

The briefing for the City Council Meeting to be held on Tuesday, October 2, 2018 will be held at 6:30 pm in the Council Chambers.

Agenda for the City Council Meeting on Tuesday October 2, 2018 at 7:15 pm in the Council Chambers is as follows:

Public Input

MO-1 Whereas the Commonwealth has established a Housing Development Incentive Program (HDIP) to increase residential growth, expand diversity of housing stock; support economic development and promote neighborhood stabilization within Gateway Cities;

Whereas City as a designated Gateway City has created the West End Housing Development Investment District to encourage investment in the City's West End;

Whereas the parcels commonly known as Cabotville Industrial Park are located within the West End Housing Development Investment District;

Whereas the redevelopment of Cabotville Industrial Park as mixed-use, market rate housing is consistent with the goals and objectives of the West End Housing Development Incentive District;

Whereas 4 Perkins St LLC with the SilverBrick Group LLC as managers has acquired the Cabotville Industrial Park with the goal of redeveloping as mixed use, market-rate housing;

Whereas the proposed redevelopment plan requires the property to be designated at a Housing Development (HD) Project so as to be eligible for Housing Development Incentive Program Financing;

Whereas The SilverBrick Group LLC as managers for 4 Perkins LLC has submitted a Preliminary Application which includes a request for a Tax Increment Exemption Agreement (TIE) to the Commonwealth's Department of Housing and Community Development;

Now, therefore, be it resolved, that the City Council supports the designation of the Cabotville project as a Housing Development (HD) project by the Commonwealth of Massachusetts;

Be it further resolved that the City Council of the City of Chicopee with the approval of the Mayor hereby makes a binding commitment to enter into a Tax Increment Exemption (TIE) Agreement under M.G.L. c. 59 section 5M and M.G.L. c. 40V section 4(b)(i) with 4 Perkin St LLC;

And be it further resolved, the TIE agreement with 4 Perkins St LLC shall comply with all the laws and regulations regulating such agreements and shall include only the exemptions contained in this Resolution. Said agreement will provide for an exemption on property taxes based upon the growth portion in the FY2019 assessed value commencing upon the issuance of the first residential Certificate of Occupancy. Exemptions to new growth/added value as follows:

Year 1-10- 75%
Year 11-15- 10%

MO-2 Mayors appropriation of Five hundred eighty seven and 68/100 dollars (\$587.68) to the following named account: City Hall Maintenance Expense Account for Misc. Dept. Supplies from available funds in the Stabilization Fund.

- MO-3 Ordered that the City Council accept the CSO Mitigation Project grant from the Massachusetts Department of Environmental Protection through the Pioneer Valley Planning Commission in the amount of Five hundred thousand and 00/100 dollars (\$500,000.00). Said Grant shall be used for the construction costs for the Sewer Separation of the Baystate/Clarendon Street areas and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-4 Ordered that the City Council accept the attached list of donations to the Chicopee Veteran's Services Department in the amount of One thousand five hundred and 00/100 dollars (\$1,500.00). Said donations are to be used to replace and correct the Lariviere Memorial Plaque located outside the Public Safety Complex and they are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-5 Ordered that the City Council accept the attached list of donations in the amount of Nine hundred eighty one and 00/100 dollars (\$981.00) to the Chicopee Council on Aging. Said donations will be used for the Building Fund and they are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-6 Ordered that the City Council accept the attached list of donations in the amount of Two hundred four and 00/100 dollars (\$204.00) to the Chicopee Council on Aging. Said donations will be used for the Rivermills Reminder Newsletter and they are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-7 Ordered that the City Council accept the attached donation in the amount of Twenty five and 00/100 dollars (\$25.00) to the Chicopee Council on Aging. Said donations will be used for programming and is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-8 To the City Council:
- You are hereby notified that I have this day appointed, Elizabeth Botelho, 77 Howard Street, Ludlow, Massachusetts as Acting DPW Superintendent to serve in such office for the term effective the 27th of September, 2018, and not exceeding 60 days.
- *New Appointment
- MO-9 To the City Council:
- You are hereby notified that I have this day appointed, Sherryl Gelinis, 130 Montgomery Street, Chicopee, Massachusetts as a member of the Council on Aging to serve in such office for the term expiring on the 1st day of June, 2021. To which appointment I ask the confirmation of your honorable Council.
- *Re-Appointment
- MO-10 To the City Council:
- You are hereby notified that I have this day appointed, Ernest Laflamme, 865 Montgomery Street, Chicopee, Massachusetts as a member of the Council on Aging to serve in such office for the term expiring on the 1st day of June, 2021. To which appointment I ask the confirmation of your honorable council.
- *Re-Appointment

11 A favorable Finance Committee report, ordered that the sum of One hundred thousand four hundred and 00/100 dollars (\$100,400.00) be and hereby is appropriated to the following named account:

D.P.W. Administration Special Account for Design and Bidding of a Sanitation/Recycling Vehicle Storage Garage

Said amount is to be taken from available funds in the Stabilization Fund for Capital Budgeting.

12 A favorable Finance Committee report, be it ordered that the City of Chicopee elects to engage in the process to change health insurance benefits under M.G.L. c. 32B, Section 21 through 23. Acceptance of these sections allows the Mayor greater flexibility when negotiating City health care benefit plans.

13 A favorable Human Resources Committee report, BE IT ORDERED THAT the City of Chicopee elects to engage in the process to change health insurance benefits under M.G.L. c. 32B, Section 21 through 23. Acceptance of these sections allows the Mayor greater flexibility when negotiating City health care benefit plans.

14 A favorable Ordinance Committee report, BE IT ORDERED that the City Council hold a public hearing to discuss the merits of a Charter Revision changing the date of annual municipal elections from the first Tuesday after the first Monday in November to the first Saturday in November.

15 A favorable Ordinance Committee report, BE IT ORDERED THAT the Ordinance Committee meet to discuss proposed changes to the temporary sign ordinance due to the decision handed down by the U.S. Supreme Court.

16 A favorable Ordinance Committee report, BE IT ORDAINED that the Code of the City of Chicopee for the Year 1991, as amended, be and hereby is further amended as follows:

Chapter 260-28 A Parking of commercial vehicles

Delete in its entirety

And insert in place thereof

- A. No driver shall park or stand any motor vehicle and/or motor vehicle attachment having a gross vehicle weight of 26,001 pounds or more or exceeding 24 feet in combined length for more than 8 hours on any day, on any part of any street, way, highway, road or parkway under the control of the City of Chicopee where parking or standing a vehicle is not otherwise prohibited, provided that this regulation shall not apply during actual service or delivery or in the case of emergency. Motor vehicles, regardless of size, owned or operated by the City of Chicopee, the Commonwealth of Massachusetts or the United States of America are hereby exempt from these regulations. Each day in which a motor vehicle is in violation of this provision shall constitute a separate offense.

17 A favorable Ordinance Committee report, BE IT ORDAINED TO Delete Chapter 16-44 A. and B. in its entirety and insert in place thereof Chapter 16-44

- A. No less than one month prior to the solicitation of request for proposal in connection with a bid for construction of any project requiring a Commission in accordance with §16-43, the Mayor shall appoint a total of nine (9) members, all of whom shall be subject to confirmation upon the affirmative vote of nine Councilors. The nine (9) members shall be selected as follows:

- (1) Seven (7) members shall be selected by the City Council, and
- (2) Two (2) members shall be selected by the Mayor.

B. Nothing herein shall prevent a department head, elected or appointed official or employee of the City from serving on the Commission as one of the nine (9) members, except that no members of the City Council shall, during the term of which he/she is elected, hold any other office in or under City government.

18 A favorable Ordinance Committee report, BE IT ORDAINED that the Code of the City of Chicopee for the Year 1991, as amended, be and hereby is further amended as follows:

~~Chapter 260-28 Parking of commercial vehicles~~

Add

D. Violations of this section shall be as follows

- (1) First offense \$50
- (2) Second offense \$100
- (3) Third offense \$200

19 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, 260-67 Parking prohibited certain hours - Rolf Avenue, At 221 Rolf Avenue for a distance of 18 feet after driveway MONDAY - FRIDAY 8AM - 3PM SEPTEMBER - JUNE, Parking prohibited certain hours.

20 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Parking Regulations - Debra Drive, From the beginning to the right of the driveway at 77 Debra Drive to the property line, Parking prohibited.

21 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Parking Regulations - Debra Drive, From 100 Debra Drive to 84 Debra Drive, Parking prohibited.

22 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops - Court Street, STOP #6633 - Court Street #2 between 100 and 200 feet north of the Fire Department Driveway, Bus Stop.

23 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops - Meadow/Charpentier, STOP #559 - 261 Meadow Street, Bus Stop.

24 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops - Meadow/Charpentier, STOP #559 - 251 Meadow Street, Bus Stop.

25 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops - Meadow/Charpentier, STOP #559 - 251 Meadow Street, Bus Stop.

26 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops - Meadow/Ducharme, STOP #568 - 330 Meadow Street, Bus Stop.

27 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops - Meadow/Ducharme, STOP #568 - 356 Meadow Street, Bus Stop.

28 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops - Meadow Street/St. Anthony, STOP #6473 - 238 Meadow Street, Bus Stop.

- 29 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Grattan/Providence, STOP #587-700 Grattan Street, Bus Stop.
- 30 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops – Grattan/Providence, STOP #587-688 Grattan Street, Bus Stop.
- 31 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Better/Better, STOP #401 – 1 Better Way, Bus Stop.
- 32 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Fleming Industries, STOP #480-20 Veterans Drive, Bus Stop.
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- 33 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Westover Industrial Park Drive/Dulong, STOP #532-134 Dulong Circle, Bus Stop.
- 34 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Montgomery/Grattan, STOP #649-29 Montgomery Street, Bus Stop.
- 35 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Grattan/Percy, STOP #601-593 Grattan Street, Bus Stop.
- 36 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Main/Canterbury, STOP #667-162 E. Main Street, Bus Stop.
- 37 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Grattan/Providence, STOP #586-703 Grattan Street, Bus Stop.
- 38 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Carew/Quebec, STOP #741-314 Carew Street, Bus Stop.
- 39 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops – Grattan/Providence, STOP #586-709 Grattan Street, Bus Stop.
- 40 A favorable Ordinance Committee report, a proposed Ordinance, striking from Chapter 260, Bus Stops – Grattan/Montgomery, STOP #650-36 Grattan Street, Bus Stop.
- 41 A favorable Ordinance Committee report, a proposed Ordinance, adding to Chapter 260, Bus Stops – Grattan/Montgomery, STOP #650-30 Grattan Street, Bus Stop.
- 42 BE IT ORDERED THAT the DPW install a "SLOW CHILDREN" sign in front of 22 Muzzy Street.
- Krampits
- 43 Support for Review and Potential Implementation of Broadband Feasibility Study.
- McAuliffe
- 44 A NEW Special Permit application under Section 275-53-B14 of the Municipal Zoning Ordinance for the purpose of dog kennel – 4 chihuahuas on residential B property. See attached zoning map. Location: 483 Chicopee Street. Applicant: Rosita Diaz Valentin, 483 Chicopee Street, Chicopee, MA.
- 45 A NEW Special Permit application under Section 275-40 (G) of the Municipal Zoning Ordinance for the purpose of allowing for a reduction in the number of required parking spaces at the subject site. Location: 480 & 510 Burnett Road. Applicant: J & N Salema Family Limited Partnership, 4 Harding Ave., Ludlow, MA 01056.

- 46 A NEW Special Permit application under Section 275-58 of the Municipal Zoning Ordinance for the purpose of operating an eating and drinking place with the consumption of alcohol. Location: 703 Grattan Street. Applicant: LS Restaurants, LLC, 703 Grattan Street, Chicopee, MA 01020.
- 47 A NEW Junk Dealer's License application for 200 Exchange Street. Applied for by: Richard Lauzon, 5 Wilder Terr., West Springfield, MA 01089.
- 48 A petition for a renewal of a Poppies Permit for Post VFW 625 to be held at various locations for dates of: November 3, 2018 - November 12, 2018. Applied for by: Leroy Williams, Jr., 47 Labelle Drive, Chicopee.
- 49 An Election Call for the State Election to be held on November 6, 2018.
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ATTEST:



KEITH W RATTELL
CITY CLERK