

# Selectmen's Minutes

## October 7, 2002

### 7:00 P.M.

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

## CITIZEN'S CONCERNS

## PUBLIC HEARINGS & APPOINTMENTS

**JULIA MILES** – Conservation Commission Appointment as Associate – Ms. Miles will be rescheduled to the next meeting.

**JOHN BENKERT – HISTORICAL COMMISSION APPOINTMENT AS AN ASSOCIATE MEMBER** - DORE' HUNTER - Moved to appoint with term to expire 6/30/03. PAMELA HARTING-BARRAT - Second, UNANIMOUS VOTE

**PLOWING OF PRIVATE WAYS**- Jen Nichols, 5 Breezy Point Road, said the private way sign was removed last summer. She was asked to contact the Planning Board to see what could be done to make the street acceptable to be plowed. Wayne Chen 10 Breezy Point asked that the Board consider plowing for Breezy Point. Dore' noted that the requirement to keep it a private road means that it should be maintained by the residents under the Planning Board decision. He suggested they appeal to the Planning Board to have the restriction lifted. They could bring the road up to standards for Town Acceptance and then Town Meeting could be presented with the option of acceptance.

Resident of 253 Pond Ridge Drive – Representing four families asked to be considered for Private Way Plowing. Staff review noted that the turnaround is not adequate and backing out of the street was unacceptable, as well as other items such as the pavement condition and area for snow storage.

**DORE' HUNTER** -Move we approve staff recommendations for 2003 Plowing of Private Ways. **PETER ASHTON** – Second. UNANIMOUS VOTE.

**SITE PLAN 8/14/02-383 – 52 KNOX TRAIL** - Continued at the request of the applicant to October 21 at 7:15 P.M. William Lawrence a direct abutter notified the Board that he had not been notified by Certified Mail. Staff will look into this and get back to him.

## PUBLIC SHADE TREE REMOVAL – CONCORD ROAD

Ms. Gross said she is here representing the neighbors and will urge the neighbors to write the Board with their concerns. She questioned the number of trees to be cut and noted that if you eliminate the crossovers only two incrementally would have to be lost. The neighborhood said that safety is a prime concern for them. They don't like the area for the second cross over due to speed and visibility issues. Trey said that to build a sidewalk with no crossings, we would have to cut 14 trees. David Abbt offered

a tour of the sight. We will send letter to the abutters notifying them of the continued hearing.

**CONTINENTAL CAFÉ' – 5A SPRUCE STREET - COMMON VICTUALER'S LICENSE – DORE' HUNTER** -Moved to approve. Walter Foster - Second. 4-0 Pam absent from the room.

## **SELECTMEN'S BUSINESS**

**DISCOVERY MUSEUMS** – Peter will be attending and Walter will try to attend if he can.

**SITE PLAN SPECIAL PERMIT #5/24/02-381 – WORKERS CREDIT UNION – DORE' HUNTER** – Moved to approve. WALTER FOSTER – Second. – UNANIMOUS VOTE

**PUBLIC SAFETY FACILITY UPDATE** - Dore' updated the Board on their experience at Octoberfest. DORE' HUNTER – I move that the Board of Selectmen restate and amplify, in its Minutes and in a separate writing signed by the all the Selectmen, its previous commitment in regard to the potential financing of the proposed new Public Safety Facility as follows:

The Board of Selectmen shall act such that the Town will not borrow or expend any portion of the \$6.4 Million Dollars which may be appropriated by the October 15, 2002 Special Town Meeting under Article One - Public Safety Facilities Building - that might represent any incremental difference between the final design architect's estimate of the amount of money which would be required by the general contractor to accomplish the site improvements, demolition and new construction specified in the issued contract bid documents (less contingencies), and any lower, actually contracted, price for the successful bidder to do such work (absent any change orders). Furthermore that the Board of Selectmen shall act such that the necessary borrowings to pay the project costs be made in reasonable increments commensurate with the anticipated progress of the construction, and that any interest earned on such borrowed funds as may be on deposit be utilized to offset the costs of such borrowings. TREY SHUPERT – Second. UNANIMOUS VOTE.

**TOWN MANAGER'S SALARY** – Peter recommend increase of \$6,880 or 5.7 Increase which would cover two years review. PETER ASHTON – Moved to approve the increase to the Town Manager's Salary. DORE' HUNTER – Second. Walter and Pam spoke about their uncomfortableness with giving a large increase under the current situation and economic times. Peter and Trey noted Don's record and continuing efforts to keep the Town functioning as well as it does and noted his salary compared to the Supt. of Schools. Motion carries unanimously

**WALK FOR OVARIAN CANCER RESEARCH** – Micki Williams – She spoke about the walkathon for research for Ovarian Cancer. She has made arrangements with the Police so that the walkers are safe while they walk the three-mile benefit.

**ROUTE 2A SPEED LIMIT SUPPORT** – The resident who is communicating with the State Highway has asked for a letter from the Board for support of his efforts in reducing speed limit along Route 2A.

## **GOALS DISCUSSION – Next meeting**

TREY SHUPERT – Moved to cut their salaries FY04 to nothing, WALTER FOSTER – Second. Don asked that they give staff time to research potential pitfalls of this action. He will report back to the Board.

### **Preliminary FY04 Budget Discussion**

Don updated the Board on the meetings with Middlesex Retirement and the Insurance Trustees. The Board wanted to know how much Middlesex County Retirement has lost and where. They have changed to actuary basis and felt if we were not getting any more money from them that we handle it here in a better fashion ourselves. Both Dore' and Trey spoke about withdrawing and bringing suit against them. Peter agreed.

Don discussed the additional cuts that he has offered. In the amount of \$717,800. They have offered a reduction in the NESWC subsidy. Recreation would have to come up with \$40,000 to contribute. He spoke about Chapter 90 Funds and the reduction. They further cut the tight tank and to take the risk of not taking the appropriation. If an order came down, we would have to act produce the funds to correct.

Non Union Salaries survey would be eliminated and finally, recommendation pull the fire truck and eliminate the cruiser replacement program. \$2,133,000 final cut.

He wanted permission to cut the deficit and take the chance. 3Mil if an override passed

Peter again wanted to talk about Middlesex County Retirement regarding this assessment going up with no changes in the last 9 months. He felt that there were fiduciary mistakes and we need to look into this and further stated that the total overall does not make sense to their increase. Dore' felt that an ethics suit should be filed.

**PETER ASHTON – Moved to Support the cuts 2,132,832 as listed on the sheets distributed by the Town Manager. DORE' HUNTER – Second. UNANIMOUS VOTE**

**DORE' HUNTER - Moves with utter anger and frustration with the action of MRB and not giving advance notice, and not having an investment program for 2001 and 2000 and adopting a different methodology, and further ask Town Counsel to open an ethics investigation and up to and including the discharge those involved. PETER ASHTON - Second. UNANIMOUS VOTE.**

Jonathon Chintz gave his support and understanding to the cuts made by management. He also said there are very troublesome issues and we need the time to do the research and he will be putting together a project to track changes in other communities.

### **OTHER BUSINESS**

Dore' asked about RH White Issue. Dore' asked that it be confirmed.

Walter spoke about Grace meeting with DEP; EPA and they took info on continuing the wells and will have a continued hearing.

Peter spoke about the need for a cable hearing. Bill Solomon and CTVC have been asked to get it started.

Trey spoke about Glenn Berger's plans. Dore' said he checked with MBTA and the informal action was not to get involved.

## **CONSENT AGENDA**

DORE' HUNTER – Moved to approve. PETER ASHTON – Second. UNANIMOUS VOTE.

## **TOWN MANAGER'S REPORT**

Spoke about the Police arbitration decision. It was noted that in the award, they got exactly what the Town's last offer before this went to arbitration for determination.

## **EXECUTIVE SESSION**

PAM HARTING-BARRAT – Moved to go into executive session for the purpose of discussing litigation. All Board Members Polled, All AYES.

CJW  
Christine Joyce  
Recording Clerk

Pamela Harting-Barrat  
Clerk  
02/16/03  
Date

October 4, 2002

**TO:** Board of Selectmen, Sewer Commissioners  
**FROM:** Trey Shupert, Chairman  
**SUBJECT:** Selectmen and Sewer Commissioners Report

**OCTOBER 7, 2002**  
**MEETING BEGINS AT 7:00 P.M.**

**I. CITIZEN'S CONCERNS**

**II. SEWER COMMISSIONER'S REPORT**

**III. PUBLIC HEARINGS & APPOINTMENTS**

1. 7:05 **JULIA MILES – COMMITTEE INTERVIEW CONSERVATION COMMISSION**  
**ASSOCIATE MEMBER WITH A TERM TO EXPIRE 6/30/03** – Enclosed please find Ms. Miles' Volunteer Sheet and Vcc's Recommendation for Board action.
2. 7:10 **JOHN BENKERT – COMMITTEE INTERVIEW HISTORICAL**  
**COMMISSION – ASSOCIATE MEMBER WITH A TERM TO EXPIRE 6/30/03**  
Enclosed please find Mr. Benkert's Volunteer Sheet and Vcc's Recommendation for Board action. Mr. Benkert will be filling the position of Associate that Mr. Coan held previous to his requested elevation to Regular Member.
3. 7:15 **PLOWING OF PRIVATE WAYS** – Enclosed please find petitions for Private Way Plowing for this winter, along with staff recommendations, for Board consideration.
4. 7:30 **SITE PLAN 8/14/02/383 - 52 KNOX TRAIL** – Enclosed please find a request for continuance of this hearing to October 21, 2002 at 7:15 P.M.
5. 8:15 **PUBLIC SHADE TREE REMOVAL – CONCORD ROAD** – Enclosed please find materials in the subject regard for Board consideration.
6. 8:30 **CONTINENTAL CAFÉ- 5A SPRUCE STREET –COMMON VICTUALER**  
**LICENSE**– Enclosed please find application and staff comment for Board action.

**IV. SELECTMEN'S BUSINESS**

7. **DISCOVERY MUSEUMS** – Enclosed please find an invitation from the Discovery Museums to attend their ceremony on October 18<sup>th</sup> to present the Board's Proclamation.
8. **SITE PLAN SPECIAL PERMIT - #5/24/02-381 – WORKERS CREDIT UNION –**  
Enclosed please find a draft decision for Board consideration.
9. **PUBLIC SAFETY FACILITY UPDATE** – Selectmen Shupert and Hunter will update the Board on the status of this project.

- 10. TOWN MANAGER'S SALARY** – Selectman Ashton will address the Board in the subject regard.
- 11. WALK FOR OVARIAN CANCER RESEARCH** – Enclosed please find a letter from Micki Williams regarding a Walk to benefit Ovarian Cancer.
- 12. ROUTE 2A SPEED LIMIT SUPPORT** – The Chairman will address the Board in the subject regard.

### **13. GOALS DISCUSSION**

- 14. FY04 BUDGET DISCUSSION** – The Board will need to consider Major issues regarding the FY04 Budget. Please bring your Budget Books.

### **15. OTHER BUSINESS**

## **V CONSENT AGENDA**

- 16. ACCEPT MINUTES** – Enclosed please find minutes of the June 17, 2002, September 9, September 23 and September 26 Meetings for Board acceptance.
- 17. COMMITTEE APPOINTMENT – ROBERT COAN** – VCC has requested that Mr. Coan be elevated from Associate to Regular Member of the Historical Commission to fill the unexpired term of Mark O'Neil, with a term to expire 6/30/05.
- 18. SPECIAL USE PERMIT 7/16/02-382 – DONELANS'** – Enclosed please find a draft decision for Board action.
- 19. SITE PLAN SPECIAL USE PERMIT 11/18/98-366- 886 MAIN STREET - ASSISTED LIVING FACILITY – AMENDMENT IV-** Enclosed please find a draft decision for Board action.

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

## **VII 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.

Oct. 21: Sewer Commissioners  
Nov 4: Special Use Permit – Animal Boarding 272 Great Road  
Nov 18: Sewer Commissioners  
Dec. 2: First Draft Licenses for 2003  
Dec 16: Sewer Commissioners

## **GOALS 2002-2003**

1. Labor Negotiations & Improve Labor Relations environment (Peter/Trey)
2. Improve Communication with Town Boards (Peter/Trey)
3. Towne Building Reuse (Walter/Dore'/Peter)
4. ALG process be used for purpose of Budget Planning for FY03 (Walter/Trey)
5. Residential and Commercial Growth (Walter/Pam)
6. Open Space and Recreation Plan (Peter/Walter) Completed
7. Health Insurance Trust Agreement (Peter)
8. Decision on Pentamation Accounting System (Dore'/Peter)
9. Process Planning for "Life after NESWC" (Pam/Peter)
10. Implement Chairman Round Table - (Trey)
11. Joint IT process-organizational change (Peter/Dore')
12. Implement an on-going Public Relations campaign regarding budgetary situation (Trey/Walter)
13. Provide looking at salary levels in the organization, include liaison with Personnel Board (Trey /Peter)
14. Based upon results of Salary Survey, conduct a through review of current salary levels (Trey/Peter)
15. Revist 2020 Planning Process for direction to make this process more beneficial towards Implementation of long term vision (Trey).
15. Want to see more interface with Emerson.(Pam)

### **GOALS carried forward**

16. Public Safety Facility (Dore'/Trey)
17. Determine future of Vailancourt House - 17 Woodbury Lane. (Pam)

Goals 2003-Selectmen folder