

IN BOARD OF SELECTMEN  
TUESDAY, NOVEMBER 18, 1975

Present: Chairman John E. Taft and John C. Powers

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

Ordering of the Warrant

Present: Frank R. Sherman, Moderator

Following discussion with the Moderator, it was on motion unanimously

VOTED: To order the warrant for the December 15, 1975 Special Town Meeting as follows:

Article 1 - Hudson Road Proposed Alteration, submitted by the Highway Commission;

Article 2 - Transfer Funds: 420-63 to 420-62 - \$6,000 - submitted by the Highway Commission;

Article 3 - Rescind 1963 ATM Vote Establishing Highway Commission - submitted by the Board of Selectmen;

Article 4 - Appointment of Superintendent of Streets - submitted by the Board of Selectmen;

Article 5 - Appointment of Tree Warden - submitted by the Board of Selectmen;

Article 6 - Personnel Bylaw: Salary Plan, Article XI - submitted by the Personnel Board;

Article 7 - Personnel Bylaw: Employee Benefits, Article XI - submitted by the Personnel Board;

Article 8 - Budget Adjustment for Collective Bargaining - \$103,909 (incomplete) - submitted by the Finance Committee;

Article 9 - Professional Planning Services - \$4,300 - submitted by the Planning Board;

Article 10 - Preserve Town Report - \$5,500 - submitted by petition;

Article 11 - Budget Supplement - \$100,000 - submitted by the Sudbury School Committee; and

Article 12 - Unpaid Bills - \$22,896.65 - submitted by the Town Accountant.

The Executive Secretary called the Board's attention to a letter dated November 14, 1975, from Town Counsel relative to amendment of the Personnel Administration Plan at a Special Town Meeting and which stated that he would forward a copy of the same to the Personnel Board.

The Executive Secretary also called the Board's attention to a letter dated November 17, 1975 from the Town Clerk relative to the present wording of Article 3, which would require that ballots be printed containing the question as it appears in the article and would not allow "Yes-No" ballot slips to be used.

The Board was in agreement with the Town Clerk's suggestion and requested that the Executive Secretary confirm with Town Counsel a change in wording to allow "Yes-No" ballots to be used.

Site Plan #75-156, Jeffrey J. Marshall, Reverence Ltd., 37 Union Avenue

Present: Jeffrey J. Marshall, applicant

In accordance with Sudbury Bylaws, Article IX, Section V, Paragraph A, the Selectmen considered the site plan of Jeffrey J. Marshall, Reverence, Ltd., for location at 37 Union Avenue.

The Executive Secretary reported that all appropriate department heads and abutters had been notified and the following reports received: from the Zoning Enforcement Agent, dated October 20, 1975, which recommended approval; from the Board of Health, dated October 24, 1975, which recommended approval; and from the State Department of Public Health, dated March 20, 1975, which conditionally approved the proposal.

Mr. Thompson reported that the Board had also received a letter dated November 14, 1975, from the Planning Board, which recommended approval of the site plan and offered the following suggestions: that an opinion be sought from Town Counsel relating to the setback requirements and that additions with regard to light standards, parking arrangements, and driveway openings be made to the plan.

The Board directed the Executive Secretary to request an opinion from Town Counsel with regard to the setback requirements, and after further discussion, it was on motion unanimously

VOTED: To approve the site plan dated October 10, 1975, of Jeffrey J. Marshall, Reverence, Ltd., for location at 37 Union Avenue, subject to his compliance with the Planning Board's November 14, 1975 letter.

The plan is scheduled for signing at the Board's November 24 meeting, following completion of the additions to the plan referenced above.

#### Minutes

It was on motion unanimously

VOTED: To approve the minutes of the special meeting of November 6, 1975, and the regular and executive sessions of November 10, 1975, the former as corrected.

#### Proposed Relocation of Lincoln Road/Concord Road Intersection

The Board received a letter dated November 7, 1975, from the Highway Commission which solicited comments relative to their enclosed plan showing a proposed relocation of the Lincoln Road/Concord Road intersection.

The plan was reviewed by the Selectmen and it was the recommendation of the Executive Secretary that it be forwarded to the Town Engineer for his report.

In discussion of the proposal, the following questions were brought up by the Board and they requested the Executive Secretary to convey them to the appropriate department head:

1. Why had the proposal not appeared on a Long Range Capital Expenditures plan, which is requested yearly from all departments by the Long Range Capital Expenditures Committee?

2. Will the plan impact the existing walkway at that location, and, if so, to what extent?

3. Will this proposal require land taking or will it fall within the existing right-of-way?

4. Why this particular intersection as opposed to any other similar one? In this regard, the Executive Secretary was requested to obtain a report from the Police Chief as to the accident record at that intersection as well as records for comparable intersections.

5. When was the initial request made to the Engineering Department for the engineering in connection with the plan?

After further discussion, it was on motion unanimously

VOTED: To refer the letter and plan referenced above to the Town Engineer for his report.

Police Chief - Request to Replace Car #2

The Board received a letter dated November 5, 1975, from the Chief of Police, requesting that Car #2, which is constantly in need of repair because of unanticipated additional service, be replaced, using the funds (approximately \$3,000) from the Capital Equipment Account.

It was the recommendation of the Executive Secretary that the Police Chief proceed with the purchase of the extra vehicle in view of the fact that its use would have a greater priority than the purchase of radar and other equipment for which the money was originally intended.

Selectman Powers questioned whether the Police Chief had received a reserve fund transfer for the Capital Equipment Account, which he now wishes to use for the car, and suggested that this question be discussed with the Finance Committee.

It was the consensus of the Board that the Police Chief should proceed to draw up specifications to provide a vehicle to replace Car #2, using the funds he now has in his Capital Equipment Account and that the Finance Committee be so informed.

Application for Incorporation

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

VOTED: To send a favorable report to the Secretary of the Commonwealth on the application of Irene McCarthy, 7 Hammond Circle, for incorporation under the name of Shawmut Aquatic Club, Inc., to be located in the Town of Framingham.

1975 Gasoline Bid

The Executive Secretary reported that invitations-to-bid for supplying the Town with gasoline during 1976 had been advertised and mailed to the bidders list and that bids had been received and opened on November 13, 1975.

The Executive Secretary reviewed the bids with the Board and stated that the lowest bid was \$.10 above the present price from Atlantic Richfield Company, the current supplier, who, as such, is required to continue to supply the Town at the present price until the expiration of government regulations. The Executive Secretary stated that the Board has received from Atlantic Richfield a contract, for signing, which extends the current contract dated January 1, 1975 through December 31, 1976, for the net delivered prices of \$.3660 for regular and \$.3825 for unleaded, subject to tank car price adjustment.

Mr. Thompson further stated that if the Board extends the agreement, it can be terminated by either party when regulations expire (December 15, unless again extended), but that Atlantic Richfield has stated that they will continue to supply the Town until new bids, at competitive prices, can be obtained.

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

VOTED: To reject the bids to supply gasoline to the Town for 1976, in the best interests of the Town, and to continue the present purchase agreement with Atlantic Richfield Company under Federal guidelines and regulations.

Selectmen's Articles - 1976 Annual Town Meeting - Non-Monied Articles

The Selectmen agreed to defer discussion of their non-monied articles for the 1976 Annual Town Meeting until the next meeting of the full Board.

Chairman Taft suggested, however, that the following items be considered at that time for inclusion in the next Annual Town Meeting:

1) The delivery of advertising circulars and newspapers by the Independent Delivery Service to homeowners' mailboxes, and 2) the enforcement of our present bylaws with regard to garage sale signs.

In connection with Item 2 above, the Executive Secretary was requested to contact nearby towns which have passed similar bylaws and to request an opinion on the subject from Town Counsel.

At 8:25 p.m., the Selectmen adjourned to meet with the Finance Committee relative to the Selectmen's articles concerning the Highway Commission.

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

VOTED: To adjourn at 10:00 p.m. at the conclusion of the meeting with the Finance Committee.

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