

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

AGENDA

CITY OF LEOMINSTER

CITY COUNCIL

APRIL 24, 2023

JOHN P. MAHAN CITY COUNCIL CHAMBERS

RECEIVED
LEOMINSTER CITY CLERK
2023 APR 20 PM 12:00

INFORMATION SESSION 6:00 P.M.

Information session with National Grid regarding the A1/B2 transmission line soil boring project.

PUBLIC HEARING, 6:35 P.M.

C-61 Dean J. Mazarella, Mayor; Request to accept the proposed CDBG Budget/Action Plan for the City of Leominster-Year 49. (*Finance; Regular Course 04/10/2023; Public Hearing 04/24/2023 at 6:35 PM; Majority Vote*)

PUBLIC HEARING, 6:40 P.M.

35-23 John Fraher, Captain Leominster Police Department: Accept a new section of the City of Leominster Revised Ordinances Chapter 14 Section 22. Regarding prohibitions and requirements for the commercial sale of firearms & ammunition (gun shops) within the City of Leominster. See attached proposed ordinance. (*Legal Affairs; Regular Course 04/10/2023; Public Hearing 04/24/2023 at 6:40 PM; Majority Vote*)

PUBLIC HEARING, 6:40 P.M.

- 36-23 John Fraher, Captain Leominster Police Department: Accept a new section of the City of Leominster Revised Ordinances Chapter 11 Section 7.1. Regarding the sale of firearms & ammunition by pawnshops within the City of Leominster. See attached proposed ordinance. (*Legal Affairs; Regular Course 04/10/2023; Public Hearing 04/24/2023 at 6:45 PM; Majority 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.

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

- March 13, 2023
- March 27, 2023
- April 10, 2023

V. COMMUNICATIONS FROM THE MAYOR

Money Orders

- C-63 Dean J. Mazzearella, Mayor: Request that an appropriation of \$60,000.00 be made to the Police Indemnification Accounts and the same to be transferred from the Excess and Deficiency Account. *(Finance Committee; Regular Course 04/24/2023; Majority Vote)*
- C-64 Dean J. Mazzearella, Mayor: Request that an appropriation of \$1,000,000.00 be made to the Street Resurfacing Expense Account; the same to be transferred from the Excess and Deficiency Account. *(Finance Committee; Regular Course 04/24/2023; Majority Vote)*
- C-65 Dean J. Mazzearella, Mayor: Request that an appropriation of \$250,000.00 be made to the Police Department Overtime Account; the same amount to be transferred from the Excess and Deficiency Account. *(Finance Committee; Regular Course 04/24/2023; Majority Vote)*

Appointments

Dean J. Mazzearella, Mayor: request the reappointment of the following individual:

Historical Commission: term to expire 04/15/2026

Rocco Palmieri 20 Haynes Court Leominster, MA

(Ways & Means Committee; Regular Course 04/24/2023; Majority Vote)

VI. PETITIONS FIRST TIME ON THE AGENDA

- 37-23 Christopher Rivard: Request to renew transient vendor license. *(Ways and Means; Regular Course 04/24/2023; Majority Vote)*
- 38-23 North Central MA Launch, LLC D/B/A Launch Leominster: Request a bowling alley license for Launch Leominster, 118 Commercial Road, Leominster, MA. *(Ways and Means; Regular Course 04/24/2023; Public Hearing May 8, 2023, at 6:50 PM; Majority Vote)*
- 39-23 Sterling Jewelers Inc. D/B/A Kay Jewelers #1285: Request to renew license to deal second hand articles, 100 Commercial Road, Leominster, MA. *(Ways and Means; Regular Course 04/24/2023; Majority Vote)*

PETITIONS FIRST TIME ON THE AGENDA, continued

40-23 Massachusetts Electric Company d/b/a National Grid requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Spruce St - National Grid to install 1 SO Pole on Spruce St beginning at a point approximately 450' feet west of the centerline of the intersection of Whitney St and continuing approximately 20' feet in a south direction. Install Pole # 4-5 approximately 50' west of Pole # 4 for new transformer bank to temporarily feed 31 Spruce St.

Location approximately as shown on plan attached

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 - Spruce St - Leominster - Massachusetts.

No.# 30707914 April 14, 2023

Also, for 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 04/24/2023; Public Hearing 05/08/2023 at 6:45 PM; Majority Vote*)

41-23 Entertainment Cinemas Leominster, LLC: Request to renew theater license located at 45 Sack Blvd, Leominster, MA. (*Ways & Means; Regular Course 04/24/2023; Majority Vote*)

VII. MATTERS BEFORE THE CITY COUNCIL

VIII. FINANCIAL REPORT

IX. FINANCE

- C-61 Dean J. Mazzearella, Mayor; Request to accept the proposed CDBG Budget/Action Plan for the City of Leominster-Year 49. (*Finance; Regular Course 04/10/2023; Public Hearing 04/24/2023 at 6:35 PM; Majority Vote*)
- C-62 Dean J. Mazzearella, Mayor; Request to adopt a COLA increase from 3% to 5% under the new law, a retirement system would need Council approval, as well. RE: To increase the 3% cap to 5% for one time. This law requires Council Approval. (*Finance; Regular Course 04/10/2023; Majority Vote*)
- 33-23 Gregory C. Chapdelaine, Purchasing Agent: Request to allow the Purchasing Agent to award two contracts, each for a six-year period. Both contracts will be bid separately and awarded separately. RE: Banking Services and Lockbox Services. (*Finance; Regular Course 04/10/2023; Further time 04/24/2023*)
- 34-23 Gregory C. Chapdelaine, Purchasing Agent: Request to allow the Purchasing Agent to award a contract for Ambulance Billing Services for a six-year period. (*Finance; Regular Course 04/10/2023; Further time 04/24/2023*)

X. LEGAL AFFAIRS

- 35-23 John Fraher, Captain Leominster Police Department: Accept a new section of the City of Leominster Revised Ordinances Chapter 14 Section 22. Regarding prohibitions and requirements for the commercial sale of firearms & ammunition (gun shops) within the City of Leominster. See attached proposed ordinance. (*Legal Affairs; Regular Course 04/10/2023; Public Hearing 04/24/2023 at 6:40 PM; Majority Vote*)

LEGAL AFFAIRS, continued

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XI. WAYS & MEANS

Dean J. Mazzarella, Mayor; Request the Reappointment of the following individuals.

Board of Appeals-term to expire 04/15/2026

Henry Frye 435 Lancaster Street Leominster, MA

Planning Board; term to expire 04/15/2028

Patrick Perla 11 Revolution Drive Leominster, MA

Registrars of Voters; terms to expire 04/15/2026

Ann B. Mahan	85 Exchange Street	Leominster, MA
Charles Milhans	54 Rose Avenue	Leominster, MA
Nancy Piermarini	215 West Street	Leominster, MA

XII. NEW BUSINESS

First Reading of an Ordinance

- C-60 Dean J. Mazzarella Mayor: Request an amendment to the Non-Union employee's salary and wage scale for FY2024 with the attached scale. Also, please amend the ordinance to Non-Union positions and classifications based on the support attached. (*Legal Affairs; Regular Course 03/27/2023; Majority Vote*)

XIII. OLD BUSINESS

Second Reading of an Ordinance

- 19-23 William Brady, Ward 1 Councillor: Request to Amend Chapter 13 entitled “Motor Vehicles and Traffic”, Section 13-34 “No parking on certain streets” by inserting the following:

“No parking on Lock Drive, on both sides, for the entirety of the street”
*(Legal Affairs; Regular Course 02/27/2023; Further Time 03/13/2023;
Public Hearing 03/27/2023 at 6:50 PM; Majority Vote)*

XIV. COMMUNITY CALENDAR

- **DOG TAG FLAG – APRIL 28, 2023 – APRIL 30, 2023 – JOHNNY ROBERGE PARK – APRIL 29, 2023, AT 11 AM IS THE CEREMONY.**

XV. ADJOURNMENT

- Katelyn Huffman, City Clerk