

REGULAR MEETING  
MAY 18, 2020  
TIME: 8:00 PM

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

RECEIVED  
CITY CLERK'S OFFICE  
CITY OF MARLBOROUGH

2020 MAY 14 P 4:10

This meeting of the City Council will be held virtually on Monday, May 18, 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](http://www.marlborough-ma.gov)).

1. Minutes, City Council Meeting, May 4, 2020.
2. CONTINUED PUBLIC HEARING On the Application for LED Sign Special Permit, from William Camuso on behalf of Lincoln 431 LLC, (Shell Station) 431 Lincoln Street, Order No. 20-1007948C.  
**\*\* THIS PUBLIC HEARING WILL BE CONTINUED WITH NO TESTIMONY BEING HEARD TO JUNE 22, 2020 AT 8:00 PM. \*\***
  - a) Communication from Ayoub Engineering on behalf of Lincoln 431 LLC, (Shell Station), 431 Lincoln Street, re: Request for extension on time for Public Hearing.
3. PUBLIC HEARING On the Petition from Eversource Energy to install 30' of 2" IP gas main as a system improvement on Jefferson Street from the current end of gas main at 23 Jefferson Street to 27 Jefferson Street, Order No. 20-1007980.
  - a) Communication from City Engineer Thomas DiPersio, re: Recommended conditions for Eversource Petition, Jefferson Street.**\*\* TO PARTICIPATE IN THIS PUBLIC HEARING PLEASE CALL 1-617-433-9462 AND ENTER THE CONFERENCE ID 676 953 39 #. \*\***
4. PUBLIC HEARING On the Petition from Eversource Energy to install a total of 500' of 4" IP gas main as a system improvement on Neil Street and Zompetti Street as outlined in the petition, Order No. 20-1007981.
  - a) Communication from City Engineer Thomas DiPersio, re: Recommended conditions for Eversource Petition, Neil Street and Zompetti Street.**\*\* TO PARTICIPATE IN THIS PUBLIC HEARING PLEASE CALL 1-617-433-9462 AND ENTER THE CONFERENCE ID 676 953 39 #. \*\***

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.

5. PUBLIC HEARING On the Petition from Eversource Energy to install 200' of 4" IP gas main as a system improvement on Pleasant Street between Elm Street and Allen Court, Order No. 20-1007997.

a) Communication from City Engineer Thomas DiPersio, re: Recommended conditions for Eversource Petition, Pleasant Street.

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6. PUBLIC HEARING On the Petition from Eversource Energy to install 200' of 8" IP gas main as a system improvement on Brimsmead Street from Short Street to 65 Brimsmead Street, Order No. 20-1007998.

a) Communication from City Engineer Thomas DiPersio, re: Recommended conditions for Eversource Petition, Brimsmead Street.

**\*\* TO PARTICIPATE IN THIS PUBLIC HEARING PLEASE CALL 1-617-433-9462 AND ENTER THE CONFERENCE ID 676 953 39 #. \*\***

7. CONTINUED PUBLIC HEARING On the Proposed Zoning Amendment to Chapter 650, §5, §17, & §18 relative to Contractor Yards and the Proposed Rezoning of land located on Farm Road, identified as Map 85 Parcel 12, Order No. 20-1007947D.

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8. Communication from Councilor Ossing and Councilor Tunnera, re: Municipal Aggregation – Spring 2020 Update.
9. Communication from the Mayor, re: Transfer Request in the amount of \$366,493.00 which moves funds from Meals Tax Revenue Account to fund FY20 bond payments associated with Parks & Recreation improvements.
10. Communication from the Mayor, re: Transfer Request in the amount of \$79,500.00 which moves funds from Undesignated to Open Space Stabilization from wireless antenna payments received in FY20.
11. Communication from the Mayor, re: Transfer Request in the amount of \$10,182.60 which moves funds from Reserved for Salaries to various department accounts to fund provisions of the MMEA collective bargaining agreement.
12. Communication from the Mayor, re: Revolving Fund Spending Limits for the Public Safety Revolving Fund, the Parks and Recreation Revolving Fund and the Council on Aging Revolving Fund for FY21.
13. Communication from the Mayor, re: Gift Acceptance in the amount of \$7,500.00 from Digital Federal Credit Union (DCU) for the Fire Department for state-of-the-art incident command training.
14. Communication from the Mayor, re: Gift Acceptance in the amount of \$5,000.00 from Cummings Properties for the Fire Department to purchase self-use fire escape devices.
15. Communication from the Mayor, re: Proposed Amendment to Chapter 398 "Licenses and Permits", to ensure consistency with MGL as amended by the 2016 Municipal Modernization Act.
16. Communication from the Mayor, re: Reappointment of Kevin J. Breen as Fire Chief for a five-year term from July 1, 2020 to June 30, 2025.

17. Application for Renewal of Junk Dealer/Secondhand Dealer License, Best Buy Stores LP #820., d/b/a Best Buy, 769 Donald J. Lynch Boulevard.
18. Application for Renewal of Junk Dealer/Secondhand Dealer License, Jean Rabelo, d/b/a Post Road Used Auto Parts of Marlboro, 785 Boston Post Road East.
19. Communication from Department of Conservation and Recreation (DCR), re: 2020 Forest Management Proposals for public review and comment.
20. Communication from National Grid, re: 2020 Yearly Operational Plan (YOP) and Vegetation Management Plan (VMP).
21. Communications from various residents listed re: Opposition to Application for Special Permit by WP Marlborough MA Owner, LLC, to build a multifamily residential project in the Business District to be known as Volaris Marlborough, consisting of 188 units in 4 buildings at 339 Boston Post Road East, Order No. 20-1007995.

Michael Davis, 162 Ewald Avenue  
Diane McNally, 70 Linda Circle  
Steven Peck, 64 Victoria Lane

22. Minutes of Boards, Commissions and Committees:
  - a) School Committee, April 28, 2020.
  - b) Board of Assessor's, April 14, 2020 & April 22, 2020.
  - c) Conservation Commission, March 5, 2020, April 9, 2020 & April 16, 2020.
  - d) Library Trustees, March 3, 2020.
23. CLAIMS:
  - a) Frances Rodgers, 16 Nixon Road, Framingham, pothole or other road defect.

#### REPORTS OF COMMITTEES:

#### UNFINISHED BUSINESS:

##### From City Council

24. **Order No. 20-1007929D – Proposed Salary Ordinance Amendment relative to Chapter 125 §6 of the City Code.**  
**Recommendation of the Finance Committee is to approve the proposed salary ordinance, and to advertise. LEGAL AD WAS PUBLISHED ON MONDAY, MAY 4, 2020, ADVERTISING REQUIRMENT HAS BEEN MET.**
25. **Order No. 20-1007915C: Proposed Zoning Amendment to Chapter 650 § 17 and §18 relative to Livestock Farms.**  
**Recommendation of the Urban Affairs Committee is to approve the proposed amendment. MATTER WAS POSTPONED TO THE MAY 18, 2020 CITY COUNCIL MEETING.**