

FRANKLIN TOWN COUNCIL

June 10, 2015 7:00 PM

- **A. APPROVAL OF MINUTES** *May* 6, 2015, *May* 20, 2015
- **B. ANNOUNCEMENTS** This meeting is being recorded by Franklin TV and shown on Comcast channel 11 and Verizon channel 29. This meeting may be recorded by others.
- C. PROCLAMATIONS/RECOGNITIONS
- D. CITIZEN COMMENTS
- E. APPOINTMENTS -
- F. HEARINGS 7:10 PM

Budget:

FY 2016 Budget Hearing – 1st Reading

G. LICENSE TRANSACTIONS

H. PRESENTATIONS/DISCUSSIONS – Purple Heart Presentation

- I. SUBCOMMITTEE REPORTS
- J. LEGISLATION FOR ACTION
 - 1. Resolution 15-36: Salary Schedule: Full Time Elected Officials
 - 2. Resolution 15-38: Establishment of a Fire Department Fire Rescue Training Revolving Account for FY 16
 - 3. Resolution 15-39: Establishment of a Council on Aging Senior Center Activities Program Revolving Account For FY 16
 - 4. Resolution 15-40: Establishment of a Council on Aging Supportive Day Program Revolving Account for FY 16
 - 5. Resolution 15-41: Establishment of a Use of Facilities Account for FY 16
 - 6. Resolution 15-42: Authorization for Intermunicipal Agreement with County of Norfolk to Provide Veterans' Services to Franklin
 - 7. Bylaw Amendment 15-747: Amendment of Service Fees Solid Waste and Recycling- 2nd Reading
 - 8. Bylaw Amendment 15-748: Amendment to Chapter 128 Peddling and Soliciting ^{1st Reading}
 - 9. Bylaw Amendment 15-749: Amendment to Chapter 139-14 Sewer System Map 1st Reading

K. TOWN ADMINISTRATOR'S REPORT

- L. OLD BUSINESS
- M. NEW BUSINESS
- N. COUNCIL COMMENTS
- O. EXECUTIVE SESSION Collective Bargaining, Nine Municipal Units
- P. ADJOURN

FRANKLIN TOWN COUNCIL MINUTES OF MEETING May 6, 2015

A meeting of the Town Council was held on Wednesday, May 6, 2015 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present: Andrew Bissanti, Robert Dellorco, Brett Feldman, Matt Kelly, Thomas Mercer, Peter Padula, Judith Pond Pfeffer, Robert Vallee, Steve Williams. Administrative personnel in attendance: Jeffrey Nutting, Town Administrator; Maxine Kinhart, Assistant to the Town Administrator; Mark Cerel, Town Attorney; Judith Lizardi, Recording Secretary.

CALL TO ORDER: Chairman Vallee called the meeting to order at 7:00 PM with a moment of silence and the Pledge of Allegiance.

APPROVAL OF MINUTES: April 1, 2015, April 15, 2015. **MOTION** to **Approve** by **Mercer**. **SECOND** by **Kelly. VOTE: Yes-9**, **No-0**, **Absent-0**.

ANNOUNCEMENTS: Chairman Vallee announced the meeting would be recorded by *Franklin TV* and available for viewing on Comcast Channel 11 and Verizon Channel 29. This meeting may also be recorded by and available on *Franklin Matters*.

PROCLAMATIONS/RECOGNITIONS: None.

CITIZEN COMMENTS: None.

APPOINTMENTS: ► *Conservation Commission.* **MOTION** by Pfeffer to **Ratify** the appointment by the Town Administrator of William Batchelor to serve as a member of the Conservation Commission. **SECOND** by Mercer. **VOTE:** Yes-9, No-0, Absent-0.

HEARINGS: None.

LEGISLATION FOR ACTION:

- 1. Resolution 15-17: Amending the Senior Citizen Property Tax Work-Off Abatement Program. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-17 by Mercer. SECOND by Williams. Discussion: Mr. Nutting stated this is a great service and rate is increasing from \$8.00 to \$9.00 per hour. VOTE: Yes-9, No-0, Absent-0.
- 2. Resolution 15-18: Acceptance of Gift Council on Aging. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-18 by Mercer. SECOND by Williams. Discussion: Mr. Nutting stated a thank you letter will be sent—they do great work. VOTE: Yes-9, No-0, Absent-0.
- 3. Resolution 15-19: Appropriation Fire Truck Stabilization Fund. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-19 by Pfeffer. SECOND by Kelly. Discussion: ►Mr. Nutting this fund was started a few years ago in order to save money for future purchase of fire trucks. This will add another \$100,000 into the fund—about halfway towards cost of new truck. This is good fiscal planning for a capital expense. ►Chief McCarraher stated the next fire truck is scheduled for replacement in 2017. ROLL CALL VOTE (2/3 vote required): Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES; Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. VOTE: YES-9, NO-0. Passes/Unanimous.

4. Resolution 15-20: Appropriation – Athletic Fields Capital Improvement Stabilization Fund. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-20 by Pfeffer. SECOND by Mercer. Discussion: ►Mr. Nutting stated that more than 10 years ago artificial fields were put in at both Beaver Pond and the High School. Due to life cycle, they will need to be replaced sometime in 2016/2017 at an estimated cost of \$1 million for both. Currently, \$455,000 in the account; this appropriation will add additional funds so when replacement needed, money will be available. ROLL CALL VOTE (2/3 vote required): Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES; Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. VOTE: YES-9, NO-0. Passes/Unanimous.

PRESENTATIONS/DISCUSSIONS: ► *Cable TV.* This presentation was rescheduled.

▶ Cultural District. Alan Mercer, Franklin Cultural District Steering Committee, provided a review of the upcoming 1st Annual Cultural Festival—a celebration of the arts in Downtown Franklin July 29 − August 2 that will include more than thirty events of all things cultural that are Franklin-based. Opening ceremonies will take place at 6pm on the Town Common. All events are family-friendly and free admission. Visit www.franklinsculturalfestival.org and also on Facebook. Will be conducting fundraising, as well. Mr. Mercer questioned if link to festival information could be put on the Town's website. Recognized and thanked all Cultural Committee members. In addition, Mr. Mercer asked Chairman Vallee and Jeff Nutting to speak at opening ceremonies.

LICENSE TRANSACTIONS: ▶ *British Beer Company – Change of Manager.* Ms. Pfeffer read the motion. **Discussion:** Applicants did not attend meeting. **MOTION** by **Pfeffer** to **Continue** the change of manager for the British Beer Company until next Council meeting when applicants are present. **SECOND** by **Mercer. VOTE: Yes-9, No-0, Absent-0.**

► Gill N Sidhu, LLC – Chinese Mirch - Change of DBA. Ms. Pfeffer read the motion. MOTION by Pfeffer to Approve the change of DBA to Chinese Mirch. SECOND by Padula. VOTE: Yes-9, No-0, Absent-0.

► Table & Vine, Inc. – Annual Wine & Malt Package Store - New License. Ms. Pfeffer read the motion. MOTION by Pfeffer to Approve the Table & Vine, Inc., Annual Wine & Malt Package Store, New License. **SECOND** by **Mercer. Discussion:** ▶Mr. Nutting stated a Beer & Wine License was available and this was the only applicant. Richard Cornetta, Attorney representing the applicant, Michael Gold, Vice President of Legal Affairs for Big Y, Matt D'Amour, member of the D'Amour family privatelyowned company, and James Wilson, Store Manager, addressed the Council. They provided an overview of the Big Y store with locations in Massachusetts and Connecticut. The Franklin store was constructed in 2012 and the company has made a substantial contribution to the Franklin area. Table & Vine, Inc. is Big Y's liquor division. They hold four (4) liquor licenses in Massachusetts. If approved, this will be their smallest beer and wine establishment with 1500 sq. ft. of merchandise on location. They take their obligations to comply with all alcoholic beverage laws. Employees take training to make sure not serving to minors. Mr. Cornetta paraphrased the Mass. General Law regarding the issuance of a liquor license and stated that Town Council should take into consideration what is in the public interest. There are no schools in the immediate area. This will be a beer and wine license only, not a full service location. Big Y is looking to provide convenience and selection to their customer base. Traffic is certainly not a deterrent in this application as Big Y has already made great traffic improvements. If not in this business district, he questioned where would be a better place in the Town of Franklin to have a liquor license. Mr. Cornetta indicated that there was no quantifiable empirical data to support customers wanting this. ▶Mr. Padula questioned the logistics of purchasing alcohol at the checkout cashier location. Mr. Cornetta stated that all parties will be required to provide ID at point-of-sale and birth date must be entered into the system before transaction can be completed. Mr. Gold stated there never has been an alcohol sale issue in MA

and only one issue in CT eight years ago. ►Mr. Dellorco reminded that the Council did not issue a license last year as location was too close to another liquor store. This is the same situation. ►Mr. Cerel stated that increased competition is not valid reason for denial, but public need is a requirement; as such, is there a need for another dispensary.

Citizen Comments: ▶ Mark Lenzi, Owner, Franklin Liquors, 333 East Central Street, located directly across from Big Y presented an overview of his family-owned business and stated they hold the oldest liquor license in Franklin. He asked that the Town Council consider last year's decision to deny a liquor license to a store on Union Street as another liquor store was already located across the street. This is a similar situation. What is the public need in this area? The Town must listen to the public. He asked the Council to support the small business movement in the Town. Franklin Liquors' employees are all family members and residents of Franklin. Just because Big Y put in a street light, it does not mean they meet the public need. ► Michael Rork, 8 Donny Drive, stressed that Franklin is a family-friendly and communityoriented town. This Big Y license will have an adverse effect on small local businesses. He reiterated that in March 2014 a new license was denied due to oversaturation in the area. As Shaw's, DeVitas Market, and Franklin Liquors are in immediate area, this will also be an oversaturation. There is no public need and license should be denied.

Karen Mullin, resident of Franklin, stated she is a Big Y customer and supporter and believes this new license will not make a difference to liquor store competition. ▶ Sandra Verhaegen, 24 Hilltop Road, stated support for small and local businesses. Questioned public need with so many other liquor stores in area. Requested license be denied. Laurie Blake, resident of Norfolk, stated agreement with license.

MOTION to Close hearing by Kelly. SECOND by Mercer. VOTE: Yes-9, No-0, Absent-0.

ROLL CALL VOTE to Grant License: Bissanti-YES; Dellorco-NO; Feldman-YES; Kelly-YES; Mercer-YES; Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE:** YES-8, NO-1. Passes.

Chairman Vallee called for a one minute recess at 7:59PM.

LEGISLATION FOR ACTION (continued):

5. Resolution 15-21: Appropriation – Capital FY 15. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-21 by Pfeffer. SECOND by Mercer. Discussion: ►Mr. Nutting said he is required to prepare 5-year capital plan. Typically, free cash used to fund capital improvements such as outlined here. Mr. Nutting clarified items and projects on the list. Department heads were in attendance to answer questions, if needed. ►Mr. Kelly thanked Councilors/Subcommittee members for hard work. Citizen Comments: ►Donna Grant, 31 Longfellow Drive, asked that Chestnut Street be included in the engineering design proposal for much needed sidewalks and thanked Council. ►Mr. Nutting confirmed location of sidewalks. VOTE: Yes-9, No-0, Absent-0.

Mr. Padula left the meeting.

- 6. Resolution 15-22: Appropriation Sewer Enterprise Capital FY 15. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-22 by Pfeffer. SECOND by Mercer. Discussion: ► Mr. Nutting stated this will put a generator in one of the pump stations. Cook's Farm Development is providing \$100,000 for this. VOTE: Yes-8, No-0, Absent-1.
- 7. Resolution 15-23: Appropriation Water Enterprise Capital FY 15. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-23 by Pfeffer. SECOND by Mercer. Discussion: ►Mr. Nutting stated this is for water line improvements. VOTE: Yes-8, No-0, Absent-1.

- 8. Resolution 15-24: Authorization to Issue Request for Proposals Pond Street Property. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-24 by Pfeffer. SECOND by Mercer.

 Discussion: ► Mr. Nutting stated this resolution is to issue two (2) RFPs with this as solar component as outlined in proposal. Would like to have it run for approximately six weeks. ► Mr. Bissanti thanked the Economic Development Committee members as well as neighbors for their input. As such, it was decided to have two RFPs released simultaneously. VOTE: Yes-8, No-0, Absent-1.
- 9. Resolution 15-25: Authorization to Issue Request for Proposals Pond Street Property. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-25 by Pfeffer. SECOND by Mercer.

 Discussion: ► Mr. Nutting stated this is a more traditional development and allows mixed use by zoning, but excludes apartments. RFP process includes steps to advertise, receive submitted proposals, review by EDC, bring recommendations to Town Council, hold public hearing, and make decision requiring 2/3 vote. ► Mr. Bissanti stated for this mixed use RFP the EDC worked diligently to ensure economic needs of the Town and considerations/recommendations of the neighbors were met. VOTE: Yes-8, No-0, Absent-1.
- **10.** Bylaw Amendment 15-747: Amendment of Service Fee Rates Solid Waste and Recycling-1st Reading. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-747 to a second reading by Mercer. SECOND by Kelly. Discussion: ►Mr. Nutting stated fee will be going down. VOTE: Yes-8, No-0, Absent-1.

SUBCOMMITTEE REPORTS: None.

TOWN ADMINISTRATOR'S REPORT: ► Wished Bob Fahey the best on his retirement. ► Received several letters from residents thanking the Fire Department for their great work. ► Reminded everyone Beautification Day is May 16th beginning at 9AM—meet Downtown at the bridge. All are welcomed. ► Continues to have bi-weekly meetings with Main Street developer. Putting in drainage structures now. Concerned that project is not proceeding in a timely fashion—will keep everyone informed. ► Getting regulatory notices about the potential gas line on the existing right-of-way that follows the high tension lines in Franklin with hearing scheduled for May 14, at 6:30PM, at the Hawthorn Suites. All are welcomed to attend and be heard. This is controlled by the Federal Government. ► Would like confirm dates of June 10 & 11 for Budget hearing.

OLD BUSINESS: ► In response to Mr. Feldman's concern regarding the DelCarte playground, Mr. Nutting stated he is waiting for engineer to view and expects it will take time. ► In response to Mr. Bissanti's question regarding the Beaver Street property, Mr. Nutting stated the Purchase and Sale agreement was signed yesterday. Will conduct 21E process and if no environmental issues the closing will be in July.

NEW BUSINESS: None.

COUNCIL COMMENTS: ►Mr. Kelly mentioned the great meeting held with residents regarding the New England Power Line cutting and easement. This is a great opportunity to work with both citizens and a large corporation. In addition, he stated congratulations to Bob Fahey on his retirement. As well, he questioned if night work can be done on Downtown project. He is very concerned about construction work and does not want to see Downtown small businesses suffer. Also, he stated he is glad so many residents come to Town Council meetings to state what they are for and against and thanked citizens for their input. ►Mr. Nutting stated he will ask again, but most likely night work is not an option for the Downtown project. ►Mr. Bissanti gave his thoughts and prayers to Beth Wittcoff, Principal, Annie Sullivan Middle School, and her family and sends best wishes. As well, he gave condolences to Bruce

Hunchard, ZBA Chairman, as his mother recently passed away. In addition, he remarked that this Town Council greatly supports small businesses and takes great interest in doing everything that is best for community and Town of Franklin. ► Mr. Mercer offered prayers and condolences the family of Bill Goode, a member of the new high school building committee.

EXECUTIVE SESSION: None.

ADJOURN: MOTION by Kelly to Adjourn. SECOND by Williams. VOTE: Yes-8, No-0, Absent-1. Meeting adjourned at 8:32PM.

Respectfully submitted,

Judith Lizardi Recording Secretary

FRANKLIN TOWN COUNCIL MINUTES OF MEETING May 20, 2015

A meeting of the Town Council was held on Wednesday, May 20, 2015 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present: Andrew Bissanti, Robert Dellorco, Brett Feldman, Matt Kelly, Thomas Mercer, Peter Padula, Judith Pond Pfeffer, Robert Vallee, Steve Williams. Administrative personnel in attendance: Jeffrey Nutting, Town Administrator; Maxine Kinhart, Assistant to the Town Administrator; Mark Cerel, Town Attorney.

CALL TO ORDER: Chairman Vallee called the meeting to order at 7:00 PM with a moment of silence and the Pledge of Allegiance.

APPROVAL OF MINUTES: None.

ANNOUNCEMENTS: Chairman Vallee announced the meeting would be recorded by *Franklin TV* and available for viewing on Comcast Channel 11 and Verizon Channel 29. This meeting may also be recorded by and available on *Franklin Matters*.

PROCLAMATIONS/RECOGNITIONS: *Tri-County School.* Ms. Pfeffer reported that on May 19th Gus Brown, Building Commissioner; Jeff Nutting, Town Administrator; and Judith Pfeffer, Council Member, attended the Tri-County School to give acknowledgement and appreciation to the juniors and seniors in the plumbing, electrical and carpentry divisions who put together a new affordable housing three-bedroom modular ranch home which will be auctioned off this fall. She applauded the beautiful and precision workmanship. The house has been so well received that other towns in the area have already scheduled with Tri-County School to work on future homes.

CITIZEN COMMENTS: ► Gail Schroeder, 14B Hawthorne Village, stated that she and other environmentally conscious citizens are concerned about an additional gas pipeline through the Franklin community as well as the towns of Bellingham and Medway with parts trenched under the Charles River. She cited health issues such as pulmonary disease from environmental factors and safety issues such as increased risk of explosions and accidents. The pipeline, Spectra Atlantic Bridge project, will transport fracked gas through these communities to ports in Canada to be exported for sale. Pipeline construction will be paid for through increases in utility costs. The 30-inch wide pipeline, scheduled to be placed 24-36 inches underground, will be vulnerable to potential frost heaves and soil erosion. She stated difficulty in getting specific information from Spectra, including location and abutters of the project. She suggested that currently used gas pipelines be repaired rather than spend money to build a pipeline that will not benefit citizens. She hoped to educate Town officials and citizens about this matter. ▶Henry Maddox, 90 Elm Street, resident for 40 years, stated he is an abutter to Algonquin gas and National Grid power lines. Although the companies have a right-of-way to maintain equipment, he insists they not use herbicides. He stated Spectra wants to put an additional 30-inch pipeline across his property, use his driveway as a work area for extended period of time, and cut down trees he planted to block power lines. He is concerned about the chemicals that may be used to treat new pipes during installation as his neighborhood has wells and septic systems. He stated he is having difficulty obtaining information from the company and wanted to bring these concerns to the Council's attention.

► Chairman Vallee stated a meeting is scheduled for May 28, 2015 at 7 PM to discuss this matter.

HEARINGS: None.

LICENSE TRANSACTIONS: ► *British Beer Company – Change of Manager.* Ms. Pfeffer read the motion. **No Discussion. MOTION** by **Pfeffer** to **Approve** the request by Franklin BBC, LLC d/b/a British Beer Company for a change of Manager from Kim Schwenderman to Daniel Whittenberger. **SECOND** by **Mercer. VOTE: Yes-9, No-0, Absent-0.**

CITIZEN COMMENTS (*continued*): ► Christine Manns, 18 Dover Circle, stated that although she attended the meeting at Hawthorn Suites hotel to learn more about the pipeline project, the company did not answer questions and indicated website information would be available sometime in June. She expressed concern about the lack of transparency and stated the Town needs to know answers.

LEGISLATION FOR ACTION:

Resolution 15-28: Creation of a Horace Mann Statue Committee. Ms. Pfeffer read the resolution to establish a seven-member committee to make recommendations to the Town Council on a design and placement of a Horace Mann statute at 150 Emmons Street. MOTION to Move Resolution 15-28 by Mercer. SECOND by Kelly. Discussion: ► Mr. Nutting stated there is a signed P&S with a proposed closing date of November 30, 2015. VOTE: Yes-9, No-0, Absent-0.

APPOINTMENTS: ► *Horace Mann Statue Committee*. Ms. Pfeffer read the Horace Mann Statute Committee members' names: Deborah Pellegri, Charles Oteri, Jeffrey Roy, Mary Olsson, Lisa Piana, Robert Dellorco, Tom Mercer. **MOTION** by **Pfeffer to Appoint** the above named individuals to serve as members of the Horace Mann Statue Committee. **SECOND** by **Padula.** V**OTE:** Yes-9, No-0, Absent-0.

PRESENTATIONS/DISCUSSIONS: ► *Cable TV*. Ken Norman, President, Franklin Community Cable Access Corporation, Dr. Anne Bergen, Board of Directors, and Peter Fasciano, Executive Director, addressed the Town Council.

- ■Ms. Bergen spoke of the need to address the drug problem within the community. Therefore, she is producing a panel discussion which will be aired for the public involving key members of the community regarding the impact of substance abuse and how the community can address this issue.

 Mr. Norman stated Jeffrey Nutting had asked them to put together a video to market the Town of Franklin emphasizing the great aspects of the community to live and launch a business. He stated Mr. Fasciano oversaw the year-long project and created five videos, between 90 and 120 seconds each, on topics such as economic development, real estate, education and quality of life to help promote the Town.

 Chairman Vallee gave accolades to Franklin TV for their video productions on Franklin. As well, he discussed the lack of coverage of Franklin news and suggested a part-time reporter to provide news about the happenings in Town. ■Mr. Norman stated there are many factors to consider as a small business in hiring employees and this is not budgeted. However, they are providing community programming relative to schools, public town meetings, and community events with the goal to get people to watch the programs. He also stated they have a license for a 100-watt antenna and hopes the radio station will be operating within 18 months. ■Mr. Kelly stated the videos are great. ■Mr. Bissanti complimented their studio. ■Mr. Fasciano stated he is working with Verizon for program specifics to be listed on the TV guide rather than labelled as "Local Access."
- ▶ *Police Chief Stephan Semerjian*. Chief Semerjian, introduced members of his staff in charge of drug investigations: Detective/Lieutenant John Ryan, Detective/Sergeant James Mill, and Detective/Sergeant Lee Drake.
- ■Chief Semerjian stated the State is facing an opiate problem. Most everyone knows someone that is addicted, whether it be to alcohol or opiates. Prescription medications are in the house and kids may start to use them, or addiction could result from taking pain killers after a surgery. Discussed street costs of

opiates and heroin and how it is less expensive to take heroin. He outlined steps being taken to address the local drug problem and how police officers work to determine where users are getting their drugs. Appreciates support from politicians and community leaders to work together to find dealers. Franklin is not immune; usually certain percentage of population has a drug problem. Different age classes are committing crimes to support habits. He noted it is an individual choice for someone to report information; Police Department has tip line, email and officers available. Unfortunately, people usually mind their own business and are fearful of retaliation; there is no perfect solution. He stressed prevention and intervention, treatment and detox programs. In addition, potential legalization of recreational marijuana sends wrong measure to younger people. Reminded community about the drug take-back container located at the police station.

Michael Morrissey, District Attorney, stated that if someone dies unattended it is the DA's responsibility to determine cause of death. An overdose is reviewed by DA, State Police and Town Police; they interview people, gather information, and perform drug investigation to arrest sellers and get users into rehabilitation. In 2014, in Norfolk County, 94 people died of drug overdoses. Heroin today is stronger and more potent. Alcohol and substance abuse affects everyone. USA is 5% of world population, but uses 95% of pain medication. 70% of young people get their first pain medication from home. He has referred doctors and pharmacies to medical boards for prescription violations. Ongoing programs for prevention initiatives discussed. Works with education community to get kids with opiate problems back into schools. DA's office can help set up a community coalition. ■Jeff Roy, State Representative, addressed the opiate crisis and stated that legislature is not ignoring this. Thanked Town Council for being proactive on opiate addiction problem. He discussed community coalition involvement and legislation being worked on to provide greater access to services and treatment for addiction. He has increased budget for places providing treatment options and cosponsored three bills on this issue including increased level of treatment from 14-day to 28-day program. He also mentioned the bills pending before legislature to legalize marijuana. Education about legalization of marijuana is necessary--is it really the road we want to go down. Dennis Giombetti, spokesperson for Karen Spilka, Massachusetts State Senator, thanked Town of Franklin for highlighting and addressing opiate epidemic and mentioned steps that are being taken at state level to address this public health problem including provisions in budget for prevention and treatment. Highlights included money to support training first responders to save lives of those overdosing on opiates, new treatment programs, residential beds after detox, and grants to school districts to hire substance abuse counselors. Franklin Police detectives stated education is the number one priority and the coalition is a great step to get the word out to educate and help those in need. Education includes support groups, hotlines, treatment centers, school involvement and knowing how to identify an addict. Enforcement is essential and the more people that can be involved, the better. After arrest and treatment, follow-up is necessary. As well, family members of the addicted need support groups.

■Mr. Kelly thanked police members for their presentation, stated the drug take-back box is great for the community, and asked what can community members do to help. ■Mr. Padula stated Franklin police officers are fantastic in fighting crime and working on drug problem. ■Mr. Dellorco stated great job done by Police Department. He expressed concern for parents and families that have to deal with problem alone when child is addicted and would like to start a committee with the coalition for people who have nowhere to turn to for help. ■Mr. Bissanti thanked Chief Semerjian and the Franklin Police Department for their work on this problem.

SUBCOMMITTEE REPORTS: None.

LEGISLATION FOR ACTION (continued):

2. Resolution 15-26: Purchase of Unimproved Land at 864 Lincoln Street Authorization and Appropriation. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-26 by Mercer. SECOND by Kelly. Discussion: ► Mr. Nutting stated this piece of property will tie in nicely with

property already owned to make a good-sized recreation area and benefit citizens. There is \$1.3 million in the Open Space account and will use \$251,000 for this. ►Ms. Pfeffer questioned if this land purchased through Open Space funds could at some time be used for a Fire Department substation, or could the land be funded with other money. ►Mr. Cerel, Town Attorney, indicated that there would be a restriction on how the space could be used when purchased with Open Space funds. ►Mr. Kelly indicated that an ambulance bay is needed and a portion of the land should be for this use as there is a very high response time in that area. Although recreation areas are beneficial, will vote "No" as this purchase may not allow the Town to do all that is needed with such a large parcel. ►Mr. Nutting stated that often open space is purchased with the intent to curb future development in the area. ROLL CALL VOTE (2/3 vote required): Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-NO; Mercer-YES; Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. VOTE: YES-8, NO-1. Passes.

- 3. Resolution 15-27: Transfer from Water Enterprise and Rescind Borrowing Authority (Resolution 14-16 Appropriation Funding Sources). MOTION to Waive the Reading of Resolution 15-27 by Kelly. SECOND by Mercer. VOTE: Yes-9, No-0, Absent-0. MOTION to Move Resolution 15-27 by Mercer. SECOND by Kelly. Discussion: ▶Mr. Nutting stated this would be the first phase of reducing the borrowed \$7.5 million and avoid borrowing on any water projects for the next year saving interest. VOTE: Yes-9, No-0, Absent-0.
- 4. Resolution 15-29: Acceptance of Deed of Open Space in Catherine Estate Open Space Residential Subdivision and Confirmatory Order of Taking. MOTION to Waive the Reading of Resolution 15-29 by Mercer. SECOND by Kelly. VOTE: Yes-9, No-0, Absent-0. MOTION to Move Resolution 15-29 by Mercer. SECOND by Kelly. Discussion: ►Mr. Nutting stated this is for the acceptance of open space land from a subdivision plan. ROLL CALL VOTE (2/3 vote required): Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES; Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. VOTE: YES-9, NO-0. Passes/Unanimous.
- 5. Resolution 15-30: Compensation Plan FY 2016. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-30 by Mercer. SECOND by Williams. Discussion: ► Mr. Nutting stated this is an annual proposal to adjust minimum and maximum salaries for pay ranges; a 2% change was suggested. VOTE: Yes-9, No-0, Absent-0.
- 6. Resolution 15-31: Appropriation Snow & Ice. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-31 by Mercer. SECOND by Kelly. Discussion: ► Mr. Nutting stated this is the snow and ice budget deficit due to the difficult winter. Town may receive some money from FEMA for January 28th storm. VOTE: Yes-9, No-0, Absent-0.
- Resolution 15-32: Appropriation Animal Control Truck. Ms. Pfeffer read the resolution.
 MOTION to Move Resolution 15-32 by Padula. SECOND by Williams. Discussion: ► Mr.
 Nutting stated this is for half the cost of a new Animal Control truck shared with Bellingham. VOTE:
 Yes-9, No-0, Absent-0.
- 8. Resolution 15-33: Appropriation GASB 45 Actuary Study. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-33 by Mercer. SECOND by Kelly. Discussion: ►Mr. Nutting stated this resolution is to transfer funds to conduct an actuary study to determine the Town's liability as it relates to the unfunded retiree health insurance obligation. VOTE: Yes-9, No-0, Absent-0.
- 9. Resolution 15-34: Appropriation Central Services. Ms. Pfeffer read the resolution. MOTION to Move Resolution 15-34 by Pfeffer. SECOND by Mercer. Discussion: ► Mr. Nutting stated this is

for a fund shortage in the postage account. VOTE: Yes-9, No-0, Absent-0.

TOWN ADMINISTRATOR'S REPORT: ► Thanked Gus Brown for his help on the affordable houses. ► Reminded all of public hearing on May 28th at 7 PM regarding the gas line. ► Acknowledged complaints about door-to-door salespeople at night. Bylaw is clear that solicitors must register and are not allowed after 8 PM. Rules and regulations have been discussed with those individuals. Information is available on the Town website. If concerned, do not answer the door, ask person(s) to leave, and call police. ► Thanked everyone for their participation in Beautification Day—it was a great example of community effort. ► National EMS week--if you see a firefighter or first responder, give them thanks. On behalf of citizens, he recognized the great job and service they provide. ► Noted that Chairman Vallee and Councilor Feldman attended a presentation at the High School for grant funding for lab equipment. Corporate sponsors are always welcomed. ► The RFPs for solar and other use for Pond Street are out and due back on July 9th. ► Suggested a committee for the opiate abuse problem.

OLD BUSINESS: None.

NEW BUSINESS: ►Ms. Pfeffer stated many groups, such as Art Association and Garden Committee, would like to use/rent municipal building space, but they are not allowed to sell their wares such as flower centerpieces, art work and crafted items. They can sell items and are allowed to have wine and cheese in Norfolk municipal buildings. It would help groups if Town allowed this. ►Mr. Nutting stated he would look into this. He reiterated people can rent space, but rules were made under the charter about items that can and cannot be brought into a municipal building--for instance, no alcohol in public space. ►Mr. Kelly would like to have discussion to make soliciting by for-profit organizations more time restrictive. Also, would like to have discussion about train noise. It seems as though overzealous engineers lean on train horn all the way from Norfolk to Forge Park station. Short bursts are not the problem. Would like to get quote on cost of "quiet zone" for Town to control noise; Norfolk has one. ► Mr. Nutting stated he would look into this. ►Mr. Bissanti requested clarification on the Library situation: If an author comes to speak and is getting paid, he cannot sell books, but if he is not getting paid, can he sell books?

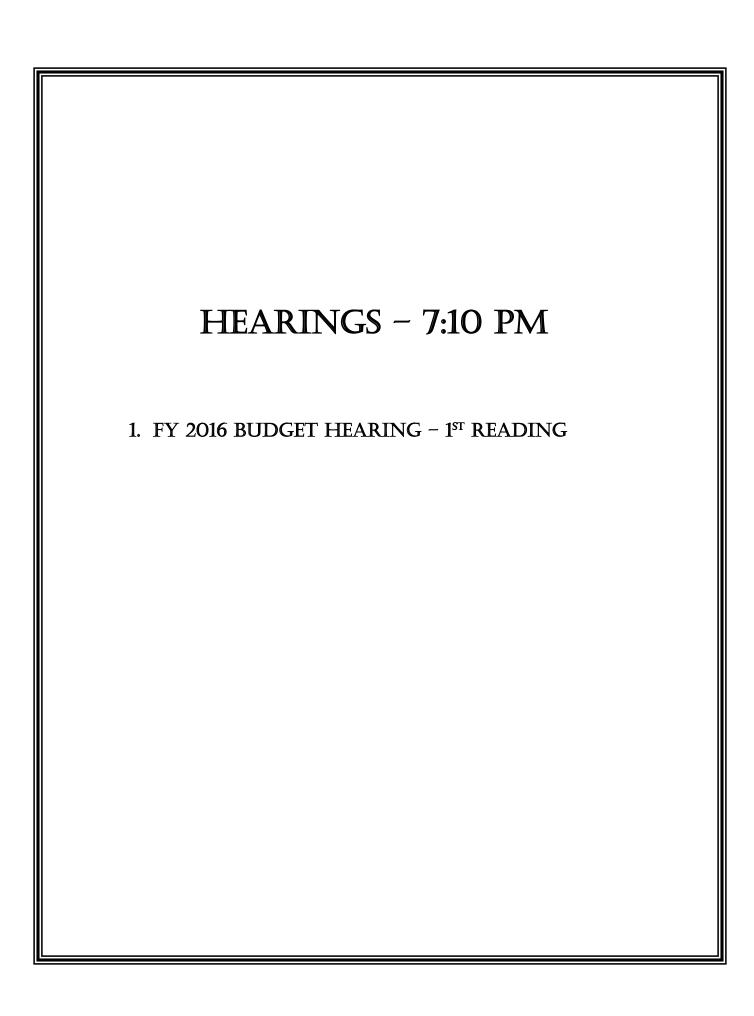
COUNCIL COMMENTS: ► Ms. Pfeffer asked if Council can form a coalition on the drug issue. She stated the TV station did a great job creating the five videos. As well, she read a letter from the Council on Aging that expressed thanks for the rate increase to \$9.00 an hour for their work. ► Mr. Kelly requested the DelCarte information be put on the webpage. He stated the annual Memorial Day Parade is on Monday, May 25th. The route has been changed and two ceremonies are planned.

EXECUTIVE SESSION: None.

ADJOURN: MOTION by Mercer to Adjourn. SECOND by Kelly. VOTE: Yes-9, No-0, Absent-0. Meeting adjourned at 9:14 PM.

Respectfully submitted,

Judith Lizardi Recording Secretary



OPERATING BUDGET	_					
TOWN OF FRANKLIN	1	FY 2015	FY 2016	FY 2016	FY 2016	FY 2016
FISCAL 2016				TA	Fin Comm	Council
		Recap	Submitted	Recommend	Recommend	To Vote
111 Town Council						
expenses		<u>4,000</u>	<u>4,000</u>	<u>4,000</u>	<u>4,000</u>	<u>4,000</u>
		4,000	4,000	4,000	4,000	4,000
123 Town Administration						
salaries		342,447	375,158	375,158	375,158	375,158
expenses		<u>30,913</u>	<u>29,000</u>	<u>29,000</u>	<u>29,000</u>	<u>29,000</u>
		373,360	404,158	404,158	404,158	404,158
131 Finance Committee						
expenses		1,500	<u>1,500</u>	<u>1,500</u>	<u>1,500</u>	<u>1,500</u>
135 Comptroller						
salaries		403,803	383,667	383,667	383,667	383,667
expenses		<u>59,400</u>	<u>62,700</u>	<u>62,700</u>	<u>62,700</u>	<u>62,700</u>
		463,203	446,367	446,367	446,367	446,367
141 Assessors						
salaries		244,487	251,622	251,622	251,622	251,622
expenses		73,500	73,500	73,500	73,500	73,500
	t	317,987	325,122	325,122	325,122	325,122
147 Treasurer-Collector		211,001	,	,	5=5,1==	
salaries	T	342,792	343,439	343,439	343,439	343,439
expenses		54,855	56,795	56,795	56,795	56,795
tax title expenses		35,000	32,000	32,000	32,000	32,000
	T	432,647	432,234	432,234	432,234	432,234
151 Legal		- ,-	- , -	- , -	- , -	, -
salaries		96,537	96,537	96,537	96,537	96,537
expenses	T	95,000	47,000	47,000	47,000	47,000
		191,537	143,537	143,537	143,537	143,537
152 Human Resources		,	,	,	,	,
salaries		130,772	132,895	132,895	132,895	132,895
expenses	T	20,950	20,950	20,950	20,950	20,950
		151,722	153,845	153,845	153,845	153,845
155 Information Technology		,	, -	, -	, -	,
expenses		<u>131,800</u>	137,257	137,257	137,257	137,257
-		131,800	137,257	137,257	137,257	137,257
161 Town Clerk		, -	,	,	<i>'</i>	,
elected official salary		81,000	79,049	79,049	79,049	79,049
salaries		64,590	73,826	73,826	73,826	73,826
expenses		<u>16,450</u>	<u>16,450</u>	<u>16,450</u>	<u>16,450</u>	<u>16,450</u>
		162,040	169,325	169,325	169,325	169,325
164 Elections & Registration			·		·	
salaries		31,775	33,119	33,119	33,119	33,119
expenses		18,400	18,900	18,900	18,900	18,900
	Т	50,175	52,019	52,019	52,019	52,019
] 50,175	02,010	U—,U.U.	,	
176 Appeals Board	\dagger	30,173	02,010	0_,0.0		
176 Appeals Board expenses		4,000	5,000	<u>5,000</u>	5,000	5,000

OPERATING BUDGET TOWN OF FRANKLIN		FY 2015	FY 2016	FY 2016	FY 2016	FY 2016
FISCAL 2016	H	1 1 2010	1 1 2010	TA	Fin Comm	Council
		Recap	Submitted	Recommend	Recommend	To Vote
177 Planning & Growth Manage						
S	alaries	253,676	263,143	263,143	263,143	263,143
exp	enses	<u>31,650</u>	<u>36,650</u>	<u>36,650</u>	<u>36,650</u>	<u>36,650</u>
		285,326	299,793	299,793	299,793	299,793
192 Public Property & Buildings						
	alaries	2,312,994	2,398,726	2,398,726	2,398,726	2,398,726
exp	enses	4,117,300	4,163,113	4,163,113	4,163,113	4,163,113
		6,430,294	6,561,839	6,561,839	6,561,839	6,561,839
196 Central Service		110 126	115 000	115 000	115 000	115 000
exp	enses	<u>110,136</u>	115,000	<u>115,000</u>	115,000	<u>115,000</u>
Cubtatal Canaral Cayan		110,136 9,109,727	115,000 9,250,996	115,000	115,000	115,000 9,250,996
Subtotal, General Gover	nment	9,109,727	9,250,996	9,250,996	9,250,996	9,250,996
210 Police	alaries	4,507,449	4,574,445	4,574,445	4,574,445	4,574,445
	enses	278,650	303,723	303,723	303,723	303,723
		4,786,099	4,878,168	4,878,168	4,878,168	4,878,168
220 Fire				, ,		
S	alaries	4,092,725	4,400,000	4,400,000	4,400,000	4,400,000
ехр	enses	<u>425,600</u>	<u>437,700</u>	<u>437,700</u>	<u>437,700</u>	<u>437,700</u>
		4,518,325	4,837,700	4,837,700	4,837,700	4,837,700
225 Regional Dispatch						
exp	enses	<u>47,000</u>	<u>188,000</u>	<u>188,000</u>	<u>188,000</u>	<u>188,000</u>
		47,000	188,000	188,000	188,000	188,000
240 Inspection		226 054	244.050	244.050	244 252	244.050
	alaries	336,854 24,600	341,252 24,600	341,252 24,600	341,252 24,600	341,252 24,600
ext	enses	361,454	365,852	365,852	365,852	365,852
292 Animal Control		301,434	303,032	303,032	303,032	303,032
	enses	67,026	<u>69,026</u>	69,026	69,026	69,026
		67,026	69,026	69,026	69,026	69,026
293 Parking Meters		,: 3	-,- '-	.,	.,	, ,
-	enses	<u>2,000</u>	<u>2,000</u>	2,000	<u>2,000</u>	2,000
		2,000	2,000	2,000	2,000	2,000
Subtotal, Public	Safety	9,781,904	10,340,746	10,340,746	10,340,746	10,340,746
300 Town Schools	*	55,600,000	56,950,000	56,950,000	56,950,000	56,950,000
390 Regional School		2,184,453	2,138,832	2,138,832	2,138,832	2,138,832
395 Norfolk Aggie		34,000	34,000	34,000	34,000	34,000
Subtotal, Edu	cation	57,818,453	59,122,832	59,122,832	59,122,832	59,122,832
440 DPW-Highway Dept						
- · · · · · · · · · · · · · · · · · · ·	alaries	1,434,988	1,481,984	1,481,984	1,481,984	1,481,984
	enses	2,561,435	2,607,385	2,607,385	2,607,385	2,607,385
		3,996,423	4,089,369	4,089,369	4,089,369	4,089,369
424 Street Lighting		, -, -,	, -,	, -,	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	, , , , ,
= =	enses	<u>148,000</u>	<u>148,000</u>	<u>148,000</u>	<u>148,000</u>	148,000
		148,000	148,000	148,000	148,000	148,000
TOTAL DPW - Hwy		4,144,423	4,237,369	4,237,369	4,237,369	4,237,369

TOWN OF FRANKLIN			FY 2015	FY 2016	FY 2016	FY 2016	FY 2016
FISCAL 2016		T			TA	Fin Comm	Council
			Recap	Submitted	Recommend	Recommend	To Vote
510 Health							
это пеанн	colorios		176,358	175,438	173,938	173,938	173,938
	salaries expenses	H	5,400	4,250	4,250	4,250	4,250
	expenses	H					
505 B. I.E. H. W. O		H	181,758	179,688	178,188	178,188	178,188
525 Public Health Services			20.000	20.000	20,000	20,000	20.000
	expenses	H	20,000	20,000	<u>20,000</u>	20,000	20,000
E44 O		H	20,000	20,000	20,000	20,000	20,000
541 Council on Aging			450 440	400,000	400,000	400,000	400 000
	salaries	+	152,446	166,806	166,806	166,806	166,806
	expenses	H	<u>2,500</u>	3,000	3,000	3,000	3,000
		H	154,946	169,806	169,806	169,806	169,806
543 Veterans Services			44.000	44.000	44.000	44.000	44.60
	salaries		44,926	44,926	44,926	44,926	44,926
	expenses	H	1,300	1,300	1,300	1,300	1,300
veterans a	asssistance	L	190,000	180,000	180,000	180,000	180,000
		L	236,226	226,226	226,226	226,226	226,226
Subtotal, Huma	n Services		592,930	595,720	594,220	594,220	594,220
610 Library							
	salaries		460,076	465,996	465,996	465,996	465,996
	expenses		216,000	225,000	225,000	225,000	225,000
		T	676,076	690,996	690,996	690,996	690,996
630 Recreation							
	salaries		296,758	301,375	301,375	301,375	301,375
	expenses		233,900	234,000	234,000	234,000	234,000
		Ī	530,658	535,375	535,375	535,375	535,375
691 Historical Commission				·	·	·	
	expenses		3,500	4,000	4,000	4,000	4,000
		t	3,500	4,000	4,000	4,000	4,000
692 Memorial Day		Ħ	3,000	1,000	1,000	1,000	1,00
	expenses		<u>1,200</u>	<u>1,200</u>	1,200	<u>1,200</u>	1,200
		t	1,200	1,200	1,200	1,200	1,200
695 Cultural Council		Ħ	1,200	.,200	1,200	.,200	.,200
Canada Coullon	expenses		3,000	3,000	3,000	3,000	3,000
		t	3,000	3,000	3,000	3,000	3,000
Subtotal, Culture & I	Recreation	t	1,214,434	1,234,571	1,234,571	1,234,571	1,234,571
·		Ħ	1,= 11,101	,,,,	, ,, ,	1,201,011	1,=0 1,01
710 Retirement of Debt			4 === 0 40	4 40 4 0 = 0	4 40 4 0 = 0	4 40 4 0 = 0	
=	eneral fund		4,572,346	4,104,250	4,104,250	4,104,250	4,104,250
750 Interest							
g	eneral fund		3,010,814	2,814,313	2,814,313	2,814,313	2,814,313
	new ban's		_ [210,000	210,000	210,000	210,000
short term interest g			8,000	8,000	8,000	8,000	8,000
Subtotal, De	ebt Service		7,591,160	7,136,563	7,136,563	7,136,563	7,136,563

	OPERATING BUDGET					
	TOWN OF FRANKLIN	FY 2015	FY 2016	FY 2016	FY 2016	FY 2016
	FISCAL 2016			TA	Fin Comm	Council
		Recap	Submitted	Recommend	Recommend	To Vote
Benefit	s:					
910	Retirement & Pension	3,661,68		3,947,535	3,947,535	3,947,535
	Health/Life Insurance Benefits	2,463,00		2,500,000	2,500,000	2,500,000
	Retired Teacher Health Insurance	1,050,00	•	910,000	910,000	910,000
	Non-GIC School Retirees	555,70	•	750,000	750,000	750,000
	Workers Compensation	480,00	•	600,000	600,000	600,000
	Unemployment Compensation	185,00		125,000	125,000	125,000
	Medicare	240,00		260,000	260,000	260,000
	OPEB	400,00	400,000	400,000	400,000	400,000
	Compensation Reserve	250,00	<u>450,000</u>	<u>450,000</u>	<u>450,000</u>	<u>450,000</u>
	Subtotal Benefits	9,285,38	9,942,535	9,942,535	9,942,535	9,942,535
945	Liabilty Insurance	460,00	520,000	520,000	520,000	520,000
	BUDGET adjustments	225,00	o			
	Other Raise And Approp	540,00				
	TOTAL ALL BUDGETS	100,763,41	7 102,381,332	102,379,832	102,379,832	102,379,832
			L			
ENTER	PRISE FUNDS:					
434	Solid Waste Disposal					
	salaries	62,201	63,779	63,779	63,779	63,779
	expenses	1,954,000	1,831,750	1,774,750	1,774,750	1,774,750
		2,016,201	1,895,529	1,838,529	1,838,529	1,838,529
440	Sewer					
	salaries	612,587	624,424	624,424	624,424	624,424
	expenses	369,725	389,725	389,725	389,725	389,725
	charles river assesment	2,272,730	2,943,810	2,943,810	2,943,810	2,943,810
	ОРЕВ	6,000	6,000	6,000	6,000	6,000
	prinicipal & interest	425,630	403,283	403,283	403,283	403,283
		3,686,672	4,367,242	4,367,242	4,367,242	4,367,242
450	Water					
	salaries	1,107,153	1,105,741	1,105,741	1,105,741	1,105,741
	expenses	1,844,150		1,949,150	1,949,150	1,949,150
	ОРЕВ	16,000	16,000	16,000	16,000	16,000
	prinicipal & interest	1,885,208	1,808,156	1,808,156	1,808,156	1,808,156
		4,852,511	4,879,047	4,879,047	4,879,047	4,879,047
	TOTAL ENTERPRISE FUNDS	10,555,38	11,141,818	11,084,818	11,084,818	11,084,818

113,523,150

113,464,650

113,464,650

113,464,650

111,318,801

TOTAL OPERATING BUDGET

PRESENTATIONS AND DISCUSSIONS • PURPLE HEART PRESENTATION



TOWN OF FRANKLIN

RESOLUTION 15-36

SALARY SCHEDULE FULL-TIME ELECTED OFFICIALS

A Resolution Setting Appendix A, Chapter 4 of the Code of the Town of Franklin, entitled "Salary Schedule – Full-Time Elected Officials".

BE IT RESOLVED BY THE TOWN OF FRANKLIN TOWN COUNCIL THAT:

Appendix A, Salary Schedule – Full-Time Elected Officials, Chapter 4 of the Code of the Town of Franklin is as follows:

Town of Frankin is as follows	·	
ANNUAL SALARY S	APPENDIX A SCHEDULE - FULL-TIME ELI	ECTED OFFICIALS
OFFICE	INCUMBENT SALARY	OFFICE HOLDER ON/AFTER 11/4/15
Town Clerk	\$ 81,000 <u>\$84,000</u>	<u>\$74,000</u>
	me effective for the fiscal yd regulations of the Town of France, 2015	
		MOUS
	YES	NO
A True Record Attest:	ABSTAI	N
Deborah L. Pellegri Town Clerk	ABSEN	Γ
	Judith Pond Pfo Franklin Town	

53 E 1/2 Revolving Funds

_	COA Senior Center Activities
7/1/2014 Revenues Expenses 4/30/2015	23,874.16 69,761.62 (78,464.93) 15,170.85
_	COA Supportive Day Program
7/1/2014 Revenues Expenses 4/30/2015	52,474.69 35,786.75 (41,048.57) 47,212.87
_	Fire Rescue Training
7/1/2014 Revenues Expenses 4/30/2015	2,653.92 - - 2,653.92
- 7/1/2014	Town Use of Facilities 352,868.88
Revenues Expenses	funds brought at FY end (79,637.99) (approx a 75k year)

273,230.89

4/30/2015



TOWN OF FRANKLIN RESOLUTION 15 - 38

ESTABLISHMENT OF A FIRE DEPARTMENT FIRE RESCUE TRAINING REVOLVING ACCOUNT FOR FISCAL YEAR 2016

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Fire Department Fire Rescue Training Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to collect participation fees generated from the marketing of open slots in regular training provided by the department. Said funds shall be expended under the direction of the Fire Chief. All fees shall be credited to said revolving account and expended for expenses directly related to the training program.

The total amount to be expended from said revolving account shall not exceed Ten Thousand dollars (\$10,000) for Fiscal 2016.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

	VOTED:
	UNANIMOUS
	YES NO
A True Record Attest:	ABSTAIN
Deborah L. Pellegri Town Clerk	ABSENT
	Judith Pond Pfeffer, Clerk Franklin Town Council



TOWN OF FRANKLIN RESOLUTION 15-39

ESTABLISHMENT OF A COUNCIL ON AGING SENIOR CENTER ACTIVITIES PROGRAM REVOLVING ACCOUNT FOR FISCAL YEAR 2016

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Council on Aging Senior Center Activities Program Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to collect fees generated from the participation in all senior center activities offered, other than the supportive day program, but including the Senior Center Gift Store. Said funds shall be expended under the direction of the Senior Center Director. All fees shall be credited to said revolving account and expended for expenses directly related to the senior center activities program.

The total amount to be expended from said revolving account shall not exceed One Hundred Thousand dollars (\$100,000) for Fiscal 2016.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED:	, 2013
	VOTED:
	UNANIMOUS
	YES NO _
A True Record Attest:	ABSTAIN
	ABSENT
Deborah L. Pellegri	
Town Clerk	
	Judith Pond Pfeffer, Clerk
	Franklin Town Council

2015



TOWN OF FRANKLIN RESOLUTION 15-40

ESTABLISHMENT OF A COUNCIL ON AGING SUPPORTIVE DAY PROGRAM REVOLVING ACCOUNT FOR FISCAL YEAR 2016

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Council on Aging Supportive Day Program Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to collect participation fees generated from the enrollment in the day program provided by the department. Said funds shall be expended under the direction of the Senior Center Director. All fees shall be credited to said revolving account and expended for expenses directly related to the supportive day program.

The total amount to be expended from said revolving account shall not exceed One Hundred Thousand dollars (\$100,000) for Fiscal 2016.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

	VOTED:
	UNANIMOUS
	YES NO
A True Record Attest:	ABSTAIN
Deborah L. Pellegri Town Clerk	ABSENT
	Judith Pond Pfeffer, Clerk Franklin Town Council



TOWN OF FRANKLIN RESOLUTION 15-41

ESTABLISHMENT OF A USE OF FACILITIES ACCOUNT FOR FISCAL YEAR 2016

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Use of Facilities Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to deposit usage fees generated from the collection of fees for use of town and school buildings to defray costs of utilities and maintenance of said buildings. Said funds shall be expended under the direction of the Public Facilities Director. All fees shall be credited to said revolving account and expended for expenses directly related to the utility and maintenance of buildings.

The total amount to be expended from said revolving account shall not exceed Two-Hundred Thousand dollars (\$200,000) for Fiscal 2016.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

	VOTED:
	UNANIMOUS
	YES NO
A True Record Attest:	ABSTAIN
Deborah L. Pellegri Town Clerk	ABSENT
	Judith Pond Pfeffer, Clerk Franklin Town Council

Town of Franklin

Memo

To: Town Council

From: Jeffrey Nutting

Date: June 3, 2015

Re: Inter-municipal Agreement with County for Veterans Service Officer

Please find attached an inter-municipal agreement between the County and the Town to provide full time veterans' services for the Town of Franklin. Currently, the County has a grant to provide veterans' services and has proposed to pay for the full time services for our new Veterans Service Officer for the next year.

The cost of the service is \$37,800 and the County will pay all benefits. The savings to the town just for the wages will be approximately \$6,000 without loss of the current service level. If for any reason this does not work out we are free to terminate the service.

I am happy to answer any questions that you may have.

Cc: Dale Kurtz

Sponsor: Administration



TOWN OF FRANKLIN

RESOLUTION 15-42

AUTHORIZATION FOR INTERMUNICIPAL AGREEMENT WITH COUNTY OF NORFOLK FOR COUNTY OF NORFOLK TO PROVIDE VETERANS SERVICES TO FRANKLIN

WHEREAS, Franklin is in need of a person to provide veterans services, and

WHEREAS, County of Norfolk (hereinafter: "County") currently employs a person as a Veterans' Advocate and is willing to make said person available to Franklin to provide veterans services in consideration of Franklin's payment of compensation to County, and

WHEREAS, the proposed arrangement, which would be the subject of a written intermunicipal agreement between Franklin and County, a draft copy of which is attached hereto as "Exhibit 1", would benefit both governmental entities, and

WHEREAS, an intermunicipal agreement is governed by the provisions of G.L. Chapter 40, Section 4A which requires that each governmental entity authorize the agreement,

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Franklin hereby authorizes the Town Administrator pursuant to G.L. Chapter 40, Section 4A to negotiate and execute an intermunicipal agreement with the County of Norfolk in substantially the form attached hereto as "Exhibit 1", which agreement will provide for County to provide veterans services to Franklin residents and to receive compensation therefor, provided that said agreement may contain such other terms and conditions as the Town Administrator determines to be in the Town's best interest.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED: June, 2015	
	VOTED: UNANIMOUS
A True Record Attest:	YES NO
Deborah L. Pellegri	ABSTAIN
Town Clerk	ABSENT
	Judith Pond Pfeffer, Clerk Franklin Town Council

Exhibit 1

AGREEMENT FOR VETERAN SERVICES BETWEEN THE TOWN OF FRANKLIN AND THE COUNTY OF NORFOLK

THIS AGREEMENT is entered into by and between the Town of Franklin (hereafter "Franklin") and the County of Norfolk (hereafter "County"), hereafter referred to collectively as the "Parties," effective the 1st day of July 2015, as follows:

WHEREAS, the Parties desire to cooperate in the provision, on a shared basis, of Veteran services for the benefit of the Town;

WHEREAS, the Town has obtained authorization for this joint undertaking as required by M.G.L. c.40, §4A pursuant to a vote of the Town Council and a vote of the County Commissioners;

NOW, THEREFORE, the Town and County, in mutual consideration of the covenants contained herein, hereby agree as follows:

- 1. **Appointment of Veteran Services Officer.** The Town of Franklin, acting through its Town Administrator, shall appoint the current Norfolk County Veterans' Advocate, Dale Kurtz, as the Veteran's Service Officer (VSO) for the Town pursuant to Massachusetts General Law.
- 2. **Duties of Veteran's Services Officer.** During the term of this agreement, Dale Kurtz shall serve as a full time veterans services agent or director. With respect to the Town of Franklin, Dale Kurtz's normal work week shall consist of thirty hours, and Dale Kurtz may perform additional veterans' services work elsewhere within or on behalf of Norfolk County.
- 3. **Supervision.** With respect to work as Veterans Services Officer for the Town of Franklin, Dale Kurtz shall be under the supervision of the Town Administrator or his designee. With respect to other veterans' services work, Dale Kurtz shall be under the supervision of the County Director or his designee. Any disagreement arising under this provision shall be resolved by consultation of the Town Administrator, the County Director, and Dale Kurtz.
- 4. Compensation and Benefits. Dale Kurtz shall continue to be an employee of the County, and the County shall continue to be solely responsible for Dale Kurtz's compensation and benefits. In no event shall this agreement be deemed to make Dale Kurtz a Franklin employee or to entitle him to receive any work-related compensation or benefits from Franklin. Three-fourths of holiday, vacation, sick and other leave time taken by Dale Kurtz pursuant to generally applicable county policy shall be deemed part of Dale Kurtz's work hours for the Town.
- 5. **Payments to County.** The Town shall remit to the County the sum of Three Thousand One Hundred Fifty Dollars (\$3,150) monthly during the term of this agreement. Such payment is to be made quarterly (\$9,450 per quarter) beginning July 15th and thenceforth every 90 days.
- 6. **Hours of Work.** The Parties recognize that some variance from the normal division of time described in Paragraph 2 is expected based on changing conditions and needs and that minor variances will not occasion any adjustment of the financial arrangements between the Town and County.
- 7. **Specific Agreement.** The relevant provisions of this agreement assume the availability of Dale Kurtz as a County employee qualified and available to perform the duties described herein. Should Dale Kurtz leave the employ of the County or for some reason be unable to

perform the duties described herein, the parties may amend this agreement by written agreement approved by the Town Council and the County Commissioners, or the parties shall take the necessary steps to terminate the agreement.

- 8. **Term of this Agreement.** The term of this Agreement shall be July 1, 2015 through June 30, 2016. The Agreement shall automatically renew for an additional year on June 30, 2016, with the contract fee increased to \$3,150 per month, unless terminated as provided in Paragraph 9 below. This Agreement may be extended thereafter as the parties may agree, with such agreement approved by the Town Council and the County Commissioners.
- 9. **Termination of this Agreement.** The Town, by vote of its Town Council, of the County, by vote of its Commissioners may terminate this Agreement upon the provision of at least thirty (30) days prior written notice to the other party. Such notice shall state the termination date. Upon such termination, the Town shall be solely responsible for Veteran's Services for the benefit of the town. Upon such termination, the County shall prepare a full statement of outstanding unpaid financial obligations under this Agreement, if any, and present the same to Franklin for payment within thirty (30) days thereafter.
- 10. State Department of Veterans Services. This agreement is intended to be in compliance with all applicable statutes, regulations and policies of the Massachusetts Department of Veterans Services (DVS). The parties agree to work together to resolve any concerns of the DVS regarding this agreement or its implementation.
- 11. Savings Provision. The Town and County agree that if any court of competent jurisdiction shall declare any provision of this Agreement unenforceable, the remaining provisions hereof shall not be affected and shall remain in full force and effect.
- 12. **Amendment.** This Agreement may be amended from time to time, but only by mutual written agreement of the Town and County approved by the Town Council and the County Commissioners.

WITNESS OUR HANDS, as of the dates specified:

TOWN OF FRANKLIN, By its Town Administrator, duly-authorized:	COUNTY OF NORFOLK, By its Commissioners:
	Chairman
Date:	Date:
Franklin Town Accountant	Norfolk County Treasurer
Approved as to form:	Approved as to form:
Franklin Town Counsel	Counsel for the County of Norfolk

Sponsor: Administration



TOWN OF FRANKLIN

BYLAW AMENDMENT 15-747

AMENDMENT OF SERVICE FEES: Solid Waste and Recycling

A BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN, BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 82 of the Code of the Town of Franklin, Appendix A, "List of Service Fee Rates" is hereby amended (add underlined text, delete struck).

APPENDIX A LIST OF SERVICE FEE RATES

		FY 15	<u>FY 16</u>	SERVICE
DEPARTMENT	FEE	RATE	RATE	CATEGORY
PUBLIC WORKS				
	CURBSIDE TRASH (ANNUAL)			
	Fee Using 65 Gallon Trash Cart	\$216.00	<u>\$200.00</u>	UTILITY
	Fee Using 35 Gallon Trash Cart	\$196.00	<u>\$180.00</u>	UTILITY
	SPECIAL CURBSIDE COLLECTION (sticker fees)			
	Sofa, table, chair, "bulk burnable"		**\$10.00	MINIMUM

^{**} Billed through collection contractor directly

DATED:, 2015		
	VOTED:	
	UNANIMOUS	
A True Record Attest:	YESNO_	
	ABSTAIN	
Deborah L. Pellegri	ABSENT	
Town Clerk		
	Judith Pond Pfeffer, Clerk	
	Franklin Town Council	

Town of Franklin

Memo

To: Town Council

From: Jeffrey Nutting

Date: June 3, 2015

Re: Change to Door to Door Soliciting Bylaw

Please find attached a proposed amendment to the current bylaw concerning door to door solicitation. The current bylaw allows solicitation from 9 am to 8 pm for profit organizations. This proposal would change the evening hours to 7 pm or ½ hour prior to sunset, whichever is earlier. This means the activity would only be allowed during daylight.

Please call with any questions.

SPONSOR: Administration



TOWN OF FRANKLIN BYLAW AMENDMENT 15-748 CHAPTER 128, PEDDLING AND SOLICITING

A BYLAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN AT CHAPTER 128.

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL that Chapter 128-5 of the Code of the Town of Franklin is amended as follows:

§128-5. Hours.

The hours of operation Commercial solicitations shall be limited to the period between 9:00 a.m. and 8:00 p.m. the earlier of 7:00 p.m. or one-half hour prior to sunset.

This bylaw amendment shall become effective upon passage in accordance with the provisions of the Franklin Home Rule Charter.

•	•
DATED: , 2015	
, 2010	VOTED:
	UNANIMOUS
A True Record Attest:	YES NO
	ABSTAIN
Deborah L. Pellegri Town Clerk	ABSENT
	Judith Pond Pfeffer, Clerk
	Franklin Town Council

MEMORANDUM

TO: Franklin Town Council

FROM: Mark G. Cerel, Town Attorney

RE: Regulation of Residential Soliciting

DATE: July 25, 2011

Chapter 128 of the Franklin Town Code "Peddling and Soliciting" applies to "every solicitor, door-to-door salesperson, hawker and peddler", except if there is a conflict with the state or federal constitution, Section 128-1. The bylaw requires that each person register with the Town and obtain a permit from the Chief of Police "prior to engaging in any solicitation or sales activity", Section 128-2. In 2002, the United States Supreme Court decided the case of Watchtower Bible & Tract Society of NY v. Village of Stratton; the Court held that a bylaw such as Franklin's which required prior registration with the municipality as a pre-condition to soliciting had a chilling effect on the exercise of First Amendment-protected free speech and was therefore unconstitutional as applied to an advocacy group. Since this decision activates the above-referenced exception contained in Section 128-1 of the bylaw, Franklin's bylaw no longer applies to a person engaged solely in political or religious advocacy or discourse. (At this time and subject to further judicial intervention, the bylaw does apply to an advocacy group's fundraising activity.)

The partial invalidity of the Town's bylaw, does not mean that residents are required to subject themselves to unwanted solicitation in their homes. They still have a legal right to refuse any such overtures and to request that the solicitor leave their property. If the solicitor refuses to do so, the resident should contact the police: a person who remains on private property once a property owner has informed him/her that he/she is not welcome and should leave, becomes a trespasser. Property owners can preemptively provide this notice by posting their property with a "no solicitation" sign. It goes without saying that a resident also has a right to demand proper identification from any visitor. Prudence also dictates keeping outside doors locked and not opening them to unidentified visitors.

If you have any questions, I am happy to address them.

MGC:ce

cc: Jeffrey D. Nutting, Town Administrator Stephen Williams, Police Chief

SPONSOR: Property Owners



Town Clerk

TOWN OF FRANKLIN BY-LAW AMENDMENT 15-749

AMENDMENT TO SEWER SYSTEM MAP

A BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN, CHAPTER 139, ENTITLED SEWERS, AS FOLLOWS:

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 139-14 of the Code of the Town of Franklin entitled Sewer System Map, Exhibit A (map) be amended by adding the following extension as an eligible location:

§139-14. Sewer System I	Map
Exhibit A:	
14 Crocker Avenue	
This By-Law amendment shal provisions of the Franklin Home	l become effective in accordance with the e Rule Charter.
DATED, 2015	VOTED:
	UNANIMOUSLY:
A True Record Attest:	YES: NO:
	ABSTAIN: ABSENT:
Deborah L. Pellegri	Judith Pond Pfeffer, Clerk

FRANKLIN TOWN COUNCIL



TOWN OF FRANKLIN

DEPARTMENT OF PUBLIC WORKS

Franklin Municipal Building 257 Fisher Street Franklin, MA 02038-3026

May 20, 2015

Mr. Jeffrey Nutting Town Administrator 355 East Central Street Franklin, MA 02038

Re:

#14 Crocker Ave

Sewer Extension Permit Application

Dear Jeff:

We have received an application for a Sewer System Extension Permit to allow a sewer connection from the subject property to the existing sewer system. The Public Health Director has indicated that the property is not able to pass a Title 5 percolation test for a new system due to soil conditions, presence of solid ledge, and a very small lot size.

The applicant is proposing to connect the existing single family structure at 14 Crocker Ave to the existing sewer system located approximately 150 feet away on Summer St. The proposed sewer extension will consist of a low pressure sewer service from the property at 14 Crocker Ave to a proposed sewer manhole located in Summer St.

We believe that the proposal provides a significant public benefit. If the Council decides to approve the extension, we recommend the following conditions be attached to the approval:

- 1. The applicant will need to file all required permits and pay the respective fees prior to construction, and the installation shall be in accordance with DPW standards.
- 2. The proposed low pressure sewer line will remain a service line and its maintenance along its entire length will remain the responsibility of the property owner.
- 3. The applicant shall construct the proposed sewer service line and pave the resulting trench with 2.5" of hot mix asphalt prior to the roadway construction to be completed on Crocker Ave by the Town. The applicant shall pay the Town \$2600 which will be used by the DPW to repave the affected area of Summer St from edge to edge which is currently outside the limits of the Town's proposed work on Crocker Ave.

Sincerely.

Michael Maglio, PE

Town Engineer

Robert AfCantoreggi Dwyctor of Public Work

APPLICATION FOR SEWER EXTENSION PERMIT

Location of Extension (attach map indicating route/location of proposed extension):

Education of Execution (where the first party of th			
Tax Map #_297			
Owner's Name: Kathleen M. Harland_ Telephone: 508-922-4610 (Kristin Spillane-daughter) Owner's Address: 14 Crocker Avenue Franklin, MA. 02038			
Engineer's Name: Guerriere & Halnon, Inc. Telephone: 508-528-3221 Engineer's Address: 55 West Central Street Franklin, MA 02038			
Description of Extension:			
Extension of a Forced Main Sewer line with an ejector pump located within the basement. Currently served by a private failing septic system			
Residential Extension to Serve: # of New Homes: none # of Existing Homes: 1 Commercial / Industrial Flow: Criteria For Approval (use to explain below why this proposed extension is appropriate): 1. Was the sewer extension shown on a Definitive Plan approved by the Planning Board prior to October 21, 1998? 2. Does proposed extension eliminate system overflows or other conditions which pose a public health threat? 3. Does the proposed extension improve the capacity of an existing overloaded sewer line? 4. Does the proposed extension required for the installation of a community sewerage treatment plant to serve existing residential development? 5. Is the proposed extension, in the opinion of the Town Council, involving making a substantial improvement to public utility infrastructure or otherwise conferring a significant public benefit, provided that the proposed extension by itself shall not be deemed to satisfy this criteria? 7. The Town Council may, upon a showing by the property owner of hardship, financial or otherwise, approve an extension to the map for an existing single building lot, upon which a single-family residential structure is or could otherwise be legally constructed, which directly abuts a lot which was serviced by an existing gravity sewer main as of the date of original adoption of this bylaw, and which does not satisfy any of the criteria listed in above. Said extension shall be granted for the minimum linear distance necessary to provide the requested service. In approving the extension, the Council may either require extension of the existing main or permit connection by a service line and may impose other conditions to protect, maintain or improve the public infrastructure. Owner's explanation for satisfying approval criteria:			
The proposed extension eliminates system overflows which pose a public health threat.			
Owner's Signature Date: May 8, 2015 Owner's Engineer's Signature Date: May 8, 2015			

APPLICATION FOR SEWER EXTENSION PERMIT – Page Two

Department	Signature		Comments		
	Recommends	Recommends			
	Approval	Disapproval			
Department of Public Works			Extension is indicated as an "eligible" extension on the Sewer System Map of: 10/21/98 Amended _/ Also requires state sewer extension permit		
Conservation Commission					
Board of Health					
Community Planning					
Treasurer- Collector			☐ No outstanding fees, taxes or fines		
Town Administrator					
Approval Date:/					
Conditions, If An	y:				

