



CITY COUNCIL

City Clerk's Office 3/31/2021 12:00:00 PM

Regular Meeting Agenda~

I hereby notify you that the following items of business have been filed with this office and can be acted upon at the meeting of the City Council **Monday April 5, 2021** at 07:00 PM.

City Clerk

Possible Public Speak-Out Time 6:30 PM

Call to Order

7:00 PM Meeting called to order on April 5, 2021 at Virtual Meeting (Zoom) , Virtual Meeting, N/A, NA.

Moment of Silence - Pledge of Allegiance

Reports of Committee

Special Permits

City Council president Marcus Williams will also be extending resident participation for hearings meetings. The City Council office will manage a sign-up sheet for both proponents and opponents who wish to participate in providing live testimony via Zoom (that can be accessed through the City's webpage) that includes special permit and/or zone change requests. For any hearings item, there will be a limit of five residents, with each having two minutes to speak. The City Council will also continue to accept testimony via email, letter or voice recording which will be circulated to all Council members prior the hearings.

- (1.) To Amend and Existing Special Permit (Drive-Up Service Window), Granted June 2007, by Allowing a Change to the Approved Site Plans at the Property Known as 809 Boston Road (01655-0612)(Book#3729&3766/Page#485&424), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 19.1(2).

Request:	See Above
Owner:	McDonald's Real Estate Company
By:	Brian Sheedy
Petitioner:	McDonald's Real Estate Company
By:	Brian Sheedy
- (2.) For a Special Permit for Motor Vehicle Sales and Service at the Property Known as 140 Carando Drive (02347-0008)(Land Court Document #75903), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.1 and 12.3(4).

Request:	See Above
Owner:	DASK Partnership
By:	Seth Croker
Petitioner:	Sterilis Solutions, LLC

By: Tony Batalha, COO

- (3.) For a Special Permit to Operate a Junk Yard at the Properties Known as 255 Liberty Street (07770-0628)(Book#17192/Page#0463) and SS Liberty Street (07770-0627)(Book#16871/Page#0507) as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.6.

Request: See Above

Owner: Liberty Street Acquisitions, LLC

By: Morgan Finn

Petitioner: Pick & Pull

By: Brian McFadden

Minutes

- 4. **Monday, October 05, 2020**
- 5. **Monday, December 07, 2020**
- 6. **Monday, December 07, 2020**
- 7. **Monday, December 14, 2020**

Informational

- (8.) February Revenue Vs. Expenditure Report (Mayor Sarno)

Petitions

- (9.) Armory Street Pet 10,292

Grants

- (10.) Council on Aging Grant - No Match Required - \$286,608.00 (Mayor Sarno)
- (11.) Parks Department INSA Donation - \$20,000 (Mayor Sarno)
- (12.) FY21 S.A.F.E and Senior SAFE Grant - No Match Required - \$14,599 (Mayor Sarno)
- (13.) Springfield City Library Donation - \$11,637.28 (Mayor Sarno)
- (14.) Thomas J. O'Connor Donations - \$6,111.00 (Mayor Sarno)

Orders

- (15.) Order Authorizing Expenditure of FY22 Chapter 90 Funds (\$3,689,231) (Mayor Sarno)
The Commonwealth of Massachusetts has authorized Chapter 90 funds totaling \$3,689,231 for Springfield in FY22.
- (16.) Order Approving Amendments to the Towing Management Agreement and Lease Agreement with the Springfield Parking Authority (Mayor Sarno)
Please see attached
- (17.) Order Approving Memorandum of Understanding Agreement with the Springfield Business Improvement District (Mayor Sarno)
Please see attached

Ordinances

- (18.) (ID # 6139) - Amending Chapter 67 by Adding New Article XVIII
PLEASE SEE ATTACHED

- (19.) (ID # 6138) - Amending Chapter 82 Adding New Article VI
PLEASE SEE ATTACHED
- (20.) (ID # 6137) - Amending Chapter 178 by Inserting New Section 178-4I and Amending
Chapter 1, Article V Section 1-25
Please see attached

Special Acts

- (21.) An Act Relative to the Filling of Vacancies in the Offices of the City Council in the City of
Springfield
PLEASE SEE ATTACHED

Resolutions

- (22.) Anti-Asian Racism Resolution
- (23.) Officer Ruben Borrero

Unfinished Business

- (24.) (ID # 6149) - All Saints Church-Historic District-41 Oakland Street
- (25.) (ID # 6150) - Gunn Block Local Historic District-477 State Street
- (26.) ORD-2021-2 - Amending Ch 110, Sec 110-14 Puppy Mills
- (27.) (ID # 6061) - Amending Chapter 385 by Inserting Article XI Speed Hump Petitions



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: Economic Development
Category: Special Permit
Prepared By: Phil Dromey
Initiator: Phil Dromey
Sponsors:
DOC ID: 6070

TABLED

PETITION (ID # 6070)

To Amend and Existing Special Permit (Drive-Up Service Window), Granted June 2007, by Allowing a Change to the Approved Site Plans at the Property Known as 809 Boston Road (01655-0612)(Book#3729&3766/Page#485&424), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 19.1(2).

Request: See Above
Owner: McDonald's Real Estate Company
By: Brian Sheedy
Petitioner: McDonald's Real Estate Company
By: Brian Sheedy

HISTORY:

03/29/21 City Council

CONTINUE

Next: 04/05/21

James Cranston from Boller Engineering addressed the Council representing McDonalds. They would like to modify the existing drive thru at the Boston Road location. He asked to share his screen.

There was opposition read into the record.

-Erica Headley

Councilor Lederman asked if there were any additional representatives from McDonald's present.

Mr. Cranston stated he is the only one present.

Councilor Lederman stated that an additional representative of the property owner be present at the next hearing. The conditions from the 2007 special permit should be forwarded to the Council as it sounds like they may be in violation of their current special permit conditions.

Councilor Ramos stated that condition #12 and 13 are being violated if the letter is true. He is very concerned. The Council needs to hear from the owner. The abutter should be given the opportunity to hear from the owner.

Councilor Brown stated the owner should be in contact with the neighborhood.

Councilor Davila asked if the owner's have been in contact with the neighborhood.

Mr. Cranston stated they met with the Pine Point Neighborhood Council and they had no objection.

Councilor Fenton stated that on the Wilkes side of the property half a dozen parking spaces are being eliminated. He asked that the owner explore evaluating the lighting to dark sky compliant lighting to avoid light pollution and the fencing is frumpy. He asks the fence be replaced with 8ft. vinyl white fencing.

Councilor Hurst stated that the property abutter should be present at the hearing. The issues are so significant the property abutter needs to be present.

Councilor Whitfield asked if an 8ft fence is allowed.

Phil Dromey, Planning Director, stated a special permit would be triggered by this height.

Councilor Gomez is in agreement with all colleagues.

Mr. Cranston stated these are serious concerns and they aren't in contact with the operator but they will go back to the client and will bring these concerns.

Councilor Edwards asked that the letter be sent to the neighborhood council president.

Motion by Councilor Gomez to continue, seconded by councilor Hurst. All being in favor, the motion was passed.

To The City Council of the City of Springfield:
The undersigned respectfully petition your honorable body

to amend and existing special permit (drive-up service window), granted June 2007, by allowing a change to the approved site plans at the property known as 809 Boston Road (01655-0612)(Book#3729&3766/Page#485&424), as allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 19.1(2).

Mailing Address:

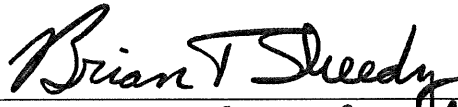
110 N. Carpenter Street
Chicago, IL 60607

Owner & Petitioner:

McDonald's Real Estate Company

I hereby certify that I am the owner and petitioner or acting on behalf of the owner and petitioner.

BY:


Brian Sheedy *Senior Counsel*

Attachment: Boston_Rd_809_Tax_Formal (6070 : 809 Boston Road)



THE CITY OF
SPRINGFIELD, MASSACHUSETTS

2/5/2021

**Special Permit
Tax Certification**

I certify that all identifiable real estate, personal property and excise taxes have been paid by the petitioner and/or landlord associated with the special permit request shown below:

Special Permit : 809 Boston Road
Petitioner : McDonald's Real Estate Company
Landlord : McDonald's Real Estate Company

Christopher M. [Signature]

**OFFICE OF PLANNING & ECONOMIC DEVELOPMENT
ANALYSIS FOR A SPECIAL PERMIT**

**809 BOSTON ROAD (01655-0612)
AMEND EXISTING SPECIAL PERMIT
(DRIVE-UP SERVICE WINDOW)**

General Information

Petitioner:	McDonald's Real Estate Company
Request:	To amend an existing special permit (drive-up service window), granted June 2007, by allowing a change in the approved plans.
Proposed use of the property:	Fast food restaurant.
Size:	44,141 s.f.
Compatibility with current planning documents:	The Pine Point Neighborhood Plan shows no changes to this area.
Neighborhood council notification:	Pine Point Community Council: 3-8-21
Tax Status:	SEE ATTACHED
Site Visit:	3-29-21/4-5-21

Staff Analysis

Neighborhood characteristics:

The property is located in the Pine Point Neighborhood and is located along the Boston Road commercial corridor.

To the north is a shopping plaza zoned Business A.

To the south is a church zoned Residence A.

To the east are a retail operation and vacant land zoned Business A and Commercial P.

To the west is a retail operation zoned Business A and Residence A.

Site plan review:

The petitioner has requested to amend an existing drive-up service window, granted in June 2007, to allow a change in the approved plans at the property known as 809 Boston Road. The site is the current location of McDonald's. The previous special permit was for the demolition of the existing building and the construction of a new building.

As was stated above, there is currently a McDonald's fast food restaurant with a drive-up service window at this location. This operation has been at this location for a number of years. Currently, there is only a single drive-up lane. As has been done to a number of McDonald's across the City, the petitioner has submitted plans to reconfigure the drive-up lane to accommodate two (2) ordering stations.

After reviewing the submitted site plans, it was noted that the design of the building and overall parking layout does not significantly differ from the existing layout. As was with the previous design, the staff is pleased to see that there will be no change to the landscaped area along the front of the building with a pedestrian connection to the public sidewalk.

After a full review of the proposed plans and visiting the site, the staff does not oppose the request. The staff feels that the changes to the drive-up window will not adversely affect the abutter or the neighborhood as a whole.



Recommendation

Approve, with conditions.

Recommended Conditions

1. This special permit is granted to this petitioner only.
2. This special permit is granted solely to operate a drive-up service window at the property known as 809 Boston Road (01655-0612).
3. The use shall be developed as per the attached site plans and elevations, dated November 4, 2020, with the addition of conditions #4 and #5.
4. All conditions placed on the June 2007 special permit shall remain in effect.
5. In addition to the special permit approval, a full review by the Department of Public Works, as per the provisions of City Ordinance, Chapter 27, Article VIII, § 27-58 through 27-63, will be required. This approval must be obtained prior to the issuance of a Building Permit.
6. Compliance with these conditions, as well as any and all zoning regulations, is required. Failure to comply may result in denial of the issuance of a Building Permit and/or Occupancy Permit, revocation of any permits issued and/or enforcement by the Code Enforcement Department punishable by fines of up to \$200 per day for each day a violation exists.



THE CITY OF
SPRINGFIELD, MASSACHUSETTS

2/5/2021

Special Permit Tax Certification

I certify that all identifiable real estate, personal property and excise taxes have been paid by the petitioner and/or landlord associated with the special permit request shown below:

Special Permit : 809 Boston Road
Petitioner : McDonald's Real Estate Company
Landlord : McDonald's Real Estate Company

Christy M. [Signature]

DEPARTMENTAL AND INTERDEPARTMENTAL CORRESPONDENCE
CITY OF SPRINGFIELD
MASSACHUSETTS

2007 1.1.b

TO: DATE : June 21, 2007
DEPARTMENT: FROM: Wayman Lee, Esq.
COPIES TO: DEPARTMENT: City Clerk
SUBJECT: 809 Boston Road

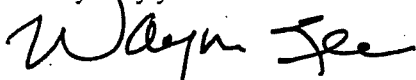
This is to inform you that at a meeting of the City Council held on Tuesday evening, May 29, 2007 it was voted by the City Council according to law to grant a special permit to Owner & Petitioner: McDonald's Corporation Northeast Region By: Francis Essien, to operate a drive-up service window at the property known as **809 Boston Road** as allowed by Massachusetts General Laws and the Springfield Zoning Ordinance, Article X-D.6 with the following conditions:

1. This special permit is granted to this petitioner only.
2. This special permit is granted solely to operate a drive-up service window at the property known as 809 Boston Road (01655-0612).
3. The use shall be developed as per the attached site plans and elevations, dated September 22, 2006, with the addition of conditions #1 through #17.
4. All landscaping shall be installed as per submitted plans.
5. There shall be two (2) additional Dogwood trees located within the landscaped beds at the entrance and exist of the property.
6. There shall be no outside storage of materials beyond the enclosed dumpster area.
7. The petitioner shall place one (1) bicycle rack on the property.
8. There shall be only one (1) ground sign at this location.
9. There shall be no electronic message board attached to the ground sign.
10. There shall be no "running messages" or "flashing messages" allowed on the ground sign.
11. There shall be no additional advertising material located on any directional signage or light poles.
12. The site shall be maintained free of all weeds and trash and debris.
13. All landscaped areas, including the public tree belt shall be maintained by the petitioner.
14. The dumpster shall be completely enclosed.
15. All sidewalks shall remain at grade and shall not be depressed to accommodate the driveways.
16. There shall be no banner, streamers or other promotional materials placed in outside areas.
17. There shall be no non-accessory signs located on the property.
18. Compliance with these conditions, as well as any and all zoning regulations, is required. Failure to comply may result in enforcement by the Code Enforcement Department punishable by fine of up to \$50 per day for each day a violation exists.

REASONS: (1) The specific site is an appropriate location for such a use, structure, or condition.
(2) The use as developed will not adversely affect the neighborhood.(3) Adequate and appropriate facilities will be provided for the proper operation of the proposed use.

This permit becomes effective on June 21, 2007.

Very truly yours



Wayman Lee, Esquire
City Clerk

WL/laf

Attachment: Boston_Rd_809_2021 (6070 : 809 Boston Road)

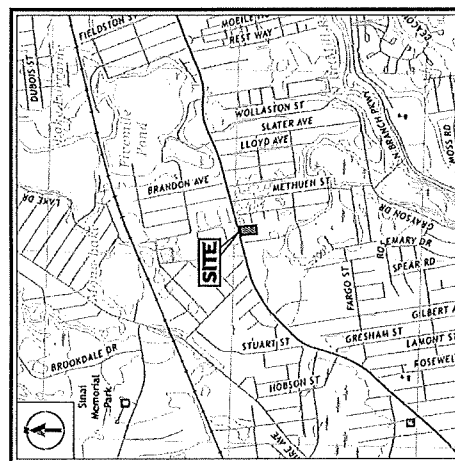
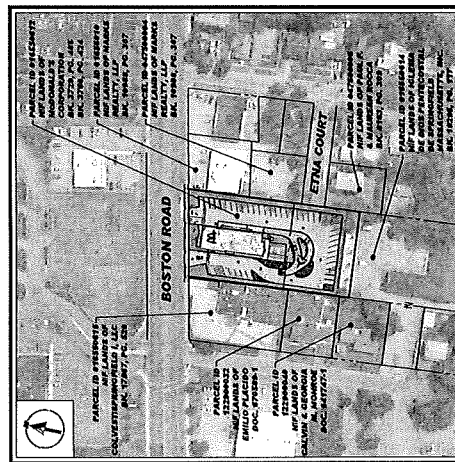
FOR _____



LOCATION OF SITE

DRAWING SHEET INDEX

SHEET TITLE	SHEET NUMBER
COVER SHEET	C-101
GENERAL NOTES SHEET	C-102
DEMOLITION & SOIL EROSION CONTROL PLAN	C-201
SITE LAYOUT PLAN	C-301
GRADING AND DRAINAGE PLAN	C-401
DETAIL SHEET	C-401
DETAIL SHEET	C-402
BOUNDARY & TOPOGRAPHIC SURVEY (BY OTHERS)	T-01



SITE MAP
SCALE: 1" = 100'
QUEST: 00035 EAST

USGS MAP
SCALE: 1" = 1,000'
SUBJECT: PLACE FOOTING FOR A MONUMENT

BOHLER

CIVIL AND CONSULTING ENGINEERING
 LAND SURVEYING
 PROGRAM MANAGEMENT
 LANDSCAPE ARCHITECTURE
 SUSTAINABLE DESIGN
 PERMITTING SERVICES
 TRANSPORTATION SERVICES

Figure 2

Matthew A. Bell, Director

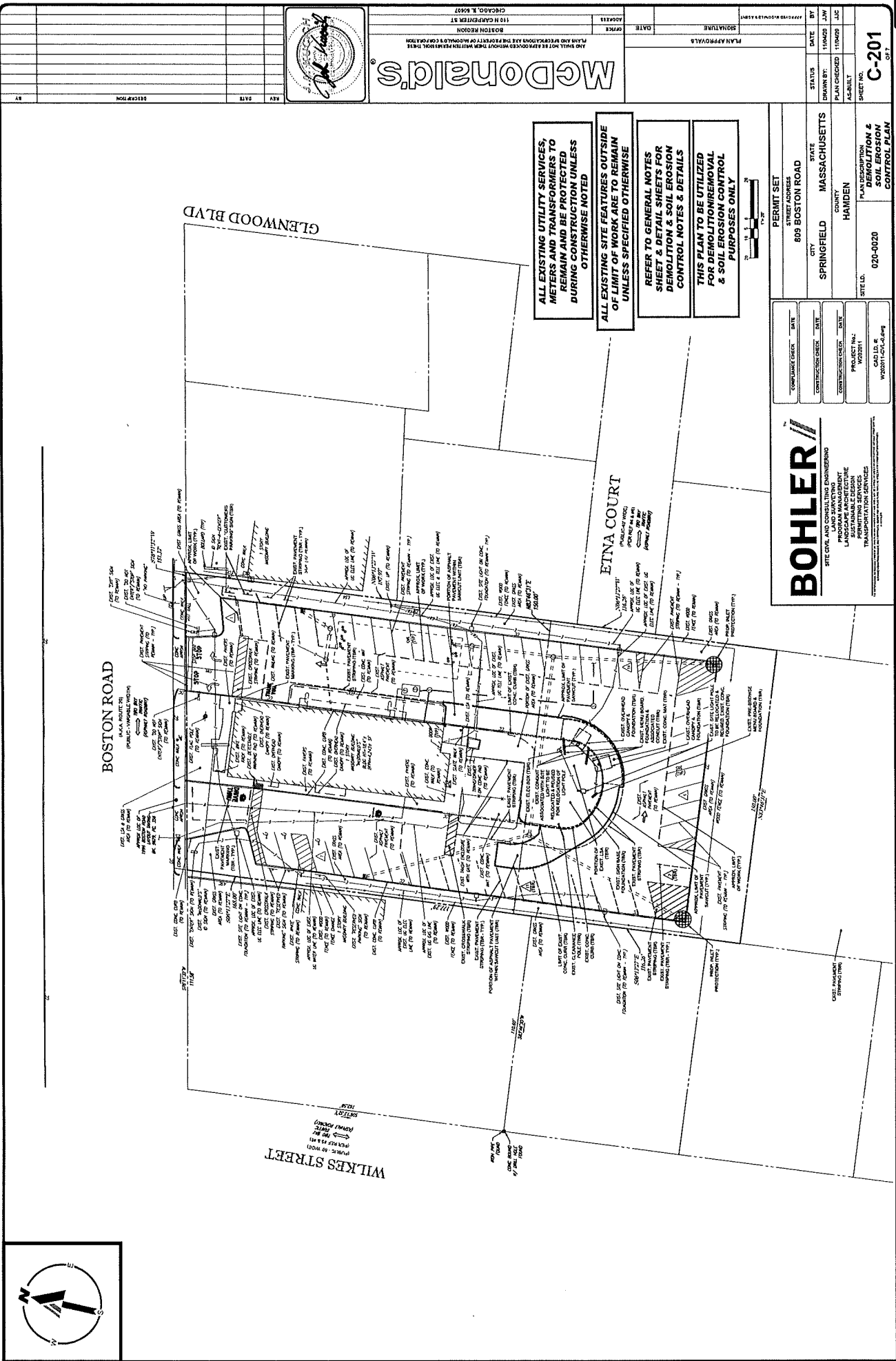
Attachment: Boston_Rd_809_2021 (6070 : 809 Boston Road)

2

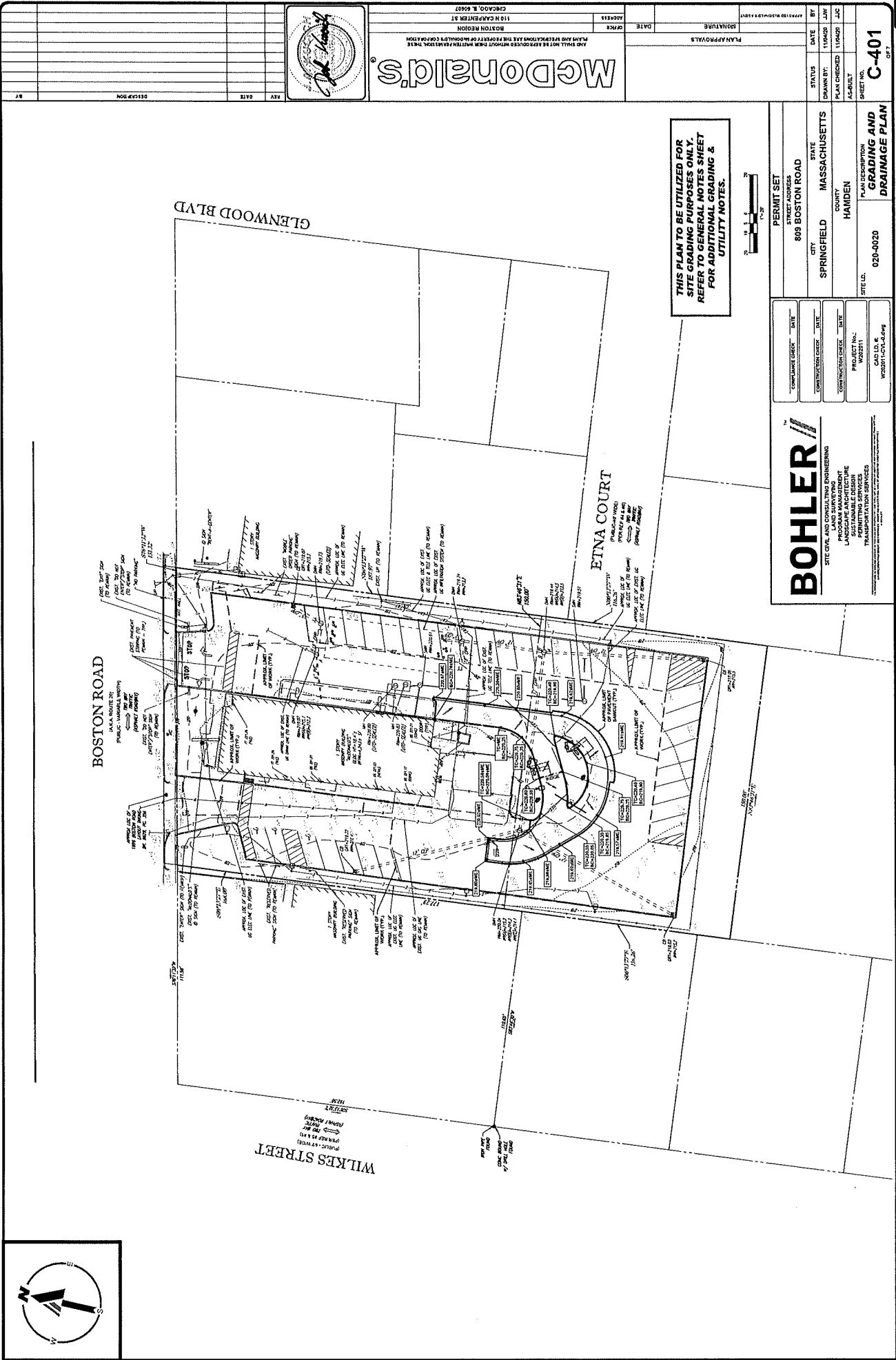
1.1.b

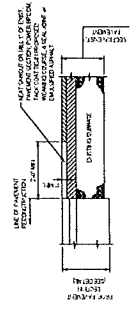
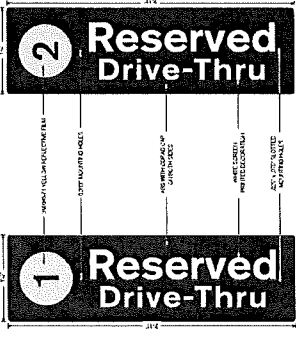
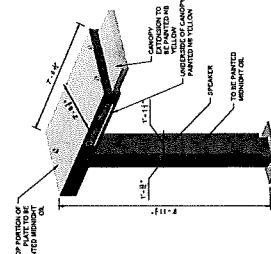
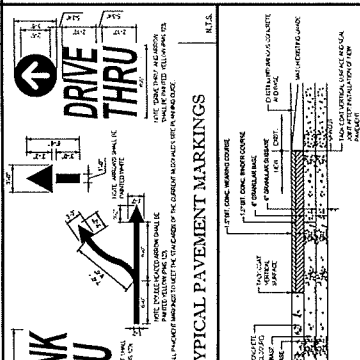
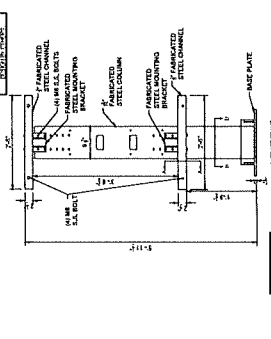
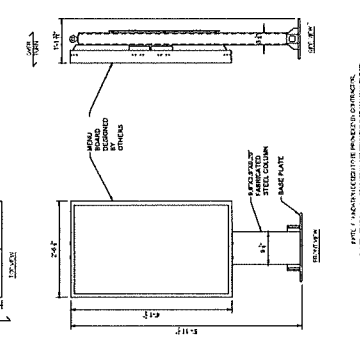
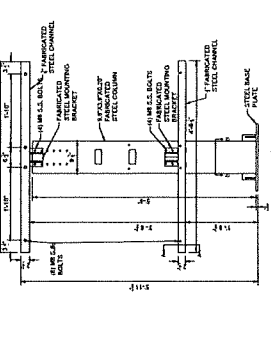
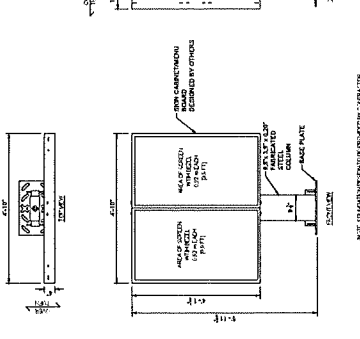
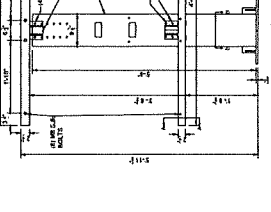
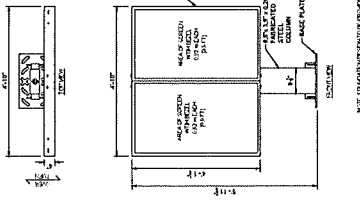
Packet Pg. 12

GENERAL NOTES:									
1. BASES, ANCHOR BOLTS, CORDS, AND WIRING FOR ALL OTHER ZONES ARE BY 2. 3" (80mm) CONCRETE TO LOCATIONS SHOWN IN THE LOT PERMITS FOR LOT 3. BASES FOR FLUPOLED ARE BY THE GENERAL CONTRACTOR, ANCHOR BOLTS 4. PROPOSED UTILITIES ARE SHOWN IN CONFORMITY WITH EXISTING UTILITIES 5. SHALL BE DETERMINED TO ALLOW FOR THE MOST ECONOMICAL INSTALLATION 6. TO THE BUILDING ELECTRICAL AND PLUMBING DRAMING FOR EXISTING UTILITY, AFTER 7. DETERMINE (EXIST) POINT OF SERVICE CONNECTION TO EXISTING UTILITY, AFTER 8. ALL UTILITIES SHOWN ARE BASED UPON LOTS 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784,									

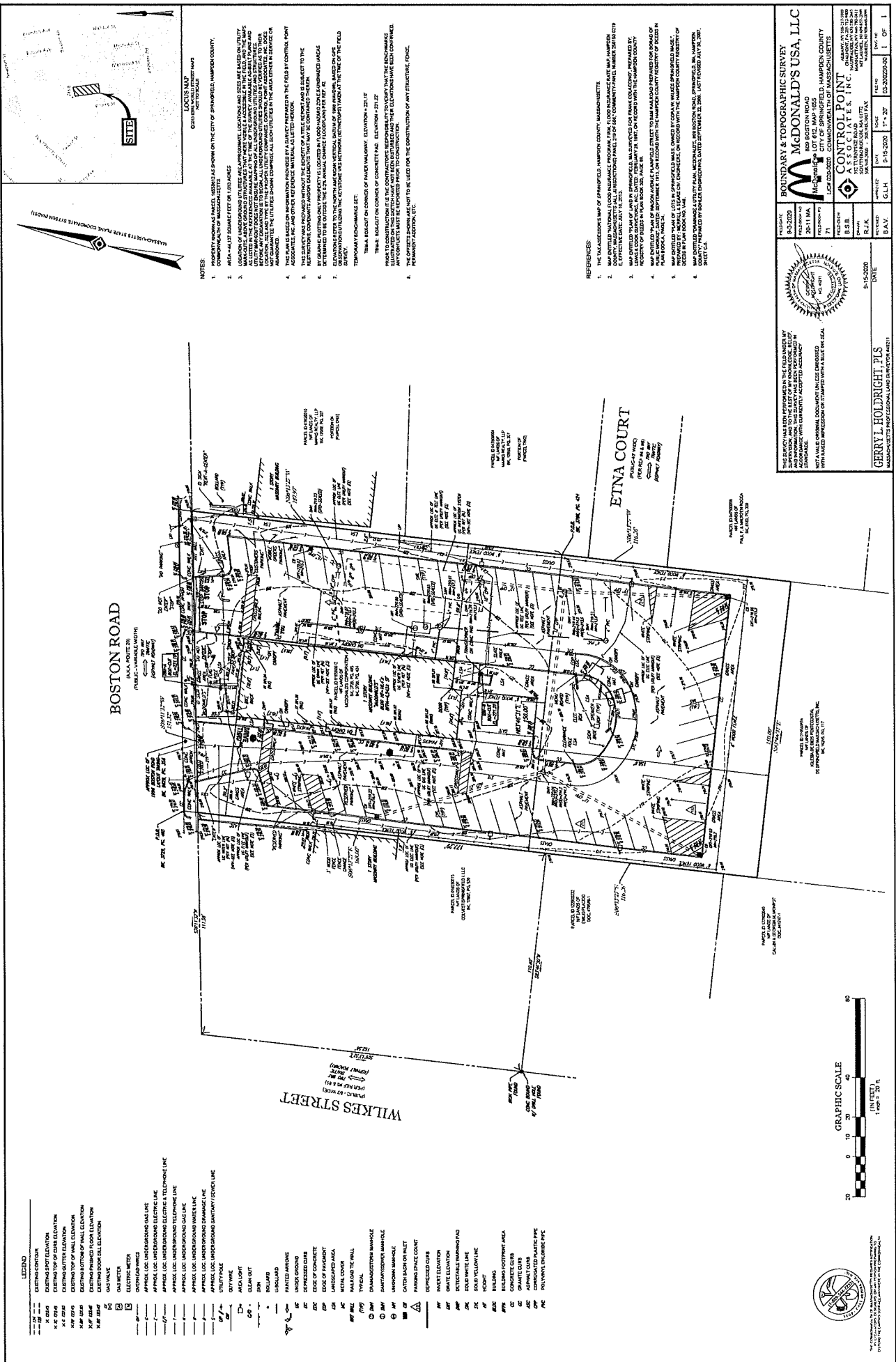


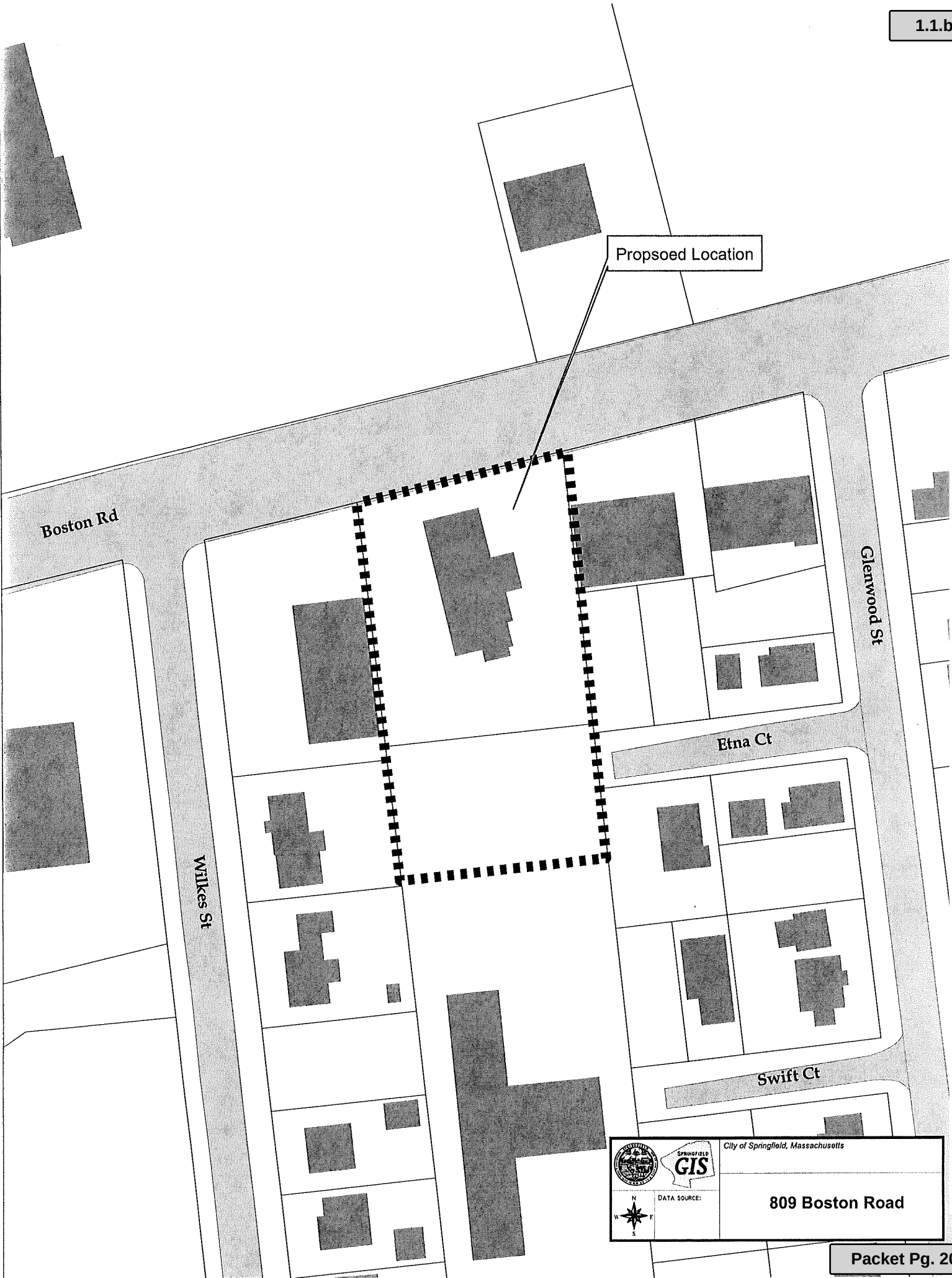
[illegible]



 AND SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE PROPERTY OF THE CITY OF BOSTON. 110 N. CAMPBELL ST. CHICAGO, IL 60647		DATE: 10/24/21 BY: JACOB M. MULLER, LEED PROJECT NO. 020-0020 SHEET NO. C-901	
PLAN APPROVALS SIGNATURE: _____ DATE: 10/24/21		STATUS: _____ DATE: 10/24/21 BY: JACOB M. MULLER, LEED	
PERMIT SET 809 BOSTON ROAD CITY: SPRINGFIELD COUNTY: HAMDEN STATE: MASSACHUSETTS		COMMITTEE CHECK: _____ CONSTRUCTION CHECK: _____ CONSTRUCTION CHECK: _____ PROJECT NO. 020-0020 DATE: 10/24/21	
DETAIL SHEET 020-0020 020-0020		BOHLER BOHLER BOHLER	
PAVEMENT TIE-IN DETAIL 		PULL FORWARD SIGN DETAIL 	
CUSTOMER ORDER SPEAKER/CANOPY DETAIL 		CONCRETE & BITUMINOUS CONCRETE PAVING DETAIL 	
DIGITAL MENU BOARD DETAIL 		DIGITAL PRE-BROWSE BOARD DETAIL 	
STALL STRIP DETAIL 		Auto Detector Loop Detail 	
Auto Detector Loop Detail 		Gateway Clearance Bar 	

Attachment: Boston_Rd_809_2021 (6070 : 809 Boston Road)





Attachment: Boston_Rd_809_2021 (6070 : 809 Boston Road)

 SPRINGFIELD MASSACHUSETTS	City of Springfield, Massachusetts
	809 Boston Road

DATA SOURCE:



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: Economic Development
Category: Special Permit
Prepared By: Phil Dromey
Initiator: Phil Dromey
Sponsors:
DOC ID: 6042

COMPLETED

PETITION (ID # 6042)

For a Special Permit for Motor Vehicle Sales and Service at the Property Known as 140 Carando Drive (02347-0008)(Land Court Document #75903), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.1 and 12.3(4).

Request:	See Above
Owner:	DASK Partnership
By:	Seth Croker
Petitioner:	Sterilis Solutions, LLC
By:	Tony Batalha, COO

HISTORY:

03/29/21 City Council

CONTINUE

Next: 04/05/21

John Furman of VHB addressed the Council.

Attorney Shawn McCormick from Davis Mone addressed the Council with Tony Batalha of Stairless Solutions. He stated it isn't a typical auto dealership. It is for equipping ambulances with proper equipment. They attended the East Springfield Neighborhood Council and the neighbors seemed supportive of the project. There was one suggestion for the number of vehicles stored outside. They are accepting of the condition if included in the special permit conditions.

Mr. Batalha stated his business has produced a system that remediate waste real time at the point of care. The business was subcontracting the work to a company that was leasing the business at 140 Carando Drive. He explained they have decided to preserve the workers that were already present to continue working while they take over the lease at Carando Drive.

Mr. Furman shared his screen for a presentation. He explained the plan.

Councilor Fentin stated he supports the project along with the neighborhood council.

Councilor Allen asked about the disposal system.

Mr. Batalha stated the system is two prong. Medical waste is remediate and the vehicles will be retrofitted into retired medical vehicles. He explained a great example would be the test site at the Eastfield Mall.

To The City Council of the City of Springfield:
The undersigned respectfully petition your honorable body

for a special permit for motor vehicle sales and service at the property known as 140 Carando Drive (02347-0008)(Land Court Document #75903), as allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.1 and 12.3(4).

Mailing Address:

186 Stafford Street
 Springfield, MA 01104

Owner:

DASK Partnership

I hereby certify that I am the owner or acting on behalf of the owner.

BY: _____

Seth Croker

Mailing Address:

83 Swanson Road, Suite 310
 Boxborough, MA 01719

Petitioner:

Sterilis Solutions, LLC

I hereby certify that I am the petitioner or acting on behalf of the petitioner.

BY: _____

Tony Batalha, COO



THE CITY OF
SPRINGFIELD, MASSACHUSETTS

1/28/2021

Special Permit Tax Certification

I certify that all identifiable real estate, personal property and excise taxes have been paid by the petitioner and/or landlord associated with the special permit request shown below:

Special Permit : 140 Carando Drive
Petitioner : Sterilis Solutions, LLC
Landlord : DASK Partnership

Christopher A. Caputo: Treasurer Collector

**OFFICE OF PLANNING & ECONOMIC DEVELOPMENT
ANALYSIS FOR A SPECIAL PERMIT**

**140 CARANDO DRIVE
MOTOR VEHICLE SALES/SERVICE (02347-0008)**

General Information

Petitioner:	Sterilis Solutions, LLC
Request:	Motor vehicle sales/service
Proposed use of the property:	Motor vehicle sales/service
Parcel Size:	210,308 s.f.
Compatibility with current planning documents:	The East Springfield Neighborhood Plan shows no changes to this area.
Neighborhood council Notification:	East Springfield Neighborhood Council; 5-14-20
Tax Status:	SEE ATTACHED
Site Visit:	3-12-21
Hearing Date:	3-29-21/4-5-21

Staff Analysis

Neighborhood characteristics:

The property is zoned Industrial A and is located within the Cottage Street industrial area. The surrounding land uses include:

- To the north is a trucking terminal zoned Industrial A.
- To the south are a number of manufacturing facilities zoned Industrial A.
- To the west are a number of commercial uses zoned Industrial A.
- To the east is a warehouse/distribution operation zoned Industrial A.

Site plan review:

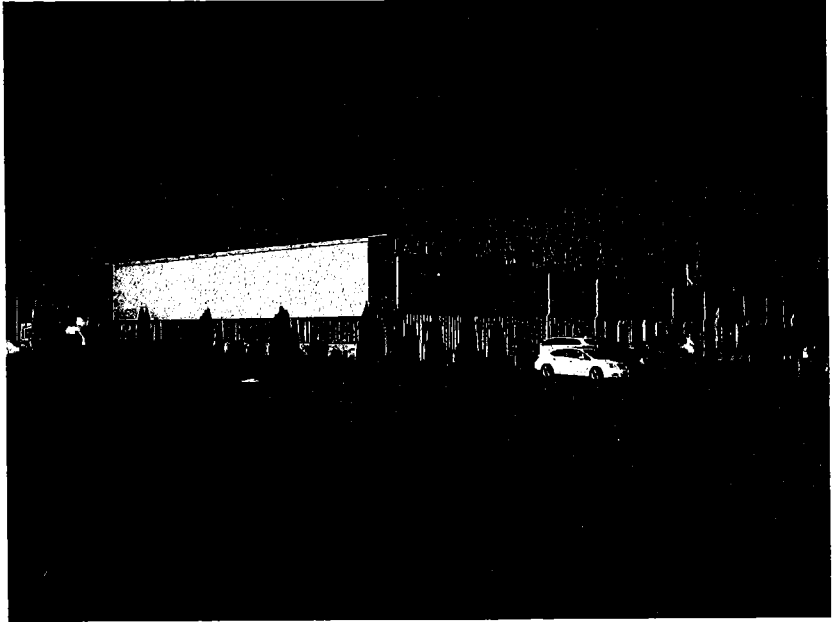
The petitioner has requested a special permit to allow for motor vehicles sales and service on a portion of the property known as 140 Carando Drive. This site is currently a large mixed-used building which currently houses a number of different uses. The petitioner will lease a portion of the building.

As per the information submitted by the petitioner, the proposed motor vehicle service will be for the installation of specialty equipment into ambulances and other vehicles. Work to be completed would either be done in one of two ways. The first scenario is that work would be completed to vehicles owned by s separate

entity and then returned. The second scenario would be for the petitioners to purchase the vehicles, make the improvements and then offer the vehicles for sale.

In speaking with a representative from the East Springfield Neighborhood, it was noted that they did not object to the proposed request but had recommended that the number of vehicles allowed to be sold, be limited. It is the staff's understanding that the petitioner agreed to five (5). If approved, the staff would recommend that this condition be placed on the special permit.

Overall, after reviewing the submitted plans and visiting the site, the staff does not object to the proposed use. As noted above, the site is located with an industrial area and as such, the proposed use will not have a negative impact on the abutters or on the neighborhood as a whole.



Recommendation

Approve, with conditions.

Recommended Conditions:

1. This special permit is granted to this petitioner only.
2. This special permit is granted solely for motor vehicle sales and service at the property known as 140 Carando Drive (02347-0008).
3. The use shall be developed as per the attached site plan, with the addition of conditions #4 through #7.
4. There shall be no more than five (5) vehicles stored/displayed for sale at any one time.
5. All automotive work shall be completed inside the building.
6. There shall be no storage of junk vehicles and/or parts located at this location.
7. Any and all signage shall be permitted through the Building Department prior to installation.
8. Compliance with these conditions, as well as any and all zoning regulations, is required. Failure to comply may result in denial of the issuance of a Building Permit and/or Occupancy Permit, revocation of any permits issued and/or enforcement by the Code Enforcement Department punishable by fines of up to \$200 per day for each day a violation exists.



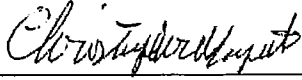
THE CITY OF
SPRINGFIELD, MASSACHUSETTS

1/28/2021

Special Permit Tax Certification

I certify that all identifiable real estate, personal property and excise taxes have been paid by the petitioner and/or landlord associated with the special permit request shown below:

Special Permit : 140 Carando Drive
Petitioner : Sterilis Solutions, LLC
Landlord : DASK Partnership


Christopher A. Caputo: Treasurer Collector



January 25, 2021

Ref: 42706.00

Phil Dromey, Planner
City of Springfield
70 Tapley Street
Springfield, MA 01104

Re: Special Permit Petition
Sterilis Solutions, LLC, 140 Carando Drive

Phil,

On behalf of our client, Sterilis Solutions, LLC, attached please find the following items in support of our request for a Special Permit:

- City Council Special Permit (Tier 3) with completed Preliminary Application Form
- (1)-check in the amount of \$250 each
- Site Plan Set dated 01-15-2021 prepared by VHB, consisting of 3-sheets
- Traffic Impact Statement, prepared by VHB
- This cover letter and narrative.
- USB Drive containing electronic copies of above documents.

Project Narrative

Sterilis Solutions, LLC is entering a lease with the property owner of 140 Carando Drive in Springfield with the intent to install specialized medical equipment in ambulances, trailers, or other motorized vehicles. The business is intended to operate under one of two scenarios. The first scenario is the vehicle is already owned by a separate entity and is brought to this business to have the specialized equipment installed by trained personnel working for Sterilis Solutions, LLC. The vehicle is returned to the owner upon completion of the installation. The second scenario is that Sterilis Solutions, LLC purchases the vehicle, makes the improvement, and offers the vehicle for sale.

In review of the zoning code, we find that a Special Permit is required from the Springfield City Council Table 4-4, Section 12.1, Motor Vehicle Sales/Leasing of new/used vehicles within the Industrial A Zoning District. Approval is also required under Section 12.3.3, Motor Vehicle Repair and Light Maintenance. No exterior improvements to the property at 140 Carando Drive are planned as part of this project.

Engineers | Scientists | Planners | Designers

One Federal Street
Building 103-3N
Springfield, Massachusetts 01105
P 413.747.7113
F 413.747.0916

Phil Dromey, Planner
Ref: 42706.00
January 25, 2021
Page 2



The traffic impact statement prepared for this project shows little impact resulting from the change in tenants at 140 Carando Drive. Sterilis Solutions, LLC is anticipated to provide 15-full time employees at this location. In review of the existing parking between 140 and 150 Carando Drive, there is ample parking available for both buildings. Currently, the parking lots are not striped, as the pavement marking are worn. VHB laid out the parking between the buildings using the City of Springfield Standards, as shown on the Site Alteration Plan. There is room behind both buildings to establish additional parking if required.

Thank you for your assistance in this matter. Please do not hesitate to call should you have questions or need additional information.

Sincerely,

Vanasse Hangen Brustlin, Inc.

A handwritten signature in black ink that reads "John J. Furman".

John J. Furman, PE

Director, Land Development

CC: Shawn McCormack, Atty.

Attachment: Carando_Dr_140_2021 (6042 : 140 Carando Drive)

Site Plans

Issue 30 Special Permit Renew

Page Number 10 of 10

Project Number 2021-01-001

Sterilis Leased Premises

140 Carando Drive
Springfield, MA

Owner

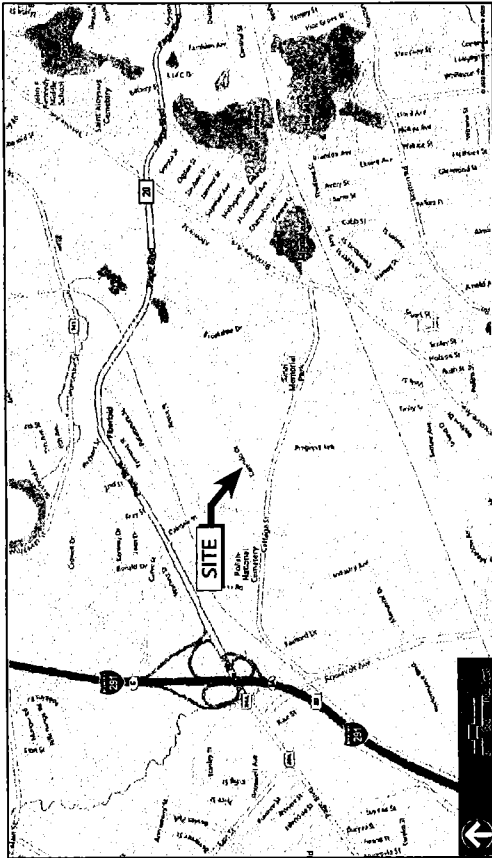
DASK Partnership
186 Stafford Street
Springfield, MA 01104

Applicant

Sterilis Solutions, LLC
85 Swanson Road, Suite 310
Boxborough, MA 01719

Springfield Parcel ID: 023470008

Zoning: Industrial A



Sheet Index

No.	Drawing Title	Latest Issue
C-1	Legend, Abbreviations and General Notes	January 15, 2021
C-2	Site Alteration Plan	January 15, 2021

Reference Drawings

No.	Drawing Title	Latest Issue
-----	---------------	--------------

John J. Furman
PE

Digitally signed
by John J.
Furman PE
Date: 2021.01.25
10:29:55 -05'00'



VHB Project: 42308 - Carando Drive
Issued for: Special Permit Review 01/15/2021

1.2.b

Attachment: Carando_Dr_140_2021 (6042 : 140 Carando Drive)

Notes

[illegible]

Layout and Materials

[illegible]

Abbreviations

General		Laboratory	
AA01	ARMOR	CB	CATCH MARK
AA02	ACCESSIBLE CORN MAP	CHP	COMBATED WITH PPE
AA03	ADJ	CHP	CLIMBING
AA04	ADJ	CHP	CLIMBING
AA05	ADJ	CHP	CLIMBING
AA06	ADJ	CHP	CLIMBING
AA07	ADJ	CHP	CLIMBING
AA08	ADJ	CHP	CLIMBING
AA09	ADJ	CHP	CLIMBING
AA10	ADJ	CHP	CLIMBING
AA11	ADJ	CHP	CLIMBING
AA12	ADJ	CHP	CLIMBING
AA13	ADJ	CHP	CLIMBING
AA14	ADJ	CHP	CLIMBING
AA15	ADJ	CHP	CLIMBING
AA16	ADJ	CHP	CLIMBING
AA17	ADJ	CHP	CLIMBING
AA18	ADJ	CHP	CLIMBING
AA19	ADJ	CHP	CLIMBING
AA20	ADJ	CHP	CLIMBING
AA21	ADJ	CHP	CLIMBING
AA22	ADJ	CHP	CLIMBING
AA23	ADJ	CHP	CLIMBING
AA24	ADJ	CHP	CLIMBING
AA25	ADJ	CHP	CLIMBING
AA26	ADJ	CHP	CLIMBING
AA27	ADJ	CHP	CLIMBING
AA28	ADJ	CHP	CLIMBING
AA29	ADJ	CHP	CLIMBING
AA30	ADJ	CHP	CLIMBING
AA31	ADJ	CHP	CLIMBING
AA32	ADJ	CHP	CLIMBING
AA33	ADJ	CHP	CLIMBING
AA34	ADJ	CHP	CLIMBING
AA35	ADJ	CHP	CLIMBING
AA36	ADJ	CHP	CLIMBING
AA37	ADJ	CHP	CLIMBING
AA38	ADJ	CHP	CLIMBING
AA39	ADJ	CHP	CLIMBING
AA40	ADJ	CHP	CLIMBING
AA41	ADJ	CHP	CLIMBING
AA42	ADJ	CHP	CLIMBING
AA43	ADJ	CHP	CLIMBING
AA44	ADJ	CHP	CLIMBING
AA45	ADJ	CHP	CLIMBING
AA46	ADJ	CHP	CLIMBING
AA47	ADJ	CHP	CLIMBING
AA48	ADJ	CHP	CLIMBING
AA49	ADJ	CHP	CLIMBING
AA50	ADJ	CHP	CLIMBING
AA51	ADJ	CHP	CLIMBING
AA52	ADJ	CHP	CLIMBING
AA53	ADJ	CHP	CLIMBING
AA54	ADJ	CHP	CLIMBING
AA55	ADJ	CHP	CLIMBING
AA56	ADJ	CHP	CLIMBING
AA57	ADJ	CHP	CLIMBING
AA58	ADJ	CHP	CLIMBING
AA59	ADJ	CHP	CLIMBING
AA60	ADJ	CHP	CLIMBING
AA61	ADJ	CHP	CLIMBING
AA62	ADJ	CHP	CLIMBING
AA63	ADJ	CHP	CLIMBING
AA64	ADJ	CHP	CLIMBING
AA65	ADJ	CHP	CLIMBING
AA66	ADJ	CHP	CLIMBING
AA67	ADJ	CHP	CLIMBING
AA68	ADJ	CHP	CLIMBING
AA69	ADJ	CHP	CLIMBING
AA70	ADJ	CHP	CLIMBING
AA71	ADJ	CHP	CLIMBING
AA72	ADJ	CHP	CLIMBING
AA73	ADJ	CHP	CLIMBING
AA74	ADJ	CHP	CLIMBING
AA75	ADJ	CHP	CLIMBING
AA76	ADJ	CHP	CLIMBING
AA77	ADJ	CHP	CLIMBING
AA78	ADJ	CHP	CLIMBING
AA79	ADJ	CHP	CLIMBING
AA80	ADJ	CHP	CLIMBING
AA81	ADJ	CHP	CLIMBING
AA82	ADJ	CHP	CLIMBING
AA83	ADJ	CHP	CLIMBING
AA84	ADJ	CHP	CLIMBING
AA85	ADJ	CHP	CLIMBING
AA86	ADJ	CHP	CLIMBING
AA87	ADJ	CHP	CLIMBING
AA88	ADJ	CHP	CLIMBING
AA89	ADJ	CHP	CLIMBING
AA90	ADJ	CHP	CLIMBING
AA91	ADJ	CHP	CLIMBING
AA92	ADJ	CHP	CLIMBING
AA93	ADJ	CHP	CLIMBING
AA94	ADJ	CHP	CLIMBING
AA95	ADJ	CHP	CLIMBING
AA96	ADJ	CHP	CLIMBING
AA97	ADJ	CHP	CLIMBING
AA98	ADJ	CHP	CLIMBING
AA99	ADJ	CHP	CLIMBING
AA00	ADJ	CHP	CLIMBING

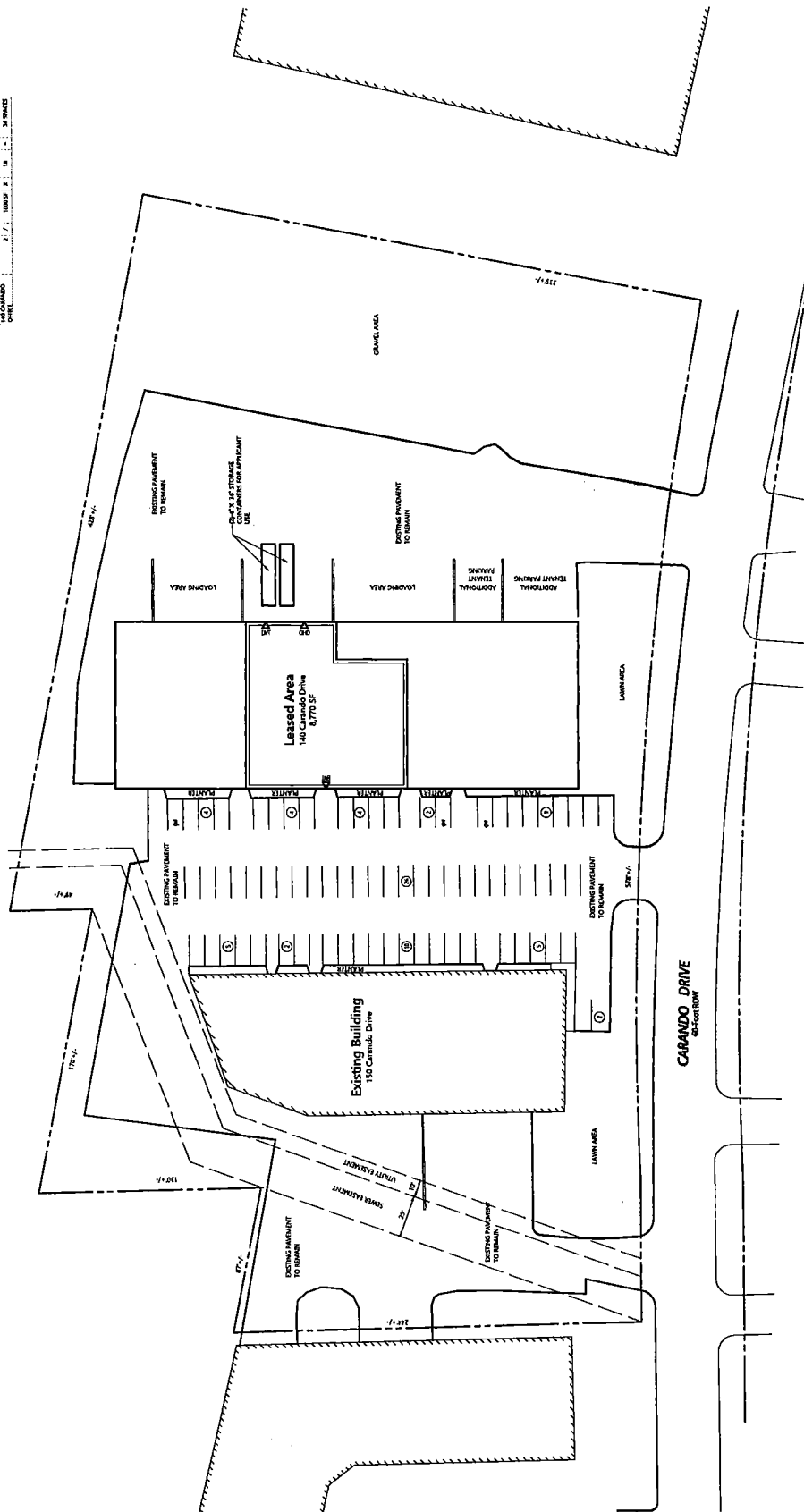
Legend

[illegible]

Parking Summary Chart

Description	Size		Spaces	
	Required	Provided	Required	Provided
STANDARD SPACES	15' x 18'	8' x 18'	70	70
STANDARD ACCESSIBLE SPACES *	8' x 18'	8' x 18'	2	2
MAN ACCESSIBLE SPACES	8' x 18'	8' x 18'	1	1
TOTAL SPACES			73	73 *

- PARKING SPACES SHOWN BASED ON FIELD WALK AND ESTIMATION OF SPACES WHICH CAN BE PROVIDED. EXISTING PARKING SPACE STRIPING IS WORN OFF. ADDITIONAL PARKING AVAILABLE ON OTHER AREAS OF PROPERTY.

[illegible]

Sterilis Leased Premises
140 Carando Drive
Springfield, Massachusetts

0-9

A-Z

January 15, 2024

Not Approved for Construction

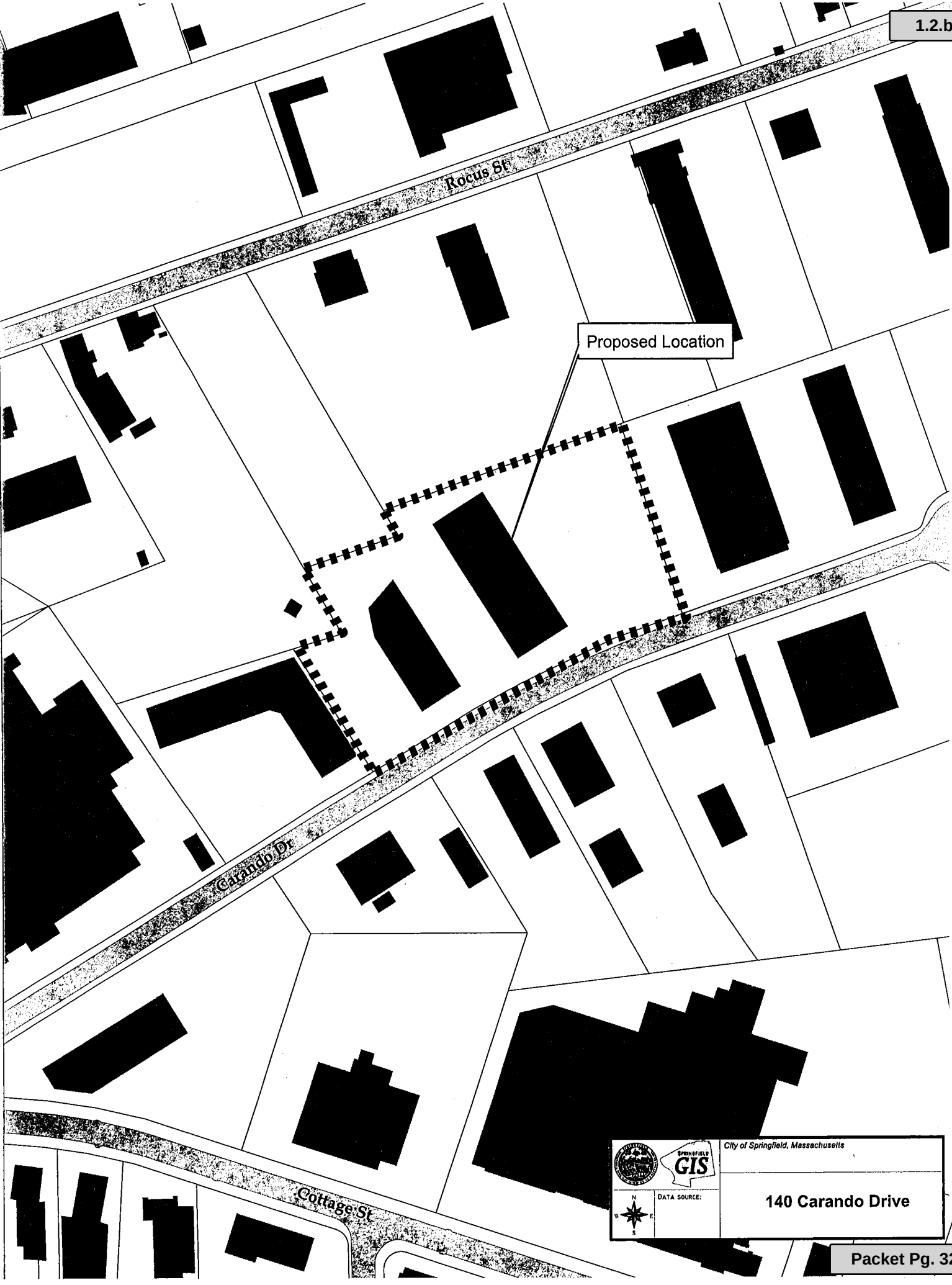
Site Alteration Plan



C-2

2

Abstract



Proposed Location

Attachment: Carando_Dr_140_2021 (6042 : 140 Carando Drive)

	City of Springfield, Massachusetts	
	DATA SOURCE:	140 Carando Drive



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: Economic Development
Category: Special Permit
Prepared By: Phil Dromey
Initiator: Phil Dromey
Sponsors:

TABLED

PETITION (ID # 6056)

DOC ID: 6056

**For a Special Permit to Operate a Junk Yard at the Properties
Known as 255 Liberty Street (07770-
0628)(Book#17192/Page#0463) and SS Liberty Street (07770-
0627)(Book#16871/Page#0507) as Allowed by M.G.L. and the
Springfield Zoning Ordinance, Article 4, Table 4-4, Section
12.6.**

Request: See Above
Owner: Liberty Street Acquisitions, LLC
By: Morgan Finn
Petitioner: Pick & Pull
By: Brian McFadden

HISTORY:

03/29/21 City Council

CONTINUE

Next: 04/05/21

Raipher Pelligrino, attorney of Pelligrino, Ryan & Blakesley, spoke representing Pick & Pull. He explained a presentation was sent to the Council this afternoon. He explained it is an opportunity for the City of Springfield. Schnitzer is a fortune 1000 company doing business as Pick & Pull. The property can be accessed from Chestnut and Liberty Streets. He stated Pick & Pull is a green company that provides service to residents and jobs to the community. They properly dispose of vehicle fluids that assists the community by providing car parts at 75% less than retail cost. He explained there are a number of representatives for the business present at the meeting. They met with the Lower Liberty Heights neighborhood council that voted to support the project. The chair is present to speak. They asked that the hours be adjusted to allow 6am-6pm or 7am-7pm.

Gladys Rivera, secretary of the Lower Liberty Heights Neighborhood Council, addressed the Council in favor of the project. She stated they met with the operations director several times. She stressed there have been junk yards at this site and this project is different. From a community prospective jobs will be created as they will partner with Lower Liberty Heights with an educational component.

Opposition

Letter read into the record

Rod Sitterly of Sitterly & Son Co.

Recording heard from pastor of nearby church.

Councilor Ramos asked if the representatives of the company are introduced to the Council.

Attorney Pelligrino introduced the representatives.

Councilor Ramos asked about the number of jobs being created.

Atty. Pelligrino stated 30 career jobs will be created with potential for job expansion.

Councilor Davila asked Philip Dromey about his report regarding 700 cars.

Philip Dromey, Planning Director, stated the plan stated 700 cars will be on the property.

Councilor Davila asked about a traffic impact study.

Atty. Pelligrino stated no impact study was provided but they have discussed this with the neighborhood council.

Councilor Whitfield stated we want to be sure the jobs created are for a live able wage and not just minimum wage that will stay in the community.

Colin Kelly of Pick & Pull addressed the Council. He stated he doesn't have the information with him presently but will get it to the Council.

Councilor Whitfield asked if they would be interested in hiring non-violent criminal offenders.

Mr. Kelly stated that they are open to conversation.

Councilor Whitfield stated the Sheriff's Office is down the street and would be a great marriage for the community and would help to reduce recidivism.

Councilor Davila asked if one year review would be allowed.

Phil Dromey stated that could be done.

Councilor Lederman made a motion to continue, seconded by Councilor Allen. All being in favor the motion was passed.

To The City Council of the City of Springfield:
The undersigned respectfully petition your honorable body

for a special permit to operate a junk yard at the properties known as 255 Liberty Street (07770-0628)(Book#17192/Page#0463) and SS Liberty Street (07770-0627)(Book#16871/Page#0507) as allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.6.

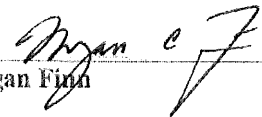
Mailing Address:

38 Norwood Terrace
 Holyoke, MA 01040

Owner:

Liberty Street Acquisitions, LLC

I hereby certify that I am the owner or acting on behalf of the owner.

BY: 

Morgan Finn

Mailing Address:

10850 Gold Center Drive, Suite 250
 Rancho Cordova, CA 95670

Petitioner:

Pick & Pull

I hereby certify that I am the petitioner or acting on behalf of the petitioner.

BY: _____

Brian McFadden

Attachment: Liberty_St_225_Tax_Formal (6056 : 255 Liberty Street)

To The City Council of the City of Springfield:
The undersigned respectfully petition your honorable body

for a special permit to operate a junk yard at the properties known as 255 Liberty Street (07770-0628)(Book#17192/Page#0463) and SS Liberty Street (07770-0627)(Book#16871/Page#0507) as allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.6.

Mailing Address:

255 Liberty Street
 Springfield, MA 01104

38 Norwood Terrace
 Holyoke, MA 01040

Owner:

**KMM Properties, LLC/ Liberty Street
 Acquisitions, LLC**

I hereby certify that I am the owner or acting
 on behalf of the owner.

BY: _____
Morgan Finn

Mailing Address:

10850 Gold Center Drive, Suite 250
 Rancho Cordova, CA 95670

Petitioner:

Pick & Pull

I hereby certify that I am the petitioner or
 acting on behalf of the petitioner.

BY: Brian McFadden
Brian McFadden

Attachment: Liberty_St_225_Tax_Formal (6056 : 255 Liberty Street)



THE CITY OF
SPRINGFIELD, MASSACHUSETTS

2/2/2021

Special Permit Tax Certification

I certify that all identifiable real estate, personal property and excise taxes have been paid by the petitioner and/or landlord associated with the special permit request shown below:

Special Permit : 255 Liberty Street & SS Liberty Street
Petitioner : Pick & Pull
Landlord : Liberty Street Acquisitions, LLC

Christopher Mayet

**OFFICE OF PLANNING & ECONOMIC DEVELOPMENT
ANALYSIS FOR A SPECIAL PERMIT**

**255 LIBERTY STREET (07770-0268) & SS LIBERTY STREET (07770-0627)
JUNK YARD**

General Information

Petitioner:	Pick-n-Pull
Request:	Junk yard operation
Proposed use of the property:	Junk yard operation
Parcel Size:	338,897 s.f. (approx. 7.7 acres)
Compatibility with current planning documents:	The Liberty Heights neighborhood plan shows no changes to this area.
Neighborhood Council Notification:	Lower Liberty Heights Neighborhood Council: 3-8-21
Tax Status:	SEE ATTACHED
Site Visit:	3-10-21
City Council Hearing Date:	3-29-21/4-5-21

Staff Analysis

Neighborhood characteristics:

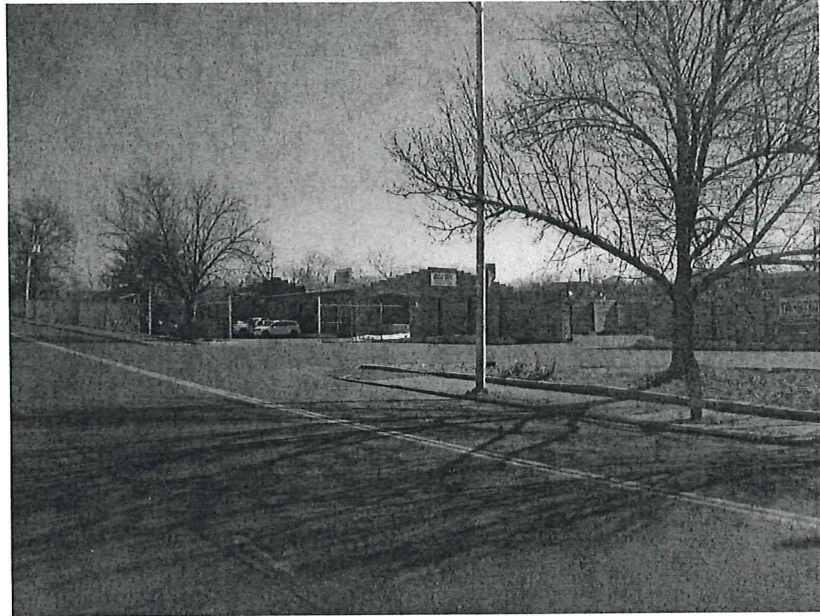
The parcel is zoned Industrial A and is located in an area with a mix of industrial and commercial uses. The surrounding land uses include:

- To the north is a warehouse/distribution operation zoned Industrial A.
- To the south are rail road tracks and a number of warehouse/manufacturing operations zoned Industrial A.
- To the east is the Salvation Army building zoned Industrial A.
- To the west is a warehouse/distribution operation zoned Industrial A.

Site plan review:

The petitioner has requested a special permit to operate a junk yard at the properties known as 255 Liberty Street and SS Liberty Street. This is the current location of a tractor trailer driving school and is now being proposed to be used as a large storage yard for inoperable/junk vehicles. This property had been used as a junk yard in the past but has not been used for this use in several years.

As noted in the information submitted with the application, the proposed use is a large chain of “self-service” salvage yards. There are currently fifty one (51) locations across the United States and in Canada. The proposed use is noted to be geared toward “do-it-yourselfers”. The information indicates that customers will arrive at the site with their own tools and then be provided a map to assist them in finding the vehicles that may contain the parts the customer would need.



As per the attached plan, the site is set up to hold up to seven hundred (700) vehicles. The building located at 255 Liberty Street would be used for offices and customer parking/receiving. The plans also indicate that there will be an area for vehicle receiving and an area where vehicles will be drained of all fluids. After vehicles have spent between thirty (30) and sixty (60) days on the site, the vehicles will then have all the remaining useable parts removed and the vehicle will then be crushed. Crushing of the vehicles will be completed on-site. The crushed vehicles will then be stored on-site until they are sold to an off-site metal shredding facility. As per the petitioner, there are approximately seventy five (75) to one hundred (100) crushed vehicles stored on site at any given time.

The parcel has entrances on both Liberty Street and Chestnut Street. As noted above, the Liberty Street side of the property will be used for customer parking. Vehicles being delivered and removed from the site will use the Chestnut Street access. Information provided by the petitioner indicates that there is an average of one hundred and twenty five (125) to one hundred and seventy five (175) vehicles delivered to the site per week.

After fully reviewing the plans, visiting the site and having a number of conversations with the owner/petitioner, the staff cannot support the proposed request. While the staff in no way wants to disparage this business model, as it seems to be a very successful company, the staff just does not believe that a junk yard is an appropriate use this close to downtown and located within the larger Metro Center area.

Further, it is very important to note that the Office of Planning & Economic Development is currently in the process of completing a full redevelopment plan of the Chestnut Street corridor and surrounding area just to the south of this site. The goal of this plan is to try and capitalize on the newly created market rate housing and also to help draw more commercial and market rate housing uses to this area. Having a large junk yard directly abutting this area is not something the staff believes will help to reach these desired goals.

Lastly, it is also very important to keep in mind that there is also an increased focus on transit orientated development, including the current plans for the possible expansion of east/west rail. Again, the staff strongly believes that having a junk yard right along the rail line will ultimately diminish this central gateway into Springfield.

Due to the concerns raised above, the staff would recommend that the proposed special permit not be approved.

Recommendation

Not to approve.

Recommended Conditions: (IF APPROVED)

1. This special permit is granted to this petitioner only.
2. This special permit is granted solely for the operation of a junk yard at the properties known as 255 Liberty Street (07770-0268) and SS Liberty Street (07770-0627).
3. The use shall be developed in accordance to the attached site plan with additional conditions #4 through #11.
4. In addition to the special permit approval, a full review by the Department of Public Works, as per the provisions of City Ordinance, Chapter 27, Article VIII, § 27-58 through 27-63, will be required. This approval shall include all traffic, storm water and drainage improvements and must be obtained prior to the issuance of a Building Permit or Certificate of Occupancy.
5. The site where the vehicles are to be stored shall be completely enclosed by eight (8) foot, opaque fencing.
6. There shall be no vehicles (crushed or not crushed) stacked higher the eight (8) foot fencing.
7. There shall be no junk vehicles stored along the Liberty Street frontage.
8. All vehicles shall be stored as per the layout shown on the attached plans.
9. The hours of operation shall be as follows:
 - a) Production: (7 days per week)
 - a. 6:00AM to 2:30PM during summer months
 - b. 7:00AM to 3:30PM during winter months
 - b) Sales: (7 days per week)
 - a. Monday through Friday: 9:00AM to 6:00PM
 - b. Saturday & Sunday: 8:00AM to 6:00PM
10. There shall be no crushing of vehicles done before 8:00AM or after 6:00PM.
11. All vehicles shall be properly drained of all fluids and fluids disposed of as per all applicable laws and regulations.
12. Compliance with these conditions, as well as any and all zoning regulations, is required. Failure to comply may result in denial of the issuance of a Building Permit and/or Occupancy Permit, revocation of any permits issued and/or enforcement by the Code Enforcement Department punishable by fines of up to \$200 per day for each day a violation exists.

EXHIBIT A
SPRINGFIELD, MA
PROPOSED PICK-n-PULL DEVELOPMENT



Business Operations proposed at the Pick-n-Pull Liberty Street facility in Springfield, MA:

Pick-n-Pull proposes to acquire the real property located at 255 and 311 Liberty Street in Springfield, MA. The property is zoned Industrial (I-2). The property will serve as an environmentally sustainable end of life vehicle processing facility with retail sales of recycled parts component.

Established in 1987, our Pick-n-Pull chain of self-service operations is one of the largest recyclers of end-of-life (EOL) vehicles in the industry. These locations generally feature older vehicles and are geared toward retail customers such as "do-it-yourselfers" and mechanics. Based in Rancho Cordova, California, Pick-n-Pull has 51 locations in 16 U.S. states and Western Canada, including locations in Cumberland and Johnston, Rhode Island. Each yard stocks domestic and foreign cars, vans and light trucks, which are continually replaced generally every 30 to 60 days (90 days maximum), offering our customers a wide selection of parts from which to choose. As vehicles arrive, they are inspected, inventoried, and go through our standardized, environmentally friendly process to remove and recycle vehicle fluids and hazardous materials before we place them in the sales yard for customer access.

Pick-n-Pull purchases used and salvaged vehicles from a variety of sources, including tow companies, private parties, auto auctions, city contracts and charities. Selected parts are removed by Pick-n-Pull and sold on site or through our auto parts stores. The vast majority of parts are removed by customers and purchased through our point of sale system. The remaining vehicle hulks are processed, crushed and sold to metal recyclers, which process them into sellable recycled metal. We are proud of the fact that we recycle more than 400,000 vehicles and service more than 5 million self-service customers annually across North America.

The Springfield facility will operate 7-days a week with the following hours of operation:

Production: Summer- 6 AM to 2:30 PM; Winter- 7 AM to 3:30 PM Monday through Friday

Sales: Monday through Friday- 9 AM to 6 PM; Saturday & Sunday 8 AM to 6 PM.

For customer safety, we generally place drained vehicles in the sales yard between 6 AM and 9AM. Placement of vehicles after 9 AM, must comply with a more restrictive company policy, requiring employee guides and/or closing off certain portions of the sales yard to customers. Pick-n-Pull will employ up to 30 qualified employees, almost all of whom will be new to the site. This facility anticipates on average about 5,000 – 8,000 customer admissions per month, which translates into about 165-265 daily admissions per day.

A typical Pick-n-Pull facility has 15 vendor visits each week (about 2 per day) to pick up waste oils, deliver uniforms, deliver snacks and sodas, and deliver office supplies and production parts. Additionally, the facility will load and remove on average 2 to 3 semi-truck loads of scrap per day and handle 10 to 13 tow truck or two-car haulers deliveries per day.

EXHIBIT A

SPRINGFIELD, MA

PROPOSED PICK-n-PULL DEVELOPMENT

Pick-n-Pull commences the dismantling process by removing and recycling fluids and hazardous materials. Batteries are removed, tested and resold or recycled depending on the test results. At the same time, we remove any mercury switches used in the engine compartment and trunk. Freon (used by air conditioners), power steering fluid and brake fluid are all removed and recycled or reused. We then take the vehicle to our specially designed drain racks to remove the remaining fluids, including gasoline, oil, antifreeze, differential and transmission fluids. All fluids are put into holding tanks with secondary containment. All this activity takes place within the drain structure.

After all the fluids have been drained, the vehicle is taken to the sales yard and placed on stands. Before we place a vehicle in the sales yard, old rows of cars are removed, the space cleaned, fresh gravel applied where needed, and a mat positioned under the engine compartment as a precaution. Our sales yard is well organized, with similar vehicles grouped together. We keep the vehicle rows wide to make shopping easier.

A typical retail customer arrives at our facility with their own tools, pays an admission fee and is provided with a map to assist in finding vehicles that may contain the part(s) the customer needs. Our parts interchange computer system helps customers find parts by identifying vehicles that contain equivalent parts. The customer finds a vehicle with the desired part and removes it.

After a vehicle has spent 30 to 60 days in the sales yard (90 days maximum) and customers have pulled most or all the usable parts, Pick-n-Pull starts the de-coring process. We remove any part or system that can be reconditioned or has recycling value. Examples include engines, alternators, wiring harnesses, compressors, and torque converters. The final step in the process is to crush the remaining vehicle hulk. Pick-n-Pull will have a permanent on-site diesel or electric powered crusher. We sell crushed vehicles to an off-site metal shredder facility.

From our extensive experience, we have implemented standardized policies and procedures for managing vehicles and disposing of hazardous wastes. In fact, our best practices set many of the standards adopted by local communities as guidelines for others to follow. All these efforts taken together protect the environment, beautify our neighborhoods and reduce the cost of new goods by returning valuable raw materials into production. For more information on our recycling process and to learn more about Pick-n-Pull, please check out our website at:
http://www.picknpull.com/recycling_process.aspx

Site

Pick-n-Pull's Development Team has carefully reviewed applicable sections of the City's Zoning Ordinance. The following summary for the propose development takes into consideration these Zoning ordinances and each is reference herein where applicable.

2 parcels consisting of approximately 7.786 acres in total will be developed as follows:

- 4.25 acres of Customer yard
- 1.70 acres of Production yard
- 1.02 acres Customer and Employee parking
- 0.82 acres Retail

EXHIBIT A

SPRINGFIELD, MA

PROPOSED PICK-n-PULL DEVELOPMENT

1.70 acres will be used for the production yard, where end of life vehicles are received and depolluted. The yard also will have a 3-sided vehicle drain shed, concrete crush pad; diesel electric powered crusher and storm water treatment facility area. Approximately 4.25 acres will be utilized as the sales yard, where drained vehicles will sit atop car stands. Pick-n-Pull intends to utilize the existing pave surface in each area.

Immediately adjacent to the proposed retail sales trailer is the customer parking lot. This area is 1.02 acres with approximately 133 striped parking stalls. The landscaping along the Liberty Street frontage of the property and within the parking lot area will meet the City's Zoning ordinance and applicable development guidelines. The perimeter of the sales yard and production yard will be enclosed by an 8-foot high privacy fence. The site will be accessed via the existing ingress/egress points on Chestnut and Liberty Streets.

Pick-n-Pull is currently assessing whether certain existing buildings can be reused and readapted to meet operational standards. Portable toilets and hand wash stations will be set up in both the sales and production yards for use by employees and customers. Restrooms within the two existing buildings will also be made operationally available to employees.

Proposed Site and Building Improvements

Site Improvements

Storm water Improvements: The permitting and construction of required all storm water improvements will be in accordance with Local and State regulations. In addition to storm water regulations, Pick-n-Pull will maintain all storm water and sediment controls through Pick-N-Pull's best method practices

Landscaping: All areas within the parking lot and along the Liberty Street frontage will be landscaped in accordance to the City's Zoning and Development guidelines.

Parking Lot: The existing asphalt paving will be sealed and striped to provide approximately 113-customer parking stalls (A.D.A. included).

Perimeter Fencing: In accordance with the City's Zoning ordinance, all materials and activities not within fully enclosed buildings shall be surrounded with an 8-foot high perimeter opaque fence with a suitable gates which shall be closed and locked except during the working hours of the facility. Any loading, unloading, dismantling, cutting or other processing of vehicles will be carried on within this enclosure. All material shall be stored in such manner as to prevent it from being transported out of the facility by wind, water or other natural forces, and all material shall be stored so as to prevent the breeding or harboring of rats, insects, or other vermin.

Infrastructure: All existing infrastructure (water, sanitary sewer, storm water mains, electric and TELCO) serving the site will be utilized with modifications and upgrades where necessary.

EXHIBIT A

SPRINGFIELD, MA

PROPOSED PICK-n-PULL DEVELOPMENT

Ground Improvements**a. Sales Yard:**

- Remove any existing vegetation.
- Utilize existing paved areas throughout the site.
- Set aside area adjacent to the point of sale (POS) trailer for the sale of used automobiles that run but need parts. These vehicles are sold "as is."
- Maintain, all storm water and sediment controls through Pick-n-Pull's extensive best method practices.
- Position portable toilets and hand washing stations in the sales yard.

b. Production Yard:

- Utilized existing paved area.
- Construct a 40' x 100' roofed and 3-sided drain structure on a 6-inch concrete slab.
- Pour a 40' x 100' concrete crush pad, with steel backstop.
- Pour a 50' x 100' concrete pad to house storm water treatment equipment.
- Install a fixed permanent diesel electric vehicle crusher.
- Construct fence to separate the production and sales yards, complete with 3 double gates.
- Maintain all storm water and sediment controls through Pick-N-Pull's best method practices.
- Position portable toilets and hand washing stations in the yard for employee use.

c. Access road and all internal drives: Pick-n-Pull will maintain the existing paved internal drives. To access the customer parking lot, Pick-n-Pull will propose to use the existing drive into the parking lot off Liberty Street. Additionally, Pick-n-Pull will utilize the existing right turn out only access road onto Chestnut Street. No other new points of access are proposed. Pick-n-Pull truck movements will be exclusive to the production yard. Trucks will include tow-wreckers and tractor-trailer transports, as well as, other heavy-duty trucks.

Sales Building

Pick-n-Pull proposes to install and hook up to utilities a 12' x 40' retail sales trailer serving as the point of sale facility where customer sales will occur. The sales trailer will have a canopy cover constructed on each side of the trailer. Pick-n-Pull anticipates utilizing one of the 255 addressed building as is for manager offices, as well as, a break room and restroom for employees. Building signage will comply with City's zoning ordinance. The sales trailer and building structure(s) will be wired and monitored for security.

Drain Structure

Pick-n-Pull proposes to construct a roofed 3-sided drain shed on a 6-inch concrete slab. This will serve as the vehicle drain area. The height of the drain structure will comply with the City's zoning ordinance. Signage will not exceed the City's zoning ordinance allocation and will be installed on the front and sides of the structure. The drain shed is wired and monitored for security.

The drain shed is where Pick-n-Pull commences the dismantling process, by removing and recycling fluids and hazardous materials, on our specially designed drain racks. Fluids removed include: gasoline; used motor oil; antifreeze; differential and transmission fluids. All fluids are put into holding tanks with secondary containment to prevent spills and leaks into the environment.

EXHIBIT A

SPRINGFIELD, MA

PROPOSED PICK-n-PULL DEVELOPMENT

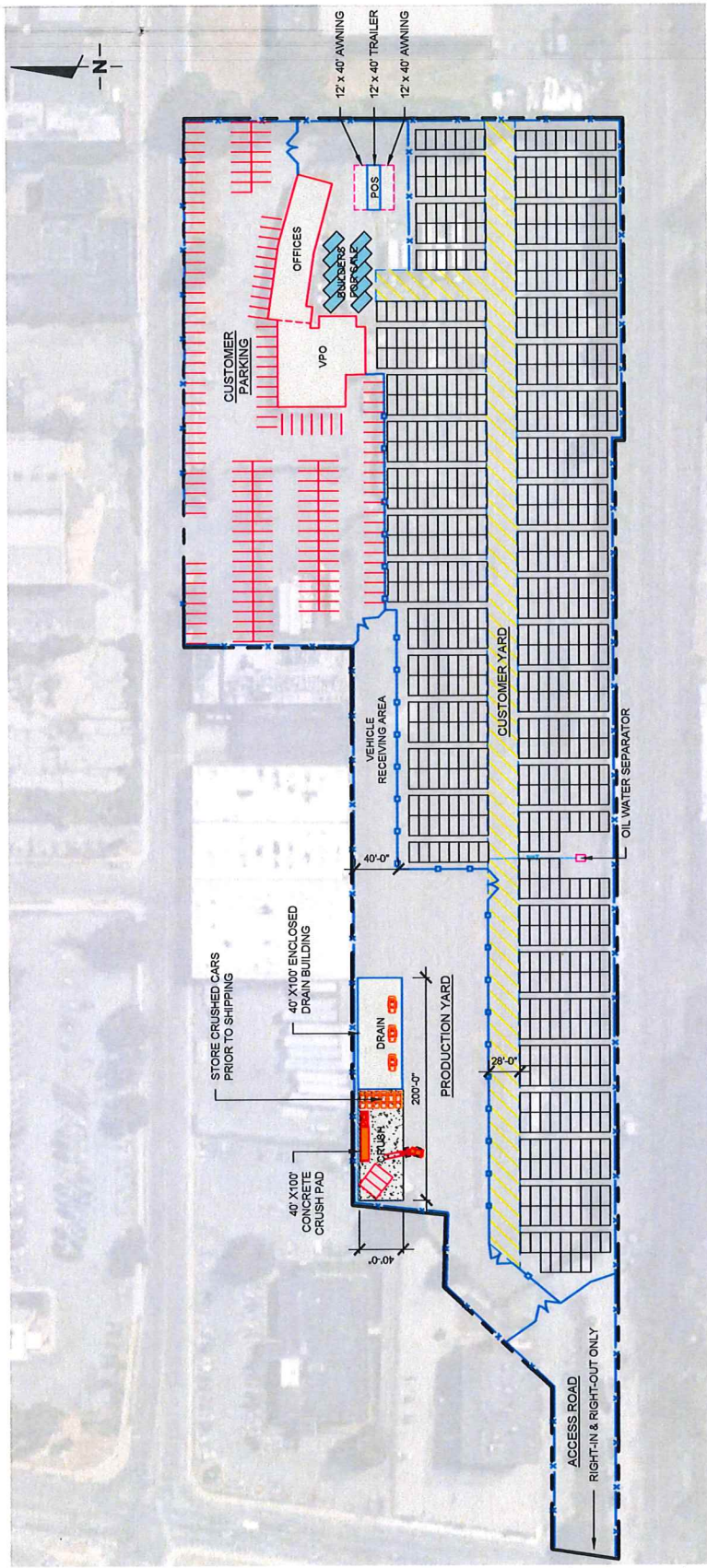
Vehicle fluids, such as gasoline and diesel fuel, are removed through the SEDA (or similar) depollution system, a vacuum pumped fuel extraction system. This machine is designed to remove fuel from gasoline or diesel tanks in end of life vehicles in a closed system. Gasoline is piped from the SEDA depollution system directly into an above ground 1,000-gallon UL 2085 rated storage tank located outside the drain structure. One UL rated 500-gallon tank will be located outside the drain structure for waste motor oil and one for antifreeze. Fluids are sent directly from the drain racks to the waste tanks via pipes. A licensed vendor collects waste oil from the two tanks for recycling. One above ground 500-gallon UL 2085 rated storage tank for diesel supply fuel is planned.

REVISIONS		
NO.	BY	DATE
MD		10/01/20
PROPOSED, 01.2		
DESCRIPTION		

Pick-a-Pull
 SELF-SERVE AUTO & TRUCK DISMANTLING
 A SCHNITZER COMPANY
 10850 GOLD CENTER DR., STE. 325
 RANCHO CORDOVA, CA 95670

SITE PLAN
 PROJECT HOOPS
 331 LIBERTY STREET
 SPRINGFIELD, MA 01104

DRAWING NUMBER
 2 OF 3



SITE PLAN
 SCALE: 1" = 100'

- NOTES FOR CITY PLANNING STAFF:**
1. PROPOSED SITE WILL UTILIZE EXISTING ASPHALT, PERIMETER FENCING, PAVING, ALL ON-SITE LIGHTING, & DRAINAGE INLETS.
 2. ALL INLETS WILL BE DIRECTED TO EXISTING OIL WATER SEPARATOR
 3. ALL WATER ON SITE WILL BE TREATED THROUGH OIL WATER SEPARATOR BEFORE BEING DISCHARGED TO SANITARY SYSTEM.

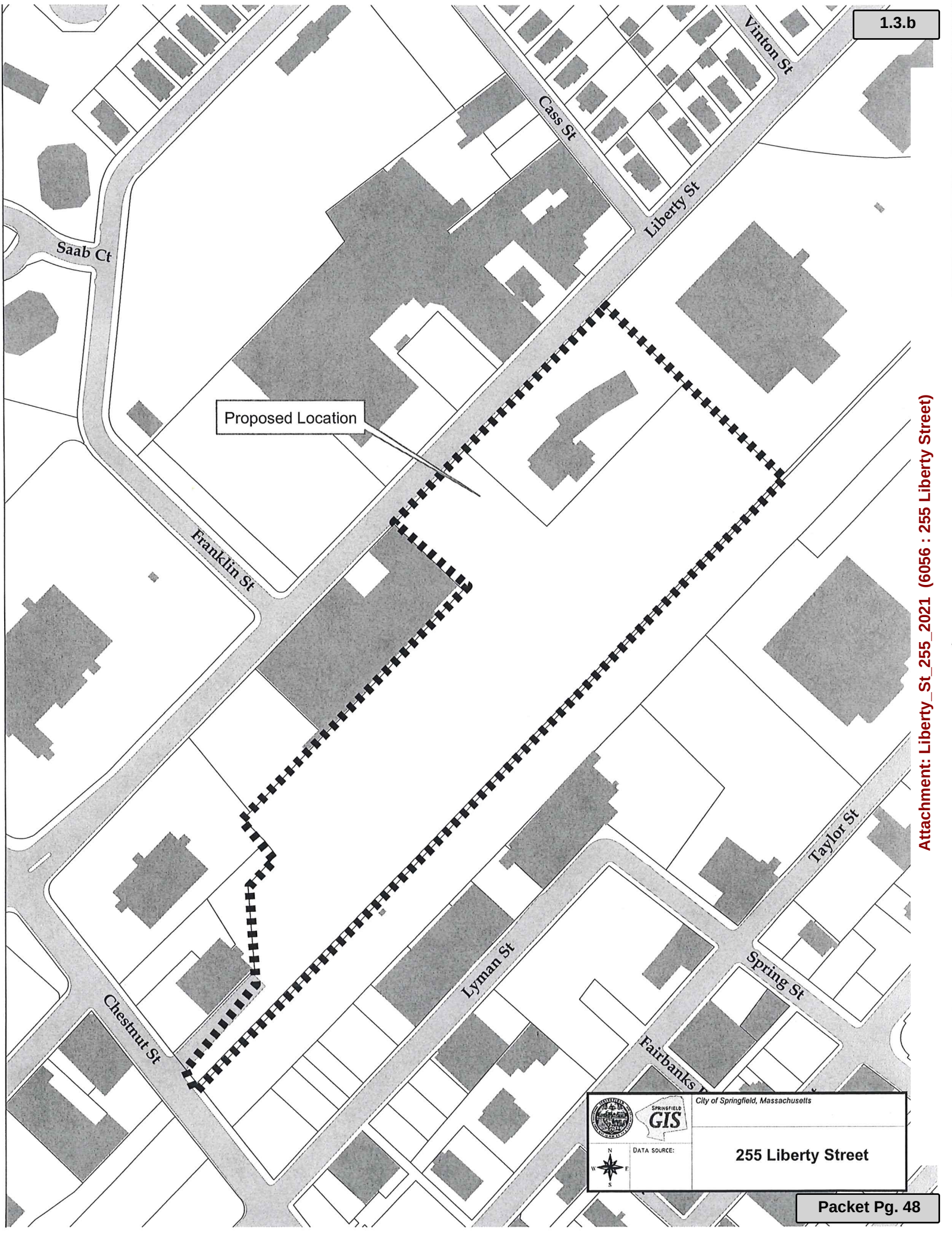
BOX SIZES

TRUCKS	10'x20'+6' AISLE
MINIS	9.5'x18'+6' AISLE
DOMESTICS	9.0'x18'+6' AISLE
IMPORTS	9.0'x17'+6' AISLE

MAIN YARD CAR COUNT BY MAKE

	%	PROPOSED
GM	---	---
FORD	---	---
CHRYSLER	---	---
IMPORTS	---	---
MINI TRUCKS	---	---
LARGE TRUCKS	---	---

PROPOSED	
YARD COUNTS	PROPOSED
SET CARS	703
USABLE CUSTOMER YARD ACRES	4.07 AC.
PRODUCTION ACRES	1.20 AC.
HOLD CARS	---
CUSTOMER PARKING SPACES	185
CUSTOMER PARKING ACRES	1.43 AC.
BUILDERS	10
TOTAL SITE ACREAGE	7.82 AC.



Proposed Location

 SPRINGFIELD GIS	City of Springfield, Massachusetts
	255 Liberty Street



DATA SOURCE:

Attachment: Liberty St 255 2021 (6056 : 255 Liberty Street)



City Council

Regular Meeting

~ Minutes ~

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

Tasheena Davis
4137876589

Monday, October 5, 2020

6:30 PM

City Hall -- Room 200

Possible Public Speak-Out Time 6:30 PM

Call to Order

6:30 PM Meeting called to order on October 5, 2020 at City Hall -- Room 200, 36 Court Street, Springfield, MA.

Attendee Name	Title	Status	Arrived
Adam Gomez	Vice President Ward 1 Councilor	Remote	
Tracye Whitfield	At-Large Councilor	Remote	
Victor Davila	Ward 6 Councilor	Remote	
Michael A. Fenton	Ward 2 Councilor	Remote	
Sean Curran	At-Large Councilor	Remote	
Orlando Ramos	Ward 8 Councilor	Remote	
Kateri B. Walsh	At-Large Councilor	Remote	
Marcus J Williams	Ward 5 Councilor	Remote	
Timothy C. Allen	Ward 7 Councilor	Remote	
Jesse Lederman	At-Large Councilor	Remote	
Melvin A. Edwards	Ward 3 Councilor	Remote	
Malo Brown	Ward 4 Councilor	Remote	
Justin Hurst	President-At-Large Councilor	Remote	

Moment of Silence - Pledge of Allegiance

Reports of Committee

I. Minutes Approval

1. Wednesday, July 15, 2020
2. Monday, July 20, 2020
3. Monday, August 03, 2020
4. Monday, September 21, 2020

Informational

5. Order (ID # 5894)

August Revenue Vs. Expenditure Report

Minutes Acceptance: Minutes of Oct 5, 2020 6:30 PM (Minutes)

COMMENTS - Current Meeting:

Pat Burns, City Comptroller, addressed the Council. He explained that he has added a new report comparing FY20 to FY21 for the same time period. He hopes it is helpful to the Council.

Councilor Lederman thanked Mr. Burns.

ATTACHMENTS:

- August Revenue Vs. Expenditure Report (PDF)

RESULT:	RECEIVE REPORT
----------------	-----------------------

Grants

6. Order (ID # 5888)

CDBG-CV (Second Round) Grant - \$1,749,839.00 - No Match

COMMENTS - Current Meeting:

Tim Sheehan, Chief Economic & Development Officer, addressed the Council. He stated that this is a second round grant as part of the Cares Act. The grant has 3 components including an administration component, a workforce training component, and an economic development component for small businesses.

Councilor Williams asked how the funds would be dispersed.

Mr. Sheehan stated that a request for proposals would be utilized.

Councilor Gomez asked if the funds are available to sole proprietors.

Mr. Sheehan stated that is the case and the

ATTACHMENTS:

- CDBG CV grant-19 (PDF)

RESULT:	PASSED BY VOICE VOTE
----------------	-----------------------------

7. Order (ID # 5887)

Municipal Vulnerability Preparedness Program Action Grant - No Match Required
\$210,422.000

COMMENTS - Current Meeting:

Items 7-9 were taken together. The Council voted unanimously to accept the grant.

ATTACHMENTS:

- Municipal Volnerability Prepararedness Grant (PDF)

RESULT: PASSED BY VOICE VOTE

8. Order (ID # 5879)

MOAPC (MASSCALL) Grant Increase -No Match Required- \$75,000

COMMENTS - Current Meeting:

Items 7-9 were taken together. The Council voted unanimously to accept the grant.

ATTACHMENTS:

- MOAPC GRANT (PDF)

RESULT: PASSED BY VOICE VOTE

9. Order (ID # 5889)

Western MA Health & Medical Coordinating Coalition (HMCC) Grant - No Match Required \$12,759.7500

COMMENTS - Current Meeting:

Items 7-9 were taken together. The Council voted unanimously to accept the grant.

ATTACHMENTS:

- Western MA Health & Medical Coordinating Coalition Grant (PDF)

RESULT: PASSED BY VOICE VOTE

Orders

10. Order (ID # 5898)

Unexpended Bond Proceeds to Municipal Golf Course Project - \$1,000,000.00

COMMENTS - Current Meeting:

Councilor Whitfield made a motion to send the item to Committee, seconded by Councilor Lederman. With a vote of 12-1, the motion passed with Councilor Fenton voting against the motion.

The Council voted unanimously to suspend Rule 19.

ATTACHMENTS:

- CAFO Cert - Unexpended Bond Proceeds - Municipal Golf Courses (DOCX)

RESULT: REFERRED TO COMMITTEE **Next: 10/19/2020 6:30 PM**

11. Order (ID # 5897)

Unexpended Bond Proceeds to Dispatch Consolidation Project - \$900,000.00

COMMENTS - Current Meeting:

Councilor Whitfield made a motion to send the item to committee, seconded by Councilor Ramos.

Councilor Whitfield stated that the suggestion for a unified dispatch was made 15 years ago so the idea that there is a rush now is not valid. If there is a priority project, the administration needs to communicate better with the Council.

Councilor Davila stated that Councilors Whitfield and Ramos, but we are entering a season where suicide attempts increase and we are in a second wave of COVID-19. The dispatch center is necessary and pertinent.

Councilor Lederman agreed with Councilor Whitfield on how information comes to the Council. He stated that information could be brought forward sooner. He explained he would be asking how the decision was made to use the funds for the Dispatch Center. Communication needs improvement.

Councilor Allen asked for the Council to call the question, seconded by Councilor Fenton. The motion failed 8-5.

Councilor Williams stated constituents would be happy with the choice of the Council to continue discussion.

The motion to committee failed by a vote of 5-8.

Councilor Ramos asked what the second choice was for the funds.

Lindsay Hackett stated that the terms were the driving force for selection of the project. She told Councilor Ramos is being heard regarding private ways being paved and TJ Plante, CAFO, is speaking with the Mayor now.

Councilor Ramos stated the Departments are stuck in the middle of the conflict between the Council and the Administration regarding communication.

The item passed with a vote of 12-1, with Councilor Hurst voting against approval.

The Council voted unanimously to suspend Rule 19.

ATTACHMENTS:

- CAFO Cert - Unexpended Bond Proceeds - Dispatch (DOCX)

RESULT: ADOPTED [12 TO 1]

AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown

NAYS: Justin Hurst

12. Order (ID # 5893)

Bills of Prior Year - Various Departments- \$789.55

COMMENTS - Current Meeting:

The Council voted unanimously to suspend Rule 19.

ATTACHMENTS:

- CAFO Cert - BOPs 10.5.20

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

13. Order (ID # 5896)

Order Authorizing the Mass Development Financing Agency To Provide Financing for FM Holdings, LLC/The Duc-Pac Corporation to Relocate Its Manufacturing Business to 1125 Page Boulevard in Springfield

Order authorizing the Mass. Development Finance Agency to assume the role of the inactive Springfield Industrial Development Financing Authority in providing industrial development bond financing to FM Holdings, LLC/The Duc-Pac Corporation, to purchase, renovate and equip a facility at 1125 Page Boulevard in Springfield, to relocate its business of manufacturing prefabricated duct work for residential forced air systems.

COMMENTS - Current Meeting:

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

14. Order (ID # 5858)

Collective Bargaining Agreement Ratification - SPSA

COMMENTS - Current Meeting:

Bill Mahoney, Human Resources Director addressed the Council. He explained this is the Police Supervisors Union contract. Highlights for the contract include an extension of the 90 days period to 120 day period to bring departmental charges forward, a change from a 3 year term to a 1 year term, and an additional assessment center for promotions in addition to the civil service exam.

Councilor Ramos stated he has not reviewed this in his committee. He will be making a motion to send the item to committee. The contract is problematic based on the Department Of Justice report and the Boston Globe article calling the SPD the worst police department in the country. One thing that was mentioned was in the DOJ report which referenced the amount of days for bringing forward departmental charges. Greg Bigda was not charged by the department due to this provision. The average person does not have the luxury of getting away with a crime if they aren't caught within 90 days.

Councilor Whitfield asked who would administer the assessment center.

Bill Mahoney stated that it would be based on selection of a vendor through a request for proposals.

Councilor Whitfield pointed to previous exams where black officers scored highest on the exam and were not promoted. She stated that in 2016 two of the three highest scorers were black and they were not selected. Commissioner Clapprood stated that the SPD doesn't need high scoring individuals but people with experience which came about when minorities began scoring higher on the exam.

Councilor Williams explained that he would mimic all that was said by Councilor Ramos. The time frame for charges is problematic. He asked why is it being extended to 120 days.

Mr. Mahoney stated this is not for criminal charges, but for departmental charges.

ATTACHMENTS:

- CAFO Cert- SPSA Agreement (PDF)
- 2020-09-11 Letter to City Council re SPSA (PDF)
- 2020-09-04 SPSA TA - EXECUTED (PDF)

RESULT:

REFERRED TO COMMITTEE

Next: 10/19/2020 6:30 PM

15. Order (ID # 5865)

Order Approving CPC Recommendation-Duggan Park - \$250,000

HISTORY:

09/14/20

City Council

REFERRED TO COMMITTEE

Next: 10/05/20

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. There are 15 projects scattered across the 17 neighborhoods of Springfield,. He thanked all representatives individually that worked with the CPC. He had a PowerPoint presentation. 25 applications received with all doing a presentation. Duggan Park went from possession by the school department to the Parks Department. The committee is recommending this for basketball court, baseball field and community garden.

Councilor Williams stated that residents have been anxious about this changing and the property has not been living up to its potential. He urges his colleagues to vote in favor of this project.

Councilor Brown commended the CPC and Councilor Williams for their effort.

The Council voted unanimously to suspend Rule 19.

RESULT: ADOPTED [UNANIMOUS]
AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

16. Order (ID # 5875)

Order Approving CPC Recommendation-Elias Brookings Apartments - \$250,000

HISTORY:

09/14/20 City Council REFERRED TO COMMITTEE
 Next: 10/05/20

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. He explained that the former Elias Brookings School was bought and will be turned into apartments.

Councilor Brown stated that he attended Brookings Elementary School and he is happy with the selection of this project.

The Council voted unanimously to suspend Rule 19.

RESULT: ADOPTED [UNANIMOUS]
AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

17. Order (ID # 5872)

Order Approving CPC Recommendation-Historic Home Restoration Program - \$200,000

HISTORY:

09/14/20 City Council REFERRED TO COMMITTEE
 Next: 10/05/20

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. He stated this was put together by the Office of Planning & Economic Development for historic preservation of windows and exterior painting.

Councilor Lederman stated that the CPC has hit its stride, as the projects have diversity. The project impresses him as the productivity is visual for residents. The historic properties play an important role in Springfield and blight is a problem throughout the City. The cost of preserving historic homes is extensive and this type of project is important.

Councilor Ramos asked how long fund recipients have to expend the funds and finish the project.

Mr. McCarroll stated that typically it is by November of the following year, but COVID-19 impacted that.

Councilor Brown stated that this is a great thing for the elderly community as it will assist them with renovations they may not be able to afford, so adding a porch renovation would be vital.

Mr. McCarroll stated that Office of Planning & Economic Development really deserves the credit. They have worked on this but wanted to start small as there have not been any owner-occupied funding since the CDBG funds ran out in the 1980's. This is a step in the right direction.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

18. Order (ID # 5874)

Order Approving CPC Recommendation-Smith Art Museum Exterior Preservation Project - \$165,587

HISTORY:

09/14/20	City Council	REFERRED TO COMMITTEE
Next: 10/05/20		

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. The Springfield Museums requested the funds for stain glassing the windows and performing exterior changes to the museums.

Councilor Ramos stated that the Responsible Employer Ordinance is important especially for projects like this. He reminded the Council that this is an important piece of legislation and should be remembered for enforcement by the Council. He explained that the Council should come up with a similar ordinance regarding the projects performed with CPC funding.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

19. Order (ID # 5866)

Order Approving CPC Recommendation-Forest Park Aquatic Gardens - \$110,000

HISTORY:

09/14/20	City Council	REFERRED TO COMMITTEE
Next: 10/05/20		

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. The project is proposed by the Department of Parks and Building Management seeking to replace a gazebo that was damaged by the storm in 2011.

Councilor Brown asked if the Council can reduce the funds.

Mr. McCarroll stated that there are three options for the Council to approve as recommended, approve with less than recommended or deny it.

Councilor Brown asked if funding can be reallocated after cutting funds.

Mr. McCarroll stated that the CPC may not come back to the Council with changes to recommendations increasing project funds based on a decrease of other projects. He explained this is against the spirit of the Act.

Councilor Davila stated that this is supported by the Forest Park Civic Association.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

20. Order (ID # 5878)

Order Approving CPC Recommendation-Trinity House-51-53 Bay Street - \$106,800

HISTORY:

09/14/20	City Council	REFERRED TO COMMITTEE
Next: 10/05/20		

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. He stated this was brought forth by Holy Trinity Church for a women's shelter for masonry, door and window renovations.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

21. Order (ID # 5868)

Order Approving CPC Recommendation-Marshall Roy Field Park Walking Path - \$101,550

HISTORY:**09/14/20****City Council****REFERRED TO COMMITTEE****Next: 10/05/20****COMMENTS - Current Meeting:**

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. He stated that this was proposed by the Springfield Museums and is the site of the former WSPR radio station. The building has roof and wall issues and the funds would be used to stop roof leaking and to fund a study into assessing the existing stucco.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Justin Hurst, President-At-Large Councilor
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

22. Order (ID # 5873)

Order Approving CPC Recommendation- Kilroy House Exterior Restoration - \$92,755

HISTORY:**09/14/20****City Council****REFERRED TO COMMITTEE****Next: 10/05/20****COMMENTS - Current Meeting:**

Robert McCarroll, President of the Community Preservation Committee, addressed the Council.

Councilor Brown stated he would like to know which craftsmen are being selected for this project.

Councilor Ramos reiterated his comments from earlier in regards to creating guidelines for selection of vendors/craftsmen for these project.

Councilor Gomez stated this is a captivating structure on Chestnut Street and is within Ward 1. He wanted to show support for the project. He seconded the comments of Councilor Ramos.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Justin Hurst, President-At-Large Councilor
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

23. Order (ID # 5867)

Order Approving CPC Recommendation-Springfield Bike Park Study - \$80,000

HISTORY:**09/14/20****City Council****REFERRED TO COMMITTEE****Next: 10/05/20****COMMENTS - Current Meeting:**

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. This is a proposal from the Parks Department in support of people interested in Liberty Heights and in 16 Acres near Greenleaf Park for study of locations and for construction drawings.

Councilor Williams asked about the site locations. He asked who determined the locations.

Mr. McCarroll stated they were brought in by the Park Department.

Councilor Brown stated that there are neighborhoods that could use more than a basketball court. The expansion of other things are important to the community.

Councilor Whitfield stated that the Council can work with the community and Parks Department to select which project go before the CPC. The community bring forth proposals, not the CPC.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Justin Hurst, President-At-Large Councilor
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

24. Order (ID # 5869)

Order Approving CPC Recommendation-Indian Orchard Ponds Feasibility Study - \$50,000

HISTORY:**09/14/20****City Council****REFERRED TO COMMITTEE****Next: 10/05/20****COMMENTS - Current Meeting:**

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. This is a proposal from the Indian Orchard Citizens Council being carried out by the Parks Department. This is study for the water bodies in Indian Orchard for more recreational activities in Indian Orchard.

Councilor Ramos spoke in favor of this item. He stated this is needed in Indian Orchard and for the City. There is a lack of access to safe swimming and because of this young children of color are 4 times more likely to drown than their white counterparts. This is a public safety and health issue.

Councilor Williams stated that he would like to commend the Indian Orchard Neighborhood Council lead by Zaida Govan. This is something they have been working on for a long time.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Justin Hurst, President-At-Large Councilor
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

25. Order (ID # 5871)

Order Approving CPC Recommendation-Thompson Triangle Park Fountain - \$46,000

HISTORY:

09/14/20	City Council	REFERRED TO COMMITTEE
Next: 10/05/20		

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. He stated this came from the McKnight Neighborhood Council and carried out by the Parks Department to get the water fountain to function as a centerpiece of the neighborhood.

Councilor Brown stated that this is a beautiful feature of the neighborhood.

Councilor Lederman stated he grew up down the street and this was called the Center Park. This is great.

The Council voted unanimously to suspend Rule 19.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Justin Hurst, President-At-Large Councilor
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

26. Order (ID # 5877)

Order Approving CPC Recommendation-Invasive Plant Program Phase II - \$40,635

HISTORY:

09/14/20	City Council	REFERRED TO COMMITTEE
Next: 10/05/20		

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. This is a project brought forth by Regreen Springfield. They were funded for an initial phase two years ago. Japanese knotweed is plaguing our parks and recreation areas. They will work with the Parks Department on this project.

The Council voted unanimously to suspend Rule 19.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Justin Hurst, President-At-Large Councilor
AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

27. Order (ID # 5876)

Order Approving CPC Recommendation- Rockrimmon Boathouse Adaptive Reuse Study - \$35,000

HISTORY:

09/14/20 City Council REFERRED TO COMMITTEE
 Next: 10/05/20

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. This was proposed by the Pioneer Valley Riverfront Club, who is the tenant of the Bassett Boathouse. It is a study for park expansion, parking, and reuse of the boathouse.

The Council voted unanimously to suspend Rule 19.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Justin Hurst, President-At-Large Councilor
AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

28. Order (ID # 5864)

Order Approving CPC Recommendation-57 School St. - \$33,600

HISTORY:

09/14/20 City Council REFERRED TO COMMITTEE
 Next: 10/05/20

COMMENTS - Current Meeting:

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. This project was brought forth by the Youth Social Education Training Inc., a non-profit dealing with young people. They occupy the former School St. School. It was sold to Jr. Achievement and now YSET is there. They are asking for help with windows and masonry.

The Council voted unanimously to suspend Rule 19.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Justin Hurst, President-At-Large Councilor
AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

29. Order (ID # 5870)

Order Approving CPC Recommendation-Spanish-American War Memorial - \$20,000

HISTORY:**09/14/20****City Council****REFERRED TO COMMITTEE****Next: 10/05/20****COMMENTS - Current Meeting:**

Robert McCarroll, President of the Community Preservation Committee, addressed the Council. This was brought by the Parks Department to fund a study on how to best preserve the monument and returning next year with a proposal to do the work.

Councilor Davila thanked all for their work with the presentation and for helping to make the City a better, more beautiful place. He agreed with the sentiment but said he has a question on this proposal. The irony of having a monument of a soldier at the entrance of a Puerto Rican neighborhood. The Spanish American war marks the colonization of Puerto Rico. He thinks the time has come to move the monument. He finds it insulting to memorialize the oppression of his home land.

Mr. McCarroll stated that the application came with a letter of support from the New North Citizens Council. He thought the neighborhood supported this.

Mr. Davila stated he is not surprised by nonetheless not all Puerto Ricans live in the North End. It is time to move the statute.

The Council voted unanimously to suspend Rule 19.

Councilor Gomez stated that he will be advocating to move the statute at a later point. He echoes the sentiment of Councilor Davila. He stated that the monument there should be someone/something that means something to Puerto Rican.

Councilor Ramos stated the status of Puerto Rico is a debatable issue and the placement of the statute is not bad.

The order was approved by a vote of 11-2, with Councilors Davila and Hurst voting in the negative.

RESULT:	ADOPTED [11 TO 2]
MOVER:	Justin Hurst, President-At-Large Councilor
AYES:	Gomez, Whitfield, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown
NAYS:	Victor Davila, Justin Hurst

Zoning Ordinances

30. Zoning Ordinance (ID # 5821)

To Change the Zoning of a Portion of the Properties Known as 1245 Liberty Street (07770-0410), 1355 Liberty Street (07770-0408), 1377 Liberty Street (07770-0406), 1250 St James Avenue (11170-0182), 1284-1290 St James Avenue (11170-0180), 1276 St James

Avenue (11170-0183) and WS 1252 St James Avenue (11170-0490) from Industrial a to Business A.

PETITIONER: Springfield Planning Board

ADDRESS: 1355 Liberty Street, et.al.

CHANGE REQUESTED: Ind A to Bus A

HISTORY:

09/16/20 Planning Board MOTION TO CONTINUE
Next: 10/07/20

COMMENTS - Current Meeting:

The item was received by the Council to go forth to the Planning Board.

ATTACHMENTS:

- 3217_Liberty_St_Formal_2020 (PDF)
- 3217_1355_Liberty_St_et_al_2020 (PDF)

RESULT: RECEIVED 1ST STEP

Next: 10/26/2020 6:30 PM

Ordinances

31. Ordinance 2020-4

Quadrangle-Mattoon Street Historic District Amendment

Quadrangle-Mattoon Street Historic District Amendment

HISTORY:

09/14/20 City Council FIRST STEP

COMMENTS - Current Meeting:

Tim Sheehan of the Office of Planning & Economic Development stated this is an exemption for the Springfield Library & Museums.

The Council voted in favor of passing the ordinance.

The Council invoked Rule 22C to take 2nd and 3rd step together.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Adam Gomez, Vice President Ward 1 Councilor

AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

Unfinished Business

32. Ordinance (ID # 5724)

Ordinance for Police Commissioner and Community Police Hearing Board

HISTORY:

06/22/20	City Council	REFERRED TO COMMITTEE
Next: 07/20/20		
07/20/20	City Council	LAY ONTABLE
Next: 09/14/20		
09/14/20	City Council	REFERRED TO COMMITTEE
Next: 10/05/20		

COMMENTS - Current Meeting:

This item remained in Committee.

ATTACHMENTS:

- Ordinance for Police Commissioner and Community Police Hearing Board 6 17 2020 (PDF)

RESULT:	REFERRED TO COMMITTEE	Next: 10/19/2020 6:30 PM
----------------	------------------------------	---------------------------------

33. Special Act (ID # 5781)

Special Act Related to Outstanding Fines, Fees, Penalties Related to Fireworks

HISTORY:

07/20/20	City Council	CONTINUED
Next: 09/14/20		

Motion to continue the item was made by Councilor Gomez, seconded by Councilor Whitfield. By roll call vote, the item was continued to September 14, 2020.

09/14/20	City Council	REFERRED TO COMMITTEE
Next: 10/05/20		

Motion to send the item to committee was made by Councilor Davila and seconded by Councilor Walsh. By vote of 11-2 the motion passed with Councilors Fenton & Williams in opposition of the motion.

COMMENTS - Current Meeting:

This item remained in Committee.

ATTACHMENTS:

- Draft Special Act (PDF)

RESULT:	REFERRED TO COMMITTEE	Next: 10/19/2020 6:30 PM
----------------	------------------------------	---------------------------------

34. Ordinance 2020-5

Ordinance Chapter 238 - Short-Term Rentals

HISTORY:

02/03/20	City Council	REFERRED TO COMMITTEE
Next: 03/09/20		
03/05/20	City Council	
03/09/20	City Council	FIRST STEP
03/16/20	City Council	REFERRED TO COMMITTEE

COMMENTS - Current Meeting:

The ordinance passed second and third step.

The Council voted unanimously to invoke Rule 22C and take second and third steps together.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Lederman, At-Large Councilor
SECONDER:	Malo Brown, Ward 4 Councilor
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst



City Council

Special Meeting

~ Minutes ~

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

Tasheena Davis
4:37876589

Monday, December 7, 2020

5:30 PM

Virtual Meeting (Zoom)

I. Call to Order

5:30 PM Meeting called to order on December 7, 2020 at Virtual Meeting (Zoom) , Virtual Meeting, N/A, NA.

Attendee Name	Title	Status	Arrived
Adam Gomez	Ward 1 Councilor	Remote	
Tracye Whitfield	Councilwoman	Remote	
Victor Davila	Councilman	Remote	
Michael A. Fenton	Ward 2 Councilor	Remote	
Sean Curran	Councilman	Remote	
Orlando Ramos	Vice President - Ward 8 Councilor	Remote	
Kateri B. Walsh	At-Large Councilor	Remote	
Marcus J Williams	Vice-President	Remote	
Timothy C. Allen	Ward 7 Councilor	Remote	
Jesse Lederman		Remote	
Melvin A. Edwards	Ward 3 Councilor	Remote	
Malo Brown	Councilman	Remote	
Justin Hurst	President	Remote	

II. Public Portion

- A. *The Council will consider an Order setting a residential factor for Fiscal Year 2021.*

III. Orders

1. Order (ID # 5960)

Supplemental Budget - Decrease in State Aid - \$15,787,024.00

COMMENTS - Current Meeting:

TJ Plante, CAFO, addressed the Council. He stated that SPS is asking to amend their budget by a decrease in the amount of the order. He explained they anticipated this reduction. In order to set the tax rate, this order needs to be approved first.

Councilor Allen asked if there will be any other votes required for the SPS budget.

Mr. Plante stated that SPS had a contingency plan in place already so this does not impact their projected expenditures. They were hoping for the student opportunity act would be approved. Once this is passed, a revised budget will be presented to the School Committee.

Minutes Acceptance: Minutes of Dec 7, 2020 5:30 PM (Minutes)

Councilor Davila asked if this is 15 million dollars less from the state.

Mr. Plante stated it was but the budget passed by the School Committee anticipated this.

The Council voted unanimously to approve the order.

The Council voted unanimously to suspend Rule 19 and take the matter up in one vote.

ATTACHMENTS:

- CAFO Cert - Supplemental Budget (DOCX)

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

2. Order (ID # 5965)

Transfer - FY20 Certified Free Cash to FY21 Estimated Revenues - \$1,000,000.00

FINANCIAL IMPACT:

Transfer - FY20 Certified Free Cash to FY21 Estimated Revenues - \$1,000,000.00

COMMENTS - Current Meeting:

TJ Plante, Chief Administrative and Finance Officer, addressed the Council. He stated this transfer is being used to reduce the tax rate.

The Council voted unanimously to approve the order.

The Council voted unanimously to suspend Rule 19 and take the matter up in one vote.

ATTACHMENTS:

- CAFO Cert - Free Cash to FY21 General Fund Revenues (DOCX)

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

3. Order (ID # 5971)

Tax Factor-FY 21

COMMENTS - Current Meeting:

Richie Allen, Assessor, addressed the Council with a written presentation. He stated that the dates included in the presentation were set by the state and were set prior to the pandemic starting. He explained that June 30th is the physical status date, which means whatever was on the property on that date is taxed. He stated there has been a responsible balance struck between residential and commercial properties with residential being taxed at \$18.90 and the commercial rate staying at \$39.23.

Councilor Whitfield stated that some relief for taxpayers is better than none. She explained more creative ways are going to be required but that will take time and effort. She thanked Nancy Creed and Freddie Lopez, representatives of the business community, for aiding in the process and supporting the proposed rate.

Councilor Walsh congratulated the subcommittee for working so hard and for everyone coming together.

Councilor Lederman asked what the average tax bill would be for a residence.

Mr. Richie stated that there is no average as values range. He stated for a home valued around \$161,000 last year the tax bill would increase by around \$123.00.

Councilor Gomez thanked Councilor Whitfield for her hard work on this issue.

Councilor Ramos stated that residents need abatement info as this is important for homes being over valued.

Nancy Creed representing the business community stood in full support of the rate.

Freddie Lopez attempted to speak but was having technical issues.

Councilor Gomez made a motion to amend the order to include a rate of .78400 to the last sentence of the order, seconded by Councilor Whitfield. All being in favor, the motion passed unanimously.

The Council voted unanimously to approve the amended order.

RESULT: ADOPTED AS AMENDED [UNANIMOUS]

AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst



City Council

Regular Meeting

~ Minutes ~

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

Tasheena Davis
4137876589

Monday, December 7, 2020

6:30 PM

City Hall -- Room 200

Possible Public Speak-Out Time 6:00 PM

Call to Order

6:30 PM Meeting called to order on December 7, 2020. This meeting will be held via Zoom (Remote Collaboration Technology).

Attendee Name	Title	Status	Arrived
Adam Gomez	Ward 1 Councilor	Remote	
Tracye Whitfield	Councilwoman	Remote	
Victor Davila	Councilman	Remote	
Michael A. Fenton	Ward 2 Councilor	Remote	
Sean Curran	Councilman	Remote	
Orlando Ramos	Vice President - Ward 8 Councilor	Remote	
Kateri B. Walsh	At-Large Councilor	Remote	
Marcus J Williams	Vice-President	Remote	
Timothy C. Allen	Ward 7 Councilor	Remote	
Jesse Lederman		Remote	
Melvin A. Edwards	Ward 3 Councilor	Remote	
Malo Brown	Councilman	Remote	
Justin Hurst	President	Remote	

Moment of Silence - Pledge of Allegiance

Reports of Committee

Councilor Edwards stated a General Govt. Subcommittee meeting was held. He explained the private ways ordinance was discussed regarding future developments.

Councilor Williams explained the Maintenance & Dev. Subcommittee met regarding funding for the private ways ordinance and lead collection pickup.

Councilor Ramos stated that he wanted to remind all that there is a Public Safety meeting scheduled for tomorrow to discuss Police Reform.

Minutes Acceptance: Minutes of Dec 7, 2020 6:30 PM (Minutes)

Informational

Order (ID # 5963)

October Revenue Vs. Expenditure Report

COMMENTS - Current Meeting:

Patrick Burns, City Comptroller, addressed the Council. He stated that it represents 4 months of the fiscal year. Revenue is outpacing expenditures due to the tax bills being due in September.

ATTACHMENTS:

- October Revenue Vs. Expenditure Report (PDF)

RESULT:	RECEIVED PASSED
----------------	------------------------

I. Petitions

1. Petition (ID # 5895)

For a Special Permit to Operate an Adult Use Marijuana Establishment (Storefront Retail) at the Property Known as 1860 Main Street (08130-0177)(Book#3328/Page#504), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 20.1(1).

Request:	See Above
Owner:	The Republican Company
By:	George Arwady
Petitioner:	6 Bricks, LLC
By:	Payton Shubrick

HISTORY:

10/26/20	City Council	CONTINUE
Next: 11/23/20		
11/23/20	City Council	CONTINUE
Next: 12/07/20		

COMMENTS - Current Meeting:

Councilor Allen stated he attended the meeting with the New North Citizens Council. He stated there are letters in support from the New North Citizens Council and Women of the Vanguard stated they would write a letter of support.

Councilor Gomez stated there were 3 letters received from Women of the Vanguard, Brightwood Development and New North Citizens Council.

Councilor Davila stated that he received a letter in support from The Republican.

Councilor Whitfield stated she was aware of the letter and was going to state the same thing.

Payton Shubrick stated they have also met with the Lower liberty Heights Neighborhood Council and she was supported by the council. She stated they have worked on community

relations by creating an advisory board that will consist of community members, a patrol officer, and the Ward 1 City Councilor. She stated there will six non profits selected to receive Christina's House, the Puerto Rican Parade and Springfield Museums to name a few. They are personally involved with these organizations and look forward to helping. They've created 6 things to know before coming to 6 Brick's including having a valid id, education is offered, details about the security team and age limits.

Councilor Williams thanked Ms. Shubrick for reaching out to the community. He stated he encourages the Council to turn their attention to the next phase in the process. Cultivation candidates deserve the right to compete. He has received public assurance that the next process will take place in December.

Councilor Brown stated that he commends Ms. Shubrick. He stated the state level worked hard to ensure minorities have been included. Ms. Shubrick and her team have done everything necessary to ensure success.

Councilor Walsh stated she has been ready to support this as Ms. Shubrick has hit all of the marks asked for by the state and the City. She explained she is proud that a women owned business has accomplished this. She is happy she was able to hear the concerns of the community. She is in full support.

Councilor Lederman stated that Ms. Shubrick has been second to none with her presentation. The industry is dominated by people not from here with lots of money and what she has done is nothing short of amazing. Tax revenue for the City will be beneficial as well.

Councilor Davila stated that he is proud to see an African American woman being the pioneer. He wants to acknowledge her publicly and he is pleased to support the petition.

Councilor Allen stated that he sent the letters to Clerk Davis and he attended the meeting. He was happy to see how Six Brick's discussed concerns with the community.

Councilor Whitfield stated she is the only black woman in the Council and Ms. Shubrick wowed her from the beginning. She thanked her for supporting the businesses and neighborhoods in the area, for supporting organizations in the City. She thanked her for her professionalism, transparency and Springfield is blessed to have you here. She thanked the team and stated she is so very proud of Ms. Shubrick.

Councilor Edwards stated that there are questions and comments from Lower Liberty and Lamont Clemens.

Councilor Gomez stated he does not have an objection but asked the Council if they have any objections.

With none, Gladys and Eduardo Rivera addressed the Council. Gladys thanked Elena Jimenez lead the meeting and minutes have been provided for transparency. She stated

they are happy to have a women-minority owned business. She thanked them for coming to the Lower Liberty Heights neighborhood as many businesses do not. They will provide a partnership with the neighborhood and an educational component is very important.

Councilor Ramos stated that there is a reason why Ms. Shubrick is being commended as the sole minority licensee. The state law was specifically crafted to give minorities a chance in this business as Black and Hispanic people were impacted by the war on marijuana. He thanked Ms. Shubrick and wished her much success. He stated the City has the best marijuana zoning ordinance in the state and is designed to maximize minority participation.

ATTACHMENTS:

- Main_St_1860_Adult_Use_2020_Tax_Formal (PDF)
- Change of Address-1860 Main St. (PDF)
- Revised-Main_St_1860_Adult_Use_Oct_2020_ (PDF)

RESULT: APPROVED [12 TO 0]

AYES: Gomez, Whitfield, Davila, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

ABSTAIN: Michael A. Fenton

2. Petition (ID # 5922)

For a Special Permit to Operate a Used Car Sales Dealership at the Properties Known as 1608 State Street (11110-0326) and NS State Street (11110-0323) as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.1.

Request:	See Above
Owner:	Luis Lizardi
By:	Luis Lizardi
Petitioner:	Dock J Perry
By:	Dock J Perry

HISTORY:

11/23/20	City Council	CONTINUE
Next: 12/07/20		

COMMENTS - Current Meeting:

Doc Perry, owner of 1608 State Street, addressed the Council. He stated he has made improvements to the property both inside and outside. The Pine Point Neighborhood Council had a site visit and unanimously voted to support the special permit.

Councilor Brown asked if a warranty was in place for the cars sold.

Mr. Perry stated that the cars must pass state inspection and he has a very good reputation. He will sell the best possible inexpensive cars available.

ATTACHMENTS:

- State_St_1608_Tax_Formal (PDF)
- State_St_1608_Nov_2020 (PDF)

RESULT:	APPROVED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

3. Petition (ID # 5954)

VERIZON- Wilcox Street

COMMENTS - Current Meeting:

There was no one present to present the petition.

Councilor Edwards stated that he doesn't see any reason to not hear the agenda item. The petition is for a telephone pole by Verizon who the Council has dealt with many times before.

The Council voted unanimously to approve the petition.

ATTACHMENTS:

- Report Wilcox St. (PDF)
- Wilcox Plan (PDF)

RESULT:	RECEIVED PASSED
----------------	------------------------

Grants

4. Order (ID # 5966)

Parks Department - PARC Grant - Loon Pond- \$400,000 - Match Required

COMMENTS - Current Meeting:

Patrick Sullivan worked with the Indian Orchard neighborhood for years to service Loon Pond. The grant will be used to restore the beach area into a beach area and a non-motorized boat launch area. Councilor Ramos has been a huge advocate for this.

Councilor Williams stated this is great to see this funding. He remembers Councilor Ramos meeting several times regarding this Pond's clean up and revitalization. He asked what percentage of the whole total is represented by this grant.

Mr. Sullivan stated this represents a third towards the complete master plan.

Councilor Ramos thanked Pat Sullivan for prioritizing the project. He stated this is a large deal for Indian Orchard as they feel forgotten as a neighborhood. Loon Pond was designated as one of the great ponds in MA by MA Conservation in the 1980's and 1990's. He thanked Councilor Williams for assisting in clean up of the pond.

ATTACHMENTS:

- PARC Grant - Loon Park (PDF)
- CAFO Cert - PARC Grant - Loon Pond (PDF)

RESULT: RECEIVED PASSED

5. Order (ID # 5946)

FY21 Senior Community Service Employment Grant Increase- in Kind Match Required - \$103,522.00

COMMENTS - Current Meeting:

Helen Caulton, Commissioner of HHS, addressed the Council. The Senior Aid Program is an annual federal grant to assist individuals over 55 gain sustained employment after 2 years in the program.

Councilor Lederman stated that the program is incredible but is not widespread as far as knowledge of the program. It is an excellent opportunity.

ATTACHMENTS:

- SCEP Grant Increase (PDF)

RESULT: ADOPTED [UNANIMOUS]

AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

6. Order (ID # 5955)

Critical Services Covid 19 Grant Increase- No Match Required- \$100,000

COMMENTS - Current Meeting:

Helen Caulton, HHS Commissioner, addressed the Council. She stated it comes from the state to hire and ensure there are contact tracers for individuals who test positive for COVID-19.

ATTACHMENTS:

- HHS Covid-19 Grant Increase (PDF)

RESULT: ADOPTED [UNANIMOUS]

AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

7. Order (ID # 5962)

Police CIT Grant - No Match Required - \$80,000

COMMENTS - Current Meeting:

Lindsey Hackett, Deputy CAFO, addressed the Council. This is a grant received for the Police Department to continue the crisis intervention team housed in the Police Dept. The funding goes toward training and overtime. The team is trained to assist individuals with mental illness.

Councilor Davila stated he is a paramedic and has seen the awesome job of the officers in intervening with mental health crisis calls. He stated that is expected to increase during the holidays. More training and resources is wonderful for this team.

ATTACHMENTS:

- Police CIT Grant (PDF)

RESULT: ADOPTED [UNANIMOUS]

AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

Orders

8. Order (ID # 5961)

Transfer - Stabilization Reserve to Law Department Settlement Account - \$6,809,000.00

FINANCIAL IMPACT:

Transfer - Stabilization Reserve to Law Department Settlement Account - \$6,809,000.00

COMMENTS - Current Meeting:

Edward Pikula, City Solicitor, addressed the Council. He stated that the money is being used to settle lawsuits involving the Police Department. He explained he was joined by Atty. Lisa deSousa. He discussed the cases requiring the current transfer and stated none of them arose from the current administration.

Councilor Whitfield asked what administration he was referring to, the Mayor's or the Police Commissioner's.

Atty. Pikula stated he was referring to SPD administration.

Councilor Whitfield asked if there are any pending from the current SPD administration.

Atty. Pikula stated yes.

Councilor Whitfield asked how many has been paid out since 2010.

Atty. Pikula stated he can give an exact figure in the future but it is definitely millions of dollars. There are one or two bombs like these every year and it seems to be a nationwide trend.

Councilor Whitfield asked for reforms implemented since the DOJ report came out.

Atty. Pikula stated a presentation would be made in the next day or so.

Councilor Brown asked what the stabilization funds can be used for.

Atty. Pikula stated it is essentially the City's rainy day fund.

Councilor Brown stated that the court determination that there should be a settlement should not be understated. He stated one million dollars was used toward the tax rate. It is tax payer money being used to pay for improperly trained cops wrongdoings where more money could of went toward tax relief. He stated transparency is a huge issue.

Councilor Ramos stated that this is a very difficult decision and he doesn't want to understate that. He wanted constituents to know that the Council does not just vote on this and sleep well at night. It is a very difficult decision and one they unfortunately have to make.

Atty. Pikula stated this is to mitigate any impacts on taxes.

ATTACHMENTS:

- CAFO Cert - Law Settlements Transfer from Reserves (DOCX)

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

9. Order (ID # 5964)

Budget Transfer Within a Department - \$78,918.00

FINANCIAL IMPACT:

Budget Transfer Within a Department - \$78,918.00 PS to OTPS

COMMENTS - Current Meeting:

Edward Pikula, City Solicitor, stated this is a Law Department transfer. He stated there have been many vacancies and it is difficult to find quality graduates to fill those positions. He stated outside lawyers must be used when there are conflicts like Schand for example. Vacancies require outside lawyers be hired and there is a need for expert witnesses. There is a surplus in salaries and this will be moved to pay for the outside costs to stop the bleeding.

ATTACHMENTS:

- CAFO Cert - Law Prof Services Transfer (DOCX)

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

10. Order (ID # 5959)

Bills of Prior Year - Various Departments- \$6,245.23

COMMENTS - Current Meeting:

Lindsay Hackett, Deputy CAFO, stated the order is to pay a few bills of prior year from different departments.

Councilor Brown asked about the bills.

Ms. Hackett stated there are 10 bills which a majority are for facilities, printing services for elections and equipment for TJO.

ATTACHMENTS:

- CAFO Cert - BOPs 12.7.20 (PDF)
- BOPs 12.7.20 CC Meeting (PDF)

RESULT: **ADOPTED [UNANIMOUS]**
AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

Ordinances

11. Ordinance 2020-7

Private Ways-Amending Ch. 338 Articles IV and V

HISTORY:

11/16/20 **City Council** **FIRST STEP**

COMMENTS - Current Meeting:

Councilor Ramos stated that everyone is familiar with the intent and he thanked all for supporting first step. A subcommittee meeting was held and DPW and the Law Department gave it a green light. 2021 will be his final year and this was one of the final items he wanted to approved before the end of his tenure. He is glad we are finally here. He thanked Attorney Moore, Chris Cignoli of DPW, Councilor Edwards and all Councilors for supporting the ordinance.

Councilor Lederman voiced his support for the ordinance.

Councilor Brown commended Councilor Ramos for his work on the ordinance as he has been very dedicated as a council member.

ATTACHMENTS:

- Amending Chapter 338 Article IV and Article V - Draft Ordinance (PDF)

RESULT: **SECOND & THIRD STEPS [UNANIMOUS]**
MOVER: Orlando Ramos, Vice President - Ward 8 Councilor
SECONDER: Jesse Lederman
AYES: Gomez, Whitfield, Davila, Fenton, Curran, Ramos, Walsh, Williams, Allen, Lederman, Edwards, Brown, Hurst

12. Ordinance 2020-8

Military Leave-Chapter 248

COMMENTS - Current Meeting:

Councilor Walsh stated it is so appropriate to extend paid military leave on Pearl Harbor Day. When Pearl Harbor was attacked thousand enlisted in the armed forces. Women who served were volunteers and men were drafted. They joined as sense of patriotism and pride. After Pearl Harbor the draft was instated and continued through the Korean War, the Vietnam War and ended in 1973.

Councilor Hurst stated that Councilor Gomez brought this issue to the Council's attention. Chad Jacobs and Councilor Gomez worked on this. He thanked Atty. Moore, Mr. TJ Plante and the administration for working together to put this onto the agenda. This should be celebrated and written about. The SPD and the head of the Fire Department's union came together to make this financially sound for the City and for veterans that put their lives on the line everyday.

Mr. Chad Jacobs, Fire Fighter's Union rep, addressed the Council. He thanked Councilor Walsh, Hurst and Gomez, Mr. Plante, and Atty. Moore. He thanked all on behalf of local 648 members and the fire fighters are very excited to see this ordinance pass. The old rule affected some of them where they went without pay.

Joe Gentile, SPD union rep, stated that the relief being provided for those that serve us is great. He thanked all involved in making this happen.

Councilor Whitfield thanked Councilor Walsh for all her hard work as she supports veterans whole heartedly. She thanked all involved in making this happen.

Councilor Edwards asked if the language was legally sound.

Atty. Moore, City Attorney, stated that the language is sound.

Councilor Gomez stated that generations of his family has combat veterans and he is very happy to be part of this legislation with gold star families Walsh and Hurst.

Councilor Edwards stated that the ordinance does not have to go back to the General Government Committee as it has been worked on for very long with details already hammered out.

RESULT: FIRST STEP

Next: 12/21/2020 6:30 PM

Resolutions

13. Resolution (ID # 5967)

Puerto Rico Self Determination Act

COMMENTS - Current Meeting:

Councilor Ramos spoke in favor of the resolve. He stated that it was sponsored by himself and Councilor Gomez. Councilor Ramos read the resolve into the record. He stated it was important to share the history with the Council. He continued to explain that the local economy is directly tied to the economy of Puerto Rico. Puerto Ricans are welcomed here but should come by choice and not necessity. It is a movement by Puerto Ricans legislators everywhere.

Councilor Brown stated he is a history major and would like to thank the Councilors for taking the time to place this onto the agenda. He is working on black and brown wall street.

RESULT: PASSED BY VOICE VOTE

Unfinished Business

14. Ordinance (ID # 5941)

Proposed Amendment to City Charter Chapter C Section 44D

MGL c. 43B, section 10, is attached as an Exhibit.

HISTORY:

11/16/20

City Council

REFERRED TO COMMITTEE

Next: 12/07/20

COMMENTS - Current Meeting:

The agenda item stayed in committee.

ATTACHMENTS:

- Mass. General Laws ch. 43B, section 10, Amendments to charter previously adopted or revised under this chapter; procedure (PDF)

RESULT: COMMITTEE

Executive Session

The Council will enter executive session to approve Executive Session minutes. The Council will not reconvene in open session.

15. Executive Session Minutes

Approval of Executive Session Minutes

June 16, 2020

July 15, 2020

August 3, 2020

September 16, 2020

September 21, 2020

October 5, 2020

November 30, 2020

All the Executive Session minutes were approved by a vote of 11-0 with Councilors Fenton and Walsh absent.

Minutes Acceptance: Minutes of Dec 7, 2020 6:30 PM (Minutes)



City Council

Hearings Meeting

~ Minutes ~

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

Tasheena Davis
437876589

Monday, December 14, 2020

6:30 PM

City Hall -- Room 200

I. Hearings

6:30 PM Meeting called to order on December 14, 2020. The meeting will be held via ZOOM (remote collaboration technology).

Attendee Name	Title	Status	Arrived
Adam Gomez	Ward 1 Councilor	Remote	
Tracye Whitfield	Councilwoman	Absent	
Victor Davila	Councilman	Remote	
Michael A. Fenton	Ward 2 Councilor	Remote	
Sean Curran	Councilman	Remote	
Orlando Ramos	Vice President - Ward 8 Councilor	Remote	
Kateri B. Walsh	At-Large Councilor	Remote	
Marcus J Williams	Vice-President	Remote	
Timothy C. Allen	Ward 7 Councilor	Remote	
Jesse Lederman		Remote	
Melvin A. Edwards	Ward 3 Councilor	Remote	
Malo Brown	Councilman	Remote	
Justin Hurst	President	Remote	

Moment of Silence - Pledge of Allegiance

Special Permits

1. Petition (ID # 5943)

For a Special Permit for an Accessory Wall Sign(S), Above the First Floor, at the Property Known as 1500 Main Street (08130-0132)(Book#22635/Page#265), as Authorized by M.G.L. and the Springfield Zoning Ordinance Article 9, Section 9.8.17.

Request: See Above
Owner: Mittas Hospitality LLC & DD Development LLC
By: Vid Mittas
Petitioner: Mittas Hospitality LLC & DD Development LLC
By: Vid Mittas

COMMENTS - Current Meeting:

Vid Mitta addressed the Council. He stated he is the owner of Towersquare Hotel and Towersquare building.

Councilor Lederman recused himself as his employer is located within Tower Square.

Minutes Acceptance: Minutes of Dec 14, 2020 6:30 PM (Minutes)

Harry Auerbach of Agnoli Signs addressed the Council. He stated there are six signs being placed onto the building. The Council must approve two signs that are located on the 20th floor. The signs being placed at Boland Way and East Columbus Avenue are illuminated. The other signs are not.

Councilor Fenton stated this will be a welcomed addition to the Springfield skyline. He stated the Petitioner has done an excellent job with the property. One question is what is the status on the sign being placed on Tower Square for WellFleet Insurance.

Mr. Agnoli stated he spoke with Jennifer Piccard and they are intending to move forward but COVID-19 has prevented progress and so has the winter season.

Councilor Fenton asked about the uplighting/spot lights on the building.

Mr. Auerbach stated the two signs are internally lit and would shine up to WellFleet.

Councilor Walsh supports the petition. The Marriot is a national brand and this is a nice present for the City. She asked when will the signs go up.

Mr. Auerbach stated after the special permit is granted, the sign will hopefully be placed onto the building in the Spring of 2021.

Councilor Curran stated he is in favor. He asked if the greenspace across the street will be maintained as when MassMutual owned the building.

Mr. Mitta stated the same vendors will be responsible for maintenance of the space.

Councilor Gomez thanked Mr. Auerbach for his professionalism within his district. He thanked Mr. Mitta for his hard work.

Councilor Brown thanked Mr. Mitta for assisting people that were misplaced. He is in support of the permit.

Councilor Williams made a motion to continue, seconded by Councilor Gomez. By a vote of 11-0, the hearing was continued.

ATTACHMENTS:

- Main_St_1500_Tax_Formal (PDF)
- Main_St_1500_Signs_2020 (PDF)

RESULT: CONTINUE**Next: 12/21/2020 6:30 PM**

Minutes Approval

2. Tuesday, June 16, 2020
3. Monday, June 22, 2020
4. Monday, June 29, 2020
5. Tuesday, June 30, 2020
6. Monday, August 17, 2020

Petitions

7. Order (ID # 5976)

16-03 Ruby Street Traffic Regulation

COMMENTS - Current Meeting:

The Council took items #7-16 together.

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a stop sign on Ruby Road.

RESULT: RECEIVED PASSED

8. Order (ID # 5977)

Long Terr. Traffic

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a stop sign on Long Terrace. He explained most of the petitions are for 120 day trial. This was a request from the Hungry Hill Neighborhood Council.

RESULT: RECEIVED PASSED

9. Order (ID # 5978)

20-07 Oxford St. Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a stop sign on Oxford St. as requested from a resident by 311 call.

Councilor Davila asked has there been an increase in accidents at this site.

Mr. Velez stated the resident was concerned about a close call at that corner.

RESULT: RECEIVED PASSED

10. Order (ID # 5979)

20-09 Carew St Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a no parking sign. He explained it was requested by Springfield Police Department in front of Pottenger School.

Councilor Fenton asked if these petitions are on for permanent changes.

Mr. Velez stated that is correct.

RESULT: RECEIVED PASSED

11. Order (ID # 5980)

20-10 Fountain St. Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a stop sign on Fountain and Commonwealth intersection as requested by a resident through a 311 call.

Councilor Davila asked if there has been traffic or accidents.

Mr. Velez stated there was a close call as people are driving fast on these streets.

RESULT: RECEIVED PASSED

12. Order (ID # 5981)

20-15 Myrtle Street Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a no loading zone sign at the Health and Human Services building on State Street.

RESULT: RECEIVED PASSED

13. Order (ID # 5982)

20-16 Myrtle Street Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is related to item #12 and is for two handicap parking signs.

RESULT: RECEIVED PASSED

14. Order (ID # 5983)

20-21 ARVESTA ST Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request to place a stop sign on Arvilla Street is the corrected street. The stop sign has been placed at Arvesta Street and must be moved to Arvilla.

Councilor Allen stated both streets intersect at Gillette Avenue. He explained the request was for Arvilla Street.

Councilor Hurst asked if the Traffic Commission heard it as Arvesta Street.

Mr. Velez stated that was correct. The Traffic Commission would have to hear the petition for Arvilla Street. He stated it would be a 90 day trial and then it would go to the Traffic Commission and voted to be permanent.

RESULT: RECEIVED PASSED

15. Order (ID # 5984)

20-22 Avocado St. Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a no parking sign requested by the Springfield Police Department.

RESULT: RECEIVED PASSED

16. Order (ID # 5985)

20-23 Willow St Traffic Regulation

COMMENTS - Current Meeting:

Hector Velez of Department of Public Works addressed the Council. He stated it is a request from residents to place a no parking sign at an Animal Shelter.

RESULT: RECEIVED PASSED



City Council

SCHEDULED

3.8

Meeting: 04/05/21 07:00 PM

Initiator: Pat Burns

Sponsors: Mayor Domenic J. Sarno

DOC ID: 6130

February Revenue Vs. Expenditure Report (Mayor Sarno)

**Statement of Revenues and Other Sources,
and Expenditures and Other Uses
Budget and Actual - General Fund**

For the period ended
02/28/21

Revenues and Other Sources:	Revised Budget	Actual	Variance Over/(Under)	%
Real Estate & Personal Property Taxes	225,022,820	167,605,366	(57,417,455)	74%
Real Estate & Personal Property Taxes - Tax Liens	-	822,568	822,568	0%
Motor Vehicle Excise	10,656,424	5,336,003	(5,320,420)	50%
Penalties, interest and other taxes	18,362,475	4,671,670	(13,690,805)	25%
Charges for Services	11,539,651	7,084,556	(4,455,095)	61%
Intergovernmental	429,749,916	286,648,656	(143,101,260)	67%
Licenses and Permits	4,681,204	2,555,002	(2,126,202)	55%
Fines and Forfeits	492,233	259,374	(232,859)	53%
Interest earned on Investments	1,895,491	1,736,960	(158,531)	92%
Miscellaneous	5,377,000	4,296,102	(1,080,898)	80%
FY 2020 Net School Spending Shortfall (a.)	14,792,138	14,792,138	-	100%
Stabilization Reserves	6,809,000	6,809,000	-	100%
Other Financing Sources - Free Cash	4,287,161	4,519,786	232,625	105%
Total Revenues and Other Sources	733,665,513	507,137,181	(226,528,332)	69%
Expenditures and Other Uses:				
General government	30,228,315	23,375,993	6,852,322	77%
Public safety				
Police	50,327,774	34,093,612	16,234,162	68%
Fire	24,263,616	16,449,684	7,813,932	68%
Centralized Dispatch	1,917,404	1,183,520	733,884	62%
Other	4,299,926	2,897,305	1,402,621	67%
Health and Welfare	4,045,716	2,243,116	1,802,600	55%
Public works	11,213,846	9,332,229	1,881,617	83%
Education	476,863,847	278,474,692	198,389,154	58%
Culture and recreation	14,048,913	9,617,559	4,431,354	68%
Pension and fringe	77,400,208	55,292,610	22,107,598	71%
State and district assessments	3,801,277	2,520,384	1,280,893	66%
Debt Service	26,354,228	19,648,578	6,705,650	75%
Pay as you go Capital	3,210,267	1,469,006	1,741,261	46%
Other Financing Use - Trash Enterprise Supplement	5,690,177	5,690,177	-	100%
Total Expenditures and Other Uses	733,665,513	462,288,467	271,377,047	63%
Excess (deficiency) of revenues and other sources over expenditures and other uses	-	44,848,715	44,848,715	

(a.) The FY 2020 Net School Spending Requirement shortfall must be appropriated in the School Budget pursuant to Chapter 70. Section 11 of the Education Reform Act of 1993.

Attachment: February Revenue Vs. Expenditure Report (6130 : February Revenue Vs. Expenditure Report)

CITY OF SPRINGFIELD, MASSACHUSETTS

Budget and Actual - General Fund

Expenditures and Encumbrances

For the period ended

02/28/21

Expenditures and Other Uses:	Original Budget	Transfers In/(Out)	Revised Budget	Expenditure	Encumbrance	Variance Over/(Under)	%
General government	23,245,162	6,983,153	30,228,315	21,239,184	2,136,809	6,852,322	77%
Public safety							
Police	50,327,774	-	50,327,774	33,312,732	780,880	16,234,162	68%
Fire	24,263,616	-	24,263,616	16,248,536	201,147	7,813,932	68%
Centralized Dispatch	1,917,404	-	1,917,404	1,179,958	3,562	733,884	62%
Other	4,424,926	(125,000)	4,299,926	2,605,134	292,171	1,402,621	67%
Health and Welfare	4,036,399	9,317	4,045,716	2,128,645	114,471	1,802,600	55%
Public works	11,213,846	-	11,213,846	8,431,131	901,098	1,881,617	83%
Education	477,858,733	(94,886)	476,863,847	253,526,601	24,948,091	198,389,154	58%
Culture and recreation	13,857,383	191,530	14,048,913	8,675,465	942,094	4,431,354	68%
Pension and fringe	77,400,208	-	77,400,208	54,934,431	358,180	22,107,598	71%
State and district assessments	3,801,277	-	3,801,277	2,494,941	25,442	1,280,893	66%
Debt Service	26,354,228	-	26,354,228	19,648,578	-	6,705,650	75%
Pay as you go Capital	3,210,267	-	3,210,267	1,039,471	429,536	1,741,261	46%
Other Financing Use - Trash Enterprise Supplement	5,690,177	-	5,690,177	5,690,177	-	-	100%
Total Expenditures and Other Uses	727,601,399	6,064,114	733,665,513	431,154,985	31,133,482	271,377,047	63%

CITY OF SPRINGFIELD, MASSACHUSETTS

Yearly Comparision Revenue Vs. Expenditures
For the period ended
02/28/21 vs 02/29/20

<u>Revenues and Other Sources:</u>	<u>FY 2021 Actual</u>	<u>FY 2020 Actual</u>	<u>Increase/ (Decrease)</u>	<u>Comments</u>
Real Estate & Personal Property Taxes	\$ 167,605,366	\$ 157,157,715	\$ 10,447,650	
Tax Liens	822,568	1,511,407	(688,839)	Delay of Tax Taking
Motor Vehicle Excise	5,336,003	5,743,304	(407,301)	MVE Commitment One due 03/08/2021
Penalties, interest and other taxes	4,671,670	3,430,529	1,241,140	MGM Payment \$2.3M 11/2/20
Charges for Services	7,084,556	7,270,217	(185,661)	
Intergovernmental	286,648,656	282,835,060	3,813,596	
Licenses and Permits	2,555,002	3,470,368	(915,367)	
Fines and Forfeits	259,374	307,451	(48,077)	
Interest earned on Investments	1,736,960	1,772,366	(35,406)	Reduction in Interest Rates
Miscellaneous	4,296,102	4,081,044	215,058	
Net School Spending Shortfall	14,792,138	6,081,535	8,710,603	Increase in School Carryforward
Stabilization Reserves	6,809,000	24,961	6,784,039	Large Legal Settlements
Other Financing Sources	4,519,786	232,125	4,287,661	Use of Free Cash in FY 21 Budget
Total Revenues and Other Sources	507,137,181	473,918,085	33,219,096	

Expenditures and Other Uses:

General government	23,375,993	16,424,878	6,951,115	Large Legal Settlements
Public safety				
Police	34,093,612	34,020,112	73,501	
Fire	16,449,684	16,150,611	299,073	
Centralized Dispatch	1,183,520	1,164,408	19,112	
Other	2,897,305	2,970,263	(72,958)	
Health and Welfare	2,243,116	2,265,439	(22,323)	
Public works	9,332,229	9,138,625	193,604	
Education	278,474,692	296,142,376	(17,667,684)	Pension Payment/School Transportation
Culture and recreation	9,617,559	10,067,517	(449,957)	
Pension and fringe	55,292,610	62,493,396	(7,200,786)	Pension Payment
State and district assessments	2,520,384	2,429,686	90,698	
Debt Service	19,648,578	20,575,035	(926,457)	
Pay as you go Capital	1,469,006	1,061,481	407,526	
Trash Enterprise Supplement	5,690,177	4,837,619	852,558	
Total Expenditures and Other Uses	462,288,467	479,741,445	(17,452,978)	

Totals	\$ 44,848,715	\$ (5,823,360)	\$ 50,672,074	
---------------	----------------------	-----------------------	----------------------	--



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: Department of Public Works
Category: General
Prepared By: Hector Velez
Initiator: Hector Velez
Sponsors:
DOC ID: 6057

TABLED

PETITION (ID # 6057)

Armory Street Pet 10,292

Order of Discontinuance of a Section of Private Way Known as Armory Street Between Atwater Road and Weaver Road and Conditions.

WHEREAS, the City of Springfield is in receipt of a Petition to “discontinue and abandon a section of private way known as Armory Street between Atwater Road and Weaver Road, approximate area of 15,750 square feet”, a copy of said petition dated September 30, 2020 (#10,292); and

WHEREAS, said petition #10,279 was referred to the Board of Public Works and the Planning Board on October 10, 2020; and

WHEREAS, On October 30, 2020 a Notice of a Public Hearing on petition #10,292, to be held November 23, 2020, was sent by registered mail, return receipt requested, to all property owners abutting an affected road, various Departments, Utility Companies, etc before the day of the hearing and posted on two public bulletin board a copy of which is attached a hearing of the Board of Public Works was held as scheduled on site with the petitioner and interested parties.

WHEREAS, on November 23, 2020 the Board of Public Works reported thereon that, after careful consideration of petition #10,292, the Board of Public Works is of the opinion common convenience and necessity recommends that the small section of private way known as Armory Street between Atwater Road and Weaver Road abandoned as shown on plan entitled:

Springfield, MA

Section of Armory Street Discontinuance

Between Atwater Road and Weaver Road (15,750 SF)

Prepared for the Board of Public Works

Scale: 1”-20’

Date October 11. 2020

consisting of one (1) sheet, which plan is incorporated herein by reference and is on file in the office of the Engineering Division of the Department of Public Works, Springfield, Massachusetts and which is to be recorded in the Hampden County Registry of Deeds; and,

The Board further recommended that easements be granted so that the rights of the Springfield Water and Sewer Commission, its employees and agents (collectively "The Commission") having continuing access to The Commission's water and sewer mains in the discontinued portion of Armory Street, as shown on the plans attached hereto and made a part hereof, for the purposes of replacing, maintaining, operating, and repairing its water and sewer mains, including the operation of all valves and hydrants, be reserved within the discontinued area shown on the above mentioned plan.

The Board further opined that no damages would be sustained by any person, firm, or corporation in their property by reason of the proposed abandon a section of Armory Street; and,

WHEREAS, petition #10,2792 came before the City Council for a Public Hearing on this date,

NOW THEREFORE, BE IT ORDERED:

1. that the City Council of the City of Springfield with the approval of the Mayor, finds that the section of the private way of Armory Street between Atwater Road and Weaver Road has become abandoned and unused for ordinary travel and that the common convenience and necessity no longer requires said way to be maintained in a condition reasonably safe and convenient for travel; and,
2. declares that the city shall no longer be bound to keep such way in repair; and,
3. upon filing of this Order with the city clerk, this Order shall take effect, provided that sufficient notice to warn the public that the way is no longer maintained is posted at both ends of such way or portions thereof; and,
4. this order is conditioned upon and subject to the rights of the Springfield Water and Sewer Commission, its employees and agents (collectively "The Commission") having continuing access to The Commission's water and sewer mains in the discontinued portion of Armory Street, as shown on the plans attached hereto and made a part hereof, for the purposes of replacing, maintaining, operating, and repairing its water and sewer mains, including the operation of all valves and hydrants to the recording of the abandonment of Armory Street. Plans for the water and sewer to be part of the abandonment are attached herein; and
5. The petitioner must produce two (2) mylar plans showing the area to be discontinued. The plans must be stamped by a Professional Land Surveyor and one plan will be filed by the City Clerk in the Registry of Deeds and one

plan will be filed in the Engineering Division of the Department of Public Works after the approval of this petition; and

HISTORY:

02/08/21 City Council CONTINUE Next: 03/08/21

Councilor Fenton recused himself from this matter.

Chris Cignoli, DPW Director, asked the item be continued.

Councilor Allen made a motion to continue, seconded by Councilor Walsh. With all being in favor, the item was continued.

03/08/21 City Council CONTINUE Next: 03/15/21

03/15/21 City Council CONTINUE Next: 04/05/21

Chris Cignoli asked the item be continued to a later date.

Councilor Lederman made a motion to continue, seconded by Councilor Allen. All being in favor, the motion passed unanimously.





4.9.b

Attachment: google map Armory St. (6057 : Armory Street Pet 10,292)

NOTICE OF MEETING

CITY OF

SPRINGFIELD, MASSACHUSETTS

PET. NO. 10,292

October 30, 2020

The Board of Public Works, to which was referred the petition of Denise Toledo and others, praying:

- To discontinue and abandon a section of private way known as Armory Street between Atwater Road and Weaver Road, approximate area of 15,750 square feet.”

hereby gives notices that said Board will meet at the corner of Weaver Road and Armory Road Springfield, MA on **Monday, November 23, 2020**, at one (1:00 P.M.) o'clock in the evening.

View the premises.

View the plan.

Hear all persons interested therein.

Determine whether the Board shall recommend the proposed private way abandon in said petition.

Estimate any damages resulting from the action of the Board.

JOHN J. FITZGERALD)

MICHAEL TRIGGS)

RAYMOND A. AVEZZIE)

BOARD OF PUBLIC WORKS

Attachment: NOTICE OF MEETING FOR PET.10,292 (6057 : Armory Street Pet 10,292)

To whom it may concern:

I am writing on behalf of the owners and abutters a request to discontinue and abandon a private way known as Armory Street Extension, between Atwater Road and Weaver Road an approximate area of 16,200 square feet.

The owners, neighbors, and abutters on Armory Street Extension want to discontinue this unpaved private way between Atwater Road and Weaver Road due to overnight parking, drug use and a number of quality of life issues that have increased over the past few years. Increased traffic on the dirt road contributes to potholes and damage to the road.

There have been multiple incidents of cars parking very late at night/overnight with engines and music impacting quality of life to the neighbors and tying up Springfield Police Department resources, unnecessarily. There have been several incidents of drug use in cars in the neighborhood. This dirt road is a prime location for 'parking' due to its secluded and unlit nature, with easy access to multiple exits.

Armory Street Extension is a private way which only has one legitimate use- when it is used as a cut through between Weaver Road and Atwater Road by individuals seeking to access the few homes on Weaver Road. If Armory Street Extension is closed, there will still be two access points to Weaver Road from the public way on Atwater Road, which are only a few hundred feet apart. If approved, Armory Street Extension would be closed and the road would be divided down the middle into the control of the four abutter properties.

For questions, please reach out to Denise Toledo or Julio Toledo, of 67 Weaver Road, Springfield, MA.

Sincerely,

The Neighbors and Owners of Armory Street Extension

Julio Toledo
67 Weaver Road

Lisa Jarvis
79 Weaver Road

Daniel D'Alma
222 Atwater Road

Jonathan Berthiaume
210 Atwater Road

Denise 100@hotmail.com
413-885-7395

PET. NO 10,292

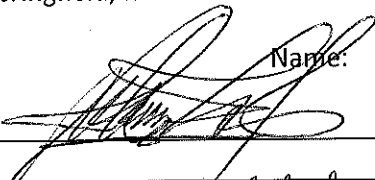
The undersigned respectfully petition your honorable body

"To discontinue and abandon a section of private way known as Armory Street Extension Road between Weaver Road and Atwater Road, approximate area of 16,200 square feet."

Springfield, Massachusetts

Name:

Address:

	67 Weaver Rd
Denise Toledo	67 Weaver Rd
Anthony Blinn	210 Atwater Rd
Linda Jarvis	79 Weaver Road
John B. Carroty	87 Weaver Rd.
Deborah Omer	95 Weaver Rd
Karen Calogare	163 Weaver Rd.
MARILEE DILLON	57 Weaver Rd

Attachment: Petition Armory St. 10,292 (6057 : Armory Street Pet 10,292)



City Council

ADOPTED

5.10

Meeting: 04/05/21 07:00 PM
Initiator: Hamediah Mohamed
Sponsors: Mayor Domenic J. Sarno
DOC ID: 6107

Council on Aging Grant - No Match Required - \$286,608.00 (Mayor Sarno)

WHEREAS, the Elder Affairs Department ("Department") has been awarded a Council on Aging Grant of \$286,608.00 From the Executive Office of Elder Affairs from the period of July 1, 2020 to June 30, 2021; and

WHEREAS, the Department intends to use the grant funds to advocate, plan and support its Council on Aging activities at senior centers; 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:

Council on Aging Grant - No Match Required - \$286,608.00



REQUEST FOR GRANT SETUP

This form and the required attachments are required by the Office of the City Comptrollers before a Grant Fund and related accounts will be created in MUNIS. Please do not use this form for requesting a non-grant related account to be created – use the Request for New Account form instead. Please return this form and the required attachments to the Office of the City Comptrollers.

All fields are mandatory.

Date of Request

3/02/2021

Department Requesting Grant Setup

DEA

Department Phone # (Please include extension)

886-5223-5223

Name and Title of Person to Contact in Case of Questions

Carol Gasque

Was this Grant previously setup for a prior fiscal year? YES
If yes, please indicate your previous project number: 82420

If this is a new Grant, have you filled out the "Approval to apply for a grant" Form?
(Y/N) N If yes, please attach a copy of the Approved Form.

Grant Type:

State – Highway

Federal Pass-Through DOE– School

Federal Direct– School

Federal – City

State DOE– School

State Other – School

State – City

Private/Other

Grant Name: **COA Formula Grant**

Total Grant Amount Awarded: **\$286,608**

Org Code: 28245404

Payroll -501000	\$225,052.00
All Fringe- employees	30,000.00
Education/Trning/etc-531020	3,500.00
Other Supplies – 551700	3,000.00
Office Supplies - 542010	4,500.00
Postage-534100	2,500.00
Repairs/Mtnce-524020	2,300.00
Rental Equip -527030	4,500.00
Travel-571100	966.77
Indirect -578700	10,289.23
	<u>\$286,608.00</u>

I hereby attest that under the penalties of Chapter 656, I will adhere to all regulations in this grant agreement. I am responsible for timely and accurate reimbursements in the amounts listed above.



Signature



Date

Please attach the following documents:

- ☐ Signed Approval to Apply for a Grant Form
- ☐ Grant Award Letter
- ☐ City Council/Mayor Approval
- ☐ Any other relevant documentation

This Form and all relevant attachments will be scanned and attached in the Grant Maintenance module in MUNIS and can be viewed or printed at your convenience.

Is this a Reimbursable Grant?

(Y/N) YES

A Reimbursable Grant is defined as one that requires that you pay for expenses first and then you apply to the grantor for a reimbursement of the exact amount actually expended.

If it is a Reimbursable Grant, please enter Grantor contact information or the CID # if Grantor is already in the customer file:

Entity: Executive Office of Elder Affairs.

Street Address : 1 Ashburton PL

City, State, Zip Code: Boston, MA 02108

Telephone: 1-617-222-7419

Fax

E-Mail stacey.oconnell@mass.gov

Actual Award Date **7/1/2020**

Board Approval Date

Start Date **7/1/2020**

Expiration Date **6/30/2021**

Renewal Action Date (optional)

If there are any Matching Funds: NO

Type

Percent

Amount

Is there any Leverage?

Source

Amount

Comments re: Description/Purpose of Grant

Comments re: Conditions/Restrictions of Grant
Per attachment to contract-Scope of Services

If this is a Federal Grant, enter CFDA#:

If applicable enter the State ID # :

What is the required drawdown frequency?

(Ex: Monthly, Quarterly)

If payment is to be sent by Grantor as a Wire,

Please enter any wire reference/identification # that may be used (if known)

Please list all object codes needed for the grant.

(Attach additional sheets if additional orgs and roll-ups are needed):

COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM

5.10.a



This form is jointly issued and published by the Office of the Comptroller (CTR), the Executive Office for Administration and Finance (ANF), and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. The Commonwealth deems void any changes made on or by attachment (in the form of addendum, engagement letters, contract forms or invoice terms) to the terms in this published form or to the **Standard Contract Form Instructions and Contractor Certifications**, the **Commonwealth Terms and Conditions for Human and Social Services** or the **Commonwealth IT Terms and Conditions** which are incorporated by reference herein. Additional non-conflicting terms may be added by Attachment. Contractors are required to access published forms at CTR Forms <https://www.mass.gov/lists/osd-forms>. Forms are also posted at OSD Forms: <https://www.mass.gov/lists/osd-forms>.

CONTRACTOR LEGAL NAME: CITY OF SPRINGFIELD (and d/b/a):		COMMONWEALTH DEPARTMENT NAME: EXECUTIVE OFFICE OF ELDER AFFAIRS MMARS Department Code:	
Legal Address: (W-9, W-4): 36 COURT ST SPRINGFIELD, MA 01103-1699		Business Mailing Address: 1 ASHBURTON PL BOSTON, MA 02108	
Contract Manager: SANDRA FEDERICO	Phone: 413-787-6785	Billing Address (if different):	
E-Mail: Sfederico@springfieldcityhall.com	Fax:	Contract Manager: STACEY ANNE O'CONNELL	Phone: 617-222-7419
Contractor Vendor Code: VC6000192140		E-Mail: STACEY.O'CONNELL@MASS.GOV	Fax: 617-727-9368
Vendor Code Address ID (e.g. "AD001"): AD_001. (Note: The Address ID must be set up for EFT payments.)		MMARS Doc ID(s): FY21COASPRINGFIELD00	
		RFR/Procurement or Other ID Number: BD-21-1040-1040C-1040L-57550	
X 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 all Grants - 815 CMR 2.00) (Solicitation Notice or RFR, and Response or other procurement supporting documentation) ☐ Emergency Contract (Attach justification for emergency, scope, budget) ☐ Contract Employee (Attach Employment Status Form, scope, budget) ☒ Other Procurement Exception (Attach authorizing language, legislation with specific exemption or earmark, and exception 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 Date, 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) ☐ Other Procurement Exception (Attach authorizing language/justification and updated scope and budget)	
The Standard Contract Form Instructions and Contractor Certifications and the following Commonwealth Terms and Conditions document are incorporated by reference into this Contract and are legally binding: (Check ONE option): ☐ Commonwealth Terms and Conditions ☒ Commonwealth Terms and Conditions For Human and Social Services ☐ Commonwealth IT Terms and Conditions			
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 <u>new</u> total if Contract is being amended). \$ <u>286,608.00</u> .			
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 (M.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: This contract is to distribute a formula grant award to the Councils on Aging of the municipalities of the Commonwealth, as appropriated in the Chapter 227 of the Acts of 2020. The award amount is determined by a census-based allocation of available grant funding. The performance period for this award is 7/1/20-6/30/21. The municipality certifies that the funds will be used for COA activities, and will complete a final fiscal report accounting for how these grant funds were applied. All approved obligations incurred prior to the effective date of this agreement (for which payment obligations have been triggered) and are intended to be part of this agreement, are to be funded from the total amount awarded under this agreement. This contract, once executed by both parties, will be treated as the sole invoice for the maximum obligation of this contract. COAs are responsible for returning this executed contract by no later than June 30, 2021.			
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 <u>JULY 1, 2020</u> , 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 <u>JUNE 30, 2021</u> , 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 certifies that they have accessed and reviewed all documents incorporated by reference as electronically published and the Contractor makes all certifications required under the Standard Contract Form Instructions and Contractor Certifications under the pains and penalties of perjury, and further 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, the Standard Contract Form Instructions and Contractor Certifications, the Request for Response (RFR) or other solicitation, the Contractor's Response (excluding any language stricken by a Department as unacceptable, 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: <u>[Signature]</u> Date: <u>1/20/21</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Domenic J. Sarno</u> Print Title: <u>MAYOR</u>		AUTHORIZING SIGNATURE FOR THE COMMONWEALTH: X: <u>[Signature]</u> Date: <u>2-11-21</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Bradley Connelly</u> Print Title: <u>Director of Accounting and Contracting</u>	

(Updated 6/30/20) Page 1 of 1

Attachment: Elders COA Grant Setup (6107 : Council on Aging Grant - No Match Required - \$286,608.00)



City Council

ADOPTED

5.11

Meeting: 04/05/21 07:00 PM

Initiator: Erin Hand

Sponsors: Mayor Domenic J. Sarno

DOC ID: 6131

Parks Department INSA Donation - \$20,000 (Mayor Sarno)

WHEREAS, the Parks Department has been awarded a donation of \$20,000 from I.N.S.A., Inc. d/b/a Insa; and

WHEREAS, the funds provided by the donor shall be used for ongoing maintenance and improvements to Riverfront Park, and are being paid as part of the company's Host Community Agreement with the City of Springfield (attached herein); and

WHEREAS, the Department has accepted the donation and requests authorization from the City Council and the Mayor to expend the donation funds listed in the Attachment; 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 donations, 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:

Parks Department INSA Donation - \$20,000

City Contract No. 20200209

**HOST COMMUNITY AGREEMENT
BETWEEN
THE CITY OF SPRINGFIELD
AND
I.N.S.A., Inc. d/b/a Insa**

This **HOST COMMUNITY AGREEMENT** made on this 19th day of September, 2019 by and between the City of Springfield, a municipal corporation existing within the Commonwealth of Massachusetts, acting by and through its Mayor pursuant to G.L.c. 94G, §3, hereinafter referred to as the "City", and I.N.S.A., Inc. d/b/a Insa, a Massachusetts corporation with a principal place of business located at 122 Pleasant Street, Easthampton, MA 01027, hereinafter referred to as "Company".

WHEREAS, the City has conducted Request for Qualifications/Proposals ("RFQ/P") 19-116 for the selection of Marijuana Establishments wishing to operate in Springfield;

WHEREAS, Company was selected during the RFQ/P process and seeks approval to operate as an Adult Use Marijuana Retailer as defined by Massachusetts General Laws and Cannabis Control Commission regulations; and

WHEREAS, the City and Company enter into this Host Community Agreement to memorialize the terms of Company's support of community initiatives and commitment to mitigate actual or potential adverse community impacts due to operation of a marijuana establishment in Springfield; and

WHEREAS, the Host Community Agreement shall constitute the stipulations of responsibilities between the City and Company pursuant to G.L. c. 94G, §3, as amended by c. 55 of the Acts of 2017 for the Company's operation of an Adult Use Marijuana Retailer in the City.

NOW, THEREFORE, for the consideration set forth herein, the Parties hereto mutually agree as follows:

A. Community Impact.

1. As a result of the Company's operation of an Adult Use Marijuana Retailer located at 1200 West Columbus Avenue in Springfield, MA, 01103, the City anticipates that additional expenses will be incurred by the City based on impacts in several areas including, but not limited to, law enforcement services, inspectional services, permitting services, administrative services, public health services and impacts on public roadways maintained by the City. In order to mitigate the direct and indirect financial impacts imposed on the City, Company agrees to annually pay a host community impact fee to the City as detailed herein.
2. Host Community Impact Fee. Based on Company's operation of an Adult Use Marijuana Retailer within the City at 1200 West Columbus Ave., Company shall make annual payments to the City for the direct and indirect financial impacts to the City.
 - a. The annual payment shall be equal to three (3%) percent of the gross revenue from the retail sale of marijuana and marijuana products pursuant to G.L. c. 94G, §3.

b. Company shall make the annual payment quarterly on the 1st of January, April, July and October of the calendar year beginning the first full quarter after opening/beginning sales.

c. Company shall submit with its annual payment, a certified auditor's statement attesting to the point of sale calculation of the annual Host Community Impact Fee owed under Section A(2) hereof. City shall accept said certified auditor's attestation as compliance with annual Host Community Impact Fee described above.

B. Real Estate Taxes: At all times during the term of this Agreement, real estate taxes for the property at which Company is operating will be paid either directly by Company or by its landlord.

C. Term.

1. **Initial Term:** Upon execution by all Parties, this Agreement shall commence as of the date of execution and shall continue in effect for five (5) years following that date, unless earlier terminated or extended in accordance with this Agreement.
2. **Renewal Term:** At the end of the Initial Term of this Agreement, the parties shall renegotiate a new Host Community Agreement in accordance with the current prevailing laws and regulations.

D. Termination.

1. In the event Company no longer operates within the City, Company shall notify the City within thirty (30) days after it ceases operations. This Agreement shall terminate upon written notification to the City of Company ceasing operations.
2. In the event of termination of this Agreement by Company, the final annual payment as defined in Section A hereof, shall be paid to the City by the Company within thirty (30) days following the date of termination.
3. This Agreement shall be null and void in the event Company does not begin operation in the City unless by written amendment signed by both Parties.

E. Security.

1. Company shall maintain a security plan in accordance with the Cannabis Control Commission regulations. Company shall comply with all security requirements set forth in 935 CMR 500.00 and any subsequent amendments or regulations thereto.
2. Company shall cooperate with the City of Springfield Police Department for, including but not limited to, the scheduling of periodic meetings to review operational concerns, the security plan, and delivery procedures.
3. For the first fourteen (14) days of opening, Company will provide a police detail for the purposes of traffic and crowd management at the entrance and exit of the location during peak hours of operation as determined by the Company. Company and City will schedule

to meet in order to review traffic impacts and crowd management after the first fourteen (14) days to determine if police details are still required during peak hours of operation.

4. Company will report the discovery of the following occurrences to the City of Springfield Police and Fire Department within twenty-four (24) hours of awareness of the event:
 - a. Amendments to Company's security plan;
 - b. Diversion of marijuana or marijuana products at Company's operating site;
 - c. Loss and any criminal action;
 - d. Diversions, accidents, or other losses occurring during transport;
 - e. Failure of any security alarm system; or
 - f. An alarm activation that requires the response of public safety personnel.

F. Additional Contribution. Company will pay a total of \$20,000 per year to the Springfield Public School's ECOS Program, and \$20,000 per year for ongoing maintenance and improvements to Riverfront Park, during the Initial Term of this Host Community Agreement. This payment will not be considered part of the annual payment as described in Section A above.

G. Community Support.

1. **Local Hiring.** Company agrees that, to the extent permissible by law, the Company will make every effort in a legal and non-discriminatory manner to hire City residents for at least 50% of the staff at the Company's Adult Use Marijuana Retail Establishment in Springfield.
2. **Equity Hiring.** Company agrees that, to the extent permissible by law, the Company will make every effort in a legal and non-discriminatory manner to hire staff that meet any of the following criteria:
 - a. Individuals with a drug-related CORI, but that are otherwise legally employable in a cannabis-related enterprise;
 - b. Individuals from Black, African American, Hispanic or Latino descent;
 - c. Individuals that are residents of Areas Of Disproportionate Impact, as defined by the Cannabis Control Commission;
 - d. Individuals that are Cannabis Control Commission-designated Social Equity Program participants; and/or
 - e. Individuals that are United States military veterans.
3. **Local Vendors.** Company agrees that, to the extent permissible by law, the Company will make every effort in a legal and non-discriminatory manner to contract with local businesses, suppliers, contractors and vendors in the provision of goods and services related to the overall operation of the Company.

H. Support by the City.

1. Upon execution of this Agreement, the City agrees to execute the Host Community Agreement Certification Form, attached to this Agreement as Exhibit A, to establish that the City and Company have negotiated and executed a Host Community Agreement as required by the Massachusetts Cannabis Control Commission.

2. Upon proper demonstration of compliance, the City agrees to submit to the Cannabis Control Commission a certification stating Company has complied with all applicable laws and ordinances related to the Company's application for a marijuana establishment license.
 3. The City makes no representation or promise that it will act in any particular way on any additional local requirements including, but not limited to, a Special Permit Application, a Health and Human Services Permit or a Building Permit. The City will review these local requirements based on the normal and regular course of conduct and in compliance with governing rules and regulations of the City, its Boards and Commissions.
- I. **Annual Meeting of the Parties.** The City of Springfield shall send a notice no later than December 1st of each year of the proposed date and time of a required annual meeting of the Parties to the designated representative of the Company.

Company: Peter Gallagher
I.N.S.A., Inc.
122 Pleasant Street, Suite 144
Easthampton, MA 01027

With a copy to: Melinda Phelps
Bulkley Richardson & Gelinas
1500 Main St., Ste. 2700
Springfield, MA 01115

City: Mayor's Office
City of Springfield
36 Court Street, Rm. 214
Springfield, MA 01103

With a Copy to: City of Springfield
Law Department
City Solicitor
36 Court Street, Rm. 210
Springfield, MA 01103

The Parties shall promptly notify each other of any change of their respective addresses or representatives set forth above. After proper notification, such new address shall become the notice address or such new representative shall become the notice representative hereunder. Notice and other communications shall be deemed given when deposited in the United States mail and sent registered or certified, postage prepaid, to the last known address of the party concerned.

J. **Notification of Assignment.**

1. Company shall be prohibited at all times from assigning, in whole or in part, any portion of this Agreement without the prior written consent of the City.
2. **Ownership & Control.**

- a. Prior to a change of ownership, where an owner acquires or increases ownership to ten percent (10%) or more of equity, Company shall notify City.
- b. Prior to a change in control of the Company, where an individual, corporation, or entity shall be in a position to control the decision-making of the Company, Company shall notify the City at least 60 days in advance. A position to control the decision-making of the Company entails the following:
 - 1. Actual control of more than 50% of the voting equity;
 - 2. Power to appoint directors;
 - 3. Contractual rights to control; and/or
 - 4. The right to veto significant events.
- 3. In the event of an assignment of ownership and/or control as described above, Company shall ensure the controlling Parent Company executes a Guaranty and Keep Well Agreement with the City. Such Guaranty and Keep Well Agreement is attached hereto as Exhibit B.
- K. **Entire Agreement**. This Agreement supersedes any and all other agreements, either oral or in writing, between the Parties hereto with respect to the subject matter of this Agreement. This Agreement may not be changed verbally, and may only be amended by an agreement in writing signed by both Parties.
- L. **No Rights in Third Parties**. This Agreement is not intended to, nor shall it be construed to, create any rights in any third parties.
- M. **Severability**. If any provision of this Agreement shall be held by a court of competent jurisdiction to be contrary to law, that provision will be enforced to the maximum extent permissible and the remaining provisions of this Agreement shall remain in full force and effect, unless to do so would result in either Party not receiving the benefit of its bargain.
- N. **Governing Law and Exclusive Venue**. The Parties agree that this Agreement shall be governed by and construed in accordance with the laws of the Commonwealth of Massachusetts, and that a court of competent jurisdiction in Springfield, Hampden County shall be the exclusive venue for any legal proceedings that may arise from this Agreement.
- O. **Successors**. This Agreement shall be binding upon and shall inure to the benefit of the Parties, their respective heirs, executors, administrators and assigns.

SIGNATURE PAGE FOLLOWS



City Council

ADOPTED

5.12

Meeting: 04/05/21 07:00 PM
Initiator: Christopher Fraser
Sponsors: Mayor Domenic J. Sarno
DOC ID: 6125

FY21 S.A.F.E and Senior SAFE Grant - No Match Required - \$14,599 (Mayor Sarno)

WHEREAS, the Springfield Fire Department ("Department") has been awarded a grant from the Massachusetts Department of Fire Services in the amount of \$14,599; and

WHEREAS, the grant is intended to support the City's Student Awareness of Fire Education ("S.A.F.E.") and Senior SAFE programs; and

WHEREAS, the Department intends to use the grant funds in support of fire prevention training for students and seniors, including general home safety and how to be better prepared in the event of a fire; 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 grants, 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:

Student Awareness of Fire Education (S.A.F.E) - \$11,380

Senior SAFE Grant - \$3,219



REQUEST FOR GRANT SETUP

This form and the required attachments are required by the Office of the City Comptrollers before a Grant Fund and related accounts will be created in MUNIS. Please do not use this form for requesting a non-grant related account to be created – use the Request for New Account form instead. Please return this form and the required attachments to the Office of the City Comptrollers.

All fields are mandatory.

Date of Request	3/16/2021
Department Requesting Grant Setup	Fire
Department Phone # (Please include extension)	413-750-2423
Name and Title of Person to Contact in Case of Questions	Erica Floyd
Was this Grant previously setup for a prior fiscal year?	YES
If yes, please indicate your previous project number:	80520
If this is a new Grant, have you filled out the “Approval to apply for a grant” Form? YES	
If yes, please attach a copy of the Approved Form.	

Grant Type:

	State – Highway
	Federal Pass-Through DOE– School
	Federal Direct– School
	Federal – City
	State DOE– School
	State Other – School
X	State – City
	Private/Other

Grant Name: FY 2021 Student Awareness of Fire Education (S.A.F.E.) and Senior S.A.F.E.

Total Grant Amount Awarded: \$14,599.00

Is this a Reimbursable Grant? (Y/N)

A Reimbursable Grant is defined as one that requires that you pay for expenses first and then you apply to the grantor for a reimbursement of the exact amount actually expended.

If it is a Reimbursable Grant, please enter Grantor contact information or the CID # if Grantor is already in the customer file:

Entity Name:	The Commonwealth of Massachusetts
Contact Person:	Cynthia Ouellette
Street Address :	P.O. Box 1025- 1 State Road
City, State, Zip Code:	Stow, MA 01775-1025
Telephone:	978-567-3381
Fax:	978-567-3199
E-Mail:	cynthia.ouellette@state.ma.us

Actual Award Date: 2/12/2021

Board Approval Date:

Start Date: 2/12/2021

Expiration Date: 12/31/2021

Until funds are expended

Renewal Action Date (optional):

Are there are any Matching Funds? NO

Type:

Percent:

Amount:

Is there any Leverage? HUD FUNDING ONLY

Source :

Amount:

Comments re: Description/Purpose of Grant

Comments re: Conditions/Restrictions of Grant

If this is a Federal Grant, enter CFDA#:

Attachment: FY21 SAFE & Senior SAFE Grant (6125 : FY21 S.A.F.E. & Senior SAFE Grant - \$14,599)

If applicable enter the State ID #:

What is the required drawdown frequency?
(Ex: Monthly, Quarterly)

If payment is to be sent by Grantor as a Wire,
Please enter any wire reference/identification # that may be used (if known)

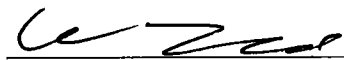
Please list all object codes needed for the grant.
(Attach additional sheets if additional orgs and roll-ups are needed):

Org Code: 28052232

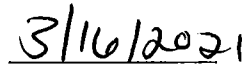
Object Codes: 506000	\$5,000.00
531020	\$1,000.00
551700	\$8,599.00

Budget Roll-Up Codes:

I hereby attest that under the penalties of Chapter 656, I will adhere to all regulations in this grant agreement. I am responsible for timely and accurate reimbursements in the amounts listed above.



Signature



Date

Please attach the following documents:

- ☐ Signed Approval to Apply for a Grant Form
- ☒ Grant Award Letter
- ☐ City Council/Mayor Approval
- ☐ Any other relevant documentation

This Form and all relevant attachments will be scanned and attached in the Grant Maintenance module in MUNIS and can be viewed or printed at your convenience.



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LT. GOVERNOR

THOMAS A. TURCO, III
SECRETARY

The Commonwealth of Massachusetts
Executive Office of Public Safety and Security
Department of Fire Services

P.O. Box 1025 ~ State Road

Stow, Massachusetts 01775

(978) 567~3100 Fax: (978) 567~3121

www.mass.gov/dfs



PETER J. OSTROSKY
STATE FIRE MARSHAL

February 12, 2021

Commissioner Bernard Calvi
Springfield Fire Department
605 Worthington Street
Springfield, MA 01105

Dear Chief Calvi:

I am pleased to inform you that your FY 2021 Student Awareness of Fire Education (S.A.F.E.) and Senior SAFE grant applications have been approved for funding. The Springfield Fire Department has been awarded \$11,380.00 for your S.A.F.E. grant and \$3,219.00 for Senior SAFE.

Be sure to alert your treasurer and to check with them to ensure receipt of the funds. We expect the funds to be electronically distributed within the next couple of weeks.

All grantees are required to submit the FY 2020 year-end report to DFS by January 31, 2021. If there are any unexpended funds, the grantee may apply for a one-time 6-month extension, which will be part of the year-end report form. At the close of the single 6-month extension, all unexpended funds must be returned to the Commonwealth. At this time, any prior year remaining funds must be returned to the Commonwealth.

Twenty-six years ago, the Administration advocated for the creation of the S.A.F.E. Program. Since that time, average annual child fire deaths have been reduced by 78%. Seven years ago, the S.A.F.E. program was expanded to offer funds to local communities in support of senior fire prevention training. Seniors are the most vulnerable of populations at risk of fire related deaths. Senior SAFE is aimed at educating seniors on fire prevention, general home safety and how to be better prepared in the event of a fire. It is our hope that with this opportunity we can recreate the success with our older population that we have had with children.

I thank you for your commitment to the S.A.F.E. program and for your continuing efforts to promote fire prevention for all citizens. If you have any questions, please feel free to contact the Public Education Unit at (978) 567-3382 or the S.A.F.E. staff at (978) 567-3388.

Sincerely,

Peter J. Ostroskey
State Fire Marshal

Administrative Services • Division of Fire Safety
Hazardous Materials Response • Massachusetts Firefighting Academy

Attachment: FY21 SAFE & Senior SAFE Grant (6125 : FY21 S.A.F.E. & Senior SAFE Grant - \$14,599)



City Council

SCHEDULED

Meeting: 04/05/21 07:00 PM
Initiator: Hamediah Mohamed
Sponsors: Mayor Domenic J. Sarno
DOC ID: 6106 A

5.13

Springfield City Library Donation - \$11,637.28 (Mayor Sarno)

WHEREAS, the Library Department has been awarded donations totaling \$11,637.28 from various individuals; and

WHEREAS, the funds provided by the donor were designated for the Springfield City Library Donation Fund; and

WHEREAS, the Department has accepted the donations and requests authorization from the City Council and the Mayor to expend the donation funds listed in the attachment; 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:

Springfield City Library Donation - \$11,637.28



City Council

ADOPTED

5.14

Meeting: 04/05/21 07:00 PM
Initiator: Hamediah Mohamed
Sponsors: Mayor Domenic J. Sarno
DOC ID: 6108

Thomas J. O'Connor Donations - \$6,111.00 (Mayor Sarno)

WHEREAS, the Thomas J. O'Connor Animal Control and Adoption Center has been awarded donations totaling \$6,111.00 from various individuals; and

WHEREAS, the funds provided by the donors were designated for the Thomas J. O'Connor Donation Fund; and

WHEREAS, the Department has accepted the donation and requests authorization from the City Council and the Mayor to expend the donation funds listed in "TJO Donations"; 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 donations, 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 donations without further appropriation:

Thomas J. O'Connor Donations - \$6,111.00



TJO Donations/City Account

5/9/2020 thru 2/28/2021

TYPE OF DONATION			DONATION AMOUNT	NUMBER OF DONORS	
DONATE CC-843			TOTAL: \$1,406.00	16	
6/10/20	R20-032462	60.00	NANCY SACCHETTI	69 TANNER ST	PITTSFIELD MA 01201
7/12/20	R20-032700	100.00	CHARLOTTE LOGAN	171 CHILSON RD	WILBRAHAM MA 01095
8/15/20	R20-032885	50.00	SUSAN CIRILLO	148 GLENDALE ST	CHICOPEE MA 01020
8/25/20	R20-032934	50.00	KAREN GILBOY	373 EAST STATE ST	GRANBY MA 01033
9/18/20	R20-033069	50.00	ELLEN BOLLIER	511 OLD FARM RD	AMHERST MA 01002
9/22/20	R20-033104	10.00	PATRICIA PALMER	120 WILSON ST	LUDLOW MA 01056
10/1/20	R20-033156	130.00	MARY ANN DUNN	48 HITCHCOCK ST	HOLYOKE MA 01040
11/14/20	R20-033408	50.00	AL DE MAIO	4 SEQUOIA DR	HOLYOKE MA 01040
11/27/20	R20-033469	5.00	STACY PUZA	173 SOUTH ST	CHESTERFIELD MA 01010
11/28/20	R20-033474	56.00	REBECCA STRATOS	47 BEAUREGARD ST	SPRINGFIELD MA 01151
12/3/20	R20-033495	500.00	WAYNE MASCARO	59 RINGGOLD ST	SPRINGFIELD MA 01107
1/20/21	R21-033651	55.00	MALAH FISH	38 VERNON ST	HOLYOKE MA 01040
1/27/21	R21-033678	20.00	HELEN SKERRITT	24 BRIERE DR	CHICOPEE MA 01020
1/30/21	R21-033695	60.00	MARK PORZUCZEK	607 SOUTH ST	HOLBROOK MA 02344
2/19/21	R21-033806	100.00	JULIA CLASS	94 QUAKER SOUTH LN	WEST HARTFORD CT 06107
2/27/21	R21-033836	110.00	BRENDA PICHE	12 HOWARD ST	WARE MA 01082
DONATE CK-842			TOTAL: \$3,095.00	14	
5/20/20	R20-032359	50.00	DONNA THEODORE	276 BRECKENRIDGE ST	PALMER MA 01069
7/13/20	R20-032709	200.00	RACHEL DECARO	15 EDDY ST	SPRINGFIELD MA 01104
7/23/20	R20-032779	100.00	CAROL EATON	6 NUTMEG CIR	CHICOPEE MA 01020
8/15/20	R20-032882	800.00	FRANKIE PERDRIZET	253 LINDEN ST	HOLYOKE MA 01040
8/19/20	R20-032909	10.00	BETH CAURANT	82 LAUREL PARK	NORTHAMPTON MA 01060
8/22/20	R20-032924	100.00	SCOTT & SUE BURKE	4 ELY RD	WILBRAHAM MA 01095
8/27/20	R20-032951	500.00	ANTHONY MALONI	757 MAIN ST	WILBRAHAM MA 01095
9/20/20	R20-033089	10.00	LINDSAY BOYLE	50 FRANKLIN ST	WORCESTER MA 01608
9/20/20	R20-033091	100.00	LINDSAY BOYLE	50 FRANKLIN ST	WORCESTER MA 01608
9/29/20	R20-033140	500.00	ROBERT OSTROWSKI	58 REED ST	CHICOPEE MA 01020
10/17/20	R20-033244	50.00	SUSAN TEIXEIRA	153 CLEARWATER CIR	LUDLOW MA 01056
10/19/20	R20-033250	400.00	WENDY HOCOG	6 VIVIAN ST	CHICOPEE MA 01013
11/7/20	R20-033364	100.00	MARIE SIAS	43 N PEPPERELL RD	HOLLIS NH 03049
11/24/20	R20-033461	25.00	JANE ROBITAILLE	93 AUDLEY RD	SPRINGFIELD MA 01118
1/30/21	R21-033700	150.00	CANDY / JAMES LASH	27 BESSEMER ST	SPRINGFIELD MA 01104
DONATECSH-842			TOTAL: \$1,610.00	49	
6/3/20	R20-032416	15.00	KATHRYN CORBETT	294 MAIN	MONSON MA 01057
6/12/20	R20-032483	50.00	BRENDA PROVOST	123 SOUTH ST	AGAWAM MA 01001
6/22/20	R20-032550	10.00	VICTORIA COSME	2 PRAY DR	GREENFIELD MA 01301
6/29/20	R20-032586	80.00	ROBIN HILL	37 BOULEY CIR	CHICOPEE MA 01020
6/30/20	R20-032598	5.00	MOHAMMED ABDELAAL	12 HAYNES RD	PLAINVILLE MA 02762
7/11/20	R20-032691	20.00	ROBIN HILL	37 BOULEY CIR	CHICOPEE MA 01020
7/13/20	R20-032704	60.00	BARBARA WANCZYK	68 HIGH ST	SOUTH HADLEY MA 01075
7/14/20	R20-032711	10.00	KAREN MASTROIANNI	68 HIGHLAND AVE	WESTFIELD MA 01085
7/16/20	R20-032736	40.00	IRIS NIEVES	128 LYMAN ST	HOLYOKE MA 01040
7/18/20	R20-032747	10.00	PATRICIA BRISTOL	185 DWIGHT RD	SPRINGFIELD MA 01108
7/23/20	R20-032780	50.00	SARAH BONINI	4 HILLSIDE RD	SOUTHWICK MA 01077
7/30/20	R20-032813	50.00	PATRICIA HUTCHINS	16 JOY ST #6	LUDLOW MA 01056
8/6/20	R20-032834	10.00	LILLIAN DOHERTY	65 FARMSTEAD LN	GLASTONBURY MA 06033

Attachment: TJO donations (6108 : Thomas J. O'Connor Donations - \$6,111.00)



TJO Donations/City Account

5/9/2020 thru 2/28/2021

TYPE OF DONATION			DONATION AMOUNT	NUMBER OF DONORS	
8/7/20	R20-032844	100.00	NANCY LAINO	42 VICTORIA ST	SPRINGFIELD MA 01104
8/15/20	R20-032887	21.00	UNKNOWN UNKNOWN	UNKNOWN	
8/17/20	R20-032893	15.00	JOANN ENGELSON	20 EASTHAMPTON RD	HOLYOKE MA 01040
9/5/20	R20-033002	10.00	MICHELLE CABRERA	2068 PAGE BLVD	SPRINGFIELD MA 01151
9/18/20	R20-033072	15.00	NADIA MOROZOV	24 NASH ST	CHICOPEE MA 01013
9/26/20	R20-033126	30.00	EMILIA LONGEY	66 SQUASSICK RD	WEST SPRINGFIELD MA
9/29/20	R20-033141	30.00	CHRISTINE BALISE	11 TEMPLE ST	HOLYOKE MA 01040
10/2/20	R20-033159	10.00	NICOLE WILKINSON	34 ROGERS AVE	INDIAN ORCHARD MA 01
10/10/20	R20-033206	10.00	BRYAN RICKETSON	56 TURNPIKE ST	NORTH ANDOVER MA 01
10/15/20	R20-033232	255.00	PIEDAD MERCADO	198 BEECH ST	HOLYOKE MA 01040
10/16/20	R20-033234	10.00	DEBRA AVERY	210 NORTH WEST ST	FEEDING HILLS MA 0103
10/16/20	R20-033236	10.00	JASON ZACCARO	104 JOHNSON RD	CHICOPEE MA 01022
10/22/20	R20-033270	10.00	DIANE GREANEY	90 ORANGE ST	WESTFIELD MA 01085
10/22/20	R20-033273	10.00	VERONICA FISKE	542 EAST MOUNTAIN RD	WESTFIELD MA 01085
10/22/20	R20-033275	10.00	MEGHAN ROYAL	17 FLORENCE ST	EASTHAMPTON MA 0102
10/27/20	R20-033304	10.00	DIANA ALVAREZ	244 OAK ST #4	HOLYOKE MA 01040
10/30/20	R20-033320	10.00	BETSY FEICK	32 HICKORY DR	FLORENCE MA 01062
11/3/20	R20-033338	10.00	MARK LACONTE	41 WEST SUMMIT ST #3	SOUTH HADLEY MA 0107
11/5/20	R20-033349	10.00	TALIA LANDRY	36 YAMASKA DR	SPRINGFIELD MA 01118
11/7/20	R20-033360	9.00	REBECCA NOLAN	42 EAST MAIN ST	ORANGE MA 01364
11/16/20	R20-033420	30.00	SCARLETTE PIKUL	21 KING AVE	MONSON MA 01057
11/23/20	R20-033460	35.00	CANAN GERIGIDEN	131 MAIN ST	RAVENA NY 12143
12/3/20	R20-033488	10.00	SUSAN JOHNSON	18 MATTOON ST	SPRINGFIELD MA 01105
12/12/20	R20-033523	150.00	SARAH LAMOTTE	15 ADAMS ST	EASTHAMPTON MA 0102
12/13/20	R20-033525	10.00	BILLIE ROSENBERG	120 BRAY RD	SHELburne FALLS MA 0
12/13/20	R20-033528	10.00	SYLKE AVALO	2 NORMANDY RD	SOUTH HADLEY MA 0107
12/15/20	R20-033534	50.00	RENEE BIRD	207 CAREW ST	CHICOPEE MA 01020
12/18/20	R20-033541	10.00	ALLIE EGAN-SHERRY	10 LAWLER DR	EASTHAMPTON MA 0102
12/20/20	R20-033546	10.00	RACHEL FIORE	224 MARMON ST	SPRINGFIELD MA 01129
12/28/20	R20-033567	110.00	MARY FIORAVANTI	259 FEDERAL ST	BELCHERTOWN MA 010C
1/13/21	R21-033638	50.00	HEATHER OBRISKIE	25 HAZEN ST	SPRINGFIELD MA 01119
1/28/21	R21-033680	5.00	FELICIA CARDRANT	12 COOLIDGE RD	CHICOPEE MA 01013
1/31/21	R21-033704	10.00	PATRICIA SURNIAC	43 ACREBROOK RD	SPRINGFIELD MA 01129
2/13/21	R21-033780	20.00	KEVIN COTY	3436 3436 JABBOUR WAY	SACRAMENTO CA 95834
2/16/21	R21-033789	60.00	MISTY PHILLIPS	22 LANCASTER ST	SPRINGFIELD MA 01108
2/20/21	R21-033811	10.00	JENNIFER STEVENS	200 ALLEN ST	SPRINGFIELD MA 01118
2/27/21	R21-033833	25.00	LINDA PEREIRA	5 HOPWOOD ST	CHICOPEE MA 01013

GRAND TOTAL: \$ 6,111.00

Total Donors 79

Attachment: TJO donations (6108 : Thomas J. O'Connor Donations - \$6,111.00)



City Council

ADOPTED

6.15

Meeting: 04/05/21 07:00 PM
Initiator: Christopher Fraser
Sponsors: Mayor Domenic J. Sarno
DOC ID: 6124

Order Authorizing Expenditure of FY22 Chapter 90 Funds (\$3,689,231) (Mayor Sarno)

WHEREAS, the Commonwealth of Massachusetts has appropriated an amount of Chapter 90 local transportation aid funding for Fiscal Year 2022 in the amount of \$3,689,231, incorporated into the City of Springfield's 10-year Chapter 90 Contract (City Contract #20170622), and

WHEREAS, this appropriation provides for the payment of funds to the City of Springfield in order to continue efforts to maintain and upgrade the roadway systems of the City; and

WHEREAS, the Commonwealth of Massachusetts will reimburse the City of Springfield for costs associated with these roadway improvements through disbursements made pursuant to Mass Gen. Laws Ch. 90, sec. 34(2)(a); and

WHEREAS, after reviewing this order, the Chief Administrative and Financial Officer certifies 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 expenditure of these grant funds, 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 Public Works of the Chapter 90 grant funds for the purposes listed below, 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 these purposes without further appropriation:

FY22 Chapter 90 Funds -

1. Arterial and Residential Reconstruction:	\$2,700,000
2. Design:	\$ 539,231
3. Roadway Maintenance:	\$ 150,000
4. Traffic Signal Improvements:	\$ 100,000
5. In-house Staff Salaries:	<u>\$ 200,000</u>
Total:	\$3,689,231

FINANCIAL IMPACT:

The Commonwealth of Massachusetts has authorized Chapter 90 funds totaling \$3,689,231 for Springfield in FY22.



REQUEST FOR GRANT SETUP

This form and the required attachments are required by the Office of the City Comptrollers before a Grant Fund and related accounts will be created in MUNIS. Please do not use this form for requesting a non-grant related account to be created – use the Request for New Account form instead. Please return this form and the required attachments to the Office of the City Comptrollers.

All fields are mandatory.

Date of Request	3/25/2021
Department Requesting Grant Setup	Public Works
Department Phone # (Please include extension)	750-2728
Name and Title of Person to Contact in Case of Questions Contract Administrator	Peg Merrill

Was this Grant previously setup for a prior fiscal year? NO
If yes, please indicate your previous project number:

If this is a new Grant, have you filled out the "Approval to apply for a grant" Form?
(Y/N) Y Refer to City Contract # 20170622. If yes, please attach a copy of the Approved Form.

Grant Type:

X State – Highway
Federal Pass-Through DOE– School
Federal Direct– School
Federal – City
State DOE– School
State Other – School
State – City
Private/Other

Grant Name: 2022 Chapter 90

Total Grant Amount Awarded: \$3,689,231.00

Is this a Reimbursable Grant?

(Y/N) Y

A Reimbursable Grant is defined as one that requires that you pay for expenses first and then you apply to the grantor for a reimbursement of the exact amount actually expended.

If it is a Reimbursable Grant, please enter Grantor contact information or the CID # if Grantor is already in the customer file:

Entity Name	Mass. Highway Dept. District 2
Contact Person	Peter J. Cavicchi, P.E.
Street Address	811 North King Street
City, State, Zip Code	Northampton, MA.01060
Telephone	(413) 582-0599
Fax	(413) 582-0596
E-Mail	Pcavicchi@state.ma.us

Actual Award Date	02/22/2021
Board Approval Date	04/05/21
Start Date	07/01/2021
Expiration Date	6/30/2027
Renewal Action Date (optional)	N/A
If there are any Matching Funds: No	
Type	
Percent	
Amount	
Is there any Leverage? HUD FUNDING ONLY	
Source	
Amount	

Comments re: Description/Purpose of Grant

MHD Chapter 90 local transportation aid to maintain and upgrade the City's roadway system.

Comments re: Conditions/Restrictions of Grant

N/A

If this is a Federal Grant, enter CFDA#: N/A

If applicable enter the State ID # :

What is the required drawdown frequency?

(Ex: Monthly, Quarterly) Quarterly

If payment is to be sent by Grantor as a Wire,

Please enter any wire reference/identification # that may be used (if known)

Please list all object codes needed for the grant.
(Attach additional sheets if additional orgs and roll-ups are needed):

Org Code:

Object Codes: 501000,506000,530600,531730,543200,576400,580600,580800

Budget Roll-Up Codes:

I hereby attest that under the penalties of Chapter 656, I will adhere to all regulations in this grant agreement. I am responsible for timely and accurate reimbursements in the amounts listed above.


Signature

3-25-21
Date

Please attach the following documents:

- ☐ Signed Approval to Apply for a Grant Form
- ☒ Grant Award Letter
- ☐ City Council/Mayor Approval
- ☐ Any other relevant documentation

This Form and all relevant attachments will be scanned and attached in the Grant Maintenance module in MUNIS and can be viewed or printed at your convenience.



Charles D. Baker, Governor
Karyn E. Polito, Lieutenant Governor
Jamey Tesler, Acting Secretary & CEO

massDOT
Massachusetts Department of Transportation

February 22, 2021

Mayor Domenic J. Sarno

36 Court Street

Springfield, MA 01033

*12/9/20
2/22/21
please to Christ C. of Tyn
Mg
JTB*

Dear Mayor Domenic J. Sarno,

We are pleased to inform you that we anticipate Chapter 90 local transportation aid funding for Fiscal year 2022 will total \$200 million statewide, pending final legislative approval.

This letter certifies that, pending final passage of the bond authorization, your community's Chapter 90 apportionment for Fiscal year 2021 is \$3,689,231.00. This apportionment will be incorporated automatically into your existing 10-year Chapter 90 contract, which will be available on the MassDOT website www.massdot.state.ma.us/chapter90.

The Chapter 90 program is an integral part of maintaining and enhancing your community's infrastructure and is an essential component of our state-local partnership. We look forward to working with you in the coming year to continue the success of this program.

Thank you for all that you do to make the Commonwealth of Massachusetts a great place to live, work and raise a family.

Sincerely,

Charles D. Baker

Charles D. Baker
Governor

Karyn E. Polito

Karyn E. Polito
Lieutenant Governor

C. Jackson

Ten Park Plaza, Suite 4160, Boston, MA 02116
Tel: 857-368-4636, TTY: 857-368-0655
www.mass.gov/massdot

Attachment: FY22 Chapter 90 Grant (6124 : Order Authorizing Expenditure of FY22 Chapter 90 Funds (\$3,689,231))

Street Listing for the FY2022 DPW Chapter 90 Paving Program

ARTERIAL STREETS:	FROM:	TO:	Street Length (L.F)	Street Area (S.Y.)	Total DPW Cost	SWSC Expense	Total Cost	PCI	NEIGHBORHOOD
CHESTNUT STREET	Carew Street	Lyman Street	3,168	20,607	\$627,656	\$21,990	\$649,646	50	MC
FORT PLEASANT AVENUE	Sumner Avenue	Mill Street	2,735	21,280	\$589,164	\$31,255	\$620,419	53	FP
PASCO ROAD	Boston Road	Page Blvd.	1,350	5,400	\$281,576	\$7,290	\$288,866	55	IO
		SUBTOTAL	7,253	47,287	1,498,395	60,535	1,558,930		

	CONTINGENCY	\$38,290	
		\$1,536,685	
	SAFETY CONTROL COST (7.5%)	\$115,251	\$4,540
	TOTAL ARTERIAL COST	\$1,651,936	\$65,075

RESIDENTIAL STREETS:	FROM:	TO:	Street Length (L.F)	Street Area (S.Y.)	Total DPW Cost	SWSC Expense	Total Cost	PCI	NEIGHBORHOOD
COLONIAL AVENUE	State Street	Wilbraham Road	792	2,684	\$60,764	\$4,380	\$65,144	39	UH
GILLETTE AVENUE	S. Branch Pkwy.	Allen Street	4,300	17,226	\$364,038	\$19,040	\$383,078	41	EFP
PHELAND STREET	Plum Street	Grape Street	1,200	3,958	\$79,640	\$6,600	\$86,240	41	PP
HARTWICK STREET	Dwight Road	Franconia Street	3,442	10,603	\$234,086	\$16,430	\$250,516	42	FP
ATWATER ROAD **	Springfield Street	Atwater Terrace	2,587	6,881	\$138,741	\$9,020	\$147,761	43	LH
CLEARBROOK DRIVE **	S. Branch Pkwy.	Allen Street	1,750	5,444	\$85,995	\$5,530	\$91,525	45	SA
		SUBTOTAL	14,071	46,796	\$963,264	\$61,000	\$1,024,264		
		SAFETY CONTROL COST (7.5%)			\$72,245	\$4,575			
		TOTAL RESIDENTIAL COST			\$1,035,508	\$65,575			

TOTAL COST	\$2,687,445
-------------------	--------------------



City Council

TABLED

6.16

Meeting: 04/05/21 07:00 PM

Initiator: Thomas Moore

Sponsors: Mayor Domenic J. Sarno

DOC ID: 6136

Order Approving Amendments to the Towing Management Agreement and Lease Agreement with the Springfield Parking Authority (Mayor Sarno)

Please see attached

Please see attached

Order Approving Amendments to the Towing Management Agreement and Lease Agreement with the Springfield Parking Authority

CITY OF SPRINGFIELD

In the City Council April 5, 2021

WHEREAS, the City of Springfield (“City”) and the Springfield Parking Authority (“SPA”) previously entered into a Towing Management Agreement and a corresponding Lease Agreement (collectively “the Agreements”) for the SPA to operate and perform all Towing Management duties for the City of Springfield, utilizing City owned property on Chandler Street as an optional overflow lot; and

WHEREAS, the City and SPA now desire to amend the Agreements to extend said terms until November 30, 2021, and to revise the rental amount set forth in the Lease; and

NOW THEREFORE, BE IT ORDERED, that the City Council of the City of Springfield with the approval of the Mayor hereby approves and authorizes the execution of amendments to the Towing Management Agreement and Lease Agreement between the City of Springfield and the Springfield Parking Authority for the purposes set forth herein, in substantially the same form as the attached amendment agreements.

DRAFT**CITY CONTRACT # 20100069****3rd AMENDMENT TO TOWING MANAGEMENT AGREEMENT**

This 3rd Amendment Agreement to the existing Towing Management Agreement is made effective as of the 1st day of July 2019, by and between the CITY OF SPRINGFIELD, a Massachusetts Municipal Corporation with a usual address of 36 Court Street, Springfield Massachusetts, acting by and through its Parking Clerks and Mayor, (hereinafter the "City"), and the SPRINGFIELD PARKING AUTHORITY, a body politic and corporate and a political subdivision of the Commonwealth of Massachusetts, as set out in Chapter 674 of the Acts of 1981, as it may be amended, with a principle place of business at 150 Bridge Street, Springfield, Massachusetts 01103 (hereinafter the "SPA"); the City and the SPA shall be collectively known herein as "the Parties",

WHEREAS, on June 30th, 2009, the Parties entered into a Towing Management Agreement, City Contract No. 20100069 (hereinafter the "Contract" or the "Agreement") whereby the City agreed to grant to the SPA the right to operate and manage the City's towing services under the terms of the Contract; and

WHEREAS, the Parties wish to memorialize in this 3rd Amendment Agreement the revised terms and conditions of the Contract, which addresses issues that are of mutual interest and concern to the Parties and extends the term of the Agreement; and

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties intending to be legally bound hereby agree as follows, where all terms and conditions of the original Contract agreement named herein remain unchanged with the exception of the following items:

1 ARTICLE 2 TERM

Section 2.1 shall be deleted in its entirety and replaced with the following language:

"The initial term of this Agreement shall begin upon the execution of this Agreement by all parties. The Services commencement date shall be the date on which the contract between the SPA and its private vendor begins. The Agreement shall continue in effect for five (5) years from the Services commencement date, subject to the termination provisions herein. The City reserves the right at its option to renew this Agreement for one (1) additional seven and a half (7.5) year period. The City and the SPA agree to meet at least 90 days prior to the end of the initial 5-years contract term to discuss issues of mutual interest and concern which may need to be addressed in an amendment to this Agreement. If the City does not wish to exercise its option to renew this Agreement for the extension period, the City agrees to give written notice of such intention to the SPA at least 60 days prior to the end of the initial contract term."

Nothing herein contained in any manner whatsoever shall alter, amend, modify, or change any other terms or conditions of the above-referenced Contract except as to the Amendments described above, nor shall any of the rights of the City or the SPA be specifically prejudiced by reason of this Amendment; all rights of the City and the SPA shall be and shall remain in full force as though the Amendments had been specified in the original Contract.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be signed, sealed and delivered by their duly authorized officers or representatives, respectively.

SPRINGFIELD PARKING AUTHORITY

CITY OF SPRINGFIELD

By: _____

Name:

Title: Chairperson

Date:

Name:

Its: Police Commissioner

Date:

Approved as to Appropriation

Name:

Title: Chief Procurement Officer

Date:

Approved as to Appropriation

Approved:

Name:
Title: City of Springfield Comptroller
Date:

Name:
Title: Finance Department
Date:

Approved as to Form:

Name:
Title: Assistant City Solicitor
Date:

APPROVED

Domenic J. Sarno, Mayor

DRAFT**CITY CONTRACT # 20100886****FIRST AMENDMENT TO LEASE AGREEMENT**

This First Amendment Agreement to the existing Lease Agreement shall be dated and made effective as of the 1st day of December 2017, by and between the CITY OF SPRINGFIELD, a Massachusetts Municipal Corporation with a usual address of 36 Court Street, Springfield Massachusetts, acting by and through its Parking Clerks and Mayor, (hereinafter the “City”), and the SPRINGFIELD PARKING AUTHORITY, a body politic and corporate and a political subdivision of the Commonwealth of Massachusetts, as set out in Chapter 674 of the Acts of 1981, as it may be amended, with a principle place of business at 150 Bridge Street, Springfield, Massachusetts 01103 (hereinafter the “SPA”); the City and the SPA shall be collectively known herein as “the Parties”,

WHEREAS, on March 1st, 2010, the Parties entered into a Lease Agreement, City Contract No. 20100886 (hereinafter the “Lease” or the “Agreement”) whereby the City agreed to grant to the SPA the right to occupy, operate and manage the City’s overflow towing storage lot, known as the Chandler Street lot (hereinafter the “Property”) in furtherance of its services to the City under an ongoing Towing Management Agreement between the Parties; and

WHEREAS, the Parties wish to memorialize in this Amendment Agreement the revised terms and conditions of the Lease, which formally extends the term of the Agreement and revises the rental amounts due thereunder as a result of the towing vendor offering a reduced rental rate for the Property during the most recent procurement for towing services performed by the SPA in accordance with all applicable laws, rules and regulations; and

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties intending to be legally bound hereby agree as follows, where all terms and conditions of the original Lease agreement named herein remain unchanged with the exception of the following items:

1. ARTICLE 2 TERM

Article 2 shall be deleted in its entirety and replaced with the following language:

“This Agreement shall commence on the date on which the contract between the SPA and the Vendor begins, which is expected to occur in February, 2010. This Agreement shall continue in effect until November 30, 2021, or when terminated by one of the Parties in accordance with the terms hereunder, whichever is earlier.”

2. ARTICLE 4 RENT

Article 4 shall be deleted in its entirety and replaced with the following language:

“During the term of this Agreement from the time of execution of the Lease until October of 2017, the SPA shall pay monthly rent in the amount of Four Thousand Two Hundred dollars (\$4,200.00) to the City on the 5th day of each month of the Lease. During the term of this Agreement from October 2017 until termination of the Lease, the SPA shall pay monthly rent in the amount of Two Thousand Two Hundred dollars (\$2,200.00) to the City.”

Nothing herein contained in any manner whatsoever shall alter, amend, modify, or change any other terms or conditions of the above-referenced Lease Agreement except as to the Amendments described above, nor shall any of the rights of the City or the SPA be specifically prejudiced by reason of this Amendment; all rights of the City and the SPA shall be and shall remain in full force as though the Amendments had been specified in the original Lease Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be signed, sealed and delivered by their duly authorized officers or representatives, respectively.

SPRINGFIELD PARKING AUTHORITY

CITY OF SPRINGFIELD

By: _____

Name:

Title: Chairperson

Date:

Name:

Its: Treasurer/Collector and Tax Title Custodian

Date:

Approved

_____ N/A _____

Name:

Title: Chief Procurement Officer

Date:

Approved as to Appropriation

Approved:

Name:
Title: City Comptroller
Date:

Name:
Title: Finance Department
Date:

Approved as to Form:

Name:
Title: Assistant City Solicitor
Date:

APPROVED

Domenic J. Sarno, Mayor



City Council

ADOPTED

6.17

Meeting: 04/05/21 07:00 PM

Initiator: Thomas Moore

Sponsors: Mayor Domenic J. Sarno

DOC ID: 6135

Order Approving Memorandum of Understanding Agreement with the Springfield Business Improvement District (Mayor Sarno)

Please see attached

Please see attached

CITY CONTRACT NO. _____

MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN

THE CITY OF SPRINGFIELD

And

SPRINGFIELD BUSINESS IMPROVEMENT DISTRICT

This memorandum of understanding is effective as of January 1, 2021, subject to the approval process set forth herein.

This memorandum of understanding is made by and between **THE CITY OF SPRINGFIELD**, a Massachusetts municipal corporation acting by and through its Chief Development Officer, with the approval of the Mayor, collectively referred to as "City" and **SPRINGFIELD BUSINESS IMPROVEMENT DISTRICT, INC.**, a Business Improvement District established in the City of Springfield pursuant to M.G.L. c. 40 O and hereinafter referred to as "SBID".

This agreement is subject to the approval of the Springfield City Council and the Mayor, pursuant to Mass. Gen. laws ch. 40, section 4A.

WHEREAS Chapter 173 of the Legislative Acts of 1994 was approved by the Governor of Massachusetts, to be effective February 5, 1995, as Chapter 40 O of the Massachusetts General Laws (the "Enabling Act"), to authorize the creation and operation of Business Improvement Districts ("BIDS"), and

WHEREAS SBID was organized as of May 26, 1998, pursuant to M.G.L. c. 40 O, to implement the purposes of the Enabling Act within a specific business improvement district as defined in M.G.L. c. 40 O, section 1, ("District"), in accordance with the statute and the SBID Improvement Plan, as amended and updated, from time to time, and

WHEREAS SBID has acted to implement the purposes of the Enabling Act and the Improvement Plan within the District, and SBID members are willing to continue to so act if the SBID has the support of the City as set forth in this Agreement, and

WHEREAS SBID is a non-profit corporation established by and comprised of the members of the SBID and utilizing its

Attachment: doc07883520210319095952 (6135 : Approving MOU with SBID)

Board of Directors as the management entity to manage all of the operations, programs, and business of SBID, and

WHEREAS the City provides a broad range of public services to the residents and property owners in the City, including those within the District, and the programs and services of SBID supplement and do not substitute for those services;

NOW THEREFORE, in furtherance of the purposes of the Enabling Act and in consideration of the mutual promises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are acknowledged, the CITY and SBID hereby agree as follows:

ARTICLE I: TERM

1.1. Subject to the provisions of this Agreement for Amending the Agreement or for terminating the Agreement, the term of this Agreement is for two (2) years from its effective date, set forth on page 1.

1.2. Nothing contained herein shall limit the rights of the members of SBID from dissolving the SBID, as provided by the enabling act.

ARTICLE II: APPROPRIATION

2.1. All City of Springfield obligations and responsibilities under this Agreement are subject to the appropriation by the City of sufficient funds.

ARTICLE III: DEFINITIONS

3.1. "Agreement" means this Memorandum of Understanding between the City and SBID.

3.2. "SBID Basic Services" means services to be provided, performed within the District. Descriptions of SBID Basic Services are provided in Appendices to this Agreement.

3.3. "District" means the area within the geographic boundaries in downtown Springfield established as the SBID and as designated in the SBID Improvement Plan, approved in accordance with the statute.

3.4. "Fee" means the payment by members of SBID for services or improvements specified in the Improvement Plan.

3.5. "Improvement Plan" means the strategic plan for SBID which sets for the supplemental services and programs, revitalization strategy, budget, and fee structure, as well as the management entity for SBID and which was approved by the Springfield City Council as part of the creation of SBID, and any amendments and updates thereto.

3.6. "Springfield" shall mean the area within the geographic boundaries of the City of Springfield.

ARTICLE IV: BASIC SERVICES

4.1. During the term of this Agreement, the SBID shall provide within the District, the SBID Basic Services as detailed in Appendix A, which is attached hereto and incorporated herein.

4.2. SBID agrees that it shall not decrease SBID Basic Services within the District without thirty (30) calendar days prior notice to the City. Notice shall be pursuant to Article IX of this Agreement.

4.3. SBID agrees that no suspension of SBID Basic Services will occur within the District except due to a financial or an emergency condition. SBID shall give notice of a financial condition at least thirty (30) calendar days prior to the suspension and as soon as practicable in case of an emergency. Notice shall be pursuant to Article IX of this Agreement.

4.4. Nothing herein shall supersede any obligation of the City pursuant to the United States or Massachusetts Constitution, the City Charter, applicable federal, state, or local law or ordinance, or the lawful order of a court of competent jurisdiction.

4.5. SBID'S agreements herein shall not supersede any obligation of SBID pursuant to the United States or Massachusetts Constitution, the City Charter, applicable federal, state, or local law or ordinance, or the lawful order of a court of competent jurisdiction.

4.6. To the extent necessary, the City authorizes the SBID to engage in the SBID Basic Services identified herein, within the public streets, roads, and sidewalks of the District to the extent needed to perform the services but

only to the extent permitted by Law and the enabling act. No authorization is given as to private areas, including alleys. It is the responsibility of SBID to determine whether an area is private property. If so requested, SBID will request prior approval for activities from the appropriate City Department head.

ARTICLE V: FUNDING, MARKETING, AND CAPITAL IMPROVEMENTS

5.1. The City is a property owner in the District and is exempt from the Fees which will be assessed to participating property owners in the District.

5.2. As a property owner and as a representative of the citizens of Springfield, the City will benefit from the enhancements and basic services of the SBID Improvement Plan within the District.

5.3 Intentionally deleted.

5.4. The City agrees that for Fiscal Year 2021 (7/1/20 - 6/30/21), and each subsequent fiscal year of the life of this agreement, subject to appropriation, including appropriation for staff, the City will provide the following funding to SBID, totaling One Hundred and Fifty Thousand Dollars (\$150,000.00), for the sole purpose of performing SBID Basic Services, as set forth herein.

5.5. Nothing in this Agreement precludes SBID from applying for and receiving other funds from the City such as grant funds, including CDBG grant funds; each application to be considered on its merits on a case by case basis.

5.6. The City is not obligated to make any other payment of funds to SBID.

ARTICLE VI: IMPROVEMENT PLAN

6.1 A copy of the current SBID Improvement Plan has been attached to this Agreement and incorporated as Appendix B. Any updates to the SBID Improvement Plan made during the term of this Agreement shall immediately be provided to the following parties via first class mailing:

- a. each member of SBID;
- b. the Chief Development Officer of the City;
- c. the President of the City Council; and
- d. the Mayor of the City of Springfield.

Upon execution of this Agreement, the SBID shall mail or deliver a copy of the latest SBID Improvement Plan to

- a. the Chief Development Officer of the City;
- b. the President of the City Council; and
- c. the Mayor of the City of Springfield.

6.2 (1). **COORDINATION MEETING:** The City and SBID, through their contract representatives, will meet as needed to monitor the performance, compliance, responsiveness, and effectiveness of the terms of this Agreement.

6.2 (2) The City may invite additional staff persons from the following City departments to attend Coordination Meetings as needed: Parks, Buildings, and Recreation Management; Treasurer/Collector, Department of Public Works, Housing Department, and Springfield Police Department.

ARTICLE VII: AMENDMENTS & MODIFICATIONS & TERMINATION

7.1. This Memorandum of Understanding, including any Appendices hereto, may be amended to reflect improved means and methods of delivery of services to the District or to reflect any other amendments or modifications to this Agreement only by a written agreement duly executed on behalf of the City and SBID.

7.2. Either party may terminate this Agreement for convenience or for cause, by ninety (90) calendar days written notice to the other party.

7.3. Upon termination under 7.2, all obligations of both parties under this Agreement shall cease as of the date of termination.

ARTICLE VIII: INSURANCE and INDEMNITY

8.1. SBID agrees to fully indemnify, defend, and hold harmless the City from all claims and demands of any kind arising out of the acts or omissions of SBID, its agents, contractors, or other persons for whose conduct it is legally responsible, or for SBID'S obligations in this Agreement.

8.2. SBID agrees to maintain the following insurance during the existence of this Agreement:

- a) For all employees or consultants working in Massachusetts, Worker's compensation and employer's liability insurance as required by the Commonwealth of Massachusetts.
- b) Comprehensive automobile and vehicle liability insurance covering claims arising from use of motor vehicles, including onsite and offsite operations, and owned, non-owned, or hired vehicles, with not less than \$1,000,000 single limits and \$2,000,000.00 aggregate limits.
- c) Commercial general liability insurance covering claims arising out of or based on an act or omission of the SBID or of any of its employees, agents, subcontractors, or persons for whose conduct SBID is legally responsible, with not less than \$1,000,000 single limits and \$2,000,000.00 aggregate limits.

The insurers must be authorized to do business in Massachusetts. A Certificate of Insurance evidencing such coverage shall be provided to the City of Springfield Office of Planning and Economic Development upon the execution of this Agreement, which shall include the City as an additional insured.

8.3. The City shall be named as an additional insured with respect to liabilities hereunder in insurance coverages identified in items "b" and "c", and SBID waives subrogation against the City as to said policies. The policies will provide that they will not be cancelled without thirty (30) days prior notice to the City

8.4. The City is a self-insured municipality and is not required to procure or maintain insurance of any kind. The City does not agree to indemnify the SBID in any way. Nothing in this Agreement is meant to enlarge or change the extent of the City's liability which shall be limited and governed by the provisions of Massachusetts law regarding immunities, procedural and monetary limitations, including but not limited to M.G.L. c. 258.

ARTICLE IX: NOTICES

Any request or notice regarding this Agreement shall be deemed to be delivered on the date of delivery when delivered in person during normal business hours or on the date indicated by the U.S. Postal Service postal receipt of

a mailing sent certified mail, return receipt requested, postage prepaid, or the date of receipt provided in writing during normal business hours by a recognized delivery service.

To the City, as follows:

Chief Development Officer
70 Tapley Street
Springfield, Massachusetts 01104

With a copy to

City Solicitor
Law Department
36 Court Street, Room 210
Springfield, Massachusetts 01103

To SBID, as follows:

Chairman
Springfield Business Improvement District
1441 Main Street
Springfield, Massachusetts 01103

With a copy to

Executive Director
Springfield Business Improvement District
1441 Main Street
Springfield, Massachusetts 01103

ARTICLE X: MISCELLANEOUS PROVISIONS

10.1. No member, official, representative, contractor, or employee of the City shall have any financial interest, direct or indirect, in this Agreement, nor shall any such member, official, representative, contractor, or employee participate in any decision relating to this Agreement which affects his financial interest or the interest of any corporation, partnership or association in which he is directly or indirectly interested. No member, official representative, contractor, or employee of the City shall be personally liable to SBID or any successor in interest in the event of any default or breach by the City.

10.2. No member, official, representative, contractor, or employee of SBID shall have any personal interest, direct or indirect, in this Agreement, nor shall any such member, official, representative, contractor, or employee participate in any decision relating to this Agreement which affects his personal interests or the interest of any corporation, partnership, or association in which he is directly or indirectly interested. No member, official, representative, contractor, or employee of the SBID shall be personally liable to the City or any successor in interest in the event of any default or breach on the part of the SBID.

10.3. If any term or provision of this Agreement or the application thereof to any person or circumstance shall to any extent be invalid or unenforceable, the remainder of the Agreement shall be valid and shall be enforced to the fullest extent of the law.

10.4. Nothing contained in this Agreement shall be construed to confer upon any other party any rights including those of a third party beneficiary.

10.5. This Agreement may not be assigned by the City or by SBID without the prior, written approval of the other.

10.6. SBID hereby warrants and represents that the person or persons signing this Agreement on behalf of SBID have been duly authorized and directed by SBID to execute this Agreement and to bind SBID to the obligations contained in this Agreement, and to affix the SBID corporate seal to this Agreement.

10.7. During the performance of this Agreement, SBID agrees that it will not discriminate against any applicant for employment or membership because of race, color, religion, gender, age, sexual orientation, disability, family status, national origin, or any illegal discrimination. SBID will take affirmative action to ensure that applicants and employees are treated without regard to their race, color, religion, gender, age, sexual orientation, disability, family status, national origin, or in any illegally discriminatory manner. In the event of SBID'S noncompliance with the nondiscrimination clauses of this Agreement or with any such laws, rules, regulations, or order, this Agreement may be canceled, terminated, or suspended in whole or in part.

10.8. This Agreement shall be governed by and construed under and enforced in accordance with Massachusetts law. Any claim or action arising under or relating to this Agreement may be brought only in the Superior Court of Hampden County (except for claims of the City of a value of less than \$25,000.00 which claims may be brought in the Springfield District Court) or in the United States District Court for the Western District of Massachusetts, all sitting in Springfield, Massachusetts.

10.9 The SBID shall provide the City of Springfield's Office of Planning and Economic Development with its Annual Financial Statements during each year of this Agreement within thirty (30) days of receipt of said Statements, and shall provide that office with notice of any Board member or key personnel changes within fifteen (15) days of a change.

10.10 At its sole expense, the SBID shall have an independent financial audit performed at the request of the City, at any time during the term of this Agreement, and shall provide the results of said audit(s) to the City of Springfield's Chief Development Officer within seven (7) days of receipt.

In Witness Whereof, the City of Springfield and the Springfield Business Improvement District have hereunto set their hands and seals on this Agreement as of the latest date set forth below.

**SPRINGFIELD BUSINESS
IMPROVEMENT DISTRICT, INC.**

CITY OF SPRINGFIELD:

By: _____
(print name)
Title: _____
Date Signed: _____

Chief Development Officer
Date Signed _____

Approved as to Appropriation:

Reviewed:

City Comptroller

Chief Procurement Officer

Attachment: doc07883520210319095952 (6135 : Approving MOU with SBID)

Date signed _____

Date Signed _____

Approved as to Form:

Reviewed

City Solicitor
Date Signed: _____

Chief Administrative &
Financial Officer
Date Signed: _____

Approved:

DOMENIC J. SARNO
Mayor
Date Signed: _____

Attachment: doc07883520210319095952 (6135 : Approving MOU with SBID)

APPENDIX A SBID BASIC SERVICES

SPRINGFIELD BUSINESS IMPROVEMENT DISTRICT, INC. (SBID) SHALL COOPERATE AND COMPLY WITH REASONABLE REQUESTS FROM APPROPRIATE CITY DEPARTMENT HEADS REGARDING SBID BASIC SERVICES

1. Coordinating in advance with the Springfield DPW regarding the twice monthly street sweeping of the District, it shall be the responsibility of SBID to push sidewalk litter and debris to the inside curbing of streets in the sweep zone in a timely manner to be swept by the City in the sweeping of the sweep zone. If required to do this, SBID shall require that its members cooperate in performing this activity.
2. It shall be the responsibility of SBID to monitor and promptly empty any barrels that are filled up or overflowing within the District.
3. It is the responsibility of SBID to notify the City, by notice to Clean City (787-7962) and Springfield Police Ordinance Squad (750-2371) of any illegal dumping activity in the District and to cooperate with any City investigation or prosecution of the matter.
4. SBID will purchase necessary or desirable replacement or additional barrels. Location of all barrels must be approved, in advance, by Springfield DPW.
5. Subject to any requested prior approval from appropriate City Departments, SBID shall supplement services provided by the City by performing the following and any additional acts approved by the City:
 - a. Tree plantings in coordination with City Parks Department;
 - b. Cleaning of painted fire hydrants, poles, and street signs
 - c. Power washing of sidewalks
 - d. Landscaping, as seasonally appropriate, for planters, hanging baskets and agreed upon traffic islands.
 - e. Guides and similar hospitality services
 - f. Public street cleaning (note: alleys are private property and not subject to public street cleaning)
 - g. Trash collection, supplementing the City's twice weekly barrel collection.

6. SBID agrees to operate a supplemental graffiti removal program to remove or repaint any graffiti discovered within 5 days of notice to SBID by notice given to its Executive Director. SBID shall comply with all laws in implementing graffiti removal and coordinate with the City Office of Housing graffiti removal program.

7. The SBID shall, at the start of each winter season, provide written notice or reminder notice to each SBID member of obligations regarding parking and sidewalk clearing.

8. The SBID agrees to monitor the customary lighting in the District and to work cooperatively with the City to attempt to maintain lighting in the District in good working condition. SBID further agrees to work cooperatively with the City on coordinating the installation of enhanced or decorative lighting projects.

9. SBID agrees to work cooperatively with the Springfield Police Department regarding COMNET.

10. SBID agrees to work cooperatively with the Springfield Police Department regarding use of surveillance cameras in public areas in the District.

11. SBID agrees to cooperate with the Springfield Office of Housing and its procedures regarding cleanup, demolition, boarding, securing, removal of unregistered motor vehicles, and similar clean up and code enforcement as to real property.

12. SBID shall work cooperatively with the City regarding the removal of unattended shopping carts in the District.

13. It shall be the responsibility of SBID to perform marketing and media relations to promote the downtown Springfield area, focusing on events in the Metro Center District. SBID must work with the City's Chief Development Officer and must receive prior approval for all marketing and media relations provided through funds provided to SBID by the City.

14. The SBID will work with the City Departments regarding matters and issues concerning obligations contained in this Agreement.

15. Subject to approval by the City, SBID may perform reasonable, feasible, and needed sidewalk replacements that are requested by SBID and for which the parties agree that all costs of the replacement will be funded in advance one-half by SBID and one-half by the adjacent property owner. The City will participate in sidewalk repairs and replacement as funding allows.

APPENDIX B
SBID IMPROVEMENT PLAN

Attachment: doc07883520210319095952 (6135 : Approving MOU with SBID)

STRATEGIC PLAN

A Letter From The Director

In our continuing efforts to revitalize, promote and enhance our downtown community, the Springfield Business Improvement District has identified goals for the next 3 years. We have navigated these uncertain times brought on by the global pandemic yet feel positioned to have our downtown community rebound from this challenge. The plan describes our strategic goals and the values that guide the organization. We are pleased to share and begin execution of this plan in collaboration with Mayor Sarno and all members of his administration.

The district has made tremendous strides forward during the past 3 years, giving us the ability to meet this global pandemic head on. Knowing that a full recovery will take time, much thought was given to how we best serve our downtown community as we navigate through recovery. We engaged in conversations, surveys and focus groups that helped us shape this strategic plan.

The plan in front of you includes work that has been a mainstay of the organization, good ideas that we have already begun to implement along with new initiatives that are still in the works. We continue to keep a portion of our budget unspoken for, we have branded this our "flexible outcomes". This will allow us to have a reserve to meet new challenges that may present themselves in the future.

Thank you to all who participated, we look forward to working together to reach our common goals. We are very hopeful that the next 3 years brings the City, the district, and our constituents economic and social vitality.



Chris Russell
Springfield BID Director

STRATEGIC PLAN

BBID Board of Directors

Chairman: Paul “Skip” Lessard, Cosale Inc

Vice Chairman: Keith Wepler, Blackened Realty LLC

Clerk: Jeffrey Fialky, Court House Park Associates

Evan Plotkin, Financial Plaza Trust

Paul Marcelina, Picknelly Family Limited Partnership

Fred Christensen, Tower Square

Matt Macquire, TD Bank

Brian Connors, City of Springfield

Kay Simpson, Springfield Museums

Seth Stratton, MGM Springfield

James “Dude” Hickson, Berkshire Bank

STRATEGIC PLAN

Mission

**THE BID WORKS TO
SIGNIFICANTLY IMPROVE
THE EXPERIENCE OF ALL
WHO LIVE, WORK, AND PLAY
IN THE DOWNTOWN
SPRINGFIELD BID BY:**

- Providing supplemental services to keep the streets and sidewalks clean, upgrade the aesthetic appearance of the district, and make people feel welcomed and safe.
- Promoting and fostering an energetic and thriving business climate.
- Serving as the voice and advocate for the district.

STRATEGIC PLAN

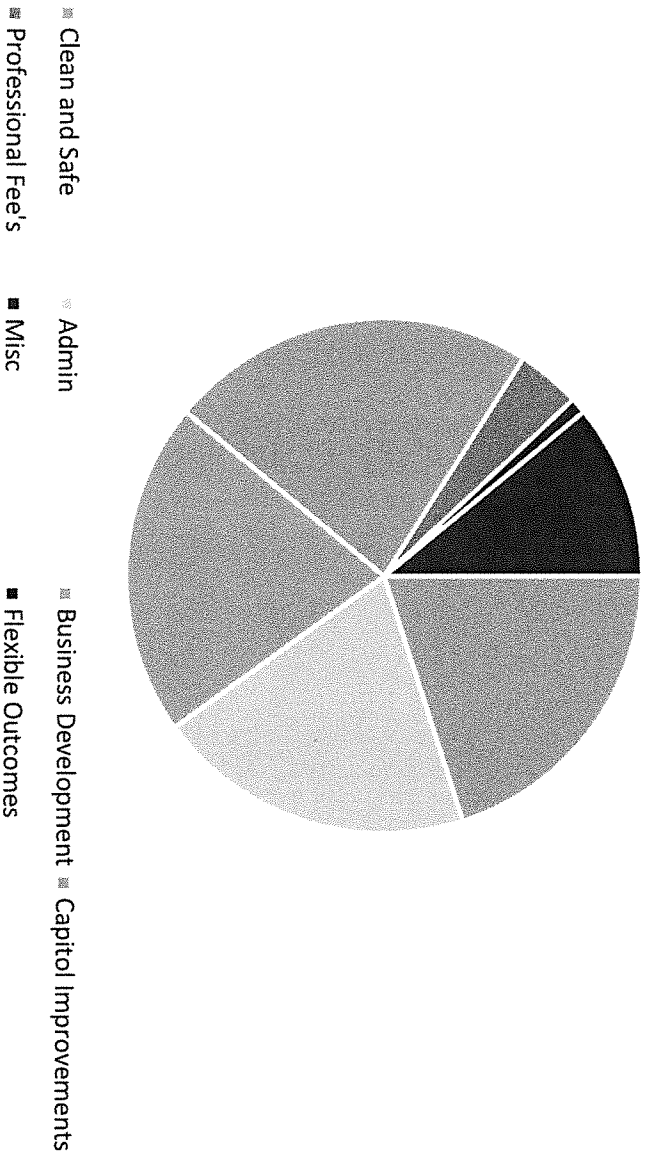
BPD Values

- We **Collaborate** with others, working face-to-face and connecting people with one another.
- We follow the **highest professional standards**.
- We are **results oriented**.
- We are **data driven**.
- We are **centered on our constituencies**.
- We strive for **excellence** in all we can do.
- We acknowledge and **embrace the district's diversity** in our programming and hiring.
- We are **responsive and highly engaged**.
- We value **personal advancement and professional development**.

STRATEGIC PLAN

Budget

Springfield BID Budget



STRATEGIC PLAN

Springfield BID District



Marketing and Public Relations

- Packet Pg. 156

STRATEGIC PLAN

Business Development

- Continue development of dining district through attracting new business, programming designed to attract visitors and support new and current businesses.
- Collaborate with the Mayor's Economic Development Team and MGM to attract and support development along Main Street from Harrison to Union Street.
- Partner with community lending institutions to help form new businesses within the district by serving what have been identified as underserved communities.
- Continue to seek out grants that support brick and mortar businesses during the pandemic and the recovery period.
- Strategically identify development sites, potential developers, and funding sources to rehab or repurpose building stock.
- Partner with the city and related agencies to assess our overall environment, develop and help to implement recommendations for a uniform and visitor friendly streetscape and infrastructure.
- Continue to seek out funding resources to benefit the city, business owners and property owners throughout the BID. These resources will be shared through our business resource page on website.

STRATEGIC PLAN

Clean, Safe, and Welcoming

- Partner with DPW, Police and Parks Department to offer base services that keep city streets, sidewalks and parks clean and attractive to residents, businesses and visitors alike.
- Invest in landscape improvements that enhance the overall aesthetics' downtown.
- Support and work with City Police Metro Unit, sharing information and helping ensure the best possible public interaction
- Continue to supplement city services and remain flexible in our structure to be able to pivot and respond with the ever-changing landscape of the downtown.
- Maintain strong ambassador presence to enhance the visitor experience
- Facilitate introductions and meetings with leaders and organizations that have a parallel or complimentary mission.
- Work with South End Business Association to expand past marketing and bring beautification efforts to the neighborhood.

STRATEGIC PLAN

Capital and Infrastructure Investments

- Continue to invest in our architectural lighting programming with the goal of bringing enhanced lighting to the downtown.
- Look to form and improve relations with organizations such as Mass Development, Develop Springfield and others that will bring resources and investment to the downtown.
- Work with City Parks Department, DPW and funding sources to improve design, make improvements and offer creative ways to maintain these fresh investments in public spaces.
- Help property owners improve, rehabilitate or repurpose their real estate investment.
- Explore or develop a mobile based way finding system to help them navigate and take advantage of the culture, entertainment and businesses that the downtown has to offer, our goal would be extending the stay of visitors to the downtown.
- Launch new holiday lighting display downtown to enhance the Spirit of Springfield's Bright Nights display in Forest Park.



City Council
36 Court Street
Springfield, MA 01103

SCHEDULED

ORDINANCE (ID # 6139)

Meeting: 04/05/21 07:00 PM
Department: Law
Category: Local Law
Prepared By: Patrick Long
Initiator: Thomas Moore
Sponsors: Jesse Lederman
DOC ID: 6139

Amending Chapter 67 by Adding New Article XVIII

PLEASE SEE ATTACHED

PLEASE SEE ATTACHED

Be it ordained by the City Council of the City of Springfield, in session assembled, that the Code of Ordinances of the City of Springfield, is hereby amended by inserting the following new Article XVIII §§ 67-97, 67-98, 67-99 within Chapter 67:

Chapter 67

Article XVIII Youth Poet Laureate

§ 67-97 **Designation.**

The City shall designate a poet as the official Youth Poet Laureate of the City. The Youth Poet Laureate shall be designated by the Mayor in consultation with the current and past Poet Laureates of the City of Springfield, and shall be confirmed by the City Council.

§ 67-98 **Responsibilities; compensation.**

The responsibilities of the Youth Poet Laureate may include, but not be limited to, providing public poetry readings, encouraging poetry appreciation within the City, and composing and publishing poems. The Youth Poet Laureate shall be an honorary title.

§ 67-99 **Residency; Term; Age Requirement**

The Youth Poet Laureate shall be a domiciled resident of the City and shall serve a two-year term. The Youth Poet Laureate shall be no more than 21 years of age at the time of designation.

Approved as to Form

Associate City Solicitor



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: Law
Category: Local Law
Prepared By: Patrick Long
Initiator: Thomas Moore
Sponsors: Lederman, Ramos, Edwards, Williams, Brown
DOC ID: 6138

SCHEDULED

ORDINANCE (ID # 6138)

Amending Chapter 82 Adding New Article VI

PLEASE SEE ATTACHED

PLEASE SEE ATTACHED

Be it ordained by the City Council of the City of Springfield, in session assembled, that the Code of Ordinances of the City of Springfield, is hereby amended by inserting the following new Article VI within Chapter 82:

Chapter 82
Article VI: WAGE THEFT ORDINANCE

§82-54 Definitions

"City resident" shall mean any person for whom the principal place of residence is within the City of Springfield during the entirety of time the person works on a Public Construction Project within the City of Springfield. Proof of such residence may include, but is not limited to, the following: a valid Massachusetts Driver's License or Massachusetts Identification Card, utility bills, proof of voter registration, or such other proof acceptable to the City.

§82-55 Municipal Construction Contracts

Whenever the City of Springfield is procuring construction services subject to the provisions of M.G.L. Chapter 149, Chapter 149A or Chapter 30, §39M, the following shall be incorporated into the procurement documents and made part of the specifications and associated contracts. Any person, company or corporation shall acknowledge, in writing, receipt of said requirements with their bid or proposal.

- A. All bidders or proposers, contractors, and subcontractors and trade contractors, including subcontractors that are not subject to M.G.L. Chapter 149, §44F, (the "contractor") under the bidder for projects subject to M.G.L. Chapter 149, §44A(2), M.G.L. Chapter 30, §39M and, proposers under M.G.L. c Chapter 149A, shall as a condition for bidding or subcontracting verify under oath and in writing at the time of bidding or submittal in response to a Request for Proposal or in any event prior to entering into a contract or subcontract at any tier, that they comply with the following conditions for bidding, contracting or subcontracting and, for the duration of the project, shall comply with the following requirements and obligations:
 1. Contractors shall not have been debarred or suspended from performing construction work by

any federal, state or local government agency or authority in the past five (5) years.

2. Contractors shall not have been found within the past five years by a court or governmental agency in violation of any law relating to providing workers compensation insurance coverage, misclassification of employees as independent contractors, payment of employer payroll taxes, employee income tax withholding, wage and hour laws, earned sick time, prompt payment laws, or prevailing wage laws.
3. Contractors shall maintain appropriate industrial accident insurance sufficient to provide coverage for all the employees on the project in accordance with M.G.L. Chapter 152 and provide documentary proof of such coverage included with the contractor's submitted bid to the City of Springfield Office of Procurement, to be maintained as a public record.
4. In accordance with all applicable federal, state and local laws, rules, regulations and ordinances, contractors shall properly classify employees as employees rather than independent contractors and treat them accordingly for purposes of prevailing wages and overtime, workers' compensation insurance coverage, unemployment taxes, social security taxes and state and federal income tax withholding. (M.G.L. Chapter 149, §148B on employee classification).
5. Contractors shall comply with M.G.L. Chapter 151, §1A and M.G.L. Chapter 149, § 148 with respect to the payment of wages;
6. Contractors must make arrangements to ensure that each employee of every contractor and subcontractor of any tier entering or leaving the project individually completes the appropriate entries in a daily sign-in/out log. The sign in/out log shall include: the location of the project; current date; printed employee name; signed employee name; name of employee's employer and the time of each entry or exiting. The log shall contain a prominent notice that employees are entitled under state law to

receive the prevailing wage rate for their work on the project. Such sign-in/out logs shall be provided to the City of Springfield Office of Procurement and the City of Springfield's Public Construction Monitoring Committee on a weekly basis with the certified payrolls and upon request shall be a public record.

7. Contractors, prior to bidding or, if not subject to bidding requirements, prior to performing any work on the project, shall sign under oath and provide to the City of Springfield Office of Procurement, and the City of Springfield's Public Construction Monitoring Committee a certification that they are not debarred or otherwise prevented from bidding for or performing work on a public project in the Commonwealth of Massachusetts or in the City of Springfield.
 8. Contractors must be in compliance with the health and hospitalization requirements of the Massachusetts Health Care Reform law established by Chapter 58 of the Acts of 2006, as amended, and regulations promulgated under that statute by the Commonwealth Health Insurance Connector Authority.
- B. A proposal or bid submitted by any general bidder or by any trade contractor or subcontractor under the general bidder or proposer that does not comply with any of the foregoing conditions for bidding shall be rejected, and no subcontract for work outside the scope of M.G.L. Chapter 149, §44F shall be awarded to a subcontractor of any tier that does not comply with the foregoing conditions.
- C. All bidders or proposers and all trade contractors and subcontractors under the bidder or proposer who are awarded or who otherwise obtain contracts on projects subject to M.G.L. c.149, §44A(2), c. 149A, or c.30, §39M shall comply with each of the obligations set forth in paragraph A above for the entire duration of their work on the project, and an officer of each bidder or subcontractor under the bidder shall certify under oath and in writing on a weekly basis that they are in compliance with such obligations.

- D. Any proposer, bidder, trade contractor or subcontractor under the bidder or proposer that fails to comply with any one of obligations set forth in Subsection A above for any period of time shall be, at the sole discretion of the City of Springfield, subject to one or more of the following sanctions: (1) cessation of work on the project until compliance is obtained; (2) withholding of payment due under any contract or subcontract until compliance is obtained; (3) permanent removal from any further work on the project; (4) liquidated damages payable to the City of Springfield in the amount of 5% of the dollar value of the contract.
- E. In addition to the sanctions outlined in Subsection D above, a proposer, general bidder or contractor shall be equally liable for the violations of its subcontractor with the exception of violations arising from work performed pursuant to subcontracts that are subject to M.G.L. c.149, §44F. Any contractor or subcontractor that has been determined by the City of Springfield Office of Procurement or by any court or agency to have violated any of the obligations set forth in Subsections A and C above shall be barred from performing any work on any future projects for six (6) months for a first violation, three (3) years for a second violation and permanently for a third violation.

§82-56 Severability

If any provision of this Ordinance, or the application of such provision to any person or circumstances, shall be enjoined or held to be invalid, the remaining provisions of this Ordinance, or the application of such provisions to persons or circumstances, other than that which is enjoined or held invalid shall be not affected thereby.

Approved as to Form

Associate City Solicitor

Sponsors: Lederman, Ramos, Edwards, Williams



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: Law
Category: Local Law
Prepared By: Patrick Long
Initiator: Thomas Moore
Sponsors: Vice President - Ward 8 Councilor Orlando Ramos
DOC ID: 6137

TABLED

ORDINANCE (ID # 6137)

Amending Chapter 178 by Inserting New Section 178-4I and Amending Chapter 1, Article V Section 1-25

Please see attached

Please see attached

AMENDING CHAPTER 178 OF THE REVISED ORDINANCES OF THE CITY OF SPRINGFIELD, AS AMENDED, BY INSERTING NEW SECTION 178-4 I, AND AMENDING CHAPTER 1, ARTICLE V SECTION 1-25

Be it ordained by the City Council, in session assembled, that the following amendments to the Revised Ordinances of the City of Springfield, as amended, be enacted:

1. CHAPTER 178 § 4 of the Revised Ordinances of the City of Springfield, as amended, is hereby amended to include new Section 178-4 I, as follows:

"Chapter 178 § 178-4 - Gasoline Stations

I. Sale of Gasoline for Illegal Purposes

(a) No owner or employee of any retail dealer of gasoline shall sell, offer for sale, or attempt to sell any article or product represented as gasoline for use in any motorized recreational vehicle as defined in this ordinance, unless that vehicle is conveyed to and from the retailer's premises by a registered motor vehicle, as defined in under Massachusetts General Law Chapter 90 section 1, as may be amended, and no individual shall purchase or attempt to purchase gasoline for use in any motorized recreational vehicle as defined in this ordinance.

(b) Signs with the words "FUELING OF ALL TERRAIN VEHICLES, MINI CYCLES, DIRT BIKES, OR OTHER UNAUTHORIZED VEHICLES PROHIBITED" in English and "PROHIBIDO DESPACHAR GASOLINA A ALL TERRAIN VEHICLES, MINI CYCLES O DIRT BIKES O A OTROS VEHICULOS NO AUTORIZADOS" in Spanish at least one (1) inch in height with a contrasting margin shall be posted at all dispensing locations. The location of warning signs shall be based on local conditions but shall be visible and legible from all gas pumps.

(c) Any owner or employee of any retail dealer of gasoline who violates any provision of Subsections (a) or (b) of this section who owns or is employed by a retail dealer that has been previously issued one warning as the result of a previous violation of Subsections (a) or (b) of this section shall be fined one hundred dollars (\$100.00) per occurrence. Each motorized recreational vehicle as to which an owner or employee of any retail dealer of gasoline sells, offers for sale, or attempts to sell gasoline shall be considered a separate violation of Subsection (a) above."

2. CHAPTER 1, Article V, § 1-25 of the Revised Ordinances of the City of Springfield as amended, is hereby amended to include the following new provision:

Offense	Fine	Enforcing Personnel
Sale of Gasoline for Illegal Purposes (Chapter 178-4 I)	\$100.00	Fire Department

3. The effective date for the amendments listed above shall be May 31, 2021.

Approved as to form,

Associate City Solicitor



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: Law
Category: General
Prepared By: Patrick Long
Initiator: Thomas Moore
Sponsors: Ward 2 Councilor Fenton, Councilman Davila
DOC ID: 6140

TABLED

SPECIAL ACT (ID # 6140)

An Act Relative to the Filling of Vacancies in the Offices of the City Council in the City of Springfield

PLEASE SEE ATTACHED

PLEASE SEE ATTACHED

The Commonwealth of Massachusetts

In the Year Two Thousand Twenty One

AN ACT RELATIVE TO THE FILLING OF VACANCIES IN THE OFFICES OF THE CITY COUNCIL IN THE CITY OF SPRINGFIELD

*Be it enacted by the Senate and House of Representatives in General Court assembled,
and by the authority of the same, as follows:*

SECTION 1. Notwithstanding the provisions of section fifty A of chapter forty-three of the General Laws or any other general or special law to the contrary, if a vacancy occurs on the city council of the city of Springfield for any cause during the term of office of a city council member who was elected as a ward representative, the city clerk shall forthwith, within fifteen (15) days, notify the city council and the board of election commissioners and, if there are more than two hundred and ten (210) days prior to the expiration of a term of office, shall issue an order to said election commission to hold a special preliminary election, on a Tuesday, not less than sixty-two (62) and not more than seventy-six (76) days after the issuance of such an order, and a special election, on a Tuesday, not more than twenty-eight (28) days after said preliminary election. If there are less than two hundred and ten (210) days before the expiration of the term of the vacated office, the seat in question shall remain vacant until such time as it has been filled by general election.

SECTION 2. If the vacancy described in Section 1 above shall occur less than two hundred and ten (210) days prior to the expiration of the term of that seat, but at least ten

(10) days before the regularly scheduled general election to fill that seat, the candidates in that general election from the effected ward shall be notified by the Election Commission of the vacancy.

SECTION 3. Special elections shall be conducted consistent with the Charter of the City of Springfield. If the number of candidates, certified by the elections office, is less than double the number plus one of the vacant seats, then the Board of Election Commissioners shall cancel the preliminary election.

SECTION 4. The provisions of said act shall take effect immediately upon passage.

*To the Honorable Senate and House of Representatives of the Commonwealth of
Massachusetts In the General Court Assembled.*

The undersigned, Domenic J. Sarno, Mayor of the City of Springfield, in the name and on behalf of said City, and in the pursuance of an order, a duly attested copy of which is hereto annexed, petition the General Court for legislation entitled “**AN ACT
RELATIVE TO THE FILLING OF VACANCIES IN THE OFFICES OF THE
CITY COUNCIL IN THE CITY OF SPRINGFIELD,**” in substantially the same form as a draft Act attached hereto.

Respectfully submitted,

Domenic J. Sarno, Mayor
City of Springfield
36 Court Street
Springfield, MA 01103

CITY OF SPRINGFIELD

In the City Council April 5, 2021

ORDERED, that the mayor be, and hereby is authorized on behalf of the City of Springfield, to take any and all steps necessary to secure the passage by the General Court of the special legislation entitled “**AN ACT RELATIVE TO THE FILLING OF VACANCIES IN THE OFFICES OF THE CITY COUNCIL IN THE CITY OF SPRINGFIELD**,” in substantially the same form as a draft Act attached hereto, except for clerical or editorial errors.

INTER**OFFICE**

MEMO

To: Tasheena Davis, Esquire
City Clerk

From: Thomas Moore, Esquire
Associate City Solicitor

Subject: Special Act - **AN ACT RELATIVE TO THE FILLING OF VACANCIES IN THE OFFICES OF THE CITY COUNCIL IN THE CITY OF SPRINGFIELD**

Date: March 31, 2021

In accordance with Rules and Orders of the Springfield City Council, 2021, as amended, the City Solicitor on behalf of the sponsors (City Councilors Michael Fenton and Victor Davila) provides this report regarding the above Special Act ("Act") a copy is attached hereto. If the Act is approved by the City Council and signed by the Mayor, the Act would be sent the Massachusetts General Court for passage. If passed by the General Court the Governor must sign the Act, and the act shall take effect upon that execution.

The Act provides that Notwithstanding the provisions of section fifty A of chapter forty-three of the General Laws or any other general or special law to the contrary, if a vacancy occurs on the city council of the city of Springfield for any cause during the term of office of a city council member who was elected as a ward representative, the city clerk shall forthwith, within fifteen (15) days, notify the city council and the board of election commissioners and, if there are more than two hundred and ten (210) days prior to the expiration of a term of office, shall issue an order to said election commission to hold a special preliminary election, on a Tuesday, not less than sixty-two (62) and not more than seventy-six (76) days after the issuance of such an order, and a special election, on a Tuesday, not more than twenty-eight (28) days after said preliminary election. If there are less than two hundred and ten (210) days before the expiration of the term of the vacated office, the seat in question shall remain vacant until such time as it has been filled by general election.

The Act further provides that if the vacancy described in Section 1 above shall occur less than two hundred and ten (210) days prior to the expiration of the term of that seat, but at least ten (10) days before the regularly scheduled general election to fill that seat, the candidates in that general election from the effected ward shall be notified by the Election Commission of the vacancy.

The Act further provides that special elections shall be conducted consistent with the Charter of the City of Springfield. If the number of candidates, certified by the elections office, is less than double the number plus one of the vacant seats, then the Board of Election Commissioners shall

cancel the preliminary election.

The provisions of said act shall take effect immediately upon passage.

It is the recommendation of City Councilors Michael Fenton and Victor Davila that this Act should be passed by the City Council. If you have any questions regarding this report, please feel free to contact me or the sponsors.



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: City Council
Category: Council Request
Prepared By: Susan Kacoyannakis
Initiator: Justin Hurst
mez, Lederman, Hurst, Walsh, Williams, Allen, Whitfield, Davila, Edwards, Curran, Brown, Fenton, Ramos
RESOLUTION (ID # 6122)
DOC ID: 6122

Anti-Asian Racism Resolution

WHEREAS, 23 million Asian Americans and Pacific Islanders account for 7 percent of the Nation's population in the United States, 7.2 percent of the population in Massachusetts, and 2.4 percent of the population in Springfield, and

WHEREAS, 4% of newly registered pre-K students in the Springfield Public Schools are Asian Americans and Pacific Islanders, which is evidence of a growing population, and

WHEREAS, Springfield has a proud Vietnamese community and is home of the Vietnamese American Civic Association in the Forest Park Neighborhood with many other Asian nationalities growing citywide, and

WHEREAS, Asian Americans and Pacific Islanders continue to serve on the frontlines of this COVID-19 pandemic in health care, law enforcement, restaurants, grocery stores, and other service industries, and

WHEREAS, The use of anti-Asian terminology and rhetoric related to COVID-19 has perpetuated anti-Asian stigmas and has contributed to Asian Americans being harassed, assaulted, and scapegoated for the COVID-19 pandemic regardless of their Nationality or place of origin, and

WHEREAS, Since January 2020, there has been a dramatic increase in reports of hate crimes and incidents against those of Asian descent and a recent study showed that more than 30% of Americans have witnessed anti-Asian discrimination, and

WHEREAS, 3,000 accounts of Asian-American assaults have been documented over the past year by a national coalition called Stop Asian American Pacific Islander Hate. An astounding 67% of those incidents were reported right here in Massachusetts, and

WHEREAS, Fighting racism and being anti-racist must include fighting anti-Asian racism,

NOW, THEREFORE BE IT RESOLVED that the Springfield City Council:

- (1) Calls on all public officials to condemn anti-Asian sentiment in any form,**
- (2) Recognizes that the health and safety of all Americans, no matter their background, must be of utmost priority,**

- (3) Encourages the Springfield Police Department to investigate and document all credible reports of hate crimes and threats against our Asian-American community, and**
- (4) Asks the Springfield Public Schools to investigate and document all credible reports of bullying incidents and threats against our Asian-American students.**



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: City Clerk
Category: General
Prepared By: Tasheena Davis
Initiator: Tasheena Davis
DOC ID: 6109

TABLED

s: Davila, Williams, Lederman, Hurst, Walsh, Brown, Edwards, Fenton, Ramos, Curran, Allen, Whitfield
RESOLUTION (ID # 6109)

Officer Ruben Borrero

CITY OF SPRINGFIELD

March 2021

WHEREAS, the City Council is pleased to honor and recognize an outstanding member of the Springfield Police Department upon his retirement, and

WHEREAS, Officer Ruben Borrero served the City of Springfield as a police officer for 44 years and 46 years including his time as a Cadet, and

WHEREAS, Officer Borrero has been recognized for being the first Puerto Rican police officer in Springfield, and

WHEREAS, Officer Borrero served the City of Springfield and the Police Department in the following divisions; Cadet, Academy, Squad C Uniform, Squad A Uniform, Park Special Detail, Community Relations, Squad A DB House B, Squad A Detective Bureau, Squad A and the Photo Lab, and

WHEREAS, Officer Borrero's son and brother followed in his footsteps and entered into law enforcement, and

WHEREAS, the City of Springfield is thankful for Officer Borrero's dedication and commitment to his chosen career as a Springfield Police Officer, and

NOW, THEREFORE BE IT PROCLAIMED, that the Springfield City Council hereby recognizes, honors, commends Springfield Police Officer Ruben Borrero for his many years of hard work and bravery and wishes him health and happiness in his well- deserved retirement.

A Proclamation Sponsored on
March 2021 in Honor of
Officer Ruben Burrero..

ATTEST:

Tasheena Davis, Esq.

City Clerk

Sponsored by City Councilors Victor Davila, Marcus Williams, President and All Councilors.

CITY OF SPRINGFIELD

March 2021

WHEREAS, the City Council is pleased to honor and recognize an outstanding member of the Springfield Police Department upon his retirement, and

WHEREAS, Officer Ruben Borrero served the City of Springfield as a police officer for 44 years and 46 years including his time as a Cadet, and

WHEREAS, Officer Borrero has been recognized for being the first Puerto Rican police officer in Springfield, and

WHEREAS, Officer Borrero served the City of Springfield and the Police Department in the following divisions; Cadet, Academy, Squad C Uniform, Squad A Uniform, Park Special Detail, Community Relations, Squad A DB House B, Squad A Detective Bureau, Squad A and the Photo Lab, and

WHEREAS, Officer Borrero's son and brother followed in his footsteps and entered into law enforcement, and

WHEREAS, the City of Springfield is thankful for Officer Borrero's dedication and commitment to his chosen career as a Springfield Police Officer, and

NOW, THEREFORE BE IT PROCLAIMED, that the Springfield City Council hereby recognizes, honors, commends Springfield Police Officer Ruben Borrero for his many years of hard work and bravery and wishes him health and happiness in his well- deserved retirement.

A Proclamation Sponsored on
March 2021 in Honor of
Officer Ruben Borrero..

ATTEST:

Tasheena Davis, Esq.
City Clerk

Sponsored by City Councilors Victor Davila, Marcus Williams, President and All Councilors.

Attachment: Resolution-Officer Ruben Borrero VD-MW (6109 : Officer Ruben Borrero)



City Council
36 Court Street
Springfield, MA 01103

SCHEDULED

ORDINANCE (ID # 6149)

Meeting: 04/05/21 07:00 PM
Department: City Clerk
Category: General
Prepared By: Tasheena Davis
Initiator: Tasheena Davis
Sponsors:
DOC ID: 6149

All Saints Church-Historic District-41 Oakland Street

AN ORDINANCE AMENDING THE REVISED ORDINANCES OF THE CITY OF SPRINGFIELD, 1986, AS AMENDED BY CHAPTER 49 ENTITLED "HISTORIC DISTRICTS"

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

Chapter 49, Article II of the Revised Ordinances of the City of Springfield, as amended, entitled "Historic Districts" be amended by the addition of the following section:

Subsection "49-23":

49-23 All Saints Church Local Historic District.

- A. There is further established under the provisions of and in accordance with the Historic Districts Act, so-called, as mentioned in this chapter, the All Saints Church Local Historic District as shown on the map labeled Exhibit 27-2Q, entitled "All Saints Church Local Historic District"; said map to be considered part of this chapter.
- B. Exemption from controls:
 - 1) Temporary structures or signs, subject to such conditions as to duration of use, location, lighting, removal and similar matters as the Commission may reasonably specify.
 - 2) Terraces, walks, driveways, and sidewalks, provided that any such structure is substantially at grade level.
 - 3) The reconstruction, substantially similar in exterior design, of a building, structure or exterior architectural feature damaged or destroyed by fire, storm or other disaster, provided such reconstruction is begun within one year thereafter and carried forward with due diligence.

HISTORY:

03/15/21 City Council

FIRST STEP

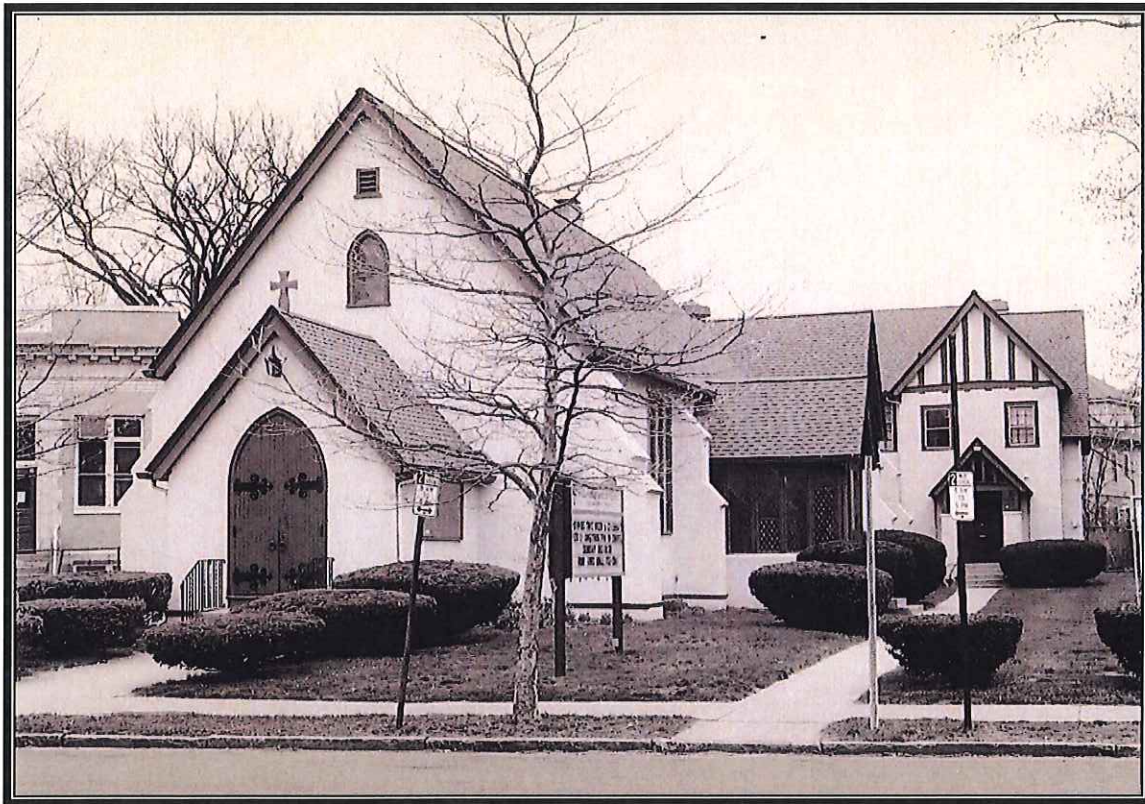


70 TAPLEY STREET
SPRINGFIELD
MASSACHUSETTS
01104

Final Report
for the proposed

**ALL SAINTS CHURCH
LOCAL HISTORIC DISTRICT**

Springfield, Massachusetts



Prepared for the Springfield Historical Commission
by the Office of Planning & Economic Development
February 12, 2021

Table of Contents

	<u>SUMMARY SHEET</u>	<u>2</u>
<u>I.</u>	<u>INTRODUCTION</u>	<u>3</u>
<u>II.</u>	<u>METHODOLOGY</u>	<u>3</u>
<u>III.</u>	<u>SIGNIFICANCE</u>	<u>4</u>
<u>IV.</u>	<u>JUSTIFICATION OF THE BOUNDARIES</u>	<u>4</u>
<u>V.</u>	<u>MAP OF THE PROPOSED DISTRICT</u>	<u>5</u>
<u>VI.</u>	<u>PROPERTY STREET ADDRESS INDEX</u>	<u>5</u>
<u>VII.</u>	<u>RECOMMENDATIONS FOR THE ORDINANCE OR BYLAW</u>	<u>6</u>
<u>VIII.</u>	<u>THE ORDINANCE</u>	<u>7</u>
<u>IX.</u>	<u>INVENTORY FORMS</u>	<u>8</u>
<u>X.</u>	<u>PHOTOGRAPHS</u>	<u>8</u>

SUMMARY SHEET

Chairperson: Vincent Walsh

Contact Person: Alvin Allen
(Commission Staff)

Address: Springfield Historical Commission
70 Tapley Street
Springfield, MA 01104

Telephone: (413) 787-6020

Commissioners: Thomas Belton
William Duquette
Bryan McFarland
Alphonso Nardi, Vice Chairman
Victoria Rowe
Vincent Walsh, Chairman
David Finn, Alternate
Walter Kroll, Alternate
Steven Shultis, Alternate

**Expected Date of Public
Hearing:** February 18, 2021

**Expected Date of City
Council Vote:** March 15, 2021

**Number of Properties
Included in the Proposed
Local Historic District** 1

Conclusion of the Preliminary Study Report: To protect the architectural integrity of this English Country Gothic style structure whose exterior will be restored with funds allocated from the Springfield Community Preservation Committee; therefore, the All Saints Church Local Historic District should be created.

I. Introduction

The Historic Districts Act, Massachusetts General Law Chapter 40C, is the Commonwealth's enabling statute for creating local historic districts. Local historic districts are the mechanism by which municipalities can designate and protect areas of architectural and historical significance. Within a local historic district, no exterior architectural feature that is visible from a public street, park or water body can be altered without first receiving permission from the local historic district commission. The level of protection provided by a local historic district is much greater than that provided by inclusion on the National Register of Historic Places. Although being on the National Register is a formal recognition of property's historical significance and can offer limited review of projects funded or assisted by federal, state, or CDBG funds, the property itself is not protected from change if work is done exclusively with private funds. The local historic district provides greater protection and review for properties and has this power as a result of a town or city council vote.

Local Historic Districts were first established in Massachusetts in 1955. There are now more than 200 local historic districts in over 100 municipalities in the Commonwealth, including sixteen in Springfield. Neighboring municipalities with local historic districts include West Springfield, Longmeadow, Chicopee, and Holyoke.

In 1972, the Quadrangle-Mattoon local historic district was established in Springfield. Over the next six years, five other districts were created, protecting more than 1,200 properties. Three districts expansions have also taken place. More recently, three small historic districts have been created to protect the Immaculate Conception Church complex, the Colony Hills area, and Apremont Triangle area. Single-building LHDs were created to protect Our Lady of Hope Church, Willys-Overland Block, Hubbard & Emily Bliss House, Thomas Wason House, Driscoll Block, Trinity Block, and Thurston Munson House. LHDs can be credited with protecting many of the city's significant structures, maintaining community character, preserving important architectural treasures, and adding to the quality of residents' lives.

II. Methodology

The Forest Park Heights Historic District was created in 1975 with boundaries to protect over 600 residential houses. The buildings on Oakland Street, from Belmont Avenue to Sumner Avenue, although of historic value to the city, were not included. Such buildings include the former All Saints Church, the Forest Park Library, the Forest Park Middle School and the former Kodimoh Synagogue; all are adjacent to the Forest Park Heights district.

In September 1999, a report of the history and architecture of the former All Saints Church was submitted by the Pioneer Planning Commission to the Massachusetts Historical Society. The report recommended historical status for the building.

In 2017, the Drama Studio, which has offered a conservatory-style acting training program for youth since 1988, purchased the former All-Saints Church from the Episcopal Diocese, then proceeded with fundraising efforts to bring the building up to code. In April 2019, the Drama Studio successfully applied to the Springfield Community Preservation Committee for a grant of \$50,000 to support its renovation efforts. Part of the agreement with the City in accepting the grant was to apply to the Springfield Historical Commission for single building status for the 41 Oakland Street property.

III. Significance

At the time of this building's creation in 1908, Forest Park was selling itself not as a suburb, but rather as a rural neighborhood of Springfield, touted for its fresh air and simplicity. The choice of English Country Gothic style for this Episcopal Church is a deliberate reference to Forest Park's image. The design of this simple, diminutive front-gabled church was intended to mirror an 11th century church in Chelmsford, England, where Springfield founder William Pynchon served as a warden. The stucco walls the humble walls of its English predecessor. A commemorative stone from the Chelmsford church was installed in the foundation.

The architect, Guy Kirkham, was a grandson of Charles Merriam of the Merriam-Webster Company in Springfield and one of major architects of Springfield in the early 20th century. His works in Springfield include the Forbes and Wallace store, MassMutual's home office, the Smith and Wesson offices, the Howard Street School and the Forest Park Branch library. His works in the Springfield regional area include buildings at Wilbraham Academy and the Northampton Unitarian Church.

Following the church's completion in 1909, the congregation attached a chancel, sacristy and choir room in 1913. In 1923 the congregation built a residence nearby for the minister and in 1929, a parish house.

The structure has a unique connection to the founding father of Springfield and the development of Forest Park Heights Historic District. The building was designed by one of Springfield's major architects. Historic district status would strengthen the value of this stretch of Oakland Street which leads to the entrance of beautiful Forest Park.

IV. Justification of the Boundaries

This would be a single property historic district, mid-block along the eastern side of Oakland Street, nearest the intersection of Belmont Avenue. The structure is adjacent to other buildings of historic value, two of which are owned by the City of Springfield (Forest Park Library to the north and Forest Park Middle School to the west). Additionally, there is an early-twentieth century four story apartment building to the north, early-twentieth century multi-family residential homes to the east, and a rectory to

the south (which is associated with this proposed single property historic district and former All Saints Episcopal Church).

V. Map of the Proposed District



VI. Property Street Address Index

Street Address	Historic Name	Year Built	Inventory form	Architectural Style
41 Oakland Street	All Saints Episcopal Church	1908	Y	English Country Gothic
Total number of properties to be included in district:			1	

VII. Recommendations for the Ordinance

The new district will be added to existing Springfield Ordinances. The All Saints Church will have some of the exemptions as many current historic districts overseen by the Springfield Historical Commission such as temporary structures, color of paint, small signs, at grade sidewalks and driveways, exact reconstruction following disaster, screen windows and doors. The Commission will retain oversight of all other features.

VIII. The Ordinance

Proposed Ordinance

TEXT:

AN ORDINANCE AMENDING THE REVISED ORDINANCES OF THE CITY OF SPRINGFIELD, 1986, AS AMENDED BY CHAPTER 2.46 ENTITLED "SPRINGFIELD HISTORICAL COMMISSION"

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

Chapter 49, Article II of the Revised Ordinances of the City of Springfield, as amended, entitled "Historic Districts" is amended by the addition of the following section:

Subsection "49-22":

49-22 All Saints Church - 41 Oakland Street

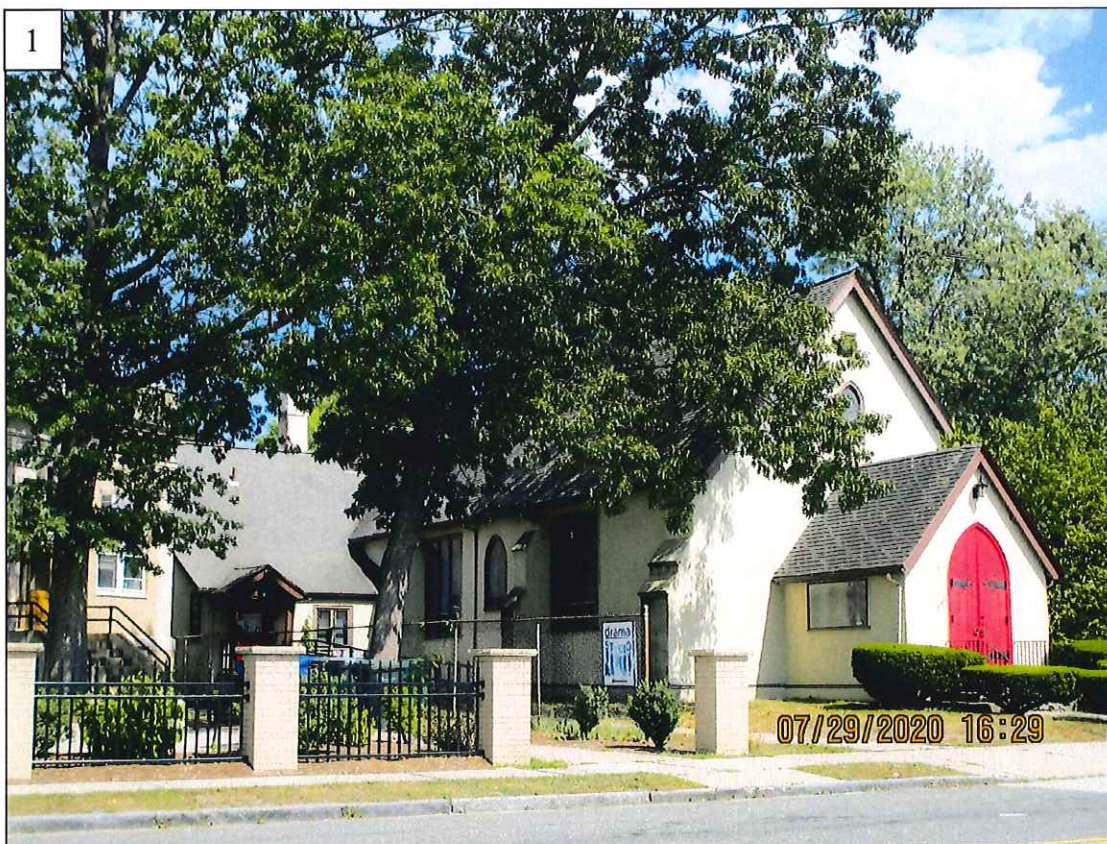
- A. There is further established under the provisions of and in accordance with the Historic Districts Act, so-called, as mentioned in this chapter, the All Saints Church Historic District as shown on the map labeled Exhibit 27-2P, entitled " All Saints Church Historic District"; said map to be considered part of this chapter.
- B. Exemption from Controls:
 - 1) Temporary structures or signs, subject to such conditions as to duration of use, location, lighting, removal and similar matters as the Commission may reasonably specify.
 - 2) Terraces, walks, driveways, and sidewalks provided that any such structure is substantially at grade level.
 - 3) Storm windows, screens, window air conditioners.
 - 4) Color of paint on wood features.
 - 5) Signs of not more than one (1) square foot in area in connection with use of a residence for a customary home occupation, or for professional purposes, provided only one (1) such sign is displayed in connection with each residence and, if illuminated, are illuminated only indirectly.
 - 6) The reconstruction, substantially similar in exterior design, of a building, structure or exterior architectural feature damaged or destroyed by fire, storm or other disaster, provided such reconstruction is begun within one year thereafter and carried forward with due diligence.

IX. Inventory Form

See attached

X. Photographs

PHOTOGRAPHS ID	Photograph Description
1	Northern & Western Elevation
2	Northern & Western Elevation
3	Northern & Western Elevation
4	Western Elevation (front)
5	Western & Southern Elevation
6	Western & Southern Elevation
7	Western & Southern Elevation
8	Northern & Western Elevation (yr. 1908)



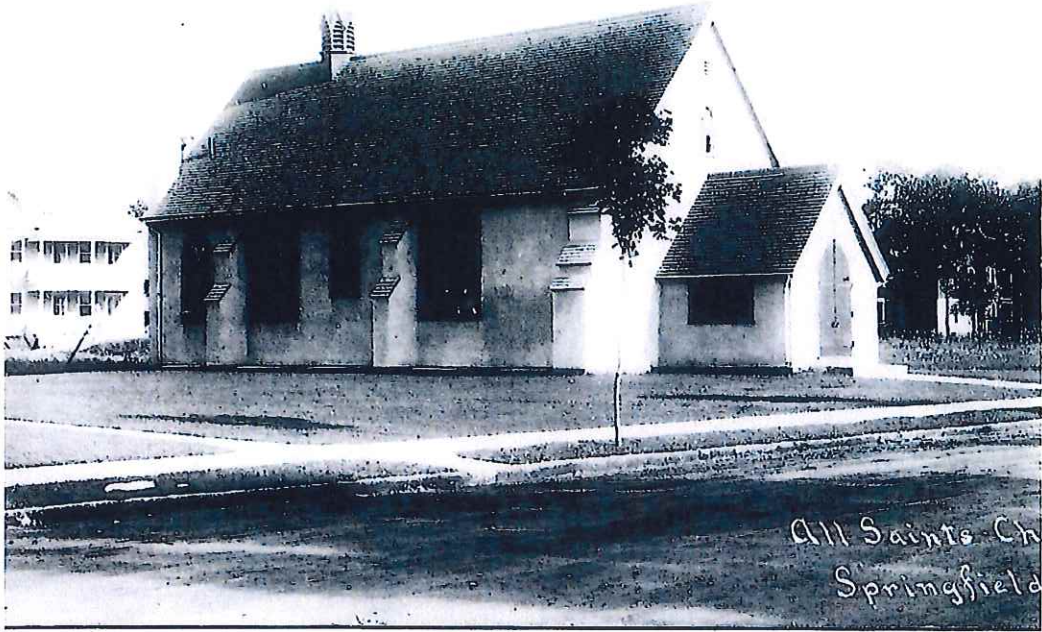




Attachment: Final Report-All Saints Church (6149 : All Saints Church-Historic District-41 Oakland Street)



8



Massachusetts Cultural Resource Information System

Scanned Record Cover Page

Inventory No: SPR.3855
Historic Name: All Saints Episcopal Church
Common Name:
Address: 39-41 Oakland St
City/Town: Springfield
Village/Neighborhood: Forest Park
Local No: 9210-157
Year Constructed: 1908
Architect(s): Elvin, Frank F.; Howes, Lyman Randall; Kirkham and Parlett; Moore, E. P.; Putnam, Karl Scott; Stuart, Frank S.
Architectural Style(s): English Revival
Use(s): Church; Church Hall; Rectory
Significance: Architecture; Community Planning; Education; Religion
Area(s):
Designation(s):
Building Materials(s): Roof: Asphalt Shingle
 Wall: Glass; Stucco; Wood
 Foundation: Stone, Uncut



The Massachusetts Historical Commission (MHC) has converted this paper record to digital format as part of ongoing projects to scan records of the Inventory of Historic Assets of the Commonwealth and National Register of Historic Places nominations for Massachusetts. Efforts are ongoing and not all inventory or National Register records related to this resource may be available in digital format at this time.

The MACRIS database and scanned files are highly dynamic; new information is added daily and both database records and related scanned files may be updated as new information is incorporated into MHC files. Users should note that there may be a considerable lag time between the receipt of new or updated records by MHC and the appearance of related information in MACRIS. Users should also note that not all source materials for the MACRIS database are made available as scanned images. Users may consult the records, files and maps available in MHC's public research area at its offices at the State Archives Building, 220 Morrissey Boulevard, Boston, open M-F, 9-5.

Users of this digital material acknowledge that they have read and understood the MACRIS Information and Disclaimer (<http://mhc-macris.net/macrisdisclaimer.htm>)

Data available via the MACRIS web interface, and associated scanned files are for information purposes only. THE ACT OF CHECKING THIS DATABASE AND ASSOCIATED SCANNED FILES DOES NOT SUBSTITUTE FOR COMPLIANCE WITH APPLICABLE LOCAL, STATE OR FEDERAL LAWS AND REGULATIONS. IF YOU ARE REPRESENTING A DEVELOPER AND/OR A PROPOSED PROJECT THAT WILL REQUIRE A PERMIT, LICENSE OR FUNDING FROM ANY STATE OR FEDERAL AGENCY YOU MUST SUBMIT A PROJECT NOTIFICATION FORM TO MHC FOR MHC'S REVIEW AND COMMENT. You can obtain a copy of a PNF through the MHC web site (www.sec.state.ma.us/mhc) under the subject heading "MHC Forms."

Commonwealth of Massachusetts
 Massachusetts Historical Commission
 220 Morrissey Boulevard, Boston, Massachusetts 02125
www.sec.state.ma.us/mhc

FORM B - BUILDING

Assessor's number

9210-157

USGS Quad

Springfield

Area(s)

Form Number

SPR.3855

Town Springfield

Place (neighborhood or village) _____

Forest ParkAddress 39-41 Oakland StreetHistoric Name All Saints Episcopal ChurchUses: Present sanctuaryOriginal sanctuaryDate of Construction 1908-09Source Springfield Scrapbook clip, Vol 1 p. 131Style/Form English Country GothicArchitect/Builder Guy Kirkham

Exterior Material:

Foundation stoneWall/Trim stuccoRoof asphalt

Outbuildings/Secondary Structures _____

Rectory, parish houseMajor Alteration (with dates) rectory, 1921-24; parish house, c. 1928Condition goodMoved No ☒ Yes ☐ Date _____Acreage 9,801 sq ftSetting The church stands amid a row ofeducational and ecclesiastical structures on OaklandStreet

it. Number each property for which individual inventory forms have been completed. Label streets including route numbers, if any. Attach a separate sheet if space is not sufficient here. Indicate North.

See attached

RECEIVED

SEP 30 1999

MASS. HIST. COMM

Recorded by Marla Miller/Bonnie ParsonsOrganization Pioneer Valley Planning CommissionDate (month/year) Sept 1999

BUILDING FORM

ARCHITECTURAL DESCRIPTION ☐ see continuation sheet

Describe architectural features. Evaluate the characteristics of this building in terms of other buildings within the community.

At the time of this building's construction, Forest Park was selling itself not as a suburb, but rather as a rural neighborhood of Springfield touted for its fresh air and simplicity. The choice of the English Country Gothic style for this Episcopal Church was in 1908 a deliberate reference to Forest Park's image. The design of this simple, diminutive front-gabled church is intended to mirror an 11th-century church found in Chelmsford, England. Its stucco cladding is also intended to resemble the rubble material of its English predecessor. The front wall is battered out to form a buttress, and additional buttresses intervene along the lateral walls. The church is entered via a small pitched-roof entryway, its gothic doorway echoed in a small gothic window lighting the sanctuary. A transverse gable on the south elevation shelters a second entryway.

To the rear of the church stands the 1929 Parish House, its Tudor style intended to complement the design of the church. The long, rectangular, two-story, stucco-clad building is crossed by transverse gables at each end, ornamented with decorative half-timbering; a small pitched-roof entrance porch echoes the pitch of the roofline.

HISTORICAL NARRATIVE ☐ see continuation sheet

Discuss the history of the building. Explain its associations with local (or state) history. Include uses of the building, and the role(s) the owners/occupants played within the community.

All Saints Episcopal Church began as a Sunday School on April 22, 1906, in an unused stable in the rear of 11 Parkwood Street in the Forest Park district. In January 1908 the church, in a meeting at the 513 Belmont Avenue home of William Rayenr, was formally organized under the name of St. Mark. Revered C.E. Hill was appointed pastor. The congregation decided to build a church edifice, adopting as its model the 11th-century church in Chelmsford, England, where Springfield founder William Pynchon had been a warden before migrating to America in 1629; in the walls of the church is a stone donated to the Springfield congregation by its Chelmsford counterpart. The name of the church was then changed to All Saints. Ground was broken in September 1908, and the church opened in January 1909. The chancel was completed in the summer of 1913, and the building enlarged.

Born in Springfield, Guy Kirkham (whose grandfather was Charles Merriam, of Merriam-Webster) attended St. Paul's school in Concord NH, and received his degree in architecture from MIT in 1887. After working in Minnesota (under Cass Gilbert, designer of the Minnesota state capitol) and New York (in the notable office of Renwick, Aspinwall and Russell), he returned to Springfield, opening an office in 1893. Prior to 1904, significant Kirkham buildings included the Wilbraham Academy, the Springfield Home for Aged Women, and Northampton's Unitarian Church. After 1904, together with Edwin Parlett, with whom he joined in partnership, Kirkham designed the Massachusetts Mutual Life Insurance Company home office building (described in *The American Architect*), the Forbes & Wallace store, the William and Howard Street schools, the Smith & Wesson offices, and, in 1908-09, the same year as All Saints arose, the Forest Park Branch Library next door at 300 Belmont Avenue.

Attachment: Final Report-All Saints Church (6149 : All Saints Church-Historic District-41 Oakland Street)

INVENTORY FORM CONTINUATION SHEET

Community Property Address

Massachusetts Historical Commission
 State Archives Building
 220 Morrissey Boulevard
 Boston, Massachusetts 02125

39-41 Oakland Street

Area(s) Form

SPR.3855

HISTORICAL NARRATIVE, cont'd

In planning All Saints, Kirkham as well as church leaders, visited the Chelmsford church on which this structure is based. The tower that would have brought the Massachusetts structure into closer concert with its English antecedent was long intended (still hoped for as late as 1935) but never executed. In 1912, a rectory was completed at 46 Oxford Street. In 1913, a campaign was launched to build the chancel, which was dedicated in October of that year. In 1923, builder E.P. Moore with plans from architect Lyman P. Howes built a residence for the minister; in 1928-29 the congregation erected a parish house with designs by architect and vestryman Frank S. Stuart. The church edifice was consecrated in 1952, when the mortgage was paid in full.

BIBLIOGRAPHY and/or REFERENCES ☐ see continuation sheet

City of Springfield Building Department
 Springfield Scrapbooks Vol 1 p. 131, Vol 13, pp. 48-49; Vol. 17, pp. 17-18. 154; and Vol. 24, p. 156-57.
 Vertical Files 280, "All Saints," Connecticut Valley Historical Museum

☒ Recommended for listing in the National Register of Historic Places. *If checked, you must attach a completed National Register Criteria Statement form.*



Follow Massachusetts Historical Commission Survey Manual instructions for completing this form.

Springfield

39-41 *Oakland St*

Massachusetts Historical Commission
Massachusetts Archives Building
220 Morrissey Boulevard
Boston, Massachusetts 02125

Area(s) Form No.

	3855
--	------



DEPARTMENT OF PUBLIC SAFETY
DIVISION OF INSPECTION
PLAN RECORD

CASE **B** PACK **7** NO. **50249**

BUILDING **Parish House** STORIES **2h**

CITY OR TOWN **Springfield** STREET **Oakland St**

TO BE USED FOR **meeting rooms and hall** CLASS **3rd**

OWNER **All Saints Church, Springfield**

ARCHITECT **K.S. Putnam & Frank S. Stuart, Northampton**

CERTIFICATE APPROVAL—SPECIFICATION REQUIREMENTS—RECORDED

DATE **September 13, 1928**

INSPECTOR **Cleveland**

Form Bu 1 3-22-27 2M No. 2451

BUILDING INSPECTION DEPARTMENT—DISTRICT POLICE
PLAN RECORD

CASE **D** NO. **5**

BUILDING **All Saints Mission** STORIES **13**

CITY OR TOWN **Springfield** STREET **Oakland**

TO BE USED FOR **Religious Purposes**

OWNER **All Saints Mission**

ARCHITECT **Frank W. Elvins**

CERTIFICATE APPROVAL—SPECIFICATION REQUIREMENTS—RECORDED

DATE **Oct 1928**

BUILDING INSPECTION DEPARTMENT—DISTRICT POLICE
PLAN RECORD

CASE **G** NO. **4**

BUILDING **All Saints Church** STORIES **1**

CITY OR TOWN **Springfield** STREET **Oakland**

TO BE USED FOR **Religious Purposes**

OWNER **Parish of All Saints**

ARCHITECT **Frank W. Elvins**

CERTIFICATE APPROVAL—SPECIFICATION REQUIREMENTS—RECORDED

DATE **Oct 6 1913**

INSPECTOR **Cleveland**



SPRINGFIELD PRESERVATION TRUST

incorporated 1972

February 25, 2021

Springfield Historical Commission
70 Tapley St. 01104
Springfield MA 01103

Dear Springfield Historical Commission:

The Springfield Preservation Trust Board of Directors has voted to support the creation of the All Saints Church Local Historic District.

The building at 41 Oakland Street, historically known as All Saints Episcopal Church was built in 1908 and designed by the prolific Springfield architect Guy Kirkham in the English County Gothic style. It was modeled after All Saints Church in Chelmsford, England, where Springfield founder William Pynchon was a member. This building is located in the Forest Park Neighborhood. One of the historic features to this building is its stucco cladding, the front wall is battered out to form a buttress, and additional buttresses intervene along the lateral walls. The building has a small pitched-roof entryway, gothic doorway, and a small gothic window lighting the sanctuary. The transverse gable on the south elevation shelters a second entryway. The exterior building materials are stone, stucco, and asphalt. This building is a true treasure and future Springfield residents will admire it and the work done by the Drama Studio.

The Drama Studio, a non-profit, that has been serving Springfield adolescents since 1987. In 2018 this non-profit became the official owner to 41 Oakland Street and this local historic district will help preserve the building for the city and the vitality of the non-profit.

Thank you for your consideration.

Derek Strahan
President



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: City Clerk
Category: General
Prepared By: Tasheena Davis
Initiator: Tasheena Davis
Sponsors:
DOC ID: 6150

TABLED

ORDINANCE (ID # 6150)

Gunn Block Local Historic District-477 State Street

AN ORDINANCE AMENDING THE REVISED ORDINANCES OF THE CITY OF SPRINGFIELD, 1986, AS AMENDED BY CHAPTER 49 ENTITLED "HISTORIC DISTRICTS"

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

Chapter 49, Article II of the Revised Ordinances of the City of Springfield, as amended, entitled "Historic Districts" be amended by the addition of the following section:

Subsection "49-24":

49-24 Gunn Block Local Historic District.

- A. There is further established under the provisions of and in accordance with the Historic Districts Act, so-called, as mentioned in this chapter, the Gunn Block Local Historic District as shown on the map labeled Exhibit 27-2R, entitled "Gunn Block Local Historic District"; said map to be considered part of this chapter.
- B. Exemption from controls:
 - 1) Temporary structures or signs, subject to such conditions as to duration of use, location, lighting, removal and similar matters as the Commission may reasonably specify.
 - 2) Terraces, walks, driveways, and sidewalks, provided that any such structure is substantially at grade level.
 - 3) The reconstruction, substantially similar in exterior design, of a building, structure or exterior architectural feature damaged or destroyed by fire, storm or other disaster, provided such reconstruction is begun within one year thereafter and carried forward with due diligence.

HISTORY:

03/15/21 City Council

LAY ONTABLE

Next: 04/05/21

With no petitioner present, Councilor Whitfield made a motion to lay the item on the table, seconded by Councilor Lederman. All being in favor, the motion passed.



SPRINGFIELD PRESERVATION TRUST

incorporated 1972

February 25, 2021

Springfield Historical Commission
70 Tapley St. 01104
Springfield MA 01103

Dear Springfield Historical Commission:

The Springfield Preservation Trust Board of Directors has voted to support the creation of the Gunn Block Local Historic District.

The property at 477 State Street, historically known as Gunn Block was built circa 1830. Originally this building was Elisha Gunn's store selling coffee, rum, molasses, sugar, and spices. This three-story commercial building made of brick and mortar is now stabilized. This building has a pitched roof, and is seven bays long and three bays deep. The ground floor has been altered by previous store fronts but the upper stories remain intact. Previously a semicircular window was placed within the pediment and was partially enclosed with wood. Several windows and a door on the eastern facade were bricked in. This building is one of the oldest existing commercial buildings in Springfield. Currently this building is located in the Six Corners neighborhood. This building is on the Most Endangered list for Springfield Preservation Trust and the Most Endangered Historic Resource Archive on Preservation Massachusetts.

DevelopSpringfield, a non-profit, has been restoring historic buildings and stimulating the Springfield economy since 2008. This local historic district will help preserve the building for future city residents.

Thank you for your consideration.

Derek Strahan
President

Attachment: GunnBlock_LHD_CPC_support_letter (6150 : Gunn Block Local Historic District-477 State Street)



Maple High Six Corners Neighborhood Council, Inc.

74 Walnut Street, Suite #B109

Springfield MA 01105

736-4493, maplehighsixcorners@yahoo.com

President: Melvin Edwards, 348-8036, melvinspeaks@msn.com

Vice President: Raymon Ray, 617-596-2604, rayland500@yahoo.com

Secretary: Linda Bartlett, 519-3936, vze4f2rh@comcast.net

March 3, 2021

Springfield Historical Commission
Office of Planning & Development
70 Tapley Street
Springfield MA 01104

Re: Proposed Establishment Gunn Block Local Historic District, 473-477 State Street

To Springfield Historical Commission:

The Maple High Six Corners Neighborhood Council is in full support of the creation of a Gunn Block Local Historic District which will help ensure the preservation of the Gunn Building in our neighborhood. We value the many historic properties in our neighborhood and want very much to see this building restored.

The Gunn Block is an important landmark on the State Street corridor and is the oldest remaining commercial building in the city. Its preservation is vital as an enhancement to the Springfield Armory National Historic Site located across State Street. Without the creation of the Gunn Local Historic District, needed funding may be more difficult to obtain, putting its future in jeopardy.

We urge the Springfield Historical Commission to approve this proposal and send it on to the City Council. Our neighborhood is grateful for the continued work of SHC and thank you for your consideration of this matter.

Sincerely yours,

Linda Bartlett

Linda Bartlett, Secretary
On Behalf of MHSCNC

Attachment: MHSCNCLetterGunnBlockLHD (6150 : Gunn Block Local Historic District-477 State Street)



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: City Council
Category: General
Prepared By: Susan Kacoyannakis
Initiator: Melvin A. Edwards
Sponsors: Ward 3 Councilor Melvin A. Edwards
DOC ID: 6086

ADOPTED

ORDINANCE 2021-2

Amending Ch 110, Sec 110-14 Puppy Mills

Chapter 110

§110-14 Prohibition on the Sale of Dogs, Cats, and Rabbits by Pet Shops

(a) **Purpose and Preamble**

- (1) Whereas, it is the opinion of the Springfield City Council that most puppies, kittens, and rabbits sold in pet stores come from large-scale, commercial breeding facilities where the health and welfare of the animals is disregarded in order to maximize profits ("puppy mills," "kitten mills," and "rabbit mills," respectively). According to The Humane Society of the United States, an estimated 10,000 puppy mills produce more than two million puppies per year in the United States; and
- (2) Whereas, it is the opinion of the Springfield City Council that the documented abuses endemic to puppy, kitten, and rabbit mills include over-breeding, inbreeding, minimal veterinary care, lack of adequate food, water and shelter, lack of socialization, exercise and enrichment, and lack of sanitation; and
- (3) Whereas, it is the opinion of the Springfield City Council that Pet store puppies are often sick and have behavioral problems because of the substandard conditions they were likely born into, because they were taken from their mothers at a very young age, because they were transported in trucks filled with other young puppies, and because they were placed in a pet store cage with or near other puppies who are often sick; and
- (4) Whereas, it is the opinion of the Springfield City Council that Pet stores often mislead consumers as to where the puppies in the stores came from and make false health and behavior guarantees, and that many

consumers end up paying hundreds or thousands of dollars in veterinary bills and suffer the heartbreak of having their new pet suffer, and in some cases pass away; and

- (5) Whereas, according to the U.S. Centers for Disease Control and Prevention, pet store puppies pose a health risk to consumers, as over one hundred (100) Americans have contracted an antibiotic-resistant *Campylobacter* infection from contact with pet store puppies; and
- (6) Whereas, it is the opinion of the Springfield City Council that current federal and state regulations do not adequately address the animal welfare and consumer protection problems that the pet store sale of dogs, cats, and rabbits from animal mills pose, and that Federal oversight of the commercial breeding industry is severely lacking; and
- (7) Whereas, it is the opinion of the Springfield City Council that prohibiting pet stores from selling dogs, cats, and rabbits is likely to decrease the demand for these animals that are bred in mills, and decrease the burden that pet store dogs, cats, and rabbits that end up in animal shelters place on local agencies and taxpayers; and
- (8) Whereas, it is the opinion of the Springfield City Council that the vast majority of pet stores, both large chains and small, family-owned shops, already do not sell dogs and cats but rather profit from selling products, offering services, and in some cases, collaborating with local animal shelters and rescues to host adoption events; and
- (9) Whereas, it is the intention of the Springfield City Council that this ordinance will not affect a consumer's ability to obtain a dog, cat, or rabbit of his or her choice from an animal rescue, shelter, or breeder who sells directly to the public; and
- (10) Whereas, the Springfield Council believes it is in the best interest of Springfield to adopt reasonable regulations to reduce costs to Springfield and its

residents, protect citizens who may purchase cats, dogs, or rabbits from a pet store, help prevent inhumane breeding conditions, promote community awareness of animal welfare, and foster a more humane environment in Springfield.

(b) **Definitions.**

(1) "Pet shop" shall have the meaning provided in section 1 of chapter 129 of the Massachusetts General Laws. A public animal control agency or shelter or an animal rescue group shall not be considered a pet shop for purposes of this Section.

(2) "Sell" means to exchange for consideration, adopt out, barter, auction, trade, lease, or otherwise transfer animals.

(3) "Offer for sale" means to advertise or otherwise proffer a dog, cat, or rabbit for acceptance by another person.

(4) "Public animal control agency or shelter" means a facility operated by the City of Springfield or any other locality, for the purpose of impounding seized, stray, homeless, abandoned, unwanted, or surrendered animals, or a facility operated for the same purposes under a written contract with the City or any other locality.

(5) "Animal rescue group" means a not-for-profit organization having tax-exempt status under 501(c)(3) of the United States Internal Revenue Code, and registered with the Massachusetts Department of Agricultural Resources, if required, whose mission and practice is, in whole or in significant part, the rescue and placement of animals into permanent homes. The term animal rescue group does not include any person that: breeds dogs, cats, or rabbits or obtains dogs, cats, or rabbits for payment or compensation from a person who breeds or facilitates the sale of dogs, cats, or rabbits that were obtained from such a breeder.

(6) "Animal control officer" shall have the meaning assigned in Section 110-1.

(7) "Person" shall mean an individual, corporation, partnership, association, or any other legal entity.

(8) "Dog" means any member of the species *Canis familiaris*.

(9) "Cat" means any member of the species *Felis catus*.

(10) "Rabbit" means any member of the species *Oryctolagus cuniculus domesticus*.

(c) **Sale of dogs, cats, and rabbits prohibited.**

(1) It shall be unlawful for a pet shop to sell or offer for sale a dog, cat, or rabbit.

(2) A pet shop may provide space for the display of dogs, cats, or rabbits available for adoption only if such animals are displayed and made available for adoption by either: (A) a public animal control agency or shelter or (B) an animal rescue group, as defined, and all of the following conditions are met:

(i) Subject to Section 110-7, any dog or cat displayed for adoption shall be sterilized and microchipped prior to being displayed, with the microchip registered to the owner;

(ii) And rabbit displayed for adoption shall be sterilized prior to being displayed;

(iii) Any dog displayed for adoption shall be at least six months of age;

(iv) Any dog displayed for adoption shall, prior to being displayed, be vaccinated against rabies, parvovirus, distemper, and hepatitis;

(v) Any cat displayed for adoption shall, prior to being displayed, be vaccinated against panleukopenia, calicivirus, rhinotracheitis (herpesvirus), and rabies;

(vi) Each pet shop shall maintain records sufficient to document the source of each dog, cat, or rabbit the pet shop displays, for at least one year following the date of acquisition. Such records shall be made available, immediately upon request, to any animal control officer;

(vii) Each pet shop displaying dogs, cats, or rabbits shall post, in a conspicuous location on the cage or

enclosure of each animal, a sign listing the name of the public animal control agency or shelter or animal rescue group which is displaying each dog, cat, or rabbit in the cage or enclosure;

(viii) No part of any fees associated with the display or adoption of the animals, including but not limited to adoption fees or fees for the provision of space, shall be paid to the host pet shop or to any legal entity affiliated with or under common ownership with the host pet shop;

(ix) The total fees, including but not limited to adoption fees, per animal shall not exceed five hundred dollars (\$500); and

(x) The host pet shop shall not have any ownership interest in any of the animals displayed for adoption.

(3) No person shall sell, exchange, trade, barter, lease, or display for a commercial purpose any dog, cat, or rabbit on or in any street, public grounds, commercial or retail parking lot, flea market, or other market, regardless of whether such access is authorized by the property owner, except for a dog, cat, or rabbit displayed:

(i) By a public animal control agency, shelter or animal rescue organization; or

(ii) As part of a state or county fair exhibition, 4-H program, or similar exhibitions or educational programs.

(d) **Penalties.**

(1) In addition to any other penalty provided by law, any pet shop that makes a sale or offer for sale of a dog, cat, or rabbit in violation of subsection (c)(1) shall be fined \$500. Each unlawful sale or offer for sale shall constitute a separate violation. Any animal being offered for sale, transfer, or displayed in violation of these sections may be seized or impounded. In cases where the enforcing officer determines that failure to seize or impound will be

detrimental to the safety and/or health of the animal, the animal shall be seized.

(2) In addition to any other penalty provided by law, a pet shop that makes a provision of space knowingly and in violation of subsection (c)(2) shall be fined \$500. Each unlawful provision of space shall constitute a separate violation.

(e) **Effective date.**

The provisions of these section shall be effective ninety (90) days after passage.

Approved as to form

Associate City Solicitor

HISTORY:

03/08/21 City Council

03/15/21 City Council
Next: 04/05/21

FIRST STEP

REFERRED TO COMMITTEE



City Council
36 Court Street
Springfield, MA 01103

Meeting: 04/05/21 07:00 PM
Department: City Council
Category: General
Prepared By: Susan Kacoyannakis
Initiator: Susan Kacoyannakis
Sponsors: Ward 2 Councilor Michael A. Fenton
DOC ID: 6061

TABLED

ORDINANCE (ID # 6061)

Amending Chapter 385 by Inserting Article XI Speed Hump Petitions

Be it ordained by the City Council of the City of Springfield, in session assembled, that the Code of Ordinances of the City of Springfield, is hereby amended by inserting the following new Article XI within Chapter 385:

Chapter 385

ARTICLE XI Speed Hump Petitions

§385-53. Speed Hump Petition.

Petition to City Council required: No speed hump shall be installed or established within a public way, except upon petition to the City Council signed by at least two-thirds of the property owners (as listed with the Springfield Board of Assessors) or two-thirds of the registered voters (as listed with the Springfield Election Commission) within the impacted segment of a proposed speed hump street. When there are multiple property owners, the signature of one shall be sufficient to count that property towards the required two-thirds. Said petition shall be referred by the City Clerk to the Fire Department, the Police Department and the Department of Public Works Engineering division for review. Each request must provide the name of the street for which the speed hump(s) are requested and the boundaries of the intended street segment to be impacted. Each petition will be reviewed by the City Council based upon its own merits and taking into consideration the recommendations of the Police, Fire, and Public Works departments. For purposes of this section "impacted segment" shall mean three hundred (300) feet to either side of the zone proposed by the residents for the location of the hump(s), or to the nearest fully signalized intersection or end of the street in that direction, whichever comes first. All correspondence and communication with residents regarding the petition and process shall be through the City Council and its office.

§385-54. Reports upon petition of property owners.

The Engineering division of the Department of Public Works upon

receiving any such petition shall report to the City Council whether, in its judgement, the proposed speed hump location conforms to the Manual On Uniform Traffic Control Devices for Street and Highways (MUTCD) issued by the US Department of Transportation Federal Highway Administration, City of Springfield Ordinances, and good engineering practice. Within thirty (30) days of receipt of said petition, the police department, the fire department and the department of public works shall report to the City Council regarding the proposed speed hump, including potential impacts on the daily and emergency operations of those departments.

§385-55. Location Requirements.

In order to be eligible for speed humps pursuant to this Ordinance, a street must have a Roadway Functional Classification of "Local Road" as shown on the most recent "Roadway Functional Classification " map on file with the City of Springfield Department of Public Works and must have a posted or de facto speed limit of thirty (30) miles per hour or less.

§385-56. Hearing.

- A. Before any order to install or establish a speed hump shall be passed, a written notice of the intention of the City Council to install or establish a speed hump shall be given by publication in a local newspaper of general circulation once in each of two successive weeks, the first publication to be not less than fourteen (14) days before the day of the hearing and sent by mail, postage prepaid to all property owners within a three hundred (300) foot radius of the impacted segment of the street under review for speed hump installation and such notice shall specify the time and place for such hearing before the City Council.
- B. After the hearing has been held, the City Council may proceed to act upon an order for the installation or establishment of a speed hump.

§385-57. Specifications.

Speed humps and related signage and pavement marking will be installed in conformance with the applicable specifications in the most current editions of:

- A. the Manual on Uniform Traffic Control Devices for Streets and Highways ("MUTCD") issued by the U.S. Department of Transportation Federal Highway Administration;
- B. the Massachusetts Project Development and Design Guide issued by the Massachusetts Department of Transportation; and
- C. any applicable standards on file with the Springfield Department of Public Works.

§385-58. Temporary Trial Period.

Residents submitting a petition pursuant to §385-53 may request that a temporary portable rubber speed hump with portable signs on stands and no pavement markings be installed anytime between May 1st and July 15 (to allow for removal by October 15th), before the installation of a permanent speed hump as a temporary trial period. The temporary humps will remain in place for a period of ninety (90) days. If, at the conclusion of the trial period, there are not written objections from more than one quarter ($\frac{1}{4}$) of the property owners or registered voters within the impacted segment of the proposed speed hump, then the permanent speed humps shall be installed as weather and climate conditions permit. Any written objections from property owners must be filed in writing with the City Council.

§385-59. Removal of speed humps.

Speed humps may be ordered removed by majority vote of the City Council only after notice and public hearing in a manner consistent with section 385-56.

Approved as to form:

Associate City Solicitor

HISTORY:

03/08/21 City Council

FIRST STEP

Ordinance (ID # 6061)

Meeting of April 5, 2021

03/15/21 City Council
Next: 04/05/21

REFERRED TO COMMITTEE