

BOARD OF SELECTMEN MINUTES

March 13, 2006

All Board members were present Except for Selectman Foster, the Town Manager was present, the meeting was televised

CITIZENS' CONCERNS

Maya Spies – Spoke about the February 13th Meeting with the Selectmen and she has prepared questions and comments as the Board suggested. She read a letter to the Board asking for the end to prejudice against her. She noted that one member of the Morrison Farm Committee has written horrible Emails about her. She further went on to talk about Selectman Foster and his alleged comments to her on the Phone. Dore' spoke about the tape and his non-involvement with Morrison Farm Committee, but would have liked to have followed it and participated. The charges she made were very upsetting to him. He hoped that she would stop discussing her unfounded complaints against him at once. Peter suggested that they take this up with Selectmen Foster and he would sit in on a meeting with them. She agreed and asked that Lauren be present at this discussion.

Eric Tellfer – Waste Water Citizens Advisory Member, wanted to talk about the CWRMP submittal. He was concerned about any reuse of Waste Water that had contaminants. He will write a letter to the Board.

SEWER COMMISSIONERS' BUSINESS

None Expressed

PUBLIC HEARINGS & APPOINTMENTS

OPERATIONAL MINUTE

Don updated the Board on the breaking and entering of several homes on the Concord line. An inmate was responsible for the house invasions on Brabrook and Phlox Lane. Dore' commented that the Police should be commended.

COMMITTEE INTERVIEW, HISTORIC DISTRICT COMMISSION ALTERNATE

APPOINTMENT, PATTY MURPHY – DORE' HUNTER – Moved to appoint for a term to expire, June 30, 2009. **ANDREW MAGEE –second. UNANIMOUS VOTE**

STREET ACCEPTANCE PUBLIC HEARING JACKSON DRIVE AND MONROE DRIVE –
Cory York advised the Board that they streets were built to specifications and the Planning Board has approved and that there is a bond in place to cover the completion. **DORE HUNTER –** Moved to accept the two streets. **LAUREN ROSENZWEIG –second. UNANIMOUS VOTE**

CLASS I DEALERS LICENSE, ACTON SUZUKI RENT-A-CAR, 50 POWDER MILL ROAD-
Continued at the Applicants request to March 27 at 7:15 P.M. Dore' suggested that Mr. Bertolami consult with staff prior to the next meeting. Peter asked the Board to keep the materials that staff had prepared for the next meeting.

COMPREHENSIVE WATER RESOURCES MANAGEMENT PLAN - Doug Halley discussed the upcoming meeting on Thursday evening. Dore' noted he asked for this presentation. He

felt that the history of sewers was different. We worked on a project for years and went to DEP with conceptual plan. We were approved and then the plan was thrown out and we ultimately built what we built. West Acton folks were in the first plan and DEP threw it out. His understanding is that before you can advance with DEP and go into design and you have a consultant making a plan; and hope that DEP will approve. Lauren noted that DEP required this report and is done in many communities taking a comprehensive look at the entire town. We needed to hire a consultant. In phase two that a citizens committee was developed and there are many people on this committee. They have had several public meetings and altered the plan accordingly to address the stake holders concerns.

Doug Halley gave an overview of the present progress and increase in our waste water capabilities.

Peter asked about the Finance Committee's and what happens if there is no action taken on the plan at town meeting in April. There are consequences and we would not move forward, Doug said that this was required by the first sewer installation. If we did not perform this report, DEP may not look favorability on this action.

Andy noted that we will be in trouble if we did not accept this under MEPA, DEP. Andy did not want to see the Wetherbee Street Land used for a waste water plant. Doug said we have to look at every thing for the citizens. Peter asked about the Plan and whether we have had interaction with the citizens west of Prospect Street. The only change is the inclusion of the Tuttle Drive, Lothrop and Spencer, most is the same.

Charlie Kadlec – Spoke about the consequences of not approving this at town meeting. He asked if it was voted down will this stop the Plan. Doug noted that the CEWPS has to be complete; legally the Board of Health could not give waivers to homeowners in need of a new system.

Lauren noted we have a serious wastewater issue in this town. They looked at the entire town to see if we could go forward to address this. There are steps and they need to come before Town Meeting for approvals.

Mary Michaleman concerned about IPR reuse process - ACS has serious concerns about using this type of process. And they want to have more reports.

Nancy Tavernier asked about the condition of the Gates and Douglas Schools. Doug said the State is trying to research systems and their management plan for those systems.

Dore' asked the Town Manager to have it committed to writing whether they want in to the system. Peter noted that we have a verbal, but not in writing. .

COMMON VICTUALLER LICENSE, DUNKIN DONUTS, 212 MAIN STREET - Danny Costa and Michael Costa owners were present. This store is a 10 seat store with 900 sq. feet. Mike has handled the permitting. Peter noted that they opened before a common victualler license was granted. He said that they had just followed the same procedure they thought they had used before, and the Building and Board of Health said they were approved for opening. Andy was concerned that they did not address the sign problem that was brought to their attention by the Building Commissioner. Andy felt that they should address this so it does not happen again. Mr. Costa said that they have notified Corporate to have their store profile changed to be sure that they will only get sent what is acceptable for Acton. DORE' HUNTER Moved to approve. LAUREN ROSENZWEIG – second. UNANIMOUS VOTE

SELECTMEN'S BUSINESS

40B COMPREHENSIVE PERMIT APPLICATION BLANCHARD PLACE, 139 PROSPECT

STREET – This is a LIP application and we have already supported the concept. Peter asked if we want to discuss this and assign a Selectmen to represent them at the BOA hearing. Dore' said that his questions were addressed. Dore' was happy with it. Lauren said many corrections were made and applauded the developer for doing that. It will look like a single family with the porches and blends into the neighborhood. She wanted the abutters taken care of with screening. Andy discussed the submission he reviewed when he was on the Conservation Commission. They have done a good job in answering the concerns. Peter suggested we simply reiterate some of the comments in the original letter adding Lauren's items.

SOUTH ACTON COMMUTER RAIL TASK FORCE - Dore' spoke about a shuttle being implemented. He also spoke about Jones Field. The spots are shallow and can cause the vehicle into the right of way. Engineering will be moving the guard rail forward. They want to increase the playground spaces from 4 to 6. Currently commuters are parking for free and we charge others. What is proposed is to establish legal parallel parking along Stow Road. They also recommended raising the parking fees for the main lot. To provide a Reserved space for \$50.00 per month. We should post a suggested walking plan from Jones field to the Train. Dore' said that they should go the legal and safe way from Stow Road and Jones Field parking to the lot. They feel the meters should go up 50 cents and the sticker price also should be raised.

Lauren said all of this came out of the meeting they held. The attendees were interested in shuttle buses to bring the people to the station. She wanted the neighbors consulted about parking changes.

Dore' said we could increase lighting at the lot.

Peter asked about Lauren's conversation with LRTA and what other towns charged. They said that other communities with sticker fees and daily fees also want to make the lot self-supporting.

Andy did not like using Jones Field for parking. He supports public transportation when he drives by and sees all the cars parking there for the train he is concerned. Andy spoke about the garage that was shown was 6 or 7 floors, and that frightened him. He asked if we could put a single floor deck like Maynard. Andy suggested that Clock Tower ran shuttle, Dore' said that it was looked into and was not feasible due to the schedule they run.

Board will ask the Town Manager to refer to staff for comments before we vote, bring back with staff comment at the next meeting.

CAPITAL PLANNING SUB-COMMITTEE – Don reported in Mr. Foster's absence. They are ready to come forward with a report. They can identify the capital needs. We need funding. They are looking at the difference in our current capital funding level in outside debt; they will be looking at taking advantage of the declining debt. It was noted that both the school and the Town side have several large capital items.

Peter asked if there has been any thought to have a 2020 meeting to discuss the issue of Capital Funding. Don said that it will be one of the major items at state of the town meeting in the fall. Peter also agreed with the dropping off of debt and asked if it was excluded debt, and what is in the operating budget. Don said primarily that have been discussing excluded.

Dore' felt that a meeting after Town Meeting and before the State of the Town Meeting so they could develop more information.

ACHC MONITORING AGREEMENT DISCUSSION - Peter asked if Nancy and Don could sit down and continue their discussion. ACHC got this new task assigned to them several years ago. It has proven to be a very large task. They are not covered by Liability insurance and Nancy asked that we come to an agreement. Don said that he agreed with Nancy, Don asked that we explore it before we just stop. Dore' felt that we might want to buy some council in this issue. Dore' suggested we need to supply some additional help outside the town. Peter felt we will continue this discussion at a later date.

OTHER BUSINESS

Dore' spoke about a positive piece of news he has gotten from CAC for the RFP. CAC expects a consultant on board by mid- July, three years away from 25 % DESIGN.

Lauren reported on the MAGIC meeting we are on board for more Chapter 70 funds. Hanscom was discussed and the jobs there. It has not been closed, and we need to preserve jobs.

Rapport Report publicized about concerns for solution to local planning issues and suggested we go with state regulations.

CONSENT AGENDA

DORE' HUNTER – Moved to Approve – **LAUREN ROSENZWEIG** –second - UNANIMOUS VOTE

TOWN MANAGER'S REPORT

No Report

EXECUTIVE SESSION

None Needed

Christine Joyce

F. Dore' Hunter, Clerk

DATE

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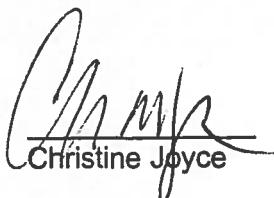
DORE' HUNTER – Moved to Approve – **LAUREN ROSENZWEIG** –second - UNANIMOUS VOTE

TOWN MANAGER'S REPORT

No Report

EXECUTIVE SESSION

None Needed



Christine Joyce

Lauren S. Rosenzweig
F. Dore' Hunter, Clerk
Lauren Rosenzweig

DATE

BOARD OF SELECTMEN AGENDA

March 13, 2006

**Francis Faulkner Hearing Room
Acton Town Hall
7:00 P.M.**

I CITIZENS' CONCERNS

II SEWER COMMISSIONERS' BUSINESS

III PUBLIC HEARINGS & APPOINTMENTS

1. **7:05 OPERATIONAL MINUTE** – The Town Manager will give the Board a brief update on various topics.
2. **7:15 COMMITTEE INTERVIEW, HISTORIC DISTRICT COMMISSION ALTERNATE, PATTY MURPHY** - Enclosed please find materials in the subject regard, for Board consideration.
3. **7:30 STREET ACCEPTANCE PUBLIC HEARING, JACKSON DRIVE AND MONROE DRIVE**- Enclosed please find materials in the subject regard, for Board consideration.
4. **7:45 CLASS I DEALER'S LICENSE, ACTON SUZUKI RENT-A-CAR, 50 POWDER MILL ROAD (continued from February 13, 2006)** - Enclosed please find materials in the subject regard, for Board consideration.
5. **8:00 COMPREHENSIVE WATER RESOURCES MANAGEMENT PLAN (CWRMP)** - Enclosed please find materials in the subject regard, for Board consideration.
6. **8:15 COMMON VICTUALLER LICENSE, DUNKIN DONUTS, 212 MAIN STREET** - Enclosed please find materials in the subject regard, for Board consideration.

IV SELECTMEN'S BUSINESS

7. **40B COMPREHENSIVE PERMIT APPLICATION, BLANCHARD PLACE, 139 PROSPECT STREET** – Enclosed please find materials in the subject regard, for Board consideration.
8. **SOUTH ACTON COMMUTER RAIL TASK FORCE (SACRTF)** – Enclosed please find recommendations from the SACRTF, for Board consideration.
9. **CAPITAL PLANNING SUB-COMMITTEE** – Selectman Foster will report regarding the status of the committee's work.
10. **ACTON COMMUNITY HOUSING CORPORATION (ACHC)** – Enclosed please find a request from the ACHC, for Board consideration.

11. OTHER BUSINESS

VI CONSENT AGENDA

- 12. ACCEPT SELECTMEN'S MINUTES OF FEBRUARY 13 AND FEBRUARY 27, 2006 –**
Enclosed please find copies of the subject minutes, for Board acceptance.
- 13. FEE SCHEDULE INCREASE, RESIDENTIAL DETECTOR INSPECTIONS –** Enclosed please find materials in the subject regard, for Board consideration.
- 14. ONE DAY LIQUOR LICENSE REQUEST, NEW ENGLAND RUGBY TOURNAMENT –**
Enclosed please find materials in the subject regard, for Board consideration.
- 15. ONE DAY LIQUOR LICENSE REQUEST, ACTON FAMILY NETWORK -** Enclosed please find materials in the subject regard, for Board consideration.
- 16. ACCEPT GIFT, CITIZENS BANK –** Enclosed please find a gift in the amount of \$100.00 from the Citizens Bank, to be used for concert sponsorship, for Board acceptance.
- 17. ACCEPT GIFT, MIDDLESEX SAVINGS BANK -** Enclosed please find a gift in the amount of \$1,000 from the Middlesex Savings Bank, to be used for concert sponsorship, for Board acceptance.
- 18. ACCEPT GIFT, DOMINO'S PIZZA –** Enclosed please find a gift in the amount of \$2,500 from Dominoes Pizza, to be used for concert sponsorship, for Board acceptance.
- 19. ACCEPT GIFT, ACTON MEDICAL ASSOCIATES –** Enclosed pleased find a gift in the amount of \$50.00 from Acton Medical Associates, to be used for concert sponsorship, for Board acceptance.
- 20. ACCEPT GIFT, PORTANTE FAMILY -** Enclosed please find a gift in the amount of \$50.00 from the Portante Family, to be used for the Elm Street Light Replacement Program, for Board acceptance.
- 21. ACCEPT GIFT, STRAHLE FAMILY,** Enclosed please find a gift in the amount of \$25.00 from the Strahle Family, to be used for the Elm Street Light Replacement Program, for Board consideration.
- 22. ACCEPT GIFT, ROGAN ELECTRIC -** Enclosed please find a gift in the amount of \$50.00, from Rogan Electric, to be used for the Elm Street Light Replacement Program, for Board acceptance.
- 23. ACCEPT GIFT, AXE BROTHERS TREE SERVICE –** Enclosed please find a request for acceptance of the donation of in-kind services by Axe Brothers Tree Service for tree clearing at the Public Safety Facility (estimated value \$4,500), for Board acceptance.

VII TOWN MANAGER'S REPORT

VIII 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.

| March 27 | April Annual Town Meeting |
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GOALS 2004-2005

1. Produce Morrison Farm Development Master Plan (Walter)
2. NARA Park
3. Pursue Commercial Tax Base
4. Master Plan review meeting once per year

GOALS carried forward

5. Monitor Labor Negotiations (Peter)
6. Improve Communication with Town Boards (ALL), Improving Inter-Board Communication (Dore')
7. Revisit 2020 planning process for direction to make this process more beneficial towards implementation of long-term vision, and to get a first rough cut of what happens next year before school is out for the summer (Peter)
8. ALG process be used for purpose of Budget Planning for FY05 (Dore'/Peter)
9. Process Planning for "Life after NESWC"
10. Middlesex Pension Alternatives (Walter)