

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

**REGULAR MEETING AGENDA**

November 20, 2018, 7:00 PM  
Aldermanic Chambers, City Hall, 93 Highland Avenue  
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**OPENING OF THE MEETING**

1. Roll Call            Call of the Roll.  
    (ID # 19852)
  
2. Minutes            Approval of the Minutes of the Regular Meeting,  
    (ID # 19853)      October 23, 2018.

**CITATIONS**

3. Citation            By Ald. Ballantyne, the Entire Board and the Mayor  
    (ID # 19854)      Commending Michael Glavin, who is retiring after 7  
                              years as Director of the Office of Strategic Planning and  
                              Community Development.

**PUBLIC HEARINGS**

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

4. Communication    By Ald. Hirsch  
    (ID # 19832)      Providing the final results of the 2018 Block Party  
                              Challenge.
  
5. Communication    By Ald. Hirsch, McLaughlin  
    (ID # 19830)      Reporting on the internal rodent control meeting.
  
6. Communication    By Ald. McLaughlin, Clingan, Hirsch  
    (ID # 19831)      Providing information regarding community planning  
                              related to Foss Park.
  
7. Resolution        By Ald. McLaughlin  
    (ID # 19833)      That members of this Board refrain from holding  
                              Committee of the Whole meetings unless absolutely  
                              necessary.
  
8. Order             By Ald. McLaughlin, Davis, Ballantyne  
    (ID # 19834)      That this Board consider increasing the Land Use  
                              Committee from 3 to 5 members.

9. Resolution (ID # 19835) By Ald. McLaughlin, Mbah Supporting MA House Bill 2785, "An Act Relative to the Expungement of Records of Marijuana Arrests," and requesting that the state delegation vote in favor of it.
10. Order (ID # 19836) By Ald. McLaughlin That the Director of SPCD and the Director of Communications inform this Board of efforts to promote municipal broadband in regard to current construction and renovation of the city's infrastructure.
11. Order (ID # 19837) By Ald. McLaughlin That the Superintendent of Inspectional Services consult with neighbors regarding rodent issues at 79 Gilman Street, 19 Aldrich Street and 93 Flint Street.
12. Order (ID # 19855) By Ald. Ballantyne That the Director of Personnel review the compensation for the Clerk of Committees and propose necessary modifications.
13. Resolution (ID # 19859) By Ald. Ewen-Campen That the Administration delay the Somerville Avenue infrastructure-related detour until January, in order to support local businesses throughout the holiday season.
14. Order (ID # 19860) By Ald. Ewen-Campen That the Director of Traffic and Parking report to this Board on the progress of pro-rating residential parking permits.
15. Resolution (ID # 19863) By Ald. Niedergang That the Mayor update this Board in writing by January 10, 2019 on all Home Rule Petitions pending at the Statehouse, with an assessment of likely progress in 2019.
16. Order (ID # 19864) By Ald. Niedergang That the Director of SPCD update this Board on changes to and progress on the Fields Master Plan, including facilities controlled by DCR.
17. Order (ID # 19865) By Ald. Niedergang, Clingan That the Director of SPCD update this Board on progress on the Healey Mystic Master Plan, especially plans for a soccer field at the Healey School.

18. Order (ID # 19866) By Ald. Niedergang, Davis  
That the Chief of Police enforce the restriction on entering Cherry Street on weekday mornings from 7 to 9 AM, except abutters and Kennedy School students.
19. Order (ID # 19867) By Ald. Rossetti  
That the Communications Department assist this Board with a separate e-blast for any Board-related public hearings.
20. Order (ID # 19868) By Ald. Davis, Niedergang  
That the Director of SPCD report to this Board on the possibility of installing containers of small flags at key pedestrian crossings to aid in pedestrian safety.
21. Resolution (ID # 19869) By Ald. Davis  
That the Administration advise this Board on the possibility of creating facilities similar to Bow Market, as start-up or temporary commercial space for small, local businesses displaced as the development of older buildings occurs.
22. Order (ID # 19871) By Ald. Clingan  
That the Director of Inspectional Services inspect the newly-built retaining wall at 654 Mystic Avenue for any shifting causing instability.
23. Order (ID # 19872) By Ald. Clingan  
That the Commissioner of Public Works retrieve the speed limit sign on the side of the hill behind 654 Mystic Avenue.
24. Order (ID # 19873) By Ald. Clingan  
That the Director of Engineering provide the Ward 4 Alderman with the mapping of the sewer lines around 48-50 Ash Avenue.
25. Resolution (ID # 19862) By Ald. Ewen-Campen  
That the Administration develop a strategy to facilitate driveway sharing between residents, in light of the new snow emergency parking policy.
26. Order (ID # 19861) By Ald. Ewen-Campen  
That the Council on Aging notify the senior residents at Faulkner Towers and Housing Authority properties once the new hand railing has been installed outside the Central Library.

**UNFINISHED BUSINESS**

27. Order By Ald. Hirsch, and the Entire Board  
206898 That the Commissioner of Public Works share  
information about the installation of gates in school lots.

**REPORTS OF COMMITTEES**

**28. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE**

- A. Committee Report of the Committee on Confirmation of  
Report Appointments and Personnel Matters, meeting on  
(ID # 19844) November 19, 2018.
- B. Mayor's Request Requesting the re-appointment of Michael Flynn to the  
204021 Board of Assessors.  
RECOMMENDED: Approved
- C. Mayor's Request Requesting the re-appointment of Rose Durham as Clerk  
204910 of Committees.  
RECOMMENDED: Approved
- D. Mayor's Request Requesting the re-appointment of Dr. Brian Green to the  
205845 Board of Health.  
RECOMMENDED: Approved
- E. Mayor's Request Requesting the re-appointment of Robert Ciccio to the  
205846 Board of Health.  
RECOMMENDED: Approved
- F. Mayor's Request Requesting the appointment of Silvana Dinka to the  
206879 position of Jobs Creation and Retention Trust Board  
member.  
RECOMMENDED: Approved
- G. Mayor's Request Requesting the appointment of Vickie Choitz to the  
206880 position of Jobs Creation and Retention Trust Board  
member.  
RECOMMENDED: Approved
- H. Mayor's Request Requesting the appointment of Anika Van Eaton to the  
206881 position of Jobs Creation and Retention Trust Board  
member.  
RECOMMENDED: Approved
- I. Mayor's Request Requesting the appointment of Rand Wilson to the  
206882 position of Jobs Creation and Retention Trust Board  
member.  
RECOMMENDED: Approved
- J. Mayor's Request Requesting the appointment of Tom Bent to the position  
206884 of Jobs Creation and Retention Trust Board member.  
RECOMMENDED: Approved

29. FINANCE COMMITTEE

- A. Committee Report (ID # 19841) Report of the Committee on Finance, meeting as a Committee of the Whole on November 14, 2018.
  
- B. Order 204982 By Ald. McLaughlin, and the Entire Board That the Director of SPCD outline any financial incentives offered in the city's Amazon bid as well as plans for a Community Benefits Agreement in the possible development.  
RECOMMENDED: Work Completed
  
- C. Resolution 205445 By Ald. Ewen-Campen, and the Entire Board That the Administration establish a dedicated fund within the Affordable Housing Trust Fund to provide direct housing assistance for municipal employees struggling to remain in Somerville, which could be funded through revenue from a real estate transfer fee.  
RECOMMENDED: Work Completed
  
- D. Resolution 205446 By Ald. Ewen-Campen, and the Entire Board That the Administration establish a dedicated fund within the Affordable Housing Trust Fund to support community land trusts in Somerville, which could be funded through revenue from a real estate transfer fee.  
RECOMMENDED: Work Completed
  
- E. Resolution 205707 By Ald. Scott, and the Entire Board That the Administration report in writing on an Acquisition Fund to increase the City's ability to buy parcels for open space.  
RECOMMENDED: Work Completed
  
- F. Resolution 206706 By Ald. Scott That the Administration report, in writing, on the current status of an Acquisition Fund to increase the City's ability to buy parcels for open space. (2nd request)  
RECOMMENDED: Work Completed
  
- G. Mayor's Request 206805 Requesting acceptance of a \$300,000 grant with no new match required, from the EPA to the SPCD Economic Development Division for citywide Brownfield site assessments.  
RECOMMENDED: Approved
  
- H. Mayor's Request 206913 Requesting that the Director of SPCD and the Director of Housing Stability present to this Board the proposed business plan and budget of the Office of Housing Stability.  
RECOMMENDED: Work Completed
  
- I. Mayor's Request 206965 Requesting an appropriation of \$2,655,415 in Parking Meter Receipts to reduce the FY19 Tax Levy.  
RECOMMENDED: Approved

- J. Mayor's Request 206966 Requesting the appropriation of \$2,010,673 from the Salary and Wage Stabilization Fund to the Police Other Lump Sum Benefits Account to fund the arbitration award for the Police Superior Officers Association for FY2013-FY2018.  
RECOMMENDED: Approved
- K. Mayor's Request 206967 Requesting the appropriation of \$556,906 from the Salary Contingency Salaries Account to various Police Personal Services Accounts to fund the FY2019 arbitration award for Police Superior Officers Association.  
RECOMMENDED: Approved
- L. Mayor's Request 206968 Requesting the appropriation of \$450,000 from the Unreserved Fund Balance to the Law Department's Legal Services Account, to fund anticipated outside legal counsel invoices.  
RECOMMENDED: Discharged w/no Recommendation
- M. Mayor's Request 206969 Requesting approval to appropriate \$153,850 from the Capital Stabilization fund for ongoing environmental remediation work at Conway Park.  
RECOMMENDED: Discharged w/no Recommendation
- N. Mayor's Request 206970 Requesting approval to appropriate \$12,426.39 from the Trash Transfer Stabilization Fund for to pay for outstanding cleanup related expenses.  
RECOMMENDED: Approved
- O. Mayor's Request 206971 Requesting approval for a time-only extension of a contract with OverUnder for the ArtFarm project.  
RECOMMENDED: Approved
- P. Mayor's Request 206972 Requesting acceptance of a \$92,888 grant with no new match required, from the HUD Healthy Homes/Tufts University/STEP Collaborative to SPCD for an air filtration study.  
RECOMMENDED: Approved
- Q. Mayor's Request 206973 Requesting acceptance of a \$61,610 grant with no new match required, from the MA Housing and Economic Development Department to the Arts Council for the build-out of the Nibble Kitchen.  
RECOMMENDED: Approved
- R. Mayor's Request 206975 Requesting acceptance of a \$12,500 grant with no new match required, from the MA Department of Energy Resources to the Office of Sustainability and the Environment, for assistance with clean energy procurement.  
RECOMMENDED: Approved
- S. Mayor's Request 206976 Requesting acceptance of a \$8,700 Title III B grant with no new match required, from Somerville Cambridge Elder Services to the Council on Aging for transportation costs.  
RECOMMENDED: Approved

- T. Mayor's Request 206977 Requesting acceptance of a \$7,816 Title III D grant with no new match required, from Somerville Cambridge Elder Services to the Council on Aging for health and wellness programs.  
RECOMMENDED: Approved
- U. Mayor's Request 207032 Requesting a supplemental appropriation of \$135,050 to the Office of Housing Stability Personal Services Accounts (\$45,000) and Ordinary Maintenance Accounts (\$90,050), and approval to establish an OHS Assistant Director, to fund that office through FY19.  
RECOMMENDED: Approved
- V. Mayor's Request 207033 Requesting a change in the rate of pay for the vacant Assistant Clerk of Committees position, from \$1462.91/month to \$1,667/month.  
RECOMMENDED: Approved
- W. Mayor's Request 207034 Requesting approval to extend the contract for the Somerville Museum's FY15 CPA grant for an additional three years.  
RECOMMENDED: Approved
- X. Resolution (ID # 19895) By Ald. Ewen-Campen, and the Entire Board That the Trustees of the Affordable Housing Trust Fund establish a dedicated fund within that Fund to provide direct housing assistance for municipal employees struggling to remain in Somerville, which could be funded through revenue from a real estate transfer fee.
- Y. Resolution (ID # 19896) By Ald. White Jr. That the Administration provide an updated cost for the proposed public safety building at 90 Washington Street, including fire equipment.
- Z. Resolution (ID # 19897) By Ald. Niedergang That the Administration detail how the parcel at 90 Washington Street will be used, and whether underground parking is possible.
- AA. Resolution (ID # 19898) By Ald. White Jr. That the Administration provide a realistic estimate of the value of the property at 90 Washington Street.
- AB. Resolution (ID # 19899) By Ald. Scott That the Administration present this Board's Committee on Finance with the preliminary test results for the ballfield at Conway Park, and, if existent, the remaining unopened portions of Conway Playground.

30. LAND USE COMMITTEE

- A. Committee Report (ID # 19839) Report of the Committee on Land Use, meeting as a Committee of the Whole on November 13, 2018.
  
- B. Ordinance 206489 By Ald. Niedergang  
Proposing a Zoning Ordinance amendment for Slope Protection to require a Special Permit for developments on steeply sloped parcels, as attached.  
RECOMMENDED: Approved as Amended

31. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 19843) Report of the Committee on Legislative Matters, meeting as a Committee of the Whole on November 15, 2018.

32. OPEN SPACE, ENVIRONMENT AND ENERGY SPECIAL COMMITTEE

- A. Committee Report (ID # 19840) Report of the Committee on Open Space, Environment and Energy, meeting on November 14, 2018.
  
- B. Order 204887 By Ald. Ballantyne  
That the Director of SPCD provide this Board by end of February with the tree planting schedule, by Ward, for Spring 2018.  
RECOMMENDED: Work Completed
  
- C. Resolution 205704 By Ald. Scott, Ewen-Campen, Mbah, Hirsch  
That the Administration report in writing on the net change in total trees and tree inches from all projects in 2017.  
RECOMMENDED: Work Completed
  
- D. Resolution 205705 By Ald. Scott, Ewen-Campen, Hirsch  
That the Administration report in writing on the net change in tree inches based on all projects planned for 2018.  
RECOMMENDED: Work Completed
  
- E. Resolution 206070 By Ald. Davis, Ewen-Campen, Hirsch, Scott, McLaughlin, Clingan  
That the Administration work with interested community groups to implement a pilot program for native street trees.  
RECOMMENDED: Work Completed
  
- F. Resolution 206230 By Ald. Niedergang, Ballantyne  
That the Administration create and fund an Open Space Acquisition Fund, separate from the Community Preservation Act, to acquire more open space towards the SomerVision goal of adding 125 acres of open space.  
RECOMMENDED: Work Completed



- G. Order 206237 By Ald. Rossetti, and the Entire Board  
That the Director of SPCD finalize the long-awaited formation of the Urban Forestry Committee.  
RECOMMENDED: Work Completed
- H. Resolution 206435 By Ald. Scott  
That the Administration report in writing on the net change in total trees and tree inches (plantings-removals) from all city projects in 2017. (2nd request-see #205704)  
RECOMMENDED: Work Completed
- I. Order 206577 By Ald. Niedergang  
That the Director of SPCD explain to this Board why not a single tree was spared when they were cut along the commuter rail line, including trees far from the tracks, and what the GLX Team's plans are to replant trees to prevent erosion on the hills.  
RECOMMENDED: Work Completed
- J. Order 206578 By Ald. Niedergang  
That the Director of SPCD report to this Board on whether the City plans to plant trees by the fence at the north edge of Junction Park to replace the nearby trees lost when they were cut down recently for the GLX project.  
RECOMMENDED: Work Completed
- K. Officer's Communication 206982 Urban Forestry and Landscape Planner responding to #204887 re: the tree planting schedule for Spring, 2018.  
RECOMMENDED: Work Completed
- L. Officer's Communication 206983 Urban Forestry and Landscape Planner responding to #205704 re: net changes in trees and tree inches in 2017.  
RECOMMENDED: Work Completed
- M. Officer's Communication 206984 Urban Forestry and Landscape Planner responding to #205705 re: net changes in trees and tree inches in 2018.  
RECOMMENDED: Work Completed
- N. Officer's Communication 206985 Urban Forestry and Landscape Planner responding to #206070 re: a pilot program for native street trees.  
RECOMMENDED: Work Completed
- O. Officer's Communication 206986 Urban Forestry and Landscape Planner responding to #206237 re: the Urban Forestry Committee.  
RECOMMENDED: Work Completed

**33. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE**

- A. Committee Report (ID # 19842) Report of the Committee on Public Health and Public Safety, meeting on November 15, 2018.

- B. Order 203594 By Ald. Connolly  
That the City Solicitor draft an Ordinance prohibiting the public consumption of marijuana.  
RECOMMENDED: Work Completed
- C. Resolution 204128 By Ald. Heuston  
That the Administration convene a meeting to discuss airplane noise, similar to a meeting being held in Cambridge, and include congressional representatives, the state delegation, elected city officials and city staff.  
RECOMMENDED: Work Completed
- D. Order 204861 By Ald. Clingan  
That the Commissioner of Public Works contact the appropriate utility to raise the low hanging wires at the corner of Shore Drive and Putnam Road.  
RECOMMENDED: Work Completed
- E. Resolution 205366 By Ald. Scott, McLaughlin, Davis, Mbah, Clingan, Ewen-Campen, Ballantyne, Niedergang  
That the Administration refrain from appointing any further candidates to the position of Reserve Firefighter and seek to discontinue use of the Fire Reserve List at the earliest possible opportunity.  
RECOMMENDED: Work Completed

34. 2019 BOARD OF ALDERMEN CAUCUS

- A. Committee Report (ID # 19894) Report of the Caucus of the 2019 Board of Aldermen, meeting on November 20, 2018.

**COMMUNICATIONS OF THE MAYOR**

- 35. Mayor's Request (ID # 19851) Requesting the appropriation of \$5,155,479.11 from the Unreserved Fund Balance ("Free Cash") to the Judgments & Settlements Account, to fund the settlement of Prospect Iron & Steel v. Somerville Redevelopment Authority.
- 36. Mayor's Request (ID # 19849) Requesting a supplemental appropriation of \$400,000 to the SPCD Transportation and Infrastructure Special Items Account in order to fund a temporary GLX construction detour shuttle service.
- 37. Mayor's Request (ID # 19892) Requesting the appropriation of \$370,729 from the Park Stabilization Fund to pay for FY2019 incurred debt service for park renovation.
- 38. Mayor's Request (ID # 19893) Requesting the appropriation of \$326,882 from the Capital Stabilization Fund to pay for FY2019 Debt Service.

39. Mayor's Request (ID # 19846) Requesting to appropriate \$227,459 from excess FY19 Community Preservation Act Fund revenue to the Community Preservation Act Fund Budgeted Reserve.
40. Mayor's Request (ID # 19891) Requesting the appropriation of \$162,439 from the Salary Contingency Account to various DPW School Custodian Personal Services Accounts to fund the FY2019 portion of the Agreement with the SEIU Local 3 School Custodians Union.
41. Mayor's Request (ID # 19889) Requesting the appropriation of \$72,095 from the Salary and Wage Stabilization Fund to the DPW School Custodians Other Lump Sum Benefits Account to fund the FY2018 portion of the agreement with the SEIU Local 3 School Custodians Union.
42. Mayor's Request (ID # 19850) Requesting approval to appropriate \$33,102 from the Capital Stabilization Fund for the purchase of gym equipment.
43. Mayor's Request (ID # 19847) Requesting the transfer of \$644,489 from the CPA Fund Undesignated Fund Balance to various Reserve Accounts for certain CPA projects and expenses.
44. Mayor's Request (ID # 19848) Requesting the transfer of \$193,340 from the CPA Fund Budgeted Reserve to various Reserve Accounts for certain CPA projects and expenses.
45. Mayor's Request (ID # 19828) Requesting the re-appointment of Edward Bean to the position of City Auditor.
46. Mayor's Request (ID # 19534) Requesting the reappointment of Mary Cassesso to the position of Trustee of the Somerville Affordable Housing Trust Fund.
47. Mayor's Request (ID # 19535) Requesting the reappointment of Daniel LeBlanc to the position of Trustee of the Somerville Affordable Housing Trust Fund.
48. Mayor's Request (ID # 19536) Requesting the reappointment of Donna Haynes to the position of Trustee of the Somerville Affordable Housing Trust Fund.
49. Mayor's Request (ID # 19537) Requesting the reappointment of Andrea Shapiro to the position of Trustee of the Somerville Affordable Housing Trust Fund.

**COMMUNICATIONS OF CITY OFFICERS**

- 50. Officer's Request (ID # 19829) Chief Assessor requesting to appear before this Board for the classification hearing on November 29, 2018.
- 51. Officer's Communication (ID # 19845) City Solicitor responding to #205934 re: drone use regulations.

**NEW BUSINESS**

- 52. License/Permit (ID # 19874) Renewing Automatic Amusement Devices License, Cuisine En Locale, 156 Highland Ave.
- 53. License/Permit (ID # 19875) Renewing Garage License, Arco Tire and Service, 16 Clarendon Ave.
- 54. License/Permit (ID # 19876) Renewing Outdoor Seating License, Comicazi, 407 Highland Ave.
- 55. License/Permit (ID # 19877) Renewing Outdoor Seating License, Au Bon Pain, 40 Holland St.
- 56. License/Permit (ID # 19878) Renewing Outdoor Seating License, Reliable Market, 45 Union Sq.
- 57. License/Permit (ID # 19879) Renewing Outdoor Seating License, La Brasa, 124 Broadway.
- 58. License/Permit (ID # 19880) Renewing Outdoor Seating License, When Pigs Fly, 241 Elm St.
- 59. License/Permit (ID # 19881) Renewing Used Car Dealers License Class 2, Pat's Enterprises, 308 McGrath Hwy.
- 60. License/Permit (ID # 19882) Renewing Used Car Dealers License Class 2, Tech Auto Body, 9 Union Sq.
- 61. License/Permit (ID # 19883) Renewing Used Car Dealers License Class 2, Motorcycles and More, 109 Bailey Rd.
- 62. License/Permit (ID # 19884) Renewing Used Car Dealers License Class 3, Ed's Used Auto Parts, 516 Columbia St.
- 63. License/Permit (ID # 19885) Renewing Used Car Dealers License Class 3, Nissenbaum Auto Parts, 480 Columbia St.

- 64. License/Permit (ID # 19886) Renewing Used Car Dealers License Class 3, Nissenbaum Auto Parts, 0 Windsor St.
- 65. License/Permit (ID # 19887) Renewing Used Car Dealers License Class 3, Joseph Talewsky and Son, 512 Columbia St.
- 66. License/Permit (ID # 19888) Renewing Used Car Dealers License Class 3, Joseph Talewsky and Son, 517 Columbia St.
- 67. Public Communication (ID # 19890) Attorney Michael Corcoran submitting comments re: #206003, a proposed Order of Taking of 90 Washington St.

**SUPPLEMENTAL ITEMS**

- 68. Order (ID # 19905) By Ald. McLaughlin That the Director of Veterans Services appear before the Committee on Veterans and Public Services to discuss the recent decision to move certain veterans memorials.
- 69. Mayor's Request (ID # 19900) Requesting the appointment of Vikram Kanda to the position of Condominium Review Board member.
- 70. Mayor's Request (ID # 19901) Requesting the appointment Elizabeth Janiak to the position of Condominium Review Board member.
- 71. Officer's Communication (ID # 19904) Planning Director submitting an updated ordinance consistent with the Land Use Committee's approval of #206489, regarding slope protection, at its meeting on 11/13/18.
- 72. Officer's Communication (ID # 19902) City Solicitor requesting that the Finance Committee convene in Executive Session to discuss litigation strategy re: #206968 (an appropriation of \$450,000 to the Legal Services Account for outside counsel), and to provide an update on collective bargaining.
- 73. Public Communication (ID # 19906) Representative Provost submitting comments re: #205244, a proposed zoning ordinance to regulate the siting of certain facilities near heavily trafficked roadways.

**LATE ITEMS**

**ADJOURNMENT**