



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
ADMINISTRATION BUILDING
149 MAIN STREET

MINUTES

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

1. Roll Call

Council President Sideris called to order a regular meeting of the City Council at 7:00 PM in the Richard E. Mastrangelo Chamber, Administration Building.

Vice President Piccirilli read the roll call, in attendance were Councilors John M. Airasian, Caroline Bays, John G. Gannon, Lisa J. Feltner, Emily Izzo, Anthony Palomba, Vice President Vincent J. Piccirilli, Jr., and Council President Mark S. Sideris.

President Sideris noted that Nicole Gardner would not be present at tonight's meeting.

Also present were George J. Proakis, City Manager, and Mark Reich, Attorney KP Law.

3. Pledge of Allegiance

4. Public Forum

President Sideris opened the public forum and acknowledged the following residents:

Joan Gumbleton, 32 Falmouth Road.

Ms. Gumbleton remarked on a community meeting on March 20th, the Cannistraro redevelopment proposed – presenters from Broder Properties. She stated that many in attendance voiced their concerns about the size, compliance of zoning ordinances, biolab safety concerns from the size of a life science building in a dense residential area. Residents had submitted questions that were given to Councilor Izzo to be answered by the Planning Department. She stated that this development will shade and wall-in single houses on Acton Street. Numerous changes have been made since the original project was submitted to the city, information was not available for clarification or comparison.

Transparency of the development is needed and wanted by the residents. She asked that the council please review their questions and she hoped that all parties would be looking out for the needs and wants of our residents and for future developments in the area.

Linda Scott, 55 Olcott Street

Ms. Scott followed up on Ms. Gumbleton's comments and voiced a variety of concerns about transparency of the Cannistraro redevelopment, noting one comment of concern from Councilor Gannon about the color of water in the lot of land, as a possible brown field, and that an independent study should be done by the city on the land to ensure that nothing harmful is not unleashed into the environment/area. She commented that she is hoping that the city will also hire an independent consultant to study the traffic at intersections, already heavily congested with traffic in the area. She stated that the city should look at the plans carefully for the safety of the neighborhood and community.

Ms. Scott also stated that the Comprehensive Plan needs a cross city group of citizens to review the raw data 2023 with the plans, results, and outcomes. Comments within/included in the previous plan do not reflect the opinions of a majority of those who participated in the process and that more transparency is needed to make it easier to get through this process.

Elodia Thomas, 67 Marion Road

Ms. Thomas stated that she is very disappointed in the process of the Comprehensive Plan, using sticky notes, rating scales, jargon language and that the recording from the library was unintelligible. The format of the survey needs to be looked at and there is too much at stake for the community. There have been different ideas for designs, but they are not incorporated – guidelines of designs are the same, box – type and that planning needs to readdress some of these rules, every single project proposed is voted for/approved, and these huge projects negatively impacts the quality of life for all in the community, it is critical to get smarter regarding these projects.

There being no other speakers, Council President Sideris closed the 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

President Sideris asked for a motion to accept the two sets of minutes as written, so moved by Vice President Piccirilli, motion seconded by Councilor Feltner, and voted by roll call vote.

6. President's Report

A. Nomination of Brendan McCarthy to become the City Council Clerk.

President Sideris provided background information noting that the City Charter, Section 2-7 states that the Council President shall nominate the Clerk of the Council for consideration.

He stated that the city council clerk's position was advertised three separate times and that a screening committee was established for the interview process, committee members included Councilor Palomba, Gayle M. Shattuck, Personnel Director and President Sideris.

After conducting three sets of interviews with potential candidates, the committee was unanimous in their support of nominating Mr. McCarthy. Mr. McCarthy has a real estate background, is familiar with legal issues and confidentiality, he is also a Watertown resident, and the committee felt that he would be a good fit to become the next city council clerk.

President Sideris asked for a motion to approve the appointment of Brendan McCarthy as the next city council clerk, so moved by Vice President Piccirilli, seconded by Councilor Feltner, and voted by roll call vote.

8. 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.

President Sideris read the item and invited City Manager Proakis to provide details of the project.

Mr. Proakis stated that the project was first introduced in January, at which time he provided an update and details about the project and stated that this project was previously approved in the 2021 CIP.

Manager Proakis remarked that 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. He stated that the bid matched well and requested to move forward on the project. Further that 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.

Mr. Gregory M. St. Louis, Superintendent of Public Works commented that the contractor has worked for the city and has an established working relationship.

President Sideris opened the public hearing for comments and recognized Elodia Thomas, 67 Marion Street.

Ms. Thomas stated that she felt that the project, as designed, was a missed opportunity and the spray park project should include more enhanced features and that it lacks imagination, creativity and should have been added to by using funds from Community Preservation Funds. She also stated that plans/specs were not attached as a visual aid and explanation.

President Sideris asked for a motion to approve the loan order, so moved by Vice President Piccirilli, seconded by Councilor Gannon.

Councilor Feltner commented that although she supports the project, she agreed that the referenced visual presentation of the project should have been included for tonight's vote and for reasons of transparency.

President Sideris agreed and noted the request stating that any attachments regarding the project would be added and available on the website for review.

President Sideris asked for a roll call, Vice President Piccirilli called the roll call, the item was voted for by roll call vote.

8. Motions, Ordinances, Orders, and Resolutions

A. First Reading on a proposed Ordinance adjusting the City Council clerk salary for FY 2023 to \$27.90 per hour.

President Sideris stated that as this was a first reading, the council would hold a public hearing and vote at their next meeting.

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.

President Sideris introduced the item and asked Manager Proakis to provide details about the order.

Manager Proakis stated that the recommendation to consider the order was at the request of the City's Finance Team and the Treasurer/Collector. He explained that at various times, funds, including uncashed overpayments, refunds, and unpaid wages, among others, may be unclaimed by the entity or individual entitled and at times deemed abandoned if the owner or owners cannot be located. The provisions of G.L. c. 200A allows for an extensive procedure for the processing of funds unclaimed and ultimately deemed abandoned by the entity or individual entitled, including notice, reporting to the Treasurer of the Commonwealth, and a three-year waiting period. The funds are often in small amounts and the Treasurer's Office spends a significant amount of time trying to return the funds.

Mr. Proakis stated that the provisions of G.L. c. 200A, §9A provides an alternative procedure to address disposition of abandoned funds held in the custody of the city. The alternative process provides for appropriate notices to be issued to the entity or individual entitled to the funds and if the check remains unclaimed, the funds will become available to the city and would be a benefit to the community.

President Sideris as to move to adopt the order, so moved by Vice President Piccirilli and seconded, Councilor Gannon.

President Sideris allowed for comments.

Councilor Gannon asked about the charter provision and state law regarding posting notices given that Watertown no longer has a printed newspaper in general circulation published, what are the alternatives for the publishing notices.

Mr. Proakis stated that, albeit expensive, the city uses the Boston Globe and Boston Herald, and that discussion continues in state legislature about replacing of language in a number of places in state law by allowing on-line newspapers in general circulation to meet that requirement and that until those changes are accepted, the practice in place would continue by statute.

Attorney Reich stated that the city charter includes language - a provision that talks

about on-line newspaper in general circulation; however, statute requirements must be followed until changes are made and until, hopefully, the statute catches up with this expensive process.

President Sideris asked if there were any further comments, hearing none, the President asked for a voice vote to adopt the order, the order was adopted by voice vote.

C. An Order designating City boards, committees, and commissions as special municipal employees pursuant to the Conflict of Interest Law, G.L. C. 268A.

President Sideris read the item and invited Manager Proakis to present the details of the item.

Manager Proakis stated that he appreciated the President's and Councilor's review of the order and considers this strategy to be a municipal best practice to designate City boards, committees, and commissions as "special municipal employees." This designation will relax certain provisions of the Conflict of Interest Law for qualifying positions, and would better allow the City to attract volunteers to those positions.

He further stated that he listed (26.) boards, committees, or commissions that should be deemed special municipal employees, and if the council wishes, other elected boards could be added to the list. The list follows:

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

President Sideris asked for a motion on the item, so moved by Vice President Piccirilli,

and the Vice President asked to include, 27. Library Board of Trustees, and to add the 28. School Committee, motion seconded by Councilor Feltner.

Councilor Gannon asked for clarification of listing the Watertown Housing Authority, a state agency.

Attorney Reich commented that they are a quasi-state agency, they are separate and have a working relationship with the city, including the members is limited but it would serve the same purpose to include them.

The City Manager stated that this designation would attract members to serve on boards and commissions and would enable them to be able to carry out their vocations and that the Residents' Advisory Committee was working hard. All listed are still completely subject to the Conflict of Interest Law and everything that surrounds it.

Councilor Palomba asked for clarification about the reason for including certain elected boards.

Attorney Reich stated that the designation of a special employee applies to all compensated, or uncompensated, elected, or appointed officials, and boards, committees, commissions members. Adoption of the provision will relax certain provisions for qualifying positions and would better allow the City to attract volunteers to those positions, including elected members.

Councilor Feltner stated that she appreciated bringing the item to the council and asked about extending it to include the Retirement Board.

Attorney Reich commented that it is a matter of council policy who they designate as special municipal employees pursuant to the Conflict of Interest Law, G.L. C. 268A.

Councilor Feltner made an amendment to include the Retirement Boards, seconded by Vice President Piccirilli – to add to the list - 29. Watertown Contributory Retirement Board.

President Sideris asked if there were any further comments, hearing none, the President asked to amend the motion to include the following: Library Board of Trustees, School Committee and the Watertown Contributory Retirement Board, the order was adopted as amended by voice vote.

9. Reports of Committees

10. New Business

None noted.

11. Communications from the City Manager

A. Goose control strategy

The City Manager commented that when he started working here last summer there were quite a few discussions about the problem of geese, and how they are impacting our natural grass fields and parks. He received some complaints about this from a number of different perspectives and worked with the staff to review our options. He stated that it was concluded that most goose control strategies are expensive, and not too effective.

Geese are protected migratory birds (although they don't seem to migrate), so the city is somewhat limited with how we can address their impacts on our fields.

He stated that the most environmentally friendly and effective solution to the goose problem is to use dogs. A daily run on the field with a border collie will send the geese elsewhere. If it is regularly repeated, they will eventually choose not to use a particular field. While there are companies that can be hired to run dogs on our fields, it is substantially expensive to maintain this strategy in the long run. He commented that the staff shared with him that Bob Dirico, when he first started working in Watertown, would often bring his own dog to work with him to run around the fields. This seemed to be a very effective strategy, but once the dog passed away a few years ago, the geese reclaimed their spots on our fields and have been here ever since.

Based on the analysis of the options, we've concluded that there is no better way to address the goose problem than to have another dog do the work, and to have this dog on our own team where she be on our fields daily. From a cost/benefit perspective, this is far more effective than any alternative plan. It's also considered the most humane strategy for goose removal. While this solution is often used by golf courses and private resorts, there are a few municipal governments who have also followed this strategy.

While sorting out the details, including how the dog is owned, insured, how costs are covered, etc., and then we needed to be on a wait list for the dog. But, the time has come and in just a few days, Bob Dirico will be going to Leesburg Virginia to pick up "Vee", our new city-owned border collie from a facility that trains dogs specifically for goose control. Much like a police dog, Vee will live with Bob, and accompany him at work. Vee is the City's dog. She is being purchased with funds from our animal control revolving account. The city will cover her food and vet bills (still much lower in cost than having this done by an outside agency).

Vee will be making daily runs on our fields to make sure to keep the geese away. We will start sharing some info about Vee on our social media accounts over the next few days.

President Sideris thanked Mr. Proakis for the information about Vee.

"Mayors' Monarch Pledge"

Mr. Proakis stated that, at Councilor Gardner's suggestion, he would be signing a National Wildlife Federation's "Mayors' Monarch Pledge" and join a national coalition of mayors and heads of local and tribal government recognized across the U.S. for their efforts to sustain the monarch butterfly population for generations to come. The Mayors' Monarch Pledge was accepting pledges until March 31st this year and he would be signing-on before the deadline.

Patrick George, Veterans' Services Officer/Temporary Director of Senior Services/COA
Lydia McCoy, new Director of Senior Services/COA
Food Pantry Visit

Mr. Proakis announced that Lydia McCoy, the City's new Director of Senior Services/Council on Aging started March 27th and that he and the staff were there to welcome her on her first day.

On Tuesday, March 28th, Lydia McCoy, Director of Senior Services/COA, Deputy City Manager/Communications Director Emily Monea and the City Manager had visited the food pantry operation.

City Manager Proakis offered a "huge thank you! to Patrick George, Veterans' Services Officer" while he filled in as the Temporary Director of Senior Services/Council on Aging and that Mr. George had done some amazing work while there and that the staff and seniors would miss him.

Mr. Proakis also announced that Friday, April 7th in observance of Good Friday, the City Hall and Senior Center would close at 1 PM.

12. Requests for Information

None noted.

13. Announcements

Vice President Piccirilli announced the annual Friends of Music Festival is celebrating their 10th Anniversary on April 28th, 5:30 – 9PM, Middle School, all are welcome to this fun event, refreshments will be served.

Vice President Piccirilli stated that on March 27th the ARPA funds project proposals applications is live and on-line on the city's website. Proposals may be submitted from 9 AM Monday, March 27th and up to 5 PM on Friday, May 26th.

Councilor Feltner commented that she was happy to hear about Vee coming to work on geese maintenance and she thanked Bob DiRico, DPW, Peter Centola and others who agreed with having Vee be part of the team and as our new city dog.

Council Feltner also announced that there is a Bandarama (string instruments) on Tuesday, April 4th, at Watertown High School at 7:00 PM.

Also, that the Joint Council Committee on Economic Development & Planning and Human Services would be meeting Tuesday, April 4th at 6:30 pm in the Louis P. Andrews Conference Room 3rd floor to continue discussion on the adoption of a community, or local preference policy for affordable housing.

Councilor Gannon announced that the Committee on Rules and Ordinances would be discussing, short term rental ordinance on Monday, April 3, 2023, 6:00 PM Richard E Mastrangelo Council Chamber.

President Sideris commented about the huge success of the recycling center event on Saturday, March 25th. He said it was amazing and he thanked DPW and residents for participating, it was the first opportunity to receive free dirt/composting.

14. Public Forum

President Sideris opened the public forum and recognized the following residents:

Elodia Thomas commented that implementing a goose mitigation city dog was overdue as part of keeping the community clear of geese feces on grass spaces and thanked Manager Proakis for moving forward with the addition of a city dog to help.

Ms. Thomas commented on the Moxley Park agenda item from the last council meeting about implementing dark skies lighting, she felt that questions were not accepted respectfully. She commented that the light ordinance needs to be revised and that dark

skies lighting is a win for the environment, saves energy, helps everyone's best interests.

Mr. Proakis asked to comment and stated that although replies are not generally given at this time, he stated that there would be a "button mechanism" added to the lighting plan at Moxley Park, it had been added to the project.

Linda Scott, commented that although she welcomed Vee, a working city dog, to green spaces, she stated that no other dog should be allowed in city parks. She also commented that bigger is not always better regarding the redevelopment of the Cannistraro lot, current plans are too large for the dense area.

Joan Gumbleton

Ms. Gumbleton asked if Vee would be allowed to help with geese maintenance at the Gore Estate.

President Sideris noted the question regarding Vee/Gore Estate and commented that the city manager would take it under advisement.

There being no other speakers, Council President Sideris closed the Public Forum.

16. Recess or Adjournment

President Sideris asked for motion to adjourn the meeting; so moved by Vice President Piccirilli; seconded by Councilor Feltner; motion was adopted by roll call vote at 7:55 PM.

I hereby certify that at a regular meeting of the City Council for which a quorum was present, the above minutes were adopted by a vote of 8 for, 0 against, 0 present on March 28, 2023.



Mark S. Sideris, Council President

City Council Meeting
Tuesday, March 28, 2023, at 7:00 PM
Richard E. Mastrangelo Council Chamber
Administration Building
149 Main Street
Watertown, Massachusetts

List of Documents

1. Minutes of the City Council Meeting Minutes – March 14, 2023 – Item 5A.
2. Minutes of the City Council Meeting Minutes – March 16, 2023 – Item 5B.
3. Nomination of Confidential Clerk of the City Council – Mark S. Sideris, Council President - March 24, 2023 – Item 6A.
4. Agenda Item - 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. - George J. Proakis, City Manager, March 9, 2023 - Item 7A.
5. 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 - Item 8B.
6. An order designating city boards, committees, and commissions as special municipal employees pursuant to the Conflict of Interest Law, G.L. c. 268a – Item 8C.

**ADDENDUM TO THE MINUTES
OF THE MARCH 28, 2023
CITY COUNCIL MEETING**



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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

CITY COUNCIL ATTENDANCE
MEETING DATE: MARCH 28, 2023

	YES	NO	PRESENT
JOHN M. AIRASIAN	<u> X </u>	<u> </u>	<u> </u>
CAROLINE BAYS	<u> X </u>	<u> </u>	<u> </u>
LISA J. FELTNER	<u> X </u>	<u> </u>	<u> </u>
JOHN G. GANNON	<u> X </u>	<u> </u>	<u> </u>
NICOLE GARDNER	<u> </u>	<u> </u>	<u> </u>
EMILY IZZO	<u> X </u>	<u> </u>	<u> </u>
ANTHONY PALOMBA	<u> X </u>	<u> </u>	<u> </u>
VINCENT J. PICCIRILLI, JR.	<u> X </u>	<u> </u>	<u> </u>
MARK S. SIDERIS, COUNCIL PRESIDENT	<u> X </u>	<u> </u>	<u> </u>

CITY COUNCIL ROLL CALL VOTE
MEETING DATE: MARCH 28, 2023

	YES	NO	PRESENT
JOHN M. AIRASIAN	<u> X </u>	<u> </u>	<u> </u>
CAROLINE BAYS	<u> X </u>	<u> </u>	<u> </u>
LISA J. FELTNER	<u> X </u>	<u> </u>	<u> </u>
JOHN G. GANNON	<u> X </u>	<u> </u>	<u> </u>
NICOLE GARDNER	<u> </u>	<u> </u>	<u> </u>
EMILY IZZO	<u> X </u>	<u> </u>	<u> </u>
ANTHONY PALOMBA	<u> X </u>	<u> </u>	<u> </u>
VINCENT J. PICCIRILLI, JR.	<u> X </u>	<u> </u>	<u> </u>
MARK S. SIDERIS, COUNCIL PRESIDENT	<u> X </u>	<u> </u>	<u> </u>

Motion to accept the Minutes of the March 14, 2023 Meeting and March 16, 2023 Meeting

**CITY COUNCIL ROLL CALL VOTE
MEETING DATE: MARCH 28, 2023**

	YES	NO	PRESENT
JOHN M. AIRASIAN	<u> X </u>	<u> </u>	<u> </u>
CAROLINE BAYS	<u> X </u>	<u> </u>	<u> </u>
LISA J. FELTNER	<u> X </u>	<u> </u>	<u> </u>
JOHN G. GANNON	<u> X </u>	<u> </u>	<u> </u>
NICOLE GARDNER	<u> </u>	<u> </u>	<u> </u>
EMILY IZZO	<u> X </u>	<u> </u>	<u> </u>
ANTHONY PALOMBA	<u> X </u>	<u> </u>	<u> </u>
VINCENT J. PICCIRILLI, JR.	<u> X </u>	<u> </u>	<u> </u>
MARK S. SIDERIS, COUNCIL PRESIDENT	<u> X </u>	<u> </u>	<u> </u>

Motion to approve a 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.



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Order # *15*

2023 - *0-15*

ORDER TO APPROVE THE BORROWING OF FUNDS TO PAY COSTS OF FILIPPELLO SPRAY PARK

ORDERED: 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.

BE IT FURTHER ORDERED: That a copy of said Order be forwarded to the City Auditor and City Treasurer/Collector.

Council Member

I hereby certify that at the regular meeting of the City Council for which a quorum was present, the above Order was adopted by a vote of 8 for, 0 against, and 0 present on March 28, 2023.

City Council Clerk

Mark S. Sideris, Council President



George J. Proakis
City Manager

CITY OF
WATERTOWN
Office of the City Manager

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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 *JJP*
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



28 State Street
Boston, MA 02109-1775
p: 617-345-9000 f: 617-345-9020
hinckleyallen.com

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.

LEGAL NOTICE

The City Council of the City of Watertown hereby gives notice of a public hearing and vote on Tuesday, March 28, 2023 at 7:00 PM, in the Richard E. Mastrangelo Chamber, Administration Building, 149 Main Street, Watertown, MA on a proposed Order as follows:

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.

A copy of the Loan Order is available for inspection at the Administration Building, 149 Main Street, Watertown, MA 02472 in the City Council Office, Monday through Friday, 10:00 am to 2:00 pm, and at the City Clerk's Office, Monday through Friday, 8:30 am through 5:00 pm.



Notice Content

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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. A copy of the Loan Order is available for inspection at the Administration Building, 149 Main Street, Watertown, MA 02472 in the City Council Office, Monday through Friday, 10:00 am to 2:00 pm, and at the City Clerk's Office, Monday through Friday, 8:30 am through 5:00 p

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**CITY COUNCIL ROLL CALL VOTE
MEETING DATE: MARCH 28, 2023**

	YES	NO	PRESENT
JOHN M. AIRASIAN	<u> X </u>	<u> </u>	<u> </u>
CAROLINE BAYS	<u> X </u>	<u> </u>	<u> </u>
LISA J. FELTNER	<u> X </u>	<u> </u>	<u> </u>
JOHN G. GANNON	<u> X </u>	<u> </u>	<u> </u>
NICOLE GARDNER	<u> </u>	<u> </u>	<u> </u>
EMILY IZZO	<u> X </u>	<u> </u>	<u> </u>
ANTHONY PALOMBA	<u> X </u>	<u> </u>	<u> </u>
VINCENT J. PICCIRILLI, JR.	<u> X </u>	<u> </u>	<u> </u>
MARK S. SIDERIS, COUNCIL PRESIDENT	<u> X </u>	<u> </u>	<u> </u>

Motion to approve 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.



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

Order # 16

2023 - 0 - 16

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

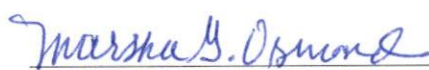
WHEREAS: such alternative process provides for appropriate notices to be issued to the entity or individual entitled thereto, with such funds, if remaining unclaimed and so deemed abandoned, to be placed in the City's Treasury to become available to the City; and

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 the regular meeting of the City Council for which a quorum was present, the above Order was adopted by a vote of 8 for, 0 against, and 0 present on March 28, 2023.


City Council Clerk


Mark S. Sideris, Council President

CITY COUNCIL ROLL CALL VOTE
MEETING DATE: MARCH 28, 2023

	YES	NO	PRESENT
JOHN M. AIRASIAN	<u> X </u>	<u> </u>	<u> </u>
CAROLINE BAYS	<u> X </u>	<u> </u>	<u> </u>
LISA J. FELTNER	<u> X </u>	<u> </u>	<u> </u>
JOHN G. GANNON	<u> X </u>	<u> </u>	<u> </u>
NICOLE GARDNER	<u> </u>	<u> </u>	<u> </u>
EMILY IZZO	<u> X </u>	<u> </u>	<u> </u>
ANTHONY PALOMBA	<u> X </u>	<u> </u>	<u> </u>
VINCENT J. PICCIRILLI, JR.	<u> X </u>	<u> </u>	<u> </u>
MARK S. SIDERIS, COUNCIL PRESIDENT	<u> X </u>	<u> </u>	<u> </u>

Motion to approve an Order designating City boards, committees, and commissions as special municipal employees pursuant to the Conflict of Interest Law, G.L. C. 268A.



Watertown City Council

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

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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

Order # 17

2023 -0- 17

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
27. Library Board of Trustees
28. School Committee
29. Watertown Contributory Retirement Board

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 City Council for which a quorum was present, the above Order was adopted by a vote of 8 for and 0 against on March 28, 2023. 0 present



Council Clerk



Mark S. Sideris, Council President



CITY COUNCIL ROLL CALL VOTE
MEETING DATE: MARCH 28, 2023

	YES	NO	PRESENT
JOHN M. AIRASIAN	<u> X </u>	<u> </u>	<u> </u>
CAROLINE BAYS	<u> X </u>	<u> </u>	<u> </u>
LISA J. FELTNER	<u> X </u>	<u> </u>	<u> </u>
JOHN G. GANNON	<u> X </u>	<u> </u>	<u> </u>
NICOLE GARDNER	<u> </u>	<u> </u>	<u> </u>
EMILY IZZO	<u> X </u>	<u> </u>	<u> </u>
ANTHONY PALOMBA	<u> X </u>	<u> </u>	<u> </u>
VINCENT J. PICCIRILLI, JR.	<u> X </u>	<u> </u>	<u> </u>
MARK S. SIDERIS, COUNCIL PRESIDENT	<u> X </u>	<u> </u>	<u> </u>

Motion to Adjourn.



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Emily Izzo
District D Councilor

Watertown City Council

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

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.