

NOVEMBER 22, 2021
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

2021 NOV 18 P 2:55

CITY COUNCIL AGENDA

This meeting of the City Council will be held in City Council Chambers on Monday, November 22, 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).

1. Minutes, City Council Meeting, November 8, 2021.
From Council President Ossing: Update from Mayor Vigeant regarding COVID-19.
2. Communication from City Council President Ossing, re: Reappointment of Councilor Michael Ossing to the OPEB Board of Trustees for a two-year term.
3. Communication from the Mayor, re: Transfer Request in the amount of \$1,204,784.00 which moves funds from Meals Tax Revenue Account to fund FY22 bond payments associated with Parks & Recreation improvements.
4. Communication from the Mayor, re: Proposed Ordinance Amendment to the Code of the City of Marlborough, Chapter 608 "Water" §11 "Entrance Fees" and Chapter 510 "Sewer" §4 "Building Sewer Connections" to adjust both water and sewer entrance fees based on significant demand on the system.
5. Communication from the Mayor, re: Proposed Zoning Amendment to the Code of the City of Marlborough, Chapter 650 "Zoning" §17, §18 and §32 relative to the regulation of marijuana uses incorporating recent regulatory amendments by the Cannabis Control Commission (CCC).
6. Communication from the Mayor, re: OPEB Trust Update.
7. Communication from the Mayor, re: Request to address City Council on The Campus Master Development Plan.
8. Communication from Solicitor Jason Grossfield, re: 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, in proper legal form, Order No 21-1008417.
9. 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.
10. Communication from the Planning Board, re: Favorable Recommendation on the Proposed Zoning Amendment to Chapter 650, §61 "Temporary Moratorium for Multi-Family Housing Projects" to extend the date to December 31, 2021 as requested by the Mayor, Order No. 21-1008414A (X 20-1008274).

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. Petition from Massachusetts Electric and Verizon New England, to install two new Poles P6-51 and P6-5 on Bartlett Street.
12. Communication from National Grid, re: Public Notice for review and comment on the 2022 Yearly Operational Plan (YOP) and Vegetation Management Plan (VMP).
13. Communications from the Department of Public Utilities, re: Notice of Filing and Public Hearing on the following:
 - a) Petition of Eversource Gas Company for approval of its Three-Year Energy Efficiency Plan for 2022 through 2024.
 - b) Petition of NSTAR Gas Company (d/b/a Eversource Energy) for approval of its Three-Year Energy Efficiency Plan for 2022 through 2024.
 - c) Petition of MA Electric and Nantucket Electric for approval of its Three-Year Energy Efficiency Plan for 2022 through 2024.
 - d) Petition of NSTAR Electric (d/b/a Eversource Energy) of its Three-Year Energy Efficiency Plan for 2022 through 2024.
14. Minutes of Boards, Commissions and Committees:
 - a) School Committee, October 26, 2021.
 - b) Board of Assessors, September 8, 2021.
 - c) Conservation Commission, October 21, 2021.
 - d) Library Board of Trustees, September 7, 2021 & October 5, 2021.
 - e) OPEB Trust, November 9, 2021.

REPORTS OF COMMITTEES:

UNFINISHED BUSINESS:

From Personnel Committee

15. **Order No. 21-1008408: Appointment of Christopher Firicano as City Collector/Assistant Director of Finance for a 2-year term to expire the day following approval by the City Council.**

Recommendation of the Personnel Committee is to APPROVE Motion by Councilor Doucette to recommend approval of the appointment of Christopher Firicano, seconded by Chair Dumais and approved as submitted. Vote 3-0.
16. **Order No. 21-100412: Appointment of Donna Scalcione to the Council on Aging Board for a 4-year term from date of Council approval.**

Recommendation of the Personnel Committee is to APPROVE. Motion by Councilor Doucette to recommend approval of the appointment of Donna Scalcione, seconded by Chair Dumais and approved as submitted. Vote 3-0.

17. **Order No. 21-100413: Appointment of Raymond Magee to the Council on Aging Board for a 4-year term from date of Council approval.**

Recommendation of the Personnel Committee is to APPROVE. Motion by Councilor Doucette to recommend approval of the appointment of Raymond Magee, seconded by Chair Dumais and approved as submitted. Vote 3-0.

18. **Order No. 21-1008428A: Reappointment of Mark Gibbs as Director of Data Processing for a 3-year term from date of Council confirmation.**

Recommendation of the Personnel Committee is to APPROVE. Motion by Councilor Doucette to recommend approval of the appointment of Mark Gibbs, seconded by Chair Dumais and approved as submitted. Vote 3-0.

From Finance Committee

19. **Order No. 21-1008427: Transfer Request in the amount of \$146,288.00 which moves funds from PEG Funds to IT Equipment to fund the purchase of an electronic time system and equipment.**

Recommendation of the Finance Committee is to APPROVE. Motion by Councilor Oram to recommend approval of the transfer of \$146,288.00 from PEG Funds to IT Equipment for the purchase of an electronic time system and equipment, seconded by Chair Irish and approved. Vote 5-0.

From Urban Affairs Committee

20. **Order No. 21-1008417B: 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.**

There is No Recommendation of the Urban Affairs Committee. On a motion by Councilor Robey at the November 8, 2021 meeting this matter was removed from the Urban Affairs Committee by a unanimous vote of the Council and referred to the Solicitor to be put in proper legal form.