

Selectboard's Meeting Minutes

Monday, June 25, 2018

7:00 PM - Regular Session

Town Hall, 334 Main Street

Present:

Steve Bannon
Dan Bailly
Bill Cooke
Kate Burke

Remote participation:

Ed Abrahams

Absent:

Jennifer Tabakin - Town Manager

7:00 - Open Meeting

1. Call to Order

Chairman Steve Bannon called the meeting to order at 7:00 PM

2. Approval of Minutes

May 10, 2018 Special Meeting
May 16, 2018 Special Meeting
May 21, 2018 Regular Meeting

MOTION: Dan Bailly motioned to amend March 26, 2018 minutes

SECOND: Kate Burke

ROLL CALL VOTE: 4-0-1 (Burke abstains)

Bannon - yes
Bailly - yes
Cooke - yes
Abrahams - yes

MOTION: Dan Bailly motioned to approve May 10, 2018 minutes

SECOND: Bill Cooke

ROLL CALL VOTE: 5-0

Bannon - yes
Bailly - yes
Cooke - yes
Abrahams - yes
Burke - yes

MOTION: Dan Bailly motioned to approve May 16, 2018 minutes

SECOND: Bill Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

- Before approval of these minutes, Mr. Abrahams amended them as follows: Regarding item III, he asked that the Board consider events at the airport at a future meeting, separately from any specific event since the airport isn't zoned to be an event venue.

MOTION: Dan Bailly motioned to approve May 21, 2018 minutes

SECOND: Bill Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

- Mr. Abrahams clarified the March 26, 2018 minutes that he did not ask that the airport come before the Selectboard because of the temporary fuel tanks. He said that their presence is in violation to the WQPOD bylaw and they should been removed. He asked when that was going to happen.

3. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS

A. General Comments by the board

- During Mahaiwe events, the Board reminds citizens not to park on Town Hall lawn.
- DPW Superintendent said he will further address this issue.

B. Set Date to Discuss Economic Development Committee Formation

- Unanimous roll call agreement that the discussion will take place during the Selectboard meeting on July 16, 2018 at 7:00 PM in Town Hall

C. Overview of Board Assignments (Discussion/Vote)

- Unanimous roll call agreement that Board liaisons on committees are non-voting members necessary for assignments

D. Discuss Issue Related to Policy Consideration Pertaining to Upcoming Tax

Classification Hearing in August 2018 and Establishing Financial Policy in September 2018

- Chairman Steve Bannon has asked the Finance Committee to look at the Town's Financial Policy and the Finance Committee will meet with the Selectboard this August to discuss. No date has been set yet.

4. TOWN MANAGER'S REPORT:

A. Department Updates

Town Manager absent

B. Project Updates

- Mass Works Grant Application will be discussed at the Special Meeting scheduled for Thursday, 28 June, 2018

5. PUBLIC HEARING:

A. National Grid and Verizon to replace existing pole 1 on Bridge Street to comply with safety construction standards required due to the Powerhouse Square Project. Pole to be installed will be of fiberglass type. Without the installation of fiberglass pole then National Grid requires structural support either across Bridge Street (impedes Powerhouse Square Project) or on same side of road (consuming parking spaces and impeding pedestrian traffic). Pole location begins at a point approximately 215 feet South-East of the centerline of the intersection of Main Street. Location shown on the plan attached. (Discussion/Vote).

A. Open public hearing

B. Explanation of the project:

Joanne DeRosa of National Grid explained that the pole that has been installed on Bridge Street is the best option for the location at this time. DeRosa explained to the Town Manager previously that a larger pole for Bridge Street was necessary due to the circumstance of the location. The pole is a stronger option since it is made of fiber glass. DeRosa explained that a fiber glass pole is the best and only option for that location. Board member Cooke asked why two poles attached together would not work and it was explained that two wooden poles, regardless of being attached together, would still not support the necessary weight. The fiber glass pole was the best option according to National Grid representative.

C. Speak in Favor/Opposition:

Michael Charles of Powerhouse Square spoke in strong favor of this pole due to its stability - otherwise a different pole with different wires and capabilities would interfere negatively with his initiatives at Powerhouse Square. Board member Abrahams asks National Grid to find a more aesthetically pleasing pole.

MOTION: Bailly makes a motion to close public hearing

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

MOTION: Bailly makes a motion to approve the pole location as well as for National Grid to continue to search for a more visually appealing pole and to return to the Selectboard if such pole is found.

SECOND: Cooke

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

ROLL CALL VOTE: 5-0

6. LICENSES OR PERMITS

A. Peter Schulte for a Driveway Permit at 12 Cottage Street. (Discussion/Vote)

MOTION: Bailly motions to approve Driveway Permit

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes
Cooke - yes
Abrahams - yes
Burke - yes

B. Phornphimon “Jem” Ezinga/Steam Noodle Cafe LLC d/b/a Steam Noodle Cafe for 2018 Common Victualler License at 284 Main Street, Store #9. (Discussion/Vote)

MOTION: Bailly motions to approve the 2018 Common Victualler License

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

C. Jacqueline Bergman/Farm Country Shop Inc. d/b/a Farm Country Soup for 2018 Common Victualler License at 389 Stockbridge Road. (Discussion/Vote).

MOTION: Bailly motions to approve the 2018 Common Victualler License

SECOND: Cooke

ROLL CALL VOTE: 4-0-1 Burke recuses herself

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

D. Dave Ryel/Butternut Basin Inc. for Three (3) One Day Liquor Licenses for Berkshire Art Festival for July 6, 7 and 8, 2018 from 10:00 am - 6:00 pm at 380 State Road. (Discussion/Vote).

MOTION: Bailly motions to approve the Three (3) One Day Liquor Licenses

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

E. Dave Isby/ WSBS Radio/Sounds of Summer for Eight (8) One Day Weekday Entertainment Licenses for the 2018 “Sound of Summer” concerts for July 3, 10, 17, 24, 31, and August 7, 14, and 21, 2018 from 6:00 pm - 8:00 pm at VFW, Route 7, Main Street. (Discussion/Vote)

MOTION: Bailly motions to approve the Eight (8) One Day Weekday Entertainment Licenses

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

F. Erica Darling/Mahaiwe Performing Arts Center for permission to reserve 40 parking spaces in the Town Hall lot for Sunday, July 29, 2018 from 2:00 pm - midnight for Mahaiwe Annual Gala. (Discussion/Vote).

MOTION: Bailly motions to approve the Mahaiwe's Performing Arts Center use of 40 parking spaces

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

G. Amy Rudnick/Mahaiwe Performing Arts Center for Sunday Entertainment License for Mahaiwe Gala for July 29, 2018 from 5:00 pm - 8:00 pm at the Tent behind Town Hall and Gazebo (Discussion/Vote).

MOTION: Bailly motions to approve the Sunday Entertainment License for the Mahaiwe Performing Arts Center

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

H. Amy Rudnick/Mahaiwe Performing Arts Center for One Day all alcoholic liquor license for Mahaiwe Gala for July 29, 2018 from 5:00 pm - 8:00 pm on Town Hall Green (Discussion/Vote)

MOTION: Bailly motions to approve the One Day all alcoholic liquor license for the Mahaiwe Performing Arts Center

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

I. Tim Commerford/RW Commerford & Sons for Three (3) Weekday Entertainment Licenses for s carnival from July 26 - 28, 2018 for Thursday and Friday from 6:00 pm - 10:00 pm and Saturday from 5:00 pm - 10:00 pm at the GB Fairgrounds, Main Street. (Discussion/Vote)

MOTION: Bailly motions to approve the three (3) Weekday Entertainment Licenses

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

J. Tim Commerford/RW Commerford & Sons for Sunday Entertainment License for a Carnival for July 29, 2018 from 12:00 noon - 5:00 pm at the GB Fairgrounds, Main Street (Discussion/Vote)

MOTION: Bailly motions to approve the Sunday Entertainment License

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

K. Joanna Rothbard/American Art Marketing d/b/a Berkshires Arts Festival for two (2) One day Week-day Entertainment Licenses for July 6 and 7, 2018 from 1pm - 4 pm at Ski Butternut, 380 State Road. (Discussion/Vote)

Dave Ryel from Ski Butternut asked the Board to approve it with amended hours of 10:00 am – 6:00 pm

MOTION: Bailly to approve Two (2) One Day Weekday Entertainment Licenses for American Art Marketing with amended hours of 10:00 am – 6:00 pm.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

L. Joanna Rothbard/American Art Marketing d/b/a Berkshires Arts Festival for Sunday Entertainment license for July 8, 2018 from 12:30 pm - 3:30 pm at Ski Butternut, 380 State Road. (Discussion/Vote)

Dave Ryel from Ski Butternut asked to approve it with amended hours of 10:00 am – 5:00 pm.

MOTION: Bailly motions to approve the Sunday Entertainment License for American Art Marketing with amended hours of 10:00 am – 5:00 pm.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

7. NEW BUSINESS

A. SB - FY 19 Re-Appointments (Discussion/Vote)

The Board was given a sheet highlighting the Reappointments for the Fiscal Year 2019, as attached.

MOTION: Bailly to reappoint the members on the attached sheet whose term is up.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

B. SB - Appointment of member to the Tree Committee. (Discussion Vote)

MOTION: Bailly motions to approve Shep Evans to Tree Committee for a term to expire June 30, 2020.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

C. SB - Appointment of member to the Five Town Cable Advisory Committee. (Discussion/Vote)

MOTION: Bailly motions to approve Jim Brown to the Five Town Cable Advisory Committee for an indefinite term.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

D. SB - Appointment of member to the Historic District Commission. (Discussion/Vote)

MOTION: Bailly motions to appoint Julie Fagan to the Historic District Commission for a term to expire June 30, 2021.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

E. SB - Appointment of Alternate member to the Historic District Commission (Discussion/Vote)

MOTION: Bailly motions to appoint Marilyn Bisiewicz as an Alternate member to the Historic Commission for a term to expire June 30, 2019.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

F. SB - Appointment of Fence Viewer. (Discussion/Vote)

MOTION: Bailly motions to appoint Kurt Barbieri as a Fence Viewer for a term to expire 2019.

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

Abrahams - yes

Burke - yes

G. TOWN MANAGER

FY 19 Appointment to the Council on Aging. Town Manager informed the Chair that she will be appointing Sandy Larkin as member of the Council on Aging for a term to expire June 30, 2021.

H. RETAIL MARIJUANA

- SB - Discuss Application for Host Agreement

There were some concerns raised by Board member Burke about host agreements and how they are approved or given out. Board member Abrahams wanted to know if the board had any concerns or preferences when it comes to future host agreements. Questions regarding the zoning of retail stores in relation to host agreements were raised. Burke raised concerns about federal vs. state law in regards to taxes and different ways of funding retail stores. It was agreed that the Board will work with the planning board on this issue. The discussion was tabled to the July 9 regular session Selectboard meeting.

8. CITIZEN SPEAK TIME:

Anne O'Dwyer/Finance Committee member raised her concerns about Host Agreements for Marijuana that involve donations in particular for the nonprofit entities. Her concerns were acknowledged by the Selectboard.

9. SELECTBOARD'S TIME

None

10. MEDIA TIME

None

11. ADJOURNMENT: 8:11 PM

MOTION: Bailly motions to adjourn

SECOND: Cooke

ROLL CALL VOTE: 5-0

Bannon - yes

Bailly - yes

Cooke - yes

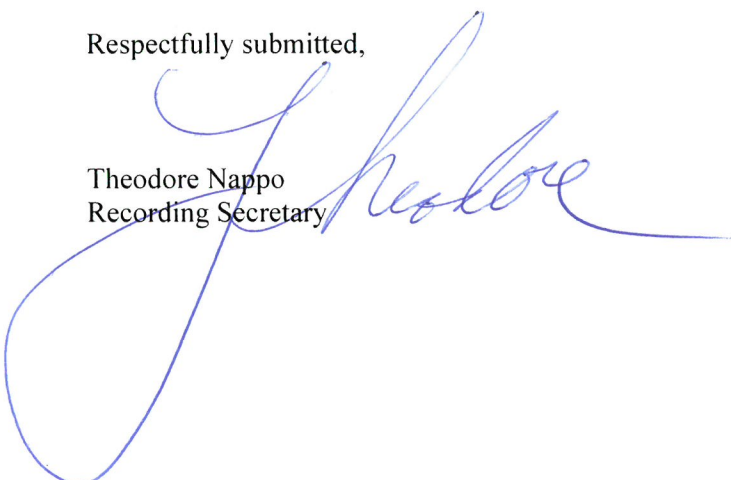
Abrahams - yes

Burke - yes

Motion made by Dan Bailly and seconded by Bill Cooke, the meeting was adjourned at 8:11 PM on June 25, 2018. The Board members reconvened in executive session and did not return to open session.

Respectfully submitted,

Theodore Nappo
Recording Secretary

A large, stylized handwritten signature in blue ink, likely belonging to Theodore Nappo, is written over the printed name and title.

Selectboard

Annual Reappointments for Fiscal 2019 Boards/Committees/Commissions

Affordable Housing Trust Fund Board			
7 members with 2 year terms			
Name	Position	Term Expires on	Requested Reappointment
Jonathan Hankin	Member	6/30/2018	Yes
Fred Clark	Member	6/30/2019	
William Cooke	Chair & Selectboard Member	6/30/2019	
Cara Davis	Member	6/30/2019	
Samantha Homeyer	Member	6/30/2019	
John Katz	Member	6/30/2019	
Vacant	Member	6/30/2018	
Christopher Rembold	Staff Liason		

Agricultural Commission			
5 members with 3 year terms, 1 alternate member with a 1 year term			
Name	Position	Term Expires on	Requested Reappointment
Hilda B. Shapiro	Alternate Member	6/30/2018	Yes
Michael Maguire	Member	6/30/2019	
Vivan Orlowski	Chair	6/30/2019	
Vacant	Member		
Vacant	Member		
Krysia Kurzyca	Member	6/30/2020	

Board of Registrars			
3 member with 3 year terms			
Name	Position	Term Expires on	Requested Reappointment
Ellen Smith	Member	6/30/2018	Yes
Linda Coons	Member	6/30/2019	
Debbie Ball	Member	6/30/2020	
Marie Ryan	Staff Liason		

Cable Advisory Committee			
Up to 3 members with indefinite terms			
Name	Position	Term Expires on	Requested Reappointment
Thomas Hatch	Member	Indefinite	
Vacant	Member	Indefinite	
Vacant	Member	Indefinite	

Selectboard
Annual Reappointments for Fiscal 2019 Boards/Committees/Commissions

Community Prservation Committee		<i>9 members with 3 year term. Selectboard appoints citizen member at large. *</i>	
Name	Position	Term Expires on	Requested Reappointment
Lisa Bozzuto	Conservation Commission Member	6/30/2021	
Thomas Blauvelt	Finance Committee Member	6/30/2019	
Martha Fick	Citizen at Large Member*	6/30/2019	
Jeremy Higa	Planning Board Member	6/30/2019	
Donald Howe	Historic District Commission Member	6/30/2019	
William Nappo	Historic District Commission Member	6/30/2019	
Patricia Sharpe	Member	6/30/2019	
Daniel Bailly	Selectboard Member	6/30/2020	
Karen Smith	Parks Member	6/30/2019	

Conservation Commission		<i>7 members with 3 year terms</i>	
Name	Position	Term Expires on	Requested Reappointment
Lisa Bozzuto	Member	6/30/2018	Yes
Gaetan Lachance	Chair	6/30/2019	
Andrew Mankin	Member	6/30/2019	
David Shanahan	Member	6/30/2019	
William Boyer	Member	6/30/2020	
Jeffrey Cohen	Member	6/30/2020	
Kate Van Olst	Member	6/30/2021	

Cultural Council		<i>Up to 22 members with 3 year terms</i>	
Name	Position	Term Expires on	Requested Reappointment
Lauren Clark	Member	6/30/2018	Yes
Ellen Shanahan	Member	6/30/2018	Yes
Rose Tannenbaum	Member	6/30/2019	
Michael Andelman	Co Chair	6/30/2020	
Catherine Hancock	Member	6/30/2020	
Susan Pettee	Co Chair	6/30/2018	
Up to 16 vacancies	Members	6/30/2020	