

HEARING BEFORE THE CITY COUNCIL, MAY 10, 2010

Hearing opened at 6:25 P.M. with Councillor Marchand, Chair of the Public Service Committee, presiding.

All members were present except Councillors Rowlands, Dombrowski, Freda and Nickel.

The following PETITION was the subject of the hearing:

49-10 National Grid and Verizon New England: Install 1 jointly owned pole on Wilderwood Avenue beginning at a point approximately 357 feet north easterly of the centerline of the intersection of Main Street.

David Bremner, Field Investigator for National Grid said this came as a request from a customer that lives at 23 Wilderwood Avenue. He said they have a guy wire that runs over the roof of their house so they are requesting that the pole be placed at the side of the road with an anchor and move the guy wire to that pole rather than into the tree and over their roof.

Kim Pannell said she is the owner of 23 Wilderwood Avenue. She said she has been trying for many years to get the wire taken off her tree. She said there has been a great deal of damage to the tree and due to some claims against the house her insurance company has dropped her a couple of times. She said this is important because she is in fear of losing her insurance again. She said she has to take care of the tree so she doesn't lose her house and garage.

No one spoke in opposition to this petition.

HEARING ADJOURNED AT 6:27 P.M.

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

HEARING BEFORE THE CITY COUNCIL, MAY 10, 2010

Hearing opened at 6:35 P.M. with Councillor Rowlands Chair of the Legal Affairs Committee, presiding.

All members were present. Councillor Dombrowski arrived late.

To following hearing was continued from February 22, 2010.

The following PETITION was the subject of the hearing:

5-10 John Souza, Chairman, on behalf of the Planning Board: Adopt the following zoning changes proposed by Vanasse, Hangen and Brustlin to include:

- 1) The Leominster Zoning Ordinance Revised Draft, July 2009
- 2) The Leominster Zoning Ordinance "Table of Uses," July 2009
- 3) The Leominster Zoning Ordinance "Proposed New Zoning Districts," July 2009
- 4) The Leominster Zoning Ordinance "New Sections," January 2009
- 5) Section 22-19 Residence B Districts which is a correction to the "The Leominster Zoning Ordinance Revised Draft," July 2009

Councillor Rowlands said this is the rewrite of the new Leominster Zoning Ordinances that is being written by VHB. He said they met in committee and discussed possibilities of what we would do with this petition tonight. Councillor Rowlands said he sent an email to the Mayor's office asking for more information or an update on this petition and has not received anything back other than the article that was in the newspaper this morning.

Councillor Rowlands said in committee the discussion was whether to give this further time, table it or give it leave to withdraw and ask that the petition be resubmitted with the new draft or document. He said once we close this hearing the clock starts ticking and will be in an official time frame of 90 days.

Councillor Marchand said at this point he cannot support this petition. There have been too many significant changes and there has been a breakdown in communication with the City Council and in particular, Legal Affairs Committee. He said he suggests leave to withdraw without prejudice and when the appropriate boards are done with their research they can resubmit it and we will have a nice clean document then advertise for a public hearing. He said he didn't want to deal with a document that has been changed significantly.

Councillor Rowlands said to Councillor Marchand so your point is that we're not talking about not supporting the new zoning it's just how we want to proceed in the clearest way. Is that correct?

Councillor Marchand said yes and you could give it leave to withdraw tonight and they could submit a new petition tomorrow.

Councillor Chalifoux-Zephir asked Councillor Rowlands if he got anything back.

HEARING BEFORE THE CITY COUNCIL, MAY 10, 2010, continued

Councillor Rowlands said he did not. He said he checked his mail today and his desk tonight and he has not received anything. He said he did read the article in the newspaper that said they are moving forward and they want to go through the Planning and Building Department to review it before it comes before the Council.

Councillor Chalifoux-Zephir said she would support giving it leave to withdraw.

No One in the audience spoke in favor or in opposition to this petition.

HEARING ADJOURNED AT 6:40 P.M.

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

REGULAR MEETING OF THE CITY COUNCIL, MAY 10, 2010

Meeting was called to order at 7:30 P.M.

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

The Committee on Records reported that the records through April 21, 2010 were examined and found to be in order. The records were accepted.

The following COMMUNICATIONS were received, referred to the FINANCE COMMITTEE and given REGULAR COURSE.

- C-87 Relative to the appropriation of \$10,000.00 to the Wire Department Salary and Wages Account; same to be transferred from the Excess and Deficiency Account.
- C-88 Relative to the appropriation of \$2,000.00 to the Cemetery Salary and Wages Account; the same transferred from the Emergency Reserve Account.
- C-89 Relative to the appropriation of \$12,000.00 to the Cemetery Salary and Wages Account; same to be transferred from the Cemetery Perpetual Care Income Account.
- C-90 Relative to the appropriation of \$50,000.00 to the Fire Department Overtime Account; same to be transferred from the Fire Department Salary and Wages Account.
- C-91 Relative to the appropriation of \$100,000.00 to the Fire Department Overtime Account; same to be transferred from the Excess and Deficiency Account.
- C-92 Relative to the appropriation of \$61,500.00 to the Sanitation and Drainage Account; same to be transferred from the Excess and Deficiency Account.
- C-93 Relative to the appropriation of \$15,000.00 to the Street Lighting Expense Account; same to be transferred from the Snow and Ice Expense Account.
- C-94 Relative to the appropriation of \$50,000.00 to the Police Department Expense Account; same to be transferred from the Police Department Salary and Wages Account.

The following COMMUNICATIONS were received, referred to the LEGAL AFFAIRS COMMITTEE, given REGULAR COURSE and referred to the License Commission and the Mayor.

- 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.

REGULAR MEETING OF THE CITY COUNCIL, MAY 10, 2010, 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.

The following PETITION was received, referred to the LEGAL AFFAIRS COMMITTEE, given REGULAR COURSE and referred to the Director of Inspections, the Conservation Commission, the Health Director, the Planning Board and the Department of Public Works. A hearing was set for June 14, 2010 at 7:00 P.M. Vt. 9 "yeas"

- 56-10 Clear Wireless, LLC: Grant a Special Permit to add three antennas with associated ground equipment to the existing tower located at 369 Nashua Street as shown on Assessor's Map 372 as Lot 1 and located within a flood plain.

The following PETITIONS were received, referred to the CITY PROPERTY COMMITTEE and given REGULAR COURSE.

- 57-10 Kelly A. Woodland, Mayoral Aide: Accept a gift from Central Flag & Gift of 13 brackets for flags.
- 58-10 Kelly A. Woodland, Mayoral Aide: Accept a gift from Central Flag & Gift of one 3'x5' polymax heavy duty flag.

The following PETITION was received, referred to the WAYS & MEANS COMMITTEE, given REGULAR COURSE and referred to the Police Department.

- 59-10 Russell Kassatly: Grant a Hawker's and Peddler's License to sell balloons and children's toys at parades and celebrations throughout the City of Leominster.

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

Board of Appeals Alternate Members – terms to expire April 15, 2011
Paul Romano, Michael Ciccolini

Board of Appeals – term to expire April 15, 2012
Scott Simpson

Board of Appeals – term to expire April 15, 2013
Lee Baron

Board of Health – term to expire April 15, 2012
Dr. Peter L. Lanza

Board of Health – term to expire April 15, 2013
Patrick Perla

Cable TV Advisory Board – terms to expire April 15, 2011
Carl A. Piermarini, Benjamin Levy, Kevin Fitzpatrick, Rosemary Bracani, Gregory Hakala

Cable TV Advisory Board – term to expire April 15, 2012
William C. Voedisch, Jr.

Cemetery Commission – term to expire April 15, 2013
Gary Ranno

Conservation Commission – term to expire April 15, 2012
Scott Pearson - (to fill the term previously held by Edward Cuddahy)

Conservation Commission – terms to expire April 15, 2013
Julia McKinney (to fill the term previously held by Mary Charpentier)
Scott Buchanan

REGULAR MEETING OF THE CITY COUNCIL, MAY 10, 2010, continued

- Council on Aging – terms to expire April 15, 2013
Eleanora Bissonnette, Dennis Bouchard
- Cultural Council – terms to expire April 15, 2012
Joseph Tammaro, Jane Maguire
- Cultural Council – terms to expire April 15, 2013
Laura Proietti (to fill the term previously held by Shawn P. Bernard)
Nona Ojala, Barbara Mahoney, Lisa DiGeronimo, David Laverdiere
- Disability Commission - terms to expire April 15, 2012
Thomas Yoder, Therese Thelin, Gail Turbide, Marty Turbide
Kathryn Neel, James Lanciani, Jr., Victoria Marrama
- Doyle Field Commission - term to expire April 15, 2012
Gilbert Donatelli
- Historical Commission – terms to expire April 15, 2012
M. Donald Piermarini, Chester Carter, Kate Griffin Brooks
- Housing Authority – term to expire April 15, 2015
Mary Yanneth Bermudez Camp, Esq.
- Library Board of Trustees – term to expire April 15, 2012
Kathleen Reynolds Daignault
- Library Board of Trustees – terms to expire April 15, 2013
Gilbert Tremblay, Carol Ann Millette
- Recreation Commission – terms to expire April 15, 2012
Thomas Bissonnette, John M. Ciccolini
- Recreation Commission – terms to expire April 15, 2013
Maureen Donatelli, Jeffrey O'Neill
- Trustees of Soldiers Memorials – terms to expire April 15, 2013
Philip Cote, Kenneth Gurge
- Trust Fund Commission – terms to expire April 15, 2013
Richard Bergman, Settimo Firmani
- Water/Sewer Commission – terms to expire April 15, 2011
Joseph Saucier, Michael Mimnaugh
- Water/Sewer Commission – terms to expire April 15, 2012
Michael Croteau, Tim Stanton
- Water/Sewer Commission – terms to expire April 15, 2013
Thomas Hazzard, Michael A. Mahan
- Forest Warden – term to expire April 15, 2011
Paul F. Kennedy
- Supt. Gypsy & Brown Tail Moths – term to expire April 15, 2011
Ralph Person
- Veterans Care of Graves – term to expire June 30, 2011
Claude Poirier
- Weigher of Beef – term to expire April 15, 2011
Michael Ciccolini
- Sealer of Weights & Measures – term to expire April 15, 2011
Joseph Quinn
- Weigher of Chemicals – term to expire April 15, 2011
Delta Bulk Packaging
- Weigher of Hay – term to expire April 15, 2011
Henry LaRose

REGULAR MEETING OF THE CITY COUNCIL, MAY 10, 2010, continued

Councillor Salvatelli, 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)	\$1,487,643.90
Emergency Reserve Account	\$1,172.00
Stabilization Account	\$11,534,656.38
Interest Earned	\$19,172.00

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

C-83 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.

ORDERED: -that the sum of Ten Thousand Dollars (\$10,000.00) be appropriated to the Sidewalk and Curbing Expense Account; same to be transferred from the Excess and Deficiency Account.

RE: These funds are for cold patch and hot mix asphalt for repairing potholes.

C-84 Relative to the appropriation of \$9,800.00 to the Conservation Commission Expense Account; same to be transferred from the Wetland Fees Reserved for Appropriation Account.

ORDERED: - that the sum of Nine Thousand Eight Hundred Dollars (9,800.00) be appropriated to the Conservation Commission Expense Account; same to be transferred from the Wetland Fees Reserved for Appropriation Account.

RE: For office equipment, supplies and educational material.

C-85 Relative to the appropriation of \$3,000.00 to the Forestry Department Expense Account; same to be transferred from the Forestry Department Overtime Account.

ORDERED: - that the sum of Three Thousand Dollars be appropriated to the Forestry Department Expense Account; same to be transferred from the Forestry Department Overtime Account.

RE: To purchase gas and diesel

C-86 Relative to the appropriation of \$40,000.00 to the Veteran's Services Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Forty Thousand Dollars (\$40,000.00) be appropriated to the Veteran's Services Expense Account; same to be transferred from the Excess and Deficiency Account.

Upon recommendation of the PUBLIC SERVICE COMMITTEE, the following PETITION was GRANTED. Vt. 8/0; Councillor Cormier abstained due to a possible conflict of interest.

49-10 National Grid and Verizon New England: Install 1 jointly owned pole on Wilderwood Avenue beginning at a point approximately 357 feet north easterly of the centerline of the intersection of Main Street.

Upon request of the PUBLIC SERVICE COMMITTEE, the following PETITION was given FURTHER TIME. Vt. 9/0.

50-10 Patrick R. LaPointe: Accept and sign an Assent Agreement with New England Power Company which will allow work to proceed on Tanzio Road where the road crosses under National Grid transmission lines

Upon recommendation of the LEGAL AFFAIRS COMMITTEE, the following PETITION was given LEAVE TO WITHDRAW WITHOUT PREJUDICE. Vt. 8/1, Councillor Freda opposed.

5-10 John Souza, Chairman, on behalf of the Planning Board: Adopt the following zoning changes proposed by Vanasse, Hangen and Brustlin to include:

- 1) The Leominster Zoning Ordinance Revised Draft, July 2009
- 2) The Leominster Zoning Ordinance "Table of Uses," July 2009
- 3) The Leominster Zoning Ordinance "Proposed New Zoning Districts," July 2009
- 4) The Leominster Zoning Ordinance "New Sections," January 2009
- 5) Section 22-19 Residence B Districts which is a correction to the "The Leominster Zoning Ordinance Revised Draft," July 2009

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

32-10 Leominster Historical Commission: Adopt a Demolition Delay Ordinance.

REGULAR MEETING OF THE CITY COUNCIL, MAY 10, 2010, continued

Upon request of the LEGAL AFFAIRS COMMITTEE, the following PETITION was given FUTURE TIME. Vt. 8/1; Councillor Freda opposed.

33-10 Gennaro Coscia: Enact a City By-law that would prohibit all Level 2 and 3 sex offenders from living within 2,000 feet of a school, playground or anywhere children regularly gather.

Upon recommendation of the WAYS & MEANS COMMITTEE, the following PETITION was GRANTED. Vt. 9/0

51-10 Phillip McBain: Renew the license for two pool tables at Captain's Lounge located at 1536 Main Street.

Upon recommendation of the WAYS & MEANS COMMITTEE, the following PETITIONS were GRANTED. Vt. 5/4; Councillors Marchand, Lanciani, Rowlands and Chalifoux-Zephir opposed.

52-10 Susana Arruda Fidalgo, S & S Novelty: Grant a Hawker's and Peddler's License to sell children's toys and novelty items outside Doyle Field at Starburst.

53-10 Dwayne Davis, S & S Novelty: Grant a Hawker's and Peddler's License to sell children's toys and novelty items outside Doyle Field at Starburst.

54-10 Agnes Martin, S & S Novelty: Grant a Hawker's and Peddler's License to sell children's toys and novelty items outside Doyle Field at Starburst.

Upon recommendation of the WAYS & MEANS COMMITTEE, the following PETITIONS were GRANTED. Vt. 9/0.

55-10 Matthew K. Zvarek: Grant a Second Hand Dealer's License to GBA Whitney Field LLC located in Unit 15 in the mall at Whitney Field.

Upon recommendation of the CITY PROPERTY COMMITTEE, the following PETITION was GRANTED. Vt. 9/0

34-10 Patrick R. LaPointe: Accept a proposed Stabilization and Slope Easement adjacent to Tanzio Road, in accordance with the plan entitled "Easement Plan of Land in Leominster, MA" prepared for the City of Leominster, dated March 4, 2010 by Whitman & Bingham Associates, LLC.

Under Old Business, Councillor Dombrowski, Chairman of the President's Drinking Water Oversight Committee, said they had Roger Brooks and Pat LaPointe down today and they got a commitment that the DPW is going to start the process of cleaning up the debris. He said he would like to thank Councillor Salvatelli as well as Dick O'Brien and Phil Reddy for bringing this to our attention. He said they will continue to monitor it. Some of the good news that came out of the informational meeting is that the red pine woods will be able to be used for wood pellets which will save the City some money and perhaps that money can be used to clean up the balance or a good portion of the debris.

Councillor Nickel said the other good news is that some of this will either reforest itself or other natural growth will take over.

Councillor Salvatelli said he talked to the Director of Emergency Management again about Seventh Street oil leak and said Mr. Coggins put in a FEMA application but he doesn't think it's going to fly. Councillor Salvatelli said if they get it they will be reimbursed 75% but Mr. Coggins doesn't think the timing is right because it is not related to a storm. Councillor Salvatelli said the argument Mr. Coggins is using is that we had an awful lot of rain and it pushed the oil up. He said we are experiencing neighbor problems there and we better be prepared for something coming towards us, not just expenses but legal expenses.

Councillor Rowlands said we still have no idea of the cause?

Councillor Salvatelli said the letter indicates what it is.

Councillor Rowlands said water exposed it but how did all that oil get in the ground. He said you pay an engineering firm a substantial amount of money you would think they would have an idea what the cause of it was.

Councillor Nickel asked if there was a 21E done or any information on the site before the City got involved with the tearing down of that building.

Councillor Rowlands said maybe it was part of the tearing down process that caused the spill to happen. If that is the case then you have a responsible party that you can hold accountable. If it happened 30, 40, 50 years ago that's a different story.

Councillor Nickel said he hasn't been able to find any evidence that anything was ever done as far as borings or testing on the property before the building came down, so we don't know what was essentially there. He said there wasn't any ownership of the property listed since 1924.

Councillor Rowlands asked if it was ruled out that it was clearly not the demolition company.

REGULAR MEETING OF THE CITY COUNCIL, MAY 10, 2010, continued

Councillor Nickel said no we haven't, however, a rumor has it the demolition company said they never saw anything.

Councillor Rowlands said we received a communication from the School Committee asking to meet with the Council to talk about ideas and suggestion regarding the \$4.3 million shortfall the City is facing. He asked the Chair of the Committee on Schools if we should think about bringing them down and have a discussion about that.

Councillor Cormier said there was talk about having it on an off night as we have a lot of things to discuss. He will check with his committee and see what he can come up with for a date.

Councillor Freda said she was at the School Committee meeting Monday and watched Erin present some of the budget and the committee didn't have any suggestions. She doesn't know what it will accomplish for them to be sitting with us when it is their job to be looking at \$4.2 million. She doesn't know if the Council will be able to offer a whole lot. She said one of the members said he wasn't quite sure what MIAA stood for. When a long time member of the School Committee does not know what those initials stand for it kind of gave her an idea they are not quite sure which way they really want to go. She said she is not sure if it is the Council's responsibility to be looking on how to cut \$4.2 million when the Council doesn't have any say in anyway.

Councillor Rowlands said they asked us for a request and if we don't respond to that request it looks like the burden is on us for not responding.

Councillor Cormier said he wanted to talk to the School Committee about the updates on the Bullying Policy.

Councillor Salvatelli said he doesn't see much use meeting with the School Committee on the budget issue. He said he doesn't know if it was a formal request or a plea for help. Until he hears concessions from unions and other means of digging in he doesn't want to meet with them. This is no reflection on the School Committee, they are great people but I don't see any use in it. They should be meeting with their union not me.

Councillor Dombrowski said he wouldn't mind meeting with them. He said he agrees with Councillors Freda and Salvatelli and is not sure what the Council can suggest to them but we are going to be asked to make some pretty difficult votes so the more information we get probably the better. He said he would prefer to meet with the school administration.

Councillor Marchand said he is in conflict and received a ruling on the conflict of interest law and he cannot speak about salaries but when you are dealing with \$4 million it is a big picture. He said the budget is presented to us and all they can do to the School Department budget is cut it and cannot add to it or cannot suggest a line item.

Councillor Lanciani said there is not anything that we can do. He said we all understand the problems the school department has but there is nothing we can do until a budget is presented to us from the Mayor's office. He said they can come down and talk all they want but what can we say to them? We can't say anything. We can't tell them we will support it or won't support it. He said he doesn't feel that they need a meeting and said he didn't respond to the email .

Councillor Rowlands said we received an email that said from a member of the School Committee to the Council that they would like to meet to talk about this issue of shortage of funds. He said he sent back an email to the Superintendent saying this is kind of unusual, we have never had this in the past and who initiated it. He said he was told the Mayor initiated it and that the Mayor told the member of the School Committee, who I believe is in charge of finance, to contact the City Council to see if they have any ideas. He said if we get the budget as we normally do to vote on it the last day of June then yes you have no say. If you have a discussion prior to that and you make it clear that it's a budget that you don't support, you can have a say.

Councillor Cormier said at the last meeting questions were asked about the cleanups of the oil spills at the schools. He was asked to find out how the money coming out of school choice has affected teaching and learning. He said the Northwest spill cost \$217,555.88 and is closed and finalized. At Southeast, so far, we have spent \$54,355.36 and the tanks still need to be removed, run gas lines and convert the boiler to natural gas. He said next year they are cutting supplies by 50% out of the School Choice Account. He said \$277,000.00 for busing will be coming out of school choice. Councillor Cormier said the second question was regarding charge backs. He said Dr. Binkley gave him the breakdown of all the charge backs for this year which totaled \$4,567,327.00. The question was during these times should we be looking to charge back for all the expenses, of the bigger ones being the employee retirement at \$1.4 million and school choice, students leaving the district, at \$1.83 million. He said she did not give an opinion about charge backs but said if we didn't charge back there would be more money to support other items.

The following ORDINANCE was read once, ADOPTED as presented. Vt. 9 "yeas"

1st Reading Ordinance – Amend Chapter 22 of the Revised Ordinances entitled "Zoning" by changing the Leominster Zoning Map so that land identified as Assessor's Map 244, Parcels 1A and 2A, consisting of approximately 12.8 acres, is designated as zoning district Residence A.

The following ORDINANCE was read once, ADOPTED as presented and ordered published. A hearing was set for May 24, 2010 at 7:00 P.M. Vt. 9 "yeas"

1st Reading Ordinance – Amend Chapter 12, Article I Section 12-2 of the Revised Ordinance entitled "Fee Schedule" by changing the fees for male dogs and unspayed female dogs to \$15.00 and spayed female and neutered males to \$10.00.

REGULAR MEETING OF THE CITY COUNCIL, MAY 10, 2010, continued

The following ORDINANCE was read once, ADOPTED as presented and ordered published. A hearing was set for May 24, 2010 at 7:05 P.M. Vt. 9 “yeas”

1st Reading Ordinance – Amend Chapter 6 of the Revised Ordinances entitled “Dogs” by deleting such section and inserting in its place “A late fee of ten dollars per dog shall be charged to each dog owner that fails to license his dog or dogs on or before May 1 of any year. An additional late fee of ten dollars per year, in addition to the annual licensing fee per year, shall be charged to each dog owner for each year that his dog was not licensed.”

Under New Business, Councillor Freda said last Friday Lynn Fiandaca’s class at Fallbrook was awarded the Secretary of Environmental Affairs Award for Excellence with their Dog Waste Ordinance. She said she went down to Boston and it was a great day for all of them. She said Ms. Fiandaca got \$500.00 from the Secretary’s office towards another program.

Councillor Freda said on May 3, 2010 she attended the swearing in of Judith Cutler as Associate Justice of the Massachusetts Land Court. She was sworn in by Governor Patrick. She said it was an experience to see her take her oath. Councillor Freda requested a letter be sent to her from the Council congratulating her.

The following Committee meetings were established for May 19, 2010.

Finance 6:30 P.M.
Legal Affairs 7:00 P.M.

MEETING ADJOURNED AT 9:02 P.M.

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