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CITY COUNCIL
CHICOPEE MA

Minutes from the City Council Meeting on Tuesday July 6, 2021 at 6:52 pm in the Auditorium are as follows:

Brooks, Shane D.	Ward 2 Councilor	Present
Laflamme, Frank N.	At-Large Councilor	Present
Roy, Gerard (Jerry) A.	At-Large Councilor	Present
Tillotson, James K.	At-Large Councilor	Present
Zygarowski, Robert J.	At-Large Councilor	Present
McAuliffe, Joel D.	Ward 1 Councilor	Present
Galecki, Lucjan J.	Ward 3 Councilor	Present
Balakier, George A.	Ward 4 Councilor	Present
Krampits, Fred T.	Ward 5 Councilor	Present
Dobosz, Derek	Ward 6 Councilor	Present
Courchesne, William C.	Ward 7 Councilor	Present
Labrie, Gary R.	Ward 8 Councilor	Present
Walczak, Stan	Ward 9 Councilor	Present

--Motion made by Councilor Zygarowski to accept the minutes of 6/15/2021, 6/16/2021. Motion passed.
Public Input-none

MO-1 An order authorizing the taking of an easement by eminent domain in accordance with the City Charter and M.G.L. Chapter 79, 40 § 14 and Chapter 83, to revise an easement previously taken in the area of Fuller Road in Chicopee for the purposes of locating a brace pole for Chicopee Electric Light.

See attached order of taking for recording.

--Motion made by Councilor Laflamme to receive and pass. Councilor Laflamme stated had given an easement in August of 2020, partial piece needed. Motion passed through all stages by a unanimous roll call vote.

MO-2 An order authorizing the Mayor, in accordance with the City Charter and M.G.L. C. 40 § 3, to negotiate, edit, and execute a lease of the property located at 170 Grove Street in Chicopee and any other document necessary to finalize said lease of property. The property is not currently needed for a public purpose. A copy proposed lease is attached hereto as Exhibit "A".

--Motion made by Councilor Dobosz to receive and pass. Councilor Dobosz stated piece of property the city is not using. Opportunity to extend the lease. Councilor Laflamme stated building can be used may as well get use out of it. Win, win situation. Councilor Tillotson stated piece have been leasing in case someone comes and wants to buy the 50 acre piece of property. This piece would break the land up if its sold. Motion passed through all stages by a unanimous roll call vote.

MO-3 Mayors appropriation of Three hundred seven thousand four hundred ninety nine and 22/100 dollars (\$307,499.22) to the following named M.I.S. Accounts:

TV Production Director Salary	\$157,499.22
P.T. Chicopee TV Staff Salary	50,000.00
Chicopee TV Facilities/Equip.	<u>100,000.00</u>

Total \$307,499.22

from available funds in the Receipts Reserved for Appropriation PEG Access Cable Account.

--Motion made by Councilor Courchesne to receive and pass. Councilor Courchesne stated typically would have been paid from School, now under MIS, Paid out of cable. Councilor Tillotson stated the first line is two positions, checked with Auditor, misleading the way it reads. Fee paid to Spectrum from the bills, pays these salaries. Councilor McAuliffe stated this is a transfer of funding, occurs every year. Traditionally funded through the school, now through I.T. Hope they become their own stand-alone department. Meeting is aired live on FaceBook and Spectrum. Chicopee TV is not just for public meetings, can be used by the public. All share in the frustration. Getting acclimated to the new space. Mostly a positive thing, have been some hick-ups, staff fixes as best they can. Motion passed through all stages by a unanimous roll call vote.

MO-4 Ordered that the Chicopee City Council accept the additional FY'20 SAMSHA Police Drug Addiction Response Team (DART) Grant in the amount of Nine thousand five hundred and 00/100 dollars (\$9,500.00) from the City of Northampton. Said grant is to be used for decreasing the impacts of substance abuse disorder and opioid overdose fatalities for people and families and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.

--Motion made by Councilor Zygarowski to receive, pass and the grant accepted. Councilor Zygarowski stated continue the DART program, shared with Northampton. Councilor Tillotson stated would like to get some kind of report from the police department to see how this program is working. Ask for a summary. Motion passed through all stages by a unanimous roll call vote.

5 A favorable License Committee report, an application for a Junk Dealers License located at 1956 Memorial Drive (kiosk will be inside Dollar General). Applicant: ECOATM, LLC, Hunter Bjorkman, 10121 Barnes Canyon Road, San Diego, CA 92121.

--Motion made by Councilor Walczak to receive and granted with restrictions. Councilor Walczak stated they needed to provide agreement. Motion passed.

6 A favorable License Committee report, an application for a Class II License for KLM Auto Repair, Inc., located at 874 Front Street. Applicant: Maria Y. Christy, 21 Lachine Street, Chicopee, MA 01020.

--Motion made by Councilor Walczak to receive and defeated. Councilor Walczak stated the applicant withdrew the application. Motion passed.

7 A favorable License Committee report, an application for an Auto Repair License for KLM Auto Repair, Inc., located at 874 Front Street. Applicant: Maria Y. Christy, 21 Lachine Street, Chicopee, MA 01020.

--Motion made by Councilor Walczak to receive and defeated. Councilor Walczak stated the same as previous. Motion passed.

8 A favorable Finance Committee report, BE IT ORDERED THAT the Chicopee Cultural Council meet with the Finance Committee and provide an update on the 2019 initiatives as presented to the City Council on March 18, 2019.

--Motion made by Councilor Laflamme to receive and placed on file. Councilor Laflamme stated Chamber of Commerce information on what's going on. Sometimes grants are short timed. This was for the next order. Councilor Courchesne stated the Treasurer told us what was going on, still up for debate. Councilor Tillotson stated sometimes good to get caught up. Monies to the cultural council from the city. They accounted for all the money. Councilor Courchesne stated are a good council/get grants. Councilor Labrie stated was impressed about the number of grants they did get. Councilor Dobosz stated glad they had the meeting, they do good work. Different chairperson, new chairperson spent some of the money. Want to make sure what people tell the council is what happens. Councilor Laflamme thanked Treasurer Laflamme for giving a presentation. Motion passed.

- 9 A favorable Ordinance Committee report, BE IT ORDERED THAT the Planning Director come in to discuss all downtown grants/projects including the bike loop.

--Motion made by Councilor Tillotson to receive and placed on file. Councilor Tillotson stated came in, Chamber of Commerce was present, talked about the bike loop. Changing the streets to two ways, interesting meeting. What the grants are for, hopefully have better understanding in the future. Councilor Laflamme stated called to see what's going on downtown. The Chamber explained what is going on, they would like to come and bring reports, all about communication. Motion passed.

- 10 A favorable Ordinance Committee report, 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:

Delete Chapter 275-66 A in its entirety

And insert in place thereof

275-66 A Burnett Road

- A. No further business, commercial or industrial development shall occur on Burnett Road from the Ludlow/Chicopee line to the intersection of New Lombard Road and Burnett Road and any appurtenant street for a period of one year commencing on April 1, 2021, and terminating on April 1, 2022, except by special permit.

--Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Tillotson stated annual request, protected by Special Permit. Councilor Dobosz thanked the at large councilors for helping push this through. Working with the state and our DPW, working on traffic issues there. Motion passed through all stages by a unanimous roll call vote.

- 11 A favorable Ordinance Committee report, 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 260-16 B

Delete "Zone of Quiet"

And insert in place thereof
"Quiet Zone"

--Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Tillotson stated change in wording. Councilor Courchesne stated simply make more sense in a sign. Motion passed through all stages by a unanimous roll call vote.

- 12 A favorable Ordinance Committee report, 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:

Add to Chapter 260-16
D Fines

Violation of 260-16 \$500

--Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Courchesne stated beefed up the noise ordinance, time we stepped up for the city. Motion passed through all stages by a unanimous roll call vote.

- 13 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Isolated Stop Signs and Signal Lights, Ash Street, At the intersection of Ash Street and Center Street, Isolated Stop Sign.

--Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Tillotson stated routine, needed for a stop sign. Councilor Zygarowski stated need for this, people were racing onto Center Street. Motion passed through all stages by a unanimous roll call vote.

- 14 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Isolated Stop Signs and Signal Lights, Honey Lane, At the intersection Honey Lane and Basil Road, Isolated Stop Sign.

--Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Dobosz stated thank Councilor Tillotson, intersection in his neighborhood. Need a stop sign, dangerous area. Motion passed through all stages by a unanimous roll call vote.

- 15 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Exchange Street, North and west side – 1,120 feet from Cabot Street through Perkins Street and Dwight Street to (across from) Chestnut Street, Parking Prohibited.

--Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Tillotson stated for bike route, allowable for one year. Councilor Brooks stated Planning Department asked him to file this. Motion passed through all stages by a unanimous roll call vote.

- 16 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Parking regulations, Center Street and Springfield Street, West side – 170 feet from Exchange Street, Parking Prohibited. (Note: Center Street becomes Springfield Street at the angle point of the Starzyk Building, for the final 60 feet of this proposed ordinance.)

--Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Tillotson stated for one year. Motion passed through all stages by a unanimous roll call vote.

- 17 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Parking Regulations, Center Street, East side – 1,190 feet from Union Street, Nonotuck Avenue and School Street to Springfield Street, Parking Prohibited.
- Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Tillotson stated amended, was also approved for one year. Motion passed through all stages by a unanimous roll call vote.
- 18 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Parking Regulations, Trilby Avenue, From the corner of Trilby to the back corner of St. Joan of Arc School, Parking Prohibited – Between 8 AM – 9 AM & 2 PM – 3 PM Monday – Friday / September thru June.
- Committee amended as follows:
- Trilby Avenue
North side – For a distance of 255 feet from Grattan Street
Parking Prohibited - Between 8 AM – 9 AM & 2 PM – 3 PM Monday – Friday / September thru June.
- Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Labrie stated this is at St. Joan of Arc school. Principal bought signs and put them up, this is just making them legal. Motion passed through all stages by a unanimous roll call vote.
- 19 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Isolated Stop Signs and Signal Lights, Atkins Street, At the intersection of Prospect Street, Isolated Stop Sign.
- Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Courchesne stated needed. Motion passed through all stages by a unanimous roll call vote.
- 20 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Parking Regulations, John Street, At the intersection of Chicopee Street on or in the area of CEL Pole 1S, Parking Prohibited Here to Corner/Tow Away Zone.
- Motion made by Councilor Tillotson to receive and defeated. Councilor Tillotson stated trying to make a test case, within 20 ft. you can't park and then there is a hydrant. Get the police department to enforce, save a sign or two. See if the Police Department will enforce it. Councilor Courchesne stated trying for the safety of the ward. No enforcement in the last 12 months, signs work more than none. Will continue to put sign requests in. Motion passed through all stages by a roll call vote of 10 yes, 2 no, 1 out of chair. Councilors Krampits and Courchesne voting no, Councilor Zygarowski out of chair.
- 21 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Parking Regulations, Bush Avenue, For a distance of 53' from Buckley Blvd., Parking Prohibited Either Side.
- Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Courchesne stated trying to help. Signs, get partners with residents, city is too busy with calls, will help make streets a little safer. Councilor Galecki stated cars park on both sides there, residents won't be able to park. Councilor Tillotson stated favorable the way the committee report reads. Councilor Courchesne stated cruisers/fire trucks couldn't get through. Motion passed through all stages by a roll call vote of 12 yes 1 no, Councilor Galecki voting no.

- 22 A favorable Ordinance Committee report, A proposed ordinance adding to Chapter 260, Parking Regulations, Riverview Place, At the intersection of Chicopee Street, Parking Prohibited Here to Corner/Tow Away Zone.
- Committee Amended as Follows:
Riverview Place
North side – 25 feet from the intersection of Chicopee Street
Parking Prohibited Here to Corner/Tow Away Zone.
- Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained as amended. Councilor Courchesne stated parking on the corner. Motion passed through all stages by a unanimous roll call vote.
- 23 A favorable Ordinance Committee report, A proposed ordinance striking from Chapter 260, Parking Prohibited, Armanella Street, West side – 135 feet from East Main Street, Parking Prohibited Here To Corner.
- Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Krampits stated were agreements until the signs went up. Motion passed through all stages by a unanimous roll call vote.
- 24 An Ordinance Committee report, Chapter 7 Ordinance Revisions.
- Motion made by Councilor Tillotson to receive, 2nd and final reading enrolled and ordained. Councilor Tillotson stated all updated now. Motion passed through all stages by a unanimous roll call vote.
- 25 A Zoning Committee report, Application for Special Permit under section 275-50 (C)(1) and 275-50 (C)(2)(A) for the purpose of relief of setback requirements for new sign placement from 25' to +- 0' from the property line and erecting a digital sign. Located at 675 Fuller Road. Applicant: Chuck Martins, 658 Fuller Road, Chicopee, MA 01020.
- Motion made by Councilor Balakier to receive & the Special Permit granted with restrictions. Councilor Balakier stated for putting a digital sign up. Approved with conditions, be set up properly. Motion passed through all stages by a unanimous roll call vote.
- 26 A Zoning Committee report, Application for Special Permit under section 275-58 (C)(4) for the purpose serve liquor in restaurant. Located at 185 Grove Street. Applicant: Falls Pizza, Inc., 185 Grove Street, Chicopee, MA 01013.
- Motion made by Councilor Balakier to receive & the Special Permit granted with restrictions. Councilor Balakier stated to serve liquor in a new restaurant, formerly a bar. Will run with the applicant. Councilor Laflamme stated work with the Building Department. Motion passed through all stages by a unanimous roll call vote.
- 27 A Zoning Committee report, Application for Special Permit under section 275-58 (C)(5) for the purpose of four residential units and a real estate office which requires a special permit. Located at 1692 Memorial Drive. Applicant: 896-900 Prospect Street, Inc., 32 Haig Avenue, South Hadley, MA 01075, David B. Williams.

--Motion made by Councilor Balakier to receive & the Special Permit granted with restrictions. Councilor Balakier stated approve with the conditions as read. Motion passed through all stages by a unanimous roll call vote.

- 28 BE IT ORDERED THAT the City Council along with the Mayor will pursue the creation of a community resource center to confront the issues of chronic homelessness, addiction and food insecurity experienced by Chicopee residents.

--Motion made by Councilor Laflamme to receive and refer to the Finance Committee. Councilor Laflamme stated to create a resource center. Councilor Brooks stated concept born after driving downtown a lot recently. Opportunity with Covid monies to maybe deal with these issues. Talked about but never followed through. Councilor Galecki stated step in the right direction. Motion passed, referred.

- 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 64

See attached Wage Theft Ordinance attached hereto and incorporated herein

--Motion made by Councilor McAuliffe to receive, 1st reading and refer to the Ordinance Committee to include Building Inspector and Purchasing Agent. Councilor Tillotson stated refer to Purchasing Director and Building Inspector for recommendation. Think it's something we can look at but need these two involved. Copy to both for review. Councilor McAuliffe stated appreciates Councilor Tillotson, can talk about this in committee. Have a significant issue with the Commonwealth, people are having things stolen from them, looking for any assistance. Councilor Galecki stated personally think this is a waste of time, insurance companies follow through with all of this. Already being done. Councilor McAuliffe stated inform to learn about waste theft. Councilor Laflamme watched video by others, there are things happening, more with laborers not being paid what they should be. Make sure people are getting the correct wage. Councilor Galecki stated makes sense now, thank you. Motion passed, referred.

- 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 16

16-119 Charter Review Commission

Delete E

And insert in place there of

E. The Commission shall be convened no later than thirty (30) days after the approval of its members by the City Council. The Commission shall hold meetings as determined by the Open Meeting Law and shall file a report of the final recommendations for changes to the Charter to the City Clerk no later than one (1) year after the organizational meeting of said commission.

--Motion made by Councilor Laflamme to receive, 1st reading and refer to the Ordinance Committee. Councilor Laflamme stated time for them to have a full year to turn in the report. Councilor Tillotson stated they are having a meeting on July 14, accept the specific date of July of 2022. Motion passed, referred.

- 31 BE IT ORDERED THAT the DPW add a "DO NOT BLOCK STREET" sign to existing sign at 9 Keddy Boulevard.

--Motion made by Councilor Walczak to receive and sent to DPW for implementation. Councilor Walczak stated by Dairy Queen, both directions, residents can't get down the street. Hopefully people will stop blocking the street. Motion passed.

- 32 BE IT ORDERED THAT the DPW review placing City vehicle maintenance records on a computerized system.

--Motion made by Councilor Walczak to receive and sent to DPW for review and implementation. Councilor Walczak stated was surprised only one person knows what's going on. Ask to look at, see if there is something they can do. Not all in one person's domain. Councilor Galecki stated when you're dealing with a lot it can be too much. Councilor Dobosz stated all vehicle maintenance records should be done this way. Motion passed.

- 33 BE IT ORDERED THAT the DPW place a speed limit sign on Front Street somewhere between Bell Street heading down to City Hall entrance.

--Motion made by Councilor Walczak to receive and sent to DPW for implementation. Councilor Walczak stated there is a state law in place but cars are flying. City employees are upset, there is no sign on the street to let people know what the speed limit is. Councilor Balakier stated suggest a police detail be set up. Had asked for speed bumps, still being discussed, in the hands of the Commonwealth. If something doesn't happen there can be lawsuits. Councilor Galecki stated can we get radar signs? Tells the speed. Councilor Brooks stated there are mobile devices. Councilor Zygarowski stated call and speak to Captain Gawron. Councilor Courchesne stated Holyoke has multiple, they work. The state stuck to the 2010 budget. Councilor Walczak stated right now parking lot is not available, cars are parked on both sides. Motion passed.

- 34 A proposed ordinance striking from Chapter 260, Parking Regulations, Taylor Street, Both sides - From Sheridan Street to a point 510 feet southeast of Sheridan Street, Parking Prohibited.

--Motion made by Councilor Dobosz to receive, 1st reading and refer to the Ordinance Committee. Councilor Dobosz stated working with Councilor Tillotson, signs are wrong. Motion passed, referred.

- 35 A proposed ordinance adding to Chapter 260, Parking Regulations, Taylor Street, South side - entire length, Parking Prohibited.

--Motion made by Councilor Dobosz to receive, 1st reading and refer to the Ordinance Committee. Councilor Dobosz stated deal with in committee. Motion passed, referred.

- 36 A proposed ordinance adding to Chapter 260, Parking Regulations, Taylor Street, North side – From Sheridan Street to a point 25 feet southeast of Sheridan Street, Parking Prohibited Here to Corner.
- Motion made by Councilor Dobosz to receive, 1st reading and refer to the Ordinance Committee. Councilor Dobosz stated might be amended a bit. Motion passed, referred.
- 37 A proposed ordinance adding to Chapter 260, Parking Regulations, Springfield Street, For a distance of 30 feet from the intersection of Magnolia Street, Parking Prohibited Here to Corner.
- Motion made by Councilor Balakier to receive, 1st reading and refer to the Ordinance Committee. Councilor Balakier stated got calls from constituents, difficult to get onto Springfield Street, need sign. Motion passed, referred.
- 38 A NEW Special Permit application under Section 275-27.1(B) of the Municipal Zoning Ordinance for the purpose of installing a wireless communication antenna and supporting equipment on an existing silo. Location: 340 McKinstry Avenue. Applicant: Cellco Partnership d/b/a Verizon Wireless, 118 Flanders Rd., 3rd Floor, Westborough, MA 01581.
- Motion made by Councilor Balakier to receive and refer to the Zoning Committee. Councilor Balakier stated will take up in committee.
- 39 A NEW Home Occupation License application, Applied for by: Kim Bosshart-Cote, 62 Pine Street, Chicopee, MA.
- Motion made by Councilor Walczak to receive and refer to the License Committee. Councilor Walczak stated will take up in committee. Motion passed, referred.
- 40 A NEW Class 2 License application for Sandy's Auto World located at 963 Meadow Street. Applied for by: Lyudmila Kudra, 172 Prospect Street, Chicopee, MA.
- Motion made by Councilor Walczak to receive and refer to the License Committee. Councilor Walczak stated will take up in committee. Motion passed, referred.
- 41 A NEW Class 3 License application for Sandy's Auto World located at 963 Meadow Street. Applied for by: Lyudmila Kudra, 172 Prospect Street, Chicopee, MA.
- Motion made by Councilor Walczak to receive and refer to the License Committee. Councilor Walczak stated will take up in committee. Motion passed, referred.
- 42 A NEW Auto Body/Auto Repair License application for Sandy's Auto World located at 963 Meadow Street. Applied for by: Lyudmila Kudra, 172 Prospect Street, Chicopee, MA.
- Motion made by Councilor Walczak to receive and refer to the License Committee. Councilor Walczak stated will take up in committee. Motion passed, referred.

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A NEW Auto Detail License application for Sandy's Auto World located at 963 Meadow Street.
Applied for by: Lyudmila Kudra, 172 Prospect Street, Chicopee, MA.
--Motion made by Councilor Walczak to receive and refer to the License Committee. Councilor
Walczak stated will take up in committee. Motion passed, referred.

ATTEST:

A handwritten signature in black ink, appearing to read "Keith W. Rattell".

Keith W. Rattell
City Clerk