

**CITY OF WOBURN  
MARCH 7, 2023 – 7:00 P.M.  
REGULAR MEETING OF THE CITY COUNCIL  
COUNCIL CHAMBER, WOBURN CITY HALL**

Roll Call

Campbell	Ferullo
Demers	Gately
Dillon	Mercer-Bruen
DiMambro	Viola
Concannon	

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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 communication was received from His Honor Mayor Galvin dated March 2, 2023 as follows:

President Concannon and City Council Members

Powers and Sullivan will be available at your next regularly scheduled City Council meeting on Tuesday, March 7, 2023 at 7:00 pm to discuss the results of the City audit for the year ending 6/30/21. This presentation will last 15 minutes with a Q&A session to follow.

Respectfully, s/Scott D. Galvin, Mayor

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A communication was received from His Honor Mayor Galvin dated March 2, 2023 as follows:

In accordance with the provisions of M.G.L. c.40 §5B and c.44, §53, I am requesting that the City Council establish a special purpose Opioid Settlement Stabilization Fund to facilitate the receipt and ultimate distribution of the City’s share of funds from the various opioid settlements.

Woburn’s share of funds from the opioid settlements between the Attorney General’s Office and opioid distributors McKesson, Cardinal, AmerisourceBergen is \$598,973.00 and its share from opioid maker Johnson & Johnson is \$137,673.00. This fiscal year, Woburn has already received \$154,918.00, with additional payments scheduled through 2038. Payments will be distributed through the Commonwealth.

Further, in August of 2023, the City will begin receiving opioid settlement funds on an annual basis from Teva, Allergan, CVS, Walgreens and Walmart as follows:

Walmart	\$86,581.33	to be paid in 6 annual payments
Teva	\$115,586.11	to be paid in 3 annual payments
Allergan	\$68,860.70	to be paid in 7 annual payments
CVS	\$152,893.69	to be paid in 10 annual payments
Walgreens	\$166,255.88	to be paid in 18 annual payments

I am submitting herewith a draft Order for the creation of the Opioid Stabilization Settlement Fund and the initial funding with a transfer of \$154,918.00. As reflected in the draft Order, opioid settlement funds must be used solely to create, or supplement and strengthen, resources available to Woburn residents and families for substance use disorder prevention, harm reduction, treatment and recovery. Appropriations to the stabilization fund requires only a simple majority vote, while appropriations from the stabilization fund require a 2/3 vote of the City Council.

I will be available to discuss this matter in committee.

Sincerely, Mayor Scott D. Galvin

**ORDERED** Be it Ordained by the City Council of the City of Woburn, pursuant to M.G.L. c.40, §5B and c.44, §53, that a special purpose Opioid Settlement Stabilization Fund be created into which all opioid settlement proceeds from manufacturers and retailers shall be dedicated and deposited annually, such funds to be used to create, or supplement and strengthen resources available to communities and families for substance use disorder prevention, harm reduction, treatment, and recovery; and further, that the sum of \$154,918.00 be appropriated from receipts reserved for appropriation to the Opioid Settlement Stabilization Fund, or to take any other action relative thereto.

s/President Michael P. Concannon  
Per Request of the Mayor

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A communication was received from His Honor Mayor Galvin dated March 2, 2023 as follows:

I am pleased to announce that we agreed on the terms of a new three-year contract with the Woburn Local 4928 MA Library Staff Association, AFT/AFL-CIO, effective 7/1/21 thru 6/30/24. I have included a copy of the memorandum of agreement for your review.

The new agreement is fair to our Librarians and Taxpayers and will continue to move the City of Woburn forward in a positive direction.

The contract provides for annual increases of 1%/2%/2% over the three-year contract, with an initial \$1000.00 added to the base salary of full-time employees (.51/hour for part time employees) in the first year.

I am requesting the City Council approve the transfer of \$91,110.68 from the Mayor's salary account to the library department salary account to assist in funding the negotiated salary increases retroactive from 7/1/21 through 6/30/23. I will be available to discuss this matter in committee.

Sincerely, Scott D. Galvin, Mayor

ORDERED That the sum of \$91,110.68 be and is hereby transferred as so stated from Mayor Salary Adjustment Acct# 0112151-511019 \$91,110.68 to Library Salaries Acct# 0161051-511000 \$91,110.68, for Library Contract Settlement.

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

I have reviewed the above: s/Charles E. Doherty, City Auditor

s/President Michael P. Concannon

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A communication was received from His Honor Mayor Galvin dated March 2, 2023 as follows:

I am pleased to announce that we agreed on the terms of a new three-year contract with the Woburn Police Patrol Association, effective 7/1/21 thru 6/30/24. I have included a copy of the memorandum of agreement dated 1/19/2023 for your review.

The new agreement is fair to our Police Patrol Officers and Taxpayers and will continue to move the City of Woburn forward in a positive direction.

The contract provides for an increase in the hourly detail rate, an enhanced benefit for officers who do not use any sick time, an increase in education incentive payments for officers who are ineligible for the Quinn Bill, an increase of .5% in step pay for Officers reaching twenty years of service and a 1%/2%/2% wage increase over the three-year contract, with an initial \$1500 added to the base salary in the first year.

I am requesting the City Council approve the transfer of \$468,478.48 from the Mayor's salary account to the police department salary account to assist in funding the negotiated salary increases retroactive from 7/1/21 through 6/30/23. I will be available to discuss this matter in committee.

Sincerely, Scott D. Galvin, Mayor

ORDERED That the sum of \$468,478.48 be and is hereby transferred as so stated from Mayor Salary Adjustment Acct# 0112151-511019 \$468,478.48 to Police Salaries Acct# 0121051-511000 \$468,478.48, for Police Contract Settlement.

I hereby recommend the above: s/Scott D. Galvin, Mayor  
I have reviewed the above: s/Charles E. Doherty, City Auditor

s/President Michael P. Concannon

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A communication was received from His Honor Mayor Galvin dated March 2, 2023 as follows:

On January 11, 2013, Bayer Crop Science, Inc. and Pharmacia Corp. agreed to provide approximately \$4.25 million to the natural resource Trustees in order to resolve their environmental liability for the Industri-Plex Superfund Site (the Site) located in Woburn, Massachusetts. Under the terms of the settlement, which was lodged with and approved by the U.S. District Court for the District of Massachusetts, the Trustees recovered their past costs and approximately \$3.8 million for restoration (restoration planning, implementation, oversight, and monitoring) funding.

The Industri-Plex Trustee Council awarded restoration funding towards two Woburn projects:

The Shaker Glen Wetland Stream Restoration Project \$2,000,000  
The Scalley Dam Fishway Design Construction Project \$1,000,000

In accordance with the provisions of M.G.L. c.44 §53A, I am requesting that the City Council vote to accept Woburn's eligible grant share of funds awarded and received to date from the Industri-Plex Trustee Council in the amount of \$124,700 for design and permitting at The Shaker Glen Restoration Project and \$93,900 for the design and permitting of the Scalley Dam Fishway Project.

In addition. I am requesting the City Council accept \$80,635 in grant funding from The North American Wetlands Council for design and permitting of the Scalley Dam Fishway Project and \$235,000 for design and grading at The Shaker Glen Restoration Project.

I will be available to discuss this matter at the Council's Tuesday meeting.

Sincerely, Scott D. Galvin, Mayor

ORDERED Be it Ordained by the City Council of the City of Woburn, that the Mayor be and is hereby authorized pursuant to M.G.L. c.44, § 53A to accept Woburn's eligible grant share of funds awarded and received from the Industri-Plex Trustee Council in the amount of \$124,700.00, and \$235,00.00 from the North

American Wetlands Council for the design and permitting at the Shaker Glen Restoration Project; and \$93,900.00 from the Industri-Plex Trustee Council and \$80,635.00 from the North American Wetlands Council for the design and permitting of the Scalley Dam Fishway Project, and that the same be expended without further appropriation.

s/President Michael P. Concannon  
Per Request of the Mayor

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A communication was received from His Honor Mayor Galvin dated March 2, 2023 as follows:

Hurld Park is being designed and constructed as a 11.3-acre climate resilient park with a lower elevation (north section), flood resilient restored wetland, stream, floodplain and walking trails. The upland (south section) is being designed as a heat resilient park with recreation and community gathering space.

The Hurld Park has been awarded a Congressional earmark of \$3,900,000 sponsored by Congresswoman Catherine Clark and a State earmark of \$300,000 sponsored by State Representative Richard Haggerty for design and construction work.

We have also been awarded a Municipal Vulnerability Preparedness (MVP) grant from the Commonwealth in the amount of \$271,425 and an additional Congressional Earmark (CE) sponsored by Congresswoman Clark in the amount of \$259,000 for design and permitting of Hurld Park.

In accordance with the provisions of M.G.L. c.44 §53A, I am requesting that the City Council vote to accept Woburn’s eligible grant share of funds awarded and received to date in the amount of \$271,425(MVP) and \$259,000 (CE) for design and permitting.

I will be available to discuss this matter in committee.

Sincerely, Scott D. Galvin, Mayor

**ORDERED** Be it Ordained by the City Council of the City of Woburn, that the Mayor be and is hereby authorized pursuant to M.G.L. c.44, § 53A to accept Woburn’s eligible grant share of funds awarded and received in the form of a grant from Municipal Vulnerability Preparedness (MVP) in the amount of \$271,425.00, and an additional Congressional Earmark in the amount of \$259,000.00, for the design and permitting of the Hurld Park project, and that the same be expended without further appropriation.

s/President Michael P. Concannon  
Per Request of the Mayor

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A communication was received from His Honor Mayor Galvin dated March 2, 2023 regarding proposed strike legislation by Massachusetts General Court.

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**NEW PETITIONS:**

Petition by James L. McKeown Boys & Girls Club of Woburn, Charles Gardner Lane, Woburn, Massachusetts 01801, for a Special Event Permit to allow a road race and health walk starting at Charles Gardner Lane and along area streets on May 7, 2023.

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Petition by Nashoba Learning Group, 10 Oak Park Drive, Bedford, Massachusetts 01730, for a Special Event Permit to allow a 5K Run/Walk for Autism at Horn Pond on June 4, 2023.

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Petitions for renewal of Common Carrier Licenses for the following: Transaction Corporate Shuttles Inc., 5 Wheeling Avenue; and M&L Transit Systems Inc., 60 Olympia Avenue.

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Petition by Accutemp Engineering Inc., 100 Maple Street, Building B, Stoneham, Massachusetts 02180, for a special permit pursuant to Section 57b of the 1985 Woburn Zoning Ordinances, as amended, to allow for overnight parking for 2 vehicles (rack body and box van), at 271 Salem Street, Building H.

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Petition by 120 Commerce Apartments, LLC c/o Toll Brothers Apartment Living, 1140 Virginia Drive, Fort Washington, Pennsylvania 19034, to amend Section 23 Commerce Way Corridor Overlay District of the 1985 Woburn Zoning Ordinance, as amended, as follows: 1. To amend Section 23.5.1 to allow solar energy systems (roof-mounted; solar carport/canopy on a parking garage; ground-mounted, small-scale; ground-mounted, medium-scale; ground-mounted, large-scale; off-grid; and passive) and solar thermal system uses by right; 2. To amend Section 23.5.2 to allow solar carport/canopy uses by special permit; 3. To add new Section 23.5.5 for photovoltaic installations shall be exempt from certain requirements; and 4. To add Section 23.12 solar photovoltaic installations, except as otherwise provided, shall comply with Section 26.

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**PUBLIC HEARINGS: None.**

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**UNFINISHED BUSINESS FROM PREVIOUS MEETINGS: None.**

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**COMMITTEE REPORTS: None.**

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**CITIZEN'S PARTICIPATION:**

Request by Paul McElheney Jr. and Barbara Locke to discuss WTA Update.

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**COMMUNICATIONS AND REPORTS:**

A communication dated February 23, 2023, was received from Anne Speicher, Executive Director, Woburn Retirement Board, regarding "5% Local COLA Option".

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**APPOINTMENTS AND ELECTIONS: None.**

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**MOTIONS, ORDERS AND RESOLUTIONS:**

**RESOLVED** Whereas, Multiple Sclerosis ("MS") is an autoimmune disease of the central nervous system that can cause symptoms throughout the body ranging from difficulty walking to changes in memory or thinking abilities. It is believed that the immune system attacks the myelin sheath that would normally protect nerve fibers in the brain, spinal cord, and optic nerve. Myelin is a fatty material which protects and insulates nerves and acts as a protective coating. If myelin becomes damaged and/or destroyed, the scar tissue, known as sclerosis, disrupts electrical impulses between the brain and other parts of the body; and

Whereas, increased awareness and public education helps to educate the general public of the debilitating effects of Multiple Sclerosis, and inspires funds for research which is beneficial for developing treatments, looking for a cure or cause of MS, and helps those who are suffering from MS make decisions about their healthcare as there is no current cure; and

Whereas, over one million individuals are living with Multiple Sclerosis in the United States and over 2.5 million are living with MS worldwide. Studies have shown that MS is caused by an early exposure to some environmental trigger in genetically susceptible individuals. Since 1975 the number of individuals who are living with MS has more than doubled according to research; and

Whereas, the month of March has been designated as Multiple Sclerosis Awareness month and the week of March 12-19, 2023;

Now, Therefore, Be It Resolved, the City Council of the City of Woburn does hereby extend wishes of good health to all who are battling Multiple Sclerosis and urge all its residents to support charitable efforts of local organizations to help fight this terrible disease;

Be It Further Resolved, the City Council of the City of Woburn, do hereby urge all of Woburn's residents to join in declaring March 2023 as Multiple Sclerosis Awareness Month in the City of Woburn.

s/Michael P. Concannon, President, Councilor Robert J. Ferullo, Jr., Councilor Joanne E. Campbell, Councilor Richard F. Gately, Jr., Councilor Jeffrey P. Dillon, Councilor Joseph E. Demers, Councilor Lou DiMambro, Councilor Darlene Mercer-Bruen, and Councilor Charles Viola

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