

**FRANKLIN TOWN COUNCIL
MINUTES OF MEETING
January 9, 2013**

A meeting of the Town Council was held on Wednesday, January 9, 2013 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present; Andrew Bissanti, Robert Dellorco, Glenn Jones, Matt Kelly, Thomas Mercer, Judith Pfeffer, Tina Powderly, Jeff Roy, Robert Vallee. Administrative personnel in attendance: Jeffrey Nutting; Town Administrator, Mark Cerel; Town Attorney and Maxine Kinhart; Assistant to the Town Administrator.

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

APPROVAL OF MINUTES: *October 17, 2012 Regular Session* **MOTION** by Councilor Powderly to approve the minutes **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-9, No-0, Absent-0.**

ANNOUNCEMENTS: Chairman Vallee announced the meeting was recorded by Franklin TV and available for viewing on Comcast Channel 11 and Verizon Channel 29. The meeting was also recorded by Franklin Matters.

PROCLAMATIONS/RECOGNITIONS: NONE.

CITIZEN COMMENTS: NONE.

APPOINTMENTS: *Sandra Brandfonbrener - Library Board of Directors:* **MOTION** by Councilor Pfeffer to ratify the appointment of Sandra Brandfonbrener of 8 Beech Street to serve as a Member of the Library Board of Directors **SECONDED** by Councilor Powderly. **VOTE to Approve: Yes-9, No-0, Absent-0.**

HEARINGS: NONE.

LICENSE TRANSACTIONS: *T.D. Beverage, Inc. – Change of Manager:* Councilor Pfeffer read the License Transaction request by T.D. Beverage, Inc. to change the manager for their Wine and Malt Alcoholic Beverages License to Christina Dagliere. **MOTION** by Councilor Pfeffer to approve the request for a Change of Manager to Christina Dagliere **SECONDED** by Councilor Powderly. **VOTE to Approve: Yes-9, No-0, Absent-0.**

PRESENTATIONS/DISCUSSIONS: *Medical Marijuana Zoning* – Mr. Nutting discussed the recently adopted Medical Marijuana Law which took effect on January 1, 2013. Mr. Nutting, Mr. Cerel and the Council members discussed the best approach to take without the benefit of knowing what, if any demand there will be in Franklin. It was decided to allow Medical Marijuana Facilities to locate in the industrial parks and to further study this issue.

SUBCOMMITTEE REPORTS: NONE.

LEGISLATION FOR ACTION:

Zoning Bylaw Amendment 12-695: Chapter 185, Section 31 – Site Plan and Design Review – 1st Reading: **MOTION** by Councilor Jones to “TABLE” Zoning Bylaw Amendment 12-695 **SECONDED** by Councilor Kelly. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Zoning Bylaw Amendment 12-696: Chapter 185, Section 20 – Signs, Sign Approvals – 1st Reading: **MOTION** by Councilor Jones to “TABLE” Zoning Bylaw Amendment 12-696 **SECONDED** by

Councilor Kelly. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Zoning Bylaw Amendment 12-697: Chapter 185, Section 45 – Administration and Enforcement, Design Review Commission – 1st Reading: MOTION by Councilor Jones to “TABLE” Zoning Bylaw Amendment 12-697 **SECONDED** by Councilor Kelly. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Zoning Bylaw Amendment 12-695 PROPOSED: Chapter 185, Section 31 – Site Plan and Design Review – 1st Reading: Councilor Pfeffer read the bylaw amendment to delete the entire section of Chapter 185, Section 31 and adding text **MOTION** by Councilor Powderly to amend Zoning Bylaw Amendment 12-695 **SECONDED** by Councilor Jones. **DISCUSSION:** Councilor Pfeffer stated she supported this amended version as the process is logical and will be easier for people to follow. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Zoning Bylaw Amendment 12-695 AMENDED: Chapter 185, Section 31 – Site Plan and Design Review – 1st Reading: Councilor Pfeffer read the bylaw to add text. **MOTION** by Councilor Powderly to move Zoning Bylaw Amendment 12-695 to a 2nd Reading as Amended **SECONDED** by Councilor Kelly. **DISCUSSION:** Mr. Nutting and Mr. Cerel explained the changes made to this bylaw. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Zoning Bylaw Amendment 12-696: Chapter 185, Section 20 – Signs, Sign Approvals – 1st Reading: MOTION by Councilor Powderly to move Zoning Bylaw Amendment 12-696 to a 2nd Reading **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Zoning Bylaw Amendment 12-697: Chapter 185, Section 45 – Administration & Enforcement, Design Review Commission – 1st Reading: MOTION by Councilor Powderly to move Zoning Bylaw Amendment 12-697 to a 2nd Reading **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Bylaw Amendment 12-699: Amendment of Service Fees – Administration: Alcoholic Beverages License – 1st Reading: Councilor Pfeffer read the bylaw amendment to amend the List of Service Fee Rates. **MOTION** by Councilor Pfeffer to move Bylaw Amendment 12-699 **SECONDED** by Councilor Jones. **DISCUSSION:** Mr. Nutting explained the need to add an Innholders – All Alcoholic Beverages fee to the List of Service Fee Rates. **VOTE to Approve: Yes-9, No-0, Absent-0.**

TOWN ADMINISTRATOR’S REPORT: Mr. Nutting provided the Council with the following updates: ► Fuel Assistance funding remains the same, no issues reported to date. ► Treasurer-Collector Jim Dacey reported to Mr. Nutting he did not receive adequate responses to the RFP (Request for Proposal) for E-Billing. The plan is to continue to search for E-Billing options. ► School Administration, Police Department and Department of Public Works will work together to address traffic issues surrounding Parmenter School during the morning hours. ► FY14 Budget will not be as difficult as the FY15 Budget. Mr. Nutting said he is very concerned about the FY15 Budget. His number one goal is to preserve jobs. ► Mr. Nutting reviewed the many accomplishments of the sitting Council this past year and thanked the Council for balancing today’s needs with tomorrow’s obligations. Mr. Nutting also wished everyone a Happy New Year.

OLD BUSINESS: NONE.

NEW BUSINESS: ► Councilor Dellorco requested the Department of Public Works Director Robert Cantoreggi attend a Council Meeting and provide a presentation on the department’s snow removal efforts.

COUNCILOR COMMENTS: ► Councilor Mercer said the New High School Project remains on

schedule. The foundation and footings are being poured and steel work will begin by the end of January, or the beginning of February. ► Councilor Powderly thanked Mr. Nutting and the rest of the Town's administration for all the help they give to the Council. ► Councilor Pfeffer congratulated The Shire Book Shop for the award it received from Yankee Magazine and encouraged people to visit the shop located on Union Street. ► Councilor Bissanti thanked the Planning Board and the Planning Department for the insightful workshop they recently held. Councilor Bissanti also wished his fellow Councilors a Happy New Year. ► Councilor Roy congratulated the Council and the Administration on all of their accomplishments.

ADJOURN: MOTION by Councilor Mercer to adjourn **SECONDED** by Councilor Kelly. **VOTE to Approve: Yes-9, No-0, Absent-0.** Meeting adjourned at 7:46PM.

Respectfully Submitted,

Jan Brecht, Recording Secretary