

IN BOARD OF SELECTMEN  
MONDAY, JUNE 12, 2000

Present: Chairman Kirsten D. Roopenian, Lawrence W. O'Brien, John C. Drobinski, Selectmen.

The statutory requirements as to notice having been complied with, the meeting was convened at 7:35 p.m. at the Town Hall, 322 Concord Road.

**Minutes**

It was on motion unanimously

VOTED: To approve the minutes of the Finance Summit meeting of November 16, 1999, the executive session of May 17, 2000, and the regular and executive session minutes of May 22, 2000, as drafted.

**Council on Aging**

It was on motion unanimously

VOTED: To accept \$222.48 in miscellaneous donations, to be deposited into the Van Donation Account, and to authorize the Council on Aging to expend said funds for the purpose of operating and maintaining the Council on Aging vans.

**Youth Commission Grant – The Sudbury Foundation**

It was on motion unanimously

VOTED: To accept, on behalf of the Town and Youth Commission, a grant of \$1,300 from the Sudbury Foundation to be separately accounted for and used to defray the cost of Jay Vogt's recent consultation with the Sudbury Youth Commission, and to send a letter of thanks to the Sudbury Foundation.

**Board of Registrars Reappointment**

It was on motion unanimously

VOTED: To reappoint Jeanne M. Maloney to the Board of Registrars, in accordance with the recommendation of the Democratic Town Committee, dated May 28, 2000, for a three year term to expire April 30, 2003.

**Fourth of July Road Race**

It was on motion unanimously

VOTED: To grant permission to Graham Taylor to place signs on both sides of Concord Road at Featherland Park from June 25 through July 4, to inform residents concerning the Fourth of July Road Race. Signs must be removed promptly on July 4.

**Juvenile Restitution Program Committee**

The Board was in receipt of a letter, dated March 20, 2000, from Christopher Kenney, member of the Juvenile Restitution Program Committee, inquiring whether the Committee was still viable and enclosing a newspaper article on a Greenfield, Mass. Juvenile Restitution program for the Town's consideration. The Board also reviewed a memo, dated May 17, 2000, from Police Chief Peter Lembo, recommending the Board permanently dissolve the Juvenile Restitution Program due to inactivity for fifteen years and the lack of need because of changes in the Juvenile Court System.

Selectman O'Brien stated he was in favor of dissolving the Juvenile Restitution Program Committee and opined the Committee could be reactivated at a later date if necessary. Mr. O'Brien suggested that Mr. Kenney and other Juvenile Restitution Program Committee members should be encouraged to become involved in other Town committees that may need help. Chairman Roopenian suggested inviting them to the proposed Youth Summit.

It was on motion unanimously

VOTED: To dissolve the Juvenile Restitution Program Committee.

**Industrial Development Commission**

The Board discussed the dissolution of the Industrial Development Commission, due to its inactivity and the recent appointment of the Economic Development Committee. Town Counsel has noted the Commission can be reconstituted at a later date, if necessary.

Selectman O'Brien suggested any reports generated by this committee be forwarded to the Town Clerk or Town Planner's office.

It was on motion unanimously

VOTED: To recommend the Town Manager dissolve the Industrial Development Commission.

**Town Trust Funds – March 31, 2000**

Chairman Roopenian convened a meeting of the Co-Trustees of Town Donations.

Town Manager/Finance Director Maureen Valente stated the trust funds are producing a steady stream of income. She stated further the June 30, 2000 year-end report will reflect the entire year's activity.

After discussion, it was on motion unanimously

VOTED: To accept, as Co-Trustees of Town Donations, the report of Town Trust Funds for the period ending March 31, 2000.

**Overhead Utility Waiver – 225 Water Row**

Present: Tom Finelli, Trask, Inc.

The Board was in receipt of a letter, dated May 25, 2000, from Benjamin T. Stevens, Trask, Inc., requesting an overhead utility waiver for a home at 225 Water Row. Service would be underground from the house to Water Row, eliminating two poles and 300' of overhead wire, but requiring a new pole to receive wires from a pole across Water Row. The request was accompanied by a sketch on an As Built Plan, dated March 8, 2000, prepared by Bruce Saluk & Associates, Inc., Marlborough, Mass. The Board also reviewed a report, dated June 8, 2000, from the Wiring Inspector, stating the new pole will be more visible, but the elimination of the pole near the house will be an improvement for the resident.

Town Manager Valente stated both the Building and Wiring Inspectors have approved this request.

Mr. Tom Finelli, Trask, Inc., briefly described the project's request. He pointed out they plan to eliminate two poles, plus 300 feet overhead wiring, add a new pole, having only about 20 feet overhead wiring visible.

Selectman O'Brien stated he walked the property and is familiar with the area.

Mr. Finelli stated the problem with going underground could be tied to the Conservation land nearby and the prospect of cutting open the road (Water Row). Ms. Valente stated the Director of DPW would have no objection to opening the road as it is not a new road. Mr. Finelli stated the electric company advised them to add the pole instead of going underground. Chairman Roopenian informed Mr. Finelli of the Board's goal to pursue underground installation wherever possible.

Mr. Finelli stated the conservation issue may come into play as the ground would be disturbed on both sides of the road as well as when trenching across the road.

Discussion followed regarding trenching and proposed pole placement. Mr. Finelli stated that additional costs would be paid by the homeowner who wishes the poles removed.

The Board advised speaking with the Conservation Commission to determine if a conservation issue exists. Ms. Valente stated she would contact both Conservation and Public Works for their input on this matter.

The Board reached a decision the utility connection should be completely placed in conduit under Water Row unless either the Conservation Commission or Director of Public Works has reason to object.

Therefore, it was on motion unanimously

VOTED: Only on condition that either the Conservation Commission or Director of Public Works objects to underground placement, to grant permission to Trask, Inc. to modify existing overhead utility wires to a home at 225 Water Row, by eliminating one overhead line of wires and bringing wires overhead from existing pole across the street to a new pole on private property to connect with underground service to the home; otherwise, the petition is denied.

**Sweet Pepper, Inc.**

Present: Yee Yang, applicant; Herbert Weinberg, Attorney.

At 8:05 p.m. Chairman Roopenian convened a Public Hearing for the purpose of considering the application, dated May 1, 2000, for transfer of the Common Victualer License to sell All Kinds of Alcoholic Beverages under G.L.Ch. 138,s.12, held by Deborah R. Taylor, Manager, MoonShadow, Inc., to Yee Yang, Manager, Sweet Pepper, Inc., for premises located at Mill Village, 385 Boston Post Road, Building G, Store 2, involving a change in the licensed premises to include a seasonal sidewalk dining area. The applicant is also requesting a Common Victualer License and Entertainment License for the use of a radio.

Notice of the Public Hearing was duly posted and advertised in the *Sudbury Town Crier* on May 25, 2000. Abutters were provided written notice by certified mail, return receipt. There is no school or church located within 500 feet of the restaurant.

Chairman Roopenian stated sidewalk dining had been approved by the Board several years ago, but the liquor license was not updated and this approval would rectify that.

Town Manager Valente stated the property taxes are paid up to date and the Fire and Police Departments, as well as the Building and Health Departments, have no concerns with the application.

The Board was in receipt of the following:

1. Request for Transfer of Alcoholic Beverages License, dated May 1, 2000, held by Deborah Taylor, to Yee Yang, Manager, Sweet Pepper, Inc., d/b/a MoonShadow Café & Catering, Mill Village, 385 Boston Post Road, Building G, Store 2.
2. Application for Alcoholic Beverage License for Retail Sale, dated May 1, 2000.
3. Licensee Personal Information Sheet, dated April 28, 2000, for Yee Yang.
4. Floor plan (sketch) of Sweet Pepper.
5. Certificate of Naturalization, dated July 30, 1987, #13371562, INS Registration No. A22-497-551, for Manager Yee Yang.
6. Copies of Social Security Card, #314-92-7856, and Massachusetts Drivers License, #S22973096, for Pisan Aowsathporn, resident alien.
7. Completed Massachusetts Department of Revenue Tax Attestation, from both buyer and seller.
8. Corporate Resolution, dated April 28, 2000, stating Mr. Yee Yang's election as Manager of the Corporation, and minutes of a Board of Directors meeting of April 28, 2000, where votes were taken to file application for an All Alcoholic License for 385 Boston Post road, authorize Yee Yang to sign said application, and appoint Yee Yang as Manager of the premises.
9. Articles of Organization, dated April 5, 2000, for Sweet Pepper, Inc.

10. Certificate of Change of Directors or Officers of Domestic Business Corporations, dated April 28, 2000, listing current officers as Yee Yang and Pisan Aowsathporn.
11. Purchase and Sale Agreement, dated April 2000, between MoonShadow Cafe and Catering and Sweet Pepper, Inc.
12. Mill Village lease, dated May 2000, for Sweet Pepper, Inc., 385 Boston Post Road, Building G, Store 2.
13. Application for Common Victualer License, dated April 28, 2000.
14. Application for Entertainment License, dated April 28, 2000.
15. Report, dated June 9, 2000, from Bob Leupold, Director of Health, stating he has no concerns with the property.
16. Report, dated June 9, 2000, from Jack Hepting, Building Inspector, stating he has no issues with the proposed license transfer provided all exit signs, emergency lights and egress requirements are in compliance with the 6<sup>th</sup> Edition of the State Building Code.

Attorney Herbert Weinberg stated the restaurant will be an upscale Thai restaurant and reported Mr. Yang has managed a number of other restaurants in the area, most recently in Andover. Attorney Weinberg stated there have been no complaints or problems with any of the restaurants Mr. Yang has managed.

Mr. Yee Yang stated there would be no changes to the inside of the restaurant. He plans to have seating for eighteen people in the sidewalk dining area. The radio would play inside the restaurant only. Ms. Valente stated there have been past complaints about noise from the restaurant and opined these individuals would appreciate the radio being indoors. Mr. Yang clarified the radio would be used only occasionally and not all the time.

Selectman Drobinski asked about hours of operation. Mr. Yang responded they are the same as for MoonShadow.

Selectman O'Brien inquired about an individual named Supavat Kaewprasert, formerly listed on the Articles of Organization. Attorney Weinberg stated this person is no longer involved in the business and was therefore removed.

Selectman O'Brien inquired about TIPS training for all persons serving alcohol. Mr. Drobinski informed the applicant all establishments selling alcohol in Sudbury must complete TIPS training and stated the Police Dept. occasionally operates a "sting" to see if establishments are selling to minors. Mr. Yang stated all people serving alcohol will be appropriately trained.

Selectman O'Brien wished Mr. Yang a successful venture as there has been a significant increase in Asian cuisine in Sudbury in the last few months.

Chairman Roopenian asked about the smoking section and whether a panel would be installed to separate this area from the non-smoking area. Selectman O'Brien opined separate ventilation is also required. Ms. Roopenian asked the applicant to check with the Board of Health for the appropriate regulations regarding smoking sections.

Selectman Drobinski asked the Town Manager to ascertain that the water bills are paid up to date.

It was on motion unanimously

VOTED: To approve the transfer of the Common Victualer License to sell All Kinds of Alcoholic Beverages under G.L.Ch. 138, s.12, held by Deborah R. Taylor, Manager, MoonShadow, Inc., to Yee Yang, Manager, Sweet Pepper, Inc., for premises located at Mill Village, 385 Boston Post Road, Bldg G, Store 2, involving a change in the licensed premises to include a seasonal sidewalk dining area, subject to water bills and taxes paid up to date, and compliance with Board of Health regulations regarding separate smoking and non-smoking areas.

It was on motion unanimously

VOTED: To grant a Common Victualer License to Yee Yang, Manager, Sweet Pepper, Inc., for premises located at Mill Village, 385 Boston Post Road, Bldg G, Store 2.

It was further on motion unanimously

VOTED: To grant an Entertainment License to Yee Yang, Manager, Sweet Pepper, Inc., for premises located at Mill Village, 385 Boston Post Road, Bldg G, Store 2, for the use of a radio, indoors only.

**Utility Petition #00-04 – Raymond Road Conduit**

Present: Christopher Parella, Right-of-Way Supervisor, Bell Atlantic; Sara Houle, 117 Warren Road.

At 8:22 p.m. Chairman Roopenian convened a Public Hearing for the purpose of considering Utility Petition #00-04 of Bell Atlantic/New England Telephone & Telegraph Company for permission to construct and a location for a line of conduit in Raymond Road: On the easterly side, from existing Pole No. 27, place approximately 30 feet of conduit in a northerly direction to splice closure at Warren Road, then again on the easterly side, place approximately 43 feet of conduit in a westerly direction from Pole No. 30 across Raymond Road to existing Pedestal 2.

Abutters were provided written notice of the hearing by regular First Class mail.

Chairman Roopenian stated the petition is for two sections of conduit, and it is also Bell Atlantic's intention to change underground lines to overhead lines along Raymond Road where service is disruptive. She said, according to Town Counsel, the overhead portion falls under the Town's overhead wiring bylaw, and this hearing will not consider that portion at this hearing.

Mr. Christopher Parella opined the overhead wiring bylaw applies to new construction/utility installation, and not for replacement or relocation or existing services.

Mr. Parella briefly described the problematic situation regarding the underground cables. These cables are "direct buried cables", without conduit, and groundwater erodes the lines, requiring fairly regular replacement or repair. He reported this area of Raymond Road is the highest maintenance area. He reported further there have been extensive repair calls from Raymond Road or Warren Road residents in the past 15 months.

Ms. Sara Houle, 117 Warren Road, expressed concern for three 60-foot larch trees on the corner of her property and wondered if the repair (digging up the cable) could be made without damaging the tree roots. Mr. Parella stated they would avoid the trees if at all possible. Discussion followed.

Selectman O'Brien expressed concern for approving one piece of the petition without seeing the larger plan.

Ms. Houle opined telephone service is disrupted when Bell Atlantic is at one of the switching boxes at Feeley Park. Mr. Parella opined the reverse to be true, that Bell Atlantic is at the box in order to rectify disrupted service.

After discussion, it was on motion unanimously

VOTED: To approve Utility Petition #00-04 of Bell Atlantic – New England Telephone and Telegraph Company to construct and a Grant of Location at Raymond Road: On the easterly side, from existing Pole No. 27, place approximately 30 feet of conduit in a northerly direction to splice closure at Warren Road, then again on the easterly side, place approximately 43 feet of conduit in a westerly direction from Pole No. 30 across Raymond Road to existing Pedestal 2, as shown on plan entitled "NEW ENGLAND TELEPHONE AND TELEGRAPH PETITION NUMBER 00-01" dated May 9, 2000, avoiding all possible contact with larch trees on the corner of Warren Road and Raymond Road.

#### **Sudbury Planning Board – Interview/Election**

Present: Christopher Morely, Candidate; Jody Kablack, Town Planner; William Keller, Chairman; Lisa Eggleston, Marianne D'Angelo, Planning Board.

The Board met with the Sudbury Planning Board for the purpose of interviewing candidate Christopher Morely and electing by roll call vote a fifth member to said Board to serve until the effective date of the next Annual Town Election, to fill the vacancy created by the resignation of Lawrence W. O'Brien.

It was on motion unanimously

VOTED: To appoint Town Manager Maureen Valente as Clerk for the duration of these proceedings.

William Keller, Chairman, Sudbury Planning Board, stated several applicants have been interviewed and at this time presented Mr. Christopher Morely as their recommendation for the vacancy.

Mr. Christopher Morely briefly recounted his experience and desire to serve on the Planning Board as stated in his letter of April 23, 2000.

It was on motion by William Keller and by roll call

VOTED: To elect Christopher Morely, 443 Peakham Road, to the Sudbury Planning Board, to serve until the effective date of the next Annual Town Election, in accordance with General Laws Ch.41,s.11, as amended, to fill the vacancy created by the resignation of Lawrence W. O'Brien. (M. D'Angelo, aye; Selectman Drobinski, aye; Elizabeth Eggleston, aye; William Keller, aye; Selectman O'Brien, aye; Chairman Roopenian, aye.)

The Board thanked the Planning Board for their time, welcomed Mr. Morely, and invited him to the first meeting of the Economic Development Committee.

**Traffic Control – Old Lancaster Road**

Present: Lisa Vitale Barth and Douglas J. Barth, 286 Old Lancaster Road; Richard Gariepy, 213 Old Lancaster Road; Vincent Surwilo, 220 Old Lancaster Road; other area residents.

The Board was in receipt of a report, dated May 26, 2000, from I. William Place, Director of Public Works, and Alan Hutchinson, Safety Officer, Sudbury Police Department, with the following recommendations: To remove a sight obstacle (tree) at the corner of Meadow Drive and Old Lancaster Road; to make no changes to signage; and to retain posted speed limits of 30 mph and 25 mph with increased police presence in the area. A Traffic Study conducted by the Police Department was included.

Mr. Douglas Barth briefly reviewed changes in Old Lancaster Road since he and his family moved there in 1995. He stated this was about the time Brownstone Lane was being developed. A traffic study done by the neighbors at that time indicated an average speed was approximately 36 mph. Since then, the road has been straightened and widened, and has been subject to the results of a detour from Route 27 “announcing” Old Lancaster Road as a viable option to avoiding the traffic light in Sudbury Centre. He opined the new traffic study to be flawed, as the cruiser taking speed measurements was in plain view, encouraging motorists to abide by the posted speed limits. He opined some cars to be moving at 50 mph. Mr. Barth stated backing a car onto this road is a frightening experience, as well as getting mail from mailboxes at the edge of the road. He offered to pay for another traffic study to better assess the speeds.

Mr. Barth opined cutting down the tree would only increase the speed, as motorists will be able to see around the curve better, and he suggested reducing the speed to 20 or 25 mph for the length of this area.

Mr. Richard Gariepy, 213 Old Lancaster Road, asked why the tree is to be removed. He stated he has lived in his house at the corner of Meadow Drive and Old Lancaster Road, and looks around the tree every time he pulls out of his drive to make sure he can enter the roadway safely. Chairman Roopenian responded the Public Works Director made the recommendation as the tree is at the edge of the public way, preventing two cars from passing each other safely.

Mr. Gariepy stated he has seen two school busses pass each other safely at that location every day. He opined that, if the tree is taken down, the speeds will go back up, especially those of young people seeing how fast they can go before they reach the railroad tracks. He suggested the officer sit at the railroad tracks at 11 p.m. and watch the cars zoom over the tracks. He opined further that, if the speeds are kept down, the commercial traffic will inevitably find another route. Mr. Gariepy stated further the motorists most notably traveling over the speed limit are the Public Works trucks coming from the DPW garage.

Another resident inquired if there had been any reported accidents near the tree. That information was not included in the report.

Selectman O’Brien agreed a visible cruiser causes motorists to slow down, but expressed doubt that lowering the speed limit will affect early morning traffic. Ms. Lisa Barth indicated the peak time was not even included in the study. Mr. O’Brien opined traffic to be a “nightmare” on most streets in Sudbury during the morning commute due to increased population and people hurrying to their destinations. Short of having an officer on duty 24 hours a day, he could offer no solution other than encouraging motorists to slow down.



Ms. Barth stated no one asked her where the speeding (as she reported) was occurring, and questioned the validity of the traffic study.

Chairman Roopenian stated there are no easy answers to traffic problems. Selectman Drobinski opined there to be no unique characteristics to the traffic concerns on Old Lancaster Road as the same concerns exist all over Town. Every neighborhood gets impacted by road construction in Town.

A resident stated numerous complaints to the Police Department have gone unnoticed, having been advised nothing can be done without taking license numbers of cars going over the speed limit.

Selectman Drobinski asked the neighbors if they wanted the tree to stay. They responded yes. He pointed out that the Town has some liability if an accident occurs at that site, since the tree's removal has been recommended by the Public Works Director. He cautioned the neighbors that an additional speed study could result in a change in speed limit, but not necessarily to the speed limit they want. The State Highway Department could recommend a higher speed limit.

Mr. Vincent Surwilo, 220 Old Lancaster Road, stated the tree is not in the road and it should stay. The tree's removal would only increase line-of-sight and subsequently increase speeds.

Discussion followed. Traffic calming devices were suggested.

Selectman O'Brien suggested sending a formal memo to the Department of Public Works regarding the speed of their drivers, leaving the tree as is, and instituting a ticketing campaign by the Police Dept.

Town Manager Valente stated the Tree Warden will be advised that the Board has been approached by the neighbors to leave the tree alone. The tree hearing will occur as scheduled. A resident complained the notice of the tree hearing was removed from the tree and should be posted on both the street and sidewalk sides. Ms. Valente stated she would have them reposted. Chairman Roopenian suggested a letter to the editor in the newspaper would alert residents to the tree hearing. The Board will review the results of the hearing with the neighbors.

It was on motion unanimously

VOTED: To accept the report, dated May 26, 2000, from the Director of Public Works and Safety Officer, regarding traffic control on Old Lancaster Road between Peakham Road and Concord Road.

### **Pine Lakes – Traffic Control**

The Board reviewed a report, dated May 22, 2000, from the Director of Public Works and the Safety Officer, with the following comments regarding the stop signs in the Pine Lakes area: a stockade fence at Great Lake Drive and Oakwood Avenue has been removed; two pine trees are posted for take down; landscaping sight obstruction on a circular drive at corner of Basswood Avenue and Lakewood Avenue still remains, and a row of pines at Oakwood Avenue and Lakewood Avenue still remain. Recommendation is that the stop signs remain until physical obstructions have been removed, and then be reviewed again.

The Board was also in receipt of an electronic transmission, dated June 12, 2000, from Robert Cargill, 33 Oakwood Avenue, stating the stop signs have been effective. He opined the small number of drivers still exceeding the speed limit would decrease over time, and recommended the stop signs remain. He

also reported that there was an accident on June 9, 2000 at the intersection of Great Lake Drive and Beechwood, where there is no stop sign.

It was noted that there was no one from the Pine Lakes area in attendance.

The Board agreed to continue monitoring the traffic situation and to leave stop signs in place for the time being.

It was on motion unanimously

VOTED: To accept the report of the Director of Public Works and the Safety Officer (Police Dept.) regarding the traffic control signs in the Pine Lakes region, and to accept the correspondence of Robert Cargill, 33 Oakwood Avenue.

### **Veterans Advisory Committee**

Present: Mary Jane Hillery, Veterans' Agent; Spencer Goldstein, American Legion Commander; Winifred Grinnell, Veterans' Advisory Committee.

The Board met with the Veterans Agent and Veterans Advisory Committee for the purposes of a general update on activities and to sign a Proclamation in honor of the Veterans of the Korean War.

Ms. Mary Jane Hillery, Veterans Agent, briefly updated the Board on recent activities. She encouraged the Board to view the special Korean War exhibit at the Goodnow Library and noted that the theme of this year's essay contest was on the Korean War and why it was "the forgotten war". Ms. Hillery reported Bernie Schofield, a Korean War veteran, was presented with his high school diploma at the June commencement exercises.

Ms. Hillery listed her duties as verifying service records for accuracy, replacing medals or cemetery markers, initiating benefits for veterans and widows, and presentation of flags at funerals. She noted the proper procedure for obtaining medical/prescription benefits. She stated she occasionally assists veterans from other communities get appropriate information to get their benefits started.

Ms. Winifred Grinnell briefly updated the Board on Memorial Day activities. She reported the cemetery was beautiful this year and expressed appreciation for the Public Works and cemetery crews who maintain it. She commended various groups for their presentations in recognition of Memorial Day.

Mr. Spencer Goldstein, American Legion Commander, embraced the value of teaching children how to learn from history and the impact of those sacrifices. He recounted various activities in which to get children involved, including Toys for Tots. He stressed the importance of developing a "hometown identity" for children, instead of going to Grandma's house for holidays.

Ms. Hillery reported varying numbers of people receiving benefits, but noted approximately 1400 veterans living in the Town of Sudbury. Mr. Goldstein inquired about including a space on the census forms for information on military service.

Chairman Roopenian thanked Ms. Hillery and the committee for their efforts.

The Board signed the Proclamation in honor of the Veterans of the Korean War.

**Septage Committee, Wayland-Sudbury Septage Disposal Facility**

Present: Robert Gottberg, Vice Chair; Robert Coe; Edward Pickering, James Occhialini, Septage Committee.

Mr. Robert Gottberg, Vice Chairman, Septage Committee, stated things have been going well, currently a million dollars on account, and the committee will be looking for ways to reduce the costs of disposal. He stated he would forward a copy of the audit report on their activities.

Mr. Gottberg stated the committee is looking into the possibility of contract operations and will notify the Board of a decision to pursue such an endeavor.

Mr. Gottberg stated the facility is trying to increase the "through-put", currently processing 25,000 gallons/day. He stated a new permit has been received for the 25,000 gallon/day output. They would eventually like to reach a 40,000 gallon/day level.

Mr. Gottberg reported a good relationship with Wayland, with the financial situation on the Wayland end gradually improving. It was noted that the facility has its own accountant, legal counsel, auditor, etc. which improves documentation and efficiency.

The Board thanked the Septage Committee for their efforts.

**LSRHS Building Project**

The Board briefly discussed what they have gleaned from other parties, and agreed that the committee needs to be reminded of the Board's interest and involvement. As the Special Town Meeting is not far off, the Board directed the Town Manager to draft a letter to the LSRHS Committee noting that the Board needs to be kept informed of progress made toward a final plan, and of various required elements that must come before the Board as though the new school were going through the site plan permitting process.

**SuAsCo River Committee**

Selectman Drobinski stated the Town has to sign a letter of understanding between the Federal Government, State Government and local communities noting their involvement. Town Manager Valente stated she would confer with Town Counsel on the matter.

**Frene Dog Situation**

Chairman Roopenian expressed great concern over the fact that a fortress has been built to contain the dogs but that it is impossible to see whether the dogs are actually contained. She asked the Town Manager to provide the status of the court case.

**LEAP School**

Chairman Roopenian asked the Town Manager to obtain for the Board the status of the litigation with the LEAP School, noting it has been going on for two years.

### **Selectmen Goals**

The Board reviewed a “final” goals statement prepared from the comments expressed thus far. Selectman O’Brien noted his comments and suggestions in a memo, dated June 11, 2000. He expressed particular concern for Town boards and committees to use the Master Plan as a living reference and for continued support for senior housing initiatives and issues.

Discussion followed regarding numbering the goals, as concern was expressed that numerical references could be construed as the Board’s “ranking” of goals. It was agreed that numerical listing will be eliminated.

Discussion followed regarding ways to disseminate Selectmen Goals to the community.

### **Property and Casualty Insurance**

Town Manager Valente informed the Board a recent vote regarding property and casualty insurance for the Town needs to be amended. A three-year bid was considered, but the wording of the vote included only the first year. She asked the Board to amend the vote to include years 2 and 3.

It was on motion unanimously

VOTED: To amend the vote taken on June 28, 1999, as follows: To approve a three-year contract for FY00 through FY02 with Massachusetts Inter-Local Insurance Association for Property, Casualty and Liability Insurance for FY00 at a premium of \$46,890, Workers’ Compensation Insurance at a premium of \$19,921, and Police and Fire Accident Insurance at a premium of \$18,290, FY01 and FY02 premiums to be established in accordance with the contract and valuations.

### **Cable Television Committee**

Town Manager Valente reported the franchise expires on July 17, 2000. She stated hearings are planned on transfers and that a packet will be prepared for the Board. She noted regional meetings may be beneficial to learn how other communities are handling this matter. She reported Jeff Winston, Chairman, Cable Television Advisory Committee, believes both votes, to approve the transfer to AT&T and awarding the contract, can be accomplished the same evening.

### **Zoning Bylaw**

Town Manager Valente reported the Town Planner has expressed concern for getting the zoning bylaw article ready for the Special Town Meeting in the fall and suggested a memo to various boards and committees to remind them of the importance of the bylaw and staying on track.

Discussion followed concerning the difference between codification and rewriting of bylaws. It was the Board’s opinion the basic intent of Mark Bobrowski’s services was for general codification. Selectman Drobinski opined the visual impact of a significantly smaller volume of bylaw language may elicit concern portions of bylaws have been eliminated or forgotten. State statute changes were also considered during the codification process.

It is the Board’s understanding that Mr. Bobrowski will meet with the Selectmen to explain changes, as well as be on hand at Town Meeting to answer questions from the assembly.

### **Town Manager Pro Tem**

Town Manager Valente reported she will be leaving for Montenegro on June 16 and return on June 24. She has conferred with Town Counsel as to the proper procedure for appointing a Town Manager Pro Tem in her absence and clarified that an absence on business does not necessitate the Board making the appointment, but that she can do it herself. If, on the other hand, an absence occurs because the position of Town Manager has been vacated, the Board will have to make that appointment. In this case, Ms. Valente will appoint Janet Silva as Town Manager Pro Tem in her absence.

### **Town Forum**

Town Manager Valente suggested Town Forums be used for scheduled updates from various Town boards and committees to satisfy the Selectmen's goal of improving communication. Selectman O'Brien suggested it might be prudent for some boards and committees to report twice a year or quarterly. Ms. Valente opined a more definitive schedule might increase citizen attendance at Town Forums. She asked the Board to consider which boards and committees they might wish to hear from and in any particular order. She agreed to begin preparing a schedule.

### **CSX Transportation, Inc.**

The Board reviewed an email message from Deborah Dineen, Conservation Coordinator, updating the Board on the latest activities associated with the derailment. A Notice of Intent has been filed, and additional information requested. Regarding clean-up, elevated levels of lead and TPH were found. Cargo removal is complete. The Water District is considering a piped connection between Well #6 and the Raymond Road treatment plant as a preventative measure. Finally, there is a chance CSX will not rebuild the track and will abandon the site.

Town Manager Valente opined track abandonment might not be a bad thing for the Town. She suggested looking into securing funds for redesigning the Nobscot intersection, if the track is abandoned.

### **Assistant Town Manager**

Town Manager Valente stated Wayne Walker of Westminster, MA has accepted the Town's offer for the position of Assistant Town Manager and will begin work in early August.

### **Stow – Aquifer**

Town Manager Valente stated she received a phone call from a Stow Selectman, Kathy Farrell, regarding an option to purchase land currently under 61A protection. It is a "productive aquifer" and the Town of Stow does not need the water capacity at this time. Ms. Valente stated the Town of Stow would hate to see the land slip by and wondered if Sudbury might be interested in helping to purchase the land. Doing so might secure water supplies in the future. Ms. Valente forwarded the request to Richard Carroll, Water District.

**Executive Session**

At 10:47 p.m. it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss matters of litigation and collective bargaining. (Chairman Roopenian, aye, Selectman O'Brien, Selectman Drobinski, aye).

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

There being no further business, the meeting was adjourned at 11:12 p.m.

Attest: \_\_\_\_\_  
Maureen G. Valente  
Town Manager-Clerk