

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

**REGULAR MEETING AGENDA**

June 10, 2010, 7:00 PM  
Aldermanic Chambers  
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**OPENING OF THE MEETING**

1.      Agenda Item      Approval of the Minutes of the Regular Meeting of  
May 13, 2010.
2.      Agenda Item      Call of the Roll.

**CITATIONS**

3.      Agenda Item      By Ald. Taylor, Gewirtz, Desmond, Sullivan, Connolly,  
Heuston, Trane, O'Donovan, Pero, White Jr., Roche  
  
And the Mayor, Commending Grace Takvorian, a Third  
Grade Student Whose Leadership and Citizenship Has  
Generated \$1,500 in Donations to Somerville's Animal  
Control Office.

**PUBLIC HEARINGS**

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

4.      Order              By Ald. Connolly  
  
That the Chiefs of Police and Fire, the Public Works  
Commissioner, and the Director of Traffic and Parking  
Appear Before the Committee on Public Health and  
Safety to Review the Protocols for Managing People  
and Traffic Attending Large Events.
5.      Order              By Ald. Pero  
  
That the Director of SPCD (ISD) Direct the  
McGoeghan Waste Company to Adhere to the City's  
Ordinances Relative to the Emptying of Trash  
Dumpsters.
6.      Resolution        By Ald. Gewirtz, Pero, Roche, Taylor, Heuston, White  
Jr., Sullivan  
  
That This Board Supports the Passage of S 2407; an  
Act to Stabilize Neighborhoods.
7.      Order              By Ald. Roche  
  
That the Commissioner of Public Works, the Director  
of SPCD (ISD) and the City Solicitor Collaborate on a  
Response to the Encroachment of the New Building on  
the Boston/Somerville Line at Crescent St.

8. Order By Ald. Roche  
That the Commissioner of Public Works Trim All of the Low Hanging Tree Limbs Along Rush Street.
9. Order By Ald. Roche  
That the Commissioner of Public Works Remove the Dead Tree at 66 Pearl Street.
10. Resolution By Ald. Roche  
That This Board Requests that the Administration Communicate with Federal Realty Investment Trust to Ensure that Somerville Residents Are the First to be Asked to Work on the Assembly Square Construction Project.
11. Order By Ald. Roche, White Jr., Sullivan, Desmond, Connolly  
That the Chief of Police Consider Reinstating the Ward One a and Ward One B Community Policing Positions or Adding an Additional Cruiser to Ward One Combat the Increasing Gang Activity in the Area.
12. Order By Ald. Trane  
That the City Solicitor Draft an Ordinance Banning Text Messaging While Driving Within the City Limits of Somerville.
13. Order By Ald. Trane  
That the Commissioner of Public Works Meet with the Ward 7 Alderman to Devise a Tree Planting Plan for Powderhouse Boulevard and to Review the Current Tree Stock.
14. Order By Ald. Trane  
That the Commissioner of Public Works Evaluate the Tree at the Corner of North Street and Broadway to Ensure that it is Safe to Remain in Place.
15. Order By Ald. Trane  
That the Commissioner of Public Works Evaluate the Tree in Front of 29 Endicott Avenue to Ensure that it is Safe to Remain in Place.
16. Order By Ald. O'Donovan, Desmond  
That the Commissioner of Public Works Replace All Sewer Pipes at Trull Street and Vernon Street to Stop the Constant Backup of Sewerage into Residences in the Area.

17. Resolution By Ald. O'Donovan  
That This Board Requests that the Administration Place a Moratorium on 8:00 PM Parking Meters in Magoun Square, Thereby Leaving Meters at 6:00 PM Going Forward After Construction.
18. Order By Ald. O'Donovan  
That the Commissioner of Public Works Install Benches at the Somerville Junction Park on Woodbine Street.
19. Order By Ald. O'Donovan  
That the Commissioner of Public Works (City Engineer) and the Director of SPCD Inspect Properties on Albion Place for Flooding Since the New Park Reconstruction.
20. Order By Ald. O'Donovan  
That the Commissioner of Public Works Repave Albion Place This Summer.
21. Order By Ald. Heuston  
That the Chief of Police Place a Traffic Patrol Officer on Mansfield Street Daily from 4:00 PM to 7:00 PM to Monitor Speeding Vehicles and Traffic Violations.
22. Order By Ald. Heuston  
That the Director of Communications Inquire of Clear Channel Whether Any City Billboards Would Qualify for Conversion to an Electronic Format, and Participation in the MassDOT Safety Study, and Determine If the Billboards Qualify for a Payment in Lieu of Taxes from Clear Channel.
23. Order By Ald. Heuston  
That the Director of SPCD and the Director of Public Health Submit a Plan to Address the Severe Rodent Problems in Ward 2 Neighborhoods.
24. Order By Ald. O'Donovan  
That the Commissioner of Public Works Clear the Overgrowth at the Bottom of Henderson and Nashua Streets Adjacent to the Railroad Tracks.
25. Order By Ald. O'Donovan  
That the Commissioner of Public Works Repair the Cracks in the Street in Front of 26 Rogers Avenue.

26. Resolution By Ald. Heuston  
That This Board Requests that the Administration Provide This Board with Feedback from Citizens on the FY-11 City Budget as it is Collected through the New Forum Created to Solicit Such Feedback.
27. Order By Ald. Connolly  
That the Previously Approved Petition for a Block Party on Winslow Avenue (#189637) be Amended to Include Grove Street from #57 to the Fire Gate (Approx 150').
28. Order By Ald. Connolly  
That the Commissioner of Public Works Repair or Replace the Street Lamps at 731 and 735 Broadway and at College Avenue and Winter Street.
29. Order By Ald. Taylor  
That the Commissioner of Public Works Instruct the Appropriate Utility Company to Remove the Double Pole at 6 Putnam Street.
30. Order By Ald. Taylor  
That the Commissioner of Public Works Work with the Contractor at Somerville Hospital to Add Trees on the Property and on Crocker Street.
31. Order By Ald. Taylor  
That the Director of Traffic and Parking Make Recommendation for Signage to Address Pedestrian and Vehicular Safety on Spring Hill Avenue.
32. Resolution By Ald. Sullivan, Gewirtz, White Jr.  
That This Board Requests that the Administration Update This Board on Any Fire Department Studies.
33. Order By Ald. Sullivan, Roche  
That the Commissioner of Public Works Update This Board on the Needed Roof Repair at the East Branch Library.
34. Order By Ald. Sullivan, Roche  
That the Commissioner of Public Works Contact the Appropriate Utilities to Repair the Double Pole at 29 Delaware Street.

35.     Order                   By Ald. Gewirtz
- That the Director of Traffic and Parking Ensure that All Traffic Laws Are Being Enforced Equally and Fairly in Ball Square and Provide a Report to the Ward 6 Alderman Indicating Any Inconsistencies in Enforcement.
36.     Order                   By Ald. Gewirtz
- That the Commissioner of Public Works Provide an Update on the Status of Brick Repairs in Davis Square and Perform a Thorough Review of the Square to Make Sure There Are No Broken or Protruding Bricks Causing a Public Safety Hazard.
37.     Order                   By Ald. Gewirtz
- That the Director of Traffic and Parking Provide the Ward 6 Alderman with a Report on the Effectiveness of Second Shift Business Parking Spaces in Davis Square.
38.     Resolution            By Ald. Gewirtz
- That This Board Requests that the Administration Coordinate with the Ward 6 Alderman, Another Meeting with the Leaseholders of the Buena Vista Garage in Davis Square to Determine the Feasibility of Creating Additional Parking on Friday and Saturday Nights.
39.     Order                   By Ald. Gewirtz, Sullivan, Taylor
- That This Board Requests that the Administration Provide a Briefing on the Recent Proposal by the Administration to Outsource Certain City Services, and Return to the Negotiating Table with the School Custodians.
40.     Order                   By Ald. White Jr., O'Donovan, Desmond
- That the Director of SPCD (ISD) Examine the Area Around the Lower End of Hinkley Street, Wilton and Berwick Streets for Rodents, Taking Measures to Deal with the Problem and Prepare an Action Plan for the June 14 Public Health and Safety Committee Meeting.
41.     Resolution            By Ald. Desmond
- That This Board Requests that the Committee on Dedications and Memorials Dedicate the Corner of Kent and Beacon Streets in Memory of the Late Gerry Redmond, WW II Navy Veteran and Somerville Activist.

42. Order By Ald. White Jr.  
That the Chief of Police Appear Before the Committee on Public Health and Safety to Discuss Police Staffing and Crime Reduction Measures for the Summer Months.
43. Order By Ald. Roche  
That the Director of SPCD Work with the Traffic Engineer to Ensure the Traffic Management Plan for the Planned NGRID Work Along Pearl Street and Mt. Vernon Street Does Not Result in the Loss of on Street Parking for Mt. Vernon Street Residents.
44. Order By Ald. Roche  
That the Director of SPCD Work with the Traffic Engineer and Boston's Traffic Department to Align the Traffic Signaling Being Installed at Lombardi and Broadway with the Traffic Signals at Sullivan Square.
45. Order By Ald. Roche  
That the Director of SPCD Work with Federal Realty Investment Trust and the Administration to Coordinate the Completion of the Pedestrian Path from Behind the Stop & Shop to Assembly Square with the Completion of the Orange Line Project.
46. Order By Ald. Taylor  
That the Commissioner of Public Works Evaluate the Sidewalks on Spring Hill Terrace and Repair or Replace Them, as Needed.

#### **UNFINISHED BUSINESS**

47. Resolution By Ald. Sullivan, Gewirtz, O'Donovan, Roche, Pero, Heuston, White Jr., Taylor, Desmond  
Resolution in Support of Collective Bargaining with the Supervalu, Inc. Warehouse Workers.
48. Order By Ald. Heuston  
That the Executive Director of the Office of Strategic Planning and Community Development (ISD) Notify NSTAR to Maintain Their Chestnut and Poplar Streets Properties.

#### **REPORTS OF COMMITTEES**

#### ***FINANCE COMMITTEE, JUNE 2.***

- A. Committee Report Report of the Committee on Finance, June 2.

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| B. | Financial/Property Item | Request to Appropriate and Authorization to Borrow \$336,000 to Renovate the Building at 42 Cross Street for the Purpose of Relocating the School Administrative Offices |
| C. | Mayor's Request         | Taking of Two East Somerville Parcels at 46 Pearl Street (105-B-1) and Zero Florence Street (105-B-31) for Parkland  |
| D. | Mayor's Request         | Minor Amendment to 2010-2011 HUD Action Plan   |
| E. | Mayor's Request         | Request to Create a Street Tree Stabilization Fund   |
| F. | Mayor's Request         | Request to Accept Mitigation in the Amount of \$1,900 from Herb Chambers of Somerville Corporation for Street Tree Planting  |
| G. | Mayor's Request         | Request to Appropriate \$1,900 from the Street Tree Stabilization Fund   |
| H. | Mayor's Communication   | Request to Create Hoyt Sullivan Playground Consolidated Gift Account   |
| I. | Mayor's Request         | Request to Appropriate and Authorization to Borrow \$227,500 for Improvements at Conway Park Relating to the Veterans Memorial Ice Rink                                  |

#### **FINANCE COMMITTEE, JUNE 9**

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| A. | Committee Report | Report of the Committee on Finance, June 9.  |
| B. | Mayor's Request  | Requesting the Approval to Hire the Law Firm of Kirbey Harrington LLP as Outside Counsel to Negotiate the Renewal of the City's Comcast Licence and Proposed Transfer of the RCN Licence.  |
| C. | Mayor's Request  | Requesting Approval to Transfer \$35,000.00 from the Police Personal Services- Salaries Account (4301-51110)- to the Police Ordinary Maintenance - Medical & Dental Account ( 4301-53010) to Fund Payments for Line of Duty Injury Medical Bills |
| D. | Mayor's Request  | Transfer of Funds from Fire Department to Department of Public Works to Pay for the Lowell Street Apron Construction   |

#### **HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE, JUNE 3**

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| A. | Committee Report | Report of the Committee on Housing and Community Development June 3. |
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**LAND USE COMMITTEE MEETING WITH PLANNING BOARD, JUNE 1**

- A. Committee Report Land Use Committee Meeting with Planning Board, June 1.
- B. Mayor's Request Ordinance Amending the Somerville Zoning Ordinance to Modify the Floodplain Overlay District in Article 6 "Establishment of Zoning Districts" to Comply with 44 Code of Federal Regulations (CFR) Section 60.3(D) of the National Flood Insurance Program (NFIP) Regulations

**LAND USE COMMITTEE, JUNE 1**

- A. Tuesday, June 01, 2010
- B. Committee Report Report of the Committee on Land Use June 1.

**LEGISLATIVE MATTERS COMMITTEE, JUNE 3**

- A. Committee Report Report of the Committee on Legislative Matters June 3

**LEGISLATIVE MATTERS COMMITTEE, JUNE 9**

- A. Committee Report Committee Report - Legislative Matters. June 9.

**LICENSES AND PERMITS COMMITTEE, JUNE 9**

- A. Committee Report Report of the Committee on Licensing and Permits June 9.
- B. License/Permit New Automatic Amusement Device License, Holiday Inn, 30 Washington St., 1 Device.
- C. License/Permit Renewing 2009 Garage License, Manny's Auto Center, 463 McGrath Hwy., 2 Autos Inside.
- D. License/Permit Renewing Extended Operating Hours License, Golden Light Restaurant, 24 College Ave., Su-Th to 1:30AM, Fr-Sa to 2AM.
- E. License/Permit Renewing Extended Operating Hours License, Wang's Fast Food, 509 Broadway, Su-Sa to 1AM.
- F. License/Permit Renewing Outdoor Seating License, Union Sq. Acupuncture, 21 Bow St., A-Frame Sign.



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| G. | License/Permit | Renewing Outdoor Seating License, Amethyst Center, 259 Elm St., A-Frame Sign.                |
| H. | License/Permit | Renewing Flammables License, Tufts University, 37 Latin Way, 20,000 Gallons.                 |
| I. | License/Permit | Renewing Flammables License, Tufts University, 62 Talbot Ave., 24,005 Gallons.               |
| J. | License/Permit | Renewing Flammables License, Chris's Auto Service, 369-371 Highland Ave., 19,100 Gallons.    |
| K. | License/Permit | Renewing Garage License, Ideal Engine Rebuilders, 96 Dover St., 20 Autos Inside, 20 Outside. |
| L. | License/Permit | Renewing Outdoor Seating License, True Grounds, 717 Broadway, 2 Tables, 4 Chairs.            |

**PARKS AND OPEN SPACE SPECIAL COMMITTEE, JUNE 7**

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| A. | Committee Report | Report of the Special Committee on Parks and Open Spaces, June 7 |
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**COMMUNICATIONS OF THE MAYOR**

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| 58. | Mayor's Request | Request to Appropriate and Authorize Borrowing in the Amount of \$584,157 to Make Needed Repairs to the Public Safety Building                                 |
| 59. | Mayor's Request | Requesting the Appropriation of \$354,166, and Authorization to Borrow the Same Amount in a Bond, for the Resurfacing of 11 Streets.                           |
| 60. | Mayor's Request | Requesting the Appropriation and Authorization to Bond for Somerville High School Flooring in the Amount of \$313,635.   |
| 61. | Mayor's Request | Requesting an Appropriation of the \$ 1,000,000 Federal Realty Investment Payment from Receipts Reserved for Appropriation to the Rainy Day Stabilization Fund |
| 62. | Mayor's Request | Requesting to Appropriate \$50,000 of Fund Balance Surplus 610000-31510 to 8008-58735 Water Service Replacement  |
| 63. | Mayor's Request | Transfer \$180,000 from Rubbish Removal 8006-52910 and \$124,900 from Professional Services 8006-53000 to Offset Snow Deficit                                  |

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| 64. | Mayor's Request | Transfer of \$111,017 from Fire Department Personal Services to Fire Alarm Personal Services to Eliminate a Year End Deficit                              |
| 65. | Mayor's Request | Request to Transfer \$7,500 from Salary Contingency Funds to Constituent Services Personal Services to Meet a Year End Deficit.                           |
| 66. | Mayor's Request | Request to Transfer \$3,540 from Salary Contingency to Clerk of Committee Salaries Monthly to Eliminate a Year End Deficit                                |
| 67. | Mayor's Request | PARC Grant Application for Acquisition of 15-25 Cross Street East]  |
| 68. | Mayor's Request | PARC Grant Application for Dickerman Playground Renovation Costs  |
| 69. | Mayor's Request | PARC Grant Application for Morse-Kelley Playground Renovation Costs   |
| 70. | Mayor's Request | Health Department and Somerville Trauma Response Network Request Acceptance of a Grant from CHNA17 in the Amount of \$5,000.00.                           |
| 71. | Mayor's Request | Request to Confirm the Reappointment of Kevin Prior to the Somerville Planning Board for a Term to Expire June 14, 2012                                   |
| 72. | Mayor's Request | Request to Confirm the Reappointment of Joseph Favaloro to the Planning Board for a Term to Expire June 14, 2011  |
| 73. | Mayor's Request | Request the Board to Confirm the Reappointment of Scott Darling to the Zoning Board of Appeals for a Term to Expire January 31, 2013                      |
| 74. | Mayor's Request | Request the Board to Confirm the Reappointment of Josh Safdie as Alternate Member of the Zoning Board of Appeals for a Term to Expire on January 31, 2012 |
| 75. | Mayor's Request | Request the Board to Confirm the Reappointment of Cherilyn Ruane to the Design Review Committee for a Term to Expire on June 30, 2011.                    |
| 76. | Mayor's Request | Request the Board to Confirm the Reappointment of Frank Valdez to the Design Review Committee for a Term to Expire on June 30, 2011                       |
| 77. | Mayor's Request | Request the Board to Confirm the Reappointment of Deborah Fennick to the Design Review Committee for a Term to Expire on June 30, 2011                    |

78. Mayor's Request Reques to Confirm the Reappointment of Peter Wiederspahn to the Design Review Committee for a Term to Expire on June 30, 2011

#### **COMMUNICATIONS OF CITY OFFICERS**

79. Officer's Request City Clerk Submitting Recommendations for Adjustments to Certain Fees Charged by the City Clerk's Office, Effective July 1, 2010.
80. Officer's Communication Planning Board Conveying Its Recommendations with Respect to the Proposed Ordinance Amending the Floodplain Overlay District in the Somerville Zoning Ordinance to Comply with 44 Code of Federal Regulations (CFR) Seciton 60.3(D) of the National Flood Insurance Program (NFIP) Regulations.
81. Officer's Communication Response to Board Order #189610
82. Officer's Communication Director of SPCD Responding to #S 188633, 188938, 188914, 188923, 189254, and 189273.
83. Officer's Communication Traffic and Parking Engineer Responding to Various Board Orders.

#### **NEW BUSINESS**

84. License/Permit Public Event Permit, SomerStreets, Broadway from Magoun Sq. to Curtis St., Jun 19, 10-5PM (Raindate Jun 20)
85. License/Permit Public Event Permit, Monorah Youth Ministries Block Party Fundraiser, Morrison Ave. from #231 to College Ave., Jun 19, 12-4PM.
86. License/Permit Public Event Permit, Save Starlab Concert Fundraiser, 32 Prospect St., Jul 3, 1-9PM.
87. License/Permit Sunsetters Performance and BBQ, Lincoln Park, Jul 8, 4-8PM (Raindate Jul 9).
88. License/Permit Public Event Permit, Hope Fellowship Choir Concert, Davis Sq. Statue Park, 7-12, 1-8PM.
89. License/Permit Public Event Permit, Garden Club Incredible Edible Gardens Tour, Davis Sq. Statue Park and Community Growing Center, Jul 25, 10-5:30PM.
90. License/Permit Public Event Permit, Redbones Block Party Homeless Coalition Fundraiser, Chester St. from Elm St. to Herbert St., Aug 2 (Raindate Aug 9).

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| 91.  | License/Permit | Public Event Permit, Great Somerville Camp Out, Lincoln Park, Aug 7 4PM - Aug 8 10AM (Raindate Aug 6-7). |
| 92.  | License/Permit | Public Event Permit, Union Sq. Main Streets Paper Party, Union Sq. Plaza, Aug 14, 2-8PM.                 |
| 93.  | License/Permit | Public Event Permit, MDA Boot Drive, Davis Sq., Union Sq., and Broadway @ McGrath Hwy., Aug. 21, 9-Noon. |
| 94.  | License/Permit | Renewing Drainlayer's License, LM Holdings.  |
| 95.  | License/Permit | Renewing Outdoor Seating License, Kickass Cupcakes, 378 Highland Ave., 2 Tables, 8 Chairs.               |
| 96.  | License/Permit | New Pool Table/Bowling Alley License, Samba Bar and Grill, 596-608 Somerville Ave., 1 Pool Table.        |
| 97.  | License/Permit | New Garage License, GE Auto Repair Inc., 627-631 Somerville Ave., 14 Autos Inside.                       |
| 98.  | License/Permit | New Garage License, BH Towing and Auto Repair, 13 Joy St., 6 Autos Inside, 3 Outside.                    |
| 99.  | License/Permit | Renewing Garage License, Samay Inc., 73 Summer St., 2 Autos Inside, 10 Outside.                          |
| 100. | License/Permit | Renewing Garage License, Foreign Body Works Inc., 593 Somerville Ave., 10 Autos Inside.                  |
| 101. | License/Permit | Renewing Garage License, Drain Doctor, 612 Broadway, 15 Autos Inside, 10 Outside.                        |
| 102. | License/Permit | Renewing Garage License, Original Auto Body and Mechanic, 12-16 Joy St., 8 Autos Inside, 2 Outside.      |
| 103. | License/Permit | Renewing Taxi Medallion, Octney Cab, Med. #72.   |
| 104. | License/Permit | Renewing Taxi Medallion, Bye Bye Cab, Med. #86.  |

### **LATE ITEMS**

### **ADJOURNMENT**

#### **Adjournment**

Submitted by John J. Long, City Clerk