

CITY MANAGER'S AGENDA

1. Transmitting communication from Robert W. Healy, City Manager, relative to the appointment of the following persons as Constables for a term of three years, effective the first day of Jan, 2007: Taylor F. Massie, Jr. (With Power); Lester J. Sullivan (Without Power); Ralph H. Bibeau (Without Power); Christopher L. Rickman (Without Power)
2. Transmitting communication from Robert W. Healy, City Manager, relative to a request to donate a surplus vehicle used by the Fire Department to the Boston Sparks Association, a non-profit organization.
3. Transmitting communication from Robert W. Healy, City Manager, relative to proposed amendments to the Municipal Code Chapter 6 entitled: Animal Control Regulations.
4. Transmitting communication from Robert W. Healy, City Manager, relative to the transfer of \$275,000 from the Employee Benefits Salary and Wages account (Insurance) to the General Fund Fire Travel and Training (Judgments & Damages) account to cover medical services and/or prescription reimbursement costs for fire personnel injured in performance of their duties.

CHARTER RIGHT

1. An application was received from Alan Sulikowski, requesting a curb cut at the premises numbered 40 Huron Avenue; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical, and Public Works with the condition that the tree must be relocated or removed and replaced with a new tree. Applicant must apply for tree hearing and must contact city arborist prior to any construction. Approval has been received from neighborhood association. [Charter Right exercised by Councillor Sullivan on Applications and Petitions Number Two of Dec 18, 2006.] **Adopted**
2. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 06-190, regarding a report on a study to incorporate and construct an underpass from the current Lechmere Station to the proposed location for the new Lechmere Station. [Charter Right exercised by Vice Mayor Toomey on City Manager Agenda Item Number Six of Dec 18, 2006.]

ON THE TABLE

3. Transmitting communication from Robert W. Healy, City Manager relative to Awaiting Report Item Number 06-06 of Feb 27, 2006, regarding a report on the legality of the banners in front of the Dunkin' Donuts at 2480 Massachusetts Avenue and at other location in the City. [Placed on Table on the motion of Councillor Kelley on Feb 27, 2006.]
4. Transmitting communication from Robert W. Healy, City Manager, relative to a recommendation from the License Commission to deny the Jitney License application of Star Shuttle, Inc. [Placed on Table City Manager Agenda Number Six of Nov 6, 2006 on the motion of Councillor Davis on Nov 6, 2006.]
5. That the City Manager is requested to report back to the City Council on monies expended to needy veterans and their families. [Placed on Table Order Number Seven of Nov 6, 2006 on the motion of Councillor Kelley on Nov 6, 2006.]

UNFINISHED BUSINESS

6. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Timothy J. Toomey, Jr., Co-Chair of the Ordinance Committee, for a meeting held on Nov 18, 2004 for the purpose of considering proposed amendments to Chapter 2.74 of the Cambridge Municipal Code, the Police Review and Advisory Board Ordinance. The question comes on passing to be ordained on or after Feb 14, 2005. [Four sections of the proposed amendment were passed to be ordained as amended. Ordinance #1284. The remaining proposed amendments to chapter 2.74 remain on unfinished business.]

7. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation and authorization to borrow an additional \$12,570,000 to the Public Investment Police Extraordinary Expenditures account to finance the Public Safety Facility project. The question comes on adoption on or after Jan 1, 2007. **Loan Order adopted 9-0**

APPLICATIONS AND PETITIONS

1. Approval of constable bond surety received from Leanders H. Smith.
2. Approval of constable bond surety received from Taylor F. Massie, Jr.
3. Approval of constable bond surety received from David H. Sullivan.
4. An application was received from Gourmet Express Market & Deli, requesting permission for three awnings at the premises numbered 1868 Massachusetts Avenue. Approval has been received from Inspectional Services, Department of Public Works, Community Development Department and abutters.

COMMUNICATIONS

1. A communication was received from the family of Mary T. Mandarini, transmitting appreciation for the expression of sympathy.
2. A communication was received from Boston Police Commissioner Edward F. Davis, transmitting thanks for the resolution on his appointment as Commissioner for the City of Boston Police Department.
3. A communication was received from Joseph E. Dallacqua, Regional Vice president, Starbucks Coffee Company, regarding a resolution supporting the right of Starbucks employees to organize under the sponsorship of the Industrial Workers of the World (IWW).
4. A communication was received from Alan V. Sulikowski, transmitting drawings regarding the curb cut application at 40 Huron Avenue.
5. A communication was received from the family of Timothy F. Ford, transmitting thanks for the expression of sympathy.
6. A communication was received from Robert J. LaTremouille, regarding the City Manager's proposal to change the minimum threshold for design review and for yard requirement changes.
7. A communication was received from Roy Bercaw, regarding the new year.
8. A communication was received from Roy Bercaw, celebrating diversity.
9. A communication was received from Roy Bercaw, regarding electro-muscular disruption technology.
10. A communication was received from Roy Bercaw, regarding abuse of police powers.
11. A communication was received from Elliot G. Mishler, Trowbridge Street, in favor of Policy Order #3 opposing the construction of a BioSafety Level 4 lab by Boston University.
12. A communication was received from Sujatha Byravan, 150 Gore Street, President of the Council for Responsible Genetics, relating to the construction of a research lab by Boston University.
13. A communication was received from Sue Butler, Green Decade/Cambridge, favoring the adoption of Policy Order #1 on adopting an ordinance seeking LEED certification for large-building construction.
14. Petition received to petition the National Institute of Health to stop the construction of the Boston University Bioterror lab.

RESOLUTIONS

1. Resolution on the death of Corrine C. (Greene) McCree. Councillor Sullivan
2. Resolution on the death of Genevieve M. (Bonnet) Drolet. Councillor Sullivan

3. Resolution on the death of Robert J. Tighe. Councillor Sullivan
4. Resolution on the death of George E. Dukeman. Councillor Sullivan
5. Welcome to Gia Podobinski in her new role as Marketing Director for the Central Square Theater. Mayor Reeves, Councillor Davis
6. Resolution on the death of former City Councillor and Vice Mayor Thomas Coates. Councillor Galluccio, Mayor Reeves, Councillor Simmons, Councillor Sullivan
7. Happy 80th Birthday wishes to Patricia Boyle. Councillor Sullivan
8. Resolution on the death of Lawrence J. Shea Sr. Councillor Sullivan, Vice Mayor Toomey, Councillor Galluccio
9. Resolution on the death of William Herriman Guyer. Councillor Sullivan
10. Resolution on the death of Mary V. (DeVasto) Percoco. Councillor Sullivan
11. Resolution on the death of Adell (Kirkland) Greene. Councillor Sullivan
12. Resolution on the death of Elkan R. Blout. Councillor Sullivan
13. Resolution on the death of Joseph L. Nini. Councillor Sullivan
14. Resolution on the death of Edward H. Cabral. Councillor Sullivan
15. Resolution on the death of Theresa (Mehringer) Downing. Councillor Sullivan
16. Resolution on the death of Bernard J. "Bernie" Flannery. Vice Mayor Toomey, Councillor Sullivan
17. Resolution on the death of Anthony N. Fantasia. Councillor Sullivan
18. Resolution on the death of Kathleen A. (Sullivan) Gately. Councillor Galluccio
19. Resolution on the death of Patricia A. (French) Kalenoski. Councillor Sullivan
20. Resolution on the death of Laurinda (Teixeira) Lopes. Vice Mayor Toomey, Councillor Galluccio
21. Resolution on the death of Virginia R. (Marshall) McNulty. Councillor Sullivan, Councillor Galluccio
22. Resolution on the death of Charles J. Oppedisano. Councillor Sullivan
23. Resolution on the death of Patricia A. Phaneuf. Vice Mayor Toomey
24. Resolution on the death of Christine (DiCandia) Purrini. Vice Mayor Toomey
25. Resolution on the death of Louis A. Serino. Vice Mayor Toomey
26. Congratulations to The Cambridge Firefighters Relief Association on the 119th anniversary of the Retirement Ball. Mayor Reeves
27. Thanks to all the individuals who rescued the passenger of a car that plunged into the Charles River. Vice Mayor Toomey, Councillor Sullivan
28. Resolution on the death of James Brown. Councillor Sullivan
29. Resolution on the death of Former President Gerald R. Ford. Councillor Sullivan
30. Resolution on the death of Alexandra Ferdinand. Councillor Simmons, Vice Mayor Toomey
31. Resolution on the death of Allen A. "Al" Callender. Councillor Sullivan
32. Resolution on the death of Mildred H. (Plausky) Abcunas. Councillor Sullivan
33. Resolution on the death of Clifford E. Gallant. Councillor Sullivan, Councillor Kelley
34. Resolution on the death of Carlet L. Garland. Councillor Sullivan
35. Resolution on the death of Francis J. Megan Jr. Vice Mayor Toomey, Councillor Sullivan
36. Resolution on the death of Henry J. Renzi. Councillor Sullivan
37. Resolution on the death of Marvin Solit. Councillor Sullivan, Councillor Davis
38. Resolution on the death of Robert E. Theriault. Councillor Sullivan
39. Resolution on the death of Arlene Thompson. Councillor Sullivan, Vice Mayor Toomey
40. Congratulations to Harold Cox, Associate Dean for Boston University School of Public Health on being the Keynote Speaker for the 32nd Annual Birthday Commemoration of Dr. Martin Luther King, Jr. Councillor Simmons
41. Congratulations to Boston City Councillor Maureen Feeney on being elected as President of the Boston City Council. Vice Mayor Toomey, Councillor Sullivan
42. Resolution on the death of Mary (Kelly) Lamont. Vice Mayor Toomey
43. Resolution on the death of Donald F. Malloy. Councillor Sullivan, Vice Mayor Toomey, Councillor Davis
44. Resolution on the death of Harold Bell. Councillor Sullivan
45. Congratulations to the Cambridge Multicultural Arts Center on their 20th annual Joyful Noise Concert and welcome to the Harlem Boys Choir. Councillor Simmons
46. Speedy recovery wishes to Lenny Russell. Councillor Sullivan
47. Congratulations to Michael McNamara on successfully completing his training with the Middlesex Sheriff's Academy. Councillor Sullivan
48. Resolution on the death of Aletha "Lee" Roberts-Niles. Mayor Reeves, Councillor Sullivan
49. Congratulations to Jason Alves and Joanna Beardsley on their recent engagement. Vice Mayor Toomey
50. Resolution on the death of Private First Class Joe Baines. Councillor Decker
51. Resolution on the death of Private First Class Andrew Nelson. Councillor Decker
52. Resolution on the death of Lance Corporal Nicklas Palmer. Councillor Decker
53. Resolution on the death of Lance Corporal Fernando Tamayo. Councillor Decker
54. Resolution on the death of Private Clinton McCormick. Councillor Decker
55. Resolution on the death of Private Bobby Mejia. Councillor Decker
56. Resolution on the death of Lance Corporal Nicholas Miller. Councillor Decker
57. Resolution on the death of Corporal Joshua Pickard. Councillor Decker
58. Resolution on the death of Lance Corporal William Spencer. Councillor Decker
59. Resolution on the death of Private Eric Wilkus. Councillor Decker
60. Resolution on the death of Lance Corporal Luke Yepsen. Councillor Decker
61. Resolution on the death of Private First Class Wilson Algrim. Councillor Decker
62. Resolution on the death of Private Evan Bixler. Councillor Decker
63. Resolution on the death of Lance Corporal Ryan Burgess. Councillor Decker
64. Resolution on the death of Lance Corporal Budd Cote. Councillor Decker

65. Resolution on the death of Specialist Michael Crutchfield. Councillor Decker
66. Resolution on the death of Specialist Andrew Daul. Councillor Decker
67. Resolution on the death of Specialist Philip Ford. Councillor Decker
68. Resolution on the death of Private First Class Nathaniel Given. Councillor Decker
69. Resolution on the death of Sergeant Jae Moon. Councillor Decker
70. Resolution on the death of Lance Corporal Stephen Morris. Councillor Decker
71. Resolution on the death of Hospitalman Kyle Nolen. Councillor Decker
72. Resolution on the death of Lance Corporal Myles Sebastien. Councillor Decker
73. Resolution on the death of Specialist Joseph Strong. Councillor Decker
74. Resolution on the death of Specialist Douglas Tinsley. Councillor Decker
75. Resolution on the death of Specialist Robert Volker. Councillor Decker
76. Resolution on the death of Private First Class Paul Balint Jr. Councillor Decker
77. Resolution on the death of Lance Corporal Matthew Clark. Councillor Decker
78. Resolution on the death of Specialist Dustin Donica. Councillor Decker
79. Resolution on the death of Corporal Christopher Eskelson. Councillor Decker
80. Resolution on the death of Lance Corporal Joshua Sheppard. Councillor Decker
81. Resolution on the death of Specialist Matthew Stanley. Councillor Decker
82. Resolution on the death of Lance Corporal Clinton Miller. Councillor Decker
83. Resolution on the death of Sergeant Edward Shaffer. Councillor Decker
84. Resolution on the death of Sergeant Jason Denfrund. Councillor Decker
85. Resolution on the death of Lance Corporal William Koprince Jr. Councillor Decker
86. Resolution on the death of Private First Class Shawn Murphy. Councillor Decker
87. Resolution on the death of Specialist Chad Vollmer. Councillor Decker
88. Resolution on the death of Specialist John Barta. Councillor Decker
89. Resolution on the death of Sergeant John Bubeck. Councillor Decker
90. Resolution on the death of Corporal Matthew Dillon. Councillor Decker
91. Resolution on the death of First Lieutenant Nathan Krissoff. Councillor Decker
92. Resolution on the death of Lance Corporal Ryan Mayhan. Councillor Decker
93. Resolution on the death of Staff Sergeant Jacob McMillan. Councillor Decker
94. Resolution on the death of Sergeant Brennan Gibson. Councillor Decker
95. Resolution on the death of Specialist Scott Dykman. Councillor Decker
96. Resolution on the death of Specialist Elias Elias. Councillor Decker
97. Resolution on the death of Captain Kevin Kryst. Councillor Decker
98. Resolution on the death of Sergeant Christopher Messer. Councillor Decker
99. Resolution on the death of Sergeant Curtis Norris. Councillor Decker
100. Resolution on the death of Sergeant Brent Dunkleberger. Councillor Decker
101. Resolution on the death of Captain Hayes Clayton. Councillor Decker
102. Resolution on the death of Specialist Aaron Preston. Councillor Decker
103. Resolution on the death of Staff Sergeant Brian Mintzloff. Councillor Decker
104. Resolution on the death of Staff Sergeant Thomas Clemons. Councillor Decker
105. Resolution on the death of Sergeant First Class Dexter Wheelous. Councillor Decker
106. Resolution on the death of Master Sergeant Brian McAnulty. Councillor Decker
107. Resolution on the death of Staff Sergeant Henry Kahalewai. Councillor Decker
108. Resolution on the death of Major Gloria Davis. Councillor Decker
109. Congratulations and best wishes to Everett Common Councillor Sal DiDomenico on his election as Council President. Councillor Sullivan, Vice Mayor Toomey
110. Congratulations and best wishes to Dr. Christopher Saheed on his selection as Principal of Cambridge Rindge and Latin High School. Councillor Sullivan, Councillor Davis, Councillor Simmons
111. Congratulations and best wishes to Joseph Kaplan on his appointment as Town Clerk of Uxbridge, Massachusetts. Councillor Sullivan, Councillor Simmons, Vice Mayor Toomey
112. Gratitude to Everett City Councilor Wayne Matewsky on his act of heroism. Councillor Sullivan, Councillor Galluccio
113. Congratulations and best wishes to Patrick Pizzuto and his family on their retirement. Councillor Sullivan
114. Resolution to be prepared on the Irish America and the American Ireland Fund's Lunch and Awards Reception. Councillor Sullivan
115. Resolution on the death of Mary A. (Glacken) Barry. Councillor Sullivan
116. Resolution on the death of Dorothy F. Haley. Councillor Sullivan
117. Resolution on the death of Frederick Leo Pugliese. Councillor Sullivan
118. Resolution on the death of Frederick P. Valente. Councillor Sullivan
119. Resolution on the death of Joseph K. Mackey. Vice Mayor Toomey, Councillor Sullivan, Mayor Reeves
120. Resolution on the death of Edward J. Pendergast. Councillor Sullivan
121. Resolution on the death of Marguerite M. Sugrue. Councillor Sullivan
122. Resolution on the death of Margaret M. "Peg" (Ryan) Antonelli. Vice Mayor Toomey
123. Congratulations to Club Desportivo Faialense on its 35th anniversary. Mayor Reeves
124. Resolution on the death of John J. "Mac" McCreevan. Councillor Galluccio

125. Congratulations to the CRLS Football and Cheerleading teams for an excellent 7-3 season. Councillor Galluccio

126. Happy 40th Birthday wishes to a special Cantabrigian. Councillor Galluccio

127. Resolution on the death of Cindi Lago. Vice Mayor Toomey

ORDERS

1. That the City Manager is requested to look into the feasibility of Cambridge adopting a similar ordinance seeking LEED certification for large-building construction within its municipal zoning code. Councillor Murphy and Councillor Davis
2. Support of restoring the \$25 million in debt relief to the sixty-one cities and towns served by the MWRA. Councillor Murphy **withdrawn**
3. That the Council ask the National Institutes of Health to hold a community meeting in Cambridge to respond to residents' concerns and answer their questions about the impact of the Boston University BioSafety Level 4 lab on their lives and to obtain their input into the required additional risk analyses. Councillor Simmons, Councillor Murphy, Councillor Davis, Councillor Kelley and Councillor Decker **Amended**
4. That the City Manager is requested to instruct the Community Development Department to work with all city agencies and the new property owner of the Ground Round at Fresh Pond to encourage them to keep keep this location as a restaurant in the future. Councillor Galluccio
5. Dedication of an appropriate site in honor of former City Councillor and Vice Mayor Thomas Coates. Councillor Simmons
6. That the City Manager is requested to investigate a program where union workers working in Cambridge can have temporary parking permits while they work in the City and that the permit be specific to the neighborhood/community. Councillor Simmons **Order failed of adoption 2-6-1 [Simmons, Reeves YES, Toomey ABSENT]**
7. That the City Manager is requested to report back to the City Council on the condition of the elevators at Miller's River Apartments. Vice Mayor Toomey
8. Dedication of a suitable location in honor of Alexandra Ferdinand. Councillor Simmons
9. Urge the U.S. Department of Energy to adopt a standard of 90% AFUE for non-weatherized gas furnaces installed in colder states, in docket EE-RM/STD-01-350. Councillor Davis
10. Urge that the state increase its FY07 allocation for LIHEAP to \$30 million to help meet the need for fuel assistance brought on by higher energy prices and serious cutbacks at the federal level. Councillor Davis
11. That the City Manager is requested to examine the nanotechnology ordinance for Berkeley, California, and recommend an appropriate ordinance for Cambridge. Councillor Davis
12. That the City Council adopt the Principles of Energy and Water Security for All Americans and to transmit the adopted order to the National League of Cities and ask that they sign on to the Principles as well. Councillor Davis
13. That the City Manager is requested to recommend a process for a feasibility study for a Cambridge wind energy project. Councillor Davis
14. That the City Manager is requested to report back to the City Council at the Jan 22, 2007 meeting with the updated status on the Immigrants Rights and Citizenship Commission membership and the hiring of an Executive Director. Vice Mayor Toomey **Councillor Galluccio recorded as PRESENT**
15. That the Chair of the Public Safety Committee is requested to hold a public hearing regarding the public safety issues regarding the relocation of the Lechmere Station and the benefits of a Lechmere Square underpass. Vice Mayor Toomey **Amended**

COMMITTEE REPORTS

1. A communication was received from D. Margaret Drury, City Clerk transmitting a report from Councillor Henrietta Davis, Chair of the Cable TV, Telecommunications and Public Utilities Committee, for a meeting held on Nov 28, 2006 to discuss the appointment and responsibilities of the joint committee of the School Committee and City Council, with additional members to be appointed by the City Manager to discuss a plan to help bridge the digital divide and provide internet ready laptop computers to all incoming 9th graders by Fall 2007.
2. A communication was received from Donna P. Lopez, Deputy City Clerk transmitting a report from Councillor Craig Kelley, Chair of the Transportation, Traffic and Parking Committee, for a meeting held on Dec 6, 2006 to discuss Awaiting Report 06-77 regarding weekly inspections by bicyclist of potholes and other defects on main bicycle routes.
3. A communication was received from D. Margaret Drury, City Clerk transmitting a report from Councillor Brian Murphy and Councillor Michael A. Sullivan, Co-Chairs of the Ordinance Committee, for a meeting held on Dec 13, 2006 for the purpose of considering a proposed amendment to the zoning ordinance filed by the City Council to require public review for smaller scaled residential and commercial developments in Business A, Business A-1, and Business A-2 Districts, and to limit the height in Business A-2 districts to 35 ft. within 50 ft. of residential district with a 35 ft. height limit and to require 20 ft. side yard setbacks in BA-2 districts for side yards that abut residential lots.

HEARING SCHEDULE

Mon, Jan 8

5:30pm City Council Meeting (Sullivan Chamber)

Thurs, Jan 18

5:30pm The University Relations Committee will conduct a public meeting to discuss creation of a partnership of the City of Cambridge, universities, colleges and institution, business and neighbors to develop a plan to enable Massachusetts Avenue to reach its full potential. (Ackermann Room)

Mon, Jan 22

5:30pm City Council Meeting (Sullivan Chamber)

Wed, Jan 24

5:00pm The Cable TV, Telecommunications and Public Utilities Committee will conduct a public meeting to discuss the use of solar energy at the high school or another school in the city. (Sullivan Chamber)

Mon, Jan 29

5:30pm Roundtable Meeting with the School Committee. No public comment. No votes will be taken. Meeting will not be televised. (344 Broadway, 2nd Fl Conference)

Tues, Jan 30

10:00am The Economic Development, Training, and Employment Committee will conduct a public meeting to continue discussion of the License Commission's cap policy relative to licenses to serve alcoholic beverages. (Sullivan Chamber)

Mon, Feb 5

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Feb 12

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Feb 26

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Mar 5

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Mar 12

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Mar 19

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Mar 26

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Apr 9

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Apr 23

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Apr 30

5:30pm City Council Meeting (Sullivan Chamber)

TEXT OF ORDERS

O-1 January 8, 2007

COUNCILLOR MURPHY

COUNCILLOR DAVIS

WHEREAS: Following the recommendations of a task force appointed by Mayor Thomas M. Menino in 2003, city officials have asked the Boston Redevelopment Authority to incorporate a strict set of "green-building standards" that will have to be met before permits are granted for building projects of 50,000 square feet or more into municipal zoning laws; and

WHEREAS: The Boston Zoning Commission is expected to formally adopt these recommendations later this month after a period of public comment; and

WHEREAS: The City of Cambridge has a vested interest in maintaining environmentally sustainable structures; and

WHEREAS: The Leadership in Energy and Efficiency (LEED™) certification program is the most widely used standard for environmental sustainability within the industry; now therefore be it

ORDERED: That this City Council go on record in support of this measure and that the City Manager be and hereby is requested to look into the feasibility of Cambridge adopting a similar ordinance seeking LEED™ certification for large-building construction within its municipal zoning code.

O-2 January 8, 2007 **Withdrawn**

COUNCILLOR MURPHY

WHEREAS: Last November Governor Romney eliminated \$25 million in state funds dedicated to water and sewer debt relief, a program set up in recognition of the extraordinary amount of debt taken on by the MWRA in order to meet its 1994 court-ordered obligation to clean up Boston Harbor as well as to maintain and improve the water and sewer infrastructure currently serving sixty-one cities and town in the Commonwealth; and

WHEREAS: The City of Cambridge will be required to increase its payment by \$780,828 while other communities suffer other considerable increases as a result of the cancellation of debt service assistance; now therefore be it

ORDERED: That this City Council go on record in support of restoring the \$25 million in debt relief to the sixty-one cities and towns served by the MWRA and that the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to Governor-elect Deval Patrick, Senate President Robert E. Travaglini, Speaker of the House Salvatore F. DiMasi, Chairman Robert DeLeo of the House Ways and Means Committee and Chairwoman Therese Murray of the Senate Ways and Means Committee.

O-3 January 8, 2007 **Amended**

COUNCILLOR SIMMONS

COUNCILLOR MURPHY

COUNCILLOR DAVIS

COUNCILLOR KELLEY

COUNCILLOR DECKER

WHEREAS: The City of Cambridge has been vigilant in its efforts to protect its citizens from the risks of classified and dangerous biological research; and

WHEREAS: After five months of meetings and public hearings by the Cambridge Experimentation Review Board, the Cambridge City Council passed ordinances on Feb 7, 1977 and Apr 27, 1981

on recombinant DNA technology stating that "RDNA use requiring P4 [also known as BSL4] containment shall not be permitted in the City of Cambridge" because of the unknown hazards and high level of risk of the infectious agents used in BSL4 containment level laboratories; and

WHEREAS: Boston University is planning to build a dangerous BioSafety Level 4 laboratory in a densely populated area of Boston that may involve secret, bioweapons research on incurable diseases such as Ebola and other hemorrhagic fevers; and,

WHEREAS: The dangers involved in the BU laboratory can disastrously affect residents of Cambridge as well as residents of the immediately adjacent Roxbury/South End neighborhood through the accidental release of deadly, air-borne substances, contact with infected laboratory workers who reside in our community; or the laboratory becoming the target of a terrorist attack; and

WHEREAS: State Superior Court Judge Gants has vacated the Final Environmental Impact Review of the BSL4 laboratory submitted by Boston University, declaring it "arbitrary and capricious" and ordered that additional environmental reviews be carried out to provide an adequate analysis of "worst case scenarios" and the comparative risks of placing the lab in an alternative, less populated, site; and

WHEREAS: There is widespread community opposition to this laboratory throughout the Boston metropolitan area, including citizens of Cambridge who realize that an accidental release will not stop at the Charles River, in recognition of which, a petition signed by hundreds of Cambridge residents has been submitted to the National Institutes of Health (NIH) requesting that they instruct Boston University to stop construction of the laboratory until new court-mandated environmental impact reviews are completed; and

WHEREAS: In response to a motion for a preliminary injunction to halt construction submitted to Judge Saris of the US District Court, NIH and Boston University committed themselves to developing a community relations plan to improve community input and involvement, including discussion of DNA research protocols and limitations on such work; now therefore be it

RESOLVED: That the Cambridge City Council contact Elias Zerhouni, Director of the National Institutes of Health and urge him to order a halt to construction of the BU BSL4 laboratory until the successful completion of all required environmental impact reviews; and be it further

RESOLVED: That the Cambridge City Council go on record supporting completion of the building for any other purpose not related to the BSL4 laboratory; and be it further

RESOLVED: That the Council ask the National Institutes of Health to hold a community meeting in Cambridge to respond to residents' concerns and answer their questions about the impact of the lab on their lives and to obtain their input into the required additional risk analyses; and be it further

RESOLVED: That the Council is in principle opposed to the construction of BSL4 laboratories in densely-populated areas; and be it further

RESOLVED: That the Council notify the National Institute of Allergy and Infectious Diseases (NIAID) Director Anthony Fauci, Governor Deval Patrick, Congressman Michael Capuano, Senators Edward Kennedy and John Kerry, the Cambridge state legislative delegation, Boston Mayor Thomas Menino and the Boston City Council of the above actions.

O-4 January 8, 2007

COUNCILLOR GALLUCCIO

WHEREAS: It is rumored that the former Ground Round Restaurant at Fresh Pond was sold; and

WHEREAS: This location has historically served as a prime restaurant location adding to the diversity of commercial uses in the Fresh Pond area; now therefore be it

ORDERED: That the City Manager be and hereby is requested to instruct the Community Development Department to work with all city agencies in working with the new property owner to encourage them that this location remain a restaurant in the future.

O-5 January 8, 2007

COUNCILLOR SIMMONS

ORDERED: That the City Council dedicate an appropriate site in honor of former City Councillor and Vice Mayor Thomas Coates; and be it further

ORDERED: That the Assistant to the City Council be directed to confer with the family regarding a suitable dedication ceremony and communicate with the Department of Public Works to arrange for the sign.

O-6 January 8, 2007

COUNCILLOR SIMMONS

ORDERED: That the City Manager be and hereby is requested to investigate a program where union workers working in Cambridge can have temporary parking permits while they work in the City and that the permit be specific to the neighborhood/community.

O-7 January 8, 2007

VICE MAYOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to report back to the City Council on the condition of the elevators at Miller's River Apartments.

O-8 January 8, 2007

COUNCILLOR SIMMONS

ORDERED: That the City Council dedicate a suitable location in honor of Alexandra Ferdinand; and be it further

ORDERED: That the Assistant to the City Council be directed to confer with the family regarding a suitable dedication ceremony and communicate with the Department of Public Works to arrange for the sign.

O-9 January 8, 2007

COUNCILLOR DAVIS

WHEREAS: The U.S. Department of Energy has proposed a standard of 80% AFUE (the measure of furnace efficiency) for the whole country, applicable to gas-fired furnaces, rather than the 90% AFUE standard that DOE's own analysis shows makes economic sense in about 30 colder, more northern states; and

WHEREAS: There are significant energy savings and reductions in carbon emissions by going to the 90% standard; now therefore be it

ORDERED: That the Cambridge City Council urge the U.S.

Department of Energy to adopt a standard of 90% AFUE for non-weatherized gas furnaces installed in colder states, in docket EE-RM/STD-01-350; and be it further

ORDERED: That the City Clerk be and hereby be requested to transmit a copy of the order to the Cambridge legislative delegation, Congressman Michael Capuano, the Massachusetts Energy Office and also to the U.S. Department of Energy by January 12, 2007.

O-10 January 8, 2007

COUNCILLOR DAVIS

WHEREAS: The Low-Income Home Energy Assistance Program (LIHEAP) is a federally-funded program that helps households with income at or below 200% of poverty to pay their winter heating bills; and

WHEREAS: Last winter Massachusetts received a total of almost \$137 million for LIHEAP from all federal and state sources combined; and

WHEREAS: Under current federal allocations for FY07, Massachusetts is unlikely to receive more than \$80-85 million from the federal government, plus \$9 million released in September 2006 from unspent '06 emergency funds and therefore the state will have \$40-\$45 million less in federal fuel assistance in

FY07 than last year to help elderly, poor and working families pay their winter heating bills; now therefore be it

ORDERED: That the City Clerk transmit to the Cambridge legislative delegation and the Governor the attached fact sheet and urge that the state increase its FY07 allocation for LIHEAP to \$30 million to help meet the need for fuel assistance brought on by higher energy prices and serious cutbacks at the federal level.

O-11 January 8, 2007

COUNCILLOR DAVIS

WHEREAS: The use of subatomic materials as microscopic building blocks for thousands of consumer products has turned into a big business so quickly that few are monitoring nanotechnology's effects on health and the environment; and

WHEREAS: The city of Berkeley, California, has amended the hazardous materials section of its Municipal Code in order to monitor those impacts; now therefore be it

ORDERED: That the City Manager be and hereby requested to examine the nanotechnology ordinance for Berkeley, California, and recommend an appropriate ordinance for Cambridge.

O-12 January 8, 2007

COUNCILLOR DAVIS

WHEREAS: Electricity, heat and water are necessities of life that must be affordable for all consumers; and

WHEREAS: State, federal and local governments must act together to assure that electricity, heat and water services are reliable, safe, sustainable and offered at a fair price; and

WHEREAS: Many state and local organizations have signed on to support the Principles of Energy and Water Security for All Americans (see attached); now therefore be it

ORDERED: That the City Council be and hereby be requested to adopt the Principles of Energy and Water Security for All Americans and to transmit the adopted order to the National League of Cities and ask that they sign on to the Principles as well.

O-13 January 8, 2007

COUNCILLOR DAVIS

ORDERED: That the City Manager be and hereby is requested to recommend a process for a feasibility study for a Cambridge wind energy project.

O-14 January 8, 2007

VICE MAYOR TOOMEY

ORDERED: That the City Manager be and hereby is requested to report back to the City Council at the January 22, 2007 meeting with the updated status on the Immigrants Rights and Citizenship Commission membership and the hiring of an Executive Director.

O-15 January 8, 2007 **Amended**

VICE MAYOR TOOMEY

WHEREAS: The relocation of Lechmere Station will be the catalyst for a much needed improvement in the Boston metropolitan area's public transportation system; and

WHEREAS: A public improvement that will greatly improve the lives of so many in the Boston metropolitan area should not negatively impact the public safety of the residents of East Cambridge; and

WHEREAS: It is imperative the new development at Northpoint be physically and socially integrated into the diverse fabric of the Cambridge community rather than being cut off and isolated; and

WHEREAS: The construction of a vehicular underpass in Lechmere Square is a practical solution to these public safety issues; and

WHEREAS: The construction of a vehicular underpass in Lechmere Square will allow for the construction of much needed open space in East Cambridge which will also physically and socially attach Northpoint to the rest of Cambridge; and

WHEREAS: Cambridge is the home of educational institutions which contain the brightest engineering minds in the world able to resolve the most difficult engineering issues; now therefore be it

ORDERED: That the Chairs of the Public Safety and Transportation, Traffic and Parking Committees be and hereby are requested to hold a joint public hearing regarding the public safety issues regarding the relocation of the Lechmere Station and the benefits of a Lechmere Square underpass; and be it further

ORDERED: That in addition to the general public, invitees to the public hearing include representatives of the local and State agencies involved in issues of public safety and transportation; including the Massachusetts Highway Department and the MBTA, the developer of Northpoint and other affected developers in the East Cambridge area; Cranston Rogers, the engineer who designed the Harvard Square underpass and other highway improvements in the State, experts in the area of highway engineering and construction; experts in the area of social integration; advocates for open space, individuals who can facilitate discussion of local, State and Federal financing options and other interested individuals and organizations as the committee may deem appropriate; and be it further

ORDERED: The public hearing be televised through Cambridge Public Access television.

O-16 January 8, 2007

COUNCILLOR DECKER

MAYOR REEVES

COUNCILLOR SIMMONS

COUNCILLOR SULLIVAN

WHEREAS: The City of Cambridge along with the rest of the nation continues to react to the on-going involvement in the war with Iraq with calls for peace; and

WHEREAS: Monday, January 15th is the holiday remembering The Reverend Dr. Martin Luther King Jr.'s birthday whose life and legacy was a tribute to the possibilities of a world filled with righteousness and dignity for all, a world free of "the giant triplets of racism, extreme materialism, and militarism" in which humanity would make the "choice for nonviolent coexistence over violent co-annihilation"; and

WHEREAS: Dr. King's vision and the efforts of all the thousands who joined with him to overcome war and systemic bigotry with "true peace which is the presence of justice" is still alive and needed today; and

WHEREAS: The Cambridge Peace Commission is sponsoring the "Stand for peace in the spirit of Martin" at a vigil at 1 PM in front of Cambridge City Hall on Monday, January 15th followed by a gathering until 3 at the YWCA on Temple Street for hot drinks and an opportunity to share tributes to Dr. King and his relevance to today with youth from the Cambridge Peace and Justice Corps and CityPeace; and

WHEREAS: Spoken word artist Amatul Hannan and the human-beat-box Nate Peyman will be host a short multi-media presentation of conscious lyrics, hip-hop, poetry and spoken word with Cambridge-area artists; and

WHEREAS: The program is planned to pay tribute to the fullness of the peace and justice messages of King and to celebrate the work of peace and justice that takes place every day in our communities. Elder Queen Mother Frances Smith Pierce will be joined by rapper DL Daniel Laurent, Trumpeter, hip-hop freestyler Pete Shungu /AfroDZak and DJ On and On & NoDoz appearing as GOLDEN BROWN. Community Arts Center Artist Joseph Corbie is bringing the youth from his program to share the stage with acclaimed young poet/MC Sofia Snow and TAIINA Vargas to dance the spirits up; now therefore be it

RESOLVED: That the Cambridge City Council go on record urging residents to participate in the "Stand for peace in the spirit of Martin" event on January 15th; and be it further

RESOLVED: That the Cambridge City Council go on record thanking the artists and sponsors who have collaborated to create this recognition in addition to the Cambridge Peace commission including AQUARII Arts, Cambridge United for Justice with

Peace, City Peace, ToolBox Productions and the YWCA of Cambridge; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to the Cambridge Peace Commission, AQUARII Arts, Cambridge United for Justice with Peace, City Peace, ToolBox Productions and the YWCA of Cambridge on behalf of the entire City Council.

O-17 January 8, 2007

COUNCILLOR GALLUCCIO

ORDERED: That the City Council dedicate an appropriate location in the vicinity of Aberdeen Avenue and Mount Auburn Street in honor of Charles Linehan; and be it further

ORDERED: That the Assistant to the City Council be directed to confer with the family regarding a suitable dedication ceremony and communicate with the Department of Public Works to arrange for the sign.

O-18 January 8, 2007

COUNCILLOR SULLIVAN

ORDERED: That the City Manager be and hereby is requested to investigate and report back to the City Council on the feasibility of using an acoustic gunshot detection system as reported in the Boston Globe; and be it further

ORDERED: That the City Manager be and hereby is requested to come up with a cost estimate and consult both Boston and Chicago Police Departments relative to the effectiveness of this technology.

O-19 January 8, 2007

COUNCILLOR DAVIS

ORDERED: That the City Manager be and hereby is requested to reconfirm Order #24 from the May 22, 2006 City Council meeting that the City Manager notify the City Council if the City becomes engaged in negotiations vis-a-vis water or sewer connections related to the area known as the Silver Maple Forest in Belmont and further consult with the Council prior to taking any action with regard to development in this area.

O-20 January 8, 2007

COUNCILLOR DAVIS

COUNCILLOR MURPHY

ORDERED: That City Council Order Number 14 adopted on December 18, 2006 be rescinded, thereby withdrawing the proposed amendment to the Zoning Ordinance contained therein, which amendment proposed changing the O-2 district designation to O-S for an area in the vicinity of Memorial Drive and Pleasant Street.

O-21 January 8, 2007

COUNCILLOR DECKER

WHEREAS: The Massachusetts State Legislature in 2001 passed a re-districting plan that resulted in the loss of Cambridge-based representatives - including a representative seat that was held by now Senator Jarrett Barrios; and

WHEREAS: Prior to this re-districting, Cambridge residents could be certain that three Cambridge residents would be elected as their representatives in the legislature; and

WHEREAS: Under this re-districting plan, the people of Cambridge now only have one intact legislative seat that is entirely based in Cambridge; and

WHEREAS: Now the majority of legislative seats that represent the rest of Cambridge residents are majority-based in the cities and towns of Somerville, Watertown, 2 seats in Boston, and Belmont; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the City Solicitor whether the City of Cambridge should seek legal representation or take legal action to restore the three majority Cambridge legislative seats; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the Council on this matter.

Charter Right - Simmons