

**MINUTES**

**CALL TO ORDER**

Meeting called to order by Mr. Hubley at 6:02 p.m.

**ATTENDANCE**

Hubley, Kusner, Weiss, Awad, Greeney  
Del Castilho, Musante, Hoyle, Mooring, Stanek, Molongoski, Singer, Colletta

**QUESTION PERIOD**

- Can we either illuminate the flag at night or take it down at night?
- Is there a set of procedures in place for inspections?

**SELECT BOARD'S ACTION**

**Executive Session**

VOTED unanimously by roll call vote to adjourn the open meeting to executive session at 6:03 p.m. for the purpose of discussing the value of real property because open discussion would have a detrimental impact on the position of the Town, and to return to open session following the executive session.

**Reconvene Open Session**

VOTED unanimously to reconvene the open meeting at 6:29 p.m.

**Public Hearing – WMECO and Verizon**

- Public hearing called to order at 6:44 p.m.
- VOTED unanimously to continue the public hearing at 6:20 p.m. on October 17, 2005, Town Room, Town Hall.
- VOTED unanimously to reconsider the continuation of the public hearing.
- VOTED unanimously to approve, pending permit from the Department of Public Works, the petition from Western Massachusetts Electric Company and Verizon New England, Inc. to relocate two jointly owned utility poles (Lt.# 21 & 22, Tel.# 22 & 23) on Meadow Street, ten feet in a southerly direction, and install one temporary guying pole (Lt.# 23S) on the northerly side of Meadow Street and on the easterly side of Russellville Road. The two relocated poles to be moved back to their original location and the temporary poles to be removed at the completion of the bridge reconstruction work.

**La Paz Centro Fundraising**

VOTED unanimously to support the mailing for the fundraising by La Paz Centro, Nicaragua Sister City Committee, to be provided from the General Fund.

**Town Manager Selection Process**

VOTED unanimously to accept the Citizens Advisory Committee for the Town Manager Search charge as amended.

**Sign November 2, 2005 Special Town Meeting Warrant**

VOTED unanimously to defer signing the November 2, 2005 Special Town Meeting warrant until October 17, 2005.

### **Audit Committee**

VOTED: Hubley, Kusner, Weiss, Awad voted “Aye”, Greeney abstained, to establish an Audit Committee, comprised of representatives from the Select Board, School Committee, Library Trustees, and Finance Committee, to meet with the Finance Director, Town Accountant, and a member of the public with appropriate experience and the Town's independent auditor to review the independent audit of the Town's financial statements, and further, request that the Audit Committee meet at least annually with the Select Board and report its findings, and how it has discharged its duties and meet its responsibilities.

### **Committee Appointment**

VOTED unanimously to appoint Anne Awad to be its representative on the Audit Committee.

VOTED unanimously to appoint the following members:

- Marilyn Blaustein, Finance Committee Representative to Comprehensive Planning Committee, for a term to expire June 30, 2006.
- Jean Haggerty, Housing Partnership/Fair Housing Committee, for a term to expire June 30, 2007.
- Eric Nakajima, Housing Partnership/Fair Housing Committee, for a term to expire June 30, 2008.
- Russell Frank, Alternate member of the Zoning Board of Appeals, for a term to end at the date of the 2006 Annual Town Election, or whenever a successor qualifies, whichever occurs last.
- Roderick Francis, Planning Board Representative to the Community Preservation Act Committee, for a term to expire June 30, 2007.
- Zina Tillona as a regular member of the Zoning Board of Appeals, said amended appointment to expire at the date of the 2006 Annual Town Election or whenever a successor qualifies, whichever occurs last.
- Edward Rising as a regular member of the Zoning Board of Appeals, said amended appointment to expire at the date of the 2007 Annual Town Election or whenever a successor qualifies, whichever occurs last.

### **Special Municipal Employees**

No action taken.

### **Committee Reappointments**

No action taken.

### **Citizens for Electoral Participation**

VOTED unanimously to request that the Town Manager and Town Clerk work with the Citizens for Electoral Participation to bring a recommendation to the Select Board no later than its first meeting in December for new subprecincts to satisfy the goals expressed by the Citizens.

### **Consent Calendar**

VOTED unanimously to approve the following items on the October 11, 2005 Consent Calendar:

#### **Proclamation – United Nations Day**

VOTED unanimously to proclaim October 24, 2005 as United Nations Day.

**Proclamation – Stress-Free, Violence-Free Society**

VOTED unanimously to support the walk for a “Stress-Free, Violence-Free Society” sponsored by the Amherst chapter of the Art of Living Foundation on October 16, 2005.

**Special License – Newman Center**

VOTED unanimously to approve the Wine and Malt Special License for the Newman Center, 472 North Pleasant Street, on October 15, 2005, from 5:30 p.m. to 10:30 p.m. for a dinner.

VOTED unanimously to reconsider the vote proclaiming October 24, 2005 as United Nations Day.

**Approve Minutes**

VOTED unanimously to approve the corrected Select Board minutes for September 26, 2005.

**Proclamation – United Nations Day**

No action taken.

**Parking Enforcement – Amherst Reads**

No action taken.

**Amherst Housing Restriction**

VOTED: Hubley, Kusner, Weiss, Awad voted “Aye”, Greeney “No”, to accept the Amherst Housing Restriction as amended.

**WARRANT ARTICLES**

**Transfer of Funds – Unpaid Bills**

VOTED unanimously to recommend the warrant article - Transfer of Funds – Unpaid Bills.

**FY 06 Operating Budget Amendments**

VOTED unanimously to recommend the warrant article - FY 06 Operating Budget Amendments - Health Insurance in the amount of \$705,443.

VOTED unanimously to recommend the warrant article - FY 06 Operating Budget Amendments - Operating Budget – Fire/EMS in the amount of 33,650.

**Special Services – Amherst Community Television/Cable Advisory Committee**

No action taken.

**Transfer Control of Wentworth Farm**

VOTED unanimously to recommend the warrant article - Transfer Control of Wentworth Farm.

**Special Act and Transfer of Control – Olympia Drive**

No action taken.

**Capital Program – Sewer Fund – Various Sewer Projects**

VOTED unanimously not to put warrant article - Capital Program – Sewer Fund – Various Sewer Projects on the warrant.

**Easement – Main Street Bridge**

VOTED unanimously to recommend the warrant article - Easement – Main Street Bridge.

**Zoning Bylaw & Map – Agricultural District (AG)**

VOTED unanimously to keep warrant article - Zoning Bylaw & Map – Agricultural District (AG) on the warrant.

**LICENSES AND PERMITS**

**Public Hearing (continued) – Liquor License – Arigato Sushi**

- Public hearing called to order at 6:38 p.m.
- Closed the public hearing at 6:41 p.m.
- VOTED unanimously to approve the Wine and Malt Restaurant and Common Victualler Licenses for SSL Sushi Inc., d/b/a Arigato Sushi, (Manager: Heeyoung Hong), 11 North Pleasant Street, Amherst, MA.

**Public Hearing (continued) – Liquor License – Mill River Café**

- Public hearing called to order at 6:42 p.m.
- Closed the public hearing at 6:42 p.m.
- No action taken.

**ADJOURNMENT**

VOTED unanimously by roll call vote to adjourn the open meeting to executive session at 10:20 p.m. for the purpose of discussing collective bargaining strategy and the value of real property because open discussion would have a detrimental impact on the position of the Town, and to return to open session following the executive session, not to return to open session.