

**TOWN OF GREAT BARRINGTON
SELECTBOARD'S MEETING
MINUTES
MONDAY, NOVEMBER 23, 2015
7:00 P.M. - REGULAR SESSION
TOWN HALL**

PRESENT: ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON

JENNIFER TABAKIN, TOWN MANAGER

1. CALL TO ORDER.

Chairman, Sean Stanton, called the meeting to order at 7:00 PM.

2. APPROVAL OF MINUTES:

November 9, 2015 Regular Meeting.

MOTION: Steve Bannon to approve the 11/9/15 minutes

SECOND: Dan Bailly

VOTE: 5-0

2. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

Ed Abrahams said that the CPC finalized grants to 9 recipients totaling just under \$800,000.

Steve Bannon said that the Berkshire Hills Regional Amendment Advisory Committee will meet on December 2nd at 6:00 PM at the Stockbridge offices.

A. Discussion of upcoming meeting calendar.

Calendar was presented for the Selectboard to review.

B. Discussion – Bylaw Revisions

Sean Stanton suggested that the Parking Ban By-Law be considered for revision. He said that a conversation would be needed with DPW about how to draft it without causing problems for snow removal. There were no objections from the Selectboard. The next step would be to get information from the Police Department and DPW, look at other towns for ideas and establish the wording.

Sean Stanton said that there are 5 members on the CPC set by law; 4 appointed by the Selectboard. He said that there is no representative from the agricultural committee. He would like a member of this committee to be included.

Ed Abrahams said that the Selectboard should reach out to the CPC for their input.

Karen Smith said that she will bring this up at the next CPC meeting.

It was suggested that a letter be sent to all Boards and staff to ask if they feel that there are any by-laws that should be revised.

C. Discussion – Open Meeting Law Training- the Town Manager is still finalizing the date for open meeting law training. Media will provide refreshments for this meeting.

D. New location for the 79 Bridge Street Realty, LLC Special Permit Public Hearing.
(Discussion/Vote)

MOTION: Steve Bannon that the Selectboard will hold a continued public hearing on Wednesday, December 16th 2015 at 7:00 PM at the Monument Mountain Regional High School, 600 Stockbridge Rd. Great Barrington, MA 01230 in the auditorium to act on the special permit application of 79 Bridge St. Realty, LLC.

SECOND: Dan Bailly

VOTE: 5-0

Eileen Mooney said this process is not correct.

Jennifer Tabakin said that the Attorney General's Office and Town Counsel said this is the correct process.

Sean Stanton asked Eileen to give the Town Manager her contact so she can check into this.

4. TOWN MANAGER'S REPORT:

Jennifer Tabakin handed out a letter from BRTA stating that they will continue the extended service for the rest of the fiscal year.

MOTION: Steve Bannon to support the continuation of the service at no cost for the express route.

SECOND: Dan Bailly

VOTE: 5-0

The Town Manager thanked the Rotary and Chamber of Commerce for sponsoring the wreaths on the decorative poles.

Jennifer Tabakin announced that annual liquor licenses are due. She asked those who have not submitted their license yet to call for an appointment.

22 Highland St. in Housatonic was sold in an auction for \$20,000. The Town Manager thanked the treasurer for her work on this.

Eddie Sporn is the new interim treasurer/collector. He has 35 years of experience in finance and budgeting. He will help upgrade some systems. The job has been posted.

Town Website – Update

Jennifer Tabakin said that the town website has been updated and streamlined using current software so the core information is clean and easy to use. Jenn Bailly did a tremendous amount of work on this project. Karen Smith worked hard on this roll-out as well as our facebook page. Bill Cooke designed this site, allowing virtual town hall to upload. Jennifer thanked them all. Karen Smith went through the new website and explained the new functions, links, etc. Karen asked all to register for CODE Red; the new reverse 911 system. There was discussion about the best way for people to submit comments to the Selectboard.

5. PUBLIC HEARINGS:

A. Removal of a public shade tree at 97 VanDeusenville Road on Town owned property shown on the Great Barrington Assessors' Map 3, Lot 69. The tree scheduled for removal is a 33 inch diameter oak tree. (Discussion/Vote)

a. Open Public Hearing

MOTION: Steve Bannon to open the public hearing

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON
VOTE: 5-0

b. Explanation of Project

Joe Sokul said that the tree warden noticed that the tree has been trimmed by National Grid and is in decay. He agrees with the removal.

Ed Abrahams asked if there were any other options.

Joe Sokul said that National Grid can come to discuss at a future meeting.

c. Speak in Favor/Opposition: None

d. Motion to Close Public Hearing

MOTION: Steve Bannon to continue the public hearing to 12/14/15 @ 7:00PM at Town Hall in Great Barrington

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON

VOTE: 5-0

e. Motion re: Findings

f. Motion re: Approval/Denial/Table

- B. MTZ Company, Inc. d/b/a The Manhattan Pizza Company, Melissa H. Candee, Manager for a transfer of Common Victualler Beer and Wine Restaurant Liquor License to Batch 7 At 41, Inc., d/b/a The Manhattan Pizza Company, Hamilton M. Pereira, Manager at 490 Main Street, Great Barrington, MA 01230.
(Discussion/Vote)

a. Open Public Hearing

MOTION: Steve Bannon to open the public hearing

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON

VOTE: 5-0

b. Explanation of Project – Ed McCormick explained that this is a transfer of the liquor license to Hamilton Pereira from his ex-wife.

c. Speak in Favor/Opposition: None

d. Motion to Close Public Hearing

MOTION: Steve Bannon to close the public hearing

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON
VOTE: 5-0

e. Motion re: Findings

MOTION: Steve Bannon to approve the findings of facts that there are no detrimental effects to the transfer.

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON
VOTE: 5-0

f. Motion re: Approval/Denial/Table

MOTION: Steve Bannon to approve the transfer

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON
VOTE: 5-0

C. Batch 7 At 41, Inc., d/b/a The Manhattan Pizza Company, Hamilton M. Pereira, Manager to change the Common Victualler Beer and Wine Restaurant Liquor License to Common Victualler All Alcoholic Restaurant Liquor License and alter premises to include seasonal outdoor seating of 20 seats at 490 Main Street, Great Barrington, MA 01230. (Discussion/Vote)

a. Open Public Hearing

MOTION: Steve Bannon to open the public hearing

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS
DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON
VOTE: 5-0

b. Explanation of Project: Ed McCormick explained that this is a change of the type of license from beer and wine to an all alcoholic license. He is also looking to expand to 20 seats between the sidewalk and the building. The area will be fenced in. The entrance and exit will only be accessible through the building.

c. Speak in Favor/Opposition - None

d. Motion to Close Public Hearing

MOTION: Steve Bannon to close the public hearing

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS

DANIEL BAILLY

STEPHEN BANNON

BILL COOKE

SEAN STANTON

VOTE: 5-0

e. Motion re: Findings

MOTION: Steve Bannon to approve the findings of fact that there are no detrimental effects.

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS

DANIEL BAILLY

STEPHEN BANNON

BILL COOKE

SEAN STANTON

VOTE: 5-0

f. Motion re: Approval/Denial/Table

MOTION: Steve Bannon to approve

SECOND: Dan Bailly

ROLL CALL VOTE:

ED ABRAHAMS

DANIEL BAILLY

STEPHEN BANNON

BILL COOKE

SEAN STANTON

VOTE: 5-0

6. LICENSES OR PERMITS:

- A. **Continuation** - Jenise Lucey/Berkshire South Regional Community Center for permission to utilize Town roads for the 4th Annual 5K Run/Walk on April 3, 2016 from 9:00 am - 11:30 am starting at the Housatonic Community Center, Pleasant Street and continuing onto Front Street and VanDeusenville Road. (Discussion/Vote)

MOTION: Steve Bannon to approve dependent upon receipt of certificate of insurance.

SECOND: Dan Bailly

VOTE: 5-0

- B. Betsy Andrus/Southern Berkshire Chamber of Commerce for the following for the Holiday Stroll on Saturday, December 12, 2015 from 2:00 pm – 8:30 pm to include set up and:

- Close the driveway to TD Bank parking lot
- Cone off parking at the beginning of Bridge Street
- Close one north bound lane of Main Street (down from Bridge Street to the First Congregational Church)
- Cone off the front parking spots at the Town Hall and close off the first half of the circular drive

(Discussion/Vote)

MOTION: Steve Bannon to approve with a letter from Pastor Van to have on file.

SECOND: Dan Bailly

VOTE: 5-0

C. Betsy Andrus/Southern Berkshire Chamber of Commerce for Temporary One Day Weekday Entertainment License for Saturday, December 12, 2015 from 2:00 pm – 8:30 pm from Town Hall to Elm Street for Holiday Stroll (Fireworks at Memorial Field and DJ).

(Discussion/Vote)

MOTION: Steve Bannon to approve the license

SECOND: Dan Bailly

VOTE: 5-0

D. Ryan L. Larkin/Larkin Ltd. Enterprises, LLC for 2015 Class II Auto License at 975 Main Street. (Discussion/Vote)

MOTION: Steve Bannon to approve the license

SECOND: Dan Bailly

VOTE: 5-0

7. OLD BUSINESS:

A. SB – Approval of FY 17 Financial Budget Policy. (Vote)

MOTION: Steve Bannon to approve the FY17 Financial Budget Policy as presented

SECOND: Dan Bailly

VOTE: 5-0

8. NEW BUSINESS:

A. SB – Designate the position of Conservation Commission Agent as Special Municipal Employee. (Discussion/Vote)

MOTION: Steve Bannon to designate the position of Conservation Commission Agent as Special Municipal Employee.

SECOND: Dan Bailly

VOTE: 5-0

9. CITIZEN SPEAK TIME:

David Magadini asked if the Selectboard made a decision about putting the porta potty back behind the Town Hall.

Jennifer Tabakin responded that it has been removed for the winter and there is no demand for it behind the building. Jennifer said that public bathrooms have come up in recent meetings so there will be further discussions about the topic.

The Selectboard agreed not to put the porta-potty back.

David Magadini asked when the Selectboard will be voting on the hotel/motel licenses.

Sean Stanton responded December 14th.

10. SELECTBOARD'S TIME:

Bill Cooke asked for the reports about OUI/DUI's before license renewals come before the Selectboard.

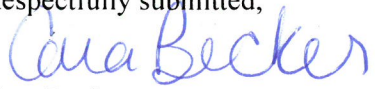
The Selectboard also asked that any changes to the licenses be noted.

11. MEDIA TIME: None

12. ADJOURNMENT:

On a motion by Steve Bannon, seconded by Dan Bailly, the Board adjourned its meeting at 8:20 P.M.

Respectfully submitted,



Cara Becker
Recording Secretary