

**IN BOARD OF SELECTMEN
MONDAY, JANUARY 10, 2000**

Present: Chairman John C. Drobinski, Kirsten D. Roopenian, and Maryann K. Clark, Selectmen.

The statutory requirement for notice having been met, the meeting convened at 7:30 p.m. at the Town Hall, 322 Concord Road.

Minutes

It was on motion unanimously

VOTED: To approve the regular session minutes of December 20, 1999, as drafted.

Council on Aging

It was on motion unanimously

VOTED: To accept \$150.06 in miscellaneous donations, to be deposited into the Van Donation Account, and to authorize the Council on Aging to expend said funds to the purpose of operating and maintaining the Council on Aging vans.

D.A.R.E. Program

It was on motion unanimously

VOTED: To accept \$200 for the D.A.R.E. program from David Teichholtz and Sandra Ayres, to be deposited in to the D.A.R.E. Donation Account and expended under the direction of the Police Chief for the D.A.R.E. Program.

Wildlife Habitat Area – Raymond Road

It was on motion unanimously

VOTED: To accept, on behalf of the Town, \$650 from Wellen Construction, to be separately accounted for and expended under the direction of the Conservation Commission for the monitoring and maintenance of a wildlife habitat area on Lot 1, Raymond Road.

Tobacco Control Program

It was on motion unanimously

VOTED: To accept, on behalf of the Town, an increase of \$25,354.72 in the FY00 grant received for the Tobacco Control Program from the Mass. Department of Public Health, to be expended under the direction of the Board of Health.

Recycling Grant

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a Recycling Grant for FY00 from the Mass. Dept. of Environmental Protection consisting of consumer education materials, unit-based pricing assistance (pay-as-you-throw program), and a universal waste shed, with a total value of \$9,608.32.

“No Place For Hate” Resolution

It was on motion unanimously

VOTED: To sign and issue a Resolution that the Town of Sudbury maintains a policy of zero tolerance for hate crimes and take all appropriate steps to discourage prejudice and those who, because of hate, would hurt, harass, or violate the civil rights of any resident of the Town.

Discretionary Fund

It was on motion unanimously

VOTED: To approve, as Co-Trustees of Town Donations, an additional allocation of \$1,500 from the Discretionary Fund Income Account, to be used for Discretionary Fund expenditures as necessary for the remainder of FY00.

Youth Commission – Appointments

It was on motion unanimously

VOTED: To appoint John C. Ollquist, 25 Phillips Road, and C. Jean Lind, 31 Ward Road, to the Youth Commission, as requested by said Commission, each for a term to expire on April 30, 2001.

Street Layout

It was on motion unanimously

VOTED: To accept the layout, relocation or alteration of the following streets: **Julian’s Way** (from Haynes Road to Greystone Lane, a distance of 1,460 feet, more or less), **Greystone Lane** (from a dead end to a dead end, a distance of 4,000 feet, more or less), **Cobblestone Place** (from Greystone Lane to a dead end, a distance of 500 feet, more or less), **Wyman Drive** (from Maynard Road to Cudworth Lane, a distance of 1,280 feet, more or less), **Widow Rite’s Lane** (from Wyman Drive to a dead end, a distance of 1,802 feet, more or less), **Michael Lane** (from Widow Rite’s Lane to Cudworth Lane, a distance of 255 feet, more or less), **Cudworth Lane** (from Briant Drive to a dead end, a distance of 2,137 feet, more or less), **Briant Drive** (from Willis Road to a dead end, a distance of 1,486 feet, more or less), **Meachen Road** (from Marlboro Road to a dead end, a distance of 1,350 feet, more or less), **Hunters Run** (from Meachen Road to a dead end, a distance of 466 feet, more or less), a **portion of Hampshire Street** (from the end of the public way of Hampshire Street to a dead end, a distance of 140 feet, more or less), **Plantation Circle** (from Old Lancaster road to a dead end, a distance of 799 feet, more or less), and **Anselm Way** (from Landham Road to a dead end, a distance of 1,204 feet, more or less) for official vote at its meeting of March 13, 2000, and to refer the same to the Planning Board for its hearings and report prior to said hearing on March 13, 2000.

Disposal/Trade of Vehicles

It was on motion unanimously

VOTED: To approve, in accordance with Town Bylaw Art. XII, Town Property, the disposal and/or trade of the following vehicles, as requested by I. William Place, Director of Public Works in a communication dated January 5, 2000: (1) D310 G Case Dozer, Serial No. 3028868; (2) D6 D333 Dozer, Serial No. 44A7175; and (3) 1994 Crown Victoria, VIN No. 2FALP71W3RX140486.

Bobrowski Contract

Interim Town Manager Maureen Valente advised the Board to table this matter as she has not received Mark Bobrowski's proposal yet. She stated she had no objection to extending his contract but wants to see the proposal first. She reported Jody Kablack, Town Planner, recommended the contract extension..

The Board agreed to hold discussion of Mark Bobrowski's contract extension (Phase 3 of original proposal) until said proposal is received and evaluated.

2000 Annual Town Meeting Warrant

Chairman Drobinski stated that the Board is taking no position on any articles at this time, merely accepting them for inclusion on the warrant. He announced citizen petition articles with the required ten (10) signatures may be submitted until January 31, 2000.

It was on motion unanimously

VOTED: To refer all zoning amendments to the Planning Board for its hearing and reports, in accordance with M.G.L.c.40A,s.5: and to accept the 40 articles submitted under the December 31, 1999 deadline for the 2000 Annual Town Meeting Warrant.

Exelon Energy (PowerOptions) Contract

The Board reviewed a communication, dated December 20, 1999, from Robert Ciolek, President, MHI PowerOptions, Inc. stating the Town's contract will expire at the end of February 2000 unless an extension is sought. The Board also received a memo, dated January 7, 2000, from Interim Town Manager Valente recommending extension of the contract for another year.

Interim Town Manager Valente stated cost savings thus far have totaled \$32,000 and repeated her recommendation to renew the one-year option.

It was on motion unanimously

VOTED: To authorize the Interim Town Manager to extend the contract with Exelon Energy under the Massachusetts Nonprofit Energy Purchase Consortium, MHI PowerOptions, two-year electricity supply agreement for the additional period of one year, to expire on February 28, 2001.

Medical Stop Loss Insurance

The Board reviewed reinsurance quotations from various vendors as presented by Kevin Walsh, Group Benefits Strategies, in a letter dated December 29, 1999. Mr. Walsh recommended the Town accept the American Stop Loss quote. Interim Town Manager Valente stated this quote represented a 24% increase over last year. She stated that Sudbury is one of the towns with the lowest increase.

After discussion, it was on motion unanimously

VOTED: To approve a contract for health claims Stop Loss Insurance with Life Insurance Company of North America, by American Stop Loss Insurance Brokerage Services, Inc. for calendar 2000, at a monthly cost of \$22.22 per employee and \$48.91 per family.

Brimstone Lane Development

The Board reviewed the Approval Not Required (ANR) Plan of the property at 350 Brimstone Lane, Framingham, Mass., filed on December 21, 1999 with the Framingham Planning Board. The Board also received (1) a memo, dated December 29, 1999, from I. William Place, Director of Public Works, listing ten objections toward use of Brimstone Lane for additional traffic use, and (2) a memo, dated January 3, 2000, from Michael C. Dunne, Fire Chief, expressing serious concern for adequate fire service for additional homes along Brimstone Lane.

Interim Town Manager Valente briefly recapped the objections raised in memos from the Fire Chief and Director of Public Works, and stated Jody Kablack, Town Planner, has drafted a response to the Framingham Planning Board expressing the Town's concerns. She reminded the Board the Framingham Planning Board would be discussing this issue at their meeting the next evening and recommended they attend on Sudbury's behalf.

Selectman Roopenian expressed safety concerns for school busses stopping on Route 20 to pick up students as it is impossible to get a bus up Brimstone Lane. She reiterated the steepness of Brimstone Lane as it meets Route 20 and the potential for sliding into oncoming traffic during icy conditions. She opined 28 additional homes are proposed for the Framingham side.

Selectman Clark opined whether a gate could be installed at the Town line, with emergency personnel being the only ones with keys to open the gate. She suggested Town Counsel contact Framingham Town Counsel to look into the matter.

Chairman Drobinski expressed concern that the road is very narrow and cannot accommodate two cars in places, let alone a fire engine.

Chairman Drobinski stated all aspects of zoning must be met in order to get the ANR plan approved, and there is a ten day period before approval or denial. Discussion followed.

Selectman Roopenian suggested adding comments to the letter to include concerns of public safety (fire, police, ambulance), school busses, and whether all aspects of zoning have been met.

After discussion, it was on motion unanimously

VOTED: To authorize Interim Town Manager Valente to sign the amended letter on behalf of the Selectmen, and to forward same to the Framingham Planning Board before their meeting January 11.

Goodnow Library Donation

Interim Town Manager Valente stated the Goodnow Library is the recipient of a donation from the Wayside Inn made possible by a \$250 award from the Sudbury Cultural Arts Lottery. As set forth in a letter, the donation represented the proceeds from concerts held at the Wayside Inn.

It was on motion unanimously

VOTED: To accept a donation of \$250 made by the Wayside Inn via a grant from the Sudbury Arts Lottery (Local Cultural Council), to be separately accounted for and expended under the direction of the Goodnow Library Trustees toward purchase of a piano for the Library.

Legislative Priorities

Interim Town Manager Valente stated Representative Susan Pope contacted her office for a list of concerns and priorities for Ms. Pope's attention during the coming fiscal year.

After discussion, the Board listed education funding, SBA, Chapter 70 and 90 funds, Community Preservation Act with local option, MBTA assessments, wastewater treatment plant issue (Marlborough), walkways and TIP projects.

Cablevision Franchise Renewal

Selectman Roopenian expressed concern and asked why progress on the cable franchise renewal is moving slowly. Chairman Drobinski stated a couple of the Cablevision Committee members have resigned and opined this might attribute to the delay. He suggested another person who offered to help. Ms. Roopenian stated she also knew of someone who might be interested in serving on the committee. The Board agreed that high speed internet access would be a primary concern. Interim Town Manager Valente suggested inviting the Committee to a future Selectmen's meeting, and this was agreed to. Selectman Clark suggested seeking a brief extension of the contract instead of a renewal. Discussion followed.

Capital Improvement Planning Committee

Present: David Wallace, Chairman, Capital Improvement Planning Committee.

David Wallace, Chairman, Capital Improvement Planning Committee, stated several new members, as well as Interim Town Manager/Finance Director Maureen Valente, have added new insights to the tasks of the Committee. He briefly updated the Board on the Committee's determinations.

Mr. Wallace stated the Committee weeds through requests to determine their priority and offered a few examples. He stated the Committee is recommending an allocation to the stabilization fund, as well as certain capital expenditures. He stated a centralized Highway Department garage was not seriously considered at this time, because it involves availability of land and will be included in a warrant article to perform a comprehensive facilities study. With regard to 911 emergency capability, he indicated that, because of its cost, it would have to wait. Mr. Wallace stated the concept of walkways in Town is an

important one, but the \$2 million pricetag is financially overwhelming, and instead \$150,000 has been recommended at this time. With regard to tennis courts at Featherland Field, the Committee proposes budgeting \$14,000 toward repair.

Mr. Wallace reported the Committee's belief that morale among Town employees goes down if they "get nothing" toward making their jobs easier and more efficient. He cited the example of the Flynn Building, which is old and houses only a portion of Town offices. He opined there should be a centralized location for all Town Offices but acknowledged that would be a long time in coming.

Mr. Wallace reported Michael Dunne, Fire Chief, expressed concern over having an emergency power generator for the Fairbank Community Center if it is indeed to be considered an emergency shelter. Therefore, \$52,000 has been included in the Committee's recommendations.

The Board thanked Mr. Wallace and the Committee for their hard work.

Selectman Clark Announcement

Selectman Clark announced she will not seek re-election at the end of her term. She stated it had been her privilege to represent the Town for the past two terms (six years) as a Selectman, fifteen years prior to that as a member of the Board of Appeals, as well as time on Earth Removal Board and other committees and task forces. She stated she found it very rewarding to help people with their problems, as well as lend assistance with the Town's issues, and she thanked everyone for the help they have given her during these twenty-two years. Ms. Clark stated she would like to see competition as it brings forth new ideas.

Chairman Drobinski praised Selectman Clark for her remarkable service over the years and stated it had been a distinct pleasure working with her. Selectman Roopenian echoed those sentiments.

Executive Session

At 8:45 p.m. it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss pending litigation with AT&T. (Chairman Drobinski, aye, Selectman Clark, aye, Selectman Roopenian, aye).

Chairman Drobinski announced that public session would not reconvene following Executive Session.

There being no further business to come before the Board, the meeting was adjourned at 9:00 p.m.

Attest: _____
Maureen G. Valente
Interim Town Manager-Clerk