

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

**MINUTES OF THE REGULAR MEETING**

March 11, 2004, 7:00 PM  
Aldermanic Chambers  
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<p><i><b>NOTICE:</b> 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.</i></p>
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**PRESENT for all or part of the meeting:** President Denise Provost, Aldermen Dennis M. Sullivan, William A. White Jr., William M. Roche, Maryann M. Heuston, Thomas F. Taylor, Walter F. Pero, Sean T. O'Donovan, John M. Connolly, Robert C. Trane.

**OPENING OF THE MEETING**

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| 1. | Call of the Roll.  | 176065<br>Placed on File |
| 2. | Reading and approval of the minutes of the meeting of February 12, 2004. | 176066<br>Approved       |

**PUBLIC HEARINGS**

None

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

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| 3. | Citation   | By Ald. Heuston and the Entire Board, Congratulating June Pietrantoni for her dedicated service as President of the Library Board of Trustees from 1999 to 2004.  | 176067<br>Adopted |
| 4. | Resolution | By Ald. Pero, Honoring the service of WW II veteran Albert Pondelli of Gilman St.   | 176068<br>Adopted |
| 5. | Order      | By Ald. Taylor, That the Chief of Police order a directed patrol in the Union Sq. area between Stone and Bonner Aves. on Sundays from 11:00PM to 2:30AM.  | 176069<br>Adopted |
| 6. | Order      | By Ald. Taylor, That the Director of Traffic and Parking take the necessary measures to create 4 parking spaces in front of the Highland Cuisine restaurant at the corner of Highland Ave. and Hamlet St. | 176070<br>Adopted |

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| 7.  | Order      | By Ald. Taylor, That the Commissioner of Public Works, the Chief Fire Engineer and the Superintendent of Inspectional Services provide this Board with an update on the status of the property at 8 Belmont St., as it poses a neighborhood nuisance and potential public safety hazard.             | 176071<br>Adopted  |
| 8.  | Resolution | By Ald. Taylor and Heuston, That the Administration provide this Board with an update on the status of the Union Square Task Force Study, with potential timeframes for redevelopment.   | 176072<br>Adopted  |
| 9.  | Order      | By Ald. Taylor and Heuston, That the Director of Traffic and Parking, the Commissioner of Public Works and the Acting Director of Housing and Community Development provide this Board with an update on the changing of Prospect St. to two-way traffic from Somerville Ave. to the Cambridge line. | 176073<br>Adopted as Amended:<br>That the Board also be updated on making Webster Ave. two-way |
| 10. | Order      | By Ald. Pero, That the Director of Heath inspect 44 Dartmouth St. for possible code and heath violations regarding trash disposal and property maintenance.  | 176074<br>Adopted  |
| 11. | Order      | By Ald. Pero, That the Director of Traffic and Parking replace the NO U TURN sign on the Broadway island at the intersection of Dartmouth St.  | 176075<br>Adopted  |
| 12. | Order      | By Ald. Pero, That the Director of Traffic and Parking assess the continuing need for a barricade at the end of Butler Dr. on Mystic Ave., and make additional recommendations on parking and travel issues on Butler Dr.  | 176076<br>Adopted  |
| 13. | Order      | By Ald. Pero, That the Commissioner of Public Works determine the safety issues at the stairway at the rear of the Star Market parking lot on Broadway and Sewall St.  | 176077<br>Adopted  |
| 14. | Order      | By Ald. Pero, That the Commissioner of Public Works investigate the occupancy limits at 44 Dartmouth St. #2, and report any violations.  | 176078<br>Adopted  |
| 15. | Order      | By Ald. Heuston, That the Commissioner of Public Works place decorative trash receptacles at the corner of Beacon and Washington Sts. and in the city-owned parking lot at the corner of Prospect St. and Somerville Ave.  | 176079<br>Adopted  |
| 16. | Order      | By Ald. Heuston, That the Director of Traffic and Parking replace the street sign at the corner of Beacon St. and Properzi Way.  | 176080<br>Adopted  |
| 17. | Order      | By Ald. Heuston, That the Commissioner of Public Works replace the section of sidewalk in front of 44 Skehan St.   | 176081<br>Adopted  |

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| 18. | Order      | By Ald. Heuston, That the Director of Health report to this Board the progress and plans to date to address the city's rodent problem as promised during confirmation hearings.   | 176082<br>Adopted |
| 19. | Order      | By Ald. Heuston, That the Commissioner of Public Works request that the appropriate state agency or utility company responsible for the vacant lot on Washington St. across from the Lincoln Park Community School take the necessary steps to clean and maintain this lot.   | 176083<br>Adopted |
| 20. | Resolution | By Ald. Heuston, That this Board urges the Licensing Commission to inquire about regulations and guidelines of neighboring cities and towns, which help to determine decisions for granting 2AM licenses to establishments that have alcoholic beverage permits, before the March 22 public hearing, so as to better informed.  | 176084<br>Adopted |
| 21. | Resolution | By Ald. Heuston, That this Board urges our State delegation and the State House of Representatives to support an amendment to MGL Chapter 33, "An Act Creating a Commission to Dispose of Surplus Armories", since such commission will provide for local representation in the disposition of the Armory on Highland Ave.  | 176085<br>Adopted |
| 22. | Order      | By Ald. Heuston, That the Chief of Police order a directed patrol to control and monitor deliveries and pickups which take place continually through the night at the bakery at 201 Somerville Ave. and take steps to stop the constant idling of trucks in violation of the noise ordinance.   | 176086<br>Adopted |
| 23. | Order      | By Ald. Heuston, That the Director of Traffic and Parking erect signs which stipulate NO PARKING HERE TO CORNER at the following locations: Beacon and Washington Sts.; Beacon and Kirkland Sts.; Park and Elliott Sts.; and Washington and Hanson Sts., as cars parking at the corners of these locations are causing a hazard.  | 176087<br>Adopted |
| 24. | Order      | By Ald. Connolly, That the Chief of Police and the Director of Traffic and Parking implement a 30 day trial program to remove metered parking spaces on Highland Ave. near College Ave. between 4-6PM, Monday through Friday, with the goal of improving the traffic flow on Highland Ave. and onto College Ave., and report in writing as to the findings at completion of the trial period. | 176088<br>Adopted |
| 25. | Order      | By Ald. Connolly, That the Chief of Police and the Director of Traffic and Parking make all reasonable attempts to reduce the speed limit in Davis Square from 30 MPH to 20MPH, including special petition to the State, following the outline as presented by Lt. Upton to the Davis Square Task Force on March 1.   | 176089<br>Adopted |

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| 26. | Order      | By Ald. Connolly, That the Commissioner of Public Works repair/replace the loose or missing bricks in the sidewalk at 212 Elm St., and inspect the brick sidewalks throughout Davis Square, making repairs/replacements as necessary.   | 176090<br>Adopted |
| 27. | Order      | By Ald. Connolly, That the City Clerk send a written communication to the Director of the Somerville Housing Authority, asking that he repair and/or replace the street light in the rear parking lot of 27 College Ave. (Ciampa Manor), and remove the broken dumpster from the lot.   | 176091<br>Adopted |
| 28. | Order      | By Ald. Connolly, That the Director of Traffic and Parking and/or the Traffic Commission consider adopting rules and regulations for a trial valet parking program in Davis Sq.   | 176092<br>Adopted |
| 29. | Resolution | By Ald. Sullivan, That this Board requests that the Administration communicate to all business owners the City's expectation that they clean and maintain the areas in front of their establishments as outlined in Ordinance 9-55.   | 176093<br>Adopted |
| 30. | Order      | By Ald. Sullivan and O'Donovan, That the Commissioner of Public Works replace the missing street sign at Hayden Terrace.  | 176094<br>Adopted |
| 31. | Order      | By Ald. Sullivan and Roche, That the Commissioner of Public Works trim back the tree in front of 41 Florence St. so it doesn't hit the house.   | 176095<br>Adopted |
| 32. | Resolution | By Ald. Trane, That this Board extends its thanks to Superintendent of Lights and Lines Joe Voutour, for his work in rectifying the many double pole issues in Ward 7.  | 176096<br>Adopted |
| 33. | Resolution | By Ald. Trane, That the Director of Traffic and Parking inspect the traffic signal box at the corner of North St. and Broadway and make any necessary repairs.  | 176097<br>Adopted |
| 34. | Order      | By Ald. Trane, That the Chief Fire Engineer inspect all properties in the Tufts area that hold a boarding house permit and place a maximum occupancy level on each one.   | 176098<br>Adopted |
| 35. | Resolution | By Ald. Trane and the Entire Board, That this Board offers it support to the members of SEIU Local 615 in their negotiations with Tufts University and One Source Facility Services, and states its firm support for a fair contract that ensures full time work and health benefits for the janitorial staff employees that service the Tufts University campus. | 176099<br>Adopted |

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| 36. | Order      | By Ald. Desmond, Connolly, O'Donovan and Heuston, That the Director of Traffic and Parking review the section of Elm St. outside the Kennedy School that is presently reserved for buses, as it was put in place before the reconstruction of the school and is no longer necessary, nor the best use of those valuable parking spaces.   | 176100<br>Adopted   |
| 37. | Resolution | By Ald. Provost, That this Board requests that the Mayor update this Board on the recommendations of the Municipal Real Estate Advisory Board as soon as they are available.  | 176101<br>Adopted   |
| 38. | Order      | By Ald. Provost, Taylor and White, That the City Solicitor inform this Board and the Licensing Commission whether that Board may lawfully adopt different "last call" hours for licensed establishments that have no proximate residential abutters, and those that are in close proximity to residences.   | 176102<br>Adopted as Amended:<br>That the City Solicitor convey this opinion by 3/18/04 |
| 39. | Resolution | By Ald. Provost, White and Taylor, That this Board supports the Tufts University janitors, whose union is currently in negotiations with One Source Inc., the corporation to which Tufts has "outsourced" its cleaning services, and that this Board specifically supports the janitors' request that One Source provide more opportunities for full-time work and health insurance benefits for all. | 176103<br>Adopted   |
| 40. | Order      | By Ald. Provost, White and Taylor, That the City Clerk send copies of the foregoing resolution, supporting the Tufts University janitors, to SEIU Local 615, to One Source Inc. and to President Bacow of Tufts University, and that the latter be accompanied by a letter asking President Bacow to influence One Source to agree to fair and reasonable treatment for Tufts' janitors.              | 176104<br>Adopted   |

### UNFINISHED BUSINESS

None

### COMMUNICATIONS FROM THE MAYOR

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| 41. | Mayor's Request | Requesting that Police Lt. Paul Upton, DPW Commissioner Stan Koty, and MA Highway Dept. Resident Engineer Nick Delvento be permitted to speak before this Board re: the Rutherford Ave. project. | 176105<br>Placed on File      |
| 42. | Mayor's Request | Requesting a Declaration of Availability of Real Property for Disposition for two city-owned parking spaces to be leased for up to five years for a car-sharing program.                         | 176106<br>Finance             |
| 43. | Mayor's Request | Requesting that the Board consider a communication from the Purchasing Director re: the repeal of Ordinance 2-385, Disposal of Surplus Goods.  | 176107<br>Legislative Matters |

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| 44. | Mayor's Request | Requesting the appointment of John Gannon of 158 Spring St., Watertown, as City Solicitor, effective March 15. | 176108<br>Conf. of Appointment |
| 45. | Mayor's Request | Requesting the appointment of John Kiely of 49 Holyoke Rd. as a member of the Redevelopment Authority.         | 176109<br>Conf. of Appointment |
| 46. | Mayor's Comm.   | Responding to #176026 re: Implementation of the "Are You Okay" Program.  | 176110<br>Placed on File       |

### REPORTS OF COMMITTEES

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| 47.  | Committee Report   | <b><u>Report of the Committee on Confirmation of Appointments, March 1.</u></b>   | 176111<br>Approved   |
| 47A. | Mayor's Request    | Requesting the appointment of Elizabeth Hayward, 681 East Second St., Boston, as Purchasing Director.   | 175946<br>Approved   |
| 47B. | Mayor's Request    | Requesting the appointment of Barbara Stevens, 339 Baker St., West Roxbury, as Water Superintendent.  | 176029<br>Approved   |
| 47C. | Mayor's Request    | Requesting the appointment of Cindy Hickey, 10 Richdale Ave., as Director of the Council on Aging.  | 176030<br>Approved   |
| 47D. | Mayor's Request    | Requesting the appointment of Nerlande Brice, 227 Wood Ave., Hyde Park, as Sworn Weigher.   | 176032<br>Approved   |
| 47E. | Mayor's Request    | Requesting the approval of poll workers for Primary Day, March 2, 2004.   | 176033<br>Approved   |
| 48.  | Committee Report   | <b><u>Report of the Committee on Housing and Community Development, March 1.</u></b>  | 176112<br>Approved; Ald.<br>O'Donovan Recused  |
| 48A. | Resolution         | Regarding Magoun Square.  | 176024<br>Adopted as Amended:<br>Replace "Place" with<br>"Program" in the<br>Resolve |
| 48B. | Order              | That the City Clerk send a copy of the foregoing Magoun Square Resolution to the Boston MPO, and that OHCD supply such documentation connected with the planned Magoun Square enhancements as it deems useful, in support of such resolution. | 176025<br>Adopted  |
| 49.  | Committee Report   | <b><u>Report of the Committee on Legislative Matters, March 2.</u></b>  | 176113<br>Approved   |
| 49A. | City Officer Comm. | OHCD Executive Director re: Assembly Square Roadways – Acceptance and Discontinuance.   | 175587<br>Approved   |

- 49B. Resolution Regarding the United States Patriot Act. 176023  
Approved without  
Human Rights  
Commission reporting
50. Committee Report **Report of the Committee of the Whole on Legislative Matters, March 8.** 176114  
Adopted as Amended:  
Clarifying that at  
present no funds are  
earmarked for an  
Assembly Sq. T Stop  
No papers.
51. Committee Report **Report of the Committee on Legislative Matters, March 9.** 176115  
Approved
- 51A. Order By Ald. Taylor, Connolly, Desmond, Provost, White and the Entire Board, That the Director of Housing and Community Development form a committee to deal with dog runs in the city, to include a DPW representative. 176116  
Adopted

#### **COMMUNICATIONS FROM CITY OFFICERS**

52. City Officer Comm. Asst. City Solicitor responding to #175991 re: Gang Loitering Home Rule Petition and the Senate Counsel's request for a roll call vote. 176117  
Legislative Matters
53. City Officer Comm. City Solicitor responding to #176022 re: City streets and ways. 176118  
Placed on File
54. City Officer Comm. Chief of Police responding to #176019 re: Monitoring the area around Franklin and Pearl Sts. 176119  
Placed on File
55. City Officer Comm. Chief of Police responding to #176000 re: Status of daytime assignments in Davis Sq. and other city squares. 176120  
Placed on File
56. City Officer Comm. Community Youth Program Director responding to #175997 re: Advising and counseling the youth involved with activities at 391 Medford St. 176121  
Youth Services
57. City Officer Comm. Youth Leadership Development Program Coordinator responding to #175997 re: Recent incident involving youth at 391 Medford St. 176122  
Youth Services

#### **NEW BUSINESS**

58. Public Occ. **Public Property Occupancy Permit** 176123  
Somerville Road Runners Summer Steamer Road Race,  
Khoury's Spa and Broadway, July 11. Rules Suspended and  
Approved

59.	Public Occ.	Somerville Allied Veterans Council, Memorial Day Parade, Highland Ave., May 30 from 12-4PM.	176124 Rules Suspended and Approved
60.	Used Car Lic.	<b><u>Renewal of Second Hand Auto License, Class II</u></b> A+ Auto Body, Inc., 297 Medford St.	176125 Licenses and Permits
61.	Garage Lic.	<b><u>Renewal of Garage License</u></b> Drain Doctor Inc., 612 Broadway.	176126 Licenses and Permits
62.	Flam. Lic.	<b><u>Renewal of Flammables License</u></b> Tufts University, 17 Latin Way.	176127 Licenses and Permits
63.	Flam. Lic.	Tufts University, 61 Talbot Ave.	176128 Licenses and Permits
64.	Flam. Lic.	<b><u>Transfer of Flammables License</u></b> Simon's Auto Service, 166 Boston Ave.	176129 Licenses and Permits
65.	Taxi Med.	<b><u>Transfer of Taxicab Medallion</u></b> J.P. Laurie Inc., Medallion #60.	176130 Rules Suspended and Approved
66.	Comm.	<b><u>Communication</u></b> Dr. M. Hanif Butt re: 343-349 Summer St. multi-unit condominium complex.	176131 Placed on File
67.	Claim	<b><u>Notice of Claim</u></b> Amy Bauman.	176132 Placed on File
68.	Claim	Dorene Smith.	176133 Placed on File

**ITEMS RECEIVED AFTER 2:00 PM**

69.	Mayor's Request	Requesting the appointment of Andrea Shapiro to the Affordable Housing Trust Commission.	176134 Conf. of Appointment
70.	City Officer Comm.	Commissioner of Public Works responding to various Board orders.	176135 Placed on File
71.	Mayor's Comm.	Conveying a change in the dates of construction of the Lowell St. bridge.	176136 Placed on File

**Submitted by John J. Long, City Clerk**