

BOARD OF SELECTMEN
MINUTES OF MEETING – JANUARY 25, 2010

Present: Patricia D. Carlino, Chairman, Gordon D. Bailey, David J. Consolati, Board of Selectmen.
Robert L. Nason, Town Administrator
Also present: Roger, Denise and Tom Scheurer
Ch. Carlino called the meeting to order at 4:10 PM.

The Board met with the Scheurers to discuss possible amendments to a draft agreement for access to Sandy Beach over a road through the Scheurers property. The Sandy Beach Committee is looking to expand the hours the gate would be open to allow vehicular traffic to the beach to get it ready for the swimming season and close it up at the end. The Beach Committee would like the gate open from May 1st to October 31st. Mr. Scheurer said he respects where the Selectmen have been going with trying to secure an equitable agreement for access to Sandy Beach. Laurel Lake Water Power, LLC will provide free access to the beach and any issues that come up, the Selectmen will not have to deal with them. Mr. Scheurer said he will take care them. Notices of no trespassing will be issued and the police department will be notified. Last year Mr. Scheurer said his son and others were harassed. Mr. Scheurer gave the Selectmen a letter covering the details under which free access will be made available to Sandy Beach. This is for vehicular traffic only. People will still be able to walk to the beach. The terms for access include the road being open from Memorial Day through Labor Day; weekends after Labor Day through Sept. 30th; access by the public will be from 10 AM to 30 minutes after sunset; Lee employees, officers, officials and agents will have access from May 15th through Sept. 30th from 8 AM to 30 minutes after sunset and maintenance and preparation of Sandy Beach for public access; insurance provided by the town; repaving access road. Mr. Nason asked if Mr. Scheurer had a price for paving and he said no. The town has always maintained the road and felt the best way to keep it maintained would be to pave it. Mr. Nason will ask Chris Pompei, DPW Supt., to look into the cost. Mr. Scheurer the paving would be from Route 20 to the concrete spillway. This is the existing paved portion of the access road to the beach. There was discussion on how often the road would have to be maintained. It was brought up that Berkshire Regional Planning Commission put a priority on the roads in town that need to be paved. This one would be looked at like any other road. Discussion on what kind of insurance. Mr. Scheurer said the same as is now being provided. Selectman Bailey left the meeting at 5:05 PM. Selectman Consolati said this was a very generous offer. Ch. Carlino had no problem with the offer made by the Scheurers except to find out how much it will cost for the road. Discussion about having any executive session before the Board's next meeting on Feb. 2nd. Selectman said the offer is the offer and agreed that only the cost of paving is an issue. The Selectmen's secretary left the meeting at 5:10 PM.

Mr. Nason took minutes for the remainder of the meeting. The Board reviewed Mr. Nason's list of articles, required votes, resource persons and funding sources for the Jan. 28th special town meeting. He asked the remaining Board members if they would like to be listed as the person the Moderator should call upon to respond to questions. Ch. Carlino offered to summarize the Board's support of Article 2, the acquisition of 35 Railroad Street. Mr. Nason was assigned the task of preparing an overview of the fiscal challenges prompting consideration of Articles 4 and 5, local room and meals excise.

The Board reviewed the Jan. 20, 2010 draft letter from the Lee CDC Executive Director Richard Vinette to the Executive Office of Housing and Economic Development Secretary Gregory Bialecki. Mr. Nason noted that a local commitment of \$150,000 could leverage \$610,000 of state and \$274,000 of private (College Internship Program) funding to create 61 parking spaces on the east side of Main Street off Franklin Street. Mr. Nason reported that it appeared that CDBG program income could be used for this purpose and that there was sufficient available funding for this local commitment to the \$1,034,000 project. The members had no objection to encumbering what amounts to the balance of the CDBG program income for this important development project.

The Board voted, unanimously, to adjourn the meeting at 5:30 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