

RECEIVED  
CITY CLERK'S OFFICE  
CITY OF MARLBOROUGH

2015 SEP 10 P 1:35

1. Minutes, City Council Meeting, August 24, 2015.
2. Communication from the Mayor re: Building Department transfer request in the amount of \$8,000.00 which moves funds from Temporary Local Inspector to Assistant Wiring Inspector to fund assistant inspectors for electrical inspections.
3. Communication from the Mayor re: Grant Acceptance in the amount of \$49,219.72 from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security, FY2016 State 911 Department Training Grant and EMD/Regulatory Compliance Grant Program for the Police Department to offset personnel costs associated with the dispatching center and overtime costs relevant to mandated Emergency Dispatching Protocols.
4. Communication from the Mayor re: Two Grant Acceptances in the amounts of \$4,000.00 and \$5,000.00 respectively from Baypath Elder Services for the Council on Aging to offer a new transportation program utilizing the bus recently acquired through the Massachusetts Department of Transportation and to fund the Portuguese and Latino Outreach programs, including ESL classes, enrichment opportunities, as well as exercise and wellness programs.
5. Communication from the Mayor re: Establishment of a Council on Aging Revolving Fund.
6. Communication from the Mayor re: Supreme Judicial Court Decision on Residency Restrictions for Sex Offenders.
7. Communication from the Mayor re: Marlborough and Northborough Intermunicipal Agreement related to shared use of Marlborough's Westerly Wastewater Treatment Facility.
8. Communication from City Solicitor Rider re: Review of language for various conditions concerning Marlborough Hills Open Space Trail System, Order No. 15-1006295.
9. Communication from City Solicitor Rider re: Comprehensive Permit for Brookview Village (aka Talia), Public Walking Trail Easement, X14-1005759.
10. Petition from Verizon New England Inc. to place two 4" conduits on the northeasterly side of Ames St. beginning at Pole T.20½, located on the northeasterly side of Ames St., then running in a northwesterly direction a distance of approximately 495' to handhole #1, located on the northeasterly side of Ames St., & then continuing in a northwesterly direction a distance of approximately 535' to a point on the northeasterly side of Ames St.
11. Minutes, School Committee, June 23 & August 25, 2015.
12. Minutes, Conservation Commission, July 16, 2015.
13. Minutes, Board of Assessors, April 29, 2015.
14. Minutes, Library Trustees, June 23, 2015.
15. Minutes, Traffic Commission, June 23, 2015.
16. Minutes, License Board, January 13, February 25, March 13, March 25, April 29, May 27, June 24, July 22, and August 20, 2015.
17. CLAIMS:
  - a. Arleen & Jeffrey Stoller, 98 Linda Circle, other property damage.
  - b. Michael Cappadona, 15 Greenwood St., other property damage.
  - c. Gary Morse, 89 Plymouth St., other property damage.

REPORTS OF COMMITTEES:

**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.**

## UNFINISHED BUSINESS:

**From Public Services Committee**

18. **Order No. 15-1006284 - Application for Livery License, Jose Heredia, d/b/a Alex Transportation, 110 Boston Post Road East.** Police Chief Leonard approved the CORI report for Jose Heredia and had no objection to his application for a livery license. Jose Heredia required a livery license for a Business Certificate to operate as a livery driver. He owned a 2015 Toyota Highlander that will be garaged at 110 Boston Post Road East in Marlborough and planned to primarily transport passengers to and from Logan Airport. **Motion made by Councilor Clancy, seconded by Chair, to approve the livery license for Jose Heredia. The motion carried 3-0.**
  
19. **Order No. 15-1006263A - Petition of National Grid to install 3" conduit and install new #2 AL cable throughout Miles Standish residential development along the route of the existing cable due to numerous cable failures.** Jack Saraiva and Pat Scanlon appeared on behalf of National Grid and explained the project. Currently, the cable is sitting directly in soil and those conditions accelerate deterioration. By installing conduit along the sidewalks and running cable through the conduit they hope to alleviate the outages that plague the area. The project will take approximately three years for completion of the project in its stages.

Chairman Landers read through the List of Standard Petition Conditions:

1. A street opening permit must be applied for by the proposed contractor performing the work.
2. A proper staging area is to be located/acquired before work commences- material and equipment is not to be parked/stockpiled within the city right of way.
3. The contractor is to ensure residents are always able to enter and exit their driveways (have necessary steel plating on site and accessible).
4. Ensure construction safety controls are established (signage, drums, police details, etc...) and are in accordance with the latest MUTCD standards.
5. Trench backfilling, compacting, temporary, and final paving are to be done in accordance with the City of Marlborough standard trenching details.
6. Trenches are to be paved or completely backfilled and compacted at the end of each work day. Trenches are never to be left unattended.
7. Post construction loaming and seeding are to be done in accordance with the 1995 MHD Standard Specifications sections 751 & 765.
8. Proposed utility pole(s) shall not put any sidewalks or sidewalk ramps into non-compliance with current ADA standards.

In addition to the standard conditions, the following conditions apply:

1. After all utilities are marked in the field, minor modifications to this plan may be necessary. Any infrastructure to be located within the paved portion of the road, or where it conflicts with City infrastructure, is subject to final approval by DPW.
2. It is National Grid's responsibility to ensure that all necessary private easements are in place prior to construction and that all private property be repaired properly when construction is complete.
3. There are a number of ground mounted transformers proposed as part of this project. Most of these transformers are located at property lines in an effort to minimize aesthetic impacts to homes. Several transformers are proposed closer to homes or in front of homes. National Grid should provide an explanation of why these transformers are required to be located at these locations and provide visual screening as possible.

**Motion made by Councilor Clancy, seconded by Councilor Irish, to approve the petition of National Grid to install 3" conduit and install new #2 AL cable throughout Miles Standish residential development along the route of the existing cable. The motion carried 3-0.**

#### **From Urban Affairs Committee**

20. **Order No. 15-1006283 - Application for Site Plan Permit from Attorney Gadbois on behalf of Mammoth Development Company, LLC, to purchase property at 70 Simarano Drive to construct and use the site as a day care center.** The Urban Affairs Committee met with Attorney Sandra Austin and representatives of Mammoth Development Company for a discussion of a proposed day care center at 70 Simarano Drive. The proponents provided an overview of the project and the site plan which showed the building and its location on the site, as well as parking and access to the site from Simarano Drive. The committee reviewed the Site Plan Approval Final Conditions with minor changes made for clarity. **Motion made by Councilor Clancy, seconded by Chair, to approve as amended. The motion carried 4-0.**

#### **From Personnel Committee**

21. **Order No. 15-1006280 - The Appointment of David Morticelli to the Community Development Authority for a term of two years to expire from date of City Council approval.** Recommendation of the Personnel Committee is to approve the appointment of David Morticelli to the Community Development Authority (CDA). **Motion made by Councilor Elder, seconded by Councilor Irish to approve the appointment. The motion carried 3-0.**
22. **Order No. 15-1006279 - The Reappointment of Brian Doheny as Comptroller/Treasurer for a term of three years.** Recommendation of the Personnel Committee is to approve the reappointment of Brian Doheny as Comptroller/Treasurer. **Motion made by Councilor Elder, seconded by Chair to approve the reappointment. The motion carried 3-0.**