

## **Minutes from Board of Selectmen's Meeting**

**May 26, 2020**

Present: Mark Newman, Brian O'Rourke, George Riley  
Joanne Grybosh, Town Manager

**Motion:** Mark motioned to open meeting at 7:02 p.m. George seconded. All in favor. Motion carried.

### **Bid Opening for Yanner Park Driveway**

Four bids were received for Yanner Park driveway. The Board opened the bids and read results aloud. They then reviewed bids and discussed to be sure bids met the requirements of specs. Brian read aloud the legal notice.

1. **Woloshchuk** Enterprises in Monson, MA – 7 items listed in his proposal - **\$17,357**.
2. **Craig R. Tighe** in East Otis, MA – written to meet bid specs, on the assumption that boulders are onsite, additional charge of \$3,500 - **\$22,500** base bid. Offers alternate item to consider - moving the parking area to south side. This is not part of scope so not considered.
3. **Michael Bianco** from Pittsfield, MA – letter thanking for oppty to bid. - **\$115,895**
4. **D.R. Billings** from Lanesborough, MA – to create a durable all season parking area – as per scope of work. Exclusions were listed. **\$40,925**.

Discussed two lowest bids.

**Motion:** Mark motioned to accept bid from Woloshchuck Enterprises from Monson, MA. There was then further discussion about background check.

Adam Brown asked if we can talk with someone about a project he did? Adam expressed concerned that budget is \$25K. Adam Brown is willing to do reference checks.

Make motion to accept bid pending reference checks.

**Motion:** Brian motioned to accept bid from Woloshchuck pending reference checks. Mark seconded. All in favor. Motion carries.

### **Signed minutes**

### **Signed purchase orders**

### **Roger Ball to submit plans for upgrading a pre-existing non-conforming structure.**

Brian stated that Roger did explain that his father passed away and he was making funeral arrangements. This has been Rogers's family home since the 1940s and is located at 175 New Hartford Rd. He is looking to put addition. He has maple sugar house and barn and wants to add on to it. Creating more storage and place to store equipment, tractor, wood splitter, etc.

He submitted plans to Planning Bd. On March 10 and was rejected by Planning Board because it does not meet setbacks.

Roger said it is 11 feet to property line. He wants to improve structure considerably. Add 24 more feet that would still be 11 feet away from property line.

The portion of the storage he would move it back from 7' to 11' setback.

Brian read aloud section 5 of the bylaw.

Brian said he did some research and he believes if agricultural, it would require a variance and not a special permit. He raised checking Town Counsel. In speaking with Roger Ball, he said that he indicated he just wants to do what is right, adhere to bylaws of town, and make property look better. Right now things are covered with tarps in the yard.

Roger Kohler said that Planning Board voted unanimously to reject although they did not consider an agricultural angle but we can look into it.

Nina Carr commented that Sandisfield did pass a right to farm bylaw and was wondering if that has any effect on this project?

George said that he doesn't think right to farm is relevant here and it is more a question of agricultural use of a structure – is it a variance or special permit?

Brian asked for permission to contact Town Counsel. He thinks this may come under special permit. It would be more appealing to see a nice structure vs. tarps on the property. He said Roger Ball wants to follow the guidelines of the town.

The topic was tabled for a week.

**Motion:** Mark motioned to table till next week for Brian to approach attorney and find out procedure. Brian seconded. All in favor. Motion carries.

### **Discuss the Transfer Station Swap Shop Guidelines**

Joanne read aloud the draft rules and explained this is a living document that we can modify if needed.

Roger Kohler asked about a sign. Joanne replied that one is being made and that additional communications would be posted on Town website.

Nina expressed concern that Keith is going to have to make some judgement calls so things don't pile up in there. Brian emphasized building is not open yet.

Each week, item would be given a colored sticker so things don't pile up over a long period.

Mark said rules seem to be pretty spot on. George said this is a pretty exhaustive list and there may be things we change once we get up and running.

It was noted by Nina that Keith is concerned about electronics and people having to go to Town Hall to get a little piece of paper.

George indicated that we set up this ticket process because in Dec. of 2018 the employee was Master Garbologist so he was not legally able to accept cash. Now we have a Town transfer station employee he is covered by an umbrella bond that covers all town employees. George said we are in a position now to simplify that process. Go to transfer station and pay on the spot and not go to town hall when it is open and go through additional hoops just to bring something to the transfer station.

Brian stated it is a possible to pay online for stickers and improve the process to be more efficient. He mentioned that the transfer station is under authority of DPW.

**Motion:** Brian made motion to approve Swap Shop guidelines. George seconded. All in favor. Motion carries.

### **Discuss Summer Schedule**

George said we met during July and August last year because we had extra stuff. He is good with meeting every other week this year in July and August.

Mark said we will meet through June.

Brian said every other week in July and August is good with him but asked to table until next week so he can check his schedule.

### **Town Manager Update**

Items were discussed above.

### **Future agenda**

George - not at this time

Brian – summer schedule and Roger Ball.

Roger Kohler said Planning Board is working on a couple of things including marijuana bylaw and wants to be on a future agenda

8<sup>th</sup> grade graduation.

Mark said send us info you want us to review and pick a date you want us to meet.

### **Topics not reasonably anticipated by the chair.**

Dominic Konstam Jr. wanted to follow up on Jeep discussion. Is there an update on that?

Mark said we are not going to close road permanently. Legal town roads. Vehicles are registered and licensed operators.

George said we might be able to close temporarily.

Brian talked about roads being discontinued or abandoned. Highway Super has ordered signs for temporary closing.

Dominic Sr. said that would be great.

Mark said Police Chief has pulled them over, legally licensed.

Brian said not a lot we can do but temporarily close road.

Dominic Sr. said he would like to know the portion of Chapter 90 that is allocated to that road?

Brian said it is not pertaining to the road you are questioning....we have to approach as a total area.

We get \$365K. I don't have a breakdown by road. I am sure the Highway Superintendent can provide that at some point.

Dominic Sr. said I think the road signs are great. There is a lot of truck traffic and littering.

Brian said OUI and littering can be ticketed. Dominic said he is picking up cans constantly.

**Other topic**

Lynn Rubinstein – Do we have an update on the broadband situation? In Otis starting June 1, they are going to start installing in homes.

Brian – the fiber was already run, they are starting it back up. The one thing that is going to take some time is the telephone poles that they need to check. When there is new information, we will post it.

George – once poles are done, it will go pretty quickly.

**Motion:** Mark motioned to adjourn at 8:15 p.m. Brian seconded. All in favor. Motion carries.

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Board of Selectmen

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Mark Newman, Chairman

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Brian O'Rourke

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George Riley

