

AGENDA OF CITY COUNCIL
59 COURT STREET
MUNICIPAL BUILDING, CITY COUNCIL CHAMBERS
WESTFIELD, MASSACHUSETTS
OCTOBER 03, 2019 AT 7:00 PM

The meeting was called to order in the City Council Chamber, Municipal Building, 59 Court Street, Westfield, MA at 7:00 PM.

The City Clerk called the roll. All thirteen Councilors were present.

The Pledge of Allegiance was led by the President.

The President asked if anyone, other than Channel 15 was recording the meeting and if so to state whether it is an audio or video recording and whether the recording is being live streamed. No one responded.

Upon motion of Councilor Bean, it was
VOTED: That record of the meeting of September 19, 2019 and the Special Meeting of September 26, 2019 be ACCEPTED.

Under "Public Participation" the Councilors were addressed by Mr. Brian Hoose, 60 Arnold Street. He acknowledged Ms. Julie Barnes, Veterans' Director for her dedication and sincerity for all the work she does for the Veterans. He thanked the Westfield Police for their wonderful, courteous assistance when he had a punctured tire on his car last week.

Upon motion of Councilor Bean, it was
VOTED: Under immediate consideration, that a Grant in the amount of \$202,525.00 from the Department of Energy Resources (DOER) Green Communities Division for the following projects in the City of Westfield's Green Communities Competitive Grant application: \$35,960.00 for South Middle School-LED lighting; \$68,492.00 for DPW Garage-LED Lighting; \$98,073.00 for Airport-LED Lighting be ACCEPTED.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	Yes
Ralph Figy	Yes
Dave Flaherty	Yes

Upon motion of Councilor Bean, it was

VOTED: That item 2. under "Communications from the Mayor" be read by the Clerk and REFERRED TO THE FINANCE COMMITTEE.

The Clerk read from the Agenda as follows:

2. Appropriation of \$10,000.00 from the Reserve for Unforeseen account #19500000-570900 to the Technology Center, Part-Time Hourly account #11550000-511110.

Upon motion of Councilor Harris, it was

VOTED: That the rules of the City Council be SUSPENDED in order to act upon items submitted at tonight's meeting.

Upon motion of Councilor Harris, it was

VOTED: Under immediate consideration, that the appointment of John Leary, Jr. 47 Broad Street, Apt. C34 as a member of the Flood Control Commission for a term to expire the first Monday of February, 2022, replacing John Moriarty, resigned, be CONFIRMED.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	Yes
Ralph Figy	Yes
Dave Flaherty	Yes

Prior to the vote, Councilor Harris informed the Council that Mr. Leary most recently served on the Council on Aging Board, but members have a certain time frame to serve then must step down, therefore he had to step down. His other service to the City included Preservation Committee, he was Chair, Conservation Commission, School Committee, Police Commission, Gas & Electric Commission and City Council Member for Ward 1. He is a U.S. Air Force Veteran, and a retired High School Science Teacher. Councilor Babinski informed the Council that she was at the last Flood Control Commission meeting and Mr. Leary was also present and the Chair of the Commission, as well as the whole Commission are 100% in favor of Mr. Leary's appointment. Councilor Allie informed the Council that he has known Mr. Leary for many years during his teaching days in Holyoke and supports the appointment. Councilor Emmershly spoke in favor of the appointment and informed the Council that all the Flood Control members are far under recognized. Councilor Beltrandi informed the Council that he has known Mr. Leary for many years and he is giving of himself to the City and supported the appointment. Councilor Flaherty agreed with Councilor Beltrandi.

Upon motion of Councilor Harris, it was VOTED: Under immediate consideration, that the appointment of Wayne Weatherwax, 47 Hopkins Road, as a member of the Cultural Council for a term to expire the first Monday of October, 2022, to fill a vacancy, be CONFIRMED.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Abstained
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	Yes
Ralph Figy	Yes
Dave Flaherty	Yes

Councilor Surprise abstained because he also serves on the Artworks of Westfield board.

Prior to the vote, Councilor Harris informed the Council that Mr. Weatherwax has already attended Cultural Council's meetings and was encouraged by that entity to apply for appointment. He is a 21 year retired U.S. Navy Worldwide planning and logistics specialist. He was born in Westfield and after military service returned here to support our Community. He has been in many leadership roles within and outside of the Military. He is currently the Board Chair of Artworks of Westfield - this position expires soon. He's a Published author and life member of the Western MA Genealogical Society and other organizations. He is interested in painting, art, literature and during his Military Career traveling worldwide,

learned about the many Cultural differences of people. He strongly believes in the mission of the Cultural Council and believes he would be an asset to this group.

Upon motion of Councilor Harris, it was
VOTED: That item 5. 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:

5. 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.

Upon motion of Councilor Harris, it was
VOTED: That the meeting return to regular order.

Upon motion of Councilor Onyski, it was
VOTED: That the Conservation Restriction submitted by Conservation Coordinator Karen Leigh to be co-held by the City of Westfield and Franklin Land Trust for property at 466 Montgomery Road, grantor Robert A. Baker, approved at the September 24, 2019 Conservation Commission meeting be REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE.

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

Upon motion of Councilor Harris, it was
VOTED: That a G.L. Disclosure submitted by Director of Facilities Bryan Forrette to also serve as a referee in the School Department be APPROVED.

A PUBLIC HEARING was held on 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.

Councilor Beltrandi represented the application. He informed the Council that this matter was put into committee several years ago and the original intent was to create flag lots that had less than the required frontage. The Zoning Planning and Development Committee met on the matter and watered down and changed the original intent to only allow flag lots that were in existence before August 15, 2019. The Planning Board held a Public Hearing on the petition at their last meeting and testimony was in favor of allowing creation new flag lots and that if this is the direction of the Council also, the current application may have to be revamped and possibility resubmitted with another Public Hearing if the petition changes significantly. Councilor Beltrandi explained that a piece of property with 150 ft of frontage on 10 acres can be developed for several houses by putting in a new road, whereas, with flag lots

the property can be divided into two properties with only two houses being built. With a development of several houses and a new street there will be more City services needed and the street will have to be maintained by the City. Councilor Babinski questioned if this application is for the expansion of new flag lots or is it for flag lots already in existence. Councilor Beltrandi informed the Council that after discussion in Planning Board meeting it's more for expansion of flag lots but the Planning Board did not have that before them in the petition and they did not want to give a negative recommendation what was before them so they recommended that the petition be revamped and be resubmitted. Councilor Allie questioned what the conditions would be on a flag lot. Councilor Beltrandi informed the Council that the Planning Board suggested 40 ft frontage or if had 100 ft it would be 50 ft frontage and not to restrict to the August 15th, 2019 date. Councilor Morganelli questioned what the conditions would be for emergency vehicles that would have to enter the property. Councilor Beltrandi informed the Council that the pole part of the lot could be lengthy therefore there would need to be a turnaround required for an emergency vehicle to exit the property. He suggested following the Town of Oxford's flag lot zoning language. He informed the Council that flag lots would be advantageous to people that have a lot of property but just not enough frontage. Councilor Emmershy informed the Council that this is the groundwork of the proposed ordinance. Councilor Beltrandi informed the Council that if there are significant changes it may have to be done all over again. Councilor Surprise questioned if the Planning Board would be limiting the number of flag lots. Councilor Beltrandi answered that it would depend on the size of the whole lot, this is not a one size fits all and there would have to be language and guidelines and each flag lot would be by special permit application. Councilor Babinski questioned if flag lots were ever allowed in the past. Councilor Beltrandi informed the Council that flag lots did exist and it was changed in the 1990's but did not know exactly why it was changed. Councilor Babinski informed the Council that residents on the north side are not in favor of it because it's known to be a buyer beware situation and she liked the August 15th, 2019 date and did not like the creation of new flag lots. Councilor Beltrandi informed the Council that the original intent of the motion years ago was to be able to create flag lots. Councilor Figy informed the Council that with any real estate transaction it's always buyer beware. Councilor Emmershy questioned if this is for residential districts only and would they be allowed in a water district. Councilor Beltrandi answered it's for residential district and that anything in the water district has additional rules. Councilor Morganelli read the results from the public hearing at the Planning Board with a positive recommendation for the flag lots, with suggestion to revamp, and a positive recommendation for the second part of the petition for consolidating language regarding dimensional setbacks. Councilor Harris commented that it's interesting that the Planning Board encouraged the petition to be modified and be brought back and not just dismiss it or give a negative recommendation. Councilor Burns questioned if there can only be two flag lots per piece of property. Councilor Beltrandi answered that it depends on the acreage of property. Mr. Richard Clark, 456 Russellville Road addressed the Council. He informed the Council that he has a 13 acre piece of property, but does not have enough frontage for another building lot and that if flag lots were allowed his daughter could build a house on the property

and maintain the horse barn. Mr. Joe Beltrandi, 260 Russellville Road informed the Council that he has the same situation as Mr. Clark. Both Mr. Clark and Mr. Beltrandi spoke in favor of the petition. With no others appearing to be heard and upon motion of Councilor Morganelli, it was

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

Upon motion of Councilor Morganelli, it was

VOTED: That a petition for a zoning amendment at Section 1-10.2 to give broader authority to the Building Department to require more detailed information (specifically site grading) as part of the building permit process submitted by the Planning Board be REFERRED TO THE PLANNING BOARD and that a Public Hearing be scheduled at the earliest practicable date.

Upon motion of Councilor Flaherty, it was

VOTED: That the rules of the City Council be SUSPENDED in order to take item #17 (\$900,000.00 Bond Order for feasibility study for Franklin Avenue School) under Long Range Financial at this time.

Upon motion of Councilor Flaherty, for the Long Range Financial Overview Committee, it was

VOTED: That the Bond Order in the amount of \$900,000.00 for the purpose of funding the Franklin Avenue Elementary School Feasibility Study be FAVORABLY REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE.

Prior to the vote, Councilor Flaherty informed the Council that the City Auditor provided information that the City can afford to pay for this 70% reimbursable bond. Councilor Beltrandi informed the Council that the School Committee came into the Committee meeting with a tremendous amount of information and work done on the application for the MSBA (Massachusetts School Board Association) and that he supported this project 100% because it's for a downtown school and needs to be done. Councilor Surprise agreed with Councilor Beltrandi. He informed the Council that the feasibility study is to determine to demolish the existing Franklin Avenue School or do a rebuild or build out. Councilor Emmershy informed the Council that the \$900,000.00 fee includes 25% design plans. Councilor Flaherty expressed concern with getting buses and other traffic into that location and hoped that it will be part of the study. Councilor Figy, liaison to the School Department, informed the Council that the traffic study is part of the feasibility study and community support is high for this project just the opposite from the proposed Ashley/Cross Street school.

Upon motion of Councilor Flaherty, it was

VOTED: That the meeting return to REGULAR order.

Upon motion of Councilor Onyski, for the Legislative and Ordinance Committee, it was VOTED: That a Bond Order entitled "A BOND ORDER IN THE SUM OF NINE HUNDRED THOUSAND (\$900,000.00) DOLLARS FOR THE PURPOSE OF FUNDING THE FRANKLIN AVENUE ELEMENTARY SCHOOL FEASIBILITY" be given first reading by title only.

The Order was given first reading by title and upon motion of Councilor Onyski, it was VOTED: That the Order be PASSED TO SECOND READING.

Upon motion of Councilor Burns, for the Legislative and Ordinance Committee, it was VOTED: That a Resolution entitled "A RESOLUTION APPROVING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF SOUTHWICK FOR WEIGHTS AND MEASURES SERVICES" be ADOPTED. Councilor Burns read the Resolution in its entirety.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	No
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	Yes
Ralph Figy	Yes
Dave Flaherty	Yes

Prior to the vote, Councilor Burns informed the Council that Mr. Rob Popko is the current Sealer of Weights and Measures for Westfield. The agreement is for one year which can extend to three years and can be cancelled with a 90 day notice. Westfield will be billing and collecting the money from Southwick. Councilor Surprise informed the Council that the Agreement indemnifies the Westfield Inspector. Councilor Bean questioned the workload and why doesn't Southwick hire someone. Councilor Burns informed the Council that Westfield comes first. Councilor Beltrandi informed the Council that it is hard to find someone with all the credentials needed for a part-time job. Councilor Bean questioned if there would be additional pay for Mr. Popko. Councilor Onyski informed the Council that it was approved by the Union.

Councilor Onyski, for the Legislative and Ordinance Committee, reported that the motion of Councilor Surprise to add the following municipal budget process regarding Monthly Statements of Appropriations and Expenses to the Westfield Home Rule Charter was discussed in Committee and it is the recommendation of the Committee to have this item come out as a Resolution. Councilor Surprise informed the Council that with a new Mayor in January the Council wants access to more budget information. Councilor Bean informed the Council that a Resolution cannot make anyone do anything. Councilor Flaherty expressed his

concern that this was supposed to be an Ordinance so that it could be enforced. Councilor Emmershly informed the Council that this is the fastest path to implement it and if it works good then there does not need to be a Charter change. Councilor Surprise informed the Council that he will bring this motion again next year, if reelected, to be referred to Charter and Rules for a Charter change so it will be an enforceable action. Councilor Bean informed the Council that a Charter change takes a long time. Councilor Emmershly informed the Council that there was discussion with the Mayor and Solicitor and this is the way to go and if the Mayor starts doing it now the process will continue with a new Mayor. Councilor Figy questioned if anyone asked the Mayor to ask the Auditor to give out this report instead of having to put it in writing. Councilor Emmershly informed the Council that at the Committee meeting the Mayor was on board and that the Law Department will look at the information prior to IT putting it on the Council share file or City website. Councilor Flaherty informed the Council that this can be an automated function. Councilor Morganelli informed the Council that there are no negatives to this and it makes for transparency in the budget process.

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 REQUESTING THE MAYOR TO PROVIDE INFORMATION" (City Auditor to provide copies on a monthly basis of the year to date budget appropriations and expenses) be ADOPTED.

The vote on the foregoing was as follows:

Cindy Harris	No
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	Yes
Ralph Figy	No
Dave Flaherty	Yes

Councilor Onyski, for the Legislative and Ordinance Committee, reported that the motion of Councilor Surprise to add the following municipal budget process regarding Applications for Federal or State Grants to the Westfield Home Rule Charter was discussed in Committee and it is the recommendation of the Committee to have this item come out as a Resolution. Councilor Onyski informed the Council that a form will be filled out when a Grant is being put forward to the Council relative to the details of the contract including if there are matching funds needed. Councilor Emmershly informed the Council that the form

would give the details without having to read a lengthy grant agreement. Councilor Allie encouraged everyone to still read the whole grant agreement. Councilor Harris agreed that everyone should still read the entire agreement. Councilor Surprise referenced the Western Avenue project that had a grant agreement that had a lot of detail as to the project and what the City would be responsible for. Councilor Figy questioned if this form is to be used at the conception of the grant or the accepting of the grant. Councilor Onyski informed the Council that it would be at the acceptance of the grant by Council.

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 REQUESTING THE MAYOR TO PROVIDE INFORMATION" (that all grant funding requests submitted to the City Council have a cover sheet to assist Council in reviewing the terms and requirements) be ADOPTED.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	No
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	Yes
Ralph Figy	No
Dave Flaherty	Yes

Councilor Onyski, for the Legislative and Ordinance Committee, reported that the 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 was discussed in Committee and it is the recommendation of the Committee to have this item come out as a Resolution. Councilor Onyski informed the Council that the City Council would have the budget from the Mayor by May 1st. Councilor Bean informed the Council that this is a repetition of an Ordinance relative to department heads having to submit an annual report and their capital projects are in that report. Councilor Surprise informed the Council that this is so that the Council has time to review the budget prior to passage and get as much information as needed. Councilor Flaherty informed the Council that submission of capital plans is also in another location which he cannot find at the moment which is enforceable whereas a Resolution is not enforceable. Councilor Emmershly informed the Council that the Charter and Rules Committee spent a lot of time on this and no one said anything about redundancy. Councilor Figy informed Councilor Emmershly that it's the responsibility of the committee to ask and not to blame others.

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 REQUESTING THE MAYOR TO PROVIDE INFORMATION"(requests the Mayor, by and through each department head to provide a Capital Improvement project report each year and the Mayor to submit to City Council by May 1st of each year) be ADOPTED.

The vote on the foregoing was as follows:

Cindy Harris	No
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	No
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	Yes
Ralph Figy	No
Dave Flaherty	Yes

Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the reappointment of Peter Cowles, Jr., 18 Egleston Road, as Media Systems Specialist for a one year term from date of confirmation be CONFIRMED.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	No
Ralph Figy	Yes
Dave Flaherty	Yes

Prior to the vote, Councilor Harris informed the Council Mr. Cowles was appointed as Media Systems Specialist on January 18, 2018 for a one year term. Since 12/2011 he has had responsibilities such as the communications systems inclusive of Radios, Computers, Video, Voice over IP – maintaining the City’s Radio system including the Public Safety’s Radio System, the City’s phone system voice over IP, the City’s Public Broadcast station for live

broadcasts of Key City functions such as Council meetings and School Committee meetings, coordinates the radio broadcasts for City Officials at the University, supports the City's video surveillance system utilized in schools and public areas throughout the City. He also was employed prior to this as the Emergency Telecommunications Dispatcher "911" and Technology Associate from 3/1999 until 12/2011 for the Westfield Police Department, and before that was a dispatcher with the Holyoke Police Department and also was employed by WGGB (ABC 40) in Springfield for 6 years. He belongs to the Association of Professional Communications Committee (APCO) working for public safety IT security including 911 enhancement, and also belongs to Western Mass. Radio Interoperability Committee (WMRIC) which addresses the needs within the Commonwealth and FEMA. Lastly, Mr. Cowles is the Executive Producer, Softball World Series, responsible for streaming over 250 games for the 2017 Softball World Series, and member of the Westfield planning committee for hosting 2016 Babe Ruth Baseball World Series – the IT head for all aspects of public broadcasts during the 2016 Westfield World Series, including setup of all broadcasts of all games. Councilor Harris read the Milestones & Accomplishments and Programming Accomplishments of Mr. Cowles for the past year. Councilor Emmershly began to refer to item 16., a motion relative to broadcasting committee meetings and President Figy informed him he was out of order because the motion being discussed is the appointment of Mr. Cowles. Councilor Surprise informed the Council that the reason the appointment was tabled at the last meeting was so that the responsibilities and job description of the media specialist could be discussed. President Figy again informed the Council that the motion being discussed is the appointment only, the job description is not part of it. Upon motion of Councilor Flaherty, it was VOTED: That the appointment of Peter Cowles, Jr. be TABLED until after discussion of item 16, a motion relative to broadcasting committee meetings.

The vote on the foregoing was as follows:

Cindy Harris	No
Leslie LeFebvre	No
Nicholas Morganelli, Jr.	Yes
William Onyski	No
Andrew Surprise	Yes
Dan Allie	No
Mary Ann Babinski	No
Brent Bean II	No
John Beltrandi III	No
Michael Burns	No
Matt Emmershly	Yes
Ralph Figy	No
Dave Flaherty	Yes

The President declared the motion to table LOST.

At 9:13 PM a recess was declared.

At 9:15 PM the meeting was again called to order.

Councilor Surprise, for the Government Relations Committee, reported that the Committee voted that the motion of Councilors Emmershy and Allie to recall from Committee the matter of Recording and Broadcasting of Committee meetings from L&O (5/16/19) Per Rules of Council Sec 31(b) Committee Reports be referred to the Council for debate. Councilor Harris informed the Council that she is against this motion for all the same reasons as from the last meeting. Councilor Babinski informed the Council that this motion is putting the horse before the cart because not all meeting rooms have video equipment. The proposed ordinance has the word "shall" video tape and there is nothing specific to make it mandatory, so does "shall" mean "may"? Councilor Emmershy informed the Council that this proposed ordinance would initiate the action of getting video equipment in all the meeting rooms and the cost of the equipment can be paid for from the PEG money. And the second part of this would be amending the media specialist's position to have those meetings become available. It won't be live feed or on Channel 15. It would be a recording with a memory card and then uploaded to Vimeo. Councilor Morganelli agreed that the PEG money is a good source for the video equipment and suggested that all the "shalls" be changed to "may" and then it would be the discretion of the Chair. Councilor Surprise agreed to changing "shall" to "may". He informed the Council that a member of a Committee cannot live stream on facebook or tape their own meeting, it has to be someone from the public. The proposed ordinance would allow the Chair to tape the meeting. Councilor Beltrandi informed the Council that it is either mandatory or not, it cannot be "may" and up to each individual Chair. Councilor Flaherty agreed that every board/committee/commission meeting should be taped. Councilor Babinski informed the Council that it needs to say "may" because not all rooms are equipped for videotaping. Councilor Bean informed the Council that the Law Department says this shouldn't be done, but that he disagrees with the Law Department and thinks this is a step in the right direction and votes to move it forward. Councilor Emmershy informed the Council that it would take \$9,800.00 for the equipment. Councilor Figy informed the Council that he would like to see it happen but can't tell the Mayor how to spend money and if there's no guarantee for money it should not be an ordinance. Councilor Flaherty informed the Council that there are other ordinances that set up departments with numbers of people all which have a salary attached to them and if the Mayor doesn't like it he can veto it. Councilor Surprise agreed the Council cannot tell the Mayor how to spend money, it's just an example of where the money can come from.

Upon motion of Councilor Beltrandi, it was
VOTED: To end discussion on the matter.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	No
Andrew Surprise	No
Dan Allie	Yes
Mary Ann Babinski	No
Brent Bean II	Yes
John Beltrandi III	Yes
Michael Burns	No
Matt Emmershly	No
Ralph Figy	Yes
Dave Flaherty	Yes

The President declared the motion to table LOST. (8-yes 5-no ??) Discussion continued. Councilor Onyski suggested that this matter be discussed with the new Mayor in January. He informed the Council that many subcommittees do not submit their minutes which is mandatory. Also job descriptions are not in the Council's jurisdiction to create or amend, Council can only vote a job description of a department head up or down. Councilor Babinski agreed with Councilor Onyski. Councilor Flaherty questioned if this is leading to tabling until January when the new Mayor comes in then it should be tabled until then.

Upon motion of Councilor Flaherty, it was

VOTED: That the above motion relative to broadcasting committee meetings be TABLED until the first regular meeting of January, 2020.

The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	No
William Onyski	Yes
Andrew Surprise	No
Dan Allie	No
Mary Ann Babinski	Yes
Brent Bean II	No
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	No
Ralph Figy	Yes
Dave Flaherty	No

The President declared the motion PASSED.

Upon motion of Councilor Flaherty for Long Range Financial Overview Committee, it was

VOTED: That items 18, 19 and 20 REMAIN IN COMMITTEE.

18. Discussion for an order, ordinance, or resolution that net proceeds from the Water Pollution lawsuits (after legal fees) be dedicated to: #1 - paying off the balance of associated outstanding bonds, #2 - providing water bill credits to consumers for their payment of increased fees for water cleanup projects, #3 - fund a special purpose Stabilization Fund to be used exclusively for future operating expenses of the water filtration systems and water work's projects
19. Discussion relative to Retirement Board representative addressing pensions and annual financial impact statement related to the recently proposed Cost of Living Adjustment, and an updated PERAC schedule showing annual expected city budget appropriations and target date for reaching zero Unfunded Actuarial Liability.
20. Discussion relative to options to fully fund OPEB within 30 years

Upon motion of Councilor Flaherty, (and Morganelli), it was

VOTED: That the School Committee be requested to "surplus", or otherwise release to the City, land that was specifically acquired, transferred, or razed for the now terminated Ashley Street Elementary School Project and that the motion be REFERRED TO THE SCHOOL COMMITTEE.

The vote on the foregoing was as follows:

Cindy Harris	No
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	No
Andrew Surprise	Yes
Dan Allie	Yes
Mary Ann Babinski	No
Brent Bean II	No
John Beltrandi III	No
Michael Burns	No
Matt Emmershly	Yes
Ralph Figy	No
Dave Flaherty	Yes

The President declared the motion LOST.

Prior to the vote, Councilor Flaherty informed the Council that the land is no longer needed for a school because the project was terminated. Councilor Morganelli requested that his name be added to the motion. Councilor Figy informed the Council that the Council cannot tell other departments to surplus land. Councilor Flaherty informed the Council that the motion is just requesting them to surplus the land. Councilor Babinski agreed that it's just a request. Councilor Flaherty reiterated that the land was acquired for a specific purpose and since the project has been terminated the land should be declared surplus land to be used for a

playground. Councilor Morganelli agreed with Councilor Flaherty and informed the Council that the Park and Rec wants to use it and it has great potential for green space. Councilor Allie informed the Council that requests come from everywhere. Councilor Beltrandi suggested a joint meeting with the School Committee to discuss the matter. Councilor Figy informed the Council that the School Committee is not ready to release the land. Councilor Babinski suggested going to a School Committee meeting and requesting this during public participation. Councilor Morganelli informed the Council that Park and Rec is in favor of getting that land back for a park. Councilor Onyski informed the Council that maybe the School Committee has a need for it or maybe it can be used to relocate the Wyben School house. Councilor Emmershly questioned what the School Committee is going to put there and they ask the Council for money all time so the Council should ask them to surplus the land. Councilor Flaherty informed the Council he wants this item to be referred to the School Committee and put on their Agenda as a request from Council. Councilor Babinski expressed her concern that this is more than a request to surplus the land, it's dictating what should be done with the land.

Upon motion of Councilor Beltrandi, it was
VOTED: To end discussion on the above motion.

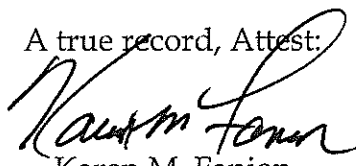
The vote on the foregoing was as follows:

Cindy Harris	Yes
Leslie LeFebvre	Yes
Nicholas Morganelli, Jr.	Yes
William Onyski	Yes
Andrew Surprise	No
Dan Allie	No
Mary Ann Babinski	No
Brent Bean II	Yes
John Beltrandi III	Yes
Michael Burns	Yes
Matt Emmershly	No
Ralph Figy	Yes
Dave Flaherty	No

The President declared the motion to end discussion PASSED.

At 10:17 PM, and upon motion of Councilor Harris, it was
VOTED: To ADJOURN.

A true record, Attest:

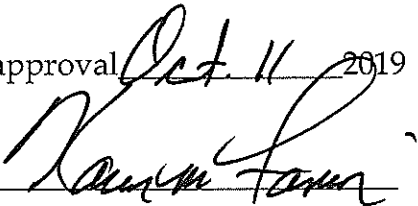


Karen M. Fanion

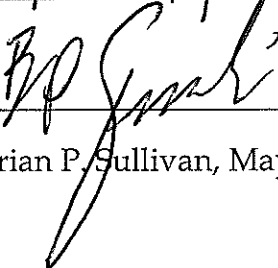
City Clerk/Clerk of the Council

Presented to the Mayor

Approved by the Mayor

For approval Oct 11 2019


Karen M. Fanion, City Clerk

10-10-19 2019


Brian P. Sullivan, Mayor