



City Council

Regular Meeting

~ Final ~

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

Gladys Oyola-Lopez
413-787-6096

Monday, May 16, 2022

7:00 PM

Virtual Meeting (Zoom)

Possible Public Speak-Out Time 6:30 PM

Call to Order

7:00 PM Meeting called to order on May 16, 2022 at Virtual Meeting (Zoom) , Virtual Meeting, N/A, NA.

Attendee Name	Title	Status	Arrived
Maria Perez		Present	
Jesse Lederman	Vice President	Present	
Sean Curran	At-Large Councilor	Present	
Kateri B. Walsh	At-Large Councilor	Present	
Malo Brown	Ward 4 Councilor	Present	
Victor Davila	Ward 6 Councilor	Absent	
Justin Hurst	At Large Councilor	Present	
Melvin A. Edwards	Ward 3 Councilor	Present	
Timothy C. Allen	Ward 7 Councilor	Present	
Zaida Govan	Ward 8 City Councilor	Present	
Michael A. Fenton	Ward 2 Councilor	Present	
Tracye Whitfield	At Large City Councilor	Present	
Marcus J Williams	President	Absent	

Moment of Silence - Pledge of Allegiance

Reports of Committee

Informational

1. Order (ID # 6711)

FY23 Annual Audit Plan

Presentation of the Office of Internal Audit's Fiscal Year 2023 Goals

HISTORY:

04/04/22

City Council

REFERRED TO COMMITTEE

Next: 05/16/22

COMMENTS - Current Meeting:

Councilor Hurst recommends approval

ATTACHMENTS:

- Audit Plan FY23 (PDF)

RESULT: **ADOPTED [11 TO 0]**
MOVER: Timothy C. Allen, Ward 7 Councilor
SECONDER: Justin Hurst, At Large Councilor
AYES: Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT: Victor Davila, Marcus J Williams

Petitions

2. Petition (ID # 6783)

Langar Eng- Portsmouth St.

COMMENTS - Current Meeting:

#2-4 petitions voted together

ATTACHMENTS:

- Drawing CU101 (PDF)
- 2022-04-08 Conduit Petition (3) (PDF)
- Langar St REPORT -Portsmouth St. (PDF)

RESULT: **APPROVED [11 TO 0]**
MOVER: Tracye Whitfield, At Large City Councilor
SECONDER: Kateri B. Walsh, At-Large Councilor
AYES: Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT: Victor Davila, Marcus J Williams

3. Petition (ID # 6784)

Eversource- Wilbraham Rd.

COMMENTS - Current Meeting:

#2-4 petitions voted together

ATTACHMENTS:

- Report Wilbraham Rd (PDF)
- 8639919 SKETCH (PDF)
- 8639919 PETITION (003) (PDF)
- 8639919 CLERK COVER (PDF)

RESULT: **APPROVED [11 TO 0]**
MOVER: Tracye Whitfield, At Large City Councilor
SECONDER: Kateri B. Walsh, At-Large Councilor
AYES: Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT: Victor Davila, Marcus J Williams

4. Petition (ID # 6786)

Eversource- Lebanon St.

COMMENTS - Current Meeting:

#2-4 petitions voted together

ATTACHMENTS:

- Lebanon St - Springfield City Council Letter (PDF)
- MA-SPR-PIP-22-037 LEBANON ST SPRINGFIELD FPO (PDF)
- Lebanon St. Report (PDF)

RESULT:	APPROVED [11 TO 0]
MOVER:	Tracye Whitfield, At Large City Councilor
SECONDER:	Kateri B. Walsh, At-Large Councilor
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

Grants

5. Order (ID # 6781)

Springfield City Library Donations - \$500.00

COMMENTS - Current Meeting:

Grants #5 & 6 voted together (under \$50k)

ATTACHMENTS:

- Libraries Donations - 500.00 (PDF)

RESULT:	ADOPTED [11 TO 0]
MOVER:	Timothy C. Allen, Ward 7 Councilor
SECONDER:	Malo Brown, Ward 4 Councilor
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

6. Order (ID # 6785)

FY22 SSYI Grant Increase - No Match - \$17,000

COMMENTS - Current Meeting:

Grants #5 & 6 voted together (under \$50k)

ATTACHMENTS:

- SSYI22` (PDF)

RESULT:	ADOPTED [11 TO 0]
MOVER:	Timothy C. Allen, Ward 7 Councilor
SECONDER:	Malo Brown, Ward 4 Councilor
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

Orders

7. Order (ID # 6777)

Order Approving an Intergovernmental Agreement with the Springfield Parking Authority

WHEREAS, the City of Springfield is seeking to enter into a five-year lease agreement with an option to renew for two additional years ("Agreement") with the Springfield Parking Authority ("SPA") to lease a city-owned parking lot known as "Chandler Street Lot" for the public purpose of providing a surface parking lot for the storage of vehicles ordered towed by the Police Department of the City; and

WHEREAS, the SPA is a body politic and corporate and political subdivision of the Commonwealth of Massachusetts as set out in Chapter 674 of the Acts of 1981; and

WHEREAS, the Intergovernmental Agreement must be approved by the City Council and the Mayor pursuant to Massachusetts General Laws chapter 40, section 4A; and

NOW THEREFOR BE IT ORDERED, pursuant to Massachusetts General Laws chapter 40, section 4A, that the City Council approves the Lease Agreement between the City of Springfield and the Springfield Parking Authority in substantially the same form as the draft contract attached hereto as Exhibit A, subject to the approval of the Mayor.

COMMENTS - Current Meeting:

Attorney Robert Shewshuck spoke on this item

ATTACHMENTS:

- Lease Agreement (PDF)

RESULT:	ADOPTED [11 TO 0]
MOVER:	Zaida Govan, Ward 8 City Councilor
SECONDER:	Timothy C. Allen, Ward 7 Councilor
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

8. Order (ID # 6787)

Transfer from Reserve for Contingencies to the Office of the City Clerk - \$6,500

FINANCIAL IMPACT:

Transfer from Reserve for Contingencies to the Office of the City Clerk - \$6,500

COMMENTS - Current Meeting:

TJ Plante, CAFO, spoke on this transfer

ATTACHMENTS:

- CAFO - CLERKS (DOCX)

RESULT:	ADOPTED [11 TO 0]
MOVER:	Kateri B. Walsh, At-Large Councilor
SECONDER:	Maria Perez
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

Suspension of Rule 19**Suspension of Rule 19 - Passed by a unanimous voice vote.****9. Order (ID # 6780)**

Transfer from Reserve for Contingencies to the Department of Public Works - \$75,000

FINANCIAL IMPACT:

Transfer from Reserve for Contingencies to the Department of Public Works - \$75,000

COMMENTS - Current Meeting:

Chris Cignoli, DPW Director, spoke on the transfer

ATTACHMENTS:

- CAFO CERT - DPW (PDF)

RESULT:	ADOPTED [11 TO 0]
MOVER:	Tracye Whitfield, At Large City Councilor
SECONDER:	Timothy C. Allen, Ward 7 Councilor
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

Suspension of Rule 19**Suspension of Rule 19 - Passed by a unanimous voice vote.****10. Order (ID # 6788)**

Budget Transfer Within a Department - \$100,000.00

FINANCIAL IMPACT:

Budget Transfer Within a Department - \$100,000 PS to OTPS

COMMENTS - Current Meeting:

Chris Cignoli, DPW Director, spoke on this item

ATTACHMENTS:

- CAFO CERT - DPW 100K (PDF)

RESULT:	ADOPTED [11 TO 0]
MOVER:	Malo Brown, Ward 4 Councilor
SECONDER:	Kateri B. Walsh, At-Large Councilor
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

Suspension of Rule 19**Suspension of Rule 19- Passed by a unanimous voice vote.****Special Permits****11. Special Permit (ID # 6487)**

For a Special Permit to Operate an Adult Use Marijuana Establishment (Marijuana Cultivator) at a Portion of the Property Known as 299 Page Boulevard (09440-1100) (Book#22629/Page#91), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 20.2.

Request:	See Above
Owner:	DAL Page, LLC
By:	Davis Goodman, Manager
Petitioner:	Page Cultivate, LLC
By:	Mark Waldron, Manager

HISTORY:

11/22/21 Next: 12/13/21	City Council	TABLED
12/13/21 Next: 01/24/22	City Council	CONTINUE VOTE
01/24/22 Next: 02/07/22	City Council	CONTINUE VOTE
02/07/22 Next: 02/28/22	City Council	TABLED
02/28/22 Next: 03/21/22	City Council	TABLED
03/21/22 Next: 04/25/22	City Council	TABLED
04/25/22 Next: 05/02/22	City Council	CONTINUE VOTE
05/02/22 Next: 05/16/22	City Council	CONTINUE VOTE

ATTACHMENTS:

- 299_Page_BI_Adult_Use_Cultivation_Tax_Formal (PDF)
- Page_BI_299_Adult_Use_2021 (PDF)
- 299 Page Blvd ANR (PDF)
- 299 Page Blvd ANR (PDF)

RESULT:	CONTINUE VOTE [9 TO 0]	Next: 5/23/2022 7:00 PM
MOVER:	Zaida Govan, Ward 8 City Councilor	
SECONDER:	Timothy C. Allen, Ward 7 Councilor	
AYES:	Perez, Lederman, Curran, Walsh, Hurst, Edwards, Allen, Govan, Whitfield	
ABSTAIN:	Malo Brown, Michael A. Fenton	
ABSENT:	Victor Davila, Marcus J Williams	

12. Special Permit (ID # 6631)

For a Special Permit to Operate a Medical Office, Clinic or Treatment Facility, with No Overnight Stay, at the Property Known as 90 Carando Drive (02347-0005) (Book #L123/Page#LC65), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 10.3.

Request:	See Above
Owner:	Dask Partnership, LLP
By:	Seth Croker
Petitioner:	Sonetta Covington
By:	Sonetta Covington

HISTORY:

03/28/22	City Council	CONTINUE VOTE
Next: 04/25/22		
04/25/22	City Council	CONTINUE VOTE
Next: 05/02/22		
05/02/22	City Council	CONTINUE VOTE
Next: 05/16/22		

COMMENTS - Current Meeting:

Letter of support submitted by Kathleen Brown-East Springfield Neighborhood Council
Councilor Fenton is happy to support this Special Permit

ATTACHMENTS:

- Carando_Dr_90_Tax_Formal (PDF)
- Carando_Dr_90_2022 (PDF)

RESULT:	ADOPTED [11 TO 0]
MOVER:	Michael A. Fenton, Ward 2 Councilor
SECONDER:	Tracye Whitfield, At Large City Councilor
AYES:	Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Victor Davila, Marcus J Williams

On the Reasons

Passed by a unanimous vote

13. Special Permit (ID # 6670)

For a Special Permit for a Car Wash, at the Properties Known as 1090 Boston Road (01655-0203) (Book# 13359/Page# 2), NS Boston Road (01655-0201 & 0206) (Book# 13359/Page# 2) and WS Ramsgate Street (10050-0018) (Book# 13359/Page# 2), as Allowed by M.G.L. and the Springfield Zoning Ordinance, Article 4, Table 4-4, Section 12.3(2).

Request: See Above
 Owner: 1090 Boston Road, Inc.
 By: Trevor Wiggins
 Petitioner: Sevan Multi-Site Solutions
 By: Joseph Bermudez

HISTORY:

04/25/22 City Council CONTINUE VOTE
 Next: 05/02/22

05/02/22 City Council CONTINUE VOTE
 Next: 05/16/22

COMMENTS - Current Meeting:

Letter of support from Pine Point Community Council

ATTACHMENTS:

- Boston_Rd_1090_Tax_Formal (PDF)
- Boston_Rd_1090_2022 (PDF)

RESULT: ADOPTED [11 TO 0]
MOVER: Timothy C. Allen, Ward 7 Councilor
SECONDER: Tracye Whitfield, At Large City Councilor
AYES: Perez, Lederman, Curran, Walsh, Brown, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT: Victor Davila, Marcus J Williams

Ordinances

(14.) ORD-2022-4 Ordinance to Require 30 Days Notice of Projects Seeking Appropriation Over \$1 Million Dollars from Free Cash or the Stabilization Fund

Whereas the Springfield City Council considers, reviews , assesses and approves the appropriation of funds for projects and Bonds for the betterment of Springfield; and

Whereas the Springfield City Council has the fiduciary responsibility to evaluate and deliberate how our Citizens' Tax Dollars are being spent; and

Whereas, the Springfield City Council makes important decisions that impacts future policy, fiscal transparency is a necessary element of effective public financial management

Whereas, The Springfield City Council has been asked to appropriate City funds for major economic development projects without sufficient or adequate notice and without benefit of public input; and

Whereas, any City department proposing a project , bond or Real Estate purchase which requires an appropriation of funds as set forth below, must inform the City Council at least 30 days in advance of the details and anticipated cost of the project; before it can be put on the Calendar for a vote.

Now Therefore be it Ordered that the following Ordinance shall be added to Chapter 42, Finances, Article VII, Financial Policies, as Section 42-37, paragraphs H and I, to take effect upon enactment:

"H. Any City department proposing an expenditure that requires an appropriation of funds in excess of One Million Dollars from Free Cash or the Stabilization Fund, is required to submit a draft of the proposed Order to the City Clerk for the distribution to Springfield City Council at least 30 calendar days prior to the requested City Council meeting date to vote on the

appropriation. The draft Order may be submitted by email. Failure to so notify the City Council will automatically trigger a referral of the Order to the Finance Committee. This requirement does not apply to transfers or appropriations which are emergent in nature, the result of a legal settlement, or are within the adopted General Fund Budget or Enterprise Fund Budget.

I. Upon request by a member of the City Council, the Chief Administrative and Financial Officer shall submit project updates to the Mayor and all City Councilors through the City Clerk, for projects which require an appropriation of more than One Million Dollars from the City Council, including but not limited to any change orders, cost over-runs and deadline changes.”

RESULT: FIRST STEP

Next: 6/6/2022 7:00 PM

(15.) (ID # 6789) An Ordinance Further Amending Chapter 270, Section 270-11(B), of the Code of the City of Springfield

AN ORDINANCE AMENDING CHAPTER 270 OF THE CODE OF THE CITY OF SPRINGFIELD, BY FURTHER AMENDING SECTION 270-11, part 11(B)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, AS FOLLOWS:

Section 270-11(B) of Chapter 270, Pawnbrokers and Junk Dealers, is hereby deleted in its entirety and replaced with the following:

B. This section shall take effect upon enactment, and shall be valid until June 30, 2025.

Ordinance further amending Chapter 270, Section 270-11(B) of the Code of the City of Springfield, to extend the moratorium in Section 270-11(A) for Pawnbrokers and Secondhand Articles to June 30, 2025.

RESULT: FIRST STEP