

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

MINUTES OF THE REGULAR MEETING

February 11, 2010, 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 John M. Connolly, Vice President Rebekah L. Gewirtz, Aldermen Bruce M. Desmond, William A. White Jr., William M. Roche, Maryann M. Heuston, Thomas F. Taylor, Walter F. Pero, Sean T. O'Donovan, Robert C. Trane

OPENING OF THE MEETING

- | | | | |
|----|-----------|--|--------------------------|
| 1. | Roll Call | Call of the Roll. | 188777
Placed on File |
| 2. | Minutes | Approval of the minutes of the Organizational Meeting of January 4, 2010, and the Regular Meeting of January 14, 2010. | 188778
Approved |

CITATIONS

None

PUBLIC HEARINGS

- | | | | |
|----|-------------------|---|--|
| 3. | Grant of Location | Grant of Location, NStar Electric to relocate one new pole in the sidewalk near 8 Greenville St. | 188779
Approved w/condition:
Property owner must first document that all pole relocation fees have been paid; Ald. Roche recused |
| 4. | Grant of Location | Grant of Location, NStar Electric to install 12 feet of conduit in Munroe St., from Pole #245/12 across the sidewalk to 83 Munroe St. | 188780
Approved; Ald. Roche recused |

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

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| 5. | Order | By Ald. Pero, That the Commissioner of Public Works pave Fairview Terrace. | 188781
Approved |
| 6. | Order | By Ald. Pero, That the Director of Traffic and Parking enforce the permit parking and 2 hour parking restrictions at Medford and Thurston Sts. | 188782
Approved |
| 7. | Order | By Ald. Pero, That the Commissioner of Public Works notify the appropriate utility to remove the wires hanging from the telephone pole at 8-12 Sargent Ave. | 188783
Approved |
| 8. | Resolution | By Ald. Connolly, Taylor, White, Gewirtz, Roche, Pero, Trane, Desmond and O'Donovan, That this Board requests that the Mayor, with this Board, form a committee of interested citizens and community organizations to explore creating a community center to serve residents' educational and recreational needs. | 188784
Approved |
| 9. | Order | By Ald. Roche, That the Chief of Police enforce the NO LEFT TURN restriction at the end of Mt. Pleasant St., especially during morning hours. | 188785
Approved |
| 10. | Order | By Ald. O'Donovan, That the City Clerk notify the owner of Royal White Laundry to appear at a joint meeting of the Traffic & Parking and Public Health & Safety Committees to explain why their trucks are operating before 7 AM, driving in the wrong direction on Warwick St., and backing down Warwick St. | 188786
Approved, Copy to
Public Health & Safety
and Traffic & Parking |
| 11. | Order | By Ald. O'Donovan, That the City Clerk report to this Board what list of homeowner addresses is used by the city to notify individuals of snow and trash violations. | 188787
Approved, Copy to
Public Health & Safety
and Information
Technology |
| 12. | Order | By Ald. O'Donovan, That the Chief of Police report to the Committee on Public Health & Safety on follow-up for the crime(s) committed at 66 Hinckley St., and the dates of crimes in that area for the past 12 years. | 188788
Approved, Copy to
Public Health & Safety |
| 13. | Order | By Ald. O'Donovan, That the Chief of Police order directed patrols around Hinckley St. for the next six months on weekdays and weekends, emphasizing the daylight hours. | 188789
Approved |
| 14. | Order | By Ald. Taylor, That the Chief Fire Engineer evaluate the need to designate a Fire Lane on Greenville Terrace. | 188790
Approved |
| 15. | Resolution | By Ald. Taylor, That this Board requests that the Administration provide an update on the development of the Task Force on Bicycle and Pedestrian Safety. | 188791
Approved |

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| 16. | Order | By Ald. Taylor, That the Commissioner of Public Works replace the STOP sign at Washington St. and Bonner Ave. | 188792
Approved |
| 17. | Order | By Ald. Taylor, That the Commissioner of Public Works direct NStar to replace the light at the end of Hillside Park. | 188793
Approved |
| 18. | Order | By Ald. Taylor and White, That the Director of Public Health bait Pleasant Ave., Grandview Ave., Walnut St., Vinal Ave. and Summit Ave. for rodents, and report back to the Committee on Public Health & Safety for further action. | 188794
Approved, Copy to
Public Health & Safety |
| 19. | Order | By Ald. Gewirtz, Heuston, Taylor and Connolly, That the Chief Information Officer, in coordination with this Board's Committee on Information Technology, review the "Google Fiber for Communities" program to increase internet speeds in several trial municipalities. | 188795
Approved, Copy to
Information
Technology |
| 20. | Order | By Ald. Gewirtz, That the Director of SPCD (ISD) update the Ward 6 Alderman on reported dumping on the community path at the Carli fence site at Willow Ave. | 188796
Approved |
| 21. | Resolution | By Ald. Gewirtz, That this Board requests that the Administration provide an update on a Tree Advisory Committee, per the Tree Preservation Ordinance. | 188797
Approved |

UNFINISHED BUSINESS

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|-----|-------|--|--------------------------|
| 22. | Comm. | Anonymous, submitting comments (including an audio recording of the Zoning Board of Appeals 10/15/08 meeting) re: #188305, a proposed zoning amendment to facilitate senior housing. | 188776
Placed on File |
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REPORTS OF COMMITTEES

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| 23. | Committee Report | Report of the Committee on Senior Services, Feb. 2. | 188798
Approved |
| 23A. | Order | By Ald. Roche, That the City Clerk send a communication to the Ride, informing them of the traffic restrictions at 70 Perkins St. | 188799
Approved |
| 23B. | Order | By Ald. Roche, That the City Clerk send a communication to the City of Boston re: the street sign halfway down Caldwell St. that is blocking wheelchair access. | 188800
Approved |
| 24. | Committee Report | Report of the Committee on Youth Services, Feb. 4.
No papers. | 188801
Approved |
| 25. | Committee Report | Report of the Committee on Land Use, Feb. 9.
No papers. | 188802
Approved |

26.	Committee Report	Report of the Committee of the Whole on Legislative Matters, Feb. 9.	188803 Approved
26A.	Officer's Comm.	Asst. City Solicitor submitting proposed revisions to Ord. 8-7, Operating Hours of Retail and Service Establishments.	188663 Placed on File
26B.	Officer's Comm.	Asst. City Solicitor submitting a revised Ordinance re: Operating Hours of Retail, Restaurant and Service Establishments.	188756 Placed on File

COMMUNICATIONS OF THE MAYOR

27.	Mayor's Request	Requesting, for technical reasons, a second approval of an Order of Taking to acquire by eminent domain two Skilton St. parcels adjacent to Edward L. Leathers Park and the MBTA right-of-way for \$138,000 (previously approved as #187798).	188804 Approved
28.	Mayor's Request	Requesting approval to rescind a Care, Custody and Control Agreement with DCR for Shore Dr., dated 10/4/72.	188805 Approved
29.	Mayor's Request	Requesting approval of a contract with MassDOT for \$2,196,387 for "nonparticipating items" in the construction of Assembly Sq. Drive and offsite improvements.	188806 Finance
30.	Mayor's Request	Requesting an appropriation of \$40,000 from the Capital Projects Stabilization Fund to purchase 2 license plate readers for the Police Dept.	188807 Finance
31.	Mayor's Request	Requesting an appropriation of \$15,000 from the Capital Projects Stabilization Fund to purchase cameras for the prison cells, lobby, sally port, and garage at the Police Dept.	188808 Finance
32.	Mayor's Request	Requesting the use of \$9,693 in available funds in the Somerstat Salaries Acct. to establish a part-time ResiStat Coordinator, effective 3/1/10.	188809 Finance
33.	Mayor's Request	Requesting the transfer of \$4,900 in the Somerstat Dept., from the Salaries Acct. to the Neighborhood Improvement Council Acct., for a part-time intern.	188810 Finance
34.	Mayor's Request	Requesting the retention of Lynch Desimone and Nylen as outside legal counsel, to defend values at the Appellate Tax Board for the Board of Assessors.	188811 Finance
35.	Mayor's Request	Requesting approval to expend a \$12,213 grant from the MAPC Shannon Community Safety Initiative, for anti-gang efforts and youth violence prevention in the Police Dept.	188812 Finance
36.	Mayor's Request	Requesting approval to appoint David Farino as a Firefighter on the Reserve List.	188813 Conf. of Appointments

37.	Mayor's Request	Requesting approval to appoint Keith McInnis as a Firefighter on the Reserve List.	188814 Conf. of Appointments
38.	Mayor's Request	Requesting approval to appoint Christopher Clark as a Firefighter on the Reserve List.	188815 Conf. of Appointments
39.	Mayor's Request	Requesting approval to appoint Sean Layton as a Firefighter on the Reserve List.	188816 Conf. of Appointments
40.	Mayor's Request	Requesting approval to appoint Robert Galvin as a Firefighter on the Reserve List.	188817 Conf. of Appointments
41.	Mayor's Request	Requesting approval to appoint Ryan Layton as a Firefighter on the Reserve List.	188818 Conf. of Appointments
42.	Mayor's Request	Requesting approval to appoint Jay McKenzie as a Firefighter on the Reserve List.	188819 Conf. of Appointments
43.	Mayor's Request	Requesting approval to appoint Thomas Medeiros as a Firefighter on the Reserve List.	188820 Conf. of Appointments
44.	Mayor's Request	Requesting approval to appoint Timothy O'Hearn as a Firefighter on the Reserve List.	188821 Conf. of Appointments
45.	Mayor's Request	Requesting approval to appoint David Pantanella as a Firefighter on the Reserve List.	188822 Conf. of Appointments
46.	Mayor's Request	Requesting approval to appoint Kelly Tucker as Constable.	188823 Approved

COMMUNICATIONS OF CITY OFFICERS

47.	Officer's Comm.	Asst. City Solicitor submitting a revised Ordinance re: Operating Hours of Retail, Restaurant and Service Establishments.	188824 Approved, Enrolled and Ordained
48.	Officer's Comm.	Asst. City Solicitor submitting a draft letter from this Board to property owners re: local historic district designation.	188825 Legislative Matters
49.	Officer's Comm.	Asst. City Solicitor submitting an opinion re: anonymous items placed on this Board's agenda.	188826 Rules
50.	Officer's Comm.	Chief Fire Engineer submitting a response to #188711 re: a vehicle parked on Richardson Terrace.	188827 Placed on File
51.	Officer's Comm.	Traffic & Parking Senior Engineer responding to various Board Orders.	188828 Placed on File

NEW BUSINESS

52.	Public Event	Public Event, Summer Steamer Road Race, 171 Broadway to Trum Field and back, Jul. 18, 10AM.	188829 Approved
53.	Outdoor Seating	New Outdoor Seating and Goods License, Armur Inc. dba Joshua Tree, 256 Elm St., 1 A-Frame sign.	188830 Licenses & Permits
54.	Used Car	Renewing Used Car Dealer Class 2 License, Isaac's Auto Sales and Service Inc., 486 Columbia St., 6 autos.	188831 Licenses & Permits
55.	Garage	Renewing Garage License, Somerville Body Works Inc., 42 Dana St., 10 autos in, 2 out.	188832 Licenses & Permits
56.	Garage	Renewing Garage License, PCJ Auto Services Inc. dba Good Gas Somerville, 343-5 Medford St., 2 autos in, 5 out.	188833 Licenses & Permits
57.	Flammable	Renewing Flammables License, PCJ Auto Services Inc. dba Good Gas Somerville, 343-5 Medford St., 20,500 gallons.	188834 Licenses & Permits
58.	Comm.	Teri Swartzel, claiming authorship for the Anonymous Communication (including an audio recording of the Zoning Board of Appeals 10/15/08 meeting) re: #188305, a proposed zoning amendment to facilitate senior housing (see Unfinished Business).	188835 Placed on File
59.	Comm.	Senator Patricia Jehlen submitting comments re: #188305, a proposed zoning amendment to facilitate senior housing.	188836 Placed on File, Copy to Land Use
60.	Comm.	Affordable Housing Organizing Committee submitting comments re: #188305, a proposed zoning amendment to facilitate senior housing.	188837 Placed on File, Copy to Land Use
61.	Comm.	Susann Wilkinson and Michael Fischer submitting comments re: #188305, a proposed zoning amendment to facilitate senior housing.	188838 Placed on File, Copy to Land Use
62.	Comm.	Hans and Cindi Brandal submitting comments re: #188468, concerning an Off Leash Recreation Area for dogs in West Somerville.	188839 Placed on File, Copy to Parks & Open Space
63.	Comm.	Kathleen Scargle McCormick submitting comments re: #188468, concerning an Off Leash Recreation Area for dogs in West Somerville.	188840 Placed on File, Copy to Parks & Open Space
64.	Comm.	Jennifer Grigoraitis submitting comments re: #188468, concerning an Off Leash Recreation Area for dogs in West Somerville.	188841 Placed on File, Copy to Parks & Open Space
65.	Comm.	Nick Fedor submitting comments re: #188468, concerning an Off Leash Recreation Area for dogs in West Somerville.	188842 Placed on File, Copy to Parks & Open Space

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| 66. | Comm. | Rachel Dolmatch submitting comments re: #188468, concerning an Off Leash Recreation Area for dogs in West Somerville. | 188843
Placed on File, Copy to
Parks & Open Space |
| 67. | Comm. | Christina Cuomo submitting comments re: #188468, concerning an Off Leash Recreation Area for dogs in West Somerville. | 188844
Placed on File, Copy to
Parks & Open Space |
| 68. | Comm. | Lisa McFarren and Justin Grunau submitting comments re: #188468, concerning an Off Leash Recreation Area for dogs in West Somerville. | 188845
Placed on File, Copy to
Parks & Open Space |

LATE ITEMS

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| 69. | Mayor's Request | Requesting approval of an amendment to the Zoning Ordinances, to rezone a portion of Broadway in Winter Hill and East Somerville. | 188112
Discharged from Land
Use, Approved as
Amended by 2/11/10
draft, Enrolled and
Ordained |
| 70. | Mayor's Request | Requesting approval to transfer \$24,500 from the Fire Salaries Acct. to the Personnel Professional & Technical Svcs. Acct., for the recruitment of a new Police Chief. | 188743
Discharged from
Finance, Approved |
| 71. | Mayor's Request | Requesting approval to transfer \$7,200 in the Inspectional Services Dept., from the Salaries Acct. to the Professional & Technological Services Acct., for a contracted licensed/certified sanitarian to perform inspections. | 188745
Discharged from
Finance, Approved |
| 72. | Used Car | Renewing Used Car Dealer's License Class 2, James A. Kiley Co., 15 Linwood St., 6 autos inside. | 188763
Discharged from
Licenses & Permits,
Approved |
| 73. | Used Car | Renewing Used Car Dealer's License Class 2, Mass Auto Sales, 631 Somerville Ave., 14 autos inside. | 188765
Discharged from
Licenses & Permits,
Approved |
| 74. | Used Car | Renewing Used Car Dealer's License Class 2, Automotive Transport Service, 495 Columbia St., 10 autos inside. | 188766
Discharged from
Licenses & Permits,
Approved |
| 75. | Used Car | Renewing Used Car Dealer's License Class 2, CM Auto Sales Inc., 30 Joy St., 40 autos. | 188767
Discharged from
Licenses & Permits,
Approved |

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| 76. | Comm. | President Connolly, Appointing two members of the general public to the Police Chief Selection Committee: Sergio Estany and Dorie Clark. | 188846
Placed on File |
| 77. | Mayor's Request | Requesting approval to amend in the Zoning Ordinances the allowable uses, requirements for special permits, and purpose statements in IA and IP zones. | 188847
Land Use and Planning Board |
| 78. | Mayor's Comm. | Conveying the appointment of two members of the general public to the Police Chief Selection Committee: Howard Horton and Cesar Urrunaga. | 188848
Placed on File |

Submitted by John J. Long, City Clerk