



**CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
WALLACE J. PUCHALSKI MUNICIPAL BUILDING
212 MAIN STREET, NORTHAMPTON
Northampton, MA
February 20, 2014**

A regular meeting of the City Council was called to order by City Council President William H. Dwight at 7:05 p.m. On roll call, seven (7) Councilors were present:

- At-Large Councilor Jesse M. Adams
- At-Large Councilor William H. Dwight
- Ward 1 Councilor Maureen T. Carney
- Ward 2 Councilor Paul D. Spector
- Ward 3 Councilor Ryan R. O'Donnell
- Ward 4 Councilor Gina-Louise Sciarra
- Ward 5 Councilor David A. Murphy – ABSENT
- Ward 6 Councilor Marianne L. LaBarge – ABSENT
- Ward 7 Councilor Alisa F. Klein

Roll called by Mary L. Midura, Clerk to City Council

7:05 p.m. – Petition
for Pole and Wire
Locations -
#15762438 South
Street

7:05 p.m. – Petition for Pole and Wire Locations - #15762438 South Street, Northampton, MA

Councilor Spector moved to open the Public Hearing; Councilor Carney seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

Lisa Jasinski, National Grid representative, was proponent for the petition. There were no opponents.

Approved

**Councilor Adams moved to close the Public Hearing; Councilor Spector seconded. The motion passed on Voice Vote of 7 Yes, 0 No.
Councilor Adams moved approval of the petition; Councilor Spector seconded. The motion passed on Voice Vote of 7 Yes, 0 No.**

Communications
from the Mayor

COMMUNICATIONS FROM THE MAYOR

Letter to City Clerk RE: Remote Meeting Participation – Council President Dwight read the letter for informational purposes. Councilors discussed the need for technical equipment to follow the law.

Council President Dwight asked Mayor Narkewicz to give an update regarding the Massachusetts Gaming Commission’s decision regarding Northampton.

Mayor Narkewicz noted the two petitions for Surrounding Community status and Reimbursement were both denied. The MA Gaming Commission faulted the City of Northampton for not demonstrating enough positive impact of the casino on the City of Northampton. Mayor Narkewicz defended that the City’s study was clear and contained valuable information for a refocus and work with the business community. There is no appeal of the MA Gaming Commission decision. Councilor Adams questioned the costs: the study cost \$17,500 and the legal fees cost \$29,250. Several local businesses committed to contribute to these costs. MA Gaming Commission indicated possible future mitigation funds of \$15-20million, but has not written rules for application. Councilor Dwight noted that creation of the MA Gaming Commission was promoted to protect surrounding communities, and has failed to do so with disdain and patronizing treatment. Councilor Klein noted the report of problem gaming within a 50-mile radius. Councilor Carney noted the small funding to Holyoke and other cities, with no indication of preference of hiring from these communities. Councilor O’Donnell noted that the casino corporation spent funds on TV and propaganda, yet the City of Northampton spent funds on fact-finding.

One- Minute
Announcements of
Events

ONE-MINUTE ANNOUNCEMENTS OF EVENTS

Councilor Klein announced a meeting March 25, 2014 at 7:00 pm at Leeds School for the Extension of Rail Trail. Councilor Klein also announced the need for applicants for Parking Committee and Public Transit Committee.

Approval of
Minutes of
February 6, 2014

APPROVAL OF MINUTES OF February 6, 2014

Councilor Carney moved approval of the minutes; Councilor Adams seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

Approved

Reports of Committees

REPORTS OF COMMITTEES

1. Committee on Economic Development, Housing and Land Use Minutes of November 12, 2013 (No December meeting)
2. Committee on Rules, Ordinances, and Orders Minutes of November 4, 2013 and November 18, 2013 (No December meeting)
3. Committee on Appointments and Evaluations Minutes of December 9, 2013
4. Committee on Social Services and Veterans Affairs Minutes of October 21, 2013 (No November meeting) and December 16, 2013

Approved
Councilor Spector moved approval of the minutes; Councilor Adams seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

New Appointment to Planning Board: Alan Verson

New Appointment to Planning Board: Alan Verson , 508 Kennedy Rd., Leeds – term February 2014 – March 2015, to fill the unexpired Associate term of Ann Dewitt Brooks (*Recommended by Committee on Rules, Orders, Appointments, and Ordinances February 10, 2014*)

Approved

Councilor Spector moved approval of the appointment; Councilor Adams seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

New Appointment to Planning Board: William Grinnell

New Appointment to Planning Board: William Grinnell, 49 Beacon Street, Florence, term February 2014-March 2019, filling the expired term of Jennifer Dieringer (*Refer to Committee on Rules, Orders, Appointments, and Ordinances March 10, 2014*)

Referred

Councilor Carney moved to refer to Committee; Councilor Spector seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

New Appointment to Agricultural Commission: Margaret Gifford

New Appointment to Agricultural Commission: Margaret Gifford, 80 Locust Street, term February 2014 – September 2017, filling the expired term of John Kelly as SVAHS representative (*Refer to Committee on Rules, Orders, Appointments, and Ordinances March 10, 2014*)

Referred

Councilor Carney moved to refer to Committee; Councilor Spector seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

Reappointments to Board of Public Works: Mari-Jon Adams-Pullan, Michael Parsons, Rosemary Schmidt

Reappointments to Board of Public Works:

- Mari-Jon Adams-Pullan, 60 Norwood Avenue, Florence, term March 2014-March 2017
- Michael Parsons, 28 Bayberry Lane, Florence, term March 2014-March 2017
- Rosemary Schmidt, 16 Grandview Lane, Florence, term March 2014-March 2017

(Suspend Rule 30 Reference to Committees OR Refer to Committee on Rules, Orders, Appointments, and Ordinances March 10, 2014)

Approved

Councilor Spector moved to Suspend Rule 30 Reference to Committees; Councilor Carney seconded. The motion passed on Voice Vote of 7 Yes, 0 No.
Councilor Carney moved approval of the reappointments; Councilor Spector seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

RECESS FOR FINANCE COMMITTEE

RECESS FOR FINANCE COMMITTEE
Due to the absence of Councilors LaBarge and Murphy, there was no quorum and no Recess for Finance Committee. All Financial Orders were considered in Full City Council.

Financial Order: Approval of Expenditure of \$3,000 in Gift Funds from Cronin Family Gift Account for Scholarships to Participants of Northampton Recreation Department Programs

Financial Order: Approval of Expenditure of \$3,000 in Gift Funds from Cronin Family Gift Account for Scholarships to Participants of Northampton Recreation Department Programs (*1st Reading*)
Councilor Spector moved approval in first reading; Councilor Adams seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.
See meeting of March 6, 2014 for second reading.

Financial Order:
Resolution
authorizing
Superintendent to
submit a Statement of
Interest (SOD) form
to Massachusetts
School Building
Authority (MSBA)
for funding of needed
roof repairs to R.K.
Finn Ryan Road
Elementary School
under the MSBA
Accelerated Repair
Program

Financial Order: Resolution authorizing Superintendent to submit a Statement of Interest (SOD) form to Massachusetts School Building Authority (MSBA) for funding of needed roof repairs to R.K. Finn Ryan Road Elementary School under the MSBA Accelerated Repair Program (*Request Two Readings*)

Councilor Adams moved to recognize David Pomerantz, Central Services Director; Councilor Carney seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

Mr. Pomerantz explained the grant and repairs which have been high priority on the rotating Capital Plan for five years. This order only allows the City to get on the invitation list of MSBA.

Councilor Spector moved approval in first reading; Councilor Carney seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.
Councilor Carney moved to Suspend Rule 14 Two-Reading Rule; Councilor Spector seconded. The motion passed on Voice Vote of 7 Yes, 0 No.
Councilor Carney moved approval in second reading; Councilor Sciarra seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.

The following Order passed second reading:

In City Council, February 20, 2014

Upon recommendation of Mayor David J. Narkewicz

Ordered, that

The following resolution be adopted by the City Council:

Resolved: Having convened in an open meeting on February 20, 2014, prior to the closing date, the City Council of Northampton, MA 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 dated February 07, 2014 for the R.K. Finn Ryan Road School located at 498 Ryan Road, 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 EPDM rubber roof system, approximately 47,000 sf, was last replaced in 1989. The current roofing is nearing the end of its useful life and needs to be replaced. In the last several years, roof maintenance to address random leaks in the membrane system have been required at a cost of several thousand dollars annually.

An independent roofing contractor examined the roof, did a full analysis, including core samples, and provided both short and long-term recommendations in the summer of 2013. The bottom line is that while the rubber roof system needs to be replaced, its deterioration is not yet at the point where it has damaged the roof insulation so that that material will need to be replaced. Fortunately, the R-value of the existing insulation is about R-25 which is very close to current requirements. Along with needing to replace the rubber roof, trim and flashing, only a small amount of water damaged insulation would need to be replaced; that insulation was identified by conducting a thermal assessment of the underside of the roof membrane;

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 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 with the Massachusetts School Building Authority.

Enrolled

Rules suspended, passed two readings and enrolled.

Financial Order:
Resolution
authorizing
Superintendent to
submit a Statement
of Interest (SOD)
form to
Massachusetts
School Building
Authority (MSBA)
for funding of
needed roof repairs
to Leeds
Elementary School
under the MSBA
Accelerated Repair
Program

Financial Order: Resolution authorizing Superintendent to submit a Statement of Interest (SOD) form to Massachusetts School Building Authority (MSBA) for funding of needed roof repairs to Leeds Elementary School under the MSBA Accelerated Repair Program (*Request Two Readings*)

Mr. Pomerantz explained the grant and repairs which have been high priority on the rotating Capital Plan for five years. This order only allows the City to get on the invitation list of MSBA.

Councilor Carney moved approval in first reading; Councilor Adams seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.
Councilor Adams moved to Suspend Rule 14 Two-Reading Rule; Councilor Carney seconded. The motion passed on Voice Vote of 7 Yes, 0 No.
Councilor Adams moved approval in second reading; Councilor Carney seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.

**The following Order passed second reading:
In City Council, February 20, 2014
Upon recommendation of Mayor David J. Narkewicz**

Ordered, that

The following resolution be adopted by the City Council:

Resolved: Having convened in an open meeting on February 20, 2014, prior to the closing date, the City Council of Northampton, MA 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 dated February 10, 2014 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 roofing system has been in place since the school was renovated and expanded in 1989. At this point there is an immediate need to replace approximately 27,000 sf of rubber membrane with new EPDM roofing and flashing.

The current roof system has marked deterioration of metal roof trim and flashing. Seams are split and lifting in places, and temporary repairs that have been made are starting to deteriorate. The existing rubber membrane roof is deteriorated to the point in places that the membrane fabric is showing through the rubber. In the last several years, roof maintenance to address random leaks in the membrane system has been required at a cost of several thousand dollars annually.

An independent roofing contractor examined the roof and conducted a full analysis in the early fall of 2013. The roofing contractor used thermal imaging to determine how much, if any, insulation has been compromised from 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 that 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 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 with the Massachusetts School Building Authority.

Enrolled

Rules suspended, passed two readings and enrolled.

Financial Order:
Reprogram \$18,000
from Bridge Street
School Detention
Basin Project for
the Purpose of
Replacing
Bathroom
Partitions

Financial Order: Reprogram \$18,000 from Bridge Street School Detention Basin Project for the Purpose of Replacing Bathroom Partitions (*1st Reading*)

Mr. Pomerantz noted that the Department of Public Works did all the engineering work and served as Clerk of the Works, saving funds for the City.

Councilor Carney moved approval in first reading; Councilor Klein seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.

See meeting of March 6, 2014 for second reading.

Financial Order:
Authorize Mayor
to Sell Surplus
Parcel, and
Appropriate
Proceeds to
Recreation
Revolving Fund
Account for
Improvements
and/or
Maintenance at
Florence
Recreation Fields

Financial Order: Authorize Mayor to Sell Surplus Parcel, and Appropriate Proceeds to Recreation Revolving Fund Account for Improvements and/or Maintenance at Florence Recreation Fields (2nd Reading)

Councilor Carney moved approval in second reading; Councilor Adams seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.

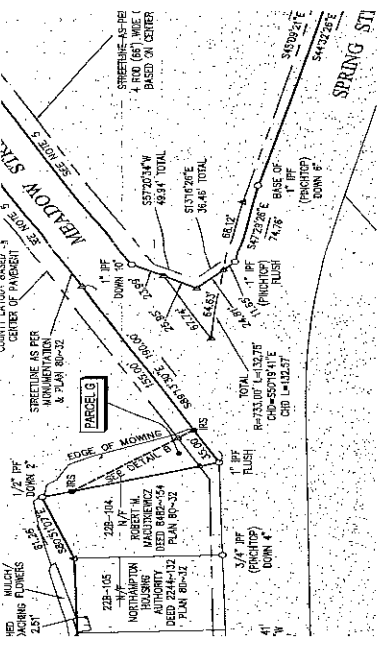
The following Order passed second reading:
In City Council, February 20, 2014

Upon recommendation of Mayor David J. Narkewicz

Ordered, that

WHEREAS, The City owns a 1,743± square feet parcel (Parcel G on at Hampshire Registry Plan Book 224, Page 49-53) that the city acquired at the same time as Florence Recreation Fields; and

WHEREAS, The parcel was acquired with a separate deed (Book 10406, Page 238) not for open space purposes because the land does not benefit the recreation area or other City needs; and



WHEREAS, Surplusing such land provides the City with revenue without compromising any city purposes; and

WHEREAS, The parcel will be sold subject to merging the property into abutters property (to avoid creating a non-conforming lot) and with the purchaser waiving any real or potential claims against the city.

NOW, THEREFORE BE IT ORDERED

The City Council finds said parcel surplus and authorizes the Mayor to sell it, subject to a minimum price of \$1,000 and such terms as the Mayor finds appropriate.

Enrolled

Further, City Council appropriates the proceeds to the Recreation Revolving Fund Account (2406630-484000-61401), dedicated to improvements and/or maintenance at Florence Recreation Fields.

Rules suspended, passed two readings and enrolled.

Order: Add
Council Rule Non-
Member
Attendance at
Committees
Meetings

Order: Add Council Rule Non-Member Attendance at Committees Meetings (~~Request Two~~ Readings)

Councilor Adams moved to Refer to Committee on Rules, Orders, Appointments, and Ordinances March 10, 2014; Councilor Carney seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

Referred

Councilors discussed recent Open Meeting Law case of Marlborough, MA, proper procedure, attendance of Councilors at Committee meetings, and dedicated City Council meetings and hearings, and the need to use caution in all meetings regarding City Councilor participation.

Ordinance:
Amend §44-3
Accounts

Ordinance: Amend §44-3 Accounts (1st Reading – Recommended by Committee on Rules, Orders, Appointments, and Ordinances February 10, 2014)

Councilor Carney moved approval in first reading; Councilor Spector seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.

See meeting of March 6, 2014 for second reading.

Order: Add
Council Rule
Remote Meeting
Participation

Order: Add Council Rule Remote Meeting Participation (Refer to Committee on Rules, Orders, Appointments, and Ordinances)

Councilor Carney moved to Refer to Committee on Rules, Orders, Appointments, and Ordinances March 10, 2014; Councilor Spector seconded. The motion passed on Voice Vote of 7 Yes, 0 No.

Updates from
Council President
and Committee
Chairs

Updates from Council President and Committee Chairs

Council President Dwight gave a reminder announcement of the published February 25, 2014 meeting of Committee on Rules, Orders, Appointments, and Ordinances and City Council, specifically to address the Ordinance RE: Adding Stormwater and Flood Control Utility Ordinance. The meeting will be held in City Council chambers at 6:30 p.m.

<u>Information Requests (Charter Provision 2-7)</u>	Information Requests (Charter Provision 2-7) None
<u>New Business</u>	NEW BUSINESS – Reserved for topics that the Chair did not reasonably anticipate would be discussed. Councilors briefly discussed the meeting of February 25, 2014, and encouraged public attendance for this important issue.

The next City Council meeting is March 6, 2014.

At 8:48 p.m., a motion to adjourn was made by Councilor Adams and seconded by Councilor O'Donnell. The vote to adjourn passed unanimously (7-0).

Attest: *Mary L. Sidura*, Clerk of Council

February 20, 2014 7:05 p.m.	City Council 2014-2015	Councilor Jesse M. Adams	Councilor Maureen T. Carney	Councilor William H. Dwight	Councilor Alisa F. Klein	Councilor Marianne L. LaBarge	Councilor David A. Murphy	Councilor Ryan R. O'Donnell	Councilor Gina-Louise Sciarra	Councilor Paul D. Spector	Total	Motion Carried 7 Yes 0 No 2 Absent	Motion Carried 7 Yes 0 No 2 Absent	Motion Carried 7 Yes 0 No 2 Absent	Motion Carried 7 Yes 0 No 2 Absent
		Financial Order: Resolution authorizing Superintendent to submit a Statement of Interest (SOI) form to Massachusetts School Building Authority (MSBA) for funding of needed roof repairs to Leeds Elementary School under the MSBA Accelerated Repair Program (<i>Request Two Readings</i>) Councilor Carney moved approval in first reading; Councilor Adams seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent. Councilor Adams moved to Suspend Rule 14 Two-Reading Rule; Councilor Carney seconded. The motion passed on Voice Vote of 7 Yes, 0 No.	Yes	Yes	Yes	Absent	Absent	Yes	Yes	Yes	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent
		Financial Order: Resolution authorizing Superintendent to submit a Statement of Interest (SOI) form to Massachusetts School Building Authority (MSBA) for funding of needed roof repairs to Leeds Elementary School under the MSBA Accelerated Repair Program (<i>Request Two Readings</i>) Councilor Adams moved approval in second reading; Councilor Carney seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.	Yes	Yes	Yes	Absent	Absent	Yes	Yes	Yes	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent
		Financial Order: Repair Program \$18,000 from Bridge Street School Detention Basin Project for the Purpose of Replacing Bathroom Partitions (<i>1st Reading</i>) Councilor Carney moved approval in first reading; Councilor Klein seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.	Yes	Yes	Yes	Absent	Absent	Yes	Yes	Yes	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent
		Financial Order: Authorize Mayor to Sell Surplus Parcel, and Appropriate Proceeds to Recreation Revolving Fund Account for Improvements and/or Maintenance at Florence Recreation Fields (<i>2nd Reading</i>) Councilor Carney moved approval in second reading; Councilor Adams seconded. The motion passed on Roll Call Vote of 7 Yes, 0 No, 2 Absent.	Yes	Yes	Yes	Absent	Absent	Yes	Yes	Yes	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent	7 Yes 0 No 2 Absent

