

**REGULAR MEETING OF THE CITY COUNCIL
MAY 24, 2005 – 7:30 P.M.**

AGENDA

1. Open microphone

COMMUNICATIONS FROM HIS HONOR, THE MAYOR

2. A communication submitting a Resolution providing for a second amendment to the Downtown Pittsfield Economic Opportunity Area and an Order approving the Certified Project Application of Raymond D. Shilke III and BMH Productions Inc., d/b/a Berkshire Music Hall
3. A communication submitting an Order approving the Certified Project Application of Downtown North Inc. d/b/a Paul Rich & Sons and HJG Realty LLC
4. A communication submitting an Order approving the Certified Project Application and Tax Increment Financing Agreement of Plastics Technologies Laboratories, Inc. and Beauregard Family Nominee Trust
5. A communication submitting an Order approving an amendment to the Certified Project and Tax Increment Financing Agreement of Interprint, Inc.
6. A communication submitting a Resolution providing for the creation of the Stanley Business Park Economic Opportunity Area
7. A communication submitting an Order accepting a Municipal Buildings Energy Efficiency Services Program Grant in the amount of \$42,879.44 from Western Massachusetts Electric Company
8. A communication submitting an Order accepting a Firefighters Equipment Grant in the amount of \$41,000 from the Executive Office of Public Safety
9. A communication submitting an Order accepting a donation of \$400,000 from the Rotary Club of Pittsfield
10. A communication submitting an Order accepting a Mass. ReLeaf grant in the amount of \$5,000 from the Department of Conservation and Recreation
11. A communication submitting an Order amending Council Order #64 of the Series of 2004, authorizing \$6,549,500 for the 2005 Capital budget
12. A communication submitting an Order authorizing the City to waive an option of first refusal in connection with certain property located at the Bousquet Ski Area
13. A communication submitting a Traffic Order necessary to implement parking changes on North Street
14. A communication submitting a Traffic Order necessary to implement parking changes on Dorchester Avenue
15. A communication submitting an Ordinance amending the City Code, Chapter 8, Solid Waste and Disposal
16. A communication submitting the quarterly report of the Colonial Theatre

PUBLIC HEARING

17. A public hearing on the petition of Verizon New England Inc. to install conduit on Park Place and South Street
18. A public hearing on a petition from Raman Desai and Del Alba Holdings for an amendment to the Zoning Ordinance to reclassify land on Dan Fox Drive from an LDI District to a B-G District
19. A public hearing on a petition from the Community Development Board to amend the City Code, Chapter 23, Zoning to establish an access management overlay district for Dan Fox Drive
20. A public hearing on a petition from the Community Development Board to amend the City Code, Chapter 23, Zoning to establish a Downtown Arts Overlay District

COMMUNICATIONS FROM CITY OFFICERS AND BOARDS

21. A petition from Councilors Maffuccio and Costi to enact a plan for overnight sticker parking
22. A petition from Councilor Bianchi that the Council supports the designation of Wahconah Park as an historic site

REPORTS OF COMMITTEES

Reports of the Committee on Public Works and Utilities

23. A report of the Committee on Public Works and Utilities to whom was referred an Order authorizing the City to accept a conveyance of a permanent sewer easement on Faucett Lane Extension from CMS Homes, Inc., recommending it be approved
24. A report of the Committee on Public Works and Utilities to whom was referred a petition from Councilor Maffuccio prepare a list of streets to be chip sealed this year and streets that were done last year, recommending it be approved referred to the Commissioner of Public Works
25. A report of the Committee on Public Works and Utilities to whom was referred a petition from Councilor Maffuccio requesting Newton Avenue, Oakhurst Avenue and Overlook Avenue be placed on the chip sealing list, recommending it be approved and referred to the Commissioner of Public Works
26. A report of the Committee on Public Works and Utilities to whom was referred from Councilor Maffuccio requesting the Overlay of Pecks Road, recommending it be approved and referred to the Commissioner of Public Works
27. A report of the Committee on Public Works and Utilities to whom was referred a petitioner from Councilor Maffuccio requesting drainage problem on Brookline Ave. be addressed, recommending it be approved and referred to the Commissioner of Public Works
28. A report of the Committee on Public Works and Utilities to whom was referred a petition from Councilor Maffuccio requesting the repair of an embankment at the corner of View Street and Acorn Street, recommending it be approved and referred to the Commissioner of Public Works
29. A report of the Committee on Public Works and Utilities to whom was referred a petition from Councilor Maffuccio requesting the repair of sidewalks on Seymour Street, recommending it be approved and referred to the Commissioner of Public Works
30. A report of the Committee on Public Works and Utilities to whom was referred a petition from Councilors Malumphy and Costi that the City and BRTA remove obsolete bus benches and shelters from North Street, recommending it be approved

31. A report of the Committee on Public Works and Utilities to whom was referred a petition from Councilor Tyer requesting resurfacing of Longview Terrace Extension, recommending it be approved and referred to the Commissioner of Public Works
32. A report of the Committee on Public Works and Utilities to whom was referred a petition from Terry Kinnas that the City use the \$450,000 sewer connection fee from the Town of Richmond to reduce the sewer fee rates in the year the connection fee is received, recommending it be filed
33. A report of the Committee on Public Works and Utilities to whom was referred a petition from Councilor Kerwood requesting a detailed overview of road repairs to be undertaken this construction season, recommending it be filed

UNFINISHED BUSINESS

34. A petition from Councilor Malumphu requesting updates from the Mayor on the School Building Needs Commission, Charter Review Commission and financial forecasting for the 2006 budget (tabled 3-22-05)

NEW BUSINESS

35. A petition from Peter Arlos requesting an accounting of the sale of abandoned bicycles
36. A petition from Donna Walto that the Council ask Gene Fein of Berkshire Glen Music Productions what percentage of sales from the June 23, 2005 concert will be paid to the City for use of its facilities
37. A petition from Peter Arlos that the Council ask Sheriff Massimiano to provide volunteers to help clean City streets
38. A petition from Peter Arlos that the Council ask Representative Speranzo to file legislation which would suspend the sales tax on gasoline and diesel fuel
39. A petition from Peter Arlos that the Director of Cultural Development undertake a "yellow bike program" in the City
40. A petition from Peter Arlos that the Council vote to ask the Chairman of the State Board of Higher Education to investigate the process and dismissal of the president of Berkshire Community College

ORDINANCE (Final reading)

41. An Ordinance amending the City Code, Chapter 6, Finance and Taxation, adding Article XIII – Tax Title Agreements

MATTERS TENTATIVELY REFERRED BY THE PRESIDENT UNDER RULE 27

Referred to the Traffic Commission

42. A petition from Councilor Maffuccio for a "Hidden Driveway" sign on Pecks Road before Paul Avenue