

SELECTMEN'S MINUTES
November 3, 1998

Present: Wayne L. Friedrichs, Herman Kabakoff, F. Dore' Hunter, Peter Ashton, Nancy Tavernier and the Town Manager (The meeting was televised)



CITIZEN'S CONCERNS

None noted

PUBLIC HEARINGS AND APPOINTMENTS

COLES BROOK – NANCY TAVERNIER - Moved to continue to December 8 at 8:30 P.M.
HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

SELECTMEN'S BUSINESS

ACTON'S CULTURAL RESOURCE LIST - Peter noted he is concerned about the timing of putting the Towne Building on the list. He hopes it is not politically driven. He also asked that the Historical Commission be invited to appear before the Board of Selectmen to discuss this action. Dore' reminded the Board that this designation would not put a snag in the project. Peter understood that, but wanted to know what led up to it. Nancy shares his concerns and reviewed town reports and found that in 1987 a list of historic buildings was prepared and prior to that it was a State mandate that anything built before 1940 be on the list. She noted that that building did not appear on any list. Nancy reminded the Board that we are exempt from the demolition approval. She wanted an over sight meeting in early January.

Herman asked who has title of the Building. The Town owns but the School Department uses it. Wayne noted he was concerned that the Building might be destroyed. Dore' said that if the building was to be used it would add to the already traffic snarls. He also said that the building would not pass seismic code because it is a masonry building on a wood frame.

Herman noted that it was on the list and felt that the Mass Historic Commission would review and the Town as owners could elect to ignore their recommendations. Nancy asked that the Town Manager be kept out of the crossfire as it is related to the school process and should not have town staff involved.

BOARD OF HEALTH ASSOCIATE MEMBER APPOINTMENT- NANCY TAVERNIER - Moved to nominate Robert Oliveri to the Board of Health as an Associate member to a one year term to expire June 30, 1999. **DORE' HUNTER** - Second. UNANIMOUS VOTE.

DECEMBER 1, SPECIAL TOWN MEETING- Wayne reviewed the Articles for the Special Town Meeting. Dore' noted it is the form of the article as approved by the Building Committee. It is basically the same as last vote that failed at the Ballot Box. The proposal is now 6 1/2 sections with 53 classrooms. The advantage we are getting all the classrooms at the same time and for same money.

DORE' HUNTER - Moved to place Article 1 on the Warrant. **NANCY TAVERNIER** - Second. Unanimous

**Ballot Question #2 DORE'HUNTER - Moved to approve – HERMAN KABAKOFF
Second. UNANIMOUS VOTE.**

Greg Savage asked that the field of dreams reference did not mean we wanted to be known as kid unfriendly.

Jessie Liberty speaking as a resident said he moved to this Town for the schools. He felt that when people moved in with young families it improves the town. He was concerned that the children might not be well served and felt we had an obligation to the children.

Dore' noted that there were other people in town that needed attention such as the elderly and other families, he also felt that we need to move forward with the Jr. High and Elementary. He felt if we need to cut corners we should cut it in the elementary not the 7 and 8th grades.

Lees Stuntz echoed that children are important and that small classes for little children were very important. We are in the midst of the up cycle and the plans contain provisions for the down cycle.

Peter Ashton noted that the Jr. High project is the same as last year and the numbers are all out there. The children are in the system and we need to service them.

Wayne said he is not against, but he would like to see the numbers again. He would feel more comfortable if they had the entire package to present to the voters.

Walter Foster - He wanted to point out that Bob Gaudet's study put Acton on the list in two areas. The findings show that the dollars being used throughout the system show the students are getting more bang for the buck.

Charlie Kadlec wanted the Board to realize that by voting to recommend the articles the Board was voting to raise taxes the highest level ever. He wanted the Board to understand that by voting for this they are voting for the corresponding tax increase.

ARTICLE 3 - DORE' HUNTER -Move to put article 3 on the warrant. HERMAN KABAKOFF - Second. UNANIMOUS VOTE

DORE' HUNTER - Moved to Recommend on the understanding that the technicalities can be addressed in the motion- NANCY TAVERNIER - Second. UNANIMOUS VOTE.

BANNER REQUESTS- The Board feels that no one should have all three locations even the Town for displaying of tax banners. Dore' and Nancy felt that the tax banners should take back seat. The Board will address the two requests at their next meeting after the Town Manager obtains additional information.

CABLE TELEVISION

NANCY TAVERNIER - Moved to sign the Short Term Bridge Renewal License as presented- DORE' HUNTER - Second. UNANIMOUS VOTE.

NANCY TAVERNIER - Moved to sign the letter to Cablevision to begin renegotiations-

DORE' HUNTER - Second. UNANIMOUS VOTE.

ACTION ITEMS FOR FUTURE AGENDAS - The Board looked at the items outlined and felt that we could discuss them at the meetings as outlined in the memo. The Board wanted a meeting with Historical Commission to be added to the list.

OTHER- Trust Agreement Water Abatement DORE' HUNTER - Moved on advise of Town Counsel that the Board of Selectmen vote the numbered 1-6 items as printed and presented and to authorize the Clerk of the Board sign the agreement as written and presented. PETER ASHTON - Second. UNAIMOUS VOTE.

MASS HIGHWAY ROUTE 2 ISSUES - DORE' HUNTER - Moved to authorize the Chair to sign and send the letter with corrections. HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

CONSENT AGENDA

HERMAN KABAKOFF - Moved to approve. DORE' HUNTER - Second - Nancy Tavernier -UNANIMOUS VOTE.

EXECUTIVE SESSION

NANCY TAVERNIER - Moved to go into executive session for purpose of potential Litigation. Roll call taken all AYES

Adjourned into Executive Session at 9:30

TOWN MANAGER'S REPORT

AUDUBON HILL TRUSTEES – Don outlined the letter received from the Trustees attorney, Perkins and Brown. The letter indicates and requests that the Town take possession of the Senior Center. The Board informed the Manager not to respond to the Letter and that it would be addressed and discussed on Town Meeting Floor if the Trustees filed the appropriate warrant article.

The Board adjourned at 11:30 P.M.

Nancy F. Tavernier
Clerk
12/8/98

Christine Joyce

Date

October 30, 1998

TO: Board of Selectmen
FROM: Wayne Friedrichs, Chairman
SUBJECT: Selectmen's Report

AGENDA

Room 204

November 3, 1998

8:00 P.M.

NOTE START TIME IS 8:00

I. CITIZEN'S CONCERNS

II. PUBLIC HEARINGS & APPOINTMENTS

1. 8:15 COLES BROOK SITE PLAN CONTINUANCE FROM SEPTEMBER 15, 1998
[Petitioner has asked for a continuance to 12/8/98 at 8:30]
2. 8:45 EXECUTIVE SESSION WITH ACHESON H. CALLAGHAN, JR., TOWN
COUNSEL

III. SELECTMEN'S BUSINESS

3. ACTON'S CULTURAL RESOURCE LIST – Enclosed please find correspondence from the Historic District Commission regarding designation of the McCarthy Towne School on Acton's Cultural Resource List.

4. BOARD OF HEALTH ASSOCIATE MEMBER APPOINTMENT – Enclosed please find the Vcc's Recommendations of September 29, 1998 and Resource Sheets for Board review.

5. DECEMBER 1 SPECIAL TOWN MEETING – Enclosed please find the STM Warrant of December 1 and the questions for the Election Ballot for December 8, 1998 for Board action.

6. BANNER REQUEST – Enclosed please find a request, and staff comment, regarding the request from the West Acton Library Auxiliary for permission to place a banner in West Acton advertising their Spring Fair Celebration for Board review.

7. BANNER REQUEST – Enclosed please find a request, and staff comment, regarding the request from the Acton Boxboro Regional Senior High Musical Director for permission to place a banner at the Acton center banner location advertising their upcoming production of Bye Bye Birdie for Board review.

8. CABLE TELEVISION – Enclosed please find a request for Board approval of a Short Term Bridge Renewal License and letter for signature to initiate the Cable Television License renewal process for Board review.

9. **ACTION ITEMS FOR FUTURE AGENDAS** – Enclosed please find a memo from Selectman Tavernier requesting time on future agendas to discuss items from Goals and Objectives list as outlined on the enclosed memo for board action.

10. OTHER

IV. CONSENT AGENDA

11. **APPROVE MINUTES** – Enclosed please find copies of minutes from the September 15 and 28th meetings for Board approval.

12. **ACCEPT GIFTS** – Enclosed please find a request from the WA Library to accept gifts of Books in the amount of \$163.80 as outlined on the attached requests for Board acceptance.

13. **BETSY BALL FUND** – Enclosed please find a request for funds from the subject fund for Board approval.

14. **SIDEWALK CONTRIBUTION** – Enclosed please find a request for acceptance of \$13,275 in conjunction with a Planning Board decision requirement on Jesse Drive for the construction of sidewalks in West Acton for Board acceptance.

15. **LOCAL CULTURAL COUNCIL MEMBER DISCLSOURE FORM** – Enclosed please find the required form to disclose interest in the ABCC's upcoming award of funds submitted by

16. **ACHC** – Enclosed please find a request for Board approval of the acquisition of a home in conjunction with the Bellows Farms Outreach Local Initiative Program for Board action.

V. TOWN MANAGER'S REPORT

VI. EXECUTIVE SESSION

There will be an Executive Session with Town Counsel at 8:45

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.

**Nov. 17 - Nursing Fee Discussion
1999 License Renewals
Classification Hearing**

December 8 (start time 8:30)

December 15

December 1 [Special Town Meeting]