

IN BOARD OF SELECTMEN  
MONDAY, DECEMBER 10, 1979

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

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:00 P.M. by Chairman Robert J. Hotch.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the regular session of December 3, 1979 as drafted; and to approve the minutes of the Executive Session of December 3, 1979 and the regular Session of December 1, 1979, as amended.

Executive Session Votes of December 3, 1979

The Board made public the following votes of their December 3, 1979, Executive Session:

VOTED: To request the Middlesex County Retirement Board to withdraw the petition filed on June 11, 1979, concerning the retirement of Peter G. Sullivan for Ordinary Disability; and Further

VOTED: To reinstate Peter G. Sullivan in the Sudbury Police Department at the rank of sergeant, effective immediately.

Sub-trade Bids for Dog Pound Construction

The Executive Secretary read a communication dated December 7, 1979, from the Town Engineer indicating that on December 7, 1979, bids were opened relative to sub-trades for construction of a new Sudbury Dog Pound, to be located at the Town's Sanitary Landfill site. The Town Engineer recommended that all bids be rejected since only two bids of the six sub-trades needed were received and amounted to \$6,415 of the \$10,000 1979 Annual Town Meeting appropriation.

Following discussion it was on motion by Selectman Murray unanimously

VOTED: To reject all bids relative to sub-trade bids, which were opened December 7, 1979, for the construction of the Sudbury Dog Pound.

Selectman Cossart brought up the idea of taking over the old Buddy Dog facility on Dakin Road and Suggested approaching the Board of Appeals relative to the zoning situation. Selectman Cossart further suggested a small appropriation for the renovation of that facility by a Town Meeting article, and that the Dog Officer's budget should be increased to compensate for possible leasing the use of same facility.

Executive Secretary Richard E. Thompson summarized the available alternatives to using the Dakin Road site: to proceed with the construction of a dog pound at the landfill site, based on doing the work ourselves; to go out to bid again for sub-trades with an additional appropriation; or to look for another site.

Chairman Hotch questioned if previous Boards ever approached the idea of using the Dakin Road site.

Mr. Thompson responded that, because of an existing court decision based on abutters' objections to the use of Dakin Road for a dog pound by Buddy Dog, the previous Board did not seriously consider use of this property.

Selectman Hotch suggested that the Town consider a lease arrangement with Mrs. DeWallace on a long-term basis.

Selectman Murray suggested a separate line item in the Dog Officer's budget dealing with renovations of the Dakin Road facility as the Town's dog pound. Selectman Cossart suggested a line item under the Dog Officer's budget dealing with the lease of the property.

Mr. Thompson pointed out that the Board of Appeals must be contacted formally by application, relative to the location of the facility on Dakin Road.

Selectman Hotch pointed out that the use of Mrs. DeWallace's property should not be contingent on her being Dog Officer - the lease should handle rental as well as maintenance of the property. On the other hand, Selectman Hotch suggested, that perhaps the proposed building on the landfill site could be built for a small additional appropriation to be added to the \$10,000 already in the budget.

The Board decided to discuss this later in the evening when Dog Officer Betsy M. DeWallace would be present to discuss her budget.

#### Traffic Signals - Right Turn on Red in Sudbury

Executive Secretary Richard E. Thompson stated that the Board had previously discussed the subject of right turn on red and what Sudbury intersections might be appropriate for having "no turn on red". Mr. Thompson stated that different recommendations had been received from the Town Engineer and the Chief of Police, under date of September 27, 1979 and October 18, 1979, respectively, and personally recommended that the Board concur with the Police Chief's recommendation that a right turn on red should not be prohibited at the intersection of Concord Road and Route 27 (Town Centre). Mr. Thompson called the Board's attention to information received (November 29, 1979) from Mr. Kilpatrick of the Arlington District Office that the State will be putting up the two appropriate signs prohibiting right turn on red at the intersection of Route 20 and Concord Road, an intersection which is under the State's jurisdiction.

The Board concurred with the recommendation of the Police Chief, under date of October 18, 1979, that right turns on red should be prohibited in the Town Centre.

#### Walkway Easements - Haynes Road and Puffer Lane

It was on motion by Chairman Hotch unanimously

VOTED: To accept the following walkway easements as authorized under section 3 of Article XII of the Sudbury Bylaws:

from Paul E. and Dorothy A. Bisson, Philip F. and Eileen J. Dempsey, Ronald W. and Katherine C. Jagiello, and Roger and Rebecca Stevens, all of Haynes Road; and from Harold J., Jr. and Rose C. Wright, John D. and Mary-Ann Gavin, Michael and Barbara A. Orifice, Rinaldo and Sally B. Caso, and John W. and Agnes Kelly, all of Puffer Lane.

Annual Town Census

It was on motion by Selectman Murray unanimously

VOTED: To authorize the Police Department to assist the Town Clerk, if necessary, in conducting the Annual Town Census commencing at the end of December, 1979.

Payment Statement - Landham Road Construction

It was on motion by Selectman Murray unanimously

VOTED: To sign a payment statement for the period October 1 to October 31, 1979, relating to construction of Landham Road by R. Bates & Sons, for submission to the Department of Public Works for reimbursement.

First Night - December 31, 1979

The Board endorsed and approved a request dated December 4, 1979, from Myrna Ann Rosenblatt, on behalf of the First Night Committee, to conduct a First Night Year End Run for Fun (race) on Route 27 during the afternoon of Monday, December 31, 1979, subject to endorsement by both the Fire and Police Chiefs.

Operating Budgets

Building Department

Present: Dorcas LeMoine, Secretary; Earl D. Midgley, Deputy Building Inspector; and Howard P. Porter, Plumbing Inspector.

Line Item 340-16: Following a lengthy discussion and based on the fact that the Plumbing Inspector would not be able to do any plumbing work in Town, if he were paid at an annual salary, it was a consensus that he should be paid 100% of the fees collected, rather than 75% of the fees collected; that the amount requested for Fiscal Year 1981 should be \$4,000 and the retainer remain at \$1,000; and the Classification and Salary Plan should be amended accordingly.

Mr. Thompson suggested that Mr. Porter get back to him for further discussion on the amount of the retainer.

Line Item 340-32: The Board concurred to increase by 20% both the gas and electricity appropriations for Fiscal Year 1981 in the Town Building Maintenance Account.

Line Item 340-32: Mr. Thompson stated that he would confirm information relative to the \$9,000 appropriation voted last year for painting the Flynn Building.

Dog Officer's Budget

Present: Dog Officer Betsy DeWallace.

Line Item 350-12: Extra Hire, Assistant Dog Officer appropriation, has been increased to include three weeks vacation plus 12 sick days.

Line Item 350-21: Under Care of Dogs, it was decided that a new line item should be added entitled lease of kennel; and under

Line Item 350-51: it was suggested that an amount be appropriated, (\$2,000 was suggested), for renovations to Dakin Road dog kennel.

Mrs. DeWallace expressed willingness to lease her property on Dakin Road to the Town for a Dog Pound; she stated that she likes having the dogs there. The Board agreed to further discuss the details of submitting an application to the Board of Appeals after confirming costs to renovate Mrs. DeWallace's dog kennel and possible lease arrangements.

Indemnification of Municipal Officers

It was on motion by Selectman Cossart unanimously

VOTED: To approve and forward to the Town Clerk, Town Counsel's communication of December 4, 1979, furnishing the wording for a ballot question to provide for indemnification of municipal officers by accepting Chapter 396 of the Acts of 1979, and request the Town Clerk to include this question on the 1980 Town election ballot.

Current Items of Interest

Municipal Exemption

Selectman Cossart presented the Board with a copy of a proposed article prepared by Richard Brooks - the purpose of the article being to better clarify Sudbury's bylaws relating to municipal exemption. Selectman Cossart stated that he informed Mr. Brooks that it may not be possible to address this proposed article at the 1980 Annual Town Meeting unless it is submitted by petition. The Board referred the matter to Town Counsel for his comment in conjunction with his pending declaratory opinion on municipal exemption.

Sealer of Weights and Measures

The Board directed the Executive Secretary to arrange an interview with Mr. Harold Lingley for the position of Sealer of Weights and Measures. Mr. Lingley was highly recommended by the Town of Wayland, and is presently holding that position in the Town of Weston, as well.

Mosquito Control Study Committee

Selectman Cossart announced a meeting of the Mosquito Control Study Committee, in conjunction with the Conservation Commission, to be held Wednesday, December 12, for final approval of the Mosquito Control Study Committee's report.

Home Heating and Energy Conservation Lecture

The Board acknowledged receipt of a letter dated December 6, 1979, from Richard B. Finnin, relative to his interest in attending and participating in the Home Heating and Energy Conservation Lecture. The Board directed the Executive Secretary to respond back to Mr. Finnin that, although the Selectmen are sponsoring the program, they are not taking part in the preparations for the program which will be presented.

Senior Citizens' Christmas Party

The Executive Secretary informed the Board that they had received an invitation to the Senior Citizens' Christmas Party to be held on December 18 at 2:00 p.m. at the Wayside Inn.

Draft Acquisition Plan - Great Meadows National Wildlife Refuge

The Board acknowledged a communication from Becky Ritchie relative to a draft acquisition plan (impact study phase) for the Great Meadow National Wildlife Refuge, and directed the Executive Secretary to schedule a meeting with her on the same in the immediate future.

Operating Budgets 1980-81

The Board concurred with the recommendations prepared by the Executive Secretary under date of December 6, 1979, relative to the following budgets, with exceptions as noted below.

FIRE:

310-11	Delete four (4) new dispatchers	\$40,000
310-11	Delete Training Officer Stipend (Collective Bargaining item)	600
310-12	Sick Coverage - reduce	7,278
	Bereavement Coverage - reduce	995
	Ambulance Coverage - reduce	500
	Injury Coverage - reduce	1,000
	Fire Alarm Maintenance - reduce	500
310-51	Captain's Car - delete	9,000
	Building Equipment - reduce	500
310-71	Uniforms - reduce	200

POLICE:

320-11	Delete one (1) new Patrolman	13,747
320-21	Training Fees & Supplies - reduce	350
	Revolvers - reduce	100
320-51	Base Radio - delete	3,500
320-61	Auxiliary Police - add (on pg. 29 only)	+1,500
320-71	Uniform Allowance - reduce	250

ENGINEERING: Approve as submitted.

ACCOUNTING:

521-10	Salary - add	+2,554
521-12	Overtime/Extra Hire - add (Deleted by Selectmen)	+1,000

SELECTMEN:

501-12	Overtime/Extra Hire - add	+ 500
501-81	Surveys & Studies - add	+ 1,000
501-51	Capital Equipment - add	+ 100

(Added by Selectmen for purchase of new tape recorder)

LAW:

503-21	General Expense (Labor Relations)-reduce	3,000
--------	--	-------

UNCLASSIFIED:

950-41	Town Report - add	+ 3,000
950-93	Hydrant Rental - add	+ 105

The Police Chief requests that \$1,500 be added to the Communications Account, 950-92, for the cost of a changeover of radio receivers; i.e., the two receivers will be changed to one receiver (to Channel 1) only. The Board directed the Executive Secretary to further clarify this item at its next meeting on December 17.

Following further discussion it was on motion unanimously

VOTED: To approve the above-mentioned Operating Budgets for 1980-81; the Board directed the Executive Secretary to submit the Town budgets, under their jurisdiction, to the Town Accountant on December 15, as required by the Town Bylaw, recognizing the fact that certain budgets might need further revisions based on the Board's concerns expressed while reviewing the budgets.

Review of Selectmen's Monied Articles

The Board reviewed a list of monied articles, which the Executive Secretary read, as follows:

- Hear Reports
- Temporary Borrowing
- Levy Limit
- Appropriations Limit
- Use of Free Cash
- Unemployment Compensation
- Special Act - Civil Service, Police
- Special Act - Civil Service, Plumbing, Gas, Sealer
- Flynn Building Grounds Improvement
- Police Station - possible land purchase
- Funds for plans and construction of Police and/or Fire facilities
- Appropriation for water testing program
- Dutton Road improvements -
  - Women's Federation
  - Sudbury Laboratories

Mr. Thompson stated that the Permanent Building Committee (PBC) has informed him that \$250 would provide them with a professional estimate on the Police Station construction costs, and requested a transfer from the Surveys and Studies Account. The Chairman of the Board will further discuss this matter with Mr. Langmuir, the Chairman of the PBC.

Unpaid Bills

Present: Town Accountant John H. Wilson.

The Board reviewed with the Town Accountant the list of unpaid bills which he submitted.

Executive Session

It was on motion by roll call

VOTED: To enter into Executive Session for the purpose of discussing litigation where open discussion of the same may have a detrimental effect.

(Chairman Hotch in favor; Selectman Cossart, in favor; and Selectman Murray in favor.)

Chairman Hotch announced the public session would not reconvene following the Executive Session.

The meeting was recessed for a short coffee break at 9:30 p.m.; Chairman Hotch called the meeting back to order at 9:40 p.m.

There being no further business to come before the Board, the meeting was adjourned at 10:00 p.m.

Attest:

\_\_\_\_\_  
Richard E. Thompson  
Executive Secretary-Clerk