



T. Clark

## **SELECTMEN'S MEETING**

**OCTOBER 22, 1996**

The Board of Selectmen held their regular meeting on Tuesday, October 22, 1996 at 7:30 P.M. Present were Chairman Nancy Tavernier, F. Dore' Hunter, Wayne Friedrichs, Herman Kabakoff, Town Manager Don Johnson, and Assistant Town Manager John Murray. William Mullin was not present. {The meeting was televised by cable}.

### **CITIZENS CONCERNS**

None expressed.

### **PUBLIC HEARINGS AND APPOINTMENTS**

#### **SUNDAY PACKAGE STORE OPENINGS**

DORE' HUNTER - Move to approve the following Sunday openings for liquor purchase beginning the Sunday before Thanksgiving until New Years, Sunday openings are allowed unless the holiday itself falls on a Sunday: WAYNE FRIEDRICHES - Second. UNANIMOUS VOTE.

1. Town Line Convenience, Anthony Buscemi
2. Donelan's Supermarkets, John K. Donelan
3. Liquor Outlet, Inc., d/b/a Acton Wine & Spirit, Co., Stephen Zeitler
4. Acton Beverage Company, Inc., R. Malnati
5. Colonial Spirits, L. Scott Wilson
6. Acton Convenience, Sam Hantzis. F. DORE' HUNTER - Move to approve change of manager to Rebecca Ellsworth. WAYNE FRIEDRICHES - Second. UNANIMOUS VOTE.

#### **PLOWING OF PRIVATE WAYS**

Nancy stated that we received 20 petitions filed and signed by all owners. Restrictions and conditions narrowed the numbers of private roads the Town could plow. Town Meeting voted \$10,000 for private road snow plowing at April, 96 Town Meeting. Staff visited each private way prior to tonight's hearing. Dick Howe, Highway Superintendent wanted private road residents aware that the town does not plow in the same manner as a private truck, and that roads are only plowed when needed for public access. The roads denied plowing were due to any of the following:

1. Still under construction, causing public health and safety concerns.
2. Inadequate snow storage or too small of an area in which the plow could turn around.

3. Conditions by the Conservation Commission regulating the use of salt, which the Highway Director stated is necessary to use when the Town plows due to possible ice build up which could result after plowing and public health and safety concerns.
4. Preexisting condominium contracts which specifically state that the owners never petition the Town for Plowing or that plowing is the responsibility of the residents. Dore' stated that condominium contracts need to be read as carefully as any other contracts before signature.
5. The road is more of a driveway than a public access road with some areas being too difficult to differentiate between a driveway and a road.

The Board reviewed each petition separately and made decisions based on the memo from the Engineering, Highway and Planning Departments dated October 17, 1996. The roads not recommended for private way plowing were, Seneca Court, Wingate Lane, Perkins Lane, Kinsley Road, Caitlin Drive, Davis Road, Acorn Park Drive, Beechnut Street, Chestnut Street, Hazelnut Street, Haley Lane, Crestwood Lane, Half Moon Hill and Abel Jones Place.

**DORE' HUNTER** - Move to recommend plowing the following public ways with any conditions set forth in the memo from Engineering, Highway and Planning Departments dated October 17, 1996:

1. Wyndcliff Drive
2. Audubon Drive
3. Brewster Lane
4. Drummer Road
5. Meetinghouse Lane
6. Heron View Road
7. Nonset Path

**WAYNE FRIEDRICHES** - Second. UNANIMOUS VOTE.

## ***SELECTMEN'S BUSINESS***

### **ALG REPORT**

John Murray reviewed the current draft of the three year ALG financial plan. He specifically noted that local school and AB spending for FY 99 had not been included. He also noted that the 6 million dollar deficit in FY 98 was misleading due to the fact that AB costs had not been broken down between the member communities and regional income had not been reported.

## **ECONOMIC DEVELOPMENT STUDY COMMITTEE**

Wayne discussed a meeting that he attended on October 10, 1996 with Pam Resor regarding Economic Development. Questions were asked regarding how user friendly Acton is pertaining to businesses. Wayne stated that Bill had developed the Business Outreach Program. Wayne would like to form a study committee consisting of volunteers who would report to the Board of Selectmen. Wayne stated that a representative from Concord has offered his help to get started. Nancy questioned what kind of structure and time table did Wayne have in mind and that he should think about funding that might be needed. Herman offered his help. WAYNE FRIEDRICHES - Move to establish Economic Development Study Committee with Wayne acting as Chair for the first meeting. DORE' HUNTER - Second. UNANIMOUS VOTE.

## **BOY SCOUT COURT OF HONOR**

DORE" HUNTER will represent the Board.

## **1997 WARRANT CLOSURE**

DORE' HUNTER - Move to close the 1997 Warrant, December 31, 1996 at 5:00 PM. HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

## ***CONSENT AGENDA***

DORE' HUNTER - Move to accept the Consent Agenda as printed. WAYNE FRIEDRICHES - Second. UNANIMOUS VOTE.

## **TOWN MANAGERS REPORT**

### **FIRE STATION ROOFS**

Don stated that we have budgeted \$75,000 for three fire station roofs. The bids for the project have come in at \$90,000. The bids were also structured to allow for new roofs on Station 2 and 3. These stations need the roofs the most. The bids for these two roofs is \$63,000 and an additional \$8,000 for inspections. Don expressed his displeasure with our consultant LEA for not taking into account the present bid climate where there has been an excess of work. Don is seeking direction from the Board regarding whether the two roofs should be done with the appropriated monies and then wait until next town meeting to get the money to do the third roof. Don stated that he is unsure about replacing only two roofs when the money was budgeted for three. Dore' asked if the roofs pose a health and safety risk. Don stated that he did not think the roofs pose a health and safety risk, however, they are a discomfort and nuisance. Dore' questioned

how much a new consultant would cost, stating he would rather spend additional monies on a consultant who would provide a correct cost. DORE' HUNTER - Move to not go forward with the roofing projects and reject all bid, and have staff prepare warrant article for Spring Town Meeting with supplementary funds. WAYNE FRIEDRICHs - Second. UNANIMOUS VOTE.

The Board adjourned at 10:25 P.M.

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Clerk

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Date

Sheryl Ball

Sheryl Ball  
Recording Secretary  
Min10\_22 Doc

October 18, 1996

**TO** Board of Selectmen

**FROM:** Nancy E. Tavernier, Chairman

**SUBJECT:** Selectmen's Report

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**AGENDA**  
Room 204  
October 22, 1996

**I. CITIZEN'S CONCERNS**

**II. PUBLIC HEARINGS & APPOINTMENTS**

1. **7:40 SUNDAY PACKAGE STORE OPENINGS** - Enclosed please find the required requests for the allowed Sunday Openings between Thanksgiving and New Years for Board action.
2. **8:00 PLOWING OF PRIVATE WAYS PUBLIC HEARING** - Enclosed please find materials for Board review and action.

**III. SELECTMEN'S BUSINESS**

3. **ALG REPORT** - Enclosed please find the ALG Plan as presented 10/16/96 and final calendar.
4. **ECONOMIC DEVELOPMENT STUDY COMMITTEE** - Selectman Friedrichs will speak to a proposal to establish an Economic Development Committee or Commission.
5. **BOY SCOUT EAGLE COURT OF HONOR** - Enclosed please find an invitation to an Eagle Court on November 30th for Board assignment.

**IV. CONSENT AGENDA**

6. **JANIS REDLICH - COMMITTEE APPOINTMENT** - Enclosed please find a recommendation and Citizen Resource Sheet from VCC regarding appointment to the A/B Cultural Council for a term to expire 6/30/98 for Board action.

**V. TOWN MANAGER'S REPORT**

7. **FIRE STATION ROOFS** - The Town Manager will seek direction from the Board concerning the enclosed report/recommendations.

**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.

Nov. 5 (after 8:00)

Pcc/Oct22.DOC