

**6:40 P.M. - Interview with Disability
Commission Appointee**

CITY OF LEOMINSTER

CITY COUNCIL

JULY 26, 2010

CITY COUNCIL CHAMBERS

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

Relative to the sum of \$42,400,000.00 to be expended under the direction of the School Building Committee, to pay cost of remodeling, reconstructing and make extraordinary repairs to Leominster High School located at 122 Granite Street and for the payment of any and all other costs incidental and related thereto. This project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the educational program for which the City may be eligible for a school construction grant from the Massachusetts School Building Authority (“MSBA”); that to meet said appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; that the City acknowledges that the MSBA grant program is a non-entitlement discretionary program based on need, as determined by the MSBA, and any project costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City; provided further that any grant that the City may receive from the MSBA for the Project shall not exceed the lesser or (1)[72.01] percent ([72.01%]) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA, and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the City and the MSBA. (Finance)

PUBLIC FORUM, 7:15 P.M.

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

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

- C-2 Relative to the appropriation of \$45,697.00 to the Cemetery Salary and Wages Account; same to be transferred from the Cemetery Perpetual Care Income Account. (Finance)
- C-3 Relative to the appropriate of \$7,020.00 to the Cemetery Expense Account; same to be transferred from the Cemetery Perpetual Care Income Account. (Finance)
- C-4 Relative to the appropriation of \$868,583.00 to the Street Resurfacing Expense Account; same to be transferred from the Highway State Aid Reserved for Appropriation Account. (Finance)
- C-5 Dean J. Mazzarella, Mayor: Request Lorna Moody be exempt from the provisions in M.G.L. Chapter 268A (20B) Conflict of Interest, as she is currently employed by the City of Leominster School Department and is taking on a position at the Recreation Department as well. (Ways & Means)

PETITIONS

- 3-11 Gregory C. Chapdelaine: Allow the Purchasing Agent to award a contract for a Parent Notification Service for a six year period. (Legal Affairs)
- 4-11 David Rowlands: Modify the Leominster Municipal Code to ensure that all water and sewer connections outside the city are under the terms of an inter-municipal agreement. (Legal Affairs)
- 5-11 David Rowlands: Modify the Leominster Municipal Code to create a Personnel Board. (Legal Affairs)
- 6-11 David Rowlands: Modify the Leominster Municipal Code to prohibit the personal use of city vehicles. (Legal Affairs)
- 7-11 Relative to the appropriation of \$36,262.20 to the C.D.B.G. Housing Rehabilitation Construction Account; same to be transferred from the following C.D.B.G. Program Year 35 accounts:

Housing Rehab Salaries	\$ 8,991.28
Housing Rehab Expenses	\$ 15,000.00
Economic Development Expenses	\$ 7,368.81
Code Enforcement Expenses	\$ 4,316.39
YWCA/Battered Women's Resource	\$ 57.61
Montachusett Addiction Council	\$ 193.01
Multi-Service Center	\$ 335.10

(Ways & Means)

APPOINTMENTS

Office of Emergency Management, Admin Unit - Rick LeClair

Board of Health – Jacalyn Lastella - term to expire April 15, 2013
(to fill the unexpired term of Patrick Perla)

Council on Aging – John Diggins, Joseph Gagne, Robert LaRose -
terms to expire April 15, 2013

Planning Board – Patrick Perla (to fill the expired term of Mike Cooley)
Fred Fredricks – terms to expire April 15, 2013

MATTERS BEFORE THE CITY COUNCIL

FINANCE

- C-1 Dean J. Mazzearella, Mayor: Authorize the City of Leominster to establish the Artist Gateway Donation Account to enable the City to accept grants and donations related to the Artist Gateway Program.

LEGAL AFFAIRS

- C-95 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional Wine and Malt Pouring License to be issued only in conjunction with a redevelopment project.
- C-96 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional Wine and Malt Pouring License to be issued only in conjunction with a redevelopment project.
- C-97 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional Wine and Malt Pouring License to be issued only in conjunction with a redevelopment project.
- C-98 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional All Alcohol Pouring License to be issued only in conjunction with a redevelopment project.

MATTERS BEFORE THE CITY COUNCIL, continued

LEGAL AFFAIRS, continued

- C-99 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional All Alcohol Pouring License to be issued only in conjunction with a redevelopment project.
- C-100 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional All Alcohol Pouring License to be issued only in conjunction with a redevelopment project.
- C-101 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional All Alcohol Pouring License to be issued only to downtown establishments and only in conjunction with a redevelopment project.
- C-102 Dean J. Mazzearella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional All Alcohol Pouring License to be issued only to downtown establishments and only in conjunction with a redevelopment project.
- 61-10 David R. Cormier, Robert Salvatelli, David Rowlands, James Lanciani Jr., Richard M. Marchand and Wayne A. Nickel: Move and extend the existing Residence A zoning line to include the following parcels: Map 246 Parcels 7, 4, 3, 2, 1, 8, Map 248 Parcel 15 and Map 244 Parcels 1A, 2A. (Hearing continued to August 9, 2010 at 6:45 P.M.)
- 1-11 Richard J. Kinney, Robert Salvatelli, Joanne M. DiNardo, Steven Smith and Wayne A. Nickel: Install “No Parking Tow Zone” signs along the south end of Pleasant Street at 200 foot intervals on both sides beginning at 1069 Pleasant Street and ending at the Sterling property line.

WAYS & MEANS

- 2-11 Joyce LaFleur: Grant a Second Hand Dealer’s License for the location at 94 Central Street.

APPOINTMENTS

Disability Commission – Denise Andrews, term to expire April 15, 2012

Election Officers - 2010-2011

OLD BUSINESS

President's Drinking Water Oversight Committee

2nd Reading Loan Order – that the sum of \$42,400,000.00 be expended under the direction of the School Building Committee, to pay cost of remodeling, reconstructing and make extraordinary repairs to Leominster High School located at 122 Granite Street and for the payment of any and all other costs incidental and related thereto. This project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the educational program for which the City may be eligible for a school construction grant from the Massachusetts School Building Authority (“MSBA”); that to meet said appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; that the City acknowledges that the MSBA grant program is a non-entitlement discretionary program based on need, as determined by the MSBA, and any project costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City; provided further that any grant that the City may receive from the MSBA for the Project shall not exceed the lesser or (1)[72.01] percent ([72.01%]) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA, and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the City and the MSBA. (Finance)

In accordance with Section 2-7 of the City Charter – Mayor's Veto –
Reconsideration of Vote – Relative to amending Chapter 4 of the Revised
Ordinances entitled “Buildings” by inserting a new section 4-2.11
Demolition Delay (Legal Affairs)

NEW BUSINESS

1st Reading Ordinance – amend Chapter 14 of the Revised Ordinance entitled “Offenses – Miscellaneous” by adding a section that would prohibit all Level 2 and 3 sex offenders from living within 1,000 feet of a school.
(Legal Affairs Petition 33-10)

1st Reading Ordinance – amend Section 13-91A(c) of the Leominster City Ordinances entitled “Unregistered Motor Vehicles” to include the Building Inspector of the City of Leominster as an enforcement agent. (Legal Affairs Petition 62-10)

NEW BUSINESS, continued

1st Reading Ordinance – amend Chapter 13 of the Revised Ordinances entitled “Motor Vehicles and Traffic” by installing “No Parking Tow Zone” signs along the south end of Pleasant Street at 200 foot intervals on both sides beginning at 1069 Pleasant Street and ending at the Sterling property line. (Legal Affairs Petition 1-11)

Lynn A. Bouchard
City Clerk
July 22, 2010