

BOARD OF SELECTMEN  
MINUTES OF MEETING – MAY 19, 2009

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

The first order of business was to reorganize the Board. Selectman Bailey explained after every town election, the Board appoints a new chairman. The Board voted, unanimously, to appoint Patricia D. Carlino as chairman of the Board of Selectmen for a one year term.

1. **Approval of Minutes:** April 22, 2008, April 28, 2008, May 6, 2008, June 20, 2008, April 21, 2009. The Board held approving these minutes until their next meeting to give their new member, David Consolati, a change to review them.
2. **Public Hearing:** 7:00 PM – Federal House – Transfer of an annual wine and malt Innholders license – Ch. Carlino called the hearing to order at 7:00 PM. Brian Weinrich and his wife, Kolleen, came before the Board to ask their approval of the transfer of an annual wine and malt license from Philip and Barbara Broyles. When asked, Mr. Weinrich said that this is their first attempt at running an inn. Mr. Weinrich has bartended in the past but has no previous experience providing alcoholic beverages. Ch. Carlino asked if he has participated in the TIPS program and he said no but he had been provided with that information. Ch. Carlino asked that he provide the Selectmen’s office with a certification of completion of the course. There being no further discussion and no comments from the audience, upon motion duly made and seconded, the Board voted, unanimously, to approve the transfer of the Federal House wine and malt annual license. The public hearing closed at 7:05 PM.
3. **General Business:**  
Sean Mulholland from LB Corp. came before the Board with a plan to revise the entrance/exit to the driveway at 220 Bradley Street. The original plan approved by the Selectmen at a special permit hearing was modified by Board approval to move the driveway entrance/exit further to the south. Mr. Mulholland said that after landscaping the property both the original and revised driveway entrances/exits seemed to work better together. They found it gave an easier flow to vehicles entering both from the north and south. Ch. Carlino asked if one driveway would be an entrance and one would be an exit. If so, they should be marked as such. Mr. Mulholland said they would be used for both. Upon motion duly made and seconded, the Board voted, unanimously, that leaving the original driveway in addition to the alternate driveway not be viewed as a substantial change to the special permit as shown on a plan entitled “Bradley Court Condominiums 220 Bradley St. Lee, MA Plot Plan Driveway dated May 4, 2009” with the condition that the revised plan be recorded with the Special Permit in the Registry of Deeds.

The next item of business was the water treatment plan renewable energy and energy efficiency up-grades. Chris Pompei, DPW Supt., came before the Board to state that the town is eligible for \$1M from the American Recovery and Reinvestment Act through the Mass. DEP to make energy improvements at the water treatment plant. CDM has been chosen to provide engineering services for this project and are asking a fee of \$157,500 to do the work. Selectman Bailey asked about maintenance costs of any new equipment that is installed at the plant. Mr. Pompei didn’t have a figure for that but he estimated that the town would save between \$30,000 to \$50,000 on energy costs and that maintenance costs should not be that high. Mr. Nason said that they would get a life cycle cost on the new equipment. Selectman Consolati asked about over runs and Mr. Pompei said any should be made up with energy rebates. Mr. Nason asked the Board to have the chairman sign the agreement on behalf of the town and they agreed. Selectman Consolati asked if the Board would delay signing the agreement until he had a chance to review it. The other members agreed. The Selectman agreed to meet on Friday, May 22<sup>nd</sup> at 4 PM to vote on approving the agreement.

The Board received a letter from Atty. Shaun Mahoney asking they consider appointing her as a alternate member to the Zoning Board of Appeals. There is presently one alternate and one more is allowed. After a brief discussion, the Board voted, unanimously, to approve the appointment of Shaun Mahoney as an alternate member to the Zoning Board of Appeals.

The Board voted, unanimously, to approve a Berkshire Gas Co. permit to repair service at 17 Franklin St. subject to approve by Chris Pompei and the Building Inspector.

Chris Collins came before the Board to discuss events he would like to see in the downtown this summer. He and Sam Sorrentino have been working with the CDC to create cultural events to attract people to the downtown area. Right now they are looking at putting movies on in the park. The church, owner of the park, are in agreement with this idea. He will be back at a later date with a more detailed program. Selectman Bailey asked about funding for these events. Mr. Collins said they have received funding from sponsors in the past. He is not looking for funding from the town. He would like to know that the

Selectmen are in favor of this idea and they all agreed it was a good idea. Selectman Consolati asked about incorporating local restaurants with the events and Mr. Collins said that idea is already in the works. The Board thanked them for their time and efforts.

The Board received a letter from the Berkshire Bike Path Council asking for the Board's support in their efforts to create a continuous bike path from the Vermont border to the Connecticut border. They asked the Board to sign a resolution stating the town's commitment toward this goal. The Board voted, unanimously, to sign the resolution.

**4. Pending Business:** Household hazardous waste collection will be held on June 10<sup>th</sup> at 6:30 PM at the Gt. Barrington Recycling Station.

A public meeting will be held on May 28<sup>th</sup> at 7 PM at the Lenox Town Hall regarding the ACEC designation.

**5. Town Administrator:**

At the recommendation of Lisa Breault, Ambulance Director, and with the approval of the Selectmen, Mr. Nason will appoint Erica Bulshey as a part-time custodian/EMT for 19 hours per week. The Board voted, unanimously, to approve the appointment.

At the recommendation of Chris Pompei, DPW Supt., and with the approval of the Selectmen, Mr. Nason will appoint Scott Abderhalden as seasonal Water Dept. intern, and Michael Forzano as seasonal groundskeeper. The Board voted, unanimously, to approve the appointments.

At the recommendation of the Sandy Beach Committee, and with the approval of the Selectmen, Mr. Nason will appoint Ed Handberg, seasonal operations/maintenance person, and Dmitri Consolati, seasonal groundskeeper, subject to their completing a Disclosure of Financial Interest form. Mr. Nason will also appoint the following seasonal employees: Shannon Varasconi, Managing lifeguard, Meagan Streeter, senior lifeguard full-time and swim instructor, Kate Barnoski, Steve Laurin and Brian Beauregard, senior lifeguards. Because all these positions involve working with or around children, the appointments are subject to criminal offender record information. The Board voted, unanimously, to approve the appointments subject to the described conditions.

**6. Public Comments:**

Ch. Carlino announced that the Memorial Day parade will be held on May 25<sup>th</sup> at 10 AM.

Ch. Carlino welcomed David Consolati to the Board of Selectmen. She and Selectman Bailey also thanked out-going Selectman, Frank Consonati, for his years of service on the Board.

Ch. Carlino thanked town representatives Pauline Pollard and Charlotte Davis for their years of service to the town.

Selectman Bailey pointed out that the Board did not appoint a Clerk to act on behalf of the Board. The Board voted, unanimously, to appoint David Consolati as Clerk.

Deidre Consolati came before the Board to discuss the present Sandy Beach calendar of events. She hoped that in light of the access road discussions, the beach would open on schedule. She stated that there is access to the beach from Theresa Terrace and also by boat. Ch. Carlino said she has spoken with residents of Theresa Terrace who has expressed their concerns about parking on the street. Linda Cysz, Sandy Beach Committee member, came before the Board to ask everyone involved to use common sense when negotiating an access to Sandy Beach.

Jeff Winslow of Pittsfield came before the Board to discuss plans he has to use the trolley every Thursday to transport people from Berkshire Medical Center to Park Square from 11:30 AM to 1:30 PM. He felt this would be a good way to access shops and restaurants on North Street. His hope is to have this service Monday through Friday. He has brought this proposal to the Berkshire Regional Transit Authority but wanted to come to the town because of its vested interest in the trolley. Mr. Nason said he is the liaison for the town with the BRTA and Mr. Winslow should contact him to discuss this matter further. The Board thanked Mr. Winslow for coming in.

Roberto Scheurer, owner of the access road to Sandy Beach, came before the Board to state that Sandy Beach volunteers could use the parking area just before the gate on the gravel area. He has given permission for these people to walk through his property. He said that the gate will remain closed due to the fact that the road is in disrepair and he is waiting for the Conservation Commission to make a decision on what repairs can be made.

**7. Motion to adjourn:** The next Selectmen's meeting will be held on Tuesday, June 2, 2009 at 7:00 PM. The Board voted, unanimously to go into executive session for the purpose of considering the lease of real property and not returning to public session. Roll call: Bailey, yes; Consolati, yes; Carlino, yes. The meeting adjourned in executive session at 10:05 PM.

Respectfully submitted,

Suzanne M. Alderman, Selectmen's Secretary

cc:	Board of Selectmen	Board of Assessors	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