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CITY OF MARLBOROUGH

2018 NOV 29 P 4:46

1. Minutes, City Council Meeting, November 5, 2018, Order No. 18-1007458.
2. Minutes, City Council Meeting, November 19, 2018.
3. PUBLIC HEARING On the Petition from Massachusetts Electric and Verizon New England, Inc., to install new joint owned Pole #47-5, Bolton Street, to service new school at 441 Bolton Street, Order No. 18-1007463.
4. JOINT TAX CLASSIFICATION PUBLIC HEARING with Board of Assessors to establish the percentages of tax levy for each property classification for FY2019.
5. PUBLIC HEARING On the Application for Special Permit from Marlborough TOTG, LLC d/b/a MCO & Associates, Inc., to increase lot coverage area of 80% to 84% for patio area of proposed restaurant at 57 Main Street, Order No. 18-7424A.
6. Communication from the Mayor, re: Tax Classification Hearing/Tax Levy Offset Transfer Requests totaling \$1,397,134.90.
7. Communication from the Mayor, re: OPEB and Stabilization transfer requests in the amount of \$887,745.00 which moves funds from Undesignated Fund ("Free Cash") to Undesignated Stabilization and to the OPEB Trust for stabilization and OPEB accounts.
8. Communication from the Mayor, re: Massachusetts Emergency Performance grant in the amount of \$8,900.00 awarded to the Fire Department which will be utilized to install a security access system at the Central Fire Station.
9. Communication from the Mayor, re: Massachusetts Cultural Council grant in the amount of \$5,000.00 awarded to the Department of Public Works to fund the Museum in the Streets project for the downtown area.
10. Communication from the Mayor, re: Appointment of Matt Elder to the Planning Board for a 5-year term to expire the first Monday in February, 2024.
11. Communication from City Solicitor, Donald Rider, re: request for Executive Session to discuss litigation strategy involving property off Williams Street.
12. Communication from Assistant City Solicitor, Cynthia Panagore Griffin, re: Order to Grant Deeds of Easement to MA Electric Company for Electrical Service to Marlborough High School and to the New Elementary School.
13. Communication from Assistant City Solicitor, Cynthia Panagore Griffin, re: Order to Amend City Code §270-8.1 In-building Fire Department and Police Department radio coverage.
14. Communication from DPW Commissioner John Ghiloni, re: Plowing of Private Ways, Howes Landing, off Hudson St.
15. Communication from Attorney Pezzoni re: Taxes on property at 90 Crowley Drive, relative to the Proposed Zoning Amendment regarding Multifamily Retirement Community, Order No. 18-1007452, X-Order No. 18-1007198G.

**Electronic devices, including laptops, cell phones, pagers, and PDAs must be turned off or put in silent mode upon entering the City Council Chamber, and any person violating this rule shall be asked to leave the chamber. Express authorization to utilize such devices may be granted by the President for recordkeeping purposes.**

16. Communication from Peter Bemis on behalf of Lacombe Business Center, LLC. re: Rezoning land off Lacombe St.
17. Communication from Peter Bemis on behalf of Stephen Vigeant, Trustee 22 Englewood Trust, re: Rezoning land off Mill St. South.
18. Communication from the Public Employee Retirement Administration Commission (PERAC) re: Required FY20 Appropriation.
19. Communication from Central Massachusetts Mosquito Control Project re: 2019 Commission Meeting Dates.
20. Minutes, Conservation Commission, September 6, September 20, & October 4, 2018.
21. Minutes, Commission on Disabilities, September 4 & October 9, 2018.
22. Minutes, Retirement Board, October 30, 2018.
23. Minutes, School Committee, October 9, October 23, & November 13, 2018.
24. Minutes, Board of Assessors, August 28, 2018.
25. Minutes, Traffic Commission, August 29 & October 31, 2018.
26. Minutes, Council on Aging, September 11, 2018.
27. CLAIMS:
  - a) Bolton St. Tavern, 587 Bolton St., other property damage.
  - b) Rev. Kazimierz Bem, 406 Lincoln St., Apt 208, pothole or other road defect.
  - c) Nam Kim Huynh, 301 Cook Lane, pothole or other road defect.
  - d) Sanjay Ahuja, 30 Danjou Dr., pothole or other road defect.
  - e) Geeta Bihari, 14 Fox Ct., Stow, pothole or other road defect

#### REPORTS OF COMMITTEES:

#### UNFINISHED BUSINESS:

##### From Finance Committee

28. **Order No. 18-1007439 – Bond Order for \$23,780,902.00 to Fund the Library Renovation Project:**

The Finance Committee reviewed the Mayor's letter dated October 25, 2018 requesting a bond order for \$23,780,902.00 to fund the renovation and construction of the Marlboro Public Library. The Massachusetts Board of Library Commissioners (voted July 12, 2018) awarded the City a grant in the amount of \$10,186,626.00 that will be used to offset the bond. Any excess costs will be made up by the Library's Capital Campaign Committee. To date the Library's Capital Campaign Committee has pledged for over \$400,000.00. **The Finance Committee took the following actions:**

  - **The Finance Committee voted 5 - 0 to approve the bond order for \$23,780,902.00 to fund the renovation and construction of the Marlboro Public Library.**
  - **The Finance Committee voted 5 – 0 to request a suspension of the rules at the November 19, 2018 City Council meeting to approve the advertising of the bond. BOND WAS PUBLISHED ON THURSDAY, NOVEMBER 29, 2018, THEREFORE CANNOT BE FURTHER ADDRESSED UNTIL AFTER THE TEN DAY PERIOD HAS ELAPSED.**



29. **Order No. 18-1007441 – Grant for \$6,219.00 for Two Electric Vehicle Charging Stations:** The Finance Committee reviewed the Mayor’s letter dated October 25, 2018 requesting the approval of a \$6,219.00 grant from the Massachusetts Electric Vehicle Incentive Program to fund 50% of the costs to purchase two Level 2 Electric Vehicle Charging stations to be placed behind City Hall. The matching funds will be from the DPW Capital Outlay – Equipment Account. **The Finance Committee voted 4 – 1 (Councilor Robey Opposed) to approve the grant with the following conditions:**
- **The two charging stations will be set up to require patrons to pay for charging their electric vehicles.**
  - **The parking spaces for the charging stations will have a 4-hour charging limit for non-municipal employees.**

From Urban Affairs Committee

30. **Order No. 18-1007422 - Communication from Peter Graham, PG Realty Trust, regarding the request to extend the reconstruction period of two years for 182 West Main Street. Motion made by Councilor Doucette, seconded by the Chair, to approve the extension of the reconstruction period until November 19, 2019. The motion carried 5-0.**

From Legislative & Legal Affairs Committee

31. **Order No 18-1007451 - Communication from City Solicitor Rider regarding Proposed Assignment of Retaining Wall Easement to 27 Jefferson LLC in order No. 18-1007245C. Councilor Delano moved to approve the transfer from the DPW to the City Council for another specific municipal purpose; namely, assignment of the easement to the LLC, its successors and/or assigns and to authorize assignment of the easement and authorize the mayor to execute the assignment. The motion was adopted 3-0.**

It was noted by Solicitor Rider that the City Council should take this as a 2-part vote with the transfer of easement requiring a 2/3 vote and the vote to authorize the mayor to execute the assignment of easement a simple majority vote.

32. **Order No 18-1007445 - Communication from City Solicitor Rider regarding Mauro Farm Subdivision-Acceptance of Open Space Parcel. Councilor Delano moved to accept from Mauro Farms LLC the deed of land identifying Parcels 20, 21, 30, 31, and 32 which are to be managed and controlled by the Marlborough Conservation Commission for the purposes of the promotion and development of natural resources, watershed protection, passive recreation and conservation. The motion was adopted 3-0.**

From Public Services Committee

33. **Order No. 18-1007444 - Communication from City Solicitor, Donald Rider, regarding Mauro Farm Subdivision - Acceptance of Nolan Way, Spenser Circle & Reagin Lane as Public Ways. Motion made by Councilor Doucette, seconded by the Chair, to approve the acceptance of Nolan Way, Spenser Circle, and Reagin Lane as public ways pending a recommendation from the Planning Board. The motion carried 3-0.**