



**COMMONWEALTH OF MASSACHUSETTS  
TOWN OF NEW MARLBOROUGH  
OFFICE OF THE BOARD OF SELECTMEN  
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Nathaniel H. Yohalem, Chair  
Tara B. White  
Michele Shalaby  
Board of Selectmen

**Minutes Board of Selectmen's Meeting  
Monday, December 19, 2016  
6:00 p.m.**

**Board Members Present:** Nathaniel H. Yohalem, Chair (by telephone)  
Tara B. White  
Michele Shalaby

**Others Present:** Mari Enoch, Town Administrator  
Sharon Fleck, Administrative Secretary  
Deborah O'Brien  
Jan Johnson  
John Miller  
Tom Brazie  
Sandra Walker  
Tom Stalker  
Freddie Friedman

**The meeting of the Board of Selectmen convened at 6:00 p.m.**

**A motion was made, seconded and so voted to allow Nathaniel H. Yohalem, Chair, to participate via telephone for geographic reasons.**

**Roll Call:** Tara B. White Aye  
Michele Shalaby Aye

**The minutes of the Board of Selectmen's Meeting as well as the minutes of the Joint Meeting with the Finance Committee of November 28 meetings were read. A motion was made, seconded and so voted to approve both minutes.**

**Roll Call:** Nathaniel H. Yohalem Aye  
Tara B. White Recused\*  
Michele Shalaby Aye

**\*Not present at meeting.**

**The minutes from the December 12, 2016 meeting were held pending amendments.**

ABCC Renewal Licenses

Inspections were received from both the Fire Chief, Chuck Loring, as well as the Building Inspector, Tom Carmody, for Alcohol Beverage Control Commission renewals.

**A motion was made, seconded and so voted, by roll call, to approve the following Alcohol Beverage Control Commission renewals for the year 2017:**

- Inn on the Green**
- Southfield Store**
- Mill River Store**
- Gedney Farm**
- 229 Food and Farm (Cantina)**

<b>Roll Call:</b>	<b>Nathaniel H. Yohalem</b>	<b>Aye</b>
	<b>Tara B. White</b>	<b>Aye</b>
	<b>Michele Shalaby</b>	<b>Aye</b>

Agricultural Commission

With the exception of Eli Cook, all Agricultural Commission members were present to discuss the State Ethics Commission’s recommendations regarding creating a farmers’ market on Town-owned property as follows:

1. The Board should adopt a resolution stating that it’s in the Town’s interest to have farmers (i.e. potential ” stakeholders”) serve on the Ag Commission.
2. The same resolution should declare the Ag Commission members “special municipal employees.”
3. Each Ag Commission member individually should provide the Board a Section 19 disclosure form that he or she could have a financial interest in a farmers’ market in that they might apply to be vendors. The Board would accept these disclosures.

Ethics forms were received from Jan Johnson, Chair, and Tom Brazie. John Miller stated he will not be participating in the farmers’ market. Eli Cook will have to fill out an ethics form should he choose to participate in the market.

**A motion was made, seconded and so voted, by roll call, to adopt a resolution that it is in the Town’s interest to have farmers serve on the Agricultural Commission. A motion was made, seconded and so voted, by roll call, to declare Agricultural Commission members as “special” New Marlborough members.**

<b>Roll Call:</b>	<b>Nathaniel Yohalem</b>	<b>Aye</b>
	<b>Tara B. White</b>	<b>Aye</b>
	<b>Michele Shalaby</b>	<b>Aye</b>

Tom Brazie disclosed that he will be promoting the Farmers Market and has a family member interested in it.

**A motion was made, seconded and so voted, by roll call, to accept the ethics disclosure submitted by Tom Brazie.**

<b>Roll Call:</b>	<b>Nathaniel Yohalem</b>	<b>Aye</b>
	<b>Tara B. White</b>	<b>Aye</b>
	<b>Michele Shalaby</b>	<b>Aye</b>

Jan Johnson stated she had a financial interest in the Farmers Market as she owns a farm and is the Chairman and Director of the Agricultural Commission

**A motion was made, seconded and so voted, by roll call, to approve Jan Johnson's ethics disclosure.**

<b>Roll Call:</b>	<b>Nathaniel Yohalem</b>	<b>Aye</b>
	<b>Tara B. White</b>	<b>Aye</b>
	<b>Michele Shalaby</b>	<b>Aye</b>

John Miller stated he had no financial interest in the Farmers Market nor does he plan to be a vendor.

The Agricultural Commission is planning on opening in the Spring of 2017 on the Town property by the Inn on the Green; however, they would like to be considered for using Town Hall for that purpose in the winter. The hours would be Wednesday night from 4-6 p.m. and Saturday from 10 a.m. to 1 p.m. The Ag Commission is pursuing a SNAP grant for low income households to be able to purchase produce.

Board of Selectmen Chair, Nat Yohalem requested they coordinate their activities with the Inn on the Green and the Cultural Council. Nat requested Town Administrator, Mari Enoch, investigate whether or not the Town insurance would cover the Farmers Market.

Steven Cunningham is interested in participating and helping with the Farmers Market but is not interested in becoming a member of the Ag Commission.

### Health Insurance

Deborah O'Brien was advised there has not been a decision on health insurance premiums or plans from Berkshire County Insurance. It will be voted on December 20, 2016.

### **Town Administrator Updates**

#### Arbor Day

Town Administrator, Mari Enoch, reported that Joe Poindexter provided her with additional information regarding Arbor Day, which was hosted by the New Marlborough Historical Society who advised that a tree was taken down next to the meeting house as well as work that was done at the New Marlborough cemetery. The Historical Society paid \$500 for an honorarium for an arborist to give a seminar during the day and the Inn

on the Green provided food. Mari also reported that John Field, who nominated New Marlborough for this volunteer Arbor Day in 2016, has taken an interest in New Marlborough's most historical cemetery. Historical Society, John Schreiber, led the effort in the renovation of the New Marlborough cemetery. The Board of Selectmen offered their thanks for everyone involved in the Arbor Day activities.

Transfer Station Hire

Freddie Friedman, Solid Waste Coordinator, expressed his desire to hire Gary Miller, as a substitute worker for an ill employee. He will be paid \$12.62/hour. He has been working at the Transfer Station under the Senior Work-Off Program and has exhausted the number of hours he's permitted to work.

**A motion was made, seconded and so voted by roll call to hire Gary Miller as a substitute employee at the Transfer Station at \$12.62 per hour, the number of hours to be determined by Freddie Friedman:**

<b>Roll Call:</b>	<b>Nathaniel Yohalem</b>	<b>Aye</b>
	<b>Tara B. White</b>	<b>Aye</b>
	<b>Michele Shalaby</b>	<b>Aye</b>

Freddie discussed with the Board his desire to have Chuck Loring, Highway Superintendent, put an additional culvert in over a gully that will make it safer to exit the Transfer Station. Mari will get written approval from Maurice Brazie.

**SELECTMEN'S UPDATES**

Selectman Tara White expressed concerns about having a Board of Selectmen's meeting on Wednesday, December 21, 2016 in which other towns can attend. Frontier has not given their permission for the Town to speak about collaborating with other towns. Board of Selectmen Chair, Nat Yohalem, stated he wished to continue "good faith" discussions with Frontier. The commitment with Frontier ends on January 14, 2017. Selectman Michele Shalaby stated she would like to talk with the attorney regarding changing course. The deadline for the Town to participate in the RFP being issued by Sandisfield and the other two towns is December 23. Specific negotiations with Frontier will need to take place in Executive Session.

**Being that there was no further business to be brought before the Board, a motion was made, seconded and so voted by all members to adjourn the meeting at 7:17 p.m.**

Respectfully submitted,

Sharon Fleck  
Administrative Secretary