



# CITY OF FITCHBURG

*Filed in the City Clerk's Office:*

## NOTICE OF PUBLIC MEETING

### CITY COUNCIL REGULAR MEETING

**MEETING DATE:** Tuesday, February 19, 2019

**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**

2019 FEB 14 AM 11:48  
FITCHBURG CITY CLERK

ANNA M. FARRELL, 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 FROM HIS HONOR THE MAYOR

Re-Appointment Letter:

1. Mr. Nicholas J. Carbone, as a member of the Fitchburg Disability Commission, term to expire February 1, 2022.

Appointment Letters:

1. Ms. Mary Ann Guichard, as a member of the Fitchburg Disability Commission, term to expire February 1, 2022.

2. Ms. Doris Matte, as a member of the Fitchburg Disability Commission, term to expire February 1, 2022.

3. Ms. Carolyn Quirk, as a member of the Fitchburg Disability Commission, term to expire February 1, 2022.

4. Mr. Leandro Lopez, as a member of the Fitchburg Cultural Council, term to expire March 1, 2022.

5. Ms. Casandra Taylor, as a member of the Fitchburg Cultural Council, term to expire March 1, 2022.

6. Ms. Tamar Russell Brown, as a member of the Fitchburg Cultural Council, term to expire March 1, 2022.

7. Mr. Matthew Bruun, as a member of the Fitchburg Cultural Council, term to expire March 1, 2022.

IV. SPECIAL PRESENTATION

Fitchburg Municipal Airport

V. REPORTS OF COMMITTEES

Appointments Committee Oral Report  
Meeting of February 19, 2019, 6:45 PM

New Appointments:

Permanent Full Time Firefighter  
Fitchburg Fire Department  
Mr. John F. Viola

Special Police Officers  
Fitchburg Fire Department  
Sergeant John E. Maki  
Officer Ronald R. L'Ecuyer

City Property Committee Meeting  
Meeting of February 11, 2019

- 007-18. Councillor Paul Beauchemin, to look at the possibility of putting in a roadway that connects the Crawford/Airport Road area to the Summer Street area (via land or right of way to be acquired). This would be to alleviate traffic backups that occur in the Bemis Street area.  
(Be given leave to withdraw)
- 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.  
(Be granted as amended)
- 272-18. Anne M. Cervantes, City Treasurer, to declare 116 Day Street, Parcel 32-3-0, as surplus property and designate to the Side Yard Sales program.  
(Be Granted)
- 281-18. Tom Skwierawski, Executive Director of Planning and Community Development, to request the City Council declare the following parcels as surplus property:  
\*617 Water Street, Assessor's map 109/32/0  
\*80 Lunenburg Street, Assessor's map 45/39/0  
\*130 Lunenburg Street, Assessor's map 46/6/0  
\*104 Daniels Street, Assessor's map 51/45/0  
\*190 River Street, Assessor's map 27/18/0  
\*40 King Street, Assessor's map 65/3/0  
(Be Granted)

Finance Committee Meeting Oral Report  
Meeting of February 19, 2019, 6:00 PM

- 028-19. Anna M. Farrell, City Clerk, to establish an Ordinance in the appropriate section of the City Code for wages for City of Fitchburg poll workers, according to the attached table, to be in compliance with minimum wage laws.

030-19. ORDERED THAT: There be and hereby is appropriated the sum of THREE HUNDRED THOUSAND AND 00/100 DOLLARS (\$300,000.00) same to be charged against AVAILABLE FUNDS and credited to the following DEPARTMENT OF PUBLIC WORKS, SNOW & ICE accounts:

PERSONAL SERVICES, OVERTIME	\$70,000.00
EQUIPMENT RENTAL:	\$90,000.00
PLOWS AND BLADES:	\$50,000.00
SALT	\$90,000.00

031-19. ORDERED THAT: There be and hereby is appropriated the sum of FOUR HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS (\$450,000.00) same to be charged against AVAILABLE FUNDS and credited to DPW, CAPITAL EXPENDITURES, EQUIPMENT for the purpose of acquiring various vehicles in DPW fleet.

032-19. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY-SIX THOUSAND, NINETY FOUR AND 00/100 DOLLARS (\$36,094.00) same to be charged against AVAILABLE FUNDS and credited to DPW STREETLIGHTS, STREET LIGHT MAINTENANCE (\$23,883.00) and DPW TRAFFIC SIGNAL EXPENSES, TRAFFIC SIGNAL MAINTENANCE (\$12,211.00) for the purpose of repairing fixtures and poles damaged by hit-and-run drivers.

033-19. ORDERED THAT: There be and hereby is appropriated the sum of EIGHTEEN THOUSAND, FOUR HUNDRED EIGHTY-EIGHT AND 00/100 (\$18,488.00) same to be charged against AVAILABLE FUNDS and credited to PARKS EXPENSES, BUILDING & GROUNDS REPAIRS for the purpose of asbestos abatement at Coolidge Park.

034-19. ORDERED THAT: There be and hereby is appropriated the sum of ONE HUNDRED FORTY-FOUR THOUSAND, EIGHT HUNDRED SEVENTY-NINE AND 00/100 (\$144,879.00) same to be charged against AVAILABLE FUNDS and credited to POLICE, CAPITAL EXPENDITURES, VEHICLE REPLACEMENT for the purpose of replacing three police vehicles.

035-19. 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 COMMUNITY DEVELOPMENT EXPENSES, RAIL TRAIL account, for the purpose of purchasing a parcel of land required for the development of the Twin Cities Rail Trail.

036-19. 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 COUNCIL ON AGING, BUILDING MAINTENANCE for the purpose of constructing an interior French drain, sump pump, gutters, and connection to an existing discharge line, and for providing support for a timber beam in the basement.

#### VI. PUBLIC HEARING

026-19. MA Electric Company, and Verizon New England, Inc., to petition the City of Fitchburg to grant an easement for the right to construct and maintain An "OVERHEAD SYSTEM" (Telephone poles) installed on the easterly side of South Street, on property known as Mare Meadow Reservoir, Westminster, MA, as outlined in the enclosed petition.

#### VII. ORDINANCES

037-19. AN ORDINANCE: Six (6) two-hour parking spaces, all being twenty (20) feet by eight (8) feet, shall be installed by amending Section 169-26, entitled "Time limit parking" as follows: (Oliver Street)  
(See Ordinance for full text)

The resulting inserted line shall read as follows:

Name of Street or Parking Lot	Side	Time Limit; Hours/Days	Location
Oliver Street	Easterly	2hr; 8:00 a.m. to 8:00 p.m./except Sundays and legal holidays	From a point of 187 feet southwest from the intersection of Oliver and Elm to the stop line at the intersection of Oliver and Main Streets.

(Reference Petition #248-18)  
(FINAL READING)

038-19. AN ORDINANCE: Section 169-59, entitled "One-way streets" at the line which references in the first column "Putnam Street" shall be amended as follows:  
 (See Ordinance for full text)  
**The resulting amended line will read as follows:**

Upon the following streets or parts of streets, vehicular traffic shall move only in the direction indicated below:

Name of Street	Direction of Travel	Limits
Oliver Street	South	From Prichard Street to Main Street

(Reference Petition #248-18)  
 (FINAL READING)

039-19. AN ORDINANCE: Section 169-59, entitled "One-way streets" shall be amended as follows: (Putnam Street)  
 (See Ordinance for full text)

**The resulting amended line will read as follows:**  
 Upon the following streets or parts of streets, vehicular traffic shall move only in the direction indicated below:

Name of Street	Direction of Travel	Limits
Putnam Street	South	From Main Street to Boulder Drive

(Reference Petition #255-18)  
 (FINAL READING)

040-19. AN ORDINANCE: Six (6) two-hour parking spaces shall be installed between Main Street and Boulder Drive, by amending Section 169-26, entitled "Time limit parking" as follows: (Putnam Street)  
 (See Ordinance for full text)  
**The resulting inserted line shall read as follows:**

Name of Street or Parking Lot	Side	Time Limit; Hours/Days	Location
Putnam Street	Easterly	2hr; 8:00 a.m. to 8:00 p.m./except Sundays and legal holidays	From Main Street to Boulder Drive with a ten-foot safety zone on each side of the fire hydrant.

(Reference Petition #255-18)  
 (FINAL READING)

### VIII. PETITIONS

- 043-19. Councillor Marisa Fleming, on behalf of Mary Rohrback, 125 Pacific Street, to request a noise control Ordinance, specifically for loud music that can be heard in one's house or on the street.  
(Legislative Affairs Committee)
- 044-19. Vincent Pusateri, II, Esq., City Solicitor, to revise the City's Sewer and Stormwater ordinances, Chapter 147, in compliance with EPA and MS4 permit requirements as outlined in the enclosed Petition.  
(Legislative Affairs Committee)
- 045-19. Vincent Pusateri, II, Esq., City Solicitor, to revise the City's Sewer and Stormwater ordinances, Chapter 154, in compliance with EPA and MS4 permit requirements as outlined in the enclosed Petition.  
(Legislative Affairs Committee)
- 046-19. Trevor Burt, Twin City Auto, to request a Class II Dealer's License located at 1425 Water Street, Fitchburg.  
(Public Safety Committee)

Next Regular Meeting  
Tuesday, March 5, 2019, 7:00 PM