



**CITY OF PITTSFIELD  
REGULAR MEETING  
PITTSFIELD CITY COUNCIL  
CITY COUNCIL CHAMBERS**

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA

2022 NOV 10 AM 10:21

**November 15, 2022, at 6:00 p.m.**

**AGENDA**

1. Open microphone
2. COVID Up-date
3. Approval of the October 11, 2022 minutes
4. Approval of the October 25, 2022 minutes

**APPOINTMENTS**

5. A communication from Mayor Tyer appointing Michael Mah to the Airport Commission
6. A communication from Mayor Tyer appointing Cody Baffuto to the Commission on Tourism
7. A communication from Mayor Tyer appointing Nicole Hall to the Conservation Commission
8. A communication from Mayor Tyer appointing Sara Hathaway, Patrick Mele, James Moran, Shawn Serre, and Dina Guiel Lampiasi to the Cable Advisory Committee

**COMMUNICATIONS FROM HER HONOR THE MAYOR**

9. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$20,150.00 from the Commonwealth of Massachusetts Executive Office of Public Safety and Security
10. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$162,108.00 from the Commonwealth of Massachusetts Executive Office of Elder Affairs
11. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$14,964.22 from the Commonwealth of Massachusetts Department of Transportation, Aeronautics Division
12. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$11,545.00 from the Commonwealth of Massachusetts Department of Transportation, Aeronautics Division
13. A communication from Mayor Tyer submitting an Order authorizing the transfer of funds from the Public Works Stabilization Account to the Department of Public Services in the amount of \$230,000.00
14. A communication from Mayor Tyer submitting an Order to enter into a natural gas line and equipment easement agreement

### **PUBLIC HEARING**

15. A public hearing on a petition requesting a zoning map amendment from Compass Ridge, LLC for property located on outer West Housatonic Street
16. Request for a continuance of the public hearing, continued from October 11, 2022 on a Special Permit for a proposed coffee shop with a drive-thru at 1030 South Street under the requirements of Sec. 7.839
17. Public Hearing for the Fiscal Year 2023 Tax Rate

### **COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND BOARDS**

18. A communication from the City Solicitor on a petition from Councilor Warren requesting the appointments to the Board of Assessors be corrected
19. A communication from the City Solicitor on a petition from LeMarr Talley on a pending lawsuit for arbitrary discrimination
20. A communication from Commissioner Morales on a petition from Councilor Lampiasi requesting the anticipated expenditures related to snow and ice removal and snow operations in general for the upcoming winter season
21. A communication from Commissioner Morales concerning snow and ice removal within Private Ways
22. A communication from the Homeless Advisory Committee on a petition from Councilor Kronick requesting a progress report on activities from 2019 to 2022

### **UNFINISHED BUSINESS**

23. A communication from Attorney Pagnotta on a petition requesting a legal opinion as to all the steps necessary to create a new position (*tabled February 8, 2022*)
24. A communication from Chief Wynn on a petition from Councilor Kavey requesting a status update regarding body-worn cameras (*tabled October 25, 2022*)
25. A petition from Councilor Kronick requesting a funding plan for the erection of a statue to honor Reverend Samuel Harrison (*tabled October 25, 2022*)

### **NEW BUSINESS**

26. A petition from Central Berkshire Habitat for Humanity requesting to waive building permit fees for 82 & 84 Robbins Avenue and 266 & 268 Onota Street
27. A petition from Councilor Kavey requesting Alpine Trail be designated for snow removal
28. A petition from Councilor Warren requesting the delegation to file a Special Act to amend the City Charter

### **REPORTS OF COMMITTEES**

29. A report from the Ordinances and Rules Committee on a petition from Councilor Warren requesting to review the Building and/or Health Code Enforcement provisions on blighted properties, recommending to file 4/0

30. A report from the Ordinances and Rules Committee on a petition from Councilor Warren requesting to establish standard provisions for acceptance of grants and gifts, failed 1/3
31. A report from the Ordinances and Rules Committee on a petition from Councilor Warren requesting the approval of contracts over \$500,000.00 to be approved by the City Council, failed 1/3
32. A report from the Ordinances and Rules Committee on a petition from Councilor Warren requesting subsequent contracts over \$500,000.00 after initial award is less than authorized bounding authority, failed 1/3
33. A report from the Ordinances and Rules Committee on a petition from Councilor Persip requesting to explore ways to improve snow removal on city streets, recommending to approve 4/0

**MATTERS TENTATIVELY REFERRED BY THE PRESIDENT UNDER RULE 27**

*Referred to the Finance Committee*

34. A petition from Councilor Warren requesting to establish a procedure for future award of independent auditors

*Referred to the Ordinances and Rules Committee*

35. A petition from Councilor Warren requesting to delete City Council Rule 40
36. A petition from Councilor Warren requesting to add an additional rule designated as Rule 1F
37. A petition from Councilor Warren requesting to amend City Council Rule 26
38. A petition from Councilor Warren requesting to amend the City Charter, Section 2-6

*Referred to the Solicitor*

39. A petition from Councilor Warren requesting to review and respond to the requirement of the Open Meeting Law on committees established on behalf of the City Council

*Referred to the Traffic Commission*

40. A petition from Councilor Conant and Councilor Sherman requesting a new "School Children Caution" sign with solar operated lights be installed at the cross walk located at the corner of Dawes Avenue and Holmes Road