

REGULAR MEETING  
OCTOBER 4, 2021  
TIME: 8:00 PM

IN CITY COUNCIL  
ABSENT  
LOCATION: CITY HALL, 140 MAIN STREET, 2<sup>ND</sup> FLOOR

CONVENED:  
ADJOURNED:

RECEIVED  
CITY CLERK'S OFFICE  
CITY OF MARLBOROUGH

2021 SEP 30 P 1:15

## CITY COUNCIL AGENDA

This meeting of the City Council will be held in City Council Chambers on Monday, October 4, 2021 at 8:00 PM. **PUBLIC ATTENDANCE IS 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](http://www.marlborough-ma.gov)).

1. Minutes, City Council Meeting, September 27, 2021.
2. PUBLIC HEARING on the Application for Special Permit from Attorney Brian Falk, on behalf of Aubuchon Realty Company, Inc., for two drive-through facilities associated with a new Starbucks and a bank at the Wayside Crossing Plaza, 661 Boston Post Road East, Order No 21-1008395.
3. Communication from the Mayor, re: Gift Acceptances in the amount of \$495.00 from the Assabet River Rail Trail (ARRT) and \$121.50 from Karen Ebner to be used for tree replacement along the Assabet River Rail Trail off Crowley Drive.
4. Communication from the Mayor, re: Appointment of Donna Scalcione to the Council on Aging Board for a 4-year term from date of Council approval.
5. Communication from the Mayor, re: Appointment of Raymond Magee to the Council on Aging Board for a 4-year term from date of Council approval.
6. Communication from the Mayor, re: Request that the City Council extend the Housing Moratorium on the acceptance of any new multi-family housing projects through December 31, 2021.
7. Communication from Solicitor Jason Grossfield, re: Request for Executive Session to discuss litigation strategy relative to WP Marlborough MA Owner, LLC v. Marlborough City Council.
8. Communication from Solicitor Jason Grossfield, re: Request for Executive Session to consider the purchase or value of real property located at 100 Locke Drive.
9. Communication from Solicitor Jason Grossfield, re: Request to transfer name and renew for an additional 5-year term the license for parking by the owners of 56 Emmett Street, in proper legal form, Order No. 21-1008394.
10. Application for Modification of Special Permit from Attorney Brian Falk, on behalf of Garden Remedies, Inc., requesting to update the signage at the Marlboro Square Retail Plaza, 416 Boston Post Road East.

**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.**

11. Application for Site Plan Review from Attorney Brian Falk on behalf of Aubuchon Realty Company, Inc., related to the proposed expansion and upgrade of the retail plaza within the Wayside District, at 661 Boston Post Road East.
12. Minutes of Boards, Commissions and Committees:
  - a) Fort Meadow Commission, April 21, 2021, May 27, 2021, June 17, 2021, July 15, 2021 & August 19, 2021.
  - b) Traffic Commission, June 30, 2021.

#### REPORTS OF COMMITTEES:

#### UNFINISHED BUSINESS:

##### From Legislative & Legal Affairs Committee

13. **Order No. 21-1008394A: Communication from Michele Guadagnino and Michael Tutterman requesting to transfer and renew for an additional five-year term the license for parking on city property by the owners of 56 Emmet Street.**

**Recommendation of the Legislative & Legal Affairs Committee is to APPROVE.** Motion by Councilor Robey, seconded by Councilor Landers, to recommend approval of the transfer of the license for parking on city property by the owners of 56 Emmet Street, Michele Guadagnino and Michael Tutterman. Vote 3-0.

##### From Personnel Committee

14. **Order No. 21-1008351: Appointment of John Valade as Principal Assessor for a 3-year term from the date of Council confirmation.**

**Recommendation of the Personnel Committee is to APPROVE.** Motion made by Councilor Doucette to recommend approval of the appointment of John Valade as Principal Assessor, seconded by Chair, and approved as submitted. Vote 3-0.

15. **Order No. 21-1008365: Appointment of Linda Warren to the Council on Aging for a 3-year term from the date of Council confirmation.**

**Recommendation of the Personnel Committee is to APPROVE.** Motion by Councilor Doucette to recommend approval of the appointment of Linda Warren to the Council on Aging, seconded by Councilor Landers, and approved as submitted. Vote 3-0.

##### From Urban Affairs Committee

16. **Order No. 21-1008372: Request for approval of two (2) Flat Roof Signs, Val's Plaza, 561 Boston Post Road East in the Wayside District.**

**Recommendation of the Urban Affairs Committee is to APPROVE both signs.** Councilor Doucette moved to approve the illuminated flat roof sign to read *Val-U- Storage*; motion was seconded. The motion carried 5-0. Councilor Doucette moved to approve the illuminated flat roof sign to read *Store For Rent*; motion was seconded. The motion carried 5-0.

From Finance Committee

17. **Order No. 21-1008367B: Proposed Job Description pursuant to Chapter 125 entitled “Personnel” §5 “Preparation of Classification Descriptions” of the Code, relative to the position of City Collector/Assistant Director of Finance.**

**Recommendation of the Finance Committee is to APPROVE.** Motion by Councilor Perlman to recommend approval of the new job description, seconded by Chair and adopted. 5-0.

18. **Order No. 21-1008368B: Proposed Job Description pursuant to Chapter 125 entitled “Personnel” §5 “Preparation of Classification Descriptions” of the Code, relative to the position of Assistant Commissioner of Facilities.**

**Recommendation of the Finance Committee is to APPROVE.** Motion by Councilor Dumais to recommend approval of the job description as amended, seconded by Chair and adopted. 5-0.

19. **Order No. 21-1008389: Transfer Request in the amount of \$93,243.00 which moves funds from Reserved for Salaries to Sick Leave Buy Back and Longevity to fund recent retirements in the Department of Public Works and Police Departments.**

**Recommendation of the Finance Committee is to APPROVE.** Motion by Councilor Oram to recommend approval, seconded by Chair and adopted. 5-0.

20. **Order No. 21-1008390: Transfer Request in the amount of \$70,645.00 which moves funds from Assistant Building Commissioner to Contract Services to fund additional resources to assist within the Building Department.**

**Recommendation of the Finance Committee is to APPROVE.** Motion by Councilor Oram to recommend approval, seconded by Chair and adopted. 5-0.