

**Council President**

David R. Cormier

**Council Vice President**

Pauline M. Cormier



**Councillors-at-Large**

Thomas F. Ardinger  
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

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**AGENDA**

**CITY OF LEOMINSTER**

**CITY COUNCIL**

**JUNE 13, 2022**

**JOHN P. MAHAN CITY COUNCIL CHAMBERS**

LEOMINSTER CITY CLERK  
2022 JUN 9 PM 12:22

**PUBLIC HEARING (Continued) 6:44 PM**

- 55-22 Verizon New England, Inc. requests permission to locate poles, wires, cables, and fixtures, including the necessary anchors, guys and other such sustaining and protecting fixtures to be owned and used in common by your petitioners, along and across the following public way or ways:

MERRIAM AVENUE: Place one (1) solely owned pole numbered T.104S on the east side of Merriam Avenue at a point approximately one hundred sixty-three (163) feet northerly from the center line of Shadow Lawn Drive.

Reason: Place one (1) solely owned pole on Merriam Avenue at the request of an abutter to remove a trespass; and to provide for the distribution of intelligence and telecommunications.

Wherefore they pray that after due notice and hearing as provided by law, they be granted joint or identical locations for and permission to erect and maintain poles, wires and cables, together with anchors, guys and other such sustaining and protecting fixtures as they may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked VERIZON No. 1A5F8DP, dated February 16, 2022.

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 petitioners agree to reserve space for one crossarm at a suitable point on each of said poles for the fire and police telephone and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

*(Public Service; Regular Course 05/09/2022; Public Hearing 05/23/2022 at 6:45 PM; Continued Public Hearing 06/13/2022 at 6:44 PM; Majority Vote)*

**PUBLIC HEARING 6:45 PM**

C-84 Dean J. Mazzarella, Mayor: Request that the following ordinance change be adopted: Amend Chapter 16. Personnel. Section 16-30. Compensation grades. By inserting therein, the following sections: for FY2022 through FY2024: as follows:

6/30/2022	FY22							
	MIN	2	3	MID	4	5	6	MAX
S-1	32,263	33,556	34,898	36,292	37,743	39,260	40,822	41,642
S-2	36,137	37,580	39,084	40,650	42,271	43,965	45,723	46,643
S-3	40,471	42,091	43,772	45,528	47,346	49,245	51,211	52,235
S-4	45,331	47,144	49,030	50,986	53,027	55,148	57,353	58,499
S-5	50,771	52,801	54,909	57,108	59,388	61,765	64,235	65,522
S-6	56,860	59,133	61,504	63,958	66,517	69,178	71,947	73,388
S-7	63,679	66,206	68,881	71,637	74,502	77,477	80,573	82,187
S-8	71,325	74,180	77,144	80,233	83,441	86,774	90,250	92,051
S-9	79,882	83,079	86,402	89,855	93,455	97,192	101,077	103,097
S-10	89,298	93,047	96,769	100,640	104,668	108,851	113,207	115,470
6/30/2023	FY23							
	MIN	2	3	MID	4	5	6	MAX
S-1	33,400	34,739	36,128	37,571	39,074	40,644	42,261	43,109
S-2	37,410	38,905	40,462	42,083	43,761	45,515	47,334	48,287
S-3	41,897	43,575	45,315	47,133	49,015	50,980	53,016	54,077
S-4	46,929	48,806	50,759	52,783	54,896	57,092	59,374	60,561
S-5	52,560	54,663	56,844	59,121	61,482	63,942	66,499	67,831
S-6	58,864	61,218	63,672	66,213	68,862	71,617	74,483	75,975
S-7	65,923	68,540	71,309	74,162	77,128	80,208	83,413	85,084
S-8	73,839	76,794	79,863	83,061	86,382	89,833	93,431	95,296

S-9	82,698	86,008	89,448	93,022	96,750	100,618	104,640	106,731
S-10	92,446	96,327	100,181	104,188	108,358	112,688	117,197	119,540
6/30/2024	FY24							
	MIN	2	3	MID	4	5	6	MAX
S-1	34,235	35,607	37,032	38,510	40,050	41,660	43,318	44,187
S-2	38,346	39,877	41,474	43,135	44,855	46,653	48,518	49,494
S-3	42,945	44,664	46,448	48,311	50,241	52,255	54,342	55,428
S-4	48,102	50,026	52,028	54,103	56,268	58,520	60,859	62,075
S-5	53,874	56,029	58,265	60,599	63,019	65,541	68,161	69,527
S-6	60,336	62,748	65,264	67,868	70,584	73,407	76,345	77,874
S-7	67,571	70,253	73,091	76,016	79,056	82,213	85,498	87,211
S-8	75,685	78,714	81,860	85,138	88,542	92,079	95,767	97,678
S-9	84,766	88,158	91,684	95,348	99,169	103,133	107,256	109,399
S-10	94,757	98,736	102,685	106,793	111,067	115,506	120,127	122,529

*(Legal Affairs; Regular Course 5/23/2022; Public Hearing 06/13/2022 at 6:45 PM; 2/3 Vote)*

**PUBLIC HEARING – CONTINUED – 6:50 PM**

48-22 Peter Angelini, Ward 5 Councillor: Requests to amend the City of Leominster Revised Ordinances Section 12-2 as attached. This amendment is proposed to take effect July 1, 2022.

RE: To revise the fee schedule in the City of Leominster to begin July 1, 2022 (FY2023)

*(Legal Affairs: Regular Course 03/28/2022; Public Hearing 04/11/2022 at 6:45 PM; Public Hearing Continued to 05/09/2022 at 6:30 PM; Public Hearing Continued to 06/13/2022 at 6:50 PM; REFERRALS OUT: License Commission, Board of Health, Planning and Conservation; 2/3 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. PLEDGE OF ALLEGIANCE**

**III. ROLL CALL OF COUNCILLORS IN ATTENDANCE**

**IV. APPROVAL OF RECORDS**

- May 23, 2022

**V. COMMUNICATIONS FROM THE MAYOR**

C-90 Dean J. Mazzearella, Mayor: Request an appropriation of \$179,000.00 be made to the Refuse Disposal Expense Account; the same amount to be transferred from the Excess and Deficiency Account. (*Finance; Regular Course 06/13/2022; Majority Vote*)

RE: Residential refuse and recycling tons picked up in excess of estimates.

C-91 Dean J. Mazzearella, Mayor: Request an appropriation of \$2,500,000 be made to the Fall Brook School Capital Project Fund; the same amount to be transferred from the Excess and Deficiency Account (Undesignated Fund Balance). (*Finance; Regular Course 06/13/2022; Majority Vote*)

RE: Fall Brook Elementary School Feasibility Study

## COMMUNICATIONS FROM THE MAYOR, CONTINUED

C-92 Dean J. Mazzearella, Mayor: Request an appropriation of \$16,847.00 be made to the Refuse Disposal Expense Account; the same amount to be transferred from the Excess and Deficiency Account. (Undesignated Fund Balance). *(Finance; Regular Course 06/13/2022; Majority Vote)*

RE: Excess Fuel Costs

C-93 Dean J. Mazzearella, Mayor: Request an appropriation of \$80,000.00 be made to the Highway Fuel Depot Expense Account; the same amount to be transferred from the Excess and Deficiency Account. *(Finance; Regular Course 06/13/2022; Majority Vote)*

RE: Excess Fuel Costs

C-94 Dean J. Mazzearella, Mayor: Request an appropriation of \$25,000.00 be made to the Municipal Building Maintenance Expense Account; the same amount to be transferred from the Excess and Deficiency Account. *(Finance; Regular Course 06/13/2022; Majority Vote)*

RE: Cover ongoing bills to upgrade municipal buildings.

C-95 Dean J. Mazzearella, Mayor: Request an appropriation of \$43,000 be transferred from the Stabilization Account to the Highway Capital Account. *(Finance; Regular Course 06/13/2022; 2/3 Vote)*

RE: Safe Route to Schools

C-96 Dean J. Mazzearella, Mayor: Request the Leominster City Council endorse the Leominster 202-2028 Open Space and Recreation Plan. *(Ways & Means; Regular course 06/13/2022; Majority Vote)*

C-97 Dean J. Mazzearella, Mayor: Request that Kelly Marciano be exempt from the provisions of M.G.L Chapter 268A, (20B) Conflict of Interest. *(Ways & Means; Regular Course 06/13/2022; Majority Vote)*

C-98 Dean J. Mazzearella, Mayor: Request that Brianna Wark be exempt from the provisions of M.G.L Chapter 268A, (20B) Conflict of Interest. *(Ways & Means; Regular Course 06/13/2022; Majority Vote)*

Dean J. Mazzearella, Mayor: Request the appointment of Bill Comeau to the License Commission, term to expire 04/15/2028. *(Ways & Means; Regular Course 06/13/2022; Interview 06/27/2022 at 6:50 PM; Majority Vote)*

## COMMUNICATIONS FROM THE MAYOR, CONTINUED

Dean J. Mazzearella, Mayor: Request the appointment of Isaiah Koranda to the Board of Assessors, term to expire 04/15/2025. (*Ways & Means; Regular Course 06/13/2022; Interview 06/27/2022 at 6:51 PM; Majority Vote*)

Dean J. Mazzearella, Mayor: Requests the permanent appointment of Nicholas Abruzzi to the position of Director of Recreation for the City of Leominster for a term of three years.  
(*Ways & Means; Regular Course 06/13/2022; Interview 06/27/2022 at 6:52 PM; Majority Vote*)

### VI. PETITIONS FIRST TIME ON THE AGENDA

- 57-22 The City of Leominster Retirement Board voted unanimously to increase the COLA base amount for the City of Leominster Retirement Board Retirees from \$12,000 to \$13,000.  
(*Finance; Regular Course 06/13/2022; Majority Vote*)
- 58-22 Brendan O'Donoghue, on behalf of Best Buy Stores LP #1433: request to renew license to deal secondhand articles at 33 Orchard Hill Park Drive, Leominster, MA.  
(*Ways and Means; Regular Course 06/13/2022; Majority Vote*)
- 59-22 William Brady, Ward One Councillor, request to install a streetlight on Pole #NG 1 at 7 Crescent Street.  
(*Public Service; Regular Course 06/13/2022; Majority Vote*)
- 60-22 Gregory C. Chapdelaine, Purchasing Agent, requests to enter into a six-year contract with the Animal Control Officer and the Animal inspector Services.  
(*Finance; Regular Course 06/13/2022; Majority Vote*)
- 61-22 Gregory C. Chapdelaine, Purchasing Agent: requests to enter into a six-year contract for Water Backflow Testing Service.
- RE: This will cover FY23 - FY28  
(*Finance; Regular Course 06/13/2022; Majority Vote*)

**VII. MATTERS BEFORE THE CITY COUNCIL**

**VIII. FINANCIAL REPORT**

**IX. FINANCE**

C-82 Dean J. Mazzearella, Mayor: Requests an appropriation of \$250,000.00 be made to the Municipal Building Maintenance Account; the same amount to be transferred from the Excess and Deficiency Account.

RE: Completion of copper troughs and gutter system on City Hall.  
*(Finance: Regular Course 05/23/2022; Majority Vote)*

C-83 Dean J. Mazzearella, Mayor: Requests an appropriation of \$14,000.00 be made to the Highway Equipment Expense Account; the same amount to be transferred from the Excess and Deficiency Account.

RE: Purchase of a Utility Gator  
*(Finance: Regular Course 05/23/2022; Majority Vote)*

C-86 Dean J. Mazzearella, Mayor: Requests an appropriation of \$338,550.00 to be made to the DPW Equipment Fund; the same amount to be transferred from the Excess and Deficiency Account (Undesignated Fund Balance).

RE: Purchase of two sidewalk snowplows that will replace older/failing models  
*(Finance; Regular Course 05/23/2022; Majority Vote)*

C-87 Dean J. Mazzearella, Mayor: Requests an appropriation of \$417,035.00 to be made to the Data Processing Account; the same amount to be transferred from the Excess and Deficiency Account (Undesignated Fund Balance).

RE: To replace expiring computer software for Police and Fire Departments.  
*(Finance; Regular Course 05/23/2022; Majority Vote)*

C-88 Dean J. Mazzearella, Mayor: Requests an appropriation of \$1,000,000.00 be made to the Stabilization Fund; the same amount to be transferred from the Excess and Deficiency Account (Undesignated Fund Balance).  
*(Finance; Regular Course 05/23/2022; Majority Vote)*

C-89 Dean J. Mazzarella, Mayor: Requests an appropriation of \$1,000,000.00 be made to the Capital Investment Fund; the same amount to be transferred from the Excess and Deficiency Account (Undesignated Fund Balance)

RE: These funds are to be set aside for capital items, including the police station  
*(Finance; Regular Course 05/23/2022; Majority Vote)*

**X. LEGAL AFFAIRS**

48-22 Peter Angelini, Ward 5 Councillor: Requests to amend the City of Leominster Revised Ordinances Section 12-2 as attached. This amendment is proposed to take effect July 1, 2022.

RE: To revise the fee schedule in the City of Leominster to begin July 1, 2022 (FY2023)  
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## **XI. PUBLIC SERVICE**

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Your petitioners agree to reserve space for one crossarm at a suitable point on each of said poles for the fire and police telephone and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

*(Public Service; Regular Course 05/09/2022; Public Hearing 05/23/2022 at 6:45 PM; Continued Public Hearing 06/13/2022 at 6:44 PM; Majority Vote)*

**XII. WAYS AND MEANS**

- C-85 Dean J. Mazzarella, Mayor: Requests a RESOLUTION vote of support to enter into a Tax Increment Financing agreement (TIF) with Girouard Tool Corporation located at 561 Research Drive, Leominster, MA.  
*(Ways and Means; Regular Course 05/23/2022; Majority Vote)*

**XIII. NEW BUSINESS**

- a. **Executive Session with City Solicitor – June 27, 2022, at 6:00PM, City Council Chambers regarding update on litigations.**

**XIV. OLD BUSINESS**

**Second Reading of an Ordinance:**

- 49-22 Elizabeth Wood (On Behalf of the Planning Board) requests to amend the zoning ordinance pertaining to the Solar Ordinance, Article III Table of Uses and Section 22-104 of Zoning, per attached letter.  
*(Legal Affairs; Regular Course 03/28/2022; Public Hearing 05/09/2022 at 6:50 PM; Further Time 04/11/2022, 04/25/2022, 05/09/2022; Public Hearing 06/13/2022 @ 6:50 PM; 2/3 Vote)*

**XV. COMMUNITY CALENDAR**

**XVI. ADJOURNMENT**

- Katelyn Huffman, City Clerk