



**CITY OF FITCHBURG MASSACHUSETTS
CITY COUNCIL CALENDAR**

September 6, 2018 7:00PM

**Memorial Middle School Library
615 Rollstone Street
Fitchburg MA 01420**

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 FROM HIS HONOR THE MAYOR

Appointment Letters:

1. Ms. Jacklynn Taylor, to the Board of Registrars of Voters for a term scheduled to expire on April 1, 2020.
2. Mr. Trevor M. Lawler, as a Permanent Full Time Firefighter for the Fitchburg Fire Department.

IV. COMMUNICATION

Pension Reserves Investment Management Board

V. REPORTS OF COMMITTEES

Appointments Committee Oral Report
Meeting of September 6, 2018, 6:45 PM

New Appointments:
Fitchburg Cultural Council

(Term to expire September 1, 2021)
Ms. Milagros Whitfield

(Term to expire September 1, 2021)
Ms. Miriam Ruiz

(Term to expire September 1, 2021)
Ms. Emmanuella Demosthenes

Public Safety Committee Oral Report
Meeting of September 6, 2018, 6:00 PM

- 184-18. Councillor Amy Green, on behalf of George Shmidt, to place "no parking" signs from FHA at Valley Street to Romano Ave.
- 221-18. Peterbilt Store, New England LLC, to petition for a Class One Dealer's License (New Heavy Duty Trucks) located at 215 Crawford Street, Fitchburg.
- 222-18. Gerald Blake, Jr., TSI Tank Services, Inc., to petition for a Class One Dealer's License to sell Tanks, Trucks and Trailers at 70 Benson St.
- 223-18. Gerald Blake, Jr., TSI Tank Services, Inc., to petition for a Class Two Dealer's License to sell Tanks, Trucks and Trailers at 70 Benson St.
- 224-18. Paulos Amanatidis, to revoke the car dealer license issued to Donald Cordio, dba Performance Auto Annex located at 1022 Main Street, Fitchburg.

- 225-18. Paulos Amanatidis, to petition for a Class II Dealer's License located at 1022 Main Street, Fitchburg.

VI. RECESSED HEARING

- 182-18. Detective Paul McNamara, to revoke the Class II car dealer license issued to KB Auto, 209 Lunenburg Street. This car dealer is no longer operating at this address.

VII. PUBLIC HEARING

- 230-18. Comcast of Massachusetts III, Inc., to construct a line of conduits on Water Street as outlined in the enclosed Petition.
(Public Hearing September 6, 2018)
(REVISED PETITION IS ENCLOSED)

VIII. ORDER-COUNCIL AS A WHOLE

- 231-18. ORDERED THAT: There be and hereby is appropriated the Mayor's Supplemental Fiscal Year 2019 Operating Budget for the General Fund in the amount of FOUR HUNDRED SIXTY-NINE THOUSAND, FIVE HUNDRED SEVENTY-TWO AND NO/100 DOLLARS (\$469,572.00) as follows:

| | |
|---|--------------|
| School Expenses: | \$400,000.00 |
| Police, Building Maintenance, Custodian | 1,320.00 |
| Health, P.S., Inspectors | 27,144.00 |
| Public Health Nurse P.S. | 2080.00 |
| Building P.S., Inspectors | 26,728.00 |
| Council on Aging P.S., Custodian | 1,248.00 |
| Library Maintenance, Custodian | 1,052.00 |
| Library P.S., Professional | 10,000.00 |

IX. ORDERS-FINANCE

- 232-17. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Digital Federal Credit Union gift in the approximate amount of \$7,500.00 (SEVEN THOUSAND FIVE HUNDRED AND 00/100 DOLLARS) for the purpose of said gift, which is to support the Police Department efforts with disadvantaged youth and other community programs.
- 233-18. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Executive Office of Public Safety and Security, State 911 Department grant in the approximate amount of \$139,953.00 (ONE HUNDRED THIRTY-NINE THOUSAND, NINE HUNDRED FIFTY-THREE AND 00/100 DOLLARS) for the purpose of said grant, which is to support salaries and provide repair and enhancement to the E911 service system in the Police Department.

- 234-18. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of additional funds from the Massachusetts Executive Office of Public Safety and Security, Highway Safety Division grant in the approximate amount of \$8,637.29 (EIGHT THOUSAND SIX HUNDRED THIRTY-SEVEN AND 29/100 DOLLARS) for the purpose of said grant, which is to enhance traffic safety through high-visibility enforcement patrols and purchase of traffic safety related equipment.
- 235-18. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the FEMA/AFT grant in the approximate amount of \$486,364.00 (FOUR HUNDRED EIGHTY-SIX THOUSAND, THREE HUNDRED SIXTY-FOUR AND 00/100 DOLLARS) for the purpose of said grant, which is to purchase a new pumper for the Fire Department.
- 236-18. ORDERED THAT: There be and hereby is transferred from within the sum of FORTY-EIGHT THOUSAND, SIX HUNDRED THIRTY-SIX AND 00/100 DOLLARS (\$48,636.00) same to be charged against RESERVE FOR OTHER MUNICIPAL PURPOSES, CAPITAL EXPENSES and credited to FIRE, CAPITAL EXPENDITURES, VEHICLE REPLACEMENT for the purpose of acquiring a new pumper for the Fire Department.
- 237-18. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Emergency Management Agency grant in the approximate amount of \$5,000.00 (FIVE THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is to purchase equipment for the city's Community Emergency Response Team (CERT).
- 238-18. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of additional funds from the Massachusetts Department of Transportation's Municipal Small Bridge Program in the approximate amount of \$90,000.00 (NINETY THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is to repair the Ashburnham Street Bridge.
- 239-18. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Federal Aviation Administration (FAA), Airport Improvement Program grant (AIP-27-2018) in the approximate of \$595,800.00 (FIVE HUNDRED NINETY FIVE THOUSAND, EIGHT HUNDRED AND 00/100 DOLLARS) for the purpose of said grant, which is for the preliminary design and permitting phase of the runway 14/32 realignment project.

240-18. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Attorney General's Office, Healthy Summer Youth Jobs Program grant in the approximate amount of \$4,000.00 (FOUR THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is to fund youth jobs in summer employment.

241-18. ORDERED THAT: Authorizing the Mayor to approve the execution and delivery of a Release of the condition merging the lot at 25 First Street, Fitchburg, with the adjacent parcel at 6 Middle Street, Fitchburg, as outlined in the enclosed Order.

X. ORDINANCE

242-18. AN ORDINANCE: Two-hour parking spaces shall be installed between 288 and 310 Main Street, by amending the Section 169-26, titled "Time limit parking" as follows:

A new line shall be inserted below the line beginning "Lunenburg Street" and following words shall be inserted thereon:

The words "Main Street" shall be inserted under the "Name of Street or Parking Lot" column;

The word "South" shall be inserted under the "Side" column;

The words "2hr.; 8:00 a.m. to 8:00 p.m./except Sundays and legal holidays" shall be inserted under the "Time Limit; Hours/Days" column; and

The words "From #288 to #310 Main Street (westerly of existing handicap parking space)" shall be inserted under the "Location" column.

The resulting inserted line shall read as follows:

| Name of Street or Parking Lot | Side | Time Limit; Hours/Days | Location |
|-------------------------------|-------|---|---|
| Main Street | South | 2hr; 8:00 a.m. to 8:00 p.m./except Sundays and legal holidays | From #288 to #310 Main Street (westerly of existing handicap parking space) |

(Reference Petition #196-18)
(FIRST READING)

XI. PETITIONS

- 243-18. Vincent P. Pusateri II, City Solicitor, to review the provisions of the Side Yard Sales Program and determine whether an amendment should be made to the Side Yard Sales Program so that merger of the Side Yard Sales lot with the abutting parcel of the purchaser is not required, or not required in all cases.
(City Property Committee)
- 244-18. A.J. Tourigny, Chief of Staff to the Mayor, to declare a certain parcel of land, 0 North Street, as surplus property and sell the same to the FSU Foundation Supporting Organization, Inc. for the amount of \$1.00 in addition to closing and administrative costs.
(City Property Committee)
- 245-18. Fitchburg Retirement Board, to approve the vote of the Fitchburg Contributory Board taken on June 26, 2018, to increase the supplemental annual allowance from \$6,000 to \$12,000 provided to the surviving spouses of accidental disability retirees who were unable to provide for any annual allowance to be paid to their spouses at the time of their death.
(Finance Committee)
- 246-18. Councillor Amy Green, on behalf of the Fitchburg Historical Society, to remove the deed restriction in place for said deed book 2142 page 178. The parcel/parcels located at Grove St. & Vine St.
(City Solicitor, Legislative Affairs Committee, City Property Committee)
- 247-18. Councillor Marcus DiNatale, to amend the City Code where applicable by striking from it the \$1,500.00 annual stipend paid to the Chairperson of the Board of Assessors.
(Legislative Affairs Committee)
- 248-18. Officer Jackson Leroy, to request re: Oliver Street:
1. Add 6 parking meters on the Easterly side.
2. Add 1 loading zone on the Easterly side.
3. Make Oliver Street a one way from Elm Street heading southerly toward Main Street.
4. Eliminate the No Parking Tow Zone and Stop sign on the Easterly side.
(Public Safety Committee)
- 249-18. RSC Global Holdings, LLC, d/b/a Rayco Motors, to petition for a Class II Dealer's License to be located at 447 Water Street, Fitchburg, MA.
(Public Safety Committee)

250-18. Councillors Elizabeth Walsh and Marcus DiNatale, on behalf of resident Mike Peters, to install a berm at 39 Boylston Street.
(Public Works Committee)

Next Regular Meeting
Tuesday, September 18, 2018, 7:00 PM