

## FRANKLIN TOWN COUNCIL

June 18, 2014

### Minutes

*Present were Councilors Andrew Bissanti, Brett Feldman, Glenn Jones, Matt Kelly, Tom Mercer, Peter Padula, Judith Pfeffer, Robert Vallee, Steve Williams and Administrator Jeff Nutting, Maxine Kinhart, and Counsel Mark Cerel*

*There was a moment of silence and a pledge of allegiance.*

**A. APPROVAL OF MINUTES** - *There were no minutes to approve.*

**B. ANNOUNCEMENTS** – *The meeting is recorded by Franklin TV and shown on Comcast channel 11 and Verizon channel 29. The meeting is recorded by Franklin Matters.*

► **Jump to Presentations: Franklin School for the Performing Arts**

**C. PROCLAMATIONS/RECOGNITIONS - None**

**D. CITIZEN COMMENTS** – ► *Lesley Atlas and Husband Bob present to ask Council to change the hours of business Lincoln Street Market. Currently early morning deliveries are disturbing the Atlas's. They would like hours changed from 5:00 am to 7:00 or 8:00 am. Last weekend got ice delivery at 6:30 and oil delivery at 7:15 then one day newspaper at 3:15 and coke delivery at 7:25. Dacey's Market down the road starts at 8:15. Have been working with Gus who wrote the owner a letter in March. Chairman stated that Councilors cannot respond during Councilor Comments, but could at the end of the meeting under New Business. ► Chris Cook – Village at Cooks Farm. Appreciates efforts of Council in moving project along. However it has been two years. Once Town Council got a hold of project with the Citizen's Committee, things began to happen. Planning Dept. wrote zoning for this project. Had to go to ZBA. Monday, Planning wrote a letter that has the family concerned. Mr. Cerel suggested that Planning Board has 100 days to approve this project and they should take their time. The family was not happy to hear that.*

**E. APPOINTMENTS** – *Annual Committee Reappointments*

*MOTION* by Jones to Ratify the Annual Reappointments to the following boards and commissions. *SECOND* by Williams. Judy Pfeffer read the appointments.

*Board of Registrars -3-year term, Ann Woodring, 147 Highwood Drive, Charles River Pollution Control -3-year term, William Good, 28 Opal Circle, Citizen Committee, Lawrence Benedetto, 213 Chestnut Street, Robert Avakian, 8 Applewood Lane, Paul Cheli, 6 Pearly Lane, Robert Ficco, 43 Highland Street, Andrew Bissanti, 148 Brook Street, Judith Pond Pfeffer, 37 Arlington Street, Community Garden Committee - 1-year term, Amy Acevedo, 64 Maple Street, Chris Clay, 5 Paulene Drive, Kiernan Reed, 24 MacKintosh Street, Richard Clauser, 64 BayBerry Common, Bonnie Kaiden, 14 Clarendon Common, Conservation Commission -3-year term, Ravi Pendkar, 12 Longobardi Drive, Council on Aging -3-year term, Barbara Deely, 77 Lincoln Street, Carolyn O'Brien, 31 Daniels Street, Robert Crowley, 6 Shady Lane, Design Review Commission -3-year term, Anna Moses, 32 Stewart Street, Claudine Silverman, 59 Skyline Drive, Doug Newton Associate Member 1-year term, Finance Committee -3-year term, Christopher Quinn, 3 Cohasset Way, Susan Dewsnap, 10 Garden Street, Michael Dufour, 10 Symphony Drive, Franklin Disability Commission -3-year term, Deborah Bean, 78 Hillside Road, Lucy Negrone, 9 Reagan Ave., Historical Commission -3-year term, Mary Olsson, 149 West Central Street, Delwyn Arnold, 13*

*MacKintosh Street, Marlene Oliver, 81 Partridge Street, Kai Olsson, Associate Member, Housing Authority -5-year term, Chris Feeley, 5 Taft Road, Library Board of Directors -3-year term, Kathy Gerwatowski, 12 Greensfield Road, Municipal Affordable Housing Trust Fund Committee - 1-year term, Jeffrey Nutting, Municipal Building, Maxine Kinhart, Municipal Building, Judy Pfeffer, 37 Arlington Street, Mary Anne Bertone, 17 Grey Wolf Drive, Christopher Vericker, 63 Dean Avenue, Robert Gagnon, 5 Francesco Ave., Eric Buliung, 12 Lenox Drive, Norfolk County Advisory Board - 1-year term, Peter Padula, 14 Fort Apache Drive, Zoning Board of Appeal -3-year term, Robert Acevedo, 64 Maple Street.*  
**VOTE: Unanimous**

## **F. HEARINGS - None**

## **G. LICENSE TRANSACTIONS – None**

**PRESENTATIONS/DISCUSSIONS –** ▶ *Franklin School for the Performing Arts, Raye Lynn Mercer, Director, Introduced the troupe who performed two songs. The troupe will begin a European tour starting tomorrow including 4<sup>th</sup> of July at Aviano AFB.*  
▶ **Back to Citizen Comments.**

### **▶ Citizens' Committee**

*Lawrence Benedetto, Will be back in front of Council in July. Committee has housekeeping to do. They would like 15 – 20 minutes. They would like to change the name of their committee. The current name implies that their mission involves all of the citizens of Franklin where their actual mission is narrower encompassing quality development, aesthetically pleasing projects, economically beneficial projects. They are frequently asked to get involved in things beyond their purview. They are thinking if they should remain a committee of the Council or be a stand alone committee. They would like to add Associate Members to compensate for traveling members.*

### **▶ Bryan Taberner, Director Planning**

*2014 Update. Intern Program: 21 interns, 97 full time weeks at no cost to the town. DPCD gives support to the Planning Board and the Conservation Commission, the Economic Development committee, Technical Review, Design Review. Updated the Master Plan to the 2013 Master Plan – wrote it in house looking to implement. Wrote 12 Zoning Bylaws approved by Town Council. DPCD works with other Departments as with the DelCarte Project, and other organizations such as with the SNETT. DPCD reviews town-owned parcels to determine where they are best suited, such as ConCom land, DPW land, Housing, surplus. Tech Review is where professionals come together to review projects with staff and review proposed zoning amendments. Part of what DPCD does is Marketing outreach, trying to bring business here. Currently Solarize Franklin is trying to get property owners to install solar panels. Using one contractor brings the cost down. 150 Emmons has and REI out. Appraisal done on Pond Street. Work regularly with State Agency and Real Estate Agencies as contacts. Downtown is a priority. Work with the Downtown Partnership. Councilor Pfeffer asked Taberner if he thought our permitting process was streamlined. He answered yes.*

## **H. SUBCOMMITTEE REPORTS – There will be an Economic Development Meeting on July 9, 2014 at 5:30 PM**

## **I. LEGISLATION FOR ACTION**

1. **Resolution 14-43: Public Land Use Committee** – *A Resolution Dissolving the Land Use Committee. MOVE Resolution 14-43, Jones. SECOND, Kelly. Now, Therefore, Be It Resolved by the Town Council of the Town of Franklin that the Public Land Use*

Committee is hereby dissolved effective immediately. Discussion: Committee formed many years ago has one or two members left not needed since Master Plan is done. **VOTE: Unanimous**

2. **Resolution 14-46: Confirmatory Order of Taking-Land at 92 Wachusett Street – 2/3 Vote** Councilor Padula will recuse himself from discussion. **MOTION** to Waive the Reading, Jones. **SECOND**, Kelly. **VOTE: 8-0-1** Whereas, the taking by eminent domain of said parcel at 92 Wachusett Street, Franklin, Massachusetts, for municipal purposes is in the best interests of the Town of Franklin. **Discussion:** This is a confirmatory taking, and is standard practice. **VOTE: 8 – 0 - 1**
3. **Bylaw Amendment 14-736: Amendment to Chapter 82, Appendix A, List of Service Fee Rates – 2<sup>nd</sup> Reading**. Chapter 82 of the Code of the Town of Franklin, Appendix A, “List of Service Fee Rates” is hereby amended as set forth in the attached excerpted page(s) by: Deleting text where indicated by ~~strikethrough~~. And Adding text where indicated by underline. **MOVE** Bylaw Amendment 14-736, Jones. **SECOND**, Mercer. **Discussion:** These are Board of Health fees to fund the new Part Time Health Inspector. They are all either lower or the same as the surrounding towns. Roll Call **VOTE:** Bissanti – Yes, Dellorco – Yes, Feldman – Yes, Kelly – Yes, Mercer – Yes, Padula – Yes, Pfeffer – Yes, Vallee – Yes, Williams - Yes **9 – 0 – 0 Unanimous Passes**
4. **Bylaw Amendment 14-738: Amendment to Chapter 179-9.1, Exhibit A, Water System Map – 1<sup>st</sup> Reading**. Be it enacted by the Town Council of the Town of Franklin that Chapter 179 § 179-9.1. Water System Map Exhibit A (Map) be amended by adding as an eligible location the following: §179-9.1 Water System Map. Exhibit A: Extending water system from Washington Street approximately 650 feet to service a new 3 lot subdivision “Bogan Way”. **MOVE** Bylaw Amendment 14-738 to a 2<sup>nd</sup> Reading, Jones. **SECOND**, Williams. **Discussion:** None. **VOTE: 9 – 0 - 0**

**J. TOWN ADMINISTRATOR’S REPORT** - Talked to EPA on the Nustyle Building. Having initial talks re the construction of Main Street.

**K. OLD BUSINESS** – Pfeffer looking for report from ATC on Work Orders including cost and personnel. She wants complete reports, not just trades. She also would like to know how many security alarms are working at the schools.

**M. NEW BUSINESS** – ► Kelly would like to look into a bylaw restricting hours of operation in Franklin. Maybe Economic Development. ► Padula made Motion to instruct the TA to do whatever is necessary to open the Recycling Center on Sundays from 9 to 3. **SECOND**, Pfeffer. Jeff suggested put it on next Agenda. Padula wants to know how long? What is the Timeline? Council wants Jeff to know they want this.

**N. COUNCIL COMMENTS**

**O. EXECUTIVE SESSION** – Negotiations, Litigation, Real Property, as May Be Required

**P. ADJOURN** – **MOTION** by JONES to **ADJOURN** at 8:30 PM. **SECOND** by Williams. **VOTE: Unanimous**

Submitted,

Maxine Kinhart