

# Notice of Meeting

To be filed in duplicate

Notice is hereby given in accordance with Chapter 30A, Section 18-25 of the General Laws of a meeting of the:

## City Council Meeting

Meeting will be held at **7:15 PM** on **Tuesday, May 2, 2023**

The location of the meeting will be **Auditorium, 3rd floor, City Hall & via Zoom**

Full description of location **274 Front Street, 3<sup>rd</sup> floor, Chicopee, MA 01013 & via Zoom**

Join Zoom Meeting

<https://us02web.zoom.us/j/89762739834?pwd=WGV2SFdMZmVWMDcrNVIMbFJXdVg4UT09>

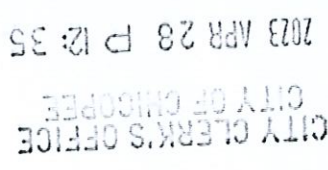
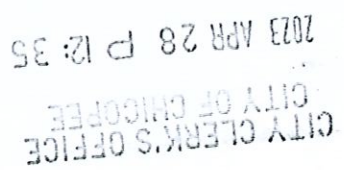
Meeting ID: 897 6273 9834 Passcode: 845734

If you have questions call the City Council Office at (413) 594-1435

The purpose of the meeting See attached agenda



April 28, 2023 – Administrative Assistant

Date and Time Received by the City Clerk's Office (electronic stamp)	Date and Time Posted by the City Clerk's Office (electronic stamp)
	

The City of Chicopee City Council meeting will be held on May 2, 2023, at the City of Chicopee City Hall Auditorium located at 274 Front Street, 3<sup>rd</sup> Floor, Chicopee, Massachusetts at 7:15 p.m. and via Zoom. The items to be discussed include the agenda items listed below.

Public Input

Communications

Minutes

MO-1 Ordered that the City of Chicopee rescinds the following amounts that have been authorized to be borrowed, but which are no longer needed for the purpose for which they were initially approved:

<u>Unissued Amount</u>	<u>Date of Loan Order Approval</u>	<u>Original Purpose</u>
\$2,000,000.00	June 25, 2018	City Hall Renovations

Further ordered that the \$290,845.26 balance of the \$4,000,000.00 previously borrowed by the city to pay a portion of Phase 1 of the City Hall Renovation Project, which amount is no longer needed to complete that phase of the City Hall Renovation Project, is hereby transferred, in accordance with the provisions of M.G.L. Chapter 44 Section 20, to pay preliminary expenses of Phase 2 of the City Hall Renovation Project.

MO-2 Mayor's appropriation of Seven thousand eight hundred ninety eight and 70/100 dollars (\$7,898.70) to the following named account: Planning Special Account for City Hall Phase II Renovations from available funds in the Planning Special Account for City Hall Phase 1 Renovations.

MO-3 Mayor's appropriation of Seventy five thousand and 00/100 dollars (\$75,000.00) to the following named account: Police Salary Account for Signing Bonus from available funds in the Police Salary Account for Patrolmen Step 1.

MO-4 Ordered that the City Council accept the Commonwealth of Massachusetts Division of Ecological Restoration (DER) Grant in the amount of Ninety thousand and 00/100 dollars (\$90,000.00) to provide additional funding and support to Phase 1 construction activities for the Abbey Brook Revitalization Project. Said grant is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-5 Mayor's appropriation of Nine thousand three hundred seventy three and 80/100 dollars (\$9,373.80) to the following named account: Building Salary Account for Part Time Deputy Building Commissioner from available funds in the Building Salary Account for Assistant Building Commissioner.

MO-6 Mayor's appropriation of Twenty five thousand and 00/100 dollars (\$25,000.00) to the following named account: Fire Special Account for Ambulance Billing from available funds in the Undesignated Fund Balance "Free Cash" account.

MO-7 Ordered that the City Council accept the anonymous donation in the amount of Twenty five and 00/100 dollars (\$25.00) to the Chicopee Fire Department. Said donation is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-8 Ordered that the City Council accept the attached list of donations in the amount of One hundred fifty and 00/100 dollars (\$150.00) to the Chicopee Parks Department. Said donations were in-kind snack and candy donations to be used for the Easter Scavenger Hunt held on April 1, 2023 at Dupont Middle School and they are accepted in accordance with M.G.L. Chapter 44 Section 53A 1/2.

MO-9 Ordered that the City Council accepts the award of Two (2) combination dynamic speed feedback and school zone speed limit sign assemblies from the Massachusetts Department of Transportation to the City of Chicopee Department of Public Works. Said assemblies are accepted in accordance with M.G.L. Chapter 44 Section 53A 1/2.

MO-10 Chapter 7 Revisions

Be it Ordained that Chapter 7 of the Ordinances for the City of Chicopee as amended be and is hereby further amended as follows:

Group1

STRIKE OUT:

President of the City Council	\$13,000.00
City Councilors (12)	12,000.00
Vice Chairman of the School Committee	6,500.00
School Committee Members	6,000.00

AND INSERT IN PLACE THEREOF:

President of the City Council	\$15,000.00 (Effective 1/1/2024)
City Councilors (12)	14,000.00 (Effective 1/2/2024)
Vice Chairman of the School Committee	8,000.00 (Effective 1/1/2024)
School Committee Members	7,500.00 (Effective 1/2/2024)

SAID ORDINANCE TO BE EFFECTIVE 1/1/24

MO-11 To the City Council

You are hereby notified that I have this day appointed Stanley F. Kozikowski, 55 Gilbert Ave., Chicopee, Massachusetts as a member of the Anna E. Barry Elementary School Building Commission to serve in such office for the term expiring on completion of the project.

New Appointment

MO-12 Ordered that the City Council accept the Community Development Block Grant Award in the amount of Seven thousand five hundred and 00/100 dollars (\$7,500.00) to the Chicopee Council on Aging. Said grant is to be used for the Technology Lending Program and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.

- 13 A Human Resources Committee report: Mayoral appointment of Lester Gagne as a member of the Mobile Home Rent Control Board to serve until the first of April 2025.
- 14 A Human Resources Committee report: Mayoral appointment of Lester Gagne as a member of the Water and Sewer Commission to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 15 A Human Resources Committee report: Mayoral appointment of Anthony Gallant as a member of the Zoning Board of Appeals to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 16 A Human Resources Committee report: Mayoral appointment of Mary Kukla as a member of the Water and Sewer Commission to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 17 A Human Resources Committee report: Mayoral appointment of William Zaskey as a member of the Water and Sewer Commission to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 18 A Human Resources Committee report: Mayoral appointment of Francis LaBreck as a member of the Water and Sewer Commission to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 19 A Human Resources Committee report: Mayoral appointment of James Carabetta as a member of the Water and Sewer Commission to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 20 A Human Resources Committee report: Mayoral appointment of Al Kendall as a member of the Board of Registrars to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 21 A Human Resources Committee report: Mayoral appointment of Al Kendall as a member of the Commission on Disability to serve in such office for the term expiring on the 1<sup>st</sup> of April, 2026.
- 22 A favorable Zoning Committee report: Special Permit application under Chapter 275-66 A for the purpose of allowance of a business, commercial, or industrial development on Burnett Road. Applicant: Scannell Properties #705, LLC, c/o Leo Leighton, 294 Grove Lane, Suite 140, Wayzata, MN 55391.
- 23 A favorable Zoning Committee report: Special Permit application under Chapter 275-9 for the purpose of installing small wireless facilities on one (1) existing utility poles under Chapter 277 located at Pole P17S-357 Burnett Road. Applicant: Cellco Partnership d/b/a Verizon Wireless, 1441 Main Street, Suite 1100, Springfield, MA 01103.
- 24 A favorable Zoning Committee report: Special Permit application under Chapter 275-58 (c)(5) for the purpose of four (4) residential units located at 1682 Memorial Drive. Applicant: 896-900 Prospect Street, Inc., David B. Williams, 32 Haig Ave., South Hadley, MA 01075.
- 25 A favorable Zoning Committee report: Zone change application to apply the Mill Conversion and Commercial Center Overlay District for 33,130 SF of property located at 105 East Street for the purpose of allowing for future construction of a residential development to be located at the above referenced property. Applicant: PREM, LLC c/o Mr. Dennis Patel, 36 Yarmouth Dr., Agawam, MA 01001.

26 A favorable Zoning Committee report: Zone change application to apply the Mill Conversion and Commercial Center Overlay District for 118,613 +/- SF of property located at 480 Burnett Road and 510 Burnett Road for the purpose of constructing a residential development with associated site improvements to be located at the above-referenced properties. Applicant: Salmar Realty, Inc. c/o Peter Martins, 350 Cottage Street, Springfield, MA 01104.

27 Be it Ordered that the following nominations for the Anna E. Barry School Building Commission be submitted:

Joshua Clark / Carissa Lisee / Michael Sarnelli / Stephen Morneau / Normand Girouard

Laflamme

28 Ordered that the Ordinance Committee meet to review and approve the Front Street/City Hall parking lot plan.

Laflamme

29 Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

Chapter 275-50 Signs

Delete 275-50 B (F)

F. Duration of placement. Temporary signs may be placed 60 days prior to an event or promotion and must be removed within seven days following an event or promotion.

For referral to the Planning Board, Zoning Committee, and Ordinance Committee.

Courchesne

30 Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

Chapter 275-51 Motor Vehicle Repair and Storage

Delete from Chapter 275-51 D the following language

“or inoperable or not currently registered or with a current state inspection sticker”

For referral to the Planning Board, Zoning Committee, and Ordinance Committee.

Courchesne

31 Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

Chapter 275-66 Burnett Road

275-66 add to B

In addition to the special permit submission requirements of Chicopee City Code § 275-9, all special permit applications shall be accompanied by traffic study or Transportation Impact

Assessment or any other such report whose official name may be changed by the Massachusetts Department of Transportation.

For referral to the Planning Board, Zoning Committee and Ordinance Committee

Courchesne/Laflamme

- 32 Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

Chapter 132 Code Enforcement

Add to 132-9 "N"

Anyone found in violation of MGL Chapter 90 Section 17C while traveling on Chicopee Street from Pendexter Street north to the Chicopee/Holyoke line and from the Holyoke/Chicopee line south to Pendexter Street will be fined an additional \$200 for said violation.

Courchesne

- 33 Be it Ordered that the City Council meet to discuss the Open Meeting Law Complaint filed by Patrick Higgins received April 9, 2023.

Laflamme

- 34 Be it Ordered that No Through Trucks be sent to the Ordinance Committee for a public hearing. The No Through Trucks will start at the intersection of Britton Street and Memorial Drive for the entire length on Britton Street the east side of Memorial Drive to be reviewed by DPW.

Pniak-Costello

- 35 Be it Ordered that No Through Trucks be sent to the Ordinance Committee for a public hearing. The No Through Trucks will start at the intersection of Old Lyman Road and Britton Street north for the entire length of Old Lyman Road to be reviewed by DPW.

Pniak-Costello

- 36 Be it Ordered the Human Resources Department provide monthly follow-up to the City Council regarding the progress of the previously discussed implementation of HRIS system and the status of current projects.

Dobosz/Lopez/Pniak-Costello

- 37 Be it Ordered that DPW install crosswalk signs at the crosswalk located at Irene Street and Cyran Street.

Courchesne

- 38 Be it Ordered that the DPW paint crosswalk safety zones at all crosswalks on Chicopee Street in Ward 7.  
Courchesne
- 39 Be it Ordered that the Mayor appropriates the necessary funds for an electronic early warning system for the low underpass at Prospect Street.  
Courchesne
- 40 Be it Ordered that the Forestry Department prepare a tree condition report for 386 James Street.  
Zygarowski/Pniak-Costello
- 41 A proposed Ordinance change adding to Chapter 260, Parking Regulations, Perrault Street, South Side – From a point 305 feet east of Chicopee Street then easterly for distance of 195 feet, Parking Prohibited.  
Courchesne
- 42 A proposed Ordinance change adding to Chapter 260, Parking Regulations, John Street, North side for a distance of 50 feet to the corner at the intersection of Chicopee Street, Parking Prohibited.  
Courchesne
- 43 A proposed Ordinance change adding to Chapter 260, Parking Regulations, Leslie Street, South Side – From the end of Leslie Street in front of the Leslie Street Pumping Station to a point 65 feet therefrom, Parking Prohibited.  
Courchesne
- 44 An application for a NEW Home Occupation License at 13 Mary Street, Apt. 2. for the purpose of doing a home based bakery. Name of applicant: Morgan Gillan.
- 45 An alteration of a Class II and Auto Repair license adding LLC to the name. From A and M Auto Sales & Repair to A and M Auto Sales & Repair, LLC at 451 Granby Road. Applicant: Waleed Obeid, 5 Ogden Street, Chicopee, MA 01013.
- 46 2023 Hawker and Peddlers License Renewal to sell various items at downtown Chicopee: Market Square Plaza-Springfield Street From June 1, 2023 to October 26, 2023 1pm to 6pm. Applicant: Chicopee Chamber of Commerce, c/o Melissa Breor, 48 Center Street, Suite 201, Chicopee, MA 01013.
- 47 2023 Bowling Alley Renewal

AMF Lanes

Megan Haas

291 Burnett Road

48-49 2023 Home Occupation Renewals

Debbie's Do's	Debra Pelletier	12 Kane Drive
	Renee Simone	71 Mary Street

50 2023 Junk Collector's License Renewals

Kanes Scrap Metal & Iron	Patrick Kane	184 E. Meadow Street
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51-56 2023 Junk Dealer's License Renewals

AJ's Gaming	Anthony J. Montefusco	196 East Street
Dan's Appliances	Daniel J. Cloutier	207/209 Meadow Street
Game Stop	DL Peterkin	649 Memorial Drive
Rubidia's Sew & Consignment	Rubidia Lopez	131 Church Street
Sayegh Jewelers	Adib J. Sayegh	601 Memorial Drive
Willimansett Waste Co.	Bruce Tolpa	239 Narragansett Blvd.

57 A petition from Eversource Gas of Massachusetts, hereby requests that it be granted a location and permission to install and maintain a telemetry cabinet, with associated control lines and electric conduits, at its Fairview Avenue @ Springfield Street Station, which is located on Fairview Avenue, at the intersection of Gaylord Court, within the existing fenced in pressure regulation station. The telemetry cabinet will enhance the functionality and operational safety of the existing pressure regulating station.

Said telemetry cabinet will be installed in accordance with the enclosed plans.

Adjournment:

ATTEST:



Keith W. Rattell, City Clerk