

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

**REGULAR MEETING AGENDA**

April 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, March 13, 2014,  
and the Regular Meeting, March 13, 2014.

**CITATIONS**

3. Citation            By Ald. Connolly, and the Entire Board and the Mayor  
Commending the High School Girls Basketball Team for  
completing the 2014 season as Greater Boston League  
Champions.

**PUBLIC HEARINGS**

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

4. Order                By Ald. Rossetti, Ballantyne  
That the Commissioner of Public Works repair the sidewalk at  
1374 Broadway and explain the reasoning for the continued need  
of repair over the past months.
  
5. Order                By Ald. Heuston, McWatters  
That the Director of SPCD inspect the newspaper boxes  
throughout Union Square, especially in front of the Post Office,  
and remove any that do not have a valid city sticker or are in  
disrepair.
  
6. Order                By Ald. Heuston, McWatters  
That the Commissioner of Public Works remove the sawhorses  
from the periphery of the SCAT building in Union Square and  
conduct a review of the entire square, removing any sawhorses  
that serve no purpose.

7. Order By Ald. Heuston  
That the Commissioner of Public Works replace the Placa Portuguese decal at Concord Square.
8. Order By Ald. Heuston  
That the Commissioner of Public Works contact the appropriate utility and cable vendors to address the low hanging wires on Allen Street.
9. Order By Ald. Heuston  
That the Director of Traffic and Parking repair the flashing yellow pedestrian signal at the corner of South and Medford Streets.
10. Order By Ald. Heuston  
That the Director of SPCD (ISD) contact the business at 9 Union Square regarding a sandwich sign blocking the sidewalk.
11. Order By Ald. Heuston  
That the Director of Traffic and Parking place new pedestrian crossing signs at crosswalks located at Perry Park, Calvin and Beacon Streets, Newton Street and other pedestrian crossing locations in Ward 2.
12. Order By Ald. Heuston  
That the Commissioner of Public Works fill the potholes along Washington Street, from the corner of Beacon Street to the corner of Webster Avenue.
13. Order By Ald. Heuston  
That all Department Heads provide written responses to Board Orders that are not referred to a Committee.
14. Order By Ald. Gewirtz  
That the Commissioner of Public Works contact the MBTA to repair the lights on the busway in Davis Square.
15. Order By Ald. Gewirtz  
That the City Solicitor provide this Board with information regarding plastic bag reduction techniques utilized in other MA municipalities.

16. Order By Ald. McWatters  
That the Commissioner of Public Works remove the tree stump in front of 54 Vinal Avenue and plant a tree in its place.
17. Order By Ald. McWatters  
That the Commissioner of Public Works repair the potholes on the corner of Belmont Street and Highland Avenue.
18. Order By Ald. McWatters  
That the Director of Traffic and Parking consider placing a crosswalk at the corner of Monroe Street and Summit Avenue.
19. Order By Ald. Niedergang  
That the Director of the SPCD (Transportation and Infrastructure) report to this Board on plans for tree planting citywide for 2014, and on how residents can submit requests to have trees planted on their streets.
20. Order By Ald. Niedergang  
That the Commissioner of Public Works repair the two large potholes on Lowell Street at 235 Lowell Street and at the Visiting Nurses Association.
21. Order By Ald. Heuston  
That the Commissioner of Public Works repair the potholes on Highland Avenue, at Porter Street, and on Glenwood Road near Vernon Street.
22. Order By Ald. Niedergang  
That the Director or Traffic and Parking install a temporary speed bump, to remain in place through the summer and fall, on Hudson Street behind the Armory.
23. Order By Ald. Connolly, Gewirtz  
That the Commissioner of Public Works repair and/or replace the missing bricks in front of 280 Elm Street.

**UNFINISHED BUSINESS**

24. 196340 Public Communication 129 registered voters requesting a public hearing before this Board on divesting the city's pension fund from the fossil fuel industry.

**REPORTS OF COMMITTEES**

25. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on April 1, 2014.
- B. 194500 Order By Ald. Taylor  
That the Excise Tax Demand Fee be amended and adjusted from \$30.00 to \$5.00.  
RECOMMENDED: Work Completed
- C. 194970 Resolution By Ald. Gewirtz  
That the Administration confirm that the city will contract for a crosswalk bump-out at Elm and Beech Streets in coordination with the City of Cambridge in 2014 and provide a detailed timeline on this process.  
RECOMMENDED: Work Completed
- D. 195168 Order By Ald. Gewirtz, Trane, O'Keefe  
That the Library Director provide this Board with a timeline for accessibility improvements to the West Branch Library.  
RECOMMENDED: Work Completed
- E. 195179 Resolution By Ald. Heuston  
That the Administration appear before this Board to explain the current status of the Clear Channel negotiations and the proposed locations of electronic billboards.  
RECOMMENDED: Work Completed
- F. 195216 Order By Ald. Connolly  
That the Director of Capital Improvements and the Library Director provide this Board with timelines for renovations, repairs and improvements to both the East and West Branch libraries, including projected budget expenditures.  
RECOMMENDED: Work Completed
- G. Order By Ald. Heuston  
That the City Solicitor advise this Board on the binding nature of Resolutions and Orders prohibiting the city from spending funds.

26. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on April 9, 2014.

- B. 194831 Order By Ald. White Jr., Lafuente, Sullivan, Gewirtz, and the Entire Board  
That the Director of Finance provide this Board with a list of all contracts, purchase orders, or payments to vendors in excess of \$25,000 for 2012 and 2013 (to date), whether funded through the budget or through grants, that were not publicly bid, with a brief explanation of why they were exempt.  
RECOMMENDED: Work Completed
- C. 196040 Mayor's Request Requesting an appropriation of \$93,500 from Unreserved Fund Balance ("Free Cash") to the DPW Buildings and Grounds Moving Services Account to clean out the Homan's Building and the Powderhouse School Building.  
RECOMMENDED: Approved
- D. 196145 Resolution By Ald. Connolly, Rossetti, Sullivan, White Jr., Ballantyne  
That the Administration provide this Board with a copy of the recently executed 5 year partnership agreement with Tufts University, including all payments in lieu of taxes.  
RECOMMENDED: Work Completed
- E. 196241 Mayor's Request Requesting an appropriation of \$200,000 from the Sewer Retained Earnings Account to the Capital Improvements Account for East Broadway drainage improvements.  
RECOMMENDED: Approved
- F. 196244 Mayor's Request Requesting an appropriation of \$65,820 from the Capital Stabilization Fund for the purchase of two Hurst Rescue Tool Systems for the Fire Dept.  
RECOMMENDED: Approved
- G. 196245 Mayor's Request Requesting an appropriation of \$47,500 from the Capital Stabilization Fund for the purchase of 4 thermal imaging cameras for the Fire Dept.  
RECOMMENDED: Approved
- H. 196248 Mayor's Request Requesting an appropriation of \$5,791 from the Capital Stabilization Fund for a dryer for firefighter protective bunker gear.  
RECOMMENDED: Approved
- I. 196289 Mayor's Request Requesting the expenditure of FY14 funds totaling \$167.41 to pay an outstanding prior year invoice in the Police Department.  
RECOMMENDED: Approved
- J. 196320 Order By Ald. Ballantyne  
That the Director of Finance submit to this Board, a report of all new appropriations from July 1, 2013 to date and identifying all new appropriations approved.

RECOMMENDED: Work Completed

- K. 196327 Mayor's Request Requesting a transfer of \$4,000 within the Public Health Dept., from its Salaries Account to its Professional and Technical Services Account, to hire an emergency preparedness consultant.  
RECOMMENDED: Approved
- L. 196329 Officer's Communication Retirement Board notifying this Board of intention to vote at a regular meeting on a Cost of Living Adjustment for eligible retirees for 2014.  
RECOMMENDED: Work Completed
- M. 196595 Mayor's Request Requesting the acceptance of a Working Cities Challenge grant totaling \$100,000 from the Federal Reserve Bank of Boston for the development of a workforce training program.  
RECOMMENDED: Approved
- N. Order By Ald. Lafuente  
That the Chief Assessor provide the Committee on Finance with a list of all Somerville property owned by Tufts with their assessments, the taxes they would pay if they paid taxes, and their actual payments to the city.

27. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report Report of the Committee on Housing and Community Development, meeting on March 31, 2014.
- B. 196344 Order By Ald. Gewirtz  
That the Director of SPCD (ISD) and the Director of Health enforce Ordinance 12-8 regarding snow removal on Winter Street, near the dental office at the corner of College Avenue.  
RECOMMENDED: Work Completed
- C. 196345 Order By Ald. Connolly  
That the Director of SPCD (ISD) provide this Board with a report on the number of snow related citations issued to date this calendar year.  
RECOMMENDED: Work Completed
- D. 196442 Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) have all illegal signs removed from 281 Broadway, also known as Dental Plant.  
RECOMMENDED: Work Completed

- E. 196443 Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD (ISD) fine the owner of 100 The  
Fellsway and 95 Wheatland Street for all violations.  
RECOMMENDED: Work Completed
- F. 196444 Order By Ald. Lafuente, White Jr., Sullivan  
That the Director of SPCD direct the owner of 95 Wheatland  
Street to secure the property and improve it so it is not a visual  
nuisance to the neighbors.  
RECOMMENDED: Work Completed

28. LAND USE COMMITTEE

- A. Committee Report Report of the Committee on Land Use, meeting in Joint Session  
with the Planning Board, on April 3, 2014.

29. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report Report of the Committee on Legislative Matters, meeting as a  
Committee of the Whole, on April 8, 2014.
- B. Order By Ald. White Jr.  
That the City Solicitor provide the Committee on Legislative  
Matters with an analysis of the Law Department's support to  
charge for review and redaction of requested information.
- C. Order By Ald. White Jr.  
That the City Solicitor provide the Committee on Legislative  
Matters with the good faith estimate of number of hours and the  
hourly rates charged for every information request this year, to  
date.
- D. Order By Ald. Gewirtz  
That the City Solicitor report to the Committee on Legislative  
Matters on the Board's ability to create guidelines for public  
information requests.

**COMMUNICATIONS OF THE MAYOR**

30. Mayor's Request Requesting the acceptance of a \$5,757 grant from the MA Council  
on Aging, for a Council on Aging program on exercise and health.

- 31. Mayor's Request Requesting the acceptance of a \$2,940 grant from the Somerville Health Foundation, for the Council on Aging, to support the Lesbian, Bi-Sexual, Trans-gender women Fit 4 Life Fitness Program.
- 32. Mayor's Request Requesting the acceptance of a \$400 grant from Tufts University for the Council on Aging for a Mudflats Clay program.
- 33. Mayor's Request Requesting the acceptance of a \$400 grant from MA Students Against Drunk Driving for a Health Department program to prevent youth access to alcohol.
- 34. Mayor's Request Requesting the appointment of Lisa Davidson to the Affordable Housing Trust.
- 35. Mayor's Request Requesting the appointment of Ernest Partin Jr. as Constable.
- 36. Mayor's Request Requesting the re-appointment of Scott Kingsley as Constable.
- 37. Mayor's Request Requesting the re-appointment of Darcy Haynes as Constable.

**COMMUNICATIONS OF CITY OFFICERS**

- 38. Officer's Request City Clerk submitting two proposed Rules for this Board's consideration, for the maintenance of Board and Committee minutes with respect to the Open Meeting Law.
- 39. Officer's Communication Personnel Director conveying to this Board the Police Chief Recruitment Brochure.
- 40. Officer's Communication Assistant City Solicitor responding to #196219 re: A-Frame Sign Permitting Language.
- 41. Officer's Communication Traffic and Parking Interim Director submitting responses to various Board Orders.



42. Officer's Communication Traffic and Parking submitting responses to various Board Orders.

**NEW BUSINESS**

43. License/Permit Public Event Permit, East Somerville Main Streets Cultural Block Parties, Chuckie Harris Park, Apr 17 and May 15, 3:30-9:30PM.
44. License/Permit Public Event Permit, Day of Portugal Parade, Concord Square, Jun 22, Noon-4PM.
45. License/Permit Public Event Permit, Conwell St/Mountain Ave Block Party, Conwell St. Dead End, Jul 13, 4-10:30PM.
46. License/Permit Renewing Drainlayer's License, P.T. Kelley
47. License/Permit Renewing Drainlayer's License, Jason Anthony
48. License/Permit Renewing Drainlayer's License, Nelm Corp.
49. License/Permit Renewing Flammables License, Hillside Auto Repair, 583 Broadway
50. License/Permit Renewing Flammables License, Mercedes Benz of Boston, 259 Mcgrath Hwy.
51. License/Permit Renewing Flammables License, Valvoline Instant Oil Change, 182 Washington St.
52. License/Permit Renewing Flammables License, Cubby Oil, 20 Medford St.
53. License/Permit Renewing Garage License, Triumvirate Environmental, 191 Inner Belt Rd.

- 54. License/Permit Renewing Garage License, Mercedes Benz of Boston, 259 Mcgrath Hwy.
- 55. License/Permit Renewing Garage License, Mercedes Benz of Boston, 71 Linwood St.
- 56. License/Permit Renewing Garage License, Enterprise Rent-A-Car Company of Boston.
- 57. License/Permit Renewing Garage License, Fellsway Auto Repair, 693 Mcgrath Hwy.
- 58. License/Permit Renewing Garage License, Somerville Auto Center, 193 Somerville Ave.
- 59. License/Permit Renewing Garage License, Barnes and Walsh Company, 224 Somerville Ave.
- 60. License/Permit Renewing Garage License, Valvoline Instant Oil Change, 182 Washington St.
- 61. License/Permit Renewing Garage License, Chicken & Shakes Automotive, 6 Beach Ave.
- 62. License/Permit Renewing Garage License, Monro Muffler Brake, 223 Washington St.
- 63. License/Permit Renewing Garage License, Boston Sand and Gravel Company, 492 Rutherford Ave.
- 64. License/Permit Renewing Garage License, Maaco Auto Painting, 444 Somerville Ave.
- 65. License/Permit Renewing Garage License, American Auto Gallery, 682 Mystic Ave.

- 66. License/Permit Renewing Garage License, Liens Auto Repair, 69 Bow St.
  
- 67. License/Permit Renewing Pool Table License, Diesel Cafe, 257 Elm St.
  
- 68. License/Permit Renewing Pool Table License, Flatbread Company At Sacco's Bowl Haven, 45 Day St.
  
- 69. License/Permit Renewing Extended Operating Hours License, Target Store T 1441, 180 Somerville Ave.
  
- 70. License/Permit Renewing Extended Operating Hours License, Kmart #3486, 77 Middlesex Ave.
  
- 71. License/Permit Renewing Extended Operating Hours License, Mr. B's, 142 Cross St.
  
- 72. License/Permit Renewing Junk Dealer's License, The Connection, 1204 Broadway.
  
- 73. License/Permit Renewing Fortune Teller License, Psychic Readings by Mary, 382 Somerville Ave.
  
- 74. License/Permit Renewing Outdoor Seating License, Diva Indian Bistro, 246 Elm St.
  
- 75. License/Permit New Outdoor Seating License, Union Sq. Pizza, 63 Union Sq., 4 tables, 8 chairs.
  
- 76. License/Permit New Outdoor Seating License, Broadway Eatery, 1157 Broadway, 3 tables, 6 chairs.
  
- 77. License/Permit Renewing Taxi Medallion License, ODJ Taxi, Med #1.
  
- 78. License/Permit Renewing Taxi Medallion License, TR Cab, Med #2.

- 79. License/Permit Renewing Taxi Medallion License, Country Club Transportation, Med #3,4,5,46.
- 80. License/Permit Renewing Taxi Medallion License, Lee Transportation, Med #7,8,9,10,11,12,13.
- 81. License/Permit Renewing Taxi Medallion License, ZH Inc., Med #14,16,63.
- 82. License/Permit Renewing Taxi Medallion License, Yung Cab, Med #15.
- 83. License/Permit Renewing Taxi Medallion License, Roly Cab, Med #17.
- 84. License/Permit Renewing Taxi Medallion License, Wilvens Cab, Med #18.
- 85. License/Permit Renewing Taxi Medallion License, Gardy Inc., Med #19.
- 86. License/Permit Renewing Taxi Medallion License, Bibi's Cab Inc, Med #20.
- 87. License/Permit Renewing Taxi Medallion License, Lochmere Taxi, Med #21,22,23,24,25,26,79,91.
- 88. License/Permit Renewing Taxi Medallion License, Loch Ness Taxi, Med #27,67,68.
- 89. License/Permit Renewing Taxi Medallion License, Stone Transportation, Med #28,30,31,32.
- 90. License/Permit Renewing Taxi Medallion License, Somerville Yellow Cab, Med #33,34,35,36,37,38.

- 91. License/Permit Renewing Taxi Medallion License, Mt. Pleasant Taxi, Med #39,40,41,42,43.
- 92. License/Permit Renewing Taxi Medallion License, Cinema Taxi, Med #44,47,85.
- 93. License/Permit Renewing Taxi Medallion License, SJP Taxi, Med #45.
- 94. License/Permit Renewing Taxi Medallion License, Ormond Transportation, Med #49,50,62,89.
- 95. License/Permit Renewing Taxi Medallion License, Silcor Transportation, Med #51,52,77,93.
- 96. License/Permit Renewing Taxi Medallion License, Sullivan Square Cab, Med #53,54.
- 97. License/Permit Renewing Taxi Medallion License, Talkd Transportation, Med #55.
- 98. License/Permit Renewing Taxi Medallion License, Ike Inc., Med #57,58,60,61,78,81,84.
- 99. License/Permit Renewing Taxi Medallion License, Alewife Transportation, Med #65,69,80.
- 100. License/Permit Renewing Taxi Medallion License, Somerville Taxi, Med #66.
- 101. License/Permit Renewing Taxi Medallion License, Somerville Transportation, Med #70,71.
- 102. License/Permit Renewing Taxi Medallion License, Eastern Transportation, Med #73,87,90.
- 103. License/Permit Renewing Taxi Medallion License, SLS Transportation, Med #75.

104. License/Permit Renewing Taxi Medallion License, Honey Cab, Med #82.
105. License/Permit Renewing Taxi Medallion License, Silva Cab, Med #83.
106. License/Permit Renewing Taxi Medallion License, Bye Bye Cab, Med #86.
107. License/Permit Renewing Taxi Medallion License, Michael Cab, Med #88.
108. Public Communication State Ethics Commission conveying an opinion re: BOA actions on the fossil fuel divestment petition.

**SUPPLEMENTAL ITEMS**

109. Order By Ald. Ballantyne  
That the Superintendent of Recreation and the Youth Programming Coordinator research a plan for open gym and unstructured play in schools in the west, central and east parts of the city.
110. Order By Ald. Ballantyne  
That the Superintendent of Recreation and the Youth Programming Coordinator share their marketing and outreach plans to promote programs.
111. Order By Ald. Ballantyne  
That the Superintendent of Recreation and the Youth Programming Coordinator share data on the usage of all recreation programs by season for FY13 and FY14.
112. Order By Ald. Niedergang  
That the Commissioner of Public Works repair the light in front of 33 Hudson Street, which is cycling on and off.
113. Mayor's Request Requesting approval to amend the Ordinances at Chapter 15 with respect to undue influence.

- 114. Mayor's Request Requesting the transfer of \$130,000 from the E911 Salaries Account to the Police Overtime Account to cover projected overtime costs.
- 115. Mayor's Request Requesting approval to retain the services of Stephen Leonard as outside counsel for arbitration proceedings with Wynn Resorts.
- 116. Mayor's Request Requesting the appropriation of \$50,000 from Unreserved Fund Balance for the legal services of Stephen Leonard in arbitration proceedings with Wynn Resorts.
- 117. Mayor's Request Requesting the acceptance of a grant of \$3,306 from the Food and Drug Administration for the Health Department for training.
- 118. Mayor's Request Requesting the confirmation appointment of George D'Amelio III as a Special Police Officer for the Housing Authority Police.
- 119. Mayor's Request Requesting the appointment of Robert Hartsgrove as a Special Police Officer for the Housing Authority Police.
- 120. Mayor's Request Requesting the confirmation of the appointment of Thathyanno Desa as Constable.
- 121. Mayor's Request Requesting the confirmation of the appointment of Julia Caustrita as Constable.
- 122. Officer's Communication Planning Board conveying its recommendation for #196187, an amendment to Zoning Ordinance 5.2.5 to avoid creating adverse impacts on the stock of existing affordable housing, and to insure compliance with the Somervision Plan.
- 123. Officer's Communication Deputy Director of Communications conveying a calendar of FY14 public events, and providing information about the public event review process.
- 124. License/Permit Public Event Permit, MA Motorcycle Assn. Storm the Statehouse Ride, 9 New Washington St, May 15, 9AM-Noon.

- 125. License/Permit Public Event Permit, The Somerville Flea, Buena Vista Parking Lot, Sundays Jun 1-Oct 26, 7:30AM-5:30PM.
- 126. License/Permit Renewing Garage License, Simon's Auto Service, 166 Boston Ave.
- 127. License/Permit Renewing Garage License, Pat's Auto Body, 19 Joy St.
- 128. License/Permit Renewing Garage License, Pat's Auto Body, 161 Linwood St.
- 129. License/Permit Renewing Garage License, PMD Group, 385 Broadway.
- 130. License/Permit Renewing Flammables License, Simon's Auto Service, 166 Boston Ave.
- 131. License/Permit Renewing Flammables License, Somerville Mobil, 360 Medford St.
- 132. License/Permit Renewing Outdoor Parking License, Pat's Auto Body, 24 Joy St.
- 133. License/Permit Renewing Outdoor Parking License, Pat's Auto Body, 161 Linwood St.
- 134. License/Permit Renewing Outdoor Parking License, Day/Dover Parking, 55 Day St.
- 135. License/Permit Renewing Outdoor Parking License, Urban Equity Development, 7 Herbert St.
- 136. License/Permit Renewing Outdoor Parking License, Simon's Auto Service, 166 Boston St.
- 137. License/Permit Renewing Drainlayer's License, CRL Inc.



- 138. License/Permit      Renewing Drainlayer's License, J. Derenzo.
  
- 139. License/Permit      Renewing Extended Operating Hours License, Dunkin Donuts,  
282 Somerville Ave.

**LATE ITEMS**

**ADJOURNMENT**