

CITY OF NORTH ADAMS  
Office of the City Clerk  
March 4, 2020

I hereby notify that at twelve noon today the following items of business have been filed with this office and will be acted upon at the regular meeting in the City Council Chambers at City Hall, Tuesday Evening March 10, 2020 at seven-thirty o'clock according to Section 8, Rules and Orders of the City Council.

Deborah M. Pedercini  
City Clerk

REGULAR MEETING OF THE CITY COUNCIL  
March 10, 2020

Roll Call  
Moment of silent remembrance  
The Pledge  
Approval of the minutes of February 11, 2020  
Hearing of Visitors

- 11,811**      Communication from Councilor LaForest requesting a process for appealing to the City Solicitor which was referred to General Government Committee and postponed at the meeting of February 11, 2020.
  
- 11,849**      An Order authorizing the Mayor in accordance with MGL, Ch. 30B, Sec. 16, to declare property located at American Legion Drive, Map #151, Lot 62, available for disposition which was postponed at the meeting of February 25, 2020.
  
- 11,852**      Communication from Councilors Lamb, Blackmer and Sweeney regarding establishing a working group to improve the lives of members of the community which was referred to Council President and postponed at the meeting of February 11, 2020.
  
- 11,770-5**      Mayor's communication #16 regarding the transfer of \$65,000 from the Stabilization account for water plant upgrades.
  
- 11,770-5**      An Order authorizing the Mayor to transfer the amount of \$65,000 from Stabilization account to Public Services, Water Department, Repairs and Maintenance.
  
- 11,861**      Communication submitted by Councilor Lamb regarding a proposed City Ordinance of public establishments serving food to provide a designated diaper changing area.

- 11,861** An Ordinance amending Chapter 3 of the Revised Ordinances of the City of North Adams to add Section 50, titled Requirements for Public Amenities, subsection 50.1 and 50.2.
- 11,862** Communication submitted by Councilor Bona regarding the North Adams Youth Commission.

## COMMITTEE REPORTS AND MINUTES

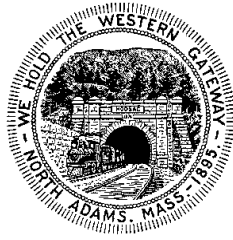
### LICENSES

### OPEN FORUM

### MAYOR'S CONCERNS

### LIAISON UPDATES AND COUNCILOR CONCERNS

### CORRESPONDENCE



CITY OF NORTH ADAMS, MASSACHUSETTS

Office of the Mayor  
**Thomas W. Bernard**

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Communication #	Subject	Date
16	Transfer from Stabilization for water plant upgrade	March 10, 2020

Honorable Members of the City Council  
North Adams, Massachusetts

Dear Honorable Councilors:

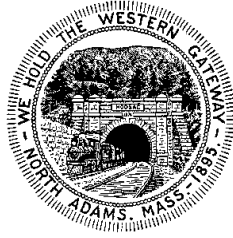
Submitted for your consideration is an Order to transfer \$65,000 from the city's Stabilization account to support an upgrade to the propane heating system that serves the city's water treatment plant.

I request that the Council adopt this Order as presented.

Respectfully submitted,

Thomas W. Bernard  
Mayor

TWB/me



## CITY OF NORTH ADAMS, MASSACHUSETTS

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March 10, 2020

To: Mayor Bernard

From: Michael Canales, Chief Administrative Officer

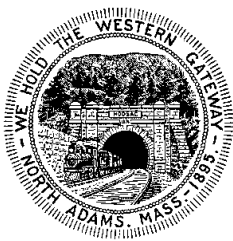
Re: Propane system upgrade at the North Adams Water Treatment Plant

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The City of North Adams faces the need to upgrade the exiting piping, valves, and ancillary equipment and devices connected to the existing 9,900-gallon propane tank at the North Adams water treatment plant on Pattison Road. This investment from the city's stabilization account is necessary in order to bring the plant into compliance with code requirements under the Liquefied Petroleum Gas Code, NFPA 58. The enclosed bid estimate outlines the work to be completed in order to upgrade the system.

The water treatment plant uses the propane system as a backup in the event of a disruption of the plant's primary heating system. The equipment that presently is connected to the propane tank does not meet code requirements under NFPA 58, and if this work is not completed the propane system will be unusable and the plant will no longer have a required backup system.

The city issued an RFP for the project, and received a qualified bid from Pittsfield Pipers, Inc., to complete this work, subject to the requested appropriation. I recommend appropriating \$65,000 from Stabilization to cover the bid estimate as well as any potential change orders or cost overruns associated with the project.



# City of North Adams

## In City Council

March 10, 2020

Ordered:

That the sum of **sixty-five thousand dollars** (\$65,000.00) be and is hereby appropriated from the Stabilization account and appropriated as follows:

### *3. Public Services*

#### *Water Department*

#### *Repairs and Maintenance*

<i>Account #</i>	<i>002-4510-5431</i>	<i>\$65,000.00</i>
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## **Bid Estimate**

# **North Adams water Treatment Plant Propane Piping Modifications**

North Adams, MA



**PM&C LLC**  
20 Downer Ave, Suite 5  
Hingham, MA 02043  
(T) 781-740-8007  
(F) 781-740-1012

Prepared for:  
**Hesnor Engineering Associates**

August 21, 2019

**North Adams water Treatment Plant**

Propane Piping Modifications

North Adams, MA

21-Aug-19

**Bid Estimate****MAIN CONSTRUCTION COST SUMMARY**

	<b>Construction Start</b>	<b>Estimated Construction Cost</b>
PIPING MODIFICATIONS		\$45,675
SUB-TOTAL	Sep-19	\$45,675
ESCALATION (assumed 4.5% PA)	1%	\$457
DESIGN AND PRICING CONTINGENCY	2%	\$923
SUB-TOTAL	Jun-18	\$47,055
GENERAL CONDITIONS	15.00%	\$7,058
GENERAL REQUIREMENTS	5.00%	\$2,353
BONDS	1.25%	\$588
INSURANCE	2.25%	\$1,059
PERMIT		Waived
OVERHEAD + PROFIT	10%	\$4,706
CONSTRUCTION CONTINGENCY		By Owner
PHASING PREMIUM	4.00%	\$1,882
<b>TOTAL OF ALL CONSTRUCTION</b>		<b>\$64,701</b>



## **North Adams water Treatment Plant**

Propane Piping Modifications

North Adams, MA

21-Aug-19

### **Bid Estimate**

This Construction Documents cost estimate was produced from drawings, outline specifications and other documentation prepared by Hesnor Engineering Associates Inc. and their design team dated May 1, 2019. Design and engineering changes occurring subsequent to the issue of these documents have not been incorporated in this estimate.

This estimate includes all direct construction costs, contractors overhead, fee and design contingency. Cost escalation assumes start dates indicated.

Bidding conditions are expected to be public bidding under Chapter 149 of the Massachusetts General Laws to pre-qualified contractors, and pre-qualified sub-contractors, open specifications for materials and manufactures.

The estimate is based on prevailing wage rates for construction in this market and represents a reasonable opinion of cost. It is not a prediction of the successful bid from a contractor as bids will vary due to fluctuating market conditions, errors and omissions, proprietary specifications, lack or surplus of bidders, perception of risk, etc. Consequently the estimate is expected to fall within the range of bids from a number of competitive contractors or subcontractors, however we do not warrant that bids or negotiated prices will not vary from the final construction cost estimate.

### **ITEMS NOT CONSIDERED IN THIS ESTIMATE**

Items not included in this estimate are:

- All professional fees and insurance
- Site or existing conditions surveys investigations costs, including to determine subsoil conditions
- All electrical work (assumed by Others)
- Items identified in the design as Not In Contract (NIC)
- Items identified in the design as by others
- Owner supplied and/or installed items as indicated in the estimate
- Utility company back charges, including work required off-site





**North Adams water Treatment Plant**  
**Propane Piping Modifications**  
 North Adams, MA

21-Aug-19

**Bid Estimate**

**GFA**

	DESCRIPTION	QTY	UNIT	UNIT COST	EST'D COST	SUB TOTAL	TOTAL COST
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**PIPING MODIFICATIONS BASE ESTIMATE**

**D20 PLUMBING**

**D20 PLUMBING, GENERALLY**

Equipment

Transfer valve	2	ea	240.00	480
Strainer w/blowdown valve	3	ea	535.00	1,605
Sight glass	1	ea	200.00	200
Shut off gate valve	12	ea	310.00	3,720
Pressure gauge	7	ea	325.00	2,275
Gas cock	1	ea	200.00	200
Excess flow valve	4	ea	245.00	980
Check valve	8	ea	165.00	1,320
Ball valve	7	ea	170.00	1,190
Cable pull release	4	ea	250.00	1,000
Pressure regulator	3	ea	650.00	1,950
Pressure reducer	1	ea	325.00	325
Emergency shutoff valve	4	ea	785.00	3,140
Back pressure valve	2	ea	400.00	800
Pressure relief valve	5	ea	300.00	1,500
Electric vaporizer	2	ea	1,500.00	3,000

Propane Gas Distribution Pipe

Connection to existing valve	2	ea	85.00	170
Rain cap	2	ea	190.00	380
Pipe cap	4	ea	70.00	280
Reuse existing vapor-liquid separator	1	ea	250.00	250
Union fitting	4	ea	115.00	460
2" Gas pipe with fittings & hangers	75	lf	85.00	6,375
1 1/4" Gas pipe with fittings & hangers	75	lf	75.00	5,625
1" Gas pipe with fittings & hangers	10	lf	70.00	700
3/4" Gas pipe with fittings & hangers	10	lf	65.00	650

Miscellaneous

Demolition	1	ls	4,500.00	4,500
Coordination & management	1	ls	1,500.00	1,500
Testing and certification	1	ls	500.00	500
Fees & permits	1	ls	600.00	600

SUBTOTAL

45,675

**TOTAL - PLUMBING**

**\$45,675**

**D20 PLUMBING, DEDUCT ALTERNATE**

Equipment

Electric vaporizer	(2)	ea	1,500.00	(3,000)
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Propane Gas Distribution Pipe

1" Gas pipe with fittings & hangers	(10)	lf	70.00	(700)
3/4" Gas pipe with fittings & hangers	(10)	lf	65.00	(650)
Gas cock	(1)	ea	200.00	(200)
Demolition	(1)	ls	1,000.00	(1,000)

SUBTOTAL

(4,550)

**TOTAL - PLUMBING**

**(\$4,550)**

**Company Information**

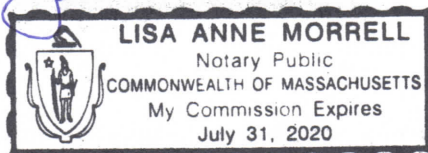
Vendor Number	728	Type of entity	Corporation
Company Name	Pittsfield Pipers, Inc.		
Address	73 Fourth Street		
City/Town	Pittsfield		
State	Massachusetts	Zip Code	01201
Phone	(413) 443-4402	Fax	(413) 443-5906

**By signing and notarizing this document you certify that all information provided is accurate. You also acknowledge that you have read, and understand all the terms and conditions associated with electronic bidding. Your signature on this form authorizes you to submit electronic bids on behalf of the vendor identified on this form.**

State of Massachusetts County of Berkshire On this 28<sup>th</sup> day of August  
2019, before me the undersigned notary public,  
Jeffrey D. Hassett personally appeared, proved to  
me through satisfactory evidence which were  
License to be the person  
whose name is signed on the preceding document in my presence  
**NOTARY SEAL** Notary Public: My Commission expires:

Signature must be by individual listed above and done in blue ink only. Please sign within the box below.

Name Jeffrey D. Hassett  
Title Chief Operating Officer

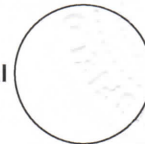


*(Handwritten signature of Jeffrey D. Hassett in blue ink)*



Pittsfield Pipers, Inc., Jeffrey D. Hassett - Chief Operating Officer  
Aug 28, 2019

Corporate seal



**Once the document has been signed and notarized send the original copy to BidDocs ONLINE no later than 3 business days prior to the bid date. This form must be sent via a delivery service that can trace the delivery to BidDocs ONLINE. An electronic bid may not be submitted unless this form is returned directly to BidDocs ONLINE.**

**BidDocs ONLINE**

P.O. Box 51, 61 Skyfields Drive, Groton, MA 01450 - Phone: (978) 888-3350 - Fax: (978) 449-0469

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# FORM FOR GENERAL BID

## TO THE AWARDING AUTHORITY:

A. The undersigned proposes to furnish all labor and materials required for **Propane Piping Modifications, Bid #NA-2020-001, North Adams Water Treatment Plant [BDO #4309]** for the City of North Adams in North Adams Massachusetts in accordance with Contract Documents prepared by Hesnor Engineering Associates, PLLC for the contract price specified below, subject to additions and deductions according to the terms of the specifications.

B. This bid includes addenda numbered: 1, 2, 3

## C. The proposed contract price is:

Fifty-six thousand five hundred eighty dollars \$ 56,580.00

For alternate No 1                      Add \$ 56,480.00                      Subtract \$ .00

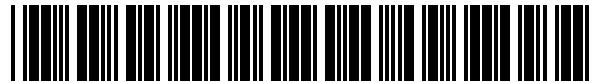
D. The undersigned agrees that, if he is selected as general contractor, he will within five days, Saturdays, Sundays and legal holidays excluded, after presentation thereof by the awarding authority, execute a contract in accordance with the terms of this bid and furnish a performance bond and also a labor and materials or payment bond, each of a surety company qualified to do business under the laws of the Commonwealth and satisfactory to the awarding authority and each in the sum of the contract price, the premiums for which are to be paid by the general contractor and are included in the contract price; provided, however, that if there is more than 1 surety company, the surety companies shall be jointly and severally liable.

The undersigned hereby certifies that he is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the work; that all employees to be employed at the worksite will have successfully completed a course in construction safety and health approved by the United States Occupational Safety and Health Administration that is at least 10 hours in duration at the time the employee begins work and who shall furnish documentation of successful completion of said course with the first certified payroll report for each employee; and that he will comply fully with all laws and regulations applicable to awards made subject to section 44A.

The undersigned further certifies under the penalties of perjury that this bid is in all respects bona fide, fair and made without collusion or fraud with any other person. As used in this subsection the word "person" shall mean natural person, joint venture, partnership, corporation or other business or legal entity. The undersigned further certifies under penalty of perjury that the said undersigned is not presently debarred from doing public construction work in the Commonwealth under the provisions of section twenty-nine F of chapter twenty-nine, or any other applicable debarment provisions of any other chapter of the General Laws or any rule or regulation promulgated there under.

Pittsfield Pipers, Inc.

NAME OF BIDDER



Pittsfield Pipers, Inc., Jeffrey D. Hassett - Chief Operating Officer

Feb 21, 2020

SIGNATURE & TITLE OF PERSON SIGNING BID

73 Fourth Street, Pittsfield, MA 01201

BUSINESS ADDRESS

# **AEGIS SECURITY INSURANCE COMPANY**

2407 PARK DRIVE, SUITE 200, P.O. BOX 3153  
HARRISBURG, PA 17110  
(717) 657-9671 FAX:(717) 657-5837

## **BID BOND**

Approved by The American Institute of Architects,  
A.I.A. Document No. A 310 February 1970 Edition

KNOWN ALL MEN BY THESE PRESENTS, that we  
**Pittsfield Pipers, Inc., 73 Fourth Street, Pittsfield, MA 01201** as Principal, hereinafter  
called the Principal, and the **AEGIS SECURITY INSURANCE COMPANY**, a corporation duly  
organized under the laws of the State of Pennsylvania with Administrative Offices at 2407 Park  
Drive, Suite 200, Harrisburg, Pennsylvania, 17110, as Surety, hereinafter called the Surety, are  
held firmly bound unto the **City of North Adams, 1010 Main Street, North Adams, MA**  
**01247** called the Oblige, in the sum of **Five Percent (5%) of the Total Amount Bid Dollars**  
(\$ \_\_\_\_\_), for the payment of which sum well and truly to be made, and the said Principal  
and the Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly  
and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

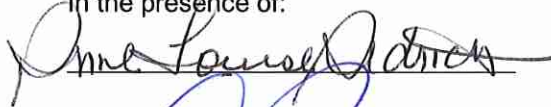

**Bid # NA-2020-001**

**Gas Piping Improvements at the Water Treatment Plant**

NOW, THEREFORE, if the Oblige shall accept the bid of the Principal and the Principal  
shall enter into a Contract with the Oblige in accordance with the terms of such bid, and give such  
bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient  
surety for the faithful performance of such Contract and for the prompt payment of labor and material  
furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such  
Contract and give such bond or bonds, if the Principal shall pay to the Oblige the difference not to  
exceed the penalty hereof between the amount specified in said bid and such larger amount for  
which the Oblige may in good faith contract with another party to perform the Work covered by  
said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this **14th** day of **February, 2020**

In the presence of:

**Pittsfield Pipers, Inc.**

(Seal)

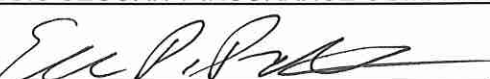
(Principal)

(Title)

**AEGIS SECURITY INSURANCE COMPANY** (Seal)

(Surety)

BY



Eric P. Pratt

Attorney-In-Fact



**THIS POWER NULL AND VOID IF NUMBER IS NOT IN RED  
POWER CERTIFICATE NO. MA 240**

**AEGIS SECURITY INSURANCE COMPANY  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS, THAT AEGIS SECURITY INSURANCE COMPANY does hereby make, constitute and appoint: **ERIC PRATT, DIANE J. JOWCIK, DONNA M. BISHOP, GRACE J. GRAY**

its true and lawful Attorney-in-Fact, to make, execute and deliver on its behalf surety bonds, undertaking and other instruments of similar nature as follows: **\$5 MILLION**

This Power of Attorney is granted and sealed under and by the authority of the following Resolution adopted by the Board of Directors of the Company on the 4<sup>th</sup> day of February, 1993.

**"Resolved,** That the President, any Vice President, the Secretary and any Assistant Secretary appointed for that purpose by the officer in charge of surety operations shall each have authority to appoint individuals as Attorney-in-Fact or under other appropriate titles with authority to execute on behalf of the Company, fidelity and surety bonds and other documents of similar character issued by the Company in the course of its business. On any instrument making or evidencing such an appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the Company, the seal or facsimile thereof may be imposed or fixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

**"Resolved,** That the signature of each of the following officers; President, Vice President, any Assistant Vice President, any Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any Certificate relating thereto, appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for the purpose only of executing and attesting bonds and undertaking and other writings upon the Company and any such power required and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or undertaking to which it is attached."

**IN WITNESS WHEREOF,** AEGIS SECURITY INSURANCE COMPANY has caused its official seal to be hereunto affixed, and these presents to be signed by its President this 5<sup>th</sup> day of July, 2017.

AEGIS SECURITY INSURANCE COMPANY

By:

*W. J. Wollyung III*

W. J. WOLLYUNG, III  
President



Commonwealth of Pennsylvania

County of Dauphin

}  
} s.s.: Harrisburg  
}

On this 5<sup>th</sup> day of July, 2017, before me personally came William J. Wollyung, III to me known, who being by me duly sworn, did depose and say that he is President of **AEGIS SECURITY INSURANCE COMPANY**, the corporation described herein and which executed the above instrument; that he knows the seal of the said corporation, that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

*Jeanne LP Tennis*

JEANNE LP TENNIS  
Notary Public  
My Commission Expires June 16, 2021



I, the undersigned, Secretary of **AEGIS SECURITY INSURANCE COMPANY**, a Pennsylvania corporation, **DO HEREBY CERTIFY** that the foregoing and attached Power of Attorney remains in full force and has not been revoked: and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney, is now in force.

Signed and sealed at the City of Harrisburg, in the Commonwealth of Pennsylvania, dated this 14<sup>th</sup> day of February, 2020

*Rebecca J. Liddick*  
REBECCA J. LIDDICK  
Secretary



# Bidder's Reference Form

## Propane Piping Modifications, Bid #NA-2020-001, North Adams Water Treatment Plant [BDO #4309]

Bidder's Name: **Pittsfield Pipers, Inc.**

The bidder must provide five (5) business references for projects performed & completed within the past five (5) years.

(1) Project Name: AIR SOURCE HEAT PUMP  
Project Location: NEWTON MANOR SOUTH HADLEY HOUSING  
Project Status: Complete Project Cost: \$194490.00  
Contact Person: HEIDI HEISLER Awarding Authority Phone: (413) 532-3194  
Contact Company: SOUTH HADLEY HOUSING AUTHORITY  
Project Description: REPLACE AIR SOURCE HEAT PUMPS, PROJECT 275056, BDO # 3663

(2) Project Name: REPLACE (4\_ ROOF TOP UNITS  
Project Location: BERKSHIRE HEALTH SYSTEMS @ WILLIAMSTOWN COMMONS  
Project Status: Complete Project Cost: \$33465.00  
Contact Person: TODD CAIRNS Awarding Authority Phone: (413) 447-2645  
Contact Company: BERKSHIRE HEALTH SYSTEMS  
Project Description: REPLACEMENT OF (4) EXISTING ROOF TOP HVAC UNITS

(3) Project Name: HVAC UPGRADES  
Project Location: PITTSFIELD HOUSING AUTHORITY @ JUBILEE APARTMENTS, 10 FRANCIS AVE. PITTSFIELD  
Project Status: Complete Project Cost: \$116100.00  
Contact Person: RICHARD WARD Awarding Authority Phone: (413) 443-5936  
Contact Company: PITTSFIELD HOUSING AUTHORITY  
Project Description: UPGRADE/REPLACE EXISTING HVAC UNITS

(4) Project Name: SPA BOILER REPLACEMENT  
Project Location: CANYON RANCH 165 KEMBLE STREET, LENOX, MA  
Project Status: Complete Project Cost: \$194000.00  
Contact Person: PHIL HYMANSON Awarding Authority Phone: (413) 637-4400  
Contact Company: CANYON RANCH  
Project Description: REPLACEMENT OF BOILER SERVING THE SPA

(5) Project Name: WASTE WATER TREATMENT PLANT PLUMBING  
Project Location: HUME LAKE CHRISTION CAMPS  
Project Status: Complete Project Cost: \$101220.00  
Contact Person: TERRY HENSLEY Awarding Authority Phone: (559) 547-2304  
Contact Company: HUME LAKE CHRISTIAN CAMPS  
Project Description: WASTE WATER TREATMENT PLANT PLUMBING ASSOCIATED WITH BOOSTER PUMP REPLACEMENTS / UPGRADES

References will be contacted to confirm the bidder's skills, abilities and qualifications to faithfully perform the work specified. The Authority reserves the right to contact references not listed above. The Bidder will be given the opportunity to explain any unfavorable references received from such outreach.



**Office of the City Council**  
**City of North Adams**  
10 Main Street Room 109  
North Adams, Massachusetts 01247  
(413) 662-3015



Tuesday March 10<sup>th</sup>, 2020

Dear Fellow Councilors,

Parenthood and the caretaking of children is an incredibly rewarding, life changing experience, as many of us know. Children bring joy to our lives, but also present challenges that come with caring for them. The changing of soiled diapers is one example of these challenges in caretaking, especially when trying to do so in public venues.

As a parent myself, and as someone who wants to have more people choosing to come to North Adams to start and raise families, I am asking this council to please take action by adopting local ordinances to increase the accessibility of all-gender-accessible diaper changing tables in the City.

This public health and safety issue remains under-acknowledged in existing legislation and ordinance in Massachusetts. I've observed too many unsafe situations where caretakers, myself included, at "family friendly" venues and events, have been forced to change young children in unsafe ways. I've witnessed parents balancing children on their laps or on precarious countertops, or worse, placing children on germ laden public bathroom floors in order to change soiled diapers. This is an issue that must be handled, especially as we see more aggressive viruses and resistant bacterial strains coming into contact with people. Even without any new novel viruses, Fecal Coliform is everywhere on public bathroom floors, and injury from falling off of a lap or sink basin onto a hard tile floor is a serious risk.

As it currently stands, common practice tends towards only installing changing tables in women's rest rooms, if at all, which relegates the core caretaking duty of diaper changing to female identifying individuals only. It is unfair to place 100% of this responsibility on female caretakers, and this imbalance keeps male identifying caretakers from contributing equitably by preventing them from playing an important role in the caregiving process. Furthermore, in cases of male partners and single male caretakers, this becomes an even larger issue, as it is a real possibility that there will be no available changing tables for their use.

We can and need to do better to support safe caretaking of children in the City of North Adams. One option within our power is to pursue adoption of ordinance that build in the best practice of including universally accessible changing tables in businesses and locations frequented by families with children.

With that, I am hereby requesting that the City Council please pursue adoption of the included legislation into City Ordinance. This legislation is drawn directly from two bills currently under consideration in the Massachusetts Senate. These bills (S.1232 and S.1826) both have favorable opinions with their most recent review committees, but they still have an undetermined timeline for potential adoption. After discussing with several State Senators involved, rather than wait for a process that we cannot control at the state level, I hope that this council can act

in a proactive manner to bring this language into our own City Ordinance so it is codified and implemented in a way that will help us become increasingly family friendly as a City.

Proposed ordinance language for consideration (taken from S. 1232)

*"A person licensed as an innholder or common victualler who operates an establishment that such license holder publicly holds out or advertises as a food establishment serving families with children, including without limitation, by offering a menu of food choices specifically offered or designed for children, or advertising or promoting the establishment as one serving families with children, shall provide at least 1 designated diaper-changing area or facility on premises that is open to all patrons."*

And (taken from S. 1826)

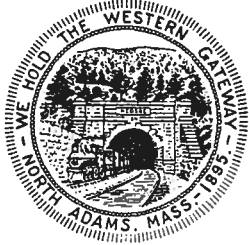
*"All new or substantially renovated buildings which are reasonably expected to be open to the public shall be charged with providing safe and equally accessible changing tables in bathrooms, regardless of gender."*

Thank you for your help in addressing this matter. I look forward to pursuing a model that makes living in and visiting North Adams even safer and more attractive for families with young children going forward.

Sincerely,

Councilor Lamb





# City of North Adams

In City Council

March 10, 2020

BE IT ORDAINED by the City Council of the City of North Adams as follows:

That the North Adams City Council adopts into ordinance a new Section; Chapter 3, Section 50, Titled **Requirements for Public Amenities**, with the following subsections 50.1 and 50.2 included.

## **Chapter 3, Section 50.1**

A person licensed as an inn holder or common victualler who operates an establishment that such license holder publicly holds out or advertises as a food establishment serving families with children, including without limitation, by offering a menu of food choices specifically offered or designed for children, or advertising or promoting the establishment as one serving families with children, shall provide at least 1 designated diaper-changing area or facility on premises that is open to all patrons.

## **Chapter 3, Section 50.2**

All new or substantially renovated buildings which are reasonably expected to be open to the public shall be charged with providing safe and equally accessible changing tables in bathrooms, regardless of gender.



## **NORTH ADAMS CITY COUNCIL**

3/10/2020

Honorable City Council Members,

Several years ago, this City Council spent numerous meetings, time with the Mayor and Solicitor working on the development of a youth commission. This was mostly charged by former Councilor Merrigan and Boland if my memory serves me correctly. The commission ran regular meetings for a few years but has been defuncted for quite some time.

The council should revisit the language for the youth commission if the administration does not wish to fill the positions and have it operate as it is currently written. I've heard multiple times there were people being considered to chair and organize this commission but have not seen that come to fruition.

We should have something there that allows the younger generation a voice when the city works on projects and ordinances that directly affect their demographic as we do with other boards and commissions. They may not need to meet as often as the current ordinance is written, but there should be something in place, and people ready to advise when needed.

I suggest this go back to General Government Committee for review to see if there should be changes, updating or removal. See ordinance on following page(s).

Thank you,

Keith Bona  
North Adams City Council

**Article XXXIII**  
**North Adams Youth Commission**

**Sec. 2-167**

**Establishment; composition; qualifications; compensation.**

[Ord. of 7-13-2010]

There is hereby established a commission to be known as the "Youth Commission." The mission of the Youth Commission will be to provide an ongoing forum for communication between City government and local youth.

The Youth Commission will respond to requests for comment and recommendation on matters referred to the Commission by officers, departments, agencies, boards, commissions and advisory committees of the City of North Adams.

The Youth Commission will advise the City Council and Mayor about how such recommendations could be coordinated in the community to eliminate duplication in cost and effort. The Youth Commission will identify the concerns and needs of the youth of North Adams; examine existing social, economic, educational, and recreational programs for youth; develop and propose plans that support or improve such programs; and make recommendations thereon to the Mayor and City Council. This process will allow opportunities for effective participation by youth in the governmental process, and improve the social, economic, educational, and recreational advantages of the City's youth.

The Youth Commission shall consist of a total of 15 voting members, including 10 residents ages 13 to 22, two of whom will be college students, and five adults who represent a variety of interests in the community. The Youth Commission shall consist of individuals who have an understanding of the needs of young people in North Adams, experience with youth programs or youth organizations, or involvement with school or community activities. The members shall represent the diversity of ethnicity, race, gender, sexual orientation and socioeconomic status of the people of the City and shall be residents of the City.

Members of the Commission shall not be compensated, nor shall they be reimbursed for expenses.

**Sec. 2-168**

**Appointment; terms; vacancy.**

[Ord. of 7-13-2010]

The Mayor, with the approval of the City Council, will make appointments.

The youth members shall be appointed for terms of such length and so arranged that the terms of four members will expire in one year; the terms of three members will expire in two years; and the terms of the remaining three members will expire in three years.

The adult members shall be appointed for terms of such length and so arranged that the terms of two members will expire in one year; the terms of two members will expire in two years; and the term of the remaining one member will expire in three years.

All subsequent terms of the Commissioners shall be three years in length.

In the event a vacancy occurs during the term of office of any voting member, a successor shall be appointed to complete the unexpired term of the office.

Any member of the Youth Commission so appointed may, after a public hearing, if requested, be removed for cause by the Mayor.

**Sec. 2-169****Organization; quorum.**

[Ord. of 7-13-2010; Ord. of 9-13-2011]

Yearly, at the first meeting in October, the Youth Commission shall elect Co-Chairs consisting of one youth Commissioner and one adult Commissioner. A majority of the Commissioners then in office shall constitute a quorum.

**Sec. 2-170****Meetings; rules.**

[Ord. of 7-13-2010]

The Youth Commission shall meet quarterly and at such times as may be necessary for the proper exercise of its powers and duties.

To aid in the orderly conduct of business, the Commission may have the authority to create, amend, and repeal its own code of bylaws.

On all matters of parliamentary procedure Robert's Rules of Order shall govern.

**Sec. 2-171****Powers and duties.**

[Ord. of 7-13-2010]

The Youth Commission may exercise all the powers vested in it under the law or prescribed to it by law and shall perform such duties as the City Council by ordinance may from time to time prescribe.

**Sec. 2-172****Public hearings.**

[Ord. of 7-13-2010]

The Youth Commission shall, from time to time, conduct public hearings in order to ascertain the youth needs of the community.