

REGULAR MEETING
MARCH 28, 2011

IN CITY COUNCIL
ABSENT:

CONVENED:
ADJOURNED:

RECEIVED
CITY CLERK'S OFFICE
CITY OF MAINE

2011 MAR 24 P 5:25

1. Minutes of the City Council Meeting, March 14, 2011.
2. Communication from the Mayor re: DPW transfer requests as follows with explanations noted on the spreadsheet:
Transfer in the amount of \$5,600.00 from Sewer-Assistant Commissioner to Water- Temporary Part-Time.
Transfer in the amount of \$10,000.00 from Water-Equipment Operators to Water- Maintenance Trenches.
Transfer in the amount of \$10,000.00 from Streets-Equipment Operators to Streets- Highway Construction Materials.
Transfer in the amount of \$15,000.00 from Repair Shop-Motor Equipment Repairmen to Repair Shop-Rep./Maint. Supplies-Veh.
Transfer in the amount of \$1,600.00 from Repair Shop-Motor Equipment Repairmen to Repair Shop-Temporary Part-Time.
3. Communication from the Mayor re: Retirement Benefits, Police transfer request in the amount of \$15,069.60 which moves funds from Unemployment to Sick Leave and \$8,204.56 which moves funds from Unemployment to Principal Clerk necessary to pay unbudgeted benefits associated with an employee's retirement.
4. Communication from the Mayor re: transfer request in the amount of \$2,935.00 which moves funds from Director Elderly to Principal Clerk to fund the Principal Clerk position for the remainder of FY11.
5. Communication from the Mayor re: FY11 Mass Decontamination Unit Grant awarded to the Fire Department in the amount of \$2,500.00 which will facilitate the field deployment, training and operational readiness of a mobile Mass Decontamination Unit to enhance protection of local hospitals during any public health emergent situation.
6. Communication from the Mayor re: reappointments of Dorothy Hodgson, Rita Connors and Brenda Costa and appointment of Marie Elwood to the Council on Aging Board of Directors for four-year terms expiring the first Monday in May 2015.
7. Communication from the Mayor re: reappointment of William Short to the Registrar of Voters for a three-year term from date of confirmation.
8. Communication from Attorney Valeriani on behalf of Verizon Wireless, re: request to extend time limitations to permit, construct, operate and maintain a Wireless Communication Facility consisting of a 130' antenna-monopole-tower at 800 Bolton St. to June 7, 2011 at 11:00 PM, Order No. 10-1002623D.
9. Minutes, Board of Assessors, March 11, 2011.
10. Minutes, Planning Board Minutes, February 28, 2011.

11. CLAIMS:

- A. Robert Ober, 35 Onamog St., residential mailbox claim 2(a)
- B. Ryan Nickerson, Attorney Leone, 1101 Worcester Rd., Framingham, on behalf of Ryan Nickerson, personal injury (previously submitted on February 14, 2011 agenda)
- C. Karin Kirby, 44 Minehan Ln., residential mailbox
- D. Maria Batitsta, 115 Howe St., other property damage
- E. Donald Randolph, 587 Elm St., other property damage
- F. Anthony Trio, 323 Simpson Rd., other property damage
- G. Paul Morin, 32 Gunnar Dr., other property damage
- H. Bart & Ida Frullo, 6 Jefferson St., other property damage
- I. Robert Mele, 31 Vine St., other property damage
- J. Bernard Gaibisso, 3 Akroyd St., other property damage
- K. Mary Aykanian, 27 Oakcrest Ave., residential mailbox claim 2(b)
- L. Robert Plaza, 66 Farrington Ln., residential mailbox claim 2(a)
- M. Mary-Elaine McGinn, 83 Lincoln St., other property damage
- N. Francis McCarthy, 114 Leoleis Dr., other property damage
- O. Diane Horvath, 36 Hildreth St., other property damage
- P. Christine Sheehan, 222 Liberty St., other property damage
- Q. Agnes Kevit, 96 Mechanic St., other property damage
- R. Seanna & Frank Lombardo, 162 Prospect St., other property damage
- S. Rachel Zu & David Young, 70 Robert Rd., other property damage

REPORTS OF COMMITTEES:

UNFINISHED BUSINESS:

From Finance Committee

12. **Order No. 11-1002814 – Transfer \$26,000 for Public Facilities.** The Finance Committee reviewed the Mayor's letter dated February 8, 2011 requesting the following two transfers for Overtime and the Principal Clerk line items in the Public Facilities Department:

- Transfer \$16,000.00 from the Custodian to Overtime line item
- Transfer \$10,000.00 from Building Maintenance Craftsman to Principal Clerk line item

Recommendation of the Finance Committee is to approve the two transfers 4-0.

13. **Order No. 11-1002830 – Various DPW transfers for \$19,756.00.** The Finance Committee reviewed the Mayor's letter dated February 24, 2011 requesting the following five transfers within the DPW budget:

- Transfer \$706.00 from the Assistant Commissioner Sewer Department to Principal Clerk DPW Administration line item
- Transfer \$3,500.00 from Chief Treatment Plant Operator EWWTP to Overtime EWWTP line item. The DPW Commissioner agreed to correct the transfer sheet identifying the account number for the EWWTP OT line item.
- Transfer \$1,600.00 from Equipment Operators Streets to the Dispatcher Streets line item. The DPW Commissioner agreed to correct the transfer sheet identifying the account number for the Equipment Operators.
- Transfer \$13,200.00 from Equipment Operators Streets to the Overtime Streets line item. The DPW Commissioner agreed to correct the transfer sheet identifying the account number for the Equipment Operators.

Recommendation of the Finance Committee is to approve the four transfers 4-0.

- Transfer \$750.00 from Miscellaneous Hand/Power Tools to the Repair/Maintenance Equipment line item in the Forestry Department. The Finance Committee identified that there were insufficient funds in the Miscellaneous Hand/Power Tools line item to cover the transfer.

Recommendation of the Finance Committee is to table this transfer pending additional information from the DPW Commissioner 4-0.

14. **Order No. 11-1002833 – STAG grant for \$485,000 for Design of Westerly Wastewater Treatment Plant.** The Finance Committee reviewed the Mayor's letter dated February 22, 2011 requesting the acceptance of the \$485,000 State and Tribal Grant (STAG). The grant provides the reimbursement monies for the design and construction of upgrades to the Westerly Waste Water Treatment Plant. This is the second STAG grant received for the Westerly Wastewater Treatment Plant design. The previous grant was for \$286,000. **Recommendation of the Finance Committee is to approve the acceptance of the STAG grant 4-0.**

From Legislative and Legal Affairs Committee

15. **Order No. 11-1002822 – Communication from the Councilor Elder regarding a proposed Home Rule Petition pertaining to the restriction of pension, retirement and insurance benefits for certain City Councilors.** This was the second meeting held to discuss this matter. The Committee originally met February 28th and reviewed the letter dated February 9, 2011 from Councilor Elder. A letter from Mayor Stevens expressing her opposition to the Home Rule Petition was read into the record. In addition, Councilor Elder made a brief presentation explaining his rationale for eliminating pension and health insurance benefits for all new City Councilors. The Committee continued its discussion on this matter on March 9th. **Recommendation of the Legislative and Legal Affairs Committee is to approve the Home Rule Petition 3-0.**

16. **Order No. 11-1002834 - Proposed Home Rule Petition granting an additional license for the sale of alcoholic beverages not to be drunk on the premises under Section 15 of MGL Chapter 138 to Rick Lombardi and Julie Lombardi, d/b/a The Vin Bin, located at 91 Main Street, Marlborough, Massachusetts.** The Committee reviewed the Mayor's letter dated February 24, 2011. A letter from Councilor Clancy was read into the record as he was unable to attend the meeting. Letters from Michael and Kimberly Manning, and Steven Zeitler, proprietors of local package stores were read into the record expressing their opposition to the proposed Home Rule Petition. Walter Bonin, Chairman of the Licensing Commission, and Assistant Solicitor Cynthia Panagore Griffin provided input on the matter and responded to inquiries. The Committee voted to approve the Home Rule petition as amended by modifying Section 2 to allow for the transfer of the license to another location in the downtown/Main Street area only. Assistant Solicitor Panagore Griffin will draft language to that effect. **Recommendation of the Legislative and Legal Affairs Committee is to approve 2-0 with Councilor Levy abstaining from the vote.**

From City Council

17. **Order No. 11-1002730B - 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 DELETING IN THEIR ENTIRETY SECTIONS 557-1 (PERMIT REQUIRED), 557-2 (FENCES OR BARRIERS REQUIRED), 557-3 (INSPECTION REQUIRED), 557-4 (EXEMPTIONS), 557-5 (COMPLIANCE), AND 557-6 (VIOLATIONS AND PENALTIES) OF CHAPTER 557, AND ADDING THE FOLLOWING NEW PARAGRAPH TO THE SECTION OF CHAPTER 557 ENTITLED "GENERAL REFERENCES": Commonwealth of Massachusetts State Building Code, as amended (See 780 CMR). Recommendation of the City Council is to table until the March 28, 2011 City Council meeting.**
18. **Order No. 10/11-1002727C, X2832, X2728, & X2817 - Communication from City Solicitor Donald Rider re: Proposed Salary Ordinance, Human Services Reorganization. Recommendation of the City Council is to advertise. Proposed Salary Ordinance was advertised on March 18, 2011.**



**CITY OF MARLBOROUGH
OFFICE OF CITY CLERK**

**Lisa M. Thomas
140 Main St.
Marlborough, MA 01752
(508) 460-3775 FAX (508) 460-3723
MARCH 14, 2011**

Regular meeting of the City Council held on Monday, MARCH 14, 2011 at 8:00 p.m. in City Council Chambers, City Hall. City Councilors present: Ossing, Vigeant, Pope, Levy, Delano, Ferro, Elder, Tunnera, Seymour, Clancy and Landers. Meeting adjourned at 8:25 PM.

ORDERED: That the minutes of the City Council Meeting FEBRUARY 28, 2011, **FILE**; adopted.

ORDERED: That the **PUBLIC HEARING** On the application for new Pool Table License, the Lazy Dog, 31 Main St., Order No. 11-1002080A, all were heard who wish to be heard, hearing recessed at 8:02 p.m.; adopted. **Councilors Present: Ossing, Vigeant, Pope, Levy, Delano, Ferro, Elder, Tunnera, Seymour, Clancy, & Landers.**

ORDERED: That the Retirement Benefits transfer request in the amount of \$9,000.00 which moves funds from Unemployment to Retirement to fund an employee's special military assessment benefits, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. #13100003-51730 \$9,000.00
Unemployment

TO:

Acct. #11940006-51770 \$9,000.00
Retirement

ORDERED: That the Unemployment Benefits transfer request in the amount of \$35,000.00 which moves funds from Unemployment to Unemployment to fund unemployment benefits for employees not funded in the original budget, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. #13100003-51730 \$35,000.00
Unemployment

TO:

Acct. #11970006-51730 \$35,000.00
Unemployment

ORDERED: That the Wireless Receipts transfer request in the amount of \$51,000.00 which moves funds from Undesignated to Open Space Stabilization to move the city's wireless antennae receipts for FY10 to open space account, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. #10000-35900 \$51,000.00
Undesignated

TO:

Acct. #83600-32918 \$51,000.00
Stabilization-Open Space

ORDERED: That the Council on Aging transfer request in the amount of \$2,532.00 which moves funds from Director Elderly to Principal Clerk to fully fund the position for the remainder of FY11, refer to **FINANCE COMMITTEE**; adopted.

FROM:

Acct. #15410001-50190

\$2,532.00

Director Elderly

TO:

Acct. #15410002-50520

\$2,532.00

Principal Clerk

ORDERED: That pursuant to Chapter 44, section 31D of the General Laws of the Commonwealth of Massachusetts, which authorizes the City to incur liability and make expenditures for any fiscal year in excess of appropriation for snow and ice removal, the City Council of the City of Marlborough, upon the recommendation of the Mayor, approves expenditures of \$1,750,000.00 in excess of available appropriation for snow and ice removal for fiscal year 2011, refer to **FINANCE COMMITTEE**; adopted.

ORDERED: That pursuant to the provisions of § 53E½ of Chapter 44 of the General Laws of the Commonwealth of Massachusetts, the City Council of the City of Marlborough, upon the recommendation of the Mayor, does, to be effective during fiscal year 2011, amend paragraph (d) of Order No. 10-1002587B, which concerns a revolving fund to be utilized by the Mayor, as follows:

(a) receipts credited to the fund shall be limited to an emergency dispatch fee due the City pursuant to its contract with Patriot Ambulance, unless otherwise directed by the General Laws; and

(b) that expenditures from said fund shall be limited to public safety training; and

(c) that the Mayor shall be the only officer authorized to approve expenditures from the same; and

(d) no more than seventy-five thousand dollars shall be expended during Fiscal Year 2011, unless otherwise authorized by the City Council and Mayor; and

(e) the Mayor shall prepare a year-end report identifying funds received, funds expended, description of expenditures and year-end balance; and

(f) no provisions of this order shall be changed unless approved by the Mayor and City Council.

Refer to **FINANCE COMMITTEE**; adopted.

ORDERED: That the City of Marlborough, as part their the Green Communities designation, has been awarded five Big Belly solar compactors and as outlined in MGL Chapter 44, Section 53A ½ must be accepted by City Council and installed no later than April 15, 2011, refer to **FINANCE COMMITTEE**; adopted.

ORDERED: That the Fluoridation Equipment Upgrades for the Millham Water Treatment Plant grant in the amount of \$13,000.00 which provides funds for upgrades to water fluoride equipment at the Millham Water Treatment Plant to be used as outlined in accordance to MGL, Chapter 44, Section 53A, refer to **FINANCE COMMITTEE**; adopted.

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 BY AMENDING CHAPTER 125, ENTITLED "PERSONNEL," AS FOLLOWS:

POSITION	EFFECTIVE DATE	MINIMUM 1 st 6 mos.	STEP 1 2 nd 6 mos.	STEP 2 Next 12 mos.	MAXIMUM
Executive Director of Human Services	7/1/11	\$59,120.00	\$61,484.80	\$63,944.19	\$66,501.96
Human Services Manager	7/1/11	\$44,803.00	\$46,595.12	\$48,458.92	\$50,397.28
Council on Aging Program Manager	7/1/11	N/A	N/A	N/A	\$19,000.00

ADVERTISED; adopted.

ORDERED: WHEREAS the Marlborough City Council, in accordance with its charter, by-laws and ordinances, has voted to authorize the Superintendent of the Marlborough Public Schools to submit to the Massachusetts School Building Authority the Statement of Interest dated January 26, 2011 for the Richer School-80 Foley Road, Whitcomb School-25 Union Street and ECC (Freeman School)-17 Washington Street which describes and explains the following deficiencies and the priority category for which the Marlborough Public Schools may be invited to apply to the Massachusetts School Building Authority in the future. Richer and Whitcomb have been submitted for Priority# 5 which is defined as the replacement, renovation or modernization of school facility systems such as roofs, windows, boilers, heating and ventilation systems, to increase conservation and decrease energy related costs in a school facility. ECC (Freeman School) has been submitted for Priority# 5 as well as Priority# 7 which is defined as the replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements, and hereby further specifically acknowledges that by submitting these Statement of Interests, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City to filing an application for funding with the Massachusetts School Building Authority, NOW THEREFORE the City Council of the City of Marlborough hereby authorizes the Superintendent of the Marlborough Public Schools to submit a Statement of Interest to the Massachusetts School Building Authority for the above-specified projects, **APPROVED**; adopted.

ORDERED: Pursuant to City Council Order No. 08-1001774B authorizing a lease effective July 1, 2008 to the Assabet Valley Collaborative of the former Bigelow School located at 57 Orchard Street, for a one-year term with the option to renew for four additional one-year terms, and the terms and conditions of the original lease, said renewal being the third of four options was approved by the School Committee on March 8, 2011, a copy of which is attached hereto and incorporated herein, said lease is hereby renewed for the one-year term from July 1, 2011 to June 30, 2012 in the amount of \$153,985.00 (\$10.30 per square foot), **APPROVED**; adopted.

ORDERED: That there being no objection thereto set **MONDAY, APRIL 11, 2011** as date for a **PUBLIC HEARING** on the Application for Special Permit from Attorney Bergeron on behalf of Melanson Development Group, Inc. to expand the non-conforming use of the existing Walker house and barn located on 93 Framingham Rd., refer to **URBAN AFFAIRS COMMITTEE AND ADVERTISE**; adopted.

ORDERED: That the Minutes, Planning Board, January 24 and February 14, 2011, **FILE**; adopted.

ORDERED: That the Minutes, Conservation Commission, February 3, 2011, **FILE**; adopted.

ORDERED: That the Minutes, Council on Aging, February 15, 2011, **FILE**; adopted.

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

- A. Vicki Emerson, 72 Hillcrest Rd., other property damage
- B. Sarah Richards, 18 Demers Dr., residential mailbox claim 2(a)
- C. Majid Sairafi, 81 Woodland Dr., residential mailbox claim 2(a)
- D. Babak Roushanaee, 50 Cotting Ave., 2nd fl., other property damage
- E. Eugene Papalia, 81 Church St., other property damage
- F. Mary Warzynski, 369 Dutton Rd., Sudbury, other property damage
- G. Stella Luberto, 22 Fontaine St., other property damage
- H. Kay Ritter, 17 Greenwood St., other property damage
- I. Clementina Kennedy, 224 Brigham St., other property damage
- J. Alan Liverman, 13 Graham Path, residential mailbox 2(b)
- K. Downtown Marlboro LLC, 17 Weed St., other property damage
- L. William McCook, 119 Ash St., residential mailbox claim 2(a)
- M. Susan Wheeldon, 69F Phelps St., other property damage

Reports of Committees:

Councilor Ossing reported the following out of the Finance Committee:

Order No. 11-1002814 – Transfer \$26,000 for Public Facilities. The Finance Committee reviewed the Mayor's letter dated February 8, 2011 requesting the following two transfers for Overtime and the Principal Clerk line items in the Public Facilities Department:

- Transfer \$16,000.00 from the Custodian to Overtime line item
- Transfer \$10,000.00 from Building Maintenance Craftsman to Principal Clerk line item

Recommendation of the Finance Committee is to approve the two transfers 4-0.

Order No. 11-1002830 – Various DPW transfers for \$19,756.00. The Finance Committee reviewed the Mayor's letter dated February 24, 2011 requesting the following five transfers within the DPW budget:

- Transfer \$706.00 from the Assistant Commissioner Sewer Department to Principal Clerk DPW Administration line item
- Transfer \$3,500.00 from Chief Treatment Plant Operator EWWTP to Overtime EWWTP line item. The DPW Commissioner agreed to correct the transfer sheet identifying the account number for the EWWTP OT line item.
- Transfer \$1,600.00 from Equipment Operators Streets to the Dispatcher Streets line item. The DPW Commissioner agreed to correct the transfer sheet identifying the account number for the Equipment Operators.
- Transfer \$13,200.00 from Equipment Operators Streets to the Overtime Streets line item. The DPW Commissioner agreed to correct the transfer sheet identifying the account number for the Equipment Operators.

Recommendation of the Finance Committee is to approve the four transfers 4-0.

- Transfer \$750.00 from Miscellaneous Hand/Power Tools to the Repair/Maintenance Equipment line item in the Forestry Department. The Finance Committee identified that there were insufficient funds in the Miscellaneous Hand/Power Tools line item to cover the transfer.

Recommendation of the Finance Committee is to table this transfer pending additional information from the DPW Commissioner 4-0.

Order No. 11-1002833 – STAG grant for \$485,000 for Design of Westerly Wastewater Treatment Plant. The Finance Committee reviewed the Mayor's letter dated February 22, 2011 requesting the acceptance of the \$485,000 State and Tribal Grant (STAG). The grant provides the reimbursement monies for the design and construction of upgrades to the Westerly Waste Water Treatment Plant. This is the second STAG grant received for the Westerly Wastewater Treatment Plant design. The previous grant was for \$286,000. **Recommendation of the Finance Committee is to approve the acceptance of the STAG grant 4-0.**

Councilor Seymour reported the following out of the Legislative and Legal Affairs Committee:

Order No. 11-1002822 – Communication from the Councilor Elder regarding a proposed Home Rule Petition pertaining to the restriction of pension, retirement and insurance benefits for certain City Councilors. This was the second meeting held to discuss this matter. The Committee originally met February 28th and reviewed the letter dated February 9, 2011 from Councilor Elder. A letter from Mayor Stevens expressing her opposition to the Home Rule Petition was read into the record. In addition, Councilor Elder made a brief presentation explaining his rationale for eliminating pension and health insurance benefits for all new City Councilors. The Committee continued its discussion on this matter on March 9th. **Recommendation of the Legislative and Legal Affairs Committee is to approve the Home Rule Petition 3-0.**

Order No. 11-1002834 - Proposed Home Rule Petition granting an additional license for the sale of alcoholic beverages not to be drunk on the premises under Section 15 of MGL Chapter 138 to Rick Lombardi and Julie Lombardi, d/b/a The Vin Bin, located at 91 Main Street, Marlborough, Massachusetts. The Committee reviewed the Mayor's letter dated February 24, 2011. A letter from Councilor Clancy was read into the record as he was unable to attend the meeting. Letters from Michael and Kimberly Manning, and Steven Zeitler, proprietors of local package stores were read into the record expressing their opposition to the proposed Home Rule Petition. Walter Bonin, Chairman of the Licensing Commission, and Assistant Solicitor Cynthia Panagore Griffin provided input on the matter and responded to inquiries. The Committee voted to approve the Home Rule petition as amended by modifying Section 2 to allow for the transfer of the license to another location in the downtown/Main Street area only. Assistant Solicitor Panagore Griffin will draft language to that effect. **Recommendation of the Legislative and Legal Affairs Committee is to approve 2-0 with Councilor Levy abstaining from the vote.**

Suspension of the Rules requested - granted

ORDERED: That the Petition from Massachusetts Electric Co. and Verizon New England, Inc. install stub P. 85-5 as midspan pole to service new construction of Farm Commons Dr., **APPROVED;** adopted.

Suspension of the Rules requested - granted

ORDERED: That the Communication from the Mayor re: suspension requested for DPW intra-transfers as follows necessary to cover expenses in accounts that are at or nearing zero balances, **APPROVED.**

Transfer in the amount of \$900.00 from Chief Treatment Plant Operator to Interim Foreman-EWTP.

Transfer in the amount of \$9,021.00 from Equipment Operators - Streets to Interim Foreman.

Transfer in the amount of \$300.00 from Clothing Allowance to License and Inspection.

Transfer in the amount of \$900.00 from Educational Incentive to License and Inspection.

CITY OF MARLBOROUGH --BUDGET TRANSFERS --									
DEPT:		PUBLIC WORKS				FISCAL YEAR:		2011	
Available Balance	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	Available Balance
\$48,394	\$900	60081001	50910	Chief Treatment Plant Operator	\$900	60081003	51470	Interim Foreman-EWTP	\$131
	Reason:	Money available due to WC case						Higher than expected use due to non-work related injury to Head Treatment Operator	
\$273,616	\$9,021	14001303	5074	Equipment Operators - Streets	\$9,021	14001303	51470	Interim Foreman	\$24
	Reason:	Money available due to WC case						Supplemental funding required to cover year end appointments.	
\$1,790	\$300	14001503	51940	Clothing Allowance	\$300	14001506	54240	License & Inspection	\$0
	Reason:	Money available due to retirement						Additional funds needed to cover increased cost of State license renewals	
\$900	\$900	14001503	51440	Educational Incentive	\$900	14001506	54240	License & Inspection	\$0
	Reason:	Money available due to retirement						Additional funds needed to cover increased cost of State license renewals	

Suspension of the Rules requested - granted

ORDERED: That the Communication from the Mayor re: Fire intra-transfers as follows with explanations noted on the spreadsheet, **APPROVED**; adopted.

Transfer in the amount of \$16,807.38 moving funds from Firefighter to Additional OT.

Transfer in the amount of \$466.40 moving funds from Fire Lieutenant to Additional OT.

Transfer in the amount of \$8,771.34 moving funds from Firefighter to Additional OT.

Transfer in the amount of \$10,849.44 moving funds from Longevity to Additional OT.

Transfer in the amount of \$10,000.00 from EMT to Additional OT.

Transfer in the amount of \$4,610.94 moving funds from Firefighter to Sick Leave Buy Back.

CITY OF MARLBOROUGH BUDGET TRANSFERS --								
DEPT: Fire				FISCAL YEAR: 2011				
FROM ACCOUNT:				TO ACCOUNT:				Available Balance
Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	
\$16,807.38	12200001	50450	FIREFIGHTER	\$16,807.38	12200003	51300	ADDITIONAL OT	\$21,500
Reason: Retirement of employee								
\$466.40	12200001	50810	FIRE LIEUTENANT	\$466.40	12200003	51300	ADDITIONAL OT	\$21,500
Reason: To fund 111F payments for Lieutenant								
\$8,771.34	12200001	50450	FIREFIGHTER	\$8,771.34	12200003	51300	ADDITIONAL OT	\$21,500
Reason: To fund 111F payments for Lieutenant								
\$10,849.44	12200003	51430	LONGEVITY	\$10,849.44	12200003	51300	ADDITIONAL OT	\$21,500
Reason: Anticipated surplus								
\$10,000.00	12200003	51480	EMT	\$10,000.00	12200003	51300	ADDITIONAL OT	\$21,500
Reason: Anticipated surplus								
\$4,610.94	12200001	50450	FIREFIGHTER	\$4,610.94	12200003	51920	SICK LEAVE BUY BACK	\$26,246
Reason: Retirement of employee								
\$51,505.50				\$51,505.50				

ORDERED: That the Application of Ronald Roza, d/b/a Techcell USA, for Junk Dealer's license at 276 Main St, **APPROVED**; adopted.

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 DELETING IN THEIR ENTIRETY SECTIONS 557-1 (PERMIT REQUIRED), 557-2 (FENCES OR BARRIERS REQUIRED), 557-3 (INSPECTION REQUIRED), 557-4 (EXEMPTIONS), 557-5 (COMPLIANCE), AND 557-6 (VIOLATIONS AND PENALTIES) OF CHAPTER 557, AND ADDING THE FOLLOWING NEW PARAGRAPH TO THE SECTION OF CHAPTER 557 ENTITLED "GENERAL REFERENCES":

Commonwealth of Massachusetts State Building Code, as amended (See 780 CMR)

TABLED UNTIL MARCH 28, 2011; adopted.

ORDERED: That the Communication from the Mayor re: Veto of Order No. 11-1002825, Enforcement of City's Sidewalk Snow and Ice Removal Ordinances, **FILE**; adopted.

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 8:25 p.m.



City of Marlborough

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

Office of the Mayor

2011 MAR 24 PM 2:03 140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

Nancy E. Stevens
MAYOR

Krista J. Holmi
EXECUTIVE AIDE

Katherine M. LaRose
EXECUTIVE SECRETARY

March 24, 2011

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

RE: Transfer Request – Department of Public Works

Honorable President Vigeant and Councilors:

I am submitting herewith the following intra-department transfer requests:

Transfer in the amount of \$5,600.00 from account number 60080001-50630 (Sewer-Assistant Commissioner) to account number 61090003-51240 (Water-Temporary Part-Time).

Transfer in the amount of \$10,000.00 from account number 61090001-50740 (Water-Equipment Operators) to account number 61090006-54620 (Water-Maintenance Trenches).

Transfer in the amount of \$10,000.00 from account number 14001303-50740 (Streets-Equipment Operators) to account number 14001305-55310 (Streets-Highway Construction Materials).

Transfer in the amount of \$15,000.00 from account number 14001403-50745 (Repair Shop-Motor Equipment Repairmen) to account number 14001406-54810 (Repair Shop-Rep./Maint. Supplies-Veh.).

Transfer in the amount of \$1,600.00 from account number 14001403-50745 (Repair Shop-Motor Equipment Repairmen) to account number 14001403-51240 (Repair Shop-Temporary Part-Time).

As always, please feel free to contact me with any questions or concerns.

Sincerely,

Nancy E. Stevens
Mayor

Enclosure

CITY OF MARLBOROUGH
--BUDGET TRANSFERS --

DEPT: PUBLIC WORKS

FISCAL YEAR: 2011

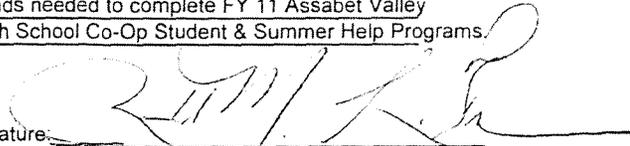
FROM ACCOUNT:

TO ACCOUNT:

Available Balance	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	Available Balance
<u>\$50,504</u>	<u>\$5,600</u>	<u>60080001</u>	<u>50630</u>	<u>Sewer- Assistant Commissioner</u>	<u>\$5,600</u>	<u>61090003</u>	<u>51240</u>	<u>Water- Temporary Part Time</u>	<u>\$30</u>
	Reason:	<u>Money available due to retirement.</u>				<u>Projected cost to complete FY11. Includes temporary part time office coverage for billing office and summer help utilized to paint hydrants.</u>			
<u>\$193,420</u>	<u>\$10,000</u>	<u>61090001</u>	<u>50740</u>	<u>Water- Equipment Operators</u>	<u>\$10,000</u>	<u>61090006</u>	<u>54620</u>	<u>Water- Maintenance Trenches</u>	<u>\$14</u>
		<u>Money available due to temporary vacancy.</u>				<u>Funds needed to repair trench areas resulting from emergency water main breaks and sewer blockages.</u>			
<u>\$215,079</u>	<u>\$10,000</u>	<u>14001303</u>	<u>50740</u>	<u>Streets- Equipment Operators</u>	<u>\$10,000</u>	<u>14001305</u>	<u>55310</u>	<u>Streets- Highway Constr. Materials</u>	<u>\$12,318</u>
		<u>Money available due to Worker's Compensation.</u>				<u>Repair of roadway deficiencies throughout city.</u>			
<u>\$55,660</u>	<u>\$15,000</u>	<u>14001403</u>	<u>50745</u>	<u>Repair Shop- Motor Equipment Repairmen</u>	<u>\$15,000</u>	<u>14001406</u>	<u>54810</u>	<u>Repair Shop- Rep./Maint. Supplies-Veh.</u>	<u>\$187</u>
		<u>Money available due to temporary vacancy.</u>				<u>Anticipated funds needed to purchase supplies for vehicle repairs for remainder of fiscal year.</u>			
<u>\$55,660</u>	<u>\$1,600</u>	<u>14001403</u>	<u>50745</u>	<u>Repair Shop- Motor Equipment Repairmen</u>	<u>\$1,600</u>	<u>14001403</u>	<u>51240</u>	<u>Repair Shop- Temporary Part Time</u>	<u>\$1,400</u>
		<u>Money available due to temporary vacancy.</u>				<u>Funds needed to complete FY 11 Assabet Valley High School Co-Op Student & Summer Help Programs.</u>			

Department Head signature: _____

Date: _____


3/23/11



City of Marlborough

RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

Office of the Mayor

2011 MAR 24 P 2:03

140 Main Street

Marlborough, Massachusetts 01752

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

Nancy E. Stevens
MAYOR

Krista J. Holmi
EXECUTIVE AIDE

Katherine M. LaRose
EXECUTIVE SECRETARY

March 23, 2011

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

RE: Transfer Request – Retirement Benefits, Police

Honorable President Vigeant and Councilors:

Attached herewith are the following transfer requests:

Transfer in the amount of \$15,069.60 from account number 13100003-51730
(Unemployment) to account number 12100003-51920 (Sick Leave)

Transfer in the amount of \$8,204.56 from account number 13100003-51730
(Unemployment) to account number 12100002-50520 (Principal Clerk)

These transfers are necessary to pay unbudgeted benefits associated with an employee's retirement.

As always, please feel free to contact me with any questions or concerns.

Sincerely,

Nancy E. Stevens
Mayor

Enclosure

TRANSFER REQUEST

AVAILABLE BALANCE	AMOUNT	FROM ACCOUNT			TO ACCOUNT			AMOUNT AVAIL
		ORG CODE	OBJECT	ACCOUNT DESCRIP	AMOUNT	ORG CODE	OBJECT ACCOUNT DESCRIP	
		School Support			Police			
\$ 137,277.98	\$ 23,274.16	13100003	51730	Unemployment	\$ 15,069.60	12100003	51920 Sick Leave	\$ 6,657.19
					\$ 8,204.56	12100002	50520 Principal Clk	\$ 14,699.11
					\$ 23,274.16			

Reason: To fund benefits associated with employees retirement.



City of Marlborough
Office of the Mayor

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CITY OF MARLBOROUGH
2011 MAR 24 P 2:03

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

Nancy E. Stevens
MAYOR

Krista J. Holmi
EXECUTIVE AIDE

Katherine M. LaRose
EXECUTIVE SECRETARY

March 23, 2011

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

RE: Transfer Request – Council on Aging

Honorable President Vigeant and Councilors:

Attached for your approval is the following transfer request:

Transfer in the amount of \$2,935.00 moving funds from account number 1541001-50190 (Director Elderly) to account number 1541002-50520 (Principal Clerk).

As previously detailed, this transfer enables the Principal Clerk position to be fully funded for the remainder of FY11. Since time is of the essence, I respectfully request your approval this evening.

As always, please feel free to contact me with any questions or concerns.

Sincerely,

Nancy E. Stevens
Mayor

Enclosure

TRANSFER REQUEST

AVAILABLE BALANCE	AMOUNT	FROM ACCOUNT			TO ACCOUNT			AMOUNT AVAIL	
		ORG CODE	OBJECT	ACCOUNT DESCRIP	AMOUNT	ORG CODE	OBJECT	ACCOUNT DESCRIP	
		Council on Aging			Council on Aging				
\$ 39,604.00	\$ 2,935.00	15410001	50190	Director Elderly	\$ 2,935.00	15410002	50520	Principal Clerk	\$ 9,076.91

\$ 2,935.00

Reason See Attached request from Mayor



City of Marlborough
RECEIVED
CITY CLERK'S OFFICE
CITY OF MARLBOROUGH
Office of the Mayor

2011 MAR 24 P 2:03
140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

Nancy E. Stevens
MAYOR

Krista J. Holmi
EXECUTIVE AIDE

Katherine M. LaRose
EXECUTIVE SECRETARY

March 22, 2011

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

RE: FY11 Mass Decontamination Unit Grant

Honorable President Vigeant and Councilors:

The Marlborough Fire Department has received a grant in the amount of \$2,500.00 from the Commonwealth of Massachusetts, Executive Office of Health and Human Services Department of Public Health. This FY2011 Mass Decontamination Unit (MDU) Grant will facilitate the field deployment, training and operational readiness of a mobile Mass Decontamination Unit to enhance protection of local hospitals during any public health emergent situation.

As outlined in MGL, Chapter 44, Section 53A, I am recommending that the City Council approve the expenditure of these funds for the purposes outlined. I respectfully request your approval this evening.

As always, please feel free to call with any questions or concerns.

Sincerely,

Nancy E. Stevens
Mayor

Enclosures



CITY OF MARLBOROUGH FIRE DEPARTMENT

Ricky A. Plummer
Chief of Department

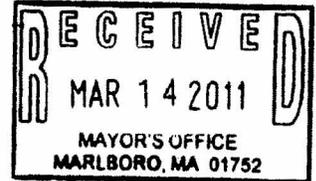
Stanley Clement
Deputy Chief

Ron Ayotte
Deputy Chief

James Diamond
Deputy Chief

Fredrick Flynn
Deputy Chief

March 14, 2011



The Honorable Nancy E. Stevens, Mayor
City of Marlborough
140 Main Street
Marlborough, MA 01752

RE: SFY11 DPH Grant for Mass Decontamination Unit

Dear Mayor Stevens,

As in prior years we have received a grant to fund the operations of the MDU. Attached please find the documentation in support of the grant in the amount of \$2500.00 which has been awarded to the Fire Department through the Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health.

The SFY 2011 Mass Decontamination Unit (MDU) Grant has been approved for funding and granted to the Marlborough Fire Department. The intent of the grant is to facilitate the field deployment, training and operational readiness of the MDU to enhance protection of local hospitals during any public health emergent situations.

In accordance with Massachusetts General Laws, Chapter 44 Section 53A this grant was applied for and accepted by the Fire Department but in order for it to be expended for the purposes of the grant, the Mayor must recommend and ask the City Council to approve the expenditure of these funds for the purposes of the grant by the Fire Department.

I would ask that you put this on the next agenda of the City Council for their approval.

Sincerely,

Ricky A. Plummer
Chief of Department

**CITY OF MARLBOROUGH
NOTICE OF GRANT AWARD**

DEPARTMENT: Fire DATE: March 14, 2011

PERSON RESPONSIBLE FOR GRANT EXPENDITURE: Ricky A. Plummer, Fire Chief

NAME OF GRANT: FY09 Mass Decontamination Unit Grant

GRANTOR: Commonwealth of Massachusetts Department of Public Health

GRANT AMOUNT: \$2500.00

GRANT PERIOD: 12 months

SCOPE OF GRANT/ To ensure the effective deployment and implementation of a Mass Decontamination Unit to an area hospital and elsewhere in a community in the event of an emergency.

ITEMS FUNDED Funding provides for the maintenance, repair, restocking of equipment and joint exercises with hospital personnel throughout the year.

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: Grant Expiration January 31, 2012

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

MASS DECONTAMINATION UNIT SCOPE OF SERVICES

Fire Department Name: MARLBOROUGH Fire Dept

Chief Name: Ricky A. Plummer

Section 1: Mass Decontamination Unit (MDU) Deployment Support

This agreement is made by and between the Commonwealth of Massachusetts Department of Public Health (MDPH) and the participating Fire Department to facilitate the deployment, training and operational readiness of Mass Decontamination Units. This agreement will address certain requirements of the Assistant Secretary for Preparedness and Response (ASPR) Hospital Preparedness Program Cooperative Agreement as awarded to MDPH.

Funding under this agreement is subject to appropriation by U.S. Health and Human Services, Office of the Assistant Secretary for Preparedness and Response (ASPR), Hospital Preparedness Program Cooperative Agreement. These funds are granted to the MDPH under CFDA: 93.889 and grant number: 6 U3REPO90238-02-02. The terms and conditions for this funding award to MDPH apply to the participating Fire Department, as a contracted party to MDPH, and pursuant to the ASPR grant.

~~Mass Decontamination Units assigned to acute care hospitals, terms and tasks required to be completed~~ by the fire department will be carried out in conjunction with the assigned partnering hospital. For Fire Department-District MDU assignments, terms and tasks required to be completed by the fire department will be carried out in conjunction with the acute care hospital closest to the primary fire department.

Section 2: Scope of Work

In response to the need for mass decontamination capability (in the event patients would present to emergency departments of acute care hospitals in the Commonwealth), the Department of Public Health is making available for the eighth year, funding to support effective field deployment of the MDUs. This funding provides resources to each Fire Department which has been assigned an MDU(s) to enhance protection of hospitals in the event of an emergent situation. Each party (fire department and hospital, engaged under separate agreement) will be required to achieve specific tasks in order to qualify for receipt of the funds. Hospitals have also been provided financing and directed to participate in this initiative. For the eighth year, five (5) specific tasks have been identified and are required to be completed.

The period of performance for the scope of work outlined in the provisions of this Agreement shall become effective upon a fully executed contract agreement, planned to become effectuated February 1, 2011, and will remain in effect through to June 30, 2011.

The total amount eligible per this agreement is \$2,500 for each MDU assigned to the participating fire department, for completion of the necessary tasks to facilitate the deployment and operational readiness of the MDU.

Funding allocations provided per this agreement require collaboration between fire departments and hospitals. Tasks include development of written agreements relative to MDU deployment, MDU storage location, method of deployment, restocking and plans for use; and will require collaboration between hospital and fire to develop and sign a written agreement for provision of personnel with a higher level (e.g. level B) Personal Protective Equipment (PPE) to perform at-hospital decontamination. The Department expects that fire departments will retain and maintain the required written agreements between the hospital and the fire department, and will review them annually with their respective hospital partners.

This year's MOA will require continuation of five initial activities.

- Update and sign the written MDU deployment and training agreement between hospitals and Fire Department;
- Participate in collaborative training hospital and fire service personnel in the plan for MDU use;
- Ensure sufficient hospital and fire staff are trained to set-up and use the MDU;
- Conduct at least one MDU operational exercise with the hospital and fire department;
- Maintain and re-supply the MDU in accordance with the written MDU agreement.

Section 4: Disbursement of Funds

Application for Funds: The following information, with the exception of item numbered 5 below, must be submitted to MDPH by **January 20, 2011**:

1. The enclosed contractual agreement documents, signed by the authorized signatory, indicating commitment to actively participate in the completion of tasks;
2. Contractual agreement signature indicates acceptance of terms, including those stated within this Scope of Work. The Fire Department will provide MDPH with periodic reports regarding frequency and types of MDU use; and will provide a report on expenditures made with funding received under this contract;
3. Funds will be allocated in accordance with the ASPR grant guidance and will be governed under the Commonwealth's Terms and Conditions for contractual agreements;
4. Municipal Fire Departments will maintain complete and accurate business records relevant to the activities financed; and shall allow MDPH to review with reasonable advance notice all relevant records necessary to verify and document planned and actual expenditures and activities related to this agreement. Accurate segregated records of expenditures and activities should be maintained;
5. Fire Departments will expend the grant funding within the duration of the contractual agreement and submit a report of actual expenditures relative to this agreement not later than September 30, 2011; and
6. Substantial noncompliance with the terms of this agreement as determined by MDPH may necessitate repayment of funds received and/or ineligibility for future funds,

provided that MDPH shall provide 30 days advance written notice of non-compliance and reasonable time for the Fire Department to become compliant.

The Department of Public Health/ASPR Hospital Preparedness Program appreciates the participation of municipal fire services in achievement of the goal of MDU deployment and training.

COMMONWEALTH OF MASSACHUSETTS CONTRACTOR AUTHORIZED SIGNATORY LISTING



CONTRACTOR LEGAL NAME:
CONTRACTOR VENDOR/CUSTOMER CODE:

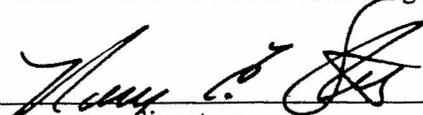
INSTRUCTIONS: Any Contractor (other than a sole-proprietor or an individual contractor) must provide a listing of individuals who are authorized as legal representatives of the Contractor who can sign contracts and other legally binding documents related to the contract on the Contractor's behalf. In addition to this listing, any state department may require additional proof of authority to sign contracts on behalf of the Contractor, or proof of authenticity of signature (a notarized signature that the Department can use to verify that the signature and date that appear on the Contract or other legal document was actually made by the Contractor's authorized signatory, and not by a representative, designee or other individual.)

NOTICE: *Acceptance of any payment under a Contract or Grant shall operate as a waiver of any defense by the Contractor challenging the existence of a valid Contract due to an alleged lack of actual authority to execute the document by the signatory.*

For privacy purposes **DO NOT ATTACH** any documentation containing personal information, such as bank account numbers, social security numbers, driver's licenses, home addresses, social security cards or any other personally identifiable information that you do not want released as part of a public record. The Commonwealth reserves the right to publish the names and titles of authorized signatories of contractors.

AUTHORIZED SIGNATORY NAME	TITLE
Nancy E. Stevens	Mayor

I certify that I am the President, Chief Executive Officer, Chief Fiscal Officer, Corporate Clerk or Legal Counsel for the Contractor and as an authorized officer of the Contractor I certify that the names of the individuals identified on this listing are current as of the date of execution below and that these individuals are authorized to sign contracts and other legally binding documents related to contracts with the Commonwealth of Massachusetts on behalf of the Contractor. I understand and agree that the Contractor has a duty to ensure that this listing is immediately updated and communicated to any state department with which the Contractor does business whenever the authorized signatories above retire, are otherwise terminated from the Contractor's employ, have their responsibilities changed resulting in their no longer being authorized to sign contracts with the Commonwealth or whenever new signatories are designated.


Signature

Date: 1/5/11

Title: **NANCY E. STEVENS** Telephone: (508) 460-3770
MAYOR

Fax: (508) 460-3698 Email: Mayor@Marlborough-MA.gov

[Listing can not be accepted without all of this information completed.]

A copy of this listing must be attached to the "record copy" of a contract filed with the department.

DEPARTMENT OF PUBLIC HEALTH

PROOF OF AUTHENTICATION OF SIGNATURE

Each person identified as an authorized signatory on the first page must provide his/her signature in the table below.

AUTHORIZED SIGNATORY'S SIGNATURE	TITLE
<i>Nancy E. Stevens</i>	Mayor

The section below **MUST** be completed by the Signatory submitting the listing. A Signatory cannot authenticate himself/herself; therefore if the listing is submitted by the Corporate Clerk, authentication must be done in the presence of a notary.

Signatory's full legal name and Title (print or type):

X *Nancy E. Stevens*
(Complete only in presence of notary):

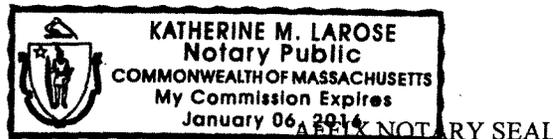
**NANCY E. STEVENS
MAYOR**

AUTHENTICATED BY NOTARY AS FOLLOWS:

I, *Katherine M. Larose* (NOTARY) as a notary public certify that I witnessed the signature of the aforementioned signatory above and I verified the individual's identity on this date:

January 5, 20 *11*.

My commission expires on: *January 6, 2016*



I, _____ (CORPORATE CLERK) certify that I witnessed the signature of the aforementioned signatory above, that I verified the individual's identity and confirmed the individual's authority as an authorized signatory for the Contractor on this date:

_____, 20 ____.

AFFIX CORPORATE SEAL



City of Marlborough

RECEIVED
CITY CLERK'S
CITY OF MARLBOROUGH

Office of the Mayor

140 Main Street

2011 MAR 24 10:12 AM
Marlborough, Massachusetts 01752

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

Nancy E. Stevens
MAYOR

Krista J. Holmi
EXECUTIVE AIDE

Katherine M. LaRose
EXECUTIVE SECRETARY

March 14, 2011

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

RE: Reappointments/Appointment – Council on Aging Board of Directors

Honorable President Vigeant and Councilors:

I am submitting for your approval the names of Dorothy Hodgson, Rita Connors and Brenda Costa for reappointment to the Council on Aging Board of Directors. I am also submitting the name of Marie Elwood for appointment to the Council on aging Board of Directors.

If confirmed, all members will serve a four-year term expiring the first Monday in May, 2015. (May 4, 2015)

As always, please feel free to call with any questions or concerns.

Sincerely,

Nancy E. Stevens
Mayor

Enclosures

cc: Jennifer Claro, COA



City of Marlborough

Council on Aging and Senior Center

250 Main Street
Marlborough, MA 01752
Tele (508) 485-6492 Fax (508) 460-3726

March 10, 2011

MEMORANDUM

To: Mayor Nancy E. Stevens

From: Jennifer C. Claro, COA Executive Director

RE: Re-Appointments and Appointment for Council on Aging Board of Directors

Mayor Stevens I would like to submit the following names for your consideration for the Council on Aging Board:

Re-appointments:

Dorothy Hodgson (Term expires 5-1-11)
Rita Connors (Term expires 5-1-11)
Brenda Costa (Term expires 5-1-11)

Appointment:

Marie Elwood (See attached Nomination Form)

Rita R. Connors
85 Spring Street
Marlborough, MA 01752-4530
Tel: 508-485-5322
EMAIL: conrr79@aol.com

To: COA Board
Re: R. Marie Elwood

I sponsor Marie Elwood for membership of the Council On Aging Board of Directors.

Marie has been a participant of the exercise programs for several years. With her husband Morgan she has also faithfully attended all the social events, educational programs, nutritional lectures and any other events and classes offered at the Senior Center. She has resumed these functions since the loss of Morgan.

I know that Marie will be an active member and excellent asset to the board.

Rita Connors
Sponsor



City of Marlborough
Office of the Mayor

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CITY OF MARLBOROUGH
2011 MAR 24 PM 2:04
140 Main Street
Marlborough, Massachusetts 01752
Tel. (508) 460-3770 Facsimile (508) 460-3698 TDD (508) 460-3610

Nancy E. Stevens
MAYOR

Krista J. Holmi
EXECUTIVE AIDE

Katherine M. LaRose
EXECUTIVE SECRETARY

March 11, 2011

Arthur G. Vigeant, President
Marlborough City Council
Marlborough City Hall – 2nd Floor
140 Main Street
Marlborough, MA 01752

Honorable President Vigeant and Councilors:

I am submitting for your approval the reappointment of William Short to the Registrar of Voters. If approved, Mr. Short will serve a three-year term from the date of confirmation.

As always, please feel free to contact me with any questions or concerns.

Sincerely,

Nancy E. Stevens
Mayor

**AGREEMENT TO EXTEND
TIME LIMITATIONS**

10- ORDER #1002623

Application for Special Permit from City Council for Verizon Wireless for Wireless
Communications Facility at 800 Bolton Street, Marlborough.

-REFER TO

PUBLIC HEARING: August 23, 2010

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 11:00 p.m. on June 7, 2011.

By: _____
Arthur G. Vigeant, City Council President,
acting on behalf of, and at the direction of,
the special permit granting authority:
Marlborough City Council

By: James A. Valeriani 3/24/11
James A. Valeriani, Attorney for Petitioner
Acting on behalf of, and at the direction of,
Petitioner:

Verizon Wireless



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CITY OF MARLBOROUGH
2011 MAR 14 P 2:56

City of Marlborough

Office of the Assessors
140 Main Street
Marlborough, Massachusetts 01752
TDD (508) 460-3610
Phone: (508) 460-3779

BOARD OF ASSESSORS PUBLIC MEETING

March 11, 2011
10:00 AM SCHEDULED

MINUTES

1. CALL TO ORDER Meeting called to order at 10:07 am by Trodella.
2. ROLL CALL Members present- A. Arruda; Dan Brogie & A. Trodella
3. ACCEPTANCE OF MINUTES OF Dec 1, 2010 MEETING. Acceptance of minutes from 12/1/2010 moved by Arruda. Second by Brogie 3 votes to accept.
4. EXECUTIVE SESSION TO DISCUSS ABATEMENT REQUESTS AND COURT SETTLEMENTS. Moved by Brogie, second by Arruda to go into executive session. Vote was unanimous to go into Exec. Session. While in executive session, discussion ensued as to status of abatements for Real and Personal properties as well as the proposed resolution of the abatements for the Royal Plaza Hotel.
5. RESUME OPEN MEETING. The public meeting re-convened at 11:00 am.
6. VOTE ON ABATEMENTS AND SETTLEMENTS DISCUSSED IN EXECUTIVE SESSION. Arruda moved, second by Brogie to vote to accept and deny abatements presented in Exec. Session.
7. DISCUSS PROGRESS OF REAL AND PERSONAL PROPERTY MEASURE AND LIST PROGRAM. Reviewed ongoing program.
8. DISCUSS POSSIBLE CHANGES IN STRUCTURE OF THE DEPARTMENT. Discussion did not result in any plan that would better serve the tax-payers or the DOR.
9. PUBLIC INPUT AND QUESTIONS No public in attendance.
10. OLD BUSINESS None.
11. NEW BUSINESS discussed the department's possible role in the MEDC Master Plan
12. ADJOURNMENT Meeting was adjourned at 11:30 am.

A. Trodella
Chairman

City of Marlborough
Commonwealth of Massachusetts

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CITY CLERK'S OFFICE
CITY OF MARLBOROUGH

2011 MAR 15 A 10:08



PLANNING BOARD

Barbara L. Fenby, Chair
Colleen M. Hughes, Clerk
Philip J. Hodge
Edward F. Coveney
Clyde L. Johnson
Sean N. Fay

Carrie Lizotte, Board Secretary

Phone: (508) 460-3769

Fax: (508) 460-3736

Email: CLizotte@marlborough-ma.gov

February 28, 2011
7:00 PM

The Planning Board for the City of Marlborough met on Monday, February 28, 2011 in Memorial Hall, 3rd floor, City Hall, Marlborough, MA 01752. Members present: Barbara Fenby, Colleen Hughes, Clerk, Clyde Johnson, Edward Coveney and Sean Fay. Also present: City Engineer Thomas Cullen.

MINUTES

January 24, 2011

On a motion by Mr. Fay, seconded by Mr. Coveney, it was duly voted:

To accept and file the amended meeting minutes.

February 14, 2011

On a motion by Ms. Hughes, seconded by Mr. Coveney, it was duly voted:

To accept and file the amended meeting minutes.

CHAIRS BUSINESS

APPROVAL NOT REQUIRED PLAN

108 Kelber Drive
Withdrawal

Mr. Evangelous is asking to withdrawal without prejudice his ANR plan known as 108 Kelber Drive. At this time the revisions will need to be made prior resubmitting.

On a motion by Mr. Fay, seconded by Mr. Coveney, it was duly voted:

To accept and file correspondence; to grant the withdrawal without prejudice of the ANR known as 108 Kelber Drive.

PUBLIC HEARING

SUBDIVISION PROGRESS REPORTS

PENDING SUBDIVISION PLANS: Updates and Discussion

PRELIMINARY/ OPEN SPACE SUBDIVISION SUBMITTALS

DEFINITIVE SUBDIVISION SUBMISSIONS

SCENIC ROADS

SIGNS

INFORMAL DISCUSSION

Purcell Farms

Ms. Fenby stated she was contacted by Attorney Sandra Austin regarding the historical preservation on limited development subdivision on Stow Road. She stated that Mrs. Austin will be forthcoming to the Planning Board.

COMMUNICATIONS/CORRESPONDENCE

On a motion by Mr. Coveney, seconded by Ms. Hughes, it was duly voted:

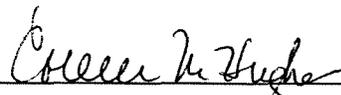
To accept all of the items listed under communications and/or correspondence.

On a motion by Mr. Johnson, seconded by Mr. Coveney, it was duly voted:

To adjourn at 7:15 p.m.

A TRUE COPY

ATTEST:



Colleen Hughes, Clerk