

CITY OF MARLBOROUGH OFFICE OF CITY CLERK Lisa M. Thomas 140 Main St. Marlborough, MA 01752 (508) 460-3775 FAX (508) 460-3723

JULY 23, 2012

Regular meeting of the City Council held on Monday, JULY 23, 2012 at 8:00 p.m. in City Council Chambers, City Hall. City Councilors present: Ossing, Pope, Oram, Robey, Delano, Jenkins, Elder, Tunnera, Seymour, Clancy, and Landers. Meeting adjourned at 8:43 PM.

- ORDERED: That the Minutes of the City Council Meeting, JULY 9, 2012, FILE; adopted.
- ORDERED: That the PUBLIC HEARING on the Petition from National Grid to have underground primary cable crossing for D'Angelo Dr. to provide new service to Ken's Food, Order No. 12-1005109A, all were heard who wish to be heard, hearing recessed at 8:06 p.m.; adopted.
- ORDERED: That the PUBLIC HEARING on the Petition from National Grid to install new intermediate P.4-51 on D'Angelo Dr. to provide new service to Ken's Food, all were heard who wish to be heard, hearing recessed at 8:10 p.m.; adopted.
- ORDERED: That the Communication from the Mayor pertinent to an update of the Emergency Notification system, **FILE**; adopted.
- ORDERED: That the Appointment of Mr. Michael Mendoza as Building Commissioner effective on date of confirmation by City Council for a term of three years, refer to **PERSONNEL COMMITTEE**; adopted.
- ORDERED: That the Reappointment of Mr. Daniel Brogie as Interim Principal Assessor for a period of 60 days commencing July 17, 2012, **FILE**; adopted.
- ORDERED: That the Appointment of Mr. Stephen Zepf, Mr. Michael Gibson and Mr. Pascal Chenais to the Youth Commission of which Mr. Zepf's term will expire three years from date of approval and Mr. Gibson's and Mr. Chesnais's term will expire two years from date of approval, refer to **PERSONNEL COMMITTEE**; adopted.
- ORDERED: That the Appointment of Mr. Shawn McCarthy to the Planning Board for a term of five years concluding on February 6, 2017, refer to **PERSONNEL COMMITTEE**; adopted.
- ORDERED: That the Appointment of Ms. Jeanne McGeough to the Council on Aging for a term of four years concluding on May 1, 2016, refer to **PERSONNEL COMMITTEE**; adopted.
- ORDERED: That the Minutes, Planning Board, May 21, June 4, & June 18, 2012, FILE; adopted.
- ORDERED: That the Communication from Amica re: Damage to Real Property, 44 First Rd, refer to LEGAL DEPARTMENT; adopted.
- ORDERED: That the following CLAIMS, be and is herewith refer to the LEGAL DEPARTMENT; adopted.

A. Charles Rosenbaum, 65 Fremont St., pothole or other road defect

Suspension of the rules requested – granted

ORDERED: That the transfer request in the amount of \$36,355.90 which will fund the negotiated benefits for Department of Public Work's Local 888 for fiscal years 2013, 2014, and 2015, refer to **FINANCE COMMITTEE**; adopted.

	From Account					TO Account				
	General Gov't					DPW Various Accounts				
Available	Amount	ORG	OBJECT	Account Disc	Amount	Description	Org	Object	Available	
\$ 927,326.00	\$ 36,355.90	11990006	57820	Reserve for Salaries						
					\$ 5,363.20	Foreman	14001301	50690	\$ 252,689.0	
					\$ 927.12	Longevity	14001303	51430	\$ 46,356.0	
					\$ 669.62	Sick Leave	14001303	51920	\$ 33,481.0	
					\$ 209.00	Meals	14001303	51990	\$ 4,025.0	
					\$ 4,000.00	Edu Incentive	14001303	51440	\$ 3,600.0	
					\$ 756.68	ОТ	14001303	51310	\$ 32,637.0	
					\$ 5,363.20	Foreman	14001501	50690	\$ 256,556.0	
					\$ 653.70	Longevity	14001503	51430	\$ 32,685.0	
					\$ 103.16	Sick Leave	14001503	51920	\$ 14,309.0	
					\$ 27.00	Meals	14001503	51990	\$ 690.0	
					\$ 4,000.00	Edu Incentive	14001503	51440	\$ 5,100.0	
					\$ 536.00	ОТ	14001503	51310	\$ 24,252.0	
					\$ 4,022.40	Foreman	61090001	50690	\$ 189,516.0	
					\$ 1,340.80	Chief Plt Opr	61090001	50780	\$ 63,172.0	
					\$ 378.60	Longevity	61090003	51430	\$ 18,292.0	
					\$ 742.42	Sick Leave	61090003	51920	\$ 34,543.0	
					\$ 215.00	Meals	61090003	51990	\$ 4,140.0	
					\$ 4,000.00	Edu Incentive	61090003	51440	\$ 7,000.0	
					\$ 3,048.00	ОТ	61090003	51310	\$ 144,119.0	

Suspension of the rules requested – granted

ORDERED: Under authority of MGL Chapter 44, Section 53A, the City Council hereby refers to **FINANCE COMMITTEE** the Police Department Grant in the amount of \$14,049.00 from the US Department of Justice Office, Edward Byrne Justice Assistances Grant to fund overtime, recertification, and supply costs for the Police Department's Rape Aggression Defense Systems (RAD) program; adopted.

Suspension of the rules requested – granted

ORDERED; That the City Council for the City of Marlborough hereby accepts the provisions of M.G.L. c. 59, § 5K, which authorizes the City to establish a program for persons over the age of sixty (60) to volunteer their services to the City in exchange for a reduction, not to exceed \$1,000.00 in a given tax year, in the real property tax obligations of such persons;

And, Further That pursuant to M.G.L. c. 59, § 5K, the City Council for the City of Marlborough hereby adopts the following provisions regarding the implementation of this program:

- a) The program is to begin in Fiscal Year (tax year) 2013;
- b) The individual applying to participate in the program must have attained the age of sixty (60) years prior to the start of the tax year for which that applicant seeks a reduction in his or her real property tax obligation;
- c) The applicant seeking the reduction must have resided in the City for at least five (5) consecutive calendar years prior to the start of the tax year for which that applicant seeks a reduction in his or her real property tax obligation;
- d) The property as to which the tax reduction is sought must be owned by, or serve as the primary residence of, the applicant seeking the reduction. Qualified rental properties must be owner-occupied;
- e) The property as to which the tax reduction is sought shall be eligible for only one (1) abatement per tax year, no matter how many individuals may be the record owners of that property;
- f) The applicant seeking the reduction must have an annual gross income less than \$52,000 if a single filer, less than \$65,000 if filing as Head of Household, or less than \$78,000 if filing married or jointly, for the calendar year prior to the start of the tax year for which that applicant seeks a reduction in his or her real property tax obligations;
- g) No individual is eligible to seek a reduction in his or her real property tax obligations if, for the tax year he or she would otherwise be eligible, he or she is employed by the City of Marlborough on either a full-time or part-time basis;
- h) All individuals will be required to disclose any potential or perceived conflicts of interest on their application, including but not limited to, residing in the same residence or household with a full or part-time City employee, and working for a business or entity that performs contractual services for the City;
- i) If the number of eligible applicants for this program exceeds the number of available positions in a given fiscal year, a lottery shall be held to determine placement. From time to time, eligible applicants who possess unique skills or talents that would aid municipal operations may be placed in positions upon direct approval of the Mayor. The number of annual participants will not exceed 25 (fractional volunteers can be combined to equal one participant) without prior City Council approval;
- j) The Council on Aging, in cooperation with the Assessor's Office and the Personnel Department of the City, shall have the responsibility to maintain a record for each applicant participating in the program, including but not limited to records for the number of hours of service volunteered by each applicant and the total amount by which his or her real property tax obligation has been reduced on his or her tax bill. A copy of such records shall be provided to the applicant prior to the issuance of his or her actual tax bill;
- k) The Mayor's office will approve and authorize the placement of all program participants and the corresponding departments in which they are placed, and shall make such authorizations known to the City Council within 30 days of placement;
- 1) Prior to the end of each fiscal year, the Mayor's office shall furnish an annual report and summary of this program to the City Council;
- m) During the annual Tax Classification process, the Mayor shall forward a request to the City Council to fund the program through the Overlay Account; and
- n) No provisions of this order shall be changed unless approved by the Mayor and City Council.

Yea: 11- Nay: 0

Yea: Delano, Jenkins, Elder, Tunnera, Seymour, Clancy, Landers, Ossing, Pope, Oram & Robey

- ORDERED: That the Application for Taxi License, Asia Rowland, d/b/a Marlborough Taxi, 225 Cedar Hill Street, Suite 200, TABLED UNTIL THE AUGUST 27, 2012 CITY COUNCIL MEETING; adopted.
- ORDERED: That the Application for Renewal of Junk Dealer's License, Sergey Yeghiyan, d/b/a C.T.C. Gold & Diamond Refinery, 149 Main St., **APPROVED**; adopted.
- ORDERED: That the Application for Renewal of Junk Dealer's License, Tony Bitar, d/b/a Hannoush Jewelers, 601 Donald Lynch Blvd, **APPROVED**; adopted.
- ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 8:43 PM.