

T. Clark

SELECTMEN'S MEETING
AUGUST 30, 1994

The Board of Selectmen held its regular meeting on Tuesday, August 30, 1994 at 7:30 P.M. Present were Norman Lake, William Mullin, F. Dore' Hunter, Nancy Tavernier, Wayne Friedrichs, Town Manager Johnson, and Assistant Town Manager John Murray.
{Representatives from cable were present}

CITIZENS' CONCERNS

Representative Resor updated the Board on the status of the Train Whistle Legislation. The House has passed it and it is now going to the Senate. Senator Durand will be contacted to coordinate its passage. Chairman Lake thanked Nancy Tavernier for all her hard work in getting it this far. Nancy in turn thanked Pam for her assistance with this legislation. Representative Resor further updated the Board on the Bond Bill and Lottery monies.

PUBLIC HEARINGS AND APPOINTMENTS

PAPA GINO'S MANAGER CHANGE

Mr. William Massick was present from the Acton Papa Gino's for interview by the Board. Chairman Lake reminded him of the violations that occurred at the restaurant and that the Town takes these violations very seriously. He asked about the policy for serving alcoholic beverages. Mr. Massick said that they now have a very stringent policy and it is on file with the Town. Mr. Mullin noted that he has observed the changes in place while visiting the restaurant. DORE' HUNTER - Moved to approve the Change of Manager from Carl F. Caso to William Massick. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

SITE PLAN 10/28/72-26 (Amended)
Shell Oil - Rt. 27&2A

The Board reopened the hearing continued from August 16th. Mr. Hunter has reviewed the revised staff comments and is comfortable with the revisions. He further suggested the well information be forwarded to the Board of Health for their monitoring. The only remaining issue was the canopy lighting. Staff was asked to compare the lighting proposed to what is currently in place in other stations in Acton. It was determined that the canopy lights proposed would be less in number but perhaps the same wattage. Given that the intersection is not residential no problems would be encountered from abutting property.

DORE' HUNTER - Moved to take under advisement. NANCY TAVERNIER - Second. UNANIMOUS VOTE



SOUTH ACTON BRIDGE DISCUSSION/UPDATE

Charles Kostro, Executive Office of Transportation as well as Mike Kervan, the Project Manager were present to update and discuss options with the Board with regard to the South Acton Bridge.

The test borings have been completed and the track relocation approval work has been done and has been forwarded to the MBTA. Bridge fencing type II will be used. The existing granite stairs will be left intact, but will be unusable. The pedestrian underpass will be retained. The period lighting will be included right now. As the project progresses it will be determined who pays for and maintains these street lights. The sidewalk will be concrete as SARC requested. The Bike path that runs right onto the commuter tracks will not be retained. Mr. Kostro agreed that the bridge would be faced with a granite facing material, not the standard type.

The options were discussed regarding the installation of the bridge with the "Old Post Office" remaining and also relocated. They could build around the house, construction could start immediately. If the building remains in its present location A 4-8 week detour would be needed to construct the temporary bridge and the turn onto the temporary bridge will be awkward.

If the Building is relocated. Mr. Kostro cautioned that the Mass Historical in conjunction with other town agencies would have to determine if the house could be moved and retain its integrity. There are monies available from the State for such moves. The State would pay the owner Market Value plus moving expenses. It was suggested that the Town could sell the "Depot Property" to the owner if desired. Don Johnson said that Town Meeting action would be required to transfer the real estate. Construction of the bridge would be moved to late Spring because moving plans etc. would be required. If it were moved, no detour would be required because the temporary bridge would be installed and Rail Road Street will be realigned. The area will look different with the bldg. removed. With the building removed it would provide a safer approach to the temporary bridge and the duration of the project would be shorter.

The most important question is what does the Town want done with the Building. All parties must be in agreement before any plans went to Mass Historical or the project would be dead in the water.

Chairman Lake questioned the ownership of the property. Wesley Mowrey of the Iron Works Farm said that the owner lives in Acton. The building has one tenant who occupies all the space and a new septic tank was installed five years ago.

Mr. Hunter felt the house should stay in its current location.

Mrs. Tavernier noted that there is precedent for moving the building. Buildings in that area have been moved and in fact buildings were moved to install the current bridge in 1906.

Anne Forbes of the Historic District Commission agreed with Nancy about the precedent for moving bldgs. in that area and further noted it was common in that area. However, she cautioned them about the loss of another building in that area. They have lost three already and would want to see a very good reason why it should be removed. It was felt that the owner should be present and wanted to get Mass Historical input.

Sandra Whaley, SARC spoke about the issues of grade as it affects the Jones Tavern. She also suggested changes in front of the Exchange Hall to accommodate turning and safety. Mr. Kervan said that the area will be signalized and the changes she notes in front of the Exchange Hall will and are already being considered.

Herman Kabakoff and Mr. Johnston of the Finance Committee asked where the bridge would be located and the financial impact on citizens. Mr. Lake reminded them that the project was a State funded project and the State would have control of the budget. The State Gas tax was the funding source, no Town funds would be used.

George Pederson of Maple Street asked about the realignment of Maple Street. Maple Street would be realigned and made two way.

Mr. Morey asked why a grade crossing was not being considered. He was also concerned with the grade and water issues as they pertain to the abutting properties. Mr. Kervan said the grade will be adjusted on the southerly side of the bridge.

Anne Forbes was concerned that all the options don't get closed down too soon. Things have changed in past five years. She asked about the use of a Truss Bridge. They are shorter timeframe to replace and Mass Historic says they can be used. She wants to make sure all things are looked at. She suggested the grade crossing be reviewed again.

Sandra Whaley said that the grade crossing was reviewed and found not to be feasible. She encouraged the use of the property on the southern side of the bridge for realignment of Main Street as the property was purchased for this purpose.

Mr. Kostro said that the Truss bridges were not a good option as they are very fracture critical as well as being more design intensive. The estimated cost of the project is \$2.5 million and it is critical that all parties agree on the scope and present a united front for the project to go forward.

Chairman Lake asked Anne Forbes for the Historic District Commission's opinion on what they would like to see happen. Anne felt that they would like to see a scenario in which the building is retained and that the new bridge is compatible to the area with granite faces not standard concrete.

Bill Klauer of the Historical Commission expressed his concern that a return to a grade crossing didn't seem to be being discussed or considered. He suggested closing access to Maple Street making it a dead-end and constructing a grade crossing on RailRoad Street for Maple Street traffic.

It was felt that we should move forward with the assumption that the house remain and if it can be relocated at a later time during the project it could be an option. The State felt that they could do the project both ways and have it on the shelf in the event the house is relocated.

Wayne, Dore' and Norm felt in order to minimize the affect on the neighborhood, preserve the historical aspects of the neighborhood, to minimize the costs, and accomplish the realignment of the streets in timely fashion the option of leaving the building intact would have their preference and support, but to also explore the moving if feasible.

Bill spoke in support of removing the building to speed up the project.

Nancy felt if someone wanted the house it would be a good idea, but to leave it if we could, develop the bridge aesthetically appealing to the community and reminded them the current bridge was built in 1906 and was not historic as it was not present in South Acton's Heydays.

DORE' HUNTER - Moved to request the State to make plans to go forward with the Bridge project with the "Post Office" building in place, but if the option to relocate the Building presents itself, to proceed with the bridge design reflecting the building moved and streets realigned reflecting the changes as presented. WILLIAM MULLIN - Second. UNANIMOUS VOTE.

The State was asked to submit written updates to the Board for review and asked them to be available to discuss this matter with the Board and citizens as it progresses.

CONSENT CALENDAR

WILLIAM MULLIN - Moved to accept the Consent Calendar as printed with the additional motions required for Bonding. DORE' HUNTER - Second. UNANIMOUS VOTE. Mr. Hunter noted the innovative way the Library phone problem was resolved.

NANCY TAVERNIER - Moved that the sale of the \$880,000 Municipal Purpose Loan of 1994 Bonds of the Town dated August 15, 1994, to BayBank Boston, N.A. at 100.00 and accrued interest is hereby confirmed. The bonds shall be payable on August 15 of the years and in the principal amounts and bear interest at the respective rates as follows:

Interest			Interest		
<u>Year</u>	<u>Amount</u>	<u>Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Rate</u>
1994	100,000	5.15%	2000	85,000	4.80%
1996	95,000	5.15%	2001	80,000	4.90%
1997	95,000	4.30%	2002	80,000	5.00%
1998	95,000	4.55%	2003	80,000	5.05%
1999	90,000	4.70%	2004	80,000	5.15%

DORE' HUNTER - Second. UNANIMOUS VOTE.

NORM LAKE - MOVED that the consent dated August 25, 1994 to the financial advisor bidding for the bonds is hereby confirmed. NANCY TAVERNIER - Second. UNANIMOUS VOTE

SELECTMEN'S BUSINESS

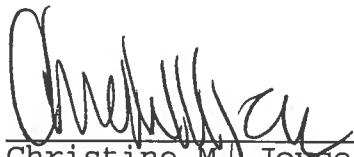
United Nations Day - NANCY TAVERNIER - MOVED to proclaim October 24 as UN Day in Acton. WILLIAM MULLIN - Second. UNANIMOUS VOTE.

STRAWBERRY HILL ROAD SIDEWALK GIFT - DORE' HUNTER - MOVED to accept the gift from Northwest Structures. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

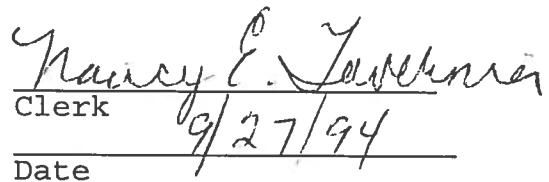
TOWN MANAGER'S CONCERNS

West Acton Day - The Board was alerted to the extra info item regarding the invitation to West Acton Day.

The Board adjourned at 10:00 P.M.



Christine M. Joyce
Recording Secty.
cmjW11- (551)



Nancy C. Tavernier
Clerk

Date 9/27/94

AUGUST 26, 1994

TO: Board of Selectmen
FROM: NORMAN D. LAKE, Chairman
SUBJECT: SELECTMEN'S REPORT

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AGENDA

ROOM 204

AUGUST 30, 1994

I. CITIZEN'S CONCERNS

II. PUBLIC HEARINGS & APPOINTMENTS

1. 7:35 PAPA GINO'S CHANGE IN MANAGER OF ALCOHOLIC BEVERAGE LICENSE - Enclosed please find a request for Change of Manager from Papa Gino's Inc. Mr. Massick, the new Manager will be present for board interview.
2. 7:45 SITE PLAN #10/28/72-26 (Amended) - Enclosed please find additional staff comments and plans for Board review.
3. 8:00 SOUTH ACTON BRIDGE DISCUSSION - Representatives from the State will be out to further update the Board on the status of the South Acton Railroad Bridge.

III. SELECTMEN'S BUSINESS

4. UNITED NATIONS ASSOCIATION OF GREATER BOSTON - Enclosed please find a request to designate October 24 as U.N. DAY in Acton as well as a Proclamation for signature and Board action.
5. SIDEWALK GIFT - Enclosed please find information regarding the Strawberry Hill and Pope Roads sidewalk for Board review.

IV. CONSENT AGENDA

6. ACCEPT MINUTES - Enclosed Please find the Minutes from July 26th for Board approval.
7. ACCEPT GIFT - Enclosed please find a request for Board acceptance of a gift of money for use by the West Acton Library for Board action.

8. ELECTION WORKERS - Enclosed please find a request from the Town Clerk for approval of the Election Workers for 1994-95 for Board action.
9. ACCEPT GIFT - Enclosed please find a request from Municipal Properties for Board acceptance of a gift of telephone equipment for the Memorial Library for Board action.

V. TOWN MANAGER'S REPORT

VI. EXECUTIVE SESSION

MEETINGS

ADDITIONAL INFORMATION

Enclosed please find additional correspondence which 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.

Sept. 13 - ACHC

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