

GREENFIELD TOWN COUNCIL
Regular Meeting Minutes
November 18, 2015

GCTV-15, 393 Main Street

7:00 pm

CALL TO ORDER: Meeting was called to order at 7:08 p.m. by President Hoffman.

President Hoffman stated this meeting was being recorded. If any other person present was doing the same, they must notify the chairperson at this time. It was noted the Town Council was audio recording and GCTV-15 was video recording the meeting for future broadcast.

ROLL CALL OF MEMBERS: Roll Call was taken. Councilor Siano and Ronhave were absent.

ALSO PRESENT: Mayor William Martin; Director of Municipal Finance and Administration Marjorie L. Kelly; Town Clerk Deborah J. Tuttle; DPW Director Donald Ouellette; School Superintendent Jordana Harper; School Committee Chairperson Maryelen Calderwood; Town Accountant Elizabeth Braccia; Chief Assessor Audrey Murphy; Board of Assessors Scott Cote and Joseph Ruggeri; Councilors Elect Maria Burge, Ashley Stempel, and Wanda Muzyka-Pyfrom; GCTV-15 staff; Anita Fritz, *the Recorder*; and members of the public.

ACCEPTANCE OF MINUTES: On a motion by Councilor Allis, second by Councilor Mass, it was unanimously,

VOTED: TO ACCEPT THE TOWN COUNCIL MINUTES OF OCTOBER 21, 2015.

MOTION: On a motion by Councilor Devlin, second by Councilor Maloni, it was unanimously,

VOTED: THAT IT BE ORDERED THAT THE GREENFIELD TOWN COUNCIL WAIVE THE RULES OF PROCEDURE, 8 ORDER AND DISPOSITION OF BUSINESS, TO ALLOW THE AGENDA ITEMS TO BE TAKEN OUT OF ORDER.

Order no. FY 16-081

MOTION: On a motion by Councilor Devlin, second by Councilor Maloni, it was,

MOVED: THAT IT BE ORDERED THAT IT BE ORDERED THAT THE GREENFIELD TOWN COUNCIL, PURSUANT TO CHARTER SECTION 2-11, APPROVES THE APPOINTMENT ASHLEY H. STEMPEL TO FILL THE PRECINCT 8 TOWN COUNCIL SEAT, VACATED BY KAREN SHAPIRO MILLER, UNTIL DECEMBER 31, 2015.

DISCUSSION: A friendly amendment was made to change the middle initial of "H." to "V.".

It was unanimously,

VOTED: THAT IT BE ORDERED THAT IT BE ORDERED THAT THE GREENFIELD TOWN COUNCIL, PURSUANT TO CHARTER SECTION 2-11, APPROVES THE APPOINTMENT ASHLEY V. STEMPEL TO FILL THE PRECINCT 8 TOWN COUNCIL SEAT, VACATED BY KAREN SHAPIRO MILLER, UNTIL DECEMBER 31, 2015.

Town Clerk Tuttle administered the oath of office to Councilor Stempel.

PUBLIC COMMENT: Louise Amyot, 56 Madison Circle, asked the Town Council's plan's for creating an ordinance, as it was voted by a nonbinding ballot question, regarding Polystyrene Fast Food Containers. She also questioned if the Town Council considered installing public water fountains in town.

James Hutchinson, 136 Main Street spoke of:

- Heard Town Council was going to consider removing Public Forum from end of the agenda.
- Thanked Anita Fritz for scheduling election debates.

PUBLIC HEARINGS: President Hoffman opened the Public Hearing at 7:18 pm. Councilor Allis read the Public Hearing notice: In accordance with Home Rule Charter, the Greenfield Town Council will hold a public hearing on Wed., Nov. 18, 2015, at 7:00 p.m. at GCTV-15, 393 Main St. to receive public input on the following:

- \$103,800 be appropriated from the Contractual Agreement Stabilization Fund to the Negotiated Salary Account line item for the settlement of the following contracts:
 - SSEA: \$37,600
 - DPW: \$36,500
 - Clerical: \$18,500
 - GPD Unit B: \$11,200
- \$50,000 be appropriated from the Water Enterprise Fund Retained Earnings to purchase land in Leyden straddling the Glen Brook as part of watershed management.
- \$38,100 be appropriated from the Capital Stabilization Fund to the Police Budget to fund the first year of a three-year lease for three police vehicles.
- To adopt a residential factor in accordance with the provisions of Massachusetts General Laws, Chapter 58, Section 1A, which shall be used by the Board of Assessors to determine the percentages of the local tax levy to be borne by each class of real and personal property for Fiscal 2016. The Assessors shall provide all information and data relevant to making such determination and the fiscal effect of the available alternatives. The hearing is required under Section 56 of Chapter 40, Massachusetts General Laws.

The Town Council will consider the same on Wed., Nov. 18, 2015, at 7:00 p.m. at GCTV-15 Studio, 393 Main St. Materials can be obtained from the Town Clerk's Office, 14 Court Sq. from 8:30 a.m.-5:00 p.m., Mon. - Fri. or phone 413-772-1555, x. 6163. Hillary Hoffman, Greenfield Town Council President

President Hoffman asked if anyone from the public wished to speak. Seeing none, it was noted the Public Hearing would remain open.

Councilor Allis held the following second reading:

- \$103,800 be appropriated from the Contractual Agreement Stabilization Fund to the Negotiated Salary Account line item for the settlement of the following contracts:
 - SSEA: \$37,600
 - DPW: \$36,500
 - Clerical: \$18,500
 - GPD Unit B: \$11,200
- \$50,000 be appropriated from the Water Enterprise Fund Retained Earnings to purchase land in Leyden straddling the Glen Brook as part of watershed management.
- \$38,100 be appropriated from the Capital Stabilization Fund to the Police Budget to fund the first year of a three-year lease for three police vehicles.

COMMUNICATIONS:

MAYOR: Mayor Martin discussed:

- Department of Energy/Sustainability had completed Energy Grants.
- Patriot Care two (2) year agreement.
- Asked Order Number 078 regarding rescinding \$10,000,000 for a Parking Garage be tabled.
- In January 2016 the State Supreme Court will review the case filed by abutters of the French King Highway relating to development.

In response to Councilors questions Mayor Martin spoke of:

- Explanation of the vehicles parked at the former Bendix site.
- Expectation that the State Supreme Court would make a decision on French King Highway.
- Bringing to the Police Chiefs attention the possibility of having two (2) Police Officers downtown on weekends between the hours of 9:00 pm and 1:00 am.

Ms. Kelly a yearly financial forum would be held on Wednesday, December 9, 2015, at 6:00 pm, in Town Hall. She stated the forum was for Councilors, however, anyone could attend. Ms. Kelly also noted the Town Clerk would also discuss the Charter and Town Council Rules of Procedure.

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: Superintendent Harper spoke:

- Thanked all who had participated and supported the schools and education over the year.
- Appreciated the Town Council's commitment to the Schools.

Chairperson Calderwood spoke of:

- A vote taken by the School Committee to name a computer lab at the High School for former School Committee member Jeff Comenitz.
- Vote taken by the School Committee supporting a moratorium on Charter Schools.

Councilor Ricketts stated everyone had raved about the High School on Election Day.

Discussion was held regarding the progress on plans to move the School Administration from Davis Street. It was expected that by the December Town Council meeting two (2) sites would be chosen with a list of pros and cons for each site.

President Hoffman asked questions relative to the ongoing FBI investigation of the School Food Service Department. It was noted that Town Council should adjourn to Executive Session for this discussion; President Hoffman declined. She asked the following question be read for the record.

- 1.) Paragraph one of the statement reports during the school year 2013 to 2014 multiple issues were discussed involving the districts food services department. Mayor Martin was Chair at the time and Susan Hollins was the Superintendent.
- 2.) Paragraph two of the school attorney's statement discussed in the spring of 2014, the attorney state because there were questions involving amounts of money regarding purchase of certain food products, and amounts actually spend by the food service department. What I would like to know is how did the Attorney become aware. Were others in the administration and the school committee made aware at the same time the Attorney was made aware, and who else was made aware at the time? I would like to know again if in the spring of 2014, Mayor Martin as chair of the school committee and Susan Hollins as superintendant were made aware.

I have other questions and will stop asking them now. I would love to know more information about paragraphs two and three specified of the statement the Attorney put forward and the time line. Because we talk about a timeline but the reporting to date doesn't fully outline individuals within that timeline and I want that clarified. I think it's important to understand who was in leadership at the time and who wasn't.

MOTIONS, ORDERS, AND RESOLUTIONS

President Hoffman asked if anyone from the public wished to speak at the Public Hearing; seeing none she closed the Public Hearing at 7:58 pm.

Order no. FY 16-075
Financial Order 16-12

MOTION: On a motion by Councilor Allis, second by Councilor Maloni, it was unanimously, **VOTED:** THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR AND IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAWS, THAT \$103,800 BE APPROPRIATED FROM THE CONTRACTUAL AGREEMENT STABILIZATION FUND TO THE NEGOTIATED SALARY ACCOUNT LINE ITEM FOR THE SETTLEMENT OF THE FOLLOWING CONTRACTS:

- SSEA: \$37,600
- DPW: \$36,500
- CLERICAL: \$18,500
- GPD UNIT B: \$11,200

DISCUSSION: Councilor Allis stated the Ways and Means Committee forwarded a unanimous positive recommendation.

It was by majority, 3 no,

VOTED: TO APPROVE ORDER NO. FY 16 -075, Financial Order 16-12.

Order no. FY 16-076

Financial Order 16-13

MOTION: On a motion by Councilor Allis, second by Councilor Maloni, it was, **MOVED:** THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR AND IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAWS, THAT \$50,000 BE APPROPRIATED FROM THE WATER ENTERPRISE FUND RETAINED EARNINGS TO PURCHASE LAND IN LEYDEN STRADDLING THE GLEN BROOK AS PART OF WATERSHED MANAGEMENT.

DISCUSSION: The following comments were made:

- Acquisition of the 12.82 acres in Leyden ensured clean water for Greenfield.
- This was not part of a planned strategy at this time.
- Not a priority of the DPW Director.
- The land had been vacant since the early 1980's and did not expect it would be developed soon.
- Greenfield's water comes from several sources.
- The requested funds would be better spent on priorities.
- It was shortsighted not to see the benefits to purchasing the land at this time.
- If homes were built on the land, it could in the long run, cost the Town more to produce clean water.
- This opportunity was a positive unpredicted opportunity.

It was by majority, 3 no,

VOTED: TO APPROVE ORDER NO. FY 16 -076, Financial Order 16-13.

Order no. FY 16-077

Financial Order 16-14

MOTION: On a motion by Councilor Allis, second by Councilor Devlin, it was, **MOVED:** THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR AND IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAWS, THAT \$38,100 BE APPROPRIATED FROM THE CAPITAL STABILIZATION FUND TO THE POLICE BUDGET TO FUND THE FIRST YEAR OF A THREE-YEAR LEASE FOR THREE POLICE VEHICLES.

DISCUSSION: Councilor Allis stated the Ways and Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 16 -077, Financial Order 16-14.

Order no. FY 16-079A

MOTION: On a motion by Councilor Allis, second by Councilor Maloni, it was,

MOVED: THAT IT BE ORDERED THAT THE TOWN COUNCIL ADOPT A MINIMUM RESIDENTIAL FACTOR OF ONE (1) RESULTING IN AN EQUAL TAX RATE FOR ALL CLASSES OF PROPERTY FOR THE FISCAL YEAR 2016.

DISCUSSION: Councilor Allis stated the Ways and Means Committee forwarded a unanimous positive recommendation for all three (3) Fiscal Year 2016 Tax Classification orders. Ms. Kelly spoke of the tax title work being done by the Attorney for the Town of Greenfield.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 16 -079 A.

Order no. FY 16-079 B

MOTION: On a motion by Councilor Allis, second by Councilor Maloni, it was unanimously,

VOTED: THAT IT BE ORDERED THAT THE TOWN COUNCIL VOTES THAT NO RESIDENTIAL EXEMPTION BE ADOPTED FOR FISCAL YEAR 2016.

Order no. FY 16-079 C

MOTION: On a motion by Councilor Allis, second by Councilor Maloni, it was unanimously,

VOTED: THAT IT BE ORDERED THAT THE TOWN COUNCIL VOTES THAT NO SMALL COMMERCIAL EXEMPTION BE ADOPTED FOR FISCAL YEAR 2016.

Order no. FY 16-078

MOTION: On a motion by Councilor Allis, second by Councilor Allis, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD TOWN COUNCIL RESCIND THE FOLLOWING ORDER VOTED DURING THE OCTOBER 21, 2015:

Order no. FY 16 -054

Financial Order 16-10

MOTION: On a motion by Councilor Allis, second by Councilor Maloni, it was by majority, 1 no,

VOTED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$10,000,000 IS APPROPRIATED FOR THE COSTS OF PLANNING, DESIGN, AND CONSTRUCTION OF A PARKING GARAGE AND FOR THE PAYMENT OF ALL COSTS INCIDENTAL AND RELATED THERETO, AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$10,000,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, SECTION 7 (3) OR ANY OTHER ENABLING STATUTE, AND THE MAYOR IS HEREBY AUTHORIZED TO APPLY FOR, CONTRACT FOR, ACCEPT AND EXPEND ANY FEDERAL AND/OR STATE GRANTS AVAILABLE FOR THIS PROJECT TO BE USED TO REDUCE THE WITHIN APPROPRIATION, AND FURTHER, THE MAYOR IS AUTHORIZED TO TAKE ANY ACTION NECESSARY TO CARRY OUT THE INTENT AND PURPOSE OF THESE PROJECTS.

MOTION: On a motion by Councilor Singer, second by Councilor Mass, it was unanimously,

TABLED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$10,000,000 IS APPROPRIATED FOR THE COSTS OF PLANNING, DESIGN, AND CONSTRUCTION OF A PARKING GARAGE AND FOR THE PAYMENT OF ALL COSTS

INCIDENTAL AND RELATED THERETO, AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$10,000,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, SECTION 7 (3) OR ANY OTHER ENABLING STATUTE, AND THE MAYOR IS HEREBY AUTHORIZED TO APPLY FOR, CONTRACT FOR, ACCEPT AND EXPEND ANY FEDERAL AND/OR STATE GRANTS AVAILABLE FOR THIS PROJECT TO BE USED TO REDUCE THE WITHIN APPROPRIATION, AND FURTHER, THE MAYOR IS AUTHORIZED TO TAKE ANY ACTION NECESSARY TO CARRY OUT THE INTENT AND PURPOSE OF THESE PROJECTS.

Order no. FY 16-080

MOTION: On a motion by Councilor Renaud, second by Councilor Mass, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD TOWN CHARTER ARTICLE 7, SECTION 7-7: CITIZEN INITIATIVE MEASURES, SUBSECTIONS (a), (b), (c), (d), (e) BE AMENDED BY DELETING THE CURRENT SUBSECTION AND INSERTING IN PLACE THEREOF THE FOLLOWING SUBSECTION:

(a) *Commencement* - Initiative procedures shall be started by the filing of a proposed initiative petition with the **Town** Clerk of the Council or the secretary of the School Committee, as the case may be. The petition shall be addressed to the Town Council or to the School Committee, shall contain a request for the passage of a particular measure which shall be set forth in full in the petition, and shall be signed by at least ten (10) voters of the Town. The petition shall be accompanied by an affidavit signed by five (5) voters and containing their residential address stating they will constitute the petitioners committee and be responsible for circulating the petition and filing it in proper form **and shall indicate which member shall serve as Clerk of the petitioners committee.**

(b) *Referral to Town Attorney* - The **Town** Clerk of the Council or the secretary of the School Committee, as the case may be, shall forthwith following receipt of each such proposed petition deliver a copy of the petition to the Town Attorney. The Town Attorney shall, within fifteen days following receipt of a copy of the petition, in writing, advise the Town Council or the School Committee, as may be appropriate, whether **(1)** the measure as proposed may lawfully be proposed by the initiative process ~~and~~ **(2)** whether, in its present form it may be lawfully adopted by the Town Council or the School Committee **and (3) whether the Town Clerk may issue blank forms as provided under paragraph 7-7 (c).** If the opinion of the Town Attorney is that the measure ~~is not in proper form~~ **fails in any respect** the reply shall state the reasons for such opinion, in full. A copy of the opinion of the Town Attorney shall also be mailed to the person designated as Clerk of the petitioners committee.

(c) *Submission to Town Clerk* - If the opinion of the Town Attorney is that the petition ~~is in a proper form~~ **is eligible under Section 7-7 (b),** the Town Clerk shall provide blank forms for the use of subsequent signers, and shall print at the top of each blank a fair, concise summary of the proposed measure, as determined by the Town Attorney, together with the names and addresses of the first ten (10) voters who signed the originating petition. Within ninety (90) days following the date the blank forms are issued by the Town Clerk, the petitions shall be returned and filed with the Town Clerk signed by at least ten percent (10%) of the total number of voters as of the date of the most recent **regular biennial** Town election, **but no less than five percent (5%) of all registered voters.** Signatures to an initiative petition need not all be on one (1) paper, but all such papers pertaining to any one measure shall be fastened together and shall be filed as a single instrument, with the endorsement thereon of the name and residence address of the person designated as filing the same. With each signature on the petition there shall also appear the street and number of the residence of each signer.

Within ten (10) days following the filing of the petition the Board of Registrars of Voters shall ascertain by what number of voters the petition has been signed, and what percentage that number is of the

total number of voters as of the date of the most recent regular biennial Town election. The Town Clerk shall attach to the petition a certificate showing the results of their examination and shall return the petition to the Clerk of the Council or the secretary of the School Committee according to how the petition is addressed. A copy of the Board of Registrars of Voters certificate shall also be mailed to the person designated as Clerk of the petitioners committee.

(d) *Action on Petitions* - Within ~~thirty (30)~~ **sixty (60)** days following the date a petition has been returned to the Clerk of the Council or the secretary of the School Committee by the Town Clerk and after publication in accordance with the provisions of section 2-9(c), the Town Council or the School Committee shall act with respect to each initiative petition by passing it without change, by passing a measure which is stated to be in lieu of the initiative measure, or by rejecting it. The passage of a measure, which is in lieu of an initiative measure, shall be deemed to be a rejection of the initiative measure. If the Town Council or the School Committee fails to act with respect to any initiative measure, which is presented to it within ~~thirty (30)~~ **sixty (60)** days following the date it is returned to it by the Town Clerk, the measure shall be deemed to have been rejected on such ~~30th~~ **60th** day. If an initiative measure is rejected, the Town Clerk of the Council or the secretary of the School Committee shall promptly give notice of that fact to the person designated as Clerk of the petitioners committee, by certified mail.

(e) *Supplementary Petitions* - Within ~~forty-five (45)~~ **sixty (60)** days following the date an initiative petition has been rejected a supplemental initiative petition may be filed with the Town Clerk of the Council or the secretary of the School Committee by the petitioner's committee as determined in section 7-7(a). The supplemental initiative petition shall be **in the same form as the initial petition and** signed by a number of additional voters, which is equal ~~to~~ **or greater than** five percent (5%) of the total number of voters as of the date of the most recent regular biennial Town election, **but no less than two and one half percent (2 ½ %) of all registered voters**. If the number of signatures to such supplemental petition is found to be sufficient by the Town Clerk, the Town Council shall call a special election to be held on a date fixed by it not less than ~~forty-five (45)~~ **one hundred and twenty (120)** nor more than ~~ninety (90)~~ **one hundred eighty (180)** days following the date of the certificate of the Town Clerk that a sufficient number of voters have signed the supplemental initiative petition and shall submit the proposed measure, without alteration, to the voters for determination; provided, however, if any other Town election is to be held within one ~~hundred and twenty days (120)~~ **year** following the date of the said certificate, the Town Council may omit the calling of such special election and cause said question to appear on the election ballot at such approaching election for determination by the voters **at the next regular biennial election**.

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

DISCUSSION: Vice-President Renaud stated the Appointment and Ordinance Committee forwarded a unanimous positive recommendation for all four (4) proposed amendments. These amendments clarified the Citizen Initiative Process. She noted the Town Clerk had reviewed and agreed with the proposed amendments.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 16 -080.

Order no. FY 16-083

MOTION: On a motion by Councilor Renaud, second by Councilor Mass, it was unanimously,

VOTED: THAT IT BE ORDERED THAT THE GREENFIELD TOWN CHARTER ARTICLE 7, SECTION 7-8: CITIZEN REFERENDUM PROCEDURES, SUBSECTIONS (a) AND (c), BE

AMENDED BY DELETING THE CURRENT SUBSECTION AND INSERTING IN PLACE THEREOF THE FOLLOWING SUBSECTION:

SECTION 7-8: CITIZEN REFERENDUM PROCEDURES

(a) *Petition, Effect on Final Vote* - If, within thirty (30) days following the date on which the Town Council or the School Committee has voted finally to approve of any measure a petition signed by a number of voters equal to ~~five~~ **ten** percent (~~5~~ **10** %) of the total number of voters as of the date of the most recent ~~general~~ **regular biennial** Town election, **but no less than two and one half percent (2 ½ %) of all registered voters** and addressed to the Town Council or to the School Committee as may be, protesting against the measure or any part thereof is filed with the ~~secretary of the School Committee or Clerk of the Council~~ **Town Clerk** the effective date of such measure shall be temporarily suspended. **Final approval under this section shall not be complete until the time for all remedies under Section 3-7 are expired.** The School Committee or the Town Council shall forthwith reconsider its vote on such measure or part thereof **at the next regularly scheduled meeting**, and, if such measure is not rescinded the Town Council shall provide for the submission of the question for a determination by the voters either at a special election which it may call at its convenience, or within such time as may be requested by the School Committee, or at the next regular Town election, but pending such submission and determination the effect of such measure shall continue to be suspended.

(c) **If not placed before the voters at a regular biennial election,** ~~+~~ in order for the referendum to be binding upon the Town, twenty-five percent (25%) of the registered voters of the Town must vote on the measure or issue placed before the Town, by citizens' referendum procedure.

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

Order no. FY 16-084

MOTION: On a motion by Councilor Renaud, second by Councilor Mass, it was unanimously, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD TOWN CHARTER ARTICLE 7, SECTION 7-10: SUBMISSION OF OTHER MATTERS TO VOTERS, BE AMENDED BY DELETING THE CURRENT SECTION AND INSERTING IN PLACE THEREOF THE FOLLOWING SECTION:

SECTION 7-10: SUBMISSION OF OTHER MATTERS TO VOTERS

The Town Council may of its own motion, and shall at the request of the School Committee if a measure originates with that body and pertains to affairs under its jurisdiction, submit to the voters at any regular **biennial** Town election for adoption or rejection any measure in the same manner and with the same force and effect as are hereby provided for submission by petitions of voters **unless they shall designate that the measure is non-binding.**

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

Order no. FY 16-085

MOTION: On a motion by Councilor Renaud, second by Councilor Allis, it was unanimously, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD TOWN CHARTER ARTICLE 7, SECTION 7-12: RECALL ELECTIONS, SUBSECTION (b), (c), BE AMENDED BY DELETING THE CURRENT SECTION AND INSERTING IN PLACE THEREOF THE FOLLOWING SECTION:

SECTION 7-12: RECALL ELECTIONS

(b) *(paragraph 5)* The Board of Registrars of Voters shall within ten (10) days following the date the petition forms are filed certify the number of signatures thereon which are the names of voters and the percentage that number represents of the total number of voters as of the date of the most recent **regular biennial** Town election.

(c) *Recall Election* - If the petitions are certified by the Board of Registrars of Voters to contain a sufficient number of signatures, ~~they~~ **the Town Clerk** shall forthwith submit the same, with their certificate, to the Town Council. Upon receipt of the certified petition forms the Town Council shall forthwith give written notice to the officer whose recall is sought of the validity of such petitions. If the officer whose recall is sought does not resign the office within five (5) days following delivery of the said notice, or by leaving at the last known place of residence, the Town Council shall, after consultation with the Town Clerk and the Board of Registrars of Voters, order a special election to be held on a date not more than ninety (90) days after the date of its notice to the officer whose recall is sought.

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

PRESENTATION OF PETITIONS AND SIMILAR PAPERS None.

REPORTS OF COMMITTEES

WAYS AND MEANS COMMITTEE – Chairman Allis spoke of the committee's recommendation not to opt out of Remote Participation. The next committee meeting would be held on Wednesday, December 2, 2015.

ECONOMIC DEVELOPMENT COMMITTEE – Chairman Devlin noted the committee recommended not to opt out of Remote Participation via phone and video depending on the meeting location.

COMMUNITY RELATIONS AND EDUCATION COMMITTEE – Chairman Kelner announced the committee was not meeting in November. However all members were seated on other subcommittees. She stated she was in favor of participating in Remote Participation.

APPOINTMENTS AND ORDINANCE COMMITTEE - Councilor Mass stated the committee suggested the incoming Council consider the issue of Remote Participation.

Councilor Maloni reported on discussion being held by the Sustainability Greenfield Implementation Committee relating to “Complete Streets”. Complete Streets is an approach to designing streets which are not only safe for vehicles but also friendly to cyclists, pedestrians and lighting. He would forward information for reference.

In response to Councilor Singer, President Hoffman stated the proposed amendments to the Rules of Procedure would be brought forth to Committee Chairs and the Town Council in December.

Councilor Ricketts reminded the public that all rides on FRTA on Black Friday were free.

UNFINISHED BUSINESS: None.

OLD BUSINESS: None.

NEW BUSINESS: Councilor Allis held the following first readings:

- Appropriate \$300,000 from Free Cash to OPEB Trust Fund.
- Appropriate \$200,000 from Free Cash to Compensated Absences Fund.
- Appropriate \$1,425,000 from Free Cash to General Stabilization Fund.
- Appropriate \$285,000 from Free Cash to Capital Stabilization Fund.
- Appropriate \$200,000 from Free Cash to Building Maintenance Stabilization Fund.
- Appropriate \$200,000 from Free Cash to Contractual Agreement Stabilization Fund.
- Appropriate \$20,000 from Water Retained Earnings to underwrite design fees for the Rocky Mountain Water Tank rehabilitation.

MOTIONS FOR RECONSIDERATION: None.

PUBLIC FORUM: George Touloumtzis, 27 Abbott Street, read the attached statement regarding cycling.

ADJOURNMENT: On a motion by Councilor Ricketts, second by Councilor Allis, it was unanimously **VOTED:** TO ADJOURN THE MEETING AT 8:45 P.M.

A true copy,

Attest: _____
Deborah J. Tuttle, Town Clerk

GREENFIELD TOWN COUNCIL MEMBERS

GCTV-15
Regular Meeting
November 18, 2015

1. Kelner, Marian	P						
2. Siano, Alfred	A						
3. Allis, Brickett	P						
4. Ronhave, Steven	A						
5. Ricketts, Penny	P						
6. Hoffman, Hillary	P						
7. Renaud, Karen	P						
8. Stempel, Ashley	P						
9. Hirschfeld, Norman	P						
10. Athey, Dalton	P						
11. Mass, Isaac	P						
12. Devlin, Patrick	P						
13. Maloni, Mark	P						