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CITY OF MARLBOROUGH

City Council Agenda

Monday, April 22, 2024

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, April 8, 2024.
2. PUBLIC HEARING on the Petition of MA Electric and Verizon New England, to install one Joint Owned Pole on Simarano Drive, beginning at a point approximately 246' Southwest of the centerline of the intersection of Cedar Hill Street. Install 50'C1.2 midspan between Pole #1 and #2 and install feeder monitor on the new midspan, Order No. 24-1009138.
 - a) Communication from City Engineer Thomas DiPersio, re: Recommended conditions for Petition from Massachusetts Electric and Verizon New England, Simarano Drive.
3. PUBLIC HEARING on the Petition of MA Electric and Verizon New England, to install one Joint Owned Pole on Cashman Street, beginning at a point approximately 100' Southeast of the centerline of the intersection of Lincoln Street. Installing new Pole 2-5 on Cashman Street to serve a customer at 272 Lincoln Street, Order No. 24-1009139.
 - a) Communication from City Engineer Thomas DiPersio, re: Recommended conditions for Petition from Massachusetts Electric and Verizon New England, Cashman Street.
4. PUBLIC HEARING on the Proposed Zoning Amendment to Code, Chapter 650 "Zoning" to create the Lizotte Drive Overlay District (LDOD), Order No. 24-1009121.
 - a) Communication from Attorney George Bahnan, re: Updated copies of Proposed Zoning Amendment to create the Lizotte Drive Overlay District.
5. Communication from the Mayor, re: Notification of Extension of Temporary Appointment pursuant to MGL Chapter 41 §61A of Theodore L. Scott as Interim Commissioner of the Department of Public Works for an additional 60-day term to expire June 19, 2024.
6. Communication from the Mayor, re: Grant Acceptances in the amount of \$250,000.00 awarded to the Police Department for reconstruction of the parking lot at the Police Station and \$175,000.00 awarded to the Fire Department for the purchase of the CAD Dispatch System, as part of the Fiscal Year 2024 state budget earmark funding.
7. Communication from the Mayor, re: Transfer Request in the amount of \$2,784,983.00 from Free Cash to Capital Outlay to fund the Capital Improvements for the Police Department, Fire Department, Inspectional Services and Department of Public Works.

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.

8. Communication from City Solicitor Jason Grossfield, re: Proposed Zoning Amendment to Chapter 650 "Zoning" to create the Donald Lynch Boulevard Overlay District.
9. Communication from Assistant City Solicitor Jeremy McManus, re: Opinion relative to Special Permit Application by Alta Behavioral Health, LLC, 400 Donald J. Lynch Boulevard, Order No. 24-1009099.
10. Communication from City Clerk Steven Kerrigan, re: Approval of ImageCast Precinct Optical Tabulators pursuant to MGL Chapter 54 §34.
11. Application for Renewal of Junk Dealer/Secondhand Dealer License, Gerald Dumais, d/b/a Dumais & Sons Secondhand Store, 65 Mechanic Street.
12. Application for Renewal of Junk Dealer/Secondhand Dealer License, Antoine Bitar, d/b/a Hannoush Jewelers, 601 Donald J. Lynch Boulevard.
13. Application for Taxi/Livery License from Adam Smith d/b/a First Class Limo, Inc., to operate a Livery Service with one vehicle, 715 Robin Hill Street.
14. Minutes of Boards, Commissions and Committees:
 - a) School Committee, January 24, 2024 & March 26, 2024.
 - b) Historical Commission, February 15, 2024.
 - c) Planning Board, February 26, 2024.
15. CLAIMS:
 - a) Bruce Jordan, 19 Emer Road, residential mailbox claim (2b).
 - b) Zachary Skinner, 42 Grove Street, Upton, pothole or other road defect.

REPORTS OF COMMITTEES:

UNFINISHED BUSINESS:

From Finance Committee

16. **Order No. 24-1009118: Transfer Request in the amount of \$477,122.41 from PEG Funds to the Marlborough Cable Trust to fund Capital items and the operation of the WMCT-TV for FY2025.**

Recommendation of the Finance Committee is to APPROVE.

The Chair read the communication from Mayor Dumais. Director Malyar discussed his proposed budget with councilors. Councilors were unanimously supportive of his request.

On a motion by Councilor Fuccillo, seconded by Chair Irish, the Finance Committee recommends approval of the Transfer in the amount of \$477,122.41 from PEG Funds to the Marlborough Cable Trust to fund Capital items and the operation of the WMCT-TV for FY2025. Vote 5-0.

From Personnel Committee

17. **Order No. 24-1009120: Appointment of Carl Blatchley to the Fort Meadow Commission for a 3-year term effective May 1, 2024.**

Recommendation of the Personnel Committee is to APPROVE.

Mr. Blatchley will replace Lee Thomson who has served on the Commission since 1980. Chair Navin read the letter from the Mayor into the record.

On a motion by Councilor Doucette, seconded by the Chair, the Personnel Committee recommends approval of the appointment of Carl Blatchley to the Fort Meadow Commission for a 3-year term, replacing longtime member, Lee Thomson. Vote 3-0.