

**CITY OF LEOMINSTER**  
**CITY COUNCIL**  
**MARCH 26, 2012**  
**CITY COUNCIL CHAMBERS**

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

39-12            National Grid and Verizon New England, Inc.: Merritt Street – Install 1 jointly owned pole on Merritt Street beginning at a point approximately 20 feet south of the centerline of the intersection of Monroe Street. (Public Service)

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

Relative to amending Chapter 4 of the Revised Ordinances entitled “Building” by inserting a new subsection, Article I Section 4-2.12 relative to the adoption and purpose of the Stretch Energy Code. (Legal Affairs Petition 17-12)

**HEARING BEFORE THE CITY COUNCIL, 6:50 P.M.**

Relative to amending Section 13-88 of the Revised Ordinances entitled “Left turn prohibition” by deleting “Granite Street, eastbound to West Street westbound via cut off” and inserting “Granite Street, eastbound to West Street westbound.” (Legal Affairs Petition 19-12)

**HEARING BEFORE THE CITY COUNCIL, 6:55 P.M.**

Relative to amending Section 13-34 of the Revised Ordinances entitled “No parking on certain streets” by changing the no parking restriction on Granite Street, south side from “between the hours of 8:00 A.M. and 5:00 P.M.” to “between the hours of 8:00 A.M. and 1:00 P.M. and 3:00 P.M. and 5:00 P.M.” (Legal Affairs Petition 20-12)

**HEARING BEFORE THE CITY COUNCIL, 7:00 P.M.**

(Continued from January 9, 2012)

C-68 (2011)    Dean J. Mazarella, Mayor: Adopt the proposed changes to the Leominster Zoning Ordinance. (Legal Affairs & President’s Zoning Committee)

**PUBLIC FORUM, 7:15 P.M.**

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

**ROLL CALL**

**APPROVAL OF RECORDS**

**COMMUNICATIONS**

- C-62      Relative to the appropriation of \$8,000.00 to the Cemetery Salary and Wages Account; same to be transferred from the Cemetery Perpetual Care Income Account. (Finance)
- C-63      Relative to the appropriation of \$6,500.00 to the Sanitation & Drainage Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-64      Relative to the appropriation of \$60,000.00 to the Principle Debt Service School's Expense Account; same to be transferred from the Interest on Bonds Expense Account. (Finance)
- C-65      Dean J. Mazarella, Mayor: Request that David Smith be exempt from M.G.L. Chapter 268A, Section 20B (Conflict of Interest) as he works for the Department of Public Works and will be providing an evening car maintenance program to the public through the Recreation Department. (Ways & Means)

**PETITIONS**

- 43-12     Gregory C. Chapdelaine, Purchasing Agent and James Jolicoeur, Superintendent of Schools: Allow the Purchasing Agent to enter into a five year contract for the School Food Service Program. (Legal Affairs)
- 44-12     John W. Harmon, Human Resource Director: Create the title of Emergency Management Director Assistant with a salary of S-6 and add it to the City Ordinance "Classification of positions," Section 16-34. (Legal Affairs)
- 45-12     Russell Kassatly: Grant a Hawkers and Peddlers License for the sale of merchandise during the year 2012. (Ways & Means)

**APPOINTMENT**

Leominster Police Department – Shane Rodriquez - Permanent Police Officer

## **RE-APPOINTMENTS**

Emergency Management – Assistant Directors – terms to expire April 15, 2013

James LeBlanc, Richard Gauvin

Emergency Management - Deputy Directors – terms to expire April 15, 2013

Alfred Staal, Thomas Piper, Daniel Thibodeau, Jean Hudson

Emergency Management - Auxiliary Police Officers – terms to expire April 15, 2013

Nikito Baker, John Caron, Paul Tolpolski, Kathy Truax, Justin P. Nichols,  
Vincente Figueroa, Edward Coffin, Oscar Myles, Pedro Ruiz, Elympse  
Octavuis, Matt Perkins

Emergency Management –Communications Unit – Maria Buyea, Joel Parilla,

EMT Unit - Nancy Patey

Rescue Unit - Greg Day

## **MATTERS BEFORE THE CITY COUNCIL**

### **CITY OF LEOMINSTER-FINANCIAL REPORT**

#### **FINANCE**

- C-54      Relative to the appropriation of \$175,848.00 to the Public Works Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
  
- C-55      Relative to the appropriation of \$2,500.00 to the Cemetery Expense Account; same to be transferred from the Cemetery Perpetual Care Income Account.
  
- C-56      Relative to the appropriation of \$2,000.00 to the Cemetery Overtime Account; same to be transferred from the Emergency Reserve Account.
  
- C-57      Relative to the appropriation of \$2,000.00 to the Health Department Expense Account; same to be transferred from the Emergency Reserve Account.
  
- C-58      Relative to the appropriation of \$4,500.00 to the Health Department Expense Account; same to be transferred from the Excess and Deficiency Account.
  
- C-59      Relative to the appropriation of \$6,000.00 to the Fire Department Expense Account; same to be transferred from the Excess and Deficiency Account.
  
- C-60      Relative to the appropriation of \$61,000.00 to the Municipal Building Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.

**MATTERS BEFORE THE CITY COUNCIL, continued****PUBLIC SERVICE**

- 39-12 National Grid and Verizon New England, Inc.: Merritt Street – Install 1 jointly owned pole on Merritt Street beginning at a point approximately 20 feet south of the centerline of the intersection of Monroe Street.

**LEGAL AFFAIRS**

- 31-12 Manoel Loka Leite: Grant a Special Permit to construct a single family dwelling on Elm Street as shown on Assessor's Map 535 as Lot 1B, located within the water supply protection district. (Hearing continued on April 23, 2012 at 7:00 P.M.)
- 32-12 Leominster City Council: Amend Chapter 22, Section 22-84 of the Leominster Zoning Ordinance entitled "Signs Permitted in Residence Districts" by adding a section for electronic message boards.
- 36-12 Patrick McCarty, Agent for Friendly Lion Realty, LLC: Grant a Special Permit to demolish the existing building and replace it with a new three story bank, office and professional building located at 24 Monument Square, as shown on Assessor's Map 16 as Lot 9A, located within the flood plain. (Hearing set for April 9, 2012 at 7:00 P.M.)
- 40-12 John W. Harmon, Human Resource Director: Create the title of Head Administrative Clerk with a salary of S-5 and add it to the City Ordinance "Classification of positions," Section 16-34.
- 41-12 Lucien M. DiStefano, Agent for Amerada Hess Corp.: Amend the underground storage license for the property located at 482 Main Street to increase the capacity of the underground storage tanks from 30,000 gallons to 40,000 gallons. (Hearing set for April 9, 2012 at 6:35 P.M.)

**CITY PROPERTY**

- C-61 Dean J. Mazarella, Mayor: Authorize the Mayor to acquire, by purchase, gift, and/or eminent domain, for general municipal purposes and on such terms and conditions as the Mayor deems appropriate, the parcel of land with improvements thereon located at 21 Franklin Street and described in a deed recorded with the Worcester North District Registry of Deeds in Book 7470, Page 287.

## MATTERS BEFORE THE CITY COUNCIL, continued

### WAYS & MEANS

- 42-12 Christopher Rivard: Grant a Transient Vendors License for the sale of flowers and plants in April and May 2012. (Ways & Means)

### RE-APPOINTMENT

Board of Registrars – David L. Higgins, Jr. – term to expire April 15, 2015

### OLD BUSINESS

2<sup>nd</sup> Reading Ordinance – amending Section 13-88 of the Revised Ordinances entitled “Left turn prohibition” by deleting “Granite Street, eastbound to West Street westbound via cut off” and inserting “Granite Street, eastbound to West Street westbound.” (Legal Affairs Petition 19-12)

2<sup>nd</sup> Reading Ordinance – amending Section 13-34 of the Revised Ordinances entitled “No parking on certain streets” by changing the no parking restriction on Granite Street, south side from “between the hours of 8:00 A.M. and 5:00 P.M.” to “between the hours of 8:00 A.M. and 1:00 P.M. and 3:00 P.M. and 5:00 P.M.” (Legal Affairs Petition 20-12)

2<sup>nd</sup> Reading Ordinance – Amend Chapter 22 of the Leominster Zoning Ordinance by inserting the definitions for Kennel, Pet Services and Veterinary Hospital/Office and further amending Section 22-26 Table of Uses by inserting under Business Uses the following:

Uses	RRA	RAA	RB	RC	BA	BB	C	I
Kennel	SPPB/SPA	N	N	N	N	N	N	SPPB/SPA
Pet Services	N	N	N	N	Y	Y	Y	Y
Veterinary	SPPB	N	N	N	SPPB	SPPB	SPPB	SPPB

(Legal Affairs Petition 25-12 – Hearing set for April 9, 2012 at 6:50 P.M.)

2<sup>nd</sup> Reading Ordinance – Amend Chapter 4 of the Revised Ordinances entitled “Building” by inserting a new subsection, Article I Section 4-2.12 relative to the adoption and purpose of the Stretch Energy Code. (Legal Affairs Petition 17-12)

**NEW BUSINESS****TABLED COMMUNICATIONS UPON WHICH ACTION IS PROPOSED****LEGAL AFFAIRS & PRESIDENT'S ZONING COMMITTEE**

C-68 (2011) Dean J. Mazzearella, Mayor: Adopt the proposed changes to the Leominster Zoning Ordinance.

**LEGAL AFFAIRS**

C-44 Dean J. Mazzearella, Mayor: Request that Massachusetts General Law Chapter 32B, Sections 21, 22, and 23 be accepted as added by Chapter 69 of the Acts of 2011.

37-12 City of Leominster Labor Unions: Request the adoption of Chapter 32B, Section 19 in accordance with the Massachusetts General Laws.

Lynn A. Bouchard  
City Clerk  
March 22, 2012