

Town of Brimfield
Board of Selectmen
Brimfield Town Hall, 21 Main Street
Meeting Minutes – December 23, 2019

Present: Chair; Paul McCarthy, Vice Chair; Michele-Lee Shea member; Carolyn Haley, member; Mike Doyle, member; Ryan Olszta, recording; Admin; Carol Camerota

Others: Josh Silver, Nick Catt, Bob Datz, Police Chief Kuss, Chris Kenny, Chris Adams, Wayne Phaneuf, Lori Myers.

Cable recording: B. Datz

Call to order:

6:31 p.m. by (McCarthy)

Payroll & Warrants:

Signed by Board

Minutes:

Review & approve minutes for December 9, 2019. (Doyle) brought up the pay for ZBA clerk that was in the Warrant. It was for 15 hours a month for 6 months @ \$250 per month. He would authorize a rate of \$16.32 hr for 1 month. Clerk was hired on August 5th which is less than 5 months. Unknown how many hours were worked during that time. In the past ZBA clerk has always been paid per hearing. A change in the line item would be needed for approval at the ATM since it can't be changed mid-year. The board will authorize ZBA clerk to be paid \$16.32 per hour for 15 hours for this pay period. (Olszta) noted a COA Warrant for reimbursement for \$1,045 with no detailed invoice. More detail needed.

Motion: by (Haley)) move to approve minutes as written, seconded by (Olszta), all in favor. (Doyle) abstain.

Review & Action:

Josh Silver - Marijuana Dispensary:

Josh Silver, Chris Kenny and Nick Catt were present to represent Webber Road, LLC. The motel structure will be remodeled into a cannabis retail store. At the community outreach meeting financials, site cleanup and beautification on the property were discussed and a building size of 1800 sq. ft.

Tonight is for an official request to the Selectmen to authorize town counsel to negotiate the Host Community Agreement, and ~~post \$5,000 in escrow for legal fees.~~ In order to submit the complete plan to ZBA proof of approval is still needed from the Cannabis Control Commission.

*Legal fees will be paid by
Webber Rd., LLC*

*Amend
1-6-20
CCL*

*of adult
Rec.*

3% of Medical Sales back to town.

The dispensary will be an adult use and medication facility. 20% sales tax will go to the State and 3% will be refunded back to the town. There is no sales tax on medical use marijuana. *Additional 3% can be requested for all sales.* A letter of non-opposition is needed for the medical part. A suggestion was made to the board to appoint a point person. (McCarthy) would like to discuss with town counsel. J. Silver added again that all legal expenses would be paid. *Total of 6%*
Motion: by (McCarthy) move to approve approaching legal to start the process of negotiation, seconded by (Olszta), all in favor. *OKC*

Chris Adams – Re: ZBA special permits for Cumberland Farms:

Resident Chris Adam from 10 N. Main Street wanted to begin the discussions of item #5 in the Cumberland Farms contract concerning light mitigation. ZBA already negotiated for plantings but not the location. It was noted that Mr. Adams currently has light emitting from cars pulling out of Cumberland's and is concerned that with redirecting gas pumps it will get worse. BOS minutes will confirm whether the \$11,000 was intended to be used for the gazebo or plantings. Planting locations can't be determined until the gazebo and Cumberland renovations are complete. The Selectmen will be the ones to approve what happens on the common. C. Adams would like to be put on a future agenda. A request will be made to ZBA for a light metering test across the common.

COA-E. Pittsinger, Sr. Center request to Finance:

Unable to attend.

Sign liquor licenses:

M.K. Fuel's taxes are delinquent. A verbal agreement was made with the Treasurer-Collector to pay monthly. Board discussed rescinding license if payments are not made.

Motion: by (McCarthy) move to approve M.K. Fuel 2020 retail liquor license contingent on continued monthly payments of \$1,000 be made to the Treasurer-Collector and if not license will be rescinded April 1st, seconded by (Doyle), all in favor.

Motion: by (Olszta) move to approve Retail liquor license for Dipali, dba-Brimfield Market, Farm wine and beer license for Brimfield Winery and All alcohol served on premises licenses to Apple Barn and Francesco's, seconded by (Shea), all in favor. (Doyle) abstain from Apple Barn.

Class II Motor Vehicle Licenses:

Motion: by (McCarthy) move to approve Class II MV License for OTR International, G. Orel, 6 Old Palmer Road and Compass Auto Sales, P. Shvetsov, 4 Old Palmer Road. Seconded by (Doyle), all in favor.

Annual Common Victualler License:

Motion: by (Doyle) move to approve Common Victualler license for Brimfield Elementary School, 22 Wales Road, seconded by (Olszta), all in favor.

Norcross Gift:

Board signed thank you letter for annual municipal gift of \$2,500 from Norcross.

7:00 p.m. Public Access

None

New Business:

Conservation memo re: Warren solar project on Brookfield Rd:

The board acknowledged plan submitted.

DCR – Land acquisition:

The Chair signed acknowledgement of land acquisition by DCR.

Keeping with the provisions of 301 CMR § 51.00, we would like to inform you that the Commonwealth of Massachusetts, acting through its Department of Conservation and Recreation (DCR, has under consideration the acquisition of an interest in one hundred and fifty eight and thirty-six hundredths +/- (158.36 +/-) acres in the Town of Brimfield 19-B-2. (Excerpt from letter)

(Olszta) would like to put on the next agenda adopting a regulation for a special speed limit for Lake Sherman roads. A limit of 25 mph for "thickly settled"

Old Business:

(Doyle) received quotes for town building door rekeying. Annex at \$4,700, town hall and library \$2,560, includes door closings.

Ambulance:

Board members have been in touch with DLS technical division for a financial study on the Ambulance. The current budget is adequate but with additional costs it will be worth it. A regionalization grant from Community Compact for \$250,000 would help get Ambulance started but must be used within 1 year.

Personnel Policy:

Policy has been sent out to department heads for review. This will be on the Selectmen's meeting agenda of Jan. 21st

Update on Cable:

B. Datz handed out 3 quotes received for cable equipment needed. Charter renewal process was discussed. He recommended the board take a vote to engage in a formal process. Hearings will be held ahead of time. He suggested that the board appoint a liaison and that a cable ad hoc committee be formed. The contract does

not cover what channels you get or the price except for the Basic Tier and service. Mention was made that Allen Hill residents still do not have cable. The board will review the existing contract. A survey to residents could be added to the Warrant postcard in April.

Motion: by (McCarthy) move to send a letter the Charter notifying them of the initial process, seconded by (Doyle), all in favor.

Quotes received, options and annual fees discussed with board were, Castus for \$43,468, Telvue for \$70,571.70 and Cablecast for \$40,365. He will return after the first of the year with more detail. January 21st agenda.

Any volunteers for the Rec Committee should be appointed and required to take the ethics test. Request a list of members.

Office Matters:

Mail

Adjourn:

Motion: by (Doyle) move to adjourn at 8:29 p.m., seconded by (McCarthy), all in favor.

Upcoming Meetings:

January 6, 2019

Respectfully Submitted:

Carol Camerota

Transcribed by: Carol Camerota

ACCEPTED: *Paul McCas* DATE: 1/6/2020

Documents Utilized for this meeting

MATERIALS FOR BACKGROUND AND REFERENCE

1. Minutes of December 9, 2019
2. Norcross letter
3. DCR land acquisition
4. Cable quotes
5. Licenses
6. Conservation memo