

Greenfield City Council
July 19, 2023
243rd Regular Meeting
6:30 p.m.
John Zon Community Center/Zoom Hybrid

To join in person:

John Zon Community Center, 35 Pleasant Street, Greenfield

To join via Zoom:

<https://greenfield-ma-gov.zoom.us/j/95107374357?pwd=K2pzbUtnUzZUVnAzc3hVZ1YyU0h1QT09>

Meeting ID: 951 0737 4357

To join via phone:

Dial by your location

- +1 312 626 6799 US (Chicago)
- +1 646 558 8656 US (New York)
 - +1 646 931 3860 US
- +1 301 715 8592 US (Washington DC)
 - +1 305 224 1968 US
 - +1 309 205 3325 US
 - +1 507 473 4847 US
 - +1 564 217 2000 US
 - +1 669 444 9171 US
- +1 669 900 9128 US (San Jose)
 - +1 689 278 1000 US
 - +1 719 359 4580 US
 - +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
 - +1 360 209 5623 US
 - +1 386 347 5053 US

Meeting ID: 951 0737 4357 Passcode: 278870

Find your local number: <https://greenfield-ma-gov.zoom.us/j/95107374357?pwd=K2pzbUtnUzZUVnAzc3hVZ1YyU0h1QT09>

AGENDA

1. Call to Order

CHAIRS STATEMENT: This meeting is being recorded by the City Council and GCTV-17. If any other persons present are doing the same you must notify the chairperson at this time. In accordance with MGLc 30A SS 20(g) “No person shall address a meeting of a public body without permission of the Chair and all persons shall, at the request of the chair, be silent. No person shall disrupt the proceedings of a meeting of a public body. If, after clear warning from the chair, a person continues to disrupt the proceedings, the chair may order the person to withdraw from the meeting and if the person does not withdraw,

the chair may authorize a constable or other officer to remove the person from the meeting.”

2. Roll Call of Members
3. Pledge of Allegiance (voluntary)
4. Approve the April 19, May 17, May 18, June 21, 2023 City Council meeting minutes. **(Pg. 4)**
5. Communications from Superintendent of Schools and School Committee (10 minutes)
- 5a. Questions from the Council for Superintendent of Schools and School Committee
6. Communications from Mayor, City Officers and Employees (10 minutes)
- 6a. Questions from the Council for Mayor
7. Communications from other City Employees as needed, by invitation
 - Police & Fire Chiefs Robert Haigh & Robert Strahan – Removal of the Chiefs’ positions from Civil Service.
8. Public Comment
9. Public Hearing(s) and Second Reading(s): **(Pg. 69)**
 - Approve payment of \$24,509.88 for GTR Greenfield Millbrook Solar LLC FY 2022 invoice from FY24 WPCF Electricity Account.
 - Approve FY2024 Community Preservation Fund Budget – Admin Costs and Reserves.
 - ❖ Appropriate FY24 CPC Administrative Expenses in the amount of \$13,225.00 (5%)
 - ❖ Reserve \$171,925 from the FY2024 Community Preservation Fund Revenues for Community Preservation Fund Purposes (FY24 Annual Budgeted Reserve – 65%)
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Open Space (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Historic Resources (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Community Housing (10%).
10. Motions, Orders, and Resolutions
 - I. Authorizing to Exempt the Positions of Chief of Police & Chief of Fire Department from Civil Service Law. **(Pg. 70)**
 - II. Amended language to Charter Section 6-14: Board of Assessors. **(Pg. 75)**
 - III. Mayor’s Appointment & Re-Appointment – Greenfield-Montague Transportation Area, Diana Schindler (short term to finish out Danielle Letourneau’s term); Parking & Traffic Commission, George Gohl. **(Pg. 79)**
 - IV. Approval of Memorandum of Understanding between United Public Service Employees Union (UPSEU) Local 424M. **(Pg. 82)**
 - V. Approve payment of \$24,509.88 for GTR Greenfield Millbrook Solar LLC FY 2022 invoice from FY24 WPCF Electricity Account. **(Pg. 92)**

VI. Approve FY2024 Community Preservation Fund Budget – Admin Costs and Reserves. **(Pg. 94)**

- ❖ Appropriate FY24 CPC Administrative Expenses in the amount of \$13,225.00 (5%)
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11. Presentation of Petitions and Similar Papers

12. Report of Committees

13. Unfinished Business

14. Old Business

- Scrivener's error on Order No. FY23-152 Amend Zoning Map to Rezone 6 Parcels on French King Highway. **(Pg. 98)**

15. New Business

- Proposed Creation of New Ordinance to Ban Gas Powered Leaf Blowers in Greenfield. **(Pg. 99)**
- Proposed Ordinances for 1.) Disposition of surplus equity and 2.) Providing restitution for surplus home equity. **(Pg. 103)**
- Resolution to support amendment to MGL c. 44 §53: Deposit Statewide Opioid Settlement Funds into a Separate Fund (including proposed Ordinance and Charter Amendment). **(Pg. 108)**
- Ride for Hire Ordinance. **(Pg. 111)**

16. Motions for Reconsideration

17. Adjournment

EXECUTIVE SESSION MAY BE CALLED

****Please note that the list of topics was comprehensive at the time of posting, however, the public body may consider and take action on unforeseen matters not specifically named in this notice. Posted in accordance with M.G.L.c 30A § 18-25.***

GREENFIELD CITY COUNCIL
Regular Meeting Minutes
April 19, 2023

John Zon Community Center/Zoom Hybrid

6:30 pm

CALL TO ORDER: Meeting was called to order at 6:31 p.m. by President Guin.

CHAIRS STATEMENT: This meeting is being recorded by the City Council and GCTV-17. If any other persons present are doing the same you must notify the chairperson at this time. In accordance with MGLc 30A SS 20(g) “No person shall address a meeting of a public body without permission of the Chair and all persons shall, at the request of the chair, be silent. No person shall disrupt the proceedings of a meeting of a public body. If, after clear warning from the chair, a person continues to disrupt the proceedings, the chair may order the person to withdraw from the meeting and if the person does not withdraw, the chair may authorize a constable or other officer to remove the person from the meeting.”

ROLL CALL OF MEMBERS: Roll Call was taken. (Councilor Mayo appeared via Zoom), Councilor Helie was absent.

ALSO PRESENT: Mayor Roxann Wedegartner; City Clerk Kathryn J. Scott; Assistant City Clerk Quinn Jaquins; Chief of Staff Danielle Letourneau; Finance Director/City Auditor/City Accountant Diana Schindler; School Committee Chairperson Amy Proietti; DPW Director Marlo Warner; Fire Chief Robert Strahan; Community & Economic Development Director MJ Adams; Health Director Jennifer Hoffman; GCTV-17 staff and members of the public.

President Guin noted the Council received correspondence from a constituent who had noticed during the Mayor’s Communication segment at the City Council meeting held February 15, 2023, the Mayor incorrectly identified a current state legislation bill that addressed the “Equity Theft Bill” as HD 88; however, the bill number was 81. Without objection, President Guin issued a “friendly” amendment to make the correction to reflect an accurate record.

ACCEPTANCE OF MINUTES: On a motion by Councilor Gilmour, second by Councilor Lapienski, it was unanimously,

VOTED: TO ACCEPT THE CITY COUNCIL MINUTES OF FEBRURY 15 AND MARCH 15, 2023.

The Pledge of Allegiance was held.

COMMUNICATIONS:

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: School Chairperson Amy Proietti reported the following:

- This week the students and staff were on Spring Break, including School Superintendent DeBarge and Assistant Superintendent Karin Patenaude.
- As mentioned to the Councilors at their March 15, 2023, City Council meeting, the last day of school for the 2022-2023 academic year would be June 22nd (unless a unexpected circumstance occurred to change the date).
- The School Committee voted to approve the 2023-2024 academic calendar and was available on the Greenfield School’s website.

- The School Committee approved settlement agreements for four (4) unions by unanimous vote. Staff in Units A and C of the Greenfield Education Association had a contract in place through June 2025. Cafeteria, custodial and maintenance workers had a contract in place through June of 2026.
- School Committee voted at their last meeting to submit written statements to the Council on the FY2024 Mayor's budget. Chair Proietti made a statement in regards to the FY2024 Mayor's budget as well and urged the Council to support funding the negotiated settlement contracts and the proposed FY2024 budget submitted by the school.

Councilors asked the following questions:

- City Council's ability to help appropriate additional funding for the schools.
- Maximum reimbursement amount per student who would require more than the minimum of \$14,000 cost.
- Long term impact funding the school budget and negotiated contracts through grant monies.
- Clarification for budget book showing zero funding provided towards students with special interests.
- Changes in local transportation costs and the effect it could have on the School's budget.
- The reduction of State Aid was a direct cause of the decrease of student enrollment.

MAYOR, CITY OFFICERS AND EMPLOYEES: Mayor Roxann Wedegartner and Chief of Staff Danielle Letourneau reported the following:

- Received two Massachusetts Compact Connector Grants for the enhancement of the City's Human Resources work in the City. \$50,000 grant to develop a formal wage and classification plan that would detail job descriptions, employee grades and salary ranges and allow the City to make better pay decisions. \$35,000 grant to develop a data-driven and informed plan to guide the Human Resources Department to recruit and retain a more diverse workforce, including recommendations for policies and procedures.
- FY24 Capital Budget would continue the City's commitment to upgrading aging equipment and vehicles, upgrading the aging and infrastructure and maintenance of buildings to meet code and mandatory professional standards.
- Mayor's approach to the Capital Budget focused on three principles – the safety of the municipal buildings and staff working within them; the ongoing and necessary maintenance of the City's buildings to counteract years of deferred maintenance; need to upgrade the City's service vehicles that have been in service past their longevity.
- Due to the increase in the Capital Stabilization funds, the City would ensure the most necessary Capital requests could be funded without the addition of borrowed funds.
- Police Chief Robert Haigh had returned from an FMLA (Family and Medical Leave) as of 4 (April) 13 to full duty without restrictions.
- Difficulty in producing the FY2024 (Operating) Budget, including the reduction of State and Educational Aid.
- Chief of Staff Letourneau was nominated by Senator Jo Comerford to attend a citizens' legislative conference in Boston. She clarified to the Council that she was invited as a citizen and not her position as an employee for the City and spoke to her experience at the conference.
- Outside seating for "Ice Cream Alley", as well as the extension of outside seating for restaurants on Main Street.

Councilors asked the following questions:

- Clarification of Medicare reimbursements that benefit school employees for health services to students.
- Other departments that had experienced significant budget reductions apart from the school.
- Guarantee of an FY24 supplemental budget to provide additional funding for the City.
- Mayor's ability to transfer funds from stabilization accounts towards the school's FY24 budget.

- Mayor's ability to transfer funds from the Free Cash account towards the school's FY24 budget.
- Rationale for failing to notify Councilors regarding Police Chief Haigh's leave of absence.

OTHER CITY EMPLOYEES AS NEEDED, BY INVITATION: None.

PUBLIC COMMENT: The following members of the public spoke:

- Julie Carew, Adams Road, the director of Strings for Kids, spoke to her concern that the FY24 School budget reduction would jeopardize extracurricular programs, including music and sports.
- Ruthie McDonald, Barton Road, spoke in support of a fully funded school budget as requested by the Superintendent.
- Verne Sund, Barton Road, spoke to the benefits of extracurricular programs for students and fully fund the school budget.
- Elizabeth de Neeve, Smead Hill Road, Member of the School Committee, spoke to her support to fully fund the school budget.
- Shane Toomey, Phyllis Lane, spoke to the importance of extracurricular programs and supported to fully fund the school budget.
- Kathryn Martini, Abbott Street, spoke to the impact on students and education if the schools remain underfunded, especially low-income and disadvantaged children.

President Guin called for a recess at 8:31pm.

President Guin resumed meeting at 8:37pm.

Public Comment continued:

- Jessica Farwell, Munson Street, spoke to experience as a teacher and encouraged the Council for fully fund the school budget.
- Jake Toomey, Phyllis Lane, spoke to the inadequacies and poor quality of the current school buildings and how the capital budget for the schools would also need improvement along with the operating budget.
- Jesus Leyva, High Street, spoke to the impact the reduction of student enrollment had on the City's funding received by the State and how State aid was distributed to other communities who had the ability to fully fund their school budgets independently of State funding.
- Erin Anhalt, Beacon Street, spoke to the impact on the City if they continue to reduce school funding.
- John Anhalt, Beacon Street, spoke to his experience on budgets within the military and supported to fully fund the school budget.
- Jan Maher, Forest Avenue, spoke to her experience as a former educator and provided rationale for the importance of providing extracurricular programs and activities to students to further their education. She encouraged the Council to fully fund the school budget.
- Doug Selwyn, Forest Avenue, spoke to the City's lack of prioritizing their City projects over and above fully funding the schools. He also raised concern as to the City's budget process and procedures.
- Pamela Goodwin, High Street, acknowledged the law enforcement officers and employees that aided in the apprehension of the alleged suspects of catalytic converter thefts. She also spoke to the importance of funding extracurricular programs and activities for students and for the school to have a fully funded budget.

PUBLIC HEARINGS: Councilor Desorgher read the public hearing:

PUBLIC HEARING

In accordance with Home Rule Charter, the Greenfield City Council will hold a public hearing on Wed., April 19, 2023, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom: <https://greenfield-ma-gov.zoom.us/j/97264725282?pwd=M05jVXRyZm9mVXQ1ck9NcktsamN5dz09> Meeting ID: 972 6472 5282 to receive public input on the following:

- Appropriate \$116,684 from Water Retained Earnings to FY23 Water Debt Service Accounts.
- Transfer \$375,000 from Contract Stabilization Fund 8403 to Greenfield Public Schools Salaries and Wages Accounts to fund settled contracts.
- Transfer \$206,850 from Free Cash to Greenfield Public Schools Salaries and Wages Accounts to fund settled contracts.
- Community Preservation Fund Reserves (1 order, 4 appropriations)
 - ❖ Reserve \$144,537.19 from FY2022 Community Preservation Fund Revenues for FY2022 Community Preservation Fund Purposes (FY22 Annual Budgeted Reserve).
 - ❖ Reserve \$20,648.69 from FY2022 Community Preservation Fund Revenues for Open Space.
 - ❖ Reserve \$20,648.69 from FY2022 Community Preservation Fund Revenues for Historic Resources.
 - ❖ Reserve \$20,648.69 from FY2022 Community Preservation Fund Revenues for Community Housing.
- FY2024 Capital Budget (18 orders)
 - Appropriate \$470,000 from borrowing to purchase Ambulance.
 - Appropriate \$575,000 from borrowing for Upgrades to the Police Station.
 - Appropriate \$186,238 from borrowing for Three (3) replacement Police Department Vehicles.
 - Appropriate \$62,180 by transfer from Fund 8402 Capital Stabilization for replacement of Police Department Vehicles.
 - Appropriate \$200,000 by transfer from Fund 8402 Capital Stabilization for Sidewalk Replacement Program.
 - Appropriate \$200,000 by transfer from Fund 8402 Capital Stabilization for Highway Fund.
 - Appropriate \$150,000 by transfer from Fund 8402 Capital Stabilization to purchase Large Area Mower.
 - Appropriate \$55,000 by transfer from Free Cash for mill and overlay paving of Legion Avenue Parking Lot.
 - Appropriate \$290,000 from borrowing to purchase a Road Treatment Truck.
 - Appropriate \$160,000 by transfer from Fund 8402 Capital Stabilization to replace membrane roof at Old Library.
 - Appropriate \$30,000 by transfer from Free Cash to install roof over back stairwell at Police Station.
 - Appropriate \$185,000 by transfer from Fund 8402 Capital Stabilization for Rocky Mountain/Highland Trail Wayfinding Map Development.
 - Appropriate \$80,000 by transfer from Free Cash for installation of Beacon Park Bocce Courts.
 - Appropriate \$195,068 by transfer from Fund 8402 Capital Stabilization for Greenfield Public Schools Energy Recovery Units.
 - Appropriate \$300,000 from borrowing for Sewer Inflow and Infiltration Repairs and Replacement.

- Appropriate \$230,000 by transfer from FY23 Sewer Retained Earnings to replace Dump Truck #37.
- Appropriate \$400,000 by transfer from FY23 Water Retained Earnings for Water Main Replacement.
- Appropriate \$45,000 by transfer from FY23 Water Retained Earnings for Millbrook Well #2 Rehabilitation.

The City Council may consider the same on Wed., April 19, 2023, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom: <https://greenfield-ma.gov.zoom.us/j/97264725282?pwd=M05jVXRyZm9mVXQ1ck9NcktsamN5dz09> Meeting ID: 972 6472 5282. Materials can be obtained from the City Clerk's Office, 14 Court Sq. from 9:00 a.m.-4:00 p.m., Mon. - Fri. or phone 413-772-1555, x. 6163.

Daniel Guin, Greenfield City Council President

President Guin opened the public hearing at 9:12pm and asked if anyone wished to speak at the public hearing. The following members of the public spoke:

- Jesus Leyva, High Street, spoke to his support for the proposed upgrades to the police station. He also supported the reduction of the police department operating budget, specifically the Police Chief's salary.

President Guin asked if anyone else wished to speak. Seeing none, he closed the public hearing at 9:14pm.

Councilor Desorgher read the second reading:

City Council – Second Reading- April 19, 2023

- Appropriate \$116,684 from Water Retained Earnings to FY23 Water Debt Service Accounts.
- Transfer \$375,000 from Contract Stabilization Fund 8403 to Greenfield Public Schools Salaries and Wages Accounts to fund settled contracts.
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- Appropriate \$400,000 by transfer from FY23 Water Retained Earnings for Water Main Replacement.
- Appropriate \$45,000 by transfer from FY23 Water Retained Earnings for Millbrook Well #2 Rehabilitation.

MOTIONS, ORDERS, AND RESOLUTIONS

Councilor Bullock, without objection, requested the appointments be taken as separate motions.

Order no. FY 23-133(1)

MOTION: On a motion by Councilor Bullock, second by Councilor Ricketts, it was unanimously,

VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS BY THE MAYOR:

Amanda Abramson; Board of License Commissioners; December 31, 2025

Order no. FY 23-133(2)

MOTION: On a motion by Councilor Bullock, second by Councilor Forgey, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS BY THE MAYOR:

Amy McMahan; Public Safety Commission; December 31, 2024 (short term to finish Michelle Laurie's term).

DISCUSSION: Appointments to the Public Safety Commission should require a more vetted and updated process to encourage newer appointees to join committees and boards as opposed to repeat appointees.

It was by roll call, 8 yes, 3 no, 1 abstention,

VOTED: TO APPROVE ORDER NO. FY 23-133(2).

Order no. FY 23-133(3)

MOTION: On a motion by Councilor Bullock, second by Councilor Ricketts, it was unanimously,
VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS BY THE MAYOR: Victor Moschella; Zoning Board of Appeals; June 30, 2025; change from full member to alternate member (Mr. Moschella was inadvertently put forward as a full member at the March 2023 Council meeting, this is to amend that appointment).

Order no. FY 23-130A

MOTION: On a motion by Councilor Elmer, second by Councilor Ricketts, it was,
MOVED: THAT IT BE ORDERED THAT THE CITY OF GREENFIELD, THROUGH ITS CITY COUNCIL, TAKE BY EMINENT DOMAIN SO MUCH OF THE FEE SIMPLE INTEREST IN VERDE DRIVE – PHASE II AS WELL AS EASEMENTS DESCRIBED ON THE ATTACHED EXHIBIT A AND MADE PART OF THIS MOTION FOR THE PURPOSE OF A PUBLIC WAY.

Easements:

EXHIBIT "A"

1. An easement 10.00' wide to Verizon New England, Inc., its successors and assigns, & Western Massachusetts Electric Company, its successors and assigns, as particularly described in document recorded in the Franklin County Registry of Deeds in Book 4889, Page 320. See document affixed hereto.
2. An Easement and Right of Way granted by Greenfield KMW, LLC to Comcast of Massachusetts/Virginia Inc., a Virginia Corporation, its successors and assigns, dated November 8, 2005, and recorded in the Franklin County Registry of Deeds on February 23, 2006, in Book 5050, Page 110. See document affixed here.

DISCUSSION: Councilor Elmer provided the process used to establish a street as a public way by the City. Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-130A.

Order no. FY 23-130B

MOTION: On a motion by Councilor Elmer, second by Councilor Desorgher, it was,
MOVED: THAT IT BE ORDERED THAT THE CITY OF GREENFIELD, THROUGH ITS CITY COUNCIL, ACCEPTS A QUITCLAIM DEED FROM GREENFIELD KMW LLC TO THE CITY OF GREENFIELD AND AUTHORIZED THE MAYOR AND TREASURER TO TAKE SUCH OTHER ACTION TO ACCOMPLISH THE SAME.

DISCUSSION: Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-130B.

Order no. FY 23-130C

MOTION: On a motion by Councilor Elmer, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THAT THE CITY OF GREENFIELD, THROUGH ITS CITY COUNCIL, LAYS OUT AND ACCEPT VERDE DRIVE – PHASE II AS A PUBLIC WAY AS DESCRIBED ON EXHIBIT A ATTACHED TO THIS MOTION AND MADE A PART OF IT.

EXHIBIT "A"

Affected Premises:

Verde Drive-Phase Two
Greenfield, Massachusetts

A certain parcel of land bounded and described as follows:

Beginning at a concrete bound on the westerly sideline of Verde Drive-Phase One at the northeasterly corner of Lot 24 thence;

Westerly, on a curve to the left, having a radius of 20.00 feet, along Verde Drive-Phase Two, 31.00 feet to a concrete bound, thence;

N78°22'08"W, along last named land, 38.78 feet to a concrete bound, thence;

Westerly, on a curve to the right, having a radius of 305.00 feet, along Lots 24, 25 & 26, and an arc length of 400.84 feet to a concrete bound, thence;

N03°04'12"W, along the western sideline of Verde Drive-Phase Two along Lot 26, 110.60 feet to a concrete bound, thence;

Northerly, on a curve to the right, having a radius of 525.00 feet, along Lots 26 & 27, and an arc length 251.77 feet to a concrete bound, thence;

N24°24'23"E, along Lots 27, 28, 29 & 30, 593.22 feet, to a concrete bound, thence;

Easterly, on a curve to the right, having a radius of 150.00 feet, along Lots 30, 31 & 18, and an arc length 409.73 feet to a concrete bound, thence;

S00°54'43"W, along Lots 18, 17 & 6, 504.64 feet to a concrete bound, thence;

Southerly, on a curve to the right, having a radius of 150.00 feet, along Lot 6, and an arc length 63.75 feet to a concrete bound at the northerly terminus of Verde Drive-Phase One, thence;

N67°32'24"W, between Verde Drive Phase One & Verde Drive-Phase Two, 50.09 feet to a concrete bound, thence;

Northerly, on a curve to the left, having a radius of 100.00 feet along Lot 15 on the westerly line of Verde Drive-Phase Two, and an arc length 44.92 feet to a concrete bound, thence;

N00°54'43"E, along Lots 15 & 16, 504.64 feet to a concrete bound, thence;

Westerly, on a curve to the left, having a radius of 100.00 feet along Lot 19, and an arc length 273.15 feet to a concrete bound, thence;

S24°24'23"W, along Lots 19, 20, 21 & 19, 593.22 feet to a concrete bound, thence;

Southerly, on a curve to the left, having a radius of 475.00 feet along Lots 22 & 23, and an arc length 227.79 feet to a concrete bound, thence;

S03°04'12"E, along Lot 23, 110.60 feet to a concrete bound, thence;

Southerly, on a curve to the left, having a radius of 255.00 feet along Lots 23 & 13, and an arc length 335.12 feet to a concrete bound, thence;

S78°22'08"E, along Lot 13, 38.82 feet to a concrete bound, thence;

Easterly, on a curve to the left, having a radius of 20.00 feet Lot 13, and an arc length 30.98 feet to a concrete bound, thence;

Southerly, on a curve to the left, having a radius of 2100 feet along the terminus of Verde Drive-Phase Two, and an arc length 89.16 feet to the point of beginning.

The above described tract of land is shown as "VERDE DRIVE ~ PHASE TWO" on a Plan of Land entitled "Street Acceptance Plan of Verde Drive ~ Phase Two Town of Greenfield, Massachusetts Franklin County", Scale 1"=40', dated June 29, 2022, by Heritage Land Surveying & Engineering, Inc., and recorded in the Franklin County Registry of Deeds, Plan Book ___, Page ____.

DISCUSSION: Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation. DPW Director Warner made known to the Council he abstained from any involvement with this project due to family association and was handled by the DPW engineering staff.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-130C.

Order no. FY 23-134A1

MOTION: On a motion by Councilor Elmer, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL DECLARES 29 WASHINGTON ST. TO BE SURPLUS PROPERTY AND TRANSFERS SAID PROPERTY TO THE MAYOR FOR SALE.

DISCUSSION: Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation.

- Councilor Lapienski noted his neighbor was in the process of acquiring said property as an abutter and suggested this issue be tabled to allow the interested person to complete intended purchase of property.

MOTION: On a motion by Councilor Lapienski, second by Councilor Mayo, it was by roll call, 11 yes, 1 no,

TABLED: ORDER NO. FY23-134A1.

With consent of the Council, Order No. FY23-134A2 would be held in abeyance and referred back to the Economic Development Committee for further process clarification.

Order no. FY 23-110

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER AND IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAW, THE SUM OF \$116,684 BE APPROPRIATED FROM WATER RETAINED EARNINGS TO THE FOLLOWING FY23 WATER DEBT SERVICE ACCOUNTS:

61007100.5922	WATER MP 2022 PRINCIPAL	\$66,000
61007510.5922	WATER MP 2022 INTEREST	\$27,532
61007520.5925	WATER – ST INTEREST	<u>\$23,152</u>
	TOTAL:	\$116,684

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-110.

Order no. FY 23-131

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, TRANSFER THE SUM OF \$375,000 FROM CONTRACT STABILIZATION FUND 8403 TO GREENFIELD PUBLIC SCHOOLS SALARIES/WAGES ACCOUNTS TO FUND SETTLED CONTRACTS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation. She noted the contract stabilization balance listed on the proposed order stated \$375,827.69; however, the corrected amount provided to Ways & Means was \$475,827.69. Finance Director Schindler confirmed the correct amount was \$475,827.69.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-131.

Order no. FY 23-132

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, TRANSFER THE SUM OF \$206,850 FROM FREE CASH TO GREENFIELD PUBLIC SCHOOLS SALARIES/WAGES ACCOUNTS TO FUND SETTLED CONTRACTS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

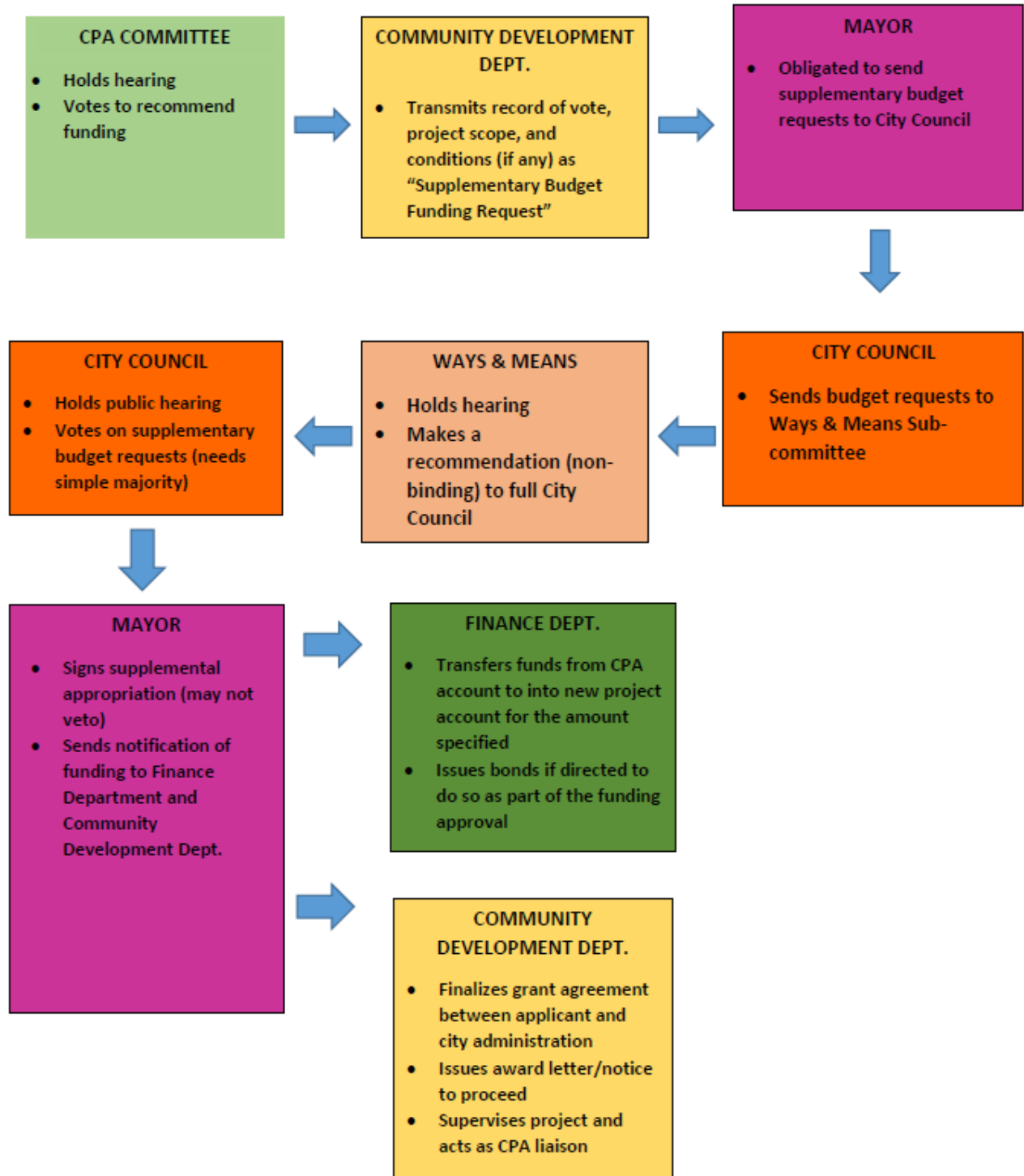
VOTED: TO APPROVE ORDER NO. FY 23-132.

Order no. FY 23-151

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL ACCEPTS THE FISCAL YEAR BUDGET PROCESS AS ESTABLISHED BY THE COMMUNITY PRESERVATION COMMITTEE, AND AS ATTACHED.

**Supplementary Budget Requests for CPA Projects
City Administrative/Regulatory Process**



DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a favorable recommendation and thanked the Community Preservation Committee for their work on the process.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-151.

Order no. FY 23-129

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, RESERVE FROM COMMUNITY PRESERVATION FUND ANNUAL REVENUES OR AVAILABLE FUNDS, THE AMOUNTS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE FOR COMMUNITY PRESERVATION PROJECTS AND OTHER EXPENSES WITH EACH ITEM TO BE CONSIDERED A SEPARATE APPROPRIATION AS FOLLOWS:

RESERVE \$144,537.19 FROM THE FY2022 COMMUNITY PRESERVATION FUND REVENUES FOR FY2022 COMMUNITY PRESERVATION FUND PURPOSES (FY22 ANNUAL BUDGETED RESERVE).

RESERVE \$20,648.69 FROM FY2022 COMMUNITY PRESERVATION FUND REVENUES FOR OPEN SPACE.

RESERVE \$20,648.69 FROM FY2022 COMMUNITY PRESERVATION FUND REVENUES FOR HISTORIC RESOURCES.

RESERVE \$20,648.69 FROM FY2022 COMMUNITY PRESERVATION FUND REVENUES FOR COMMUNITY HOUSING.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-129.

Order no. FY 23-111

MOTION: On a motion by Councilor Desorgher, second by Councilor Forgey, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$470,000 BE APPROPRIATED TO PURCHASE AN AMBULANCE AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$470,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, OR ANY OTHER ENABLING STATUTE, AND THE MAYOR IS HEREBY AUTHORIZED TO APPLY FOR, CONTRACT FOR, ACCEPT AND EXPEND ANY FEDERAL AND/OR STATE GRANTS AVAILABLE FOR THIS PROJECT TO BE USED TO REDUCE THE WITHIN APPROPRIATION, AND FURTHER, THE MAYOR IS AUTHORIZED TO TAKE ANY ACTION NECESSARY TO CARRY OUT THE INTENT AND PURPOSE OF THESE PROJECTS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-111.

Order no. FY 23-112

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$575,000 BE APPROPRIATED FOR UPGRADES TO THE POLICE STATION AND TO MEET SAID APPROPRIATION, THE TREASURER, WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$575,000 PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, OR ANY OTHER ENABLING STATUTE, AND THE MAYOR IS HEREBY AUTHORIZED TO APPLY FOR, CONTRACT FOR, ACCEPT AND EXPEND ANY FEDERAL AND/OR STATE GRANTS AVAILABLE FOR THIS PROJECT TO BE USED TO REDUCE THE WITHIN APPROPRIATION, AND FURTHER, THE MAYOR IS AUTHORIZED TO TAKE ANY ACTION NECESSARY TO CARRY OUT THE INTENT AND PURPOSE OF THESE PROJECTS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous negative recommendations. Rationale was provided for the negative recommendations of both Committees.

It was by roll call, 0 yes, 12 no,

DEFEATED: TO APPROVE ORDER NO. FY 23-112.

Order no. FY 23-113

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$186,238 BE APPROPRIATED FOR THE PURCHASE OF THREE (3) POLICE DEPARTMENT VEHICLES AND TO MEET SAID APPROPRIATION, THE TREASURER, WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$186,238 PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, OR ANY OTHER ENABLING STATUTE, AND THE MAYOR IS HEREBY AUTHORIZED TO APPLY FOR, CONTRACT FOR, ACCEPT AND EXPEND ANY FEDERAL AND/OR STATE GRANTS AVAILABLE FOR THIS PROJECT TO BE USED TO REDUCE THE WITHIN APPROPRIATION, AND FURTHER, THE MAYOR IS AUTHORIZED TO TAKE ANY ACTION NECESSARY TO CARRY OUT THE INTENT AND PURPOSE OF THESE PROJECTS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous negative recommendations. Rationale was provided for the negative recommendations of both Committees.

It was by roll call, 3 yes, 8 no, 1 abstention,

DEFEATED: TO APPROVE ORDER NO. FY 23-113.

President Guin called for a 5 minute recess at 10:43 pm.

Vice President Forgey left the meeting at 10:45 pm.

President Guin resumed meeting at 10:48 pm.

Order no. FY 23-114

MOTION: On a motion by Councilor Desorgher, second by Councilor Elmer, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$62,180 BE APPROPRIATED FOR A POLICE DEPARTMENT VEHICLE, AND TO MEET SAID APPROPRIATION, TRANSFER \$62,180 FROM FUND 8402 CAPITAL STABILIZATION.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation. She noted the Capital Improvement Committee forwarded a unanimous negative recommendation and provided rationale for both Committees' recommendations, respectively. The majority of the Councilors' discussion addressed the Police Department's want versus need of this vehicle and if it was an absolute requirement to obtain this particular vehicle.

It was by roll call, 4 yes, 7 no,

DEFEATED: TO APPROVE ORDER NO. FY 23-114.

Order no. FY 23-115

MOTION: On a motion by Councilor Desorgher, second by Councilor Gilmour, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$200,000 BE APPROPRIATED FOR THE SIDEWALK REPLACEMENT PROGRAM, AND TO MEET SAID APPROPRIATION TRANSFER \$200,000 FROM FUND 8402 CAPITAL STABILIZATION.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-115.

Order no. FY 23-116

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$200,000 BE APPROPRIATED FOR THE HIGHWAY FUND, AND TO MEET SAID APPROPRIATION TRANSFER \$200,000 FROM FUND 8402 CAPITAL STABILIZATION.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-116.

Order no. FY 23-117

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$150,000 BE APPROPRIATED TO PURCHASE A LARGE AREA MOWER, AND TO MEET SAID APPROPRIATION, TRANSFER \$150,000 FROM FUND 8402 CAPITAL STABILIZATION.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-117.

Order no. FY 23-118

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$55,000 BE APPROPRIATED FOR THE MILL AND OVERLAY PAVING OF LEGION AVENUE PARKING LOT AND TO MEET SAID APPROPRIATION TRANSFER \$55,000 FROM FREE CASH.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a negative recommendation by majority, 2 yes, 3 no. She noted the Capital Improvement Committee forwarded a unanimous positive recommendation Rationale was provided for the recommendations of both Committees.

- It was noted that when this appropriation was submitted to the Capital Improvement Committee the funding source was Capital Stabilization. When it was submitted to the Council the funding source had been changed to Free Cash.
- Two members of the Capital Improvement Committee noted they still would have voted the same way if this was submitted to them with Free Cash as its funding source.
- Suggestion was made to resubmit order to the Council as originally submitted to the Capital Improvement Committee and designate Free Cash to the schools.

MOTION: On a motion by Councilor Lapienski, second by Councilor Ricketts, it was by roll call, 9 yes, 2 no,

VOTED: TO CALL THE QUESTION.

It was by roll call, 3 yes, 8 no,

DEFEATED: TO APPROVE ORDER NO. FY 23-118.

Order no. FY 23-119

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$290,000 BE APPROPRIATED TO PURCHASE A ROAD TREATMENT TRUCK AND TO MEET SAID APPROPRIATION, THE TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$290,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44, OR ANY OTHER ENABLING STATUTE, AND THE MAYOR IS HEREBY AUTHORIZED TO APPLY FOR, CONTRACT FOR, ACCEPT AND EXPEND ANY FEDERAL AND/OR STATE GRANTS AVAILABLE FOR THIS PROJECT TO BE USED TO REDUCE THE WITHIN APPROPRIATION, AND FURTHER, THE MAYOR IS AUTHORIZED TO TAKE ANY ACTION NECESSARY TO CARRY OUT THE INTENT AND PURPOSE OF THESE PROJECTS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

DEFEATED: TO APPROVE ORDER NO. FY 23-119.

Order no. FY 23-120

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$160,000 BE APPROPRIATED TO REPLACE MEMBRANE ROOF AT OLD LIBRARY AND TO MEET SAID APPROPRIATION, TRANSFER \$160,000 FROM FUND 8402 CAPITAL STABILIZATION.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous negative recommendations. Rationale was provided for the negative recommendations of both Committees.

It was by majority, 1 yes, 9 no, 1 abstention,

DEFEATED: TO APPROVE ORDER NO. FY 23-120.

Order no. FY 23-121

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$30,000 BE APPROPRIATED TO INSTALL ROOF OVER BACK STAIRWELL AT POLICE STATION AND TO MEET SAID APPROPRIATION, TRANSFER \$30,000 FROM FREE CASH.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a negative recommendation by majority, 2 yes, 3 no. She noted the Capital Improvement Committee forwarded a positive recommendation by majority, 2 yes, 1 no. Rationale was provided for the recommendations of both Committees.

It was by roll call, 1 yes, 9 no, 1 abstention,

DEFEATED: TO APPROVE ORDER NO. FY 23-121.

Order no. FY 23-122

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$185,000 BE APPROPRIATED FOR ROCKY MOUNTAIN / HIGHLAND RIDGE TRAIL WAY FINDING MAP DEVELOPMENT AND TO MEET SAID APPROPRIATION TRANSFER \$185,000 FROM FUND 8402 CAPITAL STABILIZATION.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a positive recommendation by majority, 4 yes, 0 no, 1 abstention. The Capital Improvement Committee forwarded a positive recommendation by majority, 2 yes, 0 no, 1 abstention. Rationale was provided for the recommendations of both Committees.

MOTION: On a motion by Councilor Bullock, second by Councilor Lapienski, it was,

MOVED: TO AMEND BY REDUCING THE AMOUNT OF THE APPROPRIATION FROM \$185,000 TO \$50,000.

DISCUSSION: The amount requested was due to some of the trails were not located on City land and therefore most of the funding would go to resurveying and legal processes for trails on private owned land.

It was by majority, 9 yes, 2 no,

VOTED: TO APPROVE AMENDMENT.

Order No. FY 23-122 as amended was now on the floor: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF ~~\$185,000~~ **\$50,000** BE APPROPRIATED FOR ROCKY MOUNTAIN / HIGHLAND RIDGE TRAIL WAY FINDING MAP DEVELOPMENT AND TO MEET SAID APPROPRIATION TRANSFER ~~\$185,000~~ **\$50,000** FROM FUND 8402 CAPITAL STABILIZATION.

It was by roll call, 9 yes, 2 no,

VOTED: TO APPROVE ORDER NO. FY 23-122, AS AMENDED.

Order no. FY 23-123

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$80,000 BE APPROPRIATED FOR INSTALLATION OF BEACON PARK BOCCIE COURTS AND TO MEET SAID APPROPRIATION, TRANSFER \$80,000 FROM FREE CASH.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous negative recommendation. She noted the Capital Improvement Committee forwarded a negative recommendation by majority, 1 yes, 2 no. Rationale was provided for the recommendations of both Committees.

It was by roll call, 1 yes, 10 no,

DEFEATED: TO APPROVE ORDER NO. FY 23-123.

Order no. FY 23-124

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$195,068 BE APPROPRIATED FOR GREENFIELD PUBLIC SCHOOLS (GPS) ENERGY RECOVERY UNITS AND TO MEET SAID APPROPRIATION, TRANSFER \$195,068 FROM FUND 8402 CAPITAL STABILIZATION.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-124.

Order no. FY 23-125

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$300,000 BE APPROPRIATED FOR SEWER INFLOW AND INFILTRATION REPAIRS AND REPLACEMENT IDENTIFIED IN THE WRIGHT-PIERCE SEWER SYSTEM EVALUATION SURVEY (SSES) AND TO MEET SAID APPROPRIATION, THE

TREASURER WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$300,000, PURSUANT TO MASSACHUSETTS GENERAL LAWS, CHAPTER 44 SECTION 8, OR ANY OTHER ENABLING STATUTE, AND THE MAYOR IS HEREBY AUTHORIZED TO APPLY FOR, CONTRACT FOR, ACCEPT AND EXPEND ANY FEDERAL AND/OR STATE GRANTS AVAILABLE FOR THIS PROJECT TO BE USED TO REDUCE THE WITHIN APPROPRIATION, AND FURTHER, THE MAYOR IS AUTHORIZED TO TAKE ANY ACTION NECESSARY TO CARRY OUT THE INTENT AND PURPOSE OF THESE PROJECTS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-125.

Order no. FY 23-126

MOTION: On a motion by Councilor Desorgher, second by Councilor Lapienski, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$230,000 BE APPROPRIATED TO REPLACE TRUCK #37, AND TO MEET SAID APPROPRIATION \$230,000 BE TRANSFERRED FROM FY23 SEWER RETAINED EARNINGS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-126.

Order no. FY 23-127

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$400,000 BE APPROPRIATED FOR WATER MAIN REPLACEMENT AND TO MEET SAID APPROPRIATION, \$400,000 BE TRANSFERRED FROM FY23 WATER RETAINED EARNINGS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-127.

Order no. FY 23-128

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$45,000 BE APPROPRIATED FOR MILLBROOK WELL #2 REHABILITATION AND TO MEET SAID APPROPRIATION \$45,000 BE TRANSFERRED FROM FY23 WATER RETAINED EARNINGS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee and Capital Improvement Committee forwarded unanimous positive recommendations. Rationale was provided for the positive recommendations of both Committees.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-128.

PRESENTATION OF PETITIONS AND SIMILAR PAPERS None.

REPORTS OF COMMITTEES – None.

UNFINISHED BUSINESS: None.

OLD BUSINESS: None.

NEW BUSINESS: Councilor Desorgher held the following first reading:

City Council – First Reading- April 19, 2023

- Appropriate \$750 from CPA Reserved for Open Space to fund the Greenfield High School Track ADA Access.
- Appropriate \$75,500 from CPA Undesignated to fund the Beacon Park Improvements Project.
- Appropriate \$22,226.31 from CPA Undesignated to fund Citywide Outdoor Site Amenities.
- Appropriate \$47,523.69 from CPA Reserved for Community Housing and \$52,476.31 from CPA Undesignated (\$100,000 total), to be provided to the CSO-Wells Street Shelter Expansion Project.
- Appropriate \$31,023.69 from CPA Reserved for Historic Resources for the FCAS Barn Rehabilitation.
- Appropriate \$15,000 from CPA Reserved for Open Space to fund the Highland Park Trail Restoration Project.
- Appropriate \$15,500 from CPA Reserved for Historic Resources for the Historical Society-Document Preservation Project.
- Appropriate \$1,000 from CPA Reserved for Historic Resources to the Museum of Our Industrial Heritage (MOIH).
- Appropriate \$7,773.69 from CPA Reserved for Open Space and \$42,226.31 from CPA Undesignated (\$50,000 total) for the Greenfield Pickleball Court Expansion Project.
- Appropriate \$24,000 from CPA Reserved for Open Space to fund the Shattuck Park Fitness Cluster.
- FY2024 Operating Budget (6 Orders)
 - Appropriate \$61,627,584 for the FY2024 General Fund Budget.
 - Appropriate \$100,000 by transfer from Fund 8406 OPEB Stabilization to reduce FY2024 General Fund Operating Budget raise from \$61,327,584 to ~~\$60,327,584~~ **\$61,227,584.**
 - Appropriate \$2,231, 889 for the FY24 Water Enterprise Fund.
 - Appropriate \$3,404,557 for the FY24 Sewer Enterprise Fund.
 - Appropriate \$2,431,535 for the FY24 GCET Enterprise Fund.
 - Establish Spending Limits on Revolving Funds not to exceed \$695,967.
- Recommendation to the Mayor on funds not used from Free Cash re-direct to the School Operating Budget. This issue would be discussed at the Ways & Means Budget meeting.
- Notification was given of a Zoning Amendment Proposal listed in the agenda packet for viewing.
- Finance Director Schindler noted that any information that was previously missing from the MUNIS system had been corrected and now viewable for the Councilors' review.

MOTIONS FOR RECONSIDERATION: None.

ADJOURNMENT: On a motion by Councilor Elmer, second by Councilor Gilmour, it was unanimously,
VOTED: TO ADJOURN THE MEETING AT 12:13 AM, APRIL 20, 2023.

A true copy,

Attest: _____
 Kathryn J. Scott, City Clerk

GREENFIELD CITY COUNCIL MEMBERS

John Zon Community Center/Hybrid
 Regular Meeting
 April 19, 2023

	Attendance	FY23-133 A. McMahan Appt	FY23-134A1 Table	FY23-112	FY23-113	FY23-114	FY23-118 Call Question	FY23-118 Vote	FY23-121	FY23-122 as Amended
1. Golub, Katherine	Y	N	Y	N	A	N	N	N	N	Y
2. Guin, Daniel President	Y	Y	Y	N	Y	Y	N	Y	N	N
3. Desorgher, Virginia	Y	Y	Y	N	N	Y	Y	N	N	Y
4. Bottomley, John	Y	A	Y	N	N	N	Y	N	N	Y
5. Bullock, Marianne	Y	N	Y	N	N	N	Y	N	N	Y
6. Gilmour, Sheila	Y	N	Y	N	N	N	Y	N	N	Y
7. Lapienski, Jasper	Y	Y	Y	N	N	N	Y	Y	N	Y
8. Mayo, Douglas	Y	Y	Y	N	N	N	Y	N	A	N
9. Helie, Derek	N	---	---	---	---	---	---	---	---	---
10. Elmer, Philip	Y	Y	Y	N	N	N	Y	N	N	Y
11. Forgey, Christine Vice - President	Y	Y	Y	N	Y	---	---	---	---	---
12. Ricketts, Penny	Y	Y	N	N	Y	Y	Y	Y	Y	Y
13. Terounzo, Michael	Y	Y	Y	N	N	Y	Y	N	N	Y
		8 y 3 n 1 ab	11 y 1 n	0 y 12 n	3 y 8 n 1 ab	4 y 7 n	9 y 2 n	3 y 8 n	1 y 9 n 1 ab	9 y 2 n

GREENFIELD CITY COUNCIL
Regular and Annual Budget Meeting Minutes
May 17, 2023

John Zon Community Center/Zoom Hybrid

6:30 pm to 11:00 pm

CALL TO ORDER: Meeting was called to order at 6:30 p.m. by President Guin.

CHAIRS STATEMENT: This meeting is being recorded by the City Council and GCTV-17. If any other persons present are doing the same you must notify the chairperson at this time. (It was noted that Mike Mastrototaro was also recording these proceedings.) In accordance with MGLc 30A SS 20(g) “No person shall address a meeting of a public body without permission of the Chair and all persons shall, at the request of the chair, be silent. No person shall disrupt the proceedings of a meeting of a public body. If, after clear warning from the chair, a person continues to disrupt the proceedings, the chair may order the person to withdraw from the meeting and if the person does not withdraw, the chair may authorize a constable or other officer to remove the person from the meeting.”

ROLL CALL OF MEMBERS: Roll Call was taken. All Councilors were present.

ALSO PRESENT: Mayor Roxann Wedegartner; City Clerk Kathryn J. Scott; Assistant City Clerk Quinn Jaquins; Finance Director/City Auditor/City Accountant Diana Schindler; Greenfield School Superintendent Dr. Christine DeBarge; School Committee Chairperson Amy Proietti; School Business Manager Andy Paquette; Police Chief Robert Haigh; Fire Chief Robert Strahan; DPW Director Marlo Warner; Council on Aging Director Hope Macary; IT Director Fernando Fleury; Community & Economic Development Grant Program Assistant Christian LaPlante; Parliamentarian Wilson Roberts; GCTV-17 staff and members of the public.

MOTION: On a motion by Councilor Ricketts, second by Councilor Forgey, it was unanimously, **VOTED:** THAT THE GREENFIELD CITY COUNCIL WAIVE THE RULES OF PROCEDURE, 8 ORDER AND DISPOSITION OF BUSINESS, TO ALLOW THE AGENDA ITEMS TO BE TAKEN OUT OF ORDER.

The Pledge of Allegiance was held.

ACCEPTANCE OF MINUTES: None

COMMUNICATIONS:

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: Superintendent of Schools Dr. Christine DeBarge submitted a written communication to the Council (see attached).

MAYOR, CITY OFFICERS AND EMPLOYEES: None

OTHER CITY EMPLOYEES AS NEEDED, BY INVITATION: None

PUBLIC COMMENT: The following members of the public spoke:

- Pete Brown, James Street, spoke to the importance of a properly funded school system including extracurricular programs.
- Verne Sund, Barton Road, spoke to the need to fully fund the school budget.
- Shane Toomey, Raingley Road, student at Greenfield High School, spoke to the importance of fully funding the school budget.

- Stella Verlander, Pond Street, student at Greenfield High School, spoke to the importance of fully funding the school budget.
- Jean Wall, Countryside, spoke to her experience as a realtor and how schools were a prime reason for families to seek residence in towns/cities.
- Jocelyn Cozzo, Madison Circle, spoke to the need to fully fund the school budget. She also encouraged the City to sufficiently staff the new library building.
- Andrew Varnon, Maple Street, Greenfield Middle School teacher, spoke to the importance of fully funding the school budget.
- Erin Anhalt, Beacon Street, spoke to the importance of fully funding the school budget.
- Pamela Goodwin, High Street, spoke to her experience as a teacher in Greenfield and the importance of a fully funded school budget.
- David Moscaritolo, Country Club Road, a member of the Public Safety Commission, spoke to support the funding of the Fire and Police Departments.
- Rachel Cronen-Townsend, Madison Circle, a teacher at the Greenfield Public Schools, spoke to her frustration for the continued request to the Council for fully fund the school budget.
- Doug Selwyn, Forest Avenue, spoke to the experiences of teachers and students during and after the COVID pandemic and the importance of continuing to fund extra-curricular programs for the schools.
- Max Belcher, Church Street, on behalf of he and his wife Ellie Mandell requested that all Committee, Board and Commission meetings in Greenfield be remote or hybrid to accommodate residents with the inability to attend meetings in person. He also requested that all Committee, Board and Commission meeting agendas posted on the website include any documentation that would be discussed at the meetings.
- Rafe Wolman, Devon Street, spoke to the importance of funding extra-curricular programs and their staffing, especially programs supporting music appreciation.
- Ella Condon, Precinct 8, spoke to her support to fully fund the school budget and also to support funding programs outside of the police department that addressed public safety.
- Eve Bogdanove, Shattuck Street, spoke to the importance of a fully funded school budget and community programs.
- Steven O'Halloran, Vermont Street, spoke to the importance of a fully funded school budget including extra - curricular activity programs.
- Lora Wondolowski, Conway Street, spoke to the importance of a fully funded school budget and extra - curricular activity programs, including music and sports.
- Jesus Leyva, High Street, spoke to the decrease in State Aid for schools and how not addressing this issue would have significant consequences towards future school budgets.
- Emily Ballard, Glenbrook Drive, spoke to the importance of schools as social values to students in association with the academic and learning benefits.
- Students from Stoneleigh Burnham School, Bernardston Road, urged the Councilors to support a resolution submitted on behalf of the students on a proposed 28th Amendments to the United States Constitution which addressed the raising and spending of funds in campaigns, elections and ballot measures by large corporate entities.
- Wendy Goodman, Green River Road, spoke to the importance of how a fully funded school budget to produce educated, well rounded, productive members of a future society.

PUBLIC HEARINGS: Councilor Desorgher read the public hearing:

PUBLIC HEARING

In accordance with Home Rule Charter, the Greenfield City Council will hold a public hearing on Wed., May 17, 2023, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom: <https://greenfield-ma-gov.zoom.us/j/93909109210?pwd=VTBNczVhemFnZkNWTmxUWUxDUWdWdz09> Meeting ID 939 0910 9210, to receive public input on the following:

- Appropriate \$750 from CPA Reserved for Open Space to fund the Greenfield High School Track ADA Access.
- Appropriate \$75,500 from CPA Undesignated to fund the Beacon Park Improvements Project.
- Appropriate \$22,226.31 from CPA Undesignated to fund Citywide Outdoor Site Amenities.
- Appropriate \$47,523.69 from CPA Reserved for Community Housing and \$52,476.31 from CPA Undesignated (\$100,000 total), to be provided to the CSO-Wells Street Shelter Expansion Project.
- Appropriate \$31,023.69 from CPA Reserved for Historic Resources for the FCAS Barn Rehabilitation.
- Appropriate \$15,000 from CPA Reserved for Open Space to fund the Highland Park Trail Restoration Project.
- Appropriate \$15,500 from CPA Reserved for Historic Resources for the Historical Society-Documents Preservation Project.
- Appropriate \$1,000 from CPA Reserved for Historic Resources to the Museum of Our Industrial Heritage (MOIH).
- Appropriate \$7,773.69 from CPA Reserved for Open Space and \$42,226.31 from CPA Undesignated (\$50,000 total) for the Greenfield Pickleball Court Expansion Project.
- Appropriate \$24,000 from CPA Reserved for Open Space to fund the Shattuck Park Fitness Cluster.
- FY2024 Operating Budget (6 Orders)
 - Appropriate \$61,627,584 for the FY2024 General Fund Budget.
 - Appropriate \$100,000 by transfer from Fund 8406 OPEB Stabilization to reduce FY2024 General Fund Operating Budget raise from \$61,327,584 to \$61,227,584.
 - Appropriate \$2,231, 889 for the FY24 Water Enterprise Fund.
 - Appropriate \$3,404,557 for the FY24 Sewer Enterprise Fund.
 - Appropriate \$2,431,535 for the FY24 GCET Enterprise Fund.
 - Establish Spending Limits on Revolving Funds not to exceed \$695,967.

The City Council may consider the same on Wed., May 17, 2023, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom: <https://greenfield-ma-gov.zoom.us/j/93909109210?pwd=VTBNczVhemFnZkNWTmxUWUxDUWdWdz09> Meeting ID 939 0910 9210. Materials can be obtained from the City Clerk's Office, 14 Court Sq. from 9:00 a.m.-4:00 p.m., Mon. - Fri. or phone 413-772-1555, x. 6163.

Daniel Guin, Greenfield City Council President

President Guin opened the public hearing at 7:30 pm. The following members of the public spoke:

- Jesus Leyva, High Street, read from a prepared statement requested the Council to reduce the Police Department budget by \$175,000, Chief Haigh's salary (see attached).

Councilor Desorgher noted that the amount listed on the order for the proposed appropriation for the FY24 Sewer Enterprise Budget was incorrect. This matter would be addressed after the public hearing.

President Guin closed the public hearing at 7:34 pm.

Councilor Desorgher read the second reading:

City Council – Second Reading- May 17, 2023

- Appropriate \$750 from CPA Reserved for Open Space to fund the Greenfield High School Track ADA Access.
- Appropriate \$75,500 from CPA Undesignated to fund the Beacon Park Improvements Project.
- Appropriate \$22,226.31 from CPA Undesignated to fund Citywide Outdoor Site Amenities.
- Appropriate \$47,523.69 from CPA Reserved for Community Housing and \$52,476.31 from CPA Undesignated (\$100,000 total), to be provided to the CSO-Wells Street Shelter Expansion Project.
- Appropriate \$31,023.69 from CPA Reserved for Historic Resources for the FCAS Barn Rehabilitation.
- Appropriate \$15,000 from CPA Reserved for Open Space to fund the Highland Park Trail Restoration Project.
- Appropriate \$15,500 from CPA Reserved for Historic Resources for the Historical Society-Document Preservation Project.
- Appropriate \$1,000 from CPA Reserved for Historic Resources to the Museum of Our Industrial Heritage (MOIH).
- Appropriate \$7,773.69 from CPA Reserved for Open Space and \$42,226.31 from CPA Undesignated (\$50,000 total) for the Greenfield Pickleball Court Expansion Project.
- Appropriate \$24,000 from CPA Reserved for Open Space to fund the Shattuck Park Fitness Cluster.
- FY2024 Operating Budget (6 Orders)
 - Appropriate \$61,627,584 for the FY2024 General Fund Budget.
 - Appropriate \$100,000 by transfer from Fund 8406 OPEB Stabilization to reduce FY2024 General Fund Operating Budget raise from \$61,327,584 to \$61,227,584.
 - Appropriate \$2,231, 889 for the FY24 Water Enterprise Fund.
 - Appropriate \$3,404,557 for the FY24 Sewer Enterprise Fund.
 - Appropriate \$2,431,535 for the FY24 GCET Enterprise Fund.
 - Establish Spending Limits on Revolving Funds not to exceed \$695,967.

MOTIONS, ORDERS, AND RESOLUTIONS

Order no. FY 23-153

MOTION: On a motion by Councilor Elmer, second by Councilor Ricketts, it was by majority, 12 yes, 1 no,

WITHDRAWN: THAT IT BE ORDERED PURSUANT TO THE CITY COUNCIL RULES OF PROCEDURE, RULE 6B, I HEREBY SUBMIT A MOTION TO RECONSIDER THE FOLLOWING MOTION DEFEATED AT THE CITY COUNCIL MEETING ON APRIL 19, 2023:

Order no. FY 23-114 Roll call vote, 4 yes, 7 no,

DEFEATED: THAT THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$62,180 BE APPROPRIATED FOR A POLICE DEPARTMENT VEHICLE, AND TO MEET SAID APPROPRIATION, TRANSFER \$62,180 FROM FUND 8402 CAPITAL STABILIZATION.

Order no. FY 23-158

MOTION: On a motion by Councilor Bullock, second by Councilor Ricketts, it was unanimously,

VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS BY THE MAYOR TO THE RECREATION COMMISSION: DANIEL PIASECKI – ALTERNATE, FOR A TERM TO EXPIRE DECEMBER 31, 2025 (SHORT TERM TO REPLACE HEATHER VALENTA) AND HEATHER VALENTA – FROM ALTERNATE TO FULL MEMBER, FOR A THREE YEAR TERM TO EXPIRE JUNE 30, 2026.

Order no. FY 23-135

MOTION: On a motion by Councilor Desorgher, second by Councilor Lapienski, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR OPEN SPACE, THE SUM OF \$750.00 TO FUND THE GHS TRACK ADA ACCESS, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNT REQUESTED WILL BE USED FOR A CONCRETE CONNECTION PATH TO PROVIDE ACCESS TO THE GREENFIELD HIGH SCHOOL TRACK AND SPECTATOR VIEWING AREA BY THE GREENFIELD RECREATION DEPARTMENT.

DISCUSSION: A brief presentation on the Community Preservation Committee and their role in appropriating funds for requested community projects. Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

MOTION: On a motion by Councilor Lapienski, second by Councilor Ricketts, it was,
MOVED: TO TAKE ALL CPA APPROPRIATIONS AS A GROUP AND VOTE ON THEM TOGETHER.

DISCUSSION: Although the Ways & Means Committee forwarded the same recommendations for all appropriations, there were different amounts and fund sources associated with each order.

It was by roll call, 4 yes, 8 no, 1 abstention,

DEFEATED: TO APPROVE MOTION TO COMBINE CPA APPROPRIATIONS.

Order no. FY23-135 was on the floor as a separate appropriation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-135.

Order no. FY 23-136

MOTION: On a motion by Councilor Desorgher, second by Councilor Elmer, it was,
MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA UNDESIGNATED, THE SUM OF \$75,500 TO FUND THE BEACON PARK IMPROVEMENTS PROJECT, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE. THE AMOUNT REQUESTED WILL BE USED FOR THE INSTALLATION OF TWO NEW BOCCIE COURTS AND REPLACEMENT OF TWO WATER FOUNTAINS AT THE BEACON PARK BY THE GREENFIELD RECREATION DEPARTMENT.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-136.

Order no. FY 23-137

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,
MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA UNDESIGNATED, THE SUM OF \$22,226.31 TO FUND CITYWIDE OUTDOOR SITE AMENITIES, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNT REQUESTED WILL BE USED BY THE GREENFIELD RECREATION DEPARTMENT FOR THE INSTALLATION OF AN INTERACTIVE PLAY AMENITIES TO BE PLACED ON RECREATION-CONTROLLED PROPERTY THROUGHOUT THE CITY.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-137.

Order no. FY 23-138

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR COMMUNITY HOUSING, THE SUM OF \$47,523.69 AND FROM CPA UNDESIGNATED, THE SUM OF \$52,476.31, FOR A TOTAL OF \$100,000, TO BE PROVIDED TO THE CSO-WELLS STREET SHELTER EXPANSION PROJECT, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNT REQUESTED WILL BE USED FOR THE EXPANSION OF THE SHELTER AT 60 WELLS STREET BY CLINICAL SUPPORT OPTIONS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-138.

Order no. FY 23-139

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR HISTORIC RESOURCES, THE SUM OF \$31,023.69, FOR THE FCAS BARN REHABILITATION, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNTS REQUESTED WILL BE USED FOR THE REHABILITATION OF CATTLE BARN ROOFS AT THE FRANKLIN COUNTY FAIRGROUNDS BY THE FRANKLIN COUNTY AGRICULTURAL SOCIETY.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-139.

Order no. FY 23-140

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR OPEN SPACE, THE SUM OF \$15,000 TO FUND THE HIGHLAND PARK TRAIL

RESTORATION PROJECT, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNT REQUESTED WILL BE USED FOR THE RENOVATION OF TRAILS IN HIGHLAND PARK AND TEMPLE WOODS BY THE GREENFIELD RECREATION DEPARTMENT WITH KIM BOAS.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-140.

Order no. FY 23-141

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR HISTORIC RESOURCES, THE SUM OF \$15,500, FOR THE HISTORICAL SOCIETY – DOCUMENT PRESERVATION PROJECT, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNT REQUESTED WILL BE USED BY THE HISTORICAL SOCIETY FOR THE PRESERVATION OF DOCUMENTS DONATED BY THE ESTATE OF PETER MILLER.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-141.

Order no. FY 23-142

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR HISTORIC RESOURCES, THE SUM OF \$1,000 TO THE MUSEUM OF OUR INDUSTRIAL HERITAGE (MOIH), AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNT REQUESTED WILL BE USED FOR THE RESTORATION OF ANTIQUE SHOP EQUIPMENT.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-142.

Order no. FY 23-143

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR OPEN SPACE, THE SUM OF \$7,773.69, AND FROM CPA UNDESIGNATED THE SUM OF \$42,226.31, FOR A TOTAL OF \$50,000, FOR THE GREENFIELD PICKLEBALL COURT

EXPANSION PROJECT, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE.

THE AMOUNT REQUESTED WILL BE USED FOR DESIGN, ENGINEERING, AND SITE READINESS OF A MULTI-COURT PICKLEBALL FACILITY ADJACENT TO THE ABERCROMBIE FIELD BY THE GREENFIELD RECREATION DEPARTMENT WITH GREENFIELD MA PICKLEBALL.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-143.

Order no. FY 23-144

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, APPROPRIATE FROM CPA RESERVED FOR OPEN SPACE, THE SUM OF \$24,000 TO FUND THE SHATTUCK PARK FITNESS CLUSTER, AS RECOMMENDED BY THE COMMUNITY PRESERVATION COMMITTEE. THE AMOUNT REQUESTED WILL BE USED FOR THE INSTALLATION OF A FITNESS CLUSTER AT SHATTUCK PARK BY THE GREENFIELD RECREATION DEPARTMENT.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously (of Councilors within the rail),

VOTED: TO APPROVE ORDER NO. FY 23-144.

It was noted that Councilor Lapienski left the rail at the time of the vote.

President Guin called for a 5 minute recess at 7:59 pm.

President Guin resume meeting at 8:08 pm.

Order no. FY 23-145

MOTION: On a motion by Councilor Desorgher, second by Councilor Forgey, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$61,627,584, WHICH IS THE FULL AMOUNT NECESSARY FOR THE FISCAL YEAR 2024 GENERAL FUND BUDGET (JULY 1, 2023 TO JUNE 30, 2024), BE APPROPRIATED FOR THE PURPOSES STATED. TO MEET SAID APPROPRIATION, \$250,000 WILL BE TRANSFERRED FROM THE PARKING METER RECEIPTS RESERVED AND \$50,000 FROM FREE CASH; \$61,327,584 WILL BE FROM RAISE AND APPROPRIATE.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$4,000 from the City Council Expenditures Line Item. She stated that the amount used for meetings and seminars by the Council did not exceed \$500.00 in most instances.

MOTION: On a motion by Councilor Terounzo, second by Councilor Elmer, it was by majority, 12 yes, 1 no,

VOTED: TO AMEND THE CITY COUNCIL EXPENDITURES LINE ITEM BY \$4,000, REDUCING THE TOTAL FROM \$23,000 TO \$19,000.

MOTION: On a motion by Councilor Terounzo, second by Councilor Forgey, it was unanimously,
VOTED: TO AMEND THE TOTAL LEGISLATIVE LINE ITEM BY \$4,000, REDUCING THE TOTAL FROM \$92,150 TO \$88,150.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$4,342 from the Mayor Salary & Wages Line Item. She stated that the raise the Mayor had given to herself was eliminated and the position of Communications Director did not require an increase in salary.

MOTION: On a motion by Councilor Terounzo, second by Councilor Forgey, it was unanimously,
VOTED: TO AMEND THE MAYOR SALARY & WAGES LINE ITEM BY \$4,342, REDUCING THE TOTAL FROM \$236,843 TO \$232,501.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$1,178 from the Mayor Expenditures Line Item.

MOTION: On a motion by Councilor Terounzo, second by Councilor Bullock, it was unanimously,
VOTED: TO AMEND THE MAYOR EXPENDITURES LINE ITEM BY \$1,178, REDUCING THE TOTAL FROM \$22,900 TO \$21,722.

MOTION: On a motion by Councilor Terounzo, second by Councilor Desorgher, it was unanimously,
VOTED: TO AMEND THE TOTAL MAYOR LINE ITEM BY \$5,520, REDUCING THE TOTAL FROM \$259,743 TO \$254,223.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$34,334 from the Economic Development & Marketing Salary & Wages Line Item. She stated the position of Director for that department fully funded through appropriation from the City as opposed to CDBG (Community Development Block Grants). She also noted that the department's past budgets had increased by 58% & 40%, respectively.

MOTION: On a motion by Councilor Bullock, second by Councilor Elmer, it was,
MOVED: TO AMEND THE ECONOMIC DEVELOPMENT & MARKETING SALARY & WAGES LINE ITEM BY \$34,334, REDUCING THE TOTAL FROM \$107,044 TO \$72,710.

DISCUSSION:

- Inquiry was made if Community Development Block Grant was no longer available to fund the salary of the Economic Development & Marketing director.
- It was noted that half of the director's position would be funded through the City in order to allow the position to engage in marijuana development in the City.

It was unanimously,

VOTED: TO AMEND THE ECONOMIC DEVELOPMENT & MARKETING SALARY & WAGES LINE ITEM BY \$34,334, REDUCING THE TOTAL FROM \$107,044 TO \$72,710.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$15,880 from the Economic Development & Marketing Expenditures Line Item. It was noted the requested amount for that line item was double from last year and the funding was used for unnecessary subscription payments.

MOTION: On a motion by Councilor Terounzo, second by Councilor Bullock, it was by majority, 1 abstention,

VOTED: TO AMEND THE ECONOMIC DEVELOPMENT & MARKETING EXPENDITURES LINE ITEM BY \$15,880, REDUCING THE TOTAL FROM \$40,880 TO \$25,000.

MOTION: On a motion by Councilor Terounzo, second by Councilor Mayo, it was unanimously,

VOTED: TO AMEND THE TOTAL EXECUTIVE LINE ITEM BY \$55,734, REDUCING THE TOTAL FROM \$492,267 TO \$436,533.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$30,000 from the Labor Legal Services Line Item. It was noted that as of April 30, 2023, the funds used for Legal Services was approximately \$8,000.

MOTION: On a motion by Councilor Bullock, second by Councilor Golub, it was,

MOVED: TO AMEND THE LABOR LEGAL SERVICES LINE ITEM BY \$30,000, REDUCING THE TOTAL FROM \$95,000 TO \$65,000.

DISCUSSION: In order to be prepared for any future labor issues, an amount would need to be reasonably available.

It was unanimously,

VOTED: TO AMEND THE LABOR LEGAL SERVICES LINE ITEM BY \$30,000, REDUCING THE TOTAL FROM \$95,000 TO \$65,000.

MOTION: On a motion by Councilor Guin, second by Councilor Lapienski, it was,

MOVED: TO AMEND THE CITY ATTORNEY SERVICES LINE ITEM BY \$10,000, REDUCING THE TOTAL FROM \$100,000 TO \$90,000.

DISCUSSION: An excessive amount of legal opinions had been requested and a few instances seemed unnecessary endeavors.

It was unanimously,

VOTED: TO AMEND THE CITY ATTORNEY SERVICES LINE ITEM BY \$10,000, REDUCING THE TOTAL FROM \$100,000 TO \$90,000.

MOTION: On a motion by Councilor Lapinski, second by Councilor Mayo, it was,

MOVED: TO AMEND THE CITY ATTORNEY SERVICE LINE ITEM BY \$40,000, REDUCING THE TOTAL FROM \$90,000 TO \$50,000.

DISCUSSION: It would be a reckless gesture on the part of the Council to reduce a line item to a degree that could affect a department's ability to function in the manner it was intended.

MOTION: On a motion by Councilor Ricketts, second by Councilor Elmer, it was unanimously,

VOTED: TO CALL THE QUESTION.

Motion to reduce City Attorney Service Line Item was on the floor for vote.

It was by majority, 2 yes, 11 no,

DEFEATED: TO AMEND THE CITY ATTORNEY SERVICE LINE ITEM BY \$40,000, REDUCING THE TOTAL FROM \$90,000 TO \$50,000.

Total Legal Line Item was amended by \$40,000, reducing the total from \$195,000 to \$155,000.

MOTION: On a motion by Councilor Terounzo, second by Councilor Forgey, it was,
MOVED: TO AMEND THE TOTAL OPERATIONS SUPPORT LINE ITEM BY \$40,000, REDUCING THE TOTAL FROM \$1,090,337 TO \$1,050,337.

DISCUSSION: It was noted the Ways & Means Committee discussed an additional employee in the Technical Support department due to the possible availability for more virtual meeting and maintenance of cyber security as mentioned in the audit report.

It was unanimously,

VOTED: TO AMEND THE TOTAL OPERATIONS SUPPORT LINE ITEM BY \$40,000, REDUCING THE TOTAL FROM \$1,090,337 TO \$1,050,337.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$4,860 from the Central Maintenance Expenditures Line Item. It was noted contracted services were eliminated for the Leavitt - Hovey House cleaning and supplies.

MOTION: On a motion by Councilor Terounzo, second by Councilor Lapienski, it was,
MOVED: TO AMEND THE CENTRAL MAINTENANCE EXPENDITURES LINE ITEM BY \$4,860, REDUCING THE TOTAL FROM \$207,520 TO \$202,660.

DISCUSSION:

- Inquiry if there was enough funding to continue to maintain the building as it was in the process of being auctioned off.
- Some of the contracted cleaning services included fire system inspections, fire panel inspection and pest control.
- Fire inspections were required annually by a licensed contractor as part of maintaining a municipal building; however, an inspection was not required at that magnitude for the sale of commercial property.

It was by roll call, 8 yes, 4 no, (of Councilors within the rail),

VOTED: TO AMEND THE CENTRAL MAINTENANCE EXPENDITURES LINE ITEM BY \$4,860, REDUCING THE TOTAL FROM \$207,520 TO \$202,660.

Total Central Maintenance Line Item was amended by \$4,860, reducing the total from \$726,378 to \$721,518.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$13,000 from the Energy Expenditures Line Item. She noted it represented the electricity use for the Leavitt-Hovey House when not occupied and addressed the significant discrepancy with the Electric Solar Farm's actual costs.

MOTION: On a motion by Councilor Terounzo, second by Councilor Mayo, it was by majority 12 yes, 1 no,

VOTED: TO AMEND THE ENERGY DEPARTMENT EXPENDITURES LINE ITEM BY \$13,000, REDUCING THE TOTAL FROM \$837,663 TO \$824,663.

MOTION: On a motion by Councilor Terounzo, second by Councilor Forgey, it was unanimously,
VOTED: TO AMEND THE TOTAL GENERAL GOVERNMENT LINE ITEM BY \$17,860, REDUCING THE TOTAL FROM \$2,051,993 TO \$2,034,133.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a majority positive recommendation, 4 yes, 1 no, to reduce \$125,000 from the Police Salary & Wages Line Item. She noted it was reduction from the amount of the COPS (Community Oriented Policing Services) grant.

MOTION: On a motion by Councilor Lapienski, second by Councilor Mayo, it was,
MOVED: TO AMEND THE POLICE SALARY & WAGES LINE ITEM BY \$175,000, REDUCING THE TOTAL FROM \$3,533,109 TO \$3,358,109.

DISCUSSION: The amount represents Chief Haigh's salary and was consistent with comments made by constituents.

MOTION: On a motion by Councilor Forgey, second by Councilor Ricketts, it was by roll call, 8 yes, 5, no,
VOTED: TO CALL THE QUESTION.

Motion to amend Police Salary & Wages Line item by \$175,000 was on the floor for vote.

It was by roll call, 4 yes, 8 no, 1 abstention,

DEFEATED: TO AMEND THE POLICE SALARY & WAGES LINE ITEM BY \$175,000, REDUCING THE TOTAL FROM \$3,533,109 TO \$3,358,109.

MOTION: On a motion by Councilor Terounzo, second by Councilor Desorgher, it was,
MOVED: TO AMEND THE POLICE SALARY & WAGES LINE ITEM BY \$125,000, REDUCING THE TOTAL FROM \$3,533,109 TO \$3,408,109.

DISCUSSION:

- The COPS grant that was accepted by the City for \$375,000 was not an inclusion for the \$125,000 and was recognized as a separate funding source apart from the operating budget.
- Inquiry as to whether the total Police Salary & Wages line included the 3 newly hired officers.
- The proposed reduction would not significantly hinder to fully fund for 37 staff members, which included 34 police officers, a court administrator, an accounts manager and a records administrator.
- There were two sources for the canine unit: a grant and a gift.
- More information provided on the process for the Police Department to obtain and use the COPS grant funding.
- Distribution of ARPA (American Rescue Plan Act) funding designated for the Police Department.
- Councilors were concerned that any further decrease in the police budget would place them in a similar situation where they were unable to cover a shift.

MOTION: On a motion by Councilor Golub, second by Councilor Elmer, it was unanimously,
VOTED: TO CALL THE QUESTION.

Motion to amend Police Salary & Wages Line item by \$125,000 was on the floor for vote.

It was by roll call, 8 yes, 5 no,

VOTED: TO AMEND THE POLICE SALARY & WAGES LINE ITEM BY \$125,000, REDUCING THE TOTAL FROM \$3,533,109 TO \$3,408,109.

Total Police Line Item was amended by \$125,000, reducing the total from \$3,811,909 to \$3,686,909.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$87,500 from the Dispatch Center Salary & Wages Line Item. She noted it was a reduction from the amount of the 911 grant.

MOTION: On a motion by Councilor Terounzo, second by Councilor Lapienski, it was,
MOVED: TO AMEND THE DISPATCH CENTER SALARY & WAGES LINE ITEM BY \$87,500, REDUCING THE TOTAL FROM \$714,698 TO \$627,198.

DISCUSSION:

- Councilor Desorgher provided a hand out to Councilors to demonstrate the rationale for the reduction due to the 911 grant (see attached).
- Concern was raised that overtime pay designated for dispatch employees was moved to overtime for the police department, which was considered improper accounting practices. It was suggested in lieu of reducing the salary & wages amount the money would be used towards overtime pay for dispatch.
- Lack of transparency on transfer of funds from one account into another and no ability to follow accounting processes and practices.

It was by roll call, 8 yes, 5 no,

VOTED: TO AMEND THE DISPATCH CENTER SALARY & WAGES LINE ITEM BY \$87,500, REDUCING THE TOTAL FROM \$714,698 TO \$627,198.

Total Dispatch Center Line Item was amended by \$87,500, reducing the total from \$718,698 to \$631,198.

Total Public Safety Line Item was amended by \$212,500, reducing the total from \$8,334,443 to \$8,121,943.

Without objection, the Council will consider the remainder of the Operating Budget and come back to the Schools. Councilor Desorgher continued with the Public Works budget.

It was noted by Councilor Lapienski that the Health Inspection office had requested an additional position which was not granted by the Mayor and Finance Director. That department was heavily overburdened and this issue should be addressed with the same attention as the school and police departments.

MOTION: On a motion by Councilor Ricketts, second by Councilor Lapienski, it was,
MOVED: TO AMEND THE YOUTH COMMISSION LINE ITEM BY \$1,500, REDUCING THE TOTAL TO 0.

DISCUSSION:

- Councilor Ricketts noted that currently no one was appointed to the Youth Commission aside from herself. She believed the amount should be zeroed out for now.
- Concern was raised for the lack of adequate funding towards programs that would benefit the most venerable residents in Greenfield.
- It was noted that not all Boards and Commissions use their provided funding.

It was by roll call, 11 yes, 2 no,

VOTED: TO AMEND THE YOUTH COMMISSION LINE ITEM BY \$1,500, REDUCING THE TOTAL TO 0.

Total Human Services Line was amended by \$1,500.00, reducing total from \$958,839 to \$957,339.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a majority positive recommendation, 4 yes, 1 abstention, to reduce \$24,526 from the Library Salary & Wages Line Item. She noted the additional of a new half time position as well as a new Library director, in which they were offered a significantly higher salary then the director who had retired.

- The Salary and Wages were increased by \$55,000, which represented 3% raises for the current staff; increase in the library director position and, according to studies conducted within the region; a competitive pay raise for the library director required an increase of \$10,000. The recommended decrease was for the equivalent salary of a children's librarian.
- The new library would require adequate staffing, which would include a children's librarian for evenings and weekends.
- Councilors could not support this reduction.

MOTION: On a motion by Councilor Bullock, second by Councilor Elmer, it was unanimously,
VOTED: TO CONTINUE THE CITY COUNCIL MEETING TO THURSDAY, MAY 18, 2023, AT 6:30 PM, AT JOHN ZON COMMUNITY CENTER AND ZOOM.

A true copy,

Attest: _____
Kathryn J. Scott, City Clerk

GREENFIELD CITY COUNCIL MEMBERS

John Zon Community Center
Regular and Annual Budget Meeting
May 17, 2023

	Attendance	Vote CPC Orders at once	Reduce City Attorney \$40K	Reduce Cent Main \$4,860	Call Question Reduce \$175,000 PD	Reduce 175K Police Salary	Reduce 125K Police Salary	Reduce 87,500 Dispatch	Zero Out Youth Commission
14. Golub, Katherine	Y	N	N	Y	N	Y	Y	Y	N
15. Guin, Daniel President	Y	N	N	N	N	N	N	N	Y
16. Desorgher, Virginia	Y	N	N	Y	Y	N	Y	Y	Y
17. Bottomley, John	Y	N	N	Y	Y	A	Y	Y	Y
18. Bullock, Marianne	Y	A	N	Y	Y	Y	Y	Y	N
19. Gilmour, Sheila	Y	N	N	Y	N	N	Y	Y	Y
20. Lapienski, Jasper	Y	Y	Y	N	N	Y	Y	Y	Y
21. Mayo, Douglas	Y	N	Y	---	N	Y	Y	Y	Y
22. Helie, Derek	Y	Y	N	Y	Y	N	N	N	Y
23. Elmer, Philip	Y	N	N	N	Y	N	N	N	Y
24. Forgey, Christine Vice - President	Y	Y	N	Y	Y	N	N	N	Y
25. Ricketts, Penny	Y	Y	N	N	Y	N	N	N	Y
26. Terounzo, Michael	Y	N	N	Y	Y	N	Y	Y	Y
		4 y 8 no 1 ab	2 y 11 n	8 y 4 n	8 y 5 n	4 y 8 n 1 ab	8 y 5 n	8 y 5 n	11 y 2 n



GREENFIELD PUBLIC SCHOOLS

195 Federal Street, Suite 100, Greenfield, MA 01301

"Every Child's Success is Our Mission"

Ph: 413-772-1326 / Fax: 413-772-1379

Christine DeBarge Ed. D, Superintendent of Schools

**School Committee Chair and Superintendent Update to City Council
May 17, 2023**

Good evening

We are providing a written update to the Council this evening.

The work regarding possible redistricting options continues. The Administrative team has identified a possible way to realign the school boundaries which may allow grade 5 to be included with elementary schools and also to better represent the City of Greenfield in the enrollment of each elementary school. There is still work to be done to review detailed classroom assignment and I will get feedback from the staff. After those steps are completed, I will provide additional information to the Reimagining our School Facilities subcommittee for further consideration.

The Strategic Planning process is moving into the final steps. Right now, the administrative team is working with TMSolutions to draft goals and action steps based on the data gathered throughout the year. A draft of the final Plan will be presented to the School Committee at the June 14 meeting.

We look forward to some exciting activities during these last five weeks of school. Step Up Day for grade 7 students to visit Greenfield High School is tomorrow, May 18. Step Up Day is scheduled for June 8 for grade 4 students to visit Greenfield Middle School. Senior Awards Night will be held June 1 and Graduation is scheduled for June 3.

The Summer Eats Kick Off will be held Thursday June 22 from 4:00 pm – 6:00 pm at the Green River Swimming and Recreation Area with a rain location at Greenfield Middle School. Please consider stopping by to see the new Food Truck at this event. The truck arrived in district yesterday and training for our staff is being planned.

The last day of school is an early release for students and staff on June 22.

Sincerely,

Christine DeBarge Ed. D
Superintendent

To The Greenfield City council and the members of the public,

I am asking the city council to reduce the proposed line item salary of the Greenfield police department by \$175,000 to represent the Salary of Greenfield Police Chief Haigh. If the concern is police staffing, terminate chief Haigh's employment, restore the funding after he is gone and use the \$175,000 to hire 2 new patrol officers and provide a raise to the officer who assumes the responsibility of acting Chief.

It has been a year at this point since the City Council tried to send a clear message regarding the 2022 buchanan verdict by partially defunding the police department by \$425,000 and by a vote of no confidence concerning Chief Haigh. The Mayor and Chief of Police have failed to attempt to reconcile these issues despite a year to consider a response.

In 2013 when Chief Haigh assumed the responsibility of Greenfield Police Chief; a previous chief had a public complaint filed against them with a state agency, public trust in the Greenfield police department was low and the Greenfield police department was in the midst of a public lawsuit.

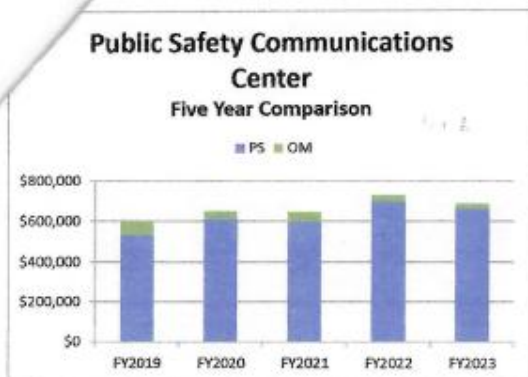
It's 2023; Chief Haigh has a public complaint field against him with a state agency signed by over 100 residents and a majority of city council, public trust in the Greenfield police department is at an all time low and the Greenfield police department is in the midst of an even more public lawsuit.

Look around you, we are not surrounded by other communities with publicized lawsuits against their Police departments. Our police department functioned adequately in the summer of 2022 under acting chief Gordon while Chief Haigh was on his leave of absence.

Fear cannot be the basis for funding Chief Haigh's salary and there is nothing to justify that fear. And should the mayor and Chief Haigh hid behind the firing of junior officers to try and preserve chief Haigh's employment, that action is not on city council, that is an administrative choice. An administrative choice that could have easily been avoided if the Mayor, Police Chief or public safety commission had even the slightest inclination to reconcile the deep divide on public safety caused by circumstances arising from Chief Haigh and the Mayor's executive decisions.

Dan

From Northampton 2023 Budget PDF



General Fund Operating Budget					
	Actual FY2019	Actual FY2020	Actual FY2021	Budget FY2022	Budget FY2023
PS	529,120	610,171	597,369	696,014	660,293
OM	69,986	36,808	48,595	31,392	24,998
Total	599,107	646,979	645,965	727,406	685,291

FTE's by Unit					
Unit	Budget FY2019	Budget FY2020	Budget FY2021	Budget FY2022	Budget FY2023
NAPEA	1.00	1.00	1.00	1.00	1.00
NR	11.00	11.00	11.00	11.00	11.00
	12.00	12.00	12.00	12.00	12.00

212 - PUBLIC SAFETY COMMUNICATIONS CENTER

Description	Name	Barg. Unit	Hrs/Week	FTE	FY2023 Budget	Funding Sources		
						General Fund	Other	Source
Director	Kelly Schuetze	NAPEA	40.00	1.00	82,517	82,517		
Dispatcher	Lisa Day	NR	40.00	1.00	63,594	-	63,594	PSAP Grant
Dispatcher	Susan Gilbert	NR	40.00	1.00	56,215	56,215		
Dispatcher	Julia Thibodo	NR	40.00	1.00	56,215	56,215		
Dispatcher	Vacancy	NR	40.00	1.00	53,512	53,512		
Dispatcher	Bartholomew Casey	NR	40.00	1.00	53,512	53,512		
Dispatcher	Anthony Bosworth	NR	40.00	1.00	53,512	53,512		
Dispatcher	Mary Kandrotas	NR	40.00	1.00	53,512	53,512		
Dispatcher	Maegan Leon	NR	40.00	1.00	52,204	52,204		
Dispatcher	Jeronimo Fernandez	NR	40.00	1.00	50,941	50,941		
Dispatcher	Elijah Edmonds	NR	40.00	1.00	49,701	49,701		
Lead Dispatcher	Vacancy	NR	40.00	1.00	65,501	612	64,889	PSAP Grant
Part-time Operational (Trainers)					10,000	10,000		
Per Diem Dispatchers					1,500	1,500		
Overtime					40,000	40,000		
Holiday Pay					36,000	36,000		
Longevity					4,800	4,800		
Weekend Differential					5,000	5,000		
Cell Phone Allowance					540	540		
Total Personnel Services:				12.00	788,776	660,293	128,483	

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Received @ 5/17/23 Comaintg - fm Councilor DeSorgher

GREENFIELD CITY COUNCIL
Regular & Annual Budget Meeting Minutes (Continuation from May 17, 2023)
May 18, 2023

John Zon Community Center/Zoom Hybrid

6:30 pm

CALL TO ORDER: Meeting from May 17, 2023 resumed at 6:31 p.m. by President Guin.

ROLL CALL OF MEMBERS: Roll Call was taken. All Councilors were present.

ALSO PRESENT: Chief of Staff Danielle Letourneau; City Clerk Kathryn J. Scott; Assistant City Clerk Quinn Jacquins; Finance Director/City Auditor/City Accountant Diana Schindler; Greenfield School Superintendent Dr. Christine DeBarge; School Committee Chairperson Amy Proietti; Business Manager for the Schools Andy Paquette; IT Director Fernando Fleury; Council on Aging Director Hope Macary; Fire Chief Robert Strahan; GCET General Manager John Lunt; GCET Fern Smith; Parliamentarian Wilson Roberts; GCTV-17 staff; Mary Byrne, *the Recorder*; Nicole Moore, *West Mass News* and members of the public.

MOTIONS, ORDERS, AND RESOLUTIONS

President Guin resumed the FY2024 Operating Budget discussion on Order FY 23-145 with Debt Service.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a majority positive recommendation, 4 yes, 1 no, to reduce \$200,000 from the Short Term Interest Line Item.

MOTION: On a motion by Councilor Terounzo, second by Councilor Gilmour, it was,

MOVED: TO AMEND THE SHORT TERM INTEREST LINE ITEM BY \$200,000, REDUCING THE TOTAL FROM \$555,000 TO \$355,000.

MOTION: On a motion by Councilor Forgey, second by Councilor Ricketts, it was,

MOVED: TO AMEND THE SHORT TERM INTEREST LINE ITEM BY \$50,000, REDUCING THE TOTAL FROM \$555,000 TO \$505,000.

DISCUSSION:

- All short term interest would need to be paid before the City took a bonded debt piece, which would occur in Fiscal Year 2024. The inability to not pay the short term interest could have consequences to the City with future borrowings and possible default.
- Greenfield possessed the funding through their Stabilization Accounts to pay the City's debt and well as Employees' Health Insurance, which Ways & Means also recommended to reduce. The money housed in these accounts was well over the required percentage of the operating budget.
- Inquiry as to why a \$50,000 reduction was any significant from the \$200,000 proposed reduction.
- A supplemental budget could be brought forward to transfer funds to cover any reductions made by the Council.
- The City may not be able to rely on Free Cash or other accounts if a future event prompted a major cost in which the money would be used for.
- Finance Director Schindler provided further information in regards to the percentage the (General) Stabilization Account at a minimum was for the Operating Budget.

It was by roll call, 5 yes, 8 no,

VOTED: TO AMEND THE SHORT TERM INTEREST LINE ITEM BY \$200,000, REDUCING THE TOTAL FROM \$555,000 TO \$355,000.

Amendment to reduce Short Term Interest Line Item by \$200,000 was now on the floor.

DISCUSSION:

- Inquiry as to why the proposed reduction was for \$200,000 and not \$500,000, if the City had the money to replenish the Short Term Interest Line Item.
- Inquiry was made to the Finance Director on if the reduction was passed by the Council did the City have the funding to replenish the account.
- Superintendent of Schools DeBarge explained her statement from an April 27 School meeting regarding the school's ability to reduce their budget by \$675,000 without significant consequences.
- Additional funding for the schools should not be based on what they need at the moment, but what can be used to continue to bring resources to give school children a better education, including teaching staff and extra-curricular activities.

MOTION: On a motion by Councilor Gilmour, second by Councilor Terounzo, it was by roll call, 11 yes, 2 no,

VOTED: TO CALL THE QUESTION.

Motion to Amend Short Term Interest Line Item by \$200,000 was now on the floor for a vote.

It was by roll call, 9 yes, 4 no,

VOTED: TO AMEND THE SHORT TERM INTEREST LINE ITEM BY \$200,000, REDUCING THE TOTAL FROM \$555,000 TO \$355,000.

Total Debt Service Line Item was amended by \$200,000, reducing total from \$3,212,213 to \$3,012,213.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation to reduce \$25,000 from the Worker's Compensation Line Item.

MOTION: On a motion by Councilor Terounzo, second by Councilor Bullock, it was,

MOVED: TO AMEND THE WORKER'S COMPENSATION LINE ITEM BY \$25,000, REDUCING THE TOTAL FROM \$395,000 TO \$370,000.

DISCUSSION:

- It was noted funds had previously been taken out for the schools and adequate funds would remain in the account for claims coming forward.
- Inquiry was made as to the rationale for the same amount being presented each budget season if funds were reduced to fund the schools.

It was unanimously,

VOTED: TO AMEND THE WORKER'S COMPENSATION LINE ITEM BY \$25,000, REDUCING THE TOTAL FROM \$395,000 TO \$370,000.

DISCUSSION: Councilor Forgey recused herself from the Council vote on Employees' Health Insurance due to her receiving benefits from this line item and left the room at 7:58 pm. Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation with 4 yes (Councilor Forgey recused herself from the vote at Ways & Means), to reduce \$600,000 from the Employees' Health Insurance Line Item. She noted in previous budgets a significant balance had been left in the account and Greenfield had increased their insurance rates higher than other municipalities.

- Inquiry was made if funds in the Capital Stabilization account could be used for school supplies and materials.

MOTION: On a motion by Councilor Bottomley, second by Councilor Terounzo, it was,

MOVED: TO AMEND THE EMPLOYEES' HEALTH INSURANCE LINE ITEM BY \$600,000, REDUCING THE TOTAL FROM \$8,920,183 TO \$8,320,183.

MOTION: On a motion by Councilor Lapienski, second by Councilor Mayo, it was,

MOVED: TO AMEND THE EMPLOYEES' HEALTH INSURANCE LINE ITEM BY \$750,000, REDUCING THE TOTAL FROM \$8,920,183 TO \$8,170,183.

DISCUSSION: Councilors discuss the amount appropriated for the schools voted on so far, \$556,594, plus the 2 appropriations for the schools submitted by the Mayor for \$365,000. It was determined in order to bring the school budget to the amount requested; the Council would need to appropriate an additional \$619,519.

- Councilors who spoke noted that was too exorbitant an amount to reduce the Health Insurance Line by.
- The rationale for the amendment was to provide the schools with an amount that would exceed the bare minimum of the amount requested, which was what some Councilors had voiced.
- It would be unlawful to increase a budget for any department over what they originally requested.

Councilor Lapienski withdrew his motion to reduce \$750,000, Councilor Mayo withdrew his second.

MOTION: On a motion by Councilor Lapienski, second by Councilor Mayo, it was,

MOVED: TO AMEND THE EMPLOYEES' HEALTH INSURANCE LINE ITEM BY \$619,000, REDUCING THE TOTAL FROM \$8,920,183 TO \$8,301,183.

DISCUSSION:

- The Health Insurance Line Item was a mandated fund and 58% of the Health Insurance Budget was designated for the schools' health insurance, including the teachers.
- The proposed reduction would not affect the schools as it was a City responsibility to carry the Health Insurance for City employees, not the schools.

MOTION: On a motion by Councilor Helie, second by Councilor Lapienski, it was unanimously,

VOTED: TO CALL THE QUESTION.

Motion to amend the Employees' Health Insurance Line Item by \$619,000 was now on the floor for vote.

It was by roll call, 11 yes, 1 no,

VOTED: TO AMEND THE EMPLOYEES' HEALTH INSURANCE LINE ITEM BY \$619,000, REDUCING THE TOTAL FROM \$8,920,183 TO \$8,301,183.

Main motion to amend the Employees' Health Insurance Line Item by \$619,000 was now on the floor for vote.

DISCUSSION:

- Finance Director Schindler explained there were many vacancies for positions within the City, including teachers and retirees, any overage provided by the Health Insurance line item was designated for any new hires.

- Money could be moved from OPEB (Other Postemployment Benefits) to offset retirees supplemental.

MOTION: On a motion by Councilor Bottomley, second by Councilor Lapienski, it was by majority,
VOTED: TO CALL THE QUESTION.

Main motion to amend the Employees' Health Insurance Line Item by \$619,000 continued to be on the floor for vote.

It was by roll call, 10 yes, 2 no,

VOTED: TO AMEND THE EMPLOYEES' HEALTH INSURANCE LINE ITEM BY \$619,000, REDUCING THE TOTAL FROM \$8,920,183 TO \$8,301,183.

President Guin called a 5 minutes recess at 9:03 pm

President Guin resumed meeting at 9:10 pm. Councilor Forgey had returned to the rail.

Total Miscellaneous Line Item was amended by \$644,000, reducing total from \$16,797,755 to \$16,153,755.

Councilors returned to the Education Line Item.

MOTION: On a motion by Councilor Terounzo, second by Councilor Lapienski, it was,

MOVED: TO AMEND THE GREENFIELD PUBLIC SCHOOLS LINE ITEM BY \$1,175,594, INCREASING THE TOTAL FROM \$21,610,511 TO \$22,786,105.

DISCUSSION:

- The request made by the Greenfield Public Schools initially was \$23,151,624.
- Councilors voiced their concerns on rising costs, state and federal funding, and other issues that would need to be addressed to better fund the schools.

It was by roll call, 13 yes, 0 no,

VOTED: TO AMEND THE GREENFIELD PUBLIC SCHOOLS LINE ITEM BY \$1,175,594, INCREASING THE TOTAL FROM \$21,610,511 TO \$22,786,105.

Total Education Line Item was amended by \$1,175,594, increasing total from \$22,858,588 to \$24,034,182.

Order no. FY 23-145 was now on the floor for vote: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$61,627,584, WHICH IS THE FULL AMOUNT NECESSARY FOR THE FISCAL YEAR 2024 GENERAL FUND BUDGET (JULY 1, 2023 TO JUNE 30, 2024), BE APPROPRIATED FOR THE PURPOSES STATED. TO MEET SAID APPROPRIATION, \$250,000 WILL BE TRANSFERRED FROM THE PARKING METER RECEIPTS RESERVED AND \$50,000 FROM FREE CASH; \$61,327,584 WILL BE FROM RAISE AND APPROPRIATE, AS AMENDED.

**CITY OF GREENFIELD
FY24 General Fund Operating Budget**

	As originally submitted by the Mayor	Reductions voted by City Council at their May 17 & May 18 ABMs	
	FISCAL YEAR 2024 MAYOR	FISCAL YEAR 2024 COUNCIL	
LEGISLATIVE			
CITY COUNCIL			
SALARY & WAGES	69,150	69,150	
EXPENDITURES	23,000	19,000	Reduced by \$4,000
TOTAL CITY COUNCIL	92,150	88,150	
TOTAL LEGISLATIVE	92,150	88,150	
EXECUTIVE			
MAYOR			
SALARY & WAGES	236,843	232,501	Reduce by \$4,342
EXPENDITURES	22,900	21,722	Reduce by \$1,178
TOTAL MAYOR	259,743	254,223	
EXECUTIVE ADMINISTRATION			
SALARY & WAGES	84,000	84,000	
EXPENDITURES	600	600	
TOTAL EXECUT ADMINISTRATION	84,600	84,600	
ECON. DEVELOP. & MARKET.			
SALARY & WAGES	107,044	72,710	Reduce by \$34,334
EXPENDITURES	40,880	25,000	Reduce by \$15,880
TOTAL ASSIST TO THE MAYOR	147,924	97,710	

TOTAL EXECUTIVE	492,267	436,533	
FINANCIAL ADMINISTRATION			
RESERVE FUND	75,000	75,000	
ACCOUNTING			
SALARY & WAGES	264,099	264,099	
EXPENDITURES	154,110	154,110	
TOTAL ACCOUNTING	418,209	418,209	
INDEPENDENT CITY AUDIT	60,000	60,000	
ASSESSORS			
SALARY & WAGES	136,384	136,384	
EXPENDITURES	85,560	85,560	
TOTAL ASSESSORS	221,944	221,944	
TREASURER/COLLECTOR			
SALARY & WAGES	198,069	198,069	
EXPENDITURES	55,105	55,105	
TOTAL TREASURER/COLL	253,174	253,174	
TAX TITLE	67,500	67,500	
TOTAL FIN ADMIN	1,095,827	1,095,827	
OPERATIONS SUPPORT			
LEGAL			
LABOR LEGAL SVCS	95,000	65,000	Reduce by \$30,000
CITY ATTY SVCS	100,000	90,000	Reduce by \$10,000
TOTAL LEGAL	195,000	155,000	
HUMAN RESOURCES OFFICE			
SALARY & WAGES	239,400	239,400	
EXPENDITURES	21,887	21,887	
TOTAL HUMAN RESOURCES	261,287	261,287	

GREENFIELD TECHNOLOGY DEPT		
SALARY & WAGES	313,000	313,000
EXPENDITURES	321,050	321,050
TOTAL GREENFIELD TECHNOLOGY	634,050	634,050
TOTAL OP SUPP	1,090,337	1,050,337
LICENSING & REGISTRATION		
CITY CLERK		
SALARY & WAGES	169,393	169,393
EXPENDITURES	12,775	12,775
TOTAL CITY CLERK	182,168	182,168
ELECTIONS		
SALARY & WAGES	38,500	38,500
EXPENDITURES	18,500	18,500
TOTAL ELECTIONS	57,000	57,000
BOARD OF REGISTRARS		
SALARY & WAGES	3,500	3,500
EXPENDITURES	14,000	14,000
TOTAL BOARD OF REGISTRARS	17,500	17,500
LICENSING COMMISSION		
SALARY & WAGES	39,543	39,543
EXPENDITURES	950	950
TOTAL LICENSING COMMISSION	40,493	40,493
TOTAL LIC & REG	297,161	297,161
LAND USE & DEVELOPMENT		
CONSERVATION COMM		
	500	500
PLANNING BOARD		
	500	500
ZONING BOARD OF APPEALS		
	600	600

PLANNING & COMM. DEVELOPMENT			
SALARY & WAGES	110,911	110,911	
EXPENDITURES	6,250	6,250	
TOTAL PLAN. & COMM. DEVELOP.	117,161	117,161	
TOTAL LAND USE & DEV	118,761	118,761	
OTHER GENERAL GOVT			
CENTRAL SERVICES			
SALARY & WAGES	73,241	73,241	
EXPENDITURES	306,870	306,870	
TOTAL CENTRAL SERVICES	380,111	380,111	
CENTRAL MAINT			
SALARY & WAGES	518,858	518,858	
EXPENDITURES	207,520	202,660	Reduce by \$4,860
TOTAL CENTRAL MAINTENANCE	726,378	721,518	
ENERGY DEPT			
SALARY & WAGES	107,841	107,841	
EXPENDITURES	837,663	824,663	Reduce by \$13,000
TOTAL ENERGY	945,504	932,504	
TOTAL OTHER GENERAL GOV'T	2,051,993	2,034,133	
PUBLIC SAFETY			
POLICE			
SALARY & WAGES	3,533,109	3,408,109	Reduce by \$125,000
EXPENDITURES	278,800	278,800	
TOTAL POLICE	3,811,909	3,686,909	
PARKING ENFORCEMENT			
SALARY & WAGES	41,600	41,600	
EXPENDITURES	105,600	105,600	
	147,200	147,200	

DISPATCH CENTER			
SALARY & WAGES	714,698	627,198	Reduce by \$87,500
EXPENDITURES	4,000	4,000	
TOTAL DISPATCH CENTER	718,698	631,198	
FIRE			
SALARY & WAGES	2,957,860	2,957,860	
EXPENDITURES	281,386	281,386	
TOTAL FIRE	3,239,246	3,239,246	
BUILDING INSPECTOR			
SALARY & WAGES	225,466	225,466	
EXPENDITURES	8,300	8,300	
TOTAL BUILDING INSPECTOR	233,766	233,766	
PLUMBING & WIRE INSPECTIONS	101,400	101,400	
SEALER OF WGHTS & MSRS	25,000	25,000	
ANIMAL INSPECTOR	3,000	3,000	
EMERGENCY MANAGEMENT			
SALARY & WAGES	7,500	7,500	
EXPENDITURES	15,600	15,600	
TOTAL EMERGENCY MANAGEMENT	23,100	23,100	
ANIMAL CONTROL OFFICE			
SALARY & WAGES	29,424	29,424	
EXPENDITURES	1,700	1,700	
TOTAL ANIMAL CONTROL	31,124	31,124	
TOTAL PUBLIC SAFETY	8,334,443	8,121,943	
EDUCATION			
GREENFIELD PUBLIC SCHOOLS	21,610,511	22,786,105	Increase by \$1,175,594
FRANKLIN TECH	1,228,077	1,228,077	
SMITH VOCATIONAL	20,000	20,000	

TOTAL REGIONAL SCHOOLS	1,248,077	1,248,077
TOTAL EDUCATION	22,858,588	24,034,182
PUBLIC WORKS		
OPERATING BUDGET		
SALARY & WAGES	1,786,714	1,786,714
EXPENDITURES	711,050	711,050
TOTAL OPERATING BUDGET	2,497,764	2,497,764
SNOW & ICE REMOVAL		
SALARY & WAGES	73,000	73,000
EXPENDITURES	144,800	144,800
TOTAL SNOW REMOVAL	217,800	217,800
TOTAL PUBLIC WORKS	2,715,564	2,715,564
OTHER D. P. W. RELATED EXPENSES		
STREET CLEANING	40,000	40,000
TRASH DISPOSAL FEES	433,000	433,000
CEMETERIES		
SALARY & WAGES		
EXPENDITURES	8,000	8,000
TOTAL CEMETERIES	8,000	8,000
TOTAL OTHER D. P. W.	481,000	481,000
HUMAN SERVICES		
HEALTH INSPECTION SERVICE		
SALARY & WAGES	225,910	225,910
EXPENDITURES	29,700	29,700
TOTAL HEALTH INSPECTION SERVICE	255,610	255,610
COUNCIL ON AGING		
SALARY & WAGES	165,220	165,220
EXPENDITURES	4,400	4,400
TOTAL COUNCIL ON AGING	169,620	169,620

VETERANS' SERVICES			
SALARY & WAGES	238,199	238,199	
EXPENDITURES	292,410	292,410	
TOTAL VETERANS' SVCS	530,609	530,609	
DOMESTIC VIOLENCE PREV	500	500	
HUMAN RIGHTS COMM	500	500	
DISABILITY ACCESS COMM	500	500	
YOUTH COMMISSION	1,500	0	Reduce by \$1,500
TOTAL HUMAN SERVICES	958,839	957,339	
CULTURE & RECREATION			
LIBRARY			
SALARY & WAGES	661,471	661,471	
EXPENDITURES	131,000	131,000	
TOTAL LIBRARY	792,471	792,471	
RECREATION			
SALARY & WAGES	232,515	232,515	
EXPENDITURES	4,600	4,600	
TOTAL RECREATION	237,115	237,115	
HISTORICAL COMMISSION	1,100	1,100	
TOTAL CULTURE & REC	1,030,686	1,030,686	
DEBT SERVICE			
BONDED DEBT PRINCIPAL	1,783,000	1,783,000	
BONDED DEBT INTEREST	874,213	874,213	

SHORT TERM INTEREST	555,000	355,000	Reduce by \$200,000
TOTAL DEBT SERVICE	3,212,213	3,012,213	
MISCELLANEOUS			
FRCOG CORE ASSESSMENTS	90,814	90,814	
CONTRIBUTORY RETIREMENT	6,055,418	6,055,418	
WORKER'S COMPENSATION	395,000	370,000	Reduce by \$25,000
UNEMPLOYMENT COMP	120,000	120,000	
EMPLOYEES' HEALTH INS	8,920,183	8,301,183	Reduce by \$619,000
EMPLOYEES' LIFE INS	128,000	128,000	
MEDICARE MATCH	455,000	455,000	
LIABILITY INSURANCES	633,340	633,340	
TOTAL MISCELLANEOUS	16,797,755	16,153,755	
TOTAL OPERATING	61,627,584	61,627,584	

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-145, AS AMENDED.

Councilor Forgey recused herself from Order No. FY23-146 due to the OPEB account being for retirees of the City.

Order no. FY 23-146

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was unanimously, (1 Recusal),

VOTED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$100,000 BE TRANSFERRED FROM FUND 8406 - OPEB STABILIZATION, TO REDUCE THE FISCAL YEAR 2024 GENERAL FUND OPERATING BUDGET RAISE AND APPROPRIATE AMOUNT FROM \$61,327,584 TO \$61,227,584.

Order no. FY 23-147

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was unanimously,

VOTED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$2,231,889 BE APPROPRIATED FOR THE FY24 WATER ENTERPRISE FUND AND THAT \$405,663 BE INCLUDED IN APPROPRIATION FROM THE GENERAL FUND FOR WATER ENTERPRISE INDIRECT COSTS TO BE ALLOCATED TO THE WATER ENTERPRISE FUND FOR FUNDING AND THAT \$2,231,889 BE RAISED FROM WATER USER RATE RECEIPTS FOR THE FISCAL YEAR STARTING JULY 1, 2023 AND ENDING JUNE 30, 2024.

Order no. FY 23-148

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF ~~\$3,404,557~~ **\$3,389,557** BE APPROPRIATED FOR THE FY24 SEWER ENTERPRISE FUND AND THAT \$571,963 BE INCLUDED IN APPROPRIATION FROM THE GENERAL FUND FOR SEWER INDIRECT COSTS TO BE ALLOCATED TO THE SEWER ENTERPRISE FUND FOR FUNDING AND THAT ~~\$3,404,557~~ **\$3,389,557** BE RAISED FROM SEWER USER RATE RECEIPTS FOR THE FISCAL YEAR STARTING JULY 1, 2023 AND ENDING JUNE 30, 2024.

DISCUSSION: Due to a scrivener's error, the amount was incorrect on the order.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-148.

Order no. FY 23-149

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$ 2,431,535 BE APPROPRIATED FOR THE FY24 GCET ENTERPRISE FUND AND THE AMOUNT TO BE RAISED FROM GCET USER RATE RECEIPTS FOR THE FISCAL YEAR STARTING JULY 1, 2023 AND ENDING JUNE 30, 2024.

DISCUSSION: The user rates were designated for GCET expenditures. Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-149.

Order no. FY 23-150

MOTION: On a motion by Councilor Desorgher, second by Councilor Ricketts, it was unanimously,

VOTED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE CITY COUNCIL AUTHORIZE THE FOLLOWING REVOLVING FUNDS SPENDING LIMITS IN ACCORDANCE WITH M.G.L. CHAPTER 44, SECTION 53 E-½ FOR THE FISCAL YEAR 2024. RECEIPTS RECEIVED BUT NOT EXPENDED IN FISCAL YEAR 2024 SHALL BE CARRIED OVER TO FISCAL YEAR 2025 UNLESS OTHERWISE INDICATED IN THE ATTACHED. NO FURTHER APPROPRIATION SHALL BE MADE IN EXCESS OF THE BALANCE OF THE FUND NOR SHALL TOTAL EXPENDITURES FOR THE FISCAL YEAR EXCEED THE ANNUAL SPENDING LIMIT AS NOTED. THE AGGREGATE AMOUNT OF ALL REVOLVING FUNDS SPENDING LIMITS IS NOT TO EXCEED \$695,967.

PRESENTATION OF PETITIONS AND SIMILAR PAPERS - President Guin noted an email was received by some Councilors regarding a possible violation of an individual who should have recused themselves. After an investigation along with Clerk Scott, it was determined that no violation occurred.

REPORTS OF COMMITTEES – None.

UNFINISHED BUSINESS: None.

OLD BUSINESS: None.

NEW BUSINESS: Councilor Ricketts requested to dedicate a page to Donna Woodcock.

Councilor Desorgher held the following first reading:

City Council – First Reading- May 17, 2023 (Read on May 18, 2023)

- Appropriate \$200,000 from the General Stabilization Fund to fund Greenfield Public Schools' supplemental amount for FY24 Budget.
- Appropriate \$165,000 from Free Cash to fund Greenfield Public Schools' supplemental amount for FY24 Budget.

MOTIONS FOR RECONSIDERATION: None.

ADJOURNMENT: On a motion by Councilor Ricketts, second by Councilor Gilmour, it was unanimously,

VOTED: TO ADJOURN THE MEETING AT 9:53 P.M.

A true copy,

Attest: _____
Kathryn J. Scott, City Clerk

GREENFIELD CITY COUNCIL MEMBERS

John Zon Community Center
 Regular & ABM Meeting (Continuation from May 17, 2023)
 May 18, 2023

	Attendance	Reduce \$50K Short Term Interest	Call the Question	Reduce 200K Short Term Interest	Reduce 619K Employees Health Ins	Reduce 619K EHI Main	Increase GPS \$1,175,594
27. Golub, Katherine	Y	N	Y	Y	Y	Y	Y
28. Guin, Daniel President	Y	Y	Y	Y	N	N	Y
29. Desorgher, Virginia	Y	N	Y	Y	Y	Y	Y
30. Bottomley, John	Y	N	Y	Y	Y	Y	Y
31. Bullock, Marianne	Y	N	Y	Y	Y	Y	Y
32. Gilmour, Sheila	Y	N	Y	Y	Y	Y	Y
33. Lapienski, Jasper	Y	N	N	N	Y	Y	Y
34. Mayo, Douglas	Y	N	Y	Y	Y	Y	Y
35. Helie, Derek	Y	Y	N	N	Y	Y	Y
36. Elmer, Philip	Y	Y	Y	Y	Y	Y	Y
37. Forgey, Christine Vice - President	Y	Y	Y	N	Rec	Rec	Y
38. Ricketts, Penny	Y	Y	Y	N	Y	N	Y
39. Terounzo, Michael	Y	N	Y	Y	Y	Y	Y
		5 y 8 n	11 y 2 n	9 y 4 n	11 y 1 n 1 Rcs	10 y 2 n 1 Rcs	13 y 0 n

IN MEMORY OF

Donna Woodcock
May 5, 1958 – May 8, 2023

She began her education work for Greenfield in 1982. During her tenure she held positions as Middle School PE Teacher, High School PE & Health Teacher, Athletic Director, Assistant Principal and Principal. She coached the Greenfield girls' field hockey, softball and basketball teams for 25 years.

She was also a member of the School Building and Franklin County Technical School Committees.



I have come to believe that a great teacher is a great artist and that there are as few as there are any other great artists. Teaching might even be the greatest of the arts since the medium is the human mind and spirit.

- John Steinbeck, American Author

GREENFIELD CITY COUNCIL
Regular Meeting Minutes
June 21, 2023

John Zon Community Center/Zoom Hybrid

6:30 pm

CALL TO ORDER: Meeting was called to order at 6:33 p.m. by President Guin.

CHAIRS STATEMENT: This meeting is being recorded by the City Council and GCTV-17. If any other persons present are doing the same you must notify the chairperson at this time. In accordance with MGLc 30A SS 20(g) “No person shall address a meeting of a public body without permission of the Chair and all persons shall, at the request of the chair, be silent. No person shall disrupt the proceedings of a meeting of a public body. If, after clear warning from the chair, a person continues to disrupt the proceedings, the chair may order the person to withdraw from the meeting and if the person does not withdraw, the chair may authorize a constable or other officer to remove the person from the meeting.”

ROLL CALL OF MEMBERS: Roll Call was taken. Councilor Lapienski was absent. Councilor Bullock joined the meeting at 6:40 pm.

ALSO PRESENT: Mayor Roxann Wedegartner; City Clerk Kathryn J. Scott; Assistant City Clerk Quinn Jacquins; Chief of Staff Danielle Letourneau; Greenfield School Superintendent Dr. Christine DeBarge; School Committee Chairperson Amy Proietti; Community Development Director MJ Adams; Energy Director Carole Collins; Fire Chief Robert Strahan; Grant Writer/Manager Athena Lee Bradley; Communications Director Matthew Conway; Parliamentarian Wilson Roberts; GCTV-17 staff; Mary Byrne, *the Recorder*; and members of the public.

The Pledge of Allegiance was held.

ACCEPTANCE OF MINUTES: None

COMMUNICATIONS:

SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE: Superintendent DeBarge and Committee Chair Proietti reported the following:

- Requested people to save the date for the 2023 Summer Eats kickoff, which would take place on Thursday, June 22, 2023, from 4 to 6 pm at the Green River swimming and recreation area. (Would be held at the Greenfield Middle School if raining.) Free meals would be served along with games, crafts and activities from community organizations.
- The last day of school would be tomorrow, June 22, 2023. Early dismissal for students and staff, including student at AEL (Academy of Early Learning).
- School Committee voted to approve a new five year strategic plan, with four broad areas of work, curriculum and instruction, communications and outreach, instructional supports and operations.
- Wished Chief of Staff Danielle Letourneau well as she would leave her position in July and thanked her for her work and support with the School Committee.
- School Committee approved a revised FY24 Budget at their June 14th meeting.
- Greenfield High School teacher Judy Bennett would be coordinating the planting of a tree at the High School in memory of Donna Woodcock later this month near the cafeteria/auditorium/voting entrance, along with plans to erect a plaque or bench.
- Greenfield High School Softball, for the second year in a row, became State champs.

Councilors asked the following questions:

- A few school positions had been cut even with the revised FY24 budget and would those positions been funded if the Mayor's appropriation requests for \$365,000 not been withdrawn.
- Confirmation to the Spanish Teacher position at the Middle School being cut and would that position been funded if the Mayor's appropriation requests for \$365,000 not been withdrawn.

MAYOR, CITY OFFICERS AND EMPLOYEES: Mayor Wedegartner and Finance Director Schindler reported the following:

- The City just celebrated the grand opening of the new skate park.
- The City recently hired Matt Conway as the new Communications Director.
- This would be the last meeting for Chief of Staff Danielle Letourneau, who would be leaving her position on July 7, 2023.
- Greenfield Police Department was awarded two grants from the Department of Mental Health. First grant totaled \$100,000 to continue their mandatory critical incident training program; Second grant totaled \$200,000 to extend the Greenfield Police Department's co-response program from one full-time clinician to two, which were contracted from Community and Support Options Behavioral Health.
- Encouraged Councilors to pass the French King Highway rezoning item on tonight's agenda.

OTHER CITY EMPLOYEES AS NEEDED, BY INVITATION: None.

PUBLIC COMMENT: The following members of the public spoke:

- Kerry Semaski, Main Street, owner of Cleary Jewelers, spoke to her dealings with Mass Development, who was re-developing the former Wilson's Department Store building, and was concerned with any outcome to relocate her business.
- Paul Jablon, Fairview Street, spoke to his support for the rezoning of the French King Highway.
- Michael Mastrototaro, Cypress Street, spoke to his opposition for the rezoning of the French King Highway.
- Jesus Leyva, High Street, spoke to his support for the rezoning of the French King Highway.
- Charles Roberts, Spring Terrace, Chair of the Planning Board, spoke to his continued support, both as a resident of Greenfield and Planning Board member, for the rezoning of the French King Highway.
- Joan Marie Jackson, Chestnut Hill, spoke to the recent US Supreme Court ruling in regards to municipalities taking equity in excess of real property taxes and associated collection fees as unconstitutional and restitution to homeowners who lost their resident through tax title takings. She also supported the rezoning of the French King Highway.
- Glen Ayers, Davis Street, spoke to his involvement and update with the Public Improvement Plan (PIP) Group on the cleanup of the Lunt Property.
- Mitchell Sleight, Chestnut Hill, spoke to his support of the rezoning of the French King Highway.
- Pamela Goodwin, High Street, spoke to her frustrations with some of the issues affecting Greenfield, including fully funding schools, home equity theft through tax title taking, and the PIP Group's attempt to clean up the Lunt Property, and the treatment of Greenfield's most vulnerable residents.

PUBLIC HEARINGS: Public Hearing - None

MOTIONS, ORDERS, AND RESOLUTIONS

Order no. FY 23-170

MOTION: On a motion by Councilor Elmer, second by Councilor Gilmour, it was unanimously,
VOTED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 23 – 134A1 “THAT THE GREENFIELD CITY COUNCIL DECLARES 29 WASHINGTON ST. TO BE SURPLUS PROPERTY AND TRANSFERS SAID PROPERTY TO THE MAYOR FOR SALE.” WHICH WAS TABLED AT THE APRIL 19, 2023, CITY COUNCIL MEETING.

Order No. FY23-134A1 was now on the floor: THAT THE GREENFIELD CITY COUNCIL DECLARES 29 WASHINGTON ST. TO BE SURPLUS PROPERTY AND TRANSFERS SAID PROPERTY TO THE MAYOR FOR SALE.

DISCUSSION: Councilor Elmer explained at the April 19, 2023, meeting it was noted that an abutter of the property had an interest in purchasing it and had been in contact with the City. It was determined that the abutter would need to go through the bidding process once the Mayor was given this property for sale.

It was unanimously,
VOTED: TO APPROVE ORDER NO. FY 23-134A1.

Order no. FY 23-134A2

MOTION: On a motion by Councilor Elmer, second by Councilor Forgey, it was,
MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL AUTHORIZES THE MAYOR TO SELL 29 WASHINGTON ST. PURSUANT TO THE CITY COUNCIL POLICY FOR THE SALE OF CITY-OWNED LAND AND AUTHORIZE THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO ACCOMPLISH THE SAME.

DISCUSSION: Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation.

- Property was taken by tax title in 2017 and if it fell within the category of home equity excess.
- The property may have been abandoned and if the property was sold in excess of equity that would be addressed at the time of sale.
- The amount the City paid to demolish the building on the property they want to recover. This property most likely would not sell in excess of its value.
- Clarification as to the demolition costs recouped by the City of by HUD (Housing and Urban Development).

It was unanimously,
VOTED: TO APPROVE ORDER NO. FY 23-134A2.

Order no. FY 23-169

MOTION: On a motion by Councilor Elmer, second by Councilor Terounzo, it was,
MOVED: THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL RESCIND THE FOLLOWING ORDER VOTED DURING THE REGULAR CITY COUNCIL MEETING HELD ON JULY 21, 2021:

Order no. FY 22-003

On July 21, 2021, the Greenfield City Council, on a motion by Councilor Desorgher, second by Councilor Guin, it was by roll call, 12 yes, 0 no,

Voted that it be ordered,

THAT THE GREENFIELD CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, ACCEPT A GIFT OF PROPERTY TO THE CITY OF GREENFIELD AT 0 BUNGALOW AVENUE (PARCEL ID 127-65-0).

DISCUSSION: President Guin explained when the Council voted to accept this gift no further action was taken by the municipality to transfer the property to the City. Recently, the original owner arranged to put the property back on the tax rolls by way of an arrangement with their neighbor.

- Clerk Scott further explained the owner who gifted the property was never informed they were required to take a certified copy of the vote to the registry of deeds and pay to have the deed corrected to reflect the property as a gift to the City. The owner had inquired why they continued to receive a tax bill if they gifted this property to the City. Now that the owner had decided to give the property to their neighbor, the vote would need to be rescinded.
- The owner had noted that they would not be responsible for the tax bill for the time frame they believed the City received it as a gift; it was the understanding of the Clerk that the bill would be abated.
- Inquiry as to if the Council was to rescind a vote on property they never officially had, why would the City offer to abate the taxes.
- Inquiry as to whether a property had been gifted to the City and there was a failure to file with the registry of deeds.

It was by majority, 6 yes, 4 no, 2 abstention,

VOTED: TO APPROVE ORDER NO. FY 23-169.

Order no. FY 23-160

MOTION: On a motion by Councilor Elmer, second by Councilor Mayo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, TERMINATE THE TAX INCREMENT FINANCING (TIF) AGREEMENT APPROVED BY EACC AS OF SEPTEMBER 23, 2015 (THE "TIF AGREEMENT") BETWEEN THE CITY OF GREENFIELD (THE "CITY") AND JIMBOB REALTY, LLC (THE "OWNER") OF FORD OF GREENFIELD AND TOYOTA OF GREENFIELD, LOCATED AT 1 MAIN STREET, GREENFIELD, MA (THE "PROJECT").

DISCUSSION: Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation.

- Finance Director Schindler explained the City entered into a 20 year TIF agreement with JimBob Realty LLC; however, the current Assessor discovered that their predecessor had miscalculated, which over extended the intended benefit.
- It was noted that the City would not recover approximately \$60,000 in taxes from the business.
- Inquiry as to whether the company maintained the TIF requirements.
- Councilors voiced their frustration with this situation and the seemingly outdated and money-wasting policy and procedures for these agreements.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-160.

Order no. FY 23-154

MOTION: On a motion by Councilor Elmer, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THAT THE CITY OF GREENFIELD HEREBY PETITIONS THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS TO PASS SPECIAL LEGISLATION AS FOLLOWS: AN ACT AUTHORIZING THE CITY OF GREENFIELD TO GRANT AN ADDITIONAL LICENSE FOR THE SALE OF ALL ALCOHOL BEVERAGES TO BE DRUNK ON THE PREMISES. NOTWITHSTANDING SECTION 17 OF CHAPTER 138 OF THE GENERAL LAWS OR ANY OTHER GENERAL OR SPECIAL LAWS TO THE CONTRARY, THE LICENSING AUTHORITY OF THE CITY OF GREENFIELD MAY GRANT AN ADDITIONAL LICENSE FOR THE SALE OF ALL ALCOHOL BEVERAGES TO BE DRUNK ON THE PREMISES UNDER SECTION 12 OF SAID CHAPTER 138 TO TUCKERMAN'S GLASSES, LLC DBA GREENFIELD GARDEN CINEMA, LOCATED AT 361 MAIN STREET. THE LICENSE SHALL BE NON-TRANSFERABLE IN TERMS OF LOCATION. THE ACTION SHALL TAKE EFFECT UPON ITS PASSAGE.

DISCUSSION: Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation and provided rationale.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-154.

President Guin called a 5 minute recess at 8:16 pm.

President Guin resumed meeting at 8:24 pm.

Order no. FY 23-152

MOTION: On a motion by Councilor Elmer, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THAT THE CITY COUNCIL OF GREENFIELD AMEND THE ZONING MAP TO REZONE THE FOLLOWING PARCELS ON FRENCH KING HIGHWAY FROM GENERAL COMMERCIAL (GC) TO PLANNED INDUSTRY (PI): R04-31, R04-33, R04-41, R04-44 AND R05-23. (SEE ATTACHED MAP)

AND FURTHER AMENDS THE TABLE OF CONTENTS AND INDEX OF THE CODE. AND FURTHER THAT NONSUBSTANTIVE CHANGES TO THE NUMBERING OF THE ORDINANCE BE PERMITTED IN ORDER THAT IT BE IN COMPLIANCE WITH THE NUMBERING FORMAT OF THE CODE OF THE CITY OF GREENFIELD.

DISCUSSION: Councilor Elmer reported the Economic Development Committee forwarded a unanimous positive recommendation and provided rationale.

- It was noted no facts had been presented to support a significant impact on tax relief.
- Concern was raised on locating industries closer to the City Center due to health issues.
- Concern for the lack of information and documentation provided by the current administration on issues that would benefit the Council to deliver well informed discussion and voting for the best interest for the Community.
- Concern was raised this was an attempt by the City to do “spot zoning”, and further cemented the lack of trust with the current administration.
- The use of these parcels was better suited for industrial development than housing based on its location.
- This issue may open up discussion for a split tax rate and the potential historical significance of the White Ash Swamp and wetlands.
- There were other locations for industrial zoning in Greenfield that had not been looked at.
- The issue was not having too much or too little industrial development areas, it’s enticing developers to want to bring their business here.

- The City had the opportunity to attract businesses with better paying jobs.
- Clarification was made that better paying jobs may still not support a family with children or these jobs that do pay well require a degree or higher learning.

MOTION: On a motion by Councilor Forgey, second by Councilor Ricketts, it was unanimously,
VOTED: TO CALL THE QUESTION.

Order No. FY23-152 was on the floor for a vote.

It was by roll call, 11 yes, 1 no,

VOTED: TO APPROVE ORDER NO. FY 23-152.

Without objection, the Council would address the appointments for GCET Board of Commissioners, Historical Commission and Housing Authority as separate issues.

Order no. FY 23-167

MOTION: On a motion by Councilor Bullock, second by Councilor Ricketts, it was unanimously,
VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS AND RE-APPOINTMENTS BY THE MAYOR:

- Library Board of Trustees – Appointment: Ann Dillon (To finish Joe Ruggeri’s Term), Term to Expire December 31, 2024; Reappointments: Sarah Ahearn Bellemare; William Benson; Jonathan Cohen-Gorczyca, Terms to Expire June 30, 2026
- Planning Board – Charles Kinney (From Alternate to Full Member) Term to Expire December 31, 2025

Reappointments:

- Board of License Commissioners – Phil Corrinet; Ruth Henry, Terms to Expire June 30, 2026
- Cemetery Commission – Ian Hodgdon, Term to Expire June 30, 2026
- Community Preservation Commission – Thomas Guerino (Housing Authority appointee); John Passiglia (Historical Commission appointee); Garth Shaneyfelt (Mayoral appointee), Terms to Expire June 30, 2026
- Human Rights Commission – Mpress Bennu; Philippe Simon, Terms to Expire June 30, 2026
- Planning & Construction Committee – Jean Wall, Term to Expire June 30, 2026
- Recreation Commission – Donna DuSell, Term to Expire June 30, 2026
- Trustees of the Soldier’s Memorial – David Lewis; William C Phelps, Terms to Expire June 30, 2026
- Zoning Board of Appeals – James Winn, Term to Expire June 30, 2026

Order no. FY 23-167 (1)

MOTION: On a motion by Councilor Bullock, second by Councilor Ricketts, it was,
MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS AND RE-APPOINTMENTS BY THE MAYOR:

Reappointment:

- GCET Board of Commissioners – Amy McMahan, Term to Expire June 30, 2026

DISCUSSION: It was noted that an appointee who was on GCET Board of Commissioners was not allowed to serve on any other Board of Committee. Ms. McMahan had recently been appointed to the Public Safety Commission, as well as others.

MOTION: On a motion by Councilor Bullock, second by Councilor Elmer, it was by majority, 9 yes, 2 no, 1 abstention,

TABLED: RE- APPOINTMENT OF AMY MCMAHAN TO GCET BOARD OF COMMISSIONERS.

Order no. FY 23-167 (2)

MOTION: On a motion by Councilor Bullock, second by Councilor Forgey, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS AND RE-APPOINTMENTS BY THE MAYOR:

Reappointment:

- Historical Commission – Tim Blagg; Margo Jones, Terms to Expire June 30, 2026

DISCUSSION: Councilor Elmer recused himself due to his relation to an appointee.

It was unanimously, (1 recusal)

VOTED: TO APPROVE ORDER NO. FY 23-167(2).

Order no. FY 23-167 (3)

MOTION: On a motion by Councilor Bullock, second by Councilor Ricketts, it was,

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10, AFFIRMS THE FOLLOWING APPOINTMENTS AND RE-APPOINTMENTS BY THE MAYOR:

Reappointment:

- Housing Authority – John Mackin (appointed for 3 year term, should have been 5 year), Term to Expire June 30, 2025

DISCUSSION: Inquiry was made if the other appointments to the Housing Authority were for a 5 year term. The 5 year term was in accordance with Massachusetts General Laws.

It was by majority, 11 yes, 1 abstention,

VOTED: TO APPROVE ORDER NO. FY 23-167(3).

Order no. FY 23-159

MOTION: On a motion by Councilor Desorgher, second by Councilor Forgey, it was unanimously,

VOTED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE MAYOR IS AUTHORIZED TO ACCEPT AND EXPEND STATE FUNDS RECEIVED FROM THE MASSACHUSETTS DEPARTMENT OF PUBLIC HEALTH AS PART OF A MULTI-YEAR GRANT FROM THE MADPH. THESE FUNDS WILL BE USED IN ACCORDANCE WITH GRANT POLICY TO ADVANCE THE SHARED SERVICES OF THE GREENFIELD HEALTH DEPARTMENT AS THE LEAD AGENCY PROVIDING PUBLIC HEALTH SERVICES AND GUIDANCE TO FIVE AREA COMMUNITIES: DEERFIELD, MONTAGUE, SUNDERLAND, LEVERETT, AND SHUTESBURY. FUNDING UNDER THIS AWARD PROGRAM WILL BE UTILIZED BY THE GREENFIELD HEALTH DEPARTMENT IN CARRYING OUT THE MUTUALLY AGREED UPON SCOPE OF SERVICES. IN EACH COMMUNITY, INCLUDING GREENFIELD, USE OF THESE FUNDS WILL BE USED ONLY TO AUGMENT NOT REPLACE CURRENT MUNICIPAL FUNDING FOR PUBLIC HEALTH STAFF OR SERVICES.

Order no. FY 23-168

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, TO ACCEPT FROM AN ANONYMOUS DONOR THE ROOFTOP SOLAR ARRAY INSTALLED AT 189 WELLS STREET IN GREENFIELD MA, ON PROPERTY OWNED BY THE CITY OF GREENFIELD.

THE PROJECT WILL BENEFIT THE DEPARTMENT OF PUBLIC WORKS BY SUPPLYING 100% ENERGY FOR THE BUILDING, WHICH IS ELECTRIC. ALL SOLAR BENEFITS WILL BE RETAINED BY THE CITY.

DISCUSSION:

- Energy Director Collins revealed the anonymous donor as Greenfield resident Bill Ashley as part of his mission to mitigate climate change by providing solar arrays to communities throughout Franklin County. The City hoped the gift would publicize the solar arrays to reach their net zero energy goals and provide 100% of the building's usage.
- President Guin thanked Mr. Ashley for his donation and efforts to this issue.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-168.

Order no. FY 23-155

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF GREENFIELD AND THE CITY HALL CLERICAL AND LIBRARY EMPLOYEES, UNITED ELECTRICAL RADIO AND MACHINE WORKERS OF AMERICA (UE), BE APPROVED.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-155.

Order no. FY 23-163

MOTION: On a motion by Councilor Desorgher, second by Councilor Terounzo, it was,

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$100,000 BE TRANSFERRED FROM 01009120.5740 WORKERS COMPENSATION TO THE FOLLOWING GENERAL FUND ACCOUNTS:

01002200.5130	FIRE DEPARTMENT OVERTIME	\$87,000
01002200.5241	FIRE DEPARTMENT BUILDINGS	\$13,000

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-163.

Order no. FY 23-164

MOTION: On a motion by Councilor Desorgher, second by Councilor Forgey, it was,
MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$70,000 BE TRANSFERRED FROM 01009140.5177 HMO HEALTH [INSURANCE] ACCOUNT TO THE FOLLOWING GENERAL FUND ACCOUNTS:

01001510.5302 [TOWN] CITY ATTORNEY

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded no recommendation to full Council. The Committee had requested further backup documentation for this appropriation request due to the increase in the [Town] City Attorney's account from last year.

- Estimate of the outstanding legal bills that had to be paid for FY23.
- Process to be followed if the Council had voted to transfer less than what was originally requested and the account required more funds.
- When the City received an invoice for any services rendered it has to be paid. If the City disputed the charges for whatever reason it remained a liability that had to be addressed.
- Suggestion was made to schedule an executive session regarding updates on current legal cases involving the City.

It was by majority 10 yes, 1 opposed, 1 abstention,
VOTED: TO APPROVE ORDER NO. FY 23-164.

Order no. FY 23-165

MOTION: On a motion by Councilor Desorgher, second by Councilor Elmer, it was,
MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$86,500 BE TRANSFERRED FROM 01009140.5177 HMO HEALTH [INSURANCE] ACCOUNT TO THE FOLLOWING GENERAL FUND ACCOUNTS:

01001910.5341	TELEPHONE – CENTRAL SERVICES	\$ 45,000
01007510.5922	MP 2022 – DEBT	\$ 16,000
01007510.5925	SHORT TERM INTEREST	\$ 500
01009160.5181	MEDICARE TOWN MATCH	\$ 25,000

DISCUSSION: Councilor Forgey recused herself from vote as she benefits from the Health Insurance Account. Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation (1 recusal).

It was unanimously, (1 recusal),
VOTED: TO APPROVE ORDER NO. FY 23-165.

Order no. FY 23-166

MOTION: On a motion by Councilor Desorgher, second by Councilor Forgey, it was,
MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$44,000 BE TRANSFERRED FROM ACCOUNT #01007100.5999.1, DEBT SERVICE- PRINCIPAL PAYDOWN TO ACCOUNT #01007510.5925, DEBT SERVICE - SHORT TERM INTEREST.

DISCUSSION: Councilor Desorgher reported the Ways & Means Committee forwarded a unanimous positive recommendation.

It was unanimously,
VOTED: TO APPROVE ORDER NO. FY 23-166.

Councilor Ricketts left the meeting at 9:29 pm.

PRESENTATION OF PETITIONS AND SIMILAR PAPERS None.

REPORTS OF COMMITTEES – Councilor Desorgher reported the Ways & Means Committee had discussed scheduling an Executive Session regarding the City’s cyber-security report from the Auditor. President Guin would meet and confer with Clerk Scott to see if it met the criteria for executive session.

UNFINISHED BUSINESS: None.

OLD BUSINESS: Councilor Bullock inquired if the Schools discussed the strategic planning during their communications. She was appointed as liaison for the strategic planning for the City Council; however, she did not receive communications regarding meetings and was invited to only one meeting. She would like to see in the future more open communication between committees and Councilors appointed as representatives for the City Council on important, in depth issues.

NEW BUSINESS:

- President Guin appointed Councilor Bottomley to represent the City Council to the Greenfield Business Association.
- President Guin thanked everyone involved with the Juneteenth event and the new skate park opening.
- Councilor Desorgher held the following first reading:
City Council – First Reading- June 21, 2023
- Approve payment of \$24,509.88 for GTR Greenfield Millbrook Solar LLC FY 2022 invoice from FY24 WPCF Electricity Account.
- Approve FY2024 Community Preservation Fund Budget – Admin Costs and Reserves.
 - ❖ Appropriate FY24 CPC Administrative Expenses in the amount of \$13,225.00 (5%)
 - ❖ Reserve \$171,925 from the FY2024 Community Preservation Fund Revenues for Community Preservation Fund Purposes (FY24 Annual Budgeted Reserve – 65%)
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Open Space (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Historic Resources (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Community Housing (10%).
- President Guin inquired if any Councilor would like to support the Resolution to the Proposed 28th Amendment to the US Constitution submit by the Stony-Burnham Students from last month’s meeting. No Councilor responded.
- Councilor Bullock announced she was following the opioid settlement funds issue and would be involved in any further meetings. She was also working on a proposal for a public participation process that would align with the guidelines for the funding that had been set forth including an oral history piece. She would keep the Council updated with any information as it was received.

MOTIONS FOR RECONSIDERATION: None.

ADJOURNMENT: On a motion by Councilor Gilmour, second by Councilor Elmer, it was unanimously
VOTED: TO ADJOURN THE MEETING AT 10:11 P.M.

A true copy,

Attest: _____
Kathryn J. Scott, City Clerk

GREENFIELD CITY COUNCIL MEMBERS

John Zon Community Center/Zoom Hybrid
Regular Meeting
June 21, 2023

	Attendance	FY23-152				
40. Golub, Katherine	Y	Y				
41. Guin, Daniel President	Y	Y				
42. Desorgher, Virginia	Y	Y				
43. Bottomley, John	Y	N				
44. Bullock, Marianne	Y	Y				
45. Gilmour, Sheila	Y	Y				
46. Lapienski, Jasper	Y	---				
47. Mayo, Douglas	Y	Y				
48. Helie, Derek	Y	Y				
49. Elmer, Philip	Y	Y				
50. Forgey, Christine Vice - President	Y	Y				
51. Ricketts, Penny	Y	Y				
52. Terounzo, Michael	Y	Y				

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PUBLIC HEARING

In accordance with Home Rule Charter, the Greenfield City Council will hold a public hearing on Wed., July 19, 2023, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom: <https://greenfield-ma.gov.zoom.us/j/95107374357?pwd=K2pzbUtnUzZUVnAzc3hVZlYyU0h1QT09> Meeting ID 951 0737 4357, to receive public input on the following:

- Approve payment of \$24,509.88 for GTR Greenfield Millbrook Solar LLC FY 2022 invoice from FY24 WPCF Electricity Account.
- Approve FY2024 Community Preservation Fund Budget – Admin Costs and Reserves.
 - ❖ Appropriate FY24 CPC Administrative Expenses in the amount of \$13,225.00 (5%)
 - ❖ Reserve \$171,925 from the FY2024 Community Preservation Fund Revenues for Community Preservation Fund Purposes (FY24 Annual Budgeted Reserve – 65%)
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Open Space (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Historic Resources (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Community Housing (10%).

The City Council may consider the same on Wed., July 19, 2023, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom: <https://greenfield-ma.gov.zoom.us/j/95107374357?pwd=K2pzbUtnUzZUVnAzc3hVZlYyU0h1QT09> Meeting ID 951 0737 4357. Materials can be obtained from the City Clerk's Office, 14 Court Sq. from 9:00 a.m.-4:00 p.m., Mon. - Fri. or phone 413-772-1555, x. 6163.

Daniel Guin, Greenfield City Council President

City Council – Second Reading- July 19, 2023

- Approve payment of \$24,509.88 for GTR Greenfield Millbrook Solar LLC FY 2022 invoice from FY24 WPCF Electricity Account.
- Approve FY2024 Community Preservation Fund Budget – Admin Costs and Reserves.
 - ❖ Appropriate FY24 CPC Administrative Expenses in the amount of \$13,225.00 (5%)
 - ❖ Reserve \$171,925 from the FY2024 Community Preservation Fund Revenues for Community Preservation Fund Purposes (FY24 Annual Budgeted Reserve – 65%)
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Open Space (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Historic Resources (10%).
 - ❖ Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Community Housing (10%).

CITY COUNCIL ORDER
City of GREENFIELD
MASSACHUSETTS

Councilor _____:

Second by Councilor _____:

The City Council,

Moved that it be ordered,

THE GREENFIELD CITY COUNCIL VOTES AN ACT AUTHORIZING THE CITY OF GREENFIELD TO EXEMPT THE POSITIONS OF CHIEF OF POLICE AND CHIEF OF THE FIRE DEPARTMENT FROM CIVIL SERVICE LAW.

SECTION 1. NOTWITHSTANDING ANY GENERAL OR SPECIAL LAW TO THE CONTRARY, THE POSITIONS OF CHIEF OF POLICE WITHIN THE POLICE DEPARTMENT AND CHIEF OF THE FIRE DEPARTMENT WITHIN THE FIRE DEPARTMENT SHALL BE EXEMPT FROM COVERAGE BY CHAPTER 31 OF THE GENERAL LAWS.

SECTION 2. THIS ACT SHALL NOT IMPAIR THE CIVIL SERVICE STATUS OF A PERSON HOLDING A POSITION DESCRIBED IN SECTION 1 ON THE EFFECTIVE DATE OF THIS ACT.

SECTION 3. THIS ACT SHALL TAKE EFFECT UPON ITS PASSAGE

Majority Vote Required.

VOTE:

Explanation of supporting rationale:

Email from Mayor Wedegartner July 13, 2023

Legal Opinion from Attorney Gordon Quinn February 13, 2023

Re: Chiefs Out of Civil Service

July 13, 2023

Roxann Wedegartner

to Councilor, Councilor, Kathy, me, Quinn, Diana, Diana, Gordon, Robert, Robert

Good morning, Councilors,

In anticipation of the Council's discussion of taking the positions of Chief of Police and Fire Chief out of Civil Service, I want to remind you of what I've done to that end up to this point. In January, when I first began to talk with Chief Strahan and Chief Haigh about this possibility, I decided to ask Gordon Quinn for a legal opinion on how we could go about doing this as the City of Greenfield. By the way, both Chiefs are in support of taking this action as am I. I have attached the opinion letter from Attorney Quinn.

I find it very interesting and informative should we as a City decide to move forward with doing so. At this point I'm more in favor of doing it through the state legislative route versus a city petition. While it may take a little longer to do that, it does seem to be the cleaner, less time consuming and costly route. However, at the end of the day, I would be happy with whichever way is chosen. A further interesting point is that it would apply prospectively and not affect either the Civil Service status of either of the current chiefs.

I look forward to participating in this discussion in the near future. Please let me know if you need any further information.

Respectfully,
Mayor Wedegartner

Roxann Wedegartner

Mayor
City of Greenfield
14 Court Square
Greenfield, MA 01301
413-772-1562
413-834-1813

413-772-1560
roxann.wedegartner@greenfield-ma.gov



ONE MONARCH PLACE Suite 1200, Springfield, Massachusetts 01144
P 413.736.4538 F 413.731.8206 Lawoffice@Sullivanandhayes.com

February 13, 2023

VIA E-MAIL: roxann.wedegartner@greenfield-ma.gov

The Honorable Roxann Wedegartner,
Mayor
City of Greenfield
14 Court Square, 2nd Floor
Greenfield, MA 01301

Re: Overview of the Process for Removing the Police and
Fire Chief Positions from Massachusetts Civil Service Coverage

Dear Mayor Wedegartner:

You have asked questions regarding the proper process that should be followed for removing the Greenfield Police and Fire Chief positions from State Civil Service coverage. By way of background provided by the City Clerk, the position of Police Chief was placed under Civil Service coverage through a local election held on June 10, 2003 when Greenfield was a town. The position of Fire Chief has been under Civil Service coverage since a Greenfield Town Meeting vote held on March 7, 1938.

There are two alternative ways which the City can pursue to remove these positions from Civil Service coverage. The first and most common path that the City can follow is to pursue a Home Rule Petition with the State Legislature seeking special legislation or a special "act" to remove the positions from Civil Service. This is the most common path that municipalities across the Commonwealth have followed in attempting to remove police and/or fire chief positions from Civil Service. This path does not require the holding of any special elections in the municipality. The process would start with you, as the Mayor, presenting to the City Council an order authorizing a Home Rule Petition to be forwarded to the Legislature. A majority vote of the City Council would be needed and the language forwarded would be as follows:

"An Act authorizing the City of Greenfield to exempt the positions of Chief of Police and Chief of the Fire Department from civil service law.

SECTION 1. Notwithstanding any general or special law to the contrary, the positions of Chief of Police within the Police Department and Chief of the Fire Department within the Fire Department shall be exempt from coverage by Chapter 31 of the General Laws.

SECTION 2. This Act shall not impair the civil service status of a person holding a position described in Section 1 on the effective date of this act.

SECTION 3. This act shall take effect upon its passage.”

The Home Rule Petition is normally filed by the State Senator and State Representative of the municipality seeking the Special Act. The bill is filed and proceeds with a hearing and vote by the House and Senate and if approved would need to be signed by the Governor to take effect.

The second, alternative path that could be followed to remove these positions from Civil Service is through revoking the prior acceptance of Civil Service coverage to these positions via the process prescribed by the State statute (M.G.L. c. 4 § 4B) for revoking acceptance of a law that was previously accepted by the municipality. Typically, this would involve the City revoking Civil Service coverage in the same manner as it was originally accepted. However, in this situation, Greenfield's Police and Fire Chiefs became covered by Civil Service when Greenfield was a town. Greenfield is now a city. M.G.L. c. 4 § 4B addresses this scenario. It provides that if at the time the municipality is authorized to revoke its acceptance of a law it has adopted a change in charter “or otherwise is required to adopt a different procedure for acceptance of such law . . . the procedure for acceptance in effect as the time of revocation shall be the manner for revoking such original acceptance.” Since Greenfield is now a city, then, under the aforementioned language in M.G.L. c. 4 § 4B, it would have to follow a path that a “city” within the Commonwealth would need to follow to exempt its police and fire chiefs from Civil Service coverage. That path is outlined in M.G.L. c. 31 §§ 51¹, 54 and 55. It starts with a petition requesting that the question of accepting the applicability of civil service law coverage of these positions be placed on the official ballot. The petition would need to be filed with the City Clerk and would need to be signed by at least five (5) % or five thousand (5,000) of the City's registered voters. If the City Clerk finds such a petition to be in order, then the Clerk places such question on the official ballot for the next regular city election occurring more than sixty (60) days after the filing of the petition. At this election, the voters would decide the question of civil service coverage for the police and fire chief positions. M.G.L. c. §§ 54 and 55.

¹ M.G.L. c. 31 §51 provides that, in cities, the positions of fire and police chiefs are covered by civil service if a vote “pursuant to the provisions of sections fifty-four and fifty-five to accept the applicability of the civil service law and rules to such office or offices” has taken place.

The Honorable Roxann Wedegartner,
Mayor

3

February 13, 2023

What is important to note is that under the foregoing election procedure prescribed by statute, the City cannot place the civil service coverage question on the official ballot for an election absent an initiating petition required by M.G.L. c. 31 § 54. Further, a removal of the positions from Civil Service in either path would only apply prospectively which means that it could not impair the civil service status of the current incumbents in the Chiefs' positions.

If any questions, please contact us.

Very truly yours,

SULLIVAN, HAYES & QUINN, LLC

/s/ Gordon D. Quinn/lwb

By Gordon D. Quinn, Esq.

GDQ:lwb

cc: Kathy.scott@greenfield-ma.gov
Councilor.guin@greenfield-ma.gov
Councilor.forgey@greenfield-ma.gov
Diana.Letourneau@greenfield-ma.gov

CITY COUNCIL ORDER
City of GREENFIELD
MASSACHUSETTS

Councilor _____:

Second by Councilor _____:

The City Council,

Moved that it be ordered,

THAT THE GREENFIELD CITY CHARTER ARTICLE 6: ADMINISTRATIVE ORGANIZATION; SECTION 6-14 (A) & (C): BOARD OF ASSESSORS, BE AMENDED AS INDICATED BELOW, WITH THE BOLD TEXT TO BE ADDED AND STRIKETHROUGH TO BE REMOVED:

SECTION 6-14: BOARD OF ASSESSORS

(a) There shall be a Board of Assessors consisting of three (3) members, ~~one (1) appointed by the Mayor for an indefinite term, who would act as "chief assessor" and two (2) to be~~ elected at large by the voters, for staggered terms of 4 years.

(b) The Board of Assessors shall have all powers which are conferred on boards of assessors by the General Laws and such additional powers and duties as may be provided by this Charter, by ordinance or otherwise.

(c) ~~Unless otherwise provided by law, the Assessor appointed by the Mayor shall be a full time employee of the City and entitled to all the benefits occasioned thereby. The compensation of each Assessor shall be determined by bylaw.~~ **A Principal Assessor shall be a full-time employee of the city, hired by the Mayor and pursuant to the provisions of Charter section 6-3, the Department of Municipal Finances.**

(d) Term of office. The term of office for all elected members of the Board of Assessors shall be four years each, with staggered terms, beginning on the first business day of January after the City election and until the member's successor has been qualified.

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

Majority vote required: _____

VOTE: _____

Explanation of supporting rationale: _____

Order no. FY 22-073

On January 19, 2022, the Greenfield City Council, on a motion by Councilor Guin, second by Councilor Elmer, it was by roll call, 11 yes, 0 no,

VOTED: THAT THE GREENFIELD CITY CHARTER ARTICLE 6: ADMINISTRATIVE ORGANIZATION; SECTION 6-14(A) & (C): BOARD OF ASSESSORS, BE AMENDED AS INDICATED BELOW, WITH THE BOLD TEXT TO BE ADDED AND STRIKETHROUGH TO BE REMOVED:

SECTION 6-14: BOARD OF ASSESSORS

(a) There shall be a Board of Assessors consisting of three (3) members, ~~one (1) appointed by the Mayor for an indefinite term, who would act as "chief assessor" and two (2) to be~~ elected at large by the voters, for staggered terms of 4 years.

(c) ~~Unless otherwise provided by law, the Assessor appointed by the Mayor shall be a full-time employee of the City and entitled to all the benefits occasioned thereby. The compensation of each Assessor shall be determined by bylaw. A Principal Assessor shall be appointed pursuant to the Provisions of the Department of Municipal Finances sec. 6-3 Charter.~~

AND THAT THE CITY COUNCIL FURTHER INSTRUCTS THE CITY CLERK TO SUBMIT THE APPROVED VOTE TO THE LEGISLATURE OF THE COMMONWEALTH OF MASSACHUSETTS AND REQUEST SAID LEGISLATURE TO AMEND THE CITY CHARTER.

The information below was the supporting rational provided to the Council in the 1-19-2023 packet when considering the order below.

ARTICLE 6

ADMINISTRATIVE ORGANIZATION

SECTION 6-14: BOARD OF ASSESSORS*

(a) There shall be a Board of Assessors consisting of three (3) members, one (1) appointed by the Mayor for an indefinite term**, who would act as "chief assessor" and two (2) elected at large by the voters, *** for staggered terms of 4 years.

(b) The Board of Assessors shall have all powers which are conferred on Board of Assessors by the General Laws and such additional powers and duties as may be provided by this Charter, by ordinance or otherwise****.

(c) Unless otherwise provided by law, the Assessor appointed by the Mayor shall be a full-time employee of the City and entitled to all the benefits occasioned thereby. The compensation of each Assessor shall be determined by bylaw.

(d) *Term of Office* – The term of office for all elected members of the board of assessors shall be 4 years each, with staggered terms, beginning on the first business day of January after the City Election and until the member's successor has been qualified.

* The Committee discussed this Section in some detail. Concerns brought to the Committee included conflict of interest of elected assessors, number of assessors, what number should be elected and what number should be appointed, and the roles of the Chief Assessor and elected Assessors. The Committee references MGLA Chapter 41, Section 24 regarding Assessors, a copy of which is attached as Exhibit III. A legal opinion was requested by the Mayor about Home Rule and the ability to have a mixture of both elected and appointed assessors ("hybrid"); see Legal Opinion dated March 22, 2021 ("Legal Opinion") with suggested Charter language changes attached as Exhibit IV.

The Committee also met with the Mayor and Chief Assessor. It appears that the appointed Chief Assessor runs the day to day operations of the Assessor's Office, and the elected Assessors have the powers, duties and responsibilities described under MGL. However if the elected Assessors cannot agree, the Chief Assessor, as third assessor, breaks any tie vote. Elected Assessors do not have independent access to the records of the Assessor's office, however this way of doing business is not codified.

****** The Legal Opinion (Exhibit IV) determined that the phrase in the Charter which states that the Chief Assessor will serve “for an indefinite term” is not legal under MGL as all assessors need to have a definite term. The problem this creates is that the Chief Assessor is appointed and hired by the Mayor under an employment agreement for an “indefinite term” and now the employment agreement must be amended to state a term of employment for 4 years, subject to reappointment by the Mayor at the end of 4 years. Further, it makes sense for the Chief Assessor to be hired at the same time the Mayor is elected, which may mean readjusting the staggered schedule for election of the two elected assessors to be coordinated with the appointed assessor timeframe.

Furthermore, the fact that the elected Assessors cannot have independent access to the records of the Assessor’s office, and the current custom that only the Chief Assessor is involved with the day to day operations of the Assessor’s office and only votes if there is a tie of the elected Assessors was discussed by the Mayor with legal counsel after receipt of the Legal Opinion. Legal counsel suggested that the Charter language in this Section 6-14 be changed so that there are 3 elected Assessors, and *in addition* a Chief Assessor, who is hired and supervised by the Mayor. The duties of the Chief Assessor should also be codified either in the Charter, or by Ordinance under Home Rule.

******* Based on the Legal Opinion and subsequent opinion, if the Charter is amended, it is necessary to add the word “each” before the phrase “for staggered terms of 4 years”.

******** The Committee recommends that the Council review what language it believes is needed to deal with the concerns stated above within the framework of an Ordinance.

Prepared by Councilor Christine Forgey and submitted July 28, 2021

Article 6 -14 BOARD of ASSESSORS

The original charter language regarding the Board of Assessors was changed on XXXXXXXXXX to reflect what is currently in our charter. (See original charter language noted below.) The rationale of this change is unclear and if this change is compared to the original, it destroys the infrastructure and the integrity of the office, making it nearly impossible to monitor the activities of this office.

The original charter language described the Assessors as a 3 member elected board. The administration of the office was structured as follows:

Appointed by the mayor.

Chief Assessor FT

Assistant assessor (field assessor) FT

Assessing clerks (2) FT

Currently in this version of the Charter we have 2 elected Assessors and one assessor appointed by the mayor. This arrangement is in violation of the law. See legal opinion from City Attorney on this matter.

Please refer to the correspondence from David Singer regarding the option of having an appointed board or an elected board, but not a “hybrid” board which is what exists now. Although, my understanding is that a “hybrid” board is allowed by law, the chief assessor cannot serve because board members are subject to 3 year terms and our chief assessor is an employee of the city and as such, is under an employment contract or union contract that spells out different criteria than an elected board members. See above referenced opinion from City Attorney.

My proposal is to restructure the operation at the heart of revenue generation, one which treats all taxpayers equally. The following proposal comes from our “sister” charter city W. Springfield.

Dept. of Assessing

1. Principle Assessor is head of the assessing division under the auspices of the Department of Municipal Finance.
2. Charter change to Municipal Finance Umbrella to include not only Treasurer, Collector, Accounting, **but Assessing as well**. All divisions or departments are under the auspices of Director of Finance.
3. There needs to be deputy or assistant assessor for the chain of command as well as cross-overtraining in duties and responsibilities.
4. Field Assessor involved with outside contracted assessing firm.
5. Assessing Assistant (clerical)

Although I realize fiscal constraints exist, it is my opinion that the current office staffing needs to increase, hopefully in future fiscal years.

Article 6-14 re-written as follows:

Board of Assessors or Assessing Department

- A. There shall be a Principal Assessor (employee) who shall also be the head of the Assessing Division (or Department) within the Department of Municipal Finance, and a Board of Assessors consisting three elected assessors. The Principal Assessor shall chair all board meetings, but shall not vote.
- B. The Principal Assessor shall be appointed pursuant to the Provisions of the Department of Municipal Finances sec. 6-3 Charter.

Power and Authority of the Assessing Department

The Board of Assessors is responsible for the **full and fair market valuation of real & personal property** as of January 1 each year for the purpose of levying taxes. The Board of Assessors provides all necessary information to the mayor and the council in preparation for the annual classification hearing. The Board of Assessors hears and decides all questions relating to the abatement levied by it. The board has all the other powers and duties and responsibilities that are given to this board by MGL.

CITY COUNCIL ORDER
City of GREENFIELD
MASSACHUSETTS

Councilor _____:
Second by Councilor _____:

The City Council,

Moved that it be ordered,

THAT THE GREENFIELD CITY COUNCIL, PURSUANT TO CHARTER SECTION 2-10,
AFFIRMS THE FOLLOWING APPOINTMENT & RE-APPOINTMENT BY THE MAYOR:

Appointments:

- Diana Schindler; Greenfield-Montague Transportation Area; Term to Expire June 30, 2024;
(short term to finish out Danielle Letourneau's term)

Reappointments

- George Gohl; Parking & Traffic Commission; June 30, 2026

Majority Vote Required.

VOTE:

Explanation of supporting rationale: Charter Section 2-10 does not call for a formal vote to affirm the appointees but does say that "at least nine (9) members shall be necessary to reject an appointment proposed by the Mayor"

ROXANN WEDEGARTNER
Mayor



City Hall
14 Court Square
Greenfield, MA 01301
Phone 413-772-1560 • Fax 413-772-1519
mayor@greenfield-ma.gov
www.greenfield-ma.gov

City of
GREENFIELD, MASSACHUSETTS
OFFICE OF THE MAYOR

MEMO

TO: Dan Guin, City Council President

Chris Forgey, City Council Vice President

FROM: Mayor Roxann Wedegartner

DATE: June 27, 2023

RE: July Appointments to City Boards and Commissions -

I submit the following names for appointments and reappointments to these City Boards and Commissions:

Appointments:

- Diana Schindler; Greenfield-Montague Transportation Area; June 30, 2024; (short term to finish out Danielle Letourneau's term)

Mayor Roxann Wedegartner

A handwritten signature in blue ink that reads "roxann wedegartner".

ROXANN WEDEGARTNER
Mayor



City Hall
14 Court Square
Greenfield, MA 01301
Phone 413-772-1560 • Fax 413-772-1519
mayor@greenfield-ma.gov
www.greenfield-ma.gov

City of
GREENFIELD, MASSACHUSETTS
OFFICE OF THE MAYOR

MEMO

TO: Dan Guin, City Council President
Chris Forgey, City Council Vice President
FROM: Mayor Roxann Wedegartner
DATE: July 7, 2023

RE: ADDENDUM: July Appointments to City Boards and Commissions -

I submit the following names for appointments and reappointments to these City Boards and Commissions:

Reappointments

- George Gohl; Parking & Traffic Commission; June 30, 2026

Mayor Roxann Wedegartner

Roxann Wedegartner
GREENFIELD, MASS
2023 JUL -7 AM 11:00
OFFICE OF THE
CITY CLERK



The City of Greenfield is an Affirmative Action/Equal Opportunity Employer, a designated Green Community and a recipient of the "Leading by Example" Award.



CITY COUNCIL ORDER
City of GREENFIELD
MASSACHUSETTS

Councilor _____:
Second by Councilor _____:

The City Council,

Upon recommendation of the Mayor Wedegartner, move that it be

Ordered that,

the Memorandum of Understanding (MOU) between United Public Service Employees Union (UPSEU) Local 424M be approved.

Majority Vote

INFORMATION:

Financial Summary

- a) FY24 – Step increases effective July 1 instead of January 1. (steps are approx. 3.5%)
- b) FY24=2%, FY24=3%, FY25=3% COLA
- c) Longevity of \$10/week at 10 years, \$12 /week at 11 years, \$14/week at 12 years, \$16/week at 13 years. \$18/week at 14 years, and so on.

Attachments

1. Signed MOU



City of
GREENFIELD, MASSACHUSETTS



OFFICE OF THE MAYOR
ROXANN WEDEGARTNER
Mayor

City Hall • 14 Court Square • Greenfield, MA 01301
Phone 413-772-1560 • Fax 413-772-1519
Mayor@greenfield-ma.gov • www.greenfield-ma.gov

MEMO

TO: Greenfield City Council
FROM: Dani Letourneau, Chief of Staff to Mayor Roxann Wedegartner

DATE: 6/27/2023

CC: Mayor Roxann Wedegartner, Director of Municipal Finance Diana Schindler, Director of Human Resources Diana Letourneau, DPW Director Marlo Warne

RE: MOA between City of Greenfield and United Public Service Employees Union (UPSEU) Local 424M

Dear Council President Guin;

I am pleased to present the Memorandum of Agreement between the City of Greenfield and United Public Service Employees Union (UPSEU) Local 242M. This is the city's Central Maintenance Union.

This contract is for the time period of July 1, 2023 until June 30, 2025.

It is a pleasure to come to an agreement with these hardworking members of our community.

Respectfully Submitted,
Dani Letourneau
Chief of Staff to the Mayor



*The City of Greenfield is an Affirmative Action/Equal Opportunity Employer,
a designated Green Community and a recipient of the "Leading by Example" Award*

MEMORANDUM OF AGREEMENT

Between

UNITED PUBLIC SERVICE EMPLOYEES UNION LOCAL 424M

(Central Maintenance)

And

CITY OF GREENFIELD

The City of Greenfield and the United Public Service Employees Union Local 424M (Central Maintenance) hereby agree to the terms of the July 1, 2023-June 30, 2026 labor agreement, as follows, and subject to ratification by the Mayor, the bargaining unit and approval of funding by the Greenfield City Council. Unless otherwise specified, all provisions are to become effective upon execution of the Parties' collective bargaining agreement and appropriation by the City Council, embodying the terms of this MOA:

1. Duration: 3-year contract, July 1, 2023 through June 30, 2026.
2. Article 7, Section B. Insert a new number 10. to read as follows:
10. Refer to Department of Public Works Personnel Conduct Requirements.
3. Article 8. Amend Article 8 as follows:
Seniority shall be defined as an employee's continuous length of service from the most recent date of hire. Employees shall serve a six (6) month probationary period; however, after completing ninety (90) calendar days of work seniority rights for benefit purposes shall date back to the time of employment. The City has the right to discharge a probationary employee without reference to the Union and such discharge is not subject to any provisions of this agreement.
4. Article 9, Section A. Amend Section A as follows:
July 1, ~~2020~~2023, base rates will be increased by zero-two percent (02%) COLA. Step on July 1st, -six (6) months earlier in FY24, due to the change in the effective date for stepping. On July 1, ~~2021~~2024, base wages will be increased by two-three percent (23%) COLA, and adding a new step K with a three percent (3%) spread between step J and step K. On July 1, ~~2022~~2025, base rates will be increased by one-three percent (13%).

In the case of any agreement as to retroactive pay, said retro shall be limited to employees still actively employed in the bargaining unit as of the date this collective bargaining agreement is signed by all of the parties and will not be processed for payment until the collective bargaining agreement is ratified by the

Union and approved by the city to include appropriation by the city council. Wages are as outlined in the Central Maintenance (CM) wage schedule attached hereto and as amended in any fiscal year.

Effective July 1, 2021:

~~Two weeks (2) pay; employees birthday will be a paid holiday (birthday holiday must be used within the week the birthday lands).~~

~~Effective January 1, 2022, drop one step (Step A) and add one step (Step J) in the CM wage schedule. Note: On January 1, 2022 the wage chart will shift in order to re-title Step A through I. This will mean that the employees will remain at their current step as the shift will effectively step them.~~

~~Effective June 20, 2022, Juneteenth will be observed as a paid holiday.~~

~~Effective January 1, 2023, add one step (Step J) in the CM wage schedule.~~

~~A new employee will step at the end of the probationary period. A new employee hired at the A step will be advanced at the end of the probationary period to the B step.~~

~~Step increases begin the first full payroll period in January/July 1.~~

Time worked for step increases shall include only holidays and vacations.

To be eligible for a step increase an employee must have worked not less than one hundred thirty (130) days in the aggregate in the year prior to January/July 1st at their present classification step.

~~An employee who is hurt on the job will be compensated for the balance of the day in which the injury occurred. Upon written application, employees receiving workers compensation may receive the difference between that compensation and their gross average weekly wage as determined by the Department of Industrial Accidents to determine benefit wage payments, deductible from their holiday, vacation, personal or sick pay and to the extent that they have accruals available.~~

The following will become effective July 1, 2023:

Stepping will occur on July 1st of each year for eligible employees instead of January each year, therefore January steps will no longer occur.

5. Article 9, Section B. Amend Section B to read as follows:

Longevity Pay: Each bargaining unit member shall be paid longevity pay based on one-dollar (\$1.00) per week times the years of service after ten (10) years of service. ~~This shall not be computed into overtime.~~ Effective July 1, 2023, each bargaining unit member, in addition, shall receive two dollars (\$2.00) per week for each year of service beginning on the eleventh (11) year of service. (e.g. worker A upon reaching ten (10) years of service shall receive ten dollars (\$10) per week. At year eleven (11) they

receive an additional two dollars (\$2.00) per week, a total of twelve dollars (\$12.00) per week. At year twelve (12), they receive an additional two dollars (\$2.00) per week, a total of fourteen dollars (\$14.00) per week, and so on). Effective July 1, 2023, eligible employees will receive longevity increases on the first of the month in which their anniversary date lands instead of on their anniversary date. Longevity Pay shall not be computed into overtime.

6. Article 9, Section D. Delete Section D.

~~Upon acceptance of all City unions, the City anticipates commencing a bi-weekly payroll in fiscal year 2022 (October 2021 or April 2022) and will send a ninety (90) day notice.~~

7. Article 10, Section A. Amend Section A to read as follows:

The payroll period shall begin at 12:01 a.m. on Sunday and end at midnight on the following second Saturday. The pay day shall begin at 12:01 a.m. and end at midnight the same date as stated above. All employees covered by this agreement shall be paid biweekly with overtime calculated on a weekly basis.

8. Article 10, Section E. Edit Section E as follows:

In cases on rare occasions where an emergency arises or projects necessitate and it is pre-approved by DPW Director or ~~DPW Deputy Director~~ designee with as much notice as possible, employee(s) may have flexible work schedules always to equal 8 hours. The employee(s) shall return to normal hours as soon as possible.

9. Article 10. Insert a new Section G to read as follows:

G. The City agrees to allow comp. time for attending weekend classes under the following conditions:

- The class is mandatory for their licensing requirements.
- The class is only available on the weekends (If the class is available during the workweek then it shall be taken during the workweek).
- Prior approval from the DPW Director or designee is required.
- Comp. time will be calculated as straight-time (1 for 1)
- Classes taken during the week will not be eligible for comp. time even if the class runs beyond the employee's regular work hours (i.e. ends at 5pm instead of 3pm).

10. Article 11, Section A. Insert and amend Section A as follows:

HOLIDAYS

New Year's Day	Columbus Day
Martin Luther King, Jr. Day	Veterans Day
President's Day	Thanksgiving Day
Patriot's Day	Day following Thanksgiving
Memorial Day	Christmas Day
Independence Day	<u>Juneteenth</u>
Labor Day	

The above holidays will be considered paid holidays. All employees, except part-time and temporary help, will receive eight (8) hours pay for such holidays regardless of the day on which they fall. If a holiday as set forth above falls on a Saturday, the preceding Friday shall be a non-work day. If a holiday as set forth above falls on a Sunday, the following Monday shall be a non-work day.

The following will be considered paid one-half holidays: Christmas Eve (12/24) and New Year's Eve (12/31); when Christmas Eve and New Year's Eve falls on a Saturday or Sunday, the one-half (1/2) day will be on the Friday before the holiday, except when Christmas and New Year's fall on a Saturday or Sunday. A one-half (½) day holiday will be four (4) hours.

To be eligible for holiday pay, an employee must have completed ninety (90) calendar days of work and must have worked not less than twenty (20) days in the aggregate in the year prior to the holiday and must have worked on the day preceding and the day following the holiday, unless a duly authorized leave of absence shall have been granted for either of said days. Part-time employees must, regularly work twenty (20) or more hours a week in order to be eligible for prorated holidays.

Effective July 1, 2021, Employee birthdays will be a paid holiday (birthday holiday must be used within the week the birthday lands, scheduled in collaboration with their direct supervisor if it is not on their actual birthday). To be eligible for birthday holiday pay, an employee must have completed the initial probationary period. See Article 8 for probationary period details.

A four (4) hour paid release time for the bargaining unit during the summer on a mutually agreed date between the City, Central Maintenance and DPW.

11. Article 12, Section A. Amend Section A to read as follows:

Vacation shall be at full pay and the employee's anniversary date of hire shall be the date from which all vacation leave is credited. Vacation leave shall be earned monthly, per month of completed service, to be credited on the first day of the following month for prior months completed service and shall be available for use at that time. Part-time workers will earn vacation leave on a prorated basis. Vacation leave shall be accumulative to a maximum of twelve (12) months. An employee who successfully completes their probationary period may use their accumulated vacation time.

12. Article 12, Section B, 2. Amend Section B., 2. to read as follows:

Any vacation time and/or comp. time requested to be used during the morning time before noon on a given day, must be taken in a minimum of four (4) hour increments and Any vacation time in excess of two (2) weeks may be taken in two (2) hours or more periods, but must be requested in writing in advance. Employees requesting time off in the afternoon must either request the time in an increment of two and a half hours (2.5) and the City will allow employees requesting such time to leave at noon (the beginning of the paid lunch period) or must request to take the final hour of the work day as personal or vacation leave.

13. Article 13, Section B. Edit Section B as follows:

Leaves of absence for reasons of illness will be granted to any employee known to be ill, as supported by evidence satisfactory to the City. While the employee is on paid sick leave, their seniority will continue to accumulate to a minimum of one (1) year or the length of paid sick leave, whichever is greater. While it is

understood that sick leave is only for the employee's illness or injury, up to eighty (80) hours of accrued sick time per year may be used by an employee for an their ill child, parent/step-parent.

14. Article 18. Amend Article 18 to read as follows:

Employees will be granted five (5) personal leave days per year with pay, with accrual credited on their anniversary date. Personal leave may be taken in no less than one (1) hour increments. Employees must have been employed for a period of three (3) months prior to accessing leave. Reasonable prior notice will be made unless the circumstances ~~attendant to~~ around the leave preclude such notice. Personal leave shall be at an employee's regular rate of pay and is not accumulative from year to year. Seniority shall continue to accumulate while an employee is on personal leave. Personal days will not accumulate from fiscal year to year.

15. Article 19. Delete and replace with the following:

~~Employees may be granted emergency leaves of absence with or without pay at the discretion of the City. The length of such leave shall be subject to approval of the Mayor or designee.~~
Reasonable leaves for personal reasons may be granted for a maximum of one (1) year and shall be without compensation. No unpaid leave will be authorized if an employee has accumulated unused compensatory, vacation, personal or other paid time to their credit, except with the mutual agreement of the employee, the City and the Union. An employee with one year or more of employment with the City may request, in writing (to their department head and copied to the Mayor), a leave of absence without pay, not to exceed one year. While on such a leave, accruals will cease and the employee shall be eligible for Health Benefits under COBRA rights only. The City shall return the employee to the same or similar job held prior to the leave.

16. Article 25, Section A. Amend Section A to read as follows:

The City will provide an outfitting allowance of six hundred dollars (\$600) if not providing uniforms which will be paid annually ~~in the first full pay period of November~~ in one of two methods; 1. Full reimbursement, requested by employee through payroll (subject to taxes) or 2. Reimbursement through receipts (Receipt method must be a one-time submission for the full clothing amount).

17. Article 25, Section D. Edit Section D to read as follows:

Reimbursement for travel that is required to maintain certification status directly related to any employee's position will be paid at the prevailing rate as set by the City. Prior approval from the DPW Director or ~~DPW Deputy Director~~ designee is required. It will be determined whether a City vehicle is available for the employee's use as their first option.

18. Insert new Article 28, Workers' Compensation to read as follows:

WAGES:

- An employee who is hurt on the job will be compensated for the balance of the day in which the injury occurred.
- Upon written application, employees receiving workers compensation may receive the difference between that compensation and their gross average weekly wage as determined by the Department of Industrial Accidents to determine benefit wage payments, deductible from their holiday, vacation, personal or sick pay and to the extent that they have accruals available.

SICK LEAVE:

- The department head may require verifications satisfactory to the department head of any claim for sick leave if such verification is considered necessary. Upon returning to work after a sickness, the City agrees to accept a letter from a chiropractor or nurse practitioner, except in serious injury or illness cases. The department head may require a fitness-for-duty certification prior to an employee returning to work if sick leave was taken due to an injury (whether work-related or non-work-related).
- No sick leave shall be available when an employee is collecting Workers Compensation through another employer.

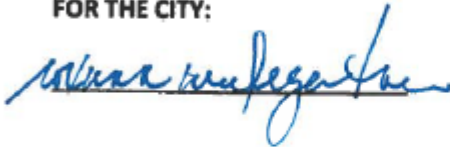
19. Change Article 28, Duration to Article 29, Duration. Amend Article 29 to read as follows:

This Agreement shall become effective July 1, ~~2020-2023~~ and shall remain in full force and effect until and including June 30, ~~2023-2026~~ and shall renew itself from year to year thereafter, unless written notice of desire to change or amend this Agreement is given at least sixty (60) days prior to the expiration date by either of the parties hereto. Written notice shall be mailed by certified mail, return receipt requested.

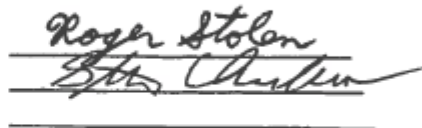
20. Table of contents to be updated in final CBA to reflect any needed changes.

21. Signed this 27th day of June, 2023 by the duly authorized representatives of the Parties.

FOR THE CITY:



FOR THE UNION:



22. Replace the Wage Schedules with the following Wage Schedules:

City of Greenfield Central Maintenance Wage Schedule

7/1/23 to 6/30/24

FY24

2% COLA

Grade	A	B	C	D	E	F	G	H	I	J
CM1	\$19.44	\$20.20	\$20.94	\$21.69	\$22.45	\$23.18	\$23.87	\$24.59	\$25.34	\$26.10
	\$1,555.20	\$1,616.00	\$1,675.20	\$1,735.20	\$1,796.00	\$1,854.40	\$1,909.60	\$1,967.20	\$2,027.20	\$2,088.00
	\$40,435.20	\$42,016.00	\$43,555.20	\$45,115.20	\$46,696.00	\$48,214.40	\$49,649.60	\$51,147.20	\$52,707.20	\$54,288.00
CM2	\$21.88	\$22.60	\$23.37	\$24.10	\$24.85	\$25.62	\$26.39	\$27.17	\$27.99	\$28.83
	\$1,750.40	\$1,808.00	\$1,869.60	\$1,928.00	\$1,988.00	\$2,049.60	\$2,111.20	\$2,173.60	\$2,239.20	\$2,306.40
	\$45,510.40	\$47,008.00	\$48,609.60	\$50,128.00	\$51,688.00	\$53,289.60	\$54,891.20	\$56,513.60	\$58,219.20	\$59,966.40
CM3	\$23.88	\$24.69	\$25.53	\$26.33	\$27.16	\$27.99	\$28.84	\$29.70	\$30.59	\$31.51
	\$1,910.40	\$1,975.20	\$2,042.40	\$2,106.40	\$2,172.80	\$2,239.20	\$2,307.20	\$2,376.00	\$2,447.20	\$2,520.80
	\$49,670.40	\$51,355.20	\$53,102.40	\$54,766.40	\$56,492.80	\$58,219.20	\$59,987.20	\$61,776.00	\$63,627.20	\$65,540.80
CM4	\$26.22	\$27.11	\$27.98	\$28.93	\$29.90	\$30.86	\$31.77	\$32.73	\$33.71	\$34.72
	\$2,097.60	\$2,168.80	\$2,238.40	\$2,314.40	\$2,392.00	\$2,468.80	\$2,541.60	\$2,618.40	\$2,696.80	\$2,777.60
	\$54,537.60	\$56,388.80	\$58,198.40	\$60,174.40	\$62,192.00	\$64,188.80	\$66,081.60	\$68,078.40	\$70,116.80	\$72,217.60
Note:	All wages are calculated and paid hourly. Biweekly and Annual wages may be approximate and are only for informational purposes.									

City of Greenfield Central Maintenance Wage Schedule

7/1/24 to 6/30/25

FY25

3% COLA add Step K

Grade	A	B	C	D	E	F	G	H	I	J	K
CM1	\$20.02	\$20.81	\$21.57	\$22.34	\$23.12	\$23.88	\$24.59	\$25.33	\$26.10	\$26.88	\$27.69
	\$1,601.60	\$1,664.80	\$1,725.60	\$1,787.20	\$1,849.60	\$1,910.40	\$1,967.20	\$2,026.40	\$2,088.00	\$2,150.40	\$2,215.20
	\$41,641.60	\$43,284.80	\$44,865.60	\$46,467.20	\$48,089.60	\$49,670.40	\$51,147.20	\$52,686.40	\$54,288.00	\$55,910.40	\$57,595.20
CM2	\$22.54	\$23.28	\$24.07	\$24.82	\$25.60	\$26.39	\$27.18	\$27.99	\$28.83	\$29.69	\$30.58
	\$1,803.20	\$1,862.40	\$1,925.60	\$1,985.60	\$2,048.00	\$2,111.20	\$2,174.40	\$2,239.20	\$2,306.40	\$2,375.20	\$2,446.40
	\$46,883.20	\$48,422.40	\$50,065.60	\$51,625.60	\$53,248.00	\$54,891.20	\$56,534.40	\$58,219.20	\$59,966.40	\$61,755.20	\$63,606.40
CM3	\$24.60	\$25.43	\$26.30	\$27.12	\$27.97	\$28.83	\$29.71	\$30.59	\$31.51	\$32.46	\$33.43
	\$1,968.00	\$2,034.40	\$2,104.00	\$2,169.60	\$2,237.60	\$2,306.40	\$2,376.80	\$2,447.20	\$2,520.80	\$2,596.80	\$2,674.40
	\$51,168.00	\$52,894.40	\$54,704.00	\$56,409.60	\$58,177.60	\$59,966.40	\$61,796.80	\$63,627.20	\$65,540.80	\$67,516.80	\$69,534.40
CM4	\$27.01	\$27.92	\$28.82	\$29.80	\$30.80	\$31.79	\$32.72	\$33.71	\$34.72	\$35.76	\$36.83
	\$2,160.80	\$2,233.60	\$2,305.60	\$2,384.00	\$2,464.00	\$2,543.20	\$2,617.60	\$2,696.80	\$2,777.60	\$2,860.80	\$2,946.40
	\$56,180.80	\$58,073.60	\$59,945.60	\$61,984.00	\$64,064.00	\$66,123.20	\$68,057.60	\$70,116.80	\$72,217.60	\$74,380.80	\$76,606.40

Note: All wages are calculated and paid hourly. Biweekly and Annual wages may be approximate and are only for informational purposes.

City of Greenfield Central Maintenance Wage Schedule

7/1/25 to 6/30/26

FY26

3% COLA

Grade	A	B	C	D	E	F	G	H	I	J	K
CM1	\$20.62	\$21.43	\$22.22	\$23.01	\$23.81	\$24.60	\$25.33	\$26.09	\$26.88	\$27.69	\$28.52
	\$1,649.60	\$1,714.40	\$1,777.60	\$1,840.80	\$1,904.80	\$1,968.00	\$2,026.40	\$2,087.20	\$2,150.40	\$2,215.20	\$2,281.60
	\$42,889.60	\$44,574.40	\$46,217.60	\$47,860.80	\$49,524.80	\$51,168.00	\$52,686.40	\$54,267.20	\$55,910.40	\$57,595.20	\$59,321.60
CM2	\$23.22	\$23.98	\$24.79	\$25.56	\$26.37	\$27.18	\$28.00	\$28.83	\$29.69	\$30.58	\$31.50
	\$1,857.60	\$1,918.40	\$1,983.20	\$2,044.80	\$2,109.60	\$2,174.40	\$2,240.00	\$2,306.40	\$2,375.20	\$2,446.40	\$2,520.00
	\$48,297.60	\$49,878.40	\$51,563.20	\$53,164.80	\$54,849.60	\$56,534.40	\$58,240.00	\$59,966.40	\$61,755.20	\$63,606.40	\$65,520.00
CM3	\$25.34	\$26.19	\$27.09	\$27.93	\$28.81	\$29.69	\$30.60	\$31.51	\$32.46	\$33.43	\$34.43
	\$2,027.20	\$2,095.20	\$2,167.20	\$2,234.40	\$2,304.80	\$2,375.20	\$2,448.00	\$2,520.80	\$2,596.80	\$2,674.40	\$2,754.40
	\$52,707.20	\$54,475.20	\$56,347.20	\$58,094.40	\$59,924.80	\$61,755.20	\$63,648.00	\$65,540.80	\$67,516.80	\$69,534.40	\$71,614.40
CM4	\$27.82	\$28.76	\$29.68	\$30.69	\$31.72	\$32.74	\$33.70	\$34.72	\$35.76	\$36.83	\$37.93
	\$2,225.60	\$2,300.80	\$2,374.40	\$2,455.20	\$2,537.60	\$2,619.20	\$2,696.00	\$2,777.60	\$2,860.80	\$2,946.40	\$3,034.40
	\$57,865.60	\$59,820.80	\$61,734.40	\$63,835.20	\$65,977.60	\$68,099.20	\$70,096.00	\$72,217.60	\$74,380.80	\$76,606.40	\$78,894.40

Note: All wages are calculated and paid hourly. Biweekly and Annual wages may be approximate and are only for informational purposes.

CITY COUNCIL ORDER
City of GREENFIELD
MASSACHUSETTS

Councilor _____ :

Second by Councilor _____ :

The City Council,

Upon recommendation of Mayor Wedegartner:

An Order to Approve FY 2022 Prior Year Invoice – Sewer Enterprise

Moved that it be ordered,

The City approves the payment of the prior year invoice for GTR Greenfield Millbrook Solar, LLC in the amount of \$24,509.88 to be paid from FY24 WPCF Electricity account #6000449.5211.

Current Balance in Account is \$110,000.

2/3 Vote Required (9)

VOTE:

Explanation:

Solar array went online in March 2022; City did not receive solar invoices until April 2023.

Attachments:

1. GTR Invoice

CITY COUNCIL ORDER
City of GREENFIELD
MASSACHUSETTS

Councilor _____ :

Second by Councilor _____ :

The City Council,

Upon recommendation of Mayor Wedegartner:

An Order to Approve FY 2024 Community Preservation Fund Budget - Admin Costs and Reserves

Moved that it be ordered,

The City vote to appropriate and reserve from Community Preservation Fund annual revenues, the sums recommended by the Community Preservation Committee for committee administrative expenses and reserves in Fiscal Year 2024, with each item to be considered a separate appropriation.

Appropriate FY24 CPC Administrative Expenses in the amount of \$13,225.00 (5%)

Reserve \$171,925 from the FY2024 Community Preservation Fund Revenues for Community Preservation Fund Purposes (FY24 Annual Budgeted Reserve – 65%)

Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Open Space (10%).

Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Historic Resources (10%).

Reserve \$26,450 from FY2024 Community Preservation Fund Revenues for Community Housing (10%).

Majority Vote Required

VOTE:

Explanation of supporting rationale:

Attachments:

1. CPC FY24 Budget Letter
2. CPC FY24 Budget Breakdown



Roxann Wedegartner
Mayor

City of
GREENFIELD, MASSACHUSETTS

**COMMUNITY PRESERVATION
COMMITTEE**

City Hall • 14 Court Square • Greenfield, MA 01301
Phone 413-772-1548 • www.greenfield-ma.gov

Members:

Travis Drury, Chair
Garth Shaneyfelt, Vice-chair
Thomas Guerino
Wisty Rorabacher
John Passiglia
Susan Worgaftik
Yanis Chibani
Donna Duseil
Dave Chichester

April 26, 2023

Dear Greenfield City Council,

Please find attached the Greenfield Community Preservation Committee's Fiscal Year 2024 budget. Each year, the Community Preservation Committee sends its budget to the Council for approval as required by law. This year, an estimated \$230,000.00 in revenue will be collected from the 1% surcharge on Greenfield property taxes. Additionally, the committee expects at least a 15% match from the Community Preservation Act Trust Fund. The local surcharge revenue and trust fund match bring the estimated available funds for FY24 to \$264,500.00.

The 15% estimated match is lower than in FY23 (budget estimate 25%, actual match 38.51%) as the Department of Revenue has not released an estimate for CPA communities to use in their budgets. Trust fund revenues have fallen in recent months leaving the exact match uncertain. The committee has decided to use 15% as the estimated match for the purposes of this budget during this period of uncertainty; however, the actual match is expected to be higher than 15%.

The committee has voted to distribute these funds in the following manner: 5% to the committee administrative account; 10% to each of the three category reserve accounts required by the Community Preservation Act (Open Space/Recreation, Historic Resources, and Community Housing); and the remainder to the budgeted reserve account. As the committee sent its 2022-23 project recommendations via a supplemental appropriation request in March, there are no additional appropriations. Therefore, all other funds will be reserved for future projects.

If you have any inquiries about the committee's work, please contact Christian LaPlante, Staff Contact, at christian.laplante@greenfield-ma.gov or 413-772-1548 x4.

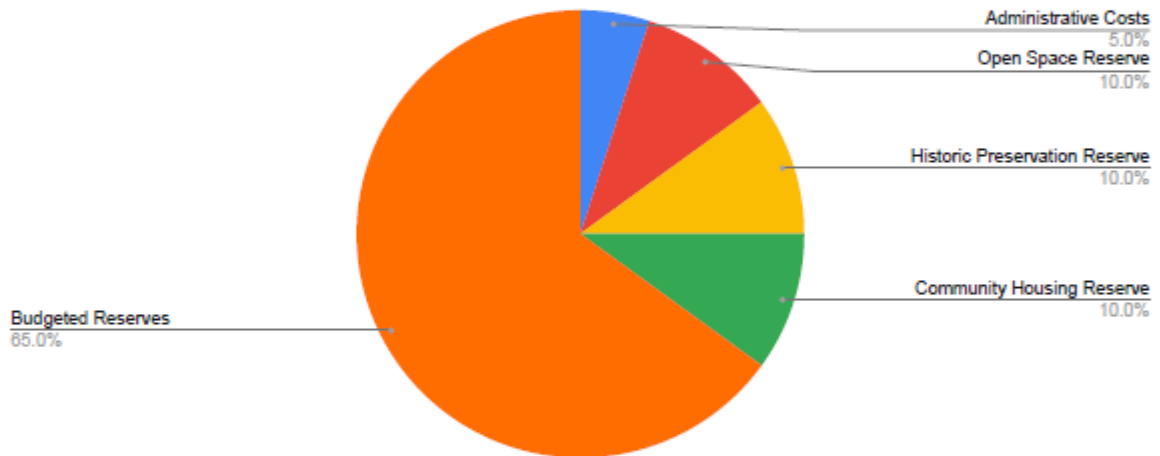
Respectfully,
The Greenfield Community Preservation Committee

*The City of Greenfield is an Affirmative Action/Equal Opportunity Employer,
a designated Green Community and a recipient of the "Leading by Example" Award*

CPC FY2024 Budget Breakdown

FY2024 Budget				Notes	
Local Surcharge Amount	\$230,000.00			State Match History:	FY2023 38.51%
State Match Amount	\$34,500.00	State Match =	15%	Unlike previous years, DOR has not provided an estimate for the state match for FY2024. The CPA trust fund has seen collections fall by 30% for the funds to be distributed in November 2023. Therefore, a conservative estimate of 15% for the state match is used. The actual match is expected to be higher than 15% (in FY2023 match estimate was 25% with an actual match of 38.51%).	FY2022 43.84%
Total FY2024	\$264,500.00				FY2021 28.63%
Appropriations					FY2020 23.90%
Administrative Costs	\$13,225.00	Percentage of budget (5% max) =	5%		FY2019 19.01%
Reserves					FY2018 17.20%
Open Space	\$26,450.00	Percentage of budget (10% min) =	10%		FY2017 20.58%
Historic Resources	\$26,450.00	Percentage of budget (10% min) =	10%		FY2016 29.67%
Community Housing	\$26,450.00	Percentage of budget (10% min) =	10%		FY2015 31.46%
Budgeted Reserves	\$171,925.00	Percentage of budget (remainder) =	65%		FY2014 52.23%
					FY2013 26.83%
					FY2012 26.64%

FY2024 Greenfield CPC Budget



Senate Includes \$30M in State Surplus Funds for CPA in FY24 Budget

POSTED ON: MAY 25, 2023 - 9:14PM

Today, the MA Senate made a final vote on its version of the FY24 state budget, and we are thrilled that it includes an amendment to support the CPA Trust Fund. During the budget debate earlier this week, Senator Cynthia Stone Creem's budget amendment #66, "Community Preservation Trust Fund," was adopted - this legislation would allocate up to \$30 million in state budget surplus funds in time for this November's statewide CPA Trust Fund distribution.

The Legislature has a decade-long tradition of supporting CPA municipalities with surplus funding, but the funding is more important than ever this year. Due to rising interest rates and fewer home sales, revenue for the CPA Trust Fund has fallen by over 33% compared to this time last year. And while there is still time for collections to improve in the coming months, a transfer of \$30 million in state budget surplus funds is the best way to ensure that CPA communities across the state receive a healthy distribution in November.

We are extremely grateful for the support of longtime CPA champion Senator Creem who filed this amendment, as well as Ways & Means Chair Michael Rodrigues, Vice Chair Cindy Friedman, Assistant Vice-Chair Jo Comerford, Senate President Karen Spilka, and the 13 members of the Senate who signed on as co-sponsors.

What is the next step for this legislation?

Now that the Senate has completed its budget, a six-member conference committee will be charged with reconciling the differences between the House and Senate proposals - this process typically begins in June. The Coalition will advocate with the conference committee to ensure that the final budget includes funding for CPA, and once the Committee completes its work, the budget will then head to the desk of Governor Healey for her signature.

What was included in the Senate budget amendment for CPA?

Amendment 66: Community Preservation Trust Fund

Ms. Creem, Messrs. Eldridge, Keenan, Cronin, O'Connor, Mark, Gomez, Timilty, Payano, Feeney and Montigny, Ms. Rausch, Mr. Cyr and Ms. Jehlen moved that the proposed new text be amended by inserting after section X the following section:-

"SECTION X. Notwithstanding any general or special law to the contrary, prior to transferring the consolidated net surplus in the budgetary funds for fiscal year 2023 to the Commonwealth Stabilization Fund pursuant to section 5C of chapter 29 of the General Laws, the comptroller shall transfer \$30,000,000 to the Massachusetts Community Preservation Trust Fund established in section 9 of chapter 44B of the General Laws."

The Greenfield City Council, without objection, acknowledges the scrivener's error, accidentally omitting parcel R04-34, as indicated below in bold in the vote taken June 21, 2023, and reaffirms their vote of that night.

THAT THE CITY COUNCIL OF GREENFIELD AMEND THE ZONING MAP TO REZONE THE FOLLOWING PARCELS ON FRENCH KING HIGHWAY FROM GENERAL COMMERCIAL (GC) TO PLANNED INDUSTRY (PI): R04-31, R04-33, **R04-34**, R04-41, R04-44 AND R05-23. (SEE ATTACHED MAP) AND FURTHER AMENDS THE TABLE OF CONTENTS AND INDEX OF THE CODE. AND FURTHER THAT NONSUBSTANTIVE CHANGES TO THE NUMBERING OF THE ORDINANCE BE PERMITTED IN ORDER THAT IT BE IN COMPLIANCE WITH THE NUMBERING FORMAT OF THE CODE OF THE CITY OF GREENFIELD.

4/10/23

Dear Councilors,

Attached is our "show of support" for a gas-powered leaf-blower ban in Greenfield.

I see it as start of the conversation and not a legal "petition" under the Charter or MGL.

See also accompanying email from today.

I hope we can work together to improve quality of life in Greenfield.

Thank you

Garth Skaney, Ret.
Greenfield, MA

GREENFIELD, MASS
2023 APR 10 AM 11:19
OFFICE OF THE
CITY CLERK

4/30/22

PETITION TO BAN GAS-POWERED LEAF BLOWERS IN GREENFIELD, MA

Whereas gas-powered leaf blowers are a threat to health, air quality, neighborhood livability and peace,

The use of gas-powered leaf blowers shall be banned in the City of Greenfield.

Name/Signature	Address	Precinct
Gerth Shroyfeld <i>Gerth</i>	26 Grinnell St	5
David J. Cohen	335 Green River Rd	1
Maisha Lettore	41 Meadow Lane	9
Joshua Warner <i>Joshua</i>	78 Mendon St.	7
<i>Jill Fitzsimmons</i>	90 Meridian	7
Trouble Manderson	12 Brookside Ave	1
Judith Atkins	335 Green River Rd	1
Doug / Doug Douglas Seligh	38 Forest Ave	4
Norman Hirschfeld	41 Meadow Ln	9
Eva Carrier	137 Laurel St	7
Sharon A. Roth	15 Orchard St	5
<i>M. A. Roth</i>	15 ORCHARD ST	5
Amanda Doster <i>Amanda</i>	67 Meadow Ln	9
Moti Zernichman <i>Moti</i>	67 Meadow Ln	9
Karla Mize	17 carpenters Ave	5
Chae Huhel Ilene Stahl	284 Chapman Street	3
Christopher & Joseph / <i>Chris</i>	23 Beech St Greenfield	8
Evelyn Walfleahle <i>Evelyn</i>	75 Prospect St Greenfield	5
Neil Severn <i>Neil</i>	30 Abbott St. Gfld	6
Hillary Hoffman <i>Hillary</i>	30 Abbott St Greenfield	6
PETE BROWN <i>Pete</i>	24 James St Greenfield	5
Melinda Baughman <i>Melinda</i>	24 Brunner ST GREENFIELD	5
Amy Donovan	232 Green River Rd Greenfield	1
J. CHANIS BECKIS	" " "	1
Kirsten Thew <i>Kirsten</i>	4 Fairview Ten. Gfld	7
Dorothy Moore <i>Dorothy</i>	88 Columbus Ave	3
HOWARD CLARK <i>Howard</i>	88 Columbus Ave	3
LOUISE Amyot <i>Louise</i>	56 MADISON CIRCLE	6
Robert Amyot <i>Robert</i>	56 MADISON CIRCLE	6
Joan Whitney <i>Joan</i>	112 Franklin St, Apt 1 F	6

The use of gas-powered leaf blowers shall be banned in the City of Greenfield.

GREENFIELD, MASS
2023 APR 10 AM 11:19
OFFICE OF THE
CITY CLERK

Whereas gas-powered leaf blowers are a threat to health, air quality, neighborhood livability and peace,
The use of gas-powered leaf blowers shall be banned in the City of Greenfield.

GREENFIELD, MASS
2023 APR 10 AM 11:20
OFFICE OF THE
CITY CLERK

Fwd: Home Equity Taking Refirms

June 7, 2023

Al Norman

to Councilor, Roxann, Councilor, citycouncil, Joan

To: Dan Guin, Greenfield City Council President

Roxann Wedegartner, Mayor

Fr: Joan Marie Jackson, Mitch Speight, Al Norman

Date: 6/7/23

Re: Housing Equity Reforms in Response to U.S. Supreme Court Tyler Decision

On November 16, 2022, the Greenfield City Council unanimously voted to send a resolution to the Massachusetts General Court urging adoption of legislation relative to tax deeds amending Section 53 of Chapter 60 such that after an order of public sale of a foreclosed property, the distribution of proceeds would, consistent with the provisions of M.G.L. 183, section 21, and sections 24-27, "treat the tax title holder [the city] like a mortgagee with the first priority interest in the proceeds from the property, and treating the delinquent debtor [the property owner] as a mortgagor, rendering the surplus, if any, to the mortgagor."

Five months later, on April 12, 2023, Housing Greenfield sent an email to the City Council Chair, and to the Mayor, noting that the provisions of M.G.L. Chapter 60, s. 87 allow Greenfield to adopt a local ordinance to instruct the Tax Collector not to use the tax title process to collect unpaid taxes. "We therefore urge the City Council to adopt an ordinance, with the Mayor's support, using this language: "pursuant to M.G.L. chapter 60, section 87, to direct the Collector not to exercise the power of taking under chapter 60, section 53, to enforce a lien for taxes. As a City we have the legal option to not use tax title taking as the pretext to collect home equity beyond debt." Here is the statutory language from Section 87 of Chapter 60:"

Section 87. A city or town may, by ordinance or by-law, respectively, direct whether its collector shall exercise the power of sale or the power of taking to enforce the lien for taxes; and in default of such ordinance or by-law the collector may exercise either power at his discretion; but the passage of any such ordinance or by-law shall not render invalid any proceedings then pending.

On May 25, 2023, the United States Supreme Court, in the case *Tyler v. Hennepin County*, stated: "The County had the power to sell Tyler's home to recover the unpaid property taxes. But it could not use the toehold of the tax debt to confiscate more property than was due...The consensus that a government could not take more property than it was owed held true through the passage of the Fourteenth Amendment...Thirty-six States and the Federal Government r The City of Greenfield should not be in the business of "unhousing" our citizens who are struggling to pay their property taxes. The Supreme Court has ruled that property owners who lose their home at auction should receive "just compensation" for that taking. (see footnote 2) We believe that it is time to take action now as a City to make our housing/tax collection policies compliant with the SCOTUS decision.

We therefore urge the City Council to adopt the following two motions to address our unconstitutional taking of surplus equity:

1. The City Council should adopt an ordinance regarding the disposition of surplus equity: “Pursuant to M.G.L. chapter 60, section 87, the City directs the Collector of Taxes to use the power of sale to enforce a lien for taxes, not to exercise the power of taking under chapter 60, section 53. Pursuant to the provisions of M.G.L. 183, section 21 and 27(1), after an order of public sale of a foreclosed property, the distribution of proceeds shall treat the tax title holder [the city] like a mortgagee with the first priority interest in the proceeds from the property, and treating the delinquent debtor [the property owner] as a mortgagor, rendering the surplus, if any, to the mortgagor.”

2. The City Council should also adopt an ordinance providing restitution for surplus home equity already t

2. Based upon the property auction records of the Tax Collector, the City shall make reasonable efforts to contact all property owners, who fall within the statute of limitations, and who were subject to unconstitutional surplus equity taking, to offer said property owners compensation for any excess equity taken, including all collection costs, legal fees and interest, plus interest calculated from the date of taking by the City up to the date of final restitution.”

One of the lead attorneys at the Pacific Legal Foundation who participated in the *Tyler* case has written: “Hopefully, we get something passed soon that clearly lays out collection procedures consistent with *Tyler*. Otherwise, cities continuing to take equity can expect lawsuits and liability.” (2) Northampton land use attorney Michael Pill told the Massachusetts Lawyers Weekly that “home equity thieves” may have issues under the state’s consumer protection statute, Chapter 93A, and are “courting liability” if they do not abandon their practices.(3) Cities must treat tax lien foreclosures like mortgage foreclosures, Pill explained, with the borrower entitled to all equity over debt. Greenfield faces significant litigation costs if we fail to proactively compensate property owners who can bring claims in court to recapture their lost equity, Our proposed ordinance will protect the city from the legal costs of unnecessary lawsuits,

We encourage the City Council to right the wrong that was done to these Greenfield property owners, and to expedite these motions to avoid any potential legal costs and litigation against the City prompted by the SCOTUS ruling in *Tyler v. Hennepin*. (4)

We ask you to put these two proposed ordinances before the Ordinances committee, and to work as quickly as possible to pass ordinances to ensure that Greenfield does not take excess equity anymore, and that the property owners we have already harmed are made whole.

Thank you for your timely consideration of our request.

Footnotes

(1) M.G.L. Chapter 183, section 27: Disposition of proceeds of foreclosure sale; itemized accounting provided to mortgagor

Section 27. The holder of a mortgage of real estate, or his representatives, out of the money arising from a sale under the power of sale shall be entitled to retain all sums then secured by the mortgage, whether then or thereafter payable, including all costs, charges or expenses incurred or sustained by him or them by reason of any default in the performance or observance of the condition of the mortgage or of any prior mortgage, rendering the surplus, if any, to the mortgagor, or his heirs, successors or assigns, unless

otherwise stated in the mortgage. No person other than the holder of the mortgage shall be bound to see to the application of the money arising from such sale.

(2) June 2, 2023 email from Atty.. Joshua Polk to Al Norman

(3) Massachusetts Lawyers Weekly <https://masslawyersweekly.com/2023/06/02/change-coming-to-municipal-tax-liens-but-what-kind/>

(4) PDF of the SCOTUS *Tyler* decision: https://www.supremecourt.gov/opinions/22pdf/22-166_8n59.pdf

see attached word document version

Joan Marie Jackson, Mitch Speight

Al Norman

HOME EQUITY REFORMS IN RESPONSE TO THE SCOTUS TYLER DECISION

To: Dan Guin, Greenfield City Council President

Cc: Roxann Wedegartner, Mayor

Fr: Joan Marie Jackson, Mitch Speight, Al Norman

Date: 6/7/23

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Joan Marie Jackson and Mitch Speight, jacksonspeight@gmail.com
Al Norman, info@sprawl-busters.com

*A Resolution to support the Amendment to Ma Gl c. 44, § 53 that would permit municipalities to deposit statewide opioid settlement funds in a separate fund, outside of the general fund, upon the approval of the Director of Accounts.

Under the proposed amendment, municipalities would still be required to appropriate the funds for their intended purposes. The Division of Local Services linked to and summarized the proposed amendment in its May 19, 2022 issue of City & Town.

Current Rule: G.L. c. 44 § 53.

The General Fund Revenue Exception – All money received or collected from any source by a city, town or district belongs to its general fund and can only be spent after appropriation unless a general or special law provides an exception, i.e., expressly restricts use for a particular purpose or allows expenditure by a department or officer without appropriation. G.L. c. 44 § 53.

•This general rule of municipal finance occasionally presents communities with accounting and procedural difficulties in situations where an unexpected, conditional receipt is received. Such receipts, by law, would become part of the general fund, eventually close and become part of the next year's free cash certification. When it becomes part of free cash, the original restrictions on the funds become muddled as under current law they must sit in an available fund that can be appropriated for any lawful purpose. Additionally, this process can take several months and many times these one-time monies are intended for immediate expenditure for their specific purpose i.e. settlement funds.

From the DLS guidance for municipal finance:

**The Proposed Amendment to the current law, subsection 6:

•The proposed exceptions to the general rule would allow such one-time monies [settlements] to be reserved in special fund, thereby not closing at the end of the fiscal year and not become part of the free cash certification.

•A distinction is made for monies received for one specific purpose to be spent without appropriation and other qualifying receipts to be reserved in a special fund and spent with appropriation by vote of city council.

•In both scenarios, this exception is limited to one-time, unanticipated receipts that affect multiple communities.

***For the stated reasons I request that the council bring forth a Resolution to Support the terms of the proposed Amendments for the allocation of The Opioid Abatement Settlement Funds and to set forth an ordinance that aligns with the parameters of the proposed amendment.

•I also request the city council move to adopt the charter language that specifically deals with funds that are legally deemed "one time payments" and as such, abide by the legal, definition and consideration of one time payments as defined and in accordance with Mgl

•I request a motion of the city council to resolve that all settlement funds are considered one time funds as set forth by mgl regardless of the duration of the receipt of those payments they shall be treated as such and in accordance with the law with amendments as proposed.

Inclusive of:

How payments are dispersed, the duration of years or terms of the installment payments, that the city receives; the payment arrangement is irrelevant. The argument supports the amendment to Gl c. 44, § 53 and lessens the "muddying" of legal appropriations. If the city/town would receive in lump sum total, it would be seen as a "one time" payment and should be

handled as one time appropriation of such funds, the settlement falls within the parameters of MGL law pertaining to settlement funds & contained within the text of the settlement itself.

- I motion that the city council consider an ordinance that establishes an oversight committee for the Opioid Abatement Settlement Funds; subject to open meeting law.

- The committee shall be established, with the purpose to receive input from the most affected members of our community due to the losses sustained relating to the addiction of opioids and those who have suffered losses including loss of lives affecting their families, in posterity.

- The Committee shall meet quarterly with recommendations of appropriations to present to the city council for appropriations. •The Committee shall establish several methods of communication with the Committee, inclusive but not limited to, e-mail, TTY, first class mail, text or phone call.

- The Committee shall be available to the public in person and via hybrid.

- The Committee shall video and audio record the meetings & submit a copy of the meetings to GCTV for dissemination to the public.

- The Committee shall hold public meetings after 6pm EST to allow for public input/commentary speaking to the needs of residents of the community.

- The Committee shall include medical professionals from the Community Health Center, Franklin Medical Center, Ambulance Service, members from our community safety, recovery centers, interfaith council; public safety; inclusive but not limited to Board of Health, Fire Fighters, First Responders, Dispatch, Probation Officers, Sheriff Department, Domestic Violence Task Force, Service Clinics Opioid Task force . It shall also include an active member of the School Committee, an active member of the Human Rights Committee and a current member of the City Council appointed by the President of the City Council & subject to majority vote of the council.

- The Committee shall extend invites to property managers and/or residents service coordinators of Leyden Woods, Greenfield Gardens, Winslow Apartments, including, but not limited to temporary living establishments i.e. CSO/BHN/Servicenet and other temporary living situations.

- The Committee shall establish a subcommittee focused on mobilized outreach to the poorest communities & most disenfranchised in our city. Including, but not limited, to the unhoused community. This subcommittee shall also receive input from the School Principals with the goal to document trends & areas of need.

I motion that the city council appropriation of the settlement funds pass by $\frac{2}{3}$, roll call, vote of the city council however only after the following occurs; exceptions as noted.

Prior to the appropriations of settlement funds, deemed one time funds, a hearing of the public body shall take place & comply with the rules pertaining to notice and publication of said hearing; no appropriation shall be made absent of public comment as is currently permitted by the city council and those associated subcommittees. That the council shall be allowed to add to the discussion for consideration and after a report from the established committee and outreach subcommittee but when funds are available for appropriations.

- I motion the city council have complete oversight of the appropriation of settlement funds taking into consideration of current needs of the city.

- In the event the city does not use the appropriations for the current fiscal year the funds shall be moved to a segregated stabilization fund and shall not be included in the free cash certification and used only for appropriations legally set forth in the terms contained within the

settlements & in accordance to both G.L. c. 44 § 53 & inclusive with terms set forth by the DLS municipal finance guidance. This is a direct quote from the MABH guidance on the funds.

"After the funds are appropriated, the legislative body of a municipality can create a stabilization fund for the special purpose of holding and spending the opioid settlement proceeds by creating an opioid stabilization fund. In order to create such a fund, a municipality would need to do the following:

- Vote to create the stabilization fund using the language contained in G.L. c. 40, § 5B, paragraph.
- A two-thirds majority vote is required to create the fund.

Once created, appropriations into the stabilization fund requires a simple majority vote annually by the legislative body. However, appropriations from the fund requires a two-thirds majority vote annually by the legislative body. The fund will remain in existence until it is terminated."

Once the city council moves to create the stabilization fund we can ensure compliance to the settlement agreement & the laws that govern them. I request that these motions, resolutions & charter adoption be brought forth to council for consideration.

Fwd: Ride for Hire Ordinance - Edits and Comments Requested

Dani Letourneau

Jun 27, 2023, 2:51 PM (1 day ago)

to Dan, Councilor, Roxann, Lori, me

Council President Guin - This is **not** for the 5-day deadline, just passing some unfinished work on, as we discussed in person.

This is the work I did with licensing clerk Lori K on making changes to the vehicle-for-hire ordinance.

It needs to be commented on by the PD since procedurally it has much more to do with their process than it does licensing. I am happy to assist as a private citizen when and if it comes to A&O.

Best, Dani

Dani Letourneau

Chief of Staff

Office of the Mayor

City of Greenfield

14 Court Square

Greenfield, MA 01301

413-772-1581

413-824-1740

dani.letourneau@greenfield-ma.gov

----- Forwarded message -----

From: **Dani Letourneau** <dani.letourneau@greenfield-ma.gov>

Date: Mon, Nov 14, 2022 at 5:05 PM

Subject: Ride for Hire Ordinance - Edits and Comments Requested

To: Roxann Wedegartner <roxann.wedegartner@greenfield-ma.gov>, Robert Haigh <robert.haigh@greenfield-ma.gov>

Cc: Daniel McCarthy <daniel.mccarthy@greenfield-ma.gov>

Hello, Mayor, Chief, and Lieutenant,

As you all know, over the past few years we have had issues with a certain Taxi service. One thing that I agree with the owner on was that the City's ordinance on Rides-For_hire needed to be updated. City Code 538.

Attached is the latest draft of changes, worked on by me and Lori Krikorian. We aimed to clarify a few things:

- * This one ordinance applies for all ride-for-hire services, except TNCs (TNCs are Ubers and Lyfts, etc, which are covered under MGL and CANNOT be regulated locally).

- * This ordinance makes it clear when you need a license from Greenfield, and when you do not (the old one did not make that), and how we can accept services licensed in other communities, to a certain extent.

- * In a few spots we repurposed language from either the state law on TNCs <https://www.mass.gov/regulations/220-CMR-27400-transportation-network-companies>

- * OR from the Massachusetts Ride for Hire Task Force final report from February 2018 <https://www.cityofmethuen.net/sites/g/files/vyhlf886/f/uploads/to2117detail.pdf>

For reference here is the current ordinance: <https://ecode360.com/30792821?highlight=taxi&searchId=28521059920920479#30792821>

What I would like to do is have you all comment on this, and the Mayor gets final approval, then I would submit it to the council for them to send to A&O. At that time I may want the Chief or Lt McCarthy, who dealt with the AN Taxi situation, accompany me to A&O, but at this point, it may be January before we get there.

Thank you,

Dani Letourneau

Chief of Staff

Office of the Mayor

City of Greenfield

14 Court Square

Greenfield, MA 01301

413-772-1581

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Ride for Hire

§1 Definitions

Ride for Hire – Transportation of a passenger in a vehicle for a fee, including but not limited to any vehicle used as a livery, limousine, taxicab, hackney, rickshaw, or TNC vehicles.

Ride for Hire driver/operator – Those individuals who provide transportation of a passenger in a vehicle for a fee, including but not limited to any vehicle used as a livery, limousine, taxicab, hackney, rickshaw, or TNC vehicle.

Regularly – For the purposes of this ordinance a Ride for Hire driver/operator is considered to be regularly picking up passengers within the City of Greenfield if they pick up passengers in Greenfield two or more times in a month.

Transportation Network Company (TNC) - A corporation, partnership, sole proprietorship or other entity that uses a Digital Network to connect Transportation Network Riders to Transportation Network Drivers to pre-arrange and provide transportation.

Transportation Network Driver - An individual certified by a TNC to provide Transportation Network Services.

§2 Applicability

This ordinance applies to all Rides for Hire who regularly pick up passengers within the City of Greenfield (two or more times in a month). For the purposes of this ordinance there is no distinction of the type of Ride for Hire (i.e. livery, taxi, etc).

This ordinance does not apply to Transportation Network Companies (TNCs) or Transportation Network drivers, which are regulated by the Department of Public Utilities TNC Division.

This ordinance does not apply to vehicles engaged exclusively to provide services to funeral homes, hospitals or other medical assistance/special needs vehicles, nor to any mass transit authority vehicles.

§3 License required

Business license

All livery, taxi, or other Ride for Hire businesses (whether an individual driver/operator or collection of drivers/operators) seeking to conduct business in Greenfield must obtain a Ride for Hire business license from the Board of License Commissioners prior to operating a Ride for Hire business in the City of Greenfield.

A Ride for Hire business license is valid until December 31st and must be renewed annually. Unless otherwise set by the Board of License Commissioners, the annual fee for a Ride for Hire business license is \$50.

Driver/operator Ride for Hire license

All drivers of liveries, taxis, or other Ride for Hire vehicles employed by a Ride for Hire business operating in Greenfield, must obtain a Ride for Hire driver/operator license from the Greenfield Chief of Police.

All livery, taxi, or other Ride for Hire drivers who regularly pick up passengers in Greenfield (two or more times in a month) ~~and who do not have a Ride for Hire driver/operator license issued by another Town or~~

City in Massachusetts, must obtain a Ride for Hire driver/operator license from the Greenfield Chief of Police.

Ride for Hire driver/operator licenses expire on December 31st and must be renewed annually. The fee for a Ride for Hire driver/operator license will be set by the Chief of Police.

~~If a Ride for Hire driver has a Ride for Hire driver/operator license issued by another Massachusetts municipality, the driver must submit a copy to the Greenfield Chief of Police and to the owner of the Greenfield Ride for Hire business by whom they are employed before picking up passengers in Greenfield.~~

§4 Driver/operator Ride for Hire applications

Application

Written application for a Ride for Hire driver/operator license shall be made to the Greenfield Chief of Police. All applications shall set forth under the penalties of perjury such information as the Chief of Police may require.

The Chief of Police shall conduct a nationwide background check for each Ride for Hire driver/operator which shall at a minimum include a review of multi-state criminal history database, multi-state motor vehicle driving history database, and U.S. Department of Justice National Sex Offender Public website. The Chief of Police shall conduct the nationwide background check for each Ride for Hire driver/operator not less than once annually.

Driver/operator requirements

Ride for Hire driver/operators must be at least 21 years old. If the driver is under 23 years old, they must have held a valid United States driver's license for not less than three years; if they are 23 years of age or older, they must have held a valid United States driver's license for not less than one year.

Grant or denial

The Chief of Police may deny issuing a Ride for Hire driver/operator license if the background information demonstrates a risk to public safety or if there is a disqualifying condition.

If an application for a Ride for Hire driver/operator license is disapproved by the Chief of Police, the applicant shall be informed in writing of the specific reasons for the disapproval and of the opportunity for a hearing before the Board of License Commissioners to review the decision. Any person aggrieved by the refusal of the Chief of Police to grant a license may file a written appeal to the Board of License Commissioners containing a complete statement of the reasons why said refusal is unreasonable within 10 calendar days of the denial. If the Board of License Commissioners finds that said refusal is unreasonable it may request the Chief of Police to grant the license.

§5 Requirements

Business

The Ride for Hire business owner must provide the Chief of Police with a continuously updated list of those persons driving vehicles for the Ride for Hire business. Failure to submit updated lists is a violation of this ordinance.

It is the responsibility of the Ride for Hire business owner to ensure that all drivers have a valid Ride for Hire driver/operator license issued by the Greenfield Chief of Police ~~or issued by another Massachusetts municipality~~. It is a violation of this ordinance if any of the driver/operators employed by the business are not duly licensed.

Drivers

The Ride for Hire driver/operator license issued by the Greenfield Chief of Police ~~or another Massachusetts municipality~~ must be displayed within the vehicle in clear view of the passengers at all times when the vehicle is being operated. The license must be displayed on both sides of a hang tag so that it is visible from both the inside and outside of the vehicle. The license must contain a recent photo of the driver and the driver's legal name.

Vehicles

All liverys, taxis, and other Ride for Hire vehicles must maintain vehicle insurance as required by the Commonwealth. The minimum amount of insurance liability coverage may be adjusted at the discretion of the Mayor or the Mayor's designee. The policy shall state that if it is revoked or amended the insurance company will notify the Board of License Commissioners no later than 30 days prior to the effective date of the revocation or amendment. Evidence of such insurance shall be carried in the Ride for Hire vehicle at all times. A copy of the insurance certificates for all Ride for Hire vehicles must be provided to the City annually by December 31st.

All Ride for Hire vehicles must receive an annual inspection pursuant to M.G.L. c.90 §7A. Vehicles registered in another state shall comply with the inspection requirements of that state.

§6 Regulations

For the purposes of this ordinance there is no distinction of the type of Ride for Hire (i.e. livery, taxi, etc).

Picking up passengers

All licensed Ride for Hires may pick up passengers at dedicated curbside taxi stands. All licensed Ride for Hires may also be hailed by a passenger on the street in addition to picking up passengers for trips that are prearranged.

Ride for Hire drivers may not take up or carry any passenger after the vehicle has been occupied or engaged by a prior passenger without the permission of the first passenger.

Transportation of alcohol

No Ride for Hire shall be used as a transportation for hire for the delivery of any alcoholic beverages without a license issued by the Alcoholic Beverage Control Commission as required by M.G.L. c.138. This section is not intended to prohibit passengers from purchasing and transporting alcoholic beverages.

Found property

The driver of a Ride for Hire shall search the interior of the vehicle, and the trunk if used by a passenger, at the end of each shift. Found property shall be brought to the Ride for Hire business office. If any dangerous or illegal item is found in the vehicle, then the Ride for Hire driver/operator shall notify the Police Department immediately. The Ride for Hire business owner shall be responsible for bringing any found items to the Police Department within 24 hours of discovery.

Fares

All Ride for Hire businesses may set their own fare.

All Rides for Hire must display the current fare rates in the vehicle. The fare rates notice must be displayed in such a way that passengers can clearly view it.

Receipts

Ride for Hire drivers/operators must give the customer a receipt when requested. The receipt should contain the date, pick-up and drop-off locations, starting and ending time, fare, Ride for Hire driver/operator name and license number, and the phone number of the Ride for Hire business.

Vehicle Markings

Ride for Hire vehicles must be identifiable with the word “taxi”, “cab”, “livery”, “ride service”, or other similar identification; should display the name of the business; and the name “City of Greenfield” if the business is located in Greenfield. Markings should appear on both sides of the vehicle with letters not less than four inches high and ½ inch wide. All wording must be in contrasting colors to the vehicle and be legible. The requirements of this section for vehicle markings may be waived by the City.

Records

Ride for Hire drivers/operators must maintain true and correct legible records of all trips during all shifts worked. This record must contain the name and address of the Ride for Hire driver/operator; the Ride for Hire vehicle license plate number; the date, time, and location of the origination; the date, time, and location of the drop-off; the number of passengers; the total fare charged; and method of payment. These records must be maintained for a minimum of seven years. These trip records must be available for inspection upon demand by a Police Officer. Trip records must also be submitted to the Ride for Hire business owner for record keeping purposes at the end of the driver/operator’s shift.

In addition to the trip records, Ride for Hire businesses must also maintain the following records for a minimum of seven years: a roster of drivers for each calendar year; records pertaining to the price of rides; any suspension or revocation of a Ride for Hire driver/operator, or any disciplinary actions taken against a driver, and the reason(s) therefore; incidents reported, from any source, to a Ride for Hire business owner relative to a driver or rider, and any actions that the Ride for Hire business owner has taken, if any, to resolve said incidents. These records must be available for inspection upon demand by a Police Officer.

Liaison

A Greenfield Police Officer designated by the Chief of Police shall be a liaison between the City of Greenfield, passengers, and Ride for Hire businesses and drivers/operators. This Officer shall be responsible for initiating any investigation into complaints related to violations of this ordinance.

§7 Suspensions & Revocations

Ride for Hire business license

The Board of License Commissioners may suspend or revoke a Ride for Hire business license for a violation of the law or of this ordinance or if the public health and safety so requires. The Board of License Commissioners shall, as soon as is practicable, provide the licensee with written notice of the suspension or revocation and inform the license holder of the right to a hearing before the Board.

A request for a hearing must be made in writing within 10 days of receipt of the notice. At the hearing, the licensee will have the opportunity to present testimony and other evidence and to be represented. Upon suspension or revocation, the license shall be immediately surrendered to the Board of License Commissioners. A request for a hearing shall not delay any suspension or revocation.

Ride for Hire driver/operator license

The Chief of Police may suspend or revoke a livery, taxi, or other Ride for Hire driver/operator license at any time for a violation of the law or this ordinance or as the public health and safety so require. ~~If the Ride for Hire driver’s license was issued by another municipality, the Chief of Police may suspend or revoke that driver’s right to operate a Ride for Hire in Greenfield.~~

The Chief of Police shall as soon as is practicable provide the Ride for Hire driver/operator licensee with written notice of the suspension or revocation and inform the driver/operator licensee of the opportunity for a hearing before the Board of License Commissioners to review the decision. Upon suspension or revocation said license shall be immediately surrendered to the Chief of Police. A request for a hearing shall not delay any suspension or revocation. If the driver/operator is employed by a Ride for Hire business the Police Chief will also notify the Ride for Hire business owner.

If the Ride for Hire driver/operator is aggrieved by the decision of the Chief of Police in suspending or revoking their license, they may file a written appeal to the Board of License Commissioners containing a complete statement of the reasons why said suspension or revocation is unreasonable within 10 calendar days of the suspension or revocation. If the Board of License Commissioners finds that the suspension or revocation is unreasonable it may request the Chief of Police to reinstate or reissue the license.

A suspended or revoked license shall not be reinstated or reissued until the licensee has reapplied for a license.

§8 Enforcement Provisions

Operation of a Ride for Hire vehicle without a Ride for Hire driver/operator license

The Police may order any driver operating a Ride for Hire vehicle in Greenfield without a valid taxi, livery, or other Ride for Hire driver/operator license to immediately discontinue the ride. Additionally, the Ride for Hire driver/operator may be fined or penalized as outlined below.

Operation of a Ride for Hire business without a Ride for Hire business license

The Police may order any Ride for Hire business operating in Greenfield without a valid Ride for Hire business license to cease the business until duly licensed by the City of Greenfield. All drivers employed by the unlicensed Ride for Hire business will be ordered to immediately discontinue any rides. Additionally, the Ride for Hire business owner may be fined or penalized as outlined below.

Violations of this ordinance and penalties

The provisions of this ordinance may be enforced by any Police Officer of the City of Greenfield.

In addition to the enforcement provisions for operation of a Ride for Hire vehicle without a Ride for Hire driver/operator license or of operation of a Ride for Hire business without a Ride for Hire business license, violations of this ordinance may be enforced by any available means in law or equity, including but not limited to enforcement by noncriminal disposition pursuant to M.G.L. c.40 §21D. Each day a violation exists shall constitute a separate violation. When enforced through noncriminal disposition the penalties shall be \$100 for a first violation, \$200 for a second violation, and \$300 for a third and subsequent violations.