



City of Gardner, Massachusetts  
Office of the City Council

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CALENDAR FOR THE MEETING  
of  
TUESDAY, JANUARY 17, 2023  
CITY COUNCIL CHAMBER  
7:30 P.M.

**ORDER OF BUSINESS**

- I. CALL TO ORDER
- II. CALL OF THE ROLL OF COUNCILLORS
- III. OPENING PRAYER
- IV. PLEDGE OF ALLEGIANCE
- V. ANNOUNCEMENT OF OPEN MEETING RECORDINGS

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 recording shall notify the Chair forthwith. All documents and exhibits used or referenced at the meeting must be submitted in duplicate to the City Clerk, as they become part of the Meeting Minutes.

- VI. READING OF MINUTES OF PRIOR MEETING(S)

October 3, 2022 Regular Meeting

- VII. PUBLIC HEARINGS
- VIII. COMMUNICATIONS FROM THE MAYOR

**APPOINTMENTS**

**10878** – A Measure Confirming the Mayor’s Appointment of John M. Flick, to the position of City Solicitor, for term expiring January 3, 2024. *(City Council Confirmation Not Required)*

**10879** – A Measure Confirming the Mayor’s Appointment of Rachel J. Roberts, to the position of Executive Secretary, for term expiring January 3, 2024. *(City Council Confirmation Not Required)*

**10880** – A Measure Confirming the Mayor’s Appointment of Leonette Roy, to the position of Housing Authority Member, for term expiring December 27, 2027. *(Appointment Committee)*

## **ORDER**

**10881** – An Order Appropriating \$134,500.00 From Free Cash to FAA Airport Runway and Taxiway System – City Portion. (*Finance Committee*)

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

**10882** – An Application for Motor Vehicle Dealers License, Class II, Gardner Five Star Auto Sales, 407 Chestnut Street. (*Safety Committee*)

**10883** – An Application for Motor Vehicle Dealers License, Class II, Riverside Auto, 65 Riverside Road. (*Safety Committee*)

**10884** – An Application for Motor Vehicle Dealers License, Class III, Riverside Auto, 65 Riverside Road. (*Safety Committee*)

**10885** – An Ordinance to Amend the Code of the City of Gardner, Chapter 171, Thereof, Entitled “Personnel,” to Change Compensation Schedule 1, Yearly Salaries, Mayor and City Councillors. (*Finance Committee*)

## **X. REPORTS OF STANDING COMMITTEES**

### **APPOINTMENTS COMMITTEE**

**10872** – A Measure Confirming the Council President’s Appointment of Jennifer Zlotnik Pelavin, Esq., to the position of Special Act Charter Drafting Committee Member, for term expiring upon submission to City Council. (*In the City Council and Referred to Appointments Committee 12/19/2022; More Time 01/03/2023*)

**10873** – A Measure Confirming the Council President’s Appointment of Alan L. Agnelli, to the position of Special Act Charter Drafting Committee Member, for term expiring upon submission to City Council. (*In the City Council and Referred to Appointments Committee 12/19/2022; More Time 01/03/2023*)

**10875** – A Measure Confirming the Mayor’s Appointment of Neil Janssens, to the position of Special Act Charter Drafting Committee, for term expiring upon submission to City Council. (*In the City Council and Referred to Appointments Committee 12/19/2022; More Time 01/03/2023*)

**10876** – A Measure Confirming the Mayor’s Appointment of Tina Griffin, to the position of Special Act Charter Drafting Committee, for term expiring upon submission to City Council. (*In the City Council and Referred to Appointments Committee 12/19/2022; More Time 01/03/2023*)

**APPOINTMENTS COMMITTEE, continued**

**10877** – A Measure Confirming the Mayor’s Appointment of Robert Rice, Esq., to the position of Special Act Charter Drafting Committee, for term expiring upon submission to City Council. *(In the City Council and Referred to Appointments Committee 12/19/2022; More Time 01/03/2023)*

**SAFETY COMMITTEE**

**10861** – An Ordinance to Amend the Code of the City of Gardner, Chapter 600, Entitled “Vehicles and Traffic,” Section 42, Entitled “One Way Street.” *(In the City Council and Referred to Safety Committee 12/5/2022; More Time 12/19/2022; More Time 01/03/2023)*

**XI. UNFINISHED BUSINESS AND MATTERS FOR RECONSIDERATION**

**XII. NEW BUSINESS**

**XIII. CLOSING PRAYER**

**XIV. ADJOURNMENT**

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Items listed on the Council Calendar are those reasonably anticipated by the Council President to be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion n to the extent permitted by l

**REGULAR MEETING OF OCTOBER 3, 2022**

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Regular Meeting of the City Council was held in the Council Chambers, Room 219, City Hall, on Monday evening, October 3, 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, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Elizabeth Kazinskas, Judy Mack, and James Walsh. Councillor Craig Cormier 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**

On a motion by Councillor Ronald Cormier and seconded by Councillor James Walsh, it was voted viva voce, nine (9) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros, and James Walsh to waive the reading and accept the Minutes of the June 21, 2022 Informal Meeting and June 21, 2022 Regular Meeting. Councillor James Boone abstained because he was not present for the meetings.

REGULAR MEETING OF OCTOBER 3, 2022

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**COMMUNICATIONS FROM THE MAYOR**  
**ORDERS****#10799**

Councillor Aleksander Dernalowicz informed the Council that this appropriation transfer was for outside counsel. State Ethics Commission recommended that Attorney John Flick recuse himself and not represent the city from the cases listed due to a conflict of interest.

On a motion made by Councillor Aleksander Dernalowicz and seconded by Councillor, Ronald Cormier it was voted on call of the roll, nine (9) yeas, President Elizabeth Kazinskas and Councillors Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh; one (1) nay, Councillor James Boone; to Adopt the following Transfer Order:

AN ORDER TRANSFERRING APPROPRIATIONS FROM LAW DEPT, ASSISTANT SALARIES TO OUTSIDE COUNSEL EXPENDITURES

*ORDERED:* That there be and is hereby transferred the appropriations sum of Three Thousand Dollars and No Cents (\$3,000.00) from Law Department, Assistant Salaries to Outside Counsel Expenditures.

**#10804**

Councillor Aleksander Dernalowicz informed the Council that this appropriation was from an opioid settlement that the city signed on as co-plaintiffs in the lawsuit. Gardner is slated to receive \$526,663.18 from this settlement in the form of eighteen (18) payments between now and 2038. To date, the city has received \$46,143.61.

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to Adopt the following order:

AN ORDER TO RAISE AND APPROPRIATE A SUM OF MONEY FOR THE MAYOR UNCLASSIFIED DEPARTMENT FOR OPERATING EXPENSE BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 TO JUNE 30, 2023



## REGULAR MEETING OF OCTOBER 3, 2022

*ORDERED:* To raise and appropriate for the expense of the City of Gardner for Fiscal Year beginning July 1, 2022, to June 30, 2023 sums as designated below for the Operating expenditure of Mayor Unclassified department, in the amount of FORTY SIX THOUSAND ONE HUNDRED FORTY THREE DOLLARS 61/100 (\$46,143.61):

|                          |                       |             |
|--------------------------|-----------------------|-------------|
| Mayor unclassified Dept. | Opioid Prof Serv Exp. | \$46,413.61 |
|--------------------------|-----------------------|-------------|

**COMMUNICATIONS FROM THE MAYOR**  
**COMMUNICATIONS**

**#10800**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to Authorize the Acceptance of Donations:

## ACCEPTANCE OF DONATIONS AND GIFTS – PARKS DEPARTMENT

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

**#10801**

Councillor Ronald Cormier informed the Council that flowerpots were placed in the downtown area and additional ones in the village center of South Gardner. There is a list of individuals who donated funds to sponsor the flowers in the flowerpots. Individuals each donated \$75 to cover the cost of the flowers. This helps beautify the city.

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to Authorize the Acceptance of Donations:

## ACCEPTANCE OF DONATIONS AND GIFTS – MAYOR'S DEPARTMENT

REGULAR MEETING OF OCTOBER 3, 2022

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*VOTED:* That the City of Gardner is authorized to accept certain donations and gifts for use by the Mayor's Department – Summer Celebration Account, said acceptance in accordance with the provisions of Chapter 44, Section 53A ½ of the General Laws.

**#10802**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to place on file: *A Notification on the Status of Funding from the American Rescue Plan Act ("ARPA")*.

**#10803**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to place on file: *A Notification of Independent Auditor's Report – FY2022 Single Audit: No Findings*.

**REPORTS OF STANDING COMMITTEES**  
**APPOINTMENTS COMMITTEE**

**#10770**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:

A Measure Confirming the Mayor's Appointment of **Frances LeMieux** to the position of Cultural Council Member, for term expiring August 30, 2025.

**#10771**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:

REGULAR MEETING OF OCTOBER 3, 2022

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A Measure Confirming the Mayor's Appointment of **Paulette Burns** to the position of Cultural Council Member, for term expiring August 30, 2025.

**#10772**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:

A Measure Confirming the Mayor's Appointment of **Kristina Singer** to the position of Cultural Council Member, for term expiring August 30, 2025.

**#10773**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:

A Measure Confirming the Mayor's Appointment of **Kathleen Deal** to the position of Cultural Council Member, for term expiring August 30, 2025.

**#10788**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:

A Measure Confirming the Mayor's Appointment of **Chuck LaHaye**, to the position of Historical Commission Member, for term expiring September 13, 2025.

**#10789**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:



REGULAR MEETING OF OCTOBER 3, 2022

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A Measure Confirming the Mayor's Appointment of **Scott Huntoon**, to the position of Historical Commission Member, for term expiring September 13, 2025

**#10790**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:

A Measure Confirming the Mayor's Appointment of **Alanna Toomey**, to the position of Historical Commission Member, for term expiring September 13, 2025.

**#10791**

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 James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to CONFIRM the Mayor's Appointment:

A Measure Confirming the Mayor's Appointment of **Chris Pera**, to the position of Historical Commission Member, for term expiring September 13, 2025.

**REPORTS OF STANDING COMMITTEES****PUBLIC SAFETY COMMITTEE****#10784**

President Elizabeth Kazinskas stepped down as chair and recused herself on the following item due to a conflict of interest. Councillor Ronald Cormier took the chair to discuss this item.

On a motion made by Councillor James Boone and seconded by Councillor Karen Hardern, it was voted viva voce, nine (9) yeas, Councillors James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh; President Elizabeth Kazinskas recused herself from the vote due to a conflict of interest; to GRANT *An Application by Gardner Ten Pins, Inc., located at 560 W Broadway, for a Bowling Alley License.*

REGULAR MEETING OF OCTOBER 3, 2022

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**#10785**

On a motion made by Councillor James Boone and seconded by Councillor Karen Hardern, it was voted viva voce, ten (10) yeas, President Elizabeth Kazinskas and Councillors James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to GRANT *An Application by Gardner Thrift Store, for a License to deal in Second-hand Articles at 280 Central Street.*

**UNFINISHED BUSINESS AND MATTERS FOR RECONSIDERATION****#10781**

On a motion made by Councillor James Walsh and seconded by Councillor Ronald Cormier, it was voted on call of the roll, ten (10) yeas, President Elizabeth Kazinskas and Councillors James Boone, Nathan Boudreau, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to table *An Act Relative to Establish a Special Act Charter Drafting Committee*, and schedule an informal meeting as a Committee of the Whole for the second City Council meeting in November.

**#10798**

President Elizabeth informed the Council that the Planning Board has not met and they are still waiting on a report. The President requested more time. There were no objections, more time was granted.

**NEW BUSINESS**

Councillor Aleksander Dernalowicz announced that another family member of his father will be having his annual Veterans round table at the Gardner Museum at 7pm this Thursday. This year it is at the North Quabbin Trail Association worked to make trails in the area available for vets and those with mobility issues.

Councillor Boone questioned if there was a camera located by the dropbox at city hall and if not, if it's possible to get one. A lot of "funny" things having been happening with dropboxes the past few years. It would be a good idea to have one there "just in case." He also mentioned that during the Public Safety Committee Meeting, Board of Health Director will need about \$200,000.00 to fix the pumps at the landfill. He would like to have the Finance Committee and Mayor deliberate on this issue and see what can be done for the landfill.

Councillor Nathan Boudreau mentioned that on Saturday, September 24<sup>th</sup>, the city celebrated the chair luge and Fabulous Fall Festival and it was a great day. He would like to thank Square Two and the Gardner Festival Committee, The Gardner Ale House, Acadian Club and

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REGULAR MEETING OF OCTOBER 3, 2022

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everyone involved with this event.

**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, Ronald Cormier, Aleksander Dernalowicz, Karen Hardern, Dana Heath, Judy Mack, George Tyros and James Walsh to adjourn at 8:07 p.m.

Accepted by the City Council:

UNACCEPTED / UNCORRECTED DRAFT

Effective: January 3, 2023

2023 JAN 12 AM 11:12

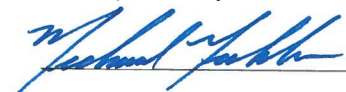
# Commonwealth of Massachusetts

Worcester County

City of Gardner

## CERTIFICATE OF APPOINTMENT

I appoint John M. Flick to the position of City Solicitor, and I certify  
144 Central Street, Gardner, MA (978-632-7948)  
that in my opinion he/she is a person specially fitted by education, training, or experience to perform the  
duties of said office, and that I make the appointment solely in the interests of the City.

 Mayor  
Michael J. Nicholson

Confirmed by City Council CONFIRMATION NOT REQUIRED.

\_\_\_\_\_  
Titi Siriphan  
City Clerk

Expires: January 3, 2024

Worcester, ss., \_\_\_\_\_

Then personally appeared the above named John M. Flick and made oath that he/she  
would faithfully and impartially perform the duties of the office of City Solicitor according to law  
and the best of his/her abilities.

Before me,  
\_\_\_\_\_  
City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_

Effective January 3, 2023

2023 JAN 12 AM 11:12

# Commonwealth of Massachusetts


Worcester County

City of Gardner

## CERTIFICATE OF APPOINTMENT

I appoint Rachel J. Roberts to the position of Executive Secretary, and I certify

that in my opinion he/she is a person specially fitted by education, training, or experience to perform the duties of said office, and that I make the appointment solely in the interests of the City.

 Mayor  
Michael J. Nicholson

Confirmed by City Council CONFIRMATION NOT REQUIRED

\_\_\_\_\_  
Titi Siriphan  
City Clerk

Expires: January 3, 2024

Worcester, ss., \_\_\_\_\_

Then personally appeared the above named Rachel J. Roberts and made oath that he/she would faithfully and impartially perform the duties of the office of Executive Secretary, according to law and the best of his/her abilities.

Before me,  
\_\_\_\_\_  
City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_

December 27, 2022

RECEIVED  
2023 JAN 12 AM 11:12

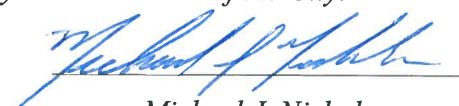
# Commonwealth of Massachusetts

Worcester County

City of Gardner

## CERTIFICATE OF APPOINTMENT

I appoint Leonette Roy to the position of Member, Housing Authority, and I certify that in my opinion he/she is a person specially fitted by education, training, or experience to perform the duties of said office, and that I make the appointment solely in the interests of the City.

 Mayor  
Michael J. Nicholson

Confirmed by City Council \_\_\_\_\_

\_\_\_\_\_  
Titi Siriphan  
City Clerk

Expires: December 27, 2027

Worcester, ss., \_\_\_\_\_

Then personally appeared the above named Leonette Roy and made oath that he/she would faithfully and impartially perform the duties of the office of Member, Housing Authority according to law and the best of his/her abilities.

Before me,  
\_\_\_\_\_  
City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_



City of Gardner - *Executive Department*  
Mayor Michael J. Nicholson

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January 12, 2023

Hon. Elizabeth J. Kazinskas, Council President  
And City Councilors  
Gardner City Hall, Rm 121  
95 Pleasant St  
Gardner, MA 01440

RE: Free Cash Appropriation Request- Airport Runway Resurfacing Project

Dear Madam President and Councilors,

The City was recently awarded grants from both the Federal and State governments for the purpose of undergoing a full reconstruction of the runway at the Gardner Municipal Airport.

The City received \$4,842,000.00 from the Federal Aviation Administration. The Commonwealth's Department of Transportation also provided an additional \$403,500.00 for this project.

The attached free cash request is for the City's share of the project - \$134,500.

Respectfully Submitted,

Michael J. Nicholson  
Mayor, City of Gardner

AN ORDER APPROPRIATING FROM FREE CASH TO FAA AIRPORT  
RUNWAY AND TAXIWAY SYSTEM – CITY PORTION.

ORDERED:

That there be and is hereby appropriated the sum of One Hundred Thirty-Four  
Thousand Five Hundred Dollars and No Cents (\$134,500.00) from Free Cash to the FAA  
Airport Runway and Taxiway System - City Portion.





Charles D. Baker, Governor  
 Karyn E. Polito, Lieutenant Governor  
 Jamey Tesler, Secretary & CEO  
 Jeffrey DeCarlo, Administrator



10881

## NOTICE OF AWARD

November 16, 2022

Mayor Michael J. Nicholson  
 City of Gardner  
 95 Pleasant Street  
 Gardner, MA 01440

Re: MassDOT Aeronautics Division Grant Award Notification – Gardner Municipal Airport

Dear Mayor Nicholson:

The Massachusetts Department of Transportation (MassDOT) Aeronautics Division is pleased to inform the airport, that the Aeronautics Administrator, Dr. Jeffrey DeCarlo, has authorized the award of a state grant to your airport for the following project:

|                        |                                                                                                                                                   |
|------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------|
| Airport:               | <i>Gardner Municipal Airport</i>                                                                                                                  |
| Date of Award:         | <i>11/16/2022</i>                                                                                                                                 |
| Project Name:          | <i>Reconstruct, Mark, Light and Sign Runway 18-36 &amp; Taxiway A</i>                                                                             |
| Project Number:        | <i>AIP-No-3-25-0020-021-2022</i>                                                                                                                  |
| MMARS Number:          | <i>F7720212022GDMRW1836</i>                                                                                                                       |
|                        | <i>\$403,500.00, scheduled as:</i>                                                                                                                |
| Grant Amount:          | <ul style="list-style-type: none"> <li><i>State Fiscal Year 2023: \$338,250.00</i></li> <li><i>State Fiscal Year 2024: \$65,250.00</i></li> </ul> |
| Grant Expiration Date: | <i>06/30/2024</i>                                                                                                                                 |

The state share of this project includes 7.5% funding from MassDOT Aeronautics Division where in this is a one-time increase over our standard share of 5% where there is 90% funding provided by the FAA. Standard Contracts will be sent via email at a later date.

All work must be completed on or before June 30, 2024 regardless of grant expiration date (invoicing does not need to be completed until mid-to-late July). The Aeronautics Division will announce the deadline for payment vouchers (PV) in July.

If State Fiscal Year amount(s) shown above are incorrect or have changed after this project has been awarded, you must contact the Aeronautics Division no later than May 1, 2023.

If you have any questions concerning this matter, please call me at 857-368-6851.

Sincerely,

*Owen Silbaugh*

Digitally signed by Owen K.  
 Silbaugh, Jr.  
 Date: 2022.11.16 15:39:13 -05'00'

Owen Silbaugh  
 Director of Airport Engineering

cc: Airport



U.S. Department  
of Transportation  
Federal Aviation  
Administration

Airports Division  
New England Region  
CT, ME, MA, NH, RI, & VT

Airports Division (ANE-600)  
1200 District Avenue  
Burlington, MA 01803

August 8, 2022

The Honorable Michael J. Nicholson  
Gardner Municipal Airport  
95 Pleasant St.  
Room 226  
Gardner, MA 01440

Dear Mayor Nicholson:

The Grant Offer for Airport Improvement Program (AIP) Project No. 3-25-0020-021-2022 at Gardner Municipal Airport is attached for execution. This letter outlines the steps you must take to properly enter into this agreement and provides other useful information. Please read the conditions, special conditions, and assurances that comprise the grant offer carefully.

**You may not make any modification to the text, terms or conditions of the grant offer.**

***Steps You Must Take to Enter Into Agreement.***

To properly enter into this agreement, you must do the following:

1. The governing body must give authority to execute the grant to the individual(s) signing the grant, i.e., the person signing the document must be the sponsor's authorized representative(s) (hereinafter "authorized representative").
2. The authorized representative must execute the grant by adding their electronic signature to the appropriate certificate at the end of the agreement.
3. Once the authorized representative has electronically signed the grant, the sponsor's attorney(s) will automatically receive an email notification.
4. On the **same day or after** the authorized representative has signed the grant, the sponsor's attorney(s) will add their electronic signature to the appropriate certificate at the end of the agreement.
5. If there are co-sponsors, the authorized representative(s) and sponsor's attorney(s) must follow the above procedures to fully execute the grant and finalize the process. Signatures must be obtained and finalized **no later than September 7, 2022.**
6. The fully executed grant will then be automatically sent to all parties as an email attachment.

***Payment.*** Subject to the requirements in 2 CFR § 200.305 (Federal Payment), each payment request for reimbursement under this grant must be made electronically via the Delphi eInvoicing System. Please see the attached Grant Agreement for more information regarding the use of this System.

***Project Timing.*** The terms and conditions of this agreement require you to complete the project without undue delay and no later than the Period of Performance end date (1,460 days from the grant execution

3-25-0020-021-2022

date). We will be monitoring your progress to ensure proper stewardship of these Federal funds. We expect you to submit payment requests for reimbursement of allowable incurred project expenses consistent with project progress. Your grant may be placed in "inactive" status if you do not make draws on a regular basis, which will affect your ability to receive future grant offers. Costs incurred after the Period of Performance ends are generally not allowable and will be rejected unless authorized by the FAA in advance.

**Reporting.** Until the grant is completed and closed, you are responsible for submitting formal reports as follows:

- For all grants, you must submit by December 31st of each year this grant is open:
  1. A signed/dated SF-270 (Request for Advance or Reimbursement for non-construction projects) or SF-271 or equivalent (Outlay Report and Request for Reimbursement for Construction Programs), and
  2. An SF-425 (Federal Financial Report).
- For non-construction projects, you must submit [FAA Form 5100-140, Performance Report](#) within 30 days of the end of the Federal fiscal year.
- For construction projects, you must submit [FAA Form 5370-1, Construction Progress and Inspection Report](#), within 30 days of the end of each Federal fiscal quarter.

**Audit Requirements.** As a condition of receiving Federal assistance under this award, you must comply with audit requirements as established under 2 CFR part 200. Subpart F requires non-Federal entities that expend \$750,000 or more in Federal awards to conduct a single or program specific audit for that year. Note that this includes Federal expenditures made under other Federal-assistance programs. Please take appropriate and necessary action to ensure your organization will comply with applicable audit requirements and standards.

**Closeout.** Once the project(s) is completed and all costs are determined, we ask that you work with your FAA contact indicated below to close the project without delay and submit the necessary final closeout documentation as required by your Region/Airports District Office.

**FAA Contact Information.** Barry Hammer, (781) 238-7625, [barry.hammer@faa.gov](mailto:barry.hammer@faa.gov) is the assigned program manager for this grant and is readily available to assist you and your designated representative with the requirements stated herein.

We sincerely value your cooperation in these efforts and look forward to working with you to complete this important project.

Sincerely,



Gail Lattrell (Aug 8, 2022 11:06 EDT)

Gail Lattrell

Director



CITY OF GARDNER, MASSACHUSETTS  
City Hall - Room 121 - 95 Pleasant Street  
Gardner, MA 01440-2630  
Tel: 978-630-4058 Fax: 978-630-2589

FD CASH \$200.00  
12/29/22 JG

10882

Date Received  
RECEIVED DEC 29 PM 1:01

### APPLICATION FOR LICENSE TO BUY AND SELL SECOND HAND MOTOR VEHICLES

New  Renewal  Class 1  **Class 2**  Class 3  (Circle all that apply to this Application)

1. Legal Name of Business: Northeast bus and truck Sales LLC  
(Name as registered with the Secretary of the Commonwealth's Corporations Division. If individual or partnerships enter names)
  2. Doing Business As: Gardner Five Star Auto Sales  
(If conducted under any name other than the Applicant's Legal Name. An active Business Certificate must be on file with the City Clerk)
  3. Business Address: 407 Chestnut St  
(Complete street address where business will be conducted and P.O. Box, if any)
  4. Business Tel: 978-410-7171 Cellular 413-695-0414 Fax 978 910-7963 E-Mail Busandtruck@attlook.com
  5. Is the business an individual, partnership, association or corporation? LLC
  6. If an individual, state full name and residential address: \_\_\_\_\_
  7. If a partnership, state full names and residential addresses of all partners: \_\_\_\_\_
  8. If an association or corporation, state full names of the principal officers:  
 President Jesus Alberto Merino  
 Secretary Jesus Alberto Merino  
 Treasurer Jesus Alberto Merino
  9. Are you engaged principally in the business of buying, selling, or exchanging motor vehicles? yes
    - a. If so, is your principal business the sale of new motor vehicles? no
    - b. Is your principal business the buying and selling or exchanging of second hand motor vehicles? yes
    - c. Is your principal business that of a motor vehicle junk dealer? no
    - d. Is your principal business that of a "Repairs"? yes
    - e. Is your principal business that of "Repossession"? no
  9. Provide a complete description of all the premises to be used for the purpose of carrying on the business:  
Small car dealership and repairs  
light Repair of Used vehicles
  10. Are you a recognized agent of a motor vehicle manufacturer? YES \_\_\_\_\_ NO
- If yes, state the name of the manufacturer: \_\_\_\_\_


11. Do you have a signed contract as required by Section 58, Class I? YES \_\_\_\_\_ NO \_\_\_\_\_
12. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? YES  NO   
 If yes, in what city or town? \_\_\_\_\_  
 Did you receive a license? YES \_\_\_\_\_ NO \_\_\_\_\_ For what year? \_\_\_\_\_
13. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? YES \_\_\_\_\_ NO  If yes, please explain: \_\_\_\_\_

**Provide the following items/documentation with the completed Application form:**

- Applicable License Application Processing Fee(s)**, check payable to **"City of Gardner"**
- Surety Bond** in the amount of **\$25,000** executed by a surety company authorized to transact business in Massachusetts, or other equivalent proof of financial responsibility satisfactory to the municipal licensing authority. A separate bond shall be required for each different name under which the dealer conducts his business. (Applies only to Class 2 Dealers).
- State and Federal Tax Certification Affidavit**
- City of Gardner **PERMIT/APPLICATION GOOD STANDING CERTIFICATE**
- Criminal Offender Record Information (CORI) Authorization form.**
- Workers Compensation Insurance Affidavit: General Businesses**
- Parking Plan** (scaled 1" = 40 ft.) showing Building Department-approved parking layout. Six (6) copies shall be reduced to either 8½" x 11", or if applicable, 11" x 17".
- Site Plan** (scaled 1" = 40 ft.) showing all available parking, driveways, entrances and exits, building location, etc. Six (6) copies shall be reduced to either 8½" x 11", or if applicable, 11" x 17".
- Zoning Opinion** from the Building Commissioner.
- Planning Board and/or Board of Appeals Decisions (*if applicable*).

THE APPLICANT CERTIFIES THAT ALL STATE TAX RETURNS HAVE BEEN FILED AND ALL STATE AND LOCAL TAXES REQUIRED BY LAW HAVE BEEN PAID AND AGREES TO COMPLY WITH THE TERMS OF ITS LICENSE AND APPLICABLE LAW, AND ALL RULES AND REGULATIONS PROMULGATED THERETO. APPLICANT FURTHER CERTIFIES THAT THE INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND ACCURATE AND ALSO AUTHORIZE THE LICENSING AUTHORITY OR ITS AGENTS TO CONDUCT WHATEVER INVESTIGATION IS NECESSARY TO VERIFY THE INFORMATION CONTAINED IN THIS APPLICATION.

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY.

 \_\_\_\_\_ DATE SIGNED 12/29/22  
 INDIVIDUAL, PARTNER OR AUTHORIZED CORPORATE OFFICER OR APPLICANT  
 OR \_\_\_\_\_  
 SOCIAL SECURITY NUMBER \_\_\_\_\_ EMPLOYER IDENTIFICATION NUMBER (EIN) \_\_\_\_\_

**License Fee must be submitted with this form. Make check payable to City of Gardner. Mail completed Application Form, along with all required documentation and check to: City Clerk, 95 Pleasant Street, Room 121, Gardner, MA 01440.**

**NOTICE:** The filing of this application confers no rights on the part of the Applicant to undertake any activities until the license has been granted. The issuance of a license under this section or sections is subject to the Applicant's compliance with all other applicable Federal, State or local statutes, ordinances, bylaws, rules or regulations. The Licensing Authority reserves the right to request any additional information it reasonably deems appropriate for the purpose of determining the terms and conditions of the License and its decision to issue a License. The provisions of G.L. c.152 requires the filing of a Workers' Compensation Insurance Affidavit with this application. Failure to file the Affidavit, along with any other required information and/or documentation, **shall be sufficient cause for the denial of the License application.**



CITY OF GARDNER, MASSACHUSETTS  
City Hall - Room 121 - 95 Pleasant Street  
Gardner, MA 01440-2630  
Tel: 978-630-4058 Fax: 978-630-2589

PAID  
CHECK  
# 15315  
JAN 12 11:10:01

**APPLICATION FOR LICENSE TO BUY AND  
SELL SECOND HAND MOTOR VEHICLES**

New \_\_\_ Renewal  Class 1 - Class 2 - Class 3 (Circle all that apply to this Application)

1. Legal Name of Business: Riverside - Joseph Chamoney II  
(Name as registered with the Secretary of the Commonwealth's Corporations Division. If individual or partnerships enter names)
2. Doing Business As: Riverside Auto  
(If conducted under any name other than the Applicant's Legal Name. An active Business Certificate must be on file with the City Clerk)
3. Business Address: 65 Riverside Rd Gardner  
(Complete street address where business will be conducted and P.O. Box, if any)
4. Business Tel. 978-632-7190 Cellular \_\_\_\_\_ Fax \_\_\_\_\_ E-Mail JAR18@Verizon.net
5. Is the business an individual, partnership, association or corporation? Individual
6. If an individual, state full name and residential address: Joseph Chamoney  
65 Riverside Rd Gardner MA
7. If a partnership, state full names and residential addresses of all partners: \_\_\_\_\_
8. If an association or corporation, state full names of the principal officers:  
President \_\_\_\_\_  
Secretary \_\_\_\_\_  
Treasurer \_\_\_\_\_
9. Are you engaged principally in the business of buying, selling, or exchanging motor vehicles? yes
  - a. If so, is your principal business the sale of new motor vehicles? NO
  - b. Is your principal business the buying and selling or exchanging of second hand motor vehicles? yes
  - c. Is your principal business that of a motor vehicle junk dealer? yes
  - d. Is your principal business that of a "Repairs"? NO
  - e. Is your principal business that of "Repossession"? NO
9. Provide a complete description of all the premises to be used for the purpose of carrying on the business:  
Building situated on 11 acres on the north side of the Otter River
10. Are you a recognized agent of a motor vehicle manufacturer? YES \_\_\_\_\_ NO   
If yes, state the name of the manufacturer: \_\_\_\_\_

11. Do you have a signed contract as required by Section 58, Class I? YES \_\_\_\_\_ NO ✓
12. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? YES ✓ NO \_\_\_\_\_  
 If yes, in what city or town? Gardner
- Did you receive a license? YES ✓ NO \_\_\_\_\_ For what year? 1979-2022
13. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? YES \_\_\_\_\_ NO ✓ If yes, please explain: \_\_\_\_\_

**Provide the following items/documentation with the completed Application form:**

- Applicable License Application Processing Fee(s)**, check payable to **"City of Gardner"**
- Surety Bond** in the amount of **\$25,000** executed by a surety company authorized to transact business in Massachusetts, or other equivalent proof of financial responsibility satisfactory to the municipal licensing authority. A separate bond shall be required for each different name under which the dealer conducts his business. (Applies only to Class 2 Dealers).
- State and Federal Tax Certification Affidavit**
- City of Gardner **PERMIT/APPLICATION GOOD STANDING CERTIFICATE**
- Criminal Offender Record Information (CORI) Authorization form.**
- Workers Compensation Insurance Affidavit: General Businesses**
- Parking Plan** (scaled 1" = 40 ft.) showing Building Department-approved parking layout. Six (6) copies shall be reduced to either 8½" x 11", or if applicable, 11" x 17".
- Site Plan** (scaled 1" = 40 ft.) showing all available parking, driveways, entrances and exits, building location, etc. Six (6) copies shall be reduced to either 8½" x 11", or if applicable, 11" x 17".
- Zoning Opinion** from the Building Commissioner.
- Planning Board and/or Board of Appeals Decisions (*if applicable*).

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SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY.

\_\_\_\_\_  
 INDIVIDUAL, PARTNER OR AUTHORIZED CORPORATE OFFICER OR APPLICANT

DATE SIGNED \_\_\_\_\_

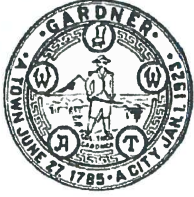
\_\_\_\_\_  
 SOCIAL SECURITY NUMBER

OR \_\_\_\_\_  
 EMPLOYER IDENTIFICATION NUMBER (EIN)

**License Fee must be submitted with this form. Make check payable to City of Gardner. Mail completed Application Form, along with all required documentation and check to: City Clerk, 95 Pleasant Street, Room 121, Gardner, MA 01440.**

**NOTICE:** The filing of this application confers no rights on the part of the Applicant to undertake any activities until the license has been granted. The issuance of a license under this section or sections is subject to the Applicant's compliance with all other applicable Federal, State or local statutes, ordinances, bylaws, rules or regulations. The Licensing Authority reserves the right to request any additional information it reasonably deems appropriate for the purpose of determining the terms and conditions of the License and its decision to issue a License. The provisions of G.L. c.152 requires the filing of a Workers' Compensation Insurance Affidavit with this application. Failure to file the Affidavit, along with any other required information and/or documentation, **shall be sufficient cause for the denial of the License application.**

License Application  
Processing Fee - \$200.00



CITY OF GARDNER, MASSACHUSETTS  
City Hall - Room 121 - 95 Pleasant Street  
Gardner, MA 01440-2630  
Tel: 978-630-4058 Fax: 978-630-2589

Date Received  
*Pal Check # 18319*  
2008 JAN 12 PM 10:01

**APPLICATION FOR LICENSE TO BUY AND SELL SECOND HAND MOTOR VEHICLES**

New \_\_\_ Renewal  Class 1 - Class 2 - Class 3 (Circle all that apply to this Application)

1. Legal Name of Business: Joseph M. Champney II - Riverside  
Name as registered with the Secretary of the Commonwealth's Corporations Division. If individual or partnerships enter names)

2. Doing Business As: Riverside Auto  
(If conducted under any name other than the Applicant's Legal Name. An active Business Certificate must be on file with the City Clerk)

3. Business Address: 65 Riverside Rd Gardner MA  
(Complete street address where business will be conducted and P.O. Box, if any)

4. Business Tel: 978-632-7190 Cellular \_\_\_\_\_ Fax \_\_\_\_\_ E-Mail: RAC18@Verizon.net

5. Is the business an individual, partnership, association or corporation? Individual

6. If an individual, state full name and residential address: Joseph Champney II  
65 Riverside Rd Gardner MA

7. If a partnership, state full names and residential addresses of all partners: \_\_\_\_\_

8. If an association or corporation, state full names of the principal officers:

President \_\_\_\_\_  
Secretary \_\_\_\_\_  
Treasurer \_\_\_\_\_

9. Are you engaged principally in the business of buying, selling, or exchanging motor vehicles? yes

a. If so, is your principal business the sale of new motor vehicles? No

b. Is your principal business the buying and selling or exchanging of second hand motor vehicles? yes

c. Is your principal business that of a motor vehicle junk dealer? yes

d. Is your principal business that of a "Repairs"? No

e. Is your principal business that of "Repossession"? No

9. Provide a complete description of all the premises to be used for the purpose of carrying on the business:

Building situated on 11 acres on the northerly side of the other River

10. Are you a recognized agent of a motor vehicle manufacturer? YES \_\_\_\_\_ NO

If yes, state the name of the manufacturer: \_\_\_\_\_



11. Do you have a signed contract as required by Section 58, Class I? YES \_\_\_\_\_ NO
12. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? YES  NO \_\_\_\_\_  
 If yes, in what city or town? Gardner  
 Did you receive a license? YES  NO \_\_\_\_\_ For what year? 1979-2022
13. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? YES \_\_\_\_\_ NO  If yes, please explain: \_\_\_\_\_

**Provide the following items/documentation with the completed Application form:**

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- Criminal Offender Record Information (CORI) Authorization form.**
- Workers Compensation Insurance Affidavit: General Businesses**
- Parking Plan** (scaled 1" = 40 ft.) showing Building Department-approved parking layout. Six (6) copies shall be reduced to either 8½" x 11", or if applicable, 11" x 17".
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SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY.

\_\_\_\_\_  
 INDIVIDUAL, PARTNER OR AUTHORIZED CORPORATE OFFICER OR APPLICANT

DATE SIGNED \_\_\_\_\_

\_\_\_\_\_  
 SOCIAL SECURITY NUMBER

OR \_\_\_\_\_  
 EMPLOYER IDENTIFICATION NUMBER (EIN)

**License Fee must be submitted with this form. Make check payable to City of Gardner. Mail completed Application Form, along with all required documentation and check to: City Clerk, 95 Pleasant Street, Room 121, Gardner, MA 01440.**

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City of Gardner, MA  
Thursday, January 12, 2023

## Chapter 171. Personnel

### Article XV. Yearly Salaries for Various Positions

[Adopted 9-21-1987 by Ord. No. 935; last amended 8-6-2012 by Ord. No. 1542]

#### § 171-66. Yearly salaries established.

The yearly salaries for the Mayor, Council President, City Councilors and various other positions shall be as set forth in Schedule 1 included at the end of this chapter. On or after January 1 of each odd-numbered year beginning in 2007, the Finance Committee of the City Council shall report to the Council, as a Committee of the Whole, its recommendations for adjustment, if any, to the salaries of the Mayor and City Councilors.

RECEIVED  
CITY OF GARDNER  
JAN 12 2023  
12:46:33

# Original Proposal

CITY OF GARDNER



IN CITY COUNCIL

## 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.

**Titi Siriphan**

---

**From:** Judy Mack  
**Sent:** Monday, June 27, 2022 3:22 PM  
**To:** Titi Siriphan  
**Cc:** Elizabeth Kazinskas  
**Subject:** Ordinance: Salary Proposal  
**Attachments:** Compensation Elected Officials.docx

RECEIVED  
2022 JUN 27 PM 4:21  
CITY CLERK'S OFFICE  
GARDNER, MA

June 27, 2022

Ms. Titi Siriphan  
Gardner City Clerk  
95 Pleasant Street  
Gardner, MA 01440

Dear Ms. Siriphan,

Please see the enclosed ordinance I'm proposing to increase the salary of the Mayor of Gardner. The salary of the mayor for years has not been aligned with other positions within the city. Based on the City of Gardner earnings report, for FY '21 the mayor is listed as #48 on the list based on salary.

The Mayor per the City charter is the chief executive of the city. The fact that so many other city employees, including many within city hall, have higher salaries than their boss, positions that don't have the responsibilities that the executive of the city has is erroneous and long overdue to be corrected.

In 2021, the city had a special election for a mayor that cost the City of Gardner more than raising the salary that was requested for that time. The members of the City Council at that time voted down a raise of 2%, \$1,800. The cost of this special election was well over \$25,000.

Of the salaries within the city, the mayor's salary has remained rather stagnant for quite some time and deserve more equity in pay in comparison to the fire, police, school and other city departments. I'm proposing a \$15,000 raise to be spread out over three years with an increase of \$5,000 a year.

Per the charter, the council is able to look at the mayor's salary at any time. As the salary can't per the charter go in effect during a term, this is proposed for the next term starting in FY24. If we, the city council, want the city to be run by qualified individuals, then compensation needs to increase. Compensating the leader who is the representative of our city, a person that works more than 8 hours a day and 40 hours a week. The same person attends many events on the city's behalf in the evening, on weekends and who is always on call, is long overdue.

Included in the Compensation of Elected Officials attached, listed under A and D, are the positions of City Councilor and School Committee members which include a small increase in compensation to members of the City Council and School Committee. The increase is the same 2% COLA that all city employees receive. As with the proposed increase in the salary of the mayor, if passed it would not be effective until FY 24.

Sincerely,  
Judy A. Mack  
Councilor at Large

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GARDNER, SECTION 68 OF CHAPTER 171, ENTITLED COMPENSATION SCHEDULE, ATTACHMENT A: MAYOR, ATTACHMENT B: CITY COUNCIL, AND ATTACHMENT D: SCHOOL COMMITTEE

Be it ordained by the City Council of the City of Gardner as follows:

SECTION 1: Attachment A, entitled Mayor, of Section 68 of Chapter 171, entitled Compensation Schedule, be stricken in its entirety and replaced with the following:

Exhibit A  
Mayor

| Position | Annual Salary             |           |
|----------|---------------------------|-----------|
| Mayor    | Effective January 1, 2024 | \$97,196  |
|          | Effective January 1, 2025 | \$102,196 |
|          | Effective January 1, 2026 | \$107,196 |

SECTION 2: Attachment B, entitled City Council, of Section 68 of Chapter 171, entitled Compensation Schedule, be stricken in its entirety and replaced with the following:

Exhibit A  
City Council

| Position          | Annual Salary             |             |
|-------------------|---------------------------|-------------|
| Council President | Effective January 1, 2024 | \$10,921.14 |
|                   | Effective January 1, 2025 | \$11,139.56 |
|                   | Effective January 1, 2026 | \$11,362.35 |
| City Councilor    | Effective January 1, 2024 | \$7,472.52  |
|                   | Effective January 1, 2025 | \$7,621.97  |
|                   | Effective January 1, 2026 | \$7,774.41  |

SECTION 3: Attachment D, entitled School Committee, of Section 68 of Chapter 171, entitled Compensation Schedule, be stricken in its entirety and replaced with the following:

Exhibit D  
School Committee

| Position                                           | Annual Salary             |            |
|----------------------------------------------------|---------------------------|------------|
| School Committee Member<br>(excluding Chairperson) | Effective January 1, 2024 | \$5,100.00 |
|                                                    | Effective January 1, 2025 | \$5,202.00 |
|                                                    | Effective January 1, 2026 | \$5,306.04 |

SECTION 4: This ordinance take effect upon passage and publication as required by law.

# New Amended Proposal

**AN ORDINANCE TO AMEND SECTION 68 OF THE CHAPTER 171 OF THE CODE  
OF THE CITY OF GARDNER, ENTITLED PERSONNEL COMPENSATION  
SCHEDULE, EXHIBITS A, B, AND D**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARDNER AS FOLLOWS:

**SECTION 1:** Exhibits A, B, and D, of Section 68 of Chapter 171 of the Code of the City of Gardner entitled Personnel Compensation Schedule, be amended by deleting the current Exhibits A, B, and C, and inserting the following in place thereof:

**Exhibit A**

**Mayor**

**Effective Date: January 1, 2024**

| <b>Position</b>                                | <b>Annual Salary</b> | <b>Weekly Salary</b> |
|------------------------------------------------|----------------------|----------------------|
| Mayor                                          | \$99,737.60          |                      |
| Acting Mayor in the event of a Mayoral Vacancy |                      | \$1,918.03           |

**Exhibit B**

**City Council**

**Effective Date: January 1, 2024**

| <b>Position</b>        | <b>Annual Salary</b> |
|------------------------|----------------------|
| City Council President | \$11,594.15          |
| City Councilor         | \$7,933.01           |

**Exhibit D**

**School Committee**

**Effective Date: January 1, 2024**

| <b>Position</b>                                  | <b>Annual Salary</b> |
|--------------------------------------------------|----------------------|
| School committee members (excluding Chairperson) | \$5,414.28           |

**SECTION 2:** This ordinance shall become effective on January 1, 2024 following passage and publication as required by law.



December 15, 2022

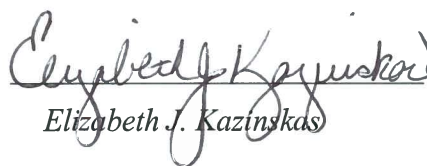
# Commonwealth of Massachusetts

Worcester County

City of Gardner

## CERTIFICATE OF APPOINTMENT

I appoint Jennifer Zlotnik Pelavin, Esq. to the position of Member, Special Act Charter Drafting Committee and I certify that in my opinion he/she is a person specially fitted by education, training, or experience to perform the duties of said office, and that I make the appointment solely in the interests of the City.

 City Council President  
Elizabeth J. Kazinskas

Confirmed by City Council \_\_\_\_\_

\_\_\_\_\_ City Clerk

Titi Siriphan

Expires Upon Submission to City Council

Worcester, ss., \_\_\_\_\_ 2023

Then personally appeared the above named Jennifer Zlotnik Pelavin, Esq., made oath that he/she would faithfully and impartially perform the duties of the office of Member, Special Act Charter Drafting Committee according to law and the best of his/her abilities.

Before me,

\_\_\_\_\_ City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_

December 15, 2022

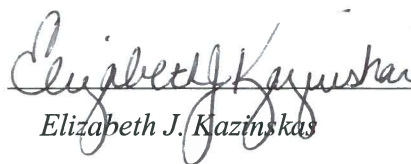
# Commonwealth of Massachusetts

Worcester County

City of Gardner

## CERTIFICATE OF APPOINTMENT

I appoint Alan L. Agnelli to the position of Member, Special Act Charter Drafting Committee and I certify that in my opinion he/she is a person specially fitted by education, training, or experience to perform the duties of said office, and that I make the appointment solely in the interests of the City.

 City Council President  
Elizabeth J. Kazinskas

Confirmed by City Council \_\_\_\_\_

\_\_\_\_\_ City Clerk

Titi Siriphan

Expires Upon Submission to City Council

Worcester, ss., \_\_\_\_\_ 2023

Then personally appeared the above named Alan L. Agnelli, made oath that he/she would faithfully and impartially perform the duties of the office of Member, Special Act Charter Drafting Committee according to law and the best of his/her abilities.

Before me,

\_\_\_\_\_ City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_

December 15, 2022

# Commonwealth of Massachusetts

*Worcester County*

*City of Gardner*

## CERTIFICATE OF APPOINTMENT

I appoint Neil Janssens to the position of Member, Special Act Charter Drafting Committee and I certify that in my opinion he/she is a person specially fitted by education, training, or experience to perform the duties of said office, and that I make the appointment solely in the interests of the City.

  
\_\_\_\_\_  
Michael J. Nicholson  
Mayor

Confirmed by City Council \_\_\_\_\_

\_\_\_\_\_  
Titi Siriphan  
City Clerk

Expires Upon Submission to City Council

Worcester, ss., \_\_\_\_\_ 2023

Then personally appeared the above named Neil Janssens, made oath that he/she would faithfully and impartially perform the duties of the office of Member, Special Act Charter Drafting Committee according to law and the best of his/her abilities.

Before me,  
\_\_\_\_\_  
City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_

December 15, 2022

# Commonwealth of Massachusetts

Worcester County

City of Gardner

## CERTIFICATE OF APPOINTMENT

I appoint Tina Griffin to the position of Member, Special Act Charter Drafting Committee and I certify that in my opinion he/she is a person specially fitted by education, training, or experience to perform the duties of said office, and that I make the appointment solely in the interests of the City.

  
\_\_\_\_\_  
Michael J. Nicholson  
Mayor

Confirmed by City Council \_\_\_\_\_

\_\_\_\_\_  
Titi Siriphan  
City Clerk

Expires Upon Submission to City Council

Worcester, ss., \_\_\_\_\_ 2023

Then personally appeared the above named Tina Griffin, made oath that he/she would faithfully and impartially perform the duties of the office of Member, Special Act Charter Drafting Committee according to law and the best of his/her abilities.

Before me,  
\_\_\_\_\_  
City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_

December 15, 2022

# Commonwealth of Massachusetts

Worcester County

City of Gardner

## CERTIFICATE OF APPOINTMENT

I appoint Robert Rice, Esq. to the position of Chairman, Special Act Charter Drafting Committee and I certify that in my opinion he/she is a person specially fitted by education, training, or experience to perform the duties of said office, and that I make the appointment solely in the interests of the City.

  
\_\_\_\_\_  
Mayor  
Michael J. Nicholson

Confirmed by City Council \_\_\_\_\_

\_\_\_\_\_  
City Clerk  
Titi Siriphan

Expires Upon Submission to City Council

Worcester, ss., \_\_\_\_\_ 2023

Then personally appeared the above named Robert Rice, Esq., made oath that he/she would faithfully and impartially perform the duties of the office of Chairman, Special Act Charter Drafting Committee according to law and the best of his/her abilities.

Before me,  
\_\_\_\_\_  
City Clerk

Chapter 303 Acts of 1975  
and  
Chapter 409 Acts of 1983

Received \_\_\_\_\_



# CITY OF GARDNER POLICE DEPARTMENT

200 Main Street  
Gardner, Massachusetts 01440  
Phone: (978) 632-5600  
Fax: (978) 632-9045



Eric P. McAvene  
Chief of Police

Nicholas P. Maroni  
Deputy Chief of Police

December 1, 2022

The Honorable Elizabeth J. Kazinskas, Council President and City Councilors  
Gardner City Hall, Rm. 121  
95 Pleasant Street  
Gardner, MA 01440

Re: Regan Street One-Way Proposal

RECEIVED  
2022 DEC -1 PM 12:12  
CITY CLERK'S OFFICE  
GARDNER, MA.

Dear Madam President and Councilors,

The Traffic Commission recently met and voted to recommend changing Regan Street from two-way traffic to one-way in a north direction. The request was made as there are traffic concerns during events at Holy Rosary Church and regular pickup at Holy Family Academy. Regular resident parking and the additional vehicle traffic for the church and the school can cause a bottleneck. Through traffic sometimes must stop to allow vehicles traveling the opposite direction to safely pass.

The effect of the proposal on residents would be mitigated by access to Regan from Moran Street. With the change, parking on Regan Street would remain the same, but allows vehicles to safely pass traveling in one direction.

The change to Regan Street will require an ordinance change to section 600-42 of the City Code. I would recommend the update to 600-42 by adding:

| <u>Name of Street</u> | <u>Direction of Travel</u> | <u>Location</u>                    |
|-----------------------|----------------------------|------------------------------------|
| Regan Street          | Northerly                  | From Baker Street to Parker Street |

Very truly yours,

Eric P. McAvene  
Chief of Police

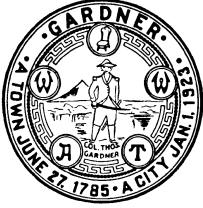
**AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GARDNER  
CHAPTER 600, ENTITLED “VEHICLES AND TRAFFIC”, SECTION 42,  
ENTITLED “ONE WAY STREETS”**

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF GARDNER AS FOLLOWS:

**SECTION 1:** Section 42, of Chapter 600 of the Code of the City of Gardner, entitled “One Way Streets” by amended by adding the following:

| <b><u>Name of Street</u></b> | <b><u>Direction of Travel</u></b> | <b><u>Location</u></b>             |
|------------------------------|-----------------------------------|------------------------------------|
| Reagan Street                | Northerly                         | From Baker Street to Parker Street |

**SECTION 2:** This ordinance shall take effect upon passage and publication as required by law



**CITY of GARDNER**  
**Office of the City Auditor**

John Richard, City Auditor  
95 Pleasant Street, Room 126  
Gardner, MA 01440

Phone: 978-632-1900 ext. 8020 • Fax: 978-630-3778  
Email: [jrichard@gardner-ma.gov](mailto:jrichard@gardner-ma.gov)

To: City Council

Re: Money Orders for consideration on January 17, 2023

Listed below are balances in various ledger accounts that pertain to Money Order transfers for your consideration.

These balances are as of January 13, 2023:

|                                                                |                   |    | <u>Money<br/>Order</u> | <u>Balance</u> |
|----------------------------------------------------------------|-------------------|----|------------------------|----------------|
| Free Cash                                                      | 10000-35400       |    |                        | \$1,485,214.00 |
| Airport Dept for City's Portion of Runway Project Expenditures | 38482-58602-48222 | \$ | 134,500.00             | \$1,350,714.00 |
|                                                                |                   |    |                        | \$1,350,714.00 |

The Snow & Ice account currently has available (\$8,017.28)  
14421-52210

Sincerely

***John Richard***

John Richard  
City Auditor

copies: Mayor  
City Clerk