

HEARING SCHEDULE
CITY COUNCIL MEETINGS BEGINNING JANUARY 14, 2002

Monday, January 14, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, January 28, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, February 4, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, February 11, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, February 25, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)

City of Cambridge does not discriminate on the basis of disability. The City Council will provide auxiliary aids and services, written materials in alternative formats, and reasonable modifications in policies and procedures to person with disabilities upon request. Contact the Office of the City Clerk 349-4260, tty/TDD 349-4242.

JANUARY 14, 2002

1. Transmitting communication from Robert W. Healy, City Manager, relative to the reappointment of Dr. Joseph J. Harrington, 18 Highland Avenue, as a member of the Cambridge Water Board for a term of five years.
2. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following Police Officers assigned to the Traffic Division, as Public Weighers for the year 2002 to operate portable truck scales Citywide:

Sgt. Steven DeMarco, David Szeto, William Arthur and Brandon Woolkalis

3. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following persons as members of the Health Alliance Board of Trustees:

Francis H. Duehay, 26 Lowell Street, Cambridge
Jay Burke, MD, 7 Williams Circle, Winchester

4. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following persons as Constables With Power for a term of three years, effective the first day of January, 2002:

Philip Sciandra, 24 Amory Street, Cambridge
Ernest Cavallo, Jr. 273 High Street, Medford

5. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$425 in the Grant Fund of the Fire Department Other Ordinary Maintenance Account from the 3M Company to be used to purchase a digital camera for the Student Awareness Fire Education (SAFE) Program.
6. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$100,000 in the Grant Fund of the Public Works Extraordinary Expenditures Account

JANUARY 14, 2002

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from the Massachusetts Historical Commission for the exterior renovations performed at City Hall.

7. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of a grant from the Massachusetts Board of Library Commissioners for \$35,015 to the Grant Fund Library Salaries & Wages Account (\$12,765) and Other Ordinary Maintenance Account (\$22,250) to provide funds for the “Strengthening Adult Literacy” Program which offers tutoring for both native English speakers and bilingual or multilingual English speakers
8. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following persons as Constables Without Power, for a term of three years, effective the first day of January, 2002:

Victor Z. Escajadillo, 455 Western Ave., Lynn, 01904
Richard Connelly, 268 Washington St., Somerville, 02143
9. Transmitting communication from Robert W. Healy, City Manager, relative to a Planning Board recommendation on the Planning Board Petition creating the Hammond and Gorham Streets Transition Overlay District.

January 14, 2002

To The Honorable, The City Council:

Please be advised that I have re-appointed Dr. Joseph J. Harrington, 18 Highland Avenue, Cambridge, as a member of the Cambridge Water Board for a term of five years, effective December 15, 2001.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

January 3, 2002

To The Honorable, The City Council:

Please be advised that I have appointed the following persons as Constables for a term of three years, effective the first day of January, 2002:

Philip Sciandra
24 Amory Street
Cambridge, MA 02139

With Power

Ernest Cavallo, Jr.
273 High Street
Medford, MA 02155

With Power

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

January 3, 2002

To The Honorable, The City Council:

Please be advised that I have appointed the following persons as members of the Cambridge Health Alliance Board of Trustees, effective January 1, 2002:

<u>Name</u>	<u>Term to Expire</u>
Francis H. Duehay 26 Lowell Street Cambridge, MA 02138	June 30, 2003
Jay Burke, MD 7 Williams Circle Winchester, MA 01890	June 30, 2002

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

January 14, 2002

To The Honorable, The City Council:

I am hereby requesting an appropriation of \$425.00 in the Grant Fund of the Fire Department Other Ordinary Maintenance Account. The 3M Company has donated funds through their Community Relations Council. Funds will be used to purchase a digital camera for the Student Awareness of Fire Education (SAFE) Program.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

January 14, 2002

To The Honorable, The City Council:

Please be advised that I am appointing the following Police Officers assigned to the Traffic Division (Truck Enforcement), as Public Weighers for the year 2002 to operate portable truck scales Citywide:

Sgt. Steven DeMarco
David Szeto
William Arthur, Jr.
Brandon Woolkalis

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

January 14, 2002

To The Honorable, The City Council:

I am hereby requesting an appropriation of \$100,000.00 in the Grant Fund of the Public Works Department Extraordinary Expenditures Account. The Massachusetts Historical Commission has awarded funds for the exterior renovations performed at City Hall. The grant was awarded for cleaning, pointing and patching the exterior tower masonry, restoring windows and rebuilding the front stairs and entrance platform.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

January 14, 2002

To The Honorable, The City Council:

I am hereby requesting the appropriation of a grant from the Massachusetts Board of Library Commissioners for \$35,015 to the Grant Fund Library Salaries and Wages account (\$12,765) and Other Ordinary Maintenance (\$22,250) to provide funds for the “Strengthening Adult Literacy” Program which offers tutoring for both native English speakers and bilingual or multilingual English speakers whose difficulties with reading and writing prevent them from reaching their personal and career goals.

Very truly yours,

Robert W. Healy
City Manager

January 14, 2002

To The Honorable, The City Council:

I am hereby transmitting notification of the appointment of the following persons as Constables, for a term of three years, effective the first day of January, 2002:

Victor Z. Escajadillo
455 Western Avenue
Lynn, MA 01904

Without Power

Richard Thomas Connelly
268 Washington Street, #2
Somerville, MA 02143

Without Power

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

January 14, 2002

To The Honorable, The City Council:

Please find attached for your consideration a Planning Board recommendation on the Planning Board Petition creating the Hammond and Gorham Streets Transition Overlay District.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec
attachment

MASSACHUSETTS

**City Council Calendar No. 1
Monday, January 14, 2002**

At 5:30 P.M.

UNFINISHED BUSINESS

1. Proposed amendment to the Zoning Ordinance to amend zoning regarding the regulation of storage and mechanical space in residential buildings. The question comes on passing to be ordained on or after November 12, 2001. **This petition expires February 26, 2002.**

**APPLICATIONS AND PETITIONS -
CITY COUNCIL MEETING OF MONDAY, JANUARY 14, 2002**

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| 1. Approval of constable bond surety was received from Francis Conole. | 1. |
| 2. Approval of constable bond surety was received from Gerard Jodrey. | 2. |
| 3. An application was received from Hondaz Zone, requesting permission for a projecting sign and a sandwich board sign at the premises numbered 209 Broadway. Approval has been received from Inspectional Services, Community Development Departments and abutters. | 3. |
| 4. An application was received from Zu-Zu Restaurant/The Middle East Restaurant, requesting permission for a sandwich board sign at the premises numbered 472 Massachusetts Avenue. | 4. |
| 5. An application was received from River Gods, requesting permission for a sandwich board sign at the premises numbered 125 River Street. | 5. |
| 6. An application was received from Lyme Properties LLC, requesting approval for the following addresses:
<u>Existing Streets/Requested Numbers</u>
314, 324, 350, 356, 358 and 360 Third Street
44, 84 and 114 Linskey Way
227 and 247 Second Street.
<u>Proposed Pedestrian Private Way and Numbers</u>
1, 3, 5, 7, 9, 11, 21, 23, 24, 25, 27 and 29 Broad Canal Way
<u>Proposed Private Way Names and Numbers</u>
101, 131 and 300 Athenaeum Street (extension of existing Athenaeum Street)
100,150, 250, 350, 450, 500, 505, 510, 515, 520, 525, 530, 540, 585 and 595 Kendall Street
605, 625, 675, 685 and 695 West Kendall Street
610, 620, 650, 670 and 690 East Kendall Street.
Approval has been received from Public Works and Emergency Communications Departments. | 6. |

**CONSENT COMMUNICATIONS -
CITY COUNCIL MEETING OF MONDAY, JANUARY 14, 2002**

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| 1. A communication was received from Roselyn Gray, transmitting thanks to the City Council for the resolution adopted on her retirement from the Fitzgerald School. | 1. |
| 2. A communication was received from Senate President Thomas F. Birmingham, regarding funding the Adult Basic Education. | 2. |
| 3. A communication was received from Mike Hansen, regarding the conditions surrounding the Fresh Pond Apartments. | 3. |
| 4. A communication was received from Bill Cavellini, David Sandberg, Lawrence Prift, Amir Sassine and Sergio Miranda, requesting time before the City Council on January 14 th to present their grievances concerning the License Commission issuance of seven new taxi medallions and a 15% meter rate increase on March 1 st . | 4. |
| 5. A communication was received from Owen O'Riordan, Assistant Commissioner to Engineering, transmitting notification of a temporary trailer address of 100 Landsdowne Street. | 5. |
| 6. A communication was received from State Representative Paul C. DeMakis, transmitting thanks for the resolution adopted by the City Council regarding funding the Adult Basic Education. | 6. |
| 7. A communication was received from Deborah S. Horwitz, Attorney for Charles E. Smith Residential, regarding North Point Residential Development EOEA No. 12651. | 7. |
| 8. A communication was received from McPhail Associate, Inc., regarding Notice of Revised Response Actin Outcome Statement and Termination of Activity and Use Limitation for 60 Landsdowne Street. | 8. |

**CONSENT COMMUNICATIONS -
CITY COUNCIL MEETING OF MONDAY, JANUARY 14, 2002**

9. A communication was received from Roy Bercaw, regarding the land disposition for constructing and underground pedestrian and service tunnel at 1730 and 1737 Cambridge Street.

9.

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, JANUARY 14, 2002**

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| 1. Resolution on the death of Gladys Bolden.
Councillors Galluccio, Reeves and entire membership | 1. |
| 2. Resolution on the death of Francis J. Brown Sr.
Councillor Galluccio, Mayor Sullivan, Councillor Toomey and
entire membership | 2. |
| 3. Resolution on the death of Violet Cadorette.
Councillor Galluccio and entire membership | 3. |
| 4. Resolution on the death of Mary S. Conway.
Mayor Sullivan, Councillor Galluccio and entire membership | 4. |
| 5. Resolution on the death of Ralph J. Donaruma Sr.
Councillor Toomey and entire membership | 5. |
| 6. Resolution on the death of Joseph B. Ferguson.
Councillor Toomey and entire membership | 6. |
| 7. Resolution on the death of Walter S. Hall.
Councillor Maher, Mayor Sullivan, Councillors Toomey,
Galluccio and entire membership | 7. |
| 8. Resolution on the death of Cyril Hynes.
Mayor Sullivan, Councillors Maher, Galluccio, Toomey and
entire membership | 8. |
| 9. Resolution on the death of Virginia M. Iandoli.
Councillor Toomey and entire membership | 9. |
| 10. Resolution on the death of Dr. Edmund N. Kudarauskas.
Councillor Galluccio and entire membership | 10. |
| 11. Resolution on the death of Joseph Luciano.
Councillor Toomey and entire membership | 11. |
| 12. Resolution on the death of William W. Lyons Jr.
Mayor Sullivan, Councillors Maher, Toomey and entire
membership | 12. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, JANUARY 14, 2002**

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| 13. Resolution on the death of Joseph N. Mattera.
Mayor Sullivan, Councillor Toomey and entire membership | 13. |
| 14. Resolution on the death of Henrietta McIsaac.
Councillors Maher, Galluccio and entire membership | 14. |
| 15. Resolution on the death of Joseph J. Mingle Sr.
Mayor Sullivan, Councillor Galluccio and entire membership | 15. |
| 16. Resolution on the death of Alveta Patterson.
Councillor Galluccio and entire membership | 16. |
| 17. Resolution on the death of Leo A. Sacco Sr.
Mayor Sullivan and entire membership | 17. |
| 18. Resolution on the death of Mary Samourian.
Mayor Sullivan and entire membership | 18. |
| 19. Resolution on the death of Mary Sterite.
Councillor Toomey and entire membership | 19. |
| 20. Resolution on the death of Helen A. Tattan.
Councillor Sullivan and entire membership | 20. |
| 21. Resolution on the death of Lynn Moncreiff.
Mayor Sullivan and entire membership | 21. |
| 22. Speedy recovery wishes to Joe DeLeo.
Mayor Sullivan and entire membership | 22. |
| 23. Resolution on the death of Mattie L. Simmons.
Mayor Sullivan, Councillors Maher, Toomey, Galluccio and entire membership | 23. |
| 24. Resolution on the death of Helen Corning.
Councillor Toomey and entire membership | 24. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, JANUARY 14, 2002**

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| 25. Resolution on the death of James F. Calorio.
Mayor Sullivan, Councillors Toomey, Maher, Galluccio and
entire membership | 25. |
| 26. Resolution on the death of Marcella Cynthia McDermott.
Councillor Galluccio and entire membership | 26. |
| 27. Resolution on the death of Edna Sullivan.
Mayor Sullivan, Councillors Maher, Galluccio and entire
membership | 27. |
| 28. Resolution on the death of Maureen T. Kelly.
Mayor Sullivan and entire membership | 28. |
| 29. Resolution on the death of Elizabeth Romano.
Mayor Sullivan and entire membership | 29. |
| 30. Resolution on the death of Joan Durant.
Councillors Galluccio, Reeves and entire membership | 30. |
| 31. Resolution on the death of Marie Holland.
Mayor Sullivan, Councillor Galluccio and entire membership | 31. |
| 32. Commend the staff of the Institute for Community Health and the
Public Health Department on an upcoming survey which will give a
much clearer view of local health issues.
Vice Mayor Davis and entire membership | 32. |
| 33. Commend the Cambridge Dive Team on its preparedness and
commend Thomas Cahill for his rescue of a grebe.
Councillor Toomey and entire membership | 33. |
| 34. Retirement of Robert A. Pacheco from the Fire Department.
Mayor Sullivan and entire membership | 34. |
| 35. Retirement of George E. Gibson from the Fire Department.
Mayor Sullivan and entire membership | 35. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, JANUARY 14, 2002**

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| 36. Happy 50 th Wedding Anniversary Wishes to Mr. and Mrs. Bartley.
Mayor Sullivan and entire membership | 36. |
| 37. Congratulations to Charles Lyons, Arlington Selectman, on being
elected Second Vice President of the National League of Cities.
Mayor Sullivan, Vice Mayor Davis and entire membership | 37. |
| 38. Best wishes to Connor Epstein Kraus on the occasion of his Bar
Mitzvah.
Mayor Sullivan, Vice Mayor Davis and entire membership | 38. |
| 39. Resolution on the death of Helen C. Hoar.
Mayor Sullivan and entire membership | 39. |
| 40. Resolution on the death of Thomas A. Calabrese.
Mayor Sullivan, Councillor Galluccio and entire membership | 40. |
| 41. Congratulations to Henry Louis Gates Jr. on being named the
Jefferson Lecturer in the Humanities.
Mayor Sullivan and entire membership | 41. |
| 42. Speedy recovery wishes to Helen M. Darling.
Mayor Sullivan, Councillor Maher and entire membership | 42. |
| 43. Sincere sympathy wishes to Bobbie D'Alessandro, Superintendent of
Schools, on the death of her father, William Gene Hollan.
Councillor Maher, Mayor Sullivan, Councillor Reeves and entire
membership | 43. |
| 44. Resolution on the death of Daniel R. Shea.
Mayor Sullivan and entire membership | 44. |
| 45. Prepare a suitable resolution on the Kendall Community Group's
Annual Breakfast on January 25, 2002.
Mayor Sullivan and entire membership | 45. |
| 46. Resolution on the death of Ellen V. McDevitt.
Mayor Sullivan, Councillors Maher, Reeves and entire
membership | 46. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, JANUARY 14, 2002**

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| 47. Resolution on the death of Frederick B. Stanley.
Mayor Sullivan and entire membership | 47. |
| 48. Retirement of Beverly Mastrangelo from the School Department.
Mayor Sullivan and entire membership | 48. |
| 49. Retirement of Ann Mathes from the Cambridge Health Alliance.
Mayor Sullivan and entire membership | 49. |
| 50. Congratulations to Transition House as it celebrates its 26 th
anniversary.
Vice Mayor Davis, Councillor Maher and entire membership | 50. |
| 51. Resolution on the death of Jeannette M. Risser.
Councillor Galluccio and entire membership | 51. |
| 52. Congratulations to Mayor Thomas Menino on the occasion of his
inauguration as the Mayor of Boston.
Councillor Galluccio and entire membership | 52. |
| 53. Congratulations to Michael Flaherty on being elected Council
President in the City of Boston.
Councillor Galluccio and entire membership | 53. |
| 54. Congratulations to Nancy Ryan, Executive Director of the Women's
Commission, as she is honored by the Transition House at its 26 th
Anniversary celebration.
Councillor Maher and entire membership | 54. |
| 55. Congratulations to Somerville's Mayor Dorothy A. Kelly Gay on the
occasion of her third term as Mayor.
Councillor Galluccio and entire membership | 55. |
| 56. Resolution on the death of Janice F. Mandile.
Councillor Toomey and entire membership | 56. |
| 57. Resolution on the death of Arminda Chaves.
Councillor Toomey and entire membership | 57. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, JANUARY 14, 2002**

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| 58. Resolution on the death of Carmine Rullo.
Councillor Toomey and entire membership | 58. |
| 59. Resolution on the death of Jose P. DaSilva.
Councillor Toomey and entire membership | 59. |
| 60. Congratulations to City of Everett Mayor David Ragucci as he begins his third term as Mayor.
Councillor Galluccio and entire membership | 60. |
| 61. Prepare a suitable resolution on the death of Gwendolyn Wood.
Councillor Reeves and entire membership | 61. |
| 62. Prepare a suitable resolution on the death of Thomas Powers.
Councillor Reeves and entire membership | 62. |
| 63. Resolution on the death of Maria C. Correia.
Councillor Toomey and entire membership | 63. |
| 64. Encourage all residents to join in the celebration of the birthday of Reverend Dr. Martin Luther King Jr. on January 15, 2002 and reflect upon the progress made and the work still to be done in the American struggle for equality.
Councillor Reeves, Mayor Sullivan and entire membership | 64. |
| 65. Congratulations to the Cambridge Multicultural Arts Center on its presentation of the 15 th Annual Joyful Noise Concert.
Councillor Reeves and entire membership | 65. |
| 66. Congratulations to the Inn at Harvard on its 10 th Anniversary.
Councillor Reeves and entire membership | 66. |
| 67. Welcome to Andria Hall, Guest Speaker at the 17 th Annual Reverend Dr. Martin Luther King Jr. Memorial Breakfast, and Severlin Singleton and Marvin Gilmore who are award recipients at the breakfast which will be held on January 19, 2002 at the Cambridge Hyatt Hotel.
Councillor Reeves, Mayor Sullivan and entire membership | 67. |

**POLICY ORDER AND RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, JANUARY 14, 2002**

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|---|----|
| 1. Establish a standing committee on Town-Gown relations.
Mayor Sullivan | 1. |
| 2. Instruct the License Commission to put a stop to the process of implementing the issuance of seven new taxi medallions and the 15% meter rate increase.
Councillor Simmons | 2. |
| 3. Information regarding Harvard's plans to demolish the cyclotron in the Agassiz area and to develop a five-story below grade parking garage on this site.
Councillor Toomey | 3. |
| 4. Status of efforts to secure a grocery/food store at the site of the former Sage Jr. store at the site of the former Safe Jr. store at the corner of Huron and Concord Avenues.
Councillor Maher | 4. |
| 5. Urge residents to be cognizant of the new E Z Ride Shuttle between Cambridgeport and North Station which can be used for free from January 14 through January 25 th 2002.
Councillor Toomey | 5. |
| 6. Adopt "Proposed Permanent Rules of the 2002-2003 City Council."
Mayor Sullivan | 6. |
| 7. Status of the renovation of the City Hall Annex and the conversion of the property located at 238 Broadway to open space.
Councillors Decker and Toomey | 7. |
| 8. Status of efforts regarding the acquisition of land for use as additional active recreational open space in East Cambridge.
Councillors Toomey and Galluccio | 8. |
| 9. Dedicate a suitable location in honor of the late Oliver Farnham.
Councillor Reeves | 9. |

O-1.

January 14, 2002

MAYOR SULLIVAN

WHEREAS: There has been much discussion about Town-Gown relations; and

WHEREAS: Other university type cities have a standing committee to deal with Town-Gown relations; now therefore be it

RESOLVED: That the City Council establish a standing committee on Town-Gown relations.

O-2.

January 14, 2002

COUNCILLOR SIMMONS

- WHEREAS: The Cambridge License Commission has voted on November 29, 2001 to increase the number of taxicab medallions from 255 to 262 and to raise the cost of riding in a taxicab by 15%, all to go in effect on March 1, 2002; and
- WHEREAS: Over 260 taxicab drivers and owners have signed a petition opposed to the License Commission action claiming that increasing medallions in a time of economic recession and war is not good public policy and that no public need was established; and
- WHEREAS: The petition was submitted to the License Commission on January 4, 2002 and to the City Council on January 8, 2002; and
- WHEREAS: The License Commission staff has denied a December 22, 2001 request for an early hearing to the taxi industry representatives by scheduling a reconsideration of the decision for Tuesday, January 22, 2002; and
- WHEREAS: Implementation of these decision has already begun and preparations will be too far along to reverse by January 22nd; now therefore be it
- RESOLVED: That the City Council go on record in favor of a fair and timely hearing to review, and reconsider the November 28, 2001 License Commission decision to raise taxi meter rates by 15% and increase the number of medallions by seven (7); and be it further
- ORDERED: That the City Manager be and hereby is requested to instruct the License Commission to put a stop to the process of implementing the issuance of seven new taxi medallions and the companion action of a March 1, 2002, 15% meter rate increase; and be it further
- ORDERED: That the City Manager be and hereby is requested to report back to the City Council on this matter in two weeks.

O-3.

January 14, 2002

COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to confer with the officials of Harvard University to request information regarding Harvard's plans to demolish the cyclotron in the Agassiz area and to develop a five-story below grade parking garage on this site.

O-4.

January 14, 2002

COUNCILLOR MAHER

ORDERED: That the City Manager be and hereby is requested to report to the City Council on the status of efforts to secure a grocery store/food store at the site of the former Sage Jr. store at the corner of Huron and Concord Avenues.

O-5.

January 14, 2002

COUNCILLOR TOOMEY

WHEREAS: From January 14, 2002 until January 25, 2002 the E Z Ride Shuttle will offer a free preview of its new shuttle service between Cambridgeport and North Station; and

WHEREAS: The shuttle will operate from 6:30 a.m. to 10:15 a.m. and from 3:30 p.m. until 7:30 p.m. and will stop at 10 Cambridge locations including the Lechmere T station and the Kendall Square T station; now therefore be it

ORDERED: That the City Manager be and hereby is requested to publicize this new service, which can be used for free January 14-25, 2002, to all Cantabrigians; and be it further

ORDERED: That the City Council go on record urging all residents to be cognizant of the new shuttle service between North Station and Cambridgeport.

O-6.

January 14, 2002

MAYOR SULLIVAN

ORDERED: That the attached "Proposed Permanent Rules of the 2002-2003 City Council" be adopted by the City Council as the City Council Rules 2002-2003.

O-7.

January 14, 2002

COUNCILLOR DECKER
COUNCILLOR TOOMEY

WHEREAS: The parcel of land located at 238 Broadway was acquired by the City to be used as additional open space in the Area IV neighborhood; and

WHEREAS: Due to an unforeseen emergency at the City Hall Annex, the office building currently located on this parcel is now being used as a temporary headquarters for the Community Development Department and the Traffic, Parking and Transportation Department; now therefore be it

ORDERED: That the City Manager be and hereby is requested to update the Council on the status of the renovation of the City Hall Annex and the conversion of the property located at 238 Broadway to open space.

O-8.

January 14, 2002

COUNCILLOR TOOMEY
COUNCILLOR GALLUCCIO

ORDERED: That the City Manager be and hereby is requested to update the Council on the status of efforts regarding the acquisition of land for use as additional active recreational open space in East Cambridge.

O-9.

January 14, 2002

COUNCILLOR REEVES

ORDERED: That the City Council go on record dedicating a square in a suitable location, after consultation with the family, in honor of the late Oliver Farnham; and be it further

ORDERED: Said dedication be arranged with the Assistant to the City Council and a suitable sign be prepared by the Public Works Department.

COMMITTEE REPORTS
FOR THE CITY COUNCIL MEETING OF MONDAY, JANUARY 14, 2002

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Michael Sullivan, Chair of the Finance Committee, for a meeting held on December 4, 2001 for the following purposes: (1) receiving an update on issues that will affect the FY 03 budget, (2) discussing the quality of electric service in Cambridge and the City's role in the Department of Telecommunications and Energy (DET) investigation and LED traffic signals, and (3) receiving information about the adequacy of resources for emergency response.

2. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from former City Councillor Kathleen Born and former Vice Mayor David Maher, Co-Chairs of the Ordinance Committee, for a meeting held on December 13, 2001 to for the purpose of considering a proposed amendment to the Zoning Ordinance to create a transition district along Hammond and Gorham Streets, where one side of the street consists of small residential dwellings and the other side consists of parking lots owned by Harvard with zoning that allows 100 feet heights as of right.

Committee Report #1

FINANCE COMMITTEE MEMBERS

*Councillor Michael A. Sullivan, Chair
Councillor Kathleen L. Born
Councillor Jim Braude
Councillor Henrietta Davis,
Councillor Marjorie C. Decker
Vice Mayor David P. Maher
Councillor Kenneth E. Reeves
Councillor Timothy J. Toomey, Jr.
Mayor Anthony D. Galluccio*

In City Council January 14, 2002

The Finance Committee held a public meeting on December 4, 2001, beginning at 11:45 a.m. in the Ackermann Room. The meeting was called for the following purposes: (1) receiving an update on issues that will affect the FY 03 budget, (2) discussing the quality of electric service in Cambridge and the City's role in the Department of Telecommunications and Energy (DET) investigation and LED traffic signals, and (3) receiving information about the adequacy of resources for emergency response.

The following members of the City Council and Council staff were present at the meeting:

Councillor Michael Sullivan, Chair of the Committee,
Councillor Kathleen Born
Councillor Henrietta Davis
City Clerk D. Margaret Drury
James Monagle, City Auditor.

Councillor-elect Brian Murphy also attended the meeting.

City Manager Robert W. Healy and the following members of his staff participated in the meeting:

James Maloney, Assistant City Manager for Fiscal Affairs,
Louis DePasquale, Budget Director
Ronnie Watson, Police Commissioner,
Harold Murphy, Police Superintendent,
Susan Clippinger, Director of the Traffic, Parking and Transportation Department
George Fernandes, City Electrician,
George Fosque, Director of Emergency Communication,
Michael Nicoloro, Inspectional Services Department.

Councillor Sullivan convened the hearing and explained the purpose. He requested that the City Manager begin with the budget preview and a discussion of any recent issues that will affect the budget.

Mr. Healy reported that the office vacancy rate has risen to 15-16%. Concomitantly, rents have declined from a speculative high of \$65 per square foot to as low as \$40-45, with an average current rental rate of about \$55 per square foot. Assessed values and FY 02 taxes were

based on January 2001 figures, and will likely be lower in January 2002. The biotech sector is still strong. The biotech commercial space, which accounts for a great deal of Cambridge's commercial space, still has a low vacancy rate. Furthermore, we can be confident that two of Cambridge's biggest taxpayers, Harvard and MIT, will not be moving to China for lower labor costs.

Mr. Healy then reported on the recent bond presentations in New York. He said that the City has already been informed that Fitch has retained the AAA bond rating for Cambridge, although it has stated its concern with the state economy and its effect on state aid for municipalities.*

Mr. Healy stressed that state aid will be real concern. He does not expect huge damage to Cambridge this year; he expects that Cambridge will receive close to what was estimated in the FY02 budget documents. The schools may lose \$636,000. Adult education and *English as a Second Language* funds are a source of serious concern. The decrease of state funding in the budget just enacted by the state is \$488, 000 for Cambridge, which amounts to 48% of the Cambridge Learning Center budget. This is a very serious problem. Cambridge cannot build into its operating budget everything that is cut from the state budget.

Over time, Mr. Healy continued, Cambridge will see more and more impacts on the not-for-profit sector, which provides many human services in Cambridge. If the economy does not improve by that time, the next sector impacted will be the schools. In 1991-1992, Cambridge lost huge amounts of state aid, and still did not lay off teachers, police or firefighters.

Mr. Maloney stated that Cambridge entered the 1990's with a huge levy excess, and by 1993, the levy excess was almost completely gone. In response to a question from Councillor Sullivan, Mr. Maloney stated that he expects to be inundated with abatement requests from commercial taxpayers as soon as the tax bills go out.

Councillor Born asked whether there is a separate fund for abatements. Mr. Maloney said that there is a fund of \$4.2 million. If abatements exceed that amount, the free cash reserve must be used.

Councillor Born stated that she understands that the downturn in the economy may mean that the City will have to adjust the schedule of the capital plan but she believes it is essential for the City to hold on to the vision embodied in its capital plan. Mr. Healy acknowledged that sound fiscal planning may require changes to the schedule of the plan. He stated that his assessment at this time is that the library will go forward. The City is in the middle of a site assessment for a new police station, which is badly needed. If the site remediation for Russell Field involves removal of large amounts of topsoil at the cost currently estimated, those renovations will probably be delayed. Mr. Maloney stated that, as in the early 1990's, we will see the capital plans taking the biggest hits through spreading out the schedule.

*After the date of this meeting Standard and Poor and Moody's announced that they have also retained their AAA bond ratings for Cambridge.

Regarding the operating budget, Mr. Healy said that he does not anticipate big reductions in the operating budget this year, but Cambridge cannot build in big increases. The schools are a concern. The teachers' contract ends August 31st. DPW contracts also will be renegotiated. Cambridge has collective bargaining agreements with police and fire unions through 2003 with 3% increases. Mr. Healy stated that he does not know where the cuts in state aid will be next year, but he expects that the cuts will be much bigger. State aid funding goes to municipal operating budgets.

Councillor Davis noted that current state budget cuts threaten CASPAR's First Step van program. This program has been important to public safety, in that it has meant that police officers need not spend their time transporting ill alcoholics from public places to shelters.

Councillor Born stated that as the extent of the budget cuts becomes clearer, there will be many, many more important programs that the City will be asked to rescue. She suggested thinking about developing guidelines about what types of programs are traditionally and historically funded by the state and what programs are usually seen as appropriately funded by the municipalities. Mr. Healy said that one reason that over the years services in Cambridge have been so much better than in other communities is because Cambridge has added additional funds to what the state aid has provided.

Mr. Healy said that at this time, Cambridge is prohibited from making any appropriations for items not included in the FY 02 budget because the state Department of Revenue is in the process of certifying Cambridge's free cash. That certification should be finalized in early January. In response to a question from Councillor Davis, Mr. Maloney stated that he expects the state to certify \$26 million as the free cash amount. Mr. Maloney further stated that if the state keeps state aid at its current level and does not increase it next year, Cambridge would have to increase the tax rate ½% to maintain its current budget. For every \$2 million cut in state aid, it takes a 1% increase in Cambridge's tax rate to stay level-funded.

Councillor Born asked Mr. Healy if he sees the FY03 budget as a "hold everything even" budget, or worse than that. Mr. Healy stated that it is at least a "hold everything even" situation. He stated that Cambridge must do its best to keep free cash from being built into the budget as operating expenses.

Councillor Born suggested that the staff make a strong effort to educate the newer councillors about free cash.

Councillor Born expressed concern about how the Community Preservation Act surcharge will appear to residents when they get their second FY02 tax bill this spring. Mr. Healy noted that citizen concern will be increased because the entire increase in taxes (attributable to overall increased in expenses not to the CPA although it may so appear on the bill) will be contained in the second bill. The first tax bill of the year, last fall, was an estimated bill, half of the previous year's tax bill, because of the ongoing recertification of assessed values

Councillor Davis asked what the staff plan is to ensure that the public understands the cause of the increase in their tax bills and understands that the increase is not due to the CPA. Mr. Maloney said that there will have to be a big educational effort.

Mr. Maloney stated that this is a time of great financial uncertainty. Cambridge will experience other financial losses in addition to state aid. There will be losses of interest income, and decreased revenues from the hotel and motel tax.

Councillor Sullivan then moved to a discussion of the electrical and lighting issues.

Mr. Healy stated that Cambridge is considering a change in ownership and service of streetlights. Right now the streetlights are owned and maintained by NSTAR, with the exception of 750 owned by the City. NSTAR is interested in selling the poles. The streetlight repair time used to average three days; now the average is seven days, with some lights out much longer. Brookline changed to ownership by the town and maintenance by and outside contractor. Cambridge is looking at the RFP Brookline used for its maintenance contract. Brookline received three bids in response to its RFP, and North Reading Power Company was awarded the contract. Cambridge intends to go forward with a request for proposals to buy the poles and contract with an entity to maintain the lights. The City Electrician can bid for the maintenance contract, and will manage the contract if it is awarded to an outside bidder.

Mr. Maloney added that preliminary analysis suggests that city ownership will be a financial benefit for Cambridge.

Councillor Davis noted that MDC maintenance of its streetlights is even worse than that of NSTAR. She expressed her hope that the RFP contain energy conservation requirements.

Councillor Born stated that it is important to keep aesthetics in mind, as well.

Councillor Sullivan stated that any agreement with NSTAR about transfer of the poles should keep in mind that if the City does not use those poles, NSTAR would have to remove them.

Councillor Sullivan then moved to the topic of the quality of NSTAR electrical service to Cambridge. He said that at the TKT building at the Osborn triangle there was a year delay in filling the request for underground cable. Councillor Sullivan stated that Mr. Healy and Mr. Fernandes have met with NSTAR regarding the need for a Cambridge plan. DET will require such a plan. Councillor Sullivan suggested developing before and after service statistics for DET.

Mr. Nicoloro said that NSTAR delays are preventing the issuance of certificates of occupancy by Inspectional Services all over the city.

Councillor Born stated the complaints that she has received regarding electrical service fit into two basic categories: continuation of basic services and delays in construction situations. She asked what, if any, leverage Cambridge has to effect improvements. Mr. Healy stated that

there is some leverage through the Pole and Conduit Committee and some leverage because poor service generates bad publicity.

Councillor Sullivan asked how NSTAR is doing with regard to its emergency response. Mr. Healy said that there has been some progress, but Cambridge is now dealing with a huge conglomerate in a de-regulated environment. In response to a question from Councillor Born, Mr. Healy stated that NSTAR is a Massachusetts company. Mr. Fernandes added that NSTAR services 110 Massachusetts communities.

Councillor Born asked what communities provide their own electrical service through municipally owned companies. Mr. Healy cited Belmont, Peabody and Hull, and added that he does not recommend municipal ownership for Cambridge, it would take an expensive five-year legal process.

Councillor Sullivan then moved to discussion of replacing incandescent lights with LED (light-emitting diode) lights in traffic signals. Mr. Healy stated that LEDs are brighter and more energy efficient than incandescent lights. This year Cambridge will replace all the red incandescent lights. The red lights are the most important, and their replacement with red LEDs will garner the biggest reimbursement from NSTAR. Green and yellow incandescent traffic lights will be replaced together in the next phase. Ms Clippinger stated that over time the City would recoup the cost in energy savings. The red LEDs are the most cost effective. The cost per unit for installation is \$170, with a \$70 reimbursement from NSTAR. The longer-term savings are in the cost of electricity.

Councillor Sullivan then moved to discussion of whether additional resources are needed to protect Cambridge in an emergency. Mr. Healy reported that the biggest additional expense since September 11th has been fire department overtime. Police overtime expenses spiked in October, but now are back to normal. The suits worn by the hazardous material teams are worn only once, so the response of the HAZMAT teams to suspicious package calls has resulted in additional costs for the suits. Mr. Healy said that he expects the additional fire department expenses to be absorbed within the current budget.

Councillor Sullivan asked Mr. Fosque about the number of calls to 911. Mr. Fosque stated that the number of calls since September 11th has equaled the number of calls for all of the previous months of this year. However, the September 11th crisis came right at the end of summer, and summer is also a time when there are significantly more calls than at other times of the year.

Mr. Healy stated that the budget impact of the events of September 11th on Cambridge is minimal because Cambridge has been building up its capability for response for a long time.

Councillor Sullivan thanked all those in attendance for their participation. The meeting was adjourned at 12:25 p.m.

For the Committee,
Councillor Michael A. Sullivan, Chair

Committee Report #2

ORDINANCE COMMITTEE MEMBERS

*Councillor Kathleen L. Born, Co-Chair
Vice Mayor David P. Maher, Co-Chair
Councillor Jim Braude
Councillor Henrietta Davis
Councillor Marjorie C. Decker
Councillor Kenneth E. Reeves
Councillor Michael A. Sullivan
Councillor Timothy J. Toomey, Jr.
Mayor Anthony D. Galluccio*

In City Council January 14, 2002

The Ordinance Committee held a public meeting on December 13, 2001, beginning at 5:08 P.M. in the Sullivan Chamber for the purpose of considering a proposed amendment to the Zoning Ordinance to create a transition district along Hammond and Gorham Streets, where one side of the street consists of small residential dwellings and the other side consists of parking lots owned by Harvard with zoning that allows 100 ft heights as of right.

Present at the hearing were Councillor Kathleen Born and Vice Mayor David Maher, Co-Chairs of the committee, Councillor Henrietta Davis, Councillor Marjorie Decker, Councillor Kenneth E. Reeves and City Clerk D. Margaret Drury. Also present were Lester Barber, Director of Land Use and Zoning for the Community Development Department (CDD), Roger Boothe, Director of Urban Design, CDD, and Nancy Glowa, First Assistant City Solicitor.

Councillor Born convened the hearing and explained the purpose. She requested that Mr. Barber summarize the petition.

Mr. Barber described the proposal and submitted a comparison of the proposed zoning to the present C-3 zoning (**Attachment A**). The proposal establishes an overlay zone. It is the first of the Planning Board's attempts to deal with several areas identified as needing transitions between adjacent zoning uses. Here the conflict is between the residential structures and the small wood frame institutional uses across the street with allowed heights of 100 ft. He noted that the proposal includes significant additional restrictions to the look of the parking areas.

He introduced Mary Power, Director of Government and Community Relations, Harvard University, to describe the process that resulted in this proposal.

Ms. Power said that the Citizens for Growth Management zoning petition, several years ago, proposed area-wide transitions between residential and other more intensive uses. The Citizens for Growth Management Advisory Committee (CGMAC) looked more closely and identified five areas across the city where future development was allowed to be much taller than adjacent neighborhoods. Two of these areas were located at Harvard edges - Banks Street in Riverside and the area in the Agassiz neighborhood.

In 1998 Harvard initiated a series of meetings with CDD and Agassiz residents. There were twenty-two meetings with neighborhoods. Updates were provided to the Agassiz Neighborhood Council and were distributed in the Council's regular newsletter.

Ms. Power introduced Dennis Carlone, the architect that Harvard engaged to work with neighborhood and the city staff. He reviewed for the committee the design boards he produced. Mr. Carlone explained that the area in question is largely a parking lot, so the first necessity for Harvard was to identify an area in which to relocate the parking. The group decided on underground parking. The overall goal for the area is to create a transition zone which will result in replicating the existing neighborhood edge.

Councillor Davis asked about Oxford Street. Mr. Carlone said that it is a different zoning area. However the front of the existing building under construction on Oxford Street conforms to the transition guidelines that came out of this collaborative neighborhood process. Mr. Barber noted that the Oxford Street building was subject to the project review requirements of the Citywide Zoning petition amendments.

Mr. Carlone then reviewed the zoning and urban design elements contained in the guidelines that are part of the agreement that came out of the process (**Attachment B**).

In response to a question from Councillor Reeves, Mr. Carlone stated that the amount of underground parking will be almost identical to the present amount of parking in the lots and there will only be access from Everett Street, not Harvard and/or Oxford Streets.

Councillor Davis asked how deep the transition district is. Mr. Carlone said it extends to 100 ft from the centerline of the road, which means it is about 80 ft from the property edge to the point where 100 ft buildings are allowed as-of-right.

Councillor Davis asked how many spaces in the parking lot are currently active spaces. Ms. Powers said that up until the current construction, there were 597 cars actively using the parking spaces.

Councillor Reeves asked about the Cyclotron and also about whether traffic studies have been done. Ms. Power said that the traffic studies have been done and have been presented to the neighbors. She stated that she will provide a copy to the City Council. Ms. Power said that Harvard has applied for a permit to demolish the Cyclotron. The issue is currently before the Historical Commission.

Councillor Reeves asked about the use of the edge buildings that Harvard will build. Ms. Power stated that the use will not be residential. Harvard is not far enough along with plans to have definitive uses. They will have an architect to look at the best uses. The buildings will be academic space, most likely associates with the sciences.

Councillor Reeves stated that without seeing a plan, the City Council is being asked to do “faith-based” zoning. He encouraged the university to understand that the days of the city government accepting the universities’ continuing claims that there is no plan may be limited. Councillor Reeves emphasized his concern about trying to understand what the larger plan is. He noted that Lesley University has built up to its limit but keeping its use residential has probably provided some protection to the neighborhood.

Ms. Power said that Harvard is working with the City to provide a parking and traffic demand management (PTDM) plan. Councillor Reeves asked if any Harvard parking is available to the neighborhood. Ms. Power said yes, in snow emergencies and for special events.

Councillor Decker stated that after two years on the City Council, she is still unclear about who at Harvard has the authority to do long term planning. To not have a long term plan is unacceptable. She stated that her frustration continues. Councillor Decker stated that for her the tradeoff for housing is when she can see data that Harvard is bringing students out of Cambridge housing and into university housing.

Councillor Davis stated that she shares her colleagues' concerns. The members of the City Council are stewards of the City and must take whatever action is necessary to continue to have a city in one hundred years.

Ms. Power stated that she would relay the messages to Harvard officials and urged the City Council to note the positive elements of what the process that resulted in this proposal.

Councillor Born noted that the debate in the last decade about the bridge across Broadway between the Sackler and Fogg Museums. Harvard claimed that the bridge was absolutely essential. Now the art museum is planned to be changed to faculty offices. It is fortunate that Harvard was not able to build that bridge. Things change over time. A long term plan would help the university and the City.

Councillor Reeves said that he is trying to put the immediate neighborhood's support into perspective with the issues of the effects in the larger community.

Councillor Born then moved to public comment.

Fred Meyer, 83 Hammond Street, resident of Hammond Street since 1966, discussed the process and spoke in support of the process. He said that he believes he attended every meeting. The proposal constitutes a significant downzoning. He commended Harvard's plan to move the historic Palfrey House, now lost in its sea of asphalt, to a position where it will be visible. Mr. Meyer then stated that he believes that relations between the City and Harvard have improved over the years. Harvard's purchase of Watertown property is good for Cambridge. He suggested that Cambridge City Council take a less hostile and more friendly approach to dialogue with the university.

Brian Culvert, West Cambridge, stated his support for the project.

Robert LaTremouille, 875 Massachusetts Avenue, stated that it is shocking to him that the residents could be forced to accept buildings behind the transition area that are bigger than the Inn at Harvard. The whole area should be downzoned.

Councillor Davis moved referral of the petition to the full City Council. The motion passed without objection on a voice vote. Councillor Born and Vice Mayor Maher thanked those present for their attendance.

The meeting was adjourned at 6:35 p.m.

For the Committee,

Councillor Kathleen L. Born, Co-Chair

Vice Mayor David P. Maher, Co-Chair

**COMMUNICATIONS AND REPORTS FROM CITY OFFICERS -
FOR THE CITY COUNCIL MEETING OF MONDAY, JANUARY 14, 2002**

1. A communication was received from D. Margaret Drury, City Clerk, regarding Calendar Items #1-6 of December 17, 2001 meeting referred to the 2002-2003 City Council.

2. A communication was received from Mayor Michael A. Sullivan regarding the Spence Report.

To: The Honorable, the City Council

From: D. Margaret Drury

Re: Items referred to the new City Council

Date: January 10, 2002

The following is a list of items that were referred to the 2002-2003 City Council at the meeting of December 17, 2001 for your information.

1. Landmark Designation Study Report for Shady Hill Square, 1-11 Shady Hill Square and 36 Holden Street.
2. Committee Report #1 of April 23, 2001 regarding a meeting held on March 27, 2001 for the purpose of discussing whether a zoning prohibition of lodging houses in Residence C and C-1 zoning districts is consistent with the City's goal of promoting affordable housing.
3. Landmark Designation Study Report for designating as a protected landmark the Tulip Tree at 1436 and 1446 Cambridge Street.
4. An order introduced by Councillor Decker regarding increasing the Affordable Housing Trust by at least one million dollars.
5. Committee Report #2 of September 10, 2001 regarding the progress made on improving the condition of the housing at Fresh Pond Apartments.
6. Committee Report #3 of September 24, 2001 regarding the roundtable-working meeting with representatives of tenants and owners of Fresh Pond Apartments and regulatory agencies to follow up on the prior hearing on the condition of the housing and related matters.