



City of Springfield

Special Meeting

~ Agenda ~

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

Linda Fitzpatrick
413-787-6559

Tuesday, September 29, 2015

6:00 PM

Springfield City Hall -- Council Chambers

I. Call to Order

6:00 PM Meeting called to order on September 29, 2015 at Springfield City Hall -- Council Chambers, 36 Court Street, Springfield, MA.

II. Orders

1. Resolution (ID # 3215)

Discussion of MGM Springfield's Proposed Changes to the HCA

2. Order (ID # 3212)

Removal Jersey Barriers from Main Street and State Street

3. Order (ID # 3213)

Non-Binding Question on MGM Springfield HCA Amendments

ATTACHMENTS:

- Special Meeting Notice MAIL (DOCX)

**City of Springfield**

36 Court Street
Springfield, MA 01103

Meeting: 09/29/15 06:00 PM

Department: City Clerk

Category: Council Request

Prepared By: Wayman Lee

Initiator: Wayman Lee

Sponsors: President - Ward 2 Councilor Michael A. Fenton

REVIEWED

RESOLUTION (ID # 3215)

DOC ID: 3215

Discussion of MGM Springfield's Proposed Changes to the HCA

WHEREAS, MGM Springfield has proposed changes to HCA Agreement thereby eliminating the 25 floor hotel and other changes; and

NOW, THEREFORE, BE IT RESOLVED that, without expressing favoritism for one proposal over another, the Springfield City Council hereby express concerns that MGM Springfield has not presented any such changes to the Springfield City Council for discussions.



Removal Jersey Barriers from Main Street and State Street (President - Ward 2 Councilor Fenton)

WHEREAS, Chapter 81 of the Acts of 1953 authorizes the Mayor and City Council to delegate authority vested in them, including the placement of traffic devices such as jersey barriers, to various boards and commissions, such as the Traffic Commission.

WHEREAS, the City Ordinances, Sec. 385-1 delegates authority to the Traffic Commission.

WHEREAS, Article III, Section 5 of the General Articles of the Rules of the Road established by the Traffic Commission states that the Traffic Engineer may establish on an experimental basis, certain changes to the posted regulations for a period of time not to exceed one hundred twenty (120) days.

WHEREAS, in April and May of 2015, under the authority given to the Traffic Engineer under the abovementioned Article III, Section 5, the City approved MGM Springfield request to place certain jersey barriers in the right-of-way on Main Street and State Street in the City of Springfield for a one hundred and twenty (120) day trial period.

WHEREAS, the “trial period” for the jersey barriers placed by MGM Springfield on Main Street and State Street expired at the end of August 2015.

WHEREAS, no hearing of the Traffic Commission or the City Council has been conducted to approve the location of said jersey barriers which are now in the public right-of-way illegally.

ORDERED, that the Law Department immediately and forthwith issue a cease and desist letter to MGM Springfield demanding the removal of jersey barriers from the public right-of-way on Main Street and State Street until the City Council can conduct a public hearing on the placement of said jersey barriers as is now required under the law.

FURTHER ORDERED, that if the jersey barriers which are the subject of this order, are not removed on or before October 6, 2015, that the Law Department is ordered to commence any and all legal action required to achieve the removal of said barriers.



City of Springfield

REVIEWED

Meeting: 09/29/15 06:00 PM
Initiator: Wayman Lee
Sponsors: President - Ward 2 Councilor Michael A. Fenton
DOC ID: 3213 A

2.3

Non-Binding Question on MGM Springfield HCA Amendments (President - Ward 2 Councilor Fenton)

ORDERED, pursuant to Massachusetts General Law chapter 53, Section 18A, notwithstanding any general or special law to the contrary, for the purpose of ascertaining the will of the people of the City of Springfield, the City Council of the City of Springfield, with the approval of the Mayor hereby directs the Board of Election Commissioners to place the following non-binding public policy opinion advisory question on the official ballot to be used in the City at the municipal election to be held on the third day November in the year two thousand and fifteen:-

THIS QUESTION IS NOT BINDING.

Do you support an amendment to the Host Community between MGM Springfield and the City of Springfield, previously approved by referendum vote, which would eliminate the high-rise glass hotel at 73 State Street, Springfield, Massachusetts and which would make other changes to the development site?

Yes _____
No _____

September 24, 2015

I HEREBY CERTIFY THAT I have this date notified the members of the City Council of the City of Springfield of a **SPECIAL MEETING** to be held on **Tuesday, September 29, 2015 at 6:00 P.M.** in the City Council Chambers by First Class Mail of said notice to the last and usual place of abode to: COUNCILORS Timothy C. Allen, Thomas M. Ashe, Clodo Concepcion, Melvin A. Edwards, Michael A. Fenton, Justin Hurst, Zaida Luna, Orlando Ramos, Timothy J. Rooke, Kenneth E. Shea, E. Henry Twiggs, Kateri B. Walsh, Bud L. Williams, a notice of said meeting duly signed by the Council President and I further certify that I have duly notified said City Councilors in the manner aforesaid in accordance with the law.

Subscribed and sworn to before me, this 24th day of September 24, 2015.

Wayman Lee, Esq., City Clerk

Attachment: Special Meeting Notice MAIL (3213 : Non-Binding Question on MGM Springfield HCA Amendments)