

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

REGULAR MEETING AGENDA

May 22, 2014, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.

2. Minutes Approval of the Minutes of the Regular Meeting, April 24, 2014.

CITATIONS

3. Citation By Ald. McLaughlin, Connolly, Gewirtz, and the Entire Board and the Mayor
 Commending Colonel Mark Cremin, Grand Marshal of the 2014 Memorial Day Parade.

PUBLIC HEARINGS

4. Grant of Location Submitted by Lightower Fiber Networks to install 55 feet of conduit from an existing Metro Media manhole to an existing NStar manhole in New Washington Street, and 65 feet of conduit from an existing NStar manhole in Inner Belt Road to private property

5. Grant of Location Submitted by NStar Electric to install 145 feet of conduit in Prospect Street from Pole 292/12 to 97 Prospect St.

6. Grant of Location Submitted by Comcast to install a manhole in the sidewalk and 8 feet of conduit from that manhole to 265 Medford St.

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

7. Resolution By Ald. McLaughlin
 Requesting that the State Delegation ensure passage of S 1965: An Act to increase opportunities for long-term substance abuse recovery.

8. Resolution By Ald. McLaughlin
Supporting the efforts of our State Representatives as they endeavor to obtain sound barriers along I-93.
9. Resolution By Ald. McLaughlin
That the Administration dedicate certain public buildings for community use.
10. Resolution By Ald. McLaughlin
Requesting that the Administration and the Arts Council explore the possibility of public art spaces, such as the Venice Beach art wall, in blighted areas to increase visibility and reduce pollution.
11. Order By Ald. McLaughlin
That the Director of SPCD plant additional trees along Pennsylvania Avenue, particularly near Broadway.
12. Order By Ald. McLaughlin
That the Commissioner of Public Works determine who is responsible for the large metal plate in the roadway at the juncture of Route 28 and McGrath Highway, (heading towards the 93-S on ramp), and provide the Ward One Alderman with information as to when it will be removed.
13. Order By Ald. McLaughlin
That the Commissioner of Public Works place Mt. Pleasant and Tufts Streets On The Repaving List.
14. Order By Ald. McLaughlin
That the Commissioner of Public Works remove the dog waste on Pearl Street, between Myrtle and Florence Streets, and install signage reminding residents to pick up after their pets and to not feed animals in the area.
15. Order By Ald. McLaughlin
That the Director of SPCD (ISD) inspect the property and residences at 38 Illinois Avenue and cite the owner for any violations.

16. Order By Ald. McLaughlin
That the Commissioner of Public Works trim the tree in front of 3 Kensington Street.
17. Order By Ald. McLaughlin, Lafuente
That the Commissioner of Public Works make the walkway in front of 371 Medford Street handicapped accessible.
18. Order By Ald. McLaughlin
That the Director of Traffic and Parking replace the street signs at Rush Street and Illinois Avenue, at Broadway.
19. Order By Ald. McLaughlin
That the Commissioner of Public Works install a temporary speed bump on Mt. Vernon Street, between Pearl Street and Broadway.
20. Order By Ald. McLaughlin
That the Commissioner of Public Works take the appropriate measures to raise the low hanging wires on Everett Avenue.
21. Order By Ald. McLaughlin
That the Commissioner of Public Works make the sidewalk in front of 17 Mt. Pleasant Street accessible for handicapped individuals.
22. Order By Ald. McLaughlin
That the Commissioner of Public Works inform the Ward One Alderman when the metal roadway plate on McGrath Highway, near the Stop and Shop, will be removed.
23. Order By Ald. McLaughlin
That the Commissioner of Public Works repair the roadway and/or the sewer opening at the corner of Broadway and Melvin Street.
24. Order By Ald. McLaughlin
That the Director of Traffic and Parking replace the temporary STOP signs with permanent signs in Assembly Square, at the corner of New Road, Grand Union Blvd. and Assembly Drive.

25. Order By Ald. McLaughlin
That the Commissioner of Public Works inspect the street lights along Broadway and repair any that are not working.
26. Order By Ald. McLaughlin
That the Director of SPCD provide the Ward 1 Alderman with a long term plan for the streets and sidewalks of Pearl Street.
27. Order By Ald. McLaughlin
That the Commissioner of Public Works remove the bricks scattered along Hillside Avenue and 94 Pearl Street.
28. Order By Ald. McLaughlin
That the Commissioner of Public Works install temporary trash receptacles along lower Broadway.
29. Order By Ald. McLaughlin
That the Commissioner of Public Works clean the front of the East Somerville Library.
30. Order By Ald. McLaughlin
That the Director of Traffic and Parking ensure that construction vehicles do not use Pennsylvania Avenue and the streets north of Broadway.
31. Order By Ald. McLaughlin
That the Director of Health and the Director of SPCD (ISD) direct the building manager at Bryant Manor to inform the residents not to throw food out their windows to feed the birds, as they are inadvertently feeding the rats as well.
32. Order By Ald. McLaughlin
That the Director of SPCD (ISD) bait George Street and inspect the area for rodent related problems.
33. Order By Ald. McLaughlin
That the Director of SPCD (ISD) bait the corner of Cross Street East and Pennsylvania Avenue for rodents and install signage prohibiting the feeding of animals at the intersection.

34. Order By Ald. McLaughlin
That the Director of SPCD (ISD) bait Myrtle Street for rodents.
35. Order By Ald. McLaughlin
That the Director of SPCD (ISD) investigate reports of rodents on Gilman Terrace, Pickney Street, Pearl Street, Mt. Vernon Street, Indiana Avenue, Pennsylvania Avenue and George Street.
36. Order By Ald. McLaughlin
That the Director of SPCD (ISD) investigate the rat burrows along the Starbucks in Assembly Square.
37. Order By Ald. McLaughlin
That the Director of SPCD (ISD) report on the compliance of construction workers along Broadway, and elsewhere in East Somerville, regarding required rodent baiting.
38. Order By Ald. McLaughlin
That the Commissioner of Public Works repair the sidewalks at the listed Ward One locations.
39. Order By Ald. McLaughlin
That the Commissioner of Public Works remove the trash at the listed Ward One locations.
40. Order By Ald. McLaughlin
That the Commissioner of Public Works notify the appropriate utility company to remove the double poles at the listed Ward One locations and inform the Ward One Alderman when each will be removed.
41. Order By Ald. McLaughlin
That the Commissioner of Public Works repair the potholes at the listed Ward One locations.
42. Communication By Ald. Rossetti
Conveying a report of the Local Government Advisory Commission meeting, held on May 13, 2014.

43. Order By Ald. Rossetti
That this Board's Committee on Traffic and Parking investigate the reasoning of truck traffic restrictions in our city last being ordered in 2002.
44. Order By Ald. Rossetti, Ballantyne
That the Commissioner of Public Works report the upcoming schedule of street repaving and add Powderhouse Boulevard if not already on the schedule.
45. Order By Ald. Rossetti
That this Board discuss its protocol for matters of immediate communication at the state and national levels.
46. Resolution By Ald. Niedergang, McWatters
That the Administration explain to this Board the decision-making process for deciding which streets get repaved and consider adding Porter Street to the 2014 list, as it was not included in a list issued as part of a City news release on May 7th.
47. Order By Ald. Niedergang
That the Commissioner of Public Works replace the dead bulb in the green GO part of the traffic light facing east on the northeast corner of Cedar and Summer Streets.
48. Order By Ald. Niedergang
That the Commissioner of Public Works repair the streetlights that are out on Hudson Street, by Benton Road and on Woodbine Street near Junction Park.
49. Order By Ald. Niedergang
That the Director of SPCD (T&I) develop a plan for a pedestrian crosswalk at Vernon Street and Lowell Street and report to this Board and the Ward 5 Alderman on how that would be incorporated into the Lowell Street bridge traffic calming project.
50. Order By Ald. Niedergang
That the Director of Traffic and Parking look into enhancing safety on the Lowell Street bridge by placing a NO PARKING sign at the curb cut on the east side of Lowell Street, immediately north of Vernon Street (in front of 279-281 Lowell Street) and inform the Ward 5 Alderman and this Board of her recommendation.

51. Order By Ald. Niedergang
That the City Solicitor provide responses to this Board's questions regarding whether members of this Board may speak out about and advocate for divestment by the City pension fund from investments in fossil fuels.
52. Resolution By Ald. Niedergang
That the Administration report to this Board why the salary listed for the vacant Library Director position is \$80,000 despite the fact that the recent occupant of that position was paid \$90,466, and despite the fact that the last time the position was open, three years ago in March/April 2011, the position was posted at \$90,000 a year.
53. Order By Ald. McWatters
That the Commissioner of Public Works patch the sidewalk in front of 21 Prospect Hill Avenue with cement and also replace the tree.
54. Order By Ald. McWatters
That the Commissioner of Public Works repair the potholes on Monroe Street.
55. Order By Ald. Sullivan
That the Director of Sustainability and Environment update this Board on steps being taken to educate businesses and enforcement regarding the city's polystyrene ban.
56. Order By Ald. Sullivan, Lafuente, White Jr., Connolly, Rossetti
That the Commissioner of Public Works repair the street lights located on Crest Hill Road and at 130 Ten Hills Road.
57. Order By Ald. Sullivan, White Jr.
That the Commissioner of Public Works re-install the PETER PIRO SQUARE sign at Partridge Avenue and Medford Street.
58. Resolution By Ald. Connolly
That this Board urges the Cambridge Health Alliance to reverse its decision to consolidate its Psychiatric Emergency Room with its general Emergency Room.

59. Order By Ald. Connolly, Gewirtz
That the Commissioner of Public Works remove the graffiti tag from the white fence on the right side of Winter Street, after the first driveway on the right.
60. Order By Ald. Connolly, Gewirtz
That the Commissioner of Public Works remove and replace the dead tree opposite 81 College Avenue.
61. Communication By Ald. White Jr.
Acting as President, Seeking input on a proposed Summer schedule that would, per past practice, cancel this Board's last meeting in July and first meeting in August.

UNFINISHED BUSINESS

62. Officer's Request City Clerk submitting two proposed Rules for this Board's consideration, for the maintenance of Board and Committee minutes with respect to the Open Meeting Law.

REPORTS OF COMMITTEES

63. CONFIRMATION OF APPOINTMENTS COMMITTEE

- A. Committee Report Report of the Committee on Confirmation of Appointments, meeting on May 20, 2014.
- B. 196953
Mayor's Request Requesting the appointment of Alexander Lorenti to the position of Police Officer.
RECOMMENDED: Approved
- C. 196954
Mayor's Request Requesting the appointment of Shaun Clark to the position of Police Officer.
RECOMMENDED: Approved
- D. 196955
Mayor's Request Requesting the appointment of Edward Barnard as a Special Police Officer.
RECOMMENDED: Approved

64. FINANCE COMMITTEE

- A. Committee Report Report of the Committee on Finance, meeting on May 14, 2014.

- B. 196355 Resolution By Ald. Rossetti, Heuston, Niedergang, Lafuente, Sullivan, McWatters
That the Administration provide this Board with the details of the soon-to-expire deed restrictions on the TAB building.
RECOMMENDED: Work Completed

- C. 196464 Order By Ald. White Jr.
That the Director of Finance provide the Finance Committee with an analysis of each SPCD line item for professional and technical services for #196251 (Davis Square streetscape).
RECOMMENDED: Work Completed

- D. 196470 Mayor's Request Requesting the transfer of \$15,000 from the SPCD Economic Development Personal Services Account to the SPCD Planning Professional and Technical Services Account to begin the Somerville by Design plan for Winter Hill.
RECOMMENDED: Approved

- E. 196472 Mayor's Request Requesting the expenditure of \$142.42 in FY14 funds to pay a FY13 invoice in the SPCD Inspectional Services Division.
RECOMMENDED: Approved

- F. 196647 Mayor's Request Requesting the acceptance of a \$5,757 grant from the MA Council on Aging, for a Council on Aging program on exercise and health.
RECOMMENDED: Approved

- G. 196648 Mayor's Request Requesting the acceptance of a \$2,940 grant from the Somerville Health Foundation, for the Council on Aging, to support the Lesbian, Bi-Sexual, Trans-gender women Fit 4 Life Fitness Program.
RECOMMENDED: Approved

- H. 196731 Mayor's Request Requesting the transfer of \$130,000 from the E911 Salaries Account to the Police Overtime Account to cover projected overtime costs.
RECOMMENDED: Withdrawn

- I. 196734 Mayor's Request Requesting the acceptance of a grant of \$3,306 from the Food and Drug Administration for the Health Department for training.
RECOMMENDED: Approved

- J. 196775 Order By Ald. Lafuente
That the Water Superintendent appear before this Board to provide an update on the \$130,000 rental request approved by this Board during the FY14 budget meetings.
RECOMMENDED: Work Completed

- K. 196776 Order By Ald. Lafuente
That the City Engineer appear before this Board to provide an update on the \$120,000 rental request approved by this Board during the FY14 budget meetings.
RECOMMENDED: Work Completed
- L. 196784 Order By Ald. Rossetti, McLaughlin, Sullivan
That this Board's Finance Committee discuss the potential impact of the recently adopted veterans services legislation, Valor Act II, on our Veterans Services budget.
RECOMMENDED: Work Completed
- M. 196802 Mayor's Request Requesting the acceptance of a \$36,877 grant from the MA Department of Agricultural Resources to create a "Local Food Production/Distribution Triangle."
RECOMMENDED: Approved
- N. 196805 Officer's Communication City Assessor responding to #196640 re: properties owned by Tufts University.
RECOMMENDED: Work Completed

65. LAND USE COMMITTEE

- A. Committee Report Report of the Committee on Land Use, meeting on May 22, 2014.

66. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report Report of the Committee on Legislative Matters, meeting on May 13, 2014.
- B. 196357 Ordinance By Ald. Gewirtz, Sullivan
That the city's Human Rights Policy at Ordinance 2-237 be amended by adding the words "gender identity and expression," to protect transgender individuals from discrimination.
RECOMMENDED: Approved
- C. 196781 Resolution By Ald. Heuston
That the Licensing Commission reconsider the regulation for liquor establishments to leave doors open between 8 AM and 9 PM, Monday through Friday, in areas that aren't central business districts, and convey to this Board how this regulation may be altered.
RECOMMENDED: Work Completed

COMMUNICATIONS OF THE MAYOR

- 67. Mayor's Request Requesting to appear before this Board in Executive Session to discuss litigation strategy relating to an Everett casino license and pending surrounding community arbitration with Wynn MA LLC.
- 68. Mayor's Request Requesting to appear before this Board in Executive Session to discuss collective bargaining strategy as relates to ongoing collective bargaining.
- 69. Mayor's Request Requesting to appear before this Board in Executive Session to discuss litigation strategy relating to pending requests regarding Clear Channel billboards.
- 70. Mayor's Request Requesting an appropriation of \$1,355,671 from Unreserved Fund Balance ("Free Cash") to the Community Preservation Act Fund, for community preservation projects.
- 71. Mayor's Request Requesting appropriation of \$431,256 from the Capital Stabilization fund to purchase twelve front-line police vehicles.
- 72. Mayor's Request Requesting an appropriation of \$319,333 from the Parks Stabilization Fund to the General Fund Debt Service Fund for FY2014 Debt Service for Parks Renovation.
- 73. Mayor's Request Requesting an appropriation of \$108,588 from the Capital Stabilization Fund for the purchase of four command vehicles in the Police Department.
- 74. Mayor's Request Requesting an appropriation of \$75,000 from the Capital Stabilization Fund to purchase forensic analysis equipment for the Police Department.
- 75. Mayor's Request Requesting an appropriation of \$36,000 from the Capital Stabilization Fund to purchase two message/speed monitor boards for the Police Department.
- 76. Mayor's Request Requesting an appropriation of \$16,000 from the Capital Stabilization Fund to purchase 4 mobile radios for police cruisers.

- 77. Mayor's Request Requesting the acceptance of a mitigation payment of 5 Electronic parking meters
- 78. Mayor's Request Requesting approval to pay a prior year invoice of \$1,478.10 from the Traffic and Parking Department using FY2014 funds.
- 79. Mayor's Request Requesting the Appointment of Michael Avery to the Position of Deputy Fire Chief.
- 80. Mayor's Request Requesting the Appointment of Sean Tierney to the Position of Deputy Fire Chief.
- 81. Mayor's Request Requesting the Appointment of Gregory French to the Position of Fire Captain.
- 82. Mayor's Request Requesting the Appointment of Steven Mauras to the Position of Fire Captain.
- 83. Mayor's Request Requesting the Appointment of Timothy Flynn to the Position of Fire Lieutenant.
- 84. Mayor's Request Requesting the Appointment of Paul French to the Position of Fire Lieutenant.

COMMUNICATIONS OF CITY OFFICERS

- 85. Officer's Communication DIF Governing Board conveying that it ordered the Director of Finance to provide this Board's Finance Committee with a breakdown of expenditures under the first DIF bond tranche and the background regarding the authorization for such money to be used to purchase real estate from FRIT to lay out highways and sidewalks.
- 86. Officer's Communication Director of Capital Projects responding to #196886 re: improvements at the West Branch Library.

- 87. Officer's Communication Licensing Commission providing an update on #196781 re: regulating when certain liquor establishments can leave their doors open.
- 88. Officer's Communication Assistant City Solicitor Responding to #196628 re: Plastic Bag Reduction.
- 89. Officer's Communication City Solicitor responding to #196645 re: public records requests year to date.
- 90. Officer's Communication DPW Commissioner responding to various Board Orders submitted 5/8/14.
- 91. Officer's Communication Traffic and Parking Interim Director submitting responses to various Board Orders.
- 92. Officer's Communication Traffic and Parking Interim Director submitting responses to various Board Orders.
- 93. Officer's Communication Traffic and Parking Interim Director submitting responses to various Board Orders.
- 94. Officer's Communication Traffic and Parking Interim Director submitting responses to various Board Orders.

NEW BUSINESS

- 95. License/Permit Public Event Permit, Assembly Row Grand Opening, May 23-26, May 30-Jun 1, Jun 6-8, Fri 9AM - Sun 12AM.
- 96. Withdrawn Withdrawn.
- 97. License/Permit Public Event Permit, Irving Street Block Party, Jun 7, 10AM-7PM (rain Jun 8).
- 98. License/Permit Public Event Permit, Wallace Street Block Party, Jun 21, 2PM-9PM (rain Jun 22).

99. License/Permit Public Event Permit, Belmont Street Block Party, Jun 22, 2PM-8PM (rain Jun 29).
100. License/Permit Public Event Permit, Portuguese American Civic League Holy Ghost Feast, 26 Springfield St., Jul 11-13, various times.
101. License/Permit New Drainlayer License, D'Allessandro Corp.
102. License/Permit Renewing Garage License, County Auto Repair, 103 Washington St.
103. License/Permit Renewing Mobile Food Vendor License, Moe's BBQ Trolley.
104. License/Permit Renewing Extended Operating Hours License, Moe's BBQ Trolley, Packard Ave. at Professors Row.
105. Public Communication Central Medford Trust submitting comments re: the petition for a Grant of Location by Comcast at 265 Medford St.

SUPPLEMENTAL ITEMS

106. Order By Ald. McWatters
That the Commissioner of Public Works direct the appropriate utilities to move their equipment from the damaged utility pole at 7 Belmont Place to the new pole.
107. Mayor's Request Requesting approval to establish a new Water/Sewer Stabilization Fund.
108. Mayor's Request Requesting an appropriation of \$2,000,000 from the Sewer Enterprise Retained Earnings Fund to the new Water/Sewer Capital Stabilization Fund.
109. Mayor's Request Requesting an appropriation of \$1,000,000 from the Water Enterprise Retained Earnings Fund to the new Water/Sewer Capital Stabilization Fund.

- 110. Mayor's Request Requesting the acceptance of a gift of a piano valued at \$500 to be used in the new Sound Studio for young musicians.
- 111. License/Permit Public Event Permit, Boston JavaScript Meeting, Davis Square 7 Hills Park, Jun 4, 6-9PM (rain 6/9).
- 112. License/Permit Public Event Permit, Berkeley Street Block Party, Jun 7, 5:30-11PM.
- 113. License/Permit Public Event Permit, Assembly Row Assembled Arts Market, 1 Assembly Sq Drive, Saturdays Jun 7-Sep 13, 9AM-4PM.
- 114. License/Permit Public Event Permit, East Somerville Main Streets 3rd Thursday Block Parties, Chuckie Harris Park, Jun 19, Jul 17, Aug 21, Sep 18, 3:45-9PM.
- 115. License/Permit Public Event Permit, Somerville Democratic Committee BBQ, Powderhouse Park, Jun 21, 10AM-4PM (rain Jun 22).
- 116. License/Permit Public Event Permit, Glenwood Road Block Party, Jun 21, 11AM-8PM (rain Jun 22).
- 117. License/Permit Public Event Permit, Somerville Garden Club Plant Sale, Davis Square Plaza, Sep 20, 6AM-2PM (rain Jun27).
- 118. License/Permit Renewing Drainlayer's License, JP Vara Inc.
- 119. License/Permit Renewing Flammables License, Cumberland Farms, 701 Somerville Ave.
- 120. License/Permit Renewing Flammables License, Cumberland Farms, 212 Broadway.
- 121. License/Permit Renewing Flammables License, Aris Auto, 3 Craigie St.

- 122. License/Permit Renewing Garage License, Aris Auto, 3 Craigie St.

- 123. License/Permit Renewing Garage License, Teddy's Foreign Motors, 68 Joy St.

- 124. License/Permit Renewing Garage License, Alex Auto Body, 75 Washington St.

- 125. License/Permit New Outdoor Seating License, East End Grille, 118 Broadway, 12 tables, 28 seats.

LATE ITEMS

ADJOURNMENT