

**7:40 P.M. Interview with New Appointees**

**CITY OF LEOMINSTER**

**CITY COUNCIL**

**JANUARY 28, 2008**

**HEARING BEFORE THE CITY COUNCIL, 7:30 P.M.**

Relative to Amending Chapter 13, Section 13-29 of the Revised Ordinances entitled "Motor Vehicles and Traffic" by adding Section 13-29 Handicapped Parking Spaces establishing an Ordinance for handicap parking on a public way and creating one reserved space on Lancaster Street in front of St. Anna Rectory at pole #28. (Legal Affairs Petition 42-08)

**PUBLIC FORUM, 7:45 P.M.**

**REGULAR MEETING OF THE CITY COUNCIL, 8:00 P.M.**

**ROLL CALL**

**APPROVAL OF RECORDS**

**COMMUNICATIONS**

- C-79      Relative to the appropriation of \$2,350.00 to the Economic Development Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
  
- C-80      Relative to the appropriation of \$64,200.00 to the Library Expense Account; same to be transferred from the Library State Aid Reserved for Appropriation Account. (Finance)
  
- C-81      Relative to the appropriation of \$50,000.00 to the Unemployment Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

### **COMMUNICATIONS, continued**

- C-82           Relative to the appropriation of \$54,000.00 to the Recreation Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-83           Relative to the appropriation of \$7,500.00 to the Wire Department Overtime Account; same to be transferred from the Excess and Deficiency Account. (Finance)

### **PETITIONS**

- 50-08           Peter A. Campobasso for Southgate Business Park, LLC: Accept an Easement Deed for installation of sewer and water services relative to the Massachusetts Opportunity Relocation and Expansion (MORE) Jobs Program Grant recently awarded to the City of Leominster. (Public Service)
- 51-08           Peter A. Campobasso for Southgate Business Park, LLC: Acquire land for the layout of Research Drive by accepting Release/Quitclaim Deeds in lieu of taking by eminent domain and acquiring by Easement Deeds any and all utilities necessary in lieu of taking for the purposes of completing the layout of Research Drive as a public way. (Public Service)
- 52-08           Greg Chapdelaine, Purchasing Agent: Allow the City Purchasing Agent to enter into a five year contract for school bus transportation services for the Leominster School System, for the time period July 1, 2008 through June 30, 2013. (Legal Affairs)
- 53-08           Lynn Bouchard and Robert Salvatelli: Add to the City Council's Rules and Procedures a rule allowing for the destruction of DVD's, Audio and Video Tapes of the City Council Meeting after two years. (Ways & Means)

### **APPOINTMENTS**

Election Officers - Linda Largey and Cecile Chartrand

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

- C-69 Relative to the appropriation of \$325,000.00 to the Snow and Ice Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-70 Relative to the appropriation of \$3,000.00 to the Conservation Commission Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-71 Relative to the appropriation of \$2,000.00 to the Cemetery Expense Account; same to be transferred from the Cemetery Perpetual Care Income Account.
- C-72 Relative to the appropriation of \$5,000.00 to the Election and Registration Account; same to be transferred from the Excess and Deficiency Account.
- C-73 Relative to the appropriation of \$1,400.00 to the License Commission Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-74 Relative to the appropriation of \$100,000.00 to the Police Department Overtime Account; same to be transferred from the Excess and Deficiency Account.
- C-75 Relative to the appropriation of \$97,000.00 to the Highway Street Resurfacing Expense Account; same to be transferred from the Highway State Aid Reserved for Appropriation Account.
- C-76 Relative to the appropriation of \$25,000.00 to the Highway Overtime Account; same to be transferred from the Excess and Deficiency Account.
- C-77 Relative to the appropriation of \$50,000.00 to the Snow and Ice Overtime Account; same to be transferred from the Excess and Deficiency Account.
- C-78 Dean J. Mazzearella, Mayor: Request that the Snow and Ice Expense Account be authorized to incur liability and make expenditures in excess of appropriations up to an amount not to exceed \$250,000.00 as authorized by Chapter 44, Section 31D of the Massachusetts General Laws. (Granted with an Emergency Preamble on January 14, 2008; another vote is required.)

**MATTERS BEFORE THE CITY COUNCIL, continued**

**PUBLIC SERVICE**

- 46-08 Dennis A. Rosa and Richard M. Marchand: Request the City to provide an allowance/reimbursement of \$1,200.00 for water line replacements when deemed necessary by the Department of Public Works.

**LEGAL AFFAIRS**

- 45-08 James L. Xarras, Union Square Realty Trust: Grant a Special Permit to use 70% of a vacant Industrial complex at 453-511 Lancaster Street located in an Industrial Zone and shown on Assessor's Map 443A, Lots 1 and 6 for a Mixed Use Project. (Hearing continued to February 11, 2008 at 7:00 p.m.)
- 47-08 Robert Walters, Agent for Harvard Realty Trust and Scott Bigelow, 375 Harvard Realty LLC and B& B Realty Trust: Rezone two parcels of land known as 391 Harvard Street and 375 Harvard Street and a parcel of land located at the intersection of Harvard and White Streets from Industrial to Commercial. (A hearing is scheduled on February 11, 2008 at 7:15 p.m.)
- 48-08 Richard M. Marchand: Request the City Solicitor draft legislation to prohibit BYOB (Bring Your Own Booze) concept to be enforced throughout the City of Leominster and targeted for food establishments authorized by the local Board of Health.

**CITY PROPERTY**

- 49-08 New England Farm Workers' Council: Request permission to use the City Council Chambers on February 1<sup>st</sup>, 4<sup>th</sup>, 11<sup>th</sup>, 25<sup>th</sup>; March 3<sup>rd</sup>, 10<sup>th</sup>, 17<sup>th</sup>, 24<sup>th</sup>, 31<sup>st</sup>; April 7<sup>th</sup>, 14<sup>th</sup>, 18<sup>th</sup>, 28<sup>th</sup>, 2008 to take fuel assistance applications.

**APPOINTMENTS**

Fire Department – Deputy Chief - Daniel P. Kirouac  
Lieutenant - Lee A. Baron

Emergency Management - Communications Unit – Angelo A. Baldin  
Admin Unit – Matthew P. Cipriani

Doyle Field Commission – Gilbert C. Donatelly, Sr. - Term to expire  
April 15, 2009 (To fill the unexpired term of Ellio Torcoletti)

Election Officer - Rita E. Souliere

## **OLD BUSINESS**

### President's Drinking Water Oversight Committee

2<sup>nd</sup> Reading Ordinance – Amend Chapter 13, Section 13-29 of the Revised Ordinances entitled “Motor Vehicles and Traffic” by adding Section 13-29 Handicapped Parking Spaces establishing an Ordinance for handicap parking on a public way and creating one reserved space on Lancaster Street in front of St. Anna Rectory at pole #28. (Legal Affairs Petition 42-08)

2<sup>nd</sup> Reading Ordinance – Amend Chapter 22 of the Leominster Zoning Ordinances by creating a definition for “Athletic Training Facility” and adding it to the Table of Uses in Business A, Business B, Commercial and Industrial with a Special Permit by the Planning Board. (Legal Affairs Petition 27-08)

## **NEW BUSINESS**

### **TABLED PETITIONS UPON WHICH ACTION IS PROPOSED**

#### **PUBLIC SERVICE**

- |        |   |
|--------|---|
| 96-06  | Bovenzi and Donovan on behalf of Sky Meadow Realty Trust: Accept the deed to Sky Lane and make Sky Lane a public way.   |
| 25-07  | Roger Lucier: Accept and approve the layout of “Harbor Light Road” as a public way.   |
| 109-07 | Peter A. CampoBasso on behalf of Robert Eyles: Authorize the Conservation Commission accept a conservation easement on three lots of land on Southers Crossing in the location shown on the definitive subdivision plan entitled “Fall Brook Meadows- Definitive Plan of Land in Leominster, MA” recorded in Plan Book 417, Plan 2. |

Lynn A. Bouchard  
City Clerk  
January 24, 2008