

HEARING BEFORE THE CITY COUNCIL, JUNE 23, 2008

Hearing opened at 7:00 P.M. with Councillor Rosa, Chairman of the Finance Committee presiding.

All members were present.

The following PETITION was the subject of the hearing.

Relative to the appropriation of \$19,260,000.00 for the purpose of financing the construction of the new water treatment plant at the Distributing Reservoir and system upgrades including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$19,260,000.00 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C of the General Laws; that the Treasurer with the approval of the Mayor is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C of the General Laws; and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection to expend all funds available for the project and to take any other action necessary to carry out the project.

No one in the audience spoke in favor or in opposition.

No Councillors spoke in favor or in opposition.

HEARING ADJOURNED AT 7:04 P.M.

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Lynn A. Bouchard, City Clerk  
and Clerk of the City Council

HEARING BEFORE THE CITY COUNCIL, JUNE 23, 2008

Hearing opened at 7:15 P.M. with Councillor Rosa, Chairman of the Finance Committee presiding.

All members were present.

The following COMMUNICATIONS were the subject of the hearing.

- C-144 Relative to the appropriation of \$99,200,000.00 to the General Fund Fiscal Year 2009 Budget; same to be raised by Fiscal Year 2009 Revenue.
- C-145 Relative to the appropriation of \$3,095,000.00 to the Sewer Department Fiscal Year 2009 Budget; same to be raised by Sewer Department Fiscal Year 2009 Estimated Receipts as authorized by Chapter 44, Section 53E of the Massachusetts General Laws.
- C-146 Relative to the appropriation of \$4,000,000.00 to the Water Department Fiscal Year 2009 Budget; same to be raised by Fiscal Year 2009 Water Department Estimated Receipts as authorized by Chapter 44, Section 53E of the Massachusetts General Laws.

Frank Montolio of 168 Stuart Avenue spoke in opposition of C-144. He recommends the Council refuse the budget and send it back to the Mayor asking him to limit the increase to the cost of living index of the 2.4%. He said the 10% increase is excessive.

Councillor Rosa said the Fiscal Year 2009 General Fund Budget totals \$99,200,000.00 which represents 7.95% increase over the Fiscal Year 2008 Budget that totaled \$91,896.00. He said the budget increase in property taxes is \$1,229,443.00 or a 2 ½% increase.

Lawrence Morris of 71 Sacramento Drive spoke on the Police Budget request for \$570,000.00 which was not funded in the Mayor's requested and doesn't understand why. He said the Fire Department had a request for over \$560,000.00 for a pumper and other vehicles and he doesn't understand why that was denied too. He said he believes it was stated at the last Council meeting that we have \$8,735,000.00 in the Rainy Day Fund. He said two years ago in Fiscal Year 2007 we appropriated \$3.1 million dollars to add to the Rainy Day Fund to bring it over \$8 million dollars. He said at that time the Comptroller or the Treasurer at the public hearing stated that we should have 10% of the budget in a Rainy Day Fund. He said we are short and there should be some kind of action by the Council to appropriate 5% or 10% of the free cash each year, when it is certified, to the Rainy Day Fund which should bring us up to where we should be at 10% of the overall budget. He said it will help our finances when we go to borrow money.

HEARING BEFORE THE CITY COUNCIL, JUNE 23, 2008, continued

Councillor Rosa said the Finance Committee has had several meetings. He said the budget came down earlier than last year which helped the Finance Committee. He said they dedicated one meeting prior to the Finance Committee hearings in which the Comptroller addressed the Finance Committee and they were able to ask him questions.

No one in the audience spoke in favor.

No Councillor spoke in favor or in opposition.

HEARING ADJOURNED AT 7:04 P.M.

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Lynn A. Bouchard, City Clerk  
and Clerk of the City Council

REGULAR MEETING OF THE CITY COUNCIL, JUNE 23, 2008

Meeting called to order at 8:00 P.M.

Attendance was taken by a roll call vote; all members were present.

The Committee on Records reported that the records through June 9, 2008 were examined and found to be in order. The records were accepted.

The following COMMUNICATION was received with an EMERGENCY PREAMBLE and referred to the FINANCE COMMITTEE. Vt. 9 "yeas". Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATION was GRANTED and ORDERED. Vt. 8 "yeas"; Councillor Tocci abstained due to a possible conflict of interest. Councillor Nickel disclosed his son is on the Fire Department and he will be voting.

C-164        EMERGENCY PREAMBLE  
Relative to the appropriation of \$26,500.00 to the Contributory Retirement Expense Account; \$22,000.00 to be transferred from the Police Salary and Wages Account and \$4,500.00 to be transferred from the Fire Department Salary and Wages Account.

ORDERED: - that the sum of Twenty Six Thousand Five Hundred Dollars (\$26,500.00) be appropriated to the Contributory Retirement Expense Account; \$22,000.00 to be transferred from the Police Salary and Wages Account and \$4,500.00 to be transferred from the Fire Department Salary and Wages Account

RE: The city is required to contribute pension amounts for 2 Fire Department personnel and 1 Police Department personnel returning from active duty.

The following COMMUNICATION which appeared on the agenda was WITHDRAWN as requested by the Mayor and recommended by the FINANCE COMMITTEE.

C-165        EMERGENCY PREAMBLE  
Relative to the appropriation of \$50,000.00 to the Assessor's Office Expense Account; same to be transferred from the Excess and Deficiency Account.

RE: Appellate Tax Board Case defense

The following COMMUNICATION was received with an EMERGENCY PREAMBLE and referred to the FINANCE COMMITTEE. Vt. 9 "yeas". Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATION was GRANTED and ORDERED. Vt. 9 "yeas."

C-166        EMERGENCY PREAMBLE  
Relative to the appropriation of \$10,000.00 to the Council on Aging Salary and Wages Account; same to be transferred from the Collective Bargaining Expense Account.

ORDERED: - that the sum of Ten Thousand Dollars (\$10,000.00) be appropriated to the Council on Aging Salary and Wages Account; same to be transferred from Collective Bargaining Expense Account.

The following COMMUNICATIONS were received under the SUSPENSION OF THE RULES and referred to the FINANCE COMMITTEE. Vt. 9/0. Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATIONS were GRANTED and ORDERED. Vt. 9 "yeas"

REGULAR MEETING OF THE CITY COUNCIL, JUNE 23, 2008, continued

C-167 EMERGENCY PREAMBLE  
Relative to the appropriation of \$3,324.00 to the Municipal Buildings Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Three Thousand Three Hundred Twenty Four Dollars (\$3,324.00) be appropriated to the Municipal Buildings Expense Account; same to be transferred from the Excess and Deficiency Account.

C-168 EMERGENCY PREAMBLE  
Relative to the appropriation of \$7,000.00 to the Highway Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Seven Thousand Dollars (\$7,000.00) be appropriated to the Highway Expense Account; same to be transferred from the Excess and Deficiency Account.

The following PETITION was received, referred to the LEGAL AFFAIRS COMMITTEE, given REGULAR COURSE and referred to the Conservation Commission, the Department of Public Works, the Planning Board, the Board of Health , the Director of Inspections, the Police Department and the Fire Department. A hearing was set for July 28, 2008 at 7:15 P.M. Vt. 9/0

102-08 David R. Mullaney, 511 Lancaster Street LLC: Grant a Special Permit for a Mixed Use Development Project to allow 15% Commercial use at 463 – 477 Lancaster Street located in an Industrial zone and shown on Assessor’s Map 443, as Lots 2,3 and 4.

The following PETITION was received, referred to the LEGAL AFFAIRS COMMITTEE, given REGULAR COURSE and referred to the Conservation Commission, the Department of Public Works, the Planning Board, the Board of Health , the Director of Inspections, the Police Department and the Fire Department. A hearing was set for August 11, 2008 at 7:15 P.M. Vt. 9/0

103-08 Gail M. Allen, Chairman of the Board of Trustees and Patrick L. Muldoon, President and Chief Executive Officer, Health Alliance: Modify the Health Care Overlay District, Article XIII as shown on a plan entitled “Modification to the Health Care Overlay District, Article XIII”

The following PETITION was received, referred to the PUBLIC SAFETY COMMITTEE, given REGULAR COURSE and referred to the Police Department, the Fire Department and the Department of Public Works.

104-08 George Rodriquez, Spanish American Center, Summer Youth Program: Requests the partial closing of First Street from the corner of First Street and Spruce Street to the main entrance of the Land Mark Storage Building on Saturday, September 6, 2008 from 9:00 A.M. to 4:30 P.M. for a block party.

The following PETITION was received, referred to the CITY PROPERTY COMMITTEE, given REGULAR COURSE and referred to the Health Department, the Mayor and the Economic Development Coordinator.

105-08 Dennis Rosa: Create a Solar Power Commission or Committee to study the feasibility of creating a 500 Kilowatt Solar Power Park at the old landfill on Mechanic Street.

The following APPOINTMENTS were received, referred to the WAYS & MEANS COMMITTEE and given REGULAR COURSE.

Emergency Management Department - Admin. Unit - Jean B. Hudson

Council on Aging – Dennis Bouchard – Term to expire April 15, 2010

Councillor Rosa, Chairman of the Finance Committee, read the Financial Report for the City into the record. Account balances are as follows:

Excess and Deficiency Account (Free Cash)	\$481,978.00
Emergency Reserve Account	\$235.00
Stabilization Account	\$8,712,152.38
Interest Earned for FY '08	\$362,471.88

Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATIONS were GRANTED and ORDERED. Vt. 7 “yeas” and 2 “nays”; Councillor Dombrowski and Rowlands opposed. Councillor Marchand disclosed that his wife is a school teacher in Leominster and a family member is employed by the School Department. Councillor Tocci disclosed that her brother is a Police Officer and that she will be voting on the budget as a whole. Councillor Nickel disclosed that he has a son on the Fire Department and he will be voting. Councillor Lanciani disclosed he is on the Board of the Montachusett Home Care and has no gain. Entire Budget on page \_\_\_\_\_.

REGULAR MEETING OF THE CITY COUNCIL, JUNE 23, 2008, continued

C-144 Relative to the appropriation of \$99,200,000.00 to the General Fund Fiscal Year 2009 Budget; same to be raised by Fiscal Year 2009 Revenue.

ORDERED: - that the sum of Ninety Nine Million Two Hundred Thousand Dollars (\$99,200,000.00) be appropriated to the General Fund Fiscal Year 2009 Budget; same to be raised by Fiscal Year 2009 Revenue.

C-145 Relative to the appropriation of \$3,095,000.00 to the Sewer Department Fiscal Year 2009 Budget; same to be raised by Sewer Department Fiscal Year 2009 Estimated Receipts as authorized by Chapter 44, Section 53E of the Massachusetts General Laws.

ORDERED: - that the sum of Three Million Ninety Five Thousand Dollars (\$3,095,000.00) be appropriated to the Sewer Department Fiscal Year 2009 Budget; same to be raised by Fiscal Year 2009 Sewer Department estimated receipts.

Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATION was GRANTED and ORDERED. Vt. 8 "yeas" and 1 "nays"; Councillor Rowlands opposed.

C-146 Relative to the appropriation of \$4,000,000.00 to the Water Department Fiscal Year 2009 Budget; same to be raised by Fiscal Year 2009 Water Department Estimated Receipts as authorized by Chapter 44, Section 53E of the Massachusetts General Laws.

ORDERED: - that the sum of Four Million Dollars (\$4,000,000.00) be appropriated to the Water Department Fiscal Year 2009 Budget; same to be raised by Fiscal Year 2009 Water Department estimated receipts.

Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATION was GRANTED and ORDERED. Vt. 8 "yeas", Councillor Nickel abstained due to a possible conflict of interest.

C-157 Relative to the appropriation of \$30,000.00 to the Fire Department Overtime Account; same to be transferred from the Fire Department Salary and Wages Account.

ORDERED: - that the sum of Thirty Thousand Dollars (\$30,000.00) be appropriated to the Fire Department Overtime Account; same to be transferred from the Fire Department Salary and Wages Account.

RE: These funds are required to meeting minimum staffing requirements for the remainder of the fiscal year.

Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATION was AMENDED, GRANTED AS AMENDED and ORDERED. Amended from \$225,000.00 to \$232,803.00. Vt. 9 "yeas"

C-158 Relative to the appropriation of \$232,803.00 to the Municipal Buildings Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Two Hundred Thirty Two Thousand Eight Hundred and Three Dollars (\$232,803.00) be appropriated to the Municipal Buildings Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.

RE: Repair cost for City Hall and Kendall Hall cupolas

Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATION was AMENDED. Vt. 7 "yeas" and 2 "nays"; Councillors Lanciani and Rowlands opposed. GRANTED AS AMENDED and ORDERED. Vt. 9 "yeas". Amended from \$2,500.00 to \$2,477.00.

C-159 Relative to the appropriation of \$2,477.00 to the Emergency Management Agency Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Two Thousand Four Hundred Seventy Seven Dollars (\$2,477.00) be appropriated to the Emergency Management Agency Expense Account; same to be transferred from the Excess and Deficiency Account.

RE: Auto repair and maintenance

Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATION was GRANTED and ORDERED. Vt. 9 "yeas"

C-160 Relative to the appropriation of \$1,000.00 to the Snow and Ice Overtime Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of \$1,000.00 be appropriated to the Snow and Ice Overtime Account; same to be transferred from the excess and Deficiency Account.

REGULAR MEETING OF THE CITY COUNCIL, JUNE 23, 2008, continued

A recess was called at 9:45 P.M. to allow the City Comptroller John Richard to speak

The meeting reconvened at 9:50 P.M.

Upon recommendation of the FINANCE COMMITTEE the following COMMUNICATIONS were GRANTED and ORDERED. Vt. 9 "yeas"

C-161 Relative to the appropriation of \$33,555.00 to the Cemetery Salary and Wages Account; same to be transferred from the Cemetery Perpetual Care Income Account.

ORDERED: - that the sum of Thirty Three Thousand Five Hundred Fifty Five Dollars (\$33,555.00) be appropriated to the Cemetery Salary and Wages Account; same to be transferred from the Cemetery Perpetual Care Income Account.

C-162 Relative to the appropriation of \$400.00 to the License Commission Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Four Hundred Dollars (\$400.00) be appropriated to the License Commission Expense Account; same to be transferred from the Excess and Deficiency Account.

C-163 Relative to the appropriation of \$65,000.00 to the Recreation Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Sixty Five Thousand Dollars (\$65,000.00) be appropriated to the Recreation Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.

RE: Lighting for the Doyle Field tennis courts.

Upon request of the LEGAL AFFAIRS COMMITTEE the following COMMUNICATION was given FURTHER TIME. Vt. 9/0

C-153 Dean J. Mazzarella, Mayor: Amend Chapter 21, Article II of the Revised Ordinances entitled "Water Department" by adding Section 21-13.2 "Water Line and Sewer Main Line Protection Plans" which establishes standards and minimum requirements for persons or businesses that seek to offer water line and/or sewer main line protection plans to homeowners.

Upon request of the LEGAL AFFAIRS COMMITTEE the following PETITION was given FURTHER TIME. Vt. 9/0

95-08 David Rowlands, Virginia A. Tocci, John M. Dombrowski, James Lanciani Jr., Robert A. Salvatelli, Richard M. Marchand and Wayne Nickel: Amend the Leominster Zoning Ordinance, Chapter 22 - Section 22-24, by removing "Mixed Use Development Projects" and inserting in its place a new Section 22-24 creating "Industrial Mixed Use Overlay Districts" (Small and Large) and modify the Table of Uses Section 22-26 to reflect said changes. (A hearing is scheduled for July 14, 2008 at 7:15 P.M.)

Upon request of the LEGAL AFFAIRS COMMITTEE the following PETITION was TABLED. Vt. 9/0

98-08 Stephen Boucher for Gateway Business Center LLC: Grant a Special Permit for a Mixed Use Development Project at 435 Lancaster Street consisting of 5.95 acres in an Industrial zone and shown on Assessor's Map 443 as Lot 1. (A hearing is scheduled for July 28, 2008 at 7:00 P.M.)

Upon request of the PUBLIC SAFETY COMMITTEE the following PETITIONS were given FURTHER TIME. Vt. 9/0

99-08 Richard Marchand: Place a street light on Pole #59 in the vicinity of 600 Merriam Avenue.

100-08 Claire M. Freda: Request the police determine the safety and traffic volume for the possible closure of the bridge on Old Mill Road.

Upon request of the CITY PROPERTY COMMITTEE the following PETITION was given FURTHER TIME. Vt. 9/0

101-08 Patrick and Sandy Bunting: Request permission to place a hot dog trailer on Main Street in front of Banknorth on weekends.

Upon recommendation of the WAYS & MEANS COMMITTEE the following APPOINTMENTS were CONFIRMED Vt. 9/0

REGULAR MEETING OF THE CITY COUNCIL, JUNE 23, 2008, continued

Election of Officers - 2008-2009

**WARD 1A**

Warden R Nicholas D'Onfro  
 Clerk R Janice D'Onfro  
 Inspector U Melanina Arpano  
 Inspector U Jeannita M. Gaudet  
 Inspector R Sidia A. Pomeroy  
 Inspector U Anne A. Lucier  
 Inspector D Paul Janda  
 Inspector U Christopher Chiumento  
 Deputy Inspector D Kathleen Kaldis  
 Deputy Inspector D Beatrice Robichaud  
 Deputy Inspector D Virginia M. Polley

**WARD 1B**

Warden R Paul B. Beers  
 Clerk D Margaret T. Gates  
 Inspector U Mary L. Barron  
 Inspector U Alfred O. Zarrella, Sr.  
 Inspector D May N. Laventure  
 Inspector U Spyleos Regopoulos  
 Inspector D Margaret A. Woovis  
 Inspector U Mary Golas  
 Deputy Inspector D Florence Zarrella  
 Deputy Inspector D Elizabeth J. Buchanan  
 Deputy Inspector R DR Joan Nowlin Thompson  
 Deputy Inspector U Elaine A. Hupfeld  
 Deputy Inspector U Philena G. Richards  
 Deputy Inspector U Estelle L. Parmeter

**WARD 1C**

Warden D Rosemary Bracani  
 Clerk U Estelle Cuddahy  
 Inspector D Barbara Lanza  
 Inspector U Priscilla Regopoulos  
 Inspector U Beverly Amedio  
 Inspector D Katherine Saunders  
 Inspector D Anne E. Kastal  
 Inspector U Ida M. Bourque  
 Inspector\* U Jeremiah E. Greene JR  
 Deputy Inspector U Jeanne Jekanowski  
 Deputy Inspector R Thelma Cummings  
 Deputy Inspector D Janice LeDuc  
 Deputy Inspector D Carole L. Borja

**WARD 2A**

Warden R Robert Cosseboom  
 Clerk D Joanne Anderson  
 Inspector U Ruth Mullahy  
 Inspector D Marguerite Coughlin  
 Inspector U Susan J. Sanguinetti  
 Inspector D Jean Tessier  
 Inspector U Barbara Lanza  
 Inspector U Shirley Bissonnette  
 Deputy Inspector D Maria Tineo  
 Deputy Inspector D Fleur-Ange Bachand

**WARD 2B**

Warden R Bertha R Cascio  
 Clerk U Anna B. Testa  
 Inspector U Theresa P. Gizzi  
 Inspector D Lorraine LaCross  
 Inspector D Mary E. Tata  
 Inspector U Leon Allain  
 Inspector D Dorothy A. Guadagnoli  
 Inspector U Gina Polack  
 Deputy Inspector D Amanda Amicangelo  
 Deputy Inspector R Ida G. Kendall

**WARD 2C**

U Dennis M. Lyddy  
 Clerk U Amelia Piermarini  
 D Jean R Morel  
 Inspector D Francis A. Bastine, JR  
 Inspector U Elizabeth Crawley  
 Inspector D Anna M. McCarthy  
 Inspector U James G. Woovis  
 U Milagros Vazquez  
 Inspector\* R Benjamin E. Parker, JR  
 Deputy Inspector U Kelley S. Lyddy  
 Deputy Inspector D Rita E. Souliere  
 Deputy Inspector U Cecile Chartrand  
 Deputy Inspector D Claire M. Lincoln

**WARD 3A**

Warden D Kathleen A. Haskell  
 Clerk D Mona Blanchard  
 Inspector D Sarah M. Fratturelli  
 Inspector D Germaine Vincent  
 Inspector U Karen Fregeau  
 Inspector D Georgette Rainville  
 Inspector U Patricia Corriea  
 Inspector U Norma I. Surovich  
 Deputy Inspector D Lorraine Leger  
 Deputy Inspector D Lucy Ciccolini  
 Deputy Inspector D Andrew F. Filieo

**WARD 3B**

Warden U David P. Dube  
 Clerk D William M. Ryan  
 Inspector U Deanne T. Comeau  
 Inspector U Gail K. Cunningham  
 Inspector U Virginia M. Lagoy  
 Inspector U Michael Saucier  
 Inspector U Nancy Saucier  
 Inspector D Caroline F. Perla  
 Deputy Inspector U Joanne E. Johnson

**WARD 3C**

U Louise Comeau  
 Clerk U Victoria Lanides  
 Inspector D Nancy McCarthy  
 Inspector D Madeline L'Ecuyer  
 U Linda Novelli  
 Inspector U Maryann Bonneau  
 U Ruth F. Barrows  
 Inspector U Nilah Gerhard  
 U Jeffrey L. Rosenberg  
 Inspector\* U Judith H. Wilson  
 Deputy Inspector U Todd Rousseau  
 Deputy Inspector D Julia M. Bessey  
 Deputy Inspector D Shirley Billet

**WARD 4A**

Warden R Janet Baron  
 Clerk U Joyce LaFleur  
 Inspector D Phyllis A. DelGiudice  
 Inspector U Linda Vezina  
 Inspector D Anna C. Muse  
 Inspector U Arnold Baron  
 Inspector U Rosalie LaManno  
 Inspector D Janet Flanagan  
 Inspector\* U Susan Sweeney  
 Deputy Inspector D Rita Colecchi  
 Deputy Inspector D Magella Jackson  
 Deputy Inspector D John Jackson  
 Deputy Inspector U Carol VivoAmore  
 Deputy Inspector U Joanne Petricca  
 Deputy Inspector U Laura Sykes  
 Deputy Inspector U Patricia M. Harvie

**WARD 4B**

Warden R Janet E. Parker  
 Clerk U Birdie K. Siciliano  
 Inspector U Joseph A. Angelini  
 Inspector R Joan B. Nicholson  
 Inspector U Bernice Bangrazi  
 Inspector D Patricia A. Pinder  
 Inspector D Pearl Masciangioli  
 Inspector U Mildred Porell  
 Deputy Inspector U Anna Mikels  
 Deputy Inspector U Teresa A. Ramos  
 Deputy Inspector U Linda Largey

**WARD 4C**

U Karen Fusco  
 Clerk D Elizabeth Denis  
 U Marylou E. Kurtz  
 Inspector D Mary Piermarini  
 Inspector U Nancy Hicks  
 Inspector D Maureen Jennings  
 Inspector U Maureen Angelini  
 D Louise DiPalma  
 Inspector\* D John Isaac Going  
 Deputy Inspector U Milagros Vazquez

Deputy Inspector U Bradford Hager  
Deputy Inspector U John P. Bulger

\*Handicap Inspector

REGULAR MEETING OF THE CITY COUNCIL, JUNE 23, 2008, continued

WARD 5A			WARD 5B			WARD 5C		
Warden	U	Cynthia L. Henderson	Warden	R	Donald Piermarini	Warden	U	Diane Shepherd
Clerk	U	Leslie S. Tobin	Clerk	U	Beverly R Lemieux	Clerk	U	Sandra L. Copeland
Inspector	R	Marilyn N. Carter	Inspector	D	Eleanora B.Bissonnette	Inspector	U	Margaret Allen
Inspector	R	Chester E. Carter	Inspector	U	Gloria R Gerry	Inspector	D	Margaret Halnan
Inspector	D	Therese M. Tobin	Inspector	U	David Henderson	Inspector	U	Rita Thomas
Inspector	D	Mary E. Chalifoux	Inspector	U	Doris DeCicco	Inspector	D	Marie H. Chester
Inspector	D	Suzanne Carroll	Inspector	D	Sharlene Aubuchon	Inspector	D	Mary A. Olivier
Inspector	U	Therese Lomme	Inspector	R	Bessie Lindsay	Inspector	D	Lisa Holley
Deputy Inspector	U	Gail Purretta	Inspector*	D	Andrea Freeman	Deputy Inspector	U	Joseph Godin
Deputy Inspector	U	Thomas Bosselait	Deputy Inspector	D	Kathleen Bryant			
Deputy Inspector	D	Marie Blondin	Deputy Inspector	U	Lucille Arsenault			
Deputy Inspector	D	Madeleine Marcoux	Deputy Inspector	U	Denise Lamkin			
Deputy Inspector	D	Mary A. Gallagher	Deputy Inspector	R	James Pomeroy			
			Deputy Inspector	D	Phyllis Johnson			
			Deputy Inspector	U	Susan A. Cataldo			
			Deputy Inspector	D	Mary Warner			
			Deputy Inspector	U	Gail Duplease			

\*Handicap Inspector

Leominster Police Department: Carlos Cintron, Christopher Cordio, Thomas Wade

The following LOAN ORDER was read a second time, adopted as presented and passed to be ordained. Vt. 9 "yeas"

CITY OF LEOMINSTER

LOAN ORDER

1<sup>st</sup> Reading: June 9, 2008

2<sup>nd</sup> Reading: June 23, 2008

BE IT ORDERED: - that the sum of \$19,260,000.00 be appropriated for the purpose of financing the construction of the new water treatment plant at the Distributing Reservoir and system upgrades including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$19,260,000.00 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C of the General Laws; that the Treasurer with the approval of the Mayor is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C of the General Laws; and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection to expend all funds available for the project and to take any other action necessary to carry out the project.

Approved: Mayor

1<sup>st</sup> Reading: /sDean J. Mazzarella, Mayor

Date: June 10, 2008

2<sup>nd</sup> Reading: /sDean J. Mazzarella, Mayor

Date: June 24, 2008

Councillor Dombrowski, Chairman of the President's Drinking Water Oversight Committee, said he had nothing new to report but he will be requesting a report from Woodward & Curran regarding the status of the experiments with the coagulants.

Under New Business, a Legal Affairs Subcommittee meeting was established for July 9, 2008 at 7:00 P.M. and the Finance Committee meeting will have a meeting on July 9, 2008 at 6:30 P.M. if necessary.

REGULAR MEETING OF THE CITY COUNCIL, JUNE 23, 2008, continued

Councillor Rowlands said in the report by Kopelman & Paige expenses were incurred by the City for the Southgate property project and easements the City negotiated under water & sewer. The total was \$2,912.00. He said he would like a communication sent through the Mayor's Office that determines if that money is eligible for reimbursement.

Councillor Rowlands said he received a letter from Kopelman & Paige regarding Petition #67-08 concerning the different uses allowed in Residential C. He said Judith Cutler passed on some questions and concerns. He asked the City Clerk to contact Judith Cutler and have her give us an attempt at the wording necessary for this petition to be in the proper format and then we would put it on our agenda for our Subcommittee meeting to discuss it.

Councillor Marchand said this is a legal issue and asked Councillor Rowlands if he would consider asking Kopelman & Paige if there is a significant change in the language, which it appears there is, would it be best for the City to rescind the vote if necessary and have the new legislation submitted and go through the process.

Councillor Rowlands said it was an excellent question and he will also ask that not only she come up with what she considers to be adequate wording for the ordinance but ask her what she suggests if it is a large enough change what is the process we need to do to reestablish hearings.

Councillor Freda said one of the conditions from the Planning Board for the Hess Station on the corner Central Street and Litchfield was that a traffic pattern be revisited one year after occupancy with an accompanying traffic report. She said she knows it hasn't been a year yet but there's a problem so maybe they can look at it sooner.

The following ORDINANCE was read once, ADOPTED as presented and ordered published. A hearing was set for July 14, 2008 at 7:00 P.M. Vt. 9 "yeas"

1<sup>st</sup> Reading Ordinance- Amend Chapter 21, Section 21-11.1 entitled "Water User Rate Schedule" to reflect an increase in water rates to \$2.35 per unit in city and \$3.15 per unit out of city effective July 1, 2008; \$2.60 per unit in city and \$3.48 per unit out of city effective July 1, 2009 and \$2.95 per unit in city and \$3.95 per unit out of city effective July 1, 2010.

The following ORDINANCE was read once, ADOPTED as presented and ordered published. A hearing was set for July 14, 2008 at 7:05 P.M. Vt. 9 "yeas"

1<sup>st</sup> Reading Ordinance-Amend Chapter 8, Article III, Section 8-19(a) Fees for Ambulance Service" to reflect a change in the ambulance rates for Basic Life Support (BLS) and Advance Life Support (ALS) from the Medicare allowable amount to the Medicare allowable amount times 40% for BLS and times 45% for ALS.

The following ORDINANCE was read once, ADOPTED as presented and ordered published. A hearing was set for July 14, 2008 at 7:10 P.M. Vt. 9 "yeas"

1<sup>st</sup> Reading Ordinance-Amend Chapter 13, Article III, Section 13-34 entitled "No Parking on Certain Street" prohibiting parking from the corner of the ninety-degree bend bordering Carter Park, east side of Summer Street for a distance of approximately one hundred and eighty seven feet heading towards Water Street and from the corner of the ninety-degree bend bordering Carter Park, north side of Summer Street, for a distance of approximately forty-five feet heading west towards Main Street.

Councillor Rowlands, Chairman of the LEGAL AFFAIRS COMMITTEE, moved that the following PETITION not be removed from the table.

84-08 Roger Brooks: Amend Chapter 21, Section 21-22.3 entitled "Sewer User Rate Schedule" to increase the in city rate from \$1.70 per unit to \$1.95 per unit and the out of city rate from \$4.00 per unit to \$4.25 per unit effective July 1, 2008.

MEETING ADJOURNED AT 10:35 P.M.

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Lynn A. Bouchard, City Clerk  
and Clerk of the City Council



