

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

REGULAR MEETING AGENDA

May 26, 2016, 7:00 PM
Aldermanic Chambers

OPENING OF THE MEETING

1. Roll Call Call of the Roll.
(ID # 14188)

2. Minutes Approval of the Minutes of the Regular Meeting, April
(ID # 14189) 28, 2016.

CITATIONS

3. Citation By Ald. McLaughlin, the Entire Board and the Mayor
(ID # 14190) Commending World War II Veterans James Legee,
 Anthony Matarazzo, Francis Rego, Vito Vaccaro, and
 David Vellela, the Grand Marshals of the 2016 Memorial
 Day Parade.

4. Citation By Ald. McLaughlin, the Entire Board and the Mayor
(ID # 14191) Commending American Legion Post 19's Honor Guard,
 which has performed with distinction at innumerable city
 events.

PUBLIC HEARINGS

5. Grant of Submitted by Eversource to install 40 feet of conduit in
Location Warwick Street from Pole 357/4 to 26 Warwick Street.
(ID # 14192)

6. Grant of Submitted by Eversource to install one new Pole 249/1
Location and one new Steel Stub Pole 249/1-S in the northeast
(ID # 14193) side of Mystic Avenue, 105 feet southeast of Assembly
 Square Drive.

ORDERS, ORDINANCES, RESOLUTIONS AND MOTIONS OF MEMBERS

7. Order By Ald. Niedergang
(ID # 14160) That the Director of Traffic and Parking report to this
 Board on the Traffic Calming Neighborhood Action
 Program, explain why it has taken over 8 months for
 petitions to be considered, and clarify when the 25
 petitions submitted are likely to receive a response.

8. Order (ID # 14161) By Ald. Niedergang
That the Chief of Police and the Animal Control Officer enforce the leash law on the Community Path and around Lexington Park.
9. Order (ID # 14162) By Ald. Niedergang
That the Commissioner of Public Works clean the Community Path between Cedar and Lowell Streets, and consider erecting a barrier to prevent erosion from the hill alongside the path.
10. Resolution (ID # 14163) By Ald. Niedergang, McLaughlin
That the Administration and City Solicitor prepare a Home Rule Petition to allow a transfer fee on all real estate transactions, the proceeds of which would be used for affordable housing and perhaps the City's potential financial commitment to the Green Line Extension.
11. Order (ID # 14164) By Ald. Niedergang
That the Commissioner of Public Works repair the street light on the south side of the Community Path just to the west of the Lowell Street bridge.
12. Order (ID # 14165) By Ald. Niedergang
That the Director of SPCD install pigeon spikes underneath the Lowell Street bridge, above the community path extension. (5th request)
13. Order (ID # 14166) By Ald. Niedergang
That the Chief of Police implement speeding enforcement on Highland Road between Morrison and Kidder Avenues.
14. Order (ID # 14167) By Ald. Connolly, Davis
That the Commissioner of Public Works consider installing an additional street lamp near 27, 31 and 33 Winslow Avenue.
15. Order (ID # 14168) By Ald. McLaughlin
That the Commissioner of Public Works repair the street lights by Chuckie Harris Park.
16. Order (ID # 14169) By Ald. McLaughlin
That the Director of Traffic and Parking address traffic issues at the corner of Bonair and Edmands Streets.
17. Order (ID # 14170) By Ald. McLaughlin
That the City Solicitor provide an opinion on the jurisdiction of Pinckney Place and whether the city is responsible for its maintenance.

- 18. Order (ID # 14171) By Ald. McLaughlin
That the Director of SPCD communicate with state authorities the need for sound proof windows at 240 Pearl Street, which were previously promised as part of the Green Line Extension.
- 19. Order (ID # 14172) By Ald. McLaughlin
That the Chief of Police enforce all traffic regulations at 240 Pearl Street.
- 20. Order (ID # 14173) By Ald. McLaughlin
That the Director of Traffic and Parking request that MA DOT address traffic hazards at the intersection of McGrath Highway and Mystic Avenue.
- 21. Communication (ID # 14183) By Ald. Rossetti
Report of the High School Building Committee meeting of May 23, 2016.

UNFINISHED BUSINESS

- 22. Mayor's Communication 201433 Requesting to appear before this Board to provide an update on the Green Line Extension.

REPORTS OF COMMITTEES

23. CONFIRMATION OF APPOINTMENTS AND PERSONNEL MATTERS COMMITTEE

- A. Committee Report (ID # 14181) Report of the Committee on Confirmation of Appointments and Personnel Matters, meeting on May 25, 2016.

24. FINANCE COMMITTEE

- A. Committee Report (ID # 14176) Report of the Committee on Finance, meeting on May 18, 2016.
- B. Mayor's Communication 200000 Conveying the recommendation of the Powder House School Disposition Technical Advisory Committee and my selection for the Preferred Developer.
RECOMMENDED: Placed on File
- C. Mayor's Request 201169 Requesting approval of the former Powder House School Property Land Disposition Agreement.
RECOMMENDED: Discharged w/no Recommendation
- D. Mayor's Request 201339 Requesting the acceptance of a grant of \$45,000 from the MA Historical Commission for the Milk Row Cemetery preservation project.

- RECOMMENDED: Approved
- E. Mayor's Request 201340 Requesting the acceptance of a grant of \$33,353 from the MA Emergency Management Agency to install a generator docking station at City Hall.
RECOMMENDED: Approved
- F. Mayor's Request 201341 Requesting the acceptance of a grant of \$7,237 from the MA Department of Fire Services, for the Fire Department's school education program.
RECOMMENDED: Approved
- G. Mayor's Request 201342 Requesting the acceptance of a grant of \$3,315 from the MA Department of Fire Services for the Fire Department's senior citizens education program.
RECOMMENDED: Approved
- H. Mayor's Request 201343 Requesting approval of a 10-month time-only extension of a contract with WSP/Parsons Brinkerhoff, to 3/31/17, for Union Square design work.
RECOMMENDED: Approved
- I. Mayor's Request 201382 Requesting approval of a \$3,700 grant from the MA Council on Aging for the Council on Aging's health and wellness programs.
RECOMMENDED: Approved
- J. Mayor's Request 201435 Requesting to appropriate \$310,000 from the Water & Sewer Stabilization Fund for the replacement of Medford Street and Pearl Street sewers.
RECOMMENDED: Approved
- K. Mayor's Request 201436 Requesting to appropriate \$140,000 from the CPA Fund Open Space and Recreational Land Reserve for repaving the Community Path per the recommendation of the Community Preservation Committee.
RECOMMENDED: Approved
- L. Mayor's Request 201439 Requesting the acceptance of a grant of \$11,000 from the NEA for the Arts Council's support of dance in the community.
RECOMMENDED: Approved
- M. Mayor's Request 201440 Requesting the acceptance of a grant of \$5,600 from the MA Dept. of Housing and Community Development, for the Continuum of Care Homeless Youth Count.
RECOMMENDED: Approved
- N. Mayor's Request 201441 Requesting the acceptance of a grant of \$3,000 from the Housing Authority, for the Arts Council's Mystic Mural program.
RECOMMENDED: Approved
- O. Mayor's Request 201442 Requesting the acceptance of a gift of \$2,500 from Middlesex Federal for the Libraries' purchase of children's books.
RECOMMENDED: Approved

- P. Mayor's Request 201443 Requesting the acceptance of a grant of \$2,000 from the Eastern Bank Foundation, for the Arts Council's Art in the Garden program.
RECOMMENDED: Approved
- Q. Mayor's Request 201480 Requesting authorization to borrow \$275,000, and appropriate that amount in a bond, for design services for the renovations of the Winter Hill Schoolyard and Nunziato Fields.
RECOMMENDED: Approved

25. LAND USE COMMITTEE

- A. Committee Report (ID # 14175) Report of the Committee on Land Use, meeting as a Committee of the Whole on May 17, 2016.

26. LAND USE COMMITTEE

- A. Committee Report (ID # 14179) Report of the Committee on Land Use, meeting as a Committee of the Whole on May 25, 2016.

27. LEGISLATIVE MATTERS COMMITTEE

- A. Committee Report (ID # 14178) Report of the Committee on Legislative Matters, meeting as a Committee of the Whole on May 19, 2016.
- B. Order 199919 By Ald. White Jr.
That the Supervisor of Inspectional Services report to this Board on the ticketing of homeowners for overhanging tree branches per Ordinance 12-14, and that this Board consider amending that Ordinance to clarify its intent.
RECOMMENDED: Work Completed
- C. Order (ID # 14185) By Ald. White Jr.
That Ordinance 1-11(b) be amended to provide the issuance of a warning for the first offense of Ordinance 9-56, Vegetation and Wood on Private Property.

28. LICENSES AND PERMITS COMMITTEE

- A. Committee Report (ID # 14177) Report of the Committee on Licenses and Permits, meeting on May 18, 2016.
- B. Order 200454 By Ald. Heuston
That the Supervisor of Inspectional Services ascertain the appropriate number of vehicles to be stored on the lot at 161 Broadway so as not to impair public safety.

- RECOMMENDED: Work Completed
- C. License/Permit 200993 New Garage License, BBC Auto Repair, 42 Joy St, 8 autos inside, 0 outside.
RECOMMENDED: Approved
 - D. Order 201143 By Ald. McLaughlin
That the Director of Traffic and Parking and the Chief of Police regularly inspect 161 Broadway for double parked vehicles and other traffic violations.
RECOMMENDED: Work Completed
 - E. License/Permit 201213 New Mobile Food Vendor, Clover Fast Food, operating at the Tufts campus Mon-Wed 4-8PM, Davis Sq Thu-Fri 4-10PM, and Union Sq Sat 4-10PM.
RECOMMENDED: Approved
 - F. License/Permit 201292 New Garage License, Autobody Squad, 45 Webster Ave, Mechanical repairs, autobody work, spray painting, washing vehicles, storing vehicles, 6 autos inside, 2 outside.
RECOMMENDED: Placed on File
 - G. License/Permit 201293 New Garage License, Autobody Squad, 47 Webster Ave, Autobody work, washing vehicles and storing vehicles, 8 autos inside, 3 outside.
RECOMMENDED: Placed on File
 - H. License/Permit 201294 New Garage License, Broadway Motorcars, 161 Broadway, vehicle storage, mechanical repairs, washing vehicles for 33 autos inside.
RECOMMENDED: Approved
 - I. License/Permit 201373 New Hawker Peddler License, Francisca Morales dba Chiki Galvez.
RECOMMENDED: Approved
 - J. Officer's Communication 201446 Traffic and Parking Director submitting responses to various Board Orders submitted 4/14/16.

RECOMMENDED: Work Completed,
 - K. License/Permit 201457 New Garage License, Paul Carneiro dba Barnes and Walsh, 224 Somerville Ave, autobody work and spray painting, 10 cars inside, 5 outside.
RECOMMENDED: Approved as Amended

29. PUBLIC HEALTH AND PUBLIC SAFETY COMMITTEE

- A. Committee Report (ID # 14174) Report of the Committee on Public Health and Public Safety, meeting on May 17, 2016.
- B. Resolution 198956 By Ald. White Jr., Rossetti
That the Administration develop with this Board a strategy to analyze the increasing use of Runway 33L at Logan Airport and document the adverse noise impacts.
RECOMMENDED: Work Completed

- C. Resolution 199100 By Ald. Rossetti
That this Board supports the efforts of the Logan Community Advisory Committee and requests that the FAA re-examine its Runway 33L policies to reduce noise complaints.
RECOMMENDED: Placed on File
- D. Resolution 200074 By Ald. Rossetti
That the Administration update the Committee on Public Health and Safety monthly on data for Logan Airport Runway 33L, and that the City engage Wig Zamore and communicate with officials from Cambridge and other communities on this matter.
RECOMMENDED: Work Completed
- E. Order 201131 By Ald. McLaughlin
That the Supervisor of Inspectional Services address the overflowing trash and abandoned couches in the driveway behind Rent-a-Center on Broadway.
RECOMMENDED: Work Completed
- F. Order 201141 By Ald. McLaughlin
That the Supervisor of Inspectional Services inspect the abandoned businesses at the Cobble Hill Center for violations and fine accordingly.
RECOMMENDED: Work Completed
- G. Order 201301 By Ald. Rossetti, Connolly, Sullivan, White Jr.
That the attached article regarding flight paths be referred to this Board's Committee on Public Health and Public Safety.
RECOMMENDED: Work Completed
- H. Order 201323 By Ald. Niedergang, McWatters
That the Supervisor of Inspectional Services inspect the Verizon building on Central Street and Willoughby Avenue for unknown fluid leaks in the rear, possible contamination at the transformer, and discharging water from an under-driveway pipe, and report to this Board on actions taken.
RECOMMENDED: Work Completed
- I. Order (ID # 14182) By Ald. Connolly
That the Supervisor of Inspectional Services inspect the Rent-a Center property on a bi-weekly basis to ensure that there is nothing left outside the building.
- J. Resolution (ID # 14184) By Ald. Rossetti
That the Administration appoint a resident to the Logan Airport 33L Municipal Working Group.

30. TRAFFIC AND PARKING COMMITTEE

- A. Committee Report (ID # 14180) Report of the Committee on Traffic and Parking, meeting on May 25, 2016.

- B. Public Communication 201267 Green Cab requesting approval of an ordinance to require that taxicabs accept credit cards for fare payment, that taxicabs be also licensed as livery vehicles, and that street hails and taxi stands be permitted only for taxis.
RECOMMENDED: Approved with Conditions

COMMUNICATIONS OF THE MAYOR

31. Mayor's Request (ID # 14194) Requesting approval of an Administrative Order relative to the establishment of a Water and Sewer Department.
32. Mayor's Request (ID # 14195) Requesting approval of an Administrative Order relative to the establishment of a Capital Planning and Engineering Department.
33. Mayor's Request (ID # 14196) Requesting approval of an Administrative Order relative to the establishment of a Parks and Recreation Department.
34. Mayor's Request (ID # 14197) Requesting approval of an Administrative Order relative to the establishment of a Fleet Division in the Department of Public Works.
35. Mayor's Request (ID # 14151) Requesting the acceptance of certain Assembly Row streets as Public Ways, including Grand Union Boulevard and portions of Great River Road, Artisan Way, Canal Street, and Foley Street.
36. Mayor's Request (ID # 14069) Requesting an appropriation of \$75,000 from the CPA Fund Open Space and Recreational Land Reserve for design services for the rehabilitation of the Somerville Community Path per the recommendation of the Community Preservation Committee.
37. Mayor's Request (ID # 14125) Requesting an appropriation of \$40,000 from Unreserved Fund Balance ("Free Cash") to the Debt Service Interest on Notes-BAN Account to fully fund it for FY16.
38. Mayor's Request (ID # 14153) Requesting the acceptance and appropriation of an additional \$40,000 from US2 Associates into the Union Square Stabilization and Revitalization Fund.
39. Mayor's Request (ID # 14154) Requesting an appropriation of \$40,000 from the Union Square Stabilization and Revitalization Fund for services in connection with the redevelopment of Union Square.

- 40. Mayor's Request (ID # 14152) Requesting the creation of the 197 Washington Street Stabilization Fund and the acceptance of a mitigation payment to the Fund of \$8,322 from A&M Realty Trust for striping and sidewalk improvements.
- 41. Mayor's Request (ID # 14158) Requesting approval to transfer \$45,000 from the DPW Sanitation Account to the DPW Highway Account for the rising cost of parts and accessories for the aging DPW vehicle fleet.
- 42. Mayor's Request (ID # 14146) Requesting approval of a time-only extension of a contract with Carrico Illustration to June 1, 2017, for Somerville by Design planning work.
- 43. Mayor's Request (ID # 14147) Requesting approval of a time-only extension of a contract with Nelson Nygaard to June 1, 2017, for Somerville by Design planning work.
- 44. Mayor's Request (ID # 14148) Requesting approval of a time-only extension of a contract with Toole Design Group to June 1, 2017, for Somerville by Design planning work.
- 45. Mayor's Request (ID # 14149) Requesting approval of a time-only extension of a contract with Urban Advantage to June 1, 2017, for Somerville by Design planning work.

COMMUNICATIONS OF CITY OFFICERS

- 46. Officer's Request (ID # 14150) Assistant City Solicitor submitting a revised Powder House Land Disposition Agreement, as recommended by the Finance Committee at its May 18, 2016, meeting.
- 47. Officer's Communication (ID # 14155) Purchasing Director responding to #201490 re: current Verizon contracts.

NEW BUSINESS

- 48. License/Permit (ID # 14198) Public Event Permit, St Benedict Parish Corpus Cristi Procession, Arlington St area, May 29, 12:45-1:45PM.
- 49. License/Permit (ID # 14199) Public Event Permit, Arts Council Puppet Palooza Performances, Capuano School Playground on Jun 2, 20; Chuckie Harris Park on Jun 9, 14; 4:30-7:30PM (raindate next day).
- 50. License/Permit (ID # 14200) Public Event Permit, FRIT High Heel Dash, Assembly Row, Jun 8, 1-9PM (raindate Jun 29).

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- 51. License/Permit (ID # 14201) Public Event Permit, Boston Sikh Sangat Society Shabeel Free Drink Distribution, Union Sq Plaza, Jun 18, 8AM-8PM (raindate Jun 25).
 - 52. License/Permit (ID # 14202) Public Event Permit, Wayside Youth and Family Services Free HIV Testing, Davis Sq Statue Park, Jun 25, 11AM-5PM.
 - 53. License/Permit (ID # 14203) Public Event Permit, Oath Craft Pizza Music Fest, Seven Hills Park, Jun 25, 11AM-7PM (raindate Jul 9).
 - 54. License/Permit (ID # 14204) Public Event Permit, Electric Avenue Block Party, Packard Ave to Mason St, Jun 26, 11AM-6PM.
 - 55. License/Permit (ID # 14205) Public Event Permit, Portuguese American Civic League Holy Ghost Feast, Springfield St, Jul 8 6PM-12AM, Jul 9 7PM-Midnite, Jul 10 9AM-10PM.
 - 56. License/Permit (ID # 14206) Public Event Permit, Blue Point Brewing Company Boatyard Bash, Buena Vista Parking Lot, Aug 27, 7AM-10PM.
 - 57. License/Permit (ID # 14207) Public Event Permit, Ryan Harrington Foundation Corn Toss Tournament, Trum Field, Sep 10, 8AM-6PM (raindate Sep 11).
 - 58. License/Permit (ID # 14208) Public Event Permit, Somerville Foundation for Dogs Dog Fest, Trum Field, Sep 11, 6AM-5PM.
 - 59. License/Permit (ID # 14209) Renewing Taxi Medallion License, Elzira and Luc Inc, Med #6.
 - 60. License/Permit (ID # 14210) Renewing Taxi Medallion License, Gardy Inc, Med #19.
 - 61. License/Permit (ID # 14211) Renewing Taxi Medallion License, Victory Cab, Med #56.
 - 62. License/Permit (ID # 14212) Renewing Taxi Medallion License, My Cab, Med #61.
 - 63. License/Permit (ID # 14213) Renewing Taxi Medallion License, SLS Transportation, Med #75.
 - 64. License/Permit (ID # 14214) Transferring Taxi Medallion License, Medallions #28,30,31,32 from Stone Transportation to Mount Pleasant Taxi.

- 65. License/Permit (ID # 14215) Transferring Flammables License, PMG Northeast LLC, 212 Broadway.
- 66. License/Permit (ID # 14216) Renewing Extended Operating Hours License, Wang's Fast Food, 509 Broadway.
- 67. License/Permit (ID # 14217) Renewing Extended Operating Hours License, Chow 'N' Joy, 626C Somerville Ave.
- 68. License/Permit (ID # 14218) Renewing Used Car Dealers License Class 2, Mass Auto Brokers, 631 Somerville Ave.
- 69. License/Permit (ID # 14219) Renewing 2015 Used Car Dealers License Class 2, Mass Auto Brokers, 631 Somerville Ave.
- 70. License/Permit (ID # 14220) Renewing Mobile Food Vendor License, Moe's BBQ Trolley.
- 71. License/Permit (ID # 14221) Renewing 2015 Mobile Food Vendor License, Moe's BBQ Trolley.
- 72. License/Permit (ID # 14222) New Garage License, DM Auto Services, 45 Webster Ave, for mechanical repairs, 10 autos inside, 2 outside.

SUPPLEMENTAL ITEMS

- 73. Resolution (ID # 14186) By Ald. Connolly, and the Entire Board
That the Administration work with this Board to provide evidence of the City's runner-friendly activities to the Road Runners Club of America in order to be designated a Runner Friendly Community.
- 74. Resolution (ID # 14234) By Ald. Ballantyne
That the Administration not cut down any trees prior to meeting with this Board's Committee on Open Space, Environment and Energy to discuss the issue.
- 75. Order (ID # 14235) By Ald. Ballantyne
That the Arborist check the health of the tree at 143 Powerhouse Blvd.
- 76. Mayor's Request (ID # 14236) Requesting the acceptance of the non-union phase-1 salary recommendations of the Municipal Compensation Advisory Board.
- 77. Mayor's Request (ID # 14159) Requesting approval to pay prior fiscal year invoices in the DPW totalling \$105,567 for Simplex Grinnell.

- 78. Mayor's Request (ID # 14157) Requesting approval to pay prior fiscal year invoices in the DPW totaling \$3,702.75 for Sterling Movers.
- 79. Officer's Communication (ID # 14133) DPW Commissioner responding to various Board Orders submitted 5/12/16.
- 80. Officer's Communication (ID # 14187) DPW Commissioner responding to supplemental Board Orders submitted 5/12/16.
- 81. Officer's Communication (ID # 14223) DPW Commissioner responding to various Board Orders submitted this evening.
- 82. License/Permit (ID # 14233) New Used Car Dealer License Class 2, CM Auto Sales, 39 Webster Ave, 35 cars outside, none inside.
- 83. License/Permit (ID # 14232) Renewing Outdoor Seating License, Aguacate Verde, 13 Elm St.
- 84. License/Permit (ID # 14231) Renewing Extended Operating Hours License, Golden Light Restaurant, 24 College Ave.
- 85. License/Permit (ID # 14230) Renewing Garage License, Aris Auto, 3 Craigie St.
- 86. License/Permit (ID # 14229) Renewing Flammables License, Aris Auto, 3 Craigie St.
- 87. License/Permit (ID # 14228) Transferring Taxi Medallion License, Medallions #53,54 from Sullivan Square Taxi to Green and Yellow Cab TNC of Somerville.
- 88. License/Permit (ID # 14227) Transferring Taxi Medallion License, Medallions #27,67,68 from Loch Ness Taxi to Green and Yellow Cab TNC of Somerville.
- 89. License/Permit (ID # 14226) Transferring Taxi Medallion License, Medallions #33,34,35,36,37,38 from Somerville Yellow Cab to Green and Yellow Cab TNC of Somerville.

LATE ITEMS

ADJOURNMENT