

**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**

**NOVEMBER 25, 2019**

**JOHN P. MAHAN CITY COUNCIL CHAMBERS**

**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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- 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**
- October 15, 2019
  - October 28, 2019
  - November 12, 2019

**IV. COMMUNICATIONS FROM THE MAYOR**

**APPOINTMENTS**

A measure confirming the Mayor's Appointment of **Melissa Ramos** to Office of Emergency Management, EMS Unit; volunteer. (*Ways & Means; Regular Course 11/25/2019; Majority Vote*)

A measure confirming the Mayor's Appointment of **Raymond Butler** to Office of Emergency Management, Emergency Operations Unit; volunteer. (*Ways & Means; Regular Course 11/25/2019; Majority Vote*)

## COMMUNICATIONS FROM THE MAYOR, continued

### COMMUNICATIONS

- C-36 Dean J. Mazzearella, Mayor: Request that Samantha Comeau be exempt from the provisions of M.G.L. Chapter 268A, (20B) Conflict of Interest. (*Ways & Means; Regular Course 11/25/2019; Majority Vote*)
- C-37 Dean J. Mazzearella, Mayor: Request that the Leominster City Council accept the provisions of M.G.L. Chapter 44 §53 F1/2 to establish an Enterprise Fund for all franchise fees, license fees and cable related monies negotiated in cable television agreements between the City of Leominster and cable operators. (*Finance; Regular Course 11/25/2019; Majority Vote*)
- C-38 Dean J. Mazzearella, Mayor: Request that the annual Tax Classification Hearing be scheduled for December 9, 2019 for the purpose of setting the annual factor used for Fiscal Year 2020. (*Finance; Regular Course 11/25/2019; Public Hearing 12/09/2019 @ 6:05 P.M.; 2/3 Vote*)
- C-39 A RESOLUTION to file and accept grants with and from the Commonwealth of Massachusetts, Executive office of Energy and Environmental Affairs for the Parkland Acquisitions and Renovations for communities grant program for the creation of a park at Monument Square, downtown Leominster. (*Ways & Means; Regular Course 11/25/2019; Majority Vote*)

### ORDERS

- C-40 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$669,000.00 to be made to the Park Capital Outlay Expense Account; same amount to be transferred from the stabilization Fund. (*Finance; Regular Course 11/25/2019; 2/3 Vote*)
- RE: Creation of park in front of the Woodblock Building.
- C-41 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$200,000.00 to the Police Department Overtime Account; same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 11/25/2019; 2/3 Vote*)

**V. PETITIONS FIRST TIME ON THE AGENDA**

- 15-20 Jill A. Natola: Petition for acceptance of Sawtelle Road, Montrose Street and a portion of Richard Road. (*Legal Affairs; Regular Course 11/25/2019; Majority Vote*)
- 16-20 Jill A. Natola: Petition for acceptance of easement for Research Drive Extension. (*Legal Affairs; Regular Course 11/25/2019; Majority Vote*)
- 17-20 David R. Cormier: Request a stop sign on South Street against southbound drivers at Tisdale Street. (*Legal Affairs; Regular Course 11/25/2019; 2/3 Vote*)
- 18-20 David R. Cormier: Request to install a stop sign on South Street against northbound drivers at Crown Street. (*Legal Affairs; Regular Course 11/25/2019; 2/3 Vote*)
- 19-20 David R. Cormier: Request to Amend Chapter 13, Section 13-77 Stop Signs and add the following: (*Legal Affairs; Regular Course 11/25/2019; 2/3 Vote*)
- Comstock Road against southbound drivers at Union Street.
  - Comstock Road against eastbound drivers at Duggan Drive.
  - Duggan Drive against southeast bound drivers at Union Street.
  - Duggan Drive against westbound drivers at Glenwood Drive.
- 20-20 Patrick Bresnahan, Leominster Police Officer: Requests “no parking” signs on North Main, East, and Priest Street. Also “no parking between signs” on poles #24 and #25 located in front of 227 Priest Street. (*Legal Affairs; Regular Course 11/25/2019; 2/3 Vote*)
- 21-20 National Grid of North Andover: Hamilton Street – to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named. (*Public Service; Regular Course 11/25/2019; Public Hearing 12/9/2019 @ 6:00 P.M.; Majority Vote*)
- 22-20 National Grid and Verizon New England: White Pond Road – to install 1 Jointly Owned Pole on White Pond Road beginning at a point approximately 600 feet south of the centerline of the intersection of Mechanic Street and White Pond Road. (*Public Service; Regular Course 11/25/2019; Public Hearing 12/9/2019 @ 6:01 P.M.; Majority Vote*)

**PETITIONS FIRST TIME ON THE AGENDA, continued**

23-20 National Grid of North Andover: Nashua Street – to install conduit from MH #5229 Main street to MH #5230. MH #5230 to be installed on Nashua Street. Install conduit from MH #5230 to riser P2 Nashua Street. (*Public Service; Regular Course 11/25/2019; Public Hearing 12/9/2019 @ 6:02 P.M.; Majority Vote*)

**VI. MATTERS BEFORE CITY COUNCIL**

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

**VIII. FINANCE**

C-35 Dean J. Mazzarella, Mayor: Request that the Council vote to grant the attached Petition to allocate funds to leverage the Principal Planning Clerk’s stipend. (*Finance; Regular Course 11/12/2019; Majority Vote*)

**IX. LEGAL AFFAIRS**

59-18 James Whitney and ten registered voters: Amend the Zoning Ordinance to add drive through to the allowable uses under MU-1 zoning. (*Legal Affairs; Regular Course 4/09/2018; Further Time 4/23/2018, 5/14/2018; Public Hearing 5/14/2018; Public Hearing Continued to 5/29/2018; Granted 5/29/2018; Public Hearing 12/09/2019 @ 6:40 P.M.*)

**X. NEW BUSINESS**

**XI. OLD BUSINESS**

**2<sup>nd</sup> Reading Ordinance**

7-20 Gail P. Feckley: Request to amend Section 13-77, Stop Signs, of the Leominster Municipal Code, by adding a stop sign for north bound traffic on Dingley Street at Fairview Street. (*Legal Affairs; Regular Course 9/23/2019; Further Time 10/15/2019; Granted 10/28/2019; 1<sup>st</sup> Reading 11/12/2019; 2<sup>nd</sup> Reading 11/26/2019; 2/3 Vote*)

**2<sup>nd</sup> Reading Ordinance**

8-20 Gail P. Feckley: Request to amend Section 13-77, Stop Signs, of the Leominster Municipal Code, by adding a stop sign for south bound traffic on Dingley Street at Tolman Avenue. (*Legal Affairs; Regular Course 9/23/2019; Further Time 10/15/2019; Granted 10/28/2019; Public Hearing 11/12/2019 @ 6:34 P.M.; 1<sup>st</sup> Reading 11/12/2019; 2<sup>nd</sup> Reading 11/26/2019; 2/3 Vote*)

**OLD BUSINESS, continued**

**2<sup>nd</sup> Reading Ordinance**

9-20

Michael Goldman, Police Chief: Request to delete Section 13-26 of the Revised Ordinance for the City of Leominster and insert a new Section 13-26 as follows:

**A.** Whenever the Mayor, or the Mayor's designee, declares a snow emergency exists in the City in regard to snow plowing or snow removal by giving at least six hours' notice, it shall be unlawful for the owner, operator or person in charge of any vehicle (other than one acting in an emergency) to park such vehicle or permit or suffer the same to be parked on any public street in this City for the duration of the emergency. A snow emergency so declared shall continue for a forty-eight-hour period which may be extended by the Mayor or his or her designee as circumstances require. During said snow emergency, the Director of Public Works shall conduct snow plowing, removal, and sand and salt operations.

**B.** The Mayor or the Mayor's designee may remove the restrictions imposed in any snow emergency for areas of the City as they become cleared.

**C.** The Director of Public Works shall notify the Leominster Police Department, activate CodeRed, and announce the snow emergency through TV, radio, newspaper and City social media outlets and as many other public channels as the Director deems necessary.

**D.** The provision of this section shall not apply to handicapped parking areas located in residential zones.

**E.** Any vehicle found in violation of this Section may be removed to a convenient place under the direction of an officer of the police department and the owner of the vehicle so removed, or towed away, shall be liable to the cost of such removal and storage. *(Legal Affairs; Regular Course 9/23/2019; Further Time 10/15/2019; Granted 10/28/2019; Public Hearing 11/12/2019; 1<sup>st</sup> Reading 11/12/2019; 2<sup>nd</sup> Reading 11/26/2019; Pending Referrals Mayor; 2/3 Vote)*

**OLD BUSINESS, continued**

**2<sup>nd</sup> Reading Ordinance**

11-20 Claire M. Freda: Request to amend Section 13-77, Stop Signs, of the Leominster Municipal Code, by adding three stop signs for the following locations:

Barry Lane at the intersection of Barry Lane and Debbie Drive.

Barry Lane at the intersection of Barry Lane and Beth Avenue.

Jay Avenue at the intersection of Jay Avenue and Debbie Drive.  
*(Legal Affairs; Regular Course 9/23/2019; Further Time 10/15/2019; Granted 10/28/2019; Public Hearing 11/12/2019 @6:38 P.M.; 1<sup>st</sup> Reading 11/12/2019; 2<sup>nd</sup> Reading 11/26/2019; 2/3Vote)*

**XII. COMMUNITY CALENDAR**

**XIII. ADJOURNMENT**

- Katelyn Huffman, City Clerk