

IN BOARD OF SELECTMEN
MONDAY, MARCH 16, 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.

Minutes

It was on motion unanimously,

VOTED: To approve the regular session minutes of March 2, 1992 and the executive session minutes of March 9, 1992 as drafted.

Republican Election Officer - Appointment

With regard to a communication from Republican Town Committee Chairman Robert Holzwasser, dated March 11, 1992, and on his recommendation, it was on motion unanimously

VOTED: To accept the resignation of Marjorie Bates as a Republican Election Officer and to send a letter of thanks for her service to the Town, and it was further

VOTED: To appoint Madeleine R. Gelsinon as a Republican Election Officer - Emergency Inspector.

Council on Aging - Van Donation

It was on motion unanimously

VOTED: To accept \$160.25 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.

Board of Selectmen Policy - Life-Threatening Illnesses

The Life-Threatening Illnesses policy is being established to recognize that employees with life-threatening conditions, such as some forms of cancer, heart disease, and AIDS, may wish to continue with their daily work routine.

With regard to a communication from Town Social Worker Martha Lynn in a communication dated January 29, 1992 relative to AIDS training for Town employees, Ms. Lynn recommends a resolution for the following three related issues:

1. Establishment of an AIDS policy in regard to town employees.
2. Establishment of a "need-to-know" chain.
3. Installation of first aid kits with CPR masks and gloves in town buildings.

It is noted that adoption of the proposed policy will complete all of the above items.

With regard to the "Need-to-Know" chain guideline which states the Executive Secretary is responsible for the general administration and implementation of this policy, Selectman Cope stated she would also like to include the Chairman of the Board of Selectmen in this responsibility.

It was on motion unanimously

VOTED: To approve a new Board of Selectmen Policy entitled, Life-Threatening Illnesses, which includes the Policy statement, Need-to-Know Chain and Guidelines, with a change in Guideline (a) to include the Chairman of the Board of Selectmen with the Executive Secretary to be responsible for the general administration and implementation of this policy.

With regard to AIDS training program offerings, Ms. Lynn stated in her communication of January 29, 1992, that she recommends the "AIDS in the Workplace" program offered by Red Cross at a cost of \$250.

On the recommendation of Town Social Worker, Martha Lynn and the Executive Secretary, it was on motion unanimously

VOTED: To approve Reserve Fund Transfer Request No. 92-9 for Account 501-801, Selectmen's Surveys & Studies, in the amount of \$250 for an employees' AIDS training program.

Earth Day Celebration

It was on motion unanimously

VOTED: To grant permission to the Earth Day Celebration Committee to close Old County Road and Water Row (from River Road to Route 27) to through traffic to accommodate Earth Day Celebration events on Sunday, April 26, 1992, from 12 Noon to 3 p.m.; and to proclaim April 26 to May 2, 1992 as Sudbury Earth Week and designate April 26, 1992 as Earth Day and May 2, 1992, as Spring Cleanup Day in the Town of Sudbury.

Utility Petition #92-2 - Codjer Lane

Present: Christine Cosby, Boston Edison Company; Abutters: Paul Cavicchio and David Cavicchio.

The Board convened a continuation of public hearing originally scheduled on February 3, 1992, to consider Utility Petition 92-2 from Boston Edison Company and New England Telephone and Telegraph Company for location of twelve poles on Codjer Lane (NOTE: This is called a relocation because of previous approval granted; however, poles were never installed.)

Executive Secretary Thompson noted that all appropriate abutters had been properly notified.

In a communication dated March 11, 1992, Executive Secretary Richard Thompson informed that he advised Boston Edison and interested parties and abutters of Mr. Kenny's opinion regarding the

installation of poles stating the service requested must be placed underground, regardless that previous Petition UP90-11 was approved. Mr. Thompson referenced a communication dated June 14, 1990 to Town Clerk Jean MacKenzie from Assistant Attorney General Anthony E. Penski which sets forth the endorsement by the Attorney General of an amendment to General Bylaws under Article 41 of the 1990 Annual Town Meeting prohibiting the installation of overhead utilities.

Christine Cosby, Boston Edison Company, asked for an extension to respond, in view of the fact that the above mentioned letter, dated March 11 was just recently received by Boston Edison and more time will be needed.

Executive Secretary Thompson informed that the Board could not reschedule the hearing until the middle or end of April because of Town Meeting.

Ms. Cosby updated the Board since the last hearing with regard to the options Boston Edison was asked to review and respond to. The original petition, according to Ms. Cosby was to relocate the poles above ground at an estimated cost of \$14,000. The second proposal was to extend service underground from the last pole on Codjer Lane at an estimated cost of \$50,000. The third proposal was to extend service underground from the development that abuts the property at an estimated cost of \$36,000. Further, Ms. Cosby stated to extend service underground from either direction would require clearing the public way, which is not included in the cost.

The Board reviewed the proposals and sketches with Ms. Cosby. Secretary Thompson recommended the Board postpone the hearing indefinitely with the understanding that Boston Edison will need more time to evaluate all the facts. Ms. Cosby stated she would contact Mr. Thompson in a day or two to let him know when Boston Edison will be ready to reconvene the hearing. Ms. Cosby also promised to mail copies of the sketches and proposals to the Board. Mr. Thompson suggested to Ms. Cosby that Boston Edison Legal Counsel contact Sudbury Legal Counsel.

On the recommendation of Chairman Wallace, it was on motion unanimously

VOTED: To postpone Utility Petition #92-2 of Boston Edison Company and New England Telephone and Telegraph Company to a date in the future yet to be determined.

Sandhill Sanitary Landfill - Transfer Station

Present: Town Engineer I. William Place.

The Board acknowledged receipt of a communication dated March 9, 1992 from Town Engineer I. William Place with regard to a proposed Transfer Station that will be needed to replace the landfill.

Mr. Place stated that the first step would be to set up a committee to look into methods of waste disposal other than landfill. According to Mr. Place, as stated in his communication, the landfill has 2-8 years of landfill life remaining depending on the Department of Environmental Protection's (DEP) ruling on the Town's request for vertical expansion. In addition, Mr. Place stated the transfer station permitting process through the DEP takes from 3-5 years.

The Town of Acton has had a transfer station for a number of years according to Mr. Place, but the Town needs to be careful about comparing transfer stations because they all vary, mostly in the areas of the amount of tonnage and trucking costs.

Mr. Place remarked that the purpose of his communication is to notify the Board that this is coming due and he is concerned about the amount of money in the Enterprise Fund to cover such an expense in the near future and thinks it may become necessary to go to Town Meeting for appropriation of funds for such a project.

Executive Secretary Thompson recommended the Board send copies of Mr. Place's proposal to the Resource Recovery Committee and to Highway Surveyor Robert Noyes.

Selectman Cope requested that all possibilities be explored with regard to options for waste disposal. In addition Ms. Cope recommends the Town talk with the Town of Wayland for a shared venture and costs, and even examine a regional system.

Mr. Place commented that concrete reinforcing at the landfill and the mechanics of compacting and equipment will need to be considered with regard to the construction of a transfer station.

Chairman Wallace noted that the board is officially on notice that discussions and planning begin immediately to examine designs and operations of transfer stations or other alternatives.

1992 Annual Town Meeting - Street Layouts

Present: Town Engineer I. William Place, Conservation Coordinator Deborah Montemerlo, Conservation Commission Chairman Frances Clark, Town Planner Jody Kablack. Abutters: Robert Tellis, Kathy Wilcox, Zaheer Ali, and Arthur Andersen.

At 8:00 p.m., Chairman Wallace convened a Public Hearing for the purpose of receiving public comment and to vote on the question of layout of certain Town ways, which are proposed for acceptance as public ways at the 1992 Annual Town Meeting under Article 9.

Executive Secretary Thompson noted that all appropriate abutters had been properly notified, and the Board acknowledged receipt of the following:

1. A letter dated March 12, 1992 from Town Counsel Paul L. Kenny advising that with regard to Webster Circle and Phillips Road being accepted as public ways, easement rights should be explicitly granted to the Town by the individual lot owners over whose property the easements were shown on the subdivision plan before the streets are accepted. According to Mr. Kenny in this communication, it is unclear whether the owners of these lots will grant the easements required or would be able to obtain their lender's assent required before Town Meeting.

2. A communication dated February 26, 1992 from the Conservation Commission regarding street acceptances for Bigelow Drive and Carding Mill Road in the Westway Hills subdivision, in which the Conservation Commission voted in favor of not issuing the Certificate of Compliance at this time

because of violations of the Order of Conditions and conservation restriction, and requested the Selectmen not go forward with the process of accepting these streets at this time.

3. A communication dated March 13, 1992 from the Conservation Commission offering comments and recommendations as follows on the following ways:

A. Jason Drive - No issues

B. Bridle Path and Trailside Circle - The Commission voted not to issue a Certificate of Compliance because the compensatory flood storage area is substantially inadequate in size, pedestrian access easement not posted, and violation of conservation restriction.

C. Carding Mill Road and Bigelow Drive - As indicated in their communication of February 26, 1992, no Certificate of Compliance is being issued because of violations of conservation restrictions.

D. Cranberry Circle and Tavern Circle - Not recommending acceptance until grease and gas traps are installed as requested by the Department of Environmental Protection (DEP).

E. Phillips Road and Webster Circle - The Commission would vote on these Town Ways following a site visit.

4. A communication dated February 25, 1992, from Town Planner Jody A. Kablack recommending acceptance of the following Town Ways: Jason Drive, Trailside Circle, Bridle Path, Carding Mill Road, Bigelow Drive, Tavern Circle, Cranberry Circle, Webster Circle, and Phillips Road.

Ms. Kablack commented that the Planning Board had recommended accepting all streets before receiving the Conservation Commission's communication of February 26, 1992. Ms. Kablack stated the Planning Board has reversed its decision to recommend acceptance of Carding Mill Road and Bigelow Drive as Town Ways, in support of the Conservation Commission's recommendation.

Executive Secretary Thompson began the hearing by explaining to those present the legal process that leads up to final acceptance of streets. Mr. Thompson explained that many things need to be done prior to Town Meeting which the Board of Selectmen tries to accommodate.

Town Engineer I. William Place explained the actual physical steps taken in the construction of a street. Mr. Place stated that many developers have had to file bankruptcy and the banks have taken over the responsibilities of correcting problems that may still exist. Mr. Place recommended for this hearing that the Board consider one street at a time.

Chairman Wallace noted that in reviewing the communications received, Jason Drive was the only street that was recommended by everyone. Discussion ensued with comments and recommendations by those present with regard to the following Town Ways:

Trailside Circle and Bridle Path - Tall Pines Subdivision

Town Engineer William Place reported the as-builts, rather than the original design plan were insufficient for what the capacity of the detention basin should be. Mr. Place stated it will require calculations to determine how much more volume is needed, and there is an area that can be excavated for expansion of this basin.

A \$5,000 bond is being held by the Treasurer to cover the cost of a detention basin, according to Mr. Place, which means this work could proceed without determining who would cover the cost.

Conservation Commission Chairman, Frances Clark stated this basin is needed to primarily prevent the area downstream from flooding in a 50+ year storm or overtop on Tall Pine Drive.

Mr. Place commented that the roads have been constructed according to Planning Board guidelines, and the original contractor does not exist. Mr. Place continued that the work cannot be completed before Town Meeting; however, the Town does hold the \$5,000 bond to cover this cost.

Chairman Wallace stated the Board would hold on a decision of acceptance.

Carding Mill Road and Bigelow Drive - Westway Hills

Conservation Commission Chairman Frances Clark explained the Conservation Commission is the lead group in advocating these streets not be accepted as public ways. Ms. Clark explained much of the background information leading to their decision to not issue a Certificate of Compliance. Ms. Clark continued that this subdivision was established in the early 1980's before the Wetlands Protection Act set limits on the alteration of wetlands. The Planning Board's subdivision approval required conservation restrictions on wetlands and streams into wetlands which became incorporated in the Conservation Commission's Order of Conditions under the Wetlands Protection Act.

Ms. Clark stated several violations of conservation restrictions have been cited in the entire subdivision of Westway Hills under the Order of Conditions of the Wetlands Protection Act. Ms. Clark expressed the Commission's desire to work with everyone to resolve these violations. According to Ms. Clark, to take land out of conservation restriction is a four part process: 1) approval by the Conservation Commission, 2) approval by the Board of Selectmen, 3) Town Meeting vote, and 4) approval by the Secretary of Environment and 2/3 vote of the legislature.

Ms. Clark explained that Bay Bank owns many of the lots on these new town ways. The Conservation Commission physically walked the area to check restrictions and found them to be mainly on private property involving incorrect placement of driveways, landscaping, etc. The Conservation Commission thinks it inappropriate to accept these streets at this time, because by so doing, the Town would automatically take on the responsibility of solving the problems.

Many home owners have had their deeds encumbered by outstanding Order of Conditions placed on the properties; and up until last April partial releases of lots have been given that were part of the original Order of Conditions. According to Ms. Clark, no more releases are being given at this time

until all the problems are resolved, because if lots are released, there is no way that all of the residents will be protected from the violations, because the residents are all part of the subdivision.

Chairman Wallace commented that the Board is not here to discuss Orders of Conditions, but to vote on street acceptances; however, he would recommend holding up acceptance in order that issues can be cleared with the Conservation Commission.

Many homeowners were present and very angry with the Conservation Commission and expressed their views as follows:

Mr. Zaheer Ali, 30 Carding Mill, commented he has been living in the area for three years and feels some of what the Conservation Commission is calling violations are not violations at all and wanted to know more about the specific violations. He presented a map that showed the areas of violations, which Frances Clark held up. Mr. Ali feels he has been discriminated against in many ways and does not think it fair not to release his house lot when he has no violations attached to it. Mr. Ali explained he has been unable to refinance his home and is losing money every month that it is being held up.

Mr. Robert Tellis, 62 Bigelow Drive, asked three questions: 1) What is the environmental impact on the 6-8 square feet of violations, 2) If the streets are not going to be accepted, why are all the lots being encumbered in the subdivision, and 3) Is the commission going to do an environmental impact study for the 6-8 square feet of property that is in violation. Mr. Tellis further commented that this controversy has been going on for about four or five years now and does not feel the Town has done anything to help solve it.

Frances Clark responded that all restrictions should have been discovered when the lawyers looked at the deed. All of the restrictions are listed as part of the property to protect the land and this is where the violations are and all have outstanding Orders of Conditions according to Ms. Clark.

Ms. Kathy Wilcox, 54 Bigelow Drive, stated they purchased their home about 1 and 1/2 years ago and did not know about these problems. She found out just a couple of weeks ago that her driveway is on conservation land and wonders how this all happened in the first place and does not know who is at fault.

Mr. Arthur Andersen, 22 Bigelow Drive, commented that it is not fair to blame the lawyers for not being concerned about restrictions on the property. He stated it is not uncommon to have restrictions at first. He continued that he thinks the Conservation Commission is holding everything up and thinks it unfair that some lots have been released and not others.

Frances Clark reiterated again the Commission's desire to come to a solution and try to work with everyone to accomplish what needs to be done to remove the restrictions, and asked for help from the Board of Selectmen and Town Counsel to work on the outstanding issues and the conservation restrictions.

Chairman Wallace acknowledged there are some serious problems and that the Board is sympathetic with these problems; however, the hearing is not a Conservation hearing and it would be a good idea to carry this on in a conservation hearing. Mr. Wallace continued that these problems cannot be solved at this hearing, but the Board will do all it can to expedite resolutions.

Executive Secretary Thompson asked Town Engineer William Place what streets he would recommend being accepted, and if the Town is protected with regard to the outstanding issues if the Board votes acceptance of the public ways.

Mr. Place responded he does not know, but concerning road construction all rules and regulations and design criteria have been complied with, with regard to Carding Mill Road and Bigelow Drive. With regard to Tavern Circle and Cranberry Circle, continued Mr. Place, the same is true except for the installation of grease and gas traps, which the bank is bidding on. With the exception of the above grease and gas traps and a culvert under Bigelow Drive that was not constructed according to plans, which Mr. Place believes would be too disruptive to relocate, the outstanding issues are with the Conservation Commission, as stated by Mr. Place.

Secretary Thompson recommended the Board proceed to accept Webster Circle and Phillips Road subject to Town Counsel's letter of March 12, 1992 regarding the granting of easements on the properties, and in addition to accept Jason Drive. Mr. Thompson further recommended the Board meet with the Conservation Commission before Town Meeting to continue discussion for a resolution to accept the additional streets as public ways. It was decided to continue this hearing on April 1, 1992 at 8:30 p.m. at the Board of Selectmen's meeting.

The Board expressed its agreement with Mr. Thompson's recommendation but wished its action tonight to allow the option of going forward with acceptance of all streets following the April 1 hearing, and directed the Executive Secretary to process the layouts accordingly. (Statute requires filing of layouts at least seven days prior to Town Meeting with the Town Clerk.)

It was on motion unanimously

VOTED: To lay out the following Town ways, which are proposed for acceptance as public ways at the 1992 Annual Town Meeting under Article 9:

Trailside Circle and Bridle Path, both located in the Tall Pines subdivision, subject to final review and approval by the Selectmen;

Carding Mill Road and Bigelow Drive - Westway Hills subdivision, subject to final review and approval by the Selectmen;

Jason Drive;

Cranberry Circle and Tavern Circle - Cranberry Meadows Subdivision, subject to final review and approval by the Selectmen;

Phillips Road and Webster Circle - Great Pond Woods Subdivision, subject to receipt of easements shown on the subdivision plan from the individual lot owners, and final review and approval by the Selectmen.

Town Audit Statements

The Board acknowledged receipt of a communication dated February 28, 1992 from Town Accountant James Vanar with regard to a FY1991 Audit. On the recommendation of Executive Secretary Thompson and the Town Accountant, it was on motion unanimously

VOTED: To authorize Chairman David Wallace to sign a proposal to engage J. David Asadoorian, Certified Public Accountant, 59 Brackenbury St., Malden, Massachusetts 02148, to perform an audit of the Town's financial statements for the year ended June 30, 1991, in accordance with his proposal dated February 10, 1992, at a fee of \$15,000, as recommended by the Town Accountant in his communication dated February 28, 1992.

Reconstruction of Lafayette Drive and Boston Post Road

Present: Mr. Jack L. Scholbe, Scholbe Consulting Services, Inc., residents of Tippling Rock Subdivision, Mr. Robert Grellier, Want Ad Publications, Inc.

At 9:00 p.m. Chairman Wallace convened a public meeting for the purpose of receiving public comment and to vote on the question of reconstructing the intersection of Lafayette Drive and Boston Post Road.

Executive Secretary Thompson noted that all residents had been properly notified, and the Board acknowledged receipt of the following:

1. Correspondence dated from October - December 1967 with regard to the formation of this subdivision and intersection in question.
2. From Tippling Rock subdivision Residents: Five letters dated February 13, 1992 objecting to any change in roadway/entrance; one letter dated February 24, 1992; stating no objection; a letter dated March 16, 1992 requesting the proposal be rejected and redrawn; and a telephone message expressing support of modifying but not eliminating the intersection.
3. Communication dated December 13, 1992 and January 31, 1992 from Mr. Jack L. Scholbe, Scholbe Consulting Services, Inc., representing Want Ad Publications, Inc., proposing a reconstruction of this intersection for safety reasons, endorsed by Sudbury Police Department Safety Officer, Ryder Transportation, Fire Chief Michael Dunne, and Town Engineer I. William Place in his communication dated December 13, 1991.

Mr. Jack Scholbe, Scholbe Consulting Services, Inc., representing Want Ad Publications, explained that Want Ad Publications, in order to expand and renovate their operation, applied for a special permit which was granted in August, 1988 with the work completed in June, 1989. According to Mr. Scholbe, at the time the special permit was being applied for, the Planning Board wanted to delete the pre-existing parking from in front of the business because of crowded conditions.

Mr. Scholbe continued that to solve the parking problem, the Planning Board turned to Lt. Ronald Nix of the Police Department who suggested placing an 8 ft. beam in front of the business with four parking spaces remaining; which solved the problem and resulted in the site plan being changed.

Mr. Scholbe further explained the safety issue for cars exiting out of the Want Ad Publications, Inc. parking area is a concern because of cars traveling at a high rate of speed when exiting west off Rt. 20 onto Lafayette Drive, and presented a new plan which he explained to all present, which includes eliminating a stretch of roadway and allowing for only one right angle exit and entrance to Lafayette Road off of Rt. 20.

Mr. Scholbe informed that Want Ad Publications, Inc. is willing to fund the reconstruction of this intersection in order to make it safer for all. Much of Want Ad's motivation in changing this intersection is because they claim their customers are unfamiliar with the area and have no idea what the traffic patterns are. Many customers coming out of the parking area are confronted with cars exiting off Rt. 20 going at a high rate of speed. According to Mr. Scholbe, the present plan calls for the Town Engineer to prepare a plan and the Highway Department to supervise and approve the reconstruction.

Mr. Glenn Goldstein - 2 Washington Drive, commented that it is necessary to maintain speed when exiting Rt. 20 to eliminate the risk of being rear ended, and the safest way is to have a straight-away rather than a right angle turn. Mr. Goldstein suggested erecting signs in the parking area of the Want Ad Publications to give direction to customers entering and exiting the business.

Mr. Edward Hauser - 46 Washington Drive, shared the same concerns as Mr. Goldstein with regard to his preference for a high speed exit, and addition of signs.

Mr. Larry Sletzinger - 4 Revere Street, asked what the greater risk was -- accidents due to cars colliding on Rt. 20 as a result of having to slow down to make the turn on Lafayette, or cars colliding in the area because of cars exiting at a high rate of speed. Mr. Sletzinger commented that since this is the only exit and entrance to this subdivision, it becomes very crowded, particularly in the morning and evening and to eliminate an entrance-exit would cause a backup.

Town Engineer I. William Place, informed there were several old intersections in Town in need of evaluation with regard to safety. Mr. Place stated this particular intersection is not constructed to allow adequate stopping distance--only 170 ft. when 300 ft. is needed. Construction of a deceleration lane was discussed as a possibility, and Mr. Place stated he would have to check the Department of Public Works regulations to see if District 4 allows this.

Selectman Drobinski asked, if a slowdown lane were constructed, would it mean having to use state-owned property. Mr. Place responded he was not sure and would have to check into it.

Ms. Esther Brockman - 12 Revolutionary Road, stated her concern that she was almost broadsided by a car exiting the Want Ad Publications, and suggested a stop sign be placed in the parking area before exiting and possibly a fence constructed to better define the parking area from the roadway.

It was also suggested not to curb the island that separates the right lane from the left, and to have it be cobblestones. Another concern was with regard to emergency vehicles being able to enter the area should an accident occur and block off the intersection.

Mr. Robert Walker - 47 Washington Drive, remarked that if the intersection were to be reconstructed with only one right angle entrance, large vehicles, such as trucks or fire engines, may have

a difficult time making the turn. One resident commented that he does own a full-size van and is also concerned about the amount of space for turns.

One resident commented that if we should have lots of snow piled on either side of the entrance, it would block visibility even more and make it more dangerous to enter Rt. 20.

Mr. Scholbe stated in the last few weeks he has reviewed the new plan with Lt. Ronald Nix, who is still in favor of it; Ryder Transportation and Fire Chief Michael Dunne; and in their opinion, it would be a much safer situation. Mr. Scholbe also emphasized that Want Ad Publications is willing to pay for this improvement and the Town should consider this opportunity to improve this intersection with money other than public funds.

Safety Officer Anthony Deldon informed that a serious accident is much less likely to occur under the new plan. Mr. Deldon commented he talked with Ryder Transportation about their concerns and learned that they have had some very close calls when turning left on Lafayette Drive to enter the subdivision because of cars traveling at a high rate of speed exiting Rt. 20.

Officer Deldon explained there have been serious accidents at this location and most have happened when cars exit the parking area and collide with cars exiting Rt. 20 at a high rate of speed. Mr. Deldon continued that the state will decide with regard to the speed limits--the Town does not set those.

Chairman Wallace expressed two concerns: 1) Just getting off of Rt. 20, and 2) Exiting off Rt. 20 at a high rate of speed past the Want Ad. Mr. Wallace suggested erecting a stop sign just before coming to the entrance to the Want Ad Publications. One resident commented that there was not enough slow down time to stop at that point.

Another resident commented that the customers of Want Ad park everywhere in the area--even on both sides of Lafayette Drive. They are concerned that Mr. Grellier thinks he owns the entrance to their neighborhood.

Mr. Robert Grellier, Want Ad Publications, made a statement the Want Ad is interested in changing the intersection for the safety of all concerned.

Executive Secretary Thompson informed that Mr. Grellier also has the right as a property and business owner to come before the Board. Mr. Thompson recognized that no strong public support for Mr. Grellier's proposal was made, and that the professional staff of the Town will look into the comments that have been made. The Town Engineer, continued Mr. Thompson, has sent a memo to prioritize his work and getting to this project will not be expeditious, but can be looked at it in the next six months. Mr. Thompson recommended the Board look into signage as well as other options discussed.

Selectman Cope recommended: 1) Not recommend a proposal tonight for altering the intersection, 2) Check the policies regarding parking on Lafayette Drive when conducting business at the Want Ad Publications, 3) Petition DPW and District 4 for reducing the speed limit on Rt. 20, and 4) Not use any more Town time or money on further requests for changes.

Selectman Drobinski responded that he agrees with Ms. Cope's recommendations with the exception of the last one, because the safety issue cannot be ignored with regard to Officer Deldon's comments.

The subject of a deceleration lane was raised again and Mr. Thompson suggested it be added to the list to go to DPW for review. Mr. Thompson also recommended looking into the possibilities of signage in different locations as has been discussed.

Mr. Scholbe advised the Board to investigate further the opinion of the Police Department, Fire Department and Ryder Transportation.

Chairman Wallace stated he would like to have more information, and at this point, the intersection not be changed. Secretary Thompson confirmed that the Town will not need a lot of time and money reviewing this.

Selectman Drobinski stated the Town has to look at the general safety of the intersection. He commented that clearances and speeds need to be examined; and he heard everyone say it was a dangerous intersection; and, therefore, in his opinion requires further study.

March 27 Annual Town Election Ballot

Present: Patrick J. Delaney, III; Finance Committee Chairman Roy Sanford; LSRSDC member Geraldine Nogelo; Fred N. Haberstroh, Board of Assessors.

A public meeting was convened for the purpose of receiving public comment and questions and to vote on the four ballot questions appearing on the March 30 Annual Election Ballot.

Ballot Question No. 1

Mr. Patrick Delaney asked, if the Town adopts the municipal Finance Department form of government, is he correct in assuming that no positions will be added or eliminated.

Finance Committee Chairman Roy Sanford responded that not one penny has changed nor have any functions changed. Mr. Sanford explained that the Budget and Personnel Officer, and Treasurer and Tax Collector would be combined with the Accounting Department and the budgets will be transferred from one department to another, but no actual figures have been altered, nor have hours of work.

Mr. Delaney asked if there has been a written report as to how a Finance Department operates, and was researching various reports of different options a consideration in adopting this option plan of municipal administration. Executive Secretary Thompson stated that this option was something the Department of Revenue had recommended to streamline operations and was enacted by the State Legislature.

Mr. Sanford informed that in a Finance Committee handbook, published by the State, there are ideas and references with regard to what other Finance Departments are doing to develop a more efficient

or streamlined approach for managing budgets. Mr. Sanford stated he has no statistics with regard to how many towns have adopted this form of municipal administration.

Mr. Fred Haberstroh commented that he has done a lot of research and has yet to find one town that has adopted this form of administration.

Mr. Delaney commented that it is hard to look at the idea when there has been so little study, and from conversation with the Town of Concord, Mr. Delaney stated that it is only one of many ways, and not necessarily the best way. Mr. Delaney believes the Town should have done more study before placing it on the ballot.

Executive Secretary Thompson responded that he would be happy to talk with Concord regarding Mr. Delaney's comments.

Selectman Drobinski responded to Mr. Haberstroh's comment that he still did not think the people in the Town were educated as to what a Finance Department is, and all the Selectmen are trying to do is offer the Town ways to be more efficient and save tax dollars.

Mr. Sanford confirmed that the Finance Committee studied this issue and voted unanimously to support it because: 1) Over time and benefits reductions will be realized because of the efficiencies, 2) Concern about being proactive--taking positive action, not stagnating, and 3) Sharing resources within the departments.

It was on motion unanimously

VOTED: To vote in support of adopting the optional form of municipal administration as presented in Ballot Question No. 1.

Ballot Question No. 2

School Committee member Geraldine Nogelo gave a presentation and explained the need for the debt exemption for the high school. Ms. Nogelo explained the Committee hired a consulting firm to examine and prioritize the needs of the school over a five-year period.

Ms. Nogelo further informed that the following assessments have been made: 1) Handicapped Accessibility, 2) Library and Media, 3) Performing Arts, 4) Shop Utilization and 5) Heat Generation. Ms. Nogelo explained that the bulk of the cost of renovations (about 75 %) is replacing the boilers.

Ms. Nogelo listed the areas of concern and prioritized them from the top should this debt exemption pass. Most of the items are really necessary to be able to continue operating the high school according to Ms. Nogelo and now seems to be a good time to bid because bids are low, as are interest rates.

Ms. Nogelo urged the Board of Selectmen's support for Ballot Question No. 2, and asked that they encourage people to vote to maintain the high school structure as an asset to the Town.

It was on motion unanimously

VOTED: To support a debt exemption required to pay for the Town's apportioned share of the bonds issued by the Lincoln-Sudbury Regional School District in order to finance costs of reconstructing, equipping, remodeling and making extraordinary repairs to the regional high school as shown on Ballot Question No. 2.

Ballot Question No. 3

With regard to Ballot Question No. 3, which calls for an assessment of \$287,627 in real estate and personal property taxes for the purposes of providing for the general administrative cost of operating the schools, fire department and other town departments for the fiscal year beginning July 1, 1992, Finance Committee Chairman Roy Sanford explained the breakdown of dollars to be allocated to the different departments.

It was on motion unanimously

VOTED: To support Ballot Question No. 3.

Ballot Question No. 4

With regard to Ballot Question No. 4—a non-binding public opinion advisory question concerning cutting federal military and increasing domestic spending:

it was on motion unanimously

VOTED: To speak individually on Ballot Question No. 4.

Group Purchasing

The Board acknowledged receipt of the following communications: 1) Paper Purchasing Survey of the Board of Selectmen's Office dated March 12, 1992, and 2) a letter announcing the inception of a Regional Purchasing System dated March 3, 1992 from the County of Middlesex, Board of the County Commissioners.

Executive Secretary Thompson also showed the Board the periodic Statewide Bid Award Updates, from the Collective Publishing Bureau, and noted this information is given to the Board so that they would understand that there is ongoing action locally, regionally and at the state level concerning group purchasing.

Noyes School - Traffic Safety

The Board acknowledged receipt of a communication dated February 27, 1992 from Noyes School Principal, Nancy Diamonti; Assistant Principal, Vincent DiMilla, and P.T.O. Co-Chairmen, Nancy Cochran and Kathi Osborn, expressing concern with regard to the traffic patterns in the parking area

being a safety issue and asking for the Town's help. In addition, a petition signed by several concerned parents is included.

With regard to previous attempts at resolving this traffic problem, the Board reviewed a communication dated November 26, 1990 to the Sudbury School Committee from Secretary Thompson; a communication dated December 10, 1990 in response from School Superintendent Dr. Henry DeRusha and a communication from Town Engineer I. William Place, dated October 31, 1990 proposing the use of a plan, dated August 20, 1984 which was developed by the Engineering Department.

Selectman Cope recommended the Board send a copy of this communication to the Long Range Planning Committee (LRPC) for their information relating to their space study. Mr. Thompson further informed he would discuss with Noyes School Principal, Ms. Nancy Diamonti, ways that the Town might solve the problem.

Sudbury School Building Use - School Facilities Services Bureau

The Board acknowledged receipt of a report on Sudbury School Building Use and the School Facilities Services Bureau, dated February 21, 1992, submitted by Anne Murnane, Personnel Manager/Assistant Business Manager, Sudbury Public Schools.

At the request of Executive Secretary Thompson, the Board will continue to review the report as to the authenticity of the comments and to pursue further clarification as to the comments contained therein relative to the report's findings.

Selectman Cope asked to follow up on two questions:

1. The number of students and cars Nixon can accommodate and the number of Noyes students Nixon can accommodate.
2. Estimated cost for possible renovation of Nixon to accommodate central Town and school office space.

Town Constable - Appointments

Upon receipt of a letter requesting to be appointed to the position of Town constable, dated March 2, 1992 and receipt of six letters of recommendation, it was on motion unanimously VOTED: To appoint Mr. Lawrence E. Hartnett Jr. of 19 Dix Road, Maynard to be a constable for the Town for a term to expire April 30, 1995.

Upon receipt of a letter requesting to be appointed to the position of Town constable, dated March 3, 1992 and receipt of two letters of recommendation, it was on motion unanimously

VOTED: To appoint Mr. Sean McCarthy of 1216 Edgell Road, Framingham to be a constable for the Town for a term to expire April 30, 1995.

Local 315 I.B.P.O. - Deferred Pay Raises

The Board is in receipt of a communication dated March 12, 1992 from Peter S. Langmaid, President, Local 315 I.B.P.O., stating a meeting was held on March 11, 1992 and Local 315 voted to accept the conditions of deferring pay raises and extending the existing contract until the end of Fiscal Year 1994.

M.B.T.A.

Executive Secretary updated the Board on the meeting he attended on March 12, 1992 concerning possible increased costs and assessments due to most communities adopting no local school busing beyond the elementary school level. Mr. Thompson commented further that he will monitor developments so that there is no disparity between assessments to the Town and cities to accommodate for this possible added burden to the transit system, especially to the inner core communities.

Mr. Thompson stated he was also updated at the same meeting with regard to the M.B.T.A. ride program and cautioned the Board that implementation of this program in Sudbury may be delayed because of the new American Disabilities Act; which has caused the MBTA to give priority to other cities and towns closer to Boston.

Reserve Fund Transfer

With regard to a communication dated October 25, 1991 from Sudbury Water District Superintendent Richard P. Carroll to Building Inspector Jack Hepting, it was on motion unanimously

VOTED: To approve Reserve Fund Transfer No. 92-10, in the amount of \$17,631, dated March 9, 1992, requested by the Building Department for Account 340-320 - Building Maintenance to install 13 cross connection backflow preventers and 6 hose bib vacuum breakers, and replace 22 emergency lights.

Board of Assessors - Fiscal 1993 Tax Increase

The Board acknowledged receipt of a communication dated March 16, 1992 from the Board of Assessors with regard to a draft of a public document informing taxpayers as to the financial impact of the fiscal 1993 proposed budget and various Town Meeting Articles.

There being no further business, the meeting was adjourned at 11:30 p.m.

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