

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

JANUARY 14, 2019

JOHN P. MAHAN CITY COUNCIL CHAMBERS

HEARING BEFORE THE CITY COUNCIL, 6:38 P.M.

17-19 National Grid: to install one (1) singular owned pole on Elm Street beginning at a point approximately 22 feet south of the centerline of the intersection of Elm Street and continuing approximately +/-8 feet in a south direction. *(Regular Course 12/10/2018; Public Hearing 01/14/2019 @ 6:38 P.M.; Majority Vote)*

HEARING BEFORE THE CITY COUNCIL, 6:39 P.M.

18-19 National Grid: to install one (1) singular owned pole on Toleman Ave beginning at a point approximately 135 feet southeast of the centerline of the intersection of Dingley Street and continuing approximately +/-15 feet in a northeast direction. National Grid to install 1 pole with an anchor and guy (on private property with an easement) to service house #35. *(Regular Course 12/10/2018; Public Hearing 01/14/2019 @ 6:39 P.M.; Majority Vote)(Public Service)*

HEARING BEFORE THE CITY COUNCIL, 6:40 P.M.

C-24 Dean J. Mazzarella, Mayor: Allow Roll on America to connect into the Leominster water system through a Special Act of the Legislature. *(Regular Course 11/13/2018; Pending Referrals City Solicitor; Public Hearing 1/14/2018 @ 6:40 P.M.; Further Time 12/10/2018; Majority Vote)(Legal Affairs)*

PUBLIC FORUM, 6:45 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.

INTERVIEW, 6:50 P.M.

Michael Shine – Office of Emergency Management – Admin Unit. (*Majority Vote*)(*Ways & Means*)

- I. REGULAR MEETING OF THE CITY COUNCIL, 7:00 P.M.**
- II. ROLL CALL OF COUNCILLORS IN ATTENDANCE**
- III. APPROVAL OF RECORDS PRESENTED BY THE VICE PRESIDENT**
 - September 10, 2018
 - September 24, 2018
 - November 13, 2018
 - November 26, 2018
 - January 7, 2019 Organizational Meeting
- IV. COMMUNICATIONS FROM THE MAYOR**

COMMUNICATIONS

C-38 Dean J. Mazzearella, Mayor: To accept Duggan Drive and Comstock Road as public ways. (*Legal Affairs*)

ORDERS

C-39 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$575,000.00 to the Stabilization Fund; same amount to be transferred from the Recreation Department Capital Outlay Expense Account. (*2/3 Vote*) (*Finance*)

RE: To rescind appropriation of December 10, 2018 due to the Fournier Park project not being funded by the state.

C-40 Dean J. Mazzaella, Mayor: Relative to the appropriation of \$9,500.00 to the City Clerk Expense Account; same amount to be transferred from the Stabilization Fund. *(2/3 Vote) (Finance)*

RE: Software Upgrade.

C-41 Dean J. Mazzaella, Mayor: Relative to the appropriation of \$4,000.00 to the Police Department Overtime Account; same to be transferred from the Disability Fines Receipts Reserved for Appropriation Account. *(Majority Vote) (Finance)*

RE: Parking Enforcement Details.

C-42 Dean J. Mazzaella, Mayor: Relative to the appropriation of \$6,600.00 to the Highway Department Expense Account; same amount to be transferred from the Stabilization Fund. *(2/3 Vote) (Finance)*

RE: OSHA Requirements Supplies.

C-43 Dean J. Mazzaella, Mayor: Relative to the appropriation of \$92,000.00 to the School Department Expense Account; same amount to be transferred from the Stabilization Fund. *(2/3 Vote) (Finance)*

RE: Purchase of Chrome Books.

C-44 Dean J. Mazzaella, Mayor: Relative to the appropriation of \$13,000.00 to the Library Expense Account; same amount to be transferred from the Stabilization Fund. *(2/3 Vote) (Finance)*

RE: Purchase of 2 copy machines for public use.

V. PETITIONS – FIRST TIME ON THE CALENDAR

20-19 Elizabeth Wood, Planning & Development Director: To amend the Zoning Ordinance accordingly: Remove the section of Article XIII 22-71.1 that states "...Signs may not extend above the building's roofline and/or the wall upon which the sign is located." This contradicts section 22-71.9.1 that covers sign height and states that a sign may extend eight feet above the roof line. *(2/3 Vote) (Legal Affairs)*

VI. MATTERS BEFORE THE CITY COUNCIL

VII. CITY OF LEOMINSTER – FINANCIAL REPORT

VIII. FINANCE

- C-33 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$17,500.00 to the Police Overtime Account; same to be transferred from the Stabilization Fund. *(Regular Course 12/10/2018; 2/3 Vote)*.
- C-34 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$45,000.00 to the Library Expense Account; same to be transferred from the Library State Aid Reserved for Appropriation Account. *(Regular Course 12/10/2018; Majority Vote)*.
- C-35 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$160,500.00 to the Highway Capital Outlay Expense Account; same to be transferred from the Stabilization Fund. *(Regular Course 12/10/2018; 2/3 Vote)*.
- C-36 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$40,000.00 to the School Department Expense Account; same to be transferred from the Stabilization Fund. *(Regular Course 12/10/2018; 2/3 Vote)*.

IX. LEGAL AFFAIRS

- C-24 Dean J. Mazzearella, Mayor: Allow Roll on America to connect into the Leominster water system through a Special Act of the Legislature. *(Regular Course 11/13/2018; Further Time 12/10/2018; Pending Referral City Solicitor; Public Hearing 1/14/2018 @ 6:40 P.M.; Majority Vote)*
- 19-19 Middlesex Integrative Medicine c/o Law Office of Peter A. Campobasso, P.C.: Request a letter of support or non-opposition to Middlesex Integrative Medicine for proposed retail RMD, located at 205 Second Avenue, Waltham, MA, to be signed by the Mayor to authorized members of the City Council. *(Regular Course 12/10/2018; Pending Referral Mayor; Majority Vote)*.

X. PUBLIC SERVICE

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- 18-19 National Grid: to install one (1) singular owned pole on Toleman Ave beginning at a point approximately 135 feet southeast of the centerline of the intersection of Dingley Street and continuing approximately +/-15 feet in a northeast direction. National Grid to install 1 pole with an anchor and guy (on private property with an easement) to service house #35. *(Regular Course 12/10/2018; Public Hearing 01/14/2019 @ 6:39 P.M.; Majority Vote)(Public Service).*

XI. WAYS AND MEANS AND VETERANS AFFAIRS COMMITTEE

Michael Shine – Office of Emergency Management – Admin Unit. *(Majority Vote)(Ways & Means).*

XII. OLD BUSINESS

- C-20 **2nd Reading Ordinance** – 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:

Chapter 13 of the Revised Ordinances entitled “Motor Vehicles and Traffic” is hereby amended as follows:

Section 13-7 of the Revised Ordinances entitled “One-Way Streets” is hereby amended by adding the following:

Nashua Street off-ramp, from Leominster Connector in a southerly direction.

Section 13-18 of the Revised Ordinances entitled “Responsibility for Installation and Maintenance” is hereby amended by adding the following:

The following locations shall be marked with appropriate signs as “Keep Right”:

- Nashua Street, southbound at Leominster Connector off-ramp.
- Nashua Street, northbound at Leominster Connector.
- Leominster Connector, eastbound at approximately Sta. 34+92.

Leominster Connector, westbound at approximately Sta.34-13.

Section 13-79 of the Revised Ordinances entitled “Yield Signs” is hereby amended by adding the following:

Nashua Street, facing southbound drivers entering the Leominster Connector.

Section 13-81 of the Revised Ordinances entitled “Driving Upon Closed Street Prohibited” is hereby amended by adding the following:

The following locations shall be marked with appropriate signs as “Do Not Enter”:

Nashua Street, southbound at Leominster Connector.

Nashua Street off-ramp, southbound at Leominster Connector.

Section 13-89 of the Revised Ordinances entitled “U-Turns” is hereby amended by adding the following:

Leominster Connector, westbound.

Leominster Connector, eastbound.

(Regular Course 10/22/2018; Granted 11/13/2018; Further Time 11/26/2018; Public Hearing 12/10/2018 @ 6:40 P.M.; 1st Reading Adopted 12/10/2018; Majority Vote).

XIII. NEW BUSINESS

- 04-19 **1st Reading Ordinance** – AN ORDINANCE
Amending Chapter 20 of the Revised Ordinance entitled “Streets and Sidewalks.”

Be it ordained by the City Council of the City of Leominster, as follows:

Section 20-10 of the Revised Ordinance entitled “Parades, Processions and Assemblies” is hereby amended rescinding the current text in its entirety and by inserting in its place the following: a new section, **SECTION 20-10.**

PARADE/RACES.

(Regular Course 7/23/18; Granted 8/13/2018; Further Time 10/09/2018; 10/22/2018; 11/13/2018; 11/26/2018; 12/10/2018; Public Hearing TBD; Majority Vote Required)

- 21-19 Katelyn Huffman, City Clerk: A Resolution authorizing a policy regarding electioneering during absentee voting for the 2019 local elections. *(Majority Vote) (Ways & Means).*
- 22-19 Katelyn Huffman, City Clerk: A Resolution to support the continued efforts to encourage all citizens to participate in elections and to educate the public on the importance of key election practices. *(Majority Vote) (Ways & Means).*

XIV. COMMUNITY CALENDAR

XV. TABELED PETITIONS UPON WHICH ACTION IS PROPOSED

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; Further Time: 8/13/2018; Pending Referrals: Planning, Zoning Board of Appeals; 2/3 Vote Required, Public Hearing Required: TBD; Tabled 8/27/2018.*)

XVI. ADJOURNMENT

Katelyn Huffman
City Clerk