

IN BOARD OF SELECTMEN
MONDAY, DECEMBER 22, 1975

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

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:40 p.m. by Chairman John E. Taft.

Jurors

Present: Betsey M. Powers, Town Clerk

The Board drew the names of Doris Nilo, 16 Hilltop Road, and Cameron H. Eiseman, 32 Forest Street, to serve as jurors at Cambridge Court and Raymond L. Duven, 76 Indian Ridge Road, to serve as juror at Lowell Court, all to commence February 2, 1976.

Distribution of State Lottery Funds

The Board noted receipt of a letter dated December 9, 1975, from the Marlborough City Council, which requested the Board's support of their recently passed resolution relative to the State Legislature's possible vote to discontinue the distribution of funds obtained from the sale of State lottery tickets.

After discussion, it was the consensus of the Board to contact the local representatives and Senator Atkins, expressing the Board's concern with the possibility that the distribution of funds may be discontinued.

Site Plan #75-157, A School for Special Learning, Inc., 98 Haynes Road - Renewal

Present: Francis E. White, Zoning Enforcement Agent; Kathleen Brown of the Conservation Commission; and Richard K. Kurth, abutter

In accordance with Article IX, V, A of the Sudbury Bylaws, the Board considered an application for renewal of the site plan for A School for Special Learning, Inc., 98 Haynes Road.

The Executive Secretary reported that abutters and appropriate Town departments had been notified, and that the following reports had been received: from the Zoning Enforcement Agent dated November 13, 1975, from the Planning Board dated December 1, 1975, both of which recommended approval; from the Board of Health dated November 21, 1975, which requested an engineering plan for a subsurface sewage disposal facility and which stated that ground water determinations would be made at the time of highest water table elevation.

The Executive Secretary also reported that a letter dated March 10, 1975 had been received from the Conservation Commission, which stated that a Wetland Protection Act hearing would be necessary if any alterations were to occur within certain portions of the site.

Mrs. Brown pointed out the Commission's area of concern on the site plan.

The Zoning Enforcement Agent stated that no building permits would be issued until such time as both the Conservation Commission and the Board of Health were satisfied.

Mr. Kurth, 113 Haynes Road, requested that evergreen screening be planted to shield the parking lot from his home, which is located directly across the street.

After discussion, it was on motion unanimously

VOTED: To approve the application for renewal of the site plan dated November 1974 for A School for Special Learning, Inc., 98 Haynes Road, subject to the planting of evergreens to screen the parking lot.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the meetings of November 21, December 4 (as amended), December 6, December 8, December 9, and December 16, 1975.

Boston Edison Company and New England Telephone and Telegraph Company - Hudson Road

At the request of the Boston Edison Company and New England Telephone and Telegraph Company, on the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To approve the installation of one hip guy on JO pole 6/13 located on Town property on Hudson Road.

Sudbury Bus Transportation Committee

The Board received a letter dated December 16, 1975 from the Chairman of the Sudbury Bus Transportation Committee, which recommended a candidate for the Selectmen's consideration for appointment to that Committee and which requested a meeting with the Board to discuss plans if the Committee's application for matching MBTA funds is successful.

The Board requested the Executive Secretary to schedule a joint meeting at 8:30 p.m. on January 5, and to advise Mr. Coe of its action.

School Zones

The Board received a letter dated December 15, 1975 from the Highway Commission which requested that the Selectmen investigate the establishment of State approved "School Zones" throughout the Town.

Following discussion, it was agreed to refer the matter to the Executive Secretary for his report.

Massachusetts Selectmen's Association - Photography Contest Awards

Chairman Taft announced that the Board had received Awards of Merit for outstanding achievement in the 1975 Municipal Photography Contest to be presented to Victor Neumeier, Jean Gogolin, and the Town of Sudbury.

Department of Public Utilities Hearing - Extended Local Calling Area

The Executive Secretary reported that the Board had received a memorandum dated December 19, from Town Counsel, which reported that the Department of Public Utilities had scheduled an additional hearing on the matter of extended local calling area for 10:00 a.m. on January 20.

Town Counsel's memorandum also requested that Chairman Taft attend the hearing, and he was in agreement.

1976 License Renewals - Alcoholic Beverages, Weekday Entertainment, Common Victualler, and Weekday Automatic Amusement Devices

The Board, on November 24 and December 1 voted to issue renewal licenses for alcoholic beverages, common victualler, weekday entertainment, and weekday automatic amusement devices, with actual issuance after a final Board review of a report from the Executive Secretary verifying completion of all work identified by the Building Inspector, the Fire Chief, and the Board of Health in their communications dated November 13, November 20, and November 20, 1975, respectively.

The Executive Secretary now reviewed with the Board his report based on the affirmative responses of the Building Inspector, dated December 22, 1975, the Fire Chief, dated December 19, 1975, and the Board of Health, dated December 4, 1975, after which it was on motion unanimously

VOTED: To release the licenses approved at the Board's November 24 and December 1 meetings, upon payment of fees as required.

Class I License Application - C. R. Wood Corporation

On the subject of the application for a Class I License by C. R. Wood Corporation and a related communication, dated December 12, 1975, from the Zoning Enforcement Agent, at the request of Selectman Toomey, Chairman Taft directed the Executive Secretary to schedule a meeting with a representative of that company for Monday, December 29, to discuss the question as to the location of his base of operation.

Auctioneer Licenses - Renewal

In response to their written requests, it was on motion unanimously

VOTED: To approve and issue the following auctioneer licenses, subject to payment of fees as required:

James L. Thelen, 11 Dudley Road, and Mitchell Bistany, 21 Old Meadow Road.

Sudbury Housing Authority - Vacancy

The Board received a communication dated December 3, 1975 from the Sudbury Housing Authority conveying a letter of resignation from Douglas A. Miranda from the Authority, effective November 13, 1975, as he is no longer a resident of Sudbury.

The Housing Authority requested a meeting with the Board to discuss and initiate procedures for filling the vacancy created by Mr. Miranda's resignation.

The Board suggested that a joint meeting for this purpose be scheduled for January 12 at 8:00 p.m., and it was on motion unanimously

VOTED: To acknowledge the receipt of Mr. Miranda's resignation with regret and to express the Board's appreciation for his years of service on the Sudbury Housing Authority.

Highway Assistance Funds

The Board received a communication dated December 5, 1975, from State Senator Edward L. Burke, informing them of legislation which authorizes Sudbury, and other communities on the fringe of the MBTA District, to use, for mass transit subsidies, any portion of Sudbury's \$45,300 allocation of highway assistance funds.

Selectman Powers stated that last year's allocation was used to offset the highway budget, and he expressed his hope that it would be used for this purpose this year.

Following discussion, the Selectmen agreed to forward a copy of the above-referenced communication to the Highway Commission, requesting their consideration and comments in this regard and further requesting that this proposal be included in the Highway Commission's presentation at the Finance Committee budget hearings.

The Selectmen requested that the Executive Secretary express their appreciation to Senator Burke for his informational letter.

Tax Possession Parcels #70 and #164

The Board reviewed a letter dated December 11, 1975 from Thomas French, Assistant to Town Counsel, to the buyer of Lots 44 & 45, Pinewood Ave., and Lots 21 & 22, Willis Lake Drive, at the October 18, 1975 public auction on the subject of the balance of payment.

After discussion, on the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To rescind the Board's previous action dated October 28th on the confirmation of the sale of Tax Possession Parcels #70 and #164 unless payment is received by January 20, 1976;

and it was further

VOTED: To advise the buyer of the above vote.

Reserve Fund Transfer Request

Present: Fire Chief Josiah F. Frost

After a review of the Fire Chief's December 3, 1975 letter to the Board in support of his reserve fund transfer request for \$6,000 to his Maintenance account, it was on motion unanimously

VOTED: To approve a request for a transfer (#0649) in the amount of \$4,000.00 from the Reserve Fund to Account 310-31, Fire Department Maintenance, to enable the Fire Department to continue to operate for the remainder of fiscal 1976 -- the money to be used to purchase gasoline, fuel and diesel oils, electricity, water and emergency repairs, parts, and labor to apparatus, equipment, and buildings.

International Society of Fire Service Instructors - Workshop Meeting

Present: Fire Chief Josiah F. Frost

The Board reviewed the Fire Chief's written request, dated December 11, 1975, to attend a Spring conference of the International Society of Fire Service Instructors, at which he has been requested to participate as a group leader.

It was on motion unanimously

VOTED: To spend, for this purpose, the remaining funds in the Selectmen's Out-of-State Travel account, which amount to \$201.28.

Official State Census - Town of Sudbury

The Board received a letter dated December 1975, forwarded by Town Clerk, from the Secretary of the Commonwealth to the Board of Registrars, which certified the official March 1, 1975 State Census figure for the Town of Sudbury to be 14,951.

Temporary Permit - Penn Central Transportation Company

It was on motion unanimously

VOTED: To authorize the Chairman to sign a temporary permit from Penn Central Transportation Company, which would allow the Town to enter railroad property at Hudson and Peakham Roads, for the purpose of constructing a walkway.

1976 Annual Town Meeting - Amendment to Personnel Administration Plan

The Board received an affirmative response dated December 12, 1975, from the Personnel Board to the Board's earlier request that they cosponsor an amendment to Section 12 of the Personnel Administration Plan.

The Board requested the Executive Secretary to forward a copy of the article to the Finance Committee, stating that it is the opinion of both the Board of Selectmen and the Personnel Board that such an amendment is necessary. The Board also requested that the Executive Secretary acknowledge the Personnel Board's above-referenced letter, thanking them for their support.

Highway Superintendent

The individual members of the Board had earlier received copies of a letter dated December 17, 1975, from Martha J. Coe, acting as a taxpayer, relative to certain procedures under General Laws for termination of the Highway Superintendent and a request that Town Counsel prepare legal plan of action for presentation to the Highway Commission which will uphold the will of the Town in this matter.

Chairman Taft reported that he had, earlier this evening, spoken with Mrs. Coe and that she had stated that the other members of the Commission had not been advised of her letter to the Selectmen. Chairman Taft reported that he had suggested that she so inform the remaining Commissioners, following which Town Counsel will be available to help with their questions concerning termination procedures under the General Laws.

Minuteman Regional Vocational Technical School District - Budget Meetings

The Executive Secretary reported on the December 16 budget meeting of the Minuteman Regional Vocational Technical School District, as covered by a local newspaper and notified the Board that a second meeting has been scheduled for January 13, 1975.

Town Report Preparation Committee

The Executive Secretary reported that the Board had, on November 13, 1975, appointed Linda Buxbaum, Nancy Hansen, Victor Neumeier, Nancy Schwartzman, and Susan Abrams to the Town Report Preparation Committee, subject to his meeting with that Committee relative to their confirmation to prepare and publish the 1975 Sudbury Annual Town Report in accordance with the vote of the December 15 Special Town Meeting on the petition article entitled, "Preserve the Town Report".

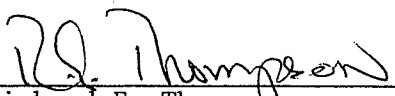
Final Budget Reviews

The Executive Secretary reviewed with the Board the final budgets as prepared for the Selectmen, Unclassified, Law, Accounting, Engineering, and Police.

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

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

Attest:


Richard E. Thompson
Executive Secretary-Clerk