



SELECTMEN'S MEETING
FEBRUARY 18, 1997

The Board of Selectmen held their regular meeting on Tuesday, February 18, 1997 at 7:30 P.M. Present were Chairman Nancy Tavernier, F. Dore' Hunter, Wayne Friedrichs, Herman Kabakoff, Town Manager Don Johnson and Assistant Town Manager John Murray. William Mullin was not present. William Mullin is on an extended business trip.

{The meeting was televised by cable}.

CITIZENS CONCERNS

None expressed.

PUBLIC HEARINGS AND APPOINTMENTS

SHEILA KELLY

COMMITTEE INTERVIEW

Ms. Kelly stated that she would like to become involved in local government and wants to be involved in our community. Ms. Kelly has an MPA in Public Affairs. DORE' HUNTER - Move to appoint Sheila Kelly as a full member of the Volunteer Coordinating Committee with a term expiring June 30, 1999. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

MOTO MARKET PROTECTIVE GEAR

481 GREAT ROAD

Moto Market plans to sell motor sports apparel and is seeking a common victualler for the sale of baked goods and drinks. All items for sale will be baked off the premises. DORE' HUNTER - Move to approve Common Victualler License for Moto Market Protective Gear, 481 Great Road. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

ASSABET RIVER RAIL TRAIL

The Assabet River Rail Trail (ARRT) committee approached the Board asking for their approval in sending a joint application which needs to be signed by Acton along with the other four (4) communities involved, seeking a grant to obtain the monies necessary to go forth with the development of the ARRT. Acton has the least land acquisition problems unlike Stow where the proposed trail runs through privately owned land. The ARRT committee stated that Acton would need to provide town services (eg; trail clearing), volunteers and or money . Additional grants can be applied for once all land has been acquired in all communities. The Board has seen some opposition to this trail from some Acton residents and asked the committee to make sure

they speak with these citizens. The ARRT committee stated that there is a meeting set for February 28, 1997. DORE' HUNTER - Move to co-sign grant application contingent upon further discussion with any opposition. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

ACTON HOUSING AUTHORITY

The Housing Authority seeks an appointment by the Board of Selectmen for the vacancy created by Wanda Sharpe's resignation. The Housing Authority is an elected Board, however, when a resignation occurs the Board of Selectmen becomes the appointing authority. The Housing Authority has interviewed Mr. Dean Cavaretta for the vacant position.. Mr. Cavaretta recently ran an unsuccessful campaign for State Representative, however he has recently obtained a job with the Mass Highway. DORE' HUNTER - Move to appoint or elect Mr. Dean Cavaretta for the unexpired term of Wanda Sharpe as a member of the Acton Housing Authority. Roll Call taken, Dore' Hunter -Aye, Wayne Friedrichs - Aye, Nancy Tavernier - Aye, Herman Kabakoff - Aye, Tom Dill - Aye and Diane Poulous-Harpell - Aye. All Ayes.

SELECTMEN'S BUSINESS

VCC MINUTES

Nancy stated that she had read in the VCC minutes that volunteers are decreasing. Nancy appealed to the television audience asking for volunteers

BOS MEETING SCHEDULE

Nancy asked the Board if the following days were acceptable for Board of Selectmen meetings:

April 29
May 13 + 27
June 10 + 24

The Board agreed on these meeting dates and stated that a summer schedule would be decided on at a future meeting.

SEWERS

The Town has been notified that a technical review of S.E.A.'s testing has been done by D.E.P. and that the gallons per day has been reduced from S.E.A.'s five (5) gallons per square foot to two (2) gallons per square foot. D.E.P.'s reduction will result in a 200,000 gallons per day treatment plant which will reduce the voted sewer district. The Sewer Action Committee is hoping to negotiate with D.E.P. to use 250,000 gallons per day which would allow the school to remain in the sewered district. Unfortunately, the hydrogeologist that did all the work for SEA died suddenly which delayed the final report. SEA will issue a supplemental report.

Art Gagne, Sewer Committee member, stated that he has lived in Acton for 33 years and has seen the progress and growth for sewers and emphasized that more vision and support is needed. Doug stated that 0% interest loans will be offered to homeowners for sewer hook-up.

WARRANT ARTICLE DISCUSSION

DORE' HUNTER - Move to approve the following amended Sewer District Articles
Article 1

The Design and construction of all or a portion of the Middle Fort Pond Brook sewers and Treatment Plant is now reduced to \$11,500,000. The Committee may want to change the name of the district to eliminate confusion on what sections will be sewerred.

Article 2

The amending of Chapter D, Section 10(b), of the Town Bylaws, to determine the proper portion of Town costs for the proposed sewers. This Article remains the same.

Article 3

Amending Articles 47 and 48 of the 1986 Annual Town Meeting to allow the outstanding balances to be spent on the Middle Fort Pond Brook Sewers. This Article remains the same.

Article 4

A supplemental 201 study for West Acton and other areas in the Town in order to determine the need for sewers beyond the Middle Fort Pond Brook Sewer District. This article would be replaced with a supplemental Site Identification Study for the Town in order to determine properties where area wide solutions can be found and an investigation of potential Intermunicipal Agreements that would address the need for sewers beyond the Middle Fort Pond Sewer District.

HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

DORE' HUNTER - Move that the Board of Selectmen move against both citizen petition articles for the Quinn Bill. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

It was stated that the Personnel Board is also against these citizen petitions, however, they believe in educational incentives and will look into other ways to give these advances based on educational degrees.

DORE- HUNTER - Move to place and recommend all Planning Articles on the warrant.

WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

HALLOWEEN RESOLUTION - HERMAN KABAKOFF - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

AMEND CHARTER - VARIOUS REVISIONS - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

SEPTIC SYSTEM LOAN PROGRAM -DORE' HUNTER - Move to recommend and place on the warrant. HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

HAZARDOUS MATERIAL CONTROL BYLAW - DORE' HUNTER - Move to recommend and place on the warrant. HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

PLOWING OF PRIVATE WAYS - DORE' HUNTER - Move to recommend and place on consent. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

RELOCATION AND LAYOUT OF A PORTION OF LEDGE ROCK WAY
SALE OF TOWN LAND
ABANDONMENT OF EASEMENT

HERMAN KABAKOFF - Move to recommend all three and place on warrant. DORE' HUNTER - Second. UNANIMOUS VOTE. The Board also stated that the Moderator should be asked to group these three articles.

STREET ACCEPTANCES - DORE' HUNTER - Move to recommend and place on consent. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

CHARTER ROAD SIDEWALK REQUESTS
SCHOOL STREET SIDEWALK EASEMENTS
SCHOOL STREET SIDEWALK EASEMENT(HANCOCK)

DORE' HUNTER - Move to recommend all three and place on consent. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

SECTION 53e 1/2 SELF FUNDING PROGRAMS - HERMAN KABAKOFF - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

MINUTEMAN TECH REALLOCATE BUDGET WITH REGIONAL AGREEMENT - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

ACCEPT GIFT OF LAND - DENTINO - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

TOWN BOARD - SUPPORT - SPECIAL PROJECTS - DORE- HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

LONG RANGE PLANNING & TRAFFIC MANAGEMENT- DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

AMBULANCE REPLACEMENT - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

CAPITAL IMPROVEMENTS - FACILITIES AND EQUIPMENT, REPAIR AND RENOVATIONS - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

CAPITAL IMPROVEMENTS - VEHICLE REPLACEMENTS - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

CAPITAL IMPROVEMENTS - INFRASTRUCTURE IMPROVEMENT - SIDEWALKS - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

CHAPTER 90 HIGHWAY REIMBURSEMENT PROGRAM - DORE' HUNTER - Move to recommend and place on consent. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

EMERGENCY DISASTER AID APPROPRIATIONS - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

COUNCIL ON AGING - ENTERPRISE BUDGET - DORE' HUNTER - Move to recommend and place on warrant. HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

NURSING ENTERPRISE BUDGET - DORE' HUNTER - Move to recommend and place on warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

SEPTAGE DISPOSAL ENTERPRISE BUDGET - HERMAN KABAKOFF - Move to recommend and place on warrant. DORE' HUNTER - Second. UNANIMOUS VOTE.

NESWC ENTERPRISE BUDGET - WAYNE FRIEDRICHS - Move to place on warrant with modifications. HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

ALG REPORT

Dore' stated that the Board of Selectmen was asked to discuss the proposed use of free cash. The Board discussed using all but 1 million stating that it is important to preserve our bond rating. The Board had mixed feelings about how much, if any free cash should be used for operational budgets. Wayne questioned using the difference to cut taxes. Nancy stated that if the Board does not use free cash for the operational budget an override will be necessary. Herman stated that he would support an operational budget override of \$900,000 for FY 98 stating that it is the schools that need this override.. Dore' and Nancy stated that it would be difficult to pass an override this late in the budget cycle. Dore' also stated that he would not recommend an override while sitting on free cash. Herman stated that we should allow the citizens to have a choice and Nancy asked Herman to come up with a draft article to present to the Board at the next meeting. The Board also suggested that we ask the citizen, article by article, if they would vote for the article if free cash were to be used to fund it. The Board asked John to draft a summary for Board review. DORE' HUNTER - Move to accept a financial plan wherein, free cash is used to reduce the operating budget and leaving a one million dollar balance in free cash and also clearly explaining the uses to all taxpayers. NANCY TAVERNIER - Second. 2 - 2 with Herman and Wayne voting No. Motion fails. The Board stated that this issue should be taken back to ALG.

BUDGET DISCUSSION

The Board briefly discussed the new cycle of cruiser replacement and all agreed. DORE' HUNTER - Move to recommend Budget and Warrant. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

The Board discussed whether or not the budget should be included in the printing of the warrant. Based on cost the Board decided to supply a supplemental budget which will be available for the public at various town locations. It was also decided to include this information in the warrant. The Board asked staff to include page numbers in the supplemental budget.

SPELLING BEE

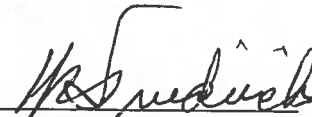
The Board discussed who would represent the team at the EFAB Spelling Bee.


CONSENT AGENDA

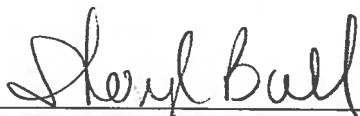
DORE' HUNTER - Move to accept the consent calendar as printed. WAYNE FRIEDRICHS - Second. UNANIMOUS VOTE.

TOWN MANAGERS REPORT

The Board adjourned regular session at 11:20 PM .


Clerk


Date


Sheryl Ball
Recording Secretary
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