



CITY OF FITCHBURG

Filed in the City Clerk's Office:

NOTICE OF PUBLIC MEETING

CITY COUNCIL REGULAR MEETING

MEETING DATE: Thursday, March 05, 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 FEB 27 PM 4: 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

His Honor the Mayor
Appointment Letters

1. Mr. Brian Gallagher, as a member of the Zoning Board of Appeals, term to expire March 1, 2025.
2. Ms. Tracy McGrath, as a member of the Planning Board, term to expire March 1, 2023.
3. Mr. Gregory Babineau, as an Associate Member of the Zoning Board of Appeals, term to expire March 1, 2022.

COMMUNITY DEVELOPMENT BLOCK GRANT, YEAR 46
(To be referred to the Finance Committee)

IV. COMMUNICATION

MA Dept. of Transportation
Re: Bridge Improvements

V. SPECIAL PRESENTATION

Organics to Energy Presentation
By the West Group and the Fitchburg Wastewater Division

VI. ANNUAL REPORT

- 058-20. ANNUAL REPORT: Fitchburg Fire Department for the year 2019.

VII. REPORTS OF COMMITTEES

Appointments Committee Oral Report
Meeting of March 5, 2020

Re-Appointments

Fitchburg Cultural Council

(Term to expire September 1, 2022)

Mr. James Craigen

(Term to expire September 1, 2022)

Ms. Claudia Stephens

Chief Procurement Officer

(Term to expire June 30, 2022)

Ms. Mary Delaney

New Appointment:

Student Associate Member of the Human Rights Commission

(Term to expire February 4, 2022)

Ms. Maryam Asraf

City Property Committee Oral Report
Meeting of February 25, 2020

- 005-20. ORDERED THAT: WHEREAS, on March 13, 1995, the City of Fitchburg (City) entered into an agreement with the Town of Westminster whereby the City agreed to accept and treat the wastewater from the Town as outlined in the enclosed Order.
(Order was also referred to the Wastewater Division)
- 026-20. Anne M. Cervantes, Treasurer, to declare 35 Davis Street, Parcel 19-59-0 as excess property and designate it to the Side Yard Sales Program.
- 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.

City Property Committee Oral Report
Meeting of March 5, 2020

- 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.

Finance Committee
Meeting of February 25, 2020

- 051-20. ORDERED THAT: There be and hereby is appropriated the sum of SIX HUNDRED THOUSAND AND 00/100 DOLLARS (\$600,000.00) same to be charged against WATER ENTERPRISE FUND, RETAINED EARRINGS and credited to WATER CAPITAL EXPENDITURES, INLINE TURBINE AND PUMP for the purpose of installing an inline turbine at the Narrows Road Pressure Reducing Valve Station and a 3 MGD pump at the Marshall Regulating Plant.
(Be Adopted)
- 052-20. ORDERED THAT: There be and hereby is transferred from within the sum of TEN THOUSAND, ONE HUNDRED AND 00/100 DOLLARS (\$10,100.00) same to be transferred from BUILDING EXPENSES, CONTRACTED SERVICES, and credited to BUILDING, PERSONAL SERVICES, CUSTODIAN.
(Be Adopted)

- 053-20. ORDERED THAT: There be and hereby is appropriated the sum of TWO HUNDRED EIGHTY-TWO THOUSAND, FIVE HUNDRED AND 00/100 DOLLARS (\$282,500.00) same to be charged against AVAILABLE FUNDS and credited to DPW, CAPITAL EXPENDITURES, EQUIPMENT, for the purpose of acquiring a sweeper and pick-up trucks.
(Be Adopted)
- 054-20. ORDERED THAT: There be and hereby is appropriated the sum of FIVE THOUSAND AND 00/100 DOLLARS (\$5,000.00) same to be charged against AVAILABLE FUNDS and credited to LIBRARY EXPENSES, BUILDING MAINTENANCE.
(Be Adopted)
- 055-20. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY THOUSAND AND 00/100 DOLLARS (\$30,000.00) same to be charged against AVAILABLE FUNDS and credited to BUILDING PERSONAL SERVICES, DEPARTMENT HEAD for the purpose of funding the Department Head position for the balance of the fiscal year.
(Be Adopted)
- 057-20. AN ORDINANCE: Amending Portions of the City Code and establishing a Department of Facilities Management and a Director of Facilities as outlined in the enclosed Ordinance.
(Be Adopted)
(First Reading)

Planning Board

Meeting of February 11, 2020

- 029-20. Fitchburg Planning Board, to amend the Fitchburg Zoning Ordinance as part of Phase 1 of an Ordinance update to make clarifications in the Table of Principle Uses as outlined in the Petition.
(Refer to Public Hearing April 7, 2020)
- 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.
(Be Granted)

Public Works Committee

Meeting of February 25, 2020

- 046-20. Councillors Marisa Fleming and Marcus DiNatale, to declare Ethier Street a Public Way.
(Be Held)

- 209-18. Multiple citizens, to repair McTaggart's Dam to refill pond and restore wildlife population.
(Be given leave to withdraw)
- 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 given leave to withdraw)

Water/Wastewater Commission
Meeting of February 12, 2020

- 005-20. ORDERED THAT: WHEREAS, on March 13, 1995, the City of Fitchburg (City) entered into an agreement with the Town of Westminster whereby the City agreed to accept and treat the wastewater from the Town as outlined in the enclosed Order.
(Be Adopted)

VIII. PUBLIC HEARING

- 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.
(Zoning changes are available to view in the City Clerk's Office)

IX. ORDERS-FINANCE

- 059-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security, Department of Fire Services grant in the approximate amount of \$6,448.94 (SIX THOUSAND, FOUR HUNDRED FORTY-EIGHT AND 94/100 DOLLARS) for the purpose of said grant, which is to purchase Washer-Extractor equipment.
- 060-20. ORDERED THAT: There be and hereby is appropriated the sum of SIX HUNDRED THOUSAND AND 00/100 DOLLARS (\$600,000.00) same to be charged against AVAILABLE FUNDS and credited to DPW, CAPITAL EXPENDITURES, ARBOR WAY REPAIR for the purpose of repairing the retaining walls that support Arbor Way.

061-20. ORDERED THAT: There by and hereby is appropriated the sum of ELEVEN THOUSAND AND 00/100 DOLLARS (\$11,000.00) same to be charged against AVAILABLE FUNDS and credited to the following COUNCIL ON AGING, EXPENSES accounts:
HEATING FUEL: \$4,000.00
BUILDING & GROUNDS: \$7,000.00

X. RESOLUTION

062-20. BE IT RESOLVED that the City of Fitchburg is resolute in its condemnation of any action that would jeopardize patient safety and community access to quality healthcare at UMass Memorial HealthAlliance-Clinton Hospital Leominster Campus as outlined in the enclosed Resolution.

XI. 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.
(Final 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 payscale.
(Final Reading)

056-20. AN ORDINANCE: Delete City Ordinance, Chapter 42 "Residents' Job Preference Program" and replace with: Wage Theft and Responsible Employer Ordinance as outlined in the enclosed Ordinance.
(Reference Petition #229-19)
(Final Reading)

063-20. AN ORDINANCE: That the General Ordinances of Fitchburg, Chapter 44, Section 10, as most recently amended, be further amended by adding thereto the following:

	EFFECTIVE
UNDER POSITIONS PAID YEARLY	JUL 1, 2019
Chair, Planning Board	\$1,668 (annually)
(First Reading)	

XII. PETITION

- 064-20. Unitil, Fitchburg Gas and Electric Light Company, to construct and use a line for 2 new proposed pole locations on Valley Street, approximately 1200' west of Canton Street as outlined in the enclosed petition. (Public Hearing March 17, 2020)

XIII. COMMITTEE MATTERS

Legislative Affairs Committee

- 028-20. Councillor Paul Beauchemin, to amend ch. 169-58, (Winter Parking Ban), to increase fee from \$30.00 to \$60.00 per day when the winter parking ban is in place. (Referred January 21, 2020)

Next Regular Meeting
Thursday, March 17, 2020, 7:00 PM