

November 6, 2006

Present: Ms. Gae Elfenbein
Mr. John Goerlach
Mr. Richard Walsh
Mr. Paul Boudreau, Town Administrator

The meeting was opened by Ms. Elfenbein at 7:00 p.m.

Warrants: Warrants were signed

7:00 - 7:15 - Public Comment

Sharon and Steven Ciepula, South Main Street with a complaint that a tree on their neighbor's (Joseph Weed) property is dead and branches keep falling on their land. They have taken him to court and they won the case. But since he has no insurance they have had to make claims for damages under their homeowners insurance. Mrs. Ciepula said that the Electric Company has offered to take the tree down because it is a hazard but Mr. Weed has refused them access. Ms. Elfenbein explained that since the tree is not on town property, the town does not have any jurisdiction over the matter and cannot make Mr. Weed take down the tree. Mr. Goerlach asked if Mrs. Ciepula has asked the court to give her an injunction to take the tree down and then maybe the electric company can help her. Mrs. Ciepula said that she didn't receive an injunction from the Court. Mr. Walsh suggested contacting the Building Inspector to see if there is any thing he can do. Ms. Elfenbein said that the Board will discuss the matter further during the new business section of tonight's meeting.

DEAD TREE
COMPLAINT

Bill Girard wants to know if he needs a permit for temporary access for logging. The Board said that he would. Mr. Boudreau said that he would take a look at the proposed permit.

LOGGING

Glen Bean, Assessor asked that the hearing for Tax Classification be scheduled for November 27, 2006. The Board suggested December 4, 2006 so that it will be after the Special Town Meeting.

TAX
CLASSIFICATION
HEARING

Joe Scelsi and Attorney Seigors from the mall brought in the new road design for the Mall Road. The design, which is 90% complete, will be delivered to MassHighway tomorrow for their review. Attorney Seigors extended an invitation to meet at

MALL ROAD
REDESIGN

the mall to go over the road on Friday this week.
SELECTMEN'S MEETING - NOVEMBER 6, 2006 - PAGE 2

Members of the Lanesborough Finance Committee, Bob Pollock, Ruth Brower, Al Teranova and Bill Stevens who also serves on the Mt. Greylock Regional Long Range Financial Planning Committee member Jim Kolesar stated that Mt. Greylock's rainy day fund has only \$50,000 in it currently. Mr. Kolesar presented the Board with a graph showing how Mt. Greylock's spending stands in relation to other schools of the same size in the state.

MT.GREYLOCK
REGIONAL
SCHOOL
LONG RANGE
PLANNING

Members of the Lanesborough Finance Committee, Bob Pollock, Ruth Brower, Al Teranova and Bill Stevens regarding the special town Meeting. Bill Stevens went over the warrant and asked questions and made suggestions. They suggested eliminating a couple of the articles. Mr. Boudreau explained that the purchase of the property would be done with a loan.

WARRANT
ARTICLE
REVIEW

Motion made by Mr. Walsh to accept the minutes of the October 30, 2006 meeting with amendments seconded by Ms. Elfenbein. Unanimously voted.

ACCEPTED
MINUTES

Administrator's Report

Motion made by Mr. Walsh that we accept Article 1 as modified Article 2, 4, 5, and 7 as proposed for the Special Town Meeting, seconded by Mr. Goerlach. Unanimously voted.

VOTE TO
FINALIZE
WARRANT

Mr. Boudreau investigated the Giguere property and reported to the Board that both junk cars are gone. Mr. Boudreau has contacted Town Counsel to cancel the lawsuit.

JUNK CARS

Mr. Boudreau presented the Board with a contract with Delsignore Blacktop Paving, Inc. for paving Swamp Road and Old Cheshire Road for their signature. Mr. Goerlach wants to make sure that the work is done right before they are paid. Mr. Boudreau stated that Mr. Decelles will check the work before he authorizes payment.

PAVING
CONTRACT

Mr. Boudreau reported that under the Planning Grant there must be a committee put together.

PLANNING
BOARD

Mr. Boudreau has to be on for the Town's matching money portion. John Friend and at least one more
SELECTMEN'S MEETING - NOVEMBER 6, 2006 - PAGE 3

GRANT

person from the Planning Board, Barb Hassan is interested and there is still a need for a couple of more people with some idea of land use.

PLANNING
GRANT
CONT'D

End Administrator's Report

Mail

Correspondence from Linda and Tyrone Belanger thanking the Selectmen for having Trick or Treat on October 31, 2006.

TRICK OR
TREAT

Bulletin from Housatonic Heritage announcing their designation as a National Heritage Area.

NATIONAL
HERITAGE

Citizen's Participation Form from Peter Gallant indicating his interest in serving on the newly formed Agricultural Commission.

CITIZEN
PARTICIPATION

Correspondence from MassHighway with an approved copy of the Town's Project Request for the engineering study for Churchill Street.

MASSHIGHWAY

Notice from the Department of Telecommunications and Energy regarding a public hearing for approval of a rate settlement effective January 1, 2007 for Western Massachusetts Electric Company.

WEMCO

End of Mail

Old Business

Mr. Walsh asked if there has been a phone extension at town hall for the dog officer. The Town Secretary stated that she would follow up on her call to Richmond Network for an additional line.

PHONE LINE
ANIMAL
CONTROL

Mr. Goerlach asked if there had been an appointment of a highway foreman. Motion made by Mr. Walsh that the Highway Superintendent should appoint who he sees fit to be in charge in his absence and the person appointed in his absence should receive compensation as per the current contract, seconded by Ms. Elfenbein.

HIGHWAY
FOREMAN

Mr. Walsh, yes; Mr. Goerlach, no; Ms. Elfenbein, yes.

SELECTMEN'S MEETING - NOVEMBER 6, 2006 - PAGE 4

Ms. Elfenbein suggested that we send the sewer regulations prepared by Mark Seigors to Town Counsel for a legal opinion.

SEWER
REGULATIONS

Ms. Elfenbein reported that Attorney Kelton Burbank of New Ashford has offered to do the title search for the Town for the Spring property pro bono.

SPRING
PROPERTY

New Business

Mr. Walsh would like to extend the Board's appreciation to Fire Department for the benefit that they held for Ted Nylic.

FIRE
DEPARTMENT

Mr. Stevens reported that after the Finance Committee's meeting regarding the Warrant for the Special Town Meeting that they do not recommend article one but recommend the rest of the articles as written.

FINANCE
COMMITTEE

The Board discussed the problem brought before them by the Ciepulas during the public comment period of this meeting regarding the tree on their neighbors property that is in danger of falling on their property and taking down their electric hookup. The Board decided that since the tree is on private property there is nothing that the Town can do.

DEAD TREE

Ms. Elfenbein stated that she would like to hold a round table discussion on November 15 to discuss Article 1 of the Warrant for the Special Town Meeting. Mr. Walsh said that he will not be able to be at the meeting at exactly 6 p.m., but he will be here as soon as he gets back in town. Ms. Elfenbein asked Mr. Boudreau to notify the other Boards to come in at 6:30 p.m. for the round table discussion.

ROUND
TABLE

Ms. Elfenbein reminded the Board that the Recreation Committee's appreciation dinner is Friday night and she is unable to attend. No other member of the Board can attend.

RECREATION
COMMITTEE
DINNER

Ms. Elfenbein asked that the Recreation Committee

be notified that regretfully no one will be able to attend this year.

SELECTMEN'S MEETING - NOVEMBER 6, 2006 - PAGE 5

Letter from Mr. Josell complaining about an abandoned Jeep Cherokee on Silver Street.

JUNK CAR

Upon motion made by Mr. Walsh, seconded by Mr. Goerlach, the meeting was adjourned at 10:00 p.m.

MEETING
ADJOURNED