

**REGULAR MEETING OF THE CITY COUNCIL  
OCTOBER 9, 2001**

**AGENDA**

1. Open Microphone

**COMMUNICATIONS FROM HIS HONOR THE MAYOR**

2. Communication submitting an Order authorizing the Mayor to use \$500,000 of the Year One GE Economic Development Fund for the Berkshire Museum
3. Communication submitting an Order authorizing the Mayor to use \$200,000 of the Year One GE Economic Development Fund for the Catholic Youth Center, Girls Inc., Pittsfield Family YMCA and the Boys' and Girls' Club
4. Communication submitting an Order approving a certified project application of Berkshire Fitness Inc., d/b/a Berkshire Nautilus and Forty-Two - Fifty-Six Summer Street Nominee Trust
5. Communication submitting an Order authorizing the Mayor to move ahead with a request for proposals for the operation of our water and wastewater systems
6. Communication submitting an Order amending the Community Development Consolidated Plan/Action Plan for the 2001-2002 program year
7. Communication submitting an Order authorizing the City of Pittsfield to declare property on Howard Street as surplus property and making it available for land disposition
8. Communication submitting an Order authorizing the acceptance of a donation of a John Deere 235 lawn tractor from Builders Network Inc. and SK Design Group
9. Communication submitting Traffic Orders implementing changes on Ann Drive and Maud Street

**APPOINTMENTS**

10. Appointment of Daniel O'Connell as Director of the Berkshire Artisans
11. Appointment of John Marchesi as a member of the Council on Aging

**PUBLIC HEARINGS**

12. Public hearing on the application of Kenyon Oil Co., Inc. to amend its license for the storage of inflammable fluids for property at 420-422 Merrill Road
13. Public hearing on the petition of Western Mass. Electric Company and Bell Atlantic to install two jointly owned poles on South Mountain Road
14. Public hearing on the petition from Western Mass. Electric Company to install a length of conduit to be located on Tech East Drive

**COMMUNICATIONS FROM CITY OFFICERS AND BOARDS**

15. Communication from the City Clerk submitting orders issuing the warrant and authorizing polling places and times for the City election to be held on November 6, 2001

16. Petition from Councillor Kerwood requesting the Dept. of Public Works explore the feasibility of conducting a propane tank collection day
17. Petition from Councillor Kerwood requesting the Dept. of Public Works formulate a program that will facilitate a regular cleaning of the City's catch basins
18. Report of the Personnel Review Board relative to its October 2, 2001 meeting
19. Report of the Traffic Commission to whom was referred a petition from Peter Arlos that the Traffic Commission conduct a study for a method of alleviating the traffic problem created by vehicles entering Dunkin Donuts on First St, recommending it be filed
20. Report of the Traffic Commission to whom was referred a petition from residents of East Park Terrace and Ensign Street requesting Ensign St. be made a dead end where it intersects with East Park Terrace, recommending to approve blocking the intersection with jersey barriers
21. Report of the Traffic Commission to whom was referred a petition from Councillor Kerwood for a "Blind Drive" sign in the vicinity of Elm St. and Putnam Ave., recommending that a traffic warning sign be approved and installed
22. Report of the Traffic Commission to whom was referred a petition from Councillor Scapin for installation of a loading zone in front of 17 Wendell Ave. Ext., recommending it be approved
23. Report of the Traffic Commission to whom was referred a petition from Councillor Scapin for installation of "One Hour Parking from 9:00 a.m. to 5:00 p.m." signs in front of 97 First St., recommending it be approved
24. Report of the Traffic Commission to whom was referred a petition from Councillor Bianchi for installation of "No Parking" signs on the south side of Columbus Ave. Ext. between Onota St. and Albro St., recommending it be approved and signs installed
25. Report of the Traffic Commission to whom was referred a petition from Councillor Barry for a "Children at Play" sign in front of 56 Sunset St., recommending it be approved and signs installed
26. Report of the Traffic Commission to whom was referred a petition from Councillor Scapin that the "One Hour Parking" signs on the westerly side of Henry Ave. from West Housatonic St. to East Mill Street be removed and replaced with "No Parking" signs, recommending it be filed
27. Report of the Traffic Commission to whom was referred a petition from Councillor Scapin for installation of "No Parking" signs on the westerly side of East Mill St., from Henry Ave. to the end of the street, recommending it be filed
28. Report of the Traffic Commission to whom was referred a petition from Councillor Hickey for a "No Turn on Red" restriction in the eastbound lane of the East Street/Dalton Division Road intersection, recommending it be filed
29. Report of the Traffic Commission to whom was referred a petition from Councillor Hickey to evaluate and recommend changes to the traffic pattern at East Street and Dalton Division Road, recommending it be filed
30. Report of the Traffic Commission to whom was referred a petition from Councillor Brassard to

consider making Pleasant Street one-way heading south from Lincoln St. onto Second St., recommending it be filed

31. Report of the Traffic Commission to whom was referred a petition from Councillor Hickey for review of the traffic/parking regulations at the intersection of Edward Ave. and Elm St. and requesting recommended changes be made, recommending it be filed

#### **REPORTS OF COMMITTEES**

32. Report of the Committee on Community and Economic Development to whom was referred a communication from Mayor Gerald S. Doyle, Jr., submitting for review the Consolidated Annual Performance and Evaluation Report of the Department of Community Development, recommending the report be approved

#### **UNFINISHED BUSINESS**

33. Communication from the Mayor submitting an Order designating parking on School Street for police vehicles only (tabled 11-24-98)
34. Report of the Committee on Ordinances and Rules on a petition from Councilors Scapin and Barry requesting the Council look at eliminating the Ordinance for all-night parking (tabled 2-22-00)
35. Petition from Peter Arlos that the City Council have Senator Nuciforo file a bill on behalf of the City calling for an ignition lock to be used in vehicles of repeat DWI offenders (tabled 1-9-01)
36. Petition from Peter Arlos that the Council support legislation to prohibit advance billing of customers by cable companies (tabled 3-27-01)
37. Petition from Peter Arlos that the Council support Senate 818 with regard to drunk drivers (tabled 4-10-01)
38. Petition from Mary Murphy for an audit of medical bills of city employees (5-22-01)
39. Petition from Peter Arlos that the Army Corps of Engineers undertake further studies on the Housatonic River adjacent to the Mill St. Dam to determine the feasibility of removing the dam (6-12-01)
40. A petition from Peter Arlos that the Council support legislation that would allow Americans to purchase mail order drugs from abroad (tabled 8-14-01)
41. A petition from Peter Arlos that the Council ask Senator Nuciforo to file a Home Rule Petition to waive the ten-year leasing limit for Wahconah Park (tabled 8-14-01)
42. Petition from Peter Arlos that the Council support House Bill 3170 which would prohibit jet skis on ponds under 500 acres and allow municipalities to regulate bodies of water within their boundaries (tabled 8-14-01)

#### **NEW BUSINESS**

43. Petition from Peter Arlos that the City Council vote to invite Attorney General Thomas Reilly or his representative to appear at the October 23, 2001 meeting to update the City on the status of his investigation of the City's finances
44. Petition from Peter Arlos for a resolution to Mayor Rudolph Giuliani expressing Pittsfield's

sympathy and solidarity with the people of New York and commending him for his leadership

45. Petition from Philip Massery to establish a twenty-four member Citizens' Advisory Council
46. Petition from Peter Marchetti that the Council go on record to explore the options for a home rule petition to eliminate the health care benefits for part-time elected City officials
47. Petition from Kenneth Ramsdell and Terry Kinnas requesting the City Council authorizing the City Solicitor to obtain outside legal counsel concerning the matters of surety bonds for the Director of Finance and Chief Procurement Officer and to initiate breach of contract procedures for New England Plans and Benefits

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

*Referred to the Dept. of Public Works and Utilities*

48. Petition from Peter Arlos that the Public Works Dept. place appropriate street markings on the eastern end of Depot Street abutting North Street

*Referred to the Committee on Ordinances and Rules*

49. Petition from Peter Arlos that the City adopt an Ordinance that establishes a \$9.00 per hour wage floor for workers employed by companies that hold City contracts

*Referred to the Chief of Police*

50. Petition from Peter Arlos that the Chief of Police enforce the bicycle-free zone on North Street

*Referred to the Mayor*

51. Petition from Councillor Guzzo that the Mayor respond to his petition of June 18, requesting a letter of consent with regard to placing Wahconah Park in the State's historical registry

*Referred to the Parks Commission*

52. Petition from Councillor Guzzo that the Parks Commission provide a copy of the letter of consent for placing Wahconah Park on the State's historical registry

**PLACED ON FILE**

53. Response from the Asst. City Solicitor to a petition from Peter Arlos regarding waiving taxes paid by WMECO on poles where lights are to be turned off
54. Response from Shaun Kelly to a petition from Councillor Bianchi regarding re-examination of the City's reimbursement rate for school renovations
55. Response from Senator Andrea Nuciforo to a petition from Councillor Bianchi regarding re-examination of the City's reimbursement rate for school renovations
56. Response from Alice E. Moore of the Office of the Attorney General to a petition from Peter Arlos requesting the reason for the higher cost of gasoline in Berkshire County