

**FRANKLIN TOWN COUNCIL  
MINUTES OF MEETING  
May 1, 2013**

A meeting of the Town Council was held on Wednesday, May 1, 2013 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present; Andrew Bissanti, Thomas Mercer, Tina Powderly, Jeff Roy, Robert Vallee. Councilors absent: Robert Dellorco, Glenn Jones, Matt Kelly, Judith Pfeffer. Administrative personnel in attendance: Jeffrey Nutting; Town Administrator, Mark Cerel; Town Attorney. Other officials present: Housing Authority Agent Lisa Audette.

**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:** 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. The meeting may also have been recorded by Franklin Matters. ► The Elks will be sponsoring a 5K Walk/Run on May 11<sup>th</sup> to support the Franklin Food Pantry and the Wounded Warriors Project. ► Chairman Vallee also announced four Councilors would be absent, and several of the resolutions would be postponed until a special meeting is held on May 8<sup>th</sup>. **MOTION** by Councilor Powderly to nominate Councilor Mercer to be Acting Clerk for the evening's meeting **SECONDED** by Councilor Roy. **VOTE to Approve: Yes-5, No-0, Absent-4.**

**PROCLAMATIONS/RECOGNITIONS:** NONE.

**CITIZEN COMMENTS:** NONE.

**APPOINTMENTS: *Design Review - Claudine Silverman:*** **MOTION** by Councilor Mercer to ratify the appointment of Claudine Silverman of 59 Skyline Drive to serve as an associate member of the Design Review Commission **SECONDED** by Councilor Powderly. **VOTE to Approve: Yes-5, No-0, Absent-4.**

***Historical Commission – Pearce Murphy, Maureen Murphy & Alice Vendetti:*** **MOTION** by Councilor Mercer to ratify the appointments of Pearce Murphy of 12 Russell Street, Maureen Murphy of 12 Russell Street and Alice Vendetti of 40 Prospect Street to serve as associate members of the Historical Commission **SECONDED** by Councilor Powderly. **VOTE to Approve: Yes-5, No-0, Absent-4.**

**LICENSE TRANSACTIONS: *M and C Restaurant Group, Inc. d/b/a Alumni Restaurant & Bar – Change of Manager, New Officers and Directors, Transfer of Stock:*** **MOTION** by Councilor Mercer to approve the request by M and C Restaurant Group, Inc. d/b/a Alumni Restaurant & Bar for a Change of Manager to Andrea Donnellan, New Officers and Directors to Anthony Savioli and Beverly A. Savioli and a Transfer of Stock to Anthony Savioli and Beverly A. Savioli. **SECONDED** by Councilor Powderly. **VOTE to Approve: Yes-5, No-0, Absent-4.**

***Angela Hayat Corporation d/b/a DB Mart 1 – Request for a new Wine & Malt Package Store license:*** **MOTION** by Councilor Mercer to approve the request for a new Wine & Malt Package Store license for Angela Hayat Corporation d/b/a DB Mart 1 located at 804 Pond Street, and approve the Manager, Patricia Tavarez. **SECONDED** by Councilor Powderly. **DISCUSSION:** The current owner Patricia Tavarez and her husband Jose Tavarez would like to enhance their store by selling beer and wine. Councilors Powderly and Roy inquired about alcohol training for the storeowners and the store's employees. Ms. Tavarez said her husband had attended a training course on proper identification, and pointed out the store has never been cited for illegal sale of tobacco products to a minor. **MOTION** by Councilor Roy to Amend the Motion to hold the license until all employees are trained under the TIPS Alcohol Program. **SECONDED** by Councilor Powderly. **VOTE**

**to Approve: Yes-5, No-0, Absent-4.** Several area residents objected to the storeowner's request for a wine and malt package store license. The residents said the store is located in a residential area with many children who walk and ride bikes around the store and the location is also a school bus stop. The residents said there is already a lack of parking and a lot of trash at the store's location and with the sale of alcohol there would be an increase both of cars and trash on neighboring roads and properties. Further discussion centered on the amount of parking spaces the store would be required to have if the request to sell beer and wine were to be approved. It was agreed the storeowners would provide the Town Administrator with the preliminary engineering plan ahead of the next Council Meeting. **MOTION** by Councilor Mercer to Continue the Hearing until May 8, 2013 at 7:15 PM . **SECONDED** by Councilor Roy. **VOTE to Approve: Yes-5, No-0, Absent-4.**

**HEARINGS:**

**7:10PM**

**To Determine Whether it is in the Public Interest to Accept Tanglewood Drive, Sierra Drive, Dutchess Road, Summer Heights Drive, Autumn Lane, Fall Lane, Mary Jane Road and Anna Road.** **MOTION** by Councilor Powderly to postpone the Hearing until May 8<sup>th</sup> at 7:10 PM. **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-5, No-0, Absent-4.**

**PRESENTATIONS/DISCUSSIONS:** *Franklin & Bellingham Rail Trail CMTE* – Marc Kaplan; Chair of Committee and Ed Baur Committee member presented an update of the Committee's accomplishments and future plans. The Committee's name was changed to indicate a more regional focus as the trail will eventually link up with trails in other towns across Massachusetts and will eventually lead to Connecticut. The trail is intended to be used by everyone and will be handicap accessible. The Town has paved a parking lot located on Grove Street across the street from the entrance to the trail. The trail is currently usable for walking, running, biking and horseback riding. One of the obstacles the Committee is working on is creating an earthen ramp leading up to Prospect Street in order to cross over the road. Assistance from the State Department of Conservation and Recreation (DCR) will be needed to approve the engineering plan and fill (dirt) approval for the ramp leading up and over Prospect Street. Mr. Nutting and the Councilors were very supportive of the project.

*Franklin Housing Authority – Lisa Audette; Housing Authority Agent* – Ms. Audette's presentation included information on the type of housing the Franklin Housing Authority offers. Units range from a 4 bedroom shared apartment, single units and three and four bedroom family units. A universal housing application for all Housing Authorities located in Massachusetts is available online or at the local Housing Authorities. Preference is given to Franklin residents and veterans when filling public housing units. Monthly rents are based on the individual or family's monthly income. ► Richard Leco who is a North Attleboro Housing Authority Commissioner and Board of Director member at the Massachusetts Chapter of National Association of Housing & Redevelopment Officials (NAHRO) urged the Councilors to support the continued local control of the Housing Authority in opposition of the Governor's plan which would regionalize the Housing Authority. Mr. Leco cited the advantage the local Housing Authorities have with regard to reaching out to an often vulnerable population and understanding the housing needs of their local community. Mr. Leco said forming collaboratives within a region would be a better way to increase the effectiveness of individual communities to service the people who need low-income housing. ► Mr. Nutting thanked Ms. Audette on behalf of the residents. Chairman Vallee thanked Ms. Audette for the presentation.

**SUBCOMMITTEE REPORTS:** NONE.

**LEGISLATION FOR ACTION:**

**MOTION** by Councilor Powderly to POSTPONE Resolution 13-25, Resolution 13-26, Resolution 13-27, Resolution 13-28, Resolution 13-30 until May 8, 2013 **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-5, No-0, Absent-4.**

**TOWN ADMINISTRATOR'S REPORT:** ► Mr. Nutting said the 4-way stop sign has been installed at the BJ's intersection. He said he hoped the stop signs would reduce the number of accidents and he will continue to

work with the Department of Transportation on a long-range plan for intersection. ► A Facilities Report consisting of 304 pages and over 2400 work orders was given to Councilor Mercer. Mr. Nutting said he would like the report to be passed around to the other Councilors, as it would be very time consuming to scan the report. Mr. Nutting said he will still provide the Council with a report of any major issues. ► The May 8, 2013 Town Council Meeting will be posted and notification will be sent out.

**OLD BUSINESS:** Councilor Powderly requested clarification of what the Council's purview is and what the Planning Board's purview is with regard to the application for a beer and wine license.

**NEW BUSINESS:** NONE.

**COUNCILOR COMMENTS:** ► Councilor Bissanti spoke of the wonderful experience he has had of recently adopting a dog from a Franklin foster home. ► Councilor Mercer provided an update on the New High School Project. The vertical steel will be completed in 3-4 weeks, third and fourth floor decks will be poured, the underground electrical and plumbing is between 50-60% complete. Councilor Mercer said he had received a number of inquiries regarding the wall constructed near the construction trailers. The wall is called a 'mark-up panel' and is a tool for the architect to use to test out all of the components being used to construct the walls of the school. The outside veneer of the wall will be completed next week so we will be able to see what the school's exterior will look like. The wall will be taken down when it is no longer needed. ► Councilor Roy spoke about a 2009 graduate of Franklin High School and recent college graduate who has entered an Australian contest called 'Best Job in the World'. The winner of the contest will be offered a job to boost tourism in that country. Brittany McLeod is one of 25 finalists out of 600,000 applicants for the job.

**ADJOURN: MOTION** by Councilor Powderly to adjourn **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-5, No-0, Absent-4.** Meeting adjourned at 8:26 PM.

Respectfully Submitted,

Jan Brecht, Recording Secretary