

# Selectmen's Minutes

March 1, 2004

7:00 P.M.

Present, Walter Foster, Peter Ashton, F. Dore' Hunter Trey Shupert, Robert Johnson  
Town Manager and Assistant Town Manager. Meeting was televised.

## CITIZEN'S CONCERNS

Margaret Miley – Status of the Resumption of Train whistles status – Walter asked that we prepare a response and get neighborhood info to meet the deadline for comments. Marty Meehan should be contacted.

Ann Forbes asked the Board for help obtaining the deadline date.

## SEWER COMMISSIONER'S REPORT

NONE

## PUBLIC HEARINGS & APPOINTMENTS

**CITIZENS' PETITION WARRANT ARTICLE DISCUSSION, ARTICLE BF, VEHICLE WHOLESALE AND STORAGE** – The owners of the property were present to describe the purpose of their change. There will be no retail taking place there, would sell over phone and they would then have their driver deliver it to the various car dealers. They wanted to keep the tenant in their building. The taxes are fluid but every thing begins and ends at their administrative branch. Excise can be \$200 to \$600 depending on the vehicle. Dore' asked about the bill being less as they were entitled to the abatement. Dore` was concerned about getting into a similar situation as the Auction on Hosmer Street. He would want a side agreement to be sure this is the only operation on this location. Peter asked about the traffic flow. Peter asked about the monthly activity on the lot. Peter agreed about the side letter that Dore' requested.

Tom Kelleher –Rail trail is supportive of this article that Selectmen options are directly tied to resolving the right of way issue. He urged them to formally or informally resolve the AART issue.

Trey suggested they call the Manager or Assessors to explain how you determine Excise tax.

**CITIZENS' PETITION WARRANT ARTICLE DISCUSSION, ARTICLE BD REZONE 80 AND 84 PIPER ROAD ARTICLE-** Frank Mellon, the owner, outlined the reason for the request to rezone to R2. He said it was residential for years and doesn't want to expand housing on it now as he feels now, never. The property has been in his wife's family for 300 years. Walter disclosed he had done business with Mr. Melon, and would not impact his participation in this. Peter asked how many lots under R2 how many homes could be built. He said 3 to 4. What size building could be built if it remains OP2. He wanted to have EDC's reason for wanting to rezone. Dore' said he felt it was a reasonable request. Carlos Mellon mentioned the comments he received from a

member of the Planning Board during a current attendance at the meeting for his father who was out of town.

Ann Forbes reminded them we needed to have a balance and have presentation Planning.

Ann Chang said EDC voted not to support the article.

**CITIZENS' PETITION WARRANT RESOLUTION DISCUSSION** - Susan Kennedy wanted to comment on her Resolution. She noted that it got enacted in the hurry. Dore' was concerned about the time it would take in its current form at Town Meeting. Peter agreed that we have people out there trying to take our rights from us. He said he would support. Trey also spoke about his support of the article and felt it be as brief and concise as possible.

Bob said LWV had a forum and after attending this meeting he would support. Walter supports but did say in the spirit cooperation it kept to a minimum.

Peter made a suggestion regarding a document to be prepared by them for transmittal. He also said the letter should be sent by the BOS.

## **SELECTMEN'S BUSINESS**

### **FINANCIAL MATTERS**

Don discussed the proposed add backs. The Police Chief has given his response. Trey spoke about the items in the Town Managers memo. He was concerned that a records clerk is as important as cruisers.

Dore' commented on the memo and the items the records Clerk performs He asked if the Manager and he could put their heads together regarding the complexities of running the Police Department.

Peter was surprised about no additional cruiser funding. He had a concern that our operation needs a large number of Capital items.

Don reported that they are going to meet with DOR tomorrow.

TREY SHUPERT -Move to retain the Records Clerk position and Substitute Pay. As outlined in the Chief's memo. DORE' HUNTER - Second. Motion passes 4-1. Peter Ashton no

Peter was concerned that the on the hill process be protected and that we don't want to backslide into staff dictating their budget needs.

TREY SHUPERT - Move to accept the Municipal Budget dated 2/23/04, revised budget sheet. DORE' HUNTER – second. UNANIMOUS VOTE

### **WARRANT ARTICLE DISCUSSION**

The Board voted the following articles

PETER ASHTON Moved to recommend articles AA and AB.  
Moved the Consent Articles as Recommended AC-AM and AU, BA, BC  
Holding BB and BD, BT, BW, CA, CR, CD, AR and AS,  
AP fold into budget  
AQ – Moved to Consent  
Remove BB, BA, BH, BI, BT, BY, BZ, CC,  
BE recommended pa/dh- Bob assigned  
ITEMS RECOMENDED - BJ, BK, BI, BM, BN, BO, BP, BQ, BR, BS (BN Conditional BN  
(Rec based on amendment.) PA/DH Trey No Motion lost 4-1 Recommended  
BG – PA/DH Moved to combine  
BU DH/TS Rec, BV DH/TS – Rec.,  
BX DH/PA – Move to consent and Recommend  
CF – CQ Recommended  
CS BH/BJ - Recommended

**OTHER BUSINESS**

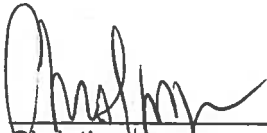
None

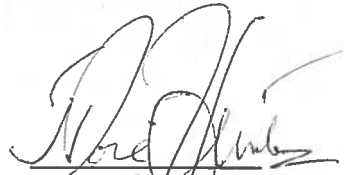
**CONSENT  
AGENDA**

NO ITEMS

**TOWN MANAGER'S REPORT**

**EXECUTIVE SESSION**

  
\_\_\_\_\_  
Christine Joyde  
Recording Clerk

  
\_\_\_\_\_  
Clerk  
\_\_\_\_\_  
Date

February 27, 2004

**TO:** Board of Selectmen, Sewer Commissioners

**FROM:** Walter Foster, Chairman

**SUBJECT:** Selectmen and Sewer Commissioners Report

**March 1, 2004**  
**MEETING BEGINS AT 7:00 P.M.**  
**SPECIAL MEETING**

**I. CITIZENS' CONCERNS**

**II. PUBLIC HEARINGS & APPOINTMENTS**

**1. 7:10 CITIZENS' PETITION WARRANT ARTICLE DISCUSSION**

Article BF of the Draft Warrant – Vehicle Wholesale and Storage as an Accessory Use. Mr. Anderson, the land owner of 20 Main Street, will attend to discuss the petition.

**2. 7:30 CITIZENS' PETITION WARRANT ARTICLE DISCUSSION**

Article BD of the Draft Warrant – Rezone 80 and 84 Piper Road. Ms. Melon will attend to discuss the petition.

**3. 7:50 CITIZENS' PETITION WARRANT RESOLUTION DISCUSSION**

"Acton Citizens for the Bill of Rights" will attend to discuss the Citizens' Petition Resolution.

**III. SELECTMEN'S BUSINESS**

**4. FINANCIAL MATTERS**

The Board will continue to discuss the Town Budget and other issues before the Board and the Acton Leadership Group.

**5. WARRANT ARTICLE DISCUSSION**

The Board will need to finalize the content and determine its recommendation on each Article.

**6. OTHER BUSINESS**

**IV. TOWN MANAGER'S REPORT**

**V. 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 8, 22, and if necessary, 29  
April 7 and 8 Pre-TOWN MEETING  
April 26

### **GOALS 2003-2004**

1. Labor Negotiations (Peter/Trey)
2. Improve Communication with Town Boards (Walter/Peter)
3. Revisit 2020 planning process for direction to make this process more beneficial towards implementation of long-term vision (Trey/Peter)
4. Towne Building Reuse (Bob)
5. ALG process be used for purpose of Budget Planning for FY04 Walter/Trey)
6. Implement Chairman Round Table – (Peter)
7. Process Planning for "Life after NESWC" (Peter)
8. Joint IT process-organizational change (Walter/Dore/)
9. Middlesex Pension Alternatives (Walter)

### **GOALS carried forward**

10. Public Safety Facility (Dore/Trey)