

The briefing for the City Council Meeting to be held on Tuesday, July 2, 2019 will be held at 6:30 pm at the RiverMills Senior Center, 5 West Main Street.

Agenda for the City Council Meeting on Tuesday, July 2, 2019 at 7:15 pm at the RiverMills Senior Center, 5 West Main Street is as follows:

Public Input

MO-1 Mayors appropriation of Sixty eight thousand fifty six and 00/100 dollars (\$68,056.00) to the following named account: MIS Special Account for Capital Acquisitions from available funds in the MIS Special Account for Camera Install./Maint. Account.

MO-2 Mayors appropriation of Ten thousand two hundred forty four and 00/100 dollars (\$10,244.00) to the following named Sanitation Salary Accounts:

MEO/Laborer	\$ 6,988.80
MEO/Laborer/Recycling	2,100.80
Special MEO/Recycling	<u>1,154.40</u>
	\$10,244.00

Said amount is to be raised in the FY'2020 Fiscal Year Tax Levy.

MO-3 Ordered that the City Council accept the MARTAP Helping Hand Mini Grant in the amount of One thousand and 00/100 dollars (\$1,000.00) from the Commonwealth of Massachusetts Department of Transportation to the Chicopee Council on Aging. Said Grant is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-4 Be it Ordered that the Chicopee City Council, in accordance with the City Charter and Chapters 40, 79 and 83 of the Massachusetts General Laws and every other power authorized by law, does hereby take by eminent domain the fee interest in two parcels of land described in Exhibit A comprising what is to be laid out as Fiske Lane, a Public Way.

The parcels are shown in more detail on a plan entitled "Proposed Land Taking for Fiske Lane, Chicopee, Massachusetts surveyed for the City of Chicopee", dated February 5, 2019 Scale 1" = 20' by Durkee, White, Towne and Chapdelaine Civil Engineers and Land Surveyors, recorded in the Hampden County Registry of Deeds Book 385, Page 114, which is also contained in Exhibit A.

The purpose of this taking is for repairing, replacing, altering, and reconstructing Fiske Lane and its appurtenances in order to lay out a Public Way for the common convenience and necessity of alleviating existing and future traffic congestion due to ongoing development in this area of Main Street.

No betterments are to be assessed under this taking and the Department of Public Works shall cause the attached order of taking to be recorded at the Hampden County Registry of Deeds forthwith..

MO-5 AN ORDER ACCEPTING FISKE LANE, SO-CALLED, AS A PUBLIC WAY

WHEREAS, the City Council has determined that for the common convenience and necessity of Public Way, FISKE LANE, so-called, be accepted as a Public Way; and

WHEREAS, said way, FISKE LANE, having been laid out as a Public Way and that all requirements of law in relation thereto have been complied with; and

WHEREAS, the abutters, their property having been appraised, shall be compensated in accordance with M.G.L. c.79 for an eminent domain taking in fee having been authorized by separate Order of the City Council.

NOW THEREFORE, it is ordered that FISKE LANE, so-called, be laid out and accepted as a Public Way.

FURTHERMORE, that betterment assessments be waived in regards to this matter and that the layout of the said Public Way be as described as follows:

A DESCRIPTION OF TWO PARCELS COMPRISING FISKE LANE ALONG WITH A PLAN DEPICTING SAID NEW PUBLIC LAYOUT IS ATTACHED AS "EXHIBIT A"

- MO-6 School Department Improvements Bond Authorization. Ordered that Three million eight hundred seventeen thousand and 00/100 dollars (\$3,817,000.00) is appropriated to pay costs of making various school department improvements, including (1) in-house air conditioning of classrooms, (2) replacing the turf field at Chicopee Comprehensive High School (3) improving cameras, doors and lighting at various school buildings, (4) providing lighting for the turf field at Chicopee High School, and (5) building out of space to expand educational opportunities for students at Chicopee Comprehensive High School, and for the payment of all other costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. C. 44, Sec. 7(1) or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out the purpose of this order. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44 Sec. 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.
- MO-7 Pool Removals Bond Authorization. Ordered that Eight hundred seventy five thousand and 00/100 dollars (\$875,000.00) is appropriated to pay costs of removing and remediating the Szot and Fairview pools, including the payment of all other costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. C. 44, Sec. 7(1) or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out the purpose of this order. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44 Sec. 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.
- MO-8 Fire Ladder Truck Bond Authorization. Ordered that One million one hundred sixty one thousand five hundred and 00/100 dollars (\$1,161,500.00) is appropriated to pay costs of purchasing a ladder truck for the use of the Fire Department, including the payment of all other costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. C. 44, Sec. 7(1) or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out the purpose of this order. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44 Sec. 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.
- MO-9 Hazardous Material Remediation - Uniroyal Buildings Bond Authorization. Ordered that Two million and 00/100 dollars (\$2,000,000.00) is appropriated to pay additional costs of abating hazardous materials at Uniroyal Buildings 15, 27 and 42, weatherproofing Uniroyal Buildings 27 and 42, and for the payment of other costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. C. 44, Sec. 7(1) or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out the purpose of this order. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of costs of issuance of such bonds or notes, may be

applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44 Sec. 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

MO-10 Lower Bemis Pond Dam Removal/Abbey Brook Restoration Bond Authorization. Ordered that Two million and 00/100 dollars (\$2,000,000.00) is appropriated to pay costs of (1) the removal of the Lower Bemis Pond Dam and the restoration of Abbey Brook from the Upper Dam to Front Street, (2) making various recreation improvements within the project area and (3) the payment of all other costs incidental and related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. C. 44, Sec. 7(1) or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out the purpose of this order. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44 Sec. 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

MO-11 Old Library Repairs Bond Authorization. Ordered that Seven hundred fifty thousand and 00/100 dollars (\$750,000.00) is appropriated to pay costs of making roof and other structural repairs to the former Public Library building to accommodate future tenants, including the payment of all other costs incidental and related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. C. 44, Sec. 7(1) or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out the purpose of this order. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44 Sec. 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

MO-12 Roadway Improvements Bond Authorization. Ordered that Five million two hundred fifty thousand and 00/100 dollars (\$5,250,000.00) is appropriated to pay costs of making roadway improvements, including the payment of all other costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. C. 44, Sec. 7(1) or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out the purpose of this order. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44 Sec. 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

13 A favorable Public Safety Committee report, BE IT ORDERED THAT the Public Safety Committee meet to discuss Dallaire Avenue.

14 A favorable Utilities Committee report, Petition from Columbia Gas of Massachusetts, to be granted a location and permission to install and maintain 21.5' of 2" MP plastic gas main on Homer Avenue from Hamburg Street to 33 Homer Avenue with such laterals and service connections as it may now or subsequently find necessary.

15 A favorable License Committee report, an application for a Class II license for A and J Trust Auto Repair located at 920 B Meadow Street. Applied for by: Angel Alicea, 128 Exchange Street, Chicopee, MA 01013.

16 A favorable License Committee report, an application for an Auto Repair license for A and J Trust Auto Repair located at 920 B Meadow Street. Applied for by: Angel Alicea, 128 Exchange Street, Chicopee, MA 01013.

17 A favorable License Committee report, an application for a Class II license for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.

- 18 A favorable License Committee report, an application for an Auto Repair license for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.
- 19 A favorable License Committee report, an application for an Auto Detailing license for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.
- 20 A favorable License Committee report, an application for an Auto Repair license for Mr. Clean Auto Detailing located at 904 Meadow Street. Applied for by: Evelyn Roman, 71 Blunt Road, Springfield, MA 01109.
- 21 A favorable License Committee report, an application for an Auto Detailing License for Mr. Clean Auto Detailing located at 904 Meadow Street. Applied for by: Evelyn Roman, 71 Blunt Road, Springfield, MA 01109.
- 22 A favorable License Committee report, an application for an amendment of a Junk Dealers License. Change of location from 766A Memorial Drive to 1260 Memorial Drive. Applied for by: Archie Moe, 125 Ohio Avenue, West Springfield, MA 01089.
- 23 A favorable License Committee report, ORDERED THAT Murray Automotive, LLC, 102 Old Fuller Road, be called before the City of Chicopee License Committee and City Council to discuss the license(s) currently held by Murray Automotive, LLC including compliance with restrictions imposed upon any licenses held by Murray Automotive, LLC. The Council may modify, suspend, fine or revoke any license held by Murray Automotive, LLC.
- 24 A favorable License Committee report, ORDERED THAT Daniel's Truck Center., 18 Montcalm Street, be called before the City of Chicopee License Committee and City Council to discuss the license(s) currently held by Daniel's Truck Center, including compliance with restrictions imposed upon and licenses held by Daniel's Truck Center. The Council may modify, suspend, fine, or revoke any license held by Daniel's Truck Center.
- 25 A favorable License Committee report, ORDERED THAT Matt's Auto Mall, LLC., 1840 Memorial Drive, be called before the City of Chicopee License Committee and City Council to discuss the license(s) currently held by Matt's Auto Mall, LLC. including compliance with restrictions imposed upon any licenses held by Matt's Auto Mall, LLC. The Council may modify, suspend, fine, or revoke any license held by Matt's Auto Mall.
- 26 A favorable License Committee report, ORDERED THAT Daigle's Truck Master, Inc., 57 Fuller Road, be called before the City of Chicopee License Committee and City Council to discuss the license(s) currently held by Daigle's Truck Master, Inc. including compliance with restrictions imposed upon and licenses held by Daigle's Truck Master. The Council may modify, suspend, fine, or revoke any license held by Daigle's Truck Master.
- 27 A favorable License Committee report, an application for a Service Station License for Big Y Express, #119 located at 1177 Granby Road.
- 28 A Zoning Committee report, a Special Permit application under Chapter 275-70 for the purpose of medical marijuana facility (Retail Medical Marijuana Dispensary) and the following waiver requests (1) seeking a waiver from the hours set forth in section E(4) of the Adult Use Marijuana Zoning Ordinance - to operate from 8 AM to 10 PM, seven days a week; (2) seeking a waiver under section 275-62(D) for setback requirements for ground sign from 25 ft. to 1.8 ft. Location : 672A Fuller Road. Applied for by: Theory Wellness, Inc., Brandon Pollock, President & CEO, 38 Montvale Ave. #210, Stoneham, MA 02180.

29 A Zoning Committee report, a Special Permit application under Chapter 275-72 for the purpose of adult use marijuana establishment – marijuana retailer (license group B) and the following waiver requests (1) seeking a waiver from the hours set forth in section E(4) of the Adult Use Marijuana Zoning Ordinance – to operate from 8 AM to 10 PM, seven days a week; (2) seeking a waiver under section 275-62(D) for setback requirements for ground sign from 25' ft. to 1.8 ft. Location: 672A Fuller Road. Applied for by: Theory Wellness, Inc., Brandon Pollock, President & CEO, 38 Montvale Ave. #210, Stoneham, MA 02180.

30 A Zoning Committee report, a Special Permit application under 275-58(C)(4) for the purpose of a new drinking place with the consumption of alcohol located at 27 Grove Street. Applied for by: Junior S. Williams, 335 Newbury Street, Springfield, MA 01104.

31 A Zoning Committee report, a Special Permit application under 275-58(C)(4) for the purpose of generating a bar and lounge with live and prerecorded entertainment. Reopening premises known as "Rivolis" located at 43 Springfield Street. Applied for by: 43 Springfield Street, Inc., Neysha Matos, 8 Mereline Avenue, East Longmeadow, MA 01028.

32 ORDERED THAT the DPW Superintendent review the safety of the intersection of Bridle Path Road and Hunt Seat Drive as to whether safety would be greater with a stop sign rather than the current yield sign.

Tillotson

33 ORDERED THAT the CEL review and provide adequate lighting on Willow Street.

Tillotson/Courchesne

34 ORDERED THAT the DPW inspect the tree located adjacent to 369 Granby Road. The tree in question is on Cobb Ave within five feet of the posted Go Slow Children sign.

Brooks

35 BE IT ORDERED THAT Elms College be permitted to attach banners on the light poles along Springfield Street to help their campus stand out and brand it a little better.

Balakier/Brooks

36 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 Chapter 26-2

CHAPTER 26-2: **Election Notification**

- A. Written Notification. The Office of the City Clerk for the City of Chicopee shall mail a written notice to registered voters households no later than twenty (20) days prior to a municipal election. The written notification shall be at minimum of four by six inch index card that includes the date of the upcoming municipal election, the polling location of the household, and the offices that will appear on the ballot. Notwithstanding anything to the contrary, written notification as called for herein shall also be provided in the event of a municipal referendum with a brief description of the referendum question.
- B. Signage. On the day of a municipal election, the Office of the Registrar of Voters shall post signs at the closest intersection to a polling location, as determined by the Office of Registrar of Voters, in and on the public way and on City-owned property informing the public of municipal Election Day. The signage shall be at minimum 14x18 inches and contain the language "VOTE TODAY".

- C. The language and design of all notification methods resulting from this ordinance shall be neutral and non-partisan and shall be subject to the approval of the Office of the Registrar of Voters. No candidates name shall appear as a part of this notification.

McAuliffe

- 37 A proposed ordinance, adding to Chapter 260, Parking Regulations, Ellerton Street - In front of 76 Ellerton Street, Parking Prohibited.

Zygarowski/Balakier

- 38 A proposed ordinance, adding to Chapter 260, Parking Regulations, Broadway - East side - Entire length between Madison Street and Monroe Street, Parking Prohibited.

Zygarowski/Krampits

- 39 A RENEWAL of a Transient Vendor License at: Downtown Chicopee, Center, Exchange, Springfield and Front Streets for the Chicopee Downtown GetDown event to take place August 23, 2019 from 12PM to 11PM, August 24, 2019 from 9AM to 11PM to sell various items. Applied for by: Lee Pouliot, Planning Director, 274 Front Street.

- 40 A NEW application for a Class II license located at: 400 East Main Street. Applied for by: Albert A. Lafleur, 155 Old Lyman Road, South Hadley, MA 01075.

- 41 A NEW application for an Auto Repair license located at: 400 East Main Street. Applied for by: Al Lafleur Inc.

ATTEST:



KEITH W RATTELL
CITY CLERK