

March 2, 2001

**TO:** Board of Selectmen

**FROM:** F. Dore' Hunter, Chairman

**SUBJECT:** Selectmen's Report

**MARCH 6, 2001  
in Room 204**

## **I. CITIZEN'S CONCERNS**

## **II. PUBLIC HEARINGS & APPOINTMENTS**

1. **7:34 COMMITTEE APPOINTMENT – CHRISTOHPER SCHAFFNER** – Enclosed please find Mr. Schaffner's volunteer application and VCC recommendation for appointment as an Associate Member of the Planning Board for a term to expire 6/30/02.
2. **7:35 STREET ACCEPTANCE HEARING** – Enclosed please find the notice of Street Acceptances prepared by Engineering.
3. **7:45 SITE PLAN SPECIAL PERMIT #01/03/01-375 – KT REALTY TRUST, 55 KNOX TRAIL** – Enclosed please find staff materials in the subject regard.
4. **8:00 SKATE PARK** – Representatives will update the Board on their activities.
5. **8:30 SUPERIOR TRADING REVIEW OF CURRENT CLASS II LICENSE** – Enclosed please find materials regarding the Superior Trading Class II License renewal.

## **III. SELECTMEN'S BUSINESS**

6. **WARRANT AND BUDGET DISCUSSION** - Enclosed please find the latest draft of the Warrant for Board discussion.
7. **EAGLE SCOUT COURT OF HONOR** – Enclosed please find an invitation to attend Daniel Carl Kinicki Court of Honor on March 31, 2001 for Board assignment.
8. **ROUTE 2A/27 BALL FIELD NAMING** – Enclosed please find an e-mail from the Vice-Chairman requesting that the Board name the Field "Veterans Field".
9. **MINUTEMAN HONOR ROLL AND PATRIOTIC SERVICE AWARD** – Enclosed please find a request from the Minutemen to place several items in Town Hall for Board Action.
10. **ROBERT CREELEY DAY** – Enclosed please find materials in the subject regard as well as a sample Proclamation for signature.
11. **FINANCE COMMITTEE CORRESPONDENCE** – The Chair will speak to this.

- 12. **INSURANCE TRUST** – The Chairman will address the Board.
- 13. **ROUTE 2 CAC REPORT** –Chairman will update the Board, also please find sketches of options for the project.
- 14. **PUBLIC SAFETY BUILDING DISCUSSION**
- 15. **HDC BYLAW STUDY COMMITTEE** – Enclosed please find the nominees to the committee that were submitted by the Historic District Commission.
- 16. **OTHER BUSINESS**

**IV CONSENT AGENDA**

- 17. **ACCEPT MINUTES** – Enclosed please find the Minutes of the February 6 and 13, 2001 for Board action.
- 18. **SEWER ORDER OF CONSTRUCTION** – Enclosed please find an Order of Construction for various parcels for Board action..
- 19. **RED CROSS PROCLAMATION** – Enclosed please find the annual request from Red Cross naming March as Red Cross Month.

**V. TOWN MANAGER’S REPORT**

**V1 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 20, 2001**  
**April 2, 2001 Annual Town Meeting pre-meetings**

**GOALS 2000-2001**

- 1. To obtain facilities plan and bring to Fall Town Meeting. (Dore')
- 2. Determine future of Vallencourt House - 17 Woodbury Lane. (Herman)
- 3. Revisit the 2020 process and review make-up and consider expand or reduce the membership. (Peter)
- 4. Provide looking at salary levels in the organization, include liaison with Personnel Board (Trey /Peter)
- 5. Review Board of Health duties to expand its role so it becomes a more visible department. (Pam)
- 6. Formulate charge and suggested membership list for a "Long Range Planning Committee" (Ashton):

**FY 2000 GOALS carried forward**

- 7. Develop a comprehensive Beaver Nuisance policy (Pam)

**DRAFT**

**SELECTMEN'S MINUTES  
March 6, 2001**

Present: F. Dore' Hunter, Peter Ashton, Herman Kabakoff, Town Manager and Assistant were present Ms. Harting-Barrat and Mr. Shupert were absent. The Meeting was televised.

**CITIZEN'S CONCERNS**

None Expressed

**PUBLIC HEARINGS & APPOINTMENTS**

**COMMITTEE APPOINTMENT TO PLANNING BOARD**

Mr. Schaffner will be rescheduled.

**STREET ACCEPTANCE HEARING**

HERMAN KABAKOFF – Moved to accept the Streets as laid out. PETER ASHTON – Second. UNANIMOUS VOTE

**SITE PLAN SPECIAL PERMIT – 01/03/01-375 – KT REALTY TRUST  
55 KNOX TRAIL**

This hearing was continued to 3/20/01 at 7:34 p.m. due to a lack of a super majority.

**SKATE PARK**

The T.J. O'Grady group presented a financial oversight. They have raised \$36,500 and plan to raise an additional \$13,500 and have asked the Selectmen to support a tax subsidy of \$80,000. The location is still undetermined.

**SUPERIOR TRADING COMPANY – CLASS II LICENSE**

Mr. Wagner stated that he did not understand unregistered vehicle issue because of a "General License". Dore' notes this issue is not a zoning issue. Mr. Wagner said that the State law for dealers requires cars to be repaired and that is what he does.

Dore' asked how many cars on average, does he have available for sale. Mr. Wagner replied 6. Dore' than asked why he is using Great Road site? Mr. Wagner explained that more cars are owned but not at the Main Street site (they are in repair).

Dore' states this is a legal issue and the Board needs to get Town Counsel's input  
Dore' said that never should he have more than 6 cars at Main Street. More

# DRAFT

PETER ASHTON – Moved to extend the license for a period ending at the end of April. HERMAN KABAKOFF – Second. UNANIMOUS VOTE

## SELECTMEN'S BUSINESS

### WARRANT DISCUSSION

The Board wishes to readdress the number of Police Officers.

PETER ASHTON – Moves to recommend the Public Safety Article – DORE' HUNTER – Second. UNANIMOUS VOTE.

HERMAN KABAKOFF – Moves to recommend the EAVP. PETER ASHTON – Second. UNANIMOUS VOTE

DORE' HUNTER – Moves to recommend deferral the Kelley's Corner Planning article because of an issue with takings. PETER ASHTON – Second. UNANIMOUS VOTE. Staff was asked to invite Planning in to the next meeting.

HERMAN KABAKOFF – Moved to delete the Split Tax Rate Article. PETER ASHTON – Second. UNANIMOUS VOTE.

DORE' HUNTER – Moves to defer the Schools Capital Articles. PETER ASHTON – Second. UNANIMOUS VOTE.

PETE ASHTON – Moves to recommend the resolution for Towne Building Reuse. HERMAN KABAKOFF – Second. UNANIMOUS VOTE.

DORE' HUNTER – Moved to defer the Amendment of Wetland Protection Bylaw. HERMAN KABAKOFF – Second. UNANIMOUS VOTE. It was noted that we need to have financial analysis or sample from records of existing use vs. grandfather rights.

PETER ASHTON – Moved to Recommend the Disposal of Town Land article. DORE' HUNTER – Second. UNANIMOUS VOTE.

PETER ASHTON – Moved to Defer recommendation on the amendment of Town Bylaws for Workplace Smoking. HERMAN KABAKOFF – Second. UNANIMOUS VOTE.

ARTICLE – Amend Town Bylaws – 2/3 Vote Counts by Moderator. The Board wants this as a consent article.

Eagle Scout Court of Honor – Trey will represent the Board.

Rt. 27/2A Ball field naming – HERMAN KABAKOFF – Moves to name the field Veteran's Field. PETER ASHTON – Second. UNANIMOUS VOTE.

# DRAFT

MinuteMan Roll and Patriotic Service Award – The Board gave staff direction to have it displayed at Town Hall.

Robert Creeley Day – PETER ASHTON – Moved to declare 4/11/01 as Robert Creeley Day in Acton. HERMAN KABAKOFF – Second. UNANIMOUS VOTE.

Finance Committee Correspondence – The Board discussed the timing of Audits and Don updated the Board on his opinion. He noted the loss of super user, new staff hired does not have a history and they have a Pentimation learning curve. The Audit is scheduled for mid to late April. Herman states he believes that Fincom is concerned.

Insurance Trust – A meeting has been scheduled for Wednesday with Peter.

Route 2 CAC Report – Dore' briefed the Board and updated the Board on Hosmer Street, Piper/Taylor, School Street interchange discussions. Staff was asked to send the plans to TAC.

Public Safety Building –Dore' discussed the status of the Planning Committees work. Dore' asked about a reuse of unused buildings. There was a question of new noise and signal plans.

HDC Bylaw Study Committee – HERMAN KABAKOFF – Moved to appoint as listed in the packet and Dore's memo. PETER ASHTON – Second. UNANIMOUS VOTE. An organization meeting should be held on March 27<sup>th</sup>.

## OTHER BUSINESS:

Peter wanted to discuss OMR's Special Town Meeting Petition.

## CONSENT AGENDA

PETER ASHTON – Moved to approve the Consent Calendar with the February 6 and 13 minutes, Sewer Order of construction and Red Cross Proclamation. HERMAN – Second. UNANIMOUS VOTE.

## TOWN MANAGER'S REPORT

## EXECUTIVE SESSION

PETER ASHTON – Moved to into Executive Session for the purpose of discussing litigation. – HERMAN KABAKOFF – Second. Roll Call taken All Ayes.

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John Murray

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William H. Shupert, Clerk

Date \_\_\_\_\_

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**EXECUTIVE SESSION  
March 6, 2001**

Brookside – The Board discussed the charge of “Improper Executive Session” and request for Counsel’s paperwork. The Board adjourned back into Regular session at 9:28 p.m.

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JOHN MURRAY

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William H. Shupert, Clerk

Date \_\_\_\_\_