



IN CITY COUNCIL

SPECIAL MEETING OF JUNE 26, 2018

Special Meeting of the City Council was held in the City Council Chamber, Room 219, City Hall, on Tuesday evening, June 26, 2018.

CALL TO ORDER

Council President Scott Joseph Graves called the meeting to order at 7:00 o'clock p.m.

CALL OF THE ROLL

City Clerk Alan Agnelli called the Roll of Members. Eleven (11) Councillors were present including President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh.

#9922

President Graves announced that action on *A Communication from the Mayor Relative to Disapproval of An Ordinance to Amend the Code of the City of Gardner, Chapter 45 Thereof, Entitled "City Council," to Add a New Article and Section Providing for Legal Counsel* would be postponed until the next regular meeting.

#9940.1

On a motion by Councillor Ronald Cormier and seconded by Councillor James Walsh, on call of the roll, it was voted eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, to pass the following Order:

AN ORDER TO RAISE AND APPROPRIATE A SUM OF MONEY FOR THE VARIOUS DEPARTMENTS FOR THE SALARY AND LABOR BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019.

ORDERED: To raise and appropriate for the expense of the City of Gardner for the Fiscal Year beginning July 1, 2018 to June 30, 2019 sums as designated for the expenditures of the various departments, Salary and Labor budgets, according to the detailed schedule hereto annexed and made a part of this money order in the amount of ELEVEN MILLION, FOUR HUNDRED SEVENTEEN THOUSAND, SIX HUNDRED THIRTY-EIGHT DOLLARS (\$11,417,638.00).

IN ACCORDANCE WITH SECTION 30 OF THE CITY CHARTER, APPROPRIATIONS BY THE CITY COUNCIL UNDER SECTION THIRTY-TWO OF CHAPTER FORTY-FOUR OF THE GENERAL LAWS ARE NOT PRESENTED TO THE MAYOR FOR APPROVAL.



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#9941.1

Councillor Ronald Cormier moved to pass the following Order:

AN ORDER TO RAISE AND APPROPRIATE A SUM OF MONEY FOR THE VARIOUS DEPARTMENTS FOR THE EXPENSE BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019.

ORDERED: To raise and appropriate for the expense of the City of Gardner for the Fiscal Year beginning July 1, 2018 to June 30, 2019 sums as designated for the expenditures of the various departments, other than what was presented to City Council in the Salary and Labor budget, according to the detailed schedule hereto annexed and made a part of this money order in the amount of NINETEEN MILLION, NINE HUNDRED SIXTY-FIVE THOUSAND, THREE HUNDRED TWENTY-NINE DOLLARS (\$19,965,329.00).

Councillor James Walsh seconded the motion.

On the motion, Councillor Walsh moved to amend the Order to reflect the Council's informal meeting straw vote to reduce \$1,500.00 from the Law Department's Office Supplies account 11151-52230.

Councillor Ronald Cormier seconded the motion.

On the motion, viva voce, eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, the amendment was adopted.

On the motion, as amended, on call of the roll, it was voted eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, to pass the following Order:

AN ORDER TO RAISE AND APPROPRIATE A SUM OF MONEY FOR THE VARIOUS DEPARTMENTS FOR THE EXPENSE BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019.

ORDERED: To raise and appropriate for the expense of the City of Gardner for the Fiscal Year beginning July 1, 2018 to June 30, 2019 sums as designated for the expenditures of the various departments, other than what was presented to City Council in the Salary and Labor budget, according to the detailed schedule hereto annexed and made a part of this money order in the amount of NINETEEN MILLION, NINE HUNDRED SIXTY-THREE THOUSAND, EIGHT HUNDRED TWENTY-NINE DOLLARS (\$19,963,829.00)



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IN ACCORDANCE WITH SECTION 30 OF THE CITY CHARTER, APPROPRIATIONS BY THE CITY COUNCIL UNDER SECTION THIRTY-TWO OF CHAPTER FORTY-FOUR OF THE GENERAL LAWS ARE NOT PRESENTED TO THE MAYOR FOR APPROVAL.

#9942

Councillor Ronald Cormier moved to pass the following Order:

AN ORDER TO RAISE AND APPROPRIATE A SUM OF MONEY FOR THE SCHOOL DEPARTMENT BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019.

ORDERED: To raise and appropriate for the expense of the City of Gardner for the Fiscal Year beginning July 1, 2018 to June 30, 2019 sums as designated for the expenditures of the School Department according to the detailed schedule hereto annexed and made a part of this money order in the amount of TWENTY-THREE MILLION, FOURTEEN THOUSAND, SEVEN HUNDRED EIGHTY-FOUR DOLLARS (\$23,014,784.00).

Councillor James Walsh seconded the motion.

On the motion, Councillor Christine Johnson informed the Council that following the Council's Informal session, she looked at some budget items that the City Council reviewed with the Superintendent of Schools and noted that the Superintendent stated that he would not reduce the budget items amounting to \$115,000 that the Council identified, items that she said "were padded" so "that he could move things around."

Councillor Christine Johnson then moved to reduce the Order to \$22,899,784.00. Councillor James Johnson seconded the motion.

On the motion to amend, Councillor James Boone said that since the Superintendent of Schools is not present to provide feedback to the Council and the Mayor has already allocated the funds in his Budget for the Schools, then the Council should not make the cut because they [School Administrators] are not prepared for it. Therefore, he said that he would not support the amendment.

Councillor James Johnson agreed that the funds were allocated, but that the additional appropriation from the Stabilization Fund has yet to be approved, so the amount could be reduced by \$115,000.00

Councillor Elizabeth Kazinskas stated that she supports the new Superintendent and the work that the School administrators are doing and would oppose the amendment.



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Councillor Christine Johnson stated that she understands why people do not want to decrease the budget, but that the Council “was elected to not only make laws for the City but to also be fiscally responsible and padding a budget does not show me that it is fiscally responsible.” Continuing, she said “We can support our schools without keeping our checkbook open. And, sometimes we have to make the decision to send it back to the School Department to make cuts.” Councillor Johnson said that “None of the cuts that I added up have anything to do with personnel, textbooks, consumables or anything that would hinder teachers from doing their jobs in the classrooms [but] simply more in the budget than had been in the prior years.” She concluded, saying “We have to be fiscally responsible,” and that Gardner is a poor community, citing home foreclosures. “The amount will not affect the culture. We are saying as Councillors that we have the right to review your budget and to reduce it or to send it back,” she stated.

Councillor James Walsh complimented Councillor Christine Johnson on the work that she performed in identifying various items in the proposed School Department Budget which she feels are beyond what is necessary to fund particular accounts.

Continuing, Councillor Walsh said that he and Councillor Ronald Cormier served on the Council prior to the inception of Proposition 2½ and at that time, the Council could limit the amount spent in specific School Department. Since its passage, however, the Council no longer has that authority, which is exclusively the domain of the School Committee.

Continuing, Councillor Walsh said, “Although Councillor Johnson has successfully identified amounts that she feels aren’t necessary for the operations in certain areas, there’s absolutely no assurance that when the budget is passed, that those cuts will be made in the accounts for the purposes that she’s identified.” “For that reason,” he said, “that is an argument to be made perhaps in November when the Proposition 2½ Override is considered by the voters that there was \$115,000 included in the Budget that maybe shouldn’t have and maybe a reason to not support and Override.” In his view, he added, that it is not a reason to cut from the proposed Budget.

President Graves recognized Mayor Hawke.

Mayor Hawke informed the Council that the City’s Information Technology Director has compiled an IT Capital Improvement Plan for the Schools that identified that the Schools are behind by about \$1.8 million, so cutting \$115,000 “will not lead us to success.” He added that his Budget was filed on May 22.

On the motion, five (5) yeas, President Scott Graves and Councillors Edward Gravel, Karen Hardern, Christine Johnson, and James Johnson; six (6) nays, Councillors James Boone,



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Nathan Boudreau, Craig Cormier, Ronald Cormier, Elizabeth Kazinskas, and James Walsh, the amendment did not pass.

On the motion, on call of the roll, it was voted seven (7) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Elizabeth Kazinskas, and James Walsh; four (4) nays, Councillors Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, to pass the following Order:

AN ORDER TO RAISE AND APPROPRIATE A SUM OF MONEY FOR THE SCHOOL DEPARTMENT BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019.

ORDERED: To raise and appropriate for the expense of the City of Gardner for the Fiscal Year beginning July 1, 2018 to June 30, 2019 sums as designated for the expenditures of the School Department according to the detailed schedule hereto annexed and made a part of this money order in the amount of TWENTY-THREE MILLION, FOURTEEN THOUSAND, SEVEN HUNDRED EIGHTY-FOUR DOLLARS (\$23,014,784.00).

IN ACCORDANCE WITH SECTION 30 OF THE CITY CHARTER, APPROPRIATIONS BY THE CITY COUNCIL UNDER SECTION THIRTY-TWO OF CHAPTER FORTY-FOUR OF THE GENERAL LAWS ARE NOT PRESENTED TO THE MAYOR FOR APPROVAL.

#9943

On a motion by Councillor Ronald Cormier and seconded by Councillor James Walsh, on call of the roll, it was voted eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, to pass the following Order:

AN ORDER APPROPRIATING A SUM OF MONEY FROM AVAILABLE FUNDS - PARKING METER RECEIPTS RESERVED TO VARIOUS ACCOUNTS FOR THE FICAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019

ORDERED: That there be and is hereby appropriated for the Fiscal Year beginning July 1, 2018 to June 30, 2019 the sum of EIGHTY-SEVEN THOUSAND, EIGHT HUNDRED EIGHTY DOLLARS (\$87,880.00) from Available Funds-Parking Meter Receipts Reserved to the following accounts:

City Treasurer	Parking Meter Clerk Salary	\$ 12,480.00
City Treasurer	Parking Meter Maintenance	24,000.00
Public Works	Parking Meter Maintenance	20,000.00
Public Works	DPW Maint. Crew Sal & Wages	31,400.00



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#9944

On a motion by Councillor Ronald Cormier and seconded by Councillor James Walsh, on call of the roll, it was voted eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, to pass the following Order:

AN ORDER APPROPRIATING A SUM OF MONEY FROM AVAILABLE FUNDS-CABLE COMMISSION FEES RESERVED TO CABLE COMMISSION BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019.

ORDERED: That there be and is hereby appropriated for the Fiscal Year beginning July 1, 2018 to June 30, 2019 the sum of ONE HUNDRED SEVENTY-FIVE THOUSAND, THREE HUNDRED EIGHTY-SEVEN DOLLARS (\$175,387) from Available Funds - Cable Commission Fees Reserved - to the Cable Commission budget.

IN ACCORDANCE WITH SECTION 30 OF THE CITY CHARTER, APPROPRIATIONS BY THE CITY COUNCIL UNDER SECTION THIRTY-TWO OF CHAPTER FORTY-FOUR OF THE GENERAL LAWS ARE NOT PRESENTED TO THE MAYOR FOR APPROVAL.

#9945

Councillor Christine Johnson moved to adopt the following Order:

AN ORDER APPROPRIATING A SUM OF MONEY FROM AVAILABLE ENTERPRISE FUNDS-VARIOUS RECEIPTS RESERVED TO VARIOUS ACCOUNTS FOR THE FICAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019

ORDERED: That there be and is hereby appropriated for the Fiscal Year beginning July 1, 2018 to June 30, 2019 the sum of EIGHT MILLION, THREE HUNDRED TWENTY-ONE THOUSAND, FOUR HUNDRED SIXTY-NINE DOLLARS (\$8,321,469.00) from Available Enterprise Funds-Receipts Reserved to the following accounts:

Sewer Dept	Enterprise Fund	\$2,564,056.00
Water Dept	Enterprise Fund	3,356,161.00
Golf Course	Enterprise Fund	829,380.00
Landfill Closure	Enterprise Fund	86,300.00
Solid Waste	Enterprise Fund	1,485,572.00

Councillor James Walsh seconded the motion.



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On the motion, Councillor Ronald Cormier moved to amend the Order to reflect the Council's informal meeting straw vote by reducing the Golf Course Vehicles Supplies account by \$10,000.00.

On the motion, viva voce, eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, the amendment was adopted.

On the motion, as amended, on call of the roll, it was voted eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, to pass the following Order:

AN ORDER APPROPRIATING A SUM OF MONEY FROM AVAILABLE ENTERPRISE FUNDS-VARIOUS RECEIPTS RESERVED TO VARIOUS ACCOUNTS FOR THE FICAL YEAR BEGINNING JULY 1, 2018 TO JUNE 30, 2019

ORDERED: That there be and is hereby appropriated for the Fiscal Year beginning July 1, 2018 to June 30, 2019 the sum of EIGHT MILLION, THREE HUNDRED ELEVEN THOUSAND, FOUR HUNDRED SIXTY-NINE DOLLARS (\$8,311,469.00) from Available Enterprise Funds-Receipts Reserved to the following accounts:

Sewer Dept	Enterprise Fund	\$2,564,056.00
Water Dept	Enterprise Fund	3,356,161.00
Golf Course	Enterprise Fund	819,380.00
Landfill Closure	Enterprise Fund	86,300.00
Solid Waste	Enterprise Fund	1,485,572.00

IN ACCORDANCE WITH SECTION 30 OF THE CITY CHARTER, APPROPRIATIONS BY THE CITY COUNCIL UNDER SECTION THIRTY-TWO OF CHAPTER FORTY-FOUR OF THE GENERAL LAWS ARE NOT PRESENTED TO THE MAYOR FOR APPROVAL.

#9946

On a motion by Councillor Ronald Cormier and seconded by Councillor James Walsh, on call of the roll, it was voted eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, to adopt the following Authorization:



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AUTHORIZING FY2019 REVOLVING FUNDS

M.G.L. CH.44, S.53E½

ORDERED: To authorize and direct the City Treasurer to establish the following revolving funds for the fiscal year beginning July 1, 2018 to June 30, 2019 in accordance with M.G.L. Chapter 44, section 53E½:

Revolving Fund	Authorized to Expend	Revenue Source	Purpose of Fund	Spending Limit
Airport Fuel	Airport Commission	Sale of airplane fuel	Purchase of fuel, airport programs, and improvements	Available balance or \$20,000, whichever is less
Wetland Protection	Conservation Commission	Local wetland filing fees	Costs associated with wetland protection activities	Available balance or \$20,000, whichever is less
Council on Aging Recreational Activities	Council on Aging Director	Recreation Fees	Salaries and expenses relating to recreational activities at Senior Center	Available balance or \$20,000, whichever is less
Gardner's Summer Celebration	Mayor	Collections and donations	Costs associated with Gardner's Summer Celebration	Available balance or \$20,000, whichever is less
Planning Board Publications	Planning Board	Sale of Planning Board publications	Preparation and production of Planning Board publications	Available balance or \$3,000, whichever is less
Road Resurfacing	Public Works Director	Fees charged for cutting into newly paved roads	Costs associated with road resurfacing and road maintenance	Available balance or \$20,000, whichever is less
High School Summer Football Camp	School Department	Camp fees and donations	Salaries and expenses for the High School Summer Football Camp	Available balance or \$20,000, whichever is less
Summer Basketball Camp	School Department	Camp fees and donations	Salaries and expenses for the Summer Basketball Camp	Available balance or \$12,000, whichever is less
Transportation	School Department	Bus passes and fees for transportation	Salaries and expenses relating to school transportation	Available balance or \$20,000, whichever is less

As per M.G.L., interest earned on these funds shall be treated as general fund revenue.

The person or persons authorized to expend from each fund shall report annually to the Mayor and City Council the total amount of receipts and expenditures for the prior fiscal year



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and for the current fiscal year through December 31st, along with any other information that City Council may by vote require.

In the event any fund is not reauthorized for the following fiscal year or the city changes the purpose of the revolving fund, the balance in the fund shall revert to surplus revenue, unless City Council and the Mayor vote to transfer the funds to another revolving fund established in accordance with M.G.L. Chapter 44, section 53E^{1/2}.

Presented to Mayor for Approval – June 26, 2018

Approved – June 27, 2018

MARK P. HAWKE, Mayor

ADJOURNMENT

On a motion by Councillor James Walsh and seconded by Councillor Ronald Cormier, it was voted viva voce, eleven (11) yeas, President Scott Graves and Councillors James Boone, Nathan Boudreau, Craig Cormier, Ronald Cormier, Edward Gravel, Karen Hardern, Christine Johnson, James Johnson, Elizabeth Kazinskas, and James Walsh, to adjourn at 7:21 o'clock p.m.

Accepted by the City Council: *October 15, 2018*