



AGENDA OF CITY COUNCIL
TELEPHONE CONFERENCE
WESTFIELD, MASSACHUSETTS
FEBRUARY 03, 2022 AT 7:00 PM

RECEIVED

By City Clerk's Office at 6:08 pm, 2/1/22

Pursuant to Chapter 20 of the Acts of 2021, certain Covid-19 protection measures were extended as they relate to M.G.L. c. 30A, §20, the Open Meeting Law. This meeting of the **City Council** will be conducted via remote participation. Specific information can be found on the City of Westfield website at www.cityofwestfield.org. For this meeting, members of the public who wish to listen to the meeting may do so by tuning into Channel 15 or Channel 12 or online at westfieldtv.org or online at Youtube.com - Westfield Community Programming Channel. No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the City's website an audio recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

Please click the link below to join the webinar:

<https://cityofwestfield-org.zoom.us/j/86478723047?pwd=OTdzRXlvSmFCN3BPcWRsVGFzd3F1QT09>

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ROLL CALL

PLEDGE OF ALLEGIANCE

READING OF RECORD OF MEETING OF January 20, 2022

PUBLIC PARTICIPATION

COMMUNICATIONS FROM THE MAYOR

1. Requesting immediate consideration of the following:
\$74,958.22 from Free Cash (1000-359000) to Law Judgement Acct 11510000-576000 to comply with an order of a State Agency.
\$174,902.53 from Ambulance Undesignated acct (2100-340000) to Law Judgement Acct (11510000-576000) to comply with an order of a State Agency.

\$5,000.00 from Free Cash Acct (1000-359000) to Personnel Purchase of Services Acct (11520000-520000) to reimburse the Personnel Department on the expenditure of funds to comply with an order of a State Agency
\$150,000.00 from Ambulance Undesignated Acct (2100-340000) to Ambulance, Purchase of Services Acct (21002310-520000) for the payment of ongoing legal fees.

2. Requesting immediate consideration of a Grant of 9 Air Quality Monitors from the Massachusetts Department of Environmental Protection to the Community Development Department.
3. Requesting immediate consideration to waive the right of first refusal to purchase 61A property located at 237 Fowler Road
4. Appropriation of \$62,000.00 from Free Cash (1000-359000) to Purchasing Department, Repair and Maintenance Account #11380000-524001.
5. Appropriation of \$47,000.00 From Free Cash (1000-359000) to Technology Center, Replacement Equip Acct #11550000-587000 to replace switches in Tech Center-\$22,000.00 and City Hall-\$25,000.00.
6. Appropriation of \$15,000.00 from Free Cash (1000-359000) to Treasurer's Department, Building Account #1450000-582000 for improvements to Treasurer's office
7. Appropriation of \$10,000.00 from Free Cash (1000-359000) to Animal Control Department, FT Salary Account #1292000-511000.
8. Appropriation of \$70,000.00 from Free Cash Account (1000-359000) to Law Department, Purchase of Service Acct (11510000-520000)
9. Appropriation of \$300,000.00 from Free Cash (1000-359000) to Airport Purchase of Services, Acct (11990000-520000) for design phase of Taxiway B5
10. Appropriation of \$112,910.00 from Free Cash (1000-359000) to Fire Department, Supply Account (12200000-540000) for supplies for a replacement Fire Apparatus
11. Appropriation of \$80,000.00 from Free Cash (1000-359000) to Fire Department, Purchase of Services, Acct #12200000-520000 for electronic locking system for all Fire Department exterior doors
12. Appropriation of \$55,000.00 from Free Cash (1000-359000) to the following short-term debt accounts:
\$30,000 to Principal on Short Term (45441135-591100) for Project 2358 Southampton Road, Target; \$25,000 to Principal on Short Term Debt (45199703-591100) for Project 2592B, Airport HVAC
13. Appropriation of \$700,000.00 from Free Cash (1000-359000) to School Department, Westfield High School, Purchase of Lands and Buildings Account # 53082720-580000 for swimming pool repairs
14. Transfer of \$1,250.70 within the Public Works Department, Highway Division, FY22 Supplies Account (14210000-540000) to FY21 Supplies Account (14210000-540000) for a prior year bill.

15. Transfer of \$110.91 within the Department of Public Works, Sewer Wastewater Treatment Division from FY22 Purchase of Services account #67004400-520000 to FY21 Purchase of Services account #67004400-520000 for a prior year bill.
16. Transfer of \$602.80 within the Public Works Department, Sewer and Wastewater Division, FY22 Supplies Account (67004400-540000) to FY21 Supplies Account (67004400-540000) for a prior year bill.
17. Transfer of \$2,904.86 within the Public Works Department, Water Division, FY22 Purchase of Services Account (68004500-520000) to FY21 Purchase of Services Account (68004500-520000) for a prior year bill.
18. Submitting a Resolution to enter funding agreement for Elm Street Urban Renewal Project
19. Submitting a Resolution for Consent to Encroachment Agreement for the James Hardie Building.
20. Submitting the reappointment of Jeffrey Gosselin, 330 Elm Street, as a member of the Commission for Citizens with Disabilities for a term to expire the first Monday of February. 2025.
21. Submitting the reappointment of Thomas Sharp, 53 Simmons Brook Drive, as a member of the Conservation Commission for a term to expire the first Monday of February. 2025.
22. Submitting the reappointment of Carl Grobe, 130 Hawks Circle, as a member of the Conservation Commission for a term to expire the first Monday of February. 2025.
23. Submitting the appointment of Lauren DiCarlo, 15 Angelica Drive, as a member of the Conservation Commission for a term to expire the first Monday of February. 2025, replacing Clifford Laraway.
24. Submitting the reappointment of James Liptak, 515 Granville Road, as a member of the Council on Aging for a term to expire the first Monday of February. 2025.
25. Submitting the appointment of Edward Osowski, 17 Colony Drive as a member of the Flood Control Commission for a term to expire the first Monday of February. 2027.
26. Submitting the reappointment of Edward Roman, 419 Southwick Road, to the position of Municipal Light Board, for a term to expire the first Monday of February. 2024.
27. Submitting the reappointment of Kenneth Magarian, 131 Llewelyn Drive as a member of the Parks & Recreation Commission for a term to expire the first Monday of February. 2025.
28. Submitting the reappointment of Cheryl Crowe, 40 New Broadway, as a member of the Planning Board for a term to expire the first Monday of February, 2027.
29. Submitting the reappointment of Jane Magarian, 131 Llewelyn Drive, as a member of the Planning Board for a term to expire the first Monday of February, 2027.

30. Submitting the reappointment of Joseph Popielarczyk, 39 Breighly Way, as a member of the Water Commission for a term to expire the first Monday of February, 2025.
31. Submitting the reappointment of Kathleen Witalisz, 37 Evergreen Drive, as a member of the Westfield Redevelopment Authority, for a term to expire the first Monday of February, 2026.
32. Submitting the reappointment of Mark Morin, 130 Llewelyn Drive, as a member of the Westfield Redevelopment Authority, for a term to expire the first Monday of February, 2026.
33. Submitting the reappointment of Thomas Woodson, 112 Squawfield Road, as a member of the Westfield Redevelopment Authority, for a term to expire the first Monday of February, 2026.
34. Submitting the reappointment of William R. Parks, 78 Granville Road, as a member of the Westfield Redevelopment Authority, for a term to expire the first Monday of February, 2027.
35. Submitting the reappointment of Richard K. Sullivan, III, as a member of the Zoning Board of Appeals, for a term to expire the first Monday of February, 2024.
36. Submitting the reappointment of Sofia Bitzas, 354 Falley Drive, as a member of the Zoning Board of Appeals, for a term to expire the first Monday of February, 2023.

REPORTS OF CITY OFFICERS

PETITIONS, REMONSTRANCES, AND OTHER PAPERS

37. PUBLIC HEARING on an application submitted by AmeriGas (Rural Gas Service), 216 Lockhouse Road, to amend their gas storage license from 36,000 gallons of propane to 66,000 gallons of propane.
38. Open Meeting Law complaint filed against Councilor Bean relative to comments he made at the January 20, 2022 meeting relative to allowing all Councilors to participate in Personnel Action Committee meetings.

REPORTS OF COMMITTEES

Finance Committee

39. Appropriation of \$2,000.00 from Free Cash (1000-359000) to Emergency Management Department as follows: \$1,700.00 Purchase of Services account #12910000-520000 and \$300.00 Supplies account #12910000-540000.
40. Requesting acceptance of a Grant in the amount of \$41,600.00 from the MassDOT Aeronautics Division to the Airport Department.
41. Requesting acceptance of a Grant in the amount of \$17,807.87 from the Commonwealth of Massachusetts Executive Office of Public Safety and Security Office and the Department of Fire Services to the Westfield Fire Department.
42. Appropriation of \$930,000.00 from Free Cash (1000-359000) to Engineering Construction acct #14110000-589200 for the following projects: \$600,000.00 for the

paving of Holyoke Rd and \$330,000.00 for the paving of Union St - Union Ave-Neck Road. This amends the previous request of \$1,500,000.00.

43. Transfer of \$38,387.15 from Police Towing and Storage account #24210714-585001 to the Police Equipment Vehicle Account #12100000-585001 for the purchase of replacing the Administrative/Detective Bureau Vehicle.
44. Appropriation of \$20,000.00 from Free Cash (1000-359000) to the Personnel Department, Purchase of Services acct #11520000-520000 to modernize method of posting open positions.
45. Appropriation of \$100,000.00 from Free Cash (1000-359000) to Department of Public Works, Waste Collection & Disposal Division for the following anticipated expenses: \$85,000.00 to Purchase of Services, acct #14330000-520000; \$13,000.00 to Overtime, account #14330000-513000; \$2,000.00 to Out of Grade, acct. #14330000-514200
46. Appropriation of \$793,770.00 from Department of Public Works, Sewer and Wastewater Division acct #67004400-35900 to the following accounts: \$643,770.00, Purchase of Service account #67004400-520000; \$100,000.00 Supplies account #67004400-540000; \$50,000.00-Additional Capital/Equipment account #67004400-585000.
47. Transfer of \$75,000.00 within the Department of Public Works, Water Division as follows: \$50,000.00 from Health Insurance account #68004500-519400 to Overtime account #68004500-513000 and \$25,000.00 from Full Time Hourly account #68004500-511100 to Purchase of Services account #68004500-520000.
48. Appropriation of \$2,459,310.00 from Department of Public Works, Water Division Undesignated Account #68004500-35900 to the following: \$2,091,110 to Purchase of Services, account #68004500-520000; \$168,200.00 to Supplies, account #68004500-540000; \$200,000.00 to Equip/Vehicles account #68004500-585001.

Legislative and Ordinance Committee

49. A Resolution for approval to sign on behalf of the City of Westfield the Fourth Amendment to the Intermunicipal Agreement between the Town of Southwick and the City of Westfield for the Treatment and Disposal of Wastewater.
50. A Resolution authorizing the Mayor to execute a Preservation Restriction for Westfield Woman's Club, Inc., 28 Court Street.

Zoning, Planning and Development Committee

51. Petition to amend the Zoning Ordinance to allow taprooms and similar accessory uses in Industrial A District.
52. Truck Terminal Moratorium. Motion to vote acceptance of petition for Zoning Amendment and schedule public hearings at earliest convenience.
53. The Zoning Board of Appeals submitting a petition for a zoning amendment at Section 2-20, 3-40, 50, 110, 120 and 4-30.4(1) relative to residential kennel restrictions, particularly lot area, to leave more discretion to the Special Permit granting authority.

Natural Resources Committee

54. Review and possibly amend the Code of Ordinances Chapter 18 Article 2. Notably Article 18-62 and Article 18-65(a) lateral sewer drain ownership and responsibility.
55. Changes to the Westfield Wetlands Protection Ordinance as requested by the Conservation Commission.

UNFINISHED BUSINESS

56. TABLED: Appropriation \$1,810.00 from Free Cash (1000-359000) to Council on Aging, Full-Time salary account #15410000-511000.
57. TABLED: Appropriation of \$2,897.00 from Free Cash (1000-359000) to Conservation Department, Full-Time Salary account #17100000-511000).

MOTIONS, ORDERS OR RESOLUTIONS

58. Motion of Councilors Flaherty and Mello requesting ZPD to review the Commonwealth's Environmental Justice requirements, and propose revisions to Westfield's ordinances to align, where possible and reasonable, with the state.