

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

REGULAR MEETING AGENDA

September 11, 2014, 7:30 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
 (ID # 10234)

2. Minutes Approval of the Minutes of the Regular Meeting, July
 (ID # 10235) 10, 2014.

CITATIONS

PUBLIC HEARINGS

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

3. Order By Ald. Gewirtz
 (ID # 10193) That the Commissioner of Public Works place additional
 trash barrels in Davis Square and empty the solar trash
 bins more frequently.

4. Order By Ald. Gewirtz
 (ID # 10194) That the Director of Traffic and Parking explore the
 feasibility of making College Avenue two lanes, heading
 south into Davis Square, on weekday mornings.

5. Resolution By Ald. Gewirtz
 (ID # 10195) That the Administration provide this Board with a
 detailed explanation of how future flooding events
 throughout the city will be mitigated and a plan to
 upgrade the dated city piping infrastructure.

6. Order By Ald. Gewirtz
 (ID # 10196) That the City Solicitor draft an ordinance requiring
 developers of new residential projects to install backflow
 preventers to prevent combined sewer overflow during
 heavy rains.

7. Order By Ald. Gewirtz
 (ID # 10197) That the Director of Traffic and Parking consider
 limiting parking on Broadway at the corner of Liberty
 Avenue, as visibility there is severely limited.

8. Order (ID # 10198) By Ald. Gewirtz
That the Commissioner of Public Works plant two trees near 159 Morrison Ave, in the vicinity of the lost large tree.
9. Order (ID # 10199) By Ald. Gewirtz
That the Commissioner of Public Works update this Board on the installation of new posts on Elm Street, near Posto, for decorative purposes during the upcoming holiday season.
10. Order (ID # 10200) By Ald. Gewirtz
That the Administration coordinate the Davis Square tree lighting with Midnight Madness on Thursday, December 4, 2014.
11. Order (ID # 10201) By Ald. White Jr.
That the Chief of Police appear before this Board's Committee on Public Health and Safety to discuss enforcement of Ordinance 9-97. Nuisance Control, especially for students hosting loud parties and creating noise disturbances.
12. Order (ID # 10202) By Ald. Lafuente
That the Commissioner of Public Works request that the state clean the space under I-93 in the Ten Hills area and remove all vehicles and stored items.
13. Order (ID # 10203) By Ald. Lafuente
That the Director of Traffic and Parking stripe the crosswalks on Broadway at School, Dartmouth and Sycamore Streets.
14. Order (ID # 10204) By Ald. Lafuente
That the Commissioner of Public Works repair the sidewalk at 50 E. Albion Street.
15. Order (ID # 10205) By Ald. Lafuente
That the Commissioner of Public Works investigate the sewer overflow problems on Richdale Avenue, especially in front of 12 Richdale Avenue.
16. Order (ID # 10206) By Ald. Lafuente, Ballantyne
That the City Solicitor draft an ordinance similar to the Boston Trust Act.
17. Order (ID # 10207) By Ald. McLaughlin
That the Director of Traffic and Parking remove one, or more, of the NO U TURN signs on the newly constructed lower Broadway.

18. Order (ID # 10208) By Ald. Niedergang
That the Commissioner of Public Works clear sewer drains of leaves and other debris on Cedar Street between Highland Avenue and Summer Street, and on surrounding streets.
19. Order (ID # 10209) By Ald. Niedergang
That the Commissioner of Public Works replace the bulbs in the three street lights in Junction Park nearest to Woodbine Street and Centre Street that have been out for many months. (3rd Request)
20. Order (ID # 10210) By Ald. Niedergang
That the Commissioner of Public Works replace the bulb in the street light on Woodbine Street that is second closest to Junction Park. (3rd Request)
21. Order (ID # 10211) By Ald. Niedergang
That the Commissioner of Public Works closely monitor NSTAR'S re-pavement of Linden Avenue to ensure that the pavement around the crosswalk at Summer Street is flat and even so that pedestrians do not trip.
22. Order (ID # 10212) By Ald. Niedergang, Rossetti
That the Director of SPCD (ISD) inspect at least once a week the dumpsters and trash at 154 Cedar Street and apply the maximum fines as necessary.
23. Order (ID # 10213) By Ald. Niedergang
That the Director of SPCD (ISD) increase the effort to get CVS and Magoun Square LLC to repair the retaining wall behind the parking lot so repairs can be made before winter to protect the properties of abutters.
24. Order (ID # 10214) By Ald. Niedergang
That the Director of SPCD (ISD) review the permitting at 42 Clyde Street and report to the Ward 5 Alderman who is responsible for replacing the current asphalt sidewalk with a new concrete sidewalk.
25. Order (ID # 10215) By Ald. Niedergang
That the Director of SPCD develop a plan for a substantial increase in low and moderate income affordable housing, given the affordable housing crisis and the need to increase the SomerVision target of 1,200 units over the next 20 years, and present the plan, in writing, to this Board before the end of 2014.

26. Order (ID # 10216) By Ald. Connolly, Rossetti, Sullivan, White Jr., Lafuente
That the Commissioner of Public Works prevent storm drain backups on Richdale Avenue.
27. Order (ID # 10217) By Ald. Connolly, Gewirtz
That the Director of SPCD notify the residents of Leonard Street, in writing, why it is not possible to plant trees on one side of that street.
28. Order (ID # 10218) By Ald. Connolly, McLaughlin, Rossetti, Sullivan, White Jr.
That the Commissioner of Public Works contact Mass Highway to request that they cut back the overgrowth on the right-hand side of the Broadway - Somerville exit ramp off of Route 93.
29. Order (ID # 10219) By Ald. Connolly, Rossetti, Sullivan, White Jr.
That the Commissioner of Public Works and the Director of the Traffic and Parking, rename the ROAD CLOSED signs used to redirect SomerStreet events notices. (cc to the Director of the Arts Council)
30. Order (ID # 10220) By Ald. McWatters
That the Commissioner of Public Works and the City Engineer determine if there are infrastructure problems on Richdale Avenue that contributed to the severe flooding during the last two storms.
31. Order (ID # 10221) By Ald. McWatters, Lafuente
That the Commissioner of Public Works and the Chief Fire Engineer order the appropriate utility companies to remove the double pole at 33 Columbus Avenue as it is creating a public safety issue.
32. Order (ID # 10222) By Ald. McWatters
That the Chief of Police conduct directed patrols on Madison Avenue, between 7:00 - 9:00 AM and at various times on weekdays, for vehicular speed violations.
33. Order (ID # 10223) By Ald. McWatters
That the Chief of Police conduct directed patrols at various times at Lowell and Summer Streets to ensure that motorists are coming to a complete stop at the blinking red light.
34. Resolution (ID # 10224) By Ald. Sullivan, Gewirtz, Connolly, Rossetti, White Jr.
That the MBTA install NO SMOKING signs at the benches outside the Davis Square MBTA stop on Holland Street.

- 35. Order (ID # 10225) By Ald. Ballantyne
That the Commissioner of Public Works reposition the manhole covers in front of 33 Claremon Avenue so they are properly closed.
- 36. Order (ID # 10226) By Ald. Ballantyne
That the Commissioner of Public Works trim all dead branches from the tree at 186-188 Powderhouse Blvd.
- 37. Order (ID # 10227) By Ald. Ballantyne
That the City Solicitor and the Director of SPCD (ISD) update this Board on the court filing for 75-77 Gordon Street (as requested in July), pertaining to operating a business and storing construction materials at the site.
- 38. Order (ID # 10228) By Ald. Ballantyne
That the Director of SPCD (Planning) update this Board on the construction start date at 77-83 North Street.
- 39. Order (ID # 10229) By Ald. Ballantyne
That the Director of SPCD (ISD) enforce that city streets are not being used by Alewife Automotive, 395 Alewife Brook Parkway.

UNFINISHED BUSINESS

- 40. Officer's Request 197438 Assistant City Solicitor submitting an updated version of the "Pay-to-Play" Ordinance regulating campaign contributions (see #194968 and #195024) as approved by the 7-9-14 Legislative Matters Committee meeting.

REPORTS OF COMMITTEES

41. CONFIRMATION OF APPOINTMENTS COMMITTEE

- A. Committee Report (ID # 10230) Report of the Committee on Confirmation of Appointments, meeting as a Committee of the Whole, on September 2, 2014.
- B. Mayor's Request 197513 Requesting the confirmation of the appointment of David Fallon to the position of Chief of Police.
RECOMMENDED: Approved
- C. Mayor's Request 197514 Requesting approval of a contract for five years with David Fallon for the Police Chief position in the Police Department.
RECOMMENDED: Approved

42. FINANCE COMMITTEE

- A. Committee Report (ID # 10231) Report of the Committee on Finance, meeting on September 3, 2014.
- B. Mayor's Request 197515 Requesting the extension of the Non-Participating Items Agreement with MassDOT related to the East Broadway streetscape.
RECOMMENDED: Approved
- C. Mayor's Request 197519 Requesting an appropriation of \$25,519 from the Trash Transfer Stabilization Fund for environmental testing of the Municipal Waste Transfer Facility.
RECOMMENDED: Approved
- D. Mayor's Request 197520 Requesting a transfer of \$6,591 from the Health Department's Salaries Account to the Constituent Services Salaries and Wages Temporary Account to fund wage adjustments for fill-in telephone operators.
RECOMMENDED: Approved
- E. Mayor's Request 197521 Requesting a transfer of \$2,000 from two Constituent Services Department Ordinary Maintenance Accounts to the Constituent Services Salaries and Wages Temporary Account, to fund a rate adjustment for fill-in telephone operators.
RECOMMENDED: Approved
- F. Mayor's Request 197522 Requesting approval to pay FY14 invoices in the Department of Public Works from FY15 appropriations totaling \$28,486.24.
RECOMMENDED: Approved
- G. Mayor's Request 197523 Requesting approval to pay 6 prior year invoices totaling \$4,669.50 for the Treasury Department using FY2015 funds.
RECOMMENDED: Approved
- H. Mayor's Request 197524 Requesting approval to pay prior fiscal year invoices totaling \$1,204 in SPCD for police details related to the setup of Hubway stations.
RECOMMENDED: Approved
- I. Mayor's Request 197525 Requesting acceptance of a grant of \$186,976.00 from The MA Office of Public Safety and Security for the Police Department.
RECOMMENDED: Approved
- J. Mayor's Request 197526 Requesting the acceptance of a \$60,704 grant from the MA Office of Public Safety for 911 training and emergency medical dispatch services.
RECOMMENDED: Approved
- K. Mayor's Request 197527 Requesting the approval of a gift from the Union Square Master Developer bidders, valued at \$18,140.77, for reimbursement of travel expenses.
RECOMMENDED: Approved

- L. Mayor's Request 197609 Requesting the extension of a contract for architectural and engineering services with CDR Maguire to ensure the completion of repairs at the High School.
RECOMMENDED: Approved

43. LAND USE COMMITTEE

- A. Committee Report (ID # 10232) Report of the Committee on Land Use, meeting in Joint Session with the Planning Board, on September 4, 2014.

44. LAND USE COMMITTEE

- A. Committee Report (ID # 10233) Report of the Committee on Land Use, meeting on September 4, 2014.
- B. Mayor's Request 196971 Requesting an amendment to the Zoning Ordinance, Section 7.13.A, to require a special permit to establish ground floor office uses in the corridor commercial and transit oriented districts.
RECOMMENDED: Approved
- C. Officer's Communication 197613 Planning Board conveying its recommendations re #196971, an amendment to the Zoning Ordinance to require a special permit for certain ground floor office uses.
RECOMMENDED: Work Completed

COMMUNICATIONS OF THE MAYOR

- 45. Mayor's Request (ID # 10189) Requesting authorization to amend #193816, an authorization to borrow and bond for Union Square Urban Renewal Block D2, by increasing the total amount to \$9,500,000.
- 46. Mayor's Request (ID # 10187) Requesting an appropriation of \$62,000 from the Parks Stabilization Fund for Kenney Park improvements.
- 47. Mayor's Request (ID # 10190) Requesting the appropriation of \$39,400 from the Capital Stabilization Fund for Capuano Field lighting.
- 48. Mayor's Request (ID # 10185) Requesting the acceptance of a grant of \$31,670 from the Mass Cultural Council, for the Arts Council's LCC grant program.
- 49. Mayor's Request (ID # 10154) Requesting the acceptance of a grant of \$18,000 from the National Endowment for the Arts, for the Arts Council to conduct a city wide dance series in 2015.

- 50. Mayor's Request (ID # 10155) Requesting the acceptance of a grant of \$5,800 from the Mass Cultural Council, for the Arts Council's general operational support.
- 51. Mayor's Request (ID # 10012) Requesting the reappointment of Andrea Ranger to the Commission on Energy Use and Climate Change.
- 52. Mayor's Request (ID # 10162) Requesting the reappointment of Eliza Johnston to the Commission on Energy Use and Climate Change.
- 53. Mayor's Request (ID # 10163) Requesting the reappointment of Juliette Rooney-Varga to the Commission on Energy Use and Climate Change.

COMMUNICATIONS OF CITY OFFICERS

- 54. Officer's Communication (ID # 10176) DPW Commissioner responding to various Board Orders submitted 8/28/14.

NEW BUSINESS

- 55. License/Permit (ID # 10238) Public Event Permit, East Somerville Main Streets Foodie Crawl, Lower Broadway, Sep 16, Noon-10:30PM (raindate Sep 17).
- 56. License/Permit (ID # 10237) Public Event Permit, Women's Commission Domestic Violence Awareness Candlelight Vigil, Union Sq., Oct 1, 5:30-6:45PM.
- 57. License/Permit (ID # 10236) Public Event Permit, Arts Council's Taste of A Cappella, Prospect Hill Park, Oct 5, 11AM-6PM (raindate Oct 19).
- 58. License/Permit (ID # 10239) New Drainlayer License, Tascon Corp.

SUPPLEMENTAL ITEMS

- 59. Citation (ID # 10255) By Ald. The Entire Board, and the Mayor Commending Acting Police Chief Charles Femino for his outstanding service over this past year.
- 60. Order (ID # 10240) By Ald. Connolly That the City accepts the 4th paragraph of MGL c59 s5C with respect to the property tax residential exemption for cooperative corporations.
- 61. Order (ID # 10241) By Ald. McWatters That the Commissioner of Public Works repair the street light at 17 Thorpe Street.

62. Order (ID # 10242) By Ald. McLaughlin
That the Commissioner of Public Works empty the trash barrels along lower Broadway and temporarily place additional trash barrels in the area, prior to the planned September 16th event there.
63. Order (ID # 10246) By Ald. Heuston
That the Commissioner of Public Works replace the missing lamp post at 425 Somerville Avenue.
64. Order (ID # 10247) By Ald. Heuston
That the Commissioner of Public Works assess the adequacy of street lighting along Chester, Fitchburg and Poplar Streets, install additional lighting where needed and repair street lights which are not working on those streets.
65. Order (ID # 10248) By Ald. Heuston
That the Director of SPCD (ISD) explain the process for building permit approvals that require both ISD and Planning Department sign offs, and create a process that expedites simple applications and provides improved customer service.
66. Order (ID # 10249) By Ald. Heuston
That the Director of Traffic and Parking amend the city's parking regulations to address the problem of the "warehousing" of vehicles that abuse the 48 hour parking rule.
67. Order (ID # 10250) By Ald. Heuston
That the Director of Traffic and Parking revise the resident parking sticker regulations for campers.
68. Order (ID # 10251) By Ald. Heuston
That the Director of Traffic and Parking limit cut through traffic on Dane, Village and Skehen Streets by installing signage prohibiting turns onto Village and Skehen Streets from Dane Street 6-10 AM and installing a STOP sign at Dane and Village Streets.
69. Order (ID # 10252) By Ald. Heuston
That the Director of Traffic and parking install a temporary speed bump on Allen Street to provide for the safety of children attending the day care center located on that street.

- 70. Mayor's Request (ID # 10256) Requesting approval of a Home Rule Petition that would increase the number of liquor licenses that the Licensing Commission may issue.
- 71. Mayor's Request (ID # 10192) Requesting authorization to borrow \$200,000 in a bond, and appropriate the same amount, for Citywide Bicycle and Pedestrian Upgrades.
- 72. Mayor's Request (ID # 10253) Requesting the appointment of Sean Keane to the rank of Lieutenant in the Fire Dept.
- 73. Mayor's Communication (ID # 10254) Conveying information regarding #197438, known as the "Pay to Play" ordinance.
- 74. License/Permit (ID # 10243) Transferring Flammables License, Hess Corporation to Hess Retail Operations, 709 McGrath Hwy.
- 75. License/Permit (ID # 10257) Public Event Permit, First Church Somerville Block Party, Francesca Ave adjacent to Church at 89 College Ave., Sep 21, moving the starting time to Noon-6PM.

LATE ITEMS

ADJOURNMENT