



CITY OF SPRINGFIELD

City Clerk's Office January 9, 2013

Regular Meeting Agenda~

I hereby notify you that at twelve o'clock noon today the following items of business had been filed with this office and can be acted upon at the meeting in City Council Chambers, Room 200 at City Hall, 36 Court Street **Monday evening January 14, 2013** at 07:00 PM according to Section 12, Rules and Orders of the City Council.

City Clerk

Call to Order

7:00 PM Meeting called to order on January 14, 2013 at Springfield City Hall -- Council Chambers, 36 Court Street, Springfield, MA.

Financial Orders

- (1.) Transfer from Free Cash to Police for Restitution - \$31,814.55 (Mayor Sarno)
31,814.55

ATTACHMENTS:

- Police Restitution - CAFO Cert (DOCX)

Unfinished Business

- (1.) (ID # 2006) - Fire Commissioner - Qualifications
(2.) (ID # 2010) - Automated Refuse Collection

Orders

- (1.) Order Authorizing and Approving Disposition of Real Property Known as South Side State Street Parcel # 11110-475 (Mayor Sarno)

Informational

- (1.) From BPW re:Bay Street - Inst. Conduit (Mass. Tech. Coll.) – <<Enter brief purpose>>
(2.) From BPW re:Edwards Street - Inst. Conduit (Mass. Tech Coll.) – <<Enter brief purpose>>
(3.) From BPW re:Hamilton Street - Inst. Conduit (Mass. Tech. Coll.) – <<Enter brief purpose>>
(4.) From BPW re:Prentice Street - Inst. Conduit (Mass. Tech. Coll.) – <<Enter brief purpose>>

- (5.) From BPW re:Roosevelt Avenue - Inst. Conduit (Mass. Tech. Coll.) – <<Enter brief purpose>>
- (6.) From BPW re:Saint James Avenue - Inst. Conduit (Mass. Tech. Coll.) – <<Enter brief purpose>>
- (7.) From BPW re:Worcester Street - Inst. Conduit (Mass. Tech. Coll.) – <<Enter brief purpose>>

Orders

- (1.) Read/Write/Now - Adult Basic Ed- No Match - \$16,830 (Mayor Sarno)
ATTACHMENTS:
 - readwritenow (PDF)
- (2.) Camp Wilder Grant - Match Req'd - \$353,536 (Mayor Sarno)
ATTACHMENTS:
 - Parks Camp Wilder Grant contract (PDF)
 - Parks Camp Wilder Grant award letter (PDF)
- (3.) Order Authorizing and Approving Disposition of Real Property Known as South Side State Street Parcel # 11110-475 (Mayor Sarno)
- (4.) Order Authorizing and Approving Disposition of Real Property Known as South Side State Street Parcel # 11110-482 (Mayor Sarno)

IV. Suspension Rule 12

- (1.) Order to Hold City Wide Vote of Adoption of Casino Host Agreement (At-Large Councilor Williams)



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Jennifer Winkler
Sponsors: Mayor Domenic J. Sarno
DOC ID: 2001 A

1.2.1

Transfer from Free Cash to Police for Restitution - \$31,814.55 (Mayor Sarno)

WHEREAS, to meet the expenses of the City of Springfield, pursuant to Mass. Gen. Laws Ch. 44, Section 33B, Ch. 59, Section 23 and Chapter 468 of the Acts of 2008, the Acting Chief Administrative and Financial Officer and his Honor the Mayor have requested authorization from the City Council to transfer the sum of \$31,814.55 from FY12 Free Cash to the Police Department First Response Overtime account.

WHEREAS, after reviewing this order, the Acting Chief Administrative and Financial Officer has certified to the Mayor and City Council, that in his professional opinion, after an evaluation of all pertinent financial information reasonably available, the City's financial resources and revenues are and will continue to be adequate to support the proposed expenditures and obligations involved in the transfer, without a detrimental impact on the continuous provision of the existing level of municipal services, in accordance with Section 2(f) of Chapter 656 of the Acts of 1989, as added by Section 1 of Chapter 468 of the Acts of 2008.

NOW THEREFORE BE IT ORDERED, that the City Council approves the transfer of the sum of \$31,814.55 from FY12 Free Cash to the Police Department First Response Overtime account.

From:

Certified Free Cash - Other Financing Uses

0100-00-000-0000-0000-000000-0000000-701000	<u>\$31,814.55</u>
---	--------------------

To:

0100-20-210-2130-2131-0110-000000-0000000-506000
--

First Response - Overtime	<u>\$31,814.55</u>
---------------------------	--------------------

FISCAL IMPACT:

31,814.55

City of Springfield
36 Court Street
Springfield, MA 01103



Division of Administration
and Finance

To: Springfield City Council
From: TJ Plante, Acting Chief Administrative & Financial Officer
Date: January 9, 2013
Re: Order for Council Meeting – Free Cash Transfer for Police Overtime
Cc: Mayor Sarno

Purpose: The purpose of this memo is to provide an explanation of the order sponsored by the Mayor for the January 14, 2013 Council meeting which transfers \$31,814.55 from FY12 Certified Free Cash to the Police Department overtime budget.

Background: In December of 2012, a case involving a previous Police Department employee who was found guilty of committing larceny was resolved and resulted in a restitution being paid to the City. The restitution was to account for the larceny of overtime funds from the Police Department which the Police Department paid in prior fiscal years.

The Police Department has requested that the restitution be appropriated into their overtime budget for the current fiscal year which is what the order before Council does. The overtime budget for the Police Department is \$1.5 million for FY13.

CAFO Certification: This memorandum will confirm that in my professional opinion, as the Acting Chief Administrative and Financial Officer, after an evaluation of all pertinent financial information reasonably available, that the City's financial resources and revenues are and will continue to be adequate to support the proposed expenditures and obligations involved in this City Council Order, without a detrimental impact on the continuous provision of the existing level of municipal services, in accordance with Section 2(f) of Chapter 656 of the Acts of 1989, as added by Section 1 of Chapter 468 of the Acts of 2008.

This certification is made in accordance with Section 2(f) of Chapter 656 of the Acts of 1989, as added by Section 1 of Chapter 468 of the Acts of 2008.

Attachment: Police Restitution - CAFO Cert (2001 : Transfer from Free Cash to Police for Restitution - \$31,814.55)



City of Springfield

36 Court Street
Springfield, MA 01103

SCHEDULED

ORDINANCE (ID # 2006)

Meeting: 01/14/13 07:00 PM

Department: City Clerk

Category: Local Law

Prepared By: Wayman Lee

Initiator: Wayman Lee

Sponsors: Mayor Domenic J. Sarno

DOC ID: 2006

Fire Commissioner - Qualifications

ORD. NO. ____67-70

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Chapter 67 thereof, entitled Fire Commissioner, by deleting and repealing section 70.

Be it ordained (enacted) by the Council of the City of Springfield, as follows:

Section 1. Section 70 of Chapter 67, Fire Commissioner, of the Code of the City of Springfield, is hereby amended to read as follows:

Such fire commissioner at the time of appointment shall have had at least ten (10) years of experience in fire service, at least five (5) of which must be at the level of a deputy chief, district chief, or equivalent rank, in a federal, state, or local fire department, or equivalent body of experience in the private sector. Such fire commissioner shall not engage in any other business and shall be sworn to the faithful performance of the office before entering upon the same. The fire commissioner at the time of appointment shall possess an bachelor's degree in fire science or in a field related to his or her duties from an accredited institution of higher learning, or shall be enrolled in a bachelor's degree program in fire science or in a field related to his or her duties from an accredited institution of higher learning.

ance (local law) shall become effective _____, 2012.

**City of Springfield**

36 Court Street
Springfield, MA 01103

SCHEDULED**ORDINANCE (ID # 2010)**

Meeting: 01/14/13 07:00 PM

Department: City Clerk

Category: Local Law

Prepared By: Wayman Lee

Initiator: Wayman Lee

Sponsors: Mayor Domenic J. Sarno

DOC ID: 2010

Automated Refuse Collection

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Chapter 327 thereof, entitled Solid Waste, by deleting and repealing section 327-5(K)(12)(h).

Be it ordained (enacted) by the Council of the City of Springfield, as follows:

Section 1. Section 327-5(K)(12)(h) of Chapter 327-5, Automated Refuse Collection, of the Code of the City of Springfield , is hereby amended to read as follows:

The City shall grant an annual forty dollar (\$40.00) Trash Fee discount for the household of the owner of a single family home, condominium, mobile home or owner occupied multifamily home who is: (a) veteran with a war-service connected disability; (b) a legally blind person; (c) an indigent individual; or (d) an individual over 65 years of age; as defined in rules and regulations established by the Mayor. Such discount will only apply to the owner-occupied primary residence, to the fee for one (1) trash container and will not apply to other trash services; such as bulky item stickers. Decisions on applications for discounts will be made by the Finance Department.

Approved as to form,

Anthony I. Wilson
Associate City Solicitor



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Mayor Domenic J. Sarno
DOC ID: 1992

3.1

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That the, be and it is hereby granted a location for and permission to <<Insert proper utility template>>

Bay Street - Inst. Conduit (Mass. Tech. Coll.)

<<Enter brief purpose>>

Also that permission be and hereby granted said {ResUserUserLookup1} to complete the above request.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Springfield, Massachusetts held on January 14, 2013

City Clerk

We hereby certify that on December 17, 2012, at 5:00 PM, at DPW Conference Room - 70 Tapley Street a public hearing was held on the petition of the for permission to complete the above mentioned request.

City Clerk

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the City Council of the City of Springfield, Massachusetts, on the January 14, 2013, and recorded with the records of location orders of said city. This certified copy is made under the provision of Chapter 166 of the General Laws and any additions thereto or amendments thereof.

Attest:

City Clerk

CITY OF SPRINGFIELD, MASSACHUSETTS

Date: December 18, 2012

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD:

The Board of Public Works, to which was referred the petition of Massachusetts Technology Collaborative dated December 4, 2012, to install and maintain conduit in Bay Street, with the single 1-½" HDPE SDR11 conduit starting at existing Verizon manhole #5333A which is located in the pavement area in the intersection of Bowles Street, and continuing in a northeasterly direction for a distance of about nine hundred eighty-five (985) feet to a point past Clifford Street, then continuing in a northwesterly direction for a distance of about fifty-five (55) feet to WMECO pole #1/5, all as substantially shown on Sheet 8 of an attached plan, which is incorporated herein by reference and to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes, reports thereon as follows:

By virtue of Chapter 708 of the Acts of 1977 the Board of Public Works held the hearing on the above matter provided for in Section 22 of Chapter 166 of the General Laws. The hearing was held on December 17, 2012 at 5:00 P.M. in the DPW Conference Room at #70 Tapley Street, after due notice from the office of the City Clerk. Two (2) members of the Board and one (1) person interested in the matter were present. Of the latter, one (1) voted in favor of and no-one (0) voted against.

The Board finds the request necessary in order that the utility company can place conduit to provide for the distribution of intelligence and telecommunication type services in the area.

After careful consideration, the Board recommends the petition be granted provided:

That due care for public safety is exercised during construction including but not limited to the use of a police officer(s) for traffic control if necessary.

That said construction would not unnecessarily interfere with the movement of vehicular or pedestrian traffic in the area.

That care be taken during said construction not to damage any underground services.

That care be taken during said construction not to damage any underground services.

That the construction site be returned to the same condition as found or better.

Attachment: MTC REPORT - bay street (1992 : Bay Street - Inst. Conduit (Mass. Tech. Coll.))

Said company shall indemnify and save harmless against all damages, costs and expenses whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

In addition said company shall, before a public way is disturbed for the laying of its wire or conduit, execute its bond in the penal sum of Ten Thousand Dollars (\$10,000) conditioned for faithful performance of its duties under this permit.

Said company shall comply with the requirements of existing Ordinances and orders and comply with any changes in Ordinances and orders as may hereafter be adopted by the Mayor and Council governing the construction and maintenance of buried cable, conduits and wires.

That any sidewalks that are damaged or removed will be replaced in kind and in accordance with the City of Springfield's Standard Specifications.

That ramps for the handicapped will be provided if and where required by law and in conformance with the Rules and Regulations of the Massachusetts Architectural Barrier Board.

That any curbing that is disturbed during construction will be reset to the established street grade using proper construction procedures.

That the Springfield Water and Sewer Commission be notified before construction begins.

That all conditions set forth in the respective order are complied with.

John J. Fitzgerald)
Ronald A. Briggs)
 _____)

BOARD OF PUBLIC WORKS

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE, be and it is hereby granted a location for and permission to install and maintain fiber optic telecommunications facilities in the public way hereinafter named, consisting of underground facilities as shown upon the plan filed herewith and made a part of hereof, together with all other necessary wires, cable, devices, equipment, switches, protective devices and other appurtenances relating thereto, and likewise the manhole and vault construction connected with said fiber optic facilities, as requested in petition of said Company dated the 4th day of December, 2012.

All construction under this order shall be performed with due regard for public safety, and shall be placed substantially at the points indicated upon the plan filed with and made a part of said petition, subject to such deviations as may be required for technical, engineering, or other purposes.

Underground Location: 1.) Bay Street: To trench for a total distance of 1040' from Verizon manhole #5333A, in a northeasterly direction, just past Clifford Street to WMECO pole #1/5 as depicted on Sheet 8 of the attached plans.

Also, that permission be and hereby is granted to said **MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE** to install aerial and/or underground laterals, cables and wires in the above adjacent or intersecting public ways in existing conduit and/or on existing poles for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Attachment: MTC ORDER - bay street (1992 : Bay Street - Inst. Conduit (Mass. Tech. Coll.))

We hereby certify that on _____ 20____, at _____ o'clock _____ M.,
at _____ a public hearing
was held on the petition of _____

**MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS
TECHNOLOGY COLLABORATIVE**

I hereby certify that the foregoing order was adopted at a meeting of the City
Council of the City of Springfield, Massachusetts held on the _____ day of
_____, 20____.

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order adopted by
the City Council of the City of Springfield, Massachusetts, on the _____ day of
_____, 20____, and recorded within the records of location orders of
said City, Book_____, Page_____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or
amendments thereof.

Attest:

City Clerk



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Mayor Domenic J. Sarno
DOC ID: 1993

3.2

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That the, be and it is hereby granted a location for and permission to <<Insert proper utility template>>

Edwards Street - Inst. Conduit (Mass. Tech Coll.)

<<Enter brief purpose>>

Also that permission be and hereby granted said {ResUserUserLookup1} to complete the above request.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Springfield, Massachusetts held on January 14, 2013

City Clerk

We hereby certify that on December 17, 2012, at 5:00 PM, at DPW Conference Room - 70 Tapley Street a public hearing was held on the petition of the for permission to complete the above mentioned request.

City Clerk

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the City Council of the City of Springfield, Massachusetts, on the January 14, 2013, and recorded with the records of location orders of said city. This certified copy is made under the provision of Chapter 166 of the General Laws and any additions thereto or amendments thereof.

Attest:

City Clerk

CITY OF SPRINGFIELD, MASSACHUSETTS

Date: December 18, 2012

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD:

The Board of Public Works, to which was referred the petition of Massachusetts Technology Collaborative dated December 4, 2012, to install and maintain conduit in Edwards Street, with the single 1-½” HDPE SDR11 conduit starting at existing Verizon manhole #5484 which is located in the pavement area of Edwards Street, and continuing in a northeasterly direction for a distance of about three hundred fifty (350) feet to Verizon manhole #5485, which is located in the intersection of Elliot Street, all as substantially shown on Sheet 7 of an attached plan, which is incorporated herein by reference and to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes, reports thereon as follows:

By virtue of Chapter 708 of the Acts of 1977 the Board of Public Works held the hearing on the above matter provided for in Section 22 of Chapter 166 of the General Laws. The hearing was held on December 17, 2012 at 5:00 P.M. in the DPW Conference Room at #70 Tapley Street, after due notice from the office of the City Clerk. Two (2) members of the Board and one (1) person interested in the matter were present. Of the latter, one (1) voted in favor of and no-one (0) voted against.

The Board finds the request necessary in order that the utility company can place conduit to provide for the distribution of intelligence and telecommunication type services in the area.

After careful consideration, the Board recommends the petition be granted provided:

That due care for public safety is exercised during construction including but not limited to the use of a police officer(s) for traffic control if necessary.

That said construction would not unnecessarily interfere with the movement of vehicular or pedestrian traffic in the area.

That care be taken during said construction not to damage any underground services.

That care be taken during said construction not to damage any underground services.

That the construction site be returned to the same condition as found or better.

Attachment: MTC REPORT - edwards street (1993 : Edwards Street - Inst. Conduit (Mass. Tech Coll.))

Said company shall indemnify and save harmless against all damages, costs and expenses whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

In addition said company shall, before a public way is disturbed for the laying of its wire or conduit, execute its bond in the penal sum of Ten Thousand Dollars (\$10,000) conditioned for faithful performance of its duties under this permit.

Said company shall comply with the requirements of existing Ordinances and orders and comply with any changes in Ordinances and orders as may hereafter be adopted by the Mayor and Council governing the construction and maintenance of buried cable, conduits and wires.

That any sidewalks that are damaged or removed will be replaced in kind and in accordance with the City of Springfield's Standard Specifications.

That ramps for the handicapped will be provided if and where required by law and in conformance with the Rules and Regulations of the Massachusetts Architectural Barrier Board.

That any curbing that is disturbed during construction will be reset to the established street grade using proper construction procedures.

That the Springfield Water and Sewer Commission be notified before construction begins.

That all conditions set forth in the respective order are complied with.

John J. Fitzgerald)
 Edward A. Caffrey)
)

BOARD OF PUBLIC WORKS

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE, be and it is hereby granted a location for and permission to install and maintain fiber optic telecommunications facilities in the public way hereinafter named, consisting of underground facilities as shown upon the plan filed herewith and made a part of hereof, together with all other necessary wires, cable, devices, equipment, switches, protective devices and other appurtenances relating thereto, and likewise the manhole and vault construction connected with said fiber optic facilities, as requested in petition of said Company dated the 4th day of December, 2012.

All construction under this order shall be performed with due regard for public safety, and shall be placed substantially at the points indicated upon the plan filed with and made a part of said petition, subject to such deviations as may be required for technical, engineering, or other purposes.

Underground Location: 1.) Edwards Street: To trench for a total distance of 350' from Verizon manhole #5484, in a northeasterly direction to Verizon manhole #5485, which is in the intersection of Elliot Street, as depicted on Sheet 7 of the attached plans.

Also, that permission be and hereby is granted to said **MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE** to install aerial and/or underground laterals, cables and wires in the above adjacent or intersecting public ways in existing conduit and/or on existing poles for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Attachment: MTC ORDER - edwards street (1993 : Edwards Street - Inst. Conduit (Mass. Tech Coll.))

We hereby certify that on _____ 20____, at _____ o'clock _____ M.,
at _____ a public hearing
was held on the petition of _____

**MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS
TECHNOLOGY COLLABORATIVE**

I hereby certify that the foregoing order was adopted at a meeting of the City
Council of the City of Springfield, Massachusetts held on the _____ day of
_____, 20____.

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order adopted by
the City Council of the City of Springfield, Massachusetts, on the _____ day of
_____, 20____, and recorded within the records of location orders of
said City, Book_____, Page_____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or
amendments thereof.

Attest:

City Clerk



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Mayor Domenic J. Sarno
DOC ID: 1994

3.3

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That the, be and it is hereby granted a location for and permission to <<Insert proper utility template>>

Hamilton Street - Inst. Conduit (Mass. Tech. Coll.)

<<Enter brief purpose>>

Also that permission be and hereby granted said {ResUserUserLookup1} to complete the above request.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Springfield, Massachusetts held on January 14, 2013

City Clerk

We hereby certify that on December 17, 2012, at 5:00 PM, at DPW Conference Room - 70 Tapley Street a public hearing was held on the petition of the for permission to complete the above mentioned request.

City Clerk

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the City Council of the City of Springfield, Massachusetts, on the January 14, 2013, and recorded with the records of location orders of said city. This certified copy is made under the provision of Chapter 166 of the General Laws and any additions thereto or amendments thereof.

Attest:

City Clerk

CITY OF SPRINGFIELD, MASSACHUSETTS

Date: December 18, 2012

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD:

The Board of Public Works, to which was referred the petition of Massachusetts Technology Collaborative dated December 4, 2012, to install and maintain conduit in Hamilton Street, with the single 1-½” HDPE SDR11 conduit starting at existing WMECO pole #4, which is located near the southwest corner of Jerilis Drive, then continuing in a northwesterly direction for a distance of about thirty-seven (37) feet to an angle point, then continuing in a southwesterly direction for a distance of about two hundred eighty (280) feet to an angle point, then continuing in a northwesterly direction for a distance of about thirty-two (32) feet to WMECO pole #12, which is located near the northwesterly corner of Lucerne Road, all as substantially shown on Sheet 1 of an attached plan, which is incorporated herein by reference and to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes, reports thereon as follows:

By virtue of Chapter 708 of the Acts of 1977 the Board of Public Works held the hearing on the above matter provided for in Section 22 of Chapter 166 of the General Laws. The hearing was held on December 17, 2012 at 5:00 P.M. in the DPW Conference Room at #70 Tapley Street, after due notice from the office of the City Clerk. Two (2) members of the Board and one (1) person interested in the matter were present. Of the latter, one (1) voted in favor of and no-one (0) voted against.

The Board finds the request necessary in order that the utility company can place conduit to provide for the distribution of intelligence and telecommunication type services in the area.

After careful consideration, the Board recommends the petition be granted provided:

That due care for public safety is exercised during construction including but not limited to the use of a police officer(s) for traffic control if necessary.

That said construction would not unnecessarily interfere with the movement of vehicular or pedestrian traffic in the area.

That care be taken during said construction not to damage any underground services.

That care be taken during said construction not to damage any underground services.

That the construction site be returned to the same condition as found or better.

Attachment: MTC REPORT - hamilton street (1994 : Hamilton street - Inst. Conduit (Mass. Tech. Coll.))

Said company shall indemnify and save harmless against all damages, costs and expenses whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

In addition said company shall, before a public way is disturbed for the laying of its wire or conduit, execute its bond in the penal sum of Ten Thousand Dollars (\$10,000) conditioned for faithful performance of its duties under this permit.

Said company shall comply with the requirements of existing Ordinances and orders and comply with any changes in Ordinances and orders as may hereafter be adopted by the Mayor and Council governing the construction and maintenance of buried cable, conduits and wires.

That any sidewalks that are damaged or removed will be replaced in kind and in accordance with the City of Springfield's Standard Specifications.

That ramps for the handicapped will be provided if and where required by law and in conformance with the Rules and Regulations of the Massachusetts Architectural Barrier Board.

That any curbing that is disturbed during construction will be reset to the established street grade using proper construction procedures.

That the Springfield Water and Sewer Commission be notified before construction begins.

That all conditions set forth in the respective order are complied with.

John J. Fitzgerald)
Ronald A. Briggs)
 _____)

BOARD OF PUBLIC WORKS

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE, be and it is hereby granted a location for and permission to install and maintain fiber optic telecommunications facilities in the public way hereinafter named, consisting of underground facilities as shown upon the plan filed herewith and made a part of hereof, together with all other necessary wires, cable, devices, equipment, switches, protective devices and other appurtenances relating thereto, and likewise the manhole and vault construction connected with said fiber optic facilities, as requested in petition of said Company dated the 4th day of December, 2012.

All construction under this order shall be performed with due regard for public safety, and shall be placed substantially at the points indicated upon the plan filed with and made a part of said petition, subject to such deviations as may be required for technical, engineering, or other purposes.

Underground Location: 1.) Hamilton Street: To trench for a total distance of 349' from WMECO pole #4 on Jerilis Drive, in a westerly direction to WMECO pole #12 on Lucerne Road, as depicted on Sheet 1 of the attached plans.

Also, that permission be and hereby is granted to said **MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE** to install aerial and/or underground laterals, cables and wires in the above adjacent or intersecting public ways in existing conduit and/or on existing poles for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Attachment: MTC ORDER - hamilton street (1994 : Hamilton Street - Inst. Conduit (Mass. Tech. Coll.))

We hereby certify that on _____ 20____, at _____ o'clock _____ M.,
at _____ a public hearing
was held on the petition of _____

**MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS
TECHNOLOGY COLLABORATIVE**

I hereby certify that the foregoing order was adopted at a meeting of the City
Council of the City of Springfield, Massachusetts held on the _____ day of
_____, 20____.

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order adopted by
the City Council of the City of Springfield, Massachusetts, on the _____ day of
_____, 20____, and recorded within the records of location orders of
said City, Book_____, Page_____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or
amendments thereof.

Attest:

City Clerk



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Mayor Domenic J. Sarno
DOC ID: 1995

3.4

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That the, be and it is hereby granted a location for and permission to <<Insert proper utility template>>

Prentice Street - Inst. Conduit (Mass. Tech. Coll.)

<<Enter brief purpose>>

Also that permission be and hereby granted said {ResUserUserLookup1} to complete the above request.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Springfield, Massachusetts held on January 14, 2013

City Clerk

We hereby certify that on December 17, 2012, at 5:00 PM, at DPW Conference Room - 70 Tapley Street a public hearing was held on the petition of the for permission to complete the above mentioned request.

City Clerk

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the City Council of the City of Springfield, Massachusetts, on the January 14, 2013, and recorded with the records of location orders of said city. This certified copy is made under the provision of Chapter 166 of the General Laws and any additions thereto or amendments thereof.

Attest:

City Clerk

CITY OF SPRINGFIELD, MASSACHUSETTS

Date: December 18, 2012

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD:

The Board of Public Works, to which was referred the petition of Massachusetts Technology Collaborative dated December 4, 2012, to install and maintain conduit in Prentice Street, with the single 1-½” HDPE SDR11 conduit starting at existing Verizon manhole #5088 which is located in the pavement area in the intersection of Page Boulevard, and continuing in a northwesterly direction for a distance of about one hundred (100) feet to WMECO pole #1 in the northeasterly treebelt of Prentice Street, all as substantially shown on Sheet 2 of an attached plan, which is incorporated herein by reference and to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes, reports thereon as follows:

By virtue of Chapter 708 of the Acts of 1977 the Board of Public Works held the hearing on the above matter provided for in Section 22 of Chapter 166 of the General Laws. The hearing was held on December 17, 2012 at 5:00 P.M. in the DPW Conference Room at #70 Tapley Street, after due notice from the office of the City Clerk. Two (2) members of the Board and one (1) person interested in the matter were present. Of the latter, one (1) voted in favor of and no-one (0) voted against.

The Board finds the request necessary in order that the utility company can place conduit to provide for the distribution of intelligence and telecommunication type services in the area.

After careful consideration, the Board recommends the petition be granted provided:

That due care for public safety is exercised during construction including but not limited to the use of a police officer(s) for traffic control if necessary.

That said construction would not unnecessarily interfere with the movement of vehicular or pedestrian traffic in the area.

That care be taken during said construction not to damage any underground services.

That care be taken during said construction not to damage any underground services.

That the construction site be returned to the same condition as found or better.

Attachment: MTC REPORT - prentice street (1995 : Prentice Street - Inst. Conduit (Mass. Tech. Coll.))

Said company shall indemnify and save harmless against all damages, costs and expenses whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

In addition said company shall, before a public way is disturbed for the laying of its wire or conduit, execute its bond in the penal sum of Ten Thousand Dollars (\$10,000) conditioned for faithful performance of its duties under this permit.

Said company shall comply with the requirements of existing Ordinances and orders and comply with any changes in Ordinances and orders as may hereafter be adopted by the Mayor and Council governing the construction and maintenance of buried cable, conduits and wires.

That any sidewalks that are damaged or removed will be replaced in kind and in accordance with the City of Springfield's Standard Specifications.

That ramps for the handicapped will be provided if and where required by law and in conformance with the Rules and Regulations of the Massachusetts Architectural Barrier Board.

That any curbing that is disturbed during construction will be reset to the established street grade using proper construction procedures.

That the Springfield Water and Sewer Commission be notified before construction begins.

That all conditions set forth in the respective order are complied with.

John J. Fitzgerald)
 Edward A. Caffrey)
)

BOARD OF PUBLIC WORKS

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE, be and it is hereby granted a location for and permission to install and maintain fiber optic telecommunications facilities in the public way hereinafter named, consisting of underground facilities as shown upon the plan filed herewith and made a part of hereof, together with all other necessary wires, cable, devices, equipment, switches, protective devices and other appurtenances relating thereto, and likewise the manhole and vault construction connected with said fiber optic facilities, as requested in petition of said Company dated the 4th day of December, 2012.

All construction under this order shall be performed with due regard for public safety, and shall be placed substantially at the points indicated upon the plan filed with and made a part of said petition, subject to such deviations as may be required for technical, engineering, or other purposes.

Underground Location: 1.) Prentice Street: To trench for a total distance of 100' from Verizon manhole #5088 on Page Boulevard in a northwesterly direction to WMECO pole #1 on Prentice Street, as depicted on Sheet 2 of the attached plans.

Also, that permission be and hereby is granted to said **MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE** to install aerial and/or underground laterals, cables and wires in the above adjacent or intersecting public ways in existing conduit and/or on existing poles for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Attachment: MTC ORDER - prentice street (1995 : Prentice Street - Inst. Conduit (Mass. Tech. Coll.))

We hereby certify that on _____ 20____, at _____ o'clock _____ M.,
at _____ a public hearing
was held on the petition of _____

**MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS
TECHNOLOGY COLLABORATIVE**

I hereby certify that the foregoing order was adopted at a meeting of the City
Council of the City of Springfield, Massachusetts held on the _____ day of
_____, 20____.

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order adopted by
the City Council of the City of Springfield, Massachusetts, on the _____ day of
_____, 20____, and recorded within the records of location orders of
said City, Book_____, Page_____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or
amendments thereof.

Attest:

City Clerk



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Mayor Domenic J. Sarno
DOC ID: 1997

3.5

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That the, be and it is hereby granted a location for and permission to <<Insert proper utility template>>

Roosevelt Avenue - Inst. Conduit (Mass. Tech. Coll.)

<<Enter brief purpose>>

Also that permission be and hereby granted said {ResUserUserLookup1} to complete the above request.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Springfield, Massachusetts held on January 14, 2013

City Clerk

We hereby certify that on December 17, 2012, at 5:00 PM, at DPW Conference Room - 70 Tapley Street a public hearing was held on the petition of the for permission to complete the above mentioned request.

City Clerk

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the City Council of the City of Springfield, Massachusetts, on the January 14, 2013, and recorded with the records of location orders of said city. This certified copy is made under the provision of Chapter 166 of the General Laws and any additions thereto or amendments thereof.

Attest:

City Clerk

CITY OF SPRINGFIELD, MASSACHUSETTS

Date: December 18, 2012

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD:

The Board of Public Works, to which was referred the petition of Massachusetts Technology Collaborative dated December 4, 2012, to install and maintain conduit in Roosevelt Avenue, with the single 1-½" HDPE SDR11 conduit starting at existing Verizon manhole #1 which is located in the pavement area, in the easterly gutter near the railroad overpass, and continuing in a southeasterly direction for a distance of about thirty-six (36) feet to WMECO pole #1359 in the easterly treebelt of Roosevelt Avenue, all as substantially shown on Sheet 3 of an attached plan, which is incorporated herein by reference and to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes, reports thereon as follows:

By virtue of Chapter 708 of the Acts of 1977 the Board of Public Works held the hearing on the above matter provided for in Section 22 of Chapter 166 of the General Laws. The hearing was held on December 17, 2012 at 5:00 P.M. in the DPW Conference Room at #70 Tapley Street, after due notice from the office of the City Clerk. Two (2) members of the Board and one (1) person interested in the matter were present. Of the latter, one (1) voted in favor of and no-one (0) voted against.

The Board finds the request necessary in order that the utility company can place conduit to provide for the distribution of intelligence and telecommunication type services in the area.

After careful consideration, the Board recommends the petition be granted provided:

That due care for public safety is exercised during construction including but not limited to the use of a police officer(s) for traffic control if necessary.

That said construction would not unnecessarily interfere with the movement of vehicular or pedestrian traffic in the area.

That care be taken during said construction not to damage any underground services.

That care be taken during said construction not to damage any underground services.

That the construction site be returned to the same condition as found or better.

Said company shall indemnify and save harmless against all damages, costs and expenses whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

In addition said company shall, before a public way is disturbed for the laying of its wire or conduit, execute its bond in the penal sum of Ten Thousand Dollars (\$10,000) conditioned for faithful performance of its duties under this permit.

Said company shall comply with the requirements of existing Ordinances and orders and comply with any changes in Ordinances and orders as may hereafter be adopted by the Mayor and Council governing the construction and maintenance of buried cable, conduits and wires.

That any sidewalks that are damaged or removed will be replaced in kind and in accordance with the City of Springfield's Standard Specifications.

That ramps for the handicapped will be provided if and where required by law and in conformance with the Rules and Regulations of the Massachusetts Architectural Barrier Board.

That any curbing that is disturbed during construction will be reset to the established street grade using proper construction procedures.

That the Springfield Water and Sewer Commission be notified before construction begins.

That all conditions set forth in the respective order are complied with.

John J. Fitzgerald)
 Edward A. Caffrey)
)

BOARD OF PUBLIC WORKS

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE, be and it is hereby granted a location for and permission to install and maintain fiber optic telecommunications facilities in the public way hereinafter named, consisting of underground facilities as shown upon the plan filed herewith and made a part of hereof, together with all other necessary wires, cable, devices, equipment, switches, protective devices and other appurtenances relating thereto, and likewise the manhole and vault construction connected with said fiber optic facilities, as requested in petition of said Company dated the 4th day of December, 2012.

All construction under this order shall be performed with due regard for public safety, and shall be placed substantially at the points indicated upon the plan filed with and made a part of said petition, subject to such deviations as may be required for technical, engineering, or other purposes.

Underground Location: 1.) Roosevelt Avenue: To trench for a total distance of 36' from Verizon manhole #1 in a southeasterly direction to WMECO pole #1359, as depicted on Sheet 3 of the attached plans.

Also, that permission be and hereby is granted to said **MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE** to install aerial and/or underground laterals, cables and wires in the above adjacent or intersecting public ways in existing conduit and/or on existing poles for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Attachment: MTC ORDER - roosevelt avenue (1997 : Roosevelt Avenue - Inst. Conduit (Mass. Tech. Coll.))

We hereby certify that on _____ 20____, at _____ o'clock _____ M.,
at _____ a public hearing
was held on the petition of _____

**MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS
TECHNOLOGY COLLABORATIVE**

I hereby certify that the foregoing order was adopted at a meeting of the City
Council of the City of Springfield, Massachusetts held on the _____ day of
_____, 20____.

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order adopted by
the City Council of the City of Springfield, Massachusetts, on the _____ day of
_____, 20____, and recorded within the records of location orders of
said City, Book_____, Page_____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or
amendments thereof.

Attest:

City Clerk



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Mayor Domenic J. Sarno
DOC ID: 1998

3.6

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That the, be and it is hereby granted a location for and permission to <<Insert proper utility template>>

Saint James Avenue - Inst. Conduit (Mass. Tech. Coll.)

<<Enter brief purpose>>

Also that permission be and hereby granted said {ResUserUserLookup1} to complete the above request.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Springfield, Massachusetts held on January 14, 2013

City Clerk

We hereby certify that on December 17, 2012, at 5:00 PM, at DPW Conference Room - 70 Tapley Street a public hearing was held on the petition of the for permission to complete the above mentioned request.

City Clerk

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the City Council of the City of Springfield, Massachusetts, on the January 14, 2013, and recorded with the records of location orders of said city. This certified copy is made under the provision of Chapter 166 of the General Laws and any additions thereto or amendments thereof.

Attest:

City Clerk

CITY OF SPRINGFIELD, MASSACHUSETTS

Date: December 18, 2012

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD:

The Board of Public Works, to which was referred the petition of Massachusetts Technology Collaborative dated December 4, 2012, to install and maintain conduit in Saint James Avenue, with the single 1-½" HDPE SDR11 conduit starting at existing WMECO pole #1, which is located in the westerly treebelt of Saint James Avenue, then continuing in a northeasterly direction for a distance of about one hundred thirty-two (132) feet to WMECO pole #20, all as substantially shown on Sheet 9 of an attached plan, which is incorporated herein by reference and to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes, reports thereon as follows:

By virtue of Chapter 708 of the Acts of 1977 the Board of Public Works held the hearing on the above matter provided for in Section 22 of Chapter 166 of the General Laws. The hearing was held on December 17, 2012 at 5:00 P.M. in the DPW Conference Room at #70 Tapley Street, after due notice from the office of the City Clerk. Two (2) members of the Board and one (1) person interested in the matter were present. Of the latter, one (1) voted in favor of and no-one (0) voted against.

The Board finds the request necessary in order that the utility company can place conduit to provide for the distribution of intelligence and telecommunication type services in the area.

After careful consideration, the Board recommends the petition be granted provided:

That due care for public safety is exercised during construction including but not limited to the use of a police officer(s) for traffic control if necessary.

That said construction would not unnecessarily interfere with the movement of vehicular or pedestrian traffic in the area.

That care be taken during said construction not to damage any underground services.

That care be taken during said construction not to damage any underground services.

That the construction site be returned to the same condition as found or better.

Attachment: MTC REPORT - saint james avenue (1998 : Saint James Avenue - Inst. Conduit (Mass. Tech. Coll.))

Said company shall indemnify and save harmless against all damages, costs and expenses whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

In addition said company shall, before a public way is disturbed for the laying of its wire or conduit, execute its bond in the penal sum of Ten Thousand Dollars (\$10,000) conditioned for faithful performance of its duties under this permit.

Said company shall comply with the requirements of existing Ordinances and orders and comply with any changes in Ordinances and orders as may hereafter be adopted by the Mayor and Council governing the construction and maintenance of buried cable, conduits and wires.

That any sidewalks that are damaged or removed will be replaced in kind and in accordance with the City of Springfield's Standard Specifications.

That ramps for the handicapped will be provided if and where required by law and in conformance with the Rules and Regulations of the Massachusetts Architectural Barrier Board.

That any curbing that is disturbed during construction will be reset to the established street grade using proper construction procedures.

That the Springfield Water and Sewer Commission be notified before construction begins.

That all conditions set forth in the respective order are complied with.

John J. Fitzgerald)
 Edward A. Caffrey)
)

BOARD OF PUBLIC WORKS

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE, be and it is hereby granted a location for and permission to install and maintain fiber optic telecommunications facilities in the public way hereinafter named, consisting of underground facilities as shown upon the plan filed herewith and made a part of hereof, together with all other necessary wires, cable, devices, equipment, switches, protective devices and other appurtenances relating thereto, and likewise the manhole and vault construction connected with said fiber optic facilities, as requested in petition of said Company dated the 4th day of December, 2012.

All construction under this order shall be performed with due regard for public safety, and shall be placed substantially at the points indicated upon the plan filed with and made a part of said petition, subject to such deviations as may be required for technical, engineering, or other purposes.

Underground Location: 1.) Saint James Avenue: To trench for a total distance of 132' from WMECO pole #1 in a northeasterly direction to WMECO pole #20, as depicted on Sheet 9 of the attached plans.

Also, that permission be and hereby is granted to said **MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE** to install aerial and/or underground laterals, cables and wires in the above adjacent or intersecting public ways in existing conduit and/or on existing poles for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Attachment: MTC ORDER - saint james avenue (1998 : Saint James Avenue - Inst. Conduit (Mass. Tech. Coll.))

We hereby certify that on _____ 20____, at _____ o'clock _____ M.,
at _____ a public hearing
was held on the petition of _____

**MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS
TECHNOLOGY COLLABORATIVE**

I hereby certify that the foregoing order was adopted at a meeting of the City
Council of the City of Springfield, Massachusetts held on the _____ day of
_____, 20____.

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order adopted by
the City Council of the City of Springfield, Massachusetts, on the _____ day of
_____, 20____, and recorded within the records of location orders of
said City, Book_____, Page_____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or
amendments thereof.

Attest:

City Clerk



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Mayor Domenic J. Sarno
DOC ID: 2000

3.7

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That the, be and it is hereby granted a location for and permission to <<Insert proper utility template>>

Worcester Street - Inst. Conduit (Mass. Tech. Coll.)

<<Enter brief purpose>>

Also that permission be and hereby granted said {ResUserUserLookup1} to complete the above request.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Springfield, Massachusetts held on January 14, 2013

City Clerk

We hereby certify that on December 17, 2012, at 5:00 PM, at DPW Conference Room - 70 Tapley Street a public hearing was held on the petition of the for permission to complete the above mentioned request.

City Clerk

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the City Council of the City of Springfield, Massachusetts, on the January 14, 2013, and recorded with the records of location orders of said city. This certified copy is made under the provision of Chapter 166 of the General Laws and any additions thereto or amendments thereof.

Attest:

City Clerk

Order of Location for the Installation and Maintenance of Underground Utilities

By the City Council of the City of Springfield, Massachusetts:
Notice having been given and a public hearing held, as provided by law,

IT IS HEREBY ORDERED:

That MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE, be and it is hereby granted a location for and permission to install and maintain fiber optic telecommunications facilities in the public way hereinafter named, consisting of underground facilities as shown upon the plan filed herewith and made a part of hereof, together with all other necessary wires, cable, devices, equipment, switches, protective devices and other appurtenances relating thereto, and likewise the manhole and vault construction connected with said fiber optic facilities, as requested in petition of said Company dated the 4th day of December, 2012.

All construction under this order shall be performed with due regard for public safety, and shall be placed substantially at the points indicated upon the plan filed with and made a part of said petition, subject to such deviations as may be required for technical, engineering, or other purposes.

Underground Location: 1.) Worcester Street: To trench for a total distance of 272' from WMECO pole #20 in a westerly direction, past Oak Street, to WMECO pole #21, as depicted on Sheet 4 of the attached plans.

Also, that permission be and hereby is granted to said **MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS TECHNOLOGY COLLABORATIVE** to install aerial and/or underground laterals, cables and wires in the above adjacent or intersecting public ways in existing conduit and/or on existing poles for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Attachment: MTC ORDER - worcester street (2000 : Worcester Street - Inst. Conduit (Mass. Tech. Coll.))

We hereby certify that on _____ 20____, at _____ o'clock _____ M.,
at _____ a public hearing
was held on the petition of _____

**MASSACHUSETTS TECHNOLOGY PARK d/b/a MASSACHUSETTS
TECHNOLOGY COLLABORATIVE**

I hereby certify that the foregoing order was adopted at a meeting of the City
Council of the City of Springfield, Massachusetts held on the _____ day of
_____, 20____.

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order adopted by
the City Council of the City of Springfield, Massachusetts, on the _____ day of
_____, 20____, and recorded within the records of location orders of
said City, Book_____, Page_____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or
amendments thereof.

Attest:

City Clerk

CITY OF SPRINGFIELD, MASSACHUSETTS

Date: December 18, 2012

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD:

The Board of Public Works, to which was referred the petition of Massachusetts Technology Collaborative dated December 4, 2012, to install and maintain conduit in Worcester Street, with the single 1-½” HDPE SDR11 conduit starting at existing WMECO pole #20, which is located in the northerly treebelt, easterly of Oak Street, then continuing in a southerly direction for a distance of about twenty (20) feet to an angle point, then continuing in a westerly direction for about two hundred thirty-six (236) feet to an angle point, then continuing in a northerly direction for a distance of about sixteen (16) feet to WMECO pole #21, which is located in the northerly treebelt of Worcester Street, westerly of Oak Street, all as substantially shown on Sheet 4 of an attached plan, which is incorporated herein by reference and to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes, reports thereon as follows:

By virtue of Chapter 708 of the Acts of 1977 the Board of Public Works held the hearing on the above matter provided for in Section 22 of Chapter 166 of the General Laws. The hearing was held on December 17, 2012 at 5:00 P.M. in the DPW Conference Room at #70 Tapley Street, after due notice from the office of the City Clerk. Two (2) members of the Board and one (1) person interested in the matter were present. Of the latter, one (1) voted in favor of and no-one (0) voted against.

The Board finds the request necessary in order that the utility company can place conduit to provide for the distribution of intelligence and telecommunication type services in the area.

After careful consideration, the Board recommends the petition be granted provided:

That due care for public safety is exercised during construction including but not limited to the use of a police officer(s) for traffic control if necessary.

That said construction would not unnecessarily interfere with the movement of vehicular or pedestrian traffic in the area.

That care be taken during said construction not to damage any underground services.

That care be taken during said construction not to damage any underground services.

That the construction site be returned to the same condition as found or better

Attachment: MTC REPORT - worcester street (Informational)

Said company shall indemnify and save harmless against all damages, costs and expenses whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

In addition said company shall, before a public way is disturbed for the laying of its wire or conduit, execute its bond in the penal sum of Ten Thousand Dollars (\$10,000) conditioned for faithful performance of its duties under this permit.

Said company shall comply with the requirements of existing Ordinances and orders and comply with any changes in Ordinances and orders as may hereafter be adopted by the Mayor and Council governing the construction and maintenance of buried cable, conduits and wires.

That any sidewalks that are damaged or removed will be replaced in kind and in accordance with the City of Springfield's Standard Specifications.

That ramps for the handicapped will be provided if and where required by law and in conformance with the Rules and Regulations of the Massachusetts Architectural Barrier Board.

That any curbing that is disturbed during construction will be reset to the established street grade using proper construction procedures.

That the Springfield Water and Sewer Commission be notified before construction begins.

That all conditions set forth in the respective order are complied with.

John J. Fitzgerald)
 Ronald A. Coughlin)
)

BOARD OF PUBLIC WORKS



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Tracye Whitfield
Sponsors: Mayor Domenic J. Sarno
DOC ID: 2005

3.9.1

Read/Write/Now - Adult Basic Ed- No Match - \$16,830 (Mayor Sarno)

WHEREAS, the Library Department ("Department") has been awarded an Adult and Community Learning Services Grant of \$16,830 from the Massachusetts Department of Elementary and Secondary Education; and

WHEREAS, the grant will provide an adult basic education program at no cost to participants. The program promotes self-directed learning by recognizing and valuing the strengths and knowledge that adults bring to learning. The Department is committed to networking with agencies and resources in the larger community to assist learners and their families to meet their literacy goals; and

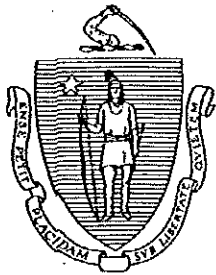
WHEREAS, the Department intends to use the grant funds to purchase training supplies; and memberships/subscriptions; and

WHEREAS, the Department has accepted the grant and requests authorization from the City Council and the Mayor to expend the grant funds listed below for the purposes of such grants; and

WHEREAS, the Acting Chief Administrative and Financial Officer, after an evaluation of all pertinent financial information reasonably available, has certified that the City's financial resources and revenues are and will continue to be adequate to support the proposed expenditures and obligations involved in the City Council Order authorizing the expenditure of the grant funds listed herein, subject to the approval of the Mayor, without a detrimental impact on the continuous provision of the existing level of municipal services, in accordance with Section 2(f) of Chapter 656 of the Acts of 1989, as added by Section 1 of Chapter 468 of the Acts of 2008.

NOW THEREFORE BE IT ORDERED, acting pursuant to Mass. Gen. Laws ch. 44, sec. 53A, that the City Council approves the expenditure by the Department of the grant funds listed below for the purposes of such grant, subject to the approval of the Mayor, and the grant funds received shall be deposited with the City Treasurer and held as a separate account and may be expended for the purposes of the grant without further appropriation:

Read/Write/Now - Adult Basic Education Grant \$16,830



Massachusetts Department of Elementary and Secondary Education

75 Pleasant Street, Malden, Massachusetts 02148-4906

Telephone: (781) 338-3000
TTY: N.E.T. Relay 1-800-439-2370

3.9.1.a

Adult and Community Learning Services

December 27, 2012

Ms. Janet Kelly
Springfield City Library
220 State Street
Springfield, MA 01103

Dear Ms. Kelly,

Enclosed please find a copy of the approved budget for your FY 2013 grant application that was recently funded through Adult and Community Learning Services at the Massachusetts Department of Elementary and Secondary Education for Springfield City Library. Please note the grant project number 345-067-3-2691-N which is included on all correspondence regarding this award. Also, note any budget changes that might have been made by the Department of Elementary and Secondary Education.

Fiscal notifications regarding this grant will be sent to the "Application Agency Contact Person" you have listed on the "Project Expenditures – Detail Information" page of your application. If other members of your staff require notification, it is the responsibility of this contact person to forward award notices and amendment information as needed.

If you have any questions of a financial nature about your grant at any time during the funding cycle, please call your Program Specialist.

Sincerely,

Lorraine Domigan (RS)
Lorraine Domigan
Office Manager

Attachment: readwritenow (2005 : Read/Write/Now - Adult Basic Ed- No Match - \$16,830)

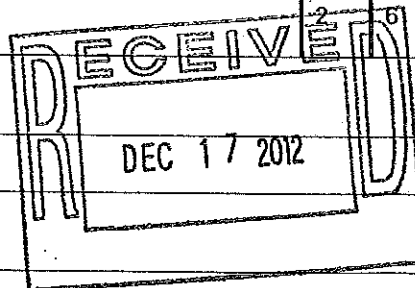
MASSACHUSETTS DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION
STANDARD CONTRACT FORM AND APPLICATION FOR PROGRAM GRANTS

3.9.1.a

ENTERED

PART I - GENERAL

A. APPLICANT: Springfield City Library		2		5		9		1	
District Code:									
ADDRESS: 220 State Street, Springfield, MA 01103									
TELEPHONE: (413) 263-6839									



B. APPLICATION FOR PROGRAM FUNDING				
FUND CODE	PROGRAM NAME	PROJECT DURATION		AMOUNT REQUESTED
		FROM	TO	
340	Federally Funded	9/1/2012	8/31/2013	\$105,695
345	State Funded	1/1/2013	6/30/2013	\$16,830
TOTAL AMOUNT REQUESTED:				\$242,525

\$16,830.

C. I CERTIFY THAT THE INFORMATION CONTAINED IN THIS APPLICATION IS CORRECT AND COMPLETE; THAT THE APPLICANT AGENCY HAS AUTHORIZED ME, AS ITS REPRESENTATIVE, TO FILE THIS APPLICATION; AND THAT I UNDERSTAND THAT FOR ANY FUNDS RECEIVED THROUGH THIS APPLICATION THE AGENCY AGREES TO COMPLY WITH ALL APPLICABLE STATE AND FEDERAL GRANT REQUIREMENTS COVERING BOTH THE PROGRAMMATIC AND FISCAL ADMINISTRATION OF GRANT FUNDS.

AUTHORIZED SIGNATORY: <i>Molly Fogarty</i>	TITLE: Library Director
TYPED NAME: Molly Fogarty	DATE: December 13, 2012

DO NOT WRITE BELOW THIS LINE

MASSACHUSETTS DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION USE ONLY	
GRANTS MANAGEMENT	
For the Department Authorized Signatory:	Date:

Attachment: readwritenow (2005 : Read/Write/Now - Adult Basic Ed - No Match - \$16,830)

FY 2011

PART II-B PROJECT EXPENDITURES - DETAIL INFORMATION					A. FUND CODE:	345
B. APPLICANT AGENCY					District four-digit code:	2691
Applicant Agency: Springfield City Library			Address: 220 State Street, Springfield, MA			
Contact Person: Janet Kelly			Zip Code: 01103			
Telephone: (413)263-6839			E-mail address: jkelly@springfieldlibrary.org			
PLEASE PROVIDE THE INFORMATION REQUESTED ABOVE AND SUBMIT BOTH PAGES OF THE BUDGET DETAIL EVEN THOUGH THERE MAY BE NO LINE ITEM ENTRIES ON THE FIRST PAGE.						
C. ASSIGNMENT THROUGH SCHEDULE A						☐
Check this box ONLY if this project will be using funds assigned by more than one agency. A completed Schedule A, with signatures and the amount of funds assigned by each participating agency, must be attached to this Budget Narrative.						
D. STAFFING CATEGORIES	E. # of Staff	F. FTE	G. MTRS*	H. AMOUNT	I. TOTAL	
1. ADMINISTRATORS:						
SUPERVISOR/DIRECTOR						
PROJECT COORDINATOR						
STIPENDS						
SUB-TOTAL					0	
2. INSTRUCTIONAL / PROFESSIONAL STAFF:						
ABE Teacher #2 (53 hours @ \$26.65)	1	0.03	no	1,412		
ABE Teacher #3 (53 hours @ \$21.69)	1	0.03	no	1,150		
ABE Teachers # 4 & #5 (12 hours each @ \$26.65)	2	0.01	no	640		
STIPENDS						
SUB-TOTAL					3,202	
3. SUPPORT STAFF:						
AIDES/PARAPROFESSIONALS						
SECRETARY/BOOKKEEPER						
OTHER						
SUB-TOTAL					0	
* Check the MTRS box if the identified employee(s) is/are a member of the MA Teachers' Retirement System. This requirement applies only to federally-funded grant programs.						
4. FRINGE BENEFITS:				AMOUNT	LINE-ITEM SUB-TOTAL	
4-a MA TEACHERS' RETIREMENT SYSTEM (Federally-funded grants only)				0		
4-b OTHER FRINGE BENEFITS (Other retirement systems, health insurance, FICA)				46		
Teachers #2,3,4, & 5 (1.45% Medicare = \$46.43)						
SUB-TOTAL					46	

Attachment: readwritenow (2005 : Read/Write/Now - Adult Basic Ed- No Match - \$16,830)

APPLICANT AGENCY:			FUND CODE:	345
5. CONTRACTUAL SERVICES:				
Indicate the services to be provided and the rate to be paid per hour or per day.				
	RATE	Hour/Day	AMOUNT	LINE ITEM SUB-TOTAL
CONSULTANTS	\$			
SPECIALISTS	\$	15	240	
INSTRUCTORS	\$	25	500	
SPEAKERS	\$	50	300	
OTHER <i>Writing workshops</i>	\$	50	1,000	
SUBSTITUTES	\$			
SUB-TOTAL				2,040
6. SUPPLIES AND MATERIALS:				
Items costing less than \$5,000 per unit or having a useful life of less than one year.				
TEXTBOOKS AND INSTRUCTIONAL MATERIALS			3,352	
INSTRUCTIONAL TECHNOLOGY INCLUDING SOFTWARE			3,360	
NON-INSTRUCTIONAL SUPPLIES			3,000	
SUB-TOTAL				9,712
7. TRAVEL: Mileage, conference registration, hotel, and meals				
SUPERVISORY STAFF				
INSTRUCTIONAL STAFF				
OTHER			800	
SUB-TOTAL				800
8. OTHER COSTS: Please indicate the amount requested in each category.				
Advertising			\$	
Maintenance/Repairs			\$	
Memberships/Subscriptions			\$	
Printing/Reproduction			\$	
Transportation of Students			\$	1,030
Telephone/Utilities			\$	
Rental of Space			\$	
Rental of Equipment			\$	
SUB-TOTAL				1,030
9. INDIRECT COSTS		Approved Rate:		0
10. EQUIPMENT: Attach a list with a statement of need and cost of each item. Items costing \$5,000 or more per unit and having a useful life of more than one year.				
INSTRUCTIONAL EQUIPMENT				
NON-INSTRUCTIONAL EQUIPMENT				
SUB-TOTAL				0
TOTAL FUNDS REQUESTED				16,830

Revised 2/2004

Attachment: readwritenow (2005 : Read/Write/Now - Adult Basic Ed- No Match - \$16,830)

Read/Write/Now Budget Narrative FY '13		Indirect Funds 345		3.9.1.a
1. ADMINISTRATION	Total Hrs	Rate	Sub-Total	TOTAL
				\$0
2. INSTRUCTIONAL/PROFESSIONAL STAFF				
ABE teacher #2 teaches Pre-GED day class. Indirect funds will support an additional 53 hours of teaching and prep time, which means two additional weeks of classes and an increase of 45 minutes per week of teaching starting in January.	53	\$26.65	\$1,412	\$1,412
ABE teacher #3 18.5 hrs/wk teaches day class, 0 - 2 level students. Indirect funds will support an additional 53 hours of teaching and prep. Teacher #3 has pro-rated vacation/sick time.	53	\$21.69	\$1,150	\$1,150
ABE teacher #4 - teaches evening class, 0 - 2 level students.	12	\$26.65	\$320.00	\$320
ABE teacher #5 - teaches evening class, Pre-GED level students.	12	\$26.65	\$320.00	\$320
			TOTAL	\$3,202
Refer to Staffing Chart and Project Staff Salary Report in SMARTT for additional information				
5. CONTRACTUAL SERVICES				
Additional two weeks of security guard services for night classes	16	\$15.00	\$240	\$240
Computer workshops for adult basic education learners	20	\$25.00	\$500	\$500
Speakers chosen by student council for classes	6	\$50	\$300	\$300
Writing workshops for day and evening classes	20	\$50	\$1,000	\$1,000
Sub-Total			\$2,040	\$2,040
6. SUPPLIES AND MATERIALS				
Textbooks and instructional materials-for computer workshops			\$3,352	\$3,352
3 computers to increase lab size to 13 stations, software upgrades			\$3,360	\$3,360
Non-instructional supplies, including DVD player, chairs for students			\$3,000	\$3,000
Sub-Total			\$9,712	\$9,712
7. TRAVEL: Mileage, Conference registration, hotel & meals				
Supervisory staff				
Instructional staff				
Other - field trip to Plymouth Plantation - entry fees for students			\$800	
Sub-Total				\$800
8. OTHER COSTS				
Advertising				
Maintenance/repairs of building and machines - copier maintenance & toner for year				
Printing/reproduction - handbooks, student writings, ABE directory				
Memberships/subscriptions				
Transportation of students to/from classes 200 bus tokens @ \$1.15 for additional two weeks of classes as well as computer workshops.	200		\$230	\$230
Cost of chartering bus for field trip			\$800	\$800
Telephone/utilities/ISDN lines				
Space rental				
Rental of equipment				
Sub-Total				
9. INDIRECT COST			\$1,030	\$1,030
			\$0	\$0
10. EQUIPMENT				
			\$0	\$0
TOTAL REQUESTED FUNDS				
		Total lines 1-8		\$16,830

Attachment: readwritenow (2005 : Read/Write/Now - Adult Basic Ed- No Match - \$16,830)

**MASSACHUSETTS DEPARTMENT OF ELEMENTARY & SECONDARY EDUCATION
STANDARD APPLICATION FOR PROGRAM GRANTS**

**SCHEDULE B
(Cost Sharing or Matching Schedule)**

1.	Schedule B is to be included with and supplements the information provided on the Standard Application for Program Grants, and must be completed for any grant projects that contain a cost sharing or matching funds requirement.	
2.	Applicant: (Legal Name of Agency)	Springfield City Library
3.	Name of grant program/ Source of funds:	Community Adult Learning Centers
4.	Cost Sharing or Matching means the value of third-party contributions and that portion of a grant-supported project or program not supported by the federal or state government. (See CFR 34 §80-24 and the relevant program regulations for additional requirements and information.)	
5.	Complete the summary budget below:	

	LINE ITEM	COLUMN A* Amount of Project's Contribution	COLUMN B Applicant's Contribution	COLUMN C Total of Columns A & B
1.	Administrators	56,285		56285
2.	Instructional/Direct Service Staff	97,786		97786
3.	Non-Instructional/Support Staff	0		0
4.	Fringe Benefits	9,917	16,886	26803
5.	Contractual Services	13,577		13577
6.	Supplies	21154		21154
7.	Travel	1600		1600
8.	Other	6206	39630	45836
9.	Indirect Costs	0		0
10.	Equipment	6000		6000
11.	TOTAL	212525	56516	269041
* The amounts under this column must agree with the corresponding subtotals included under the line items of the Standard Application for Program Grants.				

Revised 3/2008

* This combines the program's 340 grant amount as well.

Attachment: readwritenow (2005 : Read/Write/Now - Adult Basic Ed- No Match - \$16,830)

Match Narrative – FY '13**Springfield City Library – Read/Write/Now**

Line 4 – Fringe Benefits – Project Manager - \$16,886 – paid by Springfield City Library (30% fringe benefits on salary of \$56,285)

Line 4 Total: \$16,886

Line 8 – Other Costs – Space - \$34,470 – for 1,200 square feet @ \$15.00 per sq. ft. used by Read/Write/Now program for classes, office, meeting and storage space at Pine Point 100% of the 46 hours/week of program operation = \$18,000 and 1,800 additional square feet @ \$15.00 per sq. ft. used by Read/Write/Now 28 hours/week or 61% of the time = \$16,470

Financial Services, Annual Audit, Payroll - \$2,500 – provided by Springfield City Library

I T Services - \$750 – 30 hours @ \$25 per hour – provided by Springfield City Library

Cleaning Services - \$2,160 – 6 hours per week @ \$10 per hour x 36 weeks (33 weeks of classes plus 3 more pre- and post-weeks when most of RWN staff use space) paid by Springfield City Library

Line 8 Total: \$39,630

MATCH TOTAL: \$56,516



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Chris Kulig
Sponsors: Mayor Domenic J. Sarno
DOC ID: 2007

3.9.2

Camp Wilder Grant - Match Req'd - \$353,536 (Mayor Sarno)

WHEREAS, the Springfield Parks Department ("Department") has been awarded a grant in the amount of \$353,536.00 from the MA Executive Office of Energy and Environmental Affairs; and

WHEREAS, the funds have been provided for the purpose of funding the design and re-construction of Camp Wilder; and

WHEREAS, Camp Wilder is dedicated to park and recreation purposes under M.G.L. Chapter 45, Section 14; and

WHEREAS, the Department intends to use the grant funds for the purposes as specified by the grantee; and

WHEREAS, the total cost of the project is \$878,536; and

WHEREAS, the remaining funding will be provided by the following sources: FY13 CDBG grant - \$125,000, the Society of Edward Barney - \$200,000, and a Department of Conservation & Recreation grant - \$200,000; and

WHEREAS, the Department has accepted the grant and requests authorization from the City Council and the Mayor to expend the grant funds listed below for the purposes of such grants;

WHEREAS, the Acting Chief Administrative and Financial Officer, after an evaluation of all pertinent financial information reasonably available, has certified that the City's financial resources and revenues are and will continue to be adequate to support the proposed expenditures and obligations involved in the City Council Order authorizing the expenditure of the grant funds and the required City matching contribution described herein, subject to the approval of the Mayor, without a detrimental impact on the continuous provision of the existing level of municipal services, in accordance with Section 2(f) of Chapter 656 of the Acts of 1989, as added by Section 1 of Chapter 468 of the Acts of 2008.

NOW THEREFORE BE IT ORDERED, acting pursuant to Mass. Gen. Laws Ch. 44, Sec 53A, that the City Council approves the expenditure by the Department of the grant funds listed below for the purposes of such grant, subject to the approval of the Mayor, and the grant funds received shall be deposited with the City Treasurer and held as a separate account and may be expended for the purposes of the grant without further appropriation:

**Commonwealth of Massachusetts:
Executive Office of Energy & Environmental Affairs**

\$353,536.00

COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM



3.9.2.a

This form is jointly issued and published by the [Executive Office for Administration and Finance \(ANF\)](#), the [Office of the Comptroller \(CTR\)](#) and the [Operational Services Division \(OSD\)](#) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. Any changes to the official printed language of this form shall be void. Additional non-conflicting terms may be added by Attachment. Contractors may not require any additional agreements, engagement letters, contract forms or other additional terms as part of this Contract without prior Department approval. Click on hyperlinks for definitions, instructions and legal requirements that are incorporated by reference into this Contract. An electronic copy of this form is available at www.mass.gov/osc under [Guidance For Vendors - Forms](#) or www.mass.gov/osd under [OSD Forms](#).

CONTRACTOR LEGAL NAME: City of Springfield (and d/b/a): Legal Address: (W-9, W-4,T&C): 36 Court Street, Springfield, MA 01108 Contract Manager: Michael Tully E-Mail: mtully@springfieldcityhall.com Phone: (413) 886-5183 Fax: Contractor Vendor Code: Vendor Code Address ID (e.g. "AD001"): AD ____ (Note: The Address ID Must be set up for EFT payments.)	COMMONWEALTH DEPARTMENT NAME: Exec. Off. of Energy and Env. Affairs MMARS Department Code: ENV Business Mailing Address: 100 Cambridge Street, 9th Floor, Boston, MA 02114 Billing Address (if different): Contract Manager: Melissa Cryan E-Mail: melissa.cryan@state.ma.us Phone: (617) 626-1171 Fax: (617) 626-1181 MMARS Doc ID(s): RFR/Procurement or Other ID Number: ENV 13 DCS 02
☒ NEW CONTRACT PROCUREMENT OR EXCEPTION TYPE: (Check one option only) ☐ Statewide Contract (OSD or an OSD-designated Department) ☐ Collective Purchase (Attach OSD approval, scope, budget) ☒ Department Procurement (includes State or Federal grants 815 CMR 2.00) (Attach RFR and Response or other procurement supporting documentation) ☐ Emergency Contract (Attach justification for emergency, scope, budget) ☐ Contract Employee (Attach Employment Status Form , scope, budget) ☐ Legislative/Legal or Other: (Attach authorizing language/justification, scope and budget)	☐ CONTRACT AMENDMENT Enter Current Contract End Date <u>Prior</u> to Amendment: ____, 20 ____. Enter Amendment Amount: \$ _____. (or "no change") AMENDMENT TYPE: (Check one option only. Attach details of Amendment changes.) ☐ Amendment to Scope or Budget (Attach updated scope and budget) ☐ Interim Contract (Attach justification for Interim Contract and updated scope/budget) ☐ Contract Employee (Attach any updates to scope or budget) ☐ Legislative/Legal or Other: (Attach authorizing language/justification and updated scope and budget)
The following COMMONWEALTH TERMS AND CONDITIONS (T&C) has been executed, filed with CTR and is incorporated by reference into this Contract. ☒ Commonwealth Terms and Conditions ☐ Commonwealth Terms and Conditions For Human and Social Services	
COMPENSATION: (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00. ☐ Rate Contract (No Maximum Obligation. Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.) ☒ Maximum Obligation Contract Enter Total Maximum Obligation for total duration of this Contract (or new Total if Contract is being amended). \$353,536	
PROMPT PAYMENT DISCOUNTS (PPD): Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting accelerated payments must identify a PPD as follows: Payment issued within 10 days __% PPD; Payment issued within 15 days __% PPD; Payment issued within 20 days __% PPD; Payment issued within 30 days __% PPD. If PPD percentages are left blank, identify reason: ☒ agree to standard 45 day cycle ☐ statutory/legal or Ready Payments (G.L. c. 29, § 23A); ☐ only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy .)	
BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT: (Enter the Contract title, purpose, fiscal year(s) and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation and justifications.) Camp Wilder, PARC #35: The project will include, but not be limited to, the installation of a pavilion, a play structure, youth soccer field, ADA accessible paths, a gazebo, and an outdoor classroom learning area	
ANTICIPATED START DATE: (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations: ☒ 1. may be incurred as of the Effective Date (latest signature date below) and no obligations have been incurred prior to the Effective Date . ☐ 2. may be incurred as of ____, 20 ____, a date LATER than the Effective Date below and no obligations have been incurred prior to the Effective Date . ☐ 3. were incurred as of ____, 20 ____, a date PRIOR to the Effective Date below, and the parties agree that payments for any obligations incurred prior to the Effective Date are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.	
CONTRACT END DATE: Contract performance shall terminate as of June 30, 2014 , with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.	
CERTIFICATIONS: Notwithstanding verbal or other representations by the parties, the " Effective Date " of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor makes all certifications required under the attached Contractor Certifications (incorporated by reference if not attached hereto) under the pains and penalties of perjury, agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable Commonwealth Terms and Conditions , this Standard Contract Form including the Instructions and Contractor Certifications , the Request for Response (RFR) or other solicitation, the Contractor's Response, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in 801 CMR 21.07 , incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.	
AUTHORIZING SIGNATURE FOR THE CONTRACTOR: X: _____ Date: _____ (Signature and Date Must Be Handwritten At Time of Signature) Print Name: _____ Print Title: _____	AUTHORIZING SIGNATURE FOR THE COMMONWEALTH: X: _____ Date: _____ (Signature and Date Must Be Handwritten At Time of Signature) Print Name: _____ Print Title: _____

Attachment: Parks Camp Wilder Grant contract (2007 : Camp Wilder Grant - Match Req'd - \$353,536)



ATTACHMENT A – SCOPE OF SERVICES AND ADDITIONAL TERMS AND CONDITIONS

INSTRUCTIONS: In order to ensure that the Department and the Contractor have a clear understanding of their respective responsibilities and performance expectations, the Following attachment shall contain a specific detailed description of all obligations, responsibilities and additional terms and conditions between the Contractor and the Department which do not modify the Contract boilerplate language. *Attach as many additional pages as necessary.* {See INSTRUCTIONS sheet for more information and suggested provisions to include in ATTACHMENT A.}

Camp Wilder, PARC #35, the project will include, but not be limited to, the installation of a pavilion, a play structure, youth soccer field, ADA accessible paths, a gazebo, and an outdoor classroom learning area, in accordance with the terms of the Parkland Acquisitions and Renovations for Communities Program and application filed by Springfield, and on file with the Executive Office of Energy and Environmental Affairs, Division of Conservation Services.

ATTACHMENT B – BUDGET AND APPROVED EXPENDITURES

{The Department and Contractor may complete this format or attach an approved alternative Budget format or invoice.}

Items identified below which are not part of the Contract should be left blank.

Attach as many additional copies of this format as necessary, Maximum obligation should appear as last entry.

Contract Expenditures	Unit Rate (per unit, hour, day)	Number of Units	Other Fees or Charges (specify)	TOTAL
FY13 Design				\$35,018
FY14 Construction				\$318,518
				\$
				\$
				\$
				\$
SUBTOTAL (this page)				\$353,536
MAXIMUM OBLIGATION				\$353,536

Page 1 of 1 Budget pages

Attachment B is subject to any restrictions or additional provisions outlined in Attachment A

Attachment: Parks Camp Wilder Grant contract (2007 : Camp Wilder Grant - Match Req'd - \$353,536)



The Commonwealth of Massachusetts
Executive Office of Energy and Environmental Affairs
 100 Cambridge Street, Suite 900
 Boston, MA 02114

Deval L. Patrick
GOVERNOR

Timothy P. Murray
LIEUTENANT GOVERNOR

Richard K. Sullivan, Jr.
SECRETARY

Tel: (617) 626-1000
Fax: (617) 626-1181

December 5, 2012

Michael Tully
Parks, Building, and Recreation Management
200 Trafton Road
Springfield, MA 01108

Re: Camp Wilder, PARC #35

Dear Mr. Tully:

I am pleased to officially confirm that the Camp Wilder project has been selected by the Executive Office of Energy and Environmental Affairs (EEA) to receive up to \$353,536 in state Parkland Acquisitions and Renovations for Communities (PARC) assistance. You will be working with Melissa Cryan of my staff on this project. She can be reached at (617) 626-1171 or melissa.cryan@state.ma.us.

Project deadline is June 1, 2014

Be advised that the sum of \$35,018 for design costs has been set-aside for encumbrance and expenditure in FY13. Please note that this figure is solely for expenditure in FY13. The remaining \$318,518 for construction will be executed for encumbrance of funds starting July 1, 2013 running through June 30, 2014. All construction work must be completed and closed out by June 1, 2014. PARC grants work on a reimbursement basis. Your community's reimbursement rate is 70%. We can only reimburse your community for 70% of what you spend, even if this figure does not reach the maximum value of the grant award.

The project must be completed by June 1, 2014 because the funds cannot be carried over into the following fiscal year. If you anticipate any difficulties in meeting this spending target and schedule at any time, please contact us without delay.

Next Steps

1. Execute the **PARC Project Agreements**. Enclosed are two copies of the PARC Project Agreement to be signed by your Chief Executive Officer and a majority of the Park Commission members. Review the agreement carefully to be sure that the project has been correctly described and contact Melissa immediately if any changes or updates need to be made. If the document is correct, please have both signed and return both originals to Melissa for signature by Richard K. Sullivan, Jr., Secretary of EEA. One original will be returned to you to record at the Registry of Deeds, and to be copied for your audit file.
2. Execute a **State Standard Contract**. This document allows our fiscal department to establish an account for your project. No reimbursement request can be honored unless the State Standard Contract, including the **Contractor Authorized Signatory Listing**, which is also enclosed, are signed and returned to our office. This form should be signed by whoever signed your grant application. Be sure to fill out both sides of the document. Only two names should appear on this document – the signatory and the notary.
3. After the state contracts have been executed, you may proceed with the final design of your project. You may not start construction until after July 1, 2013. Please note that we are unable to reimburse the community for any costs incurred prior to the execution of the State Standard Contract.

Attachment: Parks Camp Wilder Grant award letter (2007 : Camp Wilder Grant - Match Req'd - \$353,536)

Reimbursement Procedures

Please refer to the PARC regulations and the enclosed reimbursement instructions for information on requesting your reimbursement. A quarterly report form is also enclosed, which is due by the first business day of March, June, September, and December while the project is active.

Reimbursement will be contingent upon satisfying the following conditions:

1. Submit final designs and specifications before going to bid, together with required permits for the construction phase, and final billing for design work by June 1, 2013.
2. A copy of the PARC Project Agreement, which has been recorded at the Registry of Deeds and a marginal notation entered on the deed to the property.
3. The construction must be started after July 1, 2013 and must be closed out by June 1, 2014.

Legally Protected Recreation Land – Springfield's Commitment

Please remember that according to Article 97 of the Massachusetts General Laws, acceptance of the state grant requires that this site remain open to the general public and prohibits any other use other than public outdoor recreation.

Project Sponsor's Workshop

Please carefully review all the enclosed information, and plan to attend the Project Sponsor's Workshop. This is a short, but important, mandatory meeting to review how to prepare your reimbursement request(s). If you cannot attend, please send someone to represent you since it would be very difficult to meet individually with each project sponsor. The same workshop will be offered in two different dates and locations. The first will be held on Monday, December 17, 2012 at 11:00 am at the Department of Agricultural Resources office in Amherst at 101 University Drive, Suite C4. The second will be held on Tuesday, January 8, 2013 at 10:00 am at the EEA office at 100 Cambridge Street, 9th Floor, Boston. Please RSVP to Melissa as to who will be attending from your office.

Congratulations on your successful application to the PARC program, and I look forward to meeting with you this month.

Sincerely,



Robert O'Connor
Director

enc.

Attachment: Parks Camp Wilder Grant award letter (2007 : Camp Wilder Grant - Match Req'd - \$353,536)



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM
Initiator: Thomas Moore
Sponsors: Mayor Domenic J. Sarno
DOC ID: 2008

3.9.3

Order Authorizing and Approving Disposition of Real Property Known as South Side State Street Parcel # 11110-475 (Mayor Sarno)

WHEREAS, the Massachusetts Housing Finance Agency (“MassHousing”) is the owner of certain real property known as 831 State Street, Springfield, Massachusetts, also known as Indian Motorcycle “A” in Springfield Massachusetts, and the City of Springfield (the “City”) is the owner of certain real properties known as South Side State Street Parcel #11110-475, also known as Indian Motorcycle “B”, and South Side State Street, Parcel # 11110-482 and the Mason Square Fire Station in, Springfield, Massachusetts, (herein the “the Properties”); and

WHEREAS , the City, in cooperation with MassHousing, issued a Request for Proposals (#10-228) for the disposition and redevelopment of the Properties, with proposals due on January 6, 2010; and

WHEREAS, in accordance with Massachusetts General Laws c. 30B section 16, the RFP Selection Committee identified American International College (“AIC”) as the entity submitting the most advantageous proposal; and

WHEREAS, on April 20, 2010, AIC was designated preferred developer for the Properties, contingent upon the completion of certain due diligence actions on site; and

WHEREAS, at this time, AIC has completed due diligence actions at the Properties, and has partnered with First Resource Management Company to redevelop the Properties in accordance with the goals of the RFP; and

WHEREAS, as a part of this real property transfer, the Parties will enter into a Land Disposition Agreement to track and monitor the redevelopment of the Properties, which contains reverter

clauses to ensure compliance with all development obligations; and

WHEREAS, the RFP Selection Committee believed the benefits of returning the property to the tax rolls, new job creation, and providing newly renovated housing would all be benefits to the city; and

WHEREAS, NOW THEREFORE, BE IT ORDERED, that the City Council of the City of Springfield with the approval of the Mayor hereby approves the transfer of the Property known as South Side State Street, Parcel # 11110-475, Springfield, Massachusetts, also known as Indian Motorcycle "B" to American International College, or its designated development entity, in substantially the same form as the attached Exhibit A.



City of Springfield

SCHEDULED

3.9.4

Meeting: 01/14/13 07:00 PM
Initiator: Thomas Moore
Sponsors: Mayor Domenic J. Sarno
DOC ID: 2009

Order Authorizing and Approving Disposition of Real Property Known as South Side State Street Parcel # 11110-482 (Mayor Sarno)

WHEREAS, the Massachusetts Housing Finance Agency (“MassHousing”) is the owner of certain real property known as 831 State Street, Springfield, Massachusetts, also known as Indian Motorcycle “A” in Springfield Massachusetts, and the City of Springfield (the “City”) is the owner of certain real properties known as South Side State Street Parcel #11110-475, also known as Indian Motorcycle “B”, and South Side State Street, Parcel # 11110-482 and the Mason Square Fire Station in, Springfield, Massachusetts, (herein the “the Properties”); and

WHEREAS , the City, in cooperation with MassHousing, issued a Request for Proposals (#10-228) for the disposition and redevelopment of the Properties, with proposals due on January 6, 2010; and

WHEREAS, in accordance with Massachusetts General Laws c. 30B section 16, the RFP Selection Committee identified American International College (“AIC”) as the entity submitting the most advantageous proposal; and

WHEREAS, on April 20, 2010, AIC was designated preferred developer for the Properties, contingent upon the completion of certain due diligence actions on site; and

WHEREAS, at this time, AIC has completed due diligence actions at the Properties, and has partnered with First Resource Management Company to redevelop the Properties in accordance with the goals of the RFP; and

WHEREAS, as a part of this real property transfer, the Parties will enter into a Land Disposition Agreement to track and monitor the redevelopment of the Properties, which contains reverter clauses to ensure compliance with all development obligations; and

WHEREAS, the RFP Selection Committee believed the benefits of returning the property to the tax rolls, new job creation, and providing newly renovated housing would all be benefits to the city; and

WHEREAS, NOW THEREFORE, BE IT ORDERED, that the City Council of the City of Springfield with the approval of the Mayor hereby approves the transfer of the Property known as South Side State Street, Parcel #11110-482, also known as the Mason Square Fire Station to American International College, or its designated development entity, in substantially the same form as the attached Exhibit A.



City of Springfield

SCHEDULED

Meeting: 01/14/13 07:00 PM

Initiator: Anthony I. Wilson

Sponsors: At-Large Councilor Bud Williams

DOC ID: 2011

4.1

Order to Hold City Wide Vote of Adoption of Casino Host Agreement (At-Large Councilor Williams)

CITY OF SPRINGFIELD

In the City Council, September 10, 2012

WHEREAS, pursuant to the requirements of an “Act Establishing Expanded Gaming in the Commonwealth,” codified at Chapter 194 of the Acts of 2011, Massachusetts General Laws, Chapter 23K, (“the Act”) a Host Community Agreement is required for a category 1 gaming license in Western Massachusetts;

WHEREAS, a Phase I Request for Qualifications/Request for Proposals (“Phase I-RFQ/P”), the City of Springfield, Massachusetts (the “City”) seeks to pre-qualify enterprises desirous of participating in the City’s Phase II-RFQ/P process, the purpose of which will be to select one or more enterprises with whom the City will negotiate and execute a host community agreement for the development, construction and operation of a destination casino resort project (the “Project”);

WHEREAS, the City expects that the core goals of each qualified responder will be to propose a Project which will: (i) make a significant and lasting contribution to the City and the Commonwealth, increasing sustainable economic benefits from tourism and conventions; (ii) be a catalyst for additional economic development in the City; (iii) create good paying jobs and new employment opportunities for City residents; (iv) support utilization and participation of local and small business suppliers and vendors, including minority business enterprises, women business enterprises and veteran business enterprises; (v) support utilization of existing City entertainment venues; (vi) mitigate any adverse impacts of the Project on the City and surrounding communities; and (vii) provide additional revenues for the City

WHEREAS, the Act authorizes the City Council is authorized under the provisions of the Act that, if a gaming establishment is proposed to be located in a city with a population of at least 125,000 residents, as enumerated by the most recent enumerated federal census, "host community" shall mean the ward in which the gaming establishment is to be located for the purpose of receiving a certified and binding vote on a ballot question at an election, or to opt out of such provision in order to require a vote city wide to include all wards;

NOW THEREFORE BE IT ORDERED, that the City Council approves the opt out of the statutory provisions for a vote in only the ward in which any gaming establishment is to be located for the purpose of receiving a certified and binding vote on a ballot question at an election, under statutory opt out provisions any referendum vote pursuant to the Act shall include a City wide vote for all wards.