

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

**REGULAR MEETING AGENDA**

October 11, 2018, 7:00 PM  
Aldermanic Chambers, City Hall, 93 Highland Avenue  
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**OPENING OF THE MEETING**

1. Roll Call            Call of the Roll.  
(ID # 19583)
  
2. Minutes            Approval of the Minutes of the Regular Meeting,  
(ID # 19584)        September 13, 2018.

**CITATIONS**

3. Citation            By Ald. White Jr., the Entire Board and the Mayor  
(ID # 19587)        Commending the Little Sisters of the Poor, on the 150th  
                                 anniversary of their arrival in America.

**PUBLIC HEARINGS**

4. Grant of            Submitted by Eversource to install 60 feet of conduit in  
Location            Beacon St, from Pole 24/51 to a point of pickup at 369-  
(ID # 19588)        371 Beacon St.
  
5. Grant of            Submitted by Crown Castle Fiber to install 44 feet of  
Location            conduit in Broadway from Manhole 7454 to a proposed  
(ID # 19589)        Handhole at 1060 Broadway.

**ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS**

6. Order                By Ald. Niedergang  
(ID # 19545)        That the Director of Traffic and Parking and the Director  
                                 of SPCD meet with Partridge Avenue residents and the  
                                 Ward 5 Alderman to discuss traffic calming between  
                                 Medford and Vernon Streets.
  
7. Order                By Ald. Niedergang  
(ID # 19546)        That the Chief of Police provide traffic enforcement to  
                                 prevent vehicles from speeding on Partridge Avenue,  
                                 between Medford and Vernon Streets, especially during  
                                 the morning and afternoon rush hours.

8. Order (ID # 19547) By Ald. Niedergang  
That the Director of Engineering, the Commissioner of Public Works and the Superintendent of Inspectional Services report to this Board on possible actions to incentivize residents to de-pave their properties, such as waiving dumpster fees and lending de-paving tools.
9. Order (ID # 19548) By Ald. Niedergang  
That the Director of Traffic and Parking paint two additional crosswalks at the intersection of Cherry Street and Highland Avenue.
10. Order (ID # 19553) By Ald. Rossetti  
The Director of Personnel update this Board on the status of all vacant positions.
11. Order (ID # 19554) By Ald. Rossetti, Hirsch, Mbah  
That this Board's Committee on Legislative Matters consider amending Ordinance 12-48, relating to the hours of operation of skate parks.
12. Order (ID # 19555) By Ald. Mbah  
That the City Solicitor draft an ordinance requiring that projects above a certain size include an impact statement regarding trees and green space, with updates at all stages of design, and prohibiting this Board from authorizing funds for any project that does not include this impact statement.
13. Resolution (ID # 19556) By Ald. Mbah  
That the Administration create a Task Force to develop a master plan for green and open spaces.
14. Resolution (ID # 19557) By Ald. Mbah  
That the Administration continue to advertise and to accept applications for membership on the Urban Forestry Committee, if there is to be a delay of more than one month in staffing.
15. Resolution (ID # 19558) By Ald. Ewen-Campen, Scott  
Opposing the confirmation of Judge Brett Kavanaugh to the US Supreme Court.
16. Resolution (ID # 19559) By Ald. Ewen-Campen  
That the Administration establish a widely-advertised Fair Housing enforcement program that proactively tests for illegal housing discrimination.

17. Order (ID # 19560) By Ald. Ewen-Campen  
That the Director of SPCD send a mailer and place flyers on doors and cars to all residents within the High School parking zones, informing them of the ongoing survey for parking needs.
18. Order (ID # 19561) By Ald. Ewen-Campen  
That the Director of Engineering, in consultation with local community and small business groups, change the construction warning signs surrounding Union Square to emphasize that businesses remain open during construction.
19. Order (ID # 19562) By Ald. Ewen-Campen  
That the Director of Engineering consider using colored asphalt rather than paint, for bike lanes.
20. Order (ID # 19563) By Ald. Ewen-Campen  
That the Commissioner of Public Works update the Ward 3 Alderman on repairing and renovating Walnut Street Park. (see #206061)
21. Order (ID # 19564) By Ald. Ewen-Campen  
That the Director of SPCD and the Director of Engineering work with the Ward 3 Alderman to use \$75,000 contributed by the 125 Lowell developers, to enhance traffic calming in the vicinity.
22. Order (ID # 19565) By Ald. Hirsch, Ballantyne, Rossetti, White Jr.  
That the Director of Engineering or the Commissioner of Public Works share with the BOA the current process for coordinating street paving with underground utility repairs, including how it compares with the Worcester Cooperative Paving Program.
23. Resolution (ID # 19566) By Ald. Hirsch, Ballantyne, Rossetti, White Jr.  
That the Administration work with other municipalities for the creation of a DPU community advisory board, similar to the MWRA's advisory board, to provide input on the regulation of utilities.
24. Order (ID # 19567) By Ald. Hirsch, Ballantyne, Rossetti, White Jr.  
That gas leaks be a regular topic on any standing meetings with Eversource or National Grid.

25. Order (ID # 19568) By Ald. Hirsch, Ballantyne, Rossetti, White Jr.  
That the Director of SPCD, with the Director of Sustainability and the Environment, explain the feasibility of encouraging or requiring that areas of new utility infrastructure – such as Boynton Yards or the Inner Belt – use sustainable forms of energy.
26. Resolution (ID # 19569) By Ald. Hirsch, Ballantyne, Rossetti, White Jr.  
That the Administration and this Board support Bill H2683, “An Act relative to protecting consumers of gas and electricity from paying for leaked and unaccounted for gas.”
27. Resolution (ID # 19570) By Ald. Hirsch, Ballantyne, Rossetti  
That this Board offers its appreciation and encouragement for people who have spoken up – whether a person is the target or a colleague and bystander -- when they face workplace situations that make them feel excluded, harassed, or uncomfortable.
28. Resolution (ID # 19571) By Ald. Hirsch, Ballantyne, Rossetti  
That this Board supports the Personnel Department in its continuing efforts to make it more possible for employees and residents to speak up, with the recognition that it is a continuing process of improvement and learning for all involved.
29. Resolution (ID # 19572) By Ald. Hirsch  
That the Administration update this Board on transferring the management of Foss Park to the City, to improve conditions and access.
30. Resolution (ID # 19573) By Ald. Hirsch  
That the Administration update this Board on establishing a waste reduction position, ideally using revenue saved from reducing recycling and solid waste costs.
31. Order (ID # 19574) By Ald. McLaughlin  
That the City expand its public notices to online and non-English-speaking news media.
32. Order (ID # 19575) By Ald. McLaughlin  
That the City Solicitor provide this Board with written state and local regulations regarding public notices.
33. Order (ID # 19576) By Ald. McLaughlin  
That the Commissioner of Public Works fill the potholes at the locations described within.

34. Order (ID # 19577) By Ald. McLaughlin  
That the Commissioner of Public Works repair the concrete around the manholes at the locations described within.
35. Order (ID # 19578) By Ald. McLaughlin  
That the Commissioner of Public Works remove the permeable surface along Alston Street, next to the MBTA separation fence.
36. Order (ID # 19579) By Ald. McLaughlin  
That the Director of SPCD install a bike lane along Myrtle Street.
37. Order (ID # 19580) By Ald. McLaughlin  
That the Commissioner of Public Works remove the trash from the end of Flint Street, by McGrath Highway.
38. Order (ID # 19581) By Ald. McLaughlin  
That the Commissioner of Public Works repair the cracked sidewalk at 2 Ellsworth Street.
39. Order (ID # 19582) By Ald. McLaughlin  
That the Director of Engineering reassess the position of Otis Street on the pavement list and adjust if needed.

#### **UNFINISHED BUSINESS**

40. Resolution 206666 By Ald. Davis  
That the Administration adopt a holistic urban development approach, following the Cuidad Dulce (Sweet City) model, that attends to all members of the community, especially marginalized populations, both human and nature.
41. Order 206744 By Ald. Ballantyne, White Jr., Rossetti  
That the City Solicitor appear before this Board on September 27, 2018 and explain how a City asset, and physical building, like the Homans Building, can be demolished without the approval of this Board.

#### **REPORTS OF COMMITTEES**

##### 42. FINANCE COMMITTEE

- A. Committee Report (ID # 19544) Report of the Committee on Finance, meeting on October 9, 2018.

- B. Resolution 199297 By Ald. Ballantyne  
That the Administration implement a PILOT program to promote partnerships with major local non-profit institutions for fair-value voluntary PILOTs.  
RECOMMENDED: Work Completed
- C. Officer's Communication 202711 Director of SomerStat submitting a memorandum analyzing an increase in the residential exemption.  
RECOMMENDED: Work Completed
- D. Order 203230 By Ald. Davis  
That the City Solicitor advise this Board whether the city may restrict financial institutions from participating in city borrowing based on their business activities, and whether the city may engage in a negotiated underwriting process with a pre-selected lending institution under certain circumstances.  
RECOMMENDED: Work Completed
- E. Order 203448 By Ald. Ballantyne  
That the City Assessor and Finance Director provide revenue comparisons for real estate and other taxes received, for a hotel vs. a commercial building of comparable size.  
RECOMMENDED: Work Completed
- F. Order 203742 By Ald. Rossetti  
That the Fleet Manager provide a 2017 mid-year report of all services provided by the Fleet Management Department, and the expenses to date in each of its line items.  
RECOMMENDED: Work Completed
- G. Officer's Communication 204025 Asst. City Solicitor responding to #203230 re: restricting or pre-selecting financial institutions for city borrowing.  
RECOMMENDED: Work Completed
- H. Order 204867 By Ald. Hirsch  
That the Chief Assessor and the Director of Communications provide an update on how this year's tax deferral program can be advertised to each eligible home owner, and how the application process can be streamlined.  
RECOMMENDED: Work Completed
- I. Resolution 204881 By Ald. Niedergang  
That the Mayor allocate \$25,000 for the remainder of FY18 for this Board to hire its own legal counsel to provide independent legal analysis and advice on legal matters.  
RECOMMENDED: Work Completed

- J. Resolution 205091 By Ald. Clingan  
That the Administration provide this Board with an opinion on whether or not to draft a home rule petition raising the owner occupied residential tax exemption from 35% to 40%.  
RECOMMENDED: Work Completed
- K. Officer's Communication 205678 City Treasurer responding to #203230 re: whether the city can restrict financial institutions from participating in city borrowing.  
RECOMMENDED: Work Completed
- L. Officer's Communication 205729 Legislative Liaison updating this Board on the city's recycling costs.  
RECOMMENDED: Work Completed
- M. Mayor's Request 205950 Requesting approval of a reciprocal easement over portions of Block 6 in Assembly Row.  
RECOMMENDED: Approved
- N. Officer's Communication 205959 Legislative Liaison responding to #200593 with updated reports on Police and Fire services rendered to tax-exempt facilities.  
RECOMMENDED: Work Completed
- O. Officer's Communication 205960 Legislative Liaison responding to #205477 re: Block 8 payments.  
RECOMMENDED: Work Completed
- P. Public Communication 205998 3 residents submitting comments re: #205728, a proposed Fire Suppression Charge.  
RECOMMENDED: Placed on File
- Q. Officer's Communication 206100 CPA Manager submitting the FY18 CPA Annual Report and FY19 Community Preservation Plan as supporting documents for the CPA FY19 budget.  
RECOMMENDED: Work Completed
- R. Resolution 206229 By Ald. Ballantyne  
That the Administration add \$250,000 to the FY19 budget to purchase additional trees.  
RECOMMENDED: Work Completed
- S. Resolution 206239 By Ald. Rossetti  
That the Administration increase the annual salary of the Director of the Council On Aging to align with the numerous other Directors who oversee a similar number of staff and contribute to the well-being of thousands in our Community.  
RECOMMENDED: Work Completed
- T. Mayor's Request 206242 Requesting the acceptance of certain Assembly Row streets as Public Ways, including portions of Great River Road, Revolution Drive and Grand Union Boulevard.  
RECOMMENDED: Approved

- U. Mayor's Request 206243 Requesting acceptance of the fee interest in portions of Great River Road, Revolution Drive and Grand Union Boulevard.  
RECOMMENDED: Approved
- V. Mayor's Request 206323 Requesting a supplemental appropriation of \$34,000 to the Parks and Recreation Budget Ordinary Maintenance Fee Account to fund a license payment for the DCR Boathouse.  
RECOMMENDED: Approved
- W. Mayor's Request 206442 Requesting the appropriation of \$6,000 from the CPA Fund Open Space and Recreational Land Reserve budget to Groundwork Somerville, for the conservation restriction fee for the 5 Palmer parcel.  
RECOMMENDED: Approved
- X. Mayor's Request 206451 Requesting acceptance of a \$3,100 grant with no new match required, from the MA Attorney General to the Health and Human Services Department, for summer youth jobs.  
RECOMMENDED: Approved
- Y. Mayor's Request 206452 Requesting acceptance of a \$2,000 grant with no new match required, from the Mount Auburn Hospital to the Health & Human Services Department for health equity training.  
RECOMMENDED: Approved
- Z. Resolution 206584 By Ald. Ewen-Campen  
That the Administration explain to this Board why the new textile recycling contract was not subject to the city's Living Wage ordinance, and inform this Board when that contract will be re-negotiated.  
RECOMMENDED: Work Completed
- AA. Mayor's Request 206715 Requesting acceptance of a Confirmatory Reciprocal Easement over Block 11 in Assembly Square.  
RECOMMENDED: Approved
- AB. Mayor's Request 206716 Requesting an appropriation and authorization to borrow \$7,350,000 in a bond for the renovation/construction of the West Branch Library.  
RECOMMENDED: Approved

43. LAND USE COMMITTEE

- A. Committee Report (ID # 19542) Report of the Committee on Land Use, meeting as a Committee of the Whole, on October 4, 2018.

44. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 19540) Report of the Committee on Legislative Matters, meeting as a Committee of the Whole, on October 2, 2018.



**45. LICENSES AND PERMITS COMMITTEE**

- A. Committee Report (ID # 19543) Report of the Committee on Licenses and Permits, meeting on October 9, 2018.
- B. License/Permit 206729 Public Event License, Somerville Honor Run, Davis Sq area, Nov 11, 5AM-3PM.  
RECOMMENDED: Approved with Conditions
- C. License/Permit 206730 Public Event License, Boston Turkey Trot 8K Run, Assembly Row-Mystic Reservation, Nov 22, 4AM-Noon.  
RECOMMENDED: Withdrawn
- D. Order (ID # 19596) By Ald. Rossetti, White Jr., Scott  
That the City Solicitor review the video of the October 9, 2018 Licenses and Permits Committee meeting and advise the Committee how to proceed with #206754, a Lodging House License application from Theta Delta Chi, 123 Packard Ave.

**46. OPEN SPACE, ENVIRONMENT AND ENERGY SPECIAL COMMITTEE**

- A. Committee Report (ID # 19541) Report of the Committee on Open Space, Environment and Energy, meeting as a Committee of the Whole, on October 3, 2018.
- B. Order (ID # 19539) By Ald. Mbah  
That #203365, #206495, #205683 and #205807, all currently in the Committee on Open Space, Environment and Energy, be discharged from that Committee and referred to the Committee on Legislative Matters.

**COMMUNICATIONS OF THE MAYOR**

- 47. Mayor's Request (ID # 19586) Requesting approval of a Home Rule Petition to provide legal voting rights for residents aged 16 and older.
- 48. Mayor's Request (ID # 19533) Requesting acceptance of a \$300,000 grant with no new match required, from the EPA to the SPCD Economic Development Division for citywide Brownfield site assessments.
- 49. Mayor's Request (ID # 19532) Requesting acceptance of a \$20,000 grant that requires a match, from MA DCR to SPCD's Transportation and Infrastructure Division for an Urban Forestry Management Plan.

- 50. Mayor's Request (ID # 19529) Requesting acceptance of a \$18,723.97 grant with no new match required, from the MA Office of Public Safety and Security to the Police Department for the Law Enforcement and Youth Partnership Jr. Academy summer program.
- 51. Mayor's Request (ID # 19530) Requesting acceptance of a \$10,000 grant with no new match required, from the MA Dept of Public Health to the Police Department for the purchasing and training of Naxalone.
- 52. Mayor's Request (ID # 19549) Requesting the appointment of Seamus Lynch to the position of Fire Fighter.
- 53. Mayor's Request (ID # 19550) Requesting the appointment of Troy Martini to the position of Fire Fighter.
- 54. Mayor's Communication (ID # 19585) Conveying the Report of the Clean and Open Elections Task Force.

**COMMUNICATIONS OF CITY OFFICERS**

**NEW BUSINESS**

- 55. License/Permit (ID # 19590) Public Event License, School St Block Party, from Summer St to Knapp St, Oct 13, 11AM-6PM (raindate Oct 20).
- 56. License/Permit (ID # 19591) Public Event License, Infra-Structure Concert, ArtFarm, Oct 20, 10AM-2AM.
- 57. Withdrawn (ID # 19592) Withdrawn.
- 58. License/Permit (ID # 19593) Renewing Lodging House License, Alpha Tau Omega, 134 Professors Row.
- 59. License/Permit (ID # 19594) New Outdoor Seating and Goods License, MedWell Health and Wellness, 55 Broadway, 1 A-Frame sign.
- 60. License/Permit (ID # 19595) Amending Used Car Dealers License Class 2, Master Used Cars, 121 Prospect St, increasing vehicles outside from 23 to 26, and extending hours Mon-Fri to 7:30PM and Sat to 5:30PM.

**SUPPLEMENTAL ITEMS**

- 61. Order (ID # 19597) By Ald. Clingan, Mbah  
That the Director of Traffic and Parking install a NO PARKING FROM HERE sign at the parking lot at 315 Broadway.
  
- 62. Order (ID # 19598) By Ald. Clingan  
That the Director of Parks and Recreation adjust the opening hours of the dog parks from 8AM to 7AM.
  
- 63. Order (ID # 19599) By Ald. Clingan  
That the Director of SPCD update this Board on the Healy schoolyard redesign and consider making it a top priority.
  
- 64. Order (ID # 19600) By Ald. Clingan  
That the Superintendent of Inspectional Services bait the sewer at 48-50 Ash Avenue for rodents.
  
- 65. Resolution (ID # 19601) By Ald. Clingan, McLaughlin  
Supporting the 1,500 hotel workers of Unite Here Local 26, currently on strike at 7 Marriott-managed hotels in Boston.
  
- 66. Resolution (ID # 19603) By Ald. Ballantyne  
That Tufts University engage the Somerville community in its public Master Planning process.
  
- 67. Order (ID # 19605) By Ald. Ballantyne  
That the Director of SPCD and the Director of Parks and Recreation share a 5-year master design plan and financial investment plan for any state-owned parks like Draw 7, Foss, Dilboy, Blessing of the Bay, etc.
  
- 68. Order (ID # 19606) By Ald. Ballantyne  
That the Director of Information Technology and the Director of Finance update this Board on cyber privacy security plans for protecting resident/consumer private financial data.
  
- 69. Order (ID # 19607) By Ald. Niedergang  
That the Director of Engineering and/or the Commissioner of Public Works repair the pedestrian and bicycle ramp under the railroad bridge on Sacramento Street.
  
- 70. Officer's Communication (ID # 19602) Director of Parks & Recreation responding to #205109 re: a policy for gender equity for programs serving persons under 18.

- 71. License/Permit (ID # 19614) New Drainlayer's License, JP Vara Inc.
- 72. License/Permit (ID # 19615) Renewing Open Air Vendor License, Next Wave-Full Circle School, 8 Bonair St.
- 73. License/Permit (ID # 19612) Renewing Lodging House License, Zeta Psi Fraternity, 80 Professors Ave.
- 74. License/Permit (ID # 19613) Renewing Lodging House License, Delta Upsilon Fraternity, 114 Professors Row.
- 75. Public Communication (ID # 19604) National Association of Regional Councils submitting comments re: #206743, a Resolution opposing the FCC's decision on accelerating wireless broadband deployment.
- 76. Public Communication (ID # 19608) Anika Van Eaton submitting comments re: Agenda #11, to consider amending skate park hours.
- 77. Public Communication (ID # 19609) Kevin Malone submitting comments re: Agenda #11, to consider amending skate park hours.

**LATE ITEMS**

**ADJOURNMENT**