

Council President

Mark C. Bodanza

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 – Peter A. Angelini

CITY OF LEOMINSTER

CITY COUNCIL

MAY 26, 2020

JOHN P. MAHAN CITY COUNCIL CHAMBERS

The City Council meeting on May 26, 2020 will be held virtually, by a conference telephone call only. All City Councilors, and members of the public interested in participating in the public forum, or a scheduled public hearing, are requested to call the following number : +1 (571) 317-3122 and enter the following code : 434-441-741 (Please note: the call in number and code are different than the call in number and code from the last meeting conducted on May 11, 2020). The meeting will begin promptly at 6:28 PM on Tuesday, May 26, 2020. The conference phone call will be moderated by the City Council President and all discussion will be strictly limited to matters on the agenda. It is expected that the audio phone call will be broadcast on Leominster Access Television.

PUBLIC HEARING, 6:28 P.M.

38-20 Elizabeth Wood, Planning Director: Petition to Amend Section 22-34.2.1 accordingly:

~~34.2.1 The FP District includes those areas designated as a floodway on the Leominster, Massachusetts Flood Boundary and Floodway Map (the "FBFM"), Community Panel Numbers 250314-0001-0010, effective September 16, 1982, and all special flood hazard areas designated as either Zone A or Zone A-I through A-30 on the Leominster, Massachusetts Flood Insurance Rate Map (the "FIRM") Community Panel Numbers~~

~~250314-0001-0010, effective September 16, 1982 and Community Panel Number 250314-0003, amended April 3, 1989.~~

The Leominster Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas designated on the City of Leominster Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the NFIP dated September 16, 1982 as Zone A, AE, AH, AO, A1-30 and A99, and the FEMA Flood Boundary & Floodway Map dated September 16, 1982, both maps which indicate the 100-year regulatory floodplain. The exact boundaries of the District may be defined by the 100-year base flood elevations

shown on the FIRM and further defined by the Flood Insurance Study (FIS) report dated April 3, 1989. The FIRM, Flood Boundary & Floodway Map, and FIS report are incorporated herein by reference and are on file with the Town Clerk, Building Official, and Planning and Development Department.

Amend Section 34.2.3.3.2 accordingly: NFIP State Coordinator, MA Department of Conservation and Recreation, 251 Causeway St., ~~Suite 500-700~~, 8th floor, Boston, MA 02114-2104; and (*Legal Affairs; Regular Course 02/10/2020; Further Time 2/24/2020, 3/9/2020; 3/23/2020; 4/13/2020; 4/27/2020 Pending Referral, ZBA.,; Public Hearing 3/9/2020 @ 6:45 P.M.; Public Hearing Continued 3/9/2020; 5/26/2020 @ 6:28 P.M.; 2/3 Vote*)

PUBLIC HEARING, 6:30 P.M.

37-20 The Botanist: Grant a Special Permit to operate a Medical Marijuana Facility located at 1775 Lock Drive. (*Legal Affairs; Regular Course 02/10/2020; Further Time 2/24/2020, 3/9/2020, 3/23/2020; 4/13/2020; 4/27/2020; 5/11/2020; Pending Referrals Mayor, Health Director, ZBA; Public Hearing April 27, 2020 at 6:30 PM CANCELLED; Public Hearing rescheduled 5/26/2020 at 6:30 PM; Majority Vote*)

PUBLIC FORUM, 6:55 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**

- May 11, 2020

IV. COMMUNICATIONS FROM THE MAYOR

COMMUNICATIONS

C-64 Dean J. Mazarella, Mayor: request that an appropriation of \$345,000.00 be made to the Fire Department Capital Outlay Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 05/26/2020; 2/3 Vote*)

COMMUNICATIONS FROM THE MAYOR, CONTINUED

C-65 Dean J. Mazzearella, Mayor: request that an appropriation of \$70,000.00 be made to the Fire Department Capital Outlay Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 05/26/2020; 2/3 Vote*)

RE: COVID-19 Upgrades to Facilities.

C-66 Dean J. Mazzearella, Mayor: request that an appropriation of \$50,000.00 be made to the City Solicitor Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 05/26/2020; 2/3 Vote*)

RE: Higher amount of activity during Fiscal Year 2020.

V. PETITIONS FIRST TIME ON THE AGENDA

65-20 Comcast of Massachusetts III, Inc.: Requests permission to install a new underground conduit system on Tanzio Road starting at Utility Pole No. 14 excavating to place (1) 4" PVC Conduit 170' +/- to Utility Pole No. 13. (*Public Service; Regular Course 5/26/2020; Public Hearing TBD; Majority Vote*)

VI. MATTERS BEFORE CITY COUNCIL

VII. CITY OF LEOMINSTER – FINANCIAL REPORT

VIII. FINANCE

C-63 Dean J. Mazzearella, Mayor: Relative to the appropriation of \$250,000.00 be made to the Pension Expense Account; the same amount to be transferred from the Principal-Debt Service Expense Account. (*Finance; Regular Course 5/11/2020; Majority Vote*)

IX. LEGAL AFFAIRS

37-20 The Botanist: Grant a Special Permit to operate a Medical Marijuana Facility located at 1775 Lock Drive. (*Legal Affairs; Regular Course 02/10/2020; Further Time 2/24/2020, 3/9/2020, 3/23/2020; 4/13/2020; 4/27/2020; 5/11/2020; Pending Referrals Mayor, Health Director, ZBA; Public Hearing April 27, 2020 at 6:30 PM CANCELLED; Public Hearing rescheduled 5/26/2020 at 6:30 PM; Majority Vote*)

LEGAL AFFAIRS, CONTINUED

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X. WAYS AND MEANS

- 62-20 Best Buy Stores LP: Renew the Second Hand Dealers License for Best Buy Stores LP #1433, located at 33 Orchard Hill Park Drive. (*Ways & Means; Regular Course 5/11/2020; Majority Vote*)
- 63-20 GameStop Inc.: Renew the Second Hand Dealers License for GameStop Store #3594 located at 26 Orchard Hill Park Drive. (*Ways & Means; Regular Course 5/11/2020; Majority Vote*)
- 64-20 GameStop Inc.: Renew the Second Hand Dealers License for GameStop Store #1485 located at 100 Commercial Road. (*Ways & Means; Regular Course 5/11/2020; Majority Vote*)

XI. NEW BUSINESS

XII. OLD BUSINESS

2nd Reading of an Ordinance

- 55-20 Officer Julio Ramos: Requests to amend 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, Section 13-34 of the Revised Ordinances entitled “No Parking on Certain Streets” is hereby Amended by inserting the following text: No parking on Research Drive, (both sides) from a point beginning 1163 feet easterly from the intersection with Central Street, **around** the cul-de-sac, and back westerly to the 1163 feet starting point. (*Legal Affairs; Regular Course 3/23/2020; Public Hearing April 27, 2020 at 6:53 PM; Granted 04/27/2020; First Reading 05/11/2020; Second Reading 5/26/2020; 2/3 Vote*)

XIII. COMMUNITY CALENDAR

XIV. ADJOURNMENT

- Katelyn Huffman, City Clerk