

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

**REGULAR MEETING AGENDA**

July 12, 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, May 24, 2012.

**CITATIONS**

3. Citation            By Ald. Roche, and the Entire Board and the Mayor  
                          Commending Louise McCarthy, who is retiring after 22 years of distinguished service in the Elections Department.
  
4. Citation            By Ald. Connolly, and the Entire Board and the Mayor  
                          Commending the Somerville Community Baptist Church as it celebrates its 35th year of ministry.
  
5. Citation            By Ald. Lafuente, and the Entire Board and the Mayor  
                          Commending Frank Mendoca for his distinguished service as President of the Portuguese American Civic League for the last 10 years.
  
6. Citation            By Ald. Heuston, Taylor, and the Entire Board and the Mayor  
                          Commending Tony Ciccariello, who is retiring as High School Headmaster after 6 years of outstanding leadership, and 34 years of dedicated service overall.
  
7. Citation            By Ald. O'Donovan, and the Entire Board and the Mayor  
                          Commending Stella Briere Murphy, on the auspicious occasion of her 104th birthday.

**PUBLIC HEARINGS**

8. Grant of Location    Grant of Location submitted by NStar Electric and Verizon to relocate a pole and install 7 feet of conduit from the new location to a point of pickup, and install a new riser pole, all near 50 Middlesex Ave.

9. Public Communication Public Hearing on #193423, the proposed discontinuance of a segment of Assembly Square Drive.

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

10. Order By Ald. O'Donovan  
That the Commissioner of Public Works install a raised crosswalk at Albion Park.
11. Order By Ald. O'Donovan  
That the Chief of Police set a speed trap on Albion Street 4-5 PM, Monday through Friday.
12. Order By Ald. O'Donovan  
That the Chief of Police order a directed foot patrol and the presence of the Ward Five officer in Magoun Square between 8:00 - 11:00 PM.
13. Order By Ald. Connolly, O'Donovan, Heuston, Taylor, Roche, Sullivan, Lafuente, Desmond  
That the Director of SPCD (ISD) and the City Solicitor appear at the next meeting of this Board's Committee on Public Health and Safety to explain why the enacted unregistered vehicle ordinance is not being enforced.
14. Order By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works make arrangements for the cleaning and maintenance of the flower beds at the boat house grounds.
15. Order By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works replace the dead tree at 17 Bond Street.
16. Order By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works trim the tree branch at 6 Walter Terrace.
17. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) inspect and fine the 350 Market for continued violations relative to overgrowth on both sides of the building and debris on Dartmouth Street.
18. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) inspect and fine the Winter Hill Market at 269 Broadway for continued violations relative to debris on the sidewalks, parking lot and upper end of Wheatland Street.

19. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) inspect the illegal trash transfer station at 15 Wheatland Street and issues fines as indicated.
20. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) inspect and fine the owners of 35-37 and 39-41 Jackson Road for overgrowth, health violations and the dilapidated condition of the buildings.
21. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) investigate 6 Wheatland Street, being used as a commercial lot for a contracting business.
22. Order By Ald. Lafuente, White Jr., Sullivan  
That the Chief of Police investigate reported illegal, unsanitary and derelict activity on the Wheatland Street side of 269 Broadway.
23. Order By Ald. Lafuente, Gewirtz  
That the Director of SPCD (Housing) inform this Board what affordable housing opportunities are available for single individuals and if singles can enter the affordable housing lottery for two bedroom units.
24. Order By Ald. Gewirtz  
That the City Solicitor report to this Board, the rationale for Traffic Commission oversight of increases in traffic related fees and fines as opposed to Board of Aldermen oversight.
25. Order By Ald. Gewirtz  
That the Director of SPCD dispatch the Neighborhood Impact Team to the Cabot Farms building on Broadway (at Powderhouse Rotary), to determine if the building should be categorized as blighted.
26. Order By Ald. Gewirtz  
That the Director of SPCD initiate an expansion of the community garden, on the community path near the Rite-Aid, as the wait list has over 100 people and there is room for expansion.
27. Order By Ald. Gewirtz  
That the Commissioner of Public Works repair or replace the sidewalk panel at 18 Thorndike Street.

28. Order By Ald. Gewirtz  
That the Commissioner of Public Works immediately repair the crosswalk on Highland Avenue, at Grove Street.
29. Order By Ald. Gewirtz  
That the Commissioner of Public Works inform the MBTA that the area behind both Davis Square head-houses must be cleaned regularly to prevent rodent and/or other infestations.
30. Order By Ald. Taylor  
That the Chief of Police ensure enforcement of the 10 PM park closing at Morse-Kelley Park.
31. Order By Ald. Taylor  
That the Commissioner of Public Works confer with the Administration and place Trull Lane on the 2012 repaving list for private ways.
32. Order By Ald. Taylor  
That the Commissioner of Public Works repair the sidewalk at the Central Street bridge.
33. 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**

34. Mayor's Request Requesting that this Board convene in Executive Session pursuant to MGL c30A, s21(a)(3) to discuss civil action number 86-3222-WD involving Clear Channel Outdoor Inc. as successor-in-interest to Ackerly Communications.

**REPORTS OF COMMITTEES**

35. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on June 26, 2012.
- B. Mayor's Request Requesting approval of a revised appropriation of \$39,511,429 for the cost of rehabilitation and renovation of the East Somerville Community School.
- C. Mayor's Request Requesting the acceptance of 8 temporary and 1 permanent Easements for the new section of the Community Path from Cedar St. To Lowell St.

- D. Mayor's Request Requesting the appropriation of \$70,966 from the Capital Stabilization Fund to match the Federal Transportation Administration grant for a bike share system.
- E. Mayor's Request Requesting acceptance of a deed conveying fee simple title to the new Assembly Square Drive.
- F. Mayor's Request Requesting acceptance of a multi-year lease of the East Somerville Police Substation and office space at 79-83 Broadway.
- G. Mayor's Request Requesting an appropriation of \$30,000 from the Parks Stabilization Fund for the construction of Chuckie Harris Park.
- H. Resolution By Ald. White Jr.  
  
That this Board requests that the Administration provide the Committee on Finance with a detailed explanation of how the additional \$6.25 million for the East Somerville Community School project will be used.

36. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report Report of the Committee on Legislative Matters, meeting on July 10, 2012.

37. LICENSES AND PERMITS COMMITTEE

- A. Committee Report Report of the Committee on Licenses and Permits, meeting on June 27, 2012.
- B. License/Permit Sign/Awning Permit, Mr. Crepe, 51 Davis Sq., one sign.
- C. License/Permit New Extended Operating Hours License, Jimbo's Roast Beef Seafood and Pizza, 40 Bow St., Remaining open for deliveries only 7 nights/week until 3AM.
- D. License/Permit Sign/Awning Permit, Punjabi Grill, 236 Elm St., Sign.
- E. License/Permit Public Event Permit, North Street Block Party, Between Broadway and Hamilton Rd., Jun 30, 10:30AM-6:30PM (raindate Jul 7).
- F. License/Permit New Garage License, J & C Auto Repair, 91 Prospect St., Mechanical repairs, 2 autos in, 8 out.

- G. License/Permit Sign/Awning Permit, Zoe's Gourmet Chinese Cuisine, 298 Beacon St., Sign and awning.
- H. License/Permit New Junk Dealer, The Connection, 1204 Broadway, Used furnishings.

38. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report Report of the Committee on Public Health and Public Safety, meeting on June 26, 2012.

39. PUBLIC UTILITIES AND PUBLIC WORKS COMMITTEE

- A. Committee Report Report of the Committee on Public Utilities and Public Works, meeting on June 21, 2012.
- B. Order By Ald. O'Donovan, Desmond  
That the Commissioner of Public Works Appear Before the Subcommittee on Public Utilities and Public Works to Report on the Progress of the Magoun Sqaure Reconstruction Project and to Discuss Its Completion.
- C. Order By Ald. O'Donovan  
That the Director of SPCD place several additional seating options at Albion Park, especially near the water source, as the present seating is insufficient.
- D. Resolution By Ald. Gewirtz  
That this Board requests that the Administration coordinate efforts with NStar to inventory the non-operating lights in West Somerville and make them operational as quickly as possible.
- E. Resolution By Ald. Sullivan  
That this Board requests that NStar and National Grid create a policy to notify the Mayor's Office, Communications Dept., Constituent Services Dept. and all affected Aldermen of scheduled outages, ensuring that a repeat of the November 16 incident, where only residents were notified, is not repeated.
- F. Order By Ald. Connolly, Desmond, O'Donovan, Sullivan, White Jr.  
That the Commissioner of Public Works update the Public Works and Utilities Committee with the status of double poles and street lamps not working.

- G. Resolution By Ald. Gewirtz, Connolly, Lafuente, Heuston, Roche, Desmond, White Jr., Sullivan  
That this Board requests that the Administration provide a timeline for repairs to the West Branch Library and that the Commissioner of Public Works provide an update on repairs to interior walls that are peeling.
- H. Resolution By Ald. Roche, Connolly, Desmond, Sullivan, White Jr., Gewirtz, O'Donovan, Heuston, Lafuente  
That this Board requests that the Administration analyze improvements needed at the East Branch Library and provide this Board with a schedule for completion.
- I. Order By Ald. Connolly  
That the Commissioner of Public Works provide, at each meeting of the Committee on Public Utilities and Works, an update of the number and status of double poles.
- J. Order By Ald. O'Donovan  
That the Commissioner of Public Works repair the broken sidewalk panels at 7 and 7A Trull Street.
- K. Order By Ald. O'Donovan  
That the Director of SPCD provide this Board with information on the tree planting schedule and locations.

40. TRAFFIC AND PARKING COMMITTEE

- A. Committee Report Report of the Committee on Traffic and Parking, meeting on June 26, 2012.
- B. Order By Ald. Trane  
That the Director of Traffic and Parking perform a cost benefit analysis on the proposal to increase visitor passes from 48 to 72 hours and report the findings to the Committee on Traffic and Parking.
- C. Order By Ald. Trane  
That the Chief of Police conduct sting operations on non-licensed cabs and report the results to the Committee on Traffic and Parking.
- D. Officer's Communication Director of Traffic and Parking responding to various Board Orders.

- E. Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of Traffic and Parking install NO PARKING signs and a traffic mirror on Main Street, at the corner of Fremont Street.
- F. Officer's Communication Director of Traffic and Parking responding to various Board Orders.
- G. Order By Ald. O'Donovan  
That the Chief of Police enforce the DO NOT BLOCK signal at Hinckley Street and Broadway.
- H. Order By Ald. O'Donovan  
That the Chief of Police enforce the NO LEFT TURN restriction from the Magoun Square municipal parking lot onto Medford Street.
- I. Order By Ald. Roche  
That the Director of Traffic and Parking provide the Committee on Traffic and Parking with an update of Medford's results regarding truck traffic and inform the Committee what is illegal.
- J. Order By Ald. Roche  
That the Traffic Engineer re-visit and provide a solution to the STOP sign issue at Broadway and Hinckley Street and evaluate the installation of street gridlock at that location and report the findings to the Committee on Traffic and Parking.
- K. Order By Ald. Roche  
That the Chief of Police enforce the STOP sign regulation at Broadway and Hinckley Street.

**COMMUNICATIONS OF THE MAYOR**

41. Mayor's Request Requesting approval of an Order of Taking to clear title, to establish that the City owns Kensington Avenue in Assembly Square in fee simple.
42. Mayor's Request Requesting approval of an Amended Economic Development Proposal for Phase 1 of the I-Cubed funding approved by the Commonwealth.
43. Mayor's Request Requesting an appropriation of \$19,886 from the Salary Contingency Salaries Account to fund a temporary part-time position in the Election Department.
44. Mayor's Request Requesting an appropriation of \$15,000 from the Capital Projects Stabilization Fund for the Somerville STEAM Academy.



- 45. Mayor's Request Requesting acceptance of a \$22,000 grant from the MA Emergency Management Agency for Fire Dept. Emergency Management Preparedness.
- 46. Mayor's Request Requesting the acceptance of a grant of up to \$15,000 from NStar for the Residential Energy Efficiency Program.
- 47. Mayor's Request Requesting the appointment of Geri Kantor to the Commission on Energy Use and Climate Change.
- 48. Mayor's Request Requesting the re-appointment of Alyssa Rosen to the Commission on Energy Use and Climate Change.

**COMMUNICATIONS OF CITY OFFICERS**

- 49. Officer's Communication Planning Board submitting a recommendation re: #192922, a proposed Zoning Ordinance to encourage urban agriculture.
- 50. Officer's Communication Director of Traffic and Parking responding to #193331 re: Kenwood St.'s intersection with College Ave.

**NEW BUSINESS**

- 51. License/Permit Public Event Permit, Starlab Fest, 32 Prospect St. Parking Lot, Jul 28, 12-9PM.
- 52. License/Permit Public Event Permit, SomerStreets "Seize the Summer," Highland Avenue from Walnut to Cedar Sts., Jul 29, 10AM-6PM.
- 53. License/Permit Public Event Permit, Redbones Homeless Coalition Block Party, Chester Street from Elm to Herbert Sts., Jul 30, 5-10PM (raindate Aug 6).
- 54. License/Permit Public Event Permit, Bradley Manning Vigil, Davis Sq. Statue Park, Aug 1, 8, 15, 22, 29, 4-5PM.
- 55. License/Permit Public Event Permit, Open Air Circus Performances, Nunziato Field, Aug 2-6.
- 56. License/Permit Public Event Permit, School St. Block Party, Between Summer St. And Somerville Ave., Aug 11, 8:30AM-7PM (Raindate Aug 12).
- 57. License/Permit Public Event Permit, Motorcycle Ride for Recovery, City Hall Concourse to Highland Avenue to Holland Street to Broadway to Rt 16, Aug 18, 9-Noon (Raindate Aug 19, without Rt 16).

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- 58. License/Permit Public Event Permit, SomerStreets "Going Green on Rt 16," Rt 16 from Dilboy Stadium to Broadway, Aug 19, 10AM-6PM.
  - 59. License/Permit Public Event Permit, BA Events Memphis Soul 5K BBQ Run, Davis Square and area streets, Aug 26, 7AM-1PM.
  - 60. License/Permit Public Event Permit, Community Supported Art Harvest Party, Davis Sq. Statue Park, Sep 15, 12-4PM.
  - 61. License/Permit Public Event Permit, Honk Festival, Davis Square on Oct 6, Noon-9PM, Davis Square to Harvard Square on Oct 7, 10AM-1PM.
  - 62. License/Permit New Drainlayer License, Apcon Inc.
  - 63. License/Permit Renewing Drainlayer's License, Caruso Corp.
  - 64. License/Permit Renewing Pool Table License, Diesel Cafe, 257 Elm St.
  - 65. License/Permit Renewing Flammables License, Tufts University, 61 Talbot Ave.
  - 66. License/Permit Renewing Flammables License, Tufts University, 37 Latin Way.
  - 67. License/Permit Renewing Flammables License, Broadway Henry LLC, 38-44 Broadway.
  - 68. License/Permit Renewing Garage License, U-Save Auto Rental, 70 Prospect St.
  - 69. License/Permit Renewing Garage License, Drain Doctor, 612 Broadway.
  - 70. License/Permit Renewing Garage License, Broadway Henry LLC, 38-44 Broadway.
  - 71. License/Permit Renewing Garage License, Somerville Body Works, 42 Dana St.
  - 72. License/Permit Renewing Garage License, Pearl St. Auto Sales, 56 Bonair St.
  - 73. License/Permit Sign/Awning Permit, Smiles by Rosie, 6 Kensington Ave., 1 sign over sidewalk.
  - 74. License/Permit New Outdoor Seating License, Fortissimo Coffeehouse and Bakery, 365 Somerville Ave., 2 tables, 8 chairs.

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| 75. | License/Permit | New Used Car Dealer Class II License, Jeffrey Summers Auto Sales, 5 Berkeley St., 0 autos.    |
| 76. | License/Permit | Withdrawn.  |
| 77. | License/Permit | Renewing Lodging House License, Walnut Hill Properties dba Alpha Omicron Pi, 25 Whitfield Rd. |
| 78. | License/Permit | Renewing Lodging House License, Walnut Hill Properties dba Alpha Phi, 14 Sawyer Ave.          |
| 79. | License/Permit | Renewing Lodging House License, Walnut Hill Properties dba Theta Chi, 100 Packard Ave.        |
| 80. | License/Permit | Renewing Lodging House License, Tufts University, 12 Dearborn Rd.                             |
| 81. | License/Permit | Renewing Lodging House License, Tufts University, 32 Dearborn Rd.                             |
| 82. | License/Permit | Renewing Lodging House License, Tufts University, 8 Professors Row.                           |
| 83. | License/Permit | Renewing Lodging House License, Tufts University, 14 Professors Row.                          |
| 84. | License/Permit | Renewing Lodging House License, Tufts University, 28 Professors Row.                          |
| 85. | License/Permit | Renewing Lodging House License, Tufts University, 56-64 Professors Row.                       |
| 86. | License/Permit | Renewing Lodging House License, Tufts University, 92 Professors Row.                          |
| 87. | License/Permit | Renewing Lodging House License, Tufts University, 106 Professors Row.                         |
| 88. | License/Permit | Renewing Lodging House License, Tufts University, 136 Curtis St.                              |
| 89. | License/Permit | Renewing Lodging House License, Tufts University, 176 Curtis St.                              |
| 90. | License/Permit | Renewing Lodging House License, Tufts University, 90-92-94 Curtis St.                         |
| 91. | License/Permit | Renewing Lodging House License, Tufts University, 45 Sawyer Ave.                              |
| 92. | License/Permit | Renewing Lodging House License, Tufts University, 37 Sawyer Ave.                              |

- 93. License/Permit Renewing Lodging House License, Tufts University, 13 Sawyer Ave.
- 94. License/Permit Renewing Lodging House License, Tufts University, 8 Whitfield Rd.
- 95. License/Permit Renewing Lodging House License, Tufts University, 15 Whitfield Rd.
- 96. License/Permit Renewing Lodging House License, Tufts University, 21 Whitfield Rd.
- 97. License/Permit Renewing Lodging House License, Tufts University, 100 Talbot Ave.
- 98. License/Permit Renewing Lodging House License, Tufts University, 101 Talbot Ave.
- 99. License/Permit Renewing Lodging House License, Tufts University, 45 Talbot Ave.
- 100. License/Permit Renewing Lodging House License, Tufts University, 13-15 Talbot Ave.
- 101. License/Permit Renewing Lodging House License, Tufts University, 17 Latin Way.
- 102. License/Permit Renewing Lodging House License, Tufts University, 40A-F Latin Way.
- 103. License/Permit Renewing Lodging House License, Tufts University, 29 Latin Way.
- 104. License/Permit Renewing Lodging House License, Tufts University, 43 Latin Way.
- 105. License/Permit Renewing Lodging House License, Tufts University, 39R Latin Way.
- 106. License/Permit Renewing Lodging House License, Tufts University, 75-85 Packard Ave.
- 107. License/Permit Renewing Lodging House License, Tufts University, 98 Packard Ave.
- 108. License/Permit Renewing Lodging House License, Tufts University, 73 Powderhouse Blvd.
- 109. License/Permit Renewing Lodging House License, Tufts University, 125 Powderhouse Blvd.
- 110. License/Permit Renewing Lodging House License, Tufts University, 9-11 Sunset Rd.

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| 111. | License/Permit       | Renewing Lodging House License, Kappa Charge Theta Delta Chi, 123 Packard Ave.                     |
| 112. | License/Permit       | Renewing Lodging House License, Zeta Psi Fraternity, 80 Professors Ave.                            |
| 113. | License/Permit       | Renewing Lodging House License, ATO Associates Inc., 134 Professors Row.                           |
| 114. | License/Permit       | Renewing Lodging House License, Delta Tau Delta Foundation of Tufts University, 98 Professors Row. |
| 115. | License/Permit       | Renewing Lodging House License, Delta Upsilon Fraternity, 114 Professors Row.                      |
| 116. | License/Permit       | Renewing Taxi Medallion License, Gardy Inc., Med #19.  |
| 117. | License/Permit       | Renewing Taxi Medallion License, Elysse Corp., Med #48.  |
| 118. | License/Permit       | Renewing Taxi Medallion License, Victory Cab Corp., Med #56.                                       |
| 119. | License/Permit       | Renewing Taxi Medallion License, Marc Morency Inc., Med #78.                                       |
| 120. | Public Communication | McDonald's responding to #192966 re: recycling at 243 Elm St. and 14 McGrath Hwy.                  |

**SUPPLEMENTAL ITEMS**

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| 121. | Citation                | By Ald. Connolly, Sullivan, and the Entire Board and the Mayor<br><br>Commending Florence Nardone, on the auspicious occasion of her 90th birthday.                                |
| 122. | Order                   | By Ald. O'Donovan<br><br>That the Director of SPCD (ISD) inspect and bait Henderson and Nashua Streets for rodents.  |
| 123. | Mayor's Request         | Requesting the appropriation of \$55,580 from the Capital Stabilization Fund to fund phase one design work associated with the Davis Square Streetscape and Transportation Design. |
| 124. | Officer's Communication | Assistant City Solicitor responding to #193317 re: notice requirement for tree removal.  |
| 125. | License/Permit          | Transferring Taxi Medallion, Med. #78 from Marc Morency Inc. To Ike Inc.   |

**LATE ITEMS**

**ADJOURNMENT**

**Adjournment**

Submitted by John J. Long, City Clerk