

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

MINUTES OF THE REGULAR MEETING

December 10, 2009, 7:00 PM
Aldermanic Chambers

NOTICE: This is NOT the official version of the Board of Aldermen'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.

PRESENT for all or part of the meeting: President Walter F. Pero, Vice President John M. Connolly, Aldermen Bruce M. Desmond, Dennis M. Sullivan, William A. White Jr., William M. Roche, Maryann M. Heuston, Thomas F. Taylor, Sean T. O'Donovan, Rebekah L. Gewirtz, Robert C. Trane

OPENING OF THE MEETING

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|----|-----------|--|--------------------------|
| 1. | Roll Call | Call of the Roll. | 188505
Placed on File |
| 2. | Minutes | Approval of the minutes of the Regular Meeting of November 12, 2009. | 188506
Approved |

CITATIONS

None

PUBLIC HEARINGS

- | | | | |
|----|-------------------|---|--------------------|
| 3. | Grant of Location | Request of Rosemarie Bombara, owner of 492 Medford St., for a Grant of Location to install 40 feet of conduit in Trull St., from Pole #339/8 to 492 Medford St. | 188507
Approved |
| 4. | Tax Levy | Acting Chief Assessor's request for the adoption of tax levy percentages for FY 2010, and other related actions. | 188508
Approved |

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

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| 5. | Order | By Ald. Taylor, That the Director of SPCD contact Verizon to request that they clean up the property at Central and Willoughby Sts. and reduce the noise from the roof fan, and report the results to the Ward 3 Alderman. | 188509
Approved |
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| 6. | Order | By Ald. Taylor, That the Commissioner of Public Works contact the appropriate utility to replace the leaning utility pole at 68 Columbus Ave. | 188510
Approved |
| 7. | Resolution | By Ald. Roche, That this Board requests that the Administration provide an update to #188141 re: issuing tickets to offenders in designated HP spots in private parking lots. | 188511
Approved, Copy to
Traffic & Parking |
| 8. | Order | By Ald. Roche, That the Commissioner of Public Works place a sand barrel at the corner of Pearl and Delaware Sts. | 188512
Approved |
| 9. | Order | By Ald. Trane, That the Commissioner of Public Works plow the snow around Dilboy Stadium to allow residents to park there during a snow emergency. | 188513
Approved |
| 10. | Order | By Ald. Desmond, That the City Solicitor work with the City Clerk, Police Chief, Fire Chief, Traffic and Parking Director, and Public Works Commissioner to draft an ordinance for the permitting of public events. | 188514
Approved |
| 11. | Order | By Ald. Desmond and Heuston, That the Commissioner of Public Works replace the missing traffic light at Summer and Central Sts. | 188515
Approved |
| 12. | Order | By Ald. Desmond and O'Donovan, That the Commissioner of Public Works remove the dead tree on Holyoke St. at Elm St. | 188516
Approved |
| 13. | Resolution | By Ald. Desmond, Pero, Sullivan, Connolly and White, That this Board requests that Rep. Sciortino request of the DCR Commissioner that the current Memorandum of Agreement allowing the City to police and maintain certain state roads be amended to include Shore Dr. | 188517
Approved |
| 14. | Order | By Ald. Gewirtz, That the Commissioner of Public Works take steps to ensure that the doors of the West Branch library are preserved and protected from the elements. | 188518
Approved |
| 15. | Order | By Ald. Gewirtz, That the Director of Traffic and Parking create a policy of leniency for meter violations when there are special events in Davis Sq., to enhance visitors' experiences. | 188519
Approved |
| 16. | Resolution | By Ald. Gewirtz, That this Board requests that the Administration consider launching an extension of the 311 program with an application for the Iphone similar to the "Citizens Connect" program recently initiated in Boston. | 188520
Approved, Copy to
Information Technology |

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| 17. | Order | By Ald. Gewirtz, Roche and Sullivan, That the Director of Housing update this Board on current foreclosure prevention efforts, including CAAS' door to door outreach. | 188521
Approved, Copy to
Housing & Community
Development |
| 18. | Resolution | By Ald. Heuston, That this Board requests that the Administration take additional steps to reach out to the city's non English speaking residents to inform them of ResiStat meetings. | 188522
Approved |
| 19. | Order | By Ald. Heuston, That the Director of Traffic and Parking consider suspending parking meter operations from Dec. 18-24, to allow shoppers to shop locally. | 188523
Approved |
| 20. | Order | By Ald. Heuston, That the Commissioner of Public Works replace the street sign at Elliot St. and Properzi Way. | 188524
Approved |
| 21. | Order | By Ald. Heuston, That the Commissioner of Public Works replace the Brickbottom Condominium sign removed during the sidewalk reconstruction at Poplar and Joy Sts. | 188525
Approved |
| 22. | Order | By Ald. Heuston, That the Director of Traffic and Parking take steps, including the installation of additional signage, to ensure that drivers stop at the intersection of Somerville Ave. Extension and Poplar St. | 188526
Approved |
| 23. | Order | By Ald. Heuston, That the Commissioner of Public Works replace the PRIVATE WAY sign at Park Pl. and Laurel St. | 188527
Approved |
| 24. | Order | By Ald. Heuston, That the Director of SPCD direct the owner of 515 Somerville Ave. to clean its perimeter, install secure fencing before Jan. 1, and appear before this Board with an update on its disposition. | 188528
Approved, Copy to
Public Health & Safety |

UNFINISHED BUSINESS

None

REPORTS OF COMMITTEES

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|------|------------------|--|--------------------|
| 25. | Committee Report | Report of the Committee on Public Health & Safety, Nov. 30.
No papers. | 188529
Approved |
| 26. | Committee Report | Report of the Committee of the Whole on Finance, Dec. 1. | 188530
Approved |
| 26A. | Mayor's Request | Requesting approval to extend a contract with TBA Architects Inc. for House Doctor architectural services at 42 Cross St., to August 31, 2010. | 188402
Approved |

26B.	Mayor's Request	Requesting approval to extend a contract with Johnson Roberts Associates Inc. for House Doctor architectural services at Conway Park, to August 31, 2010.	188403 Approved
26C.	Mayor's Request	Requesting the transfer of \$9,050 from the Treasury Certificate of Notes and Bonds Acct. to the Building Insurance Acct. to cover the cost of a recent tax possession and vacant property insurance.	188406 Approved
26D.	Mayor's Request	Requesting the transfer of \$6,333 from the Treasury Salaries Acct. to the Treasury Office Equipment Acct. to cover the cost of a photocopier.	188407 Approved
26E.	Mayor's Request	Requesting the use of \$101.61 in current year funds to pay a prior year invoice from Gate House Media for a legal advertisement in the Weights and Measures Dept.	188408 Approved
26F.	Mayor's Request	Requesting a transfer of \$150,000 from the DPW Sanitation Prof. & Tech. Svcs. Acct. to the DPW Administration Capital Outlay Engineering/Architectural Svcs. Acct., to fund the Washington St. project design and construction.	188482 Approved
26G.	Mayor's Request	Requesting approval to expend a grant of \$2,000 from the Harvard School of Public Health for the Health Dept.'s Shape Up Somerville initiative.	188485 Approved
27.	Committee Report	Report of the Committee on Legislative Matters, Dec. 1. No papers.	188531 Approved
28.	Committee Report	Report of the Committee on Legislative Matters meeting jointly with the Historic Preservation Commission, Dec. 2. No papers.	188532 Approved
29.	Committee Report	Report of the Committee on Land Use, meeting jointly with the Planning Board, Dec. 3. No papers.	188533 Approved
30.	Committee Report	Report of the Committee on Information Technology, Dec. 9.	188534 Approved
30A.	Resolution	By Ald. Roche, That this Board recommends that the City enter into a one-year agreement with IQM2 to provide legislative tracking/agenda management software and video streaming services.	188535 Approved
31.	Committee Report	Report of the Committee of the Whole on Finance, Dec. 9.	188536 Approved

31A.	Mayor's Request	Requesting approval to expend a grant of \$201,000 from the MA Environmental Trust, to renovate the Blessing of the Bay Boathouse and docks, and create a new pedestrian route to the Boathouse from Foss Park.	188409 Approved
31B.	Mayor's Request	Requesting approval of a lease for the Lower Broadway Police Substation for one year (9/09-8/10) at \$1,375/month.	188478 Approved
31C.	Mayor's Request	Requesting an appropriation of, and authorization to borrow, \$288,200, in a bond to complete Community Path improvements and design from Cedar St. to Central St.	188479 Approved
31D.	Mayor's Request	Requesting a transfer of \$8,000 in the Information Technology Dept., from the Salaries Acct. to the Prof. & Tech. Svcs. Acct., for a consultant to develop an open source website for constituents and intranet for employees.	188484 Approved

COMMUNICATIONS OF THE MAYOR

32.	Mayor's Request	Requesting the approval of an amendment to the Zoning Ordinance to establish a temporary building moratorium in a portion of the Winter Hill Commercial District.	188537 Land Use & Planning Board
33.	Mayor's Request	Requesting approval of an Order of Taking for a small parcel that was formerly part of Tenney Court and will be part of Assembly Sq. Dr. (Parcel E-6) to clear the title to the parcel (time expired on recording Taking #188350).	188538 Approved
34.	Mayor's Request	Requesting the approval of a \$500,000 appropriation from the Receipts Reserved for Appropriation-Parking Meter Receipts Acct. to reduce the FY2010 tax levy.	188539 Approved
35.	Mayor's Request	Requesting the approval of a \$177,816 appropriation from the Receipts Reserved for Appropriation-Water/Sewer Rate Relief Acct. to reduce the FY2010 tax levy.	188540 Approved
36.	Mayor's Request	Requesting the approval of a \$185,175 appropriation from the Capital Projects Stabilization Fund for the acquisition of two vacant parcels at 46 Pearl St. and 0 Florence St.	188541 Finance
37.	Mayor's Request	Requesting approval to pay prior year invoices totaling \$65,288.57 from Casella Waste (FCR) for recycling processing fees between 11/08 and 6/09.	188542 Finance
38.	Mayor's Request	Requesting the approval to expend a \$23,800 grant from the MA Office of Public Safety, for Police Dept. traffic enforcement mobilization and traffic safety equipment.	188543 Finance
39.	Mayor's Request	Requesting the approval to expend a \$3,772 grant from the MA Office of Public Safety, for Fire Dept. fire safety education for children.	188544 Finance

40.	Mayor's Request	Requesting the approval to expend a \$2,895.63 grant from Federal Realty Investment Trust, to reimburse the Fire Dept. for overtime at the Oct. 10 Assembly Sq. fireworks.	188545 Finance
41.	Mayor's Request	Requesting the appointment of Jason Ruf, currently on the Reserve List, as a Firefighter.	188546 Conf. of Appointments
42.	Mayor's Request	Requesting the appointment of Francisco De la Barra to the Arts Council.	188547 Approved
43.	Mayor's Request	Requesting the re-appointment of Frederick Mangone as Constable.	188548 Approved
44.	Mayor's Request	Requesting the re-appointment of William Medeiros as Constable.	188549 Approved
45.	Mayor's Request	Requesting the re-appointment of James DiFraia as Constable.	188550 Approved
46.	Mayor's Request	Requesting the re-appointment of Michael Browne as Constable.	188551 Approved
47.	Mayor's Request	Requesting the re-appointment of Mark Snider as Constable.	188552 Approved

COMMUNICATIONS OF CITY OFFICERS

48.	Officer's Comm.	Planning Board providing recommendations with regard to #188112, a zoning ordinance amendment to rezone a portion of Broadway in Winter Hill and East Somerville.	188553 Placed on File, Copy to Land Use
49.	Officer's Comm.	Asst. City Solicitor Shapiro responding to #188169 re: Aldermen addressing a city commission.	188554 Placed on File, Copy to Legislative Matters

NEW BUSINESS

50.	Public Event	Public Event Permit, Jingle Bell Run Road Race, Davis Sq. area, Dec. 13, 11AM.	188555 Approved
51.	Drainlayer	New Drain Layer's License, Conway Construction.	188556 Approved
52.	Flammable	Transfer of Flammables License, Chris's Auto Service, 371 Highland Ave., 19,100 gallons.	188557 Approved
53.	Garage	New Garage License, Chris's Auto Service, 371 Highland Ave., 3 cars inside, 10 outside.	188558 Licenses & Permits

54.	Garage	Renewing Garage License, BBC Auto Repair, 483 Somerville Ave., 10 cars inside.	188559 Licenses & Permits
55.	Junk Dealer	New Junk Dealer's License, Game Underground, 1123 Broadway, buying and selling used video games.	188560 Approved
56.	Amusement Device	New Automatic Amusement Device License, Game Underground, 1123 Broadway, 2 devices.	188561 Licenses & Permits
57.	Used Car	Renewing Used Car Dealer's License Class 3, Joseph Talewsky and Son, 512 Columbia St.	188562 Licenses & Permits
58.	Used Car	Renewing Used Car Dealer's License Class 3, Joseph Talewsky and Son, 517 Columbia St.	188563 Licenses & Permits
59.	Used Car	Renewing Used Car Dealer's License Class 2, DM Auto Body Inc., 48 Joy St., 13 cars.	188564 Licenses & Permits
60.	Used Car	Renewing Used Car Dealer's License Class 2, GE & M Auto Service dba Alewife Automotive, 395 Alewife Brook Pkwy., 10 cars outside.	188565 Licenses & Permits
61.	Used Car	Renewing Used Car Dealer's License Class 2, Top Cars of Boston dba Inman Motor, 39 Webster Ave., 30 cars outside.	188566 Licenses & Permits
62.	Used Car	Renewing Used Car Dealer's License Class 2, Master Used Cars, 121 Prospect St., 46 cars.	188567 Licenses & Permits
63.	Used Car	Renewing Used Car Dealer's License Class 2, Prestige Auto Imports Inc. dba Webster Auto Sales, 61 Prospect St., 22 cars outside.	188568 Licenses & Permits
64.	Comm.	David Guss submitting comments re: #188305, a proposed zoning amendment to facilitate senior housing.	188569 Land Use
65.	Comm.	Teri Swartzel submitting comments re: #188305, a proposed zoning amendment to facilitate senior housing.	188570 Land Use
66.	Comm.	Margaret Evans submitting comments re: #188468, an Off Leash Recreation Area for dogs in West Somerville.	188571 Placed on File
67.	Comm.	Susie Cloete submitting comments re: #188468, an Off Leash Recreation Area for dogs in West Somerville.	188572 Placed on File
<u>LATE ITEMS</u>			
68.	Mayor's Request	Requesting an appropriation of \$700,000 from the Overlay Surplus declared by the Board of Assessors on Oct. 22, to reduce the FY2010 tax levy.	188480 Discharged from Finance, Approved

69.	Mayor's Request	Requesting acceptance of MGL c32B s18, regarding retiree health coverage under Medicare and municipal Medicare extension plans.	187264 Discharged from Finance, Approved, Ald. Roche and Pero recused
70.	Order	By Ald. Heuston, That the Director of SPCD notify the Housing Authority that the dumpster in the Hagan Manor parking lot is too small, frequently overflowing, and poorly maintained, and that the city may issue citations there.	188573 Approved
71.	Order	By Ald. Heuston, That the Neighborhood Impact Team inspect 76 Newton St. for health/building code violations.	188574 Approved
72.	Order	By Ald. Pero, That the Director of Traffic and Parking impose resident only parking at all hours on Fellsway West.	188575 Approved
73.	Order	By Ald. White, That the attached communication from Market Basket, re: #188285, be referred to the Committee on Public Health and Safety.	188576 Public Health & Safety
74.	Committee Report	Report of the Caucus of the 2010 Board of Aldermen, Dec. 10.	188577 Placed on File
75.	Officer's Comm.	SPCD Director responding to #188147 re: Speed bumps on Craigie St.	188578 Placed on File
76.	Comm.	Michael Panis submitting comments re: #188468, an Off Leash Recreation Area for dogs in West Somerville.	188579 Placed on File

Submitted by John J. Long, City Clerk