

GREENFIELD TOWN COUNCIL

Special Meeting Minutes

July 13, 2017

GCTV-15, 393 Main Street

7:00 pm

CALL TO ORDER: Meeting was called to order at 7:03 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.

ROLL CALL OF MEMBERS: Roll Call was taken. Councilors Wainstein and Leonovich were absent.

ALSO PRESENT: Mayor William Martin; Town Clerk Deborah J. Tuttle; Finance Director/Town Auditor/Town Accountant Elizabeth Braccia; Director of Administration Mark Smith; GCET Director Daniel Kelly; IT Director Fernando Fleury; 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 Sund, second by Councilor Ricketts, it was unanimously,

VOTED: TO ACCEPT THE TOWN COUNCIL MINUTES OF MAY 30, 2017, JUNE 21, 2017, JUNE 27, 2017 (10 AM), JUNE 27, 2017 (6 PM) AND JUNE 28, 2017.

PUBLIC COMMENT: None.

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 Thurs., July 13, 2017 at 7:00 p.m. at GCTV-15, 393 Main St. to receive public input on the following:

- The Sum of \$47,300 be appropriated from the Capital Stabilization Fund for the purpose of purchasing a Permitting Software.
- That the sum of \$ 13,000 be appropriated from the Capital Improvement Stabilization Fund to fund Greenfield's share of a new vehicle for the Animal Control Officer.

The Town Council will consider the same on Thurs., July 13, 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

Councilor Stempel held the following second reading:

- The Sum of \$47,300 be appropriated from the Capital Stabilization Fund for the purpose of purchasing a Permitting Software.
- That the sum of \$ 13,000 be appropriated from the Capital Improvement Stabilization Fund to fund Greenfield's share of a new vehicle for the Animal Control Officer.

President Allis opened the Public Hearing at 7:06 pm. He asked if anyone from the public wished to speak; seeing none, he stated the hearing would remain open.

COMMUNICATIONS:

MAYOR: Mayor Martin spoke of the cumulative experience of the five proposed appointments to the Greenfield Communication Energy and Technology (GCET) Board. He stated the State Legislature would hold a third reading on the legislation soon.

Mayor Martin and Mr. Kelly responded to Councilor questions regarding:

- Process for citizens to apply to become members of the Greenfield Redevelopment Authority (GRA) because two proposed GCET board members will need to resign before being sworn in.

Additionally, one member would need to resign from the School Committee prior to taking the oath.

- Target marketing was taking place throughout the town for contracts. The contracts were monthly and there was no penalty for withdrawing at anytime.
- Process used by the Mayor when seeking applicants, interviewing, and choosing GCET board members.
- Citizens could contact GCET for information by calling 775-6400.

Mayor Martin and Ms. Braccia spoke and responded to Councilor questions regarding:

- Staff shortages due to resignations on both the Town and School accounting staff and business manager.
- The priority at the moment was to keep payroll and bill payment rolling.
- End of the year finances were expected to be prepared for August 2017.
- The School Department will be hiring the TMS firm to close the School books and provide information to the Town. The Town was also discussing the option of assistance from TMS.
- At this time it was expected that no department was in deficit.
- Complaints of homeless people camping on Elisa Lane.
- DPW would provide an update to the repairs on Poets Seat Tower.
- The number of students utilizing School transportation; the Superintendent would notify families during the second week of August.
- Issues with Planet Aid collection bins located on School property.

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: Mayor Martin spoke of:

- Negotiations were underway with the custodians and cafeteria workers.
- Federal Street School was in the process of energy efficient upgrades including insulation, heating, and windows. This was a MSBA program which would be reimbursed at 77%.
- TMS was currently being used for 90 days at \$9,000. If the firm were to be utilized further RFP's would be sought.

President Allis asked if anyone wished to speak at the Public Hearing; seeing none he closed the hearing at 7:40 pm.

TOWN OFFICERS: None.

MOTIONS, ORDERS, AND RESOLUTIONS

Order no. FY 18-005

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 COMMUNICATION ENERGY AND TECHNOLOGY (GCET) BOARD:

- JOHN HOWLAND– FIVE YEAR APPOINTMENT – TERM TO EXPIRE JUNE 30, 2022
- DAVID LANOIE– FOUR YEAR APPOINTMENT – TERM TO EXPIRE JUNE 30, 2021
- TIMOTHY FARRELL–THREE YEAR APPOINTMENT–TERM TO EXPIRE JUNE 30, 2020
- DAVID RUSSELL– TWO YEAR APPOINTMENT – TERM TO EXPIRE JUNE 30, 2019
- JENNIFER STROMSTEN–ONE YEAR APPOINTMENT–TERM TO EXPIRE JUNE 30, 2018

DISCUSSION: Councilor Childs stated the Appointment and Ordinance Committee considered each appointment separately. All appointments received a favorable recommendation; however, Mr. Howland and Mr. Lanoie received one abstention. Councilor comments included:

- These appointments followed the same appointment process as outlined in the Charter.
- These appointments were different in the fact that this is a new venture and the Town has loaned GCET \$5,000,000.
- The Legislation has not been passed by the State to date although it is moving through the appropriate process.
- Questions sent to applicants have been answered by four of the five applicants.
- Diverse professional expertise and opinions of appointees; however, the board was lacking cultural, socioeconomic, ethnicity and gender diversity.
- The Town Council would continue oversight of GCET.
- If the Town Council did not approve of these appointments to allow five people to have oversight of GCET than oversight would be left up to one, the Mayor.
- Believe future questions by the Town Council would be addressed by the board; the Town Council will be watching closely.

It was by majority, 1 no,

VOTED: TO APPROVE ORDER NO. FY 18 -005.

Order no. FY 18-003

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 PLANNING BOARD:

DAVID MOSCARITOLO – 3 YEAR APPOINTMENT AS A FULL MEMBER (FROM 1ST ALTERNATE POSITION), TERM TO EXPIRE JUNE 30, 2020 (FILLING AN EXISTING VACANCY DUE TO THE RESIGNATION OF ROXANN WEDEGARTNER)

JAMES ALLEN – REMAINDER OF A 3 YEAR APPOINTMENT AS A 1ST ALTERNATE, TERM TO EXPIRE JUNE 30, 2019

DISCUSSION: Councilor Childs stated the Appointment and Ordinance Committee forwarded unanimous positive recommendation. It was noted that Mr. Allen was in attendance. It was also noted their experience would be valuable to the Board in the absence of long time member Roxann Wedegartner.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 18 -003.

Order no. FY 18-006

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 SGIC (SUSTAINABLE GREENFIELD IMPLEMENTATION COMMISSION) MICHAEL PATTAVINA – THREE YEAR TERM TO EXPIRE JUNE 30, 2020 (TO FILL AN EXISTING VACANCY LEFT BY THE RESIGNATION OF KURT RICHARDSON)

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

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 18 -006.

Order no. FY 18-004

MOTION: On a motion by Councilor Childs, second by Councilor Ricketts, 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 CONSERVATION COMMISSION - DOUGLAS CLOUTIER – THREE YEAR TERM TO EXPIRE, JUNE 30, 2020 (FILLING AN EXISTING VACANCY DUE TO THE RESIGNATION OF GAIL MILLER)

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

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 18 -004.

Order no. FY 18-007

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 YOUTH COMMISSION:

- ROBERT O'NEILL–TERM TO EXPIRE JUNE 30, 2019 (TO FILL AN EXISTING VACANCY)
- KIA BURTON-KING–TERM TO EXPIRE JUNE 30, 2019 (TO FILL AN EXISTING VACANCY)
- PENNY RICKETTS –TERM TO EXPIRE JUNE 30, 2019 (TO FILL AN EXISTING VACANCY)

DISCUSSION: Councilor Childs stated the Appointment and Ordinance Committee forwarded a unanimous positive recommendation. It was noted there were additional spaces to fill on the Youth Commission, interested parties should contact the Mayor's office.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 18 -007.

Order no. FY 18-001

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

MOVED: THAT IT BE ORDERED, UPON RECOMMENDATION OF MAYOR MARTIN, AN ORDER TO APPROPRIATE \$47,300 FOR THE PURCHASE OF PERMITTING SOFTWARE, THE SUM OF \$47,300 BE APPROPRIATED FROM THE CAPITAL STABILIZATION FUND FOR THE PURPOSE OF PURCHASING A PERMITTING SOFTWARE.

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

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 18 -001.

Order no. FY 18-002

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 \$ 13,000 BE APPROPRIATED FROM THE CAPITAL IMPROVEMENT STABILIZATION FUND TO FUND GREENFIELD'S SHARE OF A NEW VEHICLE FOR THE ANIMAL CONTROL OFFICER.

DISCUSSION: Councilor Stempel stated the Ways and Means Committee forwarded a recommendation to table for further information.

Order no. FY 18-002

MOTION: On a motion by Councilor Mass, second by Councilor Burge, it was unanimously,
TABLED: THAT IT BE ORDERED, UPON RECOMMENDATION OF THE MAYOR, THAT THE SUM OF \$ 13,000 BE APPROPRIATED FROM THE CAPITAL IMPROVEMENT STABILIZATION FUND TO FUND GREENFIELD'S SHARE OF A NEW VEHICLE FOR THE ANIMAL CONTROL OFFICER.

Order no. FY 18-009

MOTION: On a motion by Councilor Stempel, second by Councilor Burge, it was,
MOVED: THAT IT BE ORDERED THAT THE GREENFIELD TOWN COUNCIL, UPON RECOMMENDATION OF THE MAYOR AND SCHOOL COMMITTEE, APPROVES THE AGREEMENT BETWEEN THE GREENFIELD SCHOOL COMMITTEE AND THE GREENFIELD EDUCATION ASSOCIATION UNIT C, JULY 1, 2016 – JUNE 30, 2019, EXECUTED JULY 5, 2017.

DISCUSSION: It was noted:

- The contract was forwarded to the Town Council via email.
- The Town Council did not have the contract for 30 days as required by Ordinance.
- The funding for the contract was already part of the School department's budget.
- Historically the Town Council approves the first year of contracts due to its funding.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 18 -009.

PRESENTATION OF PETITIONS AND SIMILAR PAPERS None.

REPORTS OF COMMITTEES None.

UNFINISHED BUSINESS: None.

OLD BUSINESS:**Order no. FY 18-008**

MOTION: On a motion by Councilor Ricketts, second by Councilor Mass, it was unanimously,
VOTED: THAT IT BE ORDERED, THAT THE GREENFIELD TOWN COUNCIL TAKE FROM THE TABLE ORDER NO. FY 17-141, "THAT IT BE ORDERED, THAT THE TOWN COUNCIL OF GREENFIELD HEREBY INITIATES THE FOLLOWING ZONE CHANGE IN ACCORDANCE WITH M.G.L.C 40A SECTION 5:

AMEND THE ZONING ORDINANCE, CHAPTER 200-7.18. ACCESSORY DWELLING UNITS [ADDED BY THE TOWN COUNCIL ON AUGUST 17, 2016] BY STRIKING THE WORDS "PLANNING BOARD" THROUGHOUT AND REPLACING THE SAME WITH THE WORDS "ZONING BOARD OF APPEALS"

AND FURTHER BY AMENDING G (5) AS FOLLOWS:

BY INSERTING AFTER "TOTALITY OF THE CIRCUMSTANCES" BUT BEFORE THE WORDS "WAIVE STANDARDS OF SECTION D OF THIS ORDINANCE", THE WORDS "BASED ON ANY OR ALL OF THE FOLLOWING FACTORS:

- (A) THE SHOWING OF GOOD AND SUFFICIENT CAUSE THAT A WAIVER IS NOT INCONSISTENT WITH THE PURPOSES OF THIS CHAPTER AS A WHOLE;
- (B) A DETERMINATION THAT FAILURE TO GRANT THE WAIVER WOULD RESULT IN EXCEPTIONAL HARDSHIP TO THE APPLICANT;
- (C) DANGER TO LIFE OR PROPERTY;

(D) THE NECESSITY TO ACCOMMODATE REQUESTS OF THE CONSERVATION COMMISSION, PLANNING BOARD OR HISTORIC COMMISSION OR ANY MUNICIPAL DEPARTMENT;

(E) EXTRAORDINARY EXPENSE WHICH IS UNDUE GIVEN THE PURPOSE OF THE PROVISION(S) WAIVED;

(F) THE AVAILABILITY OF ALTERNATIVE METHODS TO SUBSTANTIALLY MEET THE PURPOSE OF THE PROVISION(S) WAIVED;

(G) NO MUNICIPAL FUNCTION, NOR ANY DIRECT ABUTTER WILL BE SUBSTANTIALLY EFFECTED BY THE WAIVER.” WHICH WAS TABLED AT THE JUNE 21, 2017 TOWN COUNCIL MEETING.

DISCUSSION: President Allis stated the motion was now on the table for discussion. Discussion included:

- History of the Accessory Dwelling Ordinance; including the waiver language.
- Who the Special Permit Granting Authority should be.
- EDC and Planning Board had held preliminary discussion regarding the proposal.
- General review of the Zoning amendment process.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 17-141.

NEW BUSINESS: In response to a question by Councilor Ricketts, President Allis stated, there had been a zoning map amendment received but he was unsure who had sponsored the proposal. He stated this request would be place on the Town Council Committee Chairs agenda for August.

President Allis stated:

- All Town Election nomination papers must be received in the Town Clerks office prior to 5:00 pm on Tuesday, July 25, 2017.
- Ms. Tuttle stated no one had yet taken papers out to run for the Jenny L. Bascom Trust.
- A card would be obtained for the Town Council to sign and send to former Human Resource Director Dennis Helmus who recently retired.
- The next regular meeting of the Town Council would be held at the Greenfield High School Cafeteria.

MOTIONS FOR RECONSIDERATION: None.

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

VOTED: TO ADJOURN THE MEETING AT 9:08 P.M.

A true copy,

Attest: _____
Deborah J. Tuttle, Town Clerk

GREENFIELD TOWN COUNCIL MEMBERS

GCTV-15
Special Meeting
July 13, 2017

Attendance

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