



**SELECTMEN'S MEETING
MARCH 21, 1995**

The Board of Selectmen held its regular meeting on Tuesday, March 21, 1995 at 7:30 P.M. Present were Norman Lake, William Mullin, Nancy Tavernier, F. Dore' Hunter, Wayne Friedrichs, Town Manager Johnson, and Assistant Town Manager John Murray. {Representatives from cable were present}

CITIZENS' CONCERNS

Sidney Johnston, 51 Quaboag Road, and also an active member of FINCOM questioned the status of the documents that FINCOM has asked the Board of Selectmen for previously. The Board asked Mr. Johnston if he was questioning the Board on behalf of FINCOM or himself. Mr. Johnston stated that he was speaking on behalf of a citizens subcommittee. The Board stated that the documents had been given to the FINCOM in a timely manner. When the documents in question were given the FINCOM thanked staff. After many months, it was stated that the format in which the documents were presented is not acceptable. Staff provided FINCOM with the formula needed to get the expense ledger in the format they seek.

Staff has also explained to FINCOM that the FY92 and FY93 expense ledger would have to be manually reproduced in order to provide the format they seek and would take many hours of staff time.

WILLIAM MULLIN - Move to instruct the Town Manager to give FINCOM the FY92 and FY93 expense ledger in the format that they want as soon as physically possible.

NANCY TAVERNIER - Second. UNANIMOUS VOTE.

PUBLIC HEARINGS AND APPOINTMENTS

**BOSTON GAS
NEWTOWN ROAD**

NANCY TAVERNIER - Moved to approve gas main location on Newtown Road.
F. DORE' HUNTER - Second. UNANIMOUS VOTE.

**BOSTON EDISON/NEW ENGLAND TELEPHONE
QUARRY ROAD**

F. DORE' HUNTER - Moved to approve. WILLIAM MULLIN - Second.
UNANIMOUS VOTE.

**BOSTON GAS
HIGH STREET**

NANCY TAVERNIER - Moved to approve. WILLIAM MULLIN - Second.
UNANIMOUS VOTE.

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**ACTON COMMUNITY HOUSING CORPORATION
AFFORDABLE HOMES
TAX ASSESSMENT ENDORSEMENT**

The Housing Authority was present to update the Board of Selectmen regarding the first affordable home in Acton. Betty McManus stated that an open house had been held and 13 families attended. She further stated that a lottery date has been set for April 5 or 6th. Anyone interested in this house will be required to complete an application by March 25, along with a \$500.00 application fee and will have to be pre-qualified for a mortgage.

ACHC would like the Board's endorsement to value this house at a fraction of the assessment value. F. DORE' HUNTER - Move to assess the house located at 15 Minuteman Road at the reduced affordable housing rate. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

**CHARLES KADLEC
OUTLINE CITIZEN'S PETITION**

Charles Kadlec was present before the Board to outline the citizens petition that was submitted for the Special Town Meeting scheduled for April 4, 1995. Mr. Kadlec asked the Board what Town Council had advised staff of regarding their opinion on the legality of the article. Council has advised us that the selectmen have no authority over the local school citizen petition. Mr. Kadlec questioned when staff last spoke with Town Council because he had heard conflicting evidence. Dore' stated that if Mr. Kadlec had conflicting evidence then we should work out a potential problem prior to Town Meeting. Don stated that the new computer system should be on line and operating by July 1, 1995 and the new computer system will conform to all requests that have been made by the citizens petition if it should pass at Town Meeting.

**CONTINUED STREET ACCEPTANCE PUBLIC HEARING
NYLANDER WAY AND DAVIS ROAD**

Nylander Way - Don stated that there are still some unresolved issues pertaining to these two roadways. The Planning Board has stated that there are four resolutions which need to be addressed. The Board of Selectmen have not received their part of an agreement which was made between Kevin Sweeney (Developer) and the Town prior to development. Attorney for Mr. Sweeney stated that an agreement should be reached by the end of this week. The Board stated that the Board should vote a preliminary acceptance of Nylander Way tonight conditioned upon the agreement being presented to the town and completion of the four (4) resolutions outlined by Donna Jacob's memo of 3/6/95. The Selectmen will have ample time to withdraw this acceptance prior to Town meeting if this agreement is not met. F. DORE' HUNTER - Move to adopt the order of layout and sign it on Town Meeting floor conditioned upon satisfying the four resolutions of Donna Jacobs memo of 3/6/95. NANCY TAVERNIER - Second. UNANIMOUS VOTE. Residents of Mill Corner voiced their concerns regarding the agreement made between Kevin Sweeney and the Town. The Board stated that the abutters would be notified if the Town were to do any work on the property that Kevin Sweeney gives to the Town.

Davis Road - A resident of Nylander Way questioned why the whole street will not be accepted by the Town. It was stated that back taxes are owed on various lots past the proposed acceptance of the first 1300 feet. These issues will need to be resolved prior to the acceptance of the entire street. The Board further encouraged homeowners of Davis Road to be in contact with the Planning Board regarding street acceptance. F. DORE' HUNTER - Move to accept the first 1300 feet of Davis Road. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

SELECTMEN'S BUSINESS

SCHOOLS - Dore' questioned the status of the school budget. Don stated that he would be meeting with Bill Ryan and Isa Zimmerman within the week and hopefully will know more then.

BOYSCOUT LAND - The boyscout land is currently used by the boyscouts as a campground. The land has been offered to the town to purchase. F. DORE' HUNTER - Move to ask the Conservation Commission for their recommendation regarding whether or not to purchase the property.

VIDEO CAMERA FOR POLICE CARS - The police have expressed their concerns regarding not wanting these cameras. Don asked the Board to give him some time regarding this issue.

POLICE VESTS - Last year \$57,000 was transfered from the police department budget to be used by the Highway Department for snow removal purposes and to fix the Main Street culvert. Since we had a mild winter this year, we are able to transfer \$15,000 from the Highway budget to the Police budget in order to purchase bullet proof vests. F. DORE' HUNTER - Move to transfer funds from the snow removal account to purchase bullet proof vests for policeman.

JENKS FUND - F. DORE' HUNTER - Move to accept all Jenks Fund requests that were submitted to the Board for their review. NANCY TAVERNIER - Second.

CONSENT AGENDA

F. DORE HUNTER - Move to accept the consent calendar as printed. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

TOWN MANAGER'S REPORT

SAWYER DOG PROBLEM - Don has asked for direction from the Board regarding the on-going problem with the Sawyer's dog. Photographs were submitted by an abutter that clearly shows that the previous court order is not being complied with. F. DORE' HUNTER - Move to authorize the police to move ahead with a criminal complaint against the Sawyers. NANCY TAVERNIER - Second.

NANCY TAVERNIER - Moved to go into Executive Session for the purpose of discussing Collective Bargaining. WILLIAM MULLIN - Second.

Roll Call taken, all Ayes.

The Board adjourned 10:30 P.M.

Nancy E. Tavernier
Clerk
4/25/95
Date

Sheryl Ball
Recording Secty.
chrisW11-(607)

MARCH 17, 1995

TO: Board of Selectmen
FROM: NORMAN D. LAKE, Chairman
SUBJECT: SELECTMEN'S REPORT

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AGENDA
ROOM 204
MARCH 21, 1995

I. CITIZEN'S CONCERNS

II. PUBLIC HEARINGS & APPOINTMENTS

1. 7:31 BOSTON GAS - NEWTOWN ROAD - Enclosed please find a request and staff comment regarding proposed Gas Main location on Newtown Road for Board action.
2. 7:32 BOSTON EDISON/NEW ENGLAND TELEPHONE - QUARRY ROAD - Enclosed please find a request and staff comment regarding revised pole locations on Quarry Road for Board action.
3. 7:34 BOSTON GAS - HIGH STREET - Enclosed please find a request and staff comment regarding proposed Gas Main location on Newtown Road for Board action.
4. 7:35 ACTON COMMUNITY HOUSING CORP. - Representatives will be in to briefly update the Board of Selectmen regarding ACHC activities for 15 Minuteman Road and to ask for Board Endorsement on Tax Assessment Endorsement.
5. 7:45 CHARLES KADLEC - Mr. Kadlec will be in to outline his Citizen's petition that was submitted for the Special Town Meeting scheduled for April 4, 1995 at 7:30 P.M.
6. 8:00 CONTINUED STREET ACCEPTANCE PUBLIC HEARING - The Board will continue discussions from the March 7th meeting with regard to Nylander Way and Davis Road.

III. SELECTMEN'S BUSINESS

7. JENKS FUND AWARDS - Enclosed please find requests and staff information for Board review.
8. SPECIAL TOWN MEETING - Enclosed please find a draft of the warrant for the April 4, Special Town Meeting with staff comment.

IV. CONSENT AGENDA

9. ACTON HOUSING AUTHORITY - Enclosed please find a letter for action regarding the Section 8 Annual Contributions Contract.
10. ACCEPT MINUTES - Enclosed please find Selectmen's Minutes of February 7 and 21 for Board acceptance.
11. EAGLE SCOUT COURT OF HONOR - Enclosed please find a request for Selectman Tavernier to attend a Court of Honor for John Schatz, date and location to follow.
12. ONE DAY LIQUOR LICENSE - Enclosed please find an application from McCarthy Towne PTSO for a One Day Liquor License for Board Action.
13. PARADE PERMIT - Enclosed please find a request for approval of a Parade Permit from the PCC for the Patriots Day Celebration for Board action.
14. INVITATION - Enclosed please find an invitation from the Town of Concord to attend the ceremonies commemorating the armed resistance to the retreating British column on April 8th at 1:30.

V. TOWN MANAGER'S REPORT

15. DOG PROBLEM - Enclosed please find correspondence regarding an on-going problem. The Town Manager will discuss this with the Board and seek Board direction.

VI. EXECUTIVE SESSION

MEETINGS

ADDITIONAL INFORMATION

Enclosed please find additional correspondence which 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 3, Pre-town meeting - Time and location to be determined