

Council President
David R. Cormier
Council Vice President
Pauline M. Cormier



Councillors-at-Large
Thomas F. Arding
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
MAY 9, 2022

LEOMINSTER CITY CLERK
2022 MAY 5 PM 12:41

JOHN P. MAHAN CITY COUNCIL CHAMBERS

INTERVIEW 6:25 PM

Dean J. Mazzearella, Mayor: Requests the appointment of Mary Marotta, 34 Wheeler Street, Leominster, to the Historical Commission, term to expire April 15, 2025.
(Ways and Means; Regular Course 04/25/2022; Interview 05/09/2022 at 6:25 PM; Majority Vote)

INTERVIEW 6:27 PM

Dean J. Mazzearella, Mayor: Requests the appointment of Diana Sanabria, 18 Lawrence Avenue, Leominster, to the Historical Commission, term to expire April 15, 2025.
(Ways and Means; Regular Course 04/25/2022; Interview 05/09/2022 at 6:27 PM; Majority Vote)

PUBLIC HEARING – Continued – 6:30 PM

48-22 Peter Angelini, Ward 5 Councillor: Requests to amend the City of Leominster Revised Ordinances Section 12-2 as attached. This amendment is proposed to take effect July 1, 2022.

RE: To revise the fee schedule in the City of Leominster to begin July 1, 2022 (FY2023)

(Legal Affairs: Regular Course 03/28/2022; Public Hearing 04/11/2022 at 6:45 PM; Public Hearing Continued to 05/09/2022 at 6:30 PM;

REFERRALS OUT: License Commission, Board of Health, Planning and Conservation; 2/3 Vote)

PUBLIC HEARING – Continued – 6:50 PM

49-22 Elizabeth Wood (On Behalf of the Planning Board) requests to amend the zoning ordinance pertaining to the Solar Ordinance, Article III Table of Uses and Section 22-104 of Zoning, per attached letter.

(Legal Affairs; Regular Course 03/28/2022; Public Hearing 05/09/2022 at 6:50 PM; Further Time 04/11/2022; REFERRALS IN; Planning;

REFERRALS OUT: Conservation; Board of Appeals, Fire Department; Department of Public Works; 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.

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

- April 25, 2022

V. COMMUNICATIONS FROM THE MAYOR

C-75 Dean J. Mazzearella, Mayor: Requests an appropriation of \$37,000.00 be made to the Snow & Ice Expense Account; the same amount to be transferred from the Snow & Ice Overtime Account.

RE: Equipment Repairs and restocking of consumables
(Finance; Regular Course 05/09/2022; Majority Vote)

C-76 Dean J. Mazzearella, Mayor: Requests an appropriation of \$900,000.00 be made to the School Transportation Expense Account; the same amount to be transferred from the Excess and Deficiency Account.
(Finance; Regular Course 05/09/2022; Majority Vote)

C-77 Dean J. Mazzearella, Mayor: Requests an appropriation of \$450,000.00 be made to the Street Resurfacing Expense Account and \$550,000.00 be made to the Sidewalk Expense Account; the same amount to be transferred from the Excess and Deficiency Account.
(Finance; Regular Course 05/09/2022; Majority Vote)

C-78 Dean J. Mazzearella, Mayor: Requests an appropriation of \$250,000.00 be made to the Fire Department Overtime Account; the same amount to be transferred from the Excess and Deficiency Account.

RE: Overtime funding for the remainder of the fiscal year.
(Finance; Regular Course 05/09/2022; Majority Vote)

C-79 Dean J. Mazzearella, Mayor: Requests the Fiscal Year 2023 Budget, which totals \$150,624,467.00 be adopted. \$150,416,047 to be raised by Fiscal Year 2023 Revenues, \$133,000 to be transferred from the Gallagher building special revenue fund, and \$75,420.00 to be transferred from the Cemetery Trust Fund.
(Finance; Regular Court 05/09/2022; Public Hearing 05/23/2022 at 6:00 PM; 2/3 Vote)

C-80 Dean J. Mazzearella, Mayor: Requests a total of appropriation of \$6,499,451.00 be made to the FY2023 Water Department Budget; the same amount to be raised/offset by Fiscal Year 2023 Receipts as authorized by Massachusetts General Law Chapter 44 Section 53E.
(Finance; Regular Course 05/09/2022; Public Hearing 05/23/2022 at 6:15 PM; 2/3 Vote)

COMMUNICATIONS FROM THE MAYOR - Continued

- C-81 Dean J. Mazzearella, Mayor: Requests a total appropriation of \$6,538,048.00 be made to the FY2023 Sewer Department Budget; the same amount to be raised/offset by Fiscal Year 2023 Receipts as authorized by Massachusetts General Law Chapter 44 Section 53E. *(Finance; Regular Course 05/09/2022; Public Hearing 05/23/2022 at 6:30 PM; 2/3 Vote)*

VI. PETITIONS FIRST TIME ON THE AGENDA

- 53-22 Nellye Molina, on behalf of J & J Consignment: request to renew license to deal secondhand articles at 285 Central Street. *(Ways and Means; Regular Course 05/09/2022; REFERRALS IN: Treasurer; Police) Majority Vote)*
- 54-22 Paul Rouleau, on behalf of Protechs Solutions: Request to renew license to deal secondhand articles at 345 Central Street. *(Ways and Means; Regular Course 05/09/2022; REFERRALS IN: Treasurer; Police; Majority Vote)*
- 55-22 Verizon New England, Inc. requests permission to locate poles, wires, cables, and fixtures, including the necessary anchors, guys and other such sustaining and protecting fixtures to be owned and used in common by your petitioners, along and across the following public way or ways:

MERRIAM AVENUE: Place one (1) solely owned pole numbered T.104S on the east side of Merriam Avenue at a point approximately one hundred sixty-three (163) feet northerly from the center line of Shadow Lawn Drive.

Reason: Place one (1) solely owned pole on Merriam Avenue at the request of an abutter to remove a trespass; and to provide for the distribution of intelligence and telecommunications.

Wherefore they pray that after due notice and hearing as provided by law, they be granted joint or identical locations for and permission to erect and maintain poles, wires and cables, together with anchors, guys and other such sustaining and protecting fixtures as they may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked VERIZON No. 1A5F8DP, dated February 16, 2022.

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 petitioners agree to reserve space for one crossarm at a suitable point on each of said poles for the fire and police telephone and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

(Public Service; Regular Course 05/09/2022; Public Hearing 05/23/2022 at 6:45 PM; Majority Vote)

- 56-22 Mason Investments Inc.: Renew Bowling Alley License for Mason Bowling Center located at 640 North Main Street.
(Ways & Means; Regular Course; 05/09/2022; REFERRALS OUT: Treasurer; Police; Majority Vote)

VII. MATTERS BEFORE THE CITY COUNCIL

VIII. FINANCIAL REPORT

IX. FINANCE

- C-70 Dean J. Mazzearella, Mayor: Requests an appropriation of \$39,000.00 be made to the Library Operating Expense Account; the same amount to be transferred from the Library Personnel Account.

RE: Funding book purchases for the rest of the fiscal year.
(Finance; Regular Course 04/25/2022; Majority Vote)

- C-71 Dean J. Mazzearella, Mayor: Requests an appropriation of \$217,755.00 be made to the Water Debt Service-Principle; the same amount to be transferred from Water Support Services.

RE: Allows DPW to pay off existing debt service before maturity.
(Finance; Regular Course 04/25/2022; Majority Vote)

- C-72 Dean J. Mazzearella, Mayor: Requests an appropriation of \$353,988.00 be made to the Water Debt Service-Principle; the same amount to be transferred from Water Capital Outlay.

RE: Allows DPW to pay off existing debt service before maturity.
(Finance; Regular Course 04/25/2022; Majority Vote)

FINANCE - Continued

C-73 Dean J. Mazzarella, Mayor: Requests an appropriation of \$112,654.00 be made to the Water Debt Service-Principle; the same amount to be transferred from Sewer Support Services.

RE: Allows DPW to pay off existing debt service before maturity.
(Finance; Regular Course 04/25/2022; Majority Vote)

C-74 Dean J. Mazzarella, Mayor: Requests an appropriation of \$118,213.00 be made to the Water Debt Service-Principle; the same amount to be transferred from Sewer Capital Outlay.

RE: Allows DPW to pay off existing debt service before maturity.
(Finance; Regular Course 04/25/2022; Majority 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; Cont to 03/14/2022 at 6:50 PM; Public Hearing Continued to 04/11/2022 at 6:50 PM; Public Hearing Continued to 05/23/2022 at 6:50 PM; REFERRALS IN: Planning Director; REFERRALS OUT: Building Inspector, Zoning Board of Appeals; FURTHER TIME 04/25/2022; 2/3 Vote)

48-22 Peter Angelini, Ward 5 Councillor: Requests to amend the City of Leominster Revised Ordinances Section 12-2 as attached. This amendment is proposed to take effect July 1, 2022.

RE: To revise the fee schedule in the City of Leominster to begin July 1, 2022 (FY2023)
(Legal Affairs: Regular Course 03/28/2022; Public Hearing 04/11/2022 at 6:45 PM; Public Hearing Continued to 05/09/2022 at 6:30 PM; FURTHER TIME 04/25/2022; 2/3 Vote)

LEGAL AFFAIRS - Continued

- 49-22 Elizabeth Wood (On Behalf of the Planning Board) requests to amend the zoning ordinance pertaining to the Solar Ordinance, Article III Table of Uses and Section 22-104 of Zoning, per attached letter.
(Legal Affairs; Regular Course 03/28/2022; Public Hearing 05/09/2022 at 6:50 PM; Further Time 04/11/2022, 04/25/2022; 2/3 Vote)

II. WAYS AND MEANS

APPOINTMENTS:

Dean J. Mazzearella, Mayor: Requests the appointment of Mary Marotta, 34 Wheeler Street, Leominster, to the Historical Commission, term to expire April 15, 2025.

(Ways and Means; Regular Course 04/25/2022; Interview 05/09/2022 at 6:25 PM; Majority Vote)

Dean J. Mazzearella, Mayor: Requests the appointment of Diana Sanabria, 18 Lawrence Avenue, Leominster, to the Historical Commission, term to expire April 15, 2025.

(Ways and Means; Regular Course 04/25/2022; Interview 05/09/2022 at 6:27 PM; Majority Vote)

RE-APPOINTMENTS:

Dean J. Mazzearella, Mayor: Requests the reappointment of Joseph Tocci, 334 Hill Street, Leominster, to the Board of Appeals; term to expire April 15, 2025.

(Ways and Means; Regular Course 04/25/2022; Majority Vote)

Dean J. Mazzearella, Mayor: Requests the reappointment of Nicholas Preville, 127 Spruce Street, Leominster, to the Board of Appeals as an Alternate Member; term to expire April 15, 2023.

(Ways and Means; Regular Course 04/25/2022; Majority Vote)

Dean J. Mazzearella, Mayor: Requests the reappointment of Richard Dondero, 691 Lancaster Street, Leominster, to the Board of Assessors; term to expire April 15, 2025.

(Ways and Means; Regular Course 04/25/2022; Majority Vote)

Dean J. Mazzearella, Mayor: Requests the reappointment of Martin Turbide, 99 Scenic Drive, Leominster, to the Disability Commission; term to expire April 15, 2025.

(Ways and Means; Regular Course 04/25/2022; Majority Vote)

Dean J. Mazzarella, Mayor: Requests the reappointment of Gail Turbide, 99 Scenic Drive, Leominster, to the Disability Commission; term to expire April 15, 2025.

(Ways and Means; Regular Course 04/25/2022; Majority Vote)

Dean J. Mazzarella, Mayor: Requests the reappointment of James Despo, 2 Helena Street, Leominster, to the Library Board of Trustees; term to expire April 15, 2025.

(Ways and Means; Regular Course 04/25/2022; Majority Vote)

52-22 Vincent Ciccolini, on behalf of Sterling Jewelers, Inc. dba Kay Jewelers #1285: request to renew license to deal secondhand articles at 100 Commercial Rd.

(Ways and Means; Regular Course 04/28/2022; REFERRALS IN: Treasurer; Police; Majority Vote)

III. NEW BUSINESS

First Reading of an Ordinance:

C-69 Dean J. Mazzarella, Mayor: Request that the following sections of the City of Leominster Revised Ordinance, Chapter 16 – Personnel, Article II – Personnel, Wage and Salary Plan, Division 3 – Classification Plan, Section 16-34 ‘Classification of positions’ be amended, effective immediately to replace the existing Classification with the new Classification plan presented below.

Class Title	Classification
Assistant Purchasing Agent	S-5

And inserting in their place the following:

Class Title	Classification
Assistant Purchasing Agent	S-7

(Legal Affairs; Regular Course 04/11/2022; Public Hearing 04/25/2022 @ 6:50PM; 2/3 Vote)

IV. OLD BUSINESS

V. COMMUNITY CALENDAR

VI. ADJOURNMENT

- Katelyn Huffman, City Clerk