

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

MONDAY, JANUARY 11, 2021

JOHN P. MAHAN CITY COUNCIL CHAMBERS

LEOMINSTER CITY CLERK
2021 JAN 7 PM 12:16

The City Council meeting on January 11, 2021 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 \(786\) 535-3211](tel:+17865353211) and enter the following code **974-864-205 (Please note: the call in number and code are different than the call in number and code from the last meeting conducted on December 28, 2020). The meeting will begin promptly at 6:00 PM on Monday, January 11, 2021. 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, 6:00 P.M.

17-21 Stephen Fraticelli of Fraticelli Oil Co., Inc.: Request to amend Flammable Liquids License from 335,000 gallons to 575,000 gallons of flammable liquids at 239 Litchfield Street. (*Legal Affairs; Regular Course 9/28/2020; Further Time 10/13/2020, 10/26/2020, 11/9/2020, 12/14/2020, 12/28/2020; Special Meeting 12/21/2020; Public Hearing 10/13/2020 @ 6:52 PM; Public Hearing Continued 10/26/2020 @ 6:30 P.M.; 11/9/2020 @ 6:15 PM.; 11/23/2020 @ 6:00 PM, 12/14/2020 @ 6:20 P.M., 1/11/2021 @ 6:00 P.M.; Majority Vote*)

INTERVIEW, 6:30 P.M.

A measure confirming the Mayor's appointment of **Kristine Lacerda** to the position of the Cultural Commission; term to expire 4/15/2024. (*Ways & Means; Regular Course 12/14/2020; Further Time 12/28/2020; Interview scheduled 1/11/2021 @ 6:30 PM; Majority Vote*)

A measure confirming the Mayor's appointment of **Kaitlyn Montagna** to the position of the Cultural Commission; term to expire 4/15/2024. (*Ways & Means; Regular Course 12/14/2020; Further Time 12/28/2020; Interview scheduled 1/11/2021 @ 6:30 PM; Majority Vote*)

INTERVIEW, 6:31 P.M.

A measure confirming the Mayor's appointment of **Brian Harper** to the position of the Office of Emergency Management; volunteer. *(Ways & Means; Regular Course 12/14/2020; Further Time 12/28/2020; Interview scheduled 1/11/2021 @ 6:31 PM; Majority Vote)*

A measure confirming the Mayor's appointment of **Joseph Kenny** to the position of the Office of Emergency Management; volunteer. *(Ways & Means; Regular Course 12/14/2020; Further Time 12/28/2020; Interview scheduled 1/11/2021 @ 6:31 PM Majority Vote)*

A measure confirming the Mayor's appointment of **Joseph Carlino** to the position of the Office of Emergency Management; volunteer. *(Ways & Means; Regular Course 12/14/2020; Further Time 12/28/2020; Interview scheduled 1/11/2021 @ 6:31 PM Majority Vote)*

A measure confirming the Mayor's appointment of **Alex Ostroff** to the position of the Office of Emergency Management; volunteer. *(Ways & Means; Regular Course 12/14/2020; Further Time 12/28/2020; Interview scheduled 1/11/2021 @ 6:31 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 time frame. 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**
 - December 14, 2020
 - December 21, 2020
 - December 28, 2020
 - January 4, 2021

IV. COMMUNICATIONS FROM THE MAYOR

ORDERS

C-52 Dean J. Mazzarella, Mayor: Request that an appropriation of \$360,000.00 be made to the School Department Transportation Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance Committee; Regular Course 01/11/2021; 2/3 Vote*)

C-53 Dean J. Mazzarella, Mayor: Request to accept \$ 2,294,867 from Phase II of the City's Cares Act Funding. (*Ways and Means; Regular Course 01/11/2021; Majority Vote*)

RE: COVID Grant Phase II

V. PETITIONS FIRST TIME ON THE AGENDA

32-21 Elizabeth Wood, Planning and Economic Development Director: Request to amend the zoning ordinance pertaining to the floodplain. See attached letter. (*Legal Affairs; Regular Course 01/11/2021; Public Hearing February 8, 2021 @ 6:50PM; 2/3 Vote*)

RE: Amend Article VI Section 22-34: Special Districts Regulations: Floodplain

VI. MATTERS BEFORE CITY COUNCIL

VII. CITY OF LEOMINSTER – FINANCIAL REPORT

VIII. FINANCE

C-50 Dean J. Mazzarella, Mayor: Request that an appropriation of \$18,600.00 be made to the Police Department Capital Outlay Expense Account; the same amount to be transferred from the Stabilization Fund. (*Finance Committee; Regular Course 12/28/2020; 2/3 Vote*)

C-51 Dean J. Mazzarella, Mayor: Request that an appropriation of \$1,125,956.00 be made to the Street Resurfacing Expense Account; the same amount to be transferred from the Highway State Aid Account. (*Finance Committee; Regular Course 12/28/2020; Majority Vote*)

RE: FY 2021 Letter of Credit Award.

30-21 Gregory C. Chapdelaine, Purchasing Agent: Request to allow the Purchasing Agent to award a contract for School Bussing Services for a five-year period. (*Finance; Regular Course 12/28/2020; Majority Vote*)

FINANCE, CONTINUED

- 31-21 Gregory C. Chapdelaine, Purchasing Agent: Request to allow the Purchasing Agent to award a contract for Forestry Management Services for a ten-year period. This will be a new contract, but it is not the first time the City has hired such consultant to assist with forestry matters. (*Finance; Regular Course 12/28/2020; Majority Vote*)

IX. LEGAL AFFAIRS

- 17-21 Stephen Fraticelli of Fraticelli Oil Co., Inc.: Request to amend Flammable Liquids License from 335,000 gallons to 575,000 gallons of flammable liquids at 239 Litchfield Street. (*Legal Affairs; Regular Course 9/28/2020; Further Time 10/13/2020, 10/26/2020, 11/9/2020, 12/14/2020, 12/28/2020; Special Meeting 12/21/2020; Public Hearing 10/13/2020 @ 6:52 PM; Public Hearing Continued 10/26/2020 @ 6:30 P.M.; 11/9/2020 @ 6:15 PM.; 11/23/2020 @ 6:00 PM, 12/14/2020 @ 6:20 P.M., 1/11/2021 @ 6:00 P.M.; Majority Vote*)
- 25-21 Elizabeth Wood, Economic Development and Planning Director: Request to amend the zoning ordinance pertaining to Home Occupations. See attached letter. (*Legal Affairs; Regular Course 11/23/2020; Further Time 12/14/2020, 12/28/2020; Public Hearing; January 11, 2021 @ 6:35PM; Pending Referrals ZBA, Planning Board Director, Planning Board; 2/3 Vote*)
- 26-21 Elizabeth Wood, Economic Development and Planning Director: Request to amend the zoning ordinance pertaining to Lot Frontage and adding a definition for Paper Streets. See attached letter. (*Legal Affairs; Regular Course 11/23/2020; Further Time 12/14/2020, 12/28/2020; Public Hearing; January 11, 2021 @ 6:40PM; Pending Referrals ZBA, Planning Board Director, Planning Board; 2/3 Vote*)
- 27-21 Elizabeth Wood, Economic Development and Planning Director: Request to amend the zoning ordinance pertaining to Solar. See attached letter. (*Legal Affairs; Regular Course 11/23/2020; Further Time 12/14/2020, 12/28/2020; Public Hearing; January 11, 2021 @ 6:45PM; Pending Referrals ZBA, Planning Board Director, Planning Board, Health; 2/3 Vote*)

RE: Amend Article III Table of Uses re: Solar Use and Article XV Section 22-104 Solar Ordinance.

LEGAL AFFAIRS, CONTINNUED

- 28-21 Elizabeth Wood, Economic Development and Planning Director: Request to amend the zoning ordinance to include provision for regulating commercial kitchens. See attached letter. *(Legal Affairs; Regular Course 11/23/2020; Further Time 12/14/2020, 12/28/2020; Public Hearing; January 11, 2021 @ 6:50PM; Pending Referrals ZBA, Planning Board Director, Planning Board, Health; 2/3 Vote)*
- 29-21 Massapoag Road Corporation, c/o Lisciotti Development Corporation: Request to accept Massapoag Road and Dobson Circle as public ways along with associated storm water drainage easement. *(Legal Affairs; Regular Course 12/28/2020; Pending Referrals Planning Board Director, Planning Board, DPW, Building, City Solicitor; Majority Vote)*

X. WAYS & MEANS

A measure confirming the Mayor's appointment of **Kristine Lacerda** to the position of the Cultural Commission; term to expire 4/15/2024. *(Ways & Means; Regular Course 12/14/2020; Further Time 12/28/2020; Interview scheduled 1/11/2021 @ 6:30 PM; Majority Vote)*

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XI. NEW BUSINESS

XII. OLD BUSINESS

2nd Reading Ordinance

22-21 Mark C. Bodanza, Ward 4 Councillor, and David R. Cormier, Ward 3 Councillor: Request to amend Section 2-14 of Article III of the Revised Ordinances for City of Leominster as follows:

By deleting “All meetings of the council shall be held in the municipal building. In the event of a public emergency or other condition which renders it impossible for the council to hold any meeting in the City Hall, the council will hold a meeting at the Leominster High School” **and substituting in its place the following language therein;**

“All meetings of the council shall be held in the municipal building. In the event of a public emergency or other condition which renders it impossible for the council to hold any meeting in the City Hall, the council shall be permitted to conduct its meetings at the Emergency Management Operation Center or the Leominster High School”. *(Legal Affairs; Regular Course 11/9/2020; Further Time; 11/23/2020; Public Hearing 12/14/2020 @ 6:50PM; 1st Reading 12/28/2020; 2/3 Vote)*

XIII. COMMUNITY CALENDAR

XIV. ADJOURNMENT

- Katelyn Huffman, City Clerk