

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

**REGULAR MEETING MINUTES**

June 26, 2013, 7:00 PM  
Aldermanic Chambers  
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*NOTICE: This is NOT the official version of the Board of Aldermen's minutes. While reasonable efforts have been made to assure the accuracy of the data provided, do not rely on this information without first checking with the City Clerk.*

**OPENING OF THE MEETING**

Attendee Name	Title	Status	Arrived
John M Connolly	Alderman At Large	Present	
Bruce M. Desmond	Alderman At Large	Absent	
Dennis M. Sullivan	Alderman At Large	Present	
William A. White Jr.	Alderman At Large	Present	
Maureen Bastardi	Ward One Alderman	Present	
Maryann M. Heuston	Ward Two Alderman	Present	
Thomas F. Taylor	Ward Three Alderman	Present	
Tony Lafuente	Ward Four Alderman	Present	
Courtney O'Keefe	Ward Five Alderman	Present	
Rebekah Gewirtz	Ward Six Alderman	Present	
Robert C. Trane	Ward Seven Alderman	Present	

1. #195163 Call of the Roll.  
Roll Call

**RESULT: PLACED ON FILE**

2. #195164 Approval of the Minutes of the Special Meeting, May 14, 2013, and the  
Minutes Regular Meeting, May 23, 2013.

**RESULT: APPROVED**

**CITATIONS**

3. #195165 By Ald. Gewirtz, White Jr., and the Entire Board and the Mayor  
Citation Congratulating Somerville Local First on the happy occasion of its 5th  
anniversary.

**RESULT: APPROVED**

**PUBLIC HEARINGS**

4. #195166 Grant of Location submitted by Comcast, to install 70 feet of conduit in Grant of Location Middlesex Ave., 90 feet of conduit in Assembly Sq. Drive, and 72 feet of conduit in Foley St.

**RESULT: APPROVED**

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

5. #195167 Resolution By Ald. Gewirtz, and the Entire Board That the Administration update this Board on any potential impacts of the proposed casino in Everett, and on efforts to mitigate those impacts and oppose the project.

**RESULT: APPROVED**

**FOLLOWUP:** Board of Aldermen

6. #195168 Order By Ald. Gewirtz, Trane, O'Keefe That the Library Director provide this Board with a timeline for accessibility improvements to the West Branch Library.

**RESULT: APPROVED**

**FOLLOWUP:** Finance Committee

7. #195169 Resolution By Ald. Gewirtz That the Traffic Commission update this Board on its decision regarding the 48 hour rule as soon as it is available.

**RESULT: APPROVED**

8. #195170 Order By Ald. Gewirtz That the Director of SPCD (Planning) advertise and announce the next meetings of Davis by Design so all residents can participate.

**RESULT: APPROVED**

9. #195171 Order By Ald. Trane That the Commissioner of Public Works trim the tree overhanging the right field line of the Little League diamond at Dilboy Field.

**RESULT: APPROVED**

10. #195172 Order By Ald. O'Keefe That the Director of Traffic and Parking and the Traffic Engineer determine if a crosswalk can be installed at the bus stop in front of the Somerville Hospital.

**RESULT: APPROVED**

**FOLLOWUP:** Traffic and Parking Committee

11. #195173 Order By Ald. O'Keefe  
That the Director of SPCD consider Magoun Square or Trum Field as a location for a Hubway Bicycle System.

**RESULT: APPROVED**

**FOLLOWUP:** Housing and Community Development Committee

12. #195174 Order By Ald. O'Keefe  
That the Commissioner of Public Works replace the tree at 490 Medford Street if it is dead.

**RESULT: APPROVED**

13. #195175 Ordinance By Ald. Lafuente  
That this Board declares the property at 315 Broadway to be a Historic District and requests that the Historic Preservation Commission prepare a study on the establishment of the Historic District.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Legislative Matters Committee

14. #195176 Order By Ald. Heuston  
That the Director of Traffic and Parking install a NO OUTLET sign at the entrance to Horace Street.

**RESULT: WITHDRAWN**

15. #195177 Order By Ald. Heuston  
Withdrawn.

**RESULT: WITHDRAWN**

16. #195178 Order By Ald. Heuston  
That the Director of Traffic and Parking increase enforcement of illegal parking on Horace and Ward Streets.

**RESULT: APPROVED**

17. #195179 Resolution By Ald. Heuston  
That the Administration appear before this Board to explain the current status of the Clear Channel negotiations and the proposed locations of electronic billboards.

**RESULT: APPROVED**

**FOLLOWUP:** Finance Committee

**UNFINISHED BUSINESS**

**REPORTS OF COMMITTEES**

18. CONFIRMATION OF APPOINTMENTS COMMITTEE

- A. #195180 Report of the Committee on Confirmation of Appointments, meeting on Committee Report June 26, 2013.

**RESULT: APPROVED**

- B. #195139 Requesting the Appointment of John Norton to the Position of Deputy Fire Mayor's Request Chief.

**RESULT: APPROVED**

- C. #195140 Requesting the appointment of John Keane to the position of District Fire Mayor's Request Chief.

**RESULT: APPROVED**

19. LEGISLATIVE MATTERS COMMITTEE

- A. #195181 Report of the Committee on Legislative Matters, meeting on June 18, 2013. Committee Report

**RESULT: APPROVED AS AMENDED**

#194514 was replaced by #195196, which was Approved.  
#195025 was replaced by #195207, which was Approved.

- B. #194514 Requesting Acceptance of a "Wage Theft" Ordinance. Mayor's Request

**RESULT: PLACED ON FILE**

See #195196 (Agenda #34) for Enrolled and Ordained Ordinance.

- C. #195025 Mayor's Request Requesting approval of an Ordinance amending the Local Historic District Map to create a new Somerville Main Post Office Historic District encompassing the property at 237 Washington Street.

**RESULT: PLACED ON FILE**

See #195207 (Agenda #45) for Enrolled and Ordained Ordinance.

20. LICENSES AND PERMITS COMMITTEE

- A. #195182 Report of the Committee on Licenses and Permits, meeting on June 24, Committee Report 2013.

**RESULT: APPROVED**

- B. #193642 Order By Ald. Trane That the Clerk of Committees notify the owner of Alewife Automotive, located at 395 Alewife Brook Parkway, 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.

**RESULT: WORK COMPLETED**

- C. #193985 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.

**RESULT: WORK COMPLETED**

- D. #194240 License/Permit Amending Used Car Dealers License Class 2, Alewife Automotive, 395 Alewife Brook Pkwy., adding 20 autos outside.

**RESULT: APPROVED WITH CONDITIONS**

**CONDITION:** That the Petitioner stripe his parking lot in accordance with the plan submitted to the Committee.

- E. #194936 License/Permit Public Event Permit, City Sports 10K Road Race, Davis Sq and area streets, Jun 30, 6AM-1PM.

**RESULT: APPROVED WITH CONDITIONS**

**CONDITION:** The Petitioner must appear at the Licenses and Permits Committee on July 10, at 6 PM, to review the impact of the race on the affected neighborhoods.

- F. #195127 Sign/Awning Permit, Boston Hairstylist, 106 Bristol Rd., 1 blade sign.  
License/Permit

**RESULT: APPROVED**

- G. #195130 New Outdoor Seating License, Aguacate Verde, 13 Elm St., 2 tables, 4  
License/Permit seats.

**RESULT: APPROVED**

21. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. #195183 Report of the Committee on Public Health and Public Safety, meeting on  
Committee Report June 25, 2013.

**RESULT: PLACED ON FILE**

The Committee Meeting was cancelled.

**COMMUNICATIONS OF THE MAYOR**

22. #195184 Requesting an appropriation of \$535,127 in Sewer Enterprise Fund Retained  
Mayor's Request Earnings to the FY2014 Sewer Enterprise Fund Budget to mitigate a rate  
increase.

**RESULT: APPROVED**

23. #195185 Requesting an appropriation of \$15,860 from Water Enterprise Retained  
Mayor's Request Earnings to the FY2014 Water Enterprise Fund Budget to mitigate a rate  
increase.

**RESULT: APPROVED**

24. #195186 Requesting a transfer of \$11,917 from the Unemployment Compensation  
Mayor's Request Account to the Dilboy Enterprise Fund Electricity Account to correct a year  
end deficit.

**RESULT: APPROVED**

25. #195187 Mayor's Request Requesting authorization to seek a PARC grant of \$400,000 for a new park at Pearl and Florence Streets.

**RESULT: APPROVED**

26. #195188 Mayor's Request Requesting the acceptance of a \$13,000 grant from the Metro Mayors Community Safety Initiative, for the Police Department's Shannon Grant for youth violence prevention.

**RESULT: APPROVED**

27. #195189 Mayor's Request Requesting the reauthorization of the Cable Telecommunications Departmental Revolving Fund for FY2014.

**RESULT: APPROVED**

28. #195190 Mayor's Request Requesting the appointment of Kenneth Silva to the position of Fire Captain.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

29. #195191 Mayor's Request Requesting the appointment of Michael Marino to the position of Fire Lieutenant.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

30. #195192 Mayor's Request Requesting the appointment Kenneth Lippens to the position of Fire Lieutenant.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

31. #195193 Mayor's Request Requesting the appointment of Rona Fischman to the Fair Housing Commission.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

32. #195194 Mayor's Request Requesting the appointment of Bernice Dixon to the Fair Housing Commission.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

**COMMUNICATIONS OF CITY OFFICERS**

33. #195195 City Solicitor responding to #195134 re: Amending Ordinance Chapter 8 Officer's Request Article XV, Mobile Food Vendors, to grandfather in certain prior vendors.

**RESULT: ORDINANCE ORDAINED. [UNANIMOUS]**

**AYES:** Connolly, Sullivan, White Jr., Bastardi, Heuston, Taylor, Lafuente, O'Keefe, Gewirtz, Trane

**ABSENT:** Bruce M. Desmond

34. #195196 City Solicitor submitting a revised Wage Theft Ordinance. Officer's Request

**RESULT: ORDINANCE ORDAINED. [UNANIMOUS]**

**AYES:** Connolly, Sullivan, White Jr., Bastardi, Heuston, Taylor, Lafuente, O'Keefe, Gewirtz, Trane

**ABSENT:** Bruce M. Desmond

35. #195197 Director of Traffic and Parking responding to various Board Orders. Officer's Communication

**RESULT: PLACED ON FILE**

**NEW BUSINESS**

36. #195198 New Mobile Food Vendor, Tenoch Mexican. License/Permit

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

37. #195199 Sign/Awning Permit, World Missions Apostolic Church, 622 Somerville Ave., blade sign over Kent St. entrance. License/Permit

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

38. #195200 Sign/Awning Permit, Dental Arts Associates, 396 Highland Ave., 3 signs. License/Permit

**RESULT: REFERRED FOR RECOMMENDATION**



**FOLLOWUP:** Licenses and Permits Committee

39. #195201 License/Permit Renewing Outdoor Seating License, SSG Development, 50 Middlesex Ave.

**RESULT: APPROVED**

40. #195202 License/Permit Renewing Extended Operating Hours License, Target, 180 Somerville Ave., Opening 1AM to 11PM on "Black Friday," 11/29.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

41. #195203 Public Communication Eric Hook submitting comments re: #195095, a zoning ordinance amendment re: medical marijuana treatment facilities.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Land Use Committee

**SUPPLEMENTAL ITEMS**

42. #195204 Mayor's Request Requesting a transfer of \$419,929 from the FY2014 Appropriated Salary Contingency Account to various FY2014 SPCD Salary Accounts.

**RESULT: APPROVED**

43. #195205 Mayor's Request Requesting the acceptance of three Environmental Protection Agency grants totaling \$600,000 for clean up activities at the former Kiley Barrel site.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

44. #195206 Officer's Communication Planning Board conveying its recommendations re: #194513, a proposed zoning ordinance modifying Article 15: Linkage.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Land Use Committee

45. #195207 Officer's Request Historic Preservation Commission submitting the final report and recommendation re: #195025, the Main Post Office Local Historic District designation.

**RESULT: ORDINANCE ORDAINED. [UNANIMOUS]**  
**AYES:** Connolly, Sullivan, White Jr., Bastardi, Heuston, Taylor, Lafuente, O'Keefe, Gewirtz, Trane  
**ABSENT:** Bruce M. Desmond

46. #195208 Mayor's Request Requesting the appointment of Binoj Pradhan to the Commission for Persons with Disabilities.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

47. #195209 Mayor's Request Requesting the appointment of Colin Killick to the Commission for Persons with Disabilities.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

48. #195210 Mayor's Request Requesting the appointment of Bradbury Stearns as an Alternate to the Historic Preservation Commission.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

49. #195211 License/Permit Public Event Permit, Oxford St. SomerPlay Zone, Oxford St. Between School St. And Trull Lane, Jul 20, Aug 17, Sep 14, 1-8PM (raindate Jul 21, Aug 18, Sep 15).

**RESULT: APPROVED**

50. #195212 License/Permit Public Event Permit, Linden Ave. Block Party, Jul 28, 3-8PM (raindate Aug 11).

**RESULT: APPROVED**

51. #195213 License/Permit Public Event Permit, MA Bay Veteran Center Dedication, 2 North St at Broadway, Aug 7, 4-10 PM

**RESULT: APPROVED**

**LATE ITEMS**

52. #195214 Resolution By Ald. Lafuente, and the Entire Board That the Historic Preservation Commission consider designating 315 Broadway as a Historic District.

**RESULT: APPROVED**

53. #195215 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.

**RESULT: APPROVED**

54. #195216 Order By Ald. Connolly That the Director of Capital Improvements and the Library Director provide this Board with timelines for renovations, repairs and improvements to both the East and West Branch libraries, including projected budget expenditures.

**RESULT: APPROVED**

**FOLLOWUP:** Finance Committee

55. #195217 Mayor's Request Requesting the acceptance of a grant of \$42,000 from the Department of Mental Health, for the Police Based Jail Diversion Program.

**RESULT: APPROVED**

56. #195218 Mayor's Request Requesting approval of the 2013-2017 HUD Five Year Consolidated Plan and the 2013-2014 HUD One Year Action Plan for CDBG, HOME, and ESG programming

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Housing and Community Development Committee

57. #195219 Mayor's Request Requesting an amendment to the Zoning Ordinance amending the Zoning Map to place 9 Medford Street into the TOD100 Zoning District.

**RESULT: REFERRED FOR RECOMMENDATION**

Also referred to the Planning Board.

**FOLLOWUP:** Land Use Committee

58. #195220 Officer's Communication DPW Commissioner responding to various Board Orders from this evening's meeting.

**RESULT: PLACED ON FILE**

59. #195221 Renewing Mobile Food Vendor, Moe's BBQ Trolley.  
License/Permit

**RESULT: APPROVED**

60. #195222 New Mobile Food Vendor, Bon Me Foods.  
License/Permit

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

**ADJOURNMENT**

Adjournment

Submitted by John J. Long, City Clerk