

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

REGULAR MEETING AGENDA

July 10, 2014, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.

2. Minutes Approval of the Minutes of the Special Meeting, June 5, 2014,
and the Regular Meeting, June 12, 2014.

CITATIONS

3. Citation By Ald. Connolly, and the Entire Board and the Mayor
Commending High School Track Coach David Dickerson and
High School Soccer Coach George Scarpelli, who have both been
elected to the State Coaches Hall of Fame.

4. Citation By Ald. Connolly, and the Entire Board and the Mayor
Commending Humphrey Moynihan, retiring after 24 years of
dedicated service on the Board of Assessors.

PUBLIC HEARINGS

5. Grant of Location Submitted by NStar Electric, for 8 feet of conduit installed in the
sidewalk from pole 298/0 to a point of pickup at 170 School St.

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

6. Order By Ald. McLaughlin
That the Director of Human Services and/or the ADA Coordinator
investigate the lack of handicapped parking and accessibility at
Foss Park.

7. Order By Ald. McLaughlin, Lafuente
That the Commissioner of Public Works repair the uneven
roadway in front of the Winter Hill Bank on Broadway, as it poses
a safety risk.

8. Order By Ald. McLaughlin
That the Director of SPCD (Parks and Infrastructure) examine the
parking lot of the old American Legion Post on Tufts and Glen
Streets as a possible location for a park, with a theme of veteran's
service.

9. Order By Ald. McLaughlin
That the Commissioner of Public Works re-paint the yellow curbs along Oliver and Glen Streets and Oliver and Knowlton Streets and install signage on Oliver and Knowlton Streets indicating where parking is not allowed.
10. Order By Ald. McLaughlin
That the Commissioner of Public Works repair the crooked sidewalk by Oliver and Knowlton Streets.
11. Order By Ald. McLaughlin
That the Chief of Police determine if 16-wheel vehicles are allowed to drive down Tufts Street at odd hours of the night and if they are allowed to park there.
12. Order By Ald. McLaughlin, Connolly, Rossetti, Sullivan, White Jr.
That the Director of SPCD (ISD) provide updates on the problems reported at 38 Illinois Avenue and 39-41 Michigan Avenue, detailing a plan of how these properties will be dealt with.
13. Order By Ald. McLaughlin
That the Commissioner of Public Works clean the corner of Hathorn Street and Broadway.
14. Order By Ald. McLaughlin
That the Director of SPCD (ISD) investigate the reason for debris from the empty building at 22 Cross Street East falling into neighbors yards.
15. Order By Ald. McLaughlin
That the Commissioner of Public Works remove the trash from the corner of Illinois Avenue and Broadway.
16. Order By Ald. McLaughlin
That the Commissioner of Public Works repair the security light on top of the East Branch library.
17. Order By Ald. McLaughlin
That the Commissioner of Public Works remove the trash from the site of the old Harris Park, and place a trash receptacle there.
18. Order By Ald. McLaughlin
That the Director of SPCD (ISD) inform the Rent-a-Center on Broadway about the allowed times for trash pickup.
19. Order By Ald. McLaughlin
That the Commissioner of Public Works re-paint the crosswalk at Tufts Street and Broadway.

20. Order By Ald. McLaughlin
That the Director of Traffic and Parking consider installing a traffic light at the intersection of Tufts Street and Broadway.
21. Order By Ald. Gewirtz
That the Director of SPCD (ISD) bait the area around 80 and 82 Morrison Avenue for rodents.
22. Order By Ald. Gewirtz
That the Director of SPCD report to this Board on the efforts undertaken to control the noise coming from 236 Elm Street.
23. Order By Ald. Gewirtz
That the Director of SPCD (Parks and Infrastructure) plant new trees near Cutter Park and on Elm Street, towards Porter Square.
24. Order By Ald. Gewirtz
That the Commissioner of Public Works install new posts near 187 Elm Street for winter lights and banners.
25. Order By Ald. Gewirtz
That the Commissioner of Public Works repair the raised sidewalk panels in front of 741 Broadway.
26. Order By Ald. Gewirtz, Niedergang
That the Commissioner of Public Works repair the raised sidewalk panels in front of 289 Highland Avenue.
27. Order By Ald. Gewirtz
That the Commissioner of Public Works replace the STOP sign at the corner of Chandler Street and Park Avenue.
28. Order By Ald. Rossetti, Connolly, Sullivan, Niedergang
That the Director of SPCD (ISD) inspect the back area of 154 Cedar Street for dumpster and recycle bins being kept open.
29. Order By Ald. McWatters
That the Commissioner of Public Works repair the potholes at 17 Aldersey Street.
30. Order By Ald. McWatters
That the Commissioner of Public Works repair the sidewalks at 42 and 45 Vinal Avenue.
31. Order By Ald. McWatters
That the Commissioner of Public Works repair the broken sidewalk panel at 7 Belmont Place.

32. Order By Ald. Connolly, Rossetti, Sullivan, White Jr., Gewirtz
That the Director of SPCD (ISD) direct the utility maintaining the transfer station on Willow Avenue and Whipple Street to cut back the overgrown weeds.
33. Order By Ald. Connolly, Gewirtz
That the Commissioner of Public Works remove and replace the dead tree at 14 Winslow Avenue.
34. Order By Ald. Connolly, Gewirtz
That the Commissioner of Public Works repair the depressions on the roadway at College Avenue and Broadway.
35. Order By Ald. Connolly, Gewirtz
That the Director of SPCD (ISD) inspect the open dumpster at 53 Winslow Avenue for all compliance requirements.
36. Order By Ald. Connolly, Gewirtz
That the Commissioner of Public Works remove the remnants of the bicycle chained to the traffic sign at College Avenue and Winter Street.
37. Order By Ald. Connolly, Gewirtz
That the Commissioner of Public Works repair the street lamp at Highland and College Avenues.
38. Order By Ald. Connolly, Gewirtz
That the Commissioner of Public Works remove the tree branches in front of 76 Winslow Avenue.
39. Order By Ald. Connolly, Gewirtz
That the Director of SPCD (ISD) direct the MBTA to remove the unsightly handbills and posters from the outside wall of the College Avenue subway entrance.
40. Resolution By Ald. Niedergang
That the Administration add Hall Street, Cherry Street, and Josephine Avenue between Kidder and Morrison Avenues to the street repaving list and report to the Ward 5 Alderman when they are likely to be repaved.
41. Order By Ald. Niedergang
That the Director of Traffic and Parking place a pop-up caution sign in the crosswalk at Lowell Street and Albion Street.
42. Order By Ald. Niedergang
That the Director of Traffic and Parking enforce the No Parking regulation on the east side of Cedar Street, immediately south of Clyde Street, especially during morning and evening rush hours.

43. Order By Ald. Niedergang
That the Director of Traffic and Parking and/or the Commissioner of Public Works install a sign with flashing lights at the intersection of Morrison Avenue and Highland Road, to ensure safety for the children crossing to get to Lexington Park and the Community Path.
44. Order By Ald. Niedergang
That the Director of Traffic and Parking and the Traffic Engineer consider bicycle sharrows on Central Street between Highland Avenue and Broadway, and report to the Ward 5 Alderman on their feasibility.
45. Order By Ald. Niedergang
That the Commissioner of Public Works install a CHILDREN PLAYING sign on the east side of Trull Street, between Vernon Street and Medford Street, as close to 31-33 Trull Street as possible.
46. Order By Ald. Niedergang
That the Commissioner of Public Works repair the potholes on Josephine Avenue near the Brown School, between Kidder and Morrison Avenues.
47. Order By Ald. Niedergang
That the Commissioner of Public Works repair the potholes in front of 37 Cherry Street and on the north side of Elm Street just west of Cherry Street.
48. Order By Ald. Niedergang
That the Commissioner of Public Works remove the weeds, trash and broken glass on Somerville Avenue by the railroad tracks between Mossland Street and the car wash.
49. Order By Ald. Sullivan, Gewirtz, Connolly, Rossetti, White Jr.
That the Commissioner of Public Works install a NO PARKING IN BUS STOP sign at the bus stop on Elm Street in front of Dunkin Donuts, and that the Chief of Police and the Director of Traffic and Parking enforce this restriction.
50. Order By Ald. Ballantyne
That the Commissioner of Public Works trim the trees in front of 18 and 20 Ware Street.
51. Order By Ald. Ballantyne
That the Commissioner of Public Works repair the door on solar trash bin in front of 1188 Broadway.

UNFINISHED BUSINESS

52. Order 197264 By Ald. Gewirtz
That the Director of SPCD (ISD) report to this Board, in writing no later than July 10, 2014, the specific enforcement activities his department has carried out to ensure compliance with the polystyrene ban as well as any written notifications that were sent.
53. Citation 196196 By Ald. Niedergang, and the Entire Board and the Mayor
Commending Emma DiMasi on the happy occasion of her Ninety Ninth birthday.

REPORTS OF COMMITTEES

54. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on July 2, 2014.
- B. Order 196919 By Ald. White Jr.
That the City Solicitor advise whether this Board has the authority to pass an ordinance that requires the approval of this Board for any agreement for payment in lieu of taxes.
RECOMMENDED: Work Completed
- C. Mayor's Request 196952 Requesting the acceptance of a grant of \$22,125.85 from the Mayor's Office of Emergency Management, for the Police Department's target hardening project.
RECOMMENDED: Approved
- D. Mayor's Request 197050 Requesting the acceptance of a mitigation payment of 5 Electronic parking meters
RECOMMENDED: Approved
- E. Mayor's Request 197083 Requesting the acceptance of a gift of a piano valued at \$500 to be used in the new Sound Studio for young musicians.
RECOMMENDED: Approved
- F. Mayor's Request 197174 Requesting an appropriation of \$750,000 for the cost of replacing DPW equipment and authorization to borrow \$750,000 in a bond to meet the appropriation.
RECOMMENDED: Approved
- G. Mayor's Request 197188 Requesting the acceptance of a grant of \$35,000 from the Metropolitan Area Planning Council for the Police Department's Bicycle-Pedestrian Traffic Enforcement Program.
RECOMMENDED: Approved
- H. Mayor's Request 197239 Requesting an appropriation and authorization to borrow \$171,000 in a bond to install lighting for the turf field at the Capuano School.
RECOMMENDED: Approved
- I. Mayor's Request 197240 Requesting an appropriation of \$64,300 and authorization to borrow that amount in a bond for additional final phase work pertaining to the design and engineering contract for the Davis Square streetscape improvements.

RECOMMENDED: Approved

J. Mayor's Request 197308 Requesting the acceptance of a grant of \$415,000 from ArtPlace, for the Arts Council's use to creative uses of the former waste transfer site.

RECOMMENDED: Approved

K. Resolution 197350 By Ald. Sullivan, White Jr.
That the Retirement Board increase the cost of living base from \$12,000 to \$13,000.

RECOMMENDED: Work Completed

55. LAND USE COMMITTEE

A. Committee Report Report of the Committee on Land Use, meeting in Joint Session with the Planning Board, on July 10, 2014.

56. LEGISLATIVE MATTERS COMMITTEE

A. Committee Report Report of the Committee on Legislative Matters, meeting as a Committee of the Whole, on July 1, 2014.

57. LEGISLATIVE MATTERS COMMITTEE

A. Committee Report Report of the Committee on Legislative Matters, meeting on July 9, 2014.

B. Ordinance 194968 By Ald. White Jr., Gewirtz, Lafuente, Sullivan
Requesting approval of the attached Ordinance Regulating Campaign Contributions from Those Seeking Contracts, Zoning Relief, the Purchase of City Property, or Financial Assistance from the City.

RECOMMENDED: Approved as Amended.

C. Mayor's Request 195024 Requesting, with the sponsorship of Ald. Desmond, Bastardi, Sullivan, O'Keefe and Trane, approval of an Ordinance regulating "pay-to-play" public contracting and campaign contributions for municipal elected office.

RECOMMENDED: Approved as Amended.

D. Order 196780 By Ald. Heuston, and the Entire Board
That the City Solicitor advise this Board of the city's ability to control the dissemination of advertisements from "Globe Direct", and inquire why individual requests to stop unsolicited deliveries are not followed.

RECOMMENDED: Work Completed

E. Resolution By Ald. White Jr.
That the Mayor's Office inform this Board of its dealings with Catalog Choice.

58. LICENSES AND PERMITS COMMITTEE

- A. Committee Report Report of the Committee on Licenses and Permits, meeting on July 9, 2014.

- B. License/Permit 195198 New Mobile Food Vendor, Tenoch Mexican.
RECOMMENDED: Approved as Amended

- C. License/Permit 195222 New Mobile Food Vendor, Bon Me Foods.
RECOMMENDED: Placed on File

- D. License/Permit 196487 New Mobile Food Vendor, Fugu Foods.
RECOMMENDED: Placed on File

- E. License/Permit 196869 Renewing Garage License, Alewife Automotive, 395 Alewife Brook Pkwy.
RECOMMENDED: Approved

- F. License/Permit 196959 New Extended Operating Hours License, Papa John's Pizza, 622 Somerville Ave., opening Sun-Thu to 2 AM, Fri-Sat to 3 AM.
RECOMMENDED: Placed on File

- G. Grant of Location 196980 Submitted by Comcast to install a manhole in the sidewalk and 8 feet of conduit from that manhole to 265 Medford St.
RECOMMENDED: Withdrawn

- H. Public Communication 197078 Central Medford Trust submitting comments re: the petition for a Grant of Location by Comcast at 265 Medford St.
RECOMMENDED: Work Completed

- I. Order 197172 By Ald. Sullivan, Ballantyne
That the Director of SPCD (ISD) provide the Committee on Licenses and Permits with an explanation of how the work on St. James Avenue, referenced in #196765, was performed prior to the issuance of a permit and whether the work has been inspected.
RECOMMENDED: Work Completed

- J. License/Permit 197208 Renewing Flammables License, Alewife Automotive, 395 Alewife Brook Pkwy.
RECOMMENDED: Approved

- K. License/Permit 197216 Renewing Garage License, Alewife Automotive, 395 Alewife Brook Pkwy.
RECOMMENDED: Placed on File

- L. License/Permit 197217 Renewing Used Car Dealer License Class 2, Alewife Automotive, 395 Alewife Brook Pkwy.
RECOMMENDED: Placed on File

- M. License/Permit 197244 Public Event Permit, Vecna Cares 5K/Robot Run, Davis Square-Highland Ave-Summer St, changing the date to Sep 21, 6-11AM.
RECOMMENDED: Placed on File

COMMUNICATIONS OF THE MAYOR

- 59. Mayor's Request Requesting approval of an amendment to Ordinance 2-322 regarding salary ranges.
- 60. Mayor's Request Requesting an appropriation and authorization to borrow \$2,000,000 in a bond for a feasibility study and schematic design for the renovation and/or construction of the High School.
- 61. Mayor's Request Requesting authorization to borrow \$1,700,000 in a bond, and appropriate the same amount, for public street and sidewalk repairs.
- 62. Mayor's Request Requesting authorization to borrow \$1,000,000 in a bond, and appropriate the same amount, for ADA Accessibility - Curb Ramp installation and improvements.
- 63. Mayor's Request Requesting an appropriation and authorization to borrow \$875,000 in a bond to participate in the MWRA's Local Water System Assistance Program.
- 64. Mayor's Request Requesting an appropriation of \$110,000 from the Capital Stabilization Fund to conduct a Street Light Conversion Energy Audit.
- 65. Mayor's Request Requesting appropriation of \$28,705 from the Salary Contingency Account to the School Custodian Salaries Account to fund the NCFO Local 13 School Custodians collective bargaining agreement.
- 66. Mayor's Request Requesting the acceptance of a \$20,000 grant from the MA Public Safety and Security Highway Safety Division for the Police's Drive Sober or Get Pulled Over and Click It or Ticket Mobilization Program.
- 67. Mayor's Request Requesting the acceptance of 3 Electronic Meters as mitigation from Kung Fu Tea at 237 Elm Street.

COMMUNICATIONS OF CITY OFFICERS

- 68. Officer's Communication City Solicitor's responding to the question of whether the BOA may vote on a resolution urging the Retirement Board to vote for a COLA for retirees.
- 69. Officer's Communication DPW Commissioner responding to #197238 re: Shore Drive drainage.

NEW BUSINESS

- 70. License/Permit New Drainlayer, Tri Construction.
- 71. License/Permit Renewing Garage License, Brazil Auto Repair, 621 Somerville Ave.
- 72. License/Permit Renewing Outdoor Seating License, Reunion Christian Church, 55 Davis Sq.
- 73. License/Permit Sign/Awning Permit, Royal Bengal Restaurant, 123 Central St., 1 sign.

SUPPLEMENTAL ITEMS

- 74. Order By Ald. Connolly, Lafuente
That the Commissioner of Public Works repair the depression in the roadway in the east bound lane on Broadway just past its intersection with School Street.
- 75. Order By Ald. Connolly, McLaughlin
That the Commissioner of Public Works repair the depression in the roadway on Mt. Pleasant Street, just after its intersection with Broadway.
- 76. Order By Ald. Connolly, Niedergang
That the Commissioner of Public Works remove and replace the dead tree in front of 46 Morrison Avenue.
- 77. Order By Ald. Ballantyne
That the Director of SPCD, the Chief Assessor and the Director of Finance provide this Board with a 5 year revenue projection, to include real estate taxes by building type and specific projections for Assembly Square, Assembly Square (expanded), Union Square, East Somerville, Central Somerville, and West Somerville.
- 78. Order By Ald. Ballantyne
That the Commissioner of Public Works trim the trees at 1, 10, 14, and 26 Mead Street.
- 79. Order By Ald. Ballantyne
That the Commissioner of Public Works trim the 3 trees near 17 Claremon Street and 49 Moore Street.
- 80. Order By Ald. Niedergang
That the Director of Traffic and Parking place a pop-up caution sign in the crosswalk by Albion Park.

81. Order By Ald. White Jr., Rossetti, Sullivan, Connolly
That the Director of Communications place a link on the City's web site to allow residents to complain about noise from Logan Airport flights as had been done in the past and also notify residents via social media about that link.
82. Mayor's Request Requesting authorization to amend #196037, an authorization to borrow and bond to repair the High School Auditorium, Kitchen, & Cafeteria, by increasing the total amount to \$3,090,000.
83. Mayor's Request Requesting approval to pay a FY14 invoice for \$2,171.40 with FY2015 funds in the Constituent Services Professional and Technical Services Account
84. Officer's Communication Assistant City Solicitor submitting an updated version of the "Pay-to-Play" Ordinance regulating campaign contributions (see #194968 and #195024) as approved by the 7-9-14 Legislative Matters Committee meeting.
85. License/Permit Public Event Permit, Boston Sikh Sangat Society Free Drink Distribution, Union Sq, Jul 19, 8AM-8PM (raindate Jul 26).
86. License/Permit Public Event Permit, Teen Empowerment Shannon Grant Basketball Tournament, Trum Field, Aug 2, 8AM-2:30PM (raindate Aug 3).
87. License/Permit Public Event Permit, Friends of the Community Path Celebration, Community Path from Willow Ave to Cedar St and Lexington Park, Sep 6, Noon-8PM (raindate Sep 20).
88. License/Permit Public Event Permit, Team Chase Autism 5k Road Race, East End Grill and area streets, Oct 12, 8AM-2PM.
89. License/Permit Sign/Awning Permit, Pepe Bocca, 414 Highland Ave, 2 awnings.
90. License/Permit New Outdoor Seating License, Pepe Bocca, 414 Highland Ave., 4 tables, 8 seats.
91. License/Permit New Used Car Dealer's License Class 2, Simon's Auto Service, 166 Boston Ave., 3 autos outside.

LATE ITEMS

ADJOURNMENT