



**CITY OF MARLBOROUGH
OFFICE OF CITY CLERK**

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JUNE 14, 2010

Regular meeting of the City Council held on Monday, JUNE 14, 2010 at 8:00 p.m. in City Council Chambers, City Hall. City Councilors present: Levy, Ossing, Pope, Vigeant, Delano, Ferro, Elder, Seymour, Clancy, and Landers. Councilor Juaire was absent. Meeting adjourned at 8:30 p.m.

ORDERED: That Councilor Pope and Council President Vigeant presented City Scholarships certificates to the following students, **FILE**; adopted.

Connor McCarthy
320 Cook Lane
Marlboro High School

Rodrigo Roldan
44 Sumner Street
Assabet Valley High School

Claire Munley
44 Tecumseh Trail
Marlboro High School

Stacy Reid
755 Farm Road
Marlboro High School

Christopher Davis
90 Church Street
Marian High School

ORDERED: That the minutes of the City Council Meeting May 24, 2010, **FILE**; adopted.

ORDERED: That the transfer request in the amount of \$2,455.00 which moves funds from Undesignated to R-911 Support as the City utilized the R-911 call service following the MWRA water main break on May 1, 2010, **APPROVED**; adopted.

FROM:

Acct. # 10000-35900 \$2,455.00
Undesignated Fund

TO:

Acct. # 12910004-53182 \$2,455.00
R911 Support

ORDERED: That the following transfer requests totaling \$18,000 necessary to fund emergency callouts associated with recent water main breaks:

Transfer in the amount of \$14,000.00 moving funds from Equipment Operators to Overtime-Regular.

Transfer in the amount of \$1,000.00 moving funds from Longevity to Overtime-Regular.

Transfer in the amount of \$3,000.00 moving funds from Sick Leave Buyback to Overtime-Regular, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. # 61090001-50740 \$14,000.00

Equipment Operators

Acct. # 61090003-51430 \$1,000.00

Longevity

Acct. # 61090003-51920 \$3,000.00

Sick Leave Buy Back

TO:

Acct. # 61090003-51310 \$14,000.00

Overtime Regular

Acct. # 61090003-51310 \$ 1,000.00

Overtime Regular

Acct. # 61090003-51310 \$ 3,000.00

Overtime Regular

ORDERED: That the transfer request in the amount of \$687.85 which moves funds from Undesignated to Sick Leave associated with an employee's termination, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. # 10000-35900 \$687.85

Undesignated Fund

TO:

Acct. # 11740003-51920 \$687.85

Sick Leave

ORDERED: That the Detailed Year-End Report Pertinent to the Renewal of Public Safety Revolving Fund, Order No. 10-1002587, refer to **FINANCE COMMITTEE**; adopted.

ORDERED: That the Detailed Year-End Report Pertinent to the Renewal of Sligo Water Tank Revolving Fund, Order No. 10-1002588, refer to **FINANCE COMMITTEE**; adopted.

ORDERED: That the reappointment of Diane Smith to the position of City Auditor which expires three years from date of confirmation, refer to **PERSONNEL COMMITTEE**; adopted.

Councilor Seymour abstained

ORDERED: That the communication from Superintendent, Mary Carlson, regarding the naming of the 4-7 school, **MOVED TO AGENDA ITEM #19**.

ORDERED: That the Application from Stanislav Nester d/b/a US Comfort Express, LLC for Livery license at 133 Broadmeadow St., Apt 10, refer to **PUBLIC SERVICES COMMITTEE**; adopted.

ORDERED: That the minutes, Planning Board, May 10 & 24, 2010, **FILE**; adopted.

ORDERED: That the minutes, Traffic Commission, April 27, 2010, **FILE**; adopted.

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

- A. Joseph Arsenault and Dianna Clark, 211 Bolton St., other property damage

Reports of Committees:

Councilor Ossing reported the following out of the Finance Committee:

Order No. 10-1002568 — Transfer \$4,000.00 for Part Time Library Clerks. The Finance Committee reviewed the Mayor's letter dated May 5, 2010 requesting two transfers in the amount of \$4,000.00 to fund the part time library clerk's line item. **Recommendation of the Finance Committee is to approve both transfers 5-0.**

Order No. 10-1002582 — Year End Inter-Department Transfer of \$46,316.00. The Finance Committee reviewed the Mayor's letter dated May 18, 2010 requesting year end inter department transfers totaling \$46,316.00. **Recommendation of the Finance Committee is to approve the first three transfers 5-0 and to approve the final transfer of \$11,500 from the interest BAN account to the Postage account, 4-1 (Councilor Delano opposed).**

Order No. 10-1002583 — Year End Intra-Department Transfer of \$124,882.97. The Finance Committee reviewed the Mayor's letter dated May 18, 2010 requesting year end intra department transfers totaling \$124,882.97. **Recommendation of the Finance Committee is to approve the Library, Fire Department, Legal Department, Building Department, Police Department and Water Department transfers 5-0.**

The Finance Committee took the following actions on the transfers below:

- **\$9,800 DPW Department transfer was tabled due to no representation by the DPW Department to discuss the transfer.**
- **\$27,740.25 Fire Department transfer to fund the fire department overtime account was approved 3-2 (Councilors Delano and Ferro opposed).**

Order No. 10-1002584 — Transfer \$70,809.00 from Undesignated Funds to FY10 Step Increases. The Finance Committee reviewed the Mayor's letter dated May 20, 2010 requesting the transfer of \$70,809.00 from Undesignated Funds Account to fund the FY10 step increases. **Recommendation of the Finance Committee is to table the order 5-0 because the Mayor was not available to discuss the transfer.**

Order No. 10-1002585 — Transfer \$13,896.00 from Fringes to DPW Streets Sick Leave Buy Back. The Finance Committee reviewed the Mayor's letter dated May 18, 2010 requesting the transfer of \$13,896.00 from Fringes to DPW Streets Sick Leave Buy Back. **Recommendation of the Finance Committee is to approve the transfer 4-0 (Councilor Seymour was not in the chamber during the vote to approve the transfer).**

Order No. 10-1002586 — Transfer \$7,500.00 from DPW Junior Civil Engineer to DPW Streets Foreman. The Finance Committee reviewed the Mayor's letter dated May 19, 2010 requesting the transfer of \$7,500.00 from DPW Junior Civil Engineer to DPW Streets Foreman. **Recommendation of the Finance Committee is to approve the transfer 5-0.**

Order No. 10-1002589 — Easterly Wastewater Revolving Fund. The Finance Committee reviewed the Mayor's letter dated May 18, 2010 requesting the reauthorization of the Easterly Wastewater revolving fund for FY11. **The Finance Committee voted to report out with no recommendation 5-0. Additionally, the Finance Committee recommended that the Mayor and Solicitor develop an order that combines the Easterly Treatment Plant, Fairmount Hill and Sligo Hill Revolving funds into one revolving fund. Councilors Pope and Ferro agreed to work with the Mayor and Solicitor to craft the language for the order.**

Order No. 10-1002590 — Fairmount Hill Revolving Fund. The Finance Committee reviewed the Mayor's letter dated May 19, 2010 requesting the reauthorization of the Fairmount Hill revolving fund for FY11. **The Finance Committee voted to report out with no recommendation 5-0. Additionally, the Finance Committee recommended that the Mayor and Solicitor develop an order that combines the Easterly Treatment Plant, Fairmount Hill and Sligo Hill Revolving funds into one revolving fund. Councilors Pope and Ferro agreed to work with the Mayor and Solicitor to craft the language for the order.**

Order No. 10-1002591 — GIS Revolving Fund. The Finance Committee reviewed the Mayor's letter dated May 19, 2010 requesting the reauthorization of the GIS revolving fund for FY11. **Recommendation of the Finance Committee is to deny the GIS revolving fund order for FY11 5-0 and return the balance of \$2,467.02 to the general fund.**

ORDERED: The Application of Tony Bitar, d/b/a Hannoush Jewlers, for Junk Dealer's license at 601 Donald Lynch Blvd., **APPROVED**; adopted.

ORDERED: That the Application of Andrew Youngman, d/b/a Arch Stanton, LLC, for Junk Dealer's license at 225 Cedar Hill St., 3rd Floor, **APPROVED**; adopted.

ORDERED: That the extension of time for a sewer connection permit for Boston Scientific Corporation, 55 Fairbanks Boulevard, to December 1, 2011, **APPROVED**; adopted.

ORDERED: That the Personnel transfer request in the amount of \$3,000.00 from Medical Exams as follows to meet variable expenses associated with advertising and training requirements as follows:

\$1,000.00 to Advertising,

\$2,000.00 to Conference & Training, **APPROVED**; adopted.

FROM:

Acct. # 11520004-53010	\$3,000.00
Medical Exams	

TO:

Acct. # 11520004-53150	\$1,000.00
Advertising	

Acct. # 11520006-57380	\$2,000.00
Conference and Training	

ORDERED: That the Retirement Benefits transfer request in the amount of \$31,308.63 to fund benefits associated with an employee's retirement as follows:

\$5,620.63 from Fringes to Sick Leave Buy Back,

\$25,688.00 from COA Nurse to Sick Leave Buy Back, **APPROVED**; adopted.

FROM:

Acct. # 11990006-51500 \$5,620.23

Fringes

Acct. # 15410001-50391 \$25,688.00

COA Nurse

TO:

Acct. # 12100003-51920 \$5,620.63

Sick Leave Buy Back

Acct. # 12100003-51920 \$25,688.00

Sick Leave Buy Back

ORDERED: That pursuant to Chapter 44, section 31D of the General Laws of the Commonwealth of Massachusetts, which authorizes the City to incur liability and make expenditures for any fiscal year in excess of appropriation for snow and ice removal, the City Council of the City of Marlborough, upon the recommendation of the Mayor, approves expenditures of \$500,000.00 in excess of available appropriation for snow and ice removal for fiscal year 2011, **APPROVED**; adopted.

Suspension of the Rules requested-granted

ORDERED: That the communication from the Marlborough Veteran's Council regarding the renaming of the 4-7 school, **FILE**; adopted.

ORDERED: Be it ordained by the City Council of the City of Marlborough that the 4-7 School located at 25 Union Street shall be named after 1st LT Charles Willis Whitcomb, a resident of Marlborough killed in action in 1864 during the Civil War Battle of Spotsylvania Courthouse, and that it shall henceforth be known as the 1LT Charles W. Whitcomb School, **APPROVED**; adopted.

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 8:30 p.m.; adopted.