

Kevin O' Donnell  
Town Manager

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[www.townofgb.org](http://www.townofgb.org)



Town Hall, 334 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-1619 x2  
Fax: (413) 528-2290

## TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

SELECTMEN'S MEETING

MONDAY, FEBRUARY 11, 2013

6:00 PM – EXECUTIVE SESSION

TOWN HALL, 334 MAIN STREET

ORDER OF AGENDA

**6:00 PM - CONTRACT NEGOTIATIONS RE: SALE OF OLD FIRE STATION**  
(M.G.L. c. 30A, sec. 21(a)6).

**IMMEDIATELY FOLLOWING CLOSED SESSION - PUBLIC SESSION - BOARD ROOM**

**1. CALL TO ORDER:**

**2. APPROVAL OF MINUTES:**

January 28, 2013 Regular Meeting.

**3. SELECTMEN'S ANNOUNCEMENTS/STATEMENTS:**

A. GENERAL COMMENTS BY THE BOARD.

**4. TOWN MANAGER'S REPORT:**

**5. CITIZEN SPEAK TIME:**

**6. LICENSES OR PERMITS:**

A. DODY BRADY AND LAUREN BARAN/RELAY FOR LIFE/AMERICAN CANCER SOCIETY FOR TWO (2) TEMPORARY WEEKDAY ENTERTAINMENT LICENSES FOR JUNE 21 – JUNE 22, 2013 FROM 6PM FRIDAY - 3PM SATURDAY AT MONUMENT MOUNTAIN REGIONAL HIGH SCHOOL TRACK. (DISCUSSION/VOTE)

B. SHOW CAUSE HEARING RE: DAVID MAGADINI'S REQUEST TO REVOKE DAYS INN INNHOLDER'S LICENSE. (DISCUSSION/VOTE)

C. GREAT BARRINGTON FISH AND GAME - REQUEST TO CHANGE THE DATE FOR ONE DAY BEER AND WINE LICENSE FROM **FEBRUARY 9, 2013**, 11:00 AM – 7:00 PM TO **FEBRUARY 16, 2013**, 11:00 AM – 7:00 PM AT LONG POND ROAD. DISCUSSION/VOTE)

**7. NEW BUSINESS:**

A. MARK ORLOWSKI/SUSTAINABLE ENDOWMENTS INSTITUTE – PRESENTATION.

**8. OLD BUSINESS:**

**9. SELECTMEN'S TIME:**

**10. MEDIA TIME:**

**11. ADJOURNMENT:**

**NEXT SELECTMEN'S REGULAR MEETING: MONDAY, FEBRUARY 25, 2013 AT 7:00 P.M.**



Kevin O'Donnell, Town Manager

**PURSUANT TO MGL. CHAPTER 30A, SECTION 20 (e) (f), MEETINGS OF THE TOWN OF GREAT BARRINGTON SELECTMEN ARE REGULARLY RECORDED AND VIDEOTAPED. ANY MEMBER OF THE PUBLIC WISHING TO SPEAK AT THE MEETING MUST RECEIVE PERMISSION OF THE CHAIR.**

**THE LISTING OF AGENDA ITEMS ARE THOSE REASONABLY ANTICIPATED BY THE CHAIR WHICH MAY BE DISCUSSED AT THE MEETING. NOT ALL ITEMS LISTED MAY IN FACT BE DISCUSSED AND OTHER ITEMS NOT LISTED MAY ALSO BE BROUGHT UP FOR DISCUSSION TO THE EXTENT PERMITTED BY LAW.**

DEC 11 2012

BOARD OF SELECTMEN  
GREAT BARRINGTON, MA



**TOWN OF GREAT BARRINGTON**  
**Temporary Weekday Entertainment License Application**  
**\$25.00 per day x 2 = \$50.00**

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: Dody Brady / Kaura Beron  
Business/Organization: Relay for life  
D/B/A (if applicable): American Cancer Society  
Address: 62 Old State Rd  
Mailing Address: Berkshire Uca 01224  
Phone Number: 413 441-7844

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

Live band with up to \_\_\_ pieces, including singers  Public Show

Other (please explain) 24hr walk

**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): Center of  
MM School track

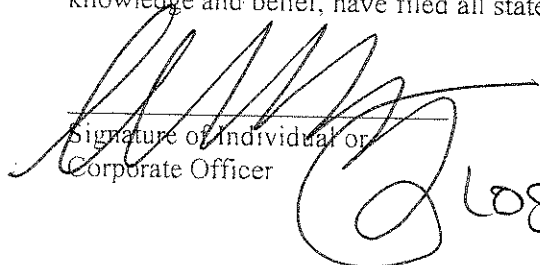
Date(s) of Entertainment\*: June 21-22

\*Does not include SUNDAY


Start & End Times of Entertainment: 2pm Fri / 3pm Sat

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.

  
Signature of Individual or  
Corporate Officer

12/11/12  
Date

  
SS# or FID#

Logan Schussler

TOWN USE ONLY:

DRT Review with Conditions: As per attached

APPROVAL DATE: \_\_\_\_\_

LICENSE # \_\_\_\_\_

Chris Rembold

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**Subject:** DRT: Development Review Team  
**Start:** Tue 12/11/2012 10:30 AM  
**End:** Tue 12/11/2012 11:30 AM  
**Recurrence:** (none)  
**Organizer:** Chris Rembold  
**Categories:** Business

[REDACTED]

Dody Brady – Relay for Life American Cancer Society

- June 21-22 from 12 noon (setup) to about 6 pm the next day (all cleaned up). Event is from 6 pm to 3 pm
- MMRHS track, also using all schools' parking lots
- 2000 to 3000 people. Chief W to coordinate traffic control, on site safety
- Tents – Ed – if they are over threshold
- Bathrooms – porta johns and inside the school
- Food – Mark – individuals must all get licensed
- Campsites. Onsite propane. No open flames
- Luminaries and tiki torches
- EMS on site?
- Generators perhaps needed
- FD to have an apparatus there for kids? CB to ask volunteers
- BoS to let them know.
- Entertainment license for DJ, music, etc.

[REDACTED]

[REDACTED]

By:

December 17, 2012

Board Of Selectmen  
Town of Great Barrington  
334 Main Street  
Great Barrington, MA 01230



Dear Selectmen:

I am excited to write you today regarding the American Cancer Society Relay For Life of Berkshire County Central/South. The Relay For Life is the American Cancer Society's signature fundraising event. In its 17<sup>th</sup> year here in Berkshire County, we are happy that in 2013, the Relay For Life will be moving from its former venue in Pittsfield to Monument Mountain High School at 600 Stockbridge Road in Great Barrington. We are thrilled when we meet with Marianne Young, Principal at MMRHS, and she agreed to host our event with such enthusiasm.

We would like the opportunity to provide you more information about our event so we are requesting to be heard at your Board of Selectman's Meeting on February 11, 2013. Members of the volunteer planning committee and perhaps myself will be attending the meeting that evening. We are also requesting information regarding your town's entertainment permit. We will be having DJ music provided by the WSBS radio station who will be broadcasting live for the entire event as well as potentially a few perhaps a live performance or two by a local musical act or Zumba® Dance Instructor.

We anticipate over 1,300 participants will join the Relay to celebrate the over 325 cancer survivors that proudly march in the opening lap and view over 7,000 luminaries that line the track in honor and in memory of those that have been affected by cancer. Last year, the Relay For Life of Berkshire County Central/South raised over \$275,000 to help fund the American Cancer Society's Research, Education, Advocacy, and Patient Services.

Thank you for your time and we look forward to meeting you all on February 11.

Sincerely,

A handwritten signature in cursive script that reads "Laura Baran".

Laura Baran  
American Cancer Society  
Relay For Life Program Manager

Kevin O' Donnell  
Town Manager

E-mail: [kodonnell@townofgb.org](mailto:kodonnell@townofgb.org)  
[www.townofgb.org](http://www.townofgb.org)



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## TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

February 5, 2013

Pravin Mahida, Manager  
GB Berkshire Inn LLC d/b/a Days Inn  
372 Main Street  
Great Barrington, MA 01230

RE: Innholder's License; Notice of Show Cause Hearing

Dear Mr. Mahida:

Please take notice that on Monday, February 11, 2013 at 7:00 p.m. in the Selectmen's Meeting Room of the Great Barrington Town Hall, 334 Main Street, the Board of Selectmen will conduct a Show Cause Hearing to consider whether to take disciplinary action, including suspension or revocation of your license, with respect to your exercise of the Innholder's license issued for operation of the Days Inn at 372 Main Street. The Board is in receipt of a complaint letter received December 31, 2012 alleging that you denied lodging to a person seeking to rent a room for the evening on the basis that there were no rooms available when, in fact, there were rooms available.

You are hereby notified that if the Board of Selectmen determines that the licensee is unfit to hold the Innholder's license, the Board may revoke the license. In addition, if the Board determines that there is any satisfactory cause to suspend the license, the Board may do so. In addition, the Board may impose other sanctions.

You are requested to attend the hearing. You may speak on your own behalf and offer evidence. An attorney may represent you if you so choose.

Pravin Mahida, Manager  
February 5, 2013  
Page 2.

If you have any questions regarding this hearing, please contact the office of the Town Manager at 413-528-1619 x2.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin O'Donnell", written in a cursive style.

Kevin O'Donnell  
Town Manager

cc: Chief of Police  
Town Counsel

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
No. 7010 3090 0003 0602 2775  
and HAND DELIVERY



P.O. Box 589  
Great Barrington, MA 01230  
December 28, 2012

Office of the Town Manager  
334 Main Street  
Great Barrington, MA 01230

RECEIVED  
TOWN MANAGER  
DEC 31 2012  
BOARD OF SELECTMEN  
GREAT BARRINGTON, MA

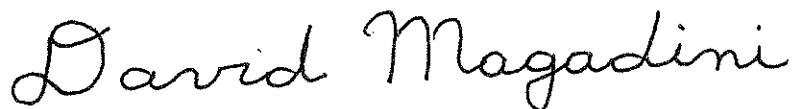
Dear Kevin:

The Days Inn on Main Street in Great Barrington refused me lodging the night of the blizzard this week. They also threatened to call the police if I did not leave, and informed me I was not welcome.

Another person who arrived shortly after I did, and after I had been told no room was available for me, was informed: rooms are available.

The current innholder's license held by Days Inn expires on December 31, 2012. Because Days Inn has violated a privilege of providing lodging to the public by refusing lodging to me on the night of the recent blizzard, I am requesting that the innholder's license be revoked for at least a week for this violation of the public trust implicit in the granting of the innholder's license to the Days Inn on Main Street in Great Barrington, Massachusetts.

Sincerely,



David Magadini

License Number

2013-05

License Fee

\$50.00

TOWN OF GREAT BARRINGTON

INNOLDERS LICENSE

This is to Certify that a License is hereby granted to

First Name

PRAVIN

Last Name

MAHIDA

Organization Name

GB BERKSHIRE INN LLC d/b/a DAYS INN

Address

372 MAIN STREET

City

GREAT BARRINGTON,

State

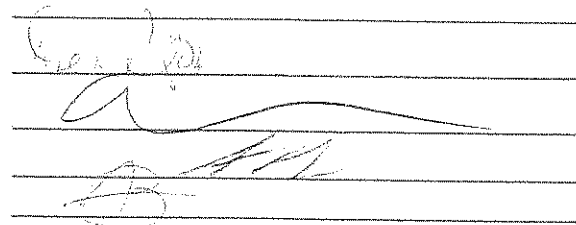
MA

Postal Code

01230

in said location and at that place only and expires December 31, 2013 unless sooner suspended or revoked for violation of the laws of the Commonwealth of Massachusetts relating to the licensing of Lodging Houses/Innholders. Lodging Houses: This license is issued in conformity with the authority granted to the licensing authorities under section twenty-three, of chapter one hundred and forty, of the General Laws, and is subject to the provisions of sections twenty-two to thirty-one inclusive of said chapter. Innholders: This license is issued in conformity with Chapter 140 and amendments thereto and is subject to sections twenty-two, inclusive, of said chapter and sections 25 to 27, inclusive of Chapter

In Testimony Whereof, the undersigned have hereto affixed their official signatures this 12th day of December 2012.



BOARD OF SELECTMEN

## Helen Kuziemko

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**From:** Kevin O'Donnell  
**Sent:** Monday, February 04, 2013 2:47 PM  
**To:** Helen Kuziemko  
**Subject:** FW: magadini complaint  
**Attachments:** @0bg01!.DOC

Here it is

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**From:** David Doneski [REDACTED]  
**Sent:** Monday, February 04, 2013 1:05 PM  
**To:** Kevin O'Donnell  
**Subject:** RE: magadini complaint

Kevin,

I have prepared the attached a show cause hearing notice to address the complaint re: Days Inn. Under Chapter 140 of the General Laws, the Board of Selectmen, as licensing authority, may suspend or revoke an innholder's license. Section 31 of Chapter 140 provides that an innholder's license "shall be revoked if at any time the licensing authorities are satisfied that the licensee is unfit to hold the license. They may suspend and make inoperative, for such period of time as they may deem proper, the licenses mentioned herein for any cause deemed satisfactory to them. The revocation and suspension shall not be made until after investigation and a hearing, or after giving the licensee an opportunity to be heard; notice of the hearing shall be left at the premises of the licensee not less than three days before the time therefor."

Please call with any questions.

David J. Doneski, Esq.  
Kopelman and Paige, P.C.  
101 Arch Street  
12th Floor  
Boston, MA 02110  
[REDACTED]

This message and the documents attached to it, if any, are intended only for the use of the addressee and may contain information that is PRIVILEGED and CONFIDENTIAL and/or may contain ATTORNEY WORK PRODUCT. If you are not the intended recipient, you are hereby notified that any dissemination of this communication is strictly prohibited. If you have received this communication in error, please delete all electronic copies of this message and its attachments, if any, and destroy any hard copies you may have created, and notify me immediately.

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**From:** Kevin O'Donnell [mailto:kodonnell@Townofgb.org]  
**Sent:** Tuesday, January 15, 2013 9:49 AM  
**To:** David Doneski  
**Subject:** magadini complaint

Dave,

Magadini filed a complaint with the town against Days INN. It appears a hearing would need to be convened to determine the merits of the of the complaint. The question is what are the town's options in this matter.

Kevin O'Donnell  
Town Manager

ATTN: Jen

Due to the impending weather the Great Barrington Fish & Game would like to switch our one day liquor license permit from Saturday Feb. 9<sup>th</sup> 2013 to Feb. 16<sup>th</sup> 2013 (sat.) for our Annual Ice Fishing Derby

Thank you

Emily Faedi

JAN 09 2013

FEE: \$25.00 (pd)

BOARD OF SELECTMEN  
GREAT BARRINGTON

DATE: 1-9-13



TOWN OF GREAT BARRINGTON

APPLICATION FOR ONE DAY LIQUOR LICENSE

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

APPLICANT'S NAME: Gt Barrington Fish + Game

ORGANIZATION NAME: Gt Barrington Fish + Game

APPLICANT'S ADDRESS: 338 Long Pond Rd Gt Barrington Ma 01230

Type of license being  
Applied for:

ONE DAY BEER & WINE

ONE DAY ALL ALCOHOLIC

EVENT: Annual Ice Fishing Derby

DATE: Feb 9th, 2013 START TIME: 11 am END TIME: 7 pm

LOCATION: Club House Long Pond Rd Gt Barrington Ma 01230  
Great Barrington, MA 01230

In accordance with the rules and regulations made under authority of said Statutes.

David Vickery  
Signature of Applicant

P.O. Box 608 Housatonic Ma 01236  
Mailing Address

274-6291  
Telephone Number

Decision:  
Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
Postponed \_\_\_\_\_

**Mark Orłowski**  
**Founder & Executive Director**  
**Sustainable Endowments Institute**

Mark Orłowski is Founder and Executive Director of the Sustainable Endowments Institute, a Cambridge-based nonprofit organization engaged in research and education to advance sustainability in campus operations and endowment practices.

Mr. Orłowski heads a team that authors the Institute's annual *College Sustainability Report Card*, which evaluates and grades key elements of sustainability at United States and Canadian universities. The *Report Card* is designed to help schools learn from each other's experiences and adapt campus and endowment sustainability policies that work.

Since the Institute's founding as a special project of Rockefeller Philanthropy Advisors in 2005, Mr. Orłowski has spoken at more than 75 colleges in 30 states and at dozens conferences including the National Conference of the Association for the Advancement of Sustainability in Higher Education, Rocky Mountain Sustainability Summit and the Meeting of the Ohio Business Deans. He has also worked with students, faculty, administrators and trustees at numerous schools on a range of sustainability initiatives.

As a member of the board of managers overseeing investments for New England Quaker Meetings, Mr. Orłowski is familiar with fiduciary responsibilities of endowment trustees. He also serves on the board of Proxy Democracy, a nonprofit organization dedicated to providing accessible proxy information. Mr. Orłowski is an Advisor to the Campus Greening Initiative of Net Impact, a San Francisco-based global membership organization of MBAs, graduate students and business professionals committed to corporate social responsibility.

A graduate of Williams College, Mr. Orłowski served on the college's Advisory Committee on Shareholder Responsibility and chaired its Campus Environmental Advisory Committee. He also received an associate's degree from Berkshire Community College and earned a master's degree at Harvard University, where he studied nonprofit management.

# What is a Green Revolving Fund?

This chapter:

- Provides a high-level overview of the GRF model
- Discusses some common arguments for investing in a GRF

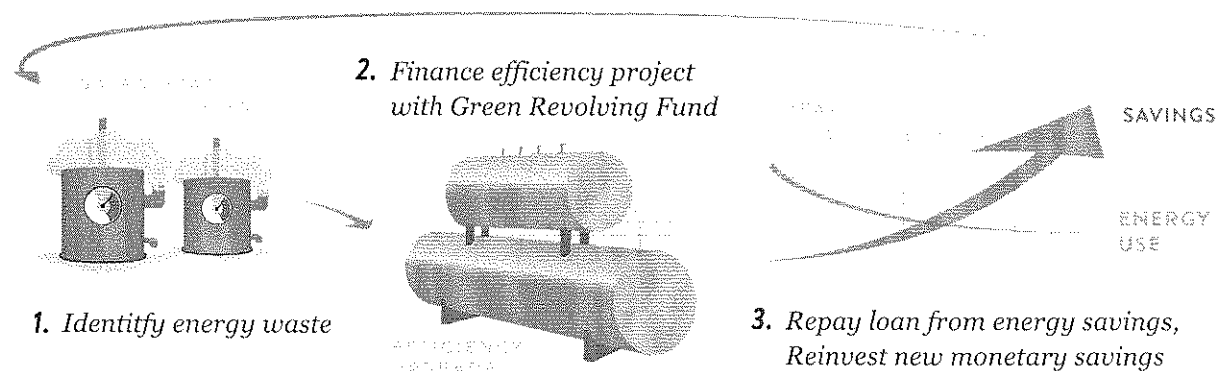
## 2.1 The green revolving fund model

Facing budget cuts and rising energy costs, many institutions and municipalities are grappling with how to finance urgently needed—but capital intensive—energy efficiency upgrades. One strategy for overcoming these challenges is creating a green revolving fund (GRF). A GRF is an internal investment vehicle that provides financing to parties within an organization or municipality for implementing energy efficiency, renewable energy, and other sustainability projects that generate cost-savings. These savings are tracked and used to replenish the fund for the next round of investments, thus establishing a funding cycle while cutting operating costs and reducing environmental impact.

Green revolving funds are often managed by a committee or an individual staff person. While GRFs can finance many types of projects, they typically target energy, water, and waste reduction due to their potential cost savings. Projects have included lighting upgrades, boiler replacements, water pipe insulation, low-flow toilets, building envelope upgrades, solar panels, and more. After reviewing a variety of funds in higher education, the Sustainable Endowments Institute developed the following two criteria for a green revolving fund:

- 1 The fund must finance measures that reduce resource use (e.g., energy, water, waste) or mitigate greenhouse gas emissions (e.g., renewable energy).
- 2 The fund must revolve so that at least some of the savings generated by reducing operating expenses are required to be repaid to the fund, thus providing capital for future projects.

Figure 1: How Green Revolving Funds Work



## Sustainable Endowments Institute: A Special Project of Rockefeller Philanthropy Advisors



### LEADERS IN ENERGY EFFICIENCY FINANCING NETWORK

The Leaders in Energy Efficiency Financing (LEEF) Network is a regionally-focused program of the Sustainable Endowments Institute (SEI). In late 2011, SEI launched the Billion Dollar Green Challenge to encourage nonprofit institutions and municipalities to invest a combined total of one billion dollars in self-managed revolving funds to finance energy efficiency improvements. Recently, the Barr Foundation helped SEI establish the LEEF Network in Massachusetts, a program specifically focused on implementing green revolving funds (GRFs) in higher education, healthcare, municipalities, and nonprofits. SEI received additional support from The John Merck Fund to include Maine, New Hampshire, Rhode Island and Connecticut.

LEEF functions as an information distribution system focused specifically on the implementation of GRFs at institutions in Massachusetts and throughout New England. GRFs provide a financial structure that facilitates energy-efficiency upgrades and retrofits by helping to offset higher first costs and treating efficiency projects as an investment rather than an expense. SEI has published reports and case studies that provide detailed information on green revolving funds.

LEEF provides access to cross-sector collaboration and peer-to-peer contact through networking and information exchange. We offer presentations that can be tailored to fit the needs of your organization, and are available for strategy sessions with working groups and committees. The LEEF program also provides hands-on consulting services for supporting the development, documentation, and implementation of green revolving funds. All participation and services of the LEEF Network are gratis.

LEEF holds regional workshops on GRF topics, including seed sources of capital, types of projects financed, options for administering and tracking, and financing investments in renewable energy. Workshops examine the GRF structure in detail and will provide an opportunity to share ideas, test strategies, brainstorm, and learn from your peer's best practices.

For more information please contact:

Mark Orlowski, Executive Director  
Sustainable Endowments Institute  
617-202-3630

[mark@GreenBillion.org](mailto:mark@GreenBillion.org)  
[www.GreenBillion.org](http://www.GreenBillion.org)