

Board of Selectmen – Minutes of Meeting

BOARD OF SELECTMEN
MINUTES OF MEETING – MAY 21, 2013

Present: Patricia D. Carlino, Chairman and David J. Consolati, Board of Selectmen, Robert L. Nason, Town Administrator. Absent: Gordon Bailey, Chairman.

Board Member, Patricia D. Carlino, called the meeting to order at 7:00 PM.

1. **Approval of Minutes:** The public minutes of May 7, 2013 were unanimously approved.
2. **Public Hearings:** None.
3. **General Business:** Recognition of Police Officer Medal of Honor Recipients - Chief Buffis came before the Board to present Medal of Valor recipients Sergeant Jeff Roosa and Officer Stephanie Burdick who were awarded commendations for their response to a situation which involved a shooter on Dec. 13, 2012. With complete disregard for their own safety, the officers entered the residence and secured the suspect. While inside, they discovered a cache of weapons located in the second floor bedroom where the suspect was found during the rescue of the victim. They were awarded the Medal of Valor at an awards ceremony at the Massachusetts State House in Boston on May 17, 2013. Selectman Consolati stated that we are very proud of them and the Town thanks them. Chief Buffis commented that the situation could have been much worse with the amount of weapons found at the residence.

Executive Office of Public Safety & Security Highway Safety Division Pedestrian Grant Award - Chief Buffis came before the Board to present the \$3,000.00 Grant Agreement for signature. This grant will be in effect until September 30th and will pay for police officer overtime. The officers will be in plain clothes at crosswalks in town to witness firsthand any violations by drivers. The goal, according to Buffis, is not to issue citations, but to educate people on the rules of pedestrians, drivers and crosswalks. *The Board members voted unanimously to accept the award and to authorize the former Chair, Patricia Carlino, to sign the Agreement as she was the Chair at the time the Pedestrian Grant was first brought before the Board.*

Automated Alert System Agreement - Chief Buffis came before the Board to present two contracts with Blackboard Connect. The first being a one year contract at \$4,775/year, with the second year price subject to increase and the second being a three year contract at the same price of \$4,775/year. The system has the capability to notify residents via landline phone, cell phone, smart phone, tablets, internet or all of these options. It is an “opt in” system that residents would have to sign up for, in order to be a part of the system. The Town of Lee received a \$2,500 grant from the Massachusetts Emergency Management Agency to partially off-set the first year cost and the May 9, 2013 Annual Town Meeting approved an additional expenditure of \$2,450 from available funds. *The Board members voted unanimously to approve a one year Basic Service agreement in the amount of \$4,775. with Blackboard Connect, subject to Town Counsel, Jeremia Pollard’s review of the agreement.*

Community Oriented Policing Service Hiring Program (CHP) Grant Application – Chief Buffis came before the Board with CHP’s competitive grant program that provides funding directly to state, local and tribal law enforcement agencies having primary law enforcement authority for the hiring or re-hiring of additional officers to impact their community policing capacity and crime prevention efforts. The application must be submitted on Wednesday, May 22nd. *After reviewing Chief Buffis’ 5/3 cost analysis and considering that a retirement was not certain after 36 months, the Board members voted unanimously to pass on the application at this time.*

Chief Buffis also commented on the Shelter Agreement Application by the Red Cross. The Board members stated that the School Board should be the ones to sign the Agreement, not the Select Board. When asked about the training for the volunteers, Chief Buffis stated that the Red Cross does all the training for the shelter volunteers.

Chief Buffis introduced Alex Lindsay who will work with the Police Department as a media intern. The Board members congratulated and welcomed him.

Renewal of the Cable Franchise License with Time Warner Cable - Steve Moritz (Lee Cable Television Commission) and Linda Miller (Five Town Cable Advisory Committee Chair). Having reviewed the draft presented by Steve Moritz at the April 2, 2013 Select Board Meeting, *the Board members voted unanimously to approve the Renewal Cable Television License Issued to Time Warner Cable Northeast, LLC.*

Public Works Equipment – Superintendent of Public Works, Chris Pompi, P.E. came before the Board to discuss the following: 1) Pickup Truck with Plow Purchase – The May 9, 2013 Annual Town Meeting approved the expenditure of \$35,00.00 from available funds to purchase a pickup truck with plow for the Highway/Cemetery Division. This will replace a 2008 Ford Ranger with 51,000 miles on it. The well maintained Ford Ranger will be transferred to the Water Division. Upon learning that the purchasing group provider and the Ford dealers will not provide a warranty for a Ford F150 with a plow if used commercially. Chris proposed that we purchase a Ford F250 for which we can obtain a warranty, through a Greater Boston Police Council cooperative procurement contract from MHQ Municipal Vehicles of Marlborough, MA. *The Board members voted unanimously to approve the purchase through a Greater Boston Police Council cooperative procurement contract, a Ford F250 with plow for the price of \$34,986.09 from MHQ Municipal Vehicles.*

2) Replacement Lawnmower for Cemetery and Playing Fields – The May 9, 2013 Annual Town Meeting approved the expenditure of \$10,000.00 from available funds to purchase a mower to replace the ten years old mower that shows signs of engine failure, currently used, for the Highway Cemetery Division. Chris proposed that we purchase a Z930R Commercial Ztrak mower for \$9,151.20 from John Deere through a Lawns & Grounds, Equipment, Parts and Services statewide contract. The machine will be delivered through Pittsfield Lawn and Tractor (PLT) which will provide a hitch kit and floor mat. The \$66.16 cost of PLT’s “attachments” is included in this cost. *The Board members voted unanimously to approve the purchase from John Deere, through a Lawns and Grounds, Equipment, Parts and Services statewide contract, a Z930R commercial Ztrak mower for the price of \$9,151.20, which includes the cost of attachments to be added by the Delivering Dealer and to authorize the Chair to sign the contract.*

Board member, David Consolati remarked to Chris about the condition of Berkshire Gas’ patch work of roadways. Chris suggested setting up a meeting with Berkshire Gas and Board members, along

with Bob Nason as soon as possible, to look at and discuss the conditions and what will be done to fix these problems.

Solarize (Lee) Massachusetts – Community Coach, Roger Scheurer came before the Board to announce that Real Goods has been selected to install the solar arrays. Volunteers will be meeting with the installer to coordinate education and outreach. The Lee Web Site is being updated. Roger commented that there will be a “Meet Your Installer” at the Lee High School Cafeteria at 7:00 PM on Thursday, June 6th. Roger stated that the “Solarize 101” meeting on May 13th was well attended and to date there are approximately 80 residents interested in the program. The installer will begin the process of making calls to the residents. Roger also announced that Garth Story will be giving “open house” at his residence.

Laurel Lake Preservation Association (LLPA) Application for a Department of Conservation and Recreation (DCR) Partnerships Matching Funds Program Grant – Harold Sherman came before the Board to request the Board’s support of the LLPA’s application for a DCR grant to help acquire orders of conditions for a 5 foot drawdown and have that activity managed by DCR personnel. Mr. Sherman presented a draft letter to Mr. Edward M. Lambert Jr., Commissioner Department of Conservation and Recreation supporting this effort. *The Board members voted unanimously to support the Laurel Lake Preservation Association application for the proposed Department of Conservation and Recreation Partnerships Matching Funds Program Grant and to authorize the Chair to sign the letter of support.*

Tax Increment Financing Agreement with Boyd Technologies & South Lee Association - Rich Vinette came before the Board to present the Financing Agreement and the Resolution authorizing the Execution of the Agreement regarding the clean room and manufacturing equipment installation at 501 Pleasant Street (Rt. 102) facility. The TIF lasts 5 years. *The Board members voted unanimously to waive the reading of the Resolution and to adopt the Resolution as if read.*

Entertainment License – Leonard Michael Johnson (for Richard Cleaver) – fundraiser for “Pathways to Peace” – May 25, 2013 from 3:00 PM – 7:00 PM at 322 Landers Road, Lee, MA - Mr. Johnson came before the Board to submit his application for a Special Entertainment License and stated that he did all the prerequisites and has contracted for portable toilets for the family-friendly celebration of Peace. *The Board members voted unanimously to grant the Special Entertainment License as requested for May 25, 2013 from 3:00 PM – 7:00 PM at 322 Landers Road, Lee, MA.*

Springfield Municipal Recycling Facility Contract Termination - *The Board members voted unanimously to terminate the Springfield MRF contract due to the fact that there are currently no haulers servicing Lee residents that are bringing recyclable materials to the MRF on the understanding that if the Town’s hauler(s) decide to come back in, we will have that option for either a dual or single stream recycling contract.*

Planning Board Member Appointment – Buck Donovan – *The Board members voted unanimously to support the Planning Board’s recommendation for the appointment of Buck Donovan to serve on the Planning Board, to fill the vacancy left by Tony Caropreso.*

Recycling Committee – Valerie Bluhm – *The Board members voted unanimously to support its Recycling Consultant, (CET) Jamie Cahillane’s recommendation for the appointment of Valerie Bluhm to serve on the Recycling Committee.*

Temporary Sign Permit – Henry’s Electric, Inc. – *The Board members voted unanimously to approve ten 3-day permits, not to exceed 30 days in a calendar year to Henry’s Electric, Inc., with the condition that Henry’s Electric notifies the Administrator’s office each and every time they will be exercising a 3-day permit period.*

Berkshire Gas Company - *The Board members voted unanimously to grant two applications for permits to install new gas service; one at 50 Prospect Street and the other at 85 Summer Street.*

4. **Pending Business:** There will be a Spring 2013 Mini-site collection on Saturday, June 1, 2013 at 9:00 AM – 11:00 AM at the Lenox Department of Public Works.
5. **Town Administrator:** - Mr. Nason announced that there are employment opportunities at Lee Sandy Beach for lifeguards and a maintenance aide. Anyone interested should contact DeeDee Consolati @ (413) 243-2318. He was also notified by Millard Eckert that they are short on cemetery committee members and anyone interested should contact the Select Board’s office @ (413) 243-5500.
6. **Public Comments:** David Consolati stated that the Lee prom is this Friday and asked that everyone enjoy themselves and be careful.
7. **Next Regular Meeting:** The next regular meeting will be June 4, 2013 at 7:00 PM in the Courtroom.
8. **Motion to Adjourn to Executive Session:** *At 8:00 PM roll call and upon agreement of the members, the Board adjourned the regular meeting to go into Executive Session to discuss litigation strategy, because deliberating during an open session would have a detrimental effect. The members will not return to public session.*

Upon a roll call, the vote was as follows:

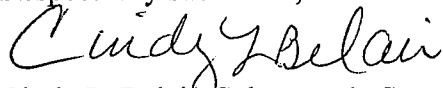
AYES

NAYS

David Consolati
Patricia Carlino
Gordon D. Bailey

None

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