

**FRANKLIN TOWN COUNCIL  
MINUTES OF MEETING  
March 28, 2018**

A meeting of the Town Council was held on Wednesday, March 28, 2018, at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present: Patrick Casey, Robert Dellorco, Melanie Hamblen, Glenn Jones, Matthew Kelly, Eamon McCarthy Earls, Thomas Mercer (via remote), Peter Padula, Deborah Pellegrini. Councilors absent: None. Administrative personnel in attendance: Jeffrey Nutting, Town Administrator; Jamie Hellen, Deputy Town Administrator; Mark Cerel, Town Attorney.

**CALL TO ORDER:** ► Chairman Kelly called the meeting to order at 7:00 PM with a moment of silence. The Pledge of Allegiance was led by Boy Scout Troop 126. He noted Mr. Mercer was participating in the meeting via remote.

**APPROVAL OF MINUTES: March 14, 2018.** ► **MOTION to Approve** the March 14, 2018 meeting minutes by **Padula. SECOND by Dellorco. No Discussion.** ► **ROLL CALL VOTE:** Casey-YES; Dellorco-YES; Hamblen-YES; Jones-YES; Kelly-YES; Earls-YES; Mercer-YES; Padula-YES; Pellegrini-ABSTAIN. ► **VOTE: Yes-8, No-0, Absent-0, Abstain-1.**

**ANNOUNCEMENTS:** Chairman Kelly announced the meeting is being recorded by *Franklin TV* and available for viewing on Comcast Channel 11 and Verizon Channel 29. This meeting may also be recorded by others.

**PROCLAMATIONS/RECOGNITIONS:** ► *Swearing in of Firefighter Paramedic.* ■ Fire Chief Gary McCarraher introduced the department's newest firefighter/paramedic, Peter Ballou. He provided background and career information about Firefighter Ballou. ■ Teresa Burr, Town Clerk, performed the swearing in.

**CITIZEN COMMENTS:** ► Ms. Pamela Young, 59 West Street, stated she was a life-long Franklin resident and provided the Town Council with copies of a petition (attached). She stated she is speaking on behalf of her neighbors and Franklin residents residing on Union, Mason, West, and Church Streets, and Walnut Avenue. They are seeking to resolve the issue of Dean students parking all day and for many days on these streets. Their main concerns are: emergencies as there is no space for emergency vehicles to park or pass, safety for children, school bus stops, Dean students moving trash containers to park their cars, trash containers not getting picked up, congestion, Dean students showing little respect for the residents and the environment, noise pollution which includes students sitting in their cars at all hours of the night smoking and drinking with loud music. She provided examples of the disruption the Dean students cause parking on these streets.

► Mr. Jeff Eglintine, 28 Sherman Avenue, asked the Town Council to look at an ordinance/regulation pertaining to keeping of chickens. He had moved to town with the idea that he could raise chickens on his property. When he applied for the permit, he learned the allowance was superseded by zoning regulations. He asked the Town Council to help remove the "for poultry" modifier so he could be allowed to raise chickens on his property. He provided copies of the current regulations.

► Mr. Dale Kurtz, 4 Bald Hill Drive, Town of Franklin Veterans' Services Officer, stated the annual Memorial Day breakfast at the Town Senior Center is on May 25, 2018, at 9:00 AM. Please call the Senior Center to make a reservation. He thanked the Town Council for authorizing construction of a memorial walkway at the Town Common. They have made a lot of progress and the project is moving along. The VFW has sold over 350 bricks to help fund the project which brings around \$28,000 to use for the project. He has met with the DPW regarding the schedule and the memorial plaques have been

ordered. He encouraged people to order bricks before April 30, to guarantee they will be in the first placement. They hope to have a dedication ceremony around Veteran's Day of this year.

► Mr. Robert Gardner, 161 Longhill Road, speaking on behalf of the Veterans' Walkway Project Committee, stated over 350 bricks have been purchased and were sold in over 16 states. After May 1, 2018, bricks sold cannot be guaranteed to be placed before the opening ceremony. However, bricks can continue to be ordered. He recently sent out letters to Franklin businesses for their participation, as well. Private donations are welcomed.

► Ms. Teresa Burr, 27 Brushwood Hill, Town Clerk, reminded citizens that the last date for dog registration is April 1, 2018. After April 1, there will be a strictly enforced late fee of \$30.00 on top of the dog registration. Citizens can go online to register and license dogs.

**APPOINTMENTS:** ► *Council on Aging.* ► Mr. Jones read the appointment. ► **MOTION to Ratify** the appointment by the Town Administrator of Faith Flaherty to serve as a member of the Council on Aging with an expiration of June 30, 2019 by **Jones. SECOND by Padula. Discussion:** ► Mr. Nutting stated Ms. Flaherty was a long-time employee of the Franklin Recreation Department and DPW and a volunteer at the Senior Center; she would be a great addition. ► **ROLL CALL VOTE:** Casey-YES; Dellorco-YES; Hamblen-YES; Jones-YES; Kelly-YES; Earls-YES; Mercer-YES; Padula-YES; Pellegrini-YES. ► **VOTE: Yes-9, No-0, Absent-0.**

**HEARINGS:** *None.*

**LICENSE TRANSACTIONS:** *None.*

**PRESENTATIONS/DISCUSSIONS:** ► *An Act Relative to Establishing an Animal Abuse Registry.* ► Mr. Nutting stated at the last meeting Mr. Jones asked if the Town Council would like to have a vote to support this. ► Ms. Hamblen asked if anyone knows if those who put this bill together checked with breeders and pet store owners as to what they thought about this as it adds responsibility for them to check the registry. ► Mr. Hellen stated he is sure this bill will have a public hearing at the State House, if it has not already, so that would be the time for those organizations to make their case on that. ► Mr. Jones noted he had brought this up at the last meeting. He read aloud both the wording for establishment of this registry and an article regarding animal abuse that encouraged him to support this. He stated animal abusers at least should have their names on a registry. ► Town Council members discussed the animal abuse registry statute.

#### **SUBCOMMITTEE REPORTS:**

1. *Capital.* ► Mr. Dellorco stated nothing to report.
2. *Budget.* ► Mr. Padula stated the Budget subcommittee met this evening. They are about 90 percent of where they need to be to have numbers together. They will have more discussions as numbers are getting tighter. He stated they will have to reach to balance the budget with honest discussions coming up about what needs to be done to go forward.
3. *Economic Development.* ► Mr. Mercer stated nothing to report. ► Mr. Nutting stated that the issue of poultry is on the EDC list of items to be brought up; he thinks it should be put on the EDC agenda for May. ► Mr. Mercer agreed May would be a good meeting date.

#### **LEGISLATION FOR ACTION:**

1. *Resolution 18-16: Authorization for the Town Administrator to Enter into Lease Purchase Financing Agreement to Fund New Municipal Telephone Systems (Motion to Move Resolution 18-16 – 2/3 Majority Vote (6)).* ► **MOTION to Waive** the reading by **Padula. SECOND by Dellorco.** ► **ROLL CALL VOTE:** Casey-YES; Dellorco-YES; Hamblen-YES; Jones-YES; Kelly-YES; Earls-

YES; Mercer-YES; Padula-YES; Pellegrini-YES. ► **VOTE: Yes-9, No-0, Absent-0.** ► **MOTION to Move** Resolution 18-16: Authorization for the Town Administrator to Enter into Lease Purchase Financing Agreement to Fund New Municipal Telephone Systems by **Dellorco. SECOND** by **Padula. Discussion:** ► Mr. Nutting referenced his memo of March 22, 2018 and stated the phone system has been in this building for 14 years. The phones are old and not supported. He reviewed the costs of purchasing versus leasing to replace the phones and stated he recommended this proposal. ► Town Council members asked questions regarding the proposed phone system. ► Mr. Michael D'Angelo, Director of Public Facilities, explained the five-year warranty on the system. ► Mr. Hellen stated this is the most affordable way to solve the old phone issue. ► **ROLL CALL VOTE:** Casey-YES; Dellorco-YES; Hamblen-YES; Jones-YES; Kelly-YES; Earls-YES; Mercer-YES; Padula-YES; Pellegrini-YES. ► **VOTE: Yes-9, No-0, Absent-0.**

**TOWN ADMINISTRATOR'S REPORT:** ► Mr. Nutting stated he wanted to follow-up on one of the citizen's comments. He and other town departments have been working on a parking plan for the neighborhood. Their concerns have been heard. It will be back in front of the Town Council in May and they invite the neighborhood as well regarding what the public safety folks have come up with to mitigate what is going on down there; their calls have not gone unheeded. It is tough to do striping and signage in the middle of winter. ► Mr. Hellen stated Mr. Mercer asked a few things to be repeated from the last meeting. He noted the police created an Internet Exchange Zone in the parking lot of the police station. They received a \$10,000 grant from the insurance company to have the surveillance cameras installed. There is a sign indicating the location where people who have done Internet transactions/purchases and do not want the purchaser to come to their house for the exchange, can go to make transactions 24 hours a day. It is on surveillance; it is safe. He stated snow and ice removal costs are currently at approximately \$1.2 million. He stated the DPW thanked the family that dropped off the many Big Y pizzas during the snowstorms. He noted there were many inquiries regarding the logic behind opening shelters in Franklin during storms and power outages. He stated there is an emergency management team and any time there is bad weather or an emergency, they work together to make decisions. They also work with National Grid to make decisions on when to open shelters regarding power outages. He explained there are many factors that go into the decision-making.

**FUTURE AGENDA ITEMS:** ► Mr. Earls noted his meeting with a Franklin focus group at the Senior Center to discuss the environment in Franklin and open space in the community. They began a petition to reinstate the Open Space Committee. He hopes to add this as a future agenda item. ► Ms. Pellegrini stated she would like to see on the next agenda the Fourth of July celebration. ► Chairman Kelly said that committee was on the next agenda. ► Ms. Hamblen stated she would like to see the open space committee.

**COUNCIL COMMENTS:** ► Ms. Hamblen stated the Agricultural Commission was sworn in this past Monday. It was a good meeting; there are many good ideas. ► Mr. Dellorco requested a meeting with Dean College before the West Street parking issue comes on the Town Council agenda in May. ► Mr. Nutting stated they have been talking with Dean over the phone. ► Mr. Earls stated he had questions regarding the budget process. ► Chairman Kelly stated he should email those questions to the Town Administrator and himself. ► Mr. Padula thanked the citizens for letting them know about the parking issues. He read aloud information regarding Wrentham District Court Judge Emogene Johnson Smith and congratulated her. ► Mr. Jones thanked all departments for keeping March manageable regarding the snow/weather. He stated they were going to resolve the problems for the citizens regarding the Dean parking issue and the chicken issue. ► Chairman Kelly stated he would be happy to sign the petition; he owns two properties on the street and has the same complaint. He told Mr. Nutting a great concern is the trash. The issue must be solved sooner or somehow get the trash buckets picked up. He noted there has been more tickets than usual. He wants a quick response to this; it is a mess.

**EXECUTIVE SESSION:** *Strategy for collective bargaining with Police Unions.* **MOTION** to Move that Town Council enters executive session to discuss strategy for collective bargaining with Police Unions by **Jones**. **SECOND** by **Padula**. ► **ROLL CALL VOTE:** Casey-YES; Dellorco-YES; Hamblen-YES; Jones-YES; Kelly-YES; Earls-YES; Mercer-YES; Padula-YES; Pellegri-YES. ► **VOTE: Yes-9, No-0, Absent-0.**

**Town Council Meeting Public Session ended at 7:48 PM**

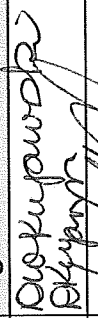







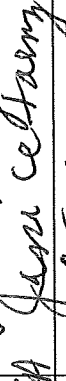


Respectfully submitted,

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Judith Lizardi  
Recording Secretary

## Petition to Dean Students parking on our streets

<b>Petition summary and background</b>	We the residents of Franklin MA propose a change to current off street parking on the following streets: Union, Nason, West and East Street, Church and Walnut Ave. We propose to change to either residents only parking or no overnight parking.
<b>Action petitioned for</b>	We, the undersigned, are concerned citizens who urge our leaders to act now to change the off street parking bylaw for the streets mentioned above. Dean students are causing excessive noise and creating a nuisance which we believe are causing a problem and this action is necessary to protect the public interest.

Printed Name	Signature	Address	Comment	Date
Danielle David Rujawski		204 Union street		3/24/18
Amita William		25 Church Ave		3/24/18
Stacy Crandall		35 East St		3-24-18
Marie L. Crandall		35 East St		3/24/18
Margaret Deery		67 West Street		3/24/18
James McLaughlin		27 Church Ave		3/24/18
DIANA FOSTER		24 Church Ave		3/24/18
Jean Helmer		219 Union St		3/24/18
JANICE FAENZA		211 Union St		3/24/18
Dawn Faenza		220 Union St		3/24/18
Andrew Moriarty		3d West st.		3/24/18

Printed Name	Signature	Address	Comment	Date
John B Davidson	John B Davidson	25 Church Ave		3/24/18
Josephine Dirado	Josephine Dirado	74 West St		3/24/18
Christina Davis	Christina Davis	59 West St Franklin		3/24/18
Eamon McCarthy	Eamon McCarthy	127 King St - Unit 303 Franklin		3/24/18
Ronald Davis	Ronald Davis	59 West St Franklin		3/24/18
Pamela Young	Pamela Young	59 West Street		3/24/18
DONNA MAULAY	DONNA MAULAY	34 West St		3/24/18
DONALD MAULAY	DONALD MAULAY	34 West St		3/24/18
Toranne Rossetti	Toranne Rossetti	59 West St.		3/24/18
Cheryl L. Cody	Cheryl L. Cody	64 West St.		3/24/18
Deborah Spearin-Buckland	Deborah Spearin-Buckland	70 West St.		3/24/18
Bruce Buckland	Bruce Buckland	70 West St		3/24/18
Sean Connolly	Sean Connolly	75 West St		3/24/18
William Cunningham	William Cunningham	75 West St		3/24/18
Paul Murphy	Paul Murphy	418 West St		3/24/18
Kristen Sheridan	Kristen Sheridan	418 West St.		3/24/18

[illegible]



March 27, 2018

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To Whom It May Concern:

This letter is to inform you of the ongoing parking/trash situation in our neighborhood. We live at 35 East Street which corners on Church Avenue. I grew up on Church Avenue and have lived in our house here on East Street for forty years! So - we have witnessed the degeneration of this area in regards to college students and their effect on us!

The parking situation is atrocious!! We have 2-hr. parking during the hours of 8am to 2pm which the town recently installed but it is of no help!! All the students do is watch the time and play musical cars! - not to mention the ones that don't care and get ticketed - some with two and three of them on their windshield - only to be found blowing around in the street - sometimes even ripped in two!! Residents have been ticketed for parking in front of their own house after being



(2) assured that would not happen!  
When the college students line  
the streets, it makes the roads one  
lane and virtually impassable - if  
a car comes the other way, it forces  
one car to back up and is not  
always a friendly situation. It  
just keeps getting worse! When  
it snows - what a nightmare!  
The plows just push the snow  
against their cars and when they  
shovel out after the storm, the  
snow is left on the street and  
never properly cleared by the town!  
These cars should be towed!!!

Our biggest gripe is with the  
amount of trash littering our yards  
and streets! We get a weekly trash  
bag full of empty water bottles,  
coffee cups, candy wrappers, napkins,  
bottles and 7-Eleven pizza boxes!  
We were thinking of picking all  
our collected bags of trash and  
presenting them to the president  
of Searey. A visual look is worth  
a thousand words and this is  
what we see everyday.

Another problem is the  
students walking the neighborhood,

(3.)

passing the joints around thinking  
nobody knows what they are  
doing! Groups of five or six at a  
time - all hours of the day and  
night and they are not quiet!!!  
At one point our granddaughter  
found a baggy full of colorful  
speedos a spoon and drugs in  
her hedge. She thought it was  
a bag full of toys!! Imagine!!!  
Suspicious she brought it right  
to the adults before something  
tragic ever happened. We  
contacted the police to dispose  
of it and had to say they  
weren't surprised and that it's  
a common occurrence - that may  
be - but not in our neighborhood!  
This is all so new and we don't  
like it! As a matter of fact, I  
could sit on my screen porch  
and get high simply by  
inhaling all the smoke from  
the kids walking by with  
their pot!! Seriously!

Thank you for listening -  
there is more if you have any  
questions please contact us if  
we would be happy to help

(4) in any way we can and hope  
you can help us!!

PS: Edmund Chandler Marie Crandall

We also feel it is the responsibility  
of Dean to provide sufficient  
parking to all their tuition  
paying students and not the  
responsibility of our town!! We  
need to take back our streets!

## **Events Involving Dean College Students**

### **25 Church Avenue, Franklin**

#### **1. Car leaking gasoline**

One fall day in 2017, my son and I were out raking leaves in front of the house. My son noticed the smell of gasoline was coming from the car parked in front of the house. I called the police and they responded with the fire department. When the fire truck arrived they inquired whose car it was and I informed them that I believed it was a Dean College student. A short while later, a young lady from the college appeared and with the assistance of the police, moved the vehicle after the fire department had shaken something (kitty litter?) underneath to soak up the gasoline that was leaking from the vehicle.

A short time later I went to the store to run an errand. When I returned I noticed the same vehicle parked less than a block away on East Street. Why was this vehicle, which clearly was unsafe, not towed?

#### **2. Hooded bully**

One morning I pulled out of my driveway to bring my son to school. As my car was approaching the end of the road, another vehicle driven by a Dean College student with a hood over his head, pulled into the street in front of me. Vehicles parked on the side of the road make it too narrow for 2 cars to pass. This young man proceeded to drive up nose to nose with my vehicle and then refused to back off. I was so shocked by his behaviors I backed up my car while he continued to follow me nose to nose. A seasoned driver would have seen that there is no room to pass a vehicle on this road and would have waited until the oncoming vehicle left the road before entering the road. I was very shaken by this student's aggressive behaviors and the next time I will be calling the police rather than backing up.

#### **3. Scoping out our car?**

One late summer evening in 2017, I was out watering my flowers in the front of my house when I noticed a Dean College student standing on the opposite side of my family member's car which was parked in front of the house on the street. He stood there a long time talking on his phone, often turned looking into the car. I asked the young man what he was doing beside the car. He replied that he was talking on his phone. I asked him to move on and go talk somewhere else. As he walked away I heard him say to the person on his phone, "some lady just accused me of trying to steal her car parked on the side of the road."

*Anita Milham, LMHC*

We have lived in Franklin at 32 West St for almost 12 years now. We have always had a conducive relationship with Dean College through the years. However in the last two years the student parking on our streets throughout the neighborhood has gotten out of hand. It seems that the resident students who live in the Adams Hall dorms are unwilling to park in Dean's designated lots over on Ray st, so as a result they have taken it upon themselves to park on our streets in front of our homes.

While this is indeed public and legal parking it has become more than just nuisance. Because of this parking situation the streets have become so congested that most of our two way streets have been turned into one way. Also the students are parking in a way that makes it almost impossible to put our trash cans out on designated days, which results in Waste Management missing the pick ups. This forces us to put the trash cans in the street which is a further nuisance and hazard, though on a few occasions Dean students have been seen moving the trash cans to free up a parking space. They are so packed in that they are parking right up to the end of our driveways which makes it very difficult to see properly when backing out, this is extremely hazardous, not to mention that fact that these cars are parked there and left for days at a time.

Along with the congestion and inconvenience the Dean students have little respect for the residents and the environment and are constantly leaving trash wherever they please including our yards, hedges and driveways. I spoke with Dean reps back in the Fall and was told that there was nothing that could be done on their part because it is legal parking and the it is the responsibility of the town to post parking restrictions and handle the situation without any assistance from Dean.

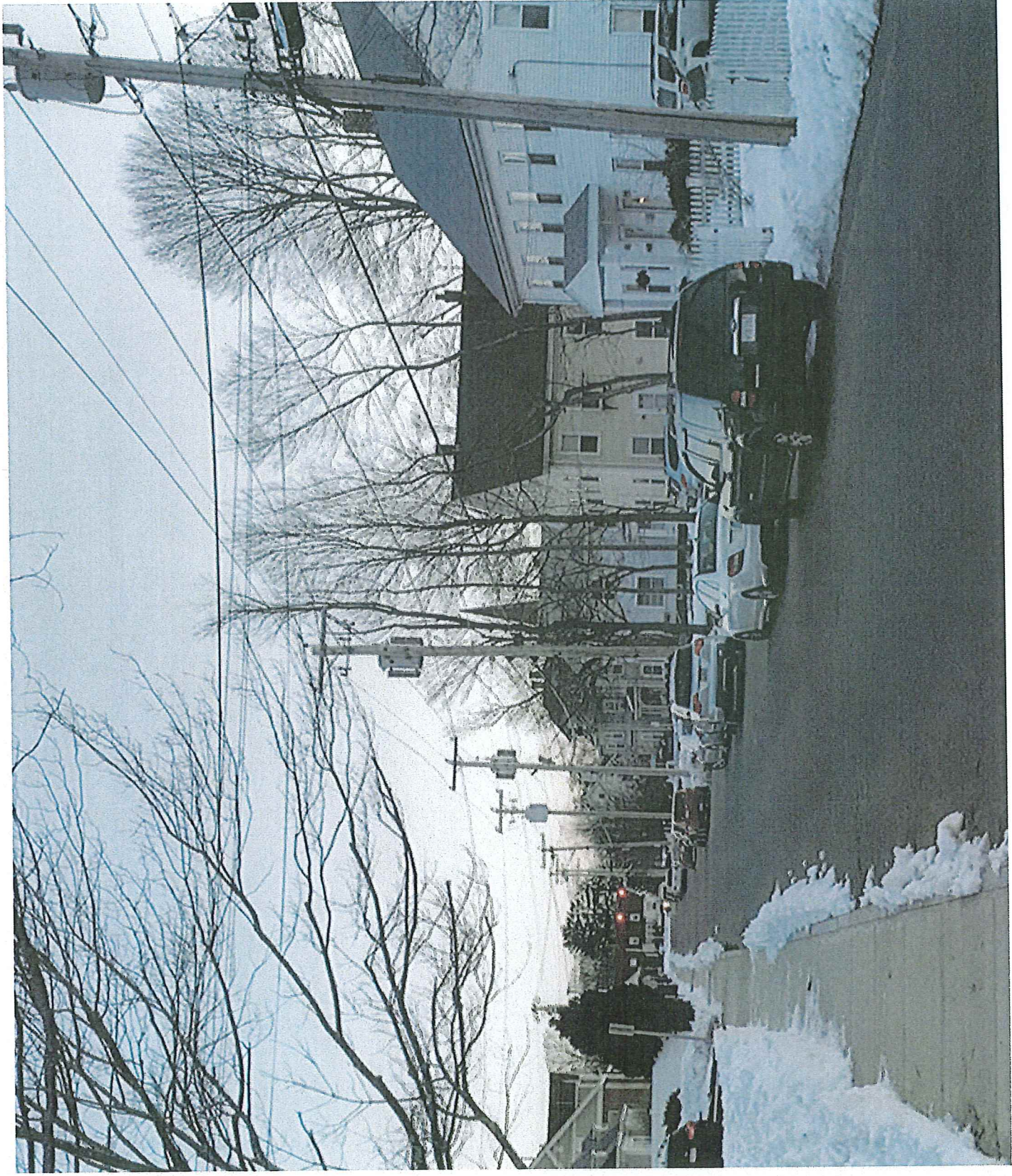
It is my intention to be at the meeting Wednesday night however I am having some lower back issues so at this point it all depends on if I am able to make it.

My wife and I would be happy to sign this letter if needed just text me and I can try to arrange do it.

Andy and Karen Moriarty



Looking Down West Street towards W. Central St.



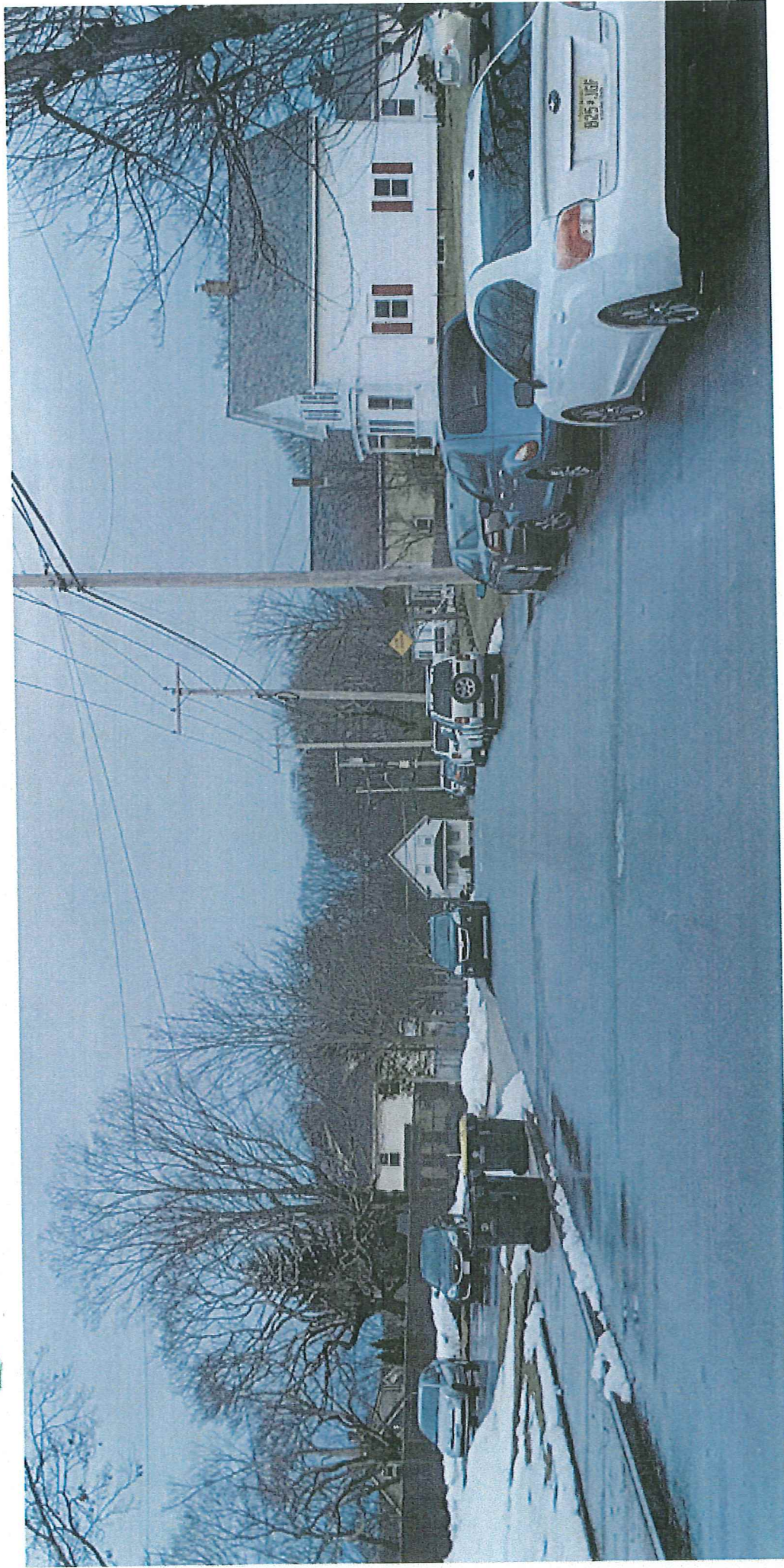


Looking down Nason Street towards Union Street





Looking Down Nason St. to Union St.





Looking down West Street towards east ST





Looking Down West St. to East St.

