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IN BOARD OF SELECTMEN
MONDAY, AUGUST 13, 1990

Present: Chairman Judith A. Cope, David A. Wallace, and John C. Drobinski.

The statutory requirements as to notice having been fulfilled, the meeting was called to order by Chairman Cope at 7:35 p.m., in lower Town Hall.

Appointment of Executive Secretary Pro Tem

It was on motion unanimously

VOTED: To appoint Janet Silva as Executive Secretary Pro Tem for the purposes of this meeting.

Post Office - Extension of Temporary Trailer Permit

Present: Michael A. Pessolano, Officer In Charge, Sudbury Post Office; Town Engineer I. William Place.

The Board considered a request dated July 31, 1990, from Michael A. Pessolano, Officer In Charge, Sudbury Post Office, for extension of temporary trailer permit issued for a period of one year on January 30, 1989.

Chairman Judith A. Cope referred to letter dated July 27, 1990, from Wallace Kido, General Manager/Postmaster, informing that the United States Postal Service has determined that the present Sudbury postal facility located at Union Avenue is inadequate to efficiently serve the community; and that a survey will be conducted to examine alternative solutions to meet facility needs. Mr. Pessolano added that a two-prong search was actively progressing: (1) for a new location for the entire facility; or (2) for relocating only the retail section of the post office out of its Union Avenue location.

There followed a brief discussion, with the Town Engineer taking part, on the continuing traffic and safety problems at the post office, especially relating to the location of the outside mail boxes. Town Engineer Place stated that over a year ago there were meetings with Beverly Bentley, Burton Mullen, and the Executive Secretary concerning those boxes; and that there was a suggestion that the BayBank drive-through area be rented by the Postal Service for placement. However, the Postal Service determined that the rent being requested was exorbitant and no further discussions were held.

The Selectmen advised Mr. Pessolano that Postmaster Ronald Packard had been specifically told that the trailer permit approved for one year on January 30, 1989, was the Town's effort to assist in a difficult emergency situation but would not be continued beyond that time. The Board expressed its concern that a renewal of this temporary permit would cause further procrastination on the part of the Postal Service to find a permanent solution to the serious problem.

After further discussion, it was on motion unanimously

VOTED: To renew temporary trailer permit issued for a period of one year on January 30, 1989, retroactively for a one-year period to expire January 30, 1991.

The Board expressed its desire to be kept up to date on the search process, and Mr. Pessolano assured that he would periodically report on progress made as soon as he receives such information.

Performance Review - Town Engineer I. William Place

Present: Town Engineer I. William Place.

The Board reviewed Annual Performance Report of Town Engineer I. William Place dated June 19, 1990, which included his planned objectives.

Mr. Place explained that his report only touched on the larger projects undertaken by the Engineering Department; that there were many other small items accomplished during the course of the year.

Mr. Place updated the Board on the widening, reconstructing and resurfacing of Route 20 and stated that he met last Friday with the State's engineers in Boston. Mr. Place informs that paving should begin within the next month or so and the area will run from the railroad tracks in Sudbury to the entrance to Raytheon in Marlboro. Mr. Place further informed that the State would agree to pave a walkway from Chiswick Park to Raytheon, but only if the Town agrees to assume maintenance.

Selectman Wallace congratulated Mr. Place for a continuing good job; and Selectman Drobinski gave special kudos to Mr. Place for his perseverance relating to the Landfill.

It was on motion unanimously

VOTED: To accept the Annual Performance Report of Town Engineer I. William Place dated June 19, 1990.

Fire Department - 250 gpm Barton-American Fire Pump

Upon review of request contained in letter dated August 7, 1990, from Fire Chief Michael Dunne, it was on motion unanimously

VOTED: To authorize, in accordance with Bylaw Article XII, S.1, the Fire Chief to transfer ownership of a 250 gpm Barton-American fire pump to the Metropolitan District Commission.

Selective Service System

The Board acknowledged receipt of communication dated July 30, 1990, from the Selective Service System seeking volunteers to serve as Local Board Members for the Middlesex County area. It was noted that active or retired members of the armed services or reserves are not eligible.

Selectman Wallace encouraged the press to report on this request of the Selective Service System and to advise that anyone interested in so serving should contact the Selectmen's Office for further information.

Site Plan Special Permit Application No. 90-313 - Raytheon Company

It was on motion of Chairman Cope, seconded by Selectman Wallace, with Selectman Drobinski abstaining,

VOTED: To sign Notice of Decision concerning Site Plan Special Permit Application No. 90-313 of Raytheon Company, 528 Boston Post Road, pursuant to action of the Board taken July 30, 1990, which contains the following vote:

VOTED: To grant a Site Plan Special Permit to Raytheon Company in accordance with Site Plan Application No. 90-313, for property located at 528 Boston Post Road, Limited Industrial District No. 1, for permanent installation of a complex of modular buildings consisting of four sections, previously installed under a temporary permit, to be added to existing buildings with connectors, as shown on the plans entitled:

"Graphic Plan of Land in Sudbury, Mass. (Middlesex County)", dated February 16, 1984, by Miller & Nylander, Co., Dwg. No. SPA-1, Site Plan Approval - Overall Drawing, as adapted by Raytheon Company Equipment Division Laboratory Facility Engineering Section as "Rear Site - Proposed Additions" dated 5/23/90 and numbered 329-0-006; and

"Raytheon EDL Sudbury Site Plan", 320-0-005, Plant Engineering, last revised 5/23/90;

and subject to compliance with all governmental laws and regulations including, but not limited to, zoning, building and health laws and regulations, and further subject to the following conditions:

- 1) no storage or use of chemicals on site except in conformity with guidelines and requirements of the Board of Health and except with written notice of the same to the Board of Health and the Fire Chief; the owner or operator of the site shall comply with the Massachusetts Oil and Hazardous Material Release Prevention and Response Act, G.L. c.21E, as amended, and all regulations issued thereunder;
- 2) no use of salt or chemical de-icers on site;
- 3) approval by the Board of Selectmen of the final landscaping plan to include additional screening as a buffer between the adjacent residential area and to include existing landscaping and fencing;
- 4) exterior lighting to be directed away from adjacent residences and have shields;
- 5) installation of sound barriers for mitigation of noise affecting adjacent residential areas;
- 6) as stipulated, and agreed to, in written reports:

- a) recommendations of Town Engineer, dated July 13, 1990, as follows:
 - plan to be notated as to provision for disposal of solid waste;
 - parking calculations per gross floor area to be provided on the plans or as a separate attachment;
 - modular buildings not to be placed on permanent foundations;
 - modular buildings to be removed upon completion of use and site returned to conditions pre-existing the placement of the modular buildings;
 - b) installation of automatic sprinkler system to NFPA 13 standards as recommended by the Fire Chief under date of July 17, 1990;
- 7) submission, to the Board of Selectmen for approval, of an "as built" site plan which reflects all conditions imposed under this Permit and any change in the physical condition of the site, including changes in the location or design of structures or systems;
- 8) this Special Permit shall lapse if a substantial use thereof has not commenced except for good cause within one year from the effective date of said Permit.

Appeals of the grant of the Special Permit, if any, shall be made pursuant to Section 17 of Chapter 40A of the Massachusetts General Laws and shall be filed within twenty (20) days after the date of filing of notice of this Special Permit in the office of the Town Clerk.

Police Department - Recruit Training Program

Executive Secretary Pro Tem Janet Silva explained that the Police Chief needs to submit the application for enrollment in a recruit training program under the Massachusetts Criminal Justice Training Council in order to reserve a spot for a Sudbury trainee. Ms. Silva informed that Police Chief Peter B. Lembo and the staff have already conducted preliminary interviews with several qualified candidates and their recommendation is for Ronald Scott Brandolini, whose name appears on the application. Ms. Silva advised that if the Selectmen choose not to approve Officer Brandolini, another name may be substituted.

At the request of the Selectmen, Ms. Silva will request the Executive Secretary to discuss the selection process with the Board upon his return.

Performance Review - Town Treasurer/Tax Collector Chester Hamilton

Present: Town Treasurer/Tax Collector Chester Hamilton.

The Board reviewed Performance Report dated June 28, 1990, from Town Treasurer/Tax Collector Chester Hamilton.

Chairman Cope expressed the Board's pleasure with Mr. Hamilton's job performance. Mr. Hamilton, however, discussed at length his continuing frustration with regard to delinquent taxpayers. Mr. Hamilton pointed out that the bylaws permit the withholding of permits for non-payment of taxes, and he suggested that the Selectmen seriously consider enforcement so that the message will go out that Sudbury will not tolerate such non-payment. It is Mr. Hamilton's belief that this issue will impact on the Town's next bond offering and the retention of the AA rating from Moody's.

Pro Tem Janet Silva suggested a meeting could be arranged among the Interim Building Inspector, Town Counsel and Mr. Hamilton in order to formulate a course of action for implementing enforcement of the bylaws. The Board looked favorably upon this or any other idea to determine what should be done.

Despite Mr. Hamilton's focus on this disappointing area of delinquent taxes, Selectman Wallace stated that this problem does not personally reflect on Mr. Hamilton and that the positive results accomplished under Mr. Hamilton's direction, such as a smooth implementation of quarterly tax billing and obtaining a AA rating from Moody's, should be emphasized and he reiterated Chairman Cope's praise of Mr. Hamilton and thanked him for all he has done for the Town.

It was on motion unanimously

VOTED: To accept Performance Report dated June 28, 1990, from Town Treasurer/Tax Collector Chester Hamilton.

Metropolitan Area Planning Council

The Board reviewed memorandum dated August 9, 1990, from the Metropolitan Area Planning Council (MAPC) relative to proposed amendment to the Fiscal Year 1990 Transportation Improvement Program (TIP).

Chairman Cope expressed her frustration in the MAPC's continued evaluation that Sudbury and the State do not agree on design issues for the Route 20 project. Mrs. Cope pointed out numerous discussions and meetings between representatives of Sudbury and the State, wherein a consensus was reached as to what should be done.

Mrs. Cope informed that she has placed a call to MetroWest and she expects to hear from them tomorrow, at which time she will discuss this matter with them. As suggested by Selectman Drobinski, Mrs. Cope will endeavor to find out who is on the Project Review Committee.

Executive Secretary Pro Tem Janet Silva pointed out that MAPC also continues to allocate \$7,500,000 as being needed for the Sherman's Bridge project, an amount clearly in excess of current estimates for any type of construction, and some comment may be in order.

The Selectmen will continue to consider this matter and will bring this back for further action before the deadline for receipt of comments to MAPC of September 6, 1990.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the July 9, 1990, July 30, 1990, executive session, July 31, 1990, and August 1, 1990, as presented; and the minutes of July 30, 1990, regular session, as corrected.

Executive Session

At 8:30 p.m., it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss the grievance matter of Firefighter Kenneth J. MacLean and a litigation matter relative to the Unisys property, Route 117.

(Chairman Cope, aye; Selectman Wallace, aye; Selectman Drobinski, aye).

Chairman Cope announced that public session would reconvene immediately following Executive Session.

Street Acceptances - 1990 Town Meeting Article 13

Upon review, it was on motion unanimously

VOTED: To sign Orders of Taking for streets accepted as public ways by the 1990 Annual Town Meeting under Article 13, as follows:

Suffolk Road
Belcher Drive
Mary Catherine Lane
White Oak Lane
Laurel Circle
Kato Drive
Kato Summit
Candlewood Circle
Walker Farm Road

State Primary - Set Date and Sign Warrant

Upon review of memoranda dated August 13, 1990, from Town Clerk Jean M. MacKenzie, it was on motion unanimously

VOTED: To authorize Town Clerk Jean M. MacKenzie to set the time and place of the polls for the State Primary Election at 7:00 a.m. to 8:00 p.m. on September 18, 1990, in the Peter Noyes School for all four precincts, by groups, in accordance with Chapter 53 §42; and further, to sign the Warrant for the State Primary.

Voter Registration

It was on motion unanimously

VOTED: To authorize Town Clerk Jean M. MacKenzie to use the Town Hall for special voter registration sessions for the September 18, 1990 State Primary on August 18, 1990, from 9:00 a.m. to 5:00 p.m., and August 21, 1990, from 5:00 p.m. to 10:00 p.m.; and a special voter registration session on August 30, 1990, from 5:00 p.m. to 8:00 p.m. for the Special Town Meeting of September 10, 1990.

And it was further

VOTED: To approve use of the "A" frame sign on the Sudbury Centre Green to notify residents of the special voter registration sessions, as they occur, for

the Special Town Meeting, the Primary, and the State Election, as more particularly set forth in memorandum dated August 13, 1990, from the Town Clerk.

September 10, 1990 Special Town Meeting - Warrant

It was on motion unanimously

VOTED: To sign the Warrant for the September 10, 1990, Special Town Meeting, involving accepting 10 articles for the Warrant; and to approve final wording of articles and reports being submitted by the Selectmen.

Council On Aging - Van Donations

It was on motion unanimously

VOTED: To accept \$279.34 in miscellaneous donations for the Council On Aging van; and to authorize expenditure by the Council.

Rescheduling of Selectmen's Meeting

Due to the Special Town Meeting, it was on motion unanimously

VOTED: To reschedule the Board's regular meeting of September 10, 1990, to 7:00 p.m. in the Lincoln-Sudbury Regional High School library.

City of Marlborough - Invitation

The Board acknowledged receipt of invitation from the City of Marlborough, for the Selectmen to join in its Labor Day Parade celebrating the 100th Anniversary of the City Charter.

Each member of the Board of Selectmen will be out of town over the long Labor Day weekend and will therefore be unable to attend. At the request of the Selectmen, Executive Secretary Pro Tem Janet Silva will so inform the City of Marlborough.

Town of Southborough - Inclusionary Bylaw

Chairman Cope informed that she has a copy of the Inclusionary Bylaw of the Town of Southborough, should the Selectmen wish to review same.

Hitchcock Chair Company - London & Virginia Investment Corporation, Inc.

The Board acknowledged receipt of letter dated July 28, 1990, from Ken Bartle, Chairman, London & Virginia Investment Corporation, Inc., concerning its anticipated purchase of Hitchcock Chair Company.

There being no further business to come before the Board, the meeting was adjourned at 9:45 p.m.

Attest:

Janet Silva
Executive Secretary Pro Tem