



FRANKLIN TOWN COUNCIL

November 12, 2015

7:00 PM

- A. ELECTION OF OFFICERS** – *Chair, Vice-Chair, Clerk*
- B. APPROVAL OF MINUTES** – *October 7, 2015, October 21, 2015*
- C. 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.*
- D. PROCLAMATIONS/RECOGNITIONS**
- E. CITIZEN COMMENTS**
- F. APPOINTMENTS** – *Finance Committee, Franklin Community Cable Access Committee*
- G. HEARINGS**
- H. LICENSE TRANSACTIONS**
- I. PRESENTATIONS/DISCUSSIONS**
- J. SUBCOMMITTEE REPORTS**
- K. LEGISLATION FOR ACTION**
 - 1. *Resolution 15-72: Establishment of a School Store Revolving Account for Fiscal Year 2016*
- L. TOWN ADMINISTRATOR'S REPORT**
- M. OLD BUSINESS**
- N. NEW BUSINESS**
- O. COUNCIL COMMENTS**
- P. EXECUTIVE SESSION**
- Q. ADJOURN**

**FRANKLIN TOWN COUNCIL
MINUTES OF MEETING
October 7, 2015**

A meeting of the Town Council was held on Wednesday, October 7, 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. Councilors absent: None. Administrative personnel in attendance: Jeffrey Nutting, 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: *September 23, 2015.* **Motion to Approve** the September 23, 2015 meeting minutes 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 others.

PROCLAMATIONS/RECOGNITIONS: None.

CITIZEN COMMENTS: None.

APPOINTMENTS: *Town Administrator's Contract Review Committee.* Chairman Vallee appointed a committee of three to review the Town Administrator's contract: Peter Padula, Chairman, Steve Williams, and Robert Vallee. These three committee members will provide a recommendation at the next Town Council meeting.

LICENSE TRANSACTIONS: None.

PRESENTATIONS/DISCUSSIONS: None.

SUBCOMMITTEE REPORTS: None.

LEGISLATION FOR ACTION:

1. **Resolution 15-62: Establishment of a Council on Aging Senior Center Respite Program Revolving Account for Fiscal Year 2016.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-62 for the establishment of a Council on Aging Senior Center Respite Program revolving account for Fiscal Year 2016 to not exceed \$30,000 by Mercer. **SECOND** by Padula. **Discussion:** ► Mr. Nutting stated the Council on Aging has begun a new program in FY 2016 for Respite Care. This new program is a service to caregivers whereby someone will come into the home to give the caregiver a two to three hour break caring for an elderly person so they can go out and do their errands. There is a small fee for this service which will go into the revolving account so program can be a more self-sustaining in order to pay the employees. Part of this program is being paid for by the METRO West Grant, but it is not enough. **VOTE: YES-9, NO-0, Absent-0.**
2. **Resolution 15-63: Prior Year Bill – Firefighter Arbitrator Services.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-63 to raise and appropriate \$12,031.50 to pay a prior year bill for Fire Fighter Arbitrator Services invoice dated June 1, 2015 by Mercer. **SECOND** by Kelly. **Discussion:** ► Mr. Nutting stated this matter was resolved on June 24. Town then received bill which

was after fiscal year end. The Town pays half and the Union pays half. ► Ms. Pfeffer asked if the Union had paid their half yet. ► Mr. Nutting did not know. **VOTE: YES-9, NO-0, Absent-0.**

3. **Resolution 15-64: Ratification of AFSCME Municipal Building Employees Memorandum of Agreement.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-64 to ratify the provisions of the AFSCME, Municipal Building Employees, Memorandum of Agreement dated October 7, 2015 which has been ratified by the Municipal Building Employees; the provisions of the Agreement shall be in effect from July 1, 2015 to June 30, 2018 and shall become part of the existing contract by **Mercer. SECOND** by **Padula. Discussion:** ► Mr. Nutting stated this is a three-year contract. This resolution and the next resolution were ratified by the employee union groups today. **VOTE: Yes-9, No-0, Absent-0.**

Continued Discussion on Resolution 15-62: ► Senior Center Director Karen Alves addressed the Town Council. She provided an overview and additional information on the Council on Aging Senior Center Respite Program and need for revolving account for Fiscal Year 2016. This program has been covered by a grant for the past two years and now looking to establish an account to start putting in funds to keep it on a sustainable track for the future. ► Mr. Padula asked where the money is expected to come from. ► Ms. Alves stated an hourly fee of \$10.00 to \$12.00 per hour is charged for the program. This is about half the rate of a private agency. When caregivers look at paying \$24.00 per hour, they often decide they are not going to do it. This lower rate encourages caregivers to use the service. ► Mr. Dellorco asked how people would find out about the program. ► Ms. Alves stated they were promoting the program by tweeting, in the newsletter, and on the website. It is not on Facebook, yet. Ms. Alves also thanked the Town Council for their support on the Senior Center budget to expand the second floor of the center.

HEARINGS: 15-752: Nonconforming Buildings, Structures, and Uses, a Zoning Bylaw Amendment Proposed by the Franklin Town Administration to Amend the Franklin Town Code at Chapter 185, Section 18. Discussion: ► Mr. Nutting stated this has come before the Town Council for a referral. On the rare occasion that someone would want to rebuild a structure and it may not meet the current setback requirements, they would be allowed to apply for a special permit. Currently, they have to get a variance which is a much harder legal standard to meet. If they want to rebuild in the existing footprint, they would just need a special permit which is much easier to obtain. Streamlines the process, but still allows for a thorough review of the situation. **Motion to Close** the hearing by **Kelly. SECOND** by **Mercer. VOTE: Yes-9, No-0, Absent-0.**

LEGISLATION FOR ACTION *continued:*

4. **Resolution 15-65: Ratification of AFSCME Custodians Memorandum of Agreement.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-65 to ratify the provisions of the ASCME Municipal Employees Local 1298, Custodians, Memorandum of Agreement dated October 7, 2015, which has been ratified by the Custodians; the provisions of the Agreement shall be in effect from July 1, 2015 to June 30, 2018 and shall become part of the existing contract, by **Mercer. SECOND** by **Padula. Discussion:** ► Mr. Padula asked why it was called a Memorandum of Agreement. ► Mr. Nutting stated if approved the language will be imbedded into the full contract. The memorandum highlights areas of the contract that have been changed. **VOTE: Yes-9, No-0, Absent-0.**
5. **Zoning Bylaw Amendment 15-752: Nonconforming Buildings, Structures, and Uses – 1st Reading.** Ms. Pfeffer read the zoning bylaw amendment. **MOTION to Move** Zoning Bylaw Amendment 15-752 Nonconforming Buildings, Structures, and Uses to a second reading by **Mercer. SECOND** by **Bissanti. No Discussion. VOTE: Yes-9, No-0, Absent-0.**

TOWN ADMINISTRATOR'S REPORT: ► Mr. Nutting reminded everyone that Question #1 on the ballot is a question to eliminate taxes on animals and requested to please vote *Yes*. The Town Council approved the question on the request of the Assessor. This way chickens, pigs, cows, etc., do not have to be taxed. ► The Stroll Downtown is October 15th from 4:00-8:00 PM. Come visit the Downtown and check out all the great places. ► Read a letter received from a resident thanking Police Department for helping their daughter change a flat tire at 1:30 AM. This was above and beyond the call of duty by the police department and he acknowledged the hard work they do. ► Downtown project continues. Paving Emmons Street and Summer Street should be done next week. Sidewalk work continues on West Central Street. Conduit will be put in on East Central Street. Have meeting next Tuesday and will provide additional updates.

OLD BUSINESS: ► Brett Feldman asked for an update on the pipeline. ► Mr. Nutting stated a packet of information was provided to council members from concerned residents regarding the proposed northeast access pipeline to go through several communities including Franklin. Concern was expressed about potential compressor station in Franklin. The company denies that will ever happen. By law they had to show an alternate and that was Franklin, but they are adamant that will not happen. Schedule is for proposed 2017 approval process and 2018 construction process. They want to put a gas pipeline from outside of New England north to provide more natural gas to the area to help winter electric rates. People are concerned about the environmental effects of the pipeline. Mr. Nutting said he will continue to monitor the proposal. ► Ms. Pfeffer remarked that she had previously asked Mr. Nutting about the solar panels at Parmenter School. As he responded to her with an email, Ms. Pfeffer wanted to make sure the townspeople were aware of the response. The solar panels are up and running and generating electricity, but there is a problem with the monitoring system. Mike D'Angelo has asked for assistance in correcting this problem. ► Mr. Nutting will keep everyone up to date with process of fixing the software issue.

NEW BUSINESS: ► Mr. Dellorco asked Mr. Nutting if he contacted the person from the Norfolk County Treasurer's Department regarding the free audit. ► Mr. Nutting stated he exchanged emails, but was not given a clear response. ► Mr. Dellorco stated he and Mr. Bissanti spoke to the person; he has saved other towns from \$70,000 to \$250,000. ► Mr. Nutting stated he asked the person what he was going to do, but the person would not explain it. Therefore, if it was not going to be explained what he was going to do, Mr. Nutting was not going to meet with him. ► Mr. Bissanti stated it the audit should be considered. ► Mr. Nutting reiterated the person was not clear, but he would be happy to talk with him. ► Mr. Dellorco stated he would speak to the person again. Mr. Dellorco stated this is an audit of employee benefits regarding where the Town can save money. They check all benefits to determine if the town is overpaying. The Norfolk Country Treasurer chose Franklin as a town to provide a free audit. They charge other towns a fee. ► Chairman Vallee asked that Mr. Bissanti follow through with this. ► Mr. Bissanti stated on Crocker Avenue there is a great difference in elevation between the new road and the homeowners' driveways. ► Mr. Nutting stated he needed to talk to the town engineers to see what will be the solution. ► Chairman Vallee stated that Oak Street is not smooth. ► Mr. Nutting stated the street will be smoother when the top coat is put on. ► Mr. Kelly asked if the pipeline people could come in and talk to the Town Council or if a few Town Council members could meet with them. Many residents in the town may be concerned. He questioned if town should have a contact person to provide information. ► Chairman Vallee said this was a good idea. ► Mr. Nutting stated he thought people from the company would be able to meet with the Town Council to explain information to the TV audience. ► Mr. Dellorco asked if Town was involved with the new power plant in Medway. ► Mr. Nutting stated Franklin does not abut. ► Chairman Vallee stated that due to prevailing winds, Franklin is more affected by the plant fumes than Medway. Franklin is in the path of the summer and winter winds. ► Mr. Cereel stated this is an upgrade of an existing facility that has been there for 50 years so it will now be cleaner than before. ► Chairman Vallee asked if an attorney could be hired to try to stall the expansion and

perhaps in the future obtain a settlement. ► Mr. Cerel provided an overview of the plant expansion project.

COUNCIL COMMENTS: ► Ms. Pfeffer stated she had previously asked about the heating pipes leaking in the cellar of Parmenter School. She stated she is aware that certain pipe metals cannot be combined and it seems as though certain pipe metals were combined in the heating pipes causing leaks. ► Mr. Nutting stated he thought she was asking about the sump pumps and he has no knowledge of the heating pipe problem. ► Ms. Pfeffer asked Mr. Nutting to provide an update. ► Mr. Padula announced a *Happy Birthday* to his wife, Laurie. ► Mr. Feldman mentioned the deadline for solar is next week. Over 50 residents have signed up and they have reached their goals. The company will donate a ray to a local non-profit organization in town that needs it. He thanked everyone for participating in the program. He would like to continue to work on ways to try to save people money on their electric bills.

EXECUTIVE SESSION: None.

ADJOURN: MOTION to Adjourn by Mercer. SECOND by Kelly. VOTE: Yes-9, No-0, Absent-0.
Meeting adjourned at 7:36 PM.

Respectfully submitted,

Judith Lizardi
Recording Secretary

**FRANKLIN TOWN COUNCIL
MINUTES OF MEETING
October 21, 2015**

A meeting of the Town Council was held on Wednesday, October 21, 2015 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present: Andrew Bissanti, Robert Dellorco, Brett Feldman, Matt Kelly, Thomas Mercer (by Remote Participation), Peter Padula, Judith Pond Pfeffer, Robert Vallee, Steve Williams. Councilors absent: None. Administrative personnel in attendance: Jeffrey Nutting, 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 others.

CITIZEN COMMENTS: None.

APPOINTMENTS: None.

LICENSE TRANSACTIONS: None.

PRESENTATIONS/DISCUSSIONS: None.

SUBCOMMITTEE REPORTS: None.

LEGISLATION FOR ACTION (*taken out of order from agenda*):

1. **Resolution 15-70: Authorizing Tax Increment Financing, Cold Chain Technologies, Inc., and Knickerbocker Properties, Inc. XLIII.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-70 authorizing Tax Increment Financing, Cold Chain Technologies, Inc., and Knickerbocker Properties, Inc. XLIII by **Kelly**. **SECOND** by **Padula**. **Discussion:** ► Mr. Bissanti, Chairman of the Economic Development Committee, stated this evening the EDC voted to recommend positively this resolution for Cold Chain Technologies, Inc. ► Mr. Nutting stated Tax Incremental Financing, TIF, is a program by the Commonwealth of Massachusetts that is only for manufacturing companies which allows them to negotiate a local discount on their increased property value as well as get significant tax credits from the Commonwealth. The Town of Franklin has used this program in the past for Tegra Medical and Hamilton Technologies. Cold Chain Technologies would like to relocate from Holliston to 135 Constitution Boulevard, Franklin. He endorsed these programs as they stimulate good jobs, bring customers to town, and help the general town economy. ► Larry Gordon, CEO and owner, Cold Chain Technologies, Inc., addressed the Town Council and provided an overview of the company which produces thermal packaging for the shipment of pharmaceuticals and bio-tech products. ► The project consultant for Cold Chain Technologies expressed appreciation and stated the Town has been very enthusiastic about welcoming the company. ► Mr. Nutting stated this process began about three weeks ago and moved quickly. ► Mr. Gordon stated he expects to hire 50 new employees in the next five years and would look forward to hiring local people. ► **ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE:** Yes-9, No-0, Absent-0. **Unanimous.**

HEARINGS: 15-52: Whether Public Safety, Necessity and Convenience Requires Laying Out and Acceptance of a Portion of Lewis Street Currently Private, as a Public Way - 2nd Reading. ► Mr. Nutting stated there is legislation for action on the agenda to accept a small portion of Lewis Street from Crocker Avenue to the end at the request of all the property owners to make this a public way. The Town will maintain it going forward. There are approximately eight houses on both sides of the street. **MOTION to Close the public hearing by Kelly. SECOND by Padula. ► ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.**

LEGISLATION FOR ACTION (continued):

2. **Resolution 15-52: Order of Layout, Acceptance, and Taking of a Portion of Lewis Street, Currently a Private Way-2/3 Vote.** **MOTION to Waive** the reading of Resolution 15-52 by **Kelly. SECOND by Padula. ► ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.** **MOTION to Move** Resolution 15-52 Order of Layout, Acceptance, and Taking of a Portion of Lewis Street, Currently a Private Way by **Kelly. SECOND by Padula. No Discussion. ► ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.**
3. **Resolution 15-66: Reconstructing, Adding to, Equipping and Furnishing the Franklin Public Library-2/3 Vote.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-66 Reconstructing, Adding to, Equipping and Furnishing the Franklin Public Library by **Kelly. SECOND by Padula.**

Chairman Vallee called a one-minute recess.

Discussion: ► Judith Pfeffer, Chair, Library Building Committee; Shane Nolan, Daedalus Projects Inc.; Drayton Fair, LLB Architects; and Brian Valentine, LLB Architects, provided the Town Council with an overview of the library addition project including construction cost estimates. Proposed renovation and addition upgrades include a new meeting room with movable wall, bathrooms with handicapped access, refrigerators and faucets in the meeting room, hanging fixtures for art work, more computer space, reading hall renovation, more space for collections, and additional storage. Mechanical, electrical, plumbing and sprinkler system upgrades will also be made. Library use has gone up steadily along with increase in Town population. The library will close for one year during this construction for safety reasons and construction speed. If library remained open, construction time would increase to 18-24 months. Modular space in Franklin will be located in order for some library programs to continue during closure. A fundraiser is also planned. Ms. Pfeffer introduced all members of the Library Building Committee: Sandra Brandfonbrener, Monique Doyle, Christopher Feeley, Matthew Kelly, Thomas Mercer, Joseph Mullen, Felicia Oti, Nancy Rappa, and James Roche. ► Mr. Fair and Mr. Valentine provided a visual presentation showing the library expansion plans with floor plans and proposed exterior covering described. ► Gail Chirdon, 14B Hawthorne Village, questioned if the library addition would require an increase in staff, and if so, does the money set aside for this project include the additional staff and benefits. ► Mr. Nutting stated the library was currently understaffed and believed additional staff would be required. He also stated that under Mass. Law when a project is bonded it cannot be for salaries. The cost estimate is just to construct the facility. He suspects in a future budget when construction is complete there will be requests for \$30,000 to \$50,000 for additional staff, such as two or three part-time employees at 12 to 18 hours per week. ► Mr. Fair stated the library is currently very full with tight quarters. The addition is designed with maximum amount of space being supervised by minimum amount of staff. ► Mr. Kelly

requested Mr. Nutting state where the \$10.5 million library project budget is coming from. ► Mr. Nutting stated about 14 years ago the Town Council adopted a fiscal policy to have up to 3.5 percent of general fund revenue as debt. Currently, have \$100 million budget and current debt level is \$2.7 million which is 2.7 percent. As old debt gets paid off, Town takes on new debt in order to maintain infrastructure. Many older debts have been paid within that plan. By 2028 all debt except high school is gone. So this new amount will be added in. As the Town owns the properties, the Town has to keep investing in them to keep them up. He has worked with Treasurer and came up with plan on how to budget for this. There is plenty of capacity in the plan to take on this debt. Tax bills will not go up as a result of this. ► Mr. Kelly gave his support of the project. ► Mr. Padula asked about the temporary library space. ► Mr. Nutting stated they will look at modular and/or rental spaces when project is about to start. The cost of relocating and moving is embedded in the budget. ► Mr. Bissanti commended architectural design. ► **ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.**

Chairman Vallee called a one-minute recess.

4. **Resolution 15-67: Appropriation of Police Salaries.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-67 to raise and appropriate \$15,000 into the Police Department FY 2016 Salary Budget by **Kelly**. **SECOND** by **Padula**. **Discussion:** ► Mr. Nutting stated a long-time support staff retired. With that money and an additional \$15,000 an additional police officer can be hired. ► Mr. Kelly stated this is great. ► Mr. Dellorco asked if Franklin people were going to be looked at first for hiring. ► Mr. Bissanti stated there is merit in having Franklin people. ► Ms. Pfeffer stated there is a benefit to having someone from Franklin on the police force. She favored having anyone with 70 or higher from Franklin be interviewed. ► Mr. Nutting stated the most qualified person gets the job and he is always happy when it is a Franklin resident. ► **ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.**

5. **Resolution 15-68: Appropriation of Fire Salaries.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-68 to raise and appropriate \$75,000 into the Fire Department FY 2016 Salary Budget by **Kelly**. **SECOND** by **Padula**. **Discussion:** ► Mr. Nutting stated he had previously explained that there may be shortages in the fire department due to some unanticipated retirements. There have been more retirements and may have another so requesting \$75,000 to pay out the retirements and cover the additional costs. This money will be used to get through this fiscal year and then allow addition of another position in the fire department next fiscal year. ► **ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.**

6. **Resolution 15-69: Amendment to the Town Administrator's Contract.** Ms. Pfeffer read the resolution. **MOTION to Move** Resolution 15-69 to ratify an amendment to the Town Administrator's five-year contract by **Kelly**. **SECOND** by **Williams**. **Discussion:** ► Mr. Padula, Chairman of the Subcommittee, stated that when the five-year contract was made it was only funded for the first two years. When the subcommittee met they discussed recommendations to do with numbers for the next three years. Currently, Town Administrator is in the beginning of the third-year of a five-year contract set to expire on June 30, 2018. Subcommittee was charged with reviewing Mr. Nutting's performance and determining how he should be compensated by way of any increases in the remaining term of his contract. Subcommittee found that Mr. Nutting's integrity, honesty, knowledge, and availability were excellent which benefit taxpayers of Franklin. Examples of Mr. Nutting's effectiveness and accomplishments, as well as areas of improvement, were provided. Subcommittee unanimously recommended that the Town Administrator receive increase in

compensation for next three years of 3 percent, 2 percent, and 2 percent, respectively. ► Mr. Dellorco confirmed that the original contract was funded for five years, but the increases for years three through five were not funded. There is no contract extension, just an increase over the base salary in the contract. ► **ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.**

7. **Zoning Bylaw Amendment 15-752: Nonconforming Buildings, Structures, and Uses – 2nd Reading.** Ms. Pfeffer read the zoning bylaw amendment. **MOTION to Move Zoning Bylaw Amendment 15-752, Nonconforming Buildings, Structures, and Uses, a zoning bylaw amendment proposed by the Franklin town administration to amend the Franklin town code at Chapter 185, Section 18, by Padula. SECOND by Kelly. Discussion:** ► Mr. Nutting stated this is the second reading and the amendment corrects a deficiency in current zoning bylaw. This allows for a special permit rather than a zoning variance to build in same footprint. Gives more flexibility to commercial and industrial development, but still subject to review. ► Mr. Bissanti stated this is a great decision in helping to develop areas like the Downtown that have existing structures that could not meet existing zoning guidelines and variances are difficult to obtain. Applauds this amendment. ► **ROLL CALL VOTE:** Bissanti-YES; Dellorco-YES; Feldman-YES; Kelly-YES; Mercer-YES (by remote); Padula-YES; Pfeffer-YES; Vallee-YES; Williams-YES. **VOTE: Yes-9, No-0, Absent-0. Unanimous.**

Chairman Vallee called a one-minute recess.

PROCLAMATIONS/RECOGNITIONS: Town Clerk. ► Chairman Vallee read proclamations and recognitions honoring Town Clerk, Deborah Pellegrini, who was elected town clerk in April 1985 and has performed outstanding service for more than 30 years. She was recognized for her commitment and dedication to the Town of Franklin, congratulated for a job well done, and wished a happy retirement. The following were among the many proclamations and recognitions: Town Council read by Chairman Vallee; former Police Chief Larry Benedetto, read by Ms. Pfeffer; Governor of Massachusetts; Massachusetts Secretary of State Galvin, read by Jeffrey Roy; Massachusetts Congressman Joe Kennedy read by Matt Kelly; Massachusetts State Senate, read by Senator Karen Spilka; Massachusetts House of Representatives, read by Jeffrey Roy; Norfolk County District Attorney Michael Morrissey; Michael Bellotti, Norfolk County Sheriff; Andrew Dowd, President Massachusetts Town Clerks Association; Jacqueline Brown of Tri-County Clerks Association; and Franklin School Committee. ► Ms. Pellegrini addressed the Town Council. She reviewed her years as town clerk and thanked her family for their support. She said it had been a pleasure to work with all the people and departments at the Town.

Chairman Vallee called a two-minute recess.

► State Representative Jeffrey Roy recognized Steve Williams for his service as a Town Councilor and thanked him for all his help and guidance. He presented Mr. Williams with a Citation from the House of Representatives and offered sincere congratulations to Mr. Williams for his 40 years of dedicated service to the Town of Franklin and best wishes. State Senator Karen Spilka also recognized Mr. Williams and thanked him for his 40 years of dedicated service.

TOWN ADMINISTRATOR'S REPORT: ► Mr. Nutting recognized Ms. Pellegrini for all of her support during his years at the Town. He noted Ms. Pellegrini donated all supplies and equipment for the flower planter on the first floor of the Town Hall. ► He offered condolences to the Brown family for their recent tragedy and loss. ► He thanked the fire fighters for their support. ► Town received DEP grant for stormwater management; he gave ongoing credit to DPW. ► October 30th Pumpkins in the Park at the Franklin Sculpture Park on Panther Way. More information available online. ► He attended the ground breaking of YMCA splash park which will open next year. He wished the YMCA well. ► Reminded

citizens to vote *yes* on the tax vote to eliminate the tax on animals. ► Franklin was again awarded as a safe community. He thanked police and fire departments and everyone in town that makes this a safe community. ► He congratulated and thanked Councilor Williams for his great years of service.

OLD BUSINESS: ► Mr. Nutting said solar array is working in Parmenter School. Leak in same school was resolved this summer. ► Chairman Vallee indicated concern about the generation facility located on Summer Street in Medway regarding how this will affect Franklin citizens due to the proximity to citizens and prevailing winds. He would like to seek more information on this proposed expansion of the power plant. He would like to hire environmental attorney to gather more information regarding the polluting effect this will have on Franklin and what action the Town Council could take. He stated he would like to bring this topic up again and make a future motion. ► Mr. Nutting stated he would get reports and more detailed information from Medway. ► Gail Chirdon stated the people that are against the pipeline are not supporting the expansion of the plant. She stated she will bring up this concern at her next pipeline meeting.

NEW BUSINESS: None.

COUNCIL COMMENTS: ► Mr. Dellorco stated an opiate meeting will be held at Cable TV tomorrow at 7:00 PM with high school students talking with recovering addicts. ► Mr. Padula thanked Mr. Williams for his help and support through the years. ► Mr. Williams thanked people of Franklin for allowing him to serve for the past two years. He also thanked Mr. Nutting and other councilors for their help, support and guidance, and wished them all well. ► Mr. Kelly urged Town Council to reach out to get an attorney as to what is Franklin's recourse regarding power plant issue raised by Chairman Vallee. He stated Downtown construction project has resulted in many complaints from Downtown business owners. Communication from MassDOT is horrible with trucks driving through business parking lots, and front and back entrances of businesses being shut down without explanation. He thinks focus for future work needs to be on doing work at night. Franklin is getting the short end of the stick in the Downtown improvement project; coordination is not good. He thanked new council candidates that have come to Town Council meetings to listen and see what it is all about. Mr. Kelly thanked Councilor Williams and stated Franklin has been honored to have Mr. Williams as councilor and former police chief. He also expressed thanks to all council members he has worked with. ► Mr. Bissanti thanked everyone on the council and appreciated working with Steve Williams. He said it was a pleasure and a privilege to serve on this council as it got a lot done.

EXECUTIVE SESSION: None.

ADJOURN: MOTION to Adjourn by Williams. SECOND by Kelly. VOTE: Yes-8, No-0, Absent-1.
(Mr. Mercer no longer on remote participation.) **Meeting adjourned at 8:56 PM.**

Respectfully submitted,

Judith Lizardi
Recording Secretary

APPOINTMENT



Finance Committee

David Moses
32 Stewart Street

The Finance Committee has recommended the appointment of David Moses to serve as a member of the Finance Committee.

MOTION to ratify the appointment of David Moses to serve as a member of the Finance Committee, term to expire November, 2017.

DATED: November 4, 2015

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

Deborah L. Pellegrini
Town Clerk

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

DAVE MOSES

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www.linkedin.com/in/davemoses1

SENIOR FINANCIAL MANAGER

Exceed revenue & cost savings goals | Improve operational service & delivery

Comprehensive background effectively partnering with all levels of organizations and successfully identifying opportunities to improve bottom line. Known as a self-starter and exceptional team leader who can motivate and influence others with drive and initiative. Adept at credit underwriting, closing process, general ledger, budget and forecasting.

PROFESSIONAL EXPERIENCES

MassMutual of Southern New England, Foxboro, MA

2014 -

Taking a personal approach to helping clients reach their financial goals

Financial Representative

I offer total financial needs analysis through a network of experienced professionals with expertise in:

- Retirement Income and College Savings analysis and programs
- Estate strategies
- Employee benefit and retention services
- Business continuation strategies
- Trust services

I am licensed to sell insurance in: MA, NH, CA, and securities in: MA, NH, CA. I am a registered representative of and offer securities through MML Investors Services, LLC, member SIPC (www.sipc.org). Supervisory address: 125 Metro Center Blvd, Suite 3000, Warwick, RI 02886.

MassMutual refers to Massachusetts Mutual Life Insurance Company

ENTERPRISE FLEET MANAGEMENT, Billerica, MA

2006 – 2014

Vehicle leasing company that oversees all of New England, specializing in vehicle fleets of over 20 vehicles.

Group Controller

Oversaw credit underwriting and annual credit review for customer base of over 200. Maintained internal control and safeguards for receipt of over \$20M in revenue annually, costs, program budgets and actual expenditures.

- Recognized for effectively coordinating all audit activity and having clean audit results for all 8 years at Enterprise Fleet Management.
- Analyzed financial data and consistently presented financial reports in accurate and timely manner; clearly communicating monthly, quarterly, annual financial statements, including balance sheet of over \$100M in assets.
- Monitored changes, effectively keeping senior leadership abreast of all financial statuses.
- Reduced expenses average of 2% per year by ensuring expenditures consistently in line with approved budget.

- Increased team performance and bench strength, including recruiting, hiring, and training, by leveraging strengths of 13 team members.
- Assisted Account Managers and Executives in improving efficiency for closing business by supplying sales expertise with Total Cost models and yearly Customer Financial Reviews.

ENTERPRISE RENT A CAR COMPANY OF BOSTON LLC

1996 – 2006

Framingham, MA / Providence, RI

Regional Controller

Managed accounting staff of 8 employees and oversaw Operations, Risk Management, Accounting and internal controls for 35 individual rental branches.

- Completed timely monthly financial statement by accurately maintaining all accounting schedules, general ledger activity, and reporting systems, ensuring compliance with appropriate standards and regulations.
- Satisfied commissioned employees by maintaining timely and accurate financial information.
- Created fun and healthful work environment by conducting monthly meetings to focus on employee morale and customer service initiatives, resulting in high customer service scores.
- Hired, trained and promoted 5 future company managers by maintaining employee productivity, engagement and commitment to quality by encouraging and facilitating involvement in process improvements and implementing applicable suggestions.
- Identified and corrected financial variances, assisting leadership by creating accurate monthly forecast and budget.

ENTERPRISE RENT A CAR COMPANY OF RHODE ISLAND, Providence, RI

1992 – 1996

Business Operations Manager

Oversaw start-up of new operation in Rhode Island.

- Created culture for new operation by instilling hiring, training practices that focused on customer service and rewards for hard work.
- Decreased expenses by diligently negotiating and maintaining vendor contracts and relationships.
- Allowed for controlled growth by multi-tasking accounting duties with operations and facility management while opening multiple branches.
- Managed financial data and consistently presented financial reports in accurate and timely manner which allowed for accurate disbursement of commissions.

ENTERPRISE RENT A CAR COMPANY OF WASHINGTON, Kirkland, WA

1990 – 1992

Rental car company that specializes in short terms rentals focused in Retail and Insurance Replacement vehicles

Accounting Supervisor

Ensured accurate financial reporting by accurately completing monthly financial schedules, general ledger activity, and journal entries.

- Managed cash flow and activity by completing multiple bank reconciliations on monthly basis.
- Ensured accurate tax reporting by preparing timely government submissions that were accurately reviewed.

EDUCATION / CERTIFICATIONS / AFFILIATIONS

Bachelor of Science, Finance, San Diego State University, San Diego, CA

CFMA – Construction Financial Management Assoc.

HFMA – Healthcare Financial Management Assoc.

Massachusetts Hockey – Director, Audit Chair, Finance Committee

Franklin Youth Hockey – Registrar (2006-2010)

TECHNICAL SKILLS

Microsoft Office, Salesforce CRM, PeopleSoft GL, Access, Publisher, Adobe Acrobat

APPOINTMENTS



Franklin Community Cable Access Committee

Kenneth Norman
18 Daniels Street

Rose Turco
18 Winter Street

The Franklin Community Cable Access Committee has recommended the appointments of Kenneth Norman and Rose Turco to serve as members of the Franklin Community Cable Access Committee.

MOTION to ratify the appointments of Kenneth Norman and Rose Turco to serve as members of the Franklin Community Cable Access Committee, term to expire November, 2018.

DATED: November 4, 2015

VOTED:

UNANIMOUS _____

YES _____ NO _____

ABSTAIN _____

ABSENT _____

A True Record Attest:

Deborah L. Pellegrini
Town Clerk

Judith Pond Pfeffer, Clerk
Franklin Town Council



Sponsor: Administration

TOWN OF FRANKLIN

RESOLUTION 15-72

**ESTABLISHMENT OF A SCHOOL STORE
REVOLVING ACCOUNT FOR FISCAL YEAR 2016**

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

Hereby establishes a School Store 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 receipts generated from the sale of items in the School Store program. Said funds shall be expended for repurchase of inventory under the direction of the Franklin School Committee. All funds shall be credited to said revolving account and expended for expenses directly related to the School Store program.

The total amount to be expended from said revolving account shall not exceed Forty Thousand Dollars (\$40,000) for Fiscal 2016.

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

DATED: November _____, 2015

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ NO _____

Deborah L. Pellegrini
Town Clerk

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

Franklin Public Schools
355 Central Street
Franklin, MA 02038
Phone (508) 553-4825

To: Franklin School Committee

From: Miriam A. Goodman, School Business Administrator

Date: August 19, 2015

Re: School Store Revolving Account

An action item is presented for your approval to establish a School Store Revolving Account as allowed by Massachusetts General Law Chapter 44 Section 53E1/2. Franklin High School Business Department is looking to begin operating the school store at the new FHS, and with the revised guidance on Student Activities, the school store would best be accounted for in a revolving account, rather than the Student Activities account. I would also recommend that the middle schools account for their school stores in this fashion and would transition them to this revolving account as well.

All purchasing of inventory for resale would be funded from the account and the revenue from sales would be accounted for here as well.

I recommend the establishment of a School Store Revolving Account to properly account for the receipts collected and the expenses of the school stores in the district.

Should you have any questions, please feel free to contact me. Thank you.

FRANKLIN PLANNING & COMMUNITY DEVELOPMENT

355 EAST CENTRAL STREET, ROOM 120
FRANKLIN, MA 02038-1352
TELEPHONE: 508-520-4907
FAX: 508-520-4906

MEMORANDUM

TO: ALL DEPARTMENTS
FROM: BRYAN W. TABERNER, AICP, DIRECTOR
RE: OPEN SPACE AND RECREATION CITIZEN PARTICIPATION QUESTIONNAIRE
CC: FRANKLIN CONSERVATION COMMISSION
JEFF NUTTING, TOWN ADMINISTRATOR
DATE: OCTOBER 30, 2015

The Town is currently working to update its 2008 Open Space and Recreation Plan. In order to complete a plan that represents the opinions, desires and needs of the community the Department of Planning and Community Development (DPCD) is attempting to gather information from as many residents as possible.

As part of this public input process DPCD is conducting a survey. I would greatly appreciate your assistance distributing the survey to Town employees that are Franklin residents and to others that may have an interest in recreation and open space preservation issues in Franklin. Attached are a few copies for your review and distribution.

In addition, DPCD staff will hold meetings with town personnel, non-profit organizations, and other stake holders upon request. If you have questions, would like to schedule a meeting, or would like to obtain additional copies of the survey please contact Program Coordinator Amy Love at 508-520-4907 or alove@franklin.ma.us.

Town of Franklin Open Space and Recreation Planning Study

2015 CITIZEN PARTICIPATION QUESTIONNAIRE

This survey is being conducted in order to understand the needs and concerns of the residents of Franklin. We value and need your input. Please take 10 minutes to fill in the survey and play an active role in planning Franklin's future. Please complete both sides of the questionnaire. If you wish to explain your answers or give general comments, please fill out the comment section at the bottom of page 2 or attach additional sheets. Individuals needing this questionnaire in an alternative format should contact the Planning and Community Development Department, 508-520-4907. Thank you for your assistance.

Hand in questionnaire by December 1, 2015 to:

Franklin Public Library; Franklin Town Clerk's Office;
Recreation Department, Planning and Community
Development Department, Senior Center

OR

Mail questionnaire by December 1, 2015 to:

Open Space and Recreation Planning Study
Department of Planning and Community Development
355 East Central St., Franklin, MA 02038-1352

1. In which precinct do you live? _____
2. On what street do you live (optional)?

3. Does anyone in your household own real estate in Town (other than your home)? Yes No
4. Number of people in your household? _____
5. Number in household under the age of 18? _____
6. Number in household over the age of 60? _____
7. Number in household with access problems due to mobility impairments? _____
8. Which of the following best describes your living situation?
 - a. Single adult - living alone. _____
 - b. Single adult - sharing living quarters. _____
 - c. Single parent - children at home. _____
 - d. Young Couple - no children. _____
 - e. Young family with young children. _____
 - f. Family with older children. _____
 - g. Family, children no longer at home. _____
 - h. Senior couple or family. _____
 - i. Senior living alone. _____
 - j. Other _____
9. How long have you lived in Franklin?
 - a. Less than 5 years _____
 - b. 5 to 10 years _____
 - c. 10 to 20 years _____
 - d. More than 20 years _____
10. What do you like most about living in Franklin?

11. What do you like least about living in Franklin?

12. What is the most critical problem facing Franklin?

13. Has anyone in your household ever participated in a Town of Franklin sponsored recreational activity? Yes No

14. Are there sufficient sidewalks or walkways in your neighborhood? Yes No
15. Should major roads in Franklin be striped for bikes lanes? Yes No
16. What do you consider to be our Town's most attractive landscapes or natural features? (Name up to three in order of preference.)
 - a. _____
 - b. _____
 - c. _____
17. What residential growth policy do you favor for Town?
 - a. No growth. _____
 - b. Growth evenly spread. _____
 - c. Additional residential units in existing developed areas. _____
 - d. Concentrate new residential development in undeveloped areas. _____
 - e. Other _____
18. Is there privately-owned open space in Town in need of permanent protection? Not Sure Yes No
If yes, please describe: _____
19. Would you support Town appropriations for acquisition or construction of additional recreational facilities**? Yes No
20. Would you support seasonal or annual user fees to support specific recreational facilities** or conservation areas? Yes No
21. Would you support Town appropriations for acquisition of open space*? Yes No
22. What should be the Town's priority? (Choose a, b, or c)
 - a. Improve existing recreational facilities** _____
 - b. Acquire and/or build additional recreational facilities** _____
 - c. Acquire conservation lands for passive recreation _____

Over, please

* For the purpose of this survey, "open space" is defined as any private or publicly owned undeveloped lands. These properties may be permanently protected or unprotected. They may be owned by non-profit organizations, corporations, private citizens, the Town, the State, or other entity.

** For the purpose of this survey, "recreational facilities" are either Town-owned park properties, Town-sponsored recreation activities, or other public or private properties used for active or passive recreation.

23. Indicate approximately the number of times you or a family member participate in each recreational activity during an average year. (Fill in the corresponding letter.)

A = A few (1-3) times/yr B = 4-10 times/year
 C = Many (10+) times/yr blank = zero times/year

- | | | | |
|------------------------|-------|--------------|-------|
| Use of Playground | _____ | Walking | _____ |
| Use of Ball field | _____ | Run/Jog | _____ |
| Boating - Motorized | _____ | Hiking | _____ |
| Street Hockey | _____ | Baseball | _____ |
| Ice Skating - Rink | _____ | Softball | _____ |
| X Country Skiing | _____ | Basketball | _____ |
| Horseback Riding | _____ | Football | _____ |
| Swimming - Pool | _____ | Soccer | _____ |
| Swimming - Beach | _____ | Canoeing | _____ |
| Bird Watching | _____ | Sailing | _____ |
| ATV/Motorcycling | _____ | Fishing | _____ |
| Snowmobiling | _____ | Hunting | _____ |
| Outdoor Concert | _____ | Camping | _____ |
| Visit Historic Site | _____ | Archery | _____ |
| Visit State Park | _____ | Handball | _____ |
| Skiing - Downhill | _____ | Tennis | _____ |
| Rollerblading | _____ | Picnicking | _____ |
| Bike - On Road | _____ | Volleyball | _____ |
| Bike - Bike Path | _____ | Golf | _____ |
| Mountain Bicycling | _____ | Sightseeing | _____ |
| Nature Walk | _____ | Ice Hockey | _____ |
| Skateboarding | _____ | Bocce | _____ |
| Lacrosse | _____ | Field Hockey | _____ |
| Frisbee Golf | _____ | Paint Ball | _____ |
| Kayaking | _____ | | |
| Other (Please specify) | _____ | | |

24. Which of the following does Franklin need more?
 (Check off the top four (4) facilities you feel are needed.)

- | | | | |
|--|-------|-----------------------|-------|
| Amphitheater | _____ | Swimming Pool | _____ |
| Softball Field | _____ | Canoe Launch | _____ |
| Baseball Field | _____ | X Country Trail | _____ |
| Bike Trails | _____ | Boat Launches | _____ |
| Pocket Park | _____ | Conservation Area | _____ |
| Track | _____ | Basketball Court | _____ |
| Picnic Areas | _____ | Skateboard Park | _____ |
| Hiking Trails | _____ | Town Beach | _____ |
| Playground | _____ | Golf Course | _____ |
| Ice Skating | _____ | Bocce Court | _____ |
| Soccer Field | _____ | Youth Center | _____ |
| Tennis Court | _____ | Areas for Hunting | _____ |
| Camp Ground | _____ | Handball Court | _____ |
| "Parcourse" or outdoor exercise course | _____ | | |
| Community Gardening Area | _____ | | |
| Environmental Education | _____ | | |
| "Community Barn" for Public Events | _____ | | |
| Bridle Paths | _____ | Other (Specify below) | _____ |

Comments _____

Please enter the number corresponding to your choice.
 5 = Very Satisfied; 4 = Satisfied; 3 = Neutral;
 2 = Dissatisfied; 1 = Very Dissatisfied.

25. How satisfied are you with the places available in Franklin for recreational use by adults? _____
26. How satisfied are you with the places available in Franklin for recreational use by children? _____
27. How satisfied are you with the places available in Franklin for recreational use by seniors? _____
28. How satisfied are you with the places available in Franklin for recreational use by people with disabilities? _____

To preserve open space in Franklin, would you:

- | | | | |
|--|----|-----|----|
| 29. Contribute land to the Town or other organization? | NA | Yes | No |
| 30. Donate money to buy land? | | Yes | No |
| 31. Rewrite your deed to limit future development of your land? | NA | Yes | No |
| 32. Sell land to the Town at a bargain price? | NA | Yes | No |
| 33. Sell land to the Town at fair market price? | NA | Yes | No |
| 34. Sell or contribute conservation restrictions to protect your land from future development? | NA | Yes | No |
| 35. Vote for Town supported land acquisition if it can be done without raising taxes? | | Yes | No |
| 36. Vote for Town supported land acquisition if it meant an increase of 25 to 50 cents on the present assessed value of real estate per \$1,000? | | Yes | No |
| 37. Approve the use of zoning bylaws to guide growth in areas that can support increased development (e.g., areas with municipal water and sewer), and discourage development in areas that are less suitable for development? | | Yes | No |

Please enter the number corresponding to your choice.
 5 = Very Important; 4 = Important; 3 = Neutral;
 2 = Less important; 1 = Not at all important.

How important is it to you to preserve:

38. Historic buildings? _____
39. Historic or scenic landscapes? _____
40. Land containing archaeological resources? _____
41. Farmlands? _____
42. Wetland areas? _____
43. Woodland areas? _____
44. Undeveloped land for future generations? _____
45. Undeveloped land for future recreational needs? _____
46. Open space* for protection of water resources? _____
47. Open space* for protection of wildlife habitat? _____