

TOWN OF ADAMS SELECTMEN'S MEETING AGENDA

WEDNESDAY, November 6, 2013 – 7:00 PM

TOWN HALL, MEETING ROOM, 1st FLOOR, ADAMS, MA 01220

1. **CALL TO ORDER – 7:00 PM**
2. **READING OF MINUTES : September 4th & 11th, 2013**
3. **CITIZEN'S CONFERENCE**
4. **PUBLIC HEARING**
 - 7:10 PM – Wine & Beer License – Firehouse Café
5. **OLD BUSINESS**
 - Request by Member Nowak
6. **NEW BUSINESS**
7. **SUBCOMMITTEE/LIAISON REPORTS**
8. **A. ADMINISTRATOR'S REPORT**
B. PUBLIC WORKS DEPARTMENT
C. POLICE DEPARTMENT
D. COMMUNITY DEVELOPMENT
E. OTHER DEPARTMENTS
 - Appointment of Casimer R. Kuza to the Board of Registrars**F. TOWN COUNSELOR'S REPORT**
9. **ANNOUNCEMENTS**
 - American Legion Poppy Fundraising Campaign – November 6th – 10th
 - Veteran's Day Ceremony – November 11th
10. **APPROVALS**
11. **OTHER BUSINESS**

CLERK

TOWN CLERK
ADAMS HASS.

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1. Agenda items

12. **GOOD OF THE ORDER**

13. **EXECUTIVE SESSION**

14. **ADJOURNMENT**

November 6, 2013

On the above date the Board of Selectmen held a meeting at Town Hall at 7:00 PM. Chairman Duval presided, present: Michael Ouellette, Arthur Harrington, Joseph Nowak, Richard Blanchard, Jonathan Butler, Town Administrator and Edmund R. St. John III, Town Counsel.

Chairman Duval called the meeting to order at 7:00 PM.

READING OF THE MINUTES

A motion made by Member Ouellette, seconded by Member Harrington to approve and waive the reading of the minutes from September 4th & 11th, 2013 – Unanimous motion passed.

Chairman Duval announced that there will be a Public Hearing at 7:10 PM, in the meantime he will move forward with the agenda items till 7:10 PM.

CITIZENS CONFERENCE

Anthony V. Donovan, Commander for the American Legion – Adams Post #160 spoke regarding the annual American Legion Poppy Fundraising Campaign that will run from November 6th – 10th, 2013.

SUBCOMMITTEE/LIASON REPORT

Member Nowak updated the Board on the Solar Bylaw, and hopes to have a final draft for the Board soon.

ADMINISTRATORS REPORT

1. Austin Design Company, the Town's Architect for Library renovations, has completed their evaluation of the facility and is now developing design plans and detailed cost estimates for the project. With this information coming together, there will be another meeting with the Project Steering Committee and the Library Trustees in early December. At that time, we hope to begin to finalize a scope for this project so that it can be prepared for bid. The Town would be seeking to hold a Special Town Meeting to attain approval for the funding of this project in late January / early February of the coming year.
2. EDM Architects, the Town's Architect for the Memorial Building roof project, continues to prepare final design plans for the roof replacement. In the past week, they have completed detailed measurements and have begun taking test cuts on the existing roof to determine more specific design and demolition specifications. The project is expected to be prepared for advertising and bid in 4-6 weeks. Construction is planned for the winter months.
3. MassDOT is planning on holding a public presentation to discuss the extension of the Ashuwillticook Trail and the proposed rail extension for Berkshire Scenic Rail. Currently, the re-design portion of the rail trail extension has been completed with

necessary modifications to accommodate the rail design, that portion of the project is proposed to go out to bid in December. This presentation will be held at the Visitor's Center and the Town is working with MassDOT to firm up a date for later this month.

PUBLIC HEARING

A motion made by Member Ouellette, seconded by Member Harrington to open the Public Hearing for the Firehouse Café at 7:10 PM – Unanimous motion passed.

Shane Morris and Gail Ann Sellers representing the Firehouse Café answered questions from the Board regarding their application for a Wine & Beer license. This is the second time this item has come before the Board for approval, the change is Gail Ann Sellers will be the Manager of Record. The Board's concern was that each employee be certified in TIPS training or another such program. Member Nowak was opposed to this restriction and felt they should have a set time period for training; other Members felt employees should have the training before serving alcohol to customers. The applicants confirmed with the Board that each employee will have the proper training and be certified.

A motion made by Member Ouellette, seconded by Member Harrington to approve the Wine & Beer application for the Firehouse Café with the restriction that employees must be trained and certified with the TIPS program or an equal training program – 4 Yeas, 1 Nay (JN) – motion passed.

OLD BUSINESS

Chairman Duval commented that the request from Member Nowak was discussed at the last Workshop meeting of the Board; at that meeting Member Nowak decided that he didn't want to put a motion forward and to remove the request. Member Nowak commented that he would like to revisit the request. He stated the reason he is because he feels very strongly about it, civic involvement is an important component of a student's educational pursuit also knowing the thoughts and concerns of adolescent aged students can make us more aware as a community to accommodate their needs, a lot can be learned from listening. I have no intention in making this exchange of information into a show. My intent is clear; my hope is that as a Board will gain the needed insight necessary to make decisions that affect the youth of Adams. I will not be asking for a lot of time for this request. I would be asking each school's representative to come to a televised meeting so that the students could be exposed to an audience, it in its self an important learning tool. Only one school governing body representative would be asked to attend the meeting at a time thus minimizing the time taking away from other agenda items. Also he would ask to have our questions and concerns submitted to students prior to the meeting thus allowing school council members adequate time to put together their responses. This would allow for more streamline and cohesive responses to our inquiries, it would also be a time saver measure. I would like to have this request voted on by the Board Members so an consciences can be reached. If approved he will finalize plans by communicating with school administrators and teachers from HVM&HS, BArT, and St. Stan School. Having to spoken to personnel from these schools their input was positive. All correspondence will be funneled through Chairman Duval. Chairman Duval asked the Board Members if there was anything they would like to add to this

request. Member Harrington was confused on what Member Nowak was requesting, are we providing questions for the students or will they be asking questions of the Board. Member Nowak stated he thought to have questions ahead of time, what we can do as a community to help accommodate the needs of the youth which are the future of our community. He thinks it's important and we can learn a lot from the kids. Member Blanchard is in favor of the students asking the Board questions or bringing issues to us.

A motion made by Member Nowak, seconded by Member Harrington for the Board to invite one class to one meeting a year – 2 Yeas, 3 Nays (JD, AH & MO) motion failed.

OTHER DEPARTMENTS

A motion made by Member Nowak, seconded by Member Ouellette to approve the appointment of Casimer R. Kuza to the Board of Registrars – Unanimous motion passed.

TOWN COUNSEL REPORT

The following work has been performed since my last report:

- Meeting with Town officials regarding appeal of Planning Board decision and denial of issuance of building permit, rejecting site plan approval for solar array project, and research applicable law in preparation for appeal.
- Review of application documents submitted on behalf of Firehouse Café.
- Communication with Town Administrator regarding the intermunicipal agreement between Town and Adams Fire District.
- Receipt of decision from Berkshire Superior Court dismissing Piccone lawsuit against Adams Police Department and communication with Town Administrator regarding this result.

ANNOUNCEMENTS

Chairman Duval announced that on November 11th, 2014 at 11:00 Am there will be a Veteran's Day Ceremony held at the Veteran's Memorial located next to Town Hall.

A motion made by Member Ouellette, seconded by Member Harrington to approve the Veteran's day Ceremony on November 11th, 2013. – Unanimous motion passed.

Jonathan Butler, Town Administrator announced that the Town is still looking for a second Christmas tree. If anyone is able to donate one to the Town, we will take care of the removal of the tree and will give them a tree to replace it.

OTHER BUSINESS

Member Duval read a letter from the Zoning Board of Appeals thanking Patricia Felino for her many years of dedication as a Board Member. Ms. Felino resigned in September after 14 years on the Board of Appeals; she recently moved to Cheshire and could no longer serve in Adams.

Member Nowak asked if the Town should put an ad in the local newspaper regarding the vacancies on Boards to help fill them. Mr. Butler said that if the Board would like to advertise them he would but the cost for ads can be over a couple hundred dollars. Member Nowak didn't realize the cost would be so high and told him to scrap that idea.

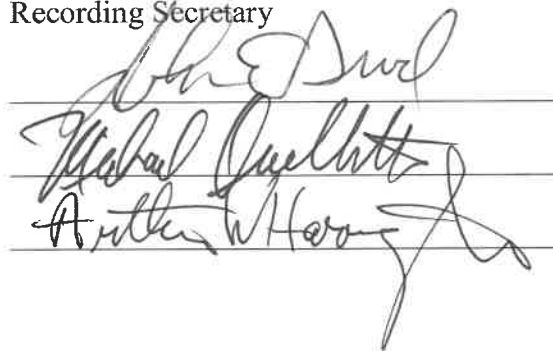
Agenda items:
Solar Bylaw discussion – 6:00 PM

GOOD OF THE ORDER

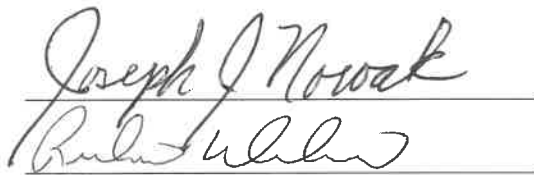
Member Nowak wanted to give a shout out and thanks to Pope John Paul the Great Parish Charity Center. He feels they do great work and wanted residents who are in need that the program is available on Wednesdays 11 – 1 and 4 – 6 PM. Also he read that the Federal Government cut billions of dollars out of the Fuel Assistance program and the state is going to put in 20 million to try and close the gap. He wanted the public to be aware and he also would like to congratulate the Hoosac Valley Boys & Girls Soccer team on their Southern Division Championship.

With no further business to transact a motion made by Member Ouellette, seconded by Member Nowak to adjourn at 7:49 PM – Unanimous motion passed.

Respectfully Submitted
Melissa Schaffrick
Recording Secretary



Three handwritten signatures are written over a horizontal line. The first signature is 'John D. Nowak', the second is 'Michael Ouellette', and the third is 'Butler W. Hoang'.



Two handwritten signatures are written over a horizontal line. The first signature is 'Joseph J. Nowak' and the second is 'Butler W. Hoang'.