



**CITY OF PITTSFIELD  
REGULAR MEETING  
PITTSFIELD CITY COUNCIL  
August 13, 2019, at 7:00 p.m.  
Pittsfield City Hall, City Council Chambers**

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA  
2019 AUG -9 AM 8:50

**REVISED AGENDA**

1. Open microphone

**APPOINTMENTS**

2. Appointment of Karen S. Jacobs to the Cultural Council

**COMMUNICATIONS FROM HER HONOR THE MAYOR**

3. A communication from Mayor Tyer submitting an Order to accept additional Chapter 70 funds from the Commonwealth of Massachusetts in the amount of \$1,285,646.00 for the FY2020 budget
4. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$174,190.00 from the Executive Office of Public Safety and Security for the FY20 Statewide Emergency Telecommunications Board Grant
5. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$3,500.00 from the Mass Humanities
6. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$5,000.00 from the Massachusetts Cultural Council
7. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$360,000.00 from the Massachusetts Executive Office of Energy and Environmental Affairs
8. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$32,300.00 from the United States Department of the Interior
9. A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$33,000.00 from the Pittsfield Mills Corporation
10. A communication from Mayor Tyer submitting an Order to enter into and execute a temporary construction easement agreement for the removal of the Mill Street Dam
11. A communication from Mayor Tyer submitting an Order to pay a previous year expense in the amount of \$24.05 within the Information Technology Department
12. A communication from Mayor Tyer submitting an Order to pay a previous year expense in the amount of \$3,583.49 within the Information Technology Department
13. A communication from Mayor Tyer submitting an Order to pay a previous year expense in the amount of \$1,550.50 within the Department of Public Services

14. A communication from Mayor Tyer submitting an Order to pay a previous year expense in the amount of \$1,526.11
15. A communication from Mayor Tyer submitting an Order to pay a previous year expense in the amount of \$540.00
16. A communication from Mayor Tyer submitting an Order to approve a Tax Agreement for Personal Property with Light Energy Fund III, LP for property located at Betnr Industrial Drive
17. A communication from Mayor Tyer submitting an Order recsinding \$3,298,313.93 of authorized but yet unissued debt
18. A communication from Mayor Tyer submitting an Ordinance amending City Code, Chapter 6, Finance and Taxation, Section 6-44, Department of Purchase established; appointment of purchasing agent
19. A communication from Mayor Tyer submitting six Orders to finalize and execute historic preservation restrictions related to projects approved by the City Council:
  - a. Berkshire Family Young Men's Christian Association, Inc.
  - b. Zion's Evangelical Lutheran Church
  - c. CT Equities 100, LLC
  - d. Samuel Harrison Society, Inc.
  - e. Berkshire County Historical Society
  - f. Berkshire Theatre Festival, Inc.

#### **PUBLIC HEARING**

20. Public hearing on the revocations of inflammable fluid licenses issued under Chapter 148, Section 13

#### **COMMUNICATION FROM CITY OFFICERS AND BOARDS**

21. A communication from the City Clerk on two Orders: 1. authorizing the issuance of the warrant for the Municipal Preliminary Election to be held on Tuesday, September 17, 2019 and 2. Designating polling locations and hours for said election.

#### **REPORT OF COMMITTEES**

##### *Report from the Committee on Ordinances and Rules*

22. A report of the Committee on Ordinances and Rules on a petition from Councilor Krol amending traffic orders 957 and 958 to remove parking meters from the Columbus Avenue municipal lot and establishing 90 minute parking at this lot, recommending it be amended to say: "Amending traffic Orders 957 and 958 for the Columbus Avenue municipal lot #7, establishing 90-minute free parking at that lot." and approved (3/2).

##### *Report from the Public Works Committee*

23. Report from the Public Works Committee on a petition from Councilor Morandi requesting the Commissioner of Public Services and Utilities compile a current list of city fire hydrants and the functioning status of each, recommending to accept the presentation by the Commissioner (4/0)

#### **UNFINISHED BUSINESS**

24. A communication from Mayor Tyer on two (2) Orders authorizing the City of Pittsfield to take by eminent domain a permanent drainage easement over land of Gloria B. Leavitt (*Tabled from 3/27/18*)

*Executive Session to discuss strategy with respect to ongoing and potential litigation*

**NEW BUSINESS**

25. A petition from Carolyn Valli, Central Berkshire Habitat for Humanity, requesting a waiver of all building permits fees for properties located at 52-62 Gordon Street
26. A petition from Kenneth G. Warren, Jr. requesting the Council enforce Rule 1C which prohibits speakers from engaging in personal attacks

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

**REFERRED TO THE COMMITTEE ON PUBLIC WORKS**

27. A petition from the residents of Roxbury Avenue requesting the Department of Public Services undertake repairs of Roxbury Avenue

**REFERRED TO THE CITY SOLICITOR**

28. A petition from Kenneth G. Warren, Jr. requesting the Council enact an Ordinance restricting the use of non-disclosure clause in settlement agreements

**REFERRED TO ORDINANCES AND RULES COMMITTEE**

29. A petition from Kenneth G. Warren, Jr. requesting to review and correct the inadvertent use of the words "Committee on Public Works" in the Rules and Orders of the City Council
30. A petition from Kenneth G. Warren, Jr. requesting to review and correct the inadvertent use of the words "public works" in the Code of the City of Pittsfield

**PLACED ON FILE**

31. A petition from Alex Blumin requesting to make an Ordinance mandating all police officers wear a body camera