

RECEIVED  
CITY CLERK'S OFFICE  
CITY OF MARLBOROUGH

2012 FEB -9 P 5:38

1. Minutes of the City Council Meeting, January 23, 2012.
2. PUBLIC HEARING On the Petition from National Grid to install 2 5" PVC electrical conduits concrete encased from manhole 1-1 to P.30, Robin Hill St., Order No. 11/12-1004012.
3. PUBLIC HEARING On the Application for Special Permit from Rossella Mercuri, on behalf of Sprint, for modification of a wireless facility located at 115 Onamog St, Order No. 12-1004032.
4. PUBLIC HEARING On the Application for Special Permit from Nissan Automobiles of Marlborough, Inc. to modify of a portion of its building which includes its showroom, customer service, and offices to add a second story, Order No. 12-1004033.
5. Communication from the Mayor re: Council on Aging transfer request in the amount of \$4,000.00 which moves funds from Program Manager to Program Funding for the purpose of adding classes and programs.
6. Communication from the Mayor re: Mayoral transfer in the amount of \$1,000.00 which moves funds from Out of State Travel to In-State Travel.
7. Communication from the Mayor re: Commonwealth's Executive Office of Public Safety and Security Grant in the amount of \$53,185.00 awarded to the Police Department for reimbursement for the FY12 State 911 Support and Incentive Grant Program.
8. Communication from the Mayor re: appointment of Patricia Carlson and Cheryl Soucy to the Commission on Disabilities for a term of three years from date of approval.
9. Communication from the Mayor re: appointment of Stephen P. Leduc and Sally Swartz to the Community Development Authority for a term of three years from date of approval.
10. Communication from the Mayor re: Support of Waste Management/Trash Contract signed in December 2011.
11. Communication from the Mayor re: Acceptance of MGL, Chapter 59, Section 5K relative to Senior Citizens Property Tax Workoff Program.
12. Communication from City Solicitor, Donald Rider, re: Proposed Council Rule Pertaining to Membership of Council Committees.
13. Application for Special Permit from Rossella Mercuri, on behalf of Sprint, for modification of a wireless facility located at 2 Mount Royal Dr.
14. Petition from National Grid to replace and relocate existing utility P.61 24' south east of present location toward property line of house 522 on Pleasant St. Along with this pole, P. 61-89 will be relocated to new location on private property.
15. Minutes, Planning Board, January 9, 2012.
16. Minutes, Traffic Commission, October 25, 2011.
17. CLAIMS:
  - A. Helen Quitt, 240 Main St. #309, pothole or other road defect
  - B. Mike Morris, 39 Kings Grant Rd., other property damage
  - C. Sharon Imperato, 46 Kings Grant Rd., other property damage
  - D. Amy LaFreniere, 34 Goodnow Lane, residential mailbox claim 2(a)
  - E. Nancy Seymour, 47 Bond St., pothole or other road defect

REPORTS OF COMMITTEES:

UNFINISHED BUSINESS:

**From Personnel Committee**

18. **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.**



**CITY OF MARLBOROUGH  
OFFICE OF CITY CLERK**

**Lisa M. Thomas  
140 Main St.**

**Marlborough, MA 01752  
(508) 460-3775 FAX (508) 460-3723  
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 mount 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
			Sick Leave Collector				Sick Leave 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.



# IN CITY COUNCIL

DECEMBER 19, 2011  
Marlborough, Mass., \_\_\_\_\_

**ORDERED:**

That there being no objection thereto set **THE THIRD REGULARLY SCHEDULED MEETING IN 2012** as date for a **PUBLIC HEARING** on the Petition from National Grid to install 2 5" PVC electrical conduits concrete encased from manhole 1-1 to P.30, Robin Hill St., be and is herewith refer to **PUBLIC SERVICES COMMITTEE AND CARRY OVER TO NEXT LEGISLATIVE YEAR.**

ADOPTED

ORDER NO. 11-1004012



# IN CITY COUNCIL

Marlborough, Mass., ~~JANUARY 9, 2012~~

**ORDERED:**

That there being no objection thereto set **MONDAY, FEBRUARY 13, 2012**, as date for a **PUBLIC HEARING** for the Application for Special Permit from Sprint for modification of a wireless facility located at Onamog St., be and is herewith refer to **WIRELESS COMMUNICATIONS COMMITTEE AND ADVERTISE.**

ADOPTED

ORDER NO. 12-1004032



# IN CITY COUNCIL

\_\_\_\_\_  
Marlborough, Mass., \_\_\_\_\_

JANUARY 9, 2012

## ORDERED:

That there being no objection thereto set **MONDAY, FEBRUARY 13, 2012**, as date for a **PUBLIC HEARING** for the Application for Special Permit from Nissan Automobiles of Marlborough, Inc. to modify of a portion of its building which includes its showroom, customer service, and offices to add a second story, be and is herewith refer to **URBAN AFFAIRS COMMITTEE AND ADVERTISE**.

ADOPTED

ORDER NO. 12-1004033



*City of Marlborough*

*Office of the Mayor*

140 Main Street

Marlborough, Massachusetts 01752

Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

*Arthur G. Vigeant*  
MAYOR

RECEIVED

CITY CLERK'S OFFICE

CITY OF MARLBOROUGH

2012 FEB -9 P 4:55

*Michael C. Berry*  
EXECUTIVE AIDE

*Patricia Bernard*  
EXECUTIVE SECRETARY

February 8, 2012

City Council President Patricia Pope  
Marlborough City Council  
140 Main Street  
Marlborough, MA 01752

Honorable President Pope and Councilors:

I am submitting for your approval the following transfer request from the Council on Aging:

- 1) Transfer in the amount of \$4000.00 moving funds from account number 15410001-50191 (Program Manager) to account number 15410006-57072 (Program Funding)

Enclosed is transfer request submitted to my office by Council on Aging Director Jennifer Claro. Please do not hesitate to contact my office with any further questions.

Sincerely,

**Arthur G. Vigeant**  
Mayor



**City of Marlborough**  
**Council on Aging and Senior Center**

250 Main Street  
Marlborough, MA 01752  
Tele (508) 485-6492 Fax (508) 460-3726

February 2, 2012

The Honorable Mayor Arthur Vigeant  
City Hall 140, Main Street  
Marlborough, MA 01752

Dear Mayor Vigeant,

I would like to request a Transfer of Funds from the Program Manager position (which is not filled) to our Program Funding in the amount of \$4000.00 for the remainder of this fiscal year. This request of funds would allow our department to add some new classes and programs to better meet the needs of our growing senior population here at the center as well as attract a new and more diverse senior population.

Thank you for your consideration,

Jennifer Claro

Senior center and COA Director

CITY OF MARLBOROUGH  
BUDGET TRANSFERS --

DEPT: Council on Aging/Senior Center

FISCAL YEAR 2012

FROM ACCOUNT: 15410001 50191

TO ACCOUNT: 15410006 57072

Available Balance	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	Available Balance
<u>\$19,000</u>	<u>\$4,000.00</u>	<u>15410001</u>	<u>50191</u>	<u>Program Manager</u>	<u>\$4,000.00</u>	<u>15410006</u>	<u>57072</u>	<u>Program Funding</u>	<u>\$4,221</u>
	Reason:	<u>We have interviewed for this position twice and the last candidate declined because they needed benefits. Currently, the programming has been done by myself with the help of our staff and it has worked well and could continue.</u>						<u>This additional funding would allow us to attract more diversification amongst our senior population and better serve their interests.</u>	
	Reason:	_____						_____	
	Reason:	_____						_____	
	Reason:	_____						_____	

Department Head signature: Jennifer B. Clark



# City of Marlborough

*Arthur G. Vigeant*  
MAYOR

## Office of the Mayor

RECEIVED  
CITY CLERK'S OFFICE  
MARLBOROUGH

*Michael C. Berry*  
EXECUTIVE AIDE

140 Main Street

2012 FEB -9 P 4:55

Marlborough, Massachusetts 01752

*Patricia Bernard*  
EXECUTIVE SECRETARY

Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

February 8, 2012

City Council President Patricia Pope  
Marlborough City Council  
140 Main Street  
Marlborough, MA 01752

Honorable President Pope and Councilors:

I am submitting for your approval the following transfer request for my office:

- 1) Transfer in the amount of \$1000.00 moving funds from account number 11210006-57200 (out of state travel) to account number 11210006-57100 (in-state travel)

Please do not hesitate to contact my office with any questions.

Sincerely,

**Arthur G. Vigeant**  
Mayor

CITY OF MARLBOROUGH  
BUDGET TRANSFERS --

DEPT: MAYOR

FISCAL YEAR: ##

Available Balance	FROM ACCOUNT:				TO ACCOUNT:				Available Balance
	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	
<u>\$3,000</u>	<u>\$1,000.00</u>	<u>11210006</u>	<u>57200</u>	<u>OUT OF STATE TRAVEL</u>	<u>\$1,000.00</u>	<u>11210006</u>	<u>57100</u>	<u>IN STATE TRAVEL</u>	<u>\$200</u>
	Reason:	<u>NO OUT OF STATE TRAVEL ANTICIPATED FOR FY12</u>				<u>GREATER IN STATE TRAVEL EXPECTED FOR FY12</u>			
	Reason:	_____				_____			
	Reason:	_____				_____			
	Reason:	_____				_____			

Department Head signature: 



# City of Marlborough

*Arthur G. Vigeant*  
MAYOR

## Office of the Mayor

RECEIVED  
CITY CLERK'S OFFICE  
MARLBOROUGH

*Michael C. Berry*  
EXECUTIVE AIDE

140 Main Street

Marlborough, Massachusetts 01752

Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

2012 FEB -9 P 4:55

*Patricia Bernard*  
EXECUTIVE SECRETARY

February 8, 2012

City Council President Patricia Pope  
Marlborough City Council  
140 Main Street  
Marlborough, MA 01752

Honorable President Pope and Councilors:

The Marlborough Police Department was recently awarded a grant in the amount of \$53,185 by the Commonwealth's Executive Office of Public Safety and Security. The funding is a reimbursement for the FY2012 State 911 Department Support and Incentive Grant Program.

Enclosed is the relevant backup paperwork from the Police Department as well as the Executive Office of Public Safety and Security. I respectfully request your approval. Please do not hesitate to let me know if you have any questions.

Sincerely,

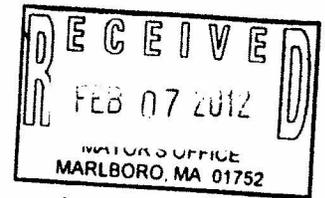
**Arthur G. Vigeant**  
Mayor



# City of Marlborough POLICE DEPARTMENT

508-485-1212 • FAX 508-624-6949  
355 BOLTON STREET • MARLBOROUGH, MA • 01752

MARK F. LEONARD  
Chief of Police



*Clark*

Mayor Arthur G. Vigeant  
City Hall  
140 Main Street  
Marlborough, MA 01752

February 6, 2012

Dear Mayor Vigeant:

The Marlborough Police Department has been awarded a grant in the amount of \$53,185 from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security, FY2012 State 911 Department Support and Incentive Grant Program. The grant is a reimbursement grant, which will be used to cover costs for training and equipment to prepare for compliance with the state mandated Emergency Dispatch protocols.

Attached is a copy of the Notice of Grant Award, grant approval letter, and signed grant contract. I am requesting that the grant award be forwarded to the City Council for approval. Should you have any questions, please do not hesitate to call.

Sincerely,

Mark F. Leonard  
Chief of Police

**CITY OF MARLBOROUGH  
NOTICE OF GRANT AWARD**

DEPARTMENT: Police Department DATE: 25-Jan-12

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Chief Mark F. Leonard

NAME OF GRANT: FY 2012 State 911 Dept. Support and Incentive Grant Program

GRANTOR: Commonwealth of Massachusetts

GRANT AMOUNT: \$53,185.00

GRANT PERIOD: Present to June30, 2012

SCOPE OF GRANT/  
ITEMS FUNDED To train department personell in the emergency medical  
dispatching protocol as mandated by the commonwealth.  
To purchase material to become compliant with new  
mandates and additional training in quality assurance  
component of new mandates

IS A POSITION BEING  
CREATED: No

IF YES: CAN FRINGE BENEFITS BE PAID FROM GRANT? \_\_\_\_\_

ARE MATCHING CITY  
FUNDS REQUIRED? No

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:  
\_\_\_\_\_  
\_\_\_\_\_

IF MATCHING IS MONETARY PLEASE GIVE ACCOUNT NUMBER AND DESCRIPTION OF CITY FUNDS  
TO BE USED:  
\_\_\_\_\_  
\_\_\_\_\_

ANY OTHER EXPOSURE TO CITY?  
No

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: Yes approval needed asap to meet  
State mandates

**DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER  
LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL  
FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE GRANT**



The Commonwealth of Massachusetts  
EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY  
STATE 911 DEPARTMENT

1380 Bay Street, Building C ~ Taunton, MA 02780-1088  
Tel: 508-828-2911 ~ TTY: 508-828-4572 ~ Fax: 508-828-2585  
[www.mass.gov/e911](http://www.mass.gov/e911)



**DEVAL L. PATRICK**  
*Governor*

**MARY ELIZABETH HEFFERNAN**  
*Secretary of Public Safety  
and Security*

**TIMOTHY P. MURRAY**  
*Lieutenant Governor*

**FRANK POZNIAK**  
*Executive Director*

January 19, 2012

Chief Mark F. Leonard  
City of Marlborough Police Department  
140 Main Street  
Marlborough, MA 01752

Dear Chief Leonard:

The Commonwealth of Massachusetts, State 911 Department would like to thank you for participating in the FY 2012 State 911 Department Support and Incentive Grant program.

For your files, please find attached a copy of the contract signed by both parties. Please note your contract start date is **January 19, 2012** and will run through June 30, 2012. Please keep in mind that there shall be no reimbursement for costs incurred prior to the effective date of the contract and all goods and services **MUST** be received on or before June 30, 2012.

We have made the request for payment forms available on our website [www.mass.gov/e911](http://www.mass.gov/e911). For any questions related to this process, please contact Michelle Hallahan at 508-821-7216.

If, in the future, you would like to make any changes to the authorized signatory, the contract manager, and/or the budget worksheet, please e-mail those proposed changes to [911DeptGrants@state.ma.us](mailto:911DeptGrants@state.ma.us). Grantees are strongly encouraged to submit final, year-end budget modification requests on or before May 15, 2012.

Sincerely,

Frank P. Pozniak  
Executive Director

cc: FY 2012 Support and Incentive Grant File

This form is jointly issued and published by the Executive Office for Administration and Finance (ANF), the Office of the Comptroller (CTR) and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. Any changes to the official printed language of this form shall be void. Additional non-conflicting terms may be added by Attachment. Contractors may not require any additional agreements, engagement letters, contract forms or other additional terms as part of this Contract without prior Department approval. Click on hyperlinks for definitions, instructions and legal requirements that are incorporated by reference into this Contract. An electronic copy of this form is available at [www.mass.gov/osc](http://www.mass.gov/osc) under Guidance For Vendors - Forms or [www.mass.gov/osd](http://www.mass.gov/osd) under OSD Forms.

<b>CONTRACTOR LEGAL NAME:</b> (and d/b/a): City of Marlborough		<b>COMMONWEALTH DEPARTMENT NAME:</b> State 911 Department <b>MMARS Department Code:</b> EPS	
<b>Legal Address:</b> (W-9, W-4,T&C): 140 Main Street, <u>Marlborough, MA 01752</u>		<b>Business Mailing Address:</b> 1380 Bay Street, Building C, Taunton, MA 02780	
<b>Contract Manager:</b> Chief of Police Mark F. Leonard		<b>Billing Address (if different):</b> N/A	
<b>E-Mail:</b> mleonard@marlborough-ma.gov		<b>Contract Manager:</b> Marilyn Godfrey	
<b>Phone:</b> 508-624-6970	<b>Fax:</b> 508-624-6938	<b>E-Mail:</b> 911DeptGrants@state.ma.us	
<b>Contractor Vendor Code:</b> <u>VC6000192111</u>		<b>Phone:</b> 508-821-7299	<b>Fax:</b> 508-828-2585
<b>Vendor Code Address ID (e.g. "AD001"):</b> <u>AD001</u> (Note: The Address ID Must be set up for EFT payments.)		<b>MMARS Doc ID(s):</b> CT GRNT	
		<b>RFR/Procurement or Other ID Number:</b> Training Grant	
<b><u>X</u> NEW CONTRACT</b>		<b>___ CONTRACT AMENDMENT</b>	
<b>PROCUREMENT OR EXCEPTION TYPE: (Check one option only)</b> ___ <u>Statewide Contract</u> (OSD or an OSD-designated Department) ___ <u>Collective Purchase</u> (Attach OSD approval, scope, budget) <u>X</u> <u>Department Procurement</u> (includes State or Federal grants <u>815 CMR 2.00</u> ) (Attach RFR and Response or other procurement supporting documentation) ___ <u>Emergency Contract</u> (Attach justification for emergency, scope, budget) ___ <u>Contract Employee</u> (Attach <u>Employment Status Form</u> , scope, budget) ___ <u>Legislative/Legal Exemption or Other:</u> (Attach authorizing language/justification, scope and budget)		Enter Current Contract End Date <u>Prior</u> to Amendment: ____, 20 ____, Enter Amendment Amount: \$ _____. (or "no change") <b>AMENDMENT TYPE: (Check one option only. Attach details of Amendment changes.)</b> ___ <u>Amendment to Scope or Budget</u> (Attach updated scope and budget) ___ <u>Interim Contract</u> (Attach justification for Interim Contract and updated scope/budget) ___ <u>Contract Employee</u> (Attach any updates to scope or budget) ___ <u>Legislative/Legal Exemption or Other:</u> (Attach authorizing language/justification and updated scope and budget)	
The following <b>COMMONWEALTH TERMS AND CONDITIONS (T&amp;C)</b> has been executed, filed with CTR and is incorporated by reference into this Contract. ___ Commonwealth Terms and Conditions ___ Commonwealth Terms and Conditions For Human and Social Services <u>X</u> Commonwealth Terms and Conditions			
<b>COMPENSATION:</b> (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00. ___ <u>Rate Contract</u> (No Maximum Obligation. Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.) <u>X</u> <u>Maximum Obligation Contract</u> Enter Total Maximum Obligation for total duration of this Contract (or <u>new</u> Total if Contract is being amended). \$ <u>53,185.00</u>			
<b>PROMPT PAYMENT DISCOUNTS (PPD):</b> Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting <b>accelerated</b> payments must identify a PPD as follows: Payment issued within 10 days ___ % PPD; Payment issued within 15 days ___ % PPD; Payment issued within 20 days ___ % PPD; Payment issued within 30 days ___ % PPD. If PPD percentages are left blank, identify exemption: ___ statutory/legal or Ready Payments (G.L. c. 29, § 23A); ___ federal grant/trust; ___ initial payment (subsequent payments must be scheduled to support payee cash flow needs and standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)			
<b>BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT:</b> (Enter the Contract title, purpose and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation.) For disbursement of funds under the State 911 Department Training and Emergency Medical Dispatch Grant as authorized and awarded in compliance with program guidelines and grantee's approved application.			
<b>ANTICIPATED START DATE:</b> (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations: <u>X</u> 1. may be incurred as of the <u>Effective Date</u> (latest signature date below subject to any required approvals) and <b>no</b> obligations have been incurred <b>prior</b> to the <u>Effective Date</u> . ___ 2. may be incurred as of ____, 20 ____, a date <b>LATER</b> than the <u>Effective Date</u> below and <b>no</b> obligations have been incurred <b>prior</b> to the <u>Effective Date</u> . ___ 3. were incurred as of ____, 20 ____, a date <b>PRIOR</b> to the <u>Effective Date</u> below, and the parties agree that payments for any obligations incurred prior to the <u>Effective Date</u> are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.			
<b>CONTRACT END DATE:</b> Contract performance shall terminate as of <u>June 30</u> , 2012, with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.			
<b>CERTIFICATIONS:</b> Notwithstanding verbal or other representations by the parties, the " <u>Effective Date</u> " of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor makes all certifications required under the attached <u>Contractor Certifications</u> (incorporated by reference if not attached hereto) under the pains and penalties of perjury, agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable <u>Commonwealth Terms and Conditions</u> , this Standard Contract Form including the <u>Instructions and Contractor Certifications</u> , the Request for Response (RFR) or other solicitation, the Contractor's Response, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in <u>801 CMR 21.07</u> , incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.			
<b>AUTHORIZING SIGNATORY FOR THE CONTRACTOR:</b> X <u>Mark F. Leonard</u> Date: <u>12/14/2011</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Mark F. Leonard</u> Print Title: <u>Chief of Police</u>		<b>AUTHORIZING SIGNATORY FOR THE COMMONWEALTH</b> X: <u>Frank Pozniak</u> Date: <u>1/19/12</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Frank Pozniak</u> Print Title: <u>Executive Director</u>	



# City of Marlborough

*Arthur G. Vigeant*  
MAYOR

## Office of the Mayor

RECEIVED  
CITY CLERK'S OFFICE  
CITY OF MARLBOROUGH  
*Michael C. Berry*  
EXECUTIVE AIDE

140 Main Street

Marlborough, Massachusetts 01752

Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

2012 FEB -9 PM 5:55  
*Diana Bernard*

EXECUTIVE SECRETARY

February 8, 2012

City Council President Patricia Pope  
Marlborough City Council  
140 Main Street  
Marlborough, MA 01752

Honorable President Pope and Councilors:

I am submitting for your approval the names of Patricia Carlson and Cheryl Soucy for appointment to the Commission on Disabilities. Both Ms. Carlson and Ms. Soucy have backgrounds that will allow them to make valuable and experienced contributions to this committee.

If approved, each member will serve a term of three years.

Please do not hesitate to contact my office with any further questions.

Sincerely,

**Arthur G. Vigeant**  
Mayor



*City of Marlborough*

*Office of the Mayor*

140 Main Street  
Marlborough, Massachusetts 01752  
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

*Arthur G. Vigeant*  
MAYOR

RECEIVED  
CITY CLERK'S OFFICE  
CITY OF MARLBOROUGH

*Michael C. Berry*  
EXECUTIVE AIDE

2012 FEB -9 P 4:55

*Patricia Bernard*  
EXECUTIVE SECRETARY

February 8, 2012

City Council President Patricia Pope  
Marlborough City Council  
140 Main Street  
Marlborough, MA 01752

Honorable President Pope and Councilors:

I am submitting for your approval the names of Stephen P. LeDuc and Sally Swartz for appointment to the Community Development Authority.

As a former city Councilor and State Representative, I believe the depth of Mr. LeDuc's knowledge and experience will be a welcome addition to the CDA. In addition, Ms. Swartz will be occupying the resident's seat on the board and will no doubt be a valued contributor.

If appointed, both members will have a term of three years.

Please do not hesitate to let me know if you have any questions.

Sincerely,

**Arthur G. Vigeant**  
Mayor



*City of Marlborough*

*Office of the Mayor*

140 Main Street

Marlborough, Massachusetts 01752

Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

*Arthur G. Vigeant*  
MAYOR

RECEIVED  
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CITY OF MARLBOROUGH

*Michelle C. Berry*  
EXECUTIVE AIDE

2012 FEB -9 P 4:55

*Patricia Bernard*  
EXECUTIVE SECRETARY

February 8, 2012

City Council President Patricia Pope  
Marlborough City Council  
140 Main Street  
Marlborough, MA 01752

Honorable President Pope and Councilors:

As you know, the issue of the waste management/trash contract is one that we inherited at the beginning of this year. Former Mayor Nancy Stevens signed a contract in December that will bring noticeable changes to the way we handle trash collection in our city. City Solicitor Donald Rider has fielded numerous questions on this contract and what the ramifications would be to seek any alterations to the agreement signed in December.

At this time, I seek your cooperation in joining with me to move forward with the contract as written. Based on the counsel received thus far, it is clear our options are limited. A failure on the part of the city not to fund any part of this contract could jeopardize our entire trash collection system and may spark a disruption of service. Additionally, the prospect of third party financial claims against the city becomes a strong possibility.

In the interests of what is best for our community, I respectfully seek your partnership and support to proceed with the contract agreed to last year. Please do not hesitate to let me know if you have any questions.

Sincerely,

**Arthur G. Vigeant**  
Mayor



*City of Marlborough*  
*Office of the Mayor*

140 Main Street  
Marlborough, Massachusetts 01752  
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

*Arthur G. Vigeant*  
RECEIVED MAYOR  
CITY CLERK'S OFFICE  
CITY OF MARLBOROUGH  
*Patricia Berry*  
EXECUTIVE AIDE  
2012 FEB -9 P 4:55  
*Patricia Bernard*  
EXECUTIVE SECRETARY

February 8, 2012

City Council President Patricia Pope  
Marlborough City Council  
140 Main Street  
Marlborough, MA 01752

Honorable President Pope and Councilors:

Enclosed is a proposed order relative to the acceptance of Section 5K of Chapter 59 of the Massachusetts General Laws (also enclosed) concerning the Senior Citizen Property Tax Work-off Program.

This program allows municipalities to provide to local property owners over the age of 60 a reduction on the amount paid on their property tax in exchange for volunteer services provided by them to the City of Marlborough (calculated from the number of hours worked, paid at the Massachusetts Minimum Wage hourly rate).

I propose that our abatements be allowed up to the maximum amount allowed by the state - \$1000.00. Furthermore, in keeping with past practices, I believe the income criteria for eligibility should be set in accordance with those of the "Senior Circuit Breaker Tax Credit."

In order to ensure responsible implementation, all department heads will be asked to take an inventory of their offices to determine how their needs may be met by this program. I anticipate forwarding to you additional information in the coming weeks based on the feedback I receive from department heads as well as neighboring municipalities that have adopted this statute.

I respectfully seek your approval in adopting this worthy program and my office looks forward to working with you as we lay the foundation for this program in our city. Please do not hesitate to contact my office with any questions or concerns.

Sincerely,

**Arthur G. Vigeant**  
Mayor

ORDERED:

That the City of Marlborough hereby accepts the provisions of Section 5K of Chapter 59 of the Massachusetts General Laws, as amended, which authorizes the City of Marlborough to establish a program for persons over the age of 60 to volunteer to provide services to the City in return for a reduction of their personal property tax exemption not to exceed \$1000.00 per property owner.

The Council on Aging, in cooperation with the Assessor's and Personnel Office of the City, shall have the responsibility to maintain a record for each taxpayer including, but not limited to, the number of hours of service and the total amount by which the property tax obligation has been reduced.

ADOPTED  
In City Council  
Order No. 12-  
Adopted

Approved By Mayor  
Arthur G. Vigeant  
Date:

A TRUE COPY  
ATTEST:



THE 187<sup>TH</sup> GENERAL COURT OF  
THE COMMONWEALTH OF MASSACHUSETTS

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Massachusetts Laws

General Laws

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- [General Laws](#)
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<b>PART I</b>	<b>ADMINISTRATION OF THE GOVERNMENT (Chapters 1 through 182)</b>	<a href="#">PREV</a> <a href="#">NEXT</a>
<b>TITLE IX</b>	<b>TAXATION</b>	<a href="#">PREV</a> <a href="#">NEXT</a>
<b>CHAPTER 59</b>	<b>ASSESSMENT OF LOCAL TAXES</b>	<a href="#">PREV</a> <a href="#">NEXT</a>
<b>Section 5K</b>	<b>Property tax liability reduced in exchange for volunteer services; persons over age 60</b>	<a href="#">PREV</a> <a href="#">NEXT</a>

Section 5K. In any city or town which accepts the provisions of this section, the board of selectmen of a town or in a municipality having a town council form of government, the town council or the mayor with the approval of the city council in a city may establish a program to allow persons over the age of 60 to volunteer to provide services to such city or town. In exchange for such volunteer services, the city or town shall reduce the real property tax obligations of such person over the age of 60 on his tax bills and any reduction so provided shall be in addition to any exemption or abatement to which any such person is otherwise entitled and no such person shall receive a rate of, or be credited with, more than the current minimum wage of the commonwealth per hour for services provided pursuant to such reduction nor shall the reduction of the real property tax bill exceed \$1,000 in a given tax year. It shall be the responsibility of the city or town to maintain a record for each taxpayer including, but not limited to, the number of hours of service and the total amount by which the real property tax has been reduced and to provide a copy of such record to the assessor in order that the actual tax bill reflect the reduced rate. A copy of such record shall also be provided to the taxpayer prior to the issuance of the actual tax bill. Such cities and towns shall have the power to create local rules and procedures for implementing this section in any way consistent with the intent of this section.

In no instance shall the amount by which a person's property tax liability is reduced in exchange for the provision of services be considered income, wages, or employment for purposes of taxation as provided in chapter 62, for the purposes of withholding taxes as provided in chapter 62B, for the purposes of workers' compensation as provided in chapter 152 or any other applicable provisions of the General Laws, but such person while providing such services shall be considered a public employee for the purposes of chapter 258, but such services shall be deemed employment for the purposes of unemployment insurance as provided in chapter 151A.

A city or town, by vote of its legislative body, subject to its charter, may adjust the exemption in this clause by: (1) allowing an approved representative, for persons physically unable, to

provide such services to the city or town; or (2) allowing the maximum reduction of the real property tax bill to be based on 125 volunteer service hours in a given tax year, rather than \$1,000.

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City of Marlborough  
**Legal Department**

140 MAIN STREET

MARLBOROUGH, MASSACHUSETTS 01752

TEL. (508) 460-3771 FACSIMILE (508) 460-3698 TDD (508) 460-3610

[LEGAL@MARLBOROUGH-MA.GOV](mailto:LEGAL@MARLBOROUGH-MA.GOV)

DONALD V. RIDER, JR.  
CITY SOLICITOR

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CITY OF MARLBOROUGH

CYNTHIA M. PANAGORE GRIFFIN  
ASSISTANT CITY SOLICITOR

2012 FEB -9 P 5:28

EVERLY J. SLEEPER  
CHIEF PROCUREMENT OFFICER

ELLEN M. STAVROPOULOS  
PARALEGAL

February 9, 2012

Patricia Pope, President  
Marlborough City Council  
City Hall  
Marlborough, MA

RE: Proposed Council Rule Pertaining to Membership of Council Committees

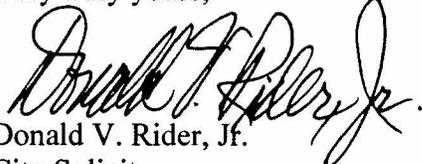
Dear President Pope and Members:

This letter proposes for Council consideration a new Council rule pertaining to membership of Council committees, as follows:

All members of the Marlborough City Council shall be considered as members of each of the Council's standing committees. The President shall name those members of each committee, to include its chairman and vice chairman, who are authorized to vote on matters while pending in committee; all other members of each committee are not authorized to vote on such matters while pending in committee. A quorum of the committee shall be determined on the basis of the voting members only.

Thank you for your attention to this matter.

Very truly yours,

  
Donald V. Rider, Jr.  
City Solicitor



66-H CONCORD STREET WILMINGTON, MA 01887

January 27, 2012

**City Council**

City of Marlborough

140 Main Street

Marlborough, MA 01752

**RE:**            *Application for Modification of Special Permit  
                      Located at: 2 Mount Royal Avenue, Marlborough, MA*

**Applicant:**   *Sprint ("Sprint", the "Applicant")  
                      1 International Blvd. Suite 800  
                      Mahwah, NJ 07495*

Dear Chairman and Members of the Board:

On Behalf of Sprint (the "Applicant"), CDavis Inc., respectfully submits the following supporting documents to each of the respective offices called for in Application Package. The Applicant seeks to modify its existing Wireless Communications Facility (the "WCF") on the Property. The proposed Facility is more particularly depicted on the plans attached hereto, and incorporated by reference ("The Plans").

The Property is located in the Business Zoning District, Map 79, Lot 33-33B. Pursuant to Sections 200-25c(2) and (4) of the City of Marlborough Zoning Ordinance (the "Ordinance") the use of the Property for a WCF is permitted by Special Permit of the Council. The Applicant believes that the proposed installation satisfies the requirements for issuance of a special permit under Sections 200-25 and 200-59 of the Ordinance, as well as Chapter 40A, Section 9 of the Massachusetts General Laws.

**Tab 1:** City Council Special Permit Application  
      Special Permit of Summary Impact Statement

**Tab 2:** Supporting Statement

**Tab 3:** Sprint Federal Communication Commission (FCC) License

**Tab 4:** Plans

**Tab 5:** Certified Abutter's List

Please feel free to contact me regarding any questions or concerns at 617.839.7515.

Respectfully,  


Rossella S. Mercuri, Sprint  
Agent for CDavis Associates

CITY OF MARLBOROUGH  
OFFICE OF THE CITY CLERK

APPLICATION TO CITY COUNCIL FOR ISSUANCE OF SPECIAL PERMIT

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CITY OF MARLBOROUGH

2017 JAN 27 A 11: 55

1. Name and address of Petitioner or Applicant:

SPRINT, MAHWAH, NJ

2. Specific Location of property including Assessor's Plate and Parcel Number.

Map 79 Lot 33-33B

3. Name and address of owner of land if other than Petitioner or Applicant:

Mount Royal Assoc.

4. Legal interest of Petitioner or Applicant (owner, lessee, prospective owner, etc.)

5. Specific Zoning Ordinance under which the Special Permit is sought:

Article 200 Section 25 Paragraph C Sub-paragraph 2 3/4

6. Zoning District in which property in question is located:

Business

7. Specific reason(s) for seeking Special Permit

Remove 3 antenna on a Wireless Facility and  
replace w/ 3 new antenna and related equipment

8. List of names and addresses of abutter. SEPARATE SHEET ATTACHED

PETITION IS HEREBY MADE FOR THE ISSUANCE OF A SPECIAL PERMIT BY THE CITY COUNCIL OF THE CITY OF MARLBOROUGH AND IS BASED ON THE WITHIN PETITION OR APPLICATION AS FILED HEREWITH AND MADE PART OF SAID PETITION.

Ornella / Keri (Agent)  
Signature of Petitioner or Applicant

Address: 27 Fuller Rd

Watertown, MA 02472

Telephone No. 617 / 839 / 7515

Date: \_\_\_\_\_



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2012 JAN 27 A 10:15

**CITY OF MARLBOROUGH  
MARLBOROUGH, MASSACHUSETTS 01752**

City Hall  
140 Main St.  
Marlborough, Massachusetts 01752

Voice (508) 460-3775 Facsimile (508) 460-3723 TTD (508) 460-3610

President and Members City Council

Date: 1/27/2012

**SPECIAL PERMIT APPLICATION  
CERTIFICATION BY PLANNING DEPARTMENT**

Project Name: SLIGO HILL

Project Use Summary: Wireless Facility

Project Street Address: 2 Mount Royal Ave

Plate: Map 79 Parcel: Lot 33-33B

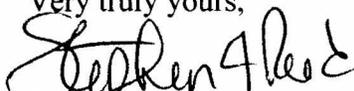
Applicant/Developer Name: SPRINT

Plan Date: 1/24/2012 Revision Date: \_\_\_\_\_

Dear President and Members:

In accordance with the City Council's Rules for Special Permit Applications, I hereby certify that the Site Plan filed with the City Clerk has been reviewed by the Building Department within the limits of work shown on the plan, and that said plan meets all prior referenced informational requirements of Section 7; that the plan conforms in all aspects to City Code and to these Rules and Regulations, and that any necessary zoning variances have been already granted by the Marlborough Zoning Board of Appeals, and any applicable appeal period concerning said variances have run.

Very truly yours,

  
Stephen F. Reid

Building Inspector

**Application Fee to submit to  
City Clerk's office**

\$500-SFR

**SPECIAL PERMIT-SUMMARY IMPACT STATEMENT**

Applicant's Name: SPRINT Address: MAHWAH, NJ

Project Name: SLIGO HILL Address: 2 Mt. Royal Ave.

1. PROPOSED USE: (describe) Wireless facility

2. EXPANSION OR NEW: modification

3. SIZE: floor area sq. ft. n/a 1<sup>st</sup> floor n/a all floors \_\_\_\_\_  
# buildings n/a # stories \_\_\_\_\_ lot area (s.f.) \_\_\_\_\_

4. LOT COVERAGE: n/a % Landscaped area: n/a %

5. POPULATION ON SITE: Number of people expected on site at anytime:  
Normal: 1/month Peak period: 1/month

6. TRAFFIC:  
(A) Number of vehicles parked on site:  
During regular hours: n/a Peak period: n/a

(B) How many service vehicles will service the development and on what schedule?  
1 service vehicle

7. LIGHT: How will the development be lit at the exterior? How much light will leave the property and enter the abutting property? n/a

8. NOISE:  
(A) Compare the noise levels of the proposed development to those that exist in the area now.  
n/a

(B) Described any major sources of noise generation in the proposed development and include their usual times of operation. n/a

9. AIR: What sources of potential air pollution will exist at the development? n/a

10. WATER AND SEWER: Describe any unusual generation of waste. n/a

11. HAZARDOUS MATERIAL: List any types of Hazardous Waste that will be on-site. How will this waste be stored? Where? How much will be in storage on a daily basis? How will it be disposed? n/a

**\*Attach additional sheets if necessary**

**nationalgrid**

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CITY OF MARLBOROUGH

2012 FEB -6 P 3: 22

January 31, 2012

**Marlborough**  
**OFFICE OF THE CITY CLERK**  
**140 MAIN STREET**  
**MARLBOROUGH, MA 01752**

To Whom It May Concern:

Enclosed please find a petition of NATIONAL GRID and VERIZON, covering joint NATIONAL GRID-VERIZON pole locations

If you have any questions regarding this permit please contact:

Michael Roberts 315-428-6006

Please notify National Grid's Angela Birch of the hearing date / time at 401-784-7726 or [angela.birch@us.ngrid.com](mailto:angela.birch@us.ngrid.com)

If this petition meets with your approval, please return an executed copy to each of the above named Companies.

National Grid Contact: Angela Birch; 280 Melrose Street; Providence, RI 02907

Very truly yours,



Chris Montalto,  
Supervisor, Distribution Design

Enclosures

**PETITION FOR JOINT OR IDENTICAL POLE LOCATIONS™**

Hopedale, MA 01747

January 31, 2012

To the City Council  
of the City of Marlborough, Massachusetts

**MASSACHUSETTS ELECTRIC COMPANY and VERIZON NEW ENGLAND, INC.**

request permission to erect and maintain poles and wires to be placed thereon, together with such sustaining and protecting fixtures as said Companies may deem necessary to be owned and used in common by your petitioners, in the following public way or ways:

**Pleasant Street**

**National Grid to replace and relocate existing utility P61 24 feet south east of present location toward property line of house 522. Along with this pole 61-89 will be relocated to new location but will be located on private property This upgrade for oh primary wire on Pleasant and Fitchburg Street.**

Wherefore they pray that after due notice and hearing as provided by law, it be granted joint or identical locations for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as they may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked: **MASSACHUSETTS ELECTRIC COMPANY and VERIZON NEW ENGLAND, INC.**

Plan No. **11783854** Dated: **01/30/2012**

Also for permission to lay and maintain underground laterals, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioners agree to reserve space for one cross arm at a suitable point on each of said poles for the fire, police, telephone and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

**MASSACHUSETTS ELECTRIC COMPANY**

By: Chris Montalbo  
Manager of Distribution Design

**VERIZON NEW ENGLAND, INC.**

By: Paul Schnade  
Manager, R.O.W.

COUNCIL COPY

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CITY OF MARLBOROUGH  
*Commonwealth of Massachusetts*

2012 JAN 24 A 9 33



January 9, 2012  
7:00 PM

**PLANNING BOARD**

**Barbara L. Fenby, Chair**  
**Colleen M. Hughes, Clerk**  
**Philip J. Hodge**  
**Edward F. Coveney**  
**Clyde L. Johnson**  
**Sean N. Fay**

**Carrie Lizotte, Board Secretary**

**Phone: (508) 460-3769**

**Fax: (508) 460-3736**

**Email: CLizotte@marlborough-ma.gov**

The Planning Board for the City of Marlborough met on Monday, January 9, 2012 in Memorial Hall, 3<sup>rd</sup> Floor, City Hall 140 Main Street, Marlborough, MA 01752. Members present: Barbara Fenby, Sean Fay, Colleen Hughes, Philip Hodge, Clyde Johnson, and Edward Coveney. Also present: Assistant City Engineer Timothy Collins.

**ELECTION OF PLANNING BOARD OFFICERS 2011**

The gavel was turned over to Ms. Colleen Hughes to serve as Chairman Pro Tem for the election process.

Barbara Fenby was unanimously re-elected as Chair for the year of 2012.

Colleen Hughes was unanimously re-elected as Clerk for the year of 2012.

On a motion by Mr. Fay, seconded by Mr. Hodge, it was duly voted:

To appoint Barbara L. Fenby as Chairperson and Colleen Hughes as Clerk for a term to expire on December 31, 2012.

Ms. Hughes returned the gavel to Chairperson Fenby.

**MINUTES**

***December 19, 2011***

On a motion by Ms. Hughes, seconded by Mr. Johnson, it was duly voted, with Mr. Hodge abstaining:

To accept and file the meeting minutes.

**CHAIRS BUSINESS**

## **APPROVAL NOT REQUIRED PLAN**

### ***Mauro Farm. Lot 17R*** *Submittal*

Mr. Martin Loiselle presented the ANR plan to the Planning Board members. He explained that while the engineers were surveying the back line of this property they mistakenly marked the back portion wrong (lot A & B on plan). The Developers have already sold this lot and are set to close, so to offset the mistake, they have planned a land swap with Lot 2R & Lot 4R of the subdivision plan (lot C & D on plan).

On a motion by Ms. Hughes, seconded by Mr. Johnson, it was duly voted:

To accept and file correspondence, to have the City Engineer review the plan and report back to the Planning Board prior to the next regular scheduled meeting.

## **PUBLIC HEARING**

### **SUBDIVISION PROGRESS REPORTS**

#### ***City Engineer Update***

Mr. Collins stated at this time there is no update.

#### ***Berlin Farms (Long Drive)*** *Extension request*

Mr. Freeman supplied to the Planning Board a subdivision extension request. He is seeking a one year extension. The Board also stated that they will need a free of blight letter from the City Code Enforcement and all taxes are up to date status from the City Collector's office.

On a motion by Mr. Fay, seconded by Mr. Hodge, it was duly voted:

To accept and file correspondence; to have the City Engineer review the request, to send a letter to the City Enforcement Officer to check for blight and ask the City Collector is the taxes are paid to date.

### **PENDING SUBDIVISION PLANS: Updates and Discussion**

### **PRELIMINARY/ OPEN SPACE SUBDIVISION SUBMITTALS**

#### ***93 Framingham Road***

*Decision due by March 19, 2012*

### **DEFINITIVE SUBDIVISION SUBMISSIONS**

### **SIGNS**

#### ***Mobile Emergency Signs***

The Board discussed the outline provided by Ms. Fenby at the December 5, 2011 meeting. Mr. Fay is going review the suggestions by Ms. Fenby and finalize it prior to sending it to the Planning Board for their approval.

## ***Political Signs***

Mr. Fay submitted a draft for the political campaign signs. After more research Mr. Fay stated that campaign signs can not be signaled out but can be regulated as long as the rules apply to all temporary signs.

The Building Commissioner and Zoning Officer, Stephen Reid asked what they were trying to achieve. Mr. Reid then stated that if they were willing to change a few things...they should start with the preamble of 526-11 which does not allow enforcement of political signs by the Inspections office. He also suggested that the setbacks may not be obtainable and the signs per lot may not be feasible as well.

Ms. Hughes questioned on who technically owns a campaign sign. Mr. Reid has been asked that question by the candidates themselves and his opinion was the candidate was not responsible for the sign once they have left the campaign office.

Mr. Fay is going to write another draft and the secretary will distribute once she has received it. It was also discussed that Mr. Fay will speak to another member of the council to have them review as well as Councilor Jenkins.

## **INFORMAL DISCUSSION**

### ***637 Sudbury Street***

#### *Hancock Associates, Discussion of possible subdivision*

Mr. Matthew Hamor, Project Manager of Hancock Associates, came before the Board to discuss the possibility of a three lot subdivision located on Sudbury Street. He noted that there is already an existing home on the property, the driveway to this home will move from Sudbury Street and will be on the new road as shown on the conceptual plan.

Ms. Fenby stated she had concerns regarding the access onto Sudbury Street as well as the width of the proposed street. She also questioned if this was going to be a private or public drive. Mr. Hamor stated that it could be an either public or private. She also stated that sidewalks were not present on the plan and to please determine if you will be adding sidewalks throughout or just to one side.

Mr. Hodge questioned the sewer lines and where they would connect to the sewer. On the conceptual plan it shows they will be accessing the existing sewer lines connecting on Mosher Lane.

Councilor Delano sat through the discussion. He noted that this is a horrible intersection due to the cars flying down the street.

The Board stated that they would like to see what the sight distances will be, to keep in mind while presenting landscaping plans of the sight clearance onto the street and the sidewalks. They also will need to determine which waivers they will be requesting. Mr. Hamor stated he is looking to file the subdivision in the spring.

**GIS**

The Board has asked if the GIS Director would be able to come in and present the mapping system to the Board.

On a motion by Ms. Hughes, seconded by Mr. Fay, it was duly voted:

To send correspondence to the Public Works Commissioner and the City Engineer if they can designate a time for the GIS director to come and give a presentation to the Planning Board at one of their regular scheduled meetings on the GIS software.

**COMMUNICATIONS/CORRESPONDENCE**

On a motion by Ms. Hughes, seconded by Mr. Coveney, it was duly voted:

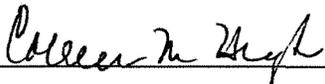
To accept all of the items listed under communications and/or correspondence.

On a motion by Mr. Johnson, seconded by Ms. Hughes, it was duly voted:

To adjourn at 8:10 p.m.

**A TRUE COPY**

ATTEST:

  
\_\_\_\_\_  
Colleen Hughes, Clerk



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CITY OF MARLBOROUGH

2012 JAN 25 P 3 31

**CITY OF MARLBOROUGH  
OFFICE OF TRAFFIC COMMISSION  
140 MAIN STREET  
MARLBOROUGH, MASSACHUSETTS 01752**

**Traffic Commission Minutes**

The Regular Meeting of the Traffic Commission was held on Tuesday, October 25, 2011 at 10:00 a.m. in the City Council Committee Room, City Hall. Members present: Chairman Police Chief Mark Leonard, Vice Chairman – DPW Commissioner Ronald LaFreniere, Acting Fire Chief Fred Flynn. Also present: City Engineer Thomas Cullen, Asst. City Engineer Tim Collins, City Councilor Rob Tunnera and Code Enforcement Officer Pam Wilderman. Minutes taken by: Karen Lambert, MPD Records Clerk.

**1- Minutes**

The minutes of the Traffic Commission meeting of Tuesday, September 27, 2011.

MOTION was made, seconded, duly VOTED:  
To APPROVE.

**2-New Business**

**2a. Communication from Sgt. Ney, re: Belmont St. parking**

The Traffic Commission has looked into this issue before, however, it was put aside at the request of Pam Wilderman. Sgt. Ney is still seeing problems and noted that when two cars are parked across from each other there is no room for a cruiser to get through. Tim Collins presented a map indicating the number of potential parking spots available on both the north and south sides of Belmont Street. He indicated that there is room for 21 cars to park on the north side and 19 cars to park on the south side. The north side has an area in the middle where a car can tuck into several driveway openings if vehicles are traveling in both directions. It is his recommendation that parking should be allowed on the north side and be restricted from the south side. He also suggested the possibility of making Belmont Street one way. This would alleviate the problem of two cars coming in opposite directions. Ron LaFreniere commented that the current situation allows for parking on both sides. Restricting parking to one side of the street, while still allowing 2 way traffic, would be “markedly better” than the current situation.

Chief Leonard also felt that we should start by restricting parking on one side of Belmont Street. If it continues to be a problem, Tim's idea of making the street one way would make sense. Ron LaFreniere asked if this would address Sgt. Ney's concern. It was noted that it would not be a problem in the winter anyways due to the overnight parking ban. All agreed that this proposal is certainly better than what currently exists. Chief Leonard's only other suggestion was to bring the first parking spot back further on the street, i.e. "No parking here to corner". This would reduce parking on the north side to 19 spaces; however, it would be better for the fire trucks if the corners were kept clear. Fire Chief Flynn asked if anyone has counted the number of cars parked there at night. Rob Tunnera said that he has received complaints about people not being able to pull out of their driveways because of vehicles parked across the street. Ron LaFreniere said that he likes the scenario of parking on one side for now and then seeing what happens. Parking would be on the side with more homes. He asked how residents would be notified. Tim Collins advised that notices would be posted door to door. He will prepare the memo and send it to all for approval. He will also put together specifics on linear feet so that the Chief can prepare the regulations for the next meeting, one for the restriction on the south side and one for the restriction on no parking from here to corner.

MOTION was made, seconded, duly VOTED to REFER to ENGINEERING to put together the notice to residents and the specifics for the regulation. Chief Leonard will then prepare the two regulations for the next meeting.

**2b. Communication from Pam Wilderman, re: Truck traffic on Florence Street.**

Group started to talk on this issue and then decided to wait for Pam Wilderman to arrive.

**3-Old Business**

**3c. Stop signs on Bigelow Street.**

Chief Leonard gave a brief overview to Councilor Tunnera as to where the Commission currently stands on this issue. At the community forum we led people to believe that if any stop signs were removed, the Traffic Commission would implement other options that could be helpful, i.e. solar powered speed signs. The City would need to find funding for these signs before any of the stop signs could come down. It was determined that a formal request would need to be made for capital funding; realistically this would not be until next year. Ron LaFreniere went on to explain that we have identified which signs should come down, i.e. Shea, Nashoba and Donahue. The biggest concern appears to be with Shea because of the bus stop location. We did represent that we would try to mitigate any problems. The capital plan before the city council at the moment does not include this item. It would need to be supplemented at the request of the Mayor. This does not happen often but can be done. Ron LaFreniere commented that if we accelerated our efforts to take the signs down without mitigation it would result in negative feedback. We need formal numbers first in order to present the request to the Mayor. Chief Leonard said that if the funding does not come through at this time, waiting a few more months would not really be a problem since the signs have been up for so long. He would feel more comfortable having funding in place before proceeding any further. It was determined that the signs cost approx. \$10,000 each. He also noted

again that many drivers on this road are from out of town and out of state. Many truly do not know the speed in the area.

MOTION was made, seconded, duly VOTED to REFER to Tom Cullen to look into quotes so that a formal request for capital funding can be made.

**Return to: 2 - New Business – Pam Wilderman now in attendance.**

**2b. Communication from Pam Wilderman, re: Truck traffic on Florence Street.**

Pam explained that she has received complaints about large tractor trailer trucks sneaking through this area. She had received complaints in the past regarding trucks making deliveries to Walgreens, however, that issue has been resolved. Chief Leonard asked if we determined who owns these trucks. Pam said that the resident did not say. Chief Leonard asked if we could get the name of the trucking company. If it is a repeat offender we can contact the company and have them speak to the driver. This would solve the problem. We will need some help from residents in order to resolve this issue.

MOTION was made, seconded, duly VOTED to REFER to Pam Wilderman to obtain more information from residents. If the Traffic Commission knows the name on the truck, they can deal with this issue on a specific basis.

**Return to 2a – Belmont Street Parking (Pam Wilderman missed earlier discussion and wanted to comment.)**

Pam Wilderman said that some of the issues here will be going away as 22 Belmont is in the process of being sold. This is a single family home that had an illegal apartment in the basement. A short sale is currently underway. Chief Leonard explained to Pam the plan of restricting parking to the North side of Belmont Street. Pam commented that there are 2 or 3 properties on the South side that are allowed to have separate dwellings on their property. The City has it zoned as multi-house not multi-family. All agreed that there will be less of a problem in the winter.

**Return to: 3 – Old Business**

**3e. Communication from Ann Richards, AMSA Charter School, re: School zone on Forest Street**

Chief Leonard revised the wording on the amended regulation as per the specifications provided by Tim Collins.

MOTION was made, seconded, duly VOTED to approve the amended regulation for the school zone.

**3g. Communication from Councilor Clancy, re: Clinton St. speed issues.**

Tom Cullen presented a series of four photographs taken as traveling northerly on Clinton Street along with a detailed map showing the “Proposed Alignment of Signage along Clinton Street”. He explained that they would like to remove the existing

“Children “ sign and move the curve ahead sign to a better location a little further up the street. He would also like to install an additional curve ahead sign and an advance warning sign for the upcoming stop line. These are actually all advance warning signs and do not require an action on behalf of the Traffic Commission.

MOTION was made, seconded, duly VOTED to refer to Engineering and the DPW for installation.

**3a. Municipal off street parking regulation.**

MOTION was made, seconded, duly VOTED:  
To TABLE.

**3b. High School parking regulations.**

MOTION was made, seconded, duly VOTED:  
To TABLE.

**3d. Traffic Commission rules and regulations update.**

MOTION was made, seconded, duly VOTED:  
To TABLE.

**3i. Communication from Michael Manning.**

Tom Cullen advised that he has not yet had an answer from the DOT on this issue.

MOTION was made, seconded, duly VOTED to TABLE.

That there being no further business of the Traffic Commission held on this date, the meeting adjourned at 10:52 pm.

Respectfully submitted,

Karen L. Lambert - Records Clerk, MPD

**List of documents and other exhibits used at the meeting:**

**- Meeting Agenda for Tuesday, October 25, 2011**

**-Includes the following attachments:**

- \*City of Marlborough Meeting Posting.
- \*E-mail from Sgt. Ney to Chief Leonard, dated 9/14/11, re: Belmont Street.
- \*E-mail from Pam Wilderman to Chief Leonard, dated 10/18/11, re: Florence Street.
- \*Revised Amendment to Rules and Regulations Manual regarding Stop Signs at intersection of Cook Lane.
- \*Revised Amendment to Rules and Regulations Manual regarding Crosswalk Locations on numerous streets.
- \*Revised Amendment to Rules and Regulations Manual regarding School Zone on Forest Street.

**-Additional Handouts**

- \*Diagram indicating "Proposed Signage Along Clinton Street"
- \*Diagram indicated "Belmont Street – No Parking Regulation Site Assessment"
- \*Four photographs of area in question on Clinton Street.