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CITY CLERK'S OFFICE  
LEOMINSTER, MA

**CITY OF LEOMINSTER**

**CITY COUNCIL**

**JUNE 27, 2016**

**JOHN P. MAHAN CITY COUNCIL CHAMBERS**

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

- C-104 Relative to the appropriation of \$116,275,000.00 to the Fiscal Year 2017 General Fund Budget Accounts as listed; same to be raised/offset by Fiscal Year 2017 Revenue. (Finance)
- C-105 Relative to the appropriation of \$5,678,005.00 to the Fiscal Year 2017 Water Department Budget Accounts as listed; same to be raised/offset by the Fiscal Year 2017 Water Rates to be collected as authorized by Massachusetts General Law Chapter 44, Section 53E. (Finance)
- C-106 Relative to the appropriation of \$5,453,705.00 to the Fiscal Year 2017 Sewer Department Budget Accounts as listed; same to be raised/offset by the Fiscal Year 2017 Sewer Rates to be collected as authorized by Massachusetts General Law Chapter 44, Section 53E. (Finance)

**PUBLIC FORUM, 7:15 P.M.**

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

**ROLL CALL**

**APPROVAL OF RECORDS**

**COMMUNICATIONS**

- C-120 Relative to the appropriation of \$75,000.00 to the Gallagher Building Expense Account; same to be transferred from the Gallagher Building Revolving Fund. (Finance)
- C-121 Relative to the appropriation of \$1,084,740.00 to the Street Resurfacing Expense Account; same to be transferred from the Highway State Aid Receipts Reserved for Appropriation Account. (Finance)

## PETITIONS

- 69-16 Andrew Rome for Classic's Pub: Approve the License for one pool table at 285 Central Street. (Ways & Means)
- 70-16 Josh Longtin for Rye & Thyme: Approve the License for one pool table at 14 Monument Square. (Ways & Means)
- 71-16 Marco L. Bangrazi for the Leominster Conservation Commission: Install and enforce no parking signs on the west side of Bassett Street. (Legal Affairs)

## MATTERS BEFORE THE CITY COUNCIL

### WAYS & MEANS

- C-101 Dean J. Mazzarella, Mayor: Exempt Erin VanTuyt from a Conflict of Interest as provided for M.G.L. Chapter 268A, Section 20B as she is a biology teacher for the Leominster School Department and will be working as an enrichment instructor for the Recreation Department.
- C-102 Dean J. Mazzarella, Mayor: Exempt Jeffrey Soulliere from a Conflict of Interest as provided for M.G.L. Chapter 268A, Section 20B as he is a physical education teacher for the Leominster School Department and will be working as a Sportsmania program director for the Recreation Department.
- 49-16 Best Buy Stores, LP #1433: Renew the Second Hand Dealer License for the location at 33 Orchard Hill Park Drive.
- 67-16 Robert A. Cornetta: Renew the license for two pool tables at Miranda's Pub located at 488 Lancaster Street.

### WAYS & MEANS AND LEGAL AFFAIRS

- 52-16 Mackie Barch, for DO Health Massachusetts, Inc.: Consider and issue a Letter of Municipal Support or Non-Opposition relative to the siting of a Medical Marijuana Facility at 30 Patriots Circle.
- 53-16 Peter Campobasso, Esquire for Alternative Therapies Group Inc.: Request a local letter of non-opposition to locate a Registered Marijuana Dispensary in the City of Leominster.
- 54-16 Edward J. Bartlett, Jr., CFO for Middlesex Integrative Medicine: Request a letter of support or non-opposition to operate a registered marijuana dispensary at 25 Mohawk Drive.
- 65-16 Pat Scorzelli-Agent for Prime Wellness Centers, Inc.: Request a local letter of municipal support and non-opposition for the siting and establishment of a Registered Medical Marijuana Dispensary in the City of Leominster on Locke Drive.

## MATTERS BEFORE THE CITY COUNCIL, continued

### LEGAL AFFAIRS

- C-103 Dean J. Mazzarella, Mayor: Consider acquiring, by eminent domain, permanent and temporary easements on certain properties located on or near the Monoosnoc Brook in connection with Phase II of the Monoosnoc Brook River Walk. The properties affected by the taking are set forth more particularly in Schedule A and shown on a plan entitled "Monoosnoc Brook, Leominster, MA" prepared by Brown, Richardson and Rowe, Inc.
- 50-16 James Whitney: Rezone parcels 503-3-1, 503-3-2, 503-3-3, 503-3-4, 503-3-5 at the entry-way of Southgate Business Park to mixed use (MUI) from Industrial. (Hearing continued to July 11, 2016 at 6:30 P.M.)
- 62-16 Glen Canario/Southwin Limited: Amend the license for 272 Nashua Street to allow the storage of 12 above ground storage tanks, with a total of 191,000 gallons and 250,000 one gallon bottles of Class IIIB combustible liquid. (Hearing continued to July 11, 2016 at 7:00 P.M.)
- 63-16 Peter E. Bovenzi, Trustee, Neighborhood Development Trust: Approve a zoning change to change maximum height for principal buildings in RC district as set forth in Subsection 22-40.3 on lots with at least five acres of area from 35 feet to 40 feet.
- 64-16 Peter E. Bovenzi, Trustee, Neighborhood Development Trust: Approve a zoning change from Commercial District to Residence C District for a 21,840 square foot parcel as shown on Assessor's Map 317, Parcel 7A.
- 68-16 Claire Freda: Amend the City of Leominster's local room occupancy excise tax under M.G.L. Chapter 64G, Section 3A to the rate of 6%.

### CITY OF LEOMINSTER – FINANCIAL REPORT

#### FINANCE

- C-104 Relative to the appropriation of \$116,275,000.00 to the Fiscal Year 2017 General Fund Budget Accounts as listed; same to be raised/offset by Fiscal Year 2017 Revenue.
- C-105 Relative to the appropriation of \$5,678,005.00 to the Fiscal Year 2017 Water Department Budget Accounts as listed; same to be raised/offset by the Fiscal Year 2017 Water Rates to be collected as authorized by Massachusetts General Law Chapter 44, Section 53E.
- C-106 Relative to the appropriation of \$5,453,705.00 to the Fiscal Year 2017 Sewer Department Budget Accounts as listed; same to be raised/offset by the Fiscal Year 2017 Sewer Rates to be collected as authorized by Massachusetts General Law Chapter 44, Section 53E.

**MATTERS BEFORE THE CITY COUNCIL, continued**

**FINANCE, continued**

- C-107 Relative to the appropriation of \$75,000.00 to the Fire Department Overtime Account; same to be transferred from the Fire Department Salary & Wages Account.
- C-108 Relative to the appropriation of \$1,023.00 to the Veteran Services Salary & Wages Account; same to be transferred from the Veterans Department Expense Account.
- C-109 Relative to the appropriation of \$15,000.00 to the Collector Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-110 Relative to the appropriation of \$11,400.00 to the Building Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-111 Relative to the appropriation of \$600,000.00 to the Fire Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-112 Relative to the appropriation of \$4,000.00 to the Health Department Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-113 Relative to the appropriation of \$310,000.00 to the Highway Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-114 Relative to the appropriation of \$284,236.00 to the Insurance Expense Account; same to be transferred from the Worker's Compensation Loss Fund Accounts as listed:

FY2015 Worker's Compensation Loss Fund	\$170,000.00
FY2014 Worker's Compensation Loss Fund	\$ 52,835.77
FY2013 Worker's Compensation Loss Fund	\$ 35,000.00
FY2012 Worker's Compensation Loss Fund	\$ 21,000.00
FY2010 Worker's Compensation Loss Fund	\$ 2,000.00
FY2009 Worker's Compensation Loss Fund	\$ 3,400.23

RE: 2017 Worker's Compensation Loss Fund

- C-115 Relative to the appropriation of \$26,500.00 to the Insurance Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-116 Relative to the appropriation of \$30,000.00 to the I.T.T.F. Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-117 Relative to the appropriation of \$308,000.00 to the Police Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.

**MATTERS BEFORE THE CITY COUNCIL, continued**

**FINANCE, continued**

- C-118 Relative to the appropriation of \$250,000.00 to the School Department Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-119 Relative to the appropriation of \$350,000.00 to the Stabilization Fund; same to be transferred from the Excess and Deficiency Account.

**OLD BUSINESS**

**NEW BUSINESS**

**COMMUNITY CALENDAR**

Lynn A. Bouchard  
City Clerk  
June 23, 2016