve the order in first reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by voice vote.

Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.

The following order passed two readings:

City of Northampton
MASSACHUSETTS

In City Council January 17, 2018

Upon recommendation of the Mayor

18.224 An Order to Appropriate \$10,000 for Emergency Demolition - 45 Carolyn Street

Ordered, that

the sum of \$ \$10,000 be and hereby is appropriated to the Emergency Demolition Account (19303–586124–19) from Free Cash to demolish or make safe a fire damaged structure located at 45 Carolyn Street in accordance with the Massachusetts State Building Code, 780 CMR chapter 1, section 116.4 and pursuant to the recovery provisions of M.G.L. Chapter 139, §3A and in accordance with Chapter 2 of the State Sanitary Code 105 CMR 410.

Rules suspended, passed two readings and enrolled.

18.225 An Order to Authorize Roundhouse Parking Lot Fee and Easement Acquisition and Sale - 1st reading
18.226 An Order to Reprogram Ryan Road Gym Floor \$10,000 to Jackson Street Cafeteria HVAC - 1st reading
18.227 An Order to Authorize SVAHS to Submit SOI to MSBA for Windows in A and B Buildings - 1st reading

18.225 An Order to Authorize Roundhouse Parking Lot Fee and Easement Acquisition and Sale - 1st reading

Councilor LaBarge moved to approve the order in first reading. Councilor Bidwell seconded. The motion passed unanimously 9:0 by roll call vote.

See minutes of February 7, 2019 for second reading.

18.226 An Order to Reprogram Ryan Road Gym Floor \$10,000 to Jackson Street Cafeteria HVAC - 1st reading

Councilor Bidwell moved to approve the order in first reading. Councilor LaBarge seconded. The motion passed 9:0 by roll call vote.

See minutes of February 7, 2019 for second reading.

18.227 An Order to Authorize SVAHS to Submit SOI to MSBA for Windows in A and B Buildings - 1st reading

Councilor LaBarge moved to approve the order in first reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote.

Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by voice vote.

Councilor Dwight moved to approve the order in second reading. Councilor Klein seconded. The motion passed unanimously 9:0 by roll call vote.

The following order passed two readings:

City of Northampton
MASSACHUSETTS

In City Council

January 17, 2019

Upon recommendation of the Mayor

18.227 An Order
to Authorize SVAHS to Submit SOI to MSBA for Windows in A and B Buildings
Ordered, that

The following resolution be adopted by City Council:

Resolved: Having convened in an open meeting on January 17, 2019, prior to the SOI submission closing, the City Council of Northampton, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent of Smith Vocational and Agricultural High School to submit to the Massachusetts School Building Authority the Statement of Interest Form dated January 11, 2019 for the Smith Vocational and Agricultural High School located at 80 Locust Street which describes and explains the following deficiencies and the priority category for which an application may be submitted to the Massachusetts School Building Authority in the future for replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility. Specifically, the Statement of Interest Form highlights the need to replace original windows in the school's "A" and "B" buildings; and hereby further specifically acknowledge 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 to filing an application for funding with the Massachusetts School Building Authority.

Rules suspended, passed two readings and enrolled.

18.228 An Order to Appropriate \$39,000 from Free Cash to ITS for Laserfiche Hosting Services - 1st reading
18.229 An Order to Appropriate Whiting Street Fund \$25,000 for Food Programs - 1st reading

18.228 An Order to Appropriate \$39,000 from Free Cash to ITS for Laserfiche Hosting Services - 1st reading

Councilor LaBarge moved to approve the order in first reading. Councilor Bidwell seconded. The motion passed unanimously 9:0 by roll call vote.

See minutes of February 7, 2019 for second reading.

18.229 An Order to Appropriate Whiting Street Fund \$25,000 for Food Programs - 1st reading

Councilor Klein moved to approve the order in first reading. Councilor Bidwell seconded. The motion passed unanimously 9:0 by roll call vote.

See minutes of February 7, 2019 for second reading.

Financial Orders (on 2nd reading)

Financial Orders (on 2nd reading)
None.

Orders

Orders
None.

Ordinances (Not yet Referred)
18.231 An Ordinance Relative to Large-Ground-Mounted Scale Solar Arrays

Ordinances (Not yet Referred)

18.231 An Ordinance Relative to Large-Scale Ground-Mounted Solar Arrays
Councilor Dwight moved to refer the ordinance to the Planning Board and Legislative Matters. Councilor LaBarge seconded. The motion passed unanimously 9:0 by voice vote.

Ordinances

18.204 An Ordinance to Amend the Definition of Accessory Structure - 1st reading

Ordinances

18.204 An Ordinance to Amend the Definition of Accessory Structure - 1st reading

Councilor Dwight moved to approve the ordinance in first reading. Councilor Murphy seconded.

The only modification to the original language is the addition of the word 'bathing' to the other named restrictions, Councilor Dwight explained. His understanding is that the request to clarify the language came from the Building Inspector.

The discussion in Legislative Matters (LM) was around the definition and parameters of a bathing system, he shared. In consultation with the city solicitor, members decided the vagueness of the language is probably easier to apply. Eye wash systems or emergency showers would be exempt from the prohibition. It was unanimously recommended by LM, he confirmed.

Councilors Dwight and Murphy noted that the setback requirements for accessory structures are much more lenient than those for accessory dwellings.

The motion passed unanimously 9:0 by roll call vote.

See minutes of February 7, 2019 for second reading.

18.222 An Ordinance Relative to Taxis and Livery Vehicles for Hire

18.222 An Ordinance Relative to Taxis and Livery Vehicles for Hire

Councilor Dwight moved to approve the ordinance in first reading. Councilor LaBarge seconded.

Councilor O'Donnell expressed his understanding that the proposal before them was sponsored by the Transportation and Parking Commission and further amended by Legislative Matters.

The ordinance essentially requires taxi businesses registered in Northampton to meet the requirements of the license, Councilor Dwight explained. Sponsors realized that the ordinance as written gave businesses based in other communities a distinct advantage over Northampton businesses in that they were not held to the same standards as Northampton license holders. Sponsors are trying to embed in the ordinance language that requires outside cab companies to abide by Northampton licensing standards if they pick up fares in Northampton.

After the fact, the administrative assistant realized that some of the new language conflicted with an existing passage in the ordinance. The City Solicitor was consulted and recommended an additional amendment.

Members waived the reading of the ordinance by consent.

Councilor O'Donnell offered to entertain a motion to adopt the amendment that came today from the city solicitor. Councilor Dwight read the new language as proposed. He moved to accept the amendment as recommended. Councilor LaBarge seconded. The motion passed unanimously 9:0 by voice vote.

Councilor Dwight reviewed the other changes to the ordinance.

Councilor O'Donnell called the motion to approve the ordinance as amended to a vote, and it passed unanimously 9:0 by roll call vote.

See minutes of February 7, 2019 for second reading.

18.223 An Ordinance Relative to Parking on

18.223 An Ordinance Relative to Parking on Pleasant Street

Councilor O'Donnell expressed his understanding that the ordinance proposes creation of a handicapped parking space on Pleasant Street in the first space southeasterly of Kingsley Avenue.

<u>Pleasant Street</u>	<p>Councilor Dwight moved to put the ordinance on the floor for discussion. Councilor Bidwell seconded.</p> <p>The ordinance was referred back to the full council with a negative recommendation, Councilor Dwight noted. The TPC chair came to present the amendment but the ward councilor objected, he facetiously reported. He pointed out that, in this case, the two are one and the same (Councilor Nash). Councilor Nash spoke to a number of abutters who expressed concerns and reached the conclusion that the parking space should go back to TPC to be redesigned. LM members agreed but thought it made sense to return the ordinance to the full council to be defeated.</p> <p>Millennium Package Store has only one parking space in front so it would be a hardship to have the only parking space be designated as handicapped, Councilor Nash elaborated. Roberto's had a handicapped parking space on its property, but it was eliminated by a recent renovation so they had to find a new handicapped space. He wants to bring it back to the DPW and look at it in a little more detail. Both businesses support another location directly north of Kingsley Street. He committed to returning to the council with a new proposal.</p> <p>A less draconian action would be for the City Council to refer the ordinance back to TPC, Councilor O'Donnell suggested. Councilor Sciarra said she would prefer that option.</p> <p>Councilor Sciarra moved to refer the ordinance to TPC. Councilor Nash seconded. The motion passed unanimously 9:0 by voice vote.</p>
<u>Information (Charter Provision 2-7) & Study Requests</u>	<p><u>Information (Charter Provision 2-7) and Information Study Requests</u></p> <p>None</p>
<u>Motion to Adjourn</u>	<p>Upon motion made by Councilor Carney and seconded by Councilor Klein, the meeting was adjourned at 8:28 p.m.</p> <p>Attest: _____ Administrative Assistant to the City Council</p>

EXHIBIT A

List of Documents Reviewed at January 17, 2019 Northampton City Council Meeting:

1. January 17, 2019 Agenda
2. Public Comment Sign-up Sheet for January 17, 2019
3. City Council Meeting Minutes of January 3, 2019
4. 18.213 Appointments to Charter Review Committee - Memo from Mayor David J. Narkewicz to City Council dated December 4, 2018 re: Appointments to Boards, Committees and Commissions proposing the appointment of Robert Boulrice and Sam Hopper to the Charter Review Committee, together with Applications for Appointment to Boards, Committees and Commissions.
5. 18.220 Appointments to Charter Review Committee - Memo from Mayor David J. Narkewicz to City Council dated December 18, 2018 re: Appointments to Boards, Committees and Commissions proposing the appointment of Stanley Moulton, Roberta Sullivan, Patricia Healy and Mollie Fox to the Charter Review Committee, together with Applications for Appointment to Boards, Committees and Commissions.
6. 18.221 Appointments to Charter Review Committee - Memo from Mayor David J. Narkewicz to City Council dated December 31, 2018 re: Appointments to Boards, Committees and Commissions proposing the appointment of Dylan P. Gaffney and Lyn Simmons to the Charter Review Committee.
7. 18.230 Appointments to Arts Council and CBAC - Memo from Mayor David J. Narkewicz to City Council dated January 15, 2019 re: Appointments to Boards, Committees and Commissions proposing the appointment of Freeman Stein to the Arts Council and Pauline Fogel to the Central Business Architecture Committee, together with Applications for Appointment to Boards, Committees and Commissions.
8. 18.224 An Order to Appropriate \$10,000 for Emergency Demolition - 45 Carolyn Street
9. 18.225 An Order to Authorize Roundhouse Parking Lot Fee and Easement Acquisition and Sale
10. "Plan of Land in Northampton, MA, Hampshire Registry," prepared for Tighe & Bond, Inc. dated June 15, 2017.
11. "Round House Parking Lot Study Parking Layout Concept 1A," prepared by Tighe & Bond
12. Photographic Portray of Round House Parking Lot Redesign
13. 18.226 An Order to Reprogram Ryan Road Gym Floor \$10,000 to Jackson Street Cafeteria HVAC
14. 18.227 An Order to Authorize SVAHS to Submit SOI to MSBA for Windows in A and B Buildings
15. 18.228 An Order to Appropriate \$39,000 from Free Cash to ITS for Laserfiche Hosting Services
16. 18.229 An Order to Appropriate Whiting Street Fund \$25,000 for Food Programs
17. 18.231 An Ordinance Relative to Large-Scale Ground-Mounted Solar Arrays
18. 18.204 An Ordinance to Amend the Definition of Accessory Structure
19. 18.222 An Ordinance Relative to Taxis and Livery Vehicles for Hire
20. 18.223 An Ordinance Relative to Parking on Pleasant Street

2018 - 2019 ROLL CALL RECORD FOR NORTHAMPTON CITY COUNCIL

Record of City Council Votes for January 17, 2019		Bidwell	Carney	Dwight	Klein	LaBarge	Murphy	Nash	O'Donnell	Sciarra	Total
Roll Call by Laura Krutzler, Administrative Assistant to the City Council @ 7:05 p.m.		Present	Present	Present	Present	Present	Present	Present	Present	Present	9 Present
18.224 An Order to Appropriate \$10,000 for Emergency Demolition - 45 Carolyn Street - 1st reading	1st reading	Yes	Yes	Motion to Approve Yes	Yes	Second Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
	Motion to Suspend			Second		Motion to suspend rules					Motion carried 9:0; voice vote
	2nd reading	Yes	Yes	Motion to Approve Yes	Yes	Second Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
18.225 An Order to Authorize Roundhouse Parking Lot Fee and Easement Acquisition and Sale - 1st reading	1st reading	Second Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
18.226 An Order to Reprogram Ryan Road Gym Floor \$10,000 to Jackson Street Cafeteria HVAC - 1st reading	1st reading	Motion to Approve Yes	Yes	Yes	Yes	Second Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
18.227 An Order to Authorize SVAHS to Submit SOI to MSBA for Windows in A and B Buildings - 1st reading	1st reading	Yes	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
	Motion to Suspend			Second		Motion to suspend rules					Motion carried 9:0; voice vote
	2nd reading	Yes	Yes	Motion to Approve Yes	Second Yes	Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
18.228 An Order to Appropriate \$39,000 from Free Cash to ITS for Laserfiche Hosting Services - 1st reading	1st reading	Second Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
18.229 An Order to Appropriate Whiting Street Fund \$25,000 for Food Programs - 1st reading	1st reading	Second Yes	Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
18.204 An Ordinance to Amend the Definition of Accessory Structure - 1st reading	1st reading	Yes	Yes	Motion to Approve Yes	Yes	Yes	Second Yes	Yes	Yes	Yes	Motion carried 9:0; roll call vote
18.222 An Ordinance Relative to Taxis and Livery Vehicles for Hire - 1st reading		Councilor Dwight moved to amend the ordinance as recommended by the city solicitor to revise Section 316-19 (C) (4) to clarify that taxicab companies not licensed in Northampton may drop off fares from another community but may not pick up fares in Northampton (in accordance with Section 316-17A). Councilor LaBarge seconded. The motion passed 9:0 by voice vote.									
	1st reading	Yes	Yes	Motion to Approve as amended Yes	Yes	Second Yes	Yes	Yes	Yes	Yes	Yes
18.223 An Ordinance Relative to Parking on Pleasant Street - 1st reading		Second		Motion to refer to TPC							Motion carried 9:0; voice vote

At 8:28 p.m., Councilor Carney moved to adjourn the meeting; Councilor Klein seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.