

Minutes

ATTENDANCE

Select Board

Present: Stephanie O’Keeffe, Aaron Hayden, Diana Stein, Jim Wald and Alisa Brewer

Absent: None

Staff: John P. Musante, Town Manager and Guilford Mooring, DPW Superintendent.

Other: Terry Rooney, Bonnie Isman (both from Public Art Commission), Residents Kevin Noonan and Hwei-Ling Greeney; reps from Glazed Donut shop and Lunch Cart business, Library Trustees: Austin Sarat, Chris Hoffmann, Carl Erikson, Tamson Ely

Meeting called to order by Ms. O’Keeffe at 6:32 p.m.

Public Comment

Terry Rooney and Bonnie Isman of the Amherst Public Arts Commission provided an overview and invitation to the opening of the Amherst Biennial on October 6, which runs through November 30, 2012. Kevin Noonan presented, offering his thanks to the Select Board and Town Manager on decision for expansion of the shelter facility.

Ms. O’Keeffe announced her intention to propose at the October 15, 2012 meeting that the start time for Fall Town Meeting be set for 7:00 p.m., noting a decision will be needed to prepare the warrant prior to signing on October 22, 2012.

Common Victualler License

VOTED unanimously to approve a Common Victualler License for Keren Rhodes d/b/a Glazed Doughnut Shop at 233 North Pleasant Street, Suite 43 Monday through Sunday from 5:30 a.m. to 5:30 p.m., Keren Rhodes, Owner/Manager, pending issuance until any/all outstanding Town Department regulations have been satisfied.

Lunch Cart License

VOTED unanimously to approve a Lunch Cart License for Paris A. Valley d/b/a Paris & Ty’s to operate within the public ways of the Town Center of Amherst, MA from Thursdays through Sunday from the hours of 11:00 a.m. to 8:00 p.m., pending issuance until any/all outstanding Town Department regulations have been satisfied.

Pledge of Licenses

VOTED unanimously to approve the petition for change of an existing all-alcoholic restaurant license relative to ABCC License #12-00240012, High Horse LLC d/b/a High Horse Brewery and Bistro at 24 North Pleasant Street, Amherst to include the pledge of license in the amount of Fifty-Four Thousand (\$54,000.00) Dollars and No Cents to Peoples Bank in Holyoke, MA at the rate of 3.99% for a term of five (5) years.

VOTED unanimously to approve the petition for change of an existing all-alcoholic restaurant license relative to ABCC License #12-002400053, Elephants of Mercy LLC d/b/a Moan and Dove at 460 West Street, Amherst to include the pledge of license in the amount of Fifty-Four Thousand (\$54,000.00) Dollars and No Cents to Peoples Bank in Holyoke, MA at the rate of 3.99% for a term of five (5) years.

Library Trustee Vacancy

Library Trustees called the joint meeting to order at 7:05 p.m. to fill the Trustee vacancy, created upon the resignation of Emily Lewis, in accordance with MGL, Chapter 41, Section 11. Mr. Pam, the sole candidate for the position, presented and answered questions regarding his interest in serving.

VOTED by roll call vote, each in the affirmative: O’Keeffe, Hayden, Stein, Wald, Brewer, Sarat, Hoffmann, Ely, and Wolff (Erickson absent) to elect Robert Pam, a registered voter of the Town of Amherst, to perform the

duties of a member of the Amherst Jones Library Trustees until the next annual election scheduled for April 9, 2013. Library Trustees adjourned at 7:27 p.m.

Public Shade Tree Committee Charge

VOTED unanimously to accept the charge for the Public Shade Tree Committee as a stand-alone seven (7) member committee as presented.

Appointments

VOTED unanimously to appoint Michael Hutton-Woodland of Amherst to the Public Shade Tree Committee with a term to expire June 30, 2015.

Annual High Point Hill Block Party

VOTED unanimously to approve the closure of Overlook Drive from house number fifty-nine (59) through seventy-five (75) on Sunday, October 14, 2012 from 11:30 a.m. to 5 p.m. for the Annual High Point Hill Neighborhood Block Party.

Parking Reservation

VOTED unanimously to approve the reservation of one (1) metered space in front of 31 Spring Street, Amherst beginning Thursday, September 20, 2012 through Friday, October 5, 2012 at a fee of \$5.00 per day per meter for Marney Electric.

VOTED unanimously to approve the reservation of two (2) metered spaces and the handicapped space and access aisle in the Kellogg Avenue Lot for one day certain during the time period of September 26, 2012 through September 28, 2012, at a fee of \$5.00 per day per meter for the Unitarian Church.

Taxi/Chauffeur Licenses

VOTED unanimously to approve new Taxi/ Chauffeur Licenses for Michael Diamond and Julia Mahoney, both of Amherst on behalf of Taxi Express; for Edwino G. Gernandes of Amherst on behalf of Ziqui Taxi; for Ann-Mary Cloutier of South Deerfield on behalf of Celebrity Cab, and; to approve the transfer of an existing 2012 taxi license for Edward Cage of Amherst from Ziqui Taxi to Gottago Taxi Company.

As the Sewer Commissioners

VOTED unanimously to grant a temporary construction easement, AM-TE-1, on land located on Pelham Street, as shown more particularly on the plan entitled "Plan of Land in the Town of Amherst Hampshire County Massachusetts Main Street and Pelham Road Altered and Laid Out by the Town of Amherst," prepared by Surveying and Mapping Consultants INC., dated August 2012, to the Town of Amherst for the Pelham Road Bridge Reconstruction Project.

As the Select Board

VOTED unanimously to execute an Order of Taking and to accept the permanent easements and temporary easements shown on the plan entitled "Plan of Land in the Town of Amherst Hampshire County Massachusetts Main Street and Pelham Road Altered and Laid Out by the Town of Amherst," prepared by Surveying and Mapping Consultants INC., dated August 2012, which easements are granted or acquired by the Town for the Pelham Road Bridge Reconstruction Project, as authorized by the vote taken under Article 12 of the November 9, 2011 Special Town Meeting.

DPW Superintendent Guilford Mooring provided a timeframe for current paving projects including Sunderland Road the week of 10/1, Cherry Lane and lower Cottage Street reclamation and base coat week of 10/1 and top coat about a week later, Town Hall Lot the week of 10/8, Gaylord Street sidewalk the week of 10/15, Lincoln Avenue milled the week of 10/15, South Pleasant/University Drive/North Pleasant Street following Sunderland Road should be done by end of the second week of October Atkins Corner and Main Street work continue.

Per Ms. Stein's request, Mr. Mooring agreed to offer comment to Mass DOT in regard to construction signage on Route 116 which creates uncertainty, directing traffic to the left, North, where the sign points to Bay Road within the traffic circles.

FY 11 CDBG Funds

The Select Board agreed without formal vote to support the Town Manager's recommendations on reallocating unspent 2011 CDBG funds after review of a memo from Mr. Ziomek outlining the CDBG process for considering applications for the unspent funds, which detailed the priority rankings by the CDBG Advisory Committee and their recommendation to the Town Manager. With the Select Board's support, Mr. Musante expects to approve \$95,000 for replacement doors and windows at Jean Elder House; \$20,000 for a walk-in cooler/freezer at the new Survival Center; and \$90,000 to demolish the Hawthorne Property house and barn in anticipation of creating two affordable housing units on the site.

FY 13 Performance Goals

The Select Board agreed without formal vote that Ms. O'Keeffe will present the final version of the Town Manager's FY13 Performance Goals at the next meeting, to include the deletion of part B of Goal 3, and the addition of a new goal referencing support of affordable housing, based on the first sentence of the draft goal submitted by the Housing for All group.

Town Manager's Report:

Mr. Musante noted he has approved the expansion of the shelter to 22 beds following Building Commissioner Rob Morra's finding that the shelter could accommodate the addition of six additional beds in compliance with health and safety codes. Mr. Musante indicated those beds would be housed in a separate room for women only, and that a revised management plan to address the expansion and other findings by Mr. Morra has been submitted by Craig's Doors and is under review. Mr. Musante provided a report on his attendance at a Shelter Open House with Ms. O'Keeffe, Ms. Brewer, Ms. Stein and several members of the Housing and Sheltering Committee.

Mr. Musante reported on the status of Safe and Healthy Neighborhoods property registrations to date, the forty plus property complaints currently being pursued, and the plan to present a detailed action plan at the October 15, 2012 meeting about efforts for the fall and winter to include creation of new regulatory articles for consideration at Annual Town Meeting in the spring.

Mr. Musante provided an update on the status of known issues with the parking machines. Feedback on the draft instructions sign was requested and the Board encouraged lighting to be installed as soon as possible.

Mr. Musante and Ms. Brewer reported that the status of the different components of the Housing Study may have led to receipt of only one proposal. Mr. Musante reported that the Transportation Task Force had opted to re-issue the Traffic Study RFP. Mr. Musante indicated that the traffic study provided by UMass is a public document and can be made available.

Draft taxi regulations were distributed to taxi companies, with notice of several meetings planned to gather feedback with the goal of having new regulations ready for approval in early November.

Mr. Musante reported on his attendance at a neighborhood tree planting outing on Woodside Avenue.

Summary points from the 9/13 Budget Coordinating Group meeting were reviewed and discussed; additional feedback on the OPEB recommendation for Town Meeting to be provided at the October 15, 2012 Select Board meeting.

Select Board members provided updates on the activities and schedules of their respective committee assignments: Aaron Hayden : TMCC, Recycling & Refuse Management Committee; Diana Stein: Personnel Board and Ag Commission; Alisa Brewer: CDBG Advisory Committee, Disability Access Advisory

Committee, Regional School District Planning Committee/Board and Housing & Sheltering Committee; and Stephanie O’Keeffe: Campus & Community Coalition.

Ms. Brewer updated the Select Board on a call for comments on the State's Collective Bargaining FAQ and other correspondence she has had with the Attorney General’s Division of Open Government related to Open Meeting Law.

Special Licenses

VOTED unanimously to approve a Special Wine and Malt License for Amherst Brewing Company to hold an Octoberfest on an approximately fifty (50) by seventy-five (75) foot area of the parking lot contiguous to the patio of the Amherst Brewing Company on Saturday, October 20, 2012 from 12:00 p.m. (noon) to 5:00 p.m.; John P. Korpita, Owner/Manager.

Minutes

VOTED unanimously to approve the Select Board minutes of July 30, 2012, August 20, 2012 and August 27, 2012, as amended.

The Select Board agreed without formal vote to cancel the scheduled October 1, 2012 meeting and to add a meeting on October 29, 2012, only if necessary. Members requested a copy of electronic access to the transportation study that UMass did for the Town. The Board also asked that the October 15 Safe and Healthy Neighborhood Initiative report address public safety issues including the role of and expected need for private security firms.

The meeting adjourned at 9:39 p.m.

Submitted by John P. Musante, Town Manager

List of Documents Presented at the Meeting - Available in the Online Packet for the Meeting Date

Agenda

Draft Motions

Common Victualer Application – Glazed Doughnut Shop

Lunch Cart Application – Paris Valley

Pledge of License – Elephants of Mercy and High Horse LLC

Letter of Interest for Library Trustee Vacancy

Grant of Easements by School Committee and Sewer Commissioners for Pelham Road Bridge Repairs

Memo outlining background and required action on easements needed for Pelham Road Bridge repair

Order of Taking and Plan Easements for Pelham Road Bridge Repair

Alisa Brewer Memo re Hawthorne Context dated 9/24/12

FY 13 Goals Discussion dated 8/27/12

Resident Letter on FY 13 Goals

Memo from Town Manager on CDBG Reallocation for FY 11 Award

Housing and Sheltering Committee Recommendation 09/16/12

Housing Sheltering Committee Memo on Housing Production Plan 07/25/12

Requests and Map for Parking Reservation Request from Marney Electric

Town Manager Memo on Shelter Expansion 09/21/12

Update on Parking signage and System Issues

Important Message from the Vice Chancellor

BCG Summary 09/13/12

College Arrest and Citation Year to Year Comparison

Four Town Meeting Invitation

Open Meeting Law FAQ 09/12/12

Request for Comments on Collective Bargaining Agreement FAQ

Daily Collegian Article – 9/17/12 UMass Students Make a Difference

UMass Amherst Safe Weekend Flyer
Update on RFP Process – Alisa Brewer 09/24/12
Housing and Sheltering Charge Updated
High Point Hill Block Party Request and Map
Request and Mapping for Universalist Church Parking Reservation Request
Taxi Driver Applications Cloutier, Eduino, Mahoney, and Diamond; Transfer for Cage.
Draft Minutes 07/30/12; 08/20/12; and 8/27/12
Special Wine and Malt License Application Amherst Brewing 10/20/12
Public Shade Tree Committee Applicant Michael Hutton-Woodland