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IN BOARD OF SELECTMEN
MONDAY, OCTOBER 22, 1990

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

The statutory requirements as to time and place having been fulfilled, Chairman Cope called the meeting to order at 7:35 p.m. at lower Town Hall.

Utility Petition No. 90-18 - Wayside Inn Area

Present: Joseph Bausk, representative for New England Telephone and Telegraph Company, resident R. J. Caldwell.

The Board reviewed Utility Petition 91-18 from New England Telephone and Telegraph Company for conduit in the Wayside Inn area. New England Telephone and Telegraph Company representative Joseph Bausk explained that because of the replacement of conduit they are currently doing on Route 20, it would be more economical to do the side roads at the same time.

Executive Secretary Thompson noted that all appropriate abutters had been notified and approval had been recommended by the Inspector of Buildings and Wiring Inspector under date of October 15, 1990.

Upon inquiry by Chairman Cope, Mr. Bausk explained that the bulk of the work will be completed in approximately two weeks. After that, he went on to say, the cover will set during the winter and the final finish coat will be put down in the spring.

R. J. Caldwell, who identified himself as owner of 1031 Boston Post Road, suggested to Mr. Bausk that since he believes a new intersection will ultimately be built in that area, he would be willing to give New England Telephone and Telegraph Company a right-of-way across his property, which he feels will be a savings to the Company. Mr. Bausk thanked Mr. Caldwell and indicated that he would provide his information and suggestion to the Company.

It was on motion unanimously

VOTED: To approve Utility Petition 90-18 of New England Telephone and Telegraph Company for permission to install conduit in the Wayside Inn area as follows:

Wayside Inn Road - Beginning on the southeasterly side at the intersection of Boston Post Road thence crossing roadway northwesterly and running southwesterly to existing Pole 194/11 Place 1240 feet. Place conduit to include pedestal;

Wayside Inn Road - Beginning on the northerly side at existing Pole 194/17 and running southwesterly 2686 feet to existing Pole 194/36. Place conduit to include pedestals;

Prides Crossing Road - Beginning on the southwesterly side at the

intersection of Wayside Inn Road and running
188 feet northerly to existing Pole 23/1. Place
conduit;

Dutton Road - Beginning on the easterly side at the intersection of
Wayside Inn Road and running 457 feet northerly to existing
Pole 71/5. Place conduit;

Horse Pond Road - Beginning on the easterly side approximately 16 feet
northerly of Boston Post Road running northerly
352 feet to existing Pole 100/40. Place conduit;

Peakham Road - Beginning on the easterly side approximately 35 feet
northerly of Boston Post Road and running northerly 228 feet
to existing Pole 1/138. Place conduit;

substantially as shown on New England Telephone and Telegraph Company's plan
numbered 90-10, dated September 12, 1990.

Fort Devens Study by Department of the Air Force

The Board offered no comment this evening on the draft Scope of Work for an
Environmental Assessment on a Communications Electronic Training Facility at
Fort Devens, Stow, dated September 1990. Before making comment, if any, to the
Environmental Management Officer, Department of the Air Force, Otis Air National
Guard Base, by October 29, 1990, as requested, Chairman Cope requested the
Executive Secretary to provide a copy of the report to the Planning Board for
their input.

Executive Secretary Thompson stated that Conservation Coordinator Deborah
Montemerlo has seen the report and has offered no feedback to date.
Mr. Thompson assured that he will advise the Selectmen of comments by the
Conservation Commission if and when received.

Wadsworth Cemetery - Repurchase of Graves

Upon review of letter dated October 12, 1990, from Superintendent of
Cemeteries Robert A. Noyes, it was on motion unanimously

VOTED: To approve repurchase of four graves in Section 2, Lot #13, in
Wadsworth Cemetery from Bradford W. Patterson, 7400 Ashley Shores Circle, Lake
Worth, Florida 33467, relative to Deed #73 dated October 23, 1968, for the
amount of \$200.00 (\$50.00 from Sale of Lots; \$150.00 from Perpetual Care).

Parkinson Land - Bids for Traffic Study

The Board reviewed six bids received for the traffic study of the Parkinson
Land, ranging from \$1,900 to \$2,500.

The Board acknowledged receipt of letter dated October 18, 1990, from
Thomas P. Sokol, Chairman, Sudbury Housing Partnership Committee, informing that
the Committee voted to recommend award of the contract to HMM Associates.
Executive Secretary Thompson informed that Town Engineer I. William Place has
also recommended HMM Associates.

It was on motion unanimously

VOTED: To authorize the Sudbury Housing Partnership Committee to sign acceptance of revised proposal by HMM Associates, Inc., 196 Baker Avenue, Concord, dated October 10, 1990, to provide traffic consulting services for the Sudbury Housing Authority's proposed 46-unit townhouse development on Route 27 opposite Peakham Road, in an amount not to exceed \$1,900.00, subject to review by Town Counsel.

Warrant For State Election

It was on motion unanimously

VOTED: To sign the Warrant for State Election to be held at Peter Noyes School on Tuesday, November 6, 1990, from 7:00 a.m. to 8:00 p.m.

Unisys

Chairman Judith A. Cope requested comment from the Board relative to Notice To Reviewers dated October 11, 1990, from Unisys Corporation, which enclosed a so-called "work plan" from an independent groundwater consultant, Leggette, Brashears and Graham, Inc. (LBG), dated September 19, 1990.

Selectman John C. Drobinski stated that he has discussed this material with Health Director Robert Leupold, and both concur that the consultant's document is very general. Mr. Drobinski stated that he believes the document is more of a public relations piece rather than a true work plan.

Chairman Cope referred the Selectmen to page 2 of the consultant's proposal; specifically wherein LBG proposes "Complete a file search of all applicable Town files in accordance with the Massachusetts Contingency Plan (MCP), primarily at the Fire Department and Town Assessors office." Chairman Cope recommended review of records of the Water District and Board of Health be added. Executive Secretary Thompson pointed out that input and approval by the Board of Health and Water District are required prior to any "signing off" by the Department of Environmental Protection.

At the request of the Selectmen, Executive Secretary Thompson will respond concerning this matter.

Inclusionary Zoning/In-law Apartments

Chairman Cope informed that the Inclusionary Zoning Study Committee has met once, and she has requested Assistant Town Counsel David Doneski to prepare a draft article for Town Meeting concerning this. Attorney Doneski advised Chairman Cope that he is unable to do this without clear direction from the Committee as to which of the many options concerning inclusionary zoning they wish to pursue. Ms. Cope went on to say that the Committee has indicated its hope that the parent board will come in with their support.

Chairman Cope stated that she believes the Selectmen should be rethinking about whether inclusionary zoning is an appropriate option at this time, or whether it would be necessary given the fact that more affordable housing will be coming into the market.

Chairman Cope also discussed the issue of accessory or in-law apartments, and expressed the concern echoed by others that revision of the Town's bylaws with regard to apartments might encourage the development of more of them. Ms. Cope stated that the perception is that the Town would not like to see new development and therefore the article would have to be carefully written with a grandfather clause.

There was a concurrence that there may not be a lot of time to adequately prepare articles on inclusionary zoning in time for inclusion on the Warrant.

Chairman Cope added that the Committee has carefully reviewed other towns' bylaws with regard to inclusionary zoning and they have found that those communities with bylaws that best suit our Town are Southborough, Acton and Concord. However, Ms. Cope reiterated her question as to whether such a proposal is timely due to economic conditions, or whether some other kind of housing program may make better sense.

Sherman's Bridge

Executive Secretary Thompson informed that a letter was just received from Michael T. Rains of the United States Department of Agriculture Forest Service dated October 15, 1990, stating that although the economic future of many programs is not currently known, he believes the Demonstration Timber Bridge Grant program will remain viable. Mr. Michael T. Rains went on to intimate that he believes the Sherman's Bridge project is one that will be funded, as the preliminary review of the \$60,000.00 proposal shows it fully meets the goals of the program.

Highway Reimbursement Notes

Present: Kathy Middleton, Assistant Town Clerk; Town Treasurer and Tax Collector Chester Hamilton.

At 7:55 p.m., the Board considered the question of signing Highway reimbursement notes in the amount of \$145,423 under Massachusetts DPW Agreement #33965.

Upon review of Memorandum dated October 18, 1990, from Town Treasurer and Tax Collector Chester Hamilton, it was on motion unanimously

VOTED: To sign State Aid Anticipation Notes to BayBank Middlesex at 7.24% interest, dated October 29, 1990 and due April 29, 1991, in the amount of \$145,423.00, for work done by the Highway Department.

Borrowing - Bond Anticipation Notes

Present: Town Treasurer and Collector Chester Hamilton.

The Board reviewed Memorandum dated October 22, 1990, from Town Treasurer and Collector Chester Hamilton requesting approval to borrow an additional \$400,000.00 in Bond Anticipation Notes to be used for the Nixon/Noyes Schools construction project.

It was on motion unanimously

VOTED: To authorize Town Treasurer and Collector Chester Hamilton to borrow \$400,000.00 in Bond Anticipation Notes which will be sold on October 26, 1990, with the proceeds available November 6, 1990 and maturing on July 12, 1991; said funds to be used for the initial renovation of the Nixon and Noyes Schools.

192nd Session of Town Forum

At 8:00 p.m., Chairman Cope convened the 192nd Session of Town Forum. The Chairman first invited public discussion of the so-called "CLT" petition which will be voted at the State election to be held November 6, 1990. In addition to townspeople, also present were representatives of the Sudbury League of Women Voters and "Hasty" Evans, Candidate for State Representative.

The following positions were taken concerning the CLT Petition:

Selectman David A. Wallace - Opposes;
Selectman John C. Drobinski - Opposes;
Chairman Judith A. Cope - no public position because she sees value
on both sides;
League of Women Voters - Opposes.

Following discussion of the CLT Petition, the Chairman announced that in addition to the usual reports by the Town's boards and departments, the Selectmen, as stated in their memorandum dated October 10, 1990, were encouraging all Boards, Committees, Commissions, Department Heads and Officials to bring up any areas of concern or acknowledgments regarding their own department or other departments in their endeavor to meet the needs of the community.

The following boards and departments were represented:

Finance Committee
Police Department
Earth Removal Board
Planning Board
Historic Districts Commission
Board of Appeals
Goodnow Library
Fire Chief
Town Treasurer and Tax Collector
Veterans Agent
Council On Aging
Building Inspector
Lincoln-Sudbury Regional High School Committee
Town Management Committee
Sudbury Historical Society
Finance Committee

Chairman Cope read reports from the following departments that were unable to attend:

Highway Surveyor
Park and Recreation Commission
Conservation Commission
Wood-Davison Restoration Project

The Town Forum was videotaped and said tape is available through the Selectmen's Office for viewing.

At 9:30 p.m. Chairman Cope declared the 192nd Town Forum was adjourned and she invited all in attendance to stay for coffee and conversation.

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

Attest:

Richard E. Thompson
Executive Secretary-Clerk