



## SELECTMEN'S MINUTES

### June 24, 1997

**Present:** F. Dore' Hunter, Wayne L. Friedrichs, Herman Kabakoff, Nancy Tavernier, William Mullin, Town Manager Don Johnson and Assistant Mgr. Murray. (The meeting was televised)

### CITIZEN'S CONCERNS

Karen Weil of Central Street asked about the status of the Morrison Land Negotiations. Dore' said that the Town Manager met yesterday with the trustees. He reminded the citizen's that they still do not have a P&S negotiated. However, he feels things are moving along. Bill noted that this is a very sensitive negotiation situation and that it will be discussed in Executive Session later in the evening.

### PUBLIC HEARINGS AND APPOINTMENTS

#### JASMINE BRANDEIS - COMMITTEE INTERVIEW

NANCY TAVERNIER- Moved to appoint Jasmine Brandeis to the VCC for a term to expire 6/30/99. - HERMAN KABAKOFF- Second. UNANIMOUS VOTE.

### PLANNING BOARD OVERSIGHT MEETING

**ROUTE 2 CAC:** The crossover in Acton was discussed by Anne Fanton and Jim Lee. The three towns got together and are discussing working toward a grade separation east of Hosmer Street. Vs. A grade crossing. They felt that we should work toward community consensus so that when funding is available we can move forward. Anne said we got involved to address safety issues. She said we were afraid that State would come along and remove the Piper Road Light and wanted a alternative in place before it became closed. She wanted assurance that the town was behind the process.

Wayne said the consensus was two-fold. Acton that we want to do this, and second with the other two towns to take joint position/approach. State said they didn't care where on the list we were, but we need to have consensus of where we want the overpass.

Dore' felt we needed a group to review the criteria, present to the State our position.

John Pavan said that the TAC came to mind. He thinks that a representative from Bos and Planning should be on TAC.

Jim Lee felt it was important that we let Concord and Lincoln know we are ready to support and it is a good chance to get the project # assigned. He urged the Board to get the letter to the State and talk to District 3 to resolve issues and present ideas to get this going.

Dore' asked about the reformation of TAC. Nancy noted that Planning had been asked to reformulate the TAC as an advisory committee. Richard Croswell said that the Planning Board was confused about what the task was. He noted that there are people interested in serving once a focus can be agreed to.. He felt the BOS should appoint the committee it was his sense of the Planning Board members. Consensus was that the Board of Selectmen would be the appointing authority to TAC.

Jim Lee's Status as Representative to CAC: Anne noted that the agreement said a member must be a Planning Board Member. Jim offered to step aside, but offered to continue if that was the wish of the Board. The Board thought he could be appointed as an Associate Member if it became an issue. Anne noted that she felt it was no longer an issue.

PRIVATE WAYS - Dore' asked the Planning Board for their understanding of the issue. John Pavan said that when they are discussing it they advise that they are Private Roads. Some can be brought into compliance. The Planning Board could require that all roads be constructed to be accepted.

Dore' asked about forms of notice. While the deed may contain a restriction from the decision and can be found in a title search and brought to the buyers attention what does the Planning Board do, or suggest be done. Trey Shupert said enforcing the Private Way sign under street name would be a notification and help.

Herman Kabakoff was a advocate that the Planning Board not allow any comprise in the potential acceptances.

Wayne felt we should maintain the process which looks at all cases individually.

Nancy asked if development would have been slowed. The Planning Board felt that the density would be less. It was noted that a memo should go out with application for plowing which list the standards.

Dore' felt we should look at the wording in decisions and perhaps break it out and bold it, and make the language clear so that they know it is a Private way and ramifications.

Rene Robbins said that she feels people know the difference between Private Roads and Public Ways. She felt that the public should not have to pay for a private way as it impacts all taxpayers and only the residents of the street experience the benefit of a quite street used only by residents of that Private Way.

RECODIFICATION/ MASTER PLAN/ IMPACT FEES: The Planning Board feels that the bylaw has become too technical. The Master Plan update will begin in July. The current plan is seven years old and will include a Economic Section. They will be proceeding with it because they have the money and at least felt we should try even if it is not held up in court. It could generate some capital funds for use. They are trying to make it supportable in Massachusetts.

Bill Mullin urged them to re-codify the bylaw. He asked that the Board read the Recreation White Paper and comment on subdivision recreation issues. He also noted the Boxboro proposed subdivision. The Planning Board and staff are following it very closely.

NANCY TAVERNIER - Moved to appoint John Pavan to a term to expire June 30, 2002 as a full member of the Planning Board. WILLIAM MULLIN - Second. UNANIMOUS VOTE.

## SELECTMEN'S BUSINESS

NURSING FEES - William McInnis was in to answer questions that the Board had regarding the proposed fee increases to the Nursing Fees. Nancy Tavernier felt the breakdown was helpful and noted that the podiatry clinics are very well attended. NANCY TAVERNIER - Moved to approve the fees as proposed with the Podiatry fee at \$5.00 vs. \$10.00. WAYNE FREIDRICH - Second.

Nancy felt the proposed rates are adequate she felt that the Blood Pressure service should remain a free service. She proposed that the Podiatry service be phased in this year at \$5.00 and up to \$10.00 next year.

Wayne wanted to see it at \$30.00. Bill felt that a third of the cost borne by the Client was a reasonable amount.

Herman noted the podiatry Clinic is used primarily by the elder citizens and wanted to continue this service to that part of the citizenry. He noted that it was worthwhile to look toward the \$400,000 fund balance for this service to the approximately 221 people who attend. Nancy withdrew her motion. Wayne felt it was a good value at \$10.00 for the service. He asked what other communities charged for this clinic. Maynard charges \$18.00 and Concord bills the client for \$35.00. NANCY TAVERNIER - Moved to approve the fee increases as noted in the request from the Board of Health with Podiatry at \$10.00. WAYNE FRIEDRICHs - Second. 4-1 Herman Kabakoff voting No.

**ANNUAL TOWN MANAGER REVIEW-** Nancy Tavernier reviewed Don's evaluation with the Board noting his goals. He was asked to continue to develop while maintaining board directives to minimize cost to the taxpayers. Herman noted the need for continuing education.

NANCY TAVERNIER - Move to accept FY97 Review and extend Don's contract for another year. WILLIAM MULLIN - Second. UNANIMOUS VOTE. Compensation will be discussed at the July meeting.

ALG - Wayne recapped the minutes of the last ALG Meeting.

BOY SCOUT - Nancy offered to represent the Board.

## CONSENT AGENDA

WILLIAM MULLIN - Moved to Approve with additional extra items. HERMAN KABAKOFF - Second. UNANIMOUS VOTE. 97 Piper Road Site Plan Special Permit Modification: WILLIAM MULLIN - Moved to approve and to ask the Town Manager to address future access Road with the developer. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

## TOWN MANAGER'S REPORT

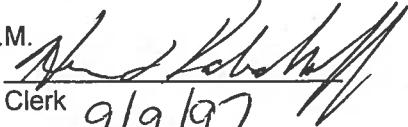
Need for Executive Session.

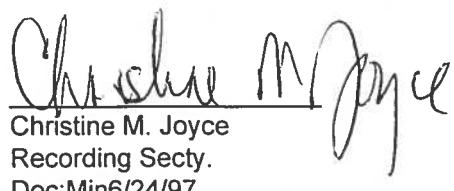
## EXECUTIVE SESSION

HERMAN KABAKOFF- Moved to go into Executive Session for the purpose of discussing Potential litigation and Real Estate and Negotiations of Labor Contracts. DORE' HUNTER -Second. UNANIMOUS VOTE.

Roll Call taken by Mr. Kabakoff - All Ayes.

The Board adjourned at 10:45 P.M.

  
Clerk 9/9/97  
Date

  
Christine M. Joyce  
Recording Secty.  
Doc:Min6/24/97

June 18, 1997

**TO** Board of Selectmen  
**FROM:** F. Dore' Hunter, Chairman  
**SUBJECT:** Selectmen's Report

---

**AGENDA**  
Room 204  
June 24, 1997  
7:30 P.M.

**I. CITIZEN'S CONCERNS**

**II. PUBLIC HEARINGS & APPOINTMENTS**

1. 7:35 **JASMINE BRANDEIS - COMMITTEE INTERVIEW** - Enclosed please find Ms. Brandeis' Citizen's Resource Sheet and VCC's recommendation for appointment to the VCC for a term to expire 6/30/99 for Board action.
2. 7:45 **PLANNING BOARD OVERSIGHT** - Enclosed please find a letter from staff regarding the acceptance of streets and private ways.

**III. SELECTMEN'S BUSINESS**

3. **ACTON PUBLIC HEALTH NURSING FEES** - Enclosed please find additional information the Board had requested regarding this recommendation for fee adjustment.
4. **ANNUAL TOWN MANAGER REVIEW** - Enclosed please find Town Manager's review conducted by Former Chairman Nancy Tavernier.

**IV. CONSENT AGENDA**

5. **SITE PLAN SPECIAL PERMIT AMENDMENT - 97 PIPER ROAD - #01/27/89 - 306** - Enclosed please find an amendment to allow the increase in the amount of Open Space/Landscaping and decrease the impervious cover.
6. **SPECIAL EAGLE SCOUT RECOGNITION, JOEL E. ROBINSON** - Enclosed please find a request for a special recognition for a former Acton resident.
7. **BOY SCOUT COURT OF HONOR - STUART MURRAY** - Enclosed please find an invitation from Troop # 32 to Stuart Murray's Court of Honor scheduled for July 19, 1997 for Board assignment.
8. **APPROVAL OF REVISED PRIVATE WAY PLOWING CONDITIONS** - Enclosed please find revised conditions as directed by the Board.

**V. TOWN MANAGER'S REPORT**

## **VI. EXECUTIVE SESSION**

### **MEETINGS**

### **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.

July 15 - Papa Gino's - Change of Manager, Stock Transfer  
Cablevision  
School Street Tree Removal Hearing (Tentative)

Pcc/JUN2497