

REVISED

CITY CLERK'S OFFICE
LEOMINSTER, MA

2014 MAY 8 PM 4 13

6:15 P.M. Disability Commission

6:30 P.M. Board of Health

7:20 P.M. Appointees-Emergency Management
Board of Appeals
Cultural Comm.

CITY OF LEOMINSTER

CITY COUNCIL

MAY 12, 2014

JOHN P. MAHAN CITY COUNCIL CHAMBERS

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

(Continued from March 10, 2014)

- 40-14 Leominster Planning Board: Amend the Leominster Zoning Ordinances by adding Article XVIII, Section 22-105 entitled "Medical Marijuana Facilities" to allow and regulate medical marijuana facilities in the city.

PUBLIC FORUM, 7:15 P.M.

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

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

- C-75 Relative to the appropriation of \$253,000.00 to the Emergency Management Agency Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-76 Relative to the appropriation of \$100,000.00 to the Highway Department Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-77 Relative to the appropriation of \$2,000.00 to the Mayor's Salary & and Wages Account; same to be transferred from the Excess and Deficiency Account. (Finance)

COMMUNICATIONS, continued

- C-78 Relative to the appropriation of \$8,000.00 to the Parking Meter Salary & Wages Account; same to be transferred from the Parking Meter Receipts Reserved for Appropriation Account. (Finance)
- C-79 Relative to the appropriation of \$10,000.00 to the Parking Meter Expense Account; same to be transferred from the Parking Meter Receipts Reserved for Appropriation Account. (Finance)
- C-80 Relative to the appropriation of \$24,000.00 to the Sanitation & Drainage Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-81 Relative to the appropriation of \$125,000.00 to the Fire Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

PETITIONS

- 76-14 Kevin P. Caefer: Renew the Second Hand Dealers License for GotGoldand SilverGetCash.com (Ways & Means/Veterans Affairs)
- 77-14 Fred R. Tousignant: Renew the Second Hand Dealers License for Fred's Auction located at 38 Spruce Street. (Ways & Means/Veterans Affairs)
- 78-14 Eu Dong-Do: Renew the Second Hand Dealers License for Sam's located at 710 North Main Street. (Ways & Means/Veterans Affairs)
- 79-14 Joanne Atwood: Renew the Second Hand Dealers License for The Repair Palace Inc., located at 100 Commercial Road. (Ways & Means/Veterans Affairs)
- 80-14 Robert A. Cornetta: Renew the License for two pool tables at Miranda's Pub located at 488 Lancaster Street. (Ways & Means/Veterans Affairs)
- 81-14 Carol and David Shields: Renew the License for three pool tables at South Leominster Lounge d/b/a Forte's Lounge located at 1030 Central Street. (Ways & Means/Veterans Affairs)
- 82-14 Judith Sumner, Recreation Director: Accept a donation from James L. Xarras and/or Leominster Little League at no cost to the city, for an electronic scoreboard currently located on private property adjacent to Bachand Field. (City Property and Property Oversight Committee)
- 83-14 Judith Sumner, Recreation Director: Request an appropriation of \$9,999.00 Recreation Department Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

APPOINTMENT

Assessor – Richard Dondero – term to expire 4/15/2017

MATTERS BEFORE THE CITY COUNCIL

WAYS & MEANS/ VETERANS AFFAIRS

- C-70 Dean J. Mazzarella, Mayor: Authorize the City of Leominster to pursue \$24,199.00 through the United States Department of Justice – Justice Assistance Grant Program (JAG).
- 67-14 Game Stop #1485: Renew the Second Hand Dealers License for the premises at 100 Commercial Road #49.
- 68-14 Game Stop #3594: Renew the Second Hand Dealers License for the premises at 26 Orchard Hill Park Drive.
- 69-14 Matt Zvacek: Renew the Second Hand Dealers License for Gold Buyers of America located at 100 Commercial Road, Unit 89.
- 70-14 George S. Frankovich: Renew the Second Hand Dealers License for Belden Jewelers #0240 located at 100 Commercial Road.
- 71-14 George S. Frankovich: Renew the Second Hand Dealers License for Kay Jewelers #1285 located at 100 Commercial Road.
- 72-14 Jeff Wilson: Renew the Second Hand Dealers License for Movie Stop #7045 located at 82 Orchard Hill Park Drive.
- 73-14 Christopher J. Espinola: Renew the license for two pool tables at Kona Enterprises Inc. d/b/a Captains Lounge located at 1536 Main Street.
- 74-14 Aime Lemoine: Renew the license for two pool tables at Seven R's d/b/a A & R's Double Inn located at 166 Water Street.
- 75-14 Albert Mason: Renew the license for seven pool tables and twenty four bowling alleys at Mason's Bowling Center located at 640 R. North Main Street.

LEGAL AFFAIRS

- C-71 Dean J. Mazzarella, Mayor: Approve a Stormwater Ordinance which will provide reasonable guidance for the site planning and for the control of the pre and post-development stormwater runoff for protecting local water resources from degradation.

MATTERS BEFORE THE CITY COUNCIL, continued

LEGAL AFFAIRS, continued

- 40-14 Leominster Planning Board: Amend the Leominster Zoning Ordinances by adding Article XVIII, Section 22-105 entitled "Medical Marijuana Facilities" to allow and regulate medical marijuana facilities in the city.
- 50-14 James Whitney and Ten Registered Voters: Amend the Leominster Zoning Ordinance Article I, Section 24-2 entitled Definitions by eliminating the sentence "Facilities that utilize animal testing of products are not included in this definition" from the Life sciences definition. (Hearing continued to May 27, 2014 at 7:00 P.M.)

CITY OF LEOMINSTER – FINANCIAL REPORT

FINANCE

- C-72 Relative to the appropriation of \$100,000.00 to the Police Department Overtime Account; same to be transferred from the Excess and Deficiency Account. (Granted with an Emergency Preamble on April 28, 2014; another vote is required.)
- C-73 Relative to the appropriation of \$60,000.00 to the Gallagher Building Expense Account; same amount to be transferred from the Gallagher Building Revolving Fund.
- C-74 Relative to the appropriation of \$51,000.00 to the Police Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.

APPOINTMENTS

Office of Emergency Management: Rescue Unit – Melissa Singer
Administration Unit – Juan Hidalgo

Board of Appeals – Alternate Member – Robert Fitzpatrick -
term to expire 4/15/15

Cultural Commission – David Letters – term to expire 4/15/2017

RE-APPOINTMENTS

Board of Appeals - Joseph Tocci - term to expire 4/15/2017

Council on Aging - Ann Lucier, James E. Hines, John Harmon,
Carol DeCarolis, terms to expire 4/15/2017

Cultural Commission- Gilbert Tremblay - term to expire 4/15/2017

RE-APPOINTMENTS, continued

License Commission - Melissa Maguire - term to expire 4/15/2020

Recreation Commission- Douglas Cormier - term to expire 4/15/2017

OLD BUSINESS

- Pole locations

RESOLUTION – City owned parcels adjacent to the American Little League Field on American Way

NEW BUSINESS

1st Reading Ordinance – Amending Chapter 13, Section 13-77 of the Revised Ordinances entitled “Stop Signs” by inserting Wilder Lane, against northbound drivers at Wilder Road. (Legal Affairs)

1st Reading Ordinance – Amending Chapter 22, Section 22-17 of the Revised Ordinances entitled “Underlying Districts Table of Uses” by changing under Business Uses “Motor vehicle gas station minimart and car wash” to two separate lines that would read: 1. Motor vehicle gas station minimart, 2. Motor vehicle gas station minimart and car wash. (Legal Affairs)

1st Reading Ordinance – Amending Chapter 16, Section 16-31 of the Revised Ordinances entitled “Method of step advances” by adding to subparagraph (b); Effective July 1, 2014, officers and employees with positions classified in the “S” classification who are department heads (S-8, S-9, or S-10) will receive a starting salary within the minimum and maximum range of the classification of their position, subject to approval by the mayor. (Legal Affairs)

1st Reading Ordinance – Amending Chapter 13 of the Revised Ordinances entitled “Operation of Vehicles” by deleting Sections 13-68, 13-71 and 13-72 in their entirety and replacing with new Sections 13-68, 13-71 and 13-72 thru 13-72.6 relative to traffic fines. (Legal Affairs)

Establishment of Subcommittee Meetings:

- Ways & Means and Veterans Affairs
- Legal Affairs
- Public Safety and Traffic
- Public Service
- City Property and Property Oversight
- Public Schools and School Facilities
- Finance Committee
- Council Rules and Code of Conduct

Lynn A. Bouchard
City Clerk
May 8, 2014