

Waltham City Council
Minutes of the Meeting of
August 7, 2023

President McMenimen called the meeting to order at 7:30 p.m.

Present: Councillors Bradley-MacArthur, Darcy, Dunn, Harris, Katz, LaCava, LaFauci, McLaughlin, O'Brien, Paz, Stanley, Vidal, and President McMenimen.

Absent: Durkee, LeBlanc.

City Clerk Vizard recited the Council Prayer followed by President McMenimen leading all present in the Pledge of Allegiance. Councillor LaFauci asked for a moment of silence for all military that have served past and present.

Councillor Vidal moved approval of the meeting minutes of 6/26/2023. The motion was adopted by a voice vote and the matter was approved.

The Clerk read Rule 86.

First Public Hearing: Grant of Location at Arcadia Avenue

Joanne Callender, 47 Cheyenne St, Worcester, representing the petitioner, spoke in favor of the petition. With no one else in support, no one in opposition and no one in a neutral position of the petition President McMenimen closed that part of the public hearing and opened the hearing to questions from Councillors. Councillors Darcy and Vidal spoke on the matter. With no further questions President McMenimen closed the public hearing and referred the matter to the Licenses and Franchisees Committee.

Second Public Hearing: Fuel Storage License for 40, 44, 50 - 60 Sylvan Road

Attorney, Michael Conners, 689 Main Street, Waltham, representing the petitioner, spoke in favor of the petition. Paul Moon, 154 Turnpike Road, Suite 200, Southborough, spoke in favor of the petition. With no one else in support, no one in opposition and no one in a neutral position of the petition President McMenimen closed that part of the public hearing and opened the hearing to questions from Councillors. Councillors LaFauci and Dunn spoke on the matter. With no further questions President McMenimen closed the public hearing and referred the matter to the Licenses and Franchises Committee.

Third Public Hearing: 17-25 Street Opening at 73 Cherry Street

Attorney, Laura Cannon, 578 Lexington Street, Waltham, representing the petitioner, spoke in favor of the petition. Thomas Gildea, 93 Villa Street, petitioner, spoke in favor of the petition. With no one else in support, no one in opposition and no one in a neutral position of the petition President McMenimen closed that part of the public hearing and opened the hearing to questions from Councillors. Councillors Harris, Katz and Dunn spoke on the matter. With no further questions President McMenimen closed the public hearing and referred the matter to the Public Works and Public Safety Committee.

Communications from the Mayor

1. The Mayor respectfully requested the acceptance of a plaque from 1888 for the Waltham City Hall Museum Room from the City of Waltham's Building Department. Referred to the Finance Committee.

2. The Mayor respectfully requested the acceptance of a picture taken of a Waltham Pumper and firefighters from Arthur Sawin for the City Hall Museum Room. Referred to the Finance Committee.
3. The Mayor respectfully requested the acceptance of two gifts; a Waltham Bicentennial Celebration booklet and an Arthur J. Clark pencil sharpener/ruler from Kevin O'Connell for the Waltham City Hall Museum Room. Referred to the Finance Committee.
4. The Mayor respectfully requested the acceptance of the State 911 Department Training Grant (renewal) in the amount of \$91,674.04. Referred to the Finance Committee.
5. The Mayor respectfully requested the acceptance of the State 911 Department Support and Incentive Grant program for E911 (renewal) in the amount of \$271,871.00. Referred to the Finance Committee.
6. The Mayor respectfully requested a transfer of funds totaling \$950,000.00 for traffic signal upgrades at many intersection locations through the City. Referred to the Finance Committee.
7. The Mayor respectfully requested the acceptance of a donation in the amount of \$100,000.00 from Gann Academy towards the Veterans' Fields turf replacement project. Referred to the Finance Committee.
8. The Mayor respectfully requested acceptance of the State 911 Department Training Grant in the amount of \$19,067.52. Referred to the Finance Committee.
9. The Mayor respectfully requested the approval of the sale of 102 Trimount Avenue to Paul Morreale and authorization to sign all documents related to the sale. Referred to the Committee of the Whole.
10. The Mayor respectfully requested the use of American Rescue Plan Act (ARPA) funds in the amount of \$500,000.00 for the Chesterbrook drain replacement project. Referred to the Finance Committee.
11. The Mayor respectfully requested the use of American Rescue Plan Act (ARPA) funds in the amount of \$200,000.00 for the Emergency Rental Assistance Program. Referred to the Finance Committee.
12. The Mayor respectfully requested an appropriation in the amount of \$88,108.00 from the Cemetery Sale of Lots & Graves account to purchase a new Chevrolet Silverado 3500 Truck with snow plow package for use of the Cemetery Division of the CPW Department. Referred to the Finance Committee.
13. The Mayor respectfully requested a transfer in the amount of \$415,000.00 to fund the first and second year of the three-year collective bargaining agreement between the City and the Police Superior Officers' Union for the period July 1, 2022 to June 30, 2025. Referred to the Finance Committee.

14. The Mayor respectfully requested an appropriation in the amount of \$80,000.00 from the Cemetery Sale of Lots & Graves Account for tree removal in the Mount Feake and Grove Hill Cemeteries. Referred to the Finance Committee.
15. The Mayor respectfully requested approval of the FY2024 Chapter 90 allotment in the amount of \$1,571,525.48 for the resurfacing of various streets and sidewalk improvements. Referred to the Finance Committee.
16. The Mayor respectfully requested approval of a loan authorization in the amount of \$1,515,000.00 for the resurfacing of various streets and sidewalk improvements. Referred to the Finance Committee.
17. The Mayor respectfully requested acceptance of a gift from the Trust of Yelva R. Joseph, in the sum of \$10,000.00 to be used specifically for making capital improvements or the sole purpose of purchasing furniture and/or equipment for the Fire Station at 699 Trapelo Road. Referred to the Finance Committee.
18. The Mayor respectfully requested approval of the appointment of Election Workers. Referred to the Committee of the Whole.
19. The Mayor respectfully requested a vote by the City Council for authorization to sign the Leland House Affordable Housing Restriction. Referred to the Committee of the Whole.
20. The Mayor respectfully requested acceptance of the Policy Regarding Use of City Land for Pedestrians, for Bicycles and Motor Vehicles. Referred to the Committee of the Whole.

Applications and Licenses

Amended Tables & Chairs Permit - 265 Moody Street – In A Pickle

Councillor Vidal moved to withdraw this application without prejudice. The motion was approved by a voice vote.

Resolutions, Orders and Ordinances

- Vote to accept and adopt MGL C. 59, §5, CLAUSE 54 and to establish the minimum value of personal property subject to taxation to be \$10,000. Referred to the Committee of the Whole.

Committee Reports

Finance

1. The Finance Committee recommended the approval of a transfer of traffic impact funds in the amount of \$60,000.00 to install modern bus shelters and W-Link signs at two bus stops on Carter Street. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.

Unfinished Business & Other Business

- 2023 Preliminary Election Warrant for September 12, 2023. Referred to the Committee of the Whole.
- 2023 Preliminary and General Election Early Voting Schedule Referred to the Committee of the Whole.

- 2023 Elections – Police Security
Referred to the Committee of the Whole.

Tabled Items

- Joint Meeting for zone changes. (6/12/23)
- Mayor’s Communication regarding a confidential update for 101 School Street
- Mayor’s Communication regarding a confidential update for 0 Prospect Hill Road

President McMenimen announced the times and locations for the Committee Meetings.
President McMenimen recessed the meeting at 8:15 p.m. to break into Committees.

Recess to Committees

President McMenimen reconvened the City Council meeting at 10:52 p.m.

Committee Reports

Public Works and Public Safety

1. The Public Works and Public Safety Committee recommended the approval of the Street opening at 73 Cherry Street, Luxury Realty, LLC and Thomas Gildea be approved. Councillor LaFauci moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.

Licenses and Franchises

1. The Licenses and Franchises Committee recommended the approval of the Grant of Location Arcadia Avenue be approved. Councillor Vidal moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
2. The Licenses and Franchises Committee recommended the approval of the Fuel Storage at 40, 44 & 50-60 Sylvan Road, Alexandria RE Equities, Inc be approved. Councillor Vidal moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.

Committee of the Whole

1. The Committee of the Whole approved the sale at 102 Trimount Avenue to Paul Morreale and authorization for the Mayor to sign all related documents. Councillor McLaughlin moved that the action of the Committee be the action of the Council. Roll Call required. In favor: Bradley-MacArthur, Darcy, Dunn, Harris, Katz, LaCava, LaFauci, McLaughlin, O’Brien, Paz, Stanley and Vidal.
Opposed: None.
Absent: Durkee, LeBlanc.
Presiding: McMenimen.
The request was approved 12-0-2.
2. The Committee of the Whole recommended the appointment of Election Workers be approved. Councillor McLaughlin moved that the action of the Committee be the action of the Council. Roll call required.

In favor: Bradley-MacArthur, Darcy, Dunn, Harris, Katz, LaCava, LaFauci, McLaughlin, O'Brien, Paz, Stanley and Vidal.

Opposed: None.

Absent: Durkee, LeBlanc.

Presiding: McMenimen.

The request was approved 12-0-2

3. The Committee of the Whole recommended the authorization for the Mayor to sign the Leland House Affordable Housing Restriction be approved. Councillor McLaughlin moved that the action of the Committee be the action of the Council. Roll call required.
In favor: Bradley-MacArthur, Darcy, Dunn, Harris, Katz, LaCava, LaFauci, McLaughlin, O'Brien, Paz, Stanley and Vidal.
Opposed: None.
Absent: Durkee, LeBlanc.
Presiding: McMenimen.
The request was approved 12-0-2
4. The Committee of the Whole the Order to accept and adopt MGL C. 59.5 Clause 54 be approved. Councillor McLaughlin moved that the action of the Committee be the action of the Council. Roll call required.
In favor: Bradley-MacArthur, Darcy, Dunn, Harris, Katz, LaCava, LaFauci, McLaughlin, O'Brien, Paz, Stanley and Vidal.
Opposed: None.
Absent: Durkee, LeBlanc.
Presiding: McMenimen.
The request was approved 12-0-2
5. The Committee of the Whole recommended the minimum value of personal property subject to taxation to be \$10,000.00 be approved. Councillor McLaughlin moved that the action of the Committee be the action of the Council. Roll call required.
In favor: Bradley-MacArthur, Darcy, Dunn, Harris, Katz, LaCava, LaFauci, McLaughlin, O'Brien, Paz, Stanley and Vidal.
Opposed: None.
Absent: Durkee, LeBlanc.
Presiding: McMenimen.
The request was approved 12-0-2
6. The Committee of the Whole recommended the 2023 Preliminary Election Warrant for September 12, 2023 be approved. Councillor McLaughlin moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
7. The Committee of the Whole recommended the 2023 Preliminary and General Election Early Voting Schedule be approved. Councillor McLaughlin moved that the action of the Committee be the action of the Council The motion was adopted by a voice vote and the matter was approved.
8. The Committee of the Whole recommended the 2023 Elections – Police Security

be approved. Councillor McLaughlin moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.

Finance Committee

1. The Finance Committee recommended a plaque from 1888 for the Waltham City Hall Museum Room from the City of Waltham's Building Department be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
2. The Finance Committee recommended the acceptance of a picture taken of a Waltham Pumper and firefighters from Arthur Sawin for the City Hall Museum Room be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
3. The Finance Committee recommended a Waltham Bicentennial Celebration booklet and an Arthur J. Clark pencil sharpener/ruler from Kevin O'Connell for the Waltham City Hall Museum Room be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
4. The Finance Committee recommended the acceptance of the State 911 Department Training Grant (renewal) in the amount of \$91,674.04 be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
5. The Finance Committee recommended the acceptance of the State 911 Department Support and Incentive Grant program for E911 (renewal) in the amount of \$271,871.00 approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
6. The Finance Committee recommended the transfer of funds totaling \$950,000.00 for traffic signal upgrades at many intersection locations through the city be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
7. The Finance Committee recommended the acceptance of a donation in the amount of \$100,000.00 from Gann Academy towards the Veterans' Fields turf replacement project be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
8. The Finance Committee recommended the acceptance of the State 911 Department Training Grant in the amount of \$19,067.52 be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
9. The Finance Committee recommended the use of American Rescue Plan Act (ARPA) funds in the amount of \$500,000.00 for the Chesterbrook drain replacement project be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.

10. The Finance Committee recommended the use of American Rescue Plan Act (ARPA) funds in the amount of \$200,000.00 for the Emergency Rental Assistance Program be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
11. The Finance Committee recommended an appropriation in the amount of \$88,108.00 from the Cemetery Sale of Lots & Graves account to purchase a new Chevrolet Silverado 3500 Truck with snow plow package for use of the Cemetery Division of the CPW Department be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
12. The Finance Committee recommended a transfer in the amount of \$415,000.00 to fund the first and second year of the three-year collective bargaining agreement between the City and the Police Superior Officers' Union for the period July 1, 2022 to June 30, 2025 be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
13. The Finance Committee recommended an appropriation in the amount of \$80,000.00 from the Cemetery Sale of Lots & Graves Account for tree removal in the Mount Feake and Grove Hill Cemeteries be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
14. The Finance Committee recommended the approval of the FY2024 Chapter 90 allotment in the amount of \$1,571,525.48 for the resurfacing of various streets and sidewalk improvements be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
15. The Finance Committee recommended the acceptance of a gift from the Trust of Yelva R. Joseph, in the sum of \$10,000.00 to be used specifically for making capital improvements or the sole purpose of purchasing furniture and/or equipment for the Fire Station at 699 Trapelo Road be approved. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved.
16. The Finance Committee recommended the approval of a loan authorization in the amount of \$1,515,000.00 for the resurfacing of various streets and sidewalk improvements be approved for a 1st reading. Councillor LaCava moved that the action of the Committee be the action of the Council. The motion was adopted by a voice vote and the matter was approved. Councillor LaCava made a motion to table the matter on the Council floor. The motion was approved by a voice vote and the matter was tabled on the Council floor.

With no further matters Councillor Harris made a motion to adjourn. The motion was approved by a voice vote. President McMenimen wished everyone a safe and happy summer and declared the meeting adjourned at 11:05 p.m.

Respectfully submitted by:
Cathy Magliarditi
Executive Assistant to the City Clerk
September 5, 2023