

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

REGULAR MEETING AGENDA

November 10, 2016, 6:30 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
 (ID # 15060)

2. Minutes Approval of the Minutes of the Regular Meeting,
 (ID # 15061) October 13, 2016.

CITATIONS

3. Citation By Ald. Connolly, the Entire Board and the Mayor
 (ID # 15083) Commending John Ratzenberger, Patty Ross, and David
 Zucker, who are being recognized for their contributions
 to comedy at the Boston Comedy Festival at the
 Somerville Theater on November 19.

4. Citation By Ald. Connolly, the Entire Board and the Mayor
 (ID # 15084) Commending the Somerville Road Runners, whose
 assistance was crucial in Somerville being named as one
 of only six Runner Friendly Communities in the country.

PUBLIC HEARINGS

5. Public 138 voters requesting a Public Hearing on Community
 Communication Benefits Agreements and their potential to address
 202235 displacement and uphold community values.

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

6. Order By Ald. Ballantyne
 (ID # 15016) That the Director of Constituent Services and the
 Superintendent of Inspectional Services discuss the 311
 calls and inspections related to 19 Clarendon Avenue.

7. Resolution By Ald. Niedergang
 (ID # 15032) That the Administration present to this Board and to the
 Traffic Commission, a plan for creating "safety zones"
 and reducing the speed limit to 20 mph in as much of the
 city as is possible.

8. Order (ID # 15033) By Ald. Niedergang
That the Director of Communications develop and report to this Board on outreach to encourage senior homeowners to apply for the property tax exemptions and deferrals to which they are entitled.
9. Order (ID # 15034) By Ald. Niedergang
That the Director of Traffic and Parking finish striping the four crosswalks at both ends of Alpine and Vernon Streets.
10. Order (ID # 15035) By Ald. Niedergang
That the Director of SPCD work with MA DOT to finish pigeon-proofing the underside of the Lowell Street bridge.
11. Order (ID # 15036) By Ald. Niedergang
That the City Engineer install the curb cut at the Warwick Street elbow, by the Community Path Extension ramp, that was promised many years ago as part of the Maxwell's Green development.
12. Order (ID # 15037) By Ald. Niedergang
That the City Engineer install curb cuts and sidewalk ramps at the two curbs by Maxwell's Green at the intersection of Clyde and Warwick Streets.
13. Order (ID # 15038) By Ald. Niedergang
That the City Engineer repair the curb cut and sidewalk ramp at the intersection of Murdock and Clyde Streets.
14. Order (ID # 15039) By Ald. Niedergang, Heuston
That the City Engineer repair the concrete on the pedestrian and bicycle ramp under the railroad bridge on Sacramento Street between Somerville Avenue and Miller Street. (3rd request)
15. Order (ID # 15043) By Ald. Heuston
That the Commissioner of Public Works address the ongoing graffiti on the Sacramento Street underpass and use a product to cover graffiti more permanently, and improve the lighting there as well.
16. Order (ID # 15045) By Ald. Heuston
That the Superintendent of Inspectional Services inspect 18 School Street for building and health code violations and contact the property owner to make necessary repairs.

17. Order (ID # 15046) By Ald. Heuston
That the Superintendent of Inspectional Services inspect 44 Adrian Street for building and health code violations and contact the property owner to make necessary repairs.
18. Order (ID # 15044) By Ald. Heuston
That the Director of Traffic and Parking issue tickets for vehicles parked at the fire hydrant on Lincoln Parkway.
19. Order (ID # 15042) By Ald. Heuston
That the City Solicitor update this Board on actions taken regarding Globe Direct and its distribution in various neighborhoods.
20. Order (ID # 15040) By Ald. Connolly, Rossetti, Sullivan, White Jr., Ballantyne
That the Commissioner of Public Works inspect the tree between 143 and 147 Powder House Boulevard as a potential hazard.
21. Order (ID # 15041) By Ald. Connolly, Rossetti, Sullivan, White Jr., Davis
That the Superintendent of Inspectional Services inspect 62 Lowden Avenue for contractors working on Sunday, in violation of their building permit, and take corrective action as necessary.
22. Order (ID # 15047) By Ald. Sullivan, McLaughlin, Connolly, Rossetti, White Jr.
That the Commissioner of Public Works request of the commuter rail operator that the trash behind 104 Gilman Street be removed.
23. Order (ID # 15048) By Ald. McLaughlin
That the Commissioner of Public Works collect the trash on Washington Street by Florence Street.
24. Order (ID # 15049) By Ald. McLaughlin
That the Commissioner of Public Works replace the broken tree in the parking lot across from the Mount Vernon Restaurant.
25. Order (ID # 15050) By Ald. McLaughlin
That the Commissioner of Public Works trim the tree at 11 Melvin Street.
26. Order (ID # 15051) By Ald. McLaughlin
That the Commissioner of Public Works address the low hanging wires on Mount Vernon Street and Washington Street.

- 27. Order (ID # 15052) By Ald. McLaughlin
That the Director of Traffic and Parking consider adding Myrtle Street to the 20 MPH list.

- 28. Order (ID # 15053) By Ald. McLaughlin
That the Director of Traffic and Parking move the handicapped parking spot at 17 Myrtle Street to 15 Myrtle Street, where the resident resides.

- 29. Order (ID # 15054) By Ald. McLaughlin
That the Director of Traffic and Parking replace the permit parking sign at 19 Tufts Street.

- 30. Order (ID # 15055) By Ald. McLaughlin
That the Director of Traffic and Parking display the DO NOT ENTER sign at Tufts and Washington Streets more prominently.

- 31. Order (ID # 15056) By Ald. McLaughlin
That the Director of Traffic and Parking repaint the bike lanes on Washington Street.

- 32. Order (ID # 15057) By Ald. McLaughlin
That the Director of Traffic and Parking install a blinking SLOW sign at 240 Pearl Street.

- 33. Order (ID # 15058) By Ald. McLaughlin
That the Superintendent of Inspectional Services inspect Rhode Island Avenue for rodents and bait appropriately.

- 34. Order (ID # 15059) By Ald. McLaughlin
That the Chief of Police and the Director of Traffic and Parking ticket vehicles parked illegally in the bus stops at 240 Pearl Street.

UNFINISHED BUSINESS

REPORTS OF COMMITTEES

35. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

- A. Committee Report (ID # 15024) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on November 7, 2016.

- B. Resolution 200709 By Ald. McWatters
That the Administration provide this Board's Committee on Confirmation of Appointments with a diversity breakdown of all boards and commissions and a plan to fill vacancies.
RECOMMENDED: Work Completed
- C. Resolution 201318 By Ald. Niedergang, Ballantyne
That the Administration inform this Board about how it is dealing with Board and Commission members whose terms have expired, in many cases months or even years previously.
RECOMMENDED: Work Completed
- D. Order 201784 By Ald. McLaughlin, and the Entire Board
That the Director of Personnel and the Director of Health appear before this Board to discuss the hiring of a Director of Commissions and meeting quorums for commissions.
RECOMMENDED: Work Completed
- E. Mayor's Request 201934 Requesting the appointment of Michael Lapiana to the position of Animal Control Officer in the Police Department.
RECOMMENDED: Approved
- F. Order 202100 By Ald. Niedergang, McLaughlin, Davis, Ballantyne, Lafuente, White Jr., McWatters
That the Director of Personnel and the Manager of Diversity, Equity and Inclusion present a plan to this Board to fill the many vacancies on city boards, with an outreach plan to encourage applications by immigrants and people of color.
RECOMMENDED: Work Completed
- G. Mayor's Request 202215 Requesting the appointment of Keith M. O'Donnell to the Police Department as a Police Officer.
RECOMMENDED: Approved
- H. Mayor's Request 202216 Requesting the appointment of Ryan J. Cooney to the Police Department as a Police Officer.
RECOMMENDED: Approved
- I. Mayor's Request 202217 Requesting the appointment of Jose A. Villagran to the Somerville Police Department as a Police Officer.
RECOMMENDED: Approved
- J. Mayor's Request 202218 Requesting the Appointment of Carl E. Nelson to the Fire Department Reserve List.
RECOMMENDED: Approved
- K. Mayor's Request 202219 Requesting the appointment of Timothy Robertson to the Human Rights Commission.
RECOMMENDED: Approved
- L. Mayor's Request 202220 Requesting the appointment of Brie McLemore to the Human Rights Commission.
RECOMMENDED: Approved

- M. Mayor's Request 202221 Requesting the appointment of Martin Anthony Polignone to the Affordable Housing Trust Fund.
RECOMMENDED: Approved
- N. Mayor's Request 202222 Requesting the re-appointment of Thomas Mulhern to the Board of Assessors.
RECOMMENDED: Approved
- O. Mayor's Request 202246 Requesting the promotion of Brian MacMullin to Lieutenant in the Fire Department.
RECOMMENDED: Approved
- P. Mayor's Request 202248 Requesting the appointment of Josh McCann to the Fire Department Reserve List.
RECOMMENDED: Approved
- Q. Mayor's Request 202286 Requesting the appointment of Pooja Phaltankar as an Alternate Member to the Zoning Board of Appeals.
RECOMMENDED: Approved
- R. Mayor's Request 202287 Requesting the reappointment of Orsola Susan Fontano to the Zoning Board of Appeals.
RECOMMENDED: Approved
- S. Mayor's Request 202288 Requesting the reappointment of Danielle Fillis Evans to the Zoning Board of Appeals.
RECOMMENDED: Approved
- T. Mayor's Request 202289 Requesting the reappointment of Uma Murugan to the Community Preservation Committee.
RECOMMENDED: Approved
- U. Mayor's Request 202311 Requesting the appointment of Phil Ercolini to the Somerville Redevelopment Authority.
RECOMMENDED: Approved
- V. Mayor's Request 202312 Requesting the reappointment of Josh Safdie to the Zoning Board of Appeals.
RECOMMENDED: Approved

36. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report (ID # 15020) Report of the Committee on Housing and Community Development, meeting on October 27, 2016.
- B. Order 198508 By Ald. Niedergang That the Director of SPCD (Transportation and Infrastructure) schedule with the Ward 5 Alderman a follow-up community meeting for March or April to report on safety improvements planned for the Lowell Street bridge area, since the Community Path Extension will open onto the Lowell Street bridge in the spring.
RECOMMENDED: Work Completed

- C. Order 200514 By Ald. Heuston, McWatters, Rossetti, Connolly, Sullivan, White Jr.
That the Director of SPCD inform this Board of a timeline and communication plan for the Union Square roadway and streetscape reconstruction, inclusive of changes to Webster Avenue and Prospect Street.
RECOMMENDED: Work Completed
- D. Order 200515 By Ald. Heuston
That the Director of SPCD update this Board on the impending reconstruction of Beacon Street, including the contractor, staging, residential communication, and design changes.
RECOMMENDED: Work Completed
- E. Public Communication 200840 Tufts University submitting its Spring 2016 University Accountability report.
RECOMMENDED: Work Completed
- F. Public Communication 201086 Harvard University submitting its Spring 2016 University Accountability report.
RECOMMENDED: Work Completed
- G. Order 201420 By Ald. McLaughlin
That the Commissioner of Public Works replace the grass in front of the East Somerville Library and ensure that the sprinklers are operational.
RECOMMENDED: Work Completed
- H. Officer's Communication 201571 DPW Commissioner responding to various Board Orders submitted 5/12/16.
RECOMMENDED: Work Completed
- I. Order 201837 By Ald. Davis
That the Director SPCD report to this Board on the process to notify the public of late changes to Zoning Board of Appeals agendas including the agenda posted on the city's website.
RECOMMENDED: Work Completed

37. LAND USE COMMITTEE

- A. Committee Report (ID # 15022) Report of the Committee on Land Use, meeting as a Committee of the Whole on November 1, 2016.

38. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 15023) Report of the Committee on Legislative Matters, meeting on November 3, 2016.

- B. Resolution 202039 By Ald. Rossetti
That the Administration schedule a gathering of SPCD and Law Department personnel, Attorney DiGirolamo and Attorney Schacter, to discuss the Condominium Conversion Ordinance, and report the results in 4 weeks to the Committee on Legislative Matters, along with a recommendation for moving forward.
RECOMMENDED: Placed on File
- C. Order (ID # 15017) By Ald. Niedergang
That the City Solicitor prepare a draft ordinance for jobs linkage fees.
- D. Order (ID # 15018) By Ald. Rossetti
That the City Solicitor provide an opinion on inserting a fee in the proposed jobs linkage ordinance, prior to the next Nexus study being completed.

39. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report (ID # 15025) Report of the Committee on Public Health and Public Safety, meeting on November 9, 2016.

COMMUNICATIONS OF THE MAYOR

- 40. Mayor's Request (ID # 15066) Requesting that this Board convene in Executive Session to discuss collective bargaining issues with the Police Officers and Firefighters bargaining units.
- 41. Mayor's Communication (ID # 15065) Conveying an update regarding the Green Line Extension Project Participation Agreement.
- 42. Mayor's Request (ID # 15086) Requesting an appropriation and authorization to borrow \$50,000,000 in a bond to pay costs related to the extension of the MBTA Green Line to Somerville.
- 43. Mayor's Request (ID # 15028) Requesting an appropriation and authorization to borrow \$1,245,340 in a bond for FY17 DPW capital equipment and vehicles.
- 44. Mayor's Request (ID # 15062) Requesting acceptance of a deed to 22-24 Cross Street East pursuant to Planning Board Decision 2013-05.
- 45. Mayor's Request (ID # 14998) Requesting approval to enter into a contract of up to ten years for the services of an operator for the Hubway Bike Share program.

46. Mayor's Request (ID # 15027) Requesting approval of an interest rate reduction from 4% to 3% pursuant to MGL c59 s5 clause 41A for the senior property tax deferral.
47. Mayor's Request (ID # 15029) Requesting approval of an interest rate reduction from 8% to 3% pursuant to MGL c59 s5 Clause 18A for the temporary hardship exemption.
48. Mayor's Request (ID # 14999) Requesting the acceptance and appropriation of an additional \$120,000 from US2 Associates into the Union Square Stabilization and Revitalization Fund.
49. Mayor's Request (ID # 15001) Requesting an appropriation of \$120,000 from the Union Square Stabilization and Revitalization Fund for services in connection with the redevelopment of Union Square.
50. Mayor's Request (ID # 14994) Requesting an appropriation of \$118,000 from the Trash Transfer Stabilization Fund for DEC-TAM to provide services to excavate and backfill contaminated soil on Poplar Street.
51. Mayor's Request (ID # 14995) Requesting the appropriation of \$40,000 from the CPA Fund Open Space and Recreation Land Reserve budget to the Parks and Open Space Division for a Land Acquisition Study Fund.
52. Mayor's Request (ID # 15014) Requesting a transfer of \$32,704 from the Salary Contingency Salaries Account to the DPW Highway Wages Account to fund a Fleet Mechanic.
53. Mayor's Request (ID # 15019) Requesting approval of a transfer of \$11,173 in the Assessing Department from the Salaries Account to the Professional and Technical Services Account, to mail a Property Tax Information postcard.
54. Mayor's Request (ID # 14996) Requesting acceptance of a \$6,802 grant with no match required, from Somerville Cambridge Elder Service to the Council on Aging for social programming.
55. Mayor's Request (ID # 14997) Requesting acceptance of a \$4,828 grant with no match required, from Somerville Cambridge Elder Services to the Council on Aging for transportation.
56. Mayor's Request (ID # 15007) Requesting the appointment of Cristina DeWeese to the Commission for Women.
57. Mayor's Request (ID # 15009) Requesting the re-appointment of Daisy Monsalve to the Commission for Women.

COMMUNICATIONS OF CITY OFFICERS

- 58. Officer's Communication (ID # 15063) Assistant City Solicitor submitting a Home Rule Petition authorizing the city to borrow funds to pay for the Green Line Extension.
- 59. Officer's Communication (ID # 15002) Chief Assessor requesting to appear before this Board on November 22, 2016, for the Classification Public Hearing.
- 60. Officer's Communication (ID # 14672) DPW Commissioner responding to various Board Orders submitted 10/26/16.
- 61. Officer's Communication (ID # 15005) Traffic and Parking Director responding to Board Orders submitted 10/13/16.
- 62. Officer's Communication (ID # 15006) Traffic and Parking Director responding to Board Orders submitted 9/13/16.

NEW BUSINESS

- 63. License/Permit (ID # 15076) Public Event Permit, Project Radix Compliment Canvas, Seven Hills Park, Nov 5, 10AM-5PM (raindate Nov 6).
- 64. License/Permit (ID # 15077) Public Event Permit, ABC Signature Studios filming "Untitled Frankie Shaw Project," 337 Somerville Ave area, Nov 15, 4AM-11PM (raindate Nov 14).
- 65. License/Permit (ID # 15078) Renewing Used Car Dealer License Class 2, CM Auto Sales, 39 Webster Ave.
- 66. License/Permit (ID # 15079) Renewing Garage License, Inman Collision Center, 45 Webster Ave.
- 67. License/Permit (ID # 15080) Renewing Garage License, DM Auto Services, 45 Webster Ave.
- 68. License/Permit (ID # 15081) Renewing Garage License, JN Phillips Auto Glass, 47 Webster Ave.
- 69. Public Communication (ID # 15067) Melissa Lowitz submitting comments re: #201843, Union Sq zoning.

- 70. Public Communication (ID # 15068) 24 Action Network members submitting comments re: #201843, Union Sq zoning.
- 71. Public Communication (ID # 15069) 12 Union Square business owners and 1 resident submitting comments re: #201843, Union Sq zoning.
- 72. Public Communication (ID # 15070) 115 signers to a Chamber of Commerce petition submitting comments re: #201843, Union Sq zoning.
- 73. Public Communication (ID # 15071) Green and Open Somerville submitting comments re: #201843, Union Sq zoning.
- 74. Public Communication (ID # 15072) Union Square Main Streets submitting comments re: #201843, Union Sq zoning.
- 75. Public Communication (ID # 15073) State Representative Denise Provost submitting comments re: #201843, Union Sq zoning.
- 76. Public Communication (ID # 15074) Wig Zamore submitting comments re: #201843, Union Sq zoning.
- 77. Public Communication (ID # 15075) Green and Open Somerville submitting comments re: a dark sky ordinance.

SUPPLEMENTAL ITEMS

- 78. Order (ID # 15085) By Ald. Heuston, McWatters
That the City Solicitor draft an ordinance to regulate car rental businesses.
- 79. Order (ID # 15087) By Ald. Sullivan, McLaughlin, Connolly, Rossetti, White Jr.
That the Commissioner of Public Works repair the street light at 93 Flint Street.
- 80. Order (ID # 15088) By Ald. Niedergang
That the Superintendent of Inspectional Services direct the Powderhouse Pub in Ball Square to pick up the many cigarette butts littering the sidewalk in front of their building on a daily basis.

81. Order By Ald. Rossetti
(ID # 15089) That the Director of Personnel and City Clerk together investigate how to legally report race and ethnicity data, and report back to this Board.

82. Mayor's Request Requesting the appropriation of \$60,629 from
(ID # 15090) Unreserved Fund Balance ("Free Cash") to the Traffic and Parking Department Capital Vehicles Account to purchase a vehicle for street sign maintenance.

83. Mayor's Request Requesting approval to pay a prior year invoice totaling
(ID # 15092) \$271.36 using available funds in the Traffic and Parking Department Postage Account to pay Pitney Bowes for postage supplies.

84. Mayor's Request Requesting approval to pay a prior year invoice totaling
(ID # 15091) \$262.50 using available funds in the Traffic and Parking Department Repairs-Parking Meters Account to pay Parkeon for meter programming.

85. Officer's Assistant City Solicitor submitting an amendment to
Communication Ordinance 11-71(a) regarding the transmission of
(ID # 15031) intelligence by electricity, telegraph, television, or otherwise.

86. Officer's Planning Board conveying its recommendations re:
Communication #200787, a Zoning Amendment to establish a minimum
(ID # 15095) mixed use ratio.

87. Officer's Planning Board conveying its recommendations re:
Communication #201843, a proposed Zoning Amendment for Union
(ID # 15094) Square.

88. Officer's DPW Commissioner responding to various Board Orders
Communication submitted this evening, 11/10/16.
(ID # 15093)

LATE ITEMS

ADJOURNMENT