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TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

SELECTBOARD'S MEETING AGENDA

MONDAY, SEPTEMBER 24, 2018

6:30 PM EXECUTIVE SESSION JOINT MEETING WITH THE ZBA

7:00 PM – REGULAR SESSION

TOWN HALL, 334 MAIN STREET

ORDER OF AGENDA

6:30 PM - OPEN MEETING

1. CALL TO ORDER:

6:30 pm Open Session

6:30 pm Conference Room

CONVENE INTO EXECUTIVE SESSION and Return to Open Session - Town Manager's Conference Room

A. Executive Session, under MGL c.30A, §22(g)(1) to review the release of executive session minutes and under MGL c.30A, §21(a)(3) and (6), to discuss litigation strategy relating to pending litigation known as (1) Belanger v. Zoning Board of Appeals, Berkshire Superior Court, C.A. No. 1876CV00134; (2) GJO, LLC v. Zoning Board of Appeals, et al., Land Court Docket No. 2018MISC000240; and (3) GJO, LLC v. Ronald Majdalany et al, Land Court Docket No. 18MISC 000240 (KCL) if the Chair declares that an open meeting may have a detrimental effect on the Town's litigating and/or negotiating position. A vote regarding whether to go into executive session is expected; and votes may occur during the executive session.

Roll Call Vote

Chair's Declaration:

I declare, under MGL c.30A, §22(g)(1) and under MGL c.30A, §21(a)(3) and (6), that the purpose of the executive session will be to review the release of the August 27, 2018 executive session minutes and to discuss litigation strategy regarding pending litigation concerning 11 Roger Road known as: (1) Belanger v. Zoning Board of Appeals, Berkshire Superior Court, C.A. No. 1876CV00134; and (2) GJO, LLC v. Zoning Board of Appeals, et al., Land Court Docket No. 18MISC000240; and (3) GJO, LLC v. Ronald Majdalany et al, Land Court Docket No. 18MISC

000240 (KCL) because discussions of the foregoing in open session could have a detrimental effect on the litigating and/or negotiating position of the Town and to **Return To Open Session** at the conclusion of the executive session.

Motion Convening the Executive Session:

I **move** that the Select Board go into executive session under MGL c.30A, §22(g)(1) and under M.G.L. c.30A, §21(a)(3) and (6) for the purposes and reasons declared by the Chair and with the Board and to **Return To Open Session** at the conclusion of the Executive Session.

Roll Call Vote:

OPEN SESSION:

7:00 PM - OPEN MEETING

1. CALL TO ORDER:

2. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. General Comments by the Board.

3. TOWN MANAGER'S REPORT:

A. Department Updates

B. Project Updates

- Update on Bids for Electrical Aggregation.

- Adding Fee for Electrical Management.

4. PUBLIC HEARINGS:

A. Special Permit application of Great Barrington Real Estate LLC, c/o Nicholas Arienti, Hellman Shearn and Arienti LLP, to modify the existing Special Permit 538-96, at 300 Stockbridge Road, Great Barrington, MA, in accordance with Sections 3.1.4 C(11), 6.1.9, 7.12, and 10.4 of the Great Barrington Zoning Bylaw. Modification is requested in order to allow retail use of an area at the rear (east side) of the building that is currently designated for parking. (Discussion/Vote)

a. Open Public Hearing

b. Explanation of Project

c. Speak in Favor/Opposition

d. Motion to Close Public Hearing

e. Motion re: Findings

f. Motion re: Approval/Denial/Table

5. LICENSES OR PERMITS:

A. John Bevan/Clarion Concerts in Columbia County, Inc. for Two (2) One Day Beer and Wine Liquor Licenses for 9/29/18 and 10/13/18 from 5:00 pm – 9:00 pm at St. James Place, 352 Main Street. (Discussion/Vote)

6. OLD BUSINESS:

A. W.E.B DuBois

- Presentation

- SB – Appointments of the W.E.B. DuBois Legacy Committee. (Discussion/Vote)

B. SB – **Continuation** – Discussion of Town Meeting/Election Calendar 2019.
(Discussion/Vote)

7. NEW BUSINESS:

A. Steven Silverstein/Commonwealth Cultivation, Inc. – Request to Change the Name of the corporation to Green Railroad Group, Inc. (Discussion/Vote)

B. SB – Review of Town's CPA Applications. (Discussion/Vote)

8. CITIZEN SPEAK TIME:

9. SELECTBOARD'S TIME:

10. MEDIA TIME:

11. ADJOURNMENT:

NEXT SELECTBOARD'S SPECIAL MEETING: Tuesday, October 9, 2018, 7:00 P.M.


Jennifer Tabakin, Town Manager

Pursuant to MGL. 7c. 30A sec. 20 (f), after notifying the chair of the public body, any person may make a video or audio recording of an open session of a meeting of a public body, or may transmit the meeting through any medium. At the beginning of the meeting, the chair shall inform other attendees of any such recordings. Any member of the public wishing to speak at the meeting must receive permission of the chair. The listings of agenda items are those reasonably anticipated by the chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.