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IN BOARD OF SELECTMEN
MONDAY, NOVEMBER 4, 1991

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

Having complied with the statutory requirements as to notice, Chairman Wallace convened the meeting at 7:30 p.m. at the Loring Parsonage, 278 Old Sudbury Road.

Goodnow Library's Trust Fund - Investment and Allocation of Funds

Present: Bill Talentino, Library Director. Library Trustees: Ivan Lubash, Carol Hull, Hale Lamont-Havers. Mary Ellen Normen Dunn, Treasurer/Collector.

A joint meeting was held with the Trustees of the Goodnow Library and the Town Treasurer and Collector to discuss and act upon a plan, outlined in a memorandum dated October 10, 1991, concerning investment and allocation of the Library's trust funds, as Co-trustees of Town Donations.

Request #1 of the plan, asks for approval to sell all of the Library's shares of stock in the Bank of Boston and the Shawmut Bank and place the proceeds in the Goodnow Trust Fund which is invested in the Massachusetts Municipal Depository Trust (MMDT). It was Mary Ellen Dunn's recommendation not to restrict the investment of Town funds to the MMDT. Ms. Dunn is currently researching other investment options for the funds.

Executive Secretary Thompson recommended in concurrence with the Board of Selectmen that the Board of Library Trustees proceed with their plan and encouraged them to obtain all expert advice possible and advice from the community as well.

Relative to Town stock invested in the First National Bank of Boston and the Shawmut Bank, on the recommendation of the Treasurer, it was on motion unanimously,

VOTED: To authorize the Treasurer to sell all Town shares of stock in the First National Bank of Boston and Shawmut Bank and to place the proceeds in appropriate related funds or such other investment the Treasurer deems prudent, subject to Town Counsel's review of the process.

It was further

VOTED: Subject to Town Counsel review, to use sixty thousand of the eighty thousand dollars of accumulated interest and dividends from the Library trust funds to establish a Contingency Trust Fund account, to be invested, the principal of which is to be expended only for extraordinary capital item costs related to major facilities' repairs and significant improvements to the facilities or services, subject to vote of Trustees of Town Donations.

And it was further

VOTED: To approve the Library Board of Trustees' formal plan to expend interest earnings in annual budgets as outlined in memorandum dated October 10, 1991, under Request #3 from the Goodnow Library Trustees, attached hereto and incorporated herein, subject to Town Counsel review, with yearly review and vote by the Trustees of Town Donations as required by the Acts of 1911.

Gift of Land - Nancy F. Jackson

Present: Deborah Montemerlo, Conservation Coordinator.

The Board acknowledged receipt of a communication, dated September 26, 1991, from the Conservation Commission regarding an offer to gift 6.21 acres of land off Kato Drive to the town for open space purposes. The offer was made by Nancy F. Jackson in a communication, dated September 7, 1991, to the Sudbury Conservation Commission. The land is denoted as parcel "A" recorded on a plan entitled "Plan of Land in Sudbury, Mass., owned by Winthrop H. & Rebecca Fairbank and Nancy Jackson", prepared by Colburn Engineering, Inc., dated August 30, 1989 and revised October 2, October 11 and November 3, 1989, and consists of approximately 6.21 acres.

The Conservation Commission had reviewed the offer at the regular Commission meeting held 9/23/91 and voted unanimously in favor of recommending to the Selectmen that the gift be accepted. The Board of Selectmen reviewed the the map and location of the parcel of land with Ms. Montemerlo.

It was on motion unanimously

VOTED: To approve an offer by Nancy F. Jackson to donate to the Town, acting through its Conservation Commission pursuant to M.G.L. C.40, S.8C., 6.21 acres of land off Kato Drive for open space purposes in memory of her parents Leonora S. and Harvey N. Fairbank; and to execute the deed approval upon presentation.

Library Archives Project - Accepting Grant from Sudbury Foundation

It was on motion unanimously

VOTED: To accept on behalf of the Town and the Goodnow Library, a grant from the Sudbury Foundation in the amount of \$30,000, to be used for support of Phase I of the Library Archives Project in accordance with the transmittal and conditions dated October 10, 1991 from the Sudbury Foundation; and to authorize the Goodnow Library Trustees to expend these funds for said purpose.

Wood-Davison House - Bid Rejection

With regard to the relocation of the Wood-Davison House, and being in the best interest of the Town since the project will not proceed at this time,

it was on motion unanimously

VOTED: To reject the base bid of General Contractor, Castagna Construction Corporation, \$53,700 for relocation of a portion of the Wood-Davison House and which included a \$10,000 allowance for the moving sub-trade.

Exemption from Provisions of M.G.L. Section 20 of Chapter 268A for Executive Director for the Sudbury Housing Authority Jo-Ann Howe

It was on motion unanimously

VOTED: To classify the part-time position of Executive Director for the Sudbury Housing Authority as a "special municipal employee"; and

VOTED: Having been requested to approve the exemption of the interest of Jo-Ann Howe, Executive Director for the Sudbury Housing Authority, from the provisions of M.G.L. Chapter 268A, section 20 (a portion of the Conflict of Interest Law), in order to permit her to contract with the Sudbury Housing Authority to perform part-time maintenance services, we have reviewed Ms. Howe's disclosure of her interest to the Town Clerk dated October 25, 1991, and hereby approve the exemption of Jo-Ann Howe's interest from said section 20.

Reimbursement for Removal and Replacement of Fuel Storage Tanks Under Section 37A of Chapter 148

It was on motion unanimously

VOTED: To authorize the Executive Secretary to pursue reimbursement under Section 37A of Chapter 148 of the General Laws for removal and replacement of Municipal fuel storage tanks.

Request by Fire Chief Michael Dunne to Attend Course

It was on motion unanimously

VOTED: To approve a request dated October 25, 1991, from Fire Chief Michael Dunne to attend a course entitled "Chief Fire Officer Management Program" at the University of Massachusetts Donohue Institute for Governmental Services, at a cost of \$140 to be paid from the Fire Department budget line item #310-810, in accordance with Article XI, section 7 (7) of the Town Bylaws.

Telephone System - Fire Headquarters

Upon recommendation of the Fire Chief, and with concurrence of the Permanent Building Committee, in a memo dated October 31, 1991, it was on motion unanimously

VOTED: To authorize the Fire Chief to contract with American Telephone and Telegraph Company for installation of a Partner II telephone system at the new fire headquarters in the amount of \$8,306.99.

Council on Aging - Donations

It was on motion unanimously

VOTED: To accept \$65.50 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 vans.

Minutes

It was on motion unanimously

VOTED: To approve the corrected regular session minutes of October 28, 1991, as amended.

Special Speed Regulation No. 7526

Upon review, it was on motion unanimously

VOTED: In accordance with the provisions of Chapter 90, Section 18, of the General Laws (Ter. Ed.) as amended, to adopt the following Special Speed Regulation No. 7526:

That the following speed limits are established at which motor vehicles may be operated in the areas described:

WOODSIDE ROAD - EASTBOUND

Beginning at the Framingham Town Line
Thence easterly on Woodside Road
0.19 miles at 20 miles per hour
0.20 miles at 25 miles per hour
0.13 miles at 20 miles per hour
0.38 miles at 30 miles per hour, ending at Landham Road:
the total distance being 0.90 miles.

WOODSIDE ROAD - WESTBOUND

Beginning at Landham Road
Thence westerly on Woodside Road
0.38 miles at 30 miles per hour
0.13 miles at 20 miles per hour
0.20 miles at 25 miles per hour
0.19 miles at 20 miles per hour, ending at the Framingham
Town Line; the total distance being 0.90 miles.

DUDLEY ROAD - EASTBOUND

Beginning at Route 20
Thence easterly on Dudley Road
0.55 miles at 30 miles per hour ending at Nobscot Road;
the total distance being 0.55 miles.

DUDLEY ROAD - WESTBOUND

Beginning at Nobscot Road
Thence westerly on Dudley Road
0.55 miles at 30 miles per hour ending at Route 20;
the total distance being 0.55 miles.

RAYMOND ROAD - NORTHBOUND

Beginning at the Framingham Town Line
Thence northerly on Raymond Road
0.46 miles at 30 miles per hour
0.37 miles at 35 miles per hour
0.36 miles at 25 miles per hour, ending at Route 20;
the total distance being 1.19 miles.

RAYMOND ROAD - SOUTHBOUND

Beginning at Route 20
Thence southerly on Raymond Road
0.36 miles at 25 miles per hour
0.37 miles at 35 miles per hour
0.46 miles at 30 miles per hour, ending at the Framingham
Town Line; the total distance being 1.19 miles.

Operation of a motor vehicle at a rate of speed in excess of these limits shall be prima facie evidence that such speed is greater than is reasonable and proper.

Appointment - Democratic Election Officer

It was on motion unanimously

VOTED: To accept the November 1, 1991 resignation of Jane C. Carroll as Democratic Election Officer - Emergency Inspector.

As requested by the Democratic Town Committee Chairman Jane Carroll, it was further

VOTED: To appoint Victor L. Neumeier, 52 Haynes Road, as a Democratic Election Officer - Emergency Inspector, to replace Jane C. Carroll, for the election year commencing August 15, 1991.

MetroWest Growth Management Committee

With regard to the communication from the MetroWest Growth Management Committee, dated October 23, 1991, relative to regional open space planning, it was Selectman Cope's opinion that the Town of Sudbury should support this concept and the Board should appoint someone to serve on the Metrowest Open Space Task Force.

Therefore, it was on motion unanimously

VOTED: To refer the October 23, 1991 MetroWest communication to the Conservation Commission for recommendation and appointment by the Commission of a citizen to serve on the MetroWest Open Space Task Force, with notification to the Selectmen.

Act Relative to Home Heating Oil Tanks

Relative to the question of supporting passage of An Act Relative to Home Heating Oil Tanks, the Board received sections of Article V of the Sudbury

Bylaws relative to Storage of Inflammable Liquids and Gasoline Tank Removal Fees. It was noted that storage permits are issued in accordance with the State's regulations. Executive Secretary Thompson said he checked with Fire Chief Michael Dunne and in a response, dated November 1, 1991, Chief Dunne stated that most home heating tanks are exempt from most requirements. Chief Dunne further stated he has encouraged the removal of underground tanks whenever anybody inquires, and recently has noticed most banks will not give a mortgage on property with an underground tank. Secretary Thompson stated that the Board would receive a copy of Lincoln's Bylaws at their meeting there tonight. No decision of support was made.

Sign for L-S Scholarship Committee

In response to a letter dated November 4, 1991 to the Board of Selectmen from Ann Kramer representing the L-S Scholarship Committee requesting permission to place a banner across the entrance to the Sudbury Crossing Shopping Center on Boston Post Road to promote the Lincoln-Sudbury Scholarship Fund Phonathon,

it was on motion unanimously

VOTED: To reject the request to place a banner across the entrance to the Sudbury Crossing Shopping Center by the L-S Scholarship Committee for reasons that the use of a main intersection is an inappropriate place to advertise organizations and causes. Executive Secretary Thompson suggested use of the sign boards at the North and South Fire Stations to advertise.

Relative to other advertising at that location, the Board of Selectmen expressed its feeling that since Save Our Sports (SOS) is an established organization, there is no need to advertise with the banner.

Therefore, it was on motion unanimously

VOTED: To request in writing that the Save Our Sports organization not place any more signs at the Sudbury Crossing intersection.

Fire Station IRS Penalties - Arbitrage

Selectman Judith Cope brought up her concerns in response to the recent Town Crier newspaper article regarding the Fire Station IRS penalties. Executive Secretary Thompson responded by saying that these arbitrage penalties are not a loss of funds allocated for construction, but are paid from interest earned on the borrowing, and that he would report back to the Board with further information.

Town Cars

Relative to Selectman Cope's inquiry, Mr. Thompson informed the Board that Town Counsel had requested IRS information relative to use of vehicles by Town officials and would respond after review.

Executive Session

At 8:25 p.m., it was on motion unanimously

VOTED: To recess the meeting and travel to Lincoln Town Hall to meet with Lincoln's Board of Selectmen and there to enter into Executive Session to discuss collective bargaining issues.

Chairman Wallace announced that open session would not be reconvened.

The meeting was adjourned at 8:25 p.m.

Attest: _____

Richard E. Thompson
Executive Secretary-Clerk