

MASSACHUSETTS

City Council Calendar No. 24
Monday, November 01, 1999

At 5:30 P.M.

ON THE TABLE

#1 - 4 NO ACTION TAKEN.

1. Relative to Awaiting Report Item Number Seventeen of July 27, 1998 regarding a report on the current status of state funding to the schools and what steps will be taken to remedy any deficiencies within the School Department Special Education Services.
2. Relative to an appropriation of \$146,000 to support the Mayor's Initiative on race and class.
3. Relative to the application received from David Clem, requesting a curb cut at the premises numbered 47 Erie Street; approval was received from Inspectional Services, Traffic, Parking and Transportation, Historical Commission, Public Works Department and abutters. Response has been received from three neighborhood associations.
4. Relative to an application received from Fred A. Severo, Agent, Finagle-A-Bagel, requesting permission to erect a projecting 40" circular (steaming) sign. Approval was received from Inspectional Services Department, Community Development Department and abutters.

UNFINISHED BUSINESS

5. Proposed amendment to the Municipal Code of the City of Cambridge to add a new Section 8.61 entitled "Asbestos Protection Ordinance. The question comes on passing to be ordained on or after September 27, 1999.
PASSED TO BE ORDAINED AS AMENDED ON A ROLL CALL VOTE: 9-0-0.
6. Proposed amendment to the Zoning Ordinance of the City of Cambridge on a petition filed by John Moot, et al. to extend the IPOP deadline until April 1, 2000. The question comes on passing to be ordained on or after November 1, 1999. The deadline for this petition is January 11, 2000.
PASSED TO BE ORDAINED AS AMENDED ON A ROLL CALL VOTE: 9-0-0.
7. Proposed amendment to the Zoning Ordinance of the City of Cambridge by the Planning Board to amend and extend the Planning Overlay Special Permit (IPOP) provisions of the Zoning Ordinance. The question comes on passing to be ordained on or after November

1, 1999. The deadline for this petition is January 11, 2000.

TABLED ON A MOTION BY COUNCILLOR MICHAEL A. SULLIVAN.

COMMITTEE REPORTS FOR THE CITY COUNCIL MEETING OF MONDAY, NOVEMBER 01, 1999

1. Communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Henrietta Davis, Chair of the Ordinance Committee, for a hearing held on October 13, 1999, for the purpose of discussing how the proposed condominium ordinance should be changed to comport with the recent Massachusetts Supreme Judicial Court decision which struck down Boston's condominium protection ordinance.
REPORT ACCEPTED. REFERRED TO THE PETITION.
2. Communication was received from Donna P. Lopez, Deputy City Clerk, transmitting a report from Vice Mayor Anthony Galluccio, Chair of the Cable TV Telecommunications and Electricity Committee, for a hearing held on October 21, 1999, for the purpose of discussing the issue of open access for the Cable License.
REPORT ACCEPTED. PLACED ON FILE.

COMMUNICATIONS AND REPORTS FROM CITY OFFICERS FOR THE CITY COUNCIL MEETING OF MONDAY, NOVEMBER 01, 1999

1. A communication was received from Councillor Vice Mayor Anthony D. Galluccio, transmitting a letter to Thomas J. Curry, Commissioner of Banks, relative to the closing of U.S. Trust Bank on 141 Portland Street.
REFERRED TO THE CITY MANAGER ON MOTION OF VICE MAYOR GALLUCCIO.
2. A communication was received from Mayor Francis Duehay, transmitting a letter from Dolores M. Zappala, President, Blessed Sacrament Color Guards, Inc. relative to the Winter Guard International participants.
REFERRED TO THE CITY MANAGER ON MOTION OF MAYOR FRANCIS DUEHAY.
3. A communication was received from Councillor Timothy Toomey, transmitting a letter from Elsa N. Fitzgerald, Assistant Director, Massachusetts Historical Commission, relative to the possible cancellation of the grant allocation of \$100,000 to the City of Cambridge for restoration work at Cambridge City Hall.
PLACED ON FILE.

**CONSENT ORDER LIST FOR CITY COUNCIL
MEETING
OF MONDAY, NOVEMBER 01, 1999**

1. Conduct a survey of Cambridge parks to establish which are most used by dog owners and fence in dog runs used the most.
Councillor Reeves
ORDER ADOPTED.
2. City staff to contact John Hancock Insurance Company to see if any policy holders were Cambridge residents and if any City records could be used to locate policy holders from the 1940's, 50's and 60's who have the opportunity to convert their policies to stock.
Councillors Triantafillou and Born
ORDER ADOPTED.
3. Urge Governor Cellucci and the Massachusetts legislature to require John Hancock Company to publish the list of 400,000 policy owners who could not be found to protect their rights to convert their policies to stock before the values drop dramatically.
Councillors Born and Triantafillou
ORDER ADOPTED.
4. Install a "Yield to Pedestrian" sign at the Area IV Teen Center to protect the relocated Fitzgerald students crossing from their temporary quarters at the St. Mary's School to the Teen Center.
Councillor Davis
ORDER ADOPTED.
5. Investigate the assaults on the City of Cambridge from air traffic over the Charles River during the Head of the Charles and the All-Star Game in July.
Councillor Davis
ORDER ADOPTED.
6. Televisе the December 7, 1999 Civil and Human Rights Committee hearing.
Councillor Triantafillou
ORDER ADOPTED.
7. Report on what measures the City might take to facilitate the conversion of market rate housing to limited equity with the goal of providing an increase to affordable housing stock in the City.
Councillor Born
ORDER ADOPTED.
8. Report on the current "Linkage" program, which requires commercial building projects to provide funds to the Affordable Housing Trust for the development of new affordable housing in the City.

Councillor Born
ORDER ADOPTED.

9. Investigate the possibility of establishing a Cambridge Community Loan Fund similar to the Boston Community Loan Fund which provides funding for affordable housing.

Councillor Born
ORDER ADOPTED.

10. Assist the Cambridge Food Pantry Network with a \$5,000 grant for the purchase and distribution of turkeys for low income Cambridge resident.

Councillors Born and Sullivan
ORDER ADOPTED.

11. Propose bike lanes on Massachusetts Avenue between Porter and Harvard Squares.

Councillor Davis
ORDER ADOPTED.

RESOLUTION LIST FOR CITY COUNCIL MEETING OF MONDAY, NOVEMBER 01, 1999

1. Resolution on the death of Samuel M. Walker.

Mayor Duehay and entire membership
ORDER ADOPTED.

2. Resolution on the death of James W. Sauer, Jr.

Councillors Sullivan, Toomey and entire membership
ORDER ADOPTED.

3. Resolution on the death of John A. Boczenowski.

Councillors Toomey, Sullivan and entire membership
ORDER ADOPTED.

4. Resolution on the death of Mary C. Noonan.

Vice Mayor Galluccio, Councillor Sullivan and entire membership
ORDER ADOPTED.

5. Resolution on the death of Mary "Mae" Kennedy.

Councillor Russell and entire membership
ORDER ADOPTED.

6. Resolution on the death of Alberto "Abel" Ponte.

Councillor Toomey and entire membership
ORDER ADOPTED.

7. Resolution on the death of John J. Dinan, Jr.
Councillors Toomey, Sullivan and entire membership
ORDER ADOPTED.
8. Resolution on the death of Michael C. Operacz.
Councillor Toomey and entire membership
ORDER ADOPTED.
9. Congratulations to State Treasurer Shannon O'Brien and Emmett Hayes on the birth of their daughter Regan Ann Hayes.
Councillors Born, Sullivan and Triantafillou
ORDER ADOPTED.
10. Send get-well wishes to Larry Burke, Jr. who was in a serious car accident.
Councillor Triantafillou
ORDER ADOPTED.
11. Resolution on the death of Michele Fraumeni.
Councillor Toomey and entire membership
ORDER ADOPTED.
12. Resolution on the death of David F. Southwick.
Councillor Sullivan and entire membership
ORDER ADOPTED.
13. Resolution on the death of Susan L. Cunningham.
Councillor Sullivan, Vice Mayor Galluccio and entire membership
ORDER ADOPTED.
14. Resolution on the death of James T. Shaughnessy.
Councillor Sullivan, Vice Mayor Galluccio and entire membership
ORDER ADOPTED.
15. Resolution on the death of Lehan R. Langley, Sr.
Councillor Sullivan and entire membership
ORDER ADOPTED.
16. Remember and honor our veterans on November 11th.
Vice Mayor Galluccio and entire membership
ORDER ADOPTED.
17. Happy 50th Wedding Anniversary to Simmie and Doris Magliozzi.
Councillor Toomey
ORDER ADOPTED.

18. Resolution on the death of Daniel J. Kelly, Jr.
Councillor Sullivan, Vice Mayor Galluccio and entire membership
ORDER ADOPTED.
19. Resolution on the retirement of Robert V. Travers, Sr. from Harvard University.
Mayor Duehay and entire membership
ORDER ADOPTED.
20. Arrange for a dedication ceremony in honor of Chief Leo Davenport.
Vice Mayor Galluccio
ORDER ADOPTED.
21. Congratulate Harvard Square Homeless Shelter on their re-opening and thank the staff of volunteers for all their hard work and dedication.
Mayor Duehay
ORDER ADOPTED.
22. The re-dedication of the Inman Square Firehouse Mural will be held on Saturday, November 6, 1999 and thank and congratulate Ellery Eddy Schalit, Cambridge Arts Council and firefighters everywhere.
Mayor Duehay
ORDER ADOPTED.
23. The Cambridge Community Outreach Tabernacle, Inc. will be holding an appreciation dinner for Pastor Nerissa Campbell at the Dante Alighieri Society of Massachusetts on Friday, November 5th in honor of her work improving the lives of others in the Area IV community.
Mayor Duehay
ORDER ADOPTED.
24. Resolution on the death of Francis "Eddie" McKenna, Sr.
Councillor Sullivan and entire membership
ORDER ADOPTED.
25. Congratulations to Reverend Kim K. Crawford Harvie on the occasion of the celebration of the 10th Anniversary of her installation as Senior Minister of the Arlington Street Church.
Councillor Triantafillou
ORDER ADOPTED.
26. The Second Annual Fire Department Medal Day will honor Fire Lieutenants Galvin C. Murphy and Thomas G. Couchon and Firefighters Kenneth W. Sousa and James A. Drewicz on November 6th for their actions on May 20th at MIT Building #68.
Mayor Duehay
ORDER ADOPTED.

27. Congratulations to Captain Michael J. Mahoney on being awarded the Role of Merit for his actions on October 20, 1998, when he came to the aid of a nine year old boy who was struck by a car on Huron Avenue, at the Second Annual Fire Department Medal Day on November 6th.

Mayor Duehay

ORDER ADOPTED.

28. Resolution on the death of Augusto I. DeCastro.

Councillor Toomey and entire membership

ORDER ADOPTED.

29. Resolution on the death of Carmine M. Barresi.

Councillor Toomey and entire membership

ORDER ADOPTED.

30. The Second Annual Fire Department Medal Day being held on November 6th will award Fire Lieutenant Edward B. Morrissey the Role of Merit for his actions on June 10th in response to a motor vehicle accident.

Mayor Duehay

ORDER ADOPTED.

31. The Second Annual Fire Department Medal Day will honor Firefighter Robert N. Ferrera's family on November 6th for his many years of service with the William J. Atkinson Medal of Valor.

Mayor Duehay

ORDER ADOPTED.

32. Welcome the youth delegation from Yerevan, Armenia.

Mayor Duehay

ORDER ADOPTED.

33. Welcome to the Serbian Kir Stefan women's choir who will visit Cambridge and perform a concert on November 24, 1999, 7:30 p.m. at the Taubman Building, 5th floor, JFK School of Government.

Councillor Born

ORDER ADOPTED.

34. Resolution on the death of Gregory B. Butler.

Vice Mayor Galluccio and entire membership

ORDER ADOPTED.

35. Resolution on the death of Joan Edgehill.

Vice Mayor Galluccio, Councillor Toomey and entire membership

ORDER ADOPTED.

36. Resolution on the death of Mary Moriarty.

Councillor Sullivan, Vice Mayor Galluccio and entire membership
ORDER ADOPTED.

37. Congratulations to Brendan and Kim Noonan on the birth of their daughter.

Vice Mayor Galluccio and Councillor Sullivan
ORDER ADOPTED.

38. Congratulations to the staff and the youth of the Frisoli Youth Teen Center on their haunted house display.

Councillors Toomey and Sullivan
ORDER ADOPTED.

APPLICATIONS AND PETITIONS FOR CITY COUNCIL ACTION CITY COUNCIL MEETING OF MONDAY, NOVEMBER 01, 1999

1. An application was received from The Christmas Store, requesting permission to erect an "A" framed sign in front of the premises numbered 815 Somerville Avenue from Monday through Sunday.

REFERRED TO THE CITY MANAGER WITH POWER.

2. A request was received from Dr. Gerburg Wulf, relative to the petition on banning truck traffic on Hancock Street, asking to speak on this issue at the City Council meeting.

PLACED ON FILE.

3. An application was received from Rosalind Davidson, requesting a curb cut at the premises numbered 230 Brattle Street, Approval has been received from the Inspectional Services Department, Traffic and Parking Department, Historical Commission and the Public Works Department. Response has been received from neighborhood associations and abutters.

ORDER ADOPTED.

4. An application was received from Andrew Magdanz, requesting a curb cut at the premises numbered 71 Appleton Street, Approval has been received from the Inspectional Services Department, Traffic and Parking Department, Historical Commission and the Public Works Department. Response has been received from neighborhood associations and abutters.

ORDER ADOPTED.

CITY MANAGER'S CONSENT AGENDA FOR MONDAY NOVEMBER 01, 1999

1. Transmitting communication from Robert W. Healy, City Manager, relative to an order requesting the appropriation of \$2,500,000 to the Community Development Department Extraordinary Expenditures Account from Free Cash to be used as a loan guarantee towards the purchase of 95 units of affordable housing in Areas 1, 3 and 4.
2. Transmitting communication from Robert W. Healy, City Manager, relative to an order requesting the appropriation of a grant from the National Endowment for the Arts for \$30,000 to the Public Investment Fund Public Celebrations Extraordinary Expenditures to provide funds for a public art education program.
3. Transmitting communication from Robert W. Healy, City Manager, relative to an order requesting the appropriation of \$65,000 from Free Cash to the Public Investment Fund Community Development Extraordinary Expenditures Account to provide funds to continue environmental testing at Russell Field.
4. Transmitting communication from Robert W. Healy, City Manager, relative to an order requesting the appropriation of \$25,000 in the Grant Fund of the Finance Department (Personnel) Travel and Training Account from the Massachusetts Department of Industrial Accidents to cover the costs of our Occupational Safety and Health Education Training Program.
5. Transmitting communication from Robert W. Healy, City Manager, relative to an order requesting the appropriation of \$197,000 from the Parking Fund to the Public Investment Fund Traffic & Parking Extraordinary Expenditures Account to provide funds for the acquisition and installation of school zone flashing signals at each of the City's 14 elementary schools.
6. Transmitting communication from Robert W. Healy, City Manager, relative to an order requesting the appropriation of a grant from the State Transportation Demand Mgmt. Program for \$47,500 to the Grant Fund Comm. Dev. Other Ordinary Maint. to provide funds for a marketing and education program to increase awareness of alternative transportation options.

CONSENT COMMUNICATIONS - CITY COUNCIL MEETING OF MONDAY, NOVEMBER 01, 1999

1. A communication was received from Carl F. Barron, Central Square Business Association, relative to the Cambridge Library Site Selection.
PLACED ON FILE.
2. A communication was received from Joseph F. Tulimieri, Executive Director, Cambridge Redevelopment Authority, transmitting objection to the proposed zoning ordinance amendment petition for a Temporary Development Moratorium Overlay District, as owner of:

- 247 Main Street
- 174, 322 and 346 Binney Street
- 160 Sixth Street
- 20 and 349 Potter Street
- Sixth Street
- 16, 97 and 108 Broadway
- Fulkerson and Western Connector

REFERRED TO THE PETITION.

3. A communication was received from Ken Sharp, transmitting concern relative to a newspaper article in the Los Angeles Times entitled "*Crash Course for Adults Accelerates Safety on the Roads*," and the role stout wood poles play in such traffic accidents.

PLACED ON FILE.

4. A communication was received from Juliana S. Popper, transmitting concern relative to the "no bicycles on sidewalks" law in Cambridge.

PLACED ON FILE.

5. A communication was received from Robert L. Wise, transmitting deep appreciation for the resolution adopted by the City Council on behalf of his mother **Pearl K. Wise**.

PLACED ON FILE.

6. A communication was received from R. Philip Dowds, AIA, transmitting concern relative to the new rules for Planning Board meetings.

REFERRED TO THE RULES COMMITTEE.

7. A communication was received from Margaret H. Marshall, transmitting grateful appreciation for the resolution adopted by the City Council on the occasion of her nomination as Chief Justice of the Supreme Judicial Court.

PLACED ON FILE.

8. A communication was received from Karen Carmean, President, Cambridge Action Fund, Inc., inviting the City Council to a Forum on Working with Homeless on November 4 at the Lutheran Church.

PLACED ON FILE.

9. A communication was received from the Association of Cambridge Neighborhood Board members and officers, relative to an appeal to Board of Zoning Appeal Commissioner's refusal to revoke the building permit for a 1,090-car underground garage for Cambridge Research Park.

PLACED ON FILE.

10. Approval of the surety for a constitute bond for Francis Conole.
SURETY APPROVED.
11. A communication was received from R. Philip Dowds, AIA, transmitting concern relative to
"A Night at the IPOPS."
PLACED ON FILE.
12. A communication was received from Peter Valentine relative to the approaching comet
named Comet Lee.
PLACED ON FILE.
13. A communication was received from the family of **Charles McCarthy**, transmitting
grateful appreciation for the resolution adopted by the City Council on his behalf.
PLACED ON FILE.
14. A communication was received from Michael A. Cantalupa, Boston Properties, Inc., for
Boston Properties Limited Partnership as agent, transmitting written opposition to the
Temporary Limited Development Moratorium (East Cambridge/ Neighborhood Four
Area) as owner of the following properties:
- One Cambridge Street
 - 121 Broadway Street
 - Two Cambridge Street
 - Ten Cambridge Street
 - Eight Cambridge Street
 - Eleven Cambridge Street
 - Fourteen Cambridge Street
 - Three Cambridge Street
 - Six Cambridge Center
- REFERRED TO THE PETITION.
15. A communication was received from Russell Morton, transmitting his concern relative to
driving while using car phones.
PLACED ON FILE.
16. A communication was received from the family of **Agnes M. Cremens**, transmitting
deep thanks for the resolution adopted by the City Council on her behalf.
PLACED ON FILE.
17. A communication was received from Robert L. Beal, Beal Cambridge East, LLC, Beal
Ventures Eight, LLC, transmitting written opposition to the Temporary Limited
Development Moratorium (East Cambridge/ Neighborhood Four Area) as owner of the
following properties:
- 69 Charles Street

- 50 Rogers Street
- 80-122, 81-109, 115-143 Binney Street
- 61, 83 Rogers Street
- 249 Third Street
- 83-91 William "Doc" Linskey Way
- 286 Third Street

REFERRED TO THE PETITION.

18. A communication was received from Gerald W., Oldach, President, CEO, Cambridge Chamber of Commerce, transmitting written opposition to the Temporary Limited Development Moratorium (East Cambridge/ Neighborhood Four Area).

REFERRED TO THE PETITION.

19. A communication was received from Owen O'Riordan, City Engineer, transmitting notification of a new address at the premises numbered 76 Martin Street.

PLACED ON FILE.

20. A communication was received from Kevin M. Ryan, Attorney at Law, transmitting grateful appreciation for the resolution of best wishes on the opening of his new law practice.

PLACED ON FILE.

21. A communication was received from Richard McKinnon relative to the Proposed Asbestos Ordinance.

PLACED ON FILE.