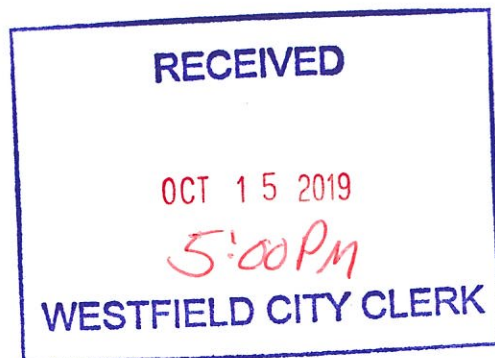




AGENDA OF CITY COUNCIL

59 COURT STREET
MUNICIPAL BUILDING, CITY COUNCIL CHAMBERS
WESTFIELD, MASSACHUSETTS
OCTOBER 17, 2019 AT 7:00 PM



ROLL CALL

PLEDGE OF ALLEGIANCE

READING OF RECORD OF MEETING OF October 3, 2019

PUBLIC PARTICIPATION

COMMUNICATIONS FROM THE MAYOR

1. Requesting immediate consideration on the reappointment of Pamela Krzyzek, 168 Montgomery Road, as a member of the Youth Commission for a term to expire the first Monday of October, 2022.
2. Transfer of \$3,801.60 from the Reserve for Future Salary Increase account #19500000-519999 to the Police-Out-of-Grade account # 12100000-514200 pursuant to the signed and ratified collective bargaining agreement between the City of Westfield and the International Brotherhood Police Officers Local S574-Superior Officers through the period of July 1, 2019 through June 30, 2019.
3. Transfer of \$14,449.32 from the Reserve for Future Salary Increase account #19500000-519999 to the following accounts: Public Safety Communications accounts: \$10,449.32 to Full Time Salary account #12250000-511000, \$1,000.00 to Out-of-Grade account #12250000-514200, Lead Dispatcher account #12250000-514700 pursuant to signed and ratified collective bargaining agreement between the City of Westfield and the United Public Service Employee Union Local 424 Unit MADIV for period from July 1, 2019 through June 30, 2022.
4. Submitting a supplemental budget in accordance with MGL Chapter 44, Section 22 to restore \$271,249.98 to Health Insurance that was cut at the June 27th, 2019 meeting.
5. Appropriation of \$207,349.51 from Stabilization account #8303-397000 to the Community Development-Cross Street Playground Renovation account #11820000-585005.
6. Submitting a Resolution of the City Council of the City of Westfield supporting the City of Westfield's grant application for the Cross Street Playground Renovation and All-Abled Playground Project.

REPORTS OF CITY OFFICERS

7. City Clerk Karen Fanion submitting the Order for the Call of the City Election November 5, 2019.

8. Report from Veterans' Director Julie Barnes regarding Veterans' Benefits statistics.
9. Councilor Figy, liaison to the School Department, submitting the an update from the Superintendent.
10. Questions from Councilors for the DPW Director and/or Water Commissioners, per motion from the 9/19/19 meeting.

PETITIONS, REMONSTRANCES, AND OTHER PAPERS

11. Application submitted by Massachusetts Department of Transportation (MassDOT) for the storage of 10,000 gallons gasoline and 10,800 gallons diesel to be located at Massachusetts Turnpike Westbound MM 41/Sgt. T.M. Dione Way to be used at the Maintenance Depot/State Police Barracks (A Public Hearing is required).
12. Zone Change petition submitted by R. Levesque Associates Inc. for his client Patrick Berry for a zone change at 62 School Street (Map 55, Parcel 22) from Business A to CORE (#C-254-19). A Public Hearing is required.
13. Zoning Amendment petition submitted by the Planning Board to amend Section 4-90 to strengthen regulation of marijuana establishments by requiring special permit if within 500 feet of a park (#253-19). A Public Hearing is required. (Resubmitted as February petition has lapsed without Council Action.)

REPORTS OF COMMITTEES

Finance Committee

14. Transfer of \$389.00 from Reserve for Future Salary Increase account #19500000-519999 to Traffic Control, Part Time Hourly account #12930000-511110 pursuant to the signed and ratified agreement between Westfield Crossing Guards, IBPO Local 359 and the City of Westfield from the period of July 1, 2019 to June 30, 2022.
15. Transfer of \$1,200.00 from Reserve for Future Salary Increase account #19500000-519999 to the Fire Department Uniforms and Other Clothing account #12200000-558007, pursuant to the signed and ratified contract agreement between The International Association of Firefighters (IAFF) Local 1111 and the City of Westfield for the period from July 1, 2019 through June 30, 2022.
16. Transfer of \$2,000.00 from the Reserve for Future Salary Increase account #19500000-519999 to the Assessor, Full Time Salary account #11410000-511000 pursuant to the signed and ratified agreement between the Westfield Professional Municipal Employees Association and the City of Westfield for the period from July 1, 2019 through June 30, 2022.
17. Transfer of \$712.00 from Reserve for Future Salary Increase account #19500000-519999 to Building & Public Property, Full Time Salary account #11920000-511000 pursuant to the signed and ratified agreement between AFSCME, Council 93, Local 1676 (Foreman Unit) and the City of Westfield for the period of July 1, 2019 through June 30, 2022.
18. Transfer of \$1,312.15 from Reserve for Future Salary Increase account #19500000-519999 to Auditor, Full Time Hourly account #11350000-511100 pursuant to the

signed and ratified agreement between AFSCME, Council 93, Local 346 (35 Hour Union) and the City of Westfield for the period from July 1, 2019 through June 30, 2022.

19. Transfer of \$63,814.34 from Reserve for Future Salary Increase account #19500000-519999 to the following: \$1,046.85, Police, Holiday account #1210000-514100; \$7,950.00, Police, Education account #1210000-514300; \$54,817.49, Police, Full Time Hourly account #1210000-511100 pursuant to the signed and ratified agreement between the Westfield Police Officer Coalition and the City of Westfield for the period of July 1, 2019 through June 30, 2022.
20. Appropriation of \$10,000.00 from the Reserve for Unforeseen account #19500000-570900 to the Technology Center, Part-Time Hourly account #11550000-511110.

Personnel Action Committee

21. Submitting the appointment of Jane DeBarbieri, 54 Lindbergh Boulevard as a member of the Parks and Recreation Commission for Ward 2 for a term to expire the first Monday of December, 2022, replacing Meagan Reinholz, resigned.

Zoning, Planning and Development Committee

22. Petition submitted by Baystate Noble Hospital Corporation for a zone change at 91 & 115 West Silver Street and 86 Court Street from Residential A to Hospital District and an amendment for the addition of a new section 3-190 Hospital District
23. Comprehensive review of all City zoning laws and regulations by reviewing all zones, by right and special permit uses, enforcement, and permitting process (including checklists and overlay maps).
24. A review of existing regulations pertaining to Sober Living homes, and to research and provide recommendations for local regulations for Sober Living homes in the City of Westfield
25. Petition for zoning amendment at Section 4-20 to allow for (1) certain flag/estate lots (those not meeting frontage requirements) to be built upon; and (2) to consolidate the existing language allowing for reduced side/rear yard setbacks by special permit.
26. To review and draft language eliminating the Merger Doctrine as permitted by State law. This would eliminate the default consolidation of non-conforming lots after 5 years
27. Motion of Councilors Surprise and Emmershy to review Marijuana Zoning and make recommendations for changes.

UNFINISHED BUSINESS

28. Second Reading and Final Passage of a Bond Order in the amount of \$900,000.00 for the purpose of funding the Franklin Avenue Elementary School Feasibility Study.

MOTIONS, ORDERS OR RESOLUTIONS

29. Motion of Councilors Babinski and Harris to request the Zoning, Planning and Development Committee to explore and report back the process of requesting a one

year moratorium on any new truck terminal development on the north side of Westfield. Refer to ZPD