

Town of Amherst
DRAFT MOTIONS OF THE TOWN COUNCIL

Monday, August 31, 2020

6:30 p.m.

Virtual Meeting

Members Participating Remotely: Bahl-Milne, Brewer, De Angelis, DuMont, Griesemer, Hanneke, Pam, Ross, Ryan, Schoen, Schreiber, Steinberg, Swartz

Members Absent: None

Others Participating Remotely: Town Manager Paul Bockelman, Planning Director Christine Brestrup, IT Applications Analyst Serge Fedorovsky, Clerk of the Council Athena O’Keeffe

Pursuant to Governor Baker’s March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, this meeting of the Town Council is being conducted via remote participation.

All votes will be taken by roll call.

Per MGL Chapter 30A Section 20(f), this meeting is being recorded and broadcast by Amherst Media.

President Griesemer called the meeting to order at 6:32 p.m.

5. Consent Agenda

Consent Agenda: The following items were selected because they were considered to be routine and it was reasonable to expect they would pass with no controversy.

To remove an item from the consent agenda for discussion later in the meeting, ask that it be removed when the President lists the consent agenda items. The request to remove an item from the consent agenda does not require a second.

MOTION: To move the following items, and the printed motions thereunder and approve those items as a single unit:

- 8.c. Referral of Capital Inventory Criteria to Finance Committee
- 11.a-d. Approval of Minutes:
 - July 14, 2020 Joint Town Council and Finance Committee Meeting minutes
 - July 15, 2020 Joint Town Council and Finance Committee Meeting minutes
 - July 28, 2020 Joint Town Council and School Committee – Crocker Farm Expansion Presentation minutes
 - August 3, 2020 Town Council Meeting minutes

Motion by: Griesemer

Seconded by: Hanneke

ROLL CALL VOTE: 11-0-2 (Councilors Bahl-Milne, De Angelis, Griesemer, Hanneke, Pam, Ross, Ryan, Schoen, Schreiber, Steinberg, Swartz voted Yes; Councilors Brewer and DuMont Abstained)

8. Action Items

a. Valley CDC Project at 132 Northampton Road – Local Option

MOTION: To authorize President Griesemer to sign the letter to the Zoning Board of Appeals regarding the implementation of a local preference titled “Draft Letter re Local Preference at 132 Northampton Road as of 7-27-2020,” recommending that the Zoning Board of Appeals seek approval from the Subsidizing Agency to implement a local selection preference with the allowable categories of current residents, municipal employees, employees of local businesses for the initial lottery, or has children in the local school, and leasing of 70% of units at 132 Northampton Road.

Motion by: Griesemer

Seconded by: Schoen

ROLL CALL VOTE: 9-4 (Councilors Brewer, De Angelis, DuMont, Griesemer, Pam, Ryan, Schoen, Schreiber, and Steinberg voted Yes; Councilors Bahl-Milne, Hanneke, Ross, and Swartz voted No)

b. Master Plan Update Request – Charter Section 9.8

MOTION: To suspend Town Council Rules of Procedure rule 8.4 for the current agenda item.

Motion by: Hanneke

Seconded by: Ryan

ROLL CALL VOTE: 11-1-1 (Councilors Bahl-Milne, Brewer, De Angelis, Griesemer, Hanneke, Ross, Ryan, Schoen, Schreiber, Steinberg, and Swartz voted Yes; Councilor DuMont voted No; Councilor Pam Abstained)

MOTION: To rescind the February 10, 2020, Town Council vote on Agenda item 7.i. that adopted the process for updating and adopting the Master Plan, as set forth in the document titled “CRC Proposed Master Plan Process - 2020-02-04”, as recommended by the Community Resources Committee, as presented” and accept the July 1, 2020 Planning Board recommendation that the Town Council consider adopting the approved Master Plan as is for now and focus the town’s attention and resources on the Zoning Bylaw changes, including establishing design guidelines, and revisit the issue of the Master Plan at a later date.

Motion by: Hanneke

Seconded by: De Angelis

MOTION: Brewer Moved, second by Councilor Schoen to amend the motion by removing “and accept the July 1, 2020 Planning Board recommendation that the Town Council consider adopting the approved Master Plan as is for now and focus the town’s attention and resources on the Zoning Bylaw changes, including establishing design guidelines, and revisit the issue of the Master Plan at a later date.”

Motion by: Brewer

Seconded by: Schoen

ROLL CALL VOTE: 13-0

ROLL CALL VOTE: 13-0 to rescind the February 10, 2020, Town Council vote on Agenda item 7.i. that adopted the process for updating and adopting the Master Plan, as set forth in the document titled “CRC Proposed Master Plan Process - 2020-02-04”, as recommended by the Community Resources Committee, as presented”

c. Capital Inventory Criteria

VOTED 11-0-2 VIA CONSENT AGENDA: To refer to Finance Committee for a report and recommendation on the requirements the Town Council should deem appropriate for inclusion in a Capital Inventory pursuant to Charter Section 5.7(a).

d. Amendment to Bylaw 3.28 – Single Use Plastic Bag Prohibition – First Discussion – Charter Sec.2.10(a)

No action.

e. Town Manager Performance Evaluation Memo

MOTION: To adopt the “FY20 Town Manager Performance Evaluation,” as amended.

Motion by: Griesemer

Seconded by: Hanneke
ROLL CALL VOTE: 13-0

9. Appointments

a. Town Manager Appointments

(1) Elementary School Building Committee – Charter Sec. 2.11(b)

MOTION: To approve the following Town Manager appointments under Charter Section 2.11(b) to the Elementary School Building Committee, as recommended by the Town Services and Outreach Committee:

- Dwayne Chamble
- Phoebe Merriam
- Jonathan Salvon

Motion by: Brewer

Seconded by: Ross

ROLL CALL VOTE: 10-0-3 (Councilors Bahl-Milne, Brewer, De Angelis, Griesemer, Hanneke, Ross, Ryan, Schreiber, Steinberg, and Swartz voted Yes; Councilors DuMont, Pam, and Schoen Abstained)

(2) Human Rights Commission – Charter Sec. 2.11(b)

MOTION: To approve the following Town Manager appointments under Charter Section 2.11(b) to the Human Rights Commission, as recommended by the Town Services and Outreach Committee:

For a term to expire June 30, 2022:

- Sid Ferreira (reappointment)

For terms to expire June 30, 2023:

- Cedric Gonnet
- Elizabeth Haygood
- Erika Loper

Motion by: DuMont

Seconded by: Pam

ROLL CALL VOTE: 13-0

b. Town Council Appointments

(1) Planning Board – Charter Sec. 2.9(c)

MOTION: To appoint the following individuals to the Planning Board, per Charter Sec. 2.9(c), effective immediately, as recommended by the Community Resources Committee:

- For terms expiring June 30, 2023:
 - Johanna Neumann
 - Thom Long
 - Andrew MacDougall

Motion by: Hanneke

Seconded by: Ryan

ROLL CALL VOTE: 7-6 (Councilors Bahl-Milne, Griesemer, Hanneke, Ross, Ryan, Schreiber, and Steinberg voted Yes; Councilors Brewer, De Angelis, DuMont, Pam, Schoen and Swartz voted No)

MOTION: To postpone item 9.b. to a time certain, for consideration after item 14.a. Not Anticipated 48 Hours in Advance.

Motion by: Schoen

Seconded by: DuMont

VOTED: 5-8 (Councilors De Angelis, DuMont, Pam, Schoen and Swartz voted Yes; Councilors Bahl-Milne, Brewer, Griesemer, Hanneke, Ross, Ryan, Schreiber and Steinberg voted No) the motion failed.

MOTION: to amend the motion by removing Thom Long and replacing with Michael Birtwistle.

Motion by: Schoen

Seconded by: Pam

VOTED: 5-7-1 (Councilors Brewer, DuMont, Pam, Schoen and Swartz voted Yes; Councilors Bahl-Milne, De Angelis, Hanneke, Ross, Ryan, Schreiber, and Steinberg voted No; President Griesemer Abstained) the motion failed.

MOTION: Councilor Ross moved to call the question.

VOTED: 13-0

11. Approval of Minutes

a-d. Approval of minutes

VOTED 11-0-2 VIA CONSENT AGENDA: To approve the following Town Council Meeting minutes, as presented:

- July 14, 2020 Joint Town Council and Finance Committee Meeting minutes
- July 15, 2020 Joint Town Council and Finance Committee Meeting minutes
- July 28, 2020 Joint Town Council and School Committee – Crocker Farm Expansion Presentation minutes
- August 3, 2020 Town Council Meeting minutes

15. Executive Session

MOVED: To meet in Executive Session pursuant to MGL Chapter 30A section 21(a)2 to conduct a strategy session in preparation for negotiations with nonunion personnel, Town Manager Paul Bockelman, and to also conduct negotiations with nonunion personnel, Town Manager Paul Bockelman, and that the Town Council will not reconvene in open session following the Executive session.

Motion by: Hanneke

Seconded by: Pam

ROLL CALL VOTE: 13-0

The Council adjourned from executive session at 12:42 a.m.