

**TOWN OF GREAT BARRINGTON  
SELECTMEN'S MEETING  
MINUTES  
TUESDAY, MAY 28, 2013  
7:00 P.M. – TOWN HALL**

**PRESENT:** DANIEL BAILLY  
STEPHEN BANNON  
ANDREW BLECHMAN  
DEB PHILLIPS  
SEAN STANTON

JENNIFER TABAKIN, TOWN MANAGER

**7:00 PM – PUBLIC SESSION – BOARD ROOM**

**1. CALL TO ORDER**

Sean Stanton called the meeting to order at 7:00 P.M.

**2. APPROVAL OF MINUTES:**

May 14, 2013 Regular Meeting.

**MOTION:** Deb Phillips to approve the May 14, 2013 minutes

**SECOND:** Steve Bannon

**VOTE: 5-0**

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

**A. DISCUSSION OF UPCOMING MEETING CALENDAR.**

The meeting calendar was presented to the Board for their review.

Deb Phillips pointed out that a Board member should be appointed to the Energy Committee in place of Alana Chernila.

Steve Bannon said that there needs to be a Board member appointment to Emergency Management, as well.

Sean Stanton said that these items would be put on the next agenda.

**B. GENERAL COMMENTS BY THE BOARD.**

Deb Phillips gave a report from the Great Barrington Trails and Greenways. She stated that Great Barrington is an Appalachian Trails Conservancy Trail Town. GB Trails and Greenways will be hosting a trail day on July 13<sup>th</sup> with a hike from Benedict Pond to the Appalachian ledges, followed by a community picnic. More information to follow as the event comes closer.

Andrew Blechman said that he has received comments from people that the sound system at the Memorial Day Parade was awful. There were suggestions that the town buy or rent a system so that the moving speeches can be heard.

Sean Stanton suggested a High School class, possibly an AV class, could work on this.

**C. MAY 6, 2013 ANNUAL TOWN MEETING SURVEY RESULTS. (DISCUSSION)**

Sean Stanton said that the survey results will be used as a tool moving forward. Sean did not discuss details of the results.

Steve Bannon said that the Selectboard needs to look at the results, as well as, what they saw 'with their own eyes' in order to make improvements.

Andrew Blechman asked if the Selectboard wants to set a precedence of action being taken by the Chair without including others.

Sean Stanton said that he stated on the survey that it was from him. Sean said that he is not sorry that he did it since there was no opportunity to vote on the decision.

Steve Bannon said, because of the timeline, the Chairman showed leadership and courage. Good information was received from the survey; however, if this was done every week, it may be a problem.

#### D. PLASTIC BAG PROTOCOL/IMPLEMENTATION. (DISCUSSION)

Sean Stanton said that there are some options to this implementation.

- 1 – Wait for Attorney General's response
- 2 – Go above and beyond by sending a letter to the merchants about the change
- 3 – Discuss with the Chamber and other organizations ideas for designs to be put on the reusable bags. It was suggested using green initiative funds for this.

This goes into effect July 1<sup>st</sup>, or upon the approval of the Attorney General, but at this time Town Counsel advised that we won't hear from the Attorney General until August.

There was discussion about how to move forward with this.

Sean Stanton said that he will work with Jennifer Tabakin to come up with a plan.

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

Jennifer Tabakin reported that there are open vacancies on the Conservation Commission, Historic District Commission, Tree Committee, Design Advisory Committee, Cable Advisory Committee and the Planning Board. Anyone interested should send a letter or e-mail to the Town Manager or the Board of Selectman.

Jennifer thanked Michael Murphy, John Bubriski and all those who helped with the planning of the parade. She also thanked the fire department for hosting the visitors from Ingersoll, Canada.

Jennifer reported that the Main Street Design Review Meeting will be held in mid-June.

Sean Stanton stated that this will be an opportunity for the public to see the plan.

Jennifer Tabakin said that this will be the time to see the changes that have been made and what the final plan looks like. She said that the contract will be awarded in September/October. The design team is looking for a new location for the load center. Jennifer reported that the bike lanes have been approved to be included in the project.

Jennifer reported that Grant-in Aid program has been advertised.

She also spoke about the storm water contract for the run-off at Lake Mansfield.

#### A. BOS – TO SIGN TEMPORARY GRANT ANTICIPATION NOTE (GAN) FOR FEMA SEEKONK ROAD EMBANKMENT PROJECT.

The Selectman signed the GAN of \$238,000 to cover this repair work. This will be reimbursed by FEMA.

#### 5. CITIZEN SPEAK TIME

David Magadini welcomed the new Town Manager.

David said that the inclusion of Ingersoll, Canada in the Memorial Day Parades was inappropriate. He gave the history of Ingersoll, Canada. He said that the flag in front of the library should be removed.

David stated that the postmaster said that he will discontinue Mr. Magadini's P.O. Box. David requested that he be able to receive mail at Town Hall.

**MOTION:** Sean Stanton that the Town Hall not accept Mr. Magadini's mail.

**SECOND:** Deb Phillips

**VOTE:** 4-1 Andrew Blechman against

Paul Kleinwald spoke about the Constitution. He gave out pamphlets to the Selectboard.

John Breasted asked that the Town Manager be directed to tell the Police Chief to not give any further assistance to the School Committee in preparing the grant application for the school resource officer. The bulk of this grant application has to be prepared by the Police Chief.

John said that this grant gives only a 25% match and basic information was not given at the School Committee meetings.

Steve Bannon suggested having Peter Dillon on the next agenda to give more detail about this. Jennifer Tabakin commented on the process. She said that there is not a definitive plan, but they wanted to move forward with the application.

John Breasted said not to apply for a grant when the cost of the grant is not disclosed. He said that it is not cost-free to the Town.

Deb Phillips said that the door should not be closed on the possibility; a decision can be made later. Deb said that a resource officer does more than security and can be very helpful.

Lois Adams commented on Paul Kleinwald's case. She explained why he has come to the point in his opinions that he has.

#### **6. LICENSES OR PERMITS:**

- A. GREAT BARRINGTON FISH AND GAME/DAVID VICKERY FOR ONE DAY BEER AND WINE LICENSE FOR JUNE 16, 2013 FROM 11:00 AM - 7:00 PM AT 338 LONG POND ROAD, GREAT BARRINGTON. (DISCUSSION/VOTE)

**MOTION:** Deb Phillips to approve the license

**SECOND:** Steve Bannon

**VOTE: 5-0**

- B. BERKSHIRE SOUTH REGIONAL COMMUNITY CENTER/JENISE LUCY FOR ONE DAY BEER AND WINE LICENSE FOR JUNE 1, 2013 FROM 5:00 PM – 8:30 PM AT BERKSHIRE SOUTH COMMUNITY CENTER, 15 CRISSEY ROAD, GREAT BARRINGTON. (DISCUSSION/VOTE)

This item was cancelled by Berkshire South Regional Community Center

- C. WSBS RADIO/DAVE ISBY FOR NINE (9) TEMPORARY OUTDOOR WEEKDAY ENTERTAINMENT LICENSES FOR JULY 2, 9,16,23,30, 2013 AND AUGUST 6, 13, 20 AND 27, 2013 FROM 6:00 PM – 8:00 PM AT VFW, 800 MAIN STREET, GREAT BARRINGTON. (DISCUSSION/VOTE)

**MOTION:** Deb Phillips to approve the licenses

**SECOND:** Steve Bannon

**VOTE: 5-0**

- D. BARD'S COLLEGE AT SIMON'S ROCK/CATHY INGRAM FOR ONE DAY BEER AND WINE LICENSE FOR JUNE 1, 2013 FROM 4:00 PM – 7:00 PM AT TRIDORM LAWN AT SIMON'S ROCK CAMPUS (DINING HALL IN CASE OF RAIN), GREAT BARRINGTON. (DISCUSSION/VOTE)

**MOTION:** Deb Phillips to approve the license

**SECOND:** Steve Bannon

**VOTE: 5-0**

- E. THE BRICK HOUSE PUB FOR TEMPORARY WEEKDAY OUTDOOR ENTERTAINMENT LICENSE FOR JULY 20, 2013 FROM 12:00 PM – 6:00 PM AT 425 PARK STREET, HOUSATONIC. (DISCUSSION/VOTE)

**MOTION:** Steve Bannon to approve the license

**SECOND:** Dan Bailly

**VOTE: 4-0-1 Sean Stanton recused himself**

This will be a community event with children's activities, as well.

- F. AMERICAN ART MARKETING/BERKSHIRE ARTS FESTIVAL/RICHARD ROTHBARD FOR FIVE TEMPORARY WEEKDAY OUTDOOR ENTERTAINMENT LICENSES FOR JULY 4, 5, 6, 12 AND 13, 2013 FROM 1:00 PM – 3:00 PM AT SKI BUTTERNUT, 380 STATE ROAD, GREAT BARRINGTON. (DISCUSSION/VOTE)

**MOTION:** Deb Phillips to approve the licenses

**SECOND:** Steve Bannon

**VOTE: 5-0**

- G. AMERICAN ART MARKETING/BERKSHIRE ARTS FESTIVAL/RICHARD ROTHBARD FOR SUNDAY OUTDOOR ENTERTAINMENT LICENSES FOR JULY 14, 2013 FROM 1:00 PM – 3:00 PM AT SKI BUTTERNUT, 380 STATE ROAD, GREAT BARRINGTON.  
(DISCUSSION/VOTE)

**MOTION:** Deb Phillips to approve the license

**SECOND:** Steve Bannon

**VOTE: 5-0**

- H. DAVID LOGAN FOR A DRIVEWAY PERMIT AT 143 TACONIC AVENUE.  
(DISCUSSION/VOTE)

**MOTION:** Deb Phillips to approve permit with conditions as listed by the DPW Superintendent

**SECOND:** Steve Bannon

**VOTE: 5-0**

- I. BERKSHIRE CYCLING CLASSIC/JOHN D. EUSTICE FOR PERMISSION TO USE TOWN ROADS ON JUNE 9, 2013 (PER TIME TABLE ATTACHED). (DISCUSSION/VOTE)

**MOTION:** Deb Phillips to grant permission

**SECOND:** Steve Bannon

**VOTE: 5-0**

**7. NEW BUSINESS:**

- A. DESIGNATION OF TOWN'S REPRESENTATIVE AND AN ALTERNATE TO THE BERKSHIRE HEALTH GROUP. (VOTE)

**MOTION:** Deb Phillips to designate Jennifer Tabakin with Sandy Larkin as an alternate.

**SECOND:** Steve Bannon

**VOTE: 5-0**

- B. MAHAIWE PERFORMING ARTS CENTER/DAVE BARRETT – REQUEST TO PARTNER WITH THE TOWN AND THE SOUTHERN BERKSHIRE CHAMBER OF COMMERCE  
RE: DEVELOPMENT OF ONE STEP ONLINE TICKET PORTAL. (DISCUSSION/VOTE)

**MOTION:** Deb Phillips to be a partner

**SECOND:** Andrew Blechman

**VOTE: 5-0**

- C. TRI-TOWN HEALTH DEPARTMENT/JIM WILUSZ – UPDATE RE: TRI-TOWN'S REGIONAL TOBACCO, ALCOHOL AND RELATED HEALTH POLICY GRANT.

Mr. Wilusz presented a packet of information to the Selectboard.

He said that his department works closely with the Board of Health to keep youths from under age tobacco use. They also do retail store inspections with the goal of reducing access to youth.

Sean Stanton asked Mark Pruhenski what the rules are regarding smoking in outside restaurant seating areas.

Mark responded that Great Barrington does not have rules about it.

Mr. Wilusz said that towns can create their own rules and regulations, since the law only speaks to enclosed spaces. He suggested logging complaints to see if there is a problem.

- D. FAIRGROUNDS COMMUNITY REDEVELOPMENT PROJECT (FCRP)/BART ELSBACH  
- RESOLUTION IN SUPPORT OF SOLAR ELECTRIC PROJECT AT FAIRGROUNDS.  
(DISCUSSION/VOTE)

Sean Stanton read the resolution.

**MOTION:** Deb Phillips to support the resolution

**SECOND:** Steve Bannon

**VOTE: 5-0**

Deb Phillips said that this concept is being supported with the thought that the details are to come.

Dan Bailly said that policies need to be set regarding solar arrays.

Jennifer Tabakin said that this project still needs oversight; it is just conceptual at this point.

**8. SELECTMEN'S TIME:**

Andrew Blechman asked about scheduling a strategic planning priorities meeting.

Sean Stanton said that he and the Town Manager will discuss this and get back to the Board.

Andrew Blechman suggested that the Selectboard address the obscure town positions such as fence viewer and constable.

Steve Bannon suggested that research be done to see if they are required by Massachusetts General Law.

**9. MEDIA TIME: None**

**10. ADJOURNMENT**

On a motion by Andrew Blechman, seconded by Deb Phillips, the Board adjourned its meeting at 8:40 P.M.

Respectfully submitted,



Cara Becker  
Recording Secretary