



MEETING OF CITY COUNCIL

59 COURT STREET
MUNICIPAL BUILDING, CITY COUNCIL CHAMBERS
WESTFIELD, MASSACHUSETTS
SEPTEMBER 02, 2021 AT 7:00 PM

In the absence of the President, Councilor Beltrandi called the meeting to order.

Councilor Figy nominated Councilor Beltrandi as President Pro Tempore for tonight's meeting. With no other nominations, nominations were closed.

Upon motion of Councilor Figy, it was

VOTED: That Councilor Beltrandi as President Pro Tempore for tonight's meeting.

The Clerk called the roll. Councilor Bean was absent.

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

Upon motion of Councilor Sullivan, it was

VOTED: That the record of the meeting of August 19, 2021 be ACCEPTED.

Under "Public Participation" the Councilors were addressed by Ms. Mary Beth Berrien, 106 Roosevelt Ave. She spoke in opposition of Item 21. - a proposed ordinance relative to flag flying on City property. She informed the Council that the proposed ordinance is almost identical to an ordinance from New Jersey and she suggested that Westfield come up with their own ordinance.

Under "Public Participation" the Councilors were address by Mr. Keith Supinski, 69 Michael Drive, Firefighter/Paramedic and President of Local 1111. He spoke relative to item 12. - acceptance of ARPA money. He requested that the City Council use a portion of the APRA money for premium pay to firefighters who worked endlessly through the pandemic.

Under "Public Participation" the Councilors were address by Mr. Travis Lucia, 84 Bates Road, Firefighter/Paramedic and member of Local 1111. He also spoke relative to item 12. - acceptance of ARPA money. He also requested that the City Council use a portion of the APRA money for premium pay to firefighters who worked endlessly through the pandemic. Councilor Flaherty thanked the two firefighters/paramedics for their service to the City and requested that they put exactly how much premium pay they are requesting so that the Council will have something to vote on. Councilor Onyski informed the Council that per the recent Legislative and Ordinance Committee meeting, the Mayor has sole discretion as to how the ARPA is spent. Councilor Sullivan agreed with Councilor Onyski that the authority of using the ARPA clearly sits with the Mayor.

Under "Public Participation" the Councilors were address by Ms. Connie Adams, 354 Root Road. She informed the Council that item 22. - motion to accept the Mullin Rule did not

give the public enough information. Councilor Figy informed her that the item will go to committee where it will be discussed and then be returned to the full Council for discussion and all questions relative to it will get answered.

Under "Public Participation" the Councilors were address by Ms. Rosemary Gowdy, 352 Valley View Drive. She expressed her concerns with the recent closure of the Jacks Brook culvert. Her concerns included that it would be closed indefinitely, increased traffic, including trucks and the speed of the traffic that will need to use alternate routes through residential neighborhoods.

Upon motion of Councilor Figy, it was VOTED: That the rules of the City Council be SUSPENDED in order to act upon an item received at tonight's item.

1. Upon motion of Councilor Figy, it was VOTED: That a Grant in the amount of \$8,300.00 from the Massachusetts Department of Public Health to the Fire Department for the First Responder Naloxone grant for FY22 be ACCEPTED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

2. Upon motion of Councilor Onyski, it was VOTED: That the Ordinance amending Chapter 17 Section 17-73 by adding a Stop Sign at Breighly Way eastbound at Birch Bluffs, submitted by 1st Assistant City Solicitor Shanna Reed, as voted by the Westfield Traffic Commission on March 17, 2021 be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE and LAW DEPARTMENT.

3. Upon motion of Councilor Sullivan, for the Finance Committee, it was VOTED: That a Development Grant in the amount of \$1,084,853.00 from the Massachusetts Executive Office of Public Safety and Security and the State 911 Department to the Public

Safety Communication department for construction and equipment to develop the regional emergency communications center with the Town of Southwick be ACCEPTED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Sullivan informed the Council the grant will be used for fiber optics construction, upgrade infrastructure and radio overhaul project to make the radios from Southwick compatible.

4. Upon motion of Councilor Matthews-Kane, for the Finance Committee, it was VOTED: That the \$6,589.96 FEMA COVID Public Assistance reimbursement grant be ACCEPTED and the funds will reimburse the City 100% of overtime costs for the Police Department from January 10, 2021 to April 30, 2021.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

5. Upon motion of Councilor Sullivan, for the Finance Committee, it was VOTED: That a Resolution entitled "A RESOLUTION APPROVING AND ACCEPTING A RECYCLING EQUIPMENT AND EDUCATIONAL MATERIALS REIMBURSEMENT GRANT FROM SPRINGFIELD MATERIALS RECYCLING FACILITY (MRF) ADVISORY BOARD TO

THE CITY OF WESTFIELD" in the amount of \$3,000.00 to the Health Department be ADOPTED.

6. Upon motion of Councilor Matthews-Kane, for the Finance Committee, it was VOTED: That the sum of \$3,863.00 be appropriated from Reserve for Unforeseen account #19500000-570900 to Weights & Measures, Full Time salary account #12440000-511000.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Matthews-Kane informed the Council that the appropriation is for the negotiated salary for the new hire that was higher than passed in the FY22 budget.

7. Upon motion of Councilor Sullivan, for the Finance Committee, it was VOTED: That the sum of \$1,532.98 be transferred from the FY22 Indemnification account #19470000-574002 to FY21 Indemnification account #19470000-574002 for prior year bills.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Sullivan informed the Council that the appropriation is for medical bills for retirees that came in after the close of FY21.

8. Upon motion of Councilor Matthews-Kane, for the Finance Committee, it was VOTED: That the sum of \$15,000.00 be appropriated from the Community Preservation Historic (FY22) account #24101770-580200 to the CPA Hampden/Hampshire Canal (Historic) account #24101770-580200-5125.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Matthews-Kane informed the Council that the Westfield Historical Commission deeded it an historical project. Councilor Figy informed the Council that the canal project is a regional effort undertaking an inventory/archaeological study of the historic canal spanning several towns and this is Westfield's portion. Councilor Mello added that it is a huge part of Westfield's history and extended appreciation to the Historical Commission for supporting the project.

9. Upon motion of Councilor Sullivan, for the Finance Committee, it was VOTED: That the sum of \$100,000.00 be appropriated as follows: \$65,000.00 from Community Preservation Undesignated (FY22) account #24101770-580000 to CPA Lambson Building (Historic) account #24101770-580200-5123 and \$35,000.00 from Community Preservation Historic (FY22) account #24101770-580200 to CPA Lambson Building (Historic) account #24101770-580200-5123.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Sullivan informed the Council that the appropriation is to restore the exterior façade. There are 13 apartments on the second floor and the first floor will be open space for community events. There has been about \$1.4 million in private monies for the project.

10. Upon motion of Councilor Figy, for the Finance Committee, it was VOTED: That the FY21 End-of-Year Transfer list submitted by City Auditor Vicki Moro, as requested by the Council, be ACCEPTED AND PLACED ON FILE.

Councilor Figy informed the Council that the process was followed for a maximum of \$5,000.00 at a time be transferred. There were three transfers for the Airport of \$5,000.00 each which was for an FAA compliant. Councilor Mello informed the Council that it was for a tenant complaint that had to be handled.

11. Upon motion of Councilor Burns, for the Legislative and Ordinance Committee, it was VOTED: That a Resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WESTFIELD" to amend the Clean Technique Labs Host Community Agreement to extend their deadline one year to September 10, 2022 be ADOPTED.

Councilor Onyski abstained due to a professional conflict. Councilor Flaherty was opposed.

Councilor Burns informed the Council that the extension is be requested due to delays because of COVID.

12. Upon motion of Councilor Onyski, for the Legislative and Ordinance Committee, it was VOTED: That a Resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WESTFIELD" to accept the American Rescue Plan Act (ARPA) funding in the estimated

amount of \$17,302,571.00 for the City, as well as any potential additional funds distributed. Proper and allowable usage of funds fall into four main spending categories of Public Health and Economic Recovery, Revenue Replacement, Water/Sewer/Broadband and Premium Pay.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Onyski informed the Council that APRA money is federal money. The Chief Executive Officer which is the Mayor sets how the money will be spent. The Council does not vote on it. There is a working group, comprised of Mayor Humason, Acting DPW Director Fran Cain, Assistant DPW Director Casey Berbue, Stormwater Coordinator Joe Kietner, Assistant City Engineer Jeremy Cigal, Treasurer/Collector Matt Barnes and Purchasing Director Tammy Tefft, that have met and compiled a of list of project recommendations which are infrastructure projects. They are recommendations at this time and have not been finalized. There are no requirements for public hearings as to how the money will be spent, unless a particular project requires a public hearing. Councilor Flaherty agreed that it is federal money, but informed the Council that it was his belief that per the Charter the Council has to approve the appropriation of how the money will be spent. Councilor Onyski informed the Council that the process was clarified by the Law Department at the Legislative and Ordinance Committee meeting and that's the process, the Mayor has sole discretion. Councilor Sullivan informed the Council that because it is federal money, the federal government makes the rules and the rules are the Mayor has the sole decision of how the money is spent. He added that even though public hearings are not required, it is encouraged to have the public weigh in as to how the money should be spent. Councilor Matthews-Kane informed the Council that the City has four years to spend the money and should not be any rush to spend it. Councilor Adams informed the Council that the City does not have a lot of time because contractors will need to be hired as soon as possible otherwise there will be not be any available. Councilor Matthews-Kane agreed that for infrastructure projects there is a rush, but for other projects such as day-care at the new school or lead abatement projects, the City has some time. Councilor Mello informed the Council that broadband be made available for all children. Councilor Burns reiterated that there are four categories that the money can be spent on.

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

VOTED: That an Order entitled "AN ORDER APPROPRIATING THE SUM OF ONE HUNDRED EIGHTEEN THOUSAND FIVE HUNDRED EIGHTY-ONE DOLLARS AND FIFTY CENTS (\$118,581.50 from the Flood Control Commission, Capital Outlay account #12990000-589000 for the taking of real estate by right of eminent domain) FOR THE PURPOSE OF CONSTRUCTING, INSTALLING, MAINTAINING, REPLACING, REMOVING AND USING A FLOOD CONTROL LEVEE be given first reading by title only.

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

VOTED: That the Order be PASSED TO SECOND READING.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Adams informed the Council that in 1930 the City built the levee and now wants to work on it and realized that the City does not own the property, therefore needs to take the property which is 6 different pieces of property. Councilor Burns informed the Council that it is a friendly taking. Councilors Mello, Figy and Allie spoke in support of the appropriation and the taking.

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

VOTED: That an Order entitled "AN ORDER OF TAKING OF REAL ESTATE BY RIGHT OF EMINENT DOMAIN (for the purpose of constructing, installing, maintaining, replacing, removing and using a flood control levee) be given first reading by title only.

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

VOTED: That the Order be PASSED TO SECOND READING.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

14. Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the appointment of Mary Ann Scognamiglio, 31 Union Street, as a member of the Cultural Council for a term to expire the first Monday of August, 2024 be CONFIRMED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Harris informed the Council that Ms. Scognamiglio has 30+ years involved in the Arts, she brings much experience and insight into the various components of volunteer organizations including seeking people to work on projects involving building theater sets, publicity, musicians, funding, producing shows, running craft programs and working with writers of all genres and publishers. That extensive background includes the Westfield Theater group being on the Board of Directors for many years serving as Chairperson, and being part of the Straw Dogs Writers Guild Board. She understands the challenges many arts organizations face. In addition her background includes over 30 years in the Financial Service Industry. She would be a definite asset to our Cultural Council's Mission of discerning appropriate projects qualified for grant funding.

Councilor Figy stated she sounds well-qualified and Councilor Sullivan added 'absolutely'. Councilor Allie spoke in support of the appointment and highly recommends her and that she will be a great addition.

15. Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the appointment of Jason Polan, 52 Janelle Drive, as a member of the Cultural Council for a term to expire the first Monday of August, 2024 be CONFIRMED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Harris informed the Council that Mr. Polan has a B.S. from UMass and has over 15 years' experience in Event Operations and Stage Production. As a Senior Account Director with the Company CSM he was responsible for overseeing all pre-event and on-site execution for large and small scale clients such as World Wrestling Entertainment, NASCAR, Stamford Hospital Foundation, Major League Baseball, Microsoft, Coca-Cola and Stonyfield Yogurt. As Technical Producer and Stage Manager he was involved in working in a high-pace environment with a Million Dollar Revenue from Agency Fees. He is with the Westfield on Weekends Board of Directors as the Marketing Chair and Pumpkin Fest Co-Chair. The New York Times wrote an article on his producing a 300+ person Virtual Wedding linking 4 Continents in a live marriage ceremony in June 2020. With his background he would be an asset to the Cultural Council's mission to help all forms of the Arts with grant funding.

16. Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the reappointment of Michael Ingraham, 147 Russellville Road, Southampton, as a member of the Historical Commission for a term to expire the first Monday of February, 2024 be CONFIRMED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Harris informed the Council that Mr. Ingraham graduated from Westfield High School and Westfield State and has a historical connection to Westfield in the fact that his family was among the first settlers in 1636. He has been on this Commission since September 2019 attending all meetings and participated in many of their events including portraying his 9th great grandfather, Isaac Phelps at the Ghost Tour in Old Burial Ground. He developed the Virtual Tour of City Hall to support Civic Instruction in Local Government in our Schools. He taught in Westfield Middle School and High School including being Chair for Social Studies at Westfield High. He served 27 years in the Army and Army National Guard in Leadership positions including service in Bosnia, Kosovo and Afghanistan – and rescue and relief operations in New Orleans, Post – Hurricane Katrina. The City thanks him for his dedicated and long service to our country. He has a deep interest for local history and is looking forward to continuing serving on this Commission. Councilor Mello spoke in support of the reappointment.

17. Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the reappointment of Crystal Hollister, 110 Holyoke Road, as a member of the Historical Commission for a term to expire the first Monday of June, 2024 be CONFIRMED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Harris informed the Council that just a year ago, September 2020 Ms. Hollister was appointed to this Commission to replace Amanda Goodheart who departed. Our intent was for her to be appointed for a full term, which for Administrative Purposes needed by the City Clerk's Office, we must vote again for her to continue on so she may fulfil a Full-Term. Very briefly, reviewing her information, she has been deeply involved in this Commission's activities like the Ghost Tours, Holiday Home Tour, Westfield 350th Anniversary, and Lecturing Series associated with that event even before being appointed. She has been teaching for over 16 years and in 2019 was selected as a recipient of the Pioneer Valley Excellence in Teaching Award. She has a deep passion for History and Historic Preservation. Councilor Mello spoke in support of the reappointment.

18. Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the reappointment of Joanne Tirrell, 419 Southwick Road, Q-71, as a member of the Commission for Citizens with Disabilities for a term to expire the first Monday of June, 2023 be CONFIRMED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Harris informed the Council that Ms. Tirrell was first appointed to this Commission in 2014, was reappointed and would like to continue serving by being reappointed once again. She worked in our City's Purchasing Department and then worked at the Airport in the Manager's Offices for over 20 years, retiring in 2014. She is a Lifetime Member of the Marine Corps League Auxiliary serving as president and secretary, is involved with the Western Hampden Historical Society including assisting with recording names on the graves in our Mechanic Street Cemetery, and she is very involved in the projects discussed in this Commission. Councilor Sullivan stated she is a wonderful person and a great Civic Service Employee.

19. Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the reappointment of William Gonet, 29 Cardinal Lane, as a member of the Airport Commission for a term to expire the first Monday of February, 2024 be CONFIRMED.

The vote on the foregoing was as follows:

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
Bridget Matthews-Kane	Yes
Kristen Mello	Yes
Nicholas Morganelli, Jr.	Yes

Prior to the vote, Councilor Harris informed the Council that Mr. Gonet was first appointed in 2016 and reappointed in 2019, Mr. Gonet is the epitome of a Commissioner who not only has extensive knowledge and passion for the Aerospace Industry, but truly believes the Sky is the Limit for Barnes Airport and its success. He states that these past few years we have had new additions to the Airport, record grant money to improve the Airport, added Air Methods Air Service which provides Air Ambulance Services to Western MA, many capital improvements like runways, plans for the near future to further improve the Taxiways - and that the Airport provides great paying positions for our citizens, has a great management team under Manager Chris Willenborg, and provides revenue for our City. Mr. Gonet has over 30 years in the Aircraft Industry in various capacities from technical support to negotiating major agreements with companies such as General Electric, Rolls Royce and International Airlines, and is on the Board of Directors of New England Air Museum. Former Councilor Bob Paul had highly recommended this appointment in the past and Councilor Onyski also stated the same, adding that Mr. Gonet is Top Notch. Councilor Sullivan stated that Mr. Gonet's knowledge of the Industry is top-notch, that Mr. Gonet shows up at all meetings and that Mr. Gonet supports the Guard always. Councilor Onyski commented that he is a driving force for the Airport and has a lot of vision.

20. A CONTINUED PUBLIC HEARING was called to order on an application submitted by Old Dominion Freight Line, Inc. applying for a license for the storage of 15,000 gallons diesel at 74 Medeiros Way. Mr. Mike Skuski, Senior Construction Manager, 3001 Armory Drive, Suite 200, Nashville, TN, Mr. Ron Sledd, Co-President of Beneficial Systems (fuel management solutions provider), 19931 Patrick Henry Hwy, Jetersville, VA and Mr. Rick Ricci, Senior Project Geologist, ODFL National Account Manager, Terracon, 2201 Rowland Avenue, Savannah, Georgia 31404 were present to represent the application. Mr. Mike Skuski and Mr. Rick Ricci presented a powerpoint presentation showing the location of the site relative to the Brickyard Brook which is 2,300 feet away. A topography map showing Arm Brook which is on the upside. A GIS map showing that the site is not over the aquifer. A map showing the relation of the site to the Airport and wells which is not near the proposed fueling station. A picture of the proposed fueling station with the manhole that any spilled fuel would go into the oil water separator. A graphic showing the construction of the tank that is the highest rated tank and passed all certifications. A graphic of how the oil water separator works. A copy of the Zoning Ordinance Article III, Section 3-170 Water Resource Protection District and that all requirements have been met. A map showing Cumberland Farms that is unable to serve the fueling of a tractor trailer. A picture of the fueling station that is 4.4 miles away that could accommodate the fueling of a tractor trailer. A map showing the catch basins. Mr. Mike Skuski informed the Council that all the questions presented to Old Dominion have been answered and a copy of the answers have been provided to each Councilor. Councilor Mello thanked all three gentleman for coming back to the Council. She informed them that just because the fueling site is not in the Zone II aquifer it does not mean the fuel cannot enter the aquifer. She questioned if there was a catastrophic event where would the 15,000 gallons of fuel go. Mr. Ron Sledd replied that both the outer and inner tanks would have to rupture for the fuel to leak out and it would go into the oil water separator. Councilor Mello rebutted that the oil water separator only holds 1,000 gallons so where would the other 14,000 gallons go. Mr. Mike Skuski replied that that is a speculation and statistics show that tank does not rupture. Councilor Mello repeated her question. She informed the applicant that she is asking questions to protect the residents. Councilor Beltrandi, President Pro Tempore, requested that Councilors treat the applicant with respect. Mr. Mike Skuski repeated that the tank has been built and designed according to regulations. Councilor Mello asked if it would go into the sanitary sewer. Mr. Mike Skuski replied that part of it will. Mr. Ron Sledd replied that the system will stop fueling if there is an overflow. Councilor Mello again asked where the fuel would go. Councilor Beltrandi, President Pro Tempore, informed Councilor Mello that Mr. Mike Skuski answered the question to the best of his ability. Councilor Flaherty questioned if there could be a condition to have a container capture the total 15,000 gallons. Councilor Mello expressed her concerns that the application violated the findings of the special permit. Councilor Beltrandi replied that the application will end up in the License Committee and at that time conditions be put on the license. Councilor Mello questioned why the trucks can only use a fueling station 4.4 miles away. Mr. Mike Skuski replied that at the other, closer stations, there is not enough of a turning radius and the trucks cannot fit under the canopy.

Councilor Mello questioned the regulations catch basins. Mr. Mike Skuski replied that it has been previously approved and explained how it works and reiterated that no fuel goes in the sanitary sewer it goes to stormwater filtering system. Councilor Morganelli asked questions submitted by Amy Beluzo, 372 Montgomery Road. He informed the Council that some of the questions have already been answered or not applicable. Questions 1 and 2 not applicable. Question 3 who is AHJ (Authority Having Jurisdiction). Mr. Mike Skuski replied that is an old not and should be removed. Question 4 not applicable. Question 5 did the City have a qualified Engineer to review the plan. Councilor Beltrandi, President Pro Tempore, replied that the City Engineer reviewed the plan. Question 6 Is there a draft of Spill Prevention Control and Countermeasure. Councilor Beltrandi replied that has already been addressed. Questioned 7 is not applicable. Question 8 was already asked by Councilor Mello. Question 9 answered. Question 10 DEF is water soluble will it clog the drainage systems. Mr. Mike Skuski replied that it would go through the oil water separator and would go through the sanitary sewer. Question 11 Will fuel dispensing activities be limited to trained attendants. Mr. Mike Skuski replied that all drivers are trained on how to dispense the fuel. Question 12 answered. How often does the oil water separator get inspected/maintained for proper function. Mr. Ron Sledd replied at least every six months, but typically it's done quarterly. Councilor Morganelli informed the Council those were all the questions submitted by Ms. Amy Beluzo. Coouncilor Morganelli asked if his question from the last meeting was presented to the CEO and if it was answered. Mr. Mike Skuski replied that the application is not being withdrawn and is going forward because the market needs it. Councilor Morganelli agreed there is good technology and Old Dominion is a great company, but the location is bad because it is right next to the aquifer and would probably vote for it if wasn't in that location. Councilor Burns questioned if the oil water separator tank could be made bigger and the diesel fuel tank be made smaller. Mr. Mike Skuski replied that yes, either of the tanks have different capacities. Councilor Burns questioned how many more trips a day will be needed to go to a gas station in the area. Mr. Mike Skuski replied that it is hard to say because every day would be different. Councilor Burns commented that more trucks in the area would cause air pollution and there is already a bottleneck at the turnpike entrance and this could cause that to increase. Mr. Mike Skuski replied that trucks having to have to go to local gas station would cause more truck traffic. Councilor Flaherty commented that not all trucks would have to fuel up every time they came into the City. Councilor Mello question which sites have tanks on them. Mr. Mike Skuski declined to answer as that was the answer from Old Dominion and that he is the general contractor. Councilor Allie questioned if the tanks have ever failed. Mr. Ron Sledd replied that to the best of his knowledge none have failed. Councilor Allie commented that fueling at the site is most efficient and the safest process. Ms. Connie Adams, 254 Root Road questioned if adding a 15,000 fuel tank does that still make the development a low impact development as written on the original application and will there be changes needed to the site plan. Mr. Mike Skuski replied that if changes are required he would make the changes. Ms. Connie Adams questioned if the pipes on the site could handle the six inches of rain that happened the previous day. Councilor Beltrandi, President Pro Tempore, replied that the questioned is not related to the application. Ms. Connie Adams commented that the

water in area of the development is the only clean water left and it is the City's responsibility to keep it clean and that business is important but has to be friendly. Ms. Barbara Rokosz, 272 Lockhouse Road questioned if the new gas station at the turnpike entrance will help Old Dominion's business. Councilor Adams informed the Council that that project has not been permitted yet. Mr. Mike Skuski replied that the trucks go all over Westfield. Ms. Barbara Rokosz questioned if other trucks from other companies will be allowed to fuel up at Old Dominion's site. Mr. Mike Skuski replied that only Old Dominion's trucks are allowed on the property and there is a key card system to enter the premises and another key card needed to use the fuel pumps. Ms. Mary Ann Babinski, 114 Rogers Avenue questioned if the business will survive if they do not get the fuel storage. Mr. Mike Skuski replied that he is the contractor and that is a question for Old Dominion. Mary Beth Berrien, 106 Roosevelt Ave questioned if it will be a 24 hour operation for a gas stop. Mr. Ron Sledd replied that it won't be 24 hours but that an Old Dominion truck could come in to fuel up. Mr. Josh Ouellette, 31 Meadowbrook Lane questioned if the applicants and/or Councilors have visited Arm Brook in person. Mr. Rick Ricci replied that he has been on site and measured distances of the wells and that that the GIS is inaccurate because he informed the Council that he used the original blueprints from 1989 for the measurements. Some Councilors replied that they have been to Arm Brook. Mr. Nick Beluzo, 372 Montgomery Road informed the Council that the questions asked by Councilor Morganelli that were submitted by his wife Amy were not read and he would like to read some of those questions. He questioned if the oil water separator services the drain site. Mr. Ron Sledd explained that the area is concave and slopes down and it does service the area. Mr. Nick Beluzo questioned what the tax benefits vs the risks from the site will be to the City. Councilor Beltrandi, President Pro Tempore replied that it will be accessed by the City Assessor once it's complete. Councilor Beltrandi, President Pro Tempore, asked for anyone in favor of the application to give their name and address. Mr. John Bowen, 38 Pinehurst Street, spoke in favor of the application as a Ward 1 resident. Councilor Beltrandi, President Pro Tempore, asked for anyone in opposition of the application to give their name and address. The following spoke in opposition: Ms. Connie Adams, 254 Root Road; Ms. Barbara Rokosz, 272 Lockhouse Road; Ms. Maria Lankowski, 128 Beverly Drive; Ms. Mary Ann Babinski, 114 Rogers Avenue; Mr. Nick Beluzo, 372 Montgomery Road; Ms. Gail Bean, 66 Sherwood Avenue; Mr. Josh Oulette, 31 Meadowbrook Lane. Councilor Flaherty expressed his concern that two Councilors have been absent from the public hearing, therefore are not allowed to vote on the special permit application and that could cause a problem because nine votes are needed to pass a special permit. Councilor Beltrandi, President Pro Tempore, informed the Council that the application is for a license, not a special permit, therefore those regulations do not apply. Councilor Adams requested clarification prior to the final vote on the application. Councilor Mello urged Councilors to vote no as it drains into the aquifer and the residents have rights.

Upon motion of Councilor Adams, it was

VOTED: That the Public Hearing be CLOSED and be REFERRED TO THE LICENSE COMMITTEE.

Councilors Morganelli and Mello were opposed.

At 9:35 PM, Councilor Beltrandi, President Pro Tempore, called for a five minute recess.

At 9:41 PM, Councilor Beltrandi, President Pro Tempore, called the meeting back to order.

21. Upon motion of Councilor Morganelli, it was

VOTED: That the Ordinance for flag flying on City properties be REMOVED FROM THE TABLE.

Upon motion of Councilor Morganelli, it was

VOTED: That the Ordinance for flag flying be TABLED until the November 4th, 2021 meeting.

The vote on the foregoing was as follows:

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

The President Pro Tempore declared the motion PASSED.

22. Upon motion of Councilor Figy, it was

VOTED: To have the City of Westfield accept the Mullin Rule and be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE and LAW DEPARTMENT.

Councilor Figy informed the Council that the Mullin Rule allows a person to vote even if they missed a meeting as long as they sign an affidavit that they watched the video or read the minutes of the public hearing. Councilor Flaherty spoke in support of the motion because the technology supports being able to watch the meeting. Councilor Onyski informed the Council that it refers to all Boards and Commissions, not just City Council. Councilor Morganelli asked if it was permissible per it being a state statute. Councilor Figy replied that it needs City acceptance.

23. Councilor Flaherty, offered a motion, which was duly seconded, that compensation related to the mayor, city council, school committee, and members of compensated boards and commissions be changed to be applied to future terms and budget years and be referred to Legislative and Ordinance Committee and further requested that Councilors Bean and Figy be added to the motion. Flaherty informed the Council that the

motion has been lingering in committee and it's worth evaluating it now. Councilor Onyski informed the Council that the motion is already in Governmental Relations Committee, not Legislative and Ordinance Committee.

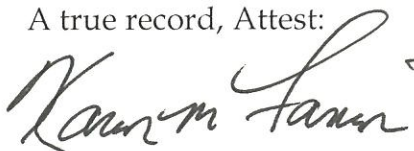
Upon motion of Councilor Flaherty (and Councilors Bean and Figy), it was VOTED: That compensation related to the mayor, city council, school committee, and members of compensated boards and commissions be changed to be applied to future terms and budget years and be REFERRED GOVERNMENTAL RELATIONS COMMITTEE.

Councilor Harris informed the Council that she did not like this motion coming in before an election and that it will cost thousands of dollars and that Councilor Flaherty left that bottom line off the motion. Councilor Flaherty replied that the bottom line would be \$69,000.00 and that it would be two terms out for Mayor and that the Boards/Commissions' is not a significant increase. Councilor Onyski and Burns agreed the Boards/Commission need an increase. Councilor Sullivan requested that if there is any information from department heads working on this matter to be sent on to Governmental Relations. Councilor Mello questioned if this motion will be added on to the other one already in committee. Councilor Sullivan replied that the Committee will work on it within the Committee and probably kick the old motion from 2015 out and work on the new one.

Councilor Figy thanked everyone for their support at the COVID vaccination clinic held at Westfield High School. He informed everyone that only 47 came to the clinic and they are hoping for more at future clinics and the gift cards will be use at future clinics.

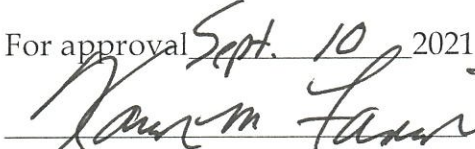
At 9:59 PM, and upon motion of Councilor Harris, it was VOTED: To ADJOURN.

A true record, Attest:

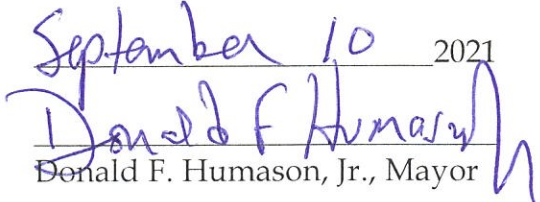


Karen M. Fanion
City Clerk/Clerk of the Council

Presented to the Mayor

For approval Sept. 10 2021

Karen M. Fanion, City Clerk

Approved by the Mayor

September 10 2021

Donald F. Humason, Jr., Mayor