

CITY CLERK'S OFFICE
LEOMINSTER, MA

2014 APR 10 PM 2 19

6:15 P.M. Council on Aging
6:30 P.M. Historical Comm.
6:45 P.M. Mayor RE: C-49
7:20 P.M. EMS Appointee

CITY OF LEOMINSTER

CITY COUNCIL

APRIL 14, 2014

JOHN P. MAHAN CITY COUNCIL CHAMBERS

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

- 45-14 Kate Griffin-Brooks for the Leominster Planning Board: Amend the Leominster Zoning Ordinance Section 22-17 Underlying Districts Table of Uses under Business Uses by changing "Motor vehicle gas station minimart and car wash" to two separate lines that would read: 1. Motor vehicle gas station minimart, 2. Motor vehicle gas station minimart and car wash. Both uses would retain the same requirements that currently exist in the ordinance. (Legal Affairs)

HEARING BEFORE THE CITY COUNCIL, 7:10 P.M.

- 51-14 National Grid: Chestnut Street – Install 1 jointly owned pole beginning at a point approximately 513 feet northeast of the centerline of the intersection of Andover Street. (Public Service)

HEARING BEFORE THE CITY COUNCIL, 7:13 P.M.

- 52-14 National Grid: Hilltop Drive – Install 1 singly owned pole beginning at a point approximately 140 feet east of the centerline of the intersection on Mountain View Road. (Public Service)

PUBLIC FORUM, 7:15 P.M.

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

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

- C-61 Dean J. Mazzarella, Mayor: Request that David Hanna, part-time Housing Rehab Specialist for the City of Leominster under the Planning Department, be exempt from any potential conflict of interest as he will also be the City's part-time Energy Efficiency Manager under the Conservation Commission. (Ways & Means/ Veterans Affairs)
- C-62 Relative to the appropriation of \$2,500.00 to the Cemetery Expense Account; same to be transferred from the Cemetery Perpetual Care Income Account. (Finance)
- C-63 Relative to the appropriation of \$250,000.00 to the Recreation Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-64 Relative to the appropriation of \$4,800.00 to the Parks Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-65 Relative to the appropriation of \$10,000.00 to the Water Department Overtime Account; same to be transferred from the Water Salary & Wages Account. (Finance)
- C-66 Relative to the appropriation of \$100,000.00 to the Fire Department Overtime Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-67 Relative to the appropriation of \$4,000.00 to the Street Cleaning Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-68 Relative to the appropriation of \$2,282.00 to the Police Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-69 Relative to the appropriation of \$27,315.00 to the Police Department Capital Outlay Expense Account; same to be transferred from the Insurance Reimbursement Reserved for Appropriations Account. (Finance)

PETITIONS

- 53-14 Best Buy Stores, LP: Renew the Secondhand Dealer's License for premises at 33 Orchard Hill Park Drive. (Ways & Means/Veterans Affairs)
- 54-14 Roger Cormier: Renew the Second Hand Dealers License to Crowne Jewelers located at 12 Lindell Avenue. (Ways & Means/Veterans Affairs)
- 55-14 EcoATM, Inc.: Renew the Second Hand Dealer's License for EcoATM Inc. located at 100 Commercial Road. (Ways & Means/Veterans Affairs)

PETITIONS, continued

- 56-14 George Deghaoui: Renew the Second Hand Dealer's License for Deghan, Inc. d/b/a Hannoush Jewelers located at 100 Commercial Road. (Ways & Means/ Veterans Affairs)
- 57-14 Jon Andre Zajon: Renew the Second Hand Dealers License to Georges Fine Jewelers located at 255 North Street. (Ways & Means/Veterans Affairs)
- 58-14 Virginia A. Tocci: Renew the Second Hand Dealers License to Joseph's Jewelers located at 28 Central Street. (Ways & Means/Veterans Affairs)
- 59-14 Mark Gordon: Renew the Second Hand Dealers License for Music Mania Inc. located at 875 Merriam Avenue. (Ways & Means/Veterans Affairs)
- 60-14 Leroy DiMauro: Renew the Second Hand Dealers License for Leroy's Attic located at 609 Main Street. (Ways & Means/Veterans Affairs)
- 61-14 George Boulgarian: Renew the Second Hand Dealers License for George Boularian Jewelry Service located at 109 N. Main Street. (Ways & Means/Veterans Affairs)
- 62-14 Andrew Rome: Renew the License for one pool table at the Columbia Tavern located at 16 Central Street Rear. (Ways & Means/Veterans Affairs)
- 63-14 William Plant: Renew the License for nine pool tables at J.C. Fenwicks Co./Tinkums located at 37 Mechanic Street. (Ways & Means/Veterans Affairs)
- 64-14 Mike Fusco: Renew the License for two pool tables at Jake's Pub Inc. d/b/a Hot Shots located at 1293 Main Street. (Ways & Means/Veterans Affairs)
- 65-14 Kym Jollimore: Renew the License for one pool table at The Tankard, located at 13 Central Street. (Ways & Mean/Veterans Affairs)
- 66-14 National Grid and Verizon New England, Inc: Crawford Street – Install 1 jointly owned pole beginning at a point approximately 100 feet south of the centerline of the intersection of the Fitchburg Town Line. (Public Service)

APPOINTMENTS

Registrar of Voters – Charles Milhans – term to expire 4/15/2017

Office of Emergency Management: Rehab Unit – Stephanie Corliss

Rescue Unit – Melissa Singer

Administration Unit – Juan Hidalgo

Dive Unit – Dana Myhaver, Philip Dudley

RE-APPOINTMENTS

Emergency Management – Auxiliary Officers – John Caron, Paul Topolski,
Elympse Octavious, Eddie Coffin, Sherry LeClair, Nick Baker,
Daniel Johnson, Vincente Figueroa, Alex Scipione, Tim Flaxington

Assistant Director – Jim LeBlanc, Richard Gauvin

Deputy Directors – Tom Piper, Jean Hudson, Carl Sanabria, Al Stall

Board of Appeals - Paul Romano, Michael Ciccolini - terms to expire 4/15/2017

Conservation Commission - Kelley Freda, Daniel Brodeur, Larry Gianakis
terms to expire 4/15/2017

Cultural Commission- Maureen Noviello - term to expire 4/15/2017

Doyle Field Commission - Patrick LaPointe, Ernest Rooney
terms to expire 4/15/2017

Historical Commission - Leon Christoforo, Rocco Palmieri, John Proietti
terms to expire 4/15/2017

Library Board of Trustees - Nancy Hicks, Susan Chalifoux Zephir
terms to expire 4/15/2017

Library Board of Trustees - Mark Bodanza, Robert Salvatore - terms to expire 4/15/2015

Planning Board - Carol Vittorioso - term to expire 4/15/2019

Recreation Commission - Lionel Charpentier - term to expire 4/15/2017

Registrars of Voters - Nancy Piermarini - term to expire 4/15/2017

Insect & Pest Control - Ralph Person - term to expire 4/15/2017

Supt. Gypsy & Brown Tail Moths - Ralph Person - term to expire 4/15/2017

MATTERS BEFORE THE CITY COUNCIL

WAYS & MEANS/VETERANS AFFAIRS

- C-49 Dean J. Mazzarella, Mayor: Amend the ordinance to allow the Mayor to hire department heads using a range for determining salary.
- 49-14 Christopher Rivard: Grant a Transient Vendors License for the sale of plants and flowers from April 15th through May 30th 2014.

MATTERS BEFORE THE CITY COUNCIL, continued

LEGAL AFFAIRS

- 40-14 Leominster Planning Board: Amend the Leominster Zoning Ordinances by adding Article XVIII, Section 22-105 entitled "Medical Marijuana Facilities" to allow and regulate medical marijuana facilities in the city. (Hearing continued to May 12, 2014 at 6:45 P.M.)
- 45-14 Kate Griffin-Brooks for the Leominster Planning Board: Amend the Leominster Zoning Ordinance Section 22-17 Underlying Districts Table of Uses under Business Uses by changing "Motor vehicle gas station minimart and car wash" to two separate lines that would read: 1. Motor vehicle gas station minimart, 2. Motor vehicle gas station minimart and car wash. Both uses would retain the same requirements that currently exist in the ordinance.
- 50-14 James Whitney and Ten Registered Voters: Amend the Leominster Zoning Ordinance Article I, Section 24-2 entitled Definitions by eliminating the sentence "Facilities that utilize animal testing of products are not included in this definition" from the Life sciences definition. (A hearing was set for April 28, 2014 at 7:00 P.M.)

PUBLIC SERVICE

- 51-14 National Grid: Chestnut Street – Install 1 singly owned pole beginning at a point approximately 513 feet northeast of the centerline of the intersection of Andover Street.
- 52-14 National Grid: Hilltop Drive – Install 1 singly owned pole beginning at a point approximately 140 feet east of the centerline of the intersection on Mountain View Road.

PUBLIC SCHOOLS/SCHOOL FACILITIES

- C-60 Dean J. Mazzarella: Request the City Council vote favorably on the following:

Motion for Application for SOI Early Childhood Center

Motion: Resolved: Having convened in an open meeting on March 24, 2014 the Leominster City Council, Massachusetts in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest dated April 11, 2014 for the following Early Childhood Center which describes and explains the following deficiencies and the priority category(s) for which Leominster may be invited to apply to the Massachusetts School Building Authority in the future:

Early Childhood Center Location to be determined

And hereby further specifically acknowledges that by submitting this Statement of Interest, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Leominster to filing an application for funding with the Massachusetts School Building Authority. (Granted with an Emergency Preamble on March 24, 2014; another vote is required.)

CITY OF LEOMINSTER – FINANCIAL REPORT

FINANCE

- C-50 Relative to the appropriation of \$110,000.00 to the Police Department Salary & Wages Account; same to be transferred from the Police Salary & Wages Account. (Granted with an Emergency Preamble on March 24, 2014; another vote is required.)
- C-51 Relative to the appropriation of \$6,700.00 to the Police Department Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-52 Relative to the appropriation of \$151,025.00 to the Highway Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-53 Relative to the appropriation of \$5,000.00 to the Municipal Buildings Overtime Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-54 Relative to the appropriation of \$300,000.00 to the School Department Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-55 Relative to the appropriation of \$2,000.00 to the Highway Regular Labor Account; same to be transferred from the Highway Salary & Wages Account.
- C-56 Relative to the appropriation of \$100,000.00 to the Water Support Services Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-57 Relative to the appropriation of \$100,505.00 to the Water Department Capital Outlay Account; same to be transferred from the Excess and Deficiency Account.
- C-58 Relative to the appropriation of \$560,000.00 to the Sewer Department Capital Outlay Account; same to be transferred from the Excess and Deficiency Account.
- C-59 Relative to the appropriation of \$5,000.00 to the Building Department Expense Account; same to be transferred from the Excess and Deficiency Account.

MATTERS BEFORE THE CITY COUNCIL, continued

APPOINTMENT

Office of Emergency Management – Admin Unit – Azura Collier

OLD BUSINESS

NEW BUSINESS

RESOLUTION

Emergency Preamble

A Resolution to file and accept grants with and from the Commonwealth of Massachusetts, Executive Office of Energy and Environmental Affairs for the Parkland Acquisition and Renovation for Communities Program for the renovation of Barrett Park

Establishment of Subcommittee Meetings:

- Ways & Means and Veterans Affairs
- Legal Affairs
- Public Safety and Traffic
- Public Service
- City Property and Property Oversight
- Public Schools and School Facilities
- Finance Committee
- Council Rules and Code of Conduct

Lynn A. Bouchard
City Clerk
April 10, 2014