



**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

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**CITY OF LEOMINSTER**

**CITY COUNCIL**

**APRIL 8, 2019**

**JOHN P. MAHAN CITY COUNCIL CHAMBERS**

**INFORMATION SESSION WITH THE MAYOR, 5:45 P.M.**

- Economic development.
- New phone system.

**PUBLIC HEARING, 6:40 P.M.**

38-19 National Grid and Verizon: To relocate 1 Jointly Owned Pole on Wheeler Street, beginning at a point approximately 102 feet northeast of the centerline of the intersection of Lancaster Street and continuing approximately 20 feet in a northwest direction. National Grid to relocate pole #1, 35 feet closer to Lancaster Street to allow for a customer to install a new driveway. *(Regular Course 3/11/2019; Further Time 3/25/2019; Public Hearing 3/25/2019 @ 6:14 P.M.; Majority Vote) (Public Service)*

**PUBLIC HEARING, 6:44 P.M.**

47-19 National Grid: To install 1 Singular Owned pole on Jytek Drive beginning at a point approximately 570 feet Northwest of the centerline of the intersection of Central Street and continuing approximately +/- 15' feet in a Southwest direction. National Grid to install 1 pole between poles 10 and 11 for a customer's primary conductor to the new transformer pad to upgrade service. *(Regular Course 3/25/2019; Public Hearing 4/08/2019 @ 6:44 P.M.; Majority Vote) (Public Service)*

## **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.

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## **INTERVIEW, 6:50 P.M.**

A measure confirming the Mayor's Appointment of **Anthony McCauliff** to the Office of Emergency Management – EMS Unit; Volunteer (*Regular Course 2/11/2019; Further time 2/25/2019;3/11/2019; Appointment Confirmed 3/25/2019; 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**

March 25, 2019 Meeting Minutes

- IV. COMMUNICATIONS FROM THE MAYOR**

### APPOINTMENTS

A measure confirming the Mayor's Appointment of **Vicki Briggs** to the Cultural Commission; term to expire 4/15/2022. (*Ways & Means; Majority Vote*)

A measure confirming the Mayor's Appointment of **Richard Dondero** to the Board of Assessors; term to expire 4/15/2022. (*Ways & Means; Majority Vote*)

### ORDERS

C-66      Dean J. Mazarella, Mayor: Relative to the appropriation of \$162,800.00 to the Cemetery Capital Outlay Expense Account; same amount to be transferred from the Cemetery Perpetual Care Income Account. (*Finance; Majority Vote*)

**V. PETITIONS – FIRST TIME ON THE CALENDAR**

- 51-19 Christopher Rivard: Requests a Transient Vendors License for the sale of flowers and plants. (*Ways & Means; Majority Vote*)
- 52-19 Sterling Jewelers, Inc.: Renew the Second Hand Dealers License for Kay Jewelers #1285 located at 100 Commercial Road. (*Ways & Means; Majority Vote*)

**VI. MATTERS BEFORE THE CITY COUNCIL**

**VII. CITY OF LEOMINSTER – FINANCIAL REPORT**

**VIII. FINANCE**

- C-53 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$22,664.00 to the General Fund Various Salary & Wages Account as listed; same amount to be transferred from the Collective Bargaining Expense Account. (*Regular Course 3/11/2019; Further Time 3/25/2019; Majority Vote*)  
RE: Settlement with Middle Managers Union for FY 2019 – FY 2021
- C-62 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$30,000.00 to the Sanitation & Drainage Expense Account; same amount to be transferred from the Stabilization Fund. (*Regular Course 3/25/2019; 2/3 Vote*)  
RE: Burrage and Mascoma Avenue drainage study.
- C-63 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$475,000.00 to the Sidewalk Expense Account; same amount to be transferred from the Stabilization Fund. (*Regular Course 3/25/2019; Pending Referrals DPW, Mayor; 2/3 Vote*)
- C-64 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$85,000.00 to the Cemetery Capital Outlay Expense Account; same amount to be transferred from the Cemetery Perpetual Care Income Account. (*Regular Course 3/25/2019; Majority Vote*)
- C-66 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$30,000.00 to the Highway Labor Account; same amount to be transferred from the Stabilization Fund. (*Regular Course 3/25/2019; 2/3 Vote*)

**IX. LEGAL AFFAIRS**

- C-59 Dean J. Mazzarella, Mayor: Request the City Council vote to authorize the attached Electric Avenue easement. *(Regular Course 3/25/2019; Pending Referrals DPW, Planning, Mayor, Trustee; Majority Vote)*

**X. PUBLIC SERVICE COMMITTEE**

- 38-19 National Grid and Verizon: To relocate 1 Jointly Owned Pole on Wheeler Street, beginning at a point approximately 102 feet northeast of the centerline of the intersection of Lancaster Street and continuing approximately 20 feet in a northwest direction. National Grid to relocate pole #1, 10 feet closer to Lancaster Street to allow for a customer to install a new driveway. *(Regular Course 3/11/2019; Further Time 3/25/2019; Public Hearing 3/25/2019 @ 6:14 P.M.; Majority Vote)*
- 47-19 National Grid: To install 1 Singular Owned pole on Jytek Drive beginning at a point approximately 570 feet Northwest of the centerline of the intersection of Central Street and continuing approximately +/- 15' feet in a Southwest direction. National Grid to install 1 pole between poles 10 and 11 for a customer's primary conductor to the new transformer pad to upgrade service. *(Regular Course 3/25/2019; Public Hearing 4/08/2019 @ 6:44 P.M.; Majority Vote)*

**XI. WAYS AND MEANS AND VETERANS AFFAIRS COMMITTEE**

- C-58 Dean J. Mazzarella, Mayor: Request a letter of support from the Leominster City Council for the Safe Routes to Schools program. *(Regular Course 3/25/2019; Majority Vote)*
- 40-19 Jon Andre Zajon: Renew the Second Hand Dealers License for George's Fine Jewelers, Inc. located at 255 North Street. *(Regular Course 3/25/2019; Majority Vote)*
- 41-19 Jon Andre Zajon: Renew the Second Hand Dealers License for House of Relics, located at 1292 Main Street. *(Regular Course 3/25/2019; Majority Vote)*
- 42-19 Susan Chalifoux-Zephir: Renew the Second Hand Dealers License for Ginny's Helping Hand, Inc. located at 52 Mechanic Street. *(Regular Course 3/25/2019; Majority Vote)*

- 43-19 Roger Cormier: Renew the Second Hand Dealers License for Crowne Jewelers located at 12 Lindell Ave. *(Regular Course 3/25/2019; Majority Vote)*
- 44-19 Fred R. Tousignant: Renew the Second Hand Dealer License for Fred's Auction located at 28 Spruce Street. *(Regular Course 3/25/2019; Majority Vote)*
- 45-19 Paul F. Rouleau: Renew the Second Hand Dealers License for Protech Solutions located at 345 Central Street. *(Regular Course 3/25/2019; Majority Vote)*
- 46-19 Diane P. Amidon: Renew the Second Hand Dealers License for Upscale ConsignMINT located at 875 Merriam Ave, Suite 131. *(Regular Course 3/25/2019; Majority Vote)*
- 48-19 GameStop Inc.: Renew the Second Hand Dealers License for GameStop Store #1485 located at 100 Commercial Road. *(Regular Course 3/25/2019; Majority Vote)*
- 49-19 GameStop Inc.: Renew the Second Hand Dealers License for GameStop Store #3594 located at 26 Orchard Hill Park Drive. *(Regular Course 3/25/2019; Majority Vote)*
- 50-19 Mason Investments Inc.: Renew Bowling Alley License for Mason Bowling Center located at 640 North Main Street. *(Regular Course 3/25/2019; Majority Vote)*

## **XII. NEW BUSINESS**

## **XIII. OLD BUSINESS**

C-06-2018

In accordance with section 3-9 of the Leominster City Charter, a Public Hearing will be held on Monday April 22, 2019 at 6:40 P.M. in the Council Chambers, 25 West Street, Leominster, MA. The subject of the hearing will be the following Loan Order.

**ORDERED:** The Mayor is authorized to acquire, by purchase, gift, and/or eminent domain, three parcels of land located on Central Street, Leominster, namely, 106 Central Street, 112 Central Street, and 116-124 Central Street, which parcels are shown on Assessors Map 93 as Parcels 5, 6, and 7, for general municipal purposes,

including, without limitation, for police station purposes, on such terms and conditions as the Mayor deems in the best interests of the City, and further to authorize the Mayor to enter into any all agreements and execute any and all instruments as may be necessary or convenient to affect said acquisition; and, as funding therefor;

FURTHER ORDERED: that the sum of \$2,000,000.00 is appropriated for the cost of the foregoing acquisition and development of the property for police station purposes, including, without limitation, for the costs of remediation, demolition, site preparation and/or design and costs incidental or related thereto; and to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow \$2,000,000 in accordance with G.L. c.44. §7 and/or any other enabling authority and to issue bonds and notes therefor, and, in accordance with G.L. c.44, §20, and

FURTHER ORDERED: that 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.

- 20-19     **2nd Reading Ordinance**  
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. *(Regular Course 1/14/2019; Further Time 1/28/2019; 2/11/2019; 2/25/2019; PH 1/28/2019 @ 6:30 P.M.; Granted 3/11/2019; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote)*
- 27-19     **2nd Reading Ordinance**  
Mark C. Bodanza, Esq.: To amend Section 13-77, Stop Signs, of the Leominster Municipal Code, by adding a stop sign for north bound traffic on Cro Shee Lane at the intersection of Woodside Avenue. *(Regular Course 2/25/2019; Granted 3/11/2019; PH 3/25/2019 @ 6:13 P.M.; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote)*
- 28-19     **2nd Reading Ordinance**  
Mark C. Bodanza, Esq.: To amend Section 13-77, Stop Signs, of the Leominster Municipal Code, by adding a stop sign for north bound traffic on Old Brook Road at the intersection of Woodside Avenue. *(Regular Course 2/25/2019; Granted 3/11/2019; PH 3/25/2019 @ 6:12 P.M.; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote)*

- 29-19      **2nd Reading Ordinance**  
 David R. Cormier: Install a stop sign on Hawthorne Road against southbound drivers at Grant Street. (*Regular Course 2/25/2019; Granted 3/11/2019; PH 3/25/2019 @ 6:11 P.M.; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote*)
- 30-19      **2nd Reading Ordinance**  
 David R. Cormier: Install a stop sign on Hawthorne Road against northbound drivers at Queens Road. (*Regular Course 2/25/2019; Granted 3/11/2019; PH 3/25/2019 @ 6:10 P.M.; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote*)
- 31-19      **2nd Reading Ordinance**  
 David R. Cormier: Install a stop sign on Iris Road against northeast bound drivers at Grant Street. (*Regular Course 2/25/2019; Granted 3/11/2019; PH 3/25/2019 @ 6:09 P.M.; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote*)
- 32-19      **2nd Reading Ordinance**  
 Katelyn Huffman, City Clerk: Request to amend the current \$15.00 marriage intention application fee to the new proposed fee of \$30.00. This fee would be effective as of July 1, 2019. (*Regular Course 2/25/2019; Granted as amended 3/11/2019; PH 3/25/2019 @ 6:08 P.M.; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote*)
- 33-19      **2nd Reading Ordinance**  
 Katelyn Huffman, City Clerk: Request to amend the revised ordinances Chapter 12, Article 1 Section 12-2, #52 Dog Licenses: to include a new fee to read “Service Dogs – No Fee.” (*Regular Course 2/25/2019; Granted 3/11/2019; PH 3/25/2019 @ 6:07 P.M.; 1<sup>st</sup> Reading 3/25/2019; 2/3 Vote*)
- 34-19      **2<sup>nd</sup> Reading Ordinance**  
 Katelyn Huffman, City Clerk: Request to amend the revised ordinances Chapter 2 Article 2 Section 2-9 letter P. *See enclosure* (*Regular Course 2/25/2019; Granted 3/11/2019; PH 3/25/2019 @ 6:06 P.M.; 1<sup>st</sup> Reading 3/25/2019; Pending Referral Mayor; 2/3 Vote*)

**XIV. COMMUNITY CALENDAR**

**XV. ADJOURNMENT**

Katelyn Huffman, City Clerk