

APPROVED ON 7/15/14

## Board of Selectmen – Minutes of Meeting

BOARD OF SELECTMEN  
MINUTES OF MEETING – July 1, 2014

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

The Chair, David Consolati called the meeting to order at 6:30 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 Chair announced that the members expect to return to open session at 7:00 PM. The roll call vote was as follows:

## AYES

David Consolati  
Patricia Carlino  
Thomas Wickham

## NAYS

None

1. **Approval of Minutes:** *The Board members voted unanimously to approve the Public Minutes of June 17, 2014 and the June 27, 2014 Emergency Meeting Minutes.*
2. **Public Hearing:** None.
3. **General Business:** Willow Street Bridge Repairs Construction - Superintendent of Dept of Public Works, Chris Pompei, P.E., came before the Board to present the Project Engineer's (Gill Engineering/P. Moyer, P.E.) June 25, 2014 recommendation that the work be awarded to LB Corporation whose bid \$460,500 bid was the lower of two bids received, provided the Contractor confirms that it will comply with the specified requirements for temporary protective shielding; and, that its painting subcontractor is qualified by MassDOT and it will comply with the specified painting requirements. *The Board members voted unanimously to conditionally award the contract to LB Corp., provided that the Contractor confirms that it will comply with the temporary protective shielding requirements and that its painting subcontractor is qualified by MassDOT and it will comply with the specified painting requirements; and, provided that MassDOT approves the use of an additional \$18,970 (from \$441,530 to \$460,500) of Chapter 90 funding for the project; and, to authorize the Chair to sign the agreement.*

David Consolati asked Chris about Devon Road, following the June 25<sup>th</sup> – 26<sup>th</sup> storm damage and Chris replied that as of tomorrow, the road will be open to traffic. Chris also responded favorably to David's inquiry about the water main on West Park Street, stating that everything is repaired. Mr. Nason informed the Board that the work on Devon Road doesn't meet federal requirements for aid, but may qualify for state assistance. .

WMECO Pole – Intersection of Pleasant Street & Marble Street - James Marco, Field Technician for WMECO came before the Board with WMECO's request for approval to place a pole on property that is owned by WMECO at the intersection of Pleasant Street and Marble Street. This pole will be set up as a switching point, with equipment placed at the top of the pole. This equipment allows radio equipment to send a signal to it, which will get a customer back on line quicker in the event of failure. David Consolati stated that he had no problem with the placement of the pole and the Board members all agreed. *The Board members unanimously approved the placement of the pole at the intersection of Marble Street and Pleasant Street as shown on a Plan submitted by WMECO.*

Selectmen FY 2015 Appointments - *The Board members voted unanimously to appoint Christine Arment Lucy to the Cemetery Committee and to reappoint Kathy Murphy to the Personnel Board.*

Porchlight VNA Yearly Contract - *The Board members voted unanimously to approve the Proposed Yearly Contract in the amount of \$22,942.50 and to authorize the Chair to sign it.*

Time Warner Cable//Comcast Corporation Proposed Transaction - Bob reported that a resolution of the Consent to the Transfer of Control of our cable television franchise from Time Warner Cable Inc., to Comcast Corporation was presented by the Five Town Cable commission to the Board members for their approval. *The Board members voted unanimously to adopt the resolution and authorize the Chair to sign it.*

Bev Trombly asked if we could find out about the rates and David Consolati replied to her that we have no control over the rates.

Dog Park - Patty Carlino wanted to know if she could pursue the possibility of a dog park on town owned property. David stated that he is fine with her looking into it and Tom agreed.

Bev Trombly came before the Board to discuss dog issues regarding owners allowing their dogs to defecate on public and private property and the health issues involved. She also commented on dogs allowed to roam and defecate at the cemetery.

4. **Pending Business:** a. 2014 Mini-Site Collection – Saturday, July 12, 2014 – 9:00 AM – 11:00 AM at the Lenox Dept. of Public Works.
- b. 2014 Household Hazardous Waste Collection – Saturday, July 19, 2014 – 9:00 AM – Noon at the Lee Waste Water Facility.

c. Farmers Market – Every Thursday through September from 2:00 PM – 6:00 PM in the Park.

5. **Town Administrator:** a. Revenue & Expense Reports through June 30, 2014 - Mr. Nason stated that the preliminary Revenue & Expense Reports through June 30, 2014 are available on the Selectmen's work table.

b. Sandy Beach Seasonal Appointment – Mr. Nason stated that he received a recommendation from the Beach Committee for appointment to the Sandy Beach staff. Mr. Nason appointed, subject to the Board's approval, Cameron Keenan as a lifeguard at the Lee Sandy Beach. *The Board members voted unanimously to accept Mr. Nason's seasonal appointment of Cameron Keenan to the Lee Sandy Beach.*

Mr. Nason also stated that the Town of Lee is in the process of redesigning its website and would like people to go to the current website and fill out the questionnaire in order to get user feedback.

Mr. Nason also gave his thanks to the DPW for the response to damage done during the recent storm and also to the Select Board for meeting so quickly and getting the response efforts moving quickly.

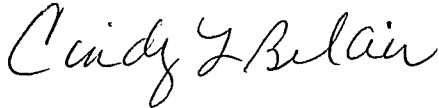
6. **Public Comments:** Ellen Mary Dagostino of Crossway Village came before the Board to discuss the need for certain road signs once exiting the turnpike and driving on Housatonic Street towards Main Street. The current sign as you come off the pike which states a lower speed limit is placed in the middle growing trees and can't be seen. She also commented on the crosswalks from the Turnpike to High Street and wondered why they were not painted red like the ones on Main Street. Patty answered that the area from the Turnpike to High Street is state owned so we have no control over the signs and painting of the crosswalks, though we would forward her presentation and concerns to MassDOT.

Bev Trombly also had traffic concerns on Main Street. She stated that the big rig trucks drive too fast. She also has concerns about littering, cans, bottles, wrappers, gum etc. She stated that she would like Chief Roosa to enforce parking. She would like to see the issues addressed.

Bill Navin stating that he had mentioned several years ago about the trucks that speed from Canal Street through Main Street, using their jake brakes continuously. Patty Carlino stated that she was unsure how to enforce that issue, but would speak with the traffic commission and/or Smitty to see if anything could be done. Bill stated that he's heard of some towns that have laws against the use of jake brakes.

7. **Next Regular Meeting:** Our next regular meeting will be July 15, 2014 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 7:44 PM.*

Respectfully submitted,

A handwritten signature in cursive script that reads "Cindy L. Belair".

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