

STOCKBRIDGE SELECT BOARD MEETING MINUTES
Thursday, December 10, 2020
5:30 p.m.
TOWN OFFICES, 50 MAIN STREET

Present:

Chuck Cardillo, Roxanne McCaffrey, Patrick White and Mike Canales

Call to Order:

Chuck called the meeting to order.

The Board heard interviews for the Town Treasurer/Collector position. First was Christine Goretti followed by Ericka Oleson. The Board decided to review and have a decision at their upcoming Monday meeting.

Next, Chuck made a motion that the Board accept the minutes for November 11th and November 19th, 2020. Roxanne seconded; all were in favor.

Mike noted that the Town received three bids for the re-bid of the Cat & Dog fountain restoration project. The Fountain Committee reviewed the proposals and have recommended that Timberwolf Restorations be awarded the project; they were the low bidder at \$43, 200. Mike asked that the Select Board authorize him to contract with Timberwolf Restorations and award them the bid for the Cat & Dog fountain restorations. Chuck made a motion that the Board allow Michael to accept the bid for Timberwolf for the Cat and Dog fountain. Roxanne seconded; all were in favor.

Next was to award bid for the Curtisville Bridge Temporary Utilities Relocation & Related Work project. Mike noted that this project went back out to bid through Foresight and the Town received five bids on the project. The low bidder was W.J. Keller at \$252,396 and they meet all requirements. Mike asked the Board to authorize him to enter into a contract with W.J. Keller for the Curtisville Bridge Temporary Utilities Relocation & Related Work project. Chuck made a motion that the Board allow Mike to enter into a contract with W.J. Keller to do the work at the Curtisville Bridge. Roxanne seconded; all were in favor.

Next was to award the MVP (Municipal Vulnerability Preparedness program) Grant Consultant. Mike said that the application was submitted and the Town was approved for a grant of \$38,000. Pre-qualified vendors were required and they are recommending to use BSC Group as the consultant for the MVP plan. Once the plan is in place, we can then get MVP planning grants in order to fix issues related to climate change. Chuck made a motion that the Board allow Mike to go into contract with BSC Group to move ahead on the project. Roxanne seconded; all were in favor.

Next the Board took action on 2021 yearly Alcohol License renewals:

Mike read the following list of licensees:

- Berkshire Theatre Festival
- Boston Symphony Orchestra – Tanglewood
- Greenland Market, LLC – Elm Street Market
- I Shree 2 – LLC
- Michael's of Stockbridge
- The Norman Rockwell Museum at Stockbridge
- Oryan, Inc. – DBA Once Upon a Table
- Roaring, LLC, DBA Red Lion Inn
- Stockbridge Golf Club
- Stockbridge Sportsmen's Club
- Stockbridge Wine Cellar
- Theresa's Stockbridge Café
- The Wheatleigh Corp.

Chuck made a motion that the Board approve the alcohol licenses for the list given. Roxanne seconded; all were in favor.

The joint meeting with Stockbridge School Committee members was next to discuss and appoint a member to the BHRSD School Committee. Present for the School Committee were members Corey Sprague and Jason St. Peter. Mike said that they were there to consider the one opening on the Berkshire Hills School Committee. Letters were submitted by Sean Stephen and Nick Fredsall and were reviewed and a majority vote is required by the Select Board and the two committee members. Following discussion votes were cast: Jason St. Peter for Sean Stephen; Corey Sprague for Sean Stephen; Patrick White for Sean Stephen; Roxanne McCaffrey for Sean Stephen; and Chuck Cardillo for Sean Stephen. Sean Stephen was appointed to replace the remainder of Dan Weston's term. Chuck thanked Nick for his interest.

Setting Entertainment License hours was again open for discussion. Chuck stated that all needed to be treated the same and he felt that 11:00 p.m. was appropriate for the residential zone and 1:00 a.m. for business zone. Roxanne agreed. Nick Paleologos spoke representing Berkshire Theatre Group and urged the Board to accommodate three act plays and that 11 p.m. would be problematic; midnight or later would be better. Chuck asked how often they need to go past 11 and Mr. Paleologos replied that it was at least once a season. Chuck said that a special one-night extensions can be applied for. Mike said that in the past, aside from last year, entertainment went until 11 p.m. and exemptions were addressed case by case for later times. Patrick said he would prefer that they accommodate the BTF's needs. Roxanne felt that with a uniform time there is the opportunity to come in for a special license for the specific plays as needed. Brian Cruvey said that he did not anticipate them going until midnight at Naumkeag. Kyle Ronayne from the BSO stated that a large factor with the time is the increase of wedding venues and requests for later hours. Chuck said that he did not have objections to midnight but felt a

special one day for later hours provides for better control and abutter notice. Roxanne agreed. Roxanne also stated the one play would be considered one event and fall under one one-day permit. Patrick felt that this was still problematic and preferred a midnight limit. Roxanne asked if legally a distinction can be made on indoor and outdoor events? Mike said he would check on this if they want to table this discussion until the 17th meeting. Chuck made a motion to continue the discussion until the December 17th, 8 a.m. meeting. Roxanne seconded; all were in favor.

Last was discussion concerning rental properties. Ben Liptzin, 6 Emmerson Lane, discussed the property on 7 Hawthorne Road and it's use as a rental property; advertised as a party house, accommodating for up to 15 people. He sited noise problems during the day and evenings along with septic system issues and the rental of unauthorized additional living space. Loretta Scheel felt that there should be some consideration for the neighborhood, with noise being the major issue. They are looking for some recourse on the situation. They were asking the Board if existing rules can help or if new rules are needed. Chuck stated that the State dropped the ball on this and there are no Town bylaws that can be regulate air B&Bs. Mike agreed with Chuck's statement; these rentals are not included in the building or fire codes and that the individual communities were left to create regulations. Kate felt that a bylaw should be a priority with the planner. Roxanne said that Tri-Town Health reported that the septic system was fixed and that this situation is an extreme example of what can go wrong. These issues can also be reported to Air B&B but that she did not have a lot of faith in the reporting. Roxanne felt that it could be addressed by having there be a local owner or local property manager along with ensuring that the use does not exceed what it is listed for, especially concerning the septic rating. Christine Rasmussen noted that the hired planner's contract is addressing other Town issues currently. They recognize that Air B&Bs are an issue but they may not be able to get this done before Town Meeting. Barb Zanetti, Stockbridge Chamber, seconded the opinions making this is a priority as it is a hardship on the business community who have regulations. Mike recommended looking at what funding is available and possibly have a separate contract with Regional Planning to begin looking at this. Chuck suggested giving Mike the authority to look into Berkshire Regional Planning or Town Counsel to address this issue. Roxanne reminded people that there are also a lot of responsible Air B&B owners. Chuck said that they will have Mike look into the best route to do this, at the fastest pace they can and do their best to get something on for May meeting.

Adjournment:

With no further business, Chuck adjourned the meeting.