



FITCHBURG CITY CLERK

2020 OCT 29 PM 2:04

## 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**

The public is invited to participate in the Zoom webinar of  
Nov 5, 2020 07:00 PM Eastern Time  
Topic: Fitchburg City Council Meeting

Register in advance for the Public Comment/Hearing portion of the Agenda by going to:  
[https://us02web.zoom.us/webinar/register/WN\\_0gIIA099SS6-Ka4egivwGQ](https://us02web.zoom.us/webinar/register/WN_0gIIA099SS6-Ka4egivwGQ)

After registering, you will receive a confirmation email containing information about logging in to join the webinar.

Alternatively, comments of not more than two (2) minutes may be sent to the City Clerk's Office by NOON on November 5, 2020 by calling 978-829-1820 or via email at:  
[cityclerk@fitchburgma.gov](mailto:cityclerk@fitchburgma.gov).

## **II. REPORT OF COMMITTEE ON RECORDS**

### **III. COMMUNICATION**

His Honor the Mayor  
Appointment Letters

1. Ms. Bonnie Hautala, as a member of the Fitchburg Council on Aging, term to expire December 31, 2022.
2. Ms. Michelle Morin, as member of the Fitchburg Council on Aging, term to expire on November 1, 2023.
3. Expected Appointment Letter for the position of Facilities Manager.

### **IV. COMMUNICATION**

His Honor the Mayor  
A Proclamation

### **V. COMMUNICATION**

Sharon Bernard, Director  
Fitchburg Public Library

### **VI. COMMUNICATION**

Pension Reserves Investment Board

## VII. REPORTS OF COMMITTEES

### City Property Committee Oral Report Meeting of November 5, 2020

- 217-20. Montuori Oil Corporation, to sell transfer, and convey to Montuori Oil Corporation a certain parcel of land identified as Parcel C and consisting of 1,120 square feet as outlined in the enclosed petition.
- 046-20. Councillors Marisa Fleming and Marcus DiNatale, to declare Ethier Street a Public Way.

### Finance Committee Meeting of October 27, 2020

- 214-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the FEMA 2020 Assistance to Firefighter supplemental grant in the approximate amount of \$4,582.00 (FOUR THOUSAND, FIVE HUNDRED EIGHTY-TWO AND 00/100 DOLLARS) for the purpose of said grant, which is to purchase additional PPE and disinfecting supplies to combat the Covid-19 pandemic.  
(Be Adopted)
- 215-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Community Oriented Policing Services (COPS) program grant in the approximate amount of \$81,420.00 (EIGHTY-ONE THOUSAND, FOUR HUNDRED TWENTY AND 00/100 DOLLARS) for the purpose of said grant, which is to improve the delivery of and access to mental health and wellness services for law enforcement.  
(Be Adopted)
- 216-20. ORDERED THAT: There be and hereby is appropriated the sum of SEVEN HUNDRED FIFTY-FIVE THOUSAND, ONE HUNDRED NINE AND 06/100 DOLLARS (\$755,109.06) same to be charged against RESERVED FOR APPROPRIATION, INSURANCE RECOVERIES OVER \$150,000 and credited to SCHOOL EXPENSES.  
(Be Adopted)

### Public Works Committee Meeting of October 27, 2020

- 088-20. Sgt. Daniel Boudreau, Councillor Amy Green, and Councillor Bernard Schultz, to amend Chapter 169 of the City Code by adding:  
No Parking on Ellis St., north side 350 feet from South St. to Burnap Street. And south side starting 54 feet from South St. to Burnap Street. No Parking Kingsbury Street east and west side from Ellis Street to Drury Lane. No Parking Drury Lane North and South side entire street, Monday-Friday, 8AM to 10AM/2PM to 4PM. Leave current No Parking at all times in place.  
(Refer to the Public Safety Committee)

- 089-20. Councillor Bernie Schultz, and resident Alex Freeman of 70 Rainville Avenue, to remove the "No Turn on Red" sign at the intersection of John T. Centrino Memorial Drive and Water Street.  
(Be Held in Committee)
- 090-20. Councillors Paul Beauchemin and Anthony Zarrella, to request Unitil, when removing trees, remove/grind stumps.  
(Be Granted)
- 173-20. Councillors Marisa Fleming and Andrew Van Hazinga, to increase the availability of on-street parking along Day Street, as outlined in the enclosed Petition.  
(Amend as a 90 day experimental regulation and grant as amended)
- 194-20. Councillor Andrew Van Hazing, on behalf of James Cormier, to repair the sidewalk along Blossom Street between Elm and Mechanic Streets.  
(Be Granted)
- 195-20. Councillor Andrew Van Hazinga, on behalf of James Cormier, to install a guardrail along Blossom Street at 612 Elm Street.  
(Be Granted)
- 196-20. Councillors DiNatale and Schultz, on behalf of Elizabeth Carbone, to install a new berm at 261 Albee Street and replace the sidewalk in front of the same address.  
(Be Granted)
- 197-20. Councillor Paul Beauchemin, to petition the City to have a berm placed in the front of 107 to 93 York Avenue, and an apron added to the driveway on 107 York Avenue due to washout caused by rainwater.  
(Be Granted)
- 198-20. Councillor Andrew Van Hazinga and Susette Roman, to repair the sidewalk at 153 Prichard Street.  
(Be Granted)
- 199-20. Councillor Andrew Van Hazinga & Susette Roman, to repair the sidewalk at 100 Elm St.  
(Be given leave to withdraw)
- 213-20. Councillor Paul Beauchemin, to petition the City to repair the sidewalk at 204 and 208 Plymouth Street in order allow Wheelchair egress.  
(Be Granted)
- 218-20. Councillor Paul Beauchemin, to petition the City to add an apron to 186 Daniels Street to avoid car bottoming out.  
(Be Granted)

- 219-20. Councillor Paul Beauchemin, to petition the City to add a streetlight to pole #22, located at the corner of Oak Hill Road and Pratt Road. There had been one on the pole in the past.  
(Be Granted)
- 220-20. Councillor Marissa Fleming, on behalf of Sean and Daniella Vaillancourt, to petition the city to install a berm at 599 Pearl Hill Road to prevent water runoff from the street.  
(Be Granted)
- 046-20. Councillors Marisa Fleming and Marcus DiNatale, to declare Ethier Street a Public Way.  
(Be Held in Committee)
- 177-20. Councillor Paul Beauchemin, to petition the City to add a berm in front of 78 St. Joseph Ave., in order to address water and sand issues faced by residents in the winter. Berm should be placed from the start of the sidewalk to the berm on Daniels St.  
(Be Held in Committee)

#### **VIII. ORDERS – FINANCE**

- 222-20. ORDERED THAT: There be and hereby is transferred from within the sum of FOURTEEN THOUSAND, SIX HUNDRED TWELVE AND 00/100 DOLLARS (\$14,612.00) same to be charged against RESERVE FOR OTHER MUNICIPAL PURPOSES, CAPITAL EXPENSES and credited to LIBRARY CAPITAL, BUILDING RENOVATION for the replacement of a circulator pump.
- 223-20. ORDERED THAT: There be and hereby is transferred from within the sum of EIGHT THOUSAND AND 00/100 DOLLARS (\$8,000.00) same to be charged against RESERVE FOR OTHER MUNICIPAL PURPOSES, CAPITAL EXPENSES and credited to LIBRARY CAPITAL, BUILDING RENOVATION for the replacement of four windows that have rotted.

#### **IX. ORDERS-OTHER**

- 224-20. ORDERED THAT: WHEREAS: The City of Fitchburg has conducted an Excess Needs Study and a determination has been made that Parcel "C" is excess property and can be disposed.
- NOW WHEREFORE IT IS ORDERED and voted that the Honorable Mayor Stephen L. DiNatale is hereby authorized on behalf of the City of Fitchburg to execute a Quitclaim Deed and to sign any and all documents and to take any and all other acts necessary, convenient and helpful to facilitate the transfer Parcel "C" to Montuori Oil Corporation on terms consistent with or substantially similar as stated herein.  
(Reference Petition #217-20)

- 225-20. ORDERED THAT: The Honorable Mayor Stephen DiNatale is authorized on behalf of the City of Fitchburg to facilitate and execute the attached Community Host Benefit agreement with Marchetti Industries, LLC, located at 50 Whalon Street, Fitchburg.
- 226-20. ORDERED THAT: The Honorable Mayor Stephen DiNatale is authorized on behalf of the City of Fitchburg to facilitate and execute the attached Community Host Benefit agreement with B.O.T. Realty, LLC, located at 223 Lunenburg Street, Fitchburg.

#### **X. PETITIONS**

- 227-20. Councillors Kushmerek and Couture, to designate Alpine Road, McIntire Road, Sheldon Road, and Stickney Road as Scenic Roads as stipulated by the Scenic Road Act, M.G.L. c.40, S. 15C.  
(City Property Committee)
- 228-20. Toriano and Mariah Pridgen, and various Fitchburg residents, to petition for a Black Lives Matter banner to be painted on the stone wall on Kimball Street passing through the intersection.  
(Public Works Committee)

Next Regular Meeting  
Tuesday, November 17, 2020, 7:00 PM