



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

RECEIVED-CITY CLERK
CITY OF PITTSFIELD, MA

2023 JUN 23 AM 9:48

June 27, 2023, at 6:00 p.m.

AGENDA

1. Open microphone
2. Approval of the June 13, 2023 minutes

APPOINTMENTS

3. A communication from Mayor Tyer reappointing Thomas R. Hardy to the Airport Commission
4. A communication from Mayor Tyer reappointing James Bronson to the Board of Registrars
5. A communication from Mayor Tyer reappointing James Conant, Franz Forster, Stephanie Storie, and Nicole Hall to the Conservation Commission
6. A communication from Mayor Tyer reappointing Joseph Benjamin, Gary Bianchi, Marjo Catalano, Maureen Logan-Daniels, Bryan House, Darren Lee, Len Light, Cliff Nilan, and Earl Persip to the Wahconah Park Restoration Committee

COMMUNICATIONS FROM HER HONOR THE MAYOR

7. A communication from Mayor Tyer submitting an Order accepting a grant in the amount of \$50,000 from the Massachusetts Executive Office Housing and Livable Communities Community Planning Grant Program
8. A communication from Mayor Tyer submitting an Order accepting a grant in the amount of \$5,500 from the Massachusetts Interlocal Insurance Association
9. A communication from Mayor Tyer submitting an Order to accept an additional grant of funds in the amount of \$41,418 to the Pittsfield Police Department for fiscal years 23, 24, and 25 Safe and Successful Youth Initiative
10. A communication from Mayor Tyer submitting an Order appropriating \$10,000 from the Community Preservation Act Fund to the Berkshire County Historical Society-Arrowhead Chimney repair
11. A communication from Mayor Tyer submitting an Order transferring and appropriating \$620,000 from Certified Free Cash to the Department of Public Services for Snow and Ice Removal
12. A communication from Mayor Tyer submitting an Order to transfer \$75,000 from Retained Earnings-Sewer to the Department of Public Utilities Wastewater Division, Sludge Handling

13. A communication from Mayor Tyer submitting an Order to transfer \$45,000 from Retained Earnings-Water to the Department of Public Utilities/Water Division Short Term Debt Interest
14. A communication from Mayor Tyer submitting an Order transferring and appropriating \$850,000 from Certified Free Cash to the Police Department, Scheduled Overtime

NEW BUSINESS

15. A petition from Councilor Kalinowsky requesting Commissioner Morales provide an update on the road and sidewalk project on Adelaide Avenue

**PITTSFIELD CITY COUNCIL
REGULAR MEETING
CITY COUNCIL CHAMBERS
June 13, 2023, at 6:00 p.m.**

President Marchetti called the meeting to Order in regular session at 6:00 p.m.

Present: Councilors Conant, Kalinowsky, Kavey, Kronick, Lampiasi, Maffuccio, Marchetti, Persip, Sherman, Warren, and White

In accordance with MGL Chapter 30A, Section 20, President Marchetti notified those present that the proceedings were being audio and video recorded.

AGENDA

The microphone was open to the public:

Daniel Miraglia, 68 Ontario Street, would like to see the water and sewer budget cut. He does not want to see Roots Rising at Springside Park as other areas are available.

William Cameron, 1016 West Street, Chairperson of the School Committee, is here to express his concern and ask that the Pittsfield Public Schools budget be approved tonight.

John Deming, 16 Whitehead Place, is concerned with the sidewalks in his neighborhood and throughout the city. He has concerns with East Housatonic Street as cars do not stop on that street.

Paul Gregory, 25 Roseland Drive, thanked councilors and Commissioner Morales for receiving payment for a sliced tire and forwarded the check to the Pittsfield Parade Committee. He stated that his taxes have gone up each year as his assessment has increased and a mistake was made.

Sarah Hathaway, 17 Walnut Street, expressed her concern to raise the age of a person who would like to run for office. She does not believe that age should be a factor as they bring diversity to candidates and the school committee.

Frank Farkas, 69 Spadina Parkway, is opposed to the proposal of Councilor Kronick to change the charter to allow candidates only to run for one term. He is also opposed to a change of age in order to run for office.

Marietta Rapetti Cause, 132 Kittredge Road, is here to support youth on the School Committee as we need to encourage youth on every level. We should foster active participation in our elections as youth need a voice.

Virginia O'Leary, 17 Constitution Road, in support of William Garrity for School Committee. Must people are excited to have a young person run for office. She questioned why this was focused on one individual. She urged this discriminatory petition to be filed.

Alex Blumin, 16 Hamlin Street, is concerned about the city budget and requested it be decreased and focused on the School Department. He would like the Mayor's term to be changed back to two years.

Craig Gaetani, 1098 West Street, spoke about of the water and sewer bills and stated we can still save money if we do what he says.

Amelia Gilardi, 17 Alma Street, is here to speak on behalf of item 8 to recognize June 16, 2023 as World EHD, Electro Hypersensitivity Day.

Courtney Gilardi, 17 Alma Street, is here to speak on behalf of item 8 to recognize June 16, 2023 as World EHD, Electro Hypersensitivity Day. She supports the voice of the youth.

Debbie Cooper, 379 North Street, is concerned with the roundabouts (rotary) as many people do not like them. She has concerns with the sidewalks.

Jessie Cook Dubin, 215 Bartlett Avenue, is in support of item 20 to amend special liquor licenses.

Sarah Riehl, Lenox Ave, Lenox, is here in support of item 20 and amending special liquor licenses in Pittsfield.

Mark Delsignore, 415 Partridge Road, is here to ask to pave all of Partridge Road instead of stopping part way up.

Approval of the May 23, 2023 minutes. Councilor Kavey made a motion to approve carried by a unanimous vote of all eleven members present.

APPOINTMENTS

A communication from Mayor Tyer reappointing Amanda McGregor to the Commission on Disabilities. Councilor Kavey made a motion to approve carried by a unanimous vote of all eleven members present.

A communication from Mayor Tyer appointing Amanda Bates as the Director of Veterans' Services. Councilor Kavey made a motion to approve. Councilor Sherman congratulated Amanda and thanked Jim Clark for his service. Councilor Kronick thanked Ms. Bates and complemented her on her resume. The motion was carried by a unanimous vote of all eleven members present.

COMMUNICATIONS FROM HER HONOR THE MAYOR

A communication from Mayor Tyer submitting an Order accepting a gift of funds in the amount of \$35,000 from the Egremont Elementary School PTO to be used towards playground improvements at the school. Councilor Kavey made a motion to approve carried by a unanimous vote of all eleven members present.

A communication from Mayor Tyer submitting an Order accepting a gift of funds in the amount of \$5,000 from the Berkshire Bank Foundation to be used towards playground improvements at Egremont School. Councilor Kavey made a motion to approve carried by a unanimous vote of all eleven members present.

UNFINISHED BUSINESS

Referred to the Charter Review Committee

A petition from Councilor Kronick to amend the City Charter to facilitate rotation of elected officials and to impose a mandatory one year cooling off period, (*Charter Objection – May 23, 2023*). Councilor White made a motion to file. Councilor Kronick has been taken by surprise as this was not an assault. It was a request to send to the Charter Review Committee to accept, reject or amend. Councilor Kronick made a motion to withdraw/file carried by a unanimous vote of all eleven members present.

NEW BUSINESS

A petition from Councilor Kalinowsky requesting the City Council to recognize June 16, 2023, as World EHS, Electro hypersensitivity Day by adopting attached Resolution. Councilor Kalinowsky made a motion to adopt the resolution carried by a 10/1 vote with

Item 20 was taken out of order:

A Report from the Ordinances and Rules Committee

A communication from Mayor Tyer submitting an Ordinance amending the City Code, Chapter 11 Licenses, Registrations and Permits, Article VII Special Liquor Licenses, recommending to approve 3/0. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to Ordain carried by a unanimous roll call vote.

Item 18 was taken out of order:

A Report from the Finance Committee

A communication from Mayor Tyer submitting an Order requesting a ten-year Tax Increment Financing (TIF) agreement to assist Mill Town Capital in the redevelopment of Bousquet Sport, recommending to approve 4/1. Councilor Kavey made a motion to accept the committee report carried by a 10/1 vote with Councilor Kronick in opposition. Councilor Kavey made a motion to approve. Councilor Kalinowsky and Councilor Kronick are not in favor of supporting the TIF. Councilor Kavey asked Mayor Tyer about the tax value of the property and the tax revenue generated. They Mayor stated the capital investment is made increasing the value and taking in more revenue. Councilor Persip said this is cutting off your nose to spite your face. This is a company that is putting in a 19 million dollar investment. This puts less burden on the tax payers. Councilor Kalinowsky is not putting the business against the tax payers. She is talking about small businesses who are shutting down. Councilor Kavey asked Director Dodds if we still have support for small business, Ms. Dodds said we do, they should call her office and they can help facility them. The motion to approve was carried by a 9/2 vote with Councilors Kalinowsky and Kronick in opposition.

REPORTS OF COMMITTEES

A Report from the Committee of the Whole

A communication from Mayor Tyer submitting the 5-year Capital Improvement Plan for the fiscal years 2024-2028, recommending to approve 8/1. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve. Councilor Kronick will not support. The motion to approve was carried by a 10/1 vote with Councilor Kronick in opposition.

A communication from Mayor Tyer submitting an Order raising and appropriating \$205,584,497.00 to fund the City's operating budget for the Fiscal Year 2024, recommending to approve 6/3. Councilor Kavey made a motion to accept the committee report carried by a 10/1 vote with Councilor Warren in opposition. Councilor Kavey made a motion to approve. Councilor Kalinowsky questions an increase in adding a position. Councilor Kalinowsky made a motion to reduce the budget by eliminating a working Forman by \$61,884. Councilor Sherman asked Commissioner Morales to explain what a working Forman does. Councilor Warren received calls on this but he will support as we need road work but he will vote against the budget. Councilor Kavey will support this position as it is an increase in services. Councilor Kronick supports the position. He would like the performance bonus eliminated. He will not support the budget. The motion to amend failed by a 2/9 vote with Councilors Kronick and Kalinowsky in support. Councilor Kronick asked if there is a line to fund OPEB. President Marchetti stated there is not a line item. Councilor Kronick asked if this is a fake budget we are voting on as he believes it is. Councilor Kronick requested to cut line 01012-5318 Councilor Education Budget of \$4,620.00. Councilor Lampiasi will not support this amendment. The motion failed 1/10 with Councilor Kronick in support. Councilor Kronick made a motion to amend line 01502-51706, Health Insurance by 1.5 million failed 2/8, Councilor Kronick and Kalinowsky in support and Councilor Kavey out of the room. Councilor Kronick made a motion to eliminate the DEI Department in its entirety by \$181,854.00. Councilor Lampiasi will not support. Councilor White stated if any one questions about this department they need to watch and learn from the Director as it is needed in the city. Councilor Sherman will not support as it is important to the city. The motion failed 1/10 with Councilor Kronick in favor. Councilor Warren will not support the budget. The motion to approve was carried by a 6/5 roll call vote with Councilors Kavey, Warren, Kalinowsky, Kronick and Maffuccio in opposition.

A communication from Mayor Tyer submitting an Order appropriating \$1,000,000.00 from certified free cash to reduce the Fiscal Year 2024 Tax Rate, recommending to approve 6/3. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve. Councilor Warren asked Director Kerwood about cannabis fees. The Director stated that we are not collecting Host fees. Councilor Warren stated if we give relief this year people will suffer next year does not make sense. He will not vote in favor. Councilor Kavey asked the Mayor for her view of free cash. The mayor stated it is infinite and should be used for capital projects and the city should have a savings account and every year salaries will go up. Councilor White would love to see more investment and help for the homeowners but he is hesitant to vote for this. Free cash should be for one-time expenses. Councilor Kronick said they are trying to make it easier on the homeowner. He made a motion to increase to 3 million. Councilor Kavey asked Director Kerwood what we have in free cash, he stated we have 7.1 million. Councilor Warren stated that historically we have more money in reserves than before. Councilor Persip will not support. The motion to amend to 3 million failed 5/6. Councilor Kalinowsky said we gave 7.5 million to roads out of 17 million and we are only asking for 3 to help residents and she will not support. The motion to approve was carried by a 6/5 vote with Councilors Persip, Warren, Conant, Kalinowsky and Maffuccio in opposition.

A communication from Mayor Tyer submitting an Order to borrow an aggregate sum not exceeding \$10,648,000.00 for General Fund Capital Expenditures for Fiscal Year 2024, recommending to approve 8/1. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve. Councilor Kronick will not support. The motion to approve was carried by a 10/1 with Councilor Kronick in opposition.

A communication from Mayor Tyer submitting an Order to borrow an aggregate sum not exceeding \$14,445,000.00 for Enterprise Fund Capital Expenditures for Fiscal Year 2024, recommending to approve 10/0. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve. Councilor Kronick asked the Mayor how much money was left in ARPA funds. Councilor Kronick made a motion to refer to the Mayor to reduce by 1 million dollars. Councilor Kavey asked the Mayor her thoughts. The Mayor said it can be referred back to her, she will look for a million dollar reduction but she will not use ARPA funds. The motion to refer to the Mayor failed 3/8 with Councilors Kronick, Kalinowsky and Warren in favor. The motion to approve was carried by a 9/2 vote with Councilors Kronick and Kalinowsky in opposition.

A communication from Mayor Tyer submitting an Order transferring and appropriating \$280,000.00 from the Public Works Stabilization Fund to the Department of Public Services, recommending to approve 9/0. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve carried by a unanimous vote of all eleven members present.

A communication from Mayor Tyer submitting an Order authorizing the use and expenditure of the City's current revolving funds pursuant to MGL, Chapter 44, Section 53E ½ for Fiscal Year 2024, recommending to approve 9/0. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve carried by a unanimous vote of all eleven members present.

A communication from Mayor Tyer submitting an Order appropriating \$220,500.00 for parking related expenditures pursuant to MGL, Chapter 40, Sections 21A-22C for Fiscal Year 2024, recommending to approve 9/0. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve carried by a unanimous vote of all eleven members present.

Item 19 was taken out of order:

A Report from the Finance Committee

A communication from Mayor Tyer submitting three (3) Order's related to the Community Preservation Fund: Order 1 to amend Order 55 of 2022 appropriating \$965,182.58 for FY2023 budget, recommending to approve 5/0; Order 2 to appropriate \$648,523 from the FY2023 budget, recommending to approve 4/1; Order 3 to appropriate \$848,659.58 for the FY2024 budget, recommending to approve 5/0. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve the first order carried by a 10/1 vote with Councilor Kronick in opposition. Councilor Kavey made a motion to approve the second order carried by a 10/1 vote with Councilor Kronick in opposition. Councilor Kavey made a motion to approve the third order carried by a 10/1 vote with Councilor Kronick in opposition.

A Report from the Committee of the Whole

A communication from Mayor Tyer submitting two Orders establishing the water and sewer rates for Fiscal Year 2024: Order 1 Establishing the Water rates, recommending to approve 6/4, Order 2 Establishing the Sewer rates, recommending to approve 6/4. Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of all eleven members present. Councilor Kavey made a motion to approve. Councilor Kronick made a motion to refer to the Mayor to stabilize the rate. The motion failed 1/10 with Councilor Kronick in favor. Councilor Warren made a motion to amend by adding the following: (c) Notwithstanding the above – described rates for unmetered water service, any homeowner, 65 years old or older and who has owned their home for 5 years as of the date of the assessment of the bill, may submit an application to obtain a water meter and installation by the city. If the city fails to provide the installation of a water meter at no cost to the applicant by the date of the issuance of any subsequent utility bill, the homeowner will be credited for any charges for an additional toilet fixture from the previous bill and will no longer be responsible for the payment of any charges for additional fixtures during the period of their ownership. This clause shall only be applicable to the residential unit occupied by the qualifying homeowner. Councilor Persip will not support because he does not believe orders can be amended by the council. Councilor Kavey applauds Councilors Warren and Kalinowsky, but he is trying to iron through some of the details. Councilor Kronick said it should be funded through ARPA or free cash. Councilor White will not support as it should be on a need basis not those age 65 and older. Councilor Lampiasi is in support of the idea but believes it should be for those in need not just 65 and older. Councilor Sherman would like to see meters available for those in need as we need a plan. Councilor Warren stated that it is not clear if we can amend or not and we need to use common sense. He asks for support tonight. Councilor Persip stated if this passes the metered rates will go up. He asked the Mayor when it will be ready. The Mayor stated the program is ready, we are waiting for the meters and will be installed in July. Currently 357 households are eligible. Councilor Persip asked if the Mayor is willing to make this better by adding free cash. The Mayor stated the program approve is based on certain criteria's. She suggested the President set up a workgroup of councilors and present a proposal of ideas to her. Councilor Kalinowsky asked how the 357 were identified. The Mayor stated they were identified based on those who are currently receiving a real estate property exemptions and a formula by the Department of Revenue. Councilor White suggested that the Public Works Subcommittee to hold a meeting to discuss this. He will not support the amendment. The motion to amend failed 5/6 with Councilors Warren, Conant, Kalinowsky, Kronick, and Maffuccio in support. The motion to approve was carried by a 7/4 roll call vote with Councilors Warren, Kalinowsky, Kronick, and Maffuccio in opposition.

Councilor Kavey made a motion to approve the second order. Councilor Warren made a motion to amend by adding the following: (c) Notwithstanding the above – described rates for unmetered sewer service, any homeowner, 65 years or older and who has owned their home for 5 years as of the date of the assessment of the bill, may submit an application to obtain a water meter and installation by the city. If the city fails to provide the installation of a water meter at no cost to the applicant by the date of the issuance of any subsequent utility bill, the homeowner will be credited for any charges for an additional toilet fixture from the previous bill and will no longer be responsible for the payment of any charges for additional fixtures during the period of their ownership. This clause shall only be applicable to the residential unit occupied by the qualifying homeowner. The motion failed 5/6 with Councilors Warren, Conant, Kalinowsky, Kronick, and Maffuccio in opposition. The motion to approve was carried by a 7/4 roll call vote with Councilors Warren, Kalinowsky, Kronick, and Maffuccio in opposition.

A Report from the Ordinances and Rules Committee

A petition from Councilor Kronick to accept MGL Chapter 41, Section 98C to require police officers on active duty to wear a badge, tag or label which identifies them by number, recommending to file 3/0. Councilor Kronick made a motion to refer back to Ordinances and Rules, carried by an 8/3 vote with Councilors White, Kavey, and Lampiasi in opposition.

9:19 p.m. Councilor Kavey made a motion to adjourn the City Council meeting carried by a unanimous vote of the eleven members present.

**A true record, attest:
Michele M. Benjamin
City Clerk**



THE CITY OF PITTSFIELD
OFFICE OF THE MAYOR
70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

It is my sincere privilege to submit herewith for your consideration the reappointment of Thomas R. Hardy of 71 South Church Street, N203, Pittsfield, MA to the Airport Commission for a term expiring June 13, 2026.

Respectfully submitted,


Linda M. Tyer
Mayor

LMT/MWC



THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

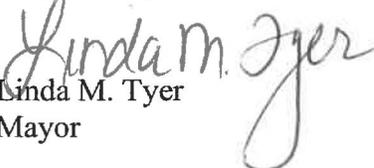
June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

It is my sincere privilege to submit herewith for your consideration the reappointment of James Bronson of 12 Giovina Drive, Pittsfield, MA to the Board of Registrars for a term expiring April 1, 2026.

Respectfully submitted,


Linda M. Tyer
Mayor

LMT/MWC



THE CITY OF PITTSFIELD
OFFICE OF THE MAYOR
70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

It is my sincere privilege to submit herewith for your consideration the following reappointments to the Conservation Commission for terms expiring on August 11, 2026:

James Conant, 78 Lucia Drive, Pittsfield, MA 01201

Franz J. Forster, 16 Wellesley Street, Pittsfield, MA 01201

Stephanie Storie, 91 Broadview Terrace, Pittsfield, MA 01201

Nicole Hall, 34 Churchill Street, Pittsfield, MA 01201

Respectfully submitted,


Linda M. Tyer, Mayor

LMT/MWC



THE CITY OF PITTSFIELD
OFFICE OF THE MAYOR
70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

It is my sincere privilege to submit herewith for your consideration the following reappointments to the Wahconah Park Restoration Committee for terms expiring on July 12, 2024:

Joseph Benjamin, 94 Barker Road, Pittsfield, MA 01201

Gary Bianchi, 63 Kenwood Street, Pittsfield, MA 01201

Marjo Catalano, 20 Endicott Street, Pittsfield, MA 01201

Maureen Logan-Daniels, 47 Howard Street, Pittsfield, MA 01201

Bryan House, 203 North Street, Housatonic, MA 01236

Darren Lee, 1189 Churchill Street, Pittsfield, MA 01201

Len Light, 5 Andrea Drive, Pittsfield, MA 01201

Cliff Nilan, 72 Winesap Road, Pittsfield, MA 01201

Earl Persip, City Councilor

Respectfully submitted,


Linda M. Tyer, Mayor

LMT/MWC



THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

April 27, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order to accept a grant of funds in the amount of \$50,000.00 from the Massachusetts Executive Office Housing and Livable Communities Community Planning Grant Program. This grant will be utilized to fund a housing plan focused on downtown.

Respectfully submitted,

Linda M. Tyer
Linda M. Tyer, Mayor

LMT/MWC
Enclosure



CITY OF PITTSFIELD

DEPARTMENT OF COMMUNITY DEVELOPMENT, CITY HALL, 70 ALLEN STREET, RM 205, PITTSFIELD, MA 01201

June 15, 2023

Mayor Linda M. Tyer
70 Allen Street, City Hall
Pittsfield, MA 01201

Dear Mayor Tyer:

Enclosed is an order requesting the City Council's acceptance of a \$50,000 grant from the Massachusetts Executive Office of Housing and Livable Communities from the Community Planning Grant Program.

In May of 2023, all cities and towns in the Commonwealth were invited to apply for funding to advance housing opportunities in their communities. This Community Planning Grant will be used by the City of Pittsfield to conduct a Housing Plan for Downtown Pittsfield.

These funds will create a housing focused downtown plan to address the housing needs of our residents. The plan would look to assess the community housing needs and identify specific market opportunities for housing in the downtown. The plan would also provide input on potential solutions to build capacity within the development and contractor market, identify potential sources of funding and propose new redevelopment projects.

Sincerely,

A handwritten signature in black ink, appearing to read "Justine Dodds".

Justine Dodds
Director

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

**AUTHORIZING THE CITY OF PITTSFIELD TO ACCEPT A GRANT
OF FUNDS FROM THE MASSACHUSETTS EXECUTIVE OFFICE OF HOUSING AND
LIVABLE COMMUNITIES**

Ordered:

That the City of Pittsfield, by and through its Mayor and City Council, is hereby authorized to accept a grant of funds in the amount of Fifty Thousand (\$50,000.00) Dollars, from the Massachusetts Executive Office of Housing and Livable Communities, and that said funds may be expended pursuant to Massachusetts General Laws, Chapter 44, section 53A.



THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201

(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

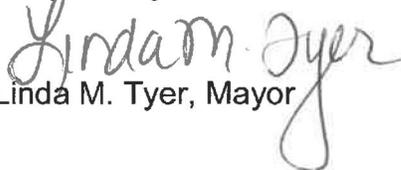
June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order to accept a grant of funds in the amount of \$5,550.00 from the Massachusetts Interlocal Insurance Association (MIIA) to the Pittsfield Police Department.

Respectfully submitted,


Linda M. Tyer, Mayor

LMT/MWC
Enclosure



**CITY OF PITTSFIELD
POLICE DEPARTMENT**

POLICE HEADQUARTERS, 39 ALLEN STREET, PITTSFIELD, MASSACHUSETTS 01201 (413) 448-9700, FAX (413) 448-9733

OFFICE OF THE CHIEF OF POLICE

(413) 448-9717

PROFESSIONALISM • ETHICS • INTEGRITY • SENSITIVITY • ACCOUNTABILITY

May 15, 2023

Honorable Linda Tyer
Mayor-City of Pittsfield
70 Allen St
Pittsfield, MA 01201

Dear Mayor Tyer,

Submitted for your consideration is an authorization requesting that the City of Pittsfield accept a Massachusetts Interlocal Insurance Association (MIIA) Grant in the amount of \$5,550.00 to the Pittsfield Police Department.

Respectfully submitted,


Michael J. Wynn
Chief of Police

c: Matthew Kerwood, Director of Finance
Rachel Jingst, City Accountant

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

**AUTHORIZING THE CITY OF PITTSFIELD TO ACCEPT A GRANT OF FUNDS
IN THE AMOUNT OF \$5,550.00 FROM THE MASSACHUSETTS
INTERLOCAL INSURANCE ASSOCIATION (MIIA)**

Ordered:

That the City of Pittsfield, acting through its Mayor and City Council, and pursuant to M.G.L. Chapter 44, Section 53A, is hereby authorized to accept a Massachusetts Interlocal Insurance Association (MIIA) Grant in the amount of \$5,550.00 to the Pittsfield Police Department.

ZenQuest Martial Arts
 55 Pittsfield Rd
 Lenox, MA 01240 US
 mark@zenquestmac.com
 www.zenquestmac.com

Invoice



BILL TO
 Pittsfield Police Department

INVOICE #	DATE	TOTAL DUE	DUE DATE	TERMS	ENCLOSED
51614	07/05/2022	\$20,000.00	07/20/2022	Net 15	

SERVICE	DESCRIPTION	QTY	RATE	AMOUNT
Custom Martial Arts Program	LEJJ Program - 8/22 to 7/23	1	20,000.00	20,000.00

The above will provide 12 months of LEJJ training for up to 18 participants from the Pittsfield PD.

SUBTOTAL	20,000.00
TAX	0.00
TOTAL	20,000.00
BALANCE DUE	\$20,000.00

Checks Detail

My File Edit Tools Help



Check Header

GL Summary

Check Audit

Vendor Remit ZEN QUEST MARTIAL ARTS
Cash Account CLEARING ACCOUNT A/P
Check number Normal
Check date Amount
Status: Cleared
Warrant

Check Detail

Document	Invoice	Inv Date	PO	Contract	Voucher	Amount	Retainage
2301016	51614	07/05/2022	231108		2301016	20,000.00	.00

Gregory - Bilotta, Margaret

From: adecarvalho@mma.org
Sent: Monday, May 8, 2023 3:13 PM
To: Wynn, Michael
Cc: debra.williams@mma.org; michael.garrod@cabotrisk.com
Subject: DEADLINE: May 12, 2023 - Invoice Reminder
Attachments: GrantStatement_58202331305.pdf

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Dear MIIA Member,

MIIA would like to make sure you have all the resources available to ensure your employees are working safely. The deadline for Grant Invoice submissions is this Friday, May 12, 2023.

Please disregard this email if you have already sent in your invoices for FY23.

If you have any questions or concerns, please contact me. Thank you for your cooperation.

Best Regards,

Ana De Carvalho
Risk Management Assistant
adecarvalho@mma.org
774-294-6937 (cell)

FY23 MIIA Automated Risk Management Grant Application

The MIIA Automated Risk Management Grant Program provides members with resources to assist and support risk management initiatives.

The FY23 grant continues to focus heavily on facility management, preventive maintenance especially water line inspection and replacement, installation of heating/insulation equipment and prevention of property losses. Please note: several of these grant opportunities provide valuable and proactive maintenance funding options. Additional grant priorities include mitigation of cyber risk exposures and individualized members' loss experience, which continue to have a significant impact on MIIA financial results.

MIIA contracts with Liberty Mutual to conduct boiler inspections and recommendations including installing carbon monoxide (CO) detectors, boiler remote shutdown switches, safety relief valve replacement. This equipment can be funded by this grant.

MIIA members can apply for a grant or grants totaling a maximum of \$10,000 per municipal entity. Total funding for this grant is \$1,000,000.

1. Speak with your MIIA Risk Manager to discuss your grant options.
2. Grant requests must be made under a line of insurance coverage MIIA provides to your municipality. Please note: police and fire safety equipment is not eligible because it's covered under 111F.
3. Grant must be for a service/equipment related to a potential covered loss.
 1. Grants can't be retroactive for a completed or in process activity or for equipment previously purchased.
5. MIIA funded portion of grant projects must be completed and invoices submitted to MIIA by May 12, 2023.
6. Grant funds must only be used to purchase items identified in the grant application.
7. Members are not eligible for the same grant as received the previous year unless pre-approved by Risk Manager.

Excluded items include: travel expenses, wages, including overtime, and software annual renewal costs.

Automated Grant Completion Process

1. Speak with your MIIA Risk Manager to discuss your grant options.
2. Go to www.emiia.org – Click on Quick Link for Grant then click on Grant Application to begin completing the online Risk Management Grant application. (Application must include vendor estimate). The Equipment list is at emiia.org for your review prior to starting your grant application.
3. Once application is complete, please make sure you upload vendor estimates; click button to send grant application to Chief Financial Officer and Chief Procurement Officer for signature(s) through online system. You will be automatically notified once these signatures have been added so that you can then submit your Grant Application. Click red button to submit grant application.
4. You will receive an email containing a copy of your completed grant. Download and print to file for your records.
5. Please contact your MIIA Risk Manager, Ana De Carvalho, Risk Management Assistant, adecarvalho@mma.org, 774-294-6937, Nodira Sidikova at 916-277-5003 (cell) / nsidikova@mma.org, or Lin Chabra at 617-838-5941 (cell) / lchabra@mma.org with any questions.

Grant applications must be submitted by October 21, 2022 and will be reviewed the week of October 31, 2022.

Notification of approval or denial will be sent to members by November 23, 2022. **Please note that a grant submission does not guarantee a grant award.** If awarded, a grant summary detailing how this award benefits your municipal entity must be included with final grant invoice.

MIIA Member City of Pittsfield

Contact Michael J. Wynn Department Police Department

Phone 413-448-9717 Email MWynne@cityofpittsfield.org Date 9/29/2022

How will this grant be used to continue or enhance your ^{POFA} risk management or personnel management efforts moving forward?

By signing and submitting this application, I (we) attest that all applicable state and local purchasing regulations and guidelines have been followed.

Chief Municipal Officer Signature

Chief Procurement Officer Signature

Date

Date



FY23 MIIA GRANT APPLICATION

	Amount Requested	Purpose (Item requested)
Property		
Boiler room upgrades – CO detectors, shutoff valves, pressure relief valve replacement, external shutoff switches		
Detailed roof inspection by roofing expert or drone inspection vendor. Requires submission of final report of findings.*		
Enhanced Dry System Sprinkler (EDSS) Inspection – Third-party vendor must identify pipe sloping, map concerned locations and low-point draining, etc. Please refer to MIIA's EDSS Inspection Guidelines.		
Facilities management preventative maintenance software		
Facilities management training (Mass. Facilities Administrators Assoc. and others)#		
Heat tracing		
HVAC evaluation – Maintenance and quality control testing and evaluation of HVAC controls and equipment by a licensed contractor.		
Insulation upgrade – wet and dry sprinkler systems and any other identified building vulnerabilities		
Preventive maintenance waterline inspection and replacement by licensed plumber#		
Property loss prevention equipment: flammable storage cabinets, flammable rag disposal containers, grated ceiling vents, lightning mitigation, moisture meters, low and high (in IT rooms) temperature alarms, sprinkler cages, etc.*		
Specialty heating scenarios: installation of additional heating and or insulation for pipe freeze up prevention and ice dam prevention equipment#		
Thermography cameras and moisture meters*		
Water loss response and mitigation equipment#		
Automobile		
Backup cameras		
Dump body alarm indicators		
Fleet maintenance software		
GPS tracking software		
General Liability		
Certified Playground Safety Inspector (CPSI) certification		
Cyber risk prevention – assessments, social engineering training, multi-factor authentication, (initial installation only) software patches, software backup, endpoint detection and response (EDR) and behavior-based malware		
Sewer maintenance program related equipment and service		

	Amount Requested	Purpose (Item requested)
Law Enforcement Liability		
Cameras: body, dash & CCTV (Must have supporting policy to qualify)†		
Law enforcement scenarios simulator	\$ 10,000.00	Law Enforcement Jiu-Jitsu Program
Public Officials and School Board Liability		
School board liability training and programs		
MCAD courses for EEO professionals: series of train-the-trainer courses		
Workers Compensation		
Bucket truck self-rescue system – bail out kit		
Carbon Monoxide exhaust systems – mechanics bay		
Chainsaw kits: (helmet, chaps, gloves, vest, duffle)		
Communication equipment for forestry and DPW		
Confined space entry: tripod, rescue system, multi-gas monitor, blower, calibration kit, manhole guardrails*†		
Fall protection and fall arrest equipment		
Ladders*		
Lockout Tagout kits†		
Purchase ladders for teachers in classroom (requires ladder training)		
QBS behavioral safety (de-escalation strategies targeting assaults, bites, etc. claims)		
Rooftop guardrail system (permanent or portable)		
Safety equipment: manual material handling devices (carts, dollies), hot sticks, hydraulic lift gates, manhole cover lifts, multi gas meters, personal voltage detector, etc.		
Slip-resistant and/or anti-fatigue mats		
Trench safety: trench box, shoring to include general and cemetery*†		
Work zone safety: trailer, cones, measuring wheel, signs, sign stands (does not include message boards)*		

* MIIA Equipment Options

† Must submit standard operating procedure/policy (SOP) and provide proof of training

Reference Property Best Practice Matrix

July 1, 2022

MIIA Grant Statement
Pittsfield

Grand Total: \$10,000.00 \$5,550.00

Grant ID	Department	Category	Purpose	Status	Requested Amt	Awarded Amt
RM 57	Police Department	Law Enforcement Scenarios simulator	Second Phase: Law Enforcement Jiu-Jitsu Program	Yes	\$10,000.00	\$5,550.00



THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

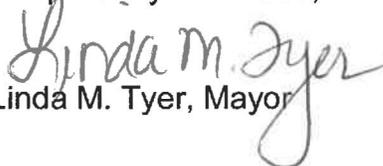
June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order to accept the additional grant of funds to the Pittsfield Police Department for the FY23, FY24 and FY25 Safe and Successful Youth Initiative (SSYI) in the amount of \$41,418.00 from the Massachusetts Executive Office of Health and Human Services to support service for eligible young women through 18 Degrees.

Respectfully submitted,


Linda M. Tyer, Mayor

LMT/MWC
Enclosure



**CITY OF PITTSFIELD
POLICE DEPARTMENT**

POLICE HEADQUARTERS, 39 ALLEN STREET, PITTSFIELD, MASSACHUSETTS 01201 (413) 448-9700, FAX (413) 448-9733

OFFICE OF THE CHIEF OF POLICE

(413) 448-9717

PROFESSIONALISM • ETHICS • INTEGRITY • SENSITIVITY • ACCOUNTABILITY

June 16, 2023

Honorable Linda Tyer
Mayor - City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Mayor Tyer:

Submitted for your consideration, is an authorization requesting the City of Pittsfield to accept additional funds for the FY23, FY24, and FY25 Safe and Successful Youth Initiative (SSYI) Grant to support services for eligible young women through 18 Degrees in the amount of \$41,418.00 from the Executive Office Health & Human Services of Public Safety to the Pittsfield Police Department.

Sincerely,


Michael J. Wynn
Chief of Police

c: Matt Kerwood, Treasurer
Rachel Jingst/ Accountant

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

**AUTHORIZING THE CITY OF PITTSFIELD TO ACCEPT
ADDITIONAL FUNDS FOR THE SAFE AND SUCCESSFUL
YOUTH INITIATIVE (SSYI) GRANT IN THE AMOUNT OF \$41,418.00
FROM THE EXECUTIVE OFFICE OF HEALTH & HUMAN SERVICES**

Ordered:

That the City of Pittsfield, acting through its Mayor and City Council, and pursuant to M.G.L. Chapter 44, Section 53A, is hereby authorized to accept additional funds for the FY23, FY24 and FY25 Safe and Successful Youth Initiative (SSYI) Grant in the amount of \$41,418.00 from the Executive Office of Health & Human Services to the Pittsfield Police Department.

Gregory - Bilotta, Margaret

From: Scott, Deborah R (EHS) <deborah.r.scott@state.ma.us>
Sent: Tuesday, April 4, 2023 4:55 PM
To: Mazzeo, John; Kerwood, Matthew; Gregory - Bilotta, Margaret; bhouse@18degreesma.org; Ben Wax
Cc: Daly, Glenn (EHS); Zachary Rich; Manuel Sequeira; Samantha Melendez
Subject: Pittsfield SSI Additional Funding
Attachments: SSI Budget Form.xlsx

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good afternoon,

We are writing to inform you that EOHHS has awarded the City of Pittsfield additional SSI funds, as follows:

FY23	FY24	FY25	Total
13,189	13,786	14,443	41,418

These funds are in addition to your current annual allocation:

FY23			FY24			FY25	
Original Grant	Additional Funds	Total	Original Grant	Additional Funds	Total	Original Grant	Additional Funds
500,000	13,189	513,189	500,000	13,786	513,786	500,000	14,443

Future year funding, as always, is subject to sufficient appropriation.

By **Thursday, April 20**, please send three budgets—one for each fiscal year:

- Ensure that each budget total **matches the exact funding total** for each year; please see the table above.
- Ensure that your budgets do not include any **unallowable costs, including costs for staff to attend out-of-state conferences and certain youth activities, such as water activities and overnight stays.**
- For your FY23 budget, please use your current budget form and include the additional amount.
- Use the attached budget form for your FY24 and FY25 budgets.
- Your FY25 budget can be the same as your FY24 budget. You will have the chance to update it before and during FY25.
- Note the expenditure rules that are listed below.

We received approval for you to start spending the FY23 funds as of this email award notification sent today, April 4, 2023. We will follow up with a contract amendment for the additional funds.

Please note the following:

- All goods purchased through SSYI in a given fiscal year must be received by the SSYI agency no later than June 30 of the same fiscal year.
- All SSYI services that are paid for by a given fiscal year's funds must be provided within that fiscal year, by June 30. For example, all training, capital projects, and the like that are supported through FY23 SSYI funds must occur no later than June 30, 2023. If a portion of, for example, a capital project is funded through FY23 SSYI funds, then that portion must be completed by June 30, 2023.
- Cities may not use FY23 funds to pre-pay for FY24 obligations.

Thank you.

Regards,
Deborah

Deborah Scott
she/her/hers
Assistant Director
Office of Children, Youth and Families
Executive Office of Health and Human Services
617-721-1264
Deborah.R.Scott@mass.gov

SSYI Current Budget

		SSYI Site: Pittsfield	Fiscal Year: 2023	Grant Amount: 513,189		
Line Items	Total	Police	Lead Agency	Licensed Mental Health Agency	Partner 1	Partner 2
			18 Degrees, Inc.			
Program Staff Salaries	306,529	-	306,529	-	-	-
Program Staff Taxes and Fringe Benefits	70,502	-	70,502	-	-	-
<i>Tax and Fringe Rate</i>	23.0%	-	23.0%	-	-	-
# of Program Staff FTEs	11.59	-	11.59	-	-	-
Total Staff Payroll	377,031	-	377,031	-	-	-
Participant Payroll (Subsidized Employment)	-	-	-	-	-	-
Participant Taxes and Fringe Benefits	-	-	-	-	-	-
<i>Tax and Fringe Rate</i>	-	-	-	-	-	-
Participant Stipends, Incentives, and Other Assistance	21,000	-	21,000	-	-	-
Total Payments to Participants	21,000	-	21,000	-	-	-
Consultants	-	-	-	-	-	-
Training	4,588	-	4,588	-	-	-
Travel	6,320	-	6,320	-	-	-
Meals	2,000	-	2,000	-	-	-
Facilities	32,271	-	32,271	-	-	-
Equipment	-	-	-	-	-	-
Supplies	11,000	-	11,000	-	-	-
Other	12,457	-	12,457	-	-	-
Total Direct Expenses	466,667	-	466,667	-	-	-
Indirect Expenses	46,522	-	46,522	-	-	-
<i>Indirect Rate</i>	10.0%	-	10.0%	-	-	-
TOTAL BUDGET	513,189	-	513,189	-	-	-

SSYI Current Budget

	SSYI Site: Pittsfield		Fiscal Year: 2024		Grant Amount: 513,786	
Line Items	Total	Police	Lead Agency	Licensed Mental Health Agency	Partner 1	Partner 2
				18 Degrees, Inc.		
Program Staff Salaries	317,630	-	317,630	-	-	-
Program Staff Taxes and Fringe Benefits	73,055	-	73,055	-	-	-
<i>Tax and Fringe Rate</i>	23.0%	-	23.0%	-	-	-
# of Program Staff FTEs	6.26	-	6.26	-	-	-
Total Staff Payroll	390,685	-	390,685	-	-	-
Participant Payroll (Subsidized Employment)	-	-	-	-	-	-
Participant Taxes and Fringe Benefits	-	-	-	-	-	-
<i>Tax and Fringe Rate</i>	-	-	-	-	-	-
Participant Stipends, Incentives, and Other Assistance	16,483	-	16,483	-	-	-
Total Payments to Participants	16,483	-	16,483	-	-	-
Consultants	6,000	-	6,000	-	-	-
Training	5,047	-	5,047	-	-	-
Travel	6,320	-	6,320	-	-	-
Meals	2,000	-	2,000	-	-	-
Facilities	20,521	-	20,521	-	-	-
Equipment	-	-	-	-	-	-
Supplies	7,000	-	7,000	-	-	-
Other	13,130	-	13,130	-	-	-
Total Direct Expenses	467,186	-	467,186	-	-	-
Indirect Expenses	46,600	-	46,600	-	-	-
<i>Indirect Rate</i>	10.0%	-	10.0%	-	-	-
TOTAL BUDGET	513,786	-	513,786	-	-	-

SSYI Current Budget

		SSYI Site: Pittsfield	Fiscal Year: 2025		Grant Amount: 514,443	
Line Items	Total	Police	Lead Agency	Licensed Mental Health Agency	Partner 1	Partner 2
				18 Degrees, Inc.		
Program Staff Salaries	326,999	-	326,999	-	-	-
Program Staff Taxes and Fringe Benefits	75,210	-	75,210	-	-	-
<i>Tax and Fringe Rate</i>	23.0%	-	23.0%	-	-	-
# of Program Staff FTEs	6.26	-	6.26	-	-	-
Total Staff Payroll	402,209	-	402,209	-	-	-
Participant Payroll (Subsidized Employment)	-	-	-	-	-	-
Participant Taxes and Fringe Benefits	-	-	-	-	-	-
<i>Tax and Fringe Rate</i>	-	-	-	-	-	-
Participant Stipends, Incentives, and Other Assistance	9,860	-	9,860	-	-	-
Total Payments to Participants	9,860	-	9,860	-	-	-
Consultants	2,000	-	2,000	-	-	-
Training	4,370	-	4,370	-	-	-
Travel	6,320	-	6,320	-	-	-
Meals	2,000	-	2,000	-	-	-
Facilities	20,780	-	20,780	-	-	-
Equipment	-	-	-	-	-	-
Supplies	7,000	-	7,000	-	-	-
Other	13,223	-	13,223	-	-	-
Total Direct Expenses	467,762	-	467,762	-	-	-
Indirect Expenses	46,681	-	46,681	-	-	-
<i>Indirect Rate</i>	10.0%	-	10.0%	-	-	-
TOTAL BUDGET	514,443	-	514,443	-	-	-

COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM



This form is jointly issued and published by the Office of the Comptroller (CTR), the Executive Office for Administration and Finance (ANF), and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. The Commonwealth deems void any changes made on or by attachment (in the form of addendum, engagement letters, contract forms or invoice terms) to the terms in this published form or to the Standard Contract Form Instructions and Contractor Certifications, the Commonwealth Terms and Conditions for Human and Social Services or the Commonwealth IT Terms and Conditions which are incorporated by reference herein. Additional non-conflicting terms may be added by Attachment. Contractors are required to access published forms at CTR Forms: <https://www.macomptroller.org/forms>. Forms are also posted at OSD Forms: <https://www.mass.gov/lists/osd-forms>.

CONTRACTOR LEGAL NAME: City of Pittsfield (and d/b/a):		COMMONWEALTH DEPARTMENT NAME: Executive Office of Health and Human Services MMARS Department Code: EHS	
Legal Address: (W-9, W-4): 70 Allen St. Pittsfield, MA 01201		Business Mailing Address: One Ashburton Place, 11 th Fl., Boston, MA 02108	
Contract Manager: Margaret Gregory-Bilotta	Phone: 413-970-0717	Billing Address (if different):	
E-Mail: mgregory@cityofpittsfield.org	Fax: 413-448-9818	Contract Manager: Glenn Daly	Phone: 617-573-1706
Contractor Vendor Code: VC6000192128		E-Mail: glenn.daly@mass.gov	Fax:
Vendor Code Address ID (e.g., "AD001"): AD001. (Note: The Address ID must be set up for EFT payments.)		MMARS Doc ID(s):	
		RFR/Procurement or Other ID Number: BD-16-1039-EHS01-EHS01-0000004859	
<input type="checkbox"/> NEW CONTRACT		<input checked="" type="checkbox"/> CONTRACT AMENDMENT	
PROCUREMENT OR EXCEPTION TYPE: (Check one option only)		Enter Current Contract End Date <u>Prior</u> to Amendment: <u>6/30/2025</u> . Enter Amendment Amount: \$ <u>41,418</u> . (or "no change")	
<input type="checkbox"/> Statewide Contract (OSD or an OSD-designated Department)		AMENDMENT TYPE: (Check one option only. Attach details of amendment changes.)	
<input type="checkbox"/> Collective Purchase (Attach OSD approval, scope, budget)		<input checked="" type="checkbox"/> Amendment to Date, Scope or Budget (Attach updated scope and budget)	
<input type="checkbox"/> Department Procurement (includes all Grants - 815 CMR 2.00) (Solicitation Notice or RFR, and Response or other procurement supporting documentation)		<input type="checkbox"/> Interim Contract (Attach justification for Interim Contract and updated scope/budget)	
<input type="checkbox"/> Emergency Contract (Attach justification for emergency, scope, budget)		<input type="checkbox"/> Contract Employee (Attach any updates to scope or budget)	
<input type="checkbox"/> Contract Employee (Attach Employment Status Form, scope, budget)		<input type="checkbox"/> Other Procurement Exception (Attach authorizing language/justification and updated scope and budget)	
<input type="checkbox"/> Other Procurement Exception (Attach authorizing language, legislation with specific exemption or earmark, and exception justification, scope and budget)			
The Standard Contract Form Instructions and Contractor Certifications and the following Commonwealth Terms and Conditions document are incorporated by reference into this Contract and are legally binding: (Check ONE option): <input checked="" type="checkbox"/> <u>Commonwealth Terms and Conditions</u> <input type="checkbox"/> <u>Commonwealth Terms and Conditions For Human and Social Services</u> <input type="checkbox"/> <u>Commonwealth IT Terms and Conditions</u>			
COMPENSATION: (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00. <input type="checkbox"/> Rate Contract. (No Maximum Obligation) Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.) <input checked="" type="checkbox"/> Maximum Obligation Contract. Enter total maximum obligation for total duration of this contract (or <u>new</u> total if Contract is being amended). \$ <u>4,621,418</u> .			
PROMPT PAYMENT DISCOUNTS (PPD): Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting accelerated payments must identify a PPD as follows: Payment issued within 10 days ___% PPD; Payment issued within 15 days ___% PPD; Payment issued within 20 days ___% PPD; Payment issued within 30 days ___% PPD. If PPD percentages are left blank, identify reason: <input checked="" type="checkbox"/> agree to standard 45 day cycle <input type="checkbox"/> statutory/legal or Ready Payments (M.G.L. c. 29, § 23A); <input type="checkbox"/> only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)			
BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT: (Enter the Contract title, purpose, fiscal year(s) and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation and justifications.) This Amendment 1 to the Third Amended and Restated Grant Agreement increases the maximum obligation for this Grantee.			
ANTICIPATED START DATE: (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations: <input checked="" type="checkbox"/> 1. may be incurred as of the Effective Date (latest signature date below) and <u>no</u> obligations have been incurred <u>prior</u> to the Effective Date. <input type="checkbox"/> 2. may be incurred as of <u>20</u> , a date <u>LATER</u> than the Effective Date below and <u>no</u> obligations have been incurred <u>prior</u> to the Effective Date. <input type="checkbox"/> 3. were incurred as of <u>20</u> , a date <u>PRIOR</u> to the Effective Date below, and the parties agree that payments for any obligations incurred prior to the Effective Date are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.			
CONTRACT END DATE: Contract performance shall terminate as of <u>6/30/2025</u> , with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.			
CERTIFICATIONS: Notwithstanding verbal or other representations by the parties, the "Effective Date" of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor certifies that they have accessed and reviewed all documents incorporated by reference as electronically published and the Contractor makes all certifications required under the Standard Contract Form Instructions and Contractor Certifications under the pains and penalties of perjury, and further agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable Commonwealth Terms and Conditions, this Standard Contract Form, the Standard Contract Form Instructions and Contractor Certifications, the Request for Response (RFR) or other solicitation, the Contractor's Response (excluding any language stricken by a Department as unacceptable, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in 801 CMR 21.07, incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.			
AUTHORIZING SIGNATURE FOR THE CONTRACTOR: X: <u>Michael Wynne</u> Date: <u>6/20/2023</u> (Signature and Date Must Be Captured At Time of Signature)		AUTHORIZING SIGNATURE FOR THE COMMONWEALTH: X: _____ Date: _____ (Signature and Date Must Be Captured At Time of Signature)	
Print Name: Chief Michael Wynne		Print Name: Daniel Shark	
Print Title: City Police Chief		Print Title: Assistant Secretary for Administration and Finance	



THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201

(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order appropriating \$10,000.00 from the Community Preservation Act Fund to the Berkshire County Historical Society – Arrowhead Chimney Repair.

Respectfully submitted,

Linda M. Tyer
Linda M. Tyer, Mayor

LMT/MWC
Enclosure



CITY OF PITTSFIELD

COMMUNITY PRESERVATION COMMITTEE, CITY HALL, 70 ALLEN STREET, RM 205, PITTSFIELD, MA 01201

June 9, 2023

Honorable Linda M. Tyer
Mayor's Office
70 Allen Street
Pittsfield, MA 01201

Re: Community Preservation Committee – FY 2023 CPA Fund Project Recommendation

Dear Mayor Tyer,

On June 5, 2023, the Community Preservation Committee met and voted unanimously (7-0) to recommend that the City Council approve a Community Preservation Act funding request of \$10,000 to repair the rear ell chimney at Arrowhead. The Committee felt the appropriation of additional funds was merited to fund the project. Enclosed please find an order drafted to reflect the recommendation, the application document, and a memorandum from staff.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Danielle Steinmann", followed by a long horizontal line extending to the right.

Danielle Steinmann, Chair

DS/jad



CITY OF PITTSFIELD

DEPARTMENT OF COMMUNITY DEVELOPMENT, CITY HALL, 70 ALLEN STREET, RM 205, PITTSFIELD, MA 01201

TO: City Council
FROM: Jacinta Williams, City Planner
DATE: June 14, 2023
SUBJECT: Community Preservation Committee – FY2023 Funding Recommendation
CC: Justine Dodds, Director

Background

On June 05, 2023, the Community Preservation Committee met and reviewed a funding application requesting \$10,000 related to the Berkshire County Historical Society's proposed Arrowhead chimney repair for the property off of Holmes Road. The Committee viewed the project as eligible under the Historic Preservation category under the Community Preservation Act, and voted 7 to 0 to recommend that the City Council approve the funding for the project. The Committee discussed the request thoroughly and agreed the funding was necessary at this time to ensure the conservation of the chimney.

Project Recommendation

The City Council has two primary roles as part of the City's Community Preservation Act fund – approval of budgets and approval of project funding.

In relation to funding projects, the City Council has the following options in relation to projects that have been recommended for approval:

- 1) Approve the project at the recommended allocation from the CPC;
- 2) Approve the project with a reduced allocation from that of the CPC; or,
- 3) Reject the project.

Overall CPA Process

For the sake of context, this application was submitted outside of the process that typically begins each fall. While the Community Preservation Committee typically has had one application process per year, the Committee can decide to consider applications at any time outside of its typical process, which it chose to do given the timeliness and nature of the request.

On June 13, 2023, the City Council to recommend the amended FY23 budget of \$965,182.58. This number reflects the actual local and state matches from the Commonwealth in addition to what was previously held in reserve. Funds are available if the Council chooses to approve this request.

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

AN ORDER APPROPRIATING THE AMOUNT OF \$10,000 FROM THE FISCAL YEAR
2023 COMMUNITY PRESERVATION ACT FUND

Ordered:

That the sum of \$10,000 is appropriated from the Community Preservation Act Fund for the following project:

- Berkshire County Historical Society – Arrowhead Chimney Repair – Historic Preservation - \$10,000 from the Historic Preservation fund balance



THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201

(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order transferring and appropriating \$620,000.00 from Certified Free Cash to the Department of Public Services, Snow and Ice Removal.

Respectfully submitted,

Linda M. Tyer
Linda M. Tyer, Mayor

LMT/MWC
Enclosure



CITY OF PITTSFIELD

DEPARTMENT OF PUBLIC SERVICES & UTILITIES, 100 NORTH ST, PITTSFIELD, MA 01201 413-499-9330

June 22, 2023

TO THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL:

Submitted herewith for your review and approval is an order authorizing a transfer and appropriation of funds from certified free cash to the Department of Public Services operating budget.

This order is for a sum of money not to exceed \$620,000 to cover the costs associated with the FY23 winter operations.

Below is a comparative analysis of winter operations expenditures for the last 4 years.

	Snow Accumulation	Direct Cost Per Unit (Total per inch of snow per lane-mile)	Indirect Cost Per Unit (Total per inch of snow per lane-mile)	Total Costs
2020	54.00	29.64	17.90	1,155,196.0
2021	54.80	29.10	16.23	1,117,714.0
2022	68.00	29.11	18.63	1,460,955.1
2023	80.30	34.77	20.06	1,981,473.0

The FY23 winter season introduced significant increases in the amount of snow and added coverage (with the added private ways) as well as an increase in the amount of snow events with significant ice formation and relatively minimal snow accumulation per event. With 50% of the snow accumulation occurring between late February and mid March.

Sincerely,

Ricardo Morales
Commissioner
Department of Public Services & Utilities

Cc: Matt Kerwood, Finance Director

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

TRANSFERRING AND APPROPRIATING THE AMOUNT OF \$620,000 FROM
CERTIFIED FREE CASH TO THE DEPARTMENT OF PUBLIC SERVICES.

Ordered:

That the sum of \$620,000 be, and hereby is, transferred from Certified Free Cash and appropriated to the Department of Public Services as follows:

FROM: Certified Free Cash \$620,000

TO: 01211-53012 Snow & Ice Removal \$620,000



THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order to transfer \$75,000.00 from Retained Earnings-Sewer to the Department of Public Utilities Wastewater Division, Sludge Handling.

Respectfully submitted,

Linda M. Tyer, Mayor

LMT/MWC
Enclosure



CITY OF PITTSFIELD

DEPARTMENT OF PUBLIC SERVICES & UTILITIES, 100 NORTH ST, PITTSFIELD, MA 01201 413-499-9330

June 22, 2023

TO THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL:

Submitted for your consideration, is an authorization requesting a transfer of \$75,000.00 from the Sewer Enterprise retained earnings to the FY2023 Wastewater Operating Budget to pay current fiscal year expenses in accordance with M.G.L. Ch 44, Section 64.

The requested funds will be used to supplement a deficit under the sludge handling account. This deficit comes after a 47% increase in the cost to manage the sludge disposal from the WWTP.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Ricardo Morales", written over a horizontal line.

Ricardo Morales
Commissioner
Department of Public Services & Utilities

Cc: Matt Kerwood, Finance Director

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

TRANSFERRING AND APPROPRIATING \$75,000 FROM RETAINED EARNING-
SEWER TO THE DEPARTMENT OF PUBLIC UTILITIES WASTEWATER
DIVISION

Ordered:

That the sum of \$75,000 be, and hereby is, transferred from the Retained Earnings-Sewer and appropriated to an account in the Department of Public Utilities Wastewater Division.

From: Retained Earning

To:	61202-52903	Sludge Handling	\$75,000.00
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THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order to transfer \$45,000.00 from Retained Earnings-Water to the Department of Public Utilities/Water Division, Short Term Debt Interest.

Respectfully submitted,

Linda M. Tyer, Mayor

LMT/MWC
Enclosure



CITY OF PITTSFIELD

DEPARTMENT OF PUBLIC SERVICES & UTILITIES, 100 NORTH ST, PITTSFIELD, MA 01201 413-499-9330

June 22, 2023

TO THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL:

Submitted for your consideration, is an authorization requesting a transfer of \$45,000.00 from the Water Enterprise retained earnings to the FY2023 Water Enterprise Operating Budget to pay current fiscal year expenses in accordance with M.G.L. Ch 44, Section 64.

The requested funds will be used to supplement a deficit under the Short Term Debt Interest account. This deficit is a result of required paydowns from for bond anticipation notes which were not known at the time the FY23 budget was approved.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Ricardo Morales", written over a horizontal line.

Ricardo Morales
Commissioner
Department of Public Services & Utilities

Cc: Matt Kerwood, Finance Director

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

TRANSFERRING AND APPROPRIATING \$45,000 FROM RETAINED EARNINGS-
WATER TO THE DEPARTMENT OF PUBLIC UTILITIES WATER DIVISION

Ordered:

That the sum of \$45,000.00 be, and hereby is, transferred from the Retained Earnings-
Water and appropriated to an account in the Department of Public Utilities/Water
Division.

FROM: Retained Earnings

TO: 60201-59155	Short Term Debt Interest	\$45,000.00
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THE CITY OF PITTSFIELD

OFFICE OF THE MAYOR

70 Allen Street, Pittsfield, MA 01201
(413) 499-9321 • ltyer@cityofpittsfield.org

Linda M. Tyer
Mayor

June 21, 2023

To the Honorable Members of the City Council
City of Pittsfield
70 Allen Street
Pittsfield, MA 01201

Dear Councilors,

Submitted herewith for your consideration is an Order transferring and appropriating \$850,000.00 from Certified Free Cash to the Police Department, Scheduled Overtime.

Respectfully submitted,
Linda M. Tyer
Linda M. Tyer, Mayor

LMT/MWC
Enclosure



**CITY OF PITTSFIELD
POLICE DEPARTMENT**

POLICE HEADQUARTERS, 39 ALLEN STREET, PITTSFIELD, MASSACHUSETTS 01201 (413) 448-9700, FAX (413) 448-9733

OFFICE OF THE CHIEF OF POLICE

(413) 448-9717

PROFESSIONALISM • ETHICS • INTEGRITY • SENSITIVITY • ACCOUNTABILITY

To: The Honorable Linda Tyer
From: Chief Thomas C. Dawley
Date: June 22, 2023

Ma'am,

Due to the recent contractual salary restructuring of the Pittsfield Police Unions (447 and 447s), the Pittsfield Police Department is looking at an estimated **-\$850,000** shortfall in FY 2023.

Additionally, the Department has absorbed all costs associated with the FY 2023 collective bargaining agreements. As a result of this contractual increase, this unfunded obligation has directly impacted all the salaries in these collective bargaining units as well as the overtime accounts.

Respectfully Submitted,


Thomas C. Dawley

Chief of Police

City of Pittsfield

M A S S A C H U S E T T S

IN CITY COUNCIL

AN ORDER

No. _____

TRANSFERRING AND APPROPRIATING THE AMOUNT OF \$850,000 FROM
CERTIFIED FREE CASH TO THE POLICE DEPARTMENT

Ordered:

That the sum of \$850,000.00 be, and hereby is, transferred from certified free cash and appropriated to the Police Department as follows:

FROM: Certified Free Cash

TO:	01190-51309	Scheduled Overtime	\$850,0000
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City of Pittsfield

June 20, 2023

To the City Council of the City of Pittsfield:-

The undersigned respectfully

Honorable members of the City Council I would like to submit a petition requesting Commissioner Morales to come before the City Council at the next meeting; Tuesday June 27, 2023, to update the council and public regarding the road and sidewalk project on Adelaide Ave.

Respectfully,
Karen Kalinowsky
City Councilor At-Large