

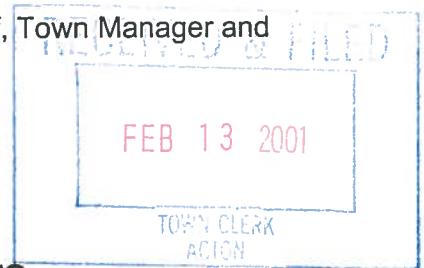
# SELECTMEN'S MINUTES

## DECEMBER 19, 2000

Present: F. Dore' Hunter, Peter Ashton, Trey Shupert, Herman Kabakoff, Town Manager and Assistant were present. The meeting was televised.

### CITIZEN'S CONCERNS

Herman Kabakoff – Announced he would not run for a third term.



### PUBLIC HEARINGS & APPOINTMENTS

Café Ziba – 340 Great Road - HERMAN KABAKOFF- Moved to approve and that coffee odor to be mitigated if it arises as noted in the Bldg. Commissioner's comments. TREY SHUPERT-. Second. UNANIMOUS VOTE

### SELECTMEN'S BUSINESS

**JANUARY 8, SPECIAL TOWN MEETING** The Board discussed the articles for the Special Town Meeting and voted as follows:

**Article 1** – PETER ASHTON – Moved to Recommend. TREY SHUPERT – Second. UNANIMOUS VOTE

**Article 2** – TREY SHUPERT – Moved to Recommend. PETER ASHTON – Second. UNANIMOUS VOTE.

**Article 3** – HERMAN KABAKOFF – Moved to Recommend. PETER ASHTON – Second. UNANIMOUS VOTE.

**Article 4** - TREY SHUPERT – Moved to Recommend. PETER ASHTON – Second. UNANIMOUS VOTE.

**Article 5** – DORE' HUNTER – Moved to Recommend. HERMAN KABAKOFF – Second. UNANIMOUS VOTE.

**2001 LICENSE RENEWAL** –PETER ASHTON – Moved to approve with the exception of Superior and 421 Mass Ave. TREY SHUPERT – UNANIMOUS

Dan Wagner, Superior Trading Corp. spoke about the history of his license. The Building Commissioner discussed the 1993 amendment with the Board and that he understood that the Board did not want storage at 50 Great Road. He has taken action under zoning enforcement and Mr. Wagner's request for variance filed with the BOA will be heard in February. He has expanded to 52 and 54 Great Road. Dore' said he wanted to give him an extension so that he could resolve the issues he is taking to the ZBA in February.

PETER ASHTON - Moved a temporary license be issued for three months to Superior Trading Co. - TREY SHUPERT. UNANIMOUS VOTE

**BROOK SIDE SHOPS** - Dore' outlined the process they would be following. Dore' again reminded us that they have not gotten approval for the traffic light, but he still has hope that they will come to realize the need. Dore' noted that they might have an issue still pending with regard to Post Road Carpet.

Peter noted that he sees this project as a threat and inconsistent with Master plan. The traffic impacts will be of a large magnitude. He wanted to limit the developer to 60,000 sq.ft. He is ok with the special permit reduced parking and the restaurant permit does need to work hand in hand with the overall size of the project. He did not see any language with posting a bond for the traffic light. Garry brought their attention to item 14.

Herman wanted to talk about parking and the back parcel. Trey did not feel we would be getting through this document at this meeting. He felt we needed to take this one item at a time. Clearly the developer is maximizing his project.

Dore' was concerned that the dual driveway for the project and Post Road parcel has not been combined.

Herman said that it is clear that we tie the 80/60 to the restaurant not the site plan. He felt that we all agree to have the back parcel graded and access from the service road. The gift of the back parcel be noted in the decision. Herman asked if we could stipulate a traffic control person at peak time. They cannot according to State law. Peter said he would like to see the applicant pay for traffic details if possible. Don said we currently did not have enough police personnel to fill such a detail. Trey would like to see the \$50,000 come to the town and maybe issue it to study EDC.

Peter asked again to condition the entire permit to 60,000. He was not ready to move on this tonight. Herman was concerned that that would be advantage to the developer.

**2A/27 BALL FIELD DEDICATION** –Veterans Memorial Field. They discussed the naming. They wanted to be reminded of the Policy on naming at a next meeting – it was suggested that we put a notice in the paper to solicit a name and let Mike know we are willing to cut the ribbon when it opens officially.

**REPORT ON THE DECEMBER 14<sup>th</sup> CAC MEETING** Dore' updated the Board on the status of the presentations made to us. We suggest the State vary some of the alternatives and they have several alternatives. The Town Manager was asked to forward to the TAC to get back to us with their comments and recommendations. He was seen a rough cut on Acton's intersections looking for impact on Acton using 1998 figures.

**OTHER BUSINESS** Peter had a meeting with TAC and they had raised issues and wanted to be more involved with transportation and traffic issues. He suggested that a member be appointed to the committee

### **CONSENT AGENDA**

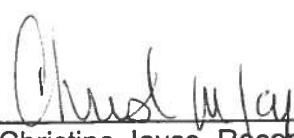
HERMAN KABAKOFF – Moved to approve. PETER ASHTON – Second. UNANIMOUS VOTE.

### **TOWN MANAGER'S REPORT**

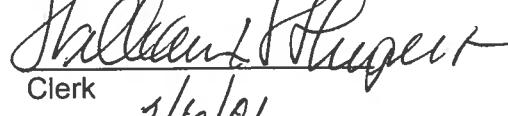
The Town Manager presented his budget and budget books to the Board.

### **EXECUTIVE SESSION**

None



Christine Joyce, Recording Secty.

  
Clerk  
Date 2/6/01

December 15, 2000

**TO:** Board of Selectmen

**FROM:** F. Dore' Hunter, Chairman

**SUBJECT:** Selectmen's Report

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**AGENDA**  
**DECEMBER 19, 2000**  
**7:30 in Room 204**

**I. CITIZEN'S CONCERNS**

**II. PUBLIC HEARINGS & APPOINTMENTS**

1. 7:40 **CAFÉ ZIBA- 340 Great Road** - Enclosed please find application and Staff comment and recommendation regarding this Common Victuller's License.

**III. SELECTMEN'S BUSINESS**

2. **JANUARY 8 SPECIAL TOWN MEETING** – Enclosed please find the latest draft of the subject warrant. The Board will need to vote recommendations.

3. **2001 LICENSE RENEWAL** – Enclosed please find the Motions for 2001 License Renewals.

4. **BROOK SIDE SHOPS** – Enclosed please find a draft decision in the subject regard for the Board discussion.

5. **2A/27 BALL FIELD DEDICATION** – Enclosed please find materials in the subject regard.

6. **REPORT ON THE DECEMBER 14<sup>th</sup> CAC MEETING** – The Chair will discuss the CAC meeting.

7. **OTHER BUSINESS**

**IV CONSENT AGENDA**

8. **DISCLOSURE STATEMENT – FULL SERVICE RETIREMENT COMMUNITY** – Enclosed please find materials in the subject regard.

9. **ACCEPT GIFT** – Enclosed please find a request from the Recreation Director to accept items donated for use at the 2001 Winterfest.

10. **ACCEPT GIFT** – Enclosed please find a request from the Citizen's Library to accept \$500 from the Friends of the Acton Libraries.

**11. DISPOSAL OF SURPLUS EQUIPMENT** – Enclosed please find a request from the Director of Municipal Properties and the Police Department for declaration of surplus for sealed bid.

**12. MMA VOTING AUTHORIZATION** – Enclosed please find the annual authorization to designate a voting representative to the MMA Annual Meeting.

**13. ACCEPT MINUTES** – Enclosed please find the Minutes of the November 21<sup>st</sup> meeting for Board action.

**14. ONE DAY LIQUOR LICENSE** – Enclosed please find a request from LeLyonnais Restaurant to be open New Years Eve until 1:00 A.M..

## **V. TOWN MANAGER'S REPORT**

### **15. PRESENTATION OF THE MANAGER'S FY02 BUDGET**

#### **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.

**Jan 8 Special Town Meeting**  
**Jan 9 if STM continues**  
**Jan 23- HDC Bylaw Review Proposed Amendments**

#### **GOALS 2000-2001**

1. To obtain facilities plan and bring to Fall Town Meeting. (Dore')
2. Determine future of Vallencourt House - 17 Woodbury Lane. (Herman)
3. Revisit the 2020 process and review make-up and consider expand or reduce the membership. (Peter)
4. Provide looking at salary levels in the organization, include liaison with Personnel Board (Trey /Peter)
5. Review Board of Health duties to expand its role so it becomes a more visible department. (Pam)
6. Formulate charge and suggested membership list for a "Long Range Planning Committee" (Ashton):

#### **FY 2000 GOALS carried forward**

7. Develop a comprehensive Beaver Nuisance policy (Pam)
8. Work with the Planning Board to implement the goals, objectives and strategies of the Master Plan update (Peter/Trey)

*revised 9/26/00*