



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

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA

2024 JAN -4 AM 11:50

**January 9, 2024, at 6:00 p.m.**

**AGENDA**

1. Open microphone
2. Swearing in Ward 5 City Councilor, Patrick Kavey
3. Approval of the December 12, 2023, minutes

**APPOINTMENTS**

4. A communication from Mayor Marchetti reappointing Esther R. Anderson to the Zoning Board of Appeals
5. A communication from Mayor Marchetti reappointing Rosa Tobango, Rosalind Kopfstein, Dina Lampiasi, and Lindsay Codwise to the Human Services Advisory Council
6. A communication from Mayor Marchetti appointing Elaine Padilla to the Human Services Advisory Council

**COMMUNICATIONS FROM HIS HONOR THE MAYOR**

7. A communication from Mayor Marchetti submitting an Order to accept a gift of funds in the amount of \$10,000.00 from Christopher Gould
8. A communication from Mayor Marchetti submitting an Order to accept a grant of funds in the amount of \$10,000.00 from the Commonwealth of Massachusetts Executive Office of Public Safety and Security
9. A communication from Mayor Marchetti submitting an Order transferring and appropriating \$510,711.79 from Certified Free Cash to the newly established special review account entitled Opioid Settlement
10. A communication from Mayor Marchetti submitting an Ordinance amending City Code, Chapter 6, Finance and Administration, Article XIV Senior Work Off Program, Section 6-64
11. A communication from Mayor Marchetti submitting an Order to accept a gift of funds in the amount of \$8,000,000.00 from General Electric Corporation in accordance with the "Rest of River" settlement agreement
12. A communication from Mayor Marchetti submitting three Orders regarding the reacceptance of grant funds from the Executive Office of Energy and Environmental Affairs for the Pontoosuc Lake Park Project: Order 1 rescinding Order 120 of the series of 2023; Order 2 authorizing to borrow a sum not to exceed \$500,000.00 for the Pontoosuc Lake Park Improvement Project; and Order 3 to expend funds for the Pontoosuc Lake Park Improvement Project

13. A communication from Mayor Marchetti submitting a communication from Finance Director Kerwood regarding a recent change to municipal finance law impacting the business of the City Council, Chapter 77 of the Acts of 2023

#### **COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND BOARDS**

14. A communication from President White with the assignment of the City Council Subcommittees
15. A petition from President White appointing Aimee Felker, Patricia Hogan and Deborah Courtney to serve as Clerks of Committees for the City Council standing committees

#### **UNFINISHED BUSINESS**

16. An update on 43 Vivian Avenue by Director Cambi on a petition from Councilor Persip (*tabled from December 12, 2023*)
17. A communication from Commissioner Morales on a petition from Councilor Persip requesting an update on all streetlights (*tabled from December 12, 2023*)
18. A petition from Councilor Persip requesting an update from the Commissioner on three streetlights, one in front of the Boys & Girls Club and two at 18 First Street (*tabled from November 28, 2023*)
19. A petition from Councilor Persip requesting an update from the Commissioner on request to fix the road patch at 181 Elm Street (*tabled from November 28, 2023*)

#### **NEW BUSINESS**

20. A petition from Councilor Amuso requesting the Mayor provide the City Council with a budget that is close to level funded

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

##### *Referred to the Commissioner of Public Services*

21. A petition from Councilor Amuso requesting an update on cost for street and sidewalk work for the past three years and what is budgeted for 2024

##### *Referred to the Business Development Manager*

22. A petition from Councilor Amuso requesting an update on the Red Carpet progress and the William Stanley Business Park, Site 9 redevelopment project

##### *Referred to the Mayor*

23. A petition from Councilor Amuso requesting to establish a committee to review the needs of downtown
24. A petition from Councilor Warren requesting to refer to the new task force to investigate and incorporate an addiction recovery program



**COMMONWEALTH OF MASSACHUSETTS  
COUNTY OF BERKSHIRE, SS:  
CITY OF PITTSFIELD**

I, **PATRICK KAVEY.**, do solemnly swear that I will faithfully and impartially discharge and perform all of the duties incumbent upon me as Councilor for the City of Pittsfield, according to the best of my ability and understanding, and agreeably to the rules and regulations of the Constitution, and Laws of the Commonwealth of Massachusetts, and the Ordinances of the City of Pittsfield, and that I will support the Constitution of the United States so help me God.

---

Patrick Kavey

Subscribed and sworn to this second day of January, 2024, before me.

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Michele M. Benjamin, City Clerk

**PITTSFIELD CITY COUNCIL  
REGULAR MEETING  
CITY COUNCIL CHAMBERS  
DECEMBER 12, 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, Sherman, Warren, and White

Absent: Councilor Persip

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:

Courtney Gilardi, 17 Alma Street, looks forward to returning home in 2024. She thanked the outgoing and returning councilors for their help getting them home.

Ann Kerry, 17 Oliver Avenue, has compassion and empathy for her neighbors in Shack town. She asks for help for the residents in this neighborhood. She has concerns in the increase in taxes.

Paul Gregory, 25 Roseland Drive, he has concerns with the increase in house taxes. He thanked the outgoing councilors. He suggested people line up for abatements in January.

Approval of the November 2, 2023, minutes. *Councilor Kavey made a motion to approve carried by a unanimous vote of the ten members present.*

Approval of the November 28, 2023, minutes. *Councilor Kavey made a motion to approve carried by a unanimous vote of the ten members present.*

Councilor Kavey opened the meeting of the Public Works & Utilities Committee at 6:10. Approval of the August 14, 2023 minutes for the Committee on Public Works & Utilities. *Councilor Sherman made a motion to approve carried by a unanimous vote of the five members present.* At 6:11 the subcommittee meeting adjourned.

At 6:12 Councilor White opened the meeting of the Ordinances and Rules Committee. Approval of the November 27, 2023 minutes for the Committee on Ordinances & Rules. *Councilor Lampiasi made a motion to approve carried by a unanimous vote of the five members present.* At 6:12 the subcommittee meeting adjourned.

At 6:12 Councilor Lampiasi opened the meeting of the Public Buildings & Maintenance Committee. Approval of the May 1, 2023 minutes for the Public Buildings & Maintenance Committee. *President Marchetti made a motion to approve carried by a unanimous vote of the five members present.* At 6:13 the subcommittee meeting adjourned.

### **COMMUNICATIONS FROM HER HONOR THE MAYOR**

A communication from Mayor Tyer with a certificate presentation to the graduates of the Citizens Academy. Ms. VanBramer thanked the council for providing this time to recognize the 2023 class of the Citizens Academy. The Citizens Academy is a free program designed to teach community members about how local government operates while gaining insight into opportunities in how they can be more involved. Almost 100 people participated in the Citizens Academy throughout the last five sessions. She is happy to share that the Citizens Academy will continue with the support of the Mayor-Elect in 2024. She extend her thanks and appreciation to Mayor Tyer for allowing her the opportunity to lead this academy. Mayor Tyer, has always provided encouragement for her team to try new things and find new ways in which they can interact with the community. Civic engagement is an important topic to both of them and this academy has made a meaningful impact. She is grateful to all of the department heads who hosted a session. She thanked the 21 community members who dedicated their personal time to this program. Mayor Tyer joined Ms. VanBramer at the podium to present the certificates to the class. Dawn Dellea, Stephany Feliciano, Evette Hudson, Chandi Lauzon, Erin Murphy, Michael Murray, Paul Newman, Jay Ogle, Carol Passley, Levi Renderer, Denise Ronan, Eric Saydlowski, Jacquelyn Sykes, Mary Tart, Laurie Walker, Erika Wells, Jacinta Williams, Ashley Winseck, Marta Ziemecka-Dragonetti. Ms. BanBramer recognized the following individuals who participated in this program but were unable to join us tonight: Christian Stuhldreier and Julie Wiliamson.

A communication from Mayor Tyer submitting an Order to enter into a five-year contract with Metroland Business Machines for the lease of a postage meter. *Councilor Kavey made a motion to approve.* Councilor Kalinowsky asked if this was bid. Mr. Kerwood stated this is on the state approved vendor list and it did not need to be bid out as it was already bid. *The motion to approve was carried by a unanimous vote of the ten members present.*

A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$20,150.00 from the Massachusetts Executive Office of Public Safety and Security, MEMA. *Councilor Kavey made a motion to approve carried by a unanimous vote of the ten members present.*

A communication from Mayor Tyer submitting an Order to accept a grant of funds in the amount of \$500,000.00 from the Massachusetts Executive Office of Energy and Environmental Affairs for the Pontoosuc Lake Park project. Councilor Warren asked Mr. McGrath for an update. Mr. McGrath stated there is an agreement signed by the Parks Commission and the commonwealth is hopeful to get the grant agreement signed by year end. Mr. McGrath explained the process. It will be completed in two or three phrases including handicap accessible areas. *Councilor Kavey made a motion to approve carried by a 9/1 vote with Councilor Kronick in opposition.*

A communication from Mayor Tyer submitting an Order requesting approval to pay the previous year expense of the I.T. Department in the amount of \$1,331.80. Councilor Warren stated that this requires a two thirds vote. *Councilor Kavey made a motion to approve carried by a unanimous vote of the ten members present.*

## PUBLIC HEARING

A public hearing to install a sub pole on the opposite side of 651 West Street. Mike Anthony from Eversource spoke on behalf of the petitioner and stated this was requested by residents to straighten out the pole that is leaning due to wetlands. The public hearing was opened to the public for the first, second and a third time. No one spoke for or against the petition. *Councilor Kavey made a motion to approve carried by a unanimous vote of the ten members present.*

A petition from the Community Development Board approving to amend the City Zoning Ordinance by adding a new section under Chapter 23, titled "Battery Energy Storage System Overlay District". The public hearing was opened to the petitioner. Jacinta Williams spoke on behalf of the petitioner. She asked that the petition be referred to Ordinances and Rules. The petition was opened to the public for the first, second and third time. No one appeared to speak for or against at the public hearing. *Councilor Kavey made a motion to refer to the Ordinances and Rules Committee and continue the public hearing to February 13, 2023 meeting carried by a unanimous vote of the eleven members present.*

Public Hearing for the Fiscal Year 2024 Tax Rate (*tabled from November 14, 2023*) *Councilor Kavey made a motion to approve the shift factor of .8151.* Councilor Warren gave a presentation on the calculation of certified free cash. He believes that free cash will be 8 million and change. He would like more information on a residential exemption shifting the rates from the lower to the higher valued properties. He will not support the tax rate. Councilor Kronick requested to apply three million in free cash to reduce the cash rate. President Marchetti stated we tabled this two weeks ago and we are at the eleventh hour, free cash is not yet certified. Tax bills need to go out by December 31<sup>st</sup>, if they don't residents don't have to pay the tax bills until May for both February and May. In the meantime, as Mayor Elect, he will authorize the Treasurer to borrow money to pay our bills. For the past two weeks no one asked the mayor for a request for free cash. Councilor Kalinowsky said they basically did ask for free cash. She asked if it will be certified by the end of the year. President Marchetti stated the question should be to the Chief Assessor on how much time we have. Ms. Catalano said it is dependent on this outcome they were going to run the bills live on the 14<sup>th</sup>. It is also dependent on the DOR as they must approve the tax rate. Councilor Kalinowsky will not support. Councilor Kavey said we have a budget that went up 9%, now we are in the situation, if we don't approve this tonight, we will have to borrow the money and the residents will see a larger bill in May. He asked the Mayor Elect how he plans to spend in the future. President Marchetti stated we must have a conversation on what the contracts are and what other obligations and insurance costs. He has met with department heads and asked Director Kerwood to explore ways to see if we can do an efficiency study of all departments. Councilor Kavey asked in the future for free cash to be certified sooner. President Marchetti said over the past seven years we have had free as early as October and as late as January. Councilor Warren has been asking for free cash. Historically it can be done within a week. We have other options to pay our bills. He is ready to vote tonight. Councilor Lampiasi said we have a responsibility to move this along tonight. We have to be realistic to the timelines that the assessor has to get these bills out. The residents she has spoken to are frustrated that free cash is not available yet. Councilor Kalinowsky asked Director Kerwood if we can take money out of stabilization. Mr. Kerwood said not without a two-thirds vote and an order from the mayor. She did not vote for the budget, and she did not know at the time and should have asked what this number would be. Councilor Sherman will miss many things about being on the council except for this meeting. He supported the budget in June because they added mental health clinicians to the budget. He too would like to know what the new tax rate would be when they are setting the budget. He will support this as we have to pay our bills. Costs will go up. If we want to see cuts it will be in human resources. Councilor Kronick said the problem he is having is that there

is no eleventh hour crisis. He believes insurance coverage should be cut. Councilor Kronick wants to change the CIP. President Marchetti stated if you change the CIP to 1.6, the shift will be .8521 and will increase the residential side to \$19.29 and this is exactly opposite of what Councilor Warren is trying to do. Councilor Kronick asked for the 1.7 numbers. President Marchetti stated the residential will increase to \$18.73, .30 cents more per thousand. *Councilor Kronick made a motion to change the shift factor to 1.7. Councilor Warren made a motion to move the question that failed 1/9 with Councilor Warren in favor. The motion to change the shift factor to 8.274 failed 1/9 with Councilor Kronick in favor. Councilor Kronick made a motion to request the mayor to appropriate 3 million dollars to offset the tax rate from stabilization funds. Councilor Kavey asked the mayor if she were to appropriate the funds would we have a special meeting. The mayor said if she was to appropriate the funds, which she is not, then we would have a special meeting. Councilor Kronick stated we could have the meeting right now. President Marchetti said we could not have a special meeting at this time. The motion failed 3/8 with Councilors Kronick, Kalinowsky, and Warren in favor. Councilor Kavey asked Director Kerwood if we can cut health insurance, contractual obligations, or to go after people's raises. Mr. Kerwood said no. Councilor Kavey asked if we had to borrow for this how would it make us look financially. Mr. Kerwood said it would put us in a weaker position and have a negative impact on our borrowing. Councilor Kavey asked how much money in free cash was previously approved to offset the tax rate. Mr. Kerwood said 1 million dollars in free cash has been used. Past policy has been to use no more than \$750,000.00. One year it was more than this amount. Councilor Kronick made a motion to speak for a third time failed with a 2/8 vote, Councilors Kronick and Kalinowsky in favor. The motion to pass a shift factor was carried by a 6/4 roll call vote with Councilors Warren, Kalinowsky, Kronick, and Maffuccio in opposition.*

### **COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND BOARDS**

A communication from Director Cambi on a petition from Councilor Maffuccio requesting legal steps to address the issues at 53 Robert Street. *Councilor Maffuccio made a motion to accept the communication and place on file carried by a unanimous vote of the ten members present.*

An update on 43 Vivian Avenue by Director Cambi on a petition from Councilor Persip. *Councilor Kavey made a motion to table carried by a unanimous vote of the ten members present.*

A communication from Commissioner Morales on a petition from Councilor Persip requesting an update on all streetlights. *Councilor Kavey made a motion to table carried by a unanimous vote of the ten members present.*

A communication from Commissioner Morales on a petition from Councilor Lampiasi requesting an update on resurfacing of 450-507 Churchill Street. *Councilor Lampiasi made a motion to accept and place on file. Councilor Lampiasi expressed her concern for the residents and asked for better communication and quality work in the future. The motion was carried by a unanimous vote of the ten members present.*

A communication from Commissioner Morales on a petition from Councilor Lampiasi requesting an update regarding placement of a solar-powered LED Speed Radar sign on outer West Street. *Councilor Lampiasi made a motion to accept and place on file. Councilor Lampiasi believes that improved signage will help residents as a reminder. Most responsible drivers will slow down. Councilor Kavey asked how quickly this can be implemented. Commissioner Morales said they will select locations and start installing in the New Year. Councilor Kavey asked if grant funds will be available for the signs. The Commissioner stated they will bid them out in upcoming projects. Councilor Kalinowsky asked what it takes to move a small sign. The Commissioner stated they*

are the police departments. Councilor Lampiasi wants to see a permanent sign installed. *The motion was carried by a unanimous vote of the ten members present.*

### **REPORTS OF COMMITTEES**

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

A report from the Ordinance and Rules Committee on an Ordinance amending City Code, Chapter 16, Human Resources overtime compensation, recommending to approve, 4/0. *Councilor Kavey made a motion to accept the committee report carried by a unanimous vote of ten members present. Councilor Kavey made a motion to Ordain carried by a 9/1 roll call vote with Councilor Kronick in opposition.*

A report from the Ordinance and Rules Committee on an Ordinance amending City Code, Chapter 16, Human Resources, Attachment 1, compensation schedules, recommending to approve 3/1. *Councilor Warren made a motion to accept the committee report and place on file carried by a unanimous vote of ten members present. Councilor Kavey made a motion to Ordain carried by a 6/4 roll call vote with Councilors Maffuccio, Warren, Kalinowsky, and Kronick in opposition.*

A report from the Ordinance and Rules Committee on an Ordinance amending City Code, Chapter 16, Human Resources, Section 23-1, Management Residency Requirement, recommending not to approve 0/4. *Councilor Kavey made a motion to approve the committee report carried by a unanimous vote of the ten members present. Councilor Kavey made a motion to Ordain failed by a 0/10 roll call vote.*

A report from the Ordinance and Rules Committee on a petition from Councilor Warren requesting to review the public records law, recommending to file 4/0. *Councilor Warren made a motion to accept the committee report and place on file carried by a unanimous vote of ten members present.*

A report from the Ordinance and Rules Committee on petition from Councilor Warren and Conant requesting to amend Article LI Community Preservation Committee to provide residency requirements, recommending not to approve 1/3. *Councilor Warren made a motion to Ordain carried by a 6/4 roll call vote. Councilors Kavey, Marchetti, White, and Lampiasi in opposition.*

The following remained tabled.

### **UNFINISHED BUSINESS**

A petition from Councilor Persip requesting an update from the Commissioner on three streetlights, one in front of the Boys & Girls Club and two at 18 First Street (*tabled from November 28, 2023*)

A petition from Councilor Persip requesting an update from the Commissioner on request to fix the road patch at 181 Elm Street (*tabled from November 28, 2023*)



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

**Referred to the Mayor-Elect**

A petition from Councilor Kronick requesting to remove a no-trespass order on a resident. Councilor Kronick requested this come back to the council.

**Referred to the Veterans Services Office**

A petition from Councilors Warren, Conant, and Kalinowsky requesting the City respect those who have served in the military during wartime by providing them a forum or platform

7:49 p.m. Councilor Kavey made a motion to adjourn the City Council meeting carried by a unanimous vote of the ten 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 • pmarchetti@cityofpittsfield.org

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 Esther R. Anderson, of 15 Spruce Street, Pittsfield, MA to the Zoning Board of Appeals for a term expiring December 31, 2028.

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw



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

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 Human Services Advisory Council for a three year term.

Rosa Tabango	74 Norman Ave, Pittsfield	Term ending November 10, 2026
Rosalind Kopfstein	18 Charisma Dr, Pittsfield	Term ending December 8, 2026
Dina M. Lampiasi	8 Trova Terr, Pittsfield	Term ending December 8, 2026
Lindsay Codwise	433 Williams St, Pittsfield	Term ending January 26, 2027

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw



**THE CITY OF PITTSFIELD**  
OFFICE OF THE MAYOR  
70 Allen Street, Pittsfield, MA 01201  
(413) 499-9321 • [pmarchetti@cityofpittsfield.org](mailto:pmarchetti@cityofpittsfield.org)

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 appointment of Dr. Elaine S. Padilla of 17 Cynthia Lane, Pittsfield to the Human Services Advisory Council for a three-year term ending January 9, 2027.

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw  
Enclosure

## BIO BLURB – DR. ELAINE S. PADILLA

Dr. Elaine S. Padilla was a Professor of Sociology and Anthropology and also has the prestigious title of SUNY Distinguished Service Professor as well as the American Association of Community College's award as Best Faculty Member in the nation.

Dr. Padilla attended the Bronx High School of Science, did her doctoral work in Urban Sociology and Demography at Fordham University and received a Certificate in Educational Management from Harvard University. She was awarded several National Endowment for the Humanities fellowships with which she studied Hispanic and Indian cultures of Mexico and New Mexico and two fellowships at The East/West Center in Hawaii to study Asian and Asian-American populations. Dr. Padilla was honored to receive two Fulbright scholarships: one to study Japanese culture and the other to study Korean culture. She has received many additional scholarships and fellowships which enabled her to travel extensively and study several cultures.

Dr. Padilla's extensive research on ethnicity, culture, migration and family/kinship patterns has been funded by the National Institutes of Mental Health and the Ford Foundation.

During her four-decade-plus tenure at SUNY Rockland Community College, in addition to her being an esteemed faculty member, Dr. Padilla served as Executive Assistant to the President, Affirmative Action Officer, Academic Vice President, Student Affairs Vice President, and Dean. In those positions, Dr. Padilla authored many college-wide and SUNY-wide policies that are still in effect.

Among her numerous and varied hours of dedicated volunteer work, Dr. Padilla was the President of the Rockland Unit of the American Cancer Society for ten years and has served on numerous Rockland County and New York State and national commissions.

Everyone who knows Dr. Padilla knows she loves her students and continues to spend a great deal of time talking to them about their academic and professional careers.

Currently, in her retirement, Dr Padilla resides in both Florida and the Beautiful Berkshires. She volunteers as a Mentor for Berkshire Business and Professional Women and as a funding application Reviewer for United Way of the Berkshires.



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

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 gift of funds in the amount of \$10,000.00 from Christopher S. Gould.

Respectfully submitted,

  
Peter M. Marchetti, Mayor

PMM/bmw  
Enclosure



RETIRED SENIOR VOLUNTEER PROGRAM - 16 BARTLETT AVENUE – PITTSFIELD, MA 01201  
Main Office: (413) 499-9345 - Fax: (413) 442-0422 - E-mail: [RSVP@cityofpittsfield.org](mailto:RSVP@cityofpittsfield.org)

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December 21, 2023

Honorable Peter M. Marchetti, Mayor

City of Pittsfield

70 Allen Street

Pittsfield, MA 01201

Dear Mayor Marchetti,

Submitted herewith for your consideration is an authorization requesting the City of Pittsfield/ Retired Senior Volunteer Program to accept an in-kind donation from Christopher S. Gould in the amount of \$10,000 in memoriam of his late parents, Paul E. Gould and Rosemarie Gould.

Sincerely,

A handwritten signature in black ink that reads "Lisa Torrey". The signature is written in a cursive style with a long, sweeping tail on the letter "y".

Lisa Torrey

Director RSVP

Cc: Rachel Jingst, City Accountant; Matthew Kerwood, City Treasurer



**RSVP Volunteers . . . Priceless!**



# 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 DONATION OF FUNDS IN THE AMOUNT OF \$10,000.00 FROM CHRISTOPHER S. GOULD

**Ordered:**

That the City of Pittsfield, by and through its Mayor and City Council, is hereby authorized to accept a donation of funds to RSVP in the amount of Ten Thousand Dollars (\$10,000.00) from Christopher S. Gould in accordance with M.G.L. Chapter 44, Section 53A.

LISA,

Sorry we never connected  
but wanted to pass along  
many thanks to the RSVP.

Both my parents loved your  
program + I wish you the  
best in the future. Please  
use this as you see fit!

Thank you + Happy Holidays.

Chris + Kelly Gould

CHRISTOPHER S. GOULD 04-07  
KELLY A. GOULD

9-32/720

4173

DATE 12/15/23



Retired Senior Volunteer Program

\$ 10,000-

Ten thousand dollars

xx/100

DOLLARS



Security Features  
Printed on Demand

CHASE

Morgan Chase Bank, N.A.  
www.Chase.com

MEMO RSVP P.H.S.F. 11

*CSA*

MP

FRANK LEAVES



RETIRE SENIOR VOLUNTEER PROGRAM - 16 BARTLETT AVENUE – PITTSFIELD, MA 01201  
Main Office: (413) 499-9345 - Fax: (413) 442-0422 - E-mail: [RSVP@cityofpittsfield.org](mailto:RSVP@cityofpittsfield.org)

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December 21, 2023

Christopher S. and Kelly A. Gould  
[REDACTED]  
[REDACTED]

Dear Mr. and Mrs. Gould,

On behalf of RSVP Berkshire County, please except our most sincere appreciation for your generous \$10,000.00 donation to the Retired Senior Volunteer Program.

People like your parents inspire me daily, as they remind me that there are good, generous, kind, and loving people in the world. RSVP is a true asset to Berkshire County, it continues to fulfill unmet community needs utilizing the talents, expertise, and value of our senior population. Your mom and dad were dedicated to the betterment of our community and extremely beneficial members of RSVP.

This unexpected and generous gift will be put to good use, creating new volunteer programs that impact our community, providing recognition for our volunteers, and helping get a few projects off the ground. Your family's commitment and dedication to RSVP and to the community over the years has been extraordinary.

Please accept our heartfelt thanks to you and your family for your support of RSVP and our amazing volunteers.

Sincerely,

  
Lisa A Torrey, RSVP Director



**RSVP Volunteers . . . Priceless!**



**THE CITY OF PITTSFIELD**  
OFFICE OF THE MAYOR  
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(413) 499-9321 • pmarchetti@cityofpittsfield.org

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 \$10,000.00 from the Commonwealth of Massachusetts Executive Office of Public Safety and Security, Massachusetts Emergency Management Agency (MEMA).

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw  
Enclosure



**City of Pittsfield Fire Department**

74 COLUMBUS AVENUE, PITTSFIELD, MA 01201 (413) 448-9764 FAX (413) 448-9766

January 2, 2024

Honorable- Peter Marchetti  
Mayor- City of Pittsfield  
70 Allen Street  
Pittsfield, MA 01201

Dear Mayor Marchetti,

Submitted for your consideration is an authorization requesting the City of Pittsfield to accept a grant of funds from the Commonwealth of Massachusetts Emergency Management Agency.

Sincerely,

Thomas Sammons  
Fire Chief

Cc: Rachel Jingst, City Accountant  
Nicole Gai, Assistant Treasurer

# City of Pittsfield

No. \_\_\_\_\_

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

IN CITY COUNCIL

AN ORDER

**AUTHORIZING THE CITY OF PITTSFIELD TO ACCEPT AN APPROPRIATION OF FUNDS FROM THE COMMONWEALTH OF MASSACHUSETTS EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY, MASSACHUSETTS EMERGENCY MANAGEMENT AGENCY**

**Ordered:**

**That the City of Pittsfield, by and through its Mayor and City Council, is hereby authorized to accept an appropriation of funds in the amount of Ten Thousand Dollars (\$10,000) from the Commonwealth of Massachusetts Executive Office of Public Safety and Security.**

**Said funds may be expended pursuant to Massachusetts General Laws, Chapter 44, Section 53A, and in accordance with the provisions of the grant, a copy of which is attached to this order.**

# 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, Contractor Certifications and Commonwealth 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>.

<b>CONTRACTOR LEGAL NAME:</b> PITTSFIELD, City of		<b>COMMONWEALTH DEPARTMENT NAME:</b> Massachusetts Emergency Management Agency (MEMA)	
<b>Legal Address: (W-9, W-4):</b> 70 ALLEN STREET PITTSFIELD MA 01201-6250		<b>Business Mailing Address:</b> 400 Worcester Rd, Framingham, MA 01702	
<b>Contract Manager:</b> Thomas Sammons	<b>Phone:</b>	<b>Billing Address (if different):</b> same	
<b>E-Mail:</b> tsammons@cityofpittsfield.org	<b>Fax:</b>	<b>Contract Manager:</b> EM Grants Unit	<b>Phone:</b> 508.820.1407
<b>Contractor Vendor Code:</b> VC6000192128		<b>E-Mail:</b> EM.Grants@mass.gov	<b>Phone:</b>
<b>Vendor Code Address ID (e.g. "AD001"):</b> (Note: The Address ID must be set up for EFT payments.)		<b>MMARS Doc ID(s):</b> FY24HMEP2122000PITTS	
		<b>RFR/Procurement or Other ID Number:</b> FFY2021-2022 HMEP	
<input checked="" type="checkbox"/> <b>NEW CONTRACT</b>		<input type="checkbox"/> <b>CONTRACT AMENDMENT</b>	
<b>PROCUREMENT OR EXCEPTION TYPE: (Check one option only)</b> <input type="checkbox"/> Statewide Contract (OSD or an OSD-designated Department) <input type="checkbox"/> Collective Purchase (Attach OSD approval, scope, budget) <input checked="" 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"/> Emergency Contract (Attach justification for emergency, scope, budget) <input type="checkbox"/> Contract Employee (Attach Employment Status Form, scope, budget) <input type="checkbox"/> Other Procurement Exception (Attach authorizing language, legislation with specific exemption or earmark, and exception justification, scope and budget)		Enter Current Contract End Date <u>Prior to</u> Amendment: _____ Enter Amendment Amount: _____ <b>AMENDMENT TYPE: (Check one option only. Attach details of amendment changes.)</b> <input type="checkbox"/> Amendment to Date, Scope or Budget (Attach updated scope and budget) <input type="checkbox"/> Interim Contract (Attach justification for Interim Contract and updated scope/budget) <input type="checkbox"/> Contract Employee (Attach any updates to scope or budget) <input type="checkbox"/> Other Procurement Exception (Attach authorizing language/justification and updated scope and budget)	
The Standard Contract Form Instructions, Contractor Certifications and the following Commonwealth Terms and Conditions document is incorporated by reference into this Contract and are legally binding: (Check ONE option): <input checked="" type="checkbox"/> Commonwealth Terms and Conditions <input type="checkbox"/> Commonwealth Terms and Conditions For Human and Social Services			
<b>COMPENSATION: (Check ONE option):</b> 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 new total if Contract is being amended). \$10,000.00			
<b>PROMPT PAYMENT DISCOUNTS (PPD):</b> 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: agree to standard 45 day cycle statutory/legal or Ready Payments (M.G.L. c. 29, § 23A); <input checked="" type="checkbox"/> only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)			
<b>BRIEF DESCRIPTION OF CONTRACT PERFORMANCE OR REASON FOR AMENDMENT:</b> Funding for this grant is provided via a Federal Fiscal Year 2019-2022 Hazardous Material Emergency Preparedness (HMEP) award, CFDA#20.703. By signing below, the sub-recipient will perform activities as stated in their approved HMEP Activity Request/Application and in accordance with the U.S. DOT/PHMSA Terms and Conditions and MEMA Special Conditions which are incorporated by reference into this agreement.			
<b>ANTICIPATED START DATE: (Complete ONE option only)</b> 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 to</u> the Effective Date. <input type="checkbox"/> 2. may be incurred as of _____, 20____, a date LATER than the Effective Date below and <u>no</u> obligations have been incurred <u>prior to</u> the Effective Date. <input type="checkbox"/> 3. were incurred as of _____, 20____, a date PRIOR 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.			
<b>CONTRACT END DATE:</b> Contract performance shall terminate as of <u>June 30, 2024</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.			
<b>CERTIFICATIONS:</b> 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, this Standard Contract Form, the Standard Contract Form Instructions, Contractor Certifications, the applicable Commonwealth Terms and Conditions, the Request for Response (RFR) or other solicitation, the Contractor's Response, 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.			
<b>AUTHORIZING SIGNATURE FOR THE CONTRACTOR:</b>		<b>AUTHORIZING SIGNATURE FOR THE COMMONWEALTH:</b>	
X: <u>Linda M. Tyler</u> Date: <u>12-5-2023</u> Print Name / Title: <u>LINDA M. TYLER MAYOR</u>		X: <u>Claire F. Stewart</u> Date: <u>12/15/23</u> Print Name / Title: <u>Claire F. Stewart. Acting CFO</u>	

12/13/23  
RFR



**Massachusetts Emergency Management Agency  
Emergency Management Grant Unit  
2023-2024 HMEP Application**

<b>Community Name</b>	Central Berkshire REPC c/o Pittsfield Fire Department		
<b>Mailing Address</b>	74 Columbus Ave		
<b>Town / City</b>	Pittsfield, MA	<b>Zip Code</b>	01201
<b>Name of your EPC</b>	Central Berkshire REPC		

<b>Project Point of Contact</b>	Thomas Sammons		
<b>Email Address:</b>	tsammons@cityofpittsfield.org	<b>Phone #</b>	413-448-9765

<b>Are you forming a new LEPC? (yes/no)</b>	no
<b>Are you forming a new REPC? (yes/no)</b>	no
<b>Are you joining an already established REPC? (yes/no)</b>	no
<b>If you are an REPC, list all communities within the REPC</b>	
Becket, Dalton, Hancock, Hinsdale, Lanesborough, Lee, Lenox, Peru, Pittsfield, Richmond, Washington, Windsor	
<b>Number of Tier II reporting facility within your EPC</b>	30
<b>How often does your EPC meet?</b>	monthly
<b>What was the date of your last EPC meeting?</b>	10/11/23
<b>What is your EPC's website address:</b>	n/a
<b>Are your meeting minutes posted on your website? (yes/no)</b>	yes
<b>If NO, how does the public receive information such as meeting announcements, meeting minutes, etc.?</b>	
<b>Does your EPC have a Hazardous Material Emergency Response Plan? (yes/no)</b>	yes
<b>Is your Hazardous Material Emergency Response Plan signed by officials? (yes/no)</b>	yes
<b>When was your plan last reviewed? (month/year)</b>	2022
<b>When was your plan last revised/updated? (month/year)</b>	2022

**Describe the current capacity and any areas of deficiency as it concerns preparedness for the transportation of hazardous materials (*needs assessment*) – What are your gaps and how did you identify them?**

We currently have District 5 Hazmat, REPC, all other state resources to call upon if the need arises.

Currently one of our current deficiency's is lack of training for these electric vehicle fires.

Continuing education to be able to get the current employees up to date with the current policies and procedures that seem to be changing daily.

**Priority #1 Planning**

**Describe your proposed PLANNING project/activities**

It is our intent to use the funds provided by the FY23-24 Hazardous Materials Planning Grant to update our current response plan in this coming year to meet the requirements of our next recertification period.

And also to provide regional training on any updates that are incorporated into the new plan.

**Describe how this project/activity will enhance your community(ies)**

It will identify any Hazardous Processes in the region that may need to be mitigated and give responders the knowledge needed to respond to these instances.

**Priority #2 Exercises**

Type of Chemical		Transportation Mode	
<b>Describe your proposed EXERCISE project/activities</b>			
<b>Describe how this project/activity will enhance your community(ies)</b>			

**Priority #3 Training**

<b>Course Name(s)</b>			
<b>Type of Certification</b>		<b># of Attendees</b>	
<b>Location and date(s) of the Training</b>			
<b>Describe how conducting/attending this training will enhance your community(ies) ability to respond to transportation related hazmat incidents:</b>			

**Priority #4 Conference**

<b>Conference Name(s)</b>			
<b>Type of Certification(s)</b>		<b># of Attendees</b>	
<b>Location(s) and date(s) of the Conference(s)</b>			
<b>Describe how attending this conference will enhance your community(ies) ability to respond to transportation related hazmat incidents:</b>			

**If your LEPC is an SVI community or you have SVI community(ies) within your REPC, describe how this proposed project will benefit your vulnerable populations. Define how this project will lessen the impacts/effects on them during a hazmat incident:**

One of the focus's of the exercise will be notification of the hazmat incident to individuals who are challenged and need more training.

**BUDGET**

***Priority #1 – Planning expenses only***

	<b>Description</b>	<b>Costs</b>	<b>Product/Vendor Website*</b>
<b>1</b>	Contractor/Consultant	\$ 2,500.00	
<b>2</b>			
<b>3</b>			
<b>4</b>			
<b>5</b>			
<b>6</b>			
<b>7</b>			
<b>8</b>			
<b>9</b>			
<b>10</b>			
	<b>TOTAL Project Costs</b>	<b>\$ 2,500.00</b>	

**Priority #2 – Exercises expenses only**

Description		Costs	Product/Vendor Website*
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
<b>TOTAL Project Costs</b>		<b>\$ 0.00</b>	

**Priority #3 – Training expenses only**

Description	# Attend	Costs	Product/Vendor Website*
1 Training	25	\$ 3,000.00	tbd
2			
3			
4			
5			
6			
7			
8			
9			
10			
<b>TOTAL Project Costs</b>		<b>\$ 3,000.00</b>	

**Priority #4 – Conference expenses only**

Description	# Attend	Costs	Product/Vendor Website*
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
<b>TOTAL Project Costs</b>		<b>\$ 0.00</b>	

**Completed applications must be emailed to [EM.Grants@mass.gov](mailto:EM.Grants@mass.gov) no later than 10/31/2023.**





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

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 \$510,711.79 from Certified Free Cash to the newly established special review account entitled Opioid Settlement (21043).

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw  
Enclosure



## CITY OF PITTSFIELD

OFFICE OF DIRECTOR OF FINANCE AND ADMINISTRATION, CITY HALL, 70 ALLEN STREET, ROOM 107, PITTSFIELD, MA 01201 413-499-9466

January 3, 2024

The Honorable Peter M. Marchetti, Mayor  
City Of Pittsfield  
70 Allen Street  
Pittsfield, MA 01201

Dear Mayor Marchetti:

Submitted herewith for your consideration is an order transferring and appropriating \$510,711.79 from Certified Free Cash to the newly established special revenue account entitled Opioid Settlement.

As you are aware, in July of 2021 the Massachusetts Attorney General entered into an agreement with the major distributors of opioids. This historic settlement includes payments to cities and towns within the Commonwealth to address issues associated opioid addiction and prevention. The city of Pittsfield is slated to receive \$2,221,991.49 over the term of the settlement agreement.

In order for the funds to be used in accordance with the settlement agreement an amendment to M.G.L. Chapter 44 Section 53 was required. This amendment was signed into law by Governor Healy on December 4, 2023 as part of Chapter 77 of the Acts of 2023 and further clarified in the Department of Revenue's Bulletin 2023-7. Once these funds are transferred all future payments received will be directed into the special revenue account to be expended without further appropriation.

I would request that you transmit this order to the City Council for its consideration and approval.

Respectfully Submitted,

  
Matthew M. Kerwood  
Finance Director

Cc: Andy Cambi, Health Director

# City of Pittsfield

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

IN CITY COUNCIL

AN ORDER

**AN ORDER TRANSFERRING AND APPROPRIATING \$510,711.79 FROM  
CERTIFIED FREE CASH TO THE NEWLY ESTABLISHED SPECIAL REVIEW  
ACCOUNT ENTITLED OPIOID SETTLEMENT (21043) IN ACCORDANCE  
WITH SECTION 197 OF CHAPTER 77 OF THE ACTS OF 2023**

No. \_\_\_\_\_

**Ordered:**

That the sum of \$510,711.79 from Certified Free Cash be hereby, transferred and appropriated to the newly established special revenue account entitled Opioid Settlement in accordance with Section 197 of Chapter 77 of the Acts of 2023 and Department of Revenue Bulletin 2023-7.



# Bulletin

BUL-2023-7

## G.L. c. 44, § 53 Clause 4: Opioid Settlement Receipts

TO: Local Officials  
FROM: Deborah A. Wagner, Director of Accounts  
DATE: December 2023

This guidance supersedes BUL-2023-6 and the July 7, 2022 edition of *City and Town, Ask DLS: Treatment of Opioid Settlement Payments*.

On December 4, 2023, Governor Healey signed [Chapter 77 of the Acts of 2023](#), Section 9 of which provides, in part, for the following exception to the general rule that all receipts are to be recorded as general fund revenue per [G.L. c. 44, § 53](#):

*“(4) non-recurring, unanticipated sums received by multiple cities, towns or districts and not otherwise provided for by general or special law, may, upon the approval of the director of accounts, be expended at the direction of the chief executive officer without further appropriation only for the singular purpose for which the monies were received” (emphasis added)*

The Director of Accounts has determined that cities and towns that have received or will receive funds in Fiscal Year 2024, or thereafter, pursuant to settlement agreements entered into by the Commonwealth with opioid distributors and opioid-makers for prevention, harm reduction, treatment, and recovery, may place said funds into a special revenue fund. The proceeds can then be expended, without further appropriation, at the direction of the chief executive officer only for the purpose identified in said settlement agreements.

Section 197 of the Act further allows a community to consolidate all monies previously received for this purpose into the special revenue fund, mentioned above, in the following ways.

1. If prior year settlement funds have not otherwise been reserved (i.e., dedicated to a stabilization fund) or become part of certified free cash, then those funds may be placed directly into the special revenue fund.
2. If already dedicated to a stabilization fund, said dedication can be revoked at any time by vote of the legislative body. Upon revocation, all statewide opioid settlement receipts previously received may be placed in the special revenue fund.
3. If a community has settlement funds in a stabilization fund but did not dedicate future settlement receipts, the money currently in stabilization can be placed directly into the special revenue fund.

In the case of #2 or #3 above, once funds are moved from the stabilization fund, by virtue of having no remaining balance the stabilization fund can be removed from the balance sheet.

4. Settlement funds that have become part of free cash may be appropriated into the special revenue fund by vote of the community's legislative body.

Once placed in the special revenue fund, monies can be spent without further appropriation for purpose identified in the settlement agreements. Any interest belongs to the general fund.

The transfers of funds, noted in #1-#4 above, represent a limited ability to consolidate previously received opioid settlement monies into the newly allowed special revenue fund. These transfers are permitted only for this express purpose and should not be considered a general change to how monies are otherwise accounted for under the General Laws.

If you have any further questions, please contact your BOA field representative.

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## ***Massachusetts State-Subdivision Agreement for Statewide Opioid Settlements***

**A. Statewide Opioid Settlements.** As used herein, the term “**Statewide Opioid Settlements**” refers to statewide opioid settlements reached by or before January 1, 2026 between the Massachusetts Attorney General and non-bankrupt opioid industry participants, pursuant to which certain Massachusetts political subdivisions (“**Massachusetts Subdivisions**”) are eligible to participate and share in Global Settlement Abatement Funds (“**Abatement Funds**”), in exchange for releases. For avoidance of doubt, the July 2021 opioid settlements between the Massachusetts Attorney General and opioid distributors McKesson, Cardinal, AmerisourceBergen, and opioid-maker Johnson & Johnson (“**Settlements**”) are Statewide Opioid Settlements. Unless otherwise stated, the capitalized terms herein shall have the same meaning as in the Settlements.

**B. Massachusetts Abatement Terms.** Abatement Funds shall be used solely to supplement and strengthen, rather than supplant, resources for prevention, harm reduction, treatment, and recovery, in accordance with the purposes and subject to the requirements in the appended Massachusetts Abatement Terms.

**C. Allocation of Abatement Funds to Massachusetts Subdivisions.** The Massachusetts Subdivisions shall collectively be eligible to receive 40% of each Annual Payment of Abatement Funds that come into the state, allocated among them in the percentages reflected in the Settlements, so long as they timely submit Subdivision Settlement Participation Forms in the form attached to the Statewide Opioid Settlements. Participating Subdivisions may elect to share or pool the funds they receive and collaborate on abatement efforts. Participating Subdivisions may also elect to reallocate to the statewide Opioid Recovery and Remediation Fund some or all of their allocation of any Statewide Opioid Settlement with timely notice to the Settlement Administrator.

**D. Allocation of Abatement Funds to Statewide Opioid Recovery and Remediation Fund.** The statewide Opioid Recovery and Remediation Fund (“**ORRF**”) shall receive 60% of each Annual Payment of Abatement Funds as well as: (a) amounts voluntarily reallocated to it by Participating Subdivisions; (b) amounts allocated to Subdivisions that are Non-Participating Subdivisions as of a Payment Date; and (c) any other Abatement Funds not paid out pursuant to Section C. The ORRF is a Statutory Trust, as that term is defined in the Settlements, established by the legislature in 2021 to expand access to opioid use disorder, prevention, intervention, treatment and recovery options throughout Massachusetts. The ORRF is administered by the Executive Office of Health and Human Services in consultation with a 20-member state- and municipal-appointed advisory council with expertise and experience with opioid use disorder.<sup>1</sup>

**E. Consent Judgments.** This Agreement will be appended to proposed Consent Judgments filed in the Massachusetts Superior Court, in an action or actions filed by the Attorney General, consistent with the Statewide Opioid Settlements and any related legislation. In the event of a

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<sup>1</sup> Current appointees include nonprofit leaders, physicians, professors, and public officials from Amherst, Boston, Brockton, Falmouth, Framingham, Lynn, New Bedford, Pittsfield, Springfield, and Worcester. The advisory council holds public meetings every quarter about priorities for addressing the opioid epidemic in Massachusetts.

conflict between this Agreement and the Statewide Opioid Settlements, the Statewide Opioid Settlements will govern.

**F. State-Subdivision Agreement.** This Agreement is a State-Subdivision Agreement as forth in Exhibit O to the Settlements and shall take effect subject to the approval requirements therein.

**G. Authority.** The undersigned officials understand and agree to be bound by this Agreement and represent that their execution of this Agreement is voluntary and authorized.

**H. Counterparts.** This Agreement may be executed in counterparts, each of which constitutes an original and all of which constitute one and the same Agreement.

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<p>THE COMMONWEALTH OF MASSACHUSETTS</p> <p>MAURA HEALEY ATTORNEY GENERAL</p>  <p>Office of the Attorney General One Ashburton Place Boston, MA 02108</p> <p>Date: March 4, 2022</p>	<p>Name of Participating Subdivision:</p> <p>Signature:</p> <p>Name of Signer:</p> <p>Title:</p> <p>Address:</p> <p>Phone Number:</p> <p>Email:</p> <p>Date:</p>
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## **MASSACHUSETTS ABATEMENT TERMS**

### **I. STATEWIDE COMMITMENT TO ABATEMENT**

The Commonwealth and its municipalities have a shared commitment to using abatement funds recovered from statewide opioid settlements to supplement and strengthen resources available to Massachusetts communities and families for substance use disorder prevention, harm reduction, treatment, and recovery in a manner that:

- ❖ reflects the input of our communities, of people who have personal experience with the opioid crisis, of experts in treatment and prevention, and of staff and organizations that are carrying out the abatement work;
- ❖ addresses disparities in existing services and outcomes and improves equity and the health of individuals and communities disadvantaged by race, wealth, and stigma, including through efforts to increase diversity among service providers;
- ❖ addresses mental health conditions, substance use disorders, and other behavior health needs that occur together with opioid use disorder (“OUD”);
- ❖ leverages programs and services already reimbursed by state agencies and programs, including direct care reimbursed by MassHealth and the state’s Bureau of Substance Addiction Services (“BSAS”); and
- ❖ encourages innovation, fills gaps and fixes shortcomings of existing approaches; supplements rather than supplants resources for prevention, harm reduction, treatment, and recovery; includes evidence-based, evidence-informed, and promising programs; and takes advantage of the flexibility that is allowed for these funds.<sup>2</sup>

This document sets forth: how abatement funds from these settlements must be used by the state and its municipalities (Sections II and III); how the state will support municipal abatement initiatives (Section IV); and state and municipal reporting requirements (Section V).

### **II. STATE USE OF ABATEMENT FUNDS**

Abatement funds directed to the state shall be deposited into the statewide Opioid Recovery and Remediation Fund to supplement prevention, harm reduction, treatment, and recovery programs throughout Massachusetts. The Fund is overseen by the Commonwealth’s Executive Office of Health and Human Services (“EOHHS”) together with a Council comprised of 10 municipal appointees appointed by the Massachusetts Municipal Association and 10 state

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<sup>2</sup> In this document, the words “fund” and “support” are used interchangeably and mean to create, expand, or sustain a program, service, or activity. References to persons with opioid use disorder are intended in a broad practical manner to address the public health crisis, rather than to require a clinical diagnosis, and they include, for example, persons who have suffered an opioid overdose. It is also understood that OUD is often accompanied by co-occurring substance use disorder or mental health conditions, and it is intended that the strategies in this document will support persons with OUD and any co-occurring SUD and mental health conditions.



appointees qualified by experience and expertise regarding opioid use disorder. Appointees serve for two years. The Council holds public meetings every quarter to identify priorities for addressing the opioid epidemic in Massachusetts.

### **III. MUNICIPAL USE OF ABATEMENT FUNDS**

Abatement funds allocated to municipalities shall be used to implement the strategies set forth below. Municipalities are encouraged to pool abatement funds to increase their impact, including by utilizing the Office of Local and Regional Health's Shared Service infrastructure. Municipal abatement funds shall not be used to fund care reimbursed by the state, including through MassHealth and BSAS, although local or area agencies or programs that provide state-reimbursed services can be supported financially in other ways that help meet the needs of their participants.

#### **1. Opioid Use Disorder Treatment**

Support and promote treatment of persons with OUD, including through programs or strategies that:

- a. Expand mobile intervention, treatment, telehealth treatment, and recovery services offered by qualified providers, including peer recovery coaches.
- b. Support evidence-based withdrawal management services for people with OUD and any co-occurring mental health conditions.
- c. Make capital expenditures to rehabilitate and expand facilities that offer treatment for OUD, in partnership with treatment providers.
- d. Treat trauma for individuals with OUD (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose).

#### **2. Support People In Treatment And Recovery**

Support and promote programs or strategies that:

- a. Provide comprehensive wrap-around services to individuals with OUD, including job placement, job training, or childcare.
- b. Provide access to housing for people with OUD, including supportive housing, recovery housing, housing, rent, move-in deposits, and utilities assistance programs, training for housing providers, or recovery housing programs that integrate FDA-approved medication with other support services.
- c. Rehabilitate properties appropriate for low-threshold and recovery housing, including in partnership with DHCD-funded agencies and OUD-specialized organizations.
- d. Provide peer support specialists that support people in accessing OUD treatment, trauma-informed counseling and recovery support, harm reduction services, primary healthcare,

or other services, including support for long-term recovery encompassing relapse, treatment, and continued recovery.

- e. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD.
- f. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD.
- g. Provide transportation to treatment or recovery services for persons with OUD.
- h. Provide employment training or educational services for persons with OUD, such as job training, job placement, interview coaching, community college or vocational school courses, transportation to these activities, or similar supports.
- i. Increase the number and capacity of high-quality recovery programs to help people in recovery.
- j. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to support the person with OUD in the family.
- k. Support programs for recovery in schools and/or standalone recovery high schools.
- l. Support bereaved families and frontline care providers.

### **3. Connections To Care**

Provide connections to care for people who have, or are at risk of developing, OUD through programs or strategies that:

- a. Support the work of Emergency Medical Systems, including peer support specialists and post-overdose response teams, to connect individuals to trauma-informed treatment recovery support, harm reduction services, primary healthcare, or other appropriate services following an opioid overdose or other opioid-related adverse event.
- b. Support school-based services related to OUD, such as school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people. This should include alternatives to suspension or interaction with school resource officers such as restorative justice approaches.
- c. Fund services or training to encourage early identification and intervention for families, children, or adolescents who may be struggling with use of drugs or mental health conditions, including peer-based programs and Youth Mental Health First Aid. Training programs may target families, caregivers, school staff, peers, neighbors, health or human services professionals, or others in contact with children or adolescents.

- d. Include Fire Department partnerships such as Safe Stations.<sup>3</sup>

#### **4. Harm Reduction**

Support efforts to prevent overdose deaths or other opioid-related harms through strategies that:

- a. Increase availability of naloxone and other drugs that treat overdoses for first responders,<sup>4</sup> overdose patients, individuals with OUD and their friends and family, schools, community-based organizations, community navigators and outreach workers, persons being released from jail or prison, or the public.
- b. Provide training and education regarding naloxone and other drugs that treat overdoses.
- c. “Naloxone Plus” strategies to ensure that individuals who receive naloxone to reverse an overdose are linked to treatment programs or other appropriate services.
- d. Approve and fund syringe service programs and other programs to reduce harms associated with drug use, including supplies, staffing, space, peer support services, referrals to treatment, fentanyl checking, syringe collection and disposal, connections to care, and the full range of harm reduction and treatment services provided by these programs.
- e. Support mobile units that offer or provide referrals to harm reduction services, treatment, recovery supports, primary and behavioral health care, recovery support, or other appropriate services to persons with OUD.
- f. Promote efforts to train health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD in crisis training and harm reduction strategies.
- g. Active outreach strategies such as the Drug Abuse Response Team model or the Post Overdose Support Team model.
- h. Provide outreach and services for people who use drugs and are not yet in treatment, including services that build relationships with and support for people with OUD.

#### **5. Address The Needs Of Criminal-Justice-Involved Persons**

Support diversion and deflection programs and strategies for criminal-justice-involved persons with OUD, including:

- a. Programs, that connect individuals involved in the criminal justice system and upon release from jail or prison to OUD harm reduction services, treatment, recovery support, primary healthcare, prevention, legal support, or other supports, or that provide these

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<sup>3</sup> Safe Stations currently operate in Fall River and Revere. *See, e.g.,* <https://www.mma.org/fall-river-fire-stations-become-safe-stations-for-people-seeking-addiction-treatment/>.

<sup>4</sup> Municipalities can purchase discounted naloxone kits from the State Office of Pharmacy Services. *See* <https://www.mass.gov/service-details/bulk-purchasing-of-naloxone>.

services.

- b. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater OUD expertise.
- c. Public safety-led diversion strategies such as the Law Enforcement Assisted Diversion model.
- d. Participate in membership organizations such as the Police Assisted Addiction Recovery Initiative for training and networking and utilize law enforcement training opportunities such as the Safety and Health Integration in the Enforcement of Laws on Drugs (SHIELD) model.<sup>5</sup>

## **6. Support Pregnant Or Parenting Women And Their Families, Including Babies With Neonatal Abstinence Syndrome**

Support pregnant or parenting women with OUD and their families, including babies with neonatal abstinence syndrome, through programs or strategies that provide family supports or childcare services for parents with OUD, including supporting programs such as:

- a. FIRST Steps Together, a home visiting program for parents in recovery that currently has seven sites serving cities and towns across the state;
- b. Pregnant/post-partum and family residential treatment programs, including and in addition to the eight family residential treatment programs currently funded by DPH; and
- c. the Moms Do Care recovery support program that has grown from two to ten programs in the state.

## **7. Prevent Misuse Of Opioids And Implement Prevention Education**

Support efforts to prevent misuse of opioids through strategies that:

- a. Support programs, policies, and practices that have demonstrated effectiveness in preventing drug misuse among youth. These strategies can be found at a number of existing evidence-based registries such as Blueprints for Health Youth Development (<https://www.blueprintsprograms.org/>).
- b. Support community coalitions in developing and implementing a comprehensive strategic plan for substance misuse prevention. There are a number of evidence based models for strategic planning to consider including but not limited to the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (<https://www.samhsa.gov/sites/default/files/20190620-samhsa-strategic-prevention-framework-guide.pdf>) and Communities That Care developed by the University of Washington (<https://www.communitiesthatcare.net/programs/ctc-plus/>).
- c. Engage a robust multi-sector coalition of stakeholders in both the development and implementation of the above stated strategic plan (<https://www.prevention->

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<sup>5</sup> See <https://paariususa.org>

[first.org/centers/center-for-community-engagement/about-this-center/](https://www.first.org/centers/center-for-community-engagement/about-this-center/)).

- d. Support community-based education or intervention services for families, youth, and adolescents at risk for OUD.
- e. Support greater access to mental health services and supports for young people, including services provided in school and in the community to address mental health needs in young people that (when not addressed) increase the risk of opioid or another drug misuse.
- f. Initiate, enhance, and sustain local youth health assessment through the implementation of a validated survey tool to develop localized strategic plans that will inform the best ways to institute or enhance strategies to reduce and prevent youth substance misuse, including mental health services and supports for young people, intervention services for families, and youth-focused programs, policies, and practices that have demonstrated effectiveness in reducing and preventing drug misuse.

#### **IV. STATE SUPPORT FOR MUNICIPAL ABATEMENT AND INTER-MUNICIPAL COLLABORATION**

EOHHS and the Department of Public Health (DPH), including through its [Office of Local and Regional Health \(OLRH\)](#), will support municipal abatement initiatives by providing strategic guidance to help Massachusetts municipalities select and implement abatement strategies and [effectively pool their resources through inter-municipal Shared Service Agreements](#), as well as other technical assistance. By pooling resources, functions, and expertise, a consortium of cities and towns can expand the public health protections and services they offer residents.

In addition, EOHHS/DPH will collect information regarding municipal abatement and publish an annual report to provide the public with information about the municipal abatement work and to highlight effective strategies, lessons learned, and opportunities for further progress. The support for municipal abatement described in this Section IV will be funded by the state abatement funds described in Section II, above.

#### **V. REPORTING AND RECORD-KEEPING REQUIREMENTS**

**A. STATE REPORTING.** Annually, not later than October 1, the secretary of EOHHS shall file a report on the activity, revenue and expenditures to and from the statewide Opioid Recovery and Remediation Fund in the prior fiscal year with the clerks of the senate and the house of representatives, the house and senate committees on ways and means and the joint committee on mental health, substance use and recovery and made available on the executive office of health and human services' public website. The report shall include, but not be limited to: revenue credited to the fund; expenditures attributable to the administrative costs of the executive office; an itemized list of the funds expended from the fund; data and an assessment of how well resources have been directed to vulnerable and under-served communities. EOHHS filed its [first Annual Report](#) on October 1, 2021.

**B. MUNICIPAL REPORTING.** Cities and towns that receive annual abatement distributions of \$35,000<sup>6</sup> or more, whether individually or pooled through OLRH Shared Service arrangements, will be required to submit annual reports of their Municipal Abatement Fund expenditures in the prior fiscal year to EOHHS, starting in FY2023. The reports shall include, but not be limited to: municipal abatement funds received; an itemized list of the funds expended for abatement and administrative costs, if applicable; the unexpended balance; a brief description of the funded abatement strategies and efforts to direct resources to vulnerable and under-served communities. Additional reporting-related guidance shall be provided. All municipalities must: maintain, for a period of at least 5 years after funds are received, documents sufficient to reflect that Municipal Abatement Funds were utilized for the Municipal Abatement Strategies listed herein.<sup>7</sup>

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<sup>6</sup> EOHHS retains the right to modify this reporting threshold.

<sup>7</sup> Nothing in this document reduces obligations under public records law.

# National Opioid Settlements



## Welcome to the National Opioid Settlements Portal

The Enforcement Committee, Settling Distributors, and Janssen have selected BrownGreer PLC as the Directing Administrator as defined in the Distributor Settlement Agreement dated as of July 21, 2021, between and among the Settling States, the Settling Distributors, and Participating Subdivisions (the "Distributor Settlement Agreement") and the Janssen Settlement Agreement dated as of July 21, 2021, as amended, between and among the Settling States, Janssen, and Participating Subdivisions (the "Janssen Settlement Agreement"). All capitalized terms used in this Portal have the meanings ascribed to them in the Distributor Settlement Agreement and the Janssen Settlement Agreement (collectively, the "National Opioid Settlements").

The Directing Administrator will coordinate the allocation and payment of Settlement Funds to Settling States and Participating Subdivisions (collectively, "Beneficiaries"). **Use this Portal to complete the Payment Election Form and Form W-9 for the Beneficiary you represent, and keep those forms current.** To do that, click appropriate links under "My Account". The Directing Administrator will use the information in the Payment Election Form and W-9 Form to create payment instructions for any Settlement Payments to which the Beneficiary is entitled under the National Opioid Settlements.

If you have any questions or need assistance, contact your dedicated Case Manager, whose contact information is below. You can also call us at **(888) 441-2010** or email us at [DirectingAdministrator@NationalOpioidOfficialSettlement.com](mailto:DirectingAdministrator@NationalOpioidOfficialSettlement.com)

 [Privacy Policy](#)

## Amounts Allocated and Paid to Pittsfield City, MA

Row	Payment Type	Allocation Amount	Reallocation To/From	Payment Amount	Status	Date
1.	Distributor Payment 1	\$84,295.42		\$84,295.42	Paid	07/15/2022
2.	Distributor Payment 2	\$88,590.38		\$88,590.38	Paid	09/30/2022
3.	Distributor Payment 3	\$88,590.38		\$88,590.38	To be Issued	N/A
4.	Janssen Payment 1	\$30,009.71		\$30,009.71	Paid	11/03/2022
5.	Janssen Payment 2	\$70,013.26		\$70,013.26	Paid	11/03/2022
6.	Janssen Payment 3	\$56,037.06		\$56,037.06	Paid	11/03/2022
7.	Janssen Payment 4	\$86,042.74		\$86,042.74	Paid	11/03/2022

Row	Payment Type	Allocation Amount	Reallocation To/From	Payment Amount	Status	Date
8.	Janssen Payment 5	\$95,369.22		\$95,369.22	Paid	11/03/2022

[Allocation Amount Details](#)

### Projected Allocation Amounts

The below projected allocation amounts are the amounts that you would receive pursuant to the Distributor and Janssen Settlement Agreements **if all relevant facts and circumstances remain unchanged**. These are calculations based on present facts and circumstances and current levels of State and Subdivision participation, and **there are no guarantees regarding the amounts or timing of any future payment(s)**, which will be governed by the terms of the Distributor and Janssen Settlement Agreements. These projected allocation amounts are **subject to change**.


Payment timing and amounts may be affected by, among other things, increased participation in a State, a State's eligibility for Incentive Payment D, and suspensions or offsets related to Later Litigating Subdivisions. See, e.g., Section IV, Section XII, and Section XIII of the Distributor Settlement Agreement and Section V and Section IX of the Janssen Settlement Agreement. These may also be affected by the Pre-payment Option and/or Significant Financial Constraint provisions of the Distributor Settlement Agreement (Section IV.J and Section IV.K). Please also note that the projected allocation amounts do not take into account any Settlement Fund Administrator costs and fees that exceed the available interest accrued in the Settlement Fund.


Projections 

[Click here to download your Projected Allocations](#)

### Case Manager Contact

Your Case Manager is a member of the Directing Administrator's office who is available to answer your questions and provide assistance with navigating the Portal.

 Adreyan Caldeyro  
Name:

 (888) 441-2010 Ext:  
Phone:

1403



✉ Email:

acaldeyro@browngreer.com

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If you need assistance, please email [DirectingAdministrator@NationalOpioidOfficialSettlement.com](mailto:DirectingAdministrator@NationalOpioidOfficialSettlement.com) or call us at (888) 441-2010



NOS 1017	Projected Allocations	
Row	Payment Type	Projected Allocation Amount
1.	Distributor Projected Payment 4 (July, 2024)	\$110,883.41
2.	Distributor Projected Payment 5 (July, 2025)	\$110,883.41
3.	Distributor Projected Payment 6 (July, 2026)	\$110,883.41
4.	Distributor Projected Payment 7 (July, 2027)	\$110,883.41
5.	Distributor Projected Payment 8 (July, 2028)	\$130,412.25
6.	Distributor Projected Payment 9 (July, 2029)	\$130,412.25
7.	Distributor Projected Payment 10 (July, 2030)	\$130,412.25
8.	Distributor Projected Payment 11 (July, 2031)	\$109,624.65
9.	Distributor Projected Payment 12 (July, 2032)	\$109,624.65
10.	Distributor Projected Payment 13 (July, 2033)	\$109,624.65
11.	Distributor Projected Payment 14 (July, 2034)	\$109,624.65
12.	Distributor Projected Payment 15 (July, 2035)	\$109,624.65
13.	Distributor Projected Payment 16 (July, 2036)	\$109,624.65
14.	Distributor Projected Payment 17 (July, 2037)	\$109,624.65
15.	Distributor Projected Payment 18 (July, 2038)	\$109,624.65



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

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 Ordinance amending the City Code, Chapter 6, Finance and Administration, Article XIV Senior Work Off Program, Section 6-64.

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw

Enclosure



## CITY OF PITTSFIELD

OFFICE OF DIRECTOR OF FINANCE AND ADMINISTRATION, CITY HALL, 70 ALLEN STREET, PITTSFIELD, MA 01201  
(413) 499-9466

January 2, 2024

The Honorable Peter M. Marchetti, Mayor  
City Of Pittsfield  
70 Allen Street  
Pittsfield, MA 01201

Dear Mayor Marchetti:

Submitted for your consideration, is an Ordinance amending the City Code to increase the maximum abatement amount that can be granted through the Senior Work-Off Program from \$1000 to \$2,000.

Since fiscal year 2014, the City has offered the opportunity for eligible seniors to gain an abatement on their real estate by participating in the Senior Work-Off Program. A recent change in state law increased the maximum amount that can be "earned" to \$2,000. The proposed amendment would reflect this change in the law and has the support of the Chief Assessor who along with the Mayor's office administers the program. Given the program has concluded for fiscal year 2024, this change would be effective for the program beginning in fiscal year 2025.

I would request that you submit this to the City Council for its consideration and adoption.

Respectfully Submitted,



Matthew M. Kerwood  
Director of Finance & Administration/Treasurer

CC: Steve Pagnotta, City Solicitor

No. ....



# City of Pittsfield

In the Year Two Thousand

## AN ORDINANCE

*Be it ordained by the City Council of the City of Pittsfield, as follows:*

That the Ordinances of the City of Pittsfield are hereby amended by striking the word "\$1,000" in the last sentence of Chapter 6 Finance and Administration, Article XIV Senior Work Off Program, Section 6-64 and inserting the word "2,000".

## Chapter 6. Finance and Taxation

### Article XIV. SENIOR CITIZEN TAX WORK-OFF PROGRAM

#### Sec. 6-74. Purpose.

[Ord. No. 1067, 4-9-2013]

Pursuant to the provisions of MGL c. 59, § 5K, homeowners who are age 60 or older are provided the opportunity to participate in a property tax relief program in return for volunteer service to the City. Participants in the program are compensated for services at an hourly rate equal to the state's minimum wage. The maximum amount of the abatement shall be \$1,000 and shall be in addition to any other property tax abatement or exemptions any such person is otherwise entitled to receive.

#### Sec. 6-75. Administration.

[Ord. No. 1067, 4-9-2013]

The program shall be administered through the Mayor's office. The Mayor shall annually determine the number of volunteer positions available. Interested participants must complete an application, meet eligibility guidelines for the program, and have the appropriate skills for available positions. Said positions shall not include any positions staffed by RSVP.

#### Sec. 6-76. Application of credits to tax bills.

[Ord. No. 1067, 4-9-2013]

The program shall run annually from December 1 to November 30. All work must be completed by November 30 and submitted to the Assessor's office by December 15. Reductions earned by November 30 will be applied to the actual tax bills for the fiscal year, and shall be equally split between the third and fourth quarter tax bills. Any unused credits (due to the credits being larger than the tax bills) shall be lost and not carried forward to a future tax year. Earned abatements may only be applied to the percentage of the property that is owner occupied. There will be a limit up to 25 persons or/households per year.

#### Sec. 6-77. Eligibility guidelines.

[Ord. No. 1067, 4-9-2013; Ord. No. 1079, § 1, 2-11-2014; Ord. No. 1161, § I, 9-29-2015]

Participants must be age 60 or over at the time of application. Eligible properties must be classified as residential. The eligible property must be owned and occupied by the participant. If the property is subject to a trust, the participant must be one of the trustees on the applicable January 1 assessment date, or at the time the work is performed. There shall be a limit of two participants per eligible property but only one abatement will be applied. Eligibility shall be defined using the locally adopted income eligibility guidelines of MGL c. 59, § 5, Clause 41D, plus \$5,000.

Selection for participation in the program will be based on need and shall be valid for one year. Neediest applicants will be selected first. Needs shall be determined based on an applicant's income as a

percentage of his/her income to the top income of his/her eligibility category. Applicants not selected will be placed on a waiting list in order of need. Applicants not selected will be placed on a waiting list in order of need in the event that any selected volunteer withdraws from the program or if other volunteer opportunities become available. Any volunteer who is chosen from the waiting list shall be entitled to the full benefit. The City is not obligated to offer another position if a volunteer refuses an assignment. Municipal employees may not work in the Senior Citizen Tax Work-Off Program.

## Sec. 6-78. Certificate of service.

[Ord. No. 1067, 4-9-2013]

The board, officer, or department supervising the volunteer service must certify to the Assessor the hours of services performed.

## Sec. 6-79. Status of volunteers.

[Ord. No. 1067, 4-9-2013]

In accordance with MGL c. 258, volunteers participating in the program are considered employees for purposes of municipal tort liability. Municipalities are liable for damages, for injuries to third parties and for indemnification of the volunteers to the same extent as they are in the case of injuries caused by regular municipal employees.

## Sec. 6-80. Tax withholding.

[Ord. No. 1067, 4-9-2013]

The amount of the abatement that the participant receives is not considered income or wages for purposes of state income tax or workers' compensation. The abatement amount is considered income for both federal income tax and Federal Insurance Contribution Act (FICA) tax purposes.

## Sec. 6-81. Funding source.

[Ord. No. 1067, 4-9-2013]

Funding for the program comes from the allowance for abatements/exemptions which is an amount raised annually, during the tax rate setting process, and is used to fund all statutory personal exemptions such as veterans, blind and elderly. In no case may the total funds expended under this ordinance exceed \$40,000.

## Acts (2023)

### Chapter 50

#### AN ACT TO IMPROVE THE COMMONWEALTH'S COMPETITIVENESS, AFFORDABILITY, AND EQUITY

*Be it enacted by the Senate and House of Representatives in  
General Court assembled, and by the authority of the same, as  
follows:*

SECTION 1. Section 2H of chapter 29 of the General Laws, as appearing in the 2022 Official Edition, is hereby amended by striking out, in line 29, the figure "15" and inserting in place thereof the following figure:- 25.5.

SECTION 2. Section 5K of chapter 59 of the General Laws, as so appearing, is hereby amended by striking out, in lines 14 and 39, the figure "\$1,500" and inserting in place thereof, in each instance, the following figure:- \$2,000.

SECTION 3. Said chapter 59 is hereby further amended by inserting after section 5N the following section:-

Section 5O. (a) In any city or town that accepts this section, the board of selectmen or select board of the town, the town council of a municipality having a town council form of government, the city manager, with the approval of the city council, in the case of a city with a plan D or plan E form of government, or the mayor, with the





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

**Peter M. Marchetti**  
Mayor

January 2, 2024

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 gift of funds in the amount of \$8,000,000.00 from General Electric Corporation in accordance with the "Rest of River" settlement agreement.

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw  
Enclosure



## CITY OF PITTSFIELD

OFFICE OF DIRECTOR OF FINANCE AND ADMINISTRATION, CITY HALL, 70 ALLEN STREET, ROOM 107, PITTSFIELD, MA 01201 413-499-9466

January 2, 2024

The Honorable Peter M. Marchetti, Mayor  
City Of Pittsfield  
70 Allen Street  
Pittsfield, MA 01201

Dear Mayor Marchetti:

Submitted herewith for your consideration is an order accepting a gift of the funds from General Electric Corporation in the amount of Eight Million dollars in accordance with the "Rest of River" Settlement agreement.

As you are aware, in February of 2020, the "Rest of River" settlement agreement which outlines the continued cleanup of the Housatonic River from Pittsfield to the Connecticut boarder was signed by the US Environmental Protection Agency, General Electric Corporation, the City of Pittsfield, the Towns of Lenox, Lee, Stockbridge, Great Barrington and Sheffield, the Commonwealth of Massachusetts, and other interested parties. A component of this agreement is that General Electric Corporation is to gift eight million to the City. These funds are to be directed to the City's Economic Development Funds and are to be expended to support and advance economic development within the community.

I would request that you transmit this order to the City Council for its consideration and approval.

Respectfully Submitted,



Matthew M. Kerwood  
Finance Director

Cc: Micheal Coakley, Business Manager  
Justine Dodds, Community Development Director

# City of Pittsfield

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

IN CITY COUNCIL

**A N O R D E R**

No. \_\_\_\_\_

AUTHORIZING THE CITY OF PITTSFIELD TO ACCEPT A GIFT OF FUNDS IN THE AMOUNT OF \$8,000,000 FROM GENERAL ELECTRIC CORPORATION IN ACCORDANCE WITH M.G. L. CHAPTER 44 SECTION 53A

**Ordered:**

That the City of Pittsfield, by and through its Mayor and City Council, is hereby authorized to accept a payment of funds in the amount of Eight Million Dollars (\$8,000,000) from General Electric Corporation in accordance with M.G.L. Chapter 44 Section 53A.

**FURTHER ORDERED:**

That the funds be directed into the City's Economic Development Fund and be expended for purposes that advance and support economic development.

Agreement, Lenox and GE will share equally the cost of such additional removal for any such owners who request such additional removal.

B.

1. GE shall pay a total of \$8 million to the City of Pittsfield within sixty (60) days of the final issuance of a Revision to the 2016 Permit containing terms substantially similar to those in the 2016 Permit, revised as specified by the terms in Sections II and III of this Settlement Agreement, with the understanding that the \$8 million will be put into the Pittsfield Economic Development Fund.

2. Within sixty (60) days of the final issuance of a Revision to the 2016 Permit containing terms substantially similar to those in the 2016 Permit, revised as specified by the terms in Sections II and III of this Settlement Agreement, GE will donate, as is, the land and building that it owns on Woodlawn Avenue (Parcel ID I100005001) to the Pittsfield Economic Development Authority (“PEDA”) or another entity agreeable to the City, GE and PEDA. Pittsfield reserves the right to decline the donation. Should Pittsfield elect to decline the donation it shall do so within 12 months of the date of this Settlement Agreement.

3. By December 31, 2020, unless EPA has proposed a Revised Permit that is not substantially similar to the 2016 Permit, revised as specified by the terms in Sections II and III of this Settlement Agreement, GE will remove the pavement, fencing and guard rails on three parking lots on Tyler Street (Parcel IDs J11000701, J110003013, and



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

**Peter M. Marchetti**  
Mayor

January 2, 2024

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

Dear Councilors,

Submitted herewith for your consideration are three Orders regarding the reacceptance of grant funds from the Executive Office of Energy and Environmental Affairs for the Pontoosuc Lake Park Project.

An Order rescinding Order 120 of the series of 2023.

An Order authorizing the borrowing of a sum not to exceed \$500,000 for the Pontoosuc Lake Park Improvement Project.

An Order to expend funds for the Pontoosuc Lake Park Improvement Project.

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw  
Enclosure



## CITY OF PITTSFIELD

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

January 2, 2024

The Honorable Peter Marchetti  
City Hall, 70 Allen Street  
Pittsfield, MA 01201

Dear Mayor Marchetti:

Enclosed for transmittal to the City Council are three Orders regarding the re-acceptance of a grant of funds from the Executive Office of Energy and Environmental Affairs for the Pontoosuc Lake Park project. As you are aware, the City Council accepted the PARC grant in the amount of \$500,000 at its meeting on December 12, 2023. However further actions are required to properly accept this grant

The Parkland Acquisitions and Renovations for Communities (PARC) grant is a reimbursement grant and allows the City to request reimbursement for 70% of the total project costs, up to a maximum of \$500,000. The City has \$250,000 in capital funding set aside for this project approved as part of the FY2024 capital plan that will satisfy the local share, 30%, of the project. Because the PARC program is a reimbursement grant, the total amount of the project cost must be authorized by the City Council with the expectation that the funds, once expended, will be reimbursed by the grant.

Therefore, I have prepared three orders, the first rescinding the original vote of December 12, the second authorizing the borrowing of the total project cost and the third order authorizing re-acceptance of the PARC grant.

Sincerely,

Justine A. Dodds  
Community Development Director

TK/JAD

# City of Pittsfield

No. \_\_\_\_\_

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

I N C I T Y C O U N C I L

**A N O R D E R**

AN ORDER RESCINDING ORDER 120 OF THE SERIES OF 2023

**Ordered:**

That Order 120 of the Series of 2023 approved December 12, 2023 is hereby rescinded.

**City of Pittsfield**  
M A S S A C H U S E T T S  
IN CITY COUNCIL  
AN ORDER

**AUTHORIZING THE CITY OF PITTSFIELD TO EXPEND FUNDS  
FOR THE PONTOOSUC LAKE PARK IMPROVEMENT PROJECT**

**Ordered:**

That the City of Pittsfield, by and through its Mayor and City Council, is hereby authorized to appropriate 100% of the total project cost and expend the amount equal to the full development cost of the Pontoosuc Lake Park Improvement Project valued at \$1,000,000, and that reimbursement of up to \$500,000 will be made available from the Commonwealth of Massachusetts, Executive Office of Energy and Environmental Affairs, Parkland Acquisition and Renovation for Communities (PARC) Grant Program Act: 301 CMR 5.00. Said funds may be expended pursuant to Massachusetts General Laws, Chapter 44, section 53A, and in accordance with the provisions of the grant. Further, that the Mayor is authorized to take such other actions as are necessary to carry out the terms, purpose and conditions of this grant. The project will be located at city parcel ID H150004001 and H160006004, which are dedicated to park and recreation purposes under M.G.L. Chapter 45, Section 14.

IN CITY COUNCIL  
December 12, 2023  
Read and adopted: 9 Yeas, 1 Nays  
/s/ Peter Marchetti, City Council President  
/s/ Michele M. Benjamin, City Clerk

MAYOR'S OFFICE  
Approved: December 14, 2023  
/s/ Linda M. Tyer, Mayor

A true copy Attest:

  
City Clerk



# City of Pittsfield

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

No. \_\_\_\_\_

IN CITY COUNCIL

AN ORDER

**AN ORDER AUTHORIZING THE CITY TREASURER WITH THE APPROVAL OF THE MAYOR TO BORROW, UNDER THE PROVISIONS OF M.G.L. CHAPTER 44, OR ANY OTHER ENABLING AUTHORITY, A SUM NOT EXCEEDING \$500,000 FOR THE PONTOOSUC LAKE PARK IMPROVEMENT PROJECT**

**Ordered:**

That the sum of Five Hundred Thousand Dollars (\$500,000) be and hereby is appropriated to pay costs of the Pontoosuc Lake Improvement Project and to pay all costs described below, and for the payment of all other costs incidental and related thereto:

And that to raise this appropriation, the City Treasurer, with the approval of the Mayor, is hereby authorized to borrow not exceeding the sum of \$500,000 under and pursuant to the various portions of the General Laws described above, as amended and supplemented, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. The amount authorized as described above shall be reduced to the extent of any grants, gifts or reimbursements received by the City on account of the project prior to the issuance of any permanent bonds on account thereof.

AND FURTHER ORDERED:

That the City Treasurer is authorized to file an application with The Commonwealth of Massachusetts' Municipal Finance Oversight Board to qualify under Chapter 44A of the General Laws any and all bonds or notes of the City authorized by this vote or pursuant to any prior vote of the City, and to provide such information and execute such documents as the Municipal Finance Oversight Board of The Commonwealth of Massachusetts may require.

AND FURTHER ORDERED:

That in accordance with Chapter 44, Section 20 of the General Laws, the premium received by the City upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied.

# 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 EXPEND FUNDS  
FOR THE PONTOOSUC LAKE PARK IMPROVEMENT PROJECT

**Ordered:**

That the City of Pittsfield, by and through its Mayor and City Council, is hereby authorized to appropriate 100% of the total project cost and expend the amount equal to the full development cost of the Pontoosuc Lake Park Improvement Project valued at \$750,000, and that reimbursement of up to \$500,000 will be made available from the Commonwealth of Massachusetts, Executive Office of Energy and Environmental Affairs, Parkland Acquisition and Renovation for Communities (PARC) Grant Program Act: 301 CMR 5.00. Said funds may be expended pursuant to Massachusetts General Laws, Chapter 44, section 53A, and in accordance with the provisions of the grant. Further, that the Mayor is authorized to take such other actions as are necessary to carry out the terms, purpose and conditions of this grant. The project will be located at city parcel ID H150004001 and H160006004, which are dedicated to park and recreation purposes under M.G.L. Chapter 45, Section 14.



*The Commonwealth of Massachusetts*  
*Executive Office of Energy and Environmental Affairs*  
*100 Cambridge Street, Suite 900*  
*Boston, MA 02114*

Maura T. Healey  
GOVERNOR

Kimberley Driscoll  
LIEUTENANT GOVERNOR

Rebecca L. Tepper  
SECRETARY

Tel: (617) 626-1000  
Fax: (617) 626-1081  
<http://www.mass.gov/eea>

October 19, 2023

James McGrath  
Pittsfield Department of Community Development  
70 Allen St. Room 205  
Pittsfield, MA 01201

Re: Pontoosuc Lake Park Improvements Project, PARC #12

Dear Mr. McGrath:

I am pleased to officially confirm that the Pontoosuc Lake Park Improvements Project has been selected by the Executive Office of Energy and Environmental Affairs (EEA) to receive up to \$500,000 in state Parkland Acquisitions and Renovations for Communities (PARC) grant assistance.

**Project deadline is June 1, 2025**

Be advised that the sum of \$41,832 for design costs has been set-aside for encumbrance and expenditure in FY24. Please note that this figure is solely for expenditure in FY24. The remaining \$458,168 for construction will be executed for encumbrance of funds in FY25, which begins July 1, 2024. All construction work must be completed and closed out by June 1, 2025. PARC grants work on a reimbursement basis. Your community's reimbursement rate is 70%. We can only reimburse your community for 70% of what it spends as demonstrated through canceled municipal checks, even if this figure does not reach the maximum value of the grant award for that specific fiscal year.

The project must be completed by June 1, 2025 because your grant award amount has been budgeted by EEA in the fiscal years requested in your application. If you anticipate any difficulties in meeting this spending target and schedule at any time, please contact me without delay. I can be reached at [melissa.cryan@mass.gov](mailto:melissa.cryan@mass.gov) or (857) 274-7173.

**Next Steps**

1. Take a **City Council or Town Meeting vote** if you have not done so already. I must have a certified copy of the vote in hand by December 31, 2023. If you have not yet had me review the vote language, please do so immediately.
2. Execute the **PARC Project Agreements**. The PARC Project Agreement will be signed by your Chief Executive Officer and a majority of the Park or Recreation Commission members. Review the agreement carefully to be sure that the project has been correctly described and contact me

immediately if any changes or updates need to be made. If the document is correct, please have **two copies signed** and mail them to me for signature by Rebecca Tepper, Secretary of EEA. One original will be returned to you to record, along with the town meeting or city council vote, property deed, and boundary map, at the Registry of Deeds, and to be copied for your audit file. The recorded Project Agreement must be returned to me no later than March 1, 2024.

3. Execute a **State Standard Contract**. This document allows our fiscal department to establish an account for your project. No reimbursement request can be honored unless the State Standard Contract, including the **Contractor Authorized Signatory Listing**, are signed and returned to me. The Contractor Authorized Signatory Listing Form should be signed by whoever signed the contract.
4. After the state contract has been signed and returned to you, you may proceed with the final design of your project. You may not start construction until July 1, 2024, and are expected to begin construction on that date. If you cannot, you must explain why. Please note that we are unable to reimburse your community for any costs incurred prior to the execution of the State Standard Contract.

### **Reimbursement Procedures**

The reimbursement procedures will be discussed in detail at the Grants Management Workshop (information below). A **quarterly report form** is also enclosed, which is due the first business day of December, March, June, and September while the project is active.

Reimbursement will be contingent upon satisfying the following conditions:

1. Submit **final designs and specifications** before going to bid, together with required permits for the construction phase, and final billing for design work by June 1, 2024.
2. A copy of the **PARC Project Agreement**, which has been recorded at the Registry of Deeds (along with the town meeting or city council vote for the project and boundary map) and a marginal notation entered on the deed to the property, is returned by March 1, 2024.
3. The construction must be started on July 1, 2024 and closed out by June 1, 2025. If you do not begin construction on July 1, 2024, you must explain why and submit a schedule demonstrating how your project will meet the June 1, 2025 deadline.
4. Recording of CR # 17286, which is associated with the LAND #3 grant received by the city for the Saw Mill Property Acquisition.
5. Completion of outstanding Conservation Restrictions on parcels acquired with the use of Community Preservation Act funds. Applicants that have purchased real property interests for open space or recreational purposes using CPA funds must have all CRs required by Section 12 of Chapter 44B approved by the Secretary of EEA and recorded prior to receipt of project reimbursement from EEA. Please submit to DCS documentation by December 31, 2024 showing the conveyance of approved CRs to an appropriate entity. Documentation should include the grantee, date of conveyance, and registry book/page of the CR document.

### **Legally Protected Recreation Land – Pittsfield’s Commitment**

Please remember that according to Article 97 of the Amendments to the Massachusetts Constitution, acceptance of the state grant requires that this site remain open to the general public and prohibits any other use other than public outdoor recreation.

### **Project Sponsor’s Workshop**

Please carefully review all the enclosed information, and plan to attend a Project Sponsor’s Workshop. This is a short (around an hour), but important, mandatory meeting to review how to prepare your reimbursement request(s). If you cannot attend, please send someone to represent you since it would be very difficult to meet individually with each project sponsor. The grant workshop will be offered two different times and held via Microsoft Teams. The first will be on Wednesday, November 8, 2023 at 11:00 am, the second on Monday, November 13, 2023 at 2:00 pm. Upon RSVPing to me at [melissa.cryan@mass.gov](mailto:melissa.cryan@mass.gov), the login information will be provided.

Congratulations on your successful application to the PARC Grant Program!

Sincerely,

Melissa Cryan  
Grant Programs Supervisor

enc.



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

**Peter M. Marchetti**  
Mayor

January 2, 2024

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

Dear Councilors:

Please accept this communication from Finance Director Matthew Kerwood regarding a recent change to municipal finance law which impacts the business of the City Council found in Chapter 77 of the Acts of 2023.

Respectfully submitted,

Peter M. Marchetti, Mayor

PMM/bmw  
Enclosure



## CITY OF PITTSFIELD

OFFICE OF DIRECTOR OF FINANCE AND ADMINISTRATION, CITY HALL, 70 ALLEN STREET, ROOM 107, PITTSFIELD, MA 01201 413-499-9466

TO: The members of the City Council

FROM: Matthew Kerwood, Finance Director

SUBJECT: Chapter 77 of the Acts of 2023

---

This memo is to bring to your attention a recent change to municipal finance law which impact the business of the City Council found in Chapter 77 of the Acts of 2023 ("Act"), entitled:

**AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2023 FOR SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS AND FOR CERTAIN OTHER ACTIVITIES AND PROJECTS.**

The Act is currently in effect.

Section 8 of the Act amends G.L. c. 40, § SB, which governs the establishment of stabilization funds and regulates their administration. As is the practice in many cities and towns, municipalities may create a general purpose stabilization fund or a special purpose stabilization fund. In practice, most general purpose stabilization funds are broadly created for any lawful purpose while a special purpose stabilization fund delineates the intent of future expenditures more distinctly. The Act changed the quantum of votes to appropriate funds from special purpose stabilization funds so that it is now a simple majority. The present two-thirds quantum of votes needed for appropriating funds from a general purpose stabilization remains the same. Likewise, a two-thirds vote is still needed to create either stabilization fund or to change its purpose. The City's only special stabilization account is the Public Works Stabilization Account which is funded with 25% of the annual 3% cannabis excise tax collected by the City.



**CITY OF PITTSFIELD**

CITY COUNCIL, CITY HALL, 70 ALLEN STREET, PITTSFIELD, MA 01201

January 3, 2024

To the Honorable Members of the Pittsfield City Council:

Please find the listing of the 2024-2025 City Council Subcommittee assignments. The first name listed is the Chair and the second name is the Vice Chair.

**Ordinances and Rules**

1. Lampiasi
2. Kavey
3. White
4. Amuso
5. Serre

**Finance**

1. Amuso
2. Persip
3. White
4. Warren
5. Serre

**Community and Economic Development**

1. Kavey
2. Lampiasi
3. Persip
4. Costa
5. Serre

**Public Health and Safety**

1. White
2. Amuso
3. Bandani
4. Wrinn
5. Costa

**Buildings and Maintenance**

1. Persip
2. Conant
3. Costa
4. Wrinn
5. Bandani

**Public Works**

1. Conant
2. Kavey
3. Warren
4. Wrinn
5. Bandani

Respectfully submitted,

A handwritten signature in black ink that reads "Peter T. White".

Peter T. White,  
City Council President





# City of Pittsfield

January 3, 24

\_\_\_\_\_ 20 \_\_\_\_\_

To the City Council of the City of Pittsfield:-

The undersigned respectfully

requests that in accordance with City Charter, Chapter 2, Administration, Article VI, the following individuals be appointed to serve as Clerks of Committees for the City Council standing committees:

Aimee Felker: Ordinances and Rules; Public Works; Buildings and Maintenance

Patricia Hogan: Community and Economic Development, Public Health and Safety

Deborah Courtney: Committee of the Whole; Finance

Respectfully submitted,

Peter T. White  
City Council President



**CITY OF PITTSFIELD**

HEALTH DEPARTMENT, 100 NORTH STREET, PITTSFIELD, MA 01201

December 6, 2023

Honorable City Council of  
The City of Pittsfield  
70 Allen Street  
Pittsfield, MA 01201

- Re: A petition from Councilor Persip requesting an update on 43 Vivian Avenue at the **December 12, 2023, meeting**

Honorable members of the City Council:

Please accept an update regarding 43 Vivian Avenue.

Sincerely

A handwritten signature in black ink that reads "Andy Cambi".

Andy Cambi  
Director of Public Health



RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA

2023 NOV 21 AM 8:54

November 20, 2023

To the City Council of the City of Pittsfield:

The undersigned respectfully

Respectfully submit a petition requesting Director Cambi give an update on 43 Vivian Ave at the December 2023 Council Meeting.

\_\_\_\_\_  
Earl G Persip III  
City Councilor At Large



## CITY OF PITTSFIELD

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

December 6, 2023

Honorable City Council  
City of Pittsfield  
70 Allen Street  
Pittsfield, MA 01201

### Re: **Streetlight Maintenance**

I am writing to provide an update on the status of our street light maintenance efforts, as requested by the council on November 28. We currently have 20 out of nearly 5,000 streetlights in need of repair, with specific plans in place for each.

#### **Current Repair Status and Schedule:**

##### **Accident Recovery Repairs**

- West St: Repairs scheduled within 2 weeks.
- Maplewood Ave: Repairs scheduled within 2 weeks.
- North St @ Linden: Awaiting material delivery.
- Dalton Ave: Insurance approved on Oct 23rd; materials have been ordered.

##### **Utility Pole-Related Repairs**

- Poles have arrived as of December 5, 2023.
- 2 lights on Dalton Ave: Installation scheduled for December 7, 2023.
- McKinley Terrace: Installation scheduled for December 7, 2023.
- First St/Burger King & Federal St: Scheduled for December 7, 2023.
- The contractor will install the run electric and light fixtures, with any unfinished work scheduled for the following week.

##### **Flashing Lights Issue**

We have been addressing recurring issues with flashing/strobing lights. Our contractor, in collaboration with Eversource, is investigating the cause.

#### **Ongoing Maintenance and Challenges:**

**Maintenance Schedule:** Remaining lights in need of repair will continue to be scheduled for maintenance.

**Challenges in Repairs:** We face several variables in streetlight maintenance, including:

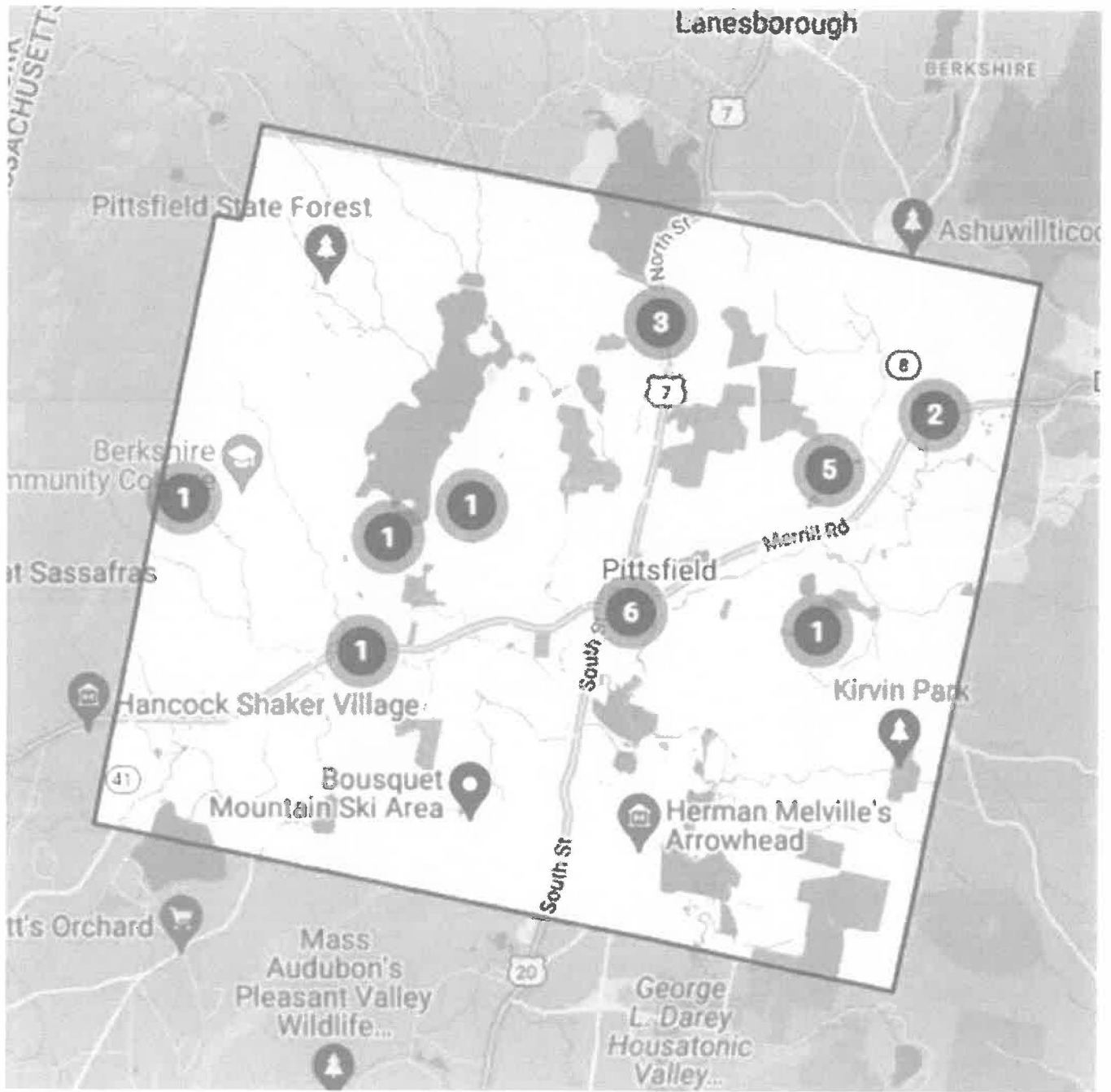
- Lack of an in-house electrician, necessitating scheduling with external contractors.
- Lead times for ordering necessary parts.
- Time taken for accident recovery, especially awaiting insurance company approvals.
- Focused Effort: We have assigned Lapinski to focus on Dalton Ave by Hubbard until the issue is fully resolved. This will include arranging for traffic detail as needed.

While there are challenges due to resource limitations and externalities, we are committed to addressing each issue systematically. Our goal remains to ensure a well-lit and safe environment for all our residents.

Your support and understanding in these efforts are greatly appreciated.

Sincerely,

Ricardo Morales  
Commissioner  
Department of Public Services and Utilities





RECEIVED CITY CLERK  
CITY OF PITTSFIELD, MA  
NOV 20 2023 11:56

November 20, 2023

To the City Council of the City of Pittsfield:

The undersigned respectfully

Respectfully submit a petition requesting Commissioner Morales look at all street lights in the city and report what ones are out and where. Then the plan to fix them. This report should come to the council at the December 2023 meeting.

---

Earl G Persip III  
City Councilor At Large



RECEIVED CITY CLERK  
CITY OF PITTSFIELD, MA  
NOV 20 2023 10:54

November 20, 2023

To the City Council of the City of Pittsfield:

The undersigned respectfully

Respectfully submit a petition requesting Commissioner Morales respond to my request to fix three street lights. One in front of the Boys and Girls Club. The other two across for 18 1st Street

---

Earl G Persip III  
City Councilor At Large



REGISTRATION CLERK  
CITY OF PITTSFIELD, MA

NOV 21 AM 9:54

November 20, 2023

To the City Council of the City of Pittsfield:

The undersigned respectfully

Respectfully submit a petition requesting Commissioner Morales respond to my request to fix the road patch in front front of 181 Elm Street.

---

Earl G Persip III  
City Councilor At Large





# City of Pittsfield

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA

2024 JAN -3 AM 11:55

*January 2* 20 ~~24~~

To the City Council of the City of Pittsfield:-

The undersigned respectfully

*Request the Mayor provide the  
City Council with a budget  
that is close to level funding knowing  
that contracts need to be fulfilled.  
And, review revenue sources.*

*Kathleen Conuso*



# City of Pittsfield

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA

2024 JAN -3 AM 11:55

January 3 20 24

To the City Council of the City of Pittsfield:-

The undersigned respectfully

Update from Ricardo Morales  
about the streets and sidewalk  
work. What have we spent the last  
three years and what streets have  
been completed.

What needs to be done in the next  
two years and what is the budget  
for 2024?



# City of Pittsfield

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA

2024 JAN -3 AM 11:55

January 3 2024 *BJ*

To the City Council of the City of Pittsfield:-

The undersigned respectfully

Request an update from  
Michael Coakley on  
The Red Carpet progress  
and  
The William Stanley Suseris Park's Site 9  
redevelopment project

*Kathleen Conuso*



# City of Pittsfield

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA

2024 JAN -3 AM 11:55

*January 3* 20 *24*

To the City Council of the City of Pittsfield:-

The undersigned respectfully

*Establish a committee to review the  
needs of Downtown. It should include,  
but not limited to, parking, bike lanes, public safety, and  
traffic pattern*

*Father Amuso*



# City of Pittsfield

RECEIVED-CITY CLERK  
CITY OF PITTSFIELD, MA  
2024 JAN -3 PM 3:50

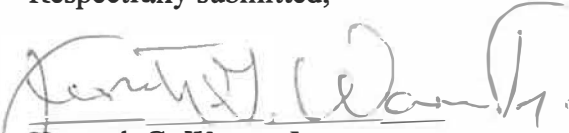
January 02 20 24

To the City Council of the City of Pittsfield:-

The undersigned respectfully

Request that the City Council refer to Mayor Peter M. Marchetti for his consideration and referral to the new task force (to be established dealing with mental health & substance abuse issues) to investigate and incorporate the well-regarded addiction recovery program established by the City of Everett. This program designates a particular city staff person to coordinated and it incorporates the Health Department & the Fire Department in partnership with area agencies & stakeholders and might provide a model for the City of Pittsfield. Attached is a brochure.

Respectfully submitted,

  
Kenneth G. Warren Jr.  
Ward 1 City Councilor



### SUBSTANCE ABUSE COORDINATOR

Chris Simonelli helps residents work towards sustainable recovery by removing barriers, navigating the treatment system and connecting with available resources while encouraging hope, optimism and healthy living.

## RESOURCES

### Massachusetts Substance Use Helpline

[www.helplinema.org](http://www.helplinema.org)  
800.327.5050

### EVAPorate Violence

[Deborah.Fallon@cityofeverett.org](mailto:Deborah.Fallon@cityofeverett.org)  
617.394.2431

### National Suicide Prevention Lifeline

[www.suicidepreventionlifeline.org](http://www.suicidepreventionlifeline.org)  
800.272.8255

### ABCD

Community Service Agency  
[www.BostonABCD.org](http://www.BostonABCD.org)  
781.321.2501

### Substance Abuse Mental Health Administration

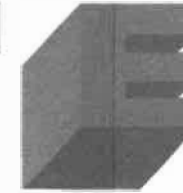
[www.samhsa.org](http://www.samhsa.org)

### MassResource.org

A statewide website with information about the types of assistance available to Massachusetts residents in need of services.

### Bread of Life Food Pantry

781.397.0404



**CITY OF  
EVERETT  
HEALTH DEPARTMENT**



## CITY CONTACT INFORMATION

### Mayor's Office

484 Broadway  
617.394.2270

### Police Department

45 Elm Street  
617.389.2120

### Health Department

484 Broadway, Room 20  
617.394.2255

### Fire Department

384 Broadway  
617.394.2348

### Chris Simonelli - ERC

### Substance Abuse Coordinator

484 Broadway, Room 20

Office: 617.944.0215 Cell: 617.579.6421

## FAMILY RESOURCES

### Al-Anon and Alateen Family Group

[www.ma-al-anon-alateen.org](http://www.ma-al-anon-alateen.org)

### Families Anonymous

[www.Families Anonymous.org](http://www.Families Anonymous.org)

### Learn 2 Cope

[www.learn2cope.org](http://www.learn2cope.org)

### Parents Helping Parents

[www.parentshelpingparents.org](http://www.parentshelpingparents.org)

### GRASP - (Grief Recovery After a Substance Passing)

[www.grasphelp.org](http://www.grasphelp.org)

## WHO WE ARE

The **E**verett **R**ecovery **C**onnection builds recovery capital in individuals, families and communities.

484 Broadway, Room 20

Office: 617.944.0215

Cell: 617.579.6421

**MAYOR CARLO DEMARIA**



## OUR MISSION

The **E**verett **R**ecovery **C**onnection will provide leadership, advocacy and training along with connecting the community to addiction and recovery support services that lead to long-term sustainable recovery.

## OUR GOALS

- Provide the community with resources for relapse-prevention.
- Contribute to social and community development through service projects that increase collaboration between the City and community members in recovery.
- Empower the community to use education for relapse-prevention by improving self-confidence, decision-making skills, and interpersonal relationships.
- Work with families to reestablish open communication and give them the tools needed to help their loved ones.



## CONNECT TO RECOVERY SUPPORT

Whether you are seeking support for yourself, a family member or a friend, we have the resources to help you take the next step towards recovery. Our team has personal experience with substance use disorders and recovery, and we're here to help.



## LEARN ABOUT RECOVERY

Substance use disorders and recovery are often misunderstood, stigmatized, or misrepresented. Check out our educational resources and programs to learn about the many faces of recovery and its multiple pathways.

***There is no wrong door to recovery!***

**E**verett **R**ecovery **C**onnection envisions a world where recovery from addiction to alcohol and other drugs is understood, promoted, embraced, and celebrated.

## SIGNS OF SUBSTANCE ABUSE

### WHAT TO LOOK FOR

- Changes in attendance or performance
- Loss of coordination, flushed skin, dilated pupils, weight loss
- Changes in personal appearance
- Mood swings or changes in attitude or behavior
- Agitation and irritability
- Withdrawal from responsibilities
- Changes in relationships with friends and family
- Association with drug-using peers
- Increased or decreased appetite or need for sleep.
- Defensive attitude concerning drugs
- Altered mental state, appearing "high," disoriented, or showing poor judgment
- Borrowing or stealing prescription medications from others

### WHAT YOU CAN DO

- If you suspect someone you know is abusing drugs, pick a time to talk when everyone is calm.
- Monitor your loved ones activities closely and get to know his/her friends.
- Properly discard old medications
- Keep alcohol and medications locked up.