



CITY OF MARLBOROUGH
OFFICE OF CITY CLERK
Lisa M. Thomas
140 MAIN STREET
MARLBOROUGH, MASSACHUSETTS 01752
(508)460-3775 FAX (508)624-6504
NOVEMBER 19, 2007

Regular meeting of the City Council held on Monday November 19, 2007 at 8:00 p.m. in City Council Chambers, City Hall. City Councilors present: Levy, Ossing, Pope, Vigeant, Katz, Ferro, Juare, Schafer, Webster, Clancy and Towle. Meeting adjourned at 8:20 p.m.

ORDERED: Minutes, City Council meeting, NOVEMBER 5, 2007, **FILE**; adopted.

ORDERED: Now being the time set for the PUBLIC HEARING on the petition of MASS ELECTRIC to install 1-3" PVC conduit from existing transformer 7 to existing secondary manhole 7E on Evelina Dr., all were heard who wish to be heard, hearing adjourned at 8:03 p.m., **IN PUBLIC SERVICES COMMITTEE**; adopted.

ORDERED: Now being the time set for the PUBLIC HEARING on the application of NSTAR to install 250' of 2.00' plastic main as a system improvement to supply South St. in Marlborough from 401 South St. easterly to 417 South St., all were heard who wish to be heard, hearing adjourned at 8:06 p.m., **IN PUBLIC SERVICES COMMITTEE**; adopted.

ORDERED: That the following budget transfer in the amount of \$10,500.00 which would shift funds from Undesignated Funds to Temporary Clerical Help, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. # 100-35900 \$10,500.00
Undesignated Fund

TO:

Acct. # 11210002-50586 \$10,500.00
Temporary Clerical Help

ORDERED: That the following budget transfer in the amount of \$56,450.00 which would move funds from Fringes to Hazmat Pay and Clothing refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. # 11990006-5150 \$56,450.00
Fringes

TO:

Acct. # 12200003-51412 \$50,500.00
Hazmat Pay

Acct # 12200003-51940 \$5,950.00
Clothing

Total \$56,450.00

(Councilor Juare abstained)

ORDERED: That the following transfer of \$39,850.24 per the City's annual payment agreement with Ward Mountain LLC, **APPROVE**; adopted.

FROM:

Acct. # 83600-11520 \$39,850.24

Open Space Stabilization

TO:

Acct. # 19300006-58170 \$39,850.24

Open Space Acquisition

(Councilor Katz abstained)

ORDERED: That the communication from Councilor Maura Navin Webster re: letter of resignation effective January 6, 2007, **FILE**; adopted.

ORDERED: That agenda #8, communication from the Planning Board re: Zoning amendment Chapter 200-17 "Table of Uses" be accepted and filed with Order No. 07-1001677, **APPROVE**; adopted.

ORDERED: That the communication from PERAC re: appropriation for Fiscal Year 2009, **FILE**; adopted.

ORDERED: That the Communication from Linda Fossile, Secretary of Crystal Ridge Realty Trust, request the Planning Board acceptance of Danjou Dr. as a public way, refer to **PLANNING BOARD**; adopted.

ORDERED: That the Communication from Linda Fossile, Secretary of Crystal Ridge Realty Trust, request the Planning Board acceptance of Cleversy Dr. as a public way, refer to **PLANNING BOARD**; adopted.

ORDERED: That the Communication from Linda Fossile, Secretary of Crystal Ridge Realty Trust, request the Planning Board acceptance of Balcom Rd. and Miele Rd. as a public way, refer to **PLANNING BOARD**; adopted.

ORDERED: That the communication from the Commonwealth of Massachusetts, Department of Public Utilities, re: Notice of Filing and Public Hearing pertaining to a Petition of NSTAR of a long term natural gas firm transportation agreement, **FILE**; adopted.

ORDERED: That the communication from Richard Murphy re: reasonable gas service prices, **FILE**; adopted.

ORDERED: That the communication from Raymond M^cCabe, Jr. re: requests made to the City Solicitor to provide answers to questions that have been asked pertaining to Order No. 98-7579 - Eminent Domain for Beaman Lane, refer to **CITY SOLICITOR**; adopted.

ORDERED: That there being no objection thereto set **MONDAY, DECEMBER 17, 2007** as date for a **PUBLIC HEARING** on Petition of National Grid to install new pole #21-50 and relocate pole #21 on Maple St., refer to **DPW ENGINEERING to provide comments to the City Council prior to the hearing, & PUBLIC SERVICES COMMITTEE**.

ORDERED: That the Minutes, Planning Board, October 15 and October 29, 2007, **FILE**; adopted.

ORDERED: That the TransReport, November 2007, **FILE**; adopted.

Suspension of the Rules requested – granted.

ORDERED: That the application of NSTAR to install 250' of 2.00' plastic main as a system improvement to supply South St. in Marlborough from 401 South St. easterly to 417 South St. **TABLED**; adopted.

Suspension of the Rules requested – granted.

ORDERED: That the petition of MASS ELECTRIC to install 1-3" PVC conduit from existing transformer 7 to existing manhole 7E on Evelina Dr. **APPROVE AS FOLLOWS**: Subject to final approval by the DPW Engineering and subject to the conditions set forth in the DPW road opening permit; adopted.

Suspension of the Rules requested – granted.

ORDERED: That, the City Council of the City of Marlborough **APPROVE** pursuant to § 5 of chapter 40a of the general laws, having submitted for its own consideration changes in the Zoning Ordinance of the City of Marlborough, as amended, to further amend chapter 200, article v, section 200-16, now ordains that the zoning ordinance of the city of Marlborough, as amended, be further amended by adding thereto, as follows: Section 200-16, entitled "Table of Uses, General," is hereby amended by adding at the end of said Section the following language:

- All uses not noted in Section 200-17, entitled "Table of Uses," shall be deemed prohibited, except where so to deem would interfere with or annul any other City of Marlborough ordinance, rule, regulation or permit.

First Reading, Suspended; Second Reading, Adopted; Passage to Enroll, Adopted; Passage to Ordain, Adopted. No objection to passage in one evening, **APPROVE**; adopted.

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned 8:20 p.m.