

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

AGENDA

CITY OF LEOMINSTER

CITY COUNCIL

JULY 10, 2023

JOHN P. MAHAN CITY COUNCIL CHAMBERS

PUBLIC HEARING, 6:50 P.M.

54-23 Massachusetts Electric Company d/b/a National Grid and Verizon New England, requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Manchester St - National Grid to install 1 JO Pole on Manchester St beginning at a point approximately 215 feet west of the centerline of the intersection of Lawrence Ave and continuing approximately 20 feet in a north direction. Install IX pole for new transformer for new solar installation.

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 - Manchester St - Leominster - Massachusetts.

No. 30734708 May 12, 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; Regular Course 06/26/2023; Public Hearing 07/10/2023 at 6:50 PM; Majority Vote)

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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

- June 12, 2023
- June 26, 2023

V. COMMUNICATIONS FROM THE MAYOR

Exemptions

- C-1 Dean J. Mazzearella, Mayor: Request that Brittany Ayers-Ianachino be exempt from the provisions of M.G.L. Chapter 268A, s. 20 (Conflict of Interest Law). Ms. Ayers-Ianachino is currently employed by the City of Leominster School Department and will be taking a position as an Assistant Program Director for our summer programs for the Recreations Department. (Ways & Means; Regular Course 07/10/2023; Majority Vote)
- C-2 Dean J. Mazzearella, Mayor: Request that an appropriation of \$50,000 be made to the FY23 State & County Expense line; the same amount to be transferred from the surplus in the unfunded liability expense line. (*Finance; Regular Course 07/06/2023; Majority Vote*)

- C-3 Dean J. Mazzarella, Mayor: Request that the expenses for the Fiscal Year 2024 School Budget for the school, which totals \$99,599,001.00 be reclassified to the following categories.

School Department		
90010000	School Salaries & Wages	\$62,426,431
90020000	School Expenses	31,536,913
90220000	School Transportation	5,588,074
90310000	Crossing Guards	46,428
90320000	Crossing Guard Expense	1,155
	TOTAL:	\$99,599,001

(Finance; Regular Course; 07/06/2023; Majority Vote)

VI. PETITIONS FIRST TIME ON THE AGENDA

1-24

Mark C. Bodanza, Ward 4 Councillor; Request to Amend Chapter 13 entitled “Motor Vehicles and Traffic,” Section 13-75 “speed Limits-Specific Streets” by inserting the following: “Manchester Street, at twenty-five miles per hour.” (Legal Affairs Committee; Regular Course 07/10/2023; Public Hearing 07/24/2023 at 6:50 PM; Majority Vote)

VII. MATTERS BEFORE THE CITY COUNCIL

VIII. FINANCIAL REPORT

IX. FINANCE

- C-91 Dean J. Mazzarella, Mayor: Request that an appropriation of \$400,000 be made to the Stabilization Fund; the same amount to be transferred from the Barrett Park Grant Fund. This is to reimburse stabilization for the amount that was paid in advance for the project. (Finance Committee; Regular Course; 06/26/2023; Majority Vote)

- C-93 Dean J. Mazzarella, Mayor: Request that an appropriation of \$55,000 be made to the OPEB contributions line; the same amount to be transferred from the surplus in the general fund Group Insurance line. (Finance Committee; Regular Course 06/26/2023; Majority Vote)

FINANCE, continued

C-94 Dean J. Mazzarella, Mayor: MOVED, in connection with the Twin City Rail Trail Project:

That the City Council of the City of Leominster, on behalf of the City and by virtue of and in accordance with the authority granted by Massachusetts General Laws Chapter 40, Section 14, as amended, and any and every other power and authority which is hereunto in any way enabling, authorize the Mayor to acquire by gift, purchase, or eminent domain, the fee interest in the land and improvements thereon shown on a plan of land prepared by CSX Transportation, Inc., entitled "Exhibit A" GIS #55541-001 Leominster Mechanic Street, dated June 30, 2022, on file with the City Engineer;

And, further to appropriate and transfer the sum of \$1,200,000.00 from available funds, including without limitation, funds received from grant from the Massachusetts Executive Office of Energy and Environmental Affairs ("EEA"), and funds received in connection with the American Rescue Plan Act ("ARPA"), and further, to transfer and dedicate the said property to be acquired for purposes of establishing, constructing, operating, improving, and maintaining an improved multi-use trail for transportation, open space and active recreation purposes, including access thereto, and for all other purposes for which rail trails are used in the Commonwealth; and further to authorize the Mayor to take all such actions and to execute all such documents and agreements as are necessary and/or appropriate to accomplish the foregoing. (Finance Committee; Regular Course 06/26/2023; 2/3 Vote)

X. LEGAL AFFAIRS

13-18 Accept the deed for Katie Lane and request the street be taken by eminent domain by the City of Leominster. Petitioner offers to pay any legal fees that may be incurred. (*Legal Affairs; Removed From Table 06/12/2023; Majority Vote*)

XI. PUBLIC SERVICE

54-23 Massachusetts Electric Company d/b/a National Grid and Verizon New England, Inc requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

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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 - Manchester St - Leominster - Massachusetts.

No. 30734708 May 12, 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; Regular Course 06/26/2023; Public Hearing 07/10/2023 at 6:50 PM; Majority Vote)*

XII. WAYS AND MEANS

C-92 Dean J. Mazarella. Mayor: Request that Emma Barnaby be exempt from the provisions of M.G.L. Chapter 268A, s. 20 (Conflict of Interest Law). Emma is currently employed by the City of Leominster School Department and will be taking a position as a Program Director for the Leominster Recreation Department. (Ways & Means Committee; Regular Course 06/26/2023; Majority Vote)

XIII. NEW BUSINESS

First Reading of an Ordinance

- 45-23 Julio Ramos, Officer; Leominster Police Department: Request an ordinance Amending Chapter 13 of the Revised Ordinance entitled “Motor Vehicles and Traffic.”

Chapter 13, Section 13-24 of the Revised Ordinance entitled “No Parking on Certain Streets” is hereby amended by inserting the following text:

West Street (north side headed west) from point beginning 709 feet from the intersection of Blossom Street to a point of 794 feet from said intersection.

(Legal Affairs Committee; Regular Course; 06/12/2023; Public Hearing 06/26/2023, at 6:45 PM.)

- 47-23 David R. Cormier, Ward 3 Councillor: Request to Amend Chapter 13-77 “Stop signs” and add the following: eastbound traffic on Richard Road at Central Street.

(Legal Affairs Committee; Regular Course 06/12/2023; Public Hearing 06/26/2023 at 6:47 PM)

- 48-23 David R. Cormier, Ward 3 Councillor: Request to install a stop sign against southbound traffic on Richard Road at Sawtelle Road.

(Legal Affairs Committee; Regular Course 06/12/2023; Public Hearing 06/26/2023 at 6:48 PM)

- 49-23 David R. Cormier, Ward 3 Councillor: Request to install a stop sign against northbound traffic on Kurasowicz Lane at Richard Road. (Legal Affairs Committee; Regular Course 06/12/2023; Public Hearing 06/26/2023 at 6:49 PM)

- 50-23 David R. Cormier, Ward 3 Councillor: Request to install a stop sign against southbound traffic on Kurasowicz Lane at Sawtelle Road. (Legal Affairs Committee; Regular Course 06/12/2023; Public Hearing 06/26/2023 at 6:50 PM)

NEW BUSINESS, continued

- 52-23 Julio Ramos, Officer; Leominster Police Department: Request to Amend Chapter 13 of the Revised Ordinance entitled “Motor Vehicles and Traffic.”

Chapter 13, Section 13-24 of the Revised ordinance entitled “No Parking on Certain Streets” is hereby amended by deleting the following text:

Stearns Avenue (north side) from Highland Avenue to Blossom Street, between the hours of 7:30 AM to 3:30 PM

Stearns Avenue (south side) from Highland Avenue to Blossom Street, between the hours of 7:30 AM to 3:30 PM

Chapter 13, Section 13-24 of the Revised ordinance entitled “No parking on Certain Streets” is hereby amended by inserting the following text:

Stearns Avenue (north side) from Highland Avenue to Arlington Street, between the hours of 7:30 AM to 3:30 PM, Monday-Friday

Stearns Avenue (south side) from Highland Avenue to Arlington Street, between the hours of 7:30AM to 3:30 PM, Monday-Friday (Legal Affairs; Regular Course 06/12/2023; Public Hearing 06/26/2023 at 6:40 PM; Majority Vote)

- 53-23 Julio Ramos, Officer; Leominster Police Department: Request to Amend Chapter 13 of the Revised Ordinance entitled “Motor Vehicles and Traffic.”

Chapter 13, Section 13-24 of the Revised Ordinance entitled “No Parking on Certain Streets” is hereby amended by inserting the following text:

Blossom Street (east side) beginning at the intersection of Stearns Avenue and Blossom Street (headed south) ending at 100 feet from the intersection, between the hours of 7:30 AM to 3:30 PM, Monday-Friday

Blossom Street (west side) beginning at the intersection of Stearns Avenue and Blossom Street (headed south) ending at 100 feet from the intersection, between the hours of 7:30 AM to 3:30 PM, Monday-Friday (Legal Affairs; Regular Course 06/12/2023; Public Hearing 06/26/2023 at 6:43 PM; Majority Vote)

XIV. OLD BUSINESS

- May 25th, 2023, Letter From HealthAlliance

XV. COMMUNITY CALENDAR

XVI. ADJOURNMENT

- Katelyn Huffman, City Clerk