

CITY OF NORTH ADAMS, MASSACHUSETTS  
Office of the City Clerk

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**Meeting of the North Adams City Council**  
**Tuesday, March 22, 2022**  
**7:30 PM**

I hereby notify that at twelve noon today, March 16, 2022, the following items of business have been filed with this office and will be acted upon at the Regular Meeting of the City Council in the City Council Chambers at City Hall, Tuesday evening March 22, 2022 at seven-thirty o'clock according to Section 8, Rules and Orders of the City Council.

This meeting can be viewed live on the Northern Berkshire Community Television station and will be posted to their website as soon as possible.

Marcus J. Lyon  
City Clerk

**AGENDA**

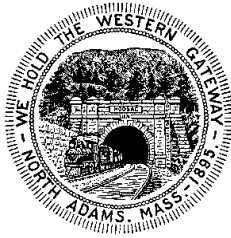
**REGULAR MEETING OF THE CITY COUNCIL**  
**March 22, 2022**

Roll Call  
Moment of Silent Remembrance  
Pledge of Allegiance  
Approval of the Minutes of March 8, 2022  
Hearing of Visitors on Agenda

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|----------|--|
| 11,790   | An ordinance to amend Section 10, entitled "Special Regulation" of Chapter Z of the Revised Ordinances of the City of North Adams regarding short term rentals.                      |
| 11,790-4 | An Ordinance amending FY2022 Classification and Compensation Plan, Chapter 2, Section 2-28(a) of the Revised Ordinances of the City of North Adams, Schedule B, Part IV- Fire Scale. |

- 11,985      Communication submitted by former Councilor Lamb to investigate opportunities to help slow traffic speeds and improve pedestrian safety on Eagle Street.
- 12,082      Communication submitted by Councilor Bona requesting time for Mary Scanlon to speak about the Fair Share Amendment.
- 12,098      A petition from National Grid to hold a Public Hearing on April 12, 2022 for a pole location on Pattison Road.
- 12,099      Communication submitted by Councilor Oleskiewicz requesting time for Mr. Cardamino to speak about the approval of spending for the Fire Department to acquire a new Chief's vehicle.
- 12,100      Mayor's communication #45 requesting time to present a proclamation in support of Autism Month.
- 12,101      Mayor's communication #46 requesting time to recognize Women's History Month.
- 12,102      Mayor's communication #47 requesting time to present a proclamation in support of Transgender Visibility Day.
- 12,103      Mayor's communication #48 recommending the appointment of Gregory Betti to the Board of Assessors for a term to expire December 31, 2024.
- 12,104      Mayor's communication #49 recommending the appointment of Patricia Wol to the Board of Assessors for a term to expire December 31, 2024.

Open Forum  
Mayor's Updates  
Committee Reports and Minutes  
Liaison Updates and Councilor Updates  
Correspondence  
Adjournment



CITY OF NORTH ADAMS, MASSACHUSETTS  
Office of the City Clerk

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**Meeting of the North Adams City Council  
Tuesday, March 8, 2022  
7:30 PM**

**MINUTES**

A meeting of the North Adams City Council was held at 7:30 p.m. in Council chambers.

**COUNCILORS PRESENT:** Councilors Barbeau, Blackmer, Bona, Harpin, Obasohan, Oleskiewicz, Sapienza, Shade (remotely), and Wilkinson; a quorum was present.

A moment of silence was observed in honor of John Teiegens who owned JT Bus Lines which served the public schools for 55 years, and Elizabeth Scarapetto who was a teacher's aide. Following the Pledge of Allegiance, the President spoke about the Council with hopes that the Council will return to civil discourse. The President then called for approval of the minutes for the meetings of February 16, 2022 and February 22, 2022. On the motion of Councilor Harpin, seconded by Councilor Oleskiewicz, the minutes were approved.

The President called for the hearing of visitors.

Robert Cardamino, 173 East Quincy Street, spoke about Paper 11,790-4. Mr. Cardamino inquired how residents will know which firefighters hold which grades. Additionally, he inquired about the possibility of firefighters receiving 3 increases annually.

11,986            Communication from Councilor Lamb to request a joint review of the concept of artistic crosswalk installations by the Traffic Commission and Public Arts Commission.

The President asked for an update from the Traffic Commission and Public Arts Commission

Councilor Sapienza mentioned that there was no update from the Public Arts Commission. Councilor Harpin mentioned that there was no update from the Traffic Commission.

On the motion of Councilor Sapienza, seconded by Councilor Harpin, it was VOTED by unanimous yeas to postpone to the meeting of April 12, 2022.

12,051            Communication from Councilor Shade requesting City Ordinance Chapter 14, Section 14.2 Curfew be repealed.

The President asked for an update from Public Safety.

Councilor Sapienza mentioned that he plans on adding this to the next agenda, tentatively scheduled for Wednesday, March 16, 2022.

Councilor Bona inquired if a report was already given.

Councilor Sapienza mentioned that this was previously discussed and there was no conclusion.

Councilor Bona also inquired about whether or not a solicitor's opinion was requested.

Councilor Sapienza mentioned that is correct, it has not been done yet, and it is with the Mayor's office.

President Blackmer asked Councilor Shade if she wished to add any comment.

Councilor Shade had no comment at this time.

On the motion of Councilor Sapienza, seconded by Councilor Harpin, it was VOTED by unanimous yea vote to postpone to the meeting of April 12, 2022.

12,082            Communication submitted by Councilor Bona requesting time for Mary Scanlon to speak about the Fair Share Amendment.

On the motion of Councilor Bona, seconded by Councilor Oleskiewicz, it was VOTED by unanimous yea vote to postpone to the meeting of March 22, 2022.

11,790-4        Mayor's communication #43 presenting an Ordinance amending the FY22 Classification and Compensation Plan, Part IV- Fire Scale.

The President filed the communication without objection.

Mayor Macksey mentioned that the contract has been settled with the fire union for a 1.5% increase for FY2022, 1.5% for FY2023, and 2% FY2024.

11,790-4        An Ordinance amending FY2022 Classification and Compensation Plan, Chapter 2, Section 2-28(a) of the Revised Ordinances of the City of North Adams, Schedule B, Part IV- Fire Scale.

On the motion of Councilor Oleskiewicz, seconded by Councilor Wilkinson, it was VOTED by unanimous yea vote to pass to a second reading and publish as required by law.

12,095            Communication submitted by President Blackmer to discuss a committee resignation and appointment to said committee.

The President filed the communication without objection.

The President mentioned that Councilor Barbeau has resigned from the Public Services Committee. The President appointed Councilor Wilkinson to the open seat.

The President also mentioned that Councilor Oleskiewicz reached out to Councilor Barbeau asking her to rescind her resignation, to no avail. The President continued to say that most of the work before this Council is done on the sub-committees and we must keep up on the work on our committees. The President thanked Councilor Wilkinson for his willingness to fill the open seat.

12,096            Communication submitted my President Blackmer to appoint additional liaison assignments.

The President filed the communication without objection.

The President made the following appointments:

- MCLA- Councilor Harpin
- 1Berkshire- Councilor Obasohan
- North Adams Chamber of Commerce- Councilor Sapienza
- Northern Berkshire Community Coalition- Councilor Oleskiewicz
- Northern Berkshire Regional Emergency Planning Committee- Councilor Blackmer
- North Adams Board of Health- Councilor Wilkinson

12,097            Mayor's communication #44 reappointing Sara Russell-Scholl to the Library Board of Trustees for a term to expire January 2, 2025.

On the motion of Councilor Oleskiewicz, seconded by Councilor Harpin, it was VOTED by unanimous yea vote to approve the appointment.

The President called for Open Forum.

Robert Smith, 162 North Street, noted that citizens of North Adams are entitled to accurate information presented on the Councilor floor. He mentioned that the citizens need to know whether information is factual or made up.

Robert Cardamino, 173 East Quincy Street, suggested that in addition the intersection by Walmart, the intersection of Union Street and Beaver Street be reviewed for safety.

Keith O'Kelly, inquired about Houghton Street and what the city plans to do regarding the road.

The President called for Mayor's Updates.

Mayor Macksey mentioned that on March 9, 2022, the second Mohawk Theatre Focus Group session will be held.

Additionally, the Board of Health will be meeting March 9, 2022 regarding masking.

The School Committee will be meeting Thursday, March 10, 2022 to discuss masking.

Mayor Macksey asked if any Councilor have any questions for her.

Councilor Harpin mentioned that a resident reached out regarding the intersection of Union Street and Beaver Street. She also mentioned it does not seem like the light works.

Mayor Macksey mentioned that this concern will be looked at.

Councilor Bona asked about pothole patching.

Mayor Macksey that the team is doing the best that they can with pothole patching. Anyone who has any potholes in particular that seem to be growing, please let the city know.

Mayor Macksey also mentioned that the City has applied for a safety grant in the amount of roughly \$35,000. It has not been awarded as of yet.

The President called for Committee Reports and Minutes.

Hearing None.

The President called for Liaison Updates and Councilor Concerns.

President Blackmer mentioned that the MMA Councilors association dinner. The dinner is in Waltham, MA. There will be a speaking discussing polling. Any interested Councilors are still able to register.

Seeing no correspondence, on the motion of Councilor Sapienza, seconded by Councilor Oleskiewicz, it was VOTED to adjourn at 7:58 pm.

A True Record

Attest,

\Marcus J. Lyon  
City Clerk



CITY OF NORTH ADAMS, MASSACHUSETTS

Planning Board

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March 15, 2022

Honorable Lisa Hall Blackmer  
North Adams City Council  
10 Main Street  
North Adams, MA 01247

Re:     • Amendments to Section 10, entitled "Special Regulations", of Chapter Z of the Revised Ordinances of the City of North Adams regarding short term rentals.

          • Adoption of Section 10, entitled "Special Regulations", of Chapter Z of the Revised Ordinances of the City of North Adams regarding short term rentals.

Dear President Blackmer,

Please be advised that the North Adams Planning Board, at its regular meeting held on March 14, 2022, voted to recommend that the North Adams City Council adopt the above referenced Section 10, entitled "Special Regulations", of Chapter Z of the Revised Ordinances of the City of North Adams regarding short term rentals and amendments thereto. The amendments are as follows:

1. Remove Phrase "professional management company" and replace with "local representative within 25-mile radius".  
  
8 yeas, 0 nays, 1 abs
2. Remove all language pertaining to professionally managed entities  
  
5 yeas, 3 nays, 1 abs
3. To include annual inspections  
  
6 yeas, 2 nays, 1 abs
4. Vote to recommend the adoption of the ordinance as amended  
  
6 yeas, 0 nays, 1 abs, motion carries.

Please note: Brian Miksic recused himself from all discussion related to Short Term Rentals. In addition, Brian Miksic abstained from all votes related to Short Term Rentals.

Sincerely,

Brian Miksic, Chair  
North Adams Planning Board



*The City of*  
*North Adams, Massachusetts*

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**DEPARTMENT OF PUBLIC SERVICES**

March 15, 2022

RE: National Grid "Petition for Joint or Identical Pole Locations"

To North Adams City Council,

I have reviewed the "Petition for Joint or Identical Pole Locations" from National Grid, and inspected the site on Pattison Road, as described in the petition. I recommend National Grid proceeds with the project as described in the petition 30511300 to the City Clerk dated 1/28/22.

Any questions please feel free to call my office a 413-662-3000 X3047

Sincerely,

Tim Lescarbeau  
Commissioner of Public Services





March 3, 2022

The City Council of North Adams, Massachusetts

To Whom It May Concern:

Enclosed please find a petition of NATIONAL GRID and VERIZON, covering joint NATIONAL GRID-VERIZON pole location(s)

If you have any questions regarding this permit, please contact:

Mike Tatro 413-582-7421

Please notify National Grid's Lisa Ayres of the hearing date / time.

If this petition meets with your approval, please return an executed copy to each of the above-named Companies.

National Grid: Lisa Ayres; 1101 Turnpike Street; North Andover, MA 01845  
978-725-1418

*Lisa.Ayres@nationalgrid.com*

Very truly yours,

*Jim Kehrer/lla*

Jim Kehrer  
Supervisor, Distribution Design

Enclosures

Questions contact - Michael Tatro 413-582-7421  
**PETITION FOR JOINT OR IDENTICAL POLE LOCATIONS**

North Andover, Massachusetts

To the City Council  
Of North Adams, Massachusetts

Massachusetts Electric Company d/b/a NATIONAL GRID and Verizon New England, Inc requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Pattison Rd. - National Grid to install (1) JO pole 95-1 and anchor on Pattison Rd. beginning at a point approximately 20 feet north of the centerline of the intersection of Pattison Rd. and Pole 95 (side of road) and continuing approximately 20 feet in a north direction.

Location approximately as shown on plan attached.

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked – Pattison Rd. - North Adams, Massachusetts.

**30511300**

Also, for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

Massachusetts Electric Company d/b/a  
NATIONAL GRID *Jim Kehrer/lla*

BY \_\_\_\_\_  
Engineering Department

VERIZON NEW ENGLAND, INC.

BY *Albert E. Bessette*  
Manager / Right of Way

Dated: January 28, 2022

N. Adams

Questions contact – Michael Tatro 413-582-7421

## **ORDER FOR JOINT OR IDENTICAL POLE LOCATIONS**

To the City Council - North Adams, Massachusetts

Notice having been given and public hearing held, as provided by law,  
**IT IS HEREBY ORDERED:**  
that Massachusetts Electric Company d/b/a NATIONAL GRID and VERIZON NEW ENGLAND INC. (formerly known as NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY) be and they are hereby granted joint or identical locations for and permission to erect and maintain poles and wires to be placed thereon, together with such sustaining and protecting fixtures as said Companies may deem necessary, in the public way or ways hereinafter referred to, as requested in petition of said Companies dated the 28th day of January 2022.

All construction under this order shall be in accordance with the following conditions:  
Poles shall be of sound timber, and reasonable straight, and shall be set substantially at the points indicated upon the plan marked – Pattison Rd. - North Adams, Massachusetts.

**30511300** Filed with this order:

There may be attached to said poles by Massachusetts Electric Company d/b/a NATIONAL GRID and Verizon New England Inc. such wires, cables, and fixtures as needed in their business and all of said wires and cables shall be placed at a height of not less than twenty (20) feet from the ground.

The following are the public ways or part of ways along which the poles above referred to may be erected, and the number of poles which may be erected thereon under this order:

Pattison Rd. - National Grid to install (1) JO pole 95-1 and anchor on Pattison Rd. beginning at a point approximately 20 feet north of the centerline of the intersection of Pattison Rd. and Pole 95 (side of road) and continuing approximately 20 feet in a north direction.

Also, for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

I hereby certify that the foregoing order was adopted at a meeting of the  
Of the City/Town of \_\_\_\_\_, Massachusetts held on the \_\_\_\_\_ day of \_\_\_\_\_ 20 .

Massachusetts

City/Town Clerk.  
20 .

Received and entered in the records of location orders of the City/Town of  
Book \_\_\_\_\_ Page \_\_\_\_\_

Attest:  
\_\_\_\_\_  
City/Town Clerk

I hereby certify that on \_\_\_\_\_ 20\_\_\_\_, at \_\_\_\_\_ o'clock, M  
At \_\_\_\_\_ a public hearing was held on the petition of  
Massachusetts Electric Company d/b/a NATIONAL GRID and VERIZON NEW ENGLAND,  
INC. for permission to erect the poles, wires, and fixtures described in the order herewith recorded,  
and that we mailed at least seven days before said hearing a written notice of the time and place of  
said hearing to each of the owners of real estate (as determined by the last preceding assessment  
for taxation) along the ways or parts of ways upon which the Company is permitted to erect  
Poles, wires, and fixtures under said order. And that thereupon said order was duly adopted.

\_\_\_\_\_  
City/Town Clerk.

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Board or Council of Town or City, Massachusetts

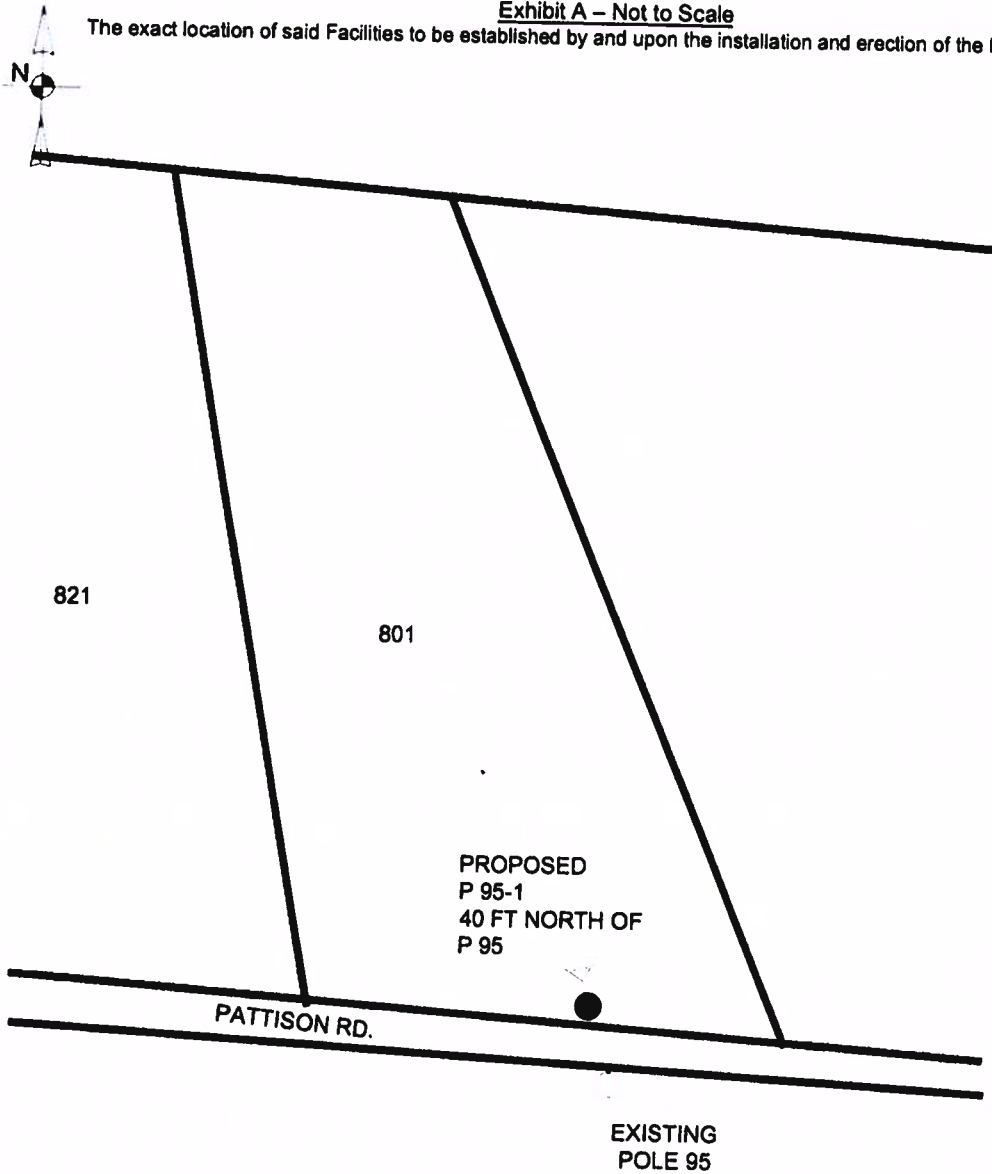
#### CERTIFICATE

I hereby certify that the foregoing is a true copy of the location order and certificate of  
hearing with notice adopted by the \_\_\_\_\_ of the City of  
Massachusetts, on the \_\_\_\_\_ day of 20\_\_\_\_ and recorded with the records of location orders  
of the said City, Book \_\_\_\_\_, and Page \_\_\_\_\_. This certified copy is made under the  
provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:  
\_\_\_\_\_  
City/Town Clerk

**Exhibit A – Not to Scale**

The exact location of said Facilities to be established by and upon the installation and erection of the Facilities thereof.



**JOINT OWNED POLE PETITION**

Proposed NGRID Pole Locations

Existing NGRID Pole Locations

Proposed J.O. Pole Locations

Existing J.O. Pole Locations

Existing Telephone Co. Pole Locations

Proposed JO Anchor

Existing JO Anchor

DISTANCES ARE APPROXIMATE

**nationalgrid**  
And  
**Verizon New England, Inc.**

Date: 1/24/2022

Plan Number: WR# 30511300

To Accompany Petition Dated:

To The: TOWN Of NORTH ADAMS

For Proposed: JO Pole: P 95-1 Location: SIDE OF ROAD

Date Of Original Grant:



Pete J. Oleskiewicz  
North Adams City Councilor

March 15, 2022

Dear Honorable City Councilors,

I am requesting time for Mr. Cardamino to speak about the approval of spending for the Fire Department to acquire a new Chief's vehicle.

Respectfully submitted,

Councilor Oleskiewicz



CITY OF NORTH ADAMS, MASSACHUSETTS

Office of the Mayor  
Jennifer A. Macksey

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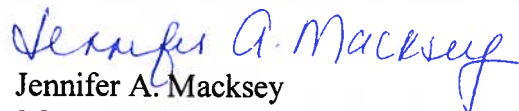
Communication #	Subject	Date
45	Proclamation in support of Autism Month	March 22, 2022

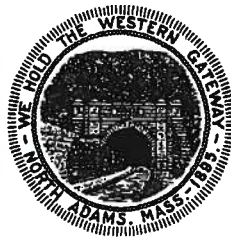
Honorable Members of the City Council  
North Adams, Massachusetts

Dear Honorable Councilors:

I request time on the March 22, 2022, City Council meeting agenda to present a proclamation in support of Autism Month.

Respectfully submitted,

  
Jennifer A. Macksey  
Mayor



CITY OF NORTH ADAMS, MASSACHUSETTS

Office of the Mayor  
**Jennifer A. Macksey**

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Communication #	Subject	Date
46	Recognition of Women's History Month	March 22, 2022

Honorable Members of the City Council  
North Adams, Massachusetts

Dear Honorable Councilors:

I request time on the March 22, 2022, City Council meeting agenda to recognize Women's History Month.

Respectfully submitted,

Jennifer A. Macksey  
Mayor





CITY OF NORTH ADAMS, MASSACHUSETTS

Office of the Mayor  
Jennifer A. Macksey

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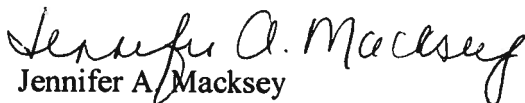
Communication #	Subject	Date
47	Proclamation in support of Transgender Visibility Day	March 22, 2022

Honorable Members of the City Council  
North Adams, Massachusetts

Dear Honorable Councilors:

I request time on the March 22, 2022, City Council meeting agenda to present a proclamation in support of Transgender Visibility day.

Respectfully submitted,

  
Jennifer A. Macksey  
Mayor



CITY OF NORTH ADAMS, MASSACHUSETTS

Office of the Mayor  
Jennifer A. Macksey

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Communication #	Subject	Date
48	Appointment to the Board of Assessors	March 22, 2022

Honorable Members of the City Council  
North Adams, Massachusetts


Dear Honorable Councilors:

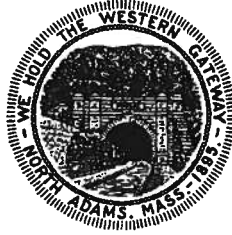
I am pleased to recommend the appointment of Gregory Betti to serve as a member of the Board of Assessors for a term to expire December 31, 2024.

**This is presented for City Council confirmation only.**

I request Council confirmation of this appointment recommendation.

Respectfully submitted,

  
Jennifer A. Macksey  
Mayor



CITY OF NORTH ADAMS, MASSACHUSETTS

Office of the Mayor  
**Jennifer A. Macksey**

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Communication #	Subject	Date
49	Appointment to the Board of Assessors	March 22, 2022

Honorable Members of the City Council  
North Adams, Massachusetts

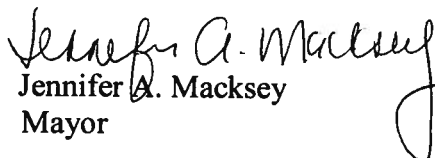
Dear Honorable Councilors:

I am pleased to recommend the appointment of Patricia Wol to serve as a member of the Board of Assessors for a term to expire December 31, 2024.

**This is presented for City Council confirmation only.**

I request Council confirmation of this appointment recommendation.

Respectfully submitted,

  
Jennifer A. Macksey  
Mayor