36 Court Street
Springfield, MA 01103
http://www.springfieldcityhall.com

Linda Fitzpatrick
413-787-6559

Monday, December 16, 2013 | 7:00 PM | Springfield City Hall -- Council Chambers

I. Call to Order

7:00 PM Meeting called to order on December 16, 2013 at Springfield City Hall -- Council Chambers, 36 Court Street, Springfield, MA.

Attendee Name	Title	Status	Arrived
Bud L. Williams	Vice President At-Large Councilor	Present	
E. Henry Twiggs	Ward 4 Councilor	Present	
Timothy J. Rooke	At-Large Councilor	Present	
Zaida Luna	Ward 1 Councilor	Absent	
Kenneth E. Shea	Ward 6 Councilor	Present	
Michael A. Fenton	Ward 2 Councilor	Present	
John A. Lysak	Ward 8 Councilor	Present	
Kateri B. Walsh	At-Large Councilor	Present	
Timothy C. Allen	Ward 7 Councilor	Present	
Melvin A. Edwards	Ward 3 Councilor	Present	
Thomas M. Ashe	At-Large Councilor	Present	
Clodo Concepcion	Ward 5 Councilor	Present	
James J. Ferrera III	President At-Large Councilor	Present	

II. Communications

1. Order (ID # 2453)

November Revenue Vs. Expenditure Report

COMMENTS - Current Meeting:

Read and Patrick Burns, City Comptroller made presentation to the City Council relative to the period ending 11-30-13 and the Report shows that the City had spent 46% of the yearly budget but was on track for the FY14. The City should have a $325 thousand surplus. Council received the Report by a majority vote with Councilor Zaida Luna absent and the Report was put on file for the Finance Committee to discussion.

ATTACHMENTS:

- November Revenue Vs. Expenditure Report (PDF)

RESULT: RECEIVE REPORT

III. Reports of Committees

1. Committe Report (ID # 2456)

Sale and Storage Good in Public Ways

COMMENTS - Current Meeting:

The City Council Public Health and Safety Committee met on December 4, 2013 (Councilors Ashe, Shea) and Councilor Ashe gave a verbal and written report stating that the Committee had met with Police, Health and DPW and vendors to discuss the food carts selling food in the public ways and what regulating would be needed and would ask the Law Department to draft an ordinance for the full City Council. Council received the Report by a majority voice vote with Councilor Zaida Luna absent.

Read

RESULT:	**REFERRED TO COMMITTEE**	**Next: 1/13/2014 7:00 PM**

2. Report from Planning and Economic Development Committe - Re-Appointment and Confimation of Dottie Lorite to SRA

Read and Bud Williams Chair of the Planning and Economic Development Committee repotted that the Committee had met with Dorothy Lortie relative to her re-appointment to the Springfield Redevelopment Authority and found her to be qualified and referred her confirmation to the full Council.

3. Motion To: Confirmation of Dorothy Lortie to serve on the Springfield Redevelopment Authority

COMMENTS - Current Meeting:

Dorothy Lortie was confirmed by the following roll call vote.

RESULT:	**ADOPTED [12 TO 0]**
MOVER:	Bud L. Williams, Vice President At-Large Councilor
SECONDER:	Timothy J. Rooke, At-Large Councilor
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III
ABSENT:	Zaida Luna

4. Report from Planning and Economic Development Committe - Re-Appointment and Confimation of William MacGregor to SRA

Read and Bud Williams Chair of the Planning and Economic Development Committee repotted that the Committee had met with William MacGregor relative to his re-appointment to the Springfield Redevelopment Authority and found him to be qualified and referred his confirmation to the full Council.

5. Motion To: Confirmation of William MacGregor to serve on the Springfield Redevelopment Authority

COMMENTS - Current Meeting:

William MacGregor was confirmed by the following roll call vote.

RESULT:	**ADOPTED [12 TO 0]**
MOVER:	Bud L. Williams, Vice President At-Large Councilor
SECONDER:	E. Henry Twiggs, Ward 4 Councilor
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III
ABSENT:	Zaida Luna

6. Report from Planning and Economic Development Committe - Re-Appointment and Confimation of Armamdo Feliciano to SRA

Read and Bud Williams Chair of the Planning and Economic Development Committee repotted that the Committee had met with Armando Feliciano relative to his re-appointment to the Springfield Redevelopment Authority and found him to be qualified and referred his confirmation to the full Council.

7. Motion To: Confirmation of Armando Feliciano to serve on the Springfield Redevelopment Authority

COMMENTS - Current Meeting:

Armando Feliciano was confirmed by the following roll call vote.

RESULT:	**ADOPTED [12 TO 0]**
MOVER:	Bud L. Williams, Vice President At-Large Councilor
SECONDER:	E. Henry Twiggs, Ward 4 Councilor
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III
ABSENT:	Zaida Luna

8. Report from Planning and Economic Development Committe - Appointment and Confimation of Fiore Gassetti to SRA

Read and Bud Williams Chair of the Planning and Economic Development Committee repotted that the Committee had met with Fiore Gassetti relative to his appointment to the Springfield Redevelopment Authority as the labor representative and found his to be qualified and referred him confirmation to the full Council.

9. Motion To: Confirmation of Fiore Geassetti to serve on the Springfield Redevelopment Authority

COMMENTS - Current Meeting:

Fiore Geassetti was confirmed by the following roll call vote.

RESULT:	**ADOPTED [12 TO 0]**
MOVER:	Bud L. Williams, Vice President At-Large Councilor
SECONDER:	E. Henry Twiggs, Ward 4 Councilor
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III
ABSENT:	Zaida Luna

IV. Orders

1. Order (ID # 2386)

Order Authorizing Contracts Over 3 Years for School Transportation Services

HISTORY:

10/21/13 City Council REFERRED TO COMMITEE
Next: 12/16/13

COMMENTS - Current Meeting:

Read for the 1st time on October 21, 2013 and an explanation was given by Kathleen Breck, Deputy City Solicitor from the Law Department and Maria D'Angelantonio, School Department Transportation Director that the Order is to allow the Purchase Department to solicit bids for 7 or 8 different bus contracts that are expiring on June 30, 2014. Councilor Rooke asked if the bid could include a price for a 3 years and an alternative for 5 years and when ate the bids going out and return date. Ms. D'Angelantonio said the bids are going out in January, 2014 with a return date in March 2014 with a start up date of July 1, 2014. Councilor Rooke asked how many buses are on the road. Ms. D'Angelantonio said that the school Department has 125 "big buses" with 25 spares; 104 mini buses; 70 vans and 29 wheelchair vehicles. Councilor Shea said the Finance Committee wanted someone from the City Council to sit on the RFP review committee and 5 year agreement should allow for better price. Councilor Fenton said that he would entertainment a referral back to the Finance Committee.

The Finance Committee met on December 16, 2013 and Councilor Clodo Concepcion said the Committee did not have a quorum but he was recommending that the full Council pass the Order because you would get better pricing with a 5 year contract. Deputy City Solicitor Breck said that because this is a bid there would not be a RFP committee because the only thing to review would be the lowest bid price. Councilor Rooke and Fenton expressed concerns that over a 3year vs. a 5 year contact and where the buses would be garaged and not knowing the final price until after the Council had agreed to the 5 years.

Read on December 16, 2013 and an explanation was given by Kathleen Breck, Deputy City Solicitor from the Law Department and Maria D'Angelantonio, School Department Transportation Director that the Order is to allow the Purchase Department to solicit a 5 year bids for 7 or 8 different bus contracts that are expiring on June 30, 2014. Councilor Rooke asked if the would be 2 bids one for 3 years and one for 5 years Deputy City Solicitor Breck said that the preference was for a 5 year contract but would length is up to the Council. Councilor Allen asked how long is the current contract and Ms. D'Angelantonio said 5 years and was approved by the former Control Board. Councilor Allen also asked if the City expects more bus companies to bid for the contract and Ms.

D'Angelantonio said yes she had been contacted by at least 2 other bus companies. Councilor Allen said that's its not $25 million but $125 million if you factored in the 5 years total.

Councilor Fenton said he disagreed with Deputy City Solicitor Breck regarding the roll of the Council because the City would not be able to do 5 years unless approved by the Council and that he is uncomfortable approving the 5 contract given that no member of the Council will serve on the on a review committee because it's a lowest bidder contract. In light Councilor Fenton objections Councilor Lysak made a motion to refer back to the Finance Committee.

RESULT:	**REFERRED TO COMMITEE**	**Next: 1/13/2014 7:00 PM**

2. Motion To: Motion to Refer Back to the Finance Committee

COMMENTS - Current Meeting:

Councilor Lysak made a motion to refer back to the Finance Committee and was seconded by Councilor Fenton and said Motion passed by a majority voice vote with Councilor Luna absent

RESULT:	**REFER TO COMMITTEE**

3. Order (ID # 2409)

Fire Dept EMPG Grant Amendment - $15,000- No Match

COMMENTS - Current Meeting:

Read and an explanation was given by Christopher Kuczarski, office of Emergency Preparedness that the grant in the amount of $15,000 dollars was from Mass Emergency Management Agency to be used to purchase an Automatic Vehicle Locator (AVL) software, mapping, display monitor, GPS monitoring system and the Order passed by a majority voice vote with Councilor Zaida Luna absent.

ATTACHMENTS:

- EMPG Springfield amendment increase of $15000 (PDF)

RESULT:	**PASSED BY VOICE VOTE**

4. Order (ID # 2447)

AHEC Model Grant - No Match Required $72,398

COMMENTS - Current Meeting:

Read and an explanation was given by Helen Caulton-Harris, Commissioner Health and Human Services that the grant in the amount of $72,000 dollars was from Mass AHEC Model Grant from the University of Mass-Worcester to continue to provide support, enhance, and promote the educational, professional, and personal development of 100+ coalition members and other interested community health/outreach workers in the counties of Hampden, Hampshire and Franklin for the period September 1, 2013 to August 31, 2014 and the Order passed by a

majority vote with Councilor Zaida Luna absent.

ATTACHMENTS:

- AHEC $72,398 (PDF)

RESULT: PASSED BY VOICE VOTE

5. Order (ID # 2448)

Health Services for the Homeless - No Match Required $1,216,999

COMMENTS - Current Meeting:

Read and an explanation was given by Helen Caulton-Harris, Commissioner Health and Human Services that the grant in the amount of $1,216,999 dollars from US Department of Health and Human Services to continue to serve people experiencing homelessness with dignity and respect, and engaging them in trusting relationships to improve their health and well-being and the Order passed by a majority vote with Councilor Zaida Luna absent.

ATTACHMENTS:

- Services for Homeless $1,216,999 (PDF)

RESULT: PASSED BY VOICE VOTE

6. Order (ID # 2449)

MYAT (84 Movement) Mini Grant- No Match Required $2,500

COMMENTS - Current Meeting:

Read and an explanation was given by Helen Caulton-Harris, Commissioner Health and Human Services that the grant in the amount of $2,500 dollars was from Mass Youth Against Tobacco to fund local MTCP Programs to determine policies efforts including eliminating tobacco products in pharmacies, banning the sale of single cigars or blunt wraps, capping tobacco license, and/or regulating e-cigarettes like tobacco products for the period October 26, 2013 to June 30, 2014 and the Order passed by a majority vote with Councilor Zaida Luna absent.

ATTACHMENTS:

- MYAT $2,500 (PDF)

RESULT: PASSED BY VOICE VOTE

7. Order (ID # 2450)

Camp STAR Angelina Grant - $1,225,000 No Match

COMMENTS - Current Meeting:

Read and an explanation was given by Patrick Sullivan, Director of Parks, Building and Recreation Management stating that the grant was from the Executive Office of Energy and Environmental Affairs (EEA) in the amount of $1,225,000 dollars to provide improvements to Camp Star Angelina at Forest Park to construct a new zero entry pool and fully accessible bathhouse, as well as the construction of an

outdoor amphitheatre and fully accessible trail to Porter Lake and is an initiative to support transformative parks and trails in urban neighborhood and create new outdoor recreation opportunities for Massachusetts resident and the Order passed by a majority vote with Councilor Zaida Luna absent.

ATTACHMENTS:

- Camp STAR Angelina Grant Setup Form (PDF)
- Camp STAR Angelina Grant Letter(PDF)

RESULT: PASSED BY VOICE VOTE

8. Order (ID # 2451)

Veterans Donation - $50.00

COMMENTS - Current Meeting:

Read and an explanation was given by Helen Caulton-Harris, Commissioner Health and Human Services of behalf of the Veteran's Service Department that the grant in the amount of $50 dollars was from Vaupeli Molding & Tooling, Inc in memory of Roger Trudeau and the Order passed by a majority vote with Councilor Zaida Luna absent.

ATTACHMENTS:

- Veterans Donation - $50.00 (PDF)

RESULT: PASSED BY VOICE VOTE

9. Order (ID # 2454)

Mary Troy Park Grant - $400,000 - Match Required

COMMENTS - Current Meeting:

Read and an explanation was given by Patrick Sullivan, Director of Parks, Building and Recreation Management stating that the grant was from the Executive Office of Energy and Environmental Affairs (EEA) in the amount of $400,000 dollars to transform a vacant lot adjacent to Liberty Street Library into a senior drop-in community center and park and the park will include active and passive recreation opportunities and to pay for the design and construction of the Mary Troy Park and the grant will pay 70% of the cost and the City matching 30% ($171,430) coming from CDBG funds the Order passed by a majority vote with Councilor Zaida Luna absent.

ATTACHMENTS:

- Mary Troy Park Award Letter (PDF)
- Mary Troy Park Grant Setup Form(PDF)

RESULT: PASSED BY VOICE VOTE

10. Order (ID # 2457)

School Committee Compensation

COMMENTS - Current Meeting:

Read and an explanation was given by Councilor Allen stating that the raise for the School Committee was justified in part because the School Committee, along with the Mayor's position and City Councilors, had all gone without any raise for approximately 16 years. Councilor Allen said the School Committee deserved the raise given "its tremendous responsibility" as the second largest school district (26,000 students) in the State and other school committees in such communities as Somerville are paid $12,000; Brockton $15,000; and Cambridge and Everett $35,000. Councilor Twiggs said he supports the raise for the School Committee. Councilor Allen also said that the annual pay for the School Committee members will increase from $8,500 to $12,000 and if approved the raise would take effect Jan. 1, 2014 and the increase and the funding will also need to be approval by the School Committee and would come from the School Department budget and the Order passed by the following roll call vote.

RESULT:	**ADOPTED [11 TO 1]**
MOVER:	Timothy C. Allen, Ward 7 Councilor
SECONDER:	E. Henry Twiggs, Ward 4 Councilor
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion
NAYS:	James J. Ferrera III
ABSENT:	Zaida Luna

V. Ordinances

(1.) (ID # 2428) In-Board and Out-Board Motors

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Chapter 275 thereof, entitled Peace and Good Order, by adding section 11 to Chapter 275.

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

No one shall operate, maintain, repair or winterize an out- board or in-board boat motor in any area of the city of Springfield, except those areas designated for such by the City Council.

Any violation of this code will result in a fine of not less than seventy five dollars ($75.00) for the first offense, one hundred fifty dollars second ($150.00) and third offense no less than four hundred dollars ($400.00).

RESULT:	**FIRST STEP**	**Next: 1/13/2014 7:00 PM**

COMMENTS - Current Meeting:

Read on November 18, 2014 and Councilor Rooke was absent so the matter was referred to committee without a vote

Read on and an explanation was given by Councilor Rooke that the Ordinance is to prevent any one from operate, maintain, repair, or winterize an out-board or in-board boat motor in the City except in those area designated by the City Council

and the Ordinance passed 1st step by a majority voice vote with Councilor Zaida Luna absent and was referred to the Committee on Ordinances.

(2.) ORD-2013-10 The Preservation of Historically Significant Buildings

Chapter 418 - The Preservation of Historically Significant Buildings

ORD. NO. _____

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield by adding chapter 418:

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

Chapter 418 - The Preservation of Historically Significant Buildings

Section 1. Intent and Purpose

This ordinance is enacted for the purpose of preserving and protecting significant buildings within the City of Springfield which constitute or reflect distinctive features of the architectural, cultural, economic, political or social history of the city and to limit the detrimental effect of demolition on the character of the city. By preserving and protecting significant buildings, streetscapes, and neighborhoods, this ordinance promotes the public welfare by making the city a more attractive and desirable place in which to live and work.

Section 2. Definitions

i. APPLICANT-Any person or entity who files an application for a demolition permit.

ii. APPLICATION-An application for the demolition of a building.

iii. BUILDING-Any combination of materials forming a shelter for persons, animals, or property.

iv. BUILDING COMMISSIONER - The person occupying the office of Building Commissioner or otherwise authorized to issue demolition permits.

v. COMMISSION - The Springfield Historical Commission.

vi. DEMOLITION-Any act of pulling down, destroying, removing, dismantling or razing a building or commencing the work of total or substantial destruction with the intent of completing the same.

vii. DEMOLITION PERMIT - The permit issued by the Building Commissioner for a demolition of a building, excluding a permit issued solely for the demolition of the interior of a building.

viii. PREFERABLY PRESERVED BUILDING - Any building within the City of Springfield which is one hundred years old or older, as recorded by the Assessor, or any building which is listed on, or is within a district listed on, the National Register of Historic Places.

Section 3. Procedure

A. Within seven (7) days of receiving a demolition application, the Building Commissioner or his designee shall determine whether the building to be demolished is a Preferably Preserved Building. If the building is determined to be a Preferably Preserved Building or if the age of the building is unknown, then the Building Commissioner shall forward a copy of the application to the Commission. No demolition permit shall issue for a Preferably Preserved building for nine (9) months, following receipt of the application by the Commission.

B. The Commission shall, within nine (9) months of receiving the application, determine whether the building should be designated a Historic District pursuant to Chapter 49 of the Revised Ordinances of the City of Springfield and Massachusetts General Laws Chapter 40C.

C. If the Commission has not designated the building as a historic district, within nine (9) months of receiving the application, then the Building Commissioner may issue the demolition permit.

D. This Chapter shall not apply to any building located in any area of the City designated a "Casino Overlay District" pursuant to Section 8.5 of the Springfield Zoning Ordinance and for which the State Gaming Commission has granted a license.

Section 4. Exemption

A. The Commission may exempt any building from the provisions of this ordinance upon written request from the applicant. The request shall include (a) the address of the building to be demolished, (b) the owner's name, address and telephone number, (c) the reason for requesting a demolition permit, (d) photograph, drawing or description of the building.

B. An exemption from the provisions of this ordinance shall require a majority vote of the Commission.

C. If the Commission fails to act on a request for exemption within thirty (30) days of submission to the Commission then the exemption is granted.

a. Nothing in this Chapter shall be deemed to inhibit the Building Commissioner's or Fire Commissioner's ability to demolish buildings under Mass. Gen. Law c. 48, Mass. Gen. Law c. 143 §§ 6-9 and the Massachusetts Building Code.

b. Nothing in this Chapter shall be deemed to inhibit the Law Department's ability to seek and enforce a court demolition order, provided the Law Department and/or the Office of Housing provides the Historical Commission notice upon filing a motion demolish a building and not less than sixty (60) days prior to demolition.

c. Nothing in this Chapter shall be deemed to inhibit the Office of Housing's ability to demolish tax-foreclosed residential structures, provided the Office of Housing provides the Historical Commission with notice at least sixty (60) days prior to demolition.

Section 5. Administration

The Commission may adopt such rules and regulations as are necessary to administer the terms of this ordinance.

Section 6. Emergency Demolition

Nothing in this Chapter shall be deemed to inhibit the Building Commissioner's or Fire Commissioner's ability to demolish buildings under Mass. Gen. Law c. 48, Mass. Gen. Law c. 143 §§ 6-9 and the Massachusetts Building Code.

Section 7. Historic District Act

Nothing in this ordinance shall be deemed to conflict with the provisions of the Historic District Act, M.G.L. Chapter 40C. If any of the provisions of this ordinance do so conflict, that act shall prevail.

Section 8. Severability

In case any section, paragraph, or part of this ordinance be, for any reason, declared invalid or unconstitutional by any court, every other section, paragraph, and part shall continue in full force and effect.

RESULT:	**SECOND & THIRD STEPS [UNANIMOUS]**
MOVER:	Timothy C. Allen, Ward 7 Councilor
SECONDER:	Melvin A. Edwards, Ward 3 Councilor
AYES:	Williams, Twiggs, Rooke, Luna, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III

COMMENTS - Current Meeting:

Read on November 18, 32013 and an explanation was given by Councilor Allen stating that the Ordinance is a result of the "Ally House" on Mercy Hospital property being demolished. This Ordinance is for the purpose of preserving and

protecting significant buildings within the City which constitute or reflect distinctive features of the architectural, cultural, economic, political or social history of the City and to limit the detrimental effect of demolition on the character of the City. By preserving and protecting significant buildings, streetscapes, and neighborhoods, this ordinance promotes the public welfare by making the City a more attractive and desirable place in which to live and work Councilor Williams and Lysak joined stating that this would be good for the City because of many historical buildings in the City and the Ordinance passed 1st step by a majority voice vote with Councilor Timothy J. Rooke absent and was referred to the Committee on Ordinances.

Read for a second time on December 16, 2013 and passed 2nd step by a majority voice vote with Councilor Luna absent.

The Committee on Enrollment met on November 18, 2013 and the Ordinance passed 3rd step to be ordained by the following roll call vote.

(3.) (ID # 2445) Article I of Chapter 182 Foreclosures – Mediation of Foreclosures of Owner-Occupied Residential Properties

Article I of Chapter 182 Foreclosures - Mediation of Foreclosures of Owner-Occupied Residential Properties

ORD. NO. ___

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Article I of Chapter 182 thereof, entitled Foreclosures , by amending section 182-7.

1. Be it ordained (enacted) by the Council of the City of Springfield that section 182-7 shall be amended as follows:

   Delete the following words, "For the purpose of the mediation program established by the City, the City shall obtain a copy of all notices filed pursuant to MGL c. 244 § 35A(g), (h), within 10 days of receipt by the Commissioner of the Division of Banks pursuant to MGL c. 244, § 35A(k), that relate to residential properties in the City of Springfield",

   and replace with the following, "With in ten (10) days of serving notice upon the mortgagor pursuant to Massachusetts General Laws chapter 244 section 35A(g), the mortgagee or creditor shall provide the City with a copy of said notice."

RESULT:	**FIRST STEP**	**Next: 1/13/2014 7:00 PM**

COMMENTS - Current Meeting:

Read and explanation was given by Associate City Solicitor Lisa DeSousa that the Ordinance is to clarified that the 10 days mediation process starts at the beginning of the process and not at the end of the mediation program within 10 days of the receipts of Notice filed with the Mass Commissioner of the Division of Banks relative to residential properties and the Ordinance passed 1st step by a majority voice vote with Councilor Zaida Luna absent and was referred to the Committee on Ordinances.

(4.) (ID # 2446) Article II of Chapter 285 Property Maintenance – Vacant and Foreclosing Residential Property

Article II of Chapter 285 Property Maintenance - Vacant and Foreclosing Residential Property

ORD. NO. ___

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Article II of Chapter 285 thereof, entitled Property Maintenance, by amending section 285-9 and 285-10.

1. Be it ordained (enacted) by the Council of the City of Springfield that the definition of "vacant" in section 285-9 shall be amended as follows:

   After the words "or secured" add, ", this definition shall not include properties that have been placed in receivership pursuant to Massachusetts General Laws chapter 111 section 127I or properties with valid building or other repair permits pursuant to the Massachusetts Building Code, or other like codes."

2. Be it ordained (enacted) by the Council of the City of Springfield that subsection 11 of section 285-10 shall be amended as follows:

   The words "A portion of", in the second sentence, shall be deleted and replaced by "One thousand dollars ($1,000) of".

RESULT:	**FIRST STEP**	**Next: 1/13/2014 7:00 PM**

COMMENTS - Current Meeting:

Read and explanation was given by Associate City Solicitor Lisa DeSousa that the Ordinance is to add new definitions for such terms as "vacant", "or secured" and "a portion of" and deleting and replacing "One thousand dollars ($1,000,00)" and with Six hundred fifty dollars ($650.00) as the amount to tbe [aid and the Ordinance passed 1st step by a majority voice vote with Councilor Zaida Luna absent and was referred to the Committee on Ordinances.

VI. Petitions

1. Informational (ID # 2416)

Order of Location for the Installation and Maintenance of Underground Utilities

<<Enter brief purpose>>
<<Insert proper utility template>>

HISTORY:

11/25/13 City Council COMMITTEE

COMMENTS - Current Meeting:

Read and Councilor Ashe gave a report that he had meet with the Police Department and the Police wanted the traffic pattern to remain the same and not be reversed and the

Council on a majority voice vote defeated the change to Stearns Square West "reversing the one-way pattern" with Councilor Luna absent.

ATTACHMENTS:

- 13-13 (PDF)

RESULT: DEFEATED

2. Informational (ID # 2415)

Order of Location for the Installation and Maintenance of Underground Utilities

<<Enter brief purpose>>
<<Insert proper utility template>>

HISTORY:

11/25/13 City Council COMMITTEE

COMMENTS - Current Meeting:

Read and Councilor Ashe gave a report that he had meet with the Police Department and the Police wanted the traffic pattern to remain the same and not be reversed and the Council on a majority voice vote defeated the change to Stearns Square East "reversing the one-way pattern" with Councilor Luna absent.

ATTACHMENTS:

- 13-12 (PDF)

RESULT: DEFEATED

3. Petition (ID # 2401)

For a Special Permit to Install a Digital Non-Accessory Sign at the Property Known as 603 East Columbus Avenue (04303-0595), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 9, Section 9.9.30.

Request:	See Above
Owner:	Balise Automotive Realty, LLL & Lamar
By:	Stephen E. Hebert & James E. Balise
Petitioner:	Lamar Central Outdoor, LLC
By:	Stephen E. Hebert

HISTORY:

11/25/13 City Council REFER TO COMMITTEE
Next: 12/09/13

12/09/13 City Council REFER TO COMMITTEE
Next: 12/16/13

COMMENTS - Current Meeting:

Read and City Clerk Wayman Lee said he had received a request by email from Patrick Keough on behalf of the petitioner Lamar Central Outdoor, LLC requesting "leave to withdraw without prejudice" of it's special permit application for 603 East Columbus Avenue to erect a digital non-accessory sign. Councilor Fenton asked if the "leave to withdraw" would toll the 90 day time-period for the Council to act and Associate City

Solicitor Anthony Wilson said that a "withdraw" would toll the time period and end the request and all actions before the Council and the Council granted the request by a majority voice vote with Councilor Luna absent.

ATTACHMENTS:

- 603 E Columbus Av (PDF)

RESULT: WITHDRAWN

4. Petition (ID # 2402)

For a Special Permit to Install a Digital, Non-Accessory Sign, at the Property Known as 6 Liberty Street (07770-0001), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 9, Section 9.9.30.

Request:	See Above
Owner:	6 Liberty Street, LLC
By:	Hansraj Gada
Petitioner:	Lamar Central Outdoor, LLC
By:	Stephen E. Hebert

HISTORY:

11/25/13 City Council REFER TO COMMITTEE
Next: 12/09/13

12/09/13 City Council REFER TO COMMITTEE
Next: 12/16/13

COMMENTS - Current Meeting:

Read and City Clerk Wayman Lee said he had received a request by email from Patrick Keough on behalf of the petitioner Lamar Central Outdoor, LLC requesting "leave to withdraw without prejudice" of it's special permit application for 6 Liberty Street to erect a digital non-accessory sign. Councilor Fenton asked if the "leave to withdraw" would toll the 90 time-period to act by the Council and Associate City Solicitor Anthony Wilson said that a "withdraw" would toll the time period and end the request and all actions before the Council and the Council granted the request by a majority voice vote with Councilor Luna absent.

ATTACHMENTS:

- 6 Liberty St (PDF)
- Liberty_St_6_Supplimental_Review_Nov_2013 (PDF)
- billboards (PDF)
- 7061gorm (PDF)

RESULT: WITHDRAWN

VII. Resolutions

1. Resolution (ID # 2458)

Nelson Mandela

COMMENTS - Current Meeting:

Read and an explanation was given by Bud L. Williams City Councilor one of the sponsors of the Resolve that honors the extraordinary life of Nelson Mandela from a

"freedom fighter", to "27 years in prison" to becoming the "first free democratically elected President" of South Africa and extend humble and sincere condolences to his family and to the people of South Africa and the Resolve passed by a majority vote with Councilor Zaida Luna absent.

RESULT:	**PASSED BY VOICE VOTE**

VIII. Informational

1. Order (ID # 2459)

Referring All Unfinished Business to 2014

COMMENTS - Current Meeting:

Read and City Clerk Wayman Lee asked that all unfinished business for 2013 be referred to year 2014 and said order passed by a majority voice votes with Councilor Zaida Luna absent.

RESULT:	**PASSED BY VOICE VOTE**

2. Order (ID # 2455)

Informal Caucus - President- Vice President

COMMENTS - Current Meeting:

Councilor Twiggs nominated Councilor Michael A. Fenton to serve as President of the City Councilor for year 2014 and was seconded by Councilor Timothy C. Allen and Councilor Fenton was informally elected President of the Springfield City Council for the year 2014 by the following roll call vote Councilor John Lysak and Councilor James J, Ferrera, III did not participate in the vote and Councilor-Elect Orlando Ramos and Councilor-Elect Justin Hurst voted in their places.

Councilor Twiggs nominated Councilor Kateri B. Walsh to serve as Vice President of the City Councilor for year 2014 and was seconded by Councilor Timothy J. Rooke and Councilor Walsh was informally elected Vice President of the Springfield City Council for the year 2014 by the following roll call vote Councilor John Lysak and Councilor James J, Ferrera, III did not participate in the vote and Councilor-Elect Orlando Ramos and Councilor-Elect Justin Hurst voted in their places.

RESULT:	**ADOPTED [12 TO 0]**
MOVER:	E. Henry Twiggs, Ward 4 Councilor
SECONDER:	Timothy J. Rooke, Timothy C. Allen
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III
ABSENT:	Zaida Luna

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Pat Burns
Sponsors: Domenic J. Sarno
DOC ID: 2453

November Revenue Vs. Expenditure Report (Mayor Sarno)

RESULT:	**RECEIVE REPORT**

City of Springfield
36 Court Street
Springfield, MA 01103

TABLED

Meeting: 12/16/13 07:00 PM
Department: City Council
Category: General
Prepared By: Kelley Mickiewicz
Initiator: Thomas M. Ashe
Sponsors:
DOC ID: 2456

COMMITTE REPORT (ID # 2456)

Sale and Storage Good in Public Ways

REPORT OF COMMITTEE

Committee: Public Health & Safety

Date: December 4, 2013

Time: 4:00 pm

SUBJECT: Ordinance: Sale and Storage Goods in Public Ways in the City of Springfield

Councilors in Attendance: Thomas Ashe, Ken Shea

Synopsis(include pros/cons): The police department would like some tools they can use in this proposed ordinance so that they may handle any issues that arise for example if tickets need to be issued or towing a cart, etc. Public Safety is their main concern. Councilor Ashe would like to bring this back to the full City Council for further discussion in order to have the ordinance prepared accurately.

MOTIONS/RECOMMENDATIONS: Bring to Full City Council at the meeting on December 16, 2013.

Made By:

Seconded:

Vote:

REPORT OF COMMITTEE

Committee: Public Health & Safety

Date: December 4, 2013

Time: 4:00 pm

SUBJECT: Ordinance: Sale and Storage Goods in Public Ways in the City of Springfield

Councilors in Attendance: Thomas Ashe, Ken Shea

Synopsis(include pros/cons): The police department would like some tools they can use in this proposed ordinance so that they may handle any issues that arise for example if tickets need to be issued or towing a cart, etc. Public Safety is their main concern. Councilor Ashe would like to bring this back to the full City Council for further discussion in order to have the ordinance prepared accurately.

MOTIONS/RECOMMENDATIONS: Bring to Full City Council at the meeting on December 16, 2013.

Made By:

Seconded:

Vote:

RESULT:	**REFERRED TO COMMITTEE**	**Next: 1/13/2014 7:00 PM**

City of Springfield

TABLED

Meeting: 12/16/13 07:00 PM
Initiator: Kathy Breck
Sponsors: Domenic J. Sarno
DOC ID: 2386

Order Authorizing Contracts Over 3 Years for School Transportation Services (Mayor Sarno)

WHEREAS, Massachusetts General Laws chapter 30B, section 12(b) provides that the Chief Procurement Officer may not award a contract for more than three(3) years without a majority vote of the governmental body; and

WHEREAS, the Springfield Public Schools is preparing to issue one or more Invitations to Bid for School Transportation Services and requests authorization to advertise for a 5-year contract term for each bid in an effort to obtain better pricing and to allow for greater certainty and stability when budgeting for school transportation expenses; and

WHEREAS, the Springfield Public Schools has recommended that a 5-year contract would be more beneficial to the City than a standard 3-year contract;

NOW THEREFORE BE IT ORDERED, pursuant to Mass. Gen. Laws ch. 30B, section 12(b), that the City Council approves the awarding of a contract for school transportation services for a term of up to five (5)years.

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Chris Kulig
Sponsors: Domenic J. Sarno
DOC ID: 2409 A

Fire Dept EMPG Grant Amendment - $15,000- No Match (Mayor Sarno)

WHEREAS, the City's Office of Emergency Preparedness ("Department") has been awarded an increase of $15,000.00 to the Emergency Preparedness Performance Grant from the Massachusetts Emergency Management Agency; and

WHEREAS, the grant will be used to purchase an Automatic Vehicle Location (AVL) software, mapping, display monitor, GPS monitoring system; 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 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:

Metropolitan Medical Response Program Grant (2nd allocation) $15,000.00

RESULT: **PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Ronald Molina-Brantley
Sponsors: Domenic J. Sarno
DOC ID: 2447

AHEC Model Grant - No Match Required $72,398 (Mayor Sarno)

WHEREAS, the Department of Health and Human Services Department ("Department") has been awarded an AHEC Model Grant of $72,398.00 from the University of Massachusetts, Worcester for the period of September 1, 2013 through August 31, 2014; and

WHEREAS, the Department intends to use the grant funds to continue to provide support, enhance, and promote the educational, professional, and personal development of 100+ coalition members and other interested community health /outreach workers in the counties of Hampden, Hampshire and Franklin.

WHEREAS, the Department intends to use the grant funds to provide training opportunities as identified by coalition members and partners, provide support and networking meetings, increase the knowledge of community outreach/health worker workforce, especially in the Massachusetts board of Certification of CHW's and its impact on the workforce. The department will coordinate and staff bi-monthly meetings, quarterly trainings, and coordinate, support and staff an annual conference per fiscal year; 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 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:

AHEC Model Grant - $72,398

RESULT:	**PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Ronald Molina-Brantley
Sponsors: Domenic J. Sarno
DOC ID: 2448

Health Services for the Homeless - No Match Required $1,216,999 (Mayor Sarno)

WHEREAS, the Department of Health and Human Services Department ("Department") has been awarded a Health Services for the Homeless Grant of $1,216,999 from the U.S. Department of Health and Human Services - HRSA for the period of November 1, 2013 through October 31, 2014; and

WHEREAS, the Department intends to use the grant funds to serve people experiencing homelessness with dignity and respect, and engaging them in trusting relationships to improve their health and well-being; and

WHEREAS, the Department intends to use the grant funds to serve an estimated 5,000 people experiencing homelessness in Springfield and 3- County Service Area, either directly or through subcontract and referral arrangements with Mercy HCH Program and the Open door Program. The department will continue to working closely with emergency shelter providers and community health centers to ensure that increasing numbers of homeless families have access to primary healthcare and supportive services while in temporary scattered sites throughout the Service Area; 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 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:

Health Services for the Homeless - $1,216,999

RESULT:	**PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Ronald Molina-Brantley
Sponsors: Domenic J. Sarno
DOC ID: 2449

MYAT (84 Movement) Mini Grant- No Match Required $2,500 (Mayor Sarno)

WHEREAS, the Department of Health and Human Services Department ("Department") has been awarded a MASS Youth Against Tobacco - (MYAT) Mini Grant of $2,500 from the Health Resources in Action for the period of October 26, 2013 through June 30, 2014; and

WHEREAS, the Department intends to use the grant funds to work with funded local MTCP Program to determine policies efforts including eliminating tobacco products in pharmacies, banning the sale of single cigars or blunt wraps, capping tobacco licenses, and/or regulating e-cigarettes like tobacco products; and

WHEREAS, the Department intends to use the grant funds to complete a campaign map, conduct community assessments, present data to stakeholders, testify at hearings and obtain letters of support. The department will work in close collaboration with the local MTCP Program; 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 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:

MYAT Mini Grant - $2,500

RESULT: **PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Ryan J. Lavner
Sponsors: Domenic J. Sarno
DOC ID: 2450

Camp STAR Angelina Grant - $1,225,000 No Match (Mayor Sarno)

WHEREAS, the Park and Recreation Department ("Department") has been awarded a Camp STAR Angelina at Forest Park Grant of $1,225,000.00 from the Executive Office of Energy and Environmental Affairs (EEA); and

WHEREAS, the grant's purpose is to provide improvements to Camp STAR Angelina at Forest Park. This grant is part of an initiative to support transformative parks and trails in urban neighborhoods and create new outdoor recreation opportunities for Massachusetts residents.

WHEREAS, the Department intends to use the grant funds to fund the construction of a new zero entry pool and fully accessible bathhouse, as well as the construction of an outdoor amphitheatre and a fully accessible trail to Porter Lake.

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 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:

Camp STAR Angelina Grant - $1,225,000

RESULT:	**PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Ronald Molina-Brantley
Sponsors: Domenic J. Sarno
DOC ID: 2451

Veterans Donation - $50.00 (Mayor Sarno)

WHEREAS, the Veterans Department has been awarded a donation of $50.00 from Vaupell Molding & Tooling, INC; and

WHEREAS, the funds provided by the donors were designated in the memory of Roger Trudeau; and

WHEREAS, the Department has accepted the donation and requests authorization from the City Council and the Mayor to expend the donation funds listed below; and

WHEREAS, the 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 donation 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 donation funds listed below for the purposes of such donation, subject to the approval of the Mayor, and the donation funds received shall be deposited with the City Treasurer and held as a separate account and may be expended for the purposes of the donation without further appropriation:

Roger Trudeau	**$**	**50.00**

RESULT: **PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Ryan J. Lavner
Sponsors: Domenic J. Sarno
DOC ID: 2454

Mary Troy Park Grant - $400,000 - Match Required (Mayor Sarno)

WHEREAS, the Parks and Recreation Department ("Department") has been awarded a Mary Troy Park Project Grant of up to $400,000.00 in reimbursements from the Executive Office of Energy and Environmental Affairs (EEA); and

WHEREAS, the Mary Troy Park project will transform a vacant lot adjacent to Liberty Street Library into a community park. The park will include active and passive recreation opportunities for city residents; as well as improved lighting and safety.

WHEREAS, the Department intends to use the grant funds to pay for the design and construction of the Mary Troy Park project;

WHEREAS, the grant will reimburse up to 70% of the cost up to a total reimbursement amount of $400,000.00, and requires the City to pay 30%, or up to $171,430.00. Community Development Block Grant (CDBG) will fund the remaining 30% through a separate appropriation order;

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 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, secl 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:

Mary Troy Park Grant - $400,000 - Match Required

RESULT:	**PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Anthony I. Wilson
Sponsors: Timothy C. Allen
DOC ID: 2457

School Committee Compensation (Ward 7 Councilor Allen)

WHEREAS, the Springfield Public Schools are charged with the education of the City's youth, who are the most precious commodity of any community and who are the future community leaders, business-owners and workforce of the City of Springfield;

WHEREAS, the Springfield Public Schools are overseen by the School Committee, which is a democratically elected body of city residents, including the Mayor, which is charged with the development of policies that improve the education of the City's youth;

WHEREAS, the City has a vested interest ensuring that the School Committee attracts the best and the brightest residents of the City to serve for the benefit its children.

WHEREAS, one of method of attracting talented and intelligent individuals to serve on the School Committee is by offering those individuals some compensation;

WHEREAS, the annual compensation for the School Committee is currently $8,500 for members and $9,000 for the vice-chairman.

WHEREAS, the City Council has the authority to set the rates of compensation for members of the School Committee pursuant to Section 52 of Chapter 71of the Massachusetts General Laws.

NOW THEREFORE BE IT ORDERED, that the annual compensation of the vice-chairman of the School Committee shall be $12,500, and the annual compensation of all other members of the School Committee, except the Mayor, shall be $12,000 per annum, effective January 1, 2014, and thereafter. Said sums shall be paid in equal installments at the end of each month of service.

RESULT:	**ADOPTED [11 TO 1]**
MOVER:	Timothy C. Allen, Ward 7 Councilor
SECONDER:	E. Henry Twiggs, Ward 4 Councilor
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion
NAYS:	James J. Ferrera III
ABSENT:	Zaida Luna

City of Springfield
36 Court Street
Springfield, MA 01103

TABLED

ORDINANCE (ID # 2428)

Meeting: 12/16/13 07:00 PM
Department: Law
Category: Local Law
Prepared By: Anthony I. Wilson
Initiator: Anthony I. Wilson
Sponsors: Timothy J. Rooke
DOC ID: 2428

In-Board and Out-Board Motors

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Chapter 275 thereof, entitled Peace and Good Order, by adding section 11 to Chapter 275.

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

No one shall operate, maintain, repair or winterize an out- board or in-board boat motor in any area of the city of Springfield, except those areas designated for such by the City Council.

Any violation of this code will result in a fine of not less than seventy five dollars ($75.00) for the first offense, one hundred fifty dollars second ($150.00) and third offense no less than four hundred dollars ($400.00).

HISTORY:

11/18/13 City Council REFERRED TO COMMITTEE
Next: 12/16/13

City of Springfield
36 Court Street
Springfield, MA 01103

ADOPTED

ORDINANCE 2013-10

Meeting: 12/16/13 07:00 PM
Department: Law
Category: General
Prepared By: Anthony I. Wilson
Initiator: Anthony I. Wilson
Sponsors: Melvin A. Edwards, Timothy C. Allen
DOC ID: 2429 C

The Preservation of Historically Significant Buildings

Chapter 418 - The Preservation of Historically Significant Buildings

ORD. NO. _____

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield by adding chapter 418:

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

Chapter 418 - The Preservation of Historically Significant Buildings

Section 1. Intent and Purpose

This ordinance is enacted for the purpose of preserving and protecting significant buildings within the City of Springfield which constitute or reflect distinctive features of the architectural, cultural, economic, political or social history of the city and to limit the detrimental effect of demolition on the character of the city. By preserving and protecting significant buildings, streetscapes, and neighborhoods, this ordinance promotes the public welfare by making the city a more attractive and desirable place in which to live and work.

Section 2. Definitions

i. APPLICANT-Any person or entity who files an application for a demolition permit.

ii. APPLICATION-An application for the demolition of a building.

iii. BUILDING-Any combination of materials forming a shelter for persons, animals, or property.

iv. BUILDING COMMISSIONER - The person occupying the office of Building Commissioner or otherwise authorized to issue demolition permits.

v. COMMISSION - The Springfield Historical Commission.

vi. DEMOLITION-Any act of pulling down, destroying, removing, dismantling or razing a building or commencing the work of total or substantial destruction with the intent of completing the same.

vii. DEMOLITION PERMIT - The permit issued by the Building Commissioner for a demolition of a building, excluding a permit issued solely for the demolition of the interior of a building.

viii. PREFERABLY PRESERVED BUILDING - Any building within the City of Springfield which is one hundred years old or older, as recorded by the Assessor, or any building which is listed on, or is within a district listed on, the National Register of Historic Places.

Section 3. Procedure

A. Within seven (7) days of receiving a demolition application, the Building Commissioner or his designee shall determine whether the building to be demolished is a Preferably Preserved Building. If the building is determined to be a Preferably Preserved Building or if the age of the building is unknown, then the Building Commissioner shall forward a copy of the application to the Commission. No demolition permit shall issue for a Preferably Preserved building for nine (9) months, following receipt of the application by the Commission.

B. The Commission shall, within nine (9) months of receiving the application, determine whether the building should be designated a Historic District pursuant to Chapter 49 of the Revised Ordinances of the City of Springfield and Massachusetts General Laws Chapter 40C.

C. If the Commission has not designated the building as a historic district, within nine (9) months of receiving the application, then the Building Commissioner may issue the demolition permit.

D. This Chapter shall not apply to any building located in any area of the City designated a “Casino Overlay District” pursuant to Section 8.5 of the Springfield Zoning Ordinance and for which the State Gaming Commission has granted a license.

Section 4. Exemption

A. The Commission may exempt any building from the provisions of this ordinance upon written request from the applicant. The request shall include (a) the address of the building to be demolished, (b) the owner's name, address and telephone

number, (c) the reason for requesting a demolition permit, (d) photograph, drawing or description of the building.

B. An exemption from the provisions of this ordinance shall require a majority vote of the Commission.

C. If the Commission fails to act on a request for exemption within thirty (30) days of submission to the Commission then the exemption is granted.

a. Nothing in this Chapter shall be deemed to inhibit the Building Commissioner's or Fire Commissioner's ability to demolish buildings under Mass. Gen. Law c. 48, Mass. Gen. Law c. 143 §§ 6-9 and the Massachusetts Building Code.

b. Nothing in this Chapter shall be deemed to inhibit the Law Department's ability to seek and enforce a court demolition order, provided the Law Department and/or the Office of Housing provides the Historical Commission notice upon filing a motion demolish a building and not less than sixty (60) days prior to demolition.

c. Nothing in this Chapter shall be deemed to inhibit the Office of Housing's ability to demolish tax-foreclosed residential structures, provided the Office of Housing provides the Historical Commission with notice at least sixty (60) days prior to demolition.

Section 5. Administration

The Commission may adopt such rules and regulations as are necessary to administer the terms of this ordinance.

Section 6. Emergency Demolition

Nothing in this Chapter shall be deemed to inhibit the Building Commissioner's or Fire Commissioner's ability to demolish buildings under Mass. Gen. Law c. 48, Mass. Gen. Law c. 143 §§ 6-9 and the Massachusetts Building Code.

Section 7. Historic District Act

Nothing in this ordinance shall be deemed to conflict with the provisions of the Historic District Act, M.G.L. Chapter 40C. If any of the provisions of this ordinance do so conflict, that act shall prevail.

Section 8. Severability

In case any section, paragraph, or part of this ordinance be, for any reason,

declared invalid or unconstitutional by any court, every other section, paragraph, and part shall continue in full force and effect.

HISTORY:

11/18/13	**City Council**	**FIRST STEP**	**Next: 12/16/13**

RESULT:	**SECOND & THIRD STEPS [UNANIMOUS]**
MOVER:	Timothy C. Allen, Ward 7 Councilor
SECONDER:	Melvin A. Edwards, Ward 3 Councilor
AYES:	Williams, Twiggs, Rooke, Luna, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III

City of Springfield
36 Court Street
Springfield, MA 01103

TABLED

ORDINANCE (ID # 2445)

Meeting: 12/16/13 07:00 PM
Department: Law
Category: General
Prepared By: Anthony I. Wilson
Initiator: Anthony I. Wilson
Sponsors:
DOC ID: 2445

Article I of Chapter 182 Foreclosures – Mediation of Foreclosures of Owner-Occupied Residential Properties

Article I of Chapter 182 Foreclosures - Mediation of Foreclosures of Owner-Occupied Residential Properties

ORD. NO. ___

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Article I of Chapter 182 thereof, entitled Foreclosures , by amending section 182-7.

1. Be it ordained (enacted) by the Council of the City of Springfield that section 182-7 shall be amended as follows:

   Delete the following words, “For the purpose of the mediation program established by the City, the City shall obtain a copy of all notices filed pursuant to MGL c. 244 § 35A(g), (h), within 10 days of receipt by the Commissioner of the Division of Banks pursuant to MGL c. 244, § 35A(k), that relate to residential properties in the City of Springfield”,

   and replace with the following, “With in ten (10) days of serving notice upon the mortgagor pursuant to Massachusetts General Laws chapter 244 section 35A(g), the mortgagee or creditor shall provide the City with a copy of said notice.”

City of Springfield
36 Court Street
Springfield, MA 01103

TABLED

Meeting: 12/16/13 07:00 PM
Department: Law
Category: General
Prepared By: Anthony I. Wilson
Initiator: Anthony I. Wilson
Sponsors:
DOC ID: 2446

ORDINANCE (ID # 2446)

Article II of Chapter 285 Property Maintenance – Vacant and Foreclosing Residential Property

Article II of Chapter 285 Property Maintenance - Vacant and Foreclosing Residential Property

ORD. NO. ___

AN ORDINANCE (A LOCAL LAW) TO AMEND the Code of the City of Springfield, Article II of Chapter 285 thereof, entitled Property Maintenance, by amending section 285-9 and 285-10.

1. Be it ordained (enacted) by the Council of the City of Springfield that the definition of "vacant" in section 285-9 shall be amended as follows:

   After the words "or secured" add, ", this definition shall not include properties that have been placed in receivership pursuant to Massachusetts General Laws chapter 111 section 127I or properties with valid building or other repair permits pursuant to the Massachusetts Building Code, or other like codes."

2. Be it ordained (enacted) by the Council of the City of Springfield that subsection 11 of section 285-10 shall be amended as follows:

   The words "A portion of", in the second sentence, shall be deleted and replaced by "One thousand dollars ($1,000) of".

City of Springfield

DEFEATED

Meeting: 12/16/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Domenic J. Sarno
DOC ID: 2416

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>>

STEARNS SQUARE (WEST) - Reversing One Way Pattern

<<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 December 16, 2013

_____

City Clerk

We hereby certify that on November 4, 2013, at 1:30 PM, at Raymond Sullivan Public Safety Complex 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 December 16, 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

DEFEATED

Meeting: 12/16/13 07:00 PM
Initiator: Lou DiCarlo
Sponsors: Domenic J. Sarno
DOC ID: 2415

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>>

STEARNS SQUARE (EAST) - Reversing One Way Pattern

<<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 December 16, 2013

_____

City Clerk

We hereby certify that on November 4, 2013, at 1:30 PM, at Raymond Sullivan Public Safety Complex 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 December 16, 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
36 Court Street
Springfield, MA 01103

WITHDRAWN

PETITION (ID # 2401)

Meeting: 12/16/13 07:00 PM
Department: Planning and Economic Development
Category: Special Permit
Prepared By: Phil Dromey
Initiator: Phil Dromey
Sponsors:
DOC ID: 2401 A

For a Special Permit to Install a Digital Non-Accessory Sign at the Property Known as 603 East Columbus Avenue (04303-0595), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 9, Section 9.9.30.

Request:	See Above
Owner:	Balise Automotive Realty, LLL & Lamar
By:	Stephen E. Hebert & James E. Balise
Petitioner:	Lamar Central Outdoor, LLC
By:	Stephen E. Hebert

HISTORY:

11/25/13	**City Council**	**REFER TO COMMITTEE**	**Next: 12/09/13**
12/09/13	**City Council**	**REFER TO COMMITTEE**	**Next: 12/16/13**

RESULT: WITHDRAWN

City of Springfield
36 Court Street
Springfield, MA 01103

WITHDRAWN

PETITION (ID # 2402)

Meeting: 12/16/13 07:00 PM
Department: Planning and Economic Development
Category: Special Permit
Prepared By: Phil Dromey
Initiator: Phil Dromey
Sponsors:
DOC ID: 2402 A

For a Special Permit to Install a Digital, Non-Accessory Sign, at the Property Known as 6 Liberty Street (07770-0001), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 9, Section 9.9.30.

Request:	See Above
Owner:	6 Liberty Street, LLC
By:	Hansraj Gada
Petitioner:	Lamar Central Outdoor, LLC
By:	Stephen E. Hebert

HISTORY:

11/25/13	**City Council**	**REFER TO COMMITTEE**	**Next: 12/09/13**
12/09/13	**City Council**	**REFER TO COMMITTEE**	**Next: 12/16/13**

RESULT: WITHDRAWN

City of Springfield
36 Court Street
Springfield, MA 01103

ADOPTED

Meeting: 12/16/13 07:00 PM
Department: City Council
Category: Council Request
Prepared By: Kelley Mickiewicz
Initiator: Bud L. Williams
Sponsors: Melvin A. Edwards, E. Henry Twiggs, Bud L. Williams
DOC ID: 2458 C

RESOLUTION (ID # 2458)

Nelson Mandela

WHEREAS, the late Nelson Rolihlahla Mandela, former president of South Africa, was, throughout his life, a beacon of hope for the dignity of people throughout the world, regardless of race, color, or creed, and

WHEREAS, the late Nelson R. Mandela, became known for his leadership in the struggle to overturn the Apartheid regime in South Africa, in which people from non-white racial groups did not have the same political and economic rights as white people, and were force to live separately from white people, and

WHEREAS, the late Nelson R. Mandela endured 27 years in prison because of his Apartheid, publishing his autobiography and leading negotiations with South African President F.W. de Klerk to abolish apartheid and establish multiracial elections in 1994, in which Mandela led the African National Congress to victory, having been elected Presidents and forming a Government of National Unity in an attempt to defuse ethnic tensions, and

WHEREAS, the late Nelson R. Mandela was South Africa's first democratically elected President in his nation's first free election in which all South African citizens could vote regardless of their race, and as President of South Africa, he successfully led the way in the cause of unity and reconciliation on his country, and

WHEREAS, for his lifelong work on behalf of peace, justice and equality, Nelson Mandela received national and international honors and acclaim including the Nobel Prize; the U.S. Presidential Medal of Freedom from President George W. Bush; the Star of International Friendship from the German Democratic Republic; The Third World Prize, awarded jointly to Nelson and Winnie Mandela; as well as numerous honorary university degree and citizenship awards, and

WHEREAS, leaving behind two former wives, six children, 17 grandchildren and 14 great-grandchildren,

NOW, THEREFORE, BE IT RESOLVED that the Springfield City Council hereby honors the extraordinary life of the late Nelson Rolihlahla Mandela and extend humble and sincere condolences to his family and to the people of South Africa.

RESULT: PASSED BY VOICE VOTE

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Wayman Lee
Sponsors:
DOC ID: 2459

Referring All Unfinished Business to 2014 ()

Order - Referring all unfinished business to 2014.

RESULT:	**PASSED BY VOICE VOTE**

City of Springfield

ADOPTED

Meeting: 12/16/13 07:00 PM
Initiator: Wayman Lee
Sponsors:
DOC ID: 2455

Informal Caucus - President- Vice President ()

After the regular meeting, the 2014 City Council members will informally caucus to nominate and elect the President and Vice President for Springfield City Council for the year 2014.

RESULT:	**ADOPTED [12 TO 0]**
MOVER:	E. Henry Twiggs, Ward 4 Councilor
SECONDER:	Timothy J. Rooke, Timothy C. Allen
AYES:	Williams, Twiggs, Rooke, Shea, Fenton, Lysak, Walsh, Allen, Edwards, Ashe, Concepcion, Ferrera III
ABSENT:	Zaida Luna