

**MASSACHUSETTS**

**City Council Calendar No. 16  
Monday, May 17, 1999**

**At 5:30 P.M.**

**CHARTER RIGHT**

1. A charter right was exercised by Councillor Triantafillou relative to a communication from the City Manager regarding the following department head appointments: Robert M. Stevens, 3 year reappointment as Director of Veterans' Services; Quoc M. Tran, Director of the Human Rights Commission; James P. Cassidy, Director of Weights and Measures and Andrea J. Spears, Acting Purchasing Agent.  
TABLED ON MOTION OF COUNCILLOR TRIANTAFILLOU.

**ON THE TABLE**

2 - 15 NO ACTION TAKEN.

2. Relative to Awaiting Report Item Number Twenty-eight of June 22, 1998, regarding a report on what notification was given concerning the development of a hotel at 19 Massachusetts Avenue in Arlington.
3. Relative to Awaiting Report Item Number Twenty-one of June 22, 1998, regarding a report on the procedures if a building alarm goes off for more than ten minutes.
4. Relative to Awaiting Report Item Number Twenty-four of February 23, 1998 regarding a report on the status of the Public Library Bookmobile for elderly residents.
5. Relative to Awaiting Report Item Number Twenty-nine of February 23, 1998 regarding a report on how many positions in the City are being filled with employees from temporary agencies.
6. Relative to Awaiting Report Item Number Eleven of June 16, 1997 regarding the possibility of reducing the costs of legal advertising.
7. Relative to Consent Order Number Twenty-six of September 22, 1997 regarding the request to prepare appropriate language for a non-binding referendum petition for the upcoming municipal election relative to the use of free-cash to reduce the tax levy on homeowners and businesses.
8. Relative to an Awaiting Report Item Number Fourteen of May 11, 1998, on the removal of street trees on Pemberton Street.

9. 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.
10. Relative to resolution submitted by Councillor Triantafillou regarding sending a letter to the Massachusetts Municipal Association expressing the City's opposition to the bill in the 1999 legislative package which would substitute for City Council approval, approval by the City Manager for the issuance of bonds and bond refunding.
11. Relative to an appropriation of \$146,000 to support the Mayor's Initiative on race and class.
12. Relative to Awaiting Report Fifteen of January 11, 1999 regarding a report on the traffic lights on Monsignor O'Brien Highway and Museum Way.
13. Relative to Awaiting Report Seven of February 8, 1999 regarding the impact to the City and the redeployment of police officers involved in the elimination of the K-9 unit.
14. Relative to Awaiting Report Item Number 99-37 of April 12, 1999, regarding a report on the amount of free cash spent this and last fiscal years and a break down of what these funds were spent on.
15. Relative to an 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.
16. Relative to a recommendation from the Planning Board on petition to amend certain provisions of the Office 3A District and the PUD 3 District, and to rezone to Office 3A/PUD 3 an area between Linsky Way and Binney Street now zoned Industry B-1. REFERRED TO THE PETITION ON MOTION OF COUNCILLOR SULLIVAN.

### **UNFINISHED BUSINESS**

17. Proposed amendment to the Zoning Ordinance of Cambridge to require additional open space in the area of the PUD in East Cambridge. The question comes on passing to be ordained on or after March 29, 1999. The completion date for this petition is May 25, 1999.  
SUBSTITUTED TEXT ACCEPTED. REMAINS ON UNFINISHED BUSINESS.
18. Proposed amendment to the Municipal Code to ban the sale of laser pointer pens to minors. The question comes on passing to be ordained on or after April 19, 1999.  
ORDAINED AS AMENDED BY ROLL CALL VOTE.  
8-0-1.

19. Relative to Order Number 40 dated April 12, 1999 and Calendar Item No. 3, dated April 26, 1999 regarding the possibility of an eminent domain taking of properties located on and /or around Fulkerson Street.  
REFERRED TO AGENDA #1.
20. Relative to an order requesting the appropriation and authorization to borrow for the design and construction of various street improvements to promote traffic calming (\$750,000) and the City's share of the costs of reconstruction of Lafayette Square and South Massachusetts Avenue (\$500,000). The question comes on adoption on or after May 17, 1999.  
ORDER ADOPTED BY A ROLL CALL VOTE.  
8-0-1.
21. Relative to an order requesting the appropriation and authorization to borrow \$8,900,000 to fund the design phase of the Harvard Square Combined Sewer System Project (\$1,000,000), construction of New Street pump stations and flood remediation improvements (\$2,400,000), and Cherry Street flood relief project. The question comes on adoption on or after May 17, 1999.  
ORDER ADOPTED BY A ROLL CALL VOTE.  
8-0-1.
22. Relative to an order requesting the appropriation and authorization to borrow \$24,235,000 for various capital projects included in the FY00 Capital Budget. The question comes on adoption on or after May 17, 1999.  
ORDER ADOPTED BY A ROLL CALL VOTE.  
8-0-1.

## **COMMITTEE REPORTS FOR THE CITY COUNCIL MEETING OF MONDAY, MAY 17, 1999**

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Kathleen Triantafillou, Chair of the Health and Hospital Committee, for a hearing held on May 4, 1999, for the purpose of receiving information about the Public Health Department's proposal to strengthen the restrictions on smoking in bars and restaurants and youth access to tobacco through amendments to the Smoking Ordinance.  
REPORT ACCEPTED. PLACED ON FILE.  
PASSED TO A SECOND READING.
2. A communication was received from D. Margaret Drury, transmitting a report from Councillor Michael Sullivan, Chair of the Finance Committee, transmitting the General Fund Budget for the Fiscal Year 2000.  
ORDERS ADOPTED. CITY MANAGER'S RECOMMENDATION ACCEPTED.  
REPORT ACCEPTED AND PLACED ON FILE.  
BUDGET ADOPTED.

8-0-1.

3. A communication was received from D. Margaret Drury, transmitting a report from Councillor Michael Sullivan, Chair of the Finance Committee, transmitting the Public Investment Fund Budget in the amount of \$20,612,420 for the Fiscal Year 2000.

REPORT ACCEPTED AND PLACED ON FILE.

ORDER ADOPTED AS AMENDED - 8-0-1.

PUBLIC INVESTMENT BUDGET ADOPTED - 7-1-1.

4. A communication was received from D. Margaret Drury, transmitting a report from Councillor Michael Sullivan, Chair of the Finance Committee, transmitting the Water Fund Budget in the amount of \$11,691,390 for the Fiscal Year 2000.

REPORT ACCEPTED AND PLACED ON FILE.

BUDGET ADOPTED.

8-0-1.

5. A communication was received from D. Margaret Drury, City Clerk, transmitting a report of the Joint Task Force, from Councillor Sheila Russell, Chair of the Government Operations Committee, recommending changes in the City Council rules and practices to improve City Council deliberations, policy making and overall effectiveness.

TABLED FOR ONE WEEK ON MOTION OF COUNCILLOR RUSSELL.

## **COMMUNICATIONS AND REPORTS FROM CITY OFFICERS FOR THE CITY COUNCIL MEETING OF MONDAY, MAY 17, 1999**

1. A communication was received from Councillor Kathleen L. Born, Chair of the Public Service Committee, transmitting a memorandum regarding the private donations of art to the City of Cambridge.

COMMUNICATION ACCEPTED. ORDER ADOPTED.

2. A communication was received from Councillor Timothy J. Toomey, Jr., transmitting a legal opinion regarding the so-called "Toomey/Born Petition" from Joel B. Bard, Esq. of Kopelman & Paige.

REFERRED TO SUBSTITUTE PETITION ON MOTION OF COUNCILLOR TOOMEY.

## **CONSENT ORDER LIST FOR CITY COUNCIL MEETING OF MONDAY, MAY 17, 1999**

1. Appreciation to the owner of 8 Bigelow Street, CASCAP and the Cambridge Community Development Department for their efforts of preserving of 8 Bigelow Street as affordable housing.

**Mayor Duehay and Councillor Russell**  
ORDER ADOPTED.

2. Congratulations to Sophie Brion-Meisels, an aspiring dancer was accepted to a joint program with Fordham College and Alvin Ailey Dance Company.

**Councillor Davis**  
ORDER ADOPTED.

3. The Public Works Department will be celebrating National Public Works Week May 16<sup>th</sup> through May 22<sup>nd</sup>.

**Mayor Duehay and entire membership**  
ORDER ADOPTED.

4. Congratulations to Louis Hawkins, Manuel Martins, Annette Rodibaugh and Robert Stone, Jr. the 1999 Commissioner's Performance Award for Outstanding Performance recipients and to the many honorees receiving a Certificate of Recognition for Outstanding Performance.

**Mayor Duehay and entire membership**  
ORDER ADOPTED.

5. Congratulations to Dorothy Kelly Gay, the first female Mayor in the City of Somerville.

**Councillors Sullivan, Russell and Toomey**  
ORDER ADOPTED.

6. Examine the feasibility of creating a new position to seek and apply for grants from private industries and/or individuals in the Cambridge area in an effort to supplement services the City provides for its residents.

**Councillor Toomey**  
ORDER ADOPTED.

7. Coordinate with the East Cambridge Land Trust for the purchase of the former East Cambridge Health Clinic at 650 Cambridge Street to be used as a community center/drop-in senior center.

**Councillor Toomey**  
ORDER ADOPTED.

8. Welcome to Cambridge the Old Fire House Grill located at Third and Cambridge Streets.

**Councillor Sullivan**  
ORDER ADOPTED.

9. Be cognizant of and participate in the newly established C. Brendan Noonan Charitable Foundation's Inaugural Dinner/Dance Fund Raiser on November 12, 1999 at the Marriott Hotel in Cambridge.

**Vice Mayor Galluccio**  
ORDER ADOPTED.

10. Install signs, after consultation with the School Department, informing the public to utilize the parking lots at the Harrington School for post school hours to alleviate the use of on-street parking.

**Councillor Toomey**  
ORDER ADOPTED.

11. Happy 25<sup>th</sup> Anniversary to a special couple.

**Councillor Toomey**  
ORDER ADOPTED.

12. Resolution on the death of Elizabeth P. McCarvill.

**Councillor Toomey, Vice Mayor Galluccio and entire membership**  
ORDER ADOPTED.

13. Resolution on the death of Nellie Rigazio.

**Councillor Russell, Vice Mayor Galluccio and entire membership**  
ORDER ADOPTED.

14. Resolution on the death of Reverend Thomas J. Savage, S.J.

**Councillor Toomey, Vice Mayor Galluccio and entire membership**  
ORDER ADOPTED.

15. Resolution on the death of Mary B. Correa.

**Councillor Toomey, Vice Mayor Galluccio and entire membership**  
ORDER ADOPTED.

16. Explore the possibility of using mimes to demonstrate pedestrian safety.

**Councillor Russell**  
ORDER ADOPTED.

17. The church dedication services of the Redeemed Christian Church of God, Cornerstone Worship Center will take place on May 16 and May 17 and welcome to Pastor A.E. Adeboye on his visit to the City of Cambridge.

**Mayor Duehay**  
ORDER ADOPTED.

18. The Second Annual Divas of the Gospel Concert will take place on May 22<sup>nd</sup> at 7:00 PM at the First Baptist Church in Central Square.

**Mayor Duehay**  
ORDER ADOPTED.

19. Report on the schedule for permanent landscape improvements for the end of Elmwood Avenue.

**Councillor Born**  
ORDER ADOPTED.

20. Determine if there are any laws regarding automobiles blocking intersections and are these laws enforced.

**Councillor Born**  
ORDER ADOPTED.

21. Direct the appropriate departments to respond to a letter regarding playgrounds in Cambridge.

**Councillor Born**  
ORDER ADOPTED.

22. Best wishes to Stacey Harris who is leaving the employment of the Department of Human Services.

**Vice Mayor Galluccio**  
ORDER ADOPTED.

23. Congratulations to the recipients of the East Cambridge Scholarship Awards and further thank the members of the Board of Directors in the interest in the education of our youth.

**Councillors Toomey, Sullivan and entire membership**  
ORDER ADOPTED.

24. Congratulations to Robert W. Healy on the occasion of his 25<sup>th</sup> Anniversary working for the City of Cambridge.

**Vice Mayor Galluccio and entire membership**  
ORDER ADOPTED.

25. Report on any oversight they or any other governmental agency can provide relative to background checks on operators of shuttle/livery services in this City.

**Councillor Sullivan**  
ORDER ADOPTED.

26. Congratulations to the recipients of the Department of Public Work's Annual Recycling Awards.

**Mayor Duehay and entire membership**  
ORDER ADOPTED.

27. Congratulations to Fred Fantini on his graduation from Cambridge College where he earned his Master's degree in Management.

**Vice Mayor Galluccio and entire membership**  
ORDER ADOPTED.

28. Congratulations to Eileen Bracken Johnson on being elected President of the State Association of Emblem Clubs.

**Councillors Sullivan, Russell and entire membership**

ORDER ADOPTED.

29. Congratulations to Marc DesRoches on his record-setting pitching season and graduation from Providence College and urge Providence College to reconsider their termination of their seventy-six year old baseball program.

**Councillor Toomey, Vice Mayor Galluccio and Councillor Sullivan**

ORDER ADOPTED.

30. Resolution on the retirement of Josephine Burns for the School Department.

**Vice Mayor Galluccio and entire membership**

ORDER ADOPTED.

31. Resolution on the death of Vincent J. Ippolito.

**Vice Mayor Galluccio and entire membership**

ORDER ADOPTED.

32. Resolution on the death of Pasquale P. DeAmato.

**Councillors Toomey, Sullivan, Vice Mayor Galluccio and entire membership**

ORDER ADOPTED.

33. Resolution on the death of Guy H. Harnish.

**Councillor Sullivan, Vice Mayor Galluccio and entire membership**

ORDER ADOPTED.

34. Resolution on the death of Mary Casey.

**Councillor Toomey, Vice Mayor Galluccio and entire membership**

ORDER ADOPTED.

35. Request MassPort and Commissioner to take steps to ensure that drivers of all shuttle services undergo the same criminal history check as taxi drivers.

**Vice Mayor Galluccio, Councillors Sullivan and Triantafillou**

ORDER ADOPTED.

36. Resolution on the death of Helen T. Dillon.

**Councillor Sullivan, Vice Mayor Galluccio and entire membership**

ORDER ADOPTED.

37. Resolution on the death of Hugo Salemme.

**Councillor Toomey, Councillor Sullivan, Vice Mayor Galluccio and entire membership**

ORDER ADOPTED.

38. Resolution on the death of Marion A. Donahue.

**Councillor Russell and entire membership**

ORDER ADOPTED.

39. Prepare a resolution on the death of Mrs. Caller.

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

## **CONSENT COMMUNICATIONS - CITY COUNCIL MEETING OF MONDAY, MAY 17, 1999**

1. A communication was received from the family of **William G. "Billy" Maher**, transmitting grateful appreciation for the resolution adopted by the City Council on his behalf.
2. A communication was received from Out of the Blue, transmitting thanks for the resolution adopted by the City Council in recognition of their efforts in the community.
3. A communication was received from Steven Brion-Meisels, transmitting support for continued funding for Cambridge Community Television (CCTV.)
4. A communication was received from Deborah Kershner, Chairperson, Cambridge Greenspace Alliance, transmitting opposition to any expansion of the existing library at the Broadway site.
5. A communication was received from Carl F. Barron, transmitting appreciation for the resolution adopted by the City Council commemorating his sixty years of business in the City of Cambridge.
6. A communication was received from Marie D'Aoust, Ursula Masny-Sololowski and Jennifer Thompson, tenant negotiators, regarding 279-281 Harvard Street and 47 Inman Street Tenant Association.
7. A communication was received from Giovanni Hoyos-Corrales, transmitting grateful appreciation for the resolution supporting his efforts to remain in America.
8. An application was received from **Ring Bros. of Broadway Market**, requesting permission to display floral merchandise in front of premises numbered 468 Broadway on May 1 through October 1, 1999 from 7:00 a.m. to 9:00 p.m.
9. A communication was received from the Cambridgeport Neighborhood Initiative (CNI), regarding 784 Memorial Drive LLC/Spaulding & Slye property, requesting a meeting with neighbors to explore alternatives to reduce traffic impacts on neighborhood streets.
10. A communication was received from Michael Isenberg, Friends of Putnam Park, transmitting thanks for support regarding Putnam Park.