

IN BOARD OF SELECTMEN
MONDAY, JANUARY 24, 1977

Present: Acting Chairman John C. Powers and Ira M. Potell

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

Street Acceptances for 1977 - Schedule

It was on motion by Selectman Potell unanimously

VOTED: To approve a schedule, dated January 14, 1977, for the handling of Street Acceptances for 1977, as prepared by Thomas French, Assistant to Town Counsel.

Application for Hawkers and Peddlers Licnses - Members of Unification Church, 710 Union Street, Marshfield, Massachusetts

Present: James A. Borer, Fundraising Coordinator for the Unification Church

Executive Secretary Richard E. Thompson reported that a general application from James Borer, Director, The Unification Church, 710 Union Street, Marshfield, had been considered by the Board on December 27, 1976, at which time the application was tabled until the applicant could be informed, in accordance with Chapter 101, Section 22 of the General Laws, that each person who would be doing the hawking and peddling must be so licensed.

Mr. Thompson stated that the applicant had also been informed at that time as to the locations where such selling could be done and given a copy of the regulations and that, in addition, it had been pointed out that permission for selling in business areas must be received from the property owners.

In response to Selectman Potell's question, Town Counsel Paul Kenny stated that issuance of such a license would be for an indefinite period unless a time limit were to be imposed by the Selectmen.

In response to Acting Chairman Powers' question, Mr. Borer stated that his church is incorporated as a non-profit religious-educational organization and that he would forward to the Board a copy of their certificate in this regard.

After further discussion, it was on motion unanimously

VOTED: To issue Hawkers and Peddlers Licnses, with the fees to be waived, to the following members of The Unification Church, 710 Union Street, Marshfield, Massachusetts:

Larry G. Alden, Lynn Smith, Douglas Alexander, Tina Scott, Pam Wilson, Mario DeLaCruz, and Dowd F. Reynolds;

for the sale of candy as part of a missionary movement, to expire on December 31, 1977; said licenses contingent upon receipt by the Board of The Unification Church's Certificate of Incorporation under the laws of Massachusetts and subject to the individuals' registration with the Police Department upon entering the Town.

Utility Petitions #77-67 and #77-68 - Willis Lake Drive and Crystal Lake Drive - Confirmation of Existing Pole Locations

It was on motion by Selectman Potell unanimously

VOTED: To confirm the existence, upon property accepted by the Town as public ways, of Boston Edison and New England Telephone and Telegraph Company utility poles at the following locations:

Willis Lake Drive (Boston Edison Company plan, December 7, 1976)
Crystal Lake Drive (Boston Edison Company plan, December 4, 1976)

Heritage Park - Anonymous Donation

Acting Chairman Powers announced that a very generous donation in the amount of \$7,503.96 had been received from an anonymous donor for use in Heritage Park, and he expressed the Board's great appreciation for the gift and its hope that the donor would join the Board on Harmony Garden terrace when built.

It was on motion by Selectman Potell unanimously

VOTED: To accept an anonymous donation in the amount of \$7,503.96 for use in Heritage Park.

1977 Annual Town Meeting Article - Area Dispatch Center

Executive Secretary Richard E. Thompson reported that the Board, at its December 27, 1976 meeting, had referred the Fire Chief's proposed article asking that the Town enter into an agreement with certain other Towns in Middlesex County providing for certain joint communications and a dispatch center for fire and ambulance service to Town Counsel for rephrasing, as suggested by Selectman Powers and agreed to by the Board and Fire Chief Frost.

Mr. Thompson reported that the redrafted article, which was received from Town Counsel on January 14, would ask the Town to authorize a contract to be negotiated for approval by a later Town Meeting.

Chief Frost stated that he had no objection to the fact that the area dispatch center would have to go back to a Town Meeting for approval and funding, but he stated that he was still of the opinion that the Selectmen should be authorized to enter into an agreement, as specified in the original article, with a subsequent request made to a Town Meeting for funding.

It was the Board's position to retain the wording as redrafted by Town Counsel, but two amendments recommended by Chief Frost were included.

After further discussion, on the recommendation of the Executive Secretary, it was on motion by Selectman Potell unanimously

VOTED: To reword the 1977 Annual Town Meeting article entitled: Area Dispatch Center, as follows:

"To see if the Town will vote to authorize the Selectmen, under the provisions of Chapter 40, Section 4A of the General Laws, to negotiate an agreement with certain other towns in Middlesex County to provide for a joint communications and dispatch center for fire and ambulance services, with the final agreement and funding to be subject to the approval of a future Town Meeting; or act on anything relative thereto."

Award Bids - 1976 Annual Town Report, 1976 Town Meeting Proceedings

Following the Board's review of bids received for printing the 1976 Town Report and Proceedings, on the recommendation of the Executive Secretary and the Town Report Preparation Committee, it was on motion by Selectman Potell unanimously

VOTED: To award the bid for the printing of the 1976 Annual Town Report at the low bid of \$17.25 per page and for the printing of the 1976 Annual Town Meeting Proceedings at the low bid of \$4.75 per page to Rene Press, Inc., 245 Crawford Street, Fitchburg, Massachusetts.

Tax Anticipation Notes

The Selectmen confirmed that they had earlier signed the notes referred to in a communication dated January 19, 1977 from the Town Treasurer who awarded bids for the Town on \$1,000,000 on Tax Anticipation Notes, dated January 24, 1977 and due May 20, 1977, as follows:

New England Merchants National Bank	2.19%	250M
Boston Safe Deposit & Trust Co.	2.22%	250M
Shawmut Community Bank, N.A.	2.24%	250M
Bay Bank Newton Waltham Trust Co.	2.25%	250M

Rescheduling of Selectmen's Regular Meeting from February 21 (Washington's Birthday) to Wednesday, February 23, 1977

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

VOTED: To reschedule the Selectmen's regular meeting from Monday, February 21, to Wednesday, February 23, 1977, at 7:30 p.m., due to the observance of Washington's Birthday.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Board's meeting of January 17, 1977, as corrected.

Town Fathers Forum - 113th Session

At 8:00 p.m., Acting Chairman Powers convened the 113th session of the Town Fathers Forum, a summary of which is attached hereto.

Cemetery Fees

The Board, at its January 17, 1977 meeting, reviewed Superintendent of Cemeteries Robert A. Noyes' report of the Cemetery Department dated January 1977 and agreed that further discussion of recommendations for increased lot prices would be discussed at tonight's meeting.

Executive Secretary Richard E. Thompson now distributed to the Board copies of revised pages of the above-referenced report which had been received from Mr. Noyes.

Mr. Thompson stated that, subject to correction by Town Counsel, a Cemetery Fee Schedule must be set by the Annual Town Meeting.

Selectman Potell stated that an earlier opinion had been received, which stated that the fees could be set by the Selectmen without a vote of the Town Meeting.

Town Counsel Paul Kenny stated that it was his understanding that the Selectmen could set fees for cemeteries in the absence of a bylaw to the contrary.

Acting Chairman Powers stated that, in his opinion, the Board had statutory authority for setting such fees, but he suggested, as a clarification in the way of the statute was necessary, that the matter be tabled until January 31.

Acting Chairman Powers stated that he did wish to mention, however, that the Board had earlier received recommendations from the Cemetery Study Committee, dated December 15, 1976, for a certain level of fees, but that he had indicated at the Board's January 17 meeting that he was more interested in the average of the figures submitted by Mr. Noyes for lot prices in surrounding towns, which were slightly higher.

Discussion followed and the Board indicated that lot prices should be increased to be in line with the averages of surrounding towns; i.e., \$150 for one grave, \$300 for two graves, and \$525 - \$550 for four graves.

Selectman Potell expressed his opinion that a larger percentage of the purchase price should be applied for perpetual care costs and that he would prefer that no increased fee be charged for grave openings on weekends, but that a single, average figure between the two present rates be used.

Acting Chairman Powers suggested that the figure for stillborn interment not be increased and he stated that he would prefer that it be eliminated.

League of Women Voters

Executive Secretary Richard E. Thompson reported that the League of Women Voters had approached his office to request that an insert explaining the Town Meeting government be placed in the Warrant for the Annual Town Meeting.

Acting Chairman Powers stated that his reaction to this proposal was that it not be allowed because he did not wish a precedent to be set.

Selectman Potell suggested that the League's pamphlet be distributed in the lobby during Town Meeting or in some other manner.

Non-Binding Public Opinion Advisory Questions

Acting Chairman Powers suggested that the Board schedule on a future agenda discussion with regard to the possibility of using the new Chapter 309 of the Acts of 1976 for placing on the next ballot non-binding public opinion advisory questions such as collective bargaining.

Sudbury Players

Selectman Potell requested that the Board schedule a review with the Building Inspector and representatives of the Sudbury Players on a future agenda, in advance of any arrangements for their Spring production, in order to come to final resolution on the question of the Players' rental of the Town Hall.

Executive Session

At 9:30 p.m., following a unanimous roll call vote, it was on motion further unanimously

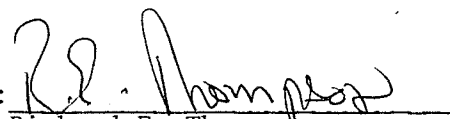
VOTED: To enter into executive session for the purpose of discussing strategy for collective bargaining or litigation where open discussion of the same may have a detrimental effect.

Acting Chairman Powers announced that the public session would not reconvene following the executive session.

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

VOTED: To adjourn the meeting at 10:20 p.m.

Attest:


Richard E. Thompson
Executive Secretary-Clerk