



FRANKLIN TOWN COUNCIL

December 16, 2015

7:00 PM

A. APPROVAL OF MINUTES

B. ANNOUNCEMENTS – *This meeting is being recorded by Franklin TV and shown on Comcast channel 11 and Verizon channel 29. This meeting is also being recorded by others.*

C. PROCLAMATIONS/RECOGNITIONS

D. CITIZEN COMMENTS

E. APPOINTMENTS

F. HEARINGS

G. LICENSE TRANSACTIONS - *2016 Annual Alcoholic Beverages Licenses Renewals*

H. PRESENTATIONS/DISCUSSIONS - *Brutus Cantoreggi, DPW Director, Snow Presentation, Wetlands Protection Bylaw Amendment*

I. SUBCOMMITTEE REPORTS

J. LEGISLATION FOR ACTION

1. *Resolution 15-75: Authorization for Municipal Aggregation of Electricity*
2. *Resolution 15-84: Ratification of the Franklin Permanent Firefighter Association Local 2677*

K. TOWN ADMINISTRATOR'S REPORT

L. OLD BUSINESS

M. NEW BUSINESS

N. COUNCIL COMMENTS

O. EXECUTIVE SESSION – *Pending or threatened litigation*

1. *Proposed Excelon expansion of Medway electric generating facility pending before Energy Facilities Siting Board.*
2. *Proposed Spectra gas transmission line through Franklin.*

P. ADJOURN



2016 Annual Alcoholic Beverages Licenses Renewal

All establishments have passed Fire and Building and Board of Health inspections.

MOTION to approve the renewal of the alcoholic beverages licenses listed on the attached Renewal List for the year 2016 with licenses where funds are owed or issues are outstanding to the Town being held in the Town Administrator's Office until outstanding fees are paid and issues are cleared up.

VOTED: December 16, 2015

UNANIMOUS _____

YES _____ NO _____

ABSTAIN _____

ABSENT _____

**Judith Pond Pfeffer, Clerk
Franklin Town Council**

2016
TOWN OF FRANKLIN
ALCOHOL LICENSES RENEWALS

License #	DBA	LOCATION	Outstanding WST, PP, RE	Passed Inspection	Recommended Approval
043000005	Rome Restaurant	4 East Central Street		Yes	Yes
043000012	Acapulco's	13-25 Main Street		Yes	Yes
043000016	Franklin Elks BPOE 2136	1077 Pond Street		Yes	Yes
043000020	Jimmy D's LLC	338 Union Street		Yes	Yes
043000021	Union Street Grill	371 Union Street		Yes	Yes
043000024	Cole's Tavern	553 Washington Street	WST,PP,RE	Yes	Hold
043000027	Three	461 W. Central Street		Yes	Yes
043000028	Uptowne Pub	5-7 W. Central Street		Yes	Yes
043000030	Village Mall Liquors	60 Franklin Village Drive		Yes	Yes
043000032	Franklin Liquors	333 East Central Street		Yes	Yes
043000033	Shaws Supermarket	255 East Central Street		Yes	Yes
043000034	Union Street Wines & Liquors, Inc.	317 Union Street		Yes	Yes
043000035	Ouzo Corporation	660 W. Central Street		Yes	Yes
043000036	Tedeschi's Food Shop	664 Union Street		Yes	Yes
043000037	J.B.'s Liquor World	365 W. Central Street		Yes	Yes
043000038	Ferrara's Market	20 W. Central Street		Yes	Yes
043000039	Anne's Market	451 W. Central Street		Yes	Yes
043000044	Dacey's Market	345 Lincoln Street		Yes	Yes
043000046	MapleGate Country Club	160 Maple Gate, Bellingham	WST,PP,RE	Yes	Hold
043000049	Hang Tai Restaurant	26-30 East Central St		Yes	Yes
043000052	Joe's American Bar & Grill	466 King Street		Yes	Yes
043000054	Pepper Terrace Restaurant	400 Franklin Village Drive		Yes	Yes

2016
TOWN OF FRANKLIN
ALCOHOL LICENSES RENEWALS

License #	DBA	LOCATION	Outstanding WST, PP, RE	Passed Inspection	Recommended Approval
043000056	Longhorn Steakhouse	250 Franklin Village Drive		Yes	Yes
043000057	Franklin Country Club	672 East Central Street		Yes	Yes
043000059	Devita's Market	198 East Central Street	WST,PP,RE	Yes	Hold
043000060	Pour Richards Wine & Spirits	470 King Street		Yes	Yes
043000062	Incontro	860 West Central St	WST,RE	Yes	Hold
043000063	99 Restaurant	947A West Central St		Yes	Yes
043000065	Bamboo House	2 Main Street	PP	Yes	Hold
04000066	King Street Café & Deli	390 King Street		Yes	Yes
04000067	Chinese Mirch	30 Main Street		Yes	Yes
043000068	The Alumni Club	391 East Central Street		Yes	Yes
043000069	Spruce Pond Creamery	370 King Street		Yes	Yes
043000070	Maguro House	2 East Central Street		Yes	Yes
043000071	British Beer Company	280 Franklin Village Drive		Yes	Yes
043000072	Franklin Café & Grill	418 Central Street		Yes	Yes- Transfer Pending
043000073	Ichigo Ichie	837 West Central Street		Yes	Yes
043000075	Residents Inc	4 Forge Parkway		Yes	Yes
043000076	Artistry Kitchen Franklin, LLC	12-20 East Central Street	Closed	NA	No
043000077	Tastebuds Fresh Market Place	470A King Street	Closed	NA	No
043000078	Noodles & Company	648 Old West Central Stret		Yes	Yes
043000079	Table & Vine, Inc.	348 East Central Street		Yes	Yes

PRESENTATIONS

AND

DISCUSSIONS

- BRUTUS CANTOREGGI –
 - SNOW PRESENTATION
 - WETLANDS PROTECTION BYLAW AMENDMENT

**TOWN OF FRANKLIN
BYLAW AMENDMENT 16-_____
CHAPTER 181, WETLANDS PROTECTION**

A BYLAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN AT CHAPTER 181.

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL that Chapter 181 of the Code of the Town of Franklin is amended by adding, in Section 181-2, a new Paragraph D, as follows:

- D. Notwithstanding the above restrictions, the on-going maintenance of stormwater management systems by the Franklin Department of Public Works, when said systems were originally constructed or improved under the jurisdiction of the conservation commission or planning board, will not require additional permitting. Under this section, the term "on-going maintenance" shall mean the cutting and removal of vegetation, removal of collected sediment, or repairing and stabilizing eroded areas. If said basin is governed by other maintenance requirements of a system's originally-approved long-term maintenance plan, said maintenance requirements may also be undertaken without additional permitting. Modifications to the design or function of a stormwater management system under the jurisdiction of the conservation commission will require a permit from the conservation commission for any such work. The burden of proof that any proposed work will not alter the design or function of the basin in question shall rest with the property owner.

The Director of Public Works shall notify the conservation commission annually of all anticipated work within any detention/retention basin to be carried out during the ensuing calendar year and the conservation agent shall be notified prior to the start of any actual work.

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



DATED: _____, 2016

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

**Teresa M. Burr
Town Clerk**

ABSENT _____

**Judith Pond Pfeffer, Clerk
Franklin Town Council**

LEGISLATION

FOR

ACTION

Memo

To: Town Council

From: Jeff Nutting



Date: December 11, 2015

Re: Electrical Aggregation

The Resolution attached would allow the Town to begin the process of considering electric aggregation for the community.

Electrical Aggregation is an opportunity for the Town of "bulk" purchase electricity for all the residences of Franklin. If approved, the Town would seek bids from power suppliers to provide electricity to everyone in Franklin.

If the residence does not wish to participate, they simply opt out of the program at any time.

Typically, the Town would bid for electricity every one to two years and the "average" customer could save \$100 plus dollars per year.

I am happy to answer any questions.



Sponsor: Administration

TOWN OF FRANKLIN

RESOLUTION 15-75

AUTHORIZATION FOR MUNICIPAL AGGREGATION OF ELECTRICITY

WHEREAS, the Commonwealth of Massachusetts, by enacting Chapter 164 of the Acts of 1997, has established a competitive marketplace through deregulation and restructuring of the electric utility industry, and

WHEREAS, the residents and businesses of the Town of Franklin have substantial economic, environmental, and social interests at stake and are interested in reducing their electricity rates, and

WHEREAS, if an aggregation of electricity load is implemented in the town, individual residents and businesses would retain the right to opt-out of the aggregation with no penalty and to choose any other competitive supplier or to stay with the default utility.

NOW, THEREFORE, the Franklin Town Council hereby authorizes the appropriate department(s) to research, develop and participate in a contract, or contracts, to aggregate the electricity load of the residents and businesses in the Town of Franklin and for other related services, independently, or in joint action with other municipalities, and authorizes the Town Administrator to execute all documents and take any other action necessary to accomplish the same.

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

DATED: December _____, 2015

VOTED:

UNANIMOUS _____

YES _____ NO _____

ABSTAIN _____

ABSENT _____

A True Record Attest:

**Teresa M. Burr
Town Clerk**

**Judith Pond Pfeffer, Clerk
Franklin Town Council**

Community Energy Aggregation

Authorized by State Law MGL Chapter 164, Section 134(a)

Community Energy Aggregation is the bulk purchase of all your community's residential and business electric accounts currently on the utility's basic service.

By combining strategic bulk purchasing with the most competitive bidding practices you can:

- Benefit from the same purchasing power as the largest national commercial/Industrial customers
- Save your residents and businesses money
- Provide long-term budget certainty
- Access **local renewable** energy (optional) at a bulk purchase rate
- Advantageous contract terms
- Continue to receive a single bill from Eversource/National Grid
- Continue to contact Eversource/National Grid with any service issues
- Opt out at any time, no early termination fees

MUNICIPAL AGGREGATION FREQUENTLY ASKED QUESTIONS

1 What is municipal aggregation?

Municipal aggregation is simply the formation of a buying group composed of the residents and businesses of one or more municipalities that is developed and operated through the municipal officials of one or more municipalities.

2 What is the objective of municipal aggregation?

The objective of municipal aggregation is simply to lower the electricity bills through the formation of a buying group composed of the residents and businesses of one or more municipalities without interfering with the level of service provided by the utility (National Grid, Nstar or WMECo) that distributes the electricity supply.

3 What is the cost of municipal aggregation to my municipality?

None. The cost of developing, writing and submitting the municipal aggregation plan; of guiding the plan through the DOER / DPU approval process; of the informational mailing to residents and businesses; of the RFP to competitive suppliers is borne by the municipal aggregation consultant.

4 Why can a municipality or group of municipalities aggregate the electricity load of the residents and businesses within its boundaries?

In 1997, Massachusetts passed the nation's first electric deregulation law that gives municipalities a strong hand for consumers and the environment. The law builds on traditional franchise authorities of municipalities to act as "community aggregators" (MGL, Chapter 164, Section 134(a)) in a deregulated electric industry, and allows communities to administer tens of millions of dollars paid by their citizens for energy efficiency and renewable energy programs (MGL, Chapter 164, Section 134(b)).

5 Why should a municipality or group of municipalities aggregate the electricity load of the residents and businesses within its boundaries?

Municipal officials have the opportunity to give their residents and businesses lower electricity rates by aggregating the electricity load of their community and requesting competitive bids for electricity supply from large, national suppliers. This gives a municipality or group of municipalities much stronger buying power than any individual resident or business has when dealing with the utility (National Grid, Nstar or WMECo) that distributes electricity to your community.

Memo

To: Town Council

From: Jeff Nutting



Date: December 11, 2015

Re: Firefighters Contract

We have a tentative agreement with the Firefighters on a three year collective bargaining agreement. They are voting on the matter on December 15th. If they approve the agreement, I will ask the Council to approve it. If the Firefighters fail to approve the document, I will request the Council table the matter until the contract has been approved.



Sponsor: Administration

TOWN OF FRANKLIN
RESOLUTION 15-84

Ratification of the Franklin Permanent Firefighter Association Local 2677 Contract

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

Hereby ratifies the provisions of the Franklin Permanent Firefighter Association Local 2677 Memorandum of Agreement dated December 15, 2015 which has been ratified by the Franklin Permanent Firefighter Association Local 2677 Employees. The provisions of the Agreement shall be in effect from July 12, 2015 to June 30, 2018 and shall become part of the existing contract.

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

DATED: _____, 2015

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ NO _____

Teresa Burr
Town Clerk

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

EXECUTIVE SESSION

1. *Proposed Excelon expansion of Medway electric generating facility pending before Energy Facilities Siting Board.*
2. *Proposed Spectra gas transmission line through Franklin.*