



BOARD OF SELECTMEN

TOWN HALL BUILDING  
8 PARK STREET

Wednesday, April 20, 2022, 7:00 p.m.

BOARD OF SELECTMEN  
MEETING MINUTES

**CALL TO ORDER:** On the above date the Board of Selectmen held a meeting at the Town Hall Board of Selectmen Room. The meeting was called to order at 7:00 p.m. by Vice Chair Hoyt. Present from the Board of Selectmen were Vice Chair Hoyt, Members Nowak Blanchard and Rosenberg. *Chairman Duval was absent.* Also present were Town Administrator Green, Administrative Assistant Yina Moore and Alan Moore, Brian Rhodes from iBerkshires, and Peter Gentile from NBCTC.

*The Pledge of Allegiance was recited.*

**APPROVAL OF MINUTES:** The minutes for the *March 31, 2022, April 6, 2022 and April 7, 2022 Meetings* were submitted for approval. *Motion made by Member Blanchard to waive reading and approve the minutes for the March 31, 2022 Meeting as submitted, second by Member Nowak. Abstention by Member Rosenberg. Voted in favor were Vice Chair Hoyt, Member Blanchard and Member Nowak. Motion passed. Motion made by Member Nowak to waive reading and approve the minutes for the April 6, 2022 Meeting as submitted, second by Vice Chair Hoyt. Abstention by Members Blanchard and Rosenberg. Voted in favor were Vice Chair Hoyt, and Member Nowak. Motion passed. Motion made by Member Blanchard to waive reading and approve the minutes for the April 7, 2022 Meeting as submitted, second by Member Nowak, Abstention by Member Rosenberg. Voted in favor were Vice Chair Hoyt, Member Blanchard and Member Nowak. Motion passed.*

**PUBLIC COMMENT:** *No members of the public came forward at this meeting.*

NEW BUSINESS

**Ceremonial Swearing-In of Officers, K. Stant, C Lampiasi, and Special Officer T. Sorrell.** It was noted that this will be rescheduled to a later date.

**Set Town Meeting Date, June 21, 2022, 6:00 p.m.** *Vice Chair Hoyt* announced that Town Meeting will be held at Adams Memorial Building, in the gymnasium. *Motion made by Member Blanchard to set the Annual Town Meeting Date to June 21, 2022 at 6:00 p.m., second by Member Rosenberg. Vote: unanimous. Motion passed.* It was noted that the Town Clerk advised that everything is on schedule to go forward as planned.

**Open Town Meeting Warrant:** *Motion made by Member Blanchard to open the Town Meeting Warrant effective immediately, to be closed on May 4, 2022 at 4:00 p.m., second by Member Rosenberg. Vote: unanimous. Motion passed.*

## PUBLIC HEARING

**All Alcoholic Beverages License Application:** *Adams Theater LLC, 27 Park Street, Adams, MA 01220, 7:10 p.m.* Vice Chair Hoyt explained that Town Counsel had given her input on the public hearing, but was not able to attend the meeting. ***Motion made by Member Rosenberg to go into Public Hearing for the All Alcoholic Beverages License Application for the Adams Theater, LLC. At 27 Park Street, Adams, second by Member Blanchard. Vote: unanimous. Motion passed.*** Yina Moore and Alan Moore, representing Adams Theater LLC, were in attendance. Vice Chair Hoyt advised she and Member Blanchard have been working with Town Counsel on the application and there was some communication and a difference of opinion between Town Counsel and Ms. Moore and her attorney who supplied some information regarding the requirements of the ABCC. Ms. Moore introduced herself as the owner of Adams Theater, LLC at 27 Park Street, and advised she is working together with Alan Moore, the Operations Manager of the theater. She explained that Adams Theater, LLC is applying for a pouring license for the Theater, and the premises has a storefront retail café space, an old boiler room and a bathroom that can be converted for alcohol service. She advised that the focus is on finishing the bathrooms and restoring the storefront to have it open for events and other uses. She explained the goal is to have the license and plan for small festivals and small events because alcohol service is important for long-term success. She noted she plans to collaborate with other restaurants and food trucks to serve food with the activities. It was explained that Alan Moore would be the alcohol license manager, as he is organized, detail-oriented and responsible. She advised she would like to identify a long-term tenant to manage the food and beverage part of the business. She explained she was given mixed information regarding the alcohol license. She advised that her attorney believed if 50% of the LLC is a United States Citizen there is no need to change the structure, but Town Counsel believes other way around. She emphasized that if need be, she will restructure. Vice Chair Hoyt reviewed information provided by Ms. Moore regarding pouring licenses and citizenship as it relates to LLC's and also the information provided by Town Counsel which has a difference of opinion and provided the ABCC section requiring proof of citizenship, certificate of birth, naturalization and Chapter 138, Section 26 of Massachusetts General Laws concerning the alcohol manager, but not about the LLC. It was pointed out that if Alan Moore is the alcohol manager that would help in this situation. It was explained that the administrative side of this is being worked out and it was noted that more time was needed for the lawyers to sort this out. Member Blanchard inquired whether the entry to the theater would be through the café or from a separate entrance, and it was explained that the Theater has four exits that go into Armory Court. It was pointed out that the current flow plan does not prevent people from entering the theater through the café, so it was recommended that people enter through Armory Court. It was noted that the café, trying to do business with people entering the theater, may get congested. It was opened to the public to provide comments, and no comments were received. ***Motion made by Member Blanchard to close the Public Hearing, second by Member Rosenberg. Vote: unanimous. Motion passed.*** Vice Chair Hoyt advised that the recommendation from Town Counsel was to table this until he is back in town. ***Motion made by Member Blanchard to table the All Alcohol License Application for Adams Theater, LLC at 27 Park Street, second by Member Rosenberg. Vote: unanimous, motion passed.***

## DEPARTMENT REPORTS

**Town Administrator:** *Town Administrator Green* advised the Town is moving ahead with a variety of projects. He noted it is vacation season for the state offices. He reported that the DPW has been out filling potholes and putting forth significant effort on that. He advised there is one more budget workshop before the budget approval and then he will be assembling the Town Meeting Warrant.

*Member Rosenberg asked for an update on the shortage of pothole fill chemicals, and it was noted they weren't needed anymore as the plants are now open.*

**Town Counsel:** *There was no Town Counsel Report for this meeting.*

**SUBCOMMITTEE AND LIAISON REPORTS:** *Member Rosenberg reported that the Board of Health is trying to backfill for two Board of Health upcoming vacancies so there will be write-in votes for people running for the position as it is too late to put in papers. Vice Chair Hoyt thanked Joyce Brewer and Peter Hoyt for their service on the Board of Health. Vice Chair Hoyt advised that the Viking Pub submitted a notification to the Board of Selectmen that they will be closed from May 5, 2022 to May 24, 2022, for a formal public notice.*

**ANNOUNCEMENTS AND GOOD OF THE ORDER:** *Member Nowak expressed concern about the situation in Ukraine. He noted his faith is very strong, and read aloud a statement provided from his sister from the parochial school in town. He expressed hope that there is a quick resolution of the war, and noted it is heinous to see what is happening with people being slain indiscriminately. He announced that this is the last public meeting before election time and asked people to get out and vote, as it is their civic duty. Vice Chair Hoyt advised that voting will be held on Monday, May 2<sup>nd</sup> and the polling location has been changed to Adams Memorial School. Specimen ballots are available online and voting will take place from 7:00 a.m. to 7:00 p.m. at Adams Memorial Building on Columbia Street.*

#### **EXECUTIVE SESSION**

*#3. To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares;*


*At 7:29p.m. Motion made by Member Rosenberg to enter into Executive Session for Reason #3 and coming out only to adjourn, second by Member Blanchard. Vote: Vice Chair Hoyt, Members Blanchard, Nowak and Rosenberg. Motion passed.*

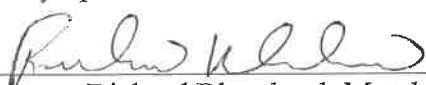
*At 7:58 p.m. Motion made by Member Blanchard to exit the Executive Session, second by Member Rosenberg. Roll Call Vote: Vice Chair Hoyt, Member Blanchard, Member Nowak and Member Rosenberg. Motion passed.*

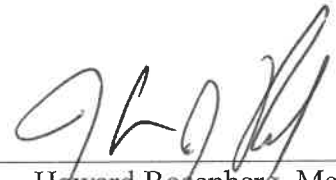
**ADJOURNMENT:** *At 7:59 p.m. Motion made by Member Blanchard to adjourn, second by Member Rosenberg. Vote: unanimous. Motion passed. The meeting adjourned at 7:59 p.m.*

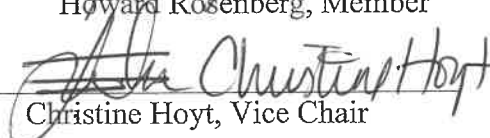
*Respectfully Submitted,*

Deborah J. Dunlap, Recording Secretary

  
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Joseph Nowak, Member

  
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Richard Blanchard, Member

  
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Howard Rosenberg, Member

  
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Christine Hoyt, Vice Chair