

APPROVED ON 4/21/15

Board of Selectmen – Minutes of Meeting

BOARD OF SELECTMEN
MINUTES OF MEETING – April 7, 2015

Present: David Consolati, Chairman, Patricia 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 Executive Session Minutes of March 3, 2015. The Board members, except Patricia Carlino who abstained, voted to approve the Public Minutes of March 17, 2015.*
2. **Public Hearing:** None
3. **General Business:** West Park Street Bridge Repair – Chris Pompei, P.E. Superintendent of Dept. of Public Works came before the Board to discuss the West Park Street Bridge. He informed the Board that the bridge has a hole in the deck and LB Corp's quote to repair it is \$9,850.00. *The Board members voted unanimously to approve the contract to LB Corp in the amount of \$9,850.00 and to authorize the Chair to sign the contract.*

Winter Recovery Assistance Program (WRAP) – *The Board members voted unanimously to accept the award of \$44,486.00 for roadway repairs and authorize the Chair to sign the Agreement.*

Disposition of Surplus Vehicles – Chris Pompei came before the Board requesting approval to sell a Ford F-350 (DPW water truck) with 116,140 ± miles on the odometer. The process will include an advertisement in the Berkshire Eagle and the Berkshire Record to request public bids. All bids will be closed on the date and time identified in the disposition advertisement. Detailed information and inspection of the vehicle can be obtained by contacting the DPW. *The Board members voted unanimously to initiate the process to sell the DPW's Ford F-350 water truck.*

Mr. Nason presented to the Board Ambulance Director, Lisa Michaud's recommendation to dispose of a surplus 2006 McCoy Miller Medic 163SE ambulance driven

approximately 91,000 miles. The vehicle is not road worthy and will be offered for sale to the highest bidder "as is, where is" for parts only. The process will include an advertisement in the Berkshire Eagle and the Shopper's Guide and on our municipal website. The invitation to bid will close on the date and time specified in the advertisement. *The Board members voted unanimously to approve the disposal of the 2006 McCoy Miller Medic 163SE ambulance.*

May 14, 2015 Special (FY 2015) and Annual (FY 2016) Town Meeting Draft Warrants - The Board members reviewed the draft of the May 14, 2015 Special (FY15) and Annual (FY16) Annual Town Meeting Warrants Mr. Nason presented to them. Annual (FY 2016) - They reviewed the DPW requests for road repairs and paving, and for a trailer mounted sewer line flusher, an essential tool when it is needed and neither private services nor neighboring communities are able to respond. We currently spend about \$4,800 a year on private sewer flushing services. Roads are paved in accordance with the Berkshire Regional Planning Commission's road conditions assessment and the Board of Public Works' evaluation of traffic load and economic impacts. Mr. Nason stated that the road report will be available on the Town of Lee website. There is \$40,000.00 from sale of cemetery lots account wherein one-half stays in the account and one-half is for the perpetual care account. They also reviewed the following articles: Article 28 - to repay Mill Renaissance, LLC \$19,950 which it advanced the Town to retain an engineering firm to prepare a preliminary plan and cost estimate to apply for a MassWorks Infrastructure grant to optimize the available fire flows in the downtown area and along Route 102. Article 32 - the appropriation of \$140,000 regarding the replacement of failed meter reading transponders which provide use data for water and sewer billing. Article 21 - to appropriate the sum of \$70,000 to replace the Memorial Hall failing boiler which may not make it through another winter. Article 41 - Harold Sherman came before the Board to discuss the request for funds in the amount of \$2,500.00 for the Laurel Lake's Association ongoing studies of the lake. Article 42 - The amount of \$2,000 for the Berkshire Regional Planning Commission to continue its Berkshire Brownfields Program. Article 43 - Mr. Nason reported that the LED retrofit bills for 8 lights saved us 40% on supply costs. The bulbs have 54,000 hours of light, which saves us on bulb replacement. Article 11 - Tri-Town Health Dept.'s request to purchase web-based public health permitting software and training. The initial cost is \$21,870 of which Lee's share is \$8,471 (42%) for FY 2016. Tablets & computer screens are not included, but will be purchased by the Tri-Town Health Dept. from other available funds. Starting in FY 2017 there will be annual license and support fees amounting to \$10,590 of which Lee's share will be \$4,479.

The Residents will also be asked to vote upon a non binding referendum asking if they are in favor of borrowing \$5,000,000.00 for road repair and paving, which would add \$122.00 yearly for 15 years on the average family tax.

Special (FY 2014) - Mr. Nason presented the Special (FY 2014) Draft Warrant to the Board Members explaining that Article 3 - the Brien Center request is for an Selectmen Meeting - April 7, 2015

appropriation that was made but not paid in FY 2014 and the Article 4 - Leprevost Plumbing, Heating and Cooling Invoice dated April 23, 2014 which surfaced after fiscal year 2014 closed. Article 5 – is to transfer the sum of \$2,600 from the Sale of Cemetery Lots receipts to the Fairmont Perpetual Care Trust Account.

Community Assistance for Small Communities Grant Application - Mr. Nason recalled that the Lee Youth Commission (LYC) was seeking Town Meeting approval of a \$2,000 appropriation as the required 20% local contribution to obtain an \$8,000 state Conservation Assistance for Small Communities grant to retain Berkshire Regional Planning Commission to update and complete the 2000 draft plan. In order to qualify for the \$8,000 state Conservation Assistance for Small Communities grant to update the plan, the Town must also apply for a Parkland Acquisitions and Renovations for Communities (PARC) grant. Inasmuch as the LYC is seeking Town Meeting approval of a \$9,500 appropriation to renovate the Athletic Field playground, that appropriation would provide required 42% contribution for a \$22,620 PARC grant application. The funds would be used to renovate the Athletic Field's playground. *The Board members voted unanimously to authorize the permission to apply for the grant.*

Mr. Nason reported that the LED retrofit bills for 8 lights saved us 40% on supply costs. The bulbs have 54,000 hours of light, which saves us on bulb replacement.

Insurance Advisory Committee – Recommendation of Health Insurance Rates - The Board members reviewed a memo from Donna Toomey, Treasurer on behalf of the Insurance Advisory Committee, recommending the acceptance of MIIA Blue Cross and Blue Shield's health insurance product with a 10.9% increase from FY15 rates. There is no change in the plan design this year in accordance with our three year agreement with employees. We are entering into our third and final year of this Agreement. Our life insurance, currently with Standard Insurance, was able to retain our current rates for FY16 according to our broker, Jean Stone of True North. *The Board members voted unanimously to accept the Insurance Advisory Committee's recommendation and to sign off on the Agreement.*

Special Permit Fee Reconsideration - The Board members were presented with a narrative from their secretary Cindy Belair, requesting that the fee for a special permit granted by the Select Board members be raised to reflect the rising costs of certified mailings to abutters and the cost of publishing the public notices for two consecutive weeks. *The Board members voted unanimously to increase the fee for the Special Permits granted by the Selectmen to the amount of \$350.00 per Special Permit, effective immediately.*

Utility Cut Permit - Always Growing Landscaping, Inc. submitted an Application for a Utility Cut Permit. The cut will be at Oak N' Spruce at the bottom of the hill to repair the catch basin. The permit has been recommended by our Chief of Police, Jeffrey Roosa

and our Superintendent of Public Works, Chris Pompei. *The Board members voted unanimously to grant the Utility Cut Permit, nunc pro tunc, on March 31, 2015.*

Temporary Constables - Per a memo from our Town Clerk, Suzanne Scarpa, the *Board members voted unanimously to appoint Mary Janice Holmes and Sandra Cozzaglio to work the election on May 18, 2015.*

4. Pending Business:

- a. Planning Board – Public Hearing - Monday, April 27, 2015 at 6:15 PM to amend Section 199-4.2(J) 3 (Industrial) with the addition of (g) Restaurants and the deletion of Section (4) uses requiring a special permit as part of the reuse of existing structure.
- b. Planning Board – Public Hearing – Monday, April 27, 2015 at 6:30 PM to amend Section 199-7 SIGNS in its entirety.
- c. Planning Board – Public Hearing – Monday, May 11, 2015 at 6:15 PM on the application of Matthew D. Carlino & Jennifer M. Carlino for approval of a Definitive Subdivision Plan of approximately 58,780 sq. ft.
- d. Spring 2015 Mini-Site Collections – Saturday, April 25th, 8:30 – 11:00 AM – Great Barrington Recycling Center.

5. Town Administrator:

- a. Annual Reappointments: Mr. Nason reappointed the following persons: Doug Mann, Veterans' Agent – Gerry Cahalan, Sealer of Weights and Measures – Michael Sullivan, Animal Control Officer and Building Commissioner, Donald Torrico, Sign Officer. *The Board members voted unanimously to accept the annual appointments of Mr. Nason.*
- b. Retirement: Chairman, David Consolati read a letter submitted from Marguerite (Peg) O'Brien, received on March 13, 2015 announcing her retirement from her position at the Lee Council on Aging. On behalf of the Board, Chairman Consolati thanked Peg for her many years of service and stated that we are sorry to lose her.
- c. FY 2015 Revenue and Expense Reports through March 31, 2015 - Mr. Nason stated that the reports are available on the Selectmen's work table.

6. Public Comments: None.

7. Next Regular Meeting: The next regular meeting will be on Tuesday, April 21, 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 8:25 PM and adjourn to EXECUTIVE SESSION for the purpose of discussing litigation strategy, because an open meeting discussion would have a detrimental effect. The members are not expected to reconvene in open session. By roll call vote as follows:*

AYES

NAYES

*David Consolati
Patricia Carlino
Thomas Wickham*

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 Cha Chairmen
Superintendent of Schools
Town Accountant