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1. Minutes of the City Council Meeting, April 9, 2012.
2. PUBLIC HEARING On the Application for Special Permit from Xcellerex Inc., 150-170 Locke Dr., as a requirement to operate in compliance with specific Zoning Ordinance (Water Supply Protection District), Order No. 12-1005011.
3. Communication from the Mayor re: Fire Department transfer request in the amount of \$99,568.14 which moves funds as noted on the attached spreadsheet to fund the remaining balance of the recently signed contract with the International Association of Firefighters Local 1714, AFL-CIO for Fiscal Years 2010, 2011 and 2012.
4. Communication from City Solicitor, Donald Rider, re: Special Permit, Marlborough Savings Bank, 81 Granger Blvd., in proper legal form, Order No. 12-1004081B.
5. Communication from Attorney Sem Aykanian re: Marlborough Savings Bank Special Permit, Order No. 12-1004081B.
6. Communication from Brian Falk and Arthur Bergeron, Associate and Attorney with Mirick, O'Connell, DeMallie and Lougee, LLP, filing disclosure statements as special municipal employees.
7. Application, Junk Dealer's License, Tony Bitar, d/b/a Hannoush Jewelers, 601 Donald Lynch Blvd.
8. Application, Junk Dealer's License, Roman Kimyagarov, d/b/a Arthur & Sons Shoe Repair, 107 Main St.
9. Department of Public Utilities, Condensed Financial Return for Yearend December 31, 2011, NSTAR Gas Company.
10. Minutes, Planning Board, March 26, 2012.
11. CLAIMS:
  - A. Kathleen Thompson, 244 Simpson Rd., residential mailbox claim 2(b)

REPORTS OF COMMITTEES:

12. ORDERED: That Mayor Vigeant and representatives from the Department of Public Works meet with the Operations and Oversight Committee to give the committee and the public more information about the new containerized trash system that is being implemented July 1, 2012. This is for informational purposes, to educate the Council and the public about details of the new system to help make the transition to the new system. ....Submitted by President Pope and Councilor Elder

UNFINISHED BUSINESS:

**From Finance Committee**

13. **Order No. 12-1005006 – Public Facilities Electricity Transfers Totaling \$150,000.00.** The Finance Committee reviewed the Mayor's letter dated March 22, 2012 requesting the approval of the following two transfers to fund higher than anticipated electricity costs:

- Transfer \$100,000.00 from Sewer Multi Purpose Bond to Public Facilities Electricity account
- Transfer \$50,000.00 from the Natural Gas account to the Public Facilities Electricity account

**Recommendation of the Finance Committee is to approve both transfers 5-0.**

14. **Order No. 12-1005010 – Transfer \$15,000.00 Fund Summer Employment Initiative.** The Finance Committee reviewed the Mayor’s letter dated March 22, 2012 requesting the approval of a transfer of \$15,000.00 from the Short Term Interest Account to the Summer Employment Initiative account. The Finance Committee voted 5 - 0 to approve the transfer. **Recommendation of the Finance Committee is to recommend the Mayor fund the program in the FY13 budget for \$25,000.00 to cover anticipated program expenditures in July and August 2012. The Mayor will report back to the City Council the results of the program for consideration of funding for 2013.**

**From Urban Affairs Committee**

15. **Order No. 12-1004081B** - Urban Affairs met on Tuesday, April 2<sup>nd</sup> to discuss Order # 12-1004081, application to amend Special Permit Order 09-1002152C Special Permit of Marlborough Savings Bank to expand the hours of operation of their drive-thru ATM to 24 hours, and change the hours of operation of their drive-thru teller from 8:00 AM to 8:00 PM seven days a week

Attorney Sem Aykanian and Rick Bennett, CEO of Marlborough Savings Bank, spoke to the Committee about the proposed changes.

Mr. Bennett told the Committee about the competition of many national banks in Marlborough and said he wanted to make the changes in the hours of operation to give his bank the same hours of the other banks in the area. Mr. Bennett told the Committee that he wasn’t sure he was going to change the hours of the drive thru teller, but wanted the option depending on what his competition was doing.

Councilor Clancy asked Mr. Bennett about the concerns that local downtown businesses have with some of MSB’s employees parking illegally at their businesses. Mr. Bennett said he would make sure his employees park where they’re supposed to park.

President Pope thanked Mr. Bennett for removing a sign on his current drive-thru ATM at MSB referencing the Council for the restricted hours of operation. President Pope told Mr. Bennett she’s received calls from constituents about the sign.

Chairman Elder told Mr. Bennett he wanted to make sure that MSB remained vigilant in adhering to the conditions of the current Special Permit, such as the times the Bank is allowed to plow and remove trash. Chairman Elder said he didn’t want the Bank to become more lax on these, if the Committee and Council approved the permit.

Vice Chairman Clancy made a motion to approve and it was seconded by the Chair. The committee voted 5-0 to approve. Vice Chairman Clancy asked for a suspension of the rules at the Council’s 4/9/12 meeting to send the Permit to the Solicitor to put in proper legal form.

**Recommendation of the Urban Affairs Committee is to Suspend the Rules and refer to City Solicitor to place in proper legal form.**