



Watertown City Council

Administration Building
149 Main Street
Watertown, MA 02472
Phone: 617-972-6470

ELECTED OFFICIALS:

Mark S. Sideris,
Council President

Vincent J. Piccirilli, Jr.,
Vice President &
District C Councilor

John M. Airasian,
Councilor At Large

Caroline Bays,
Councilor At Large

John G. Gannon,
Councilor At Large

Anthony Palomba,
Councilor At Large

Nicole Gardner,
District A Councilor

Lisa J. Feltner,
District B Councilor

Emily Izzo,
District D Councilor

CITY COUNCIL MEETING

TUESDAY, MARCH 28, 2023 AT 7:00 PM

RICHARD E. MASTRANGELO COUNCIL CHAMBER

AGENDA

ACCESS INFORMATION:

- A. The meeting will be televised through WCATV (Watertown Cable Access Television): <http://vodwcatv.org/CablecastPublicSite/?channel=3>
- B. The Public may join the virtual meeting online: <https://watertown-ma.zoom.us/j/92991331344>
- C. Public may join the virtual meeting audio only by phone: (877) 853-5257 or (888) 475-4499 (Toll Free) and enter Webinar ID: 929 9133 1344
- D. Public may comment through email: vpiccirilli@watertown-ma.gov

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- 1. ROLL CALL
 - 2. RETURN TO SESSION – 7:00 P.M.
 - 3. PLEDGE OF ALLEGIANCE
 - 4. PUBLIC FORUM
 - 5. EXAMINATION OF RECORDS OF PREVIOUS MEETINGS
 - A. City Council Meeting Minutes - March 14, 2023
 - B. City Council Meeting Minutes - March 16, 2023
 - 6. PRESIDENT'S REPORT
 - A. Nomination of Brendan McCarthy to become the City Council clerk.
 - 7. PUBLIC HEARINGS
 - A. Public Hearing and Vote on a Proposed Loan Order authorizing the sum of \$700,000 is appropriated to pay costs of renovating the Filippello spray park, including the payment of all costs incidental and related thereto; and that to meet this appropriation, the Treasurer, with the approval of the City Manager, is authorized to borrow said amount under and pursuant to M.G.L. c.44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.
 - 8. MOTIONS, ORDINANCES, ORDER, AND RESOLUTIONS
 - A. First Reading on a proposed Ordinance adjusting the City Council clerk salary for FY 2023 to \$27.90 per hour.

- B. An Order accepting the provisions of G.L. C. 200A, §9A regarding an alternative procedure for disposing of abandoned funds held in the custody of the City.
 - C. An Order designating City boards, committees, and commissions as special municipal employees pursuant to the Conflict of Interest Law, G.L. C. 268A.
- 9. REPORTS OF COMMITTEES
 - 10. NEW BUSINESS
 - 11. COMMUNICATIONS FROM THE CITY MANAGER
 - A. Goose control strategy
 - 12. REQUESTS FOR INFORMATION/REVIEW OF LIST OF PENDING MATTERS
 - 13. ANNOUNCEMENTS
 - 14. PUBLIC FORUM
 - 15. RECESS OR ADJOURNMENT



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Lisa J. Feltner,
District B Councilor

Emily Izzo
District D Councilor

To: City Council Members

From: Mark S. Sideris, City Council President

Date: March 24, 2023

RE: Nomination of Confidential Clerk of the City Council

Under the City Charter, it is my role to bring forward a candidate to take the job of City Council clerk, for confirmation by the City Council.

The screening committee which consisted of myself, Councilor Palomba, and Gayle Shattuck interviewed several candidates after 2 rounds of advertisements. We all agreed that Mr. Brendan McCarthy would be a good fit for the job.

Mr. McCarthy is a realtor, who lives in Watertown, who has experience handling legal documents, contracts and other confidential matters. He also has had other roles which the committee felt would be helpful in this position. He should be able to meet the goals of the Council, and the needs of the citizens of our community.

The committee unanimously agreed that I should bring his name forward to the full Council.



George J. Proakis
City Manager

CITY OF
WATERTOWN
Office of the City Manager

Administration Building
149 Main Street
Watertown, MA 02472
Phone: 617-972-6465
www.watertown-ma.gov
citymgr@watertown-ma.gov

To: Honorable City Council

From: George J. Proakis, City Manager *GJP*

Date: March 9, 2023

RE: Agenda Item – Proposed Loan Order

Attached please find correspondence from Gregory M. St. Louis, Superintendent of Public Works requesting that the necessary actions be taken to authorize the Treasurer to borrow \$700,000 for the Filippello Spray Park Renovation per Conceptual Recommendation #11 of the Fiscal Year 2023 Capital Improvement Plan (CIP).

I respectfully request the attached proposed Loan Order of \$700,000 be placed on the March 14, 2023 City Council Agenda as a First Reading.

Thank you for your consideration in this matter.

cc: Gregory M. St. Louis, Superintendent of Public Works
Thomas P. Watkins, Director of Administration and Finance, Department of Public Works
Matthew I. Shuman, City Engineer
Steven T. Magoon, Director, Community Development and Planning/Assistant City Manager
Thomas J. Tracy, City Auditor/Assistant City Manager for Finance
Melissa A. Morrissey, City Treasurer/Collector
Peter Centola, Recreation Director



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Jay Gonzalez
(617) 378-4256
jgonzalez@hinckleyallen.com

March 10, 2023

George J. Proakis
City Manager
Administration Building
149 Main Street
Watertown, Massachusetts 02472

RE: Draft Loan Order – Filippello Spray Park Renovation Bonds

Dear George:

As requested, I suggest the following form of loan order to approve the borrowing of funds to pay costs of renovating the Filippello spray park:

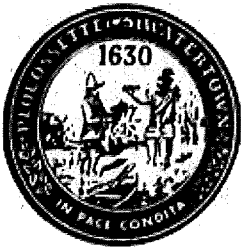
ORDERED: That the sum of \$700,000 is appropriated to pay costs of renovating the Filippello spray park, including the payment of all costs incidental and related thereto; and that to meet this appropriation, the Treasurer, with the approval of the City Manager, is authorized to borrow said amount under and pursuant to M.G.L. c.44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

The order must be published at least five days prior to the holding of a public hearing with respect to the order and its final passage and requires the affirmative vote of at least two-thirds of all members of the City Council, as in the case of any other loan order for bonds.

Please call me if there are any questions about the suggested proceedings.

Sincerely,

Jay Gonzalez



CITY OF WATERTOWN
DEPARTMENT OF PUBLIC WORKS
124 ORCHARD STREET

Gregory M. St. Louis, PE
Superintendent

(P) 617-972-6420
(F) 617-972-6402

TO: Mr. George Proakis, City Manager

FROM: Mr. Gregory St. Louis, Superintendent of Public Works

DATE: March 9, 2023

RE: Public Works Dept. - Loan Order Request: Filippello Spray Park Renovation

The Department of Public Works respectfully requests that the necessary actions be taken to authorize the Treasurer to borrow \$700,000.00 for the Filippello Spray Park Renovation per Conceptual Recommendation #11 of the FY23 Capital Improvement Plan (CIP) which reads "Confirm the prior recommendation to proceed with the FY21 \$400,000.00 proposed loan order or transfer of funds for Filippello Spray Park Renovations". The Filippello Spray Park Renovation was listed within Line 139 under "Recreation & Parks" within the FY21-FY25 CIP.

Due to rising inflation costs from when this project was initially presented in the FY21 CIP, as well as the results of the public bid process, the DPW is requesting \$700,000.00 to ensure that all project costs are covered.

On March 7, 2023 three bids were received and opened by the Purchasing Office. The lowest and most eligible bid was from Quirk Construction in the amount of \$574,150.00. The remaining balance (\$125,850.00) from the \$700,000.00 being requested will be used as contingency in the event of any unexpected/unanticipated change orders that may result as the project moves forward.

The bid and company (Quirk Construction) background were reviewed and vetted by the project engineering firm CDM-Smith. CDM-Smith has recommended to the City that they move forward with the contract award to Quirk Construction.

Work on this project includes demolition, clearing, removals and disposal of the existing spray pad and equipment, drains, water service lines, electrical service, spray pad water service controls and manifold in the adjacent restroom building. To be followed by the installation of a new spray pad, surfacing, equipment, seat blocks, water service lines, electrical service, water service controls and manifold, water pressure reducers, stormwater/sewer diverter structure and sewer backflow preventer.

Thank you in advance for your consideration of this request.

Order #

0-2023-

**AN ORDER ACCEPTING THE PROVISIONS OF G.L. c. 200A, §9A
REGARDING AN ALTERNATIVE PROCEDURE FOR DISPOSING
OF ABANDONED FUNDS HELD IN THE CUSTODY OF THE CITY**

WHEREAS, at various times the City undertakes custody of funds of corporations, organizations, beneficiaries or persons; and

WHEREAS, such funds, including uncashed overpayments, refunds, and unpaid wages, among others, may be unclaimed by the entity or individual entitled thereto and may be deemed abandoned if the owner or owners thereof cannot be located; and

WHEREAS, the provisions of G.L. c. 200A allow for an extensive procedure for the processing of funds unclaimed and ultimately deemed abandoned by the entity or individual entitled thereto, including notice, reporting to the Treasurer of the Commonwealth, and a three-year waiting period; and

WHEREAS, the provisions of G.L. c. 200A, §9A provide an alternative procedure to address disposition of abandoned funds held in the custody of the City; and

WHEREAS, such alternative process provides for appropriate notices to be issued to the entity or individual entitled thereto, with such funds, if remaining unclaimed and so deemed abandoned, to be placed in the City's Treasury to become available to the City; and

WHEREAS, the provisions of G.L. c. 200A, §9A are subject to local acceptance by vote of the City Council pursuant to G.L. c. 4, §4.

NOW THEREFORE BE IT ORDERED: That the provisions of G.L. c. 200A, §9A are hereby accepted, providing an alternative procedure to address disposition of abandoned funds held in the custody of the City.

Council Member

I hereby certify that at a regular meeting of the nine member City Council for which a quorum was present, the above Order was adopted by a vote of ___ for and ___ against on _____, 2023.

_____, Council Clerk

Mark S. Sideris, Council President

AN ORDER DESIGNATING CITY BOARDS, COMMITTEES, AND COMMISSIONS AS SPECIAL MUNICIPAL EMPLOYEES PURSUANT TO THE CONFLICT OF INTEREST LAW, G.L. c. 268A

WHEREAS, the Conflict of Interest Law, G.L. c. 268A, strictly regulates activities of all municipal officials and employees relative to financial interests in matters involving the City, whether those officials and employees are elected or appointed, paid or unpaid, full-time or part-time; and

WHEREAS, such strict regulation may impact the ability of qualified individuals to serve on the City's boards, committees, and commissions; and

WHEREAS, certain provisions of the Conflict of Interest Law, in particular sections 17 and 20, apply less stringently to those part-time or unpaid municipal officials whose positions have been designated as "special municipal employees"; and

WHEREAS, G.L. c. 268A, §17 addresses the ability of City officials to act on behalf of others; and

WHEREAS, G.L. c. 268A, §20 addresses the ability of City officials to have an interest in contracts with the City; and

WHEREAS, pursuant to the Conflict of Interest Law, "special municipal employee" designation may be granted to City positions by a vote of the City Council provided that those are positions:

- for which no compensation is provided; or
- which, by their classification in the City agency involved or by the terms of the contract or conditions of employment, permit personal or private employment during normal working hours; or
- which do not earn compensation as a City employee for an aggregate of more than eight hundred hours during the preceding three hundred and sixty-five days; and

WHEREAS, all employees who hold equivalent offices, positions, employment or membership in the same City agency shall have the same classification.

NOW THEREFORE BE IT ORDERED: That positions on the following boards, committees, or commissions are hereby deemed special municipal employees, and that designation herein of each such position as a special

municipal employee shall constitute a separate vote and action on said position for the purposes of the Conflict of Interest Law:

1. Residents' Advisory Committee
2. Board of Health
3. Community Preservation Committee
4. Zoning Board of Appeals
5. Planning Board
6. Conservation Commission
7. Licensing Board
8. Bicycle and Pedestrian Committee
9. Election Commission
10. Traffic Commission
11. Board of Assessors
12. Watertown Housing Authority
13. Council on Aging
14. Cultural Council
15. Solid Waste & Recycling Advisory Committee
16. Affordable Housing Trust
17. Stormwater Advisory Committee
18. Cable Access Corporation
19. Historical Commission
20. Commission on Disability
21. Environment and Energy Efficiency Committee
22. Historic District Commission
23. Public Arts & Culture Committee
24. Biosafety Committee
25. Comprehensive Plan Planning Advisory Committee
26. School Building Committee

AND BE IT FURTHER ORDERED, that a list of all the “special municipal employee” positions be filed with the City Clerk and with the Commonwealth’s Ethics Commission.

Council Member

I hereby certify that at a regular meeting of the nine member City Council for which a quorum was present, the above Order was adopted by a vote of ___ for and ___ against on _____, 2023.

_____, Council Clerk

Mark S. Sideris, Council President