

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

REGULAR MEETING AGENDA

March 22, 2018, 7:00 PM
Aldermanic Chambers, City Hall, 93 Highland Avenue

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
 (ID # 18136)

2. Minutes Approval of the Minutes of the Regular Meeting,
 (ID # 18137) February 22, 2018.

3. Minutes Approval of the Minutes of the Executive Sessions,
 (ID # 18141) January 30, 2018, February 8, 2018, and February 27,
 2018 (2 sessions).

CITATIONS

PUBLIC HEARINGS

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

4. Resolution By Ald. Ewen-Campen
 (ID # 18095) Celebrating the life, and condemning the killing, of
 Marielle Franco, a community organizer, human rights
 activist, and city councilor from the favelas of Rio de
 Janeiro, Brazil, who was the victim of an apparent
 targeted killing on March 14 at the age of 38.

5. Order By Ald. Ewen-Campen
 (ID # 18096) That the Director of SPCD contact local mortgage
 lenders to determine how the proposed "Tenants Right to
 Purchase" policy might affect the ability of home-buyers
 to secure financing, and report back to this Board in
 writing.

6. Order By Ald. Ewen-Campen
 (ID # 18097) That the Director of SPCD contact several Title
 Insurance brokers and ascertain their views on whether
 the proposed "Tenants Right to Purchase" policy would
 affect their ability to provide title insurance, and report
 back to this Board in writing.

7. Order By Ald. Ewen-Campen
 (ID # 18098) That the Commissioner of Public Works fill the potholes
 at 65-71 Bow Street.

8. Resolution (ID # 18100) By Ald. Mbah
That the Administration examine collaborating with other cities and towns to build a more uniform website, while providing each with the ability to maintain its own content.
9. Order (ID # 18099) By Ald. Mbah
That the Commissioner of Public Works fill the potholes on Woods Avenue.
10. Resolution (ID # 18113) By Ald. Niedergang, McLaughlin
In support of MA House Bill 615 and the Bridge the Gap to Affordable Senior Healthcare campaign.
11. Order (ID # 18119) By Ald. Niedergang, White Jr.
That the Chief of Police provide annual reports for 2015, 2016 and 2017 to this Board as required in the Trust Act (Ord 2-6).
12. Order (ID # 18114) By Ald. Niedergang, Ewen-Campen
That the Director of Traffic and Parking increase enforcement for vehicles parking too close to corners on Porter Street at the intersections of Mountain Avenue, Porter Avenue, Francis Street, Crown Avenue and Brastow Avenue.
13. Order (ID # 18115) By Ald. Niedergang
That the City Engineer insure that the Cedar Street contractor re-stripe the faded crosswalk on Sartwell Avenue at Cedar Street as soon as possible.
14. Order (ID # 18116) By Ald. Niedergang
That the Director of SPCD report to the Ward 5 Alderman and this Board on the plans for closure of the Ball Square bridge and Broadway for GLX construction activity.
15. Order (ID # 18117) By Ald. Niedergang
That this Board discharge from the Legislative Matters Committee #204620, amending the penalties for rodent control violations (Ords 1-11(b) and 11-38).
16. Order (ID # 18118) By Ald. Niedergang
That this Board discharge from the Legislative Matters Committee #204621, amending the penalties for certain trash violations (Ord 9-55).

17. Resolution (ID # 18125) By Ald. Hirsch
Reaffirming support for the City and School District to consider joining Brockton's lawsuit against the State, which calls for a revised district funding formula to provide greater resources for communities to meet the needs of children.
18. Order (ID # 18120) By Ald. Hirsch, McLaughlin
That the Superintendent of Inspectional Services establish a system of ongoing rodent population monitoring at several hot-spots in high-impact neighborhoods, to determine and regularly report on the effectiveness of interventions.
19. Order (ID # 18121) By Ald. Hirsch, Niedergang, Ewen-Campen
That the Commissioner of Public Works convene a public community meeting to debrief with residents on the condition of sidewalks this winter with regard to mobility concerns.
20. Order (ID # 18122) By Ald. Hirsch, Clingan
That the Director of Health and Human Services share a draft plan, organizational chart and budget for the formation of an Out-of-School-Time Division, to coordinate across city departments and nonprofit and volunteer-run organizations.
21. Order (ID # 18123) By Ald. Hirsch
That the Director of SPCD share a report on the CDBG program as it relates to inter-division cooperation and the city's larger Health and Human Service goals.
22. Resolution (ID # 18124) By Ald. Hirsch
That the Administration share plans for this summer's youth jobs program, including the cost to nonprofits for hiring youths and any opportunity to create stipend work for younger teens in local nonprofits.
23. Order (ID # 18126) By Ald. Hirsch
That the Director of Parks and Recreation and the Superintendent of Schools share their policies, timelines, deadlines, fees, and procedures for allocating indoor spaces and outdoor spaces, in particular local or youth-serving organizations.
24. Order (ID # 18127) By Ald. Clingan
That the Director of Engineering report to this Board the reason for the delay in repaving Broadway on Winter Hill.

25. Order (ID # 18128) By Ald. Clingan
That the Superintendent of Inspectional Services place fresh rat traps by the Healy School near Meacham Street.
26. Order (ID # 18129) By Ald. Clingan
That the Commissioner of Public Works install a sign on the outside of the Healy schoolyard fence, on the Meacham Street side, instructing people not to feed birds as this attracts rodents.
27. Resolution (ID # 18130) By Ald. Scott
That the Administration amend its appointment and hiring practices with regard to public safety positions in accordance with MGL c151B, to allow this Board to review applicants responsibly for confirmation; specifically, that candidates be presented for preliminary approval by this Board prior to being directed for medical review or physical assessment.
28. Resolution (ID # 18131) By Ald. Scott
That the Administration refrain from appointing any further candidates to the position of Reserve Firefighter and seek to discontinue use of the Fire Reserve List at the earliest possible opportunity.
29. Order (ID # 18135) By Ald. Scott
That the Commissioner of Public Works inform this Board of the policy for using standard Russell trucks for collecting recycling bins, and consider requiring that recycling collection trucks be labeled explicitly.
30. Order (ID # 18132) By Ald. Scott
That the Director of Traffic and Parking install a DO NOT ENTER EXCEPT ABUTTERS AND BICYCLES 7-9AM AND 4-6PM sign at the intersection of Durham and Beacon Streets.
31. Order (ID # 18133) By Ald. Ballantyne
That the Director of SPCD share with this Board the exact open space inventory, and clarify why there is a discrepancy between SomerVision's Open Space Plan and the State inventory of the city's open space.
32. Order (ID # 18134) By Ald. Ballantyne
That the Director of SPCD specify what projects increased the 17 acres of open space in the SomerVision Progress Report.

UNFINISHED BUSINESS

REPORTS OF COMMITTEES

33. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

- A. Committee Report (ID # 18107) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on March 21, 2018.

- B. Mayor's Request 205307 Requesting the appointment of Chris Ward to the position of Police Captain.
RECOMMENDED: Approved

- C. Order (ID # 18177) By Ald. Davis
That the City Solicitor advise this Board as to whether the Committee on Confirmation of Appointments and Personnel Matters may review, in executive session, the minutes of a prior executive session.

- D. Order (ID # 18178) By Ald. Davis
That the City Solicitor advise this Board whether the sequence of appointments can be adjusted so the Committee on Confirmation of Appointments may review relevant information regarding candidates, including without limitation non-medical background checks.

34. FINANCE COMMITTEE

- A. Committee Report (ID # 18105) Report of the Committee on Finance, meeting as a Committee of the Whole on March 20, 2018.

- B. Mayor's Request 205014 Requesting approval of a mid-year staffing request to fund construction oversight, management and associated issues.
RECOMMENDED: Placed on File

- C. Mayor's Request 205156 Requesting a transfer of \$16,250 from the Salary Contingency Account to the Health & Human Services Personal Services Salaries Account to fund an Environmental Health Liaison.
RECOMMENDED: Not Approved

- D. Mayor's Request 205157 Requesting the appropriation of \$16,250 from Unreserved Fund Balance ("Free Cash") to the Engineering Division Salaries Account to fund a Construction Liaison and Compliance Manager.
RECOMMENDED: Approved.

- E. Mayor's Request 205158 Requesting the appropriation of \$20,000 from Unreserved Fund Balance ("Free Cash") to the Engineering Division Salaries Account to fund a Construction Project Manager.
RECOMMENDED: Approved.
- F. Mayor's Request 205159 Requesting the appropriation of \$16,250 from Unreserved Fund Balance ("Free Cash") to the Communications Department Salaries Account to fund a Construction Information Officer.
RECOMMENDED: Not Approved.
- G. Mayor's Request 205161 Requesting the appropriation of \$21,250 from Unreserved Fund Balance to the Capital Projects Department Salaries Account to fund a Project Manager.
RECOMMENDED: Not Approved
- H. Mayor's Request 205162 Requesting the appropriation of \$18,750 from Unreserved Fund Balance ("Free Cash") to SPCD's Transportation & Infrastructure Division Salaries Account to fund a Streetscape and Public Space Planner.
RECOMMENDED: Approved.
- I. Mayor's Request 205163 Requesting the appropriation of \$21,250 from Unreserved Fund Balance ("Free Cash") to the Engineering Department Salaries Account to fund a Project Manager.
RECOMMENDED: Approved.
- J. Mayor's Request 205164 Requesting the appropriation of \$20,000 from Unreserved Fund Balance ("Free Cash") to the Engineering Department Salaries Account to fund a Junior Project Manager.
RECOMMENDED: Not Approved
- K. Mayor's Request 205165 Requesting the appropriation of \$21,250 from Unreserved Fund Balance ("Free Cash") to SPCD's Transportation & Infrastructure Division Salaries Account to fund a Senior Urban Forestry & Landscape Planner.
RECOMMENDED: Not Approved
- L. Mayor's Request 205167 Requesting the appropriation of \$21,250 from Unreserved Fund Balance ("Free Cash") to the Inspectional Services Department Salaries Account to fund a Senior Zoning Review Planner.
RECOMMENDED: Not Approved.
- M. Mayor's Request 205168 Requesting the appropriation of \$27,500 from Unreserved Fund Balance ("Free Cash") to the Capital Projects Department Salaries Account to fund a Capital Projects Assistant Director.
RECOMMENDED: Not Approved
- N. Mayor's Request 205169 Requesting the appropriation of \$7,200 from Water Enterprise Fund Retained Earnings to the Water Enterprise Fund Salaries Account to fund a Director of Finance & Administration.

- RECOMMENDED: Approved.
- O. Mayor's Request 205170 Requesting the appropriation of \$15,300 from Sewer Enterprise Fund Retained Earnings to the Sewer Enterprise Fund Salaries Account to fund a Director of Finance & Administration.
RECOMMENDED: Approved.
- P. Mayor's Request 205172 Requesting the appropriation of \$20,000 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Deputy Director of Housing Stability/Program Development.
RECOMMENDED: Placed on File
- Q. Mayor's Request 205173 Requesting the appropriation of \$15,000 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Housing Counselor/Case Manager.
RECOMMENDED: Placed on File
- R. Mayor's Request 205174 Requesting the appropriation of \$15,000 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Housing Counselor/Case Manager.
RECOMMENDED: Placed on File
- S. Mayor's Request 205175 Requesting the appropriation of \$12,500 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Housing Intake Specialist.
RECOMMENDED: Placed on File
- T. Public Communication 205258 SMEA President submitting comments re: the Mayor's mid-year requests for new non-union positions.
RECOMMENDED: Placed on File
- U. Mayor's Request 205301 Requesting approval of a Time Only extension of the Weston & Sampson Lincoln Park construction contract, to December 31, 2018.
RECOMMENDED: Approved

35. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report (ID # 18103) Report of the Committee on Housing and Community Development, meeting on March 14, 2018.
- B. Order 204854 By Ald. Ewen-Campen
That the Chief Assessor report to this Board, the number of properties (residential and commercial) that have been bought and sold within a 1-year period, and the extent of improvements that were made during that period, for the past five years.
RECOMMENDED: Work Completed

- C. Order 204976 By Ald. Ewen-Campen
That the Director of SPCD provide this Board with a detailed description of the MA Workforce Housing Initiative and explain how the city can encourage developers to take advantage of it.
RECOMMENDED: Work Completed
- D. Order (ID # 18162) By Ald. Ewen-Campen
That the City Solicitor prepare an opinion on whether the city may prioritize minority owned businesses in city contracts.
- E. Order (ID # 18163) By Ald. Ewen-Campen
That the City Solicitor prepare an opinion on whether liquor licenses may be granted preferentially to woman and minority owned businesses.

36. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 18104) Report of the Committee on Legislative Matters, meeting as a Committee of the Whole on March 15, 2018.

37. NOT USED

38. RODENT ISSUES SPECIAL COMMITTEE

- A. Committee Report (ID # 18102) Report of the Special Committee on Rodent Issues, meeting on March 14, 2018.

COMMUNICATIONS OF THE MAYOR

- 39. Mayor's Request (ID # 18042) Requesting authorization to borrow \$6,000,000 in a bond, and appropriate the same amount for the acquisition of affordable housing through the 100 Homes project, with debt payments to be funded through CPA revenue.
- 40. Mayor's Request (ID # 18094) Requesting approval to appropriate \$49,495 from the Traffic Safety Stabilization Fund for the Somerville High School Phase II parking study.
- 41. Mayor's Request (ID # 18089) Requesting approval to lease a space at 337 Somerville Ave (aka Bow Market) for the Arts Council's Nibble program.
- 42. Mayor's Request (ID # 18101) Requesting the appointment of Gerald McCue to the Somerville Retirement Board.

- 43. Mayor's Request (ID # 18138) Requesting that the President of this Board appoint a member to the Community Cabinet.
- 44. Mayor's Request (ID # 18139) Requesting that the President of this Board appoint a member to the Dedications Steering Committee.
- 45. Mayor's Communication (ID # 18140) Conveying information about the Tufts Partnership Agreement process.

COMMUNICATIONS OF CITY OFFICERS

- 46. Officer's Communication (ID # 18143) Outside Counsel Darren Klein responding on behalf of this Board to #205259, an Open Meeting Law complaint submitted by Michael Kiely.
- 47. Officer's Communication (ID # 18112) City Solicitor requesting approval to retain as outside counsel KP Law, with Darren Klein, Esq., as the attorney of record, to represent the City in matters related to Michael Kiely, including Civil Service Commission No. 1-18-018, and Open Meeting Law complaints related to that case or the decision not to confirm his promotion to Police Lieutenant.
- 48. Officer's Communication (ID # 18090) Assistant City Solicitor responding to #204975 re: requiring landlords to distribute voter registration forms to all new tenants.
- 49. Officer's Communication (ID # 18142) City Clerk requesting approval to release 7 sets of Executive Session minutes as described within.
- 50. Officer's Communication (ID # 18111) Planning Board submitting recommendations re: #204570, a zoning amendment to re-zone 3-5 Summer Street to NB.
- 51. Officer's Communication (ID # 18108) Director of Parks and Recreation requesting to update this Board on the Fields Master Plan.

NEW BUSINESS

- 52. License/Permit (ID # 18145) Public Event License, Connexion Church Community Easter Egg Hunt, Chuckie Harris Park, Mar 31, Noon-4PM.
- 53. License/Permit (ID # 18146) Public Event License, Greek Orthodox Church Holy Friday Procession, 29 Central St and area streets, Apr 6, 8:30-9:30PM.

- 54. License/Permit (ID # 18153) Public Event License, Mayor's Spring Cleanup, citywide with bbq at Blessings of the Bay Boathouse, Apr 21, 8AM-3PM.
- 55. License/Permit (ID # 18147) Public Event License, Arts Council Porchfest, citywide, May 12, 11AM-7PM (raindate May 13).
- 56. License/Permit (ID # 18148) Public Event License, Wallace St Block Party, Jun 2, 1-9:30PM (raindate Jun 3).
- 57. License/Permit (ID # 18149) Public Event License, Arts Council Big Gay Dance Party, Union Sq Plaza, Jun 2, 2-9:30PM.
- 58. License/Permit (ID # 18150) Public Event License, Arts Council Fixer Fair, Union Sq Plaza, Jun 10, 11AM-4PM.
- 59. License/Permit (ID # 18151) Public Event License, Taste of Somerville, Powderhouse Park, Jun 13, 7AM-Midnight (raindates Jun 20,27).
- 60. License/Permit (ID # 18152) Public Event License, Arts Council Joe's Jazz and Blues Festival, Union Sq Plaza, Jun 16, 10AM-7PM (raindate Jun 17).
- 61. Public Communication (ID # 18144) Michael Kiely submitting a second Open Meeting Law complaint against this Board.
- 62. Public Communication (ID # 18091) Harvard University submitting its Spring 2018 University Accountability report.
- 63. Public Communication (ID # 18154) Jacob Kramer submitting comments re: #204954, the proposed Transfer Fee Home Rule Petition, and #205118, the proposed Tenant's Right to Purchase Home Rule Petition.
- 64. Public Communication (ID # 18155) Ronald Cavallo submitting comments re: #205118, the proposed Tenant's Right to Purchase Home Rule Petition.
- 65. Public Communication (ID # 18156) Chris Dwan submitting comments re: the removal of trees from Beacon St.
- 66. Public Communication (ID # 18157) Clarendon Residents United submitting comments re: #205250, a proposed Clarendon Hill Public Housing Home Rule Petition.

SUPPLEMENTAL ITEMS

67. Resolution By Ald. McLaughlin
(ID # 18160) Requesting that Somerville's Congressional Delegation oppose House Bill 4242 and Senate Bill 2193, which cause irreparable damage to the Veterans Administration healthcare system.
68. Order By Ald. McLaughlin
(ID # 18158) That the Director of Traffic and Parking repair the leaning street sign on the median of Broadway, by George Street.
69. Order By Ald. McLaughlin
(ID # 18159) That the Director of Traffic and Parking repair the Lincoln Street sign.
70. Order By Ald. McLaughlin
(ID # 18161) That the Commissioner of Public Works repair the raised sidewalk at 95 Flint Street and 195 Walnut Street.
71. Order By Ald. Ballantyne, Ewen-Campen
(ID # 18174) That the Director of SPCD suggest strategies to mitigate ground floor commercial retail space vacancies.
72. Resolution By Ald. Mbah
(ID # 18175) That the Administration consider partnering with MIT to provide advice on renewable energy sources.
73. Mayor's Request Requesting the appropriation of \$4,985 from Water
(ID # 18165) Enterprise Fund Retained Earnings to the Water Enterprise Fund Salaries Account to fund a Director of Finance & Administration.
74. Mayor's Request Requesting the appropriation of \$10,592 from Sewer
(ID # 18166) Enterprise Fund Retained Earnings to the Sewer Enterprise Fund Salaries Account to fund a Director of Finance & Administration.
75. Mayor's Request Requesting the appropriation of \$11,250 from
(ID # 18167) Unreserved Fund Balance ("Free Cash") to the Engineering Division Salaries Account to fund a Construction Liaison and Compliance Manager.
76. Mayor's Request Requesting the appropriation of \$13,846 from
(ID # 18168) Unreserved Fund Balance ("Free Cash") to the Engineering Division Salaries Account to fund a Construction Project Manager.

- 77. Mayor's Request (ID # 18169) Requesting the appropriation of \$12,980 from Unreserved Fund Balance ("Free Cash") to SPCD's Transportation & Infrastructure Division Salaries Account to fund a Streetscape and Public Space Planner.

- 78. Mayor's Request (ID # 18170) Requesting the appropriation of \$14,711 from Unreserved Fund Balance ("Free Cash") to the Engineering Department Salaries Account to fund a Project Manager.

- 79. Officer's Communication (ID # 18180) Assistant City Solicitor submitting an updated Condominium/Cooperative Conversion Ordinance.

- 80. Officer's Communication (ID # 18093) Assistant City Solicitor submitting proposed amendments to Ordinances 11-31 and 11-40 re: household trash and rubbish collection and mandatory recycling.

- 81. License/Permit (ID # 18181) New Drainlayer's License, Hope Trucking and Demolition.

- 82. License/Permit (ID # 18182) New Drainlayer's License, LVMJ Corporation.

LATE ITEMS

ADJOURNMENT