

APPROVED ON 10/7/14

## Board of Selectmen – Minutes of Meeting

BOARD OF SELECTMEN  
MINUTES OF MEETING – September 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 7:00 PM.

1. **Approval of Minutes:** *The Board members voted unanimously to approve the public Minutes of August 19, 2014 and September 2, 2014.*
2. **Public Hearing:** None.
3. **General Business:** Surface Water Drainage at 55 St. James Avenue - As a follow up to our August 19<sup>th</sup> meeting, Superintendent of Public Works, Chris Pompei, P.E. came before the Board to discuss the drainage issues on St. James Avenue. He told the members that he met with Kit Lockridge, Ben Naylor and Laurie Kropkowski, residents of St. James Avenue to discuss the drainage problems. Chris explained that the problem is that the drain goes from a four foot pipe into a two foot pipe. Chris determined that the solution to this problem is to run new pipes and that the cost of fixing this would be approximately \$25,000.00. Chris added that the residents of St. James Avenue will be executing an easement to the Town of Lee for access to the property in question. David Consolati replied that just because we have an easement, does not mean that the Town will have the funds to fix this problem.

Tyringham Road Construction Changes - To date, six changes have been approved, at least initially, by Mass DOT. The tentatively approved changes cost \$432,800, of which \$334,120 is due to designer error and \$98,740 resulting from subsurface latent conditions. Changes 2, 3 & 6 are in the hands of our consultants and David Consolati replied that he had no issue with changes 4 and 5, but he wants them to come and explain the other changes to us, without charging us to come and do so. *The Board members voted unanimously to sign off on the charges for rock and crushed stone, construction changes 4 & 5, in the amounts of \$74,800 and \$23,940 and authorize the Superintendent of Public Works to sign off on these changes.*

When asked how the changes will be paid for, David Consolati explained that these will be paid out of the contingency. Our contingency amount is \$436,500 to which \$432,860 has been used, leaving a \$3,640 contingency balance.

Dick Lindsay asked if the Class B was ledge removal and Chris answered that it was. Chris also mentioned that they are scheduled to pave on November 10<sup>th</sup>. Dick also asked how much longer the detour would be in place and Bob Nason responded that we have no definitive answer and that as soon as we know he would have the information posted on the Town of Lee website.

Chapter 90 Reimbursement Requests - Chris Pompei also brought before the Board five Chapter 90 reimbursement requests, as follows: Meadow Street Bridge Engineering - \$30,326.75 to Gill Engineering / Willow Street Bridge Engineering - \$7,980.00 to Gill Engineering / Tyringham Road Engineering - \$1,677.00 to Fuss & O'Neill / Tyringham Road Engineering - \$4,102.15 to Fuss & O'Neill / and Prospect and West Park Streets in the amount of \$275,000.00 to LB Corp.

Bob explained that we need to apply for these reimbursements by September 30<sup>th</sup>.

*The Board members voted unanimously to sign off on the five Chapter 90 Reimbursements Requests totaling \$319,085.90.*

Department of Public Works Employment Opportunities - Mr. Nason took this opportunity, while Chris Pompei was still in attendance, to announce two employment opportunities in the Department of Public Works. Rick Tart has accepted a position at Mass DOT, leaving an opening for a truck driver/laborer and the DPW Secretary Angela Cook has accepted a position at Hoosac Valley Water, which leaves an opening for the DPW secretary. Applications can be obtained at the DPW office and will be accepted until the positions are filled. We will be looking at the initial responses on Sept. 29<sup>th</sup> and the position will remain open until filled and will make appointments at the next meeting on October 7<sup>th</sup>. David Consolati extended his thanks to both Rick and Angela and wished them the best of luck in their new endeavors.

25 School Street Abatement & Demolition - Three bids were received for the abatement and demolition of the 25 School Street property. Associated Building Wreckers - \$38,420 / Jay-Mor Enterprises, Inc. - \$47,800 / Western Mass Demolition - \$35,800. *The Board members voted unanimously to accept the bid from Western Mass Demolition, the lowest of three bidders, in the amount of \$35,800.00.* Patty Carlino asked if the Brownfields situation with the property has been settled and Mr. Nason explained that the \$100,000 grant from the EPA will pay for the demolition and the clean-up.

FY 2016 Budget and Town Meeting Preparation Schedule - *The Board members voted unanimously to accept the FY 2016 Budget and Town Meeting Preparation Schedule as presented by Mr. Nason.*

One Day Beer & Wine License - *The Board members voted unanimously to grant a One Day Beer & Wine License to the Lee Sportsmen's Club for a fundraiser dinner on Saturday, October 4, 2014 from 4:00 PM – 11:00 PM at the clubhouse.*

Temporary Sign Permit - *The Board members voted unanimously to grant a Temporary Sign Permit to the Lee High Volleyball Team for their Road Toll on Saturday, September 27, 2014.*

Temporary Sign Permit – *The Board members voted unanimously to grant a Temporary Sign Permit to NBT Bank to erect a sign on the fence at the Town Park for Founder's Weekend from September 1<sup>st</sup> through September 21<sup>st</sup>.*

Berkshire Gas Permits - *The Board members voted unanimously to grant permits to install new gas service at 765 Stockbridge Road and at 157-159 Center Street.*

#### 4. Pending Business:

- a. 2014 Mini-Site Collections – Saturday, September 27<sup>th</sup> from 9:00 AM – 11:00 AM at the Great Barrington Recycling Center
- b. Farmers Market – Every Thursday through September 18 – 2:00 PM – 6:00 PM in the Park.
- c. Planning Board Public Hearing on Monday, Sept. 22, 2014 at 6:15 PM – Special Permit Application – Lee Fitness 247, LLC.
- d. Zoning Board of Appeals Public Hearing on Wednesday, Oct. 8, 2014 at 7:00 PM – Special Permit – Town of Lee.
- e. Planning Board Public Hearing on Monday, Oct. 27, 2014 at 6:15 PM – Special Permit – Alan Wilcox.
- f. Cleanup Plan for Housatonic River “Rest of River”  
EPA hearing Tuesday, Sept. 23 at 6:30 PM – Lenox Middle/High School Duffin Theatre  
EPA cleanup plan comment period extended to Oct. 27<sup>th</sup>.
- g. Founder’s Weekend - Friday, Sept. 19<sup>th</sup> through Sunday, Sept. 21<sup>st</sup>.
- h. Energy Efficiency Advisory Committee Meeting – Thurs., Sept. 18<sup>th</sup> at 4:00 PM – Pittsfield City Hall, 70 Allen Street.
- i. Passenger Rail Station – Final Public Meeting – Monday, Sept. 22<sup>nd</sup> at the Lee Elementary School Cafeteria from 6:00 PM – 8:00 PM.

5. **Town Administrator:** Special Police Officer Appointments - Mr. Nason, at the recommendation of Police Chief, Jeffrey Roosa, appointed Zachary W. DeSantis and Evan S. Colbert to the position of Special Police Officer. Both candidates are graduates of Lee High School and are both currently enrolled in Criminal Justice Programs; Zachary at Framingham State College and Evan at Westfield State University. Mr. DeSantis completed the Reserve Police Academy on Sept. 13, 2014 and Mr. Colbert will complete the Reserve Police Academy in March of 2015. Both candidates are paying for their training and equipment so there is no cost to the Town of Lee. Upon their appointment and completion to the Reserve Police Academy, both candidates will also complete out Department Field Training program at no cost to the Town. After satisfactory completion of all steps listed, both candidates will be eligible to perform part-time duties of a Special Officer and Third party details as needed. These appointments are being made to fill Special Officer positions that have become vacant due to other officers being hired to fulltime positions and others moving on. *The Board members voted unanimously to accept Mr. Nason’s appointment of Zachary W. DeSantis and Evan S. Colbert to the position of Special Policy Officer.*

EMT appointment - Mr. Nason, at the recommendation of Lisa Michaud, Ambulance Director, appointed Richard Morris as a part time EMT Basic for the ambulance service. Rick recently became recertified as an EMT Basic and he will cover 1-12 hour shift per week on call and occasionally,

other hours as needed. *The Board members voted unanimously to accept Mr. Nason's appointment of Richard Morris as a part time EMT Basic.*

**6. Public Comments:** None.

Chairman, David Consolati also read the following thank you statement: "Before summer officially ends, we want to thank High Lawn Farm, Laurel Lake Water Power and Tom & Katie Scheurer for the opportunity to once again enjoy Sandy Beach which closed for the season on Sept. 2<sup>nd</sup>. We also thank the volunteer members of the Sandy Beach Committee; namely, Deidre Consolati, Chair, Monica Ryan, Linda Cysz and Kelly Abdalla. We also want to thank the beach workers Amber Newton, Cristian Sanchez, Samantha Kate Brown, Keeley Farnam, Samantha Miller, Emma Merritt, Cameron J. Keenan, Zachary Sorrentino, Dmitri Consolati and Myron Hood. We are also grateful for the work of our Public Works summer workers; namely, Lucas Withers, Matt Kelley, Shane LaGrant and Evan Consolati."

David Consolati also made notice of a Spaghetti Dinner benefit for Brian Schaffer on Wednesday, September 24<sup>th</sup> from 5:00 PM – 7:00 PM to be held at Fiddleheads @ Greenock Country Club. The donation amount is \$12.00 for adults / \$5.00 for children. Tickets are available at LYA 6:30 AM – 5:30 PM or call 243-5535, or call Ed Forfa at 243-1569 or Julia at 717-0302.

David again reminded everyone about Founder's Weekend this weekend and encouraged everyone to come down and enjoy the festivities.

- 7. Next Regular Meeting:** Our next regular meeting will be October 7, 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 7:54 PM.*

Respectfully submitted,



Cindy L. Belair,  
Selectmen's Secretary

Notice of Website Posting Sent to:

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