

BOARD OF SELECTMEN MEETING - Tuesday, June 27, 2017 6:03 PM.

Present- James Consolati, Matthew Puntin, & Michael Curtin
Others present - Molly Curtin-Schaefer & (see attached list)

Mail was read, treasury warrants were approved, and previous minutes were approved.

PUBLIC COMMENT:

Mark Curtin asked if the highway equipment be stored at the Transfer Station on weekends from the spring thru fall. Jim Curtin and Everett Fennelly agreed that the equipment is an eyesore.

Everett Fennelly stated that no work is being done on the back roads, mainly the dirt roads. He stated that many culverts are plugged with debris, Brace Road has no ditches and water runs down the middle of the road, Jerusalem Road ditches are plugged, McCarthy Road culvert is still not finished and he feels the dirt roads are not maintained at all. Mr. Fennelly stated he is not blaming Noah Choquette, he just voicing his observations. He feels the Selectmen should have more supervision of the highways plan and schedule of work. He further stated he feels the roads that are closed in the winter should not have a pile of snow in the middle of them, it should be off to the side until after deer season. He hunts and could drive up them if the snow did not block his travel. Mr. Fennelly stated that all the wood from tree cutting goes out of town and that is not right. He feels it should all stay in town. Mr. Fennelly stated that the Housing Commission asked the Town to remove a metal building off the property at 161 Main Road and the Commission was told they are a private organization and the Town could not do that. However, the Town plows the Fire Company yard and also 2 town trucks were used to haul the old cement floor to the transfer station. He stated both the Fire Company and the Tyringham Affordable Housing Association should be treated the same.

Mark Curtin stated he agreed with Mr. Fennelly that the culvert on McCarthy Road has not been completed. He stated he did not feel Noah Choquette should be appointed as Tree Warden, he felt Steve Adams should be appointed. He asked why trees are being cut off and left with a three foot stump.

A discussion ensued about culvert work and Matthew Puntin stated that maybe the board should put out a blanket bid for highway work, should the need arise that a contractor is needed to complete culvert work, or larger jobs.

James Consolati made a motion to discuss with Noah Choquette his plans for the dirt roads and the culverts for the summer season. The Board will also discuss the distribution of the firewood. Matthew Puntin seconded. No opposition.

James Curtin stated he held an Emergency Management meeting on the emergency plan in the event of a failure of Goose Pond Dam. 12 out of the 15 invited officials from Lee and Tyringham attended the meeting, which was very successful, however the Tyringham Fire Chief did not attend.

James Curtin stated regarding appointments this evening, he feels that the fire chief's and asst. chiefs should be from Town. Michael Curtin stated with the membership in the Company the most senior people on the department hold those positions.

Michael Curtin stated that he feels the Planning Board should review the solar by law and make sure it is modified or added that a de commissioning bond be paid if a third party is involved. This would protect the Town's people in case of abandonment of property or unknown environmental issues should they arise down the road.

BROADBAND: James Consolati updated the Selectmen on the Charter Communications / MBI process. The licensing process is starting and a franchising workshop will be held. The workshop will be held in Tyringham possibly July 25, 26, 27th. James Consolati made a 3 part motion:

- To vote to initiate the cable license process.
- To vote to explore the possibility (or language the Town is comfortable with) of a waiver from DTC of the notice, publication and general initial solicitation requirements of the cable franchising process (specifically the requirements of 207 CMR 3.03 (2).
- To vote to allow the Chairman of the Board of Selectmen to sign that letter on the board's behalf should the board decide to pursue the waiver.

Matthew Puntin seconded, no opposition.

ANNUAL APPOINTMENTS: SEE ATTACHED

SPECIAL MUNICIPAL EMPLOYEES:

Matthew Puntin made a motion that all Town employees, elected and appointed officials be deemed Special Municipal Employees. James Consolati, seconded – no opposition.

MGL. C. 268A, EXEMPTION:

Matthew Puntin made a motion to grant an exemptions to allow and authorize any Town employee, elected and or appointed official hold multiple positions in the Town. The positions may or may not be a paid positions. We are a community of 400 and several people hold multiple positions. James Consolati seconded, no opposition.

TYRINGHAM COMMUNITY CLEAN ENERGY PROJECT:

Stephen Cowell asked that the Town join this project. A discussion ensued regarding the Town joining the co-op. Mark Curtin stated this would only be 3-4 solar arrays, a couple of windmills up to 100 feet, and this is by right according to our by laws. He is also concerned about aesthetics to the town. Mr. Curtin stated renewable clean energy is the way of the future.

Mr. Cowell stated his team wants to make this project as least intrusive as possible. The goal is to bring the community together on this project. (SEE ATTACHED PRESENTATION)

James Consolati made a motion that the Town join the coop as requested. Matthew Puntin seconded. Michael Curtin – opposed.

ANNUAL RAISES:

James Consolati made a motion to discuss FY18 raises at the the next meeting, Matthew Puntin seconded, no opposition.

MGL. C 40 S.

A discussion ensued about the past history of plowing private roads. Mr. Consolati stated that the law is clear ---- the only way we can plow a private road is if it is open to public use. The only private road in Tyngham open to public use is Ridge Street. James Consolati made a motion to discontinue plowing Lakeside Drive and Cooper Creek Road for the 2017/2018 winter season. If any of the Associations disagree with this vote, they must seek counsel from a reputable attorney and give the Selectmen a legal opinion that demonstrates that Lakeside Drive, Cooper Creek Road and Hemlock Road are open to public use. Matthew Puntin seconded no opposition.

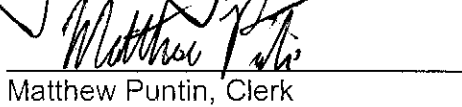
Hemlock Road association will also be notified of this. (The town does not plow Hemlock Road, but the association was inquiring about the Town plowing it).

Letters will be sent to Lakeside Drive Association, Cooper Creek Road Association and Hemlock Road Association.

Adjourned 7:45 pm.

A large, stylized handwritten signature in black ink, appearing to read "James Consolati".

James Consolati, Chairman

A handwritten signature in black ink, appearing to read "Matthew Puntin".

Matthew Puntin, Clerk

A handwritten signature in black ink, appearing to read "Michael Curtin".

Michael Curtin, Member

Officers Appointed June 27, 2017

Term if longer than 1 year:

Accounting Officer

Molly Curtin-Schaefer

Board of Appeals

Lynn Bertelli 2017-2019

Richard Sweeney 2017-2019

VACANT 2017-2019

Board of Registrars

Lauria Puntin 2017-2020

Berkshire Regional Planning Commission - Liaison

Board of Selectmen Alternate

Sarah Hudson

Transportation Advisory Committee

VACANT

Planning Board Delegate

Broadband Committee

Holly Ketron

Anthony Palmer

Louisa Gilder

Paula Bradley

Stephen Cohen

William Cosel

VACANT

Community Emergency Response Coordinator

HAZ MAT (always Fire Chief) Charles Slater, Jr.

Conservation Commission

Matthew Puntin 2017-2020

Tracey Remelius 2017-2020

Constables

Richard O. Loring

Molly Curtin-Schaefer

Mark Curtin

Council on Aging

Thomas Fennelly - Chairman

Barbara Adams - Assistant Chair

Cultural Council

VACANT 2017-2020

Gail Charpentier 2017-2020

Elaine Miller 2017-2020

Marcie Kammel 2017-2020

E-911 Committee

Molly Curtin-Schaefer

April A. Curtin

Officers Appointed June 27, 2017

Emergency Management Coordinator/Director

James Curtin

Molly Curtin-Schaefer

Equipment Committee

Christopher Johnson

Richard O. Loring

Michael Curtin

Henning Carlson

Carl Curtin

Bill Ketchen

Non-Voting Members: Noah Choquette & Charles Slater, Jr.

Fence Viewer

Charles Slater, Jr.

Louisa Gilder

Finance Committee

VACANT

2017-2020

Fire Chief

Charles Slater, Jr.

Fire Chief - Deputy

Robert R. Kimberley

Fire Chief - 1st Assistant

Andrew Slater

Fire Chief - 2nd Assistant

William Roche

Forest Fire Warden

Charles Slater, Jr.

Forest Fire Warden-Deputy

Robert R. Kimberley

Goose Pond Maintenance

William Desantis

Green Committee

Christopher Johnson

Health Agent

Alan Joyner

Health, Board of

Matthew Puntin*

James Consolati**

Michael Curtin

Highway Building Committee

Catha Rambush

Matthew Puntin

Henning Carlson

Maggie Howard

Officers Appointed June 27, 2017

Historical Commission

Alice Hale	2017-2020
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Peter Charpentier	2017-2020
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John Demos	2017-2020
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Housing Commission

Gail Charpentier	2017-2020
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Housing Commission TRUSTEES

Board of Selectmen Delegate

Peter Charpentier

Marion Clark

Gail Charpentier

Mary Garner

Insect Pest Control

Noah Choquette

INSPECTORS

Building Inspector

Larry Gould

Gas Inspector

Dan Collins

Plumbing Inspector

Glenn Wilcox

Dan Collins, Asst.

Wiring Inspector

Richard Aloisi

William Roche Sr., Asst.

Municipal Hearing Officer

City of Pittsfield - Fire Department

Police Commission

Frank Felix

Charles Slater, Jr.

Peter Charpentier

Procurement Officer

Molly Curtin-Schaefer

Public Information Officer

Jim Curtin

Road Superintendent

Noah Choquette

Town Counsel

Jeremia Pollard, Hannon Lerner, PC

Tree Warden

Noah Choquette

Veterans Agent

Laurie Hils

Everett S. Fennelly - (Selectmen's Delegate)
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Officers Appointed June 27, 2017

Veterans Grave Officer

Everett S. Fennelly

Town Cane was presented to Anne Palmer of 1 George Canon Rd. in May 2012.

James Consolati made a motion that the attached list of officials be appointed except for the offices that an exception was made. Michael Curtin seconded, except he excused himself from approving Mark Curtin as a constable. No opposition.

EXCEPTIONS:

Deputy Fire Chief, 1st Assistant Fire Chief, Deputy Forest Fire Warden, Housing Commission Trustee (Select Board delegate) and Police Officers.

James Consolati made a motion to appoint Robert Kimberly as Deputy Fire Chief, Andrew Slater as 1st Assistant Fire Chief and Robert Kimberly as Deputy Forest Fire Warden, Matthew Puntin seconded no opposition.

Housing Commission-- it was unanimously agreed that James Consolati would accept the appointment on the trust if Christopher Johnson no longer wanted the position. This appointment will be made next meeting.

James Consolati made a motion that the appointment of (2) Police Officer positions not be appointed until it can be discussed with Chief Holian so the Board can get a better understanding of his needs. Matthew Punitn, seconded, no opposition.

BOARD OF SELECTMEN / BOARD OF HEALTH

Date: June 27, 2014

Time :

Name:

Steve Cowell

Kathy Curtin

Jim Curtin

Frederick S Fenelly

Mark J. Curtin

Suzanne Delmolino

Joseph A Delmolino