

IN BOARD OF SELECTMEN
MONDAY, AUGUST 20, 1979

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

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:00 p.m. by Chairman Murray.

Site Plan #79-209, Raytheon Company, 33 Boston Post Road

Present: Francis E. White, Building Inspector; Edward E. Kreitsek, Raytheon Plant Manager.

In accordance with Article IX, Section V, Paragraph A of the Sudbury Bylaws, the Board considered site plan application #79-209 of Raytheon Company for property located at 33 Boston Post Road (Sudbury/Wayland line) for the temporary placement of two equipment trailers.

Executive Secretary Richard E. Thompson reported that all appropriate abutters and Town officials had been notified and that recommendations have been received as follows:

- Building Inspector - recommendation for approval dated July 27, 1979;
- Planning Board - unanimous recommendation for approval dated August 10, 1979;
- Board of Health - recommendation for approval dated August 17, 1979;
- Conservation Commission - indication that it has no concerns, dated August 8, 1979;
- Sign Review Board - letter dated August 3, 1979, stating that if any sign alterations are contemplated, Sign Review Board approval will be needed;
- Town Engineer - letter dated August 7, 1979, recommending approval subject to resubmission if the type of use changes in the future.

The Building Inspector displayed a copy of the site plan.

Mr. Edward Kreitsek, Raytheon Company representative, explained that the approval of the site plan by both Sudbury and Wayland would enable the building space freed by the placement of the two trailers to be used more appropriately as a working warehouse. In response to a question from the Board, Mr. Kreitsek stated that the trailers would be temporary through 1980.

Following discussion it was on motion by Chairman Murray unanimously

VOTED: To approve site plan application #79-209 of Raytheon Company for property located at 33 Boston Post Road, as shown on a plan entitled "Plan of Land in Wayland & Sudbury, Mass.", dated May 10, 1979, by Dana F. Perkins & Assoc., Inc., as submitted, with the addition of a signature block.

Site Plan #79-205, J. R. Sousa & Sons, Inc., 475-477 Boston Post Road

Present: Building Inspector Francis E. White.

Executive Secretary Richard E. Thompson apprised the Board that on June 4, 1979 it had voted to approve site plan application #79-205 of J. R. Sousa & Sons, Inc.,

for property located at 475-477 Boston Post Road, with the conditions that an as-built plan with proper documentation would be presented for the signatures of the Selectmen and that the Certificate of Occupancy would be held until such time as the as-built plan is signed,

Mr. Thompson noted that the Town Engineer had reviewed the plan and reported under date of July 26, 1979 that the Conservation Commission and the Board of Health revisions have been shown as requested and that he would recommend approval.

Building Inspector Francis E. White displayed the as-built plan for the Board's consideration.

Reference was made by Mr. Cossart to the Cease and Desist notification dated July 31, 1979 to J. R. Sousa & Sons, Inc. from C. F. Mistretta, District Highway Engineer, a copy of which was received by the Selectmen's Office, regarding the construction and use of three driveways onto Rt. 20 without DPW approval. He noted that it was the Board's understanding on June 4 that application had been made to the State by Sousa for the curb-cuts and that approval, if not already granted, was imminent.

Mr. White explained that because the property ownership is registered in one name, only two curb-cuts are allowed by the State and informed the Board that State DPW engineers had been present on the property approximately two weeks ago, but that he was unaware of the outcome.

Selectman Cossart suggested that in light of the present situation relative to curb-cut approval and the site plan approval process, although the Selectmen have no jurisdiction over the former, it should be a consideration in the approval of a site plan by the Selectmen and that it should be stated as such in the procedures developed for such approval.

In response to Selectman Hotch's question, Mr. Thompson stated, with Town Counsel's concurrence, that the Town would not incur any liability for the unauthorized use of the driveways and that the owner (State) can barricade the driveways to prevent their use while the case is pending before the DPW.

After discussion, it was on motion by Selectmen Cossart unanimously

VOTED: Not to sign the J.R. Sousa & Sons, Inc. as-built plan relative to site plan application #79-205 for property located at 475-477 Boston Post Road until such time as the curb-cut approval has been obtained from the State, a copy of which is to be supplied for the Selectmen's file, and the plan itself bears the stamp of the registered professional engineer.

Juvenile Work Program

Executive Secretary Richard E. Thompson stated that at its meeting on July 9, 1979 the Board had requested that Town Counsel draft a proposal for a Juvenile Work Program, incorporating the recommendations of the Police Chief and Juvenile Officer for the Selectmen's approval, to be forwarded from the Selectmen to the

Administrative Judge of the Framingham District Court. He noted that a proposal had been drafted by Town Counsel for the Selectmen's approval, but since a meeting with the Justices was being requested to discuss the feasibility of instituting the program outlined in the proposal, it was addressed directly to the Clerk of the Court, Mr. Colonna. Mr. Thompson suggested that it be sent together with a letter of endorsement from the Selectmen.

Questions were directed to Town Counsel relative to the proposed composition of the review board. Attorney Kenny responded that the proposal was worded in general terms, i.e., a Selectman could serve on the review board, but would not have to. He expressed his opinion that the Juvenile Officer, specifically, should not serve on the review board because of his official Police Department role.

Attorney Kenny replied, in response to Selectman Hotch's query, that, in his view, the one individual appointed and assigned by the Selectmen to oversee the program should be someone in a position familiar with the worksite and Town departments and that this would be a situation similar to supervision of the CETA program.

Attorney Kenny indicated that he was hopeful of arranging a mid-September meeting with the Justices.

It was on motion unanimously

VOTED: To approve the proposal dated August 20, 1979, prepared by Town Counsel Paul L. Kenny, for a Town of Sudbury Juvenile Work Program, and to direct Town Counsel to forward the same to the District Court for the Court's approval.

Parkinson Land

Executive Secretary Richard E. Thompson stated that the Board had agreed in Executive Session at its meeting on August 6, 1979 to take action at its next meeting to place the so-called Parkinson Land, Tax Possession Parcel #167, under the management and control of the Conservation Commission. In response to Selectman Cossart, he stated that this would not be a permanent transfer as had been requested by the Conservation Commission, but an assignment for management purposes only, which could be withdrawn at any time.

After discussion it was on motion by Chairman Murray unanimously

VOTED: To assign the management of the so-called Parkinson Land, Tax Possession Parcel #167, Lots 2 & 2A, approximately 12 acres off Hudson Road, formerly owned by Florence H. Parkinson, to the Conservation Commission.

In accordance with established policy, a land management report is requested to be submitted annually by December 1 to the Board of Selectmen by the Conservation Commission.

Tax Anticipation Notes

It was on motion by Selectman Cossart

VOTED: To confirm the action of the Board on August 13, 1979 of signing Tax Anticipation Notes in the amount of \$1,000,000 dated August 20, 1979, and due December 10, 1979, as follows:

Bay Bank Newton Waltham Trust Co.	4.41%	500M
New England Merchants National Bank	4.49%	200M
Old Colony Bank & Trust Co.	4.59%	100M
Shawmut Community Bank, N.A.	4.78%	200M

(Selectmen Murray and Cossart voting in favor; Selectman Hotch voting present.)

Board of Appeals - Resignation and Appointments

The Selectmen accepted with regret David D. Horn's letter of resignation, dated August 16, 1979, from the Board of Appeals and requested the Executive Secretary to express their thanks for his service on the Board of Appeals.

Upon recommendation of the Board of Appeals in a letter dated August 14, 1979, it was on motion unanimously

VOTED: To appoint David G. Berry, 50 Blacksmith Drive, to the Board of Appeals for a term to expire April 30, 1984, to fill the unexpired term of David D. Horn.

It is understood that this appointment automatically terminates Mr. Berry's membership as a Board of Appeals Associate and Earth Removal Board member.

It was further upon recommendation of the Board of Appeals unanimously

VOTED: To appoint Harold Jacobi, III, 49 New Bridge Road, as an Associate Member of the Board of Appeals for a term to expire April 30, 1980 and to the Earth Removal Board for a concurrent term, to fill the position formerly held by David D. Horn.

Executive Secretary Richard E. Thompson noted that there are two Board of Appeals Associate and Earth Removal Board positions remaining to be filled. The Board directed Mr. Thompson to obtain a recommendation from the Board of Appeals on the same to be discussed at its next meeting.

Proposal to Establish Route 117 as a Scenic Route

Present: Samuel Davis, Maynard representative; Chairman John C. Cutting, Olga P. Reed, William R. Firth, Planning Board; Chairman Judith A. Cope, Joan C. Irish, H. Rebecca Ritchie, N. Teresa Lukas, Conservation Commission.

Mr. Samuel Davis introduced himself as a Research Analyst for the Maynard Board of Selectmen and described the proposal initiated by the Town of Maynard Selectmen to have Route 117 declared a Scenic Route under Chapter 450 of the Acts of 1956. After noting the differences between the Scenic Route proposal and the Scenic Road Law under Chapter 67 of the Acts of 1973, he stated that the Scenic Route proposal was designed to maintain the flow of traffic on this route by promoting it to the public which might drive less because of the fuel shortages and/or cost. He pointed out that Maynard's business community has an economic interest in this project since at the present time approximately 60% of Maynard's consumers use this route. He stated that such a designation might, in fact, enhance

opportunities for obtaining Federal and State funds; it will not on the other hand, restrict changes, such as widening, or maintenance or place restraints on individual land owners. The Department of Public Works (DPW), he continued, would have the option to provide roadside rest areas and to make landscape improvements, but, in his opinion, since the Act is not budgeted, such improvements would have to be financed through the DPW's own budget and were not likely to be funded.

Since the route extends through ten towns from Waltham to Leominster, he stated, Maynard was seeking the collaboration of the other nine towns to bring this petition before the General Court. To questions posed by Planning Board Chairman John Cutting, Mr. Davis answered that he had received favorable comments from all except one of the communities which he had visited, including an "off-the-Cuff" acceptance by Lincoln and a verbal affirmative reply from Lancaster, Weston, which has a large volume of commuter traffic and associated problems, did not even wish to maintain its traffic flow, but Mr. Davis stated his intent to solicit its cooperation at another meeting.

Mr. Cutting stated that he did not see what benefits will accrue to Sudbury by such a designation, particularly if rest areas which would require maintenance were constructed within the Town borders.

Mr. Davis responded that a maintenance agreement could be worked out between the DPW and the Town.

In answer to Selectman Hotch's queries, Mr. Davis replied that a study of another Scenic Route, Route 113 - Dracut and Haverill area - showed no increase in traffic.

Mr. Hotch, referring to letters to the Sudbury Board of Selectmen from Robert A. Mercier, Administrative Assitant to the Maynard Board of Selectmen, asked if the route would be included on a State tourist map. Mr. Davis replied that it would require an act of the legislature, which he did not consider likely, to fund a reprinting for the route to be included on such a map. However, they agreed, that it would not preclude the route so designated from being included in informational material published by private organizations such as the AAA.

Mr. Davis stated that the route would be marked as a tourist route by signs. The existing signs, he explained in answer to Selectman Cossart, could be simply replaced by the DPW with signs saying that it was a Scenic Route.

The Board agreed with Mr. Cossart who stated that, in his opinion, the designation would be of questionable value and hard to justify, and agreed to take the proposal under advisement. The Board requested the Planning Board and the Conservation Commission to make recommendations for its consideration and thanked Mr. Davis for attending.

Planning Board - Transportation Study

Present: Planning Board Chairman John C. Cutting and members Olga Reed and William Firth.

Executive Secretary Richard E. Thompson stated that this meeting results from the Board's May 14, 1979 meeting with Mr. Clifford Hughes, Sudbury's MBTA Designee, at which time Mr. Hughes recommended that the Town's transportation

needs be studied. It was suggested at that time that the agency to make this review, in conjunction with Mr. Hughes, might be the Long Range Capital Expenditures Committee (LRCEC) which was contacted accordingly. The LRCEC in turn suggested that the study be more appropriately referred to the Planning Board since it would fall within their charter and that when specific programs have been developed the LRCEC could become involved.

Mr. Thompson reported that in June of 1974 a public hearing was held under G.L. Ch. 41 s. 81F at which time it was voted to approve the alteration of the Town's Official Map (Art. 26, 74ATM) to add transportation corridors and the Board in doing so emphasized that these railroad rights-of-way are important assets.

Chairman Murray mentioned that since the B&M would like eventually to abandon its Sudbury line, the Town, in his opinion, should get on with its own plan.

Planning Board member, William Firth, stated that it would seem prudent to contact other towns relative to any study they may have done or may be doing at present, particularly the Town of Wayland.

Mr. Thompson volunteered to get such information and noted that Wayland was, in fact, doing a study at the present time.

In answer to Planning Board member Olga Reed's question regarding knowledge of Metropolitan Area Planning Council's (MAPC) plans for transportation studies, Mr. Thompson stated that they were only concerning themselves, as it pertains to Sudbury, with the Route 20 area, to his knowledge. The Board stated its awareness that the State DPW has given high priority to widening Route 20 in the Nobscot/Raymond Road area.

Planning Board Chairman John Cutting asked the Selectmen if they had reached any consensus regarding action toward Sudbury's MBTA assessment and lack of service.

Selectman Cossart stated that his main concern was equity.

Chairman Murray stated that, in his opinion, as the energy crunch brings a new awareness in people, some kind of service will be expected; he noted that some time in the future there may be a possibility of the MBTA using the B&M for service.

Mr. Cutting stated that although the Planning Board's primary emphasis at this time is on the subjects of land use and housing alternatives, they would be willing to meet with Mr. Hughes but that they would not wish to expend time on such a study unless the Selectmen had some specific goals for its use.

The Board indicated that it would like to see a local in-house study carried out and coordinated with the Town of Wayland. The Board emphasized that it was not recommending a consultant type study that would cost the Town money, but an in-house study done by our own professional staff. As an example, the Board informed the Planning Board of its direction to the Town Engineer to develop a town-wide study and design of specific intersections and roadways to improve hazardous traffic locations, this being a continuation of the old Topics program,

now called Urban Systems, for which the Town has received 100% funding for four high traffic accident intersections.

The Planning Board agreed to proceed to evaluate the need for a so-called in-house transportation study after receiving information and data from the Executive Secretary after he confers with the Town of Wayland.

Town Accountant - Town Financial Status

Town Accountant John H. Wilson began his graphic presentation of the Town's finances with an explanation and comments on the types of expenditures made by the Town, as follows:

1970 ATM Appropriations were kept well within the 4% increase limit set by the State, although schools, through Town Meeting action, continue to maintain a 63-64% allocation of the tax dollar. The Classified budgets are continually rising because of increases in utility and other service costs, including employee benefit programs. Debt service is decreasing.

Assessments make up a large portion of expenditures over which the Town has little or no control, i.e., the MBTA assessment.

Mandates from the State force the Town to provide services for which it is often not compensated, or inadequately compensated, i.e., Chapter 766 and laws which increase employee fringe benefits.

Mr. Wilson explained that the principal items affecting appropriations are inflation, over which the Town has no control, and capital improvement programs, such as renovations and roof repairs, over which the Town has some control.

Revenue is obtained from approximately eight sources, he continued with comments as follows:

Property taxes - Assessments are leveling off to about a 3½ to 4 million dollar increase; tax rate to remain about the same.

Cherry Sheet - Although not available yet, did not expect it to change much from last year. Any difference in amount stated and the actual amount received must be absorbed by the Town. Increases in the State budget have resulted in more taxes and the return of less money to the towns.

Local receipts - The Town received less than anticipated in Motor Vehicle Excise tax.

Federal Revenue Sharing - Urged writing to Congressmen in favor of continuance of this program.

Grants-in-Aid - Diminishing.

Miscellaneous (Reimbursement programs, etc.)

Free Cash - Better position this year; prediction of \$25-50,000 to begin.

Borrowing - Town has just borrowed one million dollars in tax anticipation notes. Mr. Wilson stated that at close out \$385,000 was returned to surplus revenue from appropriations, but we still do not have a good cash reserve.

In closing, Mr. Wilson suggested some possible methods to improve the revenue outlook: identify potential sources (present fee study); convert some services to fee collecting; eliminate some services (Town Meeting action required); regionalism (septage, health); local sales and income taxes.

The Board, after questions, thanked Mr. Wilson for his presentation.

Building Services Group - General Meeting

Present: Francis E. White, Building Inspector; David Benson, School Business Manager; Richard Santella, Lincoln-Sudbury Regional Buildings & Grounds Supervisor; Bruce Langmuir and John Reutlinger, Permanent Building Committee.

Executive Secretary Richard E. Thompson noted that the Building Services Group had been established in June by the Board's votes and appointment of Building Inspector Francis E. White, School Business Manager David Benson, and Lincoln-Sudbury Regional Buildings & Grounds Supervisor Richard Santella. Allowing for time commitments involved in the police and fire headquarters planning, the Permanent Building Committee had agreed to assist on a consultant basis and Bruce Langmuir and John Reutlinger had been designated to represent the Committee. The purpose of the Group, Mr. Thompson explained, is to make an inspection and evaluation once a year of all Town buildings and to report its findings to the proper agency. This would enable Town-wide priorities and long-range goals to be set.

Mr. Benson stated that he was not sure of the task and the mechanism to accomplish it. He questioned whether the problem which he has discovered which is outside the School Committee's budget -- flooding of the Noyes School cafeteria and boiler room in periods of heavy rainfall and an ineffective drainage system -- would be the type of problem which the Building Services Group would address.

Chairman Murray stated that, in his opinion, the Group would address more long-range planning objectives and preventative measures which would allow the buildings to be kept in good working and serviceable order; however, the evaluation performed by the Group would identify this type of problem and bring it to the attention of the proper agency in a timely manner enabling budget decisions to be made.

Selectman Hotch informed Mr. Benson, in reply to his question, that, if the problem is a true emergency, then application could be made to the Finance Committee for a request for transfer from the Reserve Fund.

Permanent Building Committee Chairman Bruce Langmuir reviewed his notes on the original discussion of the role of the Building Services Group and noted that

neither the day-to-day maintenance problems nor long-range use planning were the responsibility of the Group and suggested that perhaps the Permanent Building Committee could make the determination of whether a true emergency exists relative to the problem which Mr. Benson has encountered.

Permanent Building Committee member John Reutlinger commented that there are no short-term financing options available to assuage a problem of this kind and noted also that no set approach has been determined for funding capital improvements such as roof repair, i.e., funding is requested either through a budget line item or a separate warrant article.

Mr. Thompson apologized for having to cancel an organization meeting which he had scheduled for the Building Services Group and it was agreed by all attendees that such a meeting should be rescheduled as soon as possible in order to proceed with the evaluations and subsequent reports prior to budget submissions.

Coatings Engineering

Present: Coatings General Manager Thomas Craig; Conservation Commission Chairman Judith Cope and members Joan Irish, H. Rebecca Ritchie, Teresa Lukas; Health Director John Sullivan; Board of Health member E. Lawrence Gogolin.

Executive Secretary Richard E. Thompson stated that, subsequent to the Board's meeting with Coatings Engineering representatives on June 4, 1979, Mr. Thomas Craig, Coatings General Manager, notified the Selectmen that Coatings has met with the State Water Resources Commission relative to their waste water treatment process and that Mr. Craig was present this evening to make a report.

Mr. Craig presented the Board with a copy of the engineer's final report (No. 08-01, dated August 21, 1979, by Reitzel Associates, Nicholas M. Reitzel, P.E.) and plans bearing the seal of Nicholas M. Reitzel, P.E.: "Site Plan - Coatings Engineering Corporation" and "Waste Water Treatment, Water Flow Diagram" by Dearborn Chemical Corp., dated June 29, 1979, which will complete Coatings' submission to the Water Resources Commission. Mr. Craig stated that these will be submitted on August 21, 1979.

Selectman Cossart inquired if the plans will meet the requirements of the Water Resources Commission, indicating that he expected the requirement to be in the form of a detailed engineering flow diagram, describing the equipment used and the size of the vessels.

Mr. Craig replied that the plan showed what was requested by the Water Resources Commission.

Mr. Craig, answering questions posed by the Board, the Conservation Commission and Board of Health representatives, explained some of the details of the plans and reported that one change which had been made was the installation of two dams within the lagoon to aid in the settling process by slowing the waste water flow. The lagoon, although not paved, is heavy clay and when 50% filled with solids the waste water retention time will be 4.9 hours. The solids which fall out in the lagoon itself will be excavated, stored and removed. Non-contact cooling water is recycled and used as a source for wash water, but the excess is discharged after the second dam at a temperature which would be higher than that of the stream. Three treatments are planned. The second and third are already operational;

the first, designed for PH alteration, is not in operation because the equipment has not arrived. Flocculation takes place within a tank in the building. Treatment tank drain valves discharge to the outside of the building where precipitates can be emptied into drums and removed off the site.

Mr. Craig continued by stating that tests have been run on samples treated by the engineer and have satisfactorily met the criteria set in the Order. In his opinion the Water Resources Commission gave a good indication that they would approve the plan. They might also wish to make an on-site inspection as part of the approval process.

At the conclusion of the meeting, the Board stated its intention to proceed with its surface/subsurface water testing program in conjunction with the Water District and to make all information received this evening available to the Conservation Commission, Board of Health and the Water District.

The Board thanked Mr. Craig for his report and stated that it would like to receive a copy of the State report when it is issued.

Mr. Craig stated that he would see that it was provided with a copy.

Meeting with Leonard Sanders Relative to Assistance Program

Present: Leonard Sanders, President, Boston Better Business Bureau.

Executive Secretary Richard E. Thompson stated that Leonard Sanders, President of the Boston Better Business Bureau, had been invited to attend the Selectmen's meeting this evening to discuss his suggestion that the Town should be prepared to assist people in need.

Mr. Sanders prefaced his remarks by stating that, unlike the Town which is coping on its own level with problems aided by professionals and Board and Committees working for it, the individual must cope alone. Individuals are experiencing great difficulty and frustration over ordinary living which has seen the costs of basic services rise almost 25% and the inflationary spiral take its toll in other areas.

Mr. Sanders suggested that the Town should begin now to take a look at how it would be able to help, perhaps by supplying information or educating the townspeople in some manner to better utilize available resources.

Mr. Thompson noted that during 1973-74 an emergency plan was developed which might have some applicability to today's needs. He stated that the Town has demonstrated that it is capable of meeting the needs of a few through the Discretionary Fund and had even made available housing accommodations on a temporary basis in an emergency.

Mr. Sanders stated that help of a more general nature to the general population was what he was proposing -- more in the way of outreach and counseling.

Mr. Thompson suggested to the Board that it might wish to make this a topic at the September Town Fathers Forum and that he would assemble information currently available, such as the community resource survey of human services organizations for the South Middlesex area, and research past programs for possible

application. Mr. Thompson added that the Sudbury Public Health Nursing Association (SPHNA) has a wealth of information and is itself a resource.

The Board suggested that it would be helpful if Mr. Sanders would supply information to the Board as to the nature of the calls asking for help received by his organization as indicative of the problems that the Selectmen might address. The Board agreed to present this topic at Town Fathers Forum in September and thanked Mr. Sanders for attending this evening.

Application for Auctioneer License

Following a brief discussion it was on motion by Chairman Murray

VOTED: To approve the issuance of a one-day auctioneer license to Richard T. Gardner, 180 Harvard Street, Leominster, Massachusetts, for the purpose of conducting an auction at 14 King Philip Road on August 25, 1979, subject to notification to the Police Department and approval by the Building Inspector of any temporary structures.

Appointment - Republican Election Officers

Upon verbal recommendation from Walter Griffin, Republican Town Committee Chairman, it was unanimously

VOTED: To appoint Elizabeth G. Stein, 260 Peakham Road, as a Republican Election Officer - Teller, for the year commencing August 15, 1979.

It was noted by the Executive Secretary that Marlyse Schwartz, appointed as a Republican Emergency Inspector on August 6, 1979, is unable to accept the position since she is no longer a Town resident. Mr. Griffin has been so advised and will forward a recommendation to the Board for its consideration.

Board of Registrars - Resignation

The Selectmen accepted with regret the resignation from the Board of Registrars dated August 12, 1979 from Miles P. Robinson and directed the Executive Secretary to send an appropriate letter of thanks.

Appointment - Conservation Commission

Present: Judith A. Cope, Chairman; H. Rebecca Ritchie, member, Conservation Commission.

Executive Secretary Richard E. Thompson stated that two candidates for appointment to the Conservation Commission had been interviewed by the Board at its meeting on August 6, 1979 and, in accordance with Board policy, the appointment was held until all Selectmen were present.

Selectman Hotch commented on the difficulty in choosing which of the two extremely qualified individuals should be appointed to the Commission, but would vote with the majority recommendation of the Conservation Commission in their letter dated June 28, 1979 for Mr. Caspe.

It was on motion by Selectmen Hotch unanimously

VOTED: To appoint Hugh Caspe, 33 Philemon Whale Lane, to the Conservation Commission for a term to expire April 30, 1982, to replace Lynne H. Remington.

Selectman Cossart expressed the Board's hope that Mr. Charles B. Cooper would continue to share his expertise with the Commission as he has done in the past.

Sudbury Housing Authority - State Appointment

The Board noted receipt of a communication dated August 10, 1979 from Secretary Byron J. Matthews of the Executive Office of Communities and Development advising of the Appointment of James D. Huston to the Sudbury Housing Authority and expressed their congratulations to Mr. Huston.

1979 United Way Municipal Campaign

Receipt was noted of a communication dated August 6, 1979 from the Honorable Arthur J. Clark, Mayor of Waltham, acting as the Municipal's Chairman for the West Region of the United Way of Massachusetts Bay, requesting the designation of Municipal Keyperson for the Town of Sudbury.

After discussion it was unanimously

VOTED: To appoint Fire Chief Josiah F. Frost as Sudbury's Employee Campaign Keyperson for the 1979 United Way Municipal Campaign, subject to his acceptance.

Land-taking Damage Award

Executive Secretary Richard E. Thompson stated that the Office of the Board of Selectmen had been advised through Assistant Town Counsel Thomas M. French that an unclaimed damage award for a 1971 land-taking on Pratts Mill Road was held by the Treasurer for the benefit of Mr. and Mrs. Alfred J. Lamore. He reported that after verification of the taking and the award the Lamores were advised by Mr. French of their right to claim to amount held and that a Claim for Payment and Release of Damages have been returned by the Lamores.

Town Counsel Paul L. Kenny noted for the Board's information that when an award is made, if unclaimed at the time of the taking, the funds go to the Treasurer to be held. If the funds are not claimed within a ten-year period, the funds go to the State.

After discussion it was on motion by Selectman Hotch unanimously

VOTED: To order the Town Treasurer to transfer to Alfred J. Lamore and Lena F. Lamore, 137 Pratts Mill Road, Sudbury, the amount of \$300 together with accumulated interest held by him for their benefit as an unclaimed damage award due to a 1971 land-taking for the relocation of Pratts Mill Road.

Emergency Operations Plan

The Board noted a communication dated August 15, 1979 from Civil Preparedness Director Josiah F. Frost relative to his periodic review of Sudbury's Emergency

Operations Plan and submission of revisions, if any, together with the dated signatures of the Board of Selectmen to the Area Director. Director Frost had indicated he had found no need to make revisions since the plan was last signed on February 14, 1977.

It was on motion unanimously

VOTED: To date and sign the Town of Sudbury Emergency Operations Plan and forward the same to Sudbury's Director for submission to the Area Director, Civil Preparedness Agency.

Selectmen's Policies and Procedures - Site Plan Submission Rules and Regulations

Executive Secretary Richard E. Thompson recommended that the Board take no action at this meeting to amend the Selectmen's Policies and Procedures relative to Site Plan Submission Rules and Regulations. He suggested that 1) the Board instruct Assistant Town Counsel to incorporate the proposals presented for the Selectmen's consideration in Town Counsel Paul L. Kenny's memorandum of July 5, 1979 into a draft for review and comment by the Building Inspector and the boards and committees concerned and, finally, by the Board of Selectmen itself and 2) that Town Counsel's memorandum of July 5, 1979, relative to submission of a warrant article to change the present bylaw requiring site plan approval before Board of Appeals approval, be placed in the action folder for the next Annual Town Meeting.

The Selectmen concurred with the Executive Secretary's suggestions.

Current Items of Interest

Landham Road. Chairman Murray reported that he and the Executive Secretary had met with a Landham Road merchant on August 16 to hear concerns relative to the road reconstruction and followed this discussion with a Friday meeting with the contractor, the Town Engineer and the Highway Surveyor. It is estimated that the project, complicated by utility problems and an unforeseen hidden culvert defect, is about one month behind schedule. Mr. Murray reported that the contractor was made aware that our biggest concern is that the road be made passable for school busses and he will try his utmost to comply with this desire. It was noted that two Boston Edison crews have been moved in and that the drainage construction is almost complete between Eddy St. and Patricia Road. Selectman Cossart expressed his compliments to the people affected by this project for their forbearance.

Water Testing. Selectman Cossart reported that, in accordance with the division of responsibilities worked out at the meeting held with the Water District on July 24, 1979 relative to water testing, he was working with Mrs. Cope and others to develop a program to test surface water. Currently a Request for Proposal for a test program within certain budget constraints is being drafted to be sent to key engineering firms. The Sudbury Water District is coordinating organic testing around specific well sites.

Band Concert. Executive Secretary Richard E. Thompson reported that with the concurrence of the Selectmen and with the agreement of Peter Wilkins, Pamela Towle and Stephen Bankuti, members of the Unidentified Flying Band, he has authorized

the Band to proceed with an outdoor concert on Sunday afternoon, August 26, from 2 to 5 p.m. using the bandstand in Town Center between the Peter Noyes School and the Flynn Building, subject to certain conditions: ten previously identified adult chaperones to be in attendance; the presence of one Police Officer as paid detail at the band's expense; no drinking; no food service; no public dancing encouraged; litter to be picked-up after the concert; band's acceptance of responsibility relative to any destruction of Town property. Selectman Cossart commented that such authorization to use Town property as the locale for the concert was in recognition of the band's participation in Town-sponsored events.

Eagle Award. Executive Secretary Richard E. Thompson noted that the Selectmen have been invited by the Committee of Scout Troop 60, Boy Scouts of America, to attend a Court of Honor to award the rank of Eagle Scout to John Edward Kroger on September 20, 1979. The Selectmen agreed to sign a resolution in recognition of Mr. Kroger's community service to be presented by Mr. Hotch who will represent the Board at the Court of Honor.

League of Women Voters' (LWV) Program on Vandalism. Executive Secretary Richard E. Thompson reported that the Selectmen were invited to attend the LWV's program on vandalism on September 18, 1979 at Curtis Junion High. Chairman Murray will participate as a panel speaker on the proposed restitution program. The Chief of Police will also participate on the panel.

Massachusetts Municipal Association (MMA) First Annual Meeting. Mr. Thompson informed the Board that the MMA First Annual Meeting is scheduled for October 26 - October 28 in Danvers, Massachusetts. At their request reservations will be made by the Selectmen's Office for Selectmen Murray and Cossart.

Financial Disclosure Proposal - State Ethics Commission. Executive Secretary Richard E. Thompson reported that, under date of August 15, 1979, the State Ethics Commission had requested comments and suggestions from local officials relative to proposals for financial disclosure by municipal officials (s. 21 of Ch. 210 of the Acts of 1978). Written comments should be submitted by September 15, 1979 prior to public hearings on the subject.

After discussion it was on motion unanimously

VOTED: To direct the Executive Secretary to send a letter to the State Ethics Commission stating the Selectmen's unanimous objections to the concept of any kind of financial disclosure required of municipal officials.

Blue Cross/Blue Shield Agreements

The Board noted that the Blue Cross/Blue Shield Master Medical charges have increased over last year's charges 11% on a single policy and 16.4% on the family policy; medicare rates have decreased by 2.1%.

After discussion it was on motion by Chairman Murray unanimously

VOTED: To sign agreements with Blue Cross of Massachusetts, Inc. and Blue Shield of Massachusetts, Inc., as follows:

- 1) For benefits of Master Medical Certificate MM 1 2-1-68 Rev., with Riders, effective May 10, 1979, to April 30, 1980.
- 2) For benefits of Medicare Extension Certificate ME 7-1-73, with Riders, effective May 1, 1979 to April 30, 1980.

Resolution - Eagle Scout Award, Marc J. Kaufman

It was on motion unanimously

VOTED: To confirm the Board's action of signing a Resolution dated August 20, 1979 honoring Marc J. Kaufman for attaining the rank of Eagle Scout in the Boy Scouts of America.

Selectman Hotch reported that he had attended a portion of the Court of Awards before coming to the Selectmen's meeting this evening and had given the Resolution signed by the Board to former Selectman John Taft to make the presentation.

Easements

It was on motion, in accordance with Town Counsel's recommendation, unanimously

VOTED: To accept on behalf of the Town of Sudbury the following easements:

1) Slope Easement from Dorothy A. Sollitto, dated August 8, 1979, as shown on "Plan of Land in Sudbury, Massachusetts Showing Slope Easements Landham Road", by the Sudbury Engineering Department, dated March 7, 1979.

2) Slope Easement from Sudbury Valley Trustees, Inc., dated July 5, 1979, as shown on "Plan of Land in Sudbury, Massachusetts Showing Slope Easement Landham Road", by the Sudbury Engineering Department, dated March 8, 1979.

3) Drainage Easement from Warren J. Wright, dated July 18, 1979, as shown on "Plan of Land in Sudbury, Massachusetts Showing Drainage Easement Woodside Road", by the Sudbury Engineering Department, dated March 23, 1979.

4) Walkway Easement from Richard E. and Joanne M. Phillips, dated June 14, 1979, as shown on "Plan of Land in Sudbury, Massachusetts Showing Walkway Easement Mossman Road", by the Sudbury Engineering Department, dated June 6, 1979.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the regular and executive sessions of August 6, 1979 as drafted.

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