

SELECTMEN'S MINUTES

November 18, 1997

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

None expressed

CITIZEN'S CONCERNS

RECEIVED & FILED

DEC 16 1997

TOWN CLERK
ACTON

PUBLIC HEARINGS AND APPOINTMENTS

Sunday Liquor Store Openings

RECEIVED & FILED

DEC 17 1997

TOWN CLERK
ACTON

The Chairman read the public notice and reviewed the requests for Sunday Holiday Openings. NANCY TAVERNIER - Moved to approve the Sunday Openings. WILLIAM MULLIN - Second. UNANIMOUS VOTE.

Andrew Martino - Conservation Commission Interview

Mr. Martino grew up in Acton and was a practicing Civil Engineer. He has originally applied for the TAC but was also interested in Conservation. He has had Title 5 experience in Westford and felt he could offer the town his expertise. HERMAN KABAKOFF - Moved to appoint Mr. Martino to a three year term on the Conservation Commission to expire 6/30/2000. WILLIAM MULLIN - Second. UNANIMOUS VOTE.

SELECTMEN'S BUSINESS

Transportation Advisory Committee - The Board reviewed the materials submitted by VCC regarding the reactivated TAC. The Board expressed its appreciation to the very qualified people that have come forward to offer their help. The Board made the following appointments: Mr. Lawton and Rene Robbins, full members with a term to expire 6/30/2000, Ed Adleman and Audrey Stuart full members with terms to expire 6/30/99, Anne Anderson and Arthur Wu, as Associate members with terms to expire 6/30/98, and Edward Gardnier, full member to expire 6/30/98.

Nancy suggested that Mr. Black would be a good candidate for the opening on the Board of Appeals and would contact him to see if he would be interested. Nancy offered to contact Rene Robbins to set up the first meeting of TAC.

Special Town Meeting Request - The Board discussed the request received from the Supt. of Schools for a Special in January. The Board discussed the calling of the meeting for January 12, 13 or 14. WILLIAM MULLIN - Moved to call a Special Town Meeting for January 13 at 7:00 P.M. in the High School Auditorium. HERMAN KABAKOFF - Second. UNANIMOUS VOTE.

The Town Manager was instructed to contact the Supt. for the wording of the articles to be included on the Warrant.

The Board discussed the timing for closing the Warrant. WILLIAM MULLIN - Moved to close the Jan 13, 1998 warrant on December 2, 1997, at 5:00 P.M. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

Lexicon - Dore' discussed the school enrollment figures forwarded by Bill Ryan and the 5 year budget projections memo prepared by Staff.

Mr. Hunter expressed to the Board his knowledge of a supreme Court decision that he recently reviewed and his obligation as an officer of the Court to disclose. Nancy was concerned that the Town may currently be violating the law and that the weighting of the Regional School Committee should be 1.6 and Acton 7.4. The problem should be reviewed by town counsel for determination. Herman wondered why it was not discovered in the 91 review for regionalization. Dore' responded that it was looked at to change the percentage of town payment. He felt we should remand it back to the schools for Ropes and Gray review and have them provide us with a decision.

Bill was concerned with the timing of this discovery and the committee's makeup. WILLIAM MULLIN - Moved to defer any action on this subject until after February 1st. No second. Motion Fails.

NANCY TAVERNIER - Moved to ask the school for legal status of Regional School Committee as it relates to this Statute. WAYNE FRIEDRICHES- Second. NANCY TAVERNIER - Moved to table her motion - HERMAN KABAKOFF - second. UNANIMOUS VOTE.

Herman was concerned about our legal obligations now that it is on the table are we legally bound to pursue. Dore' felt that he was obligated once it was brought to his attention. Wayne felt now that it is on the table we needed to fact find and felt we needed to do it now and not wait. Bill said the parties are now building consensus and this will send a terrible message to Boxboro, he cautioned against the long run difficulties and ill feelings and did not want to address it at this time. He suggested that we have the school review and discuss it in February after all other issues have been resolved.

After discussion, Wayne felt we should wait until later and did not want to change the rules in mid-stream.

CONSENT AGENDA

HERMAN KABAKOFF - Moved to approve. NANCY TAVERNIER - Second. UNANIMOUS VOTE.

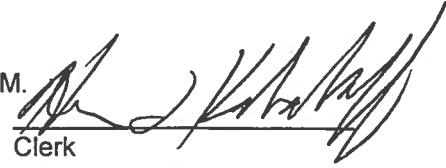
TOWN MANAGER'S REPORT

BOND NOTES - John asked the Board to approve the note for \$950,000 for Library, NARA, Septage and Morrison Land at 4.03% interest rate. HERMAN KABAKOFF- Moved to approve the signing of the note. WAYNE FRIEDRICHES - Second. UNANIMOUS VOTE.

EXECUTIVE SESSION

None Required

The Board adjourned at 9:00 P.M.


Clerk

Date

Christine M. Joyce
Recording Secty.
Doc:Min11/18/97

November 14, 1997

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

AGENDA
Room 204
NOVEMBER 18, 1997
7:30 P.M.

I. CITIZEN'S CONCERNS

II. PUBLIC HEARINGS & APPOINTMENTS

1. 7:35 **SUNDAY HOLIDAY LIQUOR STORE OPENINGS** - Enclosed please find requests for opening for Board Consideration.
2. 7:40 **ANDREW MARTINO - CONSERVATION COMMISSION** -Enclosed please find Mr. Martino's Citizen Resource Sheet and VCC recommendation for Board action.

III. SELECTMEN'S BUSINESS

3. **TRANSPORTATION ADVISORY APPOINTMENTS** - Enclosed please find VCC recommendation for eight candidates for appointment to the TAC and assorted backup information for Board review and action.
4. **SPECIAL TOWN MEETING REQUEST** - Enclosed please find a request from Supt. Zimmerman asking the Selectmen to set a date for a January Special Town Meeting.
5. **OTHER**

IV. CONSENT AGENDA

6. **WHITE FUND ALLOCATIONS** - Enclosed please find a confidential list of this years proposed recipients of the White Fund as recommended by the Trustees of the White Fund for Board review and action.
7. **BON FIRE REQUEST** - Enclosed please find the Annual Request for Bon Fire and Fire Dept's. Recommendation.

V. TOWN MANAGER'S REPORT

VI. EXECUTIVE SESSION

MEETINGS

ALG - 11/19/97

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.

Dec. 2 - Tax Class Hearing, School Bldg. Tax Impact presentation

Dec. 16- Set STM Date and take position

Jan 6

Pcc/NOV1897.DOC