

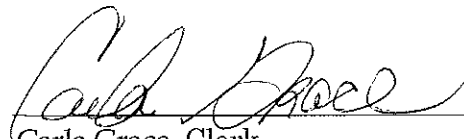
Notice of Meeting

To be filed in duplicate

Notice is hereby given in accordance with Chapter 30A, Section 20 of the General Laws of a meeting of the:

City Council Meeting

Meeting will be held at **7:15 PM** On **Tuesday, February 6, 2018**
The location of the meeting will be **City Council Chambers, 4th Floor,
City Hall Annex**
Full description of location **274 Front Street, Chicopee, MA 01013**
The purpose of this meeting;
See attached



Carla Grace, Clerk
February 2, 2018

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| <p>Date and Time Received by the City Clerk's Office (electronic stamp)</p> | <p>Date and Time Posted by the City Clerk's Office (electronic stamp)</p> |
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The briefing for the City Council Meeting to be held on Tuesday, February 6, 2018 will be held at 6:30 pm in the Council Chambers.

Agenda for the City Council Meeting on Tuesday, February 6, 2018 at 7:15 pm in the Council Chambers is as follows:

Public Input

- C-1 Communication from Mark Darnold of the Berkshire Design Group, Inc. withdrawing an application that was submitted for 109 & 165 Front Street and replaced with a newly submitted application.
- MO-1 A resolution to file and accept grants with and from the Commonwealth of Massachusetts, Executive Office of Energy and Environmental Affairs for the parkland acquisitions and renovations for communities program for improvements to Nash Park.
- MO-2 Ordered that the City Council accept the 2018 Parkland Acquisitions and Renovations for Communities (PARC) Assistance Grant from the Executive Office of Energy and Environmental Affairs in the amount of Three hundred ninety five thousand five hundred eighty four and 00/100 dollars (\$395,584.00). Said grant is to be used for improvements to Nash Park and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-3 Mayors appropriation of Five hundred thousand and 00/100 dollars (\$500,000.00) to the following named account: Fire Special Account for Purchase of a Fire Pumper from available funds in the Stabilization Fund.
- MO-4 Mayors appropriation of Three hundred twenty four thousand five hundred fifty and 00/100 dollars (\$324,550.00) to the following named account: Police Special Account for Purchase of Cruisers from the available funds in the undesignated fund balance "Free Cash" account.
- MO-5 Mayors appropriation of Sixty three thousand nine hundred seventy and 00/100 dollars to the following named account: Police Expense Account for Departmental Equipment (Speed Alert 24 & 18 Message Signs/Trailer/Mounting) from available funds in the undesignated fund balance "Free Cash" account.
- MO-6 Mayors appropriation of Thirty thousand six hundred and 00/100 dollars (\$30,600.00) to the following named account: D.P.W. Highway Special Account for Signal Maintenance (6 Solar Speed Signs) from available funds in the undesignated fund balance "Free Cash" account.
- MO-7 Mayors appropriation of Seventy four thousand one hundred sixty three and 00/100 dollars (\$74,163.00) to the following named account: Police Special Account for Purchase of a Metal Jet Boat from available funds in the undesignated fund balance "Free Cash" account.
- MO-8 Mayors appropriation of Thirty thousand two hundred twenty and 00/100 dollars (\$30,220.00) to the following named account: Police Special Account for Weaponry Equipment from available funds in the undesignated fund balance "Free Cash" account.
- MO-9 Mayors appropriation of Twenty three thousand one hundred seventy and 06/100 dollars (\$23,170.06) to the following named account: Human Resources Special Account for Indemnification of Police and Fire from available funds in the undesignated fund balance "Free Cash" account.
- MO-10 Mayors appropriation of Twenty two thousand four hundred eighty eight and 00/100 dollars (\$22,488.00) to the following named account: Police Expense Account for Computer Software from available funds in the undesignated fund balance "Free Cash" account.
- MO-11 Mayors appropriation of Forty four thousand nine hundred sixteen and 24/100 dollars (\$44,916.24) to the following named account: Golf Special Account for Purchase of Equipment (Tee Mower/Thatcher) from available funds in the undesignated fund balance "Free Cash" account.

MO-12 Ordered that the City Council accept the FY2018 State 911 Support and Incentive Grant from the Commonwealth of Massachusetts Executive Office of Public Safety and Security to the Chicopee Police Department in the amount of One hundred fifty eight thousand seven hundred forty seven and 00/100 dollars (\$158,747.00). Said grant is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-13 Mayors appropriation of Ninety four thousand ninety seven and 20/100 dollars (\$94,097.20) to the following named Fire accounts:

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|------------------|------------------|
| Overtime | \$47,862.60 |
| Special Services | <u>46,234.60</u> |
| Total | \$94,097.20 |

From available funds in the undesignated fund balance "Free Cash" account. (80% of the overtime cost and 100% of the Special Services cost will be reimbursed to the city through the State E911 Grant).

MO-14 Ordered that the City Council accept the donation of assorted windshield wipers from the Chicopee Walmart to the City of Chicopee Central Maintenance Garage. Said donation has an estimated value of Two hundred thirty one and 00/100 dollars (\$231.00) and is accepted in accordance with M.G.L. Chapter 44 Section 53A1/2.

MO-15 Ordered that the City Council accept the donation from Geno's Auto Service to the Chicopee Police Department of labor and materials to repaint the 2003 Honda Accord sedan undercover vehicle. Said donation has an estimated value of Two thousand five hundred and 00/100 dollars (\$2,500.00) and is accepted in accordance with M.G.L. Chapter 44 Section 53A 1/2.

MO-16 Mayors appropriation of One thousand five hundred fifty six and 51/100 dollars (\$1,556.51) to the following named account: Auditing Salary Account for Sick Buy Back from available funds in the undesignated fund balance "Free Cash" account.

MO-17 Mayors appropriation of Four thousand five hundred eighty six and 98/100 dollars (4,586.98) to the following named account: City Hall Maintenance Salary Account for Overtime from available funds in the City Hall Maintenance Account for Removal of Underground Tanks.

MO-18 Mayors appropriation of Ten thousand and 00/100 dollars (\$10,000.00) to the following named account: D.P.W. Wastewater Special Account for Repairs to Equipment from available funds in the Sewer Surplus account.

MO-19 Mayors appropriation of Five thousand and 00/100 dollars (\$5,000.00) to the following named account: Settlement in the Claim of Lynn Diefenderfer vs City of Chicopee from available funds in the undesignated fund balance "Free Cash" account.

MO-20 Chapter 7 Ordinance Revisions

MO-21 To the City Council:

You are hereby notified that I have this day appointed, John Benjamin, Assistant Planning Director as a responsible party for the solicitation of contributions to the City of Chicopee for municipal sponsored entertainment events, educational programs, and other city activities. To which appointment I ask the confirmation of your honorable council.

22 A favorable Recreation Committee report, ordered that the Recreation Committee meet with the Parks and Recreation Department and Golf Department for an update on the department's budget, capital and outlook for 2018.

23 A favorable License Committee report, ordered that Top Dog Auto Service, 238 Meadow Street, be called before the City of Chicopee License Committee and City Council to discuss the license (s) currently held by Top Dog Auto Service including compliance with restrictions imposed upon any

licenses held by Top Dog Auto Service. The Council may modify, suspend, fine or revoke any license held by Top Dog Auto Service.

- 24 A favorable License Committee report, application for a Class II License for Economy Auto Service located at 957 Meadow Street. Applicant: Ariel Ortiz, 32 Lawn Street, South Hadley, MA 01075.
- 25 A favorable License Committee report, application for an Auto Repair License for ADR Diagnostic & Repair, LLC, 519 B Front Street. Applicant: Edmund Malenders, 27 Morton Street, West Springfield, MA 01089.
- 26 A favorable License Committee report, ordered that the 2018 license renewal for Chicopee Motor Sales Inc., 184 Center Street, be reviewed.
- 27 A Zoning Committee report, Zone Change application from Res A to Res B for .17 acres 7500 SF of property located at Ruth Avenue (Assessors Map 80 Lot 39) for the purpose of construction of a two family dwelling. Applicant: James Kumiega, 55 Van Horn Street, Chicopee, MA 01013.
- 28 A Zoning Committee report, Special Permit application under 275-58 (C) (4) for the purpose of transferring a liquor license from 510 Burnett Road, LLC to HRU, Inc., located at 510 Burnett Road. Applicant: HRU, Inc., Haci Bayram, President, 43 Grattan Street, Apt. E, Chicopee, MA 01020.
- 29 A Zoning Committee report, Special Permit under section 275-58 (E) (1) for the purpose of relocating a business sign requesting relief from 25' setback requirement located at 2017 Memorial Drive. Applicant: Atlantic Coast Enterprises, LLC, Daniel Ramras, 12 High Street, Norwalk, CT 06851.
- 30 A Zoning Committee report, Special Permit application under 275-50 for the purpose of sign with electronic message LED Center board and relief from 25' setback requirement to 2' at 110 Church Street. Applicant: Sign Techniques, Inc., Tracy Janik, 361 Chicopee Street, Chicopee, MA 01013.
- 31 A Zoning Committee report, Special Permit application under 275-51.1 A for the purpose of membrane structure located at 15 Fairmont Street. Applicant: Robert Parent, 15 Fairmont Street, Chicopee, MA 01020.
- 32 A Zoning Committee report, Special Permit application under 275-50 for the purpose to replace the existing Special Permit issued to Thomas Murphy, Jr. for the purpose of maintaining a commercial 14'x48' double sided billboard on a single monopole located at 60 Haynes Circle. Applicant: Lamar Central Outdoor, LLC, Patrick Keough, 32 Midland Street, Windsor, CT 06095.
- 33 A Zoning Committee report, Special Permit application under 275-53 B (2) for the purpose of renovating existing structure single family into 8 bedroom home for terminally ill. All renovation work will take place within the existing structure. No expansion is required. Located at 66 View Street. Applicant: David Tetreault, Board of Directors, 16 Keith Ave, Belchertown, MA 01007.
- 34 A Zoning Committee report, Special Permit application under 275-67 renovating an existing abandoned mill building to construct 105 studio and one bedroom apartments. Additionally, a bituminous paved, concrete curbed parking lot will be constructed on the site of a former, now demolished, mill building along Front Street; and requesting two waivers from the Municipal Zoning Ordinance, i.e. (1) a reduction of the size of a portion of the parking spaces from the required 9'x18' to a proposed 8'x16' and (2) a reduction in the required number of parking spaces from 179 spaces to a proposed 109 spaces. Under 275-67C exercise of the Mill Conversion and Commercial Center Overlay District regulations. Located at 109 Front St. & 165 Front St. Applicant: Berkshire Design Group, Inc., Mark Darnald, 4 Allen Place, Northampton, MA 01060.
- 35 A Zoning Committee report, Special Permit application under 275-51.1 A for the purpose of membrane structure located at 32 Newell St. Applicant: Donna Holubecki, 32 Newell Street, Chicopee, MA 01013.

36 Be it Ordered That the Special Permit application referred to the Zoning Committee on January 2, 2018 for property at 109 Front Street and 165 Front Street be removed from the Zoning Committee.

Brooks

37 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 256 Tobacco Vending Machines in its entirety

And insert in place thereof

Chapter 256 Tobacco Products

McAuliffe/Zygarowski

38 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 275-70(1)

Notwithstanding any general or special law to the contrary, no law enforcement officer, official, employee, or other agent of the City of Chicopee shall cause to be expended from public resources any assets, including time, money or property, tangible or intangible, in the rendering of assistance to any law enforcement official or other agent of the federal government in connection with the investigation or prosecution, under federal law, of any individual for engaging in any activity in compliance with Massachusetts General Law Chapter 94G (Recreational Marijuana) and Massachusetts General Law Chapter 941 (Medical Marijuana), except as may be lawfully ordered by a court of competent jurisdiction.

McAuliffe/Courchesne

39 Be it Ordered that the DPW install a "Do Not Block the Box" sign on Front Street at the intersection of Wheatland Avenue by Chicopee High School.

Zygarowski/Balakier

40 Be it Ordered that the City of Chicopee authorizes the Knight of Columbus, Fairview Council No. 4044, to hold bingo on Sunday, March 25, 2018 instead of Thursday, March 29, 2018.

Vieau

41 A proposed Ordinance, adding to Chapter 260-67, Parking Prohibited Certain Hours: Murphy Court, Both sides-entire length, Parking Prohibited.

Dobosz/Zygarowski

42 A proposed Ordinance, adding to Chapter 260, Parking Regulations, Dewey Street, Northeast side (even side)-entire length, Parking Prohibited

Dobosz/Vieau

43 A proposed Ordinance, striking from Chapter 260, Parking Regulations: Murphy Court, South side for a distance of 25 feet from the intersection with Murphy Lane, Parking Prohibited.

Dobosz/Zygarowski

- 44 Be it Ordered that the Finance Committee meet to discuss fiscal year 2018 Capital Planning Committee update.
- Vieau
- 45 A proposed Ordinance, adding to Chapter 260, Isolated Stop Signs and Signal Lights, Chapel Street, York Street going south at Intersection of Chapel Street, Isolated Stop Sign.
- Labrie/Zygarowski
- 46 Request that the Mayor and John Mruk, Chairman of the Chicopee Advisory Task Force attend the Finance Committee meeting to review the recommendations of the task force (which was formed to review the operation and budget of the school department).
- Laflamme
- 47 An application for a NEW Special Permit under section 275-58 "E" 1 of the Municipal Zoning Ordinances for the purpose of relief from setback requirements 25' to 1' for front set back 10' to 2.3' for side yard setback. Location of property: 873 Grattan Street: Applicant: Sign Techniques (Tracy Janik), 361 Chicopee Street, Chicopee, MA 01013.
- 48 An application for a NEW Special Permit under section 275-51.1 of the Municipal Zoning Ordinance for the Purpose of erection of a membrane covered structure: location of property, 67 Hudson Ave. Applicant: Jesus Gonzalez, Jr. 67 Hudson Ave.
- 49 An application for a NEW Special Permit under section 275-51.1 of the Municipal Zoning Ordinance for the purpose of a membrane covered structure: location of property, 25 Woodcrest Circle. Applicant: Richard D. Dupuis, 25 Woodcrest Circle.
- 50 An application for a NEW Home Occupation License for the purpose of: Tax Preparation at 222 McCarthy Ave. Applicant: Lena Alekseyenko, 222 McCarthy Ave., Chicopee, MA 01020.
- 51 An application for a NEW Zone Change from Industrial and Residence B to Industrial for 1.9 acres/square feet of property located at 30 Buckley Blvd for the purpose of creating uniform zoning for the parcel which has been an industrial use property since 1900 and taxed as an industrial use property. Applicant: Buckley Property Investments, LLC, 30 Buckley Blvd, Chicopee, MA 01013.
- 52 Auto Repair License Renewals for the year 2018
- Center Auto Repair, LLC 184 Center Street
- 53 Auto Detail License Renewals for the year 2018
- Center Auto Repair, LLC 184 Center Street

ATTEST:



KEITH W RATTELL
CITY CLERK