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

REGULAR MEETING MINUTES

February 25, 2021, 7:00 PM Meeting by Remote Participation *********

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 CEREMONIES

The meeting was called to order at 7:00 PM by Ward One City Councilor Matthew McLaughlin.

Attendee Name	Title	Status	Arrived
Wilfred N. Mbah	City Councilor At Large	Present	
Mary Jo Rossetti	City Councilor At Large	Present	
Kristen Strezo	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	

Roll Call 1. 211329 (ID:24264) Call of the Roll.

RESULT: PLACED ON FILE

2. Remembrances Remembrances. 211330

(ID:24265)

Councilor Strezo sponsored a moment of silence for Barbara Davidopolous. Councilor Ballantyne sponsored a moment of silence for the 73 Somerville residents who have died from COVID-19. Councilor White sponsored a moment of silence for Savita Corretti. Councilor Clingan sponsored a moment of silence for Jordan Romero and Carlos Gutierres, who were killed in a construction accident in Boston.

RESULT: APPROVED

3. Minutes 211331 (ID:24266) Approval of the Minutes of the Regular Meeting, January 28, 2021.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

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CITATIONS

4. Citation 211332 (ID:24271)

By City Councilor McLaughlin, Ewen-Campen, Scott, Clingan, Ballantyne, Strezo, Davis, Niedergang, Rossetti, Mbah, White Jr., and the Mayor Commending Marvin Spitzer on the auspicious occasion of his 100th birthday.

President McLaughlin honored Mr. Spitzer and said that the citation would be presented to him tomorrow in person.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

PUBLIC HEARINGS

5. Grant of Location 211333 (ID:24261) Submitted by RCN to install 100 feet of conduit in Whipple Street, connecting existing Utility pole 447/4 to an existing Manhole 24005 near 24 Whipple Street.

The President opened the public hearing. Bill Conway and Alex Ortiz from RCN spoke in favor of the item. Councilor Davis obtained a clearer explanation of the work. There being no other speakers, the President closed the public hearing.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

6. Grant of Location 211334 (ID:24262) Submitted by RCN to install 55 feet of conduit in Willow Avenue, connecting existing Utility pole 198-11 to an existing Manhole 11104 near 109 Willow Avenue.

The President opened the public hearing. Bill Conway and Alex Ortiz from RCN spoke in favor of the item. Resident Benny Knoblauch asked about the work schedule. Mr. Ortiz said the dig should only take 1 day and police details would be on-site while the work is done, and he offered his contact information. Councilor Davis asked that the neighborhood be advised of the work and possible street interruptions. There being no other speakers, the President closed the public hearing.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

7. Grant of Location 211335 (ID:24260)

Submitted by Extenet to install 38 feet of conduit in Broadway from Manhole 7502 near Kenneson Road to a proposed handhole, then continuing 2 feet to a small wireless facility at 274 Broadway.

The President opened the public hearing. Rossanna Ferranti from Extenet spoke in favor of the item. Business owner Ann Bates asked that her office be notified about the work and Ms. Ferranti said she would meet her on-site to review the project. The work should only take 1 day. There being no other speakers, the President closed the public hearing.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

8. Grant of Location 211336 (ID:24263) Submitted by Extenet to install 34 feet of conduit in Broadway from Manhole 1902 near Langmaid Ave to a proposed handhole, then continuing 2 feet to a small wireless facility near 321 Broadway.

The President opened the public hearing. Rossanna Ferranti from Extenet spoke in favor of the item. She said that she will work with the DPW and that the work should only take 1 day. Councilor Clingan asked that safety cones be placed to protect bikers. There being no other speakers, the President closed the public hearing.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

9. Order 211337 (ID:24229)

By City Councilor Ballantyne

That the Director of Health and Human Services, Shape up Somerville, and the Somerville Food Security Coalition update and prepare recommendations for this Council regarding access to food resources for anyone who needs help.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Public Health and Public Safety Committee

10. Order 211338 (ID:24230)

By City Councilor Ballantyne

That the Director of Infrastructure and Asset Management discuss with this Council a maintenance plan for the city's school buildings, in light of the attached communication.

Councilor Ballantyne moved to waive the reading of this item and refer it to the Committee on Public Utilities and Public Works.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Public Utilities and Public Works Committee

11. Order 211339 (ID:24228)

By City Councilor Ballantyne

That Director of Mobility and the Chief Fire Engineer discuss the potential impacts to the Teele Square Firehouse from the proposed Holland Street/Teele Square infrastructure and repaving work.

Councilor Ballantyne moved to waive the reading of this item and refer it to the Committee on Traffic and Parking.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Traffic and Parking Committee

12. Order 211340 (ID:24235) By City Councilor Ballantyne

That the Director of Health and Human Services discuss with this Council the reason for the increases of Covid cases at Tufts, where 300 persons were isolated and quarantined last week, and explain to this Council whether those numbers are included in Somerville's counts.

Councilor Ballantyne moved to waive the reading of this item.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

13. Resolution 211341 (ID:24236)

By City Councilor Ballantyne

That Tufts update this Council on its student housing plans for the University district.

Councilor Ballantyne moved to waive the reading of this item and refer it to the Committee on Housing and Community Development.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Housing and Community Development Committee

14. Resolution 211342 (ID:24237)

By City Councilor Ballantyne

That Tufts reconfirm that it is not expanding beds in any of its buildings outside of the University district.

Councilor Ballantyne moved to waive the reading of this item and refer it to the Committee on Housing and Community Development.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Housing and Community Development Committee

15. Resolution 211343 (ID:24259)

By City Councilor Strezo, Ballantyne

Calling for a better future for Somerville's female workforce in 2021 and beyond.

Councilor Strezo asked the Clerk to read an edited version of the resolution, and asked if the Administration had any comments, but there were no Administration representatives present.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Housing and Community Development Committee

16. Order 211344 (ID:24227)

By City Councilor Strezo, Davis

That the Commissioner of Public Works repair the pedestrian crossing signals at the intersection of Bristol Road, Broadway and Willow Avenue.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

17. Order 211345 (ID:24232)

By City Councilor Strezo

That this Council's Committee on Housing and Community Development review the findings of the Condo Conversion Annual Report.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Housing and Community Development Committee

18. Order 211346 (ID:24238) By City Councilor Ewen-Campen, Mbah, Scott, Ballantyne, Davis, Strezo That the Committee on Housing and Community Development convene housing advocates and staff to address racial disparities in home mortgages, including programs like Boston's One+ program to increase assistance for first-time and low-income home buyers.

Councilor Ewen-Campen reported statistics on the number of mortgages granted and the wealth and income disparities that exist. He'd like to start a conversation to explore what more could be done to assist first-time home buyers.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Housing and Community Development Committee

19. Order 211347 (ID:24239)

By City Councilor Ewen-Campen, Niedergang

That the Director of SPCD provide regular 6-month updates to this Council on new affordable third units in Neighborhood Residence districts, including the number of inquiries, the number being constructed, and any issues or themes emerging.

Councilor Ewen-Campen moved to waive the reading of this item and refer it to the Committee on Land Use.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Land Use Committee

20. Order 211348 (ID:24240) By City Councilor Ewen-Campen, Davis

That the Committee on Land Use revisit whether to remove parking minimums outside of Transit Areas.

Councilor Ewen-Campen moved to waive the reading of this item and refer it to the Committee on Land Use.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Land Use Committee

21. Order 211349 (ID:24241) By City Councilor Ewen-Campen

That the Committee on Land Use consider regulating the height of rooftop mechanicals on commercial buildings that abut Neighborhood Residence and Urban Residence districts.

Councilor Ewen-Campen moved to waive the reading of this item and refer it to the Committee on Land Use.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Land Use Committee

Communication By City Councilor Ewen-Campen, Davis, Scott, Mbah
211350 Updating this Council on preparations for the first community meeting (ID:24242) regarding Civilian Oversight on March 24, 2021.

Councilor Ewen-Campen said first town hall meeting has been scheduled. He shared a 20-page draft report to provide some background information. He then sponsored R. Mason, the Council's Outreach Coordinator, to speak about the process to date, and Mason explained that he built a network of "Ward Warriors", or community organizers, to help engage the public. Councilor Strezo asked what the goals of the "Brave Space Conversation" would be and Mason explained that it's an opportunity for the city to engage with citizens with an open heart and open mind to influence legislation that would be created by the Council for civilian oversight. Councilor Ballantyne said that she's impressed with the amount of work that's been done in such a short amount of time.

RESULT: PLACED ON FILE. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

23. Resolution 211351 (ID:24254)

By City Councilor White Jr., Ewen-Campen, Scott, Clingan, Ballantyne, Strezo, Davis, Niedergang, Rossetti, McLaughlin, Mbah Urging the State Legislature to adopt the Public Lands Preservation Act (SD146, HD271).

Councilor White explained the item and asked all members to sign on.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

24. Order 211352 (ID:24255) By City Councilor White Jr., Rossetti, Davis, Clingan, Scott That the Rules Committee work with the City Solicitor to establish firm procedures regarding executive sessions to ensure compliance with the Open Meeting Law.

Councilor White spoke about tightening procedures with respect to the MA Open Meeting Law, especially for the release of Executive Session minutes and for entering into an Executive Session. Councilor Scott agrees and thinks that this is another reason for the Council to have its own counsel.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Rules Special Committee

25. Order 211353

By City Councilor Mbah

211353 (ID:24257) That the Director of Health and Human Services create a vaccination site, once more vaccines become available, given the number of vulnerable populations.

Councilor Mbah said the Governor hasn't created enough vaccination sites and he would like the city to be proactive and create local sites.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Public Health and Public Safety Committee

26. Communication By City Councilor Mbah

211354 (ID:24256) Updating this Council on the Racial and Social Justice Director hiring process.

RESULT: LAID ON THE TABLE

FOLLOWUP: City Council

27. Order 211355 (ID:24258)

By City Councilor Niedergang, McLaughlin, Clingan, Ballantyne, Mbah That the Mayor, the Director of Infrastructure and Asset Management and the Director of Health and Human Services update this Council on Public School reopening plans.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Public Health and Public Safety Committee

28. Communication By City Councilor Rossetti

211356 (ID:24243) Reporting on the High School Building Committee Meeting on February 22, 2021.

Councilor Rossetti said there has been more asbestos discovered at the old High School, causing demolition to be halted, and pushing the soccer field's completion to 2022. The temporary certificate of occupancy has been issued and there is a 3-D tour available on the city's website. The cost overrun to date is \$2.8 million. Councilor Clingan asked about reports of fumes in the building and whether it was ready for classes. Councilor Rossetti said it's ready, but a date for resuming classes has not been set yet. She was not aware of any odors and suggested that Councilor Clingan speak to the Headmaster. Councilor Mbah asked when the virtual ribbon will be cut and Councilor Rossetti said there is no plan for that.

RESULT: PLACED ON FILE. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

29. Order 211357 (ID:24270)

By City Councilor Rossetti

In her capacity as the Chair of the Committee on Confirmation of Appointments and Personnel Matters, calling on this Council to meet in executive session as necessary to address the adoption of the Committee's Report of 2/2/21 (Agenda #31), or strategy with respect to potential litigation therefrom.

President McLaughlin recused himself and Councilor Rossetti assumed the Chair. Councilor Rossetti introduced the Council's outside counsel, Attorney Tim Zessin, who stated that this matter was appropriate for discussion in Executive Session. The Council recessed at 8:10 PM and moved to Executive Session. The Council returned from Executive Session and reconvened at 9:30 PM. Councilor Rossetti said no votes were taken in Executive Session other than the vote to adjourn.

Councilor Scott moved to authorize Councilor Rossetti, in her capacity as Acting President of the City Council and Chair of the Confirmation of Appointments and Personnel Matters Committee, to send a bypass letter to Matthew Fairchild with assistance from Attorney Zessin. The motion was approved 10-0 with Councilor McLaughlin recused.

RESULT: APPROVED. [10 TO 0]

AYES: Mbah, Rossetti, Strezo, White Jr., Scott, Ewen-Campen,

Clingan, Niedergang, Davis, Ballantyne

RECUSED: McLaughlin

UNFINISHED BUSINESS

30. Communication By City Councilor Strezo

211247 (ID:24123) Reporting on the Childrens' Cabinet.

Councilor Strezo said school reopening plans were discussed along with bringing in more voices. She also reported that some grants were announced.

RESULT: PLACED ON FILE. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

31. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

A. Committee Report 211263 (ID:24176) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on February 2, 2021.

President McLaughlin recused himself from this item and Councilor Rossetti assumed the Chair. Councilor Rossetti gave an overview of the report, highlighting some salient points.

RESULT: APPROVED. [10 TO 0]

AYES: Mbah, Rossetti, Strezo, White Jr., Scott, Ewen-Campen,

Clingan, Niedergang, Davis, Ballantyne

RECUSED: McLaughlin

B. Mayor's Request 210571 (ID:23118) Requesting confirmation of the appointment of Giovanna Lorenzet Marin to the position of Reserve Police Officer.

RESULT: APPROVED. [10 TO 0]

AYES: Mbah, Rossetti, Strezo, White Jr., Scott, Ewen-Campen,

Clingan, Niedergang, Davis, Ballantyne

RECUSED: McLaughlin

C. Mayor's Request 210573 (ID:23120) Requesting confirmation of the appointment of Jose DaCosta to the position of Reserve Police Officer.

RESULT: APPROVED. [10 TO 0]

AYES: Mbah, Rossetti, Strezo, White Jr., Scott, Ewen-Campen,

Clingan, Niedergang, Davis, Ballantyne

RECUSED: McLaughlin

D. Mayor's Request 210577 (ID:23124) Requesting confirmation of the appointment of Matthew Fairchild to the position of Reserve Police Officer.

RESULT: NOT APPROVED. [10 TO 0]

AYES: Mbah, Rossetti, Strezo, White Jr., Scott, Ewen-Campen,

Clingan, Niedergang, Davis, Ballantyne

RECUSED: McLaughlin

REPORTS OF COMMITTEES

32. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

A. Committee Report 211358 (ID:24244) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on February 16, 2021.

Councilor Rossetti presented the committee report. After the vote on the item, President McLaughlin reassumed the Chair.

RESULT: APPROVED. [10 TO 0]

AYES: Mbah, Rossetti, Strezo, White Jr., Scott, Ewen-Campen,

Clingan, Niedergang, Davis, Ballantyne

RECUSED: McLaughlin

33. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

A. Committee Report 211359 (ID:24248) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on February 18, 2021.

Councilor Rossetti gave the committee report and highlighted some of the achievements of the 6 candidates recommended for promotion in the Fire Department. Candidate Michael Anzalone thanked the Council, the Mayor and his own family for their support.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

B. Mayor's Request 211284 (ID:24129) Requesting confirmation of the appointment of Michael Anzalone as Deputy Fire Chief.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

C. Mayor's Request 211313 (ID:24202) Requesting confirmation of the appointment of Steven J. Mauras to the position of District Fire Chief.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

D. Mayor's Request 211314 (ID:24203) Requesting confirmation of the appointment of Patrick J. Halloran to the position of Fire Captain.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

E. Mayor's Request 211315 (ID:24204) Requesting confirmation of the appointment of Derek J. Nolan to the position of Fire Captain.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

F. Mayor's Request 211316 (ID:24205) Requesting confirmation of the appointment of James M. Piwinski to the position of Fire Lieutenant.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

G. Mayor's Request 211317 (ID:24206) Requesting confirmation of the appointment of Paul A. Moreira to the position of Fire Lieutenant.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

34. FINANCE COMMITTEE

A. Committee Report 211360 (ID:24249) Report of the Committee on Finance, meeting on February 23, 2021.

Councilor Scott presented the committee report and spoke about funding new positions that weren't in the FY21 budget, stabilization fund transfers, and a \$55,000 DIF appropriation for consulting services. He noted the city has underspent its FY21 budget by approximately \$17 million.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

B. Mayor's Request 211270 (ID:24196) Requesting approval to appropriate \$1,909,945 from the Unreserved Fund Balance ("Free Cash") to the Facility Construction and Renovation Stabilization Fund

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

C. Mayor's Request 211271 (ID:24141) Requesting approval to appropriate \$1,843,117 from the Unreserved Fund Balance ("Free Cash") to the Rainy Day Stabilization Fund to replenish reserves used to create the Small Business Emergency Relief Fund.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

D. Mayor's Request 211272 (ID:24140) Requesting approval to appropriate \$1,500,000 from the Unreserved Fund Balance ("Free Cash") to the Street Reconstruction and Resurfacing Stabilization Fund to replenish reserves used to create the Small Business Emergency Relief Fund.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

E. Mayor's Request 211273 (ID:24139) Requesting approval to appropriate \$1,000,000 from the Unreserved Fund Balance ("Free Cash") to the Capital Stabilization Fund to replenish reserves used to create the Small Business Emergency Relief Fund.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

F. Mayor's Request 211308 (ID:24138) Requesting the appropriation of \$55,000 from Unreserved Fund Balance to the SPCD Economic Development Professional & Technical Services Account, to conduct a District Improvement Financing analysis for the Boynton Yards, Clarendon Hill, and Union Square redevelopment projects.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

G. Mayor's Request 211309 (ID:24143) Requesting the use of \$27,211 in available funds in the Library Salaries Account to establish the position of Manager of Branch Services.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

35. LAND USE COMMITTEE

A. Committee Report 211361 (ID:24245) Report of the Committee on Land Use, meeting on February 16, 2021.

Councilor Ewen-Campen presented the committee report and said that details are available in the minutes.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

36. LEGISLATIVE MATTERS COMMITTEE

A. Committee Report 211362 (ID:24247) Report of the Committee on Legislative Matters, meeting on February 18, 2021.

Councilor Davis presented the committee report and said that the bulk of the meeting was devoted to surveillance technology items. A Home Rule Petition to change all pronouns in the city charter was also discussed. Councilor Ballantyne asked why the word "Chairperson" was being used rather than "Chair" and Councilor Davis said he'd entertain an amendment if so desired. He doesn't think that there a distinction between the two. As a result of that question, agenda item 43 (#211369) will be referred to the Legislative Matters Committee for review.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

B. Mayor's Request 209592 (ID:22453) Requesting approval of the Surveillance Technology General Use Policy.

RESULT: PLACED ON FILE. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

C. Order 211178 (ID:24071) By City Councilor Ballantyne, Strezo

That the City Solicitor draft a home rule petition to change all pronouns in the City Charter and the City Ordinances to gender-neutral.

RESULT: WORK COMPLETED

D. Mayor's Request 211277 (ID:24197) Requesting approval of the Surveillance Technology Use Policy.

RESULT: APPROVED AS AMENDED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

AMENDED: 1. Add to the end of Section 5A, "Each video

surveillance technology shall be used in accordance with the corresponding Surveillance Technology Impact

Report."

2. In Section 5C, delete "life-threatening situation," and "certain serious criminal activities", and add "pursuant to

the Ordinance" to the end of the sentence.

3. In Section 5C, add "in compliance with this section and the Ordinance" to the end of the last sentence.

E. Mayor's Request 211278 (ID:24190) Requesting approval of the Surveillance Technology Impact Report for Pole Cameras.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

F. Mayor's Request 211279 (ID:24191) Requesting approval of the Surveillance Technology Impact Report for Homeland Security Cameras.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

G. Mayor's Request 211280 (ID:24192) Requesting approval of the Surveillance Technology Impact Report for GLX Cameras.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

H. Mayor's Request 211281 (ID:24193) Requesting approval of the Surveillance Technology Impact Report for Covert Device Cameras.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

I. Mayor's Request 211282 (ID:24194) Requesting approval of the Surveillance Technology Impact Report for GPS and Monitor.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

J. Mayor's Request 211283 (ID:24198) Requesting approval of the Surveillance Technology Impact Report for Thermal Imaging Cameras.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

K. Mayor's Request 211310 (ID:24210) Requesting approval of the Surveillance Technology Impact Report for GreyKey.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

L. Mayor's Request 211312 (ID:24212) Requesting an amendment to the Surveillance Technology Ordinance to permit the Fire Department to use surveillance technology in exigent circumstances.

RESULT: ORDINANCE ORDAINED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

37. OPEN SPACE, ENVIRONMENT AND ENERGY COMMITTEE

A. Committee Report 211363 (ID:24246) Report of the Committee on Open Space, Environment and Energy, meeting on February 17, 2021.

Councilor Ballantyne presented the committee report and briefly touched on the items discussed.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

B. Order 207167 (ID:20007) By City Councilor Ballantyne

That the Director of SPCD share biannual CIP progress reports for all new open space and parks projects.

RESULT: WORK COMPLETED

C. Order 207373 (ID:20196) By City Councilor Mbah

That the Director of Sustainability and Environment develop an electric vehicle charging infrastructure program.

RESULT: WORK COMPLETED

D. Order 208042 (ID:20846) By City Councilor Ewen-Campen, Clingan

That the Director of Sustainability and Environment inform this Council about New York City's "Climate Mobilization Act," which includes dramatic emission reductions for tall buildings, and explain which aspects could be adapted here.

RESULT: WORK COMPLETED

E. Order 208232 (ID:21045) By City Councilor Ballantyne

That the Director of Parks and Recreation and the Commissioner of Public Works explore starting a monthly volunteer trash pickup day for the Dilboy DCR and Alewife Brook areas.

RESULT: WORK COMPLETED

F. Order 209444 (ID:22281) By City Councilor Ballantyne, Scott

That the Director of SPCD and the Director of Finance advise this Council, in writing, why, with an appropriation of \$9.3 million, the grass field at Lincoln Park was incorrectly installed the first time.

RESULT: WORK COMPLETED

G. Order 209612 (ID:22461) By City Councilor Ballantyne

That the Director of Parks and Recreation work with the Superintendent of Schools to develop a policy for "utilizing artificial turf in the heat" similar to the policy used by Burlington, MA.

RESULT: WORK COMPLETED

H. Order 209613 (ID:22462) By City Councilor Ballantyne

That the Director of Sustainability and Environment, the Director of SPCD, The Director of Communications, and the Commissioner of Public Works develop a plan for a "Resiliency Hub" when extreme weather events occur.

RESULT: WORK COMPLETED

I. Resolution 209614 (ID:22463) By City Councilor Ballantyne

That the Commission on Energy Use and Climate Change discuss its 2020 plan with this Council's Committee on Open Space, Energy and Environment.

RESULT: WORK COMPLETED

J. Officer's 209775 (ID:22607)

Director of Public Space and Urban Forestry responding to #207167 re: Communication updated Capital Investment Plan progress reports for parks and open space projects.

RESULT: WORK COMPLETED

K. Officer's 209781

Director of Infrastructure and Asset Management responding to #s 209656, Communication 209641, 209546, 209348 & 209174 re: flooding in various locations.

(ID:22632)

RESULT: WORK COMPLETED

L. Officer's

Director of Public Space and Urban Forestry responding to #209444 re: the Communication field at Lincoln Park.

209840 (ID:22648)

RESULT: WORK COMPLETED

M. Order 211242 (ID:24130) By City Councilor Ballantyne

That the Director of Sustainability and Environment provide this Council with updates to the Climate Forward Plan.

WORK COMPLETED **RESULT:**

COMMUNICATIONS OF THE MAYOR

38. Mayor's Request 211364 (ID:24234) Requesting the adoption of an Order of Taking for 9-11 Aldersey Street for historic, open space, and affordable housing purposes.

Councilor Ewen-Campen recused himself from this item.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

39. Mayor's Request 211365 (ID:24251) Requesting an appropriation of \$2,200,000 from Unreserved Fund Balance ("Free Cash") to the Water and Sewer Stabilization Fund.

Councilor Scott moved to waive the reading of this item and refer it to the Committee on Finance.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee 40. Mayor's Request 211366 (ID:24128) Requesting acceptance of a \$5,000 grant with no new match required, from the Mount Auburn Hospital to the Council on Aging for the implementation of the Ageless Grace Exercise Program.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantvne

COMMUNICATIONS OF CITY OFFICERS

41. Officer's 211367 (ID:24272)

City Clerk conveying a request to release the minutes of this Council's Jan. 14, Communication 2021 Executive Session re: #211181, a request of the Mayor to appear in Executive Session to discuss public safety and security matters. Note that this Council may enter into Executive Session to consider this request.

> Assistant Solicitor David Shapiro stated that this item should be discussed in Executive Session. The Council recessed at 9:35 PM to move into Executive Session. The Council returned from Executive Session and reconvened at 10:30 PM. President McLaughlin stated that a vote was taken to release the minutes in question, and those minutes would be available at the next City Council meeting.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

42. Officer's 211368 (ID:24233)

City Solicitor requesting approval to retain the pro bono services of Todd & Communication Weld as outside counsel to advise the city with respect to the establishment of safe consumption sites.

> **RESULT:** REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

43. Officer's 211369

Assistant City Solicitor responding to #211197 re: a Home Rule Petition to Communication create a gender-neutral City Charter.

For discussion of this item see #211362. (ID:24250)

> **RESULT:** REFERRED FOR RECOMMENDATION

FOLLOWUP: Legislative Matters Committee

NEW BUSINESS

SUPPLEMENTAL ITEMS

44. Order 211370 (ID:24277)

By City Councilor Strezo, Niedergang, Ballantyne

That the Director of Health and Human Services and the Director of the Human Rights Commission advise the Committee on Housing and Community Development how the City may address reported cases of suspected hate speech on public and private property.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Housing and Community Development Committee

45. Order 211371 (ID:24278)

By City Councilor Ballantyne

That the Director of Health and Human Services use the attached tool to help small businesses and schools adapt to the evolving science around Covid-19 by sharing current data, identifying risks, and defining contingencies.

Councilor Ballantyne explained that the data now looks back over one year of COVID, and what is needed now is a tool to help businesses and residents to prepare for the future. She sponsored Tufts Professor Daniele Lantagne, who described how COVID is transmitted and how to prevent its spread. She reviewed the populations most at risk and explained that children under 12 are least at risk and communities of color are more at risk. She spoke briefly about the vaccines and their efficacy, and noted that the virus is mutating and 3 variants are concerning. Protections for businesses depend on the type of business and it's important that transmission patterns be considered: younger children should be the first to return to in-class learning while older children should remain in a virtual setting.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Public Health and Public Safety Committee

46. Mayor's Request 211372 (ID:24267) Requesting approval of the attached 2021 Local Election Calendar.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Legislative Matters Committee

47. Mayor's Request 211373 (ID:24275) Requesting an appropriation and authorization to borrow \$3,450,397 in a bond for the cost of acquiring the property at 9-11 Aldersey Street.

Councilor Scott moved to waive the reading of items 47 through 51 and refer them to the Committee on Finance. Councilor Ewen-Campen recused himself from this item.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

48. Mayor's Request 211374 (ID:24280) Requesting a transfer of \$50,000 from the SPCD Planning and Zoning Personal Services Account to the SPCD Mobility Ordinary Maintenance Account for a mid-year professional services request.

REFERRED FOR RECOMMENDATION **RESULT:**

FOLLOWUP: Finance Committee

49. Mayor's Request 211375 (ID:24281)

Requesting to establish a Senior Planner position in the SPCD Mobility Division at an annual salary of \$88,434 (NU7) and transfer \$10,237 from the SPCD Economic Development Personal Services Account to the SPCD Mobility Personal Services Account to fund this position from May 15 to June 30, 2021.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

50. Mayor's Request 211376 (ID:24283)

Requesting to establish a Senior Planner position in the SPCD Mobility Division at an annual salary of \$88,434 (NU7) and transfer \$10,237 from the SPCD Housing Personal Services Account to the SPCD Mobility Personal Services Account to fund this position from May 15 to June 30, 2021.

REFERRED FOR RECOMMENDATION **RESULT:**

Finance Committee **FOLLOWUP:**

51. Mayor's Request 211377 (ID:24284) Requesting to establish an Outreach Coordinator position in the SPCD Mobility Division at an annual salary of \$62,424 (NU11) and transfer \$7,266 from the SPCD Planning and Zoning Personal Services Account to the SPCD Mobility Personal Services Account to fund this position from May 15 to June 30, 2021.

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee

52. Mayor's Request 211378 (ID:24268) Requesting acceptance of a \$45,200 grant with no new match required, from the Mass Cultural Council to the Arts Council for support of the Local Cultural Council re-grant program.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

53. Officer's

Director of SPCD submitting information regarding mid-year transfers to Communication establish new positions and new projects in the Mobility Division.

211379 (ID:24282)

Councilor Niedergang urged interested persons to read this memo, which explains the mid-year proposal to add 3 positions to the Mobility Division (#211375-#211377).

RESULT: REFERRED FOR RECOMMENDATION

FOLLOWUP: Finance Committee 54. Public

ication Turts submi

Tufts submitting comments responding to Agenda #12 re: campus Covid rates.

Communication 211380 (ID:24276)

RESULT: PLACED ON FILE. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

LATE ITEMS

55. Order

By City Councilor Scott

211381 (ID:24287) That this Council authorizes Councilor Rossetti to send a bypass letter to

Matthew Fairchild with assistance from Outside Counsel.

For discussion of this item see #211357.

RESULT: APPROVED. [10 TO 0]

AYES: Mbah, Rossetti, Strezo, White Jr., Scott, Ewen-Campen,

Clingan, Niedergang, Davis, Ballantyne

RECUSED: McLaughlin

56. Order 211382 (ID:24279)

By City Councilor Niedergang, Mbah, Ballantyne

That this Council consider advocating for an additional \$750,000 in the FY22

budget, as attached, for safe streets and equitable mobility.

Councilor Niedergang noted that this proposal is for FY22 spending, separate from the Mayor's Requests for FY21 spending in the Mobility Division (#211375-#211377).

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Finance Committee

57. Order 211383 (ID:24285)

By City Councilor White Jr., Scott, Strezo, Clingan, Mbah

That the Director of Capital Projects appear before this Council to discuss whether the OSHA record of violations is used as a factor in determining the

successful bidder for City contracts.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Public Utilities and Public Works Committee

58. Order 211384 (ID:24286)

By City Councilor White Jr., Scott, Strezo, Clingan, Mbah

That the Director of Inspectional Services appear before this Council to discuss whether his Department does or may use the OHSA record of applicants for permits as a factor in determining whether to issue the permits.

RESULT: APPROVED. [UNANIMOUS]

AYES: Mbah, Rossetti, Strezo, White Jr., McLaughlin, Scott,

Ewen-Campen, Clingan, Niedergang, Davis, Ballantyne

FOLLOWUP: Public Utilities and Public Works Committee

ADJOURNMENT

The meeting was Adjourned at 11:40 PM.