

RECONSIDERATION

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a report from Councillor Sam Seidel and Councillor Timothy J. Toomey, Co-Chairs of the Government Operations and Rules Committee, for a meeting held on Mar 25, 2010 for the purpose of discussing dividing the Health and Environment Committee into two committees, one to focus on health issues and the other on environmental and sustainability issues.

CITY MANAGER'S AGENDA

1. Transmitting communication from Robert W. Healy, City Manager, relative to a \$3,500 transfer within the ARRA Title IID Technology Competitive grant from the U.S. Department of Education from the School Department Grant Fund Other Ordinary Maintenance account to the Travel and Training account to provide funds for staff of private schools, which were provided funding through the grant, to attend conferences on the best practices in using technology.
2. Transmitting communication from Robert W. Healy, City Manager, relative to a \$4,100 transfer within the federal McKinney-Vento American Recovery and Reinvestment Act allocation grant from the U.S. Department of Education from the School Department Grant Fund Salaries & Wages account to the School Department Other Ordinary Maintenance account to provide funds for staff training & instructional materials and is available from workshop stipends balances.
3. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of the ABE Capacity Building Grant for Career Pathways in the amount of \$10,000.00 received from the Massachusetts Department of Elementary and Secondary Education (DESE), Adult and Community Learning Services to the Grant Fund Human Service Programs Salary and Wages account (\$8,865.00) and to the Grant Fund Human Service Programs Other Ordinary Maintenance account (\$1,135.00) for the purpose of developing the capacity of the Community Learning Center staff to integrate job readiness and career awareness into instruction and counseling.
4. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of a donation to the Cambridge Prevention Coalition for \$5,000 to the Grant Fund Human Services Other Ordinary Maintenance account from the Cambridge Public Health Commission and will be used to support the Cambridge Teen Health Survey.
5. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of the Adult Basic Education (ABE) Capacity Building Grant for Family Literacy in the amount of \$8,067.00 received from the Massachusetts Department of Elementary and Secondary Education (DESE), Adult and Community Learning Services to the Grant Fund Human Service Programs Salary and Wages account (\$5,874.00) and to the Grant Fund Human Service Programs Other Ordinary Maintenance account (\$2,193.00) and will be used for the Community Learning Center (CLC) to develop a manual to support outreach workers, student leaders, and teachers in providing workshops on key parenting issues.
6. Transmitting communication from Robert W. Healy, City Manager, relative to an appropriation of \$32,500 from Urban Development Action Grant (UDAG) Program Income to the Public Investment Fund Community Development Department Extraordinary Expenditures account to fund the second year of a two-year contract with the Area Four Neighborhood Coordinator for neighborhood activities.
7. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a grant from the U.S. Department of Justice, Bureau of Justice Assistance (BJA) under the Local Law Enforcement Block Grant Program for \$59,804 to the Grant Fund Police Department Extraordinary Expenditures account and will be used to support the department's mobile computing infrastructure through the of purchase laptop computers for police vehicles, modems and related cellular service.
8. Transmitting communication from Robert W. Healy, City Manager, relative to the appropriation of a grant from the U.S. Department of Justice, Office of Violence Against Woman (OVW), through the Massachusetts Executive Office of Public Safety for \$37,500 to the Grant Fund Police Department Salaries and Wages account. This award has been made to the City from the OVW under their VAWA Stop Recovery Act Grant Program and will be used by the Police Department to develop and strengthen effective responses to violence against women by hiring a Domestic Violence Advocate to assist with the High Risk Assessment Team.
9. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 10-49, regarding a report on the feasibility of adopting a Pay-As-You-Throw program.
10. Transmitting communication from Robert W. Healy, City Manager, relative to draft language that would modify the Cambridge Zoning Ordinance with respect to the regulation of signs
11. Transmitting communication from Robert W. Healy, City Manager, relative to to Awaiting Report Item Number 10-14, regarding a report on the status of Cambridge becoming a "Green Communities."
12. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 10-47, regarding a report on a list of properties the Police Department does not have jurisdiction and how police respond to those calls.
13. Transmitting communication from Robert W. Healy, City Manager, relative to Awaiting Report Item Number 10-51, regarding a report on how the City handled the recent flooding, how residents are being informed of any federal assistance and on informing residents in the flood plain of the need to purchase flood insurance.
14. Transmitting communication from Robert W. Healy, City Manager, relative to a request from the Department of Conservation and Recreation ("DCR") for a permanent easement of about 16,293 square feet (the "Easement") over a section of the City's water line in Watertown (the "Property") so that DCR may construct and maintain a bicycle/pedestrian path.

ON THE TABLE

1. A communication was received from D. Margaret Drury, City Clerk, transmitting a copy of the referral of Order Number 15 of Dec 21, 2009, regarding increasing the amount of public information about elections while the election is in progress, to the 2010-2011 City Council. [Communications and Reports from City Officers #1 of Jan 11, 2010 Placed on Table.]
2. That the City Manager is requested to restore funding for School Department clerical positions until a proper and negotiated process can be achieved with the Cambridge School Department and Unions representing the employees, and to report back to the City Council on the progress. [Order Number Fourteen of Apr 26, 2010 Placed on Table.]

UNFINISHED BUSINESS

3. That the FY2011 City Budget be referred to the Finance Committee, with the exception that the Budget Overview be postponed to a certain date, that being the May 3, 2010 City Council meeting and will be placed on Unfinished Business at which time the City Manager will give an overview of the FY2011 City Budget. Order Number Seventeen of Apr 26, 2010 adopted. Budget Overview referred to Unfinished Business.

APPLICATIONS AND PETITIONS

1. An application was received from Taste of Cambridge, requesting permission for a temporary banner across Massachusetts Avenue at City Hall announcing its celebration on June 24, 2010.
2. An application was received from Taste of Cambridge, requesting permission for a temporary banner across JFK Street at Mount Auburn Street announcing its celebration on June 24, 2010.
3. An application was received from Economy Hardware, requesting permission for a sandwich board sign and a display of merchandise in front of the premises numbered 438 Massachusetts Avenue.
4. An application was received from Cardullo's Gourmet Shoppe, requesting permission for gelato cart in front of the premises numbered 6 Brattle Street.

RESOLUTIONS

1. Best wishes to Schuyler Armstrong as she leaves her position at HomeStart to pursue a career in law. Councillor Decker
2. Congratulations to Musica Sacra on the occasion of its 50th anniversary. Mayor Maher
3. Congratulations and thanks to the Veterans' Services Department for organizing the annual Patriots Day event. Mayor Maher
4. Congratulations to Florienne M. Saintil, M.Ed. on the occasion of being honored for her work on behalf of the Haitian community at the Haitian Heritage Month Gala. Councillor Toomey
5. Congratulations to Gerdes Fleurant, Ph.D. on the occasion of being honored for his work on behalf of the Haitian community at the Haitian Heritage Month Gala. Councillor Toomey
6. Retirement of Teresa Savioli from the Cambridge Police Department. Mayor Maher

7. Retirement of Edward Jillett, Jr. from the Cambridge Police Department. Mayor Maher
8. Resolution on the death of Sharon M. (Sousa) Joaquim. Councillor Toomey
9. Resolution on the death of John J. Farrell Jr. Councillor Toomey
10. Resolution on the death of Blanche A. (Libby) Travers. Mayor Maher
11. Congratulations to city departments and their personnel who contributed to make the 2010 Cambridge Science Festival such a successful event. Vice Mayor Davis
12. Congratulations to the students who will be honored for completion of the Cambridge Biomedical Careers Program. Vice Mayor Davis, Councillor Cheung
13. Congratulations to the organizers and partners of Fresh Pond Day which will be held on May 8, 2010. Councillor Cheung
14. Congratulations to the Cape Ann Fresh Catch for their excellent work and commitment to promote sustainable fishing practices. Councillor Cheung
15. Congratulations to the Cambridge businesses who are participating in the Boston Bakes for Breast Cancer event. Councillor Cheung
16. Congratulations to Marty Walz on being named Legislator of the Year by Advocates for Autism Massachusetts (AFAM). Councillor Cheung
17. Resolution on the death of Staff Sergeant Christopher D. Worrell. Councillor Decker
18. Congratulations to the Home Energy Efficiency Team (HEET) Cambridge for their excellent work in promoting energy efficiency. Councillor Cheung
19. Thanks and congratulations to Kiara Gomes on her fundraising work for Transition House. Mayor Maher
20. Thanks and congratulations to Dashawn Johnson on his fundraising work for Transition House. Mayor Maher
21. Thanks and congratulations to Trinidad Ramkissoon on her fundraising work for Transition House. Mayor Maher
22. Thanks and congratulations to Shaniece Cooper on her fundraising work for Transition House. Mayor Maher
23. Thanks and congratulations to Simon Valentin on his fundraising work for Transition House. Mayor Maher
24. Retirement of Mary Kelso from the Cambridge Public Library. Mayor Maher
25. Congratulations to Ariana Fontanez on being named Pedal Partner of the 31st Annual Pan-Massachusetts Challenge. Councillor Cheung
26. Recognize the week of May 3-9, 2010 as Public Service Recognition Week in the City of Cambridge. Mayor Maher
27. Declare May 16, 2010 as "Laser Day" in the City of Cambridge. Councillor Cheung
28. Congratulations to Mr. and Mrs. Walter Thomas as they celebrate their 50th Wedding Anniversary on Apr 30, 2010. Councillor Toomey
29. Congratulations to the King Open School Roots and Shoots Program and welcome Dr. Jane Goodall to the City of Cambridge. Councillor Cheung

ORDERS

1. Approval of the application of Councillor Simmons on behalf of the Prince Hall Celebration Committee for 36 banners on electrical poles in Harvard Square in honor of the Prince Hall Memorial Weekend to be celebrated on May 15, 2010 provided that all banner requirements have been met and necessary approvals have been obtained. Councillor Simmons
2. That the City Manager is requested to confer with the appropriate department heads on the feasibility of offering closed captioning for streaming video on the City's website. Councillor Cheung and Councillor Decker
3. That the City Manager is requested to investigate the possibility of making the property at 93 Kirkland Street part of Cambridge's affordable housing stock through purchase and renovation by the City or by a qualified non-profit. Councillor Seidel
4. That the Cambridge City Council go on record supporting S 1658 regarding post-conviction DNA testing. Councillor Cheung
5. That the City Manager is requested to confer with the appropriate department heads on the feasibility of updating the City of Cambridge's website with automatic translation software. Councillor Cheung
6. That the City Manager is requested to confer with the Chair of the License Commission to once again look into the feasibility of requiring all licensed establishments to be responsible for cleaning the sidewalks in front of their businesses or risk being fined and report back to the City Council with an enforcement plan. Councillor Cheung
7. That the City Manager is requested to determine what measures can be taken by the city to remove the raccoons from the Squirrel Brand park to ensure the safety of children and adults who use the park. Councillor Seidel
8. That the City Manager is requested to consult with the City Solicitor and the Community Development Department to determine and report to the City Council at its next meeting whether any action is necessary by the City as a result of the recent Superior Court summary judgment in the Crowley vs. 303 Third SPE LLC, particularly as it relates to affordable housing commitments. Councillor Toomey

COMMUNICATIONS AND REPORTS FROM CITY OFFICERS

1. A communication was received from Mayor David P. Maher, transmitting changes in the membership of the Neighborhood and Long Term Planning Committee. [Councillor Decker has been removed from this committee, per her request. Councillor Simmons has been appointed to this committee. The committee now consists of Councillors Seidel (Chair), Cheung, and Simmons.]

HEARING SCHEDULE

Mon, May 3

5:30pm City Council Meeting (Sullivan Chamber)

Tues, May 4

10:00am The Human Services Committee will conduct a public meeting to receive an update on Baby U, continue the discussion on how best to assist Cambridge college students to achieve college graduation, discuss middle school after school programs in relation to middle school

in-school time and consider the workplan for this committee this term. (Sullivan Chamber)

6:00pm School Committee Meeting (Sullivan Chamber)

Wed, May 5

9:30am The Finance Committee will conduct a public hearing to discuss FY2011 City Budget. This hearing to be televised. (Sullivan Chamber)

Thurs, May 6

5:00pm The Ordinance Committee will conduct a public hearing to consider a proposed amendment to Section 5.28.2 of the Zoning Ordinance to expand the applicability of Section 5.28 Conversion of Non Residential Structures to Residential Use to include structures that may have been built for residential use but have been in Institutional Use for at least ten years. This hearing to be televised. (Sullivan Chamber)

6:00pm The Ordinance Committee will conduct a public hearing to consider a petition by the City Council to amend the Zoning Ordinance in accord with the recommendations of the Green Building Zoning Task Force to encourage energy efficient building standards in Cambridge. This hearing to be televised. (Sullivan Chamber)

Mon, May 10

5:30pm City Council Meeting (Sullivan Chamber)

Tues, May 11

5:00pm The Ordinance Committee will conduct a public hearing to consider a petition filed by Boston Properties to amend the Zoning Ordinance in the MXD Zoning District to create a Smart Growth/Underutilized Area in the vicinity of Broadway, Main and Ames Streets and the site of the West parking garage on Ames Street. This hearing to be televised. (Sullivan Chamber)

Wed, May 12

6:00pm The Finance Committee will conduct a public meeting for the purposes of providing a summary to community leaders of the city's current and proposed budget and an explanation of how state and federal budget cuts have impacted the city's budget. This meeting to be televised. (Sullivan Chamber)

Thurs, May 13

9:30am The Finance Committee will conduct a public hearing to discuss FY2011 City Budget. This hearing to be televised. (Sullivan Chamber)

Mon, May 17

4:00pm 2010 Scholarship Award Ceremony (Sullivan Chamber)

5:30pm Roundtable Meeting on single stream recycling and related trash management issues (Sullivan Chamber)

Tues, May 18

10:00am The Human Services Committee will conduct a public meeting to receive an update on Baby U, continue the discussion on how best to assist Cambridge college students to achieve college graduation, discuss middle school after school programs in relation to middle school in-school time and consider the workplan for this committee this term. (Sullivan Chamber)

6:00pm School Committee Meeting (Sullivan Chamber)

Wed, May 19

3:00pm The Neighborhood and Long Term Planning Committee will conduct a public meeting to discuss adding more bike racks to Harvard Square. (Sullivan Chamber)
6:00pm The Finance Committee will conduct a public hearing to discuss FY2011 School Department Budget. This hearing to be televised. (Sullivan Chamber)

Thurs, May 20

9:30am The Finance Committee will conduct a public hearing to discuss FY2011 City Budget (if necessary). This hearing to be televised. (Sullivan Chamber)
5:30pm The Cable TV, Telecommunications and Public Utilities Committee will conduct a public meeting to discuss the Cambridge Energy Alliance, NSTAR Energy Efficiency Plan and the Property Assessed Clean Energy (PACE) Program. (Sullivan Chamber)

Mon, May 24

5:30pm City Council Meeting (Sullivan Chamber)

Wed, May 26

5:30pm The Cable TV, Telecommunications and Public Utilities Committee will conduct a public meeting to discuss energy efficiency in city and school buildings. (Sullivan Chamber)

Tues, June 1

6:00pm School Committee Meeting (Sullivan Chamber)

Mon, June 7

5:30pm City Council Meeting (Sullivan Chamber)

Mon, June 14

5:30pm City Council Meeting (Sullivan Chamber)

Tues, June 15

6:00pm School Committee Meeting (Sullivan Chamber)

Wed, June 16

5:30pm The Environment Committee will conduct a public meeting to discuss community gardens, Agricultural Fair and other updates. (Sullivan Chamber)

Mon, June 21

5:30pm City Council Meeting (Sullivan Chamber)

Wed, June 23

5:30pm The Cable TV, Telecommunications and Public Utilities Committee will conduct a public meeting to discuss the digital divide. (Sullivan Chamber)

Mon, June 28

5:30pm City Council Meeting (Sullivan Chamber)

TEXT OF ORDERS

O-1 May 3, 2010

COUNCILLOR SIMMONS

ORDERED: That the City Council go on record approving the application of Councillor Simmons on behalf of the Prince Hall Celebration Committee for 36 banners on electrical poles in Harvard Square in honor of the Prince Hall Memorial Weekend to be celebrated on May 15, 2010 provided that all banner requirements have been met and necessary approvals have been obtained.

O-2 May 3, 2010

COUNCILLOR CHEUNG

COUNCILLOR DECKER

WHEREAS: June 26th, 2010 marks the 20th anniversary of the passage of the Americans with Disability Act; and
WHEREAS: The City Council recognizes the work left to be done to ensure that disabled Americans are fully able to participate in society; and

WHEREAS: Today many people who are disabled are not receiving the services they need to be healthy and independent; and

WHEREAS: The City Council has always prided itself for being in the forefront of civil rights issues; and

WHEREAS: In its current form, the Cambridge Live City Webcast offered through the Cambridge City website is not user friendly for disabled Cambridge residents; and

WHEREAS: Other cities have updated their websites to provide closed captioning for live streaming video; and

WHEREAS: The City of Cambridge always strives to do whatever it can to support the disabled community; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the appropriate department heads on the feasibility of offering closed captioning for streaming video on the City's website.

O-3 May 3, 2010

COUNCILLOR SEIDEL

WHEREAS: The City recently has had many conversations about expanding the affordable housing stock in Cambridge; and

WHEREAS: The property at 93 Kirkland Street has sat vacant for at least the past two years with a fence around it; now therefore be it

ORDERED: That the City Manager be and hereby is requested to investigate the possibility of making the property at 93 Kirkland Street part of Cambridge's affordable housing stock through purchase and renovation by the City or by a qualified non-profit; and be it further

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

O-4 May 3, 2010

COUNCILLOR CHEUNG

WHEREAS: Massachusetts has always been on the forefront in the advancement of civil rights; and

WHEREAS: However, Massachusetts is one of only three states in the country that lacks a post-conviction DNA access law that can prove innocence or confirm guilt; and

WHEREAS: The wrongful conviction of an innocent defendant strikes at the foundation of the criminal justice system and impacts everyone: the defendant, the victim and the victim's family, the integrity of the system, and, perhaps most importantly, the public's confidence in our system of justice; and

WHEREAS: For each and every wrongful conviction, there is a real criminal responsible for that crime that is still out on the streets possibly committing additional crimes; and

WHEREAS: The Massachusetts Legislature needs to follow the rest of the country's lead by allowing DNA testing wherever it can establish innocence, including cases where the defendant pled guilty, and requiring full, fair, and

prompt proceedings once a DNA testing motion has been filed; and

WHEREAS: Legislation that addresses this issue is currently up for debate in the Massachusetts Joint Committee on the Judiciary; now therefore be it

ORDERED: That the Cambridge City Council go on record supporting said legislation (S 1658); and be it further

ORDERED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this order to the Cambridge delegation and the Massachusetts Joint Committee on the Judiciary on behalf of the entire City Council.

O-5 May 3, 2010

COUNCILLOR CHEUNG

WHEREAS: The City of Cambridge is one of the most ethnically diverse cities in the country; and

WHEREAS: For over 30% of Cambridge residents English is not their first language; and

WHEREAS: In its current form, the Cambridge website is not user friendly for people struggling to learn English, and

WHEREAS: As a result, these residents are not receiving the services and information needed to better the quality of their lives and stay informed on the ongoing activities of local government; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the appropriate department heads on the feasibility of updating our website with automatic translation software and report back to the City Council on this issue.

O-6 May 3, 2010

COUNCILLOR CHEUNG

WHEREAS: The ban against smoking in all indoor public spaces led to an increase of littered cigarette butts and packaging on city sidewalks, especially in front of establishments that provide outdoor seating; and

WHEREAS: This City Council addressed this issue in May of last year by ordering the License Commission to consider requiring all licensed establishments to be responsible for cleaning the sidewalk in front of their business or risk being fined; and

WHEREAS: However, a year later, the City Council is still receiving numerous complaints from Cambridge residents, most specifically from Minka vanBeuzekom and the Central Square clean-up team, that there has been no measurable difference in the amount cigarette butts littering our streets; now therefore be it

ORDERED: That the City Manager be and is hereby requested to look into the feasibility of requiring all restaurants and stores that sell cigarettes to provide a cigarette butt can nearby; and be it further

ORDERED: That the City Manager be and hereby is requested to confer with the Chair of the License Commission to once again look into the feasibility of requiring all licensed establishments to be responsible for cleaning the sidewalks in front of their businesses or risk being fined and report back to the City Council with an enforcement plan.

O-7 May 3, 2010

COUNCILLOR SEIDEL

WHEREAS: Residents have observed raccoons living in or near the Squirrel Brand park on Boardman Street; and

WHEREAS: Raccoons harbor disease and can be territorial; and

WHEREAS: Many children and adults use Squirrel Brand park to recreate and relax; now therefore be it

ORDERED: That the City Manager be and hereby is requested to determine what measures can be taken by the city to remove the raccoons from the park to ensure the safety of children and adults who use the park; and be it further
ORDERED: That the City Manager be and hereby is requested to report back to the City Council in a timely manner on the actions undertaken to achieve this goal.

O-8 May 3, 2010

COUNCILLOR TOOMEY

WHEREAS: On Apr 13, 2010, the Suffolk Superior Court allowed the Plaintiff's Motion for Summary Judgment in connection with William Crowley, Jr., M.D. et al. v. 303 Third SPE LLC; now therefore be it

ORDERED: That the City Manager be and hereby is requested to consult with the City Solicitor and the Community Development Department to determine whether any action is necessary by the City as a result of this judgment, particularly as it relates to affordable housing commitments and to report back to the City Council at its next meeting.