



Council President

Richard M. Marchand

Council Vice President

Gail P. Feckley

Councillors-at-Large

John Dombrowski

Claire M. Freda

Susan Chalifoux Zephir

Thomas F. Ardinger

Ward Councillors

Ward 1 – Gail P. Feckley

Ward 2 – Pauline M. Cormier

Ward 3 – David R. Cormier

Ward 4 – Mark C. Bodanza

Ward 5 – Richard M. Marchand

CITY OF LEOMINSTER

CITY COUNCIL

AUGUST 13, 2018

JOHN P. MAHAN CITY COUNCIL CHAMBERS

AMENDED 8/10/2018

HEARING BEFORE THE CITY COUNCIL, 6:30 P.M.

- C-06
- 1) Relative to the acquisition of three parcels of land, 106 Central Street, 112 Central Street, and 124 Central Street.
 - 2) Also relative to the appropriation of \$2,000,000.00 for the cost of the foregoing acquisition and development of the property for police station purposes.
 - 3) Relative to any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of project costs approved hereunder, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

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

- 40-18
- Relative to amending Article XVIII, Section 22-105 of the Leominster Zoning Ordinance to include language regarding recreational marijuana facilities.

PUBLIC FORUM, 7:15 P.M

The public forum is an opportunity for any member of the audience to speak on a matter specifically listed on the Council Agenda. Speakers will be asked to come to the microphone and state their formal name and address along with identifying the specific item(s) they wish to address. Each speaker is respectfully asked to keep their comments within a two (2) minute timeframe. The Council will not be

responding or answering any questions; however, at the discretion of the Council President, clarification may be given.

I. APPOINTMENT INTERVIEW 7:20 P.M.

A measure confirming the Mayor's Appointment of **Vicente Estrella-Reyes** to the Position of Auxiliary Officer; term to expire July 17, 2019.

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

III. ROLL CALL OF COUNCILLORS IN ATTENDANCE

IV. APPROVAL OF RECORDS PRESENTED BY THE VICE PRESIDENT

V. COMMUNICATIONS FROM THE MAYOR

COMMUNICATIONS

C-06 Mayor Dean J. Mazzarella:

1) Relative to the acquisition of three parcels of land, 106 Central Street, 112 Central Street, and 124 Central Street. (Legal Affairs) *(2/3 Vote Required)*

2) Also relative to the appropriation of \$2,000,000.00 for the cost of the foregoing acquisition and development of the property for police station purposes. *(2/3 Vote Required)*

3) Relative to any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of project costs approved hereunder, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs. (Legal Affairs) *(2/3 Vote Required)*

C-07 Mayor Dean J. Mazzarella: A Resolution Supporting the Continued Marketing of the Leominster Landfill. (City Property) *(2/3 Vote Required)*

APPOINTMENTS

Christopher Ryan – Planning Director on a temporary basis for sixty (60) days until the office can be filled by a permanent appointment. (Ways & Means) (*Majority Vote to Confirm*)

Preya Patel – Cultural Commission; term to expire 4/15/2021. (Ways & Means) (*Majority Vote to Confirm*)

ORDERS

- C-08 Mayor Dean J. Mazzarella: Relative to the appropriation of \$4,000,000.00 to the Stabilization Fund; same amount to be transferred from the Overlay Surplus Account. (Finance) (*Majority Vote*)
- C-09 Mayor Dean J. Mazzarella: Relative to the appropriation of \$323,000.00 to the Police Department Capital Outlay Expense Account; same to be transferred from the Stabilization Fund. (Finance) (*Majority Vote*)
- C-10 Mayor Dean J. Mazzarella: Relative to the appropriation of \$38,000.00 to the Building Department Capital Outlay Expense Account; same to be transferred from the Stabilization Fund. (Finance) (*Majority Vote*)
- C-11 Mayor, Dean J. Mazzarella: Relative to the appropriation of \$135,000.00 to the Sanitation & Drainage Expense Account; same to be transferred from the Stabilization Fund. (Finance) (*Majority Vote*)

VI. PETITIONS – FIRST TIME ON THE CALENDAR

- 05-19 Claire M. Freda: Request two (2) “Veterans Only” parking spots in all of the public lots in the City of Leominster. Signs to read “Veteran Parking Only. This spot is reserved for those who have served”. (Legal Affairs) (*Majority Vote*)
- 06-19 Petition for Junk and Second Hand Dealers License; Little 1 Clothing and Accessories – Business owner, Charity Sanders. (Ways & Means) (*Majority Vote*)

VII. MATTERS BEFORE THE CITY COUNCIL

VIII. CITY OF LEOMINSTER – FINANCIAL REPORT

IX. FINANCE

C-03 Mayor, Dean J. Mazzarella: Relative to the appropriation of \$100,000.00 be made to the Gallagher Building Expense Account; same to be transferred from the Gallagher Building Revolving Fund. *(Regular Course 7/23/18; Majority Vote)*

C-04 Mayor, Dean J. Mazzarella: Relative to the appropriation of \$75,000.00 be made to the Gallagher Building Salary & Wages Account; same to be transferred from the Gallagher Building Revolving Fund. *(Regular Course 7/23/18; Majority Vote)*

C-05 SUSPENSION OF THE RULES: Dean J. Mazzarella, Mayor: Authorize the City of Leominster to pursue \$26,580.00 through the United States Department of Justice – Justice Assistance Grant Program. *(Suspension of the Rules, Regular Course 7/23/18; Majority Vote)*

X. LEGAL AFFAIRS

02-19 Gail P. Feckley: Request to amend Chapter 22 of the Revised Ordinances, entitled, “Zoning” Article I, Section 22-4 Definitions, Yard Sale by adding application and permitting requirements for all Yard Sales. *(Regular Course 7/23/18; Pending Referrals: Planning, Zoning Board of Appeals; 2/3 Vote Required, Public Hearing Required: TBD)*

03-19 Claire M. Freda: Request to adopt a temporary moratorium regarding Recreational Marijuana in the City of Leominster including definition and purpose. *(Regular Course 7/23/18; Pending Referrals: Planning, Zoning Board of Appeals; 2/3 Vote Required, Public Hearing Required: TBD).*

04-19 Lt. Richard J. Kinney: Replace City Ordinance Sec. 20-10. – Parades, Processions and Assemblies with the attached proposed Sec. 20-10 Parades/Races. *(Regular Course 7/23/18; Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD).*

84-18 Interim Chief Michael D. Goldman: Amend Chapter 10 of the Leominster Peddlers License as authorized by M.G.L. Chapter.6, Section 172 B ½.

(Regular Course 06/25/18; Further Time 07/09/18; 7/23/218; Pending Referrals: City Solicitor; Majority Vote; Public Hearing Required: TBD)

LEGAL AFFAIRS, continued

- 85-18 Green Briar Realty Trust: Request an easement over the parcel shown on the City of Leominster Assessors Maps as Map 12, Parcel 5, as shown on a Utility Plan prepared by McCarty Engineering, dated December 16, 2005, and revised June 14, 2018, to install four (4) domestic water services and one (1) hydrant service off the City owned water main. *(Regular Course 06/25/18; Further Time 07/09/18; 07/23/2018; Pending Referrals: Engineer, City Solicitor; Majority Vote Required; No Public Hearing Required).*
- C-01 Mayor, Dean J. Mazzarella: Request that the City Council approve Petition C-01 and authorize the Mayor, on behalf of the City, to petition the Massachusetts General Court for special legislation, substantially in the form as set forth below, relating to the City making payment on a certain unpaid bill to Royal Steam Heater Co., provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Mayor approves amendments to the bill before enactment by the General Court, and provided further that the Mayor is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition. *(Regular Course 07/09/18; Further Time: 07/23/18; Pending Referrals: Mayor, City Solicitor, Purchasing, School Department, Comptroller; Majority Vote Required).*
- 01-19 Janet L. Scherer Poultney and ten (10) registered voters: Request speed bump(s) to be installed on Burrage Avenue. *(Regular Course 07/09/; Further Time: 07/23/18; Pending Referrals: Mayor, City Solicitor, DPW; Majority Vote Required; Public Hearing Required: TBD).*

XI. PUBLIC SAFETY AND TRAFFIC

- 72-18 David R. Cormier: Install a street light on Pole #10 on Independence Drive. *(Regular Course 06/11/18; Further Time 06/25/18 & 07/09/18 Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD)*
- 73-18 David R. Cormier: Install a street light on Pole # 12 on Bicentennial Avenue. *(Regular Course 06/11/18; Further Time 06/25/18 & 07/09/18 Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD)*
- 74-18 David R. Cormier: Install a street light on Pole #4 on Flintlock Drive. *(Regular Course 06/11/18; Further Time 06/25/18 & 07/09/18 Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD)*

75-18 David R. Cormier: Install a street light on Pole #5 on Bicentennial Avenue. (Regular Course 06/11/18; Further Time 06/25/18 & 07/09/18 Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD)

PUBLIC SAFETY AND TRAFFIC, continued

76-18 David R. Cormier: Install a street light on Pole #2 on Drummer Lane. (Regular Course 06/11/18; Further Time 06/25/18 & 07/09/18 Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD)

77-18 David R. Cormier: Install a street light on Pole #4 on Indian Ridge Drive. (Regular Course 06/11/18; Further Time 06/25/18 & 07/09/18 Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD)

78-18 David R. Cormier: Request to install a street light on Pole #2 on Bicentennial Avenue. (Regular Course 06/11/18; Further Time 06/25/18 & 07/09/18 Pending Referrals: Mayor; Majority Vote Required; Public Hearing Required: TBD).

XII. WAYS AND MEANS & VETERANS AFFAIRS

APPOINTMENTS

A measure confirming the Mayor's Appointment of **Vicente Estrella-Reyes** to the Position of Auxiliary Officer; term to expire July 17, 2019. (Regular Course 7/23/18; Interview 8/13/18; Majority Vote to Confirm).

A measure confirming the Mayor's Reappointment of **Charlie Williams** to the Position of Auxiliary Officer; term to expire July 17, 2019. (Regular Course 7/23/18; Majority Vote to Confirm).

A measure confirming the Mayor's Reappointment of **Paul Topolski** to the Position of Auxiliary Officer; term to expire July 17, 2019. (Regular Course 7/23/18; Majority Vote to Confirm).

A measure confirming the Mayor's Reappointment of **John J. Caron** to the Position of Auxiliary Officer; term to expire July 17, 2019. (Regular Course 7/23/18; Majority Vote to Confirm).

A measure confirming the Mayor's Reappointment of **Elympse Octavius** to the Position of Auxiliary Officer; term to expire July 17, 2019. (Regular Course 7/23/18; Majority Vote to Confirm).

A measure confirming the Mayor's Reappointment of **Daniel Johnson** to the Position of Auxiliary Officer; term to expire July 17, 2019. (*Regular Course 7/23/18; Majority Vote to Confirm*).

XIII. OLD BUSINESS

2nd Reading Ordinance - Relative to amending Article XVIII, Section 22-105 of the Leominster Zoning Ordinance to include language regarding recreational marijuana facilities. (Legal Affairs 40-18)

25th Silver Anniversary Johnny Appleseed Arts and Cultural Festival Update.

Leominster Public Schools Transportation Updates.

XIV. NEW BUSINESS

ELECTION ORDER: An Order Relative to the September 4, 2018 State Primary. (Ways & Means)

SPECIAL MEETING:

C-06 1) Relative to the acquisition of three parcels of land, 106 Central Street, 112 Central Street, and 124 Central Street.

2) Also relative to the appropriation of \$2,000,000.00 for the cost of the foregoing acquisition and development of the property for police station purposes.

3) Relative to any premium received by the City upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of project costs approved hereunder, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

ORDINANCE:

1st Reading Ordinance - Relative to an ordinance, amending Chapter 13 of the Revised Ordinances entitled "Motor Vehicles and Traffic". Be it ordained by the City Council of the City of Leominster as follows: Section 13-17 of the Revised Ordinances entitled "Stop Signs" is hereby amended by inserting the following: Sawtelle Road, against eastbound drivers at Central Street. (*Legal Affairs 79-18; Regular Course 6/25/18; Granted 7/23/18*)

1st Reading Ordinance - Relative to an ordinance, amending Chapter 13 of the Revised Ordinances entitled “Motor Vehicles and Traffic”. Be it ordained by the City Council of the City of Leominster as follows: Section 13-17 of the Revised Ordinances entitled “Stop Signs” is hereby amended by inserting the following: Litchfield Street, against northbound drivers at Lancaster Street. (*Legal Affairs 80-18; Regular Course 6/25/18; Granted 7/23/18*)

1st Reading Ordinance - Relative to an ordinance, amending Chapter 13 of the Revised Ordinances entitled “Motor Vehicles and Traffic”. Be it ordained by the City Council of the City of Leominster as follows: Section 13-17 of the Revised Ordinances entitled “Stop Signs” is hereby amended by inserting the following: Tocci Street, against eastbound drivers at Central Street. (*Legal Affairs 81-18; Regular Course 6/25/18; Granted 7/23/18*)

1st Reading Ordinance - Relative to an ordinance, amending Chapter 13 of the Revised Ordinances entitled “Motor Vehicles and Traffic”. Be it ordained by the City Council of the City of Leominster as follows: Section 13-17 of the Revised Ordinances entitled “Stop Signs” is hereby amended by inserting the following: Columbus Street, against westbound drivers at Litchfield Street. (*Legal Affairs 82-18; Regular Course 6/25/18; Granted 7/23/18*)

1st Reading Ordinance - Relative to an ordinance, amending Chapter 13 of the Revised Ordinances entitled “Motor Vehicles and Traffic”. Be it ordained by the City Council of the City of Leominster as follows: Section 13-17 of the Revised Ordinances entitled “Stop Signs” is hereby amended by inserting the following: Columbus Street, against eastbound drivers at Ruth Street. (*Legal Affairs 83-18; Regular Course 6/25/18; Granted 7/23/18*)

MEETING TIME

Council discussion and vote relative to changing the start time of regular scheduled City Council Meetings each second and fourth Monday of the month, from 7:30 P.M. to 7:00 P.M., with a public forum that would be held at 6:45 P.M.

XV. COMMUNITY CALENDAR

XVI. ADJOURNMENT

Katelyn Huffman
City Clerk

