

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

**REGULAR MEETING MINUTES**

January 12, 2012, 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	Absent	
Sean T. O'Donovan	Ward Five Alderman	Present	
Rebekah Gewirtz	Ward Six Alderman	Present	
Robert C. Trane	Ward Seven Alderman	Present	
Tony Lafuente	Ward 4 Alderman	Present	

1. #192424 Call of the Roll.  
Roll Call

**RESULT: PLACED ON FILE**

2. #192425 Approval of the Minutes of the Regular Meeting, December 8, 2011.  
Minutes

**RESULT: APPROVED**

**CITATIONS**

3. #192426 By Ald. White Jr., Sullivan  
Citation Commending Kat Powers, who is leaving the Somerville Journal after 17 years of dedicated service as Reporter, Editor, and Managing Editor.

**RESULT: APPROVED**

**PUBLIC HEARINGS**

4. #192427 Grant of Location submitted by NStar Electric for 733 ft. of conduit in  
Grant of Location Pennsylvania Ave., from a manhole at Maine Ave. to a manhole at Minnesota Ave.

**RESULT: APPROVED**

Ald. Roche recused.

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

5. #192428  
Order
- By Ald. Roche  
That the Director of Traffic and Parking consult with the Traffic Engineer to determine the feasibility of Cross Street East being a one way from Broadway to Mystic Avenue.

**RESULT: APPROVED**

**FOLLOWUP:** Traffic and Parking Committee

6. #192429  
Order
- By Ald. Roche  
That the Director of Traffic and Parking and the Traffic Engineer determine the feasibility of creating a zone to allow large trucks to back into the Mellotone building at 120 Broadway by utilizing the Glen Street driveway.

**RESULT: APPROVED**

7. #192430  
Order
- By Ald. Roche  
That the Commissioner of Public Works replace the East Branch Library sign that has cracked in half.

**RESULT: APPROVED**

8. #192431  
Order
- By Ald. Gewirtz  
That the Director of SPCD (ISD) investigate excessive noise from construction activities at 29 Day Street early in the morning and throughout the day.

**RESULT: APPROVED**

9. #192432  
Resolution
- By Ald. Gewirtz  
That this Board requests that the Administration update this Board on the effectiveness of the new residential energy and efficiency program and its utilization once such data is available.

**RESULT: APPROVED**

**FOLLOWUP:** Environment and Energy Special Committee

10. #192433  
Order
- By Ald. Gewirtz  
That the Director of SPCD (ISD) inform this Board of the steps planned to ensure construction at Assembly Square is in keeping with the building codes, in light of the recent fire in Quincy at a development constructed by Avalon Bay.

**RESULT: APPROVED**

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

11. #192434  
Order
- By Ald. Lafuente, White Jr., Sullivan  
That the Chief of Police enforce the NO LEFT TURN restriction at the intersection of Bailey Road and Shore Drive.

**RESULT: APPROVED**

12. #192435  
Order
- By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works install additional sand barrels at the corner of Temple Street and Puritan Road.

**RESULT: APPROVED**

13. #192436  
Order
- By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works replace the street signs at Bailey Road and Shore Drive.

**RESULT: APPROVED**

14. #192437  
Order
- By Ald. White Jr., Gewirtz, Sullivan, Taylor  
That the Chief Financial Officer post on the City's website, an "Open Checkbook" so the public can search details of city spending and vendor payments.

**RESULT: APPROVED**

**FOLLOWUP:** Information Technology Committee

15. #192438  
Order
- By Ald. White Jr., Lafuente, Sullivan  
That the Chief of Police appear before the Committee on Public Health and Safety on January 23, at 6:30 PM, at the Mystic Development, to address crime activities, especially house breaks, in the Ten Hills section.

**RESULT: APPROVED**

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

16. #192439 Order By Ald. White Jr.  
That the Chief of Police provide the Committee on Public Health and Safety with an analysis of crimes and arrests in 2011 compared with 2006 through 2010.

**RESULT: APPROVED**

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

17. #192440 Order By Ald. Connolly, Gewirtz  
That the Commissioner of Public Works direct the appropriate utility company to repair the streetlamps at College Avenue and Dearborn Road.

**RESULT: APPROVED**

18. #192441 Order By Ald. Connolly, Gewirtz  
That the Commissioner of Public Works repair the loose sidewalk bricks between Bowers Avenue and Russell Street.

**RESULT: APPROVED**

19. #192442 Communication By Ald. Taylor  
Acting as President, Removing Ald. Sullivan from the Committee on Senior Services, and replacing him with Alderman Trane as Committee Chair.

**RESULT: PLACED ON FILE**

#### **UNFINISHED BUSINESS**

#### **REPORTS OF COMMITTEES**

#### 20. LICENSES AND PERMITS COMMITTEE

- A. #192443 Report of the Committee on Licenses and Permits, meeting on January 11, Committee Report 2012.

**RESULT: APPROVED**

- B. #192029 Public Communication George O'Shea submitting comments re: George Dilboy Post 529, 371 Summer St., operating a commercial parking lot without a permit.

**RESULT: PLACED ON FILE**

- C. #192148 License/Permit New Fortune Teller License, Stacey Mitchell dba Astrology by Nina, 511 Medford St.

**RESULT: APPROVED WITH CONDITIONS. [9 TO 1]**

**AYES:** Desmond, Sullivan, White Jr., Roche, Heuston, O'Donovan, Gewirtz, Trane, Lafuente

**NAYS:** John M Connolly

**ABSENT:** Thomas F. Taylor

**CONDITIONS:**

1. License is subject to approval by the Executive Office of Strategic Planning and Community Development.
2. Hours shall be 9AM-9PM Monday-Saturday, 10AM-6PM Sunday.
3. Business activity only is permitted on the premises; no residential activity is permitted.

- D. #192272 License/Permit New Outdoor Parking License, George Dilboy Post 529 VFW, 371 Summer St., 30 autos.

**RESULT: APPROVED WITH CONDITIONS**

**CONDITION:** Applicant must comply with all applicable state laws and local ordinances.

- E. #192319 Order By Ald. Heuston That the City Clerk notify the holder of the license for G E Auto Repair to appear before the Committee on Licenses and Permits to discuss the terms of the license.

**RESULT: WORK COMPLETED**

- F. #192444 Order By Ald. Heuston That the City Clerk ensure that all applications for signs/awnings contain drawings/photos and measurements.

**RESULT: APPROVED**

**COMMUNICATIONS OF THE MAYOR**

21. #192445 Mayor's Request Requesting the acceptance of a \$60,000 grant from the MA Dept. of Public Health for the Health Dept.'s strategies to increase healthy eating and active living.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

22. #192446 Mayor's Request Requesting the acceptance of a \$4,950 grant from the MA Public Safety and Security Highway Safety Division for the Police Dept.'s Drive Sober or Get Pulled Over Mobilization.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

23. #192447 Mayor's Request Requesting the appointment of Donna Leon Pierre as Constable, for a term to expire December 31, 2012.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

24. #192448 Mayor's Request Requesting the re-appointment of Matthew Derany as Constable, for a term to expire December 31, 2012.

**RESULT: APPROVED**

25. #192449 Mayor's Request Requesting the re-appointment of Robert Lomanno as Constable, for a term to expire December 31, 2012.

**RESULT: APPROVED**

26. #192450 Mayor's Request Requesting the re-appointment of Darcy Haynes as Constable, for a term to expire December 31, 2012.

**RESULT: APPROVED**

27. #192451 Mayor's Request Requesting the re-appointment of Catello Battinelli as Constable, for a term to expire December 31, 2012.

**RESULT: APPROVED**

## **COMMUNICATIONS OF CITY OFFICERS**

### **NEW BUSINESS**

28. #192452 License/Permit Renewing Used Car Dealers License Class 2, Auto Brokers Co., 182 Washington St., 10 autos in.

**RESULT: APPROVED**

29. #192453 License/Permit Renewing Used Car Dealers License Class 2, Inman Motor Sales, 39 Webster Ave., 30 autos out.

**RESULT: APPROVED**

30. #192454 License/Permit Renewing Used Car Dealers License Class 2, Alewife Automotive, 395 Alewife Brook Pkwy, 10 autos out.

**RESULT: APPROVED**

31. #192455 License/Permit Renewing Used Car Dealers License Class 2, Master Used Cars, 121 Prospect St., 46 autos.

**RESULT: APPROVED**

32. #192456 License/Permit Renewing Used Car Dealers License Class 2, Green Automotive, 600 Windsor Pl., 20 autos in.

**RESULT: APPROVED**

33. #192457 License/Permit Renewing Used Car Dealers License Class 2, Automotive Transport Service, 495 Columbia St., 10 autos in.

**RESULT: APPROVED**

34. #192458 License/Permit Renewing Garage License, General Glass and Mirror, 231 Lowell St., 5 autos in, 5 out.

**RESULT: APPROVED**

35. #192459 License/Permit Renewing Outdoor Seating License, Diva, 246-248 Elm St., 4 tables, 8 chairs, 1 banner sign.

**RESULT: APPROVED**

36. #192460 License/Permit Sign/Awning Permit, Christopher Kokoras Insurance Agency, 272 Broadway, sign and lighting.

**RESULT: APPROVED**

37. #192461 Public Communication Attorney Paul Hynes submitting comments re: the arbitration decision with the Firefighters Union.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Finance Committee

38. #192462 Public Communication Paul Kafka-Gibbons submitting comments re: Veterans Memorial Rink operating hours.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Finance Committee

**SUPPLEMENTAL ITEMS**

39. #192463 Order By Ald. Connolly, Gewirtz  
That the Director of SPCD (ISD) inspect 167 College Avenue for violations of landscape requirements and take immediate corrective action.

**RESULT: APPROVED**

40. #192464 Order By Ald. Connolly, Gewirtz  
That the Director SPCD (ISD) inspect the rear parking lot of 30 College Avenue (on Winter Street) for possible contractor staging issues.

**RESULT: APPROVED**

41. #192465 Order By Ald. O'Donovan  
That the Director of SPCD (ISD) and the City Solicitor direct the owner of 34 Glenwood Road to take appropriate measures to rectify any conditions that might pose a safety hazard to the surrounding neighborhood.

**RESULT: APPROVED**

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

42. #192466 License/Permit Renewing Garage License, U-Save Auto Rental, 70 Prospect St., 6 autos in.

**RESULT: APPROVED**

**LATE ITEMS**

43. #192467 Resolution By Ald. Gewirtz  
That this Board requests that the Administration present a 2 year timeline for the JLMC Firefighter settlement in light of the Firefighter Union President's statement to defer \$1.9 million of the settlement to the following fiscal year.

**RESULT: APPROVED. [UNANIMOUS]**

**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
Gewirtz, Trane, Lafuente

**ABSENT:** Thomas F. Taylor, Sean T. O'Donovan

Ald. O'Donovan recused.

44. #192468 Order By Ald. Trane  
That the City Clerk and the City Solicitor draft appropriate language to create a local ordinance concerning the issuance of Fortune Teller licenses.



**RESULT: APPROVED**

**FOLLOWUP:** Legislative Matters Committee

45. #192469 Order By Ald. Trane  
That the Director of SPCD (Planning) review the Zoning Ordinance and its Table of Uses and advise this Board with respect to fortune telling.

**RESULT: APPROVED**

46. #192470 Mayor's Request Requesting approval of the East Somerville Police Substation Lease.

**RESULT: APPROVED. [UNANIMOUS]**

**AYES:** Connolly, Desmond, Sullivan, White Jr., Roche, Heuston,  
O'Donovan, Gewirtz, Trane, Lafuente

**ABSENT:** Thomas F. Taylor

47. #192471 Mayor's Request Requesting the reappointment of James F. McCarthy to the Somerville Redevelopment Authority.

**RESULT: APPROVED**

48. #192472 Mayor's Request Requesting departmental transfers totalling \$1,157,534 as described within to the Fire Dept. Salaries Acct. to fund the JLMC Decision in the Arbitration with the International Association of Firefighters Local 76.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

49. #192473 Mayor's Request Requesting Use of \$418,957 in available funds in the Fire Dept. Salaries Acct. to fund the JLMC Decision in the Arbitration with the International Association of Firefighters Local 76.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

50. #192474 Mayor's Request Requesting an appropriation of \$255,648 from Unreserved Fund Balance to the Fire Dept. Salaries Acct. to fund the JLMC Decision in the Arbitration with the International Association of Firefighters Local 76.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

51.      #192475      Requesting a transfer of \$2,400,000 from the Salary Contingency Acct. to the  
Mayor's Request      Fire Dept. Salaries Acct. to fund the JLMC Decision in the Arbitration with  
the International Association of Firefighters Local 76.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

## **ADJOURNMENT**

Adjournment

Submitted by John J. Long, City Clerk