

Waltham City Council
Minutes of the Meeting of
April 8, 2024

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

Present: Bradley-MacArthur, Brasco, Dunn, Durkee, Hanley, Harris, Katz, LaFauci, Logan, McMenimen, Stanley, Vidal and President McLaughlin.

Absent: LaCava, LeBlanc.

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

Councillor LaFauci moved approval of the regular meeting minutes of 3/25/2024. The motion was adopted by a voice vote and the matter was approved. Councillor Harris moved approval of the special meeting minutes of 3/27/24. The motion was adopted by a voice vote and the matter was approved.

Clerk Vizard read Rule 86.

First Public Hearing: 17-80 Paving of a Private Street at Mount Pleasant Street

Clerk Vizard read the petition. Thomas Dolan 6 Mount Pleasant Street, spoke in favor of the petition. One person stood in favor of the petition. With no one else in support, no one else in opposition and no one in a neutral position of the petition President McLaughlin closed that part of the public hearing and opened up the hearing to questions from Councillors. Councillor Durkee spoke on the length of time this project has been before the City Council. Councillor LaFauci made a request which was approved by a voice vote to have the Director of Consolidated Public Works attend the Public Works Committee meeting on, Tuesday, April 16, 2024. With no further questions President McLaughlin closed the public hearing and referred the matter to the Public Works and Public Safety Committee.

Second Public Hearing: 17-25 Street Opening at 167 Pine Hill Circle

Clerk Vizard read the petition. Phillip McCourt, 272 Bacon Street, Attorney for the petitioner, spoke in favor of the matter. With no one else in support, no one else in opposition and no one in a neutral position of the petition President McLaughlin closed that part of the public hearing and opened up the hearing to questions from Councillors. Councillors Hanley, Logan, McMenimen and Katz asked questions. Attorney McCourt and Ralph Bibbo, 3 Falconer Circle, the petitioner provided answers. With no further questions President McLaughlin closed the public hearing and referred the matter to the Public Works and Public Safety Committee.

Third Public Hearing: Grant of Location – at Moody Street and Carter Street, Eversource

Clerk Vizard read the petition. Hannah Cooper, 1 Gioioso Drive, Holbrook, MA, representing the petitioner, spoke in favor of the matter. With no one else in support, no one else in opposition and no one in a neutral position of the petition President McLaughlin closed that part of the public hearing and opened up the hearing to questions from Councillors. Councillor Logan spoke on the matter requesting information be brought to committee. Ms. Cooper agreed to provide all information at the committee meeting. With no further questions President McLaughlin closed the public hearing and referred the matter to the Licensing and Franchises Committee.

Fourth Public Hearing: Special Permit at 460 Totten Pond Road for ALP PHOP Manager LLC

Clerk Vizard read the petition. Jack Mula, 40 Kings Way, Attorney for the petitioner, spoke in favor of the matter. Ron Cincotta 1067 Belmont Street, Watertown and Paul Pavone, 33 Amherst Ave, spoke in favor of the petition. With no one else in support, no one else in opposition and no one in a neutral position of the petition President McLaughlin closed that part of the public hearing and opened up the hearing to questions from Councillors. Councillors LaFauci, Logan, Bradley-MacArthur, Dunn and McMenimen asked questions about the special permit. Mr. Mula, Paul Finger, 14 Spring Street, Landscape Designer for the petitioner and Andrew Maher 300 Fifth Ave, the petitioner provided answers. Councillor Harris moved that the matter, and all materials submitted herewith, be sent to the Law Department for review and comment, and that the Law Department be authorized to coordinate its review with all relevant municipal departments and the Ordinance and Rules Committee. The motion was approved by a voice vote. Councillor Harris moved that the matter be referred to the Ordinance and Rules Committee. The motion was approved by a voice vote. Councillor Harris made a motion that was approved by a voice vote that the public hearing be continued to the May 13, 2024 City Council meeting at 7:30 p.m.

Communications from the Mayor

1. The Mayor respectfully requested the dedication of an existing bench on the Waltham Common in honor of the Durkee Family and their many years of honorable service to our Country. Referred to the Licenses and Franchises Committee
2. The Mayor respectfully requested approval of a bench to be installed at Nipper Maher Park preferably behind home plate in honor of John and Annemarie Huff and their family, the parents, volunteers, student athletes, police volunteers, little league baseball and the Nothing's Impossible teams. This baseball league has been in existence for many years on Friday nights in the summer at Nipper Maher Park. Referred to the Licenses and Franchises Committee
3. The Mayor respectfully requested acceptance of a gift of a 1936 Waltham High School Football Team Sketch donated by Susan Kavaleski for the Waltham City Hall Museum Room. Referred to the Finance Committee
4. The Mayor respectfully requested the dedication of an existing bench at the Paine Estate in honor of John Cox and his 48 years of dedicated service to the Waltham School Department and history of Waltham. Referred to the Licenses and Franchises Committee
5. The Mayor respectfully requested an appropriation and transfer totaling \$237,780 for the boiler replacement at the Waltham Community & Cultural Center located at 510 Moody Street. Referred to the Finance Committee
6. The Mayor respectfully requested an appropriation in the amount of \$75,000 for additional thermoplastic services for the remainder of FY2024. Referred to the Finance Committee
7. The Mayor respectfully requested approval of a loan authorization in the amount of \$1,364,250 for the purchase of a new ladder truck for the Fire Department. Referred to the Long Term Debt and Capital Planning Committee
8. The Mayor respectfully requested you to review the FY2024 School budget. Referred to the Finance Committee

9. The Mayor respectfully requested the City Council to establish a permitting process for commercial vehicles in private lots in Waltham. Referred to the Ordinances and Rules Committee
10. The Mayor respectfully requested acceptance of a Best Value Grant Award for Hazardous Response for the Fire Department. Referred to the Finance Committee
11. The Mayor respectfully requested approval of a loan authorization in the amount of \$3,082,000 for the HVAC renovations at the Waltham Public Library. Referred to the Long Term Debt and Capital Planning Committee
12. The Mayor respectfully requested approval of a transfer in the amount of \$28,500 to be used to pay the final settlement of the lawsuit between the City of Waltham and Melanie Goshgarian. Referred to the Finance Committee
13. The Mayor respectfully requested the City Council to review the current parking requirements in each zoning district and amend parking requirements for onsite parking realistic to uses being prosed and built. Referred to the Ordinances and Rules Committee

Applications and Licenses

All Applications and Licenses referred to the Licenses and Franchises Committee.

- Tables & Chairs Permit at 265 Moody St - Inspired Concepts, LLC dba In a Pickle Restaurant

Resolutions, Orders and Ordinances

- Veterans Square Naming Brown and Lowell – Donald P. Doherty Resolution
The Clerk read the Resolution. Councillor Harris spoke on the Resolution. The matter was referred to the Veterans Services Committee. Councillor Durkee stated the Committee would meet April 16, 2024.

Committee Reports

Long Term Debt & Capital Planning

1. The Long Term Debt & Capital Planning Committee recommended the allocation of CPA funds totaling \$316,746 for window replacements at Parmenter Home located at 542 Main Street be approved. Councillor McMenimen 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 Long Term Debt & Capital Planning Committee recommended the allocation of CPA funds totaling \$252,623 for window replacements at Hovey House located at 321 Crescent Street be approved. Councillor McMenimen 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 secondhand dealers license renewal at 108C River Street for Mint Condition Sports LLC dba Play It Again Sports 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 lodging house renewal at 240 Crescent Street for Torrington Three LLC 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.
3. The Licenses and Franchises Committee recommended the fuel storage license at 154 Calvary Street for Calvary St Property LLC 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.

Public Works & Public Safety

1. The Public Works & Public Safety Committee recommended the High Voltage Resolution be sent to the Ordinances & Rules Committee in order to create an ordinance relative to high voltage wire installations within residential neighborhoods. 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 referred to the Ordinances and Rules Committee.

Ordinances & Rules

1. The Ordinances & Rules Committee recommended the minor modification to Special Permit Order #33419 at 205, 225, and 231 Second Ave be approved. Councillor Harris moved that the action of the Committee be the action of the Council. Roll call required.
In favor: Bradley-MacArthur, Brasco, Dunn, Durkee, Hanley, Harris, Katz, LaFauci, Logan, McMenimen, Stanley and Vidal.
Opposed: None.
Absent:, LaCava, LeBlanc .
Presiding: McLaughlin.
The matter was approved 12-0-2.

Finance

1. The Finance Committee recommended the transfer of \$90,000 from the Library State Aid Special Revolving Account to the Library Education Supplies Account 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.
2. The Finance Committee recommended the transfer of \$150,000 from the Library State Aid Special Revolving Account to the Library Planning and Design for the renovation project 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.
3. The Finance Committee recommended a grant from the Massachusetts SHRAB Vets Heritage for \$6,275 for the Library 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.
4. The Finance Committee recommended an appropriation totaling \$52,046 for temporary air conditioning at the Library 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.

5. The Finance Committee recommended an appropriation totaling \$19,000 for the City Clerk's General Expense Account 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.
6. The Finance Committee recommended a State grant in the amount of \$182,084 from Elder Affairs to be used by Council on Aging 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.
7. The Finance Committee recommended the Mid-Year Review for the School Department subject to City Council Rule 66 be filed. 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 filed.

Committee of the Whole

1. The Committee of the Whole recommended the transfer of \$90,000 from the Library State Aid Special Revolving Account to the Library Education Supplies Account be approved. Councillor Bradley-MacArthur 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

- Time extension for SP application at 103 Fourth Ave., Boston Properties through 8/7/24. Councillor Harris moved to suspend Rule 39 to act on this matter without committee reference. The motion was approved by a voice vote. Councillor Harris moved approval of the matter. Roll Call required.
In favor: Bradley-MacArthur, Brasco, Dunn, Durkee, Hanley, Harris, Katz, LaFauci, Logan, McMenimen, Stanley and Vidal.
Opposed: None.
Absent:, LaCava, LeBlanc .
Presiding: McLaughlin.
The matter was approved 12-0-2.
- FY2025 City Council budget submission to the Mayor
Councillor LaFauci moved to authorize the Council President to submit the City Council's FY2025 budget request to the Mayor. The motion was approved by a voice vote.

Tabled Items

- Loan order for \$1,300,000 for sidewalk improvements on Lexington St (3/25/24 1st reading)
Councillor LaFauci moved to take the loan order for \$1,300,000 for sidewalk improvements on Lexington St off the table. The motion was approved by voice vote. Councillor LaFauci moved approval of a second and final reading. Roll call required.
In favor: Bradley-MacArthur, Brasco, Dunn, Durkee, Hanley, Harris, Katz, LaFauci, Logan, McMenimen and Vidal.
Opposed: None.
Abstained: Stanley
Absent:, LaCava, LeBlanc .

Presiding: McLaughlin.

The matter was approved 11-0-1-2.

President McLaughlin announced that the Council on Aging is in need of drivers for the Wheels on Meals program. If you know anyone interested they should call the Council on Aging at (781) 314-3300.

With no further matters Councillor Harris moved to adjourn. The motion was approved by a voice vote. President McLaughlin declared the meeting adjourned at 9:53 p.m.

Respectfully submitted by:

Cathy Magliarditi

Executive Assistant to the City Clerk

April 16, 2024