

CHAPTER XIX
CAPITAL IMPROVEMENT PROGRAM
Adopted - A.T.M. 5/4/90

Section 1. There shall be established a Capital Improvement Program for land purchases, construction or renovation of buildings, major equipment or machinery purchases, road and drainage reconstruction, and the construction and reconstruction of special facilities such as sewer and water mains and water treatment and sewage disposal facilities. The Selectmen shall appoint a Capital Improvements Committee consisting of nine members as follows:

- 1) A person knowledgeable and experienced in banking and investment matters;
- 2) A person who is a member of the School Committee or an appointee thereof;
- 3) A person who is a member of the DPW Board;
- 4) A person who represents the business community;
- 5) A person from the Public Safety Department, i.e. Police, Fire or Ambulance Departments;
- 6) A person with experience in the management of construction activities;
- 7) A person knowledgeable about the Town's needs in the areas of open space and recreation opportunities;
- 8) A Selectman;
- 9) A member or former member of the Finance Committee;
- 10) Town Manager shall serve as an ex-officio non-voting member. Amended by Chapter 155 of the Acts of 1991, 7/24/91.

And charge the Committee with the duty to:

- (a) work with town departments and officers to compile an inventory of the town's facilities, equipment, machinery and other capital assets;
- (b) work with town departments and officers to develop a list of capital needs of the town, rank the needs, and establish a timetable for each, covering an initial period of at least five years;
- (c) propose a schedule for the provision of funding each project;
- (d) after presentation of the plan by the Selectmen at a public hearing, the Committee shall present the Capital Improvement Plan to the 1991 ATM for its approval and for the approval of the first year's expenditures;
- (e) monitor the execution of the projects authorized;
- (f) explain and defend to all town meetings dealing with capital expenditures any deviations from the capital plan, with a vote of town meeting required to override the Committee's recommendation for any capital item as defined by the Committee;
- (g) add a new year's schedule and represent the plan to each Annual Town Meeting for approval.

The Committee shall determine what constitutes a capital item for the Town of Lenox and inform all departments of that definition. The Committee shall work closely with the Board of Selectmen, Board of Assessors, and Finance Committee in establishing what amounts of money will be dedicated to the Town's capital needs and shall make specific recommendations for the funding of each project in its plan.

Each year's amendments to the plan will allow the Committee to make adjustments in figures, to add new projects or to delete proposed projects. In the event of the resignation of a Committee member, the Selectmen shall fill the vacancy with a person of similar qualifications. Members shall serve terms of three years and may be removed from office only for cause after a hearing. Initially three members shall serve for one year, three for two years, and three for three years and may be reappointed, but no member shall serve for more than six years.