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2023 MAY 18 PM 1:35

CITY OF MARLBOROUGH

City Council Agenda

Monday, May 22, 2023

8:00 PM

This meeting of the City Council will be held in City Council Chambers, City Hall, 140 Main Street. **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, May 8, 2023.
2. PUBLIC HEARING on the Proposed Fiscal Year 2024 Operating Budget as submitted by Mayor Vigeant in the amount of \$188,751,024.00 which represents a 4.57% increase over the Fiscal Year 2023 appropriation, Order No. 23-1008881.
3. PUBLIC PRESENTATION from the Metropolitan Area Planning Council (MAPC) regarding the Draft Hazard Mitigation Plan for the City of Marlborough.
4. PUBLIC HEARING on the Proposed Zoning Amendment from Attorney Brian Falk, on behalf of Marlborough Apartment Partners 2 LLC to Chapter 650 "Zoning" §36 "Executive Residential Overlay District" (EROD) to increase the cap on the number of multifamily dwelling units from 475 to 950, Order No. 23-1008872.
5. PUBLIC HEARING on the Application for Modification of a Sign Special Permit from Attorney Brian Falk, on behalf of Lincoln Street 431, LLC, to amend an EMC Sign Permit to add non-EMC panels to the existing free-standing sign at 431 Lincoln Street, Order No. 23-1008889.
6. Communication from President Ossing, re: Request for the Mayor to submit a supplemental appropriation to the FY 2024 Budget to fund the proposed salary increase for the Assistant City Clerk and to add back in the part-time Clerk.
7. Communication from the Mayor, re: Transfer Request in the amount of \$1,974,642.32 which moves funds from and to various accounts as outlined to cover expenses for certain departments for the remainder of Fiscal Year 2023.
8. Communication from the Mayor, re: Transfer Request in the amount of \$1,440,000.00 which moves funds from the Undesignated Fund to the West Side Fire Station Stabilization Account
9. Communication from the Mayor, re: Appointment of Jonathon Friedman to the Commission on Disabilities for a 3-year term from date of Council Confirmation.
10. Communication from Assistant City Solicitor Jeremy McManus, re: Application for Special Permit from Connorstone Engineering, on behalf of Trombetta Family Limited Partnership to permit an existing Contractor/Landscape contractor Yard located in the LI district at 655 Farm Road, in proper legal form, Order No. 23-1008824B.

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. Communication from Attorney Sem Aykjianian on behalf of SUCIU LLC, d/b/a Exela Storage, re: Request to Extend Time Limitations until 10:00 PM on August 22, 2023, on the Application for Special Permit, to add additional storage units to a nonconforming storage facility located at 846 Boston Post Road East within the Wayside District, Order No. 23-1008823B.
12. Communication from Department of Public Utilities, re: Petition of NSTAR Electric Company, d/b/a Eversource Energy, for Approval of its 2023 Energy Efficiency Surcharges for effect July 1, 2023.
13. Minutes of Boards, Commissions and Committees:
 - a) School Committee, April 11, 2023 & April 25, 2023
 - b) Historical Commission, March 16, 2023.
 - c) Planning Board, April 10, 2023.
14. CLAIMS:
 - a) GEICO Claims Fredericksburg, VA, other property damage and/or personal injury.

REPORTS OF COMMITTEES:

UNFINISHED BUSINESS:

From Public Services Committee

15. **Order No. 23-1008841: Application for Renewal of Junk Dealer License, Antoine Bitar, d/b/a Hannoush Jewelers, 601 Donald Lynch Boulevard.**
Recommendation of the Public Services Committee is to APPROVE.
On a motion by Councilor Irish, seconded by Councilor Brown, the committee recommends approval of the application for renewal of the Junk Dealer License for Antoine Bitar, d/b/a Hannoush Jewelers at 601 Donald Lynch Boulevard. Vote 3-0.
16. **Order No. 23-1008843: Application for Renewal of Junk Dealer License, Gerald Dumais, d/b/a Dumais & Sons Secondhand Store, 65 Mechanic Street.**
Recommendation of the Public Services Committee is to APPROVE.
On a motion by Councilor Brown, seconded by Councilor Irish, the committee recommends approval of the application for renewal of the Junk Dealer License for Gerald Dumais, d/b/a Dumais & Sons at 65 Mechanic Street. Vote 3-0.
17. **Order No. 23-1008871: Application for Renewal of Junk Dealer/Secondhand Dealer license and associated waivers by TVI, Inc., d/b/a Savers, 222A East Main Street.**
Recommendation of the Public Services Committee is to APPROVE with Conditions & Waivers.
On a motion by Councilor Irish, seconded by Councilor Brown, the committee recommends approval of the application for renewal of the Junk Dealer License and associated Waivers for TVI, Inc., d/b/a Savers, 222A East Main Street, subject to CORI approval by the Police Chief. Vote 3-0.

From Urban Affairs Committee

18. **Order No. 23-1008824B: Application for special permit from Connorstone Engineering on behalf of Trombetta Family Limited Partnership to permit an existing Contractor/Landscape contractor Yard located in the LI district at 655 Farm Road.**
Recommendation of the Urban Affairs Committee is to APPROVE as amended.
Councilor Doucette moved to approve the draft special permit as amended, it was seconded, and vote carried 4-0.