

**IN BOARD OF SELECTMEN  
MONDAY, SEPTEMBER 14, 1998**

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

The statutory requirements for notices having been met, the meeting convened at 7:30 p.m. at the Senior Center, 40 Fairbank Road.

**George Sharkey Tree Removal**

Present: George Sharkey, 16 Haynes Road; Christine Cosby, Boston Edison Company.

Mr. Sharkey updated the Board on the removal of the tree and stump on his property. He opined Boston Edison and Bell Atlantic had no respect for the Board's original decision and proceeded to stall him until after the Selectmen meeting. He added, however, this morning at 7:00 a.m. the tree was cut down, and the stump removed. He expressed appreciation for the Board's intervention, and added that otherwise his complaint could have been lost in the system forever.

Mr. Sharkey stated further he is aware of the criticism launched on the Selectmen, and wanted to state publicly previous Boards were ineffective. He praised the Board for their efficiency and thanked them for their assistance.

**Board of Appeals -- LEAP School**

Present: James and Nancy Halverson, 109 Dakin Road.

Mr. Halverson wanted to know the status on defending the Board of Appeals decision regarding the LEAP School. Chairman Drobinski stated the Board has met with Town Counsel in executive session, and indicated Town Counsel Paul Kenny would be contacting counsel for the neighborhood.

**Joint Meeting – Council on Aging**

Present: Ruth A. Griesel, Director, Council on Aging; Esther M. Mann, Louise J. O'Connor, Joseph M. Proud, Marguerite Urgotis, Arletta G. Cioffari, and John O. Rhome, members.

Chairman Drobinski explained the Board's goal of establishing better communication with Town Committees and Boards by meeting with each group in the hope of improved working relationships and identifying pertinent issues.

Ms. Griesel introduced Council on Aging members in attendance and stated she would be presenting the report in Carol Oram's absence. Ms. Griesel stated the report would cover the following five areas:

Mission Statement. The Fairbank Senior Center is a focal point for Sudbury seniors, providing social, recreational, and educational activities. It also serves as an information resource and, through the Council on Aging, plays an advocacy role for seniors at the local, state and federal level.

Services and Activities:

Outreach – The Senior Center staff provides information about programs, resources, and services for older people and their families in the Sudbury area. Staff will provide appropriate referrals for various needs, including: home care services, legal services, and personal emergency response systems. The Senior Center is also the designated local agency for Fuel Assistance applications.

Health – Monthly talks are offered on health-related topics, and a weekly drop-in health clinic is held under the auspices of the Board of Health. More than 75 Sudbury seniors take advantage of these on a regular basis. Flu shots are offered to Sudbury seniors every fall; last year 766 shots were administered over a two-day period.

Transportation – The Senior Center has a van and driver to transport disabled residents and seniors around Sudbury between 9 a.m. and 3 p.m. on weekdays. This is a vital service to elders who have no other means of transportation. Last year, Sudbury seniors and disabled residents took 4,244 rides. The F.I.S.H (Friends in Service Helping) program offers free transportation to medical appointments in the Greater Boston area by volunteer drivers.

Nutrition – Three full lunches are offered each week, funded through the Elderly Nutrition program that is administered by the South Middlesex Opportunity Council. Last year, 3,712 meals were served under this program.

Classes and Programs – There is a variety of activities and crafting. Classes include aerobics, computer basics, T'ai Chi, line dancing, bingo, bridge. In the Center for Lifelong Learning program, classes this fall include: Paris and the Impressionists, Chinese Civilization, and The Civil War. These classes appeal to a wide range of people with varying needs and interest, are very popular and are self-supporting through donations, minimal fees, and volunteer leadership as well as grants and other agencies. With only four employees at the Senior Center, the volunteer effort is very important.

Newsletter – The newsletter, *The Senior News*, is mailed to all Sudbury residents over the age of 60 years.

Recent Initiatives: Needs Survey -- Last year the Senior Center conducted a survey of persons 75 years of age and older. Over 250 in-home interviews were conducted, and early results reflected a need for services that would help frail elders in their homes. This survey was funded by a grant from the Executive Office of Elder Care. A grant in the amount of \$16,000 from the Sudbury Foundation was used to fund a *Volunteer Coordinator*. This spawned two new programs – *Friendly Visitor* program and *In-Home Fix-It* program. The latter has just gotten underway, assisting seniors with small projects they should no longer attempt to do. The Volunteer Coordinator is a tremendous resource for the community. Concern over rising property taxes created a Tax Work-Off program two years ago by the Council on Aging. The Council on Aging will be requesting an additional \$7,500 this year to raise the number of budgeted positions from 30 to 75. This is a tremendous bargain for the Town. There has also been active representation on the Tax Relief Committee following the non-binding resolution passed at Town Meeting last spring. Efforts are now being directed toward the State Legislature, and next week representatives from 20 communities in the MetroWest area have been invited to the Fairbank Senior Center to begin a grass-roots movement to begin enabling legislation at the state level. A *Web Page* comprehensively describes all the classes, activities and services offered by the Fairbank Senior Center, setting the standard for other senior websites that will come along.

Effects of Growth and Budget Implications. The senior population in Sudbury is growing, and currently 2,300 senior citizens live in town. Over 300 additional senior-occupied homes were added to the newsletter mailing list this year. There has been a substantial use of the Senior Center over the past few years, not only by the seniors during the day but by Town Boards and community groups in the evening. Outreach resources are strained, as well as the operating budget. The facility is operating near capacity. Solutions include increasing the Outreach hours by 14 – 18 hours per week, increasing the expense budget to begin repairing or replacing broken items within the Senior Center, and increasing the Tax Work-Off program by \$7,500.

Council on Aging 25<sup>th</sup> Anniversary. The Council on Aging was founded in Sudbury in 1973, and has experienced tremendous success in programs within the community. An anniversary celebration will be held on November 14, 1998. There will be a full day of activities, inter-generational programs during the day, and a dinner dance in the evening. Tickets are \$25, and she extended a personal invitation to the Selectmen to attend. Tickets will be available next week.

Ms. Griesel concluded her presentation by stating the Fairbank Senior Center provides many opportunities and services to the Town of Sudbury for minimal cost. They are fortunate to get considerable funding from outside sources. She opined senior assistance and activities are important factors in keeping seniors in Sudbury. She emphasized these activities are greatly appreciated by those who take part in them.

Selectman Roopenian wanted to know if seniors are having trouble with Title V requirements when selling their homes, and asked if there is any kind of assistance the Outreach person can obtain for them. Town Manager Steve Ledoux stated the Sudbury Board of Health has a revolving fund to assist people with Title V remedies for anyone meeting certain income requirements.

Selectman Roopenian asked how much interest there might be among the seniors for THE RIDE as Sudbury is currently paying the MBTA assessment. The Council members in attendance overwhelmingly welcomed the prospect of such transportation as it would follow a regular schedule between area towns. Ms. Roopenian encouraged them to write to their state representatives and MBTA to work toward getting THE RIDE. Ms. Griesel stated her belief that persons using THE RIDE must be somewhat disabled. Ms. Roopenian suggested obtaining some eligibility criteria.

Selectman Roopenian referred to the “circuitbreaker” legislation and its defeat in the legislature this year. She indicated she has been to the State House and spoken about this legislation and about Clause 18 as well, and urged Susan Pope to incorporate some of Clause 18 into the state legislation for a second try. She asked the Council how many people have been approved for Clause 18. Ms. Griesel stated there were 34 applicants -- 4 required additional information, 19 were granted, and 11 were denied. She reported the total amount exempted was \$30,691, a meaningful exemption, and four times the amount from last year.

Selectman Roopenian asked the Council for their comments on the proposed Senior Residential Community (SRC) in north Sudbury. They replied the interest is great, and they are anxious to see it developed. They indicated many seniors would like to stay in Sudbury.

Ms. Griesel asked how the Board felt about the proposed SRC. Chairman Drobinski stated the Board is very much in favor of it, though there are some concerns about it being so close to Concord. He indicated these issues are solvable and just need to be worked out. He added that the goal is to keep the seniors in Town and maintain a well-rounded community. Selectman Roopenian pointed out that if more of these communities were available, seniors could actually choose the part of Town they would like to live in.

Chairman Drobinski asked Town Manager Ledoux about the additional \$7,500 requested for the Tax Work-Off Program and wanted to know where that money will come from. Mr. Ledoux stated it would be for FY00, and it would need to be part of the budget plan for that year. Chairman Drobinski suggested forwarding that request to the Finance Committee so they can put it into the budget process as soon as possible. He suggested further it may be possible to get more than \$7,500 as some Finance Committee members are very supportive of the Senior Center and its programs.

Selectman Roopenian inquired about future needs of the Senior Center, and expressed hope that school administration officials will find a spot in their own building soon, releasing the space currently occupied to additional staff or programs for seniors.

Chairman Drobinski stated meetings like this encourage communication and awareness of needs throughout the Town of Sudbury. The Board thanked the Council on Aging for their hard work and successful programs.

#### **Public Hearing – Cefola Dog Complaint**

Present: Paul Cefola; 59 Harness Lane; Betsy DeWallace, Dog Officer.

At 7:45 p.m. Chairman Drobinski reconvened a public hearing on the Cefola dog complaint, continued from June 8, 1998.

The Board was in receipt of the following:

1. A communication, dated September 10, 1998, from Betsy DeWallace, Dog Officer, stating there have been no new complaints regarding the Cefola dogs since her last report.
2. A communication, dated September 2, 1998, from Betsy DeWallace, Dog Officer, to Kathy Middleton, Town Clerk, stating she has inspected the premises, and recommending a kennel license be issued to Mr. Cefola.
3. Town of Sudbury Kennel License No. X10001, issued on September 2, 1998, to Paul Cefola, 59 Harness Lane, with an expiration date of December 31, 1998.
4. Board of Appeals Decision, dated August 6, 1998, for Dr. Paul J. Cefola, Nancy A. Cefola, and Michael H. Cefola, 59 Harness Lane, granting a Special Permit under the provisions of Section V,H of the Zoning Bylaws, to maintain a kennel for four dogs at 59 Harness Lane, with conditions.
5. Minutes of the Public Hearing, Board of Appeals, July 27, 1998.
6. Minutes of the Board of Appeals, July 30, 1998.

Mr. Cefola submitted a summary of events, dating from the Board's hearing on June 8, 1998, directing him to file for the kennel license, to September 3, 1998 when that license was postmarked. He noted the license expires on December 31, 1998 and will need to be renewed for 1999.

Selectman Clark thanked Mr. Cefola for following through with the special permit, and stated it indicated a sincere and honorable attitude in attaining the kennel license. Selectman Roopenian stated, as a

neighbor, that she has seen the dogs muzzled while being walked and noticed no unusual activity. Mr. Cefola stated the dog walkers use "gentle leader head collars" and not muzzles. He explained these collars are used to maintain better control when walking more than one dog. Chairman Drobinski thanked Mr. Cefola for his efforts, and recommended the Board consider the matter closed.

It was on motion unanimously

VOTED: To reaffirm and make permanent the Board's order of February 9, 1998, relative to the restraint and licensing of the four dogs owned by Mr. and Mrs. Paul Cefola, 59 Harness Lane, and to declare this matter closed.

### **Removal of Utility Poles**

Town Manager Ledoux stated he received a report from Joanne O'Leary, Boston Edison Company, indicating 34 utility poles have been removed since June 1, 1998. Chairman Drobinski declared it "a good start" as numerous poles have become an issue in Town.

### **Utility Petition 98-8 – Tantamouse Trail**

Present: Christine Cosby, Boston Edison Company.

Chairman Drobinski noted this matter had been continued from August 10, 1998, and asked what progress had been made in resolution. Ms. Cosby stated she met with Susan Pasioka, 34 Tantamouse Trail, and Susan Ouellet, 28 Tantamouse Trail, last week, walked the site with them, and explained precisely the work to take place. Ms. Cosby indicated Ms. Pasioka and Ms. Ouellet were satisfied with the explanations.

It was on motion unanimously

VOTED: To approve Utility Petition 98-8, Boston Edison Company and Bell Atlantic-New England, dated July 31, 1998, for conduit location on Tantamouse Trail, northerly, approximately 670 feet southwest of Hawes Road, a distance of approximately 55 feet, as shown on Boston Edison Company Plan, dated July 16, 1998, entitled "Tantamouse Trail, Sudbury", and New England Telephone & Telegraph Co. Plan No. 98-07, dated July 31, 1998, to provide underground service to two new residential lots.

### **Utility Petition 98-7 – Dakin Road**

Present: James and Nancy Halverson, 109 Dakin Road; Robin Shapiro, LEAP School; Paul Killeen, Esq., of Sherburne, Powers & Needham; Christine Cosby, Boston Edison Company.

Chairman Drobinski noted this matter had been continued from August 24, 1998 and asked what progress had been made in its resolution. Ms. Cosby stated the hearing had been continued due to pending litigation involving the Town and the LEAP School. Town Manager Ledoux has discussed the matter with Town Counsel Paul Kenny who, in the best interests of the Town, recommended approving this petition.

Selectman Roopenian expressed dismay at the recent construction of a 6 ft. stockade fence at the LEAP School, built directly on the property line. She stated her disappointment in Mrs. Shapiro's lack of

regard for her neighbors. Addressing Mrs. Shapiro, Ms. Roopenian asserted this action was completely opposite of what Mrs. Shapiro had promised to do regarding landscaping and vegetative buffers, and stated that she would have a hard time approving anything for LEAP School until there is some reasonableness attached.

Selectman Clark stated there should be an evergreen buffer in all fairness. Mrs. Shapiro stated the buffer is on the plan. Ms. Clark wanted to know what type of evergreen was being considered, and suggested arborvitae, when staggered, will create a terrific barrier for both sight and noise. She stated the arborvitae is a fast grower, and that kind of buffer would help tremendously to separate LEAP from the abutters, James and Nancy Halverson. Mrs. Shapiro repeated that it was on the plan, but stated it could not be put in until the site work is completed.

James Halverson, 109 Dakin Road, submitted a written communication describing the addition of the fence at the LEAP School, and his objections to it. Addressing Mr. Halverson, Chairman Drobinski stated the purpose of this meeting was not to discuss the LEAP School, respectfully requested the pending litigation not be discussed, and asked that people focus their comments on the utility petition. Mr. Drobinski agreed with Ms. Clark regarding the evergreen buffer. Ms. Clark stated she was making the suggestion now as she had not previously met Mrs. Shapiro. Mr. Drobinski stated the Board had not been able to speak to her directly, and did so through her attorney, Mr. Killeen. Mrs. Shapiro indicated she had sent the Board a letter on July 13, 1998, inviting a conversation. While the Board believes this would be beneficial, Chairman Drobinski cautioned against casting any shadows over the litigation. He expressed hope something positive would come out of the whole situation, given the fact that Mrs. Shapiro and her neighbors will have to find a way to live with each other. Mr. Halverson stated the Boston Edison representative came out and they resolved the issue of the extra utility pole, so he had no further comment regarding the utility petition.

Selectman Clark reiterated Mr. Drobinski's comments, stating when a business comes into a community, that relationship is like being married to a community, involving give-and-take, and working out the obstacles when they arise. She opined it would be beneficial to both sides to somehow have a discussion without jeopardizing the court position for either party. She expressed hope the parties could get together sometime in the next two to four weeks, and added counsel would be welcome to attend. Mr. Killeen stated counsel would not have to be present, if the discussion is indeed of a friendly nature. He added that the Board of Appeals hearing was difficult, and much of the public comment was nothing more than character assassination. Chairman Drobinski stated the Board represents the entire community and will conduct themselves with that in mind.

Selectman Roopenian reiterated her dismay at the damage done at the LEAP School, and Mrs. Shapiro reneging on promises, declaring it to be "too little, too late". She added while the matter is in litigation, she does not plan to support Mrs. Shapiro's intentions one way or another as she feels Mrs. Shapiro does not support the Town, hiding behind Mass. Law 40. Ms. Roopenian opined Mrs. Shapiro's tone has been as negative as that of the neighbors. She indicated she would not support Mrs. Shapiro's efforts. Chairman Drobinski recommended approving the utility petition at this time.

It was on motion by Chairman Drobinski

VOTED: To approve Utility Petition 98-7, Boston Edison Company, as shown on Boston Edison Plan, dated July 16, 1998, entitled "Dakin Road, Sudbury", showing approximate conduit location on Dakin Road, northwesterly, approximately 150 feet southwest of Field Road, a distance of about 28 feet, a conduit, in order to provide underground service to the LEAP School. (Chairman Drobinski, aye, Selectman Clark, aye, Selectman Roopenian, nay).

Chairman Drobinski stated it is important something positive come from this, and welcomed the opportunity to sit down and discuss matters, with or without counsel. Mrs. Shapiro stated again she had written a letter in July, offering to do just that, and did not hear from the Board. Mr. Drobinski responded by stating it was difficult to arrange something while the matter was in the appeal process.

#### **Utility Petition 98-6 – Moore Road**

Present: Thomas and Susan Plati, 22 Moore Road; Christine Cosby, Boston Edison Company.

The Board of Selectmen tabled this matter again on August 24, 1998, pending resolution of the tree removal/replacement issue.

Thomas Plati, 22 Moore Road, respectfully asked the Board to continue the matter as nothing has been done toward resolution in the past three weeks. After the August 24<sup>th</sup> meeting, he and his wife Susan hurried outside to talk with Mr. Mutti to arrange a meeting and discovered he had already left. At that time, they returned home and typed a summary of events to date and submitted it to the Board later that evening. They had secured Greeno, Inc. to provide an estimate for tree replacement. Sometime between August 24<sup>th</sup> and August 29<sup>th</sup>, a stump was removed, and this stump was pictured in previous photographs.

Mr. Plati stated the Greeno estimate came in a few days later, and it was forwarded to Chris Mutti and Bob Quirk. Both the Platis and the Greeno representative counted 24 trees to be replaced. Mr. Plati estimated their out-of-pocket costs so far to be \$150, for legal fees, the Greeno estimate, and photography. Mrs. Plati stated the work crews are driving over a painted property line when going in and out of the driveway, and have even pulled out tree stumps when doing so. Mr. Plati expressed his disbelief that a businessman could have so little social responsibility.

Selectman Clark asked if a final replacement cost had been determined. Mr. Plati stated that figure to be \$7,500. Ms. Clark indicated a recent report on the Maine ice storm in January stated trees have been valued at \$300 per tree, and remarked the Plati estimate is right on target. Selectman Roopenian expressed dismay that these businessmen could have so little regard for their neighbors, and while it is not a Boston Edison issue, she added she was not inclined to support this petition at this time.

Christine Cosby inquired if someone from the Town had gone out to assess the situation. Chairman Drobinski stated the Town Engineer was asked to go out and report what he found. Town Manager Ledoux indicated Mr. Place counted approximately 14 trees that would have been on the Plati property. Mrs. Plati said she did not think he was looking in the right place. Mr. Drobinski commented there was obviously an incursion onto the Plati property. Ms. Cosby remarked that Mr. Mutti was anxious to get power installed. Mr. Drobinski asked if temporary power was available. Mrs. Plati stated he must have power from somewhere as his crew is using power tools. Selectman Clark asked if there has been any response from Mr. Mutti or Mr. Quirk. Mr. Plati replied there had not. Mrs. Plati stated Chris Mutti even drove off site the day Mr. Greeno was there surveying the damage, and Mr. Mutti made no attempt to speak with them.

Mrs. Plati commented the driveway for the house being constructed is a difficult one for the lumber trucks to negotiate, and the tail ends of the trucks swing up onto their property. She added the soil is getting packed and is concerned about erosion as there have been other trees besides theirs removed, and nothing has been done to protect the surface. Every time there is a big rain, sand and soil go right into Moore Road. She

indicated it was foolish to let this go on too long as Mr. Mutti's property is slowly being damaged. She noted there are wetlands on the other side of the property.

It was on motion unanimously

VOTED: To continue Utility Petition 98-6 until the tree replacement issue is resolved, with the condition that this petition will not be heard again until the tree situation is successfully resolved.

### **Low-Hanging Cables Over Route 20**

Christine Cosby, Boston Edison Company, responded to Selectman Clark's request on August 24 to look into some cables hanging low over Route 20 near the Orchard Hill Assisted Living Facility. Ms. Clark had expressed concern that a large truck might pull them down. Ms. Cosby stated the only low cables she could see were telephone cables, and they were not particularly low. Ms. Cosby asked for a more specific location. Ms. Clark stated it was the road going to Washington Street, near where the Want Advertiser used to be. Ms. Cosby said she would look again.

### **Conservation Commission Complaint – Paul Roder**

Present: Paul Roder, 8 Axdell Road.

The Board was in receipt of a communication, dated September 11, 1998, from the Conservation Commission responding to the Board's concern about Mr. Roder's complaints. (See minutes of August 24, 1998.) The Board and Mr. Roder received this response this evening.

Chairman Drobinski stated the Conservation Commission could not attend the Board meeting, due to previously scheduled hearings. He added he had spoken with Stephen Meyer, Chairman of the Conservation Commission, who stated he and Mr. Roder had spoken to resolve the issue. Mr. Roder stated the matter had been resolved and the paperwork was being written tonight.

Mr. Roder recapped briefly the events up to now, adding he submitted a new plan, which was accepted, and things began to go well. The Commission came out the next day, measured some lines where hedges would serve as boundary lines. He added that arrangements are being made to include the Conservation Restriction in the deed to the property so future owners will be aware of it.

Mr. Roder expressed concern for something Mr. Meyer did not address in his response. He stated he has respect for both Mr. Meyer and Deborah Dineen, Conservation Coordinator, and acknowledges they are very knowledgeable about their work. He spoke with Mr. Meyer about the predicament of recourse when Mr. Roder was dissatisfied with Ms. Dineen's decision, likening it to "between a rock and a hard place". Now that Mr. Meyer and Ms. Dineen are married, it presented a dilemma to Mr. Roder. He respectfully suggested clear lines be established so people know who to talk to.

Chairman Drobinski stated all employees report to the Town Manager, either directly or indirectly, and town employees should respect that charge. He added it is the Town Manager's job to supervise all departments, and attend to personnel issues. Mr. Drobinski suggested anyone who has a problem with a Town employee should definitely speak with Mr. Ledoux.



Chairman Drobinski stated, according to Mr. Meyer, Mr. Meyer and Ms. Dineen have spoken with the Ethics Commission, and it has been determined there is no conflict of interest due to their marriage. He added further clarification would be addressed by Town Counsel Paul Kenny.

Chairman Drobinski stated most officials are volunteers, but if there are difficulties, the Board and Mr. Ledoux need to know about it. Mr. Ledoux added that there are remedies available. Mr. Drobinski stated the client/server relationship might need to be explored better so other residents will feel they are being treated fairly.

### **Minutes**

It was on motion unanimously

VOTED: To approve the minutes of special meeting of August 17, 1998, the regular and executive sessions of August 24, 1998, and the executive session of September 8, 1998, as amended.

### **Council on Aging Donations**

It was on motion unanimously

VOTED: To accept \$234.85 in miscellaneous donations for deposit into the Council On Aging Van Donation Account; and to authorize the Council On Aging to expend same for purposes of operating and maintaining the Council On Aging vans.

### **New Town Cemetery – Lot Repurchase**

It was on motion unanimously

VOTED: To approve the repurchase of one grave in New Town Cemetery, Lot 46, Section 2B, Deed #179, at \$37.50 (Sale of Lots \$12.50; Perpetual Care \$25.00), from Nathan Goudey.

### **Edwin Barrett Hosmer Memorial Fund Expenditure**

It was on motion unanimously

VOTED: To authorize expenditure of \$600 from the E. B. Hosmer Memorial Fund to pay Aragon Art for refurbishing and framing seven paintings.

### **FY99 Gasoline Contract**

It was on motion unanimously

VOTED: To approve the contract for the purchase of premium unleaded 92 octane gasoline for the period September 14, 1998 through June 30, 1999, from Global Petroleum Corp. of Waltham, at \$0.0397 per gallon increment over the tank car price.

**Softball Field Fencing at Feeley Park Contract**

It was on motion unanimously

VOTED: To approve the contract for softball field fencing at Feeley Park with Arrow Fence Co., Inc. of Marlboro in the amount of \$12,800.

**Sale of Ordinary Borrow**

Selectman Clark wanted to know how much borrow at the Route 117 site would be left after this contract. Mr. Ledoux was not sure and would ask the Town Engineer. He added there are some wetlands issues, and issues with the property being developed for housing so there may not be much left. He stated at Annual Town Meeting some capital purchases were put on hold in anticipation of selling some borrow.

Chairman Drobinski asked how long it will take to remove 200,000 cubic yards of borrow. Ms. Clark wanted to know if permission was necessary from the Earth Removal Board. Mr. Drobinski stated the Town was exempt from that. He suggested Mr. Place give the Board some additional information about the process and the site.

**Sudbury Cultural Council – Appointment**

It was on motion unanimously

VOTED: To appoint Mary Ann McCormick to the Sudbury Cultural Council for a term to expire September 14, 2001, as requested by said Council.

**Democratic Election Officer – Appointment**

It was on motion unanimously

VOTED: To appoint Jean H. Mugford as a Democratic Election Officer, Emergency Inspector, for the 1998-1999 Election year expiring August 14, 1999, to replace Mary Long, who has moved out of town, as requested by the Democratic Town Committee Chairman and approved by the Town Clerk.

**Town Report Committee – Resignation**

It was on motion unanimously

VOTED: To accept the resignation of Mary A. Barnett from the Town Report Committee, thanking her for her past service.

**Strategic Planning Committee – Resignations**

It was on motion unanimously

VOTED: To accept the resignations of Michael L. Wilson, dated August 26, 1998, and Randy Stevens, dated August 25, 1998, from the Strategic Planning Committee, and thanking them for their service.

**Strategic Planning Committee – Appointments Declined**

It was on motion unanimously

VOTED: To acknowledge that Dianne Gray and Joan Hewins have declined appointment to the Strategic Planning Committee.

**Land Use Priorities Committee – Appointments**

It was on motion unanimously

VOTED: To appoint the following individuals to the Land Use Priorities Committee:

Bridget Hanson	Conservation Commission
Sheila A. Stewart	Finance Committee
Francis W. Logan	Park & Recreation Commission
John O. Rhome	Council on Aging
Stephanie K. Cook	Sudbury School Committee
Stephen Silverman	Lincoln-Sudbury Reg. District School Com.
Bettie H. Kornegay	Sudbury Housing Authority
Robert H. Sheldon	Sudbury Water District
Donald C. Kern, Ex-officio member	Board of Health
David G. Berry, Ex-officio member	Board of Assessors
I. William Place, Ex-officio member	Dept. of Public Works

**World Population Awareness Week Proclamation**

Selectman Roopenian expressed disagreement at some of the wording buried within the proclamation. Chairman Drobinski suggested she work on some revised wording.

It was on motion unanimously

VOTED: To table this matter to allow time to rewrite the proclamation.

**Ballot Question – House Bill Number 4669**

The Board was in receipt of communications dated August 17, 1998, from the Sudbury Chamber of Commerce; dated September 2, 1998, from the Strategic Planning Committee; and September 8, 1998, from

the League of Women Voters, all requesting that the Selectmen place a question on the ballot as soon as possible to adopt the provisions of House Bill Number 4669, enacted as Chapter 203 of the Acts of 1998 (M.G.L. Chapter 59, s.2D), which would allow the Town to fully assess newly constructed property at the time of occupancy, rather than wait for publication of new assessment lists in January.

It was on motion unanimously

VOTED: To place on the March 1998 Annual Town Election ballot a question relative to adopting the provisions of House Bill Number 4669, enacted as Chapter 203 of the Acts of 1998 (M.G.L. Chapter 59, s.2D), and to request Town Counsel to prepare such question for their approval.

### **Strategic Planning Committee – Coordinator Tasks**

The Board was in receipt of a communication, dated September 2, 1998, from the Strategic Planning Committee proposing the tasks of the Strategic Planning Committee (SPC) Coordinator be split between the Town Planner and the Town Manager.

It was on motion unanimously

VOTED: To accept the proposal from the Strategic Planning Committee, dated September 2, 1998, suggesting the SPC Coordinator tasks be split between the Town Planner and the Town Manager, as amended (shown crossed out and in italics) and shown below:

#### **Town Planner**

- \* Keeps files of SPC materials and minutes
- \* Schedules SPC and Steering Committee meetings (creates and distributes agenda and materials, keeps minutes)
- \* Coordinates distribution and production of materials from Task Forces
- \* The Planning Office and Town Planner shall act as an internal resource for the members of the SPC and Task Forces.

#### **Town Manager**

- \* Press and media contact/spokesperson --- It should be noted the SPC is not recommending a change from the way it has been conducting business by naming one person the spokesperson. It is envisioned that the spokesperson will communicate the established positions of the SPC, not their own personal views. In addition, as press and media contact, the Town Manager shall receive advance copies of any materials sent to the press voicing the views of the SPC. ~~Other members of the SPC may be chosen by the full committee to be the spokesperson for individual events or issues as appropriate and as they arise.~~ *Any deviation from this policy shall be at the Town Manager's discretion.*

#### **Town Manager and Town Planner**

- \* Task Force Liaison/Liaison to other Town boards and committees --- Task Forces shall send written materials to the Town Planner for inclusion in the SPC agenda packets when applicable. In

addition, Task Forces shall notify either the Town Manager or the Town Planner when representing the SPC (or a task force) at any public meeting so that the Coordinators are aware of current events.

**Peter Noyes Elementary School – “Fall Fling”**

It was on motion unanimously

VOTED: To approve a special permit for the Peter Noyes Elementary School PTO to hold its annual “Fall Fling” on Sunday, October 25, 1998, as requested in a letter dated September 1, 1998 from Delia A. Weddleton, provided that all reasonable conditions set by the Police, Fire and Health Departments are met.

**Colonial Fair – Wayside Inn**

It was on motion unanimously

VOTED: To grant a special permit to the Companys of Militia and Minute of Sudbury to hold a Colonial Fair and Muster of Fyfes and Drums on grounds of the Wayside Inn from 10:00 a.m. to 5:00 p.m. on Saturday, September 26, 1998 (rain date September 27), subject to meeting the requirements of the Police, Fire and Health Departments and the Building Inspector (tent permits).

**Anniversary Celebration of the Council on Aging**

It was on motion unanimously

VOTED: To grant a Special License for the Sale of Wines and Malt Beverages Only, to be Drunk on the Premises, to Ruth A. Griesel, Chairman, 25<sup>th</sup> Anniversary Celebration of the Council of Aging/ Commemorative Committee, to be exercised at the Fairbank Community Center gymnasium on November 14, 1998, from 6:00 p.m. to 12:00 Midnight during the Committee’s annual dinner dance.

**Board of Selectmen – 1999 Meeting Schedule**

It was on motion unanimously

VOTED: To approve the 1999 meeting schedule for the Board of Selectmen, as drafted.

**Replacement Access Easement – Loring School**

It was on motion unanimously

VOTED: To accept and sign a replacement Access Easement, dated September 1, 1998, granted by Barberry Homes, Incorporated, for Lot 13A, Cutler Farm Road, in exchange for that abandoned on Lot 14, to provide access for the Loring School.

**Revised Conservation Restriction – Lot 9, Dutton Road**

Town Manager Ledoux recommended tabling this matter as the restriction had not been received in final form.

It was on motion unanimously

VOTED: To table a revised Conservation Restriction for Lot 9, Dutton Road, as it has not been submitted in final form yet.

**MoonShadow Café – Entertainment License Revision**

It was on motion unanimously

VOTED: To approve the revision of Entertainment License of MoonShadow Café, Mill Village, Boston Post Road, to change from Friday and Saturday to Saturday and Monday evenings.

**Public Hearing: Quilted or Not – Site Plan Special Permit**

Present: Andria Grant, Owner; Paul Cove, Builder; Natalie Eaton, Neighbor.

Chairman Drobinski opened the hearing at 9:00 p.m. and stated the purpose of the hearing was to consider the application of Andria Grant, d/b/a Quilted or Not, for a Site Plan Special Permit under Zoning Bylaw Art. IX.V.A, to use the existing house for a retail quilt shop on the first floor and a residence on the second floor; to raze, rebuild and enlarge the barn to the rear by approximately 335 sq. ft to use for sewing/quilting classes and sale of associated supplies; and make parking and landscaping changes, on property at 344 Boston Post Road, owned by Thomas A. Varriale, and zoned Residential A-1 and Village Business District.

Notice of the Public Hearing was duly posted, and advertised in the *Sudbury Town Crier* on August 20 and 27, 1998. Parties of interest, being abutters within 300 feet according to the assessors, were provided written notice by first class mail. Additionally, the planning Boards of Acton, Concord, Lincoln, Maynard, Framingham, Marlboro, Stow, Wayland and Hudson were provided written notice by first class mail.

The Board acknowledged receipt of the following:

1. Site Plan Application No. SP98-346, dated, July 22, 1998, accompanied by Appendices A – C, a letter from Lawrence W. O'Brien, Planning Board, dated July 15, 1998, stating unanimous approval of Zoning Petitions #98-33 and 98-34, and Consent of Record Owner, Thomas Varriale, 344 Boston Post Road, dated, June 10, 1998.
2. Site Plan entitled, "Site Plan in Sudbury, Mass., Prepared for Andria Grant, 'Quilted or Not', Sudbury, Mass.", Plan #98-026, dated June 9, 1998, and revised July 29, 1998, drawn by Ludwig Surveying Assoc., Inc., 3 Littleton Road, Westford, MA, including architect drawings of the exteriors of proposed rebuilt barn.

3. Notice of Board of Appeals Decision for Case #98-33, dated August 6, 1998, granting Andria Grant a Special Permit to conduct a home business at 344 Boston Post Road.
4. Notice of Board of Appeals Decision for Case #98-34, dated August 6, 1998, granting Thomas Varriale, owner, 344 Boston Post Road, and Andria Grant, applicant, a Variance to extend the parking area, allowing for six additional parking spaces, in accordance with #Plan 98-026, prepared by Ludwig Surveying Assoc. Inc., 3 Littleton Road, Westford, MA, dated June 9, 1998.
5. A communication, dated August 13, 1998, from I. William Place, Town Engineer, stating preliminary comments as follows: a) drainage calculations did not consider drywell at front of property, b) landscape plan has been omitted, c) question whether the septic system was designed for H-20 loading and noting the parking is located over the system, and d) the issue of the capacity of the existing septic system has not been resolved. Mr. Place further advised the Site Plan Special Permit process should not continue until it can be determined that the system could be enlarged if required.
6. A communication, dated August 12, 1998, from John Hepting, Building Inspector, with the following comments: a) landscaping plan omitted from present plan, b) parking places 6, 7, and 8 are difficult to locate on plan, c) No. 1 priority is the acquisition of a septic permit from the Board of Health, denial of said permit jeopardizes entire project, and d) absence of a dumpster is noted.
7. A communication, dated August 31, 1998, from Michael C. Dunne, Fire Chief, stating the Fire Department has no objections to the Site Plan Special Permit.
8. A communication, dated August 24, 1998, from Peter B. Lembo, Chief of Police stating he has no objections to the Site Plan Special Permit.
9. A communication, dated August 24, 1998, from Louis H. Hough, Acting Chairman of the Historic Districts Commission, approving the application for a Site Plan Special Permit on property located at 344 Boston Post Road.
10. A communication, dated September 9, 1998, from R. Leupold, Board of Health, stating the board is awaiting final plans and expressing belief the septic issue can be resolved.
11. A communication, dated September 9, 1998, from Lawrence W. O'Brien, Planning Board, unanimously approving the Site Plan Special Permit, pending resolution of the following:
  - a) revision to the Site Plan to indicate the installation of a paved parking surface for the new parking area, b) drainage calculations shall be stamped by a Registered Professional Engineer, c) revisions to the drainage calculations shall include the additional paved surface from the parking lot, d) stormwater generated from the enlarged parking area shall be retained on-site and treated in order to meet the DEP Stormwater Guidelines, e) receipt of a Water Resource Protection District Special Permit, f) approval from the Historic Districts Commission, g) approval from the Board of Health, h) the applicant should be required to improve the walkway along the frontage, noting that any change to the existing curb cut will require approval from the Mass. Highway Department, i) additional landscaping details shall address the creation of a vegetative buffer along the eastern property line and the preservation of existing vegetation, and j) the location of any freestanding sign shall be noted on the Site Plan.

12. A communication, dated September 11, 1998, from Deborah V. Kruskal, Vice-Chair, Design Review Board, stating the Board has examined building plans for the proposed barn and found the design, which will reproduce the roofline of the existing barn, to be appropriate. Ms. Kruskal stated further the landscaping plans were incomplete, and expressed belief more detailed comments will be forthcoming after the Board walks the site with the applicant.

Ms. Grant stated she has operated Quilted or Not in Mill Village for four years, following two years in a very small shop in Maynard. She stated her intent is to purchase the property at 344 Boston Post Road, reside on the second floor, and maintain the shop on the first floor.

Chairman Drobinski asked Ms. Grant to present her site plan to the Board and explain proposed changes. Ms. Grant pointed out the new parking area which will provide six additional parking spaces, and noted it would be handicapped-accessible to the second story of the barn. She explained that the second floor of the barn would consist of classrooms, while the first floor of the barn and part of the first floor of the house would house the retail shop.

Chairman Drobinski inquired whether the trees on the property would stay or be removed. Ms. Grant stated the trees on either side of the driveway will stay, but the ones located in the proposed new parking area will be removed. She stated the area is "woody" and she wants to maintain that look after all the work is complete, and plans to replace any trees damaged during site preparation and construction.

Selectman Clark inquired about the barn, noting it had been labelled as "existing", then to be "razed and rebuilt". Ms. Grant explained the barn does indeed exist, but has been neglected for years, and little can be saved. She stated the original size and shape of the barn will be rebuilt completely, with an additional portion constructed on the back side. Chairman Drobinski questioned the word "raze". Ms. Grant expressed doubt that any of the existing barn, save for the foundation, would be used.

Selectman Clark inquired how patrons would reach the new parking spaces as those spaces are difficult to locate on the site plan. Ms. Grant indicated their location on the plan, beginning with entrance from Boston Post Road. Ms. Clark asked about the catch basin and wondered where it was connected. Ms. Grant stated there is a dry-well in the front of the property, but was unsure if it was connected to the catch basin. She stated the drainage is based on the assumption the dry-well and catch basin are not connected.

Abutter Natalie Eaton, 24 Church Street, expressed concern about noise and light shining up the hill toward her residence. Ms. Grant stated the tree line will provide a sound buffer, indicated all the lighting will be at ground level, and added that as the property will also be her home, she has no desire for excessive lighting.

Selectman Clark inquired about the lack of a dumpster on the plan. Ms. Grant stated the shop has several UPS deliveries a week but expressed doubt the shop would generate much more trash than an ordinary household. Selectman Roopenian asked if the shop has trash pickup now. Ms. Grant stated the shop has a trash receptacle on wheels. Ms. Roopenian asked, if there was a substantial amount of refuse following a class or workshop, would Ms. Grant request two pickups per week. Ms. Grant indicated two pickups per week are preferable to having a dumpster on the premises.

Selectman Clark asked if the parking area was going to be over the septic system. Ms. Grant replied it would, but clarified that the surface will be paved, even though the plan indicates it would be gravel. Ms. Clark asked if the septic system was designed for H-20 loading. Ms. Grant said that would be a



consideration for a gravel lot, but for pavement it is not an issue. Ms. Clark wondered what size the existing septic system is. Ms. Grant stated the existing system is not adequate, and the new one will be significantly larger. Ms. Grant presented the new septic plan, received just this evening, and pointed out its position relative to the driveway. She stated the original plan was drawn by Schofield Brothers of Framingham in 1986, and indicated someone had tried to do something with the property at that time. Chairman Drobinski stated a variance had been granted in 1986, and recalled the property was an owner-occupied office/business. Ms. Grant stated further they were considering raising the lower portion of the parking area (spaces 6 – 8) so it would be a smoother transition to the upper level.

Chairman Drobinski inquired about the hours of operation. Ms. Grant indicated an error had been recorded in the Board of Appeals Notice of Decision, and noted that classes are held in the morning, afternoon and evening, and not only from 6:00 p.m. – 9:30 p.m. Mr. Drobinski opined he did not believe Ms. Eaton would be very happy if classes ran after 9:30 p.m.

Ms. Eaton stated they get a lot of noise from the furniture store. Chairman Drobinski asked if deliveries were being made at night. Ms. Eaton replied there were none, just the overall observation that the Town is just getting noisier.

Selectman Clark wondered about a freestanding sign. Ms. Grant replied she did not intend to have one, stating her customers have patronized her store for years, and the nature of her shop does not rely on “drive-by business”. She would prefer to keep the frontage area attractively planted. She further stated she may put a sign on the porch, paint the mailbox, or put a number on the mailbox. It is possible, she noted, that a sign may be considered in the future if a significant number of people indicate the shop is difficult to locate along Route 20.

Chairman Drobinski inquired about the frontage sidewalk. Ms. Grant stated the Planning Board had questioned whether or not the sidewalk needed to be improved at this time.

Ms. Eaton inquired whether the house was in the business zone. Ms. Grant indicated the line on the plan separating the business zone from the residential zone, and pointed out this line divides the property, putting the house in the Village Business Zone, and the barn in residential zone.

Selectman Roopenian inquired about the septic system. Ms. Grant showed her the new plan, stated the Board of Health has to look at it, and noted it is the seller’s responsibility to make all the improvements to the septic system.

Selectman Clark asked if Ms. Grant and Mr. Cove have met with the Design Review Board regarding the roofline. Mr. Cove replied they did meet with them, and now have that board’s approval. He stated they now must meet with them to discuss landscaping.

Chairman Drobinski recommended continuing this matter until a draft Decision can be prepared for signature. Selectman Roopenian asked Ms. Grant if she needed absolute approval before she could proceed with the project. Ms. Grant indicated there are some time constraints with regard to financing. She is securing financing through the Small Business Administration in a government-guaranteed loan and must pay the fee within 90 days after loan approval which was in July. She stated further her financing option will run out on October 2. The real estate closing is scheduled for September 29.

Chairman Drobinski assured Ms. Grant the Selectmen were favorably disposed toward her venture, but pointed out they cannot act until they have a draft Decision to review and sign. Mr. Cove stated they

would meet with the Design Review Board about the landscaping as soon as possible. Selectman Clark suggested the Board convene a special meeting to review the draft Decision and then fax the signed Decision to all appropriate parties.

Selectman Clark asked Ms. Grant where her shop was located now. Ms. Grant stated her shop is in Mill Village, next door to the MoonShadow Café. She stated further how much she has enjoyed being there, and expressed appreciation for the good relationship with her neighbors.

Chairman Drobinski indicated the Board would do everything they could to meet Ms. Grant's deadlines, and wished her much success with her project.

It was on motion unanimously

VOTED: To continue the matter of Site Plan Application #98-346 to allow Town Counsel to draft a Decision approving the Site Plan, and to schedule the continued hearing for the purpose of signing said Decision as soon as possible, notifying abutters of the same.

### **MunEnergy Contract**

The Board was in receipt of a letter, dated September 11, 1998, from Warren J. Rutherford, of Energy Options Consulting Group, LLC, accompanied by a preliminary report and analysis of the Town's electrical consumption with respect to the MMA (Massachusetts Municipal Association) MunEnergy Contract and the M.H.E.F.A. (Massachusetts Health and Educational Facilities Authority) PowerOptions contract for electric supply and energy services.

Town Manager Ledoux distributed copies of the final report, dated September 14, 1998, received today. He stated the main thing to keep in mind when reading these reports is whether or not the Board wants to consider load aggregation for the entire Town. If so, he stated, MunEnergy requires a four-to-five year commitment, meaning load aggregation would not happen during that time. PowerOptions seems to offer more flexibility, he added, offering a two-year program with a third-year option, a five-year fixed, and a five-year with formulaic rates. Mr. Ledoux pointed out the Town spent \$616,000 last year for electricity for town buildings plus street lights, and reminded the Board that only one small sliver of the electric bill is being deregulated.

He continued: A five-year fixed plan with PowerOptions would save \$56,000. Selectman Clark stated she had previously made some calculations at a meeting in Wayland, and the savings were \$150,000. Mr. Ledoux stated Mr. Rutherford's usage of Sudbury's utility data is minus Fire Department usage. He stated further both of these proposals are more beneficial than if the Town stayed with the Standard Offer; if the Town did nothing, we would spend more than going with either of these proposals.

He stated PowerOptions is planning to offer a discount to all Town employees on their residential power, which is the same discount offered to employees of the universities and hospitals for whom they provide service. Selectman Roopenian wanted to know if that discount would be restricted to those employees who live in Sudbury. Mr. Ledoux stated it would not, though he had no idea how that would be administered. He stated PowerOptions purchases their energy through PECO Energy Company, and MunEnergy purchases theirs through Northeast Utilities.

Selectman Clark remarked how difficult it is to make a decision because nothing is definite. Mr. Ledoux stated his belief that the shorter the option, the better the gamble. Ms. Clark agreed, as things will change quickly as more power suppliers become available. Selectman Roopenian wanted to know how long the employee benefit from PowerOptions would last. Mr. Ledoux did not know as the discount would not be introduced until after the ballot question in November. He suspected it might be for the same term as the Town's contract.

Selectman Roopenian commented that while either program's savings are not significant, she did like the idea of giving something to the municipal employees. Selectman Clark would like to expand the program to all Sudbury residents, but that facet is not yet available.

Town Manager Ledoux asked the Board to consider: 1) is MunEnergy even a remote possibility? If it is, a decision must be made by September 21, 1998. If it is not, a decision regarding PowerOptions does not need to be made quickly. He indicated he can speak with PowerOptions and get more details on the programs, rates, and time periods, and perhaps approach the load aggregation issue for the future. Selectman Clark wanted to know if PowerOptions would match someone else's price if one were to come along during their contracted term, or give Sudbury the option of being released from their contract without penalties. Mr. Ledoux stated he did not think PowerOptions was considering load aggregation at this time as their constituents are usually hospitals and colleges with no residential issues. He added Mr. Rutherford had indicated larger communities such as Worcester are the ones looking at PowerOptions. He opined smaller communities may opt for MunEnergy because the Massachusetts Municipal Association is familiar to them.

Selectman Roopenian wanted to know the deadline for a decision on PowerOptions. Selectman Clark stated the contract period is listed as beginning on January 1, 1999, and Selectman Roopenian stated the ballot question on the budget may decide it. Ms. Clark commented that MunEnergy seemed to be limited in what they could offer.

Selectman Clark commented on page 6 of the MunEnergy report it states "the agreement with Select Energy, Inc. is effective 9/1/98 for streetlights and 1/1/99 for all other electric supply". Mr. Ledoux stated the first year's savings would be \$139. Selectman Roopenian wanted to know what the PowerOptions five-year program with index meant. Mr. Ledoux explained it would be tied to inflation. Ms. Roopenian stated she liked the PowerOptions plan. Mr. Ledoux suggested the Board direct him to speak with PowerOptions and ask any questions they might have. Ms. Roopenian asked if PowerOptions could possibly come in and speak to the Board. Mr. Ledoux stated the Board met with Wayland Selectmen and Russ Sylva a year ago, and added Russ Sylva is a principal in PowerOptions. Chairman Drobinski wanted to know if there were any provision for free energy audits for Town buildings. Mr. Ledoux responded Art Richard, Supervisor of Town Buildings, has had such energy audits performed and implemented.

Chairman Drobinski summarized that the Board would like Mr. Ledoux to decline the offer from MunEnergy and to bring in Russ Sylva to discuss PowerOptions' proposals. Mr. Ledoux will arrange a morning meeting to accommodate everyone's schedules.

#### **MetroWest Growth Management Committee**

Selectman Clark stated the MetroWest Growth Management Committee wants feedback on the electric deregulation packets and videos mailed during the summer. Town Manager Ledoux stated he did receive the video and thought it was well done. Ms. Clark suggested the Board review it as it may help to answer general questions regarding deregulation.

Ms. Clark stated the MGMC has also applied for a Tourism Grant through the Turnpike Authority in the amount of \$86,000, and urges MGMC members to send support letters. She explained this is a grant that will put together a directory and map of all nine communities that are part of the Committee with a marketing program, listing all services and sites of interest to visitors. She stated she would like the Board to send a letter to Mary Lou Crane, Director of Tourism and Marketing, Massachusetts Turnpike Authority, and distributed copies of sample letters. Support letters will be accepted through September 30, 1998. Selectman Roopenian wanted to know what a "reverse commute study between the Inner Core and the Suburban communities" was. Ms. Clark explained there had been only one bus going into Boston, but nothing coming out in the morning. Ms. Roopenian inquired about the MetroWest mobility study. Ms. Clark stated that would incorporate use of rail lines from Marlboro to Framingham to Boston.

Selectman Roopenian cautioned against getting into another railroad discussion as Sudbury has accepted the Rail Trail. Chairman Drobinski stated even though the Rail Trail was accepted, it was not funded. Ms. Clark specified there is an existing rail bed that has not been used, going from Marlboro to Framingham, tying into the line running parallel to Route 135. Jon Delli Priscoli is very active in this railroad issue. Ms. Clark asserted this would require a great deal of money to bring the infrastructure of the rail system back to good condition. She added Sudbury could benefit from tourism as it is not tapped well at this time, and opined being part of a group might be a good way to get started. Chairman Drobinski stated he would support a letter to the Turnpike Authority.

#### **Weston Solar Aquatics Facility**

Selectman Clark distributed meeting minutes from the July 8, 1998 meeting of the MetroWest Growth Management Committee held at the Weston Solar Aquatics Facility. She stated it is a privately-owned facility, owned by nine property owners in the Main Street area. Septic systems for all nine businesses had failed, and this plan was devised to correct the septic system problems. The system cost \$3 – 4 million to build, and now costs \$5,000 per month to operate. She indicated the Town of Weston would not fund it, and would not allow Town property to be used for the wastewater plant itself. She reported further: the Bradley family, who owns the supermarket, paid for the project, and the other business owners pay into it, based on their usage. Banks would not even consider financing as the Solar Aqueducts systems are quite new, with only 15 such facilities in the country. Town Meeting had turned it down due to fear of rapid development and odor control.

Chairman Drobinski remarked charcoal filters, capped vents and other means are used to control odor, but they are not 100% effective.

#### **Congregation B'nai Torah**

Selectman Roopenian stated she and Chairman Drobinski attended the opening ceremony of Congregation B'nai Torah's new temple. Mr. Drobinski spoke on behalf of the Selectmen. She remarked it is a beautiful building, and the turnout for the opening was good.

**Route 20 Station House**

Selectman Roopenian stated she spoke with Representative Susan Pope again about the Station House at Mill Village. Ms. Pope is apparently having trouble getting any action. Ms. Clark suggested Mr. Ledoux go after the State Police to get reparation.

**Hudson Road**

Selectman Roopenian expressed concern for the ability of schoolchildren to safely cross Hudson Road and related an incident where one side of traffic stopped for the crosswalk, but the driver from the other side did not as she was reading the newspaper while driving. She urged townspeople to exercise caution when children are on their way to or from school. She suggested police visibility in some of the denser populated sections.

**School Open Houses**

Selectman Roopenian stated the schools will begin having open houses soon, and she has asked the principals if the Board of Selectman could bring in a few flyers listing the Board's goals and objectives and publicizing the television show. Mr. Ledoux stated the next program will be on October 6, broadcast live, and will feature Larry Blacker.

**Executive Session**

At 9:58 p.m., it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss collective bargaining issues relating to ratification of contract with Engineering Department union for FY99-01. (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 10:09 p.m.

Attest: \_\_\_\_\_  
Steven L. Ledoux  
Town Manager- Clerk