

IN BOARD OF SELECTMEN
OCTOBER 15, 1973

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

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

Trailer Permit - 3 Stock Farm Road

Present: Building Inspector Francis E. White; Virginia MacCarthy; and Linda Burdette, abutter.

Building Inspector, Francis E. White, reported that the permit for a temporary trailer at 3 Stock Farm Road had expired on October 5, 1973, and that, to date, his office had received no application for a permit for new construction at that location.

The Building Inspector recommended that a new permit be granted or the trailer be removed, and if a new permit were granted, that it be conditioned by a performance bond and written documentation from the insurance company that the settlement has been delayed. X

Mr. White also stated that the fire rubble had been bulldozed to one side but had not yet been covered.

Mrs. MacCarthy stated that the rubble had not yet been covered because no insurance money had been received for payment of this action, but that her attorney, Mr. Morte, was working with the insurance company for payment of her claim.

The Board directed the Executive Secretary to contact Mr. Morte relative to Mrs. MacCarthy's insurance claim, and to reschedule the matter on the agenda for the October 29th meeting.

It was on motion unanimously

VOTED: To extend the present permit for a temporary trailer located at 3 Stock Farm Road for a period of two weeks to allow receipt of further information.

Resignation - Historic Districts Commission

The Board received a communication dated October 10, 1973, from Donald W. Bowry, tendering his resignation from the Historic Districts Commission, effective November 1, 1973.

The Board accepted the resignation with regret and directed the Executive Secretary to acknowledge Col. Bowry's service on that Commission.

Proclamation - United Nations Day

A proclamation was signed by the Selectmen, which designated October 24, 1973, as United Nations Day in the Town of Sudbury.

Proclamation - 4-H Week

A proclamation was signed by the Selectmen, which designated the week of October 7 - 13, 1973, as 4-H Club Week in the Town of Sudbury.

Massachusetts Bicentennial Commission

The Board received a communication dated October 3, 1973, from Carol Ludden, Planning Director to the Massachusetts Bicentennial Commission, announcing an informational meeting on October 18, at 1:30 p.m., at the Town House, Concord, to discuss planning for health and safety provisions.

Chairman Toomey announced that Selectman Powers, the Executive Secretary, the Police Safety Officer, and Mrs. Gloria Stoccardo, Director of the Sudbury Public Health Nursing Association, would be asked to attend.

Operation Mainstream

The Executive Secretary reported that the Board received a communication from South Middlesex Opportunity Council, Inc., which announced a grant for \$112,000 by the Department of Labor and the Office of Manpower Affairs to operate an "Operation Mainstream" Program in the West Suburban Manpower Planning Board area, of which Sudbury is a part.

The purpose of the program is to provide work experience and transitional employment to chronically unemployed or under-employed persons who have poor employment prospects.

Mr. Thompson stated that any interested individual could contact Don Brown at 872-4853 for further information and eligibility requirements.

Nobscot Road Relocation (1952)

The Board received a communication dated October 4, 1973, from Ralph E. Hawes, relative to the 1952 relocation of a portion of Nobscot Road, which resulted in land takings in that portion of road.

Mr. Hawes asked that the present ownership of the abandoned section of road be resolved, requesting that Town Counsel and the Engineering Department clarify the status of this particular section and take the proper steps to deed this land to Mr. Hawes.

Town Counsel stated that when the road was relocated and constructed, the order of taking was recorded with the County Commissioners, and that in recent contact with them, they reported that they do not file any kind of order of discontinuance and that the property reverts to the property owner.

Town Counsel stated that, in this case, the area marked in blue, as shown on the plan showing the Nobscot Road relocation before the Board, belongs to Mr. Hawes.

Town Counsel stated that it was not in the Board's province to resolve the ownership of the land and that Mr. Hawes should contact the County Commissioners.

The Board requested Town Counsel to send an appropriate letter to Mr. Hawes, and it was on motion unanimously

VOTED: To accept the report of Town Counsel on this matter, as stated above.

Minutes

The Board voted unanimously to accept the minutes of the regular meeting and the executive session of October 10, 1973, as submitted.

Butler Road Walkway

The Executive Secretary reported that he had been contacted a week-and-a-half ago by the Planning Board who were concerned over construction of the Butler Road walkway, as it involved the land for which application for Federal funding had been made.

The Executive Secretary advised the Board that a temporary hold had been placed on any action relating to the walkway until such time as he and Town Counsel are certain that it does not jeopardize the grant from the Bureau of Outdoor Recreation, and that they will continue to discuss the matter with the State.

Mr. Thompson stated that he wished to point out that the walkway is being held up not only because Federal money is involved, but also because of previous Town Meeting action on the same. The Board accepted the interim report of the Executive Secretary and supported his recent action relating to the walkway.

Hearing - Application for Underground Storage of Inflammables - Highway Garage

Present: John Lindgren, Assistant Highway Superintendent

At 8:00 p.m. Chairman Toomey opened a hearing, under the provisions of Chapter 148 of the General Laws, on the application of Highway Superintendent Edward J. Blaine, for a license to store, underground, 2,000 gallons of diesel fuel as listed on his application, on property owned by the Town of Sudbury, located at the Highway Garage.

The Executive Secretary stated that notice of the hearing was published in the "Sudbury Citizen" on October 4, 1973, and that all abutters had been notified, and return receipts received.

Mr. Thompson noted the communication, dated October 6, 1973, from abutter Forrest D. Bradshaw, which recommended that if the license were granted, the installation of the underground tank be restricted to a location far from the original Water District well field, which was abandoned in 1962.

Following a review of the plan showing the proposed storage tank, it was determined that the distance between the inactive pumping station and the proposed tank would be approximately 600 feet.

The Executive Secretary was directed by the Board to determine the type of tank proposed for the storage of diesel fuel and to verify the distance mentioned above.

Following further discussion, it was on motion unanimously VOTED: To grant a license to Edward J. Blaine, Superintendent of the Highway Department, for the underground storage of inflammables at the Highway Garage, 175 Old Lancaster Road as follows:

One (1) tank for 2,000 gallons of Diesel Fuel
and it was further

VOTED: To authorize the Executive Secretary to sign the license.

Appointments

On the recommendation of the Executive Secretary, it was agreed to defer consideration of 1973 appointments until October 24, 1973.

H.7600

Selectman Taft reported on H.1086, as amended by H.7600, a bill which would provide for compulsory binding arbitration of labor disputes in municipal fire and police departments. Selectman Taft reported that the bill has been passed by both the Massachusetts Senate and House, and is now on Governor Sargent's desk for his signature or veto.

Selectman Taft recommended that the Board urge Governor Sargent to veto the bill as it could remove from Town Meeting the determination of appropriations for the police and fire department salaries.

It was on motion unanimously

VOTED: To send a telegram to Governor Sargent to urge him to veto H.7600.

Civil Service - Police Chief Examination

The Executive Secretary reported that the Board had received a communication dated October 10, 1973, from the Division of Civil Service relative to the establishment of the eligibility list as the result of the examination held on April 7, 1973, for promotion to Chief of Police, Sudbury Police Department. The communication stated that the list would be forwarded to the Board, following a hearing for an appeal, and authorized the continued provisional promotion of Nicholas Lombardi from March 1, 1973, to November 10, 1973.

Park and Recreation Commission

The Executive Secretary recommended to the Board that a time be established immediately following the Town Fathers' Forum on October 24th to meet, in executive session, with the Park and Recreation Commission for the purpose of filling a vacancy on the Park & Recreation Commission.

Public Meeting - Ritchie Bus Lines, Inc.

Present: Robert L. Ritchie, Michael Ritchie of Ritchie Bus Lines, Inc., Elizabeth Pultz, representing the Wayland Selectmen; Jean Halvorson, representing the Wayland League of Women Voters; and Hayden Wilbur, representing the Weston Board of Selectmen.

Chairman Toomey stated that the Board had requested this meeting with the Ritchie Bus Lines company to offer local cooperation and assistance to help make their public transportation service more successful.

The Executive Secretary reported that invitations to attend the public meeting with the Ritchie Bus Lines, Inc., had been sent to Mayor Gadbois of Marlboro and to the Boards of Selectmen in Weston and Wayland.

Mr. Robert Ritchie stated that his company planned to increase the Saturday schedule and would soon distribute a revised schedule, copies of which would be available from the bus drivers and the Boston Trailways' office. Mr. Ritchie stated that schedule information would also be available by telephone from the Boston Trailways' office.

Mr. Ritchie stated that the cost of the South Sudbury-Boston run was \$1.20 and that commuters could purchase twelve tickets for the price of ten and students could purchase fifteen tickets for the price of ten.

Selectman Powers asked Mr. Ritchie whether there was any prohibition in the Ritchie Bus Line contract relating to tourist sightseeing busses. Mr. Ritchie stated that he could not operate a limousine service to Logan Airport, but could contract for other charter bus business.

Chairman Toomey asked the representatives of three local newspapers to publish the revised bus schedule for their readers' information and again offered the Board's cooperation toward Ritchie's successful operation.

Intra-Town Bus Service

Present: Paul Buxbaum, Malcolm Beers, Ronald Campbell of the Regional Concerns Committee, Richard L. Ritchie and Michael Ritchie of the Ritchie Bus Lines, Inc.

Mr. Buxbaum stated that the Regional Concerns Committee felt that intra-town bus service should not be in the province of the Regional Concerns Committee and that he wished to address the subject as a citizen rather than a member of the Committee.

Mr. Buxbaum stated that an ad hoc citizens' committee had been meeting recently to investigate the possibility of establishing regular intra-town bus transportation and had examined possible routes, schedules and organizational alternatives. Mr. Buxbaum stated that the committee had found that a thirty-mile intra-town route would take approximately two hours to complete and had tentatively planned that two busses run between eight or nine hours a day, six days a week. Mr. Buxbaum stated that the committee had estimated that such a service would cost \$40,000 per year, and that, at 20¢ - 25¢ per ride, could realize an estimated \$20,000 income per year; the deficit requiring subsidy from the Town.

Mr. Buxbaum stated that the ad hoc committee wished to send a questionnaire to the Townspeople in an effort to obtain an indication of public support for the proposed bus service and subsidy.

Chairman Toomey requested a breakdown on bus costs before the questionnaire would be considered and suggested that cost figures be obtained from the Gray Line or the Department of Public Utilities.

The Executive Secretary suggested that the questionnaire proposed by the ad hoc committee be coordinated with the survey proposed by the Planning Board.

Mr. Buxbaum stated that he had appeared before the Planning Board relative to the proposal and it was his opinion that the bus proposal should not be buried in the material of a five- or six-page questionnaire such as that proposed by the Planning Board. Mr. Buxbaum also stated that the ad hoc committee would need the information before the end of December to be prepared by Town Meeting.

Chairman Toomey said that the Regional Concerns Committee did not feel this proposal was within their realm and stated, in his opinion, it should be under the jurisdiction of the Planning Board.

Selectman Powers questioned the urgency of the proposal and suggested that it should be coordinated with the Planning Board survey and that by so doing the professional planner's ability in working out the questionnaire would be gained.

It was the consensus of the Board to have the Executive Secretary contact the Planning Board in writing, requesting a timetable for their transportation survey and their thoughts on the merits of a separate questionnaire relative to the intra-town bus proposal.

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 11:45 p.m.

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