

IN BOARD OF SELECTMEN
TUESDAY, OCTOBER 22, 2002

Present: Chairman Lawrence O'Brien, Selectman Kirsten D. Roopenian, and Selectman John C. Drobinski (arrived at 7:50 p.m.).

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

Opening Remarks

Chairman O'Brien encouraged all residents to exercise their right to vote in the State Election on Tuesday, November 5. Polling places will be open from 7 a.m. until 8 p.m. Citizens may check with the Town Clerk's office for their polling place.

Chairman O'Brien asked residents to exercise extreme caution while driving on Halloween as many children will be out trick-or-treating along town streets.

Chairman O'Brien thanked the Finance Committee and the Town Manager for a very informative Financial Summit. He encouraged citizens to view this proceeding on cable access.

Minutes

It was on motion unanimously

VOTED: To approve the regular minutes of October 8, 2002, as amended, and the executive session minutes of October 8, 2002, as drafted.

Council on Aging Donations

It was on motion unanimously

VOTED: To accept \$126.00 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.

Warrant for State Election

It was on motion unanimously

VOTED: To sign the Warrant for the State Election of November 5, 2002.

Site Plan #02-367 -- Willow Hill School, 98 Haynes Road

It was on motion unanimously

VOTED: To approve and sign site plans for Willow Hill School, 98 Haynes Road, in conjunction with Site Plan #02-367. [Selectman Drobinski signed the plans later in the evening]

Postponed Agenda Items

Items 11, 12, and 13, concerning ESS Sudbury Athletic Academy site plan conditions, Sudbury Farms site plan decision, and the Frost Farm Trail Easement respectively, were not ready for discussion and postponed to the Board's next agenda of November 5, 2002.

Sudbury Farms/Roche Bros. Site Plan #01-362M

The Board agreed to an extension of the action deadline to December 31, 2002, as mutually agreed. A letter of confirmation will be forthcoming from the applicant.

Cable Television Advisory Committee – Appointment

It was on motion unanimously

VOTED: To appoint Bijan Sabet, 25 Crown Point Road; Kevin Griggs, 65 Lincoln Road; Donald Ziter, 38 Carriage Way; and Peter Boers, 63 Stone Road, to the Cable Television Committee for a term to expire April 30, 2003.

Board of Appeals – Candidate Interviews

Present: Richard Vetstein, 2 Washington Drive.

Mr. Richard Vetstein, 2 Washington Drive, stated he is a lawyer with expertise in real estate matters, and expressed a desire to serve the Town utilizing his experience. He is a fairly new resident to Sudbury, living near Route 20 and is naturally concerned with development along Route 20. He stated he has been involved in numerous Chapter 40B, eminent domain and urban renewal matters during his career, none in Sudbury.

Responding to questions from Selectman Roopenian, Mr. Vetstein stated he has no difficulty separating himself from issues involving him personally, to determine a fair assessment of the facts as presented during any proceedings. Mr. Vetstein stated he recently left Edwards and Angell for a much smaller law firm, which will open up more time to get involved in Town activities. He stated he is prepared to participate in any level his appointment would require.

Chairman O'Brien asked Mr. Vetstein if there would be any situations in which he would have to recuse himself from any proceedings. Mr. Vetstein responded no, as much of his work involves eminent domain in urban communities. He stated one of his strengths is being able to determine the facts of the situation, yet perform as a member of a board.

Responding to a question from Selectman Drobinski, Mr. Vetstein stated if he were Chairman he would make certain that all parties had an equal opportunity to speak or air their grievances, then utilize the zoning bylaws to make a fair and reasonable decision.

The Board thanked Mr. Vetstein for his interest in the Zoning Board of Appeals and informed him they had another candidate to interview before making a decision.

Town Forum

At 8:05 p.m. Chairman O'Brien convened Town Forum during which time reports were presented by Minuteman Regional Vocational Technical School and the Sudbury Schools K-8.

Mr. Paul Lynch, Sudbury's representative to **Minuteman Regional Vocational Technical School**, briefly updated the Board on activities at the school. He stated enrollment is steadily increasing, indicating that students continue to seek an educational experience other than traditional high school. He stated the 19 Sudbury students (up from 14 last year) are doing very well, excelling in their fields of study and winning awards in area competitions. Copies of a recent school newsletter featuring various activities were distributed for the Board's review.

Mr. Tom Markham, Director of Community Relations and Development for the school, expanded on Mr. Lynch's comments, providing enrollment figures and specifics of funding. He stated the challenges of correcting misconceptions and changing demographics of a vocational school make a difference in enrollments and reputation in the communities represented. Mr. Markham expressed pride in the school's accomplishments in recent years.

Mr. Richard Robison, **Sudbury School Committee**, updated the Board on the progress of the search for a new school Superintendent. He opined it to be a challenge as the pool of suitable candidates is significantly smaller, hopefully 20 applicants, than it would have been just a few years ago. Mr. Robison opined the challenges facing a superintendent now include the pressures of MCAS testing and increased perspectives on student/teacher safety. He stated though they had originally hoped for December, they would like to make a decision near the end of January if they have received a suitable number of resumes.

Mr. Robison provided enrollment figures, stating this year's count is only 49 students higher than last year, not as steep a growth as previous years. Professional and support staff has been reduced by 19 positions, both full- and part-time, totaling 17.69 full time equivalent positions. Other budgetary constraints have included restrictive purchases on custodial supplies, maintenance, after school activities and other things. Physical plant maintenance is not in jeopardy, however, due to the expertise of the new maintenance supervisor. Unexpected teacher retirement and professional moves have helped the budget a little, as staff was replaced at somewhat lower salary levels.

Reports concluded at 8:53 p.m. Refreshments were served.

Cutting Property – Maynard Road

Present: John Cutting, owner, 381 Maynard Road; Jody Kablack, Town Planner; Christa Collins, Sudbury Valley Trustees.

The Board reviewed an informational packet containing a summary appraisal report and valuation analysis of the property known as "THE NURSERY' PRELIMINARY SUBDIVISION OF LAND IN SUDBURY, MASS PREPARED FOR JOHN C. CUTTING,' dated October 1997, revised November 30, 2001, and being a portion of Parcel #0500, Town Property Map E-6. The Board also reviewed a brief informational sketch prepared by the Town Planner, outlining basic facts and considerations.

Chairman O'Brien expressed thanks to the Cutting family for allowing the Town the opportunity to purchase development rights to this land, in order for the Town to keep some control on how this land is developed.

Town Planner Jody Kablack briefly described the full development proposal for the Cutting property, which includes 32 house lots at nearly \$300,000 per lot, at the estimated value of \$9.4 million. The development rights are being offered to the Town at \$6.434 million. This proposal excludes 5 lots, which would be developed by the owners into a single family subdivision at a future time. The proposal includes a right to lease approximately 12 acres of upland for recreational use, for a three-year period, commencing when fields are ready for use. The offer is contingent upon the submission of an article at the 2003 Annual Town Meeting.

Ms. Kablack outlined concerns expressed by the Conservation Coordinator, including wetland buffer encroaching onto 9 housing lots, perhaps rendering them unbuildable, and the existence of endangered species on the property. Three recreational fields can be accommodated, as well as parking areas, but the concern is that three years lease time may not be long enough to justify the time and resources into developing the fields. The property is adjacent to the Assabet River Wildlife Refuge, however, it is unknown whether there will be any federal funding to help offset the costs of development rights.

Selectman Roopenian stated a presentation was made to the Community Preservation Committee, but since no board or individual has officially submitted it to the CPC yet, the CPC could not consider this project for inclusion in its deliberations at this time.

Town Manager Valente informed the Board the Conservation Commission voted not to endorse this project at this time, due to many reasons, and their official report is forthcoming. Ms. Valente stated further the ConCom indicated the Commission would not support this project if it were to come before Town Meeting as they believe funds should be reserved for parcels that they rank as higher priority.

Selectman Drobinski stated that, while limiting housing development helps schools by keeping potential student increase low, there seem to be many other issues that need further information and discussion. He suggested getting more information from other Town boards and commissions. He expressed concern for the lack of public access to the property in the offer to the Town.

Chairman O'Brien concurred with Mr. Drobinski, adding that three years does not seem to be a long enough time for the use of recreational fields. He expressed concern for the ability to appropriately fund this purchase at this time. He opined the value of proposed homes in this development would be near the \$1 million mark, providing income for the Town through property taxes, so limiting development is not necessarily a selling point.

Ms. Christa Collins, Land Specialist, Sudbury Valley Trustees, stated SVT has been working with Mr. Cutting and this project for some time. She stated SVT would like to see some more creative ways to preserve this land while still offering opportunities to both the Cutting family and the Town.

Chairman O'Brien asked if SVT has the ability to assist with funding. Ms. Collins responded there could be some funding available, though she could not mention specifics. She opined that by reworking the proposal, other entities might be more interested. Town Manager Valente stated bonding for land acquisition typically lasts for twenty years.

Selectman Roopenian asked how soon fields might be ready for use. Town Planner Kablack opined at least one year would be needed for preparation. Ms. Roopenian emphasized the deadline for submitting proposals to the Community Preservation Committee for this year is November 7. There are several other projects under scrutiny, and this deadline allows time for public hearings on all proposed projects and following through toward Town Meeting.

Chairman O'Brien asked Mr. Cutting if there is room for negotiation on various points. Mr. Cutting responded in the affirmative but only on certain points.

Chairman O'Brien asked the Board to consider whether it wanted to be the proponent for this article, and meet again or make that decision this evening. Town Planner Kablack opined the deadline was actually October 30, with November 7 to be used for a contingency date. Selectman Drobinski suggested the Board sponsor the project for the purpose of "bookmarking" it for Town Meeting, as it could be withdrawn if not ready or rejected. Town Manager Valente pointed out that once it goes to the Community Preservation Committee, only the CPC would withdraw it from Town Meeting consideration.

Selectman Roopenian reminded the Board the CPC has already heard this proposal, for recreational purposes, but without the proponent. A proponent can be a private citizen, a Town board or commission, or other entity.

Chairman O'Brien stated his inclination to not sponsor the proposal or take no position. Selectman Drobinski opined a "no position" statement indicates the Board is interested but needs more information. He expressed a need for the Board to obtain as much information as possible to make a responsible decision. Town Manager Valente expressed concern that having no proponent might sideline an otherwise viable project, if other concerns can be worked out. She clarified that CPC funding is not available unless the project comes through the CPC.

Town Planner Kablack opined the project was intended to come to the Town through the confines of the CPC and not as an override at Town Meeting. It is hoped that other property owners will see the CPC as a viable route to protecting land for the Town while maximizing their goals for it.

Chairman O'Brien expressed concern for tying up a large amount of CPC funding with one parcel, and then be unable to take advantage of another project that comes along. He pointed out that if all parcels identified as priorities by the Land Use Priorities Committee were offered to the Town right now, annual debt service would be approximately \$200 million.

Selectman Roopenian expressed appreciation for the offer of the Cutting property and what it represents to the Town, yet held concern for a shaky financial future for the Town. She expressed her opinion that the Board should act as proponent of the project.

Selectman Drobinski described it as a "procedural nightmare" due to the small amount of information on which to base a decision, when more time to rework the proposal and get more input from Town boards could make the Board more comfortable in its decision. He stated that, at present, he could not support the project as proposed. He stressed the importance of allowing Town boards to do their jobs and get appropriate information to interested parties.

Town Manager Valente opined the Board acting as proponent merely puts the project into play, and not necessarily implies support.

Ralph Tyler, One Deacon Lane, opined three years of recreation use is too short, especially for the amount of money being paid. He also expressed concern about no public access to the land other than recreational fields. He opined that paying approximately 90% of market value just for development rights and limited access/use is too expensive.

It was agreed to gather as much information as possible from Town Boards and meet again next week if necessary. This would allow time to still submit the paperwork for the Community Preservation Committee.

Early Retirement Incentive – Discussion

Present: Assistant Town Manager Wayne Walker, John Longo, Police Dept.; Gerald Shea, Dept. of Public Works; and Robert Bolles, School Dept.

Chairman O'Brien briefly updated the assembly on the aspects of the Early Retirement Incentive program as designed by the State, and added that the Town must decide whether or not to participate by November 1. Since the last discussion on this topic, Town Manager Valente and staff prepared additional scenarios to utilize for discussion purposes as they relate to projected costs within this program.

Town Manager Valente pointed out that the current budget extends to through June 30, 2003. Costs associated with employees planning to retire before this date are built into the budget. This Early Retirement discussion involves costs that would need to be absorbed by the budget for FY03. If employees retire prior to June 30, 2003, without prior notice, those funds are not built into the budget at this time.

Police Officer John Longo opined that, if people retire, they are replaced with individuals at lower salary levels and only two weeks vacation which presents a significant cost savings for salary and accrued vacation. Conversely, current employees who retire are due certain benefits contractually. He opined there are a number of employees who will soon retire, whether or not this program is in effect. Ms. Valente reiterated the financial problem would result if they should retire before June 30, 2003. She observed that right now those retirements are only a possibility; this program guarantees there could be fiscal issues. Employee turnover occurs regularly; the question here is whether the Town can fiscally absorb a huge impact all at once, before June 30.

Chairman O'Brien opined the State would have done communities a favor if the program were scheduled to go into effect later, so that budgets could be adjusted.

Chairman O'Brien asked the Town Manager where funds would come from, if retirements occur prior to budgetary allocation. She responded that she would require department managers to find it in their own budgets. In larger departments, that would be easy, but for small departments with one or two people, it would be impossible. The costs would have to be shared by departments not having an employee retire.

Gerald Shea opined the original intent of this program is to allow an early retirement to prevent having layoffs later. He expressed concern that layoffs could be a possibility in the coming year. Chairman O'Brien acknowledged that next year's budget situation is unknown at this time, and many factors figure into the decision to terminate employees via layoff. Town Manager Valente emphasized there is no correlation between the adoption of this program and which departments might have future layoffs. She acknowledged the Public Works Department is understaffed at present and stated that though layoffs might be possible, she would not look to Public Works as the first department to absorb them.

Town Manager Valente clarified that the Teachers early retirement program offered by the State held no local option. The teachers' pension is paid by the State so the assumption is that the salary savings would go to the doubled up health insurance costs when teachers retire early.

Assistant Town Manager Wayne Walker clarified further that this program allows only for choosing the number of eligible employees from Group 1 or Group 4, by seniority only, not by department. There is no way to anticipate which eligible employees will actually utilize either the current retirement program or this one, if accepted. Selectman Roopenian acknowledged that Town employees provide very valuable services, yet the Town cannot always provide what employees would like to have.

Chairman O'Brien stated accepting the program with 27 potential retirees is too great a burden to the Town. Selectman Drobinski opined that accepting the program sends a message that the Town cares about its employees. Mr. Walker clarified the Town can accept the program at less than the total, specifying the number of persons from Group 1 and Group 4.

School Department employee Robert Bolles noted that this program would be a financial benefit to those employees who had given the Town long years of service and asked that the Board consider this fact in their deliberations. He further stated that although 27 employees may technically be eligible under the provisions of the program, he thought it very unlikely that more than a few employees would actually opt to retire if it were offered.

The Board discussed various numerical combinations from each group, using the provided cost estimates. Town Manager Valente reminded the Board there are only two departments in Group 4, while Group 1 is comprised of many departments. Out of fairness, it was decided to discuss combinations with the same number from each group.

Selectman Roopenian expressed concern about the financial impact of this program. She stated she could not support even three persons from each group. Town Manager Valente reminded the Board that under no scenario could this provide cost savings, so it should only be seen as an early retirement option to those eligible. Once the program is established, it will be a little easier to budget for anticipated costs based on those eligible during that fiscal year.

Selectman Drobinski suggested one person from Group 1 and one person from Group 4, opining that whatever department those individuals come from, it would be manageable. Chairman O'Brien asked if there would be support for two from each group. Assistant Town Manager Walker stated the approximate FY03 sick leave buyback and additional health insurance costs for a total of four people would be between \$35,000 and \$50,000.

It was on motion

VOTED: To accept the Early Retirement Incentive Program under Chapter 116 of the Acts of 2002 for implementation by the Town of Sudbury, specifically for one person from Group 1 and one person from Group 4. (Chairman O'Brien and Selectman Drobinski, aye; Selectman Roopenian, opposed).

Health and Dental Insurance

Present: Wayne Walker, Assistant Town Manager.

The Board reviewed a memo, dated October 16, 2002, from Wayne Walker, Assistant Town Manager/Personnel Director, submitting proposed rates for 2003, and stating the Town's current health insurance appropriation to be sufficient for the current fiscal year, with limited claims activity.

Mr. Wayne Walker, Assistant Town Manager/Personnel Director, stated the rates for health and dental insurance continue to rise, though not as dramatically as last year. He stated the proposed rates for 2003 are derived from data which reflects the Town's claims experience and enrollment levels, and he has met with representatives from the group health insurance carriers and the Town's Insurance Advisory Committee.

Chairman O'Brien asked about the cost impact of using a calendar year versus a fiscal year for the Plan Year. Town Manager Valente stated that using the calendar year, January to December, is beneficial, as it offsets the Town's fiscal year which begins July 1. This provides six months to level out any significant cost impact.

Town Manager Valente pointed out that changing contribution rates for any insurance programs are subject to collective bargaining. This would involve negotiating separately with each Town and K-8 union.

It was on motion unanimously

VOTED: To approve a contract with Blue Cross/Blue Shield of Massachusetts, Boston, MA to serve as third party administrator for Blue Choice and HMO Blue self-funded health plans, and, further, to establish health insurance monthly working rates as shown below, and to establish that the Town contribute 75% of Blue Choice and 90% of HM Blue for active employees, and 50% of both plans for retirees, with the employee/retiree to pay the remainder, effective January 1, 2003:

	<u>Family</u>	<u>Individual</u>
Blue Choice – self-funded	\$1,437.00	\$555.00
HMO Blue – self-funded	\$ 879.00	\$342.00

It was also on motion unanimously

VOTED: To approve a contract with Blue Cross/Blue Shield of Massachusetts to provide dental insurance and Medex coverage at monthly rates as shown below, and further to establish that the Town contribute 75% of employee dental, 50% of Medex, and 0% of retiree dental, with the employee/retiree to pay the remainder, effective January 1, 2003:

	<u>Family</u>	<u>Individual</u>
BCBS Dental Blue – premium	\$58.37	\$ 23.17
BCBS Medex – premium	N/A	\$326.49

It was further on motion unanimously

VOTED: To approve a contract with Harvard Pilgrim Health Care, Dedham, MA to serve as third party administrator for its self-funded health care plan, and, further, to make this plan available to all eligible employees, and to establish monthly health insurance working rates as shown below and to establish that the Town contribute 80% for active employees and 50% for retirees, with the employee/retiree to pay the remainder, effective January 1, 2003:

	<u>Family</u>	<u>Individual</u>
HPHC HMO – self-funded	\$1,105.00	\$424.00
HPHC First Seniority – premium	N/A	\$190.00

Northwood Properties, LLC – Appeal to ZBA

Present: Ralph S. Tyler, One Deacon Lane; William Wagner, Jr., 136 North Road; Richard McCarthy, Attorney for Northwood Properties.

The Board reviewed the following information: (1) Memorandum, dated October 17, 2002, from Attorney Norman Greenberg, submitted on behalf of Northwood Properties, LLC, in connection with the request of the Zoning Board of Appeals for comment by the Board of Selectmen regarding an appeal of the building permit for the Activities Building, and stating modifications made to the plans for the building were after consultation with present unit owners and still include all of the same facilities and services required to meet the needs of the residents; (2) letter to Jack Hepting, Building Inspector, dated December 10, 2001, from Gary Lowe, Lowe Architects, responding to Mr. Hepting's request for information required to issue the Building Permit for the Activities Building, and outlining that all changes/modifications fall within guidelines established during site plan review; (3) report to Board of Selectmen Chairman Lawrence O'Brien, dated October 8, 2002, from Patrick J. Delaney III, Acting Chairman, Zoning Board of Appeals, stating a letter dated July 22, 2002 was sent to the Building Inspector requesting he revoke the building permit for the revised Activities Building, and requesting the Board's review of ZBA minutes of September 23, 2002, and comment on said minutes [enclosed]; and (4) letter, dated October 22, 2002, from Stephen Verrill, 415 Wheeler Road, asking that, because he is unable to attend tonight's meeting, the Board postpone its vote until he can be present.

Selectman Drobinski recused himself from discussing this matter as the company where he is employed has been contracted to work at the site.

Chairman O'Brien briefly explained to the audience the situation, noting the Zoning Board of Appeals is in deliberation in this matter and is asking for the Board's input. He stated he discussed the matter with Town Counsel in order to draft an appropriate reply. Chairman O'Brien clarified that tonight's meeting is not for the purpose of reviewing the actual site plan review of this project.

Mr. Ralph Tyler, One Deacon Lane, submitted copies of the original site plan approved and signed by the Selectmen in 1997. He briefly pointed out the areas for discussion. Mr. Tyler opined the footprint for the Activities Building to be markedly different from the building that now stands on the site. He opined further that changes or revisions were to be approved by the Selectmen, as specified in the Decision. He referred to the letter from the architect, which lists changes made to the building.

Mr. Tyler stated one of the main questions during the site plan review was whether or not the facility was a residential care facility or senior residential housing. He alleged meals are not available to residents in a common dining room, as the proposal and site plan indicate, and the kitchen is significantly smaller than proposed, with no dining room at all. Mr. Tyler submitted a sworn affidavit from Ms. Ursula Lyons, whose statement indicated that no transportation services were being provided by the facility, as originally proposed, as told to her by residents. He continued to read from Ms. Lyons's statement that the realtor confirmed no meals were available.

Chairman O'Brien asked Mr. Tyler if his contention was that the building significantly changed from the original site plan, and further that those changes should have been addressed in a second site plan review before the Board of Selectmen. Mr. Tyler responded yes. Mr. Tyler responded further that the Board should consider whether there were architectural changes, whether this building is a residential care facility, and whether the resulting building sufficiently meets the needs of such a facility. He stated many of the original spaces for activities are significantly smaller now. Utilizing drawings, Mr. Tyler alleged the footprint of the existing building did not match the footprint in the original site plan.

Mr. Richard McCarthy, Attorney for Northwood Properties LLC, stated the site plan has not changed, and submitted a copy of the approved site plan. He stated the footprint of the Activities Building is exactly as it was poured by the original developer. He stated a site plan is a visual representation of what a project will look like upon completion, the size of the buildings, their relationship to the driveways, landscaping, and other details of the project. He acknowledged the Activities Building is a smaller building than originally presented in an architectural rendering, which was not part of the site plan. He noted changes made were as a result of residents' comments, one of which was to put the locker rooms and the swimming pool on the same floor.

Mr. Wagner briefly expounded on the philosophical question of whether this was a government of laws or a government of men, and opined arrogance to be as much part of the proceeding as fact.

Mr. Tyler reiterated his contention that the Activities Building is not utilizing the same footprint as originally proposed.

Selectman Roopenian expressed concern that Ms. Lyons spoke with a realtor, who may or may not have had accurate information, and also about how Ms. Lyons represented herself to the realtor. She noted that this information really does not advance the discussion. Mr. Tyler responded that copies of brochures and advertisements were included with the affidavit, and none of those makes mention of the facility being a residential care facility.

Chairman O'Brien stated he spoke with the Building Inspector and Town Counsel separately, on the matter, whether the overall site is as represented in the original site plan review. The Building Inspector's domain is in the floor plan, windows moved, size of rooms, etc. The Board of Selectmen does not regulate taste or style. Mr. O'Brien acknowledged the building is smaller in square footage, but stated he saw the original foundation and stated his belief that the existing building appears to occupy that original foundation, even though it is only two stories, not three.

Chairman O'Brien reviewed a draft response to the Board of Appeals, pointing out the differences in the jurisdictions of the Building Inspector and the Board of Selectmen. He stated his belief that the Building Inspector performed his duties without error.

Selectman Roopenian stated she was not familiar with the original site plan or footprint, as she was not on the Board at that time. She expressed her opinion that a great deal of time had been spent on this project during original review and stated further she saw no reason to pursue this matter further. She recommended forwarding the reply, as drafted, to the Zoning Board of Appeals, acknowledging each entity's area of responsibility, and endorsing the Building Inspector's performance of his duties.

It was agreed to have Town Manager Valente sign the letter on behalf of Chairman O'Brien and Selectman Roopenian and forward it to the Zoning Board of Appeals before their meeting on October 29, 2002.

Appointment – Election Officer Teller

It was on motion unanimously

VOTED: To appoint as an Election Officer Teller for Election Year commencing August 15, 2002: Deborah McCarthy, 100 Horse Pond Road, on the Republican roster as Unenrolled.

Appointment – Board of Appeals Associates/Earth Removal Board

Chairman O'Brien reminded the Board the Board of Appeals has asked for appointment of two more members to the Board of Appeals Associates/Earth Removal Board, completing the maximum membership on the Earth Removal Board. Additionally, the Board of Appeals asked for an additional person as just a Board of Appeals Associate.

It was on motion unanimously

VOTED: To appoint Jeffrey Klofft, 15 Ironworks Road, and Richard Vetstein, 2 Washington Drive, to the Board of Appeals Associates/Earth Removal Board, each for a term to expire on April 30, 2003.

It was further on motion unanimously

VOTED: To appoint Stephen Garanin, 39 Griscom Road, as Board of Appeals Associate, for a term to expire on April 30, 2003.

Executive Session

At 12:02 a.m. it was on roll call

VOTED: To go into Executive Session for the purpose of discussing land negotiation and contract negotiation matters. (Chairman O'Brien, aye, Selectman Roopenian, aye, Selectman Drobinski, aye).

Regular session will not reconvene following Executive Session.

There being no further business, the meeting adjourned at 12:20 a.m.

Attest: _____
Maureen G. Valente
Town Manager-Clerk