

Selectmen's Minutes January 27, 2003 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

A resident of 7 Chestnut Street feels that the cost increase for Nara beach passes and the day camp program price is too high and the increase from \$110 to \$175 per week was a 60% increase. She said that many people would be finding other day care alternatives because of the increase. She urged the Board to reconsider the increases previously voted. The Board accepted her petition.

SEWER COMMISSIONER'S REPORT

None

PUBLIC HEARINGS & APPOINTMENTS

CEMETERY COMMISSIONER APPOINTMENT - Charles H. Smith –VCC forwarded Mr. Smith's name for consideration to fill the unexpired term of Don MacLennan. PETER ASHTON – Moved to appoint Mr. Smith to fill the unexpired term to expire June 30, 2004. PAM HARTING-BARRAT – UNANIMOUS VOTE

CLASS I, ENTERPRISE RENT A CAR – 20 MAIN STREET – Representatives were present and outlined their proposed operation. After review of staff comments, they were asked to work with the Building Commissioner as he had asked the Board to deny the application because of the zoning at the proposed location. The Board noted that Village Saab is currently storing vehicles on the parcel. It was also noted that since they were not selling new vehicles that they would need a Class II license for used vehicles, not a Class I.

BOND SALE – Steve Barrett asked the Board to vote and provide 29 signatures each on the Bond documents. TREY SHUPERT – Moved to sign the documents presented. PAM HARTING-BARRAT –Second. TREY SHUPERT Moved the following: Moved that the sale of the \$22,050,000 Municipal Purpose Loan of 2003 Bonds of the Town dated February 1, 2003, to Salomon Smith Barney, Inc. at the price of par and accrued interest is hereby confirmed, The bonds shall be payable on February 1 of the years and in the principal amounts and bear interest at the respective rates, as follows, subject to earlier redemption at the option of the Town as provided in the Preliminary Official Statement dated January 9, 2003.

I further certify that the vote was taken at a meeting open to the public, that no vote was taken by secret ballot, that the notice stating the place, date and time of the meeting was filed with the Town Clerk and a copy thereof posted in the office of the Town Clerk or on the principal official bulletin board of the town at least 48 hours, including Saturdays but not Sundays and legal holidays, prior to the time of the meeting and remained so posted

at the time of the meeting, that no deliberations or decision in connection with the sale of the bonds were taken in executive session, and that the official record of the meeting was made available to the public promptly and remains available to the public, all in accordance with G.L. c39, s23B as amended. PAM HARTING-BARRAT – Second.
UNANIMOUS VOTE
(Entire copy attached to these minutes)

SELECTMEN'S BUSINESS

SITE PLAN 07/26/00-372, TASHMOO COVE (BROOKSIDE) – Peter asked about the cost of \$30 per foot to build sidewalks. He asked if the proposed location included the cost estimate which would include the building of the sidewalk and replication of wet lands. Peter said that he had heard from the residents. If they don't want it, that we pursue the donation in lieu of building sidewalks.

Walter noted that if the residents didn't want it we should not build it.

Evelyn Burns she is not in favor of the side walk being built on Esterbrook Road, but was in favor of the one that goes through from 2A behind the building (the truck entrance). She said that those teenagers reporting for work at the Mall would use it.

Bill Kingman – Spoke about the speed on Esterbrook.

WALTER FOSTER –Moved to accept in lieu of sidewalk \$9,750.00 and add in any additional amounts from the wet land replication. PAM HARTING-BARRAT. Second.
UNANIMOUS VOTE.

FY04 BUDGET DISCUSSION

Peter gave a report on his latest review of the budget. He feels that both the A & B budgets carried more risk than he felt we should carry. He felt the A budget presented a compromise between the School and Town. He feels very strongly that there is not enough difference between A & B. His latest memo notes we are still dealing with change. He spoke about free cash use and increases in rates at this point with regard to Health Insurance. He said we need to convince the School that they need to take additional cuts. He feels the town side A and B budgets are acceptable.

Don Johnson went through his memo and recommendations. They have pulled together an A budget proposal which in the A Budget cuts 3.75 FTE's, one full in Highway, ¼ in Town hall and one FTE in the library, the police and fire cuts would affect coverage. They recommended we move the fire truck out and fund the snow and ice budget. They have put \$40,000 in equipment repair in the A budget. They have level funded services and supplies, and also represents the Library books pulled down as far as we can without losing funding as well as \$40,000 for Recreation allocation in the A budget.

B budget Library and Town Hall would have additional staff reductions. They also discussed NESWC. The bottom line B Budget is \$18,481,000.

Don outlined the condition of the Sanders. Don said we may have to cut the Police Cruiser to fix these problems.

Trey discussed his conversation with Marie Alteri. Marie at ALG proposed that as we look at 05 and 06 to take additional cuts. The School Committee will not take additional cuts to the B Budget. It was noted the Finance Committee is not in favor of spending a lot of Free Cash. This issue has to be worked out.

Walter said that people wanted to be sure that there was not any fat in the budget. He said the A budget does not give the option under level funding. He feels that citizens have a right to choose and if you want services here is what the override will cost. He is most in favor in voting tonight and moving forward and bringing forward to ALG.

Pam agreed with Walter and we need to vote and have a constant figure to go forward with.

Dore' spoke about the problems with 2 1/2 and he said if we go with A it is not a full service budget and only gives a choice of a large cut back and a small cut back. He agrees that if we are asking the citizens for \$3,000,000 we cannot say the alternative is this or 2,000,000 less. He thinks we need to put some money back in the A Budget. He further feels we need to give the citizens the information to make a decision. He also said we probably would need to let go of the Fire Truck.

Jon Chintz – He needs to prepare for the Fin com meeting tomorrow. He wanted to clarify the numbers. He asked about health insurance – did we think we could implement the scheme. Trey said highly unlikely that we would be able to.

Nancy Tavernier – Asked about Free Cash use. 600,000 in Free Cash

PETER ASHTON – Moved to add back to both A and B budget the \$50,000 to fund the repairs to the Highway trucks and Town Manager to spend the ADDITIONAL \$60,000.
DORE' HUNTER – Second. UNANIMOUS VOTE

OTHER BUSINESS

Trey asked for a meeting update with Kerry Healy that took place this morning. Dore' reported that it turned out to be a good meeting.

Walter announced the upcoming CPA next meeting scheduled for Feb 3 at library.

Trey has been in contact with senior citizens that are eligible for exemption on the CPA portion of taxes. The seniors are proud and don't like to go through the exemption process. They feel that it will be read and people asking for this relief will be known to everyone. Trey assured that he would pass their comments on. Staff noted that they are very sensitive to the elders and those requiring other abatements that they may qualify for. Only the Board of Assessors and one staff person in the Assessing Dept. would be reviewing these applications.

Trey noted that the approval to lower the speed limit on 2A was approved and the speed limit is down from 45 to 40 MPH.

CONSENT

AGENDA

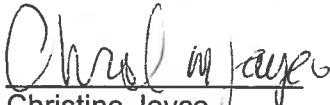
F. DORE' HUNTER – Moved to approve which #11 held. PETER ASHTON – Second.
UNANIMOUS VOTE.

Hold 11 Dore' – Draft decision does not contain the language for cut through on no name road included. He asked that it be held until such condition was included.

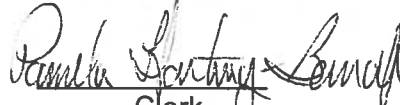
TOWN MANAGER'S REPORT

EXECUTIVE SESSION

PAM HARTING-BARRAT – Moved to go into executive session for the purpose of discussing Collective Bargaining and Potential Litigation. Roll call taken – All AYES.



Christine Joyce
Recording Clerk



Clerk

2/24/03
Date

January 24, 2003

TO: Board of Selectmen, Sewer Commissioners

FROM: Trey Shupert, Chairman

SUBJECT: Selectmen and Sewer Commissioners Report

JANUARY 27, 2003
MEETING BEGINS AT 7:00 P.M.

I. CITIZEN'S CONCERNS

II SEWER COMMISSIONER'S BUSINESS

III. PUBLIC HEARINGS & APPOINTMENTS

1. **7:10 CHARLES H. SMITH – INTERVIEW FOR CEMETERY COMMISSION** – Enclosed please find Mr. Smith's application and the VCC's recommendation for appointment of Mr. Smith to fill the unexpired term of Donald MacLennan, for Board consideration.
2. **7:15 CLASS I APPLICATION, ENTERPRISE RENT-A-CAR** – Enclosed please find an application for a Class I license, along with staff comments for Board consideration. The Board is directed to the Building Commissioner's comments in particular.
3. **7:30 BOND SALE** – Enclosed please find materials in the subject regard for Board consideration.

IV. SELECTMEN'S BUSINESS

4. **SITE PLAN SPECIAL PERMIT #07/26/00-372, TASHMOO COVE (BROOKSIDE)** – Enclosed please find correspondence from the Building Commissioner, seeking direction from the Board.
5. **FY04 BUDGET DISCUSSION** – Enclosed please find materials in the subject regard for Board consideration.
6. **OTHER BUSINESS**

V CONSENT AGENDA

7. **EVELYN OLSCEWSKI, BOARD OF REGISTRARS OF VOTERS** - Enclosed please find a request from the Town Clerk for the reappointment of Evelyn Olscewski to the Board of Registrars of Voters, for Board consideration.

8. **ACTON MEMORIAL LIBRARY TRUSTEE ELECTION** - Enclosed please find a request from the Town Clerk for direction from the Board of Selectmen regarding the election of a Memorial Library Trustee at the 2003 Annual Election, for Board consideration.
9. **STATE-OWNED LAND** – Enclosed please find correspondence from the State's Division of Capital Asset Management (DCAM) regarding the "Skatepark Land" on Route 2, seeking agreement from the Board to reduce the notification period for disposal of this land.
10. **BOSTON EDISON PETITION, POLE RELOCATION, ESTERBROOK ROAD** – Enclosed please find a request from Boston Edison d/b/a Nstar Electric for approval of a pole relocation on Esterbrook Road for Board consideration.
11. **DECISION, SITE PLAN SPECIAL PERMIT #11/04/02-385, STARBUCKS COFFEE RESTAURANT** - Enclosed please find a Draft Decision in the subject regard for Board consideration.
12. **ACCEPT GIFT, COUNCIL ON AGING** – Enclosed please find a request from the Council on Aging for Board acceptance of a gift of a computer and printer from the Friends of the Acton Council on Aging and the West Acton Merchants, Business and Professional Association.

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.

- Feb 10 – Palmer Kennels Site Plan, Concord Connection Site plan Special Permit 136 Main Street
- Feb 24
- March 3 – Street Acceptance
- March 10 – Mock Town Meeting

GOALS 2002-2003

1. Labor Negotiations & Improve Labor Relations environment (Peter/Trey)
2. Improve Communications with Town Boards (Peter/Trey)
 - Implement Chairman Round Table - (Trey) *(for Dec/Jan)*
 - Revisit 2020 Planning Process for direction to make this process more beneficial towards
 - Implementation of long-term vision (Trey).
3. Towne Building Reuse (Walter/Dore/Peter)
4. ALG process be used for purpose of Budget Planning for FY04 (Walter/Trey)
5. Residential and Commercial Growth (Walter/Pam) *(PCRC EDC – Continuing to meet)*
6. Open Space and Recreation Plan (Peter/Walter) Completed
7. Health Insurance Trust Agreement (Peter) *(Peter still working on getting comments from Water District.)*

8. Decision on Pentamation Accounting System (Dore'/Peter) (*Proposals are being looked at by staff*)
9. Process Planning for "Life after NESWC" (Pam/Peter) (*John Murray is looking at this*)
10. Joint IT process-organizational change (Walter/Dore') (
11. Implement an on-going Public Relations campaign regarding budgetary situation (Trey/Walter) (*ALG put plan in place A/B*)
12. Provide looking at salary levels in the organization, include liaison with Personnel Board (Trey /Peter) (*Need to look at budget*)
Based upon results of Salary Survey, conduct a through review of current salary levels (Trey/Peter) (*Need to look at budget override for Operating budget*)
13. Broader community interface with Emerson Hosp.- Board of Health to take elder issues on (Pam)
14. Recreational field lack of space, prison land etc. (Walter)
15. Middlesex Pension alternatives (Walter)

GOALS carried forward

16. Public Safety Facility (Dore'/Trey)
17. Determine future of Vaillancourt House - 17 Woodbury Lane. (Pam) (*No dialogue thus far as budgets have had the bottom fallout, Historical Commission issue and seek suggestions*)

Goals 2003-Selectmen folder

Copy for clerk.
Christine

I, the Clerk of the Board of Selectmen of the Town of Acton, Massachusetts, certify that at a meeting of the board held January 27, 2003, of which meeting all members of the board were duly notified and at which a quorum was present, the following vote was unanimously passed, all of which appears upon the official record of the board in my custody:

Voted: that the sale of the \$22,050,000 Municipal Purpose Loan of 2003 Bonds of the Town dated February 1, 2003, to Salomon Smith Barney, Inc. at the price of par and accrued interest is hereby confirmed. The bonds shall be payable on February 1 of the years and in the principal amounts and bear interest at the respective rates, as follows, subject to earlier redemption at the option of the Town as provided in the Preliminary Official Statement dated January 9, 2003:

READ

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2004	\$ 855,000	3.00%	2014	\$1,060,000	4.00%
2005	885,000	3.00	2015	1,105,000	4.00
2006	915,000	3.00	2016	1,150,000	4.125
2007	945,000	2.75	2017	1,195,000	4.25
2008	980,000	3.00	2018	1,240,000	4.30
2009	875,000	3.00	2019	1,290,000	5.00
2010	905,000	3.20	2020	1,345,000	4.50
2011	945,000	4.50	2021	1,395,000	4.50
2012	980,000	3.75	2022	1,455,000	4.60
2013	1,020,000	4.00	2023	1,510,000	4.625

I further certify that the vote was taken at a meeting open to the public, that no vote was taken by secret ballot, that notice stating the place, date and time of the meeting was filed with the Town Clerk and a copy thereof posted in the office of the Town Clerk or on the principal official bulletin board of the town at least 48 hours, including Saturdays but not Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the bonds were taken in executive session, and that the official record of the meeting was made available to the public promptly and remains available to the public, all in accordance with G.L. c.39, s.23B as amended.

Dated: January 27, 2003

Clerk of the Board of Selectmen