

IN BOARD OF SELECTMEN
MONDAY, MARCH 7, 1977

Present: Chairman William F. Toomey, 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 Chairman William F. Toomey.

Personnel Board Recommendations - Town Employees' Salaries

Executive Secretary Richard E. Thompson reported that, as the Board had directed, he had attended the Personnel Board's meeting on March 2 and, in summary, that Board had recommended salary schedules for non-union employees in excess of the Selectmen's recommendations, as follows:

- 6% increase for non-union employees for FY76-77
- 6.15% increase for non-union employees for FY77-78
- 6% increase for individually-rated personnel for FY76-77 and FY77-78, with the exception that the Town Accountant and the Town Engineer shall receive an additional \$200 in FY76-77 and an additional \$500 in FY77-78.

Chairman Toomey reported that the Selectmen had recommended a 6% increase for non-union employees for FY76-77 and a 6% increase for individually-rated personnel, with a slight adjustment to the Town Accountant's salary to bring it to \$17,808, the increases to be retroactive to July 1, 1976.

Selectman Powers expressed his hope that the Personnel Board's recommended increases above those recommended by the Selectmen had been a misunderstanding on the part of that Board as to its role and function--that, if the Personnel Board attempts to add on increases, it is attempting to function as the Board of Selectmen.

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Selectman Powers stated that, because of the intensity of the present fiscal position which the Town is facing, the Selectmen are not giving merit increases this year, only cost-of-living increases.

Selectman Powers stated that a two-year package has been agreed upon with the Police and Highway unions, but that settlement with the Fire union has not been reached. Selectman Powers stated that, if the Personnel Board's recommendations were voted, it would be essentially asking for a 12% increase to the non-union employees, which would establish a base for demands to be made in bargaining negotiations with the Fire union. Selectman Powers stated that the Personnel Board has an article in the Warrant for the Annual Town Meeting to request funds for a study to be made for equalization between the Town

Hall clerical and the Sudbury School clerical employees. Selectman Powers expressed his opinion that, if a 12% increase were to be requested through the Special and the Annual Town Meetings, there would be no way that equalization could be requested in the Fall, at which time the results of the study will be available.

Selectman Powers suggested that the Board inform the Personnel Board of its intent to support, at this time, a 6% increase for FY76-77, retroactive to July 1, 1976, and to make a recommendation following the study in the Fall of 1977, but not to support any increase at this time for the non-union employees for FY77-78.

Chairman Toomey stated that he would suggest a meeting with the Personnel Board prior to Town Meeting for discussion on the Selectmen's position, which will remain as earlier stated.

The Board was in agreement.

April 4 Special Town Meeting - Warrant Reports

After discussion, it was on motion by Selectman Potell unanimously

VOTED: To approve the warrant report for Article 2 of the Special Town Meeting (Budget Adjustment), as prepared and amended by deleting the last six words.

It was further on motion by Selectman Powers unanimously

VOTED: To approve the warrant report for Article 3 of the Special Town Meeting (Landham Road Land Damages), as prepared with the following amendment: that a new sentence be inserted after the first sentence, to read: "This is a statutory obligation based on action previously taken pursuant to Town Meeting.";

and it was further unanimously

VOTED: To approve the warrant report for Article 4 of the Special Town Meeting (Dog Pound Facilities), as prepared and amended by rewording the second sentence to read: "This is because the Board has been unsuccessful in working out reasonable arrangements with the Buddy Dog Humane Society for use of its new facility on Boston Post Road.

Retroactive Overtime Pay - Non-Union Town Employees - FY76-77

Executive Secretary Richard E. Thompson reported that on the subject of the non-union employees' wages for FY76-77, there was the question of whether any overtime should be made retroactive to July 1, 1976. Mr. Thompson stated that his reason for bringing up this matter was that it could be an issue with an impact on the factfinding sessions with the Fire union.

It was the consensus of the Board that overtime for non-union employees for FY76-77 would not be made retroactive.

1977 Annual Town Meeting - April 4 Special Town Meeting - Signing of the Warrants

It was on motion by Selectman Potell unanimously

VOTED: To sign the Warrants for the 1977 Annual Town Meeting and the April 4 Special Town Meeting.

1977-78 Auxiliary Police Budget Request - Recommendation for Increase to \$1500

The Executive Secretary reported that Selectman Potell had requested, at the Board's meeting of February 28, that the Board table, until tonight's meeting, his motion to request the Finance Committee to restore the Sudbury Police Auxiliary budget line item to \$1,500 as had originally been requested to allow receipt of an opinion from Town Counsel relative to authority and liability with respect to the Auxiliaries.

Mr. Thompson reported that on March 3, he had written Town Counsel requesting an opinion relative to 1) the general authority of the Auxiliary Police while on duty, and 2) the Town's liability resulting from any action an Auxiliary Police Officer might take while on patrol or during training, and on Selectman Potell's question whether, when Auxiliary Police are in training, a regular Police Officer must accompany or be in physical proximity to them.

Mr. Thompson reported that Town Counsel had researched the questions and could supply the answers, but that no written opinion was available at this time.

To the question of whether or not, when the Auxiliaries are in training, a regular Police Officer must accompany or be in physical proximity to them, Town Counsel Paul Kenny responded in the negative. Mr. Kenny reported that the training could be taken in any manner which the Chief of Police saw fit. Mr. Kenny stated, however, that under the civil rights law, there could be a question of improper training and the Chief could become liable.

Mr. Kenny stated that Massachusetts G.L. c.33 Appendix sets forth some specific requirements which would also apply to Auxiliaries, that the Town's liability in the case of the Auxiliaries would be the same as any other liability; that the Auxiliaries would not have any authority whatever unless a badge is displayed, and that they may make arrests for misdemeanors occurring in their presence or for a felony.

In response to Selectman Potell's further question, Mr. Kenny stated that, even without a civil defense emergency, the statute appears to allow that, if a regular or reserve police officer is not able to take care of some situations, the police chief can authorize the auxiliary police to function as regular police officers, at which time they would have the same powers and duties as regular police officers.

After further discussion, it was on motion unanimously

VOTED: To request the Finance Committee to reconsider its recommendation for the 1977-78 Auxiliary Police budget and increase it to the original requested amount of \$1,500.

Board of Health

Present: James Healy, Chairman, and William C. Cooper of the Board of Health

Dr. James Healy and Dr. William Cooper, the remaining members of the Board of

Health, met with the Board relative to filling the vacancy created by the resignation of William Cossart.

Executive Secretary Richard E. Thompson reported that, by letter dated February 8, the Chairman of the Board of Health had informed the Selectmen of the resignation of William Cossart, effective March 1, 1977, and that it was the wish of the members of that Board that the vacancy not be filled until the Annual Election.

Mr. Thompson reported that he had, by letter dated February 17, 1977, informed the Board of Health that, in accordance with the requirements of General Laws Chapter 41, Section 11, as amended, a meeting had been scheduled tonight for a joint session of the Board of Selectmen and the Board of Health for the purpose of discussing the filling of the vacancy.

On a motion by Selectman Powers, seconded by Dr. Healy, it was unanimously VOTED: To elect Richard E. Thompson as clerk of the joint meeting of the Board of Selectmen and the Sudbury Board of Health for the purpose of electing a third member to the Board of Health.

Chairman Toomey expressed the Board's agreement with the wish of the Board of Health that the vacancy be filled at the Annual Town Election, and after discussion, it was on motion by Dr. Healy unanimously

VOTED: That the Selectmen and the Board of Health take no action on the matter of filling the above-referenced vacancy and that it be filled by the voters at the polls at the Annual Town Election on March 28, 1977.

It was further unanimously

VOTED: To adjourn the joint meeting of the Selectmen and the Board of Health.

Article 5 - April 4 Special Town Meeting - Purchase Skating and Tennis Club

Executive Secretary Richard E. Thompson reported that the Town Clerk's office had received a communication dated March 1, 1977 from David F. Parish, Attorney for Justin Wyner in the matter of the Sudbury Skating and Tennis Club, enclosing revised copies of "Exhibit D", which he requested be appended to the Purchase and Sales Agreement accompanying the petition article to purchase the Sudbury Skating and Tennis Club (Article 5 of the Special Town Meeting) in substitution of the present "Exhibit D".

Mr. Thompson asked if the revised "Exhibit D" could be accepted without consulting the petitioners of the article.

Town Counsel Paul Kenny stated that, in his opinion, such a substitution would be improper at this time, but it could properly be done, if the Town wished, on the Town Meeting floor.

The Executive Secretary recommended that Town Counsel's office contact Mr. Parish, advising him that he will have the right to make any necessary corrections on the Town Meeting floor.

Chairman Toomey asked Town Counsel if the article was in the proper form to go before the Town Meeting.

Town Counsel stated that the article was proper, that the Purchase and Sales Agreement was merely an offer to which the Town could vote a counter offer.

Mr. Thompson stated that Town Counsel's office has been reviewing the agreement and would soon advise the Board of their concerns with the document.

Selectman Powers expressed his concern that the Board could get sufficient material to the voters so that they will be properly informed.

Chairman Toomey stated that the petitioners will come before the Board prior to Town Meeting with the estimate of operating costs and that the Board would bring out some of these questions at that time.

The Executive Secretary stated that he would recommend that this meeting be scheduled for March 21 and it was agreed that the Park and Recreation Commission should also be invited.

Town Counsel stated that he had spoken with the attorney for the owner of the Club this week and that they are anticipating closing on April 15. Mr. Kenny stated that he would assume that the title search on this property would be a very complicated piece of work and that his office does not intend to proceed with the title search unless so directed by the Selectmen.

Selectman Powers again expressed his concern with regard to the Board's duty relative to preparation on this article because of the amount of money involved.

The Executive Secretary reported that the Finance Committee was discussing this article tonight.

Damage to Revolutionary Cemetery - September 27, 1976 -- Settlement

After review of a report dated March 2, 1977 from Town Counsel Paul L. Kenny and the Executive Secretary's verbal report that the figures had been cleared through the Town Engineer and the Highway Surveyor, on the recommendation of the Town Counsel, it was on motion by Selectman Potell unanimously

VOTED: To accept settlement in the amount of \$5,000 in the matter of damages to the Revolutionary Cemetery caused by an automobile accident on September 27, 1976 and to sign a Release of All Claims Form dated March 7, 1977 in this regard.

Penn Central Railroad Crossing - Old Lancaster Road Walkway

After discussion, it was on motion by Selectman Powers unanimously

VOTED: To sign a Petition to Alter Crossing to the Middlesex County Commissioners for permission to alter the crossing of the Penn Central Railroad at Old Lancaster Road for walkway purposes.

Utility Petition #77-72

After review of a report dated February 23, 1977 from the Wiring Inspector, it was on motion by Selectman Powers unanimously

VOTED: To approve the petition of Boston Edison and New England Telephone and Telegraph by confirming the existence, upon property accepted by the Town as a public way, of joint utility poles at the following location:

OAKWOOD AVENUE, twelve (12) poles, as shown on a plan dated January 24, 1977, of Oakwood Avenue, drawn by C. B. Damrell.

Budget Offsets, 1977-78 Budget - Recommendations of Town Accountant

Executive Secretary Richard E. Thompson reported that the Board had held discussion last week on the subject of budget offsets--interest from the cemetery trust fund accounts being applied to the Highway budget--and that he was of the opinion that the Board would be interested in reviewing the recommended budget offsets by the Town Accountant for the 1977-78 budget.

The Executive Secretary stated that it was his recommendation that the Board rescind its vote of February 28 relative to use of the interest income from the cemeteries account and that the \$2,000 needed for operation and maintenance be taken from cemetery lot sales, as recommended by the Town Accountant.

Selectman Potell expressed his opinion that the cemetery lot sales fund not be touched until it is determined what percentage of lot sales will be applied to the cost of perpetual care.

After further discussion, it was on motion

VOTED: To apply \$2,000 from the New Town Cemetery Trust Fund Income Account to offset the cemetery portion of the Highway budget (Item 7 of the recommended budget offsets by the Town Accountant for 1977-78 budget) and to delete Cemetery Lot Sales under said Item 7 and substitute therefor New Town Cemetery Trust Fund Income Account.

(Chairman Toomey and Selectman Powers in favor; Selectman Potell opposed, suggesting that, in his opinion, if there is to be a change in customary budget offsets, the burden of explanation be put on the Highway Surveyor and the Town Accountant.)

After further review, it was on motion by Selectman Powers unanimously

VOTED: To approve the budget offsets recommended by the Town Accountant, as amended by the Board.

Landham Road - Reimbursement

Present: Peter Anderson, Susan Anderson, and Robert Wild, residents of Landham Road

Executive Secretary Richard E. Thompson reported that the Board had received copies of an explanatory report dated March 4, 1977 from the Town Accountant

relative to construction of Landham Road, which stated that, after his review of the status of the Chapter 90 account, which has been accumulating money for several years for the funding of construction of Landham Road and his review of all the contracts agreed to by the Highway Commissioners and the Commonwealth, it was his opinion that there is neither statutory provision nor sufficient funds in the Chapter 90 account to pay for the land damages associated with construction and that the land damage payments must be appropriated from available funds or raised by the Assessors, unless he is informed otherwise by the District Highway Engineer. The Town Accountant's report further stated that, if it is the opinion of the Highway Surveyor that the construction of Landham Road will be accomplished in 1977, the Town should appropriate and transfer \$66,203 from the available Highway Funds to the Chapter 90 account at the 1977 Annual Town Meeting.

Selectman Powers noted that the Highway Surveyor's current estimate of construction costs for Landham Road is \$315,000 and that the total of the contracts between the Highway Commission and the State amount to \$333,900. Selectman Powers asked whether the Highway Commission had had sufficient funds to pay for the contracts when signed.

After further discussion, the Board requested that additional information with regard to the estimated costs and the signed contracts be received.

Peter Anderson, 113 Landham Road, stated that he had had a conversation with Selectman Powers after a recent hearing with the Tree Warden on the matter of the reconstruction, and that it was his opinion that this hearing had been the first opportunity that any of the Landham Road residents had had to see the County layout, that they would like to receive information and an opportunity to come back to find out what is going on. Mr. Anderson stated that the impact of the design is the residents' major concern.

Robert Wild, 121 Landham Road, stated that, in his opinion, the design seems basically inefficient, and he asked if there was any way the abutters could talk to the engineer.

Mr. Thompson commented that approximately 1200 square feet of Mr. Anderson's land had been taken, for which land damages had been paid and that the County's plan had been available at that time.

Mr. Anderson stated that this was correct and that they had been assured at the County hearing that the reconstruction would require a minimum amount of tree cutting. Mr. Anderson stated that he had spoken on this matter with former Highway Commissioner Frederick Welch.

Selectman Potell commented that the time to have requested change had been before the plan had been finalized by the County.

Chairman Toomey stated that he had asked the Executive Secretary to schedule on the Board's March 21 agenda, at 8:00 p.m., the Highway Surveyor, the Town Engineer, and the Tree Warden for more discussion and detail on the subject.

Selectman Powers stated that in many cases, the State requires that an environmental impact statement be filed and that it should be determined whether or not such a statement should have been filed in this instance, which might be helpful.

At the request of Mr. Anderson, Chairman Toomey stated that the Board would also request that a representative of the County Engineering Office also attend the March 21 meeting.

Utility Petition #77-73 - Dakin Road

Executive Secretary Richard E. Thompson recommended that the matter of Boston Edison Co.'s Utility Petition #77-73 be tabled for one week, as they had overlooked that the petition should have been filed jointly with the New England Telephone and Telegraph Company.

Mr. Thompson reported that his office had notified abutters that the matter would be on the agenda for March 14.

It was on motion by Selectman Potell unanimously

VOTED: To continue the public hearing on Utility Petition #77-73 of Boston Edison Company for permission to install 116 feet of buried cable in Dakin Road to provide service to a development off Dakin Road until March 14, 1977.

Board of Appeals - Board of Appeals Associates -- Question of Appointing Additional Associate Members

Present: Eunice Secatore, Chairman, Ronald Adolph and Alphonse Briand of the Board of Appeals; Myron Fox, Robert Burd, and John Cheney, members of the Board of Appeals Associates

Executive Secretary Richard E. Thompson reported that the Board, at its meeting on February 7, had requested that he contact the Chairman of the Board of Appeals concerning additional pertinent information with regard to her request that additional associate members be appointed, that he had since met with the Chairman who had informed him that several members had permanent conflicts for Tuesday evenings, and that, subsequently, all members of the Board of Appeals and Associate Members had been requested to meet with the Board tonight in this regard.

Chairman Toomey asked the members of the Board of Appeals if they felt it vital to have new members before April 1, the usual time for the Selectmen to make annual appointments, and whether they had considered changing the meeting night.

Mr. Briand stated that, in his opinion, a change in meeting night would still create the same problem.

Mr. Adolph stated that the Board of Appeals has kept a duty roster for the past three years, as requested by the Selectmen, and that, in, his opinion, the Board must try to find alternates who can commit themselves to Tuesday night meetings. Mr. Adolph stated that all alternates are invited to attend the hearings, whether they sit or not, to learn procedures and that there would be no problem in receiving new members.

It was explained to Mr. Cheney, who had earlier requested that he not be reappointed to the Earth Removal Board, that a bylaw had been passed by the the Town Meeting several years ago which provided that Associate Members also serve on the Earth Removal Board.

Mr. Cheney stated that he had recently been contacted by the Chairman of the Earth Removal Board relative to that Board's annual report and that he had commented on his renewal of existing earth removal permits.

Selectman Powers suggested that inquiry be made of Town Counsel as to the renewal of the permits by a single member of the Board.

Associate Member Myron Fox suggested that the Board of Appeals and its Associate Board Members could discuss their attendance problems at their own meeting and report back to the Board in advance of the Selectmen's making new appointments.

The remaining members of the Board of Appeals and Associates were in agreement.

Chairman Toomey stated that the Board would make the reappointment of the Board of Appeals and its Associate Members a top priority immediately after the Town Meeting.

Second Joint Legislative Package

The Board received the second joint legislative package concerning State-mandated programs and school committee fiscal autonomy from the Massachusetts Municipal Associations Joint Legislative Office, for which the Selectmen's support was requested. The report also requested that local legislators be contacted in connection with their support of the bills.

Executive Secretary Richard E. Thompson recommended that the Board request Representatives Gannett and Counihan and Senator Atkins to vote in support of the legislation.

After discussion, it was on motion by Selectman Powers unanimously

VOTED: To support House Bill 3593, a bill proposing a legislative amendment to the Constitution limiting the authority of the legislature to enact laws imposing additional costs on cities and towns.

It was further

VOTED: To support Senate Bill 820, an act providing that cities and towns may by a four-fifths vote reduce the budget of a school committee.

It was further

VOTED: To support House Bill 3290, an act providing that cities and towns may by a four-fifths vote reduce an increase in the budget of a school committee.

It was further

VOTED: To support House Bill 3640, an act requiring fiscal notes on bills of substantial financial impact.

It was further

VOTED: To support House Bill 3403, an act establishing a procedure for the rescission of statutes previously accepted by cities and towns; and it was further

VOTED: To direct the Executive Secretary to so notify Sudbury's local legislators of the above actions of the Board.

The Executive Secretary was requested to complete and return the reaction sheet included with the package.

Continued Hearing--Application for a Package Goods Store License for the Sale of Wines and Malt Beverages--Joseph R. and Charles C. Calareso, Northern Farms Farmstand and Country Store, 15 Union Avenue

Present: Joseph R. and Charles C. Calareso, applicants

Executive Secretary Richard E. Thompson reported that the Board, at its meeting on February 23, had voted to continue the hearing on the application of Joseph R. Calareso and Charles C. Calareso for a retail package goods store license to sell wines and malt beverages at 15 Union Avenue until tonight's meeting to allow the applicants to receive the required probationary report.

Mr. Thompson reported that the report had been received in his office today and that it was favorable.

Mr. Thompson reported that he had consulted with the Building Inspector on the site plan and that the applicants had until May 10, 1977 to bring their plan into full compliance.

Chairman Toomey also commented that the site plan must be completed by May 10 to the satisfaction of the Building Inspector/Zoning Enforcement Agent and that, if a beer and wine license is to be granted by the Board tonight and the site plan was not in compliance by May 10, the Board would then be put in a position of having to revoke the license. Chairman Toomey stated that the applicants should consider the \$250 license fee if they were of the opinion that the site plan could not be in compliance by that date.

Mr. Joseph Calareso reported that he had been delayed in his renovations by the former owners of the building, who left in September rather than May of last year and that he had spent in excess of \$25,000 on the property to date. Mr. Calareso stated that he was doing a very good business, but that the profit was not enough to pay him a salary, as yet, or to do any extra work. Mr. Calareso stated that he was willing to take the money for the cost of preparing the driveway and parking area, which he estimated at \$3500, from his savings and that, in his opinion, he could operate profitably with the beer and wine license.

Mr. Charles Calareso asked, if they felt they could not meet the May 10 date, whether they could have an extension.

Chairman Toomey stated that it would probably be possible if the request was realistic, but he further stated that he could not be assured of being a member of the Board after the Annual Town Election and that he could not speak for a future Board.

Selectman Powers requested that, if the applicants felt that an extension would be needed, the Board be notified in advance.

Mr. Charles Calareso stated that they have every intention of complying with their site plan.

Selectman Potell expressed his intent to vote against the granting of the license, as, in his opinion, convenience and special need had not been demonstrated in this instance, as other similar licenses were in close proximity.

Selectman Powers commented that an all alcoholic beverages pouring license had recently been granted to Pizza Alla Pietra and that that establishment was located closer to existing license holders than that of the applicants. Selectman Powers further stated that, in his opinion, the clientele is different than the clientele of the other package stores by the nature of the other goods sold at the Farm Stand and that also to be considered was that this location was off Route 20.

Selectman Potell stated that his vote in opposition would also reflect the fact that he did not wish existing license holders to be hurt by the granting of a new license.

After further discussion, it was on motion by Selectman Powers

VOTED: To grant a Package Goods Store License for the Sale of Wines and Malt Beverages to Joseph R. and Charles C. Calareso, Northern Farms Farmstand and Country Store, 15 Union Avenue, subject to approval by the Alcoholic Beverages Control Commission and payment of fees as required.

(Chairman Toomey and Selectman Powers in favor; Selectman Potell opposed for the reasons stated above).

Chairman Toomey cautioned the applicants on the great need for their assurance that no beer or wine is purchased by anyone under the age of eighteen, and he commented that there had been several violations in this regard recently and that licenses had been temporarily suspended as a result.

The Executive Secretary reported that the Board would notify the applicants of the Alcoholic Beverages Control Commission approval and that he would anticipate such notice within a week or two.

WBZ-TV4 Day - Response to MBTA Withdrawal Public Service Message

Chairman Toomey commented on WBZ-TV4's "Sudbury Day" and the excellent scenes of the Town which were shown along with a public service message concerning Sudbury's efforts to get out of the MBTA.

Chairman Toomey stated that there had been thirty-two calls by Sudbury citizens in support of the Town's withdrawal from the MBTA.

The Executive Secretary reported that the Board had also received two post cards and three letters in this regard.

Selectmen's Meeting Rescheduled -- Special Meeting

It was on motion by Selectman Potell unanimously

VOTED: To schedule a special meeting of the Board for Tuesday, March 29, at 7:30 p.m. at the Loring Parsonage for the purpose of organization of the Board and a discussion of the Board's position on warrant articles for the upcoming Special and Annual Town Meeting;

and it was further unanimously

VOTED: To reschedule the Board's regular meeting from March 28, 1977 (Annual Town Election) to 7:30 p.m., March 30, 1977.

Appointment

It was on motion by Selectman Powers unanimously

VOTED: To appoint Bernard Murphy as a Special Constable, non-paid, for traffic duty only, at Raytheon Company, for a term to expire on April 30, 1977;

and it was further, on motion by Selectman Potell, unanimously

VOTED: To revoke the earlier appointment of Gerardo Vitti as a Special Constable, non-paid, for traffic duty only, at Raytheon Company whose term was to expire on April 30, 1977, due to his transfer to another facility.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the regular meeting and the Town Fathers Forum of February 28, 1977.

Sudbury's Fiscal Plight

On the subject of the printing of the pamphlet Sudbury's Fiscal Plight, Executive Secretary Richard E. Thompson gave the Board cost estimates for printing in amounts of 1,000 and 3,000, suggesting that, if 1,000 copies were printed, they could be distributed through the Town Hall and the public library.

Selectman Powers suggested that a Townwide mailing of the pamphlet be considered.

Also discussed was the Board's earlier request that a list be prepared of all positions, whether these positions were held by residents of Sudbury, and the salaries paid therefor for all employees of the Lincoln-Sudbury Regional High School, the Sudbury School system and the Town of Sudbury for release to the press on March 14, and their further request that a second list be prepared, including the above items plus the names of all employees, which would be made available upon request.

The Board discussed the possibility that the above list would be included in the Sudbury's Fiscal Plight pamphlet.

The Board agreed to delay its decision on the above matters until March 14.

Independent Delivery Services

The Executive Secretary reported that, as requested by the Board at its February 28 meeting, he had contacted Joan Irish in an effort to determine how many home owners who had made written requests to have the delivery of advertising material stopped, as provided by an article passed by the 1976 Annual Town Meeting, were still receiving the material.

Mr. Thompson reported that "Living West", one of the delivery services involved had just gone out of business and that 42 families had requested that service to stop delivery. Mr. Thompson reported that no record exists of those who have made written requests to the Independent Postal Delivery Services to stop further delivery of their advertising material.

Mr. Thompson reported that Mrs. Irish had sent a letter dated March 3, 1977 to the local press outlining how such deliveries could be stopped and asking that copies of each such request be sent to the Town Hall and that the Selectmen's office be notified if delivery continued so that appropriate legal action could be begun.

Town Ambulance Service

The Executive Secretary reported that the Town is ready to send in a purchase order for the ambulance in connection with the Town's ambulance service, that there is a waiting period of 60 days, and that the total cost estimate of the vehicle is \$24,000.

Executive Session

At 10:00 p.m., following a unanimous roll call vote, it was on motion by Selectman Potell further unanimously

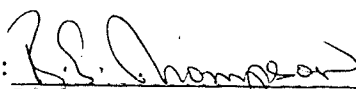
VOTED: To enter into executive session for discussion of strategy for collective bargaining where open discussion of the same may have a detrimental effect.

Chairman Toomey 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 10:25 p.m.

Attest:



Richard E. Thompson
Executive Secretary-Clerk