

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

**REGULAR MEETING MINUTES**

January 27, 2011, 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	Present	
Dennis M. Sullivan	Alderman At Large	Present	
William A. White Jr.	Alderman At Large	Present	
William M. Roche	Ward One Alderman	Present	
Maryann M. Heuston	Ward Two Alderman	Present	
Thomas F. Taylor	Ward Three Alderman	Present	
Walter F. Pero	Ward Four Alderman	Present	
Sean T. O'Donovan	Ward Five Alderman	Present	
Rebekah L. Gewirtz	Ward Six Alderman	Present	
Robert C. Trane	Ward Seven Alderman	Absent	

1. #190739 Call of the Roll.  
Roll Call

**RESULT: PLACED ON FILE**

2. #190740 Approval of the Minutes of the Regular Meeting, December 16, 2010.  
Minutes

**RESULT: APPROVED**

**CITATIONS**

3. #190741 By Ald. Roche, and the Entire Board and the Mayor  
Citation Commending Phil Ercolini, a lifelong Somervillian, who is retiring as the city's Director of Housing after 33 years of dedicated public service to this city and state.

**RESULT: APPROVED**

4. #190742 By Ald. Roche, Desmond, Connolly, Gewirtz, and the Entire Board and the Mayor  
Citation Commending the Boston Burger Company, which has just won Rachel Ray's nationwide 2011 Battle of the Best Burger Award.

**RESULT: APPROVED**

**PUBLIC HEARINGS**

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

5. #190743 By Ald. White Jr.  
Order That the Water Superintendent appear before this Board's Committee on Public Health and Public Safety to discuss the recent letter to city residents concerning the water supply.

**RESULT: APPROVED**

**FOLLOWUP:** Public Health and Public Safety Committee

6. #190744 By Ald. White Jr.  
Order That the Director of Finance appear before the Committee on Finance with the meals tax receipts (adjusted for the increase in the rate) over the past five years and discuss their impact, especially on the state of the restaurant business in Somerville.

**RESULT: APPROVED**

**FOLLOWUP:** Finance Committee

7. #190745 By Ald. Gewirtz  
Order That the Commissioner of Public Works repair all potholes on Irving Street, especially at 52-56 Irving Street, and re-pave the street in the spring.

**RESULT: APPROVED**

8. #190746 By Ald. Gewirtz  
Resolution 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.

**RESULT: APPROVED**

**FOLLOWUP:** Housing and Community Development Committee

9. #190747 By Ald. Gewirtz  
Order That the Commissioner of Public Works and Director of Traffic and Parking arrange a meeting with Comcast and the Ward 6 Alderman to consider closing the driveway onto Wallace Street at Holland Street, raising the curb, and planting trees along the sidewalk, to to slow traffic, improve air quality, and lower the noise created by Orleans customers at night.

**RESULT: APPROVED**

10. #190748 Resolution By Ald. Gewirtz  
That this Board extends its sincere thanks to the Dept. of Public Works employees for their diligent work during the recent snow storms.
- RESULT: APPROVED**
11. #190749 Order By Ald. Gewirtz  
That the Commissioner of Public Works consider using pet-friendly ice melt on the community path surface, as harsh salts are an irritant to dog's paws.
- RESULT: APPROVED**
12. #190750 Resolution By Ald. Gewirtz  
That this Board requests that the Administration, the Police and this Board's Committee on Public Health and Safety coordinate with the National Empowerment Center on training police officers responding to situations involving people with mental illness.
- RESULT: APPROVED**
- FOLLOWUP:** Public Health and Public Safety Committee
13. #190751 Order By Ald. Roche, Heuston  
That the Director of Recreation explain to this Board the parking policy around the Somerville Avenue Skating Rink, specifically why parking is prohibited at the rear of the rink.
- RESULT: APPROVED**
- FOLLOWUP:** Traffic and Parking Committee  
Youth Services Committee
14. #190752 Order By Ald. Roche  
That the Chief Fire Engineer appear before this Board to report on any actions taken to avoid another situation with the fire hydrants like what happened on Fairfax Street.
- RESULT: APPROVED**
- FOLLOWUP:** Public Health and Public Safety Committee
15. #190753 Resolution By Ald. Roche  
That this Board requests that the Administration allow off street parking in the East Somerville Community School yard after snow emergencies have been lifted.
- RESULT: APPROVED**

- |     |                      |  |
|-----|----------------------|--|
| 16. | #190754<br>Order     | <p>By Ald. Roche<br/>That the Commissioner of Public Works coordinate with Mass Highway regarding snow removal from streets that abut McGrath Highway.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><b>RESULT: APPROVED</b></div>   |
| 17. | #190755<br>Order     | <p>By Ald. Pero<br/>That the Commissioner of Public Works repair the food services fan at the Winter Hill School and/or take measures to muffle the noise it creates, so that it is no longer a disturbance to neighbors.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><b>RESULT: APPROVED</b></div>  |
| 18. | #190756<br>Order     | <p>By Ald. Desmond, O'Donovan<br/>That the Director of Recreation re-schedule the public skating hours to what they've been in previous years.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><b>RESULT: APPROVED</b></div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <b>FOLLOWUP:</b>                      Traffic and Parking Committee<br/>        Youth Services Committee         </div> |
| 19. | #190757<br>Order     | <p>By Ald. Desmond, Taylor, O'Donovan<br/>That the Commissioner of Public Works fill the pothole at the intersection of Summer and Porter Streets.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><b>RESULT: APPROVED</b></div>   |
| 20. | #190758<br>Ordinance | <p>By Ald. Desmond, Roche, Sullivan, Gewirtz, O'Donovan, Heuston, Taylor<br/>That this Board amends Ordinance Section 2-355, aka The Responsible Employer Ordinance, as noted within. (see attachment)</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><b>RESULT: REFERRED FOR RECOMMENDATION</b></div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <b>FOLLOWUP:</b>                      Legislative Matters Committee         </div>         |
| 21. | #190759<br>Order     | <p>By Ald. Connolly<br/>That the Chief of Police advise this Board of the overall training goals for all management personnel and patrol officers for the balance of the fiscal year.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><b>RESULT: APPROVED</b></div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> <b>FOLLOWUP:</b> Public Health and Public Safety Committee         </div>  |
| 22. | #190760<br>Order     | <p>By Ald. Connolly, Trane<br/>That the Commissioner of Public Works repair the potholes on Broadway, between Curtis and Mason Streets.</p>  |

**RESULT: APPROVED**

23. #190761 Order By Ald. Connolly, Gewirtz  
That the Commissioner of Public Works direct the appropriate utility to repair the streetlamp on Bay State and Kidder Avenues.

**RESULT: APPROVED**

24. #190762 Order By Ald. Taylor  
That the Commissioner of Public Works direct the appropriate utility to remove the double pole at 6 Putnam Street. (2nd notice-see #189702).

**RESULT: APPROVED**

25. #190763 Order By Ald. Taylor  
That the Commissioner of Public Works investigate the use of a brine solution to treat public/private ways during inclement weather in winter.

**RESULT: APPROVED**

**FOLLOWUP:** Environment and Energy Special Committee  
Public Utilities and Public Works Committee

26. #190764 Resolution By Ald. Taylor  
That this Board requests that the Dedication Commission provide the Ward 3 Alderman with an update on the June 24, 2010 request (#189303) to name the corner of Summer and Putnam Streets in memory of Gilbert Ribeiro.

**RESULT: APPROVED**

27. #190765 Order By Ald. Taylor  
That the Director of Communications and the Commissioner of Public Works publicize the specifics of the city's snow plowing plan to inform the public of the reasons that snow is plowed toward the even side of streets.

**RESULT: APPROVED**

28. #190766 Order By Ald. Taylor  
That the Director of SPCD provide this Board with an update of the zoning study preserving RA and RB zoned districts.

**RESULT: APPROVED**

**FOLLOWUP:** Land Use Committee

29. #190767 Communication By Ald. Gewirtz  
As President, conveying recent activities of the School Committee.

**RESULT: PLACED ON FILE**

**UNFINISHED BUSINESS**

**REPORTS OF COMMITTEES**

30. CONFIRMATION OF APPOINTMENTS COMMITTEE

- A. #190768 Report of the Committee on Confirmation of Appointments, January 20, Committee Report 2011.

**RESULT: APPROVED**

- B. #190617 Requesting the re-appointment of Jared Falcon as Constable.  
Mayor's Request

**RESULT: APPROVED**

- C. #190618 Requesting the re-appointment of Darcy Haynes as Constable.  
Mayor's Request

**RESULT: APPROVED**

- D. #190619 Requesting the re-appointment of Robert Lomanno as Constable.  
Mayor's Request

**RESULT: APPROVED**

- E. #190620 Requesting the re-appointment of Catello Battinelli as Constable.  
Mayor's Request

**RESULT: APPROVED**

- F. #190621 Requesting the re-appointment of Charles Carneglia as Constable.  
Mayor's Request

**RESULT: APPROVED**

Alderman Gewirtz opposed.

- G. #190622 Requesting the re-appointment of Pasquale DeFeo as Constable.  
Mayor's Request

**RESULT: APPROVED**

- H. #190623 Requesting the re-appointment of Alan Bishop as Constable.  
Mayor's Request

**RESULT: APPROVED**

- I. #190624 Requesting the re-appointment of Daniel Willinger as Constable.  
Mayor's Request

**RESULT: APPROVED**

- J. #190625 Requesting the re-appointment of Mark Snider as Constable.  
Mayor's Request

**RESULT: APPROVED**

- K. #190626 Requesting the re-appointment of Ronald DiGiorgio as Constable.  
Mayor's Request

**RESULT: APPROVED**

- L. #190627 Requesting the re-appointment of Rocco Marciello as Constable.  
Mayor's Request

**RESULT: APPROVED**

- M. #190628 Requesting the re-appointment of Mark Davis as Constable.  
Mayor's Request

**RESULT: APPROVED**

- N. #190629 Requesting the re-appointment of Joseph Figler as Constable.  
Mayor's Request

**RESULT: APPROVED**

- O. #190630 Requesting the re-appointment of Frederick Mangone as Constable.  
Mayor's Request

**RESULT: APPROVED**

31. CONFIRMATION OF APPOINTMENTS COMMITTEE

- A. #190769 Report of the Committee on Confirmation of Appointments, January 27,  
Committee Report 2011.

**RESULT: APPROVED**

- B. #188731  
Agenda Item
- By Ald. Gewirtz  
By Ald. Gewirtz, That the Committee on Confirmation of Appointments review Constable appointment #188492.

**RESULT: WORK COMPLETED**

- C. #189435  
Board  
Communication
- By Ald. Desmond  
That the City Solicitor Provide the Committee on Confirmation of Appointments with a Legal Opinion Relative to the Revocation of the Business License Associated with Item 188492.

**RESULT: WORK COMPLETED**

- D. #190389  
Officer's  
Communication
- The Director of Personnel, Robert Collins, Matthew Buckley, and the Chief Fire Engineer responding to #190356.

**RESULT: WORK COMPLETED**

- E. #190400  
Officer's  
Communication
- City Solicitor responding to #189435 re: the review of a Constable appointment.

**RESULT: WORK COMPLETED**

- F. #190402  
Public  
Communication
- Sean O'Brien conveying that Andrew Puglia will appear as his representative pursuant to #190356.

**RESULT: WORK COMPLETED**

- G. #190668  
Mayor's Request
- Requesting the appointment of Frank Wright as City Solicitor.

**RESULT: APPROVED**

- H. #190669  
Mayor's Request
- Requesting the appointment of Rob King as City Engineer.

**RESULT: APPROVED**

- I. #190670  
Mayor's Request
- Requesting the re-appointment of Edward Bean as the Finance Director.



**RESULT: APPROVED**

- J. #190671 Requesting the re-appointment of Paulette Renault-Caragianes as the  
Mayor's Request Director of the Board of Health.

**RESULT: APPROVED**

- K. #190672 Requesting the re-appointment of Steven MacEachern as Superintendent of  
Mayor's Request Highways, Lines and Lights.

**RESULT: APPROVED**

- L. #190673 Requesting the re-appointment of George Landers as the Superintendent of  
Mayor's Request Public Buildings and Grounds.

**RESULT: APPROVED**

- M. #190674 Requesting the re-appointment of Ed Nuzzo as the Superintendent of  
Mayor's Request Inspectional Services.

**RESULT: APPROVED**

- N. #190675 Requesting the re-appointment of Carol Antonelli as the Superintendent of  
Mayor's Request Water Works.

**RESULT: APPROVED**

- O. #190712 Requesting the re-appointment of Elizabeth Craveiro as City Treasurer &  
Mayor's Request Collector of Taxes.

**RESULT: APPROVED**

32. FINANCE COMMITTEE

- A. #190770 Report of the Committee on Finance, January 24, 2011.  
Committee Report

**RESULT: APPROVED**

- B. #190590 Requesting an appropriation of \$127,000 from the Capital Projects  
Mayor's Request Stabilization Fund to study the potential acquisition of certain properties in  
Union Square for a new Main Library and municipal facility.

**RESULT: PLACED ON FILE**

- C. #190592 Requesting an appropriation of \$22,400 from the Capital Projects  
Mayor's Request Stabilization Fund to conduct an exterior envelope study of the High School.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- D. #190593 Requesting an appropriation of \$21,800 from the Capital Projects  
Mayor's Request Stabilization Fund to conduct a City Hall facade and interior renovation  
study.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- E. #190636 Requesting approval to accept a PARC Grant of \$256,000 from the Division  
Mayor's Request of Conservation Services for Dickerman Playground construction costs.

**RESULT: APPROVED**

- F. #190637 Requesting the appropriation of \$400,000 in Capital Funds from the  
Mayor's Request Assembly Square Stabilization Fund for Dickerman Playground renovation.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- G. #190639 Requesting acceptance of a PARC Grant of \$384,000 from the Division of  
Mayor's Request Conservation Services for Morse-Kelley Playground construction costs.

**RESULT: APPROVED**

- H. #190640 Requesting approval to appropriate \$600,000 in Capital Funds from the  
Mayor's Request Assembly Square Stabilization Fund for Morse-Kelley Playground  
renovation.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- I. #190642 Requesting the acceptance of a \$403,200 PARC grant from the Division of  
Mayor's Request Conservation Services for the acquisition of 3 parcels at 15-25 Cross Street  
East (Map 89, Block K, Parcels 14, 15, and 16).

**RESULT: APPROVED**

- J. #190643 Mayor's Request Requesting the appropriation of \$630,000 in Capital Funds from the Assembly Square Stabilization Fund for the acquisition of three parcels at 15-25 Cross Street East (Map 89, Block K, Parcels 14, 15, and 16).

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- K. #190705 Mayor's Request Requesting the acquisition of three East Somerville parcels at 15-25 Cross Street East (Map 89, Block K, Parcels 14, 15, and 16) for a new Harris Park.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- L. #190706 Mayor's Request Requesting the appropriation of \$170,047 from the Receipts Reserved for Appropriation-Insurance Losses Acct. to DPW and Police Flood Costs Accts. to pay expenses related to the July 10, 2010 Flood.

**RESULT: APPROVED**

- M. #190707 Mayor's Request Requesting the transfer of \$6,454 from the Water Enterprise Salary Contingency Acct. to the Water Enterprise Salaries Acct. to establish the position of Director of Administration & Finance, Water/Sewer Enterprise Funds.

**RESULT: APPROVED**

33. LAND USE COMMITTEE

- A. #190771 Committee Report Report of the Committee on Land Use, January 24, 2011.

**RESULT: APPROVED**

- B. #190635 Mayor's Request Requesting approval to dedicate Dickerman Playground to open space and recreational use in perpetuity.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- C. #190638 Mayor's Request Requesting approval to dedicate the Morse-Kelley Playground to open space and recreational use in perpetuity.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- D. #190641 Mayor's Request Requesting approval of a Home Rule Petition authorizing the City to discontinue the existing Harris Park at 0 Cross Street and replace it with a new Harris Park at 15-25 Cross Street East.

**RESULT: APPROVED BY ROLL CALL [UNANIMOUS]**  
**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Taylor, Pero, O'Donovan, Gewirtz  
**ABSENT:** Robert C. Trane

- E. #188885 Officer's Communication Planning Board, Submitting a Recommendation Re: #188305, a Proposed Amendment to the Zoning Ordinance to Include a Senior Housing Use.

**RESULT: WORK COMPLETED**

- F. #188999 External Communication Elaine Leary Submitting Comments Re: #188305, a Proposed Zoning Amendment to Facilitate Senior Housing, and Comments Re: #188681-188685, Proposed Zoning Ordinances Submitted by Ten Registered Voters.

**RESULT: WORK COMPLETED**

- G. #189000 External Communication Katherine Wheeler Submitting Comments Re: #188681-188685, Proposed Zoning Ordinances Submitted by Ten Registered Voters.

**RESULT: WORK COMPLETED**

- H. #189001 External Communication Molly and David Harris Submitting Comments Re: #188681-188685, Proposed Zoning Ordinances Submitted by Ten Registered Voters.

**RESULT: WORK COMPLETED**

- I. #189002 External Communication Teri Swartzel Submitting Comments Re: #188681-188685, Proposed Zoning Ordinances Submitted by Ten Registered Voters.

**RESULT: WORK COMPLETED**

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|----|--------------------------------------|--|
| J. | #189044<br>Legislative Item          | Requesting Approval of an Amendment to the Zoning Ordinance to Modify the Parking Requirements in Article 9 for the Large Retail and Service Cluster in Certain Districts.   |
|    |                                      | <b>RESULT: PLACED ON FILE</b>  |
| K. | #189093<br>Legislative Item          | Ten Registered Voters/Somerville Residents for Sensible Development Requesting Approval of an Amendment to the Zoning Ordinances to Require the Submission of a Pro Forma Financial Analysis to the Special Permit Granting Authority.   |
|    |                                      | <b>RESULT: PLACED ON FILE</b>  |
| L. | #189094<br>Legislative Item          | Ten Registered Voters/Somerville Residents for Sensible Development Requesting Approval of an Amendment to the Zoning Ordinances to Prohibit Certain Residential Uses Within 150 Feet of an Active Railroad Right-Of-Way Grade Crossing. |
|    |                                      | <b>RESULT: PLACED ON FILE</b>  |
| M. | #189095<br>Legislative Item          | Ten Registered Voters/Somerville Residents for Sensible Development Requesting Approval of an Amendment to the Zoning Ordinances to Prohibit the Use of Tandem Parking for Any Off-Street Parking Plan.                                  |
|    |                                      | <b>RESULT: PLACED ON FILE</b>  |
| N. | #189096<br>External<br>Communication | Lynn McWhood Submitting Comments Re: #188685, a Proposed Zoning Amendment to Disclose Everyone Holding an Interest in a Special Permit or Variance Application.  |
|    |                                      | <b>RESULT: WORK COMPLETED</b>  |
| O. | #189097<br>External<br>Communication | Jessica Ziegler Submitting Comments Re: #188847, a Proposed Zoning Amendment to Amend Allowable Uses, Requirements for Special Permits, and Purpose Statements in IA and IP Zones.   |
|    |                                      | <b>RESULT: WORK COMPLETED</b>  |
| P. | #189098<br>External<br>Communication | Fred Berman, Submitting Comments Re: #'S188681-188685, Five Proposed Zoning Amendments Submitted by Somerville Residents for Sensible Development.   |
|    |                                      | <b>RESULT: WORK COMPLETED</b>  |
| Q. | #189230<br>External<br>Communication | Somerville Chamber of Commerce Submitting Comments Re: #188847, a Proposed Zoning Amendment to Amend Allowable Uses, Requirements for Special Permits, and Purpose Statements in IA and IP Zones.  |

**RESULT: WORK COMPLETED**

- R. #189231 Charles McKenzie and Devens Hamlen Submitting Comments Re: #188847, a Proposed Zoning Amendment to Amend Allowable Uses, Requirements for Special Permits, and Purpose Statements in IA and IP Zones.  
External Communication

**RESULT: WORK COMPLETED**

- S. #189232 Triumvirate Environmental Submitting Comments Re: #188847, a Proposed Zoning Amendment to Amend Allowable Uses, Requirements for Special Permits, and Purpose Statements in IA and IP Zones.  
External Communication

**RESULT: WORK COMPLETED**

- T. #189233 William McLaughlin Submitting Comments Re: #188847, a Proposed Zoning Amendment to Amend Allowable Uses, Requirements for Special Permits, and Purpose Statements in IA and IP Zones.  
External Communication

**RESULT: WORK COMPLETED**

- U. #189234 Inner Belt Realty Trust Submitting Comments Re: #188847, a Proposed Zoning Amendment to Amend Allowable Uses, Requirements for Special Permits, and Purpose Statements in IA and IP Zones.  
External Communication

**RESULT: WORK COMPLETED**

- V. #189308 Planning Board Submitting Recommendations Re: #188847, a Proposal to Amend the Zoning Ordinances for Allowable Uses, Requirements for Special Permits, and Purpose Statements in IA and IP Zones.  
Officer's Communication

**RESULT: WORK COMPLETED**

- W. #189309 Planning Board Submitting Recommendations Re: #'S 188681, 188682, 188683, 188684 and 188685, Proposals to Amend the Zoning Ordinances Submitted by Ten Registered Voters on Jan. 14.  
Officer's Communication

**RESULT: WORK COMPLETED**

- X. #189628 Review of Proposed Amendments to the Somerville Zoning Ordinance Submitted by Somerville Residents for Sensible Development on March 7, 2010  
Mayor's Communication

**RESULT: WORK COMPLETED**

- Y. #189759 Planning Board Conveying Its Recommendations with Respect to the Officer's Proposed Ordinance Amending the Floodplain Overlay District in the Communication Somerville Zoning Ordinance to Comply with 44 Code of Federal Regulations (CFR) Seciton 60.3(D) of the National Flood Insurance Program (NFIP) Regulations.

**RESULT: PLACED ON FILE**

34. LEGISLATIVE MATTERS COMMITTEE

- A. #190772 Report of the Committee on Legislative Matters, January 25, 2011.  
Committee Report

**RESULT: APPROVED**

- B. #190773 By Ald. Sullivan  
Order That the City Solicitor provide an opinion on whether this Board may prevent a convicted felon from holding elected office and whether this provision should be included in the city charter.

**RESULT: APPROVED**

35. LICENSES AND PERMITS COMMITTEE

- A. #190774 Report of the Committee on Licenses and Permits, January 20, 2011.  
Committee Report

**RESULT: APPROVED**

- B. #190632 Renewing Used Car Dealers License Class 2, CM Auto Sales, 30 Joy St., 40  
License/Permit cars.

**RESULT: APPROVED**

- C. #190633 Renewing Used Car Dealers License Class 2, GE & M Auto Service, 395  
License/Permit Alewife Brook Pkwy., 10 cars outside.

**RESULT: APPROVED**

- D. #190645 Renewing Used Car Dealers License Class 2, Inman Motor Sales, 39 Webster  
License/Permit Ave., 30 autos outside.

**RESULT: APPROVED**

- E. #190646 Renewing Used Car Dealers License Class 2, Motorcycles and More LLC,  
License/Permit 109 Bailey Rd., No autos.

**RESULT: APPROVED**

F. #190715 New Drain Layer's License, D. Muzzioli Associates Inc.  
License/Permit

**RESULT: APPROVED**

G. #190716 Renewing Bus Route, Joseph's Transportation Inc., Tufts to Davis Sq. route.  
License/Permit

**RESULT: APPROVED**

H. #190717 Renewing Used Car Dealer's License Class 1, Riverside, 2 Union Sq., 85  
License/Permit autos.

**RESULT: APPROVED**

I. #190718 Renewing Used Car Dealer's License Class 2, Riverside, 2 Union Sq., 2  
License/Permit autos, 15 motorcycles.

**RESULT: APPROVED**

J. #190719 Renewing Used Car Dealer's License Class 2, Auto Brokers of Somerville,  
License/Permit 182 Washington St., 26 autos.

**RESULT: APPROVED**

K. #190720 Renewing Used Car Dealer's License Class 2, Automotive Transport Service,  
License/Permit 495 Columbia St., 10 autos in.

**RESULT: APPROVED**

L. #190721 Renewing Used Car Dealer's License Class 2, Green Automotive Inc., 600  
License/Permit Windsor Place, 20 autos in.

**RESULT: APPROVED**

M. #190722 Renewing Used Car Dealer's License Class 2, Pat's Auto Body Inc., 182  
License/Permit Washington St., 27 autos.

**RESULT: APPROVED**

N. #190723 Renewing Used Car Dealer's License Class 2, Pat's Auto Body Inc., 161  
License/Permit Linwood St., 15 autos.



**RESULT: APPROVED**

- O. #190724 License/Permit Renewing Used Car Dealer's License Class 2, Pat's Auto Body Inc., 308 McGrath Hwy., 12 autos.

**RESULT: APPROVED**

- P. #190725 License/Permit Renewing Used Car Dealer's License Class 2, John's Auto Sales, 181 Somerville Ave., 38 autos.

**RESULT: APPROVED**

- Q. #190726 License/Permit Renewing Used Car Dealer's License Class 2, All Rite Collision LLC, 38-42 Medford St., 10 autos.

**RESULT: APPROVED**

- R. #190727 License/Permit Renewing Used Car Dealer's License Class 2, Benny's Auto Sales, 508 Somerville Ave., 2 autos in, 8 out.

**RESULT: APPROVED**

- S. #190728 License/Permit 2010 Renewing Used Car Dealer's License Class 2, Benny's Auto Sales, 508 Somerville Ave., 2 autos in, 8 out.

**RESULT: APPROVED**

36. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. #190775 Committee Report 2011. Report of the Committee on Public Health and Public Safety, January 25, Committee Report 2011.

**RESULT: APPROVED**

- B. #189278 Board Communication By Ald. Heuston That the City Solicitor Provide the Committee on Public Health and Public Safety with a Report on the Use and Licensing of Public Address Systems as Well as the Noise Ordinance, was Approved.

**RESULT: WORK COMPLETED**

- C. #189631 Officer's Communication Response to Order #189278 - Use and Licensing of Public Address Systems as Well as the Noise Ordinance

**RESULT: WORK COMPLETED**

- D. #189705 Resolution By Ald. Sullivan, Gewirtz, White Jr.  
That This Board Requests that the Administration Update This Board on Any Fire Department Studies.

**RESULT: WORK COMPLETED**

- E. #189888 Order By Ald. Connolly  
That the Chief of Police Determine the Process of Applying for a One Day Beer and Wine License and Report that Information to the Committee on Public Health and Public Safety.

**RESULT: WORK COMPLETED**

- F. #190055 Order By Ald. White Jr.  
That the Director of SPCD (ISD) Consult with the Law Office to Obtain an Administrative Search Warrant to Examine 22 Forster Street and Then Issue All Appropriate Citations and Pursue Legal Action If Necessary.

**RESULT: WORK COMPLETED**

- G. #190117 Order By Ald. Heuston, Roche  
The Director of Transportation and the Director of Traffic and Parking Provide This Board with Information Regarding Two Mass DOT Bridge Reconstruction Projects and their Potential Negative Impacts: the Craigie Street Drawbridge at Leverett Circle and the O'Brien Highway, and the Longfellow Bridge Project.

**RESULT: WORK COMPLETED**

- H. #190310 Order By Ald. Desmond, O'Donovan, Connolly, Sullivan  
That the Commissioner of Public Works check Albion Park and Albion street each morning for discarded hypodermic needles and syringes as they have recently been found in and around the park.

**RESULT: WORK COMPLETED**

- I. #190370 Order By Ald. O'Donovan  
That the Director of Traffic and Parking appear before this Board's Committee on Traffic and Parking regarding vehicles exiting from Clyde Street onto Cedar Street.

**RESULT: WORK COMPLETED**

- J. #190411 Order By Ald. Roche  
That the Chief of Police inform This Board If the Mayor's public statement of the city's support of all immigrants includes eliminating the SPD's General Order 2009-11, which states in part that notification of the Immigration and Customs Enforcement Agency will only be authorized if a non-resident is arrested for murder, sexual Offenses, narcotics trafficking, or other serious offenses.

**RESULT: WORK COMPLETED**

- K. #190419 Order By Ald. O'Donovan  
That the Director of Traffic and Parking appear before the Committee on Public Health and Public Safety to discuss speeding on the south side of the Lowell Street Bridge.

**RESULT: WORK COMPLETED**

- L. #190685 Order By Ald. Heuston  
That the Chief of Police and the Director of SPCD (ISD) create a plan to address noise issues at 26 Mansfield Street and 9 Ward Street.

**RESULT: WORK COMPLETED**

- M. #190697 Order By Ald. Roche, Sullivan  
That the Chief of Police inform this Board if the Mayor's public statement of the city's support of all immigrants includes eliminating the SPD's General Order 2009-11, which states in part that notification of the Immigration and Customs Enforcement Agency will only be authorized if a non-resident is arrested for murder, sexual offenses, narcotics trafficking, or other serious offenses. (2nd request)

**RESULT: WORK COMPLETED**

37. PUBLIC UTILITIES AND PUBLIC WORKS COMMITTEE

- A. #190776 Report of the Committee on Public Utilities and Public Works, January 20, Committee Report 2011.

**RESULT: APPROVED**

- B. #190777 Order By Ald. Desmond  
That the City Solicitor review the city's contract regarding the use and maintenance of the Magoun Square CVS parking lot.

**RESULT: APPROVED**

- C. #190778 Order By Ald. Connolly  
That the Director of Traffic and Parking and the City Solicitor review the Basil Tree agreement for parking vans overnight in the Magoun Square CVS parking lot, in light of the Public Utilities and Public Works Committee's recommendation that those vans be removed from the lot during a snow emergency to allow for proper snow removal.

**RESULT: APPROVED**

- D. #190779 Order By Ald. O'Donovan  
That the Director of Traffic and Parking compare the number of metered and business parking spaces in the Magoun Square CVS parking lot with the spaces allocated in the contract with the city.

**RESULT: APPROVED**

### COMMUNICATIONS OF THE MAYOR

38. #190780 Mayor's Request Requesting an amendment to the Zoning Ordinance to establish minimum pervious area requirements on lots in certain zoning districts.

**RESULT: REFERRED FOR RECOMMENDATION**

Referred to the Land Use Committee and the Planning Board.

**FOLLOWUP:** Land Use Committee

39. #190781 Mayor's Request Requesting an amendment to the Code of Ordinances to establish regulations for paving driveways and other impervious surfaces.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Legislative Matters Committee

40. #190782 Mayor's Request Requesting acceptance of a Sustainable Community Challenge Grant of \$1.8 million from the Dept. of Housing & Urban Development for several SPCD initiatives, including the Comprehensive Plan, Green Line planning, a rewrite of the zoning ordinance, streamlining the permitting process, and a land bank for affordable housing.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

41. #190783 Mayor's Request Requesting that this Board accept this report on the update to the Comprehensive Plan and provide comments on it to SPCD staff.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Housing and Community Development Committee

42. #190784 Mayor's Request Requesting the appointment of Scott Breaker as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

43. #190785 Mayor's Request Requesting the re-appointment of Michael Browne as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

44. #190786 Mayor's Request Requesting the re-appointment of Robert Sweeney as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

45. #190787 Mayor's Request Requesting the re-appointment of James DiFraia as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

46. #190788 Mayor's Request Requesting the re-appointment of Timothy McGonigal as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

47. #190789 Mayor's Request Requesting the re-appointment of Matthew Derany as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

**COMMUNICATIONS OF CITY OFFICERS**

48. #190790 Officer's Request City Solicitor requesting to pay a prior fiscal year invoice of \$4,600 in the Law Office to Lucy Jen.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

49. #190791 City Solicitor requesting to pay a prior fiscal year invoice of \$125 in the Law Officer's Request Office to the Boston Bar Assn.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

50. #190792 Traffic and Parking Director responding to #190690 re: a STOP sign at Bow Officer's Communication Street and Somerville Avenue.

**RESULT: PLACED ON FILE**

#### NEW BUSINESS

51. #190793 Renewing Garage License, Frongillo Realty, 0 Spring Hill Terrace, 19 autos License/Permit inside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

52. #190794 Renewing 2009 Garage License, Frongillo Realty, 0 Spring Hill Terrace, 19 License/Permit autos inside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

53. #190795 Renewing 2008 Garage License, Frongillo Realty, 0 Spring Hill Terrace, 19 License/Permit autos inside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

54. #190796 Renewing 2007 Garage License, Frongillo Realty, 0 Spring Hill Terrace, 19 License/Permit autos inside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

55. #190797 License/Permit Renewing 2006 Garage License, Frongillo Realty, 0 Spring Hill Terrace, 19 autos inside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

56. #190798 License/Permit Renewing 2005 Garage License, Frongillo Realty, 0 Spring Hill Terrace, 19 autos inside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

### SUPPLEMENTAL ITEMS

57. #190799 Order By Ald. Sullivan, Roche  
That the Commissioner of Public Works install a trash barrel near the bus stop on Washington Street, across from Cobble Hill Apartments.

**RESULT: APPROVED**

58. #190800 Mayor's Request Requesting acceptance of a donation of \$10,000 from Spectra Energy Transmission to support community-based projects involving the Dept. of Public Works.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

59. #190801 Mayor's Request Requesting acceptance of a donation of \$5,000 from Powderhouse Productions to support community events, programs and other municipal initiatives.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

60. #190802 Mayor's Request Requesting the Appointment of John E. Hultgren to the Conservation Commission

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

61. #190803 License/Permit New Drainlayer's License, Pandolfo Co.

**RESULT: APPROVED**

62. #190804 License/Permit New Flammables License, Cedars Petroleum, 182 Pearl St., 17,000 gallons.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

63. #190805 License/Permit New Garage License, Cedars Petroleum, 182 Pearl St., Mechanical repairs only, 2 autos inside, 4 outside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

64. #190806 License/Permit New Garage License, A&M Foreign Motors, 400 Mystic Ave., Mechanical repairs, storing registered autos, 4 autos inside, 8 outside.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

#### LATE ITEMS

65. #190807 Order By Ald. Sullivan, Pero, White Jr., Connolly, Desmond  
That the City Solicitor review the agreement with DCR regarding Shore Drive and advise this Board whether the State Police have authority to tow cars from Shore Drive during snow emergencies.

**RESULT: APPROVED**

66. #190808 Public Communication Michelle Hogle submitting comments re: Agenda #11, pet-friendly ice melt.

**RESULT: PLACED ON FILE**

67. #190809 Public Communication Brian Moriarty submitting comments re: Agenda #11, pet-friendly ice melt.

**RESULT: PLACED ON FILE**

68. #190810 Public Communication Jennifer Gottlieb submitting comments re: Agenda #11, pet-friendly ice melt.



**RESULT: PLACED ON FILE**

69. #190811 Jed Gottlieb submitting comments re: Agenda #11, pet-friendly ice melt.  
Public  
Communication

**RESULT: PLACED ON FILE**

**ADJOURNMENT**

Adjournment

Submitted by John J. Long, City Clerk