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IN BOARD OF SELECTMEN  
MONDAY, MARCH 26, 1991

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

The statutory requirements as to notice having been met, the meeting was convened by Chairman Judith A. Cope at 7:30 p.m., at the Fairbank Community Center.

Resolutions - Park and Recreation Commissioners

It was on motion unanimously

VOTED: To sign resolutions expressing the Town's appreciation to retiring Jane Neuhauser and Donald Soule for their past service to the community as members on the Board of Park and Recreation Commissioners.

Eagle Scout Award - Craig W. Diehl

The Board signed a letter of congratulations to Craig W. Diehl on attaining the rank of Eagle Scout. Chairman Cope indicated she would attend the Court of Honor on April 21.

Letter to the President

The Board signed a letter to President George H. Bush which 1) expressed support for international procedures to guarantee peaceful resolution of conflicts, 2) urged attention to domestic issues, in particular the needs of local communities, and 3) suggested greater personal contact between federal officials and communities.

Employee Recognition Awards

Present: Personnel Board member Bradford J. Brown.

Chairman Cope welcomed Bradford Brown of the Personnel Board to update the Board and seek direction relative to a proposal for initiating an employee award program.

Mr. Brown reported as follows: Following the meeting with the Selectmen a few months ago, the Personnel Board met with managers and supervisors of the Town to explore current and possible new recognition programs. A committee was subsequently formed which has put together a proposal to award individual employees on the basis of excellence in performance, with nominations to originate from the employee base as well as from residents. Guidelines have been prepared, and funding sought from the Sudbury Foundation, which has initially declined, and from the Federal Town Employees Credit Union, which has committed \$200 for the first year. A budget of \$500 has been set to pay for \$100 U. S. Savings Bonds, plaques, and printing costs if necessary. The desire is to make awards to four persons each year. Thus, an additional \$300 will be required for the first year, and continuation of funding for future years to keep the program going is important.

Upon recommendation of the Executive Secretary, the Board endorsed the Personnel Board's proposal, and requested Mr. Thompson to work with Mr. Brown to complete details of the program and its funding. Appreciation was expressed to Mr. Brown and the Personnel Board for their efforts.

Sign Bond Anticipation Notes

Present: Town Clerk Jean M. MacKenzie and Treasurer and Collector Chester Hamilton.

In accordance with a memorandum dated March 20, 1991, from the Town Treasurer and Collector, it was on motion unanimously

VOTED: To sign Bond Anticipation Notes in the amount of \$1,200,000, to be issued April 4, 1991, and to mature October 1, 1991, at 4.8% interest from BayBank Middlesex, for: \$100,000 School Architectural/Design Fees (4/4/88 STM Art. 4) and \$1,100,000 Nixon/Noyes renovations (10/17/89 STM Art. 5).

Annual Town Meeting Warrant Review

Present: Town Moderator Thomas G. Dignan and Town Clerk Jean M. MacKenzie.

At approximately 8:00 p.m., Chairman Cope convened the Annual Town Meeting Warrant Review and turned the meeting over to Town Moderator Thomas Dignan.

Mr. Dignan stated that the purpose of the meeting was to go through the warrant articles to ascertain who will be moving each article and who intends to speak concerning same.

During the review of each article for this purpose, Mr. Dignan stated his intention to propose to have the budget presented as the first order of business on Tuesday, April 2, as last year, in order to assure completion in one night in a timely manner.

The Warrant Review was completed at 8:30 p.m.

Minutes

The Board approved the minutes of March 18, 1991, as presented.

Van Donation

It was on motion unanimously

VOTED: To accept \$69.50 in miscellaneous donations for deposit into the Council on Aging Van Donation Account; and to authorize the Council on Aging to expend the same for purposes of operating and maintaining the Council on Aging van.

Resignation - Board of Appeals

The Board acknowledged with regret a resignation dated March 18, 1991, from Lawrence L. Blacker, as a member of the Board of Appeals, having served

approximately fifteen years as an associate and permanent member. The Board requested that a letter of appreciation to Mr. Blacker be prepared.

Interline Unclassified Account Transfers

Following explanation of the need for the transfers, it was on motion unanimously

VOTED: To approve the following interline transfers: \$32,000 from Acct. 950-803 Property/Liability Insurance to Acct. 950-813 Retirement Fund; and \$33,000 from Acct. 950-821 Worker's Compensation to Acct. 950-813 Retirement Fund.

Fidelity Bonds for Town Officials

Upon recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To set the sum of local official bonds as follows, and to authorize the Chairman to execute certification therefor:

Treasurer	\$150,000	Assistant Treasurer	\$37,500
Collector	\$150,000	Assistant Collector	\$37,500
Town Clerk	\$ 15,000		

Town Meeting Action

The Board approved its State of the Town address to be presented by Chairman Cope at the 1991 Annual Town Meeting, as amended by Chairman Cope.

Executive Secretary Richard E. Thompson updated the Board relative to the Finance Committee's position concerning Article 16, Purchase Capital Equipment, and following discussion, it was agreed to request that Article 16 include the voting machine request and "be divided", in that each item proposed for funding be considered and voted upon separately by the Town Meeting. It was agreed that the Executive Secretary would consult with the Town Clerk again concerning the question of moving the request for new voting machines under either Article 16 or Article 17, letting her know of the Board's foregoing position. The Board was also informed by Mr. Thompson that the Finance Committee has voted to recommend appropriating \$60,000 by use of the Stabilization Fund for the Police communications system, which may be increased to \$68,000 depending on release of further article funds by the Long Range Planning Committee under Article 5. Also, the Finance Committee is supporting \$15,000 for the Engineering "Total Station" with funds to come from Free Cash. The Board concurred with these plans.

Since the Board had received input from the Planning Board's hearings concerning Articles 37-41 only this evening, the subject of taking positions and designating speakers on these articles was tabled. At his request, Mr. Ralph Tyler will be advised when the same is to be scheduled.

Disposition of Bicycle Parts

The Executive Secretary reported that a request had been received from the Police Department to dispose of unwanted, used bicycle parts which are without

any redeemable value and are creating an eyesore behind the Police Station. It was suggested the parts be left in a designated spot at the Landfill and made available to interested residents.

It was on motion unanimously

VOTED: To approve, in accordance with Town Bylaw Article XII, disposing of bicycle parts held at the Police Station at the Sudbury Landfill as explained above.

Open Meeting Law Complaint

At the request of Chairman Cope, Executive Secretary Richard E. Thompson informed the Board concerning an opinion dated March 19, 1991, from the Middlesex County District Attorney regarding an open meeting law violation in connection with the Board's deliberations concerning previous police officer disciplinary action. Mr. Thompson assured the Board that the requested action to amend the Selectmen's minutes would be placed on an agenda as soon as possible.

Request for Research District Study Committee Minutes - Tyler

Present: Ralph S. Tyler, Cold Brook Development, Inc.

Executive Secretary Thompson distributed to the Board a request dated March 26, 1991, from Ralph S. Tyler of Cold Brook Development, Inc., for copies of all minutes from a special committee which was formed to study zoning alternatives for the Research District; in addition the letter requests that said committee's executive session minutes be made public and available to him.

Mr. Thompson informed the Board that he has asked Elaine Jones of the Selectmen's Office, who is on vacation this week, to proceed with transcribing the tapes from these meetings, and if necessary, hire an outside person to transcribe them. He further stated that there is a problem with the tapes and thus they cannot be done in a timely fashion.

Mr. Tyler stated that he needs information on the consultant's reports and options proposed.

Arts. 35 and 36 Presentation

Executive Secretary Thompson reported that the Selectmen's presentation of Articles 35 and 36 for the Town Meeting is being worked on by Selectman Wallace, Conservation Coordinator Deborah Montemerlo and himself, and as soon as a draft is finished it will go to the Board.

Landfill Supervisor Position Posted

Executive Secretary Thompson informed the Board that the Landfill Supervisor's position has been posted. The Board expressed support for the position being filled by Highway Department employee Louis Giannetti.

Events Unlimited

Executive Secretary Thompson informed the Board of a fund-raising program of the company called Events Unlimited, which will involve the participation of Lincoln-Sudbury Regional High School basketball team and from which 30% of the proceeds will go to the fund for the Police Communications System purchase. The Board concurred with this effort.

Police Involuntary Retirement

Executive Secretary Thompson reported that filing with the Middlesex County Retirement Board for involuntary retirement of Police Officer Robert I. Chaffee has been accomplished.

Town Meeting Financial Data

Executive Secretary asked the Board to try to review information dated March 22, 1991, prepared by the Budget and Personnel Officer relative to Finance Committee recommendations for allocation of funds at the Town Meeting.

MMA Reports: Local Aid and Anti-Rollback

Distributed to the Board this evening were reports from the Massachusetts Municipal Association concerning State local aid and repeal of the so-called Anti-Rollback Amendment.

Chester Hamilton: Benefits and Temporary Appointment

In accordance with the recommendation of the Executive Secretary set forth in a memorandum dated March 22, 1991, it was on motion unanimously

VOTED: To provide Chester Hamilton with the following benefits upon his retirement, effective March 31, 1991:

1. Unused vacation days valued at \$1,302.77; and
2. \$2,884.70 in lieu of sick leave buy-back.

It was further unanimously

VOTED: To appoint Chester Hamilton Temporary Town Treasurer and Collector, effective April 1, 1991, to serve until another Town Treasurer and Collector is duly appointed, in accordance with General Laws Chapter 41, s.40, to be compensated at a daily rate of \$186.11 for actual days worked.

Executive Secretary Thompson told the Board he would review staffing plans for the Treasurer/Collector Department individually with the Board at a later time; but it was his intention that Mr. Hamilton would only continue to serve for the month of April.

Audit of Tax Collector Records

The Board was in receipt of a recommendation from Town Accountant James Vanar dated March 21, 1991, for the Board to accept a proposal dated March 18, 1991, from J. David Asadoorian, Certified Public Accountant, to furnish an audit of the Tax Collector's records, in compliance with G.L.c.60, s.97.

On recommendation of the Town Accountant, the Town Treasurer and Collector and the Executive Secretary, it was on motion unanimously

VOTED: To retain Certified Public Accountant J. David Asadoorian of Malden, Massachusetts, to perform an audit of the Tax Collector's records in accordance with General Laws Chapter 60, section 97, at the rate of \$75 per hour but not to exceed \$3,000.

It was noted that this expenditure would be made from the Treasurer/Collector's Contracted Services budget line item.

#### American Legion

In accordance with a communication received March 25, 1991, the Board granted permission to the Sudbury American Legion Post 191 to sell poppies at Star Market, Sudbury Farms and MacKinnon's Liquor Store during the Memorial Day weekend extended, May 22 - 27; and to give hot dogs and tonic to marchers in the Memorial Day Parade and to workers during the Roadside Cleanup at the Town Hall parking lot.

The Selectmen expressed their deep appreciation for the Legion's contributions to the community.

#### Kiwanis Biathlon

Upon review of information supplied by Bill Fiske, race manager, it was on motion unanimously

VOTED: To grant permission for conduct of the 2nd Annual Sudbury Kiwanis Biathlon, a bicycle race to take place on April 7, 1991, traversing from the Regional High School on Lincoln Road, Concord Road, Old Sudbury Road, and Water Row, as approved by the Police Department, and subject to provision of police paid details as required by the Police Department.

#### Lincoln-Sudbury Springthing Triathlon

Upon review of information supplied by Bill Fiske, race manager, it was on motion unanimously

VOTED: To grant permission for conduct of the Lincoln-Sudbury Springthing Triathlon, a swim/bike/run event to take place on May 11, 1991, utilizing the loop of Fairbank Road, Maynard Road, and Hudson Road for a bicycle race and the loop of Fairbank Road, Butler Road, Butler Place, Willis Lake Drive, Basswood Avenue, Crystal Lake Drive, and Hudson Road for a running race, beginning and ending at the Town Pool; as approved by the Police Department, and subject to provision of police paid details as required by the Police Department.

#### Unisys and Melone Properties - Opinion of Value

The Board received an opinion of value on the Unisys and Melone properties from Assistant Assessor Daniel Loughlin, dated March 22, 1991.

Unisys Cleanup

The Executive Secretary reviewed with the Board a letter dated March 21, 1991, from Stephen W. Martin, Vice President, Corporate Asset Management, Unisys Corporation, in which the Unisys Corporation clarified its position on guaranteeing its commitment for the assumption of cleanup costs related to the Unisys site. The Selectmen indicated they had no problem with the response.

Fort Devens Annex Hazardous Waste

Selectmen John C. Drobinski inquired about the involvement of the Conservation Law Foundation concerning the Fort Devens hazardous waste site. Executive Secretary Thompson replied that the Foundation's effort is to expedite action and it is working in conjunction with the FOCUS group. It was agreed that Selectmen had already indicated its support by endorsing the efforts of FOCUS.

The Executive Secretary was asked to check to see if Sudbury is still a member of the Foundation.

Board of Appeals - Zoning Bylaw Problem

Board of Appeals Chairman Lawrence Schluger approached the Board to advise of ongoing problems with conflicting provisions of the Zoning Bylaw relating to the size of signs allowed in a residential zone; i.e. one square foot and two square feet.

The Executive Secretary will place this subject on the list for future town meeting action.

Executive Session

At 9:15 p.m., it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss litigation matters and transactions in real property related to the Unisys property, where open discussion of the same may have a detrimental effect.

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

Chairman Cope 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 10:20 p.m.

Attest: \_\_\_\_\_  
Richard E. Thompson  
Executive Secretary-Clerk