

CITY CLERK

RECEIVED OCT 16 2014 12:45 PM

1. Minutes of the City Council Meeting, OCTOBER 6, 2014.
2. PUBLIC HEARING: Proposed Zoning Petition, Downtown Village District, Order No. 14-1005947.
3. Communication from the Mayor re: Notification of Free Cash.
4. Communication from Assistant City Solicitor Panagore-Griffin re: Order of Acceptance of Layout and Eminent Domain Taking of Ways and Easements in the Carisbrooke I Subdivision and in the Carisbrooke II Subdivision, Order Transferring Care, Management and Control of the Streets and Easements in Carisbrooke I and Carisbrooke II to the Department of Public Works, Order of Acceptance of Deeds in Lieu of Foreclosure, and Order Transferring Care, Management and Control to the Conservation Commission, in proper legal form, Order No. 14-1005945-1,2, 3, & 4.
5. Application for Special Permit from Bill Hanrahan of NB & C, on behalf of Sprint to modify existing wireless equipment at 450-460 Boston Post Rd.
6. Application for Special Permit from Bill Hanrahan of NB & C, on behalf of Sprint to modify existing wireless equipment at 115 Onamog St.
7. Application for Special Permit from Bill Hanrahan of NB & C, on behalf of Sprint to modify existing wireless equipment at 2 Mount Royal Ave.
8. Application for Special Permit from Bill Hanrahan of NB & C, on behalf of Sprint to modify existing wireless equipment at 157 Union St.
9. Minutes, Planning Board, September 22, 2014.
10. Minutes, License Board, August 27, 2014.
11. Minutes, Board of Health, September 9, 2014.
12. Minutes, Board of Health Special Meeting, September 18, 2014.
13. Minutes, Youth Commission, August 7, 2014.
14. CLAIMS:
  - A. Brian Barbone, 2 Lakeview Dr., PO Box 129, Walpole, MA, pothole or other road defect.
  - B. Kathleen Richov, 8 Capt. Samuel Forbush Rd., Westborough, MA, pothole or other road defect.
  - C. Michael E. Joyal, 149 Church St., other property damage and/or personal Injury.
  - D. Francis Harrington, 786 Hemenway St., residential mailbox claim 2(b)

REPORTS OF COMMITTEES:

UNFINISHED BUSINESS:

**From Legislative and Legal Affairs Committee**

15. **Order No. 14-1005945-1 - Order of Acceptance of Layout and Eminent Domain Taking of Ways and Easements in the Carisbrooke I and Carisbrooke II Subdivisions.**  
**Recommendation of the Legislative and Legal Affairs Committee is to Accept Layout and Eminent Domain Order of Taking of Ways and Easements in the Carisbrooke I Subdivision and of Ways and Easements in the Carisbrooke II Subdivision.**  
**Motion to approve by Councilor Robey seconded by the Chair**  
**Motion Passed: 2-0**

**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.**

**Order No. 14-1005945-2** - Order that the City Council, by two-thirds vote, pursuant to Mass. Gen. Laws, c.40, s 15A, does hereby Transfer Care, Management and Control of the Streets and Easements in Carisbrooke I and Carisbrooke II to the Department of Public Works.

**Recommendation of the Legislative and Legal Affairs Committee is that the City Council, by two-thirds vote, transfers the care, management and control to the Department of Public Works of the City of Marlborough, for the purposes of accessing, laying, operating, altering, constructing, plowing, maintaining, replacing, repairing and other municipal purposes, all of the streets and easements within the Carisbrooke I and Carisbrooke II Subdivisions. This includes the utilities, structures, and appurtenances, sidewalks, curbs and other things identified in the Order of Acceptance of Layout and Eminent Domain Taking of Ways and Easements in the Carisbrooke I and Carisbrooke II Subdivisions.**

**Motion to approve by Councilor Robey seconded by the Chair**

**Motion Passed: 2-0**

**Order No. 14-1005945-3** - Order, pursuant to Section 77C of Chapter 60 of the General Laws of Massachusetts, that the City accept title, by deeds in lieu of foreclosure, from Frederick Heim of 60 Carver Hill Road, Marlborough, Massachusetts and Paul Zarella of 115 Fox Run, Sudbury, Massachusetts, formerly doing business as Gristmill Construction, Inc., for three described parcels. This order would grant consideration and full forgiveness of the present outstanding tax liability on the conveyed properties.

**Recommendation of the Legislative and Legal Affairs Committee is that the City, pursuant to Section 77C of Chapter 60 of the General Laws of Massachusetts, hereby accept title, by deed in lieu of foreclosure, from Frederick Heim of 60 Carver Hill Road, Marlborough, Middlesex County, MA, and Paul Zarella, of 115 Fox Run, Sudbury, Middlesex County, MA, formerly doing business as Gristmill Construction, Inc, certain parcels of land described as follows:**

**1)That certain parcel known and numbered on the Assessors' Map of the City of Marlborough as Map 23, Parcel 95A, being approximately 0.0157254 acres, and located on Hanlon Drive; and**

**2)That certain parcel known and numbered on the Assessors' Map of the City of Marlborough as Map 36, Parcel 67, being approximately 1.034 acres, and located on the corner of Slocumb Lane and Stetson Drive; and**

**3)That certain parcel known and numbered on the Assessors' Map of the City of Marlborough as Map 36, Parcel 84, being approximately 18.4 acres, and located off of Woodcock Lane.**

**Motion to approve by Councilor Robey seconded by the Chair**

**Motion Passed: 2-0**

**Order No. 14-1005945-4** - Order that the City Council, by two-thirds vote, Transfer Care, Management and Control to the Conservation Commission.

**Recommendation of the Legislative and Legal Affairs Committee is to Transfer Care, Management and Control to the Conservation Commission of the following two parcels [2/3 vote]:**

- 1. Map 36, Parcel 67 being approximately 1.034 acres and located on the corner of Slocumb Lane and Stetson Drive.**
- 2. Map 36, Parcel 84 being approximately 18.4 acres and located off of Woodcock Lane.**
- The transfer of Map 23, Parcel 95A being approximately 0.0157254 acres and located on Hanlon Drive was withdrawn from consideration.**

**Motion by Councilor Robey seconded by the Chair**

**Motion Passed: 2-0**