

TOWN OF BROOKFIELD
SELECTMEN'S MINUTES
TOWN HALL, BANQUET ROOM

MINUTES OF MAY 15, 2007

EXECUTIVE SESSION #1

6:30 pm

Public: Attorney Thomas Mackie

Attorney Mackie called the Selectmen and the Executive Session was conducted as a conference call. Attorney Mackie reviewed his letter to the Selectmen regarding the police-used shooting range and questions were asked.

The attorney reported that:

- He didn't find anything mandating a reportable release and clean up.
- He discussed the lead shot initiative of the Department of Environmental Protection (DEP), explaining that it is voluntary and can be learned about through the State's website: <http://www.mass.gov/dep/toxics/stypes/working.htm>. This program is designed to provide compliance assistance. If they find a problem the Town must proceed with the clean up process.
- The potential exposure to the water supply is a decision of the Selectmen. If the water is contaminated, this will cost more to fix as time goes on, especially if contamination gets into the ground water.
- He recommended the Town hire a licenses site professional to look at the site and give recommendations. He will send a list that the Selectmen may choose from if they wish.
- He recommended finding another site for the shooting range.
- Attorney Mackie said any tires remaining at the site should be drilled so that they don't catch water. This will cut down on the risk of fire and eliminate providing breeding grounds for mosquitoes.

Other matters were brought up during discussion:

- Proximity of the range to East Brookfield's well; to Brookfield's well
- Possibility of future expansion of Brookfield well toward the current shooting range.
- Use of other shooting ranges in the area. It was decided that Mr. Heller would write a letter to Chief Ackerman asking him to cost out the need for a local shooting range; Mr. Dackson will deliver it.

The Board thanked Attorney Mackie for his assistance on this research project and for the reduced price that he gave the Town. This Executive Session was closed at about 7:19 pm.

EXECUTIVE SESSION #2

7:20 pm

The Selectmen invited the Board of Health and Police Chief into their office for the next Executive Session. This one was held for the same reason as the first; to discuss pending litigation.

Public: Timothy McElroy, Michael Seery, Kim Longe, Ross Ackerman

Mr. McElroy, Chairman of the Board of Health, said that Lakeside Campground's closed sign has been removed but he wasn't certain if they were open for business or not as had been claimed.

Chief Ackerman said that he had also gone through the campground and listed several people living there, family, "groundskeepers" and perhaps campers. The Chief said he understood that only Lisa Wadden was supposed to be living there.

Jeffrey Honig, Esq. of Kopelman and Paige, wrote to the two Boards and said he would be willing to pursue with the Injunction but felt a letter should be written to the property owners first. Mr. Dackson agreed that this action should be taken and reported that the campground owners are behind about \$108,000 in real estate taxes.

It was the consensus of both Boards to proceed as recommended Counsel and the Administrative Assistant was directed to so advise Town Counsel.

There was discussion of putting up a sign that said "CLOSED PER ORDER OF THE BOARD OF HEALTH". The Administrative Assistant will contact Hobbs & Warren to see if they make such a sign.

At 7:33 pm Mr. Allen entertained a motion to adjourn the Executive Session and return to Open Session; Mr. Dackson so moved; Mr. Heller seconded; so voted. Mr. Allen voted aye; Mr. Dackson voted aye; Mr. Heller voted aye.

Respectfully submitted,

Donna L. Neylon, Administrative Assistant

Date approved by Board: _____

DATE RELEASED: 11/27/2012