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TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

SELECTBOARD'S MEETING AGENDA

MONDAY, JULY 9, 2018

6:30 PM – EXECUTIVE SESSION

7:00 PM JOINT MEETING WITH THE PLANNING BOARD

SELECTBOARD'S REGULAR SESSION TO FOLLOW

FIRE STATION, 37 STATE ROAD

ORDER OF AGENDA

Present:

Burke

Cooke

Abrahams

Bannon

~~De~~

Remote Participation:

Bailey - Exec Session only

T.M.:

Present

6:30 PM - OPEN MEETING

1. CALL TO ORDER:

6:30 PM Open Session

6:30 PM Conference Room

Executive Session, 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 and (2) GJO, LLC v. Zoning Board of Appeals, et al., Land Court Docket No. 2018MISC000240 and to discuss the potential purchase, exchange, lease or value of real property relating to land known as 11 Roger Road, if the Chair declares that an open meeting may have a detrimental effect on the Town's litigating and negotiating position. A vote regarding whether to go into executive session is expected; and votes may occur during the executive session.

Chair's Declaration:

I declare, under G.L. c.30A, §21(a)(3) and (6), that the purpose of the executive session will be 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 to discuss the potential purchase, exchange, lease of value of real property known as 11 Roger Road because discussion of the foregoing in open session could have a detrimental effect on the litigating and negotiating position of the Town and other public agencies, with the Board to **Return To Open Session** at the conclusion of the executive session.

Motion: Abrahams
2nd: Cooke

RC:
Unanimous

Motion Convening the Executive Session:

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

Roll Call Vote: Unanimous

7:00 PM - RETURN TO OPEN MEETING

2. **RETAIL MARIJUANA** - Joint Meeting with the Planning Board to Consider Changes to Current Zoning Bylaws. (Discussion) - a limited number of establishments in town?

3. APPROVAL OF MINUTES:

June 25, 2018 Regular Meeting

Motion to approve:

2nd:

RC: [tabled to next week]

4. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. Continuation - Overview of Board Assignments. (Discussion/Vote)

Motion:

2nd:

Liaison roles to be discussed later - (Burke)

5. TOWN MANAGER'S REPORT:

A. Department Updates.

B. Project Updates.

None

- Also, Air bnb and gas tax to TM

- Ed - complete streets, reports to be issued

- Du Bois environmental activism to be celebrated

6. LICENSES OR PERMITS:

A. Cathy Ingram/Bard College at Simon's Rock for One Day Beer and Wine Liquor License for July 14th, 2018 from 3:00 pm - Midnight at Simon's Rock College, 84 Alford Road.

(Discussion/Vote) Motion: ~~Ba~~ Abrahams 2nd: Cooke RC vote: Unanimous

B. Garth Shaneyfelt/Artisan Beverage Corp. for One Day Beer and Wine Liquor License for Berkshire Fermentation Fest for September 16th, 2018 from 10:00 am - 4:00 pm at Great Barrington Fairgrounds, 694 Main Street. (Discussion/Vote)

Motion: Abrahams 2nd: Cooke RC: Unanimous

C. John Krol/Berkshire Running Center/Porchlight VNA/Home Care and Guido's for permission to hold the 4th Annual Eight Mile Road Race on Sunday, August 5, 2018 with 8:00 am start time in the vicinity just North of Big Y on Route 7 and finish in the Guido's Parking lot. (Discussion/Vote) Motion: Abrahams 2nd: Cooke RC: Unanimous

7. OLD BUSINESS:

A. Annual Review of Community Preservation Plan (CPP) and Comments to Community Preservation Committee (CPC). (Discussion/Vote)

TM - Wants more of a continuation - No Vote

B. Continuation - RETAIL MARIJUANA

SB - Review of Application for Host Agreement. (Discussion/Vote)

SB - Review of Host Agreement. (Discussion/Vote)

Motion to approve: Ed 2nd: Cooke RC: Unanimous

Burke - asks for more application fees to offset costs of application and \$250 app fee - Burke 2nd

8. NEW BUSINESS:

A. SB - Set Date, Time and Place for a Special Town Meeting. (Discussion/Vote)

Must set date by Aug. 10 motioned for Aug. 6th @ 6pm 2nd: Cooke RC: Unanimous

B. SB - Right of First Refusal (Chapter 61B, Sec. 9) Recreational Land - 8.70 Acres, 910 Main Street, Property Owner Kevin C. Charlton. (Discussion/Vote)

Motion to not exercise right - Abrahams 2nd - Cooke

Motioned No ads for meeting

9. CITIZEN SPEAK TIME:

Michael A. - asks about exec. session, says

not a good idea to purchase 11 Roger Road Portown

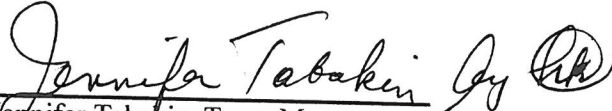
2nd - Cooke RC - Unanimous

10. SELECTBOARD'S TIME:

Cooke - Lake Mansfield - any numbers on stabilization?

- 23-337 for numbers on of signatures for Town Meeting?
11. MEDIA TIME: - Questions on Marijuana Retailers - w. 11 mult on next mon.
- Bellow - has there been an environmental assessment of Regur Pers?
12. ADJOURNMENT: Motion to adjourn; Ed 2nd: Cooke RC - Unanimous

NEXT SELECTBOARD'S MEETINGS: Monday, July 16, 2018, 6:00 PM Special
Monday, July 23, 2018, 7:00 PM Regular


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.

