

## ***City Council Docket***

### ***October 26, 2015***

The City Council Meeting will be held on Monday, October 26, 2015 at 7:30 PM in the Council Chamber at City Hall, 610 Main Street, Waltham and the following matters and others will be considered.

Accepting minutes from October 13, 2015

#### **Public Hearing**

DSCI LLC, 303 Wyman Street Waltham, MA 02451, not being owners of the property at the corner of Winter St and Gatehouse Dr. Waltham, MA petition the Waltham City Council for a grant of location for the purpose of installing a new underground conduit for fiber optic cabling. The new conduit will be 33ft in length. This conduit is to provide a path from the Verizon underground manhole system to a utility pole. The new fiber cable will expand DSCI's network to serve telecommunications service to business customers in the Waltham area. The Property near 35 Gatehouse Dr. is shown on City of Waltham Atlas Page R029 Block 001, Parcel 0002. The property is in "I" Zoning District.

#### **Public Hearing**

DSCI LLC, 303 Wyman Street Waltham, MA 02451, not being owners of the property at the corner of Winter St and Second Ave Waltham, MA petition the Waltham City Council for a grant of location for the purpose of installing a new underground conduit for fiber optic cabling.

The new conduit will be 24ft in length. This conduit is to provide a path from the Verizon underground manhole system to a utility pole. The new fiber cable will expand DSCI's network to serve telecommunications service to business customers in the Waltham area.

The Property near 71 2<sup>nd</sup> Ave is shown on City of Waltham Atlas Page R030, Block 004, Parcel 0001. The property is in "C" Zoning District.

#### **Public Hearing**

Comcast Cable Inc. hereby respectfully requests your consent to the locations of distribution cable hereinafter described for the transmission and distribution of communication signals in and under the following public streets, lanes, highways, and places of the **City of Waltham** and of the conduit, equipment, governed manholes and other structures, fixtures and appurtenances designed or intended to protect or operate said distribution cables and accomplish the objective of said company: and the digging up and opening the ground to lay or place same:

Placement of approx. 261' 1-4" conduit from P100/1 Felton St to pole location (Carter St.) opposite side from 3 Carter St. Waltham

#### **Communications from Mayor**

1. An appropriation in the amount of \$2,241 from account #232-480-3590-3590 Parking Meter-Unreserved Fund Balance to account #232-480-5800-6441 Parking Meter-Pay by Space Parking Machines. The funds will be used to purchase nine (9) M900 Card Reader Upgrade kits for the pay by space machines.

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2. Acceptance of a gift in the amount of \$2,500 from the Digital Federal Credit Union to be used by the Fire Department towards programs that make a difference in our community.
3. Acceptance of a gift in the amount of \$2,500 from the Digital Federal Credit Union to be used by the Police Department towards programs that make a difference in our community.

### **Application for License and Permits**

1. Renewal for extended hours - Wendy's Properties, LLC – 806 Main Street
2. Renewal for extended hours – Monell Enterprises, Inc. 821 Main St (gas station)
3. Renewal for extended hours – Dunkin Donuts – 591 Moody Street
4. Renewal for extended hours - Dunkin Donuts – 859 Main Street
5. Renewal for extended hours – New Dragon Chef – 677 Moody Street
6. Second Hand Motor Vehicles (Class 2)- Absolute Auto Sales – 50 River Street
7. Second Hand Motor Vehicles (Class 2) Route 60 Motors Inc. – 96 Linden street
8. Second Hand Motor Vehicles (Class 2) Fuller Motors Inc. 215 Lexington Street

### **Committee Reports**

#### **Public Works Committee**

The Public Works Committee recommends the 17-25 petition on Linden Street be approved with the following condition: The temporary patch of the trench must settle for at least 90 days before final Curb to Curb, 20 foot wide, resurfacing is done and all seams shall be infrared processed and the CPW Director shall have final review.

#### **License and Franchise**

The License and Franchise Committee recommends the Class II Motor Vehicle License for Boston Muffler 251 Lexington Street be approved.

The License and Franchise Committee recommends the renewal of extended hours for Burger King 881 Moody Street with existing conditions; Open until 2:00am and a volume control be placed on external speaker be approved.

The License and Franchise Committee recommends the following Resolution:

*That the intersection of Ellison Park, Linden Street, and Main Street shall be officially designated and henceforth be known as the Virginia "Ginny" Cronin Hays Square in honor of Virginia Cronin Hays and that such designation shall be duly recorded on the official list of Veterans' Squares for the City of Waltham, and That a suitable marker that reads VIRGINIA "GINNY" CRONIN HAYS, Community Leader and Veteran, shall be erected and maintained.*

The License and Franchise Committee recommends the MassPort Letter for Chukwunanu Nzeka be approved.

The License and Franchise Committee recommends a Grant of location on West Street per the petitioner's plan dated 10-7-2015 be approved.

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#### **Committee of the Whole**

1. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit 200 in the amount of \$200,000.00 (affordable unit) be approved.
2. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit 202 in the amount of \$291,201.00 be approved.
3. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit 203 in the amount of \$247,000.00 be approved.
4. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit 204 in the amount of \$278,400.00 be approved.
5. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit 205 in the amount of \$285,000.00 be approved.
6. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit 207 in the amount of \$302,605.00 be approved.
7. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit 303 in the amount of \$266,792.00 be approved.
8. The Committee of the Whole recommends the Nathaniel at Banks Square Condominium bid on unit #302 be placed on file.
9. The Committee of the Whole recommends the appropriation of funds in the amount of \$100,000 from the Stabilization Fund to Law – Judgements, Claims, and Settlements #001-151-5400-5760 be approved.
10. The Committee of the Whole recommends the appropriation in the amount of \$1,200,000 of CPA funds from the available balance of the CPA-Open Space Budget Reserve and the remaining amount from the CPA undesignated Budget reserve to account #246-172-5800-7914 CPA-Demolition of 20 buildings at the Fernald be approved. These funds will demolish twenty non historical buildings on the CPA funded portion of the Fernald property.

#### **Finance Committee**

The Finance Committee recommends the gift of NARCAN from the Newton Wellesley Hospital to the Health Department for the use of the Waltham Fire Department be approved.

The Finance committee recommends the Resolution regarding source funding for city projects be filed.

#### **Long Term Debt**

CPC Allocation of estimated FY2016 CPA Surcharge & Auditors Tru Up Misc. Funds.

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#### **Ordinances & Rules**

The Ordinances and Rules Committee recommends approval for a first reading of the ZOA for 939 Trapelo Road as amended.

The Ordinances and Rules Committee recommends the request to change the Special Permit for Jimmy John's Sandwiches 475 Winter Street under section 3.552 of the Zoning Ordinance be approved.

The Ordinances and Rules Committee recommends that the Resolution regarding the Dog Park be placed on file.

#### **Unfinished Business and Other Business**

1. Asian fast food restaurant at 1019 Trapelo Road request to change Special Permit #33217A

#### **Tabled Matters**

##### **Tabled from 6/22/2015**

Amend Sections 2.2 and 3.1 of the City Charter

##### **Tabled from 8/3/2015**

Zoning Map Amendment Ordinance for 939 Trapelo Road (First reading 8/3/15)

##### **Tabled from 10/13/2015**

ADHOC Fitch School Committee – final report

#### **Adjournment**