

FRANKLIN TOWN COUNCIL
MINUTES OF MEETING
SEPTEMBER 3, 2014

A meeting of the Town Council was held on Wednesday, September 3, 2014 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present; Brett Feldman, Peter Padula, Tom Mercer, Matt Kelly, Robert Vallee, Judith Pond Pfeffer, Glenn Jones, Andrew Bissanti, Steve Williams. Administrative personnel in attendance: Jeffrey Nutting; Town Administrator; Mark Cerel, Town Attorney, Maxine Kinhart, Assistant to the Town Administrator and Brenda Brady-Vargas, Recording Secretary.

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

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 be recorded by Franklin Matters.

Town Administrator Nutting requests to add Resolution 14-55 as a late item to tonight's Agenda as Number 7. **MOTION** by Councilor Pfeffer to add Resolution 14-55 to agenda. **SECONDED** by Councilor Jones. **VOTE to Approve: YES – 8, NO – 0, RECUSE – 1 (Matt Kelly).**

PROCLAMATIONS/RECOGNITIONS: None

CITIZEN COMMENTS: Frank Falvey, residing at 920 Pond Street, Franklin. Reminded all viewers primary day is next Tuesday. Ballot question voted by a vote of 9-0 to put on ballot in November to raise money for road repair. Offer to Town Councilor to come on access TV to do interview as to pros and cons of the issue. It is important to citizens to have explanations of reasons why this is on ballot. State of Mass when has ballot questions sends out a pamphlet and gives ballot question with summary of issue with pros and cons of why to vote and not vote. Could town adopt such a rule. Helpful to average citizen to read why the ballot question is before them before the vote. How much will this effect tax rate. Will this add to base of taxes for future years? In the new high school between 2014 FY and 2015 FY is there going to be an increase in payment for new high school. If this issue is passed what would be the budget for road repair for 2014 compared to budget for 2015. If this is passed are you going to lower budget for normal road repair to budget other expenses or will accounts be the same between two years.

APPOINTMENTS:

Election Workers: The Town Clerk submitted two additional names to be appointed as Election Workers for directing voters in the new school. Jeanne Blanchard 234 Lincoln Street, Joyce Pedersen 89 Highbank Road. **MOTION Councilor Pfeffer SECONDED Councilor Jones. VOTE to Approve: YES – 9, NO – 0.**

Franklin Advisory Committee – Motion to appoint Bruce Hunchard, 496 Summer Street and Nancy Rappa, 25 Queen Street to serve as members of the Franklin Advisory Committee. **MOTION:** Councilor Pfeffer **SECONDED** Councilor Jones. **VOTE to Approve: YES – 9, NO – 0.**

HEARINGS: None

LICENSE TRANSACTIONS: None

PRESENTATIONS/DISCUSSIONS:

SPECIAL PERMITS:

Discussion regarding special permit uses required more information and will be discussed at next meeting.

SUBCOMMITTEE REPORTS: Draft an RFP for 150 Emmons Street for next meeting.

LEGISLATION FOR ACTION:

Resolution 14-50: Chapter 61B - 1st Refusal Option – Property Located off East Central Street:

Councilor Pfeffer read the resolution of the intent to sell parcels of land off of East Central Street currently classified as Chapter 61B, Section 9 recreational land. The Town Council, after consideration, does not wish to exercise said option to acquire this land. Councilor Mercer, Councilor Padula, and Councilor Bissanti recuse themselves. **MOTION** by Councilor Jones to amend resolution to remove word “of”. **SECONDED** by Councilor Kelly **VOTE to Approve: YES – 6 , NO – 0, RECUSE – 3. MOTION** by Councilor Pfeffer to move Resolution 14-50 **SECONDED** Councilor Jones **VOTE to Approve: YES – 6, NO – 0, RECUSE 3.**

Resolution 14-51: Chapter 61B – 1st Refusal Option – Franklin Portion of Land on Maple Street

Bellingham: Councilor Pfeffer read the resolution of the intent of the owner of Parcel No. 239-11 and 239-13 to convert the property to other use. The Town Council, after consideration, does not wish to exercise said option to acquire this parcel of land. **MOTION** by Councilor Padula to move Resolution 14-51 **SECONDED** Councilor Kelly **VOTE to Approve: YES – 9, NO – 0.**

Resolution 14-52: Appropriation - Recreation – Tot Lot: Purpose to transfer funds from Recreation – Spray Park, Resolution 14-25 for the purpose of funding Recreation – Tot Lot at Fletcher Field. No Finance Committee. Be it moved and Voted by the Town Council that the sum of \$150,000 be transferred from Resolution 14-25 Recreation – Spray Park to fund a Recreation Tot Lot at Fletcher Field. **MOTION** by Councilor Pfeffer to move Resolution 14-52 **SECONDED** by Councilor Kelly **VOTE to Approve: YES – 9, NO – 0.**

Resolution 14-53: Prior Year Bill - \$80,000: Councilor Pfeffer read the resolution to authorize payment of a prior year bill for Capital Dynamics (Solar Electricity) from the FY15 Facilities electricity budget. No Finance Committee. Be it moved and Voted by the Town Council that the sum of \$80,000 be authorized to pay a prior year bill from the FY 2015 Facilities Electricity budget. **MOTION** by Councilor Pfeffer to move Resolution 14-53 **SECONDED** by Councilor Jones **VOTE to Approve: YES – 9, NO – 0.**

Resolution 14-54: Authorization to Issue Request for Proposals – Pond Street Property: Councilor Pfeffer read the resolution considering making a parcel of land located off Pond Street and owned by the Town of Franklin available for Development. Be it moved that the Town Council authorizes the Town Administrator to work with the Director of Planning and the Director of Purchasing to issue a Request for Proposals that will include, but not be limited to the provisions as set forth in the Pond Street RFP for the purpose of considering the sale of the Pond Street Parcel. This Resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter. **MOTION** by

Councilor Padula to move Resolution 14-54 **SECONDED** by Councilor Pfeffer **VOTE to Approve: YES – 9, NO – 0.**

By-law Amendment 14-741: Chapter 65, Collection Containers: A bylaw to amend the code of the Town of Franklin by adding a new chapter. **MOTION** by Councilor Kelly to waive 1st reading **SECONDED** Councilor Pfeffer **VOTE: YES – 9, NO – 0.** . **MOTION** by Councilor Kelly to move to second reading **SECONDED** Councilor Jones **VOTE: YES – 9, NO – 0.**

Resolution 14-55: Authorization to Sign Amended Regulatory Agreement: Town Council does vote to authorize the Town Administrator to sign the amended Regulatory Agreement on behalf of the Town of Franklin for submission to the Department of Housing and Community Development and further authorizes the Town Administrator or members of his staff as he may designate to take any and all actions related to such agreement. This resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

OLD BUSINESS: Councilor Pfeffer questions whether all schools alarms are in working condition. Town Administrator Nutting will request information from Fire Chief. Councilor Pfeffer questions if furniture from old school and other Town Departments is still being stored at DPW. Town Administrator Nutting confirms furniture is still stored at DPW. Old furniture was removed by facilities. Property purchased on Wachusett Street

NEW BUSINESS: None

COUNCIL COMMENTS: None.

EXECUTIVE SESSION: None

ADJOURN: MOTION by Councilor Kelly to adjourn **SECONDED** by Councilor Jones. **VOTE to Approve: YES – 9, NO – 0.** Meeting adjourned at 8:10 PM.

Respectfully Submitted,

Brenda Brady-Vargas, Recording Secretary