

**TOWN OF GREAT BARRINGTON
SELECTBOARD'S MEETING MINUTES**

MONDAY, JULY 25, 2016

7:00 P.M. – REGULAR SESSION

TOWN HALL, 334 MAIN STREET

ORDER OF AGENDA

PRESENT: DANIEL BAILLY
STEPHEN BANNON
BILL COOKE
SEAN STANTON

7:00 PM – OPEN MEETING

1. CALL TO ORDER: Chairman Sean Stanton called the meeting to order at 7:00 PM.

2. APPROVAL OF MINUTES:

June 27, 2016 Regular Meeting.

MOTION: Steve Bannon to approve the June 27, 2016 Regular Meeting Minutes.

SECOND: Dan Bailly

VOTE: 4-0

3. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. SB- To Vote and Sign the Interim SRF Note and Vote the Extended Useful Life of the Assets. (Discussion/ Vote) See Attached Document.

MOTION: Steve Bannon to approve the Extended Useful Life of the Assets

SECOND: Dan Bailly

VOTE: 4-0

B. Bill Cooke brought the issue of Big Y possibly not complying with the re-useable bag By-law by distributing a plastic like bag.

5. TOWN MANAGER'S REPORT:

Town Manager was absent from meeting.

6. LICENSES OR PERMITS:

A. South Main Street (Route 7) - National Grid to install a new solely owned pole 33-1 approximately 55 feet east of existing pole 33 in order to serve new solar array @ 659 South Main Street (Great Barrington Fairgrounds), also to install one new anchor west pole 33, in grass area of cemetery (sidewalk fixture to be used). (Discussion/ Vote)

MOTION: Sean Stanton to approve the permit.

SECOND: Dan Bailly

VOTE: 4-0

B. Catherine A Tzelis/d/b/a Ena at the Cove for 2016 Annual Common Victualler License 109 Stockbridge Road. (Discussion/ Vote)

Applicant was not present – she requested to continue it to the following meeting. The Board agreed.

C. Alice Maggio/ Schumacher Center for New Economics for One Day All Alcoholic Liquor License for October 22, 2016 from 4:30 PM – 7:00 PM at the Park behind Town Hall. (Discussion/ Vote)

MOTION: Sean Stanton to approve Liquor License.

SECOND: Steve Bannon

VOTE: 4-0

D. Christine Heaton/ Black Sheep Brewing Company d/b/a Big Elm Brewing for One Day Beer and Wine Liquor License for September 11, 2016 from 10:00 AM – 4:00 PM at the Great Barrington Fairgrounds, 659 South Main Street. (Discussion/ Vote)

Postpone to a future meeting where the applicant can be present.

E. Robin Vickery/ Great Barrington Fish and Game for One Day Beer and Wine Liquor License for August 14, 2016 from 11:00 AM – 6:00 PM at the Great Barrington Fish and Game Clubhouse, 338 Long Pond Road. (Discussion/ Vote)

MOTION: Sean Stanton to approve Liquor License.

SECOND: Steve Bannon

VOTE: 4-0

F. John Krol/ OneEighty Media Inc. for the permission to use Town Roads for Berkshire Running Center/ Porchlight VNA/ Home Care/ Guido's 4th Annual Eight- Mile Road Race on Sunday, August 7, 2016 starting at 8:00 AM with the race starting and finishing in Guido's parking lot. (Discussion/ Vote)

Kent Lemme from Berkshire Running Center presented in replacement of John Krol.

MOTION: Steve Bannon to approve with the DRT conditions.

SECOND: Dan Bailly

VOTE: 4-0

7. NEW BUSINESS:

A. SB- Medical Marijuana Dispensary Letter. (Discussion/ Vote)

Presenters; Brad Keaton, CEO of Theory Wellness.

Nicholas Freedman, President of Theory Wellness

Brandon Pollock

The location for the proposed dispensary is 394 Stockbridge Road. Great Barrington, MA.

Theory Wellness is requesting that the Selectboard sign a non-opposition letter so the non-profit can continue with the processes to bring a medical marijuana dispensary to Berkshire County.

They informed the Selectboard that 70% of the town's voters voted in favor of the medical marijuana dispensary.

MOTION: Steve Bannon to authorize the Town Manager to sign the letter of non-opposition for Theory Wellness.

SECOND: Dan Bailly

VOTE: 4-0

8. OLD BUSINESS:

A. Robert Malnati/ Berkshire Regional Transit Authority – Presentation re: Express Bus Trial Run. (Discussion/ Vote)

Robert Malnati; The Express Route, Rt. 21 runs from downtown Pittsfield to Great Barrington. An estimated 6258 use this route annually. Robert has sent a letter to DOT for an extension of the contract to continue funds for the upcoming fiscal year beginning November 1st.

Great Barrington ranks 3rd or 4th in users of this route out of the 25 communities with access. Steve Bannon said he did not expect the ridership to be this high. Does BRT feel the same way? Were the expectations met?

Robert Malnati said that they were anticipating about this many riders, yes.

Sean Stanton said that it was interesting to see the change in ridership throughout the year and over time. I think we should definitely continue the routes as long as the funds are available through the existing grant.

MOTION: Steve Bannon motions to continue these routes for another fiscal year.

SECOND: Dan Bailly

VOTE: 4-0

9. CITIZEN SPEAK TIME: Devin Arnold, South Street brought to the attention of the Selectboard that the clock at the end of South Street is about 45 minutes off.

10. SELECTBOARD'S TIME: Nothing to report.

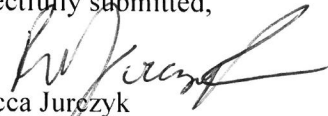
11. MEDIA TIME: Derek Gentile from the Berkshire Eagle inquired about the next steps in the process after signing the letter of non- opposition for Theory Wellness.

Sean Stanton said that on the town level, I believe it is a by-right use and it's a building permit, but please check with the Town Planner.

12. ADJOURNMENT:

On a motion by Sean Stanton, seconded by Dan Bailly, the Board adjourned its meeting at 7:40 P.M.

Respectfully submitted,


Rebecca Jurezyk
Recording Secretary

VOTE OF THE SELECTBOARD

I, the Clerk of the Selectboard of the Town of Great Barrington, Massachusetts, certify that at a meeting of the board held July 25, 2016, of which meeting all members of the board were duly notified and at which a quorum was present, the following vote was passed, all of which appears upon the official record of the board in my custody:

- VOTED:
- (1) That the Town shall issue a bond or bonds in an aggregate principal amount not to exceed \$4,900,000 (the "Bonds") pursuant to Chapters 29C and 44 of the General Laws and a vote of the Town passed May 5, 2014 (Article 8), which authorized a total borrowing of \$13,200,000, for the construction of sewers and other water pollution control facilities identified in such votes (the "Project");
 - (2) that in anticipation of the issuance of the Bonds the Treasurer is authorized to issue an interim loan note or notes (the "Notes") from time to time in an aggregate principal amount not to exceed \$4,900,000;
 - (3) that each Bond or Note shall be issued as a single registered security, and sold to the Massachusetts Clean Water Trust (the "Trust") at a price determined pursuant to the Financing Agreement;
 - (4) that the Treasurer is authorized to determine the date, the form, the maximum interest rate and the principal maturities of each Bond and Note, and to execute a Financing Agreement (or Agreements) with the Trust with respect to the sale of the Bonds and Notes, such date, form and maturities and the specific interest rate or rates of the Bonds and Notes to be approved by a majority of the Selectboard and the Treasurer and evidenced by their execution of the Bonds or Notes;
 - (5) that all action taken to date by the Town and its officers and agents to carry out the Project and its financing, including the execution of any loan commitment or agreement by the Treasurer, are hereby ratified, approved and confirmed; and
 - (6) that the Treasurer and the other appropriate Town officials are each hereby authorized to take any and all actions necessary or convenient to carry out the provisions of this vote, including execution and delivery of the Financing Agreement(s) and the Project Regulatory Agreement(s) relating to the Project.

I further certify that the vote was adopted at a meeting open to the public, that no vote was taken by secret ballot, that notice stating the place, date, time and agenda of the meeting (which agenda included the adoption of the above vote) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance

with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decisions in connection with the sale of the Bonds or Notes were taken in executive session, and that the official record of the meeting was made available to the public promptly and remains available to the public, all in accordance with G.L. c.30A, §§18-25, as amended. I further certify that the vote has not been amended, supplemented or revoked and remains in effect on this date.

Dated: July 25, 2016

Clerk of the Selectboard

AM 58260678.1

**TOWN OF GREAT BARRINGTON, MASSACHUSETTS
VOTE OF THE SELECT BOARD**

I, the Clerk of the Selectboard of the Town of Great Barrington, Massachusetts, certify that at a meeting of the board held July 25, 2016, of which meeting all members of the board were duly notified and at which a quorum was present, the following vote was unanimously passed, all of which appears upon the official record of the board in my custody:

Voted: that the maximum useful life of the departmental equipment listed below to be financed with the proceeds of a portion of the \$2,638,250 borrowing and the \$600,000 borrowing, each authorized by votes of the Town passed May 9, 2016, Article 4 and Article 6, respectively, are hereby determined pursuant to G.L. c.44, §7(9) to be as follows:

<u>Purpose</u>	<u>Borrowing Amount</u>	<u>Maximum Useful Life</u>
Fire Truck	\$600,000	20 years
Dump Truck	225,000	10 years
Air Packs	200,000	10 years
Voting Machines	33,000	10 years

I further certify that the vote was taken at a meeting open to the public, that no vote was taken by secret ballot, that notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above vote) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b) at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the subject matter of this vote were taken in executive session, and that the official record of the meeting was made available to the public promptly and remains available to the public, all in accordance with G.L. c.30A, §§18-25 as amended.

Dated: _____, 2016

Clerk of the Selectboard