



**CITY OF MARLBOROUGH  
OFFICE OF CITY CLERK**

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JANUARY 23, 2012**

Regular meeting of the City Council held on Monday, JANUARY 23, 2012 at 8:00 p.m. in City Council Chambers, City Hall. City Councilors present: Ossing, Pope, Oram, Robey, Delano, Jenkins, Elder, Tunnera, Seymour, Clancy, and Landers. Meeting adjourned at 8:40 PM.

ORDERED: Minutes of the City Council Meeting, JANUARY 9, 2011. **MOTION** made by Councilor Ossing to re-visit the minutes to remove the former Councilors who were noted as present, **FILE AS AMENDED**; adopted.

ORDERED: That the PUBLIC HEARING On the Application for Special Permit from Rossella Mercuri, on behalf of Sprint, for modification of a wireless facility located at 445 Simarano Dr., Order No. 11/12-1003096, hearing recessed at 8:11 p.m.

**Councilors Present: Ossing, Pope, Oram, Robey, Delano, Jenkins, Elder, Tunnera, Seymour, Clancy & Landers.**

ORDERED: That the PUBLIC HEARING On the Application for Special Permit from Rossella Mercuri, on behalf of Sprint, for modification of a wireless facility located at 157 Union St., Order No. 11/12-1003072B, hearing recessed at 8:17 p.m.

**Councilors Present: Ossing, Pope, Oram, Robey, Delano, Jenkins, Elder, Tunnera, Clancy & Landers.**

**Councilors Seymour and Robey abstained**

ORDERED: That the PUBLIC HEARING On the Application for Special Permit from Rossella Mercuri, on behalf of Sprint, for modification of a wireless facility at 450-460 Boston Post Rd., Order No. 11/12-1003071B, hearing recessed at 8:21 p.m.

**Councilors Present: Ossing, Pope, Oram, Robey, Delano, Jenkins, Elder, Tunnera, Seymour, Clancy & Landers.**

ORDERED: That the transfer request in the amount of \$303,805.00 which moves funds from Long Term Debt Interest to Curb Containers and \$574,240.70 which moves funds from Multi Purpose Bond to Curb Containers for the purpose of purchasing the containers for automated curbside collection of solid waste and recyclables, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. # 60075106-58964	\$303,805.00
Long Term Debt Interest	
Acct. # 60071106-59963	\$574,240.70
Multi Purpose Bond	

TO:

Acct. # 19300006-58100	\$303,805.00
Curb Containers	
Acct. # 19300006-58100	\$574,240.70
Curb Containers	

ORDERED: That the transfer request in the amount of \$100,000.00 which moves funds from Long Term Debt Service to Water Service Fund due to an increase in water pollution from the Millham Treatment Plant, refer to **FINANCE COMMITTEE**; adopted.

## FROM:

Acct. # 60075106-58964 \$100,000.00  
Long Term Debt Interest

## TO:

Acct. # 61090006-52322 \$100,000.00  
Water Millham Reservoir Plant

ORDERED: That the Police Department transfer requests in the amounts of \$25,000.00 and \$129,000.00 which moves funds from Stabilization-Public Safety to Regular OT and from Police Officers to Regular OT respectively. The two transfer requests are necessary due to overtime costs incurred due to officers out on injury, refer to **FINANCE COMMITTEE**; adopted.

## FROM:

Acct. # 83600-32701 \$25,000.00  
Stabilization-Public Safety

Acct. # 12100001-50420 \$129,000.00  
Police Officers

## TO:

Acct. #1210003-51310 \$25,000.00  
Regular Overtime

Acct. #1210003-51310 \$129,000.00  
Regular Overtime

ORDERED: That the Fire Department transfer requests in the amount of \$3,140.00 which moves funds from Longevity to Sick Leave needed to fund benefits associated with an employee's retirement, \$4,568.00 which moves funds from Longevity to Vehicle Repair associated with vehicle repair and maintenance and \$15,432.00 which moves funds from EMT to Vehicle Repair associated with vehicle repair and maintenance, refer to **FINANCE COMMITTEE**; adopted.

## FROM:

Acct. # 12200003-51430 \$3,140.00  
Longevity

Acct. # 12200003-51430 \$4,568.00  
Longevity

Acct. # 12200003-51430 \$15,432.00  
Longevity

## TO:

Acct. # 12200003-51920 \$3,140.00  
Sick Leave

Acct. #12200006-52560 \$4,568.00  
Vehicle Repair

Acct. #12200006-52560 \$15,432.00  
Vehicle Repair

ORDERED: That the transfer request in the amount of \$1,000.00 which moves funds from General Gov't/Fringes to Mayor/Sick Leave associated with the departure of an employee and \$1,124.75 from Sick Leave to several accounts noted on the communication to fund increases in Sick Leave Buy Back associated with January 2012 salary increases, refer to **FINANCE COMMITTEE**; adopted.

TRANSFER REQUEST									
FROM ACCOUNT					TO ACCOUNT				
AVAILABLE BALANCE	AMOUNT	ORG CODE	OBJECT	ACCOUNT DESCRIP	AMOUNT	ORG CODE	OBJECT	ACCOUNT DESCRIP	AMOUNT AVAIL
				<b>Sick Leave</b>				<b>Sick Leave</b>	
				Collector				Various Departments	
\$ 1,499.73	\$ 1,124.75	11440003	51920	Sick Leave	\$ 26.22	11110003	51920	Sick Leave	\$ 2,173.44
					\$ 52.31	11330003	51920	Sick Leave	\$ 4,289.13
					\$ 24.13	11350003	51920	Sick Leave	\$ 1,955.49
					\$ 77.35	11410003	51920	Sick Leave	\$ 6,331.00
					\$ 831.63	11550003	51920	Sick Leave	\$ -
					\$ 55.81	12410003	51920	Sick Leave	\$ 8,252.29
					\$ 44.30	14001003	51920	Sick Leave	\$ 11,456.14
					\$ 13.00	15120003	51920	Sick Leave	\$ 3,819.24
					\$ 1,124.75				
Reason: To fund increases in Sick Leave Buy Back associated with Jan 2012 salary increases.									

ORDERED: That the Building Department transfer request in the amount of \$1,000.00 which moves funds from Professional and Technical to Assistant Building Inspector to fund the extended leave of an Inspector, **APPROVED**; adopted.

FROM:

Acct. # 12410004-53180 \$1,000.00  
Professional and Technical

TO:

Acct. # 12410001-50260 \$1,000.00  
Assistant Building Inspector

ORDERED: That the Notification from the Massachusetts Division of Conservation Services pertinent to the Memorial Beach project not being selected for funding for FY2012, back to **FINANCE COMMITTEE**; adopted.

ORDERED: That the City of Marlborough through the Conservation Commission, received gifts in the amounts of \$1,300.00 and \$2,700.00 from the Butler Family Foundation, **APPROVED**; adopted.

ORDERED: Under authority of MGL, Chapter 44, Section 53A, the City Council hereby **APPROVES** the Executive Office of Public Safety and Security grant in the amount of \$4,950.00 awarded to the Police Department to be used for high visibility traffic enforcement patrols; adopted.

ORDERED: That the tentative budget report for the Assabet Valley Regional Vocational School and preliminary five-year capital assessment estimate for the repair/renovation project, **FILE**; adopted.

ORDERED: That the Communication from the Mayor re: Retirement of Tony R. Trodella as Principal Assessor, **FILE**; adopted.

ORDERED: That the Reappointment of Police Chief Leonard as Keeper of the Lockup for one year, **APPROVED**; adopted.

ORDERED: That the City Council of the City of Marlborough hereby authorizes the Chief Procurement Officer to issue a Notice of Award to MetroPCS Massachusetts LLC located at 285 Billerica Road – Third Floor, Chelmsford, MA 01824, in the amount of \$31,200.00 for the first year of the lease, increasing annually by three (3%) on each anniversary of the rent commencement date, subject to the approval of the Acting Fire Chief as to the proposal and location on the bell/hose tower at the Pleasant Street Fire Station site and the approval of a Special Permit by the City Council pursuant to the applicable Articles and Sections of the Marlborough Zoning Ordinance; and it is **FURTHERED ORDERED**: that the Mayor is hereby authorized to negotiate a lease with MetroPCS, subject to MetroPCS obtaining all necessary permits and licenses, for the placement of antennas attached to the bell/hose tower along with equipment cabinets and associated equipment to be installed within an approved area of the Pleasant Street Fire Station building, located at 98 Pleasant Street, Marlborough, MA 01752, shown on Assessors' Map 68, Parcel 174. Said municipal property has been declared available for disposition by City Council Order No. 11-1003070-2A, refer to **WIRELESS COMMUNICATIONS COMMITTEE**; adopted.

ORDERED: That the Communication from Building Commissioner, Stephen Reid, re: Marlborough Saving Bank Special Permit, Condition 19B, Order No. 09-1002152E, refer to **BACK TO BUILDING INSPECTOR**; adopted.

**Councilor Delano abstained**

**Councilor Landers opposed**

ORDERED: That the Communication from Tennessee Gas Pipeline re: Updated Emergency Personnel List, refer to **EMERGENCY MANAGEMENT SERVICES DIRECTOR**; adopted.

ORDERED: That the Minutes, Planning Board, December 19, 2011, **FILE**; adopted.

ORDERED: That the following CLAIMS, refer to the **LEGAL DEPARTMENT**; adopted.

- A. Veronica Jessica Burkley, 22 Broad St., pothole or other road defect
- B. Alexander Rossi, 72 Evelina Dr., pothole or other road defect

Reports of Committees:

Councilor Tunnera reported the following out of the Personnel Committee:

**Order No.12-1004031 - Communication from Mayor Vigeant with the reappointment of Deborah Puleo to the position of City Collector effective February 1, 2012 for a period of one year. Recommendation of the Personnel Committee is to approve the reappointment of Deborah Puleo to the position of City Collector effective February 1, 2012 for a period of one year 3-0.**

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 8:40 p.m.