The regular meeting of the City Council of the City of Fitchburg was held over the Zoom meeting platform and live streamed at FATV Studios, Fitchburg, on May 19, 2020. The meeting was called to order by President Michael Kushmerek at 7:05 P.M. The Clerk stated the names of the Councillors who have logged in and eleven (11) Councillors were present. The meeting opened with a salute to the Flag led by Councillor Zarella.

Noted for the record:

FATV was recording the audio and video of the meeting.

PUBLIC FORUM

The following statement was issued for anyone wishing to participate the Public Forum:
The public is invited to participate in the Zoom webinar of May 19, 2020 07:00 PM Eastern Time (US and Canada)
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_a87wk9WF5SAvbrup4AhJw

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 May 19, 2020 by calling 978-829-1820 or via email at: cityclerk@fitchburgma.gov.

Mr. Glenn Fossa, 8 Olin Drive, spoke in favor of petition 127-20, and said that it was imperative to engage small/micro businesses in the discussion when re-opening of businesses took place. He noted that he hoped that individuals from the community would be involved and this would be helpful in preparing a plan to move forward.

REPORT OF COMMITTEE ON RECORDS

The Committee on records reported the minutes of the Regular Meeting of May 5, 2020, were correctly recorded. Report accepted and minutes adopted.
May 1, 2020

The Honorable City Council
Fitchburg Municipal Offices
166 Boulder Drive, Suite 108
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby appoint Detective Paul McNamara to serve as a Special Police Officer for the City of Fitchburg pursuant to General Ordinance 40-14. Detective McNamara is scheduled to retire on May 15, 2020 after a thirty-two (32) year career with the Fitchburg Police Department.

This appointment will allow Mr. McNamara the ability to continue services to the City of Fitchburg in a limited role.

Thank you for your attention to this matter.

Sincerely,

Stephen L. DiNatale
Mayor

Appointments read and referred to the Appointments Committee.
Good afternoon Mr. Council President,

1. Fitchburg

As always please feel free to read out to me with any concerns you may have.

In conjunction with you and the City's Office, the 2021-2022 budget is provided by the State.

The budget is estimated to have come out the State for this reason. We will not be distributing our Fiscal Year 2021 budget on May 15, 2020. My office will work on a reduction in the budget. The first budget will be reviewed at the next Board of Selectmen meeting on June 30th. We will be reviewing the budget scenario on a regular basis and any possible cuts to our annual budget. This will impact the State's budget. In addition, the State has not provided us with any recent information regarding the State's budget. I have been actively assembling the Fitchburg 2021-2022 budget. With the current state of COVID-19, the Fitchburg budget is drafted by myself and my staff. This will impact the Fitchburg budget. In addition, the State has not provided us with any recent information regarding the State's budget. I have been actively assembling the Fitchburg 2021-2022 budget. With the current state of COVID-19, the Fitchburg budget is drafted by myself and my staff.

MAY 15, 2020

Mayor Mahoney

Secretary

[Signature]

Richard J. Aquist
Mayor of Fitchburg
REPORTS OF COMMITTEES

The Appointments Committee recommended the following Appointment be confirmed:

Appointments Committee Oral Report
Meeting of May 19, 2020

New Appointment
Member of the Human Rights Commission
(Term to expire May 1, 2023)
Ms. Maritza Knight

Report accepted. Appointment confirmed by unanimous consent. 11 members present. Board consists of 11 members.

Finance Committee Report
Meeting of May 12, 2020

The Finance Committee recommended the following Orders be Adopted:

104-20. ORDERED THAT: there be and hereby is transferred the sum of ONE HUNDRED THIRTY-TWO THOUSAND AND 00/100 DOLLARS ($132,000.00) same to be charged against RESERVE FOR SNOW & ICE REMOVAL and credited to the following DEPARTMENT OF PUBLIC WORKS, SNOW & ICE accounts:

EQUIPMENT RENTALS $82,000.00
SALT $50,000.00.

105-20. ORDERED THAT: there be and hereby is transferred from within the sum of ONE HUNDRED SIXTY-EIGHT THOUSAND AND 00/100 DOLLARS ($168,000.00) same to be charged against RESERVE FOR SNOW & ICE REMOVAL and credited to CEMETERY CAPITAL EXPENSES, CEMETERY EXPANSION for the purpose of expanding the Forest Hill Cemetery.

106-20. ORDERED THAT: there be and hereby is transferred from within the sum of SEVEN THOUSAND AND 00/100 DOLLARS ($7,000.00) same to be charged against SNOW & ICE, OVERTIME and credited to CEMETERY CAPITAL EXPENSES, CEMETERY EXPANSION for the purpose of expanding the Forest Hill Cemetery.

107-20. ORDERED THAT: there be and hereby is appropriated the sum of SIX HUNDRED THOUSAND AND 00/100 DOLLARS ($600,000.00) same to be charged against AVAILABLE FUNDS and credited to COMMUNITY DEVELOPMENT CAPITAL EXPENSES, CONSTRUCTION account, for the Downtown Transformation Project.

108-20. ORDERED THAT: there be and hereby is transferred from within the sum of FOUR HUNDRED FIFTY-FIVE THOUSAND AND 00/100 DOLLARS ($455,000.00) same to be charged against RESERVE FOR OTHER MUNICIPAL PURPOSES, CAPITAL EXPENSES and credited to CAPITAL FUND, PARKING GARAGE RENOVATION account, for the purpose of repairing the stairwells at the Putnam Place Garage.
109-20. ORDERED THAT: there be and hereby is transferred from within the sum of FIFTY THOUSAND AND 00/100 DOLLARS ($50,000.00) same to be charged against RESERVE FOR OTHER MUNICIPAL PURPOSES, CAPITAL EXPENSES and credited to LIBRARY CAPITAL EXPENSE, BUILDING RENOVATION for the purpose of preparing and repainting the exterior windows of the library building.

110-20. ORDERED THAT: there be and hereby is transferred from within the sum of FIFTY THOUSAND AND 00/100 DOLLARS ($50,000.00) same to be charged against RESERVE FOR OTHER MUNICIPAL PURPOSES, CAPITAL EXPENSES and credited to CAPITAL PROJECTS, FITCHBURG HIGH SCHOOL LIGHTING CONVERSION for the purpose of converting to LED lighting.

111-20. ORDERED THAT: the City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Department of Transportation, Aeronautics Division grant in the approximate amount of $23,332.00 (TWENTY-THREE THOUSAND, THREE HUNDRED THIRTY-TWO AND 00/100 DOLLARS) for the purpose of said grant, which is to repair the downed fence lengths surrounding the airport property.

Report read and accepted. Orders adopted by roll call vote of 11 in favor and 0 opposed. 11 members present. Board consists of 11 members.

Orders signed by the Mayor May 20, 2020.

Legislative Affairs Committee
Meeting of May 12, 2020

The Legislative Affairs Committee recommended the following Petition be held in Committee:

028-20. Councillor Paul Beauchemin, to amend ch. 169-58, (Winter Parking Ban), to increase fee from $30.00 to $60.00 per day when the winter parking ban is in place.

Report read and accepted. Petition held in Committee by roll call vote of 11 in favor and 0 opposed. 11 members present. Board consists of 11 members.

The Legislative Affairs Committee recommended the following Petition be accepted:

029-20. Fitchburg Planning Board, to amend the Fitchburg Zoning Ordinance as part of Phase 1 of an Ordinance update to make clarifications in the Table of Principle Uses as outlined in the Petition.

Report accepted. Recommendation approved by roll call vote of 11 in favor and 0 opposed, but hold to the Public Hearing.
TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

Amend the Fitchburg Zoning Ordinance as part of Phase I of an Ordinance update to make clarifications in the Table of Principal Uses, remove internal inconsistencies and conflicts with state law, clarify definitions, make procedural changes, and to set the foundation for the more comprehensive changes that will take place in Phase II.

As voted by the Fitchburg Planning Board 1/14/2020

January 21, 2020

Referred to Committee on

Planning Board

Mary de Alderete, Clerk

In City Council March 5, 2020
Petition referred to the Legislative Affairs Committee and to a Public Hearing April 7, 2020.

Mary de Alderete, Clerk
To: COUNCILOR ELIZABETH WALSH, LEGISLATIVE AFFAIRS CHAIR  
From: TOM SKWIERAWSKI, EXECUTIVE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT  
Subject: PHASE ONE ZONING CHANGES  
Date: 4/30/2020

Given the hearing delays that have transpired as a result of the COVID-19 public health crisis, and Community Development and Planning wanted to take the time to give the Phase One Zoning Changes another thorough analysis before the April 29th hearing.

Along with the Planning Board Chair, our consultants at BSC, and City Staff, the Phase One changes were reviewed to look for: 1) grammar or other administrative errors a result of the overhaul, and 2) Additional minor or process improvements we could make, pursuant to discussions we had with our Zoning Advisory Committee. We found several additional fixes that would improve the revised zoning ordinance, submitted to the City Clerks’ Office on March 5th.

In lieu of submitted an additional, revised ordinance, compiled below are the suggested additional changes. The hope is that this will avoid the confusion of sifting through multiple revised ordinances throughout the hearing. Alternatively, if you feel an updated ordinance is preferred, happy to provide one just the same.

The following recommended changes are below:

Renewable Energies
Pursuant to the work underway between the West Group and City officials in seeking an adaptive reuse of the West Wastewater Treatment Plant facilities, a use addition was requested by the West Group to clarify that adaptive reuse would be allowed under zoning:

181.313 Table of Principal Uses
- Add “RENEWABLE OR ALTERNATIVE ENERGY, RENEWABLE OR ALTERNATIVE FUELS RESEARCH, DEVELOPMENT OR MANUFACTURING FACILITIES” to Table of Principal Uses, make allowable in “I” district with a Special Permit from the Planning Board

166 Boulder Drive, Fitchburg, Massachusetts 01420 Phone: 978-829-1890 Fax: 978-829-1965  
www.fitchburgma.gov
181. Definitions.

- Add definition for the above:
  "RENEWABLE OR ALTERNATIVE ENERGY, RENEWABLE OR ALTERNATIVE FUELS
  RESEARCH, DEVELOPMENT OR MANUFACTURING FACILITIES shall include Facilities
  used primarily for the research, development, testing, generation or production
  of Renewable or Alternative Energy or Renewable or Alternative Fuels. This can
  include the design, development, manufac turing and testing of biological, chemical, electrical,
  magnetic, mechanical, and/or optical components in advance of generation/production
  or manufacturing."

Items initially moved to Phase Two, now recommended for Phase One

During the Planning Board hearing, a list of items were moved to Phase Two, in the interest of time. After reviewing the list and given the additional time it appears as though a number of these fixes are quite simple and can be resolved in Phase One. Doing these in Phase One will reduce the complexity of Phase Two, making for a more comprehensible passage of the latter.

181.313 Table of Principal Use Regulations
- C5. Hospital: Change to "N" in RA
- D7. Nursing Home: Match with use table for Assisted Living

181.946 Lapse — [Redacted]

"...substantial use thereof or construction thereunder has not begun [Redacted] except for good cause, up to 24 month...”

Administrative Errors and Consistency Improvements

The following changes clear up inconsistencies or otherwise ensure the document voted on by the Council reflects the spirit of the discussions held during the Planning Board public hearing:

Section 181.313 Table of Principal Uses.
- A3: Remove asterisk under RB.
- A6 Bed & Breakfast: use is listed in duplicate (item A6 and A10). Remove A10.
- A7 Assisted Living: remove red text from PB, no changes made from original ordinance.
- D19: Commercial Recreation: Change to N under RR.
- D24A & D24B: remove these. It was decided to remove these suggested rows and just refer to
  D24 with the asterisks.
181.3212 Home Occupation reference

- Typos: ("See Section 181.378" should read "See Section 181.78")

181.4213 add

- Swimming pools, associated uncovered decks, and freestanding decks or patios shall be set back at least six (6) feet from any [ ] side or rear lot line, and not [ ] the front yard setback

181.4231

- Typos: ("structureshall" should be "structure shall")

181.514 Design Standards Table.

- Typos on Parking stall length of Line: (180 should read 18.0)

181.5335 Temporary Window Signs.

- Maintain existing zoning. Revisit in Phase Two.

181.7231 PUD dimensions: remove

- Retain existing PUD dimensions "...The minimum area for a property to be eligible under this section is two acres,..."

181.7734 (a) remove

- Typos: ...any accessory apartment construction shall not create more than a 15% increase in the gross floor space of the [ ] structure. existing

181. Definitions. remove

- Typos between Recreation and Regulations definitions.

n) (Amended June 8, 2018)

- Planned Unit Development.
"PLANNED UNIT DEVELOPMENT: A planned development on a plot of land containing the minimum of the less of sixty thousand (60,000) square feet or five (5) times the minimum lot size of the zoning district, in which..."

0 Lodging Houses. Add a dwelling unit limit to the Lodging House definition:

"LODGING HOUSE -- A house or apartment where lodgings are let to more than three, [REDACTED] persons..."

0 MAJOR RECREATIONAL VEHICLE should match language under 181.3262

I look forward to discussing these and the other changes at the April 28th hearing of Legislative Affairs. Until then, if you have any questions about these or other changes in advance of the hearing, please don’t hesitate to reach out.
City of Fitchburg Zoning Ordinance Review and Update
Phase 1 Summary of Changes

1. 181.3 Use Regulations
   a. One principal use per lot clarification
   b. Changed FSC to FSU and changed Commercial & Automotive to Commercial
   c. Revised Contractor/Construction Yard definition to ensure consistency throughout the Ordinance
   d. Table of Principal Use Regulations — reorganized and increased consistency of the Special Permit Granting Authority for specific uses

2. 181.4 Dimensional Regulations — and incorporated provisions and purpose for infill development from the Planning Board Rules and Regulations

3. Moved Home Occupation to 181.7 Special Residential Regulations

4. Moved Accessory Apartments to 181.7 Special Residential Regulations

5. 181.356 Discontinuance and Abandonment clarifications

6. 181.426 Moved residential uses by right on Main Street from Intensity Regulations to Use Regulations

7. 181.514 Decreased required parking stall length to 18' from 18.5'

8. 181.53 Signs - Reed vs. Gilbert tweaks

9. 181.64 Consolidated marijuana regulations
   a. 181.6444 Added language to limit number of Marijuana Establishments if such limits are adopted in the General Ordinance by the City Council

10. 181.7 Special Residential Development — Added minimum lot area for Flexible Development

11. 181.84 Planned Development District — Beefed up requirements

12. 181.87 Smart Growth Zoning Districts — Incorporated amended 40R ordinance

13. 1891.10 Definitions
   a. Moved certain common definitions from the body of the Ordinance to this section
   b. Added definitions for Landscaping Business, Lodging House, Lot Line Types, Single Housekeeping Unit, Sleeping Unit, Zoning Map, and Zoning Ordinance.

14. Certain amendments from municipal zoning professionals (building, planning) for greater clarity to assist with interpretation and enforcement

15. A number of small fixes referred in a April 2nd memo: changes proposed AFTER the Planning Board submitted their revisions
PUBLIC HEARINGS

029-20. Fitchburg Planning Board, to amend the Fitchburg Zoning Ordinance as part of Phase 1 of an Ordinance update to make clarifications in the Table of Principle Uses as outlined in the Petition.

The Hearing was declared open. Mr. Tom Skwierawski, Executive Director for Community Development, joined the meeting. Councilor Beauchemin noted that he had concerns regarding parking and fencing. Mr. Skwierawski explained that Phase I of the changes was to clear up inconsistencies, remove redundancies, condensing sections where appropriate. Phase II would be considered “transformative” where map amendments, use adjustments (such as central business districts, to identify their unique characteristics), would take place. Parking would be looked at during this Phase.

Councilor Walsh noted that she had received two requests for amendments from Councilor Schultz. The first was to amend the Zoning Ordinance to change the name “marijuana” to cannabis. She stated that has held conversations with Representative Hay and Councilor Zarrella regarding this. Councilor Zarrella had stated that in Massachusetts General Laws, the substance is referred to as marijuana and the only reference to it as cannabis was in the name “Cannabis Control Commission”. Council Walsh said that Representative Hay was willing to examine filing legislation to change the name. Councilor Walsh and Schultz have agreed to allow Representative Hay to take that step before anything is changed at the local level.

Councilor Walsh stated that the second amendment was to modify the areas where retail outlets would be allowed to sell marijuana. Both she and Councilor Schultz agreed to hold off on this portion until Phase II changes were taking place. No one spoke in favor or opposition to the petition. Hearing closed.

The petition was granted by roll call vote of 11 in favor and 0 opposed. 11 members present. Board consists of 11 members.
038-20. Comcast, to request a grant of location to install a new conduit to provide service to number 1200 John Fitch Highway.

COMCAST

Comcast
David R. Flewelling
Specialist 2 Construction
9 Forbes Road, Suite 9B
Woburn, MA 01801
Cell – 617-279-7864
dave_flewelling@cable.com

March 12, 2020

Ms. Anna M. Farrell
City Clerk
City of Fitchburg
City Hall
166 Boulder Drive
Fitchburg, MA 01420

RE: 1200 John Fitch Highway
Fitchburg, MA

Dear Ms. Farrell:

Enclosed please find materials supporting Comcast request for a grant of location from the Fitchburg City Council. The work associated with the attached petition is for the purpose of installing a new conduit to provide service to number 1200 John Fitch Highway.

I look forward to the opportunity to address this matter in further detail at the next Fitchburg City Council Meeting. Should you have any questions or concerns, please feel free to contact me at (617) 279-7864.

Sincerely,

[Signature]
David R. Flewelling
Specialist 2, Construction

Enclosure (3)
PETITION OF COMCAST FOR LOCATION FOR CONDUITS AND MANHOLES

To the City Council for the City of Fitchburg, Massachusetts:

Respectfully represents Comcast of Massachusetts III, Inc., a company incorporated for the distribution of broadband services, that it desires to construct a line for such telecommunications under the public way or ways hereinafter specified.

Will Thompson Way: Starting at the existing Comcast pedestal excavating to place (1) 4" PVC conduit 91" +/- to a proposed Comcast Pedestal. From the newly placed pedestal the conduit installation continues on to the private property to service number 1200 John fitch Highway.

Wherefore, your petition prays that, after due notice and hearing as provided by law, the City Council may by Order grant your petitioner permission to construct, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, said conduits and manholes to be located, substantially as shown on the plan made by Comcast of Massachusetts III Inc, dated, March 12, 2020, and filed here with, under the following public way or ways of said City of Fitchburg:

Dated this March 12, 2020

City of Fitchburg Massachusetts

Received and filed ___________ 2020
ORDER FOR CONDUIT LOCATION

In the City Council for the City of Fitchburg, Massachusetts.

ORDERED:

That permission be and hereby is granted to Comcast of Massachusetts III, Inc., to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of the following public way or ways as requested in petition of said Company dated March 12, 2020.

Will Thompson Way: Starting at the existing Comcast pedestal excavating to place (1) 4" PVC conduit 91° 6' 6" to a proposed Comcast Pedestal. From the newly placed pedestal the conduit installation continues on to the private property to service number 1200 John fitch Highway.

Substantially as shown on plan marked - Proposed Comcast Underground, filed with said petition.

Also that permission be and hereby is granted said Comcast to lay and maintain underground conduits, manholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

The foregoing permission is subject to the following conditions:

1. The conduits and manholes shall be of such materials and construction and all work done in such manner as to be satisfactory to the City Council or to such officers as it may appoint to the supervision of the work.

2. Said Company shall indemnify and save the City harmless against all damages, costs and expense whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.

3. In addition said Company shall, before a public way is disturbed for the laying of its wire or conduits, execute its bond in a penal sum of One Hundred Thousand Dollars ($100,000) (reference being had to the bond already on file with said City) conditioned for the faithful performance of its duties under this permit.

4. Said Company shall comply with the requirements of existing by-laws and such as may hereafter be adopted governing the construction and maintenance of conduits and wires, so far as the same are not inconsistent with the laws of the Commonwealth.

I hereby certify that the foregoing order was adopted at a meeting of the City Council for the City of Fitchburg, Massachusetts, held on the __________ day of __________ 2020.

(over)

Town Clerk
We hereby certify that on ___________ 2020, at _______ o’clock _______ M., at Fitchburg, Massachusetts a public hearing was held on the petition of the Comcast for permission to lay and maintain underground conduits, manholes and connections, with the wires and cables to be placed therein, described in the order herewith recorded, that we mailed at least seven days before said hearing a written notice the time and place of said hearing to each of the owners of real estate determined by the last preceding assessment for taxation along the ways parts of ways upon which the Company is permitted to construct the lines said Company under said order. And that thereupon said order was duly adopted.

Fitchburg City Council, Fitchburg, Massachusetts

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order, and certificate of hearing with the notice adopted by the City Council for the City of Fitchburg, Massachusetts, on the day of _______ 2020, recorded with the records of location orders of said City, Book _______ Page _______. This certified copy is made under the provision of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest: _______

Town Clerk
The Hearing was declared open. Mr. Dave Flewelling, representative from Comcast, joined the meeting.
No one spoke in favor or opposition to the petition. Hearing closed.
The petition was granted by roll call vote of 11 in favor and 0 opposed. 11 members present. Board consists of 11 members.
ORDERS—FINANCE

118-20. ORDERED THAT: There be and hereby is transferred from within the sum of TWENTY THOUSAND AND 00/100 DOLLARS ($20,000.00) same to be transferred from ELECTION & REGISTRATION, PERSONAL SERVICES, ELECTION WORKERS and credited to CITY CLERK, PERSONAL SERVICES, CITY CLERK ($8,000.00) and CITY CLERK, PERSONAL SERVICES, SICK TIME BUYBACK ($12,000.00).

119-20. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY-SEVEN THOUSAND, TWELVE AND 00/100 DOLLARS ($37,012.00) same to be charged against AVAILABLE FUNDS and credited to VETERANS, CASH BENEFITS, ($35,000.00) and to VETERANS, FUNERAL BENEFITS ($2,012.00) accounts, for the purpose of covering anticipated expenses for the remainder of the year.

120-20. ORDERED THAT: There be and hereby is transferred from within the sum of FORTY-SIX THOUSAND, NINE HUNDRED EIGHTY-ONE AND 51/100 DOLLARS ($46,981.51) same to be transferred from YEAR 41 HOMEOWNER REHABILITATION PROGRAM to YEAR 45 BUSINESS ASSISTANCE PROGRAM.

121-20. ORDERED THAT: There be and hereby is transferred from within the sum of FIFTY THOUSAND AND 00/100 DOLLARS ($50,000.00) same to be transferred from YEAR 45 DEMOLITION to YEAR 45 BUSINESS ASSISTANCE PROGRAM.

Orders adopted under Suspension of the Rules by roll call vote of 11 in favor and 0 opposed. 11 members present. Board consists of 11 members.

Orders signed by the Mayor May 20, 2020.

122-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the CARES act, U.S. Department of Housing and Urban Development, CDBG-CV Program in the approximate amount of $586,047.00 (FIVE HUNDRED EIGHTY SIX THOUSAND, FORTY SEVEN AND 00/100 DOLLARS) for the purpose of said grant as follows:

Small Business Assistance: $130,000.00
Rental/Mortgage/Utility Assistance: $230,000.00
Health and Social Services Resources: $ 70,000.00
Purchase of PPE: $ 21,000.00
Homelessness Services: $ 20,000.00
Food Insecurity Assistance: $ 25,000.00
Grant Administration: $ 90,047.00

Liz Murphy, Director of House and Development spoke regarding the assistance the CARES act funds and the goals she hoped would be realized with the Program. Order adopted under Suspension of the Rules by roll call vote of 10 in favor and 0 opposed. 10 members present. Board consists of 11 members.

Order signed by the Mayor May 20, 2020.
Regarding the following Orders 123-20 through 125-20:

John Deline, Deputy Commissioner of Water Supply, explained that the funds would be necessary in order to comply with the grant requirement timeline.

123-20. ORDERED THAT: The City of Fitchburg hereby approves the expenditure of funds from the Commonwealth of Massachusetts, Executive Office of Energy and Environmental Affairs, Division of Conservation Services, Drinking Water Supply Protection grant program in the approximate amount of $36,208.00 (THIRTY-SIX THOUSAND, TWO HUNDRED EIGHT AND 00/100 DOLLARS) for the purpose of said grant, which is for the costs of purchasing a certain parcel of land in Ashby known as the Porter Property.

124-20. ORDERED THAT: There be and hereby is appropriated the sum of FORTY-FIVE THOUSAND AND 00/100 DOLLARS ($45,000.00) same to be charged against FUND BALANCE RESERVED FOR LAND PURCHASES and credited to WATER CAPITAL EXPENDITURES, LAND PURCHASES.

Orders adopted under Suspension of the Rules by roll call vote of 11 in favor and 0 opposed. 11 members present. Board consists of 11 members.

Orders signed by the Mayor May 20, 2020.

125-20. ORDERED THAT: Authorizing the City of Fitchburg to purchase a certain parcel of land in Ashby known as the Porter Property, being a 20 acre parcel of land located on Crocker Road in Ashby within the watershed of Fitchburg Reservoir as outlined in the enclosed Order.

City of Fitchburg

ORDERED:

RESOLUTION and ORDER this ___ day of ___ 2020 authorizing the City of Fitchburg to (1) purchase a certain parcel of land in Ashby known as the Porter Property (hereinafter, *Property*), said Property being a 20 acre parcel of land located on Crocker Road in Ashby within the watershed of Fitchburg Reservoir; (2) the purchase of said Property will be funded by the DWSIP Grant Program and by City of Fitchburg Division of Water Supply funds; (3) to place the Property under the control, supervision and management of the Board of Water/Wastewater Commissioners; (4) to authorize the Board of Water/Wastewater Commissioners, the DFW Division of Water Supply, its municipal agents and the Mayor to carry out the intent and purposes of this Order by entering contracts, recordable instruments and any other Instruments in the name of and on behalf of the City of Fitchburg to carry out these purposes, in the public Interest pursuant to Section 52 of Chapter 184 of the General Laws of Massachusetts.

NOW THEREFORE BE IT RESOLVED and ORDERED that the Porter Property conveyed to the City of Fitchburg shall be subject to the provisions of Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts as open space for drinking water supply protection purposes and that the Property shall be placed in the control, care and custody of the Board of Water/Wastewater Commissioners of the City of Fitchburg, and it is further,

ORDERED that the Board of Water/Wastewater Commissioners, the Deputy Commissioner of the City of Fitchburg D.P.W. - Division of Water Supply and municipal agents are hereby authorized to execute contracts and any other instruments as are necessary or helpful for carrying out this Order, and it is further,

ORDERED that the Mayor of the City of Fitchburg is authorized to execute contracts and restrictions and any other instruments as he, in his discretion, shall determine necessary or helpful for carrying out this Order. Third parties may rely upon the representation of the Mayor as to his authority to execute any such instrument in the name of the City of Fitchburg.

Order adopted under Suspension of the Rules by roll call vote of 11 in favor and 0 opposed. 11 members present. Board consists of 11 members.

Order signed by the Mayor May 20, 2020.
PETITIONS

The following Petition was referred to a Public Hearing
June 16, 2020:

126-20. Unutil, to petition for three new pole locations,
approximately 935 feet West of Williams Road, on the
North side of McIntire Road as outlined in the
enclosed Petition.

For City Clerk's Book
(Copy of Order adopted Granting original Pole Location,
and Certificate of Notice and Hearing)

City of Fitchburg

IN CITY COUNCIL

ORDERED: That upon petition of Unutil, dated 05/04/2020 due notice having been given and a public
hearing held as provided by law, permission is hereby given said Company to construct and use a line for
the transmission of electricity for lighting, and power, with the poles and other fixtures necessary to
sustain and protect its wires, upon and along the public ways in said City as follows:

MCINTIRE RD. - Approximately 935' West of Williams Rd. - 3 proposed new pole locations on the
North side of McIntire Rd., as shown on pole petition. See attached sketch. (Plan No. 3452-L)

And to said Company, its successors and assigns, is hereby granted a location for such line, the same
to be constructed and maintained in accordance with the Ordinances of said City and with the following
SPECIFICATIONS:

The poles shall be located substantially as shown on a plan filed herewith marked "Unutil Proposed
Pole Locations in Fitchburg, Plan No. 3452-L, Dated 05/04/2020" hereby referred to and made a part of
this order.

Also that permission be and hereby is granted to place and maintain underground laterals, manholes,
handholes, cables and wires in the above or intersecting public ways for the purpose of making
connections with such poles and buildings as it may desire for distributing purposes.

I hereby certify that the foregoing order was adopted after due notice and a public hearing as prescribed
by Chapter 166 of the General Laws, namely, after a public hearing had been held by the City Council
on ________ 2020, written notice of the time and place of which had been mailed at least seven days
prior thereto by me to all owners of real estate abutting upon the ways or parts of ways upon, along or
across which the lines are to be constructed under said order, said ownership having been determined by
the last preceding assessment for taxation.

City Clerk
(Order for Adoption by Granting Original Pole Location)

City of Fitchburg

IN CITY COUNCIL

ORDERED: that upon petition of Unitil dated 05/04/2020, due notice having been given and a public hearing held as provided by law, permission is hereby given said Company to construct and use a line for the transmission of electricity for lighting, heating and power, with the poles and other fixtures necessary to sustain and protect its wires, upon and along the public ways in said City as follows:

MCINTIRE RD. - Approximately 935' West of Williams Rd. - 3 proposed new pole locations on the North side of McIntire Rd., as shown on pole petition. See attached sketch. (Plan No. 3452-L)

And to said Company, its successors and assigns, is hereby granted a location for such line, the same to be constructed and maintained in accordance with the Ordinances of said City and with the following

SPECIFICATIONS:

The poles shall be located substantially as shown on a plan filed herewith marked "Unitil Proposed Pole Locations in Fitchburg, Plan No. 3452-L, Dated 05/04/2020," hereby referred to and made a part of this order.

Also that permission be and hereby is granted to place and maintain underground laterals, manholes, handholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

(Signed) ____________ City Clerk
FOR THE COMPANY
(Attested Copies of Order Adopted by Granting
Original Pole Locations and of Certificate of Notice of Hearing)

City of Fitchburg

IN CITY COUNCIL

ORDERED: that upon petition of Uniteil, dated 05/04/2020, due notice having been given and a public
hearing held as provided by law, permission is hereby given said Company to construct and use a line for
the transmission of electricity for lighting, heating and power, with the poles and other fixtures necessary
to sustain and protect its wires, upon and along the public ways in said City as follows:

MCINTIRE RD. - Approximately 935' West of Williams Rd. - 3 proposed new pole locations on the
North side of McIntire Rd., as shown on pole petition. See attached sketch. (Plan No. 3452-L)

And to said Company, its successors and assigns, is hereby granted a location for such line, the same to be
constructed and maintained in accordance with the Ordinances of said City and with the following

SPECIFICATIONS:

The poles shall be located substantially as shown on a plan filed herewith marked "Uniteil Proposed
Pole Locations in Fitchburg, Plan No. 3452-L, Dated 05/04/2020," hereby referred to and made a part of
this order.

Also that permission be and hereby is granted Uniteil to place and maintain underground laterals,
manholes, handholes, cables and wires in the above or intersecting public ways for the purpose of making
connections with such poles and buildings as it may desire for distributing purposes.

(Copy of Certificate by City Clerk appearing on his record of the foregoing order.)

I hereby certify that the foregoing order was adopted after due notice and a public hearing as prescribed
by Chapter 166 of the General Laws, namely, after a public hearing had been held by the City Council on

_2020. written notice of the time and place of which had been mailed at least seven days prior thereto by me to all owners of real estate abutting upon the ways or parts of ways upon, along or across

which the lines are to be constructed under said order, said ownership having been determined by the last
preceeding assessment for taxation.

I hereby certify that the foregoing are true copies of (1) an order adopted by the City Council on the
day of _2020, and (2) my certificate as to notice and hearing which appears

on my official record of said order, and that the original order was duly recorded by me in a book kept
exclusively for the purpose of recording such orders.

Attest: ____________________________ 2020

City Clerk
Order-Other

(Petition for Original Pole Location)

Fitchburg, MA May 4, 2020

To the City Council of the City of Fitchburg:

Unitil, a company incorporated under the laws of the Commonwealth for the transmission of electricity for lighting, heating and power, respectfully ask permission to construct and use a line for such transmission, with the poles and other fixtures necessary to sustain and protect its wires, upon and along the public ways in said City as follows:

MCINTIRE RD. - Approximately 935’ West of Williams Rd. - 3 proposed new pole locations on the North side of McIntire Rd., as shown on pole petition. See attached sketch. (Plan No. 3452-L)

And to this end your Honorable Board is hereby requested, after due notice and a public hearing as provided by law, to grant to your petitioner, and its successors and assigns, a location for such line agreeably to the provisions of Chapter 166 of the General Laws and all acts in amendment thereof.

Also for permission to place and maintain underground laterals, manholes, handholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

It is suggested that the poles be located substantially as shown on a plan filed herewith marked "Unitil Proposed Pole Locations in Fitchburg, Plan No. 3452-L, Dated 05/04/2020".

UNITIL FITCHBURG GAS AND ELECTRIC LIGHT COMPANY

By

Keith Caribo
Manager Electric T & D Operations

City of Fitchburg 2020

Received and filed.

City Clerk
Petitions

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Petitions

The following Petition was referred to the Economic Development Committee:

127–20. Glenn Fossa, to include local business owners with the following criteria in the Corona Economic Recovery Task Force as outlined in the enclosed Petition.

Glenn Fossa

TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG

Petitions

The undersigned Petitioner your Honorable Body to

include local business owners with the following criteria in the Corona Economic Recovery Task Force.

The local task force criteria should include at least three local business owners:

1. Service/Trade/Gas station owner 0–10 employees,
2. Service/Trade/Gas station owner 10–50 employees,
3. Service/Trade/Gas station owner 50–100 employees.

Basis of these can unity advise how Federal, State, and local government have changed their business model. Most importantly how government locally can use this information to help to the most of their recovery.

Glenn Fossa

PETITION

No. - 2020

Glenn Fossa

To include local business owners with the following criteria in the Corona Economic Recovery Task Force as outlined in the enclosed Petition.

REPORT

The Committee on

to which was referred this petition recommends that the petition be granted, be given

in City Council

May 19, 2020

Report Read and Accepted

City Clerk

May de Almeida
To: Mary de Alarcón, City Clerk

From: Welch, Ethan

Date: May 6, 2020

Subject: RE: VOTE COMMISSIONER Election Economic Task Force

Sixth Ward, City Council

Ethan Welch

Date: May 6, 2020

Dear Ethan,

With this petition, I ask that you pass the following resolution, as an addendum to the discussion about the Reedy program. This is the first time that I, as the Ward 6 City Councilor, have included any additional documents. I have included the materials that are mentioned, that are included in the petition.

Most importantly, how government locally can use this information to make the most of their economic recovery.

Each of these can assist in making a good decision. It is the responsibility of municipal government to ensure that these businesses are given the support they need.

A small business management freeze is needed to support businesses. This freeze will help businesses.

1. Service/Treasure/Pool service over 25-50 workers/employees.

2. Service/Technology/Retirement over 500 employees.

The local economic community should include at least these local business owners.

A petition by a local organization should include local businesses. This petition is as follows:

The local economic community is in need of this information. To this end, the following is what it is expected of you on behalf of the City Council:

1. E. Mayor
2. Finance
3. Revenue
4. Economic Development

I am your representative from the Sixth Ward (Ethan Welch). I encourage you to pass this resolution.

I appreciate your consideration of this matter.

Sincerely,

Mary de Alarcón
City Clerk
From: Glenn Fossa <glennfossa@hotmail.com>
Sent: Saturday, May 2, 2020 4:59 PM
To: Glenn Fossa
Cc: Walsh, Elizabeth; DiNatale, Marcus; Green, Amy; Van Hazinga, Andrew; Andrew Couture
Subject: REVISED COMMUNICATION  Corona Economic Task Force

NEW REVISED EMAIL

Greeting everyone,

Please forgive the reference to "Agenda Item" on the email sent yesterday. I am actually referencing the "Mayors Bulletin" viewed on Facebook and the NCMCC partnership/symposium ahead.

Councillor Walsh A.S. we previously spoke on this topic; please petition/present at the next available Council Meeting my petition to include members of the business community articulated below.

I wish to petition the city to include local business owners with the following criteria in a/the Corona Economic Recovery Task Force.

As resource material the FEE document is sent under separate transmission.

Please add my concern the local task force consortium should include at least three local business owners.

1 Service/Tradesman/restaurant owner 0-10 employees;

1 Service/Tradesman/Food service owner 10-50 workers/employees;

A Small business/manufacturer/franchise owner/designee with 50-500 employees.

Each of these can easily advise how Federal, State, & Local government impacts them and how the Covid-19 dynamic will/have changed their business model. Most importantly is how government locally can use this information to make the most of their reopening/recovery.

I have already delivered excerpts from the FEE webinar scheduled for May 7, for a future resource document.

Sincerely,

Glenn Fossa
The following Petition was referred to the Legislative Affairs Committee, Public Safety Committee, and the Building Commissioner:

128-20. Councillor Paul Beauchemin, to petition that all applications for a Dealer’s License must be for ten (10) cars, minimum.

The following Petition was referred to the City Property Committee, Planning Board, and the Public Works Committee:

129-20. Councillor Paul Beauchemin, to accept Beech Street Lane as a Street within the City of Fitchburg.

The following Petition was referred to the Public Works Committee:

130-20. Councillor Paul Beauchemin, to petition that until repair the sidewalks where new poles have been added for the area of Woodland and Pratt Street and Pratt Road (Poles 5, 6, 7, 8, and 23) with asphalt or cement, as well as the poles at Beech Street and Pratt Road.

The meeting adjourned at 8:18 P.M.

Mary de Villere, City Clerk