



**CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
WALLACE J. PUCHALSKI MUNICIPAL BUILDING  
212 MAIN STREET, NORTHAMPTON  
Northampton, MA  
Oct. 2, 2014**

**MEETING MINUTES**

A regular meeting of the City Council was called to order by City Council President William H. Dwight at 7:15 p.m. On roll call, eight (8) 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 (absent)
- 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

<u>Roll Call</u>	<p><b>ROLL CALL</b> -Eight (8) City Councilors were present.</p> <p><i>A regular meeting of the City Council was called to order by City Council Vice-President Jesse M. Adams at 7:15 p.m. On roll call, eight (8) Councilors were present: Councilor Jesse M. Adams, Councilor William H. Dwight, Councilor Maureen T. Carney, Councilor Ryan R. O'Donnell, Councilor Gina-Louise Sciarra, Councilor David A. Murphy, Councilor Marianne L. LaBarge, Councilor Alisa F. Klein</i></p> <p><i>Absent: Councilor Paul D. Spector</i></p>
<u>Presentations</u>	<p><i>None</i></p>
<u>Public Hearings</u>	<ul style="list-style-type: none"> <li>• <b>Announcement of Public Hearing</b></li> </ul> <p><i>Councilor Dwight announced that a Public Hearing was going to take place regarding the Administrative Order announced by Mayor David J. Narkewicz tonight. The Hearing will take place in City Council Chambers on Wednesday, Oct. 15, 2014 from 5:00-7:00pm. The address is 212 Main St., Northampton, MA.</i></p> <ul style="list-style-type: none"> <li>• <b>Second Announcement of Special Joint Meeting of the City Council &amp; School Committee</b></li> </ul> <p><i>Councilor Dwight announced that a Special Joint Meeting of the City Council and School Committee would take place on Oct. 9, 2014 at 6:00pm in the Community Room at JFK Middle School. The purpose of the meeting was to fill the vacant Ward 2 School Committee Seat pursuant to Article 4, Section 4-6 of the City Charter. The location of the school is 100 Bridge Road, Florence.</i></p> <ul style="list-style-type: none"> <li>• <del>7:05PM</del> <b>7:25 PM Public Hearing: Verizon Petition for Joint or Identical Pole Locations on Mann Terrace</b></li> </ul> <p><i>The Public Hearing for the Verizon Petition for Joint or Identical Pole Location on Mann Terrace began at 7:25p.m.</i></p> <p><i>Councilor Carney moved to open the Public Hearing; LaBarge seconded the motion.</i></p> <p><i>The Proponent for the petition was Paul Davis representing Verizon and Lisa Jasinski representing National Grid. There were no opponents to the petition. Mr. Davis explained that the new pole is intended to allow for the raising of the height of the cable to the standard 18 ft.</i></p> <p><i>Councilor Murphy moved to close the Public Hearing; Councilor Sciarra seconded the motion.</i></p> <p><i>Councilor Murphy moved to approve the petition; Councilor Sciarra seconded the motion. The petition was approved on voice vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p>

<u>Communication From the Mayor</u>	<ul style="list-style-type: none"><li>• <b>Presentation of Administrative Order Organizing City Government into Operating Agencies</b></li></ul> <p><i>Mayor David J. Narkewicz announced that he had completed the Administrative Order required by the transitional provisions set out in Article 11 of Chapter 277 of the Acts of 2012 and Article 6 of the Northampton City Charter. These Orders define the Operating Agencies in his administration along with their respective responsibilities. The Mayor asks for the Council's consideration of the new orders; under the provisions of the new Charter the Council can either approve or reject the Order. They are not able to amend the document in any way.</i></p>
<u>Proclamations, Resolutions, Recognitions and One-Minute Announcements of Events</u>	<ul style="list-style-type: none"><li>• <b>Proclamation: Breast Cancer Awareness Month</b></li></ul> <p><i>Mayor Narkewicz announced that it was Breast Cancer Awareness Month and read the City's Proclamation.</i></p> <ul style="list-style-type: none"><li>• <b>Proclamation: Polish Heritage Month</b></li></ul> <p><i>Mayor Narkewicz announced that it was Polish Heritage Month and read the City's Proclamation.</i></p> <ul style="list-style-type: none"><li>• <b>Resolution: Condemn Violent Acts</b></li></ul> <p><i>Councilor LaBarge moved to approve the Resolution. Councilor Adams seconded the motion.</i></p> <p><i>Councilor Dwight read the Resolution that was written in response to recent acts of vandalism in Northampton.</i></p> <p><i>Councilor Dwight proposed two amendments as follows:</i></p> <p><i>Paragraph 1: ... "live securely"... to replace ... "live homogeneously"...</i></p> <p><i>Paragraph 7: ...add the word "criminal"; the resolution will now read ... "condemns these recent criminal acts"...</i></p> <p><i>Councilor Carney seconded the proposal of the amendments. The Council voted to accept the Resolution in first reading as amended on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)</i></p>
<u>Licenses &amp; Petitions</u>	<ul style="list-style-type: none"><li>• <b>Second Hand Dealer Petition for Charles Hertan of 10 Ryans Hill Road, Leverett</b></li></ul> <p><i>The Second Hand Dealer petition was withdrawn by the petitioner prior to the City Council Meeting.</i></p>
<u>Approval of City Council Meeting Minutes</u>	<ul style="list-style-type: none"><li>• <b>Meeting Minutes of September 18, 2014</b></li></ul> <p><i>Councilor LaBarge moved to approve the meeting minutes of September 18, 2014 as prepared by Council Clerk Pamela L. Powers. Councilor Adams seconded the motion. The motion passed on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p>
<u>Reports of Committees, Appointments, and Elections</u>	<ul style="list-style-type: none"><li>• <b>Meeting Minutes of the Committee on Economic &amp; Community Development, Housing and Land Use for July 1, 2014</b></li></ul> <p><i>The approval request of these minutes was withdrawn by City Council Clerk, Pamela L. Powers. The minutes must first be approved by the ECDHLU Committee.</i></p> <ul style="list-style-type: none"><li>• <b>Finance Committee Meeting Minutes of Sept. 18, 2014</b></li></ul> <p><i>Councilor LaBarge moved to accept the minutes of the Finance Committee meeting of September 18, 2014; Councilor Adams seconded the motion. The motion was approved on voice vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p> <ul style="list-style-type: none"><li>• <b>Appointments with Positive Recommendations from the Committee on Rules, Orders, Appointments and Ordinances</b></li></ul> <p><i>Regarding the Housing Partnership Appointment of Intiya Isaza-Figueroa,</i></p>

*Councilor LaBarge moved to approve the appointment; Councilor Sciarra seconded the motion. The appointment was approved on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)*

*Regarding the new appointments/reappointments to the Arts Council, Councilor Carney moved to approve the appointments of Johan Zuckerman, Herbert E. Ross, Jean-Paul Maitinsky and Ellen Augarton as a group; Councilor LaBarge seconded the motion. The motion passed on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

Recess for Finance Committee

- At 7:45 the City Council broke for the Finance Committee Meeting. The Council re-convened immediately following the meeting at 8:20 pm.

Financial Orders

- **14.240 Financial Order to Acquire Land from the McKown Family**

*Councilor LaBarge moved to approve the financial order in first reading; Councilor Sciarra seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)*

See Minutes of Oct. 18, 2014 for second reading.

- **14.242 Financial Order to Rescind Borrowing for Boat House Project, Lampron Park Playground, and Bridge/Trails @ Beaver Brook**

*Councilor LaBarge moved to approve the financial order in first reading; Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)*

See Minutes of Oct. 18, 2014 for second reading.

- **14.243 Financial Order: Lease for Handicap Accessible Entrance to Thornes Market**

*Councilor LaBarge moved to approve the financial order in first reading; Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)*

See Minutes of Oct. 18, 2014 for second reading.

*Finance Director Susan Wright explained that there was some confusion on the part of MSBA regarding the status of the funds required for feasibility studies for the projects cited below. Council had approved the appropriation of funds earlier this year, therefore she requested that the financial orders be withdrawn.*

Withdrawn

- **14.247 Financial Order: \$7,500 for Roof Replacement for R.K.Finn Ryan Road School**

Withdrawn

- **14.248 Financial Order: \$7,500 for Roof Replacement at Leeds Elementary School**

- **14.227 Financial Order for Fire Department to enter into 7-Year Maintenance Service Contract**

*Councilor LaBarge moved to approve the financial order in second reading; Councilor Sciarra seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)*

The following Order passed two readings:

In City Council, September 4, 2014

Upon recommendation of the Mayor

*Ordered that*

**Whereas,** Chapter 30B of the Massachusetts General Laws requires City Council approval for contract terms exceeding three years, and

**Whereas,** the fire department wishes to enter into a service contract for the power assisted ambulance stretchers and power assisted stretcher loaders to ensure years of reliable service;

**Whereas,** a seven year contract will provide predictable pricing for a period of years;

**Now, Therefore,**

Be it Ordered, that the Fire Department may enter into a maintenance service contract for the power assisted stretchers and loaders for a period not exceed seven years.

Enrolled

Rules Suspended, passed two readings & enrolled.

- **14.228 Financial Order: Temporary Easement at 71-79 Reservoir Road to perform work necessary to stabilize the banks of the Roberts Meadow Brook**

Withdrawn

*As a result of an agreement reached between the City and the home owner, the financial order requesting a temporary easement at 71-79 Reservoir Road has been withdrawn.*

Orders & Ordinances

- **14.230 Warrant for the November 4th, 2014 State Election**

*Councilor LaBarge moved to approve this Warrant in First Reading; Councilor Adams seconded the motion. The Warrant was approved in first reading on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

See minutes of Oct. 18, 2014 for second reading.

*Councilor O'Donnell moved approval in first reading of the following Ordinance as a group; Councilor Murphy seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

- **Ordinance: §312-80 Bike Lanes**
- **Ordinance: §312-102 Schedule I: Parking Prohibited All Times Main St., Florence**
- **Ordinance: §312-104 Schedule III: Limited-Time Parking, Main St., Florence**

See minutes of Oct. 18, 2014 for second reading

- **14.217 Ordinance: §350-10.1B Detached Accessory Apartments**

*Councilor Murphy moved approval of this Ordinance in first reading; Councilor Carney seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

See minutes of Oct. 18, 2014 for second reading

• **14.218 Ordinance: §350-12.6 Site Lighting Standard**

*Councilor Murphy moved approval of this Ordinance in first reading; Councilor Adams seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

See minutes of Oct. 18, 2014 for second reading

• **14.219 Ordinance: Section §312-104 Schedule III: Limited-Time Parking**

*Councilor Carney moved approval of this Ordinance in first reading; Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

See minutes of Oct. 18, 2014 for second reading

• **14.220 Ordinance: §319-109 Schedule VIII: On Street Parking Meter Zones**

*Councilor O'Donnell moved approval of this Ordinance in first reading; Councilor Sciarra seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

See minutes of Oct. 18, 2014 for second reading

• **14.226 Violations & Penalties: Amend Fines for Misuse of Handicap Parking Spaces**

*Councilor LaBarge moved approval of this Ordinance in first reading; Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).*

See minutes of Oct. 18, 2014 for second reading

• **14.245 Ordinance: Amendment to § 40-5 Regarding Penalties and Fines**

*(Refer to Committee on Economic and Community Development, Housing and Land Use, Board of Public Works, Joint City Council/Board of Public Works Conference Committee, Board of Health, Youth Commission, Energy and Sustainability Commission, and Committee on Rules, Orders, Appointments and Ordinances)*

*Councilor Adams moved to refer this Ordinance to Committee; Councilor O'Donnell seconded the motion. The motion passed on a voice vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)*

Referred

Updates from Council President and Committee Chairs

Updates from Council President and Committee Chairs NONE

Information Requests (Charter Provision 2-7)

Information Requests (Charter Provision 2-7) NONE

New Business

NEW BUSINESS – Reserved for topics that the Chair did not reasonably anticipate would be discussed. NONE

At 8:45 p.m., a motion to adjourn was made by Councilor LaBarge and seconded by Councilor O'Donnell. The vote to adjourn passed unanimously (8-0).

Attest: Samuel P. P. P. Clerk of Council

Roll Call Record of the Northampton City Council

Oct. 2, 2014 7:15pm	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
	Roll Called by Pamela L. Powers, Clerk of the City Council	Present	Present	Present	Present	Present	Present	Present	Present	Absent	8 Present 1 Absent (Councilor Spector)
	<b>14.240 Financial Order to Acquire Land from the McKown Family</b> <i>Councilor LaBarge moved to approve the financial order in first reading: Councilor Sciarra seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)</i>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT
	<b>14.242 Financial Order to Rescind Borrowing for Boat House Project, Lampron Park Playground, and Bridge/Trails @ Beaver Brook</b> <i>Councilor LaBarge moved to approve the financial order in first reading: Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)</i>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT
	<b>14.243 Financial Order: Lease for Handicap Accessible Entrance to Thornes Market</b> <i>Councilor LaBarge moved to approve the financial order in first reading: Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)</i>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT

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	14.227 Financial Order for Fire Department to enter into 7-Year Maintenance Service Contract <i>Councilor LaBarge moved to approve the financial order in second reading. Councilor Sciarra seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector)</i>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT
	14.230 Warrant for the November 4th, 2014 State Election <i>Councilor LaBarge moved to approve this Warrant in First Reading. Councilor Adams seconded the motion. The Warrant was approved in first reading on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT
	<i>Councilor O'Donnell moved approval in first reading of the following Ordinance as a group; Councilor Murphy seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i> <ul style="list-style-type: none"> <li>• Ordinance: §312-80 Bike Lanes</li> <li>• Ordinance: §312-102 Schedule I: Parking Prohibited All Times Main St., Florence</li> <li>• Ordinance: §312-104 Schedule III: Limited-Time Parking, Main St., Florence</li> </ul>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT



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	<p><b>14.217 Ordinance: §350-10.1B Detached Accessory Apartments</b>  <i>Councilor Murphy moved approval of this Ordinance in first reading; Councilor Carney seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT
	<p><b>14.218 Ordinance: §350-12.6 Site Lighting Standard</b>  <i>Councilor Murphy moved approval of this Ordinance in first reading; Councilor Adams seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT
	<p><b>14.219 Ordinance: Section §312-104 Schedule III: Limited-Time Parking</b>  <i>Councilor Carney moved approval of this Ordinance in first reading; Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT

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	<p><b>14.220 Ordinance: §319-109 Schedule VIII: On Street Parking Meter Zones</b></p> <p><i>Councilor O'Donnell moved approval of this Ordinance in first reading; Councilor Sciarra seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT
	<p><b>14.226 Violations &amp; Penalties: Amend Fines for Misues of Handicap Parking Spaces</b></p> <p><i>Councilor LaBarge moved approval of this Ordinance in first reading; Councilor O'Donnell seconded the motion. The motion passed on a Roll Call Vote of 8 Yes, 0 No, 1 Absent (Councilor Spector).</i></p>	YES	YES	YES	YES	YES	YES	YES	YES	ABSENT	8 YES 0 NO 1 ABSENT

At 8:45 p.m., a motion to adjourn was made by Councilor LaBarge and seconded by Councilor O'Donnell. The vote to adjourn passed unanimously (8-0).