

GREENFIELD CITY COUNCIL  
191<sup>st</sup> Regular Meeting Minutes  
March 20, 2019

Greenfield High School Cafeteria, 21 Barr Ave.

7:00 pm

**CALL TO ORDER:** Meeting was called to order at 7:09 p.m. by President Renaud.

President Renaud stated this meeting is being recorded, videotaped and broadcasted. If any other person present was doing the same, they must notify the chairperson at this time. It was noted the City Council and the Recorder were audio recording and GCTV-15 was video recording and broadcasting the meeting.

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

**ALSO PRESENT:** Mayor William Martin; City Clerk Kathryn J. Scott; Assistant City Clerk Geneva Bickford; Finance Director/City Auditor/City Accountant Elizabeth Gilman; Director of Administration Mark Smith; Fire Chief Robert Strahan; GCTV-15 staff; Joshua Solomon *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 Mass, it was unanimously,

**VOTED:** TO ACCEPT THE CITY COUNCIL MINUTES OF February 14<sup>th</sup> and February 20<sup>th</sup>, 2019.

**PUBLIC COMMENT:** The following members of the public spoke:

- Pam Kelly, 32 Spruce St., spoke as a Board Member of the Nolumbeka Project to the Native American history of the French King Highway and opposed any development on the land. She supported the new Library.
- Paul Jablon 73A Fairview St., spoke to his support of the zoning changes for the new Library.
- David Singer, 41 Grinnell St., spoke to his support of the zoning changes for the new Library.
- Roxann Wedegartner, 85 Hastings St., spoke to her support of the new Library. She had concerns for the French King Highway zoning changes.
- Pete Brown, 24 James St., spoke to his support of the French King Highway zoning changes compromise if it would help the Councilors vote for the new Library.
- Wilson Roberts, 15 Chestnut Hill, spoke to his support of the French King Highway zoning changes compromise for the new Library.
- Richard Wedegartner, 85 Hastings St., urged the Councilors to do what was best for Greenfield's future.
- Faith Kaufmann, 39 Gold St., spoke to her support of the new Library. She handed Councilors a printout of projects funded by the Massachusetts Public Library Construction Program. (attached).
- Jeanne Douillard, 32 Lakeview Dr., spoke in support of the new Library.
- Armand Proulx, 32 Lakeview Dr., spoke in support of the new Library. He supported the preservation of Sacred Grounds.
- Douglas Sky Wight, 237 Conway St., spoke in support of the French King Highway zoning changes compromise for the new Library.
- Joseph Ruggeri, 643 Bernardston Rd., spoke in support of the French King Highway zoning changes compromise for the new Library.
- Judy Draper, 28 Prospect Ave., spoke in support of the French King Highway zoning changes compromise for the new Library.

- John Bednarski, 105 Franklin St., spoke in support of the French King Highway zoning changes compromise for the new Library.
- Karl Meyer, 91 Smith St., spoke in support of the French King Highway zoning changes compromise for the new Library.
- Janice Adam, 252 Davis St., spoke in support of the French King Highway zoning changes compromise for the new Library.
- Jack Anderson, 729 Colrain Rd., urged Councilors to vote for the French King Highway zoning changes compromise and the new Library.
- Mik Muller, 20 River St., spoke to his support of the new Library. He opposed the French King Highway zoning changes.
- Crystal Zimmer, 10 ½ Stanley St., spoke to the inadequate technology budget for the Schools. She questioned why some Elementary Schools have no library and only one had a part time library. She opposed the new Library and asked Councilors to consider giving more funds towards the Schools.
- Charles Roberts, 15 Spring Terrace, spoke to his support of the French King Highway zoning changes compromise for the new Library.
- Bill Benson, 52 Grinnell St., thanked all the people involved for their efforts to support the new Library. He urged the Councilors to vote for the new Library.
- Elaine Fletcher, 40 Union St., Apt. 2, spoke to her support of the new Library. She supported the French King Highway zoning changes.
- Christine Forgey, 290 Barton Rd., spoke to her support of the new Library. She supported the French King Highway zoning changes.
- Mike Larabee, 24 Oak Hill Acres, spoke to his support of the new Library. He supported commercial development on the French King Highway.
- Lindley Wilson, 12 Shattuck St., spoke to her concerns for the French King Highway zoning changes.
- Edward Berlin, 20 Orchard St., spoke to his support of the new Library. He thanked the people involved with the new Library program for their efforts.

**PUBLIC HEARINGS:** President Renaud opened public hearing at 8:22 p.m. She asked if anyone from the public wished to speak. Seeing none she stated the hearing would remain open.  
Councilor Wheeler read the following public hearing notice:

#### PUBLIC HEARING

In accordance with Home Rule Charter, the Greenfield City Council will hold a public hearing on Wed., March 20, 2019, at 7:00 p.m. at Greenfield High School Cafeteria, 21 Barr Ave., to receive public input on the following:

- The following sums be appropriated from the Contractual Stabilization Fund to fund retroactive provisions of contract agreement:

Local 274 –Cafeteria/Food Service Workers

2017-2018 School Year     \$5,092.77

2018-2019 School Year     \$8,685.28

        Total                     \$13,778.05

Contractual Stabilization Balance: \$91,687.09

The City Council will consider the same on Wed., March 20, at 7:00 p.m. at Greenfield High School Cafeteria, 21 Barr Ave. 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.

Karen Renaud, Greenfield City Council President

Councilor Wheeler held the following second reading:

## **City Council – Second Reading- March 20, 2019**

- The following sums be appropriated from the Contractual Stabilization Fund to fund retroactive provisions of contract agreement:

Local 274 –Cafeteria/Food Service Workers

2017-2018 School Year      \$5,092.77

2018-2019 School Year      \$8,685.28

Total                              \$13,778.05

Contractual Stabilization Balance: \$91,687.09

### **COMMUNICATIONS:**

MAYOR: Mayor Martin thanked the Councilors for their continued efforts on the new Library and the French King Highway zoning compromise. He reported some announcements would be forthcoming that could impact Economic Development in Greenfield.

Mayor Martin answered questions from Councilors:

- When would the report from the Planning Department regarding the last two years of zoning and research be made available.
- The status on the Fire Department.
- Had there been any opposition from residents on Riddell Street in regards to the new Fire Station Complex construction.

COMMUNICATIONS FROM GCET BOARD OF COMMISSIONER AND/OR GCET DIRECTOR: None.

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: None.

CITY OFFICERS: None.

President Renaud closed the public hearing at 8:27 pm.

### **MOTIONS, ORDERS, AND RESOLUTIONS**

#### **Order no. FY 19-075**

**MOTION:** On a motion by Councilor Wheeler, second by Councilor Pyfrom, it was, by majority, 1 abstention,

**VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 19-062 “THE CITY COUNCIL, UPON RECOMMENDATION OF THE MAYOR ORDERED THAT, THE COUNCIL AUTHORIZES THE PAYMENT OF FY18 BILLS FOR \$1,546.82 FROM THE FY19 ENERGY DEPT BUDGET.”

EVERSOURCE      \$263.14

EVERSOURCE      \$1,283.68

WHICH WAS TABLED AT THE DECEMBER 19, 2018 CITY COUNCIL MEETING.

President Renaud stated that Order no. FY19-062 is now on the table.

**DISCUSSION:** Chairperson Wheeler reported the Ways and Means Committee forwarded a unanimous positive recommendation.

It was by majority, 12 yes, 1 no,  
**VOTED:** TO APPROVE ORDER NO. FY 19-062.

**Order no. FY 19-091**

**MOTION:** On a motion by Councilor Wheeler, second by Councilor Ricketts, it was by majority, 1 no,  
**VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 19-067 “THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR MARTIN, ORDERED, THAT: THE GREENFIELD CITY COUNCIL APPROVE THE PAYMENT OF PRIOR YEAR INVOICE FOR NEXTREQUEST CO IN THE AMOUNT OF \$ 4,750 TO BE PAID FROM THE FY19 GREENFIELD TECHNOLOGY BUDGET” WHICH WAS TABLED AT THE JANUARY 16, 2019, CITY COUNCIL MEETING.

President Renaud read the motion on the table: ORDER NO. FY 19-067 “THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR MARTIN, ORDERED, THAT: THE GREENFIELD CITY COUNCIL APPROVE THE PAYMENT OF PRIOR YEAR INVOICE FOR NEXTREQUEST CO IN THE AMOUNT OF \$ 4,750 TO BE PAID FROM THE FY19 GREENFIELD TECHNOLOGY BUDGET”

It was by majority, 12 yes, 1 abstention,  
**VOTED:** TO APPROVE ORDER NO. FY 19-067.

**Order no. FY 19-087**

**MOTION:** On a motion by Councilor Wheeler, second by Councilor Ricketts, it was,  
**MOVED:** THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF THE MAYOR, ORDERED THAT THE FOLLOWING SUMS BE APPROPRIATED FROM THE CONTRACTUAL STABILIZATION FUND TO FUND RETROACTIVE PROVISIONS OF CONTRACT AGREEMENT:

LOCAL 274 –CAFETERIA/FOOD SERVICE WORKERS	
2017-2018 SCHOOL YEAR	\$5,092.77
2018-2019 SCHOOL YEAR	<u>\$8,685.28</u>
TOTAL	\$13,778.05

CONTRACTUAL STABILIZATION BALANCE: \$91,687.09

**DISCUSSION:** Chairperson Wheeler reported the Ways and Means Committee forwarded a unanimous positive recommendation.

It was unanimously,  
**VOTED:** TO APPROVE ORDER NO. FY 19-087.

**Order no. FY 19-096**

**MOTION:** On a motion by Councilor Stempel, second by Councilor Mass, it was,  
**MOVED:** THAT IT BE ORDERED THAT THE CITY COUNCIL OF GREENFIELD AMEND THE CODE OF THE CITY OF GREENFIELD ZONING ORDINANCE CHAPTER 200, SECTION 4.16, CORRIDOR OVERLAY DISTRICT (CO), AS FOLLOWS:  
STRIKING A(1) IN ITS ENTIRETY AND REPLACING WITH:  
(1) FRENCH KING HIGHWAY/HIGH STREET CORRIDOR. OVERLAY DISTRICT SHALL APPLY TO THE FOLLOWING ROADWAY CORRIDORS: (1) LAND EXTENDING FROM THE INTERSECTION OF CLARK ST. AND HIGH ST. ALONG HIGH STREET SOUTH TO SMITH ST.

AND (2) THE LAND EAST OF THE FRENCH KING HIGHWAY AND NORTH OF CANADA HILL RD TO THE JUNCTION OF FRENCH KING HIGHWAY AND ROUTE 2. 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 CITY OF GREENFIELD.

**DISCUSSION:** Chairperson Stempel reported the Economic Development Committee forwarded a majority positive recommendation with 1 abstention. Other discussion included:

- A certified petition from the abutters of the Corridor Overlay District opposing the zoning amendment had been submitted; the Order would now need ten (10) votes to pass.
- Councilors were urged to support this amendment unanimously.
- The new Library would be a step in the right direction to improve Greenfield’s future.
- A vision for Greenfield would be for more community interactions by people without the need for electronic devises.
- Thanked everyone for their continued correspondence and support for the Library.

It was by roll call, 10 yes, 3 no,

**VOTED:** TO APPROVE ORDER NO. FY 19-096.

**Order no. FY 19-097**

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

**MOVED:** THAT IT BE ORDERED THAT THE CITY COUNCIL OF GREENFIELD AMEND THE CODE OF THE CITY OF GREENFIELD ZONING ORDINANCE CHAPTER 200, SECTION 7.12, MAJOR DEVELOPMENT REVIEW, AS FOLLOWS:

IN SECTION B(1)

REPLACING “ONE THOUSAND (1000)” WITH “THREE THOUSAND (3,000)” AND REPLACING “FIVE HUNDRED (500)” WITH “ONE THOUSAND FIVE HUNDRED (1,500)”; AND

IN SECTION B(4)

REPLACING “ONE HUNDRED THOUSAND (100,000)” WITH “ONE HUNDRED FIFTY THOUSAND (150,000) AND “FIFTEEN THOUSAND (15,000)” WITH “THIRTY-FIVE THOUSAND (35,000) AND “FORTY THOUSAND (40,000)” WITH “SEVENTY-FIVE THOUSAND (75,000)”; AND DELETING SECTION B(5) IN ITS ENTIRETY; AND

IN SECTION C

STRIKING (1) AND (2) IN THEIR ENTIRETY AND REPLACING WITH “(1) THE SPGA SHALL BE THE ZONING BOARD OF APPEALS”; AND

IN SECTION E

STRIKING “ADVERSELY IMPACT” AND REPLACE WITH “CREATE A MATERIALLY ADVERSE IMPACT ON”; AND

IN SECTION F

ADDING PRIOR TO THE WORDS “UPON THE REVIEW OF THE PROJECT” THE FOLLOWING LANGUAGE: “NOTWITHSTANDING, THE PROVISIONS OF MGL C. 40A, ALL DECISIONS OF THE SPGA SHALL BE MADE WITHIN 210 DAYS FROM THE INITIAL DATE OF APPLICATION. THE FAILURE TO ISSUE A DECISION WITHIN 210 DAYS SHALL RESULT IN THE GRANTING OF THE SPECIAL PERMIT AS PRESENTED AND A CONSTRUCTIVE GRANT SHALL BE ISSUED IN ACCORDANCE WITH THE PROVISIONS OF MGL 40A.”

THE PROVISIONS OF THIS REGULATION SHALL BE SEVERABLE. SHOULD ANY SECTION OR PROVISION OF THIS REGULATION BE HELD TO BE INVALID OR UNENFORCEABLE FOR ANY REASON, THIS SHALL NOT AFFECT THE VALIDITY OR ENFORCEABILITY OF ANY OTHER SECTION OR PROVISION OF THIS REGULATION AND THIS REGULATION,

EXCLUSIVE OF THE INVALID OR UNENFORCEABLE SECTION OR PROVISION, SHALL TO THE FULL EXTENT CONSISTENT WITH LAW REMAIN IN FULL FORCE AND EFFECT.

AND FURTHER AMEND 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 FOLLOW THE NUMBERING FORMAT OF THE CODE OF THE CITY OF GREENFIELD.

**DISCUSSION:** Chairperson Stempel reported the Economic Development Committee reported a majority positive recommendation with 2 abstention. Other discussion included:

- What areas would the new zoning process affect.
- What protections, if any, would be in place for the Special Permit process.
- What data was there to support a 300% increase in the Major Development Review.
- The goal to this amendment was to make the Special Permit process more approachable to prospective businesses and reduce the cost to present a project to the Planning and/or Zoning Boards.
- An ideal direction for the City of Greenfield to go would be for both; Industrial precision as well as retail and service jobs.

It was by roll call, 12 yes, 1 no,

**VOTED:** TO APPROVE ORDER NO. FY 19-097.

**Order no. FY 19-098**

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

**MOVED:** THAT IT BE ORDERED THAT THE CITY COUNCIL OF GREENFIELD AMEND THE CODE OF THE CITY OF GREENFIELD ZONING MAP, INCORPORATED INTO THE GREENFIELD ZONING ORDINANCE BY SEC.200-3.2, CHANGING THE UNDERLYING DISTRICT OF THE CORRIDOR OVERLAY DISTRICT DEFINED IN SEC. 200-4.16(A) OF THIS ORDINANCE FROM GENERAL COMMERCIAL TO GENERAL INDUSTRY.

AND FURTHER AMEND 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 FOLLOW THE NUMBERING FORMAT OF THE CODE OF THE CITY OF GREENFIELD.

**DISCUSSION:** Chairperson Stempel reported the Economic Development Committee forwarded a majority negative recommendation, 1 yes. Other discussion included:

- Thanked Councilors for their continued efforts for the Zoning process along with the Planning Board.
- Councilors were urged to look at the French King Highway Overlay and what would be the best approach to develop and preserve the property that would benefit the Community.
- The City of Greenfield should not be afraid to welcome and encourage businesses to establish themselves.

It was by roll call, 11 no, 1 yes,

**DEFEATED:** ORDER NO. FY 19-098.

**Order no. FY 19-099**

**MOTION:** On a motion by Councilor Wheeler, second by Councilor Ricketts, it was, by roll call, 12 Yes, 1 No,

**VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY19-050 “THE SUM OF \$19,541,296 BE APPROPRIATED FOR THE CONSTRUCTION OF A NEW PUBLIC LIBRARY, AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$19,541,296, 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.”, WHICH WAS TABLED AT THE DECEMBER 19, 2018, CITY COUNCIL MEETING.

Order No. 19-050 is on the table.

**DISCUSSION:** Councilors thanked the public for appearing at tonight’s meeting. Other discussion included:

- The Library would be beneficial to the City of Greenfield amid concerns of raising taxes.
- The Library should be seen as an asset to the Community and not a tax burden.
- Concerned the City of Greenfield may not be ready financially for a new Library.
- The City of Greenfield will have more projects in the future that may deepen the City’s debt.

It was by roll call, 9 yes, 3 no, 1 abstension,  
**VOTED:** TO APPROVE ORDER NO. FY 19-050.

**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 Allis announced that the Franklin County Agricultural Society would hold a fundraiser on April 10, 2019, starting at 7:00 pm, at the People’s Pint to help raise funds for the \$500,000 repair for the land slide behind the fairgrounds.

**MOTIONS FOR RECONSIDERATION:** None.

**ADJOURNMENT:** On a motion by Councilor Ricketts, second by Councilor Mass, it was unanimously **VOTED:** TO ADJOURN THE MEETING AT 10:09 P.M.

A true copy,

Attest: \_\_\_\_\_  
 Kathryn J. Scott, City Clerk

GREENFIELD CITY COUNCIL MEMBERS

Greenfield High School Cafeteria  
 Regular Meeting  
 March 20, 2019

	Attendance	FY19-096	FY19-097	FY19-098	FY19-099 Take from table	FY19-050 Library
1. Sund, Verne	Y	Y	Y	N	Y	N
2. Berson, Mark	Y	Y	Y	N	Y	Y
3. Allis, Brickett	Y	N	Y	N	Y	A
4. Muzyka-Pyfrom, Wanda	Y	N	Y	N	N	N
5. Dolan, Timothy	Y	Y	Y	N	Y	Y
6. Gilmour, Sheila	Y	Y	Y	N	Y	Y
7. Wheeler, Otis	Y	Y	Y	N	Y	Y
8. Mayo, Douglas	Y	Y	Y	N	Y	Y
9. Leonovich, Daniel	Y	N	Y	N	Y	N
10. Mass, Isaac	Y	Y	Y	N	Y	Y
11. Renaud, Karen	Y	Y	Y	---	Y	Y
12. Ricketts, Penny	Y	Y	Y	N	Y	Y
13. Stempel, Ashley	Y	Y	N	Y	Y	Y
		10 Y 3 N	12 Y 1 N	11 N 1 Y	12 Y 1 N	9 Y 3 N 1 A