

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

REGULAR MEETING AGENDA

December 20, 2011, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.

2. Minutes Approval of the Minutes of the Regular Meeting,
November 22, 2011.

CITATIONS

3. Citation By Ald. O'Donovan

 Commending Mary Chiulli on the auspicious occasion
 of her 100th birthday.

4. Citation By Ald. The Entire Board

 Commending Walter F. Pero for his outstanding service
 to the people of Ward 4 and the entire City as
 Alderman, from 1996 through 2001, and 2004 through
 2011.

5. Citation By Ald. The Entire Board

 Commending Thomas F. Taylor for his distinguished
 service as Vice President of this Board in 2011.

6. Citation By Ald. The Entire Board

 Commending Rebekah L. Gewirtz for her distinguished
 service as President of this Board in 2011.

PUBLIC HEARINGS

7. Grant of Location Grant of Location submitted by NStar Electric, for 40
 ft. of conduit in Garfield Ave., from a pole to private
 property at 16 Garfield Ave.

8. Grant of Location Grant of Location submitted by NStar Electric, for 60
 ft. of conduit in Weston Ave., from a pole to private
 property at 26 Weston Ave.

9. Grant of Location Grant of Location submitted by Jewel Environmental
 Corp., for monitoring wells in the sidewalks at and near
 the intersection of Highland Ave. and West St.

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

UNFINISHED BUSINESS

10. Order By Ald. Gewirtz
That the Director of SPCD (ISD) and the Chief Fire Engineer report to this Board the current status of the Dilboy Post and when it will be permitted to re-open, and that the Commander of the Dilboy Post be invited to appear before this Board at its next regular meeting.
11. Resolution By Ald. Connolly
That this Board requests that a representative from NStar's Community Relations Dept. appear before a regular meeting of this Board to discuss NStar's street lamp repair and replacement schedule.

REPORTS OF COMMITTEES

12. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on December 14, 2011.
- B. Mayor's Request Requesting an appropriation of \$232,000 from the Capital Projects Stabilization Fund to purchase 8 Ford Taurus for police cruisers.
- C. Mayor's Request Requesting an appropriation of \$17,460 from the Capital Projects Stabilization Fund to the Ice Rink Enterprise Fund for the purchase of a Veteran's Memorial Ice Rink Skating Rink security system.
- D. Mayor's Request Requesting the establishment of a new Stabilization Fund to be known as the Workforce Training Stabilization Fund, under the provisions of MGL c40, s5B.
- E. Mayor's Request Requesting an appropriation of \$100,000 from Receipts Reserved for Appropriation to the Workforce Training Stabilization Fund.
- F. Mayor's Request Requesting acceptance of a donation of 6 computer kiosks from IKEA, to assist Somerville residents in Workforce Training activities.
- G. Mayor's Request Requesting authorization to extend Contract 08-009 through December 31, 2011, in order to make final payments for sewer and drainage improvements.
- H. Mayor's Request Requesting an appropriation of \$46,000 and authorization to borrow that amount in a bond to complete the planned replacement of DPW vehicles.

- I. Mayor's Request Requesting a transfer of \$5,355 from the Salary Contingency Acct. to the Police Personal Services Crossing Guard Acct. to fund a collective bargaining agreement with the Crossing Guard Unit.
- J. Mayor's Request Requesting a transfer of \$367,631 from the Salary Contingency Acct. to the DPW School Custodians Personal Services Acct. to fund a collective bargaining settlement.
- K. Order By Ald. Gewirtz
That the Director of SPCD submit the Workforce Training RFP's to the Committee on Finance for review.

13. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on December 20, 2011.

14. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report Report of the Committee on Housing and Community Development, meeting on December 14, 2011.
- B. Order By Ald. Heuston
That the Director of SPCD provide this Board with information regarding the Green Line extension track layout and its impacts around the Brickbottom area, addressing such issues as: recent survey information which shows property lines closer than originally anticipated; Mass DOT's plans to use a "five foot strip" on the Union Square side; and the entire right of way on the mainline side and track alignments.
- C. Order By Ald. Heuston
That the Director of SPCD update this Board on discussions for air rights uses for the Green Line extension maintenance facility, particularly regarding a stadium.
- D. Resolution By Ald. Gewirtz, Taylor, Sullivan, Connolly, Trane, O'Donovan, Pero, White Jr., Roche
That this Board seeks input from stakeholders and the city on how this Board can work with the Affordable Housing Organizing Committee, the Somerville Community Corporation, the Somerville Housing Authority, and others to promote affordable housing initiatives citywide, particularly permanent housing for formerly homeless families.

- E. Order By Ald. Taylor
That the Director SPCD follow-up on a commitment and meet with Union Square businesses regarding the proposed traffic patterns and report back to the Committee on Housing and Community Development and the Ward 2 and 3 Aldermen.
- F. Resolution By Ald. Gewirtz
That this Board requests that the Community Action Agency of Somerville present to this Board their anti-poverty services, plans for the upcoming year, and the work they coordinate with other community organizations in the city.
- G. Mayor's Communication Conveying the Planning Division's Annual Report for 2010.
- H. Mayor's Communication Conveying the 2010 Annual Report of the Bicycle Advisory Committee.
- I. Order By Ald. Gewirtz
That the Commissioner of Public Works make various repairs at the West Branch Library including reinforcing basement walls and repairing broken windows.
- J. Order By Ald. Gewirtz
That the Library Director create a written plan and timeline detailing how the \$15,000 donation to the Children's Room at the West Branch Library will be allocated.
- K. Resolution By Ald. Trane, Roche, Desmond, Pero, Sullivan, Gewirtz, Connolly, O'Donovan, Heuston, White Jr.
That this Board requests that the MA Secretary of Transportation, or his designee, and a representative of the Conservation Law Foundation, appear before this Board to discuss revised timelines for the construction of the Green Line Extension into Somerville.
- L. Resolution By Ald. White Jr., Desmond, Gewirtz, Connolly, Pero, Heuston, Roche, Sullivan, O'Donovan, Trane
That this Board objects to any further delay in the 2014 completion date for the Green Line Extension.

- M. Order By Ald. O'Donovan
That the Director of SPCD attend the Housing and Community Development Committee meeting on September 13, 2011 to discuss the economic enhancement of Magoun Square.
- N. Order By Ald. White Jr., Heuston
That the Director of SPCD, or a representative, appear before the Committee on Housing and Community Development to address whether the lottery provisions for affordable housing should be changed to give preference to residents who have been displaced from the area in which the affordable unit(s) are from.
- O. Resolution By Ald. Gewirtz
That this Board requests that the Administration update this Board on Walmart's efforts to locate a store in Somerville.
- P. Order By Ald. Gewirtz
That the Director of SPCD notify the Committee on Housing and Community Development of the impact of cuts to the Housing Dept. budget.
- Q. Order By Ald. Sullivan
That the Director of SPCD research the impact of Walmart on other communities and report the findings to this Board during the first quarter of 2012.

15. LAND USE COMMITTEE

- A. Committee Report Report of the Committee on Land Use, meeting on December 15, 2011.
- B. Mayor's Request Requesting an amendment to the Zoning Ordinance to establish minimum pervious area requirements on lots in certain zoning districts.
- C. Order By Ald. Pero
That this Board's Committee on Land Use review the zoning for the block bordered by Mystic Avenue, Fellsway West, and Wheatland Street.
- D. Public Communication Susan Walsh submitting comments re: Main St. Video, 372 Mystic Ave.
- E. Mayor's Request Requesting an amendment to the Zoning Ordinance to establish minimum pervious area requirements on lots in certain zoning districts.

16. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report Report of the Committee on Legislative Matters, meeting on December 15, 2011.
- B. Mayor's Request Requesting approval of an amendment to the Ordinances at Chapter 12 regarding the Placement and Maintenance of News racks.
- C. Order By Ald. Gewirtz
That the Director of SPCD (Planning) report to this Board on the feasibility of changing the zoning ordinance to allow shared-car space as a use in the RA and RB districts, as the current ordinance prohibits most residents from renting a driveway space to ZipCar.
- D. Order By Ald. Roche, White Jr., Sullivan, Heuston
That the City Solicitor advise this Board of the legality of changing city ordinances to hold property owners accountable for continuous public health and public safety issues on their properties.
- E. Officer's Communication Acting SPCD Director responding to #191671 re: permitting shared-car parking in RA and RB zoning districts.
- F. Order By Ald. Desmond
That the City Solicitor submit, to the Board of Aldermen, a guideline that the City could use for reporting contractor violations to the state.

17. LICENSES AND PERMITS COMMITTEE

- A. Committee Report Report of the Committee on Licenses and Permits, meeting on December 14, 2011.
- B. License/Permit New Outdoor Seating and Goods License, Reunion Christian Church, 55 Davis Square, A-Frame Sign.

18. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report Report of the Committee on Public Health and Public Safety, meeting on December 12, 2011.
- B. Order By Ald. Trane
That the Director of SPCD (ISD) inspect 100-102 West Adams Street for overcrowding.

- C. Order By Ald. Trane
That the City Solicitor contact the owner of 100-102 West Adams Street regarding overcrowding.
- D. Resolution By Ald. Desmond, Taylor, O'Donovan, Connolly
That this Board requests that the Administration ensure that any person covered as a survivor, while insured through the City, maintains a level of coverage equal to or better than the coverage received while insured through the City.
- E. Order By Ald. Desmond, Taylor, O'Donovan, Connolly
That the City Solicitor and Director of Personnel report back to this Board as to why the few Somerville residents previously covered as survivors through their parent's policies will not receive coverage from the GIC.
- F. Order By Ald. White Jr.
That the Chief Fire Engineer appear before the Committee on Public Health and Safety to discuss implementing the Fire Dept. study recommendations.
- G. Order By Ald. Sullivan, White Jr., Connolly, Desmond, Pero
That the Chief of Police appear before this Board's Committee on Public Health and Safety to address the recent house break-ins in the Ten Hills neighborhood.

19. PUBLIC UTILITIES AND PUBLIC WORKS COMMITTEE

- A. Committee Report Report of the Committee on Public Utilities and Public Works, meeting on December 20, 2011.

COMMUNICATIONS OF THE MAYOR

20. Mayor's Request Requesting the re-appointment of Daniel Willinger as Constable, for a term to expire December 31, 2012.
21. Mayor's Request Requesting the re-appointment of Alan Bishop as Constable, for a term to expire December 31, 2012.
22. Mayor's Request Requesting the re-appointment of Berlin Haynes as Constable, for a term to expire December 31, 2012.
23. Mayor's Request Requesting the re-appointment of Charles Carneglia as Constable, for a term to expire December 31, 2012.
24. Mayor's Request Requesting the re-appointment of Frederick Mangone as Constable, for a term to expire December 31, 2012.

- 25. Mayor's Request Requesting the re-appointment of Geovanne Colon as Constable, for a term to expire December 31, 2012.
- 26. Mayor's Request Requesting the re-appointment of Joseph Figler as Constable, for a term to expire December 31, 2012.
- 27. Mayor's Request Requesting the re-appointment of Mark G. Davis as Constable, for a term to expire December 31, 2012.
- 28. Mayor's Request Requesting the re-appointment of Mark Snider as Constable, for a term to expire December 31, 2012.
- 29. Mayor's Request Requesting the re-appointment of Nathaniel Greene as Constable, for a term to expire December 31, 2012.
- 30. Mayor's Request Requesting the re-appointment of Pasquale DeFeo, Jr. as Constable, for a term to expire December 31, 2012.
- 31. Mayor's Request Requesting the re-appointment of Robert Sweeney as Constable, for a term to expire December 31, 2012.
- 32. Mayor's Request Requesting the re-appointment of Rocco M. Marciello as Constable, for a term to expire December 31, 2012.
- 33. Mayor's Request Requesting the re-appointment of Ronald M. DiGiorgio as Constable, for a term to expire December 31, 2012.
- 34. Mayor's Request Requesting the re-appointment of Scott A. Kingsley as Constable, for a term to expire December 31, 2012.
- 35. Mayor's Request Requesting the re-appointment of Timothy R. McGonigal as Constable, for a term to expire December 31, 2012.

COMMUNICATIONS OF CITY OFFICERS

- 36. Officer's Request School Committee and School Superintendent requesting approval of a Resolution opposing the proposed Somerville Progressive Charter School application.
- 37. Officer's Communication Traffic and Parking Director responding to #192303 re: the Iacopucci dedication sign.
- 38. Officer's Communication Public Works Commissioner responding to #192282 re: non-working residential water transponders and the homeowner's responsibility.

NEW BUSINESS

- 39. License/Permit Public Event Permit, First Congregational Church of Somerville Living Nativity and Caroling, Davis Sq. Statue Park, Dec 16, 7:30PM-7:50PM.

- 40. License/Permit Renewing Used Car Dealers License Class 1, Dom's Motor Service dba Riverside, 2 Union Sq., 85 vehicles.
- 41. License/Permit Renewing Used Car Dealers License Class 2, Dom's Motor Service dba Riverside, 2 Union Sq., 2 autos, 15 motorcycles.
- 42. License/Permit Renewing Used Car Dealers License Class 2, PJ's Auto Sales, 161 Broadway, 67 autos in, 4 out.
- 43. License/Permit Renewing Outdoor Seating License, Sally O'Brien's, 335 Somerville Ave., 4 tables, 16 chairs.
- 44. License/Permit Renewing Outdoor Seating License, Riverside, 2 Union Sq., 3 motorcycles.
- 45. Public Communication Erving Board of Selectmen requesting that this Board consider supporting a proposal in MA for Congressional District apportionment of Presidential Electors for the Electoral College.

SUPPLEMENTAL ITEMS

- 46. Order By Ald. Connolly, Taylor, Desmond, Sullivan, White Jr.

That the Water Superintendent review the water bills of the Somerville Home on Summer Street for accuracy, advise of water conservation measures, and review its eligibility for reimbursable state or federal funds.
- 47. Resolution By Ald. Connolly, Desmond, Sullivan, White Jr.

That this Board requests that a representative of NStar appear before this Board, ASAP, to discuss the recent series of power outages in East Somerville and to propose a corrective action program to ensure consistent power throughout the winter months.
- 48. Resolution By Ald. Sullivan, Connolly, Desmond, White Jr.

That this Board requests that a representative from NStar appear at the first meeting of this Board's Public Works and Utilities Committee in 2012 to explain the consistent power outages in East Somerville.
- 49. Mayor's Request Requesting that, pursuant to MGL c30A, s21(a)(3), this Board convene in Executive Session so the Mayor may update the Board regarding a collective bargaining matter that has been the subject of arbitration.
- 50. Mayor's Request Requesting that this Board review and approve the attached MBTA lease relating to the Community Path.

51. License/Permit Renewing Used Car Dealers License Class 2, CM Auto Sales, 30 Joy St., 40 autos.

LATE ITEMS

ADJOURNMENT

Adjournment

Submitted by John J. Long, City Clerk