

REGULAR MEETING OF THE CITY COUNCIL, APRIL 22, 2013

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

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

The following COMMUNICATION was received under SUSPENSION OF THE RULES, referred to the FINANCE COMMITTEE and given REGULAR COURSE. Vt. 8 "yeas".

C-108 Relative to the appropriation of \$10,000.00 to the Conservation Commission Expense Account; same to be transferred from the Excess and Deficiency Account.

The following COMMUNICATION was received with an EMERGENCY PREAMBLE and referred to the LEGAL AFFAIRS COMMITTEE. Vt. 8 "yeas". Upon recommendation of the LEGAL AFFAIRS COMMITTEE the following COMMUNICATION was GRANTED. Vt. 7 "yeas" and 1 "nay", Councillor Freda opposed.

C-109 Dean J. Mazzarella, Mayor: Request the authorization to file a home rule petition to pay a certain unpaid bill for \$76,807.36 to S. J. Mullaney Engineering, Inc. for consulting services.

AN ACT AUTHORIZING THE CITY OF LEOMINSTER TO PAY A CERTAIN UNPAID BILL

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. The comptroller of the city of Leominster may pay from sums appropriated \$76,807.36 to S. J. Mullaney engineering, Inc., for consulting services provided to the Leominster City Council in connection with a comprehensive revision of the city's zoning ordinance, notwithstanding the failure of the city to comply with the laws relative to procurement and competitive bidding in the awarding of the contract.

SECTION 2. This act shall take effect upon its passage.

/s/ Dean J. Mazzarella, Mayor

REGULAR MEETING OF THE CITY COUNCIL, APRIL 22, 2013, continued

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

- 55-13 Kym Jollimore: Renew the License for one pool table at the Tankard located at 13 Central Street.
- 56-13 Carol and David Shields: Renew the License for three pool tables at the South Leominster Lounge d/b/a Forte's Lounge located at 1030 Central Street.
- 57-13 William Plant: Renew the License for nine pool tables at J.C. Fenwicks located at 37-39 Mechanic Street.
- 58-13 Christopher J. Espinola: Renew the license for two pool tables at Kona Enterprises d/b/a Captains Lounge located at 1536 Main Street.
- 59-13 George Delgaoui: Renew the Second Hand Dealer's License for Deghan, Inc. located at 100 Commercial Road.
- 60-13 EcoATM, Inc.: Renew the Second Hand Dealer's License for the EcoATM Inc. located at 100 Commercial Road.
- 61-13 Matthew Zvacek: Renew the Secondhand Dealer's License for Gold Buyers of America located at 100 Commercial Road #44.
- 62-13 Leroy J. DiMauro: Renew the Secondhand Dealers License for Leroy's Attic located at 609 Main Street.
- 63-13 Mark Gordon: Renew the Secondhand Dealers License for Music Mania Inc. located at 975 Merriam Avenue.
- 64-13 Jeff Wilson: Renew the Secondhand Dealers License for Movie Stop 7045 located at 82 Orchard Hill Park Drive.
- 65-13 GameStop Inc.: Renew the Secondhand Dealers License for GameStop #3594 located at 26 Orchard Hill Park Drive.
- 66-13 GameStop Inc.: Renew the Secondhand Dealers License for GameStop #1485 located at 100 Commercial Road #49.

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

Emergency Management – EMS Unit – Mark A. Kruger and Raymond J. LePage

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

Cable TV Advisory Board – Eugene Capoccia – term to expire April 15, 2015

Cultural Commission – Barbara Mahoney – term to expire April 15, 2016

Councillor Robert 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)	\$ 2,501,035.00
Stabilization Account	\$ 12,534,656.65

Upon request of the FINANCE COMMITTEE, the following COMMUNICATION was given FURTHER TIME. Vt. 8 "yeas" The Council requests to have the EMA Director, the Fire Chief and the Police Chief to come down and speak about the Code Red System.

- C-103 Relative to the appropriation of \$13,350.00 to the Emergency Management Agency Expense Account; same to be transferred from the Excess and Deficiency Account.

Upon recommendation of the FINANCE COMMITTEE, the following COMMUNICATIONS were GRANTED and ORDERED. Vt. 8 "yeas"

- C-104 Relative to the appropriation of \$60,000.00 to the Gallagher Building Expense Account; same to be transferred from the Gallagher Building Revolving Account.

ORDERED: - that the sum of Sixty Thousand Dollars (\$60,000.00) be appropriated to the Gallagher Building Expense Account; same to be transferred from the Gallagher Building Revolving Account.

REGULAR MEETING OF THE CITY COUNCIL, APRIL 22, 2013, continued

C-105 Relative to the appropriation of \$2,000.00 to the Personnel Department Expense Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Two Thousand Dollars (\$2,000.00) be appropriated to the Personnel Department Expense Account; same to be transferred from the Excess and Deficiency Account.

C-106 Relative to the appropriation of \$50,000.00 to the Police Department Overtime Account; same to be transferred from the Excess and Deficiency Account.

ORDERED: - that the sum of Fifty Thousand Dollars (\$50,000.00) be appropriated to the Police Department Overtime Account; same to be transferred from the Excess and Deficiency Account.

Upon request of the FINANCE COMMITTEE, the following COMMUNICATION was given FURTHER TIME. Vt. 8 "yeas"

C-107 Relative to the appropriation of \$5,800.00 to the Recreation Department Expense Account; same to be transferred from the Excess and Deficiency Account.

Upon request of the LEGAL AFFAIRS COMMITTEE, the following PETITION was given FURTHER TIME. Vt. 8/0

43-13 Susan Chalifoux Zephir and Richard Marchand: Install a 4 way stop sign at the intersection of Lindell Avenue and Abbott Avenue.

Upon recommendation of the WAYS & MEANS COMMITTEE, the following PETITIONS were GRANTED. Vt. 8/0

47-13 Fred R. Tousignant: Renew the Second Hand Dealers License to Fred's Auction located at 92 Pleasant Street.

48-13 George Boulgarian and Jon Andre Zajon: Renew the Second Hand Dealers License to Georges Fine Jewelers located at 255 North Street.

49-13 Joseph Kobylak and Matt Spain: Grant a Second Hand Dealer's License to Wireless Store, LLC located at 326 Main Street.

Upon request of the WAYS & MEANS COMMITTEE, the following PETITION was given FURTHER TIME. Vt. 5/3; Councillors Lanciani, Rowlands and Dombrowski opposed.

50-13 Kevin P. Caefer: Renew the Second Hand Dealer's License to Got Gold and Silver Get Cash.com for the purchase of precious metals by appointments only.

Upon recommendation of the WAYS & MEANS COMMITTEE, the following PETITIONS were GRANTED. Vt. 8/0

51-13 Roger Cormier: Renew the Second Hand Dealer's License to RCDC Inc. d/b/a Crowne Jewelers located at 12 Lindell Avenue.

52-13 Virginia A. Tocci: Renew the Second Hand Dealers License to Joseph's Group Inc./Joseph's Jewelers located at 28 Central Street.

53-13 Aime Lemoine: Renew the license for two pool tables at Seven R's d/b/a A & R's Double Inn located at 166 Water Street.

54-13 Robert Cornetta: Renew the License for two pool tables at Miranda's Pub located at 488 Lancaster Street.

Upon recommendation of the WAYS & MEANS COMMITTEE, the following APPOINTMENTS were CONFIRMED. Vt. 8 "yeas"

Disability Commission – Patrick J. Aubuchon and Susan Murray - terms to expire April 15, 2016

Planning Board – Michael Mahan - term to expire April 15, 2018

Emergency Management – Auxiliary Police Unit – terms to expire April 15, 2014
Daniel Johnson, Anastasios Karamanakis, Alex Scipione, Sherry LeClair

2013 Election Worker – Norman E. Winchester - term to expire August 31, 2013

Upon recommendation of the WAYS & MEANS COMMITTEE, the following RE-APPOINTMENTS were CONFIRMED. Vt. 8 "yeas"

Board of Appeals –Alternate Member – Lee Baron - term to expire April 1, 2014

Council on Aging – John Diggins - term to expire April 15, 2016

REGULAR MEETING OF THE CITY COUNCIL, APRIL 22, 2013, continued

Forest Warden – Paul Kennedy - term to expire April 15, 2014

Library Board of Trustees – Carol Millette - terms to expire April 15, 2016

Recreation Commission – Maureen Donatelli and Jeffrey O’Neill - terms to expire April 15, 2016

Cultural Commission – Laura Proietti - term to expire April 15, 2016

Office of Emergency Management – terms to expire April 15, 2014
Assistant Directors - Jim Leblanc and Richard Gauvin

Office of Emergency Management – Deputy Directors – terms to expires April 15, 2014
Tom Piper, Dan Thibodeau, Jean Hudson, Carl Sanabria Al Staal

Office of Emergency Management – Auxiliary Officers – terms to expire April 15, 2014
John Caron, Paul Topolski, Elympse Octavius, Eddie Coffin,
Nick Baker, Pedro Ruis, Vicente Figueroa

Under Old Business, Councillor Rowlands said they received the March 2013 Water Division Report and said it is good news. He said every quarter we test for TTHM’s, which is the byproduct of chlorination. He said levels have been reduced. We are not just meeting the standard of being below the national standard on what the EPA classifies as a potential carcinogen. We are below 80 ppm at individual locations. He said this is a major milestone. We not only met the standards of the past but the new standards also.

Councillor Nickel said the President’s Drinking Water Committee that was established by the Past President Councillor Marchand, worked very hard.

Councillor Salvatelli, Chair of the FINANCE COMMITTEE, moved that the following COMMUNICATION be removed from the table and placed on the calendar for action. It was so voted. 8/0. Committee reports as follows:

C-53 Relative to the appropriation of \$50,000.00 to the Building Demolition Expense Account; same to be transferred from the Excess and Deficiency Account. LEAVE TO WITHDRAW. Vt. 8/0

MEETING ADJOURNED AT 9:09 P.M.

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