

**CITY OF LEOMINSTER
CITY COUNCIL
JANUARY 9, 2012
CITY COUNCIL CHAMBERS**

HEARING BEFORE THE CITY COUNCIL, 6:55 P.M.

- 22-12 National Grid and Verizon: Legate Hill Road-Relocate the jointly owned pole P31 on Legate Hill Road approximately 12 feet south of its current location. (Public Service)

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

(Continued from October 24, 2011)

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

PUBLIC FORUM

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

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

EMERGENCY PREAMBLE

- C-40 Dean J. Mazzearella, Mayor: Request that the Snow and Ice Expense Account be authorized to incur liability and make expenditures in FY2012 in excess of the available appropriation in the amount of \$236,600.00 as authorized by Massachusetts General Law, Chapter 44, Section 31D. (Finance)
- C-41 Relative to the appropriation of \$2,000.00 to the Health Department Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-42 Relative to the appropriation of \$100,000.00 to the Police Department Overtime Account; same to be transferred from the Police Salary and Wages Account. (Finance)

COMMUNICATIONS, continued

- C-43 Dean J. Mazzearella, Mayor: Request that Massachusetts General Law Chapter 32B, Section 20 be accepted as added by Chapter 479 of the Acts of 2008. (Legal Affairs)
- C-44 Dean J. Mazzearella, Mayor: Request that Massachusetts General Law Chapter 32B, Sections 21, 22, and 23 be accepted as added by Chapter 69 of the Acts of 2011. (Legal Affairs)

PETITIONS

- 28-12 Paul A. DiGeronimo, Johnny Appleseed Realty, LLC: Amend Chapter 22 of the Revised Ordinances entitled "Zoning" by changing a portion of the property on Sawtelle Road, Montrose Street and Woodbury Road identified as Assessor's Map 523, Lot 14 from Commercial District to Residence B District. (Legal Affairs)
- 29-12 New England Farm Worker's Council: Request permission to use the City Council Chambers on January 27th, February 24th, March 30th and April 20th, 2012 to take Fuel Assistance applications. (City Property)

APPOINTMENT

Emergency Management – EMS Unit – Daniel Johnson, Joseph Dumas

MATTERS BEFORE THE CITY COUNCIL

CITY OF LEOMINSTER-FINANCIAL REPORT

FINANCE

- C-35 Relative to the appropriation of \$5,000.00 to the Sealer of Weights & Measurers Salary and Wages Account; same to be transferred from the Excess and Deficiency Account.
- C-36 Relative to the appropriation of \$140,000.00 to the Highway Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-37 Relative to the appropriation of \$5,000.00 to the Planning Department Expense Account; same to be transferred from the Excess and Deficiency Account.

MATTERS BEFORE THE CITY COUNCIL, continued
FINANCE, continued

- C-38 Relative to the appropriation of \$18,350.00 to the Emergency Management Agency Expense Account; same to be transferred from the Excess and Deficiency Account.

PUBLIC SERVICE

- 22-12 National Grid and Verizon: Legate Hill Road-Relocate the jointly owned pole P31 on Legate Hill Road approximately 12 feet south of its current location.

LEGAL AFFAIRS

- 19-12 Aaron Kennedy, Leominster Police Department: Amend Section 13-88 of the Revised Ordinances entitled "Left turn prohibition" by deleting "Granite Street, eastbound to West Street westbound via cut off" and inserting "Granite Street, eastbound to West Street westbound".
- 20-12 Aaron Kennedy, Leominster Police Department: Amend Section 13-34 of the revised ordinance entitled "No parking on certain streets" by changing the no parking restriction on Granite Street, south side from "between the hours of 8:00 A.M. and 5:00 P.M." to "between the hours of 8:00 A.M. and 1:00 P.M. and 3:00 P.M. and 5:00 P.M."
- 23-12 Joanne Dinardo and Patrick LaPointe: Approve a Stormwater Ordinance, which will provide reasonable guidance for site planning and for the control of pre and post-development stormwater runoff for protecting local water resources from degradation.
- 24-12 David Rowlands, James Lanciani, Jr., David R. Cormier, John Dombrowski and Robert Salvatelli: Adopt changes to the Leominster Zoning Ordinance Table of Uses for Boarding/Lodging Houses.
- 25-12 David Rowlands, James Lanciani, Jr., David R. Cormier, John Dombrowski and Robert Salvatelli: Adopt changes to the Leominster Zoning Ordinance regarding animal care.

WAYS & MEANS

- C-39 Dean J. Mazarella, Mayor: Request that Kerry A. Boudreau be exempt from the provisions of M.G.L. Chapter 268A, (20B) Conflict of Interest. She is currently employed by the City of Leominster's Comptrollers Office and will be taking a position for the City Clerk-Elections and Registration Office as an Election Officer.

MATTERS BEFORE THE CITY COUNCIL, continued
WAYS & MEANS, continued

- 17-12 Joanne M. DiNardo, Chair-Energy Committee: Endorse the Green Communities application process including adoption of Criteria 4 “Purchase only Fuel Efficient Vehicles on non-exempt vehicles” and Criteria 5- “Adopt the Stretch Energy Code”, both criteria require City Council approval.
- 26-12 John W. Harmon, Human Resources Director: Create the title of Account Clerk with a salary of S-5 and add it to the City Ordinance’s Classification of positions Section 16-34.

COMMITTEE ON SCHOOLS

- 27-12 James Jolicoeur, Superintendent of Schools: Request that the City Council vote favorably on a Resolution authorizing the Superintendent submit to the Massachusetts School Authority a Statement of Interest.

APPOINTMENTS

Election Officers – Domenic Marcantonio, Kerry A. Boudreau,
 David R. Johnson, Anne M. Richard, Mary Anne Grady,
 Verna Charpentier, Susan Sanguinetti, Rita T. Trainque

Emergency Management – Admin Unit - Nancy Koski, Ellen Lydon-Oliveira
 Sheltering Unit - Rita Trainque

OLD BUSINESS

Resolution: Statement of Interest to the Massachusetts School Authority

Appointment of Legal Counsel

NEW BUSINESS

1st Reading Ordinance – amending Chapter 13, Section 77 of the Revised Ordinances entitled “Stop Signs” by inserting “Main Street, against westbound drivers at intersection with Electric Avenue.” (Legal Affairs Petition #18-12)

NEW BUSINESS, continued

1st Reading Ordinance – amending Chapter 16, Section 34 of the Revised Ordinances entitled “Personnel” by adding Account Clerk, S-5, effective January 1, 2012. (Ways & Means Petition #26-12)

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

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

Lynn A. Bouchard
City Clerk
January 5, 2011