

**Council President**

David R. Cormier

**Council Vice President**

Pauline M. Cormier



**Councillors-at-Large**

Thomas F. Ardinger

Susan Chalifoux-Zephir

Todd M. Deacon

Claire M. Freda

**Ward Councillors**

Ward 1 – William A. Brady

Ward 2 – Pauline M. Cormier

Ward 3 – David R. Cormier

Ward 4 – Mark C. Bodanza

Ward 5 – Peter A. Angelini

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**AGENDA**

**CITY OF LEOMINSTER**

**CITY COUNCIL**

**FEBRUARY 14, 2022**

**JOHN P. MAHAN CITY COUNCIL CHAMBERS**

**PUBLIC INFORMATION SESSION WITH THE POLICE AND FIRE CHIEF 6:15 PM**

- Provide the City Council and Public with an update on general operations of each respective department.

**PUBLIC HEARING 6:30 PM**

- Notice to Appear - 645 Lancaster Street – Flammable Storage Violation  
(Legal Affairs; Public Hearing: February 14, 2022 @ 6:30 PM)

**PUBLIC HEARING 6:45 PM**

- 24-22 Elizabeth Wood (on Behalf of the Planning Board) requests to amend the zoning ordinance pertaining to Performance Guarantees for Site Plans.

RE: To ensure that all conditions of approval, issued by the Planning Board for Site Plan, are completed.

(Legal Affairs; Regular Course 01/10/2022; Public Hearing; January 24, 2022 @ 6:50PM; Public Hearing Continued; 02/14/2022 @ 6:50PM;

**Cont to 03/14/2022 at 6:45 PM; 2/3 Vote)**

**PUBLIC HEARING 6:50 PM**

20-22 Elizabeth Wood (on Behalf of the Planning Board) requests to amend the zoning ordinance pertaining to the parking of unregistered vehicles.

RE: Overflow lots

*(Legal Affairs; Regular Course 06/14/2021; Public Hearing; January 10, 2022 @ 6:50PM; Cont. Public Hearing February 14, 2022 @ 6:50 PM; Cont to 03/14/2022 at 6:50 PM; REFERRALS IN: Planning Director; REFERRALS OUT: Building Inspector, Zoning Board of Appeals; 2/3 Vote)*

**PUBLIC FORUM, 6:55 P.M.**

The public forum is an opportunity for any member of the audience to speak on a matter specifically listed on the Council Agenda. Speakers will be asked to come to the microphone and state their formal name and address along with identifying the specific item(s) they wish to address. Each speaker is respectfully asked to keep their comments within a two (2) minute time frame. The Council will not be responding or answering any questions; however, at the discretion of the Council President, clarification may be given.

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**I. REGULAR MEETING OF THE CITY COUNCIL, 7:00 P.M.**

**II. PLEDGE OF ALLEGIANCE**

**III. ROLL CALL OF COUNCILLORS IN ATTENDANCE**

**IV. APPROVAL OF RECORDS**

- January 24, 2022

**V. COMMUNICATIONS FROM THE MAYOR**

C-46 Dean J. Mazarrella, Mayor: Requests an appropriation in the amount of \$50,000 be made to the Highway Capital Account; the same amount to be transferred from the Stabilization Account.

RE: Safe Routes to School appraisal  
*(Finance; Regular Course 2/14/2022; 2/3 Vote)*

## COMMUNICATIONS FROM THE MAYOR - Continued

### EMERGENCY PREAMBLE

C-47 Dean J. Mazzearella, Mayor: Requests an appropriation in the amount of \$250,000.00 be made to the Police Department Salary & Wages Account; the same amount to be transferred from the Stabilization Fund.

RE: Overtime funding  
(Finance; Regular Course 02/14/2022; 2/3 Vote)

C-48 Dean J. Mazzearella, Mayor: Requests City Council vote to accept the Resolution to transfer property located at the corner of Johnson and Carter Streets.  
(Ways and Means; Regular Course 2/14/2022; Majority Vote)

C-49 Dean J. Mazzearella, Mayor: Requests the confirmation of the permanent appointment of Arthur Albthal to the position of Director of Emergency Management.

RE: Three-year term, beginning March 1, 2022.  
(Ways and Means; Regular Course 2/14/2022; Interview 02/28/2022 at 6:52 PM; Majority Vote)

## VI. PETITIONS FIRST TIME ON THE AGENDA

32-22 Pauline Cormier, Ward 2 Councillor, Susan Chalifoux-Zephir, owner Ginny's Helping Hand, and Vinda Pedrosa, owner of Vinda's Tailoring: Requests that the City Council approve placement of a crosswalk across Mechanic St. near 52 and 54 Mechanic St. to assist patrons of local businesses safe transit across Mechanic St.  
(Public Safety and Traffic; Regular Course 02/14/2022; Public Hearing 02/28/2022 @ 6:50PM; 2/3 Vote)

33-22 Jon Andre Zajon, on behalf of George's Fine Jewelers, Inc.: request to renew license to deal secondhand articles at 255 North Street.  
(Ways & Means; Regular Course; 02/14/2022; REFERRALS IN: Treasurer, Police; Majority Vote)

34-22 Fred R. Tousignant, on behalf of Fred's Auction: request to renew license to deal secondhand articles at 92 Pleasant Street.  
(Ways & Means; Regular Course; 02/14/2022; REFERRALS IN: Treasurer, Police; Majority Vote)

35-22 Jon Andre Zajon, on behalf of House of Relics: request to renew license to deal secondhand articles at 1292 Main Street.

*(Ways & Means; Regular Course; 02/14/2022; REFERRALS IN:  
Treasurer, Police; Majority Vote)*

**PETITIONS FIRST TIME ON THE AGENDA - Continued**

- 36-22 Joshua Olmeda, on behalf of GameStop #3594: request to renew license to deal secondhand articles at 26 Orchard Hill Park.  
*(Ways & Means; Regular Course; 02/14/2022; REFERRALS IN:  
Treasurer, Police; Majority Vote)*
- 37-22 Massachusetts Electric Company d/b/a National Grid and Verizon New England, Inc. requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:  
Lancaster Street – National Grid to relocate 1 JO Pole on Lancaster St. beginning at a point approximately 530 feet north of the centerline of the intersection of Saga Ave and continuing approximately 20 feet in an east direction. Relocate Police #81-84, 25 feet in southern direction from its current location. Homeowner of #644 has requested pole relocation to proposed new driveway.  
Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked Lancaster Street – Leominster – Massachusetts.  
Also seeking permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.  
Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.  
*(Public Service; Regular Course; 02/14/2022; Public Hearing 02/28/2022 at 6:45 PM; Majority Vote)*
- 38-22 Joanne L. Atwood, on behalf of The Repair Palace, Inc.: request to renew license to deal secondhand articles at 11 Sack Blvd.  
*(Ways & Means; Regular Course; 02/14/2022; REFERRALS IN:  
Treasurer, Police; Majority Vote)*

**VII. MATTERS BEFORE THE CITY COUNCIL**

## VIII. FINANCIAL REPORT

### IX. FINANCE

C-45 Dean J. Mazzarella, Mayor: Requests an appropriation of \$12,000.00 be made to the City Council Advertising Expense Account; the same amount to be transferred from the Stabilization Fund.

RE: Advertising costs  
(Finance; Regular Course 1/24/2022; 2/3 Vote)

### I. LEGAL AFFAIRS

20-22 Elizabeth Wood (on Behalf of the Planning Board) requests to amend the zoning ordinance pertaining to the parking of unregistered vehicles.

RE: Overflow lots  
(Legal Affairs; Regular Course 06/14/2021; Public Hearing; January 10, 2022 @ 6:50PM; Cont. Public Hearing February 14, 2022 @ 6:50 PM; REFERRALS IN: Planning Director; REFERRALS OUT: Building Inspector, Zoning Board of Appeals; 2/3 Vote)

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RE: To ensure that all conditions of approval, issued by the Planning Board for Site Plan, are completed.  
(Legal Affairs; Regular Course 01/10/2022; Public Hearing; January 24, 2022 @ 6:50PM; 2/3 Vote)

- Notice to Appear - 645 Lancaster Street – Flammable Storage Violation  
(Legal Affairs; Public Hearing: February 14, 2022 @ 6:30 PM)

## **II. CITY PROPERTY**

31-22 Richard M. Marchand: Request to Close off the following City streets and City property in downtown Leominster to host the 29<sup>th</sup> Annual Johnny Appleseed Arts and Cultural Festival. The festival will take place on Saturday, September 24<sup>th</sup>, 2022.

- West Street from the intersection of Cottage Street to Main Street.
- Park Street from Main Street to West Street.
- Main Street from Mechanic Street to Merriam Avenue.
- Church Street to be used for EMS only.
- School Street from West Street to Merriam Avenue.

In addition to the city streets, the festival would also include the parking lots adjacent to the City Hall, the City Hall parking lot, and the city parking lot between the First Baptist Church and the First Church Unitarian also be reserved for the festival.

The time of closure requested is from six o'clock in the morning until approximately six o'clock in the evening.

*(City Property; Regular Course 01/24/2022; Majority vote)*

## **III. WAYS AND MEANS**

25-22 Diane Amidon, on behalf of Upscale Consignmint: request to renew license to deal secondhand articles at 875 Merriam Avenue St. 131.  
*(Ways & Means; Regular Course; 01/24/2022; REFERRALS IN: Treasurer, Police; Majority Vote)*

26-22 George Degiaoui, on behalf of Hannoush Jewelers: request to renew license to deal secondhand articles at 100 Commercial Road.  
*(Ways & Means; Regular Course; 01/24/2022; REFERRALS IN: Treasurer, Police; Majority Vote)*

27-22 Neil Abramson, on behalf of Cutiques: request to renew license to deal secondhand articles at 37 Mechanic Street.  
*(Ways & Means; Regular Course; 01/24/2022; REFERRALS IN: Treasurer, Police; Majority Vote)*

28-22 Neil Abramson, on behalf of Cutie Patuties: request to renew license to deal secondhand articles at 1021 Central Street.  
*(Ways & Means; Regular Course; 01/24/2022 REFERRALS IN: Treasurer, Police; Majority Vote)*

**WAYS AND MEANS - Continued**

29-22 Roger Cormier, on behalf of Crowne Jewelers: requests to renew license to deal secondhand articles at 12 Lindell Avenue.  
*(Ways & Means; Regular Course; 01/24/2022; REFERRALS IN: Treasurer, Police; Majority Vote)*

30-22 Susan Chalifoux Zephir, on behalf of Ginny's Helping Hand, Inc.: requests to renew license to deal secondhand articles at 52 Mechanic Street.  
*(Ways & Means; Regular Course; 01/24/2022; REFERRALS IN: Treasurer, Police; Majority Vote)*

**IV. NEW BUSINESS**

**V. OLD BUSINESS**

**Second Reading of an Ordinance**

21-22 Julio Ramos, Traffic Officer Leominster Police Department, requests to amend Chapter 13, Section 13-24 of the Revised Ordinance entitled "No Parking on Certain Streets" to be amended by inserting the following text: Mount Pleasant Ave., easterly side, from a point beginning at 20 feet from the intersection with Mechanic Street to a point of 760 feet from the intersection with Pine Street.

RE: Firefighting vehicles inability to maneuver with parking on both sides.

*(Legal Affairs; Regular Course 12/13/2021; Public Hearing: January 10, 2022, at 6:45 PM; First Reading of Ordinance ADOPTED 01-24-2022; 2/3Vote)*

**VI. COMMUNITY CALENDAR**

**VII. TABLED PETITIONS UPON WHICH ACTION IS PROPOSED**

- 27-21 Elizabeth Wood, Economic Development and Planning Director: Request to amend the zoning ordinance pertaining to Solar. See attached letter. *(Legal Affairs; Regular Course 11/23/2020; Further Time 12/14/2020, 12/28/2020, 01/11/2021, 01/25/2021; Public Hearing; January 11, 2021 @ 6:35PM; Public Hearing Continued; 02/08/2021; @ 6:30PM; Public Hearing Continued; 03/08/2021 @ 6:45PM; Further Time; 01/11/2021; 01/25/2021;02/08/2021;02/22/2021; 03/08/2021; Subcommittee Mtg 3/17/2021; TABLED 03/22/2021; Subcommittee Mtg 4/21/2021; 2/3 Vote)*

**VIII. ADJOURNMENT**

- Katelyn Huffman, City Clerk