

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

MINUTES OF THE REGULAR MEETING

October 23, 2008, 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 Dennis M. Sullivan, Vice President Walter F. Pero, Aldermen John M. Connolly, Bruce M. Desmond, 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

- | | | | |
|----|-----------|---|--------------------------|
| 1. | Roll Call | Call of the Roll. | 186359
Placed on File |
| 2. | Minutes | Approval of the minutes of the Regular Meeting of September 25, 2008. | 186360
Approved |

CITATIONS

None

PUBLIC HEARINGS

None

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

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| 3. | Resolution | By Ald. Pero, That this Board requests that DCR immediately fulfill its promise to improve the lighting at Foss Park. | 186361
Approved |
| 4. | Resolution | By Ald. Roche, That this Board joins all other non-union city employees, so that effective Nov. 7, 2008, all Aldermen in the city healthcare plan will pay an additional 5% of the premiums, increasing their contribution to 20%. | 186362
Approved |

5.	Resolution	By Ald. Sullivan, Gewirtz, Heuston, Roche, Taylor, Trane, Desmond, White, Connolly, O'Donovan and Pero, That this Board opposes Question 1, which would eliminate the state income tax.	186363 Approved
6.	Order	By Ald. Roche and Taylor, That the Commissioner of Public Works repair the lighting between the Library and the Field House.	186364 Approved
7.	Order	By Ald. Roche and Taylor, That the Commissioner of Public Works update this Board on the installation of the proper traffic signal on Medford St. at Highland Ave.	186365 Approved
8.	Order	By Ald. Roche and Taylor, That the Director of Traffic and Parking determine if the signage at Highland Ave. and Medford St. is satisfactory for vehicles in all directions.	186366 Approved
9.	Order	By Ald. Taylor, That the Commissioner of Public Works notify NStar to replace the street light at 8 Aldersey St.	186367 Approved
10.	Order	By Ald. Taylor, That the Commissioner of Public Works add Belmont Place to the street reconstruction list.	186368 Approved
11.	Order	By Ald. O'Donovan, That the Commissioner of Public Works supply this Board with the number of trees planted and removed each year.	186369 Approved
12.	Order	By Ald. O'Donovan, That the Commissioner of Public Works replace the street light on Alpine St. near Lowell St.	186370 Approved
13.	Order	By Ald. O'Donovan, That the Commissioner of Public Works clean the sewer lines between 2 and 40 Trull St.	186371 Approved
14.	Order	By Ald. O'Donovan, That the Director of SPCD install ADA compliant ramps on Highland Rd. at Kidder Ave.	186372 Approved, Copy to Public Health & Safety
15.	Order	By Ald. O'Donovan, That the Commissioner of Public Works meet with the Ward 5 Alderman to situate and plant new public shade trees in the ward.	186373 Approved
16.	Order	By Ald. O'Donovan, That the Commissioner of Public Works remove the unsafe tree at 40 Lexington Ave.	186374 Approved
17.	Order	By Ald. O'Donovan, That the Commissioner of Public Works forward to this Board the arborist's findings from his September investigation of 24 Cedar St.	186375 Approved
18.	Order	By Ald. O'Donovan, That the Commissioner of Public Works inform this Board when Conwell St. will be repaved.	186376 Approved

19.	Order	By Ald. O'Donovan, That the Commissioner of Public Works and the Highway Supt. meet with the Ward 5 Alderman regarding 26 Rogers Ave.	186377 Approved
20.	Order	By Ald. O'Donovan and Desmond, That the Chief of Police place a speed trap on Lowell St. at Alpine St.	186378 Approved
21.	Order	By Ald. O'Donovan and Desmond, That the Chief of Police order directed patrols at 11 Fisk Ave., especially during weekend evening hours.	186379 Approved
22.	Order	By Ald. O'Donovan and Desmond, That the Chief Fire Engineer and the Director of Traffic and Parking create fire lanes on Lowell Terrace so safety vehicles can enter.	186380 Approved
23.	Order	By Ald. O'Donovan and Desmond, That the Director of SPCD arrange a meeting between the owner of 492 Medford St. and the property's abutters.	186381 Approved
24.	Order	By Ald. Connolly, That the Commissioner of Public Works respond to the concerns in the attached correspondence related to the removal of a tree at 31-33 Kidder Ave.	186382 Approved
25.	Order	By Ald. Connolly & Taylor, That the Chief of Police install a speed board on Hamlet St. to curtail speeding vehicles, especially during the morning and evening rush hours.	186383 Approved
26.	Resolution	By Ald. Gewirtz, That this Board requests that the Administration explore adding additional bike lanes to connect existing and new lanes to each other.	186384 Approved
27.	Resolution	By Ald. Gewirtz, That this Board commends the Bicycle Committee for Saturday's successful Tour de Somerville.	186385 Approved
28.	Resolution	By Ald. Gewirtz, Taylor and Connolly, That this Board commends the organizers of the HONK! Festival, the residents who housed the musicians, and the local businesses who assisted for another great Davis Sq. festival.	186386 Approved
29.	Order	By Ald. Gewirtz, That the Supt. of Highways, Lights and Lines/Tree Warden inform the Ward 6 Alderman of any hazardous trees or other trees to be removed in Ward 6, and that a list of these trees be provided at each Board meeting.	186387 Approved
30.	Resolution	By Ald. Gewirtz, That this Board consider an annual retreat to forge new ways to work collaboratively to better the City.	186388 Approved, Copy to Finance
31.	Order	By Ald. White and O'Donovan, That the Supt. of Inspectional Services appear before the Committee on Public Health & Safety to discuss 155 Central St.	186389 Approved, Copy to Public Health & Safety

UNFINISHED BUSINESS

None

REPORTS OF COMMITTEES

32.	Committee Report	Report of the Committee on Information Technology, Oct. 8. No papers.	186390 Approved
33.	Committee Report	Report of the Committees on Finance and Information Technology meeting in Joint Session, Oct. 8. No papers.	186391 Approved
34.	Committee Report	Report of the Committee on Finance, Oct. 8.	186392 Approved
34A.	Mayor's Request	Requesting an appropriation of \$700,000 from Receipts Reserved for Appropriation – Insurance Losses to East Somerville School Fire School Dept. (\$250,000) and East Somerville School Fire DPW (\$450,000), as the 2 nd reimbursement from Liberty Mutual Insurance.	186094 Approved
34B.	Mayor's Request	Requesting approval to expend a grant of \$34,200 from the MA Cultural Council to the Arts Council for cultural programming.	186279 Approved
34C.	Mayor's Request	Requesting approval to expend a grant of \$9,000 from the Carl and Ruth Shapiro Family Foundation to the Arts Council to continue the Books of Hope program in FY09.	186280 Approved
34D.	Mayor's Request	Requesting approval to expend a grant of \$8,000 from the MA Cultural Council to the Arts Council to fund the Books of Hope program in FY09.	186281 Approved
34E.	Mayor's Request	Requesting approval to expend a grant of \$6,300 from the MA Cultural Council to the Arts Council for general operational support.	186282 Approved
35.	Committee Report	Report of the Committee on Public Utilities & Public Works, Oct. 15.	186393 Approved
35A.	Order	By Ald. Desmond, That the Commissioner of Public Works and the Director of SPCD issue no permits to NextG, and that no more work by NextG be performed until the city's concerns about that work are addressed.	186394 Approved
36.	Committee Report	Report of the Committee of the Whole on Legislative Matters, Oct. 21.	186395 Approved

36A.	Officer's Comm	Asst. City Solicitor submitting a draft Ordinance for Tree Preservation.	186025 Placed on File
36B.	Officer's Request	Asst. City Solicitor requesting an exemption under MGL c268A s20(d) for Cheri Ruane, a member of the Design Review Committee.	186345 Approved
37.	Committee Report	Report of the Committee of the Whole on Housing & Community Development, Oct. 22.	186396 Approved
37A.	Resolution	By Ald. Heuston, That this Board requests that the State delegation clarify the timeline and deadline for the MBTA's Green Line extension's maintenance facility.	186397 Approved
37B.	Resolution	By Ald. Gewirtz, That this Board requests that the Administration examine decoupling the Green Line extension from the maintenance facility.	186398 Approved
37C.	Order	By Ald. White, That the Director of SPCD inform this Board whether the city gets property tax revenue from, and how the city's zoning would apply to, air rights development for property owned by a state agency.	186399 Approved
37D.	Order	By Ald. White, That the Director of SPCD provide this Board with a calendar of critical dates for the Green Line extension, and how those dates impact the proposed maintenance facility.	186400 Approved
38.	Committee Report	Report of the Committee on Finance, Oct. 22.	186401 Approved
38A.	Mayor's Request	Requesting approval for a transfer of \$21,225 from the Salary Contingency Acct. to the Police Salaries Acct. to establish 2 Deputy Chiefs of Police at a salary of \$143,000 per year, and to fund the positions from 9/28/08-6/30/09.	186277 Approved
38B.	Mayor's Request	Requesting approval to expend a grant of \$16,193.65 from the Health Dept. Emergency Preparedness Region 4B for the Fire Dept. to hire a part-time Emergency Preparedness Assistant Coordinator.	186343 Approved
38C.	Resolution	By Ald. Pero, That this Board requests that the Mayor report to the Finance Committee the rationale to exclude the position of Public Health Director from the hiring freeze.	186402 Approved, Copy to Finance
39.	Committee Report	Report of the Committee on Licenses & Permits, Oct. 22.	186403 Approved
39A.	Lodging	Renewal of Lodging House License, Delta Upsilon, 114 Professors Row.	186253 Approved

39B.	Garage	New Garage License, United Auto Repair, 64 Joy St., 6 cars inside, 2 outside.	186254 Approved for 30 Days
39C.	Junk Dealer	New Junk Dealer License, Hope and Glory Vintage, 253 Washington St.	186301 Approved
39D.	Sign	New Sign/Awning Permit, Hope and Glory Vintage, 253 Washington St., sign and flagpole.	186302 Approved
39E.	Garage	Renewal of Garage License, Enterprise Rent-A-Car Company, 37 Mystic Ave., 1 auto inside, 18 outside.	186303 Approved
39F.	Garage	Renewal of Garage License, Inman Auto Center, 45 Webster Ave., 13 autos inside, 4 outside.	186305 Approved
39G.	Order	By Ald. Heuston, That the Director of SPCD and the City Clerk research current licensing at 73 Summer St. to determine how many vehicles in total are allowed there.	186404 Approved

COMMUNICATIONS OF THE MAYOR

40.	Mayor's Request	Submitting a proposed Zoning Ordinance creating six new Districts within the Union Sq. and Boynton Yard areas.	186405 Land Use and Planning Board
41.	Mayor's Request	Requesting approval for the Traffic and Parking Dept. to extend a contract with Affiliated Computer Services for 90 days, to 1/29/09, so the city can consider all vendors.	186406 Approved
42.	Mayor's Request	Requesting approval to expend a grant of \$24,029 through the SETB Training grant for the Police Dept. to support Enhanced 911 services.	186407 Finance
43.	Mayor's Request	Requesting approval to expend a grant of \$2,500 from the MA Board of Library Commissioners to the Library for a preservation survey of the Local History Collection.	186408 Finance
44.	Mayor's Request	Requesting the appointment of Jocelyn Velney as a Firefighter.	186409 Conf. of Appointments
45.	Mayor's Request	Requesting the appointment of Brian MacMullin as a Firefighter.	186410 Conf. of Appointments
46.	Mayor's Request	Requesting the appointment of Shaun Lyons as a Firefighter.	186411 Conf. of Appointments
47.	Mayor's Request	Requesting the appointment of Jason Doran as a Firefighter.	186412 Conf. of Appointments

48.	Mayor's Request	Requesting the appointment of Timothy Donovan as a Firefighter.	186413 Conf. of Appointments
49.	Mayor's Request	Requesting the appointment of Barry Hamilton as a Firefighter.	186414 Conf. of Appointments
50.	Mayor's Request	Requesting the appointment of Michael Khoury as a Firefighter.	186415 Conf. of Appointments
51.	Mayor's Request	Requesting the appointment of Michael Jefferson as a Firefighter.	186416 Conf. of Appointments
52.	Mayor's Request	Requesting the appointment of Michael Curtis as a Firefighter.	186417 Conf. of Appointments
53.	Mayor's Request	Requesting the promotion of Lieutenant Wallace Forrest to the rank of Captain in the Fire Dept.	186418 Conf. of Appointments
54.	Mayor's Request	Requesting the promotion of Firefighter John Colbert to the rank of Lieutenant in the Fire Dept.	186419 Conf. of Appointments
55.	Mayor's Request	Requesting the promotion of Firefighter Vincent Lampley to the rank of Lieutenant in the Fire Dept.	186420 Conf. of Appointments
56.	Mayor's Request	Requesting the promotion of Firefighter Thomas Tierney to the rank of Lieutenant in the Fire Dept.	186421 Conf. of Appointments

COMMUNICATIONS OF CITY OFFICERS

57.	Officer's Comm	Asst. City Solicitor re: Damage to homeowners' properties caused by the roots of public trees.	186422 Placed on File
58.	Officer's Comm	SPCD Director responding to various Board Orders.	186423 Placed on File

NEW BUSINESS

59.	Public Occ	Public Occupancy Permit, Somerville Dog Owners Group Halloween Pup Parade and Costume Contest, Perry Park, Oct. 25, 12-5PM (raindate Oct. 26).	186424 Approved
60.	Public Occ	Public Occupancy Permit, Somerville Dog Owners Group Lincoln Park Cleanup, Nov. 8, 10-1PM (raindate Nov. 9).	186425 Approved
61.	Public Occ	Public Occupancy Permit, Somerville YMCA Swim Team Canning at various city locations, Nov. 22.	186426 Approved
62.	Drainlayer	New Drain Layer's License, G.V.W. Inc.	186427 Approved

63.	Flammable	Renewal of Flammable License, PJ's Auto Sales Inc., 161 Broadway, 10,500 gallons.	186428 Approved
64.	Open Air	Renewing Open Air Vendor License, Next Wave/Full Circle School, Xmas trees and wreaths, Foss Park, Dec. 1-21, M-F 4-8PM and Sa-Su 10-8PM.	186429 Approved
65.	Extended Hours	New Extended Hours License, Tufts Mayer Campus Center, 44 Professors Row, Sep.-May, Th-Sa 8AM-2AM.	186430 Approved; Reconsideration Filed by Ald. Desmond
66.	Extended Hours	New Extended Hours License, Tufts Tisch Library Café, 35 Professors Row, Sep.-May, Su-Th Noon-1AM.	186431 Approved; Reconsideration Filed by Ald. Desmond
67.	Sign	New Sign/Awning Permit, Shangri-La Kitchen Inc. dba Shangri La Cuisine, 1147 Broadway, Awning.	186432 Approved
68.	Used Car	Renewal of Used Car Dealers License Class I, Dom's Motor Service Inc. dba Riverside Kawasaki-Yamaha, 2 Union Sq., 85 Motorcycles.	186433 Licenses & Permits
69.	Used Car	Renewal of Used Car Dealers License Class II, Dom's Motor Service Inc. dba Riverside Motorsports, 2 Union Sq., 2 autos & 15 motorcycles.	186434 Licenses & Permits
70.	Used Car	Renewal of Used Car Dealers License Class II, John's Auto Sales Inc., 181 Somerville Ave., 38 autos.	186435 Licenses & Permits
71.	Used Car	Renewal of Used Car Dealers License Class II, Union Gulf Service, 231 Washington St., 6 autos.	186436 Licenses & Permits
72.	Used Car	Renewal of Used Car Dealers License Class II, Ump. Corp/United Motors, 188 Broadway, 4 autos.	186437 Licenses & Permits
73.	Used Car	Renewal of Used Car Dealers License Class II, Mystic Auto Sales & Service, 712 Mystic Ave., 10 autos.	186438 Licenses & Permits
74.	Used Car	Renewal of Used Car Dealers License Class II, Broadway Brake Corp., 45 Broadway, 3 autos.	186439 Licenses & Permits
75.	Used Car	Renewal of Used Car Dealers License, Class III, Nissenbaum's Auto Parts Inc., 0 Windsor Rd.	186440 Licenses & Permits
76.	Used Car	Renewal of Used Car Dealers License, Class III, Nissenbaum's Auto Parts Inc., 480 Columbia St.	186441 Licenses & Permits

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| 77. | Used Car | Renewal of Used Car Dealers License Class III, Union Automotive, 37 Mystic Ave. | 186442
Licenses & Permits |
| 78. | Comm | State Senator Galluccio responding #186063 and #186225 re: DCR maintenance of Fellsway West grass and the Gilman St. bridge. | 186443
Placed on File |

LATE ITEMS

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|-----|--------------------|---|--|
| 79. | Citation | By Ald. Taylor and the Entire Board, Congratulating the Commission for Women on 20 years of leadership in Somerville, to be celebrated on November 6, 2008. | 186444
Approved |
| 80. | Citation | By Ald. White and the Entire Board, Congratulating the Somerville Lion's Club on its 75 th year of generous community service. | 186445
Approved |
| 81. | Ordinance | By Ald. Heuston, That the following amendments to Sections 12-8 and 12-9, regarding snow removal, and 1-11(b), regarding dog violations (3-38), be enacted. | 186446
Finance and Legislative
Matters |
| 82. | Mayor's
Request | Requesting the appointment of Patrick Casey as a Firefighter. | 186447
Conf. of Appointments |
| 83. | Public Occ | Public Occupancy Permit, Pop Warner Football Canning Drive, Citywide, Nov. 1, 10-5PM (raindate Nov. 8). | 186448
Approved |
| 84. | Taxi Med | Transfer of Taxi Medallion, SLS Trans. Inc. to WLEJ. Inc., Med. #76. | 186449
Approved |
| 85. | Comm. | Adam Rich submitting comments re: Union Sq. zoning. | 186450
Placed on File |
| 86. | Order | By Ald. Sullivan, That the Director of Information Technology allow computer access in the Aldermen's Chambers to the School Dept. | 186451
Approved |
| 87. | Order | By Ald. Desmond, That the Commissioner of Public Works meet with Ald. Desmond at the High School gym, to discuss the poor lighting conditions there. | 186452
Approved |

Submitted by John J. Long, City Clerk