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# CITY OF FITCHBURG

*Filed in the City Clerk's Office:*

## NOTICE OF PUBLIC MEETING

### CITY COUNCIL REGULAR MEETING

**MEETING DATE:** Tuesday, June 18, 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**

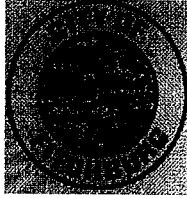
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2019 JUN 13 PM 1:47  
FITCHBURG CITY CLERK

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 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 Letter-DPW Commissioner

IV. REPORTS OF COMMITTEES

Finance Committee  
Meeting of June 11, 2019

- 167-19. ORDERED THAT: There be and hereby is transferred from within the sum of \$20,000 same to be transferred from Fire, Personal Services, Firefighter and credited to Fire, Personal Services, Overtime.  
(Be amended to \$32,000 and be adopted as amended)
- 168-19. ORDERED THAT: There be and hereby is transferred from within the sum of \$18,000 same to be transferred from Fire, Personal Services, Sick Leave Buyback and credited to Fire, General Maintenance, Household.  
(Be Adopted)
- 169-19. ORDERED THAT: There be and hereby is transferred from within the sum of \$21,000 same to be transferred from DPW Highway, Personal Services, Labor, and credited to DPW Highway, Personal Services, Overtime.  
(Be Adopted)
- 170-19. ORDERED THAT: There be and hereby is appropriated the sum of \$10,000 same to be charged against Available Funds and credited to Dept. of Public Works, Expenses, Pothole Repair Supplies for the purpose of acquiring additional materials for pothole repairs.  
(Be Adopted)
- 171-19. ORDERED THAT: There be and hereby is appropriated the sum of \$90,000 same to be charged against Available Funds and credited to DPW, Capital Expenditures, Equipment for the purpose of acquiring a skid-steer Loader with cold planer attachment.  
(Be Adopted)
- 172-19. ORDERED THAT: There be and hereby is appropriated the sum of \$25,000 same to be charged against Available Funds and credited to School Department, Capital Improvements for the purpose of replacing a main water pipe in the basement of Longsjo Middle School.  
(Be Adopted)

- 173-19. ORDERED THAT: There be and hereby is appropriated the sum of \$16,900 same to be charged against Available Funds and credited to Recreation, Expenses, Building & Grounds Repairs for the purpose of replacing the Roof on the Parkhill Park bath house.  
(Be Adopted)
- 174-19. ORDERED THAT: There be and hereby is appropriated the sum of \$14,315 same to be charged against Available Funds and credited to Recreation, Expenses, Building & Grounds Repairs for the purpose of repairing and Renovating the flooring of the Parkhill Park bath house.  
(Be Adopted)
- 175-19. ORDERED THAT: There be and hereby is appropriated the sum of \$105,000 same to be charged against Available Funds and credited to Police, Capital Expenditures, Building Repairs for the purpose of construction of a new female locker room.  
(Be Adopted)
- 176-19. ORDERED THAT: There be and hereby is appropriated the sum of \$50,000 same to be charged against Available Funds and credited to Building-Contracted Services for the purpose of digitizing Building Department paper documents.  
(Be Adopted)
- 177-19. ORDERED THAT: There be and hereby is appropriated the sum of \$10,000 same to be charged against Available Funds and credited to Mayor, Expenses, Promotions for the purpose of providing support to the Longsjo Classic.  
(Be Adopted)

## V. RECESSED HEARINGS

029-19. Fitchburg Planning Board, to amend the Fitchburg Zoning Ordinance by amending the Table of Principle Uses concerning Medical Offices and to further define different medical and medical office uses, per vote of the Fitchburg Planning Board January 8, 2019.

(Planning Board recommendation: Request that Law Dept. come up with language of an amendment with following criteria:

- Define "substance abuse clinic" and list it in the Table of Principal Uses
- Districts where this use to be allowed to be determined, recommend not in Central Business District
- Focus on the impacts of the facility (long lines, congestion)
- Establish a minimum buffer to similar uses and to residential uses)

076-19. Fitchburg Planning Board, to amend the Fitchburg Zoning Ordinance by revising Section 181.87, Smart Growth Overlay District (SG) in its entirety and replacing it with a new Section 181.87.

(Planning Board recommends the Petition be granted.)

## VI. ORDERS-FINANCE

179-19. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY-NINE THOUSAND, EIGHT HUNDRED EIGHTY-EIGHT DOLLARS (\$39,888.00), same to be charged against AVAILABLE FUNDS and credited to the following LIBRARY, PERSONAL SERVICES accounts:

PROFESSIONAL	\$12,921.00
PRE-PROFESSIONAL	12,221.00
ASSISTANTS & PAGES	10,988.00
SICK TIME BUYBACK	3,758.00

180-19. ORDERED THAT: There be and hereby is appropriated the sum of TWO HUNDRED THOUSAND AND 00/100 DOLLARS (\$200,000.00), same to be charged against AVAILABLE FUNDS and credited to COMMUNITY DEVELOPMENT, DEMOLITION for the purpose of demolishing various buildings within the City of Fitchburg.

181-19. ORDERED THAT: There be and hereby is appropriated the sum of SIXTY-TWO THOUSAND, SEVEN HUNDRED AND 00/100 DOLLARS (\$62,700.00) same to be charged against AVAILABLE FUNDS and credited to COMMUNITY DEVELOPMENT EXPENSES, RAIL TRAIL account, for the purchase of easements along the Twin City Rail Trail.

- 182-19. ORDERED THAT: There be and hereby is transferred from within the sum of SIXTEEN THOUSAND AND 00/100 DOLLARS (\$16,000.00), same to be transferred from CEMETERY, PERSONAL SERVICES, LABOR, and credited to CEMETERY, PERSONAL SERVICES, OVERTIME.
- 183-19. ORDERED THAT: There be and hereby is transferred from within the sum of THREE THOUSAND AND 00/100 DOLLARS (\$3,000.00), same to be transferred from HEALTH, SANITARY LANDFILL EXPENSES and credited to HEALTH, EXPENSES.
- 184-19. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the U.S. Food and Drug Administration, Retail Standards Grant Program in the approximate amount of \$1,500.00 (ONE THOUSAND, FIVE HUNDRED AND 00/100 DOLLARS) for the purpose of said grant, which is to continue to provide funding for staff to attend FDA trainings, workshops, and seminars to maintain food inspection standards.
- 185-19. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from MassDevelopment in the approximate amount of \$250,000.00 (TWO HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS) for the purpose of said grant, which is for environmental remediation of the Central Steam Plant site.
- 186-19. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Department of Transportation, Aeronautics Division, Vegetative Management Program grant in the approximate amount of \$1,912.80 (ONE THOUSAND, NINE HUNDRED TWELVE AND 80/100 DOLLARS) for the purpose of said grant, which is to purchase environmentally friendly landscaping equipment.
- 187-19. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Federal Aviation Administration (FAA), Airport Improvement Program grant (AIP-28-2019) in the approximate amount of \$13,832,100.00 (THIRTEEN MILLION, EIGHT HUNDRED THIRTY-TWO THOUSAND, ONE HUNDRED AND 00/100 DOLLARS) for the purpose of said grant, which is for the construction phase of the runway 14/32 realignment project.

- 188-19. 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 \$768,450.00 (SEVEN HUNDRED SIXTY-EIGHT THOUSAND, FOUR HUNDRED FIFTY AND 00/100 DOLLARS), for the purpose of said grant, which is to pay for the construction phase of the airport runway reconstruction project.
- 189-18. LOAN ORDER: Appropriate \$15,369,000.00 to pay costs of the runaway at Fitchburg Municipal Airport as outlined in the enclosed LOAN ORDER.

#### VII. ORDINANCE

- 155-19. AN ORDINANCE: Amending Chapter 21, section 18 of the Code of the City of Fitchburg by adding a Community Development Revolving Fund.  
(Final Reading)
- 190-19. AN ORDINANCE: Amending the Fitchburg Zoning Ordinance by revising Section 181.87, Smart Growth Overlay District in its entirety and replacing it with a new Section 181.87 as outlined in the enclosed Ordinance.  
(Reference Petition 76-19)  
(First Reading)

#### VIII. PETITIONS

- 191-19. Zachary Poladian, DBA Star Motor Sports, to petition for a Class II Dealer's License located at 285 River Street, Fitchburg, MA.  
(Public Safety Committee)
- 192-19.. Councilor Marisa Fleming, on behalf of James Wilson, 54 Snow Street, to remove "No Parking" signs across from his home to allow more street parking or allow residents to park on the property owned by the Redevelopment Authority.  
(Public Safety Committee)
- 193-19. Councilor Michael Kushmerek, on behalf of resident Jannine Carson, to trim the tree canopy on Longwood Avenue between its intersections with Lyman Street and Upland Street.  
(Public Works Committee)