

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

**REGULAR MEETING AGENDA**

November 14, 2013, 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 10, 2013.

**CITATIONS**

3. Citation            By Ald. Connolly, and the Entire Board and the Mayor  
Commending Thomas Bent, who was recently honored  
as the Chamber of Commerce's 2013 Recipient of the  
John W. Fitzgerald Lifetime Achievement Award.
4. Citation            By Ald. White Jr., and the Entire Board and the Mayor  
Commending Police Detective Dante DiFronzo, who  
was recently awarded the Alexander McQuestion  
Award, presented by American Legion Post 19 as the  
Police Officer of the Year.
5. Citation            By Ald. White Jr., and the Entire Board and the Mayor  
Commending Firefighter Christine Guelpa, who was  
recently awarded the Thomas Chetham Award,  
presented by American Legion Post 19 as the  
Firefighter of the Year.

**PUBLIC HEARINGS**

6. Grant of Location    Grant of Location submitted by RCN-BecoCom LLC  
for 8 feet of conduit from a pole on Russell Street  
across the sidewalk to 212 Elm Street.
7. Grant of Location    Grant of Location submitted by NStar Electric for 5 feet  
of conduit in Franklin Street from a pole to 52 Franklin  
St.
8. Grant of Location    Grant of Location submitted by Lightower Fiber  
Networks for 117 feet of conduit in Middlesex Avenue  
from a manhole to another manhole at New  
Road/Revolution Drive.

9. Grant of Location Grant of Location submitted by Lighttower Fiber Networks for 254 feet of conduit in the sidewalks of Ivaloo Street and Park Street, from a pole at Ivaloo Street to another pole at Park Street.

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

10. Order By Ald. Bastardi  
That the Commissioner of Public Works contact the appropriate utility about low hanging wires at 16 Hathorn Street and 29 Delaware Street.
11. Order By Ald. Bastardi  
That the Director of SPCD (ISD) and the Chief of Police enforce the ordinances pertaining to early morning trash pickups on the length of lower Broadway, specifically at Tacqueria Montecristo.
12. Order By Ald. Taylor  
That the Commissioner of Public Works inspect the street lighting on Aldersey Street and replace the burned out light bulbs.
13. Order By Ald. O'Keefe  
That the Director of SPCD (ISD) inspect 50-54 Murdock Street for compliance with all zoning and municipal ordinances and submit a report to the Public Health and Safety Committee.
14. Order By Ald. O'Keefe  
That the Director of Communications (311) provide the Ward 5 Alderman with the top 10 reported issues in Ward 5 for this calendar year by this Board's last meeting in December.
15. Order By Ald. O'Keefe  
That the Director of SPCD and the City Solicitor present a report to this Board on what may be done to improve upon Section 13 of the Zoning Ordinances (Inclusionary Housing).
16. Order By Ald. O'Keefe  
That the City Solicitor draft an ordinance detailing communication requirements to abutters of a proposed development in a residential neighborhood.
17. Order By Ald. O'Keefe  
That the City Engineer appear before the next Public Utilities and Works Committee meeting with an update on the Community Path Extension.

18. Order By Ald. O'Keefe  
That the Commissioner of Public Works and the City Engineer inspect and repair, if necessary, the sidewalks at the corner of Mossland and Elm Streets.
19. Order By Ald. O'Keefe  
That the Director of Traffic and Parking improve the signage at the corner of Lowell and Richardson Streets to make it less confusing.
20. Order By Ald. Lafuente  
That the Chief of Police monitor the corner of School and Medford Streets for violations of the traffic signals.
21. Order By Ald. Lafuente  
That the Commissioner of Public Works inspect the dead tree at 7 Maple Avenue for safety issues and remove it if necessary.
22. Order By Ald. Lafuente  
That the Director of SPCD (ISD) inspect 360 Mystic Avenue for code violations, illegal occupancy and potential safety issues.
23. Order By Ald. Lafuente  
That the Commissioner of Public Works repair the street lights at 16, 82 and 100 Fellsway West.
24. Order By Ald. Lafuente  
That the Commissioner of Public Works inspect Marshall Street Park and report back to the Ward 4 Alderman on plans for renovating it.
25. Order By Ald. Lafuente  
That the Director of Traffic and Parking and the Traffic Engineer provide suggestions on how to improve traffic safety and visibility at the corner of Central and Forster Streets.
26. Order By Ald. Sullivan, Lafuente, White Jr., Connolly, Desmond  
That the Commissioner of Public Works contact DCR to repair the pedestrian walkway lights and the chain link fence that separates Route 93 North from the walkway in the vicinity of the Blessing of the Bay boathouse.

27. Order By Ald. Sullivan, Lafuente, White Jr., Connolly, Desmond  
That the City Clerk send a communication to DCR requesting that an update be provided to this Board regarding the footbridge connecting Shore Drive to Assembly Square.
28. Resolution By Ald. Sullivan, Lafuente, White Jr., Connolly, Desmond  
That the Housing Authority clear the debris between the fenced in area behind the Healey School and the Housing Authority adjacent to the stairway.
29. Order By Ald. Sullivan  
That the City Solicitor and the Director of SPCD (ISD) update this Board on measures requiring property owners to maintain their property so it doesn't negatively impact their neighbors.
30. Order By Ald. Sullivan, Heuston, White Jr., Connolly, Desmond  
That the Commissioner of Public Works repair the uneven sidewalk located at the bus stop near 15 McGrath Highway.
31. Order By Ald. Sullivan, Trane  
That the Director of Traffic and Parking inform this Board on the legality of the NO TRUCKS signs on Powderhouse Blvd.
32. Order By Ald. Sullivan, Bastardi, White Jr., Connolly, Desmond  
That the Director of SPCD (Planning) review the parking restrictions as they pertain to the new construction at 625 McGrath Highway.
33. Order By Ald. Connolly, Gewirtz  
That the Commissioner of Public Works repair the depressions in College Avenue eastbound from Morrison Avenue to the Rotary.
34. Order By Ald. Connolly, Gewirtz  
That the Commissioner of Public Works replace the defective streetlamps in Davis Square Plaza (opposite JP Licks) and on Elm Street in front of One Davis Square.

35. Resolution By Ald. Heuston, Taylor  
That the Dedication Committee name the corner of Tremont Street and Webster Avenue in memory of Vietnam War veteran Arthur J. Downey.
36. Order By Ald. Heuston  
That the Commissioner of Public Works inspect and repair the traffic calming table at the intersection of Springfield Street and Concord Avenue for pedestrian safety issues due to concrete which has raised in the portion where pedestrians walk.
37. Order By Ald. Heuston  
That the Director of Finance and the City Treasurer research the possibility of providing direct deposit pay stubs online to employees and determine the potential savings to the city by doing so.
38. Order By Ald. Heuston  
That the Commissioner of Public Works contact NStar regarding power outages in the Hunting Street area over the last year and report back to this Board.
39. Order By Ald. Heuston  
That the Director of SPCD (ISD) determine if 46 South Street is being used as a rooming house and take all necessary actions.
40. Order By Ald. Heuston  
That the Director of Traffic and Parking and the Traffic Engineer evaluate the intersection of Hunting and South Streets and the intersection of Warren and Medford Streets and make recommendations regarding traffic regulations to alleviate problems of cut through and speeding traffic.

#### **UNFINISHED BUSINESS**

41. Public Communication Property owners Sunoco Inc. and Krisco Realty LLC submitting a proposed zoning map amendment for Prospect Hill and Somerville Avenue.

#### **REPORTS OF COMMITTEES**

#### **42. LEGISLATIVE MATTERS COMMITTEE**

- A. Committee Report Report of the Committee on Legislative Matters, meeting as a Committee of the Whole on November 12, 2013.

- B. Order By Ald. White Jr.  
That the Chair of the Legislative Matters Committee work with the Administration to advertise a public hearing for Nov. 12 at 6 PM, regarding filling vacancies on this Board (#194675 & #194849), noting that the measure would necessitate a change to the City Charter.
- C. Order By Ald. White Jr.  
That the City Solicitor provide an opinion on the constitutionality of preventing an individual appointed to fill a vacancy on this Board from running for a full time seat on this Board.
- D. Order By Ald. Heuston  
That the City Solicitor explain how the state's ethics rules apply to members of this Board being appointed to city jobs.
- E. Order By Ald. Sullivan  
That the City Solicitor report on the methods used by other communities, including the City of Boston, to fill vacancies in their legislative bodies.

43. LICENSES AND PERMITS COMMITTEE

- A. Committee Report Report of the Committee on Licenses and Permits, meeting on November 13, 2013.
- B. License/Permit New Hawker Peddler, Timothy Robertson, selling books.
- C. Order By Ald. Trane, Heuston, Sullivan  
That the Director of SPCD (ISD) review all business locations displaying goods, offering outdoor seating, or displaying signs on sidewalks, for proper permits, and direct any business not properly licensed to remove all of the above until the proper approvals are obtained.
- D. Order By Ald. O'Keefe  
That the Director of SPCD (ISD) and the City Clerk, in conjunction with the Chamber of Commerce, notify businesses that a permit is required to place seating or goods outdoors on the public way.

44. PUBLIC UTILITIES AND PUBLIC WORKS COMMITTEE

- A. Committee Report Report of the Committee on Public Utilities and Public Works, meeting on November 14, 2013.

45. SENIOR SERVICES COMMITTEE

- A. Committee Report Report of the Committee on Senior Services, meeting on October 28, 2013.
- B. Order By Ald. White Jr.  
That the Director of Traffic and Parking consider putting a crosswalk and traffic signal at the corner of Capen Court and Alewife Brook Parkway.
- C. Resolution By Ald. White Jr.  
That the Housing Authority address the concerns of residents at Capen Court regarding the names of the streets, i.e., Capen Court vs. Capen Street.
- D. Resolution By Ald. White Jr.  
That the Housing Authority install a handrail at the first floor emergency exit at Capen Court.

**COMMUNICATIONS OF THE MAYOR**

46. Mayor's Request Requesting that this Board hold an Assessing Classification public hearing at its November 26 regular meeting, to determine and adopt the tax levy percentages for FY14,
47. Mayor's Request Requesting the acceptance of a grant of \$7,316 from Somerville Cambridge Elder Services, for the Council on Aging's Fit for Life Program.
48. Mayor's Request Requesting the acceptance of a grant of \$6,200 from Somerville Cambridge Elder Services, for the Council on Aging's senior transportation.
49. Mayor's Request Requesting the acceptance of a grant of \$4,632.79 from the Cambridge Health Alliance, for the Health Department's support and management of TB patients.
50. Mayor's Request Requesting the acceptance of a grant of \$3,500 from the American Library Association for the purchase of "Muslim Journeys" books.
51. Mayor's Request Requesting acceptance of a grant of \$2,500 from the American Libraries Association Services Story Corps for the Public Library.
52. Mayor's Request Requesting the appointment of Marguerite Avery to the Library Board of Trustees.
53. Mayor's Request Requesting the appointment of Judy Walter to the Library Board of Trustees.

54. Mayor's Request Requesting the appointment of Jarrod Connors to the Condominium Review Board.

**COMMUNICATIONS OF CITY OFFICERS**

55. Officer's Communication Assistant City Solicitor responding to #195656 re: other communities' regulations of E-Cigarettes.

**NEW BUSINESS**

56. License/Permit Public Event Permit, Som|Dog Spring Fling, Union Square Plaza, Apr 27, 8-4PM.
57. License/Permit New Drain Layer's License, Keash Excavating Inc.
58. License/Permit Renewing Outdoor Seating License, El Potro Mexican Grill, 61 Union Sq.,
59. License/Permit Renewing Outdoor Seating License, Five Horses Tavern, 400 Highland Ave.
60. License/Permit Renewing Outdoor Seating License, Smart Tan, 258 Elm St.
61. License/Permit Renewing Outdoor Seating License, Dave's Fresh Pasta, 79 Holland St.
62. License/Permit Renewing Used Car Dealers License Class 2, United Motors, 188 Broadway.
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64. License/Permit Renewing Used Car Dealers License Class 2, Mystic Auto Sales and Service, 712 Mystic.
65. License/Permit Renewing Used Car Dealers License Class 2, Master Used Cars, 121 Prospect St.
66. License/Permit Renewing Used Car Dealers License Class 2, Motorcycles and More, 109 Bailey Rd.
67. License/Permit Renewing Used Car Dealers License Class 2, Barnes and Walsh, 224 Somerville Ave.
68. License/Permit Renewing Used Car Dealers License Class 2, Unlimited Auto Body, 471 Somerville Ave.
69. License/Permit Renewing Used Car Dealers License Class 2, BBS Services, 45 Broadway.
70. License/Permit Renewing Used Car Dealers License Class 2, American Auto Gallery, 682 Mystic Ave.



- 71. License/Permit Renewing Used Car Dealers License Class 3, Nissenbaum Auto Parts, 480 Columbia St.
- 72. License/Permit Renewing Used Car Dealers License Class 3, Nissenbaum Auto Parts, 0 Windsor St.
- 73. License/Permit Renewing Used Car Dealers License Class 3, Ed's Used Auto Parts, 516 Columbia St.
- 74. Public Communication Joe Lynch submitting comments re: #194675 and #194849, filling vacancies on this Board.

**SUPPLEMENTAL ITEMS**

- 75. Citation By Ald. Connolly, and the Entire Board and the Mayor Commending Helen McDade, on the happy occasion of her ninetieth birthday.
- 76. Mayor's Request Requesting a transfer of \$45,000 in SPCD's Inspectional Services Division, from the Professional and Technical Services Account to the Personal Salaries Account, to fund a Senior Code Enforcement Inspector for the ISD Health Division.
- 77. Mayor's Request Requesting review and approval of the MAPC's 2013 Update to the 2008 Hazardous Mitigation Plan.
- 78. Mayor's Request Requesting the appointment of Ezra Glenn to the Community Preservation Committee.
- 79. Mayor's Request Requesting the appointment of Courtney Koslow to the Community Preservation Committee.
- 80. Mayor's Request Requesting the appointment of Elizabeth Duclos-Orsello to the Community Preservation Committee.
- 81. Mayor's Request Requesting the appointment of Uma Murugan to the Community Preservation Committee.
- 82. Mayor's Communication Communicating to this Board the City's correspondence with Wynn Resorts Development regarding the proposed Wynn Development in Everett.
- 83. License/Permit Public Event Permit, Jingle Bell Run, Davis Square and area streets, Dec 15, 7AM-1PM.
- 84. License/Permit Renewing Used Car Dealers License Class 2, John's Auto Sales, 181 Somerville Ave.
- 85. License/Permit Renewing Extended Operating Hours License, KMart, 77 Middlesex Ave.

- 86. License/Permit Temporary Grant of Location, Lighttower Fiber Networks, for overhead wires from Burnside Avenue at Elm Street to White Street Place.
- 87. License/Permit Temporary Grant of Location, Lighttower Fiber Networks, for overhead wires from Beacon Street at Sacramento Street to Pole #30 on Sacramento Street.
- 88. License/Permit Temporary Grant of Location, Lighttower Fiber Networks, for overhead wires from Beacon Street at Sacramento Street to Pole #NT on Eustis Street.

**LATE ITEMS**

**ADJOURNMENT**

**Adjournment**

Submitted by John J. Long, City Clerk