

IN BOARD OF SELECTMEN
MONDAY, JUNE 13, 1994

Present: John C. Drobinski and Maryann K. Clark. Chairman Lawrence L. Blacker arrived at 8:15 p.m.

The statutory requirements as to notice having been met, the meeting was convened at 7:30 p.m. at the Fairbank Senior Center.

Signing of Notes for Borrowing Funds - Highway Street Repairs

In response to a communication dated June 13, 1994 from Town Treasurer and Collector Mary Ellen Normen Dunn, regarding the awarding of State Aid Anticipation Notes for Highway Street Repairs, and on the recommendation of Secretary Thompson, it was on motion unanimously

VOTED: To authorize the borrowing of \$60,053.50 in anticipation of State reimbursement for Highway Street Repairs (\$55,000) and Sherman's Bridge Repairs (\$5,053.50), effective June 21, 1994, and due December 19, 1994, but to postpone signing of notes until June 27, 1994, when the Town Clerk can meet with them, which is the Board of Selectmen's next scheduled meeting date.

Utility Petitions #94-6, #94-7, #94-8, and #94-9

Secretary Thompson informed that all appropriate abutters had been notified and approval recommended by the Inspectors of Buildings and Wiring under date of June 6, 1994.

Utility Petition #94-6 - Willis Road

Present: Abutter Sahag R. Dakesian, 335 Willis Road.

The Board convened a public hearing to consider Utility Petition 94-6 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install four (4) poles needed to provide additional support in areas along Willis Road, Sudbury, where open wire construction is being replaced with spacer cable.

It was on motion unanimously

VOTED: To approve Utility Petition 94-6 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install four (4) support poles, shown on Boston Edison plans entitled a Private Property and Willis Rd. Sudbury," dated March 21, 1994, along and across the following public way of the Town:

Willis Road - easterly side approximately 1713 feet south of Henry Loker Road
One (1) Pole

Willis Road - easterly side approximately 55 feet south of Witherell Drive
One (1) Pole - Guy wire and anchor

Willis Road - southeasterly side approximately 83 feet southwest of Ford Road
One (1) Pole

Willis Road - southeasterly side approximately 57 feet northeast of Ruddock
Road

One (1) Pole

Mr. Dakesian asked about the purpose of the additional poles and noted that some cables seem to be hanging very low along portions of Willis Road. Mr. Thompson commented that Boston Edison has said they will be doing adjustments to the wires and poles this summer, and that Boston Edison will be requested to survey the lines in question.

Utility Petition - #94-7 - Dutton Road

The Board convened a public hearing to consider Utility Petition 94-7 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install approximately 4 feet of conduit to provide electric service to #326 Lot 11, Dutton Road, Sudbury.

It was on motion unanimously

VOTED: To approve Utility Petition 94-7 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install approximately 4 feet of conduit, shown on New England Telephone and Telegraph Company " No. 94-04, Sudbury, Plan for Conduit," dated May 24, 1994, and Boston Edison Company "Plan of Dutton Rd - Sudbury, Plan # P-328" , dated April 26, 1994, along and across the following public way of the Town:

Dutton Road - southeasterly approximately 912 feet
northeast of Old Garrison Lane
a distance of about 4 feet - conduit.

Utility Petition #94-8 - Dutton Road

The Board convened a public hearing to consider Utility Petition 94-8 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install approximately 3 feet of conduit to provide electric service to #334 Lot 10, Dutton Road, Sudbury.

It was on motion unanimously

VOTED: To approve Utility Petition 94-8 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install approximately 3 feet of conduit, shown on New England Telephone and Telegraph Company "No. 94-05, Sudbury, Plan for Conduit" , dated May 24, 1994, and Boston Edison Company "Plan of Dutton Rd - Sudbury, Plan # P-32A" , dated April 26, 1994, along and across the following public way of the Town:

Dutton Road - southeasterly approximately 1090 feet
northeast of Old Garrison Lane
a distance of about 3 feet - conduit.

Utility Petition #94-9 - Dutton Road

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The Board convened a public hearing to consider Utility Petition 94-9 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install approximately 5 feet of conduit to provide electric service to #108 Dutton Road, Sudbury.

It was on motion unanimously

VOTED: To approve Utility Petition 94-9 from New England Telephone and Telegraph Company and Boston Edison Company for permission to install approximately 5 feet of conduit, shown on New England Telephone and Telegraph Company "No. 94-06, Sudbury, Plan for Conduit", dated May 26, 1994, and Boston Edison Company "Plan of Dutton Rd. Sudbury, Plan # P-32C", dated May 11, 1994, along and across the following public way of the Town:

Dutton Road - southeasterly approximately 1053 feet
southwest of French Road
a distance of about 5 feet - conduit.

Installation of Fibre Optic Cable - Boston Edison Company

Present: Frank Riepe, Design Review Board Chairman.

The Board acknowledged receipt of a communication dated May 19, 1994, from John J. Goggin, Boston Edison Company, requesting approval to install a fibre optic cable through Sudbury to provide added volt service to the Town of Concord via Boston Edison Company Station #342, Post Road, Sudbury.

Secretary Thompson reported that this petition came before the Board a few months ago, and it was recommended by Town Counsel that technically the Selectmen should review and approve the fibre optic cable system as it is being proposed by Boston Edison. The Board reviewed the maps and plan of the path of the fibre optic cable through Sudbury. Selectman Drobinski commented that the path of the cable is concentrated in rural areas rather than areas of more density. Mr. Thompson responded that higher density areas may not be able to support the addition of the cable.

Discussion ensued as a result of the comments made by Mr. Frank Riepe regarding disposal of old poles that are no longer being used but are still standing and scattered throughout Town. He said that Boston Edison is obligated by Statutes to remove the unused poles. The Board considered whether approval of the installation of the fibre optic cable should be conditional on the removal of the old poles.

Mr. Thompson mentioned that the Fire Chief has a list of unused poles in Town and will check the list to see if the poles mentioned by Mr. Riepe are on the list. He suggested the Board express their strong objections to Boston Edison concerning the extra poles and ask that Boston Edison report back to say what their plan of action is to remove them from the Town.

Verbal reports indicating approval were received on June 10, 1994 from the Fire Chief and Building Inspector.

On motion by Selectman Drobinski, it was unanimously

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VOTED: To authorize Boston Edison Company to attach/install aerial fibre optic cable to existing poles owned by Boston Edison Company and/or New England Telephone and Telegraph Company from Station #342 on Old County Road to Station #416 in Maynard, running along Old County Road, crossing Old Sudbury Road, and running along Water Row, Plympton Road, Concord Road, Pantry Road, North Road, and Powder Mill Road, as described in petition dated May 19, 1994, and shown on plan entitled, "Fibre Optic Path from Station 342, Sudbury to Station 416, Maynard", dated May 19, 1994, subject to Boston Edison absorbing any cost of moving Sudbury's cable if it becomes necessary.

Long Range Planning Committee - Appointment

Present: Applicant Robert B. Graham, and Long Range Planning Committee Chairman William Katz.

The Board acknowledged receipt of a resume and an application from Robert B. Graham, who gave the Board additional information. Selectman Drobinski stated he appreciated Mr. Graham's interest and willingness to come forward to serve the Town. He asked if Mr. Graham understood the time commitment and the roles and responsibilities of this appointment. Mr. Graham responded in the affirmative, at which time Mr. Katz further explained some of the current issues and concerns of the Long Range Planning Committee.

On the recommendation of the Long Range Planning Committee, it was on motion by Selectman Drobinski unanimously

VOTED: To appoint Robert B. Graham, 64 Tanbark Road, to the Long Range Planning Committee to replace David A. Palmer for a term to expire April 30, 1997.

Sudbury Village Project - MAPC Mini Plan

Present: David Soule, Executive Director, Metropolitan Area Planning Council (MAPC), Kent Stasiowski, an associate with MAPC; Town Planner Jody Kablack; Members of the Planning Board; Members of the Sudbury Housing Authority; Members of the League of Women Voters; Finance Committee Chairman Karen Palmer; Long Range Planning Committee Chairman William Katz, and approximately eight other Town residents.

The Board acknowledged receipt of the following:

1. The League of Women Voters reports:
 - 1) Residential Zoning Study, April 1994
 - 2) Public Sewer Study, April 1994
 - 3) Sudbury Village Study, March 1992
2. Metro Plan 2000, dated July 1993.
3. Metropolitan Area Planning Council Mini Plan, dated January 27, 1994.
4. Communication dated May 11, 1994, from Town Planner Jody A. Kablack discussing the MAPC Mini Plan.

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5. Communication dated May 16, 1994, from Executive Secretary Richard Thompson responding to the MAPC Mini Plan and making specific comments.

Ms. Kablack explained that the purpose of the meeting tonight is to discuss the Sudbury Village Project, in particular the related MAPC Mini Plan and the recent League of Women Voters reports. She gave the history of how the Sudbury Village Project began, and explained that because the Sudbury Village Project met the criteria to be included in the Metro Plan 2000, the project is privileged to receive professional advice and funding from the MAPC. Ms. Kablack continued that the goal is to obtain priority funding for infrastructure improvements for the components listed in the plan, most of which are improvements to Rt. 20. The MAPC offers help in the planning stages for these changes and improvements.

Mr. Soule talked about the MAPC, stating that it includes about 100 communities, and is a regional planning council with no power--it cannot legislate or tax. He continued that the process began about five years ago to put together a plan for Sudbury based on the premise that "Sprawl is Hurting". This is a totally voluntary process, explained Mr. Soule, in that Sudbury nominated themselves to the MAPC for this program. The MAPC advises on issues such as open space, transportation, sewerage, and water, and if and where money should be spent. He added that there are ten concentrated development centers established in the region. Sudbury is the MAPC's first opportunity to look at a smaller community as the other concentrated developments are cities.

Because the trend in development patterns has been toward the suburbs and spreading out, it is important to talk about different kinds of development to preserve natural resources and to conserve amenities like open space, etc.--to protect diversity, continued Mr. Soule. MAPC's concept is that development follows where infrastructure has been built. Basically, there are three development patterns that exist, according to Mr. Soule: 1) Urban areas with rapid transit, 2) Areas with sewers which are more densely populated, and 3) Large tracts of land areas without sewers.

Mr. Soule showed the area proposed for the Sudbury Village Project on a slide and pointed out several criteria that need to be considered such as: 1) reduction in the use of the automobile, 2) mixed use, 3) water supply and sewer, 4) variety of housing, and 5) ratio of housing and jobs.

Ms. Palmer noted that the area proposed consists mainly of retail businesses and has very little mixed uses. Mr. Soule responded that this is the area the MAPC was asked to look at, but said the idea would be to concentrate development with mixed uses to make it more friendly to other types of vehicles.

As an example, Ms. Stasiowski compared Kittery, Maine with Freeport, Maine, with Freeport being a more friendly concentrated development, because it requires that you need only park in one location to easily reach several places.

Selectman Drobinski noted that there is a plan to make this proposed area in Sudbury more pedestrian accessible. It is in the conception stage at present, and the purpose of these discussions is to see if it is viable and makes sense to continue. Ms. Kablack stated that this concentrated retail area of Union Avenue and Rt. 20 has been the designated core area.

Marjorie Wallace questioned who approved this particular area to be designated as a concentrated development area. Ms. Kablack stated that a survey was taken of the area by the Planning Board in 1986 asking residents what they would like to see developed. Several people responded and the Planning Board

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subsequently nominated the Sudbury Village Committee. Ms. Wallace stated that she is concerned about the Planning Board submitting this plan as something the Town wants to see happen because of other proposals that have been turned down at Town Meeting in the past.

Selectman Drobinski noted that the process has been going on for a long time with the overall goal to make downtown Sudbury more user friendly. He continued to say that if there are no solutions and people would not like to see anything different, then the option is to keep it the way it is, but at least the Town is now beginning to explore other possibilities.

Mr. Soule commented that consensus is necessary to move forward and assured that the MAPC can help the Town understand how these concepts can work because it is what the Town wants to have happen. He added that it is important to consider a mixture of housing and to look at it in a broader dimension.

Ms. Palmer contends that the average citizen in Sudbury does not appreciate the impact of what is being considered like the basic infrastructure issues of transportation, zoning, housing, density (the way we access it), and is concerned with the overall impact of the plan.

Mr. Soule stated that there is no pressure being put on the Town to act, but that opportunities for high priorities to get things done for the Town might be missed.

Mr. Thompson responded that much has changed in just the last five years, and unless the Town has the support of the business community and a hydrology study of the area is done, nothing will happen. In addition, Mr. Thompson mentioned that the Town needs to remember that Rt. 20 extends beyond this area in question and the impact felt will need to be considered. He also believes the name Sudbury Village Project has a bad connotation to the business community.

Selectman Drobinski stated that the Town has passed up opportunities in the past, and does not want to be criticized for not taking proper action to ensure quality of life, public safety, good drinking water, etc.

With regard to funding available from the MAPC, Mr. Soule responded that there will be funds available in different areas such as open space, transportation, water and sewerage, and bicycle path projects.

Planning Board member Richard Brooks commented that there is greater education now with regard to improving communities, but it takes time for people to become informed and make decisions.

Ms. Kablack stated she is encouraged by the number of people attending tonight's meeting, and believes that consensus building needs to be done. She added that there are no answers on how to proceed on such a project and what needs to be done. She suggested that an open forum be held with the help of the League of Women Voters, and concluded that there has always been a concept, but no plan.

Planning Board member Ursula Lyons asked what area of infrastructure would Mr. Soule recommend the Town concentrate. Mr. Soule replied that he would leave it to the Town to decide. He said the Mini Plan can be destroyed--it is their interpretation of what they see now in the Town and what might work. The communities need to decide what they want to have happen, and he reinforced the fact that the MAPC is there to help.

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Chairman Blacker questioned if the Town will still qualify for MAPC assistance, if the Town decides to proceed without septic and sewerage resolutions, and/or even to the point of concluding that further density may be well beyond the means of the Town. Mr. Soule responded that the Town has already qualified for MAPC services. He said that the Town now needs to decide if it is decision time and then move ahead and prioritize it.

Selectman Clark asked if the Town really needs a concentrated development center located in Zone II. She added that this location lies within the water resource protection aquifer and the main well location--the worst possible location to increase density.

Selectman Drobinski stated that if nothing is done regarding drainage and sanitary controls, and density controls, there will be no protection. Ms. Clark opined that it is unrealistic to assume that sewerage will be the cure all, or that increasing density will help the sponge effect. She added that there are major hurdles to address before we proceed with any definitive plans or ideas.

Mr. William J. Cossart commented that there is a shared feeling by many residents that the commercial section of Town is very unattractive, and stated that zoning will not change the appearance of Rt. 20. He said he believes the zoning just passed at Town Meeting will be overturned. The appearance of Rt. 20 will take money and volunteers, exclaimed Mr. Cossart. He added that he believes the Town is pursuing the changes because of State money, and thinks the plan indicates that the Town has a passionate need to change.

Mr. Drobinski responded that the idea is to identify funding for resources and that the Town is reviewing its options.

Selectman Clark mentioned the area in question saying that the water table is very high and that septic systems are failing because it is basically a wetland. She said it is unfair to transfer problems to the residents because of increasing density, and added that most people have come to Sudbury seeking a rural atmosphere, not high-density.

Chairman Blacker concluded that before anyone decides to submit a proposal to MAPC, they need to discuss among themselves what, if anything, needs to be done, and to determine if it is worth moving forward. He added that it has been helpful to have several residents present tonight giving their perspectives. It is in the hands of the Planning Board to meet with others to determine if there is any desire or need to move forward. Mr. Blacker thanked everyone for attending.

1994 Town Meeting - Action Items for Selectmen

Present: Long Range Planning Committee Chairman William A. Katz.

The Board acknowledged receipt of a report dated June 10, 1994, outlining follow-up items resulting from the 1994 Annual Town Meeting that will require action by the Office of the Board of Selectmen.

With regard to Article #2, Special Act - Town Reorganization, Mr. Katz made note of the fact that the Town Clerk has not yet certified the legislation that needs to be sent to the legislature in order to be

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placed on the November ballot. Mr. Katz's second issue pertained to amending the legislation to allow it to be voted on in any statewide or local election in order to ensure that it be on the ballot in November. Mr. Katz is concerned with meeting the timetables.

Ms. Clark asked what the Town Clerk's history has been with regard to timing on certification. Mr. Thompson responded that he did not recall, but that steps were taken immediately after Town Meeting to make this a top priority with the Town Clerk. Mr. Thompson added that she is the only one who can attest to the legislation for the Town Manager Act.

Several possibilities concerning speeding up the process were discussed including petitions, having voters write letters, decreasing her salary at Town Meeting, if she should delay the process long enough to get re-elected, and having the Selectmen's office prepare the legislation.

It was concluded that Executive Secretary Thompson will phone the Town Clerk on Tuesday morning, June 14, 1994 on behalf of the Selectmen requesting that the legislation be certified by the end of the week or other action will be taken.

With regard to Article #70, Bylaw Art. XX, Overhead Utilities Waiver, Mr. Thompson said he would also request this to be accomplished by the end of the week or the Selectmen's office would prepare it.

Ms. Palmer suggested that, in addition to phoning the Town Clerk, a letter be sent in order to document what was requested. The Selectmen agreed that Mr. Thompson should put his conversation with the Town Clerk in writing.

Performance Review - Police Chief

Present: Police Chief Peter B. Lembo.

The Board was in receipt of a performance report, dated May 24, 1994, from Peter B. Lembo concerning his Annual Performance Review.

Chief Lembo reported this past year has been a good year for the Department in terms of 1) the number of crimes, 2) equipment up to par, and 3) manpower--all positions filled with good employees.

Mr. Lembo noted that the Town Management Study recommended an additional dispatcher, but that has not been accomplished. He added that there is a need for more overtime funds for their current operations. He would like to see overtime increased and also to increase coverage in the shifts.

Chairman Blacker asked about the accreditation process. Mr. Lembo responded that all the paper work is finished and the manuals for the most part are up to date. He needs to complete more word processing, but has not found the manpower. Overall it is just about ready to be sent in.

Selectman Drobinski commented that he believes that for the most part residents are pleased with the Department. He asked if the Department is working with the teens in any way regarding drugs, etc. Chief Lembo informed that various officers do work with the high schoolers on different issues, whether it be talking with parents or speaking to students on different topics. In response to Mr. Drobinski's question

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about "Outreach Programs", Chief Lembo stated the Town has had very few problems involving students, and mentioned that the D.A.R.E. Program at the Middle School continues to be very successful.

Selectman Clark asked if the Department has received an increase in domestic abuse. Chief Lembo informed that there has, but many are concentrated in one area of Town.

At the close of discussion, the Board thanked the Chief for his report and approved the FY95 goals contained therein.

Performance Review - Town Engineer

Present: Town Engineer I. William Place.

The Board was in receipt of a performance report, dated May 25, 1994, from I. William Place concerning his Annual Performance Review.

Mr. Place stated that his Department interfaces with several departments in Town. Selectman Drobinski praised Mr. Place for the excellent job that he and his Department are doing. The major issues confronting the Department now, continued Mr. Drobinski are the landfill and traffic issues.

Selectman Clark asked Mr. Place about a letter dated June 9, 1993, regarding funding for the Landham Road Bridge and the culvert, and asked what has delayed the action on the necessary bridge work.

Mr. Place responded that they have had to concentrate on the repair to the Dutton Road bridge which has taken a long time because of several different revisions. He noted that the necessary paper work for the Landham Road bridge is 85% completed and will then be sent to the State.

The Board expressed appreciation to Mr. Place for his work and approved his FY95 goals as submitted.

Town Treasurer and Collector Department - Appointments

Present: Town Treasurer and Collector Mary Ellen Normen Dunn.

The Board acknowledged receipt of a communication dated May 23, 1994, from Town Treasurer and Collector Mary Ellen Normen Dunn concerning appointments she has recommended for the Department. The Board also received resumes and personnel documents related to these appointments.

After a brief discussion, it was on motion unanimously

VOTED: To approve the appointment of Leslie S. Schofield, 168 Potter Road, Framingham, MA, as new Assistant Town Treasurer and Collector, for a term of one year effective July 1, 1994; and it was further

VOTED: To acknowledge the hiring of Diane Jones and Siobhan Stygles as Accounting Clerks in the Treasurer/Collector Office.

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With regard to the above mentioned appointment and hirings, and subsequent separation of employment with Department employee Loretta Bigelow, the Board acknowledged for the record receipt of a letter dated June 9, 1994, from Ms. Bigelow and a letter dated June 7, 1994, from her attorney Gary A. Kreppel regarding retirement benefits, and requested the Executive Secretary to refer the matter to Town Counsel for appropriate action.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of May 23, 1994, as amended by Selectman Clark.

Council on Aging - Donation

It was on motion unanimously

VOTED: To accept \$167.00 in miscellaneous donations for deposit into the Council on Aging Van Donation Account; and to authorize the Council on Aging to expend the same for purposes of operating and maintaining the Council on Aging vans.

D.A.R.E. Donation

In response to a communication dated May 24, 1994, from D.A.R.E. Officer Ronald B. Conrado, it was on motion unanimously

VOTED: To accept a donation from Rosemary Langmaid in the amount of \$25 to be deposited into the D.A.R.E. donation account and to authorize the Police Department to expend same for the stated program.

Sudbury Cultural Council Donations

It was on motion unanimously

VOTED: To accept donations for deposit into the Sudbury Cultural Council Account and to authorize said Council to expend same for furthering the arts in accordance with regulations of the Massachusetts Arts Lottery Council as follows: \$25.00 from Mr. and Mrs. Anthony T. Cope, and \$57.00 from proceeds of Town Meeting refreshments sale.

Vacation Carried Forward - Police Chief

At the request of Police Chief Peter B. Lembo, in a communication dated May 27, 1994, it was on motion unanimously

VOTED: To authorize the Police Chief to carry forward two weeks of vacation into FY1995 to be used the first two weeks of July.

Transfer Request #94-23 - Personal Services

It was on motion unanimously

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VOTED: To approve Line Item Transfer Request No. 94-23, dated May 19, 1994, prepared by the Town Accountant as a necessary accounting measure to utilize Personal Services funds for extra hires in a non-payroll manner by placing funds in a Contracted Services Expense Account, which includes the following Selectmen's department transactions: 1) transfer of \$523.75 from Selectmen's Overtime to Contracted Services and 2) transfer of \$125.12 from Selectmen's Clerical to Contracted Services.

Hepatitis B Vaccinations

In accordance with a memo dated May 31, 1994, from the Executive Secretary to the Finance Committee, it was on motion unanimously

VOTED: To approve a Line Item Transfer, in the amount of \$3400 from Police Tuition Account to General Expense, to pay for Hepatitis B vaccinations for 26 Police personnel and three (3) school nurses, and to confirm approval of reduction of Reserve Fund Transfer 94-18, dated March 23, 1994 to the sum of \$400.

New Town Cemetery - Sale of Lots Back to Town

At the request of Highway Surveyor Robert A. Noyes in a communication dated May 25, 1994, it was on motion unanimously

VOTED: To approve a request from Dr. and Mrs. Israel Hurwitz, 15 Metacomet Way, to sell back to the Town four graves in New Town Cemetery, Lot 14, Section 9 (Deed #383) - \$125 from Sale of Lots and \$375 from Perpetual Care.

Wayside Estates Subdivision - Walkway Easements

It was on motion unanimously

VOTED: Subject to approval of documents by Town Counsel, to accept on behalf of the Town the following interests in land:

1. Wayside Estates - Two Quitclaim Deeds granted by Henry Cormier dated May 4, 1994: Right of Way and Walkway Easements shown on plan entitled "Plan of Land in Sudbury, Mass. Being a Subdivision of Land Court Case 38006A" as approved by the Court (Plan #38006B); and Drainage Easements shown on plan entitled "Wayside Estates".
2. Wayside Estates - 1) Quitclaim Deed dated May 4, 1994, containing Right of Way and Walkway Easements granted by Dutton Associates, Inc., as shown on plan entitled "Plan of Land in Sudbury, Mass. Being a Subdivision of Land Court Case 38006A" as approved by the Court (Plan #38006B); 2) Quitclaim Deed dated May 4, 1994, granted by Maillet and Son, Inc., containing Right of Way and Walkway Easements, as shown on the aforementioned plan; 3) Quitclaim Deed dated May 31, 1994, granted by William C. and Janet M. Verzal containing Right of Way and Walkway Easements as shown on the aforementioned plan; and 4) Quitclaim Deed dated May 4, 1994, granted by Henry Cormier on a parcel of land shown as Lot 33 on plan entitled "WAYSIDE ESTATES", drawn by Connorstone, Inc., dated July 26, 1993, revised Oct. 18, 1993, Jan. 11, 1994 and May 2, 1994, and in addition, non-exclusive right to use all streets, ways, rights of way and walkways shown on said plan.

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Cutler Farm Subdivision - Easements

It was on motion unanimously

VOTED: Subject to approval of documents by Town Counsel, to accept on behalf of the Town 1) A Walkway Easement dated June 6, 1994, granted by Barberrry Homes, Inc., ten-foot wide along the easterly side of property of Guild, shown on plan entitled "Definitive Subdivision Plan, Cutler Farm, Land in Sudbury, MA; Owned by: Cutler Trust of Sudbury, Eligius Land Company, Land Planners and Engineers, 329A Boston Post Road, Sudbury, Mass. 01776"; and 2) Drainage and Access Easement dated June 6, 1994, granted by Barberrry Homes, Inc., as shown on the aforementioned plan.

EOCD Strategic Planning Grant Program - Sewer Feasibility Study

The Board acknowledged receipt of a communication dated May 27, 1994, from Town Planner Jody A. Kablack, regarding the submission of a variation of last year's application, which was a proposal to prepare a feasibility study and implementation strategies for mitigation of the wastewater disposal problems in the Route 20 business area. The application requests letters of support from various Town boards, committees, citizen groups and interested parties.

Selectman Clark stated that in considering the possibility of sewerage, this is a very sensitive recharge area and are inviting even more sewage to dispose of when you consider sewerage.

Chairman Blacker opined that there is no more room to expand on Rt. 20 and the only major structural additions that may occur as a result of sewerage would be restaurants.

Ms. Clark noted that the sewerage has to be sent somewhere and she believes that the "State of the Art" of sewerage has not been perfected enough for the Town to adopt it. Mr. Blacker asked what would happen to a business in the area if their septic should fail--would it be boarded up? Ms. Clark responded that it is not the Town's responsibility to maximize profits for businesses in Town and believes the Town needs to enforce what exists. She mentioned the fact that much of the sponge-effect has been eliminated because of the existing building causing many homes in the area to have to contend with water in their basements.

Selectman Drobinski commented that the Town needs information in order to make informed decisions. He added that a study may say the Town cannot have sewerage, but at least it will have the information from the study to make the right decision. If the study determines that it might be a good idea, it will then have to pass Town Meeting and a location will have to be determined. He concluded that consensus will have to be built.

Chairman Blacker stated that he wants to do everything possible to keep Zone II safe. Selectman Drobinski added that he wants to be sure the language regarding the location is very specific and that the Business District is defined as well as Zone II.

On motion by Chairman Blacker, it was

VOTED: To endorse the Town of Sudbury's grant application for funding under the Executive Office of Communities and Development Strategic Planning Program for preparation of a feasibility study and

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implementation strategies for mitigation of the wastewater disposal problems in the Route 20 business area and to agree to cooperate with the preparation of this study to the best of its ability. (Chairman Blacker in favor; Selectman Drobinski in favor; Selectman Clark opposed.)

Negotiating Advisory Committee - Appointment

It was on motion unanimously

VOTED: To reappoint Charles Schwager to the Negotiating Advisory Committee, acting now as Finance Committee liaison, as recommended by the Finance Committee.

Town Reorganization Blue Ribbon Committee - Selectmen Appointment

It was on motion unanimously

VOTED: To appoint Selectman Maryann K. Clark to the Town Reorganization Blue Ribbon Committee to replace Judith Cope.

Goodman's Hill Road - Warning Signs

In response to a communication dated May 23, 1994, from Town Engineer I. William Place, regarding signage because of speeding issues on Goodman's Hill Road, it was on motion unanimously

VOTED: To approve the placing of warning signs relative to the 30 mph speed limit on Goodman's Hill Road as approved by the Town Engineer and Police Safety Officer.

Plumbing and Gas Permit Fees

In response to a communication dated May 18, 1994, from Building Inspector John B. Hepting, regarding plumbing and gas permit fees that have not been revised in 14 years, it was on motion unanimously

VOTED: To establish new fees for inspection of plumbing and gas permits, as set forth in a communication from the Inspector of Buildings dated May 18, 1994, as follows:

Plumbing

Up to 5 fixtures	\$40	
Each additional fixture		\$ 5
Installation of hot water heater only		\$30
Commercial or other non-residential for first fixture		\$60
Each additional fixture		\$ 5
Reinspection		\$25

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Gas

First two fixtures	\$35
Each additional fixture	\$ 5

If a gas hot water heater is installed by a plumber doing both plumbing and gas, no additional gas permit fee will be charged.

Minuteman Advisory Group on Interlocal Coordination (MAGIC) - Support

The Board acknowledged receipt of a communication dated May 20, 1994, from MAGIC Chairman Dick Downey relative to support in applying to MAPC for assistance to address economic development issues.

Selectman Clark was in attendance at the MAGIC meeting held to finalize its project proposal on June 9, 1994. She reported that their main focus will be on the closing of the Digital Plant in Maynard.

On the recommendation of Selectman Clark, it was on motion unanimously

VOTED: To support MAGIC's proposal to apply for assistance from MAPC to address several economic development issues.

Awarding Bids for Repairs to Town Buildings

Secretary Thompson reported that no bids were received for work on the Loring Parsonage. He informed that he will be talking with Town Counsel relative to the legality of contracting without rebidding.

With regard to the only bid received for repairs to the Town Hall, it was on motion unanimously

VOTED: To award the bid to KDK Enterprises, a Division of SoDo Construction Services Inc., Brookline, Mass., to paint the exterior woodwork and trim of the Town Hall, for a total sum of \$13,300, and with the provision of an Alternate #1 payment of an additional \$3,000 for the removal and proper disposal of lead paint containing material, if necessary.

Flag Day Ceremonies

Secretary Thompson displayed the first production of the New Town flag and informed that he would be attending the official presentation of Municipal Flags at Flag Day Ceremonies at the State House on Tuesday, June 14, 1994 with Helene Sherman, the designer of the flag for the Town of Sudbury. Chairman Blacker said he would be able to be in attendance as well.

MAPC - Liaison Assignment

Secretary Thompson reported that the Selectmen could attend MAPC meetings although the Planning Board member would be the officially designated representative. It was agreed the Selectmen's Liaison List would be amended to add "(MAPC)" beside Planning Board which has been assigned to Selectman Clark.

IN BOARD OF SELECTMEN
MONDAY, JUNE 13, 1995

Middlesex County Selectmen's Association - Annual Meeting - June 22, 1994

All three Selectmen responded in the negative with regard to attending the annual meeting of the Middlesex County Selectmen's Association, to be held at Jerome's Restaurant on June 22, 1994.

Landfill Meeting

Selectman Drobinski confirmed that he will be attending the Landfill "Notice of Action" meeting on June 15, 1994, at the DEP.

Landfill Planning

With regard to a communication dated May 31, 1994, from Finance Committee Chairman Karen Anderson-Palmer, requesting a meeting to discuss the status of the Landfill plan and to consider the financial implications, Secretary Thompson informed that he told Ms. Palmer that he would report to her after the June 15, 1994, meeting about setting up a meeting with all concerned.

Chairman Blacker commented that he would like to see the Town move forward with the plans for a transfer station sooner rather than later even if more time is given before closing the Landfill.

There being no further business, the meeting was adjourned at 10:45 p.m.

Attest: _____
Richard E. Thompson
Executive Secretary-Clerk