

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

**REGULAR MEETING AGENDA**

November 20, 2012, 7:00 PM  
Aldermanic Chambers  
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**OPENING OF THE MEETING**

1. Roll Call            Call of the Roll.
2. Minutes            Approval of the Minutes of the Regular Meeting,  
October 25, 2012.

**CITATIONS**

3. Citation            By the Entire Board and the Mayor  
  
Commending Eugene Brune, who is retiring after a  
lifetime of dedicated public service.
4. Citation            By Ald. Roche, Heuston, Taylor, Lafuente, and the  
Entire Board and the Mayor  
  
Commending Police Captain David Fallon, who  
graduated this year from the prestigious Federal Bureau  
of Investigation National Academy.
5. Citation            By Ald. Heuston, and the Entire Board and the Mayor  
  
Commending Brickbottom Artists Association, which  
celebrated its 25th year of opening its doors to the  
community for Open Studios this past weekend.
6. Citation            By the Entire Board and the Mayor  
  
Commending Detective Mario Oliveira, who was  
presented with the Alexander McQuestion Award as  
Police Officer of the Year by American Legion Post 19.
7. Citation            By the Entire Board and the Mayor  
  
Commending Firefighter Antonio Ciccolini, who was  
presented with the Thomas Chetham Award as  
Firefighter of the Year by American Legion Post 19.

**PUBLIC HEARINGS**

8. Officer's Request    Chief Assessor's Classification Hearing Report  
regarding the adoption of Tax Levy Percentages for FY  
2013, including a minimum residential factor, a  
residential exemption, and an additional statutory  
exemption of up to 100%.

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

9. Order By Ald. Desmond, O'Donovan, Connolly  
That the Commissioner of Public Works remove the graffiti from the Lowell Street bridge.
10. Order By Ald. Desmond, O'Donovan, Connolly  
That the City Clerk request that the State Delegation contact the MBTA to remove all graffiti from the retaining wall between the railroad tracks and the Lowell Street bridge.
11. Order By Ald. Desmond, O'Donovan, Connolly  
That the Chief of Police inspect the graffiti on the Lowell Street bridge and its retaining wall adjacent to the railroad tracks, to ascertain whether or not it is gang related.
12. Order By Ald. Desmond, O'Donovan, Connolly  
That the City Solicitor and the Director of Health update this Board on any requirements, conditions or issues pertaining to any person seeking to open a marijuana distribution site.
13. Order By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works adjust the manhole cover at 55 Marshall Street, to eliminate noise when cars travel over it.
14. Order By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works trim the tree at 7 Walnut Road.
15. Order By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works trim the tree at 183 Central Street, especially the top section which is dead and poses a safety issue.
16. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of Traffic and Parking evaluate the corner of Thurston Street and Evergreen Avenue for a STOP sign.
17. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of Traffic and Parking direct the owner of the property behind 278 Broadway to install a STOP sign at the corner of 278 Broadway, before the sidewalk.

18. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) inspect the 350 Food Mart for overgrowth at the sides of the building and direct the owner to remove it.
19. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) direct the owner of 269 Broadway to clean and wash the side of the building and to install security measures in the alcove to prevent access during off hours.
20. Order By Ald. Connolly, Desmond, Sullivan, White Jr.  
That the Commissioner of Public Works repair non-working street lamps citywide.
21. Resolution By Ald. Connolly, Heuston, Taylor, White Jr., Sullivan, Desmond  
That the Director of SPCD consider alternatives to deal with the concerns of pedestrians, businesses, residents and cyclists regarding the Beacon Street reconstruction project specific to the proposed "cycletrak" installation.
22. Order By Ald. Trane, Connolly, Desmond, White Jr., Sullivan  
That the Director of Traffic and Parking investigate the cause of the recent critical injury at the intersection of Packard Avenue and Powderhouse Boulevard and report back to this Board on any necessary action.
23. Order By Ald. Trane, Connolly, Desmond, White Jr., Sullivan  
That the Director of SPCD (ISD) inspect 24-26 Ossipee Road for building, health and zoning code violations and take all necessary actions.
24. Communication By Ald. Taylor  
In his capacity as a member of the School Committee, conveying a report of the School Committee's activities.

**UNFINISHED BUSINESS**

**REPORTS OF COMMITTEES**

**25. FINANCE COMMITTEE**

- A. Committee Report Report of the Committee on Finance, meeting on November 19, 2012.
- B. Mayor's Request Requesting approval of a \$10,000 grant from the MA Cultural Council to support the Arts Council's Books of Hope literacy program.

- C. Mayor's Request Requesting the acceptance of a gift in the form of light pole banners from Flagraphics, Inc.
- D. Mayor's Request Requesting the acceptance of an overtime reimbursement up to \$6,600 from Federal Realty to cover Police expenses associated with the Riverfest Fireworks event on September 15, 2012.
- E. Mayor's Request Requesting approval for the Law and/or Personnel Depts. to retain the services of the law firm Deutsch Williams Brooks DeRensis Holland PC.
- F. Mayor's Request Requesting authorization to borrow \$530,949 in a bond, and appropriate the same amount, for the reconstruction of public streets.
- G. Mayor's Request Requesting an appropriation of \$150,000 from the Capital Stabilization Fund for the reconstruction of private ways.
- H. Mayor's Request Requesting authorization for the Department of Public Works to pay FY12 invoices totaling \$2,475.27.
- I. Mayor's Request Requesting authorization for the Police Department to pay Fiscal Year 2012 invoices totaling \$340.10.
- J. Mayor's Request Requesting approval to declare as Surplus 8 vehicles in the Police Department.
- K. Mayor's Request Requesting acceptance of a grant of \$186,976 from the MA Office of Public Safety and Security for the Police Dept., for State 911 Department Support.
- L. Mayor's Request Requesting an appropriation of \$222,779 from the Capital Stabilization Fund to fund the Second Phase of the Davis Square Streetscape and Transportation Design Contract.
- M. Mayor's Request Requesting the acceptance of a grant of \$24,765 from the Department of Justice, for the Police to purchase tactical gear and enhance the use of force simulator.
- N. Mayor's Request Requesting the acceptance of a donation of \$200 from the Somerville Dog Owners Group (Som/Dog) to the Animal Control Dept.'s Revolving Fund.
- O. Mayor's Request Requesting an appropriation of \$17,963 from the Receipts Reserved for Appropriation-Insurance Losses Account to the Fire Other Lump Sum Settlements Account to reimburse firefighters for personal property losses.

26. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report Report of the Committee on Legislative Matters, meeting on November 14, 2012.
- B. Order By Ald. Trane, Heuston, Sullivan  
That the City Solicitor immediately draft a City Ordinance for the licensing of food trucks.
- C. Resolution By Ald. Connolly  
That this Board requests that the Administration submit a list of proposed pre-approved locations for vendor operations to this Board for approval.
- D. Officer's Communication Assistant City Solicitor responding to #192528 re: the Mobile Food Vendor Ordinance.
- E. Public Communication Dalel Company dba Dunkin Donuts responding to #192966 re: recycling at 282 Somerville Ave., 14 McGrath Hwy., and 90 Washington St.
- F. Public Communication McDonald's responding to #192966 re: recycling at 243 Elm St. and 14 McGrath Hwy.
- G. Mayor's Request Requesting the amendment of Ordinance Section 15 re: Ethics.
- H. Ordinance By Ald. Gewirtz  
That Ordinance 8-67 (Gold, silver and metal objects) be amended by reducing the time for Junk Dealers to hold gold, silver or metal from 45 days to 30 days before reselling it.
- I. Order By Ald. Connolly  
That the Chief of Police report to the Committee on Legislative Matters the number of junk dealers and pawn brokers operating in the city.

27. LICENSES AND PERMITS COMMITTEE

- A. Committee Report Report of the Committee on Licenses and Permits, meeting on November 14, 2012.
- B. Order By Ald. Taylor  
That the Clerk of Committees notify the owner of Lien's Auto Repair, located at 65½ Bow Street, to appear at the next meeting of this Board's Committee on Licenses and Permits, to discuss possible overcrowding of their parking lot in violation of their Used Car Dealer's license.

- C. License/Permit Renewing Garage License, American Auto Gallery, 682 Mystic Ave.
- D. License/Permit Renewing Used Car Dealer Class 2 License, American Auto Gallery, 682 Mystic Ave.
- E. License/Permit New Fortune Teller License, Maryann Mitchell dba Astrology by Gia, 68 Holland St.
- F. License/Permit Sign/Awning Permit, Pinkberry, 263 Elm St., Sign and blade sign.
- G. Order By Ald. Heuston  
That the Superintendent of Inspectional Services inspect Alewife Automotive, at 395 Alewife Brook Parkway, and determine whether or not vehicles are being stored at Dilboy Stadium, and report his findings to the Committee on Licenses and Permits.

28. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report Report of the Committee on Public Health and Public Safety, meeting on November 19, 2012.
- B. Resolution By Ald. White Jr., Heuston  
That this Board requests that the Administration update this Board on actions proposed and taken regarding the negative impact of activities, lighting, and noise on the quality of life in the neighborhoods abutting Conway Park and the Skating Rink.
- C. Resolution By Ald. White Jr.  
That the Administration inform the Committee on Public Health and Safety when the parking plan for the skating rink is ready.
- D. Order By Ald. White Jr.  
That the Commissioner of Public Works submit a lighting plan for the skating rink to the Committee on Public Health and Safety.
- E. Order By Ald. Gewirtz  
That the Director of SPCD (ISD) inform this Board of the steps planned to ensure construction at Assembly Square is in keeping with the building codes, in light of the recent fire in Quincy at a development constructed by Avalon Bay.

- F. Order By Ald. White Jr.  
That the City Solicitor and Commissioner of Public Works appear before this Board's Committee on Public Health and Safety to discuss the city's application for a variance before the Architectural Access Board regarding 50 pedestrian facilities #V11-201.
- G. Order By Ald. Gewirtz, White Jr.  
That the Commissioner of Public Works create curb cuts on the western side of the intersection of Willow Avenue and Beech Street, heading up Willow Avenue, and that the Director of Traffic and Parking evaluate the sight lines on Beech Street, at the crosswalk at Elm Street, and that this matter be referred for a full vetting by the Committee on Public Health and Safety.
- H. Resolution By Ald. Heuston  
That this Board requests that the Administration provide information regarding the noise-reduction installation schedule at the new Conway Park skating rink, and review the parking restrictions behind the building.
- I. Order By Ald. White Jr.  
That the Commissioner of Public Works appear before the Committee on Public Health and Safety to speak on baiting requirements for street openings.
- J. Order By Ald. White Jr.  
That the Director of Traffic and Parking investigate the legality of the crosswalks at Willow Avenue, Elm Street and Beech Street.
- K. Order By Ald. Roche  
That the City Solicitor determine whether provisions are included in the city's street openings ordinance for baiting for rodent control, and if not, draft an amendment to the ordinance to include such a provision.

29. SENIOR SERVICES COMMITTEE

- A. Committee Report Report of the Committee on Senior Services, meeting on November 13, 2012.

**COMMUNICATIONS OF THE MAYOR**

30. Mayor's Request Requesting the appropriation of \$1,627,487 in Parking Meter Receipts to reduce the FY2013 Tax Levy.

- 31. Mayor's Request Requesting an appropriation of \$660,000 from the Overlay Surplus to reduce the FY2013 Tax Levy.
- 32. Mayor's Request Requesting a supplemental appropriation of \$967,097 to the Salary Contingency -Salaries Account as part of the FY2013 General Fund Operating Budget.
- 33. Mayor's Request Requesting a Supplemental Appropriation of \$538,325 to the FY2013 General Fund Debt Service Budget to pay District Improvement Financing District debt service costs.

**COMMUNICATIONS OF CITY OFFICERS**

**NEW BUSINESS**

- 34. License/Permit Renewing Garage License, Webster Auto Body, 64 Webster Ave.
- 35. License/Permit Renewing Garage License, Service Auto Body, 69 Webster Ave.
- 36. License/Permit Renewing Used Car Dealers License Class 3, Ed's Used Auto Parts, 516 Columbia St.
- 37. License/Permit Renewing Used Car Dealers License Class 2, United Motors, 188 Broadway.
- 38. License/Permit Renewing Used Car Dealers License Class 2, A&E Auto Repair, 13 Joy St.
- 39. License/Permit Renewing Used Car Dealers License Class 2, Master Used Cars, 121 Prospect St.
- 40. License/Permit Renewing Used Car Dealers License Class 2, Executive Auto Leasing and Sales, 30 Medford St.
- 41. License/Permit Renewing Used Car Dealers License Class 2, Somerville Avenue Motors, 595 Somerville Ave.
- 42. License/Permit Renewing Used Car Dealers License Class 2, American Auto Gallery, 682 Mystic Ave.
- 43. License/Permit New Used Car Dealers License Class 2, City Auto Sales, 463 McGrath Hwy., No cars inside, 30 cars outside, Open Mon-Sat 8-8, Sun 10-6.
- 44. License/Permit New Livery License, Sharma Limousine Services, 17 Lake St., 1 auto.

**SUPPLEMENTAL ITEMS**



45. Resolution By Ald. Trane, and the Entire Board and the Mayor  
That this Board hereby remembers Tom Cremens, former Somervillian and High School Football Captain, whose sudden passing last year does not diminish his lasting example of leadership, teamwork, and character.
46. Order By Ald. Heuston  
That the Commissioner of Public Works trim and clear branches from the trees at 447 Rossmore Street.
47. Order By Ald. Heuston  
That the Director of Constituent Services provide the history and dates of resolution of calls to 311 for trees and fallen branches on Rossmore Street.
48. Order By Ald. Connolly, Gewirtz  
That the Director of Traffic and Parking post a NO PARKING sign at the intersection of Hall and College Avenues, so vehicles exiting Hall Avenue will not have their vision blocked by parked vehicles.
49. Mayor's Request Requesting the acceptance of a \$3,000 donation from The Somerville Foundation for Animals, for the Animal Control Revolving Fund.
50. Mayor's Request Requesting the appointment of Sandra Oliveira to the Commission for Women.
51. Mayor's Request Requesting the appointment of Rachelle Snyder to the Commission for Women.
52. Mayor's Request Requesting the appointment of Keri Rodriguez Lorenzo to the Commission for Women.
53. Mayor's Request Requesting the appointment of Daisy Monsalvetata to the Commission for Women.
54. Mayor's Request Requesting the appointment of Marlana Erdos to the Commission for Women.
55. Mayor's Request Requesting the appointment of Melissa Alfone to the Commission for Women.
56. Mayor's Request Requesting the appointment of Emily Biberger to the Commission for Women.
57. Mayor's Request Requesting the appointment of Wilfred Nwanjo Mbah to the Muticultural Affairs Commission.
58. Mayor's Request Requesting the appointment of Biswa Sapkota to the Human Rights Commission.

- 59. Mayor's Request Requesting the appointment of Dan McConvey to the Human Rights Commission.
  
- 60. Officer's Communication Director of Traffic and Parking responding to #193915 re: a crosswalk at Somerville Avenue and Spring Street, and #193916 re: resident parking at Spring Hill Terrace.

**LATE ITEMS**

**ADJOURNMENT**

**Adjournment**

Submitted by John J. Long, City Clerk