

**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**  
**AUGUST 14, 2023**

**JOHN P. MAHAN CITY COUNCIL CHAMBERS**

RECEIVED  
LEOMINSTER CITY CLERK  
2023 AUG 10 PM 2:39

**INTERVIEW, 6:45 P.M.**

- C-4 Dean J. Mazarella, Mayor: Request confirmation of the permanent appointment of Ryan Malatos to the position of Captain for the City of Leominster, effective August 14, 2023. (Ways & Means Committee; Regular Course 07/24/2023; Majority Vote)

**PUBLIC HEARING, 6:50 P.M.**

- 2-24 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:

Manchester St - National Grid to install 1 JO Pole on Prospect St beginning at a point approximately 335 feet southeast of the centerline of the intersection of Main St and Prospect St. Install new Pole# 3-50 on Prospect St.

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 - Prospect St - Leominster - Massachusetts. No. 30785769 June 20, 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 07/24/2023; Public Hearing 08/14/2023 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.

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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**

- July 24, 2023

**V. COMMUNICATIONS FROM THE MAYOR**

C-7 Dean J. Mazzarella, Mayor; Request the reappointment of the following individuals to Weights and Measures for a three-year term. Terms expire 04/15/2026.

Joseph A. Quinn: Inspector of Weights and Measures (Sealer)

Mark Stiles: Deputy Inspector of Weights and Measures.

William Charpentier: Deputy Inspector of Weights and Measures.

*(Ways and Means Committee; Regular Course 08/14/2023; Majority Vote)*

C-8 Dean J. Mazzarella, Mayor; Request the City Clerk receives a stipend for being the City's registrar for elections. It is governed by Chapter 41 Section 19G and is based on the City's population with a max of \$1,500.00. *(Finance Committee; Regular Course 08/14/2023; Majority Vote)*

## **VI. PETITIONS FIRST TIME ON THE AGENDA**

- 3-24 Claire Freda, Councillor At-large, prohibit the City of Leominster from retaining any equity remaining on a taxpayer's property after all Municipal tax liability, incurred fees and charges have been satisfied after a foreclosure auction. If a property is sold after the city's liability has been met, all equity shall be returned to the property owner. Also, that the City shall not engage with any third party that would participate in the practice of "equity theft". (*Finance Committee; Regular Course 08/14/2023; Majority Vote*)

## **VII. MATTERS BEFORE THE CITY COUNCIL**

## **VIII. FINANCIAL REPORT**

## **IX. FINANCE**

- C-6 Dean J. Mazzearella, Mayor: Authorize the City of Leominster to pursue \$23,279.00 through the United States Department of Justice – Justice Assistance Grant (JAG) Program. (*Finance Committee; Regular Course; 07/24/2023; Majority Vote*)

## **X. LEGAL AFFAIRS**

- C-5 Dean J. Mazzearella, Mayor: MOVED: 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 Chapter 82, Sections 21-24 and Chapter 79 of the Massachusetts General Laws, as amended, and any and every other power and authority which is hereunto in any way enabling, take by eminent domain, for public way purposes, the fee simple title in and to the roadways shown as "Sawtelle Road", "Richard Road," and "Montrose Street" on a plan entitled "Road Acceptance Plan Leominster, Mass. Prepared for Johnny Appleseed Realty, LLC," dated May, 2019, prepared by David E. Ross Associates, LLC, and recorded with the Worcester North Registry of Deeds in Plan Book 523, Page 25, and to confirm the rights granted to the City by deed recorded with said Deeds in Book 9733, Page 174, which roadways were accepted by the City Council as public ways pursuant to a vote taken by the City Council on January 13, 2020, and, in connection with the foregoing, adopt and execute the Order of Taking provided this date by counsel, and, having determined that no damages are due for said taking and the owners affected by the taking having waived all damages, hereby award no damages for the taking of said land, and, further, execute any and all other documents and take any and all other action as may be necessary or

appropriate to accomplish the foregoing. (*Legal Affairs; Regular Course 07/24/2023; 2/3 Vote*)

## **XI. PUBLIC SERVICE**

- 2-24 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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## **XII. WAYS AND MEANS**

### Appointments

- C-4 Dean J. Mazarella, Mayor: Request confirmation of the permanent appointment of Ryan Malatos to the position of Captain for the City of Leominster, effective August 14, 2023. (*Ways & Means Committee; Regular Course 07/24/2023; Majority Vote*)

### **XIII. NEW BUSINESS**

#### First Reading of an Ordinance

- 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 6:59 PM; Majority Vote*)

### **XIV. OLD BUSINESS**

#### Second Reading of an Ordinance

- 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*)

### **XV. COMMUNITY CALENDAR**

### **XVI. ADJOURNMENT**

- Katelyn Huffman, City Clerk