

**REGULAR MEETING OF THE CITY COUNCIL
DECEMBER 14, 2004 – 7:30 P.M.**

AGENDA

1. Open microphone

COMMUNICATIONS FROM HIS HONOR, THE MAYOR

2. A communication submitting an Order rescinding Order No. 64 of the Series of the Series of 2003, which authorized \$1,460,000 for sewer and water services on Dan Fox Drive
3. A communication submitting an Order authorizing the City of Pittsfield to formally request that the Commonwealth of Massachusetts transfer Dan Fox Drive to the City of Pittsfield
4. A communication submitting an Order rescinding Order No. 44 of the Series of 2004 which appropriated \$400,000 from the stabilization fund to reduce the FY05 tax rate
5. A communication submitting an Order authorizing submission of a Special Act and an Ordinance amending the City Code, Chapter 11, Licenses Registrations, Etc., with regard to Special Liquor Licenses in the Downtown Development Zone
6. A communication submitting an Order transferring \$64,750 from the Unclassified Contingency Account to various accounts in the Fire Department

PUBLIC HEARINGS

7. A public hearing on a petition from Western Massachusetts Electric Company to locate two transformer silos in the sidewalk and conduit on Pomeroy Ave
8. A public hearing on a petition from Verizon New England Inc. and Western Massachusetts Electric Company to install one jointly owned pole on the westerly side of Alma Street
9. A public hearing on a petition from the Community Development Board to amend the City Code, Chapter 23, Zoning, to establish a Neighborhood Business District
10. A public hearing on a petition from the Community Development Board to amend the City Code, Chapter 23, Zoning, Article 23-3, Zoning Districts
11. A public hearing on a petition from the Community Development Board to amend the City Code, Chapter 23, Zoning, Article 23-7, Conditional Uses Group SR & SP
12. A public hearing for tax rate classification

COMMUNICATIONS FROM CITY OFFICERS AND BOARDS

13. A petition from Councilor Bianchi requesting the Mayor appropriate \$200,000 from free cash as a fuel assistance fund
14. A report of the Personnel Review Board relative to its December 6, 2004 meeting
15. A report of the Traffic Commission on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 13, Article V, Stopping and Standing, prohibiting parking in specified areas, recommending it be filed

16. A report of the Traffic Commission on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 13, Article VII, Sec. 13-86, Parking Fees, establishing new rates for municipal parking lots, recommending it be approved
17. A report of the Traffic Commission on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 13, Articles V and VI, regarding changes in parking limits and temporary parking permits, recommending it be approved

REPORTS OF COMMITTEES

Reports of the Committee on Ordinances and Rules

18. A report of the Committee on Ordinances and Rules on a petition from Councilor Bianchi and former Councilor Guzzo for the creation of an Ordinance to prohibit large breed dogs in dwellings containing more than two apartments and not owner-occupied, recommending it be filed
19. A report of the Committee on Ordinances and Rules on a petition from Rinaldo DelGallo III for an ordinance banning public nudity, recommending it be filed
20. A report of the Committee on Ordinances and Rules on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 13, Article V, Stopping and Standing, prohibiting parking in specified areas, recommending it be filed
21. A report of the Committee on Ordinances and Rules on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 13, Article VII, Sec. 13-79, Municipal Parking Areas, designating areas at the Pittsfield Municipal Airport, recommending it be approved
22. A report of the Committee on Ordinances and Rules on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 13, Article VII, Sec. 13-86, Parking Fees, establishing new rates for municipal parking lots, recommending it be approved
23. A report of the Committee on Ordinances and Rules on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 13, Articles V and VI, regarding changes in parking limits and temporary parking permits, recommending it be approved
24. A report of the Committee on Ordinances and Rules on a communication from Mayor Ruberto submitting an Ordinance amending the City Code, Chapter 19, Article IV, Use of Public Sewers, prohibiting discharge to public sewers, recommending it be approved
25. A report of the Committee on Ordinances and Rules on a petition from Councilor Kerwood to amend the City Code, Chapter 25, Sign Ordinance, Sec. 25-8(E), recommending it be amended and approved

UNFINISHED BUSINESS

26. A report of the Committee on Finance to whom was referred a petition from Councilor Maffuccio requesting that the Treasurer and Assessors office give a presentation on the new State law pertaining to the new tax bills, recommending it be referred back to the Council for purposes of discussion during the tax classification hearing (tabled 10-26-04)
27. An Ordinance amending the City Code, Chapter 16, Section 16-12 with regard to the Registrar of Voters Clerk (tabled 11-9-04)

NEW BUSINESS

28. A petition from Terry Kinnas for a non-binding ballot question to voters regarding preference of charter plans
29. A petition from Terry Kinnas for an explanation of funds previously approved for the Dan Fox Drive water and sewer project

30. A petition from Ronald E. Kitterman to rename Third Street after the late Rev. Samuel Harrison

MATTERS TENTATIVELY REFERRED BY THE PRESIDENT UNDER RULE 27

Referred to the Mayor

31. A petition from Peter Arlos for creation of a Bicycle Advisory Committee

Referred to the Committee on Public Works and Utilities

32. A petition from Councilor Vincelette requesting a list of unaccepted streets and information regarding acceptance of such streets

Referred to the Committee on Ordinances and Rules

33. A petition from Peter Arlos for creation of an ordinance prohibiting the raking or piling of leaves in gutters

Referred to the Chief of Police

34. A petition from Rinaldo DelGallo III to honor secret service agent William Craig during the 2005 week honoring fallen law enforcement officers

Referred to the Building Commissioner

35. A petition from Councilor Maffuccio that action is taken on the vacant property located at 255-257 Robbins Ave.

Referred to the Committee on Public Works and Utilities

36. A petition from Councilor Maffuccio for an update on the status of drainage repair problems on Victory Road and Daytona Street

37. A petition from Councilor Maffuccio for an update on the status of drainage repair problems on Park and Wahconah Streets

Referred to the Conservation Commission

38. A petition from Councilor Maffuccio for resolution of problems in the areas of North Street brook and with beavers on Wahconah Street

Referred to the Commissioner of Public Works and Utilities

39. A petition from Councilor Maffuccio for a "Stop for Pedestrian" sign at the crosswalk in front of the Christian Center at Robbins Ave. and Linden Street

40. A petition from Councilor Maffuccio for a "Hidden Driveway" sign in the vicinity of 25 Richmond Ave.

41. A petition from Councilor Maffuccio for "No Littering" signs along Valentine Road

42. A petition from Councilor Maffuccio requesting a program be put in place for regular cleaning and inspection of catch basins

43. A petition from Councilor Maffuccio to place Stevens Street on the chip-sealing list

44. A petition from Councilor Maffuccio requesting a snow removal program for sidewalks that the City is responsible for

Referred to the Traffic Commission

45. A petition from Councilor Maffuccio requesting a speed study on Linden Street and Columbus Ave.