

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

REGULAR MEETING AGENDA

February 25, 2016, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
 (ID # 13480)

2. Minutes Approval of the Minutes of the Regular Meeting,
 (ID # 13481) January 28, 2016.

CITATIONS

PUBLIC HEARINGS

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

3. Resolution By Ald. Rossetti
 (ID # 13437) That the Administration provide this Board with an
 opinion relating to housing compliance, following the
 review of each University Spring Accountability Report,
 as recently submitted.

4. Order By Ald. Davis
 (ID # 13438) That the Commissioner of Public Works consider
 installing cigarette butt disposal boxes in public areas
 citywide.

5. Order By Ald. Davis
 (ID # 13439) That the Commissioner of Public Works describe to this
 Board, the rationale for treating multi-unit residences the
 same as single family residences for purposes of volume-
 based escalation of water rates.

6. Order By Ald. Davis, Niedergang
 (ID # 13440) That the Director of Traffic and Parking consider
 installing designated metered motorcycle/moped parking
 spots near Davis Square.

7. Order By Ald. McWatters, Sullivan, Connolly, Rossetti, White
 (ID # 13442) Jr.
 That the Commissioner of Public Works repair all the
 non-functioning school speed assembly signs with
 flashing beacons citywide to ensure safety.

8. Order (ID # 13443) By Ald. McWatters, Sullivan, Connolly, Rossetti, White Jr.
That the Supervisor of Inspectional Services dispatch NIT personnel to investigate 10-12 Prescott Street for code violations and report the findings to this Board.
9. Order (ID # 13444) By Ald. McWatters
That the Commissioner of Public Works repair the street light on the corner of Hillside Circle and Craigie Street.
10. Order (ID # 13445) By Ald. McWatters
That the Commissioner of Public Works repair the street light at 33 Vinal Avenue.
11. Order (ID # 13446) By Ald. McWatters
That the City Solicitor draft a Home Rule Petition to change the speed limit to 20 MPH in school zones and areas adjacent to senior housing, hospitals, nursing homes, assisted living facilities, etc.
12. Resolution (ID # 13441) By Ald. Niedergang
Supporting the raising or elimination of the cap on Solar Net Metering.
13. Resolution (ID # 13447) By Ald. Niedergang, Heuston
That the Administration report to this Board on its consideration of #197288, which recommended the creation of a Parks and Recreation Department to provide better care for Somerville's athletic fields.
14. Order (ID # 13448) By Ald. Niedergang
That the Director of Traffic and Parking report to the Ward 5 Alderman on the Traffic Calming Petition that was filed by residents of Highland Road on October 3, 2015, and report to this Board on the process by which such petitions are considered.
15. Order (ID # 13449) By Ald. Niedergang, McWatters
That the Commissioner of Public Works fill the pot holes in Porter Street from 36 Porter Street to Summer Street.
16. Order (ID # 13450) By Ald. Niedergang
That the Chief of Police implement speeding enforcement measures on Morrison Avenue between Cedar Street and Highland Road.

- 17. Order (ID # 13451) By Ald. Niedergang
That the Supervisor of Inspectional Services monitor the gate at Maxwell's Green that prevents cars from entering Clyde and Warwick Streets, and enforce the original development permit by ticketing Maxwell's Green when the gate is left in the up position.

- 18. Order (ID # 13452) By Ald. Niedergang
That the Commissioner of Public Works clean the catch basins at the bottom of Conwell Street at Highland Avenue (2 basins), at the southeast corner of Highland and Lowell Streets, and at the bottom of Spring Hill's hilly streets.

- 19. Ordinance (ID # 13453) By Ald. White Jr.
Proposing a new Article 16B in the city's Zoning Ordinances, with attendant Zoning Map changes, to establish a minimum mixed use ratio in designated areas.

UNFINISHED BUSINESS

REPORTS OF COMMITTEES

20. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

- A. Committee Report (ID # 13459) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on February 25, 2016.

21. FINANCE COMMITTEE

- A. Committee Report (ID # 13457) Report of the Committee on Finance, meeting on February 22, 2016.

- B. Mayor's Request 199527 Requesting an appropriation and authorization to borrow \$550,000 in a bond for betterments and improvements to the East Broadway streetscape.
RECOMMENDED: Placed on File

- C. Mayor's Request 200654 Requesting to transfer CPA funds totaling \$1,875,867 from the CPA Fund Budgeted Reserve and the CPA Fund Undesignated Fund Balance to designated CPA reserves per the recommendation of the Community Preservation Committee.
RECOMMENDED: Approved

- D. Mayor's Request 200655 Requesting to appropriate \$1,584,675 from the CPA Fund Community Housing Reserve to the Affordable Housing Trust Fund per the recommendation of the Community Preservation Committee.
RECOMMENDED: Approved

- E. Mayor's Request 200657 Requesting to appropriate \$15,490 from the CPA Fund Undesignated Fund Balance for the administrative and operating expenses of the Community Preservation Committee per the recommendation of the Community Preservation Committee.
RECOMMENDED: Approved
- F. Mayor's Request 200659 Requesting the acceptance of a grant of \$50,000 from the MA Office of Public Safety for Police Dept. staffing.
RECOMMENDED: Approved
- G. Mayor's Request 200660 Requesting the acceptance of a \$28,920 grant from the DPH First Responder Naloxone (Narcan) Grant Program for the Police Dept.
RECOMMENDED: Approved
- H. Mayor's Request 200755 Requesting the transfer of \$90,000 from the DPW Sanitation Rubbish Removal Account to the DPW Lights and Lines Overtime Account to balance the account.
RECOMMENDED: Approved

22. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report (ID # 13458) Report of the Committee on Housing and Community Development, meeting on February 24, 2016.
- B. Resolution 200184 By Ald. Ballantyne That the Administration provide this Board with a written update on the first report of the University Accountability Ordinance.
RECOMMENDED: Work Completed
- C. Public Communication 200194 Harvard University submitting its Fall 2015 University Accountability report.
RECOMMENDED: Work Completed
- D. Public Communication 200195 Tufts University submitting its Fall 2015 University Accountability report.
RECOMMENDED: Work Completed

23. LAND USE COMMITTEE

- A. Committee Report (ID # 13460) Report of the Committee on Land Use, meeting as a Committee of the Whole, on February 23, 2016.
- B. Mayor's Request 200340 Requesting approval of an updated amendment to Zoning Ordinance 7.15 Re: Medical Marijuana Treatment Facilities.
RECOMMENDED: Approved as Amended
- C. Officer's Request 200686 Planning Board conveying its recommendations re: #200340, an amendment to Zoning Ordinance 7.15, Medical Marijuana Treatment Facilities.

RECOMMENDED: Placed on File

24. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 13456) Report of the Committee on Legislative Matters, meeting on February 18, 2016.

- B. Order 200251 By Ald. Niedergang
That the City Solicitor report to this Board on ordinances or regulations that require cable companies and other utilities to remove abandoned lines when installing new ones, and if there are no such ordinances or regulations, to draft such an ordinance for this Board's consideration.
RECOMMENDED: Work Completed

- C. Officer's Communication 200557 Assistant City Solicitor responding to #200251 re: requirements that cable companies and other utilities remove abandoned lines when installing new ones.
RECOMMENDED: Work Completed

- D. Order 200650 By Ald. White Jr.
That the City Solicitor prepare an Ordinance for the Board of Health to regulate restaurants with outdoor seating to allow dogs to accompany owners in the outdoor seating area.
RECOMMENDED: Work Completed

- E. Order (ID # 13432) By Ald. Rossetti
That the Clerk of Committees request that the State Delegation provide the Committee on Legislative Matters with updates on House #2885 and House #3906.

25. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report (ID # 13454) Report of the Committee on Public Health and Public Safety, meeting on February 16, 2016.

- B. Order 200075 By Ald. Connolly
That the City Solicitor provide this Board's Committee on Public Health and Safety with a listing of all ordinances and traffic regulations regarding bicycles.
RECOMMENDED: Work Completed

- C. Officer's Communication 200172 City Solicitor Responding to #200075 re: Ordinances and Traffic Regulations regarding bicycles.
RECOMMENDED: Work Completed

- D. Order 200249 By Ald. Niedergang
That the Supervisor of Inspectional Services report to this Board on complaints about overzealous and mistaken ticketing by Health Inspectors for minor infractions of trash and yard regulations.

- RECOMMENDED: Work Completed
- E. Resolution 200312 By Ald. Connolly
That the Administration provide this Board's Committee on Public Health and Safety with a financial breakdown of funding relative to the matter of addiction.
RECOMMENDED: Work Completed
- F. Officer's Communication 200355 Traffic and Parking Director responding to various Board Orders submitted 10/8/15.
RECOMMENDED: Work Completed,
- G. Order 200431 By Ald. McLaughlin, White Jr., Ballantyne, Lafuente
That the Supervisor of Inspectional Services appear before the Committee on Public Health and Safety to describe inspections for new residential units and whether they protect buyers from shoddy construction and poor soundproofing.
RECOMMENDED: Work Completed
- H. Officer's Communication 200492 Traffic and Parking Director submitting responses to various Board Orders submitted 10/22/15.
RECOMMENDED: Work Completed,
- I. Order 200534 By Ald. McWatters
That the Chief of Police order a directed patrol on Berkeley Street at various times for speeding motorists.
RECOMMENDED: Work Completed
- J. Order 200618 By Ald. White Jr.
That a representative of the Cambridge Health Alliance appear before this Board's Committee on Public Health and Safety to discuss any reductions in service at Somerville Hospital.
RECOMMENDED: Work Completed
- K. Order 200619 By Ald. Heuston
That the Supervisor of Inspectional Services notify the Beacon Street Star Market to change the time that their vendor sweeps the parking lot, since the current time of 4 AM violates the noise ordinance and disturbs neighbors.
RECOMMENDED: Work Completed
- L. Order 200630 By Ald. McLaughlin
That the Supervisor of Inspectional Services inspect 625 McGrath Highway for structural problems and trash violations.
RECOMMENDED: Work Completed
- M. Order 200631 By Ald. McLaughlin
That the Chief Fire Engineer provide the Ward 1 Alderman with the number of real and false fire alarms for Assembly Row, and any fines assessed.
RECOMMENDED: Work Completed

- N. Order 200693 By Ald. Heuston
That the Chief of Police conduct a directed patrol in Lincoln Park to investigate suspicious activity at the shed structure.
RECOMMENDED: Work Completed
- O. Order 200694 By Ald. Heuston
That the Commissioner of Public Works inform this Board of the purpose and condition of Lincoln Park's shed structure, and whether it should be locked when not in use.
RECOMMENDED: Work Completed

26. PUBLIC UTILITIES AND PUBLIC WORKS COMMITTEE

- A. Committee Report (ID # 13455) Report of the Committee on Public Utilities and Public Works, meeting on February 17, 2016.
- B. Officer's Communication 200354 DPW Commissioner responding to various Board Orders submitted 10/22/15.
RECOMMENDED: Work Completed
- C. Officer's Communication 200491 Commissioner of Public Works responding to various Board Orders submitted 10/8/15.
RECOMMENDED: Work Completed

COMMUNICATIONS OF THE MAYOR

- 27. Mayor's Request (ID # 13434) Requesting authorization to borrow \$130,000 in a bond, and appropriate the same amount, to fund an Owners Project Manager for City Hall renovation work.
- 28. Mayor's Request (ID # 13406) Requesting an appropriation of \$381,000 from Unreserved Fund Balance ("Free Cash") to the Fire Department's Overtime Account.
- 29. Mayor's Request (ID # 13465) Requesting a transfer of \$119,000 from the E-911 Salaries Account to the Fire Department's Overtime Account.
- 30. Mayor's Request (ID # 13435) Requesting approval to transfer \$20,000 in the DPW Engineering Division, from its Salary Account to its Professional and Technical Services Account, to fund its on-call contract.
- 31. Mayor's Request (ID # 13381) Requesting the acceptance of a grant of \$10,000 from Mount Auburn Hospital for the Health & Human Services Department to help families impacted by the opioid epidemic and anti-stigma campaign.

32. Mayor's Request (ID # 13403) Requesting approval to extend two MA DOT contracts for the East Broadway Streetscape project to February 29, 2018.
33. Mayor's Request (ID # 13407) Requesting the Appointment of Andrew M. Guralnick to the Fire Department Reserve List.
34. Mayor's Request (ID # 13408) Requesting the Appointment of Carl E. Nelson to the Fire Department Reserve List.
35. Mayor's Request (ID # 13409) Requesting the Appointment of Andrew P. Tkaczuk to the Fire Department Reserve List.
36. Mayor's Request (ID # 13410) Requesting the Appointment of Thomas W. Coppola to the Fire Department Reserve List.
37. Mayor's Request (ID # 13411) Requesting the Appointment of John P. Dres to the Fire Department Reserve List.
38. Mayor's Request (ID # 13412) Requesting the Appointment of Ronald J. Hampton to the Fire Department Reserve List.
39. Mayor's Request (ID # 13413) Requesting the Appointment of Joseph G. Papetti to the Fire Department Reserve List.
40. Mayor's Request (ID # 13414) Requesting the Appointment of Eric J. Collins to the Fire Department Reserve List.
41. Mayor's Request (ID # 13415) Requesting the Appointment of Charles E. Conway to the Fire Department Reserve List.
42. Mayor's Request (ID # 13416) Requesting the Appointment of Shayne R. Saulnier to the Fire Department Reserve List.
43. Mayor's Request (ID # 13417) Requesting the Appointment of Troy A. Saulnier to the Fire Department Reserve List.
44. Mayor's Request (ID # 13418) Requesting the Appointment of Joshua M. Wallace to the Fire Department Reserve List.
45. Mayor's Request (ID # 13419) Requesting the Appointment of Christopher J. Albanese to the Fire Department Reserve List.
46. Mayor's Request (ID # 13420) Requesting the Appointment of Lysander Amado to the Fire Department Reserve List.

47. Mayor's Request Requesting the Appointment of Payton Corbett to the
(ID # 13421) Fire Department Reserve List.
48. Mayor's Request Requesting the Appointment of Seamus F. Lynch to the
(ID # 13422) Fire Department Reserve List.
49. Mayor's Request Requesting the Appointment of Troy M. Martini to the
(ID # 13423) Fire Department Reserve List.
50. Mayor's Request Requesting the Appointment of Rafael A. Flores to the
(ID # 13424) Fire Department Reserve List.
51. Mayor's Request Requesting the Appointment of Dennis J. Moynihan to
(ID # 13425) the Fire Department Reserve List.
52. Mayor's Request Requesting the Appointment of John E. Mucci to the Fire
(ID # 13426) Department Reserve List.
53. Mayor's Request Requesting the Appointment of John J. Driscoll to the
(ID # 13427) Fire Department Reserve List.
54. Mayor's Request Requesting the Appointment of Virgilio A. Garcia to the
(ID # 13428) Fire Department Reserve List.
55. Mayor's Request Requesting the Appointment of Timothy J. McKenzie to
(ID # 13429) the Fire Department Reserve List.
56. Mayor's Request Requesting the Appointment of Randy Oliver to the Fire
(ID # 13430) Department Reserve List.
57. Mayor's Request Requesting the Appointment of Daniel C. Roche to the
(ID # 13431) Fire Department Reserve List.

COMMUNICATIONS OF CITY OFFICERS

58. Officer's Planning Director submitting a preliminary memo on the
Communication financial feasibility of amendments to the inclusionary
(ID # 13394) zoning requirements.
59. Officer's DPW Commissioner responding to various Board Orders
Communication submitted 2/11/16.
(ID # 13393)

NEW BUSINESS

60. License/Permit Public Event Permit, LaRouche Literature Table,
(ID # 13469) citywide, Mar 3-Sep 3, various times.

- 61. License/Permit (ID # 13470) Public Event Permit, BA Events 5K Race of Ireland, Davis Sq area, Mar 13, 7AM-1PM.
- 62. License/Permit (ID # 13471) Public Event Permit, Johnny D's Farewell Parade, Davis Sq area, Mar 13, 4-7PM.
- 63. License/Permit (ID # 13472) Public Event Permit, Unity Somerville Palm Sunday Donkey Walk, College Ave from Powderhouse Park to Davis Sq, Mar 20, 8:30-9:30AM.
- 64. License/Permit (ID # 13473) Public Event Permit, Connexion Community Easter Egg Hunt, Chuckie Harris Park, Mar 26, Noon-4PM.
- 65. License/Permit (ID # 13474) Public Event Permit, Unity Somerville Easter Sunrise Service, Powderhouse Park, Mar 27, 5:45-6:45AM.
- 66. License/Permit (ID # 13475) Public Event Permit, Union Sq Farmers Market, Union Sq Plaza, May 14-Nov 19, 7AM-2:30PM.
- 67. License/Permit (ID # 13476) Public Event Permit, Arts Council SomerStreets Carnival, Broadway from McGrath Hwy Pennsylvania Ave, Jun 5, 9AM-7PM.
- 68. License/Permit (ID # 13477) Public Event Permit, Road Runners Race to the Row, Assembly Sq area, Aug 28, 7AM-3PM.
- 69. License/Permit (ID # 13478) Renewing Used Car Dealers License Class 2, James Kiley Co, 15 Linwood St.
- 70. License/Permit (ID # 13479) Transferring Flammables License, Blue Hills Fuels, 212 Broadway.
- 71. Public Communication (ID # 13462) Tufts University submitting its Spring 2016 University Accountability report.
- 72. Public Communication (ID # 13464) Bill Valletta submitting comments re: the Green Line Extension, with a District Improvement Financing study.
- 73. Public Communication (ID # 13400) Viesia Novosielski submitting comments re: #200102, a proposed inclusionary housing ordinance.

74. Public Communication (ID # 13461) Shawn Szturma submitting comments re: #200539 and turf/grass at Lincoln Park.
75. Public Communication (ID # 13401) Lucy and Jason van Beever submitting comments re: #200639, a raised crosswalk at the West Somerville Neighborhood School.
76. Public Communication (ID # 13463) Barry Rafkind submitting comments re: #200639, a raised crosswalk at the West Somerville Neighborhood School.

SUPPLEMENTAL ITEMS

77. Resolution (ID # 13494) By Ald. Davis That the Administration inform this Board of efforts to assist Riverside Community Care, formerly at 78 College Avenue, in finding a new location for its mental health day treatment program.
78. Mayor's Request (ID # 13404) Requesting the expenditure of FY16 funds totaling \$140 to pay a prior year invoice in the Police Dept.
79. Mayor's Request (ID # 13493) Requesting approval for a time-only extension for the Marchese contract for road construction, to November 30, 2016.
80. Officer's Request (ID # 13498) Police Chief requesting that the 7 Police Officers who were appointed by this Board at its February 11, 2016, meeting, be sworn in before this Board this evening.
81. Officer's Request (ID # 13497) Planning Director submitting for approval an ordinance amending the Zoning Ordinance to add Section 7.15, titled Medical Marijuana Treatment Facilities, as amended by the Land Use Committee on February 23, 2016.
82. Officer's Request (ID # 13433) Assistant City Solicitor responding to #200650, allowing the Board of Health to regulate dogs on the premises of restaurants with outdoor seating.
83. Officer's Communication (ID # 13501) Housing Director conveying the Sustainable Neighborhoods Working Group Recommendations Report.
84. Officer's Communication (ID # 13491) DPW Commissioner responding to various Board Orders submitted 2/11/16 and 2/25/16.

85. License/Permit New Drainlayer License, RAE Contracting.
(ID # 13482)

LATE ITEMS

ADJOURNMENT