

BOARD OF SELECTMEN
MINUTES OF MEETING – JULY 25, 2006

Present: Ch. Patricia D. Carlino, Frank A. Consolati, Gordon D. Bailey, Board of Selectmen
Robert L. Nason, Town Administrator
Ch. Carlino called the meeting to order at 7:00 PM.

1. **Approval of Minutes:** July 11, 2006, Executive Session July 11, 2006, July 18, 2006

2. **Public Hearings:** 7:00 PM – Hottie’s Restaurant/Tavern – New All Alcoholic Beverages license application – Ch. Carlino opened the public hearing at 7:00 PM. Mr. Charles Frank came before the Board to ask that the Board act favorably on the application. The Board asked what kind of establishment he was proposing and he said a full service restaurant at 10 Railroad Street with hours from 3:00 PM to 10:30 PM seven days per week and hopes to open by Sept. 1st. Mr. Frank said food would be served at all times during those hours. He did not intend to create a bar atmosphere. Christopher Solari, who operated a restaurant in North Adams, will be the manager. Ch. Carlino read a letter from Mr. Tim Shepardson, owner of the Bull’s Eye Pub across the street, who objected to there being another establishment in that area. He did not feel the area could support another barroom. Mr. Frank again stated there was no intention to operate the establishment as a bar. The Board asked Mr. Frank if he objected to them monitoring his establishment, on their own initiative, to make sure he stay in compliance with the serving of food. Mr. Frank said he had no objections at all. There being no further discussion, the Board voted, unanimously, to approve the application for a new all alcoholic beverages license to Charles Frank.

7:15 PM – Panyayiotis’ Grill & Pizzeria – New All Alcoholic Beverages license application – Mr. Chris Constantopoulos came before the Board to ask that a new license be granted for an establishment to be operated at 54 Main St., the site of the recently vacated Cactus Café. He hopes to open on Oct. 1st and his hours will be 11:30 AM to 9:30 PM. Lunch will be served Monday through Friday. He will have seating for 50. The Board next discussed the problems with parking in the downtown area. It was suggested Mr. Constantopoulos attend meeting of the Downtown Task Force which is looking into ways to improve the downtown corridor. There being no further discussion, the Board voted, unanimously, to approve the application for a new all alcoholic beverages license to Chris Constantopoulos.

3. **General Business:**

The Board received paperwork from Dupras Liquor Mart for a change of manager. Brian Dupras is no longer overseeing the day to day operation of the business and Rita Dupras would be named manager in his place. The Board voted, unanimously, to approve the change of manager.

Police Chief Ron Glidden came before the Board with several items. The first was a Comprehensive Emergency Management Plan he developed for the town. This will be used as a training tool. He also compiled two other plans from state resources. The first is the Local Emergency Planning Committee Hazardous Materials Emergency Plan and the second is the Terrorism Incident Response Plan.

The next item is the on-going problems with tractor trailer trucks using Fuller Street to access the Schweitzer Mauduit mill on Greylock Street. He has been working with the mill, the trucking companies and has been trying to contact Map Quest, an on-line company where you can get directions off the internet. The Chief emphasized the fact that everyone is working hard to find a solution to this problem.

Ch. Carlino read a letter to the Selectmen from Mr. Edwin Gabler, of Maryland, commending a dispatcher and two police officers for responding to his concerns about his parents who live in Lee. Fortunately, his concerns were unfounded and he praised the dispatcher and officers for their help and kindness.

Brandan Falhman came before the Board once again to see if the Board would allow him to sell children’s educational books door to door. He showed the Selectmen samples of his wares and said he now has a local address. Ch. Carlino stated as long as she has been in town, door to door sales has been discouraged. Chief Glidden said he has not changed his recommendation to not issue a license. Chief Glidden stated that just today, an incident happened in Stockbridge where a peddler pushed his way into a home on the pretext of having to use the bathroom and there was no way to find out who he was. Selectman Consolati stated he personally would not go against the Chief’s recommendation. The Board voted, unanimously, to follow the Police Chief’s recommendation not to issue a peddler’s license to Mr. Falhman. The Board, however, did give him a chance to give his name and telephone number to the viewing audience.

Christopher Holmes, a Lee resident, came before the Board to discuss parking at Sandy Beach. He said it was a serious safety problem. People are driving too fast and he doubted emergency vehicles could get through. The Police Chief will check the signage and make sure emergency vehicles can get through.

The Board voted, unanimously, to sign an amended agreement for refuse and recycling collection with C & C Disposal Co. for semi-weekly collection in the downtown area.

At the recommendation of Dennis Kelly, Asst. DPW Supt., the Board voted, unanimously, to award a contract to American Garage Door for two overhead doors at the DPW garage in the amount of \$5,900.00. American Garage Door was the lowest of three bidders. The Board also voted, unanimously, to award and sign a contract with American Garage Door.

Chris Pompei, DPW Supt., came before the Board to discuss an amendment to the town's contract with Klammer Plumbing and Heating. They will require additional funds in the amount of \$30,883.00 to complete the water meter installation project. He said there is more than enough in the water meter fund for this. Mr. Pompei said there are 20 commercial meters that can't be read. He has sent out several notices but has had no response. Selectman Bailey suggested the Board of Public Works set a policy to get commercial businesses to get meters in and charge large fees if they don't. Ch. Carlino said she would write a memo to the Board of Public Works with the Selectmen's recommendation. The Board voted, unanimously, to amend the existing contract with Klammer Plumbing and Heating.

The Board voted, unanimously, to appoint Stuart Dalheim, Chairman of the Conservation Commission, to the Water Source Protection Committee.

The Board voted, unanimously, to sign an agreement with Yankee Fire & Rescue, Inc. for the purchase of two new ambulances.

The Board received a letter from Melanson Heath & Company outlining the details of the town's FY06 audit. The cost will be \$21,500.00. The Board voted, Ch. Carlino and Selectman Bailey in favor, Selectman Consolati opposed.

The Board received correspondence from the fire chief regarding two federal programs. One is the Federal Excess Property Program and the other is the DoD Firefighting Program. The FEPP is a renewal form and in this program the federal government holds title to the specific property and it must be turned back upon completion of its usefulness. The DoD program is new and would allow the department to hold title and at the time of disposal retain any assets made through disposal or sale of said piece of equipment. The Board voted, unanimously, to sign these applications.

The Board voted, unanimously, to approve a Common Victuallers license for Elizabeth A. Masiero d/b/a Soul Spa to sell refreshments to her clients and/or their guests.

The Board received communications from Susan Kelley, Treasurer, asking them to accept and sign the required documents for the wastewater treatment plant interim loan in the amount of \$21,403,844.00. The voted, unanimously, to sign the documents.

The Board voted, unanimously, to appoint Malcolm Chisholm to the Five Town Cable Advisory Board for a term of one year.

4. Pending Business: Selectman Bailey asked Ch. Carlino if she would be willing to serve on the School Building Commission.

5. Town Administrator: Mr. Nason up-dated the Board on the FY07 state aid for education. The state increased the town's state aid for education by \$156,023 but state aid for local school transportation was not funded. State aid for education in FY07 will be about \$200,000 less than FY03. Mr. Nason explained that while the statewide Chapter 70 appropriation has reportedly grown and some communities have received more assistance in FY07 than they received in FY03, Lee's share of state aid for education has not even been restored to its FY03 level. This has shifted the cost of education to local property tax payers.

The next topic discussed was office space in Town Hall. Discussion on having the Building Inspector's office moved to the DPW office and the DPW office moved to the Airoidi Building. Ch. Carlino said the Board of Public Works had no problem with this move. It would also free up space for the Town Accountant to have her own office. Mr. Nason said there has to be a short and long term plan. Selectman Consolati said the short term should be addressed now. The DPW has historically

been in the Airoidi Building and there needs to be immediate action. Selectman Consolati made a motion to move the DPW office to the Airoidi Building. The motion was seconded for purposes of discussion. The Board and Mr. Nason discussed the cost of heating the entire building and what would be the cost for internet technology. Selectman Bailey said to get the dollar amount to see if this is feasible and discuss the matter at the next Selectmen's meeting. Selectman Consolati withdrew the motion and Selectman Bailey withdrew the second.

Mr. Nason received responses from the Lee Youth Association and the Lee Regional Visiting Nurse Association indicating they were unable to commit to the use of space in the Hyde Building at this time. Mr. Nason felt they may have been confused by the cost analysis that was provided and only wanted to know how much each organization could contribute to the cost of the building. He will contact them again.

6. Public Comments: None

7. Motion to adjourn:

The next regular meeting will be Tuesday, August 8, 2006 at 7 PM. The meeting adjourned at 8:55 PM.

Respectfully submitted,

Suzanne M. Alderman, Selectmen's Secretary

cc:	Board of Selectmen	Principal Assessor	Dept. of Public Works
	Town Administrator	Board of Health	Town Treasurer
	Town Clerk	Conservation Commission	Town Reps. District Chairmen
	Town Collector	Police Chief	Superintendent of Schools
	Planning Board	Building Inspector	Town Accountant