

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

REGULAR MEETING AGENDA

October 23, 2014, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
 (ID # 10458)

2. Minutes Approval of the Minutes of the Regular Meeting of
 (ID # 10459) September 23, 2014.

CITATIONS

3. Citation By the Entire Board and the Mayor
 (ID # 10464) Commending the members of the Police Chief Selection
 Committee for their hard work and commitment during
 the 6-month selection process.

PUBLIC HEARINGS

4. Grant of Submitted by NStar Electric for 21 feet of conduit in Joy
 Location Street, from a manhole to 24 Joy St.
 (ID # 10470)

5. Grant of Submitted by NStar Electric for 42 feet of conduit in
 Location Linden Avenue, from a pole to 11 Linden Ave.
 (ID # 10471)

6. Grant of Submitted by Lightower Fiber Networks, to install 75
 Location feet of conduit from a manhole to a pole on New
 (ID # 10472) Washington Street, to install 1,700 feet of strand and
 fiber optic cable from one pole to another on Washington
 Street, to install 85 feet of conduit from a manhole on
 New Washington Street to a manhole on Inner Belt Road
 while constructing a neutral manhole between the two,
 and to install 60 feet of conduit from a manhole to 56
 Roland Street.

7. Grant of Submitted by Teleport Communications America to
 Location install two conduits from an existing conduit bank on
 (ID # 10473) Beacon Street near Properzi Way about 35 feet to a new
 manhole at the corner of Beacon Street and Properzi
 Way, then 140 feet to another proposed manhole on the
 north side of Properzi Way, then a single conduit across
 Properzi Way to Pole 347/13.

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

8. Resolution (ID # 10429) By Ald. McLaughlin
That this Board work with Shape Up Somerville to promote the use of tap water as a healthy, cost-effective and environmentally-conscious alternative to bottled water.

9. Order (ID # 10428) By Ald. McLaughlin
That the Director of SPCD update this Board on the lower Broadway construction, including e a timeline for completion, updates on any problems and explanations of tree selections and trash barrel distributions.

10. Order (ID # 10445) By Ald. McLaughlin
That the Director of Traffic and Parking devise a plan to deal with traffic issues on the corner of Mount Vernon Street and Broadway.

11. Order (ID # 10430) By Ald. McLaughlin
That the City Solicitor examine the possibility of banning online apartment rentals, as there are apartments being rented in violation of a zoning code permitting no more than four non-related residents living together at once.

12. Order (ID # 10427) By Ald. McLaughlin
That the Commissioner of Public Works trim the overgrowth at the McGrath Highway end of Flint Street.

13. Order (ID # 10438) By Ald. Lafuente
That the Director of Traffic and Parking install NO PARKING signs on either side of the fire hydrant in front of 21 - 23 Sargent Avenue.

14. Order (ID # 10441) By Ald. Ballantyne
That the Director of SPCD (Planning) confirm with the Ward 7 Alderman a date for the next meeting to discuss an RFP for the reuse of the Powderhouse Community School.

15. Order (ID # 10442) By Ald. Ballantyne
That the Director of SPCD and the Director of Traffic and Parking arrange with the Ward 7 Alderman a community meeting to discuss traffic concerns for Teele Square.

16. Order (ID # 10443) By Ald. Ballantyne
That the Director of Finance and the Chief Assessor provide a 3-year projection of new commercial office and new commercial retail revenues.
17. Order (ID # 10444) By Ald. Ballantyne
That the Chief Assessor report the addresses of all commercial properties that have decreased in land or building value.
18. Order (ID # 10446) By Ald. Niedergang
That the Director of Traffic and Parking replace the pop-up caution signs in the crosswalks at Morrison Avenue and Highland Road, and at Central Street at Albion Street.
19. Order (ID # 10447) By Ald. Niedergang
That the Director of SPCD (ISD) direct the developers of 143 and 181 Cedar Street to repair the sidewalks in front of their properties.
20. Order (ID # 10448) By Ald. Niedergang
That the Director of SPCD and the Director of Traffic and Parking report to this Board, before the Community Path extension is completed in November, on plans to protect pedestrians and cyclists from speeding motorists when Path users come up onto Lowell Street at the Lowell Street bridge.
21. Resolution (ID # 10449) By Ald. Niedergang
That the Administration report to this Board on the Green Line extension project, particularly regarding the recently announced delay in completion dates and the funding for the project.
22. Order (ID # 10450) By Ald. Niedergang, Lafuente
That the Chief of Police and representatives of the Administration report to this Board on the safety of neighbors of the Vinfen group home at 155 Central Street, and on discussions with Vinfen, DMH, and Somerville's state legislative delegation.
23. Resolution (ID # 10451) By Ald. Niedergang
That the Administration update this Board on the status of the Jobs Linkage Fee Home Rule Petition at the statehouse, and the implementation of a Job Creation and Retention Trust Fund, and share their strategy for moving it forward.

24. Order (ID # 10452) By Ald. Sullivan, McWatters, Connolly, Rossetti, White Jr.
That the Director of Traffic and Parking install a crosswalk on Central Street, between Highland Avenue and Summer Street.
25. Order (ID # 10453) By Ald. Sullivan, Connolly, Rossetti, White Jr.
That the Director of Commissions provide this Board with an annual update on domestic violence to include statistics and available programs.
26. Order (ID # 10454) By Ald. Sullivan, Gewirtz, Connolly, Rossetti, White Jr.
That the Director of Traffic and Parking update this Board on safety measures undertaken at the Elm Street bus stop located in front of Dunkin Donuts.
27. Order (ID # 10455) By Ald. McWatters
That the Commissioner of Public Works replace the sidewalk in front of 34 Columbus Avenue.
28. Order (ID # 10456) By Ald. McWatters
That the Commissioner of Public Works replace the sidewalk panel in front of 7 Belmont Place. (Second request)
29. Order (ID # 10457) By Ald. McWatters
That the Chief of Police provide a directed patrol on Columbus Avenue, between Prospect Hill and Bonner Avenues, to ensure motorists aren't turning left at the ONE WAY sign from Bonner Avenue.
30. Order (ID # 10439) By Ald. White Jr.
That this Board adopts a new Rule to establish an annual caucus on the Tuesday preceding Thanksgiving to express a preference for President and Vice President for the upcoming year.
31. Communication (ID # 10440) By Ald. White Jr.
Acting as President, reminding Committee Chairs to keep in mind the provisions of Rule 28.

UNFINISHED BUSINESS

REPORTS OF COMMITTEES

32. CONFIRMATION OF APPOINTMENTS COMMITTEE

- A. Committee Report (ID # 10434) Report of the Committee on Confirmation of Appointments, meeting on October 15, 2014.

- B. Mayor's Request 197681 Requesting the reappointment of Andrea Ranger to the Commission on Energy Use and Climate Change.
RECOMMENDED: Approved
- C. Mayor's Request 197682 Requesting the reappointment of Eliza Johnston to the Commission on Energy Use and Climate Change.
RECOMMENDED: Approved
- D. Mayor's Request 197683 Requesting the reappointment of Juliette Rooney-Varga to the Commission on Energy Use and Climate Change.
RECOMMENDED: Approved
- E. Mayor's Request 197702 Requesting the appointment of Sean Keane to the rank of Lieutenant in the Fire Dept.
RECOMMENDED: Approved
- F. Mayor's Request 197753 Requesting the confirmation of the appointment of Captain Stephen Carrabino to the position of Deputy Chief of Police.
RECOMMENDED: Approved
- G. Mayor's Request 197754 Requesting the appointment of Captain Paul Trant to the position of Deputy Chief of Police.
RECOMMENDED: Approved
- H. Mayor's Request 197823 Requesting the appointment of Lt. James Stanford to the position of Police Captain.
RECOMMENDED: Approved
- I. Mayor's Request 197824 Requesting the appointment of Lt. Bernard Cotter to the position of Police Captain.
RECOMMENDED: Approved
- J. Mayor's Request 197825 Requesting the appointment of Officer Michael Kennelly to the position of Police Sergeant.
RECOMMENDED: Approved
- K. Mayor's Request 197826 Requesting the appointment of Officer Christopher Ward to the position of Police Sergeant.
RECOMMENDED: Approved
- L. Mayor's Request 197827 Requesting the appointment of Officer Michael Kiely to the position of Police Sergeant.
RECOMMENDED: Approved
- M. Officer's Request 197828 Requesting the re-appointment of Michael Flynn to the Board of Assessors.
RECOMMENDED: Approved

33. ENVIRONMENT AND ENERGY SPECIAL COMMITTEE

- A. Committee Report (ID # 10432) Report of the Committee on Environment and Energy, meeting on October 22, 2014.

- B. Order 195591 By Ald. Trane, Gewirtz, Connolly
That the Director of Transportation and Infrastructure conduct a tree survey of Powderhouse Boulevard and produce a tree planting schedule that will maintain the current tree canopy.
RECOMMENDED: Work Completed
- C. Order 197029 By Ald. Sullivan
That the Director of Sustainability and Environment update this Board on steps being taken to educate businesses and enforcement regarding the city's polystyrene ban.
RECOMMENDED: Work Completed
- D. Resolution 197491 By Ald. Niedergang, Ballantyne
That the Commission on Energy Use and Climate Change appear before this Board's Committee on Environment and Energy about their activities over the past year and their plans for the coming year.
RECOMMENDED: Work Completed

34. FINANCE COMMITTEE

- A. Committee Report (ID # 10433) Report of the Committee on Finance, meeting on October 16, 2014.
- B. Order 194503 By Ald. White Jr., Gewirtz
That the Director of SPCD respond in writing within 30 days with a breakdown of all funds provided through the CDBG program, DIF bonds, "I Cubed Bonds" or the American Recovery and Reinvestment Act of 2009, and spent to fund work or purchase materials in connection with Assembly Square, whether by the City, the State, any agencies thereof, or by Federal Realty Investment Trust or any subsidiaries or related companies.
RECOMMENDED: Work Completed
- C. Resolution 194845 By Ald. Heuston
That the Administration arrange for the climate change consultant, Seed Systems, to appear before the Finance Committee to discuss #194312, a requested appropriation of \$24,000.
RECOMMENDED: Work Completed
- D. Resolution 195157 By Ald. Taylor
That the Administration set up a program to reimburse all retirees on Medicare, 80% of their out of pocket contributions, on an annual basis.
RECOMMENDED: Work Completed
- E. Mayor's Request 195373 Requesting authorization to borrow \$900,000 in a bond, and appropriate the same amount, to implement a comprehensive wayfinding plan.
RECOMMENDED: Placed on File

- F. Mayor's Request 195571 Requesting an appropriation of \$500,000 and authorization to borrow that amount in a bond to retain a qualified planning and land use concern to develop a major plan change to existing Assembly Square Urban Renewal Plan.
RECOMMENDED: Work Completed
- G. Order 195787 By Ald. Heuston
That the Purchasing Department purchase decibel meter readers for the use of the Police and Inspectional Services Departments.
RECOMMENDED: Work Completed
- H. Mayor's Request 195964 Requesting an appropriation of \$31,500 from the Wage and Salary Stabilization Fund to the Library Salaries Account to establish the position of Associate Director of the Library System.
RECOMMENDED: Placed on File
- I. Mayor's Communication 196191 Conveying the partnership agreement with Tufts University.
RECOMMENDED: Work Completed
- J. Mayor's Communication 196265 Updating this Board with respect to Partners Healthcare at Assembly Row.
RECOMMENDED: Work Completed
- K. Order 196463 By Ald. Lafuente
That the Director of SPCD (ISD) provide the Finance Committee with a copy of the application for residential property rodent control assistance.
RECOMMENDED: Work Completed
- L. Order 196468 By Ald. McLaughlin
That this Board's Committee on Finance determine the use and allocation of all funds donated to the city for the American Youth Football League.
RECOMMENDED: Work Completed
- M. Mayor's Communication 196469 Submitting the city's FY2014-FY2018 Capital Investment Plan.
RECOMMENDED: Work Completed
- N. Officer's Communication 197063 DPW Commissioner responding to various Board Orders submitted 5/8/14.
RECOMMENDED: Work Completed,
- O. Mayor's Request 197418 Requesting an appropriation of \$110,000 from the Capital Stabilization Fund to conduct a Street Light Conversion Energy Audit.
RECOMMENDED: Work Completed

- P. Mayor's Request 197420 Requesting the acceptance of a \$20,000 grant from the MA Public Safety and Security Highway Safety Division for the Police's Drive Sober or Get Pulled Over and Click It or Ticket Mobilization Program.
RECOMMENDED: Approved
- Q. Mayor's Request 197421 Requesting the acceptance of 3 Electronic Meters as mitigation from Kung Fu Tea at 237 Elm Street.
RECOMMENDED: Approved
- R. Mayor's Request 197518 Requesting an appropriation of \$107,200 from the Parks Stabilization Fund to partially fund the renovation and safety improvements for the Kennedy School Playground
RECOMMENDED: Placed on File
- S. Officer's Communication 197531 Economic Development Director conveying information regarding the Union Square D-2 North Prospect Block.
RECOMMENDED: Work Completed
- T. Mayor's Request 197610 Requesting the transfer of \$2,000 from Ordinary Maintenance Accounts to the Personal Services Account within the Constituent Services Department to cover wage adjustment for fill-in operators.
RECOMMENDED: Placed on File
- U. Mayor's Request 197675 Requesting authorization to amend #193816, an authorization to borrow and bond for Union Square Urban Renewal Block D2, by increasing the total amount to \$9,500,000.
RECOMMENDED: Approved
- V. Mayor's Request 197701 Requesting authorization to borrow \$200,000 in a bond, and appropriate the same amount, for Citywide Bicycle and Pedestrian Upgrades.
RECOMMENDED: Approved
- W. Mayor's Request 197749 Requesting acceptance of a \$50,000 grant from the Office of Justice Assistance for the Police Dept.'s Mental Health Collaboration planning program.
RECOMMENDED: Approved
- X. Mayor's Request 197750 Requesting the acceptance of an Emergency Management Performance Grant of \$44,435 from the MA Emergency Management Agency for Fire Dept. emergency operations.
RECOMMENDED: Approved
- Y. Mayor's Request 197751 Requesting the acceptance of a grant of \$11,975 from the Mass Cultural Council, for the Arts Council's ArtsUnion Union Square programming.
RECOMMENDED: Approved
- Z. Mayor's Request 197752 Requesting the acceptance of a \$10,000 donation from the estate of Mary Fontaine to the Council on Aging, for activities and social programs.
RECOMMENDED: Approved

- AA. Mayor's Request 197818 Requesting approval to pay FY2014 invoices totalling \$8,542 from FY2015 Personnel Dept. Ordinary Maintenance funds.
RECOMMENDED: Approved
- AB. Mayor's Request 197819 Requesting approval to pay FY2014 invoices totalling \$1,575 From FY2015 Personnel Dept. Ordinary Maintenance funds for NWI Investigative Services.
RECOMMENDED: Approved
- AC. Mayor's Request 197820 Requesting the expenditure of FY15 funds totaling \$961.05 to pay prior year invoices in the Police Dept.
RECOMMENDED: Approved
- AD. Mayor's Request 197821 Requesting approval to pay FY2014 invoices totalling \$380 from FY2015 Personnel Dept. Ordinary Maintenance funds for North Shore Psychiatric Services.
RECOMMENDED: Approved
- AE. Mayor's Request 197822 Requesting the acceptance of a gift of \$4,137.46 from Federal Realty Investment Trust for Fire Department overtime expenses incurred for the Riverfest Fireworks.
RECOMMENDED: Approved

35. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report (ID # 10435) Report of the Committee on Housing and Community Development, meeting on October 15, 2014.

36. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 10436) Report of the Committee on Legislative Matters, meeting on October 14, 2014.
- B. Order 196385 By Ald. McWatters, White Jr., Heuston That the City Solicitor determine whether the U.S. Postal Service complied with federal law and applicable guidelines regarding the closing and selling of the Union Square Post Office facility.
RECOMMENDED: Work Completed
- C. Order 196646 By Ald. Gewirtz That the City Solicitor report to the Committee on Legislative Matters on the Board's ability to create guidelines for public information requests.
RECOMMENDED: Work Completed
- D. Officer's Communication 196926 Licensing Commission responding to #196781 re: regulating when certain liquor establishments can leave their doors open.
RECOMMENDED: Work Completed

- E. Resolution 197300 By Ald. Rossetti
That the Administration provide this Board with information regarding the Municipal Athletic Facilities Commission referenced in City Ordinance 2-309.6
RECOMMENDED: Placed on File
- F. Order 197330 By Ald. White Jr.
That the Director of SPCD and the City Solicitor apprise this Board of the latest developments with regard to the sale of the Post Office in Union Square and the ongoing dispute as to the mural.
RECOMMENDED: Work Completed
- G. Order 197479 By Ald. Rossetti, Gewirtz, Connolly, Sullivan, White Jr.
That the Commissioner of Public Works report to this Board the current policy on the posting of paper advertisements (e.g. apartments, babysitting, etc.), and remove all such papers citywide.
RECOMMENDED: Work Completed

37. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 10431) Report of the Committee on Legislative Matters, meeting on October 22, 2014.
- B. Resolution 197158 By Ald. Connolly, Niedergang, McLaughlin
Supporting Mayor Curtatone's May 22, 2014, Executive Order regarding the US Immigration and Customs Enforcement's Secure Communities Program.
RECOMMENDED: Work Completed
- C. Order 197647 By Ald. Lafuente, Ballantyne
That the City Solicitor draft an ordinance similar to the Boston Trust Act.
RECOMMENDED: Approved

COMMUNICATIONS OF THE MAYOR

- 38. Mayor's Request (ID # 10326) Requesting authorization to borrow \$4,875,000 in a bond, and appropriate the same amount for the acquisition of property to relocate the Fire Department from Union Square to 515 Somerville Avenue.
- 39. Mayor's Request (ID # 10410) Requesting the acceptance of a donation of \$30,000 from Fill in the Blanks Production, to support community events, youth and senior programming and other community activities.
- 40. Mayor's Request (ID # 10409) Requesting the acceptance of a donation of \$2,500 from AvalonBay Communities to support community events, youth and senior programming and other community activities.

COMMUNICATIONS OF CITY OFFICERS

- 41. Officer's Communication (ID # 10437) DPW Commissioner responding to various Board Orders submitted 10/9/14.
- 42. Officer's Communication (ID # 10332) Traffic and Parking Director submitting responses to various Board Orders submitted 8/28/14.
- 43. Officer's Communication (ID # 10421) Traffic and Parking Director submitting responses to various Board Orders submitted 9/11/14.

NEW BUSINESS

- 44. License/Permit (ID # 10460) Public Event Permit, Halloween at City Hall, City Hall Concourse, Oct 30, Noon-8PM.
- 45. License/Permit (ID # 10461) Public Event Permit, East Somerville Main Streets Halloween Block Party, Chuckie Harris Park, Oct 31, 5-8PM.
- 46. License/Permit (ID # 10462) Public Event Permit, Jason Dedrick Run for a Cure Road Race, Davis Square and area streets, Nov 9, 10AM-3PM.
- 47. License/Permit (ID # 10463) Public Event Permit, Nave Gallery Wrap Around Project Table at Davis Square's Midnight Madness, Statue Park, Dec 4, 3-11PM.
- 48. License/Permit (ID # 10476) Renewing Garage License, Auto Mechanic Souza, 308 McGrath Hwy.
- 49. License/Permit (ID # 10474) New Outdoor Seating License, Tony C's Sports Bar and Grill, 699 Assembly Row, 46 tables, 184 seats.
- 50. License/Permit (ID # 10475) New Outdoor Seating License, Atelier Pilates, 7 Landers Street, 1 A-frame sign.
- 51. Public Communication (ID # 10468) FAA Regional Director Corbett submitting comments re: #197474, a resolution to limit airplane noise over Somerville.
- 52. Public Communication (ID # 10469) US Representative Capuano submitting comments re: #197474, a resolution to limit airplane noise over Somerville.

SUPPLEMENTAL ITEMS

53. Order By Ald. Lafuente
(ID # 10480) That the Commissioner of Public Works direct all utility companies to clean up their lines throughout Ward 4.
54. Order By Ald. Rossetti, Ballantyne
(ID # 10481) That the Commissioner of Public Works remove the graffiti on the mailbox and telephone pole at corner of Mead and Claremon Streets.
55. Order By Ald. Rossetti, Sullivan, Heuston
(ID # 10482) That the Director of Traffic and Parking consider installation of a blinking traffic light at the crosswalk at 530 Somerville Avenue.
56. Resolution By Ald. Heuston
(ID # 10484) That the Administration work with the Ward 2 Alderman to place a dedication plaque for Anne Joyce at Lincoln Park.
57. Resolution By Ald. Heuston
(ID # 10485) That the Administration include as part of the Union Square traffic and infrastructure redesign, the stretch of Washington Street from Union Square to Beacon Street and the stretch of Somerville Avenue from Prospect Street to the McGrath Highway.
58. Order By Ald. Heuston
(ID # 10486) That the Director of SPCD provide administrative support and funding for a Main Streets initiative for the Beacon Street corridor.
59. Resolution By Ald. Heuston
(ID # 10487) That the Administration provide approximately \$1,500 in funding to repair the obelisk in the historic Milk Row Cemetery.
60. Order By Ald. Heuston
(ID # 10488) That the Commissioner of Public Works install a net, or some other remediation, at Conway Park to address the foul balls that land in the play area or the street, presenting a hazard to the public.
61. Communication By Ald. Gewirtz
(ID # 10489) Conveying her upcoming maternity leave, from November through January or February.

62. Mayor's Request (ID # 10424) Requesting authorization for a time extension for the Gilbane Building Company, to March 31, 2015, for work on the East Somerville Community School.
63. Mayor's Request (ID # 10477) Requesting an appropriation of \$79,000 from the Capital Stabilization Fund for repairs to the Retaining Wall on the bike path near Davis Square.
64. Mayor's Request (ID # 10478) Requesting a transfer of \$8,000 from the Executive Summer Jobs Youth Program to various Recreation Dept. Ordinary Maintenance Accounts to fund a Girls Basketball Program.
65. Mayor's Request (ID # 10479) Requesting a transfer of \$8,000 from the Executive Summer Jobs Youth Program to various Recreation Dept. Ordinary Maintenance Accounts to fund a Boys Basketball Program.
66. Mayor's Request (ID # 10491) Requesting the appointment of Wallace Forrest to the position of Deputy Fire Chief.
67. Mayor's Request (ID # 10492) Requesting the appointment of Christopher Major to the position of District Fire Chief.
68. Mayor's Request (ID # 10493) Requesting the appointment of Mark Matthews to the position of Fire Captain.
69. Mayor's Request (ID # 10494) Requesting the appointment of Josue Velney to the position of Fire Lieutenant.
70. Mayor's Request (ID # 10495) Requesting the appointment of Paul Sullivan to the position of Fire Lieutenant.
71. Mayor's Request (ID # 10496) Requesting the appointment of Dev Foster to the Human Rights Commission.
72. Mayor's Request (ID # 10498) Requesting the appointment of Sarah Cash to the Multicultural Affairs Commission.
73. Mayor's Request (ID # 10501) Requesting the appointment of Luc Junior Buissereth to the Multicultural Affairs Commission.
74. Mayor's Request (ID # 10500) Requesting the appointment of Jenn Fitzpatrick to the Commission for Women.
75. Officer's Communication (ID # 10499) Assistant City Solicitor submitting an updated Trust Act Ordinance as approved at the Committee on Legislative Matters on October 22, 2014.

- 76. License/Permit (ID # 10502) New Garage License, ABJ Foreign Auto Supply, 91 Marshall St., 3 cars inside, 27 outside, M-F 8-6PM, Sa 8-3PM.

- 77. Public Communication (ID # 10490) Thirteen registered voters submitting a Zoning Ordinance amendment to prohibit the damage or destruction of any shade or fruit tree during the conversion of a single-family or two-family dwelling.

LATE ITEMS

ADJOURNMENT