

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

REGULAR MEETING MINUTES

September 7, 2010, 7:00 PM
Aldermanic Chambers

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

Attendee Name	Title	Status	Arrived
John M Connolly	Alderman At Large	Present	
Bruce M. Desmond	Alderman At Large	Present	
Dennis M. Sullivan	Alderman At Large	Present	
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. #190049 Call of the Roll.
Roll Call

RESULT: PLACED ON FILE

2. #190050 Approval of the Minutes of the Special Meeting of June 29, 2010, and the
Minutes Regular Meeting of July 8, 2010.

RESULT: APPROVED

CITATIONS

3. #190051 By Ald. Taylor, and the Entire Board and the Mayor
Citation Commending Bert Gay on the happy occasion of his 70th birthday.

RESULT: APPROVED

4. #190052 By Ald. Gewirtz, and the Entire Board and the Mayor
Citation Commending Jason Santos, Executive Chef at Gargoyles, who was named a
Finalist on the "Hell's Kitchen" reality TV show.

RESULT: APPROVED

PUBLIC HEARINGS

5. #190053 Grant of Location Submitted By National Grid, to install 4,415 feet of 12" steel main gas line from the intersection of Pearl and Pinckney Sts. east to Pearl, north on Mt. Vernon, across Broadway, along Lombardi Way, across Mystic, then along Assembly Sq. Dr. to Ikea Way, along with accessory 8" plastic stubs.

RESULT: APPROVED

Ald. Roche recused.

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

6. #190054 Communication By Ald. O'Donovan
The Committee on Public Utilities and Public Works will meet Wednesday, September 8, at 7 PM, in the Aldermen's Chambers, to Discuss the Recent Power Outages. Representatives from NSTAR, the State, Somerville's State Delegation, and City Officials Have Been Asked to Participate. This Meeting is Open to the Public.

RESULT: PLACED ON FILE

7. #190055 Order By Ald. White Jr.
That the Director of SPCD (ISD) Consult with the Law Office to Obtain an Administrative Search Warrant to Examine 22 Forster Street and Then Issue All Appropriate Citations and Pursue Legal Action If Necessary.

RESULT: APPROVED

FOLLOWUP: Public Health and Public Safety Committee

8. #190056 Order By Ald. White Jr.
That the Clerk of Committees Send a Communication to the Owner of the Armory and to Arts at the Armory, that They Send to This Board the Consultant's Armory Noise Report before the Next Meeting of the Committee on Public Health and Public Safety, Scheduled for September 20 at 6 PM, and that Representatives of the Armory Appear at that Meeting.

RESULT: APPROVED

FOLLOWUP: Public Health and Public Safety Committee

9. #190057 Order By Ald. White Jr.
That the Chief of Police Appear Before the Committee on Public Health and Public Safety to Discuss Crime Statistics for the Summer Months.

RESULT: APPROVED

FOLLOWUP: Public Health and Public Safety Committee

10. #190058 Order
By Ald. White Jr.
That the Director of SPCD Provide This Board with the Latest Revision to the City's Rodent Control Policies before the Next Meeting of the Committee on Public Health and Public Safety, and appear with Appropriate Designees at Said Meeting.

RESULT: APPROVED

FOLLOWUP: Public Health and Public Safety Committee

11. #190059 Order
By Ald. Gewirtz
That the Commissioner of Public Works Re-Pave Irving Street.

RESULT: APPROVED

12. #190060 Order
By Ald. Gewirtz
That the Director of SPCD (ISD) Monitor Jack Hammering Activities Near Henry Street to Ensure Compliance with the Noise Ordinance in the Early Morning Hours.

RESULT: APPROVED

13. #190061 Resolution
By Ald. Sullivan, Roche, White Jr., Desmond, Connolly
That This Board Requests that the State Dept. of Public Health Perform a Health and Risk Study and Offer Remediation to Deal with the Issue of Highway Pollution to the Neighborhoods in East Somerville, Adjacent to Route 93.

RESULT: APPROVED

FOLLOWUP: Public Health and Public Safety Committee

14. #190062 Order
By Ald. Sullivan, White Jr., Desmond, Connolly
That the Commissioner of Public Works Direct the Appropriate Utility to Remove the Double Pole at 29 Delaware Street and Check the Utility Lines for Safety as They Appear to be Touching the House.

RESULT: APPROVED

FOLLOWUP: Public Utilities and Public Works Committee

15. #190063 Order
By Ald. Sullivan, Roche, White Jr., Desmond, Connolly
That the Commissioner of Public Works Clean the Alley Way at the Edgerly School, Between Otis and Bonair Streets.

RESULT: APPROVED

16. #190064 Order By Ald. Sullivan, Taylor, Heuston, White Jr., Desmond, Connolly That the Commissioner of Public Works Clean the Conway Park Basketball Courts of All Trash.

RESULT: APPROVED

17. #190065 Order By Ald. Taylor, Heuston, Desmond, and the Entire Board That the Commissioner of Public Works Re-Pave Bow Street in the Immediate Future.

RESULT: APPROVED

18. #190066 Order By Ald. Taylor That the Director of Traffic and Parking Consider Establishing a 90 Day Visitor Parking Permit for Designated Areas Within the City.

RESULT: APPROVED

19. #190067 Order By Ald. Connolly, Gewirtz That the Commissioner of Public Works Replace the City Gas Lamps at College Avenue and Winter Street and in Statue Park.

RESULT: APPROVED

FOLLOWUP: Public Utilities and Public Works Committee

20. #190068 Order By Ald. Connolly, Gewirtz That the Commissioner of Public Works Notify the Appropriate Utility to Repair the Streetlamps at at Morrison and Newberne Aves., 256 Morrison Ave., 22 Winslow Ave., Ciampa Manor, and College and Park Aves.

RESULT: APPROVED

FOLLOWUP: Public Utilities and Public Works Committee

21. #190069 Order By Ald. Heuston That the Commissioner of Public Works Clean and Maintain the Community Garden on Allen Street.

RESULT: APPROVED

22. #190070 Order By Ald. Heuston That the Director of Traffic and Parking Increase PCO Presence on Columbia Street to Enforce Parking Regulations.

RESULT: APPROVED

23. #190071 Order By Ald. Heuston That the Commissioner of Public Works Pave Hammond Street and Park Place.

RESULT: APPROVED

24. #190072 Order By Ald. Heuston That the City Solicitor Draft an Ordinance to Regulate and Require Permits for Paving on Residential and Commercial Properties.

RESULT: APPROVED

FOLLOWUP: Legislative Matters Committee

25. #190073 Order By Ald. Heuston That the Chief of Police Order Directed Patrols of the Norfolk Street Area and the Sacramento Street Underpass to Deter Vagrants, and that the Commissioner of Public Works Regularly Remove Debris from Those Areas.

RESULT: APPROVED

26. #190074 Order By Ald. Heuston That the Commissioner of Public Works Direct NSTAR to Provide a Written Report Explaining Why Repeated Requests to Replace a Missing Street Lamp at 575 Windsor Street and to Repair the Street Light at 11 Joseph Street Have Been Ignored.

RESULT: APPROVED

FOLLOWUP: Public Utilities and Public Works Committee

27. #190075 Order By Ald. Heuston That the Director of Finance Provide This Board with Information Regarding Monthly and Quarterly Variance Reports by Department, or the Method by Which Actual Departmental Expenses Are Reconciled to the Budget on a Regular Basis.

RESULT: APPROVED

FOLLOWUP: Finance Committee

UNFINISHED BUSINESS

REPORTS OF COMMITTEES

28. CONFIRMATION OF APPOINTMENTS COMMITTEE, SEPTEMBER 7, 2010

- A. #190076 Report of the Committee on Confirmation of Appointments, September 7, Committee Report 2010.

RESULT: APPROVED

- B. #189896 Mayor's Request Requesting the Appointment of Carlene Campbell to the Commission for Persons with Disabilities.

RESULT: APPROVED

- C. #189955 Mayor's Request Request the appointment of Jay McKenzie to the position of Permanent Firefighter.

RESULT: APPROVED

- D. #189956 Mayor's Request Requesting the appointment of Thomas Medeiros to the position of Permanent Firefighter.

RESULT: APPROVED

- E. #189957 Mayor's Request Requesting the appointment of David Pantanella to the position of Permanent Firefighter.

RESULT: APPROVED

- F. #189958 Mayor's Request Requesting the appointment of Ann Kardos to the Board of Trustees of the Somerville Public Library.

RESULT: APPROVED

29. FINANCE COMMITTEE, SEPTEMBER 1, 2010

- A. #190077 Committee Report Report of the Committee on Finance, September 1, 2010.

RESULT: APPROVED

- B. #189945 Mayor's Request Requesting the appropriation of \$529,954 from the Capital Stabilization Fund to replace the Police vehicles and radios that were damaged as a result of the severe rain storm that occurred on July 10, 2010.

RESULT: APPROVED BY ROLL CALL [UNANIMOUS]
AYES: Connolly, Heuston, Trane, Desmond, White Jr., Roche, Sullivan, Taylor, Gewirtz, Pero, O'Donovan

- C. #189946 Mayor's Request Requesting approval of a transfer of a total of \$100,000 of available funds in various Salaries Accounts and the Interest on Notes-BAN Account, for the Flood Costs-Insurance Deductible Account, to fund the deductible for the building insurance policy following the July 10 flood.

RESULT: APPROVED

- D. #189947 Mayor's Request Requesting the appropriation of a mitigation payment of \$100,000 from IKEA to the Wellington Undercarriage Stabilization Fund, to assist with the Mystic River Reservation Shared Use Path.

RESULT: APPROVED BY ROLL CALL [UNANIMOUS]
AYES: Connolly, Heuston, Trane, Desmond, White Jr., Roche, Sullivan, Taylor, Gewirtz, Pero, O'Donovan

- E. #189950 Mayor's Request Requesting approval of a lease for the Lower Broadway Police Substation at 79-83 Broadway, from 9/1/10 through 8/31/11, for \$1,375 per month.

RESULT: APPROVED

- F. #189951 Mayor's Request Requesting approval for an extension of Contract #08-011, Design Consultants Inc., for the Broadway Streetscape Improvement Project, to October 1, 2013.

RESULT: APPROVED

- G. #189952 Mayor's Request Requesting the acceptance of a citywide Hazardous Substance Assessment Grant of \$200,000 from the Environmental Protection Agency for the redevelopment of brownfield sites.

RESULT: APPROVED

- H. #189953 Mayor's Request Requesting acceptance of a grant of \$9,900 by the Executive Office of Public Safety and Security's Highway Safety Division to the Police for the Underage Alcohol Enforcement Grant Program.

RESULT: APPROVED

COMMUNICATIONS OF THE MAYOR

30. #190078 Mayor's Request Requesting an appropriation of \$1,940,788 from the Receipts Reserved for Appropriation-Insurance Losses Account to the East Somerville School Renovations Account, to begin the process of reconstructing the East Somerville Community School.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

31. #190079 Mayor's Request Requesting the authorization of the Veteran's Memorial Ice Rink Revolving Fund for Fiscal Year 2011.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

32. #190080 Mayor's Request Requesting an appropriation of \$200,000 from the Capital Stabilization Fund Unallocated Balance Account to the Veteran's Memorial Ice Rink Revolving Fund for start-up operations for the ice rink.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

33. #190081 Mayor's Request Requesting the acceptance of a \$490,000 Transit Oriented Development Grant from Mass DOT for the MaxPak site.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

34. #190082 Mayor's Request Requesting the Appointment of Barbara Butler to the Commission for Persons with Disabilities.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Confirmation of Appointments Committee

COMMUNICATIONS OF CITY OFFICERS

35. #190083 Officer's Communication Director of Traffic and Parking responding to various Board Orders.

RESULT: PLACED ON FILE

36. #190084 Officer's Communication Asst. City Solicitor responding to BOA #189685 re: proposing an ordinance to ban text messaging while driving.

RESULT: PLACED ON FILE

NEW BUSINESS

37. #190085 License/Permit Public Event Permit, Somerville Dog Festival, Conway Park, Sep 19, 10-3PM.

RESULT: APPROVED

38. #190086 License/Permit Public Event Permit, Malvern Ave. Block Party, Malvern Ave., Sep 25, 2PM (raindate Sep 26).

RESULT: APPROVED

39. #190087 License/Permit Renewing Flammables License, Broadway Henry LLC, 38-44 Broadway, 6,256 gallons.

RESULT: APPROVED

40. #190088 License/Permit Renewing Garage License, Broadway Henry LLC, 28-30 Broadway, 4 autos inside, 6 outside.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

41. #190089 License/Permit New Garage License, Elias & Abe Auto Repair Inc., 258 Broadway, Mechanical repairs and storing vehicles, 3 autos inside, 27 outside.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

42. #190090 License/Permit New Outdoor Seating License, West Somerville Dental Associates, 124 College Ave., 1 A-Frame sign, 1 table, 1 chair.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

43. #190091 License/Permit Sign Permit, Las Brisas Restaurant, 561 McGrath Hwy. 2 awnings.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

44. #190092 License/Permit Renewing Lodging House License, ATO Associates Inc., 134 Professors Row.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

45. #190093 License/Permit Renewing Lodging House License, Kappa Charge Theta Delta Chi, 123 Packard Ave.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

46. #190094 License/Permit Renewing Extended Operating Hours License, Kee Kar Lau, 1158 Broadway, Su-Th to 1:30AM, Fr-Sa to 2AM

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

LATE ITEMS

47. #190095 Order By Ald. Sullivan, Roche That the Commissioner of Public Works install street signs for Maine Avenue and Maine Terrace.

RESULT: APPROVED

48. #190096 Order By Ald. Heuston That the Director of SPCD provide this Board with information regarding the Green Line extension track layout and its impacts around the Brickbottom area, addressing such issues as: recent survey information which shows property lines closer than originally anticipated; Mass DOT's plans to use a "five foot strip" on the Union Square side; and the entire right of way on the mainline side and track alignments.

RESULT: APPROVED

FOLLOWUP: Housing and Community Development Committee

49. #190097 Order By Ald. Heuston That the Director of SPCD update this Board on discussions for air rights uses for the Green Line extension maintenance facility, particularly regarding a stadium.

RESULT: APPROVED

FOLLOWUP: Housing and Community Development Committee

50. #190098 License/Permit Public Event Permit, Oxford St. Block Party, Oxford St. between Hersey and School Sts., Sep 18, 3-9PM.

RESULT: APPROVED

51. #190099 License/Permit Public Event Permit, Highland Rd. Block Party, Highland Rd. between Morrison and Kidder Aves., Sep 26, 2-8PM (raindate Oct 3).

RESULT: APPROVED

52. #190100 License/Permit Public Event Permit, Somerville Pop Warner Canning Drive, Citywide, Oct 2 & 30, 9-5PM.

RESULT: APPROVED

53. #190101 License/Permit New Garage License, Eleftherios Miaris dba Teddy's Foreign Motors, 86 Joy St., 10 autos in, 5 out.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Licenses and Permits Committee

54. #190102 Order By Ald. Pero, Connolly, White Jr., Roche
That the Director of SPCD appear before the Committee on Housing and Community Development to discuss the planning process to install the new signage proposed for Route 28 and Shore Drive.

RESULT: APPROVED

FOLLOWUP: Housing and Community Development Committee

ADJOURNMENT

Adjournment

Submitted by John J. Long, City Clerk