

GREENFIELD CITY COUNCIL
223rd Regular Meeting Minutes
November 17, 2021
6:30 p.m.
Webex Conferencing System
Council Vote Summary
WEBSITE VERSION

MOTIONS, ORDERS, AND RESOLUTIONS

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. FY 22-027A1 - REFERRED BACK TO COMMITTEE: 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.

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. FY 22-027A2 - REFERRED BACK TO COMMITTEE: 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.*

Order no. FY 22-042

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

VOTED: 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.

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.

Order no. FY 22-036

MOTION: On a motion by Councilor Dolan, second by Councilor Elmer, it was by roll call, 9 yes, 0 no, 1 abstention,

VOTED: 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.

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.