

**CITY OF LEOMINSTER
CITY COUNCIL
JUNE 13, 2011
CITY COUNCIL CHAMBERS**

HEARING BEFORE THE CITY COUNCIL, 6:45 P.M.

(Hearing continued from May 9, 2011)

- C-68 Dean J. Mazzarella, Mayor: Adopt the proposed changes to the Leominster Zoning Ordinance. (Legal Affairs & President's Zoning Committee)

HEARING BEFORE THE CITY COUNCIL, 7:00 P.M.

(Hearing continued from May 9, 2011)

- 33-11 Paul A. DiGeronimo, Manager of Johnny Appleseed Realty, LLC: Rezone 1.13 acres of land on Sawtelle Road and Montrose Street from Commercial to Residence B as shown on Assessor's Map 442, Lot 18 and Map 523, Lot 14. (Legal Affairs)

PUBLIC FORUM, 7:15 P.M.

REGULAR MEETING OF THE CITY COUNCIL, 7:30 P.M.

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

- C-93 EMERGENCY PREAMBLE
Relative to the appropriation of \$1,550.00 to the Conservation Commission Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

- C-94 EMERGENCY PREAMBLE
Relative to the appropriation of \$20,000.00 to the Veterans Department Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

COMMUNICATIONS, continued

- C-95 Relative to the appropriation of \$45,697.00 to the Cemetery Department Salary & Wages Account; same to be transferred from the Cemetery Perpetual Care Income Trust Fund. (Finance)
- C-96 Relative to the appropriation of \$61,000.00 to the Gallagher Building Expense Account; same to be transferred from the Gallagher Building Revolving Fund. (Finance)
- C-97 Relative to the appropriation of \$51,226.00 to the Gallagher Building Salary & Wages Account; same to be transferred from the Gallagher Building Revolving Fund. (Finance)
- C-98 Relative to the appropriation of \$200,000.00 to the Fiscal Year 2012 Worker's Compensation Loss Fund; same to be transferred from the various prior year Worker's Compensation Loss Funds as listed:
- | | |
|---------|--------------|
| FY 2009 | \$100,000.00 |
| FY 2008 | \$ 75,000.00 |
| FY 2007 | \$ 25,000.00 |
- (Finance)
- C-99 Relative to the appropriation of \$4,100.00 to the I.T.T.F. Expenses; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-100 Relative to the appropriation of \$1,500.00 to the Building Inspector Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-101 Relative to the appropriation of \$21,000.00 to the Highway Capital Outlay Expense Account; same to be transferred from the Snow & Ice Overtime Expense Account. (Finance)
- C-102 Relative to the appropriation of \$30,000.00 to the Highway Capital Outlay Expense Account; same to be transferred from the Snow & Ice Expense Account. (Finance)
- C-103 Relative to the appropriation of \$192,000.00 to the Highway Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-104 Relative to the appropriation of \$600,000.00 to the Fire Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-105 Relative to the appropriation of \$58,000.00 to the Recreation Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

COMMUNICATIONS, continued

- C-106 Relative to the appropriation of \$12,300.00 to the Recreation Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-107 Dean J. Mazzearella, Mayor: Authorize the City of Leominster to pursue \$26,783.00 through the United States Department of Justice – Justice Assistant Grant Program (JAG). (Ways & Means)

PETITIONS

- 73-11 Claire Freda: Adopt Chapter 39, Section 23D in the Acts of 2006 entitled “An Act Further Regulating Meetings of Municipal Boards”. (Legal Affairs)
- 74-11 Xiaojun Liu: Grant a Hawkers and Peddlers License to sell educational books door to door in the City through August 10, 2011. (Ways & Means)

APPOINTMENTS

2011-2012 Election Officers

MATTERS BEFORE THE CITY COUNCIL

CITY OF LEOMINSTER-FINANCIAL REPORT

FINANCE

- C-85 Relative to the appropriation of \$1,200.00 to the Cemetery Expense Account; same to be transferred from the Emergency Reserve Account.
- C-86 Relative to the appropriation of \$75,000.00 to the Police Department Overtime Account; same to be transferred from the Excess and Deficiency Account.
- C-87 Relative to the appropriation of \$212,116.00 to the Contributory Retirement Expense Account: same to be transferred from the Other Past Employment Benefit (OP&B) Prior Year Expense Account.
- C-88 Relative to the appropriation of \$526,554.00 to the Contributory Retirement Expense Account; same to be transferred from the Group Insurance Prior Year Expense Account.
- C-89 Relative to the appropriation of \$310,000.00 to the Debt Service-Principle Expense Account; same to be transferred from the Debt Service-Interest Expense Account.

MATTERS BEFORE THE CITY COUNCIL, continued

FINANCE, continued

- C-90 Relative to the appropriation of \$100,077,000.00 to the City of Leominster General Fund Fiscal Year 2012 Budget, same to be raised by Fiscal Year 2012 Revenue. (A hearing is set for June 27, 2011 at 6:45 P.M.)
- C-91 Relative to the appropriation of \$4,925,000.00 to the Water Department Fiscal Year 2012 Budget; same to be raised by Fiscal Year 2012 Water Department estimated Receipts as authorized by Chapter 44, Section 53E of the Massachusetts General Laws. (A hearing is set for June 27, 2011 at 6:45 P.M.)
- C-92 Relative to the appropriation of \$3,775,000.00 to the Sewer Department Fiscal Year 2012 Budget; same to be raised by Fiscal Year 2012 Sewer Department Estimated Receipts as authorized by Chapter 44, Section 53E of the Massachusetts General Laws. (A hearing is set for June 27, 2011 at 6:45 P.M.)

LEGAL AFFAIRS AND WAYS & MEANS

- 69-11 Lynn A. Bouchard: Accept the 2011 Re-Precincting Plan for the City of Leominster, including the map, legal description and block listings.

WAYS & MEANS

- 70-11 George S. Frankovich: Renew the Second Hand Dealer's License for Kay Jewelers #1285 located at 100 Commercial Road.
- 71-11 George S. Frankovich: Renew the Second Hand Dealer's License for Belden Jewelers #240 located at 100 Commercial Road.
- 72-11 Jeffrey Wilson: Renew the Second Hand Dealer's License for MovieStop, LLC, Store #7045 located at 82 Orchard Hill Park Drive.

APPOINTMENT

Leominster Police Department – Brett Thompson – Permanent Police Officer
(transfer from Lancaster Police Department)

OLD BUSINESS

Water & Sewer Oversight Committee

President's Zoning Committee

Outstanding Items/Questions

NEW BUSINESS

1st Reading Ordinance- Amend Section 14-20 of the Revised Ordinances entitled "Sex Offender Residency Restrictions" by changing from 1,000 feet to 1,250 feet the area around a school that a Level 2 and Level 3 sex offender is prohibited from residing in. (Legal Affairs Petition 44-11)

RESOLUTION - Massachusetts Department of Revenue Financial Management Review

TABLED COMMUNICATION UPON WHICH ACTION IS PROPOSED**LEGAL AFFAIRS & THE PRESIDENT'S ZONING COMMITTEE**

C-68 Dean J. Mazarella, Mayor: Adopt the proposed changes to the Leominster Zoning Ordinance.

TABLED PETITION UPON WHICH ACTION IS PROPOSED**LEGAL AFFAIRS**

33-11 Paul A. DiGeronimo, Manager of Johnny Appleseed Realty, LLC: Rezone 1.13 acres of land on Sawtelle Road and Montrose Street from Commercial to Residence B as shown on Assessor's Map 442, Lot 18 and Map 523, Lot 14.

Lynn A. Bouchard
City Clerk
June 9, 2011