

**City of Somerville, Massachusetts**  
**Matters of Business of the Board of Aldermen**

**REGULAR MEETING MINUTES**

November 9, 2010, 7:00 PM  
Aldermanic Chambers  
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*NOTICE: This is NOT the official version of the Board of Aldermen's minutes. While reasonable efforts have been made to assure the accuracy of the data provided, do not rely on this information without first checking with the City Clerk.*

**OPENING OF THE MEETING**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
John M Connolly	Alderman At Large	Present	
Bruce M. Desmond	Alderman At Large	Present	
Dennis M. Sullivan	Alderman At Large	Absent	
William A. White Jr.	Alderman At Large	Present	
William M. Roche	Ward One Alderman	Present	
Maryann M. Heuston	Ward Two Alderman	Present	
Thomas F. Taylor	Ward Three Alderman	Present	
Walter F. Pero	Ward Four Alderman	Present	
Sean T. O'Donovan	Ward Five Alderman	Present	
Rebekah L. Gewirtz	Ward Six Alderman	Present	
Robert C. Trane	Ward Seven Alderman	Present	

1. #190362 Call of the Roll.  
Roll Call

**RESULT: PLACED ON FILE**

2. #190363 Approval of the Minutes of the Regular Meeting, October 14, 2010.  
Minutes

**RESULT: APPROVED**

**CITATIONS**

3. #190364 By Ald. Pero, Connolly, and the Entire Board and the Mayor  
Citation Congratulating Firefighters Michael Powers, Patrick Dorant, and Ryan Epps, each awarded the Thomas Chetham Firefighter of the Year Award by American Legion Post 19.

**RESULT: APPROVED**

4. #190365 Citation By Ald. Connolly, O'Donovan, Roche, Desmond, and the Entire Board and the Mayor  
Commending Fire Lieutenant Michael Anzalone and Firefighters Michael Marino, John Beckwith and Robert Galvin for their heroic actions to rescue a motorist from rising waters during the July 10 flood.

**RESULT: APPROVED**

5. #190366 Citation By Ald. Connolly, and the Entire Board and the Mayor  
Commending Senior Fire Alarm Operator James Swanton and Fire Alarm Operator Kyle Brien for their outstanding professionalism while managing hundreds of emergency calls during the July 10 flood.

**RESULT: APPROVED**

6. #190367 Citation By Ald. Pero, Connolly, O'Donovan, Roche, Desmond, and the Entire Board and the Mayor  
Congratulating Police Officer Dante DiFronzo, awarded the Alexander McQuestion Award by American Legion Post 19.

**RESULT: APPROVED**

#### **PUBLIC HEARINGS**

#### **ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS**

7. #190368 Resolution By Ald. O'Donovan, the Entire Board  
That this Board dedicates this meeting in memory of Robert A. "Bucky" McWatters, who passed away on November 1st.

**RESULT: APPROVED**

8. #190369 Order By Ald. O'Donovan  
That the Commissioner of Public Works ensure that a street light is operational at the corner of Kidder and Josephine Avenues, forthwith.

**RESULT: APPROVED**

9. #190370 Order By Ald. O'Donovan  
That the Director of Traffic and Parking appear before this Board's Committee on Traffic and Parking regarding vehicles exiting from Clyde Street onto Cedar Street.

**RESULT: APPROVED AS AMENDED**

Amended: That the Director of Traffic and Parking appear before this Board's Committee on Public Health and Public Safety, not Traffic and Parking.

**FOLLOWUP:** Public Health and Public Safety Committee

10. #190371  
Order

By Ald. O'Donovan

That the Commissioner of Public Works appear before this Board's Committee on Public Utilities and Public Works to discuss efforts to stop automobiles from turning around in the middle of Boston Avenue at Pritchard Avenue.

**RESULT: APPROVED**

**FOLLOWUP:** Public Utilities and Public Works Committee

11. #190372  
Order

By Ald. O'Donovan

That the Commissioner of Public Works appear before this Board's Committee on Public Utilities and Public Works regarding the lack of handicap ramps at the intersection of Highland Road and Kidder Avenue.

**RESULT: APPROVED**

**FOLLOWUP:** Public Utilities and Public Works Committee

12. #190373  
Order

By Ald. O'Donovan

That the Commissioner of Public Works appear before this Board's Committee on Public Utilities and Public Works regarding proper signage at the intersection of Hinckley Street and Broadway.

**RESULT: APPROVED**

**FOLLOWUP:** Public Utilities and Public Works Committee

13. #190374  
Order

By Ald. O'Donovan

That the Commissioner of Public Works appear before this Board's Committee on Public Utilities and Public Works regarding Parker Place and Conwell Street.

**RESULT: APPROVED**

**FOLLOWUP:** Public Utilities and Public Works Committee

14. #190375  
Order

By Ald. White Jr.

That the Commissioner of Public Works appear before the Committee on Public Health and Public Safety to discuss the impact of the use of brick cross walks, their impact on the handicapped community, the measures in place to ensure that such cross walks comply with all state regulations and whether such cross walks should be used in future road work.

**RESULT: APPROVED**

**FOLLOWUP: Public Health and Public Safety Committee**

**UNFINISHED BUSINESS**

15. #189954 Requesting the appointment of Thomas Pasquarello to the position of Chief Mayor's Request of Police.

**RESULT: LAID ON THE TABLE**

**REPORTS OF COMMITTEES**

**16. CONFIRMATION OF APPOINTMENTS COMMITTEE, NOVEMBER 8, 2010**

- A. #190376 Report of the Committee on Confirmation of Appointments, November 8, Committee Report 2010

**RESULT: APPROVED**

- B. #189470 Requesting the appointment of Adrian J. Botelho as Constable. Mayor's Communication

**RESULT: APPROVED**

- C. #190282 Requesting the appointment of Angela Allen as Purchasing Director. Mayor's Request

**RESULT: APPROVED**

- D. #190328 Requesting the Appointment of William Lee to the Position of Deputy Fire Mayor's Request Chief.

**RESULT: APPROVED**

- E. #190329 Requesting the Appointment of Dennis Murphy to the Position of District Mayor's Request Fire Chief.

**RESULT: APPROVED**

- F. #190330 Requesting the Appointment of Christopher Major to the Position of Fire Mayor's Request Captain.

**RESULT: APPROVED**

- G. #190331 Requesting the Appointment of Michael Avery to the Position of Fire Mayor's Request Captain.

**RESULT: APPROVED**

- H. #190332 Requesting the Appointment of William Fitzpatrick to the Position of Fire  
Mayor's Request Captain.

**RESULT: APPROVED**

- I. #190333 Requesting the Appointment of Timothy Bakey to the Position of Fire  
Mayor's Request Lieutenant.

**RESULT: APPROVED**

- J. #190334 Requesting the Appointment of Gregory French to the Position of Fire  
Mayor's Request Lieutenant.

**RESULT: APPROVED**

- K. #190335 Requesting the Appointment of David Stiltner to the Position of Fire  
Mayor's Request Lieutenant.

**RESULT: APPROVED**

- L. #190336 Requesting the Appointment of Steven Mauras to the Position of Fire  
Mayor's Request Lieutenant.

**RESULT: APPROVED**

- M. #190337 Requesting the Appointment of Mark Matthews to the Position of Fire  
Mayor's Request Lieutenant.

**RESULT: APPROVED**

- N. #190338 Requesting the Appointment of Stephen Belski to the Position of Fire  
Mayor's Request Lieutenant.

**RESULT: APPROVED**

- O. #190339 Requesting the Appointment of Patrick Halloran to the Fire Reserve List.  
Mayor's Request

**RESULT: APPROVED**

- P. #190340 Requesting the Appointment of Brian Tilley to the Position of Police Officer.  
Mayor's Request

**RESULT: APPROVED**

- Q. #190341 Mayor's Request Requesting the Appointment of Timothy Vannostrand to the Position of Police Officer.

**RESULT: APPROVED**

- R. #190377 Order By Ald. Taylor  
That the City Solicitor report to the Committee on Confirmation of Appointments on the city's residency requirement, as applicable to department heads, and explain the waiver process for those who do not reside in the city.

**RESULT: APPROVED**

**FOLLOWUP:** Confirmation of Appointments Committee

#### DISCUSSION

Acting Police Chief Michael Cabral presented a brief update on the health of Police Officer Mario Oliveira, recently wounded by gunfire while attempting to arrest a suspect on gun charges.

#### 17. LAND USE COMMITTEE, NOVEMBER 4, 2010

- A. #190378 Committee Report Report of the Committee on Land Use, November 4, 2010

**RESULT: APPROVED**

#### 18. LEGISLATIVE MATTERS COMMITTEE, NOVEMBER 3, 2010

- A. #190379 Committee Report Report of the Committee on Legislative Matters, November 3, 2010

**RESULT: APPROVED**

- B. #190285 Mayor's Request Requesting approval of an amendment to Ordinance 9-57 for provisions related to inoperable vehicles, unregistered vehicles, storage of boats, trailers, or recreational vehicles, and associated fines.

**RESULT: ORDINANCE ORDAINED BY ROLL CAL  
[UNANIMOUS]**

**AYES:** Connolly, Desmond, White Jr., Roche, Heuston, Taylor,  
Pero, O'Donovan, Gewirtz

**ABSENT:** Dennis M. Sullivan, Robert C. Trane

**19. LEGISLATIVE MATTERS COMMITTEE, NOVEMBER 9, 2010**

- A. #190380 Report of the Committee on Legislative Matters, November 9, 2010  
Committee Report

**RESULT: APPROVED**

- B. #188383 By Ald. Connolly, Sullivan  
Board That the Director of SPCD Advise This Board Whether the City Should  
Communication Adopt Appendix 120.AA in Place of the Energy Efficiency Requirements of  
the "Base" Building Code.

**RESULT: WORK COMPLETED**

**COMMUNICATIONS OF THE MAYOR**

20. #190381 Requesting an amendment to the Local Historic District Map to create 3 new  
Mayor's Request Districts (Thurston-Walnut, Pearl, and 9 Brastow) and add 6 properties to  
these Districts, and to add 5 properties to existing Districts (Central-  
Atherton-Spring-Summer (CASS), Florence-Myrtle, Flint, and Prospect Hill)  
(Group D).

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Legislative Matters Committee

21. #190382 Requesting approval to change the rate of pay for the position of Police Chief  
Mayor's Request from \$165,000 per year to \$185,000 per year.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

22. #190383 Requesting the use of \$9,264 in available funds in the Police Dept. Salaries  
Mayor's Request Account to fund the increase in the rate of pay for the Police Chief position  
from December 1, 2010, to June 30, 2011.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

23. #190384 Requesting the acceptance of a donation of \$1,275 in labor and equipment  
Mayor's Request from Dagle Electrical Construction Corp., to install Christmas Trees in city  
squares on November 16, 2010.

**RESULT: APPROVED**

24. #190385 Mayor's Request Requesting the creation of the Rockwell Restaurant Group Stabilization Fund and acceptance of a mitigation payment to the fund of \$9,015 from the Rockwell Restaurant Group, to purchase a multi-spaced parking meter.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

25. #190386 Mayor's Request Requesting the re-appointment of Mary McDonald to the Somerville Housing Authority as the Mayor's Tenant Representative.

**RESULT: APPROVED**

26. #190387 Mayor's Request Requesting the appointment of Timothy Talun to the Bicycle Advisory Committee.

**RESULT: APPROVED**

27. #190388 Mayor's Request Requesting the appointment of Kenneth Carlson to the Bicycle Advisory Committee.

**RESULT: APPROVED**

#### **COMMUNICATIONS OF CITY OFFICERS**

28. #190389 Officer's Communication The Director of Personnel, Robert Collins, Matthew Buckley, and the Chief Fire Engineer responding to #190356.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Confirmation of Appointments Committee

29. #190390 Officer's Request Chief Assessor requesting to appear at this Board's next meeting, on November 23, 2010, for a Classification Public Hearing.

**RESULT: PLACED ON FILE**

30. #190391 Officer's Communication Director of Traffic and Parking responding to various Board Orders.

**RESULT: PLACED ON FILE**

#### **NEW BUSINESS**

31. #190392 License/Permit New Drainlayer License, RAP General Contracting.



**RESULT: APPROVED**

32. #190393 License/Permit New Extended Operating Hours License, Papa John's Pizza, 622 Somerville Ave., operating to 2AM Sun-Thu and to 3AM Fri-Sa.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

33. #190394 License/Permit New Junk Dealer License, All Checks Cashed Inc., 12 Union Sq., buying gold.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

### **SUPPLEMENTAL ITEMS**

34. #190395 Resolution By Ald. Desmond, O'Donovan, the Entire Board  
That this Board urges the Alcoholic Beverage Control Commission to ban the sale of products combining high levels of caffeine and alcohol, such as "Four Loko", anywhere within the Commonwealth.

**RESULT: APPROVED**

35. #190396 Order By Ald. Taylor, Gewirtz  
That the Commissioner of Public Works provide this Board with an update on the city's street sweeping operation, including the current schedule and effectiveness of the program.

**RESULT: APPROVED**

**FOLLOWUP:** Public Utilities and Public Works Committee

36. #190397 Order By Ald. Heuston  
That the Commissioner of Public Works take appropriate measures to ensure that street lights are operational at 36 and 40 Adrian Street.

**RESULT: APPROVED**

37. #190398 Order By Ald. Heuston  
That the Director of Traffic and Parking appear before this Board's Committee on Traffic and Parking to discuss pedestrian safety and traffic issues on Concord and Newton Streets and remedies to eliminate speeding traffic and unsafe situations for pedestrians and children who attend the Argenziano School.

**RESULT: APPROVED**

**FOLLOWUP:** Traffic and Parking Committee

38. #190399 Mayor's Request Requesting payment of a Fiscal Year 2010 Bay Windows invoice for \$83 in the Health Dept.

**RESULT: APPROVED**

39. #190400 Officer's Communication City Solicitor responding to #189435 re: the review of a Constable appointment.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Confirmation of Appointments Committee

40. #190401 Officer's Communication Director of Traffic and Parking responding to varioius Board Orders.

**RESULT: PLACED ON FILE**

41. #190402 Public Communication Sean O'Brien conveying that Andrew Puglia will appear as his representative pursuant to #190356.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Confirmation of Appointments Committee

### **LATE ITEMS**

42. #190081 Mayor's Request Requesting the acceptance of a \$490,000 Transit Oriented Development Grant from Mass DOT for the MaxPak site.

**RESULT: APPROVED**

Discharged from the Finance Committee.

43. #190403 Order By Ald. Heuston, Taylor  
That the Director of Traffic and Parking meet with the Ward 2 Alderman to determine locations for limitations on truck traffic on small residential streets in various sections of Ward 2.

**RESULT: APPROVED**

**FOLLOWUP:** Traffic and Parking Committee

44. #190404 Resolution By Ald. Desmond, the Entire Board  
That this Board urges KSS Realty, and their partners to employ union labor for all aspects of construction at the MaxPak site and to give preference to qualified Somerville residents when hiring employees for all construction work performed at the site.

**RESULT: APPROVED**

45. #190405 Resolution By Ald. O'Donovan  
That this Board requests that the Dedication Committee name the corner of Porter Street and Elm Street in memory of Korean War Veteran Robert A. McWatters.

**RESULT: APPROVED**

46. #190406 Resolution By Ald. O'Donovan  
That this Board requests that the Administration consider naming the home and visiting locker rooms at the Veterans' Memorial Skating Rink in memory of Korean War veteran Robert A. McWatters and WW II veteran George Hughes.

**RESULT: APPROVED**

## **ADJOURNMENT**

Adjournment

Submitted by John J. Long, City Clerk