

IN BOARD OF SELECTMEN
MONDAY, JULY 10, 1978

Present: Chairman William F. Toomey, John E. Murray and Robert J. Hotch.

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.

Appointment

After an interview with the candidate, it was on motion unanimously

VOTED: To appoint H. Rebecca Ritchie to the Conservation Commission to fill the unexpired term of Kathleen M. Brown to expire April 30, 1981.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Regular Session of June 26, 1978, as corrected, and to approve the minutes of the Special Session of July 3, 1978, as drafted.

Quotations for Appraisals of Paintings and Furniture of Hosmer Estate and Transfer Requests

Executive Secretary Richard E. Thompson called the Board's attention to a communication dated July 6, 1978, from Town Counsel relative to four quotations for the appraisal of the furniture, household goods and miscellaneous artifacts of the Hosmer Estate received from Carl W. Stinson, Inc., Robert W. Skinner, Inc., The House That Jack Built, Inc. and Perry Associates and stated that a correction should be made in the letter, so that the second paragraph reads in part as follows: "but it is noted that Mr. Stinson has also quoted a maximum price."

Selectman Robert J. Hotch stated that it would be easier to understand the quotations if they were submitted uniformly from the various appraisers.

Mr. Thompson responded that these quotations are for professional services and, therefore, are submitted on an individualized basis.

Mr. Thompson recommended that the Board consider engaging the services of Carl W. Stinson because he showed a great deal of interest in doing the work by visiting the property and speaking to Town Counsel, and also because he expressed his willingness to tag each item for identification and cross-reference to the appraisal listing. His quotation included a maximum fee of \$650, based on an hourly on-premise rate of \$40 and an hourly office rate of \$8, for an estimated total of 12-14 hours.

Following further discussion it was on motion by Selectman John E. Murray unanimously

VOTED: To engage the professional services of Carl W. Stinson, Inc. for the appraisal of the furniture, household goods and miscellaneous artifacts contained

in the Hosmer House in accordance with a quotation from Mr. Stinson dated June 19, 1978 for a maximum fee of \$650, at the rate of \$40 per hour on the premises and \$8 per hour for clerical costs, for an estimated total of a maximum of 12-14 hours.

The Executive Secretary referred to a communication dated July 6, 1978, from Town Counsel stating that no one responded to his request of June 6th for a quotation for appraisal of the paintings located in the Hosmer House (letters were mailed to three art houses in Boston), but that previous to that date, the Executor of the Estate had solicited a quotation from the Vose Galleries of Boston dated May 10, 1978, in the amount of \$800 to appraise the whole collection of paintings..

It was the consensus of the Board to solicit quotations from three additional art houses for a comparison with the Vose Galleries.

Following further discussion it was on motion by Selectman John E. Murray unanimously

VOTED: To table approval of a request for Transfer from the Reserve Fund to Account 501-81 Surveys and Studies, in the amount of \$800 for appraisal of the Hosmer House paintings, until the Board receives at least two more quotations from art houses.

And it was further on motion unanimously

VOTED: To approve Request No. 0788 for a transfer from the Reserve Fund to Account 501-81 Surveys and Studies in the amount of \$1,293.31 as a balance of payment for photography of approximately 400 Hosmer Estate paintings by Victor L. Neumeier, Photographer, in accordance with the Board's vote of June 26, 1978.

And it was further on motion unanimously

VOTED: To approve Request No. 0788 for a transfer from the Reserve Fund to Account 501-81 Surveys and Studies in the amount of \$650, for the appraisal of the Hosmer House furniture, household goods and miscellaneous artifacts by Carl W. Stinson Inc. in accordance with the Board's vote on the same earlier this evening.

Request for Transfer

The Board considered a Request for Transfer (#0787) from the Reserve Fund in the amount of \$3,447.47 for Account 503-21, Law-General Expense, needed to pay Labor Relations Counsel Richard W. Murphy for labor relations legal services rendered from December 24, 1977, through June 30, 1978.

Executive Secretary Richard E. Thompson explained that the Fiscal Year 1976-77 appropriation for Account 503-21, Law-General Expense was \$10,000.00, and that a transfer from the Reserve Fund was necessary in the amount of \$3,608.21. In that year, it was estimated that \$2,400 would be needed for Labor Relations (counsel and arbitrator), but the total expended for that line item was \$9,674.27. (Other line items for that year were slightly lower than the appropriation.)

Mr. Thompson further explained that the appropriation for said account for Fiscal Year 1977-78 was \$11,000.00, and that a transfer from the Reserve Fund is being requested tonight in the amount of \$3,447.47 which is necessary to pay Labor Relations Counsel the balance due for his legal services. (December 24, 1977 -

June 30, 1978) It was estimated that \$4,000 would be needed for Labor Relations (counsel and arbitrator), but the total amounted to \$6,575.50 of which \$3,128.03 has already been paid.

Mr. Thompson stated that the Finance Committee has approved legal expenses for Fiscal Year 1978-79 for Account 503-21 in the amounts of \$6,000 - Litigation Fees and Expenses, and \$10,000 - Labor Relations (counsel and arbitrator), but explained that it will be possible to save substantial costs for Labor Relations during the current fiscal year because we recently settled two-year contracts with all bargaining units.

The Executive Secretary explained that two bills have been received from Labor Relations Counsel; one dated June 14, 1978, in the amount of \$3,510 less a partial payment of \$272.53 leaving a balance of \$3,237.47 for legal services rendered from December 24, 1977 through June 13, 1978, and the other dated July 5, 1978, which was just received, in the amount of \$210 for legal services rendered from June 14, 1978 through June 30, 1978.

Selectman Robert J. Hotch questioned why the bills were not treated as two different transfers, and why it was necessary to vote tonight on the bill submitted today in the amount of \$210.

The Executive Secretary responded that the Finance Committee meets once more before the end of Fiscal Year 1977-78, and that this is the last opportunity for the Board to submit transfers to them for payment in Fiscal Year 1977-78; otherwise it will be considered an unpaid bill. Town Counsel confirmed this information later in the evening, adding that this bill had to be submitted now as it was for services rendered during the current fiscal year, and that the Town Accountant can only pay for services during the year in which they were rendered.

Chairman William F. Toomey stated that the Finance Committee would probably require a more detailed explanation of the two bills submitted by Richard W. Murphy, Labor Relations Counsel.

Mr. Thompson stated that Mr. Murphy would be able to furnish the Board with any information required by them relative to a breakdown in the figures submitted on the two bills. Mr. Thompson further stated that approximately 85% of the bills is for negotiations and approximately 15% is for arbitration.

Chairman Toomey suggested that hours spent in negotiations with the various departments, such as Fire, Police and Highway, should have been listed accordingly.

Selectmen Murray and Hotch concurred and stressed the need for additional information.

Town Accountant John H. Wilson stated that he must close out his books by July 15th so that it would be difficult for the Finance Committee to take action on this transfer later than their meeting on Thursday, July 13th.

Town Counsel stated that, based on the labor relations negotiations this past year, it is his opinion, that the bills submitted by Labor Relations Counsel are reasonable.

The Executive Secretary stated that if the Board desires additional information regarding the breakdown on the bills submitted by Labor Relations Counsel, he will contact Mr. Murphy and request the information before Thursday so that the Board can

review the same before submitting the transfer request to the Finance Committee.

Selectman John E. Murray expressed his opinion that Mr. Murphy should be paid this year, but did agree that it would be beneficial to know how much of his time was spent with each of the various Town departments.

Following further discussion it was on motion by Selectman John E. Murray unanimously

VOTED: To approve Request No. 0787 for a transfer from the Reserve Fund to Account 503-21, Law-General Expense, in the amount of \$3,447.47, contingent upon the Executive Secretary receiving a breakdown from Richard W. Murphy, Labor Relations Counsel, relative to two bills dated June 14, 1978, and July 5, 1978, submitted by Attorney Murphy for legal services rendered from December 24, 1977, through June 30, 1978.

Transfer Requests

Present: Francis E. White, Building Inspector.

The Board considered a Request for Transfer (#0789) from the Reserve Fund in the amount of \$249.83, for Account 340-32 Town Hall Maintenance - Bldg., needed to pay the excessive utility bills.

Building Inspector Francis E. White stated the purpose for the three transfer requests before the Board tonight for Town buildings maintenance accounts is to pay the excessive utility bills.

Following a brief discussion it was on motion by Selectman Robert J. Hotch unanimously

VOTED: To approve Request No. 0789 for a transfer from the Reserve Fund to Account 340-32 Town Hall Maintenance - Bldg., in the amount of \$249.83 for the purpose set forth in the numbered transfer.

In addition, the Board considered the below-named Reserve Fund Transfer Requests, after which it was on motion by Selectman John E. Murray unanimously

VOTED: To approve Request No. 0792 for a transfer from the Reserve Fund to Account 320-71 Uniforms, in the amount of \$85 for the purpose set forth in the numbered transfer.

It was further on motion by Selectman Robert J. Hotch unanimously

VOTED: To approve Request No. 0790 for a transfer from the Reserve Fund to Account 340-33 Alan F. Flynn Maintenance - Bldg., in the amount of \$232.48 for the purpose set forth in the numbered transfer.

It was further on motion by Selectman John E. Murray unanimously

VOTED: To approve Request No. 0791 for a transfer from the Reserve Fund to Account 340-35 Police Station Maintenance - Bldg., in the amount of \$7.44 for the purpose set forth in the numbered transfer.

Fire Department Swing Man Report Review and Transfer Request

Present: Fire Chief Josiah F. Frost; Firefighters Peter Devoll and George Abrahamson; Donald D. Bishop, Finance Committee.

Executive Secretary Richard E. Thompson stated that at the Board of Selectmen's meeting on June 12, 1978, Fire Chief Josiah F. Frost had presented to the Board a report dated May 12, 1978, showing that the experimental "Swing Man" operation to cover absences in the Fire Department, which had been in effect for five months (with the approval of the Board of Selectmen and the Finance Committee), if retained, would reduce the spiraling costs of overtime in the Department; and in order to implement the hiring of these swing men (four firefighters/emergency medical technicians), the Fire Chief requested a transfer (#0785) of existing funds from the Fire Department Overtime Account (310-12) to the Fire Department Salaries Account (310-11) in the amount of \$50,565.

Mr. Thompson explained that in order for the Board, the Finance Committee, Labor Relations Counsel, Town Counsel and the Town Accountant to review and verify the figures submitted in the Chief's report, the issue was tabled until tonight.

The Board received the following communications: 1) a letter dated June 23, 1978, from Labor Relations Counsel indicating that the hiring of four swing men to cut down on overtime cost does not constitute a violation of the contract or a violation of the state law; and 2) a letter dated July 5, 1978, from John H. Wilson, Town Accountant, indicating that he has reviewed the Chief's report of May 12th, and enclosing his prepared calculations and summary of estimated costs for one year for the Fire Department to employ one man per group (four men) as a "Swing Man" in lieu of overtime, and concluding that there would be a savings to the Department of approximately \$7,500 over a one-year period of time, but that a Fire Department management scheduling policy should be established for the program implementation.

Mr. Thompson stated that the Town Accountant reviewed his calculations with the Fire Chief.

Fire Chief Josiah F. Frost explained that scheduling is a difficult management problem, and that depending on variations in the firefighters' time off for vacations, sick leave, school, etc., the amount of savings to the Department will vary from one Fiscal Year to the next. Chief Frost stated that there would be more savings each year, as firefighters earn more vacation time (weeks) which normally would require "overtime" coverage. Chief Frost stressed that the savings after Fiscal Year 1978-79 would be approximately \$10,000; and at the same time, the Town would have better protection with the additional firefighters available during emergencies.

In answer to Chairman Toomey, Chief Frost said that the swing men would have the same benefits as any permanent full-time firefighter regarding sick days, holidays with pay, vacation, pensions, etc., but that they would not be considered "standard strength", so that if they are off duty, they are not filled in for.

Chairman Toomey also questioned hiring four additional firefighters or so-called "Swing Men" by transferring funds in order to do so, rather than by Town Meeting vote.

Chief Frost stated that the Town has been aware of escalating costs of operating the Fire Department for several years and that because of their awareness, appropriated the necessary money for the Fire Department Overtime Account; therefore, it would be in the best interest of the Town to transfer these funds from the Fire Department Overtime Account to the Fire Department Salary Account if it will save money by doing so. Selectman Hotch concurred.

Chief Frost responded to Selectman John E. Murray's comment, and agreed that some of the permanent full-time firefighters may be interested in the position of "Swing Man", and would be considered for the same if they desired.

In answer to Firefighter Peter Devoll, the Chief stated that these swing men would be hired as permanent firefighters, and their salaries will be included in the Fire Department budget presented at next year's Annual Town Meeting, therefore reducing the overtime budget.

The Executive Secretary recommended that if the Board does decide to proceed with the Chief's recommendation, that the matter be reviewed by them at the end of a six-month period, which is a timely basis in view of submitting new budgets. Mr. Thompson continued, agreeing with Firefighter George Abrahamson, that the Board has been in agreement to enter into this type of arrangement for the purpose of cutting overtime, and stated that determining this would be the purpose of the six-month review.

Donald Bishop of the Finance Committee asked what options are available to the Selectmen six months from now, if needed.

Mr. Thompson stated that there are other means, such as: contractural fire service, regional fire service, etc., and that Sudbury cannot continue to operate at the present pace of escalating overtime costs.

In answer to a general question, Mr. Thompson explained that this problem of overtime is not peculiar to Sudbury, and that a survey of some other towns a couple of years ago showed Sudbury's overtime was below the median, although comparison is difficult because each town operates differently.

In responding to Chairman Toomey, the Chief stated the following reasons for the Fire Department overtime: 1) contractural negotiations; 2) vacations; 3) school days; 4) holiday time (which increases each year); and 5) additional fire services, such as the ambulance and any increase in the number of fire calls (which means calling back men because there are only six men on duty at a time). The Chief continued to say that when he took over the Department in 1975, the overtime budget had \$65,000 in it, and he had to go to the Finance Committee for an additional \$23,000 before the end of that year. The Chief said that it has escalated to the point where it is now \$150,000.

In answer to Chairman Toomey, Chief Frost stated that the prospective firefighters have had their exams (last fall), and that the final oral interviews will be conducted by the Executive Secretary and himself.

Following further discussion it was on motion by Selectman Robert J. Hotch unanimously

VOTED: To approve Request No. 0785 for a transfer from Account 310-12, Fire Department Overtime, to Account 310-11, Fire Department Salaries, in the amount of \$50,565, in order that the Fire Department may hire four firefighters/emergency medical technicians to be assigned as swing men, one man to a group, to cover vacancies, overtime caused by vacation time off, sick leave, holiday time off in lieu of holiday pay, injury leave, National Guard and school time, as well as other regular firefighter/emergency medical technician duties, in accordance with a communication dated May 12, 1978, from Fire Chief Josiah F. Frost.

Landham Road Reconstruction - Town Engineer's Report

Present: Harold R. Cutler and other residents of Landham Road area.

Executive Secretary Richard E. Thompson stated that at the Board's meeting on June 12, 1978, the Town Engineer, James V. Merloni, offered three options available to the Town with respect to the preparation of a new construction plan for Landham Road in accordance with the most recent vote of the June 7, 1978, Special Town Meeting.

Mr. Thompson further stated that a communication dated June 22, 1978, from C. F. Mistretta, District 4 Highway Engineer, Massachusetts Department of Public Works, responding to the Town Engineer's letter of June 15, 1978, stated their willingness to furnish to the Town of Sudbury the existing tracings and cross-sections for the Landham Road project.

The Board reviewed the Town Engineer's most recent communication, dated July 5, 1978, recommending that Option III of his June 12th report be followed and listing three additional considerations as follows:

- "1) That the Landham Road Advisory Committee be re-established in order that I might continue to work with them to insure that the final plans are in accordance with their recommendations and to avoid any last minute problems.
- 2) That a Horticulturist or a Certified Arborist be engaged to evaluate the existing trees located within the right-of-way to provide the Town with recommendations for future plantings to supplement those trees and shrubs that were removed.
- 3) To authorize the Town Engineer to expend funds under Article 1 as voted at the Special Town Meeting of June 7, 1978, for the purpose of preparing construction plans for Landham Road at a paved width of twenty-four (24) feet."

The following amendments to the above considerations were recommended by the Executive Secretary:

- 1) That former Landham Road Advisory Committee Chairman Harold R. Cutler be available to review Landham Road plans and designs as they progress, rather than activate the whole Landham Road Advisory Committee. Mr. Cutler has stated his willingness to do so.
- 2) That Gordon P. DeWolf, Jr., of the Permanent Landscape Committee be consulted first in accordance with Recommendation #2, rather than hire an

outside consultant. Mr. DeWolf has previously indicated that he is willing to work with the Town Engineer.

- 3) To authorize the Town Engineer, in conjunction with the Highway Surveyor, to expend funds under Article 1 of the June 7, 1978 Special Town Meeting.

In response to some general concerns regarding liability and the engineer's stamp on the final plans, the Executive Secretary stated that there is approximately three months' work which can be started now by the Town's Engineering Department before the decision must be made as to who will sign and stamp the final plans, and that Mr. Merloni stresses in his report of July 5th that the reconstruction of Landham Road can be completed by the spring of 1979, if some preliminary work is begun now.

Following discussion it was on motion unanimously

VOTED: To accept the following recommendations from the Town Engineer, James V. Merloni, relative to the reconstruction of Landham Road, in accordance with the June 7, 1978 Special Town Meeting vote:

- 1) To adopt Option III of his report dated June 12, 1978;
- 2) To accept the three recommendations listed in his communication dated July 5, 1978, as amended by the Executive Secretary as follows:
 - a. Recommendation #1 - that Harold R. Cutler, former Chairman, Landham Road Advisory Committee, be available to review Landham Road plans and designs as they progress.
 - b. Recommendation #2 - that Gordon P. DeWolf, Jr., of the Permanent Landscape Committee, be contacted to evaluate the existing trees located within the right-of-way to provide the Town with recommendations for future plantings to supplement those trees and shrubs that are removed.
 - c. Recommendation #3 - that the Town Engineer, in conjunction with the Highway Surveyor, be authorized to expend funds under Article 1 of the June 7, 1978 Special Town Meeting.

1:00 A.M. Trial Period Closing Time for Restaurant/Club Alcoholic Beverage License Holders

Present: Gerald Brogna, Sudbury House; Bill Wong, Pacific Gate; Francis Strachan, 99 Restaurant; Peter Hubert, General Manager, 99 Restaurants; and other interested persons.

Executive Secretary Richard E. Thompson stated that the trial period of 1:00 A.M. closing time for restaurant/club alcoholic beverage license holders on Friday and Saturday nights was extended at the Board's last meeting of June 26th, from June 30, 1978, to tonight, July 10, 1978, in order to discuss the possibility of extending the same for another year with a full Board present. (Selectman John E. Murray was not present at the Board's meeting on June 26th.)

The Executive Secretary stated that all holders of alcoholic beverages licenses were notified of tonight's meeting.

Mr. Thompson further stated that there has been no written input from the present license holders; however, in the past all license holders were in concurrence with the 1:00 A.M. closing time with the exception of the 117 House, who objected, and the Wayside Inn, who stated that they neither objected nor agreed with the one hour extension.

The Board reviewed a letter dated July 5, 1978, from Carole and Shepard Goldstein, 2 Washington Drive, requesting the Board not to grant to Town restaurants an extension of the midnight drinking curfew. The Goldsteins expressed their opinion that because the 99 Restaurant is just 150 feet from their neighborhood, residents are subjected to noise, disturbances due to music, loud rowdy voices, horns and screeching tires, as well as hazardous traffic situations at the access to Route 20.

Mr. Thompson stated that the rules and regulations of the Alcoholic Beverages Control Commission regulates late Saturday evening hours, but that the Board has exercised an option for the past 2½ years allowing Sudbury's restaurant/club alcoholic beverages license holders to be open until 1:00 A.M. (the maximum is 2:00 A.M.), provided that food is served and that the kitchens remain open, on Friday and Saturday nights.

Mr. Thompson further stated that at the Board's last meeting, they reviewed a communication dated June 16, 1978, from Police Chief Nicholas Lombardi, restating his original objections to the 1:00 A.M. closing time.

Francis Strachan, 99 Restaurant, stated that everyone has a right to their own opinion, but he feels that the 99 Restaurant offers a service to the Town of Sudbury by remaining open later at night.

Mr. Strachan further stated that the 99 Restaurant has a good clientele, that they are mostly Sudbury residents, and that there is rarely a disturbance. Mr. Strachan further stated that if the restaurant had to be closed at midnight, the last drink orders would have to be taken at 11:30 P.M., and most people stay out later than that. By extending closing time by one hour, last call would be around 12:30, and this is a more reasonable time, he said, for people who are out on the weekend, especially since there are places in neighboring towns open until 2:00 A.M.

Bill Wong, Pacific Gate Restaurant, stated that he has been in Town for six years, and that due to inflation, his food costs are 100% higher; his insurance has increased from \$1,500 when the restaurant opened to \$3,000 at present; and that his rent has increased from \$700 to approximately \$1,020 - 45% higher.

Mr. Wong further stated that he cannot increase his prices due to competition in neighboring towns and the risk of losing customers; therefore, he would like to be able to remain open until 1:00 A.M. on Friday and Saturday nights, since the additional business on those weekend nights is very helpful to his business.

Mr. Wong stated that most people who drink in his restaurant eat at the same time, and there are no drinking problems.

Peter Hubert, General Manager of the 99 Restaurants, stated that the management of 99 takes a lot of pride in running their business; that it is trying to do things the way the Town wants things done; and that they feel that they are professionals in what they do. He stated that they have the right not to serve people who have already had too much to drink; that they have the right to turn away those people whose appearance or behavior is not suitable; and that they take a great deal of pride, and spend a great deal of money, in the appearance of their establishment on Route 20.

Gerald Brogna, Sudbury House, stated that it was more difficult clearing out the restaurant by 12:00 than it is now that the closing time is 1:00 A.M.

Selectman Robert J. Hotch stated that due to the vandalism and other objections mentioned in the Police Chief's letter, and the disturbances mentioned in the letter received from a Sudbury resident, it is his opinion that restaurant/club alcoholic beverages license holders should not be allowed to remain open after twelve o'clock.

99 Restaurants General Manager, Peter Hubert, referred to a recently published newspaper article detailing the vandalism and disturbances of 18-20 year olds and concluded that although young adults may be responsible, the 99 Restaurant clientele is not creating the Town's vandalism and disturbances. Mr. Strachan concurred.

Following further discussion it was on motion by Selectman John E. Murray

VOTED: To extend the trial period of the 1:00 A.M. closing time for restaurant/club alcoholic beverages license holders provided that food is served and the kitchens remain open on Friday and Saturday nights from July 10, 1978, to June 30, 1979.

(Selectmen Toomey and Murray in favor; Selectman Hotch opposed.)

Stephen Bankuti, Steve's Auto Body-Voluntary Towing Service

Present: Stephen Bankuti, Steve's Auto Body.

Executive Secretary Richard E. Thompson read a communication dated July 3, 1978, from Stephen Bankuti, Steve's Auto Body, offering his voluntary services to tow, free of charge, any unwanted vehicles of residents who cannot afford to do so at their own expense.

In response to the question of liability to the Town, Town Counsel stated that if Mr. Bankuti was performing this duty for an individual, rather than for the Town, the Town would not be liable.

Town Counsel further suggested, when responding to a person interested in having a vehicle towed, it should be stated that the Town does not perform this duty but that there are several auto body shops in Town which do, and that Steve's Auto Body will do it free of charge in the case of a hardship.

Following further discussion it was on motion unanimously

VOTED: To accept and acknowledge receipt of a letter dated July 3, 1978, from Stephen Bankuti, Steve's Auto Body, offering his services to tow, free of charge, any unwanted vehicles of residents who cannot afford to do so at their own expense, and to notify the press of the same.

Accounting Machine Contract 1977-82 - Burroughs Corporation

Present: John H. Wilson, Town Accountant.

Executive Secretary Richard E. Thompson stated that at the Board's last meeting on June 26, 1978, the issue of executing the Accounting Machine Contract for 1977-82 and related agreement with Burroughs Corporation, as prepared and recommended by the Town Accountant and Town Counsel, was tabled in order to have Selectman Hotch's question answered relative to a "performance bond", and so that Town Counsel could be present.

The Town Accountant and Town Counsel discussed and expressed their agreement that the Performance Bond relating to Burroughs hardware and software was not necessary nor need be part of this type of contract, but at a later date it may be necessary to obtain Performance Bonds once real estate and tax billing is put on line.

Following discussion it was on motion by Selectman John E. Murray unanimously

VOTED: To sign and execute Accounting Machine Contract for 1977-82 and related agreement with Burroughs Corporation, as prepared and recommended by the Town Accountant and Town Counsel.

CETA Advisory Manpower Planning Board and Update on CETA Parks, Conservation and Public Ways Project

Present: John H. Wilson, Town Accountant.

The Board received a communication dated June 14, 1978, from John H. Wilson, Town Accountant, relative to the CETA Advisory Manpower Planning Board.

Mr. John H. Wilson, Town Accountant, informed the Board that Mayor Ferrecchia of Marlboro, after deliberating over the membership of the Marlboro Consortium CETA Advisory Manpower Planning (AMPB), dissolved the Board that had been in effect for four years and subsequently appointed a "new" board consisting of some former members and some new members. He stated that he had been reappointed for a two-year term on the AMPB and asked by the Mayor of Marlboro to serve as Chairman. Mr. Wilson further stated that he felt that it was important for local government to have representation on this Board which recommends to the Mayor programs involving the dispersion of millions of dollars annually.

The Town Accountant said that final approval has been received for a continuation of the Town's Parks, Conservation and Public Ways Project, which will be in effect until September 30, 1978, and which will allocate additional funding in the amount of \$59,000.

The Selectmen concurred that the CETA program has worked very well in Town, and congratulated Mr. Wilson for his reappointment and new chairmanship of the CETA Advisory Manpower Planning Board.

Diesel Fuel Storage License - Douglas R. Lewis, Jr., 9 Old County Road

On June 26, 1978, the Board voted as follows:

"To grant an extension of the diesel fuel storage license issued to Douglas R. Lewis, Jr., for property at 9 Old County Road, from the expiration date of June 1, 1978, through July 26, 1978;"

And further

"To continue discussion of the above matter on July 10, 1978, at which time the full Board would be present."

Following a brief discussion it was on motion unanimously

VOTED: To amend the Board's vote of May 31, 1977, relative to the diesel fuel storage license issued to Douglas R. Lewis, Jr., for property at 9 Old County Road, in accordance with Town Counsel's letter of May 19, 1978, amending the third condition of said vote to read as follows: "said license is subject to the statutory annual filing requirement of a Certificate of Registration with the Town Clerk".

It was noted that approval of compliance of the business owned and operated by Mr. Lewis to the site plan dated July 10, 1972, has been acknowledged by report dated June 15, 1978, from the Building Inspector/Zoning Enforcement Agent.

Sand Hill Site - Wayland/Sudbury Septage Disposal Facility

The Board amended its vote of June 26, 1978, authorizing the use of a portion of the Sand Hill site for a Wayland/Sudbury Septage Disposal Facility approved by both towns subject to renewal on or before July 1, 1979, to read as follows:

VOTED: To accept the Sanitary Landfill Agent's annual report dated June 19, 1978, and to authorize the Sanitary Landfill Agent/Highway Surveyor to use the Sand Hill Site situated on the northerly side of the Boston Post Road for operation of a sanitary landfill, as a source of gravel for road construction and sand for road sanding, and for brush and stump disposal, subject to Board of Health approval in accordance with the plan entitled "Sanitary Landfill Plan, Grading of Sudbury Engineering Department, amended February 2,-March 15, 1978, with the notation thereon, by the Highway Surveyor, of landfill operations over the past year and location of cell dumping area for the current year; and further, to authorize the use of a portion of the southeast quadrant of the Sanitary Landfill for a Wayland/Sudbury Septage Disposal Facility. This authorization shall be subject to renewal on or before July 1, 1979.

Selectmen's Policies and Procedures - Affirmative Action Policy

Following a brief discussion it was on motion unanimously

VOTED: To accept and add a new section to the Town of Sudbury Selectmen's Policies and Procedures - Section S entitled "Affirmative Action Policy" - prepared and presented by the Executive Secretary.

Chairman William F. Toomey requested that each department head and Chairmen of all Boards and Commissions receive a copy of said Section S.

Metropolitan Area Planning Council - Technical Assistance Program - Septic System
Inspection and Maintenance

The Board reviewed a communication dated June 26, 1978 from Carla B. Johnston, Executive Director of the Metropolitan Area Planning Council (MAPC) relative to a request for a letter from the Board of Selectmen and/or the Board of Health stating their intent to work with the MAPC to develop and implement a septic tank inspection and maintenance program for the Town in support of the MAPC application to the United States Environmental Protection Agency (EPA) for 208 Water Quality plan implementation funding to provide technical assistance for such a project, described in their letter and accompanying EPA funding application.

Executive Secretary Richard E. Thompson recommended that the Board of Selectmen concur and respond in the same manner as the Board of Health in their letter of July 7, 1978 to the MAPC.

Mr. Thompson stated that the 208 implementation of funds, as the letter states, will be for the purpose of providing technical staff assistance to communities, particularly Weston, who has expressed a strong interest in the plan. Mr. Thompson further stated that by showing cooperation with the MAPC, Sudbury would be helping Weston.

In answer to a question from Chairman Toomey, the Executive Secretary said that the MAPC is asking for a response before July 12 and in answer to Selectman Hotch's question Mr. Thompson stated that the proposed budget for the grant application totals \$17,000.

Following further discussion it was on motion by Selectman John E. Murray unanimously

VOTED: To authorize the Executive Secretary to indicate to the Metropolitan Area Planning Council the Town's intent, in concurrence with the Sudbury Board of Health letter dated July 7, 1978, to work with the Metropolitan Area Planning Council (MAPC) to develop and implement a septic tank inspection and maintenance program in support of the MAPC application to the United States Environmental Protection Agency (EPA) for 208 implementation funding to provide technical assistance for such project, as described in the MAPC letter dated June 26, 1978, and accompanying draft EPA Funding Application.

Liaison Assignments for the Board of Selectmen and the Executive Secretary

The Board of Selectmen approved liaison assignments for the Board and the Executive Secretary, a copy of which will be forwarded to each Town board, department and committee.

YWCA Project for Battered Women

Following a brief discussion it was on motion unanimously

VOTED: To authorize the Executive Secretary, on behalf of the Board of Selectmen, to endorse the West Suburban Branch of the Boston YWCA Project for Battered Women, Women Against Violence, in accordance with a communication dated June 12, 1978, and its stated purposes and goals.

Resignation

The Board received a letter dated June 22, 1978, from Albert St. Germain, who tendered his resignation from the Planning Board, effective July 1, 1978; and a letter dated June 27, 1978, from Kathleen M. Brown, who tendered her resignation from the Conservation Commission, effective immediately.

The Board acknowledged the resignation of Albert St. Germain and accepted the resignation of Kathleen M. Brown with deep regret and directed the Executive Secretary to acknowledge Mr. St. Germain's letter and Mrs. Brown's letter and to express the Board's appreciation for their service on the Planning Board and the Conservation Commission, respectively.

Middlesex Conservation District - Certificate of Merit

The Board acknowledged receipt of a communication from Middlesex Conservation District, dated June 30, 1978, to the Conservation Commission awarding a Certificate of Merit for accomplishments in the field of conservation and commendation for the same, and distributed copies of the same to the press.

Consideration of Remaining Appointments by the Board

It was on motion unanimously

VOTED: To table consideration of the remaining appointments by the Board for a future Board of Selectmen meeting.

Pending Telephone Case

Present: Estelle Simon, petitioner

In response to Estelle Simon's question regarding the proposed Selectmen's action on the pending telephone case, it was agreed to schedule the item on a future agenda.

Boston Edison Property - - Dog Facility Site Proposal

Executive Secretary Richard E. Thompson reported that he spoke to Boston Edison Company and was informed by them that their building on the Boston Post Road is now in the process of being demolished and that the Selectmen's Office will be notified within one week concerning the use of the land, as requested by the Town of Sudbury, for a dog facility.

Sudbury Housing Authority

Executive Secretary Richard E. Thompson reported that the Sudbury Housing Authority loan application of 15 units of congregate housing for the physically handicapped has been approved by HUD for approximately \$570,000 and that details in writing will be forwarded in the near future from the Housing Authority.

There being no further business to come before the Board, the meeting was adjourned at 10:30 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk