

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

REGULAR MEETING MINUTES

March 28, 2019, 7:00 PM
 City Council Chamber, City Hall-93 Highland Avenue

NOTICE: This is NOT the official version of the City Council's minutes. While reasonable efforts have been made to assure the accuracy of the data provided, do not rely on this information without first checking with the City Clerk.

OPENING OF THE MEETING

The meeting was called to order at 7:00 PM by Ward Seven City Councilor Katjana Ballantyne.

| Attendee Name | Title | Status | Arrived |
|---------------------------------|---------------------------|---------------|----------------|
| Stephanie Hirsch | City Councilor At Large | Present | |
| Wilfred N. Mbah | City Councilor At Large | Present | |
| Mary Jo Rossetti | City Councilor At Large | Present | |
| William A. White Jr. | City Councilor At Large | Present | |
| Matthew McLaughlin | Ward One City Councilor | Present | |
| Jefferson Thomas ("J.T.") Scott | Ward Two City Councilor | Present | |
| Ben Ewen-Campen | Ward Three City Councilor | Present | |
| Jesse Clingan | Ward Four City Councilor | Present | |
| Mark Niedergang | Ward Five City Councilor | Present | |
| Lance L. Davis | Ward Six City Councilor | Present | |
| Katjana Ballantyne | Ward Seven City Councilor | Present | |

1. Roll Call
 207716
 (ID:20665)

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| Call of the Roll. |
| Councilor Rossetti and the entire Council sponsored a moment of silence for Edward Abate. Councilor Clingan and the entire Council sponsored a moment of silence for Deanna Cremin. Councilor Hirsch sponsored a moment of silence for Asa Brebner and Jeremy Ullmann. |
| RESULT: PLACED ON FILE |

2. Minutes
 207717
 (ID:20666)

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| Approval of the Minutes of the Regular Meeting, February 28, 2019. |
| RESULT: APPROVED |

CITATIONS

- 3. Citation 207718 (ID:20534) By City Councilor the Entire City Council and the Mayor Commending 14 Fire Department employees on the auspicious occasion of their retirement, including Chief Fire Engineer Patrick Sullivan III, Chief Fire Alarm Operator David Doherty, Captain James Doheney, Lieutenant Stephen Longo, Lieutenant Charles Siciliano, Firefighter William Cahill, Firefighter Robert Connelly, Firefighter Patrick Dorant, Firefighter William Ellis, Firefighter William Fehlan, Firefighter Christian Howard, Firefighter John Levesque, Firefighter Mark Nicholson, and Firefighter Francis Sharpe.

The firefighters will be presented their citations at a retirement party.

RESULT: APPROVED

PUBLIC HEARINGS

- 4. Grant of Location 207719 (ID:20668) Submitted by RCN to install 33 feet of conduit across Somerville Ave, connecting existing RCN conduit near Merriam St on the north side of Somerville Ave with existing RCN conduit near 224 Somerville Ave on the south side.

The President opened the public hearing. Ken Bates, Engineer for RCN, discussed the work to be completed. With no other speakers, the President closed the public hearing.

RESULT: APPROVED

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

- 5. Order 207720 (ID:20522) By City Councilor Hirsch That the Director of Water and Sewer discuss any information about any patterns in increased water usage, as noted on bills by constituents.

Councilor Hirsch stated that she received several complaints about increases in constituents' water bills and they would like an explanation. Councilor White said that usually there are valid reasons for the increased consumption, like leaky faucets, more showers, more laundry, a leaky water heater, etc.

RESULT: APPROVED

FOLLOWUP: Finance Committee

- 6. Order 207721 (ID:20523) By City Councilor Hirsch That the Director of Communications consider including, in ResiStat emails, tips for what can and can't get recycled.

Councilor Hirsch said people need to be educated as to what can and what cannot be put in their recycle bins.

RESULT: APPROVED

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7. Order 207722 (ID:20524) By City Councilor Hirsch
That the Director of Health discuss any information about increased exhaust odors associated with commuter rail operations.
- RESULT: APPROVED**
FOLLOWUP: Public Health and Public Safety Committee
8. Resolution 207723 (ID:20525) By City Councilor Hirsch, Ballantyne
That the Administration discuss thoughts on negotiating with the MBTA for discounted or free fare for children and low-income adults by sharing or bearing the cost of the passes.
- Councilor Hirsch wondered what the cost would be to provide free MBTA passes for young adults and all low income adults.
- RESULT: APPROVED**
FOLLOWUP: Housing and Community Development Committee
9. Order 207724 (ID:20645) By City Councilor Hirsch, Davis
That the Director of SomerPromise discuss with this Council, the anticipated closure of Freedom School this summer.
- Councilor Hirsch asked what happened to the Freedom School and if there is any way the Council can restore it.
- RESULT: APPROVED**
FOLLOWUP: Youth Services Committee
10. Resolution 207725 (ID:20646) By City Councilor Hirsch, Ballantyne, Rossetti, Ewen-Campen, Niedergang, Mbah
That the Administration discuss matching Newton's 41(A) tax deferral program income limits and interest, which are \$86,000 at 2.5% interest, vs. Somerville's \$57,000 at 3% interest.
- Councilor Hirsch requested that the tax deferral income limit be raised and the interest rate be lowered.
- RESULT: APPROVED**
FOLLOWUP: Finance Committee
11. Resolution 207726 (ID:20647) By City Councilor Hirsch
That the Administration select a pilot location to solicit interest from residents to acquire a walking path right of way, such as across Parkdale and Perry Streets for access to Lincoln Park, or across Albion and Hudson Streets for access to Albion Park.
- Councilor Hirsch asked if would be possible for the City to acquire small parcels of land or easements to create convenient shortcuts to certain parks.
- RESULT: APPROVED**
FOLLOWUP: Open Space, Environment and Energy Committee

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12. Order 207727 (ID:20648) By City Councilor Hirsch, Niedergang, Ewen-Campen, Scott, Clingan, Ballantyne, Davis, Rossetti, McLaughlin, Mbah, White Jr. That the Director of SPCD discuss the 100% Affordable Zoning Overlay District proposal now being considered by the Cambridge City Council.
- Councilor Hirsch requested that the Director of SPCD discuss the proposal being considered in Cambridge.
- RESULT: APPROVED**
FOLLOWUP: Land Use Committee
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13. Order 207728 (ID:20649) By City Councilor Hirsch That the Director of SPCD discuss an “Urban Renewal Displacee” preference in affordable housing lotteries.
- RESULT: APPROVED**
FOLLOWUP: Housing and Community Development Committee
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14. Order 207729 (ID:20650) By City Councilor Hirsch That the Director of SPCD ask the MBTA to have the #87 route include the #86 route stop at the Argenziano School to make commuting easier for students.
- RESULT: APPROVED**
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15. Order 207730 (ID:20548) By City Councilor Mbah, Scott, Clingan, Davis, Niedergang, McLaughlin, White Jr., Hirsch, Rossetti, Ballantyne, Ewen-Campen That the Chief of Police create a restorative justice program similar to that used in Cambridge, Arlington and Boston.
- Councilor Mbah requested the Chief of Police implement a restorative justice program.
- RESULT: APPROVED**
FOLLOWUP: Public Health and Public Safety Committee
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16. Order 207731 (ID:20654) By City Councilor Ewen-Campen That future public construction sites always include prominent signs with easy-to-understand images, so pedestrians can quickly understand the purpose of the construction.
- Councilor Ewen-Campen suggested the City put up easy-to-understand signs with images so people can quickly understand what's going on with construction projects.
- RESULT: APPROVED**
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17. Order 207732 (ID:20655) By City Councilor Ewen-Campen That the Director of SPCD update the Ward 3 City Councilor on additional planning efforts undertaken for the Gilman Square Neighborhood Plan.
- RESULT: APPROVED**
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18. Order 207733 (ID:20653) By City Councilor Ewen-Campen That the Director of SPCD update the Ward 3 City Councilor on plans to deploy traffic calming flex-posts on various one-way, steeply-sloped streets in Ward 3, as discussed at the December 5, 2018 Traffic and Parking Committee meeting.

RESULT: APPROVED

19. Resolution 207734 (ID:20652) By City Councilor Ewen-Campen, Scott, Clingan, Ballantyne, Davis, Niedergang, Rossetti, McLaughlin, Hirsch, Mbah, White Jr. Expressing its gratitude to the Construction Liaison and Engineering Department for their hard work during the first weeks of the Union Square traffic detour, which has been essential for addressing constituent safety concerns throughout this ongoing process.

RESULT: APPROVED

20. Resolution 207735 (ID:20651) By City Councilor Ewen-Campen, Niedergang, Clingan, Ballantyne, Davis, Rossetti, McLaughlin, Hirsch, Mbah, White Jr. Calling for improved accessibility at the forthcoming Union Square Green Line Station.

City Councilor Scott recused.
Councilor Ewen-Campen requested improved accessibility at the planned Union Square Green Line Station. Currently, there are only stairs from Prospect Street and if you are disabled or have a stroller, you have to walk an extra 850 feet to get to the platform. Councilor White said that when Governor Patrick left, the estimated cost of this project was approximately \$3 billion. When Governor Baker took office he said essentially that he was willing to move forward with the project if the costs could be reduced to \$1.3 billion, which is what the State had committed. Then the engineers went through the project specifications and came up with a base bid. The winning bid came back at \$1 billion. The original bid proposal included canopies and elevators. There should be funds available to restore these features.

RESULT: APPROVED
FOLLOWUP: Housing and Community Development Committee

21. Resolution 207736 (ID:20658) By City Councilor Niedergang, Ewen-Campen, Clingan, Ballantyne, Davis, Rossetti, McLaughlin, Hirsch, Mbah, White Jr. Calling for accessibility and safety improvements at the 7 forthcoming Green Line Stations.

City Councilor Scott recused.
RESULT: APPROVED
FOLLOWUP: Housing and Community Development Committee

22. Order 207737 (ID:20656) 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.

RESULT: APPROVED
FOLLOWUP: Traffic and Parking Committee

23. Order 207738 (ID:20657) By City Councilor Niedergang, Hirsch, Ballantyne That the Chief of Police report to this Council how, in this time of bridge closures and traffic frustrations, the Police Department can assign more Officers to the Traffic Enforcement Division, instruct more Patrol Officers to prioritize traffic enforcement, and increase the ratio of payable to warning citations.

Councilor Niedergang reported that at the Vision Zero meeting, there was a lot of discussion on enforcement, and it was agreed that a lot more could be done. Councilor Niedergang would like to discuss this with the Administration and the Police Department.

RESULT: APPROVED
FOLLOWUP: Traffic and Parking Committee

24. Ordinance 207739 (ID:20659) By City Councilor White Jr., Ewen-Campen, Scott, Clingan, Ballantyne, Davis, Niedergang, Rossetti, McLaughlin, Hirsch, Mbah Proposing an amendment to Ordinance 2-123 to require the City Solicitor to notify the City Council of suits filed against the City.

Councilor White pointed out the current Code of Ordinances does not require the City Solicitor to inform the Council when a law suit is filed against the City.

RESULT: REFERRED FOR RECOMMENDATION
FOLLOWUP: Legislative Matters Committee

25. Ordinance 207740 (ID:20660) By City Councilor White Jr., Ewen-Campen, Scott, Clingan, Ballantyne, Davis, Niedergang, Rossetti, McLaughlin, Hirsch, Mbah Proposing an amendment to Ordinance 2-124 to permit the City Solicitor to settle legal actions of up to \$5,000 against the City.

RESULT: REFERRED FOR RECOMMENDATION
FOLLOWUP: Legislative Matters Committee

26. Order 207741 (ID:20661) By City Councilor White Jr., Ewen-Campen, Scott, Clingan, Ballantyne, Davis, Niedergang, McLaughlin, Hirsch, Mbah That the Director of Finance report to this Council on the financial impact of the reduction in Cable TV Franchise Fees on the FY19 budget.

City Councilor Rossetti recused.
Councilor White stated that the FY19 Budget assumed that cable access franchise fees would be a certain amount. Since a lot of people are no longer subscribing to Cable TV, franchise fees are coming in less than anticipated. There are questions whether there will be sufficient revenue now to cover the anticipated expenditures. Councilor Ballantyne noted that she had submitted a similar request on this subject in December (#207248).

RESULT: APPROVED
FOLLOWUP: Finance Committee

27. Communication 207742 (ID:20662) By City Councilor Rossetti Reporting on the High School Building Committee Meeting of March 25, 2019.

Councilor Rossetti reported that the steel for the High School should be erected in early May. The Committee was reminded that a weekly construction team meeting reviews change orders, and there was lengthy discussion regarding the Value Engineering Project. As a result of asbestos and delays, the contingency budget is now \$-1,860,743. Adjustments will have to be made to eliminate the deficit. She noted that it is the City's money. The Committee approved transferring some items to contingency, totaling \$1,470,478. She asked the Committee to table some items that concerned her. Councilor Hirsch asked if the sports field could be built with a parking garage underneath. Councilor Rossetti said that she doesn't believe that's a possibility. Councilor Davis said the parking issue is huge for the faculty; it's a massive oversight. Councilor Niedergang expressed his opposition to increasing the onsite parking.

RESULT: PLACED ON FILE

UNFINISHED BUSINESS

28. LAND USE COMMITTEE

- A. Committee Report 207667 (ID:20460) Report of the Committee on Land Use, meeting as a Committee of the Whole on March 12, 2019.

Councilor Davis reported that the Committee met jointly with the Planning Board for four public hearings on various amendments to the zoning ordinances. One public hearing was on the zoning overhaul itself, two were on different open space proposals, and one was for tree protection. Planner Dan Bartman gave a presentation regarding the open space issue, which is available at www.somervillezoning.com. For the two open space proposals and the tree protection proposal, the period for written comments will be open until April 12 at noon.

RESULT: APPROVED

REPORTS OF COMMITTEES

29. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

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| <p>A. Committee Report 207743 (ID:20541)</p> | <p>Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting as a Committee of the Whole on March 18, 2019.</p> | <p>Alderman Scott reported on several appointments. Pat McCormick and Emily Hedeman were recommended for approval for the Redevelopment Authority. For the Planning Board, Amelia Aboff was recommended for approval, but Tim Talun was not. Andrew Arbaugh was recommended for approval to the Design Review Committee. Christopher Hosman was recommended for reappointment as Executive Director of the Women's Commission. The Committee discussed the Charter of the Women's Commission and noted that the Executive Director does not have to be the city staff. Councilor Scott said the City should search for an Executive Director that could better revitalize this Commission, as membership is currently very low.</p> <p>RESULT: APPROVED</p> |
| <p>B. Mayor's Request 207416 (ID:20166)</p> | <p>Requesting confirmation of the re-appointment of Christopher Hosman as Executive Director of the Women's Commission.</p> | <p>RESULT: APPROVED</p> |
| <p>C. Mayor's Request 207417 (ID:20075)</p> | <p>Requesting the confirmation of the appointment of Pat McCormick to the Somerville Redevelopment Authority.</p> | <p>This item was replaced by #207897, which was Approved.</p> <p>RESULT: PLACED ON FILE</p> |
| <p>D. Mayor's Request 207418 (ID:20136)</p> | <p>Requesting the confirmation of the appointment of Emily Hedeman to the Somerville Redevelopment Authority.</p> | <p>This item was replaced by #207898, which was Approved.</p> <p>RESULT: PLACED ON FILE</p> |
| <p>E. Mayor's Request 207419 (ID:20140)</p> | <p>Requesting the confirmation of the appointment of Andrew Arbaugh to the Design Review Committee.</p> | <p>This item was replaced by #207765, which was Approved.</p> <p>RESULT: PLACED ON FILE</p> |
| <p>F. Mayor's Request 207543 (ID:20293)</p> | <p>Requesting confirmation of the appointment of Amelia Aboff to the position of Planning Board member.</p> | <p>RESULT: APPROVED</p> |

- G. Mayor's Request 207544 (ID:20294) Requesting confirmation of the appointment of Tim Talun to the position of Planning Board member.

RESULT: NOT APPROVED

30. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

- A. Committee Report 207744 (ID:20545) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on March 25, 2019.

Alderman Scott reported that three firefighters were appointed from the reserve list. They were all recommended unanimously, and after approval, were sworn in by the City Clerk.

RESULT: APPROVED

- B. Mayor's Request 207675 (ID:20469) Requesting confirmation of the appointment of Timothy McKenzie to the position of Fire Fighter.

RESULT: APPROVED

- C. Mayor's Request 207676 (ID:20470) Requesting confirmation of the appointment of John Gullage to the position of Fire Fighter.

RESULT: APPROVED

- D. Mayor's Request 207677 (ID:20471) Requesting confirmation of the appointment of Virgilio Garcia to the position of Fire Fighter.

RESULT: APPROVED

31. FINANCE COMMITTEE

- A. Committee Report 207745 (ID:20547) Report of the Committee on Finance, meeting on March 26, 2019.

City Councilor McLaughlin recused on all Police Department matters. Councilor White reported on the items discussed at the meeting. First was a request to appropriate \$200,000 for a design consultant for Assembly Square's remaining sites, including road configurations. Councilor White was surprised to learn that there were funds available from FRIT, as he thought any funds that come in would be subject to approval by the City Council. He requested that Finance Director Ed Bean provide an update on all funds that FRIT has paid under the Covenant, as well as funds expended and remaining. The Committee learned the anticipated cost of the proposed public safety building at 90 Washington St.: \$51 million, and the cost of professional project management for projects in the Building Master Plan: \$2 million. The Committee looked at City's debt, and found approved bonding of \$303 million. With all anticipated projects included, that could rise to about \$500 million. Other items were approved, along with the 2019 Local Election Calendar.

RESULT: APPROVED

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| B. | Mayor's Request 203888 (ID:16570) | Requesting approval to appropriate \$360,000 from the Capital Stabilization Fund for the Assembly Square Master Plan. | RESULT: WITHDRAWN |
| C. | Mayor's Communication 205673 (ID:18419) | Conveying a License Agreement with the MBTA re: construction in the Gilman Sq area. | RESULT: PLACED ON FILE |
| D. | Resolution 207077 (ID:19896) | By City Councilor White Jr. That the Administration provide an updated cost for the proposed public safety building at 90 Washington Street, including fire equipment. | RESULT: WORK COMPLETED |
| E. | Resolution 207078 (ID:19897) | By City Councilor Niedergang That the Administration detail how the parcel at 90 Washington Street will be used, and whether underground parking is possible. | RESULT: WORK COMPLETED |
| F. | Resolution 207079 (ID:19898) | By City Councilor White Jr. That the Administration provide a realistic estimate of the value of the property at 90 Washington Street. | RESULT: WORK COMPLETED |
| G. | Mayor's Request 207528 (ID:20313) | Requesting the appropriation of \$408,102 from the ESCS Rehabilitation-Insurance Proceeds Account to the Debt Service-Principal on Long-Term Debt Account to fully fund debt service in FY2019. | RESULT: APPROVED |
| H. | Mayor's Request 207529 (ID:20314) | Requesting the appropriation of \$289,510 from the ESCS Rehabilitation-Insurance Proceeds Account to the Debt Service-Interest on Long-Term Debt Account to fully fund debt service in FY2019. | RESULT: APPROVED |
| I. | Mayor's Request 207531 (ID:20311) | Requesting the appropriation of \$77,620 from the Sewer Enterprise Fund Retained Earnings Account to the Sewer Enterprise Fund Debt Service Account in order to fully fund FY2019 Debt Service. | RESULT: APPROVED |

- J. Mayor's Request 207532 (ID:20312) Requesting the appropriation of \$9,711 from the Water Enterprise Fund Retained Earnings Account to the Water Enterprise Fund Debt Service Account to fully fund FY2019 Debt Service.
RESULT: APPROVED
- K. Mayor's Request 207577 (ID:20299) Requesting approval to appropriate \$200,000 from the Capital Stabilization Fund for Assembly Square Master Planning.
RESULT: APPROVED. [UNANIMOUS]
AYES: Hirsch, Mbah, Rossetti, White Jr., McLaughlin, Scott, Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne
- L. Mayor's Request 207608 (ID:20392) Requesting an appropriation and authorization to borrow \$729,000 in a bond to reconstruct the Sacramento Street Underpass.
RESULT: APPROVED. [UNANIMOUS]
AYES: Hirsch, Mbah, Rossetti, White Jr., McLaughlin, Scott, Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne
- M. Mayor's Request 207673 (ID:20284) Requesting acceptance of a \$16,000 grant with no new match required, from the MA Office of Public Safety and Security to the Police Department for traffic enforcement programs.
Councilor McLaughlin recused.
RESULT: APPROVED
- N. Mayor's Request 207674 (ID:20461) Requesting approval of the attached 2019 Local Election Calendar.
RESULT: APPROVED
- O. Order 207746 (ID:20701) By City Councilor White Jr.
That the Director of Finance provide a financial update on all funds that FRIT paid to the City pursuant to the covenant, any funds expended by the City from those payments and the amount remaining and the accounts in which these funds remain. If amounts paid and spent by the Assembly Square covenants and any remaining funds.
RESULT: APPROVED
FOLLOWUP: Finance Committee

32. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- A. Committee Report 207747 (ID:20546) Report of the Committee on Housing and Community Development, meeting on March 25, 2019.
- Alderman Ewen-Campen reported on the items discussed at the meeting. First was an update on the Healy School field, which will be improved. Next was a discussion of Davis Square, focusing on short-term infrastructure improvements that have been identified by various neighborhood groups, leading up to major infrastructure improvements. There was an interesting conversation with Housing Stability Director Ellen Shachter on providing legal representation to tenants facing eviction, and on the progress made since the recommendations of the Sustainable Neighborhoods Working Group were released. There were also conversations on parks and graffiti, and on supporting women and minority owned businesses.
- RESULT: APPROVED**
- B. Order 205376 (ID:18162) By City Councilor Ewen-Campen That the City Solicitor prepare an opinion on whether the city may prioritize minority owned businesses in city contracts.
- RESULT: WORK COMPLETED**
- C. Order 205377 (ID:18163) By City Councilor Ewen-Campen That the City Solicitor prepare an opinion on whether liquor licenses may be granted preferentially to woman and minority owned businesses.
- RESULT: WORK COMPLETED**
- D. Resolution 206227 (ID:19056) By City Councilor Ewen-Campen, and the Entire Board That the Administration fund a full-time legal services position to provide free on-site legal assistance to anyone seeking it at Somerville’s District Housing Court.
- RESULT: WORK COMPLETED**
- E. Officer's Communication 206614 (ID:19162) Assistant City Solicitor responding to #205377 re: establishing preference for women and minority owned businesses in granting liquor licenses.
- RESULT: WORK COMPLETED**
- F. Order 207492 (ID:20330) By City Councilor Niedergang, Davis That the Director of the Arts Council and the Commissioner of Public Works work together to develop and put up a mural to replace the panel missing from the fence in the playground at Lexington Park.
- RESULT: WORK COMPLETED**

G. Order 207493 (ID:20331) By City Councilor Niedergang That the Director of the Arts Council and the Commissioner of Public Works work together to install a mural on the walls under the Lowell Street bridge on the Community Path, to create beauty and deter graffiti.

RESULT: WORK COMPLETED

H. Order 207504 (ID:20343) By City Councilor Hirsch That the Director of Housing Stability provide an update on the recommendations of the Sustainable Neighborhoods Working Group, including a report sent to Working Group members.

RESULT: WORK COMPLETED

I. Order 207568 (ID:20373) By City Councilor Ewen-Campen That the Commissioner of Public Works establish a regular monthly cleaning schedule for the sidewalks abutting the Nunziato Dog Park.

RESULT: WORK COMPLETED

J. Order 207748 (ID:20663) By City Councilor Ewen-Campen That the Director of Purchasing attend a meeting of the Housing and Community Development Committee to discuss the procurement process and the types of contracts that the City enters into.

RESULT: APPROVED

FOLLOWUP: Housing and Community Development Committee

K. Order 207749 (ID:20664) By City Councilor Ewen-Campen That the Director of Purchasing report to the Committee on Housing and Community Development the percentage of state-certified minority, women, veteran, and/or disadvantaged business enterprises that have contracts with the City.

RESULT: APPROVED

FOLLOWUP: Housing and Community Development Committee

33. LAND USE COMMITTEE

A. Committee Report 207750 (ID:20542) Report of the Committee on Land Use, meeting on March 19, 2019.

Alderman Davis reported that the primary topic was how the proposed amendments to the Zoning Ordinance related to open space. Planner Dan Bartman gave a slide presentation which is available at www.somervillezoning.com.

RESULT: APPROVED

34. LEGISLATIVE MATTERS COMMITTEE

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| <p>A. Committee Report 207751 (ID:20544)</p> | <p>Report of the Committee on Legislative Matters, meeting as a Committee of the Whole on March 21, 2019.</p> <div style="border: 1px solid black; padding: 10px; background-color: #f0f0f0;"> <p>The Committee Report was severed to accept the narrative alone. Item #205420 was then replaced by #207767, and the balance of the Report was approved.</p> <p>Councilor Niedergang reported on the items discussed at the meeting, including the Condominium Conversion Ordinance, the Short-Term Rental Ordinance, and a proposal to shorten Planning Board and Zoning Board members' terms to 3 years, from 5. The Administration had introduced an initial version of the Condominium Conversion Ordinance a year ago. After much discussion and amendment, the Committee approved Councilor Davis' motion to approve the Ordinance as amended. Interim Director of Inspectional Services Kevin Klein then led a presentation on the Short-Term Rental Ordinance, covering registration procedures, building code, implementation, enforcement, and costs. The item was left in Committee. Finally, the Committee discussed the length of Zoning and Planning Board terms. SPCD Director George Proakis thought that the Council could change Planning Board terms if they wished, but that changing Zoning Board terms would require a Home Rule Petition.</p> <p>With the Committee Report approved, Councilor Scott proposed three amendments to the Condominium Conversion Ordinance, to correct the intent to convert definition, to add a "know your applicant" requirement, and to increase relocation compensation. Councilor Niedergang said he was hoping to pass the Ordinance as is but agreed that some of these amendments had merit. President Ballantyne noted an email from the Chamber of Commerce requesting another public hearing because of substantive changes to the original proposal. Alderman Niedergang spoke against such a hearing, and Councilor Scott agreed. Councilors Davis, McLaughlin, Clingan and Mbah all urged a vote, and the Council went on to ordain the Ordinance.</p> <p>RESULT: APPROVED AS AMENDED AMENDED: Item #205420 was replaced by item #207767.</p> </div> |
| <p>B. Order 202523 (ID:15230)</p> | <p>By City Councilor Niedergang That the City Solicitor prepare a draft ordinance to amend or replace the current Condominium Conversion Ordinance, and incorporate the strongest parts of relevant state law.</p> <div style="border: 1px solid black; padding: 5px; background-color: #f0f0f0;"> <p>RESULT: WORK COMPLETED</p> </div> |
| <p>C. Public Communication 207619 (ID:20426)</p> | <p>2 residents submitting comments re: #205420, the proposed condominium review ordinance.</p> <div style="border: 1px solid black; padding: 5px; background-color: #f0f0f0;"> <p>RESULT: WORK COMPLETED</p> </div> |

D. Officer's Communication 205420 (ID:18180) Assistant City Solicitor submitting an updated Condominium/Cooperative Conversion Ordinance.

For the approved, enrolled and ordained text of this item, see #207767.
RESULT: PLACED ON FILE

E. Public Communication 207561 (ID:20366) 9 residents submitting comments re: #205420, the proposed condominium review ordinance.

RESULT: WORK COMPLETED

35. OPEN SPACE, ENVIRONMENT AND ENERGY SPECIAL COMMITTEE

A. Committee Report 207752 (ID:20543) Report of the Committee on Open Space, Environment and Energy, meeting on March 20, 2019.

Councilor Mbah reported that the Committee discussed the plastic straw ban and the implications it would have on the schools. It was decided that the schools would have one year to comply from the date it takes effect. A representative of the Commission for Persons with Disabilities expressed concern that none of the suggested alternative straws meet their needs. The Committee also heard an update from the Somerville Climate Coalition, and discussed a proposed ordinance for a building energy use disclosure which would require owners of large buildings to disclose annual energy use.
RESULT: APPROVED

B. Mayor's Request 206980 (ID:19743) Requesting the opportunity to provide this Board with an update on Somerville Climate Forward.

RESULT: WORK COMPLETED

C. Officer's Communication 207427 (ID:20214) Director of Sustainability and Environment conveying the Somerville Climate Forward plan.

RESULT: WORK COMPLETED

COMMUNICATIONS OF THE MAYOR

36. Mayor's Request 207753 (ID:20561) Requesting approval to amend Ordinances 11-125(c) and 11-164(b)(3) regarding water and sewer billing and payment periods.

Councilor White requested to waive the readings of items 36 through 47 and refer them to the Finance Committee. There being no opposition, the motion was approved.
RESULT: REFERRED FOR RECOMMENDATION
FOLLOWUP: Finance Committee

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| 37. Mayor's Request 207754 (ID:20565) | Requesting approval of proposed amendments to the Living Wage Ordinance to raise the living wage to \$15 per hour starting in FY20. | RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Finance Committee |
| 38. Mayor's Request 207755 (ID:20539) | Requesting approval to appropriate \$136,450 from the Medical Marijuana Stabilization Fund for substance use prevention, community/parent/student education, and Naloxone training and supplies. | RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Finance Committee |
| 39. Mayor's Request 207756 (ID:20540) | Requesting the appropriation of \$85,000 from Unreserved Fund Balance ("Free Cash") to the City Clerk's Office Equipment-Capitalized Account in order to purchase and install high density shelving in the new municipal archives at 42 Cross St. | RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Finance Committee |
| 40. Mayor's Request 207757 (ID:20463) | Requesting approval to pay a prior year invoice using \$4,573.61 in available funds in the Economic Development Division's Ordinary Maintenance Account for Art Farm soil removal . | RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Finance Committee |
| 41. Mayor's Request 207758 (ID:20531) | Requesting the acceptance of a grant of \$63,883 from HUD to support the Somerville Continuum of Care planning efforts and the City's role as CoC Lead. | RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Finance Committee |
| 42. Mayor's Request 207759 (ID:20533) | Requesting acceptance of a \$32,000 no match grant from the MA Department of Environmental Protection for the Public Works Department's Recycling Dividends Program. | RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Finance Committee |
| 43. Mayor's Request 207760 (ID:20530) | Requesting the authorization of an increase of the Planning and Zoning Notice Revolving Fund Expenditure Cap to \$75,000 for FY19. | RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Finance Committee |

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44. Mayor's Request 207761 (ID:20389) Requesting a Contract Extension for the Weston & Samson Design and Construction services contract.
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| RESULT: | REFERRED FOR RECOMMENDATION |
| FOLLOWUP: | Finance Committee |
45. Mayor's Request 207762 (ID:20388) Requesting a Time-Only Extension for the Mackay Construction Services contract for Lincoln Park.
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| RESULT: | REFERRED FOR RECOMMENDATION |
| FOLLOWUP: | Finance Committee |
46. Mayor's Request 207763 (ID:20527) Requesting approval of a time-only extension of the Newport Construction Beacon Street construction contract.
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| RESULT: | REFERRED FOR RECOMMENDATION |
| FOLLOWUP: | Finance Committee |
47. Mayor's Request 207764 (ID:20528) Requesting approval of a time only extension of the Design Consultants Construction Administration contract for Beacon Street.
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| RESULT: | REFERRED FOR RECOMMENDATION |
| FOLLOWUP: | Finance Committee |
48. Mayor's Request 207765 (ID:20536) Requesting the confirmation of the appointment of Andrew Arbaugh to the Design Review Committee.
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| For discussion of this item, see #207419. | |
| RESULT: | APPROVED |
49. Mayor's Request 207766 (ID:20538) Requesting the reappointment of William Gage to the Redevelopment Authority.
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| Councilor Scott requested to waive the reading of item 49 and refer it to the Confirmation of Appointments Committee. There being no opposition, the motion was approved. | |
| RESULT: | REFERRED FOR RECOMMENDATION |
| FOLLOWUP: | Confirmation of Appointments and Personnel Matters Committee |

COMMUNICATIONS OF CITY OFFICERS

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| 50. | Officer's Communication 207767 (ID:20667) | Special Counsel conveying the updated draft of #205420, the proposed Condominium Conversion Ordinance, as approved by the Committee on Legislative Matters on 3/21/19. |
| <p>For discussion of this item see #205420.</p> <p>RESULT: ORDINANCE ORDAINED. [10 TO 1]</p> <p>AYES: Mbah, Rossetti, White Jr., McLaughlin, Scott, Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne</p> <p>NAYS: Hirsch</p> | | |
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| 51. | Officer's Communication 207768 (ID:20551) | Director of Water and Sewer submitting proposed water and sewer rates for FY20. |
| <p>Councilor White requested to waive the readings of items 51 and 52 and refer them to the Finance Committee. There being no opposition, the motion was approved.</p> <p>RESULT: REFERRED FOR RECOMMENDATION</p> <p>FOLLOWUP: Finance Committee</p> | | |
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| 52. | Officer's Communication 207769 (ID:20550) | Purchasing Director responding to #205478 with an analysis of a \$15 living wage. |
| <p>RESULT: PLACED ON FILE</p> <p>FOLLOWUP: Finance Committee</p> | | |
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| 53. | Officer's Communication 207770 (ID:20549) | Assistant City Solicitor responding to #205376 re: prioritizing minority-owned businesses for City contracts. |
| <p>RESULT: PLACED ON FILE</p> | | |
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| 54. | Officer's Communication 207771 (ID:20532) | Affordable Housing Trust submitting quarterly activity reports for the 3rd and 4th quarters of 2018. |
| <p>Councilor Ballantyne requested to waive the reading of item 54 and place it on file. There being no opposition, the motion was approved.</p> <p>RESULT: PLACED ON FILE</p> <p>FOLLOWUP: Housing and Community Development Committee</p> | | |
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| 55. | Officer's Communication 207772 (ID:20669) | Police Detective conveying a report of the arrest of the owner of Tosh Enterprises, which holds a Junk Dealer License at 260 Elm St. |
| <p>RESULT: PLACED ON FILE</p> <p>FOLLOWUP: Licenses and Permits Committee</p> | | |

NEW BUSINESS

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| 56. | License/Permit 207773 (ID:20670) | Public Event License, St Benedict Parish Good Friday Drama, area streets, Apr 19, 3-7:30PM. Councilor Rossetti requested to waive the readings of items 56 through 134 and approve them. There being no opposition, the motion was approved. RESULT: APPROVED |
| 57. | License/Permit 207774 (ID:20573) | Renewing Drainlayer's License, AP Flowers and Son. RESULT: APPROVED |
| 58. | License/Permit 207775 (ID:20583) | Renewing Drainlayer's License, Barletta Heavy Division. RESULT: APPROVED |
| 59. | License/Permit 207776 (ID:20576) | Renewing Drainlayer's License, CJ Doherty. RESULT: APPROVED |
| 60. | License/Permit 207777 (ID:20557) | Renewing Drainlayer's License, CM Conway Construction. RESULT: APPROVED |
| 61. | License/Permit 207778 (ID:20570) | Renewing Drainlayer's License, FE French Construction. RESULT: APPROVED |
| 62. | License/Permit 207779 (ID:20553) | Renewing Drainlayer's License, GLX Constructors. RESULT: APPROVED |
| 63. | License/Permit 207780 (ID:20566) | Renewing Drainlayer's License, Hercules C & G Drain. RESULT: APPROVED |
| 64. | License/Permit 207781 (ID:20558) | Renewing Drainlayer's License, Hope Trucking and Demolition. RESULT: APPROVED |
| 65. | License/Permit 207782 (ID:20580) | Renewing Drainlayer's License, Hydra Tech. RESULT: APPROVED |
| 66. | License/Permit 207783 (ID:20579) | Renewing Drainlayer's License, J Derenzo. RESULT: APPROVED |

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| 67. | License/Permit 207784 (ID:20555) | Renewing Drainlayer's License, James W Flett. | RESULT: APPROVED |
| 68. | License/Permit 207785 (ID:20562) | Renewing Drainlayer's License, Jason Anthony. | RESULT: APPROVED |
| 69. | License/Permit 207786 (ID:20567) | Renewing Drainlayer's License, JNJ Sacca. | RESULT: APPROVED |
| 70. | License/Permit 207787 (ID:20577) | Renewing Drainlayer's License, JR and Sons Construction. | RESULT: APPROVED |
| 71. | License/Permit 207788 (ID:20582) | Renewing Drainlayer's License, Kealey Excavation. | RESULT: APPROVED |
| 72. | License/Permit 207789 (ID:20560) | Renewing Drainlayer's License, LaMountain Brothers. | RESULT: APPROVED |
| 73. | License/Permit 207790 (ID:20581) | Renewing Drainlayer's License, LVMJ Corporation. | RESULT: APPROVED |
| 74. | License/Permit 207791 (ID:20554) | Renewing Drainlayer's License, McGue Excavating. | RESULT: APPROVED |
| 75. | License/Permit 207792 (ID:20568) | Renewing Drainlayer's License, MT Mayo. | RESULT: APPROVED |
| 76. | License/Permit 207793 (ID:20556) | Renewing Drainlayer's License, NELM. | RESULT: APPROVED |
| 77. | License/Permit 207794 (ID:20571) | Renewing Drainlayer's License, PV Barone Corp. | RESULT: APPROVED |
| 78. | License/Permit 207795 (ID:20559) | Renewing Drainlayer's License, RM Pacella. | RESULT: APPROVED |

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| 79. | License/Permit 207796 (ID:20574) | Renewing Drainlayer's License, Sean Farrell Excavation. RESULT: APPROVED |
| 80. | License/Permit 207797 (ID:20575) | Renewing Drainlayer's License, Tascon Corp. RESULT: APPROVED |
| 81. | License/Permit 207798 (ID:20564) | Renewing Drainlayer's License, The Welch Corp. RESULT: APPROVED |
| 82. | License/Permit 207799 (ID:20569) | Renewing Drainlayer's License, Tim Zanelli Excavating. RESULT: APPROVED |
| 83. | License/Permit 207800 (ID:20578) | Renewing Drainlayer's License, Tri Construction. RESULT: APPROVED |
| 84. | License/Permit 207801 (ID:20572) | Renewing Drainlayer's License, Tufts Construction. RESULT: APPROVED |
| 85. | License/Permit 207802 (ID:20563) | Renewing Drainlayer's License, Your Space Landscape and Construction. RESULT: APPROVED |
| 86. | License/Permit 207803 (ID:20592) | Renewing Flammables License, Aris Auto, 3 Craigie St. RESULT: APPROVED |
| 87. | License/Permit 207804 (ID:20593) | Renewing Flammables License, Boston Closet, 229 Lowell St. RESULT: APPROVED |
| 88. | License/Permit 207805 (ID:20586) | Renewing Flammables License, Cubby Oil, 20 Medford St. RESULT: APPROVED |
| 89. | License/Permit 207806 (ID:20584) | Renewing Flammables License, Cumberland Farms, 701 Somerville Ave. RESULT: APPROVED |
| 90. | License/Permit 207807 (ID:20591) | Renewing Flammables License, Home Depot, 75 Mystic Ave. RESULT: APPROVED |

91. License/Permit 207808 (ID:20595) Renewing Flammables License, Keolis Commuter Services, 23R Inner Belt Rd.

RESULT: APPROVED

92. License/Permit 207809 (ID:20596) Renewing Flammables License, Keolis Commuter Services, 70R Third Ave.

RESULT: APPROVED

93. License/Permit 207810 (ID:20597) Renewing Flammables License, Lub-O-Line #529, 9 Florence St.

RESULT: APPROVED

94. License/Permit 207811 (ID:20598) Renewing Flammables License, Lub-O-Line #849, 9 Florence St.

RESULT: APPROVED

95. License/Permit 207812 (ID:20585) Renewing Flammables License, Metropolitan Pipe and Supply, 30 Innerbelt Rd.

RESULT: APPROVED

96. License/Permit 207813 (ID:20590) Renewing Flammables License, Mobil Mart Plus, 379 Alewife Brook Pkwy.

RESULT: APPROVED

97. License/Permit 207814 (ID:20587) Renewing Flammables License, Somerville Gas and Service, 16 Medford St.

RESULT: APPROVED

98. License/Permit 207815 (ID:20594) Renewing Flammables License, Somerville Mobil, 360 Medford St.

RESULT: APPROVED

99. License/Permit 207816 (ID:20588) Renewing Flammables License, Speedway, 709 McGrath Hwy.

RESULT: APPROVED

100. License/Permit 207817 (ID:20589) Renewing Flammables License, Teele Square Auto, 1284 Broadway.

RESULT: APPROVED

101. License/Permit 207818 (ID:20600) Renewing Flammables License, Trum Field Sunoco, 541 Broadway.

RESULT: APPROVED

102. License/Permit 207819 (ID:20599) Renewing Flammables License, Union Gulf Service, 231 Washington St.

RESULT: APPROVED

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| 103. | License/Permit 207820 (ID:20611) | Renewing Garage License, Aris Auto, 3 Craigie St. | RESULT: APPROVED |
| 104. | License/Permit 207821 (ID:20612) | Renewing Garage License, Auto Plus, 229 Lowell St. | RESULT: APPROVED |
| 105. | License/Permit 207822 (ID:20601) | Renewing Garage License, BBC Auto Repair, 42 Joy St. | RESULT: APPROVED |
| 106. | License/Permit 207823 (ID:20608) | Renewing Garage License, Cataldo Ambulance Service, 4 Joy St. | RESULT: APPROVED |
| 107. | License/Permit 207824 (ID:20606) | Renewing Garage License, DM Auto Body, 48 Joy St. | RESULT: APPROVED |
| 108. | License/Permit 207825 (ID:20609) | Renewing Garage License, DM Auto Services, 45 Webster Ave. | RESULT: APPROVED |
| 109. | License/Permit 207826 (ID:20602) | Renewing Garage License, Enterprise Rent-a-Car, 37 Mystic Ave. | RESULT: APPROVED |
| 110. | License/Permit 207827 (ID:20607) | Renewing Garage License, Executive Auto Body, 30 Medford St. | RESULT: APPROVED |
| 111. | License/Permit 207828 (ID:20605) | Renewing Garage License, FW Russell and Sons Disposal, 120 McGrath Hwy. | RESULT: APPROVED |
| 112. | License/Permit 207829 (ID:20610) | Renewing Garage License, Gasper Ostuni, 195 Highland Ave. | RESULT: APPROVED |
| 113. | License/Permit 207830 (ID:20604) | Renewing Garage License, Goodyear Auto Service Center, 1 Bow St. | RESULT: APPROVED |
| 114. | License/Permit 207831 (ID:20603) | Renewing Garage License, Hillside Service Center, 45 Mystic Ave. | RESULT: APPROVED |

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| 115. | License/Permit 207832 (ID:20623) | Renewing Garage License, M. Korson and Company, 91 Washington St. | RESULT: APPROVED |
| 116. | License/Permit 207833 (ID:20614) | Renewing Garage License, Mac's Auto Body, 53 Russell St. | RESULT: APPROVED |
| 117. | License/Permit 207834 (ID:20624) | Renewing Garage License, Master Used Cars, 121 Prospect St. | RESULT: APPROVED |
| 118. | License/Permit 207835 (ID:20620) | Renewing Garage License, Modern Floors, 22 Marshall St. | RESULT: APPROVED |
| 119. | License/Permit 207836 (ID:20616) | Renewing Garage License, Original Auto Body and Mechanic, 12 Joy St. | RESULT: APPROVED |
| 120. | License/Permit 207837 (ID:20617) | Renewing Garage License, Partners Healthcare System, 21 Third Ave. | RESULT: APPROVED |
| 121. | License/Permit 207838 (ID:20619) | Renewing Garage License, Real Auto Shop, 463 McGrath Hwy. | RESULT: APPROVED |
| 122. | License/Permit 207839 (ID:20618) | Renewing Garage License, Somerville Housing Group Trust III, 481 Columbia St. | RESULT: APPROVED |
| 123. | License/Permit 207840 (ID:20615) | Renewing Garage License, Sullivan Tire, 263 Beacon St. | RESULT: APPROVED |
| 124. | License/Permit 207841 (ID:20622) | Renewing Garage License, Teele Sq Auto, 1284 Broadway. | RESULT: APPROVED |
| 125. | License/Permit 207842 (ID:20621) | Renewing Garage License, Tracer Technologies, 20 Assembly Sq Dr. | RESULT: APPROVED |
| 126. | License/Permit 207843 (ID:20613) | Renewing Garage License, Triumvirate Environmental, 191 Inner Belt Rd. | RESULT: APPROVED |

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| 127. | License/Permit 207844 (ID:20626) | Renewing Garage License, Union Gulf Service, 231 Washington St. RESULT: APPROVED |
| 128. | License/Permit 207845 (ID:20627) | Renewing Garage License, Webster Auto Body, 64 Webster Ave. RESULT: APPROVED |
| 129. | License/Permit 207846 (ID:20625) | Renewing Garage License, William Doucette Auto Sales, 325 Alewife Brook Pkwy. RESULT: APPROVED |
| 130. | License/Permit 207847 (ID:20631) | Renewing Junk Dealer's License, Atlas Metals, 475 Columbia St. RESULT: APPROVED |
| 131. | License/Permit 207848 (ID:20630) | Renewing Junk Dealer's License, Buffalo Exchange, 238 Elm St. RESULT: APPROVED |
| 132. | License/Permit 207849 (ID:20628) | Renewing Junk Dealer's License, Kay Jewelers, 360 Artisan Way. RESULT: APPROVED |
| 133. | License/Permit 207850 (ID:20633) | Renewing Junk Dealer's License, Nissenbaum Auto Parts, 480 Columbia St. RESULT: APPROVED |
| 134. | License/Permit 207851 (ID:20632) | Renewing Junk Dealer's License, Talewsky Enterprises, 508 Columbia St. RESULT: APPROVED |
| 135. | License/Permit 207852 (ID:20629) | Renewing Junk Dealer's License, Tosh Enterprises, 260 Elm St. RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Licenses and Permits Committee |
| 136. | License/Permit 207853 (ID:20641) | Renewing Billiards and Bowling License, Cuisine En Locale, 156 Highland Ave. Councilor Rossetti requested to waive the readings of items 136 through 143 and approve them. There being no opposition, the motion was approved. RESULT: APPROVED |
| 137. | License/Permit 207854 (ID:20644) | Renewing Billiards and Bowling License, Flatbread Company at Sacco's Bowl Haven, 45 Day St. RESULT: APPROVED |

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| 138. | License/Permit 207855 (ID:20642) | Renewing Billiards and Bowling License, Lucky Strike, 340 Canal St. RESULT: APPROVED |
| 139. | License/Permit 207856 (ID:20643) | Renewing Billiards and Bowling License, Parise's Cafe, 97 Washington St. RESULT: APPROVED |
| 140. | License/Permit 207857 (ID:20638) | Renewing Outdoor Parking License, FW Russell and Sons Disposal, 120 McGrath Hwy. RESULT: APPROVED |
| 141. | License/Permit 207858 (ID:20636) | Renewing Outdoor Parking License, Martha Lee Trust, 147 Highland Ave. RESULT: APPROVED |
| 142. | License/Permit 207859 (ID:20634) | Renewing Outdoor Parking License, Nissenbaum Auto Parts, 480 Columbia St. RESULT: APPROVED |
| 143. | License/Permit 207860 (ID:20637) | Renewing Outdoor Parking License, Pat's Towing, 160 McGrath Hwy. RESULT: APPROVED |
| 144. | License/Permit 207861 (ID:20635) | Renewing Outdoor Parking License, Star Market, 275 Beacon St. RESULT: REFERRED FOR RECOMMENDATION FOLLOWUP: Licenses and Permits Committee |
| 145. | License/Permit 207862 (ID:20639) | Renewing Outdoor Parking License, Urban Equity Development, 55 Day St. Councilor Rossetti requested to waive the readings of items 145 and 146 and approve them. There being no opposition, the motion was approved. RESULT: APPROVED |
| 146. | License/Permit 207863 (ID:20640) | Renewing Outdoor Parking License, Urban Equity Development, 7 Herbert St. RESULT: APPROVED |
| 147. | Public Communication 207864 (ID:20671) | Harvard University submitting its Spring 2019 University Accountability report. Councilor Ballantyne requested to waive the reading of item 147 and place it on file with a copy to Housing and Community Development Committee. There being no opposition, the motion was approved. RESULT: PLACED ON FILE FOLLOWUP: Housing and Community Development Committee |

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148. Public Communication 207865 (ID:20672) Tufts University President responding to #207598, a Resolution supporting the Tufts Dining Workers “One Job Should Be Enough” campaign.
- Councilor Ballantyne requested to waive the reading of item 148 and place it on file. There being no opposition, the motion was approved.
- RESULT: PLACED ON FILE**
149. Public Communication 207866 (ID:20673) Peter and Lai Ying Chan submitting comments re: #206747, the proposed zoning overhaul.
- Councilor Ballantyne requested to waive the readings of item 149 and place it on file with a copy to the Land Use Committee. There being no opposition, the motion was approved.
- RESULT: PLACED ON FILE**
FOLLOWUP: Land Use Committee
150. Public Communication 207867 (ID:20674) 5 residents submitting comments re: #207544, requesting the appointment of Tim Talun to the Planning Board.
- Councilor Ballantyne requested to waive the reading of item 150 and place it on file. There being no opposition, the motion was approved.
- RESULT: PLACED ON FILE**
151. Public Communication 207868 (ID:20675) 5 residents submitting comments re: #207461 and #207498, Tree Protection Ordinances.
- Councilor Ballantyne requested to waive the readings of item 151 and 152 and place them on file with a copy to the Legislative Matters Committee. There being no opposition, the motion was approved.
- RESULT: PLACED ON FILE**
FOLLOWUP: Legislative Matters Committee
152. Public Communication 207869 (ID:20676) 3 residents submitting comments re: #206613, a proposed Ordinance for short-term rental properties.
- RESULT: PLACED ON FILE**
FOLLOWUP: Legislative Matters Committee
153. Public Communication 207870 (ID:20677) Bill Valletta submitting comments re: #206481 and #207460, proposed Zoning Ordinance amendments re: open space.
- Councilor Ballantyne requested to waive the readings of item 153 and place it on file with a copy to the Land Use Committee. There being no opposition, the motion was approved.
- RESULT: PLACED ON FILE**
FOLLOWUP: Land Use Committee

154. Public Communication 207871 (ID:20678) Ulysses Lateiner submitting comments re: #206055, an Order that the City Solicitor draft a plastic straw ban ordinance.
- Councilor Ballantyne requested to waive the readings of item 154 and place it on file with a copy to the Open Space and Environment Committee. There being no opposition, the motion was approved.
- RESULT: PLACED ON FILE**
FOLLOWUP: Open Space, Environment and Energy Committee

SUPPLEMENTAL ITEMS

155. Citation 207872 (ID:20702) By City Councilor Clingan, the Entire City Council and the Mayor Commending Judith Medeiros on the happy occasion of her 80th birthday.
- RESULT: APPROVED**
156. Resolution 207873 (ID:20679) By City Councilor Clingan That representatives from the Cambridge Health Alliance discuss with this Council’s Committee on Public Health and Public Safety, at its April 29, 2019 meeting, the findings of the external review of the death of Laura Levis.
- RESULT: APPROVED**
FOLLOWUP: Public Health and Public Safety Committee
157. Resolution 207874 (ID:20680) By City Councilor Clingan Expressing support and gratitude to Middlesex District Attorney Marian Ryan on the creation of the cold case squad, and to Mayor Curtatone and the Police Department for their advocacy on this matter.
- RESULT: APPROVED**
158. Resolution 207875 (ID:20681) By City Councilor Clingan, Ewen-Campen, Scott, Ballantyne, Davis, Niedergang, Rossetti, McLaughlin, Hirsch, Mbah, White Jr. Expressing support for the members of the United Food and Commercial Workers Local 1445 in their contract negotiations with Stop and Shop, and urging everyone not to cross their picket line should they have to strike.
- Councilor Clingan expressed his support for Local 1445 and urged people not to cross the picket line if the workers have to strike.
- RESULT: APPROVED**
159. Order 207876 (ID:20682) By City Councilor Clingan That the Director of Traffic and Parking deploy traffic calming measures on Jacques Street.
- RESULT: APPROVED**
FOLLOWUP: Traffic and Parking Committee

160. Order 207877 (ID:20683) By City Councilor Clingan
That the Director of Traffic and Parking consider restricting parking along parts of Temple Street during morning and evening rush hours, on a temporary basis, to help the traffic flow during the city's bridge closures.
- RESULT: APPROVED**
FOLLOWUP: Traffic and Parking Committee
161. Order 207878 (ID:20684) By City Councilor Clingan
That the Director of Inspectional Services remind local businesses of their responsibility to keep the sidewalk in front of their business clean.
- Councilor Clingan requested to waive the reading of item 161 and approve it. There being no opposition, the motion was approved.
- RESULT: APPROVED**
162. Order 207879 (ID:20685) By City Councilor Clingan
That the Director of Inspectional Services consider making dumping snow on vacant lots a punishable offense.
- Councilor Clingan stated that there is an empty lot on Mystic Avenue and the residents have been complaining about big equipment dumping snow. He would like the Director of Inspectional Services to consider making dumping on empty lots an offense.
- RESULT: APPROVED**
FOLLOWUP: Public Health and Public Safety Committee
163. Order 207880 (ID:20687) By City Councilor Clingan
That the Commissioner of Public Works fix the broken gate post by the roundabout at the Healey School.
- RESULT: APPROVED**
164. Order 207881 (ID:20694) By City Councilor Clingan
That the Commissioner of Public Works contact Russell Disposal about having their trash collectors carry brooms so they may clean up any debris left behind.
- Councilor Clingan said he learned that its in the contract that Russell Disposal should use brooms to clean up after themselves, and he would like to see it enforced.
- RESULT: APPROVED**
165. Order 207882 (ID:20686) By City Councilor Hirsch
That the Chief of Police discuss the feasibility of detail officers issuing moving violation citations during detail work connected with detours and road reconstruction.
- RESULT: APPROVED**
FOLLOWUP: Traffic and Parking Committee

166. Communication By City Councilor Ballantyne
207883 Reporting on the School Committee’s unanimous NO vote regarding
(ID:20692) Powderhouse Studios.
- Councilor Ballantyne reported that there was a unanimous "no" vote taken on March 18 by the School Committee regarding the Powderhouse Studio plan for an innovation school. The Superintendent recommended against the plan because it lacked a concrete path to define the curriculum for prospective students, parents, staff, and policy makers, and because it would disproportionately skew funding and human resources towards a small number of students. Other reasons for the negative vote were concerns about Powderhouse Studios' requirement for complete intellectual property ownership in perpetuity, concerns about the lottery system, concerns about not being able to see the lease, concerns about staffing, and concerns about whether the City had the bandwidth for this project.
- RESULT: PLACED ON FILE**
167. Order By City Councilor Ballantyne, Davis, Mbah
207884 That the City Solicitor draft an ordinance to ban the use of plastic flatware.
(ID:20688)
- Councilor Ballantyne hoped that there will soon be an ordinance to ban the use of plastic flatware.
- RESULT: APPROVED**
FOLLOWUP: Open Space, Environment and Energy Committee
168. Order By City Councilor Ballantyne
207885 That the Commissioner of Public Works remove the debris and water resulting
(ID:20689) from hydrant work at 297 Alewife Brook Parkway.
- RESULT: APPROVED**
169. Order By City Councilor Ballantyne
207886 That the Commissioner of Public Works fill the pothole at 215 Powder House
(ID:20690) Blvd.
- RESULT: APPROVED**
170. Order By City Councilor Ballantyne
207887 That the Director of Traffic and Parking replace the handicap parking and
(ID:20691) street sweeping signs at 57 Packard Avenue.
- RESULT: APPROVED**
171. Order By City Councilor Ballantyne
207888 That the Director of SPCD report on the impacts of the City’s 20%
(ID:20693) inclusionary zoning ordinance.
- RESULT: APPROVED**
FOLLOWUP: Housing and Community Development Committee

172. Order 207889 (ID:20695) By City Councilor Ewen-Campen, Clingan, Ballantyne, Davis, Niedergang, Rossetti, McLaughlin, Hirsch, Mbah, White Jr. That the Director of SPCD help create a new high-quality open public space in Union Square by actively supporting the community-led “Alternative Design” for the D-2 Parcel, and urgently work to identify opportunities to help offset the added cost of locating the proposed parking garage underground.
- Councilor Ewen-Campen stated that when he talks to community residents, there are two very clear concerns. The first one has to do with the Community Benefits Agreement and the second is almost unanimous support for an alternative design for the D2 Parcel. By putting the proposed parking garage underground, it would open the middle of the parcel for a public open space.
- RESULT: APPROVED**
FOLLOWUP: Housing and Community Development Committee
173. Resolution 207890 (ID:20696) By City Councilor Ewen-Campen, McLaughlin, Niedergang, Scott, Clingan, Ballantyne, Davis, Rossetti, Hirsch, Mbah, White Jr. That the Administration work with MassDOT and the GLX team to address the 3 primary safety issues with the Community Path Extension between Washington Street and Lechmere that have been identified by the Friends of the Community Path.
- Councilor Ewen-Campen reported that the Community Path is going to connect Lechmere all the way to Davis Square and beyond. The portion of the Community Path that goes from the Washington St. station to Lechmere is ten feet wide, is fenced in, has no entrances or exits, and has no rest areas to pull over. This is not acceptable. Councilor Rossetti mentioned a presentation at Brickbottom showing a design to make the path more easily accessible.
- RESULT: APPROVED**
FOLLOWUP: Housing and Community Development Committee
174. Order 207891 (ID:20697) By City Councilor Davis That the Director of SPCD report to the Ward 6 Councilor on efforts to arrange with private parking lot owners and lessees in and around Davis Square that their lots be made available to the public on evenings and weekends.
- RESULT: APPROVED**
175. Order 207892 (ID:20698) By City Councilor Davis, Niedergang That the Director of Traffic and Parking and the Chief of Police provide the Ward 5, Ward 6, and At-Large Councilors with regular written updates regarding observations and adjustments that have been/are being made to address traffic issues surrounding the Broadway bridge closure.
- RESULT: APPROVED**

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176. Order
207893
(ID:20699)
- By City Councilor Davis
That the Director of Traffic and Parking replace the NO TURN ON RED sign at the intersection of Day and Elm Streets with a sign allowing RIGHT TURN ON RED AFTER STOP – YIELD TO PEDESTRIANS, or similar wording.
- RESULT: APPROVED**
FOLLOWUP: Traffic and Parking Committee
-
177. Order
207894
(ID:20700)
- By City Councilor Davis
That the Director of SPCD update the Ward 6 Councilor on the timeframe for acquiring new signal switching equipment to allow additional traffic/pedestrian cycles in Davis Square.
- RESULT: APPROVED**
FOLLOWUP: Traffic and Parking Committee
-
178. Mayor's Request
207895
(ID:20703)
- Requesting a transfer of \$460,110 from the East Somerville Community School Rehabilitation Insurance Proceeds Account to the Capital Stabilization Fund for a new boiler for City Hall.
- Councilor Ballantyne requested to waive the reading of items 178 and 179 and refer them to the Finance Committee. There being no opposition, the motion was approved.
- RESULT: REFERRED FOR RECOMMENDATION**
FOLLOWUP: Finance Committee
-
179. Mayor's Request
207896
(ID:20704)
- Requesting the appropriation of \$596,450 from the Capital Stabilization Fund for the installation of a new boiler in City Hall.
- RESULT: REFERRED FOR RECOMMENDATION**
FOLLOWUP: Finance Committee
-
180. Mayor's Request
207897
(ID:20535)
- Requesting the confirmation of the appointment of Pat McCormick to the Redevelopment Authority.
- For discussion of this item, see #207417.
- RESULT: APPROVED**
-
181. Mayor's Request
207898
(ID:20537)
- Requesting the confirmation of the appointment of Emily Hedeman to the Redevelopment Authority.
- For discussion of this item, see #207418.
- RESULT: APPROVED**
-

182. Officer's Communication 207899 (ID:20552) City Solicitor notifying this City Council of his intention to access a portion of the balance of the Damage to Person & Property Account to fund settlements through FY19.

City Solicitor Frank Wright reported that on February 28, the City Council approved additional funding for the Law Department's Judgment and Settlement line and since then he has realized that he doesn't anticipate requiring all that funding for the purposes that were discussed in Executive Session. He noted that the Chair of Finance had requested that those funds not be used for any other purpose without coming back to the City Council. The Council agreed that it was not necessary to come before the Council to pay ordinary claims up to \$20,000, but anything exceeding \$20,000 should be presented to the Council.

RESULT: PLACED ON FILE

LATE ITEMS

183. Public Communication 207900 (ID:20710) Chamber of Commerce submitting comments re: #205420, the proposed condominium review ordinance.

RESULT: PLACED ON FILE

184. Order 207901 (ID:20705) By City Councilor Ballantyne That the Director of Traffic and Parking install DO NOT PARK FROM HERE TO CORNER signs on all sides of the intersection of Ware Street and Russell Road, and the intersections of Hamilton Road with Russell Road, Belknap Street, and Barton Street.

RESULT: APPROVED

185. Order 207902 (ID:20706) By City Councilor Rossetti That the Director of Finance discuss with this Council's Finance Committee the monetary split with the State for the City's traffic enforcement citations.

RESULT: APPROVED
FOLLOWUP: Finance Committee

186. Order 207903 (ID:20707) By City Councilor Scott That the Director of SPCD discuss with this Council the use of "concurrent with leading interval" pedestrian crossing timing at major intersections that see high usage by school and pre-school children, particularly at the intersection of Beacon and Washington Streets, and consider reversion to pedestrian-exclusive crossing timing at several relevant intersections.

RESULT: APPROVED
FOLLOWUP: Traffic and Parking Committee

187. Order 207904 (ID:20708) By City Councilor Rossetti
That the City Solicitor update this Council as it relates to the communication received from Newport Construction Corp. on March 25, 2019.

Councilor Rossetti referenced a communication from Newport Construction in response to the City's request for \$38,000 to replace the lost Beacon St. trees, denying that it is their responsibility. Councilor White stated that this item was discussed extensively in the Public Utilities and Public Works Committee, and there is a Committee meeting coming up that Councilor Rossetti is welcome to attend.

RESULT: APPROVED

FOLLOWUP: Public Utilities and Public Works Committee

188. Resolution 207905 (ID:20709) By City Councilor Davis, Hirsch, Mbah, Clingan
That the Administration work with the High School Building Committee to explore any options to sever construction (or take similar actions) of the playing field as part of the High School project, with the intention to incorporate it into a future capital project to include a parking garage beneath the playing surface.

Councilor Niedergang said he would vote "No" on this, as he is totally against a parking garage on the High School campus. There is a parking solution that's needed, but not to build a garage ourselves. He said the Administration should work with property owners in the area on a private/public partnership for parking in the Gilman Square area.

RESULT: APPROVED

FOLLOWUP: Housing and Community Development Committee

189. Public Communication 207906 (ID:20711) Friends of the Community Path submitting comments re: #x, a Resolution to address 3 primary safety issues on the Community Path Extension between Washington St and Lechmere Station.

RESULT: PLACED ON FILE

FOLLOWUP: Housing and Community Development Committee

ADJOURNMENT

The meeting was Adjourned at 11:45 PM.