

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

REGULAR MEETING AGENDA

June 24, 2010, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

2. Roll Call Call of the Roll.

3. Minutes Approval of the Minutes of the Regular Meeting, May 27, 2010.

CITATIONS

4. Citation By Ald. Connolly, and the Entire Board and the Mayor
Commending Albert Gee, whose quick thinking and heroic action saved the life of a choking two year-old child last month.

5. Citation By Ald. Trane, Heuston, and the Entire Board and the Mayor
Commending Carmilla Toner on the happy occasion of her 80th birthday.

6. Citation By Ald. Roche, and the Entire Board and the Mayor
Commending Dorothy Dorant on the happy occasion of her 80th birthday.

PUBLIC HEARINGS

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

7. Order By Ald. Roche, Sullivan
That the Commissioner of Public Works secure the lot at Pinckney and Florence Streets to prevent vehicles and pedestrians from trespassing.

8. Order By Ald. Roche
That the Commissioner of Public Works Determine If Additional Trees Can be Planted on Melvin Street.

9. Order By Ald. Taylor
That the Chief of Police Frequent the Areas of Central, Atherton, Cleveland and Monmouth Streets for Individuals and Groups Loitering on Private Property Between 10:00 AM and 5:00 PM.

10. Resolution By Ald. Taylor
That This Board requests that the Dedication Committee consider naming the corner of Putnam and Summer Streets in memory of Gilbert Ribeiro.
11. Resolution By Ald. Gewirtz, Heuston
That This Board urges Senator Scott Brown to vote in favor of the American Jobs and Closing Tax Loopholes Act, which includes \$685 Million in FMAP (Federal Medical Assistance Percentages) funding for Massachusetts, which is critically important for the FY11 State budget and local aid.
12. Order By Ald. White Jr., Sullivan, Connolly, Desmond
That the Committee on Public Utilities and Public Works requests that a representative from NStar appear before the Committee to address concerns over the numerous recent power outages in Ward One and the measures being implemented to ensure that such outages cease, and that this meeting be held at the Cross Street Senior Center, if possible.
13. Communication By Ald. Connolly
Conveying the Summer schedule, by cancelling the Regular meetings of this Board previously scheduled for July 22, 2010, and August 12, 2010.

UNFINISHED BUSINESS

REPORTS OF COMMITTEES

14. LICENSES AND PERMITS COMMITTEE

- A. Committee Report Report of the Committee on Licenses and Permits, June 23.
- B. License/Permit Sign/Awning License, Skyline Dry Cleaners, 703 Broadway, 1 Sign.
- C. License/Permit Grant of Location, Lighttower Fiber to Install 250 Feet of Conduit at Alewife Brook Pkwy. and Broadway, from an Existing Manhole to the Arlington Town Line.
- D. License/Permit Renewing Drainlayer's License, LM Holdings.
- E. License/Permit Renewing Outdoor Seating License, Kickass Cupcakes, 378 Highland Ave., 2 Tables, 8 Chairs.
- F. License/Permit New Pool Table/Bowling Alley License, Samba Bar and Grill, 596-608 Somerville Ave., 1 Pool Table.

- G. License/Permit New Garage License, GE Auto Repair Inc., 627-631 Somerville Ave., 14 Autos Inside.
- H. License/Permit New Garage License, BH Towing and Auto Repair, 13 Joy St., 6 Autos Inside, 3 Outside.
- I. License/Permit Renewing Garage License, Samay Inc., 73 Summer St., 2 Autos Inside, 10 Outside.
- J. License/Permit Renewing Garage License, Foreign Body Works Inc., 593 Somerville Ave., 10 Autos Inside.
- K. License/Permit Renewing Garage License, Drain Doctor, 612 Broadway, 15 Autos Inside, 10 Outside.
- L. License/Permit Renewing Garage License, Original Auto Body and Mechanic, 12-16 Joy St., 8 Autos Inside, 2 Outside.
- M. License/Permit New Automatic Amusement Device License, Holiday Inn, 30 Washington St., 1 Device.

15. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report Report of the Public Health and Public Safety Committee - June 14.

COMMUNICATIONS OF THE MAYOR

- 16. Mayor's Request Vote to Appropriate \$1,000,000 Sewer Retained Earnings to Fund the FY2011 Sewer Enterprise Budget.
- 17. Mayor's Request Requestint the Re-Appointment of Elizabeth Moroney to the Planning Board for a Term to Expire on June 14, 2014.
- 18. Mayor's Request Requesting the Reappointment of James Kirylo to the Planning Board for a Term to Expire on June 14, 2015.
- 19. Mayor's Request Requesting the Reappointment of Danielle Fillis Evans to the Zoning Board of Appeals for a Term to Expire January 31, 2014.
- 20. Mayor's Request Requesting the Reappointment of Richard Rossetti to the Zoning Board of Appeals for a Term to Expire January 31, 2012.
- 21. Mayor's Request Requesting the Reappointment of Elaine Severino as an Alternate Member of the Zoning Board of Appeals for a Term to Expire on January 31, 2011.

- 22. Mayor's Request Requesting the Reappointment of Julie Brady to the Design Review Committee for a Term to Expire on June 30, 2011.
- 23. Mayor's Request Requesting the Reappointment of Matthew Rice to the Design Review Committee for a Term to Expire on June 30, 2011.
- 24. Mayor's Communication Conveying an update on the city-wide comprehensive plan known as SomerVison.

COMMUNICATIONS OF CITY OFFICERS

- 25. Officer's Communication City Clerk responding to #189733 and #189734 re: automatic amusement device licenses.
- 26. Officer's Communication City Treasurer responding to #189600 re: processing partial payments.
- 27. Officer's Communication Police Chief responding to various Board orders.
- 28. Officer's Communication SPCD Director responding to various Board Orders.

NEW BUSINESS

- 29. License/Permit Public Event Permit, Neighborhood yard sale, Stone Place Park, Jun 26, 9-5PM (rain Jun 27).
- 30. License/Permit Public Event Permit, MVM Productions Video Shoot, Davis Sq., Jun 30, 9-5PM.
- 31. License/Permit Public Event Permit, Summertime in Somerville July 4 Celebration Weekend, Jul 1, 5-10:30PM (rain Jul 8).
- 32. License/Permit Public Event Permit, USC Film Production, Davis Sq. Rosebud Diner, Jul 29, 4AM-10AM.
- 33. License/Permit Public Event Permit, Metro Mayors Shannon Grant Basketball Tournament, Trum Field, Jul 31, 8-4PM.
- 34. License/Permit Renewing Flammables License, 120 Beacon St. LP, 120 Beacon St., 20,000 gallons.
- 35. License/Permit Renewing Flammables License, Grove St. Realty Trust, 48 Grove St., 500 gallons.
- 36. License/Permit Renewing Flammables License, Burton Faulkner Tower, 25-27 Highland Ave., 10,000 gallons.
- 37. License/Permit Renewing Garage License, 120 Beacon St. LP, 120 Beacon St., 60 autos inside, 20 out.

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| 38. | License/Permit | Renewing Garage License, Grove St. Realty Trust, 48 Grove St., 20 autos inside. |
| 39. | License/Permit | Renewing Garage License, Green Automotive Corp., , 600 Windsor Pl., 50 autos inside, 40 out. |
| 40. | License/Permit | Renewing Garage License, International Auto Repair Inc., 508 Somerville Ave., 2 autos inside, 8 out. |
| 41. | License/Permit | New Garage License, All Rite Auto, 38-42 Medford St., 4 autos inside, 6 out. |
| 42. | License/Permit | New Garage License, Streetwise, 59 Pitman St., 6 autos inside, 14 out, hours M-F open 7:30AM. |
| 43. | License/Permit | New Used Car Dealer's License Class 2, All Rite Auto, 38-42 Medford St., 10 autos. |
| 44. | License/Permit | New Used Car Dealer's License, Pat's Towing Inc., 160 McGrath Hwy., 75 autos outside. |
| 45. | License/Permit | New Outdoor Seating License, Riverdog LLC, 321 Somerville Ave., A-Frame sign. |
| 46. | License/Permit | New Outdoor Seating License, Elegant Furniture, 31 Union Sq., 1 Table. |
| 47. | License/Permit | New Outdoor Seating License, Massage Therapy Works, 255 Elm St., 1 A-Frame Sign. |
| 48. | License/Permit | Renewing Outdoor Parking License, Star Markets Company, 275 Beacon St., 3 autos. |
| 49. | License/Permit | Renewing Taxi Stand License, Green Cab and Yellow Cab Assn., 3 cabs at 236 Highland Ave., 2 cabs at 255 Elm St., 2 cabs at 503 Broadway, 6 cabs at 295 Broadway, 4 cabs at 1 Davis Sq., 5 cabs at 0 Foley St., 4 cabs at 30 Washington St., 3 cabs at 22-26 Union Sq. |
| 50. | License/Permit | Renewing Taxi Medallion, Victory Cab Corp., Med. #56. |
| 51. | License/Permit | Renewing Taxi Medallion, Love Cab Inc., Med. #92. |
| 52. | License/Permit | Transferring Taxi Medallion, Med. #70 from Kings Transportation to Somerville Transportation. |
| 53. | Public Communication | Somerville High School Gay Straight Alliance submitting comments re: #189788, the FY11 municipal budget. |

LATE ITEMS

ADJOURNMENT

Adjournment

Submitted by John J. Long, City Clerk



**CITY OF SOMERVILLE, MASSACHUSETTS
CLERK OF COMMITTEES**

June 23, 2010

REPORT OF THE LICENSES AND PERMITS COMMITTEE

Attendee Name	Title	Status	Arrived
Bruce M. Desmond	Chair	Present	
Robert C. Trane	Vice Chair	Present	
Maryann M. Heuston	Ward Two Alderman	Present	
Matthew Dias	Administrative Assistant	Present	
Eddie Nuzzo	Superintendent of Inspectional Services	Present	
John Long	City Clerk	Present	
Leo Martini	Police Officer	Present	

- Public Hearing

189777 - New Garage License, BH Towing and Auto Repair, 13 Joy St., 6 Autos Inside, 3 Outside.:

Elaine Ferreira spoke in favor of the petition and told the members that she purchased the business one year ago and plans on performing simple auto repairs at the site. This is a change of license. There were no speakers against the petition. The public hearing was closed.

RESULT: APPROVED

- Public Hearing

189776 - New Garage License, GE Auto Repair Inc., 627-631 Somerville Ave., 14 Autos Inside.:

The petitioner spoke in favor of the item and told the members that there would be no change of business. Automotive repairs will be performed and registered vehicles will be stored at the site. There were no speakers against the petition and the public hearing was closed.

Alderman Heuston requested that ISD investigate the property at 627-631 Somerville Avenue to determine who is selling vehicles at that location and to verify that the business has the proper licenses. Mr. Nuzzo was requested to provide the information to the Licenses and Permits Committee for further action.

RESULT: APPROVED

- Public Hearing

189775 - New Pool Table/Bowling Alley License, Samba Bar and Grill, 596-608 Somerville Ave., 1 Pool Table.:

The owner of the business spoke in favor of the petition and told the members that business would improve if the license is granted. There were no speakers against the petition and the public hearing was closed. Alderman Heuston has had no complaints about this business.

RESULT: APPROVED

189359 - New Automatic Amusement Device License, Holiday Inn, 30 Washington St., 1 Device.:

RESULT: APPROVED

189581 - Grant of Location, Lighttower Fiber to Install 250 Feet of Conduit at Alewife Brook Pkwy. and Broadway, from an Existing Manhole to the Arlington Town Line.:

RESULT: APPROVED

189653 - Sign/Awning License, Skyline Dry Cleaners, 703 Broadway, 1 Sign.:

RESULT: APPROVED

189773 - Renewing Drainlayer's License, LM Holdings.:

RESULT: APPROVED

189774 - Renewing Outdoor Seating License, Kickass Cupcakes, 378 Highland Ave., 2 Tables, 8 Chairs.:

RESULT: APPROVED

189778 - Renewing Garage License, Samay Inc., 73 Summer St., 2 Autos Inside, 10 Outside.:

RESULT: APPROVED

189779 - Renewing Garage License, Foreign Body Works Inc., 593 Somerville Ave., 10 Autos Inside.:

RESULT: APPROVED

189780 - Renewing Garage License, Drain Doctor, 612 Broadway, 15 Autos Inside, 10 Outside.:

RESULT: APPROVED

189781 - Renewing Garage License, Original Auto Body and Mechanic, 12-16 Joy St., 8 Autos Inside, 2 Outside.:

RESULT: APPROVED

Attachment: Comm Report - L&P - 6-23-10 (2054 : Committee Report - L&P 6-23-10)



**CITY OF SOMERVILLE, MASSACHUSETTS
CLERK OF COMMITTEES**

June 14, 2010

REPORT OF THE PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

Attendee Name	Title	Status	Arrived
William A. White Jr.	Chair	Present	
Rebekah L. Gewirtz	Vice Chair	Absent	
John M Connolly	Alderman At Large	Present	
Thomas F. Taylor	Ward Three Alderman	Present	
Sean T. O'Donovan	Ward Five Alderman	Present	
Maryann M. Heuston	Ward Two Alderman	Present	
Monica Lamboy	Exec. Director - OSPCD	Present	
Eddie Nuzzo	Superintendent of Inspectional Services	Present	
Denise Provost	State Representative	Present	
Patricia Jehlen	State Senator	Present	
Timothy Toomey	State Representative	Present	
Sal DiDomenico	State Senator	Present	
Bruce Bird	President & CEO	Present	
Peter Lenrow	Chairman	Present	
Michael Dwyer	Attorney	Present	
Cliff Robinson	Department of Mental Health	Present	
Paulette Renault-Caragianes	Director of Health	Present	
Angela Allen	Senior Analyst - SomerStat	Present	

Alderman Heuston was appointed as a member of the committee for this meeting only.

188794 - That the Director of Public Health Bait Pleasant Ave., Grandview Ave., Walnut St., Vinal Ave. and Summit Ave. for Rodents, and Report Back to the Committee on Public Health & Safety for Further Action.:

This issue will be discussed at the July meeting on the OSPCD action plan to deal with rodents.

RESULT: KEPT IN COMMITTEE

189120 - That the Director of SomerStat and the Director of Health Provide This Board with Statistics, Broken Down by Ward and Area, from 311 Calls or Calls Directly to the Department for the Last 18 Month Period Related to Complaints of Rats.:

The problem with rodents in Ward Two has gotten worse since the Argenziano School was built. Mr. Rod, from Best Pest, said that he found burrow holes on Beacon, Sacramento and Kent

Streets and told the members that rats are in pockets throughout the city. He said that a concerted plan is needed to eliminate the rodent population and he noted that he is unable to access private property without the owners' permission. Alderman Heuston requested that 311 consider asking for an owner's permission to go on property when a rodent complaint is made as part of the intake process.

OSPCD is developing a comprehensive action plan to deal with the city's rodent problem. Data regarding complaints to 311 of rodents over the last 18 months was analyzed and an analysis of the problem during the last 3 years was presented by SomerStat. Several methods to alleviate the problem are being considered, including holistic approaches. Additional efforts are needed to raise public awareness to the problem and to motivate the public to assist in the efforts to eliminate food sources and implement other preventive measures. Inspectors will need additional training to deal with the problem and the Health Department will provide 311 operators with a script for collecting information that might prove helpful to the inspectors when responding to the call. Data will also be collected on the use of dumpsters and will be used as part of the regulation of dumpsters, which is in committee. SomerStat will collect data to determine if the trash ordinance is being enforced and will use that information to educate inspectors further on the rodent issues.

The city wants to examine the transfer station to determine if there is an issue with rodents at the facility and Alderman Heuston said that she hasn't received any complaints about that facility. The city will also be aggressive in its dealing with food establishments regarding any procedures that may be contributing to the problem. Additionally, the city will contact property owners who have fruit trees or compost piles on their property to make them aware of the problem and to inform them of pest control methods. Construction sites, demolition sites and rail lines will all be addressed to ensure that control measures are being taken.

The streets in the area of the MaxPack site have been baited and no evidence of borrows were found. Alderman O'Donovan requested that a property on Hinckley Street be inspected.

Chairman White will schedule a follow-up meeting on this matter in July.

RESULT:	KEPT IN COMMITTEE
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189246 - That This Board's Subcommittee on Public Health and Public Safety Convene a Meeting Inviting the Somerville Mental Health Association to Learn of Imminent State Cutbacks that Will Greatly Affect Our Constituency.:

Representatives from the Somerville Mental Health Association (SMHA) discussed the funding cutbacks and alleged that their organization was being set up to fail by Vinfen. Vinfen has not renewed the contract for mobile community based rehab services teams. This means that 208 clients will not be able to obtain services from the SMHA and would have to obtain these services from Vinfen. Mr. Bird stated that Vinfen was disappointed with the SMHA's performance under the terms of their contract and had issues pertaining to meeting the standard of care. Vinfen offered assistance, including a reorganization of the SMHA, but talks broke off on June 11th of this year. Financial differences remain an obstacle in reaching some sort of compromise.

Mr. Dwyer contended that clients will suffer due to the decrease in offered programs. Social workers will not be able to go into the community to visit more than 600 clients to check how they're doing with their medications. Mr. Dwyer said that if the contract were extended for

another year, the SMHA would be able to re-engineer outpatient services for their 388 clients. If the SMHA were to close. 1,500 clients would be left without treatment and a place to go for services. Mr. Robinson said that the DMH budget has been cut by \$60 million in the past 2 years and that the DMH contract is adequate to provide services. He said that as resources became scarce, efforts were made to provide outpatient care through mobile community based teams. If a new agreement isn't reached between the SMHA and Vinfen, the DMH would have to explore its options and identify every client to make a determination of what services could be provided and where.

Alderman O'Donovan asked Senator Jehlen to apprise the state that nearly 400 individuals may be without services. Chairman White will keep the record open to allow the state delegation to submit comments and resolutions. Chairman White suggested that the state provide mediation in this matter.

RESULT: KEPT IN COMMITTEE

189417 - That the Executive Director of the Office of Strategic Planning and Community Development (ISD) Inspect the Miller and Sacramento Street Area for a Severe Rodent Problem and Inspect All Food Establishments and Businesses in that Area, Requiring Them to Demonstrate the Proper Disposal of Trash, Waste, Cooking Oil, Etc. and Cite Any Establishment Found to be in Violation of Any City Code or Ordinance.:

See discussion of item # 189120

RESULT: KEPT IN COMMITTEE

- Any and All Business #189573:

Representative Provost told the members that the Speed Limit bill has been reported out of Ways and Means and is waiting to be released from the Committee on third Readings.

Attachment: Report of the Public Health and Public Safety Committee - June 14, 2010 (2045 : Committee Report - PH/PS 6-14-10)