

**CITY OF LEOMINSTER
CITY COUNCIL
FEBRUARY 25, 2013
CITY COUNCIL CHAMBERS**

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

- 35-13 Rockwell Pond, LLC: Grant a Special Permit to construct a driveway to connect the existing building at 83 Cotton Street and 44 Pond Street and repave a portion of the existing parking lot at 83 Cotton Street as shown on Assessor's Map 7 as lot 5 and Map 6 as lot 11 and located within the floodplain.

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

- 34-13 N.E.W. Plante Development: Grant a Special Permit to construct 46 apartments in an existing building at 140 Adams Street as shown on Assessor's Map 6, as lot 3 and located within the floodplain.

PUBLIC FORUM, 7:15 P.M.

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

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

- C-76 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-77 Relative to the appropriation of \$1,500.00 to the Conservation Commission Expense Account; same to be transferred from the Excess and Deficiency Fund. (Finance)
- C-78 Relative to the appropriation of \$163,410.00 to the Police Station Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

COMMUNICATIONS, continued

- C-79 Relative to the appropriation of \$50,000.00 to the Police Department Overtime Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-80 Relative to the appropriation of \$30,750.00 to the Police Department Salary & Wages Account; same to be transferred from the Police Department Salary & Wages Account. (Finance)
- C-81 Relative to the appropriation of \$7,500.00 to the Police Department Salary and Wages-Prior Year Account; same to be transferred from the Police Department Salary & Wages-Prior Year Account. (Finance)
- C-82 Relative to the appropriation of \$4,016.00 to the Police Department Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-83 Relative to the appropriation of \$75,000.00 to the Snow & Ice Overtime Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-84 Dean J. Mazzarella, Mayor: Accept the provisions of Massachusetts General Laws Chapter 40, Section 22G regarding funds received from fines for handicap parking violations; deposits in account; expenditures. (Legal Affairs)
- C-85 Dean J. Mazzarella, Mayor: Request that David Smith be exempt from the provisions of M.G.L. Chapter 268A, (20B) Conflict of Interest as he is currently employed by the City of Leominster's Department of Public Works and will be taking a position setting up polling places for the City Clerk Elections and Registrations Office. (Ways & Means)

PETITIONS

- 38-13 Claire Freda for Kathie Peloquin: Request permission to place signs at Route 117 in front of Walmart; Mechanic Street near I.C. Credit Union; Route 13 and Prospect Streets; Route 12 and Hamilton Street and the island downtown from June 8, 2013 through June 20, 2013 to advertise the Material Girls Quilt Show. (City Property)
- 39-13 Peter M. Bellanton: Grant a Limousine License to Centerline Transportation LLC d/b/a Centerline Transportation Services at 217 Hamilton Street. (Ways & Means)

APPOINTMENT

Director of Inspections – Peter Niall – temporary sixty days

MATTERS BEFORE THE CITY COUNCIL**CITY OF LEOMINSTER-FINANCIAL REPORT****FINANCE**

- C-70 Relative to the appropriation of \$10,000.00 to the Parking Meter Salary & Wages Account; same to be transferred from the Parking Meter Receipts Reserved for Appropriation Account.
- C-71 Relative to the appropriation of \$20,000.00 to the Parking Meter Expense Account; same to be transferred from the Parking Meter Receipts Reserved for Appropriation Account.
- C-72 Relative to the appropriation of \$10,000.00 to the Emergency Management Agency Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-73 Relative to the appropriation of \$20,000.00 to the Library Department Expense Account; same to be transferred from the Library State Aid Reserved for Appropriation Account.
- C-74 Relative to the appropriation of \$75,000.00 to the Fire Department Overtime Account; same to be transferred from the Excess and Deficiency Account.
- C-75 Dean J. Mazzarella, Mayor: Accept a donation from the Leominster Historical Society in the amount of \$28,265.00 for the purchase of Franklin Street, a historical property, as authorized by Chapter 44, Section 53A of the Massachusetts General Laws.

LEGAL AFFAIRS

- 34-13 N.E.W. Plante Development: Grant a Special Permit to construct 46 apartments in an existing building at 140 Adams Street as shown on Assessor's Map 6, as lot 3 and located within the floodplain.
- 35-13 Rockwell Pond, LLC: Grant a Special Permit to construct a driveway to connect the existing building at 83 Cotton Street and 44 Pond Street and repave a portion of the existing parking lot at 83 Cotton Street as shown on Assessor's Map 7 as lot 5 and Map 6 as lot 11 and located within the floodplain.

MATTERS BEFORE THE CITY COUNCIL, continued

LEGAL AFFAIRS, continued

- 36-13 James Lanciani, Jr.: Amend Chapter 10 of the Revised Ordinances to regulate persons or organizations engaged in soliciting or peddling in the City through issuance of a license by the Chief of Police.
- 37-13 Greg Chapdelaine and James Jolicoeur: Allow the Purchasing Agent to enter into a lease for the School Department to lease space at the Doyle Center for the purpose of housing the School Department's "Center for Excellence" program. (Granted with an Emergency Preamble on February 11, 2013; another vote is required.)

APPOINTMENTS

- Leominster Police Chief – Robert Healey -Effective January 11, 2013
- Director of Inspections – Peter Niall - term to expire April 15, 2016
- Registrar of Voters – Ann B. Mahan – term to expire April 15, 2016

OLD BUSINESS

- Election of City Clerk- Lynn A. Bouchard – term to expire April 15, 2018
- Election of Assistant City Clerk – Brenda L. Parisi – term to expire April 15, 2018

- Update on the Twelfth Street Field
- Opinion from Mirick O'Connell regarding Leominster's Home Charter – Appointments and Holdovers
- Letter received from Edward Cataldo's attorney requesting a public hearing
- The issuance of Special Permit #2 of 2012 to Manoel Loka Leite for the property located at 909 Elm Street.

2nd Reading Ordinance – Amend Chapter 22 of the Revised Ordinances entitled "Zoning" by deleting the entire Chapter 22 and inserting in its place a new Chapter 22, such revised Ordinance to take effect and replace the existing Ordinance in accordance with Massachusetts General Laws Chapter 40A, Section 5. (Legal Affairs)

NEW BUSINESS

1st Reading Ordinance – Amend Chapter 13 of the Revised Ordinances entitled “Motor Vehicles and Traffic” by inserting “Main Street, against east bound traffic at intersection with Wilder Road.” (Legal Affairs Petition 31-13)

TABLED PETITIONS UPON WHICH ACTION IS PROPOSED**PUBLIC SERVICE**

7-13 Mark F. Albert: Accept Royal Oaks Way as a public way.

Lynn A. Bouchard
February 21, 2013