

AGENDA OF CITY COUNCIL
59 COURT STREET
MUNICIPAL BUILDING
CITY COUNCIL CHAMBERS
WESTFIELD, MASSACHUSETTS
MAY 19, 2016

6:30 PM

Mayor briefing to Full Council of items on current agenda under
"Communications from the Mayor"

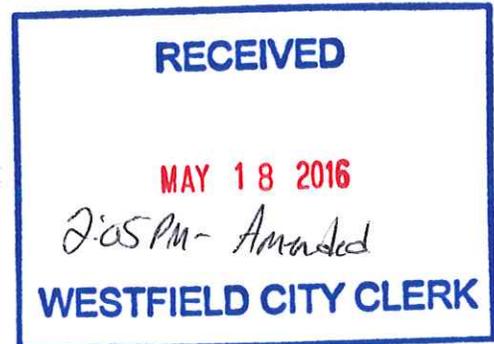
7:00 PM

Roll Call

Pledge of Allegiance

Reading of record of meeting of May 5, 2016

Public Participation



Communications from the Mayor

- A. Requesting immediate consideration on the acceptance of a Grant in the amount of \$16,000.00 from the MassDOT Aeronautics Division (BAFSECEQP) to the Airport Department for security gate upgrades.
- B. Appropriation of \$2,066,045.67 from the Fire Department Designated Account #2100-340000 to Capital Projects account #21002310-58900-2669 for the Little River Road Sub Station Renovation and Addition Project.
- C. Appropriation of \$88,521.86 from Department of Public Works Wastewater Division Undesignated Funds account #6700-359000 to Public Works Wastewater Division, Purchase of Services #67004400-520000.
- D. Transfer of \$2,078.50 from Department of Public Works Wastewater Division from Purchase of Services FY16 account #67004400-520000 to Purchase of Services FY15 account #67004400-520000. (This transfer is contingent upon appropriation of \$88,521.86 from Undesignated Funds account.)
- E. Transfer of \$1,840.00 within the Department of Public Works, Water Division from Full Time Hourly FY16 account #68004500-520000 to Unemployment Insurance FY15 account #68004500-519300.
- F. Transfer of \$310.75 within the Department of Public Works, Water Division from Purchase of Services FY16 account #68004500-520000 to Purchase of Services FY15 account #68004500-520000.
- G. Requesting Council approval as of May 20, 2016 to allow the transfer of money between departments and within departments and also between personal services and expenses for the purpose of expediting transfers and

- eliminating the need to carryover payments into FY17.
- H. Requesting an ordinance change to ban smoking anywhere on Senior Center premises for the Westfield Council on Aging.
 - I. Submitting the reappointment of Cynthia Lee Anderson, 70 Court Street, Suite 1B as a member of the Council on Aging for a term to expire the first Monday of February, 2019.

Reports of City Officers

- A. Conservation Coordinator Karen Leigh submitting the Conservation Commission's vote to pass on accepting the Anthony Botticello Revocable Trust for property at Summit Lock/Medeiros Way & Root Road.
- B. City Solicitor Sue Phillips submitting a response relative to snow removal on Western Avenue multi-use trail so-called.

Petitions, Remonstrances and Other Papers

- A. Invitation from the Hampton Ponds Association Inc requesting Council participation in the Annual Fourth of July Parade (60 Years) on Monday, July 4th, 2016 at the Hampton Ponds Plaza, 1029 North Road for line up at 9:00 AM and step off at 10:00 AM.
- B. PUBLIC HEARING on an application submitted by Michael Ventrice of MLV Inc d/b/a GC's United Transmission & Auto Repair/Michael's Towing, 248 Elm Street submitting an application for a Taxi License for two (2) vehicles
- C. Book Club Bookstore LLC, 2 Main Street submitting an application for a Junk Collector and Junk Dealer's License, Jessica Martin, 72 Belmont Avenue, Enfield, CT, owner (A Public Hearing is required).
- D. Hangar of Westfield Inc Enterprise, 29 School Street submitting an application pursuant to Zoning Ordinance Section 3-100.3 (4) for a Special Permit for Indoor Place of Amusement for 50 to 100 coin-operated amusements (A Public Hearing is required).

Reports of Committees

- A. Finance Committee;
 - 1. 2/18/16 - Appropriation of \$289,300.00 from Free Cash to the Westfield Redevelopment Authority, Intergovernmental account #11890000-560000.
3/3/16 REMAIN IN COMMITTEE 3/17/16 REMAIN IN COMMITTEE
4/7/16 REMAIN IN COMMITTEE 4/28/16 REMAIN IN COMMITTEE
 - 2. 4/7/16 - Transfer of \$18,179.00 within the Engineering Department from FY16 Sewerage and Wastewater Treatment-Infiltration & Inflow account #67004400-580841 to FY15 Sewerage and Wastewater Treatment-Infiltration & Inflow account #67004400-580841 4/28/16 REMAIN IN COMMITTEE

3. 4/28/16 - Appropriation of \$2,200.00 from Reserve for Unforeseen account #19500000-570900 to the Parks and Recreation Department, Temporary Hourly account #16300000-512100.
 4. Appropriation of \$5,247.85 from Reserve for Unforeseen account #19500000-570900 to Sanitary Landfill, Purchase of Services account #14390000-520000 FY15 for a prior year.
 5. Appropriation \$6,000.00 from the Community Preservation Undesignated FY16 account #24101770-580000 to the CPA Stowe House Historic account #24101770-580200-5116 for the preservation and restoration of the Stowe House (37 Broad Street) distinct chimneys.
 6. Appropriation of \$2,000.00 from Community Preservation Open Space account #2410-340100 to the CPA Hayden CR Open Space account #24101770-580100-5012 to protect 100 acres of land for the Elise Hayden Property.
 7. Appropriation of \$163,000.00 as follows:
 - a. \$154,000.00 from Community Preservation Undesignated account #2410-340000
 - b. \$9,000.00 from Community Preservation Historic account #2410-340200 to the CPA Old Town Hall Historic account #24101770-580200-5117 for restoration, rehabilitation and preservation of the 1838 Old Town Hall Building on 20 Broad Street.
 8. Transfer of \$106,443.00 within the Police Department from Full Time Hourly account #12100000-511100 to Police Department Vehicle account #12100000-585001.
 9. 4/28/16 - request from Airport Manager Brian Barnes to address the Finance Committee and ultimately the City Council to present an overview of the financial status and regulatory requirements that drive the Airport Budget
 10. 5/5/16 - Transfer of \$6,570.80 within the Department of Public Works, Wastewater Division from the Temporary Interest account #67004400-592500 to the Overtime account #67004400-513000.
 11. Transfer of \$5,000.00 from the Community Development Department, Full Time Salary account #11820000-511000 to Mayor's Department, Full Time Salary account #11210000-511000 to fund the Community Outreach Coordinator position for the remainder of FY16.
- B. Personnel Action Committee:
1. appointment of Cheryl Crowe, 40 New Broadway Street (Ward 6) from alternate member of the Planning Board to full time member of the Planning Board for a term to expire the first Monday of February, 2017 replacing the vacancy of William Onyski.
 2. reappointment of Richard Emmings, 3 West School Street as a member of the Public Safety Communications Commission for a term to expire the first Monday of June, 2018.

- C. Public Health and Safety Committee:
 - 1. Discussion relative to the Plastic Bag Ban per presentation 5/5/16
 - 2. Discussion relative to developing a Complete Streets Policy/Network per the Bicycle and Pedestrian Planning Advisory Committee Report (2/18/16)
- D. Ad Hoc Charter and Rules:
 - 1. Review and history of the Ad Hoc Charter and Rules Committee
 - 2. Extension of Mayor's Term
 - 3. Terms of Department Heads
 - 4. Posting of City Budget
 - 5. Mayor's Salary
 - 6. Summary of Attorney Martin's questionnaire
 - 7. Review of City Charter
 - 8. Terms and City Council extended
 - 9. Changes to Council Rules 25, 29, 33, 36, 37 and 38

Unfinished Business

- A. Second Reading and Final Passage of the following:
 - 1. An Order entitled "A BOND ORDER AMENDING BOND ORDER NO. 2669"
 - 2. An Order entitled "AN ORDER OF TAKING OF REAL ESTATE IN GRANVILLE FOR PUBLIC WATER SUPPLY BY RIGHT OF EMINENT DOMAIN" (Olsen property)
 - 3. An Order entitled "AN ORDER APPROPRIATING THE SUM OF \$440,000 FOR THE PURPOSE OF TAKING LAND BY EMINENT DOMAIN FOR WATER SUPPLY PROTECTION PURPOSES" (Olsen Property)
 - 4. An Ordinance adding a new CHAPTER 17 A RE: regulations and noncriminal infractions for Boats and Other Recreational Vehicles
 - 5. An Ordinance amending Chapter 16 Article IV, Trees
 - 6. An Ordinance amending Chapter 17-119 to allow one hour parking on the northerly side of School Street to a point approximately 106 feet from Washington Street
 - 7. An Ordinance amending Chapter 17-115, parking prohibited on the westerly side of Coleman Avenue from East Silver to a point 220 feet south
 - 8. An Ordinance amending Chapter 17-115 delete parking prohibited on Woodmont Street
 - 9. An Ordinance amending Chapter 17-116 delete parking prohibited on Dartmouth Street
 - 10. An Ordinance amending Chapter 17-121.1, delete 20 minute parking on Dartmouth Street)

Motions, Orders or Resolutions

- A. Motion of Councilor Figy relative to an amendment to the Cable Commission membership.
- B. Motion of Councilor O'Connell relative to supporting a Resolution relative to Purple Heart Trail.
- C. Motion of Councilors Flaherty and Paul requesting that city council hold a public hearing on the annual budget as submitted by the mayor, at which all interested persons shall be given an opportunity to be heard for or against the proposed expenditures or any item thereof as allowed under MGL Chapter 44 Section 32.
- D. Motion of Councilor Flaherty requesting that the budget documents for each department individually (with summary page columns for: 2015 Actual, 2016 Orig Bud, 2016 Revised, 2017 Dept Request, and 2017 Mayoral Submission), detailed school department budget, and the mayor's recap sheet detailing the proposed sources of revenue, be posted on the City website in PDF (in text mode - not scanned) and Excel formats (where available), with a prominent link to this budget page from the home page, prior to any public Finance Committee meetings regarding the budget.
- E. Motion of Councilor Flaherty requesting legal opinion from Law Department by June 2nd's City Council meeting explaining Section 38 regarding transfers of funds or other measures involving the "appropriation" or "expenditures" of money in an amount that exceeds \$2,000. Rule 38 States: "In case any order, resolution or vote involves the borrowing, appropriation or expenditure of money in an amount that may exceed \$2,000.00, or the laying of a special tax assessment, or the granting to a person or corporation of any right in, over or under any street or other public ground of the city, the affirmative vote of the majority of all the members of the council shall be necessary for its passage. Every such order, resolution or vote shall be read twice, with an interval of at least ten days between the two readings, before being finally passed, and the vote on the final passage shall be by roll call; provided, however, that upon and after the written recommendation of the mayor, the city council may pass such order, resolution or vote upon the same day by a roll-call vote, with two-thirds of the members of the entire council voting in the affirmative." It seems we have not consistently followed this rule (2 readings with 10 days between) when transferring (re-appropriating money) or appropriating money.
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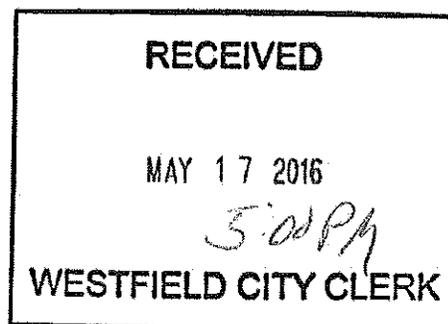
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