

BOARD OF SELECTMEN
MINUTES OF MEETING-December 22, 2009

Present: Patricia Carlino, Chairperson
Gordon D. Bailey
David J. Consolati

Also present were:

Christopher Pompei, P.E., Superintendent of Public Works
Alan G. LeBlanc, P.E., CDM Project Manager
Robert Nason, Town Administrator

Meeting was called to order by Chairperson Carlino at 4:00 PM.

Water Treatment Plant Energy Efficiency, Hydroelectric and Photovoltaic Installation Project

Mr. Pompei introduced Mr. Le Blanc who reviewed the results from the 2:00 pm general bid opening. Upon a motion duly made, seconded and unanimously approved, the members voted to award the construction contract for the subject project in the amount of \$538,777 to the low bidder, Waterline Industries of Seabrook, N.H, subject to the Project Engineer's favorable formal evaluation and recommendation and the approval of the Massachusetts Department of Environmental Protection.

240 Housatonic Street Underground Storage Tank License

Mr. Bailey reported he was satisfied by his research that the members of the Select Board had the authority to permit the owner, Mick Callahan, Inc., to reinstate the expired license by paying back fees. Upon a motion duly made, seconded and unanimously approved the members voted to issue the requested license, provided that all license fees, past and present, were paid.

FY 2008 Community Development Block Grant for Lee Housing Authority, \$231,506 American Recovery and Reinvestment Act funding for Paving/Sidewalks/Drainage/Site Lighting at Brown Memorial Court

As the members reviewed the proposed Subgrantee agreement in the amount of \$220,482, Mr. Nason recalled that it was based on an agreement between the City of North Adams and the North Adams Housing Authority which counsel for the Department of Housing Community Development (DHCD) had approved. Mr. Nason noted that Tom Matuszko, Assistant Director of the Berkshire Regional Planning Commission, which we are retaining to administer the grant, modified the North Adams document to create the Town of Lee-Lee Housing Authority (LHA) SubGrantee agreement, which Town Counsel had approved as to form and which the LHA had accepted subject to the approval of DHCD. Upon a motion duly made, seconded and unanimously approved, the members voted to accept the Subgrantee agreement as presented, and to authorize the Chair to sign the agreement on behalf of the board members.

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Winter 2010 Special Town Meeting

As the members reviewed the December 17, 2009 listing of potential warrant items, Mr. Nason highlighted a new item, Berkshire Enviro-Labs, Inc.'s request for payment for services rendered in prior fiscal years. When Mr. Nason reported that he had received the long awaited 75% Right of Way Plans for the reconstruction of Tyringham Road, the members scheduled the Special Town Meeting for 7:00 pm Thursday, January 28, 2010.

Fiscal Year 2011 Operating Budget

Mr. Nason highlighted his December 21, 2009 update of major revenue and expense factors that will impact the FY2011 operating budget and local property tax. While additional local receipts, resulting from the possible adoption of a room occupancy tax rate increase and a new local meals excise tax, could offset an expected ten percent reduction in state aid, health insurance and retirement expenses are estimated to increase by a total of \$261,500. By the end of January 2010 the Governor's proposed state aid levels and the actual health insurance premium increase should be known.

EXECUTIVE SESSION

At 4:35 pm and upon a motion duly made and seconded, the members voted to adjourn to Executive Session and not to return to Public Session to discuss strategy with respect to collective bargaining and litigation; and to consider the lease and purchase of real property. Upon a roll call the vote was as follows:

AYES

Patricia Carlino
Gordon Bailey
David Consolati

NAYS

None

The *Executive Session* and the December 22, 2009 meeting adjourned at 5:10 pm.

Respectfully submitted,

Robert L. Nason
Town Administrator

cc: Town Clerk Town Collector Planning Board
 Principal Assessor Board of Health Conservation Commission
 Police Chief Building Inspector Dept. of Public Works
 Town Treasurer Town Reps. Dist. Chair Superintendent of Schools