

2018 MAR 15 P 7:08

CITY CLERK'S OFFICE
SOMERVILLE, MA

March 12, 2018

Darren Klein
dklein@k-plaw.com**BY HAND**

Jonathan Sclarsic, Esq.
Director, Division of Open Government
Office of Attorney General Maura Healey
One Ashburton Place
Boston, MA 02108

Re: City of Somerville – Board of Aldermen Confirmation of Appointments and Personnel
Matters Committee
Open Meeting Law Complaint from Michael Kiely, dated February 20, 2018

Dear Mr. Sclarsic:

The City of Somerville (“City”) Board of Aldermen Confirmation of Appointments and Personnel Matters Committee (the “Committee”) is in receipt of a Complaint, dated February 20, 2018 from Mr. Michael Kiely, alleging violations of the Open Meeting Law (“OML”). A copy of the Complaint is enclosed as Exhibit A. In his Complaint, Mr. Kiely alleges that the following items relating to a January 25, 2018 meeting of the Committee violated the OML: (1) a non-member of the Committee passed a document to a member of the Committee during the meeting; (2) the non-member of the Committee who passed the document is “biased” against him; and (3) a member of the Committee put “pressure” on Mr. Kiely to meet with the entire Board of Alderman (“Board”) in executive session. The Board met on February 27, 2018 in a properly posted meeting (see attached agenda for the February 27th meeting enclosed as Exhibit B), discussed the substance of Mr. Kiely’s Complaint, and authorized our firm to submit this response on its behalf. As set forth in detail herein, the Committee denies the allegations in the Complaint.

By way of background, Mr. Kiely is a Police Officer in the City Police Department. Mr. Kiely applied to be promoted to the position of Police Lieutenant, which is a Civil Service position that is filled from a civil service list. Pursuant to Section 21 of the City Charter, a Police Lieutenant is appointed by the Mayor and confirmed by the Board of Aldermen. The Committee is a Standing Committee of the Board, which advises the Board on matters involving appointments and personnel matters. The Committee is currently comprised of the following five members: Alderman Jefferson Thomas Scott, Alderman Stephanie Hirsch, Alderman Wilfred Mbah, Alderman Lance Davis, and Alderman Ben Ewen-Campen. Alderman Niedergang is not a member of the Committee.

The Committee held a properly posted meeting on January 25, 2018 both in open session and executive session to consider the confirmation of the recommended appointments of two

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Director, Division of Open Government
March 12, 2018
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individuals to the position of Police Lieutenant and three individuals to the position of Police Sergeant. At such meeting, the Committee considered the recommended appointments prior to the expiration of the then-applicable civil service list, which was set to expire. The agenda and minutes for the January 25, 2018 Committee meeting (open session) are enclosed herein as Exhibit C. As provided in the minutes, several non-members of the Committee were in attendance during the January 25, 2018 meeting including Alderman Mark Niedergang, along with other members of the public. A meeting of the full Board of Alderman was also properly posted and took place on January 25th as well (see attached agenda for the Board January 25th meeting enclosed as Exhibit D).

Following careful review of the allegations in the Complaint, the Committee submits that the Complaint does not allege any conduct that violates the OML. The OML, G.L. c. 30A, §§18 and 20, requires all “deliberations” between a quorum of a public body to take place at a duly noticed public meeting. For the purposes of the OML, a “quorum” is defined as a majority of the members of the public body. The definition of the term “deliberation” includes all oral and written communications, through any medium, including e-mails, concerns matters on any public business within the public body’s jurisdiction. The OML requires that meetings of a public body (during which all deliberation takes place) be open and accessible to the public. See G.L. c. 30A, §§18, 20(a); OML 2017-73.

In this matter, the Committee met in executive session to discuss the candidates’ qualifications (that included certain complaints and disciplinary actions) relative to several individual candidates pursuant to G.L. c. 30A, §21(a)(1). Members of the Board of Alderman that were non-Committee members were allowed to attend the Executive Session but not take part in the deliberations. Thereafter, the Committee met in open session to discuss the appointments with members of the public. The Committee acknowledges that it is a five-member “public body” within the meaning of the OML. Accordingly, a quorum of the Committee is three (3) members. During the executive session regarding Mr. Kiely’s application to the position of Police Lieutenant, non-Committee member Alderman Niedergang passed a document to Committee member Alderman Davis and then Alderman Niedergang left the room. The document provided to Alderman Davis was a Decision of the Civil Service Commission dated October 26, 2016 relating to Mr. Kiely. Significantly, this document was already included in the packet of materials supplied to the Committee for its review during the meeting. After Alderman Niedergang passed the document to Alderman Davis, there was no discussion relating to the document either between Alderman Niedergang and Alderman Davis or any members of the Committee so as to constitute “deliberation” in violation of the OML. Accordingly, the mere provision of a document from Alderman Niedergang, who is not a member of the Committee, to Alderman Davis is not a deliberation, as defined by the OML, because a quorum of the Committee did not participate in the communication. See OML-2017-73 (finding a note from Town Administrator to Board’s chair was not a deliberation because a quorum of the Board did not participate in the communication).

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With respect to items 2 and 3 of the Complaint, not only does the Committee adamantly deny these allegations, but the Committee asserts that such allegations do not implicate the OML. Specifically, with respect to the allegation that Alderman Niedergang somehow demonstrated “bias” against Mr. Kiely personally, such allegation is not only false but there is not even any active political campaign underway at this juncture to justify this accusation. However, even if true, the allegation does not constitute an OML violation.

Moreover, the Committee firmly denies Mr. Kiely’s third allegation relating to the alleged “pressure” he felt from Alderman Hirsch, and such contention, even if true, does not implicate the jurisdiction of the OML. Without waiving the same, Alderman Hirsch was at the Committee meeting on January 25, 2018, which Mr. Kiely also attended. The issue was brought up about the civil service list expiring soon and whether the full Board of Alderman, who were also meeting that night, should discuss the issue before the list expired given concerns expressed about the ability to schedule another meeting in the four business days before the end of the month. Alderman Hirsch mentioned that for the Board to guard against that risk and move the discussion forward that night Mr. Kiely would need to waive the 48 hour notice requirement. That was the focus of Alderman Hirsch’s comments. It is important to note that an executive session of the full Board of Alderman on this issue did not take place on January 25th and there was no waiver of any rights.

For the foregoing reasons, the Committee denies that any violation of the OML occurred with respect to the January 25, 2018 meeting.

If you have any questions in this regard, please feel free to contact me.

Very truly yours,


Darren Klein

DRK/jmp
Enc.

cc: Board of Aldermen
Mr. Michael Kiely

604885/SOME/0001

EXHIBIT A



OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General
One Ashburton Place
Boston, MA 02108

2018 FEB 20 P 3:37

CITY CLERK'S OFFICE
SOMERSET, MA

Please note that all fields are required unless otherwise noted.

Your Contact Information:

First Name: Michael Last Name: Kiely

Address: [REDACTED]

City: [REDACTED] State: [REDACTED] Zip Code: [REDACTED]

Phone Number: [REDACTED] Ext. [REDACTED]

Email: MIKIELY@Police.Somerville, MA. US

Organization or Media Affiliation (if any): _____

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?
(For statistical purposes only)

- Individual
- Organization
- Media

Public Body that is the subject of this complaint:

- City/Town
- County
- Regional/District
- State

Name of Public Body (including city/town, county or region, if applicable): Somerville BOARD OF ALDERMAN

Specific person(s), if any, you allege committed the violation: ALDERMAN NIEDEGGANG, DAVIS, JEFFERSON SCOTT, HIRSCH, BAUVANTINE

Date of alleged violation: 1-25-18

Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

See ATTACHED Attachment A

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

See ATTACHED

Review, sign, and submit your complaint

I. Disclosure of Your Complaint.

Public Record. Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

Publication to Website. As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

II. Consulting With a Private Attorney.

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

III. Submit Your Complaint to the Public Body.

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2540 or by email to openmeeting@state.ma.us.

By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed: Michael [Signature]

Date: 2-20-18

For Use By Public Body

Date Received by Public Body:

For Use By AGO

Date Received by AGO:

Michael Kiely



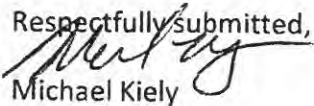
Addendum A

2/20/2018

1. Alderman Mark Neidergang passed a type letter to Alderman/Attorney Lance Davis in executive session against the rules of an open meeting being held in executive session and the BOA rules. Immediately after passing this typed letter to Davis, Neidergang grabbed a bunch of papers and left the closed hearing quickly for the open hallway. I witnessed some of Alderman Neidergangs inappropriate actions. There is a second witness to the passing of the typed letter. Alderman Davis continued to ask me questions.
2. This was an intentional act by Alderman Neidergang who actions before and during this unprecedented hearing are clearly biased against me both personally and politically. Alderman Neidergang faces an election opponent by a family member of mine and has met multiple times with current and former members of the Somerville Police Department. I feel alderman Niedergang has not been truthful in his statements relative to past issues involving me. Chairman Jefferson Scott allowed this action to be facilitated. BOA President Ballyntine and Alderman Hirsch had sitting across from Davis had a clear view of this action.
3. Alderman Hirsch also was putting a tremendous amount of pressure on me to make a decision so she could make her decision relative to having an open Alderman's meeting against the advice of the City Solicitor.

Section 2

Conduct an investigation, review the recordings of the hearing; as the hearings are to be recorded and issue a public apology to me.

Respectfully submitted,

Michael Kiely



CITY OF SOMERVILLE, MASSACHUSETTS
CLERK OF COMMITTEES

January 25, 2018

REPORT OF THE CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS
COMMITTEE

Attendee Name	Title	Status	Arrived
Jefferson Thomas ("J.T.") Scott	Chair	Present	
Stephanie Hirsch	Vice Chair	Present	
Wilfred N. Mbah	Alderman at Large	Present	
Lance L. Davis	Ward Six Alderman	Present	
Ben Ewen-Campen	Ward Three Alderman	Present	

Others present: Alderman Mary Jo Rossetti, Alderman Katjana Ballantyne, Alderman Jesse Clingan, Alderman Mark Niedergang, Candace Cooper - Personnel, Chief David Fallon - SPD, Deputy Chief Stephen Carrabino - SPD, Deputy Chief Paul Trant - SPD, Julie McKenzie - Law, Shannon Phillips - Law, Tim Snyder - Mayor's Office, Annie Connor - Legislative Liaison, Michael Kiley - SPD, Attorney Michael Akerson, Rositha Durham - Clerk of Committees.

The meeting took place in the Committee Room and was called to order at 5:43 PM by Chairman Scott and adjourned at 7:45 PM.

Executive Session to discuss the candidate assessment questions and individual candidates pursuant to MGL c30A s21(a)(1).

204799 : Requesting the appointment of Michael Kennelly to the position of Police Lieutenant Action on this item was completed at last night's committee meeting and recorded in that meeting's minutes.

204800: Requesting the appointment of Michael Kiely to the position of Police Lieutenant.

Mr. Kiley submitted several documents to the committee describing commendations that he received from various officers and community members regarding his exemplary service. The committee voted to convene in Executive Session to discuss and review documents relating to Mr. Kiley's reputation and character. There were several members of the BOA and others in the committee room that could not participate in the discussion.

After the committee went back into the regular committee meeting, there were discussions about options. According to legal counsel, the Mr. Kiley could volunteer to go back into Executive

Session since not he hadn't had a sufficient amount of notice. A waiver would be required from the him to voluntarily go back into Executive Session. Mr. Kiley stated he needed more time to make a decision on agreeing to a waiver. He could let the city solicitor know his decision.

RESULT:	DISCHARGED W/NO RECOMMENDATION
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4. **204801 : Requesting the appointment of Michael McCarey to the position of Police Sergeant** Statement Action on this item was completed at last night's committee meeting and recorded in that meeting's minutes.

5. **204802 : Requesting the appointment of Sean Sylvester to the position of Police Sergeant** Action on this item was completed at last night's committee meeting and recorded in that meeting's minutes.

6. **204803 : Requesting the appointment of James Slattery to the position of Police Sergeant** Statement Action on this item was completed at last night's committee meeting and recorded in that meeting's minutes.

Handouts:

- Misc. Documents - M Kiely (with 204800)

EXHIBIT B



CITY OF SOMERVILLE, MASSACHUSETTS
CLERK OF COMMITTEES

CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE
Committee Meeting

Thursday - January 25, 2018, 5:30 PM
Committee Room – 2nd Floor – City Hall

AGENDA

1. **Executive Session to discuss the candidate assessment questions and individual candidates pursuant to MGL c30A s21(a)(1).**
2. **204799 : Requesting the appointment of Michael Kennelly to the position of Police Lieutenant**
3. **204800: Recommend** Requesting the appointment of Michael Kiely to the position of Police Lieutenant.
4. **204801 : Requesting the appointment of Michael McCarey to the position of Police SergeantStatement**
5. **204802 : Requesting the appointment of Sean Sylvester to the position of Police Sergeant**
6. **204803 : Requesting the appointment of James Slattery to the position of Police SergeantStatement**



CITY OF SOMERVILLE, MASSACHUSETTS CLERK OF COMMITTEES

January 25, 2018

REPORT OF THE CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

Attendee Name	Title	Status	Arrived
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Stephanie Hirsch	Vice Chair	Present	
Wilfred N. Mbah	Alderman at Large	Present	
Lance L. Davis	Ward Six Alderman	Present	
Ben Ewen-Campen	Ward Three Alderman	Present	

Others present: Alderman Mary Jo Rossetti, Alderman Katjana Ballantyne, Alderman Jesse Clingan, Alderman Mark Niedergang, Candace Cooper - Personnel, Chief David Fallon - SPD, Deputy Chief Stephen Carrabino - SPD, Deputy Chief Paul Trant - SPD, Julie McKenzie - Law, Shannon Phillips - Law, Tim Snyder - Mayor's Office, Annie Connor - Legislative Liaison, Michael Kiley - SPD, Attorney Michael Akerson, Rositha Durham - Clerk of Committees.

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204800: Requesting the appointment of Michael Kiely to the position of Police Lieutenant.

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Handouts:

- Misc. Documents - M Kiely (with 204800)

EXHIBIT C



CITY OF SOMERVILLE, MASSACHUSETTS
CLERK OF COMMITTEES

CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE
Committee Meeting

Thursday - January 25, 2018, 5:30 PM
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AGENDA

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3. 204800: Recommend Requesting the appointment of Michael Kiely to the position of Police Lieutenant.
4. 204801 : Requesting the appointment of Michael McCarey to the position of Police SergeantStatement
5. 204802 : Requesting the appointment of Sean Sylvester to the position of Police Sergeant
6. 204803 : Requesting the appointment of James Slattery to the position of Police SergeantStatement



CITY OF SOMERVILLE, MASSACHUSETTS
CLERK OF COMMITTEES

January 25, 2018

REPORT OF THE CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS
COMMITTEE

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Handouts:

- Misc. Documents - M Kiely (with 204800)

EXHIBIT D

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

REGULAR MEETING AGENDA

January 25, 2018, 7:00 PM
Aldermanic Chambers, City Hall, 93 Highland Avenue

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
(ID # 17782)

2. Minutes Approval of the Minutes of the Special Meeting,
(ID # 17783) December 12, 2017, and the Regular Meeting, December
 14, 2017.

CITATIONS

3. Citation By Ald. Rossetti, the Entire Board and the Mayor
(ID # 17781) Commending Patrick Sullivan III, Chief Fire Engineer
 and Fire Fighter for 32 years, on the auspicious occasion
 of his retirement.

4. Citation By Ald. Niedergang, the Entire Board and the Mayor
(ID # 17757) Commending Lea Ruscio for her tireless leadership as
 Executive Director of the Center for Arts at the Armory.

PUBLIC HEARINGS

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

5. Order By Ald. Mbah, Ballantyne, Rossetti, White Jr., Hirsch
(ID # 17709) That the Director of Traffic and Parking install a
 crosswalk at Woods Avenue and Route 16.

6. Resolution By Ald. Mbah
(ID # 17710) That the Administration consider including an anaerobic
 digester at the new High School.

7. Order By Ald. Mbah
(ID # 17711) That the Director of SPCD provide this Board with the
 street repaving schedule for 2018.

8. Order By Ald. Mbah
(ID # 17712) That the Director of SPCD provide this Board with a list
 of all city owned parcels, indicating any brownfields, and
 any plans to remediate those sites and use them for
 housing.

9. Order (ID # 17733) By Ald. Mbah
That the Director of SPCD explain why the process of applying for affordable housing hasn't been consolidated into a single, universal, persistent application, lottery, and wait list.
10. Resolution (ID # 17734) By Ald. Mbah
That the Administration consider installing solar panels on municipal buildings, and providing incentives for property owners to install their own solar panels.
11. Order (ID # 17735) By Ald. Clingan
That the Commissioner of Public Works treat the Winter Hill business district between School and Marshall Streets the same as other city squares when it comes to snow removal.
12. Order (ID # 17736) By Ald. Clingan
That the Commissioner of Public Works remove the leftover sign stump on Sycamore Street at Evergreen Avenue.
13. Order (ID # 17737) By Ald. Clingan
That the Chief of Police enforce the speed limit on Jacques Street, especially towards the corner of Edgar Avenue, during the morning commute.
14. Order (ID # 17738) By Ald. Clingan
That the Commissioner of Public Works request the USPS to remove or replace the damaged relay mailbox at the corner of Moreland and East Albion Streets.
15. Order (ID # 17753) By Ald. Ewen-Campen
That the City Solicitor provide an opinion on whether this Board can require landlords to distribute voter registration forms to all new tenants.
16. Order (ID # 17755) 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.
17. Order (ID # 17756) By Ald. Ewen-Campen
That the Superintendent of Inspectional Services inform this Board of the number of requests each year for electrical inspections for solar panels, and how long they take to be fulfilled.

18. Order (ID # 17760) By Ald. Niedergang, Ewen-Campen
That the Director of Traffic and Parking install a “No Parking Here to Curb” sign on Highland Avenue at the west side of Porter Street, so cars exiting Porter Street can see eastbound traffic on Highland Avenue.
19. Order (ID # 17761) By Ald. Niedergang, Ewen-Campen
That the Director of SPCD install a crosswalk on Highland Avenue at Porter Street, where a public alley connects to Hudson Street.
20. Communication (ID # 17758) By Ald. Niedergang
Reporting on the Capital Projects Master Plan Working Group meetings from October 2016 to early January 2017.
21. Communication (ID # 17759) By Ald. Niedergang, Ewen-Campen
Reporting on the Affordable Housing Trust Fund for October through December 2017.
22. Order (ID # 17762) By Ald. McLaughlin
That the Director of SPCD outline any financial incentives offered in the city's Amazon bid as well as plans for a Community Benefits Agreement in the possible development.
23. Order (ID # 17763) By Ald. McLaughlin
That the Director of Traffic and Parking put NO TURN signs at Perkins Street and Mt. Vernon Street to prevent cars from driving down the wrong way on Mt. Vernon Street.
24. Order (ID # 17764) By Ald. McLaughlin
That the Director of SPCD provide data for all current affordable housing stock in the city, including section 8 vouchers, state and federal affordable housing, and inclusionary housing.
25. Order (ID # 17765) By Ald. McLaughlin
That the Director of Health and Human Services reintroduce plans to ban nips in liquor stores.
26. Order (ID # 17766) By Ald. McLaughlin
That the Director of Health and Human Services consider expanding the brown bag lunch program for seniors by offering delivery services.

27. Order (ID # 17767) By Ald. McLaughlin
That the Director of SPCD require leases for commercial buildings that get assistance from the storefront improvement program.
28. Resolution (ID # 17776) By Ald. McLaughlin
Acknowledging this Board's support for the continuance of Temporary Protected Status for Salvadoran residents.
29. Resolution (ID # 17768) By Ald. Ballantyne
That the Administration provide an update on the "DIF for Affordable Housing" plan identified as one of the Mayor's goals for the upcoming year.
30. Order (ID # 17769) By Ald. Ballantyne, Ewen-Campen, Clingan
That the Director of SPCD update this Board on the Affordable Housing Universal Wait List plan and consolidating the process of applying for affordable housing into a single, universal, persistent application, lottery, and wait list.
31. Order (ID # 17770) By Ald. Ballantyne
That the Superintendent of Inspectional Services inspect and fine where necessary the owner(s) of 33-35 Barton Street for vegetation and overgrowth onto the sidewalk.
32. Order (ID # 17771) By Ald. Ballantyne
That the City Solicitor draft an ordinance to amend to the maximum, from \$50 to \$300, the fine for violations of Ordinance 9-56 "Vegetation and overgrown projection on to sidewalk".
33. Order (ID # 17772) By Ald. Ballantyne
That the Chief of Police monitor traffic traveling the wrong way on Clarendon Avenue and Farragut, Victoria, and Waterhouse Streets.
34. Order (ID # 17773) By Ald. Hirsch, Ewen-Campen, Scott
That the Commissioner of Public Works provide an update on repairs to the pedestrian activated walk signal in front of East Boston Savings Bank on Somerville Avenue.
35. Order (ID # 17774) By Ald. Hirsch, Scott
That the Commissioner of Public Works and the Arts Council Director determine the feasibility of creating a mural (or another graffiti deterrent) on the back side of the Argenziano School.

36. Order (ID # 17775) By Ald. Hirsch, Ballantyne
That this Board's Committee on Youth Services organize one or more workshops to ask tweens and young teens about how the city can make sure our community is a great place for them to live.
37. Order (ID # 17777) By Ald. Scott
That the Director of Traffic and Parking add a properly signed and signaled crosswalk at 45 Beacon Street to enhance safety for residents accessing the Whole Foods Market.
38. Order (ID # 17778) By Ald. Scott
That the Commissioner of Public Works repair the traffic signal at Buckingham and Beacon Streets, and report to this Board on installing a better signal there.
39. Resolution (ID # 17779) By Ald. Scott, Ewen-Campen
Congratulating the elected Board members of the Union Square Neighborhood Council on their formation and acknowledging their role in securing the long-term success of the Union Square redevelopment plan.
40. Communication (ID # 17746) By Ald. Rossetti
Reporting on the High School Building Committee meeting of January 22, 2018.

UNFINISHED BUSINESS

41. Order 204377 By Ald. Niedergang, Davis, Connolly, and the Entire Board
That the Superintendent of Inspectional Services and the City Solicitor appear at this Board's November 9, 2017 meeting to discuss why developers have gotten building permits without meeting pre-conditions specified in zoning decisions, how the City can more effectively monitor projects for compliance with zoning conditions and other requirements, and what fines and penalties can be levied to deter future violations.
42. Order 204736 By Ald. White Jr., Lafuente, Sullivan, Connolly, Rossetti, Davis
That the Superintendent of Inspectional Services inform this Board of the department's practices when residents complain of structural damage to their homes caused by nearby construction activities.

43. Order 204849 By Ald. Rossetti, White Jr., Mbah, Hirsch
That the Superintendent of Inspectional Services report to this Board, no later than January 18, 2018, all snow removal violations issued to property owners in December and January, and explain how properties are identified for infractions.

REPORTS OF COMMITTEES

44. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

- A. Committee Report (ID # 17744) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on January 24, 2018. NOTE: The Board may convene in Executive Session to discuss the candidate assessment questions and individual candidates pursuant to MGL c30A s21(a)(1).
- B. Mayor's Request 204799 Requesting the appointment of Michael Kennelly to the position of Police Lieutenant.
RECOMMENDED: Approved
- C. Mayor's Request 204801 Requesting the appointment of Michael McCarey to the position of Police Sergeant.
RECOMMENDED: Approved
- D. Mayor's Request 204802 Requesting the appointment of Sean Sylvester to the position of Police Sergeant.
RECOMMENDED: Approved
- E. Mayor's Request 204803 Requesting the appointment of James Slattery to the position of Police Sergeant.
RECOMMENDED: Approved

45. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

- A. Committee Report (ID # 17745) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on January 25, 2018. NOTE: The Board may convene in Executive Session to discuss the candidate assessment questions and individual candidates pursuant to MGL c30A s21(a)(1).

46. FINANCE COMMITTEE

- A. Committee Report (ID # 17739) Report of the Committee on Finance, meeting on January 16, 2018.
- B. Order 199247 By Ald. White Jr.
That the Director of SPCD provide this Board with written responses to certain requests for residential and commercial data since 2010.

- C. Order 199305 RECOMMENDED: Work Completed
By Ald. White Jr., Ballantyne
That the Director of SPCD provide this Board with a comprehensive financial plan to develop Union Square, including expenditures to date and future costs, by early September.
RECOMMENDED: Work Completed
- D. Order 200064 RECOMMENDED: Work Completed
By Ald. White Jr.
That the Director of SPCD consult with the new management team at North Point and report back to this Board on their plans.
RECOMMENDED: Work Completed
- E. Order 200065 RECOMMENDED: Work Completed
By Ald. White Jr.
That the City Engineer provide this Board with the storm water policy and a discussion of the 4 to 1 plan.
RECOMMENDED: Work Completed
- F. Order 200066 RECOMMENDED: Work Completed
By Ald. White Jr.
That the City Treasurer provide this Board with Water and Sewer Enterprise Fund balance sheets and a report of water and sewer rates in the 15 largest MA communities.
RECOMMENDED: Work Completed
- G. Order 200592 RECOMMENDED: Work Completed
By Ald. Rossetti
That the Director of Personnel report to this Board June's employee vacancies and all hires since then.
RECOMMENDED: Work Completed
- H. Resolution 200752 RECOMMENDED: Work Completed
By Ald. White Jr., Rossetti, Lafuente
That the Administration provide assistance, including financial where appropriate, to resident homeowners whose property is damaged from the roots of trees planted by the City.
RECOMMENDED: Work Completed
- I. Order 200982 RECOMMENDED: Work Completed
By Ald. White Jr., Davis
That the Superintendent of the Water and Sewer Enterprise Funds appear before the Finance Committee to discuss the policy of charging homeowners who request that their meter be checked when water bills are questioned.
RECOMMENDED: Work Completed
- J. Public Communication 201268 RECOMMENDED: Placed on File
Abutters to the West Branch Library submitting comments regarding its renovation.
- K. Officer's Communication 201539 RECOMMENDED: Placed on File
Purchasing Director responding to #201490 re: current Verizon contracts.
- L. Resolution 201664 RECOMMENDED: Placed on File
By Ald. Ballantyne
That the Administration provide a 3 year projection of bond requests, by project name, as of June 2016.

- RECOMMENDED: Work Completed
- M. Mayor's Request 201745 Requesting the appropriation of \$200,000 from the Capital Projects Stabilization Fund for the Citywide Mobility Plan.
RECOMMENDED: Withdrawn
- N. Order 201856 By Ald. Heuston, McWatters, and the Entire Board That the City Solicitor advise this Board on regulating Air BnB rentals through a possible local tax.
RECOMMENDED: Work Completed
- O. Order 201868 By Ald. White Jr., and the Entire Board That the Director of Water and Sewer appear before this Board at its September 13 regular meeting to discuss the new base water charge, the reasons for its adoption, and why the Board was not informed of it during the budget meetings.
RECOMMENDED: Work Completed
- P. Order 201896 By Ald. Rossetti That the Director of Personnel provide an updated report of any and all positions filled and/or vacated since the FY17 budget discussions.
RECOMMENDED: Work Completed
- Q. Order 202008 By Ald. Ballantyne That the Director of Finance and the Superintendent of Water and Sewer provide this Board with the total costs associated with emergency water and sewer repairs for FY14, FY15 and FY16 by this Board's September 13 regular meeting.
RECOMMENDED: Work Completed
- R. Order 202026 By Ald. Connolly, and the Entire Board That the Water Superintendent report to this Board on the imposition or suspension of water and sewer base charges for customers.
RECOMMENDED: Work Completed
- S. Officer's Communication 202080 Acting Water Superintendent submitting a Water & Sewer Enterprise Funds Financial Analysis and a Water & Sewer Rate Study.
RECOMMENDED: Placed on File
- T. Officer's Communication 202135 Acting Water Superintendent responding to #202008 re: emergency water and sewer repairs in FY14-FY16.
RECOMMENDED: Placed on File
- U. Officer's Communication 202156 Acting Director of Personnel responding to #201896 re: status of City vacancies.
RECOMMENDED: Placed on File

- V. Order 202157 By Ald. Rossetti
That the Water Superintendent provide this Board with a report of the number of commercial customers that are being charged the residential rate, prior to this Board's next meeting on October 13, 2016.
RECOMMENDED: Work Completed
- W. Order 202158 By Ald. McLaughlin
That the Water Superintendent inform this Board about the State Law regarding 4 to 1 infiltration in-flow for water and sewer charges for large developments, and that the water and sewer fees for Assembly Row, Maxwell Green, and other large scale developments be provided as well.
RECOMMENDED: Work Completed
- X. Order 202164 By Ald. Ballantyne, Heuston
That the Director of Finance review with this Board a residential and commercial real estate tax bill, clearly identifying all additional fees that taxpayers are paying (e.g. CPA charge).
RECOMMENDED: Work Completed
- Y. Order 202165 By Ald. Ballantyne, Heuston
That the Director of Finance discuss review with this Board a water/sewer bill for all rate payers (tiered), clearly identifying all additional fees that rate payers are paying (e.g. base monthly charge).
RECOMMENDED: Work Completed
- Z. Officer's Communication 202224 Assistant City Solicitor responding to #201856 re: possible regulation of AirBnB rentals through a local tax.
RECOMMENDED: Placed on File
- AA. Mayor's Request 202282 Requesting approval of an appropriation of \$47,500 from the Capital Stabilization Fund to retain an economic planning/real estate consultant to assist in developing a District Improvement Financing application.
RECOMMENDED: Withdrawn
- AB. Officer's Communication 202290 City Assessor conveying the Green Line Extension Assessment Study completed by RKG Associates.
RECOMMENDED: Placed on File
- AC. Officer's Communication 202491 Director of Capital Projects responding to #200065 and #202158 re: the city's Inflow and Infiltration policy.
RECOMMENDED: Placed on File
- AD. Resolution 202500 By Ald. Niedergang
That the Administration report to this Board on outreach efforts to seniors who are home owners, to help them take advantage of property tax exemptions and deferral opportunities.
RECOMMENDED: Work Completed

- AE. Mayor's Communication 202553 Conveying the FY2017-FY2026 Capital Projects List and accompanying documents.
RECOMMENDED: Placed on File
- AF. Resolution 202618 By Ald. McLaughlin, and the Entire Board That the Administration update this Board on the proposed Community Advisory Committee for Capital Improvement Projects and explain how it will interact with this Board.
RECOMMENDED: Work Completed
- AG. Order 202785 By Ald. Niedergang That the Director of Traffic and Parking consider purchasing 70 temporary speed bumps to be deployed beginning in April, or as soon as possible, on residential streets that have requested traffic calming measures.
RECOMMENDED: Work Completed
- AH. Order 202786 By Ald. Niedergang, Heuston That the Director of Traffic and Parking consider purchasing 21 flashing speed monitoring sign boards to deploy on streets where residents are concerned about speeding.
RECOMMENDED: Work Completed
- AI. Order 202875 By Ald. Niedergang That the Water and Sewer Superintendent report to this Board whether homeowners could install a separate water meter for outdoor water lines, which would not incur sewer fees.
RECOMMENDED: Work Completed
- AJ. Mayor's Request 202884 Requesting approval to appropriate \$360,000 from the Capital Stabilization Fund for the Assembly Square Master Plan.
RECOMMENDED: Work Completed
- AK. Officer's Communication 202900 Finance Director submitting a mid-year report of the City's budget performance for FY17.
RECOMMENDED: Placed on File
- AL. Order 202902 By Ald. Heuston That the Chief Assessor inform this Board about whether a review is conducted each fiscal year to verify that residential exemptions are accurate, whether an audit is conducted before an exemption is granted, and whether there is data about the percentage of properties where residency cannot be verified.
RECOMMENDED: Work Completed
- AM. Order 202927 By Ald. Niedergang That the Director of SPCD report to this Board on the Administration's intention to budget in FY18 for workforce development and job training programs.
RECOMMENDED: Work Completed

- AN. Officer's Communication 202962 Traffic and Parking Director responding to items approved 2/14/17.
RECOMMENDED: Work Completed,
- AO. Officer's Communication 203105 Chief Assessor responding to #202902 re: residential exemption verifications.
RECOMMENDED: Work Completed
- AP. Order 203250 By Ald. White Jr., and the Entire Board That the Chief Assessor and SPCD Counsel appear before this Board to explain the transaction between Federal Realty Investment Trust and Partners Health Care for Partners' building at Assembly Square, and advise whether there are any legal avenues for the City to collect property tax payments from Federal Realty for that parcel.
RECOMMENDED: Work Completed
- AQ. Order 203288 By Ald. White Jr. That the Director of Finance provide this Board with the total amount of meals tax received in each of the last five fiscal years and, to the extent possible, those receipts broken out by business district.
RECOMMENDED: Work Completed
- AR. Mayor's Communication 203293 Presenting Somerville's water and sewer infrastructure needs and the strategies to meet those needs.
RECOMMENDED: Placed on File
- AS. Resolution 203394 By Ald. Sullivan That the Administration explore reducing residential street cleaning from four days a month to two.
RECOMMENDED: Work Completed
- AT. Resolution 203513 By Ald. Davis, Niedergang, and the Entire Board Opposing the Keystone XL Pipeline, and restricting engagement with the financial institutions supporting the pipeline.
RECOMMENDED: Work Completed
- AU. Mayor's Request 203571 Requesting the acceptance of a gift of \$10,000 from Wynn for the Memorial on the Mystic Fireworks celebration on May 29, 2017.
RECOMMENDED: Withdrawn
- AV. Mayor's Request 203572 Requesting the acceptance of a gift of \$5,000 from Federal Realty Investment Trust for the Memorial on the Mystic Fireworks celebration on May 29, 2017.
RECOMMENDED: Work Completed

- AW. Order 203733 By Ald. White Jr., and the Entire Board
That this Board deems it necessary to include in the FY18 budget an appropriation of \$18,000 from the General Fund to the Dilboy Field Enterprise Fund to provide the use of Dilboy Field to Somerville non-profit youth football and soccer organizations without charge, and so requests that the Mayor make that appropriation.
RECOMMENDED: Work Completed
- AX. Order 203923 By Ald. McLaughlin
That the Chief Assessor inform this Board about state laws regarding housing trustees and residential tax exemptions.
RECOMMENDED: Work Completed
- AY. Mayor's Communication 204185 Conveying the GLX Memorandum of Agreement and the Drainage Facilities Interconnection Agreement.
RECOMMENDED: Placed on File
- AZ. Mayor's Request 204280 Requesting approval to create the 0 Elmwood Stabilization Fund Account and accept a payment to the Fund of \$25,000 from 27 Eaton Street LLC for streetscape improvements.
RECOMMENDED: Approved
- BA. Mayor's Request 204328 Requesting to brief this Board on the Union Square District Improvement Financing strategy.
RECOMMENDED: Work Completed
- BB. Mayor's Request 204558 Requesting approval to create the 290 Highland Ave Stabilization Fund, and accept a payment to the Fund of \$10,000 from 290 Highland Ave LLC for Ward 5 Improvements.
RECOMMENDED: Approved
- BC. Order 204625 By Ald. Rossetti
That the Director of Finance provide this Board with quarterly reports for all stabilization funds.
RECOMMENDED: Work Completed
- BD. Resolution 204626 By Ald. Rossetti
That representatives from US2 appear before the Finance Committee to explain what they're committing to build in Union Square, when it will be built, and what it will be worth.
RECOMMENDED: Work Completed
- BE. Mayor's Request 204640 Requesting the appropriation of \$200,000 from the Capital Stabilization Fund to implement the Winter Hill Neighborhood Plan.
RECOMMENDED: Work Completed
- BF. Mayor's Request 204756 Requesting an appropriation and authorization to borrow \$1,500,000 in a bond for Sewer Rehabilitation and Replacement, as part of the Capital Improvement Program.
RECOMMENDED: Approved

- BG. Mayor's Request 204757 Requesting approval of a transfer of \$9,500 in Planning and Zoning, from the Professional Services Account to the Personal Services Salaries Account, for a temporary hire due to a medical leave.
RECOMMENDED: Approved
- BH. Mayor's Request 204758 Requesting approval to pay prior year invoices totaling \$7,747.68 using available funds in the Sewer Department.
RECOMMENDED: Work Completed
- BI. Mayor's Request 204759 Requesting acceptance of a \$30,000 grant with no new match required, from the MA Department of Environmental Protection to the Office of Sustainability & Environment for school recycling equipment and implementation assistance.
RECOMMENDED: Approved
- BJ. Mayor's Request 204760 Requesting acceptance of an \$8,700 grant with no new match required, from Somerville Cambridge Elder Services to the Council on Aging, for transportation.
RECOMMENDED: Approved
- BK. Mayor's Request 204761 Requesting acceptance of a \$7,816 grant with no new match required, from Somerville Cambridge Elder Services to the Council on Aging, for health and wellness programs.
RECOMMENDED: Approved
- BL. Mayor's Request 204762 Requesting the acceptance of a 27-foot Boston Whaler and corresponding trailer, given to the Police Department by the Boston Police Department, with no match required.
RECOMMENDED: Approved
- BM. Resolution 204857 By Ald. Ewen-Campen
That the Administration inform the Ward 3 Aldermen who will bear the financial costs of mitigating the recent flooding and related damage at 125 Lowell Street.
RECOMMENDED: Work Completed
- BN. Mayor's Request 204894 Requesting approval to pay prior year invoices totaling \$1441.25 using available funds in the Capital Projects and Planning Professional and Technical Services Account for construction administration services at the former School Administration Building.
RECOMMENDED: Approved
- BO. Mayor's Request 204895 Requesting acceptance of a \$75,000 donation from Tufts University pursuant to its Partnership Agreement with the City.
RECOMMENDED: Approved
- BP. Mayor's Request 204896 Requesting acceptance of a \$45,625 grant with no new match required, from the MA Office of Housing and Economic Development to SPCD's Economic Development Division for an Advanced Manufacturing Training program.

RECOMMENDED: Approved

- BQ. Mayor's Request 204955 Requesting acceptance of a \$400,000 grant that requires a match, from the MA Office of Energy and Environmental Affairs PARC Grant Program to SPCD for renovations to Prospect Hill Park.
RECOMMENDED: Approved
- BR. Order (ID # 17792) By Ald. Rossetti
That the City Solicitor provide an opinion this Board's participation in the Buena Vista garage lease re-negotiation in 2020.

47. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 17741) Report of the Committee on Legislative Matters, meeting as a Committee of the Whole on January 18, 2018.

48. LICENSES AND PERMITS COMMITTEE

- A. Committee Report (ID # 17740) Report of the Committee on Licenses and Permits, meeting on January 17, 2018.
- B. License/Permit 200616 Amending Used Car Dealers License Class 2, Alewife Automotive, 395 Alewife Brook Pkwy, increasing to 5 cars outside.
RECOMMENDED: Placed on File
- C. License/Permit 204203 Public Event Permit, Dreamland Silent Disco, Statue Park, Oct 5,19, Nov 2,16,30, Dec 14, 7-11:45PM.
RECOMMENDED: Placed on File
- D. License/Permit 204509 Public Event Permit, Boston Meditation table, Statue Park, Nov 10, 17, 24 and Dec 3, 12:30-7PM.
RECOMMENDED: Placed on File
- E. License/Permit 204928 Public Event Permit, BA Events Race of Ireland, Davis Sq and area streets, Mar 11, 7AM-2PM.
RECOMMENDED: Approved
- F. License/Permit 204929 Public Event Permit, St. Benedict Good Friday Procession, Area streets from Cutter to Hathorn Sts, Mar 30, 3-7PM.
RECOMMENDED: Approved
- G. License/Permit 204930 New Drainlayer's License, Brennan Construction.
RECOMMENDED: Approved
- H. License/Permit 204933 Renewing Used Car Dealers License Class 2, 28 Motorsports, 486R Columbia St.
RECOMMENDED: Approved as Amended
- I. License/Permit 204934 Renewing Used Car Dealers License Class 2, Union Gulf Service, 231 Washington St.

- RECOMMENDED: Approved as Amended
- J. License/Permit 204935 Renewing Used Car Dealers License Class 2, Mystic Auto Sales, 712 Mystic Ave.
RECOMMENDED: Approved
 - K. License/Permit 204936 Renewing Used Car Dealers License Class 2, Real Auto Shop, 463 McGrath Hwy.
RECOMMENDED: Approved
 - L. License/Permit 204937 Renewing Used Car Dealers License Class 2, Webster Auto Sales, 61 Prospect St.
RECOMMENDED: Approved as Amended
 - M. License/Permit 204938 Renewing Outdoor Seating License, NU Cafe and Juice Bar, 195 Washington St.
RECOMMENDED: Approved
 - N. License/Permit 204939 Renewing Outdoor Seating License, Ola Gifts Cafe, 112 Broadway.
RECOMMENDED: Approved
 - O. License/Permit 204940 Renewing Outdoor Seating License, Maya Sol Mexican Grill, 179 Broadway.
RECOMMENDED: Approved
 - P. License/Permit 204942 Sign/Awning Permit, Smoke Valley, 19 Union Sq, 1 sign.
RECOMMENDED: Approved with Conditions
 - Q. License/Permit 204957 Amending Outdoor Seating License, Spoke Wine Bar, 89 Holland St, adding 1 outdoor vestibule for winter use.
RECOMMENDED: Approved with Conditions
 - R. License/Permit 204958 Renewing Used Car Dealers License Class 2, CM Auto Sales, 39 Webster Ave.
RECOMMENDED: Approved as Amended
 - S. Order (ID # 17794) By Ald. Rossetti, Mbah, Scott
That the City Clerk confer with the City Solicitor on a policy to review prior infractions for any business applying to renew a license.

49. PUBLIC UTILITIES AND PUBLIC WORKS COMMITTEE

- A. Committee Report (ID # 17742) Report of the Committee on Public Utilities and Public Works, meeting on January 23, 2018.
- B. Order 202330 By Ald. Niedergang
That the City Engineer install the curb cut at the Warwick Street elbow, by the Community Path Extension ramp, that was promised many years ago as part of the Maxwell's Green development.
RECOMMENDED: Work Completed

- C. Order 202331 By Ald. Niedergang
That the City Engineer install curb cuts and sidewalk ramps at the two curbs by Maxwell's Green at the intersection of Clyde and Warwick Streets.
RECOMMENDED: Work Completed
- D. Order 203507 By Ald. McLaughlin, Ballantyne
That the Commissioner of Public Works provide shaded areas for public pools including Foss Park and Dilboy.
RECOMMENDED: Work Completed
- E. Order 204551 By Ald. Niedergang, Ballantyne
That the Director of Capital Projects or the Director of Communications share with this Board the plan for keeping community members informed on a regular basis about the High School building project.
RECOMMENDED: Work Completed
- F. Order 204732 By Ald. Niedergang
That the Commissioner of Public Works patch the uneven roadway on Cedar Street around the Community Path as it presents a safety hazard for bicyclists.
RECOMMENDED: Work Completed
- G. Order (ID # 17797) By Ald. Davis
That the City Engineer not issue any street opening permits, excluding emergency work, until an adequate description of work is prepared by Eversource and approved by this Board.
- H. Order (ID # 17798) By Ald. Davis
That the City Solicitor advise this Board about whether the way in which the Beacon Street trees were taken down was compliant with state law and the city's Tree Ordinance.

COMMUNICATIONS OF THE MAYOR

50. Mayor's Request (ID # 17699) Requesting acceptance of a 36 month lease of the West Somerville Police Substation and office space at 1112-1114 Broadway.
51. Mayor's Request (ID # 17608) Requesting approval to appropriate \$71,383.60 from the USQ Revitalization Stabilization Fund for legal services.
52. Mayor's Request (ID # 17707) Requesting the appropriation of \$29,890.97 from Free Cash to the EPA Brownfield Revolving Loan Account for payment #1 of the Conway Rink Repayment.
53. Mayor's Request (ID # 17732) Requesting approval of a mid-year staffing request to fund construction oversight, management and associated issues.

54. Mayor's Request (ID # 17718) Requesting the appropriation of \$20,750 from Unreserved Fund Balance ("Free Cash") to the Engineering Division Salaries Account to fund a Construction Liaison and Compliance Manager.
55. Mayor's Request (ID # 17719) Requesting the appropriation of \$24,500 from Unreserved Fund Balance ("Free Cash") to the Engineering Division Salaries Account to fund a Construction Project Manager.
56. Mayor's Request (ID # 17720) Requesting the appropriation of \$20,750 from Unreserved Fund Balance ("Free Cash") to the Communications Department Salaries Account to fund a Construction Information Officer.
57. Mayor's Request (ID # 17721) Requesting the appropriation of \$10,000 from Unreserved Fund Balance ("Free Cash") to the Communications Department Professional and Technical Services Account to fund construction translation services.
58. Mayor's Request (ID # 17722) Requesting the appropriation of \$23,250 from Unreserved Fund Balance ("Free Cash") to SPCD's Transportation & Infrastructure Division Salaries Account to fund a GLX Project Liaison.
59. Mayor's Request (ID # 17723) Requesting the appropriation of \$25,750 from Unreserved Fund Balance to the Capital Projects Department Salaries Account to fund a Project Manager.
60. Mayor's Request (ID # 17724) Requesting the appropriation of \$23,250 from Unreserved Fund Balance ("Free Cash") to SPCD's Transportation & Infrastructure Division Salaries Account to fund a Streetscape and Public Space Planner.
61. Mayor's Request (ID # 17725) Requesting the appropriation of \$25,750 from Unreserved Fund Balance ("Free Cash") to the Engineering Department Salaries Account to fund a Project Manager.
62. Mayor's Request (ID # 17726) Requesting the appropriation of \$24,500 from Unreserved Fund Balance ("Free Cash") to the Engineering Department Salaries Account to fund a Junior Project Manager.
63. Mayor's Request (ID # 17727) Requesting the appropriation of \$25,750 from Unreserved Fund Balance ("Free Cash") to SPCD's Transportation & Infrastructure Division Salaries Account to fund a Senior Urban Forestry & Landscape Planner.

64. Mayor's Request (ID # 17728) Requesting the appropriation of \$25,250 from Unreserved Fund Balance ("Free Cash") to SPCD's Transportation & Infrastructure Division Salaries Account to fund a Transportation Planner.
65. Mayor's Request (ID # 17729) Requesting the appropriation of \$25,750 from Unreserved Fund Balance ("Free Cash") to the Inspectional Services Department Salaries Account to fund a Senior Zoning Review Planner.
66. Mayor's Request (ID # 17730) Requesting the appropriation of \$27,000 from Water Enterprise Fund Retained Earnings to the Water Enterprise Fund Salaries Account to fund a Director of Finance & Administration.
67. Mayor's Request (ID # 17731) Requesting the appropriation of \$32,000 from Unreserved Fund Balance ("Free Cash") to the Capital Projects Department Salaries Account to fund a Capital Projects Assistant Director.
68. Mayor's Request (ID # 17752) Requesting the approval of funding to establish an Office of Housing Stability in SPCD.
69. Mayor's Request (ID # 17747) Requesting the appropriation of \$29,500 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Director of Housing Stability.
70. Mayor's Request (ID # 17748) Requesting the appropriation of \$24,500 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.
71. Mayor's Request (ID # 17749) Requesting the appropriation of \$19,500 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Housing Counselor/Case Manager.
72. Mayor's Request (ID # 17750) Requesting the appropriation of \$19,500 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Housing Counselor/Case Manager.
73. Mayor's Request (ID # 17751) Requesting the appropriation of \$17,000 from Unreserved Fund Balance ("Free Cash") to the SPCD Office of Housing Stability Salaries Account to fund a Housing Intake Specialist.

74. Mayor's Request (ID # 17706) Requesting acceptance of a \$40,431.04 grant with no new match required, from National Grid to the SPCD Housing Division for energy efficiency programs.
75. Mayor's Request (ID # 17708) Requesting the acceptance of a grant of \$38,000 from the MA Office of Public Safety for Police Department staffing.
76. Mayor's Request (ID # 17713) Requesting acceptance of a \$6,707 grant with no new match required, from the MA Department of Fire Services to the Fire Department for the Student Awareness of Fire Education program.
77. Mayor's Request (ID # 17714) Requesting acceptance of a \$3,009 grant with no new match required, from the MA Department of Fire services to the Fire Department for the Senior SAFE program.
78. Mayor's Request (ID # 17704) Requesting the appointment of Charles Conway to the position of Fire Fighter.
79. Mayor's Request (ID # 17705) Requesting the appointment of Lysander Amado to the position of Fire Fighter.
80. Mayor's Request (ID # 17697) Requesting the re-appointment of Zachary Zasloff to the Condominium Review Board.
81. Mayor's Request (ID # 17698) Requesting the re-appointment of Daniel Maltzman to the Condominium Review Board.

COMMUNICATIONS OF CITY OFFICERS

82. Officer's Communication (ID # 17717) Assistant City Solicitor responding to #204586 with a draft ordinance amending the Ordinances at Chapter 11 Article VII re: stormwater management and infiltration and inflow mitigation.
83. Officer's Communication (ID # 17694) SomerStat Analyst responding to a Legislative Matters Committee query related to #203839 re: an update on Rodent Action Team meetings.
84. Officer's Communication (ID # 17716) SPCD Director of Finance and Administration conveying the start of a new HUD 5-year planning process.

NEW BUSINESS

- 85. License/Permit (ID # 17784) Public Event Permit, Unity Somerville Palm Sunday Donkey Walk, College Ave from Powderhouse Park to Davis Sq, Mar 25, 8:45-9:30AM.
- 86. License/Permit (ID # 17785) Public Event Permit, Unity Somerville Easter Sunrise Service, Powderhouse Park, Apr 1, 6:15-7:15AM.
- 87. License/Permit (ID # 17786) Public Event Permit, Union Sq Farmers Market, Union Sq Plaza, Saturdays May 12-Nov 17, 7AM-2PM.
- 88. License/Permit (ID # 17787) Public Event Permit, MOM's 5K Run and Walk, Davis Sq and city streets, May 13, 7AM-2PM.
- 89. License/Permit (ID # 17682) Sign/Awning Permit, When Pigs Fly, 241 Elm St, 1 sign.
- 90. License/Permit (ID # 17788) Sign/Awning Permit, Himalayan Kitchen, 40 Bow St, 2 awnings.
- 91. License/Permit (ID # 17789) Renewing Used Car Dealers License Class 2, Executive Auto Leasing and Sales, 30 Medford St.
- 92. License/Permit (ID # 17790) Renewing Used Car Dealers License Class 2, Somerville Motors, 182 Washington St.
- 93. Public Communication (ID # 17791) 22 registered voters proposing an amendment to Zoning Ordinance 6.4 to establish new open space requirements for certain buildings in the Assembly Sq Mixed Use District.

SUPPLEMENTAL ITEMS

- 94. Order (ID # 17795) By Ald. Ballantyne
That, to assist in considering the proposed zoning overhaul, the Directors of Finance, SomerStat, SPCD and Planning provide this Board with current reports on 1) SomerVision progress, 2) CIP, 3) Projected revenues from the proposed zoning, and 4) Debt.
- 95. Order (ID # 17799) By Ald. Rossetti
That the City Solicitor provide an opinion with respect to the Open Meeting Law on a committee chairperson's authority to allow public discussion when the committee meeting is attended by greater than a quorum of the full Board.

96. Officer's Communication (ID # 17796) ISD Director responding to #204849 re: snow removal violations.
97. Officer's Communication (ID # 17793) Director of Transportation and Infrastructure requesting to update the Board on the Green Line Extension Working Group.

LATE ITEMS

ADJOURNMENT