

CITY OF LEOMINSTER

CITY COUNCIL

NOVEMBER 23, 2009

CITY COUNCIL CHAMBERS

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

Relative to amending Chapter 4, Section 4-2 of the Revised Ordinances entitled "Building" to include the fees for the replacement of Hot Water Heaters \$20.00 per heater, Replacement of Gas Appliance, Boilers, Furnaces, etc. \$20.00 per appliance. (Legal Affairs Petition 7-10)

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

15-10 Massachusetts Electric: Tanzio Road: Install 16 singly owned poles on Tanzio Road beginning at a point approximately 856 feet west of the centerline of the intersection of Lancaster Street and continuing approximately 2,273 feet in a northwesterly direction. (Public Service)

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

C-10 Relative to determining the factor to be used in setting the Fiscal Year 2010 tax rate. (Finance)

PUBLIC FORUM, 7:15 P.M.

REGULAR MEETING OF THE CITY COUNCIL, 7:30 P.M.

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

- C-24 Mayor Dean J. Mazzearella, Mayor: Request that the City of Leominster transfer the sum of One Hundred Seventeen Thousand Dollars (\$117,000.00) from the Excess and Deficiency Account Fund to the School Capital Outlay Expense Account, for the purposes of completing schematic designs for the potential renovations and repairs at Leominster High School located at 122 Granite Street; that the City acknowledges that the Massachusetts School Building Authority's (MSBA) grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA and any costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City. (Finance)
- C-25 Mayor Dean J. Mazzearella, Mayor: Request that the City of Leominster transfer the sum of Two Hundred Thirty Three Thousand Dollars (\$233,000.00) from the School Choice Tuition Revolving Fund to the School Capital Outlay Expense Account for the purposes of completing schematic designs for the potential renovations and repairs at Leominster High School located at 122 Granite Street; that the City acknowledges that the Massachusetts School Building authority's (MSBA) grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA and any costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City. (Finance)
- C-26 Dean J. Mazzearella, Mayor: Request that the Snow and Ice Expense Account be authorized to incur liability and to make expenditures in excess of appropriations up to an amount to exceed \$250,000.00 as authorized by Chapter 44, Section 31 of the Massachusetts General Laws. (Finance)
- C-27 Relative to the appropriation of \$5,800.00 to the Parking Meter Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-28 Relative to the appropriation of \$800,000.00 to the Doyle Field Capital Outlay Expense Account; same to be raised by Fiscal Year 2010 Revenue. (Finance)
- C-29 Relative to the appropriation of \$157,817.00 to the General Fund Capital Investment Program Fund; same to be raised by Fiscal Year 2010 Revenue. (Finance)
- C-30 Relative to the appropriation of \$617,200.00 to the School Transportation Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

COMMUNICATIONS, continued

- C-31 Relative to the appropriation of \$104,000.00 to the Street Resurfacing Expense Account; same to be transferred from the Highway State Aid Reserved for Appropriation Account. (Finance)
- C-32 Relative to the appropriation of \$1,500.00 to the Senior Tax Relief Expense Account; same to be transferred from the Emergency Reserve Account. (Finance)
- C-33 Relative to the appropriation of \$550,329.75 to the Sewer Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-34 Relative to the appropriation of \$756,616.35 to the Water Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-35 Relative to the appropriation of \$50,000.00 to the Fiscal Year 2010 Revenue; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-36 Relative to the appropriation of \$130,000.00 to the Fiscal Year 2010 Revenue; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-37 Relative to the appropriation of \$10,000.00 to the Sidewalk and Curbing Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-38 Relative to the appropriation of \$24,000.00 to the Other Finance Offices and Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-39 Relative to the appropriation of \$1,505,533.57 to the Stabilization Fund; same to be raised by Fiscal Year 2010 Revenue. (Finance)
- C-40 Dean J. Mazzarella, Mayor: Amend the Leominster City Council's Rules of Procedure, Order and Committees, to include a section for Rules of Conduct. (Ways & Means)

PETITIONS

- 17-10 David Rowlands: Amend the Leominster Municipal Code Article XIV “Department of Public Works” and Add Article XXVIII “Department Of Water and Sewer” which eliminates the Water and Service Divisions from the Department of Public Works and creates a separate Water and Sewer Division. (Legal Affairs)

APPOINTMENTS

Election Officers for 2009-2010 – Claire M. Babineau, Annemarie M. Barba,
Diane Eredita, Linda Guidi, Violet E. Racine

MATTERS BEFORE THE CITY COUNCIL

CITY OF LEOMINSTER-FINANCIAL REPORT

FINANCE

- C-21 Relative to the appropriation of \$4,875.00 to the Police Department Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-22 Relative to the appropriation of \$32,000.00 to the Election and Registration Expense Account; same to be transferred from the Excess and Deficiency Account.

PUBLIC SERVICE

- 15-10 Massachusetts Electric: Tanzio Road: Install 16 singly owned poles on Tanzio Road beginning at a point approximately 856 feet west of the centerline of the intersection of Lancaster Street and continuing approximately 2,273 feet in a northwesterly direction.

CITY PROPERTY

- C-18 Dean J. Mazzearella, Mayor: Request the land located on Jungle Road as shown on Assessor’s Map 301, Lot 1A (former Transfer Station site) be declared surplus.

MATTERS BEFORE THE CITY COUNCIL, continued

CITY PROPERTY, continued

- 16-10 Gary Cormier, President of the Villa del Rio Board of Trustees: Request permission to allow replacement of the trash receptacle 20-25 feet to the left of its original place and to the right of the storage shed, inches away from the surveyed property line and erect a stockade fence behind the receptacle.

WAYS & MEANS

- C-23 Dean J. Mazarella, Mayor: Request that Edward A. Lambert, Jr. be exempt from the provisions in M.G.L. Chapter 268A (20B) Conflict of Interest as he is currently employed by the City of Leominster's Police Department as a Police Fleet Maintenance Worker and will be taking on a position for the City Clerk-Elections and Registration Office to set up polling places as well.

OLD BUSINESS

President's Drinking Water Oversight Committee

2nd Reading Ordinance –Amend Chapter 4, Section 4-2 of the Revised Ordinances entitled “Building” to include the fees for the replacement of Hot Water Heaters \$20.00 per heater, Replacement of Gas Appliance, Boilers, Furnaces, etc. \$20.00 per appliance. (Legal Affairs Petition 7-10)

NEW BUSINESS

TABLED PETITIONS UPON WHICH ACTION IS PROPOSED

FINANCE

C-10 Relative to determining the factor to be used in setting the Fiscal Year
2010 tax rate.

Lynn A. Bouchard
City Clerk
November 19, 2009