



## HOUSATONIC REST OF RIVER MUNICIPAL COMMITTEE

### AGENDA

Rest of River Municipal Committee  
May 31, 2019, 9:00 a.m., Lee Town Hall

1. Introductions (9:00 am)
2. Review of minutes of May 10, 2019 & May 17, 2019 meetings (9:05 am)
3. Executive Session – legal strategy, mediation (approx. 9:10 – 10:25 am)
4. BRPC District Local Technical Assistance (10:25 - 10:40 am)
5. Other Business (10:40 am – 10:50 am)
6. Adjournment (10:50 am)

***City and Town Clerks: Please post this notice pursuant to M.G.L. Chapter 39, Section 23B.***

***Please Note: In the case of inclement weather on the day of the meeting, please call BRPC at 413-442-1521, ext. 15 to confirm if the meeting is still being held.***



## HOUSATONIC REST OF RIVER MUNICIPAL COMMITTEE Meeting Minutes

Rest of River Municipal Committee; May 31, 2019, Lee Town Hall

**1. Introductions.** T. Matuszko opened the meeting at 9:00am. Committee members attending:

Pat Carlino, Lee Select Board Chair and Representative (9:51am)

Channing Gibson, Lenox Representative

Steve Shatz, Stockbridge Representative

Rene Wood, Sheffield Select Board and Representative

Others present:

Melissa Provencher, BRPC and Tom Matuszko, BRPC Executive Director

**2. Review of minutes of May 10 and May 17, 2019 meetings. Motion to accept the minutes made by S. Shatz, seconded by C. Gibson, and approved 3-0.**

**3. Executive Session – for legal strategy, mediation and meeting/conferring with mediator.** T. Matuszko requested a motion to go into Executive Session for mediation regarding the EPA Rest of River clean-up and the appeals of the EPA's Permit and the EAB decision and to meet or confer with a mediator as defined in s. 23C of MGL C 233, with respect to any litigation or decision on any public business within its jurisdiction involving another party, group or entity; such discussion, if held in open meeting, may have a detrimental effect on the legal position of the Rest of River Municipalities' legal action with EPA and GE. The Rest of River Committee will reconvene in regular session. **A motion made by R. Wood and seconded by C. Gibson, for the Committee to enter into Executive Session, as stated above and to return to open session, carried unanimously with the following roll call vote: C. Gibson, Lenox, AYE; S. Shatz, Stockbridge, AYE; and R. Wood, Sheffield, AYE.** The Committee went into Executive Session at 9:03am.

The Committee returned to open session at 10:00am. Discussion ensued as to funding for BRPC services as DLTA funding are almost spent. C. Rembold and others are checking on the wording of their appropriation for ROR funding. T. Matuzko did not request additional funding at this time.

The Committee discussed Remote Participation for ROR Committee meetings, as allowed under the Open Meeting Law. It was felt pre-set travel plans by various Committee members, thus qualifying under the geographic distance allowance for Remote Participation, had the potential to present problems, particularly with ongoing negotiations. The Committee understood a physical quorum must be present as well as the other requirements of Remote Participation. **A motion made by R. Wood and seconded by C. Gibson, to adopt the provisions of Remote Participation as allowed by 940 CMR 29.10, was passed unanimously 4-0.**

**4. Adjournment: A motion to adjourn made by R. Wood, seconded by C. Gibson was unanimously approved 4-0; the meeting adjourned at 10:08am.**

Meeting Materials:

Meeting Agenda 5-31-19

Draft Meeting Minutes of 5-10-19 and 5-17-19

Respectfully submitted, Rene Wood, Sheffield's Representative

ROR Minutes 5-31-19