

AGENDA OF CITY COUNCIL  
59 COURT STREET  
MUNICIPAL BUILDING  
CITY COUNCIL CHAMBERS  
WESTFIELD, MASSACHUSETTS  
MAY 2, 2019  
7:00 PM



Roll Call

Pledge of Allegiance

Reading of record of meeting of April 22, 2019 (rescheduled from April 18, 2019)

Public Participation

Communications from the Mayor

- A. Requesting immediate consideration of the acceptance of a Grant in the amount of \$435,000.00 from the Executive Office fo Energy and Environmental Affairs Office to the Engineering Department for the project of the Columbia Greenway Central final phase, there is no requirement for local match.
- B. Requesting immediate consideration of an appropriation of \$75,000.00 from Free Cash to Department of Public Works, Highway Division, Purchase of Services account #14210000-520000.
- C. Requesting immediate consideration of an appropriation of \$110,000.00 from Department of Public Works, Wastewater Division Undesignated Funds account #67004400-359000 to Department of Public Works, Wastewater Division, Purchase of Services account #67004400-520000.
- D. Appropriation of \$930,327.89 from Free Cash to the following accounts in Snow & Ice Budget:
  - o \$25,434.32, Snow & Ice Temp Hourly Emp, account #14230000-512100
  - o \$6,884.89, Snow & Ice Overtime, account #14230000-513000
  - o \$424,523.91, Snow & Ice , Purchase of Services, account #14230000-520000
  - o \$473,484.77, Snow & Ice, Supplies, account #14230000-540000
- E. Appropriation of \$200,000.00 from Free Cash to Department of Public Works, Wastewater Division, Purchase of Services account #67004400-520000.
- F. Submitting a Resolution of the City Council of the City of Westfield authorizing a Tax Increment Financing agreement (TIF) for James Hardie Building Products Inc., 70 Turnpike Industrial Road.

## Reports of City Officers

- A. Retirement Administrator Liam Browne submitting a report from Retirement as requested per motion of 4/4/19
- B. City Auditor Christopher Caputo submitting revenue and expense reports as requested per motion of 4/4/19.
- C. City Auditor Christopher Caputo submitting a road and sidewalk cost report for FY18 and FY19 as requested per motion of 4/4/19.
- D. City Assessor Robin Johnson submitting certification for street acceptances as requested per motion of 4/22/19.
- E. Westfield Gas and Electric General Manager Anthony Contrino submitting the 2019 Depreciation Appropriation for Gas and Electric Department in the amount of \$4,834,800.00.

## Petitions, Remonstrances and Other Papers

- A. Hearing pursuant to MGL, Chapter 79, Section 5B relative to the proposed Order of Taking of a Permanent Easement for Weilgus Property at 146 Main Street. (For access to the City of Westfield drainage easement and sanitary sewer structures for William's Riding Way Flood Control Pump Station.)
- B. Councilor Beltrandi submitting a report on the progress of the wells and the new filtration projects.

## Reports of Committees

- A. Finance Committee:
  - 1. Request for Council approval, effective immediately to allow Mayor 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 FY2020.
  - 2. Appropriation of \$145,000.00 from the following accounts to the CPA Landlord Fowler Tavern account #24101770-580200-5122:
    - o \$22,000.00 from Community Preservation Historic FY19 account #24101770-580200
    - o \$52,937.57 from Community Preservation Historic (Balance) account #2410-340200
    - o \$70,062.43 from Community Preservation Undesignated (Balance) account #2410-340000
  - 3. Transfer of \$125,454.56 to the following accounts within the Airport Department from Capital Project account #11990000-580000; transfers are amendments of funds requested at the April 4<sup>th</sup>, 2019 City Council meeting:
    - o \$101,464.56 to Capital Project Frost Heave Repair account #11990000-580000-4873
    - o \$24,000.00 to Design Aircraft Ramp account #11990000-580000-4872

B. Legislative and Ordinance Committee:

1. That employees of Westfield businesses - not just owners - be allowed to serve on boards and commissions (excluding Fire Commission, Police Commission, Planning Board, and Zoning Board of Appeals) upon nomination of the Mayor and confirmation from the City Council
2. That the remaining balance of \$272,000.00 from Bond Order No. 2692 to restore and preserve the building exterior of Hangar Two at Westfield-Barnes Regional Airport be rescinded as the project for which the bond order was passed has been completed and this amount remains unborrowed.
3. Late Communication from the Mayor regarding an appropriation of \$90,000.00 from CPA Undesignated account to CPA Columbia Greenway Project (Recreation).
4. Order of Appropriation in the amount of \$90,000.00 from Community Preservation Undesignated (Balance) account #2410-240000 to CPA Columbia Greenway Project (Recreation) account #24101770-580400-5304 and an Order of Taking for a permanent easement and temporary (five year) easement of real estate to construct and provide public access to Columbia Greenway Rail Trail.
5. Order of Appropriation in the amount of \$975.00 from Engineering, Construction account #14110000-589200 and an Order of Taking for a permanent easement of real estate for access to the City of Westfield drainage easement and sanitary sewer structures for William's Riding Way Flood Control Pump Station.
6. Resolution of the City Council of the City of Westfield authorizing a Special Tax Assessment (STA) for Toll Brothers Inc., 100 Apremont Way.
7. Resolution of the City Council of the City of Westfield accepting provisions of MGL Chapter 59 Section 5, Clause 22H, known as the BRAVE Act, allowing for a property tax exemption for real estate to the full amount of the taxable valuation of the real property of the surviving parents or guardians of soldiers and sailors, members of the National Guard and Veterans who died as a proximate result of injury or disease suffered during active duty.
8. Upon motion of Councilor Morganelli, for the Zoning, Planning and Development Committee, it was VOTED: That the motion of Councilor Burns, (and Flaherty), that the City Council be requested to investigate and recommend Zoning Ordinances for short-term residential rentals (3/15/18) be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE. Councilor Morganelli submitted amendments to the zoning ordinance relative to the mater. 3/21/19 REF TO PLANNING BOARD AND SCHEDULE PUBLIC HEARING FOR 4/22/19
9. Petition submitted by Verizon New England and Westfield Gas and Electric requesting permission to place one jointly owned pole on

Westwood Drive.

10. Petition submitted by Verizon New England and Westfield Gas and Electric requesting permission to place six jointly owned poles on Western Avenue and to relocate six jointly owned poles at several locations on Western Avenue.

C. Personnel Action Committee:

1. Appointment of Margaret Doody, 294 Granville Road, as a member of the Board of Health for a term to expire the first Monday of February, 2022, replacing Michael Paquette, resigned.
2. Reappointment of Donald Nicoletti, 29 Radisson Lane as a member of the Airport Commission for a term to expire the first Monday of February, 2022.
3. Reappointment of Carissa Lisee, 79 Austin Street, Chicopee as the Superintendent of Buildings for a term to expire the first Monday of May, 2022.

D. License Committee:

1. 2019 City Council annual license renewals.
2. 2019 Junk Dealers License renewal, Meadowbrook Antiques
3. Verizon and Westfield G & E pole placement on Westwood Drive
4. Verizon and Westfield G & E pole relocations on Western Ave (6)

E. Ad hoc Charter and Rules:

1. Motion of Councilor Surprise to add the following municipal budget process regarding the Monthly Statements of Appropriations and Expenses to the Westfield Home Rule Charter. Explanation: Monthly Statements. The Auditor or appropriate authority shall monthly print and distribute to the City Council and members of the Finance Committee or successor entity statements in tabulated form showing the amounts appropriated and the amounts expended from each organization/object code or order number during the preceding year and the estimates for the current year. Copies of said monthly statements shall be posted in the City Clerk's office and in the public library for inspection by the public, and a digital copy shall be posted on the city website, and a link to the digital copy shall be posted on the Official Facebook page of the City of Westfield. (11/1/18, 12/19/18, 1/14/19#5, 2/19/19#4)
2. Motion of Councilor Surprise to add the following municipal budget process regarding Applications for Federal or State Grants to the Westfield Home Rule Charter. Explanation: Applications for Federal or State Grants. Any application for federal or state funds which is submitted to the City Council shall be accompanied by a document fully describing the project for which the funding is being sought. The document shall be prepared by the department, board or commission which intends to submit said application for federal or state funding. The document shall contain a projection of any operating, staffing, or maintenance costs of the

project or any facility or service provided for in said application; said projection shall be for a maximum of 60 months or for the life of the project, whichever is less. For any project exceeding 60 months, a new projection shall be prepared after each sixty-month segment of the project. The document shall also include a summary of any conditions under which the City may have to return or reimburse the funds. The document shall also include a statement describing the funding process, and if any funds are to be expended by the City in anticipation of later reimbursement, the document shall also specify the account into which such reimbursed funds will be deposited. (11/1/18, 12/19/18, 1/14/19#5, 2/19/19#4)

3. Motion of Councilor Surprise to add the following municipal budget process regarding the Creation and Submission of an Annual Capital Improvement Projects Report to the Westfield Home Rule Charter.  
Explanation: Capital Improvement Projects Report. Annual Capital Improvement Project Plans shall be submitted to the City Auditor no later than May 8 of each calendar year. The City Auditor shall incorporate all proposed Capital Improvement Projects into a Report for submission to the City Council no later than May 20 of each calendar year. The project plans shall be prepared by the department, board or commission which shall oversee the Capital Improvement project. The document shall contain projections of any operating, staffing, or maintenance costs of the project or any facility or service required for the project; said projection shall be for a maximum of 60 months or for the life of the project, whichever is less. The Capital Improvement Project Report shall include detailed information about all capital projects which the Mayor proposes to initiate during the upcoming fiscal year. The City Auditor shall provide a copy of the Capital Improvement Project Report to each member of the City Council or successor entity no later than May 15 of each calendar year and also shall post copies of the capital improvement projects report in the City Clerk's office and in the public library for inspection by the public, and a digital copy shall be posted on the city website, and a link to the digital copy shall be posted on the Official Facebook page of the City of Westfield. (11/1/18, 12/19/18, 1/14/19#9, 2/19/19#8)

## Unfinished Business

### Motions, Orders or Resolutions

- A. Motion of Councilors Beltrandi, Burns and Figy to discuss increasing the number of Commissioners for the Fire Commission, Airport Commission and the Police Commission from 3 to 5 members. Refer to Legal and L & O