

IN BOARD SELECTMEN
MONDAY, MARCH 2, 1992

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

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

Public Hearing - Utility Petition #92-2

Executive Secretary Thompson reported with regard to grandfathering in relation to the bylaw prohibiting placement of new poles, whether on public or private property, that Town Counsel Paul Kenny is reviewing the law in order to determine if Boston Edison has the jurisdiction to install poles along Codjer Lane.

Selectman Cope stated she will review the Zoning Board of Appeals' minutes concerning this petition.

Mr. Thompson further commented that when the answer is obtained he would notify all parties involved in order that Boston Edison may have time to respond.

It was on motion unanimously

VOTED: To continue public hearing on Utility Petition #92-2 of Boston Edison Co. and New England Telephone and Telegraph Co. for location of twelve poles on Codjer Lane to March 16, 1992, at 7:30 p.m. as requested by Boston Edison in a communication dated February 26, 1992.

Warrant - 1992 Annual Town Meeting

Under the Selectmen's report on Article 10, the Board noted there were two words to be omitted.

It was on motion unanimously

VOTED: To sign the Warrant for the 1992 Annual Town Meeting.

Sale of Alcoholic Beverages

It was on motion unanimously

VOTED: To allow the sale of alcoholic beverages by common victuallers and retail package stores during the polling hours of the Presidential Primary of March 10, 1992 and the Town Election of March 30, 1992, in accordance with M.G.L. c.138, s.33, as amended.

Council on Aging - Van Donation

It was on motion unanimously

VOTED: To accept \$35.75 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.

Metropolitan Area Planning Council (MAPC) - Appointment

It was on motion unanimously

VOTED: To appoint Ursula Lyons, 157 Wayside Inn Road, as the Town's Designee to the Metropolitan Area Planning Council (MAPC) to replace Richard A. Brooks, subject to receipt of resignation, for a term to expire April 30, 1995.

Special Speed Regulation No. 7537

Upon review, and recommendation of Safety Officer Anthony Deldon, 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. 7537:

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

HAYNES ROAD - EASTBOUND

Beginning at a point 140' from Pantry Road
Thence easterly on Haynes Road
0.24 miles at 25 miles per hour
0.11 miles at 20 miles per hour
0.30 miles at 25 miles per hour
0.46 miles at 30 miles per hour ending at North Road (Route 117);
The total distance being 1.11 miles.

HAYNES ROAD - WESTBOUND

Beginning at a point 130' from Route 117
Thence westerly on Haynes Road
0.44 miles at 30 miles per hour
0.30 miles at 25 miles per hour
0.11 miles at 20 miles per hour
0.25 miles at 25 miles per hour ending at Pantry Road;
The total distance being 1.10 miles.

POWDER MILL ROAD - NORTHBOUND

Beginning at Route 117

Thence northerly on Powder Mill Road
0.86 miles at 30 miles per hour ending at the Maynard Town Line;
The total distance being 0.86 miles.

POWDER MILL ROAD - SOUTHBOUND

Beginning at the Maynard Town Line
Thence southerly on Powder Mill Road
0.86 miles at 30 miles per hour ending at Route 117;
The total distance being 0.86 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.

American Red Cross Month

With regard to a communication dated February 18, 1992 from American Red Cross West Area Coordinator, Sandra J. Capriulo, asking the Board to declare March as American Red Cross Month, it was on motion unanimously

VOTED: To proclaim the month of March, 1992, as American Red Cross Month and sign a Proclamation relative thereto.

Drainage Easements - Peakham Road

Upon request of the Town Engineer, it was on motion unanimously

VOTED: To accept a drainage easement granted by John S. Harris and Marion P. Harris of 582 Peakham Road, dated February 25, 1992, relative to Lot 6 and shown on a plan entitled "Plan Showing Drainage Easement Over Land of John S. & Marion P. Harris Peakham Road Sudbury, MA", dated November 9, 1988, by the Town of Sudbury Engineering Department, located on the southeasterly side of Peakham Road; and to accept a drainage easement granted by Robert E. Lavelle and Geraldine M. Lavelle, husband and wife, of 578 Peakham Road, dated February 25, 1992 relative to Lot 7 and shown on a plan entitled "Plan Showing Drainage Easement Over Land of Robert E. & Geraldine M. Lavelle Peakham Road Sudbury, MA", dated November 10, 1988 by the Town of Sudbury Engineering Department, located on the southeasterly side of Peakham Road.

Minutes

It was on motion unanimously

VOTED: To approve the regular session minutes of February 24, 1992 as drafted.

Fiscal Year 1993 Budget Offsets

The Board acknowledged receipt of a communication dated February 27, 1992 from Jan Silva, Administrative Assistant to the Board, with regard to funds available to offset expenditures for FY93. On the recommendation of the Finance Committee, it was on motion unanimously

VOTED: To offset expenditures for FY93 with the following funds available under the Board's jurisdiction:

It was noted by Executive Secretary Thompson with regard to the monies collected for dog licenses, that when the Board receives the list of unlicensed dogs, they will be complying with their directive to issue tickets to all who have not paid their fee.

1. Wetlands Protection Fund in the amount of \$4,125 to offset 360 Conservation.
2. Cemetery and Sale of Cemetery Lots Income Funds in the amount of \$11,700 to offset 410 Highway.

The Board concurred with other Finance Committee proposed use of funds as follows:

1. Ambulance Reserve for Appropriation Account in the amount of \$50,000 to offset 310 Fire.
2. Dog Licenses in the amount of \$7,750 to offset 600 Library.
3. Free Cash in the amount of \$288,236 to offset 950 Unclassified and in the amount of \$38,500 to offset Articles 4 and 9.

Sudbury Foundation - Grant for Fuel Assistance

The Board acknowledged receipt of a communication dated March 2, 1992 from Jan Silva, Administrative Assistant to the Board of Selectmen, with regard to a request by Community Social Worker Martha Lynn to the Sudbury Foundation for a grant to assist Sudbury families, who are not eligible for other assistance, to pay fuel bills.

It was on motion unanimously

VOTED: To accept the grant of \$2,000 from The Sudbury Foundation, to be deposited into a separate account for the Sudbury Interfaith Fuel Assistance Program, and authorize expenditure of the same under the direction of the Executive Secretary and Community Social Worker.

Regional Fire Dispatch Center

The Board acknowledged receipt of a communication dated February 24, 1992 from Fire Chief Gary T. Morse of the Boxborough Fire Department relative to a presentation of a preliminary proposal for a Regional Fire Dispatch Center scheduled for March 17, 1992.

Executive Secretary Thompson reported he and Fire Chief Michael Dunne plan to attend this meeting.

Selectman Cope asked why the Town was going in this direction rather than the Metropolitan Area Planning Council's (MAPC) proposal for regional services. Mr. Thompson responded that information obtained from these meetings will help the Town be better informed as to which direction to take.

MetroWest - E911

With regard to a communication from Metropolitan Area Planning Council (MAPC) dated February 1992, outlining the steps taken to implement an E911 regional dispatching system for the MetroWest area and a cost benefit study to be conducted, it was on motion unanimously

VOTED: To recommend to the Finance Committee a total expenditure of \$5,000 from the Police and Fire budgets (\$2,500 each) to participate in a metrowest area regional town study concerning the feasibility of future implementation of E911 on a regional basis.

Executive Secretary Thompson explained the MetroWest group has taken several steps toward informing the communities with regard to implementing a regional E911 system. He stated MetroWest began pursuit of regional dispatching soon after the Acton, Boxborough, Maynard and Stow group began discussing a regional fire dispatch center. Mr. Thompson stated E911 is inevitable and an expensive proposition, and now is the time to determine if a regional system is feasible. According to Secretary Thompson, Fire Chief Michael Dunne supports this system and Police Chief Peter Lembo needs to evaluate it further to see if it would work.

Secretary Thompson encouraged the Board to keep all their options open and to review and evaluate the proposal from MAPC. Mr. Thompson acknowledged there are a lot of unanswered questions with regard to the technical and economical aspects of such a system.

It is Secretary Thompson's belief that any regional system for the Sudbury area would begin with a small nucleus of towns and grow from there. Mr. Thompson further commented that concerns have been expressed with regard to some stations being closed at night with a regional system. One plus of this concern, continued Mr. Thompson, would be a cost savings if all stations did not have to be manned at night.

Selectman Drobinski questioned the possibility of needing to buy additional communication hardware to support a regional system. Secretary Thompson responded it should be compatible with the equipment the Town has, but would require an initial capital outlay for a central dispatching center, which would be partially offset by state funds and hopefully a rebate from New England Telephone and AT&T.

Melone Property

The Board acknowledged a communication dated March 2, 1991 drafted by Executive Secretary Thompson outlining steps that have been taken and a time schedule to bring the Melone property purchase to closure. Mr. Thompson stated he has met with Town Engineer I. William Place, and Health Director

Robert Leupold in order to establish the time schedule. Mr. Thompson stated he also consulted with Selectman Drobinski on the same.

Selectman Cope expressed concern that a statement be made to insure that accelerated migration could be guarded against by maintaining a distance of 8 ft. from the water table. Ms. Cope stated she would feel the Board has done all they can do if the consultants doing the testing would agree to making that statement. Mrs. Cope requested Secretary Thompson to have this concern be collaborated by Cary Parsons of Woodard & Curran.

Hop Brook

Selectman Cope reported that Hop Brook Ponds Study Committee needs members and will be happy to contact neighbors and abutters to see if they may be interested.

Mrs. Cope requested Secretary Thompson send a copy of petition article #35 along with a note to Mayor Hogan of Marlboro in order that he be informed of actions taken by Sudbury people.

Building Inspector Fees

Selectman Cope requested Secretary Thompson to check if the building inspector fees cover the cost of building inspections. Ms. Cope feels there should be some clarification concerning the new article with regard to inspection fees. Ms. Cope was asked by Finance Committee member Marjorie Wallace to bring this topic up at the next Finance Committee meeting.

MetroWest

In a communication from MetroWest with regard to several towns' Boards of Selectmen and Planning Boards prioritizing their concerns for the legislature, Ms. Cope stated it was interesting to note the three top concerns were 1) To allow the percentage of the local tax rate be assessed at the rate of inflation and not with a cap of 2 1/2%, 2) Facilitation of community efforts, and 3) Impact fees.

Contamination Sites

Selectman Cope requested an update on Department of Environmental Protection confirmed contamination sites from Fire Chief Michael Dunne, and Health Director Robert Leupold.

Water Resource Plan

Selectman Cope asked what the maximum buildout number would be if Sudbury does not find more water or wells and what process will be established for evaluating water needs of every new request.

Executive Secretary Thompson commented that such an internal plan could be developed and suggested that this be the subject of the next quarterly meeting with the Water District. Mr. Thompson stated the purpose of the plan would be to give guidance to the Water District, Planning Board, Selectmen and other town agencies.

Selectman Drobinski asked if the Water District is always alerted when a new subdivision emerges. Mr. Thompson stated the Water District not only reviews those plans but site plans as well.

Selectman Drobinski commented that Town Engineer I. William Place and Health Director Robert Leupold need to be more involved with this process.

Planning Board member Mike Meixsell, informed that he believes there is a deficiency in the procedures followed with regard to review of subdivision plans. He stated there is no criteria by which subdivision plans are reviewed by the Water District.

Sudbury Energy Project

With regard to the Sudbury Energy Project and the impact it may have on the environment, Selectman Drobinski stated there were basically three issues of concern: 1) Emission, 2) Noise, 3) Aesthetics.

Selectman Cope expressed that she does not see the need for such a project because she thinks there is enough power in Framingham to handle the areas, and she would like to see this project go to Town Meeting for a vote in any case. Ms. Cope also informed that she has the name of someone who has worked in a facility similar to the one being considered who could give expert testimony.

After some discussion, it was on motion unanimously

VOTED: To present at the hearing on Tuesday, March 3, 1992, with regard to the Sudbury Energy Project the Board of Selectmen's position to request that a total Environmental Impact Report be prepared.

Executive Session

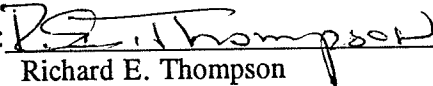
At 9:00 p.m. it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss collective bargaining.

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

Chairman Wallace 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 9:00 p.m.

Attest: 
Richard E. Thompson
Executive Secretary/Clerk