

REGULAR MEETING
SEPTEMBER 14, 2020
TIME: 8:00 PM

IN CITY COUNCIL
ABSENT
LOCATION: CITY HALL, 140 MAIN STREET, 2ND FLOOR

CONVENED:
ADJOURNED:
RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2020 SEP 10 P 1:50

This meeting of the City Council will be held virtually on Monday, September 14, 2020 at 8:00 PM with Councilors attending in person and/or remotely. **NO PUBLIC ATTENDANCE WILL BE PERMITTED.** This meeting will be televised on WMCT-TV (Comcast Channel 8 or Verizon/Fios Channel 34) or you can view the meeting using the link under the Meeting Videos tab on the city website (www.marlborough-ma.gov).

1. Minutes, City Council Meeting, August 24, 2020.
 2. PUBLIC HEARING On the Application for Special Permit from Local Roots NE Inc., to operate an Adult Use Marijuana Retail Dispensary, 910 Boston Post Road East, Suite 100, Order No. 20-1008062.
 - a) Communication from Barbara & Avraham Nahoumi, 39 Brimsmead Street, re: Opposition to Application for Special Permit for Marijuana Retail Dispensary, 910 Boston Post Road East.
- ** TO PARTICIPATE IN THIS PUBLIC HEARING PLEASE CALL 1-617-433-9462 AND ENTER THE CONFERENCE ID 735 831 157 #. ****
3. Communication from the Mayor, re: Transfer Request in the amount of \$440,000.00 which moves funds from Economic Development to MEDC Funding to fund the purchase of 481 Elm Street as a potential site of the west-side fire station.
 4. Communication from the Mayor, re: Proposed Salary Increase for Comptroller/Treasurer position.
 5. Communication from the Mayor, re: Proposed Salary Ordinance Amendment and updated Job Descriptions relative to the positions of Director of Veterans Services and Paralegal.
 6. Communication from the Mayor, re: Proposed Ordinance Amendment to Chapter 328 §2 "Fire Department Fee Schedule", as recommended by Fire Chief Breen.
 7. Communication from Assistant City Solicitor Jason Piques, re: Application for LED Sign Special Permit, from William Camuso on behalf of Lincoln 431 LLC, (Shell Station) 431 Lincoln Street, in proper legal form, Order No. 20-1007948G.
 8. Communication from the Retirement Board re: Consideration of a cost of living increase (COLA) pursuant to MGL Chapter 32, §103(i).
 9. Application for a Livery License from Eduard Zholudev d/b/a Easy Airport Limo Services, to operate at 15 Indian Lane.

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.

10. Minutes of Boards, Commissions and Committees:
 - a) School Committee, July 14, 2020, July 28, 2020 & August 11, 2020.
 - b) Cultural Council, September 8, 2020.
 - c) Commission on Disabilities, March 10, 2020 & July 7, 2020.
 - d) Fort Meadow Commission, September 19, 2019, May 21, 2020, June 18, 2020 & July 16, 2020.
 - e) Historical Commission, July 23, 2020.
 - f) Planning Board, July 20, 2020.
 - g) Traffic Commission, July 29, 2020.
 - h) Zoning Board of Appeals, August 10, 2020.
11. CLAIMS:
 - a) Kevin Shepard, 106 Violetwood Circle, other property damage and/or personal injury.

REPORTS OF COMMITTEES:

12. ORDERED: That the City Council consider the feasibility of adopting a process whereby murals will be allowed in the city as a means to further the cultural and artistic value of the city's downtown district.Submitted by Councilor Perlman.

UNFINISHED BUSINESS:

From Urban Affairs Committee

13. **Order No. 20-1007976B – Proposed Rezoning of land off Valley Street, identified as Map 82, Parcel 125.**

Recommendation of the Urban Affairs Committee is to approve (The chair reviewed communications received, the Planning Board had given its unanimous approval of this petition and an email from Tom DiPersio recommending that the remainder of railroad land to north and to south also be included in the rezoning petition so there is no small landlocked parcel and one from Building commission Cooke expressing opposition to rezone the I zoning to RC. There was much discussion on this parcel and our options. Councilor Doucette moved, it was seconded to approve the request to rezone a portion of Map 82, Parcel 125 from Industrial to Residence C. The Chair called the roll. All in favor: Wagner/Remote; Navin, Doucette, Landers and Robey – Approved. 5-0).

14. **Order No. 20-1007948G – Application for LED Sign Special Permit, from William Camuso on behalf of Lincoln 431 LLC, (Shell Station) 431 Lincoln Street.**

Recommendation of the Urban Affairs Committee is to approve with conditions (The chair reviewed communications received from Melissa Irish, 46 Pleasant Street. stating they are against the granting and one from Mr. Camuso showing the station with the band lighting on canopy turned off. Questions were asked about dimming of this LED sign; there is a sensor so that during day it can be intensified and lowered during night. It was also clarified that the sign's top part showing the Shell logo remains internally illuminated with the change to the 3 price panels which will become 2 smaller LED signs. It was pointed out by Jason Piques, Asst. Solicitor that having a condition related to canopy lighting in the LED Sign Permit would be difficult to enforce. Councilor Doucette moved to approve the LED Sign Special Permit; 2nd by Chair. The 2 conditions were read into the record. The Chair called the Roll. All in favor: Wagner/Remote; Navin, Doucette, Landers and Robey – Approved 5-0).