

MEETING OF CITY COUNCIL  
WESTFIELD, MASSACHUSETTS  
JULY 7, 2016

The 6:30 PM Mayor's briefing was cancelled.

In the absence of the President, the meeting was called to order by the City Clerk in the City Council Chamber, Municipal Building, 59 Court Street, Westfield, MA at 7:00 PM.

Upon motion of Councilor Harris, it was  
VOTED: That Councilor VanHeynigen be nominated as President Pro Tempore. With no other nominations being offered, nominations were closed.

Upon motion of Councilor Harris, it was  
VOTED: That Councilor VanHeynigen be elected as President Pro Tempore.

President Pro Tempore VanHeynigen assumed the Chair.

The City Clerk called the roll. Councilors Bean and Dondley were absent.

The Pledge of Allegiance to the Flag of the United States was led by the President.

That the record of the meeting of June 16, 2016 and the Special Meetings of June 27, 29 and 30, 2016 will be presented for acceptance for the August 18, 2016 meeting.

The President Pro Tempore asked if anyone, other than Channel 15, was taping the meeting, if so please state your name. No one was taping the meeting.

Under "Public Participation" the Councilors were addressed by Mr. Christopher Dryer, 48 Union Street #2. He encouraged the Council to use the burning ordinance correctly. He welcomed the idea of smoke your own grow your own. He requested that the City develop a grid style traffic pattern.

Upon motion of Councilor Figy, it was  
VOTED: That item A. under "Communications from the Mayor" be read by the Clerk and REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE.

The Clerk read from the Agenda:

- A. Submitting an Order of Taking by eminent domain for 0 Church Street for roadway, traffic and related improvements in connection with the Gas Light District and also an Order of appropriation in the amount of \$6,230.00 from the Waste Water Department Infiltration and Inflow account #67004400-580841 for the above taking.

Upon motion of Councilor Paul, it was  
VOTED: That items B., C., D., E. and F. under "Communications from the Mayor" be read by

the Clerk and REFERRED TO FINANCE COMMITTEE and LEGISLATIVE AND ORDINANCE COMMITTEE.

The Clerk read from the Agenda:

- B. Requesting Council approval of the recently signed International Brotherhood of Police Officers Local 359-Westfield Crossing Guards contract which became effective July 1, 2016 through June 30, 2019.
- C. Requesting Council approval of the recently signed Westfield Fire Department Supervisors Association contract which became effective July 1, 2016 through June 30, 2019.
- D. Requesting Council approval of the recently signed Westfield Police Officers Coalition contract which became effective July 1, 2016 through June 30, 2019.
- E. Requesting Council approval of the recently signed Americal Federation of State, County and Municipal Employees, AFL-CIO State Council 93, Local 1676, Foreman Unit contract which became effective July 1, 2016 through June 30, 2019.
- F. Requesting Council approval of the recently signed AFSCME, Council 93 Local 346 (AFSCME 35 Clerical Unit) contract which became effective July 1, 2016 through June 30, 2019.

Upon motion of Councilor Harris, it was

VOTED: That item G. under "Communications from the Mayor" be read by the Clerk and REFERRED TO PERSONNEL ACTION ORDINANCE COMMITTEE.

The Clerk read from the Agenda:

- G. Submitting the appointment of Susan Carmichael, 12 Alice Burke Way #509, as a member of the Westfield Housing Authority, for a term to expire the first Monday of June 2018, replacing Richard Meyer, deceased.

Upon motion of Councilor O'Connell, it was

VOTED: Under immediate consideration, that the request of City Clerk Karen Fanion to change the voting location of Ward 4A from Juniper Park Elementary School to the Second Congregational Church, 487 Western Avenue, contingent upon the approval of the Church Board (Church Board is meeting July 10<sup>th</sup>, 2016) be APPROVED. And it was further voted and approved that if approval is not granted by the Church Board, Ward 4A be moved to the Highland Elementary School, 34 Western Avenue.

Upon motion of Councilor Figy, it was

VOTED: That the positive recommendation from the Planning Board submitted by City Planner Jay Vinskey on the petition submitted by R. Levesque Associates for a Zoning Map amendment for 0 & 86 Medeiros Way from Business B to Industrial A for their client Jay Virgilio of A.J. Virgilio Construction Inc. 87 Summit Lock Road (Medeiros Way) be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE.

Upon motion of Councilor Figy, for the Legislative and Ordinance Committee, it was

VOTED: That That a Bond Order entitled "A BOND ORDER FOR THE EXPANSION AND

UPGRADE OF THE SANITARY SEWER SYSTEM" (\$3,000,000.00) be given first reading by title only.

The Order was given first reading by title and upon motion of Councilor Figy, it was VOTED: That the Order be PASSED TO SECOND READING.

The vote on the foregoing was as follows:

Steve Dondley	Absent
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Absent

Upon motion of Councilor Figy, for the Legislative and Ordinance Committee, it was VOTED: That an Ordinance entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF WESTFIELD, APPENDIX B-ZONING, ADOPTED SEPTEMBER 3, 1987" (Zone Change 0 and 86 Medeiros Way (Parcels 70R-17 & 26) from Business B to Industrial A) be given first reading by title only.

The Ordinance was given first reading by title and upon motion of Councilor Figy, it was

VOTED: That the Ordinance be PASSED TO SECOND READING.

Councilor Babinski was OPPOSED.

Prior to the vote, Councilor Babinski informed the Council that she would not support the zone change because the property is partially located in the Water Resource Protection district and also she is still waiting for the recommendation from Barnes Aquifer Protection Advisory Committee (BAPAC).

Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the 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 be REMOVED FROM COMMITTEE.

Prior to the vote, Councilor Harris informed the Council that Mr. Emmings is being considered for another committee.

At this point Councilor Dondley arrived at the meeting.

Upon motion of Councilor Allie, for the Public Health and Safety Committee, it was VOTED: That the report relative to Open Burning be FAVORABLY REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE.

Prior to the vote, Councilor Allie informed the Council that the communication from Assistant City Solicitor Meghan Bristol was extremely helpful in explaining the open burning vs emitting of smoke and that this communication will be referred to Legislative and Ordinance Committee.

Upon motion of Councilor O'Connell, it was VOTED: That Daniel Ridge and Alexander Place be accepted as Public Ways and that this matter be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE, PUBLIC WORKS DEPARTMENT, LAW DEPARTMENT ENGINEERING DEPARTMENT, PLANNING BOARD and ASSESSORS DEPARTMENT.

Councilor Babinski informed the Council that the Pioneer Valley Railroad will be hosting a crossing blitz on July 12<sup>th</sup>, 2016 from 1:00 PM to 3:00 PM promoting railroad crossing safety.

Councilor Flaherty reminded everyone of the Babe Ruth World Series the 2<sup>nd</sup> week of August, 2016 and that there are volunteer positions available and tickets available on their webpage.

President pro tempore VanHeynigen reminded everyone the next Council meeting will be August 18<sup>th</sup>, 2016.

At 7:34 PM and upon motion of Councilor Knapik, it was VOTED: To ADJOURN.

A true record, Attest:



Karen M. Fanion

City Clerk/Clerk of the Council

Presented to the Mayor

For approval July 19 2016  
Karen M. Fanion  
Karen M. Fanion, City Clerk

Approved by the Mayor

July 20 2016  
Brian P. Sullivan  
Brian P. Sullivan, Mayor