

The briefing for the City Council Meeting to be held on Tuesday, September 7, 2021 will be held at 6:30 pm in the Auditorium and Zoom.

Agenda for the City Council Meeting on Tuesday, September 7, 2021 immediately following the Mayors Briefing in the Auditorium and Zoom is as follows:

Public Input

MO-1 Mayors appropriation of One hundred forty two thousand six hundred twenty four and 90/100 dollars (\$142,624.90) to the following named prior year Police and Fire Salary accounts in accordance with the recently signed memorandum of agreement between the City of Chicopee and the Patrolmen's Union MASSCOPS, Local #485 from available funds in the following named Police and Fire Salary accounts:

Patrolmen Step 1	\$139,671.27
Firefighter 2 nd	<u>2,953.63</u>
	\$142,624.90

MO-2 Mayors appropriation of Thirteen thousand one hundred eighty seven and 08/100 dollars (\$13,187.08) to the following named account: Human Resources Special Account for Indemnifications of Police and Fire from available funds in the Stabilization Fund.

MO-3 Mayors appropriation of Seven thousand two hundred six and 79/100 dollars (\$7,206.79) to the following named account: Human Resources Special Account for Indemnifications of Police and Fire from available funds in the Stabilization Fund.

MO-4 Ordered that the City Council accept the donation of two hundred and 00/100 dollars (\$200.00) to the Chicopee Department of Veterans Services. Said donation will be used for Veterans programs and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-5 Ordered that the City Council accept the attached list of donations of One hundred fifty five and 00/100 dollars (\$155.00) to the Chicopee Public Library. Said donations are accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-6 Ordered that the City Council accept the donation of Twenty and 00/100 dollars (\$20.00) to the Chicopee Fire Department. Said donation is made in appreciation and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.

MO-7 Chapter 7 Ordinance Revisions.

MO-8 Mayors appropriation of One thousand eight hundred twenty five and 00/100 dollars (\$1,825.00) to the following named account: D.P.W. Highway Special Account for Land Takings from available funds in Highway Expense Account for Special Services.

MO-9 Mayors appropriation of One million five hundred thousand and 00/100 dollars (\$1,500,000.00) to the following named account: D.P.W. Highway Special Account for 2021 Road Resurfacing Project from available funds in the Stabilization Fund.

MO-10 Mayors appropriation of Nineteen thousand one hundred ninety eight and 63/100 dollars (\$19,198.63) to the attached named General Fund Salary Accounts in accordance with the recently signed agreement between the City of Chicopee and the Chicopee Professional Municipal Employees Association.

Said amount is to be taken from the 2022 Fiscal Year Tax Levy.

MO-11 Mayors appropriation of Three thousand eight hundred fifty six and 45/100 dollars (\$3,856.45) to the attached named D.P.W. Sewer Fund Salary Accounts in accordance with the recently signed agreement between the City of Chicopee and the Chicopee Professional Municipal Employees Association.

Said amount is to be taken from the Sewer Surplus Account.

- MO-12 Mayors appropriation of Two thousand five hundred twenty nine and 19/100 dollars (\$2,529.19) to the attached named D.P.W. Water Fund Salary Accounts in accordance with the recently signed agreement between the City of Chicopee and the Chicopee Professional Municipal Employees Association.

Said amount is to be taken from the Water Surplus Account.

- MO-13 Ordered that the City Council accept the donations of Nine thousand twenty one and 00/100 dollars (\$9,021.00) to the Chicopee Council on Aging. Said donations are for senior meals for the month of July, 2021 and they are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-14 Ordered that the City Council accept the Field Demonstration Projects: Social Isolation and Loneliness Grant from the Massachusetts Association of Council on Aging and Senior Center Directors in the amount of Three thousand four hundred forty nine and 85/100 dollars (\$3,449.85) to the Chicopee Council on Aging. Said grant is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-15 Ordered that the City Council accept the MArtap Helping Hand Mini Grant in the amount of Two hundred ninety three and 00/100 dollars (\$293.00) to the Chicopee Council on Aging from the Massdot Rail and Transit Division. Said grant will be used for (5) driver barriers and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- 16 A favorable Zoning Committee report: Application for a Home Occupation License for the purpose of home kitchen located at 62 Pine Street. Applicant: Elke's Baked Goods, Kim Bosshart-Cote, 62 Pine Street, Chicopee, MA 01013.
- 17 A favorable Zoning Committee report: Application for a Special Permit under section 275-27.1 (B) for the purpose of installing a wireless communication antenna and supporting equipment on an existing silo located at 340 McKinstry Avenue. Applicant: Cellco Partnership d/b/a Verizon Wireless, Attorney Michael A. Fenton, authorized agent, 118 Flanders Road, 3rd Floor, Westborough, MA 01581.
- 18 A favorable Zoning Committee report: Application for a Special Permit under section 275-52 B 13 for the purpose of dog kennel license for 8 pet dogs located at 79 Newell Street. Applicant: Marcolino Belen, Carmen Batista, 79 Newell Street, Chicopee, MA 01020.
- 19 A favorable License Committee report: Application for a Class III License for Sandy's Auto World located at 963 Meadow Street. Applicant: Lyudmila Kudrya 172 Prospect Street, Chicopee, MA 01013.
- 20 A favorable License Committee report: Application for a Class II License for Sandy's Auto World located at 963 Meadow Street. Applicant: Lyudmila Kudrya 172 Prospect Street, Chicopee, MA 01013.
- 21 A favorable License Committee report: Application for an Auto Body/Auto Repair License for Sandy's Auto World located at 963 Meadow Street. Applicant: Lyudmila Kudrya 172 Prospect Street, Chicopee, MA 01013.
- 22 A favorable License Committee report: Application for an Auto Detailing License for Sandy's Auto World located at 963 Meadow Street. Applicant: Lyudmila Kudrya 172 Prospect Street, Chicopee, MA 01013.
- 23 A favorable License Committee report: Application for an alteration of the Class II, Auto Repair and Auto Detailing Licenses. Change in name from Meadow Street Auto to Meadow Street Auto, LLC located at 238 Meadow Street. Applicant: Gary Samuels, 3 Hockanum Drive, East Hartford, CT 06118.
- 24 A favorable License Committee Report: Application for a Junk Dealers License at 178 Center Street for the Stash House, LLC. Applicant: Marcus Quiles, 111 Lakevilla Ave., Springfield, MA 01109.

25 Be it Ordered that Westover Metropolitan Development Corporation lose all local tax exemption benefits and status.

Dobosz

26 Be it Ordered that the Public Safety Subcommittee meet to discuss issues with dispatch.

Dobosz

27 Be it Ordered that the City Engineer appear before the Public Works Committee to provide an update on speed tables for Front Street.

Krampits

28 Be it Ordered that the Planning Director or his designee appear before the Finance Committee to provide an update and presentation to the City Council on the Bike Path.

Laflamme

29 Be it Ordered that the Chamber of Commerce provide an update to the City Council at its October 5, 2021 Council Meeting.

Laflamme

30 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 198 Motor Vehicles on City Property

Add to 198-2 Violations and penalties

(A) No person shall operate a recreational vehicle or off-highway/road on any City-owned or controlled public way, sidewalk, park, playground, recreation area, public school property or any other property owned or controlled by the City.

(B) No person operating or in control of a recreational or off-highway/road vehicle shall refuse to stop such vehicle after having been requested or signaled by a law enforcement officer, No person shall refuse to give their correct name, address or registration to the law enforcement officer.

(C) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently so that the lives of the public might be endangered and/or such operation, cause serious bodily injury.

(D) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently so as to cause property damage public/and or private property.

(E) No person shall operate a recreational or off-highway/road vehicle without stopping and making their name, address and vehicle information known after knowingly colliding with or otherwise causing bodily injury to another.

(F) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently so that the lives or safety of the public may be endangered.

(G) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently as to harasses or be a nuisance to the public.

(H) No person shall operate a recreational or off-highway/road vehicle without first having registered/insured such vehicle in accordance with MGL c.90B Section 22.

Courchesne

31 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 198 Motor Vehicles on City Property

Add 198-2.1

Penalties for violations

1st Offense \$500.00

2nd Offense \$1,000.00

3rd Offense \$1,500.00

Courchesne

32 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 188-20 Service and self-service station licenses.

Add S Sale of Gasoline for Illegal Purposes

(a) No owner or employee of any retail dealer of gasoline shall sell, offer for sale, or attempt to sell any article or product represented as gasoline for use in any motorized recreational vehicle as defined in this ordinance, unless that vehicle is conveyed to and from the retailer's premises by a registered motor vehicle, as defined under Massachusetts General Law Chapter 90 section 1, as may be amended, and no individual shall purchase or attempt to purchase gasoline for use in any motorized recreational vehicle as defined in this ordinance.

(b) Signs with the words "FUELING OF ALL TERRAIN VEHICLES, MINI-CYCLES, DIRT BIKES, OR OTHER UNAUTHORIZED VEHICLES PROHIBITED" in English and "PROHIBIDO DESPACHAR GASOLINA A ALL TERRAIN VEHICLES, MINI-CYCLES O DIRT BIKES O A OTROS VEHICULOS NO AUTORIZADOS" in Spanish at least one (1) inch in height with a contrasting margin shall be posted at all dispensing locations. The location of warning signs shall be based on local conditions but shall be visible and legible from all gas pumps. Signage to be provided by the City.

(c) Any owner of any retail dealer of gasoline which violates any provision of Subsections (a) or (b) of this section who owns or is employed by a retail dealer that has been previously issued a warning as the result of a previous violation of Subsections (a) or (b) of this section shall be fined one hundred dollars (\$100.00) per occurrence. Each motorized recreational vehicle as to which an owner or employee of any retail dealer of gasoline sells, offers for sale, or attempts to sell gasoline shall be considered a separate violation of Section (a) above.

T.	Offense	Fine	Enforcing Personnel
	Sale of Gasoline For Illegal Purposes	\$100.00	Chicopee Police Department

Courchesne

33 To The City Clerk

You are hereby notified that I have this day appointed Steve Nembirkow of 52 Moreau Circle, Chicopee, Massachusetts as a member of the Charter Review Commission.

*Replaces Jennifer Wolowicz
Roy

34 A proposed ordinance striking from Chapter 260, Parking Regulations, Moore Street, In front of 23 Moore Street for a distance of 50 feet from property line to property line (no parking between signs) Parking Prohibited.

Balakier

- 35 A proposed ordinance adding to Chapter 260, Parking Regulations, Tourtelotte Avenue, South side, Parking Prohibited.
Courchesne
- 36 A proposed ordinance adding to Chapter 260, Parking Regulations, Benefit Street, Both sides, Residents Parking Only.
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- 37 A proposed ordinance striking from Chapter 260, Parking Regulations, Center Street, East side-1,190 feet from Ash Street through Union Street, Nonotuck Avenue and School Street to Springfield Street, Parking Prohibited, Effective immediately.
Laflamme, Tillotson, Roy, Zygarowski
- 38 A proposed ordinance striking from Chapter 260, Parking Regulations, Center Street and Springfield Street, West-side-170 feet from Exchange Street, Parking Prohibited (Note: Center Street becomes Springfield Street at the angle point of the Starzyk Building, for the final 60 feet of this proposed ordinance.) Effective immediately.
Laflamme, Tillotson, Roy, Zygarowski
- 39 A proposed ordinance striking from Chapter 260, Parking Regulations, Exchange Street, North and west side-1,120 feet from Cabot Street through Perkins Street and Dwight Street to (across from) Chestnut Street. Parking Prohibited. Effective immediately.
Laflamme, Tillotson, Roy, Zygarowski
- 40 An application for a NEW Special Permit under Section 275-58 (C) (4) of the Municipal Zoning Ordinance for the purpose of The Windsor Lounge, a bar. Location of Property: 101 Main Street. Name of Applicant: Melissa Hojnowski, 38 Vernon Street, Holyoke, MA 01040.
- 41 An application for a NEW Special Permit under Section 275-59 (C) (6) of the Municipal Zoning Ordinance for the purpose of eating and drinking establishment with the consumption of alcohol. Location of property: 340 Carew Street, Chicopee, MA 01020. Name of Applicant: 340 Carew Street, Inc., 340 Carew Street, Chicopee, MA 01020
- 42 An application for a NEW Class II License applied for by: TMD Automotive, Inc., 25 Yelle Street, Chicopee, MA 01013. Applicant: Todd Diederich, 206 Bridle Path Road, Chicopee, MA 01013.
- 43 An application for a NEW Auto Repair License applied for by: TMD Automotive, Inc., 25 Yelle Street, Chicopee, MA 01013. Applicant: Todd Diederich, 206 Bridle Path Road, Chicopee, MA 01013.
- 44 Election Call for the September 21, 2021 Municipal Preliminary Election.

ATTEST:



Keith W. Rattell
City Clerk