1. PLEDGE OF ALLEGIANCE & STAR SPANGLED BANNER

2. ROLL CALL

3. PROCLAMATIONS

4. ACKNOWLEDGMENTS

5. MOMENTS OF SILENCE

6. APPROVAL OF THE MINUTES

   6a Adopt on a roll call
   6a. Order - That the City Council of the City of Worcester hereby approves the minutes of the City Council Meeting of January 5, 2021.
7. PUBLIC PARTICIPATION - a person may speak for no more than two (2) minutes on any items appearing on the agenda

7a. In order to ensure the continuation of active public engagement, the City of Worcester will now use a phone conference line for members of the public to participate in all public meetings. To participate during the public participation phase of City Council, you may call the direct line indicated: Levi Lincoln Chamber - 415-655-0001 (Access Code: 180 883 7386) or enter the below URL into your web browser. If you would like to raise your hand when in the meeting as a call-in user during public participation you may dial *3.

https://cow.webex.com/cow/onstage/g.php?MTID=e175e06e60cb36ae0f9847dbfd40dd630

8. PETITIONS - a Petitioner may speak up to three (3) minutes the first time their petition appears on an agenda

8a Refer to Public Works Committee on a roll call

8a. Councilor George J. Russell on behalf of Brian Keyo request sidewalk replacement in the vicinity of 2 Beechmont St., including the replacement of ADA handicap corner bubble pads, which are missing from both corners of Beechmont St. and Pleasant St.

8b Refer to Traffic and Parking Committee on a roll call

8b. Councilor Candy Mero-Carlson request installation of a flashing light signal at the intersection of Belmont St. and Eastern Ave.

8c - 8e Set hearing for January 26, 2021 at 6:30 p.m. on a roll call

8c. NATIONAL GRID for a conduit location at: TIRRELL ST.

8d. EVERSOURCE for a conduit location at: MANHATTAN RD.

8e. EVERSOURCE for a conduit location at: CHEYENNE RD. and NEW BOND ST.

9. COMMUNICATIONS OF THE CITY MANAGER

10. REPORTS OF THE PLANNING BOARD

10a - 10c Refer to Economic Development Committee on a roll call

10a. REPORT OF THE PLANNING BOARD Upon the Communication of the City Manager Recommend adoption of a Zoning Ordinance Amendment relative to Self-Storage Facilities.
10b. REPORT OF THE PLANNING BOARD Upon the Petition of Wayne Barry request to rezone that portion of the Premises known as and numbered 1451 Grafton St. and shown on the attached Exhibit A from BL-1.0 Zoning District to MG-0.5 Zoning District.

10c. REPORT OF THE PLANNING BOARD Upon the Petition of Donald O'Neil request to amend the Zoning Map by changing the zoning of the two parcels of land located at 1 Brattle St. and 7 Brattle St. from RS-7 to BL-1.0.

10d - 10g Refer to Public Works Committee on a roll call

10d. REPORT OF THE PLANNING BOARD Upon the Petition of Andre Larrea request Pine View Ave. from Genesee St. to Waterman St. be made public.

10e. REPORT OF THE PLANNING BOARD Upon the Petition of Councilor Sean M. Rose on behalf of Rich Lundin request Chester Terrace, where the Menard family lived for over 50 years, be renamed to honor Jason Menard.

10f. REPORT OF THE PLANNING BOARD Upon the Petition of Blake Simpson request Forsberg St. from Harwich St. west and Steele St. from Keach Ave. southerly to the end of the road at Forsberg St. be converted to a public road.

10g. REPORT OF THE PLANNING BOARD Upon the Petition Anne Baier request the road abutting 434 Plantation St. to 514 Plantation St. known as Wigwam Hill Dr. and Unnamed Rd. be renamed Espresso Dr.

11. TO BE ORDAINED

11a - 11v Ordain on a roll call

11a. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in Front of 33 Orient Street.

11b. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Two Hour Parking on High Street.


11d. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 9 Hartshorn Avenue.

11e. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 42 Esther Street.
11f. Amending Section 29 of Chapter 13 of the Revised Ordinances of 2008 Providing For Stop Sign on Pelham Street at Russell Street.

11g. Amending Section 29 of Chapter 13 of the Revised Ordinances of 2008 Providing for Stop Sign on Papineau Avenue at Heard Street.

11h. Amending Section 45 of Chapter 13 of the Revised Ordinances of 2008 to Provide a Passenger Zone in front of 5 Sturgis Street.

11i. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 1 Astrid Avenue.


11k. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Remove Handicap Parking in front of 25 Shelby Street.

11l. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 5 Ashmont Avenue.

11m. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 33 Dale Street.


11o. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 1 Beaver Street.

11p. Amending Section 29 of Chapter 13 of the Revised Ordinances of 2008 Providing For Stop Sign on Short Street at Sunderland Road.

11q. Amending Section 29 of Chapter 13 of the Revised Ordinances of 2008 Providing For Stop Sign on Quaker Road at Foxmeadow Drive.

11r. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Remove Handicap Parking in front of 27 Wawecus Road.
11s. Amending Section 42 of Chapter 13 of the Revised Ordinances Of 2008 to Provide Handicap Parking in front of 45 Sigel Street.

11t. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 25 Canton Street.

11u. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 89 Haven Lane.

11v. Amending Section 42 of Chapter 13 of the Revised Ordinances of 2008 to Provide Handicap Parking in front of 8 Strathmore Road.

12. TABLED ITEMS

12a. RESOLUTION of Councilor Konstantina B. Lukes – That the City Council go on record in favor of supporting the Worcester Bravehearts as they plan for the future. (Tabled Under Privilege - Lukes August 21, 2018 and Tabled Under Privilege - Petty September 12, 2018 and Tabled - Lukes September 25, 2018)

12b. ORDER of Councilor George J. Russell, Councilor Sarai Rivera, Councilor Gary Rosen, Councilor Konstantina B. Lukes, Councilor Khrystian E. King and Councilor Candy Mero-Carlson - Request City Council have the City Council Standing Committees on Public Works and Municipal Operations conduct a joint meeting about the future recommended staffing of the City Council office as well as logistics for office space for staff and City Council. Further, request the joint committee discuss potential recommendations regarding the job description and role of the City Council staff persons and further, encourage other City Councilors who are not members of the joint committee to attend and be included in the conversation. (Tabled - Petty February 26, 2019)

12c. COMMUNICATION of the City Manger transmitting informational communication relative to a legal opinion as to the jurisdiction of office space and facilities within City Hall. (Tabled Under Privilege - Mero-Carlson March 12, 2019; Tabled Under Privilege - Petty March 19, 2019 and Tabled - Petty March 26, 2019)

12d. ORDER of Councilor Konstantina B. Lukes - Request City Manager request City Solicitor provide City Council with a legal opinion regarding the process of instituting a residential rent control program and the resulting impact of implementing such a program. (Tabled Under Privilege - Lukes September 17, 2019 and September 24, 2019 and Tabled - Lukes October 15, 2019)
12e. REPORT OF THE COMMITTEE ON VETERANS' MEMORIALS, PARKS AND RECREATION Upon the Petition of Councilor Candy Mero-Carlson request restoration and relocation of the Sullivan Memorial located in Melrose St. to a location approximately 50 feet north of its current location: recommend adoption of the accompanying Order. (Tabled Under Privilege - Mero-Carlson April 21, 2020 and April 28, 2020 and Tabled - Mero-Carlson May 5, 2020)

12f. RESOLUTION of Councilor Morris A. Bergman, Councilor Sean M. Rose and Councilor Candy Mero-Carlson - That the Worcester City Council urges our State Delegation and others to pursue the naming in 2020 of the Worcester District Courthouse the “Sarah E. Wall Courthouse”. (Tabled Under Privilege - Bergman June 2, 2020 and June 9, 2020 - Petty and Tabled - Russell June 16, 2020)

12g. COMMUNICATION of Stephen Herzog, Project Manager at Wood Environment & Infrastructure Solutions, Inc., on behalf of CSX Transportation, Inc. transmitting an informational communication relative to the application of herbicide on the railroad. (Tabled Under Privilege - Petty June 9, 2020 and Tabled - Russell June 16, 2020)

12h. ORDER of Councilor Candy Mero-Carlson, Councilor Kathleen M. Toomey, Councilor Sean M. Rose, Councilor Morris A. Bergman, Councilor Matthew E. Wally, Councilor George J. Russell, Councilor Donna M. Colorio, Councilor Gary Rosen and Mayor Joseph M. Petty - Request City Manager support the (re)opening of the City’s licensed cigar and hookah lounges and for the state to amend the classification of these establishments. These establishments can, and should, fit under the guise and parameters set forth as restaurants as they have or will have a common ViC license. (Tabled Under Privilege - Rivera September 8, 2020 and Tabled Under Privilege - Mero-Carlson September 15, 2020 and Tabled - Mero-Carlson September 22, 2020)

13. BUSINESS UNDER SUSPENSION OF RULES - Items brought forth under suspension at the January 12, 2021 City Council meeting.

13a. ORDER of Councilor Donna M. Colorio – Request City Manager organize a neighborhood meeting for all neighborhood groups in the vicinity of Goddard Memorial Dr. to discuss the traffic patterns around the proposed Amazon warehouse site on said road. – Item #13a CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13b. ORDER of Councilor Khrystian E. King – Request City Manager provide City Council with the most recent traffic study done in the vicinity of 125 Goddard Memorial Dr. – Item #13b CC Order adopted on a roll call vote of 10 Yeas and 0 Nays
13c. ORDER of Councilor Kathleen M. Toomey – Request City Manager request Police Chief provide City Council with a rubric and list of action items relative to H. 4794, An Act to Improve Police Officer Standards and Accountability and to Improve Training, detailing items that have already been addressed relative to said legislation, items that are in the process of being addressed and items that still need to be addresses, in the interest of transparency. – Item #13c CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13d. ORDER of Councilor Khrystian E. King – Request City Manager report back to City Council should any complaints be received relative to any off-duty City of Worcester employees partaking in the riot at the Capitol on January 6, 2021. – Item #13d CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13e. ORDER of Councilor Khrystian E. King – Request City Manager provide City Council with a report detailing the city’s guidelines and policies relative to social media. Further, request City Manager include in said report any information relative to specific policies around the Worcester Police Department. – Item #13e CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13f. ORDER of Councilor Khrystian E. King – Request City Manager provide City Council with a report detailing the city’s policies relative to affixing anything other than a state flag or a city flag to city vehicles, as well as being carried in parades in the city. – Item #13f CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13g. ORDER of Councilor Khrystian E. King – Request City Manager provide City Council with a report relative to best practices for encouraging community participation in government buildings. – Item #13g CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13h. ORDER of Councilor Khrystian E. King – Request City Clerk provide City Council with a report relative to best practices being used to implement municipal elections in 2021 during COVID-19. – Item #13h CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13i. ORDER of Councilor Morris A. Bergman – Request City Clerk provide City Council with a report concerning any adjustments that can be made relative to holding or not holding a preliminary election in 2021 due to potential concerns regarding COVID-19. – Item #13i CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

13j. ORDER of Councilor Donna M. Colorio – Request City Manager provide City Council with a report detailing an updated pro forma relative to the Ballpark. – Item #13j CC Order adopted on a roll call vote of 9 Yeas and 0 Nays
13k. ORDER of Councilor Donna M. Colorio – Request City Manager explore improving and beautifying lighting coming into the city towards Polar Park. – Item #13k CC Order adopted on a roll call vote of 9 Yeas and 0 Nays

13l. ORDER of Councilor George J. Russell – Request City Manager provide City Council with a report concerning how monies have been spent during the construction of Polar Park. – Item #13l CC Order adopted on a roll call vote of 9 Yeas and 0 Nays

13m. ORDER of Councilor Kathleen M. Toomey – Request City Manager provide City Council periodically with reports concerning the various developers who credit the city’s work with the Worcester Red Sox and Polar Park for their decision to develop their projects in the city. – Item #13m CC Order adopted on a roll call vote of 9 Yeas and 0 Nays

13n. ORDER of Councilor Candy Mero-Carlson – Request City Manager contact the appropriate representatives from National Grid to provide City Council with a report detailing the schedule for updating services in the city, as well as the cause of a power outage beginning on December 15, 2020 in the Kenwood Ave., Barnard Rd., Burncoat Terrace and Millbrook St. neighborhood. Further, request City Manager ensure that National Grid provides proper notification to those affected by power outages and provides information as to how to encourage a greater level of transparency around power issues. – Item #13n CC Order adopted on a roll call vote of 10 Yeas and 0 Nays

Scheduled Meetings of the Standing Committees

<table>
<thead>
<tr>
<th>Date</th>
<th>Committee</th>
<th>Chairperson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tuesday, Jan. 19, 2021</td>
<td>Economic Development Committee</td>
<td>Candy Mero-Carlson, Matthew E. Wally, Sean M. Rose</td>
</tr>
<tr>
<td>04:00 PM</td>
<td></td>
<td>Esther Howland (South) Chamber</td>
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<tr>
<td>Wednesday, Jan. 20, 2021</td>
<td>Traffic and Parking Committee</td>
<td>Donna M. Colorio, Morris A. Bergman, Sean M. Rose</td>
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<tr>
<td>04:00 PM</td>
<td></td>
<td>Esther Howland (South) Chamber</td>
</tr>
<tr>
<td>Tuesday, Jan. 26, 2021</td>
<td>Public Health and Human Services Committee</td>
<td>Sarai Rivera, George J. Russell, Gary Rosen</td>
</tr>
<tr>
<td>05:00 PM</td>
<td></td>
<td>Esther Howland (South) Chamber</td>
</tr>
<tr>
<td>Tuesday, Feb. 2, 2021</td>
<td>Public Works Committee</td>
<td>George J. Russell, Candy Mero-Carlson, Matthew E. Wally</td>
</tr>
<tr>
<td>05:00 PM</td>
<td></td>
<td>Esther Howland (South) Chamber</td>
</tr>
</tbody>
</table>
1. PLEDGE OF ALLEGIANCE

2. STAR SPANGLED BANNER

3. ROLL CALL - All present with the Mayor as the Chair, except for Councilor Rivera.

4. PROCLAMATIONS, ACKNOWLEDGMENTS, MOMENTS OF SILENCE

4a. MOMENT OF SILENCE in memory of Zacarias Ortiz Hernandez, son of Councilor Sarai Rivera, who passed away on December 25, 2020 at the age of 24.

4b. Mayor Petty read a Proclamation declaring January, 2021 as National Human Trafficking Awareness Month in the City of Worcester. Mayor Petty virtually recognized Nicole Bell to accept the Proclamation.

5. APPROVAL OF THE MINUTES

5a. Order - That the City Council of the City of Worcester hereby approves the minutes of the City Council Meeting of December 15, 2020.

Mayor Petty read the item and moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)
6. PUBLIC PARTICIPATION

   6a. Mayor Petty read the item and recognized the following speakers:
       1. Benjamin Desjarlais, Worcester resident, spoke in opposition to item #7a CC
       2. Bobby Hazleton, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
       3. Suzanne Burke, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
       4. William O’Connell, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
       5. Eva Johnson, Worcester resident, spoke in opposition to item #7a CC
       6. Sheila Brown, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
       7. Susan Swanson, Worcester resident, spoke in opposition to item #16b CC
       8. Nick Saucier, Worcester resident, spoke in favor of item #11j CC
       9. Dan Arnold, Worcester resident, spoke in opposition to item #7a CC
      10. James Scott, Worcester resident, spoke in opposition to item #16b CC
      11. John Cove, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
      12. John True, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
      13. Malt Schlitzmann, Worcester resident, spoke in opposition to item #16b CC
      14. Meighan Sharry, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
      15. Ruth Seward, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
      16. Khoa Kennedy, Worcester resident, spoke neither in favor or opposed to item #9.8A CM
      17. Nellie Medina, Worcester resident, spoke in opposition to item #16b CC

7. RECESS TO EXECUTIVE SESSION

   7a. ORDER - That the City Council convene in Executive Session at the Tuesday, January 5, 2021 meeting for the purpose of discussing strategy with respect to contract negotiations with I.B.P.O. Local 504, Worcester Police Officials. (Tabled Under Privilege - Petty December 15, 2020)

       Mayor Petty read the item and moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

8. PETITIONS - a Petitioner may speak up to three (3) minutes the first time their petition appears on an agenda

   8a. Councilor Candy Mero-Carlson request Ayrshire Rd. be repaved.

       Mayor Petty read the item and moved for a roll call vote to refer items #8a CC and #8b CC collectively to Public Works Committee. Referred to Public Works Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).
8b. Councilor Sean M. Rose request sidewalk repair on Summerhill Ave. from Claffey Ave. to Leeds St.
   Referred to Public Works Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8a CC)

8c. Marissa Allen et al. request installation of a "Dead End" and children advisory signage at the beginning of Benjamin Rd.
   Mayor Petty read the item and moved for a roll call vote to refer items #8c CC through #8k CC collectively to Traffic and Parking Committee. Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

8d. Marissa Allen et. al request installation of signage alerting motorists of a hearing impaired child at 6 Benjamin Rd.
   Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)

8e. Carl Almonor request installation of resident permit parking on Patch St.
   Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)

8f. Carl Almonor request installation of "Do No Block Driveway" signage in front of 1 Patch St.
   Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)

8g. Councilor George J. Russell on behalf of Kristen Morgan request installation of a “Dead End” sign prior to the entrance of Pine Hill Rd.
   Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)

8h. Councilor Matthew E. Wally on behalf of Cathy DeCaire request a traffic study be conducted at the intersection of Beatrice Dr. and Goddard Memorial Dr. that evaluates the appropriateness of installing traffic lights at the intersection.
   Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)

8i. Toby Reiter and Alexander Lichtenberg request installation of a four-way stop sign at the intersection of Austin St. and Oxford St.
   Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)

8j. Lola Brown request installation of a handicap parking space in front of 121 1/2 Eastern Ave.
   Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)
8k. Glenn Trombly et. al request installation of a two (2) ton weight restriction on Victor Ave. and Stearns St. which connect together, that includes signage indicating such at their entrances from Main St. and Stafford St.

Referred to Traffic and Parking Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8c CC)

8l. NATIONAL GRID for a conduit location at: THORNDYKE ROAD and BEVERLY ROAD

Mayor Petty read the item and moved for a roll call vote to collectively set hearings for items #8l CC and #8m CC on January 12, 2021 at 6:30 p.m. Hearing set for December 1, 2020 at 6:30 p.m. on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

8m. NATIONAL GRID for a conduit location at: LAMARTINE ST.

Hearing set for December 1, 2020 at 6:30 p.m. on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #8l CC)

9. COMMUNICATIONS OF THE CITY MANAGER
9.1 APPOINTMENTS
Non-City Council Confirmation

A. Transmitting informational communication relative to the appointment of Natalie Turner to the Parks Commission with a term to expire on April 30, 2023.
   Mayor Petty read the item and moved for a roll call vote to place the item on file. Placed on file on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

B. Transmitting informational communication relative to the appointment of Guillermo Creamer to the Human Rights Commission with a term to expire on April 30, 2023.
   Mayor Petty read the item and moved for a roll call vote to place the item on file. Placed on file on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

9.2 APPOINTMENTS
City Council Confirmation

A. Recommend the appointment of James Delage to the Accessibility Advisory Commission for a term to expire on May 31, 2024.
   Mayor Petty read the item and moved for a roll call vote to confirm the appointment. Confirmed on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

B. Recommend the appointment of Holly Jones to the Conservation Commission with a term to expire on September 30, 2023.
   Mayor Petty read the item and moved for a roll call vote to confirm the appointment. Confirmed on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

9.3 DEPARTMENT OF HUMAN RESOURCES

9.4 EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT

9.5 DEPARTMENT OF PUBLIC WORKS AND PARKS
   Administration Division

9.6 DEPARTMENT OF PUBLIC WORKS AND PARKS
   Engineering and Architectural Services Division

9.7 DEPARTMENT OF PUBLIC WORKS AND PARKS
   Operations Division
A. Transmitting informational communication relative to the Duffy Field Master Plan.

Mayor Petty read the item and recognized the City Manager, who spoke concerning the item.

Mayor Petty recognized Councilor Rose and Councilor Colorio, who both spoke concerning the item.

Mayor Petty recognized the City Manager, who responded to questions raised by the City Manager.

Mayor Petty recognized Councilor King, who spoke concerning the item.

Mayor Petty recognized the City Manager, who responded to questions raised by Councilor King.

Mayor Petty moved to, “Request City Manager begin the process of bringing together a small group of neighborhood representatives, as well as city staff and its representatives, to work with the city’s contractor, Berkshire Design Group, to identify potential improvements to Duffy Field. “ (See Item #19a CC).

Mayor Petty moved for a roll call vote to place the item on file. Placed on file on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).
9.9   FIRE DEPARTMENT

A. Transmitting informational communication relative to Fire Department staffing, training and the next recruit academy.

Mayor Petty read the item and recognized Councilor Toomey, who spoke concerning the item.

Mayor Petty recognized the City Manager and the Fire Chief, who both responded to questions raised by Councilor Toomey.

Mayor Petty recognized Councilor King, who spoke concerning the item.

Mayor Petty recognized the City Manager and the Fire Chief, who both responded to questions raised by Councilor King.

Mayor Petty recognized Councilor Bergman, who spoke concerning the item.

Mayor Petty recognized the City Manager and the Fire Chief, who both responded to questions raised by Councilor Bergman.

Councilor Bergman then moved to, “Request City Manager provide City Council with a report concerning any accommodations that could be made for individuals who previously took the Fire Department’s Civil Service test due to there not being a fire class in the next year.” (See Item #19e CC).

Mayor Petty moved for a roll call vote to refer the item to Public Safety Committee. Referred to Public Safety Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

9.10   POLICE DEPARTMENT

9.11   DEPARTMENT OF EMERGENCY COMMUNICATIONS

9.12   LICENSE COMMISSION

9.13   LAW DEPARTMENT

9.14   DEPARTMENT OF INSPECTIONAL SERVICES

Administration

9.15   DEPARTMENT OF INSPECTIONAL SERVICES

Building and Zoning Division

9.16   DEPARTMENT OF INSPECTIONAL SERVICES

Housing and Health Inspections Division
9.17 DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Public Health

9.18 DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Elder Affairs

9.19 DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Human Rights and Accessibility

9.20 DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Veterans Services

9.21 DEPARTMENT OF HEALTH AND HUMAN SERVICES
Division of Youth Services

9.22 WORCESTER PUBLIC LIBRARY

9.23 EXECUTIVE OFFICE OF THE CITY MANAGER
Cultural Development Division

9.24 EXECUTIVE OFFICE OF THE CITY MANAGER
Election Commission Division

9.25 EXECUTIVE OFFICE OF THE CITY MANAGER
Office of Urban Innovation

9.26 PUBLIC SCHOOL DEPARTMENT

9.27 DEPARTMENT OF ADMINISTRATION AND FINANCE
Assessing Division

9.28 DEPARTMENT OF ADMINISTRATION AND FINANCE
Budget Office Division

9.29 DEPARTMENT OF ADMINISTRATION AND FINANCE
Energy and Asset Management

9.30 DEPARTMENT OF ADMINISTRATION AND FINANCE
Purchasing Division

9.31 DEPARTMENT OF ADMINISTRATION AND FINANCE
Treasury and Collections Division
Recommend that Ten Thousand Dollars And No Cents ($10,000.00) be transferred from Account #110-92000, EAM Ordinary Maintenance, and be appropriated to Account #110-97000, EAM Overtime.

Mayor Petty read the item and moved to take the item up collectively with items #9.35B CM, #9.36A CM and #9.36B CM, as well as #9.38A CM.

Mayor Petty recognized Councilor Russell, who spoke concerning the item.

Mayor Petty recognized the Assistant City Manager, who responded to questions raised by Councilor Russell.

Mayor Petty move for a roll call vote to adopt the items. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

Recommend that Seventy Five Thousand Dollars And No Cents ($75,000.00) be transferred from Account #900-92000 City Managers Contingency, and be appropriated to Account #110-93000, EAM Building Rehab.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #9.35A CM)

Recommend that One Hundred Seventy One Dollars And Forty Six Cents ($171.46) be authorized from Account #04S61601-92112, Cable Services Ordinary Maintenance, to pay a prior year invoice.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #9.35A CM)

Recommend that Nine Thousand Five Hundred Thirty Three Dollars And Twenty Five Cents ($9,533.25) be authorized from the Fiscal Year 2021 Election Ordinary Maintenance Account#150-92000, to provide additional funds for a prior year invoice.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #9.35A CM)
9.37 FINANCE
Loan Orders

9.38 MISCELLANEous AGENDA TRANSMITTALS

A. Recommend approval of UMass Memorial Contract for EMS Services and Lease Agreement for 100 Providence Street effective January 1, 2021.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #9.35A CM)

10. CHAIRMAN'S ORDERS

10a. FROM THE COMMITTEE ON TRAFFIC AND PARKING - Request City Manager request Police Chief provide City Council with a report containing information relative to an assessment of parking issues at the intersection of Willow St. and Lovell St., as well as an evaluation of the police enforcement concerning on-street parking on Willow St. near said intersection.

Mayor Petty read the item and moved for a roll call vote to take items #10a CC through #10h CC collectively and to adopt the items. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

10b. FROM THE COMMITTEE ON TRAFFIC AND PARKING - Request City Manager request Police Chief provide traffic enforcement on Gifford Dr. Further, request City Manager request Police Chief provide City Council with a report relative to the assessment of said enforcement.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #10a CC)

10c. FROM THE COMMITTEE ON TRAFFIC AND PARKING - Request City Manager request the Commissioner of Public Works and Parks to provide City Council with a report concerning a traffic study at the intersection of Plantation St. and Franklin St.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #10a CC)

10d. FROM THE COMMITTEE ON TRAFFIC AND PARKING - Request City Manager request the Commissioner of Public Works and Parks to provide City Council with a report concerning a traffic study at the intersection of Whipple St. and Blackstone River Rd.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #10a CC)

10e. FROM THE COMMITTEE ON TRAFFIC AND PARKING - Request City Manager request the Commissioner of Public Works and Park provide City Council with a report concerning a full traffic study at the intersection of Grove St. and Salisbury St.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #10a CC)

10f. FROM THE COMMITTEE ON TRAFFIC AND PARKING - Request City Manager request the Commissioner of Public Works and Parks provide City Council with a report concerning a traffic signage recommendation for the "One Way" portion of Walnut St.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #10a CC)
10g. FROM THE COMMITTEE ON TRAFFIC AND PARKING - Request City Manager request the Commissioner of Public Works and Park provide City Council with a list of streets where vehicle weight restrictions are in place.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #10a CC)

10h. FROM THE COMMITTEE ON URBAN TECHNOLOGIES, INNOVATION AND ENVIRONMENT - Request City Clerk provide City Council with a report including a draft of social media policies and procedures for City Council, in the event that a Facebook page for the City Council is created, including information relative to best practices used in other communities.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #10a CC)

11. ORDERS

11a. Request City Manager request Commissioner of Public Works and Parks provide City Council with an update relative to the traffic study occurring on Chandler St. Further, request City Manager include in said update information relative to the ability to have a meeting where community members are allowed to give input on the traffic concerns in the area. (Rivera)

Mayor Petty read the item and moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

11b. Request City Manager consider organizing a public meeting to discuss ways the city can help the business owners on Park Ave., who have been negatively impacted by COVID-19. (Rivera, Wally)

Mayor Petty read the item and recognized Councilor Wally, who spoke concerning the item.

Mayor Petty moved to add Councilor King and himself as sponsors of the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

11c. Request City Manager request Assistant Commissioner of Public Works and Parks provide City Council with a report as to any limitations (times and/or days) for public use of any sports fields at Beaver Brook Park. (Bergman)

Mayor Petty read the item and recognized Councilor Bergman, who spoke concerning the item.

Maynor Petty recognized Councilor Wally, who moved to add his name as a sponsor of the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).
11d. Request City Manager confer with the Assistant Commissioner of Public Works and Parks and the Executive Director of the Worcester Housing Authority (“WHA”) as to: 1) what sports fields/ playground are located near WHA properties; 2) which WHA properties have the highest number of youths; and, 3) what factors are considered in yearly budget allocations for completing “Master Plans” for sports fields/playgrounds. (Bergman)

Mayor Petty read the item and recognized Councilor Bergman, who spoke concerning the item.

Mayor Petty recognized Councilor King and Councilor Rose, who both moved to add their names as sponsors of the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

11e. Request City Manager request Chief Development Officer amend and update the ‘Article X-Continuing Care Retirement Community’ section of the City of Worcester Zoning Ordinance in order to ensure clarity of its interpretation and to remove the bylaw’s current ambiguity. (Wally)

Mayor Petty recognized Councilor Wally, who spoke concerning the item.

Mayor Petty recognized Councilor King, who spoke concerning the item.

Mayor Petty recognized the Councilor King, who answered questions raised by Councilor King.

Councilor King then moved to, “Request City Manager provide City Council with a copy of the current “Article X – Continuing Care Retirement Community” section of the City of Worcester Zoning Ordinance. (See Item #19f CC).

Mayor Petty recognized Councilor Bergman, who moved to add his name as a sponsor of the item.

Councilor Bergman then moved to, “Request City Manager work with the Planning Board to provide City Council with a report concerning any existing issues arising at continuing care centers as it relates to the Article X – Continuing Care Retirement Communities section of the Worcester Zoning Ordinance.” (See Item #19g CC).

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

11f. Request City Manager provide City Council with an update concerning a previously adopted order relative to installing a camera at Duffy Field for the purpose of monitoring illegal dumping in the park. (Colorio)

Mayor Petty read the item and recognized Councilor Colorio, who spoke concerning the item.

Mayor Petty recognized the Assistant Commissioner of Public Works and Parks, who responded to questions raised by Councilor Colorio.

Mayor Petty moved for a roll call vote to place the item on file. Placed on file on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)
11g. Request City Manager provide City Council with information as to how temporary curbside food pickup can be provided for Lucky’s Cafe, located at 102 ½ Grove St. (Mero-Carlson)

Mayor Petty read the item and recognized Councilor Mero-Carlson, who spoke concerning the item.

Mayor Petty recognized Councilor Rose, who spoke concerning the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

11h. Request City Manager provide City Council with a report relative to whether any CARES Act funding can be provided to the city’s food banks due to the issues surrounding food insecurity during COVID-19. (Mero-Carlson)

Mayor Petty read the item and recognized Councilor Mero-Carlson, who spoke concerning the item.

Mayor Petty moved to add the entire City Council as sponsors of the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

11i. Request City Manager convert the meters in front of the 100 Grove Street property from coin-operated to be able to also take credit cards. (Mero-Carlson)

Mayor Petty read the item and recognized Councilor Mero-Carlson, who spoke concerning the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 9 Yeas and 0 Nays (Colorio, Rivera absent).

11j. Request City Manager work with the Assistant Commissioner of Public Works and Parks to explore a location for a potential BMX/Motocross track in the city. (Rose)

Mayor Petty read the item and recognized Councilor Rose, who spoke concerning the item.

Mayor Petty moved to add the entire City Council as sponsors of the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

11k. Request City Manager provide City Council with an update on the property of 342 West Boylston St. (D'Angelo's). (Rose, Wally, Toomey)

Mayor Petty recognized Councilor Rose, who spoke concerning the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).
11. Request City Manager consider exploring funding for another round of the Worcester Cares for Kids training program, using the Boys & Girls Clubs of America and Red Cross curricula, to certify local kids ages 11–14 to provide childcare for their little brothers and sisters. (Rose, Wally, Toomey)

Mayor Petty recognized Councilor Rose, who spoke concerning the item.

Mayor Petty recognized Councilor King, who moved to add his name as a sponsor of the item.

Mayor Petty moved for a roll call vote to adopt the item. Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent).

12. COMMUNICATIONS OF THE CITY CLERK

12a. Transmitting an information communication relative to previous City Council items concerning Hillside Beach and the Columbus Park East-West Trail and wetland projects.

Mayor Petty read the item and recognized Councilor Mero-Carlson, who moved to recuse herself from the item and did not participate in the discussion of the item.

Mayor Petty moved to take the item up with #16b CC.

Mayor Petty recognized Councilor Wally, who spoke concerning the item.

Mayor Petty recognized the City Manager, who responded to questions raised by Councilor Wally.

Mayor Petty recognized Councilor King, who moved to, “Request City Manager provide City Council with a report concerning the language used in both park grants, as well as land and water grants relative to Lakeside Apartment, including information relative to the property’s involvement in funding for said grants.” (See Item #19b CC).

Councilor King then moved to, “Request City Manager provide City Council with a report concerning whether or not the Coes Reservoir – Columbus Park East-West Trail improvements can be completed while still maintaining access to Hillside Beach. Further, request City Manager include in said report mapping depicting the location and distance of the drop-off at Hillside Beach.” (See Item #19c CC).

Mayor Petty recognized Councilor Rose, who moved to, “Request City Manager provide City Council with a report concerning the actions that would be required in order to make Hillside Beach a safe place for recreational water activities, including information relative to the costs associated with making those actions.” (See Item #19d CC).

Mayor Petty recognized Councilor Rosen, who spoke concerning the item.

Mayor Petty recognized Councilor King for a second time, who spoke concerning the item.

Mayor Petty moved for a roll call vote to place the item on file and refer item #16b CC to Veterans’ Memorials, Parks and Recreation Committee. Placed on file on a roll call vote of 9 Yeas and 0 Nays (Rivera absent) (Mero-Carlson recused).
12b. Transmitting an informational communication relative to previous City Council items concerning tax exemptions.

Mayor Petty read the item and moved for a roll call vote to refer the item to Municipal and Legislative Operations Committee. Referred to Municipal and Legislative Operations Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

13. REPORT OF THE PLANNING BOARD

13a. REPORT OF THE PLANNING BOARD Upon the Petition of Michael J. Grandone request Brightwood Ave. be renamed to Brightwood St., so as to avoid confusion with Blithewood Ave.

Mayor Petty read the item and moved to refer the item to Public Works Committee. Referred to Public Works Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

14. REPORTS OF THE COMMITTEE ON TRAFFIC AND PARKING

14a. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Keysha Delgado request installation of a handicap parking space in front of 33 Orient St.: recommend passage of the accompanying proposed Ordinance.

Mayor Petty read the item and moved for a roll call vote to collectively advertise proposed ordinances for items #14a CC through #14v CC. Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

14b. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Councilor Donna M. Colorio on behalf of Abby's House, located at 52 High St., request the fifteen (15) minute parking signage be changed to two (2) hour parking parking signage: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14c. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Thao Le request removal of the handicap parking space in front of 141 Cambridge St: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14d. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Mary Maki on behalf of Jason A. Maki request installation of a handicap parking space in front of 9 Hartshorn Ave.: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14e. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Marta Sanchez request installation of a handicap parking space in the vicinity of 42 Esther St: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)
14f. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Councilor Donna M. Colorio on behalf of Ted Kostas request installation of a stop sign at the end of Pelham St. at its intersection with Russell St.: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14g. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Councilor Donna M. Colorio and Councilor Matthew E. Wally on behalf of Judy Griffin request installation of a stop sign on Papineau St. at its intersection with Heard St.: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14h. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Councilor Candy Mero-Carlson on behalf of Ron Hayes request installation of a passenger loading zone in front of Open Sky Group Home, located at 5 Sturgis St. (Amended on June 17, 2020 from installing resident permit parking at the location): recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14i. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Diane and William Kacavich request installation of a handicap parking space large enough for two vehicles in front of 1 Astrid Avenue: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14j. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Ellen and Laurence Micol request removal of the handicap parking space in front of 53 Plantation St: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14k. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Steven Gallati request the handicap parking space located at 25 Shelby St. be removed: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14l. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Petition of Cristino Rivera and Alma Arias request installation of a handicap parking space in front of 5 Ashmont Ave: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)
14m. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Antigoni Kole request installation of a handicap parking space in front of 33 Dale St: recommend passage of the accompanying proposed Ordinance.
   Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14n. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Jennifer McGinty request installation of a handicap parking space in front of 24 William St: recommend passage of the accompanying proposed Ordinance.
   Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14o. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of James Wadlington et al. request installation of a handicap parking space in front of 1 Beaver St: recommend passage of the accompanying proposed Ordinance.
   Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14p. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Councilor George J. Russell on behalf of Joanne Troiano request installation of a stop sign at the beginning of the entrance to Sunderland Rd. from Short St: recommend passage of the accompanying proposed Ordinance.
   Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14q. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Lisa and Robert Stake request installation of a stop sign on Quaker Rd. at its intersection with Foxmeadow Dr: recommend passage of the accompanying two (2) proposed Ordinances to install two stop signs, one facing northbound traffic and one facing westbound traffic on Quaker Rd.
   Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14r. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Rhonda Miller request the handicap parking space in front of 27 Wawecus Rd. be removed: recommend passage of the accompanying proposed Ordinance.
   Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14s. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Annabelle Rios Nater request handicap parking space be installed in front of 45 Sigel St: recommend passage of the accompanying proposed Ordinance.
   Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)
14t. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Yvonne Degboe request installation of a handicap parking space in front of 25 Canton St: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14u. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Tammy Martin request installation of a handicap parking space in front of 89 Haven Ln: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14v. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Ramon Guerrero request installation of a handicap parking space across from 8 Strathmore Rd: recommend passage of the accompanying proposed Ordinance.

Voted to advertise proposed Ordinances on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14a CC)

14w. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of John and Kristina Brand request installation of a crosswalk in the vicinity of Lou Roc's Diner, located at 1074 West Boylston St., or in the vicinity of 1105 West Boylston St: recommend adoption of the accompanying Order.

Mayor Petty read the item and moved for a roll call vote to collectively adopt items #14w CC and #14x CC. Accepted and Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

14x. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Councilor Gary Rosen on behalf of Brenda Davin request traffic enforcement of the one-way direction on Enfield St. into Park Ave: recommend adoption of the accompanying Order.

Accepted and Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14w CC)

14y. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Petition of Sean Quinlivan request the "No Parking Here to Corner" sign at the intersection of Whipple St. and Blackstone River Rd. be relocated to allow for proper sight distance to make a left hand turn from Whipple St. onto Blackstone River Rd: recommend Petition be placed on file.

Mayor Petty read the item and moved for a roll call vote to collectively accept items #14y CC and #14cc CC. Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

14z. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING  Upon the Communication of the City Manager Transmitting informational communication relative to the dimensions for parking and loading zone spaces: recommend Communication be placed on file.

Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14y CC)
14aa. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Communication of the City Manager Transmitting informational communication relative to a legal opinion concerning the City’s liability for installing, or failing to install signs such as “Icy,” “Dangerous,” or “Deaf Child.” recommend Communication be placed on file.

Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14y CC)

14bb. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Communication of the City Manager Transmitting informational communication relative to imposing vehicle weight restrictions: recommend Communication be placed on file.

Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14y CC)

14cc. REPORT OF THE COMMITTEE ON TRAFFIC AND PARKING Upon the Communication of the City Manager Transmitting informational communication relative to a legal opinion concerning the terms "residential street" and "institutional effect," as they are utilized in the Residents Permit Parking Program: recommend Communication be placed on file.

Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #14y CC)

15. REPORTS OF THE COMMITTEE ON URBAN TECHNOLOGIES, INNOVATION AND ENVIRONMENT

15a. REPORT OF THE COMMITTEE ON URBAN TECHNOLOGIES, INNOVATION AND ENVIRONMENT Upon the Communication of the City Manager Transmitting informational communication regarding the replacement of the City's Enterprise Resource Planning (ERP) System project: recommend Communication be placed on file.

Mayor Petty read the item and moved for a roll call vote to collectively accept items #15a CC and #15c CC. Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

15b. REPORT OF THE COMMITTEE ON URBAN TECHNOLOGIES, INNOVATION AND ENVIRONMENT Upon the Communication of the City Manager Transmitting informational communication relative to a Financial System (ERP) replacement: recommend Communication be placed on file.

Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #15a CC)

15c. REPORT OF THE COMMITTEE ON URBAN TECHNOLOGIES, INNOVATION AND ENVIRONMENT Upon the Communication of the City Clerk transmitting an informational communication relative to integrating new technologies associated with the city's agenda management system: recommend Communication be placed on file.

Accepted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #15a CC)
16. TABLED UNDER PRIVILEGE

16a. COMMUNICATION of the City Manager transmitting informational communication relative to funding received to address the impacts of COVID-19. (Tabled Under Privilege - Colorio December 22, 2020)

Mayor Petty read the item and recognized Councilor Russell, who moved to, “Request City Manager provide City Council with a report concerning expenditures the city has made associated with COVID-19.” (See Item #19h CC).

Mayor Petty recognized Councilor Mero-Carlson, who spoke concerning the item.

Mayor Petty recognized the City Manager and the Chief Financial Officer, who both responded to questions raised by Councilor Mero-Carlson.

Councilor Mero-Carlson then moved to, “Request City Manager keep City Council apprised as to when the city submits for FEMA reimbursements associated with COVID-19, what the city is submitting on and if the city is awarded said reimbursements.” (See Item #19i CC).

Mayor Petty moved for a roll call vote to refer the item to Municipal and Legislative Operations Committee. Referred to Municipal and Legislative Operations Committee on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

16b. COMMUNICATION of the City Manager transmitting informational communication relative to the Coes Reservoir – Columbus Park East-West Trail Improvements. (Tabled Under Privilege - King December 22, 2020)

Referred to Veterans’ Memorials, Parks and Recreation Committee on a roll call vote of 9 Yeas and 0 Nays (Rivera absent) (Mero-Carlson recused) (See Item #12a CC)

17. TABLED ITEMS

17a. RESOLUTION of Councilor Konstantina B. Lukes – That the City Council go on record in favor of supporting the Worcester Bravehearts as they plan for the future. (Tabled Under Privilege - Lukes August 21, 2018 and Tabled Under Privilege - Petty September 12, 2018 and Tabled - Lukes September 25, 2018)

No action taken

17b. ORDER of Councilor George J. Russell, Councilor Sarai Rivera, Councilor Gary Rosen, Councilor Konstantina B. Lukes, Councilor Khrystian E. King and Councilor Candy Mero-Carlson - Request City Council have the City Council Standing Committees on Public Works and Municipal Operations conduct a joint meeting about the future recommended staffing of the City Council office as well as logistics for office space for staff and City Council. Further, request the joint committee discuss potential recommendations regarding the job description and role of the City Council staff persons and further, encourage other City Councilors who are not members of the joint committee to attend and be included in the conversation. (Tabled - Petty February 26, 2019)

No action taken
17c. COMMUNICATION of the City Manager transmitting informational communication relative to a legal opinion as to the jurisdiction of office space and facilities within City Hall. (Tabled Under Privilege - Mero-Carlson March 12, 2019; Tabled Under Privilege - Petty March 19, 2019 and Tabled - Petty March 26, 2019)

No action taken

17d. ORDER of Councilor Konstantina B. Lukes - Request City Manager request City Solicitor provide City Council with a legal opinion regarding the process of instituting a residential rent control program and the resulting impact of implementing such a program. (Tabled Under Privilege - Lukes September 17, 2019 and September 24, 2019 and Tabled - Lukes October 15, 2019)

No action taken

17e. REPORT OF THE COMMITTEE ON VETERANS' MEMORIALS, PARKS AND RECREATION Upon the Petition of Councilor Candy Mero-Carlson request restoration and relocation of the Sullivan Memorial located in Melrose St. to a location approximately 50 feet north of its current location: recommend adoption of the accompanying Order. (Tabled Under Privilege - Mero-Carlson April 21, 2020 and April 28, 2020 and Tabled - Mero-Carlson May 5, 2020)

No action taken

17f. RESOLUTION of Councilor Morris A. Bergman, Councilor Sean M. Rose and Councilor Candy Mero-Carlson - That the Worcester City Council urges our State Delegation and others to pursue the naming in 2020 of the Worcester District Courthouse the “Sarah E. Wall Courthouse”. (Tabled Under Privilege - Bergman June 2, 2020 and June 9, 2020 - Petty and Tabled - Russell June 16, 2020)

No action taken

17g. COMMUNICATION of Stephen Herzog, Project Manager at Wood Environment & Infrastructure Solutions, Inc., on behalf of CSX Transportation, Inc. transmitting an informational communication relative to the application of herbicide on the railroad. (Tabled Under Privilege - Petty June 9, 2020 and Tabled - Russell June 16, 2020)

No action taken

17h. ORDER of Councilor Candy Mero-Carlson, Councilor Kathleen M. Toomey, Councilor Sean M. Rose, Councilor Morris A. Bergman, Councilor Matthew E. Wally, Councilor George J. Russell, Councilor Donna M. Colorio, Councilor Gary Rosen and Mayor Joseph M. Petty - Request City Manager support the (re)opening of the City’s licensed cigar and hookah lounges and for the state to amend the classification of these establishments. These establishments can, and should, fit under the guise and parameters set forth as restaurants as they have or will have a common ViC license. (Tabled Under Privilege - Rivera September 8, 2020 and Tabled Under Privilege - Mero-Carlson September 15, 2020 and Tabled - Mero-Carlson September 22, 2020)

No action taken
18. BUSINESS UNDER SUSPENSION OF RULES - Items brought forth under suspension at the December 22, 2020 City Council meeting.

18a. ORDER of Councilor Khrystian E. King – Request City Manager provide City Council with a report concerning the options explored as it relates to Coes Reservoir, Hillside Beach, Columbus Park East-West Trail and wetland projects, if any. – Item #12a CC Order adopted on a roll call vote of 11 Yeas and 0 Nays

18b. ORDER of Councilor Sean M. Rose – Request City Clerk provide City Council with any previously provided information relative to the Coes Reservoir, Hillside Beach, Columbus Park East-West Trail and wetland projects. – Item #12b CC Order adopted on a roll call vote of 11 Yeas and 0 Nays

18c. ORDER of Councilor George J. Russell – Request City Manager request City Assessor provide City Council with a report concerning the impact a potential residential, owner occupied exemption for multi-family homes would have on the city. Further, request City Manager request City Assessor include in said report information relative to whether a residential exemption would only have an effect on multi-family homes or if it would impact the entire city. – Item #12c CC Order adopted on a roll call vote of 11 Yeas and 0 Nays

18d. ORDER of Councilor Candy Mero-Carlson – Request City Clerk provide City Council with a report concerning two previously adopted orders as it relates to providing tax exemptions for owner-occupied multifamily homes. – Item #12d CC Order adopted on a roll call vote of 11 Yeas and 0 Nays

18e. ORDER of Councilor Kathleen M. Toomey – Request City Manager consider including highlights on abatement portion of the next tax bill to ensure individuals pay attention to the process for filing for an abatement. – Item #12e CC Order adopted on a roll call vote of 11 Yeas and 0 Nays

18f. ORDER of Councilor Gary Rosen – Request City Manager request City Solicitor provide City Council with a legal opinion concerning the process for renaming the Elderly Exemption Program to the Senior Exemption Program. – Item #12f CC Order adopted on a roll call vote of 11 Yeas and 0 Nays

18g. ORDER of Councilor Khrystian E. King – Request City Manager provide City Council with a report concerning any authorities, boards or commissions used by Pawtucket to help manage the Paw Sox, as well as any other best practices used by other communities. – Item #12g CC Order adopted on a roll call vote of 11 Yeas and 0 Nays
19. NEW BUSINESS UNDER SUSPENSION OF RULES - Items brought forth under suspension at the January 5, 2021 City Council meeting.

19a. Motion Petty @ #9.8A CM – Request City Manager begin the process of bringing together a small group of neighborhood representatives, as well as city staff and its representatives, to work with the city’s contractor, Berkshire Design Group, to identify potential improvements to Duffy Field.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #9.8A CM)

19b. Motion King @ #12a CC – Request City Manager provide City Council with a report concerning the language used in both park grants, as well as land and water grants relative to Lakeside Apartment, including information relative to the property’s involvement in funding for said grants.

Order adopted on a roll call vote of 9 Yeas and 0 Nays (Rivera absent) (Mero-Carlson recused) (See Item #12a CC)

19c. Motion King @ #12a CC – Request City Manager provide City Council with a report concerning whether or not the Coes Reservoir – Columbus Park East-West Trail improvements can be completed while still maintaining access to Hillside Beach. Further, request City Manager include in said report mapping depicting the location and distance of the drop-off at Hillside Beach.

Order adopted on a roll call vote of 9 Yeas and 0 Nays (Rivera absent) (Mero-Carlson absent) (See Item #12a CC)

19d. Motion Rose @ #12a CC – Request City Manager provide City Council with a report concerning the actions that would be required in order to make Hillside Beach a safe place for recreational water activities, including information relative to the costs associated with making those actions.

Order adopted on a roll call vote of 9 Yeas and 0 Nays (Rivera absent) (Mero-Carlson recused) (See Item #12a CC)

19e. Motion Bergman @ #9.9A CM – Request City Manager provide City Council with a report concerning any accommodations that could be made for individuals who previously took the Fire Department’s Civil Service test due to there not being a fire class in the next year.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #9.9A CM)

19f. Motion King @ #11e CC – Request City Manager provide City Council with a copy of the current “Article X – Continuing Care Retirement Community” section of the City of Worcester Zoning Ordinance.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #11e CC)

19g. Motion Bergman @ #11e CC – Request City Manager work with the Planning Board to provide City Council with a report concerning any existing issues arising at continuing care centers as it relates to the Article X – Continuing Care Retirement Communities section of the Worcester Zoning Ordinance.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #11e CC)
19h. Motion Russell @ #16a CC – Request City Manager provide City Council with a report concerning expenditures the city has made associated with COVID-19.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #16a CC)

19i. Motion Mero-Carlson @ #16a CC – Request City Manager keep City Council apprised as to when the city submits for FEMA reimbursements associated with COVID-19, what the city is submitting on and if the city is awarded said reimbursements.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent) (See Item #16a CC)

19j. Motion Petty and Rivera – Suspension of Rules – Request City Manager request Police Chief provide increased traffic enforcement at the corner of Main St. and Cambridge St.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

19k. Motion Rose – Suspension of Rules – Request City Manager reach out to the appropriate state entity to ensure that should insignias or signage related to white supremacy groups or another other hate groups be found in the city on state property, the city is able to remove said insignias and signage.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)

19l. Motion King – Suspension of Rules – Request City Manager provide City Council with a report concerning any information the city has gathered relative to signage appearing in the city relative to white supremacy groups or another other hate groups.

Order adopted on a roll call vote of 10 Yeas and 0 Nays (Rivera absent)
TO THE CITY COUNCIL OF THE CITY OF WORCESTER:

The undersigned person(s) most respectfully petitions your Honorable Board:

Request sidewalk replacement in the vicinity of 2 Beechmont St., including the replacement of ADA handicap corner bubble pads, which are missing from both corners of Beechmont St. and Pleasant St.

Councilor George J. Russell

On behalf of Brian Keyo
2 Beeching Street
Worcester, MA 01602
TO THE CITY COUNCIL OF THE CITY OF WORCESTER:

The undersigned person(s) most respectfully petitions your Honorable Board:

Request installation of a flashing light signal at the intersection of Belmont St. and Eastern Ave.

Councilor Candy Mero-Carlson
Questions contact – Jeff Silva 508-860-6056

Petition of the Massachusetts Electric Company d/b/a National Grid Of NORTH ANDOVER, MASSACHUSETTS
For Electric conduit Location:

To the City Council of Worcester, Massachusetts

Respectfully represents the Massachusetts Electric Company d/b/a National Grid of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked: Tirrell St - Worcester – Massachusetts.

The following are the streets and highways referred to: Plan number # 30024485

Tirrell St - Install ~ 20', 4-3" conduits in roadway from MH 3326 to Pad 2.

Location approximately as shown on plan attached

Massachusetts Electric Company d/b/a National Grid
BY ____________________________
Engineering Department

Dated: December 15, 2020
CIVIL TO:
- INSTALL -20 4-3" CONCRETE ENCASED CONDUITS FROM MH 3326 TO PAD 2
- INSTALL -105" 2-3" SAND ENCASED CONDUITS FROM PAD 2 TO POLE 4
- INSTALL 1 FIBERGLASS (UR88) NEAR FENCE / LEFT OF PROPERTY

NOTE:
ROLLARDS LOCATION TO BE DETERMINED BY NGGRID TRENCH INSPECTOR.
December 24, 2020

Clerk of City Council
City Hall
455 Main Street
Worcester, Ma. 01608

To whom it may concern:

Please approve for Grant purposes the following plan:

Proposed installation of approximately 1200' of 8" plastic main on Manhattan Rd from Chandler St to Brantwood Rd as new gas main and on Brantwood Rd from Manhattan Rd to the existing 6" gas main on Brantwood Rd., as new main.

Respectfully,

Jared Collette
Distribution Manager
Gas Operations
September 14, 2020

Clerk of City Council
City Hall
455 Main Street
Worcester, Ma, 01608

To Whom It May Concern:

Please approve for grant purposes the following plan:

Proposed installation of approximately 600' of 4" plastic as a gas main extension on Cheyenne Rd and New Bond St.

Thank you in advance,

Jared Collette
Gas Distribution Manager
December 30, 2020

ZONING ORDINANCE AMENDMENT
Self-Storage Facilities
ZO-2020-010

TO CITY COUNCIL:

The Planning Board was referred a petition from the Office of the City Manager to amend the City of Worcester Zoning Ordinance to modify and/or establish zoning requirements relative to self-storage facilities.

Having considered the petition at a remote public hearing on October 28, 2020, the Planning Board voted 5-0 to favorably recommend the proposed amendment.

Respectfully submitted for the Planning Board,

[Signature]

Stephen. S. Rolle, P.E.
Assistant Chief Development Officer – Planning & Regulatory Services.
Signed on behalf of the Worcester Planning Board

List of Exhibits

Exhibit A: Petition; from the Office of the City Manager; referred to Planning Board on September 8, 2020.

Exhibit B: Memorandum from the City of Worcester Division of Planning & Regulatory Services to the Planning Board; re: Zoning Ordinance Amendment relative to Self-Storage Facilities; dated October 27, 2020.
September 8, 2020

TO THE WORCESTER CITY COUNCIL COUNCILORS:

I respectfully request City Council’s review, deliberation, and adoption of the attached proposed zoning ordinance amendment, as received from Peter Dunn, Chief Development Officer, and forwarded for the consideration of your Honorable Body.

The proposed amendment would establish zoning requirements specific to self-storage facilities. Currently, self-storage facilities are regulated in the same manner as other enclosed storage uses, even though they serve different purposes and typically operate in very different manners. Worcester has experienced a proliferation of self-storage facilities in recent years. Establishing this ordinance to recognize self-storage as its own discrete business use category, will both help protect against the over-proliferation of self-storage uses and ensure that approved self-storage uses are appropriately sited and configured in context with the surrounding environment.

I respectfully recommend that this item be referred to the Planning Board to begin the formal consideration process required for all proposed zoning amendments.

Respectfully Submitted,

Edward M. Augustus Jr.
City Manager
To: Edward M. Augustus Jr., City Manager

From: Peter Dunn, Chief Development Officer

Date: September 8, 2020

Re: Zoning Ordinance Amendment relative to Self-Storage Facilities.

The Executive Office of Economic Development recommends adoption of the attached zoning ordinance amendment concerning zoning requirements relative to self-storage facilities. Self-storage, also sometimes referred to as mini-storage, is a use where individual storage spaces of various sizes are rented to the general public. Worcester has seen a proliferation of self-storage facilities in recent years; since 2016, six self-storage facilities totally more than 700,000 square feet have been permitted within the city.

While self-storage facilities provide a useful service to their tenants, there are also adverse effects and special circumstances commonly associated with these developments that should be considered during permitting:

- These uses require considerable square footage, which consumes scarce developable land and buildings that could be used for more productive purposes;
- They are passive uses, in that they do not contribute to street level activity or vibrancy in commercial districts;
- Existing buildings – many of historic vintage – are often demolished or inappropriately repurposed, with windows and architectural details removed, covered or obscured;
- They have unique characteristics related to parking, access and loading; and,
- They do not create many jobs or economic spinoff.

Given these factors, the city has a bone fide interest in strengthening the review and permitting process for self-storage uses. Currently, self-storage uses are classified as part of the business use category “Wholesale business or storage conducted entirely within an enclosed structure”. The proposed zoning amendment would recognize Self-storage as its own discrete business use category. Self-storage facilities would be allowed
by Special Permit in most business-general (BG-3.0, BG-4.0, BG-6.0), and manufacturing-limited (ML-0.5, ML-1.0, ML-2.0) zoning districts, and prohibited in other districts. The Zoning Board of Appeals would consider additional factors when evaluating applications for self-storage uses, including market demand, site conditions, impacts to historic or architecturally significant buildings, and accessibility. Further, Self-storage uses located within the Commercial Corridors Overlay District (CCOD) would be subject to additional provisions requiring co-location with other, more active uses, limitations on size, and ground-floor restrictions.

Parking demand at self-storage facilities is quite low, since they tend to be visited by tenants only on a very occasional basis. An appropriate minimum parking requirement is established by the proposed amendment, consistent with local experience as well as published national data. The number of required loading spaces will continue to be based on overall square footage by existing standards.

In summary, the proposed changes recognize that self-storage facilities are distinctly different than single-tenant wholesale and storage uses and institutes appropriate standards for establishment of these uses. These requirements will both help protect against the over-proliferation of self-storage uses and ensure that approved self-storage uses are appropriately sited and configured in context with the surrounding environment.

Please advise if you have any questions or require additional information.

Sincerely,

[Signature]

Peter Dunn
Chief Development Officer
AN ORDINANCE AMENDING THE WORCESTER ZONING ORDINANCE ADOPTED APRIL 2, 1991, RELATIVE TO SELF STORAGE FACILITIES

Be it ordained by the City Council of the City of Worcester as follows:

Section 1. The City of Worcester Zoning Ordinance is hereby amended by modifying Article I, Section 2, Definitions to add the following new definition: "SELF-STORAGE - A facility containing multiple, separate storage spaces or units available for rent or lease individually for the storage of personal property. Excludes storage spaces that are wholly accessory to on-site uses and not offered for rent or lease to off-site tenants."

Section 2. The City of Worcester Zoning Ordinance is hereby amended by modifying Article IV, Section 2, Table 4.1 - Business Use to delete the use category title for line 29 and replace in its entirety with "Wholesale business or business conducted entirely within an enclosed structure, excluding self-storage (with noise, dust, fumes, gases and odors confined to the premises)."

Section 3. The City of Worcester Zoning Ordinance is hereby amended by modifying Article IV, Section 2, Table 4.1 - Business Use to add a new use category, "Self-storage" with the following use allowances:

|     | RS 10 | RS 7 | RL 7 | RG 5 | BO 1 | BO 2 | BL 1 | BG 2 | BG 3 | BG 4 | BG 6 | ML 0.5 | ML 1.0 | ML 2.0 | ML 3.0 | MG 0.5 | MG 1.0 | MG 2.0 | IP 33 | PR N | PR S | PR H | A 1 |
|-----|-------|------|------|------|------|------|------|------|------|------|------|-------|-------|-------|-------|-------|-------|-------|------|------|------|------|
| N   | N     | N    | N    | N    | N    | N    | N    | SP   | SP   | SP   | SP   | SP    | SP    | SP    | SP    | N      | N      | N      | N      | N      | N    |

Section 4. The City of Worcester Zoning Ordinance is hereby amended by adding new Notes 17 and 18 to Article IV, Section 2, Notes to Table 4.1 as follows:

Note 17. In addition to the special permit review criteria in Article II, the SPGA shall approve a new or expanded self-storage facility only upon additionally finding that (1) demand for self-storage exists both locally in proximity to the proposed site as well as overall in the city as demonstrated by a current market assessment; (2) that conditions make the site poorly suited for other permitted uses; (3) that adequate access can be provided without adversely affecting neighboring uses or the public realm, and (4) that structures with architectural or historical integrity will be appropriately preserved or improved, and that no such structures have been demolished within the past five (5) years to prepare the site for redevelopment.

Note 18. Use allowances and restrictions specified by any overlay district, including but not limited to the Commercial Corridor Overlay District, Adaptive Reuse Overlay District, and Water Protection Overlay District, shall take precedence over the designations in Table 4.1, as applicable.
Section 5. The City of Worcester Zoning Ordinance is hereby amended by modifying Article IV, Section 7, Table 4.4 – to add a new Business parking category, “Self-storage” with a requirement of one (1) space per 50 storage units.

Section 6. The City of Worcester Zoning Ordinance is hereby amended by modifying Article IX, Section 5(A) to append the following new provisions to the end of the section:

Where permitted, self-storage uses (1) may not occupy the ground floor of any building three or more stories in height, nor more than 50 percent of the ground floor of any building two stories or less in height; and (2) and may not comprise more than 50 percent of the gross square footage of buildings and enclosed spaces on the property.
Memorandum
To: Albert LaValley, Chair – Worcester Planning Board
From: Stephen Rolle, P.E., Assistant Chief Development Officer
CC: Planning Board Members
Date: October 27, 2020
Re: Self Storage Facilities – Amendment to City of Worcester Zoning Ordinance

Proposed Zoning Ordinance Amendment
The Office of The City Manager, City of Worcester, has petitioned to amend the Worcester Zoning Ordinance. The petition seeks to modify and/or establish zoning requirements relative to self-storage facilities by modifying the following Articles of the City of Worcester Zoning Ordinance:

- Article I, Section 2
- Article IV, Section 2, Table 4.1 & related notes
- Article IV, Section 7, Table 4.4
- Article IX, Section 5

Recommendation
Staff respectfully recommends that the Planning Board recommend approval of the petition to the City Council. Currently, self-storage uses are classified as part of the business use category “Wholesale business or storage conducted entirely within an enclosed structure.” In practice, self-storage facilities have unique operating characteristics, market demands, and potential impacts, which differ significantly from single-tenant or accessory storage uses. The proposed zoning amendment would recognize Self-storage as its own discrete business use category. Self-storage facilities would be allowed by Special Permit in most business-general (BG-3.0, BG-4.0, BG-6.0), and manufacturing-limited (ML-0.5, ML-1.0, ML-2.0) zoning districts, and prohibited in other districts. In addition to the standard review criteria, the ordinance would establish additional factors when evaluating applications for self-storage uses, including market demand, site conditions, impacts to historic or architecturally significant buildings, and access impacts. Further, Self-storage uses located within the Commercial Corridors Overlay District (CCOD) would be subject to additional provisions requiring co-location with other, more active uses, limitations on size, and ground-floor restrictions. Finally, parking requirements appropriately calibrated to self-storage uses would be established.

List of Exhibits
Exhibit A: Petition – Office of The City Manager, City of Worcester, referred to the Planning Board on September 8, 2019.

T&G Publication Dates: September 23 & 30, 2020
City of Worcester, Massachusetts
Planning Board

Albert LaValley
Chair

January 12, 2021

ZONING MAP AMENDMENT
0 & 1451 GRAFTON STREET
(ZA-2020-011)

TO CITY COUNCIL:

The Planning Board was referred the petition of Wayne R. Barry to amend the City of Worcester Zoning Map by extending the MG-0.5 (Manufacturing, General) zoning district to encompass the front (BL-1.0 zoned) portion of the properties located at 0 & 1451 Grafton Street (MBL 41-028-01-29 & -0000B). The properties are presently split-zoned BL-1.0 (Business, Limited) and MG-0.5 (Manufacturing, General).

Having considered the same at its remote meeting on December 9, 2020, the Planning Board voted 5-0 to favorably recommend the extension of the MG-0.5 zone by approximately +/-43,000 SF to include the front (BL-1.0 zoned) portion of the parcels located at 0 & 1451 Grafton Street (including the respective extension of the district to the centerline of Grafton Street).

Respectfully submitted for the Planning Board,

Stephen S. Rolle, P.E.
Assistant Chief Development Officer – Planning & Regulatory Services.
Signed on behalf of the Worcester Planning Board

List of Exhibits

Exhibit B: Map – 0 & 1451 Grafton Street: Proposed Area to be Rezoned BL-1.0 to MG-0.5
Please print out this form, provide your full contact information, including your name, residential address and phone number, sign the form and return to:

Worcester City Clerk
City Hall Room 206
455 Main Street
Worcester, MA 01608

The undersigned hereby petition the City Council as follows, request
To rezone that portion of the Premises known as and numbered 1451 Grafton Street, Worcester, Massachusetts and shown on the attached Exhibit A from BL-1.0 Zoning District to MG-0.5 Zoning District.
Respectfully submitted.

Wayne R. Barry
P.O. Box 478
North Grafton, Massachusetts
As owner of 1451 Grafton Street, Worcester, Massachusetts

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<th>Signature</th>
<th>Name</th>
<th>Address, Zip Code</th>
<th>Phone Number</th>
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<tr>
<td>Wayne R. Barry</td>
<td>1457 Grafton Rd</td>
<td>Milbury, MA 01527</td>
<td>508-868-3826</td>
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Room 206, City Hall • 455 Main Street • Worcester, Massachusetts 01608-1889
Telephone (508) 799-1121 • Fax (508) 799-1194
E-Mail: clerk@worcesterma.gov
December 30, 2020

ZONING MAP AMENDMENT
1 & 7 Brattle Street
(ZA-2020-012)

TO CITY COUNCIL:

The Planning Board was referred the petition of Konstantinos, Fontini, and Vailiki Angelis to amend the City of Worcester Zoning Map by changing the zoning of the properties located at 1 & 7 Brattle Street (MBL 49-010-00003 & -0004A) from its present RS-7 (Residence, Single-Family) zone to a new BL-1.0 (Business, Limited) zone.

Having considered the same at its remote meeting on December 30, 2020, the Planning Board voted 4-1 (with Edward Moynihan voting against) to favorably recommend the proposed amendment. In making its recommendation, the Board recognizes that while the owner is requesting the amendment to further their business goals, there are a number of concerns raised by residents and the Board believes that these concerns need to be addressed in a collaborative manner at the Economic Development Standing Committee hearing.

Respectfully submitted for the Planning Board,

[Signature]
Stephen S. Rolle, P.E.
Assistant Chief Development Officer – Planning & Regulatory Services.
Signed on behalf of the Worcester Planning Board

List of Exhibits

Exhibit A: Petition; from Konstantinos, Fontini, and Vailiki Angelis; referred to Planning Board on November 10, 2020.

Exhibit B: Memorandum from the City of Worcester Division of Planning & Regulatory Services to the Planning Board; re: Zoning Map Amendment; dated December 30, 2020.
The City of
Worcester

City Clerk Department
Nikolin Vangjeli, City Clerk
Stephen A.J. Pottle, Deputy City Clerk

Please print out this form, provide your full contact information, including your name, residential
address and phone number, sign the form and return to:

Worcester City Clerk
City Hall Room 206
455 Main Street
Worcester, MA 01608

The undersigned hereby petition the City Council as follows, request

to amend the Zoning Map by changing the zoning of the two parcels of land located at 1 Brattle
Street (Map 49 Block 010 Lot 00003) and 7 Brattle Street (Map 49 Block 010 Lot 0004A) from RS-7
to BL-1.0.

Respectfully Submitted
Konstantinos and Fotini Angelis
and Vailiki Angelis by their attorney,

Donald J. O’Neil, Esq.
688 Pleasant Street
Worcester, MA 01602
Tele: 508 755 5655
Email DJO@oneilbarrister.com

Signature | Name | Address, Zip Code | Phone Number
--- | --- | --- | ---
[Signature] | Donald J. O’Neil | 688 Pleasant St, Worcester, MA 01608 | 508 755 5655

Room 206, City Hall ■ 455 Main Street ■ Worcester, Massachusetts 01608-1889
Telephone (508) 799-1121 ■ Fax (508) 799-1194
E-Mail: clerk@worcesterma.gov
City of Worcester, Massachusetts

Memorandum

To: Albert LaValley, Chair – Worcester Planning Board

From: Stephen S. Rolle, PE, ACDO

CC: Planning Board Members

Date: December 29, 2020

Re: 1 & 7 Brattle Street (MBL 40-010-0003 and 40-010-0004A) – Amendment to City of Worcester Zoning Map

Proposed Zone Change

Konstantinos Angelis, Fotini Angelis, and Vailiki Angelis have petitioned to change the zoning for properties located at 1 and 7 Brattle Street from RS-7 (Residence, Single-Family) and to BL-1.0 (Business, Limited).

Recommendation

The Board’s role in consideration of zoning petitions is to conduct a public hearing and make a recommendation to the City Council with regard to the proposed amendment. In formulating a recommendation, staff recommends that the Board consider the existing neighborhood character, form, and overall context, and whether the uses allowed in the proposed BL-1.0 zoning district are appropriate and compatible with the neighborhood.

Analysis

The subject property at 1 Brattle Street contains a privileged nonconforming business use, the Brattle Market, in addition to upper floor residences. Neighboring 7 Brattle Street is a single-family residence. The properties contain 30,322 SF and 17,938 SF respectively, or 1.1 acres in total. The parking area for the Brattle Market presently extends onto neighboring property owned by Providence and Worcester Railroad; which is not included in this petition.

The RS-7 district is the second most restrictive residential zoning district, generally restricting the predominant use of land to single-unit residential dwellings or protected uses such as schools, religious uses, etc. The properties sit at the crossroads of Brattle Street and Holden Street, and near Ararat Street; which are classified as minor arterial roadways in the project vicinity. These streets are fairly heavily traveled, with average daily traffic volumes of 7,400 on Holden Street and 11,000 vehicles on Ararat Street.

The BL-1.0 district is a low density business/mixed-use zoning district. While allowable densities are relatively low in the BL-1.0 zoning district, a wide range of residential and commercial uses are allowed

---

1 Roadway function classification categories are (highest classification to lowest): Major Arterial, Minor Arterial, Collector, and Local.

2 2019, MassDOT Traffic Data Management System
by-right. Uses allowed in BL-1.0 that are not allowed in RS-7 include various types of two-family, three-family and multi-family (low rise) residential uses, and many different retail, food services, office and similar commercial uses. Certain "clean" manufacturing uses are also allowed in BL-1.0 by grant of a special permit.

**Location**

![Map 1: Zoning Districts](image1)

![Map 2: Orthophoto Map](image2)

**History**

Review of historical zoning maps and ordinances confirms that the subject properties have been zoned RS-7 continuously since at least 1973, and has likely been zoned for residential uses since the advent of zoning in Worcester. Records indicated that 1 Brattle Street has housed various forms of commercial uses over the past century or longer, pre-dating zoning.

**Land Use**

Except for the subject property at 1 Brattle Street (Map 3, red shading), the neighborhood is comprised almost exclusively by single-family residences (light yellow). Other uses include religious uses (light blue), a multi-family adaptive reuse of a historic building (orange) and a few two-family residences (darker yellow).

**T&G Legal Ad Publication Dates**

December 15, December 22, 2020

![Map 3: Land Uses](image3)
September 4, 2020

PINE VIEW AVENUE
CONVERT TO PUBLIC
ST-2020-012

TO CITY COUNCIL:

On September 29, 2020, the Planning Board was referred a petition from Andre Larrea to convert the private way known as Pine View Avenue to a public way (from Genesee Street to Waterman Street).

Having considered the same at a remote meeting on October 7, 2020, the Planning Board voted 5-0 to recommend a Priority 4 designation, based on a recommendation from the Department of Public Works and Parks.

Respectfully submitted for the Planning Board,

Stephen. S. Rolle, P.E.
Assistant Chief Development Officer --
Planning & Regulatory Services.
Signed on behalf of the Worcester Planning Board

CC: Law Department
William Niemitz, DPW
Nick Lyford, DPW

Attachments - 2
Please print out this form, provide your full contact information, including your name, residential address and phone number, sign the form and return to:

Worcester City Clerk
City Hall Room 206
455 Main Street
Worcester, MA 01608

The undersigned hereby petition the City Council as follows, request I would like to petition that Pine View Ave. should become a public street on the side of Pine View Ave. And Vivian St. The Street has not ages well and each winter the cracks and craters keep expanding and it is making it harder and harder to be able to drive through. Every few years someone in the neighborhood tries to get this change done and for the last 18 years the petition fails. Please consider that each year the condition of the Street becomes worse and worse and it makes it extremely difficult for trash removal every week, cleaning snow in the winter and just plain difficult for cars to get by.

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<th>Signature</th>
<th>Name</th>
<th>Address, Zip Code</th>
<th>Phone Number</th>
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<tbody>
<tr>
<td></td>
<td>Andre Larrea</td>
<td>26 Pine View Ave. Worcester</td>
<td>(774)329-1645</td>
</tr>
</tbody>
</table>

Room 206, City Hall ■ 455 Main Street ■ Worcester, Massachusetts 01608-1889
Telephone (508) 799-1121 ■ Fax (508) 799-1194
E-Mail: clerk@worcesterma.gov
DATE: October 1, 2020

TO: Michelle M. Smith, Chief Planner

FROM: K. Russell Adams, P.E., Assistant Commissioner

SUBJECT: Private Street Conversion

Pine View Avenue
Genesee Street to Waterman Street

Length = 655' +

Width = 50'

Sanitary Sewer = 0'

Surface Sewer = 0"

Water = Entire

Traffic Observations – N/A

Engineering Difficulties – None

Priority Level Recommendation – # 4

K. Russell Adams, P.E., Assistant Commissioner
December 30, 2020

CHESTER TERRACE
STREET NAME CHANGE

TO CITY COUNCIL:

On December 16, 2020, the Planning Board was referred the petition of City Councillor Sean Rose, on behalf of Rich Lundin, to change the name of Chester Terrace, a public street, to a new name in honor of Jason Menard.

While the Board does not have a formal role in the renaming of existing streets under Chapter 12 Section 10 of the Revised Ordinances, having been afforded the opportunity to comment, on December 30, 2020 the Planning Board voted 5-0 to express its support for the petition to remember and honor Mr. Menard by renaming Chester Terrace.

Respectfully submitted for the Planning Board,

Stephen. S. Rolle, P.E.
Assistant Chief Development Officer --
Planning & Regulatory Services.
Signed on behalf of the Worcester Planning Board

cc: Law Department
Nicholas Lyford, DPW&P
TO THE CITY COUNCIL OF THE CITY OF WORCESTER:

The undersigned person(s) most respectfully petitions your Honorable Board:

Request Chester Terrace, where the Menard family lived for over 50 years, be renamed to honor Jason Menard.

Councillor Sean M. Rose

On behalf of Rich Lundin
December 30, 2020

STEELE STREET & FORSBERG STREET
CONVERT TO PUBLIC
ST-2020-015

TO CITY COUNCIL:

On November 10, 2020, the Planning Board was referred a petition from Blake Simpson to convert the private ways known as Forsberg Street (from Harwich Street, westerly a distance of approximately 500 feet, to the end of the constructed way) and Steele Street (from Keach Avenue to Forsberg Street, a distance of approximately 500 feet) each to a public way.

Having considered the same at a remote meeting on December 30, 2020, the Planning Board voted 5-0 to recommend a Priority 1 designation for both streets, based on a recommendation from the Department of Public Works and Parks.

Respectfully submitted for the Planning Board,

Stephen. S. Rolle, P.E.
Assistant Chief Development Officer – Planning & Regulatory Services.
Signed on behalf of the Worcester Planning Board

CC: Law Department
William Niemi, DPW
Nick Lyford, DPW

Attachments - 3
My name is Blake Simpson and I recently purchased the home at 50 Forsberg St. Worcester.

I was told by the realtor and the home owners that the town would be repairing the deplorable road from the beginning of my property to the end (Steel St). After several calls and emails to the town it’s clear we were lied to, as I am now told exactly where my property starts is apparently private. The road is almost impassible, the road was almost impassible but surprisingly 18 wheelers and commercial vehicles are constantly barreling down the street after cutting through Steel Street at least several times a week.

Because of a previous water main break on Steel St there has also been much damage to the corner of my property due to erosion from the water and weather constantly eroding my yard. I have already had to build one retaining wall (3500.00) and need another right at the corner of Steel St.

This petition is to request

1. All of Forsberg St become a public road because the public has complete access to it and use it many times during the week. The town should and needs to be responsible repairing and maintaining the road. My neighbors and I on the “private part” all pay taxes, the road I’m told is plowed and we all pay and receive trash pickup with the bags we are required to buy.

   I would also like to be reimbursed for the repair of the road 3500.00 (receipt enclosed) and for the town to continue to maintain and repair the road when needed.

2. Install signs at the beginning of Steel Street from the Whipple Street entrance and one at the bottom of Forsberg St, banning tractor trailer and commercial vehicles and other public traffic to use as a cut through. If this road is private and I have now paid for it, I don’t want any unauthorized vehicles on it.

3. Steel St. is another nightmare and if it’s public needs to be repaired, there are constant rocks, rubble and trash floating down Forsberg St, further damaging and eroding the road after heavy rains. If it’s private we need to move forward to make it public.

   Forsberg St has a beautiful park, children live and play here, and an ambulance or a fire truck would have great difficulty making passage if they needed to.
I have since repaired the road to the best of my financial capabilities and now it’s time the town stepped in and took over to keep the neighborhood safe to travel on.

Thank you for your time and consideration, I look forward to a positive outcome.

Sincerely

Blake Simpson
DATE: December 9, 2020

TO: Michelle M. Smith, Chief Planner

FROM: K. Russell Adams, P.E. Assistant Commissioner

SUBJECT: Private Street Conversion

STEELE STREET
Keach Avenue to Forsberg Street

Length = 500’+

Width = 50’

Sanitary Sewer = 225’

Surface Sewer = 225’

Water = Entire

Traffic Observations – N/A

Engineering Difficulties – None

Priority Level Recommendation – # 1

K. Russell Adams, P.E., Assistant Commissioner
Smith, Michelle

Subject: FW: PB Memos

From: Lyford, Nicholas J. <LyfordN@ worcesterma.gov>
Sent: Wednesday, December 30, 2020 2:16 PM
To: Smith, Michelle <SmithM@ worcesterma.gov>
Subject: RE: PB Memos

Yes, we would recommend priority 1 for the entire private, constructed portion of Forsberg, aka Harwich West +/- 500’.

From: Smith, Michelle <SmithM@ worcesterma.gov>
Sent: Wednesday, December 30, 2020 2:04 PM
To: Lyford, Nicholas J. <LyfordN@ worcesterma.gov>
Subject: RE: PB Memos

One last question – I’m realizing that the petition for Forsberg last time is just for the middle section.

This resident is requesting the entire private section be made public (Harwich, west vs. Harwich to Steele) – would DPW’s stance still be Priority 1 for the entire private section (excepting that unconstructed area) so Harwich West +/- 500’?

Thanks!

Best,
Michelle M. Smith
Chief Planner

508-799-1400, x 31436 | smithm@ worcesterma.gov (preferred)

E-mail complete application submissions & revisions to: planning@ worcesterma.gov
Note: Revision deadline for board consideration is 1 week before a meeting;
revision deadline for receipt of staff comments is 10 days before a meeting.

City of Worcester | Planning & Regulatory Services Division
Executive Office of Economic Development
455 Main Street (City Hall), 4th Floor, Worcester, MA 01608
Note: City Hall is currently open by appointment only; please
e-mail us in advance to schedule an appointment for a delivery.
December 30, 2020

UNNAMED ROAD (AKA WIGWAM HILL DRIVE)
STREET NAME CHANGE

TO CITY COUNCIL:

On July 21 2020, the Planning Board was referred the petition of Anne Baier, to change the name of this unnamed road (aka Wigwam Hill Drive), a private drive (located between Plantation Street and Wigwam Hill Drive) that is not on the City’s Official Map, to Espresso Drive.

While the Board does not have a formal role in the renaming of existing streets or drives under Chapter 12 Section 10 of the Revised Ordinances, having been afforded the opportunity to comment, on October 7, 2020 the Planning Board voted 5-0 to express its support for the petition to rename the private drive to Espresso Drive to avoid confusion.

Respectfully submitted for the Planning Board,

Stephen. S. Rolle, P.E.
Assistant Chief Development Officer –
Planning & Regulatory Services.
Signed on behalf of the Worcester Planning Board

cc: Law Department
Nicholas Lyford, DPW&P

Attachments - 1
Please print out this form, provide your full contact information, including your name, residential address and phone number, sign the form and return to:

Worcester City Clerk
City Hall Room 206
455 Main Street
Worcester, MA 01608

The undersigned hereby petition the City Council as follows, request

The renaming of our street (Wigwam Hill Drive, see attached diagram). It is lined by houses numbered 434 Plantation Street to 514 Plantation Street with the other houses on the street having Wigwam Hill Drive addresses despite a parallel road also being named Wigwam Hill Drive. This creates confusion for delivery services, emergency services, and visitors. We suggest keeping the road parallel to ours named Wigwam Hill Drive. Our road should have its own name (Espresso Drive) with the houses on it renumbered accordingly.

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<th>Signature</th>
<th>Name</th>
<th>Address, Zip Code</th>
<th>Phone Number</th>
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<tr>
<td>Anne Davis</td>
<td>Anne Davis</td>
<td>476 Purnell St. 01605</td>
<td>603-545-9802</td>
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AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 33 ORIENT STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Orient St. West side from Grafton St. to a point 120’ north of Grafton Street “No Parking Anytime” the following new provision:

Orient Street #33 West side from a point 130’ north of Thorne Street to a point 150’ north of Thorne Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE TWO HOUR PARKING ON HIGH STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended Schedule I, thereof, by rescinding in the provision of

High Street West side from a point 188’ north of Austin Street to a point 254’ north of Austin Street “15 Minute Parking 10 a.m. to 3 p.m. Monday through Friday and 10 a.m. through 1 p.m. Saturday”

And inserting the following new provision:

High Street West side from a point 188’ north of Austin Street to a point 254’ north of Austin Street “Two Hour Parking 10 a.m. through 3 p.m. Monday through Friday and 10 a.m. through 1 p.m. Saturday”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO REMOVE HANDICAP PARKING IN FRONT OF 141 CAMBRIDGE STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended Schedule I, thereof, by rescinding in the provision of

Cambridge Street #141 North side from a point 122’ west of Freeland Street to a point 144’ west of Freeland Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 9 HARTSHORN AVENUE

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Harrison Street # 95 South side from a point 96’ east of Coral Street to a point 114’ east of Coral Street “No Parking Reserved for Handicap Plate or Placard Vehicles”

the following new provision:

Hartshorn Avenue #9 South side from a point 100’ east of Rupert Street to a point 118’ east of Rupert Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 42 ESTHER STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Esther Street #59 East side from a point 20’ south of Mars Street to Mars Street “No Parking Reserved for Handicap Plate or Placard Vehicles” the following new provision:

Esther Street #42 North side from a point 144’ east of Payson Street to a point 162’ east of Payson Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 29 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 PROVIDING FOR STOP SIGN ON PELHAM STREET AT RUSSELL STREET

In accordance with the provisions of Chapter 89, Section 9 of the General Laws of the Commonwealth of Massachusetts the following street is designated as the stop street at the intersection and in the direction indicated.

Be it Ordained by the City Council of the City of Worcester as follows:

Section 29 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule V, thereof, after the provision for Peabody Street and Plantation Street – Faces northbound traffic on Peabody Street

the following new provision:

**Pelham Street and Russell Street – Faces westbound traffic on Pelham Street**
AN ORDINANCE AMENDING SECTION 29 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 PROVIDING FOR STOP SIGN ON PAPINEAU AVENUE AT HEARD STREET

In accordance with the provisions of Chapter 89, Section 9 of the General Laws of the Commonwealth of Massachusetts the following street is designated as the stop street at the intersection and in the direction indicated.

Be it Ordained by the City Council of the City of Worcester as follows:

Section 29 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule V, thereof, after the provision for Paine Street and Vinton Street – Faces eastbound traffic on Vinton Street the following new provision:

**Papineau Avenue and Heard Street – Faces eastbound traffic on Papineau Avenue**
AN ORDINANCE AMENDING SECTION 45 OF CHAPTER 13 OF
THE REVISED ORDINANCES OF 2008 TO PROVIDE A
PASSENGER ZONE IN FRONT OF 5 STURGIS STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 45 of Chapter 13 of the Revised Ordinances of 2008 be and is
hereby amended by inserting, thereof, after the provision for

State Street South side from a point 20’ west of Main Street extending 95’
westerly for the Wesley Church

the following new provision:

Sturgis Street North side from a point 20’ west of Ashton Street to a
point 65’ west of Ashton Street for Open Sky Group Home
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 1 ASTRID AVENUE

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Assonet Street West side from Madison Street to Gold Street “No Parking Anytime”

the following new provision:

Astrid Avenue #1 South side from a point 112’ west of Providence Street to a point 130’ west of Providence Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO REMOVE HANDICAP PARKING IN FRONT OF 53 PLANTATION STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended Schedule I, thereof, by rescinding in the provision of

Plantation Street #53 North side from a point 22’ north of Hale Street to a point 39’ north of Hale Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO REMOVE HANDICAP PARKING IN FRONT OF 25 SHELBY STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended Schedule I, thereof, by rescinding in the provision of Shelby Street #24 North side from a point 110’ west of Shelby Place to a point 135’ west of Shelby Place “No Parking Reserved for Handicap Plate Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 5 ASHMONT AVENUE

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Ashmont Avenue North side from Millbury Street to Quinsigamond Avenue “No Parking Anytime”

the following new provision:

Ashmont Avenue #5 South side from a point 110’ west of Harding Street to a point 128’ west of Harding Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 33 DALE STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Dale Street #31 East side from a point 205’ south of Jaques Avenue to a point 225’ south of Jaques Avenue “No Parking Reserved for Handicap Plate or Placard Vehicles”

the following new provision:

Dale Street #33 East side from a point 185’ south of Jaques Avenue to a point 205’ south of Jaques Avenue “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 24 WILLIAM STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for William Street #12 North side from a point 570’ east of North Ashland Street to a point 590’ east of North Ashland Street “No Parking Reserved for Handicap Plate or Placard Vehicles”

the following new provision:

William Street #24 North side from a point 242’ east of North Ashland Street to a point 260’ east of North Ashland Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF
THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP
PARKING IN FRONT OF 1 BEAVER STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is
hereby amended by inserting in Schedule I, thereof, after the provision for

Beaver Street South side from a point 85’ west of Main Street to a point 107’
west of Main Street “No Parking Reserved for Handicap Plate or Placard
Vehicles”

the following new provision:

Beaver Street #1 South side from a point 127’ west of Main Street to a
point 147’ west of Main Street “No Parking Reserved for Handicap
Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 29 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 PROVIDING FOR STOP SIGN ON SHORT STREET AT SUNDERLAND ROAD

In accordance with the provisions of Chapter 89, Section 9 of the General Laws of the Commonwealth of Massachusetts the following street is designated as the stop street at the intersection and in the direction indicated.

Be it Ordained by the City Council of the City of Worcester as follows:

Section 29 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule V, thereof, after the provision for Short Street and Sunderland Road (By Ellen Street) – Faces northbound traffic on Short Street

the following new provision:

Short Street and Sunderland Road (By Massasoit Road) – Faces eastbound traffic on Short Street
AN ORDINANCE AMENDING SECTION 29 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 PROVIDING FOR STOP SIGN ON QUAKER ROAD AT FOXMEADOW DRIVE

In accordance with the provisions of Chapter 89, Section 9 of the General Laws of the Commonwealth of Massachusetts the following street is designated as the stop street at the intersection and in the direction indicated.

Be it Ordained by the City Council of the City of Worcester as follows:

Section 29 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule V, thereof, after the provision for Putnam Lane and Shrewsbury Street – Faces northbound traffic on Putnam Lane

the following new provision:

Quaker Road and Foxmeadow Drive – Faces northbound traffic on Quaker Road
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF
THE REVISED ORDINANCES OF 2008 TO REMOVE HANDICAP
PARKING IN FRONT OF 27 WAWECUS ROAD

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is
hereby amended Schedule I, thereof, by rescinding in the provision of

Wawecus Road #27 North side from a point 502’ east of Burncoat Street
to a point 522’ east of Burncoat Street “No Parking Reserved for
Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 45 SIGEL STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Sigel Street #45 Both Sides from Quinsigamond Avenue to a point 215’ east of Quinsigamond Avenue “No Parking Anytime”

the following new provision:

Sigel Street #45 South Side from a point 215’ east of Quinsigamond Avenue to a point 233’ east of Quinsigamond Avenue “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 25 CANTON STREET

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Canton Street North Side from a point 20’ east of Swimming Pool Entrance to a point 20’ west of Swimming Pool Entrance “No Parking Anytime” the following new provision:

Canton Street #25 South Side from a point 315’ east of Quinsigamond Avenue to a point 333’ east of Quinsigamond Avenue “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 89 HAVEN LANE

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Harvard Street East Side from a point 75’ north of Highland Street to a point 125’ north of Highland Street “No Parking Reserved for Handicap Plate or Placard Vehicles”

the following new provision:

Haven Lane #89 East Side from a point 79’ north of Lincoln Street to a point 97’ north of Lincoln Street “No Parking Reserved for Handicap Plate or Placard Vehicles”
AN ORDINANCE AMENDING SECTION 42 OF CHAPTER 13 OF THE REVISED ORDINANCES OF 2008 TO PROVIDE HANDICAP PARKING IN FRONT OF 8 STRATHMORE ROAD

Be It Ordained by the City Council of the City of Worcester as follows:

Section 42 of Chapter 13 of the Revised Ordinances of 2008 be and is hereby amended by inserting in Schedule I, thereof, after the provision for Stoneland Road #42 South Side from a point 150’ west of Freeland Street to a point 130’ west of Freeland Street “No Parking Reserved for Handicap Plate of Placard Vehicles”

the following new provision:

Strathmore Road opposite #8 East Side from a point 68’ north of Cargill Avenue to a point 86’ north of Cargill Avenue “No Parking Reserved for Handicap Plate or Placard Vehicles”
CITY OF WORCESTER

RESOLVED:

That the City Council go on record in favor of supporting the Worcester Bravehearts as they plan for the future.
CITY OF WORCESTER

ORDERED: That

The City Council be and is hereby requested to have the City Council Standing Committees on Public Works and Municipal Operations conduct a joint meeting about the future recommended staffing of the City Council office as well as logistics for office space for staff and City Council. Further, request the joint committee discuss potential recommendations regarding the job description and role of the City Council staff persons and further, encourage other City Councilors who are not members of the joint committee to attend and be included in the conversation.
March 12, 2019

TO THE WORCESTER CITY COUNCIL

COUNCILORS:

The attached communication relative to a legal opinion as to the jurisdiction of office space and facilities within City Hall, as received from David M. Moore, City Solicitor, is forwarded as requested by your Honorable Body.

The Solicitor’s report details the legal history of the control of City Hall and, in particular, the period from about 1873 until the 1893 city charter, when a city council committee known as the “committee on public buildings” did, in fact, have functional and legal “care and superintendence,” over City Hall. However, this authority was specifically negated by subsequent city charters and other laws and actions.

As stated to the City Council on February 26, 2019, I will continue the tradition of working cooperatively with the Council to accommodate all of our needs to the best of my ability.

Respectfully submitted,

Edward M. Augustus, Jr.
City Manager
To: Edward M. Augustus, Jr., City Manager

From: David M. Moore, City Solicitor

Date: March 6, 2019

Re: Motion Petty @ #10h CC – Request City Manager request City Solicitor provide City Council with a legal opinion as to who has jurisdiction in regards to office space and facilities within City Hall.

You requested a legal opinion answering the question whether the City Council Committee on Public Works has any jurisdiction or control over space in City Hall.

This report identifies the combination of a 1873 special act and a 1880 city ordinance as the source of the belief that the Public Works Committee has jurisdiction over City Hall. The 1873 special act transferred the “care, custody and management” of all city property from the mayor to the city council.1 The 1880 ordinance placed the “the care and superintendence” of city buildings in a superintendent of public buildings who served "under the direction of the [city council] committee on public buildings." This legal organization lasted until 1893 when a new city charter, not only gave custody of City Hall back to the mayor, but also prohibited the “city council nor either branch thereof, nor any committee or member thereof,” from taking any part in the care, custody or management of any city property. This provision remains valid to this day.

The remainder of this report details the history of prior city charters, special acts and city ordinances which were enacted or repealed as part of a legal tug-of-war over control of city property in the mid-to late 1800's. This report concludes by identifying a number of legal provisions and actions which uniformly negate the validity of assertion that the Public Works Committee has jurisdiction over City Hall.

1 At that time the mayor was the “principal officer” of the city and the “city council” consisted of an eight member board of aldermen and a twenty-four member “common council.”
A. *City Charters of 1848 & 1866*. Both the 1848 Charter (c. 32 of the Acts of 1848) and the 1866 Charter (c. 199 of the Acts of 1866) used the same language to place the superintendence of city buildings under the mayor and aldermen:

The mayor and aldermen shall have the care and superintendence of the city buildings." (St. 1848, c. 32 § 8 fifth para. and St. 1866, c. 199 § 13 third para).

B. *Special Legislation of 1873*. Then in 1873 the city requested and received special legislation (c. 183) which amended the 1866 city charter solely and specifically to transfer the superintendence of city property from the mayor and aldermen to the city council:

The city council of the city of Worcester shall have the care and superintendence of the school houses and other public buildings of said city." (St.1873, c.183 §1).

Section two of that legislation specifically repeals so much of section 13 of the 1866 charter "as confers upon the mayor and aldermen of said city the powers herein granted to said city council."

C. *Revised Ordinances of 1880*. At some point after the 1873 special act the city adopted an ordinance that provided that the superintendent of public buildings "shall, under the direction of the committee on public buildings, have the care and superintendence of the school-houses and all other public buildings belonging to the city, and shall keep himself acquainted with their condition." (my emphasis). Revised Ordinances of 1880, c.48 §2. The combination of the text of the 1873 special act and this provision in the 1880 ordinances appear to be the genesis of the belief that the City Council Committee on Public Works has jurisdiction over City Hall. With the “under the direction of” organizational structure, it is clear that the committee, and not the superintendent, had the ultimate say on issues involving city owned buildings, City Hall included. This measure of control lasted until the charter of 1893 and its duration is maybe more than coincidental with the planning and construction of a new City Hall.

D. *The 1893 City Charter*. The 1893 city charter (c. 444 of the Acts of 1893) ended any city council, or city council committee, control over the city’s public buildings, including City Hall. Section 18 of the 1893 charter provided:

Neither the city council, nor either branch thereof, nor any committee or member thereof, shall directly or indirectly take part in ... the care, custody or management of “any ... [city] property...".
This provision terminated any pre-existing care, custody or control over city buildings held by the city council or its committee on public buildings. None of the two remaining charter changes (the Plan E charter of 1950 and the Home Rule Charter of 1985) have reinstated that relationship.

E. The Plan E and Home Rule Charters. Neither the 1950 Plan E charter nor the 1985 Home Rule Charter specifically address control over City Hall or any other city buildings. However, both charters contain two clauses which make certain the 1893 prohibition on city council committee control over City Hall remains applicable under these subsequent charters. The first is a “continuity of powers” clause, which says that the city manager now possesses any and all powers, other than legislative, which were possessed in the city council immediately prior to adoption of the charter. The city manager shall have and possess, and shall exercise, all the powers, rights and duties, other than legislative, had, possessed or exercised, immediately prior to the adoption of this plan, by the mayor, board of aldermen, common council and all other boards, commissions and committees of the city and their members, severally or collectively, except such as are by this chapter conferred upon the school committee or are otherwise provided for thereby.” G.L. c.43 §104; H.R.C. § 3-2. The second is a “residual powers” clause which provides that, when changing charters, the powers granted in the old charter carry over to the new charter unless they are specifically (or by implication) repealed. G.L. c.43 §104; H.R.C. § 10-1.

F. New City Hall. This history of the legal tug-of-war over “control” of City Hall gives a

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2 The 1895 edition of the Revised Ordinances granted the city messenger “general care and custody of the City Hall.” R.O. 1895 §18. However, the city messenger was an appointee of the mayor and not subject to the control of the city council. Furthermore, the duties of the city messenger suggest an operational ‘care and custody,’ as opposed to legal custody. The duties of the city messenger included delivering messages, preparing rooms for, and providing notification of, meetings of the board of aldermen, common council and school committee. The messenger’s duties included compliance with orders of the city council. Lastly, it would be inconsistent with the striping of the city council of any care, custody and control over city buildings to interpret the city messenger’s powers as anything but operational.

3 “The city manager shall have and possess, and shall exercise, all the powers, rights and duties, other than legislative, had, possessed or exercised, immediately prior to the adoption of this plan, by the mayor, board of aldermen, common council and all other boards, commissions and committees of the city and their members, severally or collectively, except such as are by this chapter conferred upon the school committee or are otherwise provided for thereby.” G.L. c.43 §104.

4 The city manager under the home rule charter possesses "all the power, rights and duties, other than legislative, commonly associated with municipal chief executive or administrative officers." (Home Rule Charter § 3-2).

5 “Ordinances, resolutions, orders or other regulations of a city or of any authorized body or official thereof, existing at the time when such city adopts a plan of government set forth in this chapter, shall continue in full force and effect until repealed, modified or superseded.” G.L. c.43 §104.

6 “All General Laws previously accepted by the City, special laws, ordinances, resolutions, orders, and rules and regulations of or pertaining to the city that are in force when this charter takes effect, and not specifically or by implication repealed herein, shall continue in full force and effect until amended or repealed, or rescinded by due course of law, or until they expire by their own limitations.” H.R.C. §10-1.
glimpse of into an intense debate over the control of space in the City Hall in the second half of the 1800’s. However, until 1898 “City Hall” was a small brick building about 55 feet wide and 120 feet long located between Front Street and the Old South Meeting House (located on the Common near Main Street). The new (current) City Hall has a footprint of 219 feet by 85 feet and was more than three times larger. While there is nothing specific in the legal documents, the construction of a new, relatively spacious city hall could certainly contribute to resolving any disputes over space allocation.

The planning, construction and dedication of the current City Hall occurred at least from 1885 when the city obtained special legislation (c. 139) providing bonding authority for construction of a new city hall on the common. In 1895 the Supreme Judicial Court ruled that the city could rely on the ten-year old special act as authority for using parkland (the common) as the location for a new City Hall. Foster v. Worcester, 164 Mass. 419 (1895). Construction then began in 1896 and was completed in 1898.

At the center of this timeline is 1893, when a new city charter was enacted. Section 18 of that charter does not just assign responsibility for City Hall, it actively prohibits the council or any committee or member thereof from taking any custody or control of City Hall. The end of the debate over “control” of City Hall appears to end with the construction of a new City Hall. If anything, the legal actions taken since 1893 negate any conclusion that the Public Works Committee has any jurisdiction over City Hall.

G. The 2002 Rededication of City Hall. The most recent official action concerning jurisdiction over City Hall occurred as part of its re-dedication in 2002 when the building was "placed under the care, custody and control of the city manager for city hall purposes as the seat of the government of the city of Worcester" by order of the council adopted on November 12, 2002. See City Council Agenda, Nov. 12, 2002, Item 19B.

H. Rules of the City Council. There is nothing in the City Council Rules that supports the conclusion that this committee has any jurisdiction over City Hall. Council committees “have jurisdiction over the items referred to it by the city council.” Rule 47. The Public Works Committee is empowered “to consider matters pertaining to streets, water, sewers, sanitation, recycling, snow removal and the construction of public buildings.” Rules Appendix B – Item G: Public Works Committee. That empowerment comes in the context of the City Council exercising its powers as the legislative branch of the city government. The listing of an item indicates the subject matters which will be
referred to committees. It does not give operational control. For example, “snow removal" is included in the list of items to be “considered" by the committee. Inclusion on that list does not give the committee any authority to dictate snow plowing operations. In fact, the city charter precludes city council/city councilor involvement in operational matters: “neither the city council nor any member thereof shall give orders to any subordinate of the city manager either publicly or privately." W.H.R.Charter §2-3(a).

I. Miscellaneous. The proposition that the Public Works Committee has jurisdiction over City Hall is, on its face, suspect, first, because there is no other instance where a committee of the city council possesses greater authority than the whole of the city council. The council committees report to the city council. Second, the authority to allocate the seating arrangements in City Hall would interfere with the city manager’s management of the city administration because it would give the Public Works Committee the power to eliminate an office used by a city employee working within the jurisdiction of the city manager.

J. Laws Governing Public Property. Lastly, a city council committee with jurisdiction over a city property is antithetical to the standing laws. In general, legal title to all property acquired by the city is held by the “City of Worcester.” At the time of acquisition, the “care, custody and control” of city-owned property is vested in a city department, board or officer who thereby has operational and administrative control to put the property to use for the purposes for which it was acquired. The law (G.L. c. 40, § 15A) requires a two-thirds city council vote to either change the use of the land or dispose of it.7 Disposition of city property requires that the officer, department, board or commission having the care, custody, management and control of the property must determine whether the real property is no longer required for purpose for which it was acquired. (G.L. c. 40, § 15A). This is commonly referred to as "declaring it surplus". If the committee on public works had control over all public buildings, then the committee would be the official to declare property surplus. I am not aware of any occasion where the council committee on public works declared any city real estate surplus.

K. Conclusion. For the reasons stated above, and in particular the language of the 1893 charter as it has been carried forth to this day, it is my legal opinion that the City

7 Note that, for land acquired or held for environmental protection purposes, Article 97 of the Articles of Amendment to the Constitution of the Commonwealth requires the approval by a two-thirds vote of each branch of the state legislature in order to transfer the use or custodianship of any such land, or to authorize its disposition.
Council Committee on Public Works has no special jurisdiction over City Hall or any other city property or buildings and, therefore, no authority to unilaterally exercise any specific level of care, custody and control over City Hall or any other particular city building.  

Sincerely,

David M. Moore  
City Solicitor

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8 Legal opinions, by their nature, predict which legal position would prevail should the matter be decided in court, where one party wins while the other party loses. The vast majority of issues are decided out of court where cooperation and compromise are the driving values.
CITY OF WORCESTER

ORDERED: That

The City Manager be and is hereby requested to request City Solicitor provide City Council with a legal opinion regarding the process of instituting a residential rent control program and the resulting impact of implementing such a program.
CITY OF WORCESTER

In Committee

April 14, 2020

The Committee on Veterans' Memorials, Parks And Recreation to whom was referred February 26, 2019 the Petition of Councilor Candy Mero-Carlson request restoration and relocation of the Sullivan Memorial located in Melrose St. to a location approximately 50 feet north of its current location; having considered the same, most respectfully reports recommending adoption of the accompanying Order.

For the Committee

[Signature]
Clerk
CITY OF WORCESTER

ORDERED: That

The City Manager be and is hereby authorized and requested to request the Veterans’ Agent to restoration and relocation of the Sullivan Memorial located in Melrose St. to a location approximately 50 feet north of its current location.
WHEREAS: In honor of the 100th anniversary of a woman’s right to vote across the United States;

WHEREAS: The first National Women's Right's Convention met in Brinley Hall in Worcester, Massachusetts, on October 23–24, 1850;

WHEREAS: Sarah E. Wall of Worcester in 1851 was amongst the first people in Massachusetts to Petition the legislature to amend the Massachusetts Constitution to allow woman the right to vote;

WHEREAS: In 1858 after receiving real property Sarah E. Wall refused to pay real estate taxes if she was not allowed to vote;

WHEREAS: In 1863 Sarah E. Wall defended herself in the Massachusetts Supreme Judicial Court against the City of Worcester for its ‘‘taking’’ of real property for her failure to pay taxes;

WHEREAS: The historic commitment of both the City of Worcester and of Sarah E. Wall to equality for woman and those disenfranchised should be taught, celebrated and memorialized in perpetuity in our city.

NOW HEREBY BE IT RESOLVED:

That the Worcester City Council urges our State Delegation and others to pursue the naming in 2020 of the Worcester District Courthouse the “Sarah E. Wall Courthouse”.

Introduced in City Council by Councilor Morris A. Bergman
2020 Vegetation Management
Railroad Right-of-Way
CSX Transportation, Inc.

On behalf of CSX Transportation, Inc. (CSX), Wood Environment & Infrastructure Solutions, Inc. is providing you notice that CSX intends to perform herbicide application, as permitted by 333 CMR 11.00, the Massachusetts Rights-of-Way Management regulations, to control weeds on the railroad in 2020.

- Application will commence on or after June 15 and conclude on or before July 17;
- Information on the application was provided on pages 3–14 of the Yearly Operational Plan for the railroad and is summarized here: herbicides will be applied via low-pressure spray from a rail-mounted truck to in order to control weeds on the railroad bed, and will be applied one time in 2020 in non-sensitive areas and buffer zones to sensitive areas;
- Questions about vegetation management on the railroad, including requests for copies of the Yearly Operational Plan, may be directed to the undersigned at stephen.herzog@woodplc.com.

Sincerely,

Wood Environment & Infrastructure Solutions, Inc.

[Signature]

Stephen G. Herzog
Project Manager

copy: CSX Transportation, Inc.
CITY OF WORCESTER

ORDERED: That

The City Manager be and is hereby requested to support the (re)opening of the City’s licensed cigar and hookah lounges and for the state to amend the classification of these establishments. These establishments can, and should, fit under the guise and parameters set forth as restaurants as they have or will have a common ViC license.