

Mark Pruhenski
Town Manager

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TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

Selectboard Regular Meeting

Order of Agenda for Monday, May 10, 2021, at 6:00 PM, Via Zoom

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/84219903852?pwd=WjEzTnQxbythVmp4SDBqSmZVU3VPZz09>

Webinar ID: 842 1990 3852

Passcode: 554477

Dial-in, audio-only: (929) 205 6099

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Great Barrington Selectboard will be conducted via remote participation to the greatest extent possible. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found on town's website, at www.townofgb.org. For this meeting, members of the public who wish to listen to the meeting may do so by following the instructions at the top of the agenda. No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the town's website an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

*****ALL VOTES ARE ROLL CALL*****

1. CALL TO ORDER SELECTBOARD REGUALR MEETING
2. APPROVAL OF MINUTES
 - a. January 25, 2021
 - b. January 27, 2021
 - c. April 12, 2021
3. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS
 - a. Annual Town Manager Review
4. TOWN MANAGER'S REPORT
 - a. Housatonic Water Works Updates
 - b. Board/Committee Opportunities
 - c. Senior Center Updates--Limited re-opening plans
 - d. Gazebo Lighting
 - e. Fiber Connect Updates
 - f. Memorial Day
 - g. GBFD Retirement

5. LICENSES AND PERMITS

- a. Gerard “Poly” Lanoue/Olde Yankee Street Rods for temporary event licenses on May 12 & 26, June 9 & 23, July 7 & 21, August 4 & 18 for their Car Cruise events at Bogies 935 Main Street.
- b. Nicholas Hall of Green Minded Events for a Temporary Entertainment License for Saturday, July 10, 2021 from 12:00 PM to 8:00 PM at the Great Barrington Fair Grounds 659 Main Street
- c. Julien Bizalion of Bizalion Fine Foods–Request to update previously approved Temporary Outdoor Dining License from 24 to 26 patrons.

6. PUBLIC HEARINGS

- a. Julien Bizalion for Alteration of Premises of their Wine and Malt License at 684 South Main Street

7. NEW BUSINESS

- a. Annual Town Meeting Warrant–Review/Sign final version for posting
- b. Building Permit Fees

8. CITIZEN SPEAK TIME

- a. *Citizen Speak Time is an opportunity for the Selectboard to listen to residents. Topics of particular concern or importance may be placed on a future agenda for discussion. This time is reserved for town residents only unless otherwise permitted by the chair, and speakers are limited to 3 minutes each.*

9. SELECTBOARD’S TIME

10. MEDIA TIME

11. ADJOURNMENT

NEXT SELECTBOARD MEETING

- Reorganization Meeting May 12, 2021
- Regular Selectboard Meeting May 24, 2021
- 1st night of the Annual Town Meeting June 7, 2021
- 2nd night of the Annual Town Meeting June 10, 2021 (If needed)



Mark Pruhenski, 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 be brought up for discussion to the extent permitted by law.



Town of Great Barrington

Town Manager Performance Evaluation

Evaluation period of May 2020 through April 2021

Cumulative

Selectboard Member's Name

Each member of the Selectboard should complete this evaluation form, sign it in the space below, and return it to the Selectboard Chair. The deadline for submitting this performance evaluation is Friday May 1, 2020. Evaluations will be summarized and included on the agenda for discussion at the Selectboard meeting on Wednesday May 13, 2020.

Selectboard Member's Signature

5/7/21

Date Submitted

INSTRUCTIONS

This evaluation form contains ten categories of evaluation criteria. Each category contains a statement to describe a behavior standard in that category. For each statement, use the following scale to indicate your rating of the Town manager's performance.

- 5 = Excellent (almost always exceeds the performance standard)
- 4 = Above average (generally exceeds the performance standard)
- 3 = Average (generally meets the performance standard)
- 2 = Below average (usually does not meet the performance standard)
- 1 = Poor (rarely meets the performance standard)

Any item left blank will be interpreted as a score of "3 = Average"

This evaluation form also contains a provision for entering narrative comments, including an opportunity to enter responses to specific questions and an opportunity to list any comments you believe appropriate and pertinent to the rating period. Please write legibly.

Leave all pages of this evaluation form attached. Initial each page. Sign and date the cover page. On the date space of the cover page, enter the date the evaluation form was submitted. All evaluations presented prior to the deadline identified on the cover page will be summarized into a performance evaluation to be presented by the Selectboard to the Town manager as part of the agenda for the meeting indicated on the cover page.

PERFORMANCE CATEGORY SCORING

I. INDIVIDUAL CHARACTERISTICS *SB = 4.96*

- Diligent and thorough in the discharge of duties, "self-starter"
- Exercises good judgment
- Displays enthusiasm, cooperation, and will to adapt
- Mental and physical stamina appropriate for the position
- Exhibits composure, appearance and attitude appropriate for executive position

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 **score for this category**

2. PROFESSIONAL SKILLS AND STATUS $SB = 4.84$

Maintains knowledge of current developments affecting the practice of local government management

Demonstrates a capacity for innovation and creativity

Anticipates and analyzes problems to develop effective approaches for solving them

Willing to try new ideas proposed by Selectboard members and/or staff

Sets a professional example by handling affairs of the public office in a fair and impartial manner

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

3. RELATIONS WITH ELECTED MEMBERS OF THE SELECTBOARD = 4.92

Carries out directives of the body as a whole as opposed to those of any one member or minority group

Sets meeting agendas that reflect the guidance of the Selectboard and avoids unnecessary involvement in administrative actions

Disseminates complete and accurate information equally to all members in a timely manner

Assists by facilitating decision making without usurping authority

Responds well to requests, advice, and constructive criticism

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

4. POLICY EXECUTION $SB = 4.76$

Implements Selectboard actions in accordance with the intent of council

Supports the actions of the Selectboard after a decision has been reached, both inside and outside the organization

Understands, supports, and enforces local government's laws, policies, and ordinances

Reviews ordinance and policy procedures periodically to suggest improvements to their effectiveness

Offers workable alternatives to the Selectboard for changes in law or policy when an existing policy or ordinance is no longer practical

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

5. REPORTING **SB = 4.8**

Provides regular information and reports to the Selectboard concerning matters of importance to the local government, using the Town charter as guide

Responds in a timely manner to requests from the Selectboard for special reports

Takes the initiative to provide information, advice, and recommendations to the Selectboard on matters that are non-routine and not administrative in nature

Reports produced by the manager are accurate, comprehensive, concise and written to their intended audience

Produces and handles reports in a way to convey the message that affairs of the organization are open to public scrutiny

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

6. CITIZEN RELATIONS **SB = 4.53**

Responsive to requests from citizens

Demonstrates a dedication to service to the community and its citizens

Maintains a nonpartisan approach in dealing with the news media

Meets with and listens to members of the community to discuss their concerns and strives to understand their interests

Gives an appropriate effort to maintain citizen satisfaction with Town services

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

7. STAFFING **SB = 4.64 DH = 4.8**

Recruits and retains competent personnel for staff positions

Applies an appropriate level of supervision to improve any areas of substandard performance

Stays accurately informed and appropriately concerned about employee relations

Professionally manages the compensation and benefits plan

Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

8. SUPERVISION $SB = 4.8$ $DH = 4.9$

Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff

Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level

Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office

Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback

Encourages teamwork, innovation, and effective problem-solving among the staff members

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

9. FISCAL MANAGEMENT $SB = 4.8$

Prepares a balanced budget to provide services at a level directed by council

Makes the best possible use of available funds, conscious of the need to operate the local government efficiently and effectively

Prepares a budget and budgetary recommendations in an intelligent and accessible format

Ensures actions and decisions reflect an appropriate level of responsibility for financial planning and accountability

Appropriately monitors and manages fiscal activities of the organization

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category

10. COMMUNITY $SB = 4.92$

Shares responsibility for addressing the difficult issues facing the Town

Avoids unnecessary controversy

Cooperates with neighboring communities and the county

Helps the council address future needs and develop adequate plans to address long term trends

Cooperates with other regional, state and federal government agencies

Add the values from above and enter the subtotal 0 ÷ 5 = 0.00 score for this category



Town of Great Barrington

Town Manager Performance Evaluation

Evaluation period of May 2020 through April 2021

Stephen Bannon

Selectboard Member's Name

Each member of the Selectboard should complete this evaluation form, sign it in the space below, and return it to the Selectboard Chair. The deadline for submitting this performance evaluation is Friday May 1, 2020. Evaluations will be summarized and included on the agenda for discussion at the Selectboard meeting on Wednesday May 13, 2020.

Selectboard Member's Signature

Date Submitted

4/30/2021

NARRATIVE EVALUATION

What would you identify as the manager's strength(s), expressed in terms of the principle results achieved during the rating period?

Mark works long hours and devotes himself to the Town . When working on a project or task he and his staff finish in a reasonable amount of time . His executives summaries are unbiased and the conclusions are clear.

This year has been especiall challenging especially in light of the pandemic. Mark is rarely flustered and always able to focus on the task at hand no matter how many are throen at him.

What performance area(s) would you identify as most critical for improvement?

The one area that has been troublesome is staffing especially department heads. I am not sure you can blame the Town Manager for the turnover in a few key areas. but he is the Town Manager and therefore they come under his watch.

What constructive suggestions or assistance can you offer the manager to enhance performance?

Keep up the good work

What other comments do you have for the manager; e.g., priorities, expectations, goals or objectives for the new rating period?

This year can be called the year of infrastructure. There are numerous road projects, sidewalks, retaining walls, bridges ,plus Town Hall Improvements, The Housatonic School and The Housatonic Community Center all happening in the next few years. These projects need to stay on or under budget and be completed on time. They also will stretch a thin staff yet there are many other important priorities occuring simultaneously. The challenge will be to complete all ischeduled nfrastructure projects plus keep the Town running smoothly and continuing to improve.

INSTRUCTIONS

This evaluation form contains ten categories of evaluation criteria. Each category contains a statement to describe a behavior standard in that category. For each statement, use the following scale to indicate your rating of the Town manager's performance.

- 5 = Excellent (almost always exceeds the performance standard)
- 4 = Above average (generally exceeds the performance standard)
- 3 = Average (generally meets the performance standard)
- 2 = Below average (usually does not meet the performance standard)
- 1 = Poor (rarely meets the performance standard)

Any item left blank will be interpreted as a score of "3 = Average"

This evaluation form also contains a provision for entering narrative comments, including an opportunity to enter responses to specific questions and an opportunity to list any comments you believe appropriate and pertinent to the rating period. Please write legibly.

Leave all pages of this evaluation form attached. Initial each page. Sign and date the cover page. On the date space of the cover page, enter the date the evaluation form was submitted. All evaluations presented prior to the deadline identified on the cover page will be summarized into a performance evaluation to be presented by the Selectboard to the Town manager as part of the agenda for the meeting indicated on the cover page.

PERFORMANCE CATEGORY SCORING

1. INDIVIDUAL CHARACTERISTICS

- 5 Diligent and thorough in the discharge of duties, "self-starter"
- 5 Exercises good judgment
- 5 Displays enthusiasm, cooperation, and will to adapt
- 5 Mental and physical stamina appropriate for the position
- 5 Exhibits composure, appearance and attitude appropriate for executive position

Add the values from above and enter the subtotal 30 $\div 5 =$ 5.00 **score for this category**

2. PROFESSIONAL SKILLS AND STATUS

- 5 Maintains knowledge of current developments affecting the practice of local government management
- 5 Demonstrates a capacity for innovation and creativity
- 5 Anticipates and analyzes problems to develop effective approaches for solving them
- 5 Willing to try new ideas proposed by Selectboard members and/or staff
- 5 Sets a professional example by handling affairs of the public office in a fair and impartial manner

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

3. RELATIONS WITH ELECTED MEMBERS OF THE SELECTBOARD

- 5 Carries out directives of the body as a whole as opposed to those of any one member or minority group
- 5 Sets meeting agendas that reflect the guidance of the Selectboard and avoids unnecessary involvement in administrative actions
- 5 Disseminates complete and accurate information equally to all members in a timely manner
- 5 Assists by facilitating decision making without usurping authority
- 5 Responds well to requests, advice, and constructive criticism

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

4. POLICY EXECUTION

- 5 Implements Selectboard actions in accordance with the intent of council
- 5 Supports the actions of the Selectboard after a decision has been reached, both inside and outside the organization
- 5 Understands, supports, and enforces local government's laws, policies, and ordinances
- 5 Reviews ordinance and policy procedures periodically to suggest improvements to their effectiveness
- 5 Offers workable alternatives to the Selectboard for changes in law or policy when an existing policy or ordinance is no longer practical

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

5. REPORTING

- 5 Provides regular information and reports to the Selectboard concerning matters of importance to the local government, using the Town charter as guide
- 5 Responds in a timely manner to requests from the Selectboard for special reports
- 5 Takes the initiative to provide information, advice, and recommendations to the Selectboard on matters that are non-routine and not administrative in nature
- 5 Reports produced by the manager are accurate, comprehensive, concise and written to their intended audience
- 5 Produces and handles reports in a way to convey the message that affairs of the organization are open to public scrutiny

Add the values from above and enter the subtotal 25 $\div 5 = 5.00$ **score for this category**

6. CITIZEN RELATIONS

- 4 Responsive to requests from citizens
- 5 Demonstrates a dedication to service to the community and its citizens
- 5 Maintains a nonpartisan approach in dealing with the news media
- 4 Meets with and listens to members of the community to discuss their concerns and strives to understand their interests
- 4 Gives an appropriate effort to maintain citizen satisfaction with Town services

Add the values from above and enter the subtotal 22 $\div 5 = 4.40$ **score for this category**

7. STAFFING

- 3 Recruits and retains competent personnel for staff positions
- 5 Applies an appropriate level of supervision to improve any areas of substandard performance
- 4 Stays accurately informed and appropriately concerned about employee relations
- 5 Professionally manages the compensation and benefits plan
- 5 Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal 22 $\div 5 = 4.40$ **score for this category**

8. SUPERVISION

- 5 Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff
- 5 Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level
- 5 Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office
- 5 Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
- 5 Encourages teamwork, innovation, and effective problem-solving among the staff members

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

9. FISCAL MANAGEMENT

- 5 Prepares a balanced budget to provide services at a level directed by council
- 5 Makes the best possible use of available funds, conscious of the need to operate the local government efficiently and effectively
- 5 Prepares a budget and budgetary recommendations in an intelligent and accessible format
- 5 Ensures actions and decisions reflect an appropriate level of responsibility for financial planning and accountability
- 5 Appropriately monitors and manages fiscal activities of the organization

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

10. COMMUNITY

- 5 Shares responsibility for addressing the difficult issues facing the Town
- 5 Avoids unnecessary controversy
- 5 Cooperates with neighboring communities and the county
- 5 Helps the council address future needs and develop adequate plans to address long term trends
- 5 Cooperates with other regional, state and federal government agencies

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**



Town of Great Barrington

Town Manager Performance Evaluation

Evaluation period of May 2020 through April 2021

Ed Abrahams

Selectboard Member's Name

Each member of the Selectboard should complete this evaluation form, sign it in the space below, and return it to the Selectboard Chair. The deadline for submitting this performance evaluation is Friday May 1, 2020. Evaluations will be summarized and included on the agenda for discussion at the Selectboard meeting on Wednesday May 13, 2020.

04/20/2021

Selectboard Member's Signature

Date Submitted

INSTRUCTIONS

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- 4 = Above average (generally exceeds the performance standard)
- 3 = Average (generally meets the performance standard)
- 2 = Below average (usually does not meet the performance standard)
- 1 = Poor (rarely meets the performance standard)

Any item left blank will be interpreted as a score of "3 = Average"

This evaluation form also contains a provision for entering narrative comments, including an opportunity to enter responses to specific questions and an opportunity to list any comments you believe appropriate and pertinent to the rating period. Please write legibly.

Leave all pages of this evaluation form attached. Initial each page. Sign and date the cover page. On the date space of the cover page, enter the date the evaluation form was submitted. All evaluations presented prior to the deadline identified on the cover page will be summarized into a performance evaluation to be presented by the Selectboard to the Town manager as part of the agenda for the meeting indicated on the cover page.

PERFORMANCE CATEGORY SCORING

I. INDIVIDUAL CHARACTERISTICS

- Diligent and thorough in the discharge of duties, "self-starter"
- Exercises good judgment
- Displays enthusiasm, cooperation, and will to adapt
- Mental and physical stamina appropriate for the position
- Exhibits composure, appearance and attitude appropriate for executive position

Add the values from above and enter the subtotal 25 ÷ 5 = 5 **score for this category**

2. PROFESSIONAL SKILLS AND STATUS

Maintains knowledge of current developments affecting the practice of local government management

Demonstrates a capacity for innovation and creativity

Anticipates and analyzes problems to develop effective approaches for solving them

Willing to try new ideas proposed by Selectboard members and/or staff

Sets a professional example by handling affairs of the public office in a fair and impartial manner

Add the values from above and enter the subtotal 25 ÷ 5 = 5 **score for this category**

3. RELATIONS WITH ELECTED MEMBERS OF THE SELECTBOARD

Carries out directives of the body as a whole as opposed to those of any one member or minority group

Sets meeting agendas that reflect the guidance of the Selectboard and avoids unnecessary involvement in administrative actions

Disseminates complete and accurate information equally to all members in a timely manner

Assists by facilitating decision making without usurping authority

Responds well to requests, advice, and constructive criticism

Add the values from above and enter the subtotal 25 ÷ 5 = 5 **score for this category**

4. POLICY EXECUTION

Implements Selectboard actions in accordance with the intent of council

Supports the actions of the Selectboard after a decision has been reached, both inside and outside the organization

Understands, supports, and enforces local government's laws, policies, and ordinances

Reviews ordinance and policy procedures periodically to suggest improvements to their effectiveness

Offers workable alternatives to the Selectboard for changes in law or policy when an existing policy or ordinance is no longer practical

Add the values from above and enter the subtotal 25 ÷ 5 = 5 **score for this category**

5. REPORTING

Provides regular information and reports to the Selectboard concerning matters of importance to the local government, using the Town charter as guide

Responds in a timely manner to requests from the Selectboard for special reports

Takes the initiative to provide information, advice, and recommendations to the Selectboard on matters that are non-routine and not administrative in nature

Reports produced by the manager are accurate, comprehensive, concise and written to their intended audience

Produces and handles reports in a way to convey the message that affairs of the organization are open to public scrutiny

Add the values from above and enter the subtotal 25 $\div 5 = 5$ **score for this category**

6. CITIZEN RELATIONS

Responsive to requests from citizens

Demonstrates a dedication to service to the community and its citizens

Maintains a nonpartisan approach in dealing with the news media

Meets with and listens to members of the community to discuss their concerns and strives to understand their interests

Gives an appropriate effort to maintain citizen satisfaction with Town services

Add the values from above and enter the subtotal 23 $\div 5 = 4.6$ **score for this category**

7. STAFFING

Recruits and retains competent personnel for staff positions

Applies an appropriate level of supervision to improve any areas of substandard performance

Stays accurately informed and appropriately concerned about employee relations

Professionally manages the compensation and benefits plan

Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal 5 $\div 5 = 25$ **score for this category**

8. SUPERVISION

Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff

Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level

Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office

Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback

Encourages teamwork, innovation, and effective problem-solving among the staff members

Add the values from above and enter the subtotal 25 ÷ 5 = 5 **score for this category**

9. FISCAL MANAGEMENT

Prepares a balanced budget to provide services at a level directed by council

Makes the best possible use of available funds, conscious of the need to operate the local government efficiently and effectively

Prepares a budget and budgetary recommendations in an intelligent and accessible format

Ensures actions and decisions reflect an appropriate level of responsibility for financial planning and accountability

Appropriately monitors and manages fiscal activities of the organization

Add the values from above and enter the subtotal 25 ÷ 5 = 5 **score for this category**

10. COMMUNITY

Shares responsibility for addressing the difficult issues facing the Town

Avoids unnecessary controversy

Cooperates with neighboring communities and the county

Helps the council address future needs and develop adequate plans to address long term trends

Cooperates with other regional, state and federal government agencies

Add the values from above and enter the subtotal 25 ÷ 5 = 5 **score for this category**

NARRATIVE EVALUATION

What would you identify as the manager's strength(s), expressed in terms of the principle results achieved during the rating period?

Mark's ability to absorb an enormous number of assignments, prioritize and process them without dropping the ball is amazing.

What performance area(s) would you identify as most critical for improvement?

The only item Less than a 5 was this one, which I assigned a 3: Responsive to requests from citizens

I have heard from several (but not many) people that Mark hasn't returned emails.

The two times I brought it to his attention he said he had returned the emails and hadn't heard back, so this may not be an issue at all.

The supervision category I gave all 5s so as not to lower the overall score due to my lack of first hand knowledge on the subject. It is an annual complaint of mine that this evaluation process doesn't include any formal feedback from staff. I have not heard complaints about Mark from staff, but I'm not sure I would.

What constructive suggestions or assistance can you offer the manager to enhance performance?

What other comments do you have for the manager; e.g., priorities, expectations, goals or objectives for the new rating period?



Town of Great Barrington

Town Manager Performance Evaluation

Evaluation period of May 2020 through April 2021

William Cooke

Selectboard Member's Name

Each member of the Selectboard should complete this evaluation form, sign it in the space below, and return it to the Selectboard Chair. The deadline for submitting this performance evaluation is Friday May 1, 2020. Evaluations will be summarized and included on the agenda for discussion at the Selectboard meeting on Wednesday May 13, 2020.

William Cooke Digitally signed by William Cooke
Date: 2021.04.30 09:23:23 -04'00'

4/30/21

Selectboard Member's Signature

Date Submitted

INSTRUCTIONS

This evaluation form contains ten categories of evaluation criteria. Each category contains a statement to describe a behavior standard in that category. For each statement, use the following scale to indicate your rating of the Town manager's performance.

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- 4 = Above average (generally exceeds the performance standard)
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- 1 = Poor (rarely meets the performance standard)

Any item left blank will be interpreted as a score of "3 = Average"

This evaluation form also contains a provision for entering narrative comments, including an opportunity to enter responses to specific questions and an opportunity to list any comments you believe appropriate and pertinent to the rating period. Please write legibly.

Leave all pages of this evaluation form attached. Initial each page. Sign and date the cover page. On the date space of the cover page, enter the date the evaluation form was submitted. All evaluations presented prior to the deadline identified on the cover page will be summarized into a performance evaluation to be presented by the Selectboard to the Town manager as part of the agenda for the meeting indicated on the cover page.

PERFORMANCE CATEGORY SCORING

1. INDIVIDUAL CHARACTERISTICS

- 5 Diligent and thorough in the discharge of duties, "self-starter"
- 5 Exercises good judgment
- 5 Displays enthusiasm, cooperation, and will to adapt
- 5 Mental and physical stamina appropriate for the position
- 5 Exhibits composure, appearance and attitude appropriate for executive position

Add the values from above and enter the subtotal 29 $\div 5 =$ 5.00 **score for this category**

2. PROFESSIONAL SKILLS AND STATUS

- 4 Maintains knowledge of current developments affecting the practice of local government management
- 5 Demonstrates a capacity for innovation and creativity
- 4 Anticipates and analyzes problems to develop effective approaches for solving them
- 4 Willing to try new ideas proposed by Selectboard members and/or staff
- 4 Sets a professional example by handling affairs of the public office in a fair and impartial manner

Add the values from above and enter the subtotal 21 $\div 5 =$ 4.20 **score for this category**

3. RELATIONS WITH ELECTED MEMBERS OF THE SELECTBOARD

- 4 Carries out directives of the body as a whole as opposed to those of any one member or minority group
- 4 Sets meeting agendas that reflect the guidance of the Selectboard and avoids unnecessary involvement in administrative actions
- 5 Disseminates complete and accurate information equally to all members in a timely manner
- 5 Assists by facilitating decision making without usurping authority
- 5 Responds well to requests, advice, and constructive criticism

Add the values from above and enter the subtotal 23 $\div 5 =$ 4.60 **score for this category**

4. POLICY EXECUTION

- 4 Implements Selectboard actions in accordance with the intent of council
- 4 Supports the actions of the Selectboard after a decision has been reached, both inside and outside the organization
- 4 Understands, supports, and enforces local government's laws, policies, and ordinances
- 4 Reviews ordinance and policy procedures periodically to suggest improvements to their effectiveness
- 4 Offers workable alternatives to the Selectboard for changes in law or policy when an existing policy or ordinance is no longer practical

Add the values from above and enter the subtotal 20 $\div 5 =$ 4.00 **score for this category**

5. REPORTING

- 4 Provides regular information and reports to the Selectboard concerning matters of importance to the local government, using the Town charter as guide
- 4 Responds in a timely manner to requests from the Selectboard for special reports
- 4 Takes the initiative to provide information, advice, and recommendations to the Selectboard on matters that are non-routine and not administrative in nature
- 4 Reports produced by the manager are accurate, comprehensive, concise and written to their intended audience
- 4 Produces and handles reports in a way to convey the message that affairs of the organization are open to public scrutiny

Add the values from above and enter the subtotal 20 $\div 5 = 4.00$ **score for this category**

6. CITIZEN RELATIONS

- 4 Responsive to requests from citizens
- 4 Demonstrates a dedication to service to the community and its citizens
- 4 Maintains a nonpartisan approach in dealing with the news media
- 4 Meets with and listens to members of the community to discuss their concerns and strives to understand their interests
- 4 Gives an appropriate effort to maintain citizen satisfaction with Town services

Add the values from above and enter the subtotal 20 $\div 5 = 4.00$ **score for this category**

7. STAFFING

- 3 Recruits and retains competent personnel for staff positions
- 4 Applies an appropriate level of supervision to improve any areas of substandard performance
- 4 Stays accurately informed and appropriately concerned about employee relations
- 4 Professionally manages the compensation and benefits plan
- 4 Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal 19 $\div 5 = 3.80$ **score for this category**

8. SUPERVISION

- 4 Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff
- 4 Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level
- 4 Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office
- 4 Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
- 4 Encourages teamwork, innovation, and effective problem-solving among the staff members

Add the values from above and enter the subtotal 20 $\div 5 =$ 4.00 **score for this category**

9. FISCAL MANAGEMENT

- 4 Prepares a balanced budget to provide services at a level directed by council
- 4 Makes the best possible use of available funds, conscious of the need to operate the local government efficiently and effectively
- 5 Prepares a budget and budgetary recommendations in an intelligent and accessible format
- 4 Ensures actions and decisions reflect an appropriate level of responsibility for financial planning and accountability
- 4 Appropriately monitors and manages fiscal activities of the organization

Add the values from above and enter the subtotal 21 $\div 5 =$ 4.20 **score for this category**

10. COMMUNITY

- 5 Shares responsibility for addressing the difficult issues facing the Town
- 4 Avoids unnecessary controversy
- 5 Cooperates with neighboring communities and the county
- 5 Helps the council address future needs and develop adequate plans to address long term trends
- 4 Cooperates with other regional, state and federal government agencies

Add the values from above and enter the subtotal 23 $\div 5 =$ 4.60 **score for this category**

NARRATIVE EVALUATION

What would you identify as the manager's strength(s), expressed in terms of the principle results achieved during the rating period?

Mark is a very level headed manager. I've never known him to get upset or defensive during discussions. He always maintains a professional demeanor and looks for solutions whenever problems arise. I would be comfortable to have Mark be in charge during any crisis situation.

His organizational skills are top notch. Creating the Annual Operations Calendar was brilliant. It should have been done years ago.

What performance area(s) would you identify as most critical for improvement?

Some departments may require more oversight than he anticipated. He does give department heads an appropriate amount authority and independence, but in some cases a bit more supervision is required. Trust, but verify..

What constructive suggestions or assistance can you offer the manager to enhance performance?

Don't be afraid to ask for help when difficult personnel issues arise — either from Selectboard members or human resource professionals. Work with surrounding towns to possibly share a part time HR person.

What other comments do you have for the manager; e.g., priorities, expectations, goals or objectives for the new rating period?

Town-wide broadband would be great. Solving the water crisis in Housatonic, even better.



Town of Great Barrington

Town Manager Performance Evaluation

Evaluation period of May 2020 through April 2021

Kate Burke

Selectboard Member's Name

Each member of the Selectboard should complete this evaluation form, sign it in the space below, and return it to the Selectboard Chair. The deadline for submitting this performance evaluation is Monday April 26, 2021. Evaluations will be summarized and included on a future Selectboard meeting.

Digitally signed by Kate Burke
Date: 2021.05.06 12:21:15 -04'00'

5/6/21

Selectboard Member's Signature

Date Submitted

INSTRUCTIONS

This evaluation form contains ten categories of evaluation criteria. Each category contains a statement to describe a behavior standard in that category. For each statement, use the following scale to indicate your rating of the Town manager's performance.

- 5 = Excellent (almost always exceeds the performance standard)
- 4 = Above average (generally exceeds the performance standard)
- 3 = Average (generally meets the performance standard)
- 2 = Below average (usually does not meet the performance standard)
- 1 = Poor (rarely meets the performance standard)

Any item left blank will be interpreted as a score of "3 = Average"

This evaluation form also contains a provision for entering narrative comments, including an opportunity to enter responses to specific questions and an opportunity to list any comments you believe appropriate and pertinent to the rating period. Please write legibly.

Leave all pages of this evaluation form attached. Initial each page. Sign and date the cover page. On the date space of the cover page, enter the date the evaluation form was submitted. All evaluations presented prior to the deadline identified on the cover page will be summarized into a performance evaluation to be presented by the Selectboard to the Town manager as part of the agenda for the meeting indicated on the cover page.

PERFORMANCE CATEGORY SCORING

1. INDIVIDUAL CHARACTERISTICS

- 5 Diligent and thorough in the discharge of duties, "self-starter"
- 4 Exercises good judgment
- 5 Displays enthusiasm, cooperation, and will to adapt
- 5 Mental and physical stamina appropriate for the position
- 5 Exhibits composure, appearance and attitude appropriate for executive position

Add the values from above and enter the subtotal 28 $\div 5 =$ 4.80 **score for this category**

2. PROFESSIONAL SKILLS AND STATUS

- 5 Maintains knowledge of current developments affecting the practice of local government management
- 5 Demonstrates a capacity for innovation and creativity
- 5 Anticipates and analyzes problems to develop effective approaches for solving them
- 5 Willing to try new ideas proposed by Selectboard members and/or staff
- 5 Sets a professional example by handling affairs of the public office in a fair and impartial manner

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

3. RELATIONS WITH ELECTED MEMBERS OF THE SELECTBOARD

- 5 Carries out directives of the body as a whole as opposed to those of any one member or minority group
- 5 Sets meeting agendas that reflect the guidance of the Selectboard and avoids unnecessary involvement in administrative actions
- 5 Disseminates complete and accurate information equally to all members in a timely manner
- 5 Assists by facilitating decision making without usurping authority
- 5 Responds well to requests, advice, and constructive criticism

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

4. POLICY EXECUTION

- 5 Implements Selectboard actions in accordance with the intent of council
- 5 Supports the actions of the Selectboard after a decision has been reached, both inside and outside the organization
- 5 Understands, supports, and enforces local government's laws, policies, and ordinances
- 5 Reviews ordinance and policy procedures periodically to suggest improvements to their effectiveness
- 4 Offers workable alternatives to the Selectboard for changes in law or policy when an existing policy or ordinance is no longer practical

Add the values from above and enter the subtotal 24 ÷ 5 = 4.80 **score for this category**

5. REPORTING

- 5 Provides regular information and reports to the Selectboard concerning matters of importance to the local government, using the Town charter as guide
- 5 Responds in a timely manner to requests from the Selectboard for special reports
- 5 Takes the initiative to provide information, advice, and recommendations to the Selectboard on matters that are non-routine and not administrative in nature
- 5 Reports produced by the manager are accurate, comprehensive, concise and written to their intended audience
- 5 Produces and handles reports in a way to convey the message that affairs of the organization are open to public scrutiny

Add the values from above and enter the subtotal 25 $\div 5 = 5.00$ **score for this category**

6. CITIZEN RELATIONS

- 5 Responsive to requests from citizens
- 4 Demonstrates a dedication to service to the community and its citizens
- 5 Maintains a nonpartisan approach in dealing with the news media
- 4 Meets with and listens to members of the community to discuss their concerns and strives to understand their interests
- 5 Gives an appropriate effort to maintain citizen satisfaction with Town services

Add the values from above and enter the subtotal 23 $\div 5 = 4.60$ **score for this category**

7. STAFFING

- 5 Recruits and retains competent personnel for staff positions
- 5 Applies an appropriate level of supervision to improve any areas of substandard performance
- 5 Stays accurately informed and appropriately concerned about employee relations
- 5 Professionally manages the compensation and benefits plan
- 5 Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal 25 $\div 5 = 5.00$ **score for this category**

KB

8. SUPERVISION

- 5 Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff
- 5 Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level
- 5 Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office
- 5 Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
- 5 Encourages teamwork, innovation, and effective problem-solving among the staff members

Add the values from above and enter the subtotal 25 $\div 5 =$ 5.00 **score for this category**

9. FISCAL MANAGEMENT

- 5 Prepares a balanced budget to provide services at a level directed by council
- 5 Makes the best possible use of available funds, conscious of the need to operate the local government efficiently and effectively
- 5 Prepares a budget and budgetary recommendations in an intelligent and accessible format
- 5 Ensures actions and decisions reflect an appropriate level of responsibility for financial planning and accountability
- 4 Appropriately monitors and manages fiscal activities of the organization

Add the values from above and enter the subtotal 24 $\div 5 =$ 4.80 **score for this category**

10. COMMUNITY

- 5 Shares responsibility for addressing the difficult issues facing the Town
- 5 Avoids unnecessary controversy
- 5 Cooperates with neighboring communities and the county
- 5 Helps the council address future needs and develop adequate plans to address long term trends
- 5 Cooperates with other regional, state and federal government agencies

Add the values from above and enter the subtotal 25 $\div 5 =$ 5.00 **score for this category**

NARRATIVE EVALUATION

What would you identify as the manager's strength(s), expressed in terms of the principle results achieved during the rating period?

Mark has been incredibly affective in guiding his staff and the town through the Pandemic. He has made so many pivots in the last year and made them look effortless. I have never met a person more equipped emotionally and professionally. His ability to handle all of what the town and this year has thrown at him has exceeded anyones wildest dreams.

What performance area(s) would you identify as most critical for improvement?

There is some historic knowledge of relationships in town with either businesses, politics or property owners that Mark lacks knowledge in. This is by no means his fault, but I think more research into certain topics when they arise would help Mark come up with better plans on how to approach different subjects that maybe sticky without that information.

What constructive suggestions or assistance can you offer the manager to enhance performance?

See above. And I hope we can work with Mark to find better ways to engage our other boards in town. They need help managing themselves and relating to the rest of the happening in the town. We also have to figure out a better way to take their suggestions and run with them. There have been a few times that I think despite the work of these volunteer boards the selectboard with the help of Mark and staff have made different decisions than suggested by the committees. We should engage with those committees during the process to see make sure we come to a conclusion together.

What other comments do you have for the manager; e.g., priorities, expectations, goals or objectives for the new rating period?

I would like to see Mark and staff prioritizing infrastructure projects that we can have dig ready when money becomes available from federal and state grants as we look to see how stimulus is distributed. That could mean moving forward quickly on purchasing Housatonic water Co, bridge and sewer plans and such that are already underway, but perhaps need to be pushed to the front of the line. We should also prioritize looking into county dispatch for our police, fire and EMT. I expect Mark to continue to do an excellent job as I know he is very capable of that.



Town of Great Barrington

Town Manager Performance Evaluation

Evaluation period of May 2020 through April 2021

Leigh Davis

Selectboard Member's Name

Each member of the Selectboard should complete this evaluation form, sign it in the space below, and return it to the Selectboard Chair. The deadline for submitting this performance evaluation is Friday May 1, 2020. Evaluations will be summarized and included on the agenda for discussion at the Selectboard meeting on Wednesday May 13, 2020.

Selectboard Member's Signature

4/23/21

Date Submitted

INSTRUCTIONS

This evaluation form contains ten categories of evaluation criteria. Each category contains a statement to describe a behavior standard in that category. For each statement, use the following scale to indicate your rating of the Town manager's performance.

- 5 = Excellent (almost always exceeds the performance standard)
- 4 = Above average (generally exceeds the performance standard)
- 3 = Average (generally meets the performance standard)
- 2 = Below average (usually does not meet the performance standard)
- 1 = Poor (rarely meets the performance standard)

Any item left blank will be interpreted as a score of "3 = Average"

This evaluation form also contains a provision for entering narrative comments, including an opportunity to enter responses to specific questions and an opportunity to list any comments you believe appropriate and pertinent to the rating period. Please write legibly.

Leave all pages of this evaluation form attached. Initial each page. Sign and date the cover page. On the date space of the cover page, enter the date the evaluation form was submitted. All evaluations presented prior to the deadline identified on the cover page will be summarized into a performance evaluation to be presented by the Selectboard to the Town manager as part of the agenda for the meeting indicated on the cover page.

PERFORMANCE CATEGORY SCORING

I. INDIVIDUAL CHARACTERISTICS

- 5 Diligent and thorough in the discharge of duties, "self-starter"
- 5 Exercises good judgment
- 5 Displays enthusiasm, cooperation, and will to adapt
- 5 Mental and physical stamina appropriate for the position
- 5 Exhibits composure, appearance and attitude appropriate for executive position

Add the values from above and enter the subtotal 30 $\div 5 =$ 5.00 **score for this category**

2. PROFESSIONAL SKILLS AND STATUS

- 5 Maintains knowledge of current developments affecting the practice of local government management
- 5 Demonstrates a capacity for innovation and creativity
- 5 Anticipates and analyzes problems to develop effective approaches for solving them
- 5 Willing to try new ideas proposed by Selectboard members and/or staff
- 5 Sets a professional example by handling affairs of the public office in a fair and impartial manner

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

3. RELATIONS WITH ELECTED MEMBERS OF THE SELECTBOARD

- 5 Carries out directives of the body as a whole as opposed to those of any one member or minority group
- 5 Sets meeting agendas that reflect the guidance of the Selectboard and avoids unnecessary involvement in administrative actions
- 5 Disseminates complete and accurate information equally to all members in a timely manner
- 5 Assists by facilitating decision making without usurping authority
- 5 Responds well to requests, advice, and constructive criticism

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

4. POLICY EXECUTION

- 5 Implements Selectboard actions in accordance with the intent of council
- 5 Supports the actions of the Selectboard after a decision has been reached, both inside and outside the organization
- 5 Understands, supports, and enforces local government's laws, policies, and ordinances
- 5 Reviews ordinance and policy procedures periodically to suggest improvements to their effectiveness
- 5 Offers workable alternatives to the Selectboard for changes in law or policy when an existing policy or ordinance is no longer practical

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

5. REPORTING

- 5 Provides regular information and reports to the Selectboard concerning matters of importance to the local government, using the Town charter as guide
- 5 Responds in a timely manner to requests from the Selectboard for special reports
- 5 Takes the initiative to provide information, advice, and recommendations to the Selectboard on matters that are non-routine and not administrative in nature
- 5 Reports produced by the manager are accurate, comprehensive, concise and written to their intended audience
- 5 Produces and handles reports in a way to convey the message that affairs of the organization are open to public scrutiny

Add the values from above and enter the subtotal 25 $\div 5 = 5.00$ **score for this category**

6. CITIZEN RELATIONS

- 5 Responsive to requests from citizens
- 5 Demonstrates a dedication to service to the community and its citizens
- 5 Maintains a nonpartisan approach in dealing with the news media
- 5 Meets with and listens to members of the community to discuss their concerns and strives to understand their interests
- 5 Gives an appropriate effort to maintain citizen satisfaction with Town services

Add the values from above and enter the subtotal 25 $\div 5 = 5.00$ **score for this category**

7. STAFFING

- 5 Recruits and retains competent personnel for staff positions
- 5 Applies an appropriate level of supervision to improve any areas of substandard performance
- 5 Stays accurately informed and appropriately concerned about employee relations
- 5 Professionally manages the compensation and benefits plan
- 5 Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal 25 $\div 5 = 5.00$ **score for this category**

8. SUPERVISION

- 5 Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff
- 5 Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level
- 5 Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office
- 5 Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
- 5 Encourages teamwork, innovation, and effective problem-solving among the staff members

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

9. FISCAL MANAGEMENT

- 5 Prepares a balanced budget to provide services at a level directed by council
- 5 Makes the best possible use of available funds, conscious of the need to operate the local government efficiently and effectively
- 5 Prepares a budget and budgetary recommendations in an intelligent and accessible format
- 5 Ensures actions and decisions reflect an appropriate level of responsibility for financial planning and accountability
- 5 Appropriately monitors and manages fiscal activities of the organization

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

10. COMMUNITY

- 5 Shares responsibility for addressing the difficult issues facing the Town
- 5 Avoids unnecessary controversy
- 5 Cooperates with neighboring communities and the county
- 5 Helps the council address future needs and develop adequate plans to address long term trends
- 5 Cooperates with other regional, state and federal government agencies

Add the values from above and enter the subtotal 25 ÷ 5 = 5.00 **score for this category**

NARRATIVE EVALUATION

What would you identify as the manager's strength(s), expressed in terms of the principle results achieved during the rating period?

Organization. Communication skills. Willingness to listen and implement new initiatives. Affable.

What performance area(s) would you identify as most critical for improvement?

I can't think of anything. Last year I raised concerns about an imbalance in communication to selectboard members. Mark has addressed those concerns. I had also raised a point about hoping to see him take more initiative, which he has also done this year.

What constructive suggestions or assistance can you offer the manager to enhance performance?

What other comments do you have for the manager; e.g., priorities, expectations, goals or objectives for the new rating period?

Thanks for a great year. Keep up the good work!

2021 review

STAFFING

- Recruits and retains competent personnel for staff positions
5. Excellent.
- Applies an appropriate level of supervision to improve any areas of substandard performance
5. Excellent.
- Stays accurately informed and appropriately concerned about employee relations
5. Excellent.
- Professionally manages the compensation and benefits plan
5. Excellent
- Promotes training and development opportunities for employees at all levels of the organization
5. Excellent

Add the values from above and enter the subtotal $\div 5 =$ score for this category

SUPERVISION

- Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff
5. Excellent.
- Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level
5. Excellent.
- Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office
5. Excellent
- Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
5. Excellent
- Encourages teamwork, innovation, and effective problem-solving among the staff members
5. Excellent

Add the values from above and enter the subtotal $\div 5 =$ score for this category

Staff comment: I have found Mark's management style to be a very effective combination of supervising and giving direction to department heads, combined with trusting in his department heads to carry out day-to-day as well as larger strategic priorities without needing to look over our shoulders. I feel that his door is always open, should we need to speak with him, and he prioritizes staff needs appropriately. But otherwise he trusts us to do our jobs and is confident we will do them well. He uses Dept. Head meetings, in person meetings, and emails to connect Dept Heads regularly to each other, and to ensure we know what his priorities are.

I think he has a difficult job at this but does it really well. Difficulties are presented by limited budgets and by bad press and/or public statements against the Town. That's unfortunate because this really is a very good team to work for/with, and Mark does well to recruit people into it.

Chris Rembold

The Selectboard is asking Department Heads to assist with the Town Manager's yearly evaluation. Specifically they would like to know your input regarding 5-Staffing and 5- Supervision related statements. Please rate each statement below from 1 to 5 with 5 being the excellent and 1 being poor. Steve needs this information back as soon as possible so if everyone could take just 5 minutes it would be greatly appreciated. Written responses are welcome, and all responses will be made public.

STAFFING

- Recruits and retains competent personnel for staff positions 5
- Applies an appropriate level of supervision to improve any areas of substandard performance 5
- Stays accurately informed and appropriately concerned about employee relations 5
- Professionally manages the compensation and benefits plan 5
- Promotes training and development opportunities for employees at all levels of the organization 5

Add the values from above and enter the subtotal $\div 5 =$ score for this category 5

SUPERVISION

- Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff 5
- Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level 5
- Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office 5
- Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback 5
- Encourages teamwork, innovation, and effective problem-solving among the staff members 5

Add the values from above and enter the subtotal $\div 5 =$ score for this category 5

Mark is one of the best Town Managers I have ever worked with. He does not micro manage but is always available to assist with any issue 24/7. Mark is a strong yet modest leader and he has the Town headed in a very positive direction.

Sean Vandusen

Town Manager Evaluation 2021

STAFFING

- Recruits and retains competent personnel for staff positions 5
- Applies an appropriate level of supervision to improve any areas of substandard performance 5 | would have given this a 4 last year but have seen Mark tackle some difficult situation with noted improvements.
- Stays accurately informed and appropriately concerned about employee relations 5
- Professionally manages the compensation and benefits plan 5
- Promotes training and development opportunities for employees at all levels of the organization 5

Add the values from above and enter the subtotal ÷ 5 = score for this category 5

SUPERVISION

- Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff 5
- Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level 5
- Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office 5
- Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback 5
- Encourages teamwork, innovation, and effective problem-solving among the staff members 5

Add the values from above and enter the subtotal ÷ 5 = score for this category 5

Mark does a fantastic job on these last 5 points. He trusts me to do my job, does not micromanage, but provides support whenever I need it.

Charles Burger

Bannon Stephen

From: Steve Bannon <sbannon@Townofgb.org>
Sent: Monday, April 26, 2021 3:58 PM
To: Bannon Stephen
Subject: [External Sender] Fwd: Town Manager Evaluation

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Sent from my iPhone
Stephen Bannon

Begin forwarded message:

From: Ross Vivori <RVivori@townofgb.org>
Date: April 26, 2021 at 2:12:06 PM EDT
To: Steve Bannon <sbannon@townofgb.org>
Subject: Town Manager Evaluation

Hi Steve

Since this is only my third week, I'm not sure I'm qualified to answer, however based on what I have experienced to date I will respond as follows;

The Select board is asking Department Heads to assist with the Town Manager's yearly evaluation. Specifically they would like to know your input regarding 5-Staffing and 5- Supervision related statements. Please rate each statement below from 1 to 5 with 5 being the excellent and 1 being poor. Steve needs this information back as soon as possible so if everyone could take just 5 minutes it would be greatly appreciated. Written responses are welcome, and all responses will be made public.

STAFFING

- Recruits and retains competent personnel for staff positions - 5
- Applies an appropriate level of supervision to improve any areas of substandard performance - 5
- Stays accurately informed and appropriately concerned about employee relations -5
- Professionally manages the compensation and benefits plan -5
- Promotes training and development opportunities for employees at all levels of the organization - 5

Add the values from above and enter the subtotal $\div 5 =$ score for this category

SUPERVISION

- Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff -5
 - Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level -5
 - Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office -5
 - Sustains or improves staff performance by evaluating the performance of staff members at least annually, -5 setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
 - Encourages teamwork, innovation, and effective problem-solving among the staff members -5
- Add the values from above and enter the subtotal $\div 5 =$ score for this category



Ross A. Vivori

Principal Assessor - MAA

413-528-1619 ext. 2302

RVivori@townofgb.org

Town of Great Barrington
334 Main Street
Great Barrington MA 01230



Bannon Stephen

From: Steve Bannon <sbannon@Townofgb.org>
Sent: Monday, April 26, 2021 3:58 PM
To: Bannon Stephen
Subject: [External Sender] Fwd: Request from Selectboard Chair, Steve Bannon

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Begin forwarded message:

From: Amanda DeGiorgis <ADeGiorgis@townofgb.org>
Date: April 26, 2021 at 2:17:36 PM EDT
To: Steve Bannon <sbannon@townofgb.org>
Subject: RE: Request from Selectboard Chair, Steve Bannon

Hello Steve,

Please see below for my input. Please be in touch if you would like any clarification.

Best,

Amanda

STAFFING

- Recruits and retains competent personnel for staff positions
4 – I cannot speak to Town Hall staff but the library staff candidate pool has been strong in the past.
- Applies an appropriate level of supervision to improve any areas of substandard performance
5 – I don't have a lot of experience with this but from what I observe Mark steps in to address any substandard performance.
- Stays accurately informed and appropriately concerned about employee relations
5 – Has always listened when the library staff had issues or needed reassurance during the Pandemic.
- Professionally manages the compensation and benefits plan
N/A – I can't speak to this one.
- Promotes training and development opportunities for employees at all levels of the organization
4 – Mark does send on information periodically.

Add the values from above and enter the subtotal $\div 5 =$ score for this category

A.O.

SUPERVISION

- Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff
5 – Mark is not a micromanager and trusts my judgement and expertise. I know when I can make decisions on my own and when I need his input. When I do need it, he is fast and thorough. I greatly appreciate the trust he places in me.
- Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level
5 -
- Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager’s office
5
- Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
5 – Review process last year was good and helpful.
- Encourages teamwork, innovation, and effective problem-solving among the staff members
5

Add the values from above and enter the subtotal ÷ 5 = score for this category



Amanda M. DeGiorgis, PhD
 Director, Great Barrington Libraries
 adegiorgis@townofgb.org

Mason Library 413-528-2403
 231 Main Street
 Great Barrington MA 01230

Ramsdell Library 413-274-3738
 1087 Main Street
 Housatonic MA 01236



The Secretary of State's office has determined that most e-mails to and from municipal offices and officials are public records. Consequently, confidentiality should not be expected.

From: Amy Pulver <apulver@Townofgb.org>
Sent: Monday, April 26, 2021 1:52 PM
To: Amanda DeGiorgis <ADeGiorgis@townofgb.org>; Amy Pulver <apulver@Townofgb.org>; Charles Burger <cburger@Townofgb.org>; Chris Rembold <crembold@Townofgb.org>; Edwin May <EMay@Townofgb.org>; Jennifer Messina <jmessina@Townofgb.org>; Paul Storti <PStorti@Townofgb.org>; Polly Mann Salenovich <Pmann@Townofgb.org>; Rebecca Jurczyk <RJurczyk@Townofgb.org>; Sean Van Deusen <svandeußen@townofgb.org>; Susan Carmel

Amy Pulver

From: Polly Mann Salenovich
Sent: Monday, April 26, 2021 2:10 PM
To: Amy Pulver
Subject: FW: Request from Selectboard Chair, Steve Bannon

He gets all fives from me. Mark is supportive, he allows department heads to manage their departments but is there if support is needed. He is fair, professional and approachable.

From: Amy Pulver <apulver@Townofgb.org>
Sent: Monday, April 26, 2021 1:52 PM
To: Amanda DeGiorgis <ADeGiorgis@townofgb.org>; Amy Pulver <apulver@Townofgb.org>; Charles Burger <cburger@Townofgb.org>; Chris Rembold <crembold@Townofgb.org>; Edwin May <EMay@Townofgb.org>; Jennifer Messina <jmessina@Townofgb.org>; Paul Storti <PStorti@Townofgb.org>; Polly Mann Salenovich <Pmann@Townofgb.org>; Rebecca Jurczyk <RJurczyk@Townofgb.org>; Sean Van Deusen <svandeusen@townofgb.org>; Susan Carmel <scarmel@Townofgb.org>; Ross Vivori <RVivori@Townofgb.org>
Cc: Steve Bannon <sbannon@Townofgb.org>
Subject: Request from Selectboard Chair, Steve Bannon

Hello Everyone,

The Selectboard is asking Department Heads to assist with the Town Manager's yearly evaluation. Specifically they would like to know your input regarding 5-Staffing and 5- Supervision related statements. Please rate each statement below from 1 to 5 with 5 being the excellent and 1 being poor. Steve needs this information back as soon as possible so if everyone could take just 5 minutes it would be greatly appreciated. Written responses are welcome, and all responses will be made public.

STAFFING

- Recruits and retains competent personnel for staff positions 5
- Applies an appropriate level of supervision to improve any areas of substandard performance 5
- Stays accurately informed and appropriately concerned about employee relations 5
- Professionally manages the compensation and benefits plan 5
- Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal ÷ 5 = score for this category (5)



Jennifer Messina

From: Amy Pulver
Sent: Monday, April 26, 2021 1:52 PM
To: Amanda DeGiorgis; Amy Pulver; Charles Burger; Chris Rembold; Edwin May; Jennifer Messina; Paul Storti; Polly Mann Salenovich; Rebecca Jurczyk; Sean Van Deusen; Susan Carmel; Ross Vivori
Cc: Steve Bannon
Subject: Request from Selectboard Chair, Steve Bannon

Hello Everyone,

The Selectboard is asking Department Heads to assist with the Town Manager's yearly evaluation. Specifically they would like to know your input regarding 5-Staffing and 5- Supervision related statements. Please rate each statement below from 1 to 5 with 5 being the excellent and 1 being poor. Steve needs this information back as soon as possible so if everyone could take just 5 minutes it would be greatly appreciated. Written responses are welcome, and all responses will be made public.

STAFFING

- Recruits and retains competent personnel for staff positions 5
- Applies an appropriate level of supervision to improve any areas of substandard performance 4
- Stays accurately informed and appropriately concerned about employee relations 3
- Professionally manages the compensation and benefits plan 5
- Promotes training and development opportunities for employees at all levels of the organization 5

Add the values from above and enter the subtotal ÷ 5 = score for this category

SUPERVISION

- Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff 4
- Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level 4
- Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager's office 5
- Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback 4
- Encourages teamwork, innovation, and effective problem-solving among the staff members 4

Add the values from above and enter the subtotal ÷ 5 = score for this category

Amy Pulver

From: Paul Storti
Sent: Tuesday, April 27, 2021 12:41 PM
To: Amy Pulver
Subject: RE: Request from Selectboard Chair, Steve Bannon

All set

From: Amy Pulver
Sent: Tuesday, April 27, 2021 9:35 AM
To: Amanda DeGiorgis <ADeGiorgis@townofgb.org>; Charles Burger <cburger@Townofgb.org>; Chris Rembold <crembold@Townofgb.org>; Jennifer Messina <jmessina@Townofgb.org>; Paul Storti <PStorti@Townofgb.org>; Rebecca Jurczyk <RJurczyk@Townofgb.org>; Sean Van Deusen <svandeusen@townofgb.org>; Susan Carmel <scarmel@Townofgb.org>; Ross Vivori <RVivori@Townofgb.org>
Subject: RE: Request from Selectboard Chair, Steve Bannon

Good Morning Everyone,

So far I've heard back from Ed and Polly and so wanted to follow up with those who haven't yet responded. Please let me know if you have any questions.

My best,
Amy

The Selectboard is asking Department Heads to assist with the Town Manager's yearly evaluation. Specifically they would like to know your input regarding 5-Staffing and 5- Supervision related statements. Please rate each statement below from 1 to 5 with 5 being the excellent and 1 being poor. Steve needs this information back as soon as possible so if everyone could take just 5 minutes it would be greatly appreciated. Written responses are welcome, and all responses will be made public.

STAFFING

- Recruits and retains competent personnel for staff positions 4
- Applies an appropriate level of supervision to improve any areas of substandard performance 4
- Stays accurately informed and appropriately concerned about employee relations 5
- Professionally manages the compensation and benefits plan 4
- Promotes training and development opportunities for employees at all levels of the organization 5

Add the values from above and enter the subtotal $\div 5 =$ score for this category 4.4

PS.

SUPERVISION

- Encourages heads of departments to make decisions within their jurisdictions with minimal Town manager involvement, yet maintains general control of operations by providing the right amount of communication to the staff 5
 - Instills confidence and promotes initiative in subordinates through supportive rather than restrictive 5 controls for their programs while still monitoring operations at the department level
 - Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town manager’s office 5
 - Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback 5
 - Encourages teamwork, innovation, and effective problem-solving among the staff members 5
- Add the values from above and enter the subtotal ÷ 5 = score for this category 5.0



Amy Pulver
 Office Administrator
 IT Coordinator
 413-528-1619 ex 2902
apulver@townofgb.org
 Town of Great Barrington
 334 Main Street
 Great Barrington MA 01230



The Secretary of State's office has determined that most e-mails to and from municipal offices and officials are public records. Consequently, confidentiality should not be expected.

From: Amy Pulver
Sent: Monday, April 26, 2021 1:52 PM
To: Amanda DeGiorgis <ADeGiorgis@townofgb.org>; Amy Pulver <apulver@Townofgb.org>; Charles Burger <cburger@Townofgb.org>; Chris Rembold <crembold@townofgb.org>; Edwin May <EMay@Townofgb.org>; Jennifer Messina <jmessina@Townofgb.org>; Paul Storti <PStorti@Townofgb.org>; Polly Mann Salenovich <Pmann@Townofgb.org>; Rebecca Jurczyk <RJurczyk@Townofgb.org>; Sean Van Deusen <svandeusen@townofgb.org>; Susan Carmel <scarmel@Townofgb.org>; Shaun McHugh <SMcHugh@Townofgb.org>
Cc: Stephen C. Bannon (sbannon@townofgb.org) <sbannon@townofgb.org>
Subject: Request from Selectboard Chair, Steve Bannon

Hello Everyone,

The Selectboard is asking Department Heads to assist with the Town Manager’s yearly evaluation. Specifically they would like to know your input regarding 5-Staffing and 5- Supervision related statements. Please rate each statement below from 1 to 5 with 5 being the excellent and 1 being poor. Steve needs this information back as soon as possible so if everyone could take just 5 minutes it would be greatly appreciated. Written responses are welcome, and all responses will be made public.

STAFFING

- Recruits and retains competent personnel for staff positions
- Applies an appropriate level of supervision to improve any areas of substandard performance
- Stays accurately informed and appropriately concerned about employee relations

Amy Pulver

From: Edwin May
Sent: Tuesday, April 27, 2021 8:56 AM
To: Amy Pulver
Subject: RE: Request from Selectboard Chair, Steve Bannon

I have applied a number to each category, tallied below:
Staffing – 5
Supervision - 5



Edwin A. May, CBO ZEO

Building Commissioner
413-528-3206
emay@townofgb.org

Town of Great Barrington
334 Main Street
Great Barrington MA 01230



The Secretary of State's office has determined that most e-mails to and from municipal offices and officials are public records. Consequently, confidentiality should not be expected.

From: Amy Pulver <apulver@Townofgb.org>
Sent: Monday, April 26, 2021 1:52 PM
To: Amanda DeGiorgis <ADeGiorgis@townofgb.org>; Amy Pulver <apulver@Townofgb.org>; Charles Burger <cburger@Townofgb.org>; Chris Rembold <crembold@Townofgb.org>; Edwin May <EMay@Townofgb.org>; Jennifer Messina <jmessina@Townofgb.org>; Paul Storti <PStorti@Townofgb.org>; Polly Mann Salenovich <Pmann@Townofgb.org>; Rebecca Jurczyk <RJurczyk@Townofgb.org>; Sean Van Deusen <svandeusen@townofgb.org>; Susan Carmel <scarmel@Townofgb.org>; Ross Vivori <RVivori@Townofgb.org>
Cc: Steve Bannon <sbannon@Townofgb.org>
Subject: Request from Selectboard Chair, Steve Bannon

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STAFFING

Board Committee Vacancies
as of 5/7/2021

Board Name	Max Member Count	Current Member Count	Vacant Positions
Affordable Housing Trust Fund	7	5	2
BHRSD School Committee	5	5	0
Board of Assessors	3	3	0
Board of Health	3	3	0
Board of Library Trustees	6	6	0
Board of Registrars	4	4	0
Cable Advisory Committee	3	3	0
Cemetery Commission	4	4	0
Commission on Disability	5	5	0
Community Impact Funding Committee	5	5	0
Community Preservation Committee	9	9	0
Conservation Commission	7	6	1
Council on Aging	9	9	0
Cultural Council	22	9	13
Design Advisory Committee	7	7	1
Fence Viewer	2	2	0
Finance Committee	5	5	0
Historic District Commission	7	7	0
Historical Commission	7	7	0
Housatonic Improvement Committee	7	5	2
Housing Authority	4	4	0
Lake Mansfield Improvement Task Force	6	6	0
Open Space & Recreation Plan Task Force (OSRP)	7	7	0
Parks and Recreation Commission	9	9	0
Planning Board	6	6	0
Planning Board Associate Members	2	1	1
Regional District Planning Committee	3	3	0
Regional Transportation Advisory Committee (RTAC)	6	9	0
Selectboard	5	5	0
Selectboard & Planning Board Housing Subcommittee	4	4	0
Strategic Sustainability & Livability Committee	7	6	1
Tree Committee	7	7	0
Veterans Grave Officer	1	1	0
W.E.D Du Bois Legacy Committee	12	11	1
Zoning Board of Appeals	5	5	0
Zoning Board of Appeals Associate Member	2	0	2



Weekday

TOWN OF GREAT BARRINGTON

**Temporary Sunday Entertainment License Application
(Local Approval ONLY-State Approval Required Separately)**

____ Hours between 1:00 pm-11:59 pm
(**\$2.00 per Sunday**)

____ Hours between 9:00 am- 11:59 pm
(**\$5.00 per Sunday**)

The undersigned hereby applies for a license in accordance with the provisions of Massachusetts General Laws, Ch.136 Sec.4.

Name: Gerard "Poly" Lanoue

Business/Organization: Olde Yankee Street Rods

D/B/A (if applicable): _____

Address: P O Box 416

Mailing Address: So. Egremont, MA. 01258

Phone Number: 413-528-9304 *cell 413-374-0590*

Email: polylanoue@gmail.com

TYPE: (Check all that apply) Concert Dance Exhibition Cabaret DJ

Live band with up to ___ pieces, including singers Public Show

Other (please explain) antique & classic vehicles

INCLUDES: Live music Recorded music Dancing by entertainers/ performers

Dancing by patrons Amplification system Theatrical exhibition

Floorshow Play Moving picture show Light show Jukebox

Other (please explain) Listening to recorded music

As part of the entertainment, will any person be permitted to appear on the premises in any manner or attire as to expose to public view any portion of the pubic area, anus, or genitals, or any simulation thereof, or whether any person will be permitted to appear on the premises in any manner or attire as to expose to public view a portion of the breast below the top of the areola, or any simulation thereof? (M.G.L. Chp.140 Sec.183A)

____ YES

X NO

Please circle: INDOOR or OUTDOOR Entertainment

Exact Location of Entertainment (include sketch): Bogie's Restuarant - front and rear fields, if needed.

Date(s) of Entertainment: Sunday, 5-12-2021 every other Wed. till 8-18-21

Start & End Times of Entertainment: 4:30 ~~A.M.~~ till 8:00 P.M
PM

Does your event involve any of the following? (Check all that apply)

- Food
- Temporary Bathrooms
- Tents
- Stages
- Temporary Signs
- Electrical Permits
- Building Permits
- Police Traffic Details
- Street Closures

ALL entertainment licenses will be reviewed by the Design Review Team (DRT), which is comprised of several Town departments, for comments/concerns on this application.

Pursuant to M.G.L. Ch. 62C, Sec. 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

[Handwritten Signature]
Signature of Individual or
Corporate Officer

4-25-21
Date

TOWN USE ONLY:

DRT Review with Conditions: DRT has no issues. Coordinate with Health Dept. on gathering limits / Covid protocols. *(CR)*

APPROVAL DATE: _____

LICENSE # _____



OLDE YANKEE STREET RODS-

and Classic Cruisers



CRUISE - CRUISE - CRUISE & CRUISE

Come and stay for a while and enjoy & spend time with friends

--- MASKS REQUIRED & MUST KEEP SOCIAL DISTANCEING ---

Place--- **BOGIE'S RESTAURANT**

South Main Street Route 7 - south of Great Barrington

Great Barrington, Ma. 01230

Time: 4:30 P.M Till ???? Every other Wednesday night

Weather permitting - rain dates will be following Wednesday

Dates: May 12 & 26, 2021 June 9 & 23, 2021

July 7 & 21, 2021 August 4 & 18, 2021

---Plenty of food and drinks --- music --- 50/50 raffle --- FUN ---

***All donation at entrance will be donated to a worthy cause.

Donate whatever you wish \$\$\$\$.

Worthy cause will be determined on cruise night.

For information Please call --- Roger Bailey - Cel # 413-329-7226

Rick Abdalla
2001 Inc.
DBA Bogies Restaurant

June 23, 2020

To Whom it may concern,

Poly Lanoue of the Olde Yankee Street Rods will be using the front lawn of my property to hold a car cruise, every other wednesday through August, starting May 12th.

Thank you,

A handwritten signature in black ink, appearing to read "Rick Abdalla", with a long horizontal flourish extending to the right.

Rick Abdalla
413-329-7730

4-d.



TOWN OF GREAT BARRINGTON
Temporary Weekday Entertainment License Application
\$25.00 per day

The undersigned hereby applies for a license in accordance with the provisions of MA General Laws, Ch.140 Sec.183A amended, Ch.351, Sec.85 of Acts of 1981 and Ch.140 Sec.181.

Name: Nicholas Hall

Business/Organization: Green mind events LLC

D/B/A (if applicable): _____

^{EVENT} Address: 684 S main St. Great Barrington, MA

Mailing Address: 7 Tea St ext. Charlemonf ma 01339

Phone Number: 413-475-2850

Email: dnick212@yahoo.com

TYPE: (Check all that apply) Concert Dance Exhibition Cabaret DJ

Live band with up to 6 pieces, including singers Public Show

Other (please explain) _____

INCLUDES: Live music Recorded music Dancing by entertainers/ performers

Dancing by patrons Amplification system Theatrical exhibition

Floorshow Play Moving picture show Light show Jukebox

Other (please explain) _____

As part of the entertainment, will any person be permitted to appear on the premises in any manner or attire as to expose to public view any portion of the pubic area, anus, or genitals, or any simulation thereof, or whether any person will be permitted to appear on the premises in any manner or attire as to expose to public view a portion of the breast below the top of the areola, or any simulation thereof? (M.G.L.Chp.140 Sec.183A)

___ YES

NO

Please circle: INDOOR or **OUTDOOR** Entertainment

Exact Location of Entertainment (include sketch): _____

Date(s) of Entertainment*: July 10 2021, Saturday
*Does not include SUNDAY

Start & End Times of Entertainment: 12:00 - 8:00 pm

Does your event involve any of the following? (Check all that apply)

- Food
- Temporary Bathrooms
- Tents
- Stages
- Temporary Signs
- Electrical Permits
- Building Permits
- Police Traffic Details
- Street Closures

ALL entertainment licenses will be reviewed by the Design Review Team (DRT), which is comprised of several Town departments, for comments/concerns on this application.

Pursuant to M.G.L. Ch. 62C, Sec. 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

D. J. [Signature] 3/1/21 _____
 Signature of Individual or Date SS# or FID#
 Corporate Officer

TOWN USE ONLY:

DRT Review with Conditions: _____

APPROVAL DATE: _____ LICENSE # _____

Road

Wet
lands

Entrance gate

Barlings

Building

Band
Tent
Stage

Parking

Back
Gate

Vendor
parking

extra parking

- sign
- - - caution tape
- - - six foot lines
- wash stations
- RESTROOMS
- [E] food vendors
- power
- merch/art vendors
- viewing line





Bart Elsbach

to Me

Today, 3:47 PM



Hi Nick,

Sorry but my phone's been messed up.

Here's a letter of permission for town hall.

I, Bart Elsbach, hereby give permission for Nick Hall, as representative of Toasted Jam Events, to apply for permits for their July 10th 2021 event on site.

Show more



Reply



Reply all



More



Me Draft

Sent from Yahoo Mail on Android

[View message](#)

now



Delete



Archive



Move



Reply all



More

Chris Rembold

Subject: Green Mind Events, Sat. July 10, 2021

April 12, 2021

The above referenced event is proposed for July 10 event at the Fairgrounds. DRT staff has the following comments:

1. Event organizers are in touch with the Health Dept. regarding food permits, plans for potable water on site, and covid-related safety protocols.
2. Temporary event signs are allowed but must be permitted by the Building Dept.
3. Organizers should be aware that tents may require permitting through the Building Dept.
4. Any generators must be set up by licensed electricians and are subject to inspection by the Building Dept.
5. The Police Dept. requires two (2) detail officers, reserved in advance by the organizers with the Police Dept.
6. All dogs, if permitted by the organizers, must be on leash, and no pets are permitted to remain unattended inside cars.
7. No people or pets are allowed in the wetland areas, or in the grandstand or other hazardous buildings onsite.

Chris



Christopher Rembold, AICP

Assistant Town Manager
Director of Planning and
Community Development
413-528-1619 ext. 2401
crembold@townofgb.org

Town of Great Barrington
334 Main Street
Great Barrington MA 01230



The Secretary of State's office has determined that most e-mails to and from municipal offices and officials are public records. Consequently, confidentiality should not be expected.

mailed 7/6/20

Town of Great Barrington, Massachusetts

TEMPORARY LICENSE

On June 6, 2020, Governor Charlie Baker declared that the Commonwealth had entered Phase II of its reopening plan. According to the Governor and the Executive Office of Housing and Economic Development, licensees for on-premises consumption of alcohol may commence outdoor seated service, provided food is prepared on-site under a retail food permit issued by a municipal authority pursuant to 105 CMR 590.000.

This is to certify that the Selectboard of the Town of Great Barrington has granted a temporary license to:




BIZALION'S FINE FOOD, Helen Bizalio, Manager, 684 Main Street

DESCRIPTION OF OUTDOOR PREMISES:
MAXIMUM NUMBER OF PATRONS UP TO 24

FOR THE SALE OF:

This license is granted and accepted upon the express condition that the license shall, in all respects form to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws as amended, and any rules or regulations made thereunder by the Selectboard.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures on June 23, 2020




 Licensing Board

Expires: November 1, 2020 or until the order is rescinded, whichever comes first

Helen Kuziemko

From: Jean-Francois Bizational <bizational@gmail.com>
Sent: Tuesday, June 23, 2020 4:14 PM
To: Helen Kuziemko
Subject: Slightly different to plan

Hi Helen,

Not sure if it's too late, but we just placed the barrels now and this configuration only uses 2 spaces and there's 7 ft from between the barrel on the parked car (third parking spot).

We still need this outdoor scenario as if we seat inside we could only have one table of 6 people because of the retail shelving and door (there's is only one)

Thank you

Best,

Helen Bizational

413-644-9988

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Helen

Helen Kuziemko

From: Jean-Francois Bizalio <bizalions@gmail.com>
Sent: Thursday, June 18, 2020 11:31 AM
To: Helen Kuziemko
Subject: Scan 2020-6-18 11.16.05.pdf
Attachments: Scan 2020-6-18 11.16.05.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Helen,

Attached is the diagrams. (The scalloped lined rectangle is the existing awning not on the legend).

We also plan on getting a port a potty from Mt Everett Sanitation which will be put in the rear of the building in a shaded location (close to the tree line).

Umbrella will fit into an (already existing) hole in the drums, drums will be filled with water, there are 55 gallons drums, food grade stainless steel.

We plan to zip tie hand sanitizer dispensers to the umbrella poles on each of the 6 drum/tables.

All food orders will still be prepared as take-out (i.e. in paper, plastic with bamboo/plastic cutlery etc.) and the tables will be first come bases.

Food can be ordered online, over the telephone or at the open screened window.

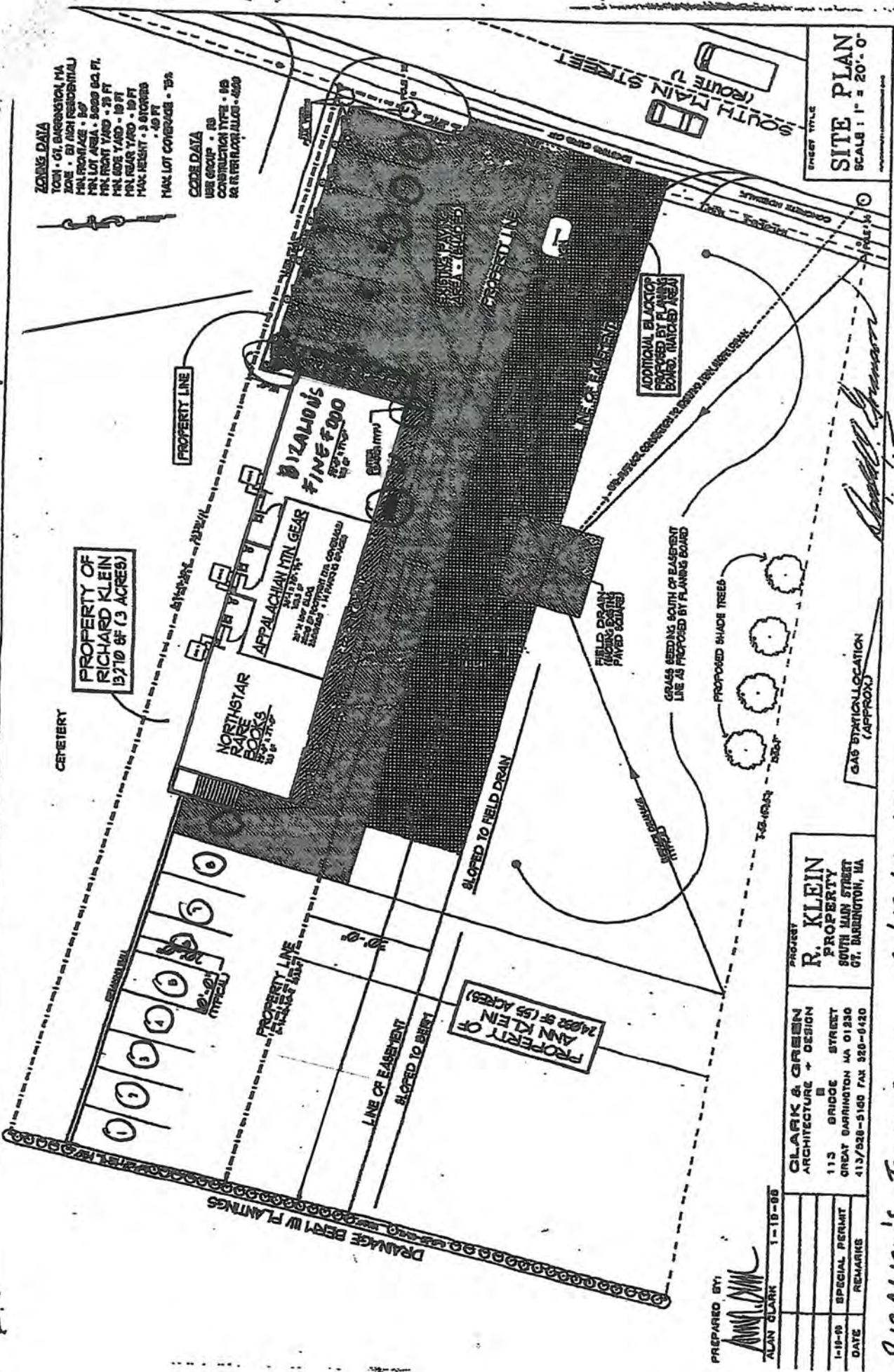
The orders are then put outside on a stone table for the patron to collect.

Let me know if you have any questions.

Best regards,

Helen Bizalio
Bizalio's Fine Food
684 Main Street
Great Barrington
MA 01230
413-644-9988
bizalions.com

TEMPORARY OUTDOOR DINING LICENSE: DIAGRAM



ZONING DATA
 ZONE - G1, BARRINGTON MA
 MIN. FRONTAGE - 50 FT
 MIN. LOT AREA - 5000 SQ. FT.
 MIN. FRONT YARD - 25 FT
 MIN. SIDE YARD - 10 FT
 MIN. REAR YARD - 10 FT
 MAX. HEIGHT - 3 STORIES
 MAX. LOT COVERAGE - 75%

CODE DATA
 USE GROUP - R3
 CONSTRUCTION TYPE - 05
 MAX. WIND SPEED ALLOWED - 45 MPH

SITE PLAN
 SCALE: 1" = 20'-0"

LEGEND

- GARAGE
- ① PARKING SPACES
- DECK 23" D X 37" H
- OPEN SCREENED OLBEE WINDOW
- PICK-UP TAKE-OUT TABLE

CLARK & GREEN ARCHITECTURE + DESIGN
 115 BRIDGE STREET
 GREAT BARRINGTON MA 01230
 413/528-5160 FAX 320-0420

R. KLEIN PROPERTY
 SOUTH MAIN STREET
 GT. BARRINGTON, MA

BIZALON'S FINE FOOD 6/18/2010
 684 MAIN STREET, SUITE 3
 GREAT BARRINGTON, MA 01230

Alan Clark

PREPARED BY:
 ALAN CLARK 1-18-08

1-18-08	SPECIAL PERMIT
DATE	REMARKS

TOWN OF GREAT BARRINGTON
TEMPORARY OUTDOOR DINING LICENSE

All Temporary License Expire November 1, 2020

Establishment Name: Bizalion's Fine Food Location: 684 Main St., G.B.
Property Owner Name: Ricky Klein Email/Phone: thistle3@verizon.net
Business Owner Name: Bizalion, Helen & Jean Francis Email/Phone: bizalions@gmail.com.
Business Phone: 413-644-9988 Days/ Hours of Operation: Mon-Sat
Cell/Email: bizalions@gmail.com Mon-Thurs 10-4, Fri+Sat 9-4

Applications: Should be sent to the Town Manager's Office, HKuziemko@Townofgb.org or Apulver@townofgb.org or by mail to 334 Main St, Great Barrington, MA 01230.

Approval: Once your written application has been approved, you will be notified that you may begin installation of the proposed outdoor seating area. If you have requested a seating area on Railroad Street on either Friday or Saturday evening you will be notified of your specific seating location and set up/ clean up instructions. If your business is requesting outdoor alcohol services you must first receive approval from the Selectboard prior to serving to outside dining area.

Seating: Tables need to be spaced a min. of 6ft apart from other tables and walkways. Tables cannot seat more than 6 people per table. **Please attach a diagram of the proposed outdoor dining area to include; Dimensions, walkways, tents, garbage receptacles, and ADA compliance.

Number of Tables: 6 Maximum Number of Patrons: 24

Check all that apply:

- Alcohol Service: Yes No (SB Approval for outside alcohol service)
- Requesting a space to set up seating on Railroad Street Friday or Saturday.
- Proposing a tent to cover outside dining area. (Building Permit may be required)
- COVID-19 Mandatory Workplace Safety Standards Control Plan Completed and on file
- Attestation Poster in visible location for customers and patrons
- Seating is proposed on a sidewalk
- Seating is proposed in 3 parking spots standing
- Plan meets all requirements of COVID MA Safety Requirements for Restaurants

I fully understand the Mandatory Standards, Protocols and Licensing Requirements for Temporary Outdoor Dining Areas and I agree to comply with State and Local code requirements in addition to COVID-19 issued guidance:

Applicant Signature [Signature] Date: 6-17-2020.

Applicant Name (Printed) Helen Bizalion Role: owner

OFFICE USE ONLY:

Welcome to Outdoor Dining 2021

This guidance is for restaurants who wish to extend the premise of their restaurant's service area to any area outside the envelope of normal (pre-pandemic) operations to increase business activity and revenues safely and responsibly during the COVID-19 pandemic. Please call or email Amy Pulver, Office Administrator with any questions at apulver@townofgb.org 413-528-1619 ex 2900.

Rights of the Town of Great Barrington:

The Town reserves the right to revoke a Temporary Outdoor Dining permission for any reason if town officials deem actions to impact public health and safety negatively.

Approval:

Once your request is approved, the Town will notify you via email. If you have requested a seating area on Railroad Street on either Friday or Saturday evening, you will be emailed with the specific seating location and set up/clean up instructions.

Please call or email Amy Pulver, Office Administrator with any questions at apulver@townofgb.org 413-528-1619 ex 2900.

Which of the scenarios listed below apply to your restaurant: *

- We were previously approved and wish to open with no changes to the plan on file.
- We were previously approved and wish to open with changes to the plan on file.
- We were not previously approved and wish to apply for outdoor dining.
- We would like to request outdoor seating on Railroad Street.

Contact Information

The owner or their designee

Restaurant Name: *

Bizalion's

Are you the Owner or Designee? *

Owner

Designee

Email Address: *

julien@bizalionsolutions.com

Phone number: *

917-328-9004

We were previously approved and wish to open with no changes to the plan on file.

Please upload the required documents or your application process will be delayed. You may also email documents to apulver@townofgb.org. Zip files can not be accepted.

Are you requesting an extension with the same plan as last year?

Yes

No

We were previously approved and now wished to make changes to the plan on file.

Required Documents:

- 1.) Illustrated Outdoor Seating Plan (including dimensions and layout of chairs and tables)
- 2.) If your plan includes tents an approved tent permit from the building inspectors office

Please email the required documents, or your application will be delayed. You may email documents to apulver@townofgb.org. Zip files will not be accepted.

We were previously approved and now wished to open with changes to the plan on file. *

Yes

No

I have emailed the required documents listed above in Scenario #2 to apulver@townofgb.org

Yes

No

We wish to apply for a new Temporary Outdoor Dining permission as we were not previously approved.

Welcome new applicant; please answer and upload all required questions, or your application will be delayed. If you are looking to request space on Railroad street and don't currently have an approved plan, you must fill out this section.

Required Documents:

- 1.) Illustrated Outdoor Seating Plan (including dimensions and layout of chairs and tables)
- 2.) If your plan includes tents an approved tent permit from the building inspectors

Please email the required documents, or your application will be delayed. You may email documents to apulver@townofgb.org. Zip files will not be accepted.

Number of Tables Requested? *

9

Maximum Number of Patrons? *

26

Seating is proposed on a sidewalk? *

Yes

No

If the outdoor seating plan is proposed in a parking lot, how many spots will the plan require? (A permission letter from the parking lot owner will be needed if the Applicant is not the owner). *

Yes

No

I have emailed the required documents listed above in Scenario #3 to apulver@townofgb.org

Yes

No

We would like to request outdoor seating on Railroad Street

We're unable to approve Railroad Street seating space without either an approved outdoor seating license or a new outdoor seating application request (Scenario #3)

Are you requesting seating on Railroad Street for 2021. *

Yes

No

Were you allowed space on Railroad Street Last year.

Yes

No

We cannot guarantee days. However, is your preference for Friday Night, Saturday Night, or both.

Friday Night

Saturday Night

Both Nights

Compliance

Will a tent(s) be used to cover the outside dining area; a building permit may be required. Call the Building Inspector's office to confirm 413-528-3206.

Yes

No

COVID-19 Mandatory Workplace Safety Standards Control Plan Completed and on file with the Board of Health. *

Yes

No

Attestation Poster is posted in a visible location for customers and patrons.

Yes

No

I need a link to the State's attestation posters

The plan meets all requirements of COVID MA Safety Requirements for Restaurants.

Yes

No

Signature

I fully understand the mandatory standards, protocols, and licensing requirements for temporary outdoor dining areas, and I agree to comply with State and local code requirements in addition to COVID-19 issued guidance.

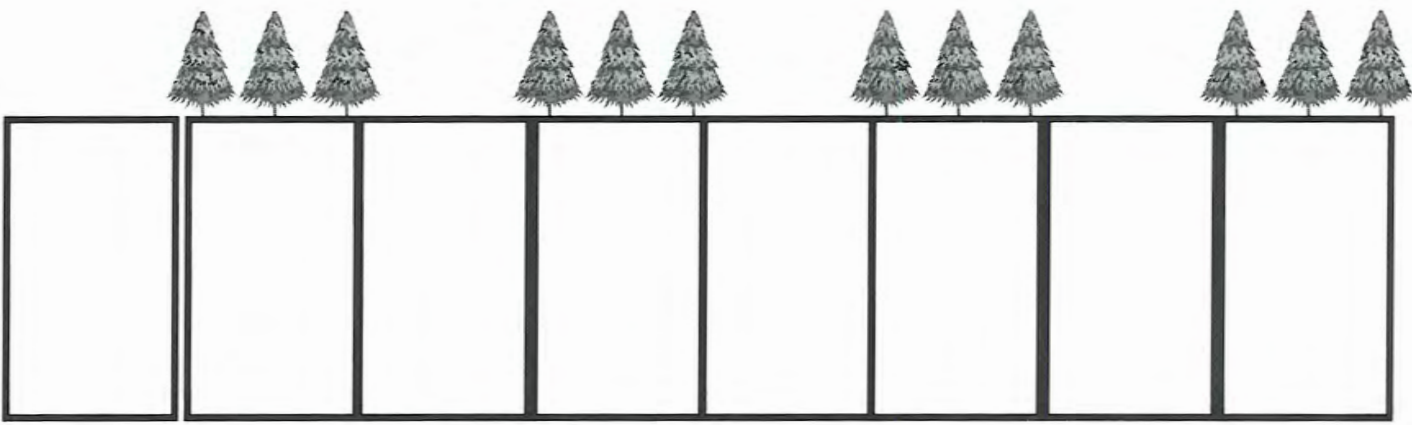
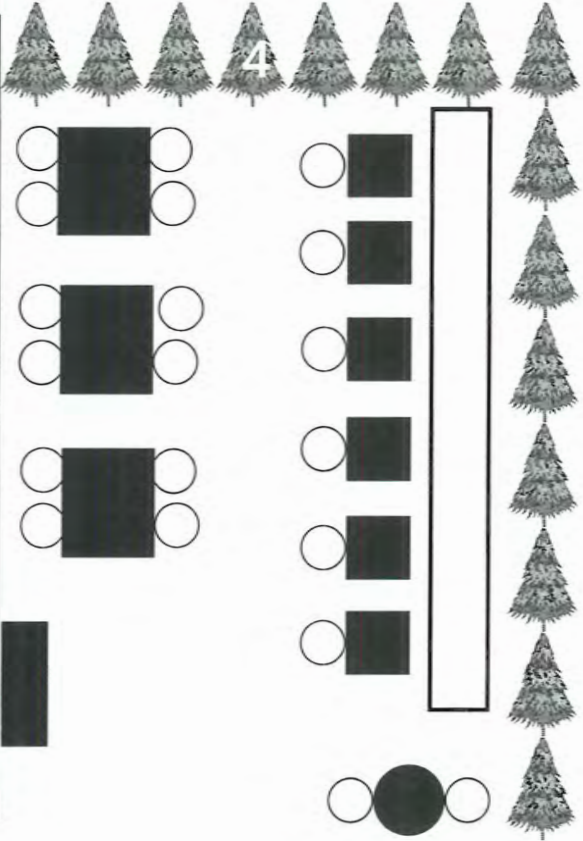
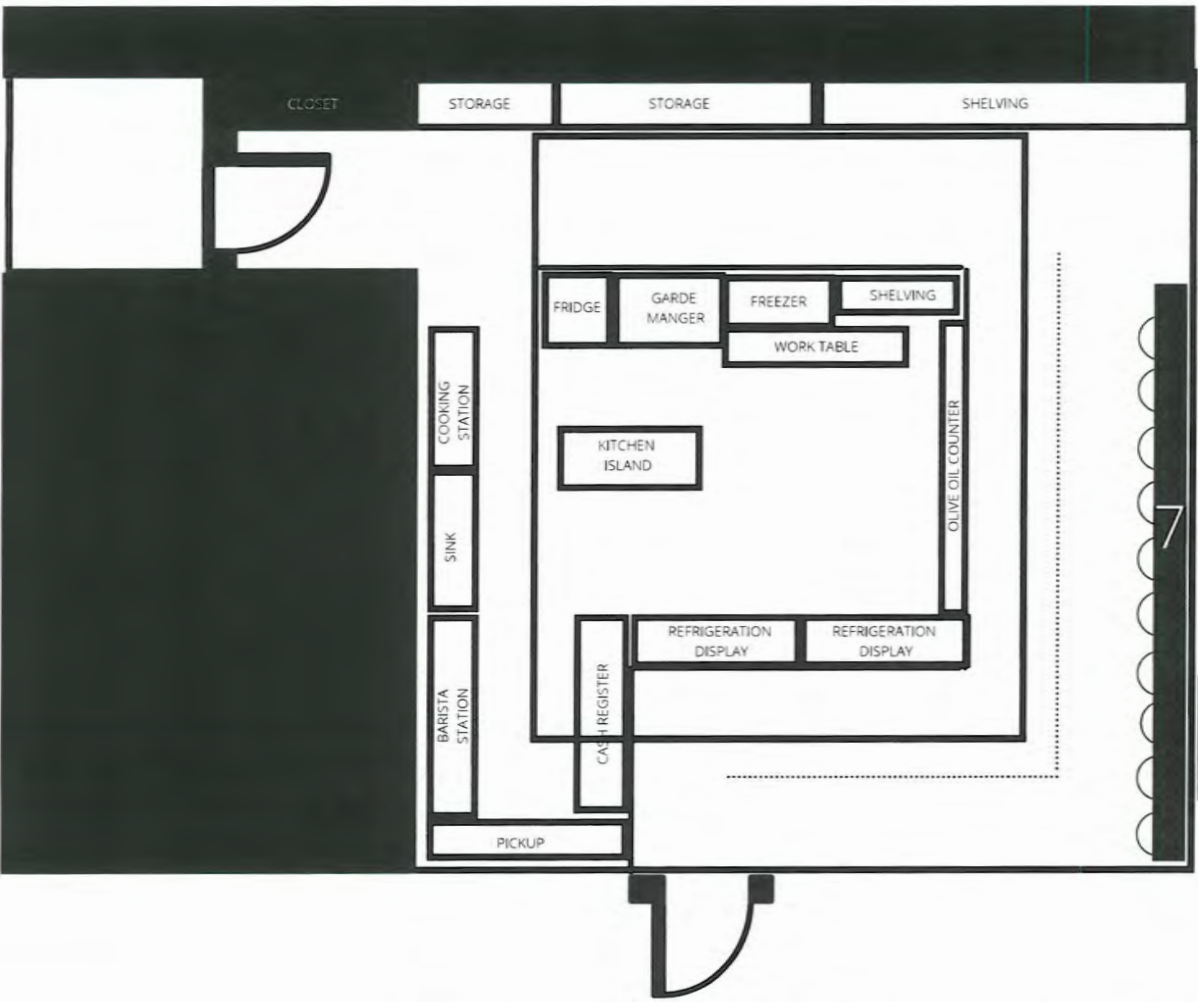
Please type your name to sign the application. Once submitted, someone will contact you shortly. Town Hall hours are Monday through Friday, 8:30 AM to 4:00 PM. *

Julien Bizalio

This content is neither created nor endorsed by Google.

Google Forms

Proposed new layout.



TOWN OF GREAT BARRINGTON

NOTICE OF PUBLIC HEARING

The Selectboard will hold a public hearing on Monday, May 10, 2021 at 6:00 P.M. via Zoom, to act on the application of Bizalion's Fine Foods, Helen Bizalion, Manager for alteration of premises on the Common Victualler Restaurant Wine and Malt License at 684 South Main Street, Great Barrington, MA 01230.

Steve Bannon
Chair

Please publish 4/24/2021

License No. 00081-RS-0464
License Fee: \$450.00

LICENSE
ALCOHOLIC BEVERAGES
THE LICENSING BOARD OF
THE TOWN OF GREAT BARRINGTON
MASSACHUSETTS
HEREBY GRANTS A
COMMON VICTUALLER
License to Expose, Keep for Sale, and to Sell
Wines And Malt Beverages
To Be Drunk on the Premises

To: Bizalion's Fine Food, LTD

Helen Bizalion, Manager

on the following described premises:

684 South Main Street, Great Barrington, MA 01230

Specialty food style store that sells sandwiches and lunch. Beverages will be served and consumed within one room. There is one entrance/exit on south side of building. Service of alcohol outside for five (5) tables with twelve (12) chairs.

This license is granted and accepted upon the express condition that the licensee shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws, as amended, and any rules or regulations made thereunder by the licensing authorities. This license expires December 31, 2021, unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures this 21st day of December, 2020.

The Hours during which Alcoholic Beverages may be sold are:

In accordance with Chapter 138 of the Mass. General Laws.







Licensing Board

THIS LICENSE SHALL BE DISPLAYED ON THE PREMISES IN A CONSPICUOUS POSITION WHERE IT CAN BE EASILY READ.



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

AMENDMENT-Change or Alteration of Premises Information

Change of Location

- Chg of Location/Alteration of Premises Application
- Financial Statement
- Vote of the Entity
- Supporting financial records
- Legal Right to Occupy
- Floor Plan
- Abutter's Notification
- Advertisement

Alteration of Premises

- Chg of Location/Alteration of Premises Application
- Financial Statement
- Vote of the Entity
- Supporting financial records
- Legal Right to Occupy
- Floor Plan
- Abutter's Notification
- Advertisement

1. BUSINESS ENTITY INFORMATION

Entity Name	Municipality	ABCC License Number
Bizalion's Fine Food	Great Barrington	00081-RS-0464

Please provide a narrative overview of the transaction(s) being applied for. Attach additional pages, if necessary.

Due to COVID, we're attempting to reallocate some of our interior capacity outdoors. Our current capacity inside is 24 seats, and our exterior capacity is 12 seats. We would like to reallocate 14 of our interior seats outdoors, keeping 10 seats inside. This decision is stimulated by COVID, but also looking to the future where we would prefer to limit the amount of guests sitting within the cafe.

APPLICATION CONTACT

The application contact is the person who should be contacted with any questions regarding this application.

Name	Title	Email	Phone
Julien Bizalion	Consultant	julien@bizalionsolutions.com	917-328-9004

2. ALTERATION OF PREMISES

2A. DESCRIPTION OF ALTERATIONS

Please summarize the details of the alterations and highlight any specific changes from the last-approved premises.

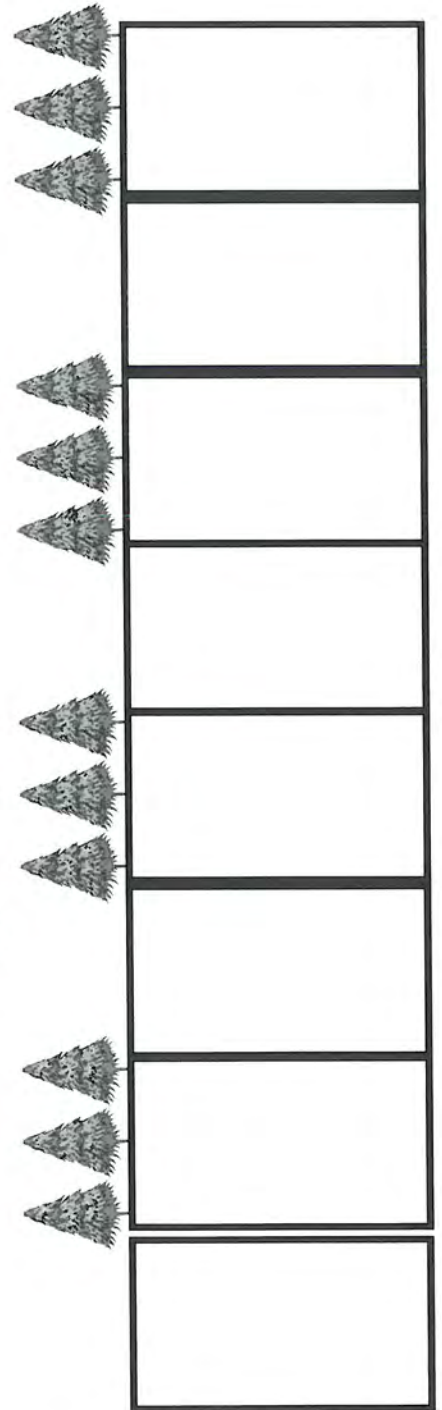
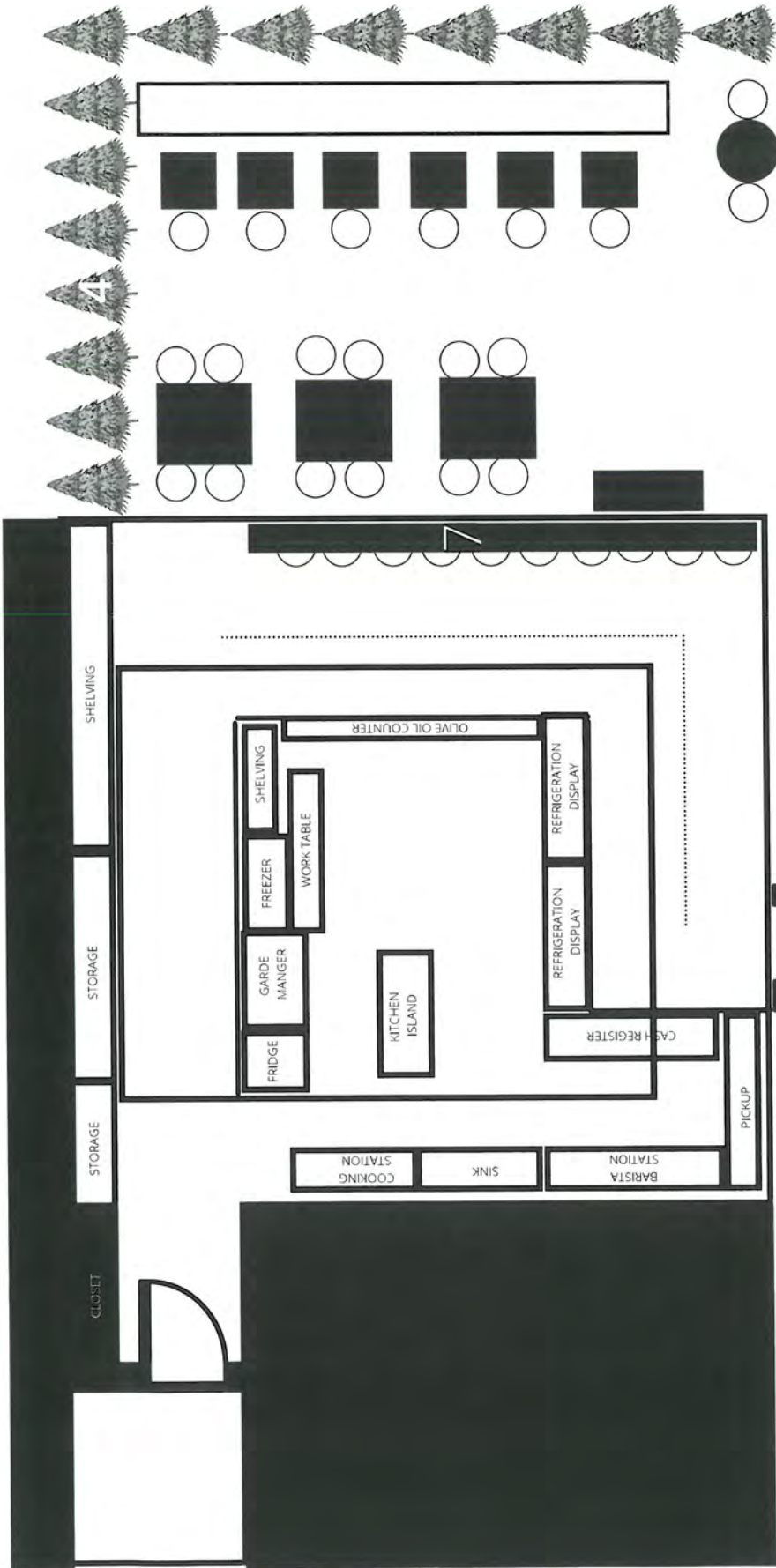
In the proposed plan, we would use two parking spots (we've already checked with the town (Planning Department & Building Department) and they have no issues with this) to create a more substantial outdoor seating area. In the proposed plan, we are not seeking additional seats for the premises, merely to reroute some of our interior capacity outdoors.

2B. PROPOSED DESCRIPTION OF PREMISES

Please provide a complete description of the proposed premises, including the number of floors, number of rooms on each floor, any outdoor areas to be included in the licensed area, and total square footage. You must also submit a floor plan.

The interior space is X x X, sitting on the ground floor and comprising of one room. We would like to focus the interior space to be for shopping and prep of food to limit the amount of guests inside at any given time. We are proposing to use two parking spaces (roughly a space of 25' x 20') to accommodate our seating plan.

Total Sq. Footage	1600	Seating Capacity	36	Occupancy Number	36
Number of Entrances	1	Number of Exits	1	Number of Floors	1



2021 Annual Town Meeting Warrant

June 7, 2021 (and June 10, 2021 if needed)

6:00 PM at Monument Mountain Regional High School



SELECTBOARD

Stephen C. Bannon, Chair
Edward Abrahams
Bill Cooke
Kate Burke
Leigh Davis

FINANCE COMMITTEE

Anne O'Dwyer, Chair
Michelle Loubert
Eugene Curletti
Thomas Blauvelt
Meredith O'Connor

INDEX OF WARRANT ARTICLES
2021 ANNUAL TOWN MEETING

And

ADJOURNED SESSION OF SEPTEMBER 15, 2020 SPECIAL TOWN MEETING

- | | |
|---|---|
| <ol style="list-style-type: none">1. Authorization to Establish new Revolving Fund2. Authorize Revolving Fund Limits3. Elected Officials' Salaries4. MassDOT Chapter 90 Funds5. FY22 Operating Budget6. FY22 Wastewater Treatment Plant Budget7. Borrowing Authorization for General Fund Capital Items8. FY22 Regional School Assessment9. Borrowing Authorization for Wastewater Capital Items10. Authorize Use of Free Cash to Reduce the Tax Levy11. Authorize Funding of Community Programs12. Authorize Funding to Southern Berkshire Ambulance13. FY22 Out of District Vocational Tuition14. Authorization to pay Prior Fiscal Year Invoices15. Authorize funding to the Stabilization Account16. Authorize funding to the Capital Stabilization Account17. Borrowing Authorization for a Municipal Parking Lot Land Purchase18. Community Preservation Fund Reserves/Appropriations19. Community Preservation Projects20. Amend Prior Appropriation of Community Preservation Funds to the Housing Trust Fund21. Amend Chapter 91 of the Town Code, Schedule of Town Clerk Fees | <ol style="list-style-type: none">22. Re-accept portion of Manville Street, discontinued May 7, 2018, as a public way23. Tax Increment Financing (TIF) for 79 Bridge Street24. Zoning: Amend Section 9.4, Downtown Mixed-Use B-3 District, and portions of Sections 3.1.4 (Table of Use Regulations) and 11 (Definitions)25. Zoning, by citizen petition: Amend Section 7.18, Marijuana Establishment regulations26. Zoning, by citizen petition: special permits |
|---|---|

Articles from September 15, 2020 Special Town Meeting

- 26 Zoning, by citizen petition: Amend Section 9.11, Mixed Use Transitional Zone (MXD) and the Zoning Map
27. Zoning, by citizen petition: Amend Section 3.1.4 to Allow Marijuana Establishment by Special Permit in the I-2 Districts
28. Zoning, by citizen petition: Amend Section 7.18, Marijuana Establishment regulations
29. Modify Town Code Chapter 241-1, Citizen speaking time (by citizen petition)
30. Modify Town Code Chapter 189-1, Selectmen's Policies and Procedures (by citizen petition)
31. Resolution to prohibit hazardous and toxic waste storage, disposal, and dumping in Great Barrington (by citizen petition)
32. To close down and outlaw privately owned prisons for profit in Massachusetts (by citizen petition)

WARRANT
ANNUAL TOWN MEETING
2021

COMMONWEALTH OF MASSACHUSETTS

BERKSHIRE, SS

To Paul E. Storti, Chief of Police of the Town of Great Barrington, in said Berkshire County,

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the Inhabitants of said town, qualified to vote in town affairs, to meet at the Monument Mountain High School Parking Lot in Great Barrington on Monday, June 7th, 2021 and June 10th, 2021 at 6:00 P.M., then and there to act on the following:

ARTICLE 1: (requires majority vote)

To see if the Town will vote to amend Chapter 36 of the Great Barrington Code, Revolving Funds, by adding a new fund to section 36-1 for the Council on Aging, as follows; or take any other action relative thereto:

Add to list in section 36-1:

Program or Purpose	Representative or Board Authorized to Spend	Department Receipts
Council on Aging	Town Treasurer	Program Fees and Charges

Recommended by the Selectboard

ARTICLE 2:

To see if the Town will vote to fix the maximum amount that may be spent during fiscal year 2022 beginning on July 1, 2021 for the revolving funds as established in the Town’s by-laws for certain departments, boards, committees, commissions, agencies or officers in accordance with M.G.L. Chapter 44, Section 53E ½; or take any other action relative thereto.

Revolving Fund	Department, Board, Committee, Agency or Officer	FY2022 Spending Limit
Plumbing Inspections	Building Department	\$15,000
Wiring Inspections	Building Department	\$55,000
Gas Inspections	Building Department	\$12,000
Cemetery	Public Works Department	\$ 5,000
Council on Aging	Council on Aging	\$50,000

Recommended by the Finance Committee and Selectboard

ARTICLE 3:

To see if the Town will vote to fix the salaries of all elected officials for the period of July 1, 2021 to June 30, 2022 as indicated below:

Elected Officials Salaries:
Selectboard: \$23,500 (\$4,700 per Selectboard member)

Recommended by the Finance Committee and Selectboard

ARTICLE 4:

To see if the Town will vote to accept any and all funds being provided by the Commonwealth of Massachusetts Department of Transportation (MassDOT), under the provisions of Chapter 90 of the Massachusetts General Laws, to pay for such costs as allowed by appropriate legislation in connection with the maintenance, repair, and construction of town ways and bridges; or to take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 5:

To see if the Town will vote to raise and appropriate or transfer from available funds such sums of money necessary for the operation of the several departments in the Town for the ensuing year for the purposes outlined below; or to take any other action relative thereto.

General Government

Town Manager/Selectboard	\$ 438,820
Finance Committee/Reserve Fund	160,300
Finance Director/Town Accountant	153,845
Technology	235,000
Assessors' Office	176,505
Treasurer/Collector	224,547
Town Clerk/Elections	129,801
Conservation Commission	31,847
Various Boards/Commission	22,970
Planning Board	5,350
Zoning Board of Appeals	1,300
Office of Planning/Community Development	138,910

Public Safety

Police Department	1,839,010
Fire Department	674,020
Communications/Emergency Management	21,005
Building Inspector	176,912
Animal Control	12,200

Department of Public Works 2,451,878

Public Health

Health Department	113,503
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Community Services

Council on Aging	156,469
Veterans' Affairs	155,700
Human Services	30,000

Cultural/Recreation

Libraries	576,665
Parks/Recreation	118,000

Miscellaneous

Insurance	1,804,700
Debt Service	2,067,842
Retirement	999,289
Celebrations/Seasonal/Events/Band Programs	<u>12,500</u>

Total General Fund \$ **12,928,888**

Recommended by the Finance Committee and Selectboard

ARTICLE 6:

To see if the Town will vote to appropriate from the receipts of the Wastewater Treatment Plant such sums of money necessary for the operation of the Sewer Division for the ensuing year for the purposes outlined below; or to take any other action relative thereto.

Wastewater Treatment Plant

Salaries	\$ 503,450
Expenses	743,400
Insurance/Benefits	319,950
Miscellaneous/Transfers	183,600
Debt Service	<u>664,100</u>
Total Wastewater Treatment Plant	\$2,414,500

Recommended by the Finance Committee and Selectboard

ARTICLE 7:

To see if the Town will vote to appropriate \$1,532,600 or any other sum of money, in the following approximate amounts and for the following purposes, and for the payment of all other costs incidental and related thereto, and to determine whether this appropriation shall be raised by taxation, transferred from available funds, borrowing or otherwise; or to take any other action relative thereto.

Street and Bridge Improvements	\$ 720,000
Building Improvements	265,000
Police Cruiser	48,150
Police Portable Radios (3)	25,100
Laptop/Tablets for Cruisers (7)	32,100
Backhoe/Loader	145,450
Truck Lift	79,500
Sidewalk Plow and Sander	124,300
Transfer Station Ticket Kiosk	53,000
Parks Improvements	<u>40,000</u>
Total	\$1,532,600

Recommended by the Finance Committee and Selectboard

ARTICLE 8:

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of Seventeen Million, Nine Hundred Twenty-Eight Thousand, Eight Hundred and Twelve Dollars (\$17,928,812) for the operating assessment, and Five Hundred Three Thousand, Five Hundred and Eighty-Six Dollars (\$503,586) for the capital assessment, for a total assessment of Eighteen Million, Four Hundred Thirty-Two Thousand, Three Hundred and Ninety-Eight Dollars (\$18,432,398) of the Berkshire Hills Regional School District; or take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 9:

To see if the Town will vote to appropriate \$405,500 or any other sum of money, for Wastewater capital improvements, in the following approximate amounts and for the following purposes, and for the payment of all other costs incidental and related thereto, and to determine whether this appropriation shall be raised by taxation, transferred from available funds, borrowing or otherwise; or to take any other action relative thereto.

Sewer Manhole Rehabilitation	\$200,000
Sewer System Management/Maintenance Plan	185,500
Sewer Line Replacement	<u>20,000</u>
Total	\$405,500

Recommended by the Finance Committee and Selectboard

ARTICLE 10:

To see if the Town will vote to authorize the use of Free Cash to reduce the tax levy for Fiscal Year 2022; or to take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 11:

To see if the Town will vote to appropriate from Free Cash a sum of money representing amounts received under host community agreements with marijuana establishments to fund various community programs, under an application and approval process to be administered by the Town Manager; or take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 12:

To see if the Town will vote to raise and appropriate \$25,000 to support the operation of the Southern Berkshire Ambulance service (Southern Berkshire Volunteer Ambulance Squad, Inc.); or take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 13:

To see if the Town will vote to raise and appropriate a sum of money to fund the Fiscal Year 2022 tuition and transportation for out of district vocational education, in accordance with Chapter 74 of Massachusetts General Laws; or take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 14:

To see if the Town will vote to authorize the payment of prior fiscal year invoices from the FY21 operating budgets of the Fire Department, Department of Public Works and Wastewater Division, in the amounts set forth below; or take any other action relative thereto.

<u>DEPARTMENT OF PUBLIC WORKS:</u>	<u>Account Number:</u>
\$427.83 to the Great Barrington Fire District	01192-52310
\$325.00 to Andrus Power Solutions	01192-52700
\$87.00 to the Great Barrington Fire District	01422-52115
\$690.50 Lapinski Electric, Inc.	01422-52490
\$7,330.00 Haupt Tree Company	01422-53810

<u>WASTEWATER DIVISION:</u>	<u>Account Number:</u>
\$792.00 to GIR USA, Inc.	60442-52400
\$58.89 to the Great Barrington Fire District	60442-52310

TECHNOLOGY:
\$1,000.00 to Halligan

Account Number:
01136-53000

Recommended by the Finance Committee and Selectboard

ARTICLE 15:

To see if the Town will vote to appropriate from Free Cash a sum of money to the Stabilization Fund, or take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 16:

To see if the Town will vote to appropriate from Free Cash a sum of money to the Capital Stabilization Fund, or take any other action relative thereto.

Recommended by the Finance Committee and Selectboard

ARTICLE 17:

To see if the Town will vote to appropriate \$1,190,000 or any other sum of money, to purchase land for and construct a municipal parking lot, and for the payment of all other costs incidental and related thereto, and to determine whether this appropriation shall be raised by taxation, transferred from available funds, borrowing or otherwise; or to take any other action relative thereto.

Recommended by the Selectboard

ARTICLE 18:

Community Preservation Fund Reserves & Appropriations

To see if the Town will vote to appropriate, or reserve for future appropriation, from the Community Preservation Fund, the following amounts recommended by the Community Preservation Committee for FY22, with each item considered a separate appropriation; or to take any other action relative thereto.

Reserves:

From FY22 revenues for historic resources reserve	\$ 60,000
From FY22 revenues for community housing reserve	\$ 60,000
From FY22 revenues for open space reserve	\$ 60,000

Appropriations:

From FY22 revenues for administrative expenses	\$ 20,000
Balance of FY22 revenues for FY22 budgeted reserve	\$ 345,000

Recommended by the Community Preservation Committee

ARTICLE 19:

Community Preservation Projects

To see if the Town will vote to appropriate from the Community Preservation Fund for FY22 the following amounts recommended by the Community Preservation Committee with each item to be considered a separate appropriation; or to take any other action relative thereto.

		Source of Appropriation	
Project	Total Appropriation	FY22 Revenues	Fund Balance
<i>Affordable Housing</i>			
1 Construct, Inc., for a rental assistance program and a microloan program	\$50,000	\$50,000	
Subtotal, Affordable Housing	\$50,000		
<i>HISTORIC RESOURCES</i>			
2 Town, Historical Commission, for historic properties research and documentation	\$6,000		\$6,000
3 Town, for archeological study at the Ramsdell Library	\$9,800		\$9,800
4 First Congregational Church of Great Barrington, for restoration of stone and masonry walls at the Manse	\$240,859	\$240,859	
5 Mahaiwe Performing Arts Center, to replace emergency exit doors	\$15,000	\$15,000	
6 Clinton Church Restoration, Inc., for second phase of restoration work	\$200,000	\$200,000	
Subtotal, Historic Resources	\$471,659		
<i>OPEN SPACE & RECREATION</i>			
7 Town, for improvements to the Housatonic Rail Trail	\$30,000		\$30,000
8 Town, for Lake Mansfield water quality studies	\$70,000		\$70,000
9 Conservation Commission for the McAllister Wildlife Refuge preservation project	\$31,300	\$31,300	
Subtotal, Open Space & Recreation	\$131,300		
TOTAL	\$652,959	\$537,159	\$115,800

Recommended by the Community Preservation Committee

ARTICLE 20:

To see if the Town will vote to amend the vote taken under Article 19 of the Warrant for the Annual Town Meeting held on June 22, 2020, which approved the appropriation of \$185,000 from FY21 Community Preservation Act revenues to the Great Barrington Affordable Housing Trust Fund for the purpose of acquiring land on North Plain Road for affordable housing, so as to permit the expenditure of the unexpended balance of the appropriation for design, engineering and/or other predevelopment expenses for an affordable housing project on the land so acquired; or to take any other action relative thereto.

Recommended by the Community Preservation Committee

ARTICLE 21:
Town Clerk Fees

To see if the Town will vote to amend Chapter 91 of the Great Barrington Code, Town Clerk's Fees, by revising the fees listed in section 91-1, Schedule, for birth certificates, death certificates, and marriage certificates as follows, with proposed deletions shown as ~~struck through~~ and proposed additions underlined, or to take any other action relative thereto:

- (13) -For furnishing certificate of birth: \$~~2~~ \$10.
- (30) -For furnishing a certificate of death: \$~~2~~ \$10.
- (44) -For issuing certificate of marriage: \$~~2~~ \$10.

Recommended by the Selectboard

ARTICLE 22:

To see if the Town will vote to accept as a town way in Great Barrington that portion of Manville Street which was discontinued by the vote under Article 17 of the Warrant for the Annual Town Meeting held on May 7, 2018, that is, Lots 2A, 3A, 5A, and 6A as shown on a plan entitled "Plan of Land Surveyed for 26 Manville LLC Great Barrington, Massachusetts" and dated March - 2021, which is on file with the Town Clerk, and to authorize the Selectboard to acquire, by gift and for no consideration, easements in that portion of the street for all the usual purposes of a public way in the Town; or to take any other action relative thereto.

Recommended by the Planning Board and the Selectboard

ARTICLE 23:

To see if the Town will vote to authorize the Selectboard to enter into a Tax Increment Financing (TIF) Agreement and Tax Increment Financing Plan with 79 Bridge Street Realty, LLC, or its Nominee, pursuant to the provisions of MGL Chapter 40, Section 59, in connection with the redevelopment of the property at 79 Bridge Street, Great Barrington; and to authorize the Selectboard to negotiate the final terms of and execute the TIF Agreement, and any documents relating thereto, and to take such other actions as are necessary or appropriate to implement the TIF Agreement and the TIF Plan pursuant to the provisions of MGL Ch. 40, § 59 or any other enabling authority, including submission of all necessary or required applications and documents to the Economic Assistance Coordinating Council of the Commonwealth of Massachusetts, or to take any other action relative thereto.

Recommended by the Selectboard

ARTICLE 24:

To see if the Town will vote to amend Sections 9.4, 3.1.4 (Table of Use Regulations) and 11 (Definitions) of the Zoning Bylaw as set forth in this article, or to take any other action relative thereto.

Purpose of the Amendment: These amendments will update the rules for the B-3 zone, which was adopted in 2007 in order to stimulate development at two large, abandoned sites – the former Searles-Bryant school and the Log Homes property – both on Bridge Street.

While well intentioned and aspirational in nature, in fact, the B-3 zone has not served its primary purposes. The current regulations are a set of design controls, open space and affordable housing bonus provisions, and strict parking requirements, all wrapped into a complicated special permit process. The B-3 zone also included several lots on Church and School Street, none of which is large enough to lend itself to the sort of transformative development that the B-3

zone was designed to encourage; unfortunately, the B-3 rules could be used in a way to demolish small existing buildings in order to build new.

Fifteen years since its passage, both of the key campus sites have been partially developed, and permits are in place that would enable more development to be completed. Bryant was saved and reused, and Searles is permitted to be saved and reused as a hotel. Affordable housing was built on the Log Homes site and will be occupied by the time of the 2021 Annual Town Meeting, and riverfront open space has been preserved for public enjoyment on both sides of the River. The forward progress in this zone has come not because of the B-3 zone provisions but despite them.

The Planning Board proposes to update the regulations to clarify the purpose of the zone and significantly streamline the development process

Proposed additions are underlined
Proposed deletions are ~~struck through~~

Amend Section 9.4 as follows:

9.4 DOWNTOWN MIXED-USE B3 DISTRICT

9.4.1 Purpose. The Downtown Mixed-Use B3 District is a transitional area between the downtown business core and ~~the~~ residential neighborhoods. It is designed to protect the traditional character of these respective areas ~~and~~ to assist in revitalizing, ~~preserving, and expanding~~ the larger tracts of former industrial land in this area, and to allow parcels to contain a mix of uses, either vertically or horizontally, to promote a variety of housing and business opportunities. ~~character of the traditional downtown core. The district is designed to enhance the downtown by providing a pleasing mix of land uses that work together and result in a lively, prosperous town center, that serves as an attractive place to live, work, shop, and recreate. Mixed uses may occur vertically or horizontally. Development and redevelopment in the district is intended to respect the traditional scale, massing, and character of the downtown.~~ The district is intended to foster the redevelopment of existing buildings or redevelopment that creates a positive pedestrian environment with active pedestrian amenities. Specific objectives of the Downtown Mixed-Use District are to:

1. Allow for different types of compatible land uses close together or in the same building to encourage pedestrian and public transit travel and reduce the use of personal automobiles;
2. Encourage infill and redevelopment of commercial, residential, and mixed-use development while preserving and enhancing the overall character of the district;
3. ~~Allow flexibility in development standards in recognition of the challenge of developing~~ Encourage the development of small scale mixed-use buildings;
4. Encourage shared parking to promote a compact walkable town center, maximize pedestrian safety, and minimize the number of curb cuts.
5. ~~Maintain or increase the supply of affordable dwelling units.~~

9.4.2 Location. The Downtown Mixed-Use B-3 District is shown on a map entitled "Proposed B3 District," which is hereby incorporated into the Zoning Bylaw, and includes the following land as shown on the 2006 Great Barrington Assessors' Maps:

Map 19	Parcels 118, 119, 120, 121, 127, 128, 130, 135A, 136, 137, 138, 138A, and 139
Map 20	Parcels 2, 5, 8, 8A, 12, 12A, 13, 14, 15, 16, 17, and 61

~~9.4.3 Definitions.~~ For the purposes of this Section, the terms defined in Section 11, “Downtown Mixed Use B3 District” shall apply.

9.4.43 Permitted Uses. Permitted uses in the Downtown Mixed-Use B3 District are enumerated in Section 3.1.4, the Table of Use Regulations. The permitted uses are intended to promote multifamily residential uses, mixed uses and compatibility between residential and nonresidential uses.

Projects that incorporate both multifamily residential uses or assisted living facilities with any of the following non-residential uses, where at least 25% of the street-level floor space is utilized for these non-residential uses, shall be considered Mixed Use for this district, and shall be permitted by-right, subject to Site Plan Review, notwithstanding the permissions set forth for any individual use in Section 3.1.4:

- (1) Offices, including medical offices
- (2) Retail stores, including banks, but excluding stores and establishments with drive-through windows
- (3) General service establishments and/or personal service establishments
- (4) Bakeries and/or artisan food or beverage producers
- (5) Restaurants and cafes, indoor or outdoor
- (6) Community, education, or recreational uses, including museums, parks, playgrounds, health clubs and gym/fitness centers
- (7) Municipal buildings and facilities.

9.4.54 Dimensional Requirements. Dimensional requirements in the Downtown Mixed-Use B3 District shall be as set forth in Section 4.0. ~~The dimensional requirements reflect the proximity to downtown.~~

- ~~1. The maximum number of dwelling units permitted by right shall be based on a minimum area of 2,500 square feet of land per dwelling unit, except that one two-family dwelling may be permitted on a lot of at least 5,000 square feet. The minimum area of land required per dwelling unit may be reduced through incentives described in this section and granted by special permit.~~

~~9.4.6 Open Space.~~ The Minimum open space required shall be 20% of the total lot area, subject to reduced requirements earned through incentives described in this section and granted by special permit. For the purpose of this section, "open space" shall be defined as yards, playgrounds, walkways and other areas not covered by parking and driveways; such open space need not be accessible to the public.

9.4.75 Parking. ~~Parking requirements for residential dwelling units shall be one parking space for each unit. No parking space shall reduce the effective width of a driveway providing access to more than one dwelling unit to less than 12 feet. In the event the parking spaces cannot be provided on the property, deviation from this requirement may be permitted in accordance with Section 6.1.9. The off-street parking requirements in Section 6.1 shall not apply in the B-3 District except as provided in this section. Off-street parking requirements in the B-3 District shall be as follows:~~

1. For new buildings, required off-street parking spaces shall not be located within the front yard area.
2. Only one space shall be required for any dwelling unit, whether in residential-only or in mixed-use buildings.
3. For permitted uses in existing buildings (those in existence as of May 1, 2021) that are not substantially expanded, the existing parking spaces shall be retained, but no new spaces shall be required. A substantial expansion is defined, for the purpose of this section, as one which involves increasing the gross floor area of a structure by more than 25% or 500 square feet, whichever is less.
4. For permitted uses in new buildings or existing buildings that are substantially expanded, as defined in this section, or for any building greater than 5,000 square feet gross floor area, parking is required as follows:
 - (a) one parking space shall be required for each dwelling unit;
 - (b) the parking requirements for business or industrial uses in Section 6.1.2 through 6.1.6 shall be calculated as follows: the sum of the required parking for each use multiplied by 0.5 with the product rounded down to the nearest whole number, plus handicapped parking as may be required by law or

building code (Example: 3 spaces required for retail, 4 spaces required for offices: $(3 + 4) \times 0.5 = 3.5$, so 3 spaces, + 1 handicapped space, = 4 spaces are required); and

5. The parking requirements of paragraphs 2, 3, or 4 of this section may be waived if the SPGA grants a special permit pursuant to section 6.1.9.

9.4.86 Site Plan Review. ~~All redevelopment and~~ development on a parcel or parcels in excess of 10,000 square feet ~~of land~~ shall be subject to site plan review by the Planning Board. No building permit for such a development shall be issued by the Building Inspector until the Planning Board has conducted site plan review in accordance with Section 10.5.

9.4.97 Special Permit. ~~Uses indicated in the Table of Use Regulations, and any development or redevelopment in excess of 20,000 square feet of gross floor area, regardless of use, shall require a special permit. A special permit shall be required for any project seeking to use the density or open space incentives defined in this section. The Selectboard SPGA may grant a special permit in accordance with the provisions of Section 10.4.~~

9.4.10 Development Incentives. ~~To encourage specific attributes of development beneficial to the Town, the following incentives are offered by special permit.~~

- ~~1. Incentives for mixed use. Due to the proximity of this B3 District to the downtown core, and to promote the public enjoyment of development in this district, the following incentives are offered to promote mixed use, affordable housing, community supporting activities, river appreciation and community open space. Uses may simultaneously qualify for one or more incentives defined in this subsection.~~
- ~~2. Density incentives reduce land area per dwelling unit as set forth in Section 9.4.5. The maximum density incentive is a 50% reduction in required land area per dwelling unit.
 - ~~a. Mixed use: for each 1,000 square feet of nonresidential use, reduce the minimum land area required per unit by 1%.~~
 - ~~b. Affordable housing: for each unit of affordable housing reduce the minimum land area required by 5%.~~
 - ~~c. Density incentives are cumulative.~~~~
- ~~3. Open space incentives reduce total open space requirements as set forth in Section 9.4.7. The maximum open space incentive is a 50% reduction in total open space requirement.
 - ~~a. Community supporting activity: for the first use that the SPGA certifies as a legitimate community supporting activity, reduce the minimum open space required per unit by 5%. For additional uses occupying at least 1,000 square feet that the SPGA certifies as a legitimate community supporting activity, reduce the minimum open space required per unit by 5% for each 1,000 square feet. For the purpose of this section, a "community supporting activity" is defined as use or ownership by either a nonprofit organization or an educational or arts organization which provides services to the community.~~
 - ~~b. River appreciation: for a nonresidential use that facilitates the public enjoyment of the riverfront, as determined by the SPGA, reduce the minimum open space required per unit up to 15%.~~
 - ~~c. Community open space: for a nonresidential use that allows permanent public access to open space within the development, as determined by the SPGA, reduce the minimum open space required per unit up to 15%.~~
 - ~~d. Open space incentives are cumulative.~~~~

9.4.11 Affordable Housing. To promote the development of affordable housing units in the Town. All new residential development in this district containing more than four dwelling units shall contribute to affordable housing.

- ~~1. New construction of more than four and fewer than 10 dwelling units shall include either: A contribution to an established Municipal Affordable Housing Trust Fund to be used for the development of affordable housing in accordance with this Section; or construction and offering of at least one affordable unit within the development in accordance with this Section.~~
- ~~2. Any project of 10 or more dwelling units shall designate 10% of the units within the development as affordable units, and includes a contribution to the Municipal Affordable Housing Trust fund for fractional units as defined herein~~

~~The Building Inspector shall not issue a building permit or the SPGA shall deny any application for a special permit for development or redevelopment under this section if the applicant does not comply with the following requirements:~~

- ~~1. For construction of 10 units or any multiple of 10, one of each 10 units shall be an affordable unit. For each unit sold prior to provision of the required affordable housing units, a performance security, in the amount of 3.5% of the sales price of each unit, shall be placed in escrow to be held by the Municipal Affordable Housing Trust Fund. Such contributions to escrow shall be made at time of closing for each unit sold and shall be returned to the developer in proportion to the completion of the affordable housing units. For purposes of this section, "completion" means a certificate of occupancy under the State Building Code has been issued.~~
- ~~2. When the total number of units is not evenly divisible by 10, applicants under this section shall either:
 - ~~a. Construct one additional affordable unit in addition to those required pursuant hereto; or~~
 - ~~b. Contribute, at time of closing, 3.5% of the sales price of each fractional unit to the Municipal Affordable Housing Trust Fund. Fractional units are determined as follows:
 - ~~1. For construction of more than four but less than 10 dwelling units, the number of fractional units is the total number of units.~~
 - ~~2. For construction of more than 10 units or any multiple of 10, the number of fractional units is determined by subtracting the largest multiple of 10 from the total number of units.~~~~~~
- ~~3. Income and asset limits for purchasers or renters: To ensure that only eligible households purchase or rent affordable housing units, the purchaser or renter of an affordable unit shall be required to certify that his/her annual income does not exceed 80% of the area wide median household income adjusted for household size, as determined by the United States Department of Housing and Urban Development ("HUD") and using HUD's rules for attribution of income to assets, as may be revised from time to time.~~
- ~~4. The maximum housing cost for affordable units created under this section shall be as set forth in the Local Initiative Program Guidelines of the Massachusetts Department of Housing and Community Development ("DHCD"), dated November 2006, or as subsequently amended.~~
- ~~5. Preservation of affordability. Each affordable unit created in accordance with this section shall have limitations governing its resale. The purpose of these limitations is to preserve the long term affordability of the unit and to ensure its continued availability for low and moderate income households.~~
- ~~6. The developer or redeveloper of any project under this section shall execute and properly record a LIP Regulatory Agreement and Deed Rider in the form required under the Local Initiative Program Guidelines,~~

which constitute "affordable housing restrictions" as defined in G.L. c. 184, s. 31, and provide for affordability in perpetuity.

~~7. The purchaser of any affordable unit under this section shall execute and properly record an Affordable Housing Deed Rider for Projects in Which Affordability Restrictions Survive Foreclosure, or as it may be subsequently amended, in the form used for so-called Local Action Unit (LAU) homeownership projects under the regulations of the DHCD. This deed rider establishes the formulas for maximum resale price, and provides an option to purchase to the municipality if an eligible purchaser cannot be found.~~

9.4.12 Affordable Housing; Specific Requirements. ~~The purpose of this subsection is to provide for the development of affordable units in compliance with various initiative programs developed by state and local government. This subsection does not apply to construction of four or fewer dwelling units on the same lot. Provided that there are more than four dwelling units in a development subject to this Section, at least 10% of the units shall be established as affordable units:~~

- ~~1. Affordable housing units shall be constructed and made available for occupancy coincident with and in proportion to the development of market rate units.~~
- ~~2. All affordable units shall be situated within the development in no less desirable locations than market rate units in the development;~~
- ~~3. All affordable units shall be no less accessible to public amenities, such as open space, than the market rate units;~~
- ~~4. All affordable units shall be integrated with the rest of the development;~~
- ~~5. All affordable units shall be compatible in design, appearance, construction and quality of materials with other units; interior features of affordable units shall comply in all respects to the minimum design and construction standards set forth in Section III of the Local Initiative Program Guidelines cited below.~~

9.4.13 Affordable Housing Units; Marketing Plan. ~~Applicants under this section shall submit a marketing plan to the Building Inspector or SPGA for approval, which describes how the affordable units will be marketed to potential home buyers or tenants. This plan shall include a description of the lottery or other process to be used for selecting buyers or tenants and shall comply with all applicable provisions of state law regarding marketing of, and tenants or buyer selection for, affordable units.~~

- ~~1. Local preference shall be given to the maximum extent permitted by law.~~

Amend the Column for the B3 district in Section 3.1.4, Table of Use Regulations, as follows:

Permitted Use		ZONING DISTRICT
		B3
A. Residential uses		
(1)	Dwelling, Single family	Y
(2)	Dwelling, Two-family	Y ²
(3)	Dwelling, multifamily 3 to 8 units	Y

Permitted Use		ZONING DISTRICT
		B3
	9 units or more	Y
(4)	Assisted living residence	PB -Y
(5)	Live/work units	Y
(6)	Lodging house or tourist home for transient guests	SB
(7)	Mixed use	SB Y
(8)	Open Space Residential Development	N
(9)	Planned unit residential development (PURD)	SB
(10)	Publicly Financed Nonprofit Age-Restricted Housing	SB -Y
(11)	Trailer or mobile home	N
B. Community, educational, & recreational uses		
(1)	Camping facilities	N
(2)	Cemeteries	N
(3)	Child care center	Y
(4)	Clubhouses or fraternal lodges not conducted for profit	SB
(5)	Commercial amusements, fairgrounds	N
(6)	Community center operated by a municipal or private not-for-profit organization	SB
(7)	Educational use, exempt	Y
(8)	Educational use, nonexempt	SB
(9)	Golf or country clubs	N
(10)	Hospitals, sanitariums, nursing or convalescent homes or philanthropic institutions, provided that no principal building so used shall be within 50 feet of any lot line	SB
(11)	Municipal parks and playgrounds, including recreational buildings therein	Y
(12)	Public libraries, public museums, municipal buildings and facilities	Y
(13)	Riding stables on less than 5 acres, provided that any buildings	N

Permitted Use		ZONING DISTRICT
		B3
	or structures are set back not less than 50 feet from any lot line	
(14)	Ski tows, provided that any buildings or structures are set back not less than 50 feet from any lot line	N
(15)	Summer camps operated for children on sites not less than 10 acres in area	N
(16)	Use of land or structures for religious purposes	Y
C. Office, retail and consumer service establishments		
(1)	Banks and other financial institutions	Y
(2)	Fast-food eating establishments	N
(3)	Fuel storage and sales, excluding motor vehicle fuel stations	N
(4)	Garages, public	SB
(5)	Garden centers, including associated landscaping services	Y
(6)	General service establishment	SB
(7)	Greenhouses, commercial, on less than 5 acres, provided that no heating plant for a greenhouse shall be within 50 feet from any side or rear lot line	Y
(8)	Hotels	SB
(9)	Institutional administrative offices or planned professional office developments or research centers, provided that in R2 & R4 Districts such uses are subject to special requirements	SB
(10)	Kennel	SB
(11)	Large-scale commercial development	SB-N
(12)	Lumberyards	SB-N
(13)	Marijuana Establishment, Retail and Medical Marijuana Treatment Center	Y
	Marijuana Establishment, Cultivation *	N

Permitted Use		ZONING DISTRICT
		B3
	Marijuana Establishment, Manufacturing	SB
(14)	Motels or overnight cabins	SB
(15)	Motor vehicle fuel station	N
(16)	Motor vehicle general and body repair	N
(17)	Motor vehicle sales rooms including used car lots	N
(18)	Offices	Y
(19)	Parking lots, commercial	SB
(20)	Personal service establishment	Y
(21)	Professional offices	Y
(22)	Restaurants and other places for serving food, other than fast-food eating establishments	SB
(23)	Retail stores or centers and/or wholesale sales and service with total aggregate floor area less than or equal to 20,000 square feet	Y
(24)	Retail stores and shops for custom work or making of articles sold on the premises	Y
D. Agricultural uses		
(1)	Agriculture, as defined by MGL c. 40A, s. 3, on tracts larger than 5 acres, including sales of products raised on premises on stands or structures erected in accordance with front yard setback requirements, provided that soil fertilizer shall be stored not less than 100 feet from any lot line, unless kept in air-tight containers	Y
E. Utilities, communication and transportation		
(1)	Aviation field, public or private	N
(2)	Essential services	Y
(3)	Freight terminals, truck or rail	N
(4)	Low-power FM broadcast radio licensed by FCC	
	a	Y

Permitted Use		ZONING DISTRICT
		B3
	b SB	
(5)	Passenger stations	SB
(6)	Personal wireless tower or structure as a principal (or accessory) use in the Overlay District, and the initial and any subsequent personal wireless service facility located upon that tower or structure (see Section 9.3 of this Bylaw)	
(7)	Solar Energy Systems:	
	Roof-mounted (any size)	Y
	Accessory use, up to 750 sf project area ⁶	Y
	Accessory use 750 sf project area or larger ⁶	Y
	Commercial scale	PB
F. Industrial, manufacturing and storage uses		
(1)	Contractor's and Landscaper's yards	N
(2)	Gravel, loam, sand and stone removal for commercial purposes	N
(3)	Light manufacturing	SB
(4)	Saw (log) mill and manufacture of forest products, provided that any saw (log) mill shall be located at least 200 feet from any lot line, and no piles of sawdust or other refuse shall be maintained within 100 feet of any lot line	N
G Accessory uses		
(1)	Any structure or use customarily incidental and subordinate to the principal permitted use in the district	Y
(2)	Accessory Dwelling Unit	Y
(3)	Home occupation (low impact)	Y
(4)	Adult day care	PB
(5)	An accessory use to a by-right use, whether or not on the same parcel, which is necessary in conjunction with scientific	SB

Permitted Use		ZONING DISTRICT
		B3
	research or development or related production, provided that the SPGA finds that the proposed accessory use does not substantially derogate from the public good	
(6)	Drive-up or drive-through facilities	SB
(7)	Family day care (small)	SB -Y
(8)	Family day care (large)	SB
(9)	Home occupation (moderate impact)	SB
(10)	Incidental stripping of sod or removal of topsoil, gravel, loam, sand, stone or other earth materials	Y
(11)	Keeping of horses, for whatever purpose, subject to Board of Health regulations and only on lots of 5 acres or more	Y
(12)	Private garage or off-street parking for private automobiles registered at the premises	Y
(13)	Swimming pools, inground or aboveground. Pool must be equipped with safety covers, alarms, fencing, or other means of protection as required by the Building Code, so designed and built to restrain entry by unauthorized persons.	SB -Y
(14)	Wind Energy Generator	SB

Amend Section 11, Definitions, by deleting the following

~~**DOWNTOWN B3 MIXED USE DISTRICT:** The following definitions apply in the Downtown Mixed Use B3 District:~~

~~**AFFORDABLE UNITS:** Housing units that are affordable to and occupied by individuals and families whose annual income is less than 80% of the area wide median income as determined by HUD, adjusted for household size and using HUD's rules for attribution of income to assets. Affordability shall be assured in perpetuity through the use of an affordable housing restriction as defined in G.L. c. 184, s. 31. Affordable units shall 1) meet the standards set out in 760 CMR 45.03, Local Action Units, as set forth in 760 CMR 45.00, Local Initiative Program, and further described in the DHCD's Local Initiative Program Guidelines, dated November 2006, or as subsequently amended; or 2) be created as affordable units within an approved MGL c. 40B Comprehensive~~

~~Permit application. Such units shall be created and restricted so as to be eligible for inclusion, as low or moderate income units, on the Town's Subsidized Housing Inventory as maintained by the DHCD.~~

~~**COMMUNITY SUPPORTING ACTIVITY:** Activity sponsored by a nonprofit or educational or arts organization that provides services to members of the community either directly (for example, by providing medical services at a reduced cost) or through programs available to community members (for example, by offering theater programs, or classes in which community members may participate).~~

~~**MUNICIPAL AFFORDABLE HOUSING TRUST FUND:** A trust fund established by the Town in accordance with G.L. c. 44, s.55C for the specific purpose of providing for the creation and preservation of affordable housing in the Town for the benefit of low and moderate income households.~~

~~**QUALIFIED PURCHASER:** An individual or family with household income that does not exceed 80% of the area median income, with adjustments for household size, as reported by HUD and the DHCD's Local Initiative Program.~~

~~**QUALIFIED TENANT:** An individual or family with household income that does not exceed 60% of the area median income, with adjustments for household size, as reported by HUD and the DHCD's Local Initiative Program.~~

Recommended by the Planning Board

ARTICLE 25:

We the undersigned submit this citizen's petition to the voters of the Town of Great Barrington:

To see if the Town will vote to amend sections 7.18.4 and 7.18.5 of the Great Barrington Zoning bylaw 7.18 Marijuana Establishments and Medical Marijuana Treatment Centers and modify section 3.1.4 Table of Uses accordingly or to take any other action relative thereto.

Purpose of the Amendment: The undersigned propose this amendment in response to the concerns expressed by some residents in numerous public meetings and forums as to the negative impacts of marijuana businesses in our community, particularly those located or proposed to be located in or near our residential neighborhoods. Our Master Plan states, "Great Barrington's vision includes protecting and enhancing our compact village centers, historic treasures, natural resources, farms, and open spaces, all of which contribute to Great Barrington's distinctive character. Our goals include directing development and growth into village centers, supporting existing residential neighborhoods, and ensuring that new developments in resource areas are sited and build it in a way that sustains our rural countryside and agricultural areas."

The Master Plan further states, "Residents expect and deserve quiet neighborhoods free from odor, glare, noise and other impacts of commercial activity. Proper buffering and design standards can help ensure business remains healthy and residential property values remain stable, while still encouraging concentration of development in the core areas." The undersigned bring forward the below changes to Zoning by law 7.18 in an effort to better align this bylaw and the Table of Uses with the goals and objectives of the Master Plan.

Proposed deletions of existing text are ~~struck through~~.

Proposed insertions are underlined.

1. Amend Portions of Section 7.18.4 as follows:

7.18.4. Locational requirements. Marijuana establishments may be located in accordance with Section 3.1.4, Table of Use Regulations, except as follows:

1. No marijuana establishment or medical marijuana treatment center may be located closer than ~~200~~ 500 feet from a preexisting public or private school providing education in Kindergarten or any of Grades 1 through 12 child care facility, including preschools and daycare centers, or any facility in which children commonly congregate, including, but not limited to, a public library, a playground or park, and athletic field or recreational facility, a place of worship, or a town-owned beach.
2. The distance in paragraph 1 is to be measured in a straight line from the nearest point of the property line of the proposed marijuana establishment or medical marijuana treatment center and the nearest point of the property line of the protected uses stated above in paragraph 1.
3. The Selectboard may, by special permit pursuant to Section 10.4, authorize a deviation from this distance requirement if it finds the marijuana establishment or medical marijuana treatment center will not be detrimental to a protected use.
4. No Marijuana Establishment of Medical Establishment of Medical Marijuana Treatment Center will be allowed in any Residential District as described in Section 2.0 of the Zoning Bylaws.
4. 5. Other types of marijuana establishments licensed by the Massachusetts Cannabis Control Commission may be permitted in accordance with the appropriate use category in the Table of Use Regulations.

2. Amend portions of Section 7.18.5 as follows:

7.18.5. Physical Requirements. In addition to pertinent requirements of implementing regulations of the Massachusetts Cannabis Control Commission. Marijuana establishments and medical marijuana treatment centers shall comply with the following:

1. All aspects of a marijuana establishment or medical marijuana treatment center relative to the acquisition, cultivation, possession, processing, sales, distribution, dispensing, or administration of marijuana, products containing marijuana, marijuana accessories, related supplies, or educational materials shall take place at a fixed location within a fully enclosed building or fenced area dedicated to the cultivation of marijuana and shall not be visible from the exterior of the business.
2. No unprotected storage of marijuana, related supplies, or educational materials is permitted.
3. No use shall be allowed by a Marijuana Establishment of Medical Marijuana Treatment Center which creates a nuisance to abutters or the surrounding area, or which creates any hazard, including but not limited to fire, explosion, fumes, gas, smoke, odors, obnoxious dust, vapors, offensive sound or vibration, flashes, glare, objectionable effluent or electrical interference, which may impair the normal use and peaceful enjoyment of any property, structure or dwelling in the surrounding area.
4. No odor from marijuana or its processing can be detected by a person with an unimpaired and otherwise normal sense of smell at the exterior of a Marijuana Establishment or Medical Marijuana Treatment Center or at any adjoining use of property.
5. No noise from the establishment of its operations, including but not limited to ventilation, can be detected by a person with unimpaired and otherwise normal hearing at the exterior of a Marijuana Establishment of Medical Marijuana Treatment Center or at any adjoining use or property.”
6. Marijuana Establishments or Medical Marijuana Treatment Centers with grow operations in a translucent building shall not illuminate grow operations between dusk and dawn.
3. 7. Marijuana not grown inside a securable structure shall be enclosed within a six-foot fence, and inasmuch as possible the plants shall be screened from view, at grade, from a public way or from a protected use.
- 4 8. No outdoor cultivation of marijuana shall be allowed within ~~fivey (50)~~ two hundred (200) feet of any property line.
9. No outdoor home cultivation of marijuana shall be allowed within (50) feet of any property line.

ARTICLE 26: (by Petition)

To forestall the chance that irreparable and irreversible harm be done to Town neighborhoods in which Special Permits for development may be awarded in possible error, we the undersigned ask that the Town put to a vote at a suitable time and place the following Bylaw Amendment:

A Town Bylaw Amendment to limit the role of unsubstantiated opinion as a factor in the award of Special Permits by the the Town Planning Board

"1. In voting on whether to grant Special Permits to development and/or business interests the members of the Planning Board in its capacity as sole Special Permit awarding authority must address abutters' specific quality of life concerns by reference to strict criteria and without recourse to vague, qualitative language elsewhere in the Bylaws which allow unsubstantiated claims as to the benign effect of a development on a neighborhood, to wit: claims by a developer that (A) a development 'will not be more detrimental than a previous use'; (B) as a standard for judging effects of increased traffic at a property proposed for a development (or change of use) words to the effect that 'proposed traffic will not be severely impacted by the [new] use'; (C) language currently in the bylaws and related to a development's proposed parking arrangement meet stringent standards (eg that a provision for not less than 1.5 parking slots per unit in a residential development be stipulated as a condition of award), standards moreover which realistically reflect the likelihood of the scale of vehicle ownership by tenants and users; (D) credible provision by the developer for such adequate parking specifically be made on published plans and in writing; (E) claims by a developer that a development is 'consistent with the neighborhood character' be deprioritized as a basis for awarding a Special Permit and replaced by a provision which requires the Planning Board to ascertain a 'neighborhood's character' before accepting assurances about what is, or is not, actually being changed, by whom and how much. To the extent that unsubstantiated claims by developers or their counsel or personnel on the basis of these above captioned Bylaw references occur they shall henceforth be adjudged inadequate as a standard for the award of Special Permits.

"2. The above-referenced 'strict criteria' for awarding Special Permits shall be the subject of review by the Selectboard as a basis for establishing public, Town-wide criteria for allowing fair and consistent Town development in which the views of all parties have equal weight in the outcomes that result from the award of Special Permits."

ARTICLES FOR ADJOURNED SESSION
OF SEPTEMBER 15, 2020 SPECIAL TOWN MEEING
(Numbered as appearing in the Warrant for that Meeting)

ARTICLE 26: (by petition)

To ask Town residents to vote to amend Zoning Bylaw §9.11 as set forth below, and to amend the Zoning Map accordingly:

1. Amend a portion of Section 9.11, Mixed Use Traditional Zone (MXD) as follows:

9.11.2 Location. The MXD shall consist of the land shown on the ~~2015~~ 2016 Town of Great Barrington Assessors' Map 22 as Parcels 2, 3A, ~~4-13~~ 4-6, ~~18-63~~ 63, ~~66-88~~ 66-72, 81-88, 88A and on Map 25 as Parcels 1-4.

2. Amend the Zoning Map by placing the following parcels in a R3 zone, as follows: the land shown on the 2016 Town of Great Barrington Assessors' Map 22 as Parcels 7-13, 18-62, 73-80.

Purpose of the Amendment: At the 2016 Annual Town Meeting the Town Planning Board put through a proposal that created the MXD zone. The stated purpose of the 2016 proposal cites "the recommendations of the 2013 Master Plan to update the zoning in certain commercial areas within walking distance of a village center, to preserve and enhance the mix of residential and retail uses, and to reflect the context of the built fabric." This MXD zone does not accomplish its stated purposes. It joins together two drastically different neighborhoods: the Mahaiwe Triangle (mostly residential parcels on Pope, Mahaiwe and Manville Streets, and 14 residential parcels along nearby Main Street) with commercial parcels west of Maple Avenue and south of Manville Street. The Mahaiwe Triangle is not a commercial area; it consists

of one-family residences 60-120years old with a smattering of houses legally converted into two-family and professional space.

As two separate pending lawsuits are demonstrating, this MXD zone has created a loophole by which land developers are acting without any effective zoning regulations. By examining the Table of Use Regulations in Zoning Bylaw §4.1.2, it is appropriate to place the Mahaiwe Triangle in a R3 Zone.

	Min lot	Width	Front	Side	Rear	Bldg %	Story	Height
R3	5000	50	25	10	30	25	2.5	35
B2	43,560	50	50	20	30	25-40	2.5	35
MXD	5000	50	15	10	10	75	3.5	40

ARTICLE 27:(by Petition)

We the undersigned, seek a zoning change to the i2 zoning district.

Under use regulations 3.0c section 13(marijuana establishment and Manufacturing) in the i2 Zone. The current zoning is listed as a no. We would ask the planning board to change this to a SB zone.

ARTICLE 28:(by Petition)

We the undersigned submit this citizen’s petition to the voters of the Town of Great Barrington:

To see if the Town will vote to amend sections 7.18.4 and 7.18.5 of the Great Barrington Zoning bylaw 7.18 Marijuana Establishments and Medical Marijuana Treatment Centers and modify section 3.1.4 Table of Uses accordingly or to take any other action relative thereto.

Purpose of the Amendment: The undersigned propose this amendment in response to the concerns expressed by some residents in numerous public meetings and forums as to the negative impacts of marijuana businesses in our community, particularly those located or proposed to be located in or near our residential neighborhoods. Our Master Plan states, “Great Barrington’s vision includes protecting and enhancing our compact village centers, historic treasures, natural resources, farms, and open spaces, all of which contribute to Great Barrington’s distinctive character. Our goals include directing development and growth into village centers, supporting existing residential neighborhoods, and ensuring that new developments in resource areas are sited and build it in a way that sustains our rural countryside and agricultural areas.”

The Master Plan further states, “Residents expect and deserve quiet neighborhoods free from odor, glare, noise and other impacts of commercial activity. Proper buffering and design standards can help ensure business remains healthy and residential property values remain stable, while still encouraging concentration of development in the core areas.” The undersigned bring forward the below changes to Zoning by law 7.18 in an effort to better align this bylaw and the Table of Uses with the goals and objectives of the Master Plan.

Proposed deletions of existing text are ~~struck through~~.

Proposed insertions are underlined.

1. Amend Portions of Section 7.18.4 as follows:

7.18.4. Locational requirements. Marijuana establishments may be located in accordance with Section 3.1.4, Table of Use Regulations, except as follows:

1. No marijuana establishment or medical marijuana treatment center may be located closer than ~~200~~ 500 feet from a preexisting public or private school providing education in Kindergarten or any of Grades 1 through 12 child care facility, including preschools and daycare centers, or any facility in which children commonly congregate, including, but not

limited to, a public library, a playground or park, and athletic field or recreational facility, a place of worship, or a town-owned beach.

2. The distance in paragraph 1 is to be measured in a straight line from the nearest point of the property line of the proposed marijuana establishment or medical marijuana treatment center and the nearest point of the property line of the protected uses stated above in paragraph 1.

3. The Selectboard may, by special permit pursuant to Section 10.4, authorize a deviation from this distance requirement if it finds the marijuana establishment or medical marijuana treatment center will not be detrimental to a protected use.

4. No Marijuana Establishment of Medical Establishment of Medical Marijuana Treatment Center will be allowed in any Residential District as described in Section 2.0 of the Zoning Bylaws.

4. 5. Other types of marijuana establishments licensed by the Massachusetts Cannabis Control Commission may be permitted in accordance with the appropriate use category in the Table of Use Regulations.

2. Amend portions of Section 7.18.5 as follows:

7.18.5. Physical Requirements. In addition to pertinent requirements of implementing regulations of the Massachusetts Cannabis Control Commission. Marijuana establishments and medical marijuana treatment centers shall comply with the following:

1. All aspects of a marijuana establishment or medical marijuana treatment center relative to the acquisition, cultivation, possession, processing, sales, distribution, dispensing, or administration of marijuana, products containing marijuana, marijuana accessories, related supplies, or educational materials shall take place at a fixed location within a fully enclosed building or fenced area dedicated to the cultivation of marijuana and shall not be visible from the exterior of the business.

2. No unprotected storage of marijuana, related supplies, or educational materials is permitted.

3. No use shall be allowed by a Marijuana Establishment of Medical Marijuana Treatment Center which creates a nuisance to abutters or the surrounding area, or which creates any hazard, including but not limited to fire, explosion, fumes, gas, smoke, odors, obnoxious dust, vapors, offensive sound or vibration, flashes, glare, objectionable effluent or electrical interference, which may impair the normal use and peaceful enjoyment of any property, structure or dwelling in the rea.

4. No odor from marijuana or its processing can be detected by a person with an unimpaired and otherwise normal sense of smell at the exterior of a Marijuana Establishment or Medical Marijuana Treatment Center or at any adjoining use of property.

5. No noise from the establishment of its operations, including but not limited to ventilation, can be detected by a person with unimpaired and otherwise normal hearing at the exterior of a Marijuana Establishment of Medical Marijuana Treatment Center or at any adjoining use or property.”

6. Marijuana Establishments or Medical Marijuana Treatment Centers with grow operations in a translucent building shall not illuminate grow operations between dusk and dawn.

3. 7. Marijuana not grown inside a securable structure shall be enclosed within a six-foot fence, and inasmuch as possible the plants shall be screened from view, at grade, from a public way or from a protected use.

4 8. No outdoor cultivation of marijuana shall be allowed within ~~fifty (50)~~ two hundred (200) feet of any property line.

ARTICLE 29: (by petition)

To see if the residents of this Town will vote to amend Chapter 241 of the Town Code, Division 3 Miscellaneous Rules and Regulations, as set forth below:

*Amend Section 241-1 **Placement on Agenda**, as follows:*

Every Great Barrington committee or board, whether appointed or elected, shall place on their agenda of public meetings an item for citizen speak time. Except for procedural and housekeeping matters, Town residents shall have the right to

address a Board on any item that requires a vote at a time before a Board votes on that item. Such residents will be allowed as much time as the proponent of an item is permitted to have.

Purpose of the Amendment: Under current law and procedure, residents have the right to speak at a public hearing or on a special permit or during Citizen Speak at the end of the evening's meeting or when recognized by the Chair of a Board. There are often items on the agenda of a public meeting for which a Board will have a discussion and vote. Each Board allows the proponent of an item to present its proposal and to present evidence and testimony relative to such proposal. During and after such presentation, a Board may ask questions of the proponent. Rarely does a Board allow residents the right to speak at that time, before a vote on the item. Residents may speak as of right during the Citizen Speak portion at the end of a meeting. But this may be of little consequence to the merits of a proposal as a vote has already been taken. There are often meetings where a Board member may commend a resident on their comment and how the comment was relevant to the proposal. Unfortunately, the vote had already been taken.

This amendment will give residents the right to speak on a particular item at a time when the discussion of an item is still a viable matter. That is, the right to speak and offer comment on matters that affect them, before a Board has voted. In this way, a Board will have the benefit of hearing more than one side of an issue, not just the proponent but also those affected by such proposal. A Board must listen to more than just the proponent of a proposal.

ARTICLE 30: (by petition)

To see if the residents of this Town will vote to amend Chapter 189 of the Town Code, Division 2 Selectmen's Regulations, as set forth below:

Amend Section 189-1 Meetings, subdivision C, paragraph (4), as follows

(4) Although the press and the public have the right to be present at any open meeting, they have no right to participate unless they are recognized by the Chairman. Except for procedural and housekeeping matters, Town residents shall have the right to address the Board on any item that requires a vote at a time before the Select Board votes on that item. Such residents will be allowed as much time as the proponent of an item is permitted to have.

Purpose of the Amendment: Under current law and procedure, residents have the right to speak at a public hearing or on a special permit or during Citizen Speak at the end of an evening's meeting or when recognized by the Chair of the Select Board. There are often items on the agenda of a public meeting for which the Select Board will have a discussion and vote. The Select Board allows the proponent of an item to present its proposal and to present evidence and testimony relative to such proposal. During and after such presentation, the Select Board may ask questions of the proponent. Rarely does the Select Board allow residents the right to speak at that time, before a vote on the item. Residents may speak as of right during the Citizen Speak portion at the end of a meeting. But this may be of little consequence to the merits of a proposal as a vote has already been taken. As an example there was a recent meeting where a Board member commended the resident on their commitment and how the comment was relevant to the proposal. Unfortunately, the vote has already been taken.

This Amendment will give residents the right to speak on a particular item at a time when the discussion of an item is still a viable matter. That is, the right to speak and offer comment on matters that affect them, before the Board has voted. In this way, the Board will have the benefit of hearing more than one side of an issue, not just the proponent but also those affected by such proposal. The Board must listen to more than just the proponent of a proposal.

ARTICLE 31: (by petition)

Resolution to Prohibit Hazardous and Toxic Waste Storage, Disposal, or Dumping in Great Barrington MA

To see if the Town of Great Barrington will vote to approve the following resolution:

Whereas the storage and disposal of hazardous and toxic waste, including PCB's from a variety of sources to include the "Rest of River" cleanup by GE is deleterious to the health of all life;

Whereas the storage and disposal of such waste is antithetical to the Food Sovereignty and Pollinator Friendly resolutions as adopted by the Town of Great Barrington;

Whereas we have sovereign rights as promulgated and protected under the Constitution of the United States of America, among them Life, Liberty and the Pursuit of Happiness. Without our health, healthy water, land and air, we are denied those inalienable rights;

Therefore, we, the citizens of the Town of Great Barrington, do here by adopt this resolution that prohibits the disposal, dumping or storage of hazardous and toxic waste from any source on the land or in the water in the Town of Great Barrington (including Housatonic) under any circumstances to ensure our rights and the rights of future generations to a healthy life.

ARTICLE 32: (by petition)

We sign this petition to close down and outlaw all privately owned "prisons-for-profit" state-wide in MA. These institutions are literally ruining the lives of countless inmates (and their loved ones), whereas properly run and supported State correctional facilities do help rehabilitate people giving them hop in the present, and futures they can look forward to, namely, the chance to contribute to society and live more and more meaningful lives for themselves and others.

HEREOF FAIL NOT, and of this Warrant and your doings thereon, make due return to the Clerk of said Town at or before the time and place of said meeting.

Given under our hands and the seal of the Town of Great Barrington, this 10th day of May 2021.

Stephen C. Bannon, Chair

Edward D. Abrahams

Bill Cooke

Kate Burke

Leigh S. Davis

Selectboard of the Town of Great Barrington

A TRUE COPY ATTEST:

Paul E. Storti, Chief of Police
Town of Great Barrington

COMMONWEALTH OF MASSACHUSETTS

BERKSHIRE, SS.

I hereby certify that I have served the foregoing warrant by posting duly attested copies thereof in the following places in the Town of Great Barrington, namely:

The vestibule of the Town Hall Building and the Post Office in the Town of Great Barrington, the post office in the Village of Housatonic, Mason Library in the Town of Great Barrington, and the Ramsdell Library in the Village of Housatonic, Seven days, at least before the time of holding the within mentioned Town Meeting.

WITNESS my hand and seal this 10th day of May 2021.

Paul E. Storti, Chief of Police
Town of Great Barrington

7.6

Edwin A. May
Inspector of Buildings

E-mail: emay@townofgb.org



Town Hall, 334 Main Street
Great Barrington, MA 01230

Telephone: (413) 528-3206
Fax: (413) 528-3064

TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE INSPECTOR OF BUILDINGS

EXECUTIVE SUMMARY Building Permit Fees

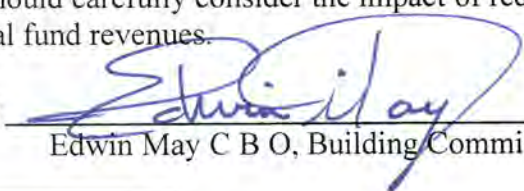
BACKGROUND: Building permit fees were reviewed and increased by the Selectboard in FY12, reviewed and adjusted again in December of 2020 (FY21).

The fees collected by the building department contribute to our general fund revenues. The general fund in turn, is used to offset the expenses of the building department including salaries, office supplies (libraries of reference books required to be continuously updated), state organization dues, travel and training for 3 full-time staff and associated benefits. The general fund also supports the infrastructure the building department uses to maintain the level of service the inhabitant's, business owners and contractors have come to expect from the town: i.e. out of town phishing for real estate information, pre-permit consultation, application and plan review, general consultation, timely inspections of work, commissioning of buildings and never ending archive filing and storage. Some of the unfunded duties: office visit consults, building code advice, zoning review and interpretation, zoning verification, public records requests (archive retrieval), complaint tracking (zoning / building code/ handicap access code, stretch energy code) receiving / directing of complaints to authorized departments, responding to emails and follow-ups catalogued. Most recently implementing a web based permitting portal, requiring mobile devices and electronic technology unheard of when I started 18 years ago.

FISCAL IMPACT: In an example project, a permit was issued for a project valued at just over \$10 million, and fees collected amounted to \$82,735. In FY 20, the building department annual receipts totaled \$231,548.00. If the example project permit fee was abated by 50%, \$41,367.00 in revenue would not be collected. (This amounts to roughly a 19% reduction in collections just for this project alone)

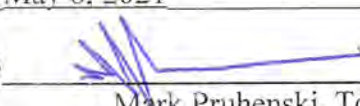
RECOMMENDATION: The board should carefully consider the impact of reducing building department fees as it will impact general fund revenues.

PREPARED AND REVIEWED BY:


Edwin May C B O, Building Commissioner

DATE: May 6, 2021

APPROVED


Mark Pruhenski, Town Manager