

TOWN OF DEERFIELD
BOARD OF SELECTMEN

August 9, 2006

MINUTES

1. Meeting Convened at 7:30 p.m., Deerfield Municipal Offices.
Present: M. Gilmore (Chair), J. P. Paciorek, C. Shores Ness
Absent: B. Kubiak
2. No minutes were voted. The Board requested corrections to several sets presented.
3. There were no public comments for the Board of Selectmen.
4. The Board discussed the following items:
 - A. On August 4, 2006 installation of the second air conditioner at the Senior Center. The Board noted that the cost was \$1,000.00 under budget—electrical work was approx. \$900, air conditioning units cost \$599 and \$422, respectively. C.S. Ness noted that the Frontier Senior Center is now an official cooling center in town. Feedback from the seniors and staff has been positive.
 - B. The Board of Selectmen announced that Household Hazardous Waste Day is Saturday, September 9, 2006. Notice will be posted in Town Clerk's office. Substances accepted to the Montague, Charlemont, or Orange collection sites include caustic, toxic, corrosive, poisonous, flammable, or dangerous chemicals.
 - C. The Selectmen praised the Emergency Medical Services Department after reviewing the latest monthly report. Out of 36 calls for the period, none were missed and response time was between 1 and five minutes. Additionally, incoming funds are meeting expenses.
 - D. Stormwater Management issue tabled as Board didn't have sufficient information to make a determination. The Board is aware that a plan will help solve drainage issues and may engender grant funding to that end. M. Gilmore noted that he does not want a policy to adversely affect Senior Housing initiatives.

E. Landfill:

1. The Board discussed the difficulties presented by disposal of construction debris in the bulky item box. As part of policy development, more information is required to including determination of amount of debris dumped, clarification on substances prohibited by DEP, and better idea whether dumping occurs by contractors or residents. B. Austin advised the Board that he and R. Calisewski are developing an affidavit for owners/contractors to guarantee disposal by a reputable company—to limit abuse at the landfill. The Board discussed options to lower costs of bulky item box such as mandating no construction debris, limiting amount of material disposed of by residents, requiring additional fees or a special use permit, as well as availability to residents of disposal for a fee at the Greenfield Transfer Station. The Board noted that perhaps having a public hearing would be helpful. They also want to see H. Eaton, B. Austin, and R. Calisewski continue to work on the issue.
2. W. Dickinson advised that Wickles Trucking, the hauling company typically does not lock the gate after pickup of roll-off containers. The Board assured him that a letter would be sent re-iterating the request to lock the gate after each visit.
3. Transfer Station permit enforcement and appeal process: M. Gilmore noted for the record that two exemptions exist abrogating the Transfer Station Fine of \$75.00.:
 - a. Recently relocated residents to Deerfield; within a reasonable time of 30-60 days. Proof is required.
 - b. Residents that recently discontinued private hauler (home) service due to contract expiration or termination. Again, proof (in form of a copy of the contract) is required.

The Board then discussed an appeal process. The following criteria were agreed upon by the members:

- a. Appeals must be made in writing to the Town Administrator,
- b. Residents unhappy with B. Kubiak's decision may plead their case to the Selectmen during a meeting,
- c. Verification of purchase of stickers in past years must be made prior to waiver or abatement of fine,

- d. A reasonable justification for leniency is required (i.e., illness, prolonged absence from town during grace period, etc.),
- e. Waiver or abatement will not be repeated in subsequent years; one time only.

M. Gilmore read A. Gipps request for a waiver into the public record. A. Gipps stated that she understood the need for a fine, but that due to her extended absence from town during the month of July, she be granted a waiver. C.S. Ness motioned to waive the Transfer Station fine for A. Gipps, M. Gilmore seconded; motioned died on the floor. M. Gilmore will advise B. Kubiak that he does think A. Gipps should receive a waiver of the fine. Thanked her for coming in to discuss this issue.

- 4. A. Gipps read her letter suggesting that enforcement at the Transfer Station should be greater, along with an increase in recycling. She suggested more signage, utilizing volunteers to monitor compliance, as well as annual neighborhood road collections of trash. She was advised that this does occur on many roads, sponsored by Franklin County Solid Waste Management District and other agencies. The Board agreed that continued work on the issue was required and thanked A. Gipps for her suggestions and time.

F. The Board agreed to convene a meeting of the Highway Garage Construction Committee. C.S. Ness suggested that an invitation for additional members be advertised since several past members resigned. M. Gilmore thought a limit of 2 weeks for responses was plenty of time and that if there was little interest, the Board should make it possible for a smaller group of people work on the issue.

G. The Board will also convene a meeting of the Emergency Medical Services Study Committee. They discussed a date of September 16, 2006, but C.S. Ness will talk to B. Kubiak to firm it up.

H. Atkins Farmstand/Deerfield Spirit Shoppe plans were reviewed. The following items should be included in correspondence to the Planning Board:

- 1. Should have lighter sidewalks, such as concrete to better fit in with surrounding area,

2. Despite high percentage of impervious surface of parking lot, and mindful of Atkins preference for 72 parking spaces (our bylaw calls for 54, but parking study recommended 60), C.S. Ness and J.P. Paciorek would like to see one to two trees planted for both shade and beautification of street—preferably disease resistant Elms adjusting spaces to between 68 and 70,
 3. The Board concurred with S. Upton’s proposal to upgrade the utilities located on the property, including sewer line replacement.
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- I. J.P. Paciorek advised the Board that he had spoken to a resident who agreed to work with the Superintendent to repair fencing and pillars at the Old Albany Road cemetery. He suggested sending a letter to Deerfield Academy requesting that they discontinue snow removal deposited near that fence and removing drying rugs from it as well. The Board noted that was acceptable and that B. Kubiak should send a letter to that effect. C.S. Ness thanked him for working on the issue.
 - J. J.P. Paciorek noted that the Board should discuss Frontier Regional School contract negotiations at the meeting of August 23, 2006.
 - K. J.P. Paciorek informed the Board approximately \$400 from the Sugarloaf Business Association will be given to the Treasurer. He would like the funds used for landscape or streetscaping purposes. C.S. Ness agreed and thanked him for his efforts.
 - L. The Board discussed asking the Tree Warden to plant some trees, preferably Elms in the center of South Deerfield to increase the ambience in town. J.P. Paciorek would like to see Elms planted. C.S. Ness noted that there are disease resistant Elms available.
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5. The Board voted the following items:
 - A. The Board thanked K. Herold for volunteering to serve on the Cable Advisory Committee. C.S. Ness motioned to appoint K. Herald to serve on the Cable Advisory Committee, J.P. Paciorek seconded; unan. approved.
 - B. The Board reviewed the Tractor Bid, as well as the memo from the Highway Superintendent. Per review of bids the Superintendent advises that Tri-County Contractors Supply did not meet the specifications despite the lower price. C.N. Wood Co. did meet the specifications and based on that, recommended awarding the bid to them.

1. Tri-County Contractors Supply Inc.
154 Wayside Avenue
West Springfield MA 01089 Price: **\$82,448.00**
2. C.N. Wood Co., Inc.
102 State Road
Whately MA 01093 Price: **\$84,459.00**

J.P. Paciorek motioned to award the bid to C.N. Wood Co., Inc. as per recommendation of the Superintendent, C.S. Ness seconded; unan. approved.

C. The Board opened bids for the Surplus Cruiser. Tabulation follows:

1. Bay Ridge Motors, Inc.
1869 Richmond Terrace
S.I, NY 10310 Price: **\$1,189.00**
2. Aunt Mary's Auto Sales
2619 U.S. 1
Mims FL 32754 Price: **\$1,802.53**
3. Jersey One Auto Sales, Inc.
7 County Road
Jersey City, NJ 07307 Price: **\$1,598.00**
4. Grace Quality Used Cars, Inc.
945 Lincoln Highway
Morrisville PA 19067 Price: **\$1,711.00**

J.P. Paciorek motioned to award to Aunt Mary's Auto Sales pending Chief Wozniakewicz's approval, seconded by C.S. Ness; unan. approved.

D. C.S. Ness motioned to set the date of the upcoming Special Town Meeting for September 27, 2006 at 7:00 pm, J.P. Paciorek seconded, unan. approved. J.P. Paciorek motioned to open the Special Town Meeting Warrant as of 9:18 pm on 8/9/06 to close on 9/6/06 at 5:00 pm., C.S. Ness seconded, unan. approved. The Special Town Meeting Warrant will include funding of the riverbank restoration at the Old Deerfield Wastewater Treatment Plant and parking lot mitigation (Leary lot).

- E. J.P. Paciorek motioned to approve waiver of permit fees for the Lions Club Antique Car Show (tent and Temporary Food Service permits), C.S. Ness seconded, unan. approved.
 - F. C.S. Ness briefly explained that endorsement of the new Open Space & Recreation Plan is required by the Board of Selectmen and the Americans with Disabilities Act Coordinator. This plan is more focused, less flexible, and meets tighter State guidelines on conservation. C.S. Ness motioned to endorse the plan as presented by the Open Space & Recreation Committee to be forwarded to the Massachusetts Executive Office of Environmental Affairs, J.P. Paciorek seconded, unan. approved. The ADA Coordinator's endorsement should accompany the Selectmen's letter.
 - G. J.P. Paciorek motioned to award the heating oil bid as per the recommendation of the Superintendent with a price of \$2.469 per gallon to Rice Oil Company, C.S. Ness seconded, unan. approved.
 - H. C.S. Ness motioned to write a letter of support to the Coalition of Public Health requesting that the Massachusetts Department of Public Health release 51% of federal funds specifically granted by the Centers for Disease Control as part of on-going funding to assist with pandemic planning, J.P. Paciorek seconded, unan. approved. M. Gilmore noted that though he agreed on this course of action, he would prefer that state health officials use this money to support the towns, rather than create new positions or mandates. He suggested that DPH act in a manner similar to MEMA. Initiatives are supplemented by information sessions, training, and access to state and federal resources.
6. J.P. Paciorek motioned to adjourn subject to signing the Warrant at 9:15 pm.

Respectfully submitted,

Kayce D. Warren
Administrative Assistant

☐ Approved

☐ Not approved

Date: _____

Corrections: _____

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