

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

**REGULAR MEETING MINUTES**

April 10, 2014, 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**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
John M. Connolly	Alderman At Large	Present	
Mary Jo Rossetti	Alderman At Large	Absent	
Dennis M. Sullivan	Alderman At Large	Absent	
William A. White Jr.	Alderman At Large	Present	
Matthew McLaughlin	Ward One Alderman	Present	
Maryann M. Heuston	Ward Two Alderman	Present	
Robert J. McWatters	Ward Three Alderman	Present	
Tony Lafuente	Ward Four Alderman	Present	
Mark Niedergang	Ward Five Alderman	Present	
Rebekah L. Gewirtz	Ward Six Alderman	Present	
Katjana Ballantyne	Ward Seven Alderman	Present	

1. #196614 Call of the Roll.  
Roll Call

**RESULT: PLACED ON FILE**

Alderman McLaughlin asked that the Board honor Kyle Vivian with a moment of silence. Alderman Niedergang asked that the Board honor Delmiro Correia with a moment of silence.

2. #196615 Approval of the Minutes of the Special Meeting, March 13, 2014, and the  
Minutes Regular Meeting, March 13, 2014.

**RESULT: APPROVED**

**CITATIONS**

3. #196616 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.

**RESULT: APPROVED**

Alderman Connolly welcomed the members and coaches of the team and commended them for their accomplishments. Coach Steve Walker thanked the Board.

**PUBLIC HEARINGS**

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

4. #196617 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.

**RESULT: APPROVED**

5. #196618 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.

**RESULT: APPROVED**

Alderman Heuston stated she would like to ensure Union Square looks great and asked that Inspectional Services make a complete inspection of the area. Alderman McWatters agreed with Alderman Heuston and requested approval of the item.

**FOLLOWUP:** Public Utilities and Public Works Committee

6. #196619 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.

**RESULT: APPROVED**

7. #196620 Order By Ald. Heuston  
That the Commissioner of Public Works replace the Placa Portuguese decal at Concord Square.

**RESULT: APPROVED**

Alderman Heuston asked that the faded decal be replaced before the festival on June 22, 2014.

8. #196621 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.

**RESULT: APPROVED**

**FOLLOWUP:** Public Utilities and Public Works Committee

9. #196622  
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.

**RESULT: APPROVED**

10. #196623  
Order  
By Ald. Heuston  
That the Director of SPCD (ISD) contact the business at 9 Union Square regarding a sandwich sign blocking the sidewalk.

**RESULT: APPROVED**

11. #196624  
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.

**RESULT: APPROVED**

**FOLLOWUP:** Public Utilities and Public Works Committee

12. #196625  
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.

**RESULT: APPROVED**

13. #196626  
Order  
By Ald. Heuston  
That all Department Heads provide written responses to Board Orders that are not referred to a Committee, and that those responses be accessible in MinuteTraq.

**RESULT: APPROVED**

Alderman Heuston requested that department heads provide responses to board orders so that aldermen can set expectations for completion dates. President White requested that the information be detailed in MinuteTraq so users can check the status of any item. President White stated he would like to see a citizen's guide to using MinuteTraq.

14. #196627  
Order
- By Ald. Gewirtz, Heuston  
That the Commissioner of Public Works contact the MBTA to repair the lights on the busway in Davis Square, and search citywide for other dark areas and repair them or contact the MBTA, DCR, or MA DOT to repair them.

**RESULT: APPROVED**

Alderman Gewirtz advised the lights should be repaired by the end of the week and commented on the dangers associated with unlit walkways. She asked that staff perform a study to ensure there are no other long stretches of unlit walkways in the city. Alderman Connolly reported the lights were on as of Monday, April 7, 2014, and assured the board he will be watching carefully to ensure they stay on. Alderman Heuston agreed with Alderman Gewirtz and noted some of the lights are controlled by other bodies. President White suggested that the State delegation be advised of the issue so they can support the city's efforts.

15. #196628  
Order
- By Ald. Gewirtz, Niedergang  
That the City Solicitor provide this Board with information regarding plastic bag reduction techniques utilized in other MA municipalities, as well as whether the city can place a deposit fee on such bags or regulate their use to contain free advertisers.

**RESULT: APPROVED**

Alderman Gewirtz referenced an article published in the Boston Globe on April 6, 2014 regarding the success of implementing a \$0.05 fee for single-use plastic bags. She stated she would like to find out what other communities have done and identify best practices. She commented on the success of the city's plastic bag recycling program and stated she feels people will move quickly to reusable bags once a plan is in place. Alderman Niedergang asked that he be added to the order and suggested the City Solicitor investigate whether the city can regulate the use and recycling of the plastic bags associated with free advertising circulars. President White said that the City Solicitor is working on that issue and a recommendation should be forthcoming.

**FOLLOWUP:** Environment and Energy Special Committee

16. #196629  
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.

**RESULT: APPROVED**

17. #196630  
Order
- By Ald. McWatters  
That the Commissioner of Public Works repair the potholes on the corner of Belmont Street and Highland Avenue.

**RESULT: APPROVED**

18. #196631 Order By Ald. McWatters  
That the Director of Traffic and Parking consider placing a crosswalk at the corner of Monroe Street and Summit Avenue.

**RESULT: APPROVED**

19. #196632 Order By Ald. Niedergang, Ballantyne  
That the Director of the SPCD (Transportation and Infrastructure) report to this Board on plans for tree planting citywide for 2014, where trees will be planted, and how residents can submit requests to have trees planted.

**RESULT: APPROVED**

Alderman Niedergang announced that seven hundred trees will be planted in the city this year and thanked those involved in the effort. He suggested a detailed report be made available to the public. Alderman Heuston said she wants to know where the trees are going and requested a list from SPCD of the proposed locations. Alderman Ballantyne stated she would like to co-sponsor the item and asked that the plan include consideration of why other trees are being cut down. President White suggested Alderman Ballantyne draft a new order to address her concerns. Alderman Niedergang said the DPW determines which trees are cut down and recommended the order go to that department.

**FOLLOWUP:** Housing and Community Development Committee

20. #196633 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.

**RESULT: APPROVED**

21. #196634 Order By Ald. Niedergang  
That the Commissioner of Public Works repair the potholes on Highland Avenue, at Porter Street, and on Glenwood Road near Vernon Street.

**RESULT: APPROVED**

Alderman Niedergang commended the DPW for their work filling potholes.

22. #196635 Order By Ald. Niedergang  
That the Director of Traffic and Parking install a temporary speed bump, to remain in place through the summer and fall, on Hudson Street behind the Armory.

**RESULT: APPROVED**

23. #196636 Order By Ald. Connolly, Gewirtz That the Commissioner of Public Works repair and/or replace the missing bricks in front of 280 Elm Street.

**RESULT: APPROVED**

Alderman Connolly remarked the terrible weather has had a detrimental effect on the bricks and asked that the issue be addressed quickly.

**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.

**RESULT: LAID ON THE TABLE**

Alderman Gewirtz moved to suspend the rules to take up item 24. President White recommended Alderman Gewirtz also include item 108 in her motion. There being no opposition, the motion was approved. President White asked the City Solicitor to restate his position. City Solicitor Frank Wright stated his position is that the board cannot participate in discussion or take any action with regards to the Retirement Board's investments due to their own personal investment in the outcome. He reviewed the rules governing the board's actions. President White asked how the State Ethics Commission had responded. Mr. Wright reported the State Ethics confirmed the city's opinion. Alderman Gewirtz expressed her frustration with the issue, noting that the board is similarly invested in roads, sidewalks, and other community projects but they are allowed to discuss and take action on them. She stated she does not feel that other boards acted improperly when they discussed the issue. Alderman Niedergang commented he agrees with Alderman Gewirtz and noted the Mayor and other representatives have commented on the bill. President White confirmed the State legislature is exempt from the findings of the State Ethics Commission. Mr. Wright confirmed that is correct. Alderman Niedergang asked if he, as a member of the Pension Fund, may write a letter or speak out publicly about the issue. Mr. Wright stated he will look into the issue. President White asked if there is a further review process. Mr. Wright responded in the negative but noted neither he nor the State Ethics Commission is an enforcement agency. Alderman Lafuente opined the board should vote on the item. Alderman Ballantyne questioned how the other cities and towns that have voted on the item are set up. Mr. Wright noted the other cities and towns may be unaware of the violation. Alderman Ballantyne requested that Mr. Wright speak with the other communities and identify whether they are aware of the issue. Alderman McLaughlin sponsored Eric Fields to comment on the issue. President White pointed out the public hearing is closed but Mr.

McLaughlin has the right to sponsor an individual. There being no opposition, the speaker came forward. Eric Fields, 23 Robinson Street, read from the State Conflict of Interest Law and opined this situation represents an exemption from the law. President White asked Mr. Wright if the exception applies. Mr. Wright commented on the rule of necessity and explained that the board may comment on sidewalks and other projects that benefit all citizens but not on pension plans that benefit a small group of citizens. President White commented on the indirect effect of board member comments. Mr. Wright agreed. President White suggested the item remain on the table while Mr. Wright researches additional findings and complies with Alderman Ballantyne's request. Alderman McLaughlin questioned the consequences if the board presses forward with the issue. Mr. Wright stated the board could likely be subject to a fine or a letter of reprimand. President White asked that Mr. Wright find out more. Alderman Niedergang asked that Mr. Wright determine whether a reprimand would be a personal reprimand or a reprimand to the board.

**REPORTS OF COMMITTEES**

25. FINANCE COMMITTEE

- A. #196637 Report of the Committee on Finance, meeting on April 1, 2014.  
Committee Report

**RESULT: APPROVED**

Alderman Lafuente reported that the committee discussed funding for special events and decided to keep the American Youth Football League funding at the committee-level to allow further discussion. He stated the board discussed Alderman Heuston's suggestion that they pursue further remuneration from Tufts.

- B. #194500 By Ald. Taylor  
Order That the Excise Tax Demand Fee be amended and adjusted from \$30.00 to \$5.00.

**RESULT: PLACED ON FILE**

- C. #194970 By Ald. Gewirtz  
Resolution 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: WORK COMPLETED**

- G. #196638 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.

**RESULT: APPROVED**

26. FINANCE COMMITTEE

- A. #196639 Committee Report Report of the Committee on Finance, meeting on April 9, 2014.

**RESULT: APPROVED**

Alderman Lafuente reported that the committee discussed a requests for authorization of bond funds to be used towards several projects including ADA improvements. He noted that the committee also discussed funding from Tufts. President White confirmed this information should be available to the public through MinuteTraq. President White explained this is a further example of how the board strives to make information accessible to the public.

- 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.



**RESULT: 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: APPROVED. [UNANIMOUS]**  
**AYES:** Connolly, White Jr., McLaughlin, Heuston, Lafuente, Niedergang, Gewirtz, Ballantyne  
**ABSENT:** Mary Jo Rossetti, Dennis M. Sullivan, Robert J. McWatters

- 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.

**RESULT: APPROVED. [UNANIMOUS]**  
**AYES:** Connolly, White Jr., McLaughlin, Heuston, Lafuente, Niedergang, Gewirtz, Ballantyne  
**ABSENT:** Mary Jo Rossetti, Dennis M. Sullivan, Robert J. McWatters

- H. #196248 Mayor's Request Requesting an appropriation of \$5,791 from the Capital Stabilization Fund for a dryer for firefighter protective bunker gear.

**RESULT: APPROVED. [UNANIMOUS]**  
**AYES:** Connolly, White Jr., McLaughlin, Heuston, Lafuente, Niedergang, Gewirtz, Ballantyne  
**ABSENT:** Mary Jo Rossetti, Dennis M. Sullivan, Robert J. McWatters

- 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: PLACED ON FILE**

- 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.

**RESULT: APPROVED**

- N. #196640 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.

**RESULT: APPROVED**

**FOLLOWUP:** Finance Committee

27. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. #196641 Report of the Committee on Housing and Community Development, Committee Report meeting on March 31, 2014.

**RESULT: APPROVED**

Alderman Niedergang stated the committee discussed the detailed data available in the SomerVision Plan, steps to provide affordable housing, and proposals for more efficient snow removal and sidewalk clearing.

- 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: 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.

**RESULT: WORK COMPLETED**

28. LAND USE COMMITTEE

- A. #196642 Report of the Committee on Land Use, meeting in Joint Session with the Committee Report Planning Board, on April 3, 2014.

**RESULT: APPROVED**

Alderman Niedergang gave the report on behalf of Alderman Sullivan. He reported the committee discussed changes to zoning ordinances with the

goal of ensuring they would not negatively impact housing or conflict with the SomerVision Plan. He noted the committee also heard a presentation regarding major revisions to the zoning code. Alderman Ballantyne asked when the public will have the opportunity to review the changes. Alderman Niedergang stated the presenter did not address the public comment process. President White advised reviewed usual practice and assured the board members he will ensure the item is referred to the appropriate committee. Alderman Niedergang recommended that the board require or encourage the Planning Department to give a public presentation regarding the revisions. President White stated he will follow up on Alderman Ballantyne's question and corrected the report with regards to the proposed zoning amendments.

29. LEGISLATIVE MATTERS COMMITTEE

- A. #196643 Report of the Committee on Legislative Matters, meeting as a Committee of Committee Report the Whole, on April 8, 2014.

**RESULT: APPROVED**

Alderman Gewirtz reported the committee discussed a request for the City Solicitor to present the process for responding to requests for public records. She noted there were several public comments and the committee approved several motions regarding data collection and legislative options going forward. Alderman Connolly commended the committee for the discussion and thanked the City Solicitor for explaining the procedures.

- B. #196644 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.

**RESULT: APPROVED**

**FOLLOWUP:** Legislative Matters Committee

- C. #196645 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.

**RESULT: APPROVED**

**FOLLOWUP:** Legislative Matters Committee

- D. #196646 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.

**RESULT: APPROVED**

**FOLLOWUP:** Legislative Matters Committee

**COMMUNICATIONS OF THE MAYOR**

30. #196647 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.

**RESULT: REFERRED FOR RECOMMENDATION**

Alderman Lafuente requested the readings of items 30 and 31 be waived and referred to Committee.

**FOLLOWUP:** Finance Committee

31. #196648 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.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

32. #196649 Mayor's Request Requesting the acceptance of a \$400 grant from Tufts University for the Council on Aging for a Mudflats Clay program.

**RESULT: APPROVED**

Alderman Lafuente requested items 32 and 33 be approved.

33. #196650 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.

**RESULT: APPROVED**

34. #196651 Mayor's Request Requesting the appointment of Lisa Davidson to the Affordable Housing Trust.

**RESULT: REFERRED FOR RECOMMENDATION**

President White requested a motion to waive the readings of items 34 through 37, and that the items be sent to committee.

**FOLLOWUP:** Confirmation of Appointments Committee

35. #196652 Mayor's Request Requesting the appointment of Ernest Partin Jr. as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

36. #196653 Mayor's Request Requesting the re-appointment of Scott Kingsley as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

37. #196654 Mayor's Request Requesting the re-appointment of Darcy Haynes as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

**COMMUNICATIONS OF CITY OFFICERS**

38. #196655 Withdrawn Withdrawn

**RESULT: WITHDRAWN**

39. #196656 Officer's Communication Personnel Director conveying to this Board the Police Chief Recruitment Brochure.

**RESULT: PLACED ON FILE**

Alderman Connolly requested that the Personnel Director appear before the committee to discuss the search. President White suggested Alderman Connolly make a motion to reflect the request. Alderman Connolly so moved (see #141).

40. #196657 Officer's Communication Assistant City Solicitor responding to #196219 re: A-Frame Sign Permitting Language.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Licenses and Permits Committee

41. #196658 Officer's Communication Traffic and Parking Interim Director submitting responses to various Board Orders.

**RESULT: PLACED ON FILE**

Alderman Connolly moved to waive the readings of 41 and 42 and forward them to committee.

**FOLLOWUP:** Traffic and Parking Committee

42. #196659 Traffic and Parking Interim Director submitting responses to #196587 re:  
Officer's truck traffic on Powderhouse Blvd.  
Communication

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Traffic and Parking Committee

**NEW BUSINESS**

43. #196660 Public Event Permit, East Somerville Main Streets Cultural Block Parties,  
License/Permit Chuckie Harris Park, Apr 17 and May 15, 3:30-9:30PM.

**RESULT: APPROVED**

Alderman Heuston moved to waive the readings of 43, 44, and 45, and requested the board approve the items.

44. #196661 Public Event Permit, Day of Portugal Parade, Concord Square, Jun 22,  
License/Permit Noon-4PM.

**RESULT: APPROVED**

45. #196662 Public Event Permit, Conwell St/Mountain Ave Block Party, Conwell St.  
License/Permit Dead End, Jul 13, 4-10:30PM.

**RESULT: APPROVED**

46. #196663 Renewing Drainlayer's License, P.T. Kelley  
License/Permit

**RESULT: APPROVED**

Alderman Heuston moved to waive the readings of 46 through 68, and requested the board approve them.

47. #196664 Renewing Drainlayer's License, Jason Anthony  
License/Permit

**RESULT: APPROVED**

48. #196665 Renewing Drainlayer's License, Nelm Corp.  
License/Permit

**RESULT: APPROVED**

49. #196666 Renewing Flammables License, Hillside Auto Repair, 583 Broadway  
License/Permit

**RESULT: APPROVED**

50. #196667 Renewing Flammables License, Mercedes Benz of Boston, 259 Mcgrath  
License/Permit Hwy.

**RESULT: APPROVED**

51. #196668 Renewing Flammables License, Valvoline Instant Oil Change, 182  
License/Permit Washington St.

**RESULT: APPROVED**

52. #196669 Renewing Flammables License, Cubby Oil, 20 Medford St.  
License/Permit

**RESULT: APPROVED**

53. #196670 Renewing Garage License, Triumvirate Environmental, 191 Inner Belt Rd.  
License/Permit

**RESULT: APPROVED**

54. #196671 Renewing Garage License, Mercedes Benz of Boston, 259 Mcgrath Hwy.  
License/Permit

**RESULT: APPROVED**

55. #196672 Renewing Garage License, Mercedes Benz of Boston, 71 Linwood St.  
License/Permit

**RESULT: APPROVED**

56. #196673 Renewing Garage License, Enterprise Rent-A-Car Company of Boston.  
License/Permit



**RESULT: APPROVED**

57. #196674 License/Permit Renewing Garage License, Fellsway Auto Repair, 693 Mcgrath Hwy.

**RESULT: APPROVED**

58. #196675 License/Permit Renewing Garage License, Somerville Auto Center, 193 Somerville Ave.

**RESULT: APPROVED**

59. #196676 License/Permit Renewing Garage License, Barnes and Walsh Company, 224 Somerville Ave.

**RESULT: APPROVED**

60. #196677 License/Permit Renewing Garage License, Valvoline Instant Oil Change, 182 Washington St.

**RESULT: APPROVED**

61. #196678 License/Permit Renewing Garage License, Chicken & Shakes Automotive, 6 Beach Ave.

**RESULT: APPROVED**

62. #196679 License/Permit Renewing Garage License, Monro Muffler Brake, 223 Washington St.

**RESULT: APPROVED**

63. #196680 License/Permit Renewing Garage License, Boston Sand and Gravel Company, 492 Rutherford Ave.

**RESULT: APPROVED**

64. #196681 License/Permit Renewing Garage License, Maaco Auto Painting, 444 Somerville Ave.

**RESULT: APPROVED**

65. #196682 Renewing Garage License, American Auto Gallery, 682 Mystic Ave.  
License/Permit

**RESULT: APPROVED**

66. #196683 Renewing Garage License, Liens Auto Repair, 69 Bow St.  
License/Permit

**RESULT: APPROVED**

67. #196684 Renewing Pool Table License, Diesel Cafe, 257 Elm St.  
License/Permit

**RESULT: APPROVED**

68. #196685 Renewing Pool Table License, Flatbread Company At Sacco's Bowl Haven,  
License/Permit 45 Day St.

**RESULT: APPROVED**

69. #196686 Renewing Extended Operating Hours License, Target Store T 1441, 180  
License/Permit Somerville Ave.

**RESULT: REFERRED FOR RECOMMENDATION**

Alderman Heuston moved to waive the readings of 69, 70, 71, 74, 75, and 76, and send the items to committee.

**FOLLOWUP:** Licenses and Permits Committee

70. #196687 Renewing Extended Operating Hours License, Kmart #3486, 77 Middlesex  
License/Permit Ave.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

71. #196688 Renewing Extended Operating Hours License, Mr. B's, 142 Cross St.  
License/Permit

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

72. #196689 Renewing Junk Dealer's License, The Connection, 1204 Broadway.  
License/Permit

**RESULT: APPROVED**

Alderman Heuston moved to waive the readings of 72, 73, and 77 through 107, and requested the board approve those items. She advised the items are largely related to renewal of taxi medallions and the paperwork is in order.

73. #196690 License/Permit Renewing Fortune Teller License, Psychic Readings by Mary, 382 Somerville Ave.

**RESULT: APPROVED**

74. #196691 License/Permit Renewing Outdoor Seating License, Diva Indian Bistro, 246 Elm St.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

75. #196692 License/Permit New Outdoor Seating License, Union Sq. Pizza, 63 Union Sq., 4 tables, 8 chairs.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

76. #196693 License/Permit New Outdoor Seating License, Broadway Eatery, 1157 Broadway, 3 tables, 6 chairs.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Licenses and Permits Committee

77. #196694 License/Permit Renewing Taxi Medallion License, ODJ Taxi, Med #1.

**RESULT: APPROVED**

78. #196695 License/Permit Renewing Taxi Medallion License, TR Cab, Med #2.

**RESULT: APPROVED**

79. #196696 License/Permit Renewing Taxi Medallion License, Country Club Transportation, Med #3,4,5,46.

**RESULT: APPROVED**

80. #196697 License/Permit Renewing Taxi Medallion License, Lee Transportation, Med #7,8,9,10,11,12,13.

**RESULT: APPROVED**

81. #196698 License/Permit Renewing Taxi Medallion License, ZH Inc., Med #14,16,63.

**RESULT: APPROVED**

82. #196699 License/Permit Renewing Taxi Medallion License, Yung Cab, Med #15.

**RESULT: APPROVED**

83. #196700 License/Permit Renewing Taxi Medallion License, Roly Cab, Med #17.

**RESULT: APPROVED**

84. #196701 License/Permit Renewing Taxi Medallion License, Wilvens Cab, Med #18.

**RESULT: APPROVED**

85. #196702 License/Permit Renewing Taxi Medallion License, Gardy Inc., Med #19.

**RESULT: APPROVED**

86. #196703 License/Permit Renewing Taxi Medallion License, Bibi's Cab Inc, Med #20.

**RESULT: APPROVED**

87. #196704 License/Permit Renewing Taxi Medallion License, Lochmere Taxi, Med #21,22,23,24,25,26,79,91.

**RESULT: APPROVED**

88. #196705 License/Permit Renewing Taxi Medallion License, Loch Ness Taxi, Med #27,67,68.

**RESULT: APPROVED**

89. #196706 License/Permit Renewing Taxi Medallion License, Stone Transportation, Med #28,30,31,32.

**RESULT: APPROVED**

90. #196707 License/Permit Renewing Taxi Medallion License, Somerville Yellow Cab, Med #33,34,35,36,37,38.

**RESULT: APPROVED**

91. #196708 License/Permit Renewing Taxi Medallion License, Mt. Pleasant Taxi, Med #39,40,41,42,43.

**RESULT: APPROVED**

92. #196709 License/Permit Renewing Taxi Medallion License, Cinema Taxi, Med #44,47,85.

**RESULT: APPROVED**

93. #196710 License/Permit Renewing Taxi Medallion License, SJP Taxi, Med #45.

**RESULT: APPROVED**

94. #196711 License/Permit Renewing Taxi Medallion License, Ormond Transportation, Med #49,50,62,89.

**RESULT: APPROVED**

95. #196712 License/Permit Renewing Taxi Medallion License, Silcor Transportation, Med #51,52,77,93.

**RESULT: APPROVED**

96. #196713 License/Permit Renewing Taxi Medallion License, Sullivan Square Cab, Med #53,54.

**RESULT: APPROVED**

97. #196714 License/Permit Renewing Taxi Medallion License, Talkd Transportation, Med #55.

**RESULT: APPROVED**

98. #196715 License/Permit Renewing Taxi Medallion License, Ike Inc., Med #57,58,60,61,78,81,84.

**RESULT: APPROVED**

99. #196716 License/Permit Renewing Taxi Medallion License, Alewife Transportation, Med #65,69,80.

**RESULT: APPROVED**

100. #196717 License/Permit Renewing Taxi Medallion License, Somerville Taxi, Med #66.

**RESULT: APPROVED**

101. #196718 License/Permit Renewing Taxi Medallion License, Somerville Transportation, Med #70,71.

**RESULT: APPROVED**

102. #196719 License/Permit Renewing Taxi Medallion License, Eastern Transportation, Med #73,87,90.

**RESULT: APPROVED**

103. #196720 License/Permit Renewing Taxi Medallion License, SLS Transportation, Med #75.

**RESULT: APPROVED**

104. #196721 License/Permit Renewing Taxi Medallion License, Honey Cab, Med #82.

**RESULT: APPROVED**

105. #196722 License/Permit Renewing Taxi Medallion License, Silva Cab, Med #83.

**RESULT: APPROVED**

106. #196723 License/Permit Renewing Taxi Medallion License, Bye Bye Cab, Med #86.

**RESULT: APPROVED**

107. #196724 License/Permit Renewing Taxi Medallion License, Michael Cab, Med #88.

**RESULT: APPROVED**

108. #196725 Public Communication State Ethics Commission conveying an opinion re: BOA actions on the fossil fuel divestment petition.

**RESULT: PLACED ON FILE**

Alderman Gewirtz moved to suspend the rules to take up #24 and #108. See #24 for discussion.

**SUPPLEMENTAL ITEMS**

109. #196726 Order By Ald. Ballantyne, and the Entire Board 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.

**RESULT: APPROVED**

Alderman Ballantyne asked that a plan be put forward to ensure youths are keeping active. President White moved that the whole board co-sponsor the item, and the motion was approved.

**FOLLOWUP:** Youth Services Committee

110. #196727 Order By Ald. Ballantyne, McLaughlin That the Superintendent of Recreation and the Youth Programming Coordinator share their marketing and outreach plans to promote programs.

**RESULT: APPROVED**

Alderman Ballantyne stated she would like to identify marketing and outreach plans. Alderman McLaughlin asked to be named as a co-sponsor.

**FOLLOWUP:** Youth Services Committee

111. #196728 Order By Ald. Ballantyne, McLaughlin 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.

**RESULT: APPROVED**

Alderman Ballantyne requested the city's data regarding usage of programs. Alderman McLaughlin requested to co-sponsor the item and thanked Alderman Ballantyne for bringing the items forward.

**FOLLOWUP:** Youth Services Committee

112. #196729 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.

**RESULT: APPROVED**

113. #196730 Mayor's Request Requesting approval to amend the Ordinances at Chapter 15 with respect to undue influence.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Legislative Matters Committee

114. #196731 Mayor's Request Requesting the transfer of \$130,000 from the E911 Salaries Account to the Police Overtime Account to cover projected overtime costs.

**RESULT: REFERRED FOR RECOMMENDATION**

Alderman Lafuente moved to waive the readings of 114 through 117 and send them to committee.

**FOLLOWUP:** Finance Committee

115. #196732 Mayor's Request Requesting approval to retain the services of Stephen Leonard as outside counsel for arbitration proceedings with Wynn Resorts.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

116. #196733 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.



**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

117. #196734 Mayor's Request Requesting the acceptance of a grant of \$3,306 from the Food and Drug Administration for the Health Department for training.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Finance Committee

118. #196735 Mayor's Request Requesting the confirmation appointment of George D'Amelio III as a Special Police Officer for the Housing Authority Police.

**RESULT: REFERRED FOR RECOMMENDATION**

Alderman Heuston moved to waive the readings of 118 through 121, and send them to committee.

**FOLLOWUP:** Confirmation of Appointments Committee

119. #196736 Mayor's Request Requesting the appointment of Robert Hartsgrove as a Special Police Officer for the Housing Authority Police.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

120. #196737 Mayor's Request Requesting the confirmation of the appointment of Thathyanno Desa as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

121. #196738 Mayor's Request Requesting the confirmation of the appointment of Julia Caustrita as Constable.

**RESULT: REFERRED FOR RECOMMENDATION**

**FOLLOWUP:** Confirmation of Appointments Committee

122. #196739 Officer's Communication Planning Board conveying its recommendation for #196187, an amendment to Zoning Ordinance 5.2.5 to avoid creating adverse impacts on existing affordable housing, and to insure compliance with the Somersvision Plan.

**RESULT: REFERRED FOR RECOMMENDATION**

Alderman Niedergang moved to waive the reading of 122 and refer it to committee.

**FOLLOWUP:** Land Use Committee

123. #196740 Deputy Director of Communications responding to #196239, conveying a calendar of FY14 public events and providing information about the public Officer's Communication event review process.

**RESULT: PLACED ON FILE**

**FOLLOWUP:** Licenses and Permits Committee

124. #196741 License/Permit Public Event Permit, MA Motorcycle Assn. Storm the Statehouse Ride, 9 New Washington St, May 15, 9AM-Noon.

**RESULT: APPROVED**

Alderman Heuston requested a short recess. When the board reconvened, Alderman Heuston moved to waive the readings of items 124, and 126 through 139, and approve them.

125. #196742 License/Permit Public Event Permit, The Somerville Flea, Buena Vista Parking Lot, Sundays Jun 1-Oct 26, 7:30AM-5:30PM.

**RESULT: REFERRED FOR RECOMMENDATION**

Alderman Heuston requested the item be sent to committee.

**FOLLOWUP:** Licenses and Permits Committee

126. #196743 License/Permit Renewing Garage License, Simon's Auto Service, 166 Boston Ave.

**RESULT: APPROVED**

127. #196744 License/Permit Renewing Garage License, Pat's Auto Body, 19 Joy St.

**RESULT: APPROVED**

128. #196745 License/Permit Renewing Garage License, Pat's Auto Body, 161 Linwood St.

**RESULT: APPROVED**

129. #196746 License/Permit Renewing Garage License, PMD Group, 385 Broadway.

**RESULT: APPROVED**

130. #196747 License/Permit Renewing Flammables License, Simon's Auto Service, 166 Boston Ave.

**RESULT: APPROVED**

131. #196748 License/Permit Renewing Flammables License, Somerville Mobil, 360 Medford St.

**RESULT: APPROVED**

132. #196749 License/Permit Renewing Outdoor Parking License, Pat's Auto Body, 24 Joy St.

**RESULT: APPROVED**

133. #196750 License/Permit Renewing Outdoor Parking License, Pat's Auto Body, 161 Linwood St.

**RESULT: APPROVED**

134. #196751 License/Permit Renewing Outdoor Parking License, Day/Dover Parking, 55 Day St.

**RESULT: APPROVED**

135. #196752 License/Permit Renewing Outdoor Parking License, Urban Equity Development, 7 Herbert St.

**RESULT: APPROVED**

136. #196753 License/Permit Renewing Outdoor Parking License, Simon's Auto Service, 166 Boston St.

**RESULT: APPROVED**

137. #196754 License/Permit Renewing Drainlayer's License, CRL Inc.

**RESULT: APPROVED**

138. #196755 License/Permit Renewing Drainlayer's License, J. Derenzo.

**RESULT: APPROVED**

139. #196756 License/Permit Renewing Extended Operating Hours License, Dunkin Donuts, 282 Somerville Ave.

**RESULT: APPROVED**

**LATE ITEMS**

140. #196757 Order By Ald. Ballantyne  
That the Director of SPCD provide an opportunity for public input to the proposed new zoning code overhaul prior to submission to this Board.

**RESULT: APPROVED**

**FOLLOWUP:** Land Use Committee

141. #196758 Order By Ald. Connolly  
That the Director of Personnel appear before the Committee on Public Health and Safety to report on the process for, and status of, the search for a new Police Chief.

**RESULT: APPROVED**

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

142. #196759 Resolution By Ald. Heuston  
That the Administration consider purchasing 2 additional radar feedback signs to provide additional capability to monitor traffic speeds.

**RESULT: APPROVED**

Alderman Heuston requested approval of the item, noting the need for additional signs.

**FOLLOWUP:** Finance Committee

143. #196760 Resolution By Ald. Heuston, Niedergang, Ballantyne  
That the Administration create a process to evaluate public events for financial impacts on city resources, and use it for all public event applications.

**RESULT: APPROVED**

Alderman Heuston asked that Alderman Niedergang be added to the item. Alderman Ballantyne also asked to be added to the item. Alderman Heuston explained the request is for a description of the process. Alderman Niedergang requested that the city identify criteria for evaluating public events.

**FOLLOWUP:** Licenses and Permits Committee

**ADJOURNMENT**

Submitted by John J. Long, City Clerk.