

# GREENFIELD CITY COUNCIL

## Regular Meeting Minutes

October 19, 2022

John Zon Community Center/Zoom (Hybrid)

6:30 pm

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

**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. 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. All Councilors were present. (Councilors Bullock, Mayo and Helie appeared via Zoom.)

**ALSO PRESENT:** Mayor Roxann Wedegartner; City Clerk Kathryn J. Scott; Finance Director/City Auditor/City Accountant Elizabeth Gilman; Greenfield School Assistant Superintendent Karin Patenaude; School Committee Chairperson Amy Proietti; Fire Chief Robert Strahan; Fire Station Building Committee Co-Chair David Singer; Parliamentarian Will Roberts; GCTV-17 staff; Mary Byrne, *the Recorder*, and members of the public.

The Pledge of Allegiance was held.

**ACCEPTANCE OF MINUTES:** On a motion by Councilor Elmer, second by Councilor Ricketts, it was unanimously,

**VOTED:** TO ACCEPT THE CITY COUNCIL MINUTES OF AUGUST 17, AUGUST 31 AND SEPTEMBER 21, 2022.

### **COMMUNICATIONS:**

**SCHOOL SUPERINTENDENT AND SCHOOL COMMITTEE:** Assistant Superintendent Patenaude and Committee Chair Proietti reported the following:

- Contract negotiations between teachers, educators and the Greenfield schools.
- Greenfield elementary schools held an ice cream social for students and their families.
- Other events planned for the school district include Bingo for Books and Math Nights.
- The school district celebrated Unity Day, which promoted inclusivity and anti-bullying awareness.
- Parent-Teacher conferences for the middle and elementary schools would begin next week.
- November 8<sup>th</sup> was scheduled as a district-wide professional development day and finalizing plans for all school staff to engage in professional, high quality development. Schools would be closed on this day due to the election.

Councilors asked the following questions:

- Balance left from ESSER (Elementary and Secondary School Emergency Relief) funding and could those funds be utilized towards contract stabilization.
- Decrease in the enrollment of students in Greenfield schools.
- Were IAs (Instructional Assistants) also included in the contract negotiations.
- Efforts to request increased contract stabilization funding from the Mayor to provide competitive wages to teachers and other educators.

MAYOR, CITY OFFICERS AND EMPLOYEES: Mayor Wedegartner reported the following:

- Fire Department received a \$70,000 grant to replace outdated and older equipment.
- Received Green Communities program grant for \$100,302 for the City's continued efforts to decrease the use of fossil fuels. The monies would fund the purchase of 2 fully electric vehicles. The grant would also cover the costs of upgrades to the Wastewater Treatment plant heating system.
- Encouraged Councilors to vote in favor of the borrowing of \$500,000 towards the construction of the new Fire Station.
- LSP (Licensed Site Professional) Bruce Nicholson, on behalf of the City and 401 Liberty Street LLC, in regards to the cleanup of the Lunt property located on Federal Street had completed the steps required by the Massachusetts Department of Environmental Protection's notice of audit findings, as well as the PIP (Performance Improvement Plan), in which draft of the conceptual phase two had been provided. Mass DEP would review and comment on the conceptual phase two scope of work.

Councilors asked the following questions:

- Future plans to allocate more City funding into the Greenfield schools.
- Alternative use of the funds originally allocated for the purchase of the two electric vehicles now that the City received Grant money for the purchase of said vehicles.
- Reopening of the Court Square thoroughway.
- Status on hiring a new Financial Director.
- Inadequate allocation request for Contract Stabilization fund during negotiations with the school district.
- Would the Mayor be amenable to holding a public forum once a month to answer questions from constituents regarding issues within the Mayor's purview.
- Scheduling more meetings with the schools in regards to setting their budget.
- Provide more transparency with the school's budget including the funding they receive from the State and other resources.

OTHER CITY EMPLOYEES AS NEEDED, BY INVITATION: Fire Chief Stahan and Fire Station Construction Committee Co-Chair Singer reported the following:

- Urged Councilors to support the borrowing of \$500,000 towards the construction of the new fire station.
- Provided rationale for borrowing the funds versus "pay as you go" funding.

Councilors asked the following questions:

- Assurance from the Mayor the funds originally allocated for the construction of the library would be utilized for the schools, specifically the teachers.

President Gilmour called for a 5 minute recess at 8:28 pm.

President Gilmour resumed the meeting at 8:33 pm.

**PUBLIC COMMENT:** The following members of the public spoke:

- Carisa Clifford, Mohawk Trail, spoke to property rights protections and the relation to non-governmental organizations' master plan and opposed any changes made to the Zoning Ordinance 200-7.1.
- Jon Magee, Green Street, urged Councilors to vote in opposition to the Mayor's proposed appropriation for a police audit. He supported a public forum with the Mayor and believed Police Chief Haigh should resign.
- Judy Bennett, Conway Street, spoke to her support to provide Greenfield teachers with competitive and livable wages and the difficulties students would face if the school district experienced frequent turn around or lack of teachers and other educational staffing.

- Luke Martin, Haywood Street, spoke to his support for competitive and livable wages for teachers and the loss of competent teachers from Greenfield schools.
- Susan Wargaftik, Forest Avenue, urged Councilors to vote in opposition to the Mayor's proposed appropriation for a police audit. She also spoke in opposition for the appropriation to the Compensated Absences fund appropriation and the current status of available housing in Greenfield, as well as Franklin County.
- Molly Merrett, Solar Way, urged Councilors to vote in opposition to the Mayor's proposed appropriation for a police audit. She spoke in opposition for the appropriation to the Compensated Absences fund appropriation.
- Rebecca Seyfried, Maple Street, urged Councilors to vote in opposition to the Mayor's proposed appropriation for a police audit as well as the appropriation to the Compensated Absences fund. She spoke in support of providing competitive and living wages to Greenfield teachers.
- Pamela Goodwin, High Street, encouraged residents to get involved with the Human Rights Commission, either as a member or attend their meetings. She spoke to her experience as a PIP member involved in the Lunt property cleanup. She spoke to her experience with teaching in Greenfield and the importance of paying and housing teachers if Greenfield wanted to retain good teachers and other educators.
- Edward Jarvis, Plantation Circle, spoke to his support for the borrowing appropriation for the construction of the fire station.
- Jesus Leyva, High Street, spoke to advocating for more State funding for schools. He encouraged residents to vote in support of question one on next month's ballot that would require individuals to make a significant amount of money to pay a significant amounts of taxes.
- Gary Seldon, Traver Court, spoke to the ad hoc committee on 7-7 and 7-8 recommendations to be consistent with the vote taken on the November 2021 ballot.
- Greta Schultz, Elm Street, urged Councilors to vote in opposition to the Mayor's proposed appropriation for a police audit. She was supportive of a public forum with the Mayor to have any questions answered within the Mayor's purview.
- Rachel Gordon, Precinct 2, urged Councilors to vote in opposition to the Mayor's proposed appropriation for a police audit and echoed most of the speakers concerns with the Compensated Absences fund and contract negotiations with Greenfield teachers.
- Mirai Bajani, Peabody Lane, echoed previous speakers concerns regarding the appropriation for the police audit, public forums with the Mayor and paying teachers.
- Eileen Stahl, no address given, echoed previous speakers concerns regarding the appropriation for the police audit, public forum with the Mayor, compensated absences fund appropriation and providing teachers with a competitive wages.
- Glen Ayers, Davis Street, reported that yesterday the Lunt Neighborhood Action Group submitted an application for a technical assistance grant to DEP in the amount of \$20,000 to aid in hiring an independent LSP to address the contamination on the Lunt site.
- Kendra Savati, Beech Street, echoed previous speakers concerns regarding the appropriation for the police audit and public forums with the Mayor.
- Garth Brody, Avenue A, Turners Falls, spoke to Greenfield school's ability to provide wages for teachers and concerns with the City's Budget.
- Dave Madeloni, Dickinson Street, Northampton, spoke to his experience with being an educator in the Greenfield schools and the importance of retaining competent teachers and educators.
- Julie Erickson, Chestnut Plain Road, Whately, spoke to her experience with being an educator in the Greenfield schools and the ongoing negotiations of the teacher's contracts including providing competitive and living wages, especially for IAs.

**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., October 19, 2022, at 6:30 p.m. at John Zon Community Center, 35 Pleasant St., and Zoom:

<https://greenfield-ma.gov.zoom.us/j/99920857910?pwd=M0Vwd3FrWFBGRXdjZkNocklZemVXZz09>  
Meeting ID: 999 2085 7910, to receive public input on the following:

- Repurpose \$3,585,000 from Anaerobic Digester Authorization to a Sludge Dewatering Project.
- Approve Baker's Office Supply invoice payment of \$113.80 from FY23 Assessors Department Budget.

The City Council may consider the same on Wed., October 19, 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/99920857910?pwd=M0Vwd3FrWFBGRXdjZkNocklZemVXZz09> Meeting ID: 999 2085 7910. 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

President Gilmour opened the public hearing at 9:34pm and asked if anyone from the public wished to speak. Seeing none, President Gilmour closed the public hearing at 9:34 pm.

Councilor Forgey read the second reading:

**City Council – Second Reading- October 19, 2022**

- Repurpose \$3,585,000 from Anaerobic Digester Authorization to a Sludge Dewatering Project.
- Approve Baker's Office Supply invoice payment of \$113.80 from FY23 Assessors Department Budget.

**MOTIONS, ORDERS, AND RESOLUTIONS**

**Order no. FY 23-032**

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

**MOVED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL APPROVES THE FORMATION OF THE "GREENFIELD CHARTER, CHAPTERS 7-7 AND 7-8, REVIEW COMMITTEE," AN AD-HOC COMMITTEE OF THE APPOINTMENTS AND ORDINANCES COMMITTEE, FOR THE PURPOSE OF REVIEWING AND PROVIDING RECOMMENDATIONS, IF ANY, OF THE CITY OF GREENFIELD'S CHARTER CHAPTERS 7-7: CITIZEN INITIATIVE MEASURES AND 7-8: CITIZEN REFERENDUM PROCEDURES.

THE SEVEN (7) MEMBER COMMITTEE WILL CONSIST OF THE FOLLOWING APPOINTMENTS, WITH TERMS TO EXPIRE ONCE A FINAL REPORT IS SUBMITTED TO THE APPOINTMENTS AND ORDINANCE COMMITTEE:

2 Members of the City Council – Katherine Golub and Derek Helie  
2 Members assigned by the Mayor – Danielle Letourneau and Ashley Stempel-Rae  
2 Members of the Public – Isaac Mass and Albert Norman  
Committee Chair and Moderator – David Singer

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

It was by majority, 1 no,

**VOTED:** TO APPROVE ORDER NO. FY 23-032.

**Order no. FY 20-036**

**MOTION:** On a motion by Councilor Guin, 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 394 – TAG SALES, AS WRITTEN IN THE STRIKETHROUGH ATTACHED HERETO.

§ 394-3, DELETE “PERMIT”, REPLACE WITH “REGISTRATION”

§ 394-3, DELETE “UNTIL A PERMIT FOR THE SAME HAS BEEN ISSUED BY”, REPLACE WITH “UNTIL REGISTERING WITH”; DELETE “BOARD OF LICENSE COMMISSIONERS”, REPLACE WITH “CITY OF GREENFIELD”; DELETE “BOARD OF LICENSE COMMISSIONERS OR ITS DESIGNEE”, REPLACE WITH “CITY OF GREENFIELD”; DELETE “PERMIT”, REPLACE WITH “REGISTRATION”; DELETE “PERMITTEE”, REPLACE WITH “REGISTRANT”; DELETE “APPLY FOR A PERMIT”, REPLACE WITH “REGISTER A TAG SALE”; ADD “VIA EMAIL” AND ADD “THERE IS NO FEE FOR THIS PERMIT”

§ 394-4, DELETE “PERSON”, REPLACE WITH “HOUSEHOLD”, ADD “OR THREE CONSECUTIVE DAYS IF IT IS A RECOGNIZED HOLIDAY WEEKEND”.

§ 394-6, DELETE “PERMIT”, REPLACE WITH “REGISTRATION”.

§ 394-8, DELETE “HIM”, REPLACE WITH “CHIEF OF POLICE”.

AND FURTHER AMEND THE CODE, CHAPTER 394 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.

[HISTORY: Adopted by the Town of Greenfield as amended 8-17-2011 by Order No. FY 12-004 (Ch. 163 of the 2002 Bylaws). Subsequent amendments noted where applicable.]

**GENERAL REFERENCES**

Junk dealers and collectors — See Ch. 282.

Pawnbrokers — See Ch. 328.

Signs — See Ch. 359.

**§ 394-1 Definitions.**

**§ 394-2 Sales of certain property prohibited.**

**§ 394-3 Registration Permit required.**

**Comment [DL1]:** Changes suggested in this section reflect what is currently happening. Dan Letourneau, COS to the Mayor.

**§ 394-4 Limitations.**

**§ 394-5 Display of property.**

**§ 394-6 Signs.**

**§ 394-7 Right of entry; enforcement.**

**§ 394-8 Parking.**

**§ 394-1 Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**DAYLIGHT HOURS**

From sunrise to sunset.

**PERSONAL PROPERTY**

That property which is owned by members of a household.



**TAG SALES**

All general sales open to the public conducted on residential premises for the purposes of disposing of personal property, and shall include but not be limited to all sales known as "tag," "garage," "lawn," "yard," "attic," "porch," "room," "backyard," "patio," "flea market" or "rummage."

**§ 394-2 Sales of certain property prohibited.**

No person shall sell or offer for sale, at any tag sale, any property other than personal property.

**§ 394-3 Registration Permit required.**

No person shall conduct a tag sale ~~registering with~~ until a permit for the same has been issued by the City of Greenfield, Board of License Commissioners or its designee. The ~~City shall~~ Board of License Commissioners or its designee shall cause a registration permit log to be kept, listing ~~the permit~~, the address where the tag sale is to be conducted, the dates and times of the tag sale and the name and telephone number of ~~the registrant~~ the registrant/permittee. Each ~~registrant/permittee~~ shall ~~apply for a permit~~ register a tag sale not less than one day before the tag sale date. The permit/registration application may be made ~~in person~~, via email, or by phone during regular ~~City Town~~ Hall hours. There is no fee for this permit.

Comment [DL2]: What if we add an online permit application? Make language general enough to allow for this.

**§ 394-4 Limitations.**

No ~~household person~~ shall conduct a tag sale on more than four days in any calendar year or on more than two consecutive days, or three consecutive days if it is a recognized holiday weekend, and no premises shall be the site of a tag sale for more than four days in any calendar year. Tag sales shall be conducted during daylight hours only.

Comment [DL3]: I would lengthen this to 6, honestly. Then one household could have a Memorial Day weekend tag sale and a Labor Day weekend tag sale, for example.

**§ 394-5 Display of property.**

Personal property offered for sale at any tag sale shall be displayed only on private property. No personal property offered for sale at any tag sale shall be displayed in any public right-of-way, on highways, streets or sidewalks.

**§ 394-6 Signs.**

Signs promoting tag sales shall not be erected more than two days prior to any tag sale. No sign promoting any tag sale shall exceed two square feet. All signs shall be removed immediately after the registration permit expires. No sign shall be attached to traffic signs, utility poles, street lamps, street signs, or shade trees.

**§ 394-7 Right of entry; enforcement.**

The Chief of Police, the Chief of the Fire Department or the Inspector of Buildings, or persons authorized by them, shall have the right to enter onto

private property showing evidence of a tag sale for the purpose of enforcing this chapter, and may close any tag sale for a violation of this chapter.

**§ 394-8 Parking.**

Where a tag sale is being conducted, the Chief of Police, or persons authorized by the Chief of Police, him, may enforce temporary parking restrictions necessary to the safe and orderly flow of traffic and the passage of emergency vehicles.

**DISCUSSION:** Vice President Guin reported the Appointments and Ordinances Committee forwarded a unanimous positive recommendation to include one proposed amendment. He explained that the majority of these amendments were to bring the code up to compliance with MGLs or procedures that had been followed but were not in writing.

**MOTION:** On a motion by Councilor Guin, second by Councilor Ricketts, it was unanimously, **VOTED:** THAT IT BE ORDERED TO AMEND 394.3 "THERE IS NO FEE FOR THIS PERMIT" TO REPLACE "PERMIT" WITH "APPLICATION".

Order no. FY23-036, as amended, was on the floor: AMEND THE CODE OF THE CITY OF GREENFIELD CHAPTER 394 – TAG SALES, AS WRITTEN IN THE STRIKETHROUGH ATTACHED HERETO.

§ 394-3, DELETE “PERMIT”, REPLACE WITH “REGISTRATION”

§ 394-3, DELETE “UNTIL A PERMIT FOR THE SAME HAS BEEN ISSUED BY”, REPLACE WITH “UNTIL REGISTERING WITH”; DELETE “BOARD OF LICENSE COMMISSIONERS”, REPLACE WITH “CITY OF GREENFIELD”; DELETE “BOARD OF LICENSE COMMISSIONERS OR ITS DESIGNEE”, REPLACE WITH “CITY OF GREENFIELD”; DELETE “PERMIT”, REPLACE WITH “REGISTRATION”; DELETE “PERMITTEE”, REPLACE WITH “REGISTRANT”; DELETE “APPLY FOR A PERMIT”, REPLACE WITH “REGISTER A TAG SALE”; ADD “VIA EMAIL” AND ADD “THERE IS NO FEE FOR THIS ~~PERMIT~~ APPLICATION”.

§ 394-4, DELETE “PERSON”, REPLACE WITH “HOUSEHOLD”, ADD “OR THREE CONSECUTIVE DAYS IF IT IS A RECOGNIZED HOLIDAY WEEKEND”.

§ 394-6, DELETE “PERMIT”, REPLACE WITH “REGISTRATION”.

§ 394-8, DELETE “HIM”, REPLACE WITH “CHIEF OF POLICE”.

AND FURTHER AMEND THE CODE, CHAPTER 394 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.

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-036, AS AMENDED.

**Order no. FY 23-037**

**MOTION:** On a motion by Councilor Guin, 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 209 - ALCOHOLIC BEVERAGES AS WRITTEN IN THE STRIKETHROUGH ATTACHED HERETO.

§ 209-6. REMOVAL OF PATRONS: REMOVE “PERSONS”, REPLACE WITH “PATRONS”; REMOVE “EXCEPT THE BARTENDER AND/OR OTHER PERSON(S) DULY EMPLOYED BY THE BUSINESS SOLELY FOR THE PURPOSE OF CLEANING AND CLOSING THE BUSINESS.”, REPLACE WITH “ANY LIQUOR LICENSEE OR THEIR MANAGER SHALL NOT BE PROHIBITED FROM BEING ON THE LICENSED PREMISES AT ANY TIME; PROVIDED, FURTHER, THAT THE EMPLOYEES, CONTRACTORS OR SUBCONTRACTORS SHALL NOT BE PROHIBITED FROM BEING UPON SUCH PREMISES AT ANY TIME FOR THE PURPOSE OF CLEANING, MAKING RENOVATIONS, MAKING EMERGENCY REPAIRS TO OR PROVIDING SECURITY FOR, SUCH PREMISES OR PREPARING FOOD FOR THE DAY'S BUSINESS OR OPENING OR CLOSING THE BUSINESS IN AN ORDERLY MANNER. “

§ 209-10 – DELETE “THREE”, REPLACE WITH “SIX”; DELETE ENTIRE TEXT, REPLACE WITH “THE BOARD OF LICENSE COMMISSIONERS MAY, AFTER HEARING OR REASONABLE OPPORTUNITY THEREFOR, CANCEL ANY LICENSE ISSUED FOR THE SALE OR SERVICE OF ALCOHOLIC BEVERAGES ISSUED UNDER M.G.L. C.138 IF THE LICENSEE



CEASES TO CONDUCT THE LICENSED BUSINESS FOR A PERIOD OF SIX MONTHS OR MORE.”

AND FURTHER AMEND THE CODE, CHAPTER 209 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 209. Alcoholic Beverages**

### **§ 209-6. Removal of patrons.**

No ~~patron persons~~ shall be allowed to remain on the premises after 20 minutes past the legally prescribed closing hour, ~~except the bartender and/or other person(s) duly employed by the business solely for the purpose of cleaning and closing the business. No alcoholic beverage will be consumed during that time.~~

Any liquor licensee or their manager shall not be prohibited from being on the licensed premises at any time; provided, further, that the employees, contractors or subcontractors shall not be prohibited from being upon such premises at any time for the purpose of cleaning, making renovations, making emergency repairs to or providing security for, such premises or preparing food for the day's business or opening or closing the business in an orderly manner. No alcoholic beverage may be consumed during this time.

**Comment [DL1]:** Inconsistent with Massachusetts General Law, Chapter 138, section 12. Requested amendment changes the language to match MGL. Applicable section sent as a separate document.

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### **Article III. Inactive Licenses**

**[Adopted 9-7-1993 (Ch. 348, Art. II, of the 2002 Bylaws)]**

### **§ 209-10. Lack of use for ~~six~~ three months or more.**

~~Any person, corporation or any other legal entity holding any license issued by the Board of License Commissioners to sell or serve liquor, either on premises or off premises, pursuant to M.G.L. c. 138, who or which fails to use said license for a period of three months or more during any calendar year shall surrender said license to the Board of License Commissioners, and failure to use said license for a period of three months or more during any calendar year shall be sufficient grounds for the Board of License Commissioners to refuse to reissue or renew said license at the end of each calendar year after affording the license holder a hearing. The Board of License Commissioners may, after hearing or reasonable opportunity therefor, cancel any license issued for the sale or service of alcoholic beverages issued under M.G.L. c.138 if the licensee ceases to conduct the licensed business for a period of six months or more.~~

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**Comment [DL2]:** The requested amendment changes the language to match Massachusetts General Law chapter 138, section 77 and also changes the time frame for lack of use of a liquor license from three to six months. ABC has advised the Licensing Commission that three months is not a reasonable amount of time to allow a licensee who has closed their business to find a buyer and sell their license. The requested language change to match the MGL gives the Licensing Commission the discretion to make a determination whether a license should be cancelled for lack of use.

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## MGL chapter 138

Section 12. (paragraph 6) The hours during which sales of such alcoholic beverages may be made by any licensee as aforesaid shall be fixed by the local licensing authorities either generally or specially for each licensee; provided, however, that no such sale shall be made on any secular day between the hours of two and eight o'clock antemeridian and that, except as provided in section thirty-three, no such licensee shall be barred from making such sales on any such day after eleven o'clock antemeridian and before eleven o'clock postmeridian, and no tavern shall be kept open on any such day between one o'clock antemeridian and eight o'clock antemeridian; provided, further, that any such licensee or his manager shall not be prohibited from being on the licensed premises at any time; provided, further, that the employees, contractors or subcontractors shall not be prohibited from being upon such premises at any time for the purpose of cleaning, making renovations, making emergency repairs to or providing security for, such premises or preparing food for the day's business or opening or closing the business in an orderly manner. The licensing authority shall not decrease the hours during which sales of such alcohol beverages may be made by a licensee until after a public hearing concerning the public need for such decrease; provided, however, that a licensee affected by any such change shall be given 2 weeks notice of the public hearing.

Section 77. The licensing authorities may, after hearing or reasonable opportunity therefor, cancel any license issued under this chapter if the licensee ceases to conduct the licensed business. If the local licensing authorities determine that a license should be cancelled as aforesaid the licensee may appeal to the commission as if such authorities had refused to grant the license upon an original application therefor, and the decision of the commission upon such appeal shall be final.

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

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-037.

**Order no. FY 23-038**

**MOTION:** On a motion by Councilor Guin, 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 337 – PEDDLING AND SOLICITING, AS WRITTEN IN THE STRIKETHROUGH ATTACHED HERETO.

§ 337-1 DEFINITIONS. DELETE C IN ITS ENTIRETY.

§ 337-3 APPLICATION FOR CERTIFICATE. SECTION C, DELETE “A FELONY” AND REPLACE WITH “A SEXUAL CRIME WHERE THEY MUST REGISTER AS A SEX OFFENDER, A VIOLENT FELONY, OR A FELONY INVOLVING FINANCIAL CRIME SUCH AS EMBEZZLEMENT, FRAUD, IDENTITY THEFT, OR SIMILAR,” ; SECTION E, INSERT “REVIEW THE BACKGROUND OF THE APPLICANT, USING SECTION C AS A GUIDE. IF THE POLICE DEPARTMENT APPROVES THE APPLICATION THEY SHALL THEN FORWARD THE APPLICATION TO THE BOARD OF LICENSE COMMISSIONERS FOR THEIR REVIEW AND APPROVAL. THE POLICE DEPARTMENT SHALL”.

§ 337-4 REVOCATION OF CERTIFICATE; EXPIRATION DATE. A: DELETE “BOARD OF LICENSE COMMISSIONERS, REPLACE WITH “POLICE DEPARTMENT” IN TWO INSTANCES.

§ 337-8 FEES. ADD “POLICE DEPARTMENT” IN TWO INSTANCES, AND DELETE “EXCEPT THAT THE BOARD OF LICENSE COMMISSIONERS SHALL WAIVE SAID FEE FOR ANY CHARITABLE, RELIGIOUS, SOCIAL, POLITICAL ACTION, OR NONPROFIT GROUP, INCLUDING BUT NOT LIMITED TO. VETERANS’ GROUPS, HOSPITALS, THE UNITED WAY, YMCA, AND THE AMERICAN RED CROSS”, AND DELETE “UNLESS SUCH FEE IS WAIVED BY THE BOARD OF LICENSE COMMISSIONERS AS PROVIDED ABOVE”.

§ 337- 10 BADGE PERMIT'S TO BE DISPLACED, DELETE "THE ACTUAL COST OF SUCH BADGE SIZE PERMIT(S) SHALL BE IN ADDITION TO THE COST OF THE LICENSE FEE".

AND FURTHER AMEND THE CODE, CHAPTER 337 WITH THE FOLLOWING GLOBAL CHANGES:

- CHANGE "TOWN" TO "CITY"
- CHANGE "TOWN OF GREENFIELD" TO "CITY OF GREENFIELD"

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.

#### **GENERAL REFERENCES**

Junk dealers and collectors — See Ch. 282.

Noise — See Ch. 311.

Streets, sidewalks and public places — See Ch. 385.

**§ 337-9Time restrictions.**

**§ 337-1Definitions.**

**§ 337-2Certificate of registration required.**

**§ 337-3Application for certificate.**

**§ 337-4Revocation of certificate; expiration date.**

**§ 337-5Residence notice preventing solicitation.**

**§ 337-6Duties of solicitors.**

**§ 337-7Uninvited soliciting prohibited.**

**§ 337-8Fees.**

**§ 337-9Time restrictions.**

**§ 337-10 Badge permits to be displayed.****§ 337-11 Violations and penalties.****§ 337-1 Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**REGISTERED SOLICITOR**

Includes any person who has obtained a valid certificate of registration as hereinafter provided, which certificate is in the possession of the solicitor on his or her person while engaged in soliciting.

**RESIDENCE**

Includes every separate living unit occupied for residential purposes by one or more persons, contained within any type of building or structure.

**SOLICITING**

Includes any one or more of the following activities:

**A.**

Seeking to sell or offering to sell by sample, list, catalog or otherwise for future delivery, or seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuffs, services of any kind, character or description whatever, for any kind of consideration whatever; or

**B.**

Seeking to obtain prospective customers for application or purchase of insurance of any type, kind, or publication; or

**Comment [DL1]:** See attorney opinion 8.8.2018, to Mark Smith

**~~C.~~**

~~Seeking to obtain gifts or contributions of money, clothing or any other valuable thing for the support or benefit of any charitable, religious, political action, or nonprofit association, organization, corporation, or project.~~

**§ 337-2 Certificate of registration required.**

Every person desiring to engage in soliciting as herein defined from persons in residences within this City-Town is hereby required to make written



application for a certificate of registration as hereinafter provided. Such certificate shall be carried by the solicitor.

**§ 337-3 Application for certificate.**

**A.**

Application for a certificate of registration shall be made upon a form provided by the ~~Board of License Commissioners of the Town~~ City of Greenfield. The applicant shall truthfully state in full the information requested on the application, including:

**(1)**

Name and address of present place of residence of the applicant and business address.

**(2)**

Name and address of the person, firm or corporation or association whom the applicant is employed by or represents.

**(3)**

Purpose of solicitation.

**(4)**

Description sufficient for identification of the subject matter of the soliciting in which the applicant will engage.

**(5)**

Period of time for which the certificate is applied; in any event not to exceed the end of the calendar year, said time period to be at the discretion of the Board of License Commissioners.

**(6)**

Date, or approximate date, of latest previous application for certificate under this chapter, if any.

**(7)**

Has a certificate of registration issued to the applicant under this chapter ever been revoked?

**(8)**

Has the applicant ever been convicted of a violation of a felony under the laws of the state or any other state or federal law of the United States?

**(9)**

Names of magazines, journals, or books.

(10)

Proposed method of operation.

(11)

Signature of the applicant.

B.

All statements made by the applicant upon the application or in connection therewith shall be made under the penalties of perjury.

C.

No certificate of registration shall be issued to any person who has been convicted of the commission of a felony a sexual crime where they must register as a sex offender, a violent felony, or a felony involving financial crime such as embezzlement, fraud, identity theft, or similar. -under the laws of the commonwealth or any other state or federal law of the United States, nor to any person who has been convicted of a violation of any provisions of this chapter, nor to any person whose certificate of registration issued hereunder has previously been revoked as herein provided.

Comment [DL2]: Change in wording and process was run by Chief Robert Haigh -10.2020

D.

All applications for a certificate of registration shall be made at least 21 days before the desired date of initial soliciting.

E.

The Police Department shall review the background of the applicant, using section C as a guide. If the Police Department approves the application they shall then forward the application to the Board of License Commissioners for their review and approval. The Police Department shall keep a permanent record of all applicants and issuance of certificates of registration for soliciting.

Comment [DL3]: Change in wording and process was run by Chief Robert Haigh -10.2020

#### § 337-4Revocation of certificate; expiration date.

A.

Any certificate of registration issued hereunder shall be revoked by the Police Department Board of License Commissioners if the holder of the certificate is convicted of a violation of any of the provisions of this chapter or has made a false material statement in the application, or otherwise becomes disqualified for the issuance of a certificate of registration under the terms of this chapter. Immediately upon such revocation, written notice thereof shall be given by the Police Department Board of License Commissioners to the holder of the



certificate in person or by certified mail addressed to his or her residence as set forth in the application.

**B.**

Immediately upon the giving of such notice, the certificate of registration shall become null and void.

**C.**

The certificate of registration shall state the expiration date thereof.

**§ 337-5Residence notice preventing solicitation.**

**A.**

Every person desiring to secure the protection provided by the regulations pertaining to soliciting contained in this chapter may comply with the following directions:

**(1)**

Notice of the determination of the occupant of the refusal of invitation to solicitors, to any resident, may be given in the manner following: A weatherproof card or sign, approximately three inches by four inches in size, shall be exhibited upon or near the main entrance door to the residence, indicating the determination by the occupant, containing the applicable words as follows: NO SOLICITORS INVITED.

**(2)**

The letters shall be at least one inch in height.

**B.**

A card or sign so exhibited shall constitute sufficient notice to any solicitor of the determination by the occupant of the residence of the information contained thereon.

**§ 337-6Duties of solicitors.**

**A.**

It shall be the duty of every solicitor, upon going onto any premises in the municipality upon which a residence as herein defined is located, to first examine the notice provided for in this chapter, if any is attached, and to be governed by the statement contained on any notice.

**B.**

Upon reading the sign, the solicitor shall immediately and peacefully depart. Any solicitor who has gained entrance to any residence, whether invited or

not, shall immediately and peacefully depart from the premises when requested to do so by the occupant.

**§ 337-7Uninvited soliciting prohibited.**

It is hereby declared to be unlawful for any person to go upon any premises and ring the doorbell upon or near any door or create any sound in any other manner calculated to attract the attention of the occupant of such residence, for the purpose of securing an audience with the occupant thereof and engaging in soliciting as herein defined, in defiance of the notice exhibited at the residence in accordance with the provisions of § 337-5 of this chapter.

**§ 337-8Fees.**

Upon approval by the ~~Police Department and the~~ Board of License Commissioners of the application for a certificate of registration, the applicant shall pay the ~~Town-City~~ a fee in the amount determined by the ~~Police Department and the~~ Board of License Commissioners, ~~except that the Board of License Commissioners shall waive said fee for any charitable, religious, social, political action, or nonprofit group, including, but not limited to, veterans' groups, hospitals, the United Way, YMCA, and the American Red Cross.~~ In the event that any organization or group shall have more than one solicitor, the fee shall be per solicitor, ~~unless such fee is waived by the Board of License Commissioners as provided above.~~

Comment [DL4]: See attorney opinion 8.8.2018

**§ 337-9Time restrictions.**

It is hereby declared to be unlawful for any person, whether registered under this chapter or not, to go upon any premises and ring the doorbell upon or near any door of a residence located thereon, or rap or knock to attract the attention of the occupant of such residence, for the purpose of securing an audience with the occupant thereof, and engage in soliciting as herein defined, prior to 9:00 a.m. or after dusk of any weekday, or at any time on a Sunday or on a state or national holiday.

**§ 337-10Badge permits to be displayed.**

The ~~City Town~~ shall provide each solicitor with a badge-size permit for solicitation, which must be displayed conspicuously on the outer garment of the solicitor unless the Board of License Commissioners otherwise waives this requirement. ~~The actual cost of such badge-size permit(s) shall be in addition to the cost of the license fee.~~

Comment [DL5]: THIS NO LONGER APPLIES

**§ 337-11Violations and penalties.**

Any person who violates this chapter or the conditions of his/her permit may be arrested without a warrant in the place where the offense is committed pursuant to MGL c. 272, § 59. The penalty for such a violation of this chapter

shall be a fine not to exceed \$200, which may be recovered upon complaint before the District Court and shall inure to the ~~TownCity~~, all in accord with MGL c. 40, § 21.

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

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-038.

**Order no. FY 23-044**

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

**MOVED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL AMENDS THE CODE OF THE CITY OF GREENFIELD CHAPTER 408: VEHICLES AND TRAFFIC AS ATTACHED HERETO:

AND FURTHER AMENDS THE TABLE OF CONTENTS AND INDEX OF CONTENTS 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.

## Chapter 408. Vehicles and Traffic

### Global Changes

Change “Town” to “City”

### § 408-4. Metered spaces.

- A. The maximum parking time in all metered spaces is two or four hours, depending on the location. “Feeding” the meter past ~~two hours~~ the maximum time is not allowed.
- B. Meters accept nickels, dimes and quarters. Rates are annually set by the Mayor and kept on file in the Mayor’s office.
- C. Only United States currency may be used in parking meters; other currency will not register.
- D. Parking regulations are enforced Monday through ~~Saturday~~ Friday from 8:00 a.m. to ~~65~~ 6:00 p.m. ~~Sundays-Weekends~~ and legal holidays (holidays on which municipal offices are closed) are excluded.

### § 408-5. Parking lots.

- A. Locations. Kiosks are used in ~~Town~~ City parking lots with the exception of the Pleasant Street Lot, which is permit parking only. Maximum parking limits are as follows. Rates for each lot are annually set by the Mayor.

Lot	Maximum Time (hours)
Ames Street Lot	4
Chapman and Davis (C and D) Lot	10
Fire Station Lot	4
Fiske Avenue <u>Lot</u>	2
Hope Street Lot	10
Legion Lot	4
Miles Street Lot	4
<del>Olive Street Lot</del>	<del>4</del>
Pleasant Street Lot	<del>10</del> <u>No time limit</u>
Town Hall (rear) Lot	4

- B. The kiosks will accept nickels, dimes, quarters, debit cards and major credit cards. Only United States currency can be used; other currency will not register.

C. No parking is allowed between the hours of 1:00 a.m. and 6:00 a.m. from December 1st to

April 1st. Year round overnight parking is only allowed in designated areas.

### § 408-6. Parking permits.

- A. Parking permits may be purchased as set forth below for use in all Town-owned parking lots, except the Fiske Avenue lot.
- B. Long-term parking permits are available on a quarterly and annual basis for companies located in the Greenfield downtown area as well as individuals who work in the downtown area.
- C. Permit parking is not allowed in the Fiske Avenue lot or in any metered spaces. Permitted parking is available in all other lots regardless of the hourly parking limits in those lots. A list of the lots is as follows:

Ames Street Lot  
Chapman and Davis (C and D) Lot  
Fire Station Lot

Hope Street Lot

Legion Lot

Miles Street Lot

~~Olive Street Lot~~

Pleasant Street Lot

Town Hall (rear) Lot

- D. Parking regulations are enforced Monday through ~~Saturday~~ Friday from 8:00 a.m. to ~~65~~:00 p.m. ~~Sundays Weekends~~ and legal holidays (holidays on which municipal offices are closed) are excluded.
- E. Permits can be purchased at the Greenfield Collector's Office at Town Hall, 14 Court Square, Greenfield, Monday through Friday from 8:30 a.m. to 5:00 p.m. Applicants should bring their vehicle registration or a copy of the registration into the Collector's Office when applying for the permit. The ~~annual~~ rates are set annually by the Mayor.
- F. ~~Payment must be made with cash or check. Debit and credit cards are not accepted.~~  
Payment can be made with cash, check, debit card or major credit card. If permits are being purchased in bulk, the purchaser must provide the name and plate number(s) of individuals for whom they are purchasing permits. The bulk purchaser shall provide the Collector with one ~~check~~ payment for the purchase and the name and contact information of the person representing the bulk purchaser.
- G. Permits may be purchased individually for a minimum of three months at a rate per month. The rate is set annually by the Mayor.
- H. Annual permits will run from January through December.
- I. Refunds will be issued for full months only and only upon surrendering of the permit.
- J. The permit holder is responsible for the permit. Lost permits will be replaced at a cost of \$5.
- K. Permits are not transferable. If individuals typically drive different vehicles to work, they need to provide all vehicle plate numbers to the Collector's office at the time of application.
- L. Permits must be hung from the rear-view mirror. The hang-tag must be removed prior to driving the vehicle. If the tag is not removed, the driver may be ticketed for having an obstructed windshield.
- M. Year-round overnight parking is only allowed in designated spaces in the C and D Lot and Hope Street Lot.
- N. Violation of these guidelines will result in the standard parking ticket for the first offense. Revocation of the permit may also be a consequence.
- O. Monthly permits are available for the parking garage. Please see the City website.

**DISCUSSION:** Vice President Guin reported the Appointments & Ordinances Committee forwarded a unanimous positive recommendation with further proposed amendments. He noted that the information attached to the order was incorrect from what was voted on at A & O.

Without objection, this issue would be moved to the November City Council meeting.

**Order no. FY 23-055**

**MOTION:** On a motion by Councilor Guin, 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 BY THE MAYOR:

Crossroads Cultural District Committee - Charlotte Treiber, Term to Expire Upon Project Completion

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

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-055.

**Order no. FY 23-029**

**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 MASSACHUSETTS GENERAL LAWS, APPROVES REPURPOSING IN THE AMOUNT OF \$3,585,000 OF A PREVIOUSLY AUTHORIZED ANAEROBIC DIGESTER TO A SLUDGE DEWATERING PROJECT.

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

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-029.

**Order no. FY 23-030**

**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, APPROVE THE PAYMENT OF PRIOR YEAR INVOICES FOR BAKER'S OFFICE SUPPLY IN THE AMOUNT OF \$113.80 TO BE PAID FROM THE FY23 ASSESSORS DEPARTMENT BUDGET.

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

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

**VOTED:** TO APPROVE ORDER NO. FY 23-030.

**Order no. FY 23-054**

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

**MOVED:** THAT IT BE ORDERED THE CITY COUNCIL, UPON RECOMMENDATION OF MAYOR WEDEGARTNER, ACCEPT THE CITY'S QUARTERLY GRANT LIST INCLUDING CURRENT AND PENDING GRANTS TO THE CITY OF GREENFIELD.

**DISCUSSION:** Councilor Forgey reported the Ways & Means Committee forwarded a majority positive recommendation, 3 yes, 2 abstained. Other comments included:

- Some Councilors had requested a quarterly report on the number of grants the City had applied for and their current status.
- Clarification as to what the Council would be accepting in this report.
- Confusion as to reason the Council had to vote on a report they requested from the Mayor.

**MOTION:** On a motion by Councilor Mayo, no second, it was,

**FAILED FOR LACK OF A SECOND:** TO TABLE ORDER NO. FY23-054.

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



**MOVED:** TO AMEND THE LANGUAGE BY STRIKING THE WORD “ACCEPT” AND REPLACING WITH “ACKNOWLEDGE RECEIPT AND APPRECIATION OF” THE CITY’S QUARTERLY GRANT LIST.

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

**MOVED:** TO ADD THE FOLLOWING LANGUAGE AFTER THE CITY OF GREENFIELD “AND THAT ALL FUTURE REPORTS BY SENT TO COUNCIL.”

Councilors withdrew their motions and seconds to amend this order.

President Gilmour called for a recess at 10:04 pm.

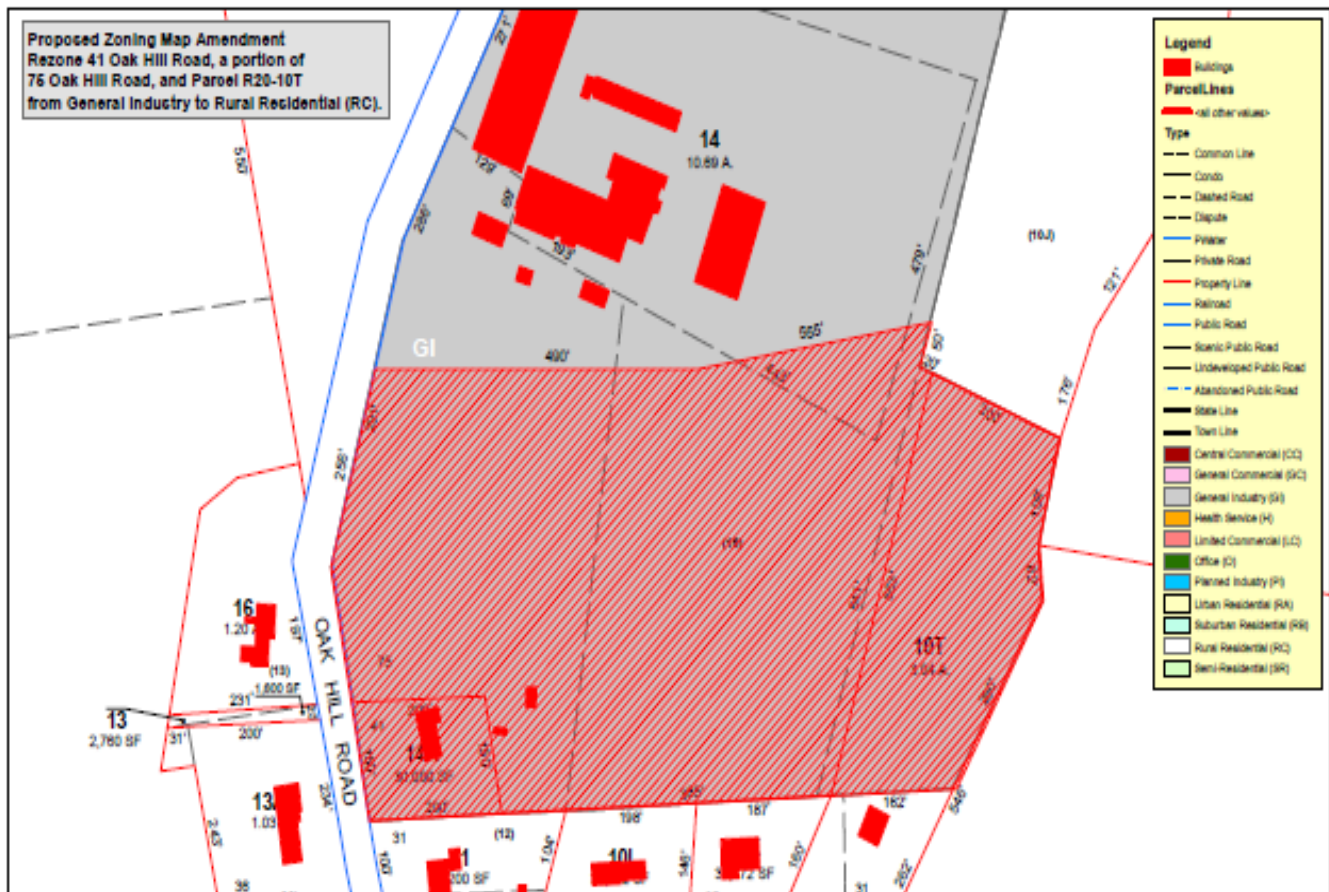
President Gilmour resumed the meeting at 10:11 pm.

Mayor Wedegartner provided a short rationale for the submission of the proposed order. After determination that a vote to accept the report was not necessary from the Council, the Mayor withdrew the order.

**Order no. FY 23-042**

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

**MOVED:** THAT IT BE ORDERED THE CITY COUNCIL OF GREENFIELD AMEND THE ZONING MAP FOR 41 OAK HILL ROAD, PORTION OF 75 OAK HILL ROAD AND PARCEL R20-10T FROM GENERAL INDUSTRY (GI) TO RURAL RESIDENTIAL (RC). (MAP ATTACHED) 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 as well as the Planning Board.

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-042.

**Order no. FY 23-065**

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

**VOTED:** THAT IT BE ORDERED THE GREENFIELD CITY COUNCIL HEREBY APPROVES THE ATTACHED STATE GENERAL ELECTION WARRANT FOR NOVEMBER 8, 2022, AND FURTHER AUTHORIZES THE CITY COUNCIL PRESIDENT TO SIGN SAID WARRANT ON BEHALF OF THE CITY COUNCIL.

**COMMONWEALTH OF MASSACHUSETTS  
WILLIAM FRANCIS GALVIN  
SECRETARY OF THE COMMONWEALTH**

**WARRANT FOR 2022 STATE ELECTION – NOVEMBER 8, 2022**

**SS. FRANKLIN**

To either of the Constables of the Town of Greenfield

**GREETINGS:**

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said town who are qualified to vote in Primaries to vote at: **GREENFIELD HIGH SCHOOL GYMNASIUM, BARR AVENUE, PRECINCTS – 1, 2, 3, 4, 5, 6, 7, 8 & 9.**

On **TUESDAY, THE EIGHTH DAY OF NOVEMBER, 2022**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the State Election for the candidates for the following offices:

GOVERNOR and LIEUTENANT GOVERNOR.....	FOR THIS COMMONWEALTH
ATTORNEY GENERAL.....	FOR THIS COMMONWEALTH
SECRETARY OF STATE.....	FOR THIS COMMONWEALTH
TREASURER.....	FOR THIS COMMONWEALTH
AUDITOR.....	FOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESS.....	SECOND DISTRICT
COUNCILLOR .....	EIGHTH DISTRICT
SENATOR IN GENERAL COURT.....	HAMPSHIRE, FRANKLIN & WORCESTER DISTRICT
REPRESENTATIVE IN GENERAL COURT.....	FIRST & SECOND FRANKLIN DISTRICT
DISTRICT ATTORNEY .....	NORTHWESTERN DISTRICT
SHERIFF.....	FRANKLIN COUNTY
COUNCIL OF GOVERNMENTS EXECUTIVE COMMITTEE.....	FRANKLIN COUNTY

**QUESTION 1: PROPOSED AMENDMENT TO THE CONSTITUTION**

Do you approve of the adoption of an amendment to the constitution summarized below, which was approved by the General Court in joint sessions of the two houses on June 12, 2019 (yeas 147 – nays 48); and again on June 9, 2021 (yea 159 – nays 41)?

## SUMMARY

This proposed constitutional amendment would establish an additional 4% state income tax on that portion of annual taxable income in excess of \$1 million. This income level would be adjusted annually, by the same method used for federal income-tax brackets, to reflect increases in the cost of living. Revenues from this tax would be used, subject to appropriation by the state Legislature, for public education, public colleges and universities; and for the repair and maintenance of roads, bridges, and public transportation. The proposed amendment would apply to tax years beginning on or after January 1, 2023.

**A YES VOTE** would amend the state Constitution to impose an additional 4% tax on that portion of incomes over one million dollars to be used, subject to appropriation by the state Legislature, on education and transportation.

**A NO VOTE** would make no change in the state Constitution relative to income tax.

## QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 3, 2022?

## SUMMARY

This proposed law would direct the Commissioner of the Massachusetts Division of Insurance to approve or disapprove the rates of dental benefit plans and would require that a dental insurance carrier meet an annual aggregate medical loss ratio for its covered dental benefit plans of 83 percent. The medical loss ratio would measure the amount of premium dollars a dental insurance carrier spends on its members' dental expenses and quality improvements, as opposed to administrative expenses. If a carrier's annual aggregate medical loss ratio is less than 83 percent, the carrier would be required to refund the excess premiums to its covered individuals and groups. The proposed law would allow the Commissioner to waive or adjust the refunds only if it is determined that issuing refunds would result in financial impairment for the carrier.

The proposed law would apply to dental benefit plans regardless of whether they are issued directly by a carrier, through the connector, or through an intermediary. The proposed law would not apply to dental benefit plans issued, delivered, or renewed to a self-insured group or where the carrier is acting as a third-party administrator.

The proposed law would require the carriers offering dental benefit plans to submit information about their current and projected medical loss ratio, administrative expenses, and other financial information to the Commissioner. Each carrier would be required to submit an annual comprehensive financial statement to the Division of Insurance, itemized by market group size and line of business. A carrier that also provides administrative services to one or more self-insured groups would also be required to file an appendix to their annual financial statement with information about its self-insured business. The proposed law would impose a late penalty on a carrier that does not file its annual report on or before April 1.

The Division would be required to make the submitted data public, to issue an annual summary to certain legislative committees, and to exchange the data with the Health Policy Commission. The Commissioner would be required to adopt standards requiring the registration of persons or entities not otherwise licensed or registered by the Commissioner and criteria for the standardized reporting and uniform allocation methodologies among carriers.

The proposed law would allow the Commissioner to approve dental benefit policies for the purpose of being offered to individuals or groups. The Commissioner would be required to adopt regulations to determine eligibility criteria.

The proposed law would require carriers to file group product base rates and any changes to group rating factors that are to be effective on January 1 of each year on or before July 1 of the preceding year. The Commissioner would be required to disapprove any proposed changes to base rates that are excessive, inadequate, or unreasonable in relation to the benefits charged. The Commissioner would also be required to disapprove any change to group rating factors that is discriminatory or not actuarially sound.

The proposed law sets forth criteria that, if met, would require the Commissioner to presumptively disapprove a carrier's rate, including if the aggregate medical loss ratio for all dental benefit plans offered by a carrier is less than 83 percent.

The proposed law would establish procedures to be followed if a proposed rate is presumptively disapproved or if the Commissioner disapproves a rate.

The proposed law would require the Division to hold a hearing if a carrier reports a risk-based capital ratio on a combined entity basis that exceeds 700 percent in its annual report.

The proposed law would require the Commissioner to promulgate regulations consistent with its provisions by October 1, 2023. The proposed law would apply to all dental benefit plans issued, made effective, delivered, or renewed on or after January 1, 2024.

**A YES VOTE** would regulate dental insurance rates, including by requiring companies to spend at least 83% of premiums on member dental expenses and quality improvements instead of administrative expenses, and by making other changes to dental insurance regulations.

**A NO VOTE** would make no change in the law relative to the regulations that apply to dental insurance companies.

### **QUESTION 3: LAW PROPOSED BY INITIATIVE PETITION**

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 3, 2022?

#### **SUMMARY**

This proposed law would increase the statewide limits on the combined number of licenses for the sale of alcoholic beverages for off-premises consumption (including licenses for “all alcoholic beverages” and for “wines and malt beverages”) that any one retailer could own or control: from 9 to 12 licenses in 2023; to 15 licenses in 2027; and to 18 licenses in 2031.

Beginning in 2023, the proposed law would set a maximum number of “all alcoholic beverages” licenses that any one retailer could own or control at 7 licenses unless a retailer currently holds more than 7 such licenses.

The proposed law would require retailers to conduct the sale of alcoholic beverages for off-premises consumption through face-to-face transactions and would prohibit automated or self-checkout sales of alcoholic beverages by such retailers.

The proposed law would alter the calculation of the fine that the Alcoholic Beverages Control Commission may accept in lieu of suspending any license issued under the State Liquor Control Act. The proposed law would modify the formula for calculating such fee from being based on the gross profits on the sale of alcoholic beverages to being based on the gross profits on all retail sales.

The proposed law would also add out-of-state motor vehicle licenses to the list of the forms of identification that any holder of a license issued under the State Liquor Control Act, or their agent or employee, may choose to reasonably rely on for proof of a person's identity and age.

**A YES VOTE** would increase the number of licenses a retailer could have for the sale of alcoholic beverages to be consumed off premises, limit the number of “all-alcoholic beverages” licenses that a retailer could acquire, restrict use of self-checkout, and require retailers to accept customers’ out-of-state identification.

**A NO VOTE** would make no change in the laws governing the retail sale of alcoholic beverages.

#### **QUESTION 4: REFERENDUM ON AN EXISTING LAW**

Do you approve of a law summarized below, which was approved by the House of Representatives and the Senate on May 26, 2022?

#### **SUMMARY**

This law allows Massachusetts residents who cannot provide proof of lawful presence in the United States to obtain a standard driver's license or learner's permit if they meet all the other qualifications for a standard license or learner's permit, including a road test and insurance, and provide proof of their identity, date of birth, and residency. The law provides that, when processing an application for such a license or learner's permit or motor vehicle registration, the registrar of motor vehicles may not ask about or create a record of the citizenship or immigration status of the applicant, except as otherwise required by law. This law does not allow people who cannot provide proof of lawful presence in the United States to obtain a REAL ID.

To prove identity and date of birth, the law requires an applicant to present at least two documents, one from each of the following categories: (1) a valid unexpired foreign passport or a valid unexpired Consular Identification document; and (2) a valid unexpired driver's license from any United States state or territory, an original or certified copy of a birth certificate, a valid unexpired foreign national identification card, a valid unexpired foreign driver's license, or a marriage certificate or divorce decree issued by any state or territory of the United States. One of the documents presented by an applicant must include a photograph and one must include a date of birth. Any documents not in English must be accompanied by a certified translation. The registrar may review any documents issued by another country to determine whether they may be used as proof of identity or date of birth.

The law requires that applicants for a driver's license or learner's permit shall attest, under the pains and penalties of perjury, that their license has not been suspended or revoked in any other state, country, or jurisdiction.

The law specifies that information provided by or relating to any applicant or license-holder will not be a public record and shall not be disclosed, except as required by federal law or as authorized by Attorney General regulations, and except for purposes of motor vehicle insurance.

The law directs the registrar of motor vehicles to make regulations regarding the documents required of United States citizens and others who provide proof of lawful presence with their license application.

The law also requires the registrar and the Secretary of the Commonwealth to establish procedures and regulations to ensure that an applicant for a standard driver's license or learner's permit who does not provide proof of lawful presence will not be automatically registered to vote.

The law takes effect on July 1, 2023.

**A YES VOTE** would keep in place the law, which would allow Massachusetts residents who cannot provide proof of lawful presence in the United States to obtain a driver's license or permit if they meet the other requirements for doing so.

**A NO VOTE** would repeal this law.

## **PUBLIC POLICY QUESTION – NON BINDING QUESTION**

### **FIRST FRANKLIN DISTRICTS**

#### **QUESTION 5: THIS QUESTION IS NOT BINDING**

Shall the representative from this district be instructed to introduce and vote for legislation that puts a fee on the carbon content of fossil fuels to compensate for their environmental damage and returns most of the proceeds in equitable ways to individuals as a cash-back dividend?

YES ☐

NO ☐

## **PUBLIC POLICY QUESTION – NON BINDING QUESTIONS**

### **SECOND FRANKLIN DISTRICTS**

#### **QUESTION 5: THIS QUESTION IS NOT BINDING**

Shall the representative for this district be instructed to vote for legislation to create a single payer system of universal health care that provides all Massachusetts residents with comprehensive health care coverage including the freedom to choose doctors and other health care professionals, facilities, and

services, and eliminates the role of insurance companies in health care by creating an insurance trust fund that is publicly administered?

YES ☐

NO ☐

### QUESTION 6: THIS IS NOT BINDING

Shall the representative for this district be instructed to vote in favor of changes to the applicable House of Representative rules to make each Legislator's vote in that body's Legislative committees publicly available on the Legislature's website?

YES ☐

NO ☐

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this 19<sup>th</sup> day of October, 2022.

---

City Council President Sheila Gilmour  
As authorized by a vote of the Greenfield City Council

By Constable posting:

---

Constable

---

Date of posting.

Warrant must be posted by **November 1, 2022** (at least *seven days prior* to the **November 8, 2022** State Election).

President Gilmour signed the warrant.

#### **Order no. FY 23-059**

**MOTION:** On a motion by Councilor Lapienski, second by Councilor Forgey, it was by majority, 2 no, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 22-155 "~~\$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” WHICH WAS TABLED AT THE SEPTEMBER 21, 2022, CITY COUNCIL MEETING.

Order No. FY22-155 was now on the floor: “~~\$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.

**DISCUSSION:** Councilors agree that an audit may not be beneficial at this time and the amount requested was deemed too high an expense.

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

**DEFEATED:** TO APPROVE ORDER NO. FY 22-155.

**Order no. FY 23-061**

**MOTION:** On a motion by Councilor Lapienski, second by Councilor Ricketts, it was unanimously, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 23-027 “VOTE TO RESCIND THE FOLLOWING BORROWING AUTHORIZATION BY \$500,000. REVISED AUTHORIZATION \$19,041,296” WHICH WAS TABLED AT THE SEPTEMBER 21, 2022, CITY COUNCIL MEETING.

Order No. FY23-027 was now on the floor: UPON RECOMMENDATION OF THE MAYOR, 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 forwarded a unanimous positive recommendation at their October 18, 2022 meeting.

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-027.

**Order no. FY 23-062**

**MOTION:** On a motion by Councilor Terounzo, second by Councilor Guin, it was unanimously, **VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 23-028 “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.” WHICH WAS TABLED AT THE SEPTEMBER 21, 2022, CITY COUNCIL MEETING.

Order No. FY23-028 was now on the floor: 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:** It was noted the specific wording used in the proposed order came from the Bond Council due to the fact that it would need to go against the debt; however, it was unlikely the change in language would affect the order. Other comments included:

- It was noted the Ways & Means Committee forwarded a majority positive recommendation with 3 yes and 2 no at their October 18, 2022, meeting.
- Further clarification to the effect on the City if the funds were borrowed.
- Necessity to fund the construction of a new Fire Station.

**MOTION:** On a motion by Councilor Golub, second by Councilor Lapienski, it was unanimously, **VOTED:** TO REPLACE THE WORD “MAY” WITH “SHALL”.

It was unanimously,

**VOTED:** TO APPROVE ORDER NO. FY 23-028, AS AMENDED: 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~~ **SHALL** 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.

**Order no. FY 23-064**

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

**VOTED:** THAT IT BE ORDERED THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE ORDER NO. FY 23 -013 “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.” WHICH WAS TABLED AT THE SEPTEMBER 21, 2022, CITY COUNCIL MEETING.

Order No. FY23-013 was now on the floor: 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 Lapienski, second by Councilor Golub, it was unanimously,

**VOTED:** TO RETAIN THE WORD “FROM” AND NOT REPLACE AS “WITH”.

**DISCUSSION:** A time limit listed for the Communications may deter speakers from reporting important information to the Councilors as well as the public. Other comments included:

- Time limits would be unenforceable.
- The intent of listing a time limit would provide the speakers the ability to remain on topics and present a more organized report.

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

**VOTED:** TO APPROVE ORDER NO. FY 23-013, AS AMENDED:

**§ 565-8. Rule 8, Order and Disposition of Business.**

**A. AGENDA**

(1) At every regular meeting of the City Council the order of business shall be as follows:

- (1) Call To Order
- (2) Roll Call Of Members
- (3) Pledge Of Allegiance (Voluntary)
- (4) Approval Of Minutes From Previous Meeting
- (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
- (8) Public Comment
- (9) Public Hearings
- (10) Motions, Orders, And Resolutions
- (11) Presentation Of Petitions Or Similar Papers
- (12) Reports Of Committees
- (13) Unfinished Business

- (14) Old Business
- (15) New Business
- (16) Motions For Reconsideration
- (17) Adjournment

**MOTION:** On a motion by Councilor Lapienski, second by Councilor Mayo, it was by majority, 1 yes, **DEFEATED:** THAT THE GREENFIELD CITY COUNCIL TAKE FROM THE TABLE “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.” WHICH WAS TABLED AT THE SEPTEMBER 21, 2022, CITY COUNCIL MEETING.

**PRESENTATION OF PETITIONS AND SIMILAR PAPERS** None.

**REPORTS OF COMMITTEES** – None.

**UNFINISHED BUSINESS:** None.

**OLD BUSINESS:** None.

**NEW BUSINESS:** Clerk Scott noted that early voting would be starting this week and to check the City’s website for dates and times. Due to an issue with the first set of ballots received by the Clerk’s office, a second set of ballots had to be delivered to the Clerk’s office. The bulk of mail-in ballots had been mailed to the voters this week.

- Councilor Forgey noted that the Capital Improvement Committee will begin meeting on Friday, October 21, 9:30 am, via Zoom to discuss the Capital Budget request items for FY2024.

Councilor Forgey held the following first reading:

**City Council – First Reading- October 19, 2022**

- Appropriate \$2,500,000 from Free Cash to Capital Stabilization Fund 8402.
- Appropriate \$200,000 from Free Cash to Compensated Absences Fund 8450.
- Appropriate \$200,000 from Free Cash to Contract Stabilization Fund 8403.
- Appropriate \$100,000 from Free Cash to General Stabilization Fund 8400.
- Appropriate \$600,000 from Free Cash to reduce the FY2023 tax rate.
- Transfer \$107,300 from Free Cash to FY23 General Fund Vehicle Fuel Accounts.
- Appropriate \$8,500 from Sewer Retained Earnings to FY23 Sewer Vehicle Fuel Accounts.
- Appropriate \$10,000 from Water Retained Earnings to FY23 Water Vehicle Fuel Accounts.
- Appropriate \$14,387 from FY22 Reserve Fund to FY23 Weights and Measures Contracted Services.

Councilor Elmer read the following notice of zoning amendments:

**Notice of Zoning Amendment proposals – October 19, 2022**

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

- Zoning Amendment to Rezone French King Highway from General Commercial (GC) to Planned Industry (PI).

**MOTIONS FOR RECONSIDERATION:** None.

**ADJOURNMENT:** On a motion by Councilor Ricketts, second by Councilor Guin, it was unanimously, **VOTED:** TO ADJOURN THE MEETING AT 11:32 P.M.

A true copy,

Attest: \_\_\_\_\_  
Kathryn J. Scott, City Clerk

### GREENFIELD CITY COUNCIL MEMBERS

John Zon Community Center/Zoom Hybrid  
Regular Meeting  
October 19, 2022

	Attendance	FY23-030	FY22-155	FY23-064 Take from Table	FY23-013	
1. Golub, Katherine	Y	Y	N	Y	Y	
2. Guin, Daniel	Y	Y	N	Y	Y	
3. Desorgher, Virginia	Y	Y	N	Y	Y	
4. Bottomley, John	Y	Y	N	Y	Y	
5. Bullock, Marianne	Y	Y	N	Y	Y	
6. Gilmour, Sheila	Y	Y	N	----	----	
7. Lapienski, Jasper	Y	Y	N	Y	Y	
8. Mayo, Douglas	Y	Y	N	Y	Y	
9. Helie, Derek	Y	Y	N	Y	N	
10. Elmer, Philip	Y	Y	N	N	N	
11. Forgey, Christine	Y	Y	N	Y	Y	
12. Ricketts, Penny	Y	Y	N	Y	N	
13. Terounzo, Michael	Y	Y	N	N	N	
		13 y 0 n	0 y 13 n	10 y 2 n	8 y 4 n	