

AGENDA OF CITY COUNCIL
59 COURT STREET
MUNICIPAL BUILDING
CITY COUNCIL CHAMBERS
WESTFIELD, MASSACHUSETTS
MAY 17, 2018
7:00 PM



Roll Call

Pledge of Allegiance

Reading of record of meeting of May 3, 2018

Public Participation

Communications from the Mayor

- A. Requesting immediate consideration and approval of a transfer of funds from the Health Insurance Benefits Account (19140000-519400) to the OPEB Designated Fund Balance Account (8306-340000) in the amount of \$629,196.34. I am requesting this transfer due to the Premium Holiday declared for the month of May per the PEC Agreement dated May 5, 2016. Pursuant to Section 38 of the Council Rules, I request that this matter be acted upon the same day it is introduced.
- B. Requesting immediate consideration and approval of a state Grant in the amount of \$32,000.00 for the Airport Department from the MassDOT/ Aeronautics Division under the Airport Safety and Maintenance Program (ASMP).
- C. Appropriation in the amount of \$77,625.00 from Community Preservation Housing-Reserve Balance account (2410-340000) to the CPA Down Payment Assistant Program-Community Housing account number (24101770-580300-5206).
- D. Appropriation in the amount of \$85,000.00 from the Community Preservation Committee accounts listed below to the CPA Stanley Park Colonial Village-Historic account number (24101770-580200-5152).

From: <u>Account Name</u>	<u>Account Number</u>	<u>Amount</u>
Comm. Preservation Undesignated (FY 18)	24101770-580000	\$35,000.0
Comm. Preservation Historic (FY18)	24101770-580200	\$50,000.00

- E. A request and approval of a Bond Order in the amount of \$13,000,00.00 to be used for the filtration and improvements to wells 1 and 2, completion of filtration and improvements to wells 7 and 8, connection to Springfield water system and replacement of the water tank on East Mountain Road.
- F. A request and acceptance of a Grant awarded to the City of Westfield's

Department of Public Works Wastewater Division in the amount of \$39,424.00.

- G. A request for your approval, effective Immediately to allow me to transfer 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 FY2019.
- H. A request for your approval, of the adoption of the attached relative to Retail sales of recreational marijuana.
- I. Submitting a Resolution of the of the City Council of the City of Westfield in support of The Commonwealth Site Readiness Development Program administered by Massachusetts Development Finance Agency which pertains to property on Turnpike Industrial Road, Westfield, Massachusetts.
- J. Submitting a G.L. Disclosure for Angela Burek, Assistant Kindergarten Teacher in the school department to also serve as Playground Directed as a seasonal position in the Parks and Recreation Department for the summer season.
- K. Submitting the appointment of Scott LaBombard of 626 Western Avenue to the Westfield Parks and Recreation Commission, At-Large Commission, for a term to expire on the First Monday of February 2020.
- L. Submitting the appointment of Richard E. Clark, Jr. of 456 Russellville Road, to the Traffic Commission for a term to expire the first Monday of February, 2020.

Reports of City Officers

- A. City Police Chief John Camerota submitting a request to City Council to do a Zone Change to increase current fine from \$25.00 to \$100.00. Chapter 1 section 1.9.1 non criminal penalties for inoperative and unregistered motor vehicles

Petitions, Remonstrances and Other Papers

- A. Westfield Planning Board submitting a petition for a zoning amendment at Article 4-90, 3-120.3(14) and 3-130.2(23) relative to revising the current medical marijuana zoning regulations to include recreational marijuana facilities (A Public Hearing is required).

Reports of Committees

A. Finance Committee:

1. Requesting approval to re-appropriate the balance of Bond Order 2455 for the creation of pickle ball courts.
2. Upon motion of Councilor Emmershy (Allie, and Surprise), that the water production costs be reviewed and make recommendations.
3. Appropriation of \$400,000.00 from the Department of Public Works (DPW) Stormwater Division Undesignated Fund account #6850-359000 to the DPW Stormwater Division, Construction account #68504550-589200.

B. Legislative and Ordinance Committee:

1. On 8-24-17, a motion by Councilors Bean and Dondley, to increase to local option for tax deferments in accordance with MGL Chapter 59, Section 5, Paragraph 41A(2) in order to phase in a higher qualifying gross income for

eligible residents 65 and older from \$20,000 to a more realistic income level.

2. On 2-1-18, a motion by Councilor Flaherty, to edit the code of ordinances Section 12.5©, to eliminate the automatic acceptance of a job description if the City Council does not act within 2 meetings.
 3. On 2-15-18, a motion by Councilor Morganelli on behalf of the Public Health and Safety Committee, to amend the city ordinance concerning open burning Chapter 7, Fire Prevention and Protection, Article 1, Section 7-1(Fire Pit).BB
 4. On 4-5-18, a resolution approving an intermunicipal agreement implementing a carbon credit consulting services agreement between the city of Westfield and the Town of West Springfield and the City of Holyoke.
 5. On 4-5-18, a resolution approving an intermunicipal agreement between the City of Westfield and the Town of Southwick allowing the Electrical Inspector for the City of Westfield to perform inspections for the Town of Southwick.
- C. License Committee:

Unfinished Business

- A. Second Reading and Final Passage of an Order transferring care, custody, management and control of a certain parcel of real estate in the City of Westfield, 1090 Southampton Road (Map 70R, parcel 19). (From the City Treasurer to be declared surplus and be disposed.)
- B. Second Reading and Final Passage of Orders relative to the Western Avenue Roadway Reconstruction-Central project:
 1. Order of Taking of easements of real estate for roadway, traffic and related improvements by right of eminent domain;
 2. Order appropriating the sum of \$22,440.00 dollars for the purpose of taking permanent and temporary (five year) easements by right of eminent domain for roadway, traffic and related improvements.
- C. TABLED: motion of Councilor Bean to send a resolution to the Mayor asking him to use the hotels and meals tax increase to offset the \$100.00 (average) water rate increase to all resident and commercial users
- D. TABLED: Resolution DEDICATING LOCAL OPTION MEALS TAX TO THE ROAD AND SIDEWALK REPAIR AND MAINTENANCE STABILIZATION FUND.
- E. TABLED: Resolution DEDICATING LOCAL OPTION OCCUPANCY TAX TO THE ROAD AND SIDEWALK REPAIR AND MAINTENANCE STABILIZATION FUND.

Motions, Orders or Resolutions

- A. Motion of Councilors Paul and Flaherty requesting the Mayor and/or Assessor to submit a summary by Ward of total residential and commercial property values, and resulting estimated tax revenues, to the City Council by June 7th.
- B. Motion of Councilors Paul and Flaherty requesting Mayor, Auditor, and/or Treasurer/Collector to submit estimated new Free Cash, based on current actual and reasonably anticipated FY revenues and expenses, to the City Council by June 7th.
- C. Motion of Councilors Paul and Flaherty requested the Mayor and Assessor to submit estimated New Growth, based upon best information available, to the City Council by June 7th.
- D. Motion of Councilor Allie to request schedule of flushing of fire hydrants in the last 2 years. Request that pressure be tested throughout the City. Refer to PH&S, Mayor, DPW
- E. Motion of Councilor Allie to audit Cross Street School project. Refer to Mayor, Finance, School Department, Legal and Auditing.
- F. Motion of Councilor Figy and Bean to write an ordinance or amend an ordinance regarding Litter within the city boundaries with a fine schedule to support it (abandoned shopping carts), refer to L&O and Legal.
- G. Motion by Councilors Allie, Beltrandi, Emmershly and Flaherty on ordinance regarding road repairs. Refer to L&O
- H. A MOTION of Councilor Morganelli, Figy, and Flaherty requesting the Mayor submit a quarterly update on the status of all open bonds equal to or greater than \$5,000,000. Refer to the Mayor.
- I. A MOTION of Councilor Morganelli to review the city's trash pickup routes and to review the Twiss St. Transfer Station's fees and current and future revenue. Refer to Director Joe Rouse, Health Department and Dave Billips, Department of Public Works.
- J. A MOTION of councilors Morganelli, Emmershly, and Babinski to review and update the public on the safety of the city's drinking water supply. Refer to Public Health and Safety Committee and Director Dave Billips, Department of Public Works.