

**CITY OF WOBURN**  
**JUNE 16, 2015 - 7:00 P.M.**  
**REGULAR MEETING OF THE CITY COUNCIL**

Roll Call

Anderson	Gaffney
Concannon	Gately
DiTucci	Mercer-Bruen
Drapeau	Raymond
Haggerty	

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VOTED to dispense with the reading of the previous meeting's Journal and to APPROVE.

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**MAYOR'S COMMUNICATIONS:**

A copy of a communication dated June 9, 2015 to State Senator Kenneth J. Donnelly was received from His Honor the Mayor Scott D. Galvin as follows:

Dear Senator Donnelly:

On May 26, 2015, the Joint Committee on State Administration and Regulatory Oversight of the Massachusetts Legislature held a hearing to consider amendment to the public records law. I write to express my concerns regarding a number of those bills and I am respectfully requesting that before action is taken on any of the bills, you consider the severe impact these amendments would have on the City of Woburn.

Several bills propose amendments to the public records law to limit or eliminate the costs that the city can charge to search for, review, redact and reproduce copies. Such proposals constitute unfunded mandates. While the city strives to be transparent by providing many ways that residents can obtain numerous public documents, including extensive financial information about city operations on its website however in many instances, transparency comes at a cost. Records do not store, organize and find themselves, and staff must set aside their regular duties and responsibilities in order to properly respond to a public records request. Searching for and reviewing email records can be particularly time consuming as they are rarely organized in subjects and file categories susceptible to ready retrieval. Emails often consist of strings of messages, which may be unrelated to each other except for the senders and recipients, and often contain attachments, which require separate review. Frequently, locating responsive records requires the assistance of information technology specialists.

In addition to locating and identifying responsive documents, staff must identify those records which are exempt from disclosure either by law, such as health records (HIPAA)

and information on public school students, or those documents which must be withheld because for privacy exemptions or statutes that prohibit the disclosure or personal contact information, such as telephones and addresses.

The Legislature should not mandate that public entities absorb the costs to respond to requests, including even the most burdensome requests. Assessing costs to requestors is also the only mechanism currently available to custodians to defend against abuse of the public records law for purposes of harassment. A requestor has no obligation to specify or narrow requests. Nothing in the public records law prevents a requestor from asking to see every paper and email held by a custodian, even if they number in the hundreds of thousands of records.

Perhaps even more concerning is that some bills propose the imposition of monetary penalties and the award of court costs and attorneys fees for a custodian’s failure to comply with the public records law. The city’s employees are diligent and professional in responding to public records requests and absent a custodian’s willful and deliberate refusal to produce responsive records, the imposition of monetary penalties is unduly punitive.

Rather than moving forward on one or more of the proposed amendments, the Legislature should convene a task force which includes representatives from municipalities and state agencies as well as proponents of the amendments to consider ways to improve the public records law, and to serve the goals of governmental transparency and accountability, without further burdening public officials and employees and taxpayers.

Thank you for your attention to this important matter.

Sincerely, s/Scott D. Galvin, Mayor

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ORDERED That the sum of \$40,000.00 be and is hereby appropriated from Cemetery Interest Fund and distributed as follows for Fiscal Year 2016: \$10,000.00 to Utility Acct 0149052-521103, \$10,000.00 to New Equipment 0149058-586600, \$2,000.00 to Office Supplies 0149054-542000, \$6,000.00 to Equip/Bldg Main 0149054-543000, \$10,000.00 to Tools/Supplies Acct 0149054-546100, \$2,000.00 to Over-Time Acct 0149051-513100

I hereby approve the above: s/Catherine B. Shaughnessy, Joseph McDonough, John Sawyer, Christopher Kisiel  
I hereby recommend the above: s/Scott D. Galvin, Mayor  
I have reviewed the above: s/Gerald W. Surette, City Auditor

s/Alderman \_\_\_\_\_

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ORDERED That the sum of \$1,000.00 be and is hereby transferred from DPW Street Flood Lights Acct #0142052-521104 to DPW Flag Day (2015) Acct #0142452-5211008 \$1,000.00

I have reviewed the above: s/Gerald W. Surette, City Auditor  
I hereby recommend the above: s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

**PUBLIC HEARINGS:**

On the petition by National Grid for a grant of right in a way to install approximately 380 feet of four-inch plastic main to supply house numbers 2, 4, 5, 6 and 8 Manning Street. PUBLIC HEARING OPENED.

Subject: National Grid- Westview Terrace

I am providing this memorandum pursuant to the request by National Grid for a Grant of Location on Westview Terrace to allow for the installation of a new four-inch main to service the residents as shown on their plan. I have evaluated the marked out proposed main on the ground as well as the marked out City of Woburn water and sewer mains in the street. The main should not interfere with the city infrastructure as shown. I recommend that the City Council allow this under the following conditions:

- The main must be installed in the location shown on the plan and as marked on the ground unless written permission is granted from the DPW Superintendent in a mutually agreed upon location;
- I recommend that the pavement be restored to a minimum of 8 feet in width to the edge of the pavement in a uniform trench at a minimum depth of four inches for a length of approximately seven hundred feet. In addition, the trench that enters Salem Street must be ground and inlaid for a width of 25 feet from the centerline of the trench for approximately 70 feet. Please feel free to call me with any questions or concerns pursuant to this matter.

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On the petition by National Grid for a grant of right in a way to install approximately 720 feet of four-inch plastic main to supply house numbers 2-14 Westview Terrace . PUBLIC HEARING OPENED. A communication dated June 12, 2015 was received from Superintendent of Public Works John Duran as follows:

Subject: National Grid- Westview Terrace

I am providing this memorandum pursuant to the request by National Grid for a Grant of Location on Westview Terrace to allow for the installation of a new four-inch main to

service the residents as shown on their plan. I have evaluated the marked out proposed main on the ground as well as the marked out City of Woburn water and sewer mains in the street. The main should not interfere with the city infrastructure as shown. I recommend that the City Council allow this under the following conditions:

- The main must be installed in the location shown on the plan and as marked on the ground unless written permission is granted from the DPW Superintendent in a mutually agreed upon location;
- I recommend that the pavement be restored to a minimum of 8 feet in width to the edge of the pavement in a uniform trench at a minimum depth of four inches for a length of approximately seven hundred feet. In addition, the trench that enters Salem Street must be ground and inlaid for a width of 25 feet from the centerline of the trench for approximately 70 feet. Please feel free to call me with any questions or concerns pursuant to this matter.

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On the petition by Oclen Realty LLC, an individual owning land to be affected by change or adoption, and Seaver Properties LLC to amend the Zoning Map of the City of Woburn by changing the zoning district for the property located at 98 and 100 Baldwin Avenue, Dexter Avenue and Warren Avenue; referenced on the Assessors Maps at Map 09, Block 13, Lot 01; Map 09, Block 12, Lot 02; Map 09, Block 12, Lot 01; Map 09, Block 11, Lot 02 and Map 09, Block 11, Lot 01; and further described as the entire parcel of land known as 98 and 100 Baldwin Avenue, to the centerlines of Chester Avenue, Dexter Avenue and Monks Street containing approximately 253,214 square feet of land as shown on a plan by Keenan Survey entitled "Proposed Rezoning Plan in Woburn, Massachusetts" dated October 17, 2014 from R-2/OP zoning district to R-3 zoning district. PUBLIC HEARING OPENED.

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On the petition by Philip J. Malonson, Trustee, Step Two Realty Trust, 171 Cambridge Road, Woburn, Massachusetts 01801, Melanson Development Group, Inc., 5 Robertson Way, Woburn, Massachusetts 01801 and Eileen C. Marsan, 165 Cambridge Road, Woburn, Massachusetts 01801 to amend the Woburn Zoning Map as follows: 1. By changing the zoning district of the land located at Cambridge Road R found on Assessors Map 65-08-13 described as vacant land from B-H to R-3, and 2. By changing the zoning district of the land located at 165 Cambridge Road found on Assessors Map 65-08-18 and 65-08-19 described as single family home and vacant land from R-1 to R-3. PUBLIC HEARING OPENED. A communication dated June 15, 2015 was received from Attorney Shaun W. Briere, Mawn and Mawn, P.C., 275 Mishawum Road, 4<sup>th</sup> Floor, Woburn, Massachusetts 01801 as follows:

Re: Petition to Amend Zoning Map – 165 Cambridge Road & Cambridge Road Rear – Melanson Development Group, Inc.

Dear Mr. Campbell:

The Applicant respectfully requests a continuance of the above referenced matter scheduled for public hearing before the City Council at its upcoming meeting on June 16, 2015. The Petitioners request this continuance to allow the opportunity to meet a second time with the Ordinance Committee. At their meeting last week, the Committee elected not to forward the matter to the full Council for action. As such, the Petitioner respectfully requests a continuance to the next meeting of the City Council on July 14, 2015.

Please do not hesitate to contact the undersigned should you have any questions or require any additional information regarding the above. Again, I thank you for your consideration and respect in this matter.

Very truly yours, s/Shawn W. Briere

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On the petition by Bloomfield Hospitality LLC, 903A Main Street, Woburn, Massachusetts 01801 for a special permit pursuant to 1985 Woburn Zoning Ordinances, as amended, Sections 5.1.23, 5.1.29, 7.3 and 13 for approval of modification of a Special Permit dated December 27, 2012 to allow for the substitution of Bloomfield Hospitality LLC in place of Mr. Charlie's at 880 Main Street. PUBLIC HEARING OPENED. A report was received from the Committee on Special Permits as follows: "To leave hours as is with review of special permit in six months and subject to all existing conditions." A communication dated June 11, 2015 was received from Neil Cronin, City Planner/Grant Writer, Planning Department as follows:

Re: Modification to Approved Special Permit to allow for the substitution of Bloomfield Hospitality LLC, in place of Mr. Charlie's / 880 Main Street

Dear Honorable Council:

The Planning Department has reviewed the above-referenced Special Permit Modification request submitted by Bloomfield Hospitality LLC which seeks permission to replace Mr. Charlie's Ice Cream with Wuburger. The Special Permit decision required the Council's authorization of any change in the operator of the restaurant.

The petitioner's attorney indicates there are no expected changes to the site plan, the number of staff, or the hours of operation, except that the restaurant may elect to close earlier than midnight based on season and demand.

Wuburger will be a "fast casual" no-service restaurant serving burgers, salads, and sandwiches and featuring Mr. Charlie's Ice Cream. The hours of operation will be consistent with Mr. Charlie's; Monday through Sunday 10:00 a.m. to midnight with the exception that the restaurant may close earlier than midnight some evenings based on season and demand. The petitioner plans to employ 15-20 part time and full-time employees, many of whom currently work at Mr. Charlie's.

The Planning Department recommends the City Council re-impose Conditions #1, 3, 4, 5, 6, 7, 8, and 9 of the December 27, 2012 Landowner's Decision and Notice of Special Permit issued for this property. It should be noted that there is no snow storage plan on file as required by Condition #5. Also, note the Department is not recommending re-imposition of Condition #2 given the opinion of City Solicitor Ellen Callahan Doucette that the Council, as the special permit granting authority, may not impose conditions upon the grant of a special permit which delegate matters that belong to the Council, to another board.

If members of the City Council have any questions or concerns regarding the foregoing recommendation please feel free to contact me.

Respectfully, s/Neil Cronin, City Planner/Grant Writer

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On the petition by Huong Vong and My Thi Vong, 6 Albany Street, Woburn, Massachusetts 01801 for a special permit pursuant to 1985 Woburn Zoning Ordinances, as amended, Sections 5.1.56 Note 15 and 7.3 to allow for a garage larger than 900 square feet and possible extension of a nonconforming use at 6 Albany Street. PUBLIC HEARING OPENED. A communication dated June 1, 2015 was received from Tina P. Cassidy, Planning Director, Planning Department as follows:

Re: Special permit application for construction of addition to residential garage creating garage larger than 900 sq. ft. in size at 6 Albany Street/Huong and My Thi Vong (owners and applicants)

Dear Honorable Council:

This office has reviewed the above-referenced petition which seeks authorization for the construction of an addition to an existing detached garage at this residential property. The applicants are seeking special permits in accordance with Section 5.1.56, Note 15 (because the garage will be larger than 900 sq. ft. in size) and with Section 7.3 (Non-conforming Uses).

Planning staff notes that the applicants have referenced Section 7.3 (Non-conforming Uses) in their application to address the fact that (a) an accessory residential garage is a non-conforming use in the B-H Zoning District and (b) the height of the addition will be taller than the height limit that would otherwise apply.

The Planning Department requested the following additional information from the applicant:

1. The height of the garage doors, measured from the ground to the top of the door(s). The applicant's representative indicates the doors will be less than eight (8) feet in

height (Note 15 to Section 5.1.56 limits the height of garage doors to eight (8) feet unless a special permit is granted);

2. Information on whether the new garage will be accessed from the existing garage. The applicant's representative indicates there will be a connection on the first floor between the new garage and the existing garage.
3. A plan of the site that shows the location of the addition relative to the existing garage and house and which depicts setbacks from the structures to the nearest lot lines. See attached plans in Appendix A to this letter identified as Sheet A3 and Plot Plan, 6 Albany Street, Woburn, Mass.

The Planning Department recommends that the City Council consider imposing the following as conditions of approval of this petition:

1. That the Plans of Record shall be "2 Car Garage Addition, 6 Albany Street Woburn, MA; drawn by: The Architects Forum, 72 Manchester Road, Newton, MA 02461, Tel> 617-719-8400; Sheets T1, A1, A2, and A3 all dated May 1, 2015; and Plot Plan, 6 Albany Street, Woburn, Mass; Scale: 1"=20'; Dated: May 19, 2015; Prepared by: Edward J. Farrell, Professional Land Surveyor, 100 Winn Street – Suite 203 – Woburn, MA (781)-933-9012"; and
2. That the garage doors shall not exceed eight (8) feet in height unless further relief is requested and granted.

Please feel free to contact me if you have any questions about this recommendation.

Respectfully, s/Tina P. Cassidy, Director

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On the petition by U-Haul Moving & Storage of Woburn, 31 Olympia Avenue, Woburn, Massachusetts 01801 for a special permit pursuant to 1985 Woburn Zoning Ordinances, as amended, Section 5.1.69 to allow alteration of a non-conforming freestanding sign at 31 Olympia Avenue. PUBLIC HEARING OPENED. A communication dated June 11, 2015 was received from Tina Cassidy, Director, Planning Department as follows:

Re: Recommendation on special permit application for non-conforming free-standing sign at 31 Olympia Avenue

Dear Honorable Council:

The Planning Department has reviewed the above-referenced petition which seeks permission, in accordance with Section 5.1(69) of the Zoning Ordinance (Extension or Alteration of a Nonconforming Use), to upgrade the existing non-conforming free-standing sign at 31 Olympia Avenue. The sign is non-conforming because primary free-standing signs are not permitted in the I-P District.

The Special Permit application consisted of an application filed with the Council on May 12, 2015; a May 11, 2015 letter from Amerco Real Estate Company outlining details of the sign's refurbishment; and various plans and engineering calculations submitted with the application and letter.

The application states that the proposed changes will reduce the size of the existing sign by two (2) square feet but this may not be accurate. The applicant misunderstood the way the area of a sign is calculated and has since revised them (see attached plan with a revision date of June 9, 2015). However, the revised calculations do not yet include the area of the new sign band that will contain the address (31 Olympia Avenue). As a result the applicant is revising the plan once again to ensure all signs are correctly measured and included in the final calculations.

While upgrades to the sign in the name of safety, Building Code and energy efficiency are laudable, the nature of the improvements will extend the life of this non-conforming structure by an estimated forty-five years. Given that, Planning staff strongly recommends that the Council consider approving the request subject to the applicants agreeing to eliminate the sign identified as a "readerboard cabinet". This changeable message board sign does nothing to advance safety, Code or energy efficiency, and serves instead as a method of advertisement.

The Planning Department suggests the resulting reduction in sign area would be a fair trade-off for extending the life of this non-conforming structure for such a considerable length of time.

In addition, the Planning Department suggests the Council consider imposing the following condition:

1. That the Plans of Record shall be "Site Address: U-Haul 31 Olympia Ave Woburn, MA; for Amerco Real Estate Company, Construction and Renovation 2727 North Central Avenue, Phoenix, Arizona 85004; dated: 10-17-14, revised 6-9-15; and "UHaul 837028 Address: 31 Olympia Ave Woburn, MA; Client: UHaul/Amerco; drawn by McFarland Engineering, 7312 Louetta Rd., B-118, Box 134, Spring, TX 77379; dated: 10-29-2014 Sheet #1 of 1."

Please feel free to contact me if you have any questions about this recommendation.

Respectfully, s/Tina P. Cassidy, Director

A communication dated June 15, 2015 was received from Tina Cassidy, Director, Planning Department with a revised plan attached entitled: "Site Address: U-Haul, 31 Olympia Ave, Woburn, MA" prepared by Amerco Real Estate Company, dated 10-17-14, rev. 6-9-15.

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On the petition by Next Day Moulding, 10 Industrial Parkway, Woburn, Massachusetts 01801 for a special permit pursuant to 1985 Woburn Zoning Ordinances, as amended, Section 5.1.57b to allow for parking of three commercial vehicles overnight at 10 Industrial Parkway. PUBLIC HEARING OPENED. A communication dated June 11, 2015 was received from Tina P. Cassidy, Director, Planning Department as follows:

Re: Special permit application for overnight parking of commercial vehicles at 10 Industrial Parkway/Next Day Moulding

Dear Honorable Council:

As of the Council's filing deadline, this office is still reviewing the above-referenced petition which seeks authorization for the overnight parking of commercial vehicles in accordance with Section 5.1.57(b) of the Woburn Zoning Ordinance.

The department is still reviewing the parking aspects of this plan but expects to provide City Clerk Bill Campbell with an updated (complete) letter of recommendation by Monday June 15<sup>th</sup>.

I apologize in advance for any inconvenience.

Respectfully, s/Tina P. Cassidy, Director

A communication dated June 12, 2015 was received from Tina P. Cassidy, Director, Planning Department as follows:

Re: Final Planning Department recommendation on Special Permit request for overnight parking of commercial vehicles at 10 Industrial Parkway/Next Day Moulding

Dear Honorable Council:

This office has reviewed the above-referenced application which seeks authorization for the overnight parking of commercial vehicles in accordance with Section 5.1.57(b) of the Woburn Zoning Ordinance. The applicant confirmed he is requesting permission to park three (3) commercial vehicles on the property overnight (one [1] box truck and two [2] vans).

The plan that was reviewed was entitled "Parking Plan 10 Industrial Parkway (sic); Woburn, Mass; Scale 1"=20'; Dated: May 4, 2015; Prepared by Dresser, Williams, & Way, Inc.; 36 Webb Brook Rd. Billerica, MA; Job No. 3811."

With respect to parking, the Council should acknowledge at some point during the proceedings that it considers the twenty six (26) parking spaces on the site plan to be adequate to serve the proposed use and to accommodate the requested overnight parking. The Planning Department and Inspection Services Director Tom Quinn believe the number is sufficient. The use would have required twenty-two (22) spaces if it were a

traditional, mixed manufacturing/office use, and since there will be a maximum of four (4) employees working at any one time, there should be adequate room on site for employees' private vehicles when they arrive for work.

The Planning Department asked that the plan be revised to show the area(s) of the site that will accommodate snow storage. Attorney Salvati indicates the applicant is in the process of revising the plan to show them. Additionally, Planning staff asked the applicant to consider relocating the Dumpster from its current location. It is quite visible from Rath Road at the moment, and moving it to one of several parking spots along the side wall of the adjacent Joseph Young Co. building would make it less visible from a public way.

Attorney Salvati reports the plan is being revised to relocate the Dumpster.

The Planning Department suggests the City Council impose the following condition on the special permit:

1. That the Plan of Record shall be "Parking Plan 10 Industrial Parkwat (sic); Woburn, Mass; Scale 1"=20"; Dated: May 4, 2015; Prepared by Dresser, Williams, & Way, Inc.; 36 Webb Brook RD. Billerica, MA; Job No. 3811, Revised \_\_\_\_\_ (*add plan revision date once the revised plan is submitted*)."

Please feel free to contact me if you have any questions about this recommendation.

Respectfully, s/Tina P. Cassidy, Director

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**CITIZEN'S PARTICIPATION:** None.

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**COMMITTEE REPORTS:**

**ORDINANCES:**

On the Order to amend 1989 Woburn Municipal Code, as amended, Title 5, Section 5-68, Section 5-69 and Section 5-71 relative to taxi and livery vehicles, committee report was received "ought to pass".

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On the Order to amend 1989 Woburn Municipal Code, as amended, Title 5, Section 5-72 relative to livery car service use qualification, committee report was received "ought to pass".

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**FINANCE:**

On the Order to transfer the sum of \$1,000,000.00 from Overlay Reserve Acct to OPEB Trust Fund Acct, committee report was received “ought to pass”.

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**NEW PETITIONS:**

A communication dated June 10, 2015 with attachments was received from Daniel Campbell, P.E., Principal, Level Design Group, 249 South Street, Unit 1, Plainville, Massachusetts 02762 as follows:

Re: Rosematwo – Building Expansion – 7 State Street, Woburn, MA

Dear Mr. Campbell and Members of the Council:

Level Design Group, L.L.C. (LDG), on behalf of Rosematwo, LLC, does hereby provide the attached drawing to request a minor modification of the special permit certified February 27, 2014. The site plans associated with this permit are requested to be modified to eliminate the handicapped parking spaces at the front of the site. LDG has attached a letter from the architectural firm that this property will be considered a “Place of Private Employment” as such there will be no public access. The remainder of the interior has been designed as such an the attached plan removes only the striping and signage. Should the building use change, in accordance with the original permit the applicant would need to modify the permit to include parking as necessary and future access of required.

We look forward to discussing at public hearing at your earliest convenience. Should you have any questions, please do not hesitate to contact me.

Truly yours, Level Design Group, L.L.C., Daniel Campbell, P.E., Principal

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Petition by Rosematwo, LLC, 10 Dorrance Street, Boston, Massachusetts 01219 for a special permit pursuant to 1985 Woburn Zoning Ordinances, as amended, to modify a special permit issued February 27, 2014 to eliminate the handicapped parking spaces at the front of the site at 7 State Street.

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Petition by McCue Garden Center, 198 and 200 Cambridge Road, Woburn, Massachusetts 01801 for special permits pursuant to 1989 Woburn Zoning Ordinances, as amended, Sections 5.1.68b, 5.1.69, 5.1.72, 7.3, 8.3 and 15.6.C.iv to change use from residential to agriculture, horticulture, or floriculture on parcels of 5 acres or less; to expand a non-conforming use; to expand a non-conforming parking area to serve the garden center on a separate lot located not more than 500 feet from the property; and located within the Groundwater Protection Overlay District, at 198 and 200 Cambridge Road.

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Petition by Clear View Eye Associates, 546 Main Street, Woburn, Massachusetts 01801 for a special permit pursuant to 1985 Woburn Zoning Ordinances, as amended, Section 7.3 to allow alteration of a pre-existing nonconforming lot and structure to change the use to a by-right optometrist office.

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Petition by Peter Begwall and Melissa Tyndall, both of 96 Waltham Street, Woburn, Massachusetts 01801 for a special permit pursuant to 1985 Woburn Zoning Ordinances, as amended, Section 5.1.56, Note 15 to allow replacement of existing garage with a garage over 900 square feet at 96 Waltham Street.

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**COMMUNICATIONS AND REPORTS:**

A communication dated June 1, 2015 was received from City Solicitor Ellen Callahan Doucette relative to a review of 1989 Woburn Municipal Code, as amended, Title 2, Sections 2-180 and 2-181 Base Salaries.

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A communication was received from City Auditor Gerald Surette relative to a review of 1989 Woburn Municipal Code, as amended, Title 2, Sections 2-180 and 2-181 Base Salaries

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**UNFINISHED BUSINESS OF PRECEDING MEETING:**

On the notice of intent to move for reconsideration in support of the motion to approve the Special Permit for MINAST, LLC, 11 Presidential Way, Woburn, Massachusetts 01801 pursuant to 1985 Woburn Zoning Ordinances, as amended, Sections 5.1.42 and 12 to allow for the construction of a new building containing approximately 46,858 square feet of gross floor area for 1. warehouse and distribution use, and 2. office use, at Lot 1, Presidential Way.

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**APPOINTMENTS AND ELECTIONS:** None.

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**MOTIONS, ORDERS AND RESOLUTIONS:**

RESOLVED Given that the intersection of Bedford Road, Locust Street and South Bedford Street is: fraught with poor sight lines; contains poor traffic control mechanisms; is heavily trafficked from school buses, school children walking to the Joyce Junior High School, autos and pedestrian traffic from Gonsalves Field and the Joyce Junior High School; is used as

a cut-through for cars attempting to avoid the Four Corners intersection;  
and the intersection is dangerous;

Therefore be it Resolved that the Mayor direct the Superintendent of  
Public Works and the City Engineer to prepare a plan to improve traffic  
and safety conditions at said intersection: and

Be it further Resolved that the aforementioned Department Heads appear  
before the Committee on Infrastructure and Public Lands at a time and  
date determined by said Committee, to discuss potential options to  
remediate the concerns.

s/Alderman DiTucci

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RESOLVED Whereas, under Massachusetts General Laws Chapter 40B, known as the  
Massachusetts Comprehensive Permit Act, there is a goal to make at least  
10% of every Massachusetts community's housing stock affordable for  
moderate income households; and

Whereas, the City of Woburn has made significant efforts to achieve the  
requirements of M.G.L. Chapter 40B;

Now, therefore, Be it Resolved that the Planning Director research and  
update the number of affordable housing units in the City for the purposes  
of verifying the accuracy of the Department of Housing and Community  
Development's calculations with respect to the compliance of the City  
with the Massachusetts Comprehensive Permit Act M.G.L. Ch. 40B.

s/Alderman Raymond

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ORDERED That the Woburn City Council hereby authorizes the Board of Health to  
utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec.  
53E½. The Board of Health may spend funds received without further  
appropriation during Fiscal Year 2016 for the purpose landfill closure. The  
"Board of Health Revolving Fund", is to be credited with all fees and  
charges up to \$100,000.00 received during Fiscal Year 2016. Any  
remaining balance at June 30, 2016 is to revert to the General Fund, unless  
the fund is re-established. The "Board of Health Revolving Fund", under  
M.G.L. Chap. 44, Sec. 53E½ must be re-established on a year-to-year  
basis. The City Council, upon recommendation of the Mayor, must have  
an annual vote prior to the start of the Fiscal Year. This authorization  
makes the approved Revolving Fund effective for the ensuing Fiscal Year  
only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Board of Health to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Section 53E½. The Board of Health may spend funds received without further appropriation during Fiscal Year 2016 for the purpose of expending for vaccines and expenses associated with the distribution. The “Board of Health Revolving Fund”, is to be credited for all gifts, charges and donations not to exceed \$20,000 received during Fiscal Year 2016. Any remaining balance at June 30, 2016 is to revert to the General Fund , unless the fund is re-established. The limit on the total amount which may be expended from the Board of Health shall not exceed \$20,000. The “Board of Health Revolving Fund”, under M.G.L. Chap. 44, Section 53E½ must be re-established on a year-to-year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Office of the Mayor to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec. 53E ½. The Office of the Mayor may spend funds received for cable television and telecommunications franchise fees as required under the CATV operator license agreement with the City of Woburn without further appropriation during Fiscal Year 2016 for the purpose of cable related expenditures. The “Cable Television and Telecommunications Revolving Fund”, is to be credited with all fees and charges up to \$80,000.00 received during Fiscal Year 2016. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The “Cable Television and Telecommunications Revolving Fund”, under M.G.L. Chap. 44, Sec. 53 ½ must be re-established on a year-to year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Conservation Commission to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec. 53E ½. The Conservation Commission may spend funds received without further appropriation during Fiscal Year 2016 for the purpose of environmental public benefit and open space acquisitions and/or protection. The “Conservation Commission’s Revolving Fund”, is to be credited with all fees and charges not to exceed \$10,000.00 received during Fiscal Year 2016 from gifts, donations and monies raised. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The “Conservation Commission’s Revolving Fund”, under M.G.L. Chap. 44, Sec. 53E½ must be re-established on a year-to year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Council on Aging to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec. 53E½. The Council on Aging may spend funds received without further appropriation during Fiscal Year 2016 for the purpose of operating the Senior Center. The “Council on Aging Revolving Fund”, is to be credited with all fees and charges received during Fiscal Year 2016 up to \$80,000.00. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The “Council on Aging Revolving Fund”, under M.G.L. Chap. 44, Sec. 53E½ must be re-established on a year-to year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Department of Public Works to utilize a Departmental Revolving Fund under M.G.L. Chap. 44,

Section 53E½ . The Department of Public Works may spend funds received without further appropriation during Fiscal Year 2016 for the purpose of the Liberty Elm Tree Program. The “Liberty Elm Tree Revolving Fund”, is to be credited with all fees, charges and donations not to exceed \$10,000.00 received during Fiscal Year 2016 from donations and monies collected. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The “Liberty Elm Tree Revolving Fund” under M.G.L. Chap. 44 Section 53E½ must be re-established on a year-to-year basis. The City Council, upon recommendation of the mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Mayor to utilize a Department Revolving Fund under M.G.L. Chap. 44, Sec. 53E1/2. The Office of Mayor may spend funds received for Green Energy Revolving Fund receipts without further appropriation during Fiscal Year 2016 for the purpose of paying the expenses of Energy Consultants, capital projects and other expenses. The “Green Energy Revolving Fund” may be credited with receipts up to \$150,000.00 received during Fiscal Year 2016 from energy saving projects. Any remaining balance at June 30, 2016, is to revert to the General Fund, unless the fund is re-established. The “Green Energy Revolving Fund”, under M.G.L. Chap. 44, Section 53E½ must be re-established on a year-to-year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the current Fiscal Year.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Historical Commission to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec. 53E1/2. The Historical Commission may spend funds received without further appropriation during Fiscal Year 2016 for the purpose of expending for Historical Plaques. The “Historical Commission Revolving Fund”, is to be credited for all gifts, charges and donations not to exceed \$3,000.00 received during Fiscal Year 2016. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund

is re-established. The limit on the total amount which may be expended from the Historical Commission shall not exceed \$3,000.00. The "Historical Commission Revolving Fund", under M.G.L. Chap. 44, Section 53E½ must be re-established on a year-to-year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Woburn Police Department School Resources Officer to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec. 53E ½. The Woburn Police Department School Resources Officer may spend funds received without further appropriation during Fiscal Year 2016. The "Woburn Police Department School Resources Officer Revolving Fund", is to be credited with all fees and charges not to exceed \$25,000.00 received during Fiscal Year 2016 from donations and money raised. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The "Woburn Police Department School Resources Officer Revolving Fund", under M.G.L. Chap. 44, Sec. 53E½ must be re-established on a year-to year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Recreation Department to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec. 53E½. The Recreation Department may spend funds received without further appropriation during Fiscal Year 2016 for the purpose of a basketball league. The "Recreation Basketball Revolving Fund", is to be credited with all fees and charges not to exceed \$40,000.00 received during Fiscal Year 2016 from donations and monies raised. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The "Recreation Basketball Revolving Fund", under M.G.L. Chap. 44, Sec. 53E½ must be re-established on a year-to year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization

makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Office of the Mayor to utilize a Departmental Revolving Fund under M.G.L. Chap. 44, Sec. 53E½. The Office of the Mayor may spend funds received without further appropriation during Fiscal Year 2016 with the purpose of unanticipated special education costs for out of district tuition and transportation. The Special Education Departmental Revolving Fund is to be credited with Medicaid revenue not to exceed \$300,000.00 received during Fiscal Year 2016. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The “Special Education Department Revolving Fund”, under M.G.L. Chap. 44, Sec. 53E½ must be re-established on a year-to year basis. The City Council, upon recommendation of the Mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Departmental Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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ORDERED That the Woburn City Council hereby authorizes the Mayor to utilize a Department Revolving Fund under M.G.L. Chap. 44, Sec. 53E1/2. Mayor may spend funds received without further appropriation during Fiscal Year 2016. The “Spence Farm Revolving Fund”, is to be credited with all fees and charges not to exceed \$50,000.00 received during Fiscal Year 2016 from donations and money raised. Any remaining balance at June 30, 2016 is to revert to the General Fund, unless the fund is re-established. The “Spence Farm Revolving Fund”, under M.G.L. Chap. 44, Section 53E½ must be re-established on a year-to-year basis. The City Council, upon recommendation of the mayor, must have an annual vote prior to the start of the Fiscal Year. This authorization makes the approved Revolving Fund effective for the ensuing Fiscal Year only.

I hereby recommend the above. s/Scott D. Galvin, Mayor

s/Alderman \_\_\_\_\_

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RESOLVED Whereas, Robert W. Simonds rose through the ranks in the Department of Public Works from Highway Foreman, General Public Works Foreman, Deputy Superintendent, to his appointment as Superintendent of Public Works in 1982 through his retirement in 1999; and

Whereas, Robert W. Simonds was past President of the New England Chapter of the American Public Works Association, a member of the Massachusetts Highway and N.B.M. Highway Associations; a member of the American, New England and Massachusetts Water Works Associations, the N.E. Water Environment Federation, and was Woburn's first Massachusetts Water Resources Advisory Board member; and

Whereas, Robert W. Simonds dedicated his professional career and utilized his knowledge, skills and experience in fostering significant improvements in the city's water and sewer systems as well as other important public works projects for the betterment of the community;

Now, Therefore, Be It Resolved by the City Council of the City of Woburn that the Horn Pond pumping station be named in memory of former Superintendent of Public Works Robert W. Simonds and in honor of his contributions to the City of Woburn and its residents.

s/Alderman Gately and President Haggerty

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Motion made and 2<sup>nd</sup> to ADJOURN.