

IN BOARD OF SELECTMEN  
TUESDAY, MARCH 29, 1977

Present: Chairman John C. Powers, Ira M. Potell, and William F. Toomey

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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.

Organization of the Board

Chairman Toomey opened the meeting for the business of electing a Chairman and a Clerk of the Board and to set a time and a place for meetings.

Following the nomination of Selectman Powers by Selectman Potell and the seconding of the nomination by Chairman Toomey, it was on motion

VOTED: To elect John C. Powers Chairman of the Board for the ensuing year.

Selectman Powers assumed the chairmanship.

Following the nomination of Richard E. Thompson by Chairman Powers and the seconding of the nomination by Selectman Potell, it was on motion unanimously

VOTED: To elect Richard E. Thompson Clerk to the Board of Selectmen for the ensuing year.

Following discussion, it was on motion unanimously

VOTED: That the regular meetings of the Board of Selectmen continue to be held on Monday nights at 7:30 p.m. in the Lower Town Hall.

Special and Annual Town Meetings

Chairman Powers stated that he would like to discuss with the Board tonight, in preparation for the scheduled warrant review on March 30, the Board's position on Special and Annual Town Meeting Articles.

SPECIAL TOWN MEETING - Article 1, Personnel Bylaw, Classification and Salary Plan - Chairman Powers expressed his opinion that the Town had indicated at the March 28 election a massive conservative vote, and he stated that the Board's position on non-union people would continue at 6% for FY76-77 and would provide no increase for FY77-78, and, in particular, would oppose the Personnel Board's and the Finance Committee's recommendation for additional increases for the Town Accountant and the Town Engineer.

Executive Secretary Richard E. Thompson stated that a meeting to further discuss the recommendations of the Selectmen and those of the Personnel Board and the Finance Committee has been scheduled for 7 p.m., April 4, in advance of the Special Town Meeting.

Article 2, Budget Adjustment - The Executive Secretary stated that the Finance Committee, the Personnel Board, and the Selectmen agree on all figures in the article with the exception of those for the Town Accountant and the Town Engineer.

After discussion, it was on motion unanimously

VOTED: To amend Line Item 502-10, Town Engineer to \$1,212; and it was further

VOTED: To amend Line Item 521-11, Accountant Salary, to \$1,308.

Article 3, Landham Road Land Damages - It was on motion unanimously

VOTED: To support Article 3, Landham Road Land Damages.

Article 4, Dog Pound Facilities - After discussion, during which Chairman Powers expressed the Board's reluctance to request the funds necessary to implement the Town's Dog Control Bylaw, it was on motion by Selectman Potell unanimously

VOTED: To support a request for \$25,000 under Article 4, Dog Pound Facilities, for construction of the same on Town-owned land.

Article 5 - Purchase Sudbury Skating & Tennis Club/R.A.D.I.N. Property - It was on motion by Selectman Potell unanimously

VOTED: To take strong action to defeat Article 5, Purchase Sudbury Skating & Tennis Club/R.A.D.I.N. Property.

The Executive Secretary reported that the meeting with the representatives of the Club and the petitioners, which was scheduled for March 30, had been rescheduled for Friday, April 1, at 2 p.m.

Selectman Toomey stated that the Board had altered plans to be available for the March 30 meeting and that he would now ask that the staff attend rather than the Selectmen and report back to the Board.

Mr. Thompson stated that Town Counsel Paul Kenny, Town Accountant John Wilson, and he would attend.

Chairman Powers requested that the Executive Secretary obtain the names of all employees and those persons holding concessions at the Sudbury Skating & Tennis Club so that they could be identified at Town Meeting.

Chairman Powers requested that the Board discuss when the Selectmen's statement with regard to the fiscal state of the Town should be given.

After discussion, it was the Board's consensus that the statement be made at the Special Town Meeting.

Mr. Thompson stated that he would meet with the Moderator and Town Counsel some time this week to discuss substantive rulings and review matters which may arise at the Special and Annual Town Meetings.

ANNUAL TOWN MEETING - Article 1, Hear Reports - Request former Moderator Frank Sherman to make the motion under Article 1.

Article 2, Temporary Borrowing - It was on motion unanimously

VOTED: To support Article 2, Temporary Borrowing.

Article 3, Personnel Bylaw: Classification and Salary Plan - It was on motion unanimously

VOTED: To oppose the 6.15% increase set forth in Article 3, Personnel Bylaw: Classification and Salary Plan.

Article 4, Personnel Administration Plan - Executive Secretary reported that the Personnel Board had agreed to delete Section 8 of Article 4 concerning collective bargaining negotiations. It was on motion unanimously

VOTED: To support Article 4, Personnel Administration Plan.

Article 5, Budget - Account 110 Sudbury Schools - It was on motion unanimously

VOTED: That Chairman Powers would make a motion to reduce the Sudbury Schools' budget by the amount of Chapter 70 entitlement not reimbursed by the State.

Account 130 Lincoln-Sudbury Regional - It was on motion by Selectman Potell unanimously

VOTED: To inform the Lincoln-Sudbury Regional High School Committee that the Selectman, at the Annual Town Meeting, intend to move the elimination from the Lincoln-Sudbury Regional budget of the item called Contingency, on advice of Town Counsel and two written statements from the Director of Accounts.

Account 320-61, Auxiliary Police - It was on motion unanimously

VOTED: To increase Line Item 320-61, Auxiliary Police, from \$500 to \$1,500.

Account 320-51, Equipment Purchase - It was on motion unanimously

VOTED: To request an increase from \$19,000 to \$20,000 in line item 320-51, Equipment Purchase.

Account 350, Dog Officer - In response to a question from Finance Committeeman P. Felleman, the Executive Secretary reported that the Selectmen would not ask for additional money for Account 350, Dog Officer.

Account 400, Highway - It was on motion unanimously

VOTED: To table discussion on the Highway budget until March 30.

Account 500, General Government - Line Item 503-10, Law Retainer - It was on motion unanimously

VOTED: To increase Line Item 503-10, Law Retainer, from \$11,000 to \$16,000.

Account 501-51, Equipment Purchase - It was on motion unanimously

VOTED: To increase Line Item 501-51, Equipment Purchase, from \$600 to \$750.

Account 950, Unclassified - The Executive Secretary reported that the Town Accountant will make two amendments to reduce the figures in the Blue Cross/Shield and the Retirement Fund accounts by \$25,000 each.

It was on motion unanimously

VOTED: To support the Town Accountant's recommendation for a reduction in Line Item 950-11, Blue Cross/Shield, and Line Item 950-96, Retirement Fund of approximately \$25,000 each.

Account 521-51, Accounting Equipment Purchase -

It was on motion

VOTED: To support Line Item 521-51, Equipment Purchase, in the amount of \$13,240.

(Chairman Powers and Selectman Toomey in favor; Selectman Potell voted present.)

Articles 6, 7, 8, 9, 10, 11, 12, 13, and 14 - It was on motion unanimously

VOTED: To support the below-named articles:

- Article 6. Town Clerk Fees
- Article 7. Indemnify Municipal Officers
- Article 8. Landham Road Bridge to DPW
- Article 9. Hudson Road Walkway - RR Crossing
- Article 10. Old Lancaster Road Walkway -- RR Crossing
- Article 11. Town Seal
- Article 12. Abolish Power and Light Committee
- Article 13. Town Meetings, Article I
- Article 14. Unpaid Bills

Article 15, Fund Horse Pond Road School -  
It was on motion unanimously

VOTED: To oppose Article 15, Fund Horse Pond Road School.

Article 16, Use of Horse Pond Road School  
Building - It was on motion unanimously

VOTED: To defer the Board's position on Article 16, Use of Horse Pond Road School Building.

Article 17, Summer School - It was on motion unanimously

VOTED: To take no position on Article 17, Summer School.

Articles 18, 19, 20, 21 - It was on motion unanimously

VOTED: To support the below-named articles:

Article 18, Special Act - Special Police

Article 19, Penalty, Article IX, VI, D

Article 20, Enforcement, Article VI, 2

Article 21, Public Safety, Article V, 11 & 12

Article 22, Cemetery Rules and Regulations -  
It was on motion unanimously

VOTED: To support Article 22, Cemetery Rules and Regulations.

Chairman Powers reported that he would make a motion, as an individual, on the floor of Town Meeting to amend the proposed Cemetery Rules and Regulations.

Finance Committee members Philip Felleman and Alan Grathwohl expressed that Committee's opposition to Section XIII of the proposed Cemetery Rules and Regulations, with regard to the use of the particular words "rules and regulations", as in the Committee's opinion these specific words would give the Selectmen authority to establish future cemetery regulations rather than to have them adopted by a Town Meeting.

Chairman Powers pointed out that further wording in that section provided that any additional rules and regulations could not be inconsistent with law or the rules under consideration, and he further stated that any proposed new regulation would be immediately challengeable.

After further discussion, it was on motion unanimously

VOTED: To meet with the Finance Committee and Town Counsel, at a time to be arranged by the Executive Secretary for further discussion on Article 22.

Article 23, Temporary Repairs on Private Ways - It was on motion unanimously

VOTED: To support Article 23, Temporary Repairs on Private Ways.

Article 24, Area Dispatch Center - It was on motion by Selectman Toomey unanimously

VOTED: To defer further consideration of the Board's position on Article 24, Area Dispatch Center, until additional information is received.

Article 25, Study Clerical Positions - It was on motion unanimously

VOTED: To support Article 25, Study Clerical Positions.

Articles 26 and 27 - It was on motion unanimously

VOTED: To take no position on the following articles at this time:

Article 26, Establish Sudbury Housing Policy

Article 27, Single Accessory Dwelling Units, Article IX, III, A.

Article 28, Walkway Planning & Construction - It was on motion unanimously

VOTED: To oppose Article 28, Walkway Planning & Construction.

Articles 29, 30, and 31 - It was on motion unanimously

VOTED: To support the below-named articles:

Article 29, Street Acceptance - Bowen Circle

Article 30, Street Acceptance - Elsbeth Road

Article 31, Relocation/Reconstruction Portion Hudson Road.

Article 32, Public Works Employment Act - It was on motion unanimously

VOTED: To support Article 32, Public Works Employment Act Funds within the confines of the Finance Committee's limitations.

Articles 33 and 34 - It was on motion unanimously

VOTED: To support the below-named articles:

Article 33, Drainage Study

Article 34, Town Hall Sewerage System

Article 35, Town Hall Generator - It was  
on motion unanimously

VOTED: To reword the article to read: "To see...\$8,500, or any other sum,  
to replace the emergency generator...thereto."

Articles 36 and 37 - It was on motion  
unanimously

VOTED: To take no position on the below-named articles:

Article 36, Library Parking Lot & Driveway

Article 37, Haskell Land Development.

Article 38, Update Property Values - It was  
on motion unanimously

VOTED: To defer further consideration of the Board's position on Article 38,  
Update Property Values, until receipt of Assessor's subcommittee report.

Unauthorized Use of Telephones--March 28, 1977 Town Election

Chairman Toomey reported that it had come to his attention, during the  
March 28 Town Election, that certain irregularities had occurred at the polling  
place.

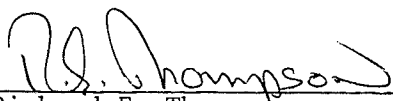
After discussion, it was on motion by Selectman Toomey unanimously

VOTED: To request the Sudbury School Committee to make a full investigation of  
charges that certain unauthorized use of telephones in the Peter Noyes School  
building had been made on behalf of candidates for Town Election for public  
office and to report back to the Board of Selectmen forthwith.

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

VOTED: To adjourn the meeting at 9:00 p.m.

Attest:

  
Richard E. Thompson  
Executive Secretary-Clerk