

IN BOARD OF SELECTMEN  
MONDAY, FEBRUARY 12, 1973

Present: Chairman John E. Taft, William F. Toomey, and  
John C. Powers

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The statutory requirements as to notice having been complied with, the regular meeting was called to order at 7:30 p.m. by Chairman John E. Taft

Dog Hearing - Crawford/Burke

Present: Dog Officer Francis E. White; Assistant Dog Officer Betsy M. Lawson; Mr. and Mrs. Edmund Crawford, Mr. James Burke

Chairman Taft read the complaint, dated January 11, 1973, filed by Mrs. Loretta B. Crawford, 12 Checkerberry Circle, against the dog named "Perchance", a Springer Spaniel, owned by Mr. James Burke, 27 Possum Lane, which stated that the dog was a nuisance by reason of killing the Crawford family dog, a toy poodle.

Mr. Taft recalled the previous dog hearing held on March 4, 1971, which concerned three attacks by the Burke dog upon another dog owned by the Crawfords, a miniature poodle. Following this hearing a schedule was agreed upon which allowed the Burke dog to run at restricted hours during the day. These restrictions were superseded by the dog control law which became enforced on May 8, 1972.

Mrs. Crawford stated that, about a week after the schedule was agreed upon, the Burke dog was out at all hours, and that she had given her dog away rather than have it attacked again. Mrs. Crawford further stated that the Burke dog continued to run following the enforcement of the dog control law.

Mr. Crawford stated that tonight's hearing had been requested because of the killing of their other dog on December 22, 1972. Mr. Crawford said that his dog had been in his front yard while he was shoveling snow from his driveway when the Burke dog entered the Crawford's yard and attacked the poodle, shaking it to death.

Mr. Burke stated that he had not witnessed the incident and that he did not think his dog was vicious. He further stated that while he had not been able to adhere to the schedule, he had been obeying the leash law and that his dog had gotten out accidentally.

Assistant Dog Officer Betsy Lawson reported that, in addition to the above-mentioned incidents, there had been only one other report made to her office, a complaint that the Burke dog had jumped up on a young girl, knocking her to the ground. Mrs. Lawson also stated that she had been trying to place the dog in a proper home.

Following deliberation with the Dog Officer and the Assistant Dog Officer, it was on motion unanimously

VOTED: That, as the dog Perchance's behavior is incompatible with the neighborhood, that Mr. Burke find a new home for "Perchance", outside of Sudbury by February 22, 1973; or the Dog Officer is to pick up Perchance and turn him over to Buddy Dog for placement outside of Sudbury or destruction.

#### Minutes

The Selectmen voted to accept the minutes of the regular meeting of February 5, 1973.

#### Application for Incorporation

Following a review of the below-named application for incorporation by the Selectmen, on motion, it was unanimously

VOTED: To send a favorable report to the Secretary of the Commonwealth on the application of Charlotte M. Davis, 10 Curry Lane, to incorporate under the name of Adoption Association of Massachusetts, Inc., to be located in the City of Boston.

#### Town Negotiating Committee

The Selectmen received signed copies of the Memorandum of Agreements dated February 6, 1973, from the Town Negotiating Committee relative to bargaining agreements with the Sudbury Permanent Fire Fighters Association, and the AFL-CIO Public Employees' Local 1156. Mr. Taft reported that no agreement had been reached with the police bargaining unit, and that the Police Association will take their requests by petition to the 1973 Annual Town Meeting.

#### Registration Sessions

The Selectmen received a communication dated February 7, 1973, from the Town Clerk, in which she requested Selectmen approval of the registration sessions scheduled by the Board of Registrars. Following discussion, it was on motion unanimously

VOTED: To accept the recommendation of the Executive Secretary in the matter of approving the registration sessions voted by the Board of Registrars as follows:

Thursday, February 22, 7:00 - 9:00 p.m., Town Hall  
Thursday, March 1, 7:00 - 9:00 p.m., Sudbury Drug  
Saturday, March 3, 11:00 a.m. - 2:00 p.m., Town Hall  
Tuesday, March 6, 9:00 a.m. - 10:00 p.m., Town Hall (close of registration)

and in addition, to request one registration session at the Lincoln-Sudbury Regional High School.

Annual Regional School District Election

The Selectmen received a communication dated February 8, 1973, from the Lincoln Board of Selectmen, which stated their vote of February 5, 1973, concerning the Annual Regional School District Election. The Executive Secretary reported that prior to receiving this communication he had been informed by Town Clerk Betsey M. Powers of her recommendation that the Sudbury Board of Selectmen adopt a similar vote.

On motion, it was unanimously

VOTED: 1) that the Annual Regional School District Election shall be combined with and held as part of the Annual Town Election of Sudbury;

2) that the ballot for the Annual Regional School District Election shall be included with and prepared as part of the ballot for the Annual Town Election; and

3) that the listing of the offices shall be the same as set forth in the Warrant for the Lincoln-Sudbury Regional District School Committee election and shall be printed as the last item on the ballot.

Insurance Advisory Committee

The Selectmen received a communication dated February 8, 1973, from the Insurance Advisory Committee relative to their report on an appraisal of all Town buildings. It was the recommendation of this committee that, as they wished to write the new coverage on a blanket basis, that the coverage be 90% of the actual cash value. In addition they recommended the elimination of the coverage on the trailer used by the bus dispatcher in the amount of \$2,700.00 and the coverage on the trailer used by the Highway Department at the Sanitary Landfill in the amount of \$1,480.00, due to the \$1,000 deductible clause now in the policy.

After further discussion, it was on motion unanimously

VOTED: To approve the recommendations of the Insurance Advisory Committee as outlined in their communication dated February 8, 1973.

Sudbury School Committee - Finance Committee

Present: Donald D. Bishop, Chairman, Donald W. Stowbridge, Karl E. Clough, Peter DeGeorge, Frank LeBart, Roger H. Bender, and John J. Hennessy, of the Finance Committee;

Lawrence A. Ovian, Chairman, Alfred C. Cron, Gerald J. Hornik, Phyllis Prager and James Von Benken of the Sudbury School Committee; John O'Neill, Superintendent of Sudbury Schools.

The Selectmen met with members of the Finance Committee, the Sudbury School Committee and Superintendent O'Neill to discuss the following subjects:

Article 9 Annual Town Meeting - Teachers' Salaries

Mr. Cron explained that the teachers, as part of their contractual agreement, may either receive their salary in 26 pay periods at two-week intervals throughout the year or receive, on June 30th, a lump sum payment covering the months of July and August.

Because of a proposed bill in the legislature, which would give towns the option of payment by June 30th or to defer the payment until the beginning of the next fiscal year, on July 1st, the Finance Committee was interested in knowing what this lump sum payment figure might amount to for reasons of reducing the financial impact of the 18-month budget. Mr. Cron stated that each year there was an increasing percentage of teachers who requested that they be paid the lump sum, and that last year the percentage had increased to 76%. The Sudbury School Committee agreed to look further into this matter and report back to the Selectmen and the Finance Committee as soon as possible.

Town Counsel stated that, in his opinion, it was not necessary to wait until the aforementioned proposed bill is passed. Mr. Turner stated that the decision can be made now as to whether or not to include teacher salaries for July and August of 1973 in the 18-month budget or defer it until the following fiscal year. Mr. Turner stated that he will send a written opinion concerning this statement to the Sudbury School Committee.

Article 10 - Reconstruction Athletic Fields - Junior High School - \$15,000 and

Article 11 - Reconstruction of the Athletic Fields and Parking - Peter Noyes \$70,000

Mr. Cron explained that funds for the reconstruction of these athletic fields were not included in the contract for the additions to the Curtis Junior High School and the Peter Noyes School, and that because building costs did not use all monies appropriated, there was sufficient money remaining in both construction accounts.

When asked if the bus parking would be affected by the proposed field reconstruction at the Peter Noyes School, Mr. Cron

stated that the school bus parking lot would be moved approximately thirty feet north of the present location, and that no filling of the back land would be required.

As there were several conflicting sets of figures for these accounts, Chairman Taft requested the Executive Secretary to contact John Reutlinger of the Permanent Building Committee to reconcile any outstanding commitments or claims against these accounts, and determine actual balances, and what portion of the remaining balance was raised by taxation, and what portion was bonded.

The School Committee reported that they have a meeting with the Planning Board scheduled for March 7, 1973, for further discussion on these articles. Mr. Taft stated that the Selectmen are interested in being notified of this meeting and others on the same subject.

State equalized evaluation for Sudbury in 1973 relative to school aid percentage under Chapter 70 dropping from 33.6% (1972) to 21.6% (1973)

Mr. Cron reported that, at their last meeting, the School Committee had voted to appeal the increase in equalized evaluation for the Town of Sudbury in 1973. Town Counsel stated that the decision as to whether or not to appeal should be done in executive session and that he would give, within the week, a written opinion for discussion at the Selectmen's meeting of February 20, 1973. Mr. Ovian of the School Committee and Mr. DeGeorge of the Finance Committee will be notified as to time of discussion.

#### Tax Concern Replies

The Executive Secretary reported that approximately 250 replies and four letters had been received to date, as a result of the ad placed in Bentley's Calendar. Following discussion with members of the Finance and School Committees, it was agreed to schedule four public sessions, in which the 18-month budget would be explained to interested citizens. The Selectmen requested the Executive Secretary to prepare an agenda and make arrangements for these meetings, to be held on March 21, 22, 28, and 29, at four different elementary schools.

#### Sign Approval - King's Knight Chess Studio

Present: Mr. Myron J. Peskin of King's Knight Chess Studio and Francis E. White, Zoning Enforcement Agent.

The Selectmen received a letter dated January 15, 1973, from Myron J. Peskin of The King's Knight Chess Studio, requesting permission from the Board of Selectmen to illuminate the signs

mounted on the front and rear of their place of business at 365 Boston Post Road. Mr. Peskin stated that the front sign would be externally lit by a gooseneck fixture mounted above the sign and that the rear sign would be illuminated by a fixture mounted on the overhang.

The Building Inspector indicated that the requested lighting would cause no problem.

After further discussion, it was on motion unanimously

VOTED: To approve the request for illumination of the signs for The King's Knight Chess Studio, located at 365 Boston Post Road, as requested in the letter dated January 15, 1973, from Myron J. Peskin.

#### 1973 Annual Town Meeting

Town Counsel - The Selectmen received a memorandum from Town Counsel relative to 1973 Annual Town Meeting, enclosing signed copies of his opinions for all of the proposed by-law change warrant articles, with the exception of Article 18 (Multi-unit residence), for inclusion in the printing of the warrant.

Reports for Selectmen's Articles - The Executive Secretary reported on the progress of preparing the Selectmen's article reports for inclusion in the printing of the warrant.

#### Town Accountant

The Executive Secretary requested and received approval from the Board to proceed with advertising for a Town Accountant.

#### Bills Payable Warrant

The Selectmen signed a bills payable warrant in the amount of \$257,346.49.

#### Executive Session

It was on motion, unanimously

VOTED: To enter into executive session for the purpose of discussing, deliberating, or voting on a matter which if made public might adversely affect the financial interest of the Town or the reputation of any person.

There being no further business to come before the Board, it was on motion unanimously

VOTED: To adjourn at 11:00 p.m.

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