

GREENFIELD TOWN COUNCIL

Regular Meeting Minutes

March 15, 2017

GTCTV-15, 393 Main Street

7:00 pm

CALL TO ORDER: Meeting was called to order at 7:13 p.m. by President Allis.

President Allis 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. Also recording the meeting was Susan Durkee, Nicklaus Lacoy, Rufus Seward and Maddie Tomes.

ROLL CALL OF MEMBERS: Roll Call was taken all Councilors were present.

ALSO PRESENT: Mayor William Martin; Assistant Town Clerk Gail Zukowski; Director of Municipal Finance and Administration Marjorie Lane Kelly; Town Accountant Elizabeth; Fire Chief Robert Strahan; Call Force Fire Chief Michael Swain; Public Safety Commission Robert Hawkins; Superintendent Jordana Harper; Assistant Superintendent Beth Pratt; GCTV-15 staff; Aviva Luttrell, *the Recorder*; and members of the public.

The Pledge of Allegiance was held.

ACCEPTANCE OF MINUTES: On a motion by Councilor Ricketts, second by Councilor Pyfrom, it was unanimously,

VOTED: TO ACCEPT THE TOWN COUNCIL MINUTES OF FEBRUARY 15, 2017.

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

VOTED: 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.

Fire Chief Strahan, Mayor Martin, Mr. Hawkins, and President Allis spoke regarding Call Force District Chief Michael Swain being the recipient of the national Glenn Gaines Excellence in Fire Prevention Award. This award recognizes your commitment to fire safety education through program development, delivery, organization and creativity in an effort to reduce the numbers of fires within our community. President Allis presented a certificate of accomplishment to Mr. Swain.

PUBLIC COMMENT: The following members of the public spoke:

- Four Rivers Students, Hailey Tsatsos, Cedar Noonan and Evan Leaf read the attached document advocating for Greenfield to be designated a Safe Community.
- Cornelia Miller, 47 Highland Ave, spoke in opposition of the Corridor Overlay District zoning amendment.
- David Brule, 32 River Street, President of the Nolumbeka Project, spoke in opposition of the Corridor Overlay District zoning amendment.
- Nancy Hazard, 30 Spring Terrace spoke in opposition of the Corridor Overlay District zoning amendment and spoke of her support for the School Budget.
- Hazel Dawkins, 91 Smith Street, spoke in opposition of the Corridor Overlay District zoning amendment.
- Albert Norman, 21 Grinnell Street spoke in opposition of the Corridor Overlay District zoning amendment and requested the agenda item be considered earlier than posted.
- Amy Clarke, 39 Madison Circle, spoke in opposition of the Corridor Overlay District zoning amendment.
- Mike Penn-Straw, 68 Crescent Street, spoke in opposition of the Corridor Overlay District zoning amendment.

- Pete Brown, 24 James Street, spoke in opposition of the Corridor Overlay District zoning amendment. He also submitted written comments from a resident who was unable to attend, see attached.
- Anna Morrison, 21 Grinnell Street, spoke in opposition of the Corridor Overlay District zoning amendment.
- Susan Worgaftik, 45 Forest Avenue, spoke in opposition of the Corridor Overlay District zoning amendment. She thanked the students for the well crafted, thoughtful research and presentation.
- Timothy Mosher, 29 Cypress Street, read the attached statement requesting a formal apology by Albert Norman.
- Marilynn Clayton, 8 Peabody Lane, spoke in opposition of the Corridor Overlay District zoning amendment.
- Dorothy McIver, 88 Columbus Avenue, spoke in opposition of the Corridor Overlay District zoning amendment.
- Erin Donnelly, 245 Conway Street, spoke in opposition of the Corridor Overlay District zoning amendment.
- Mathew Ashby, 115 Chapman Street, spoke in opposition of the Corridor Overlay District zoning amendment.

PUBLIC HEARINGS: Councilor Stempel read the following Public Hearing notice: In accordance with Home Rule Charter, the Greenfield Town Council will hold a public hearing on Wed., March 15, 2017 at 7:00 p.m. at GCTV-15, 393 Main St. to receive public input on the following:

- Fiscal Year 2018 Capital Plan totaling \$2,080,000:
 - General Fund Borrowing \$450,000
 - Capital Stabilization \$225,000
 - Building Maintenance \$185,000
 - General Stabilization \$250,000
 - Sewer Fund Borrowing \$425,000
 - Water Fund Borrowing \$200,000
 - Water Fund Retained Earnings \$125,000

• The sum of \$50,000 be appropriated from General Stabilization for the Snow and Ice Account
 The Town Council will consider the same on Wed., March 15, 2017, 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.

Brickett Allis, Greenfield Town Council President

President Allis opened the Public Hearing at 7:56 pm. He asked if anyone from the public wished to speak, seeing none he stated the hearing would remain open.

Councilor Stempel held the following second reading:

- Fiscal Year 2018 Capital Plan totaling \$2,080,000:
 - General Fund Borrowing \$450,000
 - Capital Stabilization \$225,000
 - Building Maintenance \$185,000
 - General Stabilization \$250,000
 - Sewer Fund Borrowing \$425,000
 - Water Fund Borrowing \$200,000
 - Water Fund Retained Earnings \$125,000
- The sum of \$50,000 be appropriated from General Stabilization for the Snow and Ice Account

COMMUNICATIONS:

MAYOR: Mayor Martin spoke of the following topics:

- Court case regarding the French King Highway.
- Additional zoning and planning issues in the area of the French King Route 2 intersection.
- Appreciative of comments by citizens.
- He would be providing an Executive Order statement by early next week regarding Safe Communities.
- Thanked the Ways and Means Committee for bringing the Capital Budget before the Town Council tonight. The budget was predominately going toward infrastructure.

Ms. Braccia stated the Town of Greenfield Open Checkbook would be available on the Town's website on May 1, 2017. This would include expenditures from Revolving Funds. Payroll would not be available until the end of the fiscal year.

In response to Councilors questions Mayor Martin stated the following:

- The Executive Order regarding Safe Communities would be forwarded to the Town Council for the Community Relations and Education Committee.
- He would attend a future Economic Development Committee to discuss future zoning proposals and development.
- Information on how citizens could become members of the Fire Department Call Force. Possible future course offerings at the High School for interested students.

Councilor Pyfrom thanked the DPW for the pristine conditions of Greenfield roads after the March 14, 2017 snow storm.

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: Superintendent Harper and Assistant Superintendent Pratt spoke of the following:

- As the Schools have now had six snow days, the last day of school will be June 22, 2017.
- Requested Council support for the School Capital requests. Discussed the proposed request for school servers.

In response to Councilors questions and comments the following was discussed with Superintendent Harper:

- What the Expanded Learning Time Grant was used for in Greenfield Schools.
- Thanks for good effective communication regarding snow days.
- The 21st Annual Taste of World Cultures would be held tomorrow March 16, 2017.

President Allis asked if anyone from the public wished to speak at the Public Hearing, seeing none he closed the hearing at 8:16 pm.

TOWN OFFICERS: None.

MOTIONS, ORDERS, AND RESOLUTIONS**Order no. FY 17-104**

MOTION: On a motion by Councilor Leonovich, second by Councilor Ricketts, it was by majority roll call, 5 yes, 7 no,

DEFEATED: THAT IT BE ORDERED THAT THE GREENFIELD TOWN COUNCIL TAKE FROM THE TABLE ORDER NO. FY 17-079 "THAT THE TOWN COUNCIL OF GREENFIELD AMEND THE ZONING ORDINANCE, CHAPTER 200, OF THE CODE OF THE TOWN OF GREENFIELD SECTION 200-4. 16 CORRIDOR OVERLAY DISTRICT (CO) PARAGRAPH A. BY STRIKING THE ENTIRETY AND REPLACING WITH THE FOLLOWING: "A. DISTRICT

BOUNDARIES. THE CORRIDOR OVERLAY DISTRICT SHALL APPLY TO THE FOLLOWING ROADWAY CORRIDORS: HIGH STREET. (1) HIGH STREET CORRIDOR. THE CORRIDOR SHALL EXTEND FROM THE INTERSECTION OF **CLARK** STREET AND HIGH STREET SOUTH TO SMITH STREET AS SHOWN AS CORRIDOR OVERLAY DISTRICT ON OFFICIAL ZONING MAP TOWN OF GREENFIELD, MA ADOPTED OCTOBER 18, 1989 AS UPDATED BY THE GREENFIELD DEPARTMENT OF PLANNING & DEVELOPMENT **JANUARY 11, 2017**. LOTS PARTIALLY WITHIN THE DISTRICT SHALL COMPLY WITH THE DISTRICT REQUIREMENTS.” AND FURTHER BY AMENDING THE APPENDIX BY STRIKING “FRENCH KING HIGHWAY/HIGH STREET CORRIDOR OVERLAY” AND REPLACE WITH “CORRIDOR OVERLAY DISTRICT” AND SUBSTITUTING THE ATTACHED MAP REFERENCED HEREINABOVE. AND FURTHER AMENDS THE TABLE OF CONTENTS AND INDEX OF THE CODE. AND FURTHER THAT NONSUBSTANTIVE CHANGES TO THE NUMBERING OF THE ORDINANCE BE PERMITTED IN ORDER THAT IT BE IN COMPLIANCE WITH THE NUMBERING FORMAT OF THE CODE OF THE TOWN OF GREENFIELD.” WHICH WAS TABLED AT THE JANUARY 18, 2017 TOWN COUNCIL MEETING.

Order no. FY 17-098

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

MOVED: THAT THE GREENFIELD TOWN COUNCIL PURSUANT TO CHARTER SECTION 2-10, ACCEPTS THE FOLLOWING APPOINTMENT BY THE MAYOR TO THE COMMISSION ON DISABILITY ACCESS: RANDALL TRAVIS – REMAINDER OF A THREE YEAR TERM EXPIRING, JUNE 30, 2019 (TO FILL AN EXISTING VACANCY DUE TO THE REGISTRATION OF RICHARD PUCKO).

DISCUSSION: Councilor Childs stated the Appointment and Ordinance Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17 -098.

Order no. FY 17-099

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

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD TOWN COUNCIL PURSUANT TO CHARTER SECTION 2-10, ACCEPTS THE FOLLOWING APPOINTMENT BY THE MAYOR TO THE GREENFIELD HOUSING AUTHORITY: RANDI PARKS – REMAINDER OF A FIVE YEAR TERM TO EXPIRE, JUNE 30, 2021 (FILLING AN EXISTING VACANCY DUE TO THE PASSING OF ELIZABETH SERRANO).

DISCUSSION: Councilor Childs stated the Appointment and Ordinance Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17 -099.

Order no. FY 17-084

Financial Order 17-31

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$225,000 BE APPROPRIATED FROM THE CAPITAL IMPROVEMENT STABILIZATION FUND FOR THE FOLLOWING PURPOSES AND AMOUNTS:

<u>Description</u>	<u>Amount</u>
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Replace School Department Servers	35,000
Replace Town Guardrails	30,000
Purchase Salt Brine Making Machines	60,000
Purchase New Voting Machines	<u>100,000</u>
Totals	\$ 225,000

DISCUSSION: Councilor Stempel stated the Ways and Means Committee forwarded a unanimous positive recommendation on the motion to amend to items for a total of \$160,000.

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

MOVED: TO AMEND THE MOTION BY REDUCING THE REQUEST TO PURCHASE NEW VOTING MACHINES BY STRIKING \$100,000 AND INSERTING IN ITS PLACE \$65,000.

DISCUSSION: Councilor Mass stated the cost to purchase voting machines was \$65,000. The remaining was requested to purchase voting booths for which no quote was obtained and which with early voting may not be necessary.

It was by majority, 1 no,

VOTED: TO AMEND THE MOTION BY REDUCING THE REQUEST TO PURCHASE NEW VOTING MACHINES BY STRIKING \$100,000 AND INSERTING IN ITS PLACE \$65,000.

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

MOVED: TO AMEND THE MOTION BY STRIKING IN ITS ENTIRELY REPLACE TOWN GUARDRAILS \$30,000.

DISCUSSION: Councilor Mass stated that in last year's Capital Budget the Town Council approved \$30,000 to be expended over two years. The Council was told the request for funds would be biyearly. There was no explanation for the rational change other than the fact that there was a total of \$300,000 worth of guardrails which needed replacement. Councilor Ricketts questioned what the logic was in not funding an item needed? Councilor Renaud stated guardrails were not an extravagance they were a safety measure and she would not vote to approve this amendment.

It was by a show of hands majority, 7 yes and 6 no,

VOTED: TO AMEND THE MOTION BY STRIKING IN ITS ENTIRELY REPLACE TOWN GUARDRAILS \$30,000.

VOTED: TO AMEND THE MOTION BY REDUCING THE REQUEST TO PURCHASE NEW VOTING MACHINES BY STRIKING \$100,000 AND INSERTING IN ITS PLACE \$65,000.

Councilor Stempel read the motion as amended: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$160,000 BE APPROPRIATED FROM THE CAPITAL IMPROVEMENT STABILIZATION FUND FOR THE FOLLOWING PURPOSES AND AMOUNTS:

<u>Description</u>	<u>Amount</u>
Replace School Department Servers	35,000
Replace Town Guardrails	0
Purchase Salt Brine Making Machines	60,000
Purchase New Voting Machines	<u>65,000</u>
Totals	\$ 160,000

It was by majority, 1 no,

VOTED: TO APPROVE ORDER NO. FY 17 -084, Financial Order 17-31.

Order no. FY 17-085
Financial Order 17-32

MOTION: On a motion by Councilor Stempel, second by Councilor Mass, it was,
MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$185,000 BE APPROPRIATED FROM BUILDING MAINTENANCE STABILIZATION FOR THE FOLLOWING PURPOSES AND AMOUNTS:

<u>Description</u>	<u>Amount</u>
Replace and Repair Stairs and Walkways/Newton School	\$ 75,000
Elementary School Floor Replacement	\$ 35,000
Elementary School Fencing Replacement	\$ 25,000
Poet Seat Tower Improvements	<u>\$ 50,000</u>
Total	<u>\$ 185,000</u>

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

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17 -085, Financial Order 17-32.

Order no. FY 17-086
Financial Order 17-33

MOTION: On a motion by Councilor Stempel, second by Councilor Mass, it was,
MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$225,000 BE APPROPRIATED FROM GENERAL STABILIZATION FOR THE FOLLOWING PURPOSES AND AMOUNTS:

<u>Description</u>	<u>Amount</u>
Design of Wisdom Way Rehabilitation	\$175,000
Emergency Power Generator	<u>\$ 75,000</u>
Total	<u>\$225,000</u>

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

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17 -086, Financial Order 17-33.

Order no. FY 17-087
Financial Order 17-34

MOTION: On a motion by Councilor Stempel, second by Councilor Mass, it was,
MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$350,000 BE APPROPRIATED FOR A NEW ROOF ON THE DPW BUILDING AT THE TOWN YARD. AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$350,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, SECTION 7 (1) 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.

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

It was unanimously, by roll call,

VOTED: TO APPROVE ORDER NO. FY 17 -087, Financial Order 17-34.

Order no. FY 17-088

Financial Order 17-35

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$225,000 BE APPROPRIATED FOR THE SEWER FUND SHARE OF THE REPLACEMENT COST FOR THE SCADA SYSTEM AT THE WASTEWATER TREATMENT PLANT AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$225,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, SECTION 7 (9) 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.

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

It was unanimously, by roll call,

VOTED: TO APPROVE ORDER NO. FY 17 -088, Financial Order 17-35.

Order no. FY 17-089

Financial Order 17-36

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$125,000 BE APPROPRIATED FROM FUND RETAINED EARNINGS FOR THE REPLACEMENT OF THE SCADA SYSTEM AT THE WASTEWATER TREATMENT PLANT

DISCUSSION: Councilor Stempel stated the Ways and Means Committee forwarded a unanimous positive recommendation. Vice-President Mass noted the same request was made during last year's Capital Budget and the Town Council did not approve that request. Since that time the price had decreased by \$150,000. Councilor Stempel noted the price reduction was merely a happenstance and was not strategically planned.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17 -089, Financial Order 17-36.

Order no. FY 17-090

Financial Order 17-37

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$200,000 BE APPROPRIATED ~~TO~~ FOR THE DREDGING ~~AND~~ OF THE LEYDEN GLEN RESERVOIR AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$200,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, SECTION 8 (4A) 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.

DISCUSSION: Councilor Stempel stated the Ways and Means Committee tabled this request until backup information was obtained outlining environmental impacts which would allow the Councilors to make a conscious decision. It was noted this project was planned to occur over a 10 year period. The question was would it be better for the environment to expedite the project to be completed quickly. Councilor Stempel approved Councilor Mass's friendly amendment to strike the first "to" and "and" from the order. Mr. Ouellette discussed specifics including repairs to the dam, amount of sediment in the Glen, amount of water in the Glen was 46 million gallons.

MOTION: On a motion by Councilor Mass, second by Councilor Pyfrom, it was by majority, 1 no,
TABLED: ORDER NO. FY 17 -090, Financial Order 17-37.

President Allis noted this would be placed on the April 19, 2017 Town Council agenda for consideration.

Order no. FY 17-091

Financial Order FY17-38

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR ,THAT THE SUM OF \$200,000 BE APPROPRIATED TO IMPROVE AND RECONSTRUCT SEWER INFLOW AND INFILTRATION FACILITIES, AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$200,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, SECTION 8 (14) 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.

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

It was unanimously, by roll call,

VOTED: TO APPROVE ORDER NO. FY 17 -091, Financial Order FY17-38.

Order no. FY 17-092

Financial Order FY17-39

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$100,000 BE APPROPRIATED TO DESIGN THE NASH'S MILL BRIDGE, AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$100,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, SECTION 7 (7) 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.

DISCUSSION: Councilor Stempel stated the Ways and Means Committee forwarded a unanimous positive recommendation. It was noted that this project was high on the State importance level and Councilor attendance and participation in State Public Hearing would be beneficial in keeping this a priority for Mass Highway.

It was unanimously, by roll call,

VOTED: TO APPROVE ORDER NO. FY 17 -092, Financial Order FY17-39.

Order no. FY 17-095

Financial Order 17-40

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$50,000 BE APPROPRIATED FROM GENERAL STABILIZATION FOR THE SNOW AND ICE ACCOUNT.

DISCUSSION: Councilor Stempel stated the Ways and Means Committee forwarded a unanimous positive recommendation. President Allis stated this proposal was submitted more than three weeks ago for the deficit amount. Since then additional funds have been expended. An additional request should be forthcoming.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17 -095, Financial Order FY17-40.

Order no. FY 17-103

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

MOVED: THAT IT BE ORDERED THAT THE TOWN COUNCIL OF GREENFIELD HEREBY INITIATES THE FOLLOWING PROPOSED ZONE CHANGE TITLED “TEMPORARY MORATORIUM ON RECREATIONAL MARIJUANA ESTABLISHMENTS” IN ACCORDANCE WITH M.G.L.C 40A SECTION 5:

TEMPORARY MORATORIUM ON RECREATIONAL MARIJUANA ESTABLISHMENTS

Section TBD - Purpose:

On November 8, 2016, the voters of the commonwealth approved a law regulating the cultivation, processing, distribution, possession and use of marijuana for recreational purposes (new G.L. c. 94G, Regulation of the Use and Distribution of Marijuana Not Medically Prescribed). The law, which allows certain personal use and possession of marijuana, took effect on December 15, 2016 and (as amended on December 13, 2016; Chapter 351 of the acts of 2016) requires a Cannabis Control Commission to issue regulations regarding the licensing of commercial activities by March 15, 2018 and to begin accepting applications for licenses on April 1, 2018. Currently under the zoning ordinance, a non-medical Marijuana Establishment (hereinafter, a “Recreational Marijuana Establishment”), as defined in G.L. c. 94G, s. 1, is not specifically addressed in the Zoning Ordinance. Regulations to be promulgated by the Cannabis Control Commission may provide guidance on certain aspects of local regulation of recreational Marijuana Establishments. The regulation of recreational marijuana raises novel legal, planning, and public safety issues, and the City needs time to study and consider the regulation of Recreational Marijuana Establishments and address such issues, as well as address the potential impact of the state regulations on local zoning and to undertake a planning process to consider amending the Zoning Ordinance regarding regulation of Recreational Marijuana Establishments. The City intends to adopt a temporary moratorium on the use of land and structures in the town for Recreational Marijuana Establishments so as to allow

sufficient time to address the effects of such structures and uses in the City and to enact ordinances in a consistent manner.

Section TBD - Definition:

‘Recreational Marijuana Establishment’ shall mean a “marijuana cultivator, marijuana testing facility, marijuana product manufacturer, marijuana retailer or any other type of licensed marijuana-related business.”

Section TBD - Temporary Moratorium:

For the reasons set forth above and notwithstanding any other provision of the Zoning Ordinance to the contrary, the City hereby adopts a temporary moratorium on the use of land and structures for a Recreational Marijuana Establishment and other uses related to recreational marijuana. The moratorium shall be in effect through June 30, 2018 or until such time as the City adopts Zoning Ordinance amendments that regulate Recreational Marijuana Establishments, whichever occurs earlier. During the moratorium period the City shall undertake a planning process to address the potential impact of recreational marijuana in the City, and to consider the Cannabis Control Commission regulations regarding Recreational Marijuana Establishments, and shall consider adopting new Zoning Ordinances in response to these new issues. Or take any action relative thereto.

DISCUSSION: President Allis explained this vote started the zoning process for a moratorium to allow the town to have time to create regulations. The proposed language is nearly identical to the Medical Marijuana Moratorium formerly in place and had been compared to the language proposed by MMA.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17 -103.

PRESENTATION OF PETITIONS AND SIMILAR PAPERS None.

REPORTS OF COMMITTEES It was noted that the timeline for proposal for the Zoning Amendment for the French King Corridor Overlay District would expire during the first week of April 2017.

UNFINISHED BUSINESS: None.

OLD BUSINESS: None.

NEW BUSINESS: Councilor Stempel held the following first reading:

- First Reading - Reserve Fund Transfer the Smith Vocational Tuition in the amount of \$34,000
- First reading - that \$60,724 be appropriated from the General Stabilization fund for debt
- First Reading -\$ 9,941 be appropriated from Free Cash to FRCOG Inspection Program

MOTIONS FOR RECONSIDERATION: None.

ADJOURNMENT: On a motion by Councilor Ricketts, second by Councilor Stempel, it was unanimously,

VOTED: TO ADJOURN THE MEETING AT 8:49 P.M.

A true copy,

Attest: _____
Deborah J. Tuttle, Town Clerk

GREENFIELD TOWN COUNCIL MEMBERS

GCTV-15
 Regular Meeting
 March 15, 2017

	Roll Call	104	087	088	091	092
1. Sund, Verne	Y	N	Y	Y	Y	Y
2. Stempel, John	Y	N	Y	Y	Y	Y
3. Allis, Brickett	Y	---	---	---	---	---
4. Muzyka-Pyfrom, Wanda	Y	N	Y	Y	Y	Y
5. Wainstein, Robert	Y	Y	Y	Y	Y	Y
6. Burge, Maria	Y	N	Y	Y	Y	Y
7. Childs, William	Y	N	Y	Y	Y	Y
8. Stempel, Ashley	Y	Y	Y	Y	Y	Y
9. Leonovich, Daniel	Y	N	Y	Y	Y	Y
10. Mass, Isaac	Y	N	Y	Y	Y	Y
11. Renaud, Karen	Y	Y	Y	Y	Y	Y
12. Ricketts, Penny	Y	Y	Y	Y	Y	Y
13. Maloni, Mark	Y	Y	Y	Y	Y	Y

5 yes
 7 no