

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

REGULAR MEETING AGENDA

April 26, 2012, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
2. Minutes Approval of the Minutes of the Regular Meeting, March 22, 2012.

CITATIONS

3. Citation By Ald. Taylor, White Jr., Sullivan, and the Entire Board and the Mayor

Commending Jay Colbert, who is resigning after 12 years as President of Somerville Firefighters Local 76.
4. Citation By Ald. Connolly, Gewirtz, and the Entire Board and the Mayor

Commending Dawn Morrissey, Director of the Irish Film Festival, and her many volunteers, for a most successful festival this year.
5. Citation By Ald. Connolly, Sullivan, and the Entire Board and the Mayor

Congratulating the St. Clement Parish on the happy occasion of their 100th anniversary of religious and social ministry.

PUBLIC HEARINGS

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

6. Order By Ald. Gewirtz

That the Chief of Police order a directed patrol in the area of St. James, Windom, Elston, Elm and Summer Streets for the next three weeks in response to recent break ins and report back to the Ward 6 Alderman with any relevant information.
7. Order By Ald. Gewirtz

That the Commissioner of Public Works repave Chester Place during the upcoming paving cycle.

8. Order By Ald. Gewirtz
That the Commissioner of Public Works contact NSTAR to determine their protocol for repairing streets after having performed gas work which caused damage to the street.
9. Order By Ald. White Jr., Trane
That the Director of Constituent Services and the Commissioner of Public Works appear before the Committee on Public Health and Safety to explain the procedures involved in responding to citizen complaints about construction vehicles driving over sidewalks, particularly an incident at 1298 Broadway that was reported to 311 on or about November 28, 2011.
10. Resolution By Ald. Lafuente, White Jr., Sullivan
That this Board requests that the Administration develop a marketing/economic development outreach strategy as part of its branding strategy.
11. Resolution By Ald. Lafuente, White Jr., Sullivan
That this Board requests that the Administration work with this Board to craft legislation allowing the City to lien an individual's state income tax refund for payment of outstanding taxes, fees, fines and any other liabilities owed the City.
12. Order By Ald. Lafuente, White Jr., Sullivan
That the Director of SPCD (ISD) inspect the streets listed within for possible rodent problems.
13. Order By Ald. Lafuente, White Jr., Sullivan
That the Director of SPCD (ISD) dispatch the Neighborhood Impact Team to 35-37 Jackson Road for possible rooming house violations.
14. Order By Ald. Lafuente, White Jr., Sullivan
That the Commissioner of Public Works repair the crossing signal at the intersection of Broadway and Main Street.
15. Order By Ald. Lafuente, White Jr., Sullivan
That the Director of SPCD (ISD) increase monitoring for trash violations.
16. Order By Ald. Lafuente, White Jr., Sullivan
That the Director of Traffic and Parking dispatch PCOs to Grant Street and Mystic Avenue from 10 PM to 2 AM to take action on non-resident parking violations.

17. Communication By Ald. Taylor
In his capacity as a member of the School Committee,
conveying a report of the School Committee's activities.

UNFINISHED BUSINESS

REPORTS OF COMMITTEES

18. CONFIRMATION OF APPOINTMENTS COMMITTEE

- A. Committee Report Report of the Committee on Confirmation of
Appointments, meeting on April 26, 2012.

19. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on April
18, 2012.
- B. Mayor's Request Requesting an appropriation of \$2,178 from the Bicycle
Stabilization Fund to install a bicycle corral at 79-83
Broadway.
- C. Mayor's Request Requesting an appropriation of \$75,000 from the
Capital Projects Stabilization Fund for the purchase of
Christmas and other seasonal decorations.
- D. Mayor's Request Requesting an appropriation of \$11,600 from the
Capital Projects Stabilization Fund to replace furniture
in the Aldermanic Chambers and in the Aldermen's
Committee Room.
- E. Mayor's Request Requesting acceptance of a \$2,000 grant from the Dept.
of Public Health for the Fire Dept.'s Mass
Decontamination Unit.
- F. Mayor's Request Requesting approval for the DPW to pay a prior-year
invoice of \$131.25 from Signet, for clock/PA system
maintenance.
- G. Mayor's Request Requesting an appropriation of \$54,000 from the
Assembly Square Stabilization Fund for the
construction a new park on Quincy St.
- H. Mayor's Request Requesting the transfer of \$2,208.14 from the Salary
Contingency Account to the Inspectional Services
Division Other Lump Sum Payment Account, to fund
an arbitration settlement.
- I. Mayor's Request Requesting approval for the DPW to pay a prior-year
invoice from FY12 appropriations of \$1,100 to Coviello
Electric, for traffic light repair work done in June, 2011.

- J. Mayor's Request Requesting acceptance of three EPA Clean Up Grants, each for \$200,000 (\$600,000 total), for cleanup activities at the Kiley Barrel site.
- K. Mayor's Request Requesting acceptance of a grant from America's Promise Alliance in the amount of \$2,500 to celebrate the city's designation as one of the nation's "100 Best Communities for Young People."
- L. Mayor's Request Requesting the acceptance of a donation from the Holiday Inn of fitness equipment and folding chairs valued at \$850.
- M. Mayor's Request Requesting the appropriation of \$1,336,000 and the authorization to borrow \$1,336,000 in a bond as part of the MWRA Local Pipeline Assistance Program.
- N. Mayor's Request Requesting appropriation of \$1,351,350 and authorization to borrow \$1,351,350 in a bond for the cost of cleaning, lining, and replacing sewer mains and connections as part of the East Broadway Reconstruction Project.
- O. Mayor's Request Requesting acceptance of a \$1,105,650 grant from the MWRA as part of the MWRA Infiltration/Inflow Local Financial Assistance Program.
- P. Mayor's Request Requesting acceptance of a grant in the amount of \$216,900 from the MWRA as part of the MWRA Infiltration/Inflow Local Financial Assistance Program.

20. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report Report of the Committee on Housing and Community Development, meeting on April 24, 2012.
- B. Mayor's Request Requesting that this Board accept this report on the update to the Comprehensive Plan and provide comments on it to SPCD staff.
- C. Order By Ald. Gewirtz
That the Director of SPCD notify the Committee on Housing and Community Development of the impact of cuts to the Housing Dept. budget.
- D. Order By Ald. O'Donovan
That the Director of SPCD update this Board on initiatives to rectify the lack of economic growth in Magoun Square.

- E. Resolution By Ald. Lafuente
- That this Board requests that the Administration and the Director of Traffic and Parking consider using parking ticket and meter fine receipts for the economic development of Magoun Square.

21. LAND USE COMMITTEE

- A. Committee Report Report of the Committee on Land Use, meeting on April 23, 2012.
- B. Mayor's Request Requesting an amendment to the Zoning Ordinance amending Zoning Districts for the areas consisting of Somerville Avenue from Wilson Square to the Somerville-Cambridge line at Porter Square, White Street, and Elm Street from White Street to Wilson Square, and amending the Floodplain Overlay District.
- C. Officer's Communication Planning Board conveying its recommendation on a proposal to amend the Zoning Ordinance and Zoning Districts for Somerville Avenue from Wilson Square to the Cambridge line at Porter Square, White Street, and Elm Street from White Street to Wilson Square, and to amend the Floodplain Overlay District.

22. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report Report of the Committee on Legislative Matters, meeting on April 24, 2012.
- B. Resolution By Ald. Sullivan, and the Entire Board
- That this Board offers its support of the 5th Annual White Ribbon Day campaign, advocating against domestic violence.
- C. Officer's Communication City Clerk conveying a Determination from the Attorney General re: the Open Meeting Law and participation at committee meetings.
- D. Order By Ald. Taylor
- That the Environmental Programs Manager and the City Solicitor work with the Legislative Matters Committee to create an ordinance for recycling at fast food establishments.
- E. Mayor's Request Requesting acceptance of the provisions of MGL c149 s33E, to allow city employees to take a leave of absence to serve as an organ donor.

- F. Order By Ald. Taylor
- That the City Clerk send a communication to the corporate offices of all fast food establishments in the city, advising them that the City is concerned about recycling in their establishments.

23. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report Report of the Committee on Public Health and Public Safety, meeting on April 18, 2012.
- B. Order By Ald. O'Donovan
- That this Board's Committee on Public Health and Safety address criminal activity and code violations at 132 Central Street, whether the City can recover funds spent on public safety calls there, and whether the City should conduct outreach to tenants to ensure a safe environment.
- C. Order By Ald. Roche
- That the Director of Traffic and Parking examine the feasibility of installing NO PARKING signs at the intersection of Central, Ames and Robinson Streets.
- D. Order By Ald. Roche
- That the City Solicitor and the Director of SPCD (ISD) determine if fines may be assessed at 155 Central Street for violations of the smoking ordinance.

24. YOUTH SERVICES COMMITTEE

- A. Committee Report Report of the Committee on Youth Services, meeting on April 18, 2012.
- B. Resolution By Ald. Gewirtz, Heuston, Lafuente, Roche, Taylor, Sullivan, and the Entire Board
- That this Board supports H-3838, An Act Providing Housing and Support Services for Unaccompanied Homeless Youth.

COMMUNICATIONS OF THE MAYOR

25. Mayor's Request Requesting approval of an amendment to the 2011-2012 HUD Action Plan to accept an additional \$70,741 in Emergency Solutions Grant funds.
26. Mayor's Request Requesting confirmation of the appointment of Jay Weaver as Director of Veteran Services.

27. Mayor's Communication Proclaiming May as National Bike Month.

COMMUNICATIONS OF CITY OFFICERS

28. Officer's Communication Director of Traffic and Parking responding to various Board Orders.

NEW BUSINESS

29. License/Permit Public Event Permit, Growing Center Events, 22 Vinal Ave., various dates and times, Apr-Oct.
30. License/Permit Public Event Permit, Little League Opening Day Parade, High School Concourse to Conway Park, Apr 28, 10AM (raindate Apr 29).
31. License/Permit Public Event Permit, High School Dance Team Car Wash Fundraiser, High School Concourse, May 19, 9-3PM.
32. License/Permit Public Event Permit, Brotherhood of the Holy Spirit Procession, Between St. Joseph's Church and 203 Somerville Ave., May 27, 9AM.
33. License/Permit Public Event Permit, Redbones Bike to Work Week Benefit, Chester St. between Elm and Herbert Sts., Jun 4, Noon-10PM (raindate Jun 11).
34. License/Permit Public Event Permit, Amending the Swirl and Slice Union Sq. Gourmet Market, Union Sq. Plaza, Every Thursday, Jun 14-Sep 20, 4-9PM (made weekly, not biweekly, approved by the BOA 3/22/12 as #192764).
35. License/Permit Public Event Permit, Mission Church of Christ Walk-a-Thon, 130 Highland Ave. and area streets, Jun 30, 9AM-3PM.
36. License/Permit Public Event Permit, "Yarn Storm" Public Art Installation, Perry Park, Installed Aug 25 9AM-1PM, Removed Nov 11.
37. License/Permit Public Event Permit, Homeless Coalition Road Race, Davis Sq. area, Road Race, Registration and Ceremony, and Hanging a Banner, Oct 6, 7AM-1PM (banner up Aug 6).
38. License/Permit Renewing Drainlayer's License, SGT Excavation.
39. License/Permit Renewing Drainlayer's License, James W. Flett.
40. License/Permit Renewing Drainlayer's License, Greenwood and Sons.

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| 41. | License/Permit | Renewing Drainlayer's License, D'Allessandro. |
| 42. | License/Permit | Renewing Drainlayer's License, A. Suffolk Water and Sewer. |
| 43. | License/Permit | Renewing Drainlayer's License, DeIulis Brothers Construction. |
| 44. | License/Permit | Renewing Drainlayer's License, Gallup Landscape. |
| 45. | License/Permit | Renewing Drainlayer's License, CJ Doherty. |
| 46. | License/Permit | Renewing Drainlayer's License, N. Sacca and Sons. |
| 47. | License/Permit | Renewing Drainlayer's License, Tufts Inc. |
| 48. | License/Permit | Renewing Drainlayer's License, Borges Sewer and Drain. |
| 49. | License/Permit | Renewing Flammables License, Faulkner Brothers, 9-13 Alpine St. |
| 50. | License/Permit | Renewing Flammables License, Home Depot, 75 Mystic Ave. |
| 51. | License/Permit | Renewing Flammables License, Mobil Mart Plus, 379 Alewife Brook Pkwy. |
| 52. | License/Permit | Renewing Flammables License, Chambers Motorcars, 259 McGrath Hwy. |
| 53. | License/Permit | Renewing Flammables License, U-Haul of Boston, 151 Linwood St. |
| 54. | License/Permit | Renewing Flammables License, U-Haul of Boston, 600 Mystic Valley Pkwy. |
| 55. | License/Permit | Renewing Flammables License, Coresite Real Estate, 70 Inner Belt Rd. |
| 56. | License/Permit | Renewing Flammables License, Mik Meg Corp., 57 Warren St. |
| 57. | License/Permit | Renewing Flammables License, Broadway Petroleum, 1284 Broadway. |
| 58. | License/Permit | Renewing Flammables License, Valvoline, 182 Washington St. |

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| 59. | License/Permit | Renewing Flammables License, Cubby Oil, 20 Medford St. |
| 60. | License/Permit | Renewing Garage License, Valvoline, 182 Washington St. |
| 61. | License/Permit | Renewing Garage License, Teele Sq. Auto, 1284 Broadway. |
| 62. | License/Permit | Renewing Garage License, BBC Auto Repair, 483 Somerville Ave. |
| 63. | License/Permit | Renewing Garage License, PMD Group, 379-385 Broadway. |
| 64. | License/Permit | Renewing Garage License, Faulkner Brothers, 13 Alpine St. |
| 65. | License/Permit | Renewing Garage License, Chambers Motorcars, 71 Linwood St. |
| 66. | License/Permit | Renewing Garage License, A&M Foreign Motors, 400 Mystic Ave. |
| 67. | License/Permit | Renewing Garage License, Monro Muffler Brake, 223 Washington St. |
| 68. | License/Permit | Renewing Garage License, Herb Chambers I-93, 259 McGrath Hwy. |
| 69. | License/Permit | Renewing Garage License, Original Auto Body and Mechanic, 12-16 Joy St. |
| 70. | License/Permit | Renewing Garage License, Hillside Service Center, 45 Mystic Ave. |
| 71. | License/Permit | Renewing Garage License, U-Haul of Boston, 151 Linwood St. |
| 72. | License/Permit | Renewing Garage License, Chicken & Shakes Automotive, 6 Beach Ave. |
| 73. | License/Permit | Renewing Garage License, Unlimited Auto Body, 471 Somerville Ave. |
| 74. | License/Permit | Renewing Garage License, Tech Auto Body Repair, 9 Union Sq. |
| 75. | License/Permit | Renewing Garage License, Boston Sand & Gravel, 492 Rutherford Ave. |
| 76. | License/Permit | Renewing Garage License, GE Auto Repair, 631 Somerville Ave. |

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| 77. | License/Permit | Renewing Garage License, Metro Auto Repair, 47 Webster Ave. |
| 78. | License/Permit | Renewing Garage License, Nippon Express, 30 Inner Belt Rd. |
| 79. | License/Permit | Renewing Garage License, F.W. Russell and Sons Disposal, 120 McGrath Hwy. |
| 80. | License/Permit | Renewing Garage License, Auto Express, 712 Mystic Ave. |
| 81. | License/Permit | Renewing Garage License, Leins Auto Repair, 65 Bow St. |
| 82. | License/Permit | Renewing Garage License, Inman Collision Center, 45 Webster Ave. |
| 83. | License/Permit | Renewing Garage License, Inman Motor Sales, 121-123 Prospect St. |
| 84. | License/Permit | Renewing Outdoor Parking License, Faulkner Brothers, 2 Alpine St. |
| 85. | License/Permit | Renewing Outdoor Parking License, Pat's Towing, 160 McGrath Hwy. |
| 86. | License/Permit | Renewing Outdoor Parking License, F.W. Russell and Sons Disposal, 120 McGrath Hwy. |
| 87. | License/Permit | Renewing Outdoor Parking License, Star Market, 275 Beacon St. |
| 88. | License/Permit | Renewing Outdoor Seating License, Mike's Restaurant, 9 Davis Sq. |
| 89. | License/Permit | Renewing Outdoor Seating License, Yak & Yeti, 719 Broadway. |
| 90. | License/Permit | Renewing Extended Operating Hours License, Dunkin Donuts, 282 Somerville Ave. |
| 91. | License/Permit | Renewing Extended Operating Hours License, Dominos Pizza, 201 Elm St. |
| 92. | License/Permit | Renewing Extended Operating Hours License, Moe's BBQ Trolley, Packard Ave. at Professors Row. |
| 93. | License/Permit | Renewing Junk Dealer's License, Delta Jewelry and Refining, 90 Highland Ave. |
| 94. | License/Permit | Renewing Hawker and Peddler License, Moe's BBQ Trolley. |

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| 95. | License/Permit | New Hawker and Peddler License, Francisca Morales, vending pre-packaged snacks and beverages. |
| 96. | License/Permit | New Used Car Dealer's License Class 2, RWC Auto Group LLC dba Beacon and Park Auto Sales, 75 Park St., M-F 8AM-6PM, Sa 8AM-2PM, Su by appointment only, 0 autos inside, 14 outside. |

SUPPLEMENTAL ITEMS

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| 97. | Order | By Ald. Taylor

That the Director of Traffic and Parking patrol the Somerville Avenue end of Spring Street for violations of the ONE WAY regulation between 7:30 - 9:00 AM and 4:30 - 7:00 PM. |
| 98. | Order | By Ald. Taylor

That the Director of Traffic and Parking ensure that all necessary signage is posted on Spring Street. |
| 99. | Order | By Ald. Trane

That the Commissioner of Public Works install a chain across the opening to the Dilboy Field baseball area to prevent cars from parking on field. |
| 100. | Mayor's Request | Requesting the acceptance of a \$390,396.63 FTA grant administered by MAPC, for a Bike Share system. |
| 101. | Mayor's Request | Requesting that this Board's Committee on Confirmation of Appointments convene prior to this Board's next meeting to allow the Chief of Police and the Director of Personnel Dept. to inform the Board of a new procedure regarding student police officers. |
| 102. | Officer's Communication | Assistant City Solicitor submitting a proposed BOA rule relative to the Open Meeting Law. |
| 103. | Officer's Communication | Retirement Board notifying this Board of a vote on a cost of living adjustment at its May, 2012, meeting. |
| 104. | Officer's Communication | Chief Assessor responding to #192774 re: tax exempt properties and the potential taxes lost. |

LATE ITEMS

ADJOURNMENT

Adjournment

Submitted by John J. Long, City Clerk