

7:40 P.M. – Interview with new appointee

CITY OF LEOMINSTER

CITY COUNCIL

JUNE 25, 2007

HEARING BEFORE THE CITY COUNCIL, 7:00 P.M.

- C-160 Relative to the appropriation of \$91,775,000.00 to the General Fund Fiscal Year 2008 Budget; same to be raised by Fiscal Year 2008 Revenue.
- C-161 Relative to the appropriation of \$2,798,000.00 to the Sewer Department Fiscal Year 2008 Budget; same to be raised by Fiscal Year 2008 Sewer Department estimated receipts as authorized by Chapter 44, Section 53E of Massachusetts General Laws.
- C-162 Relative to the appropriation of \$3,500,000.00 to the Water Department Fiscal Year 2008 Budget; same to be raised by Fiscal Year 2008 Water Department estimated receipts as authorized by Chapter 44, Section 53E of Massachusetts General Laws.

HEARING BEFORE THE CITY COUNCIL, 7:15 P.M.

- 98-07 Nickolas Casaburri: Grant a Special Permit to use an exiting building at 213 Whitney Street, located in an Industrial zone and shown on Assessor's Map 40 as Lot 8, for a used car dealership and auto repair facility.

HEARING BEFORE THE CITY COUNCIL, 7:30 P.M.

Relative to amending Chapter 12, Section 12-2 of the Revised Ordinances entitled "Fee-Schedule" to reflect an increase in the fees charged for a certified copy of birth, marriage and death certificate from \$5.00 to \$10.00 and increase the fee for furnishing an abstract copy of a record of birth from \$3.00 to \$5.00; also deleting the fee for an abstract copy of a marriage and death record as these are no longer provided.(Legal Affairs Petition 90-07)

PUBLIC FORUM, 7:45 P.M.

REGULAR MEETING OF THE CITY COUNCIL, 8:00 P.M.

ROLL CALL

COMMUNICATIONS

- C-164 EMERGENCY PREAMBLE
Relative to the appropriation of \$25,000.00 to the Police and Fire Indemnification Expense Account; same to be transferred from the Excess and Deficiency Account.(Finance)
- C-165 EMERGENCY PREAMBLE
Relative to the appropriation of \$5,100.00 to the Highway General Overtime Account; same to be transferred from the Excess and Deficiency Account.(Finance)
- C-166 Dean J. Mazzarella, Mayor: Request that Gregory Day be exempt from the provision of M.G.L. Chapter 268A (20B) Conflict of Interest as he is currently contracted by the City of Leominster's Department of Public Works for snow plowing and has recently been appointed as a member of the Conservation Commission.(Ways & Means)

PETITIONS

- 109-07 Peter A. CampoBasso on behalf of Robert Eyles: Authorize the Conservation Commission accept a conservation easement in three lots of land on Southers Crossing in the location shown on the definitive subdivision plan entitled "Fall Brook Meadows- Definitive Plan of Land in Leominster, MA" recorded in Plan Book 417, Plan 2. (Public Service)
- 110-07 Eric W. Sullender, Liberty Rental Corporation: Rezone the following parcels of land located off Central Street and shown on corresponding sketch's prepared for Liberty Rental Corporation dated April 27, 2007 by Hannigan Engineering Inc. as follows:
1. Zoning Area A, containing 35,622 square feet, more or less from Residence C to Commercial.
 2. Zoning Area B, containing 178 square feet, more or less from Commercial to Residence C.
 3. Zoning Area C, containing 1 square foot, more or less from Commercial to Residence C.
 4. Zoning Area D, containing 984 square feet, more or less from Residence C to Commercial.
 5. Zoning Area E, containing 169 feet more or less from Commercial to Residence C.
 6. Zoning Area F, containing 363 square feet from Residence C to Commercial. (Legal Affairs)

6/25/07

PETITIONS, continued

- 111-07 Wayne A. Nickel: Place a stop sign on Garfield Street at the intersection of Lancaster Street. (Legal Affairs)
- 112-07 Wayne A. Nickel: Place a stop sign on Hudson Street at the intersection of Lancaster Street. (Legal Affairs)
- 113-07 Wayne A. Nickel: Place a stop sign on Hayes Street at the intersection of Lancaster Street. (Legal Affairs)
- 114-07 Wayne A. Nickel: Place a stop sign on Barnes Street at the intersection of Lancaster Street.(Legal Affairs)
- 115-07 Mary T. Jean: Establish an annual stipend for the elected School Committee members equal to forty percent of the annual salary of the Leominster City Council members to begin on January 9, 2008 and increase in accordance to the City Council salary increases.(Ways & Means)

APPOINTMENTS

Sandra Leach – Human Resources Director – term to expire April 15, 2010

Election Officers – 2007 - 2008

MATTERS BEFORE THE CITY COUNCIL

APPOINTMENTS

Leominster Fire Department -Eric M. Falk – Temporary Military Substitute Firefighter

FINANCE

- C-152 Relative to the appropriation of \$1,000.00 to the License Commission Expense Account; same to be transferred from the License Commission Salary and Wages Account.

6/25/07

MATTERS BEFORE THE CITY COUNCIL, continued**FINANCE, continued**

- C-153 Relative to the appropriation of \$1,500.00 to the Doyle Field Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-154 Relative to the appropriation of \$13,000.00 to the Parking Meter Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-155 Relative to the appropriation of \$60,330.00 to the Police Department Expense Account; same to be transferred from the Police Department Salary and Wages Account.
- C-156 Relative to the appropriation of \$100,000.00 to the Fiscal Year 2008 Worker's Compensation Loss Fund; same to be transferred from the Fiscal Year 2004 Loss Fund.
- C-157 Relative to the appropriation of \$2,300.00 to the Recreation Department Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-158 Relative to the appropriation of \$2,100.00 to the Library Expense Account; same to be transferred from the Library's Salary and Wages Account.
- C-159 Relative to the appropriation of \$170,000.00 to the Fire Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-160 Relative to the appropriation of \$91,775,000.00 to the General Fund Fiscal Year 2008 Budget; same to be raised by Fiscal Year 2008 Revenue.
- C-161 Relative to the appropriation of \$2,798,000.00 to the Sewer Department Fiscal Year 2008 Budget; same to be raised by Fiscal Year 2008 Sewer Department estimated receipts as authorized by Chapter 44, Section 53E of Massachusetts General Laws.
- C-162 Relative to the appropriation of \$3,500,000.00 to the Water Department Fiscal Year 2008 Budget; same to be raised by Fiscal Year 2008 Water Department estimated receipts as authorized by Chapter 44, Section 53E of Massachusetts General Laws.

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MATTERS BEFORE THE CITY COUNCIL, continued**PUBLIC SERVICE**

- 79-07 Susan Perkins, New England Fun Centers, Roll On America: Allow Roll On America, 90 Duval Road, Lancaster, to connect into the Leominster water system.

LEGAL AFFAIRS

- C-163 Dean J. Mazzarella, Mayor: Establish an account entitled Fire Relief Fund in order to deposit donations that are made to assist families affected by fire damage to their properties in the City of Leominster.
- 58-07 Beth and Frank Novak and ten registered voters: Amend section 22-26, of the Leominster Zoning Ordinances entitled "Table of Uses" with the following entry:

Uses	RRA	RAA	RB	RC	BA	BB	C	I
Wellness Center	N	N	SPPB/ SPA	SPPB/ SPA	Y	Y	Y	SPPB/ SPA

In Residence B at least 8 off street parking spaces
 In Residence C at least 10 off street parking spaces

- 91-07 Patrick LaPointe: Amend Chapter 21 Section 21-11.(a)3 entitled "Water Connection Charges" by deleting in it's entirety and inserting in it's place:
 (a) All individual domestic units including apartment units and condominium units within the city will be charged two thousand five hundred dollars (\$2,500.00) per dwelling unit and any other connection. All individual domestic units including apartment units and condominium units out of the city will be charged three thousand five hundred dollars (\$3,500.00) per dwelling unit and any other connection. This will serve as a connection and inspection fee that is valid through the last day of the year in which the permit was issued.
- 92-07 Kenneth Ricker: Grant a Special Permit to use 5,000 square feet of an existing building at 215 Hamilton Street, located in an Industrial zone and shown on Assessors Map 229 as Lot 1, for a Sports Lounge. (Continuation of the Public Hearing to held on July 9, 2007 at 7:30 P.M.)

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MATTERS BEFORE THE CITY COUNCIL, continued**LEGAL AFFAIRS, continued**

- 93-07 Stanley Pelletz, Pam Plastic Corporation: Grant a Special Permit to use an exiting building at 720 Mechanic Street, located in an Industrial zone and shown on Assessors Map 445 as Lot 30, for a wholesale/retail business.
- 98-07 Nickolas Casaburri: Grant a Special Permit to use an exiting building at 213 Whitney Street, located in an Industrial zone and shown on Assessor's Map 40 as Lot 8, for a used car dealership and auto repair facility.
- 99-07 David Rowlands: Establish an ordinance requiring all self service establishments, such as gas stations, to establish a "pay first" policy, prior to license renewal.
- 103-07 Wayne Nickel: Request a "Go Slow Deaf Child" or equivalent sign in the vicinity of 492 Mechanic Street.
- 104-07 Claire Freda: Place a stop sign on Malburn Street at the intersection of Lancaster Street.
- 105-07 Claire Freda: Request a truck exclusion on Willard Street from the intersection of Central Street (Route 12) to the intersection of Lancaster Street (Route 117).
- 106-07 Craig R. Gugger, on behalf of TPS, LLC: Grant a Special Permit to use an existing building at 46 Industrial Road located within an Industrial Zone and shown on Assessors Map 251 as lot 21, to warehouse products which are to be distributed within and outside the city limits.(A hearing is scheduled for July 9, 2007 @ 7:00 P.M.)
- 107-07 Annie Lozeau: Grant a Special Permit to place a temporary trailer at 10 South Street to be used for living accommodations while rebuilding the property at 7 South Street which was damaged by fire.(A hearing is scheduled for July 9, 2007 @ 7:15 P.M.)
- 108-07 Nelson Lee, President, Dream Kitchens & Bath: Grant a Special Permit to use an existing building at 44 Mead Street located within an Industrial Zone and shown on Assessors Map 266 as Lot 1 for a showroom and sales office.(A hearing is scheduled for July 23, 2007 @ 7:15 P.M.)

6/25/07

OLD BUSINESS

2ND Reading Ordinance – Amend Chapter 12, Section 12-2 of the Revised Ordinances entitled “Fee-Schedule” to reflect an increase in the fees charged for a certified copy of birth, marriage and death certificate from \$5.00 to \$10.00 and increase the fee for furnishing an abstract copy of a record of birth from \$3.00 to \$5.00; also deleting the fee for an abstract copy of a marriage and death record as these are no longer provided.(Legal Affairs Petition 90-07)

Report of President’s Drinking Water Oversight Committee

NEW BUSINESS

RESOLUTION – Supporting the Municipal Partnership Act.

Lynn A. Bouchard
City Clerk
June 21, 2007