

Notice of Meeting

To be filed in duplicate

Notice is hereby given in accordance with Chapter 30A, Section 18-25 of the General Laws of a meeting of the:

City Council Meeting

Meeting will be held at **7:15 PM** on **Tuesday, August 1, 2023**

The location of the meeting will be **Auditorium, 3rd floor, City Hall & via Zoom**

Full description of location **274 Front Street, 3rd floor, Chicopee, MA 01013 & via Zoom**

Join Zoom Meeting

<https://us02web.zoom.us/j/81993181419?pwd=azlRbGc5TzRiRjB0WkVRc3lwOGwxUT09>

Meeting ID: 819 9318 1419 Passcode: 746024

If you have questions call the City Council Office at (413) 594-1435

The purpose of the meeting See attached agenda



July 28, 2023 – Administrative Assistant

Date and Time Received by the City Clerk's Office (electronic stamp)	Date and Time Posted by the City Clerk's Office (electronic stamp)
2023 JUL 28 P 1:04 CITY CLERK'S OFFICE CITY OF CHICOPEE	2023 JUL 28 P 1:04 CITY CLERK'S OFFICE CITY OF CHICOPEE

The City of Chicopee City Council meeting will be held on August 1, 2023, at the City of Chicopee City Hall Auditorium located at 274 Front Street, 3rd Floor, Chicopee, Massachusetts at 7:15 p.m. and via Zoom. The items to be discussed include the agenda items listed below.

Public Input

Communications

Minutes

- MO-1 Mayor's appropriation of Three hundred thirty-seven thousand seventy-eight and 08/100 dollars (\$337,078.08) to the following named account: Police Special Account for Purchase of Cruisers from available funds in the Stabilization Fund for Capital Budgeting Fund.
- MO-2 Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended as follows:
- Human Resources (Group 2)
- Add:
- | | |
|-------------------------|-----------------------|
| Benefits Coordinator #2 | \$52,388.72 (Grade 8) |
|-------------------------|-----------------------|
- Said Ordinance to be effective August 1, 2023.
- MO-3 Mayor's appropriation of Fifty-two thousand three hundred eighty-eight and 72/100 dollars (\$52,388.72) to the following named account: Human Resources Salary Account for Benefits Coordinator from available funds in the Stabilization Fund.
- MO-4 Mayor's appropriation of Twelve thousand and 00/100 dollars (\$12,000.00) to the following named account: D.P.W. Administration Salary Account for D.P.W. Superintendent from available funds in the D.P.W. Highway Salary Account for Highway Maintenance Man.
- MO-5 Mayor's appropriation of Six hundred and 00/100 dollars (\$600.00) to the following named account: D.P.W. Highway Salary Account for Prior Year Salary from available funds in the Stabilization Fund.
- MO-6 Mayor's appropriation of Two hundred ninety-five and 00/100 dollars (\$295.00) to the following named account: D.P.W. Sanitation Expense Account for Clothing from available funds in the Stabilization Fund.
- MO-7 Mayor's appropriation of Three thousand five hundred twenty-seven and 50/100 dollars (\$3,527.50) to the following named account: D.P.W. Administration Special Account for Gas & Oil from available funds in the Stabilization Fund.
- MO-8 Mayor's appropriation of One hundred eighty-six and 22/100 dollars (\$186.22) to the following named account: City Hall Maintenance Expense Account for Light & Power from available funds in the Stabilization Fund.

MO-9 Mayor's appropriation of One thousand six hundred and six and 20/100 dollars (\$1,606.20) to the following named account: City Hall Maintenance Expense Account for Janitorial Supplies from available funds in the Stabilization Fund.

MO-10 Mayor's appropriation of Eighteen thousand forty-nine and 00/100 dollars (\$18,049.00) to the following named accounts:

T.V. Production Director Salary	\$165,400.00
P.T. Chicopee TV Staff Salary	100,000.00
Chicopee TV Facilities/Equipment	<u>100,000.00</u>
Total	\$365,400.00

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

MO-11 Mayor's appropriation of Forty thousand four hundred forty-eight and 73/100 dollars (\$40,448.73) to the following named account: Human Resources Special Account for Indemnifications of Police & Fire from available funds in the Stabilization Fund.

MO-12 Ordered that the City Council accept the attached named donation in the amount of Three hundred and 00/100 dollars (\$300.00) to the Chicopee Fire Department. Said donation is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-13 Ordered that the City Council accept the attached named donation in the amount of Fifty and 00/100 dollars (\$50.00) to the Chicopee Public Library. Said donation is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-14 To the City Council:

You are hereby notified that I have this day appointed Timothy Reilly, 74 Bridge Street, Rear #3, Northampton, MA 01060 as Council Legal Counsel. Effective July 1, 2023.

*New Appointment

MO-15 To the City Council:

You are hereby notified that I have this day appointed Audrey L. Monroe, 19 Hillman 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 July, 2026. To which appointment I ask the confirmation of your honorable Council.

New-appointment

MO-16 Mayor's appropriation of Two hundred sixty-five thousand two hundred seventy-six and 76/100 dollars (\$265,276.76) to the following named account: Sanitation Special Account for Purchase of Sanitation Packer from available funds in the Stabilization Fund for Capital Budgeting Fund.

MO-17 Mayor's appropriation of Eighteen thousand forty-nine and 00/100 dollars (\$18,049.00) to the following named account: Council on Aging Expense Account for Departmental Equipment from available funds in the Stabilization Fund.

MO-18 Ordered that the City Council accept the donations in the amount of Five thousand three hundred forty-nine and 05/100 dollars (\$5,349.05) to the Chicopee Council on Aging for senior meals for the month of June, 2023. Said donations are accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-19 Ordered that the City Council accept the donation in the amount of One thousand four hundred ten and 00/100 dollars (\$1,410.00) to the Chicopee Council on Aging. Said donations are for senior programming and are accepted in accordance with M.G.L. Chapter 44 Section 53A.

20 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

<u>Law Department (Group 1)</u>	
A. City Solicitor	\$70,227.00
B. Assistant City Solicitor	\$63,464.40
C. Associate City Solicitor (2)	\$63,464.40 (each)
D. Council – Legal Counsel	\$63,464.40
E. Chief of Litigation/Labor Relations	\$66,585.60

21 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

<u>Office of the City Council (Group 2)</u>	
A. Administrative Assistant	\$55,801.20 (grade 6)
B. Clerk	\$37,874.20 (grade 3)

22 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

<u>Office of the Mayor (Group 2)</u>	
A. Chief of Staff	\$72,155.20 (grade 8)
B. Staff Assistant	\$58,260.80 (grade 5)
C. Special Projects Manager	\$57,116.80 (grade 5)
D. Pt. Community & Constituent Liaison	\$31,980.61 (grade 5)

23 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Auditing Department (Group 2)

A. Senior Accountant	\$79,331.20 (grade 8)
B. Budget Analyst	\$79,331.20 (grade 8)

- 24 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Office of the Treasurer (Group 2)

A. Assistant Treasurer	\$78,915.20 (grade 8)
B. Special Projects Manager	\$50,731.20 (grade 5)

- 25 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Law Department (Group 2)

A. Paralegal (1)	\$65,041.60 (grade 6)
B. Paralegal (1)	\$60,569.60 (grade 6)

- 26 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Human Resources (Group 2)

F. Occupational Safety Manager	\$57,064.80 (grade 8)
G. HR Business Partner	\$57,064.80 (grade 8)

- 27 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Office of the City Clerk (Group 2)

A. Compliance Officer	\$24,976.64 (grade 4)
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- 28 A favorable Ordinance Committee report: A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further

amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Planning Department (Group 2)

A. Development Manager \$74,380.80 (grade 8)

- 29 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Planning Department (Group 3)

A. Environmental stipend \$ 0.00

- 30 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Council on Aging (Group 3)

A. Sub. Transportation Coordinator \$4,686.00 (grade 1)

- 31 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

DPW Administration (Group 3)

a. City Safety Program stipend \$0.00

- 32 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

City Hall Maintenance (Group 3)

A. City Messenger stipend \$0.00

- 33 A favorable Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended by striking out salaries as they pertain to the following named accounts and inserting in place thereof the following:

To be operative July 1, 2023

Human Resources (Group 3)

A. Deputy Chief HR stipend \$4,000.00

34 A favorable Ordinance Committee report: A proposed ordinance adding to Chapter 260, Section 30.3 – Municipal Parks Parking Regulation as follows:

- A. Rules and Regulations. No person may park a motor vehicle in any municipal park when the park is closed except those vehicles specifically authorized to do so by the Superintendent of Parks who shall issue parking permits with the allowed dates and times stated on the parking permits which shall be displayed on the windshield of every vehicle so authorized.
- B. Posting. The Superintendent shall post this ordinance at the entrance and exit of all municipal parks.
- C. Violations and penalties. Any vehicle parked in violation of this ordinance, in addition to the monetary fine defined below, shall be towed and any expense incurred by the City shall be paid by the owner of said vehicle. The following fines shall be imposed:

- (1) First Offense: Written Warning
- (2) Second Offense: Fine of \$20.00
- (3) Third Offense: Fine of \$50.00
- (4) Fourth or subsequent Offense: Fine of \$100.00

Each day a vehicle is parked in violation of this ordinance shall be deemed a separate offense.

- D. Enforcement. The City of Chicopee Police Department or their designee shall enforce this Chapter.

35 A favorable Rules Committee report: Be it Ordered that the Rules and Orders of the City Council Meetings shall be amended as follows:

Delete:

Regular meetings of the City Council shall be held on the first and third Tuesday evening of each month, except for the months of July and August, when a single regular meeting shall be held on the first Tuesday of such months. All meetings shall convene at 7:15 P.M., followed by the Pledge of Allegiance. If any such regular meeting shall fall on a legal holiday, or elections such meeting shall be held on the succeeding Thursday evening.

And Insert In Place Thereof:

Regular meetings of the City Council shall be held on the first and third Tuesday evening of each month, except for the months of July and August, when a single regular meeting shall be held on the first Tuesday of such months. All meetings shall convene at 6:30 P.M., followed by the Pledge of Allegiance. If any such regular meeting shall fall on a legal holiday, or elections such meeting shall be held on the succeeding Thursday evening.

36 A favorable Rules Committee report: Be it Ordered that the City Council look into establishing a social media page for posting agendas and meetings.

- 37 A favorable Rules Committee report: Be it Ordered that the Chicopee City Council accept the final report completed by the Charter Review Committee and forward the same to the Rules Committee for review and formulation of recommendations to the full City Council for discussion and formal adoption.
- 38 A favorable Rules Committee report: Be it Ordered that Jean Fitzgerald be recognized and given an official citation from the City Council for her work regarding the National Night Out and other community work she has been involved in.
- 39 A favorable Rules Committee report: Be it Ordered that the Rules Committee meet to discuss adding a rule to the Rules and Orders of the City Council Meetings regarding appointments to Boards and Commissions. For new appointments the candidate will be referred to the Human Resources Committee and reappointments will be voted upon by the Council without having to appear before the Human Resources Committee.
- 40 A favorable Water Resource Committee report: Be it Ordered that the Water Resource Committee meet to discuss the water tower in Fairview.
- 41 A favorable Water Resource Committee report: Be it Ordered that the Water Resource Committee meet on July 20, 2023 to discuss water meters and water rates.
- 42 A favorable Zoning Committee report: Special Permit application under Chapter 275-58 (c)(5) for the purpose of four (4) residential units located at 1682 Memorial Drive. Applicant: 896-900 Prospect Street, Inc., David B. Williams, 32 Haig Ave., South Hadley, MA 01075.
- 43 A favorable Zoning Committee report: Special Permit application under Chapter 275-9 (L) (3) for the purpose of renewal of an existing Special Permit for a proposed multi family development with waiver of parking requirements from 88 to 75 spaces located at 0 Oak Street (Parcel ID: 0147-0005H). Applicant: Culper Properties, LLC, Gregory Szyluk, 444A N. Main St. #125, E. Longmeadow, MA 01028.
- 44 A favorable Zoning Committee report: Special Permit under Section 275-30 (B) of the Municipal Zoning Ordinance for the purpose of revising the existing dumpster location, adjusting the existing fence, and locating a conex storage box in the dumpster area located at 7 Rivermills Drive. Applicant: David Spada, Managing Member, 1 Wildflower Lane, Weston, MA 02493.
- 45 A favorable Zoning Committee report: Special Permit under Section 275-58-(c4) of the Municipal Zoning Ordinance for the purpose of an eating and drinking place with the consumption of alcohol located at 420-424 Front Street. Applicant: Navjot Singh, 565 Main Street, Indian Orchard, MA 01151.
- 46 A Finance Committee report: Be it Ordered that pursuant to Massachusetts General Laws Chapter 54 Section 25B, the City of Chicopee hereby elects to opt out of Mail in Voting for the upcoming 2023 primary and general election.
- 47 A Finance Committee report: Be it Ordered that the following non-binding question shall be placed on the November 7, 2023 ballot for the City of Chicopee.

Be it Ordered that the City of Chicopee employ a code enforcement officer to enforce quality of life, public safety and all other ordinances within the City of Chicopee.

- 48 Be it Ordered that the Forestry Department inspect a tree at the boundary line of 245 Montcalm Street and the Fairview Park.

Zygarowski/Pniak-Costello

- 49 Be it Ordered that the DPW investigate if a Dead End sign or not a thru street sign should be placed on the corner of Woodland Ave. and Britton Street.

Pniak-Costello

- 50 Be it Ordered that public notifications be required for requests that change a 2-way street to an one way street. This order to be referred to the Ordinance Committee for a public hearing.

Pniak-Costello

- 51 Be it Ordered that the DPW investigate if dead end sign or not a thru street sign be placed on the corner of Quincy Street and Britton Street.

Pniak-Costello

- 52 Be it Ordered that the Forestry Dept. evaluate a tree on 158 Langevin Street to determine if the tree should be removed.

Pniak-Costello

- 53 Be it Ordered that the matter of noise and air violations be referred to the Law Dept., Building Dept., Board of Health for investigation and review. The review results shall be referred to the Ordinance Committee for a public meeting.

Pniak-Costello

- 54 Be it Ordered that the Law Dept., the Building Dept., and Board of Health provide input to the Ordinance Committee to establish a new ordinance involving vehicle size on private property. Refer to the Ordinance Committee for a public hearing.

Pniak-Costello

- 55 Be it Ordered that the DPW look into the possibility of installing sidewalks from the corner of Montcalm Street and James Street to the corner of Whittlesey Avenue and James Street. This would be on the south side of James Street and refer to the Public Works Committee for a public hearing.

Pniak-Costello

- 56 Be it Ordered that the DPW replace a "trucks test breaks" sign on the corner of James Street and Dowds Lane.
Pniak-Costello
- 57 Be it Ordered that the DPW do a traffic study for a Commercial Exclusion on Keddy Blvd.
Pniak-Costello
- 58 Be it Ordered that the Blanchard Street study for traffic be referred to Public Works Committee for a public hearing.
Pniak-Costello
- 59 Be it Ordered that two parcels of land located at 0 Dobek Ave be sent to the Law Department for review of serious ordinance violations. Parcel ID 0355-00011 and 0355-0012A.
Dobosz
- 60 Be it Ordered that the Finance Committee meet to discuss removing the \$15M line item from the Human Resources budget and to the appropriate budget where it is expended from.
Courchesne
- 61 Be it Ordered that the Finance Committee meet to discuss the funding of an Over Height Warning System for the Prospect Street train trestle.
Courchesne
- 62 Be it Ordered that the Public Works Committee meet to discuss the status of the reconfiguring of the bridge height/no truck signs on the approach to the Prospect Street train trestle.
Courchesne
- 63 Be it Ordered that the Public Works Committee meet to discuss the status of sidewalk installation on Pendleton Avenue between Prospect Street and Simard Drive.
Courchesne
- 64 Be it Ordered that the Public Works Committee meet to discuss the purchase of an Over Height Warning System for the Prospect Street train trestle.
Courchesne
- 65 Be it Ordered that the Public Works Committee meet to discuss the approximate 2 mile stretch of Chicopee Street that has 2 different speed limits. (a difference of 10 mph.)
Courchesne/Lopez

66 Be it Ordered that the Public Works Committee meet to discuss possible installation of additional dynamic speed signs on Chicopee Street south of the "Y".

Courchesne/Lopez

67 Be it Ordered that the Public Works Committee meet to discuss the status of additional speed limit signs on Chicopee Street per the previously filed order.

Courchesne/Lopez

68 Be it Ordered that the Public Works Committee meet to discuss use of in road crosswalk signs with beacon where additional crosswalk safety improvements are not being made.

Courchesne

69 Be it Ordered that the DPW and Engineering Departments provide an update and implement the following order referred at the May 16, 2023 City Council meeting.

Be it Ordered that the DPW and Engineering look into a four-way traffic light at the intersection of Chicopee Street and McKinstry Avenue.

Lopez

70 A proposed ordinance adding to Chapter 260, Parking Regulations, Chapel Street, Travelling west (even side) 25 feet from the intersection of York Street in both directions, Parking Prohibited Here to Corner.

Labrie

71 An application for a NEW Special Permit under Section 275-9 (L) (2) of the Municipal Zoning Ordinance for the purpose of amending an existing Special Permit under Chapter 275-50 for a double faced 14' x 48' sign structure to be relocated on the same property and out of the State of Massachusetts right of way. The existing sign structure will be moved 34 feet North, and 53 Feet East. The State of Mass DOT is requiring Lamar to move the existing sign out of the State Right of Way. Waivers requested: We are requesting the waiver of the 500 ft setback from residentially zoned land and a waiver for the 750 ft spacing from any other sign on the property. Note the requested waiver of reduction: 500' to 115' and 750' to 290'. Location of Property: 333 Memorial Drive. Map & Parcel ID: 0285/00020. Name of Applicant: Lamar Central Outdoor, LLC/Patrick Keough Real Estate Manager, 32 Midland Street, Windsor, CT 06095.

72 An application for a NEW Special Permit under Section 275-58 (C)(5) of the Municipal Zoning Ordinance for the purpose of two residential units in a business building. Location of Property: 94 Chicopee St. Map & Parcel ID: 0167-00001. Name of Applicant: Extremely Clean Limo in care of David Provost, 124 Posner Circle, Ludlow, MA 01056

73 An application for a NEW Junk Dealer's License at: 704 Memorial Drive. Applied for by: George Hannoush Jewelers of MA to buy and sell used jewelry. Name and address of petitioner: Abdallah Hannoush, 33 Hannoush Dr., West Springfield, MA 01089.

74

An application for a NEW Junk Dealer's License at: 720 Memorial Drive. Applied for by: Prestige Dance & Sports Consignment. Name and addresses of petitioner: Tina Perreault, 47 Montville Street, Chicopee, MA 01013.

Adjournment:

ATTEST:

A handwritten signature in black ink, appearing to read 'Keith W. Rattell', written in a cursive style.

Keith W. Rattell, City Clerk