

**REGULAR MEETING OF AUGUST 1, 2022**

Regular Meeting of the City Council was held in the Council Chambers, Room 219, City Hall, on Monday evening, August 1, 2022.

CALL TO ORDER

Council President Kazinskas called the meeting to order at 7:30 o'clock p.m.

CALL OF THE ROLL

City Clerk Titi Siriphan called the Roll of Members. Ten (10) Councillors were present including Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Elizabeth Kazinskas, Judy Mack, and George Tyros. Councillor James Walsh was absent.

OPENING PRAYER

President Kazinskas led the Council in reciting the Opening Prayer.

PLEDGE OF ALLEGIANCE

President Kazinskas led the Council in reciting the "Pledge of Allegiance".

OPEN MEETING RECORDING & PUBLIC RECORDS ANNOUNCEMENT

President Elizabeth Kazinskas announced to the assembly that the Open Meeting Recording and Public Records Announcement. Any person may make a video or audio recording of an open session of a meeting or may transmit the meeting through any medium subject to reasonable requirements of the chair as to the number placement and operation of equipment used so as not to interfere with the conduct of the meeting. Any person intending to make such recordings shall notify the Chair forthwith. All documents and exhibits used or referenced at the meeting must be submitted in duplicate to the chair as they become part of the meeting minutes pursuant to General Law Chapter 38 Section 20.

READING & ACCEPTANCE OF MINUTES

There were no meeting minutes present.

APPOINTMENTS

#10767

President Kazinskas announced that she would like to take item **#10767** out of order and consider it at this time.

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Interim Police Chief Philip Kearns spoke in favor of this appointment. This was something they have been looking forward to. The police department was fortunate to receive a grant to acquire Rocky. Rocky was admitted to the Boston Police Canine Academy where he did 14 weeks of training. On his first day of his job, he was able to track down and charge 4 people who broke into an apartment. He was named after former Deputy Police Chief Rock Barrieau. His family were also present for this appointment.

On a motion made by Councillor George Tyros and seconded by Councillor Judy Mack. It was voted viva voce, ten (10) yeas, President Kazinskas and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to confirm the following appointment:

A Measure Confirming the Mayor's Appointment of **Rocky** to the position of Police K-9, as Member of the Gardner Police K-9 Unit, for a permanent term.

PUBLIC HEARINGS

#10740

President Kazinskas opened the Public Hearing on a petition of NATIONAL GRID and VERIZON NEW ENGLAND, INC. for permission to locate poles wire and fixtures, including the necessary sustaining and protecting fixtures along and across the following public way:

A Petition by National Grid and Verizon New England, Inc., Keyes Road – To relocate 1 Jointly Owned Pole on Keyes Road beginning at a point approximately 700 feet southeast of the centerline of the intersection of West Street. Relocate Pole #2 across the street to accommodate for bridge construction and upgrade to a 45 foot class 2.

The President called for persons wishing to testify in favor of the Petition.

Will Fontaine of National Grid spoke in favor of the Petition. He stated that there is a new bridge being built and they need clearances for the crane to install parts of the infrastructure there. Clearance is needed for the overhead wires, so they are moving them across the street.

The President again called for persons wishing to testify in favor of the Petition.

There being none, the President thrice called for persons wishing to testify in opposition.

There being none, President Kazinskas closed the Hearing at 7:46 PM.

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COMMUNICATIONS FROM THE MAYOR
ORDERS**#10742**

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Ronald Cormier, it was voted on call of the roll, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Adopt the following Order:

AN ORDER TRANSFERRING APPROPRIATIONS FROM MAINTENANCE CREW SALARY AND WAGES TO VEHICLE FUEL EXPENSES

ORDERED: That there be and is hereby appropriated the sum of Twenty-Nine Thousand Dollars and No Cents (\$29,000.00) from Maintenance Crew Salary and Wages to Vehicle Fuel Expenses.

#10743

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Ronald Cormier, it was voted on call of the roll, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Adopt the following Order:

AN ORDER TRANSFERRING APPROPRIATIONS FROM MAINTENANCE CREW SALARY AND WAGES TO ENERGY AND UTILITIES EXPENSES

ORDERED: That there be and is hereby appropriated the sum of Three Thousand Six Hundred Dollars and No Cents (\$3,600.00) from Maintenance Crew Salary and Wages to Energy and Utilities Expenses.

#10744

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Ronald Cormier, it was voted on call of the roll, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Adopt the following Order:

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AN ORDER TRANSFERRING APPROPRIATIONS FROM MAINTENANCE CREW SALARY AND WAGES TO STREET LIGHTING EXPENSES

ORDERED: That there be and is hereby appropriated the sum of Seven Thousand Dollars and No Cents (\$7,000.00) from Maintenance Crew Salary and Wages to Street Lighting Expenses.

COMMUNICATIONS FROM THE MAYOR
COMMUNICATIONS

#10745

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to authorize the acceptance of these donations:

ACCEPTANCE OF DONATIONS AND GIFTS
FIRE DEPARTMENT

VOTED: That the City of Gardner is authorized to accept certain donations and gifts for use by the Fire Department, said acceptance in accordance with the provisions of Chapter 44, Section 53A ½ of the General Laws.

#10746

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to authorize the acceptance of these donations:

ACCEPTANCE OF DONATIONS AND GIFTS
SENIOR CENTER

VOTED: That the City of Gardner is authorized to accept certain donations and gifts for use by the Senior Center, said acceptance in accordance with the provisions of Chapter 44, Section 53A ½ of the General Laws.

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#10747

Councillor Dernalowicz informed the Council that on the June 6th meeting, the Council declared this parcel as surplus. Upon further review, the City Assessor determined that the lot is not buildable, therefore the price of the property was reduced.

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Ronald Cormier, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Grant the following Order:

DECLARING SURPLUS FOR PURPOSE OF DISPOSAL OF
LAND AND BUILDINGS AT CONANT STREET

VOTED: To declare surplus for the purpose of disposal, in accordance with prevailing General Laws, all land and buildings at Conant Street, further identified on the City of Gardner Assessor's Map as R17-2-14, to establish as a minimum amount of \$15,000 to be paid for any conveyance of said property, and to authorize the Mayor to convey said land, or part thereof, for such amount or larger amount, and upon such other terms as the Mayor shall consider proper in accordance with this Vote.

#10748

Councillor Dernalowicz informed the Council that this property has not paid real estate taxes since 1991. The property has been in land court since 1996. It is the longest land court in the history of Massachusetts. The City will be taking over the property by eminent domain to due to the significant amount of back taxes owed. The goal is to improve the area and get it back on the tax rolls. The Finance Committee were in favor of passing the order at the reduced price.

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Ronald Cormier, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Grant the following Order:



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THE COMMONWEALTH OF MASSACHUSETTS

Worcester, ss.

CITY OF GARDNER, MASSACHUSETTS

ORDER OF TAKING

WHEREAS, the City of Gardner, a city organized and incorporated under the laws of Massachusetts, with a usual place of business located at 95 Pleasant Street, Gardner, MA is authorized to take land by eminent domain for any municipal purpose pursuant to Section 36, of the City of Gardner Charter as amended to November 8, 1989 and M.G.L. c. 79, as amended and Chapter 121B; and

WHEREAS, the City of Gardner has established an urban renewal plan identifying certain properties in the City of Gardner to be acquired for demolition and establishment of public park and/or open space; and

WHEREAS, the City of Gardner has voted and appropriated monies to be used to acquire property for such public purpose; and

WHEREAS, Michael Nicholson has approved the acquisition of land for said public purpose and recommended to the City Council an order of taking; and

WHEREAS sufficient funds have been appropriated into account 11199-55210 to compensate the property owners for the property rights taken hereby; and

NOW THEREFORE, BE IT ORDERED THAT:

Acting pursuant to the powers set forth in M.G.L. c. 79, as amended, and Chapter 121B, as amended, and of any and every power and authority available to the City of Gardner, granted or implied, the City of Gardner hereby takes for itself in fee simple by eminent domain, for the purposes purpose of establishing public park and/or open space. The property taken comprises 5,438 square feet more or less of land or .0869 acres and is more particularly described on Exhibit A annexed hereto.

The taking is made in fee simple, and, except as provided herein, is made together with any and all easements and rights appurtenant to the property, including trees, buildings and other structures standing upon or affixed thereto, air rights, subsurface rights and including the interests of the supposed owners, if any, in all private ways and public streets, highways or in the land lying in the bed of any street or highway, public or private within or adjacent to the Property.

The City Council hereby awards damages sustained by persons in their property by reasons of this taking as follows:



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<u>OWNER</u>	<u>PROPERTY ADDRESS</u>	<u>AWARD</u>
Ry-Co International, Ltd.	c/o Ara Eresian, Jr., Registered Agent 83 Whitney St. Northborough, MA 01532-1429	\$0
Eldorado Canyon Properties, LLC	c/o Melanie C. Eresian, Registered Agent 2 Westwood Rd. Shrewsbury, MA 01545-1827	\$0

3. The City Council does direct and authorize the Mayor to do all things and to execute all documents necessary for the prompt payment of the amount of damages awarded in the Order of Taking so that the same shall be payable within sixty (60) days after the rights to damages become vested in the persons entitled to damages. The Mayor is further requested to direct the City Solicitor for and on behalf of the City Council to give notice of this taking and pertinent information to every person entitled thereto in accordance with the provisions of General Laws Chapter 79, Sections 7B, 7C, 7F, 77G, 8A, and 8B.

In City Council

August ____, 2022

ORDERED AND ADOPTED BY A YEA AND NAY VOTE OF ____ YEAS AND ____ NAYS.

Titi Siriphan, City Clerk
City of Gardner

#10749

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Notification from the Mayor Regarding "The VOTES Act" Chapter 92 of the Acts of 2022 Impact on Gardner.*

#10750

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Notification from the Mayor Regarding Fleet Status Update of the Gardner Fire Department.*

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#10751

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Notification from the Mayor Regarding Receipt of Medicaid Reimbursement Payment.*

#10752

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Notification from the Mayor Regarding the Transfer Station Revenue Trends.*

#10753

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Notification from the Mayor Regarding FY2021 Free Cash Review.*

#10754

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Dana Heath, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to authorize the acceptance of these donations:

ACCEPTANCE OF DONATIONS AND GIFTS
GARDNER CENTENNIAL CELEBRATION DONATIONS

VOTED: That the City of Gardner is authorized to accept certain donations and gifts for use by the City of Gardner, said acceptance in accordance with the provisions of Chapter 44, Section 53A ½ of the General Laws.

#10755

On a motion made by Councillor Craig Cormier and seconded by Councillor Nathan Boudreau, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and



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Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Notification from the Mayor Regarding Air Quality Improvement at the Gardner Fire Department Headquarters.*

#10756

On a motion made by Councillor Craig Cormier and seconded by Councillor Nathan Boudreau, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Notification from the Mayor Regarding Station 1 Repair and Remediation Work.*

#10757

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Ronald Cormier, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to place on file *A Ruling from the Attorney General relative to an Open Meeting Law Complaint.*

#10760

On a motion made by Councillor Ronald Cormier and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros, to Grant the Order for *A Measure Confirming the Police Officer Assignments to Polling Locations.*

COMMONWEALTH OF MASSACHUSETTS

WORCESTER COUNTY
GARDNER

CITY OF

I assign the following Police Officers as election poll detail, as designated, and I hereby certify that in my opinion they are persons specially fitted by education, training and experience to perform the duties of said office and that I make the appointments solely in the interest of the City.

I approve a sufficient number of police officers, as listed, at the polling location to preserve order and to protect the election officers and supervisors from any interference with their duties and to aid in enforcing the laws relating to elections, as required by Section 72 of MGL Chapter 54 which was changed in section 13 of Chapter 92



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of the Acts of 2022. Further, move to designate the Police Chief the authority to assign specific police officers according to scheduling and availability.

Michael J. Nicholson, Mayor

Confirmed by City Council _____

Titi Siriphan, City Clerk

Early voting @ City Hall-8/27/22

SPAIN-----City Hall Auditorium/0900-1700

Primary Polling Assignments-9/6/22

LAWRENCE-----WITH CITY CLERK/0430
 NEUFELL-----WARD 1/ELK'S/0700-1500
 SIAW-----WARD 1/ELK'S/1500-2000
 GUERREIRO-----WARD 2/LIBRARY/0700-1500
 DORVAL-----WARD 2/LIBRARY/1500-2000
 LAWRENCE-----WARD 3/CITY HALL AUDITORIUM/0700-2000
 SGT. ST. PIERRE-----WARD 4/POLICE DEPARTMENT/0700-1500
 SPAIN-----WARD 4/POLICE DEPARTMENT/1500-2000
 DET. STARZYNSKI-----WARD5/PACC/0700-2000

COMMUNICATIONS FROM THE MAYOR
APPOINTMENTS

#10758

On a motion made by Councillor George Tyros and seconded by Councillor James Walsh, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros, and James Walsh to refer the following appointment to the *Appointments Committee* for further study and report:

A Measure Confirming the Mayor's Appointment of **Lorin Walter** to the position of permanent Police Sergeant.



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#10758

On a motion made by Councillor George Tyros and seconded by Councillor Judy Mack, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Confirm the Mayor’s Appointments of Election Officers for 2022-2023:

COMMONWEALTH OF MASSACHUSETTS

WORCESTER COUNTY
GARDNER

CITY OF

I appoint the following as temporary Election Officers and I hereby certify that in my opinion they are persons specially fitted by education, training and experience to perform the duties of said office and that I make the appointments solely in the interest of the City.

Michael J. Nicholson, Mayor

for terms expiring August 31, 2023

Titi Siriphan, City Clerk

1A	Warden	Permanent	Norman	H.	Beaugard	147 Oak Street	Gardner
1A	Clerk	Permanent	Roland	D.	Mailloux, Jr.	20 Teaberry Lane	Gardner
1A	Inspector	Permanent	Doris		Buefort	238R West Street	Gardner
1A	Inspector	Permanent	Jacqueline	M.	Kraskouskas	222 Bickford Hill Road	Gardner
1A	Inspector	Permanent	Erana	E.	Landry	298 Park Street	Gardner
1A	Inspector	Permanent	Diane	M.	Meany	58 Jean Street	Gardner
1A	Inspector	Permanent	Ann	K.	Twohig	315 Union Street	Gardner



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1B	Warden	Permanent	Lynn	M.	Roux	203 Betty Spring Road	Gardner	
1B	Clerk	Permanent	Joanne	B.	Rogers	82 Narrows Road	Vestminster	
1B	Inspector	Permanent	Gloria		Bourgeois	47 Racette Avenue	Gardner	
1B	Inspector	Permanent	Bridget	A.	Koetsch	32 Talcott Avenue	Gardner	
1B	Inspector	Permanent	Walter		Scott	103 Bayberry Drive	Gardner	
1B	Inspector	Permanent	Valerie	D.	Spar	20 Plymouth Street	Gardner	
1B	Inspector	Permanent	Marjorie	J.	Whittemore	47 Lake Street, A606	Gardner	
2A	Warden	Permanent	Clifton	J.	Melatti	37 Rosewood Drive	Gardner	MA
2A	Clerk	Permanent	David	L.	Hendren	55 Bickford Hill Road	Gardner	MA
2A	Inspector	Permanent	Alice	P.	Anderson	34 Chapman Park	Gardner	MA
2A	Inspector	Permanent	Carol	A.	Cormier	47 Lake Street, A207	Gardner	MA
2A	Inspector	Permanent	Robert	J.	Cormier	47 Lake Street, A207	Gardner	MA
2A	Inspector	Permanent	Cathy	T.	Leger	134 Greenwood Place	Gardner	MA
2A	Inspector	Permanent	Annette	M.	Melanson	178 Waterford Street	Gardner	MA
2B	Warden	Permanent	Kevin	M.	Ares	60 Ridgewood Lane, Apt.18	Gardner	MA
2B	Clerk	Permanent	Nancy	M.	Girouard	110 Marquette Street	Gardner	MA
2B	Inspector	Permanent	Val	J.	Cormier	166 Acadia Road	Gardner	MA
2B	Inspector	Permanent	Marcia	J.	White	92 Ryan Street	Gardner	MA
2B	Inspector	Permanent	Elaine	M.	Leger	47 Lake Street, A201	Gardner	MA
2B	Inspector	Permanent	G. Ronald		Leger	47 Lake Street, A201	Gardner	MA
2B	Inspector	Permanent	Theresa	H.	Hillman	155 Champagne Road	Gardner	MA
3A	Warden	Permanent	Robert	J.	Swartz	53 Racette Avenue	Gardner	MA
3A	Clerk	Permanent	Howard	A.	Leadbetter	100 Ross Street	Fitchburg	MA
3A	Inspector	Permanent	Rachel	I.	Blais	25 Way Street	Gardner	MA
3A	Inspector	Permanent	Anita	M.	Boudreau	8 Jackson Park	Gardner	MA
3A	Inspector	Permanent	Marcel		Martin	17 Bayberry Drive	Gardner	MA
3A	Inspector	Permanent	Robert	L.	Owens	217 Riverside Road	Gardner	MA
3A	Inspector	Temporary	Mark		St. Laurent	153 Colony Road	Fitchburg	MA
3B	Warden	Permanent	Thomas	H.	Patterson	132 Pinewood Drive	Gardner	MA
3B	Clerk	Permanent	Paulette	A.	Burns	185 Benwood Drive	Athol	MA
3B	Inspector	Permanent	Gayle	M.	Jaillet	35 Wickman Drive	Gardner	MA
3B	Inspector	Permanent	Odette	R.	Racette	44 Jean Street	Gardner	MA
3B	Inspector	Permanent	Dorothy	M.	Ronn	145 Prospect Street	Gardner	MA
3B	Inspector	Permanent	Monica	J.	Williams	19 City Hall Ave	Gardner	MA
3B	Inspector	Permanent	Loyall	C.	Allen	169 Sunrise Lane	Gardner	MA



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4A	Warden	Permanent	Ronald	J. Roy	51 Pinewood Drive	Gardner	MA
4A	Clerk	Permanent	Kathleen	O'Brien	190 Leamy Street	Gardner	MA
4A	Inspector	Permanent	Judith	A. King	32 Jay Street	Gardner	MA
4A	Inspector	Permanent	Gloria	M. Landry	458 Pearl Street	Gardner	MA
4A	Inspector	Permanent	Danielle	L. Rice	409 Pleasant Street	Gardner	MA
4A	Inspector	Permanent	Ann	E. Johnson	176 Main Street	Vestminster	MA
4A	Inspector	Permanent	Joanne	Augustino	15 Chatham Street	Gardner	MA
4B	Warden	Permanent	Dianne	M. LeBlanc	209 Elm Street	Gardner	MA
4B	Clerk	Permanent	Jaime	Lubelczyk	63 South Main Street, #2F	Gardner	MA
4B	Inspector	Permanent	Doris	L. Forte	47 Lake Street, A602	Gardner	MA
4B	Inspector	Permanent	Susan	Greninger	194 Central Street, #315	Gardner	MA
4B	Inspector	Permanent	Jill	M. Cormier	35 Water Street	Gardner	MA
4B	Inspector	Permanent	Donald	A. LeBlanc	209 Elm Street	Gardner	MA
4B	Inspector	Permanent	Nancy	E. Parker	47 Wachusett Road	Gardner	MA
5A	Warden	Permanent	Paul	A. Spano	33 Adams Street	Gardner	MA
5A	Clerk	Permanent	Mary	L. Glotch	47 Montvale Road	Gardner	MA
5A	Inspector	Permanent	Judith	T. Collette	47 Kendall Street	Gardner	MA
5A	Inspector	Permanent	Gloria	M. O'Malley	80 Kendall Pond Road West	Gardner	MA
5A	Inspector	Permanent	Constance	I. Pelletier	81 Airport Road	Gardner	MA
5A	Inspector	Permanent	Roberta	J. Lesperance	35 Wachusett Road	Gardner	MA
5A	Inspector	Permanent	Marcia	A. Stone	185 Bridge Street	Gardner	MA
5B	Warden	Permanent	Leonette	M. Roy	49 Temple Street	Gardner	MA
5B	Clerk	Permanent	Barbara	A. Yablonski	195 Sherman Street	Gardner	MA
5B	Inspector	Permanent	Trine	Aschim	141 Parker Hill Road	Gardner	MA
5B	Inspector	Permanent	William	Edwards	4 Sunrise Lane	Gardner	MA
5B	Inspector	Temporary	Susan	H. Lariviere	95 Bayberry Drive	Gardner	MA
5B	Inspector	Permanent	Mary	Ann Suchocki	154 Sand Street	Gardner	MA
5B	Inspector	Permanent	Edward	S. Yablonski	195 Sherman Street	Gardner	MA

#10761

On a motion made by Councillor George Tyros and seconded by Councillor Judy Mack, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to refer *A Measure Confirming the Mayor's Appointment of Nancy Binder to the position of Bandstand Committee Member, for term expiring July 25, 2025*, to the Appointments Committee for further study and report.

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#10762

On a motion made by Councillor George Tyros and seconded by Councillor Judy Mack, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to refer *A Measure Confirming the Mayor's Appointment of Edward Vipond to the position of Bandstand Committee Member, for term expiring July 25, 2025*, to the Appointments Committee for further study and report.

#10763

On a motion made by Councillor George Tyros and seconded by Councillor Judy Mack, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to refer *A Measure Confirming the Mayor's Appointment of Donna Russo to the position of Bandstand Committee Member, for term expiring July 25, 2025*, to the Appointments Committee for further study and report.

#10764

On a motion made by Councillor George Tyros and seconded by Councillor Judy Mack, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to refer *A Measure Confirming the Mayor's Appointment of Anne Hurst to the position of Disability Commission Member, for term expiring July 25, 2025*, to the Appointments Committee for further study and report.

PETITIONS, APPLICATIONS, COMMUNICATIONS, ETC.**#10759**

On a motion made by Councillor Ronald Cormier and seconded by Councillor George Tyros, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Adopt *A Measure Relative to the September 6, 2022, State Primary*.

Commonwealth of Massachusetts**CITY OF GARDNER
STATE PRIMARY ORDER
SEPTEMBER 6, 2022**



REGULAR MEETING OF AUGUST 1, 2022

VOTED:

That meetings of the citizens of this City qualified to vote in the State Primaries shall be held on TUESDAY, THE SIXTH DAY OF SEPTEMBER, 2022, FROM 7:00 A.M. TO 8:00 P.M. for the purpose of casting their votes in the State Primaries for the candidates of political parties for the following offices:

GOVERNOR.....	FOR THIS COMMONWEALTH
LIEUTENANT GOVERNOR.....	FOR THIS COMMONWEALTH
ATTORNEY GENERAL.....	FOR THIS COMMONWEALTH
SECRETARY OF STATE	FOR THIS COMMONWEALTH
TREASURER AND RECEIVER GENERAL.....	FOR THIS COMMONWEALTH
AUDITOR.....	FOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESS.....	THIRD DISTRICT
COUNCILLOR.....	SEVENTH DISTRICT
SENATOR IN GENERAL COURT.....	WORCESTER & MIDDLESEX DISTRICT
REPRESENTATIVE IN GENERAL COURT.....	SECOND WORCESTER DISTRICT
DISTRICT ATTORNEY.....	MIDDLE DISTRICT
SHERIFF.....	WORCESTER COUNTY

It is further ordered that the following polling places are designated by the City Council:

- WARD 1, PRECINCT A – Elk’s Home, 31 Park Street
- WARD 1, PRECINCT B – Elk’s Home, 31 Park Street
- WARD 2, PRECINCT A – Levi Heywood Memorial Library, 55 West Lynde Street
- WARD 2, PRECINCT B – Levi Heywood Memorial Library, 55 West Lynde Street
- WARD 3, PRECINCT A – City Hall, Perry Auditorium, 95 Pleasant Street
- WARD 3, PRECINCT B – City Hall, Perry Auditorium, 95 Pleasant Street
- WARD 4, PRECINCT A – Police Headquarters, 200 Main Street
- WARD 4, PRECINCT B – Police Headquarters, 200 Main Street
- WARD 5, PRECINCT A – Polish American Club, 171 Kendall Pond Road W
- WARD 5, PRECINCT B – Polish American Club, 171 Kendall Pond Road W

BY ORDER OF THE CITY COUNCIL

TITI SIRIPHAN
City Clerk

#10765

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor George Tyros, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander

REGULAR MEETING OF AUGUST 1, 2022

Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Accept and Place on File *An Open Meeting Law Complaint filed by Gregory Deehan*.

#10766

On a motion made by Councillor Craig Cormier and seconded by Councillor James Boone, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Accept and Place on File *An Open Meeting Law Complaint filed by Gregory Deehan*.

REPORTS OF STANDING COMMITTEES
APPOINTMENT COMMITTEE

#10735

Councillor George Tyros informed the Council that Officer Walter was not able to attend the previous Appointment Committee. The Committee was granted More Time on *A Measure Confirming the Mayor's Appointment of Lorin Walter to the position of permanent Police Sergeant*.

#10736

On a motion made by Councillor George Tyros and seconded by Councillor Judy Mack, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Confirm the Mayor's appointment of:

A Measure Confirming the Mayor's Appointment of **Paulette Burns** to the position of Board of Assessors Member, for term expiring July 1, 2025

REPORTS OF STANDING COMMITTEES
FINANCE COMMITTEE

#10737

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor Ronald Cormier, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to send the following Ordinance to First Printing:



REGULAR MEETING OF AUGUST 1, 2022

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GARDNER, SECTION 44 OF CHAPTER 171, ENTITLED “COMPENSATION IN LIEU OF PAID HOLIDAYS”

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARDNER THAT:

SECTION 1: Section 44 of Chapter 171 of the Code of the City of Gardner, entitled “Compensation in Lieu of Paid Holidays,” be amended by deleting subsection A.

SECTION 2: Section 44(B) of Chapter 171 of the Code of the City of Gardner, entitled “Compensation in Lieu of Paid Holidays: Police Department,” be amended by deleting the word “Captain” from the provisions of this section.

SECTION 3: Section 44(B) of Chapter 171 of the Code of the City of Gardner, entitled “Compensation in Lieu of Paid Holidays: Fire Department,” be amended by deleting the word “Lieutenant” from the provisions of this section.

SECTION 4: Section 44(B) of Chapter 171 of the Code of the City of Gardner, entitled “Compensation in Lieu of Paid Holidays: Fire Department,” be amended by deleting the words “and all regular firefighters” from the provisions of this section.

SECTION 5: This ordinance shall take effect upon passage and publication as required by law.

#10741

Councillor Ronald Cormier nominated Jennifer A. Dymek for the position of City Treasurer effective August 19, 2022.

Councillor Aleksander Dernalowicz seconded the nomination.

There being no further nominations, President Kazinskas entertained a motion to close the nominations.

On a motion made by Councillor Nathan Boudreau and seconded by Councillor Aleksander Dernalowicz, it was voted viva voce to close the nomination.

On call of the roll:

Councillor James Boone voting for JENNIFER A. DYMEK

REGULAR MEETING OF AUGUST 1, 2022

Councillor Nathan Boudreau voting for JENNIFER A. DYMEK
Councillor Craig Cormier voting for JENNIFER A. DYMEK
Councillor Ronald Cormier voting for JENNIFER A. DYMEK
Councillor Aleksander Dernalowicz voting for JENNIFER A. DYMEK
Councillor Karen Hardern voting for JENNIFER A. DYMEK
Councillor Dana Heath voting for JENNIFER A. DYMEK
Councillor Judy Mack voting for JENNIFER A. DYMEK
Councillor George Tyros voting for JENNIFER A. DYMEK
President Elizabeth Kazinskas voting for JENNIFER A. DYMEK

Having received ten (10) votes for, Jennifer A. Dymek was declared and elected City Treasurer effective August 19, 2022, for term expiring August 19, 2025.

#10768

On a motion made by Councillor Ronald Cormier and seconded by Councillor Nathan Boudreau, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, James Boone, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to Remove from the Calendar *An Ordinance to Amend the Code of the City of Gardner, Chapter 171, Section 68, Entitled "Compensation Schedule, Attachment A: Mayor, Attachment B: City Council, and Attachment D: School Committee."* (Submitted by Councillor Judy Mack) and present it in January 2023.

REPORTS OF STANDING COMMITTEES
PUBLIC SERVICE COMMITTEE

#10740

Councillor George Tyros requested More Time on *A Petition by National Grid and Verizon New England, Inc., Keyes Road – To install beginning at a point approximately 700 feet southeast of the centerline of the intersection of West Street. Relocate Pole #2 across the street to accommodate for bridge construction and upgrade to a 45 foot class 2.* The Committee had more questions regarding the Petition. There being no objections, More time was Granted.

NEW BUSINESS

Councillor Aleksander Dernalowicz would like if National Grid to attend their Public Service Committee Meetings.

**REGULAR MEETING OF AUGUST 1, 2022**

Councillor Nathan Boudreau would like to thank the City Clerk's office and staff for all the work they do for the election and early voting.

President Elizabeth Kazinskas would like to mention that the next City Council meeting will be held on a Wednesday instead of Tuesday because of the State Primary Election. She would also like to congratulate Councillor James Walsh and his wife on their 40th anniversary. Lastly, she would like to inform the public that tomorrow is National Night Out and it will be held at the Gardner High School

CLOSING PRAYER

President Elizabeth Kazinskas led the Council in the Closing Prayer.

ADJOURNMENT

On a motion by Councillor Nathan Boudreau and seconded by Councillor Judy Mack, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, and George Tyros to adjourn at 8:30 p.m.

Accepted by the City Council: December 19, 2022