



City Council

Regular Meeting

~ Draft ~

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

Gladys Oyola-Lopez
413-787-6096

Monday, September 19, 2022

7:00 PM

Springfield City Hall -- Council Chambers

Possible Public Speak-Out Time 6:30 PM

Call to Order

7:00 PM Meeting called to order on September 19, 2022 at Springfield City Hall -- Council Chambers, 36 Court Street, Springfield, MA.

Attendee Name	Title	Status	Arrived
Maria Perez	Ward 1 City Councilor	Absent	
Jesse Lederman	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	Present	
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	
Lavar Click-Bruce	Ward 5 City Councilor	Present	

Moment of Silence - Pledge of Allegiance

Reports of Committee

Councilor Fenton - General Government Committee Meeting

Councilor Govan - Mental Health Subcommittee

Councilor Hurst - Audit Subcommittee - Powers & Sullivan / Young No

Met our financial obligations Councilor Allen - Spoke on the OPEB Trust and Pension. 2022 payment made but we must be rigid/diligent going forward. Financials get worse if we skip a year.

Councilor Davila - Public Safety. Overview of the Spfld Police Commission. Commission budget was discussed.

Govan, Hurst, Whitfield and Allen present at today's (9/19/22) meeting. Discussion of annual commission report to the council. Commission information should be added to the website. (IT?) Budget, staff and support discussed.

TW - Finance Subcommittee Meeting - ARPA meeting

Solutions and uses of the ARPA funds. Councilor is seeking biweekly attendance regarding ARPA

Informational

1. Order (ID # 7010)

July Revenue Vs. Expenditure Report

COMMENTS - Current Meeting:

Pat Burns - 90 Clemens Street - Comptroller gave a report.

ATTACHMENTS:

- July Revenue Vs. Expenditure Report (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

2. Informational 2022-4

Re- Appointment of Vanessa Otero to the Water & Sewer Commission

COMMENTS - Current Meeting:

Vanessa Otero announces herself. She appreciates being able to serve in this capacity for another term.

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

3. Informational 2022-5

Confirmation of Matthew Donnellan

COMMENTS - Current Meeting:

TW - asked for background

MD - Gave his credentials - Former HR Manager at W/S Commission.

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

Petitions

4. Petition (ID # 7006)

EVERSOURCE GAS- Oswego St.

COMMENTS - Current Meeting:

Chris Cignoli DPW Director - Spoke on this item

ATTACHMENTS:

- MA-SPR-PIP-22-012 PRO DRAWING REV00 (PDF)
- Springfield City Council Letter - Oswego St(PDF)
- Oswego St. Report (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

5. Petition (ID # 7007)

VERIZON-Kerry Dr.

COMMENTS - Current Meeting:

Chris Cignoli spoke on this item.

ATTACHMENTS:

- Report Varizon Kerry Dr. (PDF)
- Kerry Dr. Petition (PDF)
- Plan Kerry Dr. (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

6. Petition (ID # 7008)

EVERSORCE GAS- Newbury St.

COMMENTS - Current Meeting:

Chris Cignoli spoke on this item

Subcommittee meeting was requested and never held so it was resubmitted to the Council for a vote

Fenton still wants to have a meeting on this. Extensive street cutting and wants to have a discussion with Eversource. Motion to send to Maintenance & development committee

ATTACHMENTS:

- MA-SPR-PIP-22-032 17-49607, Newbury St, Springfield FPO (PDF)
- Newbury St - Springfield City Council Letter (PDF)
- Newbury St. Report (PDF)

RESULT: REFER TO COMMITTEE

7. Petition (ID # 7009)

VERIZON- Feltham Rd.

COMMENTS - Current Meeting:

Chris Cignoli spoke on this item

ATTACHMENTS:

- Feltham Rd. (PDF)
- Feltham Rd. Petition (PDF)
- Report Varizon Feltham Rd. (PDF)

RESULT: ADOPTED [11 TO 0]

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

8. Petition (ID # 7017)

Valet Parking- Worthington Street

COMMENTS - Current Meeting:

Chris Cignoli - Permanent Valet Parking for Friday and Saturday Only

JH - Why permanent? Have you reached out to the businesses? Who makes the money? Does a portion go to the SPA?

CC- Bagged meters reimbursed

ATTACHMENTS:

- 22-14 order (DOCX)
- TRAFFIC comm mins 8.1.22 (PDF)
- 22-14 Worthington St area (PDF)
- 22-14 (PDF)

RESULT: ADOPTED [11 TO 0]

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

9. Petition (ID # 7015)

EVERSOURCE- Cadwell Drive

COMMENTS - Current Meeting:

Chris Cignoli spoke on this item

ATTACHMENTS:

- Report Cadwell Dr. (PDF)
- CADWELL DR PETITION (PDF)
- PET # 6323 CADWELL DR SPFLD (PDF)

RESULT: ADOPTED [11 TO 0]**AYES:** Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield**ABSENT:** Maria Perez

Grants

10. Order (ID # 6999)

Walker Grandstand- No Match Required - \$3,000,000

COMMENTS - Current Meeting:

Patrick Sullivan - Walker Trust to maintain the fields

Phase 1 of the Grandstand work. 2 year process.

Victor Davila - Asked questions regarding field repair and time lines.

Councilor Brown spoke- commend Director Sullivan on the work he does. We need more investment in Parks

Councilor Walsh made a motion to take items 18, 20, 26 and 33 out of order as they are all under Director Sullivan's prevue.

Councilor Govan spoke on having all the fields across the City looking good. Director Sullivan said that the major issue is manpower.

Councilor Whitfield asked if the field was in use.

ATTACHMENTS:

- Walker Grandstand - Community Development (PDF)

RESULT: ADOPTED [11 TO 0]**AYES:** Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield**ABSENT:** Maria Perez**11. Order (ID # 6997)**

Old Hill Infill Project- No Match Required - \$2,000,000

COMMENTS - Current Meeting:

Gerry McCafferty, director of housing, spoke on this item.

11 single family homes built in this area of Old Hill

Councilor Whitfield asked for clarification. Vacant land or vacant homes?

GM explained that there are two different grants. One for homes and one for land.

Councilor Govan asked about the land trust.

ATTACHMENTS:

- Old Hill Infill Project - Community Development (PDF)

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

12. Order (ID # 6955)

FY23 State 911 Support & Incentive Grant - No Match - \$992,816

COMMENTS - Current Meeting:

Commissioner Calvi - offset salary account for 911 Center

Councilor Davila - asked for clarification

ATTACHMENTS:

- State 911 S&I Grant - Dispatch (PDF)

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

13. Order (ID # 6959)

Homes Project Pilot Grant- No Match - \$500,000

COMMENTS - Current Meeting:

Gerry McCafferty - State earmark rehabilitation of vacant homes

Brown - where would the profit go from the sale of these homes? Asked a.bout small business people who are developers and would want to get into the housing market. Concerned that "big conglomerate" would be coming into the area and buying up all the properties.

GM - if there is a profit, the money would go back into rehabbing other properties. The city has auctions etc that small developers can take advantage of.

Curran - How many homes are we speaking about? Who has title to these homes right now? How many homes are in receivership and are there any statistics on the homes in receivership process. Does the receivership process begin in your department? GM- no it begins in Code Enforcement. Asked GM if she had a guess about how many houses are in receivership.

Hurst - Why would Wayfinders of the world want to be involved if there is no money to be made?

GM - There goal is to stabilize neighborhoods.

ATTACHMENTS:

- Homes Project - Community Development (PDF)

RESULT:	ADOPTED [9 TO 2]
AYES:	Lederman, Walsh, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
NAYS:	Sean Curran, Malo Brown
ABSENT:	Maria Perez

14. Order (ID # 6998)

MGC Parking Garage - No Match Required - \$300,000

COMMENTS - Current Meeting:

Tim Sheehan - State/Willow/Union/Main Streets parking. Joint effort OPE

ATTACHMENTS:

- MGC Parking Garage - Community Development (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

15. Order (ID # 6950)

MassTrails Grant - Match Needed - \$300,000

COMMENTS - Current Meeting:

Chris Cignoli spoke on this grant.

No questions.

ATTACHMENTS:

- DPW Highland Division Trail (PDF)
- CAFO CERT MASS TRAILS GRANT (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

16. Order (ID # 6956)

FY23 State 911 Training Grant - No Match - \$256,105.96

COMMENTS - Current Meeting:

motion made by Councilor Fenton to take this out of order

Commissioner Calvi spoke on this

Councilor Davila lauded the work done by the 911

ATTACHMENTS:

- State 911 Training Grant - Dispatch (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

17. Order (ID # 6967)

FY23 Springfield Library Foundation Trusts & Endowments Grant - No Match Required
\$180,000.00

COMMENTS - Current Meeting:

Molly Fogarty - spoke on item

ATTACHMENTS:

- FY23 Trusts & Endowments - Libraries (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

18. Order (ID # 7000)

CCLC Grant - No Match Required \$148,750.00

COMMENTS - Current Meeting:

Called out of order per a motion made by Councilor Walsh

Pat Sullivan spoke on this grant.

Councilor Allen asked for details.

Councilor Brown thanked Director Sullivan

Councilor Whitfield what is the pay for the evening gym positions. Asked for schedule.

ATTACHMENTS:

- 21st Century Community Learning Centers Grant - Bowles - Parks (PDF)

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

19. Order (ID # 6969)

FY23 Springfield Library Foundation - Salary Offset for All Branches - No Match Required - \$145,393.00

COMMENTS - Current Meeting:

Molly Fogarty - spoke on item

ATTACHMENTS:

- Salary Offset Grant - Libraries (PDF)

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

20. Order (ID # 7003)

Parks - EEA Grant - Breckwood Pond Dam Phase II - \$90,000.00 - Match Required

COMMENTS - Current Meeting:

Item taken out of order per a motion from Councilor Walsh.

Patrick Sullivan spoke on item.

Councilor Davila inquired where the pond was located.

ATTACHMENTS:

- Breckwood Pond Dam Phase II Grant - Parks (PDF)
- CAFO Cert - Parks - Breckwood Pond Dam Phase II (PDF)

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

21. Order (ID # 6958)

FY22 Community Mitigation Specific Impact Grant - No Match Required - \$41,300.00

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- Specific Impact Grant - Fire (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

22. Order (ID # 6972)

Springfield Library Foundation - Wi-Fi Hot Spots - No Match Required \$25,000.00

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- Hot Spot Grant Set-Up - Libraries (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

23. Order (ID # 6966)

FY23 SHINE Grant - No Match Required \$26,344.53

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- SHINE FY23 Grant Setup Request (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

24. Order (ID # 7004)

Community Mitigation Grant - No Match Required - \$16,000.00

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- Request for Grant Set-Up MIT23 (signed) (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

25. Order (ID # 6970)

FY23 Springfield Library Foundation Branch Beautification Grant - No Match Required
\$10,000.00

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- Branch Beautification Grant - Libraries (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

26. Order (ID # 7012)

Parks - EEA Greening the Gateway Cities Grant - No Match Required - \$9,600

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- Greening the Gateway Cities Partnership Grant - Tree Wells - Parks (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

27. Order (ID # 6968)

Mary & John J. Brogan Endowment Grant Increase- No Match Required \$2,787.73

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- Brogan Fund Grant Increase - Libraries (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

28. Order (ID # 6957)

Grant of Tangible Property - 2022 Car Seat Distribution Program

COMMENTS - Current Meeting:

Items 21 - 28 all called together for vote. Under \$50k

ATTACHMENTS:

- 2022 Car Distribution Program - Fire (PDF)

RESULT: ADOPTED [11 TO 0]**AYES:** Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield**ABSENT:** Maria Perez**Orders****29. Order (ID # 6993)**

Bills of Prior Year - Various Departments - \$14,048.90

COMMENTS - Current Meeting:

Lidsay Hackett- deputy CAFO

ATTACHMENTS:

- BOPY-9-19-22 (DOCX)
- City Clerk (PDF)

RESULT: ADOPTED [11 TO 0]**AYES:** Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield**ABSENT:** Maria Perez**Suspension of Rule 19****Suspension of Rule 19 - Passed by a unanimous voice vote.****30. Order (ID # 7018)**

Reserve for Contingency to City Clerks-14,048.90

FINANCIAL IMPACT:

14,048.90

COMMENTS - Current Meeting:

Transfer of money to cover the BOPY.

ATTACHMENTS:

- City Clerk \$14,048.90 (DOCX)

RESULT: ADOPTED [11 TO 0]**AYES:** Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield**ABSENT:** Maria Perez**Motion To:** Suspension of Rule 19

COMMENTS - Current Meeting:**Suspension of Rule 19 - Passed by a unanimous voice vote.**

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

31. Order (ID # 7005)

Donation(S) - Police K9 Unit

COMMENTS - Current Meeting:

Donation in honor Barbara Guindon in the amount of \$210.

ATTACHMENTS:

- K9 Donations Combined File_Redacted (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

32. Order (ID # 7014)

Order Approving Codicil to Memorandum of Understanding for ValleyBike Share

Proposed Codicil will be an amendment to an Intergovernmental Agreement once all the member parties agree. In the meantime, this Codicil will allow the City to add three new bike stations at an extra cost of \$1388 per year.

COMMENTS - Current Meeting:

Alvin Allen - Planner

Increase of \$1400

Brown asked about student use of the VBS

Allen - they do post monthly ridership but doesn't know the numbers

ATTACHMENTS:

- Exhibit #1, Springfield Codicil to Memorandum of Understanding for ValleyBike Share (PDF)

RESULT:	ADOPTED [11 TO 0]
AYES:	Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield
ABSENT:	Maria Perez

33. Order (ID # 7013)

Parks Department - Donation - \$298.95 - No Match Required

COMMENTS - Current Meeting:

This item was taken out of order per a motion from Councilor Walsh.

Patrick Sullivan spoke on this item.

Councilor Brown asked when the park was expected to be open.

Pat Sullivan said it will be about a month

ATTACHMENTS:

- Parks McKnight Neighborhood Council Donation (PDF)

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

34. Order (ID # 7002)

Order Authorizing Mayor to Execute Quitclaim Deed for Sale of East Side Forest Hills Road (05270-0156) to Thomas C. Perla, III & Alycia Perla

COMMENTS - Current Meeting:

Robert Demusis, office of housing, spoke on this item

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

35. Order (ID # 7001)

Order Authorizing Mayor to Execute Quitclaim Deed for Sale of West Side Donbray Road (03970-0038) to Maribel Frias

COMMENTS - Current Meeting:

Robert Demusis, office of housing, spoke on this item

RESULT: **ADOPTED [11 TO 0]**

AYES: Lederman, Curran, Walsh, Brown, Davila, Hurst, Edwards, Allen, Govan, Fenton, Whitfield

ABSENT: Maria Perez

Zoning Changes

36. Zoning Change (ID # 6920)

To Change the Zoning of the Properties Known as 1400 State Street (11110-0275) and 1414 State Street (11110-0278) from Residence C to Business A.

PETITIONER:

Springfield Planning Board

ADDRESS:

1400 State Street & 1414 State Street

CHANGE REQUESTED:**Res C to Bus A****HISTORY:****08/17/22****Planning Board****APPROVED****COMMENTS - Current Meeting:**

On for referral

ATTACHMENTS:

- 3231_1400_State_St_Zone_Change_Formal (PDF)
- 3231_1400_State_St_2022 (PDF)
- 3231_1400_State_St_2022_PB_Report (PDF)

37. Zoning Change (ID # 6921)

To Change the Zoning of the Properties Known as ES Chestnut Street (02750-0410), WS Prospect Terrace (09952-0006, 0007 and 0008), SS Prospect Terrace (09952-0010), 27 Prospect Terrace (09952-0012), ES Prospect Terrace (09952-0014) and WS Prospect Terrace (09952-0005) from Residence C to Business A.

PETITIONER:**New North Citizens Council, Inc.****ADDRESS:****ES Chestnut Street, et. al.****CHANGE REQUESTED:****Res C to Bus A****HISTORY:****08/17/22****Planning Board****APPROVED****COMMENTS - Current Meeting:**

On for referral

ATTACHMENTS:

- 3232_ES_Chestnut_St_Zone_Change_Formal (PDF)
- 3232_ES_Chestnut_St_2022 (PDF)
- 3232_ES_Chestnut_St_2022_PB_Report (PDF)

Ordinances**(38.) ORD-2022-5 An Ordinance Amending Chapter 178 of the Code of the City of Springfield, as Amended, By Inserting a New Section 178-18, Combustible Waste and Refuse**

An Ordinance Amending Chapter 178 of the Code of the City of Springfield, as Amended, By Inserting a New Section 178-18, Combustible Waste and Refuse

Be it Ordained by the City Council, in Session Assembled, that the Following Amendment to the Code of the City of Springfield, as Amended, be Enacted:

1. CHAPTER 178- FIRE PREVENTION of the Code of the City of Springfield, as Amended, is Hereby Further Amended to Include a New Section 178-18, as Follows:

“Chapter 178, § 178-18, Combustible Waste and Refuse

In Accordance with 527 CMR 1.0, Section 1.05, Chapter 1, Section 1.12.8.5, Every Dumpster that is Six (6) Cubic Yards or Greater Shall Have a Permit. it Shall be the Responsibility of the Dumpster Hauler To: (I) Supply the Springfield Fire Department with an Annual List of the Current Dumpsters in Use Throughout the City, and the Locations Thereof, on or Before January 1St of Each Year; and (Ii) to Pay the Required Permit Fee of \$50.00 Per Dumpster (Annual Fee). During the Calendar Year, on a Quarterly Basis, the Dumpster Hauler Shall Submit a Written Report to the Springfield Fire Department of All New Contracts for Dumpsters Within the City, and the Locations Thereof, and Shall Pay the Required Annual Permit Fee of \$50.00 for Each New Dumpster Contract, with Each Quarterly Report. See Code of the City of Springfield, Chapter 100, Article I, Section 100-7 Fire Department Fees, Section (U)."

2. Upon passage, the effective date for the Amendment shall be _____, 2022.

Ordinance amendment requested by the Springfield Fire Department, Fire Prevention. Change would required dumpster haulers to pay annual permit fees. Draft approved by the Law Department.

RESULT: REFERRED TO COMMITTEE

COMMENTS - Current Meeting:

Commissioner Calvi - Amending the ordinance to shift the burden from the owner to the hauler. Dumpster permit would have to be obtained by the company.

Hurst - can you give us an instance when this occurs.

Asked if this was on for first steps.

Commissioner Calvi - Fire inspection on proximity to the property.

Councilor Whitfield - is this for residential or commercial properties. Asked questions on timing.

Councilor Davila asked a question regarding asbestos

Councilor Allen asked if Commissioner Calvi worked with Law Department or other departments. (Vetted through law before council)

Allen made a motion to ref to committee - second by Councilor Hurst

General Government Committee

(39.) ORD-2022-6 An Ordinance Amending Chapter 16 of the City Code by Inserting a New Article XXI Board, Commission & Committee Appointment Posting Vacancy Announcement, and Application

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 provisions, in Chapter 16, a new Article XXI:

CHAPTER 16 - Boards, Commissions, and Committees

ARTICLE XXI

Board, Commission, & Committee Appointment Posting Vacancy Announcement, & Application

Sec. 16-79. Purpose.

The purpose of this ordinance is to ensure that the status of all seats on Municipal Boards, Commissions, and Committees is easily available to the public, to ensure vacancies on Boards, Commissions, and Committees are posted on the City's website, so that residents who have interest in being appointed to serve on a Municipal Board, Commission, or Committee have the opportunity to be considered.

Sec. 16-80. Definitions.

Municipal Board, Commission, and Committee. A Municipal Board, Commission, and Committee shall be defined as any appointed body codified in the Code of Ordinances of the City of Springfield and/or Massachusetts General Law, including but not limited to those defined in Chapter 16 of the Code of Ordinances of the City of Springfield, and including, but not limited to, the Historic Commission, the License Commission, the Ethics Commission, the Zoning Board of Appeals, the Board of Police Commissioners, the Springfield Redevelopment Authority, the Springfield Water & Sewer Commission, the Springfield Parking Authority, and the Springfield Housing Authority.

Sec. 16-81. Requirements.

- A. *Publication of Municipal Boards, Commissions, & Committees.* Within thirty (30) days of passage, the City Clerk shall publish accessibly on the city's official website a listing of all Municipal Boards, Commissions, and Committees. Such posting shall include the name of the appointed body, a description of the body's function, the names of members currently serving, the length of each member's term, and the appointing authority. The City Clerk shall review such publication monthly to ensure accuracy, and shall update such posting within five (5) business days of a new appointment or vacancy.
- B. *Application for Appointment.* Within thirty (30) days of passage, the City Clerk shall develop a public application for consideration for appointment to Municipal Boards, Commissions, or Committees. The General Government Sub-Committee of the Springfield City Council shall review the application. The application shall be posted on the city website, and applications shall be collected by the City Clerk and forwarded to the appropriate appointing authority for consideration at the discretion of the appointing authority. Nothing in this section shall be interpreted as interfering with or limiting the ability of the respective appointing authority to carry out their power to appoint.

Sec. 16-82. Severability

If any provision in this section shall be held to be invalid by a court of competent jurisdiction, then such provision shall be considered separately and apart from the remaining provisions, which shall remain in full force and effect.

COMMENTS - Current Meeting:

Councilor Lederman ceded the chair to Vice Chair Edwards

Councilor Lederman sponsored this ordinance and spoke in favor of this item. He gave a summary of the ordinance.

Councilor Brown commended Councilor Lederman on bringing this ordinance. Asked to be added as co-sponsor. Necessary tool for the community to have an impact.

Councilor Govan spoke on the LWV study that was done years ago. She asked to be added as a co-sponsor.

Councilor Edwards asked to be added as a co-sponsor

Councilor Davila finds it perplexing that we have to pass an ordinance to have these positions filled. Why would the Council be reviewing the applicants.

Councilor Lederman the form would be created by the City Clerk and the Gen Govt would be meet to ensure that the application/form. Not intended to super cede the appointing authority.

Motion to change the wording of the amendment.

Section B. Application replace with application form.

Councilor Walsh are you saying that anyone who wants to be appointed has to fill out an application?

Councilor Lederman .. no... this is intended to create a bench of interested residents. Language is specific.

Councilor Hurst asked Councilor Lederman if he has been in contact with the administration on the ordinance. Worth having a conversation with someone in the Mayor's office so that we can do this in collaboration.

Councilor Lederman said he has not been in direct contact with the administration regarding the B&C ordinance.

Councilor Davila asked about

Councilor Whitfield

Councilor Brown asked for an estimated number of vacancies. In favor of the idea and echoes Councilor Hurst's idea of working with the administration.

Councilor Lederman said at least a dozen vacancies exist.

(40.) ORD-2022-7 An Ordinance Amending Chapter 385 of the Revised Ordinances of the City of Springfield, 1986, as Amended, by Adding Article Xi Thereof ord. No. ____

AN ORDINANCE AMENDING CHAPTER 385 OF THE REVISED ORDINANCES OF THE CITY OF SPRINGFIELD, 1986, AS AMENDED, BY ADDING ARTICLE XI THEREOF

ORD. NO. ____

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

Chapter 385, VEHICLES AND TRAFFIC, of the Code of the City of Springfield, is hereby amended by adding Article XI thereto to state as follows:

ARTICLE XI

§385-53. Speed Hump Petition.

Petition to the Board of Public Works and subject to City Council final approval required: No speed hump shall be installed or established within a public way, except upon petition to the Board of Public Works 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. As part of the petition process, the petitioner must submit appropriate mapping showing the exact location of the proposed speed hump location with the support of the property owner(s) who are immediately contiguous with the proposed location. The petition will also require signatures from property owners / registered voters from at least two parallel streets in either direction of the street where the request is being made. The signatures from the other streets must make up at least 1/4 of the total signatures generated. 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, and if approved then forwarded to the Board of Public Works for necessary hearing / viewing. 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 Board of Public Works 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 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. The “impacted segment” may be extended and / or reduced, at the direction of the DPW / Engineering Division, Police , Fire, etc as part of the preliminary review of the petition, based upon general traffic flows, traffic patterns in a particular neighborhood. Full justification of the modified “impacted segment” will be provided by the DPW / Engineering Division. All correspondence and communication with residents regarding the petition and process shall be through the Board of Public Works. The application to the Board of Public Works must also include a letter of support from the appropriate Neighborhood Council.

As part of the review of a petition submitted to the Board of Public Works, upon consultation with Police and Fire Department and the Engineering Division of the Department of Public Works, the Director of the Department of Public Works may reject an application if, in his opinion, the location, road layout, roadway grade, etc. is not appropriate for installation. If the application is rejected, the Director must provide the applicant with justification for denial in writing within 21 days of the petition being received.

The petition that is submitted to the Board of Public Works must have a single person as the point of contact and this person will be considered the “applicant”.

§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 Board of Public Works whether, in their 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, the police department, the fire department and the department of public works shall report to the Board of Public Works 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 DPW and must have a posted or de facto speed limit of 25 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 Board of Public Works to hold a viewing to install or establish a speed hump shall be posted a minimum of 15 days in advance of the viewing date, and registered letters shall be sent to all property owners within a 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. It will be the "applicants" responsibility to be financially responsible for the payment of any and all mailing of registered letters to abutters. The applicant shall, upon a request from the DPW, provide evidence of notices being sent via registered mail.
- B. After the hearing has been held, the Board of Public Works will refer the petition to the City Council for their review and action.

§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
any applicable standards on file with the Springfield Department of Public Works.
- C. Speed Humps will be placed in a manner so as not to impede drainage flow in the street. This will mean that the speed hump will not go all the way to the curb. Please be advised that it will be the immediate property abutters responsibility to clear snow from the gutters adjacent to the speed hump, after any and all snowstorms to ensure proper drainage flows. Also please be advised that due to the geometric configuration

of the speed humps, plowing for snow storms in the area of the speed humps will be away from the curb to protect the plowing equipment.

- D. Speed Humps will not be placed within 10 feet of any residential or commercial driveway.
- E. Based upon the installation requirements of the speed hump, there will be a no parking of a minimum of 18 feet in each direction of the speed hump on both sides of the street. The locations will be posted as "No Parking Any Time".
- F. Speed Humps will not be installed on any street that is determined to be critical access paths for police, fire, ambulance or any other public safety vehicles.

§385-58 Temporary Trial Period.

Residents submitting a petition pursuant to §385-58 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.

Approved as to form:

Associate City Solicitor

COMMENTS - Current Meeting:

Item was taken out of order per a request from Councilor Lederman.

Mike Fenton - Speed Hump Ordinance - Amending Chapter 385 of the Revised Ordinances of Springfield, 1986. Councilor Fenton provided a summary of the proposed amendment.

Councilor Whitfield motion to send to committee
Seconded by Councilor Hurst

Councilor Davila asked for clarification on what is considered a local road.

Councilor Fenton mentioned that Mass DOT has an online tool that can be used to view local roads versus major thoroughfares.

Councilor Brown thanks Councilor Fenton for his work and asked why the City has historically said that speed humps couldn't be erected.

Councilor Fenton acknowledged that there has been some resistance. He mentioned that there are lessons to be learned from surrounding communities. The ordinance is

conservative to ensure that we have checks and balances in place to make sure we do this judiciously.

Councilor Allen how to we incorporate the decisions to create speed bumps that the DPW and Mayor's office creates. Edwards Street as an example.

Councilor Fenton

Councilor Whitfield thanked Councilor Fenton on the thoughtfulness and research that was put into this ordinance.

Councilor Govan great first steps on slowing down

Councilor Click-Bruce thanked Councilor Fenton, Will neighborhood councils be involved?

Councilors Lederman and Brown asked to be added as Co-Sponsors