



**Town of Amherst  
Town Council Meeting  
Monday, December 6, 2021  
6:30 p.m.**

**Virtual Meeting: <https://amherstma.zoom.us/j/87571112171>  
Live Broadcast on Amherst Media Channel 17 and live stream:  
[bit.ly/ACTVChannel17](http://bit.ly/ACTVChannel17)**

**Agenda**

1. Call to Order
2. Announcements
  - Upcoming Town Council Meetings:
    - Councilor Orientation: December 13, 2021, 5:30 p.m., Zoom
    - Regular Meeting: December 13, 2021, 7:30 p.m., Zoom
    - Regular Meeting: December 20, 2021, 6:30 p.m., Zoom
    - Town Council Inauguration and Special Meeting: January 3, 2022
  - Upcoming Council Committee Meetings:
    - Community Resources Committee: None
    - Finance Committee: December 7, 2021, 2:00 p.m., Zoom
    - Governance, Organization, and Legislation Committee: December 15, 2021, 10:30 a.m., Zoom
    - Town Services and Outreach Committee: December 9, 2021, Zoom:
      - Joint meeting with the Town Council: Primer/Information Session on Reorganization Proposals,
      - Joint meeting with the Town Council: Public Forum on the Diversity, Equity, and Inclusion Department Reorganization Plan
      - Joint meeting with the Town Council: Public Forum on the Community Responders for Equity, Safety, and Service (CRESS) Department Reorganization Plan
      - Regular Committee Meeting
3. Hearings – *None*
4. General Public Comment

*Residents are welcome to express their views for up to 3 minutes, at the discretion of the Town Council President, based upon the number of people who wish to speak. The Council will not engage in a dialogue or comment on a matter raised during General Public Comment. **To participate in public comment, see instructions below.***

5. Consent Agenda
  - Suspension of Town Council Rules of Procedure rule 8.4 for the following agenda items:
    - 8.e. Amendments to the Town Council Policy Regarding Control and Regulation of the Public Ways regarding the Performance Shell on the Town Common and Delegation of Authority to the Board of License Commissioners for Lunch Carts
    - 8.h. 2022 Town Council Meeting Schedule
  - 6.a. Adoption of the 2021 Human Rights Day Proclamation
  - 8.h. Adoption of the 2022 Town Council Meeting Schedule
  - 11.a-e. Approval of the following Town Council Meeting minutes:
    - November 15, 2021 Special Town Council Meeting minutes – Financial Indicators
    - November 15, 2021 Town Council Meeting minutes – Public Forum on the Budget
    - November 15, 2021 Regular Town Council Meeting Minutes
  - 9.a.(1) Approval of Town Manager Appointment to the Residents’ Advisory Board
6. Resolutions and Proclamations – Consent Agenda
  - a. 2021 Human Rights Day Proclamation
    - (1) Governance, Organization, and Legislation Committee Report
    - (2) Council Discussion
    - (3) Motion and Vote
7. Presentations and Discussion
  - a. State of the Town Address – *Charter Sec. 2.2(c)*
    - (1) Town Council President, Town Manager, School Committee Chair, and Library Trustees Representative
  - b. Annual Charter Requirements
    - (1) Receipt of Annual Reports
      - a. School Committee – *Charter Sec. 4.2(d)*
      - b. Library Board of Trustees – *Charter Sec. 4.3(d)*
      - c. Housing Authority – *Charter Sec. 4.4(d)*
      - d. Oliver Smith Will Elector – *Charter Sec. 4.5*
      - e. Board of License Commissioners – *Charter Sec. 6.3*
8. Action Items
  - a. FY23 Town Council Budget Guidelines – First Discussion
    - (1) Finance Committee Report
    - (2) Council and Finance Committee Discussion
  - b. Public Ways Request: Placement of Performance Shell on the Town Common
    - (1) Town Services and Outreach Committee Report
    - (2) Council Discussion
    - (3) Motion and Vote

- c. Zoning Bylaws
  - (1) Amendment to Article 14, Temporary Zoning regarding Permitting for Certain Uses during the COVID-19 Emergency and its Aftermath
    - a. Council Discussion
    - b. Motion and Vote
  - (2) Amendments to Article 7, Parking and Access Regulations
    - a. Council Discussion
    - b. Motion and Vote
  - (3) Official Zoning Map – Map 14A, Parcel 33 Rezoning, North Prospect Street: Amendments to Article 2, Zoning Districts and Article 3, Use Regulations
    - a. Council Discussion
    - b. Motion and Vote
  - (4) Amendments to Article 3, Use Regulations, Section 3.325, Mixed-Use Buildings and Article 12, Definitions
    - a. Council Discussion
    - b. Motion and Vote
- d. Proposed Bylaw Rescission/Removal: General Bylaw 3.15 Activities and Amusements – First Reading
  - (1) Governance, Organization, and Legislation Committee Report
  - (2) Council Discussion
- e. Amendments to the Town Council Policy Regarding Control and Regulation of the Public Ways regarding the Performance Shell on the Town Common and Delegation of Authority to the Board of License Commissioners for Lunch Carts
  - (1) Town Services and Outreach Committee Report
  - (2) Council Discussion
  - (3) Motions and Votes
- f. Town Manager Evaluation Memo
  - (1) Council Discussion
  - (2) Motion and Vote
- g. 2022 Town Council Performance Goals for the Town Manager: Policy Goals (only)
  - (1) Governance, Organization, and Legislation Committee Report
  - (2) Council Discussion
- h. 2022 Town Council Meeting Schedule – Consent Agenda
  - (1) Council Discussion
  - (2) Motion and Vote
- 9. Appointments
  - a. Town Manager Appointments – Consent Agenda
    - (1) Residents’ Advisory Board
      - a. Town Services and Outreach Committee Report

- b. Council Discussion
  - c. Motion and Vote
- 10. Committee and Liaison Reports
  - a. Community Resources Committee
  - b. Elementary School Building Committee
  - c. Finance Committee
  - d. Governance, Organization, and Legislation Committee
  - e. Town Services and Outreach Committee
  - f. Liaison Reports: Affordable Housing Trust, African Heritage Reparations Assembly, Board of Health, Board of License Commissioners, Community Preservation Act Committee, Council on Aging, Disability Access Advisory Committee, Recreation Commission, Transportation Advisory Committee
- 11. Approval of Minutes
  - a. November 15, 2021 Special Town Council Meeting minutes – Financial Indicators
  - b. November 15, 2021 Town Council Meeting minutes – Public Forum on the Budget
  - c. November 15, 2021 Regular Town Council Meeting Minutes
- 12. Town Manager Report
- 13. Town Council Comments
  - a. President Report
    - (1) Carryover of Measures to New Legislative Sessions – *Rules of Procedure Rule 8.9*
      - a. Community Resources Committee Transition Memo
      - b. Finance Committee Transition Memo
      - c. Governance, Organization, and Legislation Committee Transition Memo
      - d. Town Services and Outreach Committee Transition Memo
  - b. Future Agenda Items
    - (1) Votes to Prevent Carryover of Measures to New Legislative Sessions
  - c. Councilor Comments
- 14. Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of the Meeting
- 15. Executive Session
  - a. [MGL c.30A, §21(a)2] To conduct strategy sessions in preparation for negotiations with nonunion personnel, Town Manager Paul Bockelman,
  - b. [MGL c.30A, §21(a)2] To conduct contract negotiations with nonunion personnel, Town Manager Paul Bockelman
  - c. [MGL c.30A, §21(a)7] To comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements: to approve the executive session minutes for the following dates:
    - August 31, 2020
    - September 21, 2020
    - October 19, 2020

- May 13, 2021
- May 18, 2021
- June 7, 2021
- June 28, 2021
- July 28, 2021
- August 2, 2021

To retain for future Town Council review the approved executive session meeting minutes of the following dates:

- May 13, 2021
- May 18, 2021
- June 7, 2021
- July 28, 2021
- August 2, 2021

And to release the executive session meeting minutes of the following dates:

- August 31, 2020
- September 21, 2020
- October 19, 2020
- June 28, 2021

- c. [MGL c.30A, §21(a)7] To consider the purchase, exchange, lease, or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body.

**The Town Council WILL NOT reconvene in open session following the executive session.**

## 16. Adjourn

*To join the Council meeting via Zoom teleconferencing:*

*Go to <https://amherstma.zoom.us/j/87571112171>*

*To join the Council meeting via telephone:*

*Call (646) 876-9923 or (312) 626-6799 Enter webinar ID when prompted: 875 7111 2171*

*When prompted to enter your participant number press #*

*During the public comment period, the Council President will recognize members of the public.*

*When called on, please identify yourself by stating your full name, preferred pronouns, and district or address.*