

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

MINUTES OF THE REGULAR MEETING

July 9, 2009, 6:00 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., 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. | 187834
Placed on File |
| 2. | Minutes | Approval of the Minutes of the Regular Meeting of June 11, 2009. | 187835
Approved |

CITATIONS

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| 3. | Citation | By Ald. Sullivan and the Entire Board, Commending John Nugent who is retiring after 37 years of dedicated service as a Laborer in the Dept. of Public Works. | 187836
Approved |
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PUBLIC HEARINGS

None

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

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| 4. | Order | By Ald. Pero, That the Commissioner of Public Works inspect the trees at 23 Meacham St. and at the corner of Meacham and Moreland Sts. and remove them if necessary. | 187837
Approved |
| 5. | Order | By Ald. Taylor, That the Commissioner of Public Works re-paint the No Parking lines at Hamlet St. and Highland Ave. | 187838
Approved |

6.	Order	By Ald. Taylor, That the Commissioner of Public Works add Belmont Place to the 2009 street re-paving list.	187839 Approved
7.	Order	By Ald. Taylor, That the Commissioner of Public Works install a sign at the base of the municipal parking lot at Bonner Ave. and Washington St. informing drivers not to block the intersection.	187840 Approved
8.	Order	By Ald. Trane, That the Director of SPCD provide this Board a list of city owned indoor and outdoor spaces available for community use, distributed by ward.	187841 Approved
9.	Resolution	By Ald. Trane, That this Board requests that the Dedication Committee consider a location on Elmwood St. for a sign honoring the service of 3 Del Ponte family members who served our country in WW 1, WW 2, and the Korean War.	187842 Approved
10.	Order	By Ald. Trane, That the Chief Assessor forward to this Board a revenue projection for taxing telecommunication companies' poles and wires, per recent state law.	187843 Approved
11.	Order	By Ald. Trane, That the Commissioner of Public Works provide the Ward 7 Alderman with a list of all double poles in Ward 7 showing the dates they were installed and the expected dates of removal.	187844 Approved
12.	Order	By Ald. Trane, That the Chief of Police provide a directed patrol for speed enforcement on Broadway near the Powderhouse School.	187845 Approved
13.	Order	By Ald. Trane, That the Chief of Police direct patrols to all parks and playgrounds in Ward 7 to ensure that park closing hours are being observed.	187846 Approved
14.	Order	By Ald. Gewirtz, That the Director of Traffic and Parking ticket any vehicle parked illegally on Winter St. across from the Tedeschi parking lot in front of the closed off driveway. (2nd request)	187847 Approved
15.	Order	By Ald. Gewirtz, That the Director of SPCD enforce the construction hours at 377 Summer St. in accordance with the Development Impact Plan created for the site.	187848 Approved
16.	Order	By Ald. Gewirtz, That the Director of SPCD provide this Board another update on the Cabot Farms building and removing the rusted awning from the public sidewalk.	187849 Approved

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| 17. | Order | By Ald. Gewirtz, That the Director of Sustainability and the Environment work with the Environment and Energy and Legislative Matters Committees to explore a Green Roof Improvement Program similar to one in Chicago, IL. | 187850
Approved, Copy to
Environment & Energy
and Legislative Matters |
| 18. | Order | By Ald. White, That the Director of Personnel advise this Board whether City employees that are laid off and then rehired can "buy back" the time they were laid off, to increase their tenure for purposes of retirement calculations. | 187851
Approved |
| 19. | Order | By Ald. White, That the Director of Personnel, City Solicitor and Director of Finance advise this Board whether the US tax code would permit the city to offer retirees the option of purchasing health insurance on a pre-tax basis, and whether consideration has been given to this option. | 187852
Approved, Ald. Pero
recused; Copy to
Finance |
| 20. | Order | By Ald. Connolly and Gewirtz, That the Director of Traffic and Parking repaint the lane dividers at Summer St. and Cutter Ave. | 187853
Approved |
| 21. | Order | By Ald. Connolly and Gewirtz, That the Commissioner of Public Works repair the pothole at College and Morrison Aves. | 187854
Approved |

UNFINISHED BUSINESS

None

REPORTS OF COMMITTEES

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| 22. | Committee Report | Report of the Committee on Public Health & Public Safety, July 8.
No papers. | 187855
Approved |
| 23. | Committee Report | Report of the Committee on Confirmation of Appointments, July 9. | 187856
Approved |
| 23A. | Mayor's Request | Requesting the appointment of Thomas Gardner as Police Officer. | 187809
Approved |

COMMUNICATIONS OF THE MAYOR

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| 24. | Mayor's Request | Requesting an appropriation and authorization to issue a bond for \$948,053, for participation in the MWRA Local Pipeline Assistance Program. | 187857
Approved |
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| 25. | Mayor's Request | Requesting a supplemental appropriation of \$185,969 to the FY10 budget to restore positions in DPW Administration (\$40,046 to Salaries Acct.), DPW Buildings and Grounds (\$59,523 to Salaries Acct., \$1,992 to Other Differentials Acct.), and DPW Highway (\$81,671 to Salaries Acct., \$2,737 to Other Differentials Acct.). | 187858
Approved |
| 26. | Mayor's Request | Requesting a supplemental appropriation of \$55,000 to the FY10 School Dept. Salaries Acct., to fund a Recreation Specialist-Special Ed. Dept. | 187859
Approved |
| 27. | Mayor's Request | Requesting approval to pay prior year invoices in the IT Dept. totaling \$7,117.77. | 187860
Finance |
| 28. | Mayor's Request | Requesting authorization to expend a grant of \$7,500 from Cataldo Ambulance Service, to fund the City's annual Independence Day fireworks. | 187861
Approved |
| 29. | Mayor's Request | Requesting authorization to expend a grant of \$7,500 from NStar Electric and Gas Corp., to fund the City's annual Independence Day fireworks. | 187862
Approved |
| 30. | Mayor's Request | Requesting the appointment of Robert Staaf to the Conservation Commission. | 187863
Approved |
| 31. | Mayor's Request | Requesting the appointment of James Kirylo to the citywide Design Review Committee. | 187864
Conf. of Appointments |
| 32. | Mayor's Request | Requesting the appointment of Catello Battinelli II as Constable. | 187865
Conf. of Appointments |
| 33. | Mayor's Request | Requesting approval of a Resolution in support of the expansion of the MA Bottle Bill. | 187866
Approved |
| 34. | Mayor's Request | Requesting approval of a Resolution in opposition to an Act Promoting Consumer Choice and Competition, which would limit the city's ability to negotiate cable licenses. | 187867
Approved |
| 35. | Mayor's Comm. | Updating this BOA with respect to negotiations for a new contract effective 1/1/10, for the collection of solid waste, recycling, and leaf and yard waste. | 187868
Finance |
| 36. | Mayor's Comm. | Updating this BOA with respect to the redevelopment of Hodgkins Curtin Park on Elm St. | 187869
Placed on File |
| <u>COMMUNICATIONS OF CITY OFFICERS</u> | | | |
| 37. | Officer's Comm. | Police Chief following up on #187477. | 187870
Placed on File |

38.	Officer's Comm.	SPCD Director responding to various Board Orders.	187871 Placed on File
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NEW BUSINESS

39.	Public Occ	Public Event Permit, Corey Shea Memorial Scholarship Softball Tournament, Trum Field, July 25, 8AM-8PM.	187872 Approved
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40.	Public Occ	Public Event Permit, Preston Rd., Block Party, July 29, 5:30-8PM.	187873 Approved
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41.	Public Occ	Public Event Permit, Alibrandis Baseball Club 20 th Anniversary Game, Trum Field, July 29, 6-11:30PM. (raindate July 31)	187874 Approved
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42.	Public Occ	Public Event Permit, Pop Warner Canning Drive, Citywide, Aug. 16 & 29.	187875 Approved
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43.	Public Occ	Public Event Permit, Somerville Firefighters Local 76 Muscular Dystrophy Boot Drive, Davis Sq., Union Sq, Broadway/McGrath Hwy., Aug. 22, 9-Noon.	187876 Approved
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44.	Public Occ	Public Event Permit, Somerville Garden Club Plant Sale, Davis Sq., Sept. 19, 7AM-2PM.	187877 Approved
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45.	Drainlayer	New Drain Layer's License, J.W. DeNapoli Inc.	187878 Approved
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46.	Drainlayer	New Drain Layer's License, J.P. Vara Inc.	187879 Approved
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47.	Extended Hours	Renewing Extended Hours License, Hess Corp., 709 McGrath Hwy., 24/7 operation.	187880 Licenses & Permits
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48.	Sign	New Sign/Awning Permit, Bow St. Flowers, 108 Beacon St., 2 signs and awnings.	187881 Licenses & Permits
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49.	Garage	Renewing Garage License, Inner Belt Industrial Center Realty Trust, 21 Third Ave., 76 autos inside.	187882 Licenses & Permits
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50.	Taxi Med	Renewing Taxi Medallion, Wilvens Cab Inc., Med. #18.	187883 Approved
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51.	Taxi Med	Renewing Taxi Medallion, Odney Cab Inc., Med. #72.	187884 Approved
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52.	Taxi Med	Renewing Taxi Medallion, Marc Morency Inc., Med. #78.	187885 Approved
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| 53. | Taxi Med | Renewing Taxi Medallion, Somerville Trans Co., Med. #71. | 187886
Approved |
| 54. | Taxi Med | Renewing Taxi Medallion, Alewife Trans Co., Med. #65, 69 & 80. | 187887
Approved |
| 55. | Taxi Med | Renewing Taxi Medallion, Eastern Trans Co., Med. #73, 87 & 90. | 187888
Approved |
| 56. | Taxi Med | Renewing Taxi Medallion, Silcor Trans Co., Med. #51, 52, 77 & 93. | 187889
Approved |
| 57. | Taxi Med | Renewing Taxi Medallion, Ormond Trans Co., Med. #49, 50, 62 & 89. | 187890
Approved |

LATE ITEMS

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| 58. | Order | By Ald. O'Donovan, That the Commissioner of Public Works clean the catch basin at Cedar Ave. and Cedar St. | 187891
Approved |
| 59. | Order | By Ald. Sullivan, Taylor and Roche, That the SPCD Director request that MBTA commuter rail trains refrain from sounding their horns unnecessarily in the early morning and late evening hours. | 187892
Approved |
| 60. | Mayor's Request | Requesting an additional appropriation of \$75,283 from the Capital Projects Stabilization Fund 85 for environmental remediation at the Kiley Barrel site. | 187893
Approved |
| 61. | Mayor's Request | Requesting approval of an appropriation of \$200,000 from the Capital Stabilization Fund 85 for environmental remediation services at the Kiley Barrel site. | 187697
Discharged from Finance, Approved |
| 62. | Mayor's Request | Requesting, with Ald. Heuston and Roche, approval of an amendment to the zoning ordinance to alter the uses allowed in the IA, IB and IP industrial districts, and to make associated map changes. | 187894
Land Use and Planning Board |
| 63. | Order | By Ald. Heuston and White, That the SPCD Director provide this Board with documentation of the acquisition of the Kiley Barrel site, and that the City Solicitor appear before this Board to discuss options to proceed against the former owner or others for the hazardous waste at the site. | 187895
Approved |
| 64. | Order | By Ald. White, That the City Clerk request the MBTA General Manager and the Maxpak property owner appear at the next Public Health and Safety Committee meeting, to discuss safety issues and the ease of trespassing on the site. | 187896
Approved, Copy to Public Health & Safety |

Submitted by John J. Long, City Clerk