

APPROVED ON 12/5/17

Board of Selectmen – Minutes of Meeting

BOARD OF SELECTMEN
MINUTES OF MEETING – November 21, 2017

Present: David Consolati, Chairman, Patricia D. Carlino and Thomas Wickham, Board of Selectmen and Christopher Ketchen, Chief Administrative Officer (CAO).

Chairman, David Consolati called the meeting to order at 7:00 PM.

1. **Approval of Minutes:** *Upon a motion duly made and seconded, the Board members voted unanimously to approve the Open Session Minutes of November 7, 2017.*
2. **Public Hearings:** None
3. **General Business:** One Day Beer & Wine License - *By a motion duly made and seconded the Board members voted unanimously to grant a One Day Beer & Wine to the Lee Fire Company for their Annual Holiday Party to be held at the Fire House on Saturday, January 6, 2017 from 10:00 AM to 12:00 AM.*

Utility Cut Permit – *Upon a motion duly made and seconded, the Board members voted unanimously nunc pro tunc on November 15, 2017 to grant a utility cut permit to James Leahey to install sewer and water service on Michael and Lisa Ford's property on Fairview Street.*

Sandwich Board Sign Permit - The Board members reviewed a Sandwich Sign Permit from O'Connell Oil Assoc., to place a sandwich board sign on the property in front of the store to display gas prices. The sign would be placed on the ground. *The Board members agreed to delay this matter in order to look into the square footage of the sign, to note their current signage and to vote on the matter at the next meeting.* Tom Wickham stated that they are reluctant to grant a sandwich board sign to advertise gas prices as gas stations already have their lighted signs and this would set a precedent for all gas stations in the town.

Temporary Sign (Banner) Permits – *Upon a motion duly made and seconded, the Board members voted unanimously to grant the two temporary sign (banner) permits to Zabian's for their jewelry store and their clothing store for their yearly holiday sale. These permits are each considered to be three-10 day permits which will carry them through the new year.*

Historical Commission – Garth Story came before the Board to discuss the water fountain in the Town Park and the dwindling board membership of the Historical Commission.

Water Fountain- Garth and Berkshire Gateway Preservation have been working on the repair of the water fountain in the town park. Currently it has many cracks and is in dire need of repair. This past year the fountain was not working. The fountain was carved in 1899 and was not in working condition this past year. Garth stated that they will apply for grants to repair the fountain. He has received quotes of approximately \$25,000 to \$30,000 for the repairs needed. His hope is to set up a long term fund to do periodic maintenance. Anyone with questions can call Garth Story at 243-3589.

Historical Foundation – Garth stated that the Historical Commission is in need of members. Up until the past year or so, they have maintained a membership of seven with a quorum of four but recently they have had trouble obtaining a quorum for meeting requirements. The consensus is that it makes sense to change the number of the membership to five with a quorum of three. Any number of members over five could be considered “alternate” members with all voting rights. CAO, Christopher Ketchen stated that we will check with the Commonwealth of Massachusetts regarding the Board’s decision to go from seven to five members, if the State allows alternate members to have full voting rights and if there is a limit to the number of alternates allowed. Carolyn Young and Mary Morrissey have both tendered their resignations in the past week, but both have also stated that they would be available to give any advice to new members. Anyone who would like to become a member of the Historical Commission can do so by submitting a letter of interest to the Selectmen’s office or by calling their office at 243-5500.

Amendment Application – Starving Artist Café - The Starving Artist Café has submitted to the Board for their review an amendment application to their annual wine and beer license. Their amendment consist of their changing their status from a sole proprietor to an LLC. Upon their review and *upon a Motion duly made and seconded, the Board members voted unanimously to approve the Amendment Application changing their status to a LLC from a Sole Proprietor.*

Selectmen Appointments – *Upon a motion duly made and seconded and upon a motion duly made and seconded, the Board members voted unanimously to approve the recommendations of CAO Christopher Ketchen of Colleen Korte and Janet Warner to the Lee Youth Commission.*

Request for Special Permit Extension (Sarah Stiner) - Sarah Stiner from Creative Building Solutions came before the Board to request a second extension of the Special Permit that was originally granted on January 21, 2014, with a first extension granted on February 21, 2017. *After a brief discussion and upon a motion duly made and seconded, the Board members voted unanimously to grant a second extension to the Special Permit which will run from December 14, 2017 to December 14, 2018.*

4. Pending Business:

- a. Planning Board – Public Hearing – Wed., December 6, 2017 at 6:00 PM – Amendment to Section 9.11 Supplemental Use Regulations with the addition of Marijuana Enterprises and an addition to Section 1 Definitions Medical Marijuana Treatment Center. The public hearing will take place in the Town Hall, second floor, Planning Board Office, 32 Main St., Lee, MA.
- b. Zoning Board of Appeals – Public Hearing – Application of Joseph Patrick Short & MaCaela Coleen Donovan for a variance from the Town of Lee Zoning Bylaws (Table of Dimensional Requirements) The public hearing will take place in the Planning Board Office on the second floor, 32 Main Street, Lee, MA on Wednesday, December 13, 2017 at 7:00 PM.

5. Chief Administrative Officer:

- a. Appointment - Upon Christopher Ketchen's presentation of Superintendent Christopher Pompei's recommendation of Brian Carlino's temporary winter employee position beginning on December 4, 2017, Patricia Carlino recused herself while the two remaining Board members discussed the appointment. *Upon a motion duly made and seconded the remaining Board members voted unanimously to support Christopher Ketchen's appointment.*

Elderly Assistance Programs - Christopher Ketchen discussed the Elderly and Disabled Tax Fund and Senior Citizen Property Tax Work-Off Abatement Program. This is the same program as have been in place for prior years. Anyone that may be interested or eligible should call the Assessor's Office at the Town Hall.

Discussion – Special Town Meeting - The Board members discussed the Special Town Meeting tentatively scheduled for Dec. 7th and due to the State's review of the 40R bylaw amendment decided to postpone the Special Town Meeting until after the holidays and schedule it for sometime in mid January. The Board has been informed by Town Counsel and Mark Malloy at Berkshire Regional Planning Commission that the State is working diligently on the 40R bylaw and the prudent thing to do is to wait for the State to finish before we go to Special Town Meeting.


The Board also discussed the Article regarding the Heating Coil Replacement for the Library in the approximate amount of \$65,000.

5. **Public Comments:** None. David Consolati thanked the Lee Police Department for the Annual Holiday Fun Run to support Special Olympics. The event raised over \$7,000.00.

David Consolati wished every a safe and Happy Thanksgiving.

7. **Next Regular Meeting:** Our next regular meeting is scheduled for December 5, 2017.
8. **Motion to Adjourn:** *By a motion duly made and seconded the Board members voted unanimously to adjourn the meeting at 7:50 PM.*

Respectfully submitted,



Cindy L. Bigelow,
Administrative Assistant

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