

IN BOARD OF SELECTMEN
WEDNESDAY, SEPTEMBER 27, 1978

Present: Selectmen 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 Acting Chairman John E. Murray.

Interviews - Personnel Board

Present: John R. Williams and Pasquale T. Piscitelli, candidates.

Executive Secretary Richard E. Thompson stated that the Board of Selectmen, along with the Personnel Board, had previously interviewed four candidates interested in serving on the Personnel Board, and that, in addition to the two additional candidates present tonight, the Board will interview the final candidate on October 4, the next regularly scheduled Board meeting.

Following an interview of the candidates, John R. Williams and Pasquale T. Piscitelli, the Selectmen thanked them for attending tonight's meeting, and concurred that, following the final interview, two appointments would be made to fill the vacancies on the Personnel Board.

Easements

In concurrence with a communication dated September 7, 1978, from Robert A. Noyes, Highway Surveyor, enclosing copies of drainage and walkway easements requesting the signatures of the Selectmen for the purpose of having the easements recorded at the Registry of Deeds in Cambridge, it was on motion unanimously

VOTED: To sign and accept on behalf of the Town of Sudbury, the following drainage and walkway easements:

- a. Morse Road Walkway Easement from Arlene M. Snyder, dated June 1, 1978.
- b. Morse Road Walkway Easement from Joseph F. Cheatham, dated May 15, 1978.
- c. Concord Road/Union Avenue Drainage Easement from Sally C. Jones, dated May 9, 1978.
- d. Ronald Road Drainage Easement from Gerald N. and Margaret Cleary, dated August 10, 1978.
- e. Morse Road Drainage Easement from Louis T. and Anna C. Hargett, dated May 9, 1978.

Jurors

Present: Betsey M. Powers, Town Clerk.

The Board drew the name of John B. Flanagan, Jr., 18 Jarman Road, to serve as juror at Lowell Court commencing November 6, 1978, and the names of Arthur K. Lewis, Jr., 25 Howell Road, and Mary Ellen French, 20 Bent Brook Road, to serve as jurors at Cambridge Court commencing November 6, 1978.

Minutes

It was on motion by Selectman Robert J. Hotch unanimously

VOTED: To approve the minutes of the regular session of September 18, 1978, as drafted.

Rescheduling Meetings

Following a brief discussion, on the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To reschedule the Board of Selectmen's meeting on October 2, 1978, to October 4, 1978, due to the Rosh Hashanah holiday;

and it was further

VOTED: To reschedule the Board of Selectmen's meeting on October 9, 1978, to October 11, 1978, due to the Columbus Day holiday.

The Executive Secretary stated that, due to the rehearsals of the Sudbury Players in the Town Hall on those two nights, the Selectmen's meetings might be held in the Finance Committee's room, if accessible, in the White Building.

Selectman Robert J. Hotch suggested that, at some future meetings, the Board address the possibility of rotating their scheduled meetings to make them more accessible to residents in other areas of Town.

Proclamation

It was on motion unanimously

VOTED: To sign a proclamation declaring the week of October 15-21, 1978, and the month of October 1978 as United Way Week and United Way Month in the Town of Sudbury.

Executive Secretary Richard E. Thompson stated that last year Sudbury received a plaque for being among the towns with the highest percentage increase in collected donations.

Civilian Dispatcher

The Board received a communication dated September 20, 1978, from the Chief of Police relative to creating a temporary position of civilian dispatcher.

The Executive Secretary, Richard E. Thompson, recommended that the Board concur with the request of the Police Chief due to the fact that the Police Department is currently understaffed because of the injury to Sergeant Sullivan and the absence of Officer Cannon for the twelve-week mandatory schooling program. Mr. Thompson said that the Police Chief has sent a copy of his communication to the Personnel Board.

Selectman John E. Murray was concerned that a person filling this temporary position of a civilian dispatcher might not realize that it is, in fact, a "temporary" position.

Mr. Thompson stated that the person filling this position would be made aware of the fact that it is a temporary position and would be required to sign a copy of the

communication notifying him of the same, releasing any rights relating to continued employment, said copy to be returned to the Board of Selectmen's office.

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

VOTED: To approve the creation of a temporary position of civilian dispatcher in the Police Department in accordance with a request from the Chief of Police in his communication of September 20, 1978, subject to Personnel Board approval under Article XI, 8 (10) of the Sudbury Bylaws.

Human Relations Advisory Committee of the Regional School

The Board concurred to attend the Human Relations Advisory Committee of the Lincoln-Sudbury Regional High School meeting on September 28, 1978, in accordance with the request of Oscar W. Harrell, Chairman, in his communication dated September 15, 1978.

Dog Complaint Hearing, September 18, 1978 - DiPalma/Darcy

At the Board's last meeting on September 18, 1978, a hearing was held relative to the complaint of Jane M. DiPalma, 23 Brooks Road, dated August 24, 1978, against the dog, Heidi, owned by Francis J. Darcy, 64 Ames Road, at which time it was the decision of the Board that the dog, Heidi, be restrained in compliance with the Town's Dog Control Law between the hours of 7 a.m. to 8 p.m.; and in addition, the Assistant Dog Officer was requested to visit the Darcy residence in order to observe the dog, Heidi, and report to the Selectmen as to whether or not any further action should be taken to permanently restrain the dog.

Executive Secretary Richard E. Thompson stated that a communication dated September 25, 1978, was received from the Assistant Dog Officer which stated that the dog, Heidi, in her opinion, was friendly and very relaxed, but that she did not have an opportunity to observe the dog's reaction with another female dog, which seemed to be the reason for the complaint.

Following a brief discussion it was on motion unanimously

VOTED: That the dog, Heidi, owned by Francis J. Darcy, should continue to be restrained, in accordance with the Town's Dog Control Law between the hours of 7 a.m. to 8 p.m., and that if a further complaint is received, the dog will be subject to another hearing to determine if the dog should be permanently restrained.

Announcement

Selectman John E. Murray reported that Selectman William F. Toomey had been taken by ambulance to the hospital today, that his condition is serious, and that any inquiries should be made through the Selectmen's office so as not to disturb his family.

Town Fathers Forum - 123rd Session

At 8:00 p.m. Selectman John E. Murray convened the 123rd Session of the Town Fathers Forum, a summary of which is attached and is a part of these minutes.

Goodnow Library Trust Fund

Present: George D. Max, Chairman, Goodnow Library Trustees.

Executive Secretary Richard E. Thompson stated that the Selectmen are in receipt of a request from the Chairman of the Goodnow Library Trustees dated August 31, 1978, for the Selectmen to approve, as co-trustees of Town donations under the provisions of Chapter 180 of the Acts of 1911, the allocation of \$3,000 from the Goodnow Trust Fund Income Account to be expended during the period September, 1978, to August, 1980, by the Goodnow Library Trustees for continuing their programs for Museum Memberships, Restoration of Ancient Documents-New England History and Genealogy, Binding and "Sudbury Landmarks 2".

Mr. Thompson further stated that a communication dated September 19, 1978, from Thomas M. French, Assistant Town Counsel, has been received responding to the comments made in the communication from the Goodnow Library Trustees (dated August 31, 1978).

The Executive Secretary said that another communication dated September 27, 1978, had been received by Town Counsel's office late today from the Chairman of the Goodnow Library Trustees, requesting an opinion on three questions related to the comments in the Library Trustees' letter of August 31.

Mr. Thompson reviewed by saying that when the Board addressed this subject two years ago, there was a substantial amount of money in the income account, and it was mutually agreed by the Library Trustees and the Board of Selectmen to transfer the income for the purpose of increasing the principal sum, leaving a small amount in the income account to be used in accordance with recommendations/requests for library purposes made by the Library Trustees.

Responding to the questions raised in the communication dated September 27, 1978, from the Chairman of the Goodnow Library Trustees, Town Counsel Paul L. Kenny stated that, based on Chapter 180 of the Acts of 1911, the Goodnow Library Trust Fund can be increased by any donation to the Town restricted to Goodnow Library use, either by receipt of a new gift/Trust or by transfer from a town's general trust; that is, a trust with no specific purpose.

Mr. Kenny continued by stating, in answer to question 2 of the September 27 communication, the designated Trustees of Town Donations, being the Selectmen and the Town Treasurer, can transfer income account funds to the Goodnow Library Trust Fund for the purposes of increasing the principal sum, as has previously been done.

In answer to the third question of the September 27 letter, Mr. Kenny replied in the affirmative - - that all or any portion of the Goodnow Library Trust Fund can be appropriated for Library use. Mr. Kenny stated, however, that before completing his response to the second part of this question, he would like to review the Acts of 1911, Chapter 180.

Selectman John E. Murray stated that Town Counsel should respond in writing to the communication dated September 27, 1978, from George D. Max, Chairman of the Goodnow Library Trustees; and further suggested that the Board take under advisement the communication dated August 31, 1978, from Mr. Max.

Selectman Robert J. Hotch asked why the Library Trustees are requesting the

allocation of funds from the Income Account for library use rather than using the regular budget process for this purpose.

Mr. Max stated that there are some special library projects which the Trustees would like to be able to carry through without requesting the support of the Townspeople through Annual Town Meeting and without the risk of rejection by the Finance Committee.

Following further discussion, the Board agreed to continue discussion of this matter on October 4th, the Board's next scheduled meeting, in order to review previous minutes of the Board relative to their past votes regarding Library Trust Funds and expenditures; and to review Town Counsel's response to the communication dated September 27, 1978 from the Chairman of the Goodnow Library Trustees; and further, to review the requests for expenditures from the Library Trust Fund income account in the communication dated August 31, 1978 from said Chairman.

Joint Meeting - Patrol of Various Areas in Town

Present: Police Chief Nicholas Lombardi; Lt. Edward Murphy, Police Auxiliary; Arthur A. Walker and Oscar W. Harrell, Park and Recreation Commission; Lynne H. Remington, Conservation Commission.

Executive Secretary Richard E. Thompson stated that this joint meeting with the Police Chief, Police Auxiliary, the Conservation Commission and the Park and Recreation Commission regarding the patrol of various areas in Town was not precipitated by the recent publicity associated with the closing of Brimstone Lane during restricted hours.

Lt. Murphy stated that one of the problems in patrolling Conservation areas is that most vehicles cannot penetrate these areas.

Lynne H. Remington, Chairman of the Conservation Commission, said that in her opinion, most of the disturbances associated with conservation lands take place in the parking lots.

Selectman John E. Murray suggested a concerted effort by everyone to re-evaluate the subject if most of the vandalism occurs during specific hours as an aid to the Police Department and auxiliary force in their patrolling efforts.

Arthur A. Walker of the Park and Recreation Commission stated that the town-wide vandalism is of great concern to the Commission and that people need to be educated to the degree of this wide-spread problem. Oscar Harrell suggested that a committee might be initiated, perhaps with representation from the Board of Selectmen, to further discuss the problem in an effort to determine a future course of action.

Selectman Murray stated that the Board recently addressed the proposition that juveniles be employed by the Town as punishment to repair damages resulting from the vandalism, and that this might be one direction in which to proceed.

Police Chief Nicholas Lombardi stated that parent cooperation is most necessary in accomplishing results.

Mr. Thompson stated that he believed the Juvenile/Safety Officer is in favor of instituting a local juvenile offenders' work program. Chief Lombardi concurred and Selectman Murray stated that this program would be a matter of discussion again on the Selectmen's agenda in the immediate future.

Oscar W. Harrell of the Park and Recreation Commission stated his interest in meeting with interested parents/townspeople and working to restore a sense of pride in Town among townspeople.

Mr. Thompson said that this discussion should possible be continued again in the near future and expressed his opinion that open discussions with the various Town commissions and departments are essential in dealing with and cooperating with the Police Department regarding vandalism and the patrolling of various Town properties.

Selectman Murray expressed his appreciation, on behalf of the Board of Selectmen, to the Police Chief, Police Auxiliary, the Conservation Commission and the Park and Recreation Commission for attending tonight's joint meeting.

Remaining Appointments

Following consideration and on the recommendation of Eileen M. Todd in a communication dated September 22, 1978, it was on motion unanimously

VOTED: To make the following appointment:

Ralph A. Cuomo, 41 Moran Circle, to the Talent Search Committee for a term to expire April 30, 1981.

The remaining appointments were tabled until the Board's next meeting on October 4, 1978.

The Board agreed to distribute application forms to the townspeople at any and all public meetings, such as the next Annual Town Meeting, in anticipation of increasing the talent search list.

Selectman Robert J. Hotch suggested that he might have opportunities to distribute application forms while attending various Town committee meetings, and that in the future he would bring application forms with him.

Personnel Administration Plan

Executive Secretary Richard E. Thompson submitted a draft of an article to amend the Personnel Administration Plan, as prepared by him, for the Board's review and presented a brief explanation of the same, following which the Board agreed to meet with the Personnel Board at the Selectmen's meeting on October 23, 1978, for a final review of the Clerical Study and the implementation of a salary plan, a review of non-union personnel salaries, including individual department heads, and a review in order to finalize the Personnel Administration Plan.

Rehabilitation Program

Executive Secretary Richard E. Thompson informed the Board that available funds through the Rehabilitation Program have been exhausted and that once he has

obtained the final figures and necessary data, he will submit it to the Board for review. Mr. Thompson also informed the Board that some previously approved applicants will have to be denied funding.

#7 & 8 Village Green, Hudson Road

The Executive Secretary reported to the Board that Town Counsel has been in contact with the Attorney for the Coolidge Bank & Trust Co., as requested by the Board as a result of the Historical Districts Commission's concerns, brought before the Board at their meeting on September 18, 1978, relative to several items requiring compliance to the site plan for #7 & 8 Village Green, Hudson Road.

Five-Member Board of Selectmen

Executive Secretary Richard E. Thompson reported that he received a telephone call from former Town Counsel, David Turner, who stated that he was contacted by the League of Women Voters relative to comment from him on the subject of a 5-member Board of Selectmen since he was Town Counsel at the time when this subject was initially discussed at a former Annual Town Meeting.

Student Exchange Committee Welcome Dinner

The Executive Secretary reported that the Board received an invitation to attend the Student Exchange Committee's Welcome Dinner to be held at 6:30 p.m. at the Pierce House in Lincoln on October 5, 1978. The Executive Secretary was requested to respond that one member of the Board would attend.

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