

GREENFIELD CITY COUNCIL

Regular Meeting Minutes

November 17, 2021

Webex Conferencing System

6:30 pm

CALL TO ORDER: Meeting was called to order at 6:30 p.m. by President Ricketts.

CHAIRS STATEMENT: This meeting is being recorded and videotaped by the City Council and GCTV-15. If any other persons present are doing the same you must notify the chairperson at this time.

ROLL CALL OF MEMBERS: Roll Call was taken. Councilors Guin Mayo and Forgey were absent.

ALSO PRESENT: Mayor Roxann Wedegartner; City Clerk Kathryn J. Scott; Finance Director/City Auditor/City Accountant Elizabeth Gilman; Greenfield School Superintendent Dr. Christine DeBarge; School Committee Chairperson Amy Proietti; DPW Director Marlo Warner; Community & Economic Development Director MJ Adams; Parliamentarian Will Roberts; Councilor-Elect Jasper Lepienski; GCTV-15 staff; and members of the public.

The Pledge of Allegiance was held.

ACCEPTANCE OF MINUTES: On a motion by Councilor Jarvis, second by Councilor Elmer, it was unanimously,

VOTED: TO ACCEPT THE CITY COUNCIL MINUTES OF OCTOBER 20, 2021.

COMMUNICATIONS:

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: Superintendent Dr. DeBarge reported the following:

- High School student Rory Cronin Townsend had been named as the recipient for the Superintendent's Academic Excellence Award for the 2021-2022 school year.
- Hired a full time band and instrument teacher, which resulted in 54 4th grade students to sign up for music lessons.
- Additional staff had been hired to aid and support students who have displayed troubling and concerning behavior since the return to full time in person learning.
- Conferred with Police Chief Haigh in regards to scheduling meetings to strengthen the communication and support between the Police and Schools. Trauma informed care would be provided to the middle school staff to support children who had experienced traumatic events.

Councilor Jarvis requested to receive report from the Superintendent addressing the specific issues the schools had been experiencing with students.

MAYOR, CITY OFFICERS AND EMPLOYEES: Mayor Wedegartner reported the following:

- Finance Director Liz Gilman submitted her resignation this week. She would continue to assist the Mayor on the preparation of the FY23 Budget.
- Athena Bradley had been hired as the City of Greenfield's Grant Writer.
- Addressed Councilor Wheeler's concerns with periodic inspections of multi-family resident properties and provided updates on the Building Inspectors' efforts to resume those inspections that were backlogged due to staff cuts and COVID-19.
- Update on plan to spend the APRA (American Rescue Plan Act) funds received by the Federal Government: \$650,000 for GCET to aid in their continued efforts to compete the build out for GCET services to North Greenfield residents; \$100,000 for Community Assistance, which included \$24,000 towards the Greenfield Housing Authority; \$200,000 for a "Portland Loo" public toilet.

- Conferred with State Representatives Natalie Blais and Susannah Whipps in regards to the State Legislator's legislative split to Greenfield.

Mayor Wedegartner was asked about the status of the DPW workers who were exposed to COVID-19. She noted that she could not give specifics due to HIPPA (Health Insurance Portability and Accountability Act) regulations.

OTHER CITY EMPLOYEES AS NEEDED, BY INVITATION: Clerk Scott reported the following:

- The Legislature used the Precinct map from 2010 to separate Greenfield into two districts, not the map from 2020; as a result, precincts 1, 2 and 5 would not be affected by the split. She would continue to work with the Census Bureau and the Secretary of State's office to minimize the effect the split would have on elections.
- Request to schedule a special meeting for Tuesday, December 7, 2021, before the Committee Chairs meeting, to vote on the revised precinct map before the deadline of December 15, 2021, to consider a new precinct proposal.
- If the Council had decided to resume meetings at the John Zon Community Center, the Clerk's office would accommodate them with safety equipment that was used for elections.

PUBLIC COMMENT: The following members of the public spoke:

- Jesus Leyva, High Street, spoke to his request of the Council to file a complaint with the Attorney General in regards to the numerous building code violations on properties owned by a landlord here in Greenfield.
- Glen Ayers, Davis Street, spoke to his experience working as a health agent dealing with hazardous waste sites and offered his opinion on the status of contamination at the Lunt property on Federal Street.
- Pamela Goodwin, High Street, spoke to her support to convert the temporary fire station into affordable housing once the permanent fire station was completed. She encouraged more effort to provide affordable and temporary housing for the homeless.
- Carissa Clifford, Hope Street, spoke to her concerns on the contamination issues at the Lunt property on Federal Street.
- Wendy Goodman, Green River Road, spoke to her concerns of the contamination issues at the Lunt property on Federal Street.

PUBLIC HEARINGS: Clerk Scott noted that the item associated with the public hearing notice required a vote from 12 Councilors. Due to the fact that only 10 Councilors were present it was recommended, with the consent of the Council, to hold the public hearing and second reading as published and place this item of the Council agenda in December.

Public hearing commenced at 8:09 pm. Councilor Bottomley read the following public hearing notice and second reading:

PUBLIC HEARING

In accordance with Home Rule Charter, the Greenfield City Council will hold a public hearing on Wed., November 17, 2021, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., or via Webex, if required, <https://greenfieldma.my.webex.com/greenfieldma.my/j.php?MTID=maef6ee7b838ae1410467d09f250746f2>, to receive public input on the following:

- \$115.50 Payment of Baker's Invoice from FY22 Human Resources Department Budget.

The City Council may consider the same on Wed., November 17, 2021, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., or via Webex, if required, <https://greenfieldma.my.webex.com/greenfieldma.my/j.php?MTID=maef6ee7b838ae1410467d09f250746f2>. Materials can be obtained from the City Clerk’s Office, 14 Court Sq. from 8:30 a.m.-5:00 p.m., Mon. - Fri. or phone 413-772-1555, x. 6163.

Penny Ricketts, Greenfield City Council President

City Council – Second Reading- November 17, 2021

- \$115.50 Payment of Baker’s Invoice from FY22 Human Resources Department Budget.

No one signed up to speak; the public hearing was closed at 8:11 pm.

Order no. FY 22-026

MOTION: On a motion by Councilor Gilmour, second by Councilor Elmer, it was,

WITHDRAWN: TO TABLE ORDER NO. FY22-026 UNTIL DECEMBER.

Councilor Jarvis made a point of order that tabling this order should be addressed as it appeared on the agenda. Vice-President Gilmour withdrew her motion.

MOTIONS, ORDERS, AND RESOLUTIONS

President Ricketts noted that the order to authorize sale of the property located at 294-296 Federal Street was erroneously forwarded to the Council and the Mayor submitted a notice of withdrawal to the Council. Mayor Wedegartner did not require the Council to vote on this issue due to the fact that this property was obtained in a tax taking; therefore, without objection, President Ricketts would remove the original motion from Councilor’s consideration. Any concerns regarding the condition of the property should be directed to the Mayor or the potential purchaser.

Councilor Desorgher objects to the removal of the order from Councilor’s consideration and noted that this issue was not outside of the Council’s purview.

Councilors discussed with the Parliamentarian and the Mayor in regards to the original order having been motioned and accepted by the Council for discussion and vote; the issue of legal documentation between the City and the potential purchaser, 401 Liberty Street; and the ongoing cleanup and monitoring of the properties’ condition.

Order no. FY 22-046A1

MOTION: On a motion by Councilor Desorgher, second by Councilor Bottomley, it was by roll call, 6 yes, 4 no,

VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 22-027A1 “TO DECLARE REAL ESTATE AT 294-296 FEDERAL ST, UNITS LOCATED IN THE 298 FEDERAL ST BUILDING, TO BE SURPLUS PROPERTY AND TRANSFERS SAID PROPERTY TO THE MAYOR FOR SALE. ” WHICH WAS TABLED AT THE OCTOBER 20, 2021, CITY COUNCIL MEETING.

Order No. FY22-027A1 was now on the floor: TO DECLARE REAL ESTATE AT 294-296 FEDERAL ST, UNITS LOCATED IN THE 298 FEDERAL ST BUILDING, TO BE SURPLUS PROPERTY AND TRANSFERS SAID PROPERTY TO THE MAYOR FOR SALE.

DISCUSSION: Councilors continue discussion on the proper process and procedure in regards to addressing this issue.

MOTION: On a motion by Councilor Jarvis, second by Councilor Stempel, it was,
MOVED: THAT IT BE ORDERED FY22-027A1 IS REFERRED BACK TO THE ECONOMIC DEVELOPMENT COMMITTEE FOR FURTHER REVIEW.

DISCUSSION: The Chairperson for the Economic Development Committee would submit a list of people to invite to provide their input in this matter.

It was by roll call, 10 yes, 0 no,

REFERRED BACK TO COMMITTEE: ORDER NO. FY22-027A1.

Order no. FY 22-046A2

MOTION: On a motion by Councilor Jarvis, second by Councilor Gilmour, it was by roll call, 10 yes, 0 no,
VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 22-027A2 “VOTE TO AUTHORIZE THE MAYOR TO SELL 294-296 FEDERAL ST., UNITS LOCATED IN THE 298 FEDERAL ST. BUILDING, BASED ON CITY OF GREENFIELD STANDARD OPERATING PROCEDURE RE0001-03-M, *POLICY ON SALE, LEASE, OR OPTION OF CITY OWNED LAND.*” WHICH WAS TABLED AT THE OCTOBER 20, 2021, CITY COUNCIL MEETING.

Order No. FY22-027A2 was now on the floor: VOTE TO AUTHORIZE THE MAYOR TO SELL 294-296 FEDERAL ST., UNITS LOCATED IN THE 298 FEDERAL ST. BUILDING, BASED ON CITY OF GREENFIELD STANDARD OPERATING PROCEDURE RE0001-03-M, *POLICY ON SALE, LEASE, OR OPTION OF CITY OWNED LAND.*

MOTION: On a motion by Councilor Desorgher, second by Councilor Gilmour, it was by roll call, 10 yes, 0 no,

REFERRED BACK TO COMMITTEE: ORDER NO. FY22-027A2

Order no. FY 22-042

MOTION: On a motion by Councilor Gilmour, second by Councilor Elmer, it was,
MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENT AND RE-APPOINTMENT BY THE MAYOR:

Sarah Ahern Bellemare – Public Library Board of Trustees – Term Expires June 30, 2023.

David Singer – Zoning Board of Appeals – Term Expires December 31, 2024.

DISCUSSION: Councilor Elmer reported that the Appointments & Ordinances Committee forwarded a unanimous positive recommendation.

It was by roll call, 10 yes, 0 no,

VOTED: TO APPROVE ORDER NO. FY22-042.

Order no. FY22-045

MOTION: On a motion by Councilor Gilmour, second by Councilor Desorgher, it was by roll call, 10 yes, 0 no,
VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL AFFIRMS THE FOLLOWING APPOINTMENT BY THE MAYOR TO THE BOARD OF ASSESSORS: JIM GEISMAN, FOR A TERM TO EXPIRE DECEMBER 31, 2021.

Clerk Scott reminded the Councilors that Order No. FY22-026 could not be addressed at tonight’s meeting due to the lack of Councilors required to vote. She asked the Councilors if they would consent to have the order forwarded to the Council meeting in December.

Order no. FY 22-036

MOTION: On a motion by Councilor Dolan, second by Councilor Elmer, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY CHARTER ARTICLE 3: EXECUTIVE BRANCH, SECTION 3-1: MAYOR; QUALIFICATIONS; TERM OF OFFICE; COMPENSATION, BE AMENDED AS INDICATED BELOW, WITH BOLD TEXT TO BE ADDED AND STRIKETHROUGH TEXT TO BE REMOVED:

SECTION 3-1: MAYOR: QUALIFICATIONS; TERM OF OFFICE; COMPENSATION

(c) *Compensation* - ~~The Mayor shall receive a minimum annual salary of \$70,000.~~ **The City Council shall, by ordinance, establish an annual salary for the Mayor, which shall become effective immediately.**

~~(d) *Further compensation* - The City Council shall, by ordinance, establish an annual salary for the Mayor, which shall become effective immediately.~~

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

DISCUSSION: Councilor Dolan reported the Appointments & Ordinances Committee forwarded a unanimous positive recommendation.

It was by roll call, 9 yes, 0 no 1 abstention,

VOTED: TO APPROVE ORDER NO. FY22-036.

Order no. FY 22-037

MOTION: On a motion by Councilor Dolan, second by Councilor Jarvis, it was by roll call, 10 yes, 0 no,

VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY CHARTER ARTICLE 3: EXECUTIVE, SECTION 3-8: TEMPORARY ABSENCE OF THE MAYOR, (A): ACTING MAYOR, BE AMENDED AS INDICATED BELOW, WITH BOLD TEXT TO BE ADDED AND STRIKETHROUGH TEXT TO BE REMOVED:

SECTION 3-8: TEMPORARY ABSENCE OF THE MAYOR

(a) *Acting Mayor* -The Mayor shall, by a letter filed with the City Council and a copy filed with the City Clerk, designate a qualified City officer or City employee to exercise the powers and perform the duties of the office during the temporary absence of the Mayor for periods of less than ~~ten (10)~~ **fifteen (15)** business days and to serve only when the needs of the City require and only to the extent necessary under the then circumstances.

Whenever, by reason of sickness, absence from the City or other cause, the Mayor shall be unable to perform the duties of the office for a period of ~~ten (10)~~ **fifteen (15)** successive business days, or more, the president of the City Council shall be the acting Mayor. In the event of the absence or disability of the President of the City Council, the Vice-president of the City Council shall serve as acting Mayor; **and the**

Mayor’s qualified City officer or City employee designee shall assist the acting Mayor in their duties of the office during the absence or disability of the Mayor.

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

Order no. FY 22-038

MOTION: On a motion by Councilor Dolan, second by Councilor Elmer, it was by roll call, 10 yes, 0 no, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY CHARTER ARTICLE 3: EXECUTIVE, SECTION 3-9: VACANCY IN OFFICE OF MAYOR, (B): COUNCIL ELECTION, BE AMENDED AS INDICATED BELOW, WITH BOLD TEXT TO BE ADDED:

SECTION 3-9: VACANCY IN OFFICE OF MAYOR

(b) *Council Election* - If a vacancy in the office of Mayor occurs in the last nine (9) months of the term for which the Mayor is elected, whether by reason of death, resignation, removal from office, or otherwise, the president of the City Council shall become the Mayor. Upon the qualification of the president of the City Council as the Mayor, under this section, a vacancy shall exist on the City Council, which shall be filled in the manner provided in Section 2-11. **In the event the Council President or Vice President shall vacate their office for any reason prior to the end of their term of office, at the next regularly scheduled meeting after such vacating and prior to conducting business the Councilors shall elect from among its members a successor President or Vice President to serve for the remainder of the term.**

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

Order no. FY 22-039

MOTION: On a motion by Councilor Dolan, second by Councilor Elmer, it was by roll call, 10 yes, 0 no, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY CHARTER ARTICLE 5: FINANCE AND FISCAL PROCEDURES, SECTION 5-2: SCHOOL COMMITTEE BUDGET, (A): PUBLIC HEARING, BE AMENDED AS INDICATED BELOW, WITH BOLD TEXT TO BE ADDED:

SECTION 5-2: SCHOOL COMMITTEE BUDGET

(a) *Public Hearing* - At least twenty-one (21) days before the meeting at which the School Committee is scheduled to vote on its final budget request, the School Committee shall cause to be published in a local newspaper, **and on the city website**, a general summary of its proposed budget. The summary shall specifically indicate any major variations from the current budget and the reasons for such changes. The notice shall further indicate the times and places at which complete copies of the proposed budget are available for examination by the public, and it shall indicate the date, time and place [not less than seven (7) nor more than fourteen (14) days following such publication], when a public hearing will be held by the School Committee on the proposed budget. The School Committee shall not take its final vote on its proposed budget until all persons who desire to be heard concerning the budget proposal have had a reasonable opportunity to be heard.

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

Order no. FY 22-040

MOTION: On a motion by Councilor Dolan, second by Councilor Elmer, it was by roll call, 10 yes, 0 no, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY CHARTER ARTICLE 5: FINANCE AND FISCAL PROCEDURES, SECTION 5-3: SUBMISSION OF BUDGET AND BUDGET MESSAGE, BE AMENDED AS INDICATED BELOW, WITH BOLD TEXT TO BE ADDED:

SECTION 5-3: SUBMISSION OF BUDGET AND BUDGET MESSAGE

Not later than ninety (90) days before the start of the City 's fiscal year, the Mayor shall submit to the City Council a proposed operating budget for the ensuing fiscal year with an accompanying budget message and supporting documents. The Mayor shall simultaneously provide for the publication in a local newspaper, **and on the city website**, of a notice and a general summary of the proposed budget. The summary shall specifically indicate any major variations from the current operating budget and the reason for such changes. The notice shall further indicate the times and places at which complete copies of the proposed operating budget for the City are available for examination by the public.

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

Order no. FY 22-041

MOTION: On a motion by Councilor Dolan, second by Councilor Jarvis, it was by roll call, 10 yes, 0 no, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY CHARTER ARTICLE 5: FINANCE AND FISCAL PROCEDURES, SECTION 5-7: SUPPLEMENTARY BUDGETS; OTHER APPROPRIATIONS, BE AMENDED AS INDICATED BELOW, WITH BOLD TEXT TO BE ADDED:

SECTION 5-7: SUPPLEMENTARY BUDGETS; OTHER APPROPRIATIONS

The City Council may, by majority vote, on recommendation of the Mayor, transfer within the last 2 months of a fiscal year or during the first 15 days of a new fiscal year to apply to the previous fiscal year, an amount appropriated for the use of any department; provided, however, that no transfer shall be made at any other time of any amount appropriated for the use of a City department to the appropriation for any other department except by a 2/3 vote of the City Council; and provided further, that the City Council shall, by ordinance, provide a procedure governing such requests, which shall include at least 2 readings and a public hearing by the City Council and it shall specify the circumstances under which notice by publication in a newspaper shall be required. A request for a transfer of funds from 1 municipal agency to another shall be made by the Mayor, in writing, to the City Council **and** shall include a statement setting forth the reason the additional funds are needed by the agency to which it is proposed they be transferred. The request shall be accompanied by a certificate, signed by the finance director, accountant and head of the agency from which the appropriation is proposed to be taken, that such transfer will not prevent that agency from performing its vital functions.

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

PRESENTATION OF PETITIONS AND SIMILAR PAPERS None.

REPORTS OF COMMITTEES

COMMUNITY RELATIONS AND EDUCATION COMMITTEE – None.

ECONOMIC DEVELOPMENT COMMITTEE – None.

APPOINTMENTS AND ORDINANCE COMMITTEE- None.

WAYS AND MEANS COMMITTEE – None.

TREASURER REPORT None.

UNFINISHED BUSINESS: None.

OLD BUSINESS: None.

NEW BUSINESS:

- Councilor Bottomley held the following first reading:
 - City Council – First Reading- November 17, 2021**
 - Transfer \$13,375 from Contract Stabilization for Central Maintenance Union Contract Wage Provisions.
 - Approve \$1,700 for Payment of Invoices from KP Law PC from FY22 Energy Department Budget.
- Councilor Gilmour addressed the issue presented to the Council at tonight’s meeting by a Greenfield resident regarding filing a complaint with the Attorney General’s office against a particular landlord. President Ricketts noted this would be placed on the December Committee Chairs agenda for discussion.

MOTIONS FOR RECONSIDERATION: None.

ADJOURNMENT: On a motion by Councilor Elmer, second by Councilor Desorgher, it was unanimously,

VOTED: TO ADJOURN THE MEETING AT 9:38 P.M.

A true copy,

Attest: _____
Kathryn J. Scott, City Clerk

GREENFIELD CITY COUNCIL MEMBERS

Webex Conferencing System
 Regular Meeting
 November 17, 2021

	Attendance	FY22-046A1 From Table	FY22-046A2 From Table	FY22-027A1 Back to EDC	FY22-027A2 Back to EDC	FY22-042	FY22-045	FY22-036	FY22-037	FY-22-038	FY22-039	FY22-040	FY22-041
1. Jarvis, Edward	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
2. Guin, Daniel	N	---	---	---	---	---	---	---	---	---	---	---	---
3. Desorgher, Virginia	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
4. Bottomley, John	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
5. Dolan, Timothy	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
6. Gilmour, Sheila	Y	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	Y	Y
7. Wheeler, Otis	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
8. Mayo, Douglas	N	---	---	---	---	---	---	---	---	---	---	---	---
9. Hirschfeld, Norman	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
10. Elmer, Philip	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
11. Forgey, Christine	N	---	---	---	---	---	---	---	---	---	---	---	---
12. Ricketts, Penny	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
13. Stempel-Rae, Ashley	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
		6 y 4 no	10 y 0 no	10 y 0 no	10 y 0 no	10 y 0 no	10 y 0 no	9 y 0 no 1 abs	10 y 0 no	10 y 0 no	10 y 0 no	10 y 0 no	10 y 0 no