

APPROVED ON 1/6/15

Board of Selectmen – Minutes of Meeting

BOARD OF SELECTMEN
MINUTES OF MEETING – December 16, 2014

Present: David Consolati, Chairman, Patricia D. Carlino and Thomas Wickham, Board of Selectmen and Robert Nason, Town Administrator.

Chairman, David Consolati, called the meeting to order at 6:00 PM .

Upon a motion duly made and seconded and unanimously approved, the members voted to adjourn to Executive Session for the purpose of discussing litigation strategy, because deliberating in open session would have a detrimental effect. The roll call vote was as follows:

AYES

NAYS

*David Consolati
Patricia Carlino
Thomas Wickham*

None

The Chair announced that the members expected to return to open Session at 7:00 PM and they did.

1. **Approval of Minutes:** *The Board members voted unanimously to approve the public Minutes of the Meeting of December 2, 2014.*
2. **Public Hearing:** None.

The following items were taken out of order to accommodate persons waiting.

3. **General Business:** Willow Street Bridge Repairs - Mr. Nason presented Northern Construction Service Contract Change Order No 6, for guardrail post mounting in the amount of \$7,190.18. *The Board members voted unanimously to approve Change Order No. 6 and authorize the Chair to sign it.*

DCJIS Cori Policy - The Board members viewed a Department of Criminal Justice Information Services (DCJIS) Criminal Offender Record Information (CORI) Policy presented to them by the Administrator's office, which recommends that where CORI and other criminal history checks may

be part of a general background check for employment, volunteer work or licensing purposes, practice and procedures for the retention of such records must be followed. *The Board members voted unanimously to approve and sign the DCJIS Cori Policy as presented.*

FFY 2015 Brownfields Assessment Grants - Town of Lee – *The Board members voted unanimously to authorize the Berkshire Regional Planning commission to submit an application of behalf of the Town of Lee in the amount of \$300,000.00.*

Berkshire Regional Planning Commission – *the Board members voted unanimously to support the Berkshire Regional Planning Commission's separate grant application, and authorize the Chair to sign the letter of support.*

Bikeway Development Update – John Toole, Chairman of the Lee Bikeway Committee, came before the Board to discuss the Bikeway Development. He explained that after four years the grant money finally came through. He informed the Board that he has met with Rich Vinette and Mass DOT regarding the Phases of the project and is asking for input from the community. In 2010 the Town selected Foresight for the study phase which was completed to the Committee's satisfaction. Accordingly, the Committee Chair, DPW Superintendant and Town Administrator recommend that Foresight be retained for the Phase I Design. *The Board members voted unanimously to authorize negotiations for a fee with Foresight to prepare a contract for the Phase I portion only, from Route 102 to Lee Bank.*

Emergency Management Planning Grant – *The Board members voted unanimously to accept the Massachusetts Emergency Management Agency Grant in the amount of \$2,030.00 to purchase and maintain portable radios to replace out of date equipment and authorize the Town Administrator to sign the standard grant agreement "nunc pro tunc" December 5, 2014.*

Uniform & Mat Rental Agreement - *The Board members voted unanimously to authorize the Chair to sign the Uniform & mat rental agreement with Cintas Corporation.*

Desposito's Utilities, Inc. – *The Board members voted unanimously to approve and grant a Utility Cut Permit to Desposito's Utilities Inc., to repair a Time Warner cable TV. connection on 210 Church Street, on the condition that there is no cut in the roadway.*

FY 2015 License Renewals - – *The Board members voted unanimously to approve the FY 2015 License Renewals for the following: 2 Liquor Licenses, 1 Common Victualer Licenses (with alcohol), 24 Common Victualer License (without alcohol), 2 Entertainment Licenses, 6 Innholder's Licenses, 5 Class II & Class III License and 2 Limousine/Taxi Licenses. (See Sheet Attached).*

Entertainment License – Timothy's – Dec. 9, 2014 – 7:00 PM – 10:00 PM - *The Board members voted to grant an Entertainment License to Timothy's for an event on Dec. 9, 2014 from 7:00 PM – 10:00 PM, "nunc pro tunc" December 9, 2014. The Board members also voted unanimously to grant an annual Entertainment License to Timothy's Restaurant.*

Edward J. Byrne Memorial Justice Assistance Grant Program (JAG) - *The Board members voted unanimously to authorize Chief Jeffrey D. Roosa, to sign the grant application for the Edward J.*

Byrne memorial Justice Assistance Grant in the amount of \$1,000.00 to be used for the purchase of 2 cameras for the evidence room entry door and covering the interior of the evidence room.

4. Pending Business:

- a. Planning Board – Special Permit Hearing – Monday, January 12, 2015 at 6:15 PM – Application of Jeffrey Fairfield – Section 199-6.1 for the construction of a staircase off second story deck as a second means of egress at 170 High Street.

5. Town Administrator:

Mr. Nason announced that the 2014 Best in Massachusetts – Excellence in Technology Awards - “Cross-Boundary Collaboration” was awarded to Berkshire Online Municipal Building Permit Team, with the Berkshire Regional Planning Commission, which has been implemented by seven towns in the Berkshires – Becket, Dalton, Lee, Lenox, Monterey, Sheffield and Richmond, with Great Barrington and Stockbridge to be joining soon. This modernizes the region’s approach to permitting for building projects. With most of the municipalities being small towns with limited staff capacity and limited office hours, this modernization delivers significant business benefits. Homeowners and contractors can now go through the entire permitting process for building-related permits-including electrical, gas, plumbing and sheet metal from initial application to payment of fees through printing of the approved permit from their home or office. For contractors, the ability to register with the system once and work across multiple communities is a huge win. Many inspectors in the Berkshires cover multiple towns, so the ability to review applications online, instead of having to travel to multiple Town Halls – significantly streamlines processes for both applicants and municipal staff. Mr. Nason and the Board members extended their thanks to Don Torrico for his assistance in implementing this program in the Town of Lee’s Building Department.

6. Public Comments:

Sybil Michado a resident of Brown Memorial Court came before the Board to discuss problems that she is having at a Brown Memorial court. Specifically, she would like the BRTA to stop there. She contends that there are 13 people that live there without vehicles who would benefit from the bus stopping there. She states that having to walk to Rite Aid is quite a walking distance to get to the bus. She explained further that she got signatures on a petition and was told that the Housing Authority would not allow that. Tom Wickham suggested she look at the Housing Authority by-laws for an appeal process and Patty Carlino added that she could try calling elder services. David Consolati stated that he feels badly and asked Sybil directly, what she wanted them as the Board of Selectmen to do, to which Sybil replied that she wanted them to speak with the Housing Authority Board.

- 7. **Next Regular Meeting:** The next regular meeting will be on Tuesday, January 6, 2015 at 7:00 PM in the Courtroom.

- 8. Motion to Adjourn:** *The Board members voted unanimously to adjourn the public session of the meeting at 8:10 PM.*

Respectfully submitted,



Cindy L. Belair,
Selectmen's Secretary

Notice of Website Posting Sent to:

Board of Selectmen
Town Administrator
Town Clerk
Town Collector
Planning Board

Board of Assessors
Board of Health
Conservation Commission
Police Chief
Building Inspector

Dept. of Public Works
Town Treasurer
Town Reps. District Chairmen
Superintendent of Schools
Town Accountant

Approved at Selectmen's Meeting – 12/16/14

Liquor Licenses:

Fiddleheads Grill @ Greenock

Glass Bottom Brewery

Common Victualer's Licenses (with alcohol):

Fiddleheads Grill @ Greenock

Common Victualer's Licenses (without alcohol)

Otto's Breakfast & Deli

Vivaldi's

Papa Gino's (turnpike)

Cakewalk

Big Y (Pleasant St.)

Knead a Bagel

Starving Artist Café

McLee (McDonald's-Housatonic St)

Joe's Diner

Big Y Express (FL Roberts)

Café Coffee Time

Subway (Main Street)

Red Apple Garden

D'Angelos (turnpike)

Rose's Restaurant

New Belden Tavern

Pomelos Real Fruit Italian

Orientaste

Friendly's

McLee (McDonalds-turnpike)

Cafua Management(Dunkin Donuts)

Simply Grillicious

Villa Pizza

Subway (Outlets)

Entertainment Licenses – Annual

Timothy's

Fiddleheads Grill @ Greenock

Innholder's Licenses:

Jonathan Foote 1778 House

Devonfield Inn, LLC

Applegate Inn, LLC

Hopland's Guest House

Chambery Inn

Crabtree Cottage

Class II & III Licenses:

Southern States Auto Sales
RW's, Inc.
Drakes Auto Parts

Route 102 Auto Sales & Services
Drakes Used Cars

Limousine/Taxi Licenses

Park Taxi / Taxico

Abbott's Limousine & Taxi

Amusement Devise