

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

MINUTES OF THE REGULAR MEETING

April 22, 2004, 7:00 PM
Aldermanic Chambers

<p><i>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.</i></p>
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PRESENT for all or part of the meeting: President Denise Provost, Vice President Bruce M. Desmond, 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. | 176339
Placed on File |
| 2. | Reading and approval of the minutes of the Regular Meeting of March 25, 2004. | 176340
Approved |

PUBLIC HEARINGS

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| 3. | Petition | NStar for a grant of location to install 37 ft. of conduit at 40 Murdock St. | 176341
Rules Suspended and
Approved |
| 4. | Petition | NStar for a grant of location to install 54 ft. of conduit at 1256-1258 Broadway. | 176342
Rules Suspended and
Approved |
| 5. | Petition | North Country Environmental Services for a grant of location to install 5 monitoring wells at Bow St. and Somerville Ave. | 176343
Rules Suspended and
Approved with
condition: work 9-4
only |

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

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| 6. | Citation | By Ald. Roche and Sullivan, Recognizing the Housing Authority and Bryant Manor on the occasion of Bryant Manor's 25 th anniversary. | 176344
Approved |
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| 7. | Resolution | By Ald. Pero, Honoring Frank, Angelo, Albert, Leo and Quinto Bussolari for their dedication and service during WW II. | 176345
Approved |
| 8. | Order | By Ald. Taylor, That the Commissioner of Public Works repair the various potholes on Washington St. between McGrath Hwy. and Bonner Ave. | 176346
Approved |
| 9. | Order | By Ald. Taylor, That the Director of Traffic and Parking install a STOP sign at the intersection of Oxford and Hersey Sts. ASAP. | 176347
Approved |
| 10. | Order | By Ald. Taylor, That the Director of Traffic and Parking install a STOP sign at the intersection of Berkeley and Hersey Sts. ASAP. | 176348
Approved |
| 11. | Order | By Ald. Taylor, That the Commissioner of Public Works repair the potholes on Hersey St. | 176349
Approved |
| 12. | Order | By Ald. Taylor, That the Commissioner of Public Works, the Director of Health and the Chief Fire Engineer inspect the property at 205-211 Washington St. for a variety of health code and safety violations. | 176350
Approved |
| 13. | Order | By Ald. Roche, That the City Clerk send a communication to Sen. Shannon and Rep. Toomey asking that they direct the DRC to clean up and install trash receptacles at Foss Park, adjacent to the ball field and tot lot areas. | 176351
Approved |
| 14. | Order | By Ald. Roche, That the Director of Communications determine if the pay phone at the corner of Wisconsin Ave. and Broadway was properly permitted by the city as it is creating a nuisance by being used at all hours of the night. | 176352
Approved |
| 15. | Order | By Ald. Roche, That the Commissioner of Public Works coordinate with Mass Highway to clean the vacant lot on Austin St. adjacent to I-93. | 176353
Approved |
| 16. | Order | By Ald. Roche, That the City Clerk send a communication to the Cambridge Health Alliance CEO, requesting that he inform this Board of any action being considered that may ultimately close the East Somerville Health Clinic. | 176354
Approved |
| 17. | Order | By Ald. Roche, That the Superintendent of Inspectional Services and the Chief Fire Engineer jointly investigate the property located 55 Broadway to ensure that it does not pose a public safety hazard and report to this Board on the status on any repairs. | 176355
Approved |

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| 18. | Order | By Ald. Pero, That the Commissioner of Public Works clean the area known as Stimpson Square, and the Veterans' Memorial located there, on a regular basis. | 176356
Approved |
| 19. | Order | By Ald. O'Donovan, That the Superintendent of Inspectional Services inspect 30 and 30A Trull St. for possible code violations relative to rooming houses. | 176357
Approved |
| 20. | Order | By Ald. O'Donovan, That the Director of Traffic and Parking firm up the base of the street sign in front of 37 and 39 Trull St. | 176358
Approved |
| 21. | Order | By Ald. O'Donovan, That the Director of Traffic and Parking lower the HANDDICAPPED PARKING ONLY sign in front of 37 and 39 Trull St. and add a PERMIT ONLY sign and a STREET CLEANING sign thereto. | 176359
Approved |
| 22. | Resolution | By Ald. O'Donovan, That this Board requests that the Administration investigate the architectural firm and contractor used on the recent Trum Field project and commence litigation if necessary. | 176360
Approved |
| 23. | Resolution | Ald. O'Donovan and Pero, That this Board requests that the Administration and the Office of Housing and Community Development erect a flag pole and plaque in honor of Henry O. Hansen at the memorial garden, while the project continues to be developed. | 176361
Approved |
| 24. | Order | By Ald. Connolly, That the Chief of Police order a directed patrol of the Au Bon Pain restaurant on Holland St. between 12 and 6 AM, to stop early morning deliveries and noise associated with delivery trucks loading and unloading. | 176362
Approved |
| 25. | Order | By Ald. Connolly, That the Commissioner of Public Works repair the potholes in the roadway overlay on College Ave. from Talbot Ave. to the rotary at Powderhouse Sq. | 176363
Approved |
| 26. | Order | By Ald. Connolly, That the Commissioner of Public Works repair the sunken roadway bricks in the pedestrian crossing at Highland Ave. and Grove St. between the bank and pharmacy parking lot corners. | 176364
Approved |
| 27. | Order | By Ald. Trane, That the Commissioner of Public Works remove the tree stump and repair the sidewalk at 21 Victoria St. | 176365
Approved |
| 28. | Order | By Ald. Trane, That the Commissioner of Public Works inform the Ward 7 Alderman when the tree in front of 33 College Hill Rd. will be removed. | 176366
Approved |

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| 29. | Order | By Ald. Trane, That the Chief of Police direct the Traffic and Community Police Officers to patrol the area at Weston Ave. and Broadway for motorists failing to yield to pedestrians in the cross walk at that location. | 176367
Approved |
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UNFINISHED BUSINESS

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| 30. | Order | By Ald. Desmond, That the Director of Health begin organizing a group of liquor retailers, both on-premise and off-premise licensees, to form a Liquor Advisory Board, to assist the city with the task of reducing and ultimately eliminating the problem of under age drinking. | 176242
Remains on Table |
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COMMUNICATIONS FROM THE MAYOR

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| 31. | Mayor's Request | Requesting approval appropriating \$1,350,000 for capital costs related to the purchase of DPW equipment and certain capital improvements to school buildings. | 176368
Finance |
| 32. | Mayor's Request | Requesting approval to expend a \$9,000 grant which will support survey updates to support potential new local historical districts. | 176369
Finance |
| 33. | Mayor's Request | Requesting approval to extend Contract #02-051 with Design Consultants Inc. for an additional 3 years to Nov. 24, 2007. | 176370
Finance |
| 34. | Mayor's Request | Requesting the week of May 2-8 be declared "Buckle Up Week." | 176371
Rules Suspended and
Approved |
| 35. | Mayor's Request | Requesting the appointment of Richard Rossetti of 80 Electric Ave. to the Zoning Board of Appeals. | 176372
Rules Suspended and
Approved |

REPORTS OF COMMITTEES

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| 36. | Comm. Report | <u>Report of the Committee on Legislative Matters, April 13.</u>
No papers. | 176373
Approved |
| 37. | Comm. Report | <u>Report of the Committee on Legislative Matters, April 14.</u>
No papers. | 176374
Approved |
| 38. | Comm. Report | <u>Report of the Committee on Legislative Matters, April 20.</u> | 176375
Approved |

38A.	Ordinance	By Ald. Roche, Submitting new zoning for the Assembly Square District.	176056 Adopted as Presented by Committee and Amended by Errata and by deletion of 6.4.5.C.2.D
39.	Comm. Report	<u>Report of the Committee on Information Technology, April 13.</u> No papers.	176376 Approved
40.	Comm. Report	<u>Report of the Committee on Licenses and Permits, April 14.</u>	176377 Approved
40A	Extended Retail Hours	<u>Renewal of Extended Retail Hours</u> Haddad Service Station Inc., 205 Broadway, 24 hrs/7 days.	176281 Approved
40B.	Outdoor Parking	<u>Renewal of Outdoor Parking License</u> Nissenbaum's Auto Parts Inc., 494 Columbia St.	176283 Approved
40C.	Outdoor Parking	Nissenbaum's Auto Parts Inc., 500 Columbia St.	176284 Approved
40D.	Outdoor Seating	<u>Renewal of Outdoor Seating License</u> India Palace, 23 Union Sq.	176285 Approved
40E.	Junk Dealer	<u>Renewal of Junk Dealer License</u> Nissenbaum's Auto Parts Inc., 480 Columbia St.	176286 Approved
40F.	Junk Dealer	Atlas Junk Co., 475 Columbia St.	176287 Approved
40G.	Junk Dealer	GEAR, 160 Highland Ave.	176288 Approved
40H.	Junk Dealer	W. James Herbert dba Londontowne Galleries, 380-388 Somerville Ave.	176289 Approved
40I.	Junk Dealer	Talewsky Enterprise Inc./Joseph Talewsky & Son Inc., 508 Columbia St.	176290 Approved
40J.	Transient Vendor	<u>Renewal of a Transient Vendor License</u> Paul Walker, 642A Somerville Ave., selling flowers, potted plants and related items.	176291 Approved
40K.	Billiards	<u>Renewal of Billiard, Pool and Bowling Alley License</u> Codder's Inc. dba Casey's, 173 Broadway.	176293 Approved

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| 41. | Comm.
Report | <u>Report of the Committee on Finance, April 20.</u> | 176378
Approved |
| 41A. | Mayor's
Request | Requesting the appropriation of \$2,500,000 for improvements related to reconstructing Somerville Ave. | 176171
Approved |

COMMUNICATIONS FROM CITY OFFICERS

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| 42. | City Officer
Comm. | Chief of Police responding to #176233 re: Directed patrol to monitor activity at the Twin City Plaza during late evening and early morning hours. | 176379
Placed on File |
| 43. | City Officer
Comm. | Chief of Police responding to #176246 re: Directed patrol to monitor New Washington St. for trucks that idle overnight. | 176380
Placed on File |
| 44. | City Officer
Comm. | Chief of Police responding to #176249 re: Directed patrol to monitor the Florence St. playground for youths hanging around after dusk. | 176381
Placed on File |

NEW BUSINESS

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| 45. | Public Occ. | <u>Public Property Occupancy Permit</u>
Holy Ghost Procession, 203 Somerville Ave. to St. Benedict's Church and back, May 30 at 9AM. | 176382
Rules Suspended and
Approved |
| 46. | Public Occ. | Dee Zuccaro Road Race, YMCA, May 16 at 11AM. | 176383
Rules Suspended and
Approved |
| 47. | Public Occ. | Tufts University Alumni Service Day and Carnival, Nunziato Field, May 22 from 9AM-5PM. | 176384
Rules Suspended and
Approved |
| 48. | Outdoor
Seating | <u>New Outdoor Seating License</u>
True Grounds, 717 Broadway, 4 tables, 8 chairs. | 176385
Rules Suspended and
Approved |
| 49. | Outdoor
Seating | <u>Renewal of Outdoor Seating License</u>
Picante Mexican Grill, 217 Elm St., 2 tables, 4 chairs. | 176386
Rules Suspended and
Approved |
| 50. | Outdoor
Seating | The Kebab Factory, 414 Washington St., 10 tables, 10 chairs. | 176387
Rules Suspended and
Approved |
| 51. | Outdoor
Seating | Diva Indian Bistro, 246 Elm St., 4 tables, 8 chairs. | 176388
Rules Suspended and
Approved |

52.	Outdoor Seating	What's Cookin' on College Ave., 136 College Ave, 2 tables, 6 chairs.	176389 Rules Suspended and Approved
53.	Outdoor Parking	<u>Renewal of Outdoor Parking License</u> Pat's Auto Body Inc., 161 Linwood St., 63 vehicles.	176390 Licenses and Permits
54.	Outdoor Parking	Pat's Auto Body Inc., 24-30 Joy St., 100 vehicles.	176391 Licenses and Permits
55.	Outdoor Parking	Pat's Auto Body Inc., 160-200 McGrath Hwy., 340 vehicles.	176392 Licenses and Permits
56.	Outdoor Parking	Hawkins Street Automotive, 9 Hawkins St., 20 vehicles.	176393 Licenses and Permits Ald. White Recused
57.	Extended Hours	<u>Renewal of Extended Retail Hours</u> Amerada Hess Corp, 709 McGrath Hwy., 24 hours per day/7 days per week.	176394 Rules Suspended and Approved with conditions: That Hess will participate in a neighborhood meeting w/in 45 days, and that the BOA may impose further conditions based on the outcome of that meeting
58.	Extended Hours	Maxi Drug Inc. d/b/a Brooks Pharmacy #571, 14 McGrath Hwy., 24 hours per day/7 days per week.	176395 Licenses and Permits
59.	Flammable	<u>Renewal of Flammable License</u> Somerville Home Inc., 117 Summer St., 2,500 gallons.	176396 Licenses and Permits
60.	Billiards	<u>Renewal of Billiard, Pool and Bowling Alley License</u> Candelino's Continental Café, 445 Somerville Ave.	176397 Licenses and Permits
61.	Billiards	Davis Sq. Bowledrome Inc., 45 Day St.	176398 Licenses and Permits
62.	Billiards	Good Time Billiards Inc., 30 Sturtevant St.	176399 Licenses and Permits
63.	Drain Layer	<u>Renewal of Drain Layer License</u> P.T. Kelley Inc., 65 Otis St.	176400 Rules Suspended and Approved
64.	Drain Layer	Suffolk Engineering Inc., 104 Pine St., Waltham.	176401 Rules Suspended and Approved

65.	Drain Layer	Caruso Corporation, 320 Charger St., Revere.	176402 Rules Suspended and Approved
66.	Taxi Medallion	<u>Renewal of Taxicab Medallion</u> Gaeta Transportation Co., Inc., 38 Partridge Ave., #84.	176403 Rules Suspended and Approved
67.	Taxi Medallion	Ronald A. Patalano Inc., 38 Partridge Ave., #83	176404 Rules Suspended and Approved
68.	Comm.	<u>Communication</u> Lanny Evarts re: Assembly Square.	176405 Placed on File
69.	Comm.	Gail Nickse re: Assembly Square.	176406 Placed on File
70.	Comm.	Catherine Musinsky re: Assembly Square.	176407 Placed on File
71.	Comm.	Sheila Ehrens & Jerome Barry re: Assembly Square.	176408 Placed on File
72.	Comm.	Lanny Evarts re: Assembly Square.	176409 Placed on File
73.	Comm.	Bill Shelton re: Assembly Square.	176410 Placed on File
74.	Claim	<u>Notice of Claim</u> John Silva.	176411 Placed on File

ITEMS RECEIVED AFTER 2:00 PM

75.	Livery	<u>New Livery License</u> Shark Kevin P. Sheehan ABA Limo, 20 Everett Ave.	176412 Licenses and Permits
76.	City Officer Comm.	DPW Commissioner responding to various Board Orders	176413 Placed on File
77.	City Officer Comm.	OHCD Project Manager responding to #176218 re: The Sycamore St. Bridge	176414 Placed on File
78.	Mayor's Request	Requesting approval to expend a \$92,813 grant for energy related costs incurred since opening the new Capuano School.	176254 Rules Suspended, Discharged from Finance and Approved

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| 79. | Mayor's Request | Requesting approval appropriating \$948,053 for the City's participation in the MWRA. | 176253
Rules Suspended,
Discharged from
Finance and
Approved |
| 80. | Mayor's Request | Requesting approval of an extension of Coviello Electric and General Contracting Co. contract for period of 7/31/03 to 6/30/04. | 176255
Rules Suspended,
Discharged from
Finance and
Approved |
| 81. | Comm. | <u>Communication</u>
Wig Zamore submitting comments re: Assembly Square zoning. | 176415
Placed on File |

Submitted by John J. Long, City Clerk