



MEETING OF CITY COUNCIL
TELEPHONE CONFERENCE
WESTFIELD, MASSACHUSETTS
MAY 06, 2021 AT 7:00 PM

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §20, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the City of Westfield **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.

Access information for the meeting is as follows:

Join Zoom Meeting

<https://cityofwestfield-org.zoom.us/j/83675723980?pwd=NEdNUENRemRGVHpRdHpCOE92bG92QT09>

Meeting ID: 836 7572 3980

Passcode: XXv7.1pe

Dial by your location

1 646 558 8656

Meeting ID: 836 7572 3980

Passcode: 74691771

Upon motion of Councilor Figy, it was
VOTED: That in the absence of President Bean, Councilor Beltrandi be ELECTED as President Pro Tempore for the meeting.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

The meeting was called to order at 7:00 PM by President Pro Tempore Beltrandi.

The Clerk called the roll. Councilors Bean and Morganelli were absent.

The Pledge of Allegiance was led by the President Pro Tempore.

Upon motion of Councilor Matthews-Kane, it was

VOTED: That the reading of record of the meeting of April 15, 2021 be ACCEPTED.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Under "Public Participation" the Councilors were addressed by Donna Liese, 287 Shaker Road. She offered her opinion that the CDC statistics relative to the pandemic are being used to perpetuate the state of emergency. Ms. Liese gave several suggestions on how the Board of Health could react to the statistics and during her presentation her three minute time limit ran out and upon motion of Councilor Flaherty, it was

VOTED: That Ms. Liese's time limit be extended.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Council President Bean requested that Ms. Liese continue. Ms. Liese lost the connection to the meeting.

Under "Public Participation" the Councilors were addressed by Bill Carellas, 16 Wildflower Circle. He spoke in favor establishing a bike share program in Westfield similar to one in West Springfield sponsored by Valley Bike. He informed the Council that he would get more information on how the program works and get back to the Council.

Under "Public Participation" the Councilors were addressed by Paul Cacolice, 29 Westwood Drive. He informed the Council that he is a Professor at Westfield State University and supports the establishment of a bike share program.

Under "Public Participation" the Councilors were addressed Councilor Adams. He read a letter from Don Wielgus, Project Manager Community Helping Veterans, relative to the City Council to consider giving the Westfield Purple Heart Trail permission to name the new bridge on Main Street. Councilor Harris, a gold star daughter, spoke in support. Upon motion of Councilor Flaherty, it was

VOTED: That the above matter be referred to City Properties Committee.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

1. Upon motion of Councilor Figy, it was

VOTED: Under immediate consideration, that the sum of \$4,400.00 be transferred within the Sanitary Landfill Department from Recycling account #14390000-531004 to Part-time Hourly Employee Account #14390000-511110.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Figy, informed the Council that the appropriation is needed immediately to meet the payroll.

Upon motion of Councilor Figy, it was

VOTE: That the rules of the Council be SUSPENDED to allow immediate consideration for Mayor to transfer money between and within departments to eliminate need for carryover payments into FY2022.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

2. Upon motion of Councilor Figy, it was

VOTE: Under immediate consideration, to ALLOW the Mayor to transfer money between and within departments to eliminate need for carryover payments into FY2022 and it was further voted, upon motion of Councilor Flaherty that the transfers be limited to \$5,000.00 and that a summary of all transfers be submitted to the Council at the first meeting in July, 2021.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Upon motion of Councilor Onyski, it was

VOTED: That items 3., 4., and 5. under "Communications from the Mayor" be read by the Clerk and REFERRED TO THE LEGISLATIVE AND ORDINANCE COMMITTEE.

The Clerk read from the Agenda as follows:

3. Appropriation of \$76,128.24 from Community Preservation Undesignated Balance account #2410-340000 to the CPA City Park and Cemetery Monuments (Historic) account #24101770-580200-5209 AND an appropriation of \$12,871.76 from Community Preservation Undesignated (FY21) account #24101770-580000 to the

CPA City Park and Cemetery Monuments (Historic) account #24101770-580200-5209

4. Appropriation of \$50,000.00 from Community Preservation Open Space (FY21) account #24101770-580100 to CPA Yellow Stonehouse Farm APR account #24101770-580100-5124 AND an appropriation of \$19,000.00 from Community Preservation Open Space (reserved balance) account #2410-340100 to CPA Yellow Stonehouse Farm APR account #24101770-5801005124.
5. Appropriation in the amount of \$39,500.00 from Community Preservation Undesignated (FY21) account #24101770-580000 to CPA Pine Hill Cemetery Monuments (historic) account #24101770-580200-5208.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Upon motion of Councilor Figy, it was

VOTED: That item 6. under "Communications from the Mayor" be read by the Clerk and REFERRED TO THE FINANCE COMMITTEE.

The Clerk read from the Agenda as follows:

6. Appropriation \$30,300.15 from Free Cash (1000-359000) for the first year appropriation of a five year lease for the following vehicles: \$10,121.46, Animal Control, Equipment Vehicles account #12920000-585001; \$6,018.83 Assessors, Equipment Vehicles account #11410000-585001; \$6,018.83 Health, Equipment Vehicles account #15100000-585001; \$8,141.03 Police, Equipment Vehicles account #12100000-585001.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

7. Upon motion of Councilor Figy, it was

VOTED: Under immediate consideration, that the sum of \$500.00 be transferred within the Health Department from In-State Travel Account #15100000-571000 to the Overtime Account #15100000-513000.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Figy informed the Council that the communication from the Mayor requested immediate consideration and that the transfer is needed for anticipated overtime.

8. Upon motion of Councilor Flaherty, it was

VOTED: That the rules of the City Council be SUSPENDED to allow immediate consideration and APPROVAL of the transfer of \$275.80 from the Department of Public Works, Water Division, from Construction account #14210000-589200 (FY21) to Out of State Travel account #14210000-572000 (FY20), for a prior year bill.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Figy informed the Council that the transfer is for a conference that was cancelled due to the pandemic.

Upon motion of Councilor Figy, it was

VOTED: That items 9. and 10. under "Communications from the Mayor" be read by the Clerk and REFERRED TO THE FINANCE COMMITTEE.

The Clerk read from the Agenda as follows:

9. Requesting acceptance of a Grant in the amount of \$180,495.00 from the Massachusetts Department of Environmental Protection to the Public Works Department for round two of the PFAS Design Grant opportunity to further reimburse the City for PFAS treatment projects for Wells 1, 2, 7 and 8.
10. Requesting the acceptance of a donation of miscellaneous furniture donated by Custom Component Sales LLC.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Upon motion of Councilor Onyski, it was
VOTED: That item 11. under "Communications from the Mayor" be read by the Clerk and
REFERRED TO THE LEGISLATIVE AND ORDINANCE COMMITTEE.

The Clerk read from the Agenda as follows:

11. Submitting an Order of Appropriation in the amount of \$20,000.00 from Reserve for Unforeseen #19500000-570900 to Engineering Construction account #14110000-589200 for taking 0 Shaker Road AND an Order of Taking of Real Estate by right of eminent domain for 0 Shaker Road.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Upon motion of Councilor Harris, it was
VOTED: That items 12., 13., 14., 15., and 16. under "Communications from the Mayor" be read
by the Clerk and REFERRED TO THE PERSONNEL ACTION COMMITTEE.

The Clerk read from the Agenda as follows:

12. Submitting the reappointment of David Doe, 46 Tekoa Terrace, as a member of the Conservation Commission for a term to expire the first Monday of February, 2024.
13. Submitting the reappointment of Felix Otero, 28 Harvest Moon Lane, as a member of the Police Commission for a term to expire the first Monday of February, 2023.
14. Submitting the reappointment of Eileen S. Rockwal, 5 Blueberry Ridge as a member of the Council on Aging, for a term to expire the first Monday of February, 2024.
15. Submitting the appointment of Jennifer Gilbert, 65 Prospect Street, as a member of the Zoning Board of Appeals as second alternate, for a term to expire the first Monday of February, 2023, replacing Kathleen Hogan-Friguglietti, resigned.
16. Submitting the appointment of Stephen F. White, 77 Valley View Drive, as a member of the Board of Public Works, for a term to expire first Monday of February, 2024.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

17. Upon motion of Councilor Figy, it was VOTED: That 2021 Depreciation appropriation for Gas and Electric Department in the amount of \$5,819,309.00 submitted by Westfield Gas & Electric General Manager Thomas Flaherty be PLACED ON FILE.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

18. A PUBLIC HEARING was held on a petition for a Zoning amendment submitted by the Zoning Board of Appeals to update the definition of family and related/affected residential living arrangement matters at Sections 2-20, 3-40.3 (1) and 3-50.3 (1). Mr. Jay Vinskey, City Planner was present to represent the application. He informed the Council that the reason for the change is to update and give clarity, for zoning purposes only, and in general it seeks to expand the definition related to a group of people living together which would include college students. Councilor Figy informed the Council that this was tried in the past and that according to legal it could not be done. Councilor Harris agreed with Councilor Figy and suggested that a legal opinion be requested. Councilor Flaherty agreed

with both Councilors Figy and Harris. He questioned if the State has a definition of family. Sheila Tenero, 38 Claremont Street addressed the Council. She informed the Council that the State does not have a definition of family. She informed the Council that she, along with her husband Dan, filed a complaint with the Building Inspector and further an appeal of that decision with the Zoning Board of Appeals (relative to the number of roomers at 41 Claremont Street) and the appeal was denied based on the current definition of family. She spoke in support of the proposed definition of family. Councilor Matthews-Kane read a letter from William Reinhagen, 47 Court Street supporting the proposed definition of family. Bill Carellas, 16 Wildflower Circle spoke in favor of the proposed definition of family. Jay Vinskey informed the Council that the Planning Board gave a positive recommendation on the petition. He reiterated that the proposed definition of family is for zoning purposes, not regulating how people associate. Councilor Harris questioned if the term family could be eliminated and another word could be used. Councilor Allie echoed Jay Vinskey in that the word family is used throughout the ordinance and this proposed change is to give clarity for zoning purposes only, not to describe how people live together. Councilor Onyski questioned if the proposed definition of family affects any other ordinances in the City. Jay Vinskey informed the Council that it's just for the zoning ordinance definitions.

Upon motion of Councilor Flaherty, it was
VOTED: That the Public Hearing be CLOSED and the petition be REFERRED TO ZONING, PLANNING AND DEVELOPMENT COMMITTEE.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

19. A PUBLIC HEARING on a petition for Zoning amendment submitted by the Zoning Board of Appeals to update definitions at Article II/2-20, Article III/various and Article IV/various. Mr. Jay Vinskey, City Planner was present to represent the application. He informed the Council that the reason for the change is to rework and reorganize the ordinance. There are no new regulations. Jay Vinskey informed the Council that the Planning Board gave a positive recommendation on the petition.

Upon motion of Councilor Flaherty, it was

VOTED: That the Public Hearing be CLOSED and the petition be REFERRED TO ZONING, PLANNING AND DEVELOPMENT COMMITTEE.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

20. A PUBLIC HEARING on a petition for Zoning Amendment submitted by the Zoning Board of Appeals for an update on non-conforming situations at Article II/4-10, Article III/3-91.2 and Article III/3-92.2. Mr. Jay Vinskey, City Planner was present to represent the application. He informed the Council that the petition deals with non-confirming issues and the reason for the change is to update it because it is vague and may be interpreted differently by different Building Inspectors. The general intent to have less that has to come before the Zoning Board of Appeals. It would tighten up the language and give more flexibility to the smaller projects. Jay Vinskey informed the Council that the Planning Board gave a positive recommendation on the petition.

Upon motion of Councilor Flaherty, it was

VOTED: That the Public Hearing be CLOSED and the petition be REFERRED TO ZONING, PLANNING AND DEVELOPMENT COMMITTEE.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

21. Upon motion of Councilor Figy, for the Finance Committee, it was VOTED: That a gift donation of Historical Signs donated by Friends of the Columbia Greenway Rail Trail to be placed along the rail trail be ACCEPTED.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Matthews-Kane informed the Council that she looked up the historical authenticity of each sign and they are correct and look great.

22. Upon motion of Councilor Sullivan, for the Finance Committee, it was VOTED: That the Sewer Rate Relief Fund Grant in the amount of a \$ 1,710.00 from the Commonwealth of Massachusetts, Division of Local Services and MassDEP to the Public Works Department be ACCEPTED.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

23. Upon motion of Councilor Matthews-Kane, for the Finance Committee, it was VOTED: That the sum of \$5,562.86 be transferred from Auditor's Department, Full time salary account #11350000-511000 to Airport Department, Capital Signs Project account #11990000-58000 4880.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Matthews-Kane informed the Council that the Airport does not have any money in the budget for the matching funds of a previously accepted grant and that the Auditor's department has extra in the salary account and is supportive of the transfer.

24. Upon motion of Councilor Adams, for the Legislative and Ordinance Committee, it was

VOTED: That an Ordinance entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF WESTFIELD, ADOPTED JUNE 17, 1993" (Chapter 11-94 Senior Citizen Property Tax Work-Off Program) be given first reading by title only.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

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

VOTED: That the Ordinance be PASSED TO SECOND READING.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Adams informed the Council that the program, at this time, is for 40 people and each may work enough to receive a \$500.0 tax exemption based on the current minimum wage. The proposal is for 25 people to be able to receive an \$800.00 tax exemption. He explained that it is difficult to get 40 people to be matched up to a position that they want to do.

25. Upon motion of Councilor Onyski, for the Legislative and Ordinance Committee, it was

VOTED: That a Resolution entitled "A RESOLUTION AUTHORIZING THE ACQUISITION OF CERTAIN LAND IN THE CITY OF WESTFIELD AND AUTHORIZING THE MAYOR TO EXECUTE THE DOCUMENTS ON BEHALF OF THE CITY" (acquisition of properties at 129 and 131 Franklin Street) be ADOPTED.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Abstained
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Burns informed the Council that the acquisition is needed for the Franklin Avenue School project. Councilor Sullivan abstained due to a personal conflict.

26. Upon motion of Councilor Onyski, for the Legislative and Ordinance Committee, it was

VOTED: That an Ordinance entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF WESTFIELD, ADOPTED JUNE 17, 1993" (Chapter 10-19. - Distribution of lighters and tobacco to and possession thereof by minors) be given first reading by title only.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

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

VOTED: That the Ordinance be PASSED TO SECOND READING.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Onyski informed the Council that there are inconsistencies with the ordinance and the health regulations and this will bring everything together and change the age to 21.

27. Upon motion of Councilor Onyski, for the Legislative and Ordinance Committee, it was

VOTED: That an Ordinance entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF WESTFIELD, ADOPTED JUNE 17, 1993" (Chapter 2-236 (5). - Media Systems Specialist, amendment to term) be given first reading by title only.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

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

VOTED: That the Ordinance be PASSED TO SECOND READING.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Onyski informed the Council that the position is a Mayoral appointment and can only be a two year term concurrent with the Mayor's term.

28. Upon motion of Councilor Flaherty, for the Zoning, Planning and Development Committee, it was

VOTED: That the petition (#C-259-21) submitted by the Planning Board, for a zoning amendment at Sections 1-10.1,3; 1-40.6, 4-10.3; 1-50.3,9; 6-10.4,5 relative to strengthen/codify

wording regarding enforcement; extend permit validity times be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE and LAW DEPARTMENT.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Flaherty informed the Council that the ZPD committee did two pages of edits with a positive recommendation and the edits will be sent to L & O and Law to be written up as an Ordinance.

Upon motion of Councilor Flaherty, for the Zoning, Planning and Development Committee, it was

VOTED: That the following items be REMOVED FROM COMMITTEE.

29. That research be done for a potential Arts and Cultural Zoning Overlay District for Downtown Westfield (1.21.2016)
30. That there be a 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) (1.3.2019)
32. To review and draft language eliminating the Merger Doctrine as permitted by State law (5.16.2029)
33. That the Marijuana Zoning Ordinances be reviewed and make recommendations for changes (9.5.2019)

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Upon motion of Councilor Flaherty, for the Zoning, Planning and Development Committee, it was

VOTED: That the following item REMAIN IN COMMITTEE.

31. 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 (4.22.2019)

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

34. Upon motion of Councilor Flaherty, for the Zoning, Planning and Development Committee, it was

VOTED: That the request for a one year moratorium on any new truck terminal development on the north side of Westfield (10.17.2019) be HELD IN COMMITTEE.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

35. Upon motion of Councilor Figy, it was VOTED: That a Bond Order entitled "a Bond Order FOR IMPROVEMENTS TO FACILITY WATER WELLS 1 AND 2 (for construction of a permanent Granulated Activated Carbon Treatment Facility for Wells 1 & 2 at the Dry Bridge Road Water Treatment Plant Project" in the amount of \$12,257,000.00 be given second reading by title only and be PASSED TO BE ORDAINED.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	No
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	No
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Upon motion of Councilor

Flaherty, it was

VOTED: That the above motion be TABLED.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	No
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	No
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	No
Michael Burns	No
Ralph Figy	No
Dave Flaherty	Yes
Cindy Harris	No

The President Pro Tempore declared the motion to table LOST.

The roll call vote on the original motion resumed as follows:

Dave Flaherty	Yes
Cindy Harris	Yes

The President Pro Tempore declared the motion for final passage of the above Bond Order PASSED.

Prior to the vote, Councilor Figy informed the Council that this is the final step in passing the bond and that due to a rise in expenses another \$5 million may be needed. Councilor Mello informed the Council that the Council has not discussed the Bench Scale Testing which was performed in 2017 with water from Well 8. Changes like advances in technology and site conditions make this inadequate. There was a Sodium Hydroxide spill at Well 1 in March 2019 where nearly 300 gallons discharged into the ground beneath the Well 1 pump house, and you may recall that pH was an issue when Well 7 & 8 testing first began. Also not discussed was the groundwater sampling from the Cabot Road area taken in 2020 and 2021, the PFAS data from the Air National Guard October 2020 report, or the short chain PFAS and precursor compounds which are not well removed by GAC and show persistence, bioaccumulation, and toxicity like their long chain analogues. The efficiency, cost, and scheduling of the carbon filter media changeouts, estimates for which depend on accurate bench scale testing have also not been discussed. Also not discussed by the Council is what this bond will do to the rate payers, who will bear this financial burden. This is especially difficult given the amount of water produced for their money. Based on the Annual Source Statistics Reports and Chemical Additions Reports:

- In 2018, 87% of the water produced by the City of Westfield came from the south side of town,
- in 2019, 89% was produced on the south side, and
- in 2020, 87% was produced on the south side.

Also not discussed is what will happen when they find PFAS to be carcinogens and the regulations drop again, or when they regulate more compounds than the PFAS6, or when after

having spent >\$30Million we still do not have a plan to get a PFAS free water source for North side residents. Massachusetts residents have a right to clean water. Clean water has no man-made, persistent, toxic, bioaccumulating compounds - regulated or not.

Councilor Mello informed the Council that saying yes to this bond brings us no closer to providing truly safe water for North side residents. If the City could not fight fires or flush toilets without this water treatment plant, Councilor Mello informed the Council she would be a Yes vote, but the data shows this is not the case. Councilor Mello concluded that eighteen million dollars has already been spent and there is still no permanent solution. And this is now a request to spend another \$12 million with still no solution in sight.

36. Upon motion of Councilor Onyski, it was VOTED: That an Ordinance entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF WESTFIELD, ADOPTED JUNE 17, 1993" (At Chapter 17: TRAFFIC AND MOTOR VEHICLES By Adding to the following sections: Section 17-73 Stop Intersections Designated; Section 17-93 Left Lane Must Turn Left; Section 17-84 Restricted Street Access designated, Section 17-115 Parking Prohibited at all times on certain streets; Section 17-42 No right turn on red; Section 17-82 Speed limits (b) School Zones)(for the Western Avenue Phase II Project) be given second reading by title only and PASSED TO BE ORDAINED.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

37. Upon motion of Councilor Matthews-Kane and Councilor Figy (who requested to be added to the motion) , it was

VOTED: That the best practices recommended by the Massachusetts Municipal Association as the social media policy for the Westfield City Council be reviewed and be REFERRED TO GOVERNMENTAL RELATIONS COMMITTEE and LAW DEPARTMENT.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Harris informed the Council that social media is a political football and is difficult to restrict Councilors' social media posts but that she would not object to it going to Government Relations to get more information. Councilor Flaherty agreed with Councilor Harris and that social media is the same as writing something in the paper and should not be restricted. Councilor Matthews-Kane informed the Council that the policy would ensure that Open Meeting Laws are followed.

38. Upon motion of Councilor Flaherty, it was VOTED: That the Westfield Code of Ordinances Section 6-66 through 6-69 (related to Zoning Enforcement) be reviewed for changes and be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE and LAW DEPARTMENT.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

Prior to the vote, Councilor Flaherty informed the Council that the ordinance would give authority to the Building Department for zoning enforcement.

At 8:55 PM, and upon motion of Councilor Harris, it was VOTED: To ADJOURN.

The vote on the foregoing was as follows:

Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Absent
William Onyski	Yes
Richard Sullivan, Jr.	Yes
James Adams	Yes
Dan Allie	Yes
Brent Bean II	Absent
John Beltrandi III	Yes
Michael Burns	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes

A true record, Attest:

Karen M. Fanion
City Clerk/Clerk of the Council

Presented to the Mayor

For approval _____ 2021

Karen M. Fanion, City Clerk

Approved by the Mayor

May 25 2021
Donald F. Humason Jr.
Donald F. Humason, Jr., Mayor