

HEARING BEFORE THE CITY COUNCIL, APRIL 10, 2017

Hearing opened at 7:00 P.M. with Councillor Freda, Clerk of the LEGAL AFFAIRS COMMITTEE, presiding. All members were present except Councillor Dombrowski.

This hearing is continued from March 27, 2017.

The following PETITION was the subject of the hearing:

38-17 South Coast Development, LLC: Change the zoning of the three contiguous lots of land at the northeast corner of Central Street and Graham Street, and also the adjacent portion of Graham Street, a public way, from the Residence C and Business B to the Commercial zoning district.

Claire Freda read from a letter the applicant submitted requesting that the hearing be continued to April 24, 2017.

No one in the audience spoke in favor or opposition of the petition.

HEARING ADJOURNED AT 7:02 P.M. AND CONTINUED TO APRIL 24, 2017 AT 7:00 P.M.

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

REGULAR MEETING OF THE CITY COUNCIL, APRIL 10, 2017

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

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

The Committee on Records reported that there were no records to approve.

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

- C-60 Relative to the appropriation of \$3,000,000.00 to the Stabilization Fund; same amount to be transferred from the Excess and Deficiency Account.
- C-61 Relative to the appropriation of \$1,137,933.00 to the Sewer Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-62 Relative to the appropriation \$860,914.00 to the School Department Transportation Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-63 Relative to the appropriation \$828,341.00 to the Water Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-64 Relative to the appropriation \$1,000.00 to the Health Department Expense Account; same to be transferred from the Health Department Salary and Wages Account.

The following COMMUNICATION was received, referred to the SMALL BUSINESS AND ECONOMIC DEVELOPMENT COMMITTEE, given REGULAR COURSE and referred to the Treasurer and Comptroller.

- C-65 Dean Mazzarella: Approve a tax agreement between the City of Leominster and Pleasant Street Solar LLC for a solar project located at 950 Pleasant Street.

The following PETITIONS were received, referred to the WAYS AND MEANS COMMITTEE, given REGULAR COURSE and referred to the Treasurer/Collector and Police Department.

- 54-17 Fred R. Tousignant: Renew the Second Hand Dealers License for Fred's Auction located at 38 Spruce Street and 92 Pleasant Street.
- 55-17 Game Stop Store #1485: Renew the Second Hand Dealers License for the premises located at 100 Commercial Road.
- 56-17 Game Stop Store #3594: Renew the Second Hand Dealers License for the premises located at 26 Orchard Hill Park Drive.
- 57-17 Jon Andre Zajon: Renew the Second Hand Dealers License for George's Fine Jewelers, Inc. located at 255 North Street.
- 58-17 George Deglaoui: Renew the Second Hand Dealers License for Deghan Inc., d/b/a Hannoush Jewelers located at 100 Commercial Road.

REGULAR MEETING OF THE CITY COUNCIL, APRIL 10, 2017, Continued

- 59-17 Paul Rouleau: Renew the Second Hand Dealers License for Protechs Solutions located at 345 Central Street.
- 60-17 Best Buy Stores, LP #1433: Renew the Second Hand Dealers License for the location at 33 Orchard Hill Park Drive.
- 61-17 Sooeun Do: Renew the Second Hand Dealers License for S&F Corp., d/b/a Sam and Friends located at 710 North Main Street.
- 62-17 Mark Gordon: Renew the Second Hand Dealers License for Music Mania, Inc. located at Twin City Plaza, 875 Merriam Ave.

The following PETITION was received, referred to the LEGAL AFFAIRS COMMITTEE, given REGULAR COURSE and referred to the Treasurer/Collector and School Committee.

- 63-17 Gregory C. Chapdelaine, Purchasing Agent and Glenn Fratto, School Department Business Manager: Allow the Purchasing Agent to award a contract for the School Department's Food Service Program (i.e., cafeteria) for a five (5) year period.

The following PETITION was received, referred to the CITY PROPERTY COMMITTEE, and given REGULAR COURSE.

- 64-17 Michael Kerrigan and Patrick LaPointe: Allow the Leominster Historical Commission to engrave the gravestone of Henry Sawtelle with the following wording: Henry F. Sawtelle, First Mayor of Leominster 1916-1925.

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

Board of Appeals – Joseph Tocci – term to expire April 15, 2020

Board of Appeals – Alternate Member – Robert Fitzpatrick – term to expire April 15, 2018

Conservation Commission – Larry Gianakis, Jr. – term to expire April 15, 2020

Council on Aging – Carol DeCarolis, Patricia Vallee and Birdie Siciliano –
terms to expire April 15, 2020

Cultural Commission – Daisy Casiano and David Letters – terms to expire April 15, 2020

Disability Commission – Dean Carlson – term to expire April 15, 2020

Housing Authority – Marcel Leger – term to expire April 15, 2022

Library Board of Trustees – Susan Chalifoux Zephir – term to expire April 15, 2020

Planning Board Commission – Carol Vittorioso and Thomas Carignan –
terms to expire April 15, 2022

Councillor Bodanza, Chair of the FINANCE COMMITTEE, read the Financial Report for the City into the record. Account balances are as follows:

Stabilization Account \$3,380,466.00

Councillor Freda asked for a figure on what the free cash was certified.

Councillor Bodanza indicated \$9,207,654.00.

Upon recommendation of the WAYS AND MEANS AND VETERANS AFFAIRS COMMITTEE, the following PETITIONS were GRANTED. Vt 7/0

- 46-17 Christopher Rivard: Grant a Transient Vendors License for the sale of flowers and plants for 2017.
- 47-17 Laurel Krueger: Renew the Second Hand Dealers License for Belden Jewelers #0240 located at 100 Commercial Road.
- 48-17 Laurel Krueger: Renew the Second Hand Dealers License for Kays Jewelers #1285 located at 100 Commercial Road.
- 49-17 Matthew K. Zvacek: Renew the Second Hand Dealers License for Gold Buyers of America located at the Mall at Whitney Field, 100 Commercial Road, Unit 86.
- 50-17 Virginia A. Tocci: Renew the Second Hand Dealers License for Joseph's Jewelers located at 28 Central Street.

REGULAR MEETING OF THE CITY COUNCIL, APRIL 10, 2017, Continued

51-17 Roger Cormier: Renew the Second Hand Dealers License for RCDC Inc. d/b/a Crowne Jewelers located at 12 Lindell Avenue.

Upon request of the LEGAL AFFAIRS COMMITTEE, the following PETITION was given FURTHER TIME. Vt 7/0 (Hearing continued to April 24, 2017 at 7:00 P.M.)

38-17 South Coast Development, LLC: Change the zoning of the three contiguous lots of land at the northeast corner of Central Street and Graham Street, and also the adjacent portion of Graham Street, a public way, from the Residence C and Business B to the Commercial zoning district.

Upon recommendation of the FINANCE COMMITTEE, the following COMMUNICATION was GRANTED and ORDERED. Vt. 7 “yeas”

C-59 Relative to the appropriation of \$20,000.00 to the Gallagher Building Expense Account; same to be transferred from the Gallagher Building Revolving Fund.

ORDERED: - that the sum of Twenty Thousand Dollars (\$20,000.00) be appropriated to the Gallagher Building Expense Account; same to be transferred from the Gallagher Building Revolving Fund.

Upon request of the PUBLIC SERVICE COMMITTEE, the following PETITION was given FURTHER TIME. Vt 7/0

52-17 Jorge Andrew Syiek et al: Accept Constitution Drive and Federal Circle as accepted streets.

Upon recommendation of the CITY PROPERTY COMMITTEE, the following PETITION was GRANTED. Vt. 7/0

53-17 Claire Freda on behalf of Kathie Peloquin: Place signs on Main Street at the common, Route 117 near Walmart, Route 12 at Litchfield Street and across from Longhorn Restaurant, West Street in front of the Senior Center and the Veterans Center to advertise the Annual Quilt Show to be held at St. Leo’s gym on June 23rd and 24th, 2017. Signs would be placed on June 3rd and taken down on June 25th.

Upon request of the WAYS & MEANS COMMITTEE AND VETERANS AFFAIRS, the following APPOINTMENT was given FURTHER TIME. An interview will be rescheduled. Vt. 7 “yeas”

Emergency Management – Rescue Unit – Christopher Minor

Upon recommendation of the WAYS & MEANS COMMITTEE AND VETERANS AFFAIRS, the following RE-APPOINTMENTS were CONFIRMED. Vt. 7 “yeas”

Board of Appeals – Paul Romano and Michael Ciccolini – terms to expire April 15, 2020

Board of Health – Jacalyn Lastella - term to expire April 15, 2020

Conservation Commission – Daniel Brodeur – term to expire April 15, 2020

Doyle Field Commission – Patrick LaPointe and Ernest L. Rooney - terms to expire April 15, 2020

Historical Commission – Rocco Palmieri and John Proietti - terms to expire April 15, 2020

Recreation Commission – Douglas Cormier and Lionel Charpentier - terms to expire April 15, 2020

Registrars of Voters – Charles Milhans and Nancy Piermarini - terms to expire April 15, 2020

Under Old Business, Councillor Chalifoux Zephir asked for clarification on free cash.

The following ORDINANCE was read once, ADOPTED as presented and ordered to be published. Vt. 6 “yeas”. Councillor Chalifoux Zephir abstained due to a possible conflict of interest.

1st Reading Ordinance – Amend Chapter 22 of the Revised Ordinances entitled “Zoning” by amending the Leominster Zoning Map so that four parcels on Research Drive, identified on the Assessor’s Map as Parcels 503-3-1, 503-3-2, 503-3-3 and 503-3-4, are designated as located in the Multi-Use 1 (MU1) District. (Legal Affairs – Petition 29-17)

The following ORDINANCE was read once, ADOPTED as presented and ordered to be published. Vt. 7 “yeas”. A hearing was set for May 8, 2017 at 7:00 P.M.

1st Reading Ordinance – Amend Chapter 22 of the Revised Ordinances entitled “Zoning” by inserting a new section, Article II, Section 22-16.12 entitled “Recreational Marijuana Establishment Moratorium”. (Legal Affairs – Petition 39-17)

REGULAR MEETING OF THE CITY COUNCIL, APRIL 10, 2017, Continued

Under New Business, Councillor Marchand requested an update on the Alumni field project, announced that Starburst was a little under \$8,000 shy of meeting their goal so they are still looking for sponsors. The Johnny Appleseed Festival has been launched and they are still looking for vendors and sponsors. He said the Leominster landscape photography will be starting April school vacation and there is a dedication to Wayne Nickel on April 29, 2017 at the Leominster American Little League Field.

Councilor Freda asked if a joint meeting had been set up with the School Committee.

Councillor Cormier said the Mayor had approached him and he thought they had set a date of May 1, 2017 but he has not heard that it has definitely been scheduled.

Councillor Bodanza asked to have a special committee appointed to investigate the unaccepted streets of Leominster.

Councillor Feckley asked for an update on the Mayor's proposed locations for the new police station.

MEETING ADJOURNED AT 8:16 P.M.

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