## City of Somerville, Massachusetts Matters of Business of the City Council

#### **REGULAR MEETING AGENDA**

October 24, 2019, 7:00 PM City Council Chamber, City Hall-93 Highland Avenue

#### **OPENING OF THE MEETING**

- 1. Roll Call Call of the Roll. (ID # 21940)
- 2. Minutes Approval of the Minutes of the Regular Meeting, (ID # 21941) September 26, 2019.

#### CITATIONS

- 3. Citation (ID # 21951) By City Councilor Ballantyne and the Mayor Commending Ronald Castile on the happy occasion of his retirement after 27 years of distinguished service at the Central Library, including the last 16 years as the Teen Librarian.
- 4. Citation (ID # 21952) By City Councilor Ballantyne and the Mayor Commending the Clarendon Hill Presbyterian Church, which is celebrating its 100th year of spiritual service to our community.

#### **PUBLIC HEARINGS**

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

- 5. Order (ID # 21904) By City Councilor Rossetti That the Director of Health and Human Services report to this Council the plan for an emergency response to the increased risk of disruption to the potable water supply due to water contamination from strong storms caused by climate change.
- Resolution (ID # 21905)
   By City Councilor Rossetti That the Administration consider erecting banners along roadways, as college campuses do, highlighting actual photos of our community's families and individuals, both young and aged, walking or bicycling.
- Communication By City Councilor Rossetti
  (ID # 21906) Report of the High School Building Committee Meeting of October 21, 2019.

8.	Order (ID # 21919)	By City Councilor Niedergang That the City Solicitor and the Director of Sustainability and the Environment draft with the Ward 5 Councilor an ordinance to ban or regulate the use of gas-powered leaf blowers.
9.	Order (ID # 21920)	By City Councilor Niedergang That the Director of Communications and the Director of Parking implement a plan to better publicize Traffic Commission meetings and decisions, and share that plan with this Council.
10.	Order (ID # 21921)	By City Councilor Niedergang That the Director of SPCD, the Director of Parking, the Director of Mobility and/or the Director of SomerStat report to this Council on whether proposed restrictions on resident parking stickers for new developments in transit-oriented areas would also apply to guest passes.
11.	Order (ID # 21922)	By City Councilor Niedergang That the Director of SPCD report on how the funds allocated for the "Bridge Hopper" shuttle will be re- allocated, in light of data showing that the Bridge Hopper shuttle has shown low ridership.
12.	Order (ID # 21907)	By City Councilor McLaughlin That Rule 2 of the Rules of the City Council be hereby amended for 2019 only, to instruct the City Clerk to schedule the Annual Caucus of the 2020 City Council at 6:30 PM on Thursday, November 14, 2019.
13.	Order (ID # 21923)	By City Councilor McLaughlin That the Commissioner of Public Works address the graffiti on the fence separating Connecticut Street from I-93.
14.	Order (ID # 21924)	By City Councilor McLaughlin That the Director of Infrastructure and Asset Management address the sinking sidewalk at 20 Rhode Island Avenue.
15.	Order (ID # 21925)	By City Councilor McLaughlin That the Director of Parking ensure that Alston Street is patrolled and ticketed on street cleaning days.
16.	Order (ID # 21926)	By City Councilor McLaughlin That the Director of Parking place signage well before the intersection of Pearl and Cross Streets, indicating it is a school zone.

17.	Order (ID # 21927)	By City Councilor McLaughlin That the Commissioner of Public Works ensure that the trees on Pennsylvania Avenue are watered.
18.	Order (ID # 21928)	By City Councilor McLaughlin That the Commissioner of Public Works address the street lights on Broadway, from Sullivan Square to Indiana Avenue, that are on 24 hours a day.
19.	Order (ID # 21929)	By City Councilor McLaughlin That the Commissioner of Public Works replace the dead trees on Medford Street.
20.	Order (ID # 21930)	By City Councilor McLaughlin That the Commissioner of Public Works address the missing gas cover at 52-54 Pinckney Street.
21.	Order (ID # 21931)	By City Councilor Hirsch, Clingan That the City Council and appropriate city staff hold a public hearing on the decision-making process, timing, and implementation of the Broadway bus lane, in response to resident requests and petitions.
22.	Order (ID # 21932)	By City Councilor Hirsch That the Director of Finance provide feedback on the attached data on Somerville's revenue growth from 2003 to 2018 as compared to other MA municipalities.
23.	Resolution (ID # 21933)	By City Councilor Hirsch That the Administration inform this Council how, if it all, the city may recoup from utility companies its costs for a public safety response to gas leaks.
24.	Resolution (ID # 21934)	By City Councilor Hirsch That the Administration inform this Council of any pros and cons of communicating guidelines for trick-or- treating prior to Halloween.
25.	Communication (ID # 21935)	By City Councilor Hirsch Thanking Ward Councilors for sharing information on ward meetings and issues.
26.	Order (ID # 21936)	By City Councilor Davis That the Director of Infrastructure and Asset Management advise the Ward 6 Councilor on what led to the placement of concrete for electrical equipment at the Brown School and what alternatives exist to revise the location so as not to negatively impact the school's use of its limited physical space.

27.	Order (ID # 21939)	By City Councilor Clingan That the Director of Health and Human services reach out to the numerous homeless people camping out in Foss Park and work to address their needs.
28.	Order (ID # 21937)	By City Councilor Clingan That the Director of Inspectional Services bait and put down new traps in the Healey Tot Lot and address any burrow holes and food sources.
29.	Order (ID # 21938)	By City Councilor Clingan That the Commissioner of Public Works replace all of the streetlights along Fellsway West between Mystic Avenue and Broadway with new LED lights, and, in the meantime, replace the bulbs of the 11 streetlights that are out.

#### **UNFINISHED BUSINESS**

### **REPORTS OF COMMITTEES**

#### <u>30. FINANCE COMMITTEE</u>

- A. Committee Report of the Committee on Finance, meeting on Report October 15, 2019. (ID # 21875)
- B. Mayor's Request Requesting approval to increase selected parking fines. 208518

RECOMMENDED: Approved

- C. Mayor's Request Requesting approval of an amendment to Ordinance 2-208705 273 - Revolving Funds, to establish a Nibble Kitchen Revolving Fund. RECOMMENDED: Approved
- D. Mayor's Request Requesting the approval of a \$125,000 expenditure 208706 limitation for the Nibble Kitchen Revolving Fund for FY2020. RECOMMENDED: Approved
- E. Mayor's Request Requesting the supplemental appropriation of \$30,719 to 208857 the Communications and Community Engagement Salary and Wages Temporary Account to hire a temporary US Census 2020 Complete Count Coordinator. RECOMMENDED: Approved

F.	Resolution 208964	By City Councilor White Jr. That the Administration invite representatives from Weston & Sampson and relevant outside counsel to appear before this Council's Finance Committee to discuss all issues pertaining to the remediation and design of Conway Park. RECOMMENDED: Work Completed
G.	Mayor's Request 209009	Requesting an appropriation and authorization to borrow \$6,500,000 in a bond for annual water system improvements. RECOMMENDED: Approved
H.	Mayor's Request 209010	Requesting an appropriation and authorization to borrow \$3,730,000 in a bond for streets and sidewalk reconstruction. RECOMMENDED: Approved
I.	Mayor's Request 209011	Requesting an appropriation and authorization to borrow \$3,380,000 in a bond for the Flint Street Sewer Replacement Project. RECOMMENDED: Approved
J.	Mayor's Request 209012	Requesting an appropriation and authorization to borrow \$2,740,000 in a bond for sewer replacement from Willow Avenue to Grove Street. RECOMMENDED: Approved
K.	Mayor's Request 209013	Requesting an appropriation and authorization to borrow \$1,660,000 in a bond for a Sewer System Evaluation Study and Infiltration/Inflow Assessment. RECOMMENDED: Approved
L.	Mayor's Communication 209043	Conveying an Administrative Order issued by the US Environmental Protection Agency with respect to the City's combined sewer and drainage system. RECOMMENDED: Approved
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### 31. LAND USE COMMITTEE

A. Committee Report of the Committee on Land Use, meeting on Report October 22, 2019. (ID # 21878)

### 32. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report of the Committee on Legislative Matters, meeting Report on October 17, 2019. (ID # 21877)
- B. Mayor's Request Requesting approval of a Home Rule Petition to expand 208958 the funding scope of the Affordable Housing Trust Fund. RECOMMENDED: Approved as Amended

33.	TRAFFIC AND PARKING COMMITTEE

A. Committee Report of the Committee on Traffic and Parking, Report meeting on October 16, 2019. (ID # 21876)

B.	Order	By City Councilor Ewen-Campen, Rossetti
	206774	That the Director of SPCD send a mailer and place flyers
		on doors and cars to all residents within the High School
		parking zones, informing them of the ongoing survey for
		parking needs.
		<b>RECOMMENDED:</b> Work Completed

- C. Order 206853 By City Councilor Niedergang That the Director of Traffic and Parking report to this Board on the enforcement of 311 complaints about illegal parking, and what provisions exist for enforcement against illegal parking on Sundays and holidays. RECOMMENDED: Work Completed
- D. Order 206943 By City Councilor Ewen-Campen, Clingan, Ballantyne That the Chief of Police inform this Board how decisions are made to balance enforcement of cyclist violations, and the enforcement of vehicles driving or parking in bicycle lanes. RECOMMENDED: Work Completed
- E. Order 207061 By City Councilor Ewen-Campen, Rossetti That the Director of Traffic and Parking report to this Board on the progress of pro-rating residential parking permits.

RECOMMENDED: Work Completed

- F. Order 207361 By City Councilor Niedergang That the Director of Traffic and Parking enhance the STOP signs on Summer Street at Cherry Street with solar-powered blinking lights, similar to those at Summer and Lowell Streets. RECOMMENDED: Work Completed
- G. Resolution 207501 By City Councilor Hirsch, Niedergang That the Administration consider adding parking ticket data to the Socrata portal. RECOMMENDED: Work Completed
- H. Order 207570 By City Councilor Ewen-Campen That the Director of Traffic and Parking install STOP signs and YIELD TO PEDESTRIAN signs in the Summer Street intersection with Prescott Street, and provide additional safety recommendations for this intersection. RECOMMENDED: Work Completed

I.	Order 207571	By City Councilor Niedergang, Davis That the Director of Traffic and Parking and the Director of SPCD review the attached Police report suggesting traffic safety improvements at the intersection of Summer and Cherry Streets, including a fourth crosswalk, and indicate which of these improvements can be made and when. RECOMMENDED: Work Completed
J.	Order 207652	By City Councilor Niedergang, Hirsch That the Director of SPCD, the Chief of Police, the Director of Traffic and Parking, and/or the Director of Communications report to this Council on developing a citywide campaign focused on getting motorists to stop for pedestrians in crosswalks and to stop at STOP signs. RECOMMENDED: Work Completed
K.	Order 207737	By City Councilor Niedergang That the Director of SPCD work with the City of Medford and the GLX Team to adjust the traffic lights in Magoun Square, as traffic is getting backed up even more than usual due to the Ball Square Bridge closure. RECOMMENDED: Work Completed
L.	Order 207915	By City Councilor Niedergang That the Director of SPCD explain to the Traffic and Parking Committee why strategically-placed temporary speed bumps would not be more effective in calming traffic than plastic flex posts, many of which have been down and out-of-service within a day or two of the recent bridge closures. RECOMMENDED: Work Completed
M.	Order 207916	By City Councilor Niedergang That the Director of SPCD evaluate with the Traffic and Parking Committee the value and impact of flex posts for traffic calming, and on plans going forward for their use and maintenance. RECOMMENDED: Work Completed
N.	Order 208384	By City Councilor Ewen-Campen, Scott, Hirsch That the Director of Traffic and Parking temporarily suspend the policy of not painting curbs, in order to add yellow paint and a NO PARKING HERE TO CORNER sign to the curved sidewalk on the southeast corner of Quincy and Summer Streets, to improve visibility. (2nd request) RECOMMENDED: Work Completed
0.	Order 208818	By City Councilor Hirsch, Niedergang, Ballantyne, Clingan That the Chief of Police provide a list of fatal or debilitating crashes for the past ten years by victim's mobility method, including car, bicycle, and pedestrian and including both local and state-managed roads. RECOMMENDED: Work Completed

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P.	Order 208992	By City Councilor Niedergang, McLaughlin, Hirsch, Clingan, Ballantyne, Mbah That the Chief of Police redeploy as soon as possible at least 6 Police Officers full-time into the Traffic Division, to conduct traffic enforcement to regain control over our increasingly chaotic streets in the interest of public and especially pedestrian safety. RECOMMENDED: Work Completed
Q.	Order 208996	By City Councilor Hirsch That the Director of SPCD or the Chief of Police discuss whether or not "residents only" and "abutters only" driving restrictions are enforceable, and whether this information can currently be reflected in mapping applications like Google and WAZE. RECOMMENDED: Work Completed
	COMMUNICAT	FIONS OF THE MAYOR
34.	Mayor's Request (ID # 21794)	Requesting approval to pay a prior year invoice of \$552 using available funds in the Engineering Division for a Police detail.
35.	Mayor's Request (ID # 21953)	Requesting confirmation of the appointment of Bonnie Denis to the Commission for Persons with Disabilities.
36.	Mayor's Request (ID # 21959)	Requesting confirmation of the appointment of Finn Gardner to the Commission for Persons with Disabilities.
37.	Mayor's Request (ID # 21960)	Requesting confirmation of the appointment of Brian Postlewaite to the Commission for Persons with Disabilities.
38.	Mayor's Request (ID # 21908)	Requesting the re-appointment of Catello Battinelli II as Constable.
39.	Mayor's Request (ID # 21909)	Requesting the re-appointment of Mary Battinelli as Constable.
40.	Mayor's Request (ID # 21910)	Requesting the re-appointment of Alan Bishop as Constable.
41.	Mayor's Request (ID # 21911)	Requesting the re-appointment of Berlin Haynes as Constable.

## COMMUNICATIONS OF CITY OFFICERS

42. Officer's City Solicitor requesting to appear in Executive Session Communication (ID # 21853) SCO Section 2-124

- 43. Officer's Assistant City Solicitor submitting a Home Rule Petition Communication (ID # 21945) Assistant City Solicitor submitting a Home Rule Petition (ID # 21945) Assistant City Solicitor submitting a Home Rule Petition the Affordable Housing Trust, as approved by the Legislative Matters Committee on 10/17/19.
- 44. Officer's Assistant City Solicitor responding to #208922 re: civil Communication asset forfeiture funds. (ID # 21943)
- 45. Officer's Police Sgt. responding to #208906 re: overserving Communication alcohol to inebriated customers along East Broadway. (ID # 21956)

### NEW BUSINESS

46.	License/Permit (ID # 21950)	Public Event License, Ten Hills Road Halloween Block Party, from Cresthill Road to Shore Drive, Oct 31, 5- 8PM.
47.	License/Permit (ID # 21954)	Public Event License, Boston International Kids Film Festival, Statue Park, Nov 16-17, 9:30AM-5:30PM.

- 48. License/Permit (ID # 21957) Public Event License, Christ the King procession, 21 Hathorn St to Broadway to Kensington Ave and back, Nov 24, 1-2PM.
- 49. License/Permit Renewing Outdoor Seating License, 130 Broadway LLC (ID # 21885) for Fat Hen and Perfect Dental.
- 50.License/Permit<br/>(ID # 21888)Renewing Outdoor Seating License, Spoke Wine Bar, 89<br/>Holland St.
- 51.License/Permit<br/>(ID # 21883)Renewing Outdoor Seating License, Dali Restaurant, 415<br/>Washington St.
- 52. License/Permit Renewing Outdoor Seating License, Boston Burger (ID # 21902) Company, 37 Davis Sq.
- 53.License/Permit<br/>(ID # 21903)Renewing Outdoor Seating License, Five Horses Tavern,<br/>400 Highland Ave.
- 54.License/Permit<br/>(ID # 21912)Renewing Outdoor Seating License, Elm St Taproom,<br/>256 Elm St.
- 55. License/Permit Renewing Outdoor Seating License, El Potro Mexican (ID # 21944) Grill, 61 Union Sq.

56.	License/Permit (ID # 21884)	Renewing Outdoor Seating License, Genki Ya of Somerville, 246 Elm St.
57.	License/Permit (ID # 21886)	Renewing Outdoor Seating License, Mr. Crepe, 51 Davis Sq.
58.	License/Permit (ID # 21887)	Renewing Outdoor Seating License, La Brasa, 124 Broadway.
59.	License/Permit (ID # 21901)	Renewing Outdoor Seating License, PJ Ryans, 239 Holland St.
60.	License/Permit (ID # 21913)	Renewing Outdoor Seating License, Soundbites, 704 Broadway.
61.	License/Permit (ID # 21963)	Renewing Outdoor Seating License, Taco Loco, 44 Broadway.
62.	License/Permit (ID # 21915)	Renewing Used Car Dealers License Class 1, Mercedes Benz of Boston, 259 McGrath Hwy.
63.	License/Permit (ID # 21916)	Renewing Used Car Dealers License Class 1, Smart Center Boston, 257 McGrath Hwy.
64.	License/Permit (ID # 21917)	Renewing Used Car Dealer Class 1, Herb Chambers Mercedes Benz of Boston Commercial Vans, 161 Linwood St.
65.	License/Permit (ID # 21889)	Renewing Used Car Dealers License Class 2, Broadway Sunoco, 258 Broadway.
66.	License/Permit (ID # 21890)	Renewing Used Car Dealers License Class 2, Pat's Enterprises, 182 Washington St.
67.	License/Permit (ID # 21893)	Renewing Used Car Dealers License Class 2, Master Used Cars, 121 Prospect St.
68.	License/Permit (ID # 21894)	Renewing Used Car Dealer Class 2 License, Valente Enterprise, 154 Glen St.
69.	License/Permit (ID # 21895)	Renewing Used Car Dealers License Class 2, Union Gulf Service, 231 Washington St.
70.	License/Permit (ID # 21896)	Renewing Used Car Dealers License Class 2, DM Auto Body, 48 Joy St.

71.	License/Permit (ID # 21897)	Renewing Used Car Dealers License Class 2, Executive Auto Leasing and Sales, 30 Medford St.
72.	License/Permit (ID # 21898)	Renewing Used Car Dealers License Class 2, United Motors, 188 Broadway.
73.	License/Permit (ID # 21900)	Renewing Used Car Dealers License Class 2, Broadway Brake, 45 Broadway.
74.	License/Permit (ID # 21918)	Renewing Used Car Dealers License Class 2, William Doucette Auto Sales, 325 Alewife Brook Pkwy.
75.	License/Permit (ID # 21946)	Renewing Used Car Dealers License Class 2, Somerville Motors, 182 Washington St.
76.	License/Permit (ID # 21891)	Renewing Used Car Dealers License Class 3, Joseph Talewsky and Son, 517 Columbia St.
77.	License/Permit (ID # 21892)	Renewing Used Car Dealers License Class 3, Joseph Talewsky and Son, 512 Columbia St.
78.	License/Permit (ID # 21899)	Renewing Used Car Dealers License Class 3, Ed's Used Auto Parts, 516 Columbia St.
79.	License/Permit (ID # 21947)	Renewing Used Car Dealers License Class 3, Nissenbaum Auto Parts, 0 Windsor St.
80.	License/Permit (ID # 21948)	Renewing Used Car Dealers License Class 3, Nissenbaum Auto Parts, 480 Columbia St.
81.	License/Permit (ID # 21882)	Renewing Garage License, GE Auto Repair, 631 Somerville Ave.
82.	License/Permit (ID # 21958)	Extended Operating Hours License, Sam's Falafel and Shawarma, 215 Highland Ave.
83.	License/Permit (ID # 21955)	Sign/Awning License, Flow Realty, 327 Highland Ave, 1 awning.
84.	Public Communication (ID # 21961)	Tufts University submitting its Fall 2019 University Accountability report.
85.	Public Communication (ID # 21962)	Harvard University submitting its Fall 2019 University Accountability report.

86. Public Sasha Chanoff submitting comments re: re-turfing Communication (ID # 21866)

## SUPPLEMENTAL ITEMS

87.	Order (ID # 21967)	By City Councilor Davis That the Director of SPCD develop with the Ward 6 Councilor language in the zoning ordinance to require that developers provide affordable commercial spaces.
88.	Order (ID # 21964)	By City Councilor Davis That the Director of Parking install signage directing cyclists to slow down or dismount through Statue Park and the Holland Street MBTA head house.
89.	Order (ID # 21965)	By City Councilor Davis That the Director of SPCD report to the Ward 6 Councilor on plans to improve cyclist wayfinding through Davis Square.
90.	Order (ID # 21966)	By City Councilor Davis That the Director of Parking paint the portion of Chester Street, just past the intersection with Herbert Street, to indicate the area in which no parking is allowed.
91.	Order (ID # 21968)	By City Councilor McLaughlin That the Director of SPCD consider installing ADA/bicycle accessible ramps at the opposite ends of Edward Leathers Park to enhance the Neighborways bike path.
92.	Order (ID # 21969)	By City Councilor Scott That the Director of Parking install a STOP sign at the southern end of Properzi Way, at its intersection with Tyler Street.
93.	Order (ID # 21970)	By City Councilor Scott That the Director of Parking add blinking visibility lights to the speed limit sign near 17-19 Wyatt Street.
94.	Order (ID # 21971)	By City Councilor Scott That the Commissioner of Public Works immediately replace the missing signal at the intersection of Washington and Webster Streets.
95.	Order (ID # 21972)	By City Councilor Scott That the Commissioner of Public Works immediately replace the HAWK signals on Beacon Street with more suitable and effective RYG pedestrian-activated signals.

96.	Resolution (ID # 21973)	By City Councilor Niedergang, Hirsch That the Mayor and the Director of SPCD immediately seek the approval of this Council for 2 new Mobility Division positions, and funding for traffic calming infrastructure, to address the many dangerous areas on our streets.
97.	Resolution (ID # 21982)	By City Councilor Niedergang Supporting a proposal to "Speed Up Construction, Reduce Harm, and Offset the Current Impacts to our Communities," by replacing service on the Lowell Commuter Rail Line with bus service during non-peak travel times, in order to mitigate current disruptions and speed the completion of the Green Line Extension.
98.	Resolution (ID # 21974)	By City Councilor Ballantyne That the Administration update this Council on its negotiations for a contract renewal with DCR for the management and use of DCR lands, including Dilboy stadium and adjacent facilities.
99.	Order (ID # 21975)	By City Councilor Ballantyne That the Director of Parks and Recreation update this Council regarding quality control review, contractor warranty policy, and field use data of the Lincoln Park athletic field.
100.	Order (ID # 21976)	By City Councilor Ballantyne That the Director of Sustainability and Environment provide this Council with an update on Somerville Climate Forward's goal #11, the plan for implementation in the short term.
101.	Order (ID # 21977)	By City Councilor Ballantyne That the Director of Sustainability and Environment and the Director of SPCD plan to incentivize property owners to use clean ways of cooking and heating, since buildings are the greatest contributor to greenhouse gas emissions.
102.	Order (ID # 21978)	By City Councilor Ballantyne That the Director of Sustainability and Environment update this Council on the Community Choice Aggregation bulk purchase of electricity.

103.	Order (ID # 21979)	By City Councilor Ballantyne That the Director of Purchasing and all departments procure services from environmentally-responsible companies for city operations (e.g. electric vehicles for garbage pickup, zero emissions equipment for landscaping, etc.).
104.	Resolution (ID # 21980)	By City Councilor Ballantyne That the Administration enforce vehicle idling laws for city vehicles, commercial vehicles and personal vehicles.
105.	Resolution (ID # 21981)	By City Councilor Ballantyne That the Mayor appoint a member from the Commission of Energy Use and Climate Change to the Planning Board and Design Review Committee, to provide their expertise on these bodies.
106.	Mayor's Request (ID # 21942)	Requesting the adoption of an Order of Taking for the acquisition of 217 Somerville Ave for the creation of neighborhood open space.
107.	Mayor's Request (ID # 21949)	Requesting an appropriation and authorization to borrow \$1,400,000 in a bond for the acquisition of 217 Somerville Ave for the creation of neighborhood open space.
108.	Mayor's Communication (ID # 21986)	Conveying an update on the Police Department's investigation into the August 31, 2019 Boston parade and counter-protest.
109.	Officer's Communication (ID # 21985)	Assistant City Solicitor conveying 15 "Eligible Facilities Requests" from Crown Castle, which is requesting approval to modify 15 of its existing transmission installations.
110.	License/Permit (ID # 21983)	Renewing Drainlayer's License, Strongback Systems.

## LATE ITEMS

# ADJOURNMENT