

RECEIVED
CITY CLERK'S OFFICE
CITY OF LYNNBOROUGH

2017 SEP 21 P 2:05

1. Minutes, City Council Meeting, September 11, 2017.
2. PUBLIC HEARING On the Petition of NGrid to relocate 3 solely owned electrical poles 54, 55, & 56-1 on Maple St. (Rt. 85), Order No. 17-1007004.
3. PUBLIC HEARING On the Petition of NGrid to install 1 solely owned electrical pole on Framingham Rd., Order No. 17-1007005.
4. PUBLIC HEARING On the Petition of NGrid to relocate 1 solely owned pole to be made jointly owned poles 37-84 and relocate 17 jointly owned poles on Maple St. (Rt. 85), Order No. 17-1007006.
5. PUBLIC HEARING On the Petition of NGrid to relocate 2 poles and associated facilities on Maple St./Framingham Rd., Order No. 17-1007007.
6. PUBLIC HEARING On the Proposed Zoning Amendment intended to better regulate self-storage facilities, Order No. 17-1007002.
7. Communication from the Mayor re: two Grant Acceptances from the Executive Office of Public Safety & Security (EOPSS) to the Police Department in the amounts of \$69,746.68 & \$98,805.00 to fund training & personnel and offset personnel costs within the Public Safety Dispatching Center.
8. Communication from the Mayor re: Grant Acceptance from the Department of Conservation and Recreation to the City through the Conservation Commission in the amount of \$39,717.00 to fund signage, maps, publicity and 16 miles of trail creation.
9. Communication from the Mayor re: Grant Acceptance from Digital Federal Credit Union to the Police Department in the amount of \$7,500.00 to fund department programs.
10. Communication from the Mayor re: Grant Acceptance from Digital Federal Credit Union to the Fire Department in the amount of \$7,500.00 to fund information technology upgrades.
11. Communication from the Mayor re: Grant Acceptance from Bay Path Elder Services to the Council on Aging in the amount of \$5,040.00 to fund the transportation program and expand services.
12. Communication from the Mayor re: Grant Acceptance from MA Department of Public Health to the Board of Health in the amount of \$5,000.00 to fund emergency preparedness supplies.
13. Communication from the Mayor re: Grant Acceptance from Dianne Marcotte to the Police Department in the amount of \$415.00 to fund the K9 program.
14. Communication from President Clancy re: Proposed Amendment to Zoning Ordinance, Designating and Authorizing Certain Councilors to Sign Special Permit Extension Agreements.
15. Communication from City Clerk, Lisa Thomas, re: Preliminary Municipal Election Call.
16. Communication from City Solicitor, Donald Rider, re: Door-to-Door Soliciting, Proposed Increase in License Fee & Penalty, Order No. 17-1006972A.
17. Apex Sign Request, Goldfish Swim School, 43 Apex Dr., Unit B, Order No. 16/17-1006443BB.

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.

18. Communication from Attorney Cipriano on behalf of Tiger Cat Properties LLC, re: request to extend time limitations on Application for Special Permit to construct a multifamily dwelling at 487 Lincoln Street until 10:00 PM on December 19, 2017, Order No. 16/17-1006735F.
19. Communication from Mina Property Group LLC, re: request to extend time limitations on Application for Special Permit to construct a commercial automotive facility on less than one acre of land at 408 Maple Street, until 10:00 PM on December 19, 2017, Order No. 17-1006800E.
20. Petition of AT & T to deploy one small cell site which will be mounted on existing utility poles at 2 South Bolton St. Extension.
21. Petition of AT & T to deploy one small cell site which will be mounted on existing utility poles at 96 E. Main St.
22. Petition of AT & T to deploy one small cell site which will be mounted on existing utility poles at 319 E. Main St.
23. Petition of AT & T to deploy one small cell site which will be mounted on existing utility poles at 34 Boston Post Rd. East.
24. Communication from Attorney Ericksen, Walker Realty, LLC, Re: Apex Center Signage Approval Delegation, Order No. 16/17-1006443BB.
25. Communication from Attorney Ericksen, Walker Realty, LLC, Re: Pedestrian Trail Easement and Sewer Utility Easement, Order No. 16/17-1006443BB.
26. Application for Renewal of Junk Dealer's License, ecoATM, LLC, 601 Donald Lynch Blvd.
27. Minutes, Traffic Commission, July 25, 2017.
28. Minutes, License Board, April 26 & July 26, 2017.
29. Minutes, Library Board of Trustees, June 6, 2017.
30. Minutes, Planning Board, August 28, 2017.
31. Minutes, Conservation Commission, August 3, 2017.
32. CLAIMS:
 - a. Bruce Leblanc, 208 Swanson Rd., Boxboro, pothole or other road defect.
 - b. Bolton St. Tavern, 587 Bolton St., other property damage and or personal injury.

REPORTS OF COMMITTEES:

33. ORDERED: That within 30 days Assabet Valley and/or DPW post hours on the new Assabet Valley track and field that lists daily hours of use for the public. It is Further Ordered that Mayor Vigeant work with AVRVS officials in furtherance of this request. Submitted by Councilor Elder
34. ORDERED: That the Mayor hire a full time and permanent Code Enforcement Officer for the City of Marlborough within 90 days of approval of this Order. Submitted by Councilors Elder and Delano

UNFINISHED BUSINESS:

From Urban Affairs Committee

35. **Order No.16/17-1006443Y - Apex Sign Requests 21 & 160 Apex Dr., Order No. 16/17-1006443VMotion made by Councilor Elder, seconded by Chair, to approve the sign package as presented for Apex Center of New England, including the bowling pin shape light fixtures, 21 Apex Drive. The motion carried 5-0.**
Motion made by Councilor Elder, seconded by Chair, to approve the sign package as presented for Pit Stop Tavern, 21 Apex Drive. The motion carried 5-0.
Motion made by Councilor Elder, seconded by Chair, to approve the sign package as presented for Breakout Games, 21 Apex Drive. The motion carried 5-0.
Motion made by Councilor Elder, seconded by Chair, to approve the sign package (both signs) as presented for Sports Clips Haircuts, 160 Apex Drive. The motion carried 5-0.
Motion made by Councilor Elder, seconded by Chair, to approve the sign package (three signs) as presented for Hot Table Panini, 160 Apex Drive. The motion carried 5-0.
36. **Order No. 16/17-1006443X - Communication from Attorney Eriksen, Walker Realty LLC, on behalf of Walker Realty LLC, re: renderings of 21 Apex Dr., Order No. 16/17-1006443V. Motion made by Councilor Tunnera, seconded by Councilor Landers, to approve the renderings as presented. The motion carried 5-0.**

From City Council

37. **Order No. 17-1006975B – Principal Assessor Salary Table. ITEM WAS TABLED UNTIL THE SEPTEMBER 25, 2017 CITY COUNCIL MEETING AS THE LEGAL AD WAS PUBLISHED ON SATURDAY, SEPTEMBER 7, 2017, THEREFORE CAN NOT BE FURTHER ADDRESSED UNTIL THE SEPTEMBER 25, 2017 CITY COUNCIL MEETING TO COMPLY WITH THE TEN DAY PERIOD.**

RECEIVED
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CITY OF MARLBOROUGH



2017 SEP 21 A 11:17

**CITY OF MARLBOROUGH
OFFICE OF CITY CLERK**

**Lisa M. Thomas
140 Main St.
Marlborough, MA 01752
(508) 460-3775 FAX (508) 460-3723**

SEPTEMBER 11, 2017

Regular meeting of the City Council held on Monday, September 11, 2017 at 8:00 PM in City Council Chambers, City Hall. City Councilors Present: Clancy, Juairé, Oram, Ossing, Robey, Delano, Doucette, Elder, Tunnera, Irish and Landers. Meeting adjourned at 10:25 PM.

A moment of silence was observed in memory of the terrorist attacks on September 11, 2001.

President Clancy introduced and the Council welcomed the newest member of the Marlborough Police Department, Officer David Monti.

ORDERED: That the Minutes of the City Council meeting AUGUST 28, 2017, **FILE**; adopted.

ORDERED: That the PUBLIC HEARING On the Proposed Moratorium on Recreational Marijuana Establishments and Retailers, all were heard who wish to be heard, hearing recessed at 8:20 PM.

Councilors Present: Delano, Doucette, Elder, Tunnera, Irish, Clancy, Landers, Juairé, Oram, Ossing & Robey.

ORDERED: That the PUBLIC HEARING On the Proposed Zoning Amendment – Assabet River Rail Trail Overlay District, (ARRTOD), all were heard who wish to be heard, hearing recessed at 8:45 PM.

Councilors Present: Delano, Doucette, Elder, Tunnera, Irish, Clancy, Landers, Juairé, Oram, Ossing & Robey.

ORDERED: That the School Project Update, refer to **OPERATIONS & OVERSIGHT COMMITTEE**; adopted.

ORDERED: Under authority of MGL Chapter 44, Section 53A, the City Council hereby **APPROVES** the Grant Acceptance from the Executive Office of Public Safety & Security Highway Division in the amount of \$3,000.00 to fund the High Visibility Traffic Enforcement & Traffic Enforcement Patrols; adopted.

Note: Councilor Robey & Landers were not in the City Council Chambers at the time of City Council approval.

ORDERED: Under authority of MGL Chapter 44, Section 53A, the City Council hereby **APPROVES** the Grant from Target in the amount of \$1,400.00 which is being made through Target's Heroes and Helpers Holiday Program in which Police Officers will use the gift cards to help children shop for gifts for their families; adopted.

ORDERED: That the Communication from City Solicitor Rider re: BSL Marlborough Development, LLC, Amended Special Permit, 421 Bolton Street, in proper legal form, **MOVED TO ITEM 16**; adopted.

ORDERED: That the Communication from City Solicitor Rider re: BSL Marlborough Development, LLC, Request for Fee Interest in Sewer Parcel and for Drainage Easement, 421 Bolton Street, in proper legal form, **MOVE TO REPORTS OF COMMITTEES**; adopted.

A Communication from DPW Commissioner John Ghiloni was entered into the record regarding Benchmark – Sewer Parcel & Sewer Easement.

**MOTION made by Councilor Delano to remove from Table – Carries.
Councilor Elder opposed.**

ORDERED: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARLBOROUGH THAT THE CODE OF THE CITY OF MARLBOROUGH, AS AMENDED, BE FURTHER AMENDED BY AMENDING THE ZONING MAP ESTABLISHED BY CHAPTER 650 ZONING ARTICLE III ESTABLISHMENT OF DISTRICTS SECTION 650-8 “BOUNDARIES ESTABLISHED; ZONING MAP”. SAID ZONING MAP IS AMENDED BY SUPERIMPOSING THE RETIREMENT COMMUNITY OVERLAY DISTRICT OVER ASSESSORS MAP 73, PARCELS 52 AND 53, AND ASSESSORS MAP 85, PARCELS 14 AND 15:

Refer to **URBAN AFFAIRS COMMITTEE, PLANNING BOARD, AND ADVERTISE PUBLIC HEARING FOR MONDAY OCTOBER 16, 2017**; adopted.

ORDERED: That the Minutes, Planning Board, June 19, 2017 & July 24, 2017, **FILE**; adopted.

ORDERED: That the Minutes, School Building Committee, May 16, 2017 & June 6, 2017, **FILE**; adopted.

ORDERED: That the following CLAIMS, refer to the **LEGAL DEPARTMENT**; adopted.

- a. Thomas Ruggiero, 122 Taylor Road, pothole or other road defect.
- b. William Brewin, 126 Woodridge Road, other property damage and or personal injury.

Reports of Committees:

Councilor Robey reported the following out of the Legislative & Legal Affairs Committee:

City Council Legislative and Legal Affairs Committee
Tuesday, September 5, 2017, 7:30 PM – In Council Chambers
Minutes and Report

Present: Chairman Katie Robey, Councilor Delano, Councilor Juare, & Councilors Clancy, Ossing. Also attending was Tom DiPersio, City Engineer.

Order No. 17-1007000 Order of Taking by Eminent Domain regarding Hudson Street/Mechanic Street Roadway Improvements Project.

The Mayor's letter of August 24, 2017 was read into the record. The order pertains to two properties, one at 8 Hudson Street and one at 159 Mechanic Street to improve sight lines at the 4-way intersection of Hudson/Mechanic/Elm Streets. The Hudson Street property will have a permanent easement for roadway widening. The Mechanic Street property will have a temporary easement to remove the current rock wall and move it back to improve sight lines and a permanent easement for road widening purposes. No funds are needed for the awards, as they will be covered under the Elm Street road project.

Councilor Delano moved to recommend approval of Order No. 17-1007000, Taking by Eminent Domain regarding Hudson Street/Mechanic Street Roadway Improvements Project. The motion carried 3-0. It was agreed that a Suspension of the Rules would be asked for at the September 11, 2017 Council meeting to take up this order.

Order No. 17-1007003 Order Conveying land and easements at 421 Bolton Street, X17-1006816C.

Also, present for this Order were City Solicitor Don Rider, Eric Gardner from Benchmark and Attorney McCay representing BSL Marlborough Development LLC. This order entails two parts.

Part One is regarding a 13,401 SF +/- Sewer Parcel that the City has a fee interest in and written notification from the Commissioner of Public Works that the City's fee interest is no longer needed for sewer purposes as long as the City retains an 8,461 SF +/- easement in, on and under the Sewer Parcel for sewer purposes. The City Council will 1.) transfer the Sewer Parcel from the DPW to the City Council for conveyance of the fee interest to BSL Marlborough Development LLC while retaining an easement; 2.) declare the Sewer Parcel is available for disposition by sale of the City's fee interest; 3.) set the minimum price to be paid for the fee interest in the 13,401 SF +/- Sewer Parcel at \$14,000; and 4.) authorize the Mayor to convey the Sewer Parcel by sale to BSL subject to the City's retention of the easement for sewer purposes and the conveyance to the City of 10 acres +/- located at 421 Bolton Street and described in Council Order No. 17-1006816D.

Report of Committees Cont'd:

Part Two of the Order is regarding the fee interest in land located at 421 Bolton Street, Assessors Map 30, Parcel 12 (the School Parcel) and written notification from the School Committee that a 1,123 SF +/- area within this parcel is not needed for school purposes. The City Council will then 1.) transfer from the School Committee to the City Council the 1,123 SF +/- Drainage Easement Area for a conveyance to BSL; 2.) declare that the Drainage Easement Area is available for disposition by sale to BSL; 3.) set the minimum price to be paid for the area at \$1,000; and 4.) authorize the Mayor to convey a drainage easement by sale to BSL.

It was pointed out by Solicitor Rider that the order reads, "...subject to receipt of written notification." Therefore, the notifications from the Commissioner of Public Works and the School Committee can come after this order is approved. Members were given an updated copy of the draft order after the Solicitor and Attorney McCay made changes.

Councilor Delano moved to recommend approval of Order No. 17-1007003, Conveying land and easements at 421 Bolton Street, X17-1006816C as amended. The motion carried 3-0.

It was agreed that a Suspension of Rules would be asked for at the September 11, 2017 Council meeting to take up the order. It was also agreed that when the full Council acts on this order that it be taken up with 2 separate votes — one vote for the 4 items in Part One and one vote for the 4 items in Part Two. Voting will be by Roll Call with a 2/3 Yea Vote required for passage.

It was moved and seconded to adjourn; motion carried 3-0. The meeting adjourned at 8:15 PM.

Councilor Delano reported the following out of the Urban Affairs Committee:

Meeting Name: City Council Urban Affairs Committee

Date: August 29, 2017

Location: City Council Chamber, 2nd Floor, City Hall, 140 Main Street

Convened: 5:30 PM – Adjourned: 7:22 PM

Present: Chairman Delano; Urban Affairs Committee Members Councilors Elder (left meeting at 6:47 PM), Juare, Tunnera and Landers; and Councilors Clancy and Robey. Also attending was Kevin Eriksen (Walker Realty LLC); Robert Walker (Walker Realty LLC)

Order No.16/17-1006443Y - Apex Sign Requests 21 & 160 Apex Drive, Order No. 16/17-1006443V. The Urban Affairs Committee met with Attorney Kevin Eriksen and Robert Walker of Walker Realty LLC for a discussion of Apex Center Sign requests for the Apex Center of New England, Pit Stop Tavern, and Breakout Games, all located at 21 Apex Drive, as well as Sports Clips Haircuts and Hot Table Panini, located at 160 Apex Drive. The committee reviewed each of the sign packages individually as submitted by Barlo Signs of Hudson, NH on behalf of Walker Realty LLC.

Report of Committees Cont'd:

Motion made by Councilor Elder, seconded by Chair, to approve the sign package as presented for Apex Center of New England, including the bowling pin shape light fixtures, 21 Apex Drive. The motion carried 5-0.

Motion made by Councilor Elder, seconded by Chair, to approve the sign package as presented for Pit Stop Tavern, 21 Apex Drive. The motion carried 5-0.

Motion made by Councilor Elder, seconded by Chair, to approve the sign package as presented for Breakout Games, 21 Apex Drive. The motion carried 5-0.

Motion made by Councilor Elder, seconded by Chair, to approve the sign package (both signs) as presented for Sports Clips Haircuts, 160 Apex Drive. The motion carried 5-0.

Motion made by Councilor Elder, seconded by Chair, to approve the sign package (three signs) as presented for Hot Table Panini, 160 Apex Drive. The motion carried 5-0.

Order No. 16/17-1006443X - Communication from Attorney Eriksen, Walker Realty LLC, on behalf of Walker Realty LLC, re: renderings of 21 Apex Drive, Order No. 16/17-1006443V. The Urban Affairs Committee met with Attorney Kevin Eriksen and Robert Walker of Walker Realty LLC for a discussion of the colors of the Apex Center of New England building. Chairman Delano explained the current appearance of the building was not as previously approved by the City Council. Mr. Walker explained initial rendering was not meant to show the final color scheme as the tenants influence the appearance which is currently highlighted by the orange, blue, white, and grey. The building colors also relate to the approved monument signs for continuity throughout the site. The Councilors provided their opinions on the appearance of the building at 21 Apex Drive and agreed to support the revised rendering as presented.

Motion made by Councilor Tunnera, seconded by Councilor Landers, to approve the renderings as presented. The motion carried 5-0.

Motion made by Councilor Juairé, seconded by Chair, to adjourn. The motion carried 4-0 (Councilor Elder absent.) The meeting adjourned at 7:22 PM.

Councilor Delano reported the following out of the Urban Affairs Committee:

Meeting Name: City Council Urban Affairs Committee

Date: September 5, 2017

Location: City Council Chamber, 2nd Floor, City Hall, 140 Main Street

Convened: 6:09 PM – Adjourned: 7:26 PM

Present: Chairman Delano; Urban Affairs Committee Members Councilors Elder, Juairé, Tunnera and Landers; and Councilors Clancy, Ossing and Robey. Also attending was Kevin Eriksen (Walker Realty LLC); Robert Walker (Walker Realty LLC), Priscilla Ryder (Conservation Officer, City of Marlborough); Michael Radner (Radner Design Associates)

Report of Committees Cont'd:

Order No. 16/17-1006443V - Communication from Attorney Eriksen, Walker Realty LLC, regarding Apex Center Landscaping Plan. The Urban Affairs Committee met with Attorney Kevin Eriksen and Robert Walker of Walker Realty LLC for a discussion of the Apex Center Landscaping Plan along with City of Marlborough Conservation Officer Priscilla Ryder and Michael Radner of Radner Design Associates. The committee discussed the landscaping plan and agreed that while it was close, several changes were required to incorporate the feedback of the consultant, Michael Radner, and conservation agent, Priscilla Ryder, and of the neighbors on Glen Street as a result of the neighborhood meeting held earlier that evening.

Before the item was tabled, the committee agree to take this item under suspension at the next full City Council meeting, if the proponent incorporated the feedback as requested.

Motion made by Councilor Elder, seconded by Chair, to table. The motion carried 5-0.

Motion made and seconded to adjourn. The motion carried 5-0. The meeting adjourned at 7:26 PM.

Suspension of the Rules requested – granted**ORDERED:****Eminent Domain Order of Taking**

WHEREAS, the City Council of the City of Marlborough has determined that the public welfare, safety, and common convenience require that legal interests in certain portions of land located on Hudson Street and Mechanic Street, as more particularly described herein, be taken for the purpose of the reconstruction, construction, repair and maintenance of roadway improvements on Hudson Street and Mechanic Street, and for other municipal purposes, and that the taking by eminent domain is reasonable and necessary to carry out the aforementioned purposes; and,

WHEREAS, in order to promote the public welfare, safety, common convenience, and necessity, it is necessary to take by Eminent Domain the easement interests in the land for the purposes and duration described herein; and,

WHEREAS, all preliminary requirements of Massachusetts General Laws Chapter 79 having been complied with;

NOW, THEREFORE, IT IS HEREBY ORDERED that the City Council of the City of Marlborough, acting in accordance with the power and authority conferred by the City Charter, Division 1, Section 30, Massachusetts General Laws, Chapter 79 and every power and authority thereto enabling, and in the exercise of the power and authority conferred by said laws, does hereby take by Eminent Domain the easement interests or fee simple interest in the following described land, including all trees and other vegetation thereon.

DESCRIPTION OF LAND TAKEN**1. Street address: 8 Hudson Street, Marlborough, MA 01752**

Permanent easement for roadway widening purposes: Being an approximately 191.77 S.F. portion of the property located on 8 Hudson Street, Marlborough, MA, known and numbered as Map 56, Parcel 107 on the Assessors' Map of the City of Marlborough and shown as Parcel B on a plan entitled "Plan of Land in Marlborough, MA," dated April 30, 2016 and prepared by Thomas Dipersio, Jr. & Associates, Inc., 641 Concord Road, Marlborough, MA 01752, said plan to be recorded herewith.

OWNER: Bryan Rijo
8 Hudson Street
Marlborough, MA 01752

2. Street Address: 159 Mechanic Street, Marlborough, MA

Temporary easement for construction purposes: Being an approximately 1,242.27 S.F. portion of the property located at 159 Mechanic Street, Marlborough, MA, known and numbered as Map 56, Parcel 101 on the Assessors' Map of the City of Marlborough and shown as Parcel A on a plan entitled "Plan of Land in Marlborough, MA," dated April 30, 2016 and prepared by Thomas Dipersio, Jr. & Associates, Inc., 641 Concord Road, Marlborough, MA 01752, said plan to be recorded herewith.

Said temporary easement shall automatically terminate and be of no further force or effect on and after the third anniversary of the date of entry by the City of Marlborough, its agents and employees, onto said land for the purposes of the reconstruction, construction, and maintenance of improvements to Hudson Street and Mechanic Street.

Permanent easement for roadway widening purposes: Being an approximately 686.39 S.F. portion of the property located at 159 Mechanic Street, Marlborough, MA, known and numbered as Map 56, Parcel 101 on the Assessors' Map of the City of Marlborough and shown as Parcel C on a plan entitled "Plan of Land in Marlborough, MA," dated April 30, 2016 and prepared by Thomas Dipersio, Jr. & Associates, Inc., 641 Concord Road, Marlborough, MA 01752, said plan to be recorded herewith.

OWNER: Victor Alecio
159 Mechanic Street
Marlborough, MA 01752

The ownership of said parcels and each of them are supposed to be as stated herein, but said easements and each of them are hereby taken whether the ownership is as stated herein or otherwise. We determine that the damages, set forth in the Table of Awards below, have been sustained by the owners of said parcels upon which said easements, so taken, are located.

TABLE OF AWARDS

The City Council hereby makes the following awards for damages for the owner or owners of record:

<u>OWNERS</u>	<u>MARLBOROUGH ASSESSORS' MAP/PARCEL</u>	<u>AREA OF TAKING</u>	<u>AWARD</u>
Bryan Rijo Hudson Street Marlborough, MA 01752	56/107	191.77 S.F. +/- (permanent easement)	\$959
Victor Alecio 159 Mechanic Street Marlborough, MA 01752	56/101	1,242.27 S.F. +/- (temporary easement)	\$755
		686.39 S.F. +/- (permanent easement)	\$2,402

APPROVED; adopted.

Yea: 11 – Nay: 0

Yea: Delano, Doucette, Elder, Tunnera, Irish, Clancy, Landers, Juair, Oram, Ossing & Robey

Suspension of the Rules requested – granted

ORDERED:

1. Having taken by eminent domain the fee interest in 13,401± SF of land off Bolton Street for sewer purposes, said land being shown on City Assessor’s Map 30 as Parcel 700 (the “Sewer Parcel”), and subject to receipt of written notification from the Commissioner of Public Works, having charge of the Sewer Parcel, of his determination pursuant to M.G.L. c. 40, §§ 15 and 15A that the City’s fee interest in the Sewer Parcel is no longer needed for sewer purposes so long as the City retains an easement in, on and under the Sewer Parcel for sewer purposes in the area labeled “Proposed 30 FT Wide Sewer Easement (8,461± SF)” on a plan entitled “Proposed Easement Sketch Plan” dated 8/16/2017 prepared by Bohler Engineering and filed herewith, the City Council hereby:
 - a. Pursuant to M.G.L. c. 40, § 15A, transfers the Sewer Parcel from the Department of Public Works to the City Council for the purpose of conveyance of the fee interest therein to BSL Marlborough Development LLC (“BSL”) while retaining an 8,461± SF easement therein for sewer line access, maintenance, repair and related sewer purposes;
 - b. Pursuant to M.G.L. c. 30B, § 16(a), declares that the Sewer Parcel is available for disposition by sale of the City’s fee interest therein to BSL;

- c. Pursuant to M.G.L. c. 40, § 15, sets the minimum price to be paid for the fee interest in the Sewer Parcel at \$14,000 pursuant to a determination of value set forth in a November 1, 2016 appraisal by Kenneth J. Croft III, Esq. of Foster Appraisal & Consulting Co., Inc; and
 - d. Pursuant to M.G.L. c. 40, § 15, authorizes the Mayor, pursuant to M.G.L. c. 40, § 3, to convey the Sewer Parcel by sale to BSL, subject to: (1) the City's retention of an easement for sewer purposes consistent with this Order; and (2) the conveyance to the City of approximately 10 acres of the property located at the 421 Bolton Street site and as described as the "Donated Land" in a Special Permit Decision, City Council Order No. 17-1006816D. The Mayor's executed deed conveying the City's fee interest in the Sewer Parcel shall be held in escrow to be recorded at the Middlesex South Registry of Deeds simultaneously with the conveyance of the Donated Land at the time of the closing of BSL's acquisition of the 421 Bolton Street site.
2. Having taken by eminent domain the fee interest in land located at 431 Bolton Street for school purposes, said land being shown on City Assessor's Map 30 as Parcel 12 (the "School Parcel"), and subject to receipt of written notification from the School Committee, having charge of the School Parcel, of its determination pursuant to M.G.L. c. 40, §§ 15 and 15A that an 1,123± SF area of the School Parcel labeled "Proposed 30 FT Wide Drainage Easement (1,123± SF)" on a plan entitled "Proposed Easement Sketch Plan" dated 8/16/2017 prepared by Bohler Engineering and filed herewith (the "Drainage Easement Area"), is not needed for school purposes, the City Council hereby:
- a. Pursuant to M.G.L. c. 40, § 15A, transfers from the School Committee to the City Council the Drainage Easement Area for the purpose of conveyance of a drainage easement therein to BSL Marlborough Development LLC ("BSL");
 - b. Pursuant to M.G.L. c. 30B, § 16(a), declares that the Drainage Easement Area is available for disposition by sale to BSL;
 - c. Pursuant to M.G.L. c. 40, § 15, sets the minimum price to be paid for the Drainage Easement Area at \$1,000; and
 - d. Pursuant to M.G.L. c. 40, § 15, authorizes the Mayor, pursuant to M.G.L. c. 40, § 3, to convey a drainage easement within the Drainage Easement Area by sale to BSL consistent with this Order.

APPROVED; adopted.

Yea: 11 – Nay: 0

Yea: Delano, Doucette, Elder, Tunnera, Irish, Clancy, Landers, Juair, Oram, Ossing & Robey

ORDERED: That the Communication from City Solicitor Rider re: BSL Marlborough Development, LLC, Request for Fee Interest in Sewer Parcel and for Drainage Easement, 421 Bolton Street, in proper legal form, **FILE**; adopted.

MOTION made to remove from Table from Urban Affairs Committee – Carries Suspension of the Rules requested – granted

ORDERED: That the attached Apex Center Landscaping Plan, entitled “Apex Center, Landscape Plan,” consisting of Sheet 1 (L-100), Sheet 2 (L-101) and Sheet 3 (L-102); prepared by: Elliott Brundage, Landscape Design, 190 High Plain Road, Andover, MA 01810; dated: August 2, 2017, last revised: August 17, 2017 (the “Landscape Plan”), be and is herewith **APPROVED WITH THE FOLLOWING CONDITIONS** per the attached letter dated September 11, 2017 from the City of Marlborough’s landscape architect, Michael Radner:

1. Walker Realty LLC shall update and submit to the City Council the attached plan graphic depicted on the LLC’s sketch plan, entitled “Sketch 1, Apex Center,” so that the graphic accurately reflects the plant schedule also depicted on that sketch plan;
2. Walker Realty LLC shall update and submit to the City Council the Landscape Plan once it has been updated and stamped by the LLC’s landscape architect so as to reflect the LLC’s updating of the sketch plan referenced in condition 1 above; and
3. Walker Realty LLC shall provide the City Council with a) calculations which demonstrate a minimum of 3% interior parking lot planting that meet the requirements of Section 650-47.H(2)(a) of the City Code; and b) shrub counts that meet the requirements of Section 650-47.D(5)(a) of the City Code; adopted.

Yea: 11 – Nay: 0

Yea: Delano, Doucette, Elder, Tunnera, Irish, Clancy, Landers, Juair, Oram, Ossing & Robey

ORDERED: That the Fire Chief appear before Operations and Oversight to discuss response times of his department west of 495. The Chief will discuss with the Committee average response times to the various apartment complexes in the Southwest Quadrant of the city, as well as possible compliance issues we currently face. The Chief will also discuss the impact of further development on his department, refer to **OPERATIONS & OVERSIGHT COMMITTEE**; adopted.

ORDERED: At a regular meeting of the Marlborough City Council held on Monday, August 28, 2017 at 8:00 PM in the City Council Chambers, City Hall, the following proposed amendment to the Code of the City of Marlborough, **“COMPENSATION SCHEDULE”**, having been read was ORDERED ADVERTISED as follows:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARLBOROUGH THAT THE CODE OF THE CITY OF MARLBOROUGH, AS AMENDED, BE FURTHER AMENDED BY AMENDING CHAPTER 125, SECTION 6, SALARY SCHEDULE AS FOLLOWS:

Position	Effective Date	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7
		Start	6 months of service	1 year of service	2 years of service	3 yrs. of service	4 yrs. of service	5 yrs. of service
Principal Assessor	July 1, 2017	\$91,405.26	\$93,233.10	\$95,098.68	\$96,999.96	\$98,940.00	\$100,918.80	\$102,937.38

TABLED UNTIL THE SEPTEMBER 25, 2017 CITY COUNCIL MEETING AS THE LEGAL AD WAS PUBLISHED ON SATURDAY, SEPTEMBER 7, 2017, THEREFORE CAN NOT BE FURTHER ADDRESSED UNTIL THE SEPTEMBER 25, 2017 CITY COUNCIL MEETING TO COMPLY WITH THE TEN DAY PERIOD; adopted.

ORDERED: That the door to door permit fee be increased to \$35.00 and fine be not less than \$35.00 by amending Chapter 468, Section 17.B and Section 28.A respectively, refer to **CITY SOLICITOR TO PLACE IN PROPER LEGAL FORM;** adopted.

ORDERED:

IN CITY COUNCIL

DECISION ON A SPECIAL PERMIT

Special Permit
BSL Marlborough Development LLC
Order No. 17-1006816E

DECISION ON A SPECIAL PERMIT CITY COUNCIL ORDER NO. 17-1006816E

The City Council of the City of Marlborough hereby GRANTS the Application for a Special Permit to BSL Marlborough Development LLC (the "Applicant") to build and operate an assisted living facility with a special care unit at 421 Bolton Street, Marlborough, Massachusetts, as provided in this Decision and subject to the following Procedural Findings and Findings of Facts and Conditions.

FINDINGS OF FACT AND RULING

1. The Applicant, BSL Marlborough Development LLC, is a duly organized and existing Limited Liability Company having a business address c/o Benchmark Senior Living, 201 Jones Road, Third Floor West, Waltham, Massachusetts 02451.
2. Richard and Jill Cochrane are the owners of the property located at 421 Bolton Street, Marlborough, Massachusetts, as shown on the Marlborough Assessors Maps as Map 30, Parcels 13 and 14, and the City of Marlborough is the owner of the property shown on the Marlborough Assessors Maps as Map 30, Parcel 700 (the "Site").
3. The Applicant proposes to build and operate a new 104-bed, 60,823+/- square foot assisted living facility with a special care unit at the Site (the "Use").

4. The Site is located in the Residence A-2 Zoning District, north of U.S. Route 20 and with frontage on Massachusetts State Route 85.
5. The Site has an area of approximately 677,332 square feet (15.5 acres).
6. The Applicant, by and through its counsel, filed with City Clerk of the City of Marlborough an Application for a Special Permit ("Application") for the Use, as provided in this Decision.
7. In connection with the Application, the Applicant has submitted a certified list of abutters, filing fees, and a detailed site plan entitled "Site Development Plans for Benchmark Senior Living" prepared by Bohler Engineering and dated January 20, 2017, revised March 28, 2017, May 31, 2017 and July 18, 2017 (the "Plans").
8. The Plans were certified by the Building Commissioner of the City of Marlborough, acting on behalf of the City Planner for the City of Marlborough, as having complied with Rule 4, items (a) through (m), of the Rules and Regulations promulgated by the City Council for the issuance of a Special Permit.
9. Pursuant to the Rules and Regulations of the City Council for the City of Marlborough and applicable statutes of the Commonwealth of Massachusetts, the City Council established a date for public hearing on the Application and the City Clerk for the City of Marlborough caused notice of the same to be advertised and determined that notice of the same was provided to abutters entitled thereto in accordance with applicable regulations and law.
10. The Marlborough City Council, pursuant to Massachusetts General Laws, Chapter 40A, held a public hearing on the Application on Monday, May 8, 2017. The hearing was opened and closed on that date. On June 19, 2017, the City Council approved an Agreement to Extend Time Limitations to extend the time for final action on the Application to September 12, 2017.
11. The Applicant, through its representatives, presented testimony at the public hearing detailing the Project, describing its impact upon municipal services, the neighborhood, and traffic.

**BASED ON THE ABOVE, THE CITY COUNCIL MAKES THE FOLLOWING
FINDINGS AND TAKES THE FOLLOWING ACTIONS**

- A. The Applicant has complied with all Rules and Regulations promulgated by the Marlborough City Council as they pertain to special permit applications.
- B. The City Council finds that the proposed Use of the Site is an appropriate use and in harmony with the general purpose and intent of the Zoning Ordinance of the City of Marlborough when subject to the appropriate terms and conditions as provided herein. The City Council makes these findings subject to the completion and adherence by the Applicant, its successors and/or assigns to the conditions more fully set forth herein.
- C. In accordance with Section 650-18(44)(c) of the Zoning Ordinance of the City of Marlborough, the City Council also finds that:

1. There is adequate access to and from the proposed assisted living facility for emergency response vehicles, insofar as the Plans demonstrate sufficient space for emergency response vehicles to enter and exit the Site.
 2. Alternative access to the Site is not necessary, based upon the sufficiency of the Site's primary access in the event of an emergency evacuation.
 3. There are sufficient provisions for medical transport, based upon the Site's access ways and layout.
 4. The overall impact of the proposed assisted living facility will not adversely affect the neighborhood or the City, as the Site is located in the vicinity of similar or complimentary land uses and the Use, as conditioned in this Decision, will have minimal impact on the neighborhood and the City.
- D. In accordance with Section 650-18(44).d.(1) and Section 650-59.C(12)(a) of the Zoning Ordinance of the City of Marlborough, the City Council also finds that the Applicant has agreed to donate approximately 10 acres of the Site to the City for municipal purposes (the "Donated Land"). The Donated Land will benefit the City and its citizens generally, and prior to the separation of the Donated Land from the Site, the Use conformed to the dimensional criteria set forth in Section 650-41 of the Zoning Ordinance of the City of Marlborough.
- E. The Donated Land includes a walking trail in the southeast corner as shown on Sheet 4 of the Plans. The walking trail connects the 1LT Charles W. Whitcomb School and the athletic fields on the Marlborough High School property, although the trail was disturbed as a result of the construction of the athletic fields. The Applicant has agreed to clear the vegetation for a path to make the connection from the base of the slope by the athletic field around the slope out to Stevens Street. Such work shall be complete before the issuance of a final Occupancy Permit for the Use. The precise location of the clearing to reconnect the path will be identified in the field by the Applicant and the City Conservation Officer.
- F. The City Council finds that the Plans comport with the design standards set forth in Section 650-18(44).d(3).
- G. The City Council, pursuant to its authority under Massachusetts General Laws Chapter 40A and the Zoning Ordinance of the City of Marlborough hereby GRANTS the Applicant a Special Permit to build and operate an assisted living facility with a special care unit as shown on the Plans filed, SUBJECT TO THE FOLLOWING CONDITIONS, which conditions shall be binding on the Applicant, its successors and/or assigns:
1. Construction in Accordance with Applicable Laws. Construction of all structures on the Site is to be in accordance with all applicable Building Codes and Zoning Regulations in effect in the City of Marlborough and the Commonwealth of Massachusetts, and shall be built according to the Plans as may be amended during Site Plan Review.

2. Compliance with Applicable Laws. The Applicant, its successors and/or assigns agrees to comply with all municipal, state, and federal rules, regulations, and ordinances as they may apply to the construction, maintenance, and operation of the Project.
3. Site Plan Review. The issuance of the Special Permit is further subject to detailed Site Plan Review in accordance with the City of Marlborough site plan review ordinance prior to the issuance of the building permit. Any additional changes, alterations, modifications or amendments, as required during the process of Site Plan Review, shall be further conditions attached to the building permit, and no occupancy permit shall be issued until the Applicant has complied with all conditions. Subsequent Site Plan Review shall be consistent with the conditions of this Special Permit and the Plans submitted, reviewed and approved by the City Council as the Special Permit Granting Authority.
4. Modification of Plans. Notwithstanding conditions #1 and #3 above, the City Council or the Site Plan Review Committee may make engineering changes to the Plans, so long as said changes do not change the use of the Project as approved herein, or materially increase the impervious area of the Project, reduce the green area, alter traffic flow, increase the size, shape or position of the building, or alter the fencing bordering the property, all as shown on the Plans.
5. Incorporation of Submissions. All plans, photo renderings, site evaluations, briefs and other documentation provided by the Applicant as part of the Application, and as amended or revised during the application/hearing process before the City Council and/or the City Council's Urban Affairs Committee, are herein incorporated into and become a part of this Special Permit and become conditions and requirements of the same, unless otherwise altered by the City Council.
6. Storm Water and Erosion Control Management. The Applicant, its successors and/or assigns shall ensure that its site superintendent during construction of the project is competent in stormwater and erosion control management. This individual(s) credentials shall be acceptable to the Engineering Division of the City's Department of Public Works and the City's Conservation Commission. This individual(s) shall be responsible for checking the Site before, during, and after storm events including weekends and evenings when storms are predicted. This individual(s) shall ensure that no untreated stormwater leaves the Site consistent with the State's and the City's stormwater regulations. This individual(s) shall ensure compliance with the approved sequence of construction plan and the approved erosion control plan. The Applicant, its successors and/or assigns shall grant this individual(s) complete authority of the Site as it relates to stormwater and erosion controls.

7. Parking. The Applicant shall provide 65 parking spaces at the Site, plus 10 additional overflow parking spaces, as shown on the Plans, which exceeds the parking required for the Use under Section 650-48.A(16) of the Zoning Ordinance of the City of Marlborough by 15 spaces. Prior to the issuance of the final Occupancy Permit, the Applicant shall enter into a written agreement with a third party for the provision of any off-site parking needed for holidays and special events at the Site.
8. Donated Land: Lot Coverage. Pursuant to Finding D of this Decision and in accordance with Section 650-18(44)d(1) of the Zoning Ordinance of the City of Marlborough, the Applicant shall donate the Donated Land to the City for municipal purposes, and following the conveyance of the Donated Land to the City, the maximum lot coverage allowed for the Use as shown on the Plans may exceed 30% notwithstanding the dimensional criteria set forth in Section 650-41 of the Zoning Ordinance of the City of Marlborough. The Donated Land shall be deeded to the City at the time of the closing of the Applicant's acquisition of the Site, subject to the City's conveyance of the "Sewer Parcel" and "drainage easement" as referenced in condition 9 below.
9. Mitigation Payment. The Applicant has agreed to donate One Hundred and Fifty Thousand Dollars (\$150,000, the "Mitigation Payment") to the City to mitigate the impacts of the Use on the City. The Mitigation Payment shall be made to the City within 60 days of the issuance of the Building Permit for the Use. The Mitigation Payment will benefit the City and its citizens generally. The Mitigation Payment includes Fourteen Thousand Dollars (\$14,000) in compensation to be paid by the Applicant to the City pursuant to the Applicant's February 16, 2017 Request to Purchase or Have City-Owned Property Abandoned for 13,401 SF+/- Land Off of Bolton Street, Assessor's Map No. 30, Parcel No. 700 ("Sewer Parcel"), subject to the City Council's approval of the Applicant's Request by the City Council. The City would retain a permanent sewer easement in the Sewer Parcel. The \$14,000 valuation of the Sewer Parcel was established pursuant to a November 1, 2016 appraisal by Kenneth J. Croft III, Esq. of Foster Appraisal & Consulting Co., Inc. The Mitigation Payment also includes any compensation to be paid by the Applicant to the City for the acquisition of a drainage easement from the northern property line of the Site to the Proposed Connection to Existing Catch Basin on the property of the City of Marlborough (Marlborough Assessors Maps, Map 30, Lot 12) between the property line to the Site and Poirier Drive, as shown on Sheet 6 of the Plans, and subject to the City Engineer's review and the City Council's approval. The Mitigation Payment is intended to subsidize the City's construction of a concession stand and bathrooms for the athletic fields at the 1LT Charles W. Whitcomb School.

10. Traffic Mitigation. To mitigate any traffic-related concerns related to the proposed project, the Applicant has agreed to make the improvements specified in June 20, 2017 Memorandum of Jason Adams, P.E., PTOE of McMahon Transportation Engineers & Planners re “Vehicle Speed and Safety Assessment, Bolton Street (Route 85), Marlborough, Massachusetts;” and the June 25, 2017 Memorandum from Timothy F. Collins, Assistant City Engineer to the Traffic Commission re “Traffic Safety Plan in the Vicinity of #421 Bolton Street – for Benchmark Senior Living,” all as approved by the City’s Traffic Commission on July 25, 2017. Such traffic-related improvements shall be complete before the issuance of the final Occupancy Permit for the Use.
11. The Applicant shall hold a job fair in the City for the purpose of giving Marlborough residents an opportunity to apply for employment at the assisted living facility. This condition may be satisfied by the Applicant’s participation in a job fair organized by the Marlborough Economic Development Corporation.
12. Recording of Decision. In accordance with the provisions of M.G.L. c. 40A, § 11, Applicant, its successors and/or assigns at its expense shall record this Special Permit in the Middlesex South Registry of Deeds after the City Clerk has certified that the twenty-day period for appealing this Special Permit has elapsed with no appeal having been filed, and before the Applicant has applied to the Building Commissioner for a building permit. Upon recording, Applicant shall forthwith provide a copy of the recorded Special Permit to the City Council’s office, the Building Department and the City Solicitor’s office.

Yea: 11 – Nay: 0

Yea: Delano, Doucette, Elder, Tunnera, Irish, Clancy, Landers, Juairé, Oram, Ossing & Robey

ORDERED: That the Communication from City Solicitor Rider re: BSL Marlborough Development, LLC, Amended Special Permit, 421 Bolton Street, in proper legal form, **FILE**; adopted.

ORDERED: That the Communication from Nicholas Harron regarding applicant’s formal request for waiver pursuant to Section 650-35H.(8) to allow for three building signs for the proposed Evviva Cucina restaurant located at 142 Apex Drive, **APPROVED**; adopted.

ORDERED: That the Communication from Code Enforcement Officer, Pam Wilderman, re: Sign Request, Hilton Garden Inn, 170 Forest Street, **APPROVED**; adopted.

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 10:25 PM.



IN CITY COUNCIL

Marlborough, Mass., AUGUST 28, 2017

ORDERED:

That there being no objection thereto set **MONDAY SEPTEMBER 25, 2017** as **DATE FOR PUBLIC HEARING** On the Petition of NGrid to relocate 3 solely owned electrical poles 54, 55, & 56-1 on Maple St. (Rt. 85), be and is herewith refer to **PUBLIC SERVICES COMMITTEE**.

ADOPTED

ORDER NO. 17-1007004



IN CITY COUNCIL

Marlborough, Mass., AUGUST 28, 2017

ORDERED:

That there being no objection thereto set **MONDAY SEPTEMBER 25, 2017** as **DATE FOR PUBLIC HEARING** On the Petition of NGrid to install 1 solely owned electrical pole on Framingham Rd., be and is herewith refer to **PUBLIC SERVICES COMMITTEE**.

ADOPTED

ORDER NO. 17-1007005



IN CITY COUNCIL

Marlborough, Mass., AUGUST 28, 2017

ORDERED:

That there being no objection thereto set **MONDAY SEPTEMBER 25, 2017** as **DATE FOR PUBLIC HEARING** Petition of NGrid to relocate 1 solely owned pole to be made jointly owned poles 37-84 and relocate 17 jointly owned poles on Maple St. (Rt. 85), be and is herewith refer to **PUBLIC SERVICES COMMITTEE**.

ADOPTED

ORDER NO. 17-1007006



IN CITY COUNCIL

Marlborough, Mass., AUGUST 28, 2017

ORDERED:

That there being no objection thereto set **MONDAY SEPTEMBER 25, 2017** as **DATE FOR PUBLIC HEARING** On the Petition of NGrid to relocate 2 poles and associated facilities on Maple St./Framingham Rd., be and is herewith refer to **PUBLIC SERVICES COMMITTEE**.

ADOPTED

ORDER NO. 17-1007007



IN CITY COUNCIL

Marlborough, Mass., AUGUST 28, 2017

PAGE 1

ORDERED:

THAT, PURSUANT TO § 5 OF CHAPTER 40A OF THE GENERAL LAWS, THE CITY COUNCIL OF THE CITY OF MARLBOROUGH, HAVING SUBMITTED FOR ITS OWN CONSIDERATION CHANGES IN THE ZONING ORDINANCE OF THE CITY OF MARLBOROUGH, AS AMENDED, TO FURTHER AMEND CHAPTER 650, NOW ORDAINS THAT THE ZONING ORDINANCE OF THE CITY OF MARLBOROUGH, AS AMENDED, BE FURTHER AMENDED AS FOLLOWS:

- I. Section 650-5, entitled "Definitions; word usage," is hereby amended:
 - a. By deleting in subsection B thereof the definition of SELF-STORAGE FACILITY in its entirety and inserting in place thereof the following definition:

SELF-SERVICE STORAGE FACILITY
A building, group of buildings or other structure, whether permanent or temporary, having compartments, rooms, spaces, containers or other type of units that are individually leased, rented, sold or otherwise contracted for by customers for the storage of personal or business goods or property, and where the facility owner/operator has limited access to the units. A self-service storage facility shall be considered synonymous with a self-storage facility, self-storage warehouse, mini-warehouse and mini-storage.

- II. Section 650-48, entitled "Off-street parking," is hereby amended as follows:
 - a. By inserting in subsection A thereof new sub-subsections 17 and 18:

(17) A self-service storage facility shall provide a minimum of 1 parking space per employee and 1 parking space per 1,600 square feet of the facility.



IN CITY COUNCIL

Marlborough, Mass., AUGUST 28, 2017
PAGE 2

ORDERED:

III. Section 650-17, entitled "Table of Uses," is hereby amended as follows:

- a. By regulating industrial uses so as to allow, by special permit, a self-service storage facility in the Business (B), Commercial Automotive (CA), Limited Industrial (LI) and Industrial (I) districts, as follows:

	RR	A1	A2	A3	RB	RC	RCR	B	CA	LI	I	MV	
Self-service storage facility	N	N	N	N	N	N	N	N	SP	SP	SP	SP	N

Be and is herewith refer to **LEGISLATIVE & LEGAL AFFAIRS COMMITTEE, PLANNING BOARD, AND ADVERTISE PUBLIC HEARING FOR MONDAY SEPTEMBER 25, 2017.**

ADOPTED

ORDER NO. 17-1007002



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH
2017 SEP 21 A 10:11

City of Marlborough
Office of the Mayor

140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610
www.marlborough-ma.gov

Arthur G. Vigeant
MAYOR

Nicholas J. Milano
EXECUTIVE AIDE

Patricia Bernard
EXECUTIVE SECRETARY

September 21, 2017

City Council President Edward J. Clancy
Marlborough City Council
140 Main Street
Marlborough, MA 01752

Re: Grant Acceptances – Marlborough Police Department

Honorable President Clancy and Councilors:

Please find enclosed for your acceptance two grants for the Marlborough Police Department from the Executive Office of Public Safety and Security (the "EOPSS") totaling \$168,551.68

- A grant in the amount of \$69,746.68 from the EOPSS State 911 Department Training Grant and EMD/Regulatory Compliance grant. This reimbursement grant will be used to pay the costs of mandatory training for personnel within the Public Safety Dispatching center.
- A grant in the amount of \$98,805.00 from the EOPSS FY2018 State 911 Department Support and Incentive Grant Program. This reimbursement grant will be used to offset personnel costs in the Public Safety Dispatching center.

The enclosed packet contains additional information, including letters from Chief Giorgi, grant award notification forms, and documentation from EOPSS.

If you have any questions, please do not hesitate to contact me or Chief Giorgi.

Thank you,

Arthur G. Vigeant
Mayor

Enclosures



City of Marlborough

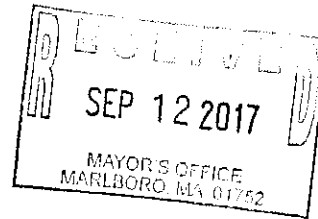
Police Department

355 Bolton Street, Marlborough, Massachusetts 01752
Tel. (508)-485-1212 Fax (508)-624-6938

David A. Giorgi
Chief of Police

September 11, 2017

Mayor Arthur G. Vigeant
City Hall
140 Main Street
Marlborough, MA 01752



Dear Mayor Vigeant:

The Marlborough Police Department has been awarded a grant in the amount of \$69,746.68.00 from the Commonwealth of Massachusetts Executive Office of Public Safety State 911 Department Training Grant and EMD/ Regulatory Compliance Grant. The grant is a reimbursement grant which will be used to pay the costs of mandatory training for personnel within the E911 Public Safety Dispatching center.

Attached is a copy of the Notice of Grant Award, grant approval letter, and signed grant contract. I am requesting that the grant award be forwarded to the City Council for approval. Should you have any questions, please do not hesitate to call.

Sincerely,

David A. Giorgi
Chief of Police

CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD

DEPARTMENT: Police Department DATE: September 11, 2017

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Chief David A. Giorgi

NAME OF GRANT: Executive Office of Public Safety State 911 Department Training Grant and EMD / Regulatory Compliance Grant

GRANTOR: Commonwealth of Massachusetts

GRANT AMOUNT: \$69,746.68

GRANT PERIOD: Present to June 30, 2018

SCOPE OF GRANT/
ITEMS FUNDED Grant will be used to pay cost of mandatory training for personell within E911 Dispatch Center

No

IS A POSITION BEING
CREATED:

CAN FRINGE BENEFITS BE PAID FROM GRANT?

IF YES: No

ARE MATCHING CITY
FUNDS REQUIRED?

None

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:

IF MATCHING IS
MONETARY PLEASE
GIVE ACCOUNT None

ANY OTHER EXPOSURE TO CITY? No

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: Approval needed asap to begin the use of the grant.



DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE G



The Commonwealth of Massachusetts
 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY
 STATE 911 DEPARTMENT

151 Campanelli Drive, Suite A - Middleborough, MA 02346
 Tel: 508-828-2911 - TTY: 508-828-4572 - Fax: 508-828-2585
www.mass.gov/e911



CHARLES D. BAKER
 Governor

DANIEL BENNETT
 Secretary of Public Safety
 and Security

KARYN E. POLITO
 Lt. Governor

FRANK POZNIAK
 Executive Director

September 6, 2017

Chief David A. Giorgi
 Marlborough Police Department
 355 Bolton Street
 Marlborough, MA 01752

Dear Chief Giorgi:

The Commonwealth of Massachusetts, State 911 Department would like to thank you for participating in the **FY 2018 State 911 Department Training Grant and EMD / Regulatory Compliance Grant** program.

For your files, attached please find a copy of the executed contract and the final approved Appendix A: Listing of Certified Telecommunicators for your grant. Please note your contract start date is **September 6, 2017** and will run through June 30, 2018. Please keep in mind that there shall be no reimbursement for costs incurred prior to the effective date of the contract and all goods and services **MUST** be received on or before June 30, 2018.

Reimbursement requests should be submitted to the Department within **thirty (30) days** of the date on which the cost is incurred. We have made the request for payment forms available on our website www.mass.gov/e911. For any questions related to this process, please contact Michelle Hallahan at 508-821-7216. Please note that funding of reimbursement requests received more than three (3) months after the close of the fiscal year under which costs were incurred cannot be guaranteed.

If, in the future, you would like to make any changes to the authorized signatory, the contract manager, and/or the budget worksheet, please e-mail those proposed changes to 911DeptGrants@state.ma.us. Grantees are strongly encouraged to submit final, year-end budget modification requests on or before March 31, 2018.

Sincerely,

Frank P. Pozniak
 Executive Director

cc: FY 2018 Training Grant and EMD / Regulatory Compliance Grant File

COMMONWEALTH OF MASSACHUSETTS - STANDARD CONTRACT FORM



This form is jointly issued and published by the Executive Office for Administration and Finance (AEF), the Office of the Comptroller (CTR) and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. Any changes to the official printed language of this form shall be void. Additional non-conflicting terms may be added by Attachment. Contractors may not require any additional agreements, engagement letters, contract forms or other additional terms as part of this Contract without prior Department approval. Click on hyperlinks for definitions, instructions and legal requirements that are incorporated by reference into this Contract. An electronic copy of this form is available at www.mass.gov/osd under [Guidance For Vendors - Forms](#) or www.mass.gov/osd under [OSD Forms](#).

CONTRACTOR LEGAL NAME: City of Marlborough (and d/b/a): Marlborough Police Department		COMMONWEALTH DEPARTMENT NAME: State 911 Department MMARS Department Code: EPS	
Legal Address: (W-9, W-4,T&C): 140 Main Street, Marlborough MA 01752		Business Mailing Address: 151 Campanelli Drive, Suite A, Middleborough, MA 02346	
Contract Manager: Chief of Police David A. Giorgi		Billing Address (if different):	
E-Mail: dgiorgi@marlborough-ma.gov		Contract Manager: Cindy Reynolds	
Phone: 508-624-6970	Fax: 508-624-6938	E-Mail: 911DeptGrants@state.ma.us	
Contractor Vendor Code: VC6000192111		Phone: 508-821-7299	Fax: 508-828-2585
Vendor Code Address ID (e.g. "AD001"): AD001 (Note: The Address ID must be set up for EFT payments.)		MMARS Doc ID(s): CT EPS GRNT	
		RFR/Procurement or Other ID Number: FY18 Training/EMD/Regulatory Compliance Grant	
<input checked="" type="checkbox"/> NEW CONTRACT PROCUREMENT OR EXCEPTION TYPE: (Check one option only) <input type="checkbox"/> Statewide Contract (OSD or an OSD-designated Department) <input type="checkbox"/> Collective Purchase (Attach OSD approval, scope, budget) <input checked="" type="checkbox"/> Department Procurement (includes State or Federal grants 815 CMR 2.00) (Attach RFR and Response or other procurement supporting documentation) <input type="checkbox"/> Emergency Contract (Attach justification for emergency, scope, budget) <input type="checkbox"/> Contract Employee (Attach Employment Status Form, scope, budget) <input type="checkbox"/> Legislative/Legal or Other: (Attach authorizing language/justification, scope and budget)		<input type="checkbox"/> CONTRACT AMENDMENT Enter Current Contract End Date <u>Prior</u> to Amendment: ____ 20____ Enter Amendment Amount: \$ _____. (or "no change") AMENDMENT TYPE: (Check one option only. Attach details of Amendment changes.) <input type="checkbox"/> Amendment to Scope or Budget (Attach updated scope and budget) <input type="checkbox"/> Interim Contract (Attach justification for Interim Contract and updated scope/budget) <input type="checkbox"/> Contract Employee (Attach any updates to scope or budget) <input type="checkbox"/> Legislative/Legal or Other: (Attach authorizing language/justification and updated scope and budget)	
The following COMMONWEALTH TERMS AND CONDITIONS (T&C) has been executed, filed with CTR and is incorporated by reference into this Contract. <input checked="" type="checkbox"/> Commonwealth Terms and Conditions <input type="checkbox"/> Commonwealth Terms and Conditions For Human and Social Services			
COMPENSATION: (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00. <input type="checkbox"/> Rate Contract (No Maximum Obligation. Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.) <input checked="" type="checkbox"/> Maximum Obligation Contract Enter Total Maximum Obligation for total duration of this Contract (or new Total if Contract is being amended): \$ <u>69,746.68</u>			
PROMPT PAYMENT DISCOUNTS (PPD): Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting accelerated payments must identify a PPD as follows: Payment issued within 10 days ___ % PPD; Payment issued within 15 days ___ % PPD; Payment issued within 20 days ___ % PPD; Payment issued within 30 days ___ % PPD. If PPD percentages are left blank, identify reason: <input checked="" type="checkbox"/> agree to standard 45 day cycle ___ statutory/legal or Ready Payments (G.L.c. 29 § 23A); ___ only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)			
BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT: (Enter the Contract title, purpose, fiscal year(s) and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation and justifications.) Contract is for the reimbursement of funds under the State 911 Department FY 2018 Training Grant and EMD/Regulatory Compliance Grant as authorized and awarded in compliance with grant guidelines and grantee's approved application.			
ANTICIPATED START DATE: (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations: <input checked="" type="checkbox"/> 1. may be incurred as of the <u>Effective Date</u> (latest signature date below) and <u>no</u> obligations have been incurred <u>prior</u> to the <u>Effective Date</u> . <input type="checkbox"/> 2. may be incurred as of ____ 20____, a date LATER than the <u>Effective Date</u> below and <u>no</u> obligations have been incurred <u>prior</u> to the <u>Effective Date</u> . <input type="checkbox"/> 3. were incurred as of ____ 20____, a date PRIOR to the <u>Effective Date</u> below, and the parties agree that payments for any obligations incurred prior to the <u>Effective Date</u> are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.			
CONTRACT END DATE: Contract performance shall terminate as of <u>June 30, 2018</u> , with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.			
CERTIFICATIONS: Notwithstanding verbal or other representations by the parties, the "Effective Date" of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor makes all certifications required under the attached <u>Contractor Certifications</u> (incorporated by reference if not attached hereto) under the pains and penalties of perjury, agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable <u>Commonwealth Terms and Conditions</u> , this Standard Contract Form including the <u>Instructions and Contractor Certifications</u> , the Request for Response (RFR) or other solicitation, the Contractor's Response, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in <u>801 CMR 21.07</u> , (incorporated herein), provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.			
AUTHORIZING SIGNATURE FOR THE CONTRACTOR: X: <u>[Signature]</u> Date: <u>7/6/17</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Arthur Vigeant</u> Print Title: <u>Mayor of Marlborough</u>		AUTHORIZING SIGNATURE FOR THE COMMONWEALTH: X: <u>[Signature]</u> Date: <u>7/6/17</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Frank Pozniak</u> Print Title: <u>Executive Director</u>	



City of Marlborough

Police Department

355 Bolton Street, Marlborough, Massachusetts 01752
Tel. (508)-485-1212 Fax (508)-624-6938

David A. Giorgi
Chief of Police

August 31, 2017

Mayor Arthur G. Vigeant
City Hall
140 Main Street
Marlborough, MA 01752

Dear Mayor Vigeant:

The Marlborough Police Department has been awarded a grant in the amount of \$98,805.00 from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security, FY2018 State 911 Department Support and Incentive Grant Program. The grant is a reimbursement grant, which will be used to offset personnel costs in the Public Safety Dispatching center.

Attached is a copy of the Notice of Grant Award, grant approval letter, and signed grant contract. I am requesting that the grant award be forwarded to the City Council for approval. Should you have any questions, please do not hesitate to call.

Sincerely,

David A. Giorgi
Chief of Police

CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD

DEPARTMENT: Police Department DATE: September 1, 2017

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Chief David A. Giorgi

NAME OF GRANT: Executive Office of Public Safety State 911 Support and Incentive Grant

GRANTOR: Commonwealth of Massachusetts

GRANT AMOUNT: \$98,805.00

GRANT PERIOD: Present to June 30, 2018

SCOPE OF GRANT/
ITEMS FUNDED Grant will be used to supplement budget for overtime
expense accrued in staffing the E911 Dispatch Center

No

IS A POSITION BEING
CREATED:

CAN FRINGE BENEFITS BE PAID FROM GRANT?

IF YES: No

ARE MATCHING CITY
FUNDS REQUIRED?

None

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:

IF MATCHING IS
MONETARY PLEASE
GIVE ACCOUNT None

ANY OTHER EXPOSURE TO CITY? No

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: Approval needed asap to begin
the use of the grant.

DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER
LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL
FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE G



The Commonwealth of Massachusetts
 EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY
 STATE 911 DEPARTMENT
 151 Campanelli Drive, Suite A - Middleborough, MA 02346
 Tel: 508-828-2911 - TTY: 508-828-4572 - Fax: 508-828-2585
www.mass.gov/e911



CHARLES D. BAKER
 Governor

DANIEL BENNETT
 Secretary of Public Safety
 and Security

KARYN E. POLITO
 Lt. Governor

FRANK POZNIAK
 Executive Director

August 31, 2017

Chief David A. Giorgi
 Marlborough Police Department
 355 Bolton Street
 Marlborough, MA 01752

Dear Chief Giorgi:

The Commonwealth of Massachusetts, State 911 Department would like to thank you for participating in the **FY 2018 State 911 Department Support and Incentive Grant** program.

For your files, attached please find a copy of the executed contract and the final approved Appendix A: Personnel List for your grant. Please note your contract start date is **August 31, 2017** and will run through June 30, 2018. Please keep in mind that there shall be no reimbursement for costs incurred prior to the effective date of the contract and all goods and services **MUST** be received on or before June 30, 2018.

Reimbursement requests should be submitted to the Department within **thirty (30) days** of the date on which the cost is incurred. We have made the request for payment forms available on our website www.mass.gov/E911. For any questions related to this process, please contact Michelle Hallahan at 508-821-7216. Please note that funding of reimbursement requests received more than three (3) months after the close of the fiscal year under which costs were incurred cannot be guaranteed.

If, in the future, you would like to make any changes to the authorized signatory, the contract manager, and/or the budget worksheet, please e-mail those proposed changes to 911DeptGrants@state.ma.us. Grantees are strongly encouraged to submit final, year-end budget modification requests on or before March 31, 2018.

Sincerely,

Frank P. Pozniak
 Executive Director

cc: FY 2018 Support and Incentive Grant File

FY 2018



COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM

This form is jointly issued and published by the Executive Office for Administration and Finance (ANF), the Office of the Comptroller (CTR) and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. Any changes to the official printed language of this form shall be void. Additional non-conflicting terms may be added by Attachment. Contractors may not require any additional agreements, engagement letters, contract forms or other additional terms as part of this Contract without prior Department approval. Click on hyperlinks for definitions, instructions and legal requirements that are incorporated by reference into this Contract. An electronic copy of this form is available at www.mass.gov/osc under [Guidance For Vendors - Forms](#) or www.mass.gov/osd under [OSD Forms](#).

CONTRACTOR LEGAL NAME: City of Marlborough (and d/b/a): Marlborough Police Department		COMMONWEALTH DEPARTMENT NAME: State 911 Department MMARS Department Code: EPS	
Legal Address: (W-9, W-4,T&C): 140 Main Street, Marlborough, MA		Business Mailing Address: 151 Campanelli Drive, Suite A, Middleborough, MA 02346	
Contract Manager: Chief of Police David A. Glorgi		Billing Address (if different):	
E-Mail: dglorgi@marlborough-ma.gov		Contract Manager: Cindy Reynolds	
Phone: 508-624-6970 Fax: 508-624-6938		E-Mail: 911DeptGrants@state.ma.us	
Contractor Vendor Code: VC 6000192111		Phone: 508-821-7299 Fax: 508-828-2585	
Vendor Code Address ID (e.g. "AD001"): AD001 (Note: The Address ID must be set up for EFT payments.)		MMARS Doc ID(s): CT SUPG	
		RFR/Procurement or Other ID Number: FY2018 SUPG	
<input checked="" type="checkbox"/> NEW CONTRACT		<input type="checkbox"/> CONTRACT AMENDMENT	
PROCUREMENT OR EXCEPTION TYPE: (Check one option only) <input type="checkbox"/> Statewide Contract (OSD or an OSD-designated Department) <input type="checkbox"/> Collective Purchase (Attach OSD approval, scope, budget) <input checked="" type="checkbox"/> Department Procurement (includes State or Federal grants 815 CMR 2.00) (Attach RFR and Response or other procurement supporting documentation) <input type="checkbox"/> Emergency Contract (Attach justification for emergency, scope, budget) <input type="checkbox"/> Contract Employee (Attach Employment Status Form, scope, budget) <input type="checkbox"/> Legislative/Legal or Other: (Attach authorizing language/justification, scope and budget)		Enter Current Contract End Date <u>Prior</u> to Amendment: _____, 20____. Enter Amendment Amount: \$ <u>99,805.00</u> (or "no change") AMENDMENT TYPE: (Check one option only. Attach details of Amendment changes.) <input type="checkbox"/> Amendment to Scope or Budget (Attach updated scope and budget) <input type="checkbox"/> Interim Contract (Attach justification for Interim Contract and updated scope/budget) <input type="checkbox"/> Contract Employee (Attach any updates to scope or budget) <input type="checkbox"/> Legislative/Legal or Other: (Attach authorizing language/justification and updated scope and budget)	
The following COMMONWEALTH TERMS AND CONDITIONS (T&C) has been executed, filed with CTR and is incorporated by reference into this Contract. <input checked="" type="checkbox"/> Commonwealth Terms and Conditions <input type="checkbox"/> Commonwealth Terms and Conditions For Human and Social Services			
COMPENSATION: (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00. <input type="checkbox"/> Rate Contract (No Maximum Obligation. Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.) <input checked="" type="checkbox"/> Maximum Obligation Contract Enter Total Maximum Obligation for total duration of this Contract (or new Total if Contract is being amended). \$ <u>98,805.00</u>			
PROMPT PAYMENT DISCOUNTS (PPD): Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting accelerated payments must identify a PPD as follows: Payment issued within 10 days ___ % PPD; Payment issued within 15 days ___ % PPD; Payment issued within 20 days ___ % PPD; Payment issued within 30 days ___ % PPD. If PPD percentages are left blank, identify reason: X ___ agree to standard 45 day cycle ___ statutory/legal or Ready Payments (G.L. c. 29, § 23A); ___ only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)			
BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT: (Enter the Contract title, purpose, fiscal year(s) and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation and justifications.) For the reimbursement / disbursement of funds under the State 911 Department FY 2018 PSAP and Regional Emergency Communication Center Support and Incentive Grant as authorized and awarded in compliance with program guidelines and grantee's approved application.			
ANTICIPATED START DATE: (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations: <input checked="" type="checkbox"/> 1. may be incurred as of the <u>Effective Date</u> (latest signature date below) and <u>no</u> obligations have been incurred <u>prior</u> to the <u>Effective Date</u> . <input type="checkbox"/> 2. may be incurred as of _____, 20____, a date <u>LATER</u> than the <u>Effective Date</u> below and <u>no</u> obligations have been incurred <u>prior</u> to the <u>Effective Date</u> . <input type="checkbox"/> 3. were incurred as of _____, 20____, a date <u>PRIOR</u> to the <u>Effective Date</u> below, and the parties agree that payments for any obligations incurred prior to the <u>Effective Date</u> are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.			
CONTRACT END DATE: Contract performance shall terminate as of <u>June 30, 2018</u> , with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.			
CERTIFICATIONS: Notwithstanding verbal or other representations by the parties, the "Effective Date" of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor makes all certifications required under the attached <u>Contractor Certifications</u> (incorporated by reference if not attached hereto) under the pains and penalties of perjury, agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable <u>Commonwealth Terms and Conditions</u> , this Standard Contract Form including the <u>Instructions and Contractor Certifications</u> , the Request for Response (RFR) or other solicitation, the Contractor's Response, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in <u>801 CMR 21.07</u> , incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.			
AUTHORIZING SIGNATURE FOR THE CONTRACTOR: X: _____ (Signature and Date Must Be Handwritten At Time of Signature)		AUTHORIZING SIGNATURE FOR THE COMMONWEALTH: X: _____, Date: _____ (Signature and Date Must Be Handwritten At Time of Signature)	
Print Name: <u>Arthur Vigeant</u>		Print Name: <u>Frank Pozniak</u>	
Print Title: <u>Mayor of Marlborough</u>		Print Title: <u>Executive Director</u>	



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH
2017 SEP 21 AM 11:08

City of Marlborough
Office of the Mayor

140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610
www.marlborough-ma.gov

Arthur G. Vigeant
MAYOR

Nicholas J. Milano
EXECUTIVE AIDE

Patriela Bernard
EXECUTIVE SECRETARY

September 21, 2017

City Council President Edward J. Clancy
Marlborough City Council
140 Main Street
Marlborough, MA 01752

Re: Grant Acceptance – Conservation

Honorable President Clancy and Councilors:

Please find enclosed for your acceptance a grant in the amount of \$39,717 for the Boroughs Loop Trail Project from the Department of Conservation and Recreation in partnership with the Massachusetts Recreation Trails Advisory Board.

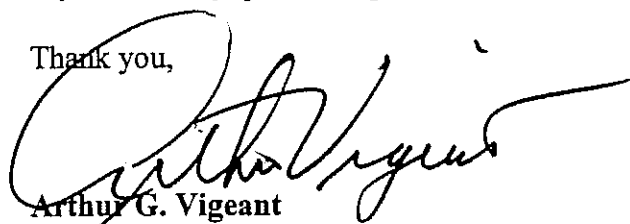
The proposed trail will connect the hiking trail networks of Marlborough, Northborough, Southborough, and Westborough to create a regional trail to encourage hikers to visit each of the communities and enjoy all the “Boroughs” natural resources. This grant will fund signage, maps, publicity, and 16 miles of trail creation.

This is a matching grant, but as the enclosed notification of grant award form indicates, the match will be in the form of staff time. Most of the match will be met by volunteer time to build the trails. Although this is a regional effort, Marlborough is the lead municipality on this grant and will be responsible for administering the budget and providing oversight.

The enclosed packet contains a letter from Conservation Officer Priscilla Ryder with additional information, including a map of the proposed loop trail.

If you have any questions, please do not hesitate to contact me or Priscilla Ryder.

Thank you,


Arthur G. Vigeant
Mayor

Enclosures



City of Marlborough

Conservation Commission

140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3768 Facsimile (508) 460-3747

September 20, 2017

Arthur Vigeant, Mayor
140 Main St. City Hall
Marlborough, MA 01752

RE: DCR 2017 Massachusetts Recreation Trails Program Grant Award --
Borough's Loop Trail

Dear Mayor Vigeant,

The City of Marlborough, through the Conservation Commission has been awarded a 2017 Mass Recreation Trails Grant for the Borough's Loop Trail. I have enclosed the grant award notice and project description. This is a reimbursement grant and all funds must be expended by July of 2019. Please submit to City Council for their acceptance.

Marlborough is the lead community in this four-community trail project which includes Marlborough, Northborough, Westborough and Southborough. Funds will be used to purchase materials for signage, boardwalks, bog bridges and kiosks. Volunteers and staff from each community, the Sudbury Valley Trustees, Westborough Land Trust, AmeriCorps, Highland City Striders as well as various civic and scout groups will provide the in-kind match of personnel time required. A copy of the Borough's trail map is attached, there are still three sections in Marlborough that are still to be finalized that are highlighted. With this funding, we can get this trail on the ground.

Please let me know if you or the City Council have any questions. I would be happy to attend a committee meeting if that is needed.

Sincerely,

Priscilla Ryder
Conservation Officer

Cc: Con. Com.
Diane Smith

**CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD**

DEPARTMENT: Conservation DATE: 9-20-17

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Priscilla Ryder

NAME OF GRANT: 2017 Mass Recreational Trails Program Grant

GRANTOR: Massachusetts Department of Conservation and Recreation

GRANT AMOUNT: \$39,717

GRANT PERIOD: Must be completed by July 2019

SCOPE OF GRANT/
ITEMS FUNDED Funds will be used to purchase building materials for the boardwalks, bog bridges, kiosks, trail signs for the Boroughs Loop trail

IS A POSITION BEING
CREATED: no

IF YES: CAN FRINGE BENEFITS BE PAID FROM GRANT? N/A

ARE MATCHING CITY
FUNDS REQUIRED? Matching funds can be met from in-kind match of volunteer and staff time as outlined in the grant application.

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:
1,935 hours will be needed staff
time - 1,855 of which is volunteer
time from civic and trail groups
from all four communities

IF MATCHING IS MONETARY PLEASE GIVE ACCOUNT NUMBER AND DESCRIPTION OF CITY FUNDS TO BE USED:

ANY OTHER EXPOSURE TO CITY?
No

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL? By the end of October

DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE GRANT

Recreational Trails Program 2017 Application

PART II: Project Narrative

Overview:

The vision of the Boroughs Loop Trail is to connect the hiking trail networks of Marlborough, Southborough, Westborough and Northborough collectively “the Boroughs”, to create a regional trail that encourages the exploration, enjoyment, and protection of the four “boroughs” communities’ natural resources. The Boroughs Loop Trail will showcase the natural beauty of the region; enhance ecological and economic health for the region; and promote a positive outdoor experience for all. A feasibility Study was completed in 2013 with the Marlborough Economic Development Corporation as the lead community. The desire at that time was to strengthen the trails and greenways system of the region making the Boroughs a more attractive and desirable location for employers, their employees and residents.

The trail as currently envisioned will be a 33+ mile trail connecting the existing trail systems in all four communities. Marlborough has taken the lead in coordinating the intracommunity trail concept, but all four communities and local land trusts (as listed below) are equal partners in this endeavor and excited about the prospect of a 33+ mile trail loop connection through our communities. 17.7 miles of this 33.3-mile loop is already constructed and being used as a trail. This grant proposal requests funds to connect the remaining 16 miles of trail by adding signage, constructing trails and building boardwalks, stairs and bog bridges as needed to make the loop continuous through all four communities.

Project Partners: City of Marlborough (Lead community); Towns of Northborough, Westborough and Southborough and the Sudbury Valley Trustees, Westborough Community Land Trust and Southborough Open Land Foundation



RECEIVED AUG 17 2017

August 1, 2017

Priscilla Ryder
City of Marlborough and Partners
City Hall, 140 Main St. 2nd Fl.
Marlborough MA 01752

Dear Ms. Ryder:

Thank you for your application for the **Boroughs Loop Trail** project under the 2017 Massachusetts Recreational Trails Program. I am pleased to inform you that your project has been selected by the Massachusetts Department of Conservation and Recreation (DCR) in partnership with the Massachusetts Recreational Trails Advisory Board (MARTAB) to receive a grant in the amount of \$39,717.

In the coming weeks, DCR will be working to finalize the grant contracts. Please see the attached contract checklist explaining this process, required forms and any conditions that are specific to your project. Once the forms are signed by both parties, you will receive a copy of the signed contract and a Notification to Proceed from DCR. You may then begin work on your project. Until then, please keep in mind that *any project costs incurred before the grant contract is signed will not be eligible for reimbursement.*

Given that some time has passed since you submitted your application, please take a look at your project scope and budget, including the minimum 20% match required, and ensure that everything is still valid. If any issues have arisen that will require changes to the project scope, budget or match portion of your project or for any other questions regarding this grant award, please contact Amanda Lewis, Recreation Trails Program Coordinator at 413-586-8706 ext. 19 or amanda.lewis@state.ma.us. If permitting is required as a part of your grant, it is the responsibility of the grantee to obtain this permitting before the construction portion of the project may begin.

Thank you for your dedication to the enhancement of trails in Massachusetts. We look forward to the completion of this valuable trails project.

Sincerely,

Amanda Lewis, Recreational Trails Program
Department of Conservation and Recreation

COMMONWEALTH OF MASSACHUSETTS · EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS

Department of Conservation and Recreation
251 Causeway Street, Suite 600
Boston MA 02114-2119
617-626-1250 617-626-1351 Fax
www.mass.gov/dcr



Charles D. Baker
Governor

Karyn E. Polito
Lt. Governor

Matthew A. Beaton, Secretary, Executive
Office of Energy & Environmental Affairs

Leo Roy, Commissioner
Department of Conservation & Recreation

Recreational Trails Program 2017 Grant Awards (48 Projects*)

Community	Agency	Title	Description	Use	Amount Awarded	Match
Andover	Andover Conservation Commission	Bellevue Reservation Trail	This project will fund the creation of a new trail by constructing a 450-foot boardwalk across swampy terrain. This new trail will connect with many of the existing town trails, and will progress a new section of the Bay Circuit Trail.	NM	\$19,688.00	\$11,610.00
Andover	The Trustees of Reservations	Ward Reservation Universal Access Trail	This project involves the construction of a 700-foot accessible trail at Ward Reservation in Andover, MA. The trail will connect a trailhead to the existing Bog Trail with a boardwalk and portion of hard-pack surface trail, leading users through a quaking bog.	NM	\$26,438.00	\$16,290.00
Belchertown	Mill Valley Snowmobile Club	Grooming Machine Upgrade	This project represents an ongoing program to upgrade the Mill Valley Snowmobile Club groomer fleet, and a special project to improve trails for grooming. This grant includes the purchase of a new, "state-of-the-art" grooming machine, the retiring of an old unreliable machine, and a special team of trail workers who will focus on smoothing out some trails by removing roots, stumps, and rocks that currently hinder grooming efforts.	M	\$15,157.00	\$3,789.00
Beverly	City of Beverly	Beverly Recreational Trail Signage	This project will add trailhead and directional signs and update signage on existing kiosks throughout the City of Beverly to better direct people to trail access points, help people find their way through the extensive trail system and provide educational materials about natural resources.	NM	\$5,346.00	\$2,319.00
Blandford	Pioneer Valley Planning Commission	Highlands Foot Path Linkages	This project will restore the Newman Marsh Hiking Trail and re-establish a bridge crossing along the Sanderson Brook, located in Chester Blandford State Forest. These locations represent critical linkages along the Highlands Footpath, a proposed long distance walking journey which will connect communities from Lee to Russell to Goshen, MA.	M,D1	\$38,900.00	\$9,744.00
Boxford	Town of Boxford	Nason Conservation Land Boardwalk	This project will construct a 66-foot long elevated boardwalk suitable for hikers, bikers and equestrians across a narrow stream and boggy area. The boardwalk will provide a critical connection from a planned parking area to	NM	\$13,626.00	\$9,018.00
Brimfield	Town of Brimfield	Trolley Trail East Pedestrian Bridge	This project will fund "shovel-ready" site plans for a 100' bridge to cross the Quinebaug River and related construction plans for the Grand Trunk Trail.	D1	\$28,500.00	\$8,000.00
Brockton	Wildlands Trust	Stone Farm Trail System	This project will reestablish and enhance 2.4 miles of nature trails on the Stone Farm property to benefit the highly urbanized environmental justice community of Brockton. Project tasks include the installation of wayfinding signage along the trails, establishing new trailheads and trail linkages, construction of boardwalks and installation of signage at new and old parking and trailhead areas.	NM	\$19,995.00	\$14,800.00
Cheshire	Department of Conservation and Recreation	Appalachian Trail Ridge Runner Program	This project will fund a seasonal Appalachian Trail Ridge Runner who will work exclusively on the National Scenic Appalachian Trail (AT) in Massachusetts. The AT Ridge Runner provides education and information to trail visitors, and works closely with numerous volunteers that help maintain the trail and associated overnight facilities. The AT Ridge Runner also helps to monitor trail conditions, record trail use, and respond to emergencies as needed.	NM	\$11,418.00	\$14,058.00

Chesterfield	Chesterfield Four Seasons Club, Inc.	Vegetation Management	This project will allow for the purchase of tools for the snowmobile club to raise the tree canopy and trim trail side vegetation along a major snowmobile corridor in Chesterfield. This work will also enhance equestrian and other recreational use of the trail.	M	\$5,221.00	\$1,450.00
Chicopee	Chicopee 4 Rivers Watershed Council	CAR Blue Trails - Phase 1	This project will fund materials to provide and install signage to direct people to river access sites, information about the trail, and any local natural or community history. Finalized map guides will also be completed via community input, then printed to distribute to trail visitors.	NM	\$12,410.00	\$4,640.00
Colrain	Colrain Sno-Drifters Snowmobile Club	Cost Efficiency Upgrade	This project will upgrade a 1993 Suzuki Mini Truck with a brand new Kubota RTV X1100, in order to reduce repair cost, increase efficiency, and maintain snowmobile trails.	M	\$34,370.00	\$11,670.00
Conway	Conway Snowmobile Club	Trail Grooming Equipment	This project will purchase equipment attachments for a snow grooming power unit purchased under a 2016 RTP grant award. The additional equipment will assist in grooming operations on over 120 miles of snowmobile trails which connect four bordering towns and traverse through two state forests.	M	\$17,987.00	\$4,497.00
Easthampton	Kestrel Land Trust	Mount Tom & Mount Holyoke Range Signage	This project will install new signage at trailheads and priority trail junctions throughout Mount Tom State Reservation and the Mount Holyoke Range park system.	NM	\$50,000.00	\$24,102.00
Erving	Department of Conservation and Recreation	Snowmobile Trail Equipment Upgrade	This project involves the purchase and use of a modern, versatile and environmentally-friendly snowmobile to replace old equipment. The equipment will be used to groom, patrol, and maintain trails in Warwick, Erving, Northfield and Mt. Grace State Forests.	M	\$12,600.00	\$3,150.00
Franklin	Franklin Bellingham Rail Trail Committee, Inc.	SNETT Clearing Project	This project will fund the removal of overgrowth present on 3/4 miles of old railroad bed in Franklin. The trail will be regraded to eliminate the whaling caused by ORV use, and drainage ditches will be cleaned to allow for proper water flow.	D1	\$9,200.00	\$2,300.00
Groton	Town of Groton	Gibbet Hill Bridge	This project will build a wooden pedestrian and equestrian-friendly bridge to span a chronically wet portion of trail which will ultimately facilitate all-season, public use of an existing major east-west trail in Groton.	NM	\$13,920.00	\$5,800.00
Hamilton	Essex County Trail Association	Trail Maintenance and Materials	This project will allow ECTA to acquire materials for the repair of existing trails in Bradley Palmer State Park during the next two trail maintenance seasons. The work will be conducted by ECTA, park staff and their partners to enhance the trail system in a park that straddles three communities.	NM	\$7,775.00	\$2,625.00
Hatfield	Town of Hatfield Open Space Committee	White Rock Trail	This project will construct a natural-surface, 1.5-mile hiking trail which ascends 7,900 feet terminating at a sweeping panoramic and very unusual eastern-facing view of the Connecticut River Valley. The trail will be the first	NM	\$32,094.00	\$8,468.00
Leicester	Leicester Snowmobile Club	Grooming Equipment Upgrade	This project will upgrade snowmobile trail grooming equipment to increase access and enjoyment on the Leicester snowmobile club trail network.	M	\$15,690.00	\$3,923.00
Lenox	Berkshire Natural Resources Council	Parsons Marsh Trail Project	This project will create a walking trail through the expansive and diverse grounds of Parsons Marsh located in Lenox, MA. Construction of the 1,700 foot trail will include the development of a trailhead, footpath and boardwalk to provide people of all abilities access to experience the unique	D1	\$75,000.00	\$31,200.00

Leominster	City of Leominster - Recreation Department	Montachusett Region Trail Tool Trailer	Grant funds for this project will go towards the purchase of a fully-equipped trail tool trailer to serve as a regional tool cache for the local and regional trail organizations that perform trail construction and maintenance work.	D1	\$64,681.00	\$35,670.00
Lexington	Town of Lexington	Hayden Woods Conservation Land Trail Improvements	This project will enhance and extend the system of unpaved, nature-based paths in Lexington through the relocation of several trails out of wetlands and the construction of new boardwalks and bridges along seasonally and perennially wet stretches of existing trails.	D1	\$23,515.00	\$40,716.00
Littleton	Town of Littleton	Cloverdale Conservation Area Boardwalk	This project will install 480 feet of boardwalk along a newly created perimeter trail in the 20-acre Cloverdale Conservation Area. Once complete, the trail will allow for a recreational and educational loop through wet woods and an abandoned beaver meadow.	NM	\$6,566.00	\$5,220.00
Lowell	Department of Conservation and Recreation	Lowell-Dracut-Tyngsborough State Forest Parking Lot Improvement	This project will enlarge a 6-car parking lot to 26 spaces to accommodate snowmobile and horse trailers and allow for greater access to the Lowell-Dracut-Tyngsborough State Forest throughout the year.	M	\$42,215.00	\$12,180.00
Lunenburg	Lunenburg Snow Riders	Multi Use Trail Improvement Equipment	This project involves the purchase of snow grooming equipment to enhance the club's ability to maintain and groom snowmobile trails throughout the riding area, both during the snow season and off-season when more substantial trail repairs can be done.	M	\$34,664.00	\$8,960.00
Marlborough	City of Marlborough and Partners	Boroughs Loop Trail	The proposed Boroughs Loop Trail will connect the hiking trail networks of Marlborough, Northborough, Southborough and Westborough, to create a regional trail that encourages the exploration, enjoyment and protection of the Boroughs natural resources. This project will create the the loop trail on the ground with signage, maps, publicity and 16 miles of trail creation.	D1	\$39,717.00	\$56,673.00
Middleborough	Soule Homestead Education Center	Soule Homestead Education Center Trail Improvement	This project will enhance the trail system on a 120-acre parcel of town-owned land in Middleboro known as Soule Homestead through the rehabilitation of boardwalks and the purchase of appropriate maintenance equipment.	NM	\$16,641.00	\$4,160.00
Needham	Town of Needham	Needham Accessible Reservoir Trail	The Town of Needham is upgrading an existing unimproved trail to a universally accessible 2,500 linear foot loop trail around the decommissioned Needham Reservoir. This grant will assist in funding the construction of the trail, providing a recreational resource to an underserved segment of the local and regional population, while enhancing the trail for all users.	NM	\$50,000.00	\$723,000.00
Newton	Bike Newton	Newton Lower Falls to Riverside Bridges	This project will provide funds for survey and engineering studies, including 10% design to construct two bridges and trail surface needed to fulfill the Massachusetts DCR's long-term plan to extend the Charles River Trail.	D1	\$38,700.00	\$8,000.00
North Adams	Appalachian Mountain Club	Rebuilding the Appalachian Trail at Sustainable Grades Phase IV	This project will continue previous RTP-funded work on an exceedingly steep section of the Appalachian Trail on Mt. Prospect in North Adams, MA. RTP funds will allow for 14 weeks of a Teen Trail Crew and 4 weeks of AMC Professional Crew to continue with this critical alignment and construction project.	NM	\$43,800.00	\$92,356.00









Northampton	City of Northampton	Mass Central Rail Trail Extension	This project will install an accessible trail surface on 1,250 feet of the Mass Central Rail Trail from western Northampton to the Williamsburg town line. This key linkage will create additional opportunities for regional trail recreation and will represent a substantial milestone in a project that has been decades in the making.	D1	\$50,000.00	\$50,000.00
Palmer	Town of Palmer	Swift River Greenbelt Trailhead and Universal Loop Trail	The Swift River Greenbelt Trailhead and Accessible Loop will provide trail access to people of all abilities to a peaceful forest experience with views of the Swift River. The project involves the construction of an accessible trail loop with 2 resting/viewing areas, 2 wooden platforms overlooking the river and the installation of a parking area and trailhead kiosk to improve access to the site.	NM	\$50,000.00	\$23,389.00
Pittsfield	Berkshire Snow Seekers Snowmobile Club, Inc.	Pittsfield State Forest Trail Maintenance Equipment	The Berkshire Snow Seekers Snowmobile Club will purchase a new trail grooming and maintenance system to be utilized on 40 miles of the approximately 70 miles of existing/approved snowmobile trails in Pittsfield State Forest. This system will be used predominately on the smaller trails that the larger equipment cannot traverse, and will be used for trail maintenance in the off season to transport personal equipment and materials to various trail maintenance work sites.	M	\$34,910.00	\$8,728.00
Pittsfield	Department of Conservation and Recreation	West Region OHV Trail Program	DCR's West Region OHV Trail Program provides 24 weeks of professional trail work on over 300 miles of motorized trails in the region, with a goal of providing legal and sustainable riding opportunities to OHV users. The work of the regional trail crew will help mitigate negative impacts of intense motorized use, help protect important natural resources and provide a safe trail environment.	M	\$39,820.00	\$55,489.00
Rockland	Towns of Abington and Rockland	Abington-Rockland Recreational Rail Trail	This grant will fund the second phase of a project aimed at expanding and improving the Hanover Branch Rail Line. This phase will include the clearing and paving of 5,841 feet of the trail, as well as the installation of a small park with a kiosk. This project will provide a regional rail trail, which will connect residents in Rockland and Abington and afford them the opportunity to enjoy ADA-accessible recreation.	D1	\$100,000.00	\$75,260.00
Rutland	Ware River Snowmobile Club	Hyde Parcel, Town of Ware Trail Project	This project will fund the purchase a snowmobile trail groomer to allow for continued winter grooming of trails in the area.	M	\$26,300.00	\$7,540.00
Rutland	Wachusett Greenways	Mass Central Rail Trail	This project will complete two major reconstruction projects which are required to sustain the Mass Central Rail Trail, an east-west multi-use corridor envisioned to stretch across the state of Massachusetts. The project will replace failed culverts, drainage and trail surface in Rutland. In Holden, steel bridge decking will be replaced as well as the bridge embankments for improved access for fishing and wildlife viewing opportunities along the trail.	D1	\$100,000.00	\$81,504.00
Savoy	Savoy Canary Kats Snowmobile Club, Inc.	Groomer Purchase	This project will fund the purchase of a Tucker model 2000 snowmobile trail groomer to replace a 1988 LMC 3700 in need of major repairs and to provide grooming services throughout the snowmobile trail system in Ware.	M	\$166,386.00	\$41,597.00
South Hadley	Town of South Hadley	River to Range Accessible Trail, Phase Two	The River to Range Accessible Trail will provide accessible, easy recreation and exercise to visitors and residents of South Hadley. This phase of the project will construct a critical segment of the accessible loop trail which provides scenic views of, and needed access to, the Connecticut River and Bachelor Brook.	NM	\$50,000.00	\$39,410.00

Spencer	Town of Spencer	Spencer Depot Rail Trail, Phase III	This project will complete the Spencer Depot Rail Trail through the installation of various trailside amenities, parking area and trailhead upgrades, interpretive signage, mileage markers and the installation of several Trail Fit stations along the trail.	D1	\$34,860.00	\$21,741.00
Templeton	Coldbrook Snowmobile Club	Ware River Rail Trail Project - Otter River State Park	This project will fund the installation and removal of a temporary bridge over the Otter River in Templeton to allow for snowmobile recreational use during the winter season.	M	\$10,370.00	\$2,287.00
Walpole	Town of Walpole	Jarvis Farm and Walpole Town Forest Boardwalk Link	This project will construct a 250-foot long boardwalk over a brook and through a wetland to provide a critical link between the town-owned properties of Jarvis Farm and Walpole Town Forest. A viewing platform will also be constructed within the wetland to provide opportunities for environmental education among users, including summer day camp participants.	NM	\$13,852.00	\$6,690.00
Wareham	Buzzards Bay Coalition	Weweantic River Reserve Trails	This project will enhance the trail system on a 33-acre parcel of riverfront land located at the head of tide on the Weweantic River. Improvements will include adding universal access trails and an accessible parking area with a boat landing zone, and installing four interpretive signs which will include trail maps.	NM	\$44,014.00	\$11,510.00
Wellfleet	Department of Conservation and Recreation	Cape Cod Rail Trail Project	This project focuses on the expansion of the Cape Cod Rail Trail (CCRT), a popular 22-mile long, multi-use trail. DCR would use the funding to complete the design and engineering to construct the last developable 2 miles at the eastern end of this beloved trail.	D1	\$50,000.00	\$20,000.00
Williamsburg	Town of Williamsburg	Williamsburg Mill River Greenway	This project will provide resources to complete trail improvements along the Mass Central Rail Trail in Williamsburg, allowing for a fully improved connection from Belchertown in the east to Williamsburg in the west.	D1	\$47,250.00	\$57,612.00
Worcester	Park Spirit of Worcester	East-West Trail	Park Spirit will use RTP funds to install trailhead signage along Worcester's proposed 14-mile cross-city East-West hiking trail. The East-West trail will connect seventeen unique green spaces using city streets. Trailhead signage will augment the trail user experience, promote the trail and formalize the trail route through the city.	NM	\$16,412.00	\$4,103.00
Worthington	Worthington Snowmobile Club	Snowmobile Grooming Upgrade	This project will provide funds for the purchase of trail grooming equipment that is badly needed to replace old, unreliable machines that can no longer accomplish the trail grooming goals of the club. New, powerful yet light machinery is needed to maintain the Snowmobile Association of Massachusetts't long distance trail network and to make connections to other local trails as well.	M	\$22,499.00	\$4,500.00
Northampton	Various	RTP Education	Recreational Trails Program Education Grants (5% of trail grant funds)	E	\$47,871.00	\$12,740.00
TOTAL					\$1,730,378.00	\$1,704,488.00

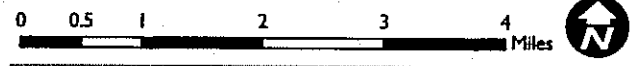
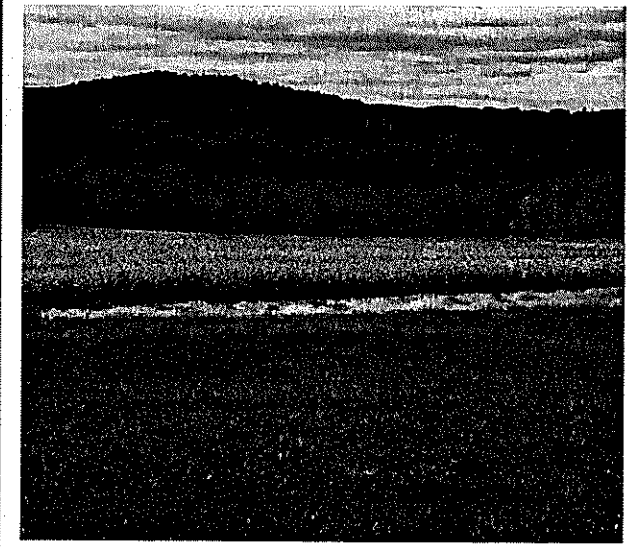
* RTP Education Funds are not included in the project total because they are set aside for future trails education opportunities, either facilitated by the DCR or through education grant proposals accepted on a rolling basis throughout the year.

Boroughs Loop Trail ⁸⁻¹¹

Marlborough, Northborough, Southborough, Westborough

-  Boroughs Loop Trail, Existing
-  Boroughs Loop Trail, Conceptual
-  Other Trail
-  Open Space
-  River, Stream
-  Pond, Lake
-  Wetland
-  Submerged Wetland

The Boroughs Loop Trail connects the hiking trail networks of Marlborough, Northborough, Southborough and Westborough to create a regional trail that encourages the exploration, enjoyment, and protection of the Boroughs' natural resources. The Boroughs Loop Trail will showcase the region's natural beauty; provide ecological and economic health for the region; and promote a positive outdoor experience for all.



Map produced by Sudbury Valley Trustees, formerly of the name of the City of Geographic and Environmental Information (MassGIS), Commonwealth of Massachusetts, Executive Office of Energy and Environmental Affairs. This Map should be used for reference only. Boundaries and trail locations are approximate.
Sudbury Valley Trustees, 18 Williamstown Road, Sudbury, MA



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

City of Marlborough
Office of the Mayor

2017 SEP 21 A 11:07 140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610
www.marlborough-ma.gov

Arthur G. Vigeant
MAYOR

Nicholas Milano
EXECUTIVE AIDE

Patricia Bernard
EXECUTIVE SECRETARY

September 21, 2017

City Council President Edward J. Clancy
Marlborough City Council
140 Main Street
Marlborough, MA 01752

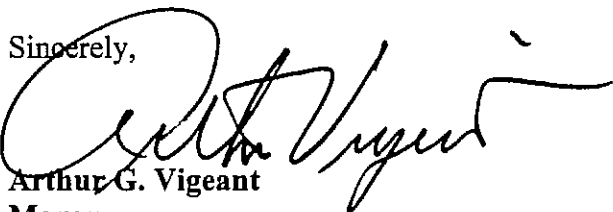
Re: Grant Acceptance – Marlborough Police Department

Honorable President Clancy & Councilors:

Please find enclosed for your acceptance a grant in the amount of \$7,500.00 for the Marlborough Police Department from Digital Federal Credit Union. The enclosed packed includes a cover letter from Chief Giorgi, a notification of grant award form, and documentation of the grant from DCU.

We thank DCU for their continued commitment to Marlborough and support for our first responders.

Sincerely,


Arthur G. Vigeant
Mayor

Enclosures



City of Marlborough

Police Department

355 Bolton Street, Marlborough, Massachusetts 01752
Tel. (508)-485-1212 Fax (508)-624-6938

David A. Giorgi
Chief of Police



September 19, 2017

Mayor Arthur G. Vigeant
City Hall
140 Main Street
Marlborough, MA 01752

Dear Mayor Vigeant:

The Marlborough Police Department has received a donation check in the amount of \$7,500.00 from Digital Federal Credit Union(D.C.U.). The donation has been offered to the police department as representative of DCU's continued support for the department's programs and efforts to make a difference in our community.

Attached is a copy of the cover letter which our department received from DCU, a Notice of Grant Award, as well as copy of the check. I am requesting that the donation be forwarded to the City Council for approval. Should you have any questions, please do not hesitate to call.

Sincerely,

David A. Giorgi
Chief of Police

**CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD**

DEPARTMENT: POLICE DATE: September 19,2017

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Chief David A. Giorgi

NAME OF GRANT: Digital Federal Credit Union donation

GRANTOR: D.C.U.

GRANT AMOUNT: \$7,500.00

GRANT PERIOD: _____

SCOPE OF GRANT/
ITEMS FUNDED Donation to support department programs

IS A POSITION BEING
CREATED: N/A

IF YES: CAN FRINGE BENEFITS BE PAID FROM GRANT? _____

ARE MATCHING CITY
FUNDS REQUIRED? N/A

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:

IF MATCHING IS MONETARY PLEASE GIVE ACCOUNT NUMBER AND DESCRIPTION OF CITY FUNDS
TO BE USED:

ANY OTHER EXPOSURE TO CITY?
N/A

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: N/A

**DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER
LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL
FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE GRANT**



September 12, 2017

City of Marlborough Police Department
355 Bolton Street
Marlborough MA 01752

To Whom It May Concern,

On behalf of Digital Federal Credit Union, I am pleased to provide City of Marlborough Police Department with the enclosed check for \$7,500. This donation represents DCU's support of your organization's efforts in providing programs that will make a difference.

As a socially responsible organization, DCU is committed to partnering with other organizations, such as yours that make a difference in the communities we serve. The purpose of this donation is to give back to our communities by supporting programs offered by your organization. The donation is not a sponsorship or an opportunity for DCU to market our credit union. We hope that our contribution makes a difference to the people you serve in our communities.

Thank you for all that you do. Please feel free to mail any questions and/or inquiries to Digital Federal Credit Union, Attn: Diana Taxiera, 220 Donald Lynch Blvd., Marlborough, MA 01752.

For further information about DCU and our branch locations, or communities we serve, please visit our website at www.dcu.org

DATE
8/31/2017

CHECK NUMBER
051007

Detach This Portion Before Depositing

INVOICE NUMBER	INVOICE DATE	DESCRIPTION	GROSS AMOUNT	DISCOUNT	NET AMOUNT
2017 Donation	8/31/2017	VCHR: V0094110	\$7,500.00	\$0.00	\$7,500.00
PRINT BATCH			NET TOTAL		
2,292	VENDOR CODE MARLBOROPOLI	PAY TO NAME CITY OF MARLBROUGH-POLICE DEPARTMENT	\$7,500.00		

ORIGINAL CHECK HAS A VOID PANTOGRAPH AND IS PRINTED ON CHEMICAL REACTIVE PAPER - SEE BACK FOR DETAILS

ACCOUNTS PAYABLE

53-9182
2113

DATE	CHECK NO.
8/31/2017	051007

Seven thousand five hundred and 00 / 100 Dollars Only *****

VOID AFTER 90 DAYS

AMOUNT
\$7,500.00



CITY OF MARLBROUGH-POLICE DEPARTMENT
 355 BOLTON STREET
 MARLBOROUGH, MA 01752

Jamie M. LaChapelle



RECEIVED
CLERK'S OFFICE
OF MARLBOROUGH

SEP 21 A 11:00

City of Marlborough

Office of the Mayor

140 Main Street

Marlborough, Massachusetts 01752

Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

www.marlborough-ma.gov

Arthur G. Vigeant
MAYOR

Nicholas J. Milano
EXECUTIVE AIDE

Patricia Bernard
EXECUTIVE SECRETARY

September 21, 2017

City Council President Edward J. Clancy
Marlborough City Council
140 Main Street
Marlborough, MA 01752

Re: Grant Acceptance – Marlborough Fire Department

Honorable President Clancy and Councilors:

Please find enclosed for your acceptance a grant in the amount of \$7,500.00 for the Marlborough Fire Department from Digital Federal Credit Union. The enclosed packet includes a cover letter from Chief Breen, a notification of grant award form, and documentation of the grant from DCU.

Chief Breen will be utilizing this grant to fund some upgrades to IT equipment for the Department. We thank DCU for their continued commitment to Marlborough and support for our first responders.

If you have any questions, please do not hesitate to contact me or Chief Breen.

Thank you,

Arthur G. Vigeant
Mayor

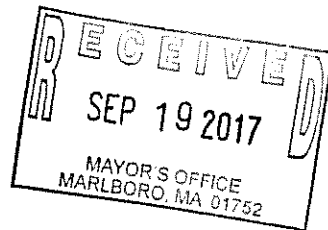
Enclosures



City of Marlborough
FIRE DEPARTMENT
215 MAPLE STREET
MARLBOROUGH, MASSACHUSETTS 01752

September 19, 2017

Mayor Arthur G. Vigeant
City Hall
140 Main Street
Marlborough, Ma. 01752



Dear Mayor Vigeant,

The Marlborough Fire Department has received a donation in the amount of \$7,500.00 from Digital Federal Credit Union.

Attached is a completed Notification of Grant Award form, a copy of their cover letter and check. I respectfully request that this be forwarded to the City Council for approval.

Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Kevin Breen".

Kevin J. Breen
Fire Chief

**CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD**

DEPARTMENT: Fire DATE: 9/19/2017

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Kevin J. Breen, Fire Chief

NAME OF GRANT: Donation

GRANTOR: Digital Federal Credit Union (DCU)

GRANT AMOUNT: \$7,500.00

GRANT PERIOD: _____

SCOPE OF GRANT/
ITEMS FUNDED Information technology upgrades

IS A POSITION BEING
CREATED: No

IF YES: CAN FRINGE BENEFITS BE PAID FROM GRANT? _____

ARE MATCHING CITY
FUNDS REQUIRED? No

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:

IF MATCHING IS MONETARY PLEASE GIVE ACCOUNT NUMBER AND DESCRIPTION OF CITY FUNDS TO
BE USED:

ANY OTHER EXPOSURE TO CITY?
No

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: _____

**DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER
LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL
FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE GRANT**



September 12, 2017

Marlborough Fire Department
215 Maple Street
Marlborough MA 01752

To Whom It May Concern,

On behalf of Digital Federal Credit Union, I am pleased to provide Marlborough Fire Department with the enclosed check for \$7,500. This donation represents DCU's support of your organization's efforts in providing programs that will make a difference.

As a socially responsible organization, DCU is committed to partnering with other organizations, such as yours that make a difference in the communities we serve. The purpose of this donation is to give back to our communities by supporting programs offered by your organization. The donation is not a sponsorship or an opportunity for DCU to market our credit union. We hope that our contribution makes a difference to the people you serve in our communities.

Thank you for all that you do. Please feel free to mail any questions and/or inquiries to Digital Federal Credit Union, Attn: Diana Taxiera, 220 Donald Lynch Blvd., Marlborough, MA 01752.

For further information about DCU and our branch locations, or communities we serve, please visit our website at www.dcu.org

DATE
8/31/2017

CHECK NUMBER
051009

Detach This Portion Before Depositing 10-5

INVOICE NUMBER	INVOICE DATE	DESCRIPTION	GROSS AMOUNT	DISCOUNT	NET AMOUNT
2017 Donation	8/31/2017	VCHR: V0094109	\$7,500.00	\$0.00	\$7,500.00

PRINT BATCH 2,292	VENDOR CODE MARLBOROUGHF	PAY TO NAME MARLBOROUGH FIRE DEPARTMENT	NET TOTAL \$7,500.00
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ORIGINAL CHECK HAS A VOID PANTOGRAPH AND IS PRINTED ON CHEMICAL REACTIVE PAPER - SEE BACK FOR DETAILS

ACCOUNTS PAYABLE

53-9182
2113

DATE	CHECK NO.
8/31/2017	051009

AY Seven thousand five hundred and 00 / 100 Dollars Only *****

VOID AFTER 90 DAYS

AMOUNT
\$7,500.00

MARLBOROUGH FIRE DEPARTMENT
 215 MAPLE STREET
 MARLBOROUGH MA 01752

Louis M. LaChapelle



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH
11 SEP 21 A 11:09

City of Marlborough
Office of the Mayor

140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610
www.marlborough-ma.gov

Arthur G. Vigeant
MAYOR

Nicholas J. Milano
EXECUTIVE AIDE

Patricia Bernard
EXECUTIVE SECRETARY

September 21, 2017

City Council President Edward J. Clancy
Marlborough City Council
140 Main Street
Marlborough, MA 01752

Re: Grant Acceptance -- Council on Aging

Honorable President Clancy and Councilors:

Please find enclosed for your acceptance a grant in the amount of \$5,040.00 for the Marlborough Council on Aging's Seniors on the Go...Driver Wanted! Program. This funding from the Executive Office of Elder Affairs via BayPath Elder Services, Inc. will provide continued financial support for the Council on Aging's transportation program and provide for some potential expansion, particularly on the Route 20 corridor.

BayPath Elder Services has been very generous in their support of the Marlborough Council on Aging, particularly for our transportation initiatives and we thank them for their continued assistance.

Additional information is contained in the enclosed packet, including a letter from Executive Director of the Council on Aging, Trish Pope, a grant award notification form, and documentation from BayPath.

If you have any questions, please do not hesitate to contact me or Executive Director Pope.

Thank you,

Arthur G. Vigeant
Mayor

Enclosures



City of Marlborough
Council on Aging and Senior Center

40 New Street
 Marlborough, Massachusetts 01752
 Telephone (508) 485-6492 Facsimile (508) 460-3726

Patricia A. Pope
 EXECUTIVE DIRECTOR

August 24, 2017

Mayor Arthur Vigeant
 City Hall
 140 Main Street
 Marlborough, MA 01752

Re: BayPath Title III Grant Award

Dear Mayor Vigeant;

I am pleased to submit to you a grant award in the amount of \$5,040.00 for the Marlborough Senior's on the Go ...Driver Wanted!! Program. This grant will allow the continuation and expansion of our very successful Transportation Program. It is our goal to add an 'On Demand' type service for our seniors on the Route 20 corridor from Sudbury to Northborough. This expansion will allow our seniors more opportunities to take advantage of the different retail, restaurants in services offered. I ask that you forward this grant to the City Council for their action.

I would like to thank BayPath Elder Services for the opportunity to continue to build upon this very important Transportation program.

I am available should you or the Councilors have any questions.

Sincerely,

Patricia A. Pope

Patricia A. Pope
 Executive Director



BayPath Elder Services, Inc.
33 Boston Post Road West
Marlborough, MA 01752-1853
508-573-7200 • Fax 508-573-7222 • TTY 508-573-7282

July 28, 2017

Patricia Pope, Director
Marlborough Council on Aging
40 New Street
Marlborough, MA 01752

Dear Trish,

The BayPath Board of Directors met on July 26, 2017 and voted on the funding of the Title III programs for the Federal Fiscal Year 2018. The Marlborough COA was awarded grant funding under Title III B for the amount of \$5,040.00 for the Marlborough Seniors on the GO...Driver Wanted!! Program. **As this amount is less than your grant application request, please submit a revision of the budget to reflect the difference, no later than August 25, 2017.**

The reduction in the award amount is based, in part, on this is the 5th year of transportation funding with limited changes in programing. The application indicated that there are two part-time drivers each compensated an annual stipend of \$5040.00. It did not clearly explain the rationale for greater compensation of a 3rd driver. Please note this will be the last year the City of Marlborough will be invited to apply for IIIB funding for transportation.

The grant period of the award is from October 1, 2017 through September 30, 2018. Because of the uncertainty of what the actual funding will be from the Executive Office of Elder Affairs, this award is tentative and subject to change.

Your notification of Grant Award documentation, along with other pertinent information regarding the grant, will be sent to you in September. The Certificate of Liability Insurance that covers the grant period will be required upon submission of the signed documentation.

If you have any questions regarding the above, please call me at (508) 573-7346.

Sincerely,

Fran Bakstran
Assistant Director, Area Agency on Aging

Area Agency on Aging
Serving the Communities of

Cc: Christine Alessandro, Executive Director
Ashland - Dover - Framingham - Holliston - Hopkinton - Hudson - Marlborough
Natick - Northborough - Sherborn - Southborough - Sudbury - Wayland - Westborough

CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD

DEPARTMENT: COA DATE: 8/24/16

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Patricia Pope

NAME OF GRANT: Transportation Program

GRANTOR: Bay Path Elder Services

GRANT AMOUNT: \$5040.00

GRANT PERIOD: 10/1/17 - 9/30/18

SCOPE OF GRANT/
ITEMS FUNDED Provide Driver for our transportation
program and expand services.

IS A POSITION BEING
CREATED: Yes, Stipend for a driver - (no benefits)

IF YES: CAN FRINGE BENEFITS BE PAID FROM GRANT? NO

ARE MATCHING CITY
FUNDS REQUIRED? NO

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:
In kind match of Admin Oversight, office
supplies and telephone.

IF MATCHING IS MONETARY PLEASE GIVE ACCOUNT NUMBER AND DESCRIPTION OF CITY FUNDS TO
BE USED:
N/A

ANY OTHER EXPOSURE TO CITY?
NO

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: prior to October 1, 2017

DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL AND A COVER
LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL
FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE GRANT.



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH
2017 SEP 21 A 10:36
City of Marlborough
Office of the Mayor

140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610
www.marlborough-ma.gov

Arthur G. Vigeant
MAYOR

Nicholas F. Milano
EXECUTIVE AIDE

Patriela Bernard
EXECUTIVE SECRETARY

September 21, 2017

City Council President Edward J. Clancy
Marlborough City Council
140 Main Street
Marlborough, MA 01752

Re: Grant Acceptance – Board of Health

Honorable President Clancy and Councilors:

Please find enclosed for your acceptance a grant of federal funds in the amount of \$5,000.00 for the Marlborough Board of Health. These federal funds are provided by the Center for Disease Control's Public Health Emergency Preparedness grant program via the Massachusetts Department of Public Health.

This grant funding will be used to purchase supplies to ensure we are prepared in case of an emergency. Public Health Director Cathleen Liberty has conducted an inventory of our current supplies, will be identifying any potential areas of need, and will make the purchases over the course of the year.

Additional information is contained in the enclosed packet, including a letter from Ms. Liberty, a grant award notification form, and documentation from the Cambridge Health Alliance, which is managing the program on behalf of the Massachusetts Department of Public Health.

If you have any questions, please do not hesitate to contact me or Ms. Liberty.

Thank you,

Arthur G. Vigeant
Mayor

Enclosures



CITY OF MARLBOROUGH

BOARD OF HEALTH

140 Main Street, Lower Level
 Marlborough, Massachusetts 01752
 Facsimile (508) 460-3625 TDD (508) 460-3610

Robin Williams, Chairman
 Jim Griffin, Vice Chairman
 Joe Tennyson, MDms, Member
 Tel (508) 460-3751

September 18, 2017

Dear Mr. Mayor,

The City of Marlborough is a regional partner of the Metro Regional Preparedness Coalition comprised of 60 public health departments/board of health in Massachusetts. The health department is receiving \$5,000 in federal funds through the Center for Disease Control's Public Health Emergency Preparedness grant program that runs from July 1, 2017 through June 30, 2018.

This funding, will be disbursed in 4 quarterly payments from the FFY2018 awarded funding from the Massachusetts Department of Public Health and the health department is required to submit quarterly reports demonstrating purchases of approved budget items.

A notice of the grant award and a grant cover spreadsheet is attached. Therefore, I would like to request that these documents be submitted to City Council for approval to expend the funds received for the grant.

Sincerely,

Cathleen Liberty
 Cathleen Liberty
 Director of Public Health

CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD

DEPARTMENT: Health DATE: 9/18/2017

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Cathleen Liberty

NAME OF GRANT: Region 4A PHEP grant

GRANTOR: MDPH

GRANT AMOUNT: \$ 5,000.00

GRANT PERIOD: July1, 2017- June 30, 2018

SCOPE OF GRANT/ All funds must be obligated (all funds spent, all goods received, or services rendered) by June 30, 2018. Any and all unencumbered money will be returned to the Massachusetts Department of Public Health after July 1, 2018.

ITEMS FUNDED Emergency Preparedness supplies

IS A POSITION BEING CREATED: No

IF YES: CAN FRINGE BENEFITS BE PAID FROM GRANT? _____

ARE MATCHING CITY FUNDS REQUIRED? No

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY: _____

IF MATCHING IS MONETARY PLEASE GIVE ACCOUNT NUMBER AND DESCRIPTION OF CITY FUNDS TO BE USED: _____

ANY OTHER EXPOSURE TO CITY? No

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: No

DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE GRANT



Date: July 21, 2017

Cathleen Liberty
 Marlborough Health Department
 255 Main Street, Room 101
 Marlborough, MA 01752

Re: MDPH PHEP 07/01/17-06/30/18 grant year award

Dear Ms. Liberty:

The Cambridge Health Alliance has been awarded cooperative agreement funding from the Massachusetts Department of Public Health to support Health and Medical Coordinating Coalition efforts (HMCC) for Massachusetts Region 4AB. Your department is receiving federal funds through the Center for Disease Control's Public Health Emergency Preparedness grant program. The grant dates run from July 1, 2017 through June 30, 2018. This funding, upon execution of this contractual agreement, will be disbursed in 4 quarterly payments from the FFY2018 awarded funding from the Massachusetts Department of Public Health; 1st payment under this prospective agreement will be made immediately upon execution of the agreement and should be received during July 2017, consecutive payments will be made on quarterly basis.

Marlborough Health Department has been awarded a total sum of up to \$5,000. Your City is required to submit quarterly expense reports demonstrating purchases of approved budget items. Because the funds are supported with federal dollars (CFDA #93.074), your agency is required to adhere to the auditing requirements of Federal OMB circular A-133.

The Cambridge Public Health Commission d/b/a Cambridge Health Alliance (sponsoring organization) will act as both the fiscal agent for the HMCC and provide administrative support facilitating collaboration among both public and private health and medical organizations organized to prepare for, respond to, recover from, and mitigate the effects of an emergency, mass casualty event, or other catastrophic health event.

Communities will directly receive their approved funds from the CHA in quarterly installments based upon approved budgeted line items. There is also an additional state and federal reporting requirement of the physical locations of all capital equipment (\$5,000.00) and purchases of items that cost \$1,000.00 or more and are expected to be in use for at least 1 year purchased with this funding. As part of the award, you are required to follow the Massachusetts Department of Public Health Grants Manual. Furthermore, your agency will be held accountable to the applicable Commonwealth of Massachusetts Terms and Conditions. Your agency must use these grant funds solely to support permissible activities as described in the deliverables and other guidance issued by the Massachusetts Department of Public Health – Office of Preparedness and Emergency Management. Please contact us at hmcc@challiance.org if you have additional questions.

All funds must be obligated (all funds spent, all goods received, or services rendered) by June 30, 2018. Any and all unencumbered money will be returned to the Massachusetts Department of Public Health after July 1, 2018. This letter and accompanying attachments are offered as a formal invitation to your agency to continue to participate in these preparedness activities through receipt of this allocation of funding.



This Award letter is accompanied with the following documents:

Please return the following two documents:

1. **Sub-Contract Agreement (Requires signatures) – requires two original copies**
2. **Commonwealth of Massachusetts Terms and Conditions (Require Signatures) - requires two original copies**

Return to:

Ilya Glik
HMCC Program Grants Manager
Cambridge Health Alliance
350 Main Street, 4th Floor
Malden, MA 02148

Please retain the following two documents for your records:

3. **Community's MDPH approved spending plan**
4. **Regional Workplan**

Sincerely,

A handwritten signature in black ink, appearing to read "I Glik", with a horizontal line underneath.

Ilya Glik, MPA
Grant Manager
Metro Regional Preparedness Coalition
Cambridge Health Alliance



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH
2017 SEP 21 A.M. 01

City of Marlborough
Office of the Mayor

140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610
www.marlborough-ma.gov

Arthur G. Vigeant
MAYOR

Nicholas J. Milano
EXECUTIVE AIDE

Patricia Bernard
EXECUTIVE SECRETARY

September 21, 2017

City Council President Edward J. Clancy
Marlborough City Council
140 Main Street
Marlborough, MA 01752

Re: Gift Acceptance – Marlborough Police Department

Honorable President Clancy and Councilors:

Please find enclosed for your acceptance a gift in the amount of \$415 for the Marlborough Police Department from Dianne Marcotte for the Department's K9 program.

Ms. Marcotte contacted the Police Department in order to organize funding for the department's K9 program and Kaiser. Sergeant McKenzie, Kaiser, and the Department are thankful for Ms. Marcotte's support.

The enclosed packet contains a letter from Chief Giorgi with information about this gift and a notification of grant award form.

If you have any questions, please do not hesitate to contact me or Chief Giorgi.

Thank you,

Arthur G. Vigeant
Mayor

Enclosures



City of Marlborough

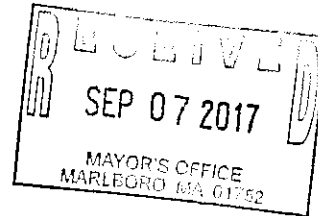
Police Department

355 Bolton Street, Marlborough, Massachusetts 01752
Tel. (508)-485-1212 Fax (508)-624-6938

David A. Giorgi
Chief of Police

August 30, 2017

Mayor Arthur G. Vigeant
City Hall
140 Main Street
Marlborough, MA 01752



Dear Mayor Vigeant:

The Marlborough Police Department has received a \$415.00 gift award from Dianne Marcotte designated for the department's K-9 account. Mrs. Marcotte contacted K-9 Sgt. McKenzie and stated that she wanted to conduct a fundraiser to specifically benefit the department's K-9 program and his dog Kaiser. Ms. Marcotte had asked Sgt. McKenzie if he or Kaiser needed any supplies or training equipment because she wanted to make a donation. Ms. Marcotte's generosity to the department's K-9 program is greatly appreciated by not only Sgt. McKeznie and Kaiser, but the entire department as well.

I have attached a copy of the check submitted by Ms. Marcotte and I am requesting that the gift award be forwarded to the City Council for approval. Should you have any questions, please do not hesitate to call.

Sincerely,

David A. Giorgi
Chief of Police

CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD

DEPARTMENT: POLICE DATE: AUGUST 30,2017

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: CHIEF DAVID A. GIORGI

NAME OF GRANT: DONATION TO K-9 ACCOUNT

GRANTOR: DIANNE MARCOTTE

GRANT AMOUNT: \$415.00

GRANT PERIOD: _____

SCOPE OF GRANT/
ITEMS FUNDED SUPPLIES FOR K-9 PROGRAM

IS A POSITION BEING
CREATED: N/A

IF YES: CAN FRINGE BENEFITS BE PAID FROM GRANT? _____

ARE MATCHING CITY
FUNDS REQUIRED? N/A

IF MATCHING IS NON-MONETARY (MAN HOURS, ETC.) PLEASE SPECIFY:

IF MATCHING IS MONETARY PLEASE GIVE ACCOUNT NUMBER AND DESCRIPTION OF CITY FUNDS
TO BE USED:

ANY OTHER EXPOSURE TO CITY?
N/A

IS THERE A DEADLINE FOR CITY COUNCIL APPROVAL: N/A

DEPARTMENT HEAD MUST SUBMIT THIS FORM, A COPY OF THE GRANT APPROVAL, AND A COVER
LETTER TO THE MAYOR'S OFFICE REQUESTING THAT THIS BE SUBMITTED TO CITY COUNCIL
FOR APPROVAL OF DEPARTMENT TO EXPEND THE FUNDS RECEIVED FOR THE PURPOSE OF THE GRANT

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2017 SEP 21 A 10:05



City of Marlborough
Office of the City Council

140 MAIN STREET
MARLBOROUGH, MA 01752
TELEPHONE (508) 460-3711, FACSIMILE (508) 460-3710

September 21, 2017

Marlborough City Council
City Hall
Marlborough, MA 01752

RE: Proposed Amendment to Zoning Ordinance –
Designating and Authorizing Certain Councilors to Sign Special Permit Extension Agreements

Dear Fellow Councilors:

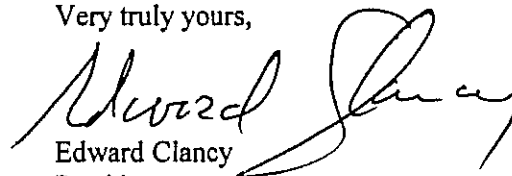
As the special permit granting authority for most special permits in the City of Marlborough, the City Council is often called upon to grant, by mutual agreement with the applicant, an extension of the deadline by which the Council must take final action on the application at hand. Our practice has been for the proposed extension agreement to be signed by the special permit applicant and placed on the Council agenda for a formal approval, which is generally if not always granted by unanimous vote.

This Council practice can sometimes run into challenges. For example, during the summer, the Council holds meetings only once during each of the months of July and August. During the winter months, the possibility exists that a blizzard or other weather conditions may result in the postponement of a Council meeting. These and other challenges can lead to difficulties for the Council, as a full body, to approve – in timely fashion – an extension agreement for any given special permit application.

Therefore, for purposes of the Council's administrative convenience, I am proposing an amendment to the City's zoning ordinance by which the Council would designate and authorize the person then serving in the position of its President or, in his or her absence or incapacity, in the position of its Vice-President, to sign a special permit extension agreement on behalf of the Council, without the necessity of a formal vote being taken at a regular Council meeting. The proposed amendment drafted by the Legal Department is attached for your review and deliberation.

Thank you for your consideration of this matter.

Very truly yours,


Edward Clancy
President

Enclosure

ORDERED:

THAT, PURSUANT TO § 5 OF CHAPTER 40A OF THE GENERAL LAWS, THE CITY COUNCIL OF THE CITY OF MARLBOROUGH, HAVING SUBMITTED FOR ITS OWN CONSIDERATION CHANGES IN THE ZONING ORDINANCE OF THE CITY OF MARLBOROUGH, AS AMENDED, TO FURTHER AMEND CHAPTER 650, NOW ORDAINS THAT THE ZONING ORDINANCE OF THE CITY OF MARLBOROUGH, AS AMENDED, BE FURTHER AMENDED AS FOLLOWS:

1. Section 650-59.C(11), entitled "Extension of time for action; leave to withdraw," is hereby amended in subsection (a) by inserting at the end thereof the following:-- For purposes of administrative convenience, the Council hereby designates and authorizes its President or, in his or her absence or incapacity, its Vice-President, to sign the extension agreement on behalf of the Council, without the necessity of a formal vote being taken at a regular Council meeting.

ADOPTED

In City Council
Order No. 17-
Adopted

Approved by Mayor
Arthur G. Vigeant
Date:

A TRUE COPY
ATTEST:



**City of Marlborough, Massachusetts
CITY CLERK DEPARTMENT**

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2017 SEP 21 A 11:42

**Lisa M. Thomas
City Clerk**

The City Clerk be and is hereby authorized and directed to warn and notify the voters of Ward 2 and its 2 precincts of the City of Marlborough, duly qualified to vote in the preliminary, to assemble in their respective polling place, as designated by the City Council as follows:

WARD TWO: Precinct 1 and 2

Francis J. Kane School, 520 Farm Road

On Tuesday, October 10, 2017 then and there, for the purpose of casting their votes in the Preliminary Municipal Election for the candidates for Ward 2 Councilor as follows:

**David Doucette, 17 Arcadia Circle
Richard G. Jenkins, 40 Commonwealth Avenue
James M. Jumonville, 232 Phelps Street
Richard G. Yurkus, 12 Helen Drive**

Please note that above Ward 2 candidates are listed in the order in which they pulled nomination papers. The drawing for name position on the Preliminary Municipal Election ballot scheduled for September 7th at 5:00 PM will define the candidate's name placement on the ballot.

It is further ordered that the polling place legally designated by the City Council be opened at 7:00 o'clock in the forenoon and be closed at 8:00 o'clock in the evening. The City Clerk be and hereby is authorized to cause notice to be given by publication of this Order in a local newspaper and by posting a copy of the same in a conspicuous place in the office of the City Clerk.

Edward J. Clancy
City Council President

LEGAL NOTICE – Please publish in the Main Street Journal on Saturday, September 30, 2017

Bill: City Clerk's Office
140 Main Street
Marlborough, MA 01752



RECEIVED
CITY CLERK'S OFFICE
CITY OF

City of Marlborough
Legal Department

2017 SEP 21 A 10:05
140 MAIN STREET
MARLBOROUGH, MASSACHUSETTS 01752
TEL. (508) 460-3771 FACSIMILE (508) 460-3698 TDD (508) 460-3610
LEGAL@MARLBOROUGH-MA.GOV

DONALD V. RIDER, JR.
CITY SOLICITOR

CYNTHIA M. PANAGORE GRIFFIN
ASSISTANT CITY SOLICITOR

ELLEN M. STAVROPOULOS
PARALEGAL

September 21, 2017

Edward J. Clancy
President
Marlborough City Council

RE: Door-to-Door Soliciting - Proposed Increase in License Fee and Penalty
Order No. 17-1006972A

Dear President Clancy and Members:

As voted at the September 11, 2017 Council meeting, I have placed in proper legal form the amendments recommended by the Operations & Oversight Committee which propose an increase both in the fee for the door-to-door solicitation license, as well as in the penalty for soliciting without such a license.

The proposed amendments are enclosed and await your vote to advertise.

Thank you for your attention to this matter.

Very truly yours,

Donald V. Rider, Jr.
City Solicitor

Enclosure

ORDERED:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARLBOROUGH THAT THE CITY CODE OF THE CITY OF MARLBOROUGH, AS AMENDED, BE FURTHER AMENDED IN CHAPTER 468, ENTITLED "PEDDLING AND SOLICITING," BY AMENDING ARTICLE II THEREOF, ENTITLED "DOOR-TO-DOOR SOLICITORS," AS FOLLOWS:

1. Section 468-17, entitled "Issuance of license; fee," is hereby amended in subsection B thereof by deleting the words "The fee for such license shall be \$25" and inserting in place thereof the following: -- The fee for such license shall be \$35.
2. Section 468-28, entitled "Violations and penalties," is hereby amended in subsection A thereof by deleting the words "Any person who solicits within the City of Marlborough without a license as described herein shall be fined not less than \$25" and inserting in place thereof the following: -- Any person who solicits within the City of Marlborough without a license as described herein shall be fined not less than \$35.

ADOPTED

In City Council
Order No. 17-1006872B
Adopted

Approved by Mayor
Arthur G. Vigeant
Date:

A TRUE COPY
ATTEST:

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2017 SEP 21 A 11:43



City of Marlborough

BUILDING DEPARTMENT

140 Main Street
Marlborough, Massachusetts 01752

Date: 9/7/17 Permit No. _____

Address/Location of Sign 43 Apex Dr. Unit B

Name of Business Goldfish Swim School

Name of Owner of Business Robert Walker Telephone 978 692 9450

Type of Sign: (check off which applies)

Flat Wall Free Standing Awning Banner Projecting

Does this site have a Special Permit YES NO

Is this a replacement of a same size existing sign(s) YES NO

Dimensions Sign: See enclosed plans

Length 11'-7 3/4" Width 7'-1 1/2" Height (Free Standing) _____ Area 82.97 SF

Location of Sign on Bld. North South East West

Dimensions Façade:

Length 119'-3" Width 27'-11" Area 3329 sf

Jenn Robichaud Signature of Responsible Party JENN ROBICHAUD 603 882 2638 X 333 Telephone

Installer Company BARLO SIGNS Telephone 603 882 2638 X 333

jenn@barlosigns.com
Email

I hereby declare that I have the authority to request this permit and that the statements and information provided are true and accurate to the best of my knowledge and belief as well as to conform to the City's current Sign Ordinance and MA State Building Code, signed under the pains and penalties of perjury.

Jenn Robichaud Signature 9/7/17 Date

Cost of Sign(s) \$30,000 Permit Fee \$ _____

PROPERTY OWNER AUTHORIZATION FOR PERMIT(S), VARIANCE(S), HEARING(S)

< MUST BE SIGNED BY OWNER OF THE PROPERTY
ON WHICH SIGNAGE IS BEING INSTALLED >

This document verifies that you are authorizing BARLO SIGNS to submit an application for permits, variances, or hearings ON BEHALF OF THE OWNER OF THE PROPERTY.

Barlo Signs cannot apply for permits or hearings until we receive PROPERTY OWNER'S authorization to do so.

- IF YOU ARE THE PROPERTY OWNER, please complete & sign.
- IF YOU ARE NOT THE OWNER: please provide your landlord's information to us, and we will contact & secure permission.

Sign location address: 43B Apex Drive, Marlboro, MA 01752

I hereby authorize Jenn Robichaud or an Authorized Representative of Barlo Signs of Hudson, N.H., to APPLY FOR SIGN PERMITS for this site.

I hereby authorize Jenn Robichaud or Authorized Representative of Barlo Signs of Hudson, N.H., to APPEAR BEFORE THE PLANNING BOARD and/or SIGN REVIEW BOARD and/or the ZBA for this site.

Property Owner's Signature: _____

Printed Name: Robert Walker

Address: 4 Lan Drive

Westford, MA 01886

Phone number: 978-692-9450

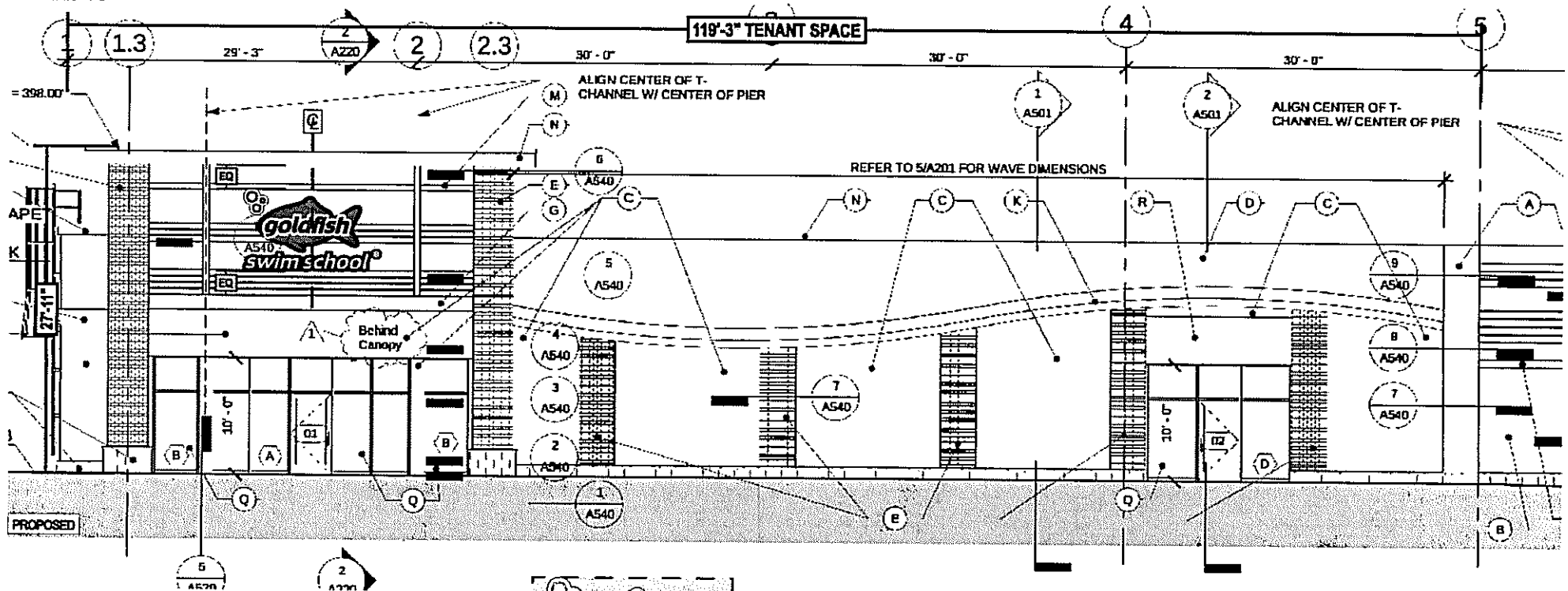
We cannot apply for permits or hearings until we receive your authorization.

Reference JOB NAME: _____ Job #: _____

JOB#:

ITEM A - LED FACE-LIT LED CHANNEL LETTERS ON ILLUMINATED BACKERS

SCALE: 1/8"=1'-0"



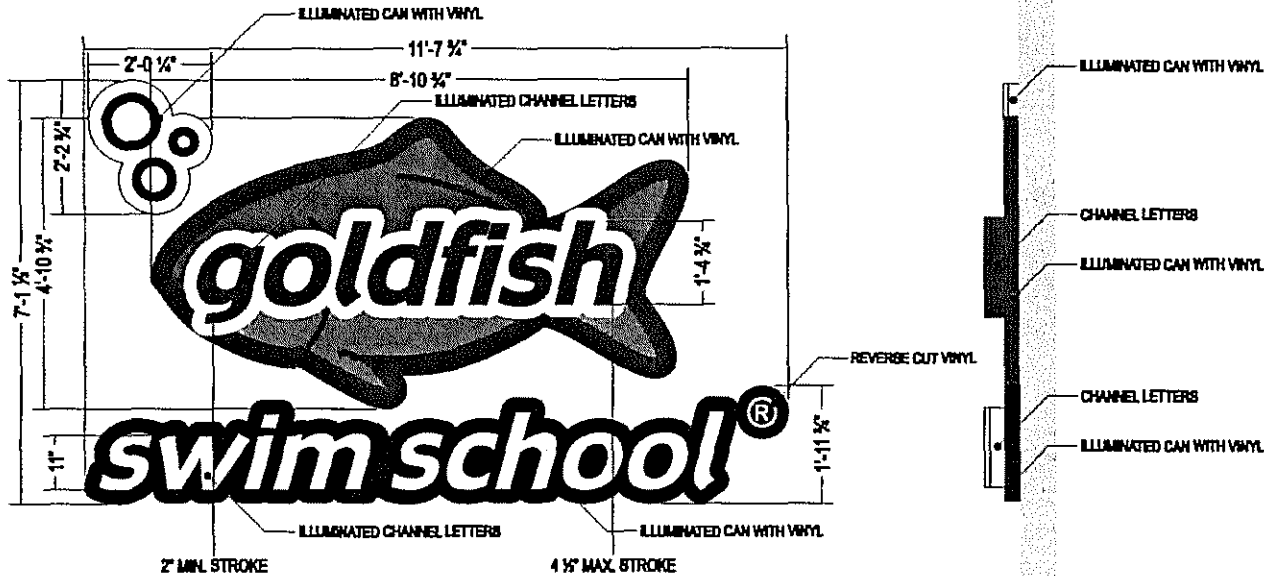
82.97 TOTAL SQ. FT.

Colors - Fabrication		Colors - Copy		SCOPE OF WORK		Job Name: GOLDFISH SWIM SCHOOL		<p>200 Crowley St., Hudson, MA 01751 800-367-2626 Fax 978-562-2626 For Quotes 978-562-4654</p>
Face: WHITE	Face: White	LED FACE-LIT CHANNEL LETTERS ON LED ILLUMINATED BACKERS		Location: 43 APEX DRIVE, UNIT B, MARLBOROUGH, MA 01762	Design Specifications Accepted By:	Drawn By: JN		
Returns: 1" - SEE 1.1 FOR COLORS	Outline: N/A	Overall Length: 11'-7 1/2" Overall Height: 7'-1 1/2" Total Sq. Feet: SEE DWG		Client:	Sales Rep: KELL	Date: 06/12/17		
Trim/Mylar: 1" - SEE 1.1 FOR COLORS	Vinyl: SEE SHEET 1.1	MANUFACTURE & INSTALL (2) SETS OF LED FACE-LIT CHANNEL LETTERS MOUNTED TO LED ILLUMINATED CABINET BACKERS WITH VINYL APPLIED.		Leadwork:	Estimating:	Production:		
Backs: White BEA - Not Seen	FOR ALL COLORS	SEE SHEET 1.1 FOR MANUFACTURING AND COLOR SPECIFICATIONS.		Installation:	File Name: Goldfish Swim School 170602395 J	B-17-06-02395		
Lighting: White LED							SHEET: 1.0	

JOB #:

ITEM A - LED FACE-LIT LED CHANNEL LETTERS ON ILLUMINATED BACKERS - MFG. DETAILS

SCALE: 1/2"=1'-0"



Site Electrical:	<input checked="" type="checkbox"/> New	Circuits Req:	Ampac:	Volt:	
	<input type="checkbox"/> Existing	Circuit:	Circuit Req:	Ampac:	
U.L. Req:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Location:	<input type="checkbox"/> Wet <input type="checkbox"/> Damp <input type="checkbox"/> Dry	<input type="checkbox"/> Time Clock Req.	<input type="checkbox"/> Photo Eye Req.
Service Switch:	<input type="checkbox"/> Yes <input type="checkbox"/> No	Electrical Work by: <input type="checkbox"/> Barlo <input type="checkbox"/> Others			

SPECIALTY/LONG LEAD TIME ITEMS - LE. BRICKBLOCK

STANDARD ITEMS TO BE ORDERED

<input type="checkbox"/> Face-Lit	<input type="checkbox"/> Back-Lit	<input type="checkbox"/> Face-Mount-It	<input type="checkbox"/> Embedded Acrylic	Location:	<input type="checkbox"/> Interior <input type="checkbox"/> Exterior
-----------------------------------	-----------------------------------	--	---	-----------	---

Finished Colors by Design Dept: Spec's by Engineering include Mfg, Material, size and Part #

	Color #	Material:	Thickness:	Depth/Size:
Face:	WHITE			
Laminate:	SEE BELOW			
Returns:	SEE BELOW			
Trim:	SEE BELOW			
Back:	WHITE BEA			

LED Location: _____ Location Elec. Out back: _____
Whip Length: _____ Wire Size: _____

Mounting: _____
Raceway Mfg: _____ Color: _____ Size: _____

Lighting: Model: _____ Color: _____ Watts/Ft: _____

Letters/Logo LED Calculations

Size:	Avg/Ft:	Qty:	Total Watts:
Size:	Avg/Ft:	Qty:	Total Watts:
Size:	Avg/Ft:	Qty:	Total Watts:
Grand Total Watts:			Watts:

Power Supplier: Model: _____
Legs: _____
Letters per Power Supply: _____

Job Name: GOLDFISH SWIM SCHOOL
Location: 43 APEX DRIVE, UNIT B, MARLBOROUGH, MA 01782

Design Specifications Accepted By:	Drawn By: JH
Client:	Scale: KELL
Leadtime:	File: H
	Date: 08/12/17



PROJECT APPROVAL		© COPYRIGHT 2017 THE BARLO GROUP ALL RIGHTS RESERVED. NO PART OF THIS DOCUMENT IS TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT PERMISSION IN WRITING FROM BARLO SIGNS.
Design: JH	Date: 08-25	
Engineering:	Date:	
Estimating:	Date:	
Sales:	Date:	
Production:	Date:	File Name: Goldfish Swim School 170802395 J
Installation:	Date:	B-17-06-02395 SHEET: 1.1



COLORS:

goldfish
 TRIM: 1" WHITE
 RETURNS: WHITE
 FACE: WHITE
 VINYL: 3630-127 INTENSE BLUE

swim school
 TRIM: 1" PTM 3630-127 INTENSE BLUE
 RETURNS: PTM 3630-127 INTENSE BLUE
 FACE: WHITE
 VINYL: 3630-127 INTENSE BLUE

goldfish
 TRIM: 1" PTM 3630-44 TANGERINE
 RETURNS: PTM 3630-44 TANGERINE
 FACE: WHITE
 VINYL: 3630-44 TANGERINE / 3630-78 MARIGOLD

swim school
 TRIM: 1" WHITE
 RETURNS: WHITE
 FACE: WHITE
 VINYL: NA

goldfish
 TRIM: 1" PTM 3630-44 TANGERINE
 RETURNS: PTM 3630-44 TANGERINE
 FACE: WHITE
 VINYL: 3630-44 TANGERINE

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2017 SEP 11 A 10:20



CITY OF MARLBOROUGH
Office of the City Council
140 Main Street
Marlborough, Massachusetts 01752
(508) 460-3711 TDD (508) 460-3610

**AGREEMENT TO EXTEND
TIME LIMITATIONS**

Order No.16-1006735


Application for Special Permit by Tiger Cat Properties, LLC, 24 Union Avenue, Suite 28,
Framingham, MA, for multi-family dwelling at 487 Lincoln Street (former Cozy Café),
Marlborough, Massachusetts 01752

**-REFER TO URBAN AFFAIRS COMMITTEE
PUBLIC HEARING: DECEMBER 5, 2016**

The decision of the special permit granting authority shall be made within ninety days following the date of such public hearing. The required time limits for a public hearing and said action may be extended by written agreement between the petitioner and the special permit granting authority. A copy of such agreement shall be filed in the office of the City Clerk.

Pursuant to Mass. General Laws, c.40A, s.9, as amended, the required time limits for action by the Marlborough City Council, as it is the special permit granting authority in the above referenced matter, is hereby extended, by agreement, until 10:00 p.m. on **December 19, 2017**

By: _____
Edward J. Clancy, City Council President,
acting on behalf of, and at the direction of,
the special permit granting authority:
Marlborough City Council

By:  _____
Aldo A. Cipriano, Esq.
Acting on behalf of, and at the direction of,
Petitioner:
Tiger Cat Properties, LLC



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2017 SEP 15 P 3:52

CITY OF MARLBOROUGH
Office of the City Council
140 Main Street
Marlborough, Massachusetts 01752
(508) 460-3711 TDD (508) 460-3610

**AGREEMENT TO EXTEND
TIME LIMITATIONS**

Order No.17-1006800

Application for Special Permit by Mina Property Group, LLC, AutoMax, to construct a commercial automotive facility on less than 1 acre of land at 408 Maple Street

-REFER TO URBAN AFFAIRS COMMITTEE

PUBLIC HEARING: FEBRUARY 27, 2017

The decision of the special permit granting authority shall be made within ninety days following the date of such public hearing. The required time limits for a public hearing and said action may be extended by written agreement between the petitioner and the special permit granting authority. A copy of such agreement shall be filed in the office of the City Clerk.

Pursuant to Mass. General Laws, c.40A, s.9, as amended, the required time limits for action by the Marlborough City Council, as it is the special permit granting authority in the above referenced matter, is hereby extended, by agreement, until 10:00 p.m. on **December 19, 2017.**

By: _____
Edward J. Clancy, City Council President,
acting on behalf of, and at the direction of,
the special permit granting authority:
Marlborough City Council

By: Pat Scorzelli
Pat Scorzelli
Acting on behalf of, and at the direction of,
Petitioner:
Mina Property Group, LLC

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH



2017 SEP 21 A 11:30

City Council
City of Marlborough
City Hall
140 Main Street
Marlborough, MA 01752

August 9, 2017

RE: Petition of New Cingular Wireless PCS, LLC ("AT&T") for Grant of Location for Telecommunication Wires and Appurtenances: **Area5_46: 2 South Bolton Street Extension (42.346653, -71.545494) – NGRID Pole #3-2**

Dear Members of the City Council:

Pursuant to Massachusetts General Laws Chapter 166 section 22, please find enclosed the petition of New Cingular Wireless PCS, LLC ("AT&T") for a grant of location for telecommunication wires and appurtenances to be attached to existing utility poles owned by National Grid within the City of Marlborough. Included with the petition are detailed plans that identify the locations where AT&T's proposed pole attachments will be placed. This includes an area map of all locations as well as the Utility pole profiles depicting the equipment attachment heights and specs.

AT&T requests that the City schedule a public hearing on this petition, subject to the requirements of Massachusetts General Laws, Section 22. Those requirements prescribe that the city provide written notice to all owners of real estate, abutting that part of each street upon or across which, wires appurtenances are proposed to be located. It is my understanding that the City will be able to produce this list, and I will work with the City Clerk to ensure the letters are sent per the requirements of the City.

For the convenience of the City Council, AT&T has provided a proposed form of order.

Should you have any questions, or would like any additional information prior to the public hearing please do not hesitate to contact me at (508) 821-6509 or dford@clinellc.com. I will be present at the public hearing to answer any questions you may have as well.

Thank you,



David Ford | Site Acquisition Lead - Manager
Mobile: 508.821.6509 | Fax: 508.819.3017
dford@clinellc.com | www.centerlinecommunications.com

PETITION FOR LOCATIONS FOR TELECOMUNICATIONS WIRES AND APPURTENANCES

To the CITY COUNCIL OF THE CITY OF MARLBOROUGH, MASSACHUSETTS

Pursuant to Massachusetts General Laws, Chapter 166 and the City Ordinance of the City of Marlborough, Massachusetts, NEW CINGULAR WIRELESS PCS, LLC ("AT&T"), requests that it be granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas; to be attached to existing National Grid utility poles, located upon and along the following public ways within the City of Marlborough, as indicated on the attached plans. In addition, the petitioner seeks permission to install conduit or direct bury cable as indicated in the attached plans.

Wherefore, Petitioner requests that, after due notice and hearing as provided by law, that it be granted locations for and permission to construct the telecommunications wires and appurtenances upon and along the public ways within the City of Marlborough, shown on the plan, filed herewith. AT&T also submitted additional information in support of this petition.

Respectfully submitted,

NEW CINGULAR WIRELESS PCS, LLC ("AT&T")

By: David Ford
Project Manager – Small Cell
Centerline Communications, LLC

ORDER FOR LOCATION FOR TELECOMMUNICATIONS WIRES AND APPURTENANCES

By the City Council

Of the City of Marlborough, Massachusetts, _____, 2017

ORDERED:

That NEW CINGULAR WIRELESS PCS, LLC ("AT&T") is hereby granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing National Grid utility poles, located upon and along the public ways within the City of Marlborough, as substantially shown on the plan filed with said petition. In addition, the petitioner is hereby granted permission to install conduit or direct bury fiber cable as indicated in the plans.

The forgoing permission is subject to the following conditions:

1. The telecommunications wires and appurtenances shall be of such material and construction and all work done in such manner as to be satisfactory to the City Council or to such municipal officers as may be appointed to the supervision of the work.
2. Said company shall indemnify and save the City harmless against all damages, costs and expense whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.
3. Said Company shall comply with the requirements of existing City ordinances, as may be applicable and such as may hereafter be adopted governing the construction and maintenance of said telecommunications wires and appurtenances, so far as the same are not inconsistent with the laws of the Commonwealth of Massachusetts.

I hereby certify that the foregoing was adopted at a meeting of the City Council of the City of Marlborough, Massachusetts, held on the _____ day of _____, 2017.

City Clerk

APPROVED

We hereby certify that on _____, 2017, at _____, o'clock at _____, a public hearing was held on the Petition of NEW CINGULAR WIRELESS PCS, LLC ("AT&T") for permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing utility poles, located upon and along the public ways within the City of Marlborough; and to install conduit or direct bury fiber cable as indicated in the plans described in the order herewith recorded, that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the telecommunications wires and appurtenances of said Company under said order, and that thereupon said order was duly adopted.

City Council of the City of Marlborough

CERTIFICATE

I hereby certify that the forgoing is a true copy of a grant of location order and certificate of hearing with notice adopted by the City Council of the City of Marlborough, Massachusetts, on the _____ day of _____, 2017, and recorded with records of location orders of said City, Book _____, Page _____. This certified copy is made under the provisions of Chapter 166 of the Massachusetts General Laws, as amended.

Attest:

City Clerk

Applicable State Law

Municipal Approval of the Construction and Placement of AT&T's Wires and Related Pole Attachments is governed by Massachusetts General Laws Chapter 166, Sections 21-22. As a FCC regulated provider of intrastate telecommunications services, AT&T is authorized under Chapter 166, Section 21 to construct lines and other facilities upon, along, under and across the public ways. Such construction must not incommode the public use of public ways.

In order to obtain municipal permission to construct its telecommunications facilities in public ways, AT&T must file a written petition with the selectmen of a town or the board of alderman or like body of a city, such as the AT&T City Council, pursuant to Chapter 166, Section 22. This same process has been employed routinely by the City of Marlborough in the case of Verizon and Massachusetts Electric Company, in the case of poles, wires, conduits and related appurtenances. In carrying out the permit-granting authority conferred by the General Court, municipalities act as public officers under a delegation of power from the General Court and not as agents of the municipality. Municipalities may adopt reasonable regulations for the erection of facilities by telecommunications carriers having authority to place their facilities in or under public ways. AT&T stands ready, willing and able to comply with the reasonable requirements of the City under General Laws Chapter 166, Sections 21-22 and related requirements imposed by the City applicable to grants of location by the City Council.

Project Description

AT&T proposes to deploy (4) small cell sites in the City of Marlborough in order to deal with ongoing demand on the wireless network. All (4) will be mounted on existing National Grid utility poles located within the public right of way. The small cell sites will work in conjunction with the existing macro sites installed on city rooftops, towers and other structures. This petition specifically addresses the following location:

Area5_46: 2 South Bolton Street Extension – (42.346653, -71.545494) – NGRID Pole #3-2

AT&T's radio frequency engineers targeted the proposed location due to the high traffic nature and data demand on the network. The existing macro cell sites are having difficulty providing adequate data capacity in the location due to a number of reasons relating to increased population, vehicle and foot traffic, multiple devices per person and other contributing factors. The small cell site will work to offload the demand on the macro sites and allow for increased LTE data capacity and speed within the immediate vicinity of the proposed site.

The network will be installed using typical and commercially accepted methods. Currently no new poles are proposed to be installed. All other poles in this development are existing poles, and are owned and maintained by National Grid through a Pole Attachment Agreement.

Installed telecommunication facilities will include fiber optic cable and small remote nodes for transmitting RF signal, with an unobtrusive pole top antenna on utility poles. Specifically, a small antenna on top of each pole measuring 24.7" x 10" along with an equipment cabinet mounted further down the pole. Attached please find design sketches at each site showing the proposed location, pole height, mounting height, equipment specifications and utility plan.

Node: Area5_46

Address: 2 S Bolton St, Marlborough, MA

Target Site: Wood pole #3-2 with two street lights in parking lot

Coordinates: 42.346663, -71.545506



KATHREIN

840 10510 840 10511

Dual Band Omni Antenna with GPS

	Antenna 1	Antenna 2
Dual Band (MHz)	698-894	1710-2180
Dual Polarization	X	X
HPBW	360°	360°

General specifications:

Frequency range	698-894 MHz 1710-2180 MHz
VSWR	<1.5:1
Impedance	50 ohms
Intermodulation (2x20w)	IM3: <-150 dBc
Polarization	+45° upper and lower band -45° upper and lower band
Connector	4 x 7-16 DIN female
Isolation	Intrasystem >30 dB intersystem >40 dB (698-894 // 1710-2180 MHz)
Radome color	Brown or grey
Weight	45 lb (20.4 kg)
Height	24 inches (609 mm)
Radome diameter	16 inches (407 mm)
Wind load	at 93 mph (150kph) Side 32 lbf (138 N)
Wind survival rating*	150 mph (241.4 kph)
Shipping dimensions	32 x 20 x 19 inches (813 x 508 x 483 mm)
Shipping weight	52 lb (23.8 kg)
Mounting	Designed to be mounted on top of a utility pole using a custom mounting bracket supplied by the customer.

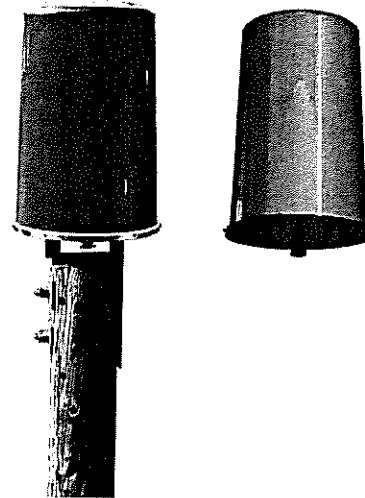
See reverse for order information.

* Mechanical design is based on environmental conditions as stipulated in TIA-222-G-2 (December 2009) and/or ETS 300 019-1-4 which include the static mechanical load imposed on an antenna by wind at maximum velocity. See the Engineering Section of the catalog for further details.

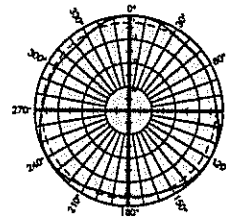
GPS specifications:

Frequency range	1575.42 ± 3 MHz
LNA gain	27 dB Typical
Pre-amp filtering	-30 dB at ± 100 MHz
Polarization	Righthand circular
H-plane beamwidth	Omnidirectional
E-plane beamwidth	105 degrees (half-power)
Connector	N female
DC power	+3-5.5 Vdc, 22 mA ± 3 Through N output connector
Temperature range	-35° C to +70° C

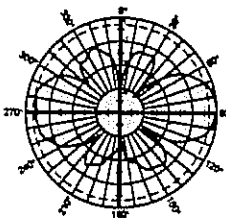
Specifications:	698-806 MHz	806-894 MHz	1710-1880 MHz	1850-1990 MHz	1920-2180 MHz
Gain (typical)	4.5 dBi (with 1-4 dB nulls, typical)	6.5 dBi	9 dBi	9 dBi (with 6-10 dB nulls, typical)	8.5 dBi
Maximum input power	250 watts (at 50°C)	250 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)
+45° and -45° polarization vertical beamwidth	37° (half-power)	30° (half-power)	19° (half-power)	17° (half-power)	17.5° (half-power)



698-894 MHz

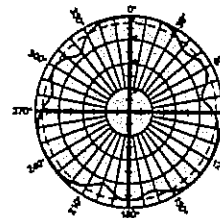


Horizontal pattern
±45°-polarization

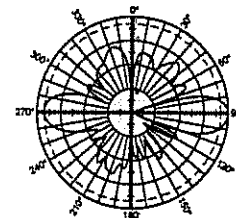


Vertical pattern
±45°-polarization

1710-2180 MHz



Horizontal pattern
±45°-polarization



Vertical pattern
±45°-polarization

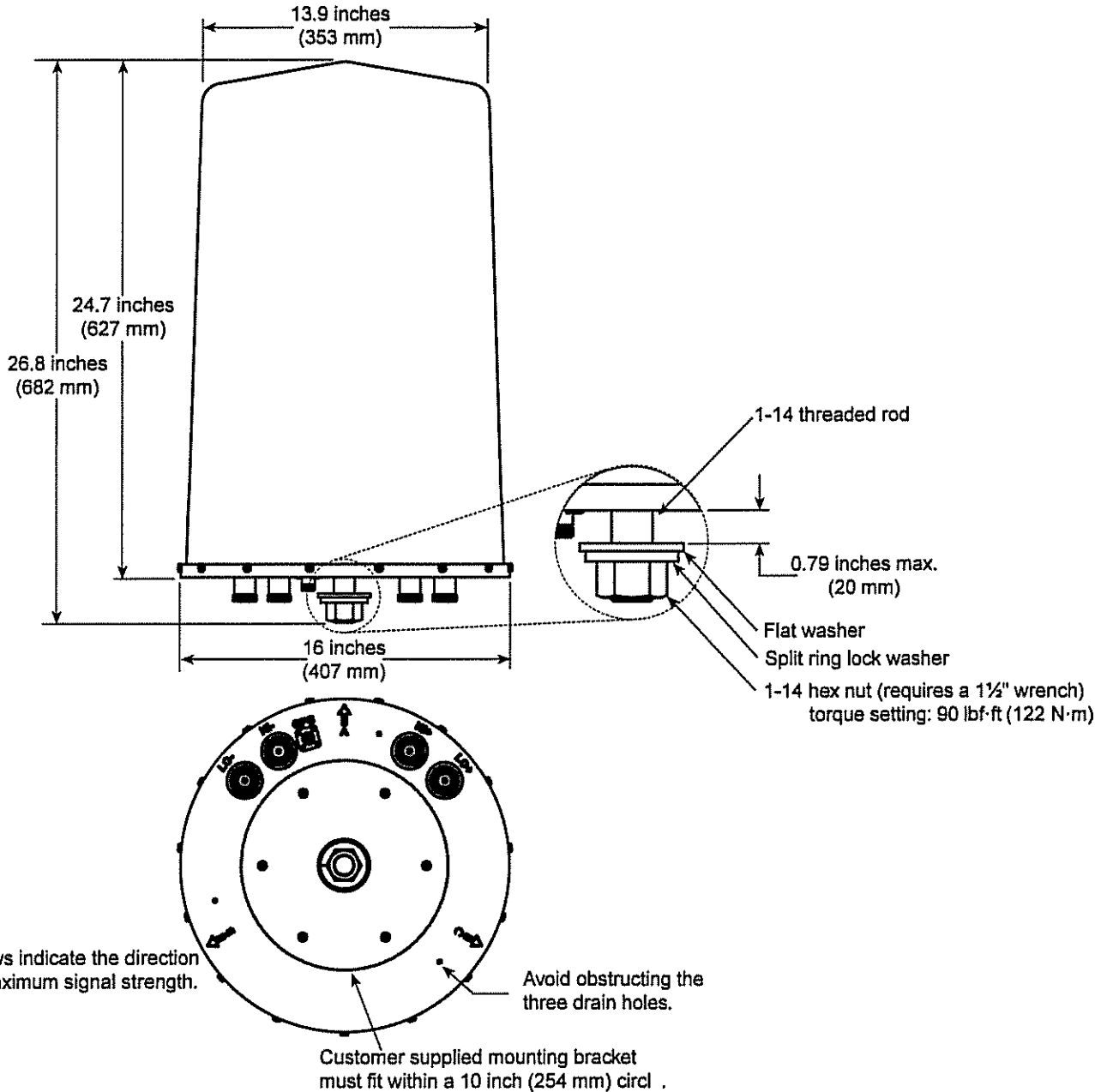


All specifications are subject to change without notice.
The latest specifications are available at www.kathreinusa.com

KATHREIN

840 10510 840 10511

Dual Band Omni Antenna with GPS



Order Information:

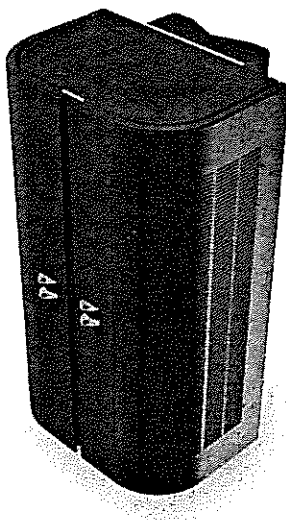
Model	Description
840 10510	Brown Dualband X-pol Omni Antenna
840 10511	Grey Dualband X-pol Omni Antenna

All specifications are subject to change without notice.
The latest specifications are available at www.kathreinusa.com



Curved Shroud

Technical Product Description



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Disclaimer

The contents of this document are subject to revision without notice due to continued progress in methodology, design, and manufacturing. Ericsson shall have no liability for any error or damage of any kind resulting from the use of this document.



DESCRIPTION

The Curved Shroud is a pole mounted radio concealment. Its compact rounded shape design and variable powder coat finishes blends with surrounding infrastructure.

TECHNICAL SPECIFICATION

COMPLIANCE

Telcordia GR-487-CORE:

Exposure to High-Temperature
 Environmental Induced Vibration
 Seismic Test
 Transportation Vibration (for configuration with up to 4x 2203 radios)

MECHANICAL

Width x Depth x Height:

18" x 12" x 32"

Weight:

70 lbs. (enclosure only)

Internal Volume:

3.8 cu. ft.

MOUNTING

Pole Mounting:

Wood/Steel (6" offset available) metal banding or thru bolt

FINISH

Variable Powder Coat Finishes

GROUNDING

Isolated ground bar with ¼-in stud, 5/8 ctr-ctr, copper ground bar

CABLE ENTRY

6 cable egress/ingress knock-out

OPTIONAL EQUIPMENT CONFIGURATIONS

Up to 4x Ericsson 2203

Up to 2x 2203 and 1x mRRUS12

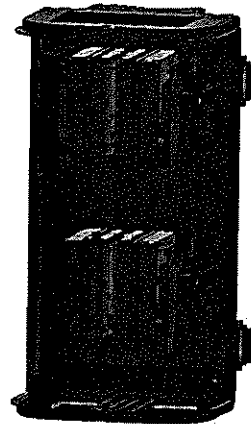
Integrated bracket for up to 2x twin-diplexer

Integrated bracket for outdoor rated fiber termination box

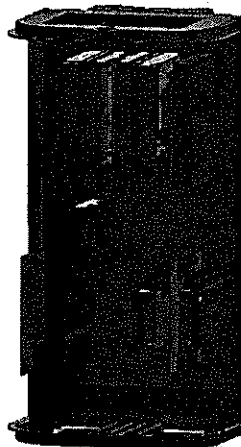


ENCLOSURE CONFIGURATIONS

- 4x 2203, 2x twin-diplexer, 1x Fiber termination box

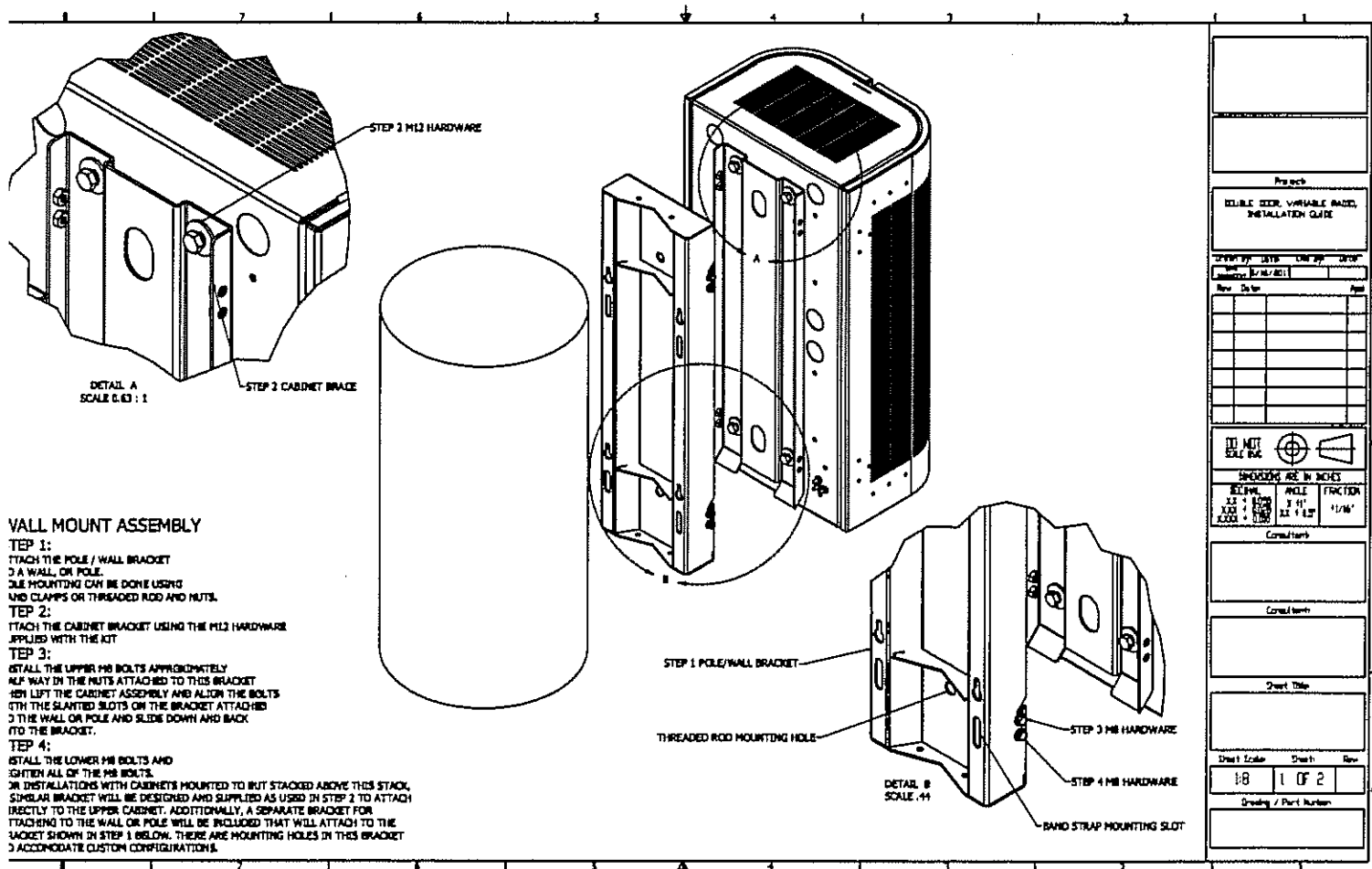


- 2x 2203, 1x mRRUS12, Fiber termination box, twin-diplexer




- Additional feature: mounting provision for AC distribution box

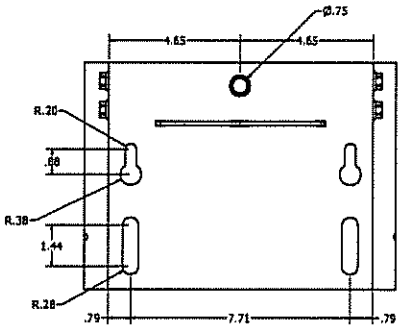




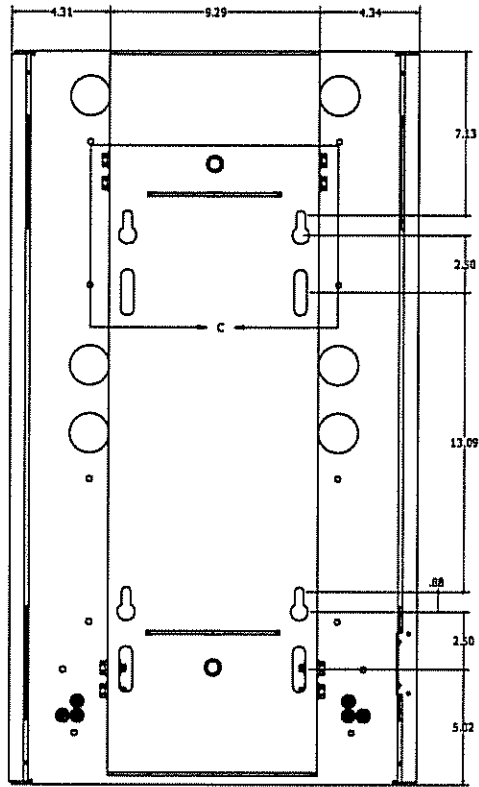
WALL MOUNT ASSEMBLY

- STEP 1:**
ATTACH THE POLE / WALL BRACKET TO A WALL OR POLE. MOUNTING CAN BE DONE USING NUTS AND CLAMPS OR THREADED ROD AND NUTS.
- STEP 2:**
ATTACH THE CABINET BRACKET USING THE M12 HARDWARE SUPPLIED WITH THE KIT.
- STEP 3:**
INSTALL THE UPPER M12 BOLTS APPROXIMATELY HALF WAY IN THE NUTS ATTACHED TO THIS BRACKET. THEN LEFT THE CABINET ASSEMBLY AND ALIGN THE BOLTS WITH THE SLANTED SLOTS ON THE BRACKET ATTACHED TO THE WALL OR POLE AND SLIDE DOWN AND BACK INTO THE BRACKET.
- STEP 4:**
INSTALL THE LOWER M12 BOLTS AND TIGHTEN ALL OF THE M12 BOLTS. ON INSTALLATIONS WITH CABINETS MOUNTED TO BUT STACKED ABOVE THIS STACK, SIMILAR BRACKET WILL BE DESIGNED AND SUPPLIED AS USED IN STEP 2 TO ATTACH DIRECTLY TO THE UPPER CABINET. ADDITIONALLY, A SEPARATE BRACKET FOR ATTACHING TO THE WALL OR POLE WILL BE INCLUDED THAT WILL ATTACH TO THE BRACKET SHOWN IN STEP 1 BELOW. THERE ARE MOUNTING HOLES IN THIS BRACKET TO ACCOMMODATE CUSTOM CONFIGURATIONS.

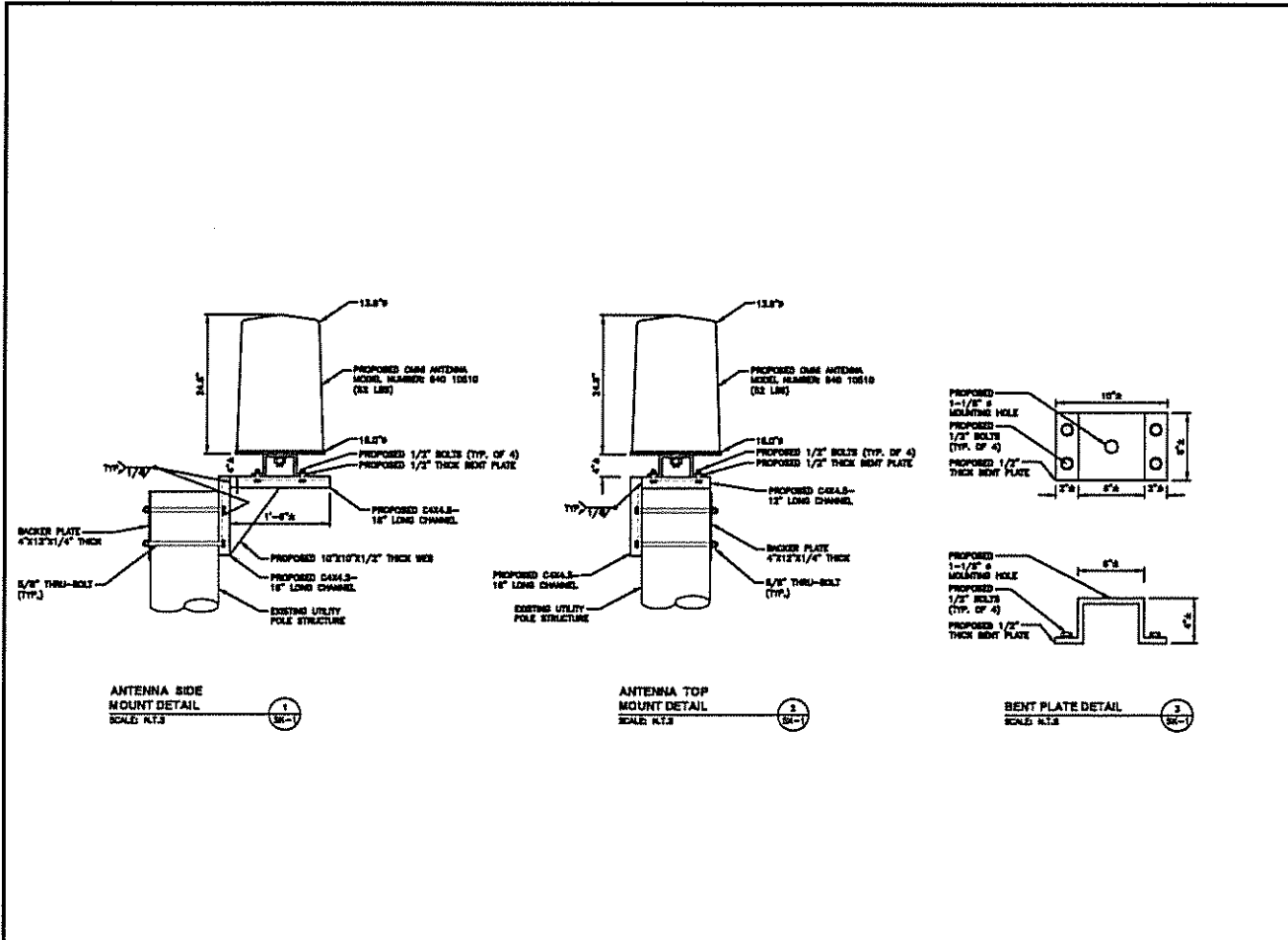
Project	
RELIABLE REEF, VARIABLE RACE, INSTALLATION GUIDE	
REVISED DATE	DRAWN DATE
REVISED DATE	DRAWN DATE
REVISED DATE	DRAWN DATE
REVISED DATE	DRAWN DATE
REVISED DATE	DRAWN DATE
	
DIMENSIONS ARE IN INCHES	
DECIMAL	FRACTION
.25 = 1/4"	3/16"
.50 = 1/2"	1/4"
.75 = 3/4"	5/16"
1.00 = 1"	3/8"
Consultant	
Contract	
Sheet Title	
Sheet Scale	Sheet No.
1:8	1 OF 2
Drawing / Part Number	



DETAIL C
SCALE .625



<p>DOUBLE LOCK, VARIABLE PAGES, INSTALLATION GUIDE</p>																															
DESIGNED BY	DATE	DRAWN BY	DATE																												
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at&t
330 COCHRAN ROAD
RAYNHAM, MA 01701

CENTERLINE
88 RYAN DRIVE
RAYNHAM, MA 02767

Hudson
Design Division

PREPARED BY: [blank]
DESIGNED BY: [blank]
CHECKED BY: [blank]
DATE: [blank]

CHECKED BY: HC
APPROVED BY: D.J.C.

SUBMITTALS		
NO.	DATE	REVISION

UTILITY POLE ANTENNA MOUNT DETAILS

DRAWING TITLE: -

SHEET NUMBER: SK-1

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH



2017 SEP 21 A 11:30

City Council
City of Marlborough
City Hall
140 Main Street
Marlborough, MA 01752

August 9, 2017

RE: Petition of New Cingular Wireless PCS, LLC ("AT&T") for Grant of Location for Telecommunication Wires and Appurtenances: **Area5_144: 96 East Main Street (42.350033, -71.541467) – NGRID Pole #10-50**

Dear Members of the City Council:

Pursuant to Massachusetts General Laws Chapter 166 section 22, please find enclosed the petition of New Cingular Wireless PCS, LLC ("AT&T") for a grant of location for telecommunication wires and appurtenances to be attached to existing utility poles owned by National Grid within the City of Marlborough. Included with the petition are detailed plans that identify the locations where AT&T's proposed pole attachments will be placed. This includes an area map of all locations as well as the Utility pole profiles depicting the equipment attachment heights and specs.

AT&T requests that the City schedule a public hearing on this petition, subject to the requirements of Massachusetts General Laws, Section 22. Those requirements prescribe that the city provide written notice to all owners of real estate, abutting that part of each street upon or across which, wires appurtenances are proposed to be located. It is my understanding that the City will be able to produce this list, and I will work with the City Clerk to ensure the letters are sent per the requirements of the City.

For the convenience of the City Council, AT&T has provided a proposed form of order.

Should you have any questions, or would like any additional information prior to the public hearing please do not hesitate to contact me at (508) 821-6509 or dford@clinellc.com. I will be present at the public hearing to answer any questions you may have as well.

Thank you,



David Ford | Site Acquisition Lead - Manager
Mobile: 508.821.6509 | Fax: 508.819.3017
dford@clinellc.com | www.centerlinecommunications.com

PETITION FOR LOCATIONS FOR TELECOMMUNICATIONS WIRES AND APPURTENANCES

To the CITY COUNCIL OF THE CITY OF MARLBOROUGH, MASSACHUSETTS

Pursuant to Massachusetts General Laws, Chapter 166 and the City Ordinance of the City of Marlborough, Massachusetts, NEW CINGULAR WIRELESS PCS, LLC ("AT&T"), requests that it be granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas; to be attached to existing National Grid utility poles, located upon and along the following public ways within the City of Marlborough, as indicated on the attached plans. In addition, the petitioner seeks permission to install conduit or direct bury cable as indicated in the attached plans.

Wherefore, Petitioner requests that, after due notice and hearing as provided by law, that it be granted locations for and permission to construct the telecommunications wires and appurtenances upon and along the public ways within the City of Marlborough, shown on the plan, filed herewith. AT&T also submitted additional information in support of this petition.

Respectfully submitted,

NEW CINGULAR WIRELESS PCS, LLC ("AT&T")

By: David Ford
Project Manager – Small Cell
Centerline Communications, LLC

ORDER FOR LOCATION FOR TELECOMMUNICATIONS WIRES AND APPURTENANCES

By the City Council

Of the City of Marlborough, Massachusetts, _____, 2017

ORDERED:

That NEW CINGULAR WIRELESS PCS, LLC ("AT&T") is hereby granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing National Grid utility poles, located upon and along the public ways within the City of Marlborough, as substantially shown on the plan filed with said petition. In addition, the petitioner is hereby granted permission to install conduit or direct bury fiber cable as indicated in the plans.

The forgoing permission is subject to the following conditions:

1. The telecommunications wires and appurtenances shall be of such material and construction and all work done in such manner as to be satisfactory to the City Council or to such municipal officers as may be appointed to the supervision of the work.
2. Said company shall indemnify and save the City harmless against all damages, costs and expense whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.
3. Said Company shall comply with the requirements of existing City ordinances, as may be applicable and such as may hereafter be adopted governing the construction and maintenance of said telecommunications wires and appurtenances, so far as the same are not inconsistent with the laws of the Commonwealth of Massachusetts.

I hereby certify that the foregoing was adopted at a meeting of the City Council of the City of Marlborough, Massachusetts, held on the _____ day of _____, 2017.

City Clerk

APPROVED

We hereby certify that on _____, 2017, at _____, o'clock at _____, a public hearing was held on the Petition of NEW CINGULAR WIRELESS PCS, LLC ("AT&T") for permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing utility poles, located upon and along the public ways within the City of Marlborough; and to install conduit or direct bury fiber cable as indicated in the plans described in the order herewith recorded, that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the telecommunications wires and appurtenances of said Company under said order, and that thereupon said order was duly adopted.

City Council of the City of Marlborough

CERTIFICATE

I hereby certify that the forgoing is a true copy of a grant of location order and certificate of hearing with notice adopted by the City Council of the City of Marlborough, Massachusetts, on the _____ day of _____, 2017, and recorded with records of location orders of said City, Book _____, Page _____. This certified copy is made under the provisions of Chapter 166 of the Massachusetts General Laws, as amended.

Attest:

City Clerk

Applicable State Law

Municipal Approval of the Construction and Placement of AT&T's Wires and Related Pole Attachments is governed by Massachusetts General Laws Chapter 166, Sections 21-22. As a FCC regulated provider of intrastate telecommunications services, AT&T is authorized under Chapter 166, Section 21 to construct lines and other facilities upon, along, under and across the public ways. Such construction must not incommode the public use of public ways.

In order to obtain municipal permission to construct its telecommunications facilities in public ways, AT&T must file a written petition with the selectmen of a town or the board of alderman or like body of a city, such as the AT&T City Council, pursuant to Chapter 166, Section 22. This same process has been employed routinely by the City of Marlborough in the case of Verizon and Massachusetts Electric Company, in the case of poles, wires, conduits and related appurtenances. In carrying out the permit-granting authority conferred by the General Court, municipalities act as public officers under a delegation of power from the General Court and not as agents of the municipality. Municipalities may adopt reasonable regulations for the erection of facilities by telecommunications carriers having authority to place their facilities in or under public ways. AT&T stands ready, willing and able to comply with the reasonable requirements of the City under General Laws Chapter 166, Sections 21-22 and related requirements imposed by the City applicable to grants of location by the City Council.

Project Description

AT&T proposes to deploy (4) small cell sites in the City of Marlborough in order to deal with ongoing demand on the wireless network. All (4) will be mounted on existing National Grid utility poles located within the public right of way. The small cell sites will work in conjunction with the existing macro sites installed on city rooftops, towers and other structures. This petition specifically addresses the following location:

Area5_144: 96 East Main Street – (42.350033, -71.541467) – NGRID Pole #10-50

AT&T's radio frequency engineers targeted the proposed location due to the high traffic nature and data demand on the network. The existing macro cell sites are having difficulty providing adequate data capacity in the location due to a number of reasons relating to increased population, vehicle and foot traffic, multiple devices per person and other contributing factors. The small cell site will work to offload the demand on the macro sites and allow for increased LTE data capacity and speed within the immediate vicinity of the proposed site.

The network will be installed using typical and commercially accepted methods. Currently no new poles are proposed to be installed. All other poles in this development are existing poles, and are owned and maintained by National Grid through a Pole Attachment Agreement.

Installed telecommunication facilities will include fiber optic cable and small remote nodes for transmitting RF signal, with an unobtrusive pole top antenna on utility poles. Specifically, a small antenna on top of each pole measuring 24.7" x 10" along with an equipment cabinet mounted further down the pole. Attached please find design sketches at each site showing the proposed location, pole height, mounting height, equipment specifications and utility plan.

Node: Area5_144

Address: 96 East Main St, Marlborough, MA

**Target Site: Wood pole #10-50 NGRID Class 4 35' pole.
Closest to Francis St.**

Coordinates: 42.35005, -71.541432



KATHREIN

840 10510 840 10511

Dual Band Omni Antenna with GPS

	Antenna 1	Antenna 2
Dual Band (MHz)	698–894	1710–2180
Dual Polarization	X	X
HPBW	360°	360°

General specifications:

Frequency range	698–894 MHz 1710–2180 MHz
VSWR	<1.5:1
Impedance	50 ohms
Intermodulation (2x20w)	IM3: <150 dBc
Polarization	+45° upper and lower band -45° upper and lower band
Connector	4 x 7-16 DIN female
Isolation Intrasystem	>30 dB
Intersystem	>40 dB (698–894 // 1710–2180 MHz)
Radome color	Brown or grey
Weight	45 lb (20.4 kg)
Height	24 inches (609 mm)
Radome diameter	18 inches (407 mm)
Wind load Side	at 93 mph (150kph) 32 lbf (138 N)
Wind survival rating*	150 mph (241.4 kph)
Shipping dimensions	32 x 20 x 19 inches (813 x 508 x 483 mm)
Shipping weight	52 lb (23.6 kg)
Mounting	Designed to be mounted on top of a utility pole using a custom mounting bracket supplied by the customer.

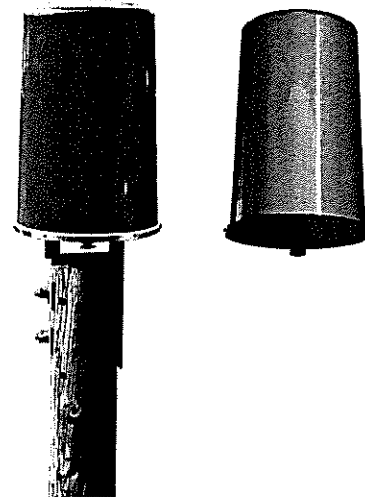
See reverse for order information.

*Mechanical design is based on environmental conditions as stipulated in TIA-222-G-2 (December 2009) and/or ETS 300 019-1-4 which include the static mechanical load imposed on an antenna by wind at maximum velocity. See the Engineering Section of the catalog for further details.

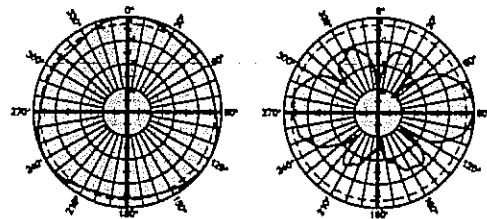
GPS specifications:

Frequency range	1575.42 ± 3 MHz
LNA gain	27 dB Typical
Pre-amp filtering	-30 dB at ± 100 MHz
Polarization	Righthand circular
H-plane beamwidth	Omni
E-plane beamwidth	105 degrees (half-power)
Connector	N female
DC power	+3–5.5 Vdc, 22 mA ± 3 Through N output connector
Temperature range	-35° C to +70° C

Specifications:	698–806 MHz	806–894 MHz	1710–1880 MHz	1850–1990 MHz	1920–2180 MHz
Gain (typical)	4.5 dBi (with 1–4 dB nulls, typical)	6.5 dBi	9 dBi	9 dBi (with 8–10 dB nulls, typical)	8.5 dBi
Maximum input power	250 watts (at 50°C)	250 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)
+45° and -45° polarization vertical beamwidth	37° (half-power)	30° (half-power)	19° (half-power)	17° (half-power)	17.5° (half-power)



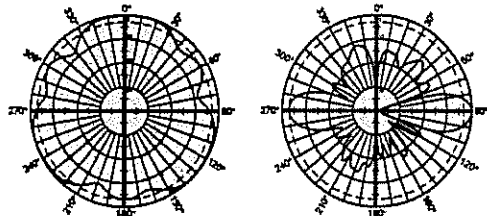
698–894 MHz



Horizontal pattern
±45°-polarization

Vertical pattern
±45°-polarization

1710–2180 MHz



Horizontal pattern
±45°-polarization

Vertical pattern
±45°-polarization



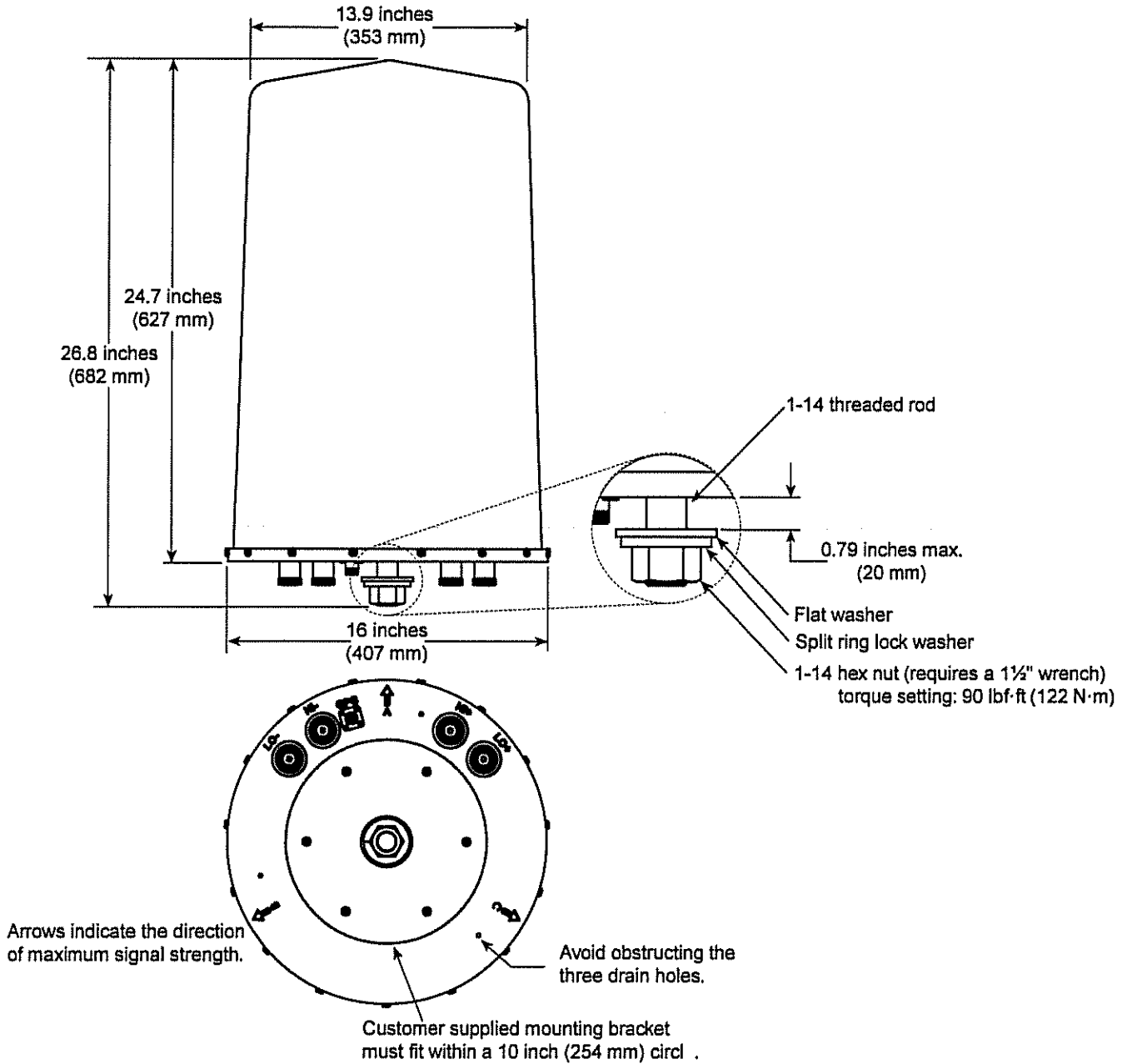
All specifications are subject to change without notice.
The latest specifications are available at www.kathreinusa.com

Kathrein USA Greenway Plaza II, 2400 Lakeside Blvd., Suite 650, Richardson TX 75082
Phone: 214.238.8800 Fax: 214.238.8801 Email: info@kathrein.com

KATHREIN

840 10510 840 10511

Dual Band Omni Antenna with GPS



Order Information:

Model	Description
840 10510	Brown Dualband X-pol Omni Antenna
840 10511	Grey Dualband X-pol Omni Antenna

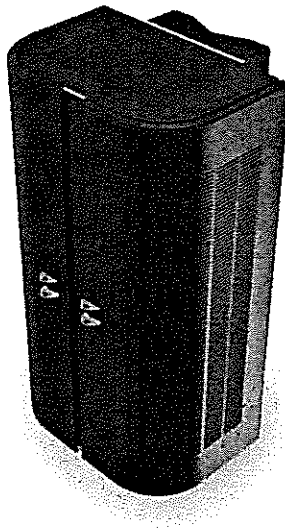
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 The latest specifications are available at www.kathreinusa.com

Kathrein USA Greenway Plaza II, 2400 Lakeside Blvd., Suite 650, Richardson TX 75082
 Phone: 214.238.8800 Fax: 214.238.8801 Email: info@kathrein.com



Curved Shroud

Technical Product Description



Copyright

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Disclaimer

The contents of this document are subject to revision without notice due to continued progress in methodology, design, and manufacturing. Ericsson shall have no liability for any error or damage of any kind resulting from the use of this document.



DESCRIPTION

The Curved Shroud is a pole mounted radio concealment. Its compact rounded shape design and variable powder coat finishes blends with surrounding infrastructure.

TECHNICAL SPECIFICATION

COMPLIANCE

Telcordia GR-487-CORE:

Exposure to High-Temperature

Environmental Induced Vibration

Seismic Test

Transportation Vibration (for configuration with up to 4x 2203 radios)

MECHANICAL

Width x Depth x Height:

18" x 12" x 32"

Weight:

70 lbs. (enclosure only)

Internal Volume:

3.8 cu. ft.

MOUNTING

Pole Mounting:

Wood/Steel (6" offset available) metal banding or thru bolt

FINISH

Variable Powder Coat Finishes

GROUNDING

Isolated ground bar with ¼-in stud, 5/8 ctr-ctr, copper ground bar

CABLE ENTRY

6 cable egress/ingress knock-out

OPTIONAL EQUIPMENT CONFIGURATIONS

Up to 4x Ericsson 2203

Up to 2x 2203 and 1x mRRUS12

Integrated bracket for up to 2x twin-diplexer

Integrated bracket for outdoor rated fiber termination box

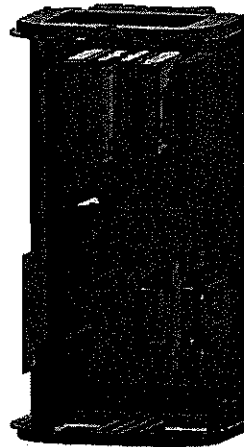


ENCLOSURE CONFIGURATIONS

- 4x 2203, 2x twin-diplexer, 1x Fiber termination box

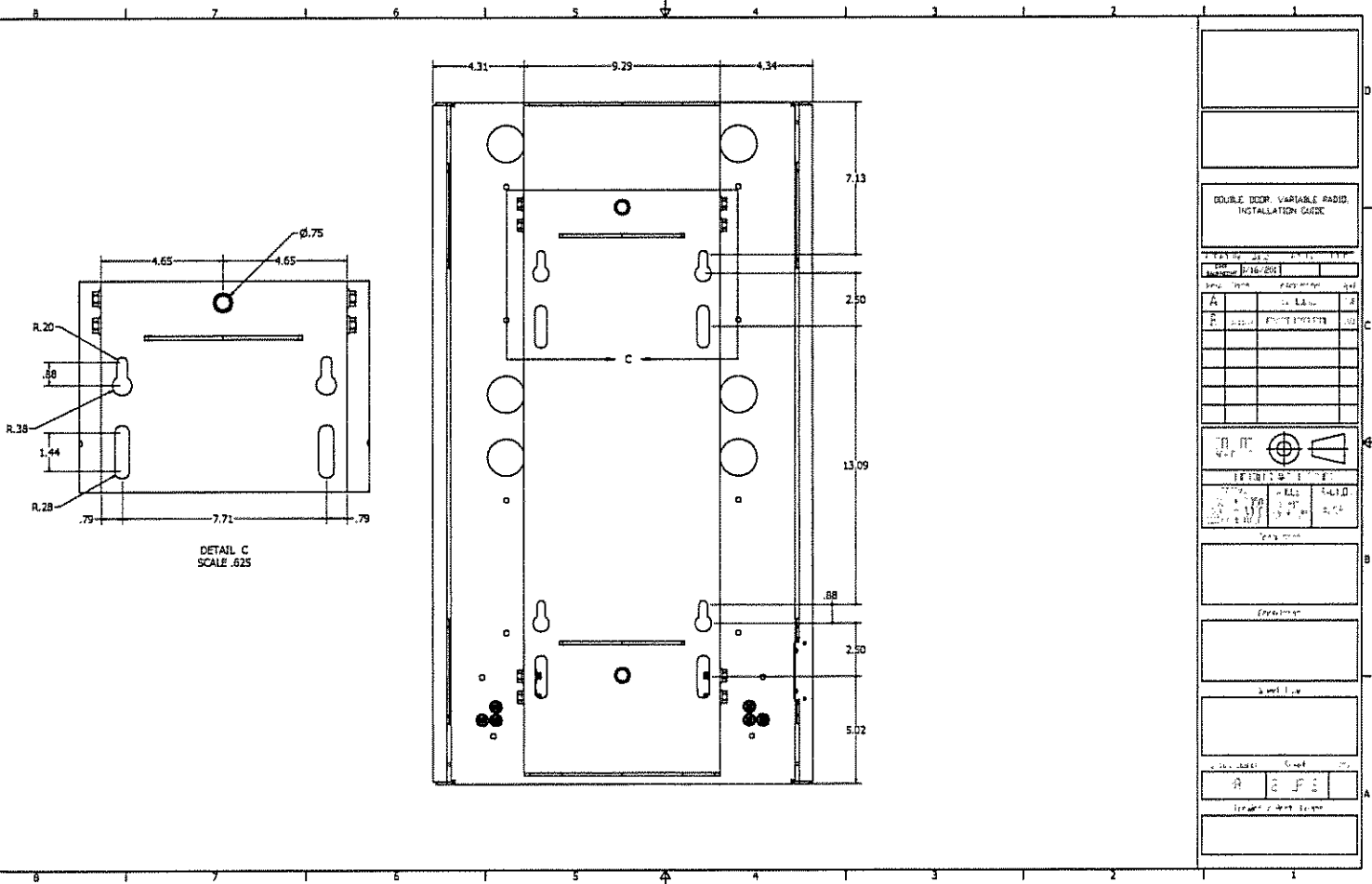


- 2x 2203, 1x mRRUS12, Fiber termination box, twin-diplexer

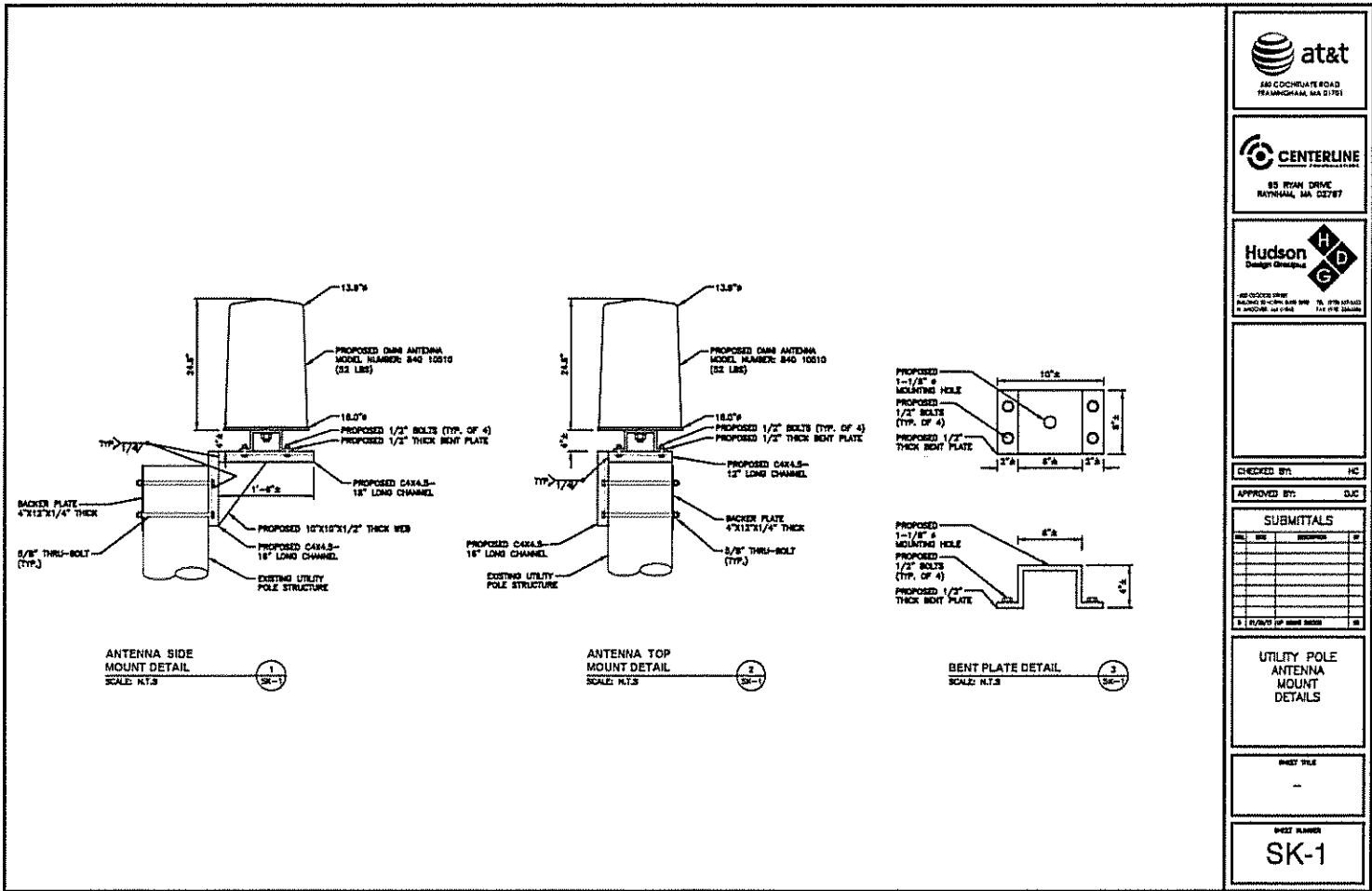


- Additional feature: mounting provision for AC distribution box





DOUBLE DOOR, VARIABLE RADIO INSTALLATION GUIDE							
<table border="1"> <tr> <th>REV</th> <th>DATE</th> <th>DESCRIPTION</th> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table>		REV	DATE	DESCRIPTION			
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NO.	DESCRIPTION	QTY					



at&t
 100 COCHRAN ROAD
 FRAMINGHAM, MA 01701

CENTERLINE
 95 RYAN DRIVE
 RAYNHAM, MA 02787

Hudson
 Design Engineers
 400 ROCKY HILL
 BURLINGAME, CA 94010
 415.335.8888
 415.335.8888

CHECKED BY: HC
 APPROVED BY: D.J.C.

SUBMITTALS

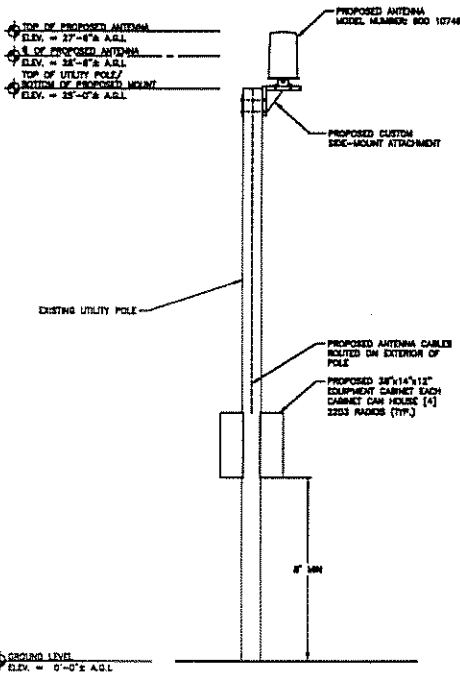
NO.	DATE	DESCRIPTION	BY

1. REVISED FOR MOUNTING

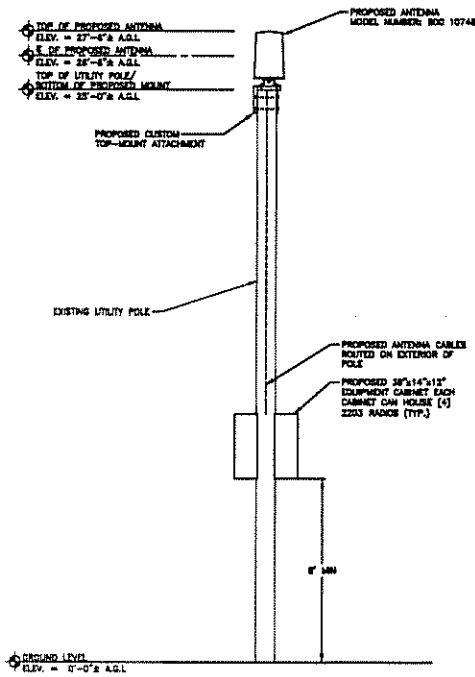
UTILITY POLE ANTENNA MOUNT DETAILS

SHEET TITLE
 -

SHEET NUMBER
SK-1



SIDE MOUNT ELEVATION 1
 22x34 SCALE: 1/2"=1'-0"
 11x17 SCALE: 1/4"=1'-0"



TOP MOUNT ELEVATION 2
 22x34 SCALE: 1/2"=1'-0"
 11x17 SCALE: 1/4"=1'-0"



480 COCHUWAT ROAD
 FRAMINGHAM, MA 01701



85 RYAN DRIVE
 RAYNHAM, MA 02787



UNPROCESSED DRAWING
 2020-01-09 10:00 AM EST
 11/17/2017 10:00 AM EST

CHECKED BY: HC
 APPROVED BY: DJC

SUBMITTALS			
NO.	DATE	REVISION	BY

UTILITY POLE ANTENNA MOUNT DETAILS

SHEET TITLE
 ELEVATIONS

SHEET NUMBER
SK-1

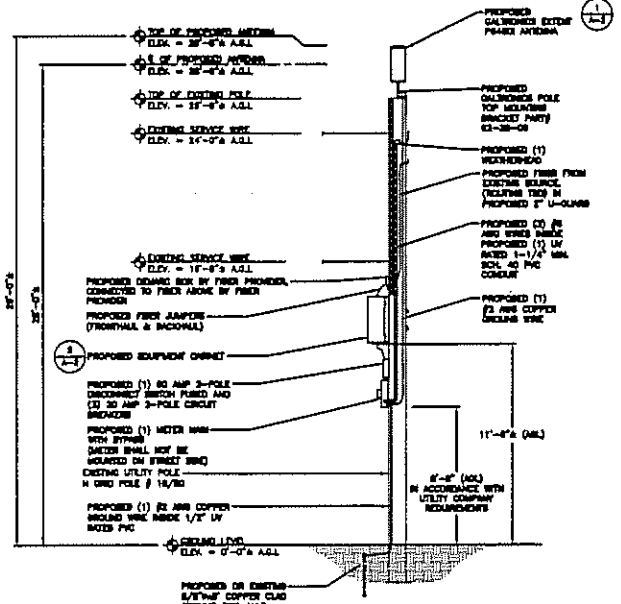
APPROPRIATE L.D. 48,300,000 N
 COORDINATOR LONA 71,841,487 W
 BASED ON INFORMATION OBTAINED
 DURING FIELD VISIT DATED 06/12/17.



KEY PLAN
 25x34 SCALE 1/4"=40'
 11x17 SCALE 1"=40'



EXISTING CONDITIONS PHOTO DETAIL
 SCALE 4:3



ELEVATION
 25x34 SCALE 3/8"=1'-0"
 11x17 SCALE 3/16"=1'-0"

CHECKED BY: AJ
 APPROVED BY: DJC

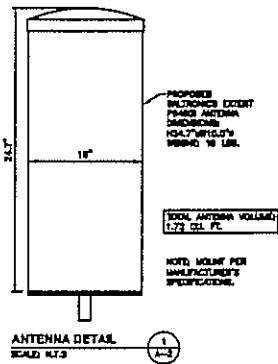
SUBMITTALS

NO.	DATE	DESCRIPTION	BY

SEARCH AND FIND NUMBER
 AREA 3_144A
 SEE IN
 AREA 3_144A
 BY DATE
 ON EAST MAIN STREET
 WAREHOUSES, MA STREET
 WOODLEY COUNTY

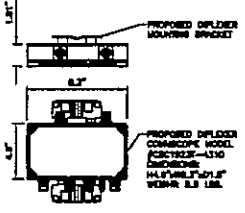
KEY PLAN AND ELEVATION

DATE
 A-1

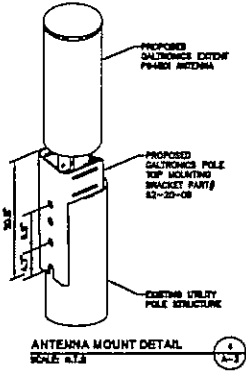


MODEL	QTY	L	W	D	WEI.
2203	3	8.0"	8.0"	4.0"	11 LB
2208	3	8.0"	8.0"	4.0"	11 LB

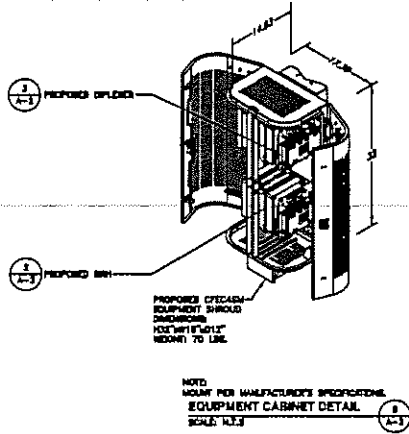
RRH (2203/2208) DETAIL
SCALE: 1/2"=1'-0"



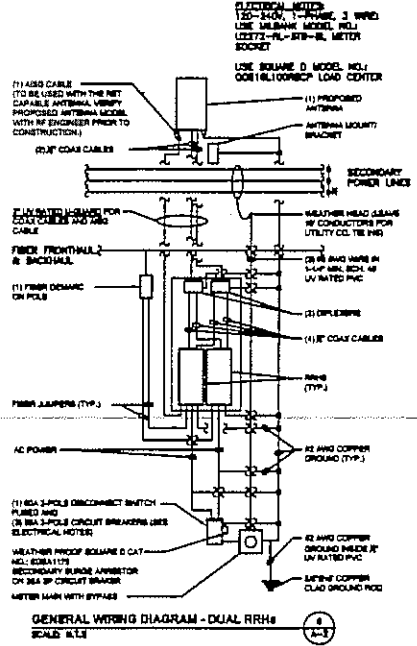
PROPOSED DIPLEXER DETAIL
SCALE: 1/2"=1'-0"




ANTENNA MOUNT DETAIL
SCALE: 1/2"=1'-0"




EQUIPMENT CABINET DETAIL
SCALE: 1/2"=1'-0"




GENERAL WIRING DIAGRAM - DUAL RRHs
SCALE: 1/2"=1'-0"



110 COOPIKIAN ROAD
FAIRHAVEN, MA 01704



88 FORD DRIVE
FAIRHAVEN, MA 01707



140 WOODBURY
LANSING, MI 48106

CHECKED BY: AT

APPROVED BY: DUC

SUBMITTALS

NO.	DATE	DESCRIPTION	BY

SCALE AND SHEET NUMBER
AREA 5, 144A

SHEET NO.
AREA 5, 144A

PROJECT NAME
**54 EAST MAIN STREET
MIDDLEBURY, MA 01752
MIDDLESEX COUNTY**

EQUIPMENT DETAILS

SHEET NUMBER
A-2

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH



2017 SEP 21 A 11:30

City Council
City of Marlborough
City Hall
140 Main Street
Marlborough, MA 01752

August 9, 2017

RE: Petition of New Cingular Wireless PCS, LLC ("AT&T") for Grant of Location for Telecommunication Wires and Appurtenances: **Area5_124: 319 East Main Street (42.351319, -71.533467) – NGRID Pole #35-84**

Dear Members of the City Council:

Pursuant to Massachusetts General Laws Chapter 166 section 22, please find enclosed the petition of New Cingular Wireless PCS, LLC ("AT&T") for a grant of location for telecommunication wires and appurtenances to be attached to existing utility poles owned by National Grid within the City of Marlborough. Included with the petition are detailed plans that identify the locations where AT&T's proposed pole attachments will be placed. This includes an area map of all locations as well as the Utility pole profiles depicting the equipment attachment heights and specs.

AT&T requests that the City schedule a public hearing on this petition, subject to the requirements of Massachusetts General Laws, Section 22. Those requirements prescribe that the city provide written notice to all owners of real estate, abutting that part of each street upon or across which, wires appurtenances are proposed to be located. It is my understanding that the City will be able to produce this list, and I will work with the City Clerk to ensure the letters are sent per the requirements of the City.

For the convenience of the City Council, AT&T has provided a proposed form of order.

Should you have any questions, or would like any additional information prior to the public hearing please do not hesitate to contact me at (508) 821-6509 or dford@clinellc.com. I will be present at the public hearing to answer any questions you may have as well.

Thank you,



David Ford | Site Acquisition Lead - Manager
Mobile: 508.821.6509 | Fax: 508.819.3017
dford@clinellc.com | www.centerlinecommunications.com

PETITION FOR LOCATIONS FOR TELECOMMUNICATIONS WIRES AND APPURTENANCES

To the CITY COUNCIL OF THE CITY OF MARLBOROUGH, MASSACHUSETTS

Pursuant to Massachusetts General Laws, Chapter 166 and the City Ordinance of the City of Marlborough, Massachusetts, NEW CINGULAR WIRELESS PCS, LLC ("AT&T"), requests that it be granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas; to be attached to existing National Grid utility poles, located upon and along the following public ways within the City of Marlborough, as indicated on the attached plans. In addition, the petitioner seeks permission to install conduit or direct bury cable as indicated in the attached plans.

Wherefore, Petitioner requests that, after due notice and hearing as provided by law, that it be granted locations for and permission to construct the telecommunications wires and appurtenances upon and along the public ways within the City of Marlborough, shown on the plan, filed herewith. AT&T also submitted additional information in support of this petition.

Respectfully submitted,

NEW CINGULAR WIRELESS PCS, LLC ("AT&T")

By: David Ford
Project Manager – Small Cell
Centerline Communications, LLC

ORDER FOR LOCATION FOR TELECOMMUNICATIONS WIRES AND APPURTENANCES

By the City Council

Of the City of Marlborough, Massachusetts, _____, 2017

ORDERED:

That NEW CINGULAR WIRELESS PCS, LLC ("AT&T") is hereby granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing National Grid utility poles, located upon and along the public ways within the City of Marlborough, as substantially shown on the plan filed with said petition. In addition, the petitioner is hereby granted permission to install conduit or direct bury fiber cable as indicated in the plans.

The forgoing permission is subject to the following conditions:

1. The telecommunications wires and appurtenances shall be of such material and construction and all work done in such manner as to be satisfactory to the City Council or to such municipal officers as may be appointed to the supervision of the work.
2. Said company shall indemnify and save the City harmless against all damages, costs and expense whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.
3. Said Company shall comply with the requirements of existing City ordinances, as may be applicable and such as may hereafter be adopted governing the construction and maintenance of said telecommunications wires and appurtenances, so far as the same are not inconsistent with the laws of the Commonwealth of Massachusetts.

I hereby certify that the foregoing was adopted at a meeting of the City Council of the City of Marlborough, Massachusetts, held on the _____ day of _____, 2017.

City Clerk

APPROVED

We hereby certify that on _____, 2017, at _____, o'clock at _____, a public hearing was held on the Petition of NEW CINGULAR WIRELESS PCS, LLC ("AT&T") for permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing utility poles, located upon and along the public ways within the City of Marlborough; and to install conduit or direct bury fiber cable as indicated in the plans described in the order herewith recorded, that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the telecommunications wires and appurtenances of said Company under said order, and that thereupon said order was duly adopted.

City Council of the City of Marlborough

CERTIFICATE

I hereby certify that the forgoing is a true copy of a grant of location order and certificate of hearing with notice adopted by the City Council of the City of Marlborough, Massachusetts, on the _____ day of _____, 2017, and recorded with records of location orders of said City, Book _____, Page _____. This certified copy is made under the provisions of Chapter 166 of the Massachusetts General Laws, as amended.

Attest:

City Clerk

Applicable State Law

Municipal Approval of the Construction and Placement of AT&T's Wires and Related Pole Attachments is governed by Massachusetts General Laws Chapter 166, Sections 21-22. As a FCC regulated provider of intrastate telecommunications services, AT&T is authorized under Chapter 166, Section 21 to construct lines and other facilities upon, along, under and across the public ways. Such construction must not incommode the public use of public ways.

In order to obtain municipal permission to construct its telecommunications facilities in public ways, AT&T must file a written petition with the selectmen of a town or the board of alderman or like body of a city, such as the AT&T City Council, pursuant to Chapter 166, Section 22. This same process has been employed routinely by the City of Marlborough in the case of Verizon and Massachusetts Electric Company, in the case of poles, wires, conduits and related appurtenances. In carrying out the permit-granting authority conferred by the General Court, municipalities act as public officers under a delegation of power from the General Court and not as agents of the municipality. Municipalities may adopt reasonable regulations for the erection of facilities by telecommunications carriers having authority to place their facilities in or under public ways. AT&T stands ready, willing and able to comply with the reasonable requirements of the City under General Laws Chapter 166, Sections 21-22 and related requirements imposed by the City applicable to grants of location by the City Council.

Project Description

AT&T proposes to deploy (4) small cell sites in the City of Marlborough in order to deal with ongoing demand on the wireless network. All (4) will be mounted on existing National Grid utility poles located within the public right of way. The small cell sites will work in conjunction with the existing macro sites installed on city rooftops, towers and other structures. This petition specifically addresses the following location:

Area5_124: 319 East Main Street – (42.351319, -71.533467) – NGRID Pole #35-84

AT&T's radio frequency engineers targeted the proposed location due to the high traffic nature and data demand on the network. The existing macro cell sites are having difficulty providing adequate data capacity in the location due to a number of reasons relating to increased population, vehicle and foot traffic, multiple devices per person and other contributing factors. The small cell site will work to offload the demand on the macro sites and allow for increased LTE data capacity and speed within the immediate vicinity of the proposed site.

The network will be installed using typical and commercially accepted methods. Currently no new poles are proposed to be installed. All other poles in this development are existing poles, and are owned and maintained by National Grid through a Pole Attachment Agreement.

Installed telecommunication facilities will include fiber optic cable and small remote nodes for transmitting RF signal, with an unobtrusive pole top antenna on utility poles. Specifically, a small antenna on top of each pole measuring 24.7" x 10" along with an equipment cabinet mounted further down the pole. Attached please find design sketches at each site showing the proposed location, pole height, mounting height, equipment specifications and utility plan.

Node: Area5_124
Address: 319 East Main St, Marlborough, MA
Target Site: NGRID POLE # 35/84
Coordinates: 42.351291, -71.533434



KATHREIN**840 10510 840 10511****Dual Band Omni Antenna with GPS**

	Antenna 1	Antenna 2
Dual Band (MHz)	698–894	1710–2180
Dual Polarization	X	X
HPBW	360°	360°

General specifications:

Frequency range	698–894 MHz 1710–2180 MHz
VSWR	<1.5:1
Impedance	50 ohms
Intermodulation (2x20w)	IM3: <-150 dBc
Polarization	+45° upper and lower band -45° upper and lower band
Connector	4 x 7-16 DIN female
Isolation intrasystem	>30 dB
Intersystem	>40 dB (698–894 // 1710–2180 MHz)
Radome color	Brown or grey
Weight	45 lb (20.4 kg)
Height	24 inches (609 mm)
Radome diameter	18 inches (407 mm)
Wind load	at 83 mph (150kph)
Side	32 lbf (138 N)
Wind survival rating*	150 mph (241.4 kph)
Shipping dimensions	32 x 20 x 19 inches (813 x 508 x 483 mm)
Shipping weight	52 lb (23.6 kg)
Mounting	Designed to be mounted on top of a utility pole using a custom mounting bracket supplied by the customer.

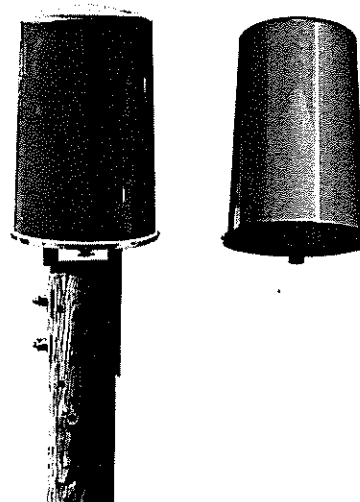
See reverse for order information.

* Mechanical design is based on environmental conditions as stipulated in TIA-222-G-2 (December 2009) and/or ETS 300 019-1-4 which include the static mechanical load imposed on an antenna by wind at maximum velocity. See the Engineering Section of the catalog for further details.

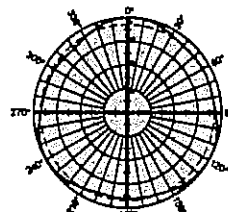
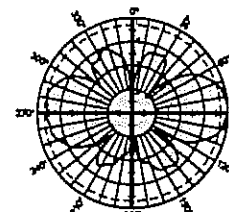
GPS specifications:

Frequency range	1575.42 ± 3 MHz
LNA gain	27 dB Typical
Pre-amp filtering	-30 dB at ± 100 MHz
Polarization	Righthand circular
H-plane beamwidth	Omni
E-plane beamwidth	105 degrees (half-power)
Connector	N female
DC power	+3–5.5 Vdc, 22 mA ± 3 Through N output connector
Temperature range	-35° C to +70° C

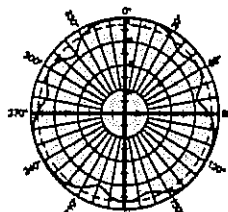
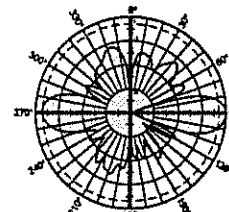
Specifications:	698–806 MHz	806–894 MHz	1710–1880 MHz	1850–1990 MHz	1920–2180 MHz
Gain (typical)	4.5 dBi (with 1–4 dB nuts, typical)	8.5 dBi	9 dBi	9 dBi (with 6–10 dB nuts, typical)	8.5 dBi
Maximum input power	250 watts (at 50°C)	250 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)
+45° and -45° polarization vertical beamwidth	37° (half-power)	30° (half-power)	19° (half-power)	17° (half-power)	17.5° (half-power)



698–894 MHz

Horizontal pattern
±45°-polarizationVertical pattern
±45°-polarization

1710–2180 MHz

Horizontal pattern
±45°-polarizationVertical pattern
±45°-polarization

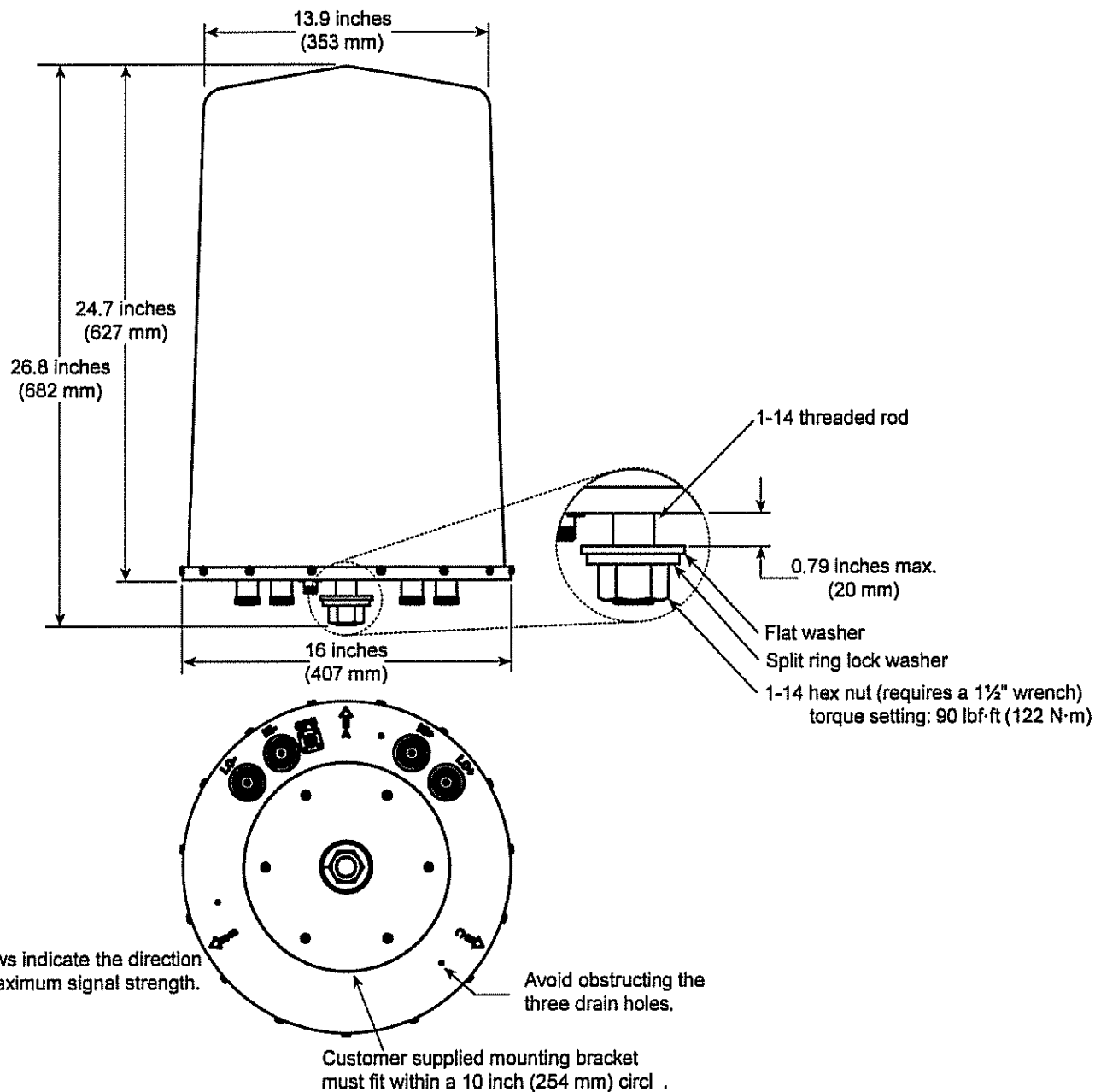
All specifications are subject to change without notice.
The latest specifications are available at www.kathreinusa.com

Kathrein USA Greenway Plaza II, 2400 Lakeside Blvd., Suite 650, Richardson TX 75082
Phone: 214.238.8800 Fax: 214.238.8801 Email: info@kathrein.com

KATHREIN

840 10510 840 10511

Dual Band Omni Antenna with GPS



Order Information:

Model	Description
840 10510	Brown Dualband X-pol Omni Antenna
840 10511	Grey Dualband X-pol Omni Antenna

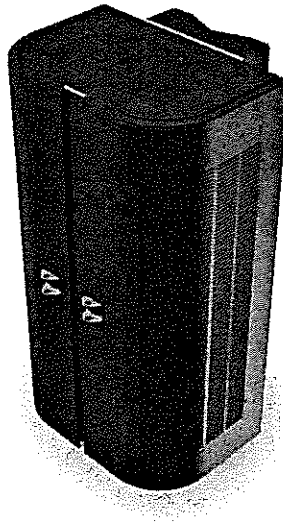
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Kathrein USA Greenway Plaza II, 2400 Lakeside Blvd., Suite 650, Richardson TX 75082
Phone: 214.238.8800 Fax: 214.238.8801 Email: info@kathrein.com



Curved Shroud

Technical Product Description



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Disclaimer

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DESCRIPTION

The Curved Shroud is a pole mounted radio concealment. Its compact rounded shape design and variable powder coat finishes blends with surrounding infrastructure.

TECHNICAL SPECIFICATION

COMPLIANCE

Telcordia GR-487-CORE:

Exposure to High-Temperature
 Environmental Induced Vibration
 Seismic Test
 Transportation Vibration (for configuration with up to 4x 2203 radios)

MECHANICAL

Width x Depth x Height:

18" x 12" x 32"

Weight:

70 lbs. (enclosure only)

Internal Volume:

3.8 cu. ft.

MOUNTING

Pole Mounting:

Wood/Steel (6" offset available) metal banding or thru bolt

FINISH

Variable Powder Coat Finishes

GROUNDING

Isolated ground bar with ¼-in stud, 5/8 ctr-ctr, copper ground bar

CABLE ENTRY

6 cable egress/ingress knock-out

OPTIONAL EQUIPMENT CONFIGURATIONS

Up to 4x Ericsson 2203

Up to 2x 2203 and 1x mRRUS12

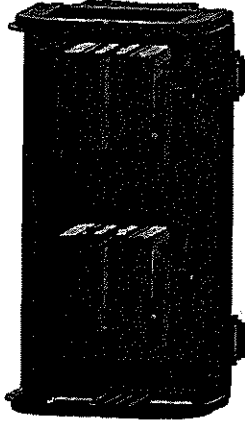
Integrated bracket for up to 2x twin-diplexer

Integrated bracket for outdoor rated fiber termination box

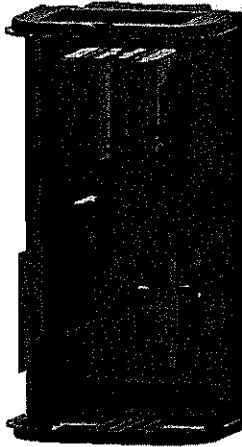


ENCLOSURE CONFIGURATIONS

- 4x 2203, 2x twin-diplexer, 1x Fiber termination box

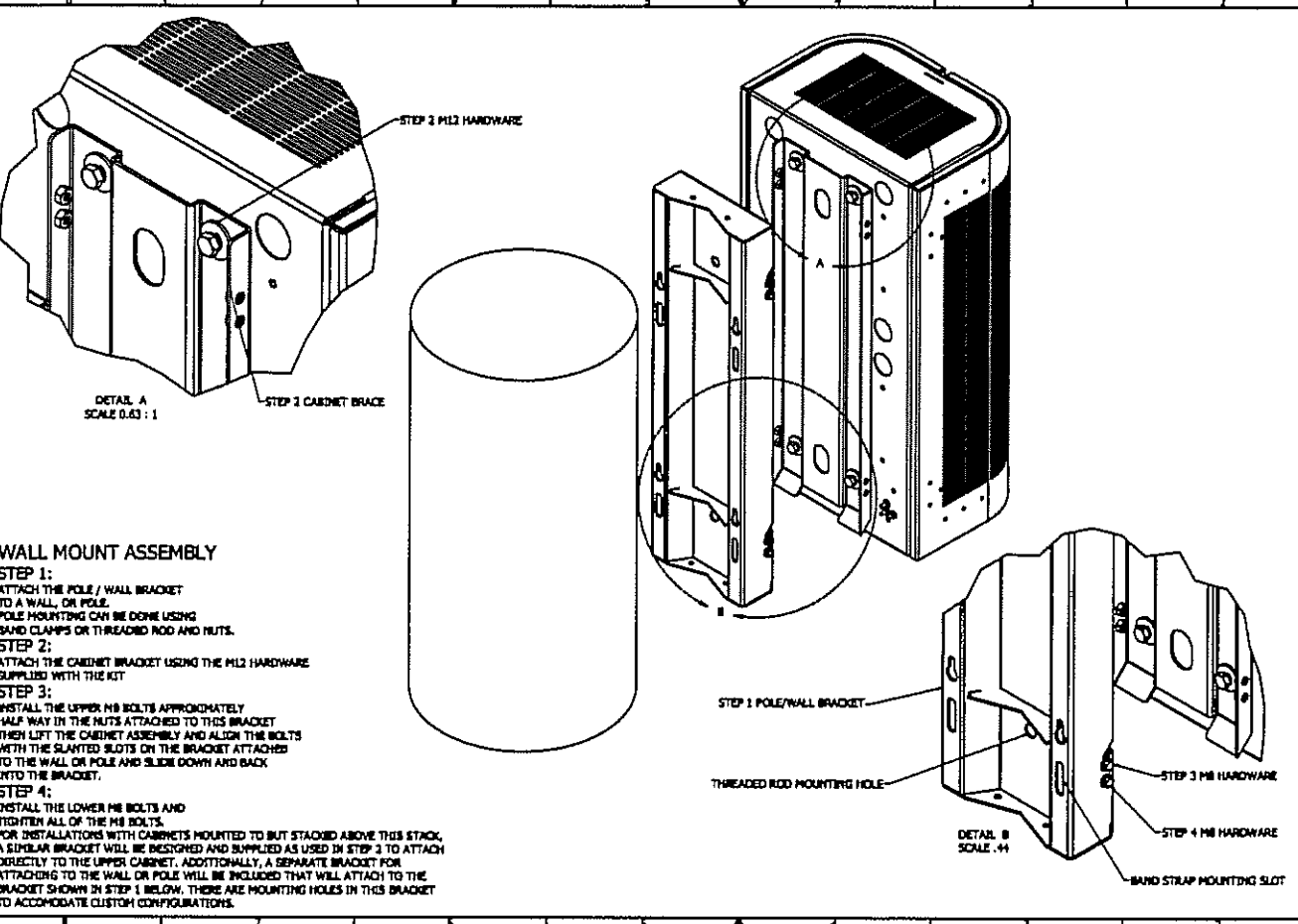


- 2x 2203, 1x mRRUS12, Fiber termination box, twin-diplexer



- Additional feature: mounting provision for AC distribution box

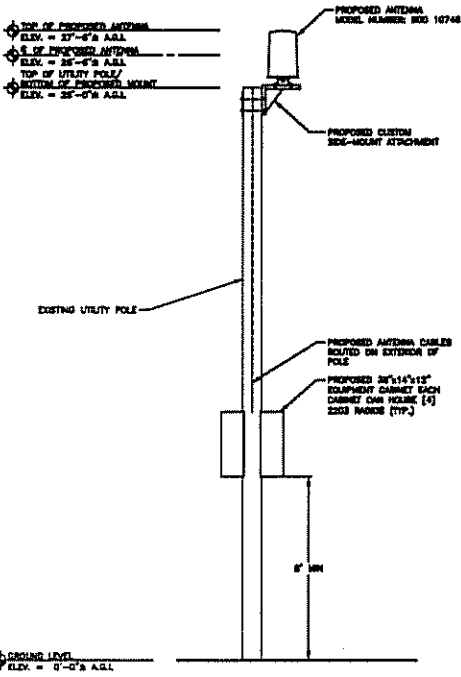




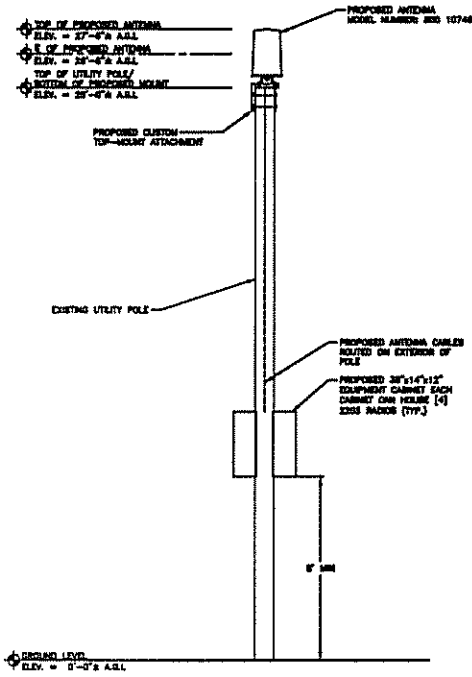
WALL MOUNT ASSEMBLY

- STEP 1:**
ATTACH THE POLE / WALL BRACKET TO A WALL, OR POLE. POLE MOUNTING CAN BE DONE USING BAND CLAMPS OR THREADED ROD AND NUTS.
- STEP 2:**
ATTACH THE CABINET BRACKET USING THE M12 HARDWARE SUPPLIED WITH THE KIT
- STEP 3:**
INSTALL THE UPPER M8 BOLTS APPROXIMATELY HALF WAY IN THE NUTS ATTACHED TO THIS BRACKET THEN LIFT THE CABINET ASSEMBLY AND ALIGN THE BOLTS WITH THE SLANTED SLOTS ON THE BRACKET ATTACHED TO THE WALL OR POLE AND SLIDE DOWN AND BACK INTO THE BRACKET.
- STEP 4:**
INSTALL THE LOWER M8 BOLTS AND TIGHTEN ALL OF THE M8 BOLTS. FOR INSTALLATIONS WITH CABINETS MOUNTED TO BUT STACKED ABOVE THIS STACK, A SIMILAR BRACKET WILL BE DESIGNED AND SUPPLIED AS USED IN STEP 3 TO ATTACH DIRECTLY TO THE UPPER CABINET. ADDITIONALLY, A SEPARATE BRACKET FOR ATTACHING TO THE WALL OR POLE WILL BE INCLUDED THAT WILL ATTACH TO THE BRACKET SHOWN IN STEP 1 BELOW. THERE ARE MOUNTING HOLES IN THIS BRACKET TO ACCOMMODATE CUSTOM CONFIGURATIONS.

Project		
DOUBLE DECK, VARIABLE RACK INSTALLATION GUIDE		
Created by: JWB	Checked by: JWB	Date: 1/16/2011
Author: JWB	Appr:	
ID KIT SCALE 1:1		
DIMENSIONS ARE IN INCHES DECIMAL ANGLE FRACTION		
1/16" = 0.0625"	1/8" = 0.125"	1/16" = 0.0625"
1/32" = 0.03125"	1/4" = 0.25"	1/8" = 0.125"
3/32" = 0.09375"	3/8" = 0.375"	3/16" = 0.1875"
1/8" = 0.125"	1/2" = 0.5"	1/4" = 0.25"
Consultant		
Consultant		
Sheet Title		
Sheet Scale Sheet Rev		
1:8	1 OF 2	
Drawing / Part Number		



SIDE MOUNT ELEVATION 1
 22x34 SCALE: 1/2"=1'-0"
 11x17 SCALE: 1/4"=1'-0"
 GRAPHIC SCALE
 0 1 2 3 4 FEET



TOP MOUNT ELEVATION 2
 22x34 SCALE: 1/2"=1'-0"
 11x17 SCALE: 1/4"=1'-0"
 GRAPHIC SCALE
 0 1 2 3 4 FEET



455 WOODBURY
 SUITE 200
 WILMINGTON, MA 01897
 TEL: 617-261-1111
 FAX: 617-261-1112

CHECKED BY: HC

APPROVED BY: DGC

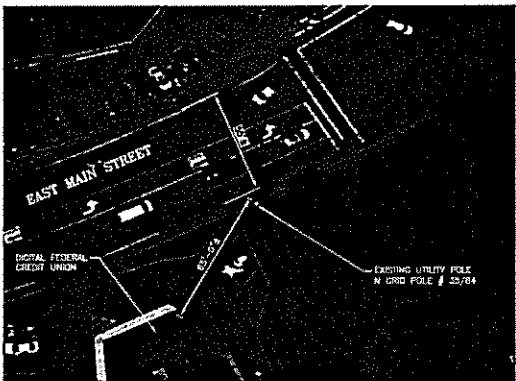
SUBMITTALS			
NO.	DATE	REVISION	BY

UTILITY POLE ANTENNA MOUNT DETAILS

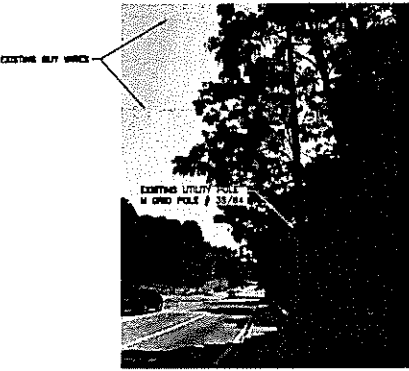
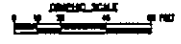
SHEET TITLE
ELEVATIONS

SHEET NUMBER
SK-1

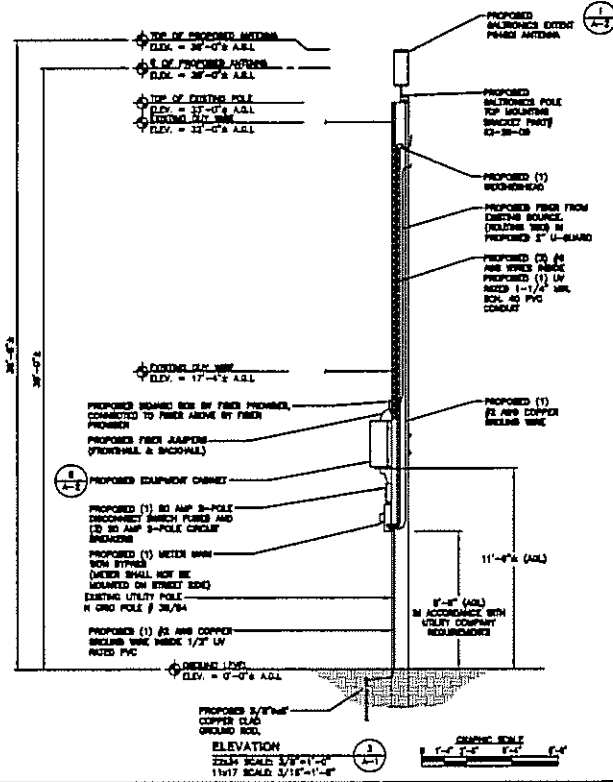
APPROXIMATE L&D 43.261317° N
 COORDINATE LONGS 71.833487° W
 BASED ON INFORMATION OBTAINED
 DURING FIELD VISIT DATED 08/12/17



KEY PLAN
 22x34 SCALE 1"=50'
 11x17 SCALE 1"=40'



EXISTING CONDITIONS PHOTO DETAIL
 SCALE N1:8



CHECKED BY: AT

APPROVED BY: D.C.

SUBMITTALS		
NO.	REV.	DATE

BLANKET PER MISS BLANKET
 AREA 5_1248

SEE IN
 AREA 5_1248

318 EAST DUNE ST
 WASHINGTON, VA 22182
 WOODBURY COUNTY

DATE FILE
 KEY PLAN AND
 ELEVATION

SHEET NUMBER
 A-1

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH



2017 SEP 21 A 11:30

City Council
City of Marlborough
City Hall
140 Main Street
Marlborough, MA 01752

August 9, 2017

RE: Petition of New Cingular Wireless PCS, LLC ("AT&T") for Grant of Location for Telecommunication Wires and Appurtenances: **Area5_87: 34 Boston Post Road East, Marlborough, MA (42.352556, -71.529969) – NGRID Guyed Stub Pole**

Dear Members of the City Council:

Pursuant to Massachusetts General Laws Chapter 166 section 22, please find enclosed the petition of New Cingular Wireless PCS, LLC ("AT&T") for a grant of location for telecommunication wires and appurtenances to be attached to existing utility poles owned by National Grid within the City of Marlborough. Included with the petition are detailed plans that identify the locations where AT&T's proposed pole attachments will be placed. This includes an area map of all locations as well as the Utility pole profiles depicting the equipment attachment heights and specs.

AT&T requests that the City schedule a public hearing on this petition, subject to the requirements of Massachusetts General Laws, Section 22. Those requirements prescribe that the city provide written notice to all owners of real estate, abutting that part of each street upon or across which, wires appurtenances are proposed to be located. It is my understanding that the City will be able to produce this list, and I will work with the City Clerk to ensure the letters are sent per the requirements of the City.

For the convenience of the City Council, AT&T has provided a proposed form of order.

Should you have any questions, or would like any additional information prior to the public hearing please do not hesitate to contact me at (508) 821-6509 or dford@clinellc.com. I will be present at the public hearing to answer any questions you may have as well.

Thank you,



David Ford | Site Acquisition Lead - Manager
Mobile: 508.821.6509 | Fax: 508.819.3017
dford@clinellc.com | www.centerlinecommunications.com

PETITION FOR LOCATIONS FOR TELECOMMUNICATIONS WIRES AND APPURTENANCES

To the CITY COUNCIL OF THE CITY OF MARLBOROUGH, MASSACHUSETTS

Pursuant to Massachusetts General Laws, Chapter 166 and the City Ordinance of the City of Marlborough, Massachusetts, NEW CINGULAR WIRELESS PCS, LLC ("AT&T"), requests that it be granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas; to be attached to existing National Grid utility poles, located upon and along the following public ways within the City of Marlborough, as indicated on the attached plans. In addition, the petitioner seeks permission to install conduit or direct bury cable as indicated in the attached plans.

Wherefore, Petitioner requests that, after due notice and hearing as provided by law, that it be granted locations for and permission to construct the telecommunications wires and appurtenances upon and along the public ways within the City of Marlborough, shown on the plan, filed herewith. AT&T also submitted additional information in support of this petition.

Respectfully submitted,

NEW CINGULAR WIRELESS PCS, LLC ("AT&T")

By: David Ford
Project Manager – Small Cell
Centerline Communications, LLC

ORDER FOR LOCATION FOR TELECOMMUNICATIONS WIRES AND APPURTENANCES

By the City Council

Of the City of Marlborough, Massachusetts, _____, 2017

ORDERED:

That NEW CINGULAR WIRELESS PCS, LLC ("AT&T") is hereby granted locations for and permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing National Grid utility poles, located upon and along the public ways within the City of Marlborough, as substantially shown on the plan filed with said petition. In addition, the petitioner is hereby granted permission to install conduit or direct bury fiber cable as indicated in the plans.

The forgoing permission is subject to the following conditions:

1. The telecommunications wires and appurtenances shall be of such material and construction and all work done in such manner as to be satisfactory to the City Council or to such municipal officers as may be appointed to the supervision of the work.
2. Said company shall indemnify and save the City harmless against all damages, costs and expense whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.
3. Said Company shall comply with the requirements of existing City ordinances, as may be applicable and such as may hereafter be adopted governing the construction and maintenance of said telecommunications wires and appurtenances, so far as the same are not inconsistent with the laws of the Commonwealth of Massachusetts.

I hereby certify that the foregoing was adopted at a meeting of the City Council of the City of Marlborough, Massachusetts, held on the _____ day of _____, 2017.

City Clerk

APPROVED

We hereby certify that on _____, 2017, at _____, o'clock at _____, a public hearing was held on the Petition of NEW CINGULAR WIRELESS PCS, LLC ("AT&T") for permission to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas, to be attached to existing utility poles, located upon and along the public ways within the City of Marlborough; and to install conduit or direct bury fiber cable as indicated in the plans described in the order herewith recorded, that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the telecommunications wires and appurtenances of said Company under said order, and that thereupon said order was duly adopted.

City Council of the City of Marlborough

CERTIFICATE

I hereby certify that the forgoing is a true copy of a grant of location order and certificate of hearing with notice adopted by the City Council of the City of Marlborough, Massachusetts, on the _____ day of _____, 2017, and recorded with records of location orders of said City, Book _____, Page _____. This certified copy is made under the provisions of Chapter 166 of the Massachusetts General Laws, as amended.

Attest:

City Clerk

Applicable State Law

Municipal Approval of the Construction and Placement of AT&T's Wires and Related Pole Attachments is governed by Massachusetts General Laws Chapter 166, Sections 21-22. As a FCC regulated provider of intrastate telecommunications services, AT&T is authorized under Chapter 166, Section 21 to construct lines and other facilities upon, along, under and across the public ways. Such construction must not incommode the public use of public ways.

In order to obtain municipal permission to construct its telecommunications facilities in public ways, AT&T must file a written petition with the selectmen of a town or the board of alderman or like body of a city, such as the AT&T City Council, pursuant to Chapter 166, Section 22. This same process has been employed routinely by the City of Marlborough in the case of Verizon and Massachusetts Electric Company, in the case of poles, wires, conduits and related appurtenances. In carrying out the permit-granting authority conferred by the General Court, municipalities act as public officers under a delegation of power from the General Court and not as agents of the municipality. Municipalities may adopt reasonable regulations for the erection of facilities by telecommunications carriers having authority to place their facilities in or under public ways. AT&T stands ready, willing and able to comply with the reasonable requirements of the City under General Laws Chapter 166, Sections 21-22 and related requirements imposed by the City applicable to grants of location by the City Council.

Project Description

AT&T proposes to deploy (4) small cell sites in the City of Marlborough in order to deal with ongoing demand on the wireless network. All (4) will be mounted on existing National Grid utility poles located within the public right of way. The small cell sites will work in conjunction with the existing macro sites installed on city rooftops, towers and other structures. This petition specifically addresses the following location:

Area5_87: 34 Boston Post Road East, Marlborough, MA – (42.352556, -71.529969) – NGRID Guyed Stub Pole

AT&T's radio frequency engineers targeted the proposed location due to the high traffic nature and data demand on the network. The existing macro cell sites are having difficulty providing adequate data capacity in the location due to a number of reasons relating to increased population, vehicle and foot traffic, multiple devices per person and other contributing factors. The small cell site will work to offload the demand on the macro sites and allow for increased LTE data capacity and speed within the immediate vicinity of the proposed site.

The network will be installed using typical and commercially accepted methods. Currently no new poles are proposed to be installed. All other poles in this development are existing poles, and are owned and maintained by National Grid through a Pole Attachment Agreement.

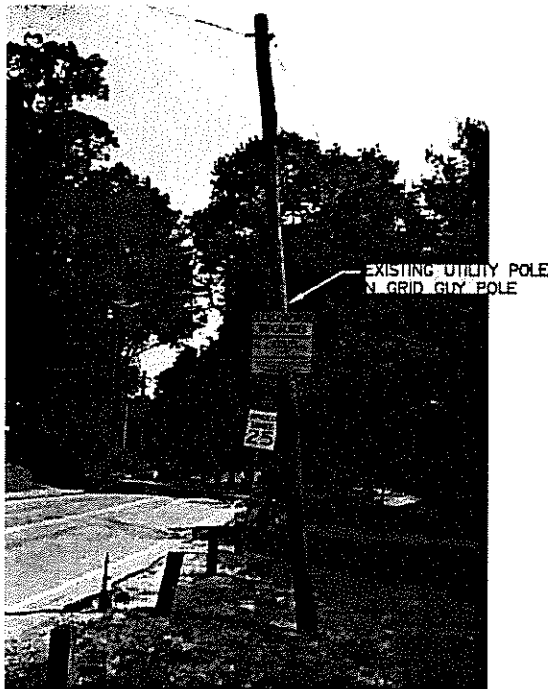
Installed telecommunication facilities will include fiber optic cable and small remote nodes for transmitting RF signal, with an unobtrusive pole top antenna on utility poles. Specifically, a small antenna on top of each pole measuring 24.7" x 10" along with an equipment cabinet mounted further down the pole. Attached please find design sketches at each site showing the proposed location, pole height, mounting height, equipment specifications and utility plan.

Node: Area5_87

Address: 34 Boston Post Road East, Marlborough, MA

Target Site: NGRID Stub Pole

Coordinates: 42.3524864, -71.5306541



KATHREIN**840 10510 840 10511****Dual Band Omni Antenna with GPS**

	Antenna 1	Antenna 2
Dual Band (MHz)	698–894	1710–2180
Dual Polarization	X	X
HPBW	360°	360°

General specifications:

Frequency range	698–894 MHz 1710–2180 MHz
VSWR	<1.5:1
Impedance	50 ohms
Intermodulation (2x20w)	IM3: <-150 dBc
Polarization	+45° upper and lower band -45° upper and lower band
Connector	4 x 7-16 DIN female
Isolation intrasystem intersystem	>30 dB >40 dB (698–894 // 1710–2180 MHz)
Radome color	Brown or grey
Weight	45 lb (20.4 kg)
Height	24 inches (609 mm)
Radome diameter	16 inches (407 mm)
Wind load Side	at 83 mph (150kph) 32 lbf (138 N)
Wind survival rating*	150 mph (241.4 kph)
Shipping dimensions	32 x 20 x 19 inches (813 x 508 x 483 mm)
Shipping weight	52 lb (23.6 kg)
Mounting	Designed to be mounted on top of a utility pole using a custom mounting bracket supplied by the customer.

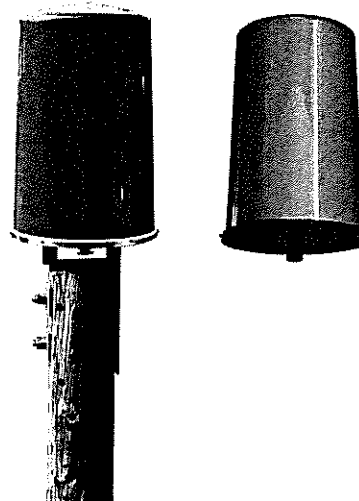
See reverse for order information.

* Mechanical design is based on environmental conditions as stipulated in TIA-222-G-2 (December 2009) and/or ETS 300 018-1-4 which include the static mechanical load imposed on an antenna by wind at maximum velocity. See the Engineering Section of the catalog for further details.

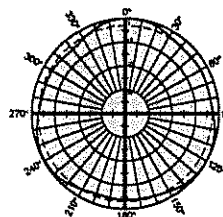
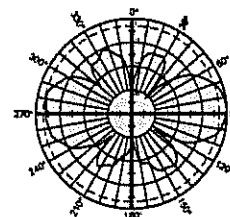
GPS specifications:

Frequency range	1575.42 ± 3 MHz
LNA gain	27 dB Typical
Pre-amp filtering	-30 dB at ± 100 MHz
Polarization	Righthand circular
H-plane beamwidth	Omni
E-plane beamwidth	105 degrees (half-power)
Connector	N female
DC power	+3–5.5 Vdc, 22 mA ± 3 Through N output connector
Temperature range	-35° C to +70° C

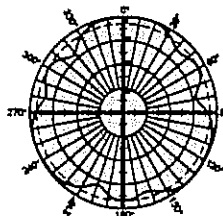
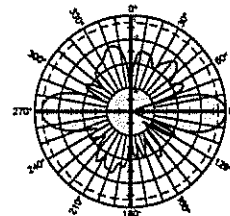
Specifications:	698–806 MHz	806–894 MHz	1710–1880 MHz	1850–1990 MHz	1920–2180 MHz
Gain (typical)	4.5 dBi (with 1–4 dB nulls, typical)	6.5 dBi	9 dBi	9 dBi (with 6–10 dB nulls, typical)	8.5 dBi
Maximum input power	250 watts (at 50°C)	250 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)	200 watts (at 50°C)
+45° and -45° polarization vertical beamwidth	37° (half-power)	30° (half-power)	19° (half-power)	17° (half-power)	17.5° (half-power)



698–894 MHz

Horizontal pattern
±45°-polarizationVertical pattern
±45°-polarization

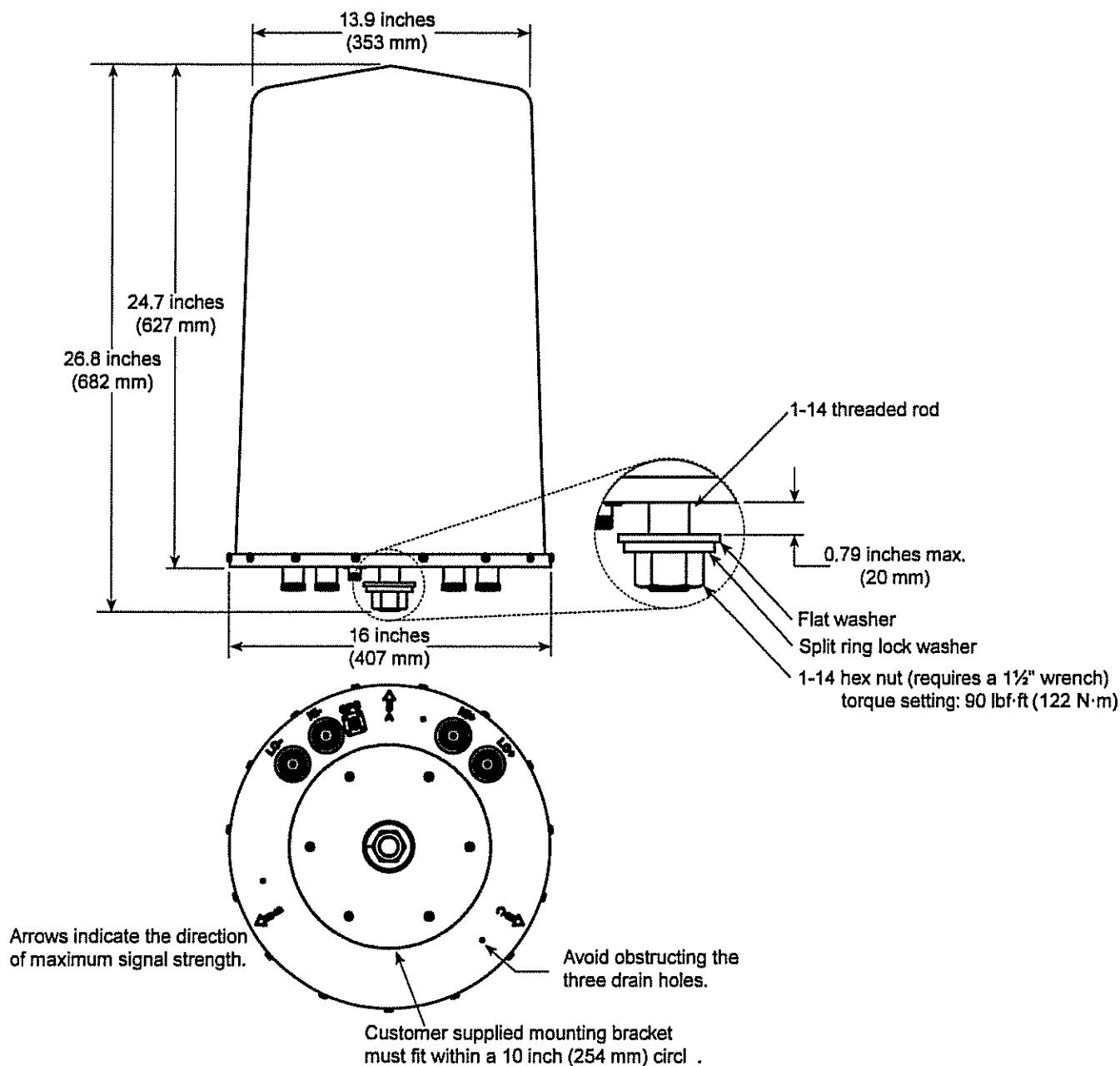
1710–2180 MHz

Horizontal pattern
±45°-polarizationVertical pattern
±45°-polarization

RoHS
Lead-Free

All specifications are subject to change without notice.
The latest specifications are available at www.kathreinusa.com

Kathrein USA Greenway Plaza II, 2400 Lakeside Blvd., Suite 650, Richardson TX 75082
Phone: 214.238.8800 Fax: 214.238.8801 Email: info@kathrein.com

KATHREIN**840 10510 840 10511****Dual Band Omni Antenna with GPS****Order Information:**

Model	Description
840 10510	Brown Dualband X-pol Omni Antenna
840 10511	Grey Dualband X-pol Omni Antenna

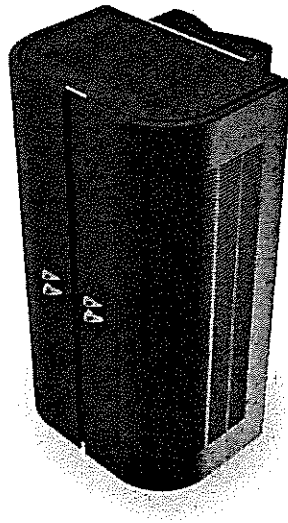
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Kathrein USA Greenway Plaza II, 2400 Lakeside Blvd., Suite 650, Richardson TX 75082
Phone: 214.238.8800 Fax: 214.238.8801 Email: info@kathrein.com



Curved Shroud

Technical Product Description



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DESCRIPTION

The Curved Shroud is a pole mounted radio concealment. Its compact rounded shape design and variable powder coat finishes blends with surrounding infrastructure.

TECHNICAL SPECIFICATION

COMPLIANCE

Telcordia GR-487-CORE:

Exposure to High-Temperature
 Environmental Induced Vibration
 Seismic Test
 Transportation Vibration (for configuration with up to 4x 2203 radios)

MECHANICAL

Width x Depth x Height:

18" x 12" x 32"

Weight:

70 lbs. (enclosure only)

Internal Volume:

3.8 cu. ft.

MOUNTING

Pole Mounting:

Wood/Steel (6" offset available) metal banding or thru bolt

FINISH

Variable Powder Coat Finishes

GROUNDING

Isolated ground bar with ¼-in stud, 5/8 ctr-ctr, copper ground bar

CABLE ENTRY

6 cable egress/ingress knock-out

OPTIONAL EQUIPMENT CONFIGURATIONS

Up to 4x Ericsson 2203

Up to 2x 2203 and 1x mRRUS12

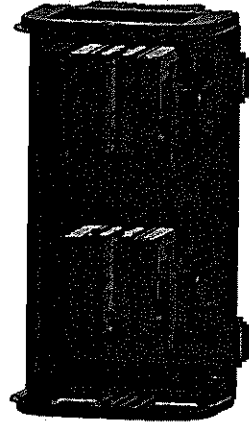
Integrated bracket for up to 2x twin-diplexer

Integrated bracket for outdoor rated fiber termination box

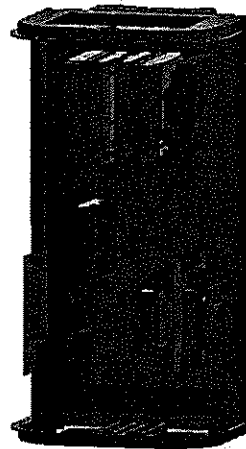


ENCLOSURE CONFIGURATIONS

- 4x 2203, 2x twin-diplexer, 1x Fiber termination box

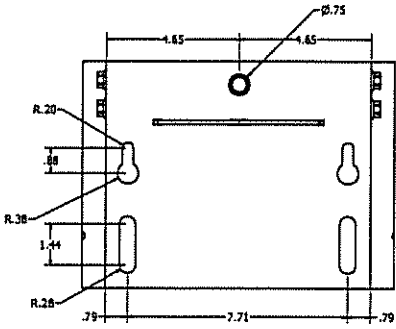


- 2x 2203, 1x mRRUS12, Fiber termination box, twin-diplexer

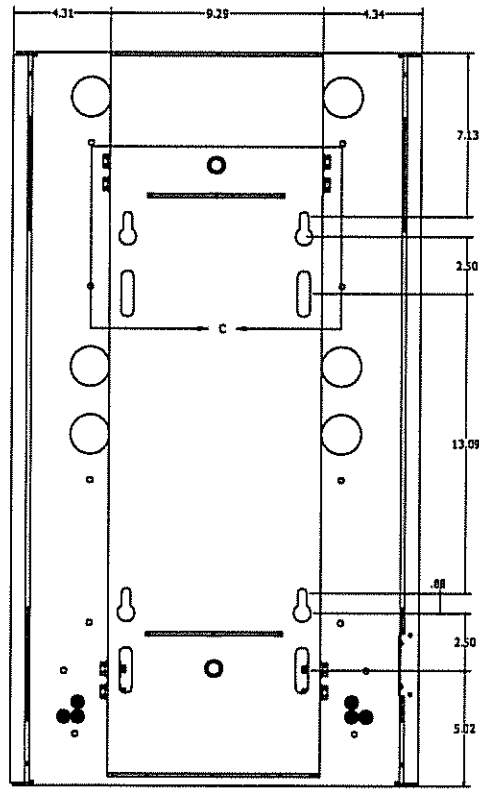


- Additional feature: mounting provision for AC distribution box

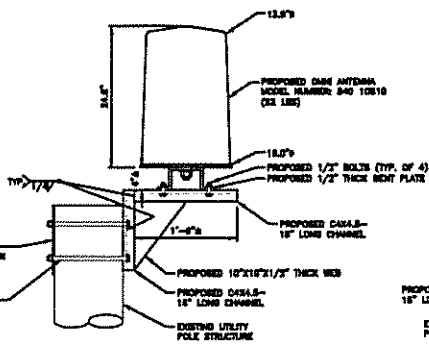




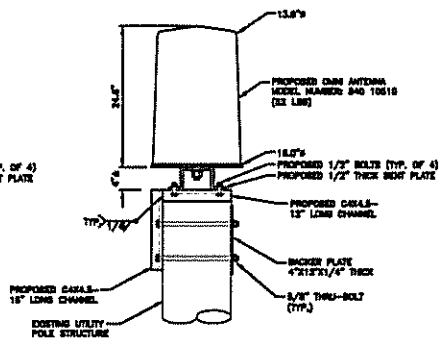
DETAIL C
SCALE .625



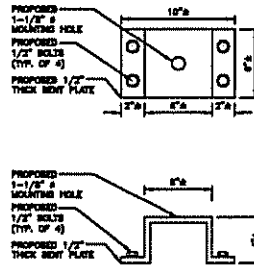
DOUBLE DOOR VARIABLE GADGET INSTALLATION GUIDE			
Drawn by: LATE	Checked by: LATE		
Date: 8/15/2011			
Rev	Date	Description	App
A		REV RELEASE	DL
B	3/22/17	REVISED RESEPTER	DL
DO NOT SCALE DWG			
DIMENSIONS ARE IN INCHES			
DECIMAL	ANGLE	FRACTION	
XX + 0.00	X 0°	XX + 0/16"	
XXX + 0.00	XX + 0.0°	XXX + 0/16"	
XXXX + 0.00	XX + 0.0°	XXXX + 0/16"	
Consultant			
Consultant			
Sheet Title			
Sheet Scale: Sheet: Rev:			
1:8	2	DF 2	
Drawing / Part Number			



ANTENNA SIDE MOUNT DETAIL
SCALE: N.T.S. 1



ANTENNA TOP MOUNT DETAIL
SCALE: N.T.S. 2



BENT PLATE DETAIL
SCALE: N.T.S. 3

at&t
180 COCHUWAS ROAD
FRAMINGHAM, MA 01701

CENTERLINE
30 RYAN DRIVE
NATURAL, MA 02787

Hudson
Design Group

488 OGDEN DRIVE
BOSTON, MA 02118
TEL: 617-552-8800
FAX: 617-552-8801
WWW.HUDSON-DESIGN.COM

CHECKED BY: HC
APPROVED BY: DLT

SUBMITTALS			
NO.	DATE	DESCRIPTION	BY

3. APPROVED BY: [Signature]

UTILITY POLE ANTENNA MOUNT DETAILS

SHEET TITLE: -

SHEET NUMBER: SK-1



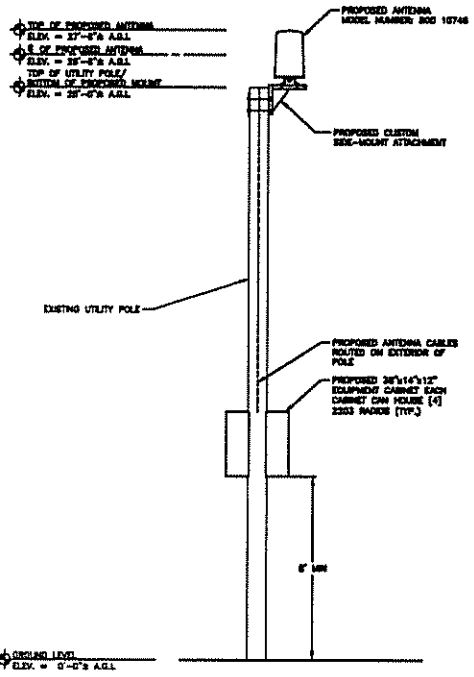
CHECKED BY: HC
 APPROVED BY: DJC

SUBMITTALS			
NO.	REV.	DESCRIPTION	DATE

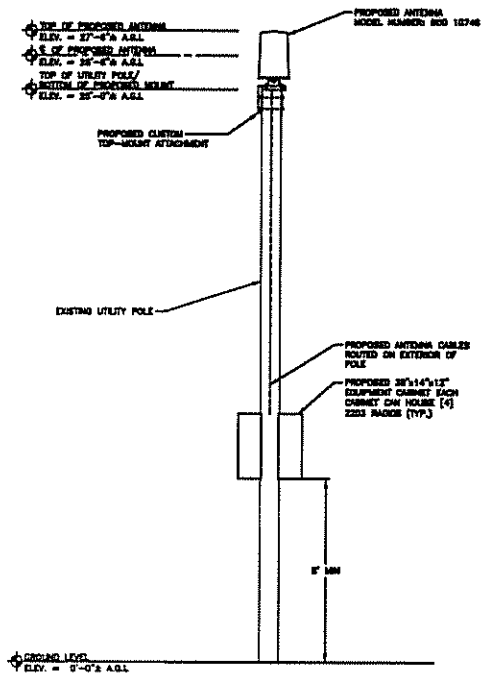
UTILITY POLE
 ANTENNA
 MOUNT
 DETAILS

SHEET TITLE
 ELEVATIONS

SHEET NUMBER
SK-1



SIDE MOUNT ELEVATION 1
 22x34 SCALE: 1/2"=1'-0"
 11x17 SCALE: 1/4"=1'-0"



TOP MOUNT ELEVATION 2
 22x34 SCALE: 1/2"=1'-0"
 11x17 SCALE: 1/4"=1'-0"

WALKER REALTY LLC

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2017 SEP 21 A 8:29

September 20, 2017

Councilor Edward Clancy, President Marlborough City Council
City Hall
Marlborough, MA 01752


Re: Apex Center- Building Signage Approval Delegation

Dear Councilor Clancy and Councilors:

Please allow this letter and attachment to serve as the Applicant's formal request that the City Council delegate its authority for approval of signage within the mixed use development known as the Apex Center (the "Project") to the City of Marlborough Building Inspector or his designee provided that said signage is in full compliance with the requirements of paragraph H of § 650-35, et seq. Please note, the Applicant is not requesting that the City Council delegate its waiver authority for signage that does not meet the technical requirements of paragraph H of § 650-35, et seq. As grounds for the Applicant's request, the Applicant states that the Project is nearing completion and tenants are nearing occupancy. As we get closer to occupancy, timing is becoming more critical. Many tenants do not finalize their building signage packages until they near occupancy and will not order signage for production until that signage has been approved. The City Council approval process can run a period of weeks from beginning to end and therefore result in a critical delay in tenants obtaining and installing signage. Tenants will not open without building signage as signage is a necessary element for commercial viability and success. With that in mind, we respectfully request that the Council suspend the rules and approve the attached Order at their meeting schedule for Monday, September 25. Thank you for your attention to this matter. Please do not hesitate to contact me directly with any questions.

Very truly yours,

Walker Realty LLC



Kevin S. Eriksen, Esq.

ORDERED:**Suspension of the Rules requested –**

Be it ordained by the City Council that notwithstanding anything authority granted to the City Council Under paragraph H of § 650-35, Hospitality and Recreation Mixed Use Overlay District (HRMUOD), of the City Code:

1. The City Council hereby delegates its authority for approval of signage within the mixed use development known as the Apex Center (the “Project”), which Project is located entirely within the HRMUOD, to the City of Marlborough Building Inspector or his/her designee provided that said signage is in compliance with the requirements of paragraph H of § 650-35, et seq. For avoidance of doubt, City Council shall retain authority over signage requests that would require a waiver in accordance with paragraph H(8) of § 650-35.

ADOPTED

In City Council

Order No. 17-

Adopted

Approved by Mayor

Arthur G. Vigeant

Date:

A TRUE COPY

ATTEST:

WALKER REALTY LLC

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2011 SEP 21 A 8:29

September 20, 2017

Councilor Edward Clancy, President Marlborough City Council
City Hall
Marlborough, MA 01752

Re: Apex Center- Pedestrian Trail Easement and Sewer Utility Easement

Dear Councilor Clancy and Councilors:

Enclosed please find Walker Realty LLC's (the "Applicant") proposed Pedestrian Trail Easement ("Trail Easements") and Sewer Utility Easement ("Sewer Easement") which are hereby submitted pursuant to the terms of the Development Agreement. Also attached, please find previously recorded pedestrian access easements affecting the property, which easements are being amended by the Trail Easements, the proposed plans showing the location of the Trail Easements and Sewer Easement, and a proposed order for consideration and approval. The Applicant has been working cooperatively with the Office of the City Solicitor on the form of the attached and is desirous of finalizing and recording the attached as soon as possible consistent with our planned opening of certain buildings at the Apex Center in October. With that in mind, and recognizing that the City Council has authority to accept public interests in land, the Applicant formally requests that the City Council suspend the rules and accept the proposed easements as contemplated in the Development Agreement at their hearing on Monday, September 25th subject to the Applicant finalizing the form of the easement documents to the satisfaction of the City Solicitor prior to the Applicant's recording of the same. Thank you for your attention to this matter. The Applicant will be available to discuss the easements in more detail on Monday evening. Please do not hesitate to contact me directly with any questions.

Very truly yours,

Walker Realty LLC



Kevin S. Eriksen, Esq.

DRAFT

ORDERED:

WHEREAS, in the opinion of the City Council of the City of Marlborough, the common convenience and necessity require that the permanent walking trail easement in an approximately 85,506 S.F. portion of the land known as Lots 11, 12, and 13A as shown on a plan entitled "Subdivision Plan of Land in Marlborough, Massachusetts" prepared by VHB Inc., dated May 4, 2017, revised through June 14, 2017 and recorded at Middlesex South District Registry of Deeds at Plan Book 2017, Plan 574, be accepted as a municipal easement as shown on plan thereof and as hereinafter described:

DESCRIPTION

Plan entitled "Easement Plan of Land in Marlborough, Massachusetts, Prepared For: Walker Realty, LLC; Prepared By VHB, Inc., 101 Walnut Street, P.O. Box 9151, Watertown, MA 02471-9151; Date: September 7, 2017; Scale: 1" = 100';" said Plan to be recorded at the Middlesex County South Registry of Deeds;

Title to the permanent walking trail easement as shown on said plan has been granted to the City of Marlborough in an Amendment to Public Walking Trail Easement Grant from Walker Realty LLC and Marlboro Hospitality LLC, said Amendment to Public Walking Trail Easement Grant to be recorded in the Middlesex County South Registry of Deeds.

IT IS THEREFORE ORDERED THAT:

The permanent walking trail easement in an approximately 85,506 S.F. portion of land located on the southerly side of Boston Post Road West and the northerly side of Glen Street and being a portion of the land known as Lots 11, 12, and 13A as shown on a plan entitled "Subdivision Plan of Land in Marlborough, Massachusetts" prepared by VHB Inc., dated May 4, 2017, revised through June 14, 2017 and recorded at Middlesex South District Registry of Deeds at Plan Book 2017, Plan 574, be accepted as a municipal easement in the City of Marlborough.

ADOPTED

In City Council

Order No. 17-

Adopted

Approved by Mayor

Arthur G. Vigeant

Date:

A TRUE COPY

ATTEST:

DRAFT

ORDERED:

WHEREAS, in the opinion of the City Council of the City of Marlborough, the common convenience and necessity require that the permanent sewer easement in an approximately 87,302 S.F. portion of the land, located on the southerly side of Boston Post Road West and the northerly side of Glen Street and being a portion of the land known as Lots 11, 12, and 13A as shown on a plan entitled "Subdivision Plan of Land in Marlborough, Massachusetts" prepared by VHB Inc., dated May 4, 2017, revised through June 14, 2017 and recorded at Middlesex South District Registry of Deeds at Plan Book 2017, Plan 574, be accepted as a municipal easement as shown on plan thereof and as hereinafter described:

DESCRIPTION

Plan entitled "Easement Plan of Land in Marlborough, Massachusetts, Prepared For: Walker Realty, LLC; Prepared By VHB, Inc., 101 Walnut Street, P.O. Box 9151, Watertown, MA 02471-9151; Date: September 7, 2017; Scale: 1" = 100';" said Plan to be recorded at the Middlesex County South Registry of Deeds;

Title to the permanent sewer easement as shown on said plan has been granted to the City of Marlborough in a Grant of Sewer Easement from Walker Realty LLC and Marlboro Hospitality LLC said Grant of Sewer Easement to be recorded in the Middlesex County South Registry of Deeds.

IT IS THEREFORE ORDERED THAT:

The permanent sewer easement in an approximately 87,302 S.F. portion of land located on the southerly side of Boston Post Road West and the northerly side of Glen Street and being a portion of the land known as Lots 11, 12, and 13A as shown on a plan entitled "Subdivision Plan of Land in Marlborough, Massachusetts" prepared by VHB Inc., dated May 4, 2017, revised through June 14, 2017 and recorded at Middlesex South District Registry of Deeds at Plan Book 2017, Plan 574, be accepted as a municipal easement in the City of Marlborough.

ADOPTED
In City Council
Order No. 17-
Adopted

Approved by Mayor
Arthur G. Vigeant
Date:

A TRUE COPY
ATTEST:

SEWER UTILITY EASEMENT

GRANT OF SEWER EASEMENT

WALKER REALTY, LLC, a Massachusetts limited liability company with a usual address of 4 Lan Drive, Westford, MA 01886, MARLBORO HOSPITALITY, LLC, a Massachusetts limited liability company with a usual address of 4 Lan Drive, Westford, MA 01886 and 11 APEX, LLC, a Massachusetts limited liability company with a usual address of 4 Lan Drive, Westford, MA 01886, all in Middlesex County, Massachusetts, hereinafter known, collectively, as Grantor, in consideration of the payment of One Dollar (\$1.00), receipt of which is hereby acknowledged,

Hereby grant to the CITY OF MARLBOROUGH, a municipal corporation formed under the laws of the Commonwealth of Massachusetts, and having an address at 140 Main Street, Marlborough, MA 01752 in Middlesex County, hereinafter referred to as Grantee, its successors and assigns forever, with quitclaim covenants, an exclusive and perpetual right and easement to operate, construct, maintain, replace, repair, inspect, and improve a sanitary sewer, a system of sewerage, and other appurtenances thereto to consisting of but not limited to pipes, conduits, manholes, vaults and castings on, through, over and under a portion of land located at: _____, Marlborough, Middlesex County, Massachusetts and being more particularly described as follows:

DESCRIPTION

The sewer easement varying in width from 30' to 35' shown as " _____ " on a plan of land entitled " _____, Scale: 1" = __', _____."

Containing _____ and 00/100 square feet (_____ S.F.), more or less, according to said plan.

Being portions of the property owned by the Grantor and described in deeds recorded in the Middlesex South District Registry of Deeds, with respect to WALKER REALTY, LLC in Book, Page ____; with respect to MARLBORO HOSPITALITY, LLC in Book ____, Page ____; and with respect to 11 APEX, LLC, with respect to Book ____, Page ____.

The above granted rights being more particularly described as the right to lay, inspect, construct, reconstruct, relocate, operate, maintain, alter, renew, replace, add to and remove for a sanitary sewer and system of sewerage the necessary pipes, conduits, manholes, vaults, castings and/or other appurtenances that are or shall be required to install and operate a sewer line, on, over and under the easement area and to do all other acts incidental to the foregoing, including the right to pass and repass over the land of Grantor, its successors and assigns, with people, equipment, supplies for access thereto for all of the above purposes.

And, for the same consideration aforesaid, the Grantor does hereby give, grant, transfer and deliver unto the Grantee and its successors and assigns forever sanitary sewer conduits, manholes, vaults, castings and/or other appurtenances thereto that are now or hereafter constructed or installed in, through, or under the above described land by the Grantor or the Grantor's successors and assigns.

Also granted is the perpetual right and easement at any time and from time to time to clear and keep cleared that portion and areas of the premises wherein the utilities are located, of trees, roots, branches, shrubs, brush, bushes, structures, objects and surfaces as may, in the opinion of the Grantee, its successors and assigns, interfere with the safe and efficient operation and maintenance of said sanitary sewer and system of sewerage.

The Grantee, for itself, its successors and assigns, further agrees that it will restore the surface disturbed by it in the exercise of the rights herein granted substantially to the same condition as existed prior to its being disturbed.

Grantor, its successors and assigns may not place any building, shed or other permanent object or encroachment within the easement area which would affect and/or interfere with the purpose of the easement.

It is intended that this easement be conveyed by the Grantee to the City of Marlborough (the "City"). Upon the conveyance to the City, the Grantor hereof, its successors and assigns, agree to comply with any rules or regulations of the City for the maintenance of the easement area by the City.

The grant of easement is and shall be binding upon the Grantor, its successors and/or assigns, and inure to the benefit of the Grantee. Grantor warrants that the aforesaid easement is free and clear of all liens or encumbrances, that it has good title to transfer the same, and that it will defend the same against claims of all persons.

In witness whereof, this Grant of Sewer Easement is executed under seal this day of _____, 2017.

Walker Realty, LLC

Robert A. Walker, Manager

Marlboro Hospitality, LLC

Robert A. Walker, Manager

11 Apex, LLC

Robert A. Walker, Manager

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this ____ day of _____, 2017, before me, the undersigned notary public, personally appeared Robert A. Walker, Manager, proved to me through satisfactory evidence of identification, which was Personal Knowledge to be the person whose name is signed on the preceding/attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Notary Public
My Commission Expires:

DRAFT

AMENDMENT TO EASEMENT

AMENDMENT TO PUBLIC WALKING TRAIL EASEMENT

This Amendment to Public Walking Trail Easement (“Amendment”) is entered into between the City of Marlborough, Massachusetts, having an address of 140 Main Street, Marlborough, Massachusetts 01752 (hereinafter “Grantee”) and Walker Realty, LLC, a Massachusetts limited liability company with a usual address of 4 Lan Drive, Westford, MA 01886, and Marlboro Hospitality, LLC, a Massachusetts limited liability company with a usual address of 4 Lan Drive, Westford, MA 01886, their respective successors and assigns (hereinafter collectively “Grantor”). Grantor and Grantee are collectively referred to as the “Parties.”

RECITALS

- A. Grantor is the owner of a certain property known as Lots 11, 12, and 13A as shown on a plan entitled “Subdivision Plan of Land in Marlborough, Massachusetts” prepared by VHB Inc., dated May 4, 2017, revised through June 14, 2017 and recorded at Middlesex South District Registry of Deeds at Plan Book 2017, Plan 574 (hereinafter “Grantor’s Property”).
- B. Grantor’s respective predecessor in title entered into that certain Public Walking Trail Easement (hereinafter “Original Easement”) dated June 25, 2015 and recorded at the Middlesex South District Registry of Deeds at Book 66892, Page 540.
- C. Pursuant to the terms of the Original Easement, Grantor, on behalf of Grantor and its successors and assigns, reserved the right to relocate the easement area (hereinafter the “Easement Area”), which area is defined in the Original Easement and shown on Exhibit A of the Original Easement.
- D. By this Amendment, the Parties desire to amend the Original Easement by relocating the Easement Area.

E. For Grantors Title, see deed dated December ____, 2016 recorded at the Middlesex South District Registry of Deeds at Book _____, Page _____.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Grantor and Grantee hereby amend the Easement Area to that area shown as
 “_____” on the plan entitled
 “_____” prepared for Walker Realty, LLC, prepared by
 _____ dated _____ (the “Plan”) which plan is attached
 hereto as Exhibit A.
2. All other terms and conditions of the Original Easement shall remain in full force and effect.

IN WITNESS WHEREOF, this Amendment to Public Walking Trail Easement is executed this ____ day of August, 2017.

City of Marlborough

Walker Realty, LLC

Robert A. Walker, Manager

Marlboro Hospitality, LLC

Robert A. Walker, Manager

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this ____ day of _____, 2017, before me, the undersigned notary public, personally appeared Robert A. Walker, Manager, proved to me through satisfactory evidence of identification, which was Personal Knowledge to be the person whose name is signed on the preceding/attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Notary Public

My Commission Expires:

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this ____ day of _____, 2017, before me, the undersigned notary public, personally appeared _____, proved to me through satisfactory evidence of identification, which was _____ (source of identification) to be the person whose name is signed on the preceding/attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Notary Public

My Commission Expires

AMENDMENT TO PUBLIC WALKING TRAIL EASEMENT

This Amendment to Public Walking Trail Easement (“Amendment”) is entered into between the City of Marlborough, Massachusetts, having an address of 140 Main Street, Marlborough, Massachusetts 01752 (hereinafter “Grantee”) and Walker Realty, LLC, a Massachusetts limited liability company with a usual address of 4 Lan Drive, Westford, MA 01886, and Marlboro Hospitality, LLC, a Massachusetts limited liability company with a usual address of 4 Lan Drive, Westford, MA 01886, their respective successors and assigns (hereinafter collectively “Grantor”). Grantor and Grantee are collectively referred to as the “Parties.”

RECITALS

- A. Grantor is the owner of a certain property known as Lots 11, 12, and 13A as shown on a plan entitled “Subdivision Plan of Land in Marlborough, Massachusetts” prepared by VHB Inc., dated May 4, 2017, revised through June 14, 2017 and recorded at Middlesex South District Registry of Deeds at Plan Book 2017, Plan 574 (hereinafter “Grantor’s Property”).
- B. Grantor’s respective predecessor in title entered into that certain Public Walking Trail Easement (hereinafter “Original Easement”) dated April 30, 2014 and recorded at the Middlesex South District Registry of Deeds at Book 63556, Page 554.
- C. Pursuant to the terms of the Original Easement, Grantor, on behalf of Grantor and its successors and assigns, reserved the right to relocate the easement area (hereinafter the “Easement Area”), which area is defined in the Original Easement and shown on Exhibit A of the Original Easement.
- D. By this Amendment, the Parties desire to amend the Original Easement by relocating the Easement Area.

E. For Grantors Title, see deed dated December ____, 2016 recorded at the Middlesex South District Registry of Deeds at Book _____, Page ____.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Grantor and Grantee hereby amend the Easement Area to that area shown as
 “_____” on the plan entitled
 “_____” prepared for Walker Realty, LLC, prepared by
 _____ dated _____ (the “Plan”) which plan is attached
 hereto as Exhibit A.
2. All other terms and conditions of the Original Easement shall remain in full force and effect.

IN WITNESS WHEREOF, this Amendment to Public Walking Trail Easement is executed this ____ day of August, 2017.

City of Marlborough

Walker Realty, LLC

Robert A. Walker, Manager

Marlboro Hospitality, LLC

Robert A. Walker, Manager

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this ____ day of _____, 2017, before me, the undersigned notary public, personally appeared Robert A. Walker, Manager, proved to me through satisfactory evidence of identification, which was Personal Knowledge to be the person whose name is signed on the preceding/attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Notary Public

My Commission Expires:

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this ____ day of _____, 2017, before me, the undersigned notary public, personally appeared _____, proved to me through satisfactory evidence of identification, which was _____ (source of identification) to be the person whose name is signed on the preceding/attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Notary Public

My Commission Expires:



RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

**City of Marlborough, Massachusetts
CITY CLERK DEPARTMENT**

2017 SEP 11 A 11:01

**Lisa M. Thomas
City Clerk**

MARLBOROUGH, MA

DATE: 09/06/2017

To the City Council:

Owner Name: ecoATM, LLC.

Residential Address: 10121 Barnes Canyon Road, San Diego, CA 92121

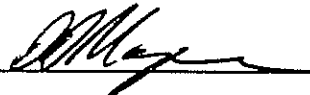
Telephone Number: 858-766-7244

Business Name: ecoATM, LLC.

Business Address: 601 Donald Lynch Blvd., Marlborough, MA 01752 (Solomon Pond Mall)

Business Telephone Number: 858-766-7244

Email Address: Hunter.Bjorkman@ecoATM.com

Owner Signature: 

The above-signed David Maquera respectfully requests that he/she be

granted a Junk Dealer/Second Hand Dealer License.

In City Council

TRAFFIC COMMISSION

1

July 25, 2017

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2017 SEP -8 A 10: 23



**CITY OF MARLBOROUGH
OFFICE OF TRAFFIC COMMISSION
140 MAIN STREET
MARLBOROUGH, MASSACHUSETTS 017**

Traffic Commission Minutes

The Regular Meeting of the Traffic Commission was held on Tuesday, July 25, 2017 at 10:30 am in the City Council Committee Room, City Hall. Members present: Chairman - Police Chief David Giorgi, DPW Commissioner John Ghiloni and Fire Chief Kevin Breen. Also present: City Engineer Tom DiPersio, Assistant City Engineer Tim Collins and City Councilor Ed Clancy, City Councilor Rob Tunnera, City Councilor Katie Robey, City Counselor Dave Doucette and Dave McCay, from Mirick O'Connell. Minutes taken by: Karen Lambert, MPD Records Clerk.

The Meeting was originally scheduled for 10:00 am but delayed until 10:30 am since no quorum was present. The Traffic Commission needs to have at least three members present to hold an official meeting. Fire Chief Breen was delayed at another meeting.

1- Minutes

The minutes of the Traffic Commission meeting of Wednesday, June 28, 2017.

MOTION was made, seconded, duly VOTED:
TO APPROVE -- Accept and Place on File

2 – New Business

2a) Parking Issue at Shawmut and Maple (Update).

Chief Giorgi received an email from Karen Boule, advising that local resident Stefanie Ferrecchia was looking for an update on this issue. She advised that Ms. Ferrecchia had previously been working with Chief Leonard on “illegal parking at the intersection of Shawmut and Maple Streets which make egress at Maple and Shawmut clearly dangerous”. Ms. Boule also forwarded an email she received on 6/27/17 from Ms. Ferrecchia regarding a bad accident at this intersection that she stated is “totally the fault of that electric company and its employees parking right up to the corners and on the sidewalks.”

Tim Collins provided a GIS aerial photo of the intersection. Chief Giorgi had two photos that he took this morning showing that the view was obstructed. Vehicles are parking on each side out of Bridge Street. Tim Collins advised that parking is not allowed within 20 feet of an Intersection. The other issue is that people are parking on the sidewalk on Shawmut. There is no curbing and it's easy to just pull over onto the sidewalk. Also, with the curve in the road, view is obstructed by the building. There is also frequently a boat or car trailer parked at the corner. It was discussed that the boat at the corner is legally parked but when you make the turn with the boat or trailer there the lane becomes too narrow to make the curve.

Tim Collins advised that he can look into proper signage and review the no parking area.

MOTION was made, seconded, duly VOTED to REFER to ENGINEERING to review and advise.

2b) Request for Crosswalk on Northboro Road East.

Chief Giorgi received this request from Marlborough Hills Rehab. Employees of Marlborough Hills use the parking lot at the Double Tree Hotel across the street since they have limited parking onsite. They pay the hotel for this service. There is concern about traffic and speeding with their employees trying to cross the street.

Tim Collins advised that the Traffic Commission has received this request a few times before. Marlborough Hills is looking for a mid-block crosswalk and there is no curb cut there either. They want a crosswalk that is specifically for their property. There is not enough traffic volume to place a crosswalk at this location specifically for their use. Mr. Collins also noted that a crosswalk gives a false sense of security that this is a safe place to cross. It is actually better just to look both ways and wait to cross safely.

MOTION was made, seconded, duly VOTED to REFER to the POLICE DEPARTMENT. Chief Giorgi advised that he would contact Marlborough Hills and explain what was discussed at the meeting.

2c) Warning Sign Permit – Application – Beach Street.

When this issue was initially reported, it was also learned that there was a deaf child living on the street. Chief Giorgi advised that he went out to speak to the family and brought them the application for a specific warning sign that could be placed on the street for additional safety. The completed application is being submitted for a vote. The application would need to be renewed annually.

MOTION was made, seconded, duly VOTED to APPROVE the application for a warning sign indicating "Slow Deaf Child Area" on Beach Street. All in Favor.

2d) Warning Sign Permit – Renewal Application – Goodale Street

The completed renewal application for a warning sign indicating "Caution Handicap Area" was submitted for a vote.

MOTION was made, seconded, duly VOTED to APPROVE the renewal application. All in Favor.

3-Old Business

3a) Traffic Commission rules and regulations update.

Karen Lambert advised that the Police Department recently received the new pages for the Rules and Regulations Manual. She will review them to be sure that all the requested amendments have been included.

Lisa Thomas was not in attendance to discuss this issue.

MOTION was made, seconded, duly VOTED to TABLE.

3b) Request for stop signs on Weed St. at Florence St.

Commissioner Ghiloni advised that this issue is still pending and needs to stay on the agenda.

MOTION was made, seconded, duly VOTED to TABLE.

3c) Elm Street @ Bigelow St. intersection concerns.

Engineering has been working to determine the best option for the concerns at this intersection. Tim Collins reviewed that there is a warning sign near Nashoba Dr. indicating that there is a stop sign ahead. It was originally on the wrong side of the road and too far away. The sign has been moved to the proper location. Vegetation has also been cut back to make the stop sign clearly visible. They are now looking at changing the opening of the roadway and made pavement markings to this effect. The visual appears very narrow and there have been many concerns from area residents that the proposed turn movement would be too narrow. Tom DiPersio said that it is deceiving to look at right now because of where the current center line is located and it was just repainted. It is actually the same alignment that the planning board uses for all new subdivisions.

Chief Giorgi also advised that he recently spoke to Councilor Juiare about this also and that he had asked about the possibility of installing 2 flashing electronic stop signs. There was further discussion about the cost of these signs (approx. \$2,000 each) and that the City received just as many complaints about the signs because they are too bright and some people just don't like them.

Councilor Robey asked if it was just the pavement lines that we were talking about moving. Mr. DiPersio said no that they are looking to take out the pavement and change the curve of the road.

Upon further discussion, the Traffic Commission is not ready to vote on any changes. Engineering would like to table for another month for further review.

MOTION was made, seconded, duly VOTED to TABLE.

3d) Vehicles Speed and Safety Assessment – Bolton Street (Route 85)

Tim Collins provided a memo with his comments/recommendations to the Traffic Safety Plan proposed by McMahon and Associates in conjunction with the Benchmark Senior Living project at 421 Bolton Street.

Pavement Markings

They were proposing two 12-foot travel lanes on the shoulders that act as a “traffic calming” measure that would slow traffic through the area. Mr. Collins said that the City did this on Curtis Ave. and it seems to be working. His only concern is that the shoulders that would be created could then be used as “parking lanes”. He is suggesting that a no parking regulation also be incorporated into the design.

Signage

The signage plan includes advance warning signs and the replacing of existing signs and placing them on new posts. Mr. Collins said in his memo, “as this is a sidewalk plow route, signs on utilities poles last longer than signs on their own post”. He is recommending that the new signage be installed and that the locations remain where they are, however, he would like to see the signs on the poles or off the sidewalk so they are not in the way of the plow.

Crosswalk

Mr. Collins also noted that the current crosswalk at the driveway of 397 Bolton Street is not A.D.A. compliant on the opposite side. Councilor Clancy had asked about having this addressed.

Electronic Speed Signage

These signs (with electronic speed feedback) have been used in other areas of the City and work very well and help to deter speeding in the area. Councilor Clancy had also suggested that these signs be used here.

Councilor Robey asked about the posted speed. Tim Collins advised that it is posted at 35 mph in this area of Bolton Street, however, it increases to 40mph at Bolton Street Tavern. He explained how speed studies work and how the posted speed is based on what 85% of drivers are traveling. The road opens up over the lake and people tend to go faster here.

The group discussed making these suggestions a condition of Site Plan Approval.

MOTION was made, seconded, duly VOTED to ACCEPT the recommendations outlined in the memo prepared by Tim Collins. All in Favor.

3e) Speeding on Beach Street

Chief Giorgi advised that one of the new speed signs that provides feedback is at this location now and that he had the speed trailer there out there before. The neighbors are very happy with the sign; however, it can't stay there. The Chief said that the Police Department would continue to monitor speed here.

Tim Collins advised that two other signs are faded and will be replaced.

MOTION was made, seconded, duly VOTED to REFER to the POLICE DEPARTMENT for continued enforcement and to ENGINEERING to replace the faded signs.

3f) Hudson Street bike path concerns.

Commissioner Ghiloni advised that green pavement similar to that on Hudson Street will also be added to the two other crossing areas (Ash Street and at Boston Scientific). A special paint is used and it costs \$2,000 to paint each one. They have also requested permission from MADOT to paint the crosswalk at Fitchburg Street.

Councilor Robey asked if it would be possible to put signs on the bike path telling people which way to walk or ride. She uses the bike path and has constant issues with people in her way when she is on her bike. Commissioner Ghiloni advised that the City owns the bike path and he will have arrows painted on the path to indicate the direction of bike travel.

MOTION was made, seconded, duly VOTED to REFER to the DPW for painting.

That there being no further business of the Traffic Commission held on this date, the meeting adjourned at 11:00 am.

Respectfully submitted,

Karen L. Lambert
Records Clerk
Marlborough Police Department

List of documents and other exhibits used at the meeting:

- Meeting Agenda for Tuesday, July 25, 2017. (Including City of Marlborough Meeting Posting).
- Draft of Traffic Commission Minutes from June 28, 2017.
- Email chain from Karen Boule to Chief Giorgi, dated 6/27/17, re: Parking Issue Shawmut and Maple (including email chain from Stefanie Ferrecchia).
- Email from Alex Popsuj, Director of Physical Plant, Marlborough Hills Rehab. & Health Care Center, to Chief Giorgi, dated 7/10/17, re: Crosswalk on Northboro Rd. East.
- Warning Sign Permit Application for Beach Street.
- Warning Sign Permit Application for Goodale Street (Renewal).

Additional Handouts:

- Email from Chief Giorgi to Karen Lambert, dated 7/21/17, re: Councilor Juare's concerns at the intersection of Bigelow and Elm.
- Memo from Tim Collins to the Traffic Commission, dated 7/25/17, re: Traffic Safety Plan for the Vicinity of 421 Bolton Street – For Benchmark Senior Living.

TRAFFIC COMMISSION

6

July 25, 2017

-GIS Aerial photo of intersection of Maple Street, Shawmut Ave. and Bridge Street.

City of Marlborough
License Board
 140 Main Street, Lower Level
 Marlborough, MA 01752
 (508) 460-3751 FAX (508) 460-3625

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2017 SEP -8 A 11: 02

Minutes of the License Board Regular Meeting Held Wednesday, April 26, 2017
 at 7:30 pm, City Hall, 1st floor, Council Committee Room. (Amended)

Attending: Walter Bonin (WB), Chairman; Gregory Mitrakas (GM); David Bouvier (DB)
 Member; Tina Nolin, Clerk

Meeting called to order by Walter Bonin, Chairman at 7:30 PM

New Business

1. ONE DAY PERMITS

- **Masonic Hall / Stevie's Eatery**

Member Mitrakas motioned for approval, Member Bouvier seconded
 Board vote: 3-0 approved

- **The Vin Bin**

Member Mitrakas motioned for approval, Member Bouvier seconded
 Board vote: 3-0 approved

- **Strange Brew**

Member Mitrakas motioned for approval, Member Bouvier seconded
 Board vote: 3-0 approved

Discussed briefly opening a brewery and tap house in their location (former Lazer Zone) and eventually an outdoor beer garden. Wanted to get Board's initial reactions to and confirm that beer and wine licenses are available. Confirmed licenses were available.

- **ITAM**

Member Mitrakas motioned for approval, Member Bouvier seconded
 Board vote: 3-0 approved

2. Application for New All Alcohol Liquor License for Evviva Cucina – 142 Apex Drive
 Public Meeting opened at 7:51

- Locally owned restaurant (3rd location in MA)
- Currently under construction – 5200 sq ft and 2200 sq ft patio
- Requested hours from 8:00 AM – 1:00 AM Mon-Sat and 10:00 AM – 1:00 AM Sun.
- Applied for common victualler license and entertainment license

No questions, positive or negative comments from public

Public meeting closed at 7:59 PM

Member Mitrakas motioned for approval, Member Bouvier seconded
 Board vote: 3-0 approved

3. Application for New All Alcohol Liquor License for 110 Grill – 115 Apex Drive

Public Meeting opened at 8:00

- Locally owned restaurant by Apex (7 locations) – Up scale American grill restaurant
- Currently under construction
- Requested hours from 8:00 AM – 1:00 AM Mon-Sat and 10:00 AM – 1:00 AM Sun.
- Applied for common victualler license and entertainment license (Full)

No questions, positive or negative comments from public

Public meeting closed at 8:12 PM

Member Mitrakas motioned for approval, Member Bouvier seconded

Board vote: 3-0 approved

4. Welly's Restaurant (150 Main St) - Informal Discussion regarding changing their current Wine 7 Malt + Cordial License to All Alcohol License

Wemerson Viera represented the establishment in presenting the request for the new license. No further renovations and/or changes at the location are planned. The discussion was generated by growing requests among customers who want a specific drink and walk away when it cannot be served. Wemerson cited that they had been in the location now for 8 years and have had no problems or issues. Board agreed.

Member Mitrakas explained that the issue from the Board's perspective was for Welly's to start the process of moving to a full alcohol license by first pursuing the purchase of an available license before the Board would give out a new all alcohol license. Being asked, the Board explained given the size of the Apex project, the number of new jobs coming into the city and the new tax base the Board had made the decision to handle those license requests differently, as an exception to the rule. Discussion finished with Wemerson saying he would follow-up with the Clerk to obtain contact information of licensees who had a license on the market.

5. Reports from the Chairman

No reports

6. Review minutes –

- March 29, 2017 Meeting – Member Mitrakas motioned to accept minutes with suggested additions and place on file, Member Bouvier seconded, Vote: 3 – 0 to accept minutes with suggested additions and place on file.

Member Mitrakas motion to adjourn at 9:04 pm, seconded by Member Bouvier Vote: 3-0 for to adjourn. The next meeting of the License Board is Wednesday, May 31, 2017.

Respectfully submitted,



Walter Bonin, Chairman

**City of Marlborough
License Board**
140 Main Street, Lower Level
Marlborough, MA 01752
(508) 460-3751 FAX (508) 460-3625

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2017 SEP -8 A 11:02

Minutes of the License Board Regular Meeting Held Wednesday, July 26, 2017
at 7:30 pm, City Hall, 1st floor, Council Committee Room.

Attending: Walter Bonin (WB), Chairman; Gregory Mitrakas (GM); David Bouvier (DB)
Member; Tina Nolin, Clerk

Meeting called to order by Walter Bonin, Chairman at 7:30 PM

New Business

1. ONE DAY PERMITS

Moose Lodge (8 Permits)

Member Mitrakas motioned for approval, Member Bouvier seconded; Board vote: 3-0 approved

Masonic Hall / Stevie's Eatery (2 permits)

Member Mitrakas motioned for approval, Member Bouvier seconded; Board vote: 3-0 approved

ITAM (2 Permits)

Member Mitrakas motioned for approval, Member Bouvier seconded; Board vote: 3-0 approved

2. Class II Dealership License for American Eagle Auto Sales-Applying for an additional 8 cars on their lot- 729 Farm Rd.

Currently has three cars, wants to be able to display 11 cars. Started 2007, 2014 rented other side of lot, which was next door, now have that space back and want to enlarge business. With display for 11 cars for sale, they must have a barrier to show which cars are for sale and mark the customer and employee parking. Member Mitrakas motioned for approval for the display of 11 cars, Member Bouvier seconded; Board vote: 3-0 approved

3. 110 Grill AC Marlborough LLC – Application for pledge of license and change of manager

Pledge Northern Bank. The Company COO who was listed as the initial manager is being replaced with the permanent manager, Michael Spotts, who was hired from another 110 Grill location. Member Mitrakas motioned for approval of pledge, Member Bouvier seconded; Board vote: 3-0 approved. Member Mitrakas motioned for approval of the change of manger, Member Bouvier seconded; Board vote: 3-0 approved

4. Ultima Marlborough, LLC (D/B/A Courtyard Boston/Marlborough) – 75 Felton St

(Andrew Upton. presented) Owner's refinanced a year ago for various reasons including upgrades to establishment and the liquor license is being used as collateral. Member Mitrakas motioned to approve pledge of license, Member Bouvier seconded Board vote: 3-0 approved

License Board Meeting Minutes-July 26, 2017, Page 2

5. Hong Yi Group, Inc. (D/B/A Okami) – Apex Drive (# 58) Application for Liquor license, Entertainment license (TV/radio), and Common Vic

Public hearing opened at 7:50 pm

(Chris Coleman, attorney, Xing Stevens, Manager presented)

Establishment is 6,000 SQ, 2 dining rooms 125 seats, patio 30 seats, lounge 12 seats bar 8 seats. Attorney Kevin Erikson spoke on behalf of the establishment and their application. There were no further public comments or questions. Public hearing closed at 8:05 pm.

- Member Mitrakas motioned to approve liquor license, Member Bouvier seconded
Board vote: 3-0 approved
- Member Mitrakas motioned to approve entertainment license, Member Bouvier seconded
Board vote: 3-0 approved
- Member Mitrakas motioned to approve Common Vic, Member Bouvier seconded
Board vote: 3-0 approved

6. Informational discussion regarding a Liquor License for a new Indian Restaurant

Tabled as applicants did not attend

7. Retail Liquor Licenses – number available in city

Rick Lombardi presented a proposal for a second liquor license for a new store concept. Chairman Bonin said he would follow-up with Mayor to discuss the status of a held back license and what needed to happen if it were to enter circulation. Currently no new package store licenses are available.

8. Reports from the Chairman

Welly's Liquor License – Chairman Bonin informed the Board that R Gillis had pulled out of the deal with Welly's and that he had spoken to Mr. Gillis about it and that a letter should be sent having Mr. Gillis come into the next meeting of the Board to explain why the agreement has not been finalized.

Board requested a letter be sent to MHQ requesting in writing with whom they get their vehicles from so that it could be in their file especially with the recent sale of Wayside Ford to Colonial Ford.

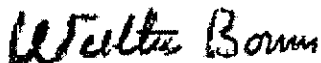
9. Review minutes –

- June 21, 2017 Meeting – Member Mitrakas motioned to accept minutes and place on file, Member Bouvier seconded, Vote: 3 – 0 to accept minutes and place on file.

Member Mitrakas motioned to adjourn, seconded by Member Bouvier Vote: 3-0 for to adjourn.

The next meeting of the License Board is Wednesday, August 30, 2017.

Respectfully submitted,



Walter Bonin, Chairman

Marlborough Public Library
Board of Trustees Meeting
June 6, 2017

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2017 SEP 12 A 8:19

Attending: Rustin Kyle, Chair, Bill Brewin, Nena Bloomquist, Janice Merk, Karen Bento, Ray Hale, and Margaret Cardello, Library Director.

Absent: Robyn Ripley, Ray Johnson, and Tom Abel

1. The meeting was called to order at 7:04 PM.
2. The minutes of the May 5, 2017 meeting were approved. (Bento, Bloomquist)
3. The Trustee Funds Report was approved. (Brewin, Hale)
4. Director's report: (See attached for more details)
 - New Library project update: 2 orders were approved by the City Council, 2 items are left to be taken care of: the Historical Society letter and The POS for the property on Main Street. Four new members have been appointed to the Historical Commission: Pam Wildeman, Bob Fagone, Samantha Kosler and Lee Wright.
 - Margaret needs a summer intern. Nena will reach out to groups at the High School. Ray Hale suggested a volunteer from the Senior Citizen delivery group. Janice Merk suggested a volunteer from a company that does service days.
 - A motion was approved to change the calendar to 9 AM – 5 PM on Monday, July 3, 2017 (Brewin, Kyle)
 - Margaret has bought 3 one year subscriptions to 3 databases chosen by Morgan Manzella: Career transitions, Consumer Reports Online, and Ancestry.com Online (must be done at the library not at home).
 - The library has been having a few problems with students involving bad behavior (yelling, swearing) and some property damage involving a special needs adult. The bathroom area is very hard to monitor. The video cameras have been essential. The new library will have better lines of sight.
5. Committee Reports:
 - Foundation: We have been using Donor Perfect to keep track of our receipts. We have put FDA on hiatus to save funds.
 - Friends of the Marlborough public Library: See attached.

6. Old Business: Bill Brewin has arranged for Margaret to speak to the Chamber of Commerce in August.
7. New Business: none
8. The meeting was adjourned at 8:12 PM. (Merk, Kyle)

Respectfully submitted,

Nena Bloomquist

**MINUTES
MARLBOROUGH PLANNING BOARD
MARLBOROUGH, MA 01752**

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2017 SEP 13 A 9:37
August 28, 2017

Call to Order

The Meeting of the Marlborough Planning Board was called to order at 7:00 pm in Memorial Hall, 3rd Floor City Hall, 140 Main Street, Marlborough, MA. Members present: Barbara Fenby, Sean Fay, Philip Hodge, Colleen Hughes and George LaVenture. Also in attendance were City Engineer, Thomas DiPersio and Planning Board Administrator, Krista Holmi.

1. Meeting Minutes:

A. July 24, 2017

On a motion made by Mr. Fay, seconded by Mr. LaVenture, the Board voted to approve the July 24, 2017, Planning Board meeting minutes. Members Philip Hodge and Colleen Hughes abstained. Motion carried.

2. Chair's Business: Public Hearing Dates Set for the following matters:

A. Proposed Zoning Amendment- Brew Pub, Wineries, Breweries and Distilleries- Public Hearing date set for Monday, September 25, 2017 – 7:05 p.m. Proponent – Council President Edward Clancy

B. Proposed Zoning Moratorium- Recreational Marijuana Establishments in the City of Marlborough - Public Hearing date set for Monday, September 25, 2017 – 7:15 p.m. Proponent- City Councilor Kathleen Robey

C. Proposed Zoning Amendment- Expansion and Modification of Hospitality and Recreation Mixed-Use Overlay District (HRMUOD)- Public Hearing date set for Monday, September 25, 2017 – 7:30 p.m. Proponent- Attorney Kevin Erickson

D. Proposed Zoning Amendment- Rail Trail Overlay District- Public Hearing date set for Monday, October 16, 2017. Proponent- Attorney Arthur Bergeron

3. Approval Not Required:

**A. Decision - Hager Street & Boston Post Rd East - Book 68015 Page 229
Assessors Map 62 Parcel 7**

Applicant representative, Peter Bemis of Engineering Design Consultants (EDC), was in attendance for the decision. Ms. Hughes read into the record a letter from City Engineer DiPersio detailing his favorable recommendation for the Board's endorsement of the plan. On a motion by Mr. Fay and seconded by Mr. LaVenture, the Board voted to accept the letter and place on file. It was further voted to endorse the Approval Not Required Plan for the Hager St. & Boston Post Road East property. Motion Carried.

On a motion by Ms. Hughes and seconded by Mr. Fay, it was voted to reorder the agenda items. Motion carried.

5. Pending Subdivision Plans: Updates and Discussion: Engineer's Report

A. Mauro Farm:

Construction is complete. Legal work related to the open space deeds continues. In response to a question from Ms. Hughes, Mr. DiPersio explained that the City Clerk's certificate included in

the agenda packet verified that no appeal had been filed within twenty days of the Planning Board's original subdivision approval decision.

B. Howes Landing:

Subdivision expiration date is December 1, 2017. Correspondence will be sent to the developer reminding them of the upcoming deadline.

C. Commonwealth Heights:

Ms. Hughes inquired whether a reminder should also be sent to the Commonwealth Heights developer (Gutierrez) given the November 27th subdivision expiration date. Mr. DiPersio indicated that the developer had appeared before the Board on July 24, 2017, and that the developer was adequately informed.

6. Preliminary/Open Space Submissions/Limited Development Subdivisions: None

7. Definitive Subdivision Submission: None (See item 4 below: Public Hearing)

8. Signs: None

9. Unfinished Business: None

10. Informal Discussion: None

11. Correspondence: None

12. Public Notices of other Cities and Towns:

On a motion made by Ms. Hughes, seconded by Mr. Hodge, it was voted to accept and place on file. Motion carried.

4: Public Hearings: (7:15 p.m.)

A. 72 Hager St.– Definitive Subdivision Plan – Applicant South Coast Advisors LLC

Chairperson Fenby opened the public hearing at 7:15 p.m. Ms. Hughes read the public hearing notice into the record. The hearing proceeded in the following order:

Presentation by applicant representative, Peter Bemis, Engineering Design Consultants, Inc.

Those speaking in favor

Those speaking in opposition

Questions from Board Members

Presentation: Peter Bemis began with an introduction of the property owners, Mark Wambolt, Sr. and Mark Wambolt, Jr. of South Coast Advisors. Mr. Bemis provided some historical background on previous designs for the property, including a conventional five-lot subdivision as well as a four-lot open space plan. Given the preference to preserve open space and the continued moratorium on residential special permit applications, the applicant wishes to present the plan submitted to the Board at tonight's public hearing.

Mr. Bemis explained the plan requires numerous Planning Board waivers, but is the preferred plan with only three building lots on a cul-de-sac. The 2.56 acre agricultural-use open space (access from Boston Post Road) would be for cow grazing and a barn to winter cows.

The subdivision plans do not show the proposed barn. A draft Conservation Restriction (CR) prepared by Attorney Arthur Anderson is included in the agenda packet.

Mr. Bemis provided an overview of each of the waiver requests as follows:

- Request waiver from the required 25-foot radius at property line intersections with Hager St. (to 12' and 0')
- Request waiver from the required width of 50' Right of Way (to 30')
- Request waiver from Dead-End-Streets required 100' property line diameter (to 40'-described as adequate to accommodate the turning around of the City's largest emergency vehicle - an aerial ladder truck.)
- Request waiver from the maximum 3% slope requirement (5% requested through the cul-de-sac.)
- Waiver from required width of 26' (to 18' – only three lots and width still allows 2-way passage of cars.)
- Request waiver of sidewalks, curbs and gutter as road is private and has only three dwellings.
- Request waiver from providing street trees as road remains private and individual lots will be landscaped.
- Request waiver from providing monuments as road will remain private.
- Request waiver from providing street signs as dwelling addresses will be off Hager St.
- Request waiver from providing street lights as road will remain private in a rural setting.

Homes will be serviced by septic systems, underground utilities and infiltrated roof drainage systems. In accordance with state regulations, a stormwater management plan has been provided. Q: Mr. Fay – What does the stormwater management plan look like? Mr. Bemis indicated that roof water will enter ground chambers, and roadway runoff will enter a stone trench with a pipe to overflow into the farm pond.

Ms. Hughes read comments from Conservation Officer, Priscilla Ryder, into the record. Ms. Priscilla Ryder indicated she had received a copy of a draft Conservation Restriction (CR) for the property. This matter will be reviewed by the Conservation Commission for comment. On a motion by Mr. Fay, seconded by Ms. Hughes, the Board voted to accept the comments and place on file. Motion carried.

Mr. LaVenture directed a question about the open space to Mr. Bemis. Noting that the CR places the word "barn" in quotations, Mr. LaVenture asked whether there were any plans for the space beyond housing livestock. Mr. Bemis indicated the owner plans to build an approximate 30' x 50' barn, including a hay loft and paddock area. Mr. Bemis said that Attorney Anderson likely wrote the draft CR to avoid being "boxed in" or limited in their ability to either work the farm – to grow and sell produce, for example, or to maintain farm equipment on the premises. Mr. LaVenture furthered that the word "artisan" in the CR implies a potential business use for the property. Mr. Bemis reiterated his feelings that the CR is written to provide some flexibility to the owners.

On a motion by Ms. Hughes and seconded by Mr. Fay, the Board voted to refer the draft Conservation Restriction (CR) to the City's Legal Department for comment. Motion carried.

On a motion by Ms. Hughes and seconded by Mr. Fay, the Board voted to refer the definitive subdivision plan to Engineering for comment. Motion carried.

Ms. Fenby asked whether anyone in attendance wished to speak in favor of the project.

Speaking in favor:

Doug Stanczak of 40 Hager St. Mr. Stanczak indicated he preferred this three-lot plan with open space over the five-lot conventional plan. Mr. Stanczak wanted to express two concerns. He went to some length to remove trees from his property to provide sun to his lot, and he hopes that the trees from the open space do not overshadow his solar installation. His second concern is relative to a potential bus stop in the area. When his children were young, the bus stop was on Boston Post Road. With no sidewalk or crosswalk in the area, he felt that it was important to plan for a safe bus stop for any residents in the development.

Phil Bailey of 47 Hager St. Mr. Bailey asked for clarity on what types of dwellings were planned for the subdivision. With permission from the Chair, Mr. Bemis responded that the square footage for the homes would be in the high 2000's to low 3000's.

Speaking in opposition:

No person spoke in opposition.

Ms. Hughes read comments from Cathleen Liberty, Director of Public Health, in the City of Marlborough. Ms. Liberty indicated there were eight passing percolation tests completed on 10/16/16 and ten acceptable deep hole tests on file. Once test location plans are submitted to the Board of Health, the department can comment more definitively on the site's suitability to support septic systems.

Ms. Hughes read comments submitted by Fire Chief Breen. Chief Breen summarized his concerns related to the width of the proposed road (common driveway) for this subdivision, the narrowing of any turning into this driveway from Hager Street and the small size of the cul-de-sac. He also indicated that the roadway should be built to acceptable City standards to ensure the road can withstand the weight of modern fire apparatus (35+ tons). He also requests that any approval of this configuration be conditioned on posting/installing permanent, sequential street numbers referring to the homes to be located off the common driveway.

Police Chief Giorgi has no comments on the subdivision plan.

On a motion by Mr. Fay, seconded by Ms. Hughes, the Board voted to accept the comments and place on file. Motion carried.

Chairperson Fenby requested that a discussion of the project's waivers be placed on the agenda for September 11, 2017.

The public hearing was closed at 7:52 p.m.

In preparation for the next meeting of the Planning Board, members summarized the following discussion points:

- Are there any restrictions on the Boston Post Road opening to the open space?
- Preferred drainage designs
- Conservation Restriction – viewpoints of both the Conservation Commission and Legal Dept.
- Fire Dept. design feedback and waivers

Adjournment: On a motion made by Mr. LaVenture and seconded by Mr. Fay, it was voted to adjourn at 8:20 pm. Motion carried.

Respectfully submitted,



Colleen Hughes
Clerk

/kih

**CITY OF MARLBOROUGH
CONSERVATION COMMISSION**

Minutes

August 3, 2017 (Thursday)

**Marlborough City Hall – 3rd Floor, Memorial Hall
7:00 PM**

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2017 SEP 14 P 3:38

Present: Edward Clancy – Chairman, Allan White, Lawrence Roy, John Skarin, Dennis Demers, and Karin Paquin. Also present was Priscilla Ryder - Conservation Officer.

Absent: David Williams

Approval of Minutes – The Commission unanimously approved the minutes of July 20, 2017 as written.

Public Hearings

Abbreviated Notice of Intent

1001 Boston Post Rd. - Raytheon Company

Aron Alfred of John Crow Associates and Mike Laggerio, facilities manager of Raytheon were present. Mr. Laggerio explained that the 30-year-old transformer switch gear needs replacement. A new switch system will be installed next to the existing system and a 10'x10' pad needs to be poured. Unfortunately, due to the configuration of the parking lot, it needs to extend into the 20' buffer zone. Mr. Alfred explained that the area was already graded and mowed, so minimal excavation is needed and no wetland vegetation or native buffer zone vegetation is to be removed. Work will include excavation and installation of the 100-sq. ft. pad and the removal and relocation of a light post with associated trench and duct work. The Commission discussed construction methods, erosion control location and stabilization of the site once work is completed. After further discussion, the Commission closed the hearing and voted unanimously 6-0 to issue a standard Order of Conditions requiring a pre-construction meeting and stabilization when through.

Discussions:

- Elm Street Culvert – DEP 212-1149

Bill Lovenbury Sr. from Aqua Line Utility and Tim Collins from DPW Engineering were both present. Ms. Ryder noted that per the Order of Conditions, the contractor chosen for the project needed to come to a regularly scheduled Commission meeting to discuss the construction sequencing and weather-related issues for this stream/culvert restoration project. Mr. Lovenbury explained that they have not yet found the waterline sleeve. If they find it and can use it, they will.... if not, per the Order of Conditions, they will need to excavate through the stream to install a new sleeve through which the waterline can be placed. They will stockpile the river stones and wetland soils in a designated area to keep for reuse in the replication area and to re-establish the stream bottom. After some

discussion of the method for pumping and being aware of the weather, the Commission was satisfied and told the DPW and Mr. Lovenbury that they could proceed with the project.

- Ft. Meadow Commission Request – draw down of Ft. Meadow – Fall 2017 – This item was continued to the September 7th meeting.

Correspondence/Other Business:

- Letter to Jennifer Grant, Community Manager Bell Partners, dated July 19, 2017 RE: Emergency Certificate for 20 Applebriar Lane, Marlborough, Sewer pipe repair and cleanup. The Commission reviewed the Emergency Certificate issued for the project and voted unanimously 6-0 to ratify the emergency certificate.
- Eversource - As part of the transmission line that is proposed between Sudbury and Hudson which crosses through The Desert Natural Area in Marlborough, Eversource has asked for permission to do a study of the priority habitat in this area to gather information to inform the Environmental Impact Report they are preparing. The Commission voted unanimously to grant permission with conditions that the Commission be notified of dates this will occur, be able to observe this work, and be notified when results are submitted to the NHESP.
- OARS - OARS has received a grant to install river access signs at all river boat access points along the Assabet River. They have asked for permission to post these signs at the Robin Hill and Donald Lynch Blvd. boat access sites. The Commission voted unanimously to grant permission.
- Hager St. Subdivision Plan - Ms. Ryder noted that the Commission had received a copy of a proposed subdivision plan for comment. The Commission reviewed the plan and asked for further clarification on how the open space would be designated before giving comment to the Planning Board. Ms. Ryder will inquire.
- New Priority and Estimated Habitat maps released - Ms. Ryder noted that the Commission received the most recent maps from NHESP with an effective date of Aug. 1, 2017. It is hanging in the Commission office.

Adjournment - There being no further business, the meeting was adjourned at 8:04 PM

Respectfully submitted,



Priscilla Ryder

Conservation Officer