

Minutes of Meeting – November 6, 2019; meeting called to order at 7:00pm. Present: Dave Roche; Ed Lane; Marybeth Mitts. Absent: Warren Archey; Neal Maxymillian.

Announcements: EL reminded everyone about the STM scheduled for tomorrow night at 7pm in the Duffin Theatre at the high school.

MOTION by MM, seconded by DR to accept the Minutes of October 16 as amended. 3/0 vote.

Citizen's Open Forum: Kate McNulty Vaughan stated that the Lenox Land Trust will be meeting on 11/14 at 7pm in the Community Center, and all are welcome to attend. She, and Ellen Jacobson, also went over the statistics as to how many items were repaired at the Fix-it Fair; the next two scheduled fairs will be held on the fourth Saturday of March and October.

Consent Agenda: MOTION by MM, seconded by DR to approve the consent agenda as follows: appointment of Andrew Holt to the Environmental Committee; one-day W&M license to Ventfort Hall for 11/23 from 5-9pm; one-day W&M license to Lenox VFW for 11/9 from 5-9pm at St. Ann's Parish Center; one-day A/A license to Mark Pignatelli for 12/8 from 11am-1pm in the Community Center Ballroom; one-day A/A license to Birchwood Inn for 12/31 from noon-noon; approve of said Conservation Restriction as presented, and to execute the necessary document. 3/0 vote.

Verizon Hearing: Paul Davis, a representative from Verizon, came before the Board seeking permission to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of Walker Street. The representative explained that they are seeking permission to place conduit to accommodate a MA Department of Transportation road reconstruction project, and to provide for the distribution of intelligence and telecommunications. MOTION by MM, seconded by DR to approve the petition as presented. 3/0 vote.

Retail Marijuana Sales: Attorney Andrew Hochberg explained that his client, Navin Shah, d/b/a Krishna Lenox, is looking to open a retail marijuana establishment in a building that he owns located at 55 Pittsfield Road. Attorney Jim Smith then explained that all required security measures will be abided by, and that they look forward to moving this project forward with the Town.

Article 97 Agreement/Aspinwall property: The CAO explained that the Town gave authorization to the Board at the May ATM to sell the 1.546 acre lot. MOTION by MM, seconded by DR to proceed to sell this 1.546 acre lot, located at 293 Main Street, as drafted by Town Counsel. 3/0 vote.

CAO briefly went through the highlights of the new 3-year contract with the DPW/Teamsters. MOTION by MM, seconded by DR to approve the DPW/Teamsters 404 contract as presented. 3/0 vote.

The Board reviewed the various motions for the upcoming Special Town Meeting. EL stated that new information had come to light regarding Article #3, Inspection and Registration of Short Term Rentals, and so he wanted to discuss this particular article further. It was brought up that the inspection regulations have changed since the Town Meeting warrant was posted, and that the Town needs to look at amending the language of this Motion. Several audience participants had concerns with the need to comply annually with zoning, building, safety and housing codes, as well as other requirements such as the need to install sprinklers in their homes. EL stated that perhaps the Town should consider deleting the inspection portion of the bylaw, and stick with the registration language at this time. MM agreed that we want the registration portion, but perhaps we need to work more on the inspection side. It was agreed that the application shall be in a format approved by the Board of Selectmen, and that the Town Clerk will issue a registration number upon approval of an application. MOTION by MM, seconded by DR to accept the amendment form as written by the CAO, striking references to inspections, subject to Town Counsel approval. 3/0 vote.

The CAO mentioned that the previous senior officer recently resigned, and the next officer with the most seniority does not wish to be appointed as senior officer. Accordingly, it is necessary to amend the current Police Association contract, striking reference to senior officer, and replacing it with a sergeant position. MOTION by DR, seconded by MM to amend the Police Patrolman Association Contract by adding reference to a Sgt. position, and deleting reference to Senior Officer. 3/0 vote.

BOS Reports: MM stated how great the Harry Potter event was at the library; Affordable Housing Committee held a meeting to discuss the Sawmill property, and the feasibility of the site for a public safety facility. A joint meeting between the Affordable Housing Committee and the Permanent Buildings Committee will be scheduled to discuss this further. The Cultural District group met earlier

tonight, highlighting what comprises the district. DR reiterated the great job done by the library on the Harry Potter event, and with the coordination with the Community Center on Truck or Treat; he also mentioned the dedication plaque for the Westinghouse lighting fixtures.

Meeting adjourned at 8:30pm.

Minutes Taken By: \_\_\_\_\_ Minutes Accepted By: \_\_\_\_\_  
Mary Ellen Deming Clerk  
Director of Administrative Services Board of Selectmen

List of Documents: Appointment request; Two, one-day W&M License applications; two, one-day A/A License application; Conservation Restriction (The Mount); Verizon Petition for Conduit Location (Walker Street); STM motions.