

Minutes of Meeting – October 20, 2021; meeting called to order at 6:00pm. Present: Marybeth Mitts; Neal Maxymillian; Warren Archey; Ed Lane; Dave Roche.

The Board held a joint meeting with the Planning Board to appoint someone to fill the vacancy left by Lauryn Franzoni Pederson. MOTION by NM, seconded by DR to open the joint meeting. 5/0 vote. One letter of interest was received from Susan Lyman. MOTION by NM, seconded by DR to appoint Susan Lyman to fill the position vacated by Lauryn Franzoni Pederson in accordance with Chapter 41, Section 11 of the MGL. The Boards voted by roll call vote: MM (Yes), DR (Yes), EL (Yes), WA (Yes), NM (Yes), Katie McNulty Vaughan (Yes), Pam Kueber (Yes), Tom Delasco (Yes), Jim Harwood (Yes). This individual will serve until the May 2022 election, at which time their name would need to be placed on the ballot to complete the remaining term until 2025. MOTION by NM, seconded by EL to close the joint meeting. 5/0 vote.

Announcements: MM thanked Lauryn Franzoni Pederson for her time on the Planning Board.

MOTION by NM, seconded by DR to approve the Minutes of October 6. 5/0 vote.

Citizens Open Forum: Katie McNulty-Vaughan reminded everyone about the virtual fix it event running from 10/25-11/5.

Consent Agenda: MM placed a HOLD on the acceptance item, and NM and DR placed a HOLD on the ARPA funding request. MM thanked the Horn family for their donation of a pool table to the Community Center. MOTION by NM, seconded by DR to approve a donation of a pool table to the Community Center. 5/0 vote. Both NM and DR requested an explanation on the ARPA funding request. It was explained that this would be for a one year pilot program with the hope of receiving grants for future years. It was agreed that while Lenox doesn't appear to have any issues, it is a good idea to be proactive. MOTION by NM, seconded by DR to grant permission for the Board of Health to utilize ARPA funding to hire a full-time employee. 5/0 vote.

National Grid/Verizon Public Hearing: NM recused himself from the discussion. A representative from National Grid came before the Board seeking permission to relocate two poles on Roaring Brook Road to accommodate a MassDOT project. MOTION by EL, seconded by DR to open the public hearing. 4/0 vote. The representative explained why they are seeking permission to relocate these poles on Roaring Brook Road, and answered the Boards' questions. MOTION by EL, seconded by DR to close the public hearing. 4/0 vote. MOTION by EL, seconded by DR to approve the petition as presented. 4/0 vote.

Memorandum of Understanding: MOTION by NM, seconded by DR to approve a Memorandum of Understanding between the Town and Teamsters Local 404 through June 30, 2022 as presented. 5/0 vote.

Attorney Lori Robbins appeared before the Board to introduce Rebecca Piccolo as the new manager of the Old Heritage Tavern. MOTION by NM, seconded by DR to approve a Change of Manager at the Olde Heritage Tavern, 12 Housatonic Street, to Rebecca Piccolo. 5/0 vote. They were also seeking a common victualler and entertainment license. MOTION by NM, seconded by DR to approve an entertainment and common victualler license to the Olde Heritage Tavern. 5/0 vote.

Attorney Jeff Lynch appeared before the Board seeking permission for outdoor dining at Arizona Pizza. He stated that there is adequate parking per the zoning by-laws. MOTION by NM, seconded by DR to approve a request for outdoor dining for Arizona Pizza Company located at 395 Pittsfield Road as presented. 5/0 vote.

The Board then held a more in depth discussion regarding outdoor dining. NM stated that he is not interested in taking anything away from what the restaurants currently have. He would like to find a way to support outdoor dining along with a way to enforce it. EL stated that he is not in favor of allowing town sidewalks/property to be utilized. MM agreed, stating that it does not offer long-term sustainability on the sidewalks. DR suggested that we move forward with those establishments that qualify. He also suggested that the Chamber be brought into the loop on this matter. WA stated that public safety is the issue in his mind. The Board then held a brief discussion regarding the \$100 sewer impact fee and what it is for and whether it should be increased.

At 7pm, two abutters from Roaring Brook Road appeared regarding the National Grid/Verizon pole relocation. MM explained the proposed work, and EL showed them where exactly this work would be done on the road. They were fine and thanked the Board for the information.

New Business/Liaison Reports: NM stated that the School Building Committee has been formed and met once. MM mentioned that there is a vacancy on the Zoning Board of Appeals and for a representative on the Berkshire Regional Transit Authority and if anyone is interested to please submit a letter of interest to the office.

Meeting adjourned at 7:10pm.

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