

***City Council Docket  
September 14, 2015***

The City Council Meeting will be held on Monday, September 14, 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 August 3, 2015 and June 22, 2015

**Public Hearings**

**FUEL STORAGE**

In accordance with Chapter 148 of the Massachusetts General Laws and Chapter 8 of the General Ordinances of the City of Waltham, Sg National LLC 1185 Sixth Ave, New York NY as Owner and Eversource 200 Calvary Street, Waltham Ma. as operator of the facility, hereby petitions the City Council for a Fuel Storage License for 354 gallons of flammable liquids. The property located at 200 Calvary Street.

**SPECIAL PERMIT**

Care Dimensions, Inc. a Massachusetts not for profit Corporation of 75 Sylvan Street, Suite B-102, Danvers, Massachusetts 01923 Hereby petitions the City Council for a Special Permit pursuant to §3.5 and §3.610 of the Ordinance to operate a hospice, or a private facility for the care and treatment of ill persons, as defined in §3.218.

The locus is known and numbered as 1100 aft Winter Street and is shown in the “Atlas, City of Waltham, Massachusetts 1988”, as Map 10, Block 1, Lot 1A.

The property is situated in a Residence A-1 Zoning District.

The legal owner of the locus is Care Dimensions, Inc. formerly known as the Hospice of the North Shore, Inc., 75 Sylvan Street, Suite B-102, Danvers, Massachusetts 01923.

**SPECIAL PERMIT**

Sirius XM Radio, 1500 Eckington PL NE, Washington, DC 20002, proposes to install a satellite radio system on the existing three hundred and fifty-three foot (353’) guyed tower located at 46 Bear Hill Road, Waltham, MA 02451; Commercial Zoning District. Article X, Section 10.56 and Article 3.5. The proposed satellite radio system consists of two (2) Sirius XM dual band antennas, two (2) Sirius XM Dish installations, a GPS antenna, an Ice Bridge, one (1) cabinet installed on a new 6’ X 6’ concrete pad and supporting cabling.

**EXTENDED HOURS**

TFS Newco LLC dba Tedeschi Food Shop, 14 Howard Street Rockland, MA 02370 seeks permission to be open extended hours under the provisions of Chapter 8, Article XIII of the General Ordinances of the City of Waltham. The petitioner seeks to be open for business 24 hours per day, seven days a week. Extended hours to be exercised at 131 Lexington Street.

**EXTENDED HOURS**

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**SPECIAL PERMIT**

BP Third Avenue, LLC, c/o Boston Properties Limited Partnership, 800 Boylston Street, Suite 1900, Boston, MA 02199 as owner and operator of the property located at 99 Third Avenue, hereby petitions the City Council for a Special Permit to allow the use of a 2,471 gross square foot space at 99 Third Avenue as a "Fast Food Establishment" (pursuant to §§ 3.620 and 3.512 (Table 3.4) of the Zoning Ordinance.

Said property is shown on the City of Waltham Atlas Page 30, Block 006, Lot 0002 and is in a Commercial Zoning District.

**Communications from Mayor**

- 1. TO:       The City Council**  
**RE:       Recreation**

Dear Councillors:

I respectfully request a transfer of capital improvement funds in the amount of \$37,800 for the purpose of completing design services for Graverson and Elsie Turner improvement projects.

FROM:

#310-630-2015-6310      Cedarwood Improvement Project

TO:

#310-630-2015-6320      Graverson/Elsie Turner Improvement project

AMOUNT:

\$37,800

Attached is a copy of a letter dated September 9, 2015 that was received from the Director of Recreation. Ms. Tomasello will be available to answer questions concerning this request.

- 2. TO:       The City Council**  
**RE:       Police – State 911 Department Training Grant**

Dear Councillors:

I respectfully request acceptance of the State 911 Department Training Grant in the amount of \$31,891. It is a reimbursable grant for training related costs associated with the 911 system. This grant does not require matching funds and is effective for the period August 26, 2015 – June 30, 2016.

Attached is a copy of a letter dated September 1, 2015 that was received from the Police Chief. Chief MacPherson will be available to answer questions concerning this request.

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**3. TO: The City Council**

Dear Councillors:

I respectfully request a transfer of funds in the amount of \$2,000,000.00 from the Stabilization Fund – Reserve for School Capital Projects to account School – WHS Feasibility Study/Design for the purpose of paying costs of a feasibility study for Waltham High School.

Enclosed please find:

1. City Council Order (language as required by MSBA)
2. Vote of Waltham School Committee

I respectfully request that this transfer of \$2,000,000.00 be acted on without Committee reference so that the School Department may attend the MSBA meeting on September 30, 2015.

The Superintendent of Schools, School Committee and I are available to answer any questions you may have regarding this transfer request.

**4. TO: The City Council  
RE: Library**

Dear Councillors:

I respectfully request an appropriation of funds in the amount of \$53,796.40 from the Library State Grant #224-610-1065-5205 to Library Educational Expenses #001-610-5200-5510.

Funds totaling \$15,796.40 will be used towards the remaining invoices for the FY2015 educational expenses account. The difference of \$38,000 will be used as the planned budget offset for the FY2016 educational expenses account.

Attached is a copy of a letter that was received from the Library Director. Ms. Linehan will be available to answer questions concerning this request.

**5. TO: The City Council  
RE: Police Superior Officers**

Dear Councillors:

I respectfully request an appropriation of funds totaling \$37,788 (as itemized below) to fund an adjustment for rank differential to the collective bargaining agreement between the City and the Police Superior Officers' Union for the period July 1, 2013 to June 30, 2016. This additional amount was not included at the time of the original funding request for the Police Superior Officers since the collective bargaining agreement between the City and the Police Patrol Officers' Union for the period July 1, 2013 to June 30, 2016 had not been

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settled. This request includes the amount to fund the FY2014 and FY2015 compensation increase. It also includes the amount needed to adjust the FY2016 Police wage budget.

<u>FY2014</u>	<u>\$ 12,088 (actual)</u>
<u>FY2015</u>	<u>\$ 12,700 (actual)</u>
<u>FY2016</u>	<u>\$ 13,000 (estimate)</u>

Total \$37,788

FROM:

Auditor – Collective Bargaining	#001-135-5400-5111	\$13,000
Overlay Surplus	#001-000-3200-3220	\$24,788

TO:

Police Salary FT	#001-210-5100-5111	\$37,788
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Attached is a copy of a memo that was received from the City Auditor. Mr. Centofanti will be available to answer questions concerning this request.

**6. TO: The City Council**  
**RE: Police Patrol Officers**

Dear Councillors:

I respectfully request an appropriation of funds totaling \$1,658,498 (as itemized below) to fund the collective bargaining agreement between the City and the Police Patrol Officers' Union for the period July 1, 2013 to June 30, 2016. This request includes the amount to fund the FY2014 and FY2015 compensation increase. It also includes the amount needed to adjust the FY2016 Police wage budget.

<u>FY2014</u>	<u>\$353,515 (actual)</u>
<u>FY2015</u>	<u>\$573,983 (actual)</u>
<u>FY2016</u>	<u>\$731,000 (estimate)</u>

Total \$1,658,498

FROM:

Auditor – Collective Bargaining	#001-135-5400-5111	\$ 583,286
Overlay Surplus	#001-000-3200-3220	\$1,075,212

TO:

Police Wages FT	#001-210-5100-5112	\$1,625,398
Police Uniforms	#001-210-5500-5190	\$ 33,100

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Attached is a copy of a memo that was received from the City Auditor. Mr. Centofanti will be available to answer questions concerning this request.

- 7. TO: The City Council**  
**RE: Disability Services Commission**

Dear Councillors:

I respectfully request an appropriation totaling \$32,726.93 for the Disability Services Commission to fund the following handicap projects:

APPROPRIATION

From: #237-560-2300-3591      F/B Reserved for Handicap Projects    \$32,726.93

To: #237-560-2315-5205	Police Details	\$25,000
To: #237-560-2337-5205	WFD Gas Detection Machines	\$5,220
To: #237-560-2338-5205	GWAR C	\$2,506.93

These items were voted and approved by the Disability Services Commission. The Chairman of the Disability Services Commission will be available to answer questions concerning these requests.

**Tabled Matters**

**Tabled from 3/23/2015**

Resolution regarding Charlotte Smith

**Tabled from 6/22/2015**

Amend Sections 2.2 and 3.1 of the City Charter

**Tabled from 6/22/15**

Resolution for Luke Stanton, Massachusetts Coach of the Year

**Tabled from 8/3/2015**

Data Verification Loan Order (First reading 8/3/15)

**Tabled from 8/3/2015**

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

**Tabled from 8/3/2015**

Cedar & Oak Street Reconstruction Loan (First reading 8/3/15)

**Tabled from 8/3/2015**

SRO Stipend (First reading 8/3/15)

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**New Business**

Massport License application for Meddeb Yassine  
Time Extension for 50R Bear Hill Road Tower Replacement

**Resolutions**

Waltham Poll Worker Compensation  
Green Community  
SJC Sex Offender Decision Resolution  
Fire Department Master Mechanic  
Consistent Standards for Streets & Sidewalks Ord.

**Committee Reports**

None.