

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

**REGULAR MEETING AGENDA**

August 25, 2016, 7:00 PM  
Aldermanic Chambers  
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**OPENING OF THE MEETING**

1. Roll Call            Call of the Roll.  
    (ID # 14580)
  
2. Minutes            Approval of the Minutes of the Regular Meeting, June  
    (ID # 14581)        23, 2016.

**CITATIONS**

3. Citation            By Ald. White Jr., the Entire Board and the Mayor  
    (ID # 14604)        Commending the Somerville City Club on the happy  
                             occasion of its 50th anniversary.

**PUBLIC HEARINGS**

4. Grant of            Submitted by Eversource to install 6 feet of conduit in  
    Location            Wheatland Street, from Pole 141/9 to a point of pickup at  
    (ID # 14607)        74 Wheatland Street.
  
5. Grant of            Submitted by Eversource to install 38 feet of conduit in  
    Location            Loring Street, from Pole 214/1 to a point of pickup on  
    (ID # 14608)        Loring Street at 483 Somerville Avenue.
  
6. Grant of            Submitted by Eversource to install 18 feet of conduit in  
    Location            Cedar Street, from Manhole 14362 to a point of pickup  
    (ID # 14609)        at 290 Highland Avenue.

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

7. Order                By Ald. White Jr., Lafuente  
    (ID # 14534)        That the Director of Water and Sewer appear before this  
                             Board at its September 13 regular meeting to discuss the  
                             new base water charge, the reasons for its adoption, and  
                             why the Board was not informed of it during the budget  
                             meetings.
  
8. Ordinance            By Ald. White Jr.  
    (ID # 14535)        Amending Ordinance 11-125 to include notification to  
                             this Board with respect to water rates.

9. Order (ID # 14539) By Ald. Lafuente, White Jr., Sullivan  
That the Commissioner of Public Works explain why the trees at the Healy School were removed and what trees are going in their place.
10. Order (ID # 14540) By Ald. McLaughlin  
That the Commissioner of Public Works trim the tree at 22 Wigglesworth Street.
11. Order (ID # 14541) By Ald. McLaughlin  
That the Commissioner of Public Works provide an update on construction for McGrath Highway and the bridge on Medford and Gilman Streets with an expected timeline of completion.
12. Order (ID # 14542) By Ald. McLaughlin  
That the Commissioner of Public Works fix the street light on the corner of Franklin and Pearl Streets.
13. Order (ID # 14543) By Ald. McLaughlin  
That the Commissioner of Public Works install a street light on the corner of Oliver and Cross Streets.
14. Order (ID # 14544) By Ald. McLaughlin  
That the Commissioner of Public Works address the slanted electrical pole on the corner of Oliver and Cross Streets.
15. Order (ID # 14545) By Ald. McLaughlin  
That the Commissioner of Public Works address the dead trees on the corner of Franklin and Flint Streets.
16. Order (ID # 14546) By Ald. McLaughlin  
That the Commissioner of Public Works address the low hanging wire in front of 26 Crescent Street.
17. Order (ID # 14547) By Ald. McLaughlin  
That the Superintendent of Inspectional Services inspect the collapsing garage on the corner of Pearl and Cross Streets for violations.
18. Order (ID # 14548) By Ald. McLaughlin  
That the Superintendent of Inspectional Services bait Cross Street, Gilman Street, Chester Avenue and Cross Street Place for rodents.
19. Order (ID # 14549) By Ald. McLaughlin  
That the Chief of Police monitor traffic on New Washington Street weekdays 5-6 PM.

20. Order (ID # 14550) By Ald. McLaughlin  
That the Director of Traffic and Parking paint a crosswalk on New Washington Street behind Cobble Hill. (2nd request)
21. Order (ID # 14551) By Ald. McLaughlin  
That the Director of Traffic and Parking install a SLOW sign on New Washington Street by Cobble Hill.
22. Order (ID # 14552) By Ald. McLaughlin  
That the Director of Traffic and Parking install a STOP sign on the corner of Franklin and Pearl Streets.
23. Order (ID # 14553) By Ald. McLaughlin  
That the Director of Traffic and Parking replace the missing Webster Avenue sign at Franklin Street.
24. Order (ID # 14554) By Ald. McLaughlin  
That the Director of Traffic and Parking place SLOW - CHILDREN and DEAD END signs prominently at the beginning of Knowlton Street by Tufts Street.
25. Order (ID # 14555) By Ald. McLaughlin  
That the Director of Traffic and Parking paint a crosswalk on Everett Avenue and Cross Street.
26. Order (ID # 14556) By Ald. McLaughlin  
That the Director of Traffic and Parking fix the falling sign at Cross and Pinckney Streets.
27. Order (ID # 14596) By Ald. McLaughlin  
That the Director of Traffic and Parking enforce all parking regulations in East Somerville.
28. Order (ID # 14567) By Ald. Connolly, Rossetti, Sullivan, White Jr., Niedergang  
That the Superintendent of Inspectional Services inspect 15-17-19 Henderson Street for all code violations and unauthorized removals of stop work orders and unsafe building notices, and report back to this Board on recommended actions to ensure the public's health and safety.
29. Order (ID # 14568) By Ald. Connolly  
That the City Solicitor research the potential illegality of the Condominium Conversion Ordinance and provide a written opinion to this Board's Committee on Legislative Matters at the earliest opportunity.

30. Order (ID # 14569) By Ald. Connolly, Rossetti, Sullivan, White Jr., Niedergang, McWatters  
That the Commissioner of Public Works trim the shade trees on the corner of Central and Albion Streets so they don't block the light from the streetlamps.
31. Resolution (ID # 14587) By Ald. Connolly  
That the Administration and the Director of Capital Projects reactivate the West Branch Library renovations project ASAP to inform the community of the latest information available, including informational meetings and the likelihood of the start of renovations.
32. Order (ID # 14589) By Ald. Connolly, Sullivan, Rossetti, White Jr.  
That the Commissioner of Public Works remove improperly posted flyers, notices and postings on all city-owned light poles and traffic signals and, where possible, notify offenders of possible fines for future violations.
33. Resolution (ID # 14588) By Ald. Connolly  
That the Administration immediately suspend the \$60 per billing cycle base charge added to water/sewer bills until all interested parties are formally advised of the need for such a charge, including community meetings and/or public hearings.
34. Order (ID # 14575) By Ald. Rossetti  
That the Water Superintendent or other responsible individual cease all mailings of water and sewer bills until discussion is held with this Board.
35. Order (ID # 14573) By Ald. Rossetti  
That the Director of Personnel provide an updated report of any and all positions filled and/or vacated since the FY17 budget discussions.
36. Order (ID # 14576) By Ald. Rossetti, Connolly, Sullivan, White Jr.  
That the Commissioner of Public Works and the Chief Fire Engineer report to this Board on plans to deal with gas leaks and explain why utilities are not required to repair Level 3 leaks.
37. Communication (ID # 14574) By Ald. Rossetti  
Reporting on the SHS Building Committee meetings held during the summer months.

38. Resolution (ID # 14577) By Ald. Niedergang  
That this Board calls upon developers that receive any form of public financial support to use responsible prevailing-wage contractors that provide health insurance, worker's compensation, retirement benefits, and apprenticeship training to build their projects.
39. Order (ID # 14590) By Ald. Niedergang  
That the Director of Traffic and Parking report to this Board by its September 22 regular meeting on plans to implement new legislation to reduce speed limits on local streets to 25 mph in "thickly settled areas" and 20 mph in "designated safety zones."
40. Order (ID # 14591) By Ald. Niedergang  
That the City Solicitor and Director of SPCD develop with this Board a revised Condominium Conversion Ordinance to remove the illegal sections in the current ordinance, and provide maximum protections to prevent the displacement of tenants or ease their transition.
41. Order (ID # 14592) By Ald. Niedergang  
That the City Solicitor advise this Board on its powers to call property owners and especially developers before this Board to discuss building code violations, stop work orders, dangerous practices, and repeated violations of the City's laws and regulations.
42. Order (ID # 14593) By Ald. Niedergang  
That the Commissioner of Public Works inform this Board about plans to re-landscape any school properties, since both the Kennedy and Healey School yards were re-landscaped this summer without public notice.
43. Order (ID # 14594) By Ald. Niedergang  
That the Director of SPCD report to this Board on keeping city trees alive by watering them during this and future droughts.
44. Order (ID # 14595) By Ald. Niedergang  
That this Board, with the City Solicitor, develop an ordinance for trees on city-owned property that extends to them the requirements for public notices and hearings currently in place for all "public shade trees."
45. Order (ID # 14597) By Ald. McWatters  
That the Commissioner of Public Works direct the contractor who recently did work on Porter Street to repair and resurface the sink hole that is beginning to develop on Summer and Porter Streets.

46. Order (ID # 14598) By Ald. McWatters  
That the city's arborist determine the vitality of the tree across from 67 Craigie Street and report back to the Ward 3 Alderman.
47. Order (ID # 14599) By Ald. McWatters  
That the Commissioner of Public Works replace the sidewalk panels from Properzi Manner to Bow Street as they have become a public safety hazard.
48. Order (ID # 14600) By Ald. Sullivan, Lafuente, Connolly, Rossetti, White Jr.  
That the Commissioner of Public Works trim the two trees in front and on the side of 71-73 Bailey Road. (2nd request)
49. Order (ID # 14601) By Ald. Sullivan, McLaughlin, Connolly, Rossetti, White Jr.  
That the Commissioner of Public Works repair the street light in front of 93 Flint Street.
50. Communication (ID # 14605) By Ald. White Jr.  
In his capacity as President, Appointing Gerald McCue to the Municipal Compensation Advisory Board, replacing Phil Ercolini, who has resigned.

**UNFINISHED BUSINESS**

**REPORTS OF COMMITTEES**

**51. LEGISLATIVE MATTERS COMMITTEE**

- A. Committee Report (ID # 14536) Report of the Committee on Legislative Matters, meeting on August 23, 2016.
- B. Order 197795 By Ald. Sullivan  
That this Board explore an ordinance to allow restaurants with outdoor seating the option to be dog friendly.  
RECOMMENDED: Placed on File
- C. Order 201151 By Ald. Niedergang, White Jr.  
That the Legislative Matters Committee with the City Solicitor review the Noise Ordinance for any changes with regard to permitted construction noise in residential areas early on Saturdays and holidays, so it's consistent for contractors and residents.  
RECOMMENDED: Approved as Amended
- D. Mayor's Request 201275 Requesting approval of an Administrative Order relative to the organization of administrative offices.

RECOMMENDED: Placed on File

- E. Resolution (ID # 14657) By Ald. Connolly  
That the Administration meet with Alderman Heuston and other Aldermen as necessary to prepare recommendations re: #199934 before the Legislative Matters Committee's next meeting.

**COMMUNICATIONS OF THE MAYOR**

52. Mayor's Request (ID # 14584) Requesting approval of an ordinance establishing a senior citizen water/sewer rate discount program.
53. Mayor's Request (ID # 14557) Requesting an appropriation of \$200,000 from the Capital Projects Stabilization Fund for the purchase of Big Belly trash and recycling units.
54. Mayor's Request (ID # 14566) Requesting an appropriation of \$150,000 from the Capital Stabilization Fund for Tree Planting.
55. Mayor's Request (ID # 14561) Requesting an appropriation of \$100,000 from the Capital Projects Stabilization Fund for the purchase of decorative benches and barrels.
56. Mayor's Request (ID # 14583) Requesting an appropriation of \$47,000 from the Capital Projects Stabilization Fund for a five-year Elgin Sweeper lease for the DPW.
57. Mayor's Request (ID # 14570) Requesting an appropriation of \$45,000 from the Capital Projects Stabilization Fund for the purchase and installation of a Plymal Vent System for DPW Mechanic's Fleet Maintenance Garage.
58. Mayor's Request (ID # 14572) Requesting an appropriation of \$14,000 from the Capital Projects Stabilization Fund for the renovation of the call center facility.
59. Mayor's Request (ID # 14571) Requesting an appropriation of \$12,000 from the Capital Projects Stabilization Fund for the renovation of the DPW's Fleet Maintenance Garage.
60. Mayor's Request (ID # 14579) Requesting a transfer of \$150,565 from certain Police Department Salary and Ordinary Maintenance Accounts to certain DPW Highway Accounts to fund mechanic salaries and maintenance costs now managed within the Fleet Department.
61. Mayor's Request (ID # 14537) Requesting approval to pay prior fiscal year invoices in the Department of Public Works totaling \$33,283.92.

62. Mayor's Request (ID # 14520) Requesting the acceptance of a \$89,000 grant from the MA DMH Police Based Jail Diversion Program for the Police Department's Crisis Intervention Team Training.
63. Mayor's Request (ID # 14526) Requesting the acceptance of a grant of \$87,831 from the MA Office of Elder Affairs for Council on Aging staffing, transportation and services for elder residents.
64. Mayor's Request (ID # 14412) Requesting the acceptance of a grant of \$37,315 from the Department of Mental Health, for the Police Department's Jail Diversion Program.
65. Mayor's Request (ID # 14533) Requesting the acceptance of a \$29,685 grant from the MA Urban Area Security Initiative for Critical Infrastructure Investment Area for target hardening at City Hall.
66. Mayor's Request (ID # 14530) Requesting the acceptance of a grant of \$20,004 from the Office of Justice Programs (2015) Byrne JAG Grant for Police Department mental health programs.
67. Mayor's Request (ID # 14519) Requesting the acceptance of a \$12,581.25 grant from the Metro Mayors Community Safety Initiative, for the Police Department's Shannon Grant for youth violence prevention.
68. Mayor's Request (ID # 14521) Requesting the acceptance of a \$8,676 grant from the DPH First Responder Naloxone (Narcan) Grant Program for the Police Department.
69. Mayor's Request (ID # 14524) Requesting the acceptance of 30 concrete planters from Ames Business Park, for the Arts Council's ArtFarm site.
70. Mayor's Request (ID # 14578) Requesting the adoption of the 2016 Update of the Hazard Mitigation Plan.
71. Mayor's Request (ID # 14582) Requesting approval of an exemption for Annie Schapira, a municipal employee, under MGL c268A s20(b).
72. Mayor's Request (ID # 14525) Requesting the appointment of Michael Lapiana to the position of Animal Control Officer in the Police Department.
73. Mayor's Request (ID # 14563) Requesting the appointment of retired Somerville Police Officer Neil Collins as a Special Police Officer.



74. Mayor's Communication (ID # 14585) Requesting to appear before this Board to provide an update regarding the Wynn casino project.

**COMMUNICATIONS OF CITY OFFICERS**

75. Officer's Communication (ID # 14562) City Solicitor requesting approval to hire outside legal counsel in the matter of Lopez v. City of Somerville et al.
76. Officer's Communication (ID # 14522) Traffic and Parking Director submitting responses to various Board Orders submitted 5/26/16.
77. Officer's Communication (ID # 14527) Traffic and Parking Director submitting responses to various Board Orders submitted 6/23/16.

**NEW BUSINESS**

78. License/Permit (ID # 14610) Public Event Permit, Starlab Studios Music and Arts Festival, 10 Poplar St, Sep 2 10AM-10PM, Sep 3 10AM-11PM, Sep 4 10AM-5PM (raindate Sep 9-11).
79. License/Permit (ID # 14611) Public Event Permit, FRIT Riverfest, Assembly Row area, Sep 10, 8AM-10PM (raindate Sep 11).
80. License/Permit (ID # 14612) Public Event Permit, Irving Street Block Party, Sep 10, 11AM-7PM (raindate Sep 11).
81. License/Permit (ID # 14613) Public Event Permit, Fairfax Street Block Party, Sep 10, 11AM-7PM.
82. License/Permit (ID # 14614) Public Event Permit, Oxford Street Block Party, School St to Trull Ln, Sep 10, 1-9PM (raindate Sep 11).
83. License/Permit (ID # 14615) Public Event Permit, Walker Street Block Party, Sep 10, 2-8PM (raindate Sep 11).
84. License/Permit (ID # 14616) Public Event Permit, Kingston Street Block Party, 35-48 Kingston St, Sep 10, 4-10PM (raindate Sep 17).
85. License/Permit (ID # 14617) Public Event Permit, East Somerville Main Streets Foodie Crawl, 14-192 Broadway, Sep 13, 4-9:30PM (raindate Sep 14).
86. License/Permit (ID # 14618) Public Event Permit, Arts Council Evolution of Hip Hop Festival, Union Sq, Sep 17, 1-7PM.

- 87. License/Permit (ID # 14619) Public Event Permit, Hudson St Block Party, Waldo St to Central St, Sep 24, 1:30-8PM (raindate Sep 25).
- 88. License/Permit (ID # 14620) Public Event Permit, Arts Council MUM Dance Party, 10 Poplar St, Sep 24, 5PM-2AM.
- 89. License/Permit (ID # 14621) Public Event Permit, Ossipee Rd Block Party, Packard Ave to Curtis St, Sep 25, 3:30-6:30PM (raindate Sep 24).
- 90. License/Permit (ID # 14622) Public Event Permit, Arts Council Agricultural Festival, 10 Poplar St, Oct 1, 9AM-11PM (raindate Oct 2).
- 91. License/Permit (ID # 14623) Public Event Permit, Thorpe St Block Party, Oct 1, 11:30AM-6:30PM (raindate Oct 2).
- 92. License/Permit (ID # 14624) Public Event Permit, Honk! Festival, Hodgkins Park Oct 7 4-9PM, Davis Sq Oct 8 10AM-10PM, Davis Sq to Beech St Oct 9 9AM-2PM, 10 Poplar St Oct 8-9 6PM-2AM.
- 93. License/Permit (ID # 14625) Public Event Permit, SomerStreets Monster Mashed Up, Somerville Ave from Warren Ave to Lowell St, Oct 23, Noon-7PM.
- 94. License/Permit (ID # 14626) Renewing Garage License, Automotive Transport Services, 495 Columbia St.
- 95. License/Permit (ID # 14627) Sign/Awning Permit, Column Health, 401 Highland Ave, Sign and Awning.
- 96. License/Permit (ID # 14628) Sign/Awning Permit, Extra Space Storage, 460 Somerville Ave, 5 Signs.
- 97. License/Permit (ID # 14656) New Lodging House License, Tufts University, 98 Professors Row, 21 residents.
- 98. License/Permit (ID # 14629) Renewing Lodging House License, Walnut Hill Properties Zeta Beta Tau, 126 Packard Ave.
- 99. License/Permit (ID # 14630) Renewing Lodging House License, Walnut Hill Properties Alpha Omicron Pi, 25 Whitfield Rd.
- 100. License/Permit (ID # 14631) Renewing Lodging House License, Walnut Hill Properties Theta Chi, 100 Packard Ave.

101. License/Permit (ID # 14632) Renewing Lodging House License, Walnut Hill Properties Alpha Phi, 14 Sawyer Ave.
102. License/Permit (ID # 14633) Renewing Lodging House License, Tufts University, 98 Packard Ave.
103. License/Permit (ID # 14634) Renewing Lodging House License, Tufts University, 125 Powderhouse Blvd.
104. License/Permit (ID # 14635) Renewing Lodging House License, Tufts University, 17 Latin Way.
105. License/Permit (ID # 14636) Renewing Lodging House License, Tufts University, 106 Professors Row.
106. License/Permit (ID # 14637) Renewing Lodging House License, Tufts University, 92 Professors Row.
107. License/Permit (ID # 14638) Renewing Lodging House License, Tufts University, 8 Professors Row.
108. License/Permit (ID # 14639) Renewing Lodging House License, Tufts University, 90-92-94 Curtis St.
109. License/Permit (ID # 14640) Renewing Lodging House License, Tufts University, 101 Talbot Ave.
110. License/Permit (ID # 14641) Renewing Lodging House License, Tufts University, 29 Latin Way.
111. License/Permit (ID # 14642) Renewing Lodging House License, Tufts University, 21 Whitfield Rd.
112. License/Permit (ID # 14643) Renewing Lodging House License, Tufts University, 39R Latin Way.
113. License/Permit (ID # 14644) Renewing Lodging House License, Tufts University, 13 Sawyer Ave.
114. License/Permit (ID # 14645) Renewing Lodging House License, Tufts University, 37 Sawyer Ave.
115. License/Permit (ID # 14646) Renewing Lodging House License, Tufts University, 12 Dearborn Rd.
116. License/Permit (ID # 14647) Renewing Lodging House License, Tufts University, 75-85 Packard Ave.

- 117. License/Permit (ID # 14648) Renewing Lodging House License, Tufts University, 73 Powderhouse Blvd.
- 118. License/Permit (ID # 14649) Renewing Lodging House License, Tufts University, 176 Curtis St.
- 119. License/Permit (ID # 14650) Renewing Lodging House License, Tufts University, 136 Curtis St.
- 120. License/Permit (ID # 14651) Renewing Lodging House License, Tufts University, 13-15 Talbot Ave.
- 121. License/Permit (ID # 14652) Renewing Lodging House License, Tufts University, 15 Whitfield Rd.
- 122. License/Permit (ID # 14653) Renewing Lodging House License, Tufts University, 8 Whitfield Rd.
- 123. License/Permit (ID # 14654) Renewing Lodging House License, Tufts University, 9-11 Sunset Rd.
- 124. License/Permit (ID # 14655) Renewing Lodging House License, Tufts University, 45 Sawyer Ave.

**SUPPLEMENTAL ITEMS**

- 125. Order (ID # 14669) By Ald. Ballantyne  
That the Commissioner of Public Works trim the tree at 26 Conwell Avenue.
- 126. Order (ID # 14668) By Ald. Ballantyne  
That the Superintendent of Inspectional Services inspect 33-35 Barton Street weekly for continual overgrowth onto the public sidewalk.
- 127. Order (ID # 14667) By Ald. Ballantyne  
That the Chief of Police and the Director of Traffic and Parking determine if the substantial increase in truck traffic on Powderhouse Boulevard is violating any ordinances restricting such traffic.
- 128. Order (ID # 14666) By Ald. Ballantyne  
That the Commissioner of Public Works trim the trees with dead branches at Veterans Park on North Street.

129. Order (ID # 14665) By Ald. Ballantyne  
That the Superintendent of Inspectional Services regularly bait the sewer at 66 Newbury Street.
130. Order (ID # 14664) By Ald. Ballantyne  
That the Commissioner of Public Works regularly empty the trash bin at the West Somerville Neighborhood School, across from 17 Raymond Avenue, and check for rodents.
131. Order (ID # 14663) By Ald. Ballantyne  
That the Director of Traffic and Parking stripe street arrows for Teele Square, in all directions, and on Broadway, at the intersection of Broadway and Route 16.
132. Order (ID # 14662) By Ald. Ballantyne  
That the Chief of Police monitor traffic on Elmwood Avenue.
133. Order (ID # 14661) By Ald. Ballantyne  
That the Director of Communication post the annual road race calendar on the city website.
134. Order (ID # 14660) By Ald. Ballantyne  
That the Commissioner of Public Works repair the broken sidewalk at 239-241 Holland Street.
135. Order (ID # 14658) By Ald. Heuston  
That the City Solicitor draft language to amend Ordinances 11-51 and 11-71 to require that all new building construction provide utilities that are underground.
136. Mayor's Request (ID # 14564) Requesting the acceptance and appropriation of an additional deposit of \$49,750 from US2 into the Union Square Stabilization and Revitalization Account.
137. Mayor's Request (ID # 14565) Requesting an appropriation of \$49,750 from the Union Square Stabilization and Revitalization Fund for services in connection with the redevelopment of Union Square.
138. Mayor's Request (ID # 14602) Requesting approval to pay a prior year invoice totaling \$1,566.61 using available funds in the City Clerk's Office's Office Supplies Account to pay WB Mason for office supplies purchased in FY16.
139. Mayor's Request (ID # 14532) Requesting the acceptance of a grant of \$4,560.09 from the Mayor's Office of Emergency Management, for the City's target hardening project.

- 140. Officer's Communication (ID # 14659) Assistant City Solicitor submitting an amendment to Ordinance 9-116(3) regulating noise disturbances during construction, as approved by the Legislative Matters Committee on 8/23/16.
  
- 141. Officer's Communication (ID # 14606) Assistant City Solicitor responding to #201689 re: legal avenues available to recover losses due to leaks in the natural gas infrastructure.
  
- 142. Officer's Communication (ID # 14523) Traffic and Parking Director submitting responses to various Board Orders submitted 6/9/16.
  
- 143. License/Permit (ID # 14670) Renewing Garage License, Junior Auto Body, 486 Columbia St.

**LATE ITEMS**

**ADJOURNMENT**