

4/28

14

**Selectmen's Minutes**  
**March 24, 2003**  
**7:00 P.M.**

Present: Peter Ashton, Trey Shupert, F. Dore' Hunter, Walter Foster, Town Manager and Assistant Town Manager. Meeting was televised.

**CITIZEN'S CONCERNS**

Trey spoke briefly about Pam's assignment in Texas with the EPA.

Trey discussed the Town's lawsuit against Kennedy Landscape and hoped we would be able to work through this issue without going to court. He has requested that litigation be put on hold until we can try to work through the issues.

Anne Chang was present on behalf of the League of Women Voters and noted that the League is opposed to any changes to budget line items that may be made on Town Meeting floor.

**PUBLIC HEARINGS & APPOINTMENTS**

**SEWER COMMISSIONERS BUSINESS**

DORE' HUNTER – Moved to set the March 03 sewer rate setting at .01545 per Gallon – PETER ASHTON – Second. UNANIMOUS VOTE

**TRAFFIC RULES AND ORDERS AMENDMENTS** – David Abbt explained each of the amendments proposed to the Traffic Rules and Orders. Bob Sewick of Mohawk Drive would rather see the signs installed as Yield signs. DORE' HUNTER – Moved to approve the 14 Stop Signs as outlined in the memo prepared by Staff. PETER ASHTON – Second. UNANIMOUS VOTE.

**REPRESENTATIVE CORY ATKINS** – Representative Atkins was not present. Staff will follow-up with Rep. Atkins' Office.

**CONCORD CONNECTION SITE PLAN –136 MAIN STREET** – Ann Forbes was present representing Iron Work Farm the owners of the Jones Tavern. Anne was concerned about the scale of the buildings shown on the plans. Ann urged the Town to get additional elevations in regard to scale of other buildings in the area. PETER ASHTON - Moved to continue to April 7 at 6:00 P.M. in the Acton Boxborough Regional School, Faculty dining room off of Common C. DORE' HUNTER – Second. UNANIMOUS VOTE.

**ASSISTED LIVING SITE PLAN SPECIAL PERMIT – 11/18/98-366** – The Board reviewed a Memo from the Building Commissioner and on his advice with the petitioners approval have agreed to resubmit the Site Plan at a later date. The Building Commissioner's memo asked that the Board consider waiving this second filing fee

because the continuation is to assist the Town. DORE' HUNTER – Moved to approve and to waive the second filing fee. WALTER FOSTER – Second. UNANIMOUS VOTE.

### **SELECTMEN'S BUSINESS**

**BUDGET DISCUSSION** - The Town Manager attempted to explain the Budget issues with regard to Minuteman. The numbers keep changing. If we get results in lobbying our share will be down to around \$800,000. Don will speak with the Supt. during the next week. Trey wanted to invite Supt. Fitzgerald to come to the April 7<sup>th</sup> meeting.

**EAGLE SCOUT COURT OF HONOR** - Trey Shupert will attend.

**DEPT. OF CORRECTION LAND** – Dore' outlined the meeting with the State and the hope of those attending that we could be able to get any surplus land for playing fields.

### **OTHER BUSINESS**

Trey spoke about the rumor that on Town Meeting floor monies would be taken from School and applied to Public Safety. It is also rumored that monies would be taken from municipal side and given to the schools. It is the recommendation of AGL that we stick to our budgets if the over-ride is approved we submit A Budget if it fails, we will submit the B Budget. It was noted that we vigorously discourage any attempt on Town Meeting floor to change the Budgets as they were submitted. Trey said that some of the people opposed to the override are saying the BOS are trying to scare the citizens in order to get the override. PETER ASHTON – Moved to continue with the path we have agreed on in ALG. DORE' HUNTER – Second. UNANIMOUS VOTE.

## **CONSENT AGENDA**

DORE' HUNTER – Moved to approve with the additional Extra Info Item requesting permission to use the Town Hall Parking Lot for a Tag Sale – PETER ASHTON - Second. UNANIMOUS VOTE.

## **TOWN MANAGER'S REPORT**

### **EXECUTIVE SESSION**

WALTER FOSTER -Moved to go into Executive Session to discuss litigation -PETER ASHTON - SECOND. The Board will only return to open session to adjourn. Roll Call taken by the Clerk, All Ayes.

\_\_\_\_\_  
Christine Joyce  
Recording Clerk

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Date

## Executive Session March 24, 2003

**FARM HILL LOAM** - Peter felt we could walk away and we made money. Dore' said in these economic times we should go with that solution and not litigate. DORE' HUNTER – Moved to accept the settlement offer and to waive the \$40,000. PETER ASHTON – Second. UNANIMOUS VOTE.

**DEP** – Representatives of DEP did not want to meet with us either in public session or executive session. Don reported on his call with Marty Suuberg and they are still interested in negotiations. Don felt we did not have quite the hand of cards we thought we had.

Dore' felt we should hold off as long as possible much like the schools did a couple of years ago. Don said we should schedule another meeting with them and have the Selectmen attending. Dore' would attend if he were in Town and Peter also would attend, but did not want to rush to have this meeting.

**NESWC** - Things are going ahead well. It looks like we may not have to increase the stickers by the \$25.00. John will update the Board.

Christine Joyce  
Recording Clerk

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Date

March 21, 2003

**TO:** Board of Selectmen, Sewer Commissioners

**FROM:** Trey Shupert, Chairman

**SUBJECT:** Selectmen and Sewer Commissioners Report

**March 24, 2003**  
**MEETING BEGINS AT 7:00 P.M.**

**I. CITIZEN'S CONCERNS**

**II SEWER COMMISSIONER'S BUSINESS**

1. 7:05 **RATE SETTING FOR APRIL-** Enclosed please find recommendations and staff comments for Board consideration.

**III. PUBLIC HEARINGS & APPOINTMENTS**

2. 7:10 **TRAFFIC RULES AND ORDERS, PROPOSED AMENDMENTS** – Enclosed please find materials in the subject regard for Board consideration.
3. 7:15 **REPRESENTATIVE CORY ATKINS** – Rep Atkins will be present to update the Board and answer any questions the Board may have.
4. 7:30 **CONCORD CONNECTION SITE PLAN – 136 Main Street – Continued.**
5. 8:00 **ASSISTED LIVING SITE PLAN/SPECIAL PERMIT # 11/18/98-366 PHASE 11–DEVON DRIVE – Continued from February 24<sup>th</sup>.** – Enclosed please find a request to withdraw this Site Plan/Special Permit and Staff comment regarding the filing fee for the refilling.

**IV. SELECTMEN'S BUSINESS**

6. **BUDGET DISCUSSION – MINUTEMAN ASSESSMENT** – Enclosed please find a revised Assessment letter and related materials for Board consideration.
7. **SCOUT EAGLE SCOUT COURT OF HONOR** – Enclosed please find an invitation to attend Christopher Sharp's Ceremonies on April 26<sup>th</sup> for Board assignment.
8. **DEPARTMENT OF CORRECTION LAND** – Selectman Hunter will seek the Board's approval of a letter of interest regarding additional recreation land on School Street.

**9. OTHER BUSINESS**

**V CONSENT AGENDA**

10. **ACCEPT MINUTES** – Enclosed please find minutes of February 24, 2003 for Board acceptance.

11. **ONE DAY LIQUOR LICENSE REQUESTS, NARA PARK**– Enclosed please find two One Day Liquor License applications in conjunction with a Barbecue event scheduled for August 16 and Acton Day scheduled for September 20, 2003 for Board consideration.
12. **ACTON GARDEN CLUB PLANT SALE** – Enclosed please find a request and staff comment regarding the Annual Garden Club Plant sale for Board consideration
13. **FRIENDS OF THE ACTON LIBRARIES** – Enclosed please find a request for permission to use the front lawn of the Library for the Annual June Book Sale scheduled for June 7, 2003 for Board consideration.
14. **DONATIONS TO YOUTH SERVICES DIVISION** – Enclosed please find a request from the Police Chief for the Board's acceptance of three donations to the Youth Services Division. Capizzi and Co. in the amount of \$250.00, Mr. and Mrs. Muff in the amount of \$25.00 and Berlin Auto Parts in the amount of \$1,140.00.
15. **TRUST FUND ASSISTANCE** – Enclosed please find two confidential requests for Trust Fund assistance for Board consideration.

## **VI. TOWN MANAGER'S REPORT**

## **VII EXECUTIVE SESSION**

16. **There will be a need for an Executive Session.**

### **ADDITIONAL INFORMATION**

Enclosed please find additional correspondence that is strictly informational and requires no Board action.

### **FUTURE AGENDAS**

To facilitate scheduling for interested parties, the following items are scheduled for discussion on future agendas. This IS NOT a complete Agenda.

#### **April 7, Town Meeting Begins**

#### **GOALS 2002-2003**

1. Labor Negotiations & Improve Labor Relations environment (Peter/Trey)
2. Improve Communication with Town Boards (Peter/Trey)  
Implement Chairman Round Table - (Trey) *(for Dec/Jan)*  
Revisit 2020 Planning Process for direction to make this process more beneficial towards  
Implementation of long-term vision (Trey).
3. Towne Building Reuse (Walter/Dore/Peter)
4. ALG process be used for purpose of Budget Planning for FY04 (Walter/Trey)
5. Residential and Commercial Growth (Walter/Pam) *(PCRC EDC – Continuing to meet)*
6. Open Space and Recreation Plan (Peter/Walter) Completed
7. Health Insurance Trust Agreement (Peter) *(Peter still working on getting comments from Water District.)*
8. Decision on Pentamation Accounting System (Dore/Peter) *(Proposals are being looked at by staff)*
9. Process Planning for "Life after NESWC" (Pam/Peter) *(John Murray is looking at this)*
10. Joint IT process-organizational change (Walter/Dore) (
11. Implement an on-going Public Relations campaign regarding budgetary situation (Trey/Walter) *(ALG put plan in place A/B)*

12. Provide looking at salary levels in the organization, include liaison with Personnel Board (Trey /Peter) *(Need to look at budget)*  
Based upon results of Salary Survey, conduct a through review of current salary levels (Trey/Peter) *(Need to look at budget override for Operating budget)*
13. Broader community interface with Emerson Hosp.- Board of Health to take elder issues on (Pam)
14. Recreational field lack of space, prison land etc. (Walter)
15. Middlesex Pension alternatives (Walter)

**GOALS carried forward**

16. Public Safety Facility (Dore/Trey)
  17. Determine future of Vaillancourt House - 17 Woodbury Lane. (Pam) *(No dialogue thus far as budgets have had the bottom fallout, Historical Commission issue and seek suggestions)*
- Goals 2003-Selectmen folder**