

Council President

David R. Cormier

Council Vice President

Pauline M. Cormier



Councillors-at-Large

Thomas F. Ardingier

Susan Chalifoux-Zephir

Todd M. Deacon

Claire M. Freda

Ward Councillors

Ward 1 – William A. Brady

Ward 2 – Pauline M. Cormier

Ward 3 – David R. Cormier

Ward 4 – Mark C. Bodanza

Ward 5 – Peter A. Angelini

AGENDA

CITY OF LEOMINSTER

CITY COUNCIL

MARCH 27, 2023

JOHN P. MAHAN CITY COUNCIL CHAMBERS

INTERVIEW, 6:40 P.M.

RECEIVED
LEOMINSTER CITY CLERK
2023 MAR 23 PM 2:16

Dean J. Mazzarella, Mayor: Request the appointment of the following individuals to the Zoning Board of Appeals, terms to expire April 15, 2026.

Mark Piscione 35 Oakwind Hollow Road Leominster, MA

CONTINUED PUBLIC HEARING, 6:45 P.M.

20-23 Massachusetts Electric Company d/b/a National Grid requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Litchfield St - National Grid to install 1 SO Pole on Litchfield St beginning at a point approximately 630' feet southwest of the centerline of the intersection of Elm Hill Ave and continuing approximately 20' feet in a western direction. Install 1, 45ft class HI Pole to support a load break switch to deenergize the primary conductor in the location of the upcoming culvert construction by the Leominster DPW.

Location approximately as shown on plan attached.

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find

necessary, said poles to be erected substantially in accordance with the plan filed herewith marked - Litchfield St - Leominster - Massachusetts. No.# 30378259 February 9, 2023.

Also for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes. *(Public Service Committee; Regular Course 02/27/2023; Public Hearing 03/13/2023 at 6:50 PM; Majority Vote)*

PUBLIC HEARING, 6:50 P.M.

19-23 William Brady, Ward 1 Councillor: Request to Amend Chapter 13 entitled “Motor Vehicles and Traffic”, Section 13-34 “No parking on certain streets” by inserting the following:

“No parking on Lock Drive, on both sides, for the entirety of the street”
(Legal Affairs; Regular Course 02/27/2023; Further Time 03/13/2023; Public Hearing 03/27/2023 at 6:50 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.

I. REGULAR MEETING OF THE CITY COUNCIL, 7:00 P.M.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL OF COUNCILLORS IN ATTENDANCE

IV. APPROVAL OF RECORDS

- February 27, 2023
- March 13, 2023

V. COMMUNICATIONS FROM THE MAYOR

Money Orders

C-58 Dean J. Mazzearella, Mayor: Request that an appropriation of \$125,000.00 be made to the Fire Department Capital Account; the same amount to be transferred from the Excess and Deficiency Account. *(Finance Committee; Regular Course 03/27/2023; Majority Vote)*

C-59 Dean J. Mazzearella, Mayor: Request that an appropriation of \$1,401,825.00 be made to the General Fund Account; same to be transferred from the Excess and Deficiency Account.

These funds are needed to fund the FY2023 Capital Request from various Departments. Please list below and the attached (attach accompanying documentation if application).

#154-Institutional Technology	\$ 118,875
#192-Buiding Maintenance	\$ 230,000
#210-Fire Department	\$ 231,250
#220-Police Department	\$ 60,000
#300-School Department	\$ 25,000
#421-Highway-DPW	\$ 257,200
#491-Cemetery	\$ 9,000
#543-Veterans Center	\$ 5,000
#610-Library	\$ 331,000
#630-Recreation Department	\$ 134,500
Total Request	<u>\$1,401,825</u>

(Finance Committee; Regular Course 03/27/2023; Majority Vote)

C-60 Dean J. Mazzearella Mayor: Request an amendment to the Non-Union employee's salary and wage scale for FY2024 with the attached scale. Also, please amend the ordinance to Non-Union positions and classifications based on the support attached.
(Legal Affairs; Regular Course 03/27/2023; Majority Vote)

COMMUNICATIONS FROM THE MAYOR, continued

Appointments

Dean J. Mazzearella, Mayor: Request the reappointment of the following:

Library Board of Trustees; terms to expire 04/15/2026

Susan Shelton 4 Keyes Lane Princeton, MA
(Ways and Means; Regular Course 03/27/2023; Majority Vote)

VI. PETITIONS FIRST TIME ON THE AGENDA

- 29-23 Upscale Consignment: Request to renew license to deal secondhand articles at 875 Merriam Ave, Leominster, MA (Ways & Means; Regular Course; 3/27/2023; Majority Vote)
- 30-23 GameStop, Inc: Request to renew license to deal secondhand articles at 26 Orchard Hill Park Drive, Leominster, MA (Ways & Means; Regular Course; 3/27/2023; Majority Vote)
- 31-23 Best Buy Stores LP # 1433: Request to renew license to deal secondhand articles at 33 Orchard Hill Park Drive, Leominster, MA (Ways & Means; Regular Course; 03/27/2023; Majority Vote)
- 32-23 Fred's Auction: Request to renew license to deal secondhand articles at 38 Spruce Street, Leominster, MA (Ways & Means; Regular Course; 03/27/2023; Majority Vote)

VII. MATTERS BEFORE THE CITY COUNCIL

VIII. FINANCIAL REPORT

IX. FINANCE

- C-53 Dean J. Mazzearella, Mayor: Request that an appropriation of \$250,000.00 be made to the Fire Department Public Safety Overtime Account; the same amount to be transferred from the Excess and Deficiency Account.
(Finance Committee; Regular Course 03/13/2023; Majority Vote)

FINANCE, continued

- C-54 Dean J. Mazzearella, Mayor: Request that an appropriation of \$400,000.00 be made to the following accounts:
- Snow & Ice Expense Account: \$250,000.00
Snow & Ice Overtime Account: \$150,000.00
(Finance Committee; Regular Course 03/13/2023; Majority Vote)
- C-55 Dean J. Mazzearella, Mayor: Request that an appropriation of \$409,033.54 be made to the Treasurer Expense Account; the same amount to be transferred from Excess and Deficiency. *(Finance Committee; Regular Course 03/13/2023; Majority Vote)*
- C-56 Dean J. Mazzearella, Mayor: Request that an appropriation of \$10,998.83 be made to the Disability Commission Parking Fines Expense Account; the same amount to be transferred from Excess and Deficiency. *(Finance Committee; Regular Course 03/13/2023; Majority Vote)*

X. LEGAL AFFAIRS

- C-41 Dean J. Mazzearella, Mayor: Request that the council authorize the appropriate department(s) to research, develop and participate in a contract, or contracts, to aggregate the electricity load of the residents and businesses in the City and for other related services, independently, or in joint action with other municipalities, and authorize the Mayor to execute all documents necessary to accomplish the same. *(Legal Affairs; Regular Course 01/23/2023; Further Time 02/13/2023; 02/27/2023; 03/13/2023; Subcommittee Meeting 03/15/2023 @ 6:00PM; Majority Vote)*
- 19-23 William Brady, Ward 1 Councillor: Request to Amend Chapter 13 entitled “Motor Vehicles and Traffic”, Section 13-34 “No parking on certain streets” by inserting the following:
- “No parking on Lock Drive, on both sides, for the entirety of the street”
(Legal Affairs; Regular Course 02/27/2023; Further Time 03/13/2023; Public Hearing 03/27/2023 at 6:50 PM; Majority Vote)

XI. PUBLIC SERVICE COMMITTEE

20-23 Massachusetts Electric Company d/b/a National Grid requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Litchfield St - National Grid to install 1 SO Pole on Litchfield St beginning at a point approximately 630' feet southwest of the centerline of the intersection of Elm Hill Ave and continuing approximately 20' feet in a western direction. Install 1, 45ft class HI Pole to support a load break switch to deenergize the primary conductor in the location of the upcoming culvert construction by the Leominster DPW.

Location approximately as shown on plan attached.

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked - Litchfield St - Leominster - Massachusetts. No.# 30378259 February 9, 2023.

Also for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making

connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes. *(Public Service Committee; Regular Course 02/27/2023; Public Hearing 03/13/2023 at 6:50 PM; Majority Vote)*

XII. WAYS & MEANS

Appointments

Dean J. Mazzarella, Mayor: Request the appointment of the following individuals to the Zoning Board of Appeals, terms to expire April 15, 2026.

Mark Piscione 35 Oakwind Hollow Road Leominster, MA

Second Hand Dealers

- 22-23 Deghan Inc, DBA Hannoush Jewelers: Request to renew license to deal secondhand articles at 100 Commercial Road, Leominster, MA. *(Ways & Means; Regular Course; 03/13/2023; Majority Vote)*
- 23-23 George' Fine Jewelers, Inc: Request to renew license to deal secondhand articles at 255 North Street, Leominster, MA *(Ways & Means; Regular Course; 3/13/2023; Majority Vote)*
- 24-23 Crowne Jewelers: Request to renew license to deal secondhand articles at 12 Lindell Avenue, Leominster, MA *(Ways & Means; Regular Course; 3/13/2023; Majority Vote)*
- 25-23 George's Fine Jewelers, Inc DBA House of Relics: Request to renew license to deal secondhand articles at 1292 Main Street, Leominster, MA. *(Ways & Means; Regular Course; 3/13/2023: Majority Vote)*
- 26-23 Everything Cutie, Inc.: Request to renew license to deal secondhand articles at 901 Central Street, Leominster, MA. *(Ways & Means; Regular Course 03/13/2023: Majority Vote)*
- 27-23 Everything Cutie, Inc, Request to renew license to deal secondhand articles at 1021 Central Street, Leominster, MA. *(Ways & Means; Regular Course 03/13/2023: Majority Vote)*
- 28-23 Ginny's Helping Hand Inc, Request to renew license to deal secondhand articles at 52 Mechanic Street, Leominster, MA *(Ways & Means; Regular Course 03/13/2023: Majority Vote)*

WAYS & MEANS, continued

Exemptions

- C-57 Dean J. Mazzearella, Mayor: Request that Angela Velez be exempt from the provisions of M.G.L. Chapter 267A, (20B) Conflict of Interest. Ms. Velez is currently employed by the City of Leominster's Assessor's Office and will be taking a position as a Warden for the election. (Ways & Means; Regular Course 03/13/2023; Majority Vote)

XIII. NEW BUSINESS

XIV. OLD BUSINESS

XV. COMMUNITY CALENDAR

XVI. ADJOURNMENT

- Katelyn Huffman, City Clerk