

IN BOARD OF SELECTMEN  
WEDNESDAY, MARCH 30, 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 John C. Powers.

Utility Petition #77-76 - Landham Road

In conformity with the requirements of Sections 21 and 22 of Chapter 166 of the General Laws, Chairman Powers convened a hearing on the below-named utility petition:

UP#77-76 - Petition of Boston Edison Company and New England Telephone and Telegraph Company for permission to erect or construct one hip guy and anchor along the following public way:

LANDHAM ROAD, easterly side, approximately 127 feet  
south of Eddy Street,--  
One (1) hip guy and anchor

Executive Secretary Richard E. Thompson stated that a report dated March 25, 1977, recommending approval, had been received from the Wiring Inspector and that a letter dated March 25, 1977, in opposition to the petition, had been received from Mrs. Felix P. Nichols, 10 Landham Road.

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

VOTED: To continue the hearing on Utility Petition #77-76 until two weeks after the conclusion of Town Meeting to allow the Wiring Inspector and the Executive Secretary to meet with Mrs. Nichols at the proposed site for the purpose of reaching a concensus.

"Sudbury's Fiscal Plight" - Publication and Funding

The Board, at its meeting on March 14, 1977, voted to approve an expenditure in the amount of \$1,000 for the publication and Townwide mailing of the Selectmen's pamphlet "Sudbury's Fiscal Plight". Selectman Potell stated, at that time, that, if additional funds were needed, the Board be requested for the same.

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

VOTED: To authorize the expenditure of an additional \$144.84 for the printing of "Sudbury's Fiscal Plight", from Account 501-81, Surveys & Studies.

"1977-82 Capital Improvement Plan"

Executive Secretary Richard E. Thompson advised the Board that the cost for printing the "1977-82 Capital Improvement Plan" will be \$525.

Proclamation--Sudbury Earth Week

It was on motion unanimously

VOTED: To sign a proclamation which designated April 25 to April 30, 1977 as Sudbury Earth Week and which urged all residents of the Town to join groups that will assemble at the Town Hall at 9:00 a.m. on Saturday, April 30, 1977 to participate in picking up litter from the Sudbury roadsides, from 9:00 a.m. to 2:00 p.m.

Chairman Powers stated that he would like to extend the Board's appreciation, in advance, to all groups and individuals working on this program, with special commendation to Mrs. Janet Silva, coordinator.

Application for Funding Under CETA Title VI Program

Present: John H. Wilson, Town Accountant

Executive Secretary Richard E. Thompson reported that the Board had been informed, at its March 14 meeting, that the CETA Marlborough Consortium had requested applications for special projects relating to unfilled cultural, educational, environmental, and social needs under the Title VI Program, for which money would be available. Mr. Thompson stated that the Board had received a copy of Sudbury's application, in the amount of \$156,334, for salaries for sixteen participants, equipment, and other related expenses, for a program to develop parks, conservation lands, and public ways.

Mr. Thompson asked for the Board's comments and support relative to the application.

After discussion, it was on motion by Selectman Toomey unanimously

VOTED: To file an application, prepared by the Executive Secretary and the Town Accountant to be submitted to the Marlboro CETA Consortium Offices for funding under CETA Title VI Program.

Sudbury Centre--National Register of Historic Places Funding--First Parish Church Application

Present: John E. Taft, representing The First Parish of Sudbury

Mr. John E. Taft, representing The First Parish of Sudbury, met with the Board to seek its support of the church's application dated March 31, 1977 in the total amount of \$33,400 in matching funds from the Massachusetts Historical Commission, under the National Park Service Historic Preservation Grants Program, for the purpose of installing a sprinkler system throughout the Church.

The Board had received a copy of a letter dated March 25, 1977 from the Sudbury Historic Districts Commission which expressed the Commission's enthusiastic support of the proposal.

After discussion, it was on motion by Selectman Toomey unanimously

VOTED: To support The First Parish of Sudbury's "Request for Grant-In-Aid '78" as described above.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of March 21, 1977.

Talent Search Committee

Executive Secretary Richard E. Thompson reported that the Board had received a request dated March 24, 1977 from William Harding, Chairman, and Patricia Harding, member, of the Talent Search Committee relative to 1) their lack of a budget for FY77-78, 2) resignation of William and Patricia Harding, and 3) possible dissolution of the Talent Search Committee.

Mr. Thompson expressed his opinion that the Finance Committee had probably not recommended funding for the Committee because money appropriated for their use in previous years had not been spent.

Finance Committee member Philip Felleman, attending the meeting as that Committee's liaison member, stated that the Talent Search Committee had not submitted a budget for FY77-78, and he further stated that he would put in a very strong plea to keep the Committee alive, as it is very useful.

Mr. Thompson stated that he would suggest that, rather than to establish a budget for this Committee at Town Meeting, their expenses for twice-yearly publication of their advertisement for talent be absorbed by other accounts.

After discussion, it was on motion unanimously

VOTED: To refer the matter to the Executive Secretary for discussion with the Talent Search Committee and his report back to the Board.

Chapter 70 Entitlement and Cherry Sheet Estimate

The Executive Secretary reported that, as earlier requested by the Board, a report dated March 30, 1977 had been received from the Town Accountant which stated that the difference between the amount Sudbury should have received under Chapter 70 reimbursement and the Cherry Sheet's estimate amounts to \$211,939.

Stow Board of Selectmen--Senators DeCarlo and McKenzie

The Executive Secretary reported that a communication dated March 25, 1977 had been received from the Stow Board of Selectmen, which requested the Sudbury Selectmen's support of Stow's recommendation to the Ethics Committee that Senators DeCarlo and McKenzie resign.

The Executive Secretary recommended to the Board that this was not a proper matter for ruling by a town board.

The Board was in agreement, and it was on motion unanimously

VOTED: To note receipt of the above-referenced letter and to take no further action on the matter.

Trailer Permit--37 Eddy Street

Present: Francis E. White, Building Inspector/Zoning Enforcement Agent

Executive Secretary Richard E. Thompson reported that the Board had received a communication dated March 30, 1977 from Mrs. Lorraine G. Dyer, requesting permission to park a house trailer on her property at 37 Eddy Street for a period of 90 days during reconstruction of her home which was badly damaged by fire on February 1, 1977.

Mr. Thompson recommended that a 90-day permit for the trailer be issued by the Board.

Building Inspector/Zoning Enforcement Agent Francis E. White stated that, in his opinion, Mrs. Dyer's home was so badly damaged that the reconstruction could not be completed within 90 days and that he would recommend that a permit, conditioned by a \$1,000 bond, be issued for a period of one year. Mr. White further suggested that the bond be reviewed by Town Counsel.

After discussion, it was on motion unanimously

VOTED: To issue to Mrs. Lorraine G. Dyer permission to park a house trailer on property located at 37 Eddy Street without a bond, with the understanding that, if the trailer is required at the end of the 90-days, a \$1,000 bond will be required on any further request and approval for an extension.

House Bills #2415, #3345, and #1269

The Executive Secretary reported that he had received a message from Representative Ann Gannett on the following House Bills:

H.2415 (Massachusetts Taxpayers' Association on the subject of schools' fiscal autonomy) had been adversely reported out of Committee and would be out on the floor next week.

H.3345 - Mrs. Gannett reported that she had voted in favor of H.3345 which would extend the ambulance law.

H.1269 (which would give appeal of any local earth removal bylaw to a State Transportation Authority) - Representative Gannett indicated that she would vote in opposition to this bill.

Sudbury Skating & Tennis Property - Unpaid Real Estate Taxes

The Executive Secretary reported that he had received a communication dated March 18, 1977 from the Tax Collector relative to the unpaid real estate taxes of Sudbury Skating & Tennis Club on Union Avenue and the fact that she had contacted an attorney with regard to preparing this property for tax taking.

Massachusetts Municipal Associations--State Budget Hearing Day--April 5

Executive Secretary Richard E. Thompson reported that budget hearings on the Governor's State Budget would be held before House Ways and Means Committee on April 5 in Gardner Auditorium. Mr. Thompson further reported that the Massachusetts Municipal Associations had, in a bulletin dated March 23, 1977, reported that a coalition of educational and municipal associations had joined forces to take a stand on the future funding of Chapter 766; their positions being:

1. A separate source of funding for Chapter 766 that does not divert Chapter 70 funds;
2. A supplementary budget from the State of \$29.4 million to pay for the amount between estimated costs for 766 in 1976 and the actual costs;
3. The restoration of \$28 million of State aid to maintain the State's commitment to general education into 1978 at a level nearly equal to that in 1977; and
4. More aggressive application procedures to gain federal reimbursements for non-educational portions of the program.

After discussion, it was on motion unanimously

VOTED: To send telegrams in support of the above stand to Representatives Gannett and Coughlin and Senator Atkins.

International Brotherhood of Police Officers, Local 315--Contract Signed

Present: Sergeant Peter Lembo

Sergeant Peter Lembo met with the Board for the purpose of signing the contract between the Town of Sudbury and International Brotherhood of Police Officers, Local 315, for the period July 1, 1976 through June 30, 1978.

In response to a question from Selectman Toomey, Town Counsel Paul Kenny expressed his opinion that the president of the Police union could be authorized to sign the contract on the union's behalf.

After further discussion, it was on motion unanimously

VOTED: To execute the contract between the Town of Sudbury and International Brotherhood of Police Officers, Local 315, for the period July 1, 1976 through June 30, 1978.

Annual Warrant Review--1977 Annual Town Meeting and April 4, 1977 Special Town Meeting

Present: Moderator J. Owen Todd, Town Clerk Betsey M. Powers and other Town Officials

Chairman Powers welcomed the Moderator, the Town Clerk, and other Town officials and he called the 1977 Annual Warrant Review to order. There followed a review of the warrants for the 1977 Annual Town Meeting and the April 4, 1977 Special Town Meeting.

Motions, presentations, and procedures for each article were discussed and agreed upon and articles were proposed for inclusion on the Consent Calendar.

The Warrant Review concluded at 10:00 p.m.

Article 5, Special Town Meeting--Purchase Sudbury Skating & Tennis Club/R.A.D.I.N. Property

Present: Frank McGourty, spokesman for the petitioners

Selectman Toomey had reported earlier, during the Warrant Review, that he, Town Counsel, the Town Accountant, and the Executive Secretary had met with representatives of the petitioners and the Sudbury Skating and Tennis Club this afternoon and that the only new information on the subject was the fact that the Sudbury Youth Hockey group will not be an active proponent of Article 5.

Selectman Toomey recommended that, once the article presentation is made, the Selectmen move Indefinite Postponement.

The Board was in agreement and the Finance Committee also expressed its agreement.

Later in the evening, Mr. Frank McGourty, spokesman for the petitioners, met with the Board, and he stated that it was his understanding that the Board had been made aware of the Sudbury Youth Hockey organization's position. Mr. McGourty further stated that he did not know who would move the article or make the presentation, and he expressed the possibility that there might be no motion made under the article.

Chairman Powers requested that Mr. McGourty advise the Moderator if the petitioners agree upon a spokesman to move the article.

Mr. McGourty was in agreement.

Mr. McGourty was advised of the Board's decision during the warrant review to move Indefinite Postponement of the article.

Selectman Toomey expressed the Board's appreciation to Mr. McGourty for his efforts in compiling information for the Board's review and discussion.

Special and Annual Town Meeting Articles-Relative to Increases for Non-Union and Individually-Rated Personnel

Present: Margaret Bonarrigo, Chairman, Alan Carpenter, and Daniel McLean of the Personnel Board; Robert Hotch, Chairman, Philip Felleman, Donald Bishop, Anne Donald, Carol McKinley and Linda Glass of the Finance Committee.

Members of the Personnel Board and the Finance Committee met with the Board for further discussion of their respective positions relative to increases for non-union and individually-rated personnel for FY76-77 and FY77-78.

Personnel Board Chairman Margaret Bonarrigo stated the Personnel Board's position that, if the Selectmen were willing to recommend a 6% increase for FY77-78, the Personnel Board would drop its recommendations for an additional .15% incentive increase for non-union employees and the additional increases of \$200 in FY76-77 and \$500 in FY77-78 for the Town Accountant and the Town Engineer.

Mrs. Bonarrigo stated that, although it was still the opinion of the Personnel Board that these recommendations were valid, they had voted to make the above-stated change if it would allow the presentation at Town Meeting to be unified.

Chairman Powers expressed his opinion that the recent Town Election results had shown the citizens' concern with regard to Town expenditures and that this concern would also be indicated by the voters at Town Meeting. Chairman Powers stated that he was still of the opinion that no request for increases should be made for FY77-78 and that, whereas the Selectmen had requested all Town departments to make sacrifices such as no new program, no new hire, and no increased budgets, unless the Selectmen were also willing to make sacrifices, their credibility would be lost.

Finance Committee member Philip Felleman expressed that Committee's disagreement with regard to the Selectmen's position for no merit increase for the Town Accountant and the Town Engineer.

In response to Selectman Potell's question, Mrs. Bonarrigo stated that the recommended increases were made because of the individuals rather than the positions.

Selectman Potell expressed his opinion that the Finance Committee and the Personnel Board were making a grave mistake as the Selectmen were in the process of determining what these positions were worth to the Town.

Mrs. Bonarrigo stated that she found it very difficult to justify giving no merit raises as it would indicate that the Town does not recognize good performance and does not try to keep its good people.

Selectman Potell stated that the position of Town Accountant did not even exist four years ago and that the salary of the Town Engineer had increased significantly during the last four years.

Chairman Powers expressed his opinion that the Personnel Board was assuming the role of the Selectmen with regard to these recommendations.

Selectman Potell stated that his position in favor of a straight 6% cost-of-living increase for FY77-78 still remains the same.

After further discussion, it was on motion by Selectman Potell

VOTED: That the Selectmen recommend a 6% increase in the FY77-78 budgets for the non-union and individually-rated Town employees.

(Selectmen Potell and Toomey in favor; Chairman Powers opposed)

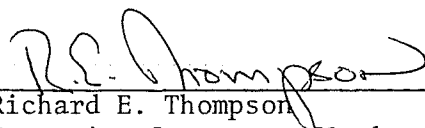
Finance Committee member Alan Grathwohl stated that he would support a motion made by the Selectmen at the Special Town Meeting to reduce Budget Line Items 502-10, Town Engineer's Salary and 521-11, Town Accountant's Salary, and that he would support a 6% increase for the non-union and individually-rated employees for FY77-78.

A unanimous straw vote by the Finance Committee members, present in this regard, followed, and Finance Committee Chairman Robert Hotch stated that the vote would be confirmed at their meeting later this week.

It was agreed that the joint meeting of these Boards scheduled for 7:00 p.m., April 4, 1977, in the Library of the Regional High School, would now be unnecessary.

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

VOTED: To adjourn the meeting at 10:30 p.m.

Attest:   
Richard E. Thompson  
Executive Secretary-Clerk