

**TOWN OF GREAT BARRINGTON
ANNUAL TOWN MEETING
AT MONUMENT MOUMENT HIGH SCHOOL
KATHLEEN MCDERMOTT AUDITORIUM
MAY 2, 2011 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 251st 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 Allegence. A moment of silence was requested for the following town officials who passed away from July 1, 2009 through June 30, 2010; Francis Hitchcock, Jr., Moses "Mo" Haile, George Piontek, Helen A. Zuorsky, Alice B. Johnson, Katherine D. Barry, and Judith Keefner. Mr. McCromick introduced the Town Officials seated on the stage; Town Clerk Marie Ryan, Town Accountant Lauren Sartori, Town Council Janet Pumphrey, Town Manager Kevin O'Donnell, Selectman Chair Sean Stanton, Selectmen: Deborah Phillips, Walter Atwood, III, Stephen Bannon, Alana Chernilla, Finance Committee Members: Thomas Blauvelt, Chair, Mark Lefenfeld, John Breasted and Louis J. Stark.

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 a sufficient number of 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 slips. 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 auditorium and will report their numbers to the Town Clerk.

VOTED AT 6:06 P.M.

Mr. McCormick allowed Dr. John Hassett to speak. He made a short speech in regards to his wife, recently deceased.

Mr. McCormick recognized the following people for their contributions to the Town of Great Barrington;

Don Goranson – teacher for the school district and member of the
Planning Board for 35 Years

Walter Atwood, III – Selectmen

Gary Oggiani – Fireman for past 35 years, retiring as Deputy Chief

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

A motion was made by Lauren Sartori, seconded by Walter Atwood, III to dispense with the reading of the warrant. Mr. McCormick also stated that Mr. Ray Murray will be moderator for Articles 17 and 27.

VOTED AT 6:12 P.M.

Town Manager, Kevin O'Donnell proceeded to give a slide presentation on the Fiscal Year 2012 Budget to be voted upon for this Annual Town Meeting.

ARTICLE 1: On a motion by Thomas Blauvelt, 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.)

which revolving funds together shall not exceed the sum of Seventy Five Thousand Dollars (\$75,000.00), 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 6:31 PM

ARTICLE 2: On a motion by Thomas Blauvelt, seconded by Lauren Sartori voted that the Town fix the salaries of all elected officials for the period of July 1, 2011 to June 30, 2012 as indicated below:

<u>Elected Officials Salaries:</u>	
Selectmen:	\$7,500.00

VOTED AT 6:31 PM

ARTICLE 3: On a motion by Thomas Blauvelt, seconded by Lauren Sartori voted that the Town accept funds being provided by the Commonwealth of Massachusetts 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 6:32 PM

ARTICLE 4: On a motion by Mark Lefenfeld, seconded by Lauren Sartori voted that the sum of \$1,220,000 is hereby appropriated (i.) to 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) to pay the costs of purchasing and equipping two new police cruisers at a cost of approximately \$65,000 (iii) to pay the cost of engineering services related to the repair of bridges within the Town at an approximate cost of \$50,000 including the payment of all costs incidental and related thereto, and (iv) to pay the costs of engineering and constructing storm water system upgrades, including, among other improvements, the replacement of various pipes and other elements of the Town's storm water system at an approximate cost of \$605,000 and for 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(1), section 7(6), section 7(9), section 7(21) and section 7(22) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore.

Mr. McCormick stated that this article has to be by a 2/3rds majority secret ballot. The

following people spoke on this article:

Jenny Clark
Police Chief William Walsh
Kevin O'Donnell
Patricia Ryan

Veronica Cunningham
Sharon Gregory
George Beebe

Veronica Cunningham made a motion to amend the article by removing the two police cruisers. The amendment was seconded by someone in the audience. The following people spoke on this amendment: Paul Kleinwald, David Jacques, Kevin O'Donnell and Police Chief William Walsh.

AMENDEMENT DEFEATED AT 6:54 PM

Mr. McCormick asked the audience to proceed to the ballot boxes using their pink yes/no slips and vote on the main motion of this article.

VOTED BY 2/3RDS MAJORITY AT 7:10 PM
YES – 266 NO – 104

ARTICLE 5: On a motion by Mark Lefenfeld, seconded by Lauren Sartori voted that the Town raise and appropriate the sum of \$195,000 ,excepting the following sums: the sum of \$13,500 which is to be transferred from the cemetery perpetual care interest account, the sum of \$7,500 which is to be transferred from the Council on Aging gifts and donations accounts and the sum of \$30,500 from unspent Dewey School capital upgrades funds which were appropriated under Article 5 of the May 3, 2010 Annual Town Meeting, for the following General Fund Capital Items and appropriate \$305,000 from the Sewer Enterprise Fund Free Cash for the following Sewer Fund Capital Items:

Police Department	
Replace/upgrade computer system	87,000.00
New Gate/controller	7,500.00
	94,500.00
Public Works	
Roller- 1 ton	10,000.00
Zero Turn Mower	13,500.00
Replace Furnace at Highway Garage	9,000.00
Total	32,500.00
Senior Center	
Furniture upgrades(dining room/library)	7,500.00
Total	7,500.00
Library	
Replace/upgrade Computer system	30,000.00
Total	30,000.00
Parks	
Improvements	30,500.00
Total	30,500.00
Total Capital-General Fund	\$ 195,000.00
Waste Water Enterprise Fund Capital	
Cyclone Gritter	50,000.00
Replace Generators	65,000.00
Replace Clarifier Wiers	120,000.00
Compressor	20,000.00
Improvements	50,000.00
Total	\$ 305,000.00

Mr. McCormick read each line item and stated that if anyone wants to put a hold on any item to please yell out, "hold". As he read each line item there were holds placed on the following: Police Department-Replace/upgrade computer system, Police department-New Gate/Controller and Senior Center-Furniture upgrades (dining room/library). Mr. McCormick asked for a vote on all other remaining items in this article.

VOTED AT 7:01 PM

Held items:

Police Department - Replace/upgrade computer system

Jane McWhorter spoke on this item. Mr. McCormick asked for a vote. He then asked for the counters to count the show of hands.

VOTED AT 7:10 PM
YES – 192 NO – 154

Police Department - New Gate/Controller

There was no discussion on this item.

VOTED AT 7:07 PM

Senior Center-Furniture upgrades (dining room/library)

The following people spoke on this item; Patricia Ryan, Kevin O'Donnell, Andrew Blechman, and Jane Green.

VOTED AT 7:10 PM

ARTICLE 6: On a motion by Mark Lefenfeld, seconded by Thomas Blauvelt voted that the sum of \$420,000, 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: (i) the Treasurer, with the approval of the Selectmen, is authorized to borrow \$190,000 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, (ii) the sum of \$147,000 originally borrowed to pay costs of constructing the new fire station pursuant to the vote under **Article 1** of the warrant for the **April 9, 2007** Special Town Meeting, but which is no longer needed to complete the project, is hereby transferred , and (iii) proceeds from the sale of the former Searles School Building in the amount of \$83,000 are hereby transferred ; 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 the levy of local property taxes contained in chapter 59, Section 21C of the General Laws (Prop. 2 ½).

Mr. McCormick stated that this article needs to be voted by a 2/3rds majority secret ballot. The following people spoke on this article:

Harry Jennings
Veronica Cunningham
Winona Harding
Louis J. Stark

Gina James
Anthony Passetto
Lauren Sartori
Kevin O'Donnell

Mr. McCormick instructed the audience to proceed to the ballot boxes and to use their blue yes/no slips for this article.

VOTED BY 2/3RDS MAJORITY AT 7:40 PM

YES – 320

NO – 46

ARTICLE 7: On a motion by Louis J. Stark, seconded by Kevin O'Donnell 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 FY12 Annual Budget for the General Fund.

Mr. McCormick directed the audience to follow along beginning on page 21 of the warrant. He proceeded to read the total budget for each department and stated that for anyone who wishes may place a hold on any item by calling out, "hold". There were holds placed on 3 items; Various Boards, Libraries, and Insurance. Mr. McCormick asked for a vote on all other remaining items in the budget.

VOTED AT 7:35 PM

Held items:

Various Boards – Nick Stanton made a motion to amend this item increase this by \$2000 with an added line for the Agricultural Commission. This was seconded by the audience.

AMENDMENT VOTED AT 7:39 PM

Mr. McCormick asked for a vote on the amended item.

VOTED AT 7:40 PM

Libraries – The following people spoke on this item; David Magadini, Sharon Gregory, and Kevin O'Donnell.

VOTED AT 7:44 PM

Insurance – Chip Elitzer and Sharon Gregory spoke on this item.

VOTED AT 7:50 PM

ARTICLE 8: On a motion by Louis J. Stark, seconded by Karen Smith 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 FY12 Annual Budget for the Sewer Fund.

Mr. Louis J. Stark requested to amend this article, however, his amendment was called out of order by the moderator, Mr. McCormick.

VOTED AT 7:52 PM

ARTICLE 9: On a motion by Louis J. Stark, seconded by Karen Smith voted that the Town raise and appropriate the sum of Ten Million, Seven Hundred Five Thousand, Seven Hundred Sixty Nine Dollars (\$10,705,769.00) for the operating assessment, and Six Hundred Seven Thousand Six Hundred Seventy Dollars (\$607,670.00) for the capital assessment, for a total assessment of Eleven Million, Three Hundred Thirteen Thousand,

Four Hundred Thirty Nine Dollars (\$11,313,439.00) of the Berkshire Hills Regional School District.

The following people spoke on this article:

Peter Dillon, Superintendent	Norma Siegel
Linda Miller	Stephen Bannon
George Beebe	Peg Biscotti
Louis J. Stark	John Hassett
John Breasted	Daniel Seitz

VOTED AT 8:09 PM

ARTICLE 10: On a motion by John Breasted, seconded by Lauren Sartori voted that the Town authorize the use of \$100,000 from the Pension Reserve Fund to reduce the FY12 appropriation required under Chapter 32 of the General Laws for the Berkshire Regional Retirement System.

VOTED AT 8:09 PM

ARTICLE 11: On a motion by John Breasted, seconded by Kevin O'Donnell voted that the Town authorize the use of \$2,054,640 in Free Cash to reduce the tax levy for the current year.

VOTED AT 8:10 PM

ARTICLE 12: On a motion by John Breasted, seconded by Kevin O'Donnell voted that the Town transfer the sum of \$86,533 in Fiscal Year 2011 from overlay surplus to the following overlay accounts to fund overlay deficits of prior fiscal years:

1992	5,944.86
1993	7,855.40
1994	7,939.57
1995	7,829.95
1996	8,307.91
1997	8,840.32
1998	7,249.38
1999	7,689.00
2000	7,697.98
2001	6,175.57
2002	4,751.60
2003	4,432.96
2007	1,818.50
	86,533.00

VOTED AT 8:12 PM

ARTICLE 13: On a motion by John Breasted, seconded by Karen Smith voted that the Town hereby rescinds the \$340,000 unissued balance of the \$9,480,000 borrowing authorized by the Town under Article 1 of the warrant for the April 9 2007 Special Town Meeting to pay costs of constructing, originally equipping and furnishing a new fire station.

VOTED AT 8:13 PM

ARTICLE 14: On a motion by Stephen Bannon, seconded by Karen Smith voted that the Town authorize the Board of Selectmen to petition the General Court of the Commonwealth of Massachusetts for a special act substantially in the form printed in the warrant for this Town Meeting to allow for revision of current and future health care plan design outside of the collective bargaining process as described in Chapter 150E of MGL.

VOTED AT 8:13 PM

ARTICLE 15: On a motion by Alana Chernilla, seconded by Kevin O'Donnell voted that the Town authorize the acquisition, by gift, purchase or otherwise, of a parcel of land located easterly of Castle Street and containing a wooden structure and a portion of the so-called railroad tunnel (the stairs with wooden cover structure/building on the west end of the tunnel), as shown on a plan entitled “ **Plan of Land Surveyed for Alder Creek, LLC Great Barrington,**

Massachusetts March – 2011 Scale 1” = 5’” by Kelly, Granger, Parsons & Associates, Inc., a copy of which is on file with the Town Clerk, and any easements necessary or convenient in connection therewith; and authorize the Board of Selectmen to take all actions necessary to accomplish such acquisition.

Veronica Cunningham and Kevin O'Donnell spoke on this article.

VOTED AT 8:16 PM

ARTICLE 16: On a motion by Walter Atwood, III, seconded by Kevin O'Donnell voted that the Town authorize the Town Manager to enter into a five (5) year contract or contracts for telecommunication services.

Jenny Clark and Kevin O'Donnell spoke on this article. David Magadini wanted to amend this article to delete a portion of the text however, there was no second.

VOTED AT 8:20 PM

Mr. McCormick excused himself for the next article and introduced Mr. Raymond Murray to moderate.

ARTICLE 17: On a motion by Walter Atwood, III, seconded by Kevin O'Donnell voted that the Town petition the Legislature, under the provisions of Section 8, Article 89 of the Amendments to the Constitution (Home Rule), to enact a special act in substantially the form printed in the warrant for this Town Meeting.

The following people spoke on this article; Karen Smith, Sean Stanton, and Edward McCormick.

VOTED AT 8:23 PM

ARTICLE 18: On a motion by Stephen Bannon, seconded by Kevin O'Donnell voted that the Town authorize the Board of Selectmen to take all necessary and appropriate action to establish and to maintain, in accordance with the provisions of Chapter 164 of the General Laws and in accordance with the rules, regulations and orders of the Department of Public Utilities and the Department of Telecommunications & Cable, a municipal lighting plant for all purposes allowable under the laws of the Commonwealth, including without limitation the operation of a telecommunication system and any related services.

Mr. McCormick stated this article had to be voted by a 2/3rds majority secret ballot. The

following people spoke on this article;

Linda Miller
Kevin O'Donnell
Kathleen Favaloro
Jack Musgrove

David Magadini
Bob O'Haver
Andrew Blechman

Mr. McCormick instructed voters to proceed to the ballot boxes using their yellow yes/no slips to vote on this article.

VOTED BY 2/3RDS MAJORITY AT 8:59 PM
YES – 283 NO – 11

ARTICLE 19: On a motion by Alana Chernilla, seconded by Kevin O'Donnell voted that the Town enact a new Chapter of the Town of Great Barrington General Bylaws, entitled "Stretch Energy Code," as printed in the warrant for this Town Meeting, for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 115.AA of the Massachusetts Building Code, 780 CMR, the "Stretch Energy Code", including future editions, amendments or modifications thereto, and authorize the Town Clerk to assign appropriate chapter and section numbers within the Code of the Town of Great Barrington.

Chris Vleck, Energy Committee member, gave a 10 minute slide presentation on the Stretch Code. The following people spoke on this article;

Dan Tawczynski
Paul Kleinwald
Nick Stanton
Andrew Blechman
Iovan Deris

David Magadini
Elizabeth Berliner
Hans Heuberger
Diego Gutierrez
Charles Williamson

VOTED AT 8:59 PM

ARTICLE 20: On a motion by Sean Stanton, seconded by Kevin O'Donnell voted that the Town accept G.L. c. 138, section 33B, to allow the local licensing authority to authorize the on-premises sale of alcoholic beverages between the hours of 10:00 a.m. – 12.00 noon on Sundays, the last Monday in May and on Christmas Day or on the day following when said day occurs on Sunday.

VOTED AT 9:00 PM

ARTICLE 21: On a motion by Sean Stanton, seconded by Kevin O'Donnell voted that the Town amend **the Sign Bylaw Chapter** 146 of the Great Barrington Town Code, by adding the underlined text printed in the warrant to the last sentence of the definition of Electronic Message Sign or Center.

The following people spoke on this article; Jenny Clark, Patricia Ryan, Andrew Blechman, and Harry Jennings.

DEFEATED AT 9:06 PM

ARTICLE 22: On a motion by Deb Phillips, seconded by Kevin O'Donnell voted that the Town authorize the Board of Selectmen to submit to the Massachusetts Economic Assistance Coordinating Council an application designating the property of Iredale Mineral Cosmetics, Ltd. or its Nominee, located at 50 Church Street, Great Barrington, as described in an Economic Opportunity Area Application, as an Economic Opportunity Area, pursuant to the provisions of M.G.L. Chapter 23A.

The following people spoke on this article; Kathleen Favaloro, Kevin O'Donnell, and Raymond Murray.

VOTED AT 9:09 PM

ARTICLE 23: On a motion by Deb Phillips, seconded by Sean Stanton voted that the Town authorize the Board of Selectmen to enter into a Tax Increment Financing Agreement and Tax Increment Financing Plan with Iredale Mineral Cosmetics Ltd. or its Nominee, pursuant to the provisions of M.G.L. Chapter 40, Section 59, in connection with the development of the property located at 50 Church Street, Great Barrington.

VOTED AT 9:09 PM

ARTICLE 24: On a motion by Deb Phillips, seconded by Sean Stanton voted that the Town amend the Sign Bylaw, Chapter 146 of the Great Barrington Town Code, as printed in Article 24 of the warrant for the Annual Town Meeting of May 2, 2011.

VOTED AT 9:10 PM

ARTICLE 25: On a motion by Richard Dohoney, seconded by the audience voted that the Town amend Section 8.4.2, item #2, of the Zoning Bylaw as printed in Article 25 of the warrant for the Annual Town Meeting of May 2, 2011.

Richard Dohoney, Planning Board member, presented a Planning Board report on this article. Mr. McCormick stated this article needs a 2/3rds majority to pass.

**VOTED AT 9:11 PM
DECLARED 2/3RDS MAJORITY**

ARTICLE 26: On a motion by Jack Musgrove, seconded by the audience voted that the Town amend the Zoning Bylaw as printed in Article 26 of the Warrant for the Annual Town Meeting of May 2, 2011.

Jack Musgrove, Planning Board member, presented a Planning Board report on this article. Mr. McCormick stated this article needs a 2/3rds majority to pass. This article contains Nine (9) items to “clean-up” the zoning by-laws. Mr. McCormick stated he would have Mr. Musgrove read each item and then ask for a vote on each item and that each item must pass by a 2/3rds majority.

Item A – Sections 9.4, Downtown Mixed-Use B3 District and 11.0, Definitions

**VOTED AT 9:13 PM
DECLARED 2/3RDS MAJORITY**

Item B – Sections 3.3, Home Operations and 11.0, Definitions

**VOTED AT 9:15 PM
DECLARED 2/3RDS MAJORITY**

Item C – Section 4.3, Rear Lots

**VOTED AT 9:15 PM
DECLARED 2/3RDS MAJORITY**

Item D – Section 11.0 Definitions

**VOTED AT 9:16 PM
DECLARED 2/3RDS MAJORITY**

Item E – Section 6.3, General Landscaping Requirements

**VOTED AT 9:17 PM
DECLARED 2/3RDS MAJORITY**

Item F – Section 10.5, Site Plan Review

**VOTED AT 9:17 PM
DECLARED 2/3RDS MAJORITY**

Item G – Add new Section 4.2.9, Fences

VOTED AT 9:19 PM
DECLARED 2/3RDS MAJORITY

Item H – Section 8.2, Accessory Dwelling Units, Section 3.2 Accessory Uses,
and Section 11.0 Definitions

VOTED AT 9:20 PM
DECLARED 2/3RDS MAJORITY

Item I – Add new section 7.17, and amend Section 3.1.4, Table of Use Regulations,
and Section 11.0, Definitions

VOTED AT 9:21 PM
DECLARED 2/3RDS MAJORITY

Mr. McCormick excused himself for the next article and introduced Mr. Raymond Murray to moderate.

ARTICLE 27: On a motion by Suzanne Fowle Schroeder, seconded by Chris Rembold voted that the Town amend the Zoning Bylaw by adding a new section 9.8 Housatonic Mills Revitalization Overlay District to existing SECTION 9.0 SPECIAL DISTRICTS as printed in Article 27 of the warrant for the Annual Town Meeting of May 2, 2011, and modify the Zoning Map to indicate the boundaries of the Overlay District.

Mr. Murray stated that this article will need a 2/3rds majority vote to pass. Suzanne Fowle Schroeder, Planning Board member, discussed what an overlay district is. Chris Rembold, Town Planner, gave a slide presentation in regards to this article.

Carol Diehl made a motion for amendment to postpone this article indefinitely. This was seconded by the audience. The following people spoke on this amendment:

Narain Schroeder	Jack Musgrove
Eileen Mooney	Jonathan Hankin
Kathleen McCormick	Carol Bosco Baumann
Dan Tawczynski	

Mr. Murray asked for a vote on the amendment at this point.

AMENDMENT DEFEATED 9:49 PM

The following people spoke on the article:

Veronica Cunningham	Ann Waldman
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John B. Hull
Walter Atwood, III

Sean Stanton
Dale Culleton

Louis J. Stark made a motion for an amendment requiring copies of all future plans for Housatonic to be passed on to some type of committee for Housatonic. This was seconded by the audience and the following people spoke on this amendment:

Jack Musgrove
Eileen Mooney
Richard Dohoney
Louis J. Stark

Chris Rembold
Mary Beth Merritt
Patricia Ryan
Veronica Cunningham

Mr. Murray asked for a vote on the amendment. He also asked for the counters to count the show of hands vote.

AMENDMENT DEFEATED 10:09 PM
YES – 95 NO – 102

Discussion on main motion continued by:

Daniel Bailly
Bettina Montano
Jack Musgrove

Barbara Zheutlin
John Breasted

Mr. Murray asked for the vote on the article and for the counters to count the show of hands.

VOTED BY 2/3RDS MAJORITY AT 10:26 PM
YES – 183 NO – 24

ARTICLE 28: (by petition) On a motion by Sean Stanton, seconded by the audience voted that the Town authorize the Board of Selectmen to submit to the Massachusetts Economic Assistance Coordinating Council a certified project application for designation of the following described area as an Economic Opportunity Area (EOA) as provided by MGL, chapter 23 A, to be called the Housatonic EOA, and further, to authorize the Selectmen to enter into a Tax Increment Financing Plan or Plans for property in such EOA, pursuant to the provisions of MGL Chapter 40, Section 59, for a term of not more than 20 years, in connection with the development of such property, and to authorize the Selectmen to take such actions as are necessary to obtain approval of the certified project application and to implement the Tax Increment Financing Plan: the land shown on the 2010 Great Barrington Assessors' maps, sheet 1, parcels 82-84, 118A, 119, 121, 123, 125, 127-135, 161-165, 165A, 189-193, 202-204, and 242, and sheet 2 parcels 10, 19, 20-23B, 48-52, 58,59, and 66.

Eileen Mooney and Veronica Cunningham spoke on this article.

VOTED AT 10:27 PM

ARTICLE 29: (by petition) On a motion by Chip Elitzer, seconded by the audience voted that the Town vote to review and possibly modify its post-employment benefits packages for all future employees and negotiated contracts.

The following people spoke on this article; Chip Elitzer, Sharon Gregory and Andrew Blechman.

Nick Ring made a motion for an amendment to strike the words “possibly modify”. This was seconded by Jack Musgrove.

AMENDMENT VOTED AT 10:36 PM

Deb Phillips and Walter Atwood, III spoke on this amended article. Sharon Gregory made a motion to amend this article to include an advisory committee to review the Town’s post-employment benefits packages. The audience seconded this amendment.

AMENDMENT DEFEATED AT 10:40 PM

Mr. McCormick asked for a vote on the amended motion.

VOTED AT 10:40 PM

ARTICLE 30: (by petition): On a motion by Nick Stanton, seconded by the audience voted to instruct the Selectboard to protect the health of the citizens of Great Barrington by informing themselves of the health risks of the PCB contamination of the Housatonic River, the options for removal and remediation, engaging with the decision making process of the EPA and others concerning the removal and remediation of the PCBs and communicating their findings and decisions on these matters to interested citizens of Great Barrington.

The following people spoke on this article; Nick Stanton, Sean Stanton, Shea Potoski, and David Magadini.

VOTED AT 10:45 PM

ARTICLE 31: (by petition): On a motion by Peter Fish, seconded by the audience voted be it resolved that the voters of Great Barrington, Massachusetts call upon the United States Congress to pass and send to the States for ratification, a Constitutional Amendment that congress and the States will regulate the expenditure of funds for political speech by any corporation, limited liability company or other corporate entity, or take any other action relative thereto.

Mark Cohen spoke on this article.

VOTED AT 10:51 PM

Mr. McCormick asked for a motion to Adjourn, given by the audience and seconded by the audience.

MEETING ADJOURNED AT 10:51 PM

There were 408 voters out of 4379 total registered voters (9%) that attended this Annual Town Meeting.

Respectfully submitted,

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