

GREENFIELD CITY COUNCIL

Regular Meeting Minutes

September 21, 2022

John Zon Community Center/Zoom Hybrid

6:30 pm

CALL TO ORDER: Meeting was called to order at 6:32 p.m. by Acting Chair/Vice President Guin.

CHAIRS STATEMENT: This meeting is being recorded by the City Council and GCTV-15. 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 Desorgher was absent.

ALSO PRESENT: Chief of Staff/Acting Mayor Danielle Letourneau; City Clerk Kathryn J. Scott; Finance Director/City Auditor/City Accountant Elizabeth Gilman; Greenfield School Superintendent Dr. Christine DeBarge; School Committee Chairperson Amy Proietti; Health Director Jennifer Hoffman; Procurement Director Laura Phelps; IT Director Fernando Fleury; Fire Chief Robert Strahan; Fire Station Building Committee co-chairs David Singer and Butch Hawkins; Fire Station construction project manager Neil Joyce; DPW Director Marlo Warner; Parliamentarian Wilson Roberts; GCTV-15 staff; Mary Byrne, *the Recorder*; MassLive Staff and members of the public.

The Pledge of Allegiance was held.

ACCEPTANCE OF MINUTES: None.

COMMUNICATIONS:

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

- The school year began with administration support and using social emotional learning curriculum.
- Community meetings for the review of the NESDEC (New England School Development Council) study options.
- School Committee began the strategic planning process.
- Annual tours of the school facilities prior to the beginning of the school year.

Councilors asked the following questions:

- Feedback to the Yondr pouches program implementation.
- Why purchase accessories for phones instead of prohibiting phones on school grounds.

MAYOR, CITY OFFICERS AND EMPLOYEES: Chief of Staff/Acting Mayor Danielle Letourneau reported the following:

- Thanked Treasurer/Collector Kelly Varner for her presentation at Ways and Means Committee of tax title process and home equity issue.
- Greenfield was again designated as a Green Community.
- “Vintage Days”, a joint event between the City and Greenfield Business Association will occur this weekend.
- “Goods pop up shop”, a joint event between the City and Greenfield Community College and features micro enterprises.
- Visit Greenfield MA website had been updated and launched recently.

- The City of Greenfield website was expected to be launched in fall of 2022.
- A few of the City's fire apparatuses may be featured in an upcoming 2023 calendar produced by Allegiance fire and rescue.
- The Health Department was working with a new Baystate residency program in regards to their training in public health.
- Work on Sanderson Street was on time; with phase I paving to begin on October 1, 2022.
- West Street sewer replacement project would be completed in mid-November and Wisdom Way was on schedule.
- Dredging of the Leydon Glen was complete; next step would be to refill it.
- She spoke to the proposed appropriation to fund a police audit that was tabled at the Ways & Means Committee at their meeting last night.

Councilors asked the following questions:

- Free cash certification and the amount certified.
- Could a portion of free cash be used towards the construction of the new fire station.
- Status on a new hire for Finance Director to replace Ms. Gilman.
- The recertification of Police Chief Haigh.

OTHER CITY EMPLOYEES AS NEEDED, BY INVITATION: Fire Chief Robert Strahan, Fire Station Building Committee co-chairs David Singer and Butch Hawkins and Fire Station project manager Neil Joyce reported the following:

- Presentation given on the general bids and sub bids submitted for the construction of the Fire Station and the rise of costs and materials.
- Co-chair Singer noted that legally the committee would not go forward with accepting a bid unless the Council passed the proposed appropriation for \$1.75 million dollars.

Councilors asked the following questions:

- Clarification that bid was an IFB (Invitation for Bid) and not RFP (Requests for Proposal).
- Clarification that the proposed \$1.75 million appropriation was an addition to the \$14.4 million funds appropriated for the Fire Station building project.
- Status on the conditions the temporary fire station had provided to the firefighters.

PUBLIC COMMENT: The following members of the public spoke:

- Elaine Fletcher, Union St., spoke to her experience dealing with Deputy Chief William Gordon in a professional capacity and believed he should be made the permanent police chief.
- Carol Letson, Allen St., spoke to the establishment of a more proficient police department that treats all people fairly.
- Doug Selwyn, Forest Ave., spoke to his concern with the condition to the Lunt Property on Federal Street and the need for a new LSP to review the property.
- Susan Worgaftik, Forest St., spoke to the need of people to work at aiding their community with what was needed.
- Dorothy McIver, Columbus Ave., spoke to the lack of confidence in Police Chief Haigh as supervisor of the Police Department. She also spoke to her concerns with the Lunt Property on Federal St.
- Bram Moreinis, Myrtle St., spoke to the legal issues with Police Chief Haigh and Mayor Wedegarnter's lack of acknowledgment of the court findings.
- Emily Greene, Davis St., spoke to her disappointment with the lack of acknowledgment to the racism within the police department and the reinstatement of Police Chief Haigh.
- Jon Magee, Green St., encouraged the Council to vote no confidence in the Mayor and Police Chief Haigh.

- Rebecca Seifried, Maple St., spoke to her concern of the City's proposals to improve community safety including a task force and audit and encouraged the Council to vote no confidence in the Mayor and Chief of Police.
- Stacey Sexton, High St., spoke to her concern with how Police Chief Haigh conducted the police department, as well as disappointment in the Mayor's leadership, and encouraged Councilors to vote no confidence in the Mayor and Chief of Police.
- Daniel Yalowitz, High St., spoke to his disappointment in the conduct of Police Chief Haigh and Mayor Wedegartner.
- Jesus Leyva, High St., encouraged Councilors as individuals to sign the public POST (Peace Officer Standards and Training) Commission complaint created by the Greenfield's people's budget and/or vote no confidence against Police Chief Haigh.
- Molly Merritt, Solar Way, spoke to her disappointment over the reinstatement of Police Chief Haigh. She encouraged the councilors to vote against the appropriation for the audit of the police department.
- Louise Amyot, Madison Circle, encouraged the Council to censure Police Chief Haigh and the Mayor.
- Rachel Gordon, Precinct 2 Greenfield, encouraged Councilors to vote against the appropriation for an audit of the police department.
- Ella Condon, Beech St., spoke to a case brought up by then acting Police Chief William Gordon involving sexual assault, as well as allegations of sexual misconduct of some police officers.
- Joannah Whitney, Franklin St., encouraged Councilors to vote against the appropriation for an audit of the police department.
- Kendra Sarvadi, Beech St., spoke to her concern of the conduct the Mayor had shown during the trial of Police Chief Haigh. She encouraged Councilors to vote no confidence in Police Chief Haigh and the Mayor.
- Wendy Goodman, Green River Rd., spoke to her resignation from the Human Rights Commission due to the violations of human rights in the City and her disappointment with the Mayor's handling of these situations.
- Pamela Goodwin, High St., spoke to her experience dealing with the Mayor in regards to the Lunt Property cleanup. She also voiced her opposition to the reinstatement of Police Chief Haigh.
- Mpress Bennu, Greenfield, spoke to how Greenfield needs to move forward and find solutions instead of harping on the problems and expressing too much negativity.
- Mireille Bejani, Peabody Ln., encouraged the Councilors to vote against the appropriation for the audit of the police department. She also voiced her concern with the condition of the Lunt property.

Acting Chair/Vice President Guin called for a 5 minute recess at 8:35 pm.

Meeting resumed at 8:44 pm.

PUBLIC HEARINGS: Councilor Forgey read the public hearing:

PUBLIC HEARING

In accordance with Home Rule Charter, the Greenfield City Council will hold a public hearing on Wed., September 21, 2022, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom:

<https://greenfield-ma-gov.zoom.us/j/91656333922?pwd=NUVUby96Mi9ncHMwREtEQld2Zk5DQT09>
Meeting ID 916 5633 3922, to receive public input on the following:

- Approval to repurpose \$57,955.54 of previously authorized financial orders for parts and repair of transfer station doors.
- Appropriate \$45,000 from Fund 8400 General Stabilization for establishment expenses of a Public Safety Community Task Force.

- Appropriate \$1,750,000 for the Construction of the New Fire Station.
- Rescind Borrowing Authorities for the Construction of the New Library by \$500,000.
- Appropriate \$500,000 from borrowing for the Construction of a New Fire Station.

The City Council may consider the same on Wed., September 21, 2022, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom Remote Access: <https://greenfield-ma.gov.zoom.us/j/91656333922?pwd=NUVUby96Mi9ncHMwREtEQld2Zk5DQT09> Meeting ID 916 5633 3922. Materials can be obtained from the City Clerk's Office, 14 Court Sq. from 8:30 a.m.-5:00 p.m., Mon. - Fri. or phone 413-772-1555, x. 6163.

Sheila Gilmour, Greenfield City Council President

Acting Chair/Vice President Guin opened the public hearing at 8:46 pm and asked if anyone from the public wished to speak on these issues. Seeing none, Acting Chair/Vice President Guin closed the public hearing at 8:47 pm.

Councilor Forgey read the second reading:

City Council – Second Reading- September 21, 2022

- Approval to repurpose \$57,955.54 of previously authorized financial orders for parts and repair of transfer station doors.
- Appropriate \$45,000 from Fund 8400 General Stabilization for establishment expenses of a Public Safety Community Task Force.
- Appropriate \$1,750,000 for the Construction of the New Fire Station.
- Rescind Borrowing Authorities for the Construction of the New Library by \$500,000.
- Appropriate \$500,000 from borrowing for the Construction of a New Fire Station.

MOTIONS, ORDERS, AND RESOLUTIONS

Order no. FY 23-040

MOTION: On a motion by Councilor Forgey, second by Councilor Lapienski, it was by roll call, 12 yes, 0 no,

VOTED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 22-155 “\$175,000 BE APPROPRIATED FROM FUND 8400 GENERAL STABILIZATION TO FUND AN INDEPENDENT ASSESSMENT / AUDIT OF THE CITY OF GREENFIELD'S POLICE DEPARTMENT’S STRUCTURE, POLICIES AND PRACTICES. AREAS TO BE COVERED INCLUDE, BUT ARE NOT LIMITED, THE FOLLOWING: ORGANIZATIONAL STRUCTURE AND GOVERNANCE; OPERATING POLICIES AND PROCEDURES; DEPARTMENT CULTURE; HIRING AND PROMOTIONAL PRACTICES; PROFESSIONAL STANDARDS AND ACCOUNTABILITY; BUDGETING AND PLANNING” WHICH WAS TABLED AT THE AUGUST 17, 2022, CITY COUNCIL MEETING.

Order no. FY22-155 was now on the floor: THE SUM OF \$175,000 BE APPROPRIATED FROM FUND 8400 GENERAL STABILIZATION TO FUND AN INDEPENDENT ASSESSMENT / AUDIT OF THE CITY OF GREENFIELD'S POLICE DEPARTMENT’S STRUCTURE, POLICIES AND PRACTICES. AREAS TO BE COVERED INCLUDE, BUT ARE NOT LIMITED, THE FOLLOWING: ORGANIZATIONAL STRUCTURE AND GOVERNANCE; OPERATING POLICIES AND PROCEDURES; DEPARTMENT CULTURE; HIRING AND PROMOTIONAL PRACTICES; PROFESSIONAL STANDARDS AND ACCOUNTABILITY; BUDGETING AND PLANNING”

DISCUSSION: Councilor Forgey reported the Ways & Means Committee forwarded a recommendation to take this from the table and present it to Council. She also noted they voted not to appropriate the amount of \$175,000 as originally requested, but rather amend the amount to \$100,000.

MOTION: On a motion by Councilor Terounzo, second by Councilor Ricketts, it was,
MOVED: TO LOWER THE AMOUNT FROM 175,000 TO \$100,000.

MOTION: On a motion by Councilor Forgey, second by Councilor Lapienski, it was,
MOVED: TO AMEND THE AMOUNT TO \$60,000.

DISCUSSION: Councilor Forgey noted that the original amount was too excessive and Mayor Wedegartner had agreed to reduce the appropriation to \$100,000. However, after comment from some residents it was decided that a lower amount was warranted. Other comments included:

- Audits performed in other Towns/Cities required significantly less funding than what was requested in the original appropriation.
- Authority of RFP (Request for Proposal) oversight outside the executive municipality.
- Separation of mistrust from Police and Mayor with an independent audit organization.

It was by roll call, 6 yes, 6 no,
DEFEATED: TO AMEND THE AMOUNT TO \$60,000.

Original motion to amend amount by \$100,000 was now on the floor.

DISCUSSION: Councilors reaffirm their original comments regarding the vote on the \$60,000 amendment.

MOTION: On a motion by Councilor Ricketts, second by Councilor Lapienski, it was by roll call, 12 yes, 0 no,
VOTED: TO CALL THE QUESTION.

Original amendment for \$100,000 was on the floor for a vote.

It was by roll call, 7 yes, 5 no,
VOTED: TO AMEND THE AMOUNT TO \$100,000.

Original Order no. FY22-155 as amended was on the floor: THE SUM OF ~~\$175,000~~ **\$100,000** BE APPROPRIATED FROM FUND 8400 GENERAL STABILIZATION TO FUND AN INDEPENDENT ASSESSMENT / AUDIT OF THE CITY OF GREENFIELD'S POLICE DEPARTMENT'S STRUCTURE, POLICIES AND PRACTICES. AREAS TO BE COVERED INCLUDE, BUT ARE NOT LIMITED, THE FOLLOWING: ORGANIZATIONAL STRUCTURE AND GOVERNANCE; OPERATING POLICIES AND PROCEDURES; DEPARTMENT CULTURE; HIRING AND PROMOTIONAL PRACTICES; PROFESSIONAL STANDARDS AND ACCOUNTABILITY; BUDGETING AND PLANNING”

MOTION: On a motion by Councilor Terounzo, second by Councilor Forgey, it was by roll call, 9 yes, 3 no,
TABLED: ORDER NO. FY22-155.

Order no. FY 23-016

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

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER AND IN ACCORDANCE WITH MASSACHUSETT'S GENERAL LAWS, APPROVES REPURPOSING IN THE AMOUNT OF \$57,955.54 OF PREVIOUSLY AUTHORIZED FINANCIAL ORDERS FOR THE PARTS AND REPAIR OF TRANSFER STATION DOORS.

<u>DESCRIPTION</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
<u>DEERFIELD STREET RET.WALL:</u>	40184990.5841	\$19,241.60
<u>SILVER ST.:</u>	40174990.5845	\$24,917.83
<u>GENERATOR:</u>	40181920.5850	\$13,796.11
TOTAL:		\$57,955.54

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

It was unanimously,
VOTED: TO APPROVE ORDER NO. FY 23-016.

Order no. FY 23-026

MOTION: On a motion by Councilor Forgey, second by Councilor Ricketts, it was, **MOVED:** THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, THE SUM OF \$1,750,000 BE APPROPRIATED FOR THE CONSTRUCTION OF THE NEW FIRE STATION AND TO MEET SAID APPROPRIATION THE SUM OF \$750,000 IS TO BE TRANSFERRED FROM FUND 1627 BOND PREMIUM AND THE SUM OF \$1,000,000 IS TO BE TRANSFERRED FROM FUND 8402 CAPITAL STABILIZATION.

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

It was unanimously,
VOTED: TO APPROVE ORDER NO. FY 23-026.

Order no. FY 23-027

MOTION: On a motion by Councilor Forgey, second by Councilor Lapienski, it was, **MOVED:** THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, VOTE TO RESCIND THE FOLLOWING BORROWING AUTHORIZATION BY \$500,000. REVISED AUTHORIZATION \$19,041,296

PURPOSE	DATE OF VOTE	ART #	AMT AUTH
New Library	03/20/19	19-050	19,541,296
		Reduce	-500,000

Revised Authorization: 19,041,296

DISCUSSION: Councilor Forgey reported the Ways & Means Committee tabled the order until their next meeting in October.

MOTION: On a motion by Councilor Lapienski, second by Councilor Mayo, it was by roll call, 10 yes, 2 no,

TABLED: ORDER NO. FY 23-027.

Order no. FY 23-028

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

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, AN ADDITIONAL SUM OF \$500,000 BE APPROPRIATED FOR THE CONSTRUCTION OF A NEW FIRE STATION, AND TO MEET SAID APPROPRIATION THE TREASURER, WITH THE APPROVAL OF THE MAYOR, IS HEREBY AUTHORIZED TO BORROW SAID SUM OF \$500,000, 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 THIS PROJECT; AND FURTHER, IN ACCORDANCE WITH M.G.L. C. 44, §20, THE PREMIUM RECEIVED BY THE CITY UPON THE SALE OF ANY BONDS OR NOTES HEREUNDER, LESS ANY SUCH PREMIUM APPLIED TO THE PAYMENT OF THE COSTS OF ISSUANCE OF SUCH BONDS OR NOTES, MAY BE APPLIED TO PAY PROJECT COSTS AND THE AMOUNT AUTHORIZED TO BE BORROWED FOR THE PROJECT SHALL BE REDUCED BY THE AMOUNT OF ANY SUCH PREMIUM SO APPLIED.

DISCUSSION: Councilor Forgey reported the Ways & Means Committee table the order until their next meeting in October.

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

TABLED: ORDER NO. FY 23-028.

Order no. FY 23-033

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

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL APPROVES AND ACCEPTS THE ATTACHED RESOLUTION TITLED “A RESOLUTION OF THE GREENFIELD CITY COUNCIL TO AGREE TO FINANCIAL ASSISTANCE FROM THE UNITED STATES (Typo) DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT”.

Be it resolved that the Greenfield City Council agrees to accept financial assistance from the United States Department of Agriculture (USDA), Rural Development, in the amount of \$987,000.000, to finance the Fire Station Project. Be it further resolved that the City Council of The City of Greenfield authorizes the Mayor to sign all documents relating to the USDA Rural Development loan and/or grant.

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

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-033.

Order no. FY 23-034

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

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, AMEND THE CODE OF THE CITY OF GREENFIELD CHAPTER 355 - SEWER USE, AS WRITTEN IN THE STRIKETHROUGH ATTACHED HERETO.

AND FURTHER AMEND THE CODE, CHAPTER 355 WITH THE FOLLOWING GLOBAL CHANGES:

- CHANGE “TOWN” TO “CITY”
- CHANGE “DPW SUPERINTENDENT” TO “DIRECTOR OF PUBLIC WORKS”
- CHANGE “POLICY ON WATER AND SEWER SERVICE AND USER FEES” TO “WATER AND SEWER CUSTOMER SERVICE POLICY”

AND FURTHER AMEND THE INDEX OF THE CODE, AND FURTHER THAT NO SUBSTANTIVE 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.

§ 355-7. Installation of building sewers.

Building sewers ~~may~~ shall be installed by the ~~DPW or by the~~ owner from the sewer main to the building at the option of the Director. ~~In either case, a~~ building sewer permit will be required and the pipe and fittings, inclusive of the connecting fitting at the sewer main, shall be furnished by the owner. ~~The DPW shall make the connection at the sewer main. In all cases, t~~The owner shall excavate, backfill, and restore the site. All new services will require an inspection from the DPW prior to burial.

§ 355-11. Installation requirements

- A. All single-family dwellings shall have a minimum ~~six~~four-inch diameter building sewer. All dwellings of more than one family shall have a building sewer of a size acceptable to the Director.
- C. The minimum slope of a ~~six~~four-inch building sewer shall be 0.005 foot per foot or approximately 1/16 inch per foot. In cases where physical limitations necessitate a flatter slope, the Director shall be consulted.
- D. ~~All cellar drains shall be fitted with an accessible backflow prevention (commonly referred to as “backwater” or “flapper”) valve to preclude sewage from backflowing from a plugged main or building sewer into the dwelling.~~

Renumber subsections E through I

§ 355-14. ~~Grease, oil, and sand interceptors~~Fats, oils and grease traps / interceptors.

~~Grease, oil, and sand interceptors shall be provided when, in the opinion of the Director, such are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Director and shall be located so as to be readily and easily accessible for cleaning and inspection. All restaurants and institutional kitchen facilities with seating capacity greater than 25 seats shall install and properly maintain outside buried grease interceptors (traps) on the kitchen flow stream. The tanks shall provide a minimum of twenty-four hour kitchen flow detention time, but in no case be smaller than 1,000 gallons.~~

A. PURPOSE

The purpose of this Regulation is to protect residents, businesses and the environment within the City of Greenfield from blockages of the City’s Sewer System caused by the accumulation of fats, oils and grease in the sewer system discharged from restaurants, food service establishments, and institutional kitchen facilities. These blockages can cause backups and overflows into residences and other buildings, and the environment, and are a serious health concern.

B. DEFINITIONS

248 CMR – Massachusetts State Plumbing Code Regulations.

AGENT - Any duly authorized agent of the Greenfield Department of Public Works (DPW).

DISCHARGE LIMIT – One hundred (100) milligrams of Fats, Oils, and Grease per liter of wastewater or equivalent concentration that can cause a blockage to the municipal sewer system.

FOG (Fats, Oils, Grease) – Organic polar compounds derived from animal and/or plant sources that contain multiple carbon chain triglyceride molecules.

FOG PRETREATMENT SYSTEM – Consists of an internal grease trap and/or an external grease interceptor.

FOOD SERVICE ESTABLISHMENT – Includes, but is not limited to, any facility preparing and/or serving food for commercial or institutional use or sale. This includes restaurants, cafes, lunch counters, cafeterias, hotels, hospitals, convalescent homes, factory or school kitchens, catering kitchens, bakeries, grocery stores with food preparation and packaging, meat cutting and preparation (excluding grocery stores with only food warming operations), meat packing facilities and other food handling facilities not listed above where fats, oil and grease may be introduced into the municipal sewer system.

GREASE – A material, either liquid or solid, composed primarily of fat, oil, and grease (FOG), from animal and vegetable sources. In food service, there are two types of waste FOG generated during food preparation and cleaning processes; Brown Grease is grease that is recovered from grease traps and interceptors. Yellow Grease is inedible oil and grease that comes directly from fryers and other cooking equipment.

GREASE TRAP – A grease control device which is used to serve individual fixtures (internal unit). The device is located adjacent to or in close proximity to a kitchen fixture, and is designed to collect, contain or remove food wastes and grease from the kitchen waste stream, allowing the liquid portion to discharge to the sewer system.

GREASE INTERCEPTOR – A multi-compartmented device (external unit) located underground and outside of a food service establishment designed to collect, contain and remove food wastes and FOG from the kitchen waste stream, while allowing the liquid portion to discharge to the sewer system. FOG is separated from the kitchen waste stream by gravity as it moves from one compartment to another.

NONCOMPLIANCE FEE – Fee assessed for failure to comply with the requirements of this Regulation.

PERMITTED WASTE HAULER – Any waste hauler issued a valid permit by the Greenfield Board of Health to dispose of FOG and/or sanitary septage.

SUBSTANTIAL RENOVATIONS – Any renovation to a Food Service Establishment that would increase the number of permitted seating capacity or would alter in any way the kitchen facility.

WASTE GREASE OR OIL – Leftover grease or oil generated by a Food Service Establishment during the cooking process.

C. GENERAL PROVISIONS

(1) A Food Service Establishment or other facility that generates FOG as a by-product shall install a suitable FOG Pretreatment System that conforms to state regulations 248 CMR 10.09(2), properly treats discharge not to exceed the discharge limits set by this Regulation (100mg/l) and gets the approval of the Greenfield DPW.

(2) All establishments for which this Regulation applies, new or existing, are required to file with the Greenfield DPW a schematic drawing of the wastewater system for their facility that includes all equipment and drains (including floor drains) that are connected to the sewer system. In addition, a list of equipment, maximum flow rates and equipment manufacturer's specification must be also provided. These documents must be updated upon any renovations or new installations to be kept on record with the Greenfield DPW.

(3) The Greenfield DPW may at any time require the installation, upgrade and/or relocation of a FOG Pretreatment System, as deemed necessary to maintain any sewer pipe from obstructions caused by waste grease or oil. The establishment shall be responsible for any and all costs for installing and maintaining said system.

(4) Any newly built Food Service Establishment or those undergoing Substantial Renovations shall install an External Grease Interceptor, with a minimum 1,500-gallon capacity, or an Internal Grease Trap. Any Food Service Establishment with seating capacity greater than 25 seats shall be required to install and properly maintain an External Grease Interceptor. Either pretreatment system must be sized according to the manufacturer and in compliance with 248 CMR and must be located so as to be readily and easily accessible for cleaning and inspection.

- (5) Internal Grease Traps shall be inspected, serviced and cleaned at least monthly by a professional drain cleaner, licensed plumber or Permitted Waste Hauler. The Greenfield DPW may amend the frequency for Internal Grease Trap cleanings and maintenance.
- (6) An External Grease Interceptor shall be pumped, inspected and serviced by a Permitted Waste Hauler at least every three (3) months or at a frequency deemed necessary to prevent any potential blockage.
- (7) A copy of "The Grease Trap/Interceptor Maintenance Log" shall be kept onsite and maintained relative to the operation/maintenance of any FOG Pretreatment System. This log shall be readily accessible for review by a City Agent.
- (8) All pumping and hauling records shall be properly maintained on a regular basis and readily accessible for review by a City Agent.
- (9) Waste Grease and Oil shall not be disposed by means of the sanitary sewer. Waste Grease and Oil shall be collected in an appropriate container from an approved vendor, and stored on the premise in a location deemed acceptable to the Greenfield Board of Health and Greenfield DPW. The container shall be stored on an impervious surface, such as concrete or pavement, and in a sheltered area to prevent entry of precipitation and vermin. While stored, the container must be sealed and the surrounding area kept in sanitary conditions at all times.
- (10) All temporary food service establishments and events that use, generate, or store FOG will be required to have a written FOG management plan before a temporary food service permit will be issued.

D. RESTRICTIONS AND PROHIBITIONS

- (1) Sink water temperatures shall not exceed 140 degrees Fahrenheit.
- (2) Dishwashers shall be discharged through an Internal Grease Trap or External Grease Interceptor per the requirements of 248 CMR 10.09, regardless of water temperature.
- (3) Food waste grinders are not allowed to be connected to an Internal Grease Trap or External Grease Interceptor per 248 CMR 10.09.
- (4) The use of emulsifying agents such as solvents, acids and caustics, and other toxic and or hazardous chemicals, and petroleum products known to have uses as a de-clogger or degreaser is prohibited.
- (5) The use of bacterial or enzymatic treatments to improve discharge flow is prohibited, except in certain cases prior approval may be obtained from the Greenfield DPW. Any such usage shall not be a substitution for adequate maintenance.

E. INSPECTIONS

- (1) Inspection of cleaning and maintenance records for all Waste Grease or Oil removal and treatment systems shall be part of regular inspection of a Food Service Establishment. A Food Service Establishment inspection may be unannounced but occur during regular business hours.
- (2) Records pertaining to removal and treatment of Waste Grease or Oil shall be maintained by the owner or operator within the premise of the Food Service Establishment for no less than two (2) years. Upon request by a City Agent, a Food Service Establishment owner or operator shall furnish all records required to enforce and monitor compliance with this Regulation.
- (3) During an inspection, a City Agent may apply oil-soluble dyes to the waste stream to identify (by color) the FOG of any given establishment in order to determine if said establishment may be a cause of a failure or obstruction in a sewer pipe.
- (4) A City Agent may inspect any Food Service Establishment, with reasonable cause, suspected of exceeding a Discharge Limit for their wastewater.

F. CORRECTIVE ACTIONS

- (1) The Greenfield DPW may order the installation of a FOG Pretreatment System, included but not limited to an Internal Grease Trap or an External Grease Interceptor, if a Food Service Establishment is found to have caused, or likely to cause, a blockage to the municipal sewer system.
- (2) Newly built Food Service Establishments or those undergoing Substantial Renovations shall install the appropriate FOG Pretreatment System according to this Regulation in conjunction with the

overall construction project. Locations of grease traps and _____ interceptors must comply with 248 CMR 10.09(2)(a)(b)(c).

(3) All Food Service Establishments shall install an Internal Grease Trap or an External Grease Interceptor within one (1) year of the adoption of this Regulation.

G. VARIANCES AND WAIVERS

(1) A request for a variance or waiver shall be applied for in writing from the Greenfield _____ DPW. The reasons for the request must be clear and specific. Any variance or waiver _____ allowed by the Greenfield DPW shall be issued in writing. Any denial of a variance or _____ waiver request shall also be issued in writing and shall contain a statement of the reasons for a denial. Any such approval or _____ denial shall be made within thirty (30) days of _____ receipt of the request.

(2) Adequate documentation, which includes but is not limited to an on-going Waste Grease _____ or Oil service program, logs from a Permitted Waste Hauler, and the absence of any _____ sewer pipe blockage incident may serve as evidence for granting a waiver or variance _____ pursuant to Part G, Section (3) of this Regulation.

(3) The Greenfield DPW may grant a waiver or variance from the requirements of this Regulation for:

(a) Operation and maintenance (O&M) frequencies. Any application for an O&M _____ variance must be accompanied by a written letter from the Food Service _____ Establishment's O&M contractor and system provided.

(b) The type of FOG Pretreatment System required; or

(c) The imposed time frame for correcting a violation.

(4) Any request for a variance for a Food Service Establishment to use an alternative method, _____ system or product that does not comply with 248 CMR 3.00 through 10.00 must _____ additionally apply, and receive in advance, a variance from the State Board for Plumbers _____ and Gas Fitters pursuant to 248 CMR 3.04(2).

(5) Financial hardship is not in itself proper grounds for a variance or waiver request.

H. VIOLATIONS AND PENALTIES

(1) Written notice of a violation of this Regulation shall be given to the owner and operator _____ of a Food Service Establishment by a City Agent, specifying the nature, time, and date of the violation, and any preventative measure required to avoid future violations, and the _____ time frame for completing any necessary corrections.

(2) Continued noncompliance with any requirement of this Regulation or failure to correct an _____ existing violation may result in a Noncompliance Fee per day of violation retroactive to _____ the start of the noncompliance. Noncompliance Fees shall be specified in the City's Water and Sewer Customer Service Policy.

(3) Any person that violates this Regulation shall be liable for any expense incurred by the _____ City as a result of such violation, including but not limited to, any or all of the following _____ costs: legal costs or fees; administrative fees; loss; disposal, cleanup or maintenance fees; penalties; or damages.

(4) The City of Greenfield may enforce the provisions of this Regulation by any and all civil _____ and equitable procedures.

§ 355-15. Connection to public sewer.

The connection of the building sewer into the public sewer or private sewer main as specified in § 355-5 shall conform to the requirements of the Massachusetts State Plumbing Code and applicable rules and regulations of the DPW. ~~The DPW shall make all such connections.~~ All such connections shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be approved by the Director before installation.

§ 355-49. Connection and maintenance fees and services.

A. Annually, the Director shall review and establish fees for the following:

(1) New sewer service.

~~(2) Repair of sewer service.~~

~~(3) Replacement of sewer service.~~

~~(4) Sewer services without operable access points~~ Trap plunging or flushing on services with traps.

- (53) Routine service cleanings.
- (64) Freeing a blocked service.
- ~~(7) Freeing a blocked public main.~~
- ~~(8) Inspection for leaks.~~
- (95) All overtime work.
- ~~(106)~~ Miscellaneous service calls.

B. The fees for the above will be set forth in the Policy on Water and Sewer Service and User Fees.

DISCUSSION: Vice President Guin reported the Appointments & Ordinances Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-034.

Order no. FY 23-035

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

MOVED: THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, AMEND THE CODE OF THE CITY OF GREENFIELD CHAPTER 415 - WATER, AS WRITTEN IN THE STRIKETHROUGH ATTACHED HERETO. AND FURTHER AMEND THE CODE, CHAPTER 415 WITH THE FOLLOWING GLOBAL CHANGES:

- CHANGE “TOWN” TO “CITY”

AND FURTHER AMEND THE INDEX OF THE CODE, AND FURTHER THAT NO SUBSTANTIVE 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

Chapter 415. Water

§ 415-10. Classes of permit applications; fees.

Application fees shall be reviewed periodically by the Director and set forth in the City’s Water and Sewer Customer Service Policy.

A. There shall be two classes of water permit applications:

(1) Residential: living units that use water for domestic purposes. ~~The permit and application fee shall be \$100, payable to the Town of Greenfield by check.~~

(2) Nonresidential and water main construction and/or extension. ~~The fee shall be \$250, payable to the Town of Greenfield by check.~~

§ 415-11. Limitations on scheduling connections.

B. In general, new water service connections will not be scheduled on ~~Monday~~, Friday, and days immediately preceding or following holidays; July 4, November 11, or the day following when said holidays occur on Sundays or the day preceding if said holidays occur on a Saturday; also the third Monday in April, the last Monday in May, the first Monday in September, and the second Monday in October.

§ 415-14. Owner’s responsibility for new service.

The owner is responsible for the installation of a new water service line from the main to the owner’s place of use. This work shall include tapping of the main for services over 2 inches in diameter, installation of the service and associated valves, etc., installation of the water meter, and site restoration. Services 2 inches and smaller shall be tapped by the City.

§ 415-23. Notice of abandonment of water services; charge.

The owner of a building that is to be demolished or abandoned shall give the Department of Public Works ~~seven days~~48 hours notice of the date on which the owner ~~wishes scheduled~~ to have the water service to

the building permanently disconnected at the main. ~~The Town will do this disconnection at no charge to the owner.~~ An application to disconnect water service shall be filed with the DPW. The disconnection shall be done by a qualified contractor at the owner's expense and must be inspected by the DPW prior to backfilling.

§ 415-25. Work done by owner; meter provided by ~~Town~~City.

D. The ~~Town~~City will provide ~~and install the water meter, deliver and backcharge owners~~ for water meters 1.5 inches and smaller. The owner shall install the provided meter. When new services are installed requiring water meters larger than 1.5 inches ~~or larger~~, the meter must be supplied and installed by the owner. The meter shall meet ~~Town~~City specifications and must be inspected and sealed by the ~~Town~~City of Greenfield.

§ 415-37. Leaking services.

Upon the detection of a leak in the water service line, the ~~Town~~City will repair or replace the service at no cost to the owner: from the water main to the curb box. The owner is responsible for repair or replacement of the service from the curb box to the building.

§ 415-39. Galvanized lines.

If a galvanized line is leaking, the entire stretch (house to curb or curb to main) must be replaced, not repaired. ~~This work will be done by the Town at no cost to the owner.~~

§ 415-41. Thawing of frozen service lines.

The ~~Town~~City will thaw a service frozen between the main and the house to the discharge side of the meter for services less than 100 feet in length. The ~~Town~~City may hire a contractor to perform this work. There is no charge for the first thawing. If the service freezes a second time, the ~~Town~~City will charge for labor and equipment.

§ 415-67. Purchase, installation and ownership.

The meter and associated materials shall be supplied and installed by the Town and remain property of the Town. If the service is larger than 1.5 inches ~~or larger~~, the owner shall be responsible for the purchase and installation of the meter and the meter shall become property of the Town at the time the water service is turned on. The owner shall provide a shutoff valve at the meter inlet. This shall be the first fitting inside the service building. On the discharge side of the meter the owner will place the appropriate backflow prevention device and then a stop valve in order to facilitate the removal of the meter. There shall be one meter per service and one service per building. Condominium owners, see § 415-78.

§ 415-72. Access to meters.

Authorized employees of the ~~Town~~City shall have access to primary meters for reading, testing, repairing, and calibrating. The property owner shall maintain the water meter and entrance valve free from rubbish or other materials which may obstruct access by ~~Town~~City employees. The City shall have the right to shut off water in accordance with § 415-62 if the owner refuses access to the water meter.

DISCUSSION: Vice President Guin reported the Appointments and Ordinances Committee forwarded a unanimous positive recommendation.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-035.

Order no. FY 23-013

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

MOVED: THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL VOTES TO AMEND THE CITY COUNCIL RULES OF PROCEDURE §565-8, RULE 8, ORDER AND DISPOSITION OF BUSINESS, SECTION A: AGENDA, SUBSECTION (1) TO ADD TEN (10) MINUTES TIME FOR COMMUNICATIONS WITH THE MAYOR AND SUPERINTENDENT OF SCHOOLS AND SCHOOL COMMITTEE.

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

TABLED: ORDER NO. FY 23-013.

Order no. FY 23-031

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

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

Board of Health – John Romano, Term to Expire June 30, 2023 (short term to replace Nancee Bershof)

Committee for Review of Charter Sections 7-7 and 7-8 - Danielle Letourneau and Ashley Stempel-Rae, Term to Expire upon project completion.

Crossroads Cultural District Committee – Jackson Williams, Term to Expire upon project completion.

Health Department Medical Director – Dr. Timothy Lepore, (Term duration not applicable.)

DISCUSSION: Vice President Guin reported the Appointments & Ordinances Committee forwarded a unanimous positive recommendation.

It was unanimously, 11 yes, 0 no, (Councilor Ricketts was absent from the vote,)

VOTED: TO APPROVE ORDER NO. FY 23-031.

Order no. FY 23-041

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

MOVED: THAT THE GREENFIELD CITY COUNCIL VOTES TO RELEASE EXECUTIVE SESSION MINUTES (WHEN COMPLETE), RECORDINGS AND ALL MATERIALS ASSOCIATED WITH A CITY COUNCIL EXECUTIVE SESSION MEETING HELD ON WEDNESDAY, AUGUST 31, 2022. THE CITY COUNCIL RELEASES SAID INFORMATION WITHOUT FURTHER REDACTION.

DISCUSSION: Clerk Scott presented rationale for the City Council to vote on this executive session recording and related materials. The officers of the Council would review the written minutes and approve them before release to the public.

It was unanimously,

VOTED: TO APPROVE ORDER NO. FY 23-041.

PRESENTATION OF PETITIONS AND SIMILAR PAPERS None.

REPORTS OF COMMITTEES

COMMUNITY RELATIONS COMMITTEE – Chairperson Ricketts commented on their meeting/open forum on September 19th. Found the format of the Committee very welcoming and would continue having meetings the same way.

UNFINISHED BUSINESS: Councilor Ricketts requested a page in the minutes be dedicated to Audrey Murphy, who was a former employee for the Assessor's office.

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

MOVED THAT IT BE RESOLVED:

The City Council finds full and appropriate reason to declare that police chief Robert Haigh has lost the confidence of the citizens of Greenfield; and finds further reason to declare that Mayor Roxanne Wedegartner, due to her public support of Chief Haigh, has similarly lost the confidence of the citizens of Greenfield.

The City Council therefore calls on the Mayor to rectify this crisis of confidence either by firing Chief Haigh immediately or by resigning from office.

DISCUSSION: Councilor Lapienski presented rationale for the submission of this resolution/no confidence declaration.

MOTION: On a motion by Councilor Elmer, second by Councilor Forgey, it was by roll call, 9 yes, 3 no,
TABLED: MOTION FOR DECLARATION OF NO CONFIDENCE FOR POLICE CHIEF ROBERT HAIGH AND MAYOR ROXANNE WEDEGARTNER.

OLD BUSINESS: Councilors expressed their disappointment on the Mayor’s proposed rezoning of the French King Highway.

NEW BUSINESS: Councilor Forgey held the following financial order and first reading:

Order no. FY 23-029

The City Council,

Upon recommendation of Mayor Wedegartner and in accordance with Massachusetts General Laws,
An Order to:

REPURPOSE \$3,585,000 ANAEROBIC DIGESTOR AUTHORIZATION

Moved that it be ordered,

THAT THE GREENFIELD CITY COUNCIL APPROVES REPURPOSING IN THE AMOUNT OF \$3,585,000 OF A PREVIOUSLY AUTHORIZED ANAEROBIC DIGESTER TO A SLUDGE DEWATERING PROJECT.

Majority Vote Required (7).

- Approve Baker’s Office Supply invoice payment of \$113.80 from FY23 Assessors Department Budget.

Councilor Elmer read the following notice of zoning amendment proposals:

Notice of Zoning Amendment proposals – September 21, 2022

The following zoning amendment proposals have been submitted to the Greenfield City Council for consideration:

- Zoning Amendment to rezone 41 Oak Hill Road; Portion of 75 Oak Hill Road and Parcel R20-10T from General Industry (GI) to Rural Residential (RC).
- Amend Zoning Ordinance 200 7-17: Marijuana Establishments, Marijuana Indoor and Outdoor Cultivation.

MOTIONS FOR RECONSIDERATION: None.

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

VOTED: TO ADJOURN THE MEETING AT 10:56 P.M.

A true copy,

Attest: _____
 Kathryn J. Scott, City Clerk

GREENFIELD CITY COUNCIL MEMBERS

John Zon Community Center/Zoom Hybrid
 Regular Meeting
 September 21, 2022

	Attendance	FY 23-40 Take of Table	FY22-155 Amend 60K	Call the Question	FY22-155 Amend 100K	FY22-155 as Amended Tabled	FY23-027 Tabled	FY23-028 Tabled	Lapienski Motion Tabled
1. Golub, Katherine	Y	Y	N	Y	Y	Y	Y	Y	Y
2. Guin, Daniel	Y	Y	Y	Y	Y	Y	N	Y	N
3. Desorgher, Virginia	N	----	----	----	----	----	----	----	----
4. Bottomley, John	Y	Y	N	Y	N	Y	Y	Y	Y
5. Bullock, Marianne	Y	Y	N	Y	N	Y	Y	Y	Y
6. Gilmour, Sheila	Y	Y	N	Y	Y	Y	Y	Y	Y
7. Lapienski, Jasper	Y	Y	Y	Y	Y	N	Y	Y	N
8. Mayo, Douglas	Y	Y	N	Y	N	Y	Y	Y	Y
9. Helie, Derek	Y	Y	Y	Y	Y	N	Y	Y	N
10. Elmer, Philip	Y	Y	N	Y	N	Y	Y	Y	Y
11. Forgey, Christine	Y	Y	Y	Y	N	Y	Y	Y	Y
12. Ricketts, Penny	Y	Y	Y	Y	Y	N	N	N	Y
13. Terounzo, Michael	Y	Y	Y	Y	Y	Y	Y	Y	Y
		12 y 0 n	6 y 6 n	12 y 0 n	7 y 5 n	9 y 3 n	10 y 2 n	11 y 1 n	9 y 3 n

IN MEMORY OF

AUDREY D MURPHY

JANUARY 21, 1957 – SEPTEMBER 1, 2022

