

By Mr. Scibelli of Springfield (by request), petition of Vincent J. DiMonaco (acting mayor) (with the approval of the acting mayor and city council) for legislation to establish a grant program within the office of the Commissioner of Administration to regulate infrastructure and economic development grants to the city of Springfield relative to the siting of a new Hampden County jail and house of correction. State Administration. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Nine.

AN ACT RELATIVE TO INFRASTRUCTURE AND ECONOMIC DEVELOPMENT GRANTS TO THE CITY OF SPRINGFIELD REGARDING THE SITING OF THE NEW HAMPDEN COUNTY JAIL AND HOUSE OF CORRECTION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. There is hereby established a grant program
2 within the office of the commissioner of administration to fund
3 the costs of projects undertaken pursuant to an economic
4 development and neighborhood improvement plan for the City
5 of Springfield; said economic development and neighborhood
6 improvement plan shall be prepared as specified in section two
7 of this act by the Community Development Department of the
8 City of Springfield. The goals of this economic development and
9 neighborhood improvement plan are: to retain and expand
10 employment opportunities for the residents of the city of
11 Springfield; to improve private and public transportation access
12 to the city of Springfield; to up-grade public services in the city
13 of Springfield; to improve municipal buildings and facilities in the
14 city of Springfield; to acquire the site of the present Hampden
15 County Jail and House of Correction at York Street in exchange
16 for the Taylor Street site; to fund any differential between the
17 value of the site of the present Hampden County Jail and House

18 of Correction at York Street and the value of the proposed site
19 of the Hampden County Jail and House of Correction at Taylor
20 Street in the City of Springfield, and if appropriate to clear the
21 York Street site; to fund the entire Urban Renewal Plan which
22 includes the site of the new Hampden County Jail and House of
23 Correction; to acquire and construct an indoor or outdoor sports
24 facility or stadium; to improve the river banks and areas adjacent
25 to the Connecticut, Mill and Chicopee Rivers and to promote the
26 sound economic growth of the city of Springfield, in a manner
27 which recognizes and protects the integrity of residential
28 neighborhoods. Pursuant to the grant program established herein
29 and upon the application of the city of Springfield with the
30 approval of the mayor of the city of Springfield ("mayor"), the
31 commissioner of administration is authorized to distribute a sum
32 equal to twenty-five per cent of the total project cost of the
33 proposed Hampden County Jail and House of Correction to the
34 city of Springfield in order to fund the costs of said projects.
35 Notwithstanding and consistent with the foregoing provisions and
36 notwithstanding any general or special laws to the contrary, any
37 funds expended by the city of Springfield in good faith furtherance
38 of the siting of the Hampden County jail and house of corrections
39 in Springfield shall be reimbursed, if the jail not be sited in
40 Springfield, from the fifty-one million dollars allocated to assist
41 Hampden County in undertaking tasks related to the jail and
42 house of corrections project in Section 4 of Chapter 568, Acts of
43 1986.

1 SECTION 2. Within one hundred and eighty days following
2 the disbursement of the planning funds authorized by section three
3 of this act, the city of Springfield shall prepare an economic
4 development and neighborhood improvement plan.

5 The city of Springfield economic development and neighbor-
6 hood improvement plan shall be consistent with the goals of this
7 act stated in Section one and may undertake and carry out such
8 economic development projects as may be done by cities, and may
9 use the parking, redevelopment or housing authorities of the city
10 of Springfield to carry out other projects as may be appropriate
11 to such authorities; provided, however, that for the limited
12 purposes of this act, the economic development projects which

13 may be undertaken by the city of Springfield may also include
14 in addition to those stated in Section one, projects to provide
15 outdoor art work and sculpture within the city of Springfield and
16 projects related to the stabilization of residential neighborhoods
17 within said city. Such residential neighborhood stabilization
18 projects may include, but are not limited to rehabilitation loans,
19 relocation of incompatible uses adjacent to residential
20 neighborhoods and facilitation of additional affordable housing
21 opportunities for low income families; provided, however, that
22 such projects shall include projects to enhance the residential
23 character of the neighborhoods by the construction, restoration
24 or rehabilitation of parks and playgrounds which may include
25 sculpture and other objects of art commemorating persons or
26 events of significance to the residents of the neighborhoods.

27 Prior to submission of the economic development and
28 neighborhood improvement plan to the Mayor by the Community
29 Development Department, the Director of Community Develop-
30 ment shall certify in writing upon the plan that said plan was
31 prepared in compliance with the provisions of this act. Said plan
32 shall include provisions for the siting of the replacement facility
33 for the Hampden County Jail and House of Correction as
34 authorized by chapter six hundred and fifty-eight of the acts of
35 nineteen hundred and eighty-six.

36 In addition, said plan shall include projects related to traffic
37 planning and improvements for the area, provided that all such
38 projects, except those which involve only state roads, shall be
39 planned in consultation with, and subject to the approval of, the
40 city of Springfield's Department of Public Works which projects
41 shall include, but are not limited to: 1. the planning, design,
42 construction, renovation, repair or other doing of work necessary
43 to service traffic flow within the City of Springfield: and, 2. the
44 controlling of traffic to, from, and through the area to reduce to
45 the maximum extent possible the number of vehicles traveling
46 through the City's residential neighborhoods; provided, however,
47 that any projects related to traffic planning and improvements
48 which involve state roads shall be planned in consultation with,
49 and subject to the approval of, the state department of public
50 works; provided further, that the costs of any such projects which
51 are approved by the state department of public works shall be

52 funded by said department from new or existing state
53 transportation funding sources other than any amount provided
54 pursuant to this grant program.

55 Following approval of the economic development and
56 neighborhood improvement plan by the mayor and city council,
57 the plan shall be submitted for approval to the secretary of
58 administration and finance, acting on behalf of the governor. The
59 secretary of administration and finance shall upon approval of
60 said plan, develop a schedule for the distribution of funds
61 pursuant to the plan.

1 SECTION 3. Notwithstanding the provisions of any sections
2 of this act or any general or special law to the contrary, the city
3 of Springfield is hereby authorized to participate, at the election
4 of its mayor, in either the grant program established by this act
5 or the Hampden County Jail and House of Correction
6 Infrastructure Grant Program, but not both of these programs.
7 An election by the mayor for Springfield to participate in the
8 program in section one of this act shall constitute a bar to the
9 city's participation in the Hampden County Jail and House of
10 Correction Infrastructure Grant Program. Such election shall be
11 made by submission of a letter from the mayor to the secretary
12 of administration and finance no later than thirty days following
13 the effective date of this act. Upon the submission of said letter
14 to the secretary of administration and finance, said secretary shall
15 notify the secretary of the executive office of human services of
16 the Mayor's election to participate in either the grant program
17 established pursuant to sections one of this act or the County Jail
18 Infrastructure Grant Program. Upon submission of such letter the
19 secretary of administration and finance shall distribute to the City
20 of Springfield five hundred thousand dollars in planning funds.

1 SECTION 4. In the event that the Mayor, pursuant to section
2 three of this act, elects not to participate in the grant program
3 established under section one of this act, the secretary of the
4 executive office of human services is hereby authorized to expend
5 a sum equal to twenty-five per cent of the total project cost of
6 the proposed Hampden County House of Correction to the city
7 of Springfield pursuant to the County Jail Infrastructure Grant

8 Program if the Hampden County Jail and House of Correction
9 is located within the City of Springfield.

1 SECTION 5. To meet the expenditures necessary to carry out
2 the provisions of sections one through four of this act, the state
3 treasurer shall, upon request of the governor, issue and sell bonds
4 of the commonwealth for an amount to be specified by the
5 governor from time to time, not exceeding in the aggregate the
6 sum of twenty-four per cent of the total project cost of the
7 proposed Hampden County Jail and House of Correction. All
8 bonds issued by the commonwealth, as aforesaid, shall be
9 designated on their face, Hampden County Jail and House of
10 Correction Economic Development and Infrastructure Grant Act
11 of 1989, and shall be issued for such maximum term of years, not
12 exceeding twenty years, as the governor may recommend to the
13 general court pursuant to Section 3 of Article LXII of the
14 Amendments to the Constitution of the commonwealth; provided,
15 however, that all such bonds shall be payable not later than June
16 thirtieth in the year two thousand and nineteen. Bonds and interest
17 thereon issued under the authority of this section shall,
18 notwithstanding any other provision of this act, be general
19 obligations of the commonwealth.

1 SECTION 6. The state treasurer may borrow from time to
2 time on the credit of the commonwealth such sums of money as
3 may be necessary for the purpose of meeting payments authorized
4 by sections one through four of this act and may issue and renew
5 from time to time notes of the commonwealth therefore, bearing
6 interest payable at such times and such rates as shall be fixed by
7 the state treasurer. Such notes shall be issued and may be renewed
8 one or more times for such terms not exceeding one year, as the
9 governor may recommend to the General Court in accordance
10 with Section 3 of Article LXII of the Amendments to the
11 Constitution of the commonwealth, but the final maturities of
12 such notes, whether original or renewal, shall not be later than
13 June thirtieth, nineteen hundred and ninety-nine. Notes and
14 interest thereon issued under the authority of this section shall
15 be general obligations of the commonwealth.

1 SECTION 7. Amounts appropriated by this act shall be in
2 addition to previous appropriations made for such purposes,
3 including amounts made available pursuant to chapter seven
4 hundred and ninety-nine of the acts of nineteen hundred and
5 eighty-five.

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