

IN BOARD OF SELECTMEN  
MONDAY, MAY 20, 1974

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

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The statutory requirements for notice having been complied with, the meeting was called to order at 7:30 p.m. by Chairman John C. Powers.

Juror

Present: Betsey M. Powers, Town Clerk.

The Board drew the name of Phillip Creter, 441 Dutton Road, to serve as juror at Cambridge Court, commencing July 1, 1974.

Utility Petition 74-3, Willis Road

Present: Robert D. Quirk, Developer.

In conformity with the requirements of Sections 21 and 22 of Chapter 166 of the General Laws, a hearing was held on the following utility petition.

UP74-3 - Petition of New England Telephone and Telegraph Company to place and maintain buried cable, manholes, handholes, and pedestals, with the wires and cables therein, under the following public way:

WILLIS ROAD southeasterly side from existing pole 133/51  
opposite Ford Road northwesterly across  
Willis Road approximately 50 feet of buried  
cable

The Board received a report dated May 16, 1974, from the Wiring Inspector and a report dated May 16, 1974, from the Power and Light Committee, both of which recommended approval.

Mr. Quirk explained that this installation would energize his subdivision in the area.

Following discussion, it was on motion unanimously

VOTED: To approve the above-mentioned petition, as submitted by the New England Telephone and Telegraph Company.

Minutes

The Board voted to approve the minutes of the regular and executive sessions of May 13, 1974.

Lord's Day Entertainment License - Sudbury Skating and Tennis Club, Inc.

Present: Francis E. White, Building Inspector; Police Chief Nicholas Lombardi.

The Board at its May 13th meeting voted to defer further consideration of the application request pending receipt of a written commitment from the Sudbury Skating and Tennis Club, Inc., relative to an agreement for in-service training for some members of the Club's staff to qualify them as first-aid room attendants.

Chairman Powers reported that the Board had received a communication, in this regard, dated May 15, 1974, from Joyce Winship, Managing Director of the Skating and Tennis Club.

Selectman Toomey expressed his doubt that the contents of the communication were sufficient to satisfy the conditions of the May 13th vote.

The Executive Secretary reported that Ms. Winship, in a telephone conversation, had stated that six employees would be trained.

The Building Inspector stated that his agreement with the Director was that the Club would train sufficient people to have an attendant on duty from 6:00 a.m. - 10:00 p.m. and that they were waiting for the Red Cross to establish a date for the beginning of instruction.

Selectman Toomey stated that he wanted a further commitment in writing from the Club relative to how many employees, which employees, a date for the beginning of instruction and a date for completion of instruction, when the employees will be qualified as first-aid room attendants.

It was on motion unanimously

VOTED: To table further consideration of the application request pending receipt of a written commitment from the Sudbury Skating and Tennis Club, Inc., relative to an agreement for in-service first-aid training to specify how many and which employees will take part and the commencement and completion date of instruction;

and it was further

VOTED: To direct the Executive Secretary to obtain the above information.

Later in the evening, it was on motion unanimously

VOTED: To take the matter off the table for further discussion and consideration.

Selectman Toomey reported that he had a few minutes earlier spoken with Mr. Justin Wyner and had requested that Mr. Wyner discuss the subject with the complete Board, but that he had declined.

In response to a question, Chief Lombardi stated that there had been no communication between Joyce Winship and himself in connection with first-aid instruction as proposed at the May 13th meeting. The Police Chief also stated that it was impossible, at this time, for his officers to assist the Club by giving first-aid instruction.

Mr. Thompson also stated that the Club does not have a particular car assigned for use as an ambulance, as in most instances when an injury occurs, parents decide what will be done and provide the necessary transportation.

Selectman Toomey again stated that he thought it necessary to receive a more specific written commitment from the Club as voted earlier in the evening.

Chairman Powers questioned Town Counsel as to the relevance between the entertainment license and the matter of maintaining a first-aid room, and if there is none, or if it is distant, what areas of licensing, if any, under the jurisdiction of the Selectmen would more pertinently relate to that function.

Town Counsel replied that in granting any license, the licensing authority should consider the granting in connection with possible public safety issues.

On the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To table further consideration of the application request pending receipt of the pertinent information mentioned in the vote taken earlier in the evening.

#### Article 26 - Transportation Corridors - Public Hearing

The Board at its meeting on May 13, 1974, requested further clarification from Town Counsel relative to a hearing by the Board on Article 26 of the Annual Town Meeting, Transportation Corridors.

Town Counsel stated that he likened the procedure to an "order of taking": with the Selectmen acting as the taking authority. Mr. Turner also stated that the rights and appeals of involved individual property owners should be taken into consideration and that the Selectmen, at the time of their vote, must make a judgment if specific objections to a portion of the land are made.

On the recommendation of Town Counsel, it was on motion unanimously

VOTED: To hold a public hearing on June 10, 1974, relative to the establishment of a transportation corridor, in accordance with action taken under Article 26 at the 1974 Annual Town Meeting.

Massasoit Avenue/King Philip Road Intersection

The Board had previously received a communication dated May 7, 1974, from the Chief of Police, in which he requested that the Board contact the Department of Public Works relative to the installation of stop signs at the Massasoit Avenue/King Philip Road intersection in an effort to correct a serious traffic hazard.

The Board, at its May 13th meeting, voted to table further consideration of the request pending receipt of a diagram of the proposed sign locations.

The diagram has since been received, and the Executive Secretary stated that he and Chief Lombardi had viewed the site and that the signs were proposed for Massasoit Avenue, the lesser travelled way.

Selectman Taft questioned whether the signs would still be necessary if evening commuter traffic could be prevented from entering King Philip Road from the Post Road during specified hours.

Mr. Thompson stated that in his opinion they would still be needed, as the intersection was dangerous with good visibility only at the southeast corner.

On the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To support the above-stated request of the Chief of Police as set forth in his communication of May 7, 1974;

and it was further

VOTED: To instruct the Executive Secretary to take the appropriate action in implementing the same.

Mrs. Gillespie of the Planning Board requested that copies of Chief Lombardi's safety reports be routinely forwarded to the Planning Board for its information. The Board agreed to Mrs. Gillespie's request.

Police Patrolman - Interview

Chairman Powers adjourned the meeting at 7:50 p.m., and the Board withdrew for the purpose of interviewing a candidate for Patrolman with the Sudbury Police Department.

During the interview the Board appointed, effective May 20, 1974, William E. Fargo, 26 Pitcher Avenue, Medford, as full-time Permanent Patrolman at the starting salary of \$9,436 per year, subject to the approval of the Civil Service Commission and the Sudbury Personnel Board. (Appointment was later declined by Mr. Fargo.)

Memorial Day Celebration

At 8:00 p.m. Chairman Powers reconvened the meeting and announced that the Board had received a communication, dated May 10, 1974, from the Memorial Day Committee, which invited the Selectmen to participate in the annual Memorial Day parade.

Chairman Powers invited all veterans to also participate and announced that parade members will assemble at Marrone's Bakery on Route 20 at 9:00 a.m., May 27, 1974, and that the bus for the North Sudbury Cemetery will leave from the rear of the Town Hall at 8:15 a.m.

Route 20 Safety Project - State Department of Public Works

Present: Joseph DeRoche and Alfred Consalone of the Department of Public Works; Frederick Welch of the Highway Commission; Francis E. White, Building Inspector; Arthur Harding, Town Surveyor; Jane Gillespie, Eben Stevens, Paul McNally, and Edward Connors of the Planning Board; Marion Harris of the Conservation Commission; Barbara Pryor and Richard Heimann of P.R.I.D.E.; Charles Saraglow and David Raduziner, citizens, and Frank Vana, abutter.

Messrs. DeRoche and Consalone from District 4 of the State Department of Public Works met with the Board and representatives from other Town agencies to make a preliminary presentation relative to reconstruction of a section of Route 20 from a point about 2500 feet southwest of the intersection of Nobscot Road to a point 400 feet northeast of the intersection of Union Avenue. Mr. DeRoche stated that the work would consist of widening a distance of approximately 3750 feet of the existing roadway to 48 feet, channelization at one intersection, signalization at the Union Avenue, Nobscot and Fire Station (pre-empt) intersections, and some minor drainage work.

Mr. DeRoche stated that on June 20th, a formal public hearing in this regard will be held by the Department of Public Works in the Sudbury lower Town Hall and that their purpose of tonight's meeting was to update the Town boards and to receive their input. In response to questions, Mr. DeRoche stated that tonight's plan was the same plan presented to the Board three years ago and that the reconstruction is being done following petitioning by the Town and Raytheon Company.

Mr. DeRoche reported that the road alignment and grades will remain approximately the same, and that the present 26' - 30' paved width will be widened to 48', with some small strip landtakings necessary. Mr. DeRoche further stated that there will be a sidewalk on the northerly side of the roadway and that 20 feet will be added to the present 50-foot right-of-way.

Mrs. Gillespie of the Planning Board suggested that the widening continue eastward to Raymond Road, and Mr. Welch of the Highway Commission suggested that it be continued even farther eastward to

Station Road. Mr. DeRoche requested that these suggestions be brought up at the June 20th hearing.

Mrs. Gillespie questioned whether the filling of the man-made pond westerly of Highland Avenue would require a Wetlands Protection Act hearing. Mr. DeRoche replied that the Department would make available a negative declaration which would indicate that the project will have no significant impact on the environment and that of the pond's 1.25 acres, only .03 of an acre would require filling.

Mrs. Harris of the Conservation Commission reported conflicting figures of 36" and 42" relative to the diameter of the drainage conduit from the Raytheon property and requested that the correct diameter be ascertained.

In response to a question, Mr. DeRoche stated that possible use of Chapter 90 funds in the reconstruction project has not yet been contemplated.

The Executive Secretary reported that there is currently an active TOPICS program which has received clearance from the Metropolitan Area Planning Council and is consistent with the Department of Public Work's proposal.

Mr. Heimann of P.R.I.D.E. stated that this organization would like to see some greenery next to the pavement and would request concrete, rather than black top, curbing.

Mr. DeRoche stated that no timetable has yet been made for the reconstruction, and the Board requested that the timing of the Bicentennial celebration be considered. Mr. DeRoche responded that a priority would be put on the project in this regard and requested that all Town suggestions be made at the June 20th hearing.

Mr. DeRoche also commented that 50% federal aid support of the project has been approved and that the State DPW would set up this aspect of funding.

Chairman Powers adjourned the meeting at 8:45 p.m. in order that those present might review the proposed reconstruction maps in detail and ask further individual questions of Messrs. DeRoche and Consalone.

#### Conservation Land Trails - Minibikes

Present: Police Chief Nicholas Lombardi.

The Board received communications from Erica B. Birath, dated May 9, 1974, and Robert M. Simon, dated May 10, 1974, relative to the use of conservation land trails by minibikes and horsemen.

The Executive Secretary distributed to the Board the Conservation Commission's rules and regulations for public use of conservation lands,

pointing out Section III which prohibits the entrance of any unauthorized motor vehicle upon Town-owned land under the control of the Commission, with the exception of posted areas for access and parking.

Selectman Taft stated that Article V, Section 16 of the Sudbury Bylaws also prohibits the operation for recreational purposes of snowmobiles, motorcycles, mini-bikes, all-terrain vehicles, or any other motor driven vehicles on Town-owned property unless so designated for the purpose.

It was the consensus of the Board that a public statement on the subject of the above-mentioned prohibitions be released, which would indicate that the police are enforcing these regulations and are prosecuting violators in court.

Chief Lombardi stated that these vehicles are seldom registered, though required to be, and he will inquire as to the possibility of impoundment of unregistered vehicles in cases of unauthorized entry onto Town-owned land.

Discussion included controlling the access of these vehicles into Town-owned land. The Police Chief stated that all methods previously used to control such access had been removed, destroyed, or stolen.

The Executive Secretary was requested by the Board to check into the availability of a posted list of trails maintained for the designated purposes of hiking and horseback riding on Conservation lands and to report back as soon as possible.

#### Reserve Fund Transfer

Following consideration, it was on motion unanimously

VOTED: To approve a request for a transfer (#0540) from the Reserve Fund to Account 950-41, Printing Town Reports, in the amount of \$958.61 necessitated for the following reasons:

- 1) reduction by the Finance Committee of original printing expenses budget request from \$8500 to \$8000;
- 2) unanticipated expenditures of \$340 for extra printing; and
- 3) unanticipated expenditures of \$171 for extra photography.

Selectman Taft stated that he wished to emphasize again that a possible reduction of the total cost of the Annual Town Report could be made by shortening the contents of the Town Meeting Proceedings. The Executive Secretary responded that the matter had been discussed with several members of the Town Report Committee and will be further discussed with Town Clerk relative to procedure for next year.

Police/Fire Headquarters

Present: Craig Parkhill and William Bell of the Permanent Building Committee.

Messrs. Parkhill and Bell met with the Board relative to the proposed Police/Fire Headquarters.

Mr. Parkhill stated that the Permanent Building Committee is proceeding with the mandate of Town Meeting and that the architect is proceeding with plans.

It was stated that the question of the boundaries of the land to be sold to the Sudbury Housing Authority has been reopened, at the request of the Housing Authority, as it had been determined that additional land was needed in connection with the septic system.

On the subject of the building design, Selectman Taft stated that there are some characteristics of the building that are adding to its cost but not to its function and suggested that elimination of the skylight and high roof structures would not only reduce the building cost but also reduce its maintenance. Selectman Taft requested that the Permanent Building Committee also discuss with the architects possible reduction in the size of the garage and the building itself.

A discussion of the building furnishings followed, and it was agreed that a list of equipment included in the architect's figure of \$46,000 should be requested.

The Executive Secretary reported that he would meet this week with John Travers from the office of Hughes and MacCarthy to review fixed maintenance bay equipment and on May 29th and 30th would have a meeting relating to Civil Defense.

The Permanent Building Committee requested from the Board guidelines in the areas of alternate bids (fourth bay, site development, and furnishings for the firing range) as well as equipment it does and does not wish included.

Mr. Parkhill reported that the Committee would meet with the architect on May 21st, and the Board requested that following this meeting the Committee come back with a progress report.

Mr. Parkhill stated that he had been given no definite date for bids, but would estimate their receipt about August 15-September 1, and that bids would be honored for thirty days from receipt.



Executive Session

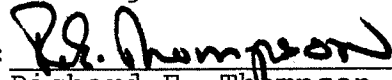
At 10:00 p.m., it was on motion unanimously

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

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

VOTED: To adjourn the meeting at 12:00 midnight.

Attest:

  
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Richard E. Thompson  
Executive Secretary-Clerk