

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

SEPTEMBER 28, 2020

JOHN P. MAHAN CITY COUNCIL CHAMBERS

The City Council meeting on September 28, 2020 will be held virtually, by a conference telephone call only. All City Councillors, 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 (646) 749-3122 and enter the following code 260-685-445: (Please note: the call in number and code are different than the call in number and code from the last meeting conducted on September 14, 2020). The meeting will begin promptly at 6:50 PM on Monday, September 28, 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 (but not guaranteed) that the audio phone call will be broadcast on Leominster Access Television.

INTERVIEW, 6:50 P.M.

A measure confirming the Mayor's appointment of **Paul Redmond** to the position of Treasurer/Collector for the City of Leominster for a term of three years; effective October 5, 2020. (*Ways & Means; Regular Course 9/14/2020; 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 time frame. The Council will not be responding or answering any questions; however, at the discretion of the Council President, clarification may be given.

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 14, 2020

IV. COMMUNICATIONS FROM THE MAYOR

ORDERS

C-18 Dean J. Mazzarella, Mayor: Request an appropriation of \$231,000.00 be made to the I.T.T.F. Expense Account; same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/28/2020; 2/3 Vote*)

RE: Funding for the switches and firewall placements.

C-19 Dean J. Mazzarella, Mayor: Request an appropriation of \$68,450.00 be made to the Police Department Overtime Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/28/2020; 2/3 Vote*)

RE: Firearms training for FY2021 new requirements.

C-20 Dean J. Mazzarella, Mayor: Request an appropriation of \$23,638.00 be made to the Police Department Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/28/2020; 2/3 Vote*)

RE: Ammunition & equipment as attached.

C-21 Dean J. Mazzarella, Mayor: Request an appropriation of \$52,000.00 be made to the Municipal Building Maintenance Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/28/2020; 2/3 Vote*)

RE: New copper gutters and matching slate on city hall roof for repairs where needed.

C-22 Dean J. Mazzarella, Mayor: Request an appropriation of \$50,000.00 be made to the Forestry Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/28/2020; 2/3 Vote*)

RESOLUTION

- C-23 A RESOLUTION vote of support to enter into a Tax Increment Financing agreement (TIF) with Girouard Tool Corporation located at 551-602 Research Drive, Leominster, MA. (*Ways & Means; Regular Course 9/28/2020; Majority Vote*)

V. PETITIONS FIRST TIME ON THE AGENDA

- 14-21 Election Order: An Order by the City of Leominster, Relative to the State Election, November 3, 2020. (*Ways & Means; Regular Course 9/28/2020; Majority Vote*)
- 15-21 Susan Chalifoux-Zephir, Councillor at Large, and Mark C. Bodanza, Ward 4 Councillor: Request to Amend Article III, Division 2, Section 13-34 – No Parking on Certain Streets of the amended ordinances of the City of Leominster to add: No Parking along the side of Chestnut Street for cars heading East, extending approximately 40 (forty) feet up Chestnut Street from the intersection of Chestnut Street and Pleasant Street. (*Legal Affairs; Regular Course 9/28/2020; Public Hearing 10/13/2020 @ 6:53 PM; 2/3 Vote*)
- 16-21 Mark C. Bodanza, Ward 4 Councillor: Request to Amend Section 13-34 of the Leominster Revised Ordinances as follows: “By adding a No Parking Zone on ADAMS STREET (Southerly Side), beginning at the intersection with Cotton Street then Westerly to the intersection of BOWEN PLACE.” (*Legal Affairs; Regular Course 9/28/2020; Public Hearing 10/13/2020 @ 6:54 PM; 2/3 Vote*)
- 17-20 Stephen Fraticelli of Fraticelli Oil Co., Inc.: Request to amend Flammable Liquids License from 335,000 gallons to 575,000 gallons of flammable liquids. (*Legal Affairs; Regular Course 9/28/2020; Public Hearing 10/13/2020 @ 6:52 PM; Majority Vote*)

VI. MATTERS BEFORE CITY COUNCIL

VII. CITY OF LEOMINSTER – FINANCIAL REPORT

VIII. FINANCE

- C-14 Dean J. Mazarella, Mayor: Request an appropriation of \$55,105.00 be made to the Treasurer Salary & Wages Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/14/2020; 2/3 Vote*)

FINANCE, continued

C-15 Dean J. Mazzearella, Mayor: Request an appropriation of \$500,000.00 be made to the Wastewater Capital Outlay Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/14/2020; 2/3 Vote*)

RE: FY 2019 excess rate proceeds closed out to the General Fund to be used for Capital Outlay purposes.

C-16 Dean J. Mazzearella, Mayor: Request an appropriation of \$550,000.00 be made to the Water Department Capital Outlay Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/14/2020; 2/3 Vote*)

RE: FY 2019 proceeds closed out to General Fund to be used for Morse Dam repair.

C-17 Dean J. Mazzearella, Mayor: Request an appropriation of \$10,000.00 be made to the Fire Department Capital Outlay Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance; Regular Course 9/14/2020; 2/3 Vote*)

IX. LEGAL AFFAIRS

9-21 Elizabeth Wood, Planning & Development Director: Request to Amend Article VI, Section 22-34: Special Districts Regulations: Floodplain. (*Legal Affairs; Regular Course 9/14/2020; Pending Referrals Planning, Conservation; 2/3 Vote*)

X. WAYS & MEANS

APPOINTMENTS

A measure confirming the Mayor's appointment of **Paul Redmond** to the position of Treasurer/Collector for the City of Leominster for a term of three years; effective October 5, 2020. (*Ways & Means; Regular Course 9/14/2020; Majority Vote*)

A measure confirming the Mayor's extended appointment of **William Connor** as Interim Chief Assessor for an additional sixty (60) days for the City of Leominster until the office can be filled by a permanent appointment. (*Ways & Means; Regular Course 9/14/2020; Majority Vote*)

10-21 Ramani M. Ighodaro d/b/a Ramani Motors: Requests a Second Hand Dealers License for Ramani Motors located at 179 Willard Street, #208. (*Ways & Means; Regular Course 9/14/2020; Majority Vote*)

WAYS & MEANS, continued

- 11-21 Genaro L. Hall d/b/a Scbbuyer: Requests a Second Hand Dealers License for Scbbuyer located at 502 Lancaster Street, suite 102. (*Ways & Means; Regular Course 9/14/2020; Majority Vote*)

XI. PUBLIC SERVICE

- 12-21 Susan Chalifoux-Zephir, Councillor at Large and Mark Bodanza, Ward 4 Councillor: Requests two Feedback Speed Zone signs to be installed at each end of Hill Street. (*Public Service; Regular Course 9/14/2020; Majority Vote*)
- 13-21 Susan Chalifoux-Zephir, Councillor at Large and Gail Feckley, Ward 1 Councillor: Request that a crosswalk be installed at Nutting Drive and Prospect Street. (*Public Service; Regular Course 9/14/2020; Majority Vote*)

XII. NEW BUSINESS

XIII. OLD BUSINESS

2nd Reading Ordinance

- 1-21 David R. Cormier: Request to install a stop sign against southwest bound drivers on Comstock Road at Birchcroft Road. (*Legal Affairs; Regular Course 7/13/2020; Further Time 7/27/2020, 8/10/2020; Public Hearing 8/24/2020 @ 6:51 PM; Granted 8/24/2020; 1st Reading 9/14/2020; 2/3 Vote*)

2nd Reading Ordinance

- 2-21 David R. Cormier: Request to amend Chapter 13, Section 13-34 to read the following: No parking on Albert Drive. Albert Drive, southbound, from the North intersection of Central Street (rear of 424 Central Street) to the southernmost point of the rear of 444 Central Streets property (right side only). Albert Drive, north bound, along the length of 40 Albert Drive (right side only). (*Legal Affairs; Regular Course 7/13/2020; Further Time 7/27/2020, 8/10/2020; Public Hearing 8/24/2020 @ 6:54 PM; Granted as amended 8/24/2020; 1st Reading 9/14/2020; 2/3 Vote*)

2nd Reading Ordinance

- 7-21 John Dombrowski, Councillor at Large: Request to amend Chapter 13, Section 13-77 to read the following: Install a stop sign against East bound drivers on Birchcroft Road at Comstock Road. (*Legal Affairs; Regular*

Course 8/10/2020; Public Hearing 8/24/2020 @ 6:52 P.M.; Granted 8/24/2020; 1st Reading 9/14/2020; 2/3 Vote)

XIV. TABLED PETITIONS UPON WHICH ACTION IS PROPOSED

C-54 (of FY2020)

Dean J. Mazarella, Mayor: Request that the City Council submit a request, pursuant to Article II, Section 8, Paragraph 1, Clause (1) of the Amendments of the Constitution, as amended by Article LXXXIX, that State Senator Dean Tran and State Representative Natalie Higgins file special legislation with the General Court, on behalf of the city, seeking to exempt the positions of Police Chief and Police Captain from the Civil Service Law, G.L. c. 31, as follows:

AN ACT EXEMPTING THE POSITIONS OF POLICE CHIEF AND POLICE CAPTAIN IN THE CITY OF LEOMINSTER FROM THE CIVIL SERVICE LAW.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1: The positions of police chief and police captain in the City of Leominster shall be exempt from Chapter 31 of the General Laws.

SECTION 2: This act shall take effect upon its passage.

(Legal Affairs; Suspension of the Rules 02/10/2020; Regular Course 02/10/2020; Further Time 2/24/2020,3/9/2020, 3/23/2020; Public Hearing TBD; Tabled 4/13/2020; Majority Vote)

XV. COMMUNITY CALENDAR

XVI. ADJOURNMENT

- Katelyn Huffman, City Clerk