



## HOUSATONIC REST OF RIVER MUNICIPAL COMMITTEE

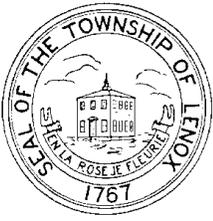
### AGENDA

Rest of River Municipal Committee  
September 28, 2018, 9:00 a.m., Lee Town Hall

1. Introductions (9:00 am)
2. Review of minutes of Sept. 21, 2018 meeting (9:05 am)
3. Executive Session – legal strategy, mediation (9:15 – 10:30 am)
4. Other Business (10:30 am – 10:40 am)
5. Adjournment (approximately 10:45 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; September 28, 2018, Lee Town Hall,

**1. Introductions.** N. Karns opened the meeting at 9:07 a.m. Attending the meeting were the following Committee members:

Pat Carlino, Lee Select Board

Christopher Ketchen, Chief Administrative Officer, Towns of Lee and Lenox

Chris Rembold, Great Barrington Town Planner

Steve Shatz, Stockbridge Representative

Rene Wood, Sheffield Select Board

Others present:

Lauren Gaherty, BRPC

Dan Alsop, Stockbridge resident

**2. Review of minutes of August 24, 2018 meeting.** *Motion to accept the minutes as presented was made by S.Shatz, seconded by C. Rembold, and approved by unanimous vote.*

**3. Public Input:** Dan Alsop of Stockbridge asked the Committee to explain what was public in the Committee's discussions, including mediation, and what was private – the public was not allowed. He brought up a non-disclosure agreement to be signed by the Rest of River groups to be involved in the process. S. Shatz explained the mediation agreement included a non-disclosure, confidentiality clause. D. Also p discussed public participation. S. Shatz discussed the process for dealing with any outcomes of mediation – public disclosure, Board of Selectman review and public comment and final BOS signatures. D. Alsop questioned how to get information to those in the mediation process; S.Shatz identified himself as D. Alsop's contact. He then inquired a landfill in Berkshire County; it was said that it is likely that all issues, including a possible landfill, will be on the table during mediation.

**4. Executive Session – to discuss legal strategy and mediation.** At 9:15 a.m. L. Gaherty requested a motion to go into Executive Session to discuss legal strategy for potential mediation or actual litigation regarding the EPA Rest of River clean-up and the appeals of the EPA's Permit and the EAB decision. 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 not reconvene in regular session. *A motion made by S.Shatz, seconded by P. Carlino for the Committee went into Executive Session and not return to open session, carried unanimously with the following roll call vote: P. Carlino, Lee, AYE; C. Ketchen, Lenox, AYE; S. Shatz, Stockbridge, AYE; C. Rembold, Great Barrington, AYE; and R. Wood, Sheffield, AYE.*

### Meeting Materials:

- Meeting Agenda 9-28-2018 ; Draft Meeting Minutes of 9-21-2018

Respectfully submitted,  
Rene Wood, Sheffield's Representative