

**TOWN OF GREAT BARRINGTON
ANNUAL TOWN MEETING
AT MAHAIWE THEATER
14 CASTLE STREET
MAY 6, 2013 AT 6:00 PM
MINUTES**

In pursuance of the foregoing warrant the inhabitants of the Town of Great Barrington qualified to vote in Town Meetings proceeded to vote at the above named meeting place with the following results. The meeting was duly called to order at 6:00 P.M. by Moderator Edward McCormick who welcomed everyone to the 253rd Great Barrington Annual Town Meeting. He noted that he hoped to conclude all business this evening but will make a determination later in the meeting if this is not possible and the meeting will be adjourned to the next night. Mr. McCormick stated that there was a quorum present and noted the return and service of the warrant. He announced that the meeting is being taped for broadcast at a later date. Mr. McCormick requested that everyone stand and join him in the Pledge of Allegiance led by the Honor Guards from the Adams-Budz Post. A moment of silence was requested for the following town officials who passed away from July 1, 2011 through June 30, 2012; Ann Walsh, Burt Ball, III, Lila Parrish, Mortimer Cavanaugh, Francis "Frank" X. Mackoul and Thomas A. Teggi, Sr. He also asked for a moment of silence for all the victims of the Newtown, Ct shooting as well as the Boston Marathon bombing. Mr. McCormick introduced the Town Officials seated on the stage; Town Clerk Marie Ryan, Town Accountant Lauren Sartori, Town Council David Doneski, Selectman Chair Sean Stanton, Selectmen: Deborah Phillips, Stephen Bannon, Alana Chernila, Andrew Blechman; Finance Committee Members: Thomas Blauvelt, Chair, Mark Lefenfeld, Andrew Moro, Walter Atwood, III and Sharon Gregory.

The rules of the meeting were explained by Mr. McCormick. The meeting will be governed by the Massachusetts General Laws, the Bylaws of the Town of Great Barrington and Town Meeting Time. More specifically, Mr. McCormick reminded everyone of the fire/safety regulations and requested that there be no standing or sitting in the aisles. Only registered voters of the town may participate in the meeting unless permission is granted by the moderator. Before anyone addresses the Town Meeting, he/she must proceed to the microphone and when recognized by the moderator state their name and address. Mr. McCormick requested that voters speak only once per motion and limit their comments to three minutes. Comments should be limited to the merits of the motion and should not be repeated. All motions and amendments must be made in writing and any motion to reconsider must be made within 15 minutes of the announced vote. All questions are to be addressed to the moderator who will ask the appropriate person to respond. All votes to raise and appropriate by borrowing shall be done by secret ballot. Any funds in excess of the Finance Committee recommendation will be by secret ballot if twenty or more voters request it. If twenty or more voters request a secret ballot on any issue, the moderator will determine if one is necessary. Each voter has received a warrant, a green card and a packet of yes/no cards. Mr. McCormick will instruct voters when these are to be used and what color to use. He noted that a counter has been assigned to each section of the theater and will report their numbers to the Town Clerk.

Mr. McCormick stated that he would have Raymond Murray take over as moderator for articles 5 and 6 due to a conflict of interest.

VOTED AT 6:05 P.M.

Mr. McCormick requested that any preliminary motions be made at this time.

A motion was made by Lauren Sartori, seconded by Sean Stanton to dispense with the reading of the warrant.

VOTED AT 6:06 P.M.

John Breasted questioned the Moderator in regards to the timing on reconsideration of a vote.

Finance Committee Chair, Thomas Blauvelt then proceeded to give a slide presentation on the Fiscal Year 2014 Budget to be voted upon for this Annual Town Meeting.

ARTICLE 1:

On a motion by Thomas Blauvelt and seconded by Lauren Sartori, voted that the Town authorize the use of revolving funds for the following programs and purposes:

- a. Plumbing Inspector (\$15,000.)
- b. Wire Inspector (\$20,000.)
- c. Gas Inspector (\$15,000.)
- d. Town Code Printing (\$10,000.)
- e. Parks Commission (\$5,000.)
- f. Recycling/Green Product Sales (\$5,000.)
- g. Cemetery (\$5,000.)
- h. Fire Inspectors (\$5,000)

which revolving funds together shall not exceed the sum of Eighty Thousand Dollars (\$80,000.00), which shall be under the control of the Town Treasurer, which shall be accounted for separately and to which shall be credited only the departmental receipts received in connection with the programs supported by each revolving fund; further to authorize the Town Treasurer to expend from such funds in accordance with Chapter 44, §53 E 1/2 of the General Laws, provided however that said expenditures for all revolving funds shall not exceed the receipts for such funds.

VOTED AT 6:17 PM

ARTICLE 2:

On a motion by Thomas Blauvelt and seconded by someone in the audience, voted that the Town fix the salaries of all elected officials for the period of July 1, 2013 to June 30, 2014 as indicated below:

Elected Officials Salaries:

Selectmen: \$0

Alana Chernila made a motion to amend this article to change the amount of the salaries from \$0 to be \$7500. This was seconded by someone in the audience. The following people spoke on this amendment;

Patricia Ryan	Jack Musgrove
Craig Okerstrom-Lang	Michael Wise
Walter Atwood, III, Finance Committee	

Mr. McCormick asked if voters wanted a secret ballot and no one requested it. He then asked for a vote on this amendment.

AMENDMENT VOTED AT 6:31 PM

Mr. McCormick explained that a yes vote means that the article would pass with the amendment and that this article will be voted by secret ballot using the white yes/no cards, and instructed the voters to proceed to the ballot boxes.

VOTED AT 6:54 PM

YES – 244 NO - 98

ARTICLE 3:

On a motion by Mark Lefenfeld, seconded by Lauren Sartori voted that the Town will vote to accept any and all funds being provided by the Commonwealth of Massachusetts Division of Transportation (Mass DOT), under the provisions of Chapter 90 of the 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.

VOTED AT 6:38 PM

ARTICLE 4:

On a motion by Mark Lefenfeld, seconded by Lauren Sartori, voted that the sum of \$851,600 is appropriated to (i) pay the costs of various roadway and drainage improvements at a cost of approximately \$500,000, including the payment of all costs incidental and related thereto, (ii) pay the costs of making improvements to Town buildings at an approximate cost of \$84,500, including the payment of all costs incidental and related thereto, (iii) pay the costs of purchasing

and equipping two new police cruisers at a cost of approximately \$67,100, including the payment of all costs incidental and related thereto, (iv) pay the costs of acquiring and equipping one new Sidewalk plow/sander for the use of the Department of Public Works (\$110,000), including the payment of all costs incidental and related thereto, and (v) pay the costs of acquiring and equipping one new dump truck for the use of the Department of Public Works (\$90,000), including the payment of all costs incidental and related thereto and that to meet this appropriation, the Treasurer, with the approval of the Selectmen is authorized to borrow said amount under and pursuant to chapter 44, Sections 7 and 8 of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

Mr. McCormick stated that items in this article have to be by secret ballot and a 2/3rds majority vote and he would read the items listed, if anyone wanted a hold on an item to call "hold" and then they would have a discussion and vote on those held items. The only hold was on the Police cruisers. The Moderator then asked voters to proceed to the ballot boxes using their orange yes/no cards to vote on all items except the Police cruisers.

VOTED BY SECRET BALLOT 2/3rds MAJORITY AT 7:55 PM
YES – 268 NO – 37

Discussion began on the Police cruisers and the following people spoke on this item;

Jaya Jacobson Veronica Cunningham
Police Chief William Walsh

Mr. McCormick then instructed voters to proceed to the ballot boxes using their green yes/no cards.

VOTED BY SECRET BALLOT 2/3rds MAJORITY AT 7:55 PM
YES – 251 NO – 92

Mr. Raymond Murray stepped in as Moderator for the next two articles for Mr. McCormick who had a conflict of interest in these articles.

ARTICLE 5:

On a motion by Mark Lefenfeld, seconded by Lauren Sartori, voted that the Town raise and appropriate the sum of \$473,500 for the following Capital Items:
excepting the sum of \$13,500 which is to be transferred from the Cemetery Perpetual Care interest account and the sum of \$385,000 which is to be appropriated from the General Fund Free Cash:

	Amount requested
Assessors	
Software	20,000.00
Total	20,000.00
Public Works	
Remediation of current/former properties	385,000.00
Mower	13,500.00
Total	398,500.00
Fire Department	
Engine Repairs	20,000.00
Total	20,000.00
Parks	
Improvements	35,000.00
Total	35,000.00
Total Capital-General Fund	473,500.00

Mr. Murray read each line item and instructed the voters to call out “hold” on any item they would like to hold and discuss. There were holds placed on the Assessors line and the Public Works line items. Mr. Murray then asked for a vote on the remaining items.

VOTED AT 6:57 PM

Assessors –

Mr. Murray asked for any discussion on the first held item, and the following people spoke;

Jane McWhorter

Chris Lamarre, Town Assessor

VOTED AT 7:00 PM

Public Works –

Mr. Murray asked for discussion on the Public Works line item and the following people spoke on this item;

Sean Stanton
Stephen Bannon

Marybeth Merritt
Deborah Phillips

Robert Bourquard
Abby Schroeder
John Hull
Robert Montgomery

William Nappo
Paul Ivory
Sharon Gregory.

A motion was made by the audience to call the question and seconded by someone else in the audience. Mr. Murray stated this vote to call the question had to be by a 2/3rds vote to move forward to the main vote on the article. He asked for the vote and then asked the counters to do a hand count.

MOTION FAILS BY 2/3RDS VOTE AT 7:24 PM
YES – 174 NO – 119

Craig Okerstrom-Lang made a motion to amend this line item in this article, seconded by someone in the audience, to separate the item into two separate items;

1. Searles-Bryant complex for \$90,000
2. Castle Street Fire Station for \$295,000

It was then noted by the Board of Selectmen that the actual breakdown of the amounts were the following:

1. Searles-Bryant complex for \$90,000
2. Cleanup of Highway Garage for \$25,000
3. Castle Street Fire Station for \$270,000

Mr. Okerstrom-Lang made a motion to modify his motion to the corrected amounts above for three separate line items and it was seconded by the audience. The following people spoke;

Richard Richter
Peg Biscotti
Sean Stanton

Stephen Bannon
Ellen Lahr
Alan Kalish

AMENDMENT VOTED AT 7:37 PM

Mr. Murray then asked for a vote on the line item for the Cleanup of Highway Garage for \$25,000.

VOTED AT 7:37 PM

Mr. Murray then asked for a vote on the line item for the Searles-Bryant complex for \$90,000.

VOTED AT 7:38 PM

Mr. Murray then asked for a vote on the line item for the Castle Street fire Station for \$270,000.

VOTED AT 7:38 P

ARTICLE 6:

On a motion by Andrew Moro, seconded by Lauren Sartori, voted that the sum of \$1,100,000 is appropriated to pay costs of purchasing and equipping a new fire truck, and for payment of all other costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow \$1,100,000 under and pursuant to Chapter 44, section 7(9) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; provided, however, that no sums shall be borrowed or expended hereunder until the Town shall have voted to exclude the amounts required to repay any borrowing authorized by this vote from the limitations on total property taxes levied within the Town set forth in Chapter 59, Section 21C of the General Laws (Proposition 2 ½ so-called).

Mr. Murray introduced the Fire Chief Charlie Burger who did a power point presentation on the new fire truck. The following people spoke on this article;

Robert Montgomery

Alan Morganstein

Mr. Murray stated that this had to be a 2/3rds majority secret ballot vote and instructed the voters to proceed to the ballot boxes using their pink yes/no cards.

VOTED BY SECRET BALLOT 2/3rds MAJORITY AT 8:20 PM
YES – 310 NO – 57

Mr. McCormick thanked Mr. Murray for serving as moderator and Mr. McCormick resumed his position as moderator for the continuation of the meeting.

ARTICLE 7:

On a motion by Andrew Moro and seconded by the audience, voted that the Town raise and appropriate such sums of money necessary for the operation of the several departments in the Town for the ensuing year as detailed in the FY14 Annual Budget for the General Fund excepting the sum of \$960 which is to be transferred from the Conservation Wetlands Protection Fund.

Mr. McCormick read the total for each department line items and asked for anyone that requires a hold for discussion on a particular item to call out “hold”. There were holds placed on three items; Selectmen/Town Manager, Public Works, and Insurance. The Moderator then asked for a vote on the remaining items not held.

VOTED AT 8:02 PM

Selectmen/Town Manager –

Alana Chernila made a motion to amend line 1 for the Board of Selectmen, to increase the salaries from \$0 to \$7500. This was seconded by Lauren Sartori.

AMENDMENT VOTED AT 8:03 PM

Mr. McCormick asked the voters if they would like a secret ballot to vote on the amended line item 1, seeing none, the moderator asked for a vote.

VOTED AT 8:03 PM

Public Works –

The following people spoke on this article;

John Breasted
Sean Stanton

James Harris

Mr. Harris requested a motion to amend line 142, Recycling Center, by reducing the amount to \$9582 and it was seconded by the audience. Walter Atwood, III spoke on this line item and Mr. Harris withdrew his motion to amend. Mr. McCormick asked for a vote on the Public Works total budget.

VOTED AT 8:11 PM

Insurance –

Alana Chernila made a motion to amend line 231, Health/Life Insurance, to increase the amount from \$1,477,968 to \$1,532,968. This was seconded by the audience.

AMENDMENT VOTED AT 8:12 PM

Mr. McCormick asked for a vote on the amended article, line 231 in Health/Life Insurance.

VOTED AT 8:20 PM

ARTICLE 8:

On a motion by Sharon Gregory, seconded by Tom Blauvelt, voted that the sum of \$800,000 is appropriated to pay costs of remodeling, reconstructing and making extraordinary repairs to the Dewey School Building and property, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(3A) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; provided, however, that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts required to repay any borrowing authorized by this vote from the limitations on total property taxes levied within the Town set forth in Chapter 59, Section 21C of the General Laws (Proposition 2 ½ so-called).

Sean Stanton and Richard Dohoney spoke on this article. Mr. McCormick stated that this article needed to be voted upon by a 2/3rds majority secret ballot. He then asked the voters to proceed to the ballot boxes using their blue yes/no cards.

VOTED BY SECRET BALLOT 2/3rds MAJORITY AT 8:39 PM
YES – 312 NO – 13

ARTICLE 9:

On a motion by Walter Atwood, III, seconded by Lauren Sartori, voted that the Town 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 as detailed in the FY14 Annual Budget for the Sewer Fund.

VOTED AT 8:31 PM

ARTICLE 10:

On a motion by Walter Atwood, III, seconded by Lauren Sartori, voted that the Town appropriate and transfer the sum of \$3,999.50, being the unexpended balance of the amount appropriated under Article 5 of the warrant for the 2012 Annual Town Meeting for building repairs at the Senior Center, for deposit into the Senior Center gifts and donations account.

VOTED AT 8:31 PM

ARTICLE 11:

On a motion by Walter Atwood, III, seconded by Sean Stanton, voted that the Town raise and appropriate the sum of Eleven Million, Five Hundred and Six Thousand, Nine Hundred Sixty Two Dollars (\$11,506,962.00) for the operating assessment, and Five Hundred Forty Six Thousand Seventy Seven Dollars (\$546,077.00) for the capital assessment, for a total assessment of Twelve Million, Fifty Three Thousand, Thirty Nine Dollars (\$12,053,039.00) of the Berkshire Hills Regional School District.

Peter Dillon, School Superintendent proceeded to give a power point presentation.

VOTED AT 8:38 PM

ARTICLE 12:

On a motion by Sharon Gregory, seconded by Lauren Sartori, voted that the Town authorize the use of \$100,000 from the Pension Reserve Fund to reduce the FY14 appropriation required under Chapter 32 of the General Laws for the Berkshire Regional Retirement System.

VOTED AT 8:39 PM

ARTICLE 13:

On a motion by Sharon Gregory and seconded by Lauren Sartori, voted that the Town authorize the use of \$2,350,000 in Free Cash to reduce the tax levy for Fiscal Year 2014.

VOTED AT 8:40 PM

ARTICLE 14:

On a motion by Stephen Bannon and seconded by the audience, voted that the Town amend Subsection 81-5.B of the Town Code, Impounding, release and disposition of animals, by decreasing the holding period for impounded animals from 10 days to 7 days, as set forth in the warrant for this Town Meeting.

VOTED AT 8:40 PM

ARTICLE 15:

On a motion by Andrew Blechman and seconded by Sean Stanton, voted that the Town amend the Sign Bylaw, Chapter 146 of the Code of Great Barrington, subsection 146-6.11, by increasing the number of temporary signs permitted per event from 6 to 14, and by increasing the time period for advance placement of temporary signs from 24 hours prior to the event to 14 days prior to the event, as set forth in the warrant for this Town Meeting.

VOTED AT 8:41 PM

ARTICLE 16:

On a motion by Alana Chernila and seconded Sean Stanton, voted that the Town adopt a Community Preservation Bylaw, as set forth in the warrant for this Town Meeting, and add it to the Town Code as Chapter 212.

Mark Lefenfeld made a motion to amend section 1G to change it to 1 Finance Committee member and 2 citizens at large. Sean Stanton seconded the motion. Mark Lefenfeld, Marybeth Merritt, Dale Abrams and Sharon Gregory spoke on this article.

AMENDMENT VOTED AT 8:47 PM

Marybeth Merritt made a motion to Section 2.1 , last line in the paragraph to include the Agricultural Commission. This was seconded by the audience.

AMENDMENT VOTED AT 8:49 PM

The following people spoke on this article;

Patrick Fennell
Alana Chernila
Jack Musgrove

Sean Stanton
Paul Kleinwald

Mr. McCormick then asked for a vote on the article with the 2 amendments.

VOTED AT 8:54 PM

ARTICLE 17:

On a motion by Alana Chernila and seconded by Lauren Sartori, voted that the Town accept and approve, pursuant to Subsection 3(e) of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, the following exemption from the surcharge on real property permitted by said Act: \$100,000 of the value of each taxable parcel of class three, commercial property, and class four, industrial property as defined in section 2A of chapter 59 of the General Laws.

Sean Stanton, Alana Chernila and Bill Warford spoke on this article.

VOTED AT 8:58 PM

ARTICLE 18:

On a motion by Andrew Blechman and seconded by the audience, voted that the Town adopt a new Property Maintenance Bylaw, to be incorporated into the Code of the Town of Great Barrington as Chapter 211, as set forth in the warrant for this Town Meeting.

The following people spoke on this article;

Ellen Lahr
Gary Leveille

Patricia Ryan
Ed May, Building Inspector

Sean Stanton Andrew Blechman
Deborah Phillips Janet Bouteiller
Patrick Fennell

Sean Stanton made a motion to pass over this article. Mr. McCormick asked for a vote to pass over.

VOTED TO PASS OVER ARTICLE AT 9:04 PM

ARTICLE 19:

On a motion by Stephen Bannon and seconded by Sean Stanton, voted that the Town approve the acceptance of a portion of the parcel of land located on Stony Brook Road adjacent to the Stonybrook Cemetery and shown as Lot 13 on Great Barrington Assessors' Map 36, said portion containing approximately 2,500 square feet, and authorize the Board of Selectmen to execute all documents and take all actions necessary in connection therewith.

Janet Bouteiller and Stephen Bannon spoke on this article.

VOTED AT 9:05 PM

ARTICLE 20:

On a motion by Deborah Phillips and seconded by the audience, voted that the Town authorize the Board of Selectmen to acquire an easement in and over a portion of Lake View Road, in connection with the Castle Hill Avenue Drainage Improvements Project, containing approximately 400 square feet and shown as "Temporary Construction Easement" on a plan entitled "Castle Hill Avenue Drainage Improvements Project," dated October 2012, by Tighe & Bond, a copy of which is on file in the office of the Town Clerk; said easement to be acquired by gift and/or donation; and authorize Board of Selectmen to execute all documents and take all actions necessary in connection therewith.

Mr. McCormick stated this article needed to pass by a 2/3rds majority vote, he then asked for the vote.

VOTED BY 2/3rds MAJORITY AT 9:06 PM

ARTICLE 21:

On a motion by Deborah Phillips and seconded by Sean Stanton, voted that the Town authorize the Board of Selectmen to acquire, by purchase, eminent domain, or otherwise, a parcel of land

located off of Lake Mansfield Road and at or adjacent to the Lake Mansfield Boat Launch, being shown as “N/F Rosamund Flower Vitale Book 230 Page 490” on a plan entitled “Plan of Land prepared for Town of Great Barrington Lake Mansfield Lake Mansfield Road Great Barrington, MA,” by Foresight Land Services, dated March 31, 2010 and recorded with the Southern Berkshire District Registry of Deeds as Plat File P-142 on November 1, 2010, a copy of which is on file in the office of the Town Clerk; that the Town raise and appropriate the sum of \$ 2,500 for any compensation to be paid for such acquisition; and authorize the Board of Selectmen to execute all documents and take all actions necessary in connection therewith.

Chris Rembold, Town Planner and Deborah Phillips both spoke on this article. Mr. McCormick then stated this article had to pass by a 2/3rds majority vote. He then asked for the vote.

VOTED BY 2/3rds MAJORITY AT 9:09 PM

ARTICLE 22:

On a motion by Stephen Bannon and seconded by Lauren Sartori, voted that the Town accept G.L. c. 59, Section 5N, authorizing the Board of Selectmen to establish a program to allow Veterans who qualify for participation to volunteer to provide services to the Town in exchange for a reduction in the real property tax obligations of that veteran on the veteran’s tax bills, in addition to any exemption or abatement to which that person is otherwise entitled, not to exceed \$1,000.00 and credit for such participation not to exceed the current minimum wage of the Commonwealth per hour for the services provided; and adjust the exemption by

- 1) allowing an approved representative for persons physically unable to provide such services to the Town; and
- 2) allowing the maximum reduction of the real property tax bill to be based on 125 volunteer service hours in a given year, rather than \$1,000.00.

VOTED AT 9:10 PM

ARTICLE 23:

On a motion by Sean Stanton and seconded by the audience, voted that the Town adopt a Plastic Bag Reduction By-law, as set forth in the warrant for this Town Meeting, and include the By-law as a new Chapter within the Town Code.

The following people spoke on this article;

Peter Fish

Paul Kleinwald

Carol Diehl	Patrick Fennell
Rachel Fletcher	Andrew Moro
Mickey Friedman	Sean Stanton
Mark Lefenfeld	Patricia Ryan
Alana Chernila	Ann Condon
June Johnson	Leigh Davis
Andrew Blechman	Alan Morganstein

VOTED AT 9:27 PM

ARTICLE 24:

On a motion by Deborah Phillips and seconded by Stephen Bannon, voted that the Town authorize the Board of Selectmen to enter into renewable energy purchase and/or net metering credit purchase agreements, including solar energy and related net metering credits, for terms of more than three years, and to take all actions necessary to implement and administer such agreements.

The following people spoke on this article;

Sean Stanton	David Doneski, Town Council
Andrew Blechman	Joseph Sokul
Craig Okerstrom-Lang	Sharon Gregory

DEFEATED AT 9:34 PM

ARTICLE 25:

On a motion by Sean Stanton and seconded by the audience, voted that the Town authorize the Board of Selectmen to issue a Request for Proposals or other solicitation for the erection of a wireless telecommunication structure or tower at the Town's Recycling Center at 601 Stockbridge Road, in accordance with the Wireless Telecommunication Overlay District provisions of the Zoning Bylaw; transfer to the Board of Selectmen, for the purpose of lease, the custody and control of such property; and authorize the Board of Selectmen to lease and/or grant an easement or license in a portion of said property for the construction, use and operation of such a structure or tower, and execute all documents and take all actions necessary in connection therewith.

The following people spoke on this article;

Jack Musgrove	Shep Evans
Chris Rembold	Sharon Gregory
Norma Siegel	

VOTED AT 9:45 PM

ARTICLE 26:

On a motion by Jonathan Hankin and seconded by the audience, voted that the Town amend Section 9.5.6 of the Zoning Bylaws, Design Advisory Committee for the Downtown Business B District, paragraph 5, by revising the requirement of appointment to the Committee of a landscape architect to appointment of a “design professional,” and providing for alternate members, as set forth in the warrant for this Town Meeting.

Jonathan Hankin, Planning Board Chairman spoke on this article.

VOTED AT 9:46 PM

ARTICLE 27:

On a motion by Sean Stanton and seconded by the audience, voted that the Town accept, for the Board of Health, Board of Selectmen, Conservation Commission, Planning Board and Zoning Board of Appeals,, the provisions of MGL c. 39, s. 23D, which provide that a member of a board, committee, or commission holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to the member’s absence from one session of such hearing, provided that certain conditions as established by said statute are met.

Craig Okerstrom-Lang and David Doneski, Town Council spoke on this article.

VOTED AT 9:48 PM

ARTICLE 28: (By petitioners)

On a motion by Jennifer Clark and seconded by the audience, voted to see if the Town will transfer from free cash an amount up to \$13,000 to move the proposed site for the (National Grid) Load Center from the corner of Main and Railroad Streets to another less visible, less obstructive location prior to the repaving of Main Street as part of the reconstruction project or under separate contract.

The following people spoke on this article;

Jennifer Clark	Mark Lefenfeld
Alana Chernila	Chris Rembold
Joseph Sokul	Craig Okerstrom-Lang
Daniel Bartoni	Carol Diehl
Bill Warford	

VOTED AT 10:03 PM

ARTICLE 29: (By petitioners)

On a motion by David Magadini and seconded by Patricia Ryan, voted that a point of order is made to call to the attention of the Moderator, a violation of Town Meeting procedure. A point of order shall be immediately recognized by the Moderator. This rule shall be strictly adhered to. Any information and advice to the contrary in Town Meeting Times shall be disregarded. All points of order shall be immediately recognized. The person making the point of order shall then state the point of order.

ARTICLE FAILED AT 10:08 PM

ARTICLE 30: (By petitioners)

On a motion by David Magadini and seconded by the audience, voted that all Town Meetings held in Great Barrington, both Annual Town Meeting and all Special Town Meetings shall begin at 7:30 PM.

Mr. McCormick stated that if this article passes it would be an advisory only because the Board of Selectmen have the prevue to set the date, time and place of all Town Meetings. David Doneski, Town Council and Veronica Cunningham spoke on this article.

ARTICLE FAILED AT 10:12 PM

ARTICLE 31: (By petitioners)

On a motion by Holly Hamer and seconded by the audience, voted that the town authorize the use of free cash to appropriate the sum of \$15,000 for the purpose of repair/improvement projects for the Ramsdell Library.

Ed Abrahams spoke on this article.

VOTED AT 10:14 PM

ARTICLE 32: (By petitioners)

On a motion by Holly Hamer and seconded by the audience, voted that the town appropriate the sum of \$2,500 from free cash for the purpose of hiring a part-time, temporary, per-diem intern to assist the Library and Historical Commission in cataloguing historic documents and objects at the Ramsdell Library.

Ed Abrahams and Veronica Cunningham spoke on this article.

VOTED AT 10:16 PM

ARTICLE 33: (By petitioners)

On a motion by Mr. McCormick and seconded by Sean Stanton, they request that this article be passed over.

VOTED TO PASS OVER ARTICLE AT 10:16 PM

**Mr. McCormick made a motion for adjournment, seconded by the audience.
Adjourned at 10:17 PM.**

There were 398 voters at the meeting out of the 4447 registered voters. (9%)

Respectfully Submitted,

**Marie Y. Ryan, CMC
Town Clerk
Town of Great Barrington**