

7:20 P.M. Appointee-Assessor

CITY CLERK'S OFFICE
LEOMINSTER, MA

2014 MAY 22 PM 1 25

CITY OF LEOMINSTER

CITY COUNCIL

MAY 27, 2014

JOHN P. MAHAN CITY COUNCIL CHAMBERS

HEARING BEFORE THE CITY COUNCIL, 6:35 P.M.

Relative to 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 - Petition #47-14)

HEARING BEFORE THE CITY COUNCIL, 6:40 P.M.

Relative to 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 - Petition #45-14)

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

Relative to 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 - Communication C-49)

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

Relative to 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 - Petition #46-14)

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

(Continued from April 28, 2014)

- 50-14 James Whitney and Ten Registered Voters: Amend the Leominster Zoning Ordinance Article I, Section 22-4 entitled Definitions by eliminating the sentence "Facilities that utilize animal testing of products are not included in this definition" from the Life sciences definition. (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-82 Relative to the appropriation of \$25,000.00 to the Fire Department Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-83 Relative to the appropriation of \$162,265.00 to the Street Resurfacing Expense Account; same to be transferred from the Highway State Aid Reserved for Appropriation Account. (Finance)
- C-84 Relative to the appropriation of \$40,000.00 to the Veteran Services Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-85 Relative to the appropriation of \$10,000.00 to the Water Department Overtime Account; same to be transferred from the Water Salaries and Wages Account. (Finance)

PETITIONS

- 84-14 Stephen J. Mullaney: Request the City Council ask the Mayor to submit an appropriation to pay uncertain bills due to S. J. Mullaney Engineering, Inc., as requested by the Mayor and the City Council in a Home Rule Petition to the General Court (Communication C-109, 2013), and as authorized by the General Court and the Governor in Chapter 192 of the Acts of 2013. (Ways & Means/Veterans Affairs)
- 85-14 Mark C. Bodanza and Claire M. Freda: Adopt an ordinance regarding the use of medical marijuana on public property. (Legal Affairs)

PETITIONS, continued

- 86-14 National Grid: Central Street-Install 1 singly owned pole beginning at a point approximately 2,000 feet east of the centerline of the intersection of Willard Street. (Public Service)
- 87-14 James E. Rheault: Rename the most westerly portion of Nancy Court, a private way, to Connors Way, a private way with the result that the premises at #18 Nancy Court (Assessors' Map 359 Parcel 2) would henceforth be known as #18 Connors Way, and that the premises at #24 Nancy Court (Assessors' Map 359 parcel 9) would henceforth be known as #24 Connors Way. (Public Service)

APPOINTMENT

Police Department – Patrolman - Corey Donnelly

MATTERS BEFORE THE CITY COUNCIL

WAYS & MEANS/VETERANS AFFAIRS COMMITTEE

- 69-14 Matt Zvacek: Renew the Second Hand Dealers License for Gold Buyers of America located at 100 Commercial Road, Unit 89.
- 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.
- 76-14 Kevin P. Cafer: Renew the Second Hand Dealers License for GotGoldand SilverGetCash.com.
- 77-14 Fred R. Tousignant: Renew the Second Hand Dealers License for Fred's Auction located at 38 Spruce Street.
- 78-14 Eu Dong-Do: Renew the Second Hand Dealers License for Sam's located at 710 North Main Street.
- 79-14 Joanne Atwood: Renew the Second Hand Dealers License for The Repair Palace Inc., located at 100 Commercial Road.
- 80-14 Robert A. Cornetta: Renew the License for two pool tables at Miranda's Pub located at 488 Lancaster Street.
- 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.

MATTERS BEFORE THE CITY COUNCIL, continued

LEGAL AFFAIRS

- C-71 Dean J. Mazarella, 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.
- 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. (Hearing continued to June 9, 2014 at 7:00 P.M.)
- 50-14 James Whitney and Ten Registered Voters: Amend the Leominster Zoning Ordinance Article I, Section 22-4 entitled Definitions by eliminating the sentence "Facilities that utilize animal testing of products are not included in this definition" from the Life sciences definition.

CITY PROPERTY AND PROPERTY OVERSIGHT COMMITTEE

- 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 OF LEOMINSTER-FINANCIAL REPORT

FINANCE

- 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.
- 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.
- 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.
- 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.
- 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.

MATTERS BEFORE THE CITY COUNCIL, continued

FINANCE, continued

- 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.
- 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.
- 83-14 Judith Sumner, Recreation Director: Request an appropriation of \$9,999.00 to the Recreation Department Expense Account; same to be transferred from the Excess and Deficiency Account.

APPOINTMENT

Assessor – Richard Dondero – term to expire 4/15/2016

OLD BUSINESS

- Pole locations

RESOLUTION – City owned parcels adjacent to the American Little League Field on American Way (Ways & Means/Veterans Affairs)

2nd Reading Ordinance – Amend Chapter 13, Section 13-77 of the Revised Ordinances entitled “Stop Signs” by inserting Wilder Lane, against northbound drivers at Wilder Road. (Legal Affairs - Petition #47-14)

2nd Reading Ordinance – Amend 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 - Petition #45-14)

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OLD BUSINESS, continued

2nd Reading Ordinance – Amend 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 - Petition #46-14)

NEW BUSINESS

RESOLUTON – Establish traffic fund

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 22, 2014