

13

Minutes from the City Council Meeting on Tuesday September 18, 2018 at 7:15 pm in the City Council Chambers are as follows: RECEIVED

7:11 SEP 19 PM 3:56

Vieau, John L.	Ward 3 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
Brooks, Shane D.	Ward 2 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

CITY COUNCIL
CHICOPEE MA

Public Input-none

MO-1 Mayors appropriation of Fifty six thousand six hundred thirty six and 42/100 dollars (\$56,636.42) to the following named account: MIS Salary Account for Chief Information Officer from available funds in the MIS Salary Account for Director.

--Motion made by Councilor McAuliffe to receive and pass. Councilor McAuliffe asked if he could make a second motion. Motion made by Councilor McAuliffe to refer to the Finance Committee. Motion to refer to Finance was defeated by a roll call vote of 1 yes, 12 no. Councilor McAuliffe voting yes. Councilor McAuliffe stated just for procedural he made the original motion. He disagrees with the Mayor and School Committee paying half. New account for IT director. Asking them to pay \$60,000.00 with all the funding issues is unfair. Next year if the person who currently has the assistant superintendent of IT position isn't hired back it would make more sense. This is putting the cart before the horse without the ordinance being in place. Councilor Tillotson stated there is no free cash now. Don't take money out of stabilization if we don't have to. If the school Committee runs out of money, they will come to the Council. This is just a foot in the water. Running the schools is their domain. School Department doesn't have an issue. First step to combine is to have the money in place. Hope it passes so we can move this forward. Councilor Dobosz spoke in favor. Wants this to happen. First step toward one IT Department for the City. Just the first step. In the long run will save money. Need to start somewhere. Believe in the long run this will save the city money. Hope it passes tonight. Councilor McAuliffe stated if the School needs more money, they can come to us but that didn't happen last time. Ordinance is not in place. Councilor Brooks stated we are not just putting forward money. The school committee is on board with this. In the long term there will be a better IT Department. More on the line of the private sector, like to see this move forward tonight. Need CIO to protect all of the city. Councilor Tillotson stated need to appropriate money tonight. Can't hire anyone till you have the funds available. Beginning of a long journey. Makes no sense. Need to be in the position to hire. Councilor Zygarowski stated he attended the meeting at the senior center. This is just the start of it. His plans are combining other departments. Need to streamline departments. In favor of this 100%. Only the start. School Department will work

with us. We need to move on. Put the city in this century. Councilor Dobosz asked why so excited? If you are combining, you need to have money in place. Not about funding, about moving forward. Councilor Walczak stated it is about the funding, applicant needs to know what they will be paid. Councilor McAuliffe stated you do need money but you need to have the ordinance in place. Four thousand five hundred dollars was paid to a consultant. Councilor Tillotson stated you need to have someone create an ordinance. Person who gets the job will help create the new ordinance. Motion passed through all stages by a roll call vote of 12 yes, 1 no. Councilor McAuliffe voting no.

MO-2 Mayors appropriation of Forty three thousand seventeen and 20/100 dollars (\$43,017.20) to the following named account: D.P.W. Flood Control Salary Account for Flood Control Supervisor from available funds in the Flood Control Salary Account for Senior Flood Control Operator.

--Motion made by Councilor Roy to receive and pass. Councilor Roy stated this is just a name change in the position to reflect supervisory position. Motion passed thorough all stages by a unanimous roll call vote.

MO-3 Mayors appropriation of Thirty four thousand nine hundred one and 34/100 dollars (\$34,901.34) to the following named account: Human Resources Special Account for Indemnifications of Police and Fire from available funds in the Stabilization Fund.

--Motion made by Councilor Krampits to receive and pass. Councilor Krampits stated the city is self-insured for Police and Fire. Motion passed through all stages by a unanimous roll call vote.

MO-4 Mayors appropriation of Six thousand five hundred eighty eight and 50/100 dollars (\$6,588.50) to the following named account: Reserve for School Special Custodians from available funds in the Parks and Recreation Special Account for Summer Programming.

--Motion made by Councilor Brooks to receive and pass. Councilor Brooks stated this is required by the contract for custodians to be in the schools when the pools are open. Motion passed through all stages by a unanimous roll call vote.

MO-5 Mayors appropriation of One thousand and 00/100 dollars (\$1,000.00) to the following named account: Law Salary Account for Overtime from available funds in the Law Expense Account for Legal Fees.

--Motion made by Councilor Walczak to receive and pass. Councilor Walczak stated this is to pay a clerk overtime for night time meetings. Motion passed through all stages by a unanimous roll call vote.

MO-6 Ordered that the City Council accept the donation of Four (4) park benches, Four (4) park chairs and a table from the Western Massachusetts Women's Correctional Center to the Chicopee Parks and Recreation Department. Said items have an estimated value of Two thousand one hundred and 00/100 dollars (\$2,100.00) and are accepted in accordance with M.G.L. Chapter 44 Section 53A 1/2.

--Motion made by Councilor Labrie to receive and pass and the donation accepted. Councilor Labrie stated the Western Mass Womens Correctional Facility donated benches

and chairs. Thanks to Councilor Courchesne for making the donation happen. Councilor Tillotson stated send a letter of thanks to the Sheriff for the donation. Councilor Courchesne thanked the people personally involved for getting the items to the city. Motion passed through all stages by a roll call vote of 12 yes, 1 abstain. Councilor Courchesne abstained.

MO-7 Ordered that the City Council accept the donation from the Polish National Credit Union to the Chicopee Veterans' Services Department in the amount of Five hundred forty four and 00/100 dollars (\$544.00). Said donation is to be used for the Veterans' Purple Heart Luncheon and is accepted in accordance with M.G.L. Chapter 44 Section 53A.

--Motion made by Councilor Tillotson to receive, pass and the donation accepted. Councilor Tillotson stated we should send a letter of thanks to PNCU they are very generous to the city. Motion passed through all stages by a unanimous roll call vote.

MO-8 Ordered that the City Council accept the donation from Interstate Towing to the Chicopee Veterans' Services Department in the amount of Two hundred fifty and 00/100 dollars (\$250.00). Said donation is to be used to replace and correct the Lariviere Memorial Plaque located outside the Public Safety Complex and is accepted in accordance with M.G.L. Chapter 44 Section 53A.

--Motion made by Councilor Balakier to receive, pass and the donation accepted. Councilor Balakier stated this is a donation from Interstate Towing to use to replace a plaque. Councilor Tillotson stated a letter of thanks should be sent to Mr. Procon. Motion passed through all stages by a unanimous roll call vote.

MO-9 BE IT ORDERED that the City of Chicopee Golf Commission is hereby authorized to prepare and release a request for proposal for a Five (5) year maintenance contract for the City golf course.

--Motion made by Councilor Zygarowski to receive and the authorization granted. Councilor Zygarowski stated from 3 years to 5 years for the contract. Great golf course. Maintaining the condition of the course. Councilor Walczak stated the company knows the course. They pay for all water, chemicals, salaries, repairs to vehicles, ect. Motion passed through all stages by a unanimous roll call vote.

MO-10 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: see attached.

--Motion made by Councilor Courchesne to receive, first reading and refer to the Ordinance Committee. Councilor Courchesne stated this is to change the commission size needed for the building commission in order to have a quorum. Councilor Laflamme stated he is glad to see this. With today's way of doing things they just review the bills. Tough to get people to work on commissions. Basically to pay bills now, 5 would be needed for a quorum. Councilor Dobosz stated it is best to knock down the number. Feel more comfortable with the commission in place. Councilor Tillotson stated the Ordinance Committee got the

message. Good checks and balances. This should be a great debate, do all we can. Councilor Walczak stated it is important to have some technical and trades people on these commissions. First seven to contact should have the say. Councilor Courchesne stated each ward by the councilor. Councilor Krampits suggested you pull people out of a hat. Councilor Tillotson stated the issues is being raised prior to the Ordinance Committee. Motion passed, referred.

MO-11 Be it ordered that the Chicopee City Council does hereby petition the General Court of Massachusetts for the passage of legislation as follows:

Ch. 365 of the Acts of 2016

Sec. 1 Notwithstanding any general or special law to the contrary, the Chicopee Contributory Retirement System shall permit the following members of said system, to purchase creditable service for their military time pursuant to the provisions of Section 4(1)(H) of Chapter 32:

- | | |
|--------------------|-----------------------|
| 1. Jorge Bracette | 11. Mark Kosiorek |
| 2. Mark Canty | 12. Jerrid Lamontagne |
| 3. Justin Clark | 13. Jaime Lavallee |
| 4. Ross Domingos | 14. Aaron Lombardino |
| 5. David Dubski | 15. Stephen Lusty |
| 6. Todd Fitch | 16. Patrick Major |
| 7. Stephen Föpp | 17. Bathromiej Orzol |
| 8. Jason Furr | 18. Lars Owren |
| 9. Andrew Galik | 19. Jachary Piroz |
| 10. Robert Gancarz | 20. David Surprenant |
| | 21. Jacek Wanat |

--Motion made by Councilor Dobosz to receive, pass and the City petition the General Court for passage. Councilor Dobosz stated this is for employees to buy back military time. Motion passed through all stages by a unanimous roll call vote.

12 A favorable Zoning Committee report application for a Special Permit under section 275-72 for the purpose of establishment of an adult-use marijuana establishment in accordance with the provisions of MGL Chapter 94G, "Regulation of the Use and Distribution of Marijuana Not Medically Prescribed" located at 1247 East Main Street. Applied for by: Mass Alternative Care, Inc., Kevin Collins, One Monarch Place, Suite 1900, 1414 Main Street, Springfield, MA 01144.

--Motion made by Councilor Brooks to receive, pass and the special permit granted with restrictions. Councilor Brooks stated he already has a license now getting second special permit for this type of business. No concerns with this applicant. Motion passed through all stages by a roll call vote of 11 yes, 1 abstain, 1 no. Councilor Laflamme abstained, Councilor Zygarowski voted no.

13 A favorable Zoning Committee report application for a Special Permit under section 275-22 C and 40 G for the purpose of (1) extending a pre-existing nonconforming residential use in connection with the conversion of three (3) currently vacant formerly commercial units on the ground floor of a fifteen (15) unit multi-family residence into residential units; and (2)

reducing number of required parking spaces located at 63-65-71 West Street. Applied for by: Cabotville Common Limited Partnership, Stephen Huntley, 300 High Street, Holyoke, MA 01040.

--Motion made by Councilor Brooks to receive, pass and the Special Permit granted with restrictions. Councilor Brooks stated this is part of VOC, controls apartments to be converted. Doing this on West Street. Lease agreement in place to lease a lot down the street. Motion passed through all stages by a unanimous roll call vote.

14 A proposed ordinance, adding to Chapter 260, Handicap Parking, 15 Rivest Court, Handicap Parking.

--Motion made by Councilor Labrie to receive 1st reading and refer to the Ordinance Committee, COD and Engineer. Councilor Labrie stated the resident is having problems parking her vehicle. Will go to public hearing. Motion passed, referred.

15 A proposed ordinance, striking from Chapter 260, Bus Stops, Better/Better- Stop #401 – 1 Better Way, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated Agnes put them on the agenda. Motion passed, referred.

16 A proposed ordinance, striking from Chapter 260, Bus Stops, Fleming Industries - Stop #480 – 20 Veterans Drive, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

17 A proposed ordinance, striking from Chapter 260, Bus Stops, Westover Industrial Park Drive/Dulong- Stop #532 – 134 Dulong Circle, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

18 A proposed ordinance, striking from Chapter 260, Bus Stops, Montgomery/Grattan – Stop #649 – 29 Montgomery Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

19 A proposed ordinance, striking from Chapter 260, Bus Stops, Grattan/Percy – Stop #601 – 593 Grattan Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

20 A proposed ordinance, striking from Chapter 260, Bus Stops, Main/Canterbury – Stop #667 – 162 E. Main Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

- 21 A proposed ordinance, striking from Chapter 260, Bus Stops, Carew/Quebec – Stop #741 - 314 Carew Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

- 22 A proposed ordinance, striking from Chapter 260, Bus Stops, Grattan/Providence – Stop #586 – 703 Grattan Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

- 23 A proposed ordinance, adding to Chapter 260, Bus Stops, Grattan/Providence – Stop #586 - 709 Grattan Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated moving up on Grattan Street. Motion passed, referred.

- 24 A proposed ordinance, striking from Chapter 260, Bus Stops, Grattan/Montgomery – Stop #650 – 36 Grattan Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Motion passed, referred.

- 25 A proposed ordinance, adding to Chapter 260, Bus Stops, Grattan/Montgomery – Stop#650 – 30 Grattan Street, Bus Stop.

--Motion made by Councilor Tillotson for a first reading, refer to the Ordinance Committee. Councilor Tillotson stated will take up in committee. Councilor Laflamme asked if these will go to the Engineer. Councilor Tillotson stated he believes they came from the Engineer. Motion passed, referred.

- 26 An application for a NEW Special Permit under Section 275-40(2)(0) of the Municipal Zoning Ordinance for the purpose of reduce parking requirement per flexible parking standards 275-40 (G)(8) six spaces. Location: 21 Bay State Road. Applicant: Dhanya Real Estate Holding, 891 Memorial Drive, Chicopee, MA 01020.

--Motion made by Councilor Brooks to receive and refer to the Zoning Committee. Councilor Brooks stated will take up in committee. Motion passed, referred.

- 27 A NEW application for a Class II License for C + H Auto Sales Inc. DBA Champion Auto Deals. Located at: 415 East Street. Applied for by: Abbas Hamdan, 203 Hannoush Drive, West Springfield, MA 01089.

--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". The signature is stylized and cursive.

KEITH W RATTELL
CITY CLERK