

IN BOARD OF SELECTMEN
TUESDAY, SEPTEMBER 8, 1998

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

The statutory requirements as to notice having been complied with, Chairman Drobinski called the special meeting to order at 4:05 p.m. at the Loring Parsonage, 288 Old Sudbury Road.

Utility Petition – Moore Road

Town Manager Steven Ledoux informed the Board that he had been called by Mr. Mutti, the developer of the property seeking approval of a utility installation, which had been tabled by the Board until resolution of the abutters' (Plati) complaint of trees having been taken down on their property. Mr. Mutti has been unable to make progress in the matter and stated the Platis are requesting approximately \$10,000 for replacement of the trees. Mr. Ledoux further informed that the Town Engineer had reported the trees were indeed on the Plati property; he estimated them to range up to 3" in diameter and perhaps 12-13 in number.

Selectman Clark expressed it was the Board's position that resolution was the problem of the parties involved. After further discussion, it was agreed that Chairman Drobinski would call the Platis to discuss the situation.

Chapter 90 Memorandum of Agreement

The Board signed an Agreement (MA#37477) relative to allocation of the Town's entitlement under Section 2B of Chapter 11 of the Acts of 1997, to be reimbursed for documented highway-related expenditures under the provisions of M.G.L.c.90, s.34, clause 2(a), in the amount of \$536,195.

Meeting of September 28, 1998

Town Manager Steven Ledoux asked the Board if they would be able to start the meeting of September 28 a little earlier to accommodate the agenda schedule.

It was on motion unanimously

VOTED: To commence the regularly scheduled meeting of September 28, 1998, at 7:00 p.m.

Executive Session

It was on motion, by roll call, unanimously

VOTED: To enter into executive session for the purpose of discussing strategy relative to litigation matters as follows: 1) Rebecca R. Shapiro and Marc A. Shapiro, as they are the Trustees of Rosebud Realty Trust v. Town of Sudbury and John Hepting, Building Inspector and Rebecca R. and Marc L. Shapiro, Trustees of Rosebud Realty Trust v. Gilbert P. Wright, Jr., et al; 2) AT&T Wireless PCS, Inc. v. Board of Selectmen of the Town of Sudbury (District Court Civil Action No. 98-10713NG and Superior Court C.A. No. 98-2028); and 3) Meachen., et al v. Trevor A. Haydon, et al.
(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, the meeting was adjourned at 5:45 p.m.

Attest: _____

Steven L. Ledoux
Town Manager-Clerk