



**CITY OF MARLBOROUGH
OFFICE OF CITY CLERK**

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

MARCH 9, 2015

Regular meeting of the City Council held on Monday, MARCH 9, 2015 at 8:00 PM in City Council Chambers, City Hall. City Councilors Present: Pope, Oram, Robey, Delano, Page, Elder, Tunnera, Irish, Clancy and Landers. Absent: Ossing. Meeting adjourned at 9:26 PM.

ORDERED: That the minutes of the City Council meeting FEBRUARY 23, 2015, **FILE**; adopted.

ORDERED: That the Presentation/discussion with City Councilors-Fire Department Assessment prepared by Municipal Resources, Inc. November 2014, Order No. 14/15-1006028, **FILE**; adopted.

Note: Peter Finley Jr. and George Klauber presented their findings.

ORDERED: The the proposed Order concerning Acceptance of MGL, Chapter 83, Sections 16A-16F, refer to **LEGISLATIVE AND LEGAL AFFAIRS COMMITTEE**; adopted.

That the City of Marlborough accept Sections 16A through 16F, inclusive, of Chapter 83 of the Massachusetts General Laws, as amended, as follows:

§ 16A. Certificate of acceptance; effect; recordation:

If the rates and charges due to a city, town, municipality, or sewer district, which accepts this section and sections sixteen B to sixteen F, inclusive, and by its clerk, files a certificate of such acceptance in the proper registry of deeds, for supplying or providing for a sewer system or rendering service or furnishing materials in connection therewith to or for any real estate at the request of the owner or tenant are not paid on or before their due date as established by local regulations, ordinances or by-laws, which due date shall be so established as to require payments at least as often as annually, such rates and charges, together with interest thereon and costs relative thereto, shall be a lien upon such real estate as provided in section sixteen B. The register of deeds shall record such certificate of acceptance in a book to be kept for the purpose, which shall be kept in an accessible location in the registry. Sections sixteen B to sixteen F, inclusive, shall also apply to a sewer district which has accepted sections sixteen A to sixteen F, inclusive, and whose clerk has so filed the certificate of acceptance. Wherever in said sections the words "board or officer in charge of the sewer department" or their equivalent appear, they shall also mean and include the officers exercising similar duties in any city, town or district. A fire or water district authorized to provide a sewer system shall, for the purposes of sections sixteen A to sixteen F, inclusive, be deemed to be a sewer district.

§ 16B. Effective date of sewer charge lien; termination; methods of collection and enforcement of rate or charge:

Such lien shall take effect by operation of law on the day immediately following the due date of such rate or charge, and, unless dissolved by payment or abatement, shall continue until such rate or charge has been added to or committed as a tax under section sixteen C, and thereafter, unless so dissolved, shall continue as provided in section thirty-seven of chapter sixty; provided, however, that if any such rate or charge is not added to or committed as a tax under section sixteen C for the next fiscal year commencing after the inception of the lien under this section, then said lien shall terminate on October first of the third year following the year in which such charge becomes due.

Notwithstanding such lien any such overdue rate or charge may be collected through any legal means, including the shutting off of a sewer connection, which may be deemed advisable; provided, that after the termination of such a lien, no city, town or sewer district shall attempt to enforce, by shutting off the sewer connection, collection of such rate or charge from any person, not liable therefor, who has succeeded to the title or interest of the person incurring such rate or charge. All such rates and charges excluded by court decree under section seventy-six B of chapter sixty shall, to the extent that they were properly chargeable to the person owning, or to the tenant occupying, the premises for which such rates and charges were incurred, be recoverable from such person or tenant, as the case may be, in an action of contract or otherwise. If at the time of the entry of such decree such person or tenant is still the owner or tenant of the premises, whether through redemption or otherwise, such rates and charges to the extent that they were properly chargeable to him, may be enforced in any other manner provided or available for collection and enforcement of sewer connection rates and charges.

§ 16C. Certification of rate or charge to assessors; commitment as tax:

If a rate or charge for which a lien is in effect under section sixteen B has not been added to or committed as a tax and remains unpaid when the assessors are preparing a real estate tax list and warrant to be committed by them under section fifty-three of chapter fifty-nine, the board or officer in charge of the sewer department, or the town collector of taxes, if applicable under section thirty-eight A of chapter forty-one, shall certify such rate or charge to the assessors, who shall forthwith add such rate or charge to the tax on the property to which it relates and commit it with their warrant to the collector of taxes as a part of such tax. If the property to which such rate or charge relates is tax exempt, such rate or charge shall be committed as the tax.

§ 16D. Application of other law; powers of tax collectors:

Except as otherwise provided, the provisions of chapters fifty-nine and sixty shall apply, so far as pertinent, to all rates and charges certified to the assessors under section sixteen C. Without limiting the generality of the foregoing, upon commitment as a tax or part of a tax under said section sixteen C, all such rates and charges shall be subject to the provisions of law relative to interest on the taxes of which they become, or, if the property were not tax exempt would become, a part; and the collector of taxes shall have the same powers and be subject to the same duties with respect to such rates and charges as in the case of annual taxes upon real estate, and the provisions of law relative to the collection of such annual taxes, the sale or taking of land for the nonpayment thereof and the redemption of land so sold or taken shall, except as otherwise provided, apply to such rates and charges.

§ 16E. Remedies of aggrieved real estate owners:

An owner of real estate aggrieved by a charge imposed thereon under sections sixteen A to sixteen F, inclusive, in addition to such remedy as he may have under section ten of chapter one hundred and sixty-five, may apply for an abatement thereof by filing a petition with the board or officer having control of the sewer department within the time allowed by law for filing an application for abatement of the tax of which such charge is, or, if the property were not tax exempt, would have been, a part, and if such board or officer finds that such charge is more than is properly due, a reasonable abatement shall be made; and except as otherwise provided herein, the provisions of chapter fifty-nine relative to the abatement of taxes by assessors shall apply, so far as applicable, to abatements hereunder. If such petition is denied in whole or in part, the petitioner may appeal to the appellate tax board upon the same terms and conditions as a person aggrieved by the refusal of the assessors of a city or town to abate a tax.

§ 16F. Recovery of real estate owner against tenants:

An owner of real estate who, in order to prevent the imposition of a lien thereon or to discharge the same, has paid charges for sewer connections furnished to a tenant or other person who was bound to pay the same, may recover from such tenant or other person in an action of contract the amount of the charges so paid with all incidental costs and expenses.

President Pope requested a recess at 8:58 PM and returned to open meeting at 9:00 PM; adopted.

ORDERED: That WHEREAS having convened in an open meeting on March 9, 2015 the CITY COUNCIL of the CITY OF MARLBOROUGH, MA in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form BY NO LATER THAN APRIL 10, 2015 for the RICHER ELEMENTARY SCHOOL LOCATED AT 80 FOLEY ROAD, MARLBOROUGH, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future to include PRIORITY 7: REPLACEMENT OF OR ADDITION TO OBSOLETE BUILDINGS IN ORDER TO PROVIDE FOR A FULL RANGE OF PROGRAMS CONSISTENT WITH STATE AND APPROVED LOCAL REQUIREMENTS AS DETERMINED IN THE JUDGMENT OF THE AUTHORITY; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, 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 of Marlborough 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 to submit a Statement of Interest to the Massachusetts School Building Authority for the above-specified project, refer to **OPERATIONS AND OVERSIGHT COMMITTEE**; adopted.

ORDERED: That the Appointment of Richard Cygan, to the Council on Aging for a four year term to expire from date of approval, refer to **PERSONNEL COMMITTEE**; adopted.

ORDERED: Be it ordained by the City Council of the City of Marlborough that the Code of the City of Marlborough, as most recently amended, be further amended by amending the Zoning Ordinance as follows:

1. Replacing Section 650-26.A(1)(a) in its entirety with the following:

- (a) Number of affordable units. The development shall (i) provide that at least 15% of the dwelling units to be constructed for home ownership or rental purposes will be made available at affordable prices to home buyers or renters, or (ii) if authorized by a majority vote of the City Council, provide a sum equal to \$50,000 per affordable dwelling unit that would have been required hereunder, to be deposited in the fund for economic development created by Chapter 126 of the Acts of 2011, or another fund designated by the City Council.

Refer to **URBAN AFFAIRS COMMITTEE, PLANNING BOARD, AND ADVERTISE PUBLIC HEARING FOR MONDAY, APRIL 6, 2015**; adopted.

ORDERED: That the Application for Renewal of Junk Dealers/Second Hand License, Mary Giorgi, d/b/a Giorgi's Boutique, 266 Main St., refer to **PUBLIC SERVICES**; adopted.

ORDERED: That the Application for Renewal of Junk Dealers/Second Hand License, TVI, Inc., d/b/a Savers, 222A East Main St., refer to **PUBLIC SERVICES**; adopted.

ORDERED: That the Application for Renewal of Junk Dealers/Second Hand License, Roman Kimyagarov, d/b/a Arthur & Sons Shoe Repair, 107 Main St., refer to **PUBLIC SERVICES**; adopted.

ORDERED: That the Minutes, Board of Health, February 3, 2015, **FILE**; adopted.

ORDERED: That the Minutes, Conservation Commission, February 5, 2015, **FILE**; adopted.

ORDERED: That the Minutes, Planning Board, February 12, 2015, **FILE**; adopted.

ORDERED: That the Minutes, Traffic Commission, December 17, 2014, **FILE**; adopted.

ORDERED: That the Minutes, Other Post-Employment Benefits, (OPEB) Trust Board Meeting, January 14 & February 18, 2015, **FILE**; adopted.

ORDERED: That the Communication from Amica, on behalf of Frank Peace, 72 Reynolds Ct., Joseph Barone, 251 Raymond Rd., John Iannone, 9 Boivin Dr., Nancy Messina, 51 Lafayette Dr., Fred Brewitt, 299 Sudbury St., & Christiane Nelson, 21 Canterbury Way, refer to **LEGAL DEPARTMENT**; adopted.

ORDERED: That the Communication from Hanover Insurance Group, on behalf of Kathryn Webster, 31A Church St., Philip Garcia, 63 Sandini Rd., & Katherine Kerr, 15 Bowstring Way, refer to **LEGAL DEPARTMENT**; adopted.

ORDERED: That the Communication from Union Mutual of Vermont Companies, on behalf of Heather Bell, 67 Crystal Brook Way, Unit F, refer to **LEGAL DEPARTMENT**; adopted.

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

- a. Jackeline Jaguande, 688 Boston Post Rd., pothole or other road defect claim.
- b. George Cook, 94 Framingham Rd., other property damage.
- c. Robert Cabral, 32 Park St., other property damage.
- d. Eric & Deborah Richard, 4 Belleview Ave., other property damage.
- e. John Nicholson, 302 Sudbury St., residential mailbox claim 2(a).
- f. Phil Cosper, Wheel Pros, 44 Park St., other property damage.

Reports of Committees:

Councilor Tunnera reported the following out of the Personnel Committee:

Meeting Name: City Council Personnel Committee

Date: March 2, 2015

Time: 5:30 PM

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

Agenda Item(s) addressed:

Convened: 5:40 PM

Adjourned: 6:37 PM

Present: Chairman Tunnera; Personnel Committee Members Councilors Irish and Elder (arrived 6:25 PM); Councilors Landers, Page, and Pope

Reports of Committees cont'd:

Order No. 14-1006007: The Reappointments of Kelly French and Michael Gibson to the Youth Commission for terms to expire three years from date of approval and the appointment of Sharon Buckley to the Youth Commission for a term to expire two years from date of approval. **Recommendation of the Personnel Committee is to approve the Reappointments of Kelly French and Michael Gibson and the Appointment of Sharon Buckley to the Youth Commission. Motion made by Councilor Irish, seconded by Chair, to approve the appointments. The motion carries 2-0 (Elder absent).**

Order No. 15-1006093: The Reappointment of Greg Mitrakas and Appointment of David Bouvier to the License Board for terms to expire six years from date of approval. Mr. Bouvier replaces longtime member James Riessle who resigned in December. **Recommendation of the Personnel Committee is to approve the Reappointment of Greg Mitrakas and the Appointment of David Bouvier to the License Board. Motion made by Councilor Irish, seconded by Chair, to approve the appointments. The motion carries 2-0 (Elder absent).**

Order No. 15-1006094: The Appointment of Dennis Cavanaugh and Renee Perdicaro to the Community Development Authority for terms to expire three years from date of approval. Mr. Cavanaugh will replace Stephen Leduc who resigned in November and Ms. Perdicaro will replace Lynn Faust whose term has expired. **Recommendation of the Personnel Committee is to approve the Appointments of Dennis Cavanaugh and Renee Perdicaro to the Community Development Authority. Motion made by Councilor Irish, seconded by Chair, to approve the appointments. The motion carries 2-0 (Elder absent).**

Order No. 15-1006095: The Appointment of Pat Gallier to the Council on Aging to fill the balance of the term of Lynn Anderson which is due to expire on May 2, 2017. **Recommendation of the Personnel Committee is to approve the Appointment of Pat Gallier to the Council on Aging Board. Motion made by Councilor Irish, seconded by Chair, to approve the appointment. The motion carries 2-0 (Elder absent).**

Order No. 15-1006113: The Appointment of Paul Sliney as the tenant's representative on the Community Development Authority (CDA) for a three year term to commence at the expiration of Ms. Swartz's term which is March 12, 2015. **Recommendation of the Personnel Committee is to approve the Appointment of Paul Sliney as the tenant's representative on the Community Development Authority. Motion made by Councilor Irish, seconded by Chair, to approve the appointment. The motion carries 2-0 (Elder absent).**

Order No. 15-1006115: The Appointment of David Manzella as Principal Assessor for a term to expire three years from date of confirmation. He is replacing Bradford Dunn. **Recommendation of the Personnel Committee is to approve the Appointment of David Manzella as Principal Assessor. Motion made by Councilor Irish, seconded by Chair, to approve the appointment. The motion carries 2-0 (Elder absent).**

Order No. 15-1006091: The Reappointment of Mark Gibbs as IT Department Head for a term to expire three years from date of approval. **Recommendation of the Personnel Committee is to approve the Reappointment of Mark Gibbs as IT Department Head. Motion made by Councilor Irish, seconded by Chair, to approve the appointment. The motion carries 2-0 (Elder absent).**

Reports of Committees cont'd:

Order No. 15-1006091: The Reappointment of Cynthia Panagore-Griffin as Assistant City Solicitor for a term to expire three years from date of approval. **Recommendation of the Personnel Committee is to approve the Reappointment of Cynthia Panagore-Griffin as Assistant City Solicitor. Motion made by Councilor Irish, seconded by Chair, to approve the appointment. The motion carries 2-0 (Elder absent).**

Councilor Irish recused from discussion of Order No. 15-1006092. The meeting recessed at 6:19 PM. Councilor Elder arrived and the meeting reconvened at 6:25 PM.

Order No. 15-1006092: The Appointment of Robert Camacho as Building Commissioner for a term to expire three years from date of appointment. **Recommendation of the Personnel Committee is to approve the Appointment of Robert Camacho as Building Commissioner. Motion made by Councilor Elder, seconded by Chair, to approve the appointment. The motion carries 2-0 (Irish recused).**

Motion made by Councilor Elder, seconded by the Chair, to adjourn. The motion carries 2-0. The meeting adjourned at 6:37 PM.

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

Meeting Name: City Council Legislative & Legal Affairs Committee

Date: March 3, 2015

Time: 5:30 PM

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

Convened: 5:30 PM

Adjourned: 6:09 PM

Present: Chairman Clancy; Legislative & Legal Affairs Committee Members Councilors Robey and Delano; Councilors Elder and Pope

Also Present: Mayor Arthur Vigeant; John Ghiloni, Commissioner of Public Works; City Solicitor Donald Rider

Order No. 15-1006090: Authorization Request for Possible Purchase of a Parcel of Land on New Street.

The committee discussed the proposed purchase of a certain parcel of land (Map 69, Parcel 194), approximately 1,750 square feet, on New Street with Mayor Vigeant, Commissioner Ghiloni and Ward Councilor Elder. It was agreed that the parcel of land would bring added value to the City with additional parking spaces for the Senior Center and storage in the building currently on-site. The committee voted to allow the Mayor to enter into negotiations with the property owner for a price not to exceed \$35,000.

Motion made by Councilor Delano, seconded by the Chair, to approve the order as written. The motion carries 3-0.

Motion made by Councilor Delano, seconded by the Chair, to adjourn. The motion carries 3-0.

Meeting Adjourned: 6:09 PM.

Reports of Committees cont'd:

Councilor Robey reported the following out of the Finance Committee:

**Marlboro City Council Finance Committee
Monday March 2, 2015
In Council Chambers**

Present: Chairman Ossing; Finance Committee members Councilors Robey, Elder, Oram and Irish. Councilors Pope, Landers, and Clancy were also in attendance. The meeting convened at 7:01 PM.

- 1. Order No. 15-1006082 – Transfer \$30,000.00 to Fund Search Firm for New Fire Chief:** The Finance Committee reviewed the Mayor's letter dated February 5, 2015 requesting the transfer of \$30,000.00 to fund the hiring of a search firm and assessment center to assist in the hiring of a new Fire Chief. **The Finance Committee voted 4- 1 (Councilor Oram opposed) to approve the transfer.**
- 2. Order No. 15-1006083 – Transfer \$25,500.00 for the Health Department:** The Finance Committee reviewed the Mayor's letter dated February 5, 2015 requesting the transfer of \$25,500.00 to fund the new Health Department organizational structure. **The Finance Committee voted 5 - 0 to approve the transfer.**
- 3. Order No. 15-1006084 – Transfer \$10,000.00 for Temporary Inspector for the Building Department:** The Finance Committee reviewed the Mayor's letter dated February 5, 2015 requesting the transfer of \$10,000.00 to fund the hiring of a temporary, full time local inspector for the building department. **The Finance Committee voted 5 - 0 to approve the transfer.**
- 4. Order No. 15-1006109 – Mid Year Transfer Requests for ~\$924,000.00:** The Finance Committee reviewed the Mayor's letter dated February 19, 2015 requesting mid year transfers from the Legal Department, Department of Public Works, Public Facilities, Veterans Services, Fire Department and Police Department. The Veterans Services transfer was approved at the February 23, 2015 City Council meeting. **The Finance Committee voted 5 - 0 to approve all the transfers with the exception of the following because it was a duplicate item:**
 - **Page 6-18 – The \$2,200 transfer from the educational incentive line item 60081003-51440.**
- 5. Order No. 15-1006110 – Transfer \$106,270.33 to Fund Fire Department Overtime:** The Finance Committee reviewed the Mayor's letter dated February 19, 2015 requesting the transfer of \$106,270.33 to fund overtime costs in the Fire Department. **The Finance Committee voted 5 - 0 to approve the transfer.**
- 6. Order No. 15-1006111 – Transfer \$58,170.18 to Fund Retirements in Several Departments:** The Finance Committee reviewed the Mayor's letter dated February 19, 2015 requesting the transfer of \$58,170.18 to fund retirements in the Police Department, Board of Health and Department of Public Works. **The Finance Committee voted 5 - 0 to approve the transfers.**

Reports of Committees cont'd:

7. **Order No. 15-1006112 – Step Increase for Sanitarian:** The Finance Committee reviewed the Mayor's letter dated February 19, 2015 requesting approval to start the new Assistant Sanitarian at Step 1 which is \$47,096.59. **The Finance Committee voted 5 - 0 to approve the step increase.**
8. **Order No. 15-1006089-1, 1006089-2 and 1006089-3 – Bond Request for \$3,095,000.00 for the Hudson Street Landfill Redevelopment:** The Finance Committee reviewed the Mayor's letter dated January 22, 2015 for bond request in the amount of \$3,095,000.00 to fund the fields at the Hudson Street Landfill. Councilor Elder abstained from participating. The Finance Committee took the follow actions:
 - **15-1006089-1 - The Finance Committee voted 4-0 to approve the communication from the Mayor requesting a vote to permanently dedicate the land, which contains a portion (Lot 2) containing 11.3 acres of Hudson Street Landfill property located on Hudson Street and shown on Marlboro Assessors Maps as Map 30, Parcel 4, as taken by the City of Marlboro on October 5, 1959 for purposes of a public dump and other municipal purposes, to park and recreation purposes under the provisions of MGL c.45, s.3; and further that, as so dedicated, said property is hereby placed under the care, custody, management and control of the City of Marlboro Recreation Commission.**
 - **15-1006089-2 - The Finance Committee voted 4 - 0 to approve a 15 year bond for the construction of municipal outdoor recreational facilities in the amount of \$3,095,000.00. The Finance Committee approved recommending the suspension of the rules at the March 9, 2015 City Council meeting to request the advertisement of the bond.**
 - **15-1006089-3 - The Finance Committee voted 4 – 0 to approve the “Proposed resolution to apply for and accept a grant from the Executive Office of Energy and Environmental Affairs, for the Hudson Street Landfill recreation facility.” It is resolved the Mayor be, and hereby is, authorized to apply for and accept a PARC grant from the Executive Office of Energy and Environmental Affairs; and that the Mayor be, and hereby is, authorized to take such other actions as are necessary to carry out the terms, purposes and conditions of the PARC grant to be administered by the Recreation Commission of the City of Marlboro; and that the Resolution shall take effect upon its passage.**

The Finance Committee acknowledged that the Mayor will only move forward with the project if private investment is obtained to offset the cost of the project. The Mayor will update the City Council with the funding sources to offset the cost of the bond prior to any construction activities.

The Finance Committee adjourned at 9:02 PM.

Suspension of the Rules requested – granted

ORDERED: That the Appointment of Dennis Cavanaugh and Renee Perdicaro to the Community Development Authority for terms to expire three years from date of approval, **APPROVED**; adopted.

Suspension of the Rules requested – granted

ORDERED: That the Fire Department transfer request in the amount of \$106,270.33 which moves funds from Firefighter to Overtime to fund overtime costs in the Fire Department, **APPROVED**; adopted.

CITY OF MARLBOROUGH									
BUDGET TRANSFERS --									
	DEPT:	FIRE					FISCAL YEAR:	15	
Available									Available
Balance	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	Balance
\$1,339,078.66	\$64,183.57	12200001	50450	FIREFIGHTER	\$64,183.57	12200003	51300	OVERTIME	\$12,065.41
	Reason:	Transfer is available due to 111F payments							
\$1,339,078.66	\$42,086.76	12200001	50450	FIREFIGHTER	\$42,086.76	12200003	51300	OVERTIME	\$12,065.41
	Reason:	Transfer is available due to a retirement							
	\$106,270.33	Total			\$106,270.33	Total			

Suspension of the Rules requested – granted

ORDERED:

OUTDOOR RECREATIONAL FACILITIES BOND

At the Regular Meeting of the Marlborough City Council on March 9, 2015, the following bond was ordered **ADVERTISED**; adopted.

That the sum of \$3,095,000 (three million ninety-five thousand) dollars be and is hereby appropriated for the construction of municipal outdoor recreational facilities.

That to meet said appropriation, the Comptroller-Treasurer, with the approval of the Mayor, is hereby authorized to issue bonds or notes of the City of Marlborough in the amount of \$3,095,000.

Pursuant to the provisions of Chapter 44, section 7 (25) of the Massachusetts General Laws, as amended, each issue of such bonds or notes shall be payable in not more than fifteen (15) years from its date of issue.

Councilor Elder recused.

ORDERED: That the Mitigation Payment Acceptance from Atlantic Management in the amount of \$150,000.00 which moves funds from Undesignated to Sewer Maintenance to fund needed sewer upgrades for redevelopment project at 200 Forest St, **APPROVED**; adopted.

FROM:		
Acct. # 10000-35900		\$150,000.00
Undesignated Fund		
TO:		
Acct. # 19300006-55650		\$150,000.00
Sewer Maintenance		

ORDERED: That Fire Department transfer request in the amount of \$53,214.30 which moves funds from Fringe to Sick Leave Buy Back to fund the sick leave buy back for a retiring member of the Fire Department, **APPROVED**; adopted.

FROM:		
Acct. # 11990006-51500		\$53,214.30
Fringe		
TO:		
Acct. # 12200003-51920		\$53,214.30
Sick Leave Buy Back		

ORDERED:

TURF FIELD BOND

At the Regular Meeting of the Marlborough City Council on March 9 2015, the following bond, **TABLED UNTIL NEXT MEETING AS THE 10TH DAY AFTER ADVERTISEMENT WAS MARCH 10, 2015**; adopted.

That the sum of \$3,855,059.00 (three million eight-hundred fifty-five thousand and fifty-nine) dollars be and is hereby appropriated for the construction of a synthetic turf athletic field, new track and concession stand at the Whitcomb Middle School Field and that to meet said appropriations, the Comptroller-Treasurer, with the approval of the Mayor, is hereby authorized to issue bonds or notes of the City of Marlborough in the amount of \$3,855,059.00.

Pursuant to the provisions of Chapter 44, Section 7 (3) of the Massachusetts General Laws as amended, each issue of such bonds or notes shall be payable in not more than fifteen (15) years from its date of issue.

Councilor Elder recused.

ORDERED: At the Regular Meeting of the Marlborough City Council on March 9 2015, the following the following proposed salary ordinance to the Code of the City of Marlborough, **TABLED UNTIL NEXT MEETING AS THE 10TH DAY AFTER ADVERTISEMENT WAS MARCH 10, 2015**; adopted.

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, SECTION 6, ENTITLED COMPENSATION SCHEDULE," AS FOLLOWS:

Position	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7 / Max
	<i>Start</i>	<i>6 months of service</i>	<i>1 year of service</i>	<i>2 yrs. of service</i>	<i>3 yrs. of service</i>	<i>4 yrs. of service</i>	<i>5 yrs. of service</i>
Fire Chief	-	-	-	-	-	-	\$160,000.00
Building Commissioner	\$87,021.00	\$88,761.42	\$90,536.65	\$92,347.38	\$94,194.33	\$96,078.21	98,000.00

Councilor Irish recused.

ORDERED: At the Regular Meeting of the Marlborough City Council on March 9 2015, the following the following proposed salary ordinance to the Code of the City of Marlborough, **TABLED UNTIL NEXT MEETING AS THE 10TH DAY AFTER ADVERTISEMENT WAS MARCH 10, 2015**; adopted.

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, SECTION 6, ENTITLED COMPENSATION SCHEDULE," AS FOLLOWS:

- A. The title of "Sanitarian" shall be replaced with "Director of Public Health."
- B. This salary schedule shall take effect upon passage.

Position	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7/Max
	<i>Start</i>	<i>6 months of service</i>	<i>1 year of service</i>	<i>2 years. of service</i>	<i>3 years. of service</i>	<i>4 years. of service</i>	<i>5 years. of service</i>
Director of Public Health	\$78,142.00	79,704.84	\$81,298.94	\$82,924.91	\$84,583.41	\$86,275.08	\$88,000.00

ORDERED: At the Regular Meeting of the Marlborough City Council on March 9 2015, the following the following ordinance to the Code of the City of Marlborough, be and is herewith **TABLED UNTIL NEXT MEETING AS THE 10TH DAY AFTER ADVERTISEMENT WAS MARCH 10, 2015.**

Be it ordained by the City Council of the City of Marlborough, acting upon a recommendation of the Mayor, that the Code of the City of Marlborough, as amended, be further amended as follows:

- A. Section 7-35, entitled "Duties", is hereby amended by deleting the words "City Solicitor" wherever it appears and inserting in place thereof the words "City Auditor;"
- B. Section 7-35, is also hereby amended by deleting in its entirety subparagraph (4) of paragraph B., and by renumbering subparagraph (5) of said paragraph B. so as to become subparagraph (4); and
- C. Section 116-2 is hereby amended by deleting the phrase "as required by § 7-35 B.(4) of this Code" and by placing a period after the word "Officer."

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 9:26 PM.