



# City of Somerville, Massachusetts

## City Council

### Regular Meeting Agenda

---

**Tuesday, November 22, 2022**

**7:00 PM**

**City Council Chamber and Remote  
Participation**

---

Published November 18, 2022 10:45AM, Revised November 22, 2022, 2:05PM.

NOTICE: Pursuant to Chapter 107 of the Acts of 2022, this meeting of the City Council may be conducted and via remote participation. We will post an audio recording, audiovideo recording, transcript, or other comprehensive record of these proceedings as soon as possible after the meeting on the City of Somerville website and local cable access government channels.

Register at the following website to view this meeting live or to testify at any public hearing:  
<https://attendee.gotowebinar.com/register/3394412724258788622>.

Individuals with disabilities who need auxiliary aids and services for effective communication (i.e. CART, ASL), written materials in alternative formats, or reasonable modifications in policies and procedures, in order to access the programs and activities of the City of Somerville or to attend meetings, should contact Adrienne Pomeroy in advance, at 617-625-6600 x2059 or [ada@somervillema.gov](mailto:ada@somervillema.gov).

#### **1. OPENING CEREMONIES**

- 1.1. Roll Call                      Call of the Roll.  
(ID # [22-2025](#))
- 1.2. Remembrances              Remembrances.  
(ID # [22-2026](#))
- 1.3. Minutes                        Approval of the Minutes of the Regular Meeting, October 25,  
(ID # [22-2027](#))                      2022.

#### **2. CITATIONS**

#### **3. PUBLIC HEARINGS**

- 3.1. Grant of Location      Eversource applying for a Grant of Location to install 38 feet  
(ID # [22-1980](#))                      of conduit in Trull Street, from Utility Pole 339/6 to a point of  
pickup at 57 Trull Street.

- 3.2. Grant of Location (ID # [22-1981](#)) Extenet applying for a Grant of Location to install a total of 130 feet of conduit in Broadway from existing Eversource Manhole 10191 to a proposed handhole, and continuing to a small wireless facility node located across from 16 Broadway.
- 3.3. Small Wireless Facility (ID # [22-1982](#)) Extenet applying for a Small Wireless Facility License for facilities on a new pole across from 16 Broadway.
- 3.4. Officer's Communication (ID # [22-1921](#)) Chief Assessor presenting proposed FY 2023 Tax Classifications and requesting the adoption of a minimum residential factor for FY 2023 and acceptance of MGL C59 S5C, a residential exemption of 35% of average assessed value for owner-occupied properties for FY 2023.

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

- 4.1. Order (ID # [22-2023](#)) By Councilor Gomez Mouakad  
That the Commissioner of Public Works provide information on options to engage local and minority owned businesses in contract work.
- 4.2. Order (ID # [22-2024](#)) By Councilor Gomez Mouakad  
That the Director of Economic Development support efforts by the Welcome Project's Worker Center to expand outreach to the immigrant community regarding the Wage Theft Ordinance.
- 4.3. Resolution (ID # [22-2022](#)) By Councilor Gomez Mouakad  
That the Administration and the Director of Economic Development recognize and promote November 26th as Small Business Saturday, to celebrate and support small businesses in our community.
- 4.4. Communication (ID # [22-1997](#)) By Councilor McLaughlin  
In his capacity as President, cancelling the Regular Meeting of this Council scheduled for December 22, 2022.

#### **5. UNFINISHED BUSINESS**

#### **6. REPORTS OF COMMITTEES**

##### **6.A. CHARTER REVIEW SPECIAL COMMITTEE**

- 6.A.1. Committee Report (ID # [22-2031](#)) Report of the Special Committee on Charter Review, meeting as a Committee of the Whole on November 21, 2022.

- 6.A.2. Resolution (ID # [22-2047](#)) By Councilor Davis, Councilor Pineda Neufeld, Councilor Clingan, Councilor Ewen-Campen, Councilor Burnley Jr., Councilor Wilson, Councilor Strezo and Councilor Scott That the Charter Review Committee's Writing Team update the text to add a definition for legal holiday.
- 6.A.3. Resolution (ID # [22-2046](#)) By Councilor Ewen-Campen, Councilor Pineda Neufeld, Councilor Clingan, Councilor Burnley Jr., Councilor Wilson, Councilor Davis, Councilor Strezo and Councilor Scott Supporting the Charter Review Committee's proposed language regarding the review of Multiple Member Bodies and the Charter.
- 6.B. FINANCE COMMITTEE**
- 6.B.1. Committee Report (ID # [22-2028](#)) Report of the Committee on Finance, meeting on November 17, 2022.
- 6.B.2. Mayor's Request (ID # [22-1773](#)) Requesting approval to amend a contract with Greenberg Traurig LLP for an additional two years and \$300,000, for ongoing litigation related to the 90 Washington Street eminent domain taking.  
RECOMMENDED: Recommended to be approved.
- 6.B.3. Mayor's Request (ID # [22-1851](#)) Requesting approval to pay prior year invoices totaling \$409.60 using available funds in the City Clerk Ordinary Maintenance Credit Card Convenience Fees Account for credit card convenience fees.  
RECOMMENDED: Recommended to be approved.
- 6.B.4. Mayor's Request (ID # [22-1856](#)) Requesting approval to accept and expend a \$3,000 grant with no new match required, from Somerville Cambridge Elder Services to the Council on Aging for transportation to events at the Council on Aging.  
RECOMMENDED: Recommended to be approved.
- 6.B.5. Mayor's Request (ID # [22-1857](#)) Requesting approval to accept and expend a \$6,000 grant with no new match required, from Somerville Cambridge Elder Services to the Council on Aging for transportation to Council on Aging sponsored events.  
RECOMMENDED: Recommended to be approved.
- 6.B.6. Mayor's Request (ID # [22-1858](#)) Requesting approval of a time-only contract extension with Stantec Consulting Services Inc. for Poplar Street Pump Station Design Services.  
RECOMMENDED: Recommended to be approved.

- 6.B.7. Mayor's Request (ID # [22-1875](#)) Requesting a supplemental appropriation of \$300,000 to the 90 Washington Demonstration Project Account for ongoing litigation and planning costs.  
RECOMMENDED: Recommended to be approved.
- 6.B.8. Mayor's Request (ID # [22-1880](#)) Requesting approval to pay prior year invoices totaling \$116,166.91 using available funds in various Public Works Ordinary Maintenance Accounts for invoices in Administration, Buildings, Grounds, Lights and Lines, Highway, Fleet, Sanitation, and Snow..  
RECOMMENDED: Recommended to be approved.
- 6.B.9. Mayor's Request (ID # [22-1888](#)) Requesting a supplemental appropriation of \$650,000 to the Fire Department Overtime Account.  
RECOMMENDED: Recommended to be approved.
- 6.B.10. Mayor's Request (ID # [22-1889](#)) Requesting a supplemental appropriation of \$50,000 to the Immigrant Legal Services Stabilization Fund for additional immigrant legal defense services.  
RECOMMENDED: Recommended to be approved.
- 6.B.11. Mayor's Request (ID # [22-1890](#)) Requesting a supplemental appropriation of \$110,000 to the Capital Projects Division, Capital Outlay, Fences Account to fund temporary construction fencing at the 90 Washington Street site.  
RECOMMENDED: Recommended to be approved.
- 6.B.12. Mayor's Request (ID # [22-1892](#)) Requesting a supplemental appropriation of \$500,000 to the Capital Projects, Building Improvements Account for repairs and upgrades to HVAC systems.  
RECOMMENDED: Recommended to be approved.
- 6.B.13. Mayor's Request (ID # [22-1905](#)) Requesting a supplemental appropriation of \$70,000 to the Fire Alarm Overtime Account.  
RECOMMENDED: Recommended to be approved.
- 6.B.14. Mayor's Request (ID # [22-1911](#)) Requesting a supplemental appropriation of \$10,000 to the Police-Animal Control Overtime Account.  
RECOMMENDED: Recommended to be approved.
- 6.B.15. Mayor's Request (ID # [22-1915](#)) Requesting a supplemental appropriation of \$100,000 to the DPW Sanitation, Hazardous Waste Removal Account to fund a shortfall.  
RECOMMENDED: Recommended to be approved.
- 6.B.16. Mayor's Request (ID # [22-1918](#)) Requesting a supplemental appropriation of \$250,000 to the Law Department, Legal Services Account for outside legal counsel services.  
RECOMMENDED: Recommended to be approved.

- 6.B.17. Mayor's Request (ID # [22-1919](#)) Requesting a supplemental appropriation of \$100,000 to the Law Department, Judgments and Settlements Account.  
RECOMMENDED: Recommended to be approved.
- 6.B.18. Mayor's Request (ID # [22-1923](#)) Requesting the appropriation of \$1,616,575 from the Receipts Reserved for Appropriation Parking Meter Receipts Account to reduce the FY 2023 Tax Rate.  
RECOMMENDED: Recommended to be approved.
- 6.B.19. Mayor's Request (ID # [22-1925](#)) Requesting a supplemental appropriation of \$424,950.10 to the Information Technology eRate Account to replace all Somerville Public School network equipment via the eRate grant program.  
RECOMMENDED: Recommended to be approved.
- 6.B.20. Mayor's Request (ID # [22-1972](#)) Requesting a supplemental appropriation of \$500,000 to the Salary Contingency, Salaries Account.  
RECOMMENDED: Recommended to be approved.
- 6.B.21. Mayor's Request (ID # [22-1979](#)) Requesting a supplemental appropriation of \$200,000 to the Traffic Safety Stabilization Fund to fund traffic safety measures.  
RECOMMENDED: Recommended to be approved.
- 6.B.22. Mayor's Request (ID # [22-1983](#)) Requesting a supplemental appropriation of \$949,338 to the Capital Outlay, Infrastructure-Streets Account for street resurfacing projects.  
RECOMMENDED: Recommended to be approved.
- 6.B.23. Mayor's Request (ID # [22-1985](#)) Requesting a supplemental appropriation of \$50,000 to various Finance Department-Auditing Division Accounts to support the Public Participatory Budgeting Project.  
RECOMMENDED: Recommended to be approved.

### 6.C. LAND USE COMMITTEE

- 6.C.1. Committee Report (ID # [22-2030](#)) Report of the Committee on Land Use, meeting on November 17, 2022.
- 6.C.2. Order (ID # [22-0205](#)) By Councilor Clingan, Councilor McLaughlin and Councilor Kelly  
That the City Solicitor update this Council on the previous request to seize by eminent domain, Patsy's Pastries at 182 Broadway and the East End Grill at 118 Broadway.  
RECOMMENDED: Recommended to be placed on file.

- 6.C.3. Public Communication (ID # [22-1356](#)) Anthony Pasquale requesting the adoption of an amendment to the Zoning Ordinance Map to change the zoning district of 34 Allen Street from Neighborhood Residential (NR) to Small Business (SB) Overlay.  
RECOMMENDED: Recommended to be placed on file.

6.D. PUBLIC UTILITIES AND PUBLIC WORKS COMMITTEE

- 6.D.1. Committee Report (ID # [22-2029](#)) Report of the Committee on Public Utilities and Public Works, meeting on November 16, 2022.
- 6.D.2. Order (ID # [22-0185](#)) By Councilor Davis, Councilor Clingan and Councilor Gomez Mouakad  
That the Chief Fire Engineer report on the safety risks for all municipal buildings not fully equipped with automatic sprinkler systems.  
RECOMMENDED: Recommended to be marked work completed.
- 6.D.3. Order (ID # [22-0193](#)) By Councilor Clingan, Councilor McLaughlin, Councilor Pineda Neufeld, Councilor Strezo and Councilor Gomez Mouakad  
That the Chief Fire Engineer provide this Council with the plan for staffing the future Assembly Square fire station.  
RECOMMENDED: Recommended to be marked work completed.
- 6.D.4. Order (ID # [22-1691](#)) By Councilor Clingan, Councilor Wilson and Councilor McLaughlin  
That the Director of Water and Sewer appear before this Council to address the issue of constituents reporting unusually high water bill spikes.  
RECOMMENDED: Recommended to be marked work completed.
- 6.D.5. Order (ID # [22-1692](#)) By Councilor Wilson and Councilor Clingan  
That the Director of Water and Sewer report to this Council, the account, purchase and usage information requested within.  
RECOMMENDED: Recommended to be marked work completed.
- 6.D.6. Order (ID # [22-1705](#)) By Councilor Wilson  
That the Director of the Office of Sustainability and Environment update this Council on the status of household hazardous waste collection.  
RECOMMENDED: Recommended to be marked work completed.

- 6.D.7. Order  
(ID # [22-1796](#))
- By Councilor Clingan, Councilor Burnley Jr., Councilor Davis, Councilor Ewen-Campen, Councilor Gomez Mouakad, Councilor Kelly, Councilor McLaughlin, Councilor Pineda Neufeld, Councilor Scott, Councilor Strezo and Councilor Wilson
- That the Director of Inspectional Services develop a policy requiring all redevelopments to post the information detailed within on the outer perimeter of the property.
- RECOMMENDED: Recommended to be marked work completed.

## 7. COMMUNICATIONS OF THE MAYOR

- 7.1. Mayor's Request  
(ID # [22-2000](#))
- Requesting approval to dedicate for recreational use, in perpetuity, the parcel of land known as Henry Hansen Park.
- 7.2. Mayor's Request  
(ID # [22-2017](#))
- Requesting authorization to borrow \$89,332,819 in a bond, and to appropriate the same amount for the Poplar Street Pump Station construction project.
- 7.3. Mayor's Request  
(ID # [22-2006](#))
- Requesting approval to accept and expend a \$53,200 grant with no new match required, from the Mass Cultural Council to the Arts Council for the Local Cultural Council grant program.
- 7.4. Mayor's Request  
(ID # [22-2005](#))
- Requesting approval to pay prior year invoices totaling \$224,473.60 using available funds in various Department of Public Works ordinary maintenance budgets.
- 7.5. Mayor's Request  
(ID # [22-2009](#))
- Requesting approval to pay a prior year invoice totaling \$3,850 using available funds in the Human Resources Arbitration Services Account for FY 2021 arbitration services.
- 7.6. Mayor's Request  
(ID # [22-2010](#))
- Requesting approval to pay a prior year invoice totaling \$3,600 using available funds in the Human Resources Professional & Technical Services Account for temporary consulting services.
- 7.7. Mayor's Request  
(ID # [22-2008](#))
- Requesting approval to pay prior year invoices totaling \$1,575 using available funds in the Human Resources Ordinary Maintenance Advertising Account for advertising vacant city positions.
- 7.8. Mayor's Request  
(ID # [22-1824](#))
- Requesting approval to pay prior year invoices totaling \$1,500 using available funds in the Department of Racial and Social Justice Translation Services Account for Communication Access Realtime Translation (CART) services.
- 7.9. Mayor's Request  
(ID # [22-2011](#))
- Requesting approval to pay a prior year invoice totaling \$137.50 using available funds in the Human Resources Postage Account for FedEx delivery services.

- 7.10. Mayor's Request (ID # [22-2007](#)) Requesting confirmation of the appointment of Matthew McCune to the position of Police Officer.

## 8. COMMUNICATIONS OF CITY OFFICERS

- 8.1. Officer's Communication (ID # [22-2021](#)) Director of the Office of Housing Stability conveying an update on the new municipal voucher program and other tools to promote affordable housing.

## 9. NEW BUSINESS

- 9.1. License (ID # [22-1988](#)) Renewing Used Car Dealer License Class 2, Barnes and Walsh Company, 224 Somerville Ave.
- 9.2. Public Event (ID # [22-1989](#)) Union Square Main Streets applying for a Public Event License for 8th Annual Holiday Stroll on December 10 from 10am to 7pm (raindate December 11).
- 9.3. Public Event (ID # [22-2016](#)) BA Events Promotions applying for a Public Event License for Jingle Bell 5K Run/Walk on December 17 from 7am to 1pm.

## 10. SUPPLEMENTAL ITEMS

- 10.1. Order (ID # [22-2033](#)) By Councilor Wilson and Councilor Gomez Mouakad That the Director of Parks and Recreation, the Director of Public Space and Urban Forestry, and the Commissioner of Public Works adopt a policy of proactively communicating closures of parks to the public, including contacting nearby daycare providers and posting signage at least five business days in advance.
- 10.2. Order (ID # [22-2034](#)) By Councilor Kelly That the Director of the Office of Housing Stability update this Council on the Municipal Voucher Program.
- 10.3. Order (ID # [22-2036](#)) By Councilor McLaughlin, Councilor Wilson, Councilor Strezo, Councilor Burnley Jr. and Councilor Kelly That the Director of Inspectional Services inspect Chuckie Harris Park, the General Insulation building and 161 Broadway for signs of rodent issues and food waste.
- 10.4. Order (ID # [22-2037](#)) By Councilor McLaughlin, Councilor Wilson, Councilor Strezo, Councilor Kelly and Councilor Burnley Jr. That the Director of Inspectional Services bait the sewers along Pennsylvania Avenue and adjacent streets and develop a plan to address rodent issues, in anticipation of planned water pipeline renovation.



- 10.5. Order  
(ID # [22-2038](#)) By Councilor McLaughlin  
That the Director of Parking address the falling ONE WAY sign on Michigan Avenue.
- 10.6. Order  
(ID # [22-2039](#)) By Councilor McLaughlin  
That the Commissioner of Public Works place trash barrels next to all city-owned benches along East Broadway.
- 10.7. Order  
(ID # [22-2040](#)) By Councilor McLaughlin  
That the Commissioner of Public Works move the new speed bump sign in front of 91-93 Franklin Street, to avoid blocking the sidewalk.
- 10.8. Resolution  
(ID # [22-2035](#)) By Councilor McLaughlin, Councilor Burnley Jr., Councilor Kelly, Councilor Strezo and Councilor Wilson  
That the Administration allocate funding to expand the rodent SMART box technology throughout East Somerville.
- 10.9. Resolution  
(ID # [22-2043](#)) By Councilor Burnley Jr.  
That February 4, 2023 is proclaimed to be Transit Equity Day.
- 10.10. Mayor's Request  
(ID # [22-2050](#)) Requesting ordainment of an amendment to Chapter 7, Article X of the Code of Ordinances, to add a registry component to the short-term rentals ordinance.
- 10.11. Mayor's Request  
(ID # [22-2041](#)) Requesting approval of the Alternative Transportation Corridor Lease Agreement with the Massachusetts Bay Transportation Authority (MBTA).
- 10.12. Mayor's Request  
(ID # [22-2015](#)) Requesting an interdepartmental transfer of \$175,000 from the DPW Buildings, OT Labor Account to the DPW Grounds, OT Labor Account for Grounds overtime labor costs through FY 2023.
- 10.13. Officer's  
Communication  
(ID # [22-2042](#)) City Clerk conveying the non-binding votes of the 2023 City Council Caucus.
- 10.14. License  
(ID # [22-2032](#)) New Outdoor Parking License, Star Market, 275 Beacon Street, 3 cars.

**11. LATE ITEMS****12. ADJOURNMENT**