



CITY OF FITCHBURG

Filed in the City Clerk's Office:

NOTICE OF PUBLIC MEETING

CITY COUNCIL REGULAR MEETING

MEETING DATE: Tuesday, February 04, 2020

MEETING TIME: 7:00 AM PM

MEETING PLACE: MEMORIAL MIDDLE SCHOOL LIBRARY

Name of building (if applicable) _____

Room number (if applicable) _____

Address 615 ROLLSTONE STREET

City FITCHBURG, MA 01420

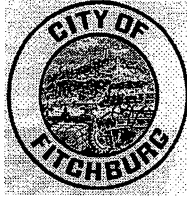
AGENDA ITEMS:* **SEE ATTACHED**

2020 JAN 31 AM 9:28
FITCHBURG CITY CLERK

MARY DE ALDERETE, CITY CLERK

Name and title of person submitting this notice

**Please note: Massachusetts Open Meeting Law requires that all topics that the Chair reasonably anticipates must be listed and that the list of topics must be sufficiently specific to reasonably inform the public of the issues to be discussed at the meeting.*



WELCOME TO THE FITCHBURG CITY COUNCIL!

This is intended to help you understand the meeting format and assist you with the rules of the Council as they pertain to your participation.

All meetings of the Fitchburg City council are open to the public. This does not mean that the public participates in all aspects of the meeting. It simply means that the meeting itself, including all discussions and votes, is open for public view.

Executive Session

The only time a Council meeting can be closed to the public is when the Council votes for Executive Session in order to discuss sensitive matters in private, such as pending litigation. Any votes taken however, must be taken in open session.

OPPORTUNITIES FOR THE PUBLIC TO SPEAK DURING A COUNCIL MEETING:

Public Forum

The Public Forum occurs immediately following the Pledge of Allegiance. The President will ask if anyone in the audience wishes to speak on any matter appearing on the Agenda. If you wish to address the Council, you must stand and be recognized and follow these rules before speaking:

1. State your name and address.
2. Approach the center table and either stand or sit. This allows you to be seen and heard clearly by everyone in attendance.
3. You may speak only on items appearing on the agenda for no more than (2) minutes. Copies of the agenda are available on the center table prior to the meeting.
4. Please state the petition, order, ordinance, or resolution number to which you refer.

Public Hearings

Public hearings are held on various issues such as Special Permits and Zoning changes. The same rules apply with the following exceptions:

1. You must stand and be recognized either "in favor" or "in opposition" when asked by the Council President.
2. You need not refer to the petition number.

If you have any questions or comments either before or after the meeting, any Councillor would be happy to assist you.

Thank you for your interest!

I. PUBLIC FORUM

II. REPORT OF COMMITTEE ON RECORDS

III. COMMUNICATION

Pension Reserves Investment Management Board

IV. ANNUAL REPORT

- 048-20. ANNUAL REPORT: Montachusett Regional Vocational Technical High School for 2019.
- 049-20. ANNUAL REPORT: Fitchburg Redevelopment Authority for 2019 and audited Financials for FY 2018.

V. REPORTS OF COMMITTEES

Appointments Committee Oral Report
Meeting of February 4, 2020, 6:45 PM

Re-Appointments
Member of the Planning Board

(Term to expire January 1, 2023)
Mr. Paul F. Fontaine, Jr.
(Term to expire January 1, 2023)
Ms. Laura O'Kane

New Appointments:
Permanent Reserve Police Officers
Fitchburg Police Department

Nicholas A. Garcia
Ryan M. Kreidler

Full Time Student Police Officers
Fitchburg Police Department

Brian M. Gelinas
Colin T. Banahan
Nicholas A. Garcia

New Appointments
Fitchburg Redevelopment Authority

(Term to expire February 1, 2025)
Ms. Laura A. Bayless

Council on Aging

(Term to expire January 1, 2023)
Ms. Deborah A. Dion

Member of the Planning Board

(Term to expire January 1, 2023)
Mr. Alex Lopez

Finance Committee

Meeting of January 28, 2020

- 009-20. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY-FIVE THOUSAND AND 00/100 DOLLARS (\$35,000.00) same to be charged against AVAILABLE FUNDS and credited to BUILDING-CONTRACTED SERVICES for the purpose of digitizing Building Department paper documents.
(Be Adopted)
- 010-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Executive Office of Public Safety and Security, FY20 Shannon Community Safety Initiative Grant in the approximate amount of \$336,400.00 (THREE HUNDRED THIRTY-SIX THOUSAND, FOUR HUNDRED AND 00/100 DOLLARS) for the purpose of said grant, which is to reduce gang and youth related violence.
(Be Adopted)
- 011-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Executive Office of Public Safety and Security VAWA grant in the approximate amount of \$62,115.92 (SIXTY-TWO THOUSAND, ONE HUNDRED FIFTEEN AND 92/100 DOLLARS) for the purpose of said grant, which is to support the Domestic Violence Advocate position within the Police Department.
(Be Adopted)
- 012-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Department of Environmental Protection, Sustainable Materials Recovery Program grant in the approximate amount of \$42,000.00 (FORTY-TWO THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is to continue to provide residents with more robust information about waste disposal and recycling, purchase additional carts for the curbside program, expand the current program, and reduce, reuse, and recycle in school cafeterias.
(Be Adopted)

- 013-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Substance Abuse Prevention Collaborative grant in the approximate amount of \$300,000.00 (THREE HUNDRED THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is to assist individuals living in Fitchburg who are experiencing homelessness or who are at risk of overdose and to collaborate with other agencies to assess other city needs.
(Be Adopted)
- 014-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Department of Transportation, Aeronautics Division grant in the approximate amount of \$656,000.00 (SIX HUNDRED FIFTY-SIX THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is to pay for the installation of a self-serve fueling station at the airport.
(Be Adopted)
- 015-20. ORDERED THAT: There be and hereby is transferred the sum of ONE HUNDRED FORTY THOUSAND AND 00/100 DOLLARS (\$140,000.00) same to be charged against AIRPORT CAPITAL, SELF-SERVE FUELING STATION FY19 and credited to AIRPORT CAPITAL, SELF-SERVE FUELING STATION FY20 account, for the purpose of installing a self-serve fueling station at the airport.
(Be Adopted)
- 016-20. ORDERED THAT: There be and hereby is appropriated the sum of TWENTY-FOUR THOUSAND AND 00/100 (\$24,000.00) same to be charged against AVAILABLE FUNDS and credited to AIRPORT CAPITAL, SELF-SERVE FUELING STATION account, for the purpose of installing a self-serve fueling station at the airport.
(Be Adopted)
- 017-20. LOAN ORDER: Appropriate the amount of Three Million, One Hundred Five thousand, Six hundred Sixty-Six Dollars (\$3,105,666.00) for the purpose of paying costs of making roof and boiler repairs at the South Street Elementary School.
(Be Adopted)
- 018-20. ORDERED THAT: The Superintendent is authorized to submit to the MA School Building Authority the Statement of Interest Form for the Goodrich Academy located at 111 Goodrich St., Fitchburg, to upgrade the Goodrich Academy Roof Priority #5.
(Be Adopted)

- 019-20. ORDERED THAT: The Superintendent is authorized to submit to the MA School Building Authority the Statement of Interest Form for the Fitchburg High School located at 140 Arn-How Farm Road, Fitchburg, for which an application may be submitted in the future for:
Fitchburg High School Roof Priority #5
(Be Adopted)
- 020-20. ORDERED THAT: The Superintendent is authorized to submit to the MA School Building Authority the Statement of Interest Form for the Longsjö Middle School located at 98 Academy St., Fitchburg, for which an application may be submitted in the future for:
Longsjö School Windows Priority #5
Longsjö School Doors Priority #5
Longsjö School Boilers Priority #5
(Be Adopted)

Legislative Affairs Committee
Meeting of January 28, 2020

- 067-18. Councilor Michael Kushmerek to require all short-term rental units to register and have a regular inspection as outlined in the attached document.

(Review of the Report of the License Commission regarding the Draft Application for Short Term Rentals and Lodging Houses.)

(Recommendation: Draft an ordinance to mandate inspections of short term rentals, renting to one to four occupants; the fee for such inspections shall be waived for short term rentals renting to fewer than 3 people.)

Public Works Committee
Meeting of January 28, 2020

- 063-19. Councilors Michael Kushmerek and Amy Green, to install a crosswalk at Water Street, connecting the newly constructed Water Street Plaza with the Central Plaza (Market Basket), and if necessary, explore pedestrian crossing signalization.
(Be Granted)
- 110-19. Councilors Squallia, Fleming, & Walsh to find remedy to alleviate traffic congestion on John Fitch Highway northbound by adding a right turn only lane as outlined in the petition.
(Be Granted)

- 159-19. Councillor Marisa Fleming, on behalf of John Belli of 190 Will Thompson Way to have crosswalk at the intersection of John Fitch Highway and Pearl Hill Rd re-evaluated for the safety of students and drivers. (Amend to include the elimination of some of the reflectors from Petition #161-19 and grant as amended)
- 161-19. Councillor Marisa Fleming, on behalf of John Belli of 190 Will Thompson Way to eliminate some of the reflectors at the intersection of John Fitch Highway and Pearl Hill Rd.
(Be given leave to withdraw)
- 209-19. Councilor Marisa Fleming, on behalf of John Godek, 321 Pearl Street, to have a rotary installed at the intersection of Pearl Street and John Fitch Highway to slow down the traffic turning onto Pearl Street.
(Be given leave to withdraw)
- 279-19. Councillors Squailia and Kukshmerck, on behalf of Gary Ranno, to install a new driveway apron at 41 Fox Street, to install a new driveway at 41 Fox Street to mitigate water flow and subsequent erosion damage to property, approximately 40 feet long as show in the attached diagrams.
(Be Granted)
- 290-19. Councillors Marcus DiNatale and Elizabeth Walsh, to request a review of the Mount Elam Road/Electric Avenue intersection with respect to pedestrian safety measures. Residents in the area are requesting, for example, a crosswalk from Mount Elam across Electric Avenue and signage.
(Be Granted)

Petitions held in Public Works Committee for review:

- 209-18. Multiple citizens, to repair McTaggart's Dam to refill pond and restore wildlife population.
(Be Held)
- 126-19. Councilor Joel Kaddy, to correct water problem at 15 Thurston Place.
(Be Held)
- 252-19. Councillor Paul Beauchemin, that Boulder Drive from Putnam Street be closed to traffic, for pedestrian use only.
(Be Held)

VI. ORDERS-FINANCE

- 030-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of additional funds from the Commonwealth of Massachusetts, Department of Conservation and Recreation, MassTrails Program in the approximate amount of \$50,000.00 (FIFTY THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is to complete design for Phase 1 of the Mirror lake Accessibility Project.
- 031-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of additional funds from the Friends of Cogshall Park in the approximate amount of \$12,500.00 (TWELVE THOUSAND, FIVE HUNDRED AND 00/100 DOLLARS) for the purpose of said grant, which is to complete design for Phase 1 of the Mirror Lake Accessibility Project.
- 032-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security, SAFE grant in the approximate amount of \$5,663.00 (FIVE THOUSAND, SIX HUNDRED SIXTY-THREE AND 00/100 DOLLARS) for the purpose of said grant, which is to continue to teach fire safety to children in elementary schools.
- 033-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security, SAFE grant in the approximate amount of \$2,730.00 (TWO THOUSAND, SEVEN HUNDRED THIRTY AND 00/100 DOLLARS) for the purpose of said grant, which is to teach senior citizens about the importance of fire safety and avoiding in particular cooking and electrical fires.
- 034-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Commonwealth of Massachusetts, Executive Office of Housing and Economic Development, MassWorks Public Infrastructure Program in the approximate amount of \$3,000,000.00 (THREE MILLION AND 00/100 DOLLARS) for the purpose of said grant, which is to make comprehensive improvements to Main Street and Boulder Drive.

- 035-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of additional funds from the Commonwealth of Massachusetts, Department of Transportation, Complete Streets Construction Funding Program in the approximate amount of \$399,600.00 (THREE HUNDRED NINETY-NINE THOUSAND, SIX HUNDRED AND 00/100 DOLLARS) for the purpose of said grant, which is to provide for pedestrian improvements along Main Street and Boulder Drive and along Electric Avenue.
- 036-20. ORDERED THAT: There be and hereby is appropriated the sum of TWO HUNDRED THIRTY-NINE THOUSAND, NINETY-THREE AND 00/100 DOLLARS (\$239,093.00) same to be charged against AVAILABLE FUNDS and credited to the following accounts:
- | | |
|-----------------------------------|--------------|
| POLICE, PERSONAL SERVICES | \$227,651.00 |
| EMPLOYEE BENEFITS, OTHER BENEFITS | \$ 11,442.00 |
- 037-20. ORDERED THAT: There be and hereby is appropriated the sum of ONE HUNDRED TWENTY THOUSAND, EIGHT HUNDRED EIGHTY-ONE AND 00/100 DOLLARS (\$120,881.00) same to be charged against AVAILABLE FUNDS and credited to accounts as outlined in the Order (Memorandum of Agreement with the Fitchburg Association of Managers, Administrators, and Specialty Skills Group [FAMASS]).
- 038-20. ORDERED THAT: There be and hereby is transferred from within the following PERSONAL SERVICES accounts the sum of FORTY-SIX THOUSAND, ONE HUNDRED THIRTY AND 00/100 DOLLARS (\$46,130.00) same to be credited to the following accounts:
- | | |
|----------------------------|-------------|
| WATER ENTERPRISE FUND | \$20,999.00 |
| WASTEWATER ENTERPRISE FUND | \$23,192.00 |
| AIRPORT FUND | \$ 1,939.00 |
- 039-20. ORDERED THAT: There be and hereby is appropriated the sum of FORTY-TWO THOUSAND, TWO HUNDRED NINETY-TWO AND 00/100 DOLLARS (\$42,292.00) same to be charged against AVAILABLE FUNDS and credited to accounts as outlined in the Order (Wage Matrix).
- 040-20. ORDERED THAT: There be and hereby is appropriated from within the following PERSONAL SERVICES accounts the sum of ELEVEN THOUSAND, TWO HUNDRED FIFTEEN AND 00/100 DOLLARS (\$11,215.00) same to be credited to the following accounts:
- | | |
|----------------------------|-------------|
| WATER ENTERPRISE FUND | \$ 3,511.00 |
| WASTEWATER ENTERPRISE FUND | \$ 3,616.00 |
| AIRPORT FUND | \$ 4,088.00 |

VII. ORDERS-OTHER

- 041-20. ORDERED THAT: The Mayor is authorized to execute the Lease (to be supplied) relative to AKS Recycling, Inc.
- 042-20. ORDERED THAT: The Mayor is authorized to execute the Host Agreement (to be supplied) relative to AKS Recycling, Inc.

VIII. ORDINANCES

- 043-20. AN ORDINANCE: Amending Chapter 44, Section 10 of the Code of the City of Fitchburg, as most recently amended, by adding thereto the following step assignments as outlined in the enclosed Ordinance. (First Reading)
- 044-20. AN ORDINANCE: Amending Chapter 44, Section 10 of the Code of the City of Fitchburg, as most recently amended by adding thereto the enclosed pay scale. (First Reading)

IX. PETITIONS

- 045-20. Councillors Michael Kushmerek and Amy Green, and residents Joseph & Linda Byrne, to name the junction of Main Street and North Street "Gerry Martel Square" as a remembrance of a man that spent 50 years on the corner as "Mr. Music" and "Mr. Auto Professional". He represents the epitome of a businessman and an entrepreneur, who lived his life on this corner. (City Property Committee, Planning Board)
- 046-20. Councillors Marisa Fleming and Marcus DiNatale, to declare Ethier Street a Public Way. (City Property Committee, Planning Board, Public Works Committee)
- 047-20. Tom Skwierawski, Executive Director of Planning and Community Development, and the IVJ Group, LLC, to amend the Housing Development Incentive Program ("HDIP") Plan and Map to include additional parcels, most specifically the Iver Johnson Mills. The letter explains the process further, as does the updated Plans and Maps. (Economic Development Committee)

X. COMMITTEE MATTERS

There are currently no Committee Matters requiring a request for more time.

Next Regular Meeting
Tuesday, February 18, 2020, 7:00 PM