

**TOWN OF SHEFFIELD  
BOARD OF SELECTMEN  
JUNE 1, 2009  
SELECTMEN'S MEETING ROOM  
7:00 PM**

Board Members Present: David D. Macy, Chairman  
Julie M. Hannum, Clerk  
Rene C. Wood

Others Present: Joseph A. Kellogg, Town Administrator  
Rhonda LaBombard, Assistant Town Administrator

Chairman Macy called the meeting to order at 7:00 pm.

**BOARD REORGANIZATION:**

Chairman Macy welcomed Selectman Wood to the Board. Selectman Hannum moved to nominate Selectman Macy as Chairman, seconded by Selectman Wood. The motion carried unanimously. Selectman Wood moved to nominate Selectman Hannum as Clerk, seconded by Chairman Macy. The motion carried unanimously.

**APPROVAL OF MINUTES:**

Selectman Hannum moved to approve minutes for the May 18, 2009 meeting, seconded by Selectman Wood. The motion carried 2-0; Selectman Wood abstained from the vote.

**PUBLIC HEARING – WINE AND MALT LICENSE – MARKETPLACE CAFE:**

Chairman Macy opened the hearing at 7:02 pm. Dan Jimmerson was present to represent the Marketplace. Richard Magenis of 43 Elm Court voiced concerns with parking and the hours of operations if the license is granted. Jordan and Laura Green of 86 Main Street voiced their concerns with noise levels if the license allows outside activity. The applicant did not include outside activities in the application. Con and Genevieve Roche sent a letter expressing their concerns with noise and parking. Carmella Delmolino of 23 Elm Court also had concerns with problems that might occur if the license was granted. Mr. Jimmerson responded to each of the complaints and stated that the hours of operations will not change unless they are hosting a special event. Mr. Jimmerson also noted that the Marketplace has been successful with the Brown Bag Policy and there have not been any complaints. Chairman Macy closed the hearing at 7:26 pm. Selectman Hannum moved to grant the Wine and Malt License to the Marketplace Café during the hours of 11:00 a.m. and 7 p.m. with the condition that the Marketplace come before the Board for increased hours of operations for special events on a case by case basis, seconded by Selectman Wood. The motion carried unanimously.

**INEZ FLINN – UNSUNG HEROINE:**

Selectman Hannum stated that the Massachusetts Commission for the Status on Women has named Inez Flinn as an Unsung Heroine for her work as a volunteer. The Board presented Ms. Flinn with a citation from the Town in recognition of her volunteer work.

**APPOINTMENTS:**

**Reserve Intermittent Officers:** Police Chief McGarry was present and recommended the appointment of Andrew J. Carlson, Graham Michael Frank and Daniel T. Hamill as Reserve Intermittent Police Officers for a one year term. Selectman Hannum moved to appoint Andrew J. Carlson, Graham Michael Frank and Daniel T. Hamill as Reserve Intermittent Police Officers for a one year term, seconded by Selectman Wood. The motion carried unanimously.

**Planning Board Associate Member:** Anthony J. Gulotta has requested appointment as Planning Board Associate Member. Selectman Wood moved to appoint Anthony J. Gulotta as Planning Board Associate Member for a term to expire June 30, 2010, seconded by Selectman Hannum. The motion carried unanimously.

**FY 2010 APPOINTMENT ANNOUNCEMENTS:**

Chairman Macy read the following list of vacancies and the names of applicants requesting appointment:

Agricultural Commission	2 Vacancies
Morvin Allen, Dominic Palumbo	
Agricultural Commission Alternates	2 Vacancies
Ruth Ziegler, David Smith Sr.	
Animal Inspector	1 Vacancy
Richard Boardman	
Ashley Falls Historic District Commission	3 Vacancies
Richard Swiatek	
Board of Assessors	2 Vacancies
Barbara West	
Board of Registrars	2 Vacancies
Elizabeth Smith, Patricia Sadera	
Conservation Commission	2 Vacancies
Cheryl Blackburn	
Constable	2 Vacancies
James M. McGarry	
Council on Aging	3 Vacancies
Richard Magenis, Lovina Gulotta	
Cultural Council	3 Vacancies
David Reed	
Disabilities Commission	9 Vacancies
Jack Pollitt	
Electrical Inspector	1 Vacancy
Richard Cappadona	
Assistant Electrical Inspector	1 Vacancy
Ken Kushi	
Emergency Management Coordinator	1 Vacancy
Edward McCormick	
Finance Committee	2 Vacancies
Five Town Cable Advisory Committee	2 Vacancies
George Oleen, Paul O'Brien	

Plumbing and Gas Inspector Robert Krupski	1 Vacancy
Assistant Plumbing and Gas Inspector Robert Gennari	1 Vacancy
Health Inspector	1 Vacancy
Historical Commission	4 Vacancies
Housing Commission	3 Vacancies
Housing Commission Associate Members	2 Vacancies
Local Emergency Planning Committee	2 Vacancies
Park and Recreation Committee Grace Campbell, Joseph Wilkinson, Vito Valentini, Michael C. Ovitt	5 Vacancies
Parking Clerk Felecie Joyce	1 Vacancy
Police Department Susan Rathbun, Brian Fahey, Ryan Kresiak, Jacob Gonska, Eric Munson, Sheryl Johnson, Scott Farrell, Gary Mitchell, Michael C. Ovitt, Gregory H. Priest, Richard L. Robarge	
Public Weigher Michael Pezzee, Patricia Gillespie Clifford Twiss	4 Vacancies
Recycling Coordinator David Steindler	1 Vacancy
South Berk Dist Veterans Service Delegate Richard Kirchner	1 Vacancy
Special Town Counsel Kopelman and Paige, Mirick O'Connell	2 Vacancies
Town Clerk Felecie Joyce	1 Vacancy
Town Counsel Sarah Bell	1 Vacancy
Zoning Board of Appeals Jack Pollitt	1 Vacancy
Zoning Board of Appeals Associate Member	1 Vacancy

Discussion ensued regarding the Board of Health and Economic Development Committee. Anyone interested in any vacancy should submit a letter of interest to the Board. Action on the above announcements will take place on June 15, 2009.

**SBVAS AGREEMENT:**

The Southern Berkshire Volunteer Ambulance Squad provides service to Sheffield but has never had a formal agreement. They are now requesting a formal agreement. This agreement does not have an obligation for payment. Selectman Hannum moved to authorize Chairman Macy to sign the agreement with the Southern Berkshire Volunteer Ambulance Squad, seconded by Selectman Wood. The motion carried unanimously.

**PAY AS YOU THROW UPDATE:**

Administrator Kellogg stated that the education session for the Pay as You Throw system for trash disposal was well attended and another one will be held on June 11, 2009. The Board will make the final decision on trash disposal on June 15, 2009 and the new system will be implemented on July 15, 2009. Selectman Wood moved to rescind the vote of the Board of Selectmen on March 30, 2009 to adopt a pay as you throw system for trash disposal. Discussion ensued on the motion and on the trash disposal system. The motion failed for lack of a second.

**CTSB AGREEMENT:**

The current agreement with CTSB is expiring and the Five Town Cable Advisory Board recommends extending the agreement for 2 years. Selectman Wood moved to endorse the agreement for a two year extension as long as there are no significant changes in the agreement language, seconded by Selectman Hannum. The motion carried unanimously.

**BORESTONE, LLC AND FOUR CORNERS LLC AGREEMENT AMENDMENT:**

Borestone LLC and Four Corners LLC purchased property in the Business Park. The term of the sale required that the project be started within 2 years of the sale or the Town would have the right to purchase the property back at the same selling price. Borestone and Four Corners have requested an extension of the agreement and will begin construction by December 31, 2010. They will also apply to the Planning Board for an extension of their Special Permit. Selectman Wood moved to grant the extension to Borestone, LLC and Four Corners, LLC, seconded by Selectman Hannum. The motion carried unanimously.

**SELECTMEN ITEMS:**

Selectman Wood stated concerns with the crosswalks on Main Street and a tree branch blocking the crosswalk sign. Administrator Kellogg will contact Mass Highway to request that the crosswalks be painted.

Selectman Wood stated that she would like to volunteer to work on the issue of General Motors closing Berkshire GMC to see if there is anyway the Board could help the dealership remain open. Chairman Macy and Selectman Hannum stated that they support Selectman Wood volunteering to look into the issue.

Selectman Hannum reminded residents that there are various vacancies on Town Boards and Commissions and urged anyone interested to send in a letter of interest.

Selectman Hannum welcomed Selectman Wood to the Board.

Selectman Hannum recognized Catherine Miller for being named Rotary Citizen of the Year.

**TOWN ADMINSTRATOR ITEMS:**

Administrator Kellogg stated that the Covered Bridge property has a problem with Japanese Knotweed, an invasive species and recommended that the Board approve funds for the first and possibly the second application of chemical control. Discussion ensued regarding the FY09 budget. Selectman Hannum moved to approve the funds for the application of chemical control to remove the Japanese Knotweed, seconded by Selectman Wood. The motion carried unanimously.

Administrator Kellogg stated that an Executive Session will be necessary to discuss pending litigation strategy.

**PUBLIC COMMENT:**

John Arthur Miller, Senior Center Director, invited the Board to attend a luncheon honoring volunteers on Wednesday, June 3, 2009 at Egremont Country Club.

John Arthur Miller, local resident, inquired about the tree removal by National Grid along Route 7. Discussion ensued.

**OTHER BUSINESS:**

The Sheffield Friendly Union has requested a temporary roadside event sign for their Father's Day Pancake Breakfast. It was noted that Chief McGarry has given his approval. The sign will be erected on June 5, 2009 in front of Dewey Hall. Selectman Hannum moved to grant the Sheffield Friendly Union a temporary roadside event sign, seconded by Selectman Wood. The motion carried unanimously.

Selectman Hannum moved to enter Executive Session to discuss pending litigation and not return to open session, seconded by Selectman Wood. The motion carried as follows:

Chairman Macy – aye

Selectman Hannum – aye

Selectman Wood – aye

Executive session entered at 8:30 p.m.

Respectfully submitted,

Rhonda LaBombard  
Assistant Town Administrator