

HEARING SCHEDULE
CITY COUNCIL MEETINGS BEGINNING NOVEMBER 4, 2002

Monday, November 4, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber) MEETING HELD.
Wednesday, November 6, 2002	5:00 P.M.	The Housing Committee will conduct a public meeting to continue discussion on 2 Mount Auburn Street, the moderate income home ownership program and adjustments to income limits in the Inclusionary Zoning Ordinance. (Sullivan Chamber)
Thursday, November 7, 2002	8:30 A.M. – 5:00 P.M.	The Government Operations and Rules Committee will conduct an off-site meeting with a facilitator to review the current City Council's Goals and consider changes if necessary. No public comment. (Hotel at MIT, 20 Sidney Street)
Wednesday, November 13, 2002	9:00 A.M.	The Government Operations and Rules Committee will conduct a working meeting with the City Manager for group evaluation by members of the City Council and to discuss what the Committee will recommend to the full City Council. No public comment. (Sullivan Chamber)
Wednesday, November 13, 2002	4:30 P.M.	The Ordinance Committee will conduct a public hearing on a proposed amendment to the Truck Zoning Ordinance, Section 6.96.

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.

**This hearing is televised.
(Sullivan Chamber)**

Friday, November 15, 2002	10:00 A.M.	The Health and Environment Committee will conduct a public meeting to discuss the following topics: -follow up meeting with NSTAR to discuss the report on the exact and projected amount expended on maintenance by NSTAR for the last three years, the report on the outages in the Mount Auburn/Strawberry Hill/Cambridge Highlands area of the city and any energy saving measures NSTAR can offer Cambridge residents and businesses. (Sullivan Chamber)
	11:00 A.M.	-follow up meeting on the issue of noise including leaf blowers with city staff and to discuss a work plan. (Sullivan Chamber)
Monday, November 18, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Wednesday, November 20, 2002	12:30 P.M.	Government Operations and Rules Committee (City Council Office Conference Room)
Friday, November 22, 2002	10:00 A.M.	The Health and Environment Committee will conduct a roundtable discussion for City Council members with city staff to discuss the proposed Climate Protection Plan. (Sullivan Chamber)
Monday, November 25, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)

Tuesday, November 26, 2002	4:30 P.M.	The Ordinance Committee will conduct a public hearing to consider a petition by Robert S. Carlson et al. to amend the zoning in the Riverside area. This hearing is televised. (Sullivan Chamber)
Monday, December 9, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Wednesday, December 11, 2002	4:00 P.M.	The Ordinance Committee will conduct a public hearing to discuss a proposed amendment to the Municipal Code to provide for an Assistant City Manager for Public Safety. (Sullivan Chamber)
Wednesday, December 11, 2002	6:00 P.M.	The Public Facilities, Art and Celebrations Committee will conduct a public meeting to continue the discussion on the impact of state budget cuts on city arts programs, the status of the report on developing a Cambridge Art survey and an artist space initiative, and possible tools for the city to develop artists' living and work space. (Sullivan Chamber)
Thursday, December 12, 2002	5:30 P.M.	Health and Environment Committee (Sullivan Chamber)
Monday, December 16, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, December 23, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber) MEETING CANCELLED.

Monday, December 30, 2002	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber) MEETING CANCELLED.
Monday, January 6, 2003	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, January 13, 2003	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, January 27, 2003	5:00 P.M.	<i>Special Presentation for Cambridge Public School Art Department showing. Reception in Mayor's Office. (Sullivan Chamber)</i>
Monday, January 27, 2003	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, February 3, 2003	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, February 10, 2003	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)
Monday, February 24, 2003	5:30 P.M.	Regular City Council Meeting (Sullivan Chamber)

NOVEMBER 4, 2002

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| 1. Transmitting communication from Robert W. Healy, City Manager, relative to a Planning Board recommendation on the Zoning Petition to Modify the Incentive Zoning Provisions of the Zoning Ordinance. | 1. REFERRED TO THE PETITION. |
| 2. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$8,400 in the Grant Fund DHSP Salary & Wages (\$7,611), and Other Ordinary Maintenance (\$789) from the CHA to fund a portion of the Bridge Transition to College Program for high school and GED graduates who desire to attend college. | 2. ORDER ADOPTED.
9-0-0. |
| 3. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$22,100 in the Grant Fund of the DHSP Salary & Wages (\$20,900) and Other Ordinary Maintenance (\$1,200) from the Friends of the CLC to support the Even Start and ABE Program. | 3. ORDER ADOPTED.
9-0-0. |
| 4. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$20,000 in the Grant Fund of the DHSP Salary & Wages Account (\$14,925) and Other Ordinance Maintenance Account (\$5,075) from the Governor's Alliance Against Drugs for the Prevention Coalition to continue its substance abuse and violence prevention work in the middle school classrooms. | 4. ORDER ADOPTED.
9-0-0. |
| 5. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$47,329 in the Grant Fund of the DHSP Salary & Wages Account (\$45,215) and Other Ordinary Maintenance Account (\$2,114) from HUD to the Community Learning Center to provide computer classes for CHA residents of Jefferson Park and 119 Windsor Street. | 5. ORDER ADOPTED.
9-0-0. |
| 6. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$722,995 in the Grant Fund of the DHSP Salary & Wages Account (\$644,922) and Other Ordinary Maintenance Account (\$78,073) from the Mass. Dept. of Education to the Community Learning Center for the purpose of providing Adult Basic Education, ESOL and Literacy classes. | 6. ORDER ADOPTED.
9-0-0. |

NOVEMBER 4, 2002

PAGE 2

7. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$75,000 in the Grant Fund of the DHSP Salary & Wages Account (\$65,325), Other Ordinary Maintenance Account (\$8,875) and Travel & Training Account (\$800) from the U.S. Dept. of Justice for the Cambridge Prevention Coalition to continue its substance abuse prevention work in middle school classrooms.
**7. ORDER ADOPTED.
9-0-0.**
8. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of \$86,165 in the Grant Fund of the DHSP Salary & Wages Account (\$63,874), Other Ordinary Maintenance Account (\$20,576), and Travel & Training Account (\$1,715) from the Mass. Dept. of Education to the Community Learning Center through the Young Adults with Learning Disabilities Project.
**8. ORDER ADOPTED.
9-0-0.**
9. Transmitting communication from Robert W. Healy, City Manager, relative to Council Order No. 9, dated 9/23/02, regarding a draft Home Rule Petition regarding increasing the exemption for residential real property from 20% to 30%.
**9. ORDER TO FILE
HOME RULE
PETITION
ADOPTED.
9-0-0.
SEE ORDER #9.**

November 4, 2002

To The Honorable, The City Council:

Please find attached for your consideration a Planning Board recommendation on the Zoning Petition to Modify the Incentive Zoning Provisions of the Zoning Ordinance.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec
Attachment

October 24, 2002

To the Honorable, the City Council:

SUBJECT: Zoning Petition to Modify the Incentive Zoning Provisions of the Zoning Ordinance.

Recommendation. The Planning Board recommends adoption of the petition as filed.

Discussion. The proposed amendment would do three things.

First it adds recently adopted special permit provisions (of the Mixed Use Residential Overlay District and the Special District 4 and 4A Districts) to the list of special permits that are subject to the linkage payment provisions of the Zoning Ordinance. These new special permits, like those already in the Ordinance, grant an increase in density or intensity of use for development within their applicable area.

The second change would increase the payment made to the City's Affordable Housing Trust, in three stages, from the current \$3.28 to \$7.83 in 2004. The payment is made for each square foot of a development that is subject to the provisions of the Linkage Ordinance. As the study submitted to the City Council, entitled *The Impact of Cambridge Office Development on Cambridge Housing Prices* indicates, such an increase is reasonably related to the impact that new commercial construction has on the cost of housing in Cambridge. While linkage payments in the past have been modest, projects subject the requirements of Section 11.200 are anticipated in the future. This increase in the linkage payment proposed, when applied to those future projects, will provide a significant infusion of funds to the Affordable Housing Trust to assist in meeting the need for affordable housing in the city in the years ahead.

The third change would calculate the payment required based on the linkage charge in effect at the time of issuance of the Occupancy Permit for the building, rather than at the time the special permit was granted.

Respectfully submitted for the Planning Board,

Thomas Anninger, Chair

November 4, 2002

To the Honorable, the City Council:

I am hereby requesting an appropriation of \$8,400 in the Grant Fund of the Human Services Department Salary and Wages Account (\$7,611), and Other Ordinary Maintenance Account (\$789) from the Cambridge Housing Authority to fund a portion of the Bridge Transition to College Program for high school and GED graduates who desire to attend college. Funds will be used to provide educational counseling, career workshop speakers and general supplies.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

November 4, 2002

To the Honorable, the City Council:

I am hereby requesting an appropriation of \$22,100 in the Grant Fund of the Human Services Department Salary and Wages Account (\$20,900) and Other Ordinary Maintenance Account (\$1,200) from the Friends of the Community Learning Center to support the Even Start and ABE programs. Funds will support part time teacher salaries and supplies for ESOL classes.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

November 4, 2002

To the Honorable, the City Council:

I am hereby requesting an appropriation of \$75,000 in the Grant Fund of the Human Services Department Salary and Wages Account (\$65,325), Other Ordinary Maintenance Account (\$8,875) and Travel and Training Account (\$800) from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention for the Cambridge Prevention Coalition to continue its substance abuse prevention work in middle school classrooms. Funds will support a portion of staff salaries, the cost of educational materials, evaluation costs for the program and for the middle school health survey and mandatory training for staff.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

November 4, 2002

To the Honorable, the City Council:

I am hereby requesting an appropriation of \$20,000 in the Grant Fund of the Human Services Department Salary and Wages Account (\$14,925), and Other Ordinary Maintenance Account (\$5,075) from the Governor's Alliance Against Drugs for the Prevention Coalition to continue its substance abuse and violence prevention work in the middle school classrooms. Funds will support a portion of staff salaries, the cost of educational materials and evaluation costs for the program.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

November 4, 2002

To the Honorable, the City Council:

I am hereby requesting an appropriation of \$86,165 in the Grant Fund of the Human Services Department Salary and Wages Account (\$63,874), Other Ordinary Maintenance Account (\$20,576) and Travel and Training Account (\$1,715) from the Massachusetts Department of Education to the Community Learning Center for the Young Adults with Learning Disabilities Project. Funds will support a portion of the salaries of teachers and the cost of training materials, workshops and seminar expenses.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

November 4, 2002

To the Honorable, the City Council:

I am hereby requesting an appropriation of \$47,329 in the Grant Fund of the Human Services Department Salary and Wages Account (\$45,215), and Other Ordinary Maintenance Account (\$2,114) from the U. S. Department of Housing and Urban Development for the Community Learning Center to provide computer classes for Cambridge Housing Authority residents of Jefferson Park and 119 Windsor Street. Funds will support part time teacher salaries and supplies.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

November 4, 2002

To the Honorable, the City Council:

I am hereby requesting an appropriation of \$722,995 in the Grant Fund of the Human Services Department Salary and Wages Account (\$644,922) and Other Ordinary Maintenance Account (\$78,073) from the Massachusetts Department of Education to the Community Learning Center for the purpose of providing Adult Basic Education, ESOL and Literacy classes. Funds will support a portion of the salaries of full time teachers, workshops and supplies.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec

November 4, 2002

To The Honorable, The City Council:

In response to Council Order #0-9 dated 9/23/02 please find attached a draft Home Rule Petition relative to an increase in the exemption for residential real property in the city of Cambridge from 20 per cent to 30 per cent.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec
Attachment

The Commonwealth of Massachusetts

IN THE YEAR TWO THOUSAND TWO

An Act

RELATIVE TO AN INCREASE IN THE EXEMPTION FOR
RESIDENTIAL REAL PROPERTY IN THE CITY OF CAMBRIDGE
FROM 20 PER CENT TO 30 PER CENT.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and
by the authority of the same, as follows:*

SECTION 1. Notwithstanding the provisions of section 5C of chapter 59 of the General Laws or any other general or special law to the contrary, with respect to each parcel of real property classified as Class One, residential, in the city of Cambridge as certified by the commissioner of revenue to be assessing all local property at its full and fair cash valuation, and at the option of the city manager, with approval of the city council, there shall be an exemption equal to not more than 30 per cent of the average assessed value of all Class One, residential, parcels within the city of Cambridge; provided, however, that such an exemption shall be applied only to the principal residence of the taxpayer as used by the taxpayer for income tax purposes. This exemption shall be in addition to any exemptions allowable under section 5 of chapter 59 of the General Laws; provided, however that in no instance shall the taxable valuation of such property, after all applicable exemptions, be reduced to below 10 percent of its full fair cash valuation, except through the applicability of section 8A of chapter 58 and clause Eighteenth of

said section 5 of said chapter 59. Where, under the provisions of said section 5, the exemption is based upon an amount of tax rather than on valuation, the reduction of taxable valuation for the purposes of the preceding sentence shall be computed by dividing the said amount of tax by the residential class tax rate of the city of Cambridge and multiplying the result by \$1,000. For the purposes of this paragraph, "parcel" shall mean a unit of real property as defined by the assessors in accordance with the deed for such property and shall include a condominium unit.

SECTION 2. A taxpayer aggrieved by the failure to receive such residential exemption may apply for such residential exemption to the assessors in writing on a form approved by the board of assessors within three months after the date on which the bill or notice of assessment was sent.

A timely application filed hereunder shall, for the purposes of this chapter, be treated as a timely filed application pursuant to section 59 of chapter 59 of the General Laws.

MASSACHUSETTS

**City Council Calendar No. 20
Monday, November 4, 2002**

At 5:30 P.M.

CHARTER RIGHT

1. Charter Right exercised by Councillor Maher on Order #3 of October 28, 2002 requesting the City Manager to immediately commence to implement the land use and zoning recommendations of the Cambridgeport Neighborhood Study.

ORDER ADOPTED.

ON THE TABLE

2. Landmark Designation Study Report for Shady Hill Square, 1-11 Shady Hill Square and 36 Holden Street.

NO ACTION TAKEN.

3. Landmark Designation Study Report for designating as a protected landmark the Tulip Tree at 1436 and 1446 Cambridge Street.

NO ACTION TAKEN.

4. Order #19 of September 9, 2002 requesting the City Manager to direct the Community Development Department to make maximum use of CPA funds to develop affordable housing that is permanently affordable, such as limited equity cooperatives and condos.

NO ACTION TAKEN.

5. Order #17 of October 7, 2002 requesting the City Manager to appoint someone to speak with Neighbors for a Better Community to explore possible collaboration.

NO ACTION TAKEN.

UNFINISHED BUSINESS

6. Petition from Harvard University requesting a sub-surface easement located between 1720 and 1737 Cambridge Street for the purpose of constructing an underground pedestrian and service tunnel beneath Cambridge Street.

NO ACTION TAKEN.

7. Proposed amendment to the Zoning Ordinance to Section 11.200 to increase linkage fees paid by developers of commercial housing seeking special permits to increase density or intensity of use.

The question comes on passing to be ordained on or after November 11, 2002.

This petition expires December 31, 2002.

~~0-3.~~
Calendar Item #1

~~October 28, 2002~~
November 4, 2002

VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MURPHY
COUNCILLOR REEVES
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to immediately commence to implement the land use and zoning recommendations of the Cambridgeport Neighborhood Study; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council by November 4, 2002 with a timetable for the drafting of appropriate amendments to the zoning ordinances.

In City Council November 4, 2002.
Adopted by the affirmative vote of seven members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

**APPLICATIONS AND PETITIONS -
CITY COUNCIL MEETING OF MONDAY, NOVEMBER 4, 2002**

1. An application was received from John Harvard's Brew House, requesting permission for a sandwich board sign at the premises numbered 33 Dunster Street.

1. **REFERRED TO
CITY MANAGER
WITH POWER.**

**CONSENT COMMUNICATIONS -
CITY COUNCIL MEETING OF MONDAY, NOVEMBER 4, 2002**

- | | |
|---|-------------------------------------|
| 1. A communication was received from Phyllis Murphy, transmitting thanks for the resolution on behalf of Joseph Murphy. | 1. PLACED ON FILE. |
| 2. A communication was received from Entact Solution, Inc., regarding Notice of Availability of Immediate Response Action Completion Statement and Class A-2 RAO on 125 Brookline Street. | 2. REFERRED TO CITY MANAGER. |
| 3. Sundry communications received from the following Riverside residents, regarding how they feel about preserving the character of life in their neighborhood.

Raymond Pina 13 Soden Street
Michael Dotten 11 Soden Street | 3. PLACED ON FILE. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, NOVEMBER 4, 2002**

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|--|---------------------------|
| 1. Resolution congratulating the Middlesex County Assessors Association on its 75 th anniversary and wishing its members continued success.
Mayor Sullivan and entire membership | 1. ORDER ADOPTED. |
| 2. Resolution on the death of George Melnik.
Mayor Sullivan, Councillor Toomey and entire membership | 2. ORDER ADOPTED. |
| 3. Resolution on the death of Eugene J. Megna.
Mayor Sullivan and entire membership | 3. ORDER ADOPTED. |
| 4. Resolution on the death of Anthony R. Santoro.
Mayor Sullivan and entire membership | 4. ORDER ADOPTED. |
| 5. Resolution congratulating the Cambridge Family YMCA and award winners Mary Harris, City Year, Inc., and Peter Mack on behalf of the M.I.T. student volunteers, on the occasion of the Cambridge Family YMCA 2002 Spirit, Mind and Body Tribute Luncheon on November 22, 2002.
Councillor Murphy and entire membership | 5. ORDER ADOPTED. |
| 6. Resolution congratulating Ted Darling on the dedication of a new conference room in his name by the Rindge Alumni and the Rindge School of Technical Arts.
Councillor Toomey and entire members hip | 6. ORDER ADOPTED. |
| 7. Resolution on the death of Orlando Ramos.
Councillor Toomey and entire membership | 7. ORDER ADOPTED. |
| 8. Resolution on the death of Dorothy T. Zamparelli.
Councillor Galluccio, Mayor Sullivan, Councillors Toomey, Maher and entire membership | 8. ORDER ADOPTED. |
| 9. Resolution wishing a Happy Birthday to Raymond Bandar.
Councillor Reeves and entire membership | 9. ORDER ADOPTED. |
| 10. Resolution on the death of Leonard W. Whaley.
Councillor Reeves and entire membership | 10. ORDER ADOPTED. |
| 11. Resolution on the Hildebrand Weaving Dreams Gala.
Councillor Reeves and entire membership | 11. ORDER ADOPTED. |
| 12. Resolution wishing Melissa Lee a Very Happy Sweet Sixteenth Birthday.
Councillor Galluccio and entire membership | 12. ORDER ADOPTED. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, NOVEMBER 4, 2002**

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|--|---------------------------|
| 13. Resolution on the death of Mr. James G. DeLeo.
Councillor Galluccio, Mayor Sullivan, Councillor Toomey and entire membership | 13. ORDER ADOPTED. |
| 14. Resolution congratulating Michael W. Foley on receiving the 2002 MIT President's Award for Community Service and wishing him continued success.
Mayor Sullivan and entire membership | 14. ORDER ADOPTED. |
| 15. Resolution proclaiming Thursday, November 21, 2002 as "FEED AMERICA THURSDAY."
Mayor Sullivan and entire membership | 15. ORDER ADOPTED. |
| 16. Resolution on the death of Donald Callinan.
Mayor Sullivan, Councillor Toomey and entire membership | 16. ORDER ADOPTED. |
| 17. Resolution on the death of John R. Powers, on the dedication of a Square in Medford in honor of Private Powers, and proclaiming this Veterans' Day, November 11, 2002 as private John R. Powers Day in the City of Cambridge.
Mayor Sullivan and entire membership | 17. ORDER ADOPTED. |
| 18. Resolution congratulating the Center for Family Connections on being awarded a \$900,000 demonstration grant to build self-esteem in adopted teens.
Councillor Decker and entire membership | 18. ORDER ADOPTED. |
| 19. Resolution on the death of Muriel F. Smith.
Mayor Sullivan, Councillor Reeves and entire membership | 19. ORDER ADOPTED. |
| 20. Resolution on the death of Ronald E. Sullivan.
Mayor Sullivan, Councillor Toomey and entire membership | 20. ORDER ADOPTED. |
| 21. Resolution on the death of Peter Paliulis.
Councillor Toomey and entire membership | 21. ORDER ADOPTED. |
| 22. Resolution on the death of Alice C. Connolly.
Councillor Galluccio, Mayor Sullivan and entire membership | 22. ORDER ADOPTED. |
| 23. Resolution on the death of John F. "Jack" Dunn.
Mayor Sullivan and entire membership | 23. ORDER ADOPTED. |

**RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, NOVEMBER 4, 2002**

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|---|---------------------------|
| 24. Resolution on the death of Mary Toolan.
Mayor Sullivan and entire membership | 24. ORDER ADOPTED. |
| 25. Commending the two young ladies who assisted in securing the safety of the lost little boy and thanking them for being such responsible young Cantabrigians.
Mayor Sullivan and entire membership | 25. ORDER ADOPTED. |
| 26. Congratulating the Islamic Society of Boston and the City of Boston in creating this wonderful Cultural Center and wish it great success.
Mayor Sullivan and entire membership | 26. ORDER ADOPTED. |
| 27. Happy Birthday to Ruby Chung.
Councillor Toomey and entire membership | 27. ORDER ADOPTED. |
| 28. Resolution on the death of Lea M. LaFlamme.
Councillor Galluccio and entire membership | 28. ORDER ADOPTED. |
| 29. Resolution on the death of Mary J. Correia.
Councillor Galluccio and entire membership | 29. ORDER ADOPTED. |

**POLICY ORDER AND RESOLUTION LIST FOR CITY COUNCIL MEETING
OF MONDAY, NOVEMBER 4, 2002**

- | | |
|---|---|
| 1. Ensure that all responses to Councillor requests for constituent services through the Hansen System be returned within fourteen days, unless there are extraordinary circumstances.
Councillor Decker | 1. REFERRED TO
GOVERNMENT
OPERATIONS
COMMITTEE BY
COUNCILLOR DAVID
MAHER |
| 2. Dedicate the corner of Third and Cambridge Street as John "The Barber" Maddalo Square.
Mayor Sullivan | 2. ORDER ADOPTED. |
| 3. Name a memorial bench or square in memory of John Harney in the vicinity of Huron Avenue and Appleton Street.
Councillor Maher | 3. ORDER ADOPTED. |
| 4. Assign additional police patrols in the streets around the Haggerty School.
Councillor Maher | 4. ORDER ADOPTED. |
| 5. Report on including more arts programming on the City's cable station to promote public involvement and participation in the arts available in Cambridge.
Mayor Sullivan | 5. ORDER ADOPTED. |
| 6. Report on unsafe parking and a list of narrow streets and alleyways where illegal parking is a problem.
Vice Mayor Davis | 6. ORDER ADOPTED. |
| 7. Review handicapped parking on Magee Street.
Councillor Reeves | 7. ORDER ADOPTED. |
| 8. Schedule a roundtable on citizen participation in civic life.
Councillor Reeves | 8. ORDER ADOPTED. |
| 9. File with the Massachusetts General Court a home rule petition, entitled "An Act Relative to An Increase in the Exemption for Residential Real Property in the City of Cambridge from 20% to 30%."
Councillor Murphy and entire membership | 9. ORDER ADOPTED. |

O-1.

November 4, 2002

COUNCILLOR DECKER
VICE MAYOR DAVIS
COUNCILLOR GALLUCCIO
COUNCILLOR MAHER
COUNCILLOR MURPHY
COUNCILLOR REEVES
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to ensure that all responses to Councillor requests for constituent services through the Hansen System be returned within fourteen days back to requesting Councillor; if more time is needed, the Councillor should be formally notified if no more than a seven day extension, unless there are extraordinary circumstances.

REFERRED TO GOVERNMENT OPERATIONS COMMITTEE BY COUNCILLOR DAVID MAHER

O-2.

November 4, 2002

MAYOR SULLIVAN
VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MAHER
COUNCILLOR MURPHY
COUNCILLOR REEVES
COUNCILLOR SIMMONS
COUNCILLOR TOOMEY

ORDERED: That the City Council go on record dedicating the corner of Third Street and Cambridge Street as John "The Barber" Maddalo Square; and be it further

ORDERED: That the Assistant to the City Council, after the consultation with the family, confer with the Department of Public Works for a suitable sign and dedication ceremony.

In City Council November 4, 2002.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

O-3.

November 4, 2002

COUNCILLOR MAHER
VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MURPHY
COUNCILLOR REEVES
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That the City Council go on record, after consultation with the family, naming a memorial bench or square in memory of John Harney in the vicinity of Huron Avenue and Appleton Street; and be it further

ORDERED: That the Assistant to the City Council arrange a dedication ceremony with the family and arrange with Public Works for an appropriate sign.

In City Council November 4, 2002.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

O-4.

November 4, 2002

COUNCILLOR MAHER
VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MURPHY
COUNCILLOR REEVES
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That the City Manger be and hereby is requested to direct the Police Commissioner to assign additional police patrols in the streets around the Haggerty School.

In City Council November 4, 2002.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

O-5.

November 4, 2002

MAYOR SULLIVAN
VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MAHER
COUNCILLOR MURPHY
COUNCILLOR REEVES
COUNCILLOR SIMMONS
COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to report back to the City Council on including more arts programming on the City's cable station as a way to promote public involvement and participation in the arts available in Cambridge (see attached information).

In City Council November 4, 2002.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

O-6.

November 4, 2002

VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MAHER
COUNCILLOR MURPHY
COUNCILLOR REEVES
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

- WHEREAS: Emergency personnel in Boston were recently hindered by illegally parked vehicles while responding to a fire, leading to the tragic death of an eight-year-old girl; and
- WHEREAS: Narrow Cambridge streets and the density of vehicles in Cambridge neighborhoods pose similar safety risks; now therefore be it
- ORDERED: That the City Manager be and hereby is requested to examine issues relating to unsafe parking and the safety implications posed; and be it further
- ORDERED: That the City Manager be and hereby is requested to report back to the City Council as soon as possible with a list of narrow streets and alleyways where illegal parking is a problem and poses safety risks; and be it further
- ORDERED: That the City Manager be and hereby is requested to report back to the City Council as soon as possible with a plan to address this issue, possibly including a revision of the fine structure and/or a public education campaign.

In City Council November 4, 2002.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

O-7.

November 4, 2002

COUNCILLOR REEVES
VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MAHER
COUNCILLOR MURPHY
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to review handicapped parking on Magee Street, in particular where the Putnam Gardens resident requesting said space has moved.

In City Council November 4, 2002.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

O-8.

November 4, 2002

COUNCILLOR REEVES
VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MAHER
COUNCILLOR MURPHY
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That the City Council be and hereby is requested to schedule a roundtable on citizen participation in civic life. The meeting might reasonably include a discussion of recent Kennedy School analysis about the impact of age, immigration and economic status on civic participation and voting.

In City Council November 4, 2002.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

O-9.

November 4, 2002

COUNCILLOR MURPHY
VICE MAYOR DAVIS
COUNCILLOR DECKER
COUNCILLOR GALLUCCIO
COUNCILLOR MAHER
COUNCILLOR REEVES
COUNCILLOR SIMMONS
MAYOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That the City Clerk be and hereby is directed to file with the Massachusetts General Court the attached home rule petition, entitled "An Act Relative to an Increase in the Exemption for Residential Real Property in the City of Cambridge from 20 percent to 30 percent."

In City Council November 4, 2002.

Adopted by a ye and nay vote:-

Yeas 9; Nays 0; Absent 0.

Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

COMMITTEE REPORTS
FOR THE CITY COUNCIL MEETING OF MONDAY, NOVEMBER 4, 2002

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor David P. Maher, Chair of the Government Operations and Rules Committee, for a meeting held on October 23, 2002 to receive comment on the City Manager's performance from the public.

REPORT ACCEPTED. PLACED ON FILE.

Committee Report #1

GOVERNMENT OPERATIONS AND RULES

COMMITTEE MEMBERS

In City Council November 4, 2002

Councillor David P. Maher, Chair

Councillor Anthony D. Galluccio

Councillor Brian Murphy

Councillor Kenneth E. Reeves

Councillor Timothy J. Toomey

The Government Operations and Rules Committee held a public meeting on October 23, 2002, beginning at 5:44 p.m. in the Sullivan Chamber to receive comment on the city manager's performance from the public.

Present at the hearing were Councillor David P. Maher, chair of the committee, Vice Mayor Henrietta Davis, Councillor Brian Murphy, Councillor E. Denise Simmons, City Clerk D. Margaret Drury, Elaine McGrath, City Clerk's Office, and Sandra Albano, Assistant to the City Council. Also present were Robert W. Healy, City Manager, Richard Rossi, Deputy City Manager, Lisa Peterson, Commissioner of Public Works, Russell Higley, City Solicitor, Nancy Glowa, First Assistant City Solicitor, and Ini Tomeu, Public Information Officer. Also present were several members of the public: Robert J. LaTremouille, 182 Harvard St., Cambridge, Elie Yarden, 143 Pleasant St., Cambridge, Cob Carlson, 26 Hingham St., Cambridge, Tom Lucey, President of the Cambridge Chamber of Commerce, 859 Massachusetts Ave., John Moot, 44 Coolidge Hill Rd., Cambridge and member of the Association of Cambridge Neighborhoods (ACN), Stash Horowitz, 12 Florence St, and ACN member, and Winn Fried, 16 Soden St., Cambridge. Marilyn Wellons, 651 Green St., Cambridge, and Stephen H. Kaiser, 191 Hamilton St., Cambridge, sent written comments.

Councillor Maher convened the hearing and explained the purpose. He described the hearing as an opportunity for public comment on the city manager's performance, and part of a larger process of hearings in October and November to set the city's goals and decide on the manager's contract. During October, each Councillor met individually with the Manager to discuss his performance. The next scheduled meeting on the city manager's contract is November 13, which will be a working meeting of the Government Operations and Rules Committee for group evaluation by the City Council and to discuss what the Committee will recommend to the full Council. There will be no public comment at that meeting. For today's meeting, Councillor Maher asked the public to limit their comments to five minutes and to keep comments focused and constructive in order to help the Councillors make their decision on the manager contract; if people engage in personal attacks, he will intervene and cut them off. He then invited the public to speak.

Mr. LaTremouille offered the written comments of Marilyn Wellons (**Attachment A**) and also offered a letter of his own outlining his concerns with the city's environmental actions (**Attachment B**). He criticized the city manager's performance as outrageously bad in the environmental field. He asked how the councillors would explain to children the attacks on the environment, wetlands and people that the city is part of. He also said that city officials have made false statements about environmental activities. According to Mr. LaTremouille, the city's redesign of the City Hall lawn made it a "green place of death", eliminating trees and nesting habitat for birds. He asserts that the city is planning the same actions for the Charles River in a "terribly destructive" plan for Magazine Beach, in cooperation with the Metropolitan District Commission (MDC) plans for expansion on the river. Mr. LaTremouille expressed outrage about the city's involvement in the destruction of the geese nesting grounds, and killing of the geese at the B.U. Bridge, and about denials by the city manager's office, the MDC and local

politicians of statements and policies about this plan. He is critical of the city for destruction of trees and wetlands while it espouses environmental protection. He feels the city should be ashamed of its behavior on the Charles River and that it should end its shameful actions and bring itself into the 21st century in its environmental policies. He urges the Council to fire the City Manager.

Mr. Yarden stated that he would try to avoid negative statements. However, he thinks that the presentation of the broader problem is important. Specifically, he is concerned with the city's failure to maintain a democratic, representative form of government. This is not due to one individual, such as the manager, but instead is systematic. According to Mr. Yarden, the council is confused about the division of executive and legislative authority in the city manager form of government. He asserts that many councillors act as if they don't have executive authority, when in fact the council chooses to delegate its executive power to the manager. The manager is not answerable to the people, however. Mr. Yarden believes that, if the Council does not take charge of what happens in the city, the city ends up with the problem that Plan E government was designed to avoid: cronyism. Mr. Yarden characterizes the last evaluation as an exchange of mutual congratulations between the Council and the manager, with increases in salary for both.

Mr. Yarden offered two recommendations for this evaluation: no pay increases for the manager or councillors, and more diverse and community-oriented appointments to boards and commissions. On the last point, Mr. Yarden stated that the city manager's appointments to boards and commissions are characterized by cronyism and conflicts of interest; according to Mr. Yarden, there is a revolving door between city jobs and institutional and business jobs. For example, when a member of the Planning Board goes to Harvard University, he or she takes with them enormous knowledge that is useful to the institution. He also criticized the Board of Zoning Appeals (BZA) as unrepresentative of the interests of residents; he feels that most members are self-interested and serve out of ambition for their careers. He urges the city to make the board more diverse by including members with backgrounds in demographics, urban planning and economics. Mr. Yarden's experience is that most members of the Planning Board and BZA are incapable of understanding or adequately discussing the technical information they must evaluate to make decisions. He also feels there is an inability to deal with problems in the city because of a lack of information. One of those problems is the exodus of the middle class from Cambridge due to the high costs of living here. Mr. Yarden stated that this situation has especially impacted middle-class Afro-Americans in Cambridge, leaving a few wealthy and a majority of poor Afro-Americans; because the disparities in income increased in the 1990's, this has exacerbated the problem. Finally, he encouraged the city to make its policies go beyond maximizing its cash balance – there is more to the city than a cash cow.

Mr. Carlson stated that he was thrilled to live in Cambridge and that he feels fortunate to enjoy great city services such as snow and trash removal and recycling. By way of constructive criticism, he gave the city manager a "D" for poor oversight of the Planning Board. According to Mr. Carlson, no one on the Board speaks up for residents, because they are vested in the development community. He believes that the Board has serious conflict of interest issues, and consistently rules for developers, even in contradiction to city growth management policies, which are supposed to be the "Bible" for development in the city. In his experience, three members of the Planning Board dominate the proceedings; the board treats Harvard University representatives kindly while scowling at residents who appear before them. Another concern raised by Mr. Carlson is Harvard's payments in lieu of taxes, the "PILOT" program. His opinion is that Harvard is not paying its fair share for the city services it receives. He wants the city to hold the institution's feet to the fire, along the lines of City Manager Driscoll in Watertown, who has received payments of \$3,000,000 from Harvard. Mr. Carlson believes that a lot of the responsibility for the PILOT arrangement is the City Manager's. Finally, Mr. Carlson asked the City Manager to provide for greater enforcement in two areas of city services: enforcement of effective snow removal on Riverside sidewalks, and issuance of more tickets by police for vehicles running red lights.

Mr. Lucey expressed his appreciation for the opportunity to address the city manager's performance, which he characterized as outstanding, an "A+". He listed a number of accomplishments by the city under Mr. Healy, including improving the infrastructure for biotech and research companies, a successful water treatment plant, plans for the expansion of the library, a model affordable housing program, innovative efforts such as the leverage of the Community Preservation Act to access state money, a higher level of educational funding than any other community in the state, and a strong public safety program including the only Fire Department in Massachusetts and one of two departments in New England with a Class 1 rating. Mr. Lucey also commended the city for its strong, vibrant rate base, which has resulted in a Triple A bond rating which saves the city millions of dollars in debt service. Personally, he has found the manager to be responsive, a good listener and a person who respects the sound process of government.

Mr. Moot stated that he agrees with much of Mr. Lucey's assessment, especially with the credit due to Mr. Healy for the city's excellent financial condition. He noted that the large increases in commercial property development have offset the reductions in state aid to the city and have resulted in a reduced tax rate for residential property, even though the property valuation has increased. At the same time, he is concerned about all the power that rests with the manager, who hires all department heads and appoints all board members; this makes the city manager the power center of the city. He is also concerned that there is a price to be paid for the current benefits of the commercial development in the city, which infringes on the quality of life in the neighborhoods. According to Mr. Moot, the mass and height of developments are excessive, and reduce the fresh air and light available to residents; the commercial development has also resulted in traffic congestion throughout the city. Mr. Moot believes that today's tax benefits do not adequately compensate for quality of life costs. He is also critical of the manager and departments for not being evenhanded; he sees the city management being open and responsive to developers and favoring their proposals while residents and neighborhood groups do not get this treatment. He cited two examples in which he asserts that the city failed to require certain studies or accepted a questionable interpretation of the city's code in order to accommodate developers.

Mr. Moot also states that the manager does not adequately respond to citizen concerns. He has sent letters to the manager about specific concerns or proposals, such as bus shelters, without receiving any response. He knows of other people who have experienced the same lack of response. Mr. Moot also criticized the manager's office for failure to inform neighborhood associations of an agreement involving the Massachusetts Highway Department, the Big Dig and Cambridge, which assigned to Mass Highway the costs of relocating Lechmere Station as part of the Big Dig mitigation. According to Mr. Moot, residents had asked for the documents about this agreement without the support of the city manager. The subsequent rezoning of North Point benefited the developer by allowing higher and denser development on the site because the assumption was that the developer would pay these costs. Mr. Moot concluded by asserting that the city manager has not followed through on his commitments to benefit residents, and offered a letter summarizing his evaluation of the manager (**Attachment C**).

Mr. Horowitz introduced his comments by stating that the manager's evaluation was a worthwhile annual process and that it was regrettable that only four city councilors were in attendance for this year's evaluation. In the various circles he moves in, Mr. Horowitz says that Mr. Healy is highly regarded for his management of the city and is generally considered the best city manager in the state for his achievements, especially the city's high bond rating. Mr. Horowitz agrees with Mr. Yarden's general comment that, after two decades, Mr. Healy has appointed everyone in the city; his concern is that the city needs checks and balances on board appointments to get wider viewpoints. According to Mr. Horowitz, the make-up and decisions of the Planning Board and BZA, for example, are very important to the character of the city yet they lack neighborhood representation. He pointed to the manager's failure to appoint Robert Simha, a resident with 30 years experience, to these boards rather than a graduate student

who then left to work for Harvard. Mr. Horowitz's point is not to criticize the boards but to raise the concern that their contacts with the development community make them susceptible to lobbying. The city needs board members without contacts. His perspective is that although the Council should not interfere with the manager's appointments, it can still express preferences about them.

Regarding Mr. Moot's comments, Mr. Horowitz recalled that Cambridge was in trouble and losing its industrial base when Mr. Healy first became manager; Mr. Healy has been so successful that Cambridge is currently the only city in the country with a triple A bond rating by all three bond rating agencies. Mr. Horowitz asks whether too much of a good thing has started to have negative impacts on the city's neighborhoods. His opinion is that, at first, all the new business development seemed beneficial, but then came the heavy traffic from commuters, which makes life miserable for residents. There has been 20 times more building for research and development and office space as there has been for housing; that is the market at work. However, Mr. Horowitz noted that the city's goals identify housing as the number one priority, which means that there is a disconnect between the city's goals and their implementation. Mr. Horowitz urged the Council and the Manager to run the municipal government based on citizens' concerns. He acknowledged the separation of administrative and executive functions in city government but reminded the Council that the true power comes from them and that the city's policies should be more responsive to residents' concerns.

Mr. Horowitz then read a letter from Stephen H. Kaiser (**Attachment D**), which expressed concern about the lack of response from city officials when citizens request information or consideration.

Ms. Fried stated that it is time for the Council and the Manager to truly look at what the universities give back to the city.

Councillor Maher thanked the city councillors for attending and noted that all of the councillors will receive a transcript of the meeting. He reiterated that tonight's meeting is part of the evaluation process, which includes the individual councillor meetings with the manager held in October, and two scheduled meetings in October and November for manager evaluation. The Council will then take its final action at a regularly scheduled meeting before the end of the year.

Mr. Yarden asked about the ongoing survey of city services. Councillor Maher stated that the results of the telephone survey of 400 residents by Opinion Dynamics will be presented in a meeting on Wednesday, October 30, 2002 at 4:30 in the Sullivan Chamber, followed by a 6:00 P.M. public hearing to receive testimony on the city's goals.

Councillor Maher thanked all those present for their attendance and participation. On a motion by Councillor Simmons, with no objection, Councillor Maher adjourned the meeting at 6:30 P.M.

For the Committee,

Councillor David P. Maher, Chair

**COMMUNICATIONS AND REPORTS FROM CITY OFFICERS -
FOR THE CITY COUNCIL MEETING OF MONDAY, NOVEMBER 4, 2002**

1. A communication was received from Vice Mayor Henrietta Davis, transmitting additional information on Charter Right Order #3 of October 28, 2002.

REFERRED TO CHARTER RIGHT #1.