

IN BOARD OF SELECTMEN
MONDAY, APRIL 28, 1980

Present: Chairman John E. Murray, Anne W. Donald, 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 John E. Murray.

Dog Complaint - Teplitzky/Pearlstein

Present: Betsy M. DeWallace, Dog Officer. (arrived later)

The Board acknowledged receipt of a communication dated April 25, 1980, received in the Selectmen's office today, signed by Alden Pearlstein, 21 Hayden Circle, owner of the dog, "Turk", and by Mr. And Mrs. Gerald Teplitzky, 96 Bent Road, complainants; said communication states that the Pearlsteins agree to restrain their dog, "Turk", on their property at all times, and that the Teplitzkys, in view of the above, agree to withdraw their alleged complaint, dated March 24, 1980, against the dog, "Turk".

It was the position of the Board to take no further action on the matter, but at the same time to place the above-mentioned communication on file.

Disposal of Town Property - Highway Department Truck

Highway Surveyor Robert A. Noyes petitioned the Board in his communication of April 22, 1980, to use the Highway Department's 1971 G.M.C. truck as a trade-in on the purchase of a 6-wheel dump truck, rather than by selling it at public bid, in accordance with the Town Bylaw, "Disposal of Town Property", Article XII, section 1.

Selectman Cossart stated that, after viewing the vehicle and speaking to Mr. Noyes, he is in agreement that the 1971 G.M.C. truck should be used as a trade-in towards the purchase of the 6-wheel dump truck, as requested by Mr. Noyes. At the same time, Selectman Cossart pointed out that the procedure should be followed closely and consideration possibly given to a future change in the above-mentioned Bylaw.

Both Selectmen Murray and Donald concurred; the Executive Secretary was directed to request Mr. Noyes to proceed accordingly to include a provision for a trade-in allowance as part of the specifications for bidding purposes, and to advise the Board regarding the trade-in value of the 1971 G.M.C. truck after bids are received.

Transfer Request - Account #320-31, Police Maintenance

Present: Police Chief Nicholas Lombardi.

Following a brief discussion, it was on motion unanimously

VOTED: To approve Request No. 0863, dated April 18, 1980, for Transfer from the Reserve Fund to Account #320-31, Police Maintenance Account, in the amount of \$8,000 for gasoline, oil and vehicle maintenance.

On the question from the Board, Chief Lombardi stated that this transfer would also provide enough funds to fuel the Auxiliary Police vehicle.

Chairman Murray reported to the Board that, with the Chief's cooperation, he expects to suggest a program in the near future for supplementing the Police Auxiliary force.

Lincoln-Sudbury Regional School District Committee Communications

Present: Chester Hamilton, Town Treasurer.

The Board reviewed a communication from the Lincoln-Sudbury Regional School District Treasurer Marcia A. Roehr dated April 24, 1980, conveying the vote of the Regional School Committee taken on April 14, and communications from Ms. Roehr to the Town Treasurer dated April 22, 23 and 24, 1980, relative to the LSRHS Operating Budget and Sudbury's Assessment for FY1980-81.

Following a brief discussion, the Board directed the Executive Secretary to inform the LSRSDC to make every effort within the next eleven months to reduce the Regional Fiscal 1980-81 budget as voted by the 1980 Annual Town Meeting; otherwise, it will be necessary for the Selectmen, in conjunction with the Town Treasurer, to reduce the last payment to comply with the dictates of the 1980 Annual Town Meeting (unless a Town Meeting votes otherwise).

The Selectmen noted that by reading the local media the above is expected to be accomplished by the LSRSDC during the next eleven months, according to committee members' statements.

Sale of Poppies by Sudbury American Legion Post No. 191

It was on motion unanimously

VOTED: To grant permission to the Sudbury American Legion Post No. 191 to solicit donations by the sale of poppies at Star Market, MacKinnon's Package Store, and Mill Village shopping area on May 22, 23, and 24, 1980, in accordance with a request dated April 11, 1980, from Guy L. Dietrich, Chaplain of the Sudbury American Legion Post No. 191; subject to notification to the Chief of Police.

Appointments - Local Arts Council

Following a review of persons interested in the formation of a Local Arts Council, it was on motion unanimously

VOTED: To nominate and appoint the following people to serve on a Local Arts Council for a two-year term to expire April 30, 1982:

E. Helene Sherman, 328 Goodman's Hill Road;

Donald R. Soule, 42 Dawson Drive;

Martha C. A. Clough, 40 Winsor Road;

Joan Y. Grathwohl, 12 Stubtoe Lane; and

Virginia Kirshner, 120 Moore Road.

And it was further

VOTED: To request the Local Arts Council to submit the names of any other candidates it feels would more adequately balance the Local Arts Council.

Assistant Town Counsel Thomas M. French stated that membership in the Local Arts Council is for a maximum of three, 2-year terms.

The Board directed the Executive Secretary to request both Margaret E. Langmuir and D. Nadine Wallack to return applications if they were still interested in serving on the Local Arts Council.

Appointments: Chairman of the Board

It was on motion by Selectman Cossart unanimously

VOTED: To appoint Chairman John E. Murray as Massachusetts Municipal Association Legislative Liaison;

and it was further on motion by Selectman Donald unanimously

VOTED: To appoint Chairman John E. Murray as Middlesex Advisory Board Designee.

Liaison Assignments for Fiscal Year 1980-81

Following review of a revised list of liaison assignments for 1980, the same was approved with the addition of "Sealer of Weights and Measures" added under the Executive Secretary.

Perambulating of Town Bounds

To adjust the scheduling sequence of viewing Town bounds, the Executive Secretary requested that the Board address the issue this year - 1980 instead of 1981 so that it would be in even years; the Board will then be required to do so in five years - 1985 - and every five years thereafter, in accordance with General Laws, Chapter 42. On the recommendation of Chairman Murray, the Board agreed to address the perambulating of Town bounds in late summer or early fall of 1980.

Annual Appointments

It was on motion unanimously

VOTED: To make the following reappointments, subject to acceptance:

- Royal E. Haynes, Jr., Royce C. Kahler and George D. Max to the Archeological Advisory Committee, all for terms to expire April 30, 1981;

- Earl Midgley as Deputy Building Inspector, for a term to expire April 30, 1981;
- F. Jacob Zagata as Deputy Building /Zoning Inspector, for a term to expire April 30, 1981;
- Josiah F. Frost as Director of Civil Defense, for a term to expire April 30, 1981;
- Robert A. Noyes as Assistant Director of Civil Defense, for a term to expire April 30, 1981;
- Marvis M. Fickett as Civil Defense Radio Operator, for a term to expire April 30, 1981;
- Josephine M. Doyle and Albert S. Feinberg to the Council on Aging, both for terms to expire April 30, 1983;
- Betsy M. DeWallace as Dog Officer, for a term to expire April 30, 1981;
- Donna C. Mahlowitz as Assistant Dog Officer, for a term to expire April 30, 1981;
- Richard E. Thompson as Executive Secretary, for a term to expire April 30, 1981;
- Selectmen John E. Murray, Anne W. Donald and William J. Cossart as Fence Viewers, all for terms to expire April 30, 1981;
- Josiah F. Frost as Fire Chief, for a term to expire April 30, 1981;
- Josiah F. Frost as Forest Warden, for a term to expire April 30, 1981;
- Emmalou Eaton and Royce C. Kahler to the Historical Commission, both for terms to expire April 30, 1983;
- Richard E. Thompson as Town Agent to the Industrial Accident Board, for a term to expire April 30, 1981;
- Richard W. Murphy, Esq. as Labor Relations Counsel, as the Board of Selectmen's agent for bargaining purposes for fiscal 1981.
- Nicholas Lombardi as Keeper of the Lockup, for a term to expire April 30, 1981;
- Clifford J. Hughes as Massachusetts Bay Transit Authority Designee, for a term to expire April 30, 1981;
- Joan Irish as Metropolitan Area Planning Council Designee, for a term to expire April 30, 1983;
- Robert Gottberg to the Operational Review Committee, for a term to expire April 30, 1981;

- John L. Reutlinger and Edward Rawson to the Permanent Building Committee, both for terms to expire April 30, 1983;
- Gordon P. Dewolf, Jr., to the Permanent Landscape Committee, for a term to expire April 30, 1983;
- Samuel L. Reed as Pound Keeper, for a term to expire April 30, 1981;
- Joseph R. Atwood to Board of Registrars, for a term to expire April 30, 1983;
- Robert A. Noyes as Sanitary Landfill Agent, for a term to expire April 30, 1981;
- Harold L. Lingley as Temporary Sealer of Weights and Measures, for a term to expire April 30, 1981;
- Leon Zola to the Sign Review Board, for a term to expire April 30, 1983;
- Robert A. Noyes as Street Lighting Agent, for a term to expire April 30, 1981;
- Robert A. Noyes as Superintendent of Cemeteries, for a term to expire April 30, 1981;
- Robert A. Noyes as Superintendent of Insect Pest Control, for a term to expire April 30, 1983;
- Ralph W. Stone as Surveyor of Lumber and Measurer of Wood, for a term to expire April 30, 1981;
- Eileen Todd to the Talent Search Committee, for a term to expire April 30, 1983;
- John H. Wilson as Town Accountant, for a term to expire April 30, 1981;
- Paul L. Kenny as Town Counsel, for a term to expire April 30, 1981;
- James V. Merloni as Town Engineer, for a term to expire April 30, 1981;
- John D. Nicholson, Z. Stanley Taub and Melvyn W. Kramer as Town Physicans, all for terms to expire April 30, 1981;
- Marian Zola, Victor L. Neumeier, Patricia Huston, Patricia Drobinski and Barbara A. Meehan to the Town Report Preparation Committee, all for terms to expire April 30, 1981;
- William A. Burns, Paul J. Leahy, Thomas F. McDonough and Catherine B. Greene to the Veterans Advisory Committee, all for terms to expire April 30, 1981;
- Col Paul J. Leahy as Acting/Temporary Veterans Agent and Director of Veterans Services, for a term to expire April 30, 1981;

- Col. Paul J. Leahy as Veterans Graves Officer, for a term to expire April 30, 1981;
 - Warren E. Boyce as Wiring Inspector, for a term to expire April 30, 1981;
 - Sarah M. Healy as U.N. Day Chairman, for a term to expire April 30, 1981;
- and it was further

VOTED: To dissolve the Mosquito Control Study Committee.

Current Items of Interest

Landham Road Reimbursements

Chairman Murray reported that an additional \$116,000 in reimbursements can be expected from the Massachusetts Department of Public Works on the Landham Road project, which will equal approximately 75% of the total construction cost.

Malicious Destruction of Personal Property

Selectman Donald stated that she had received a telephone call reporting that a M-80 bomb had been placed in the window of a private residence and requesting any support the Board could offer, especially in the area of encouraging the Court to be more stringent.

Chairman Murray noted he had received a call on the same matter over the weekend.

Removal of Seals on Scales

On the recommendation of Selectman Cossart, the Executive Secretary was directed to inform Harold L. Lingley, Sealer of Weights and Measures, of the Board's desire to have him consider the future removal of and/or covering of the seals which have accumulated on the various scales and pumps over the years.

Service by Ritchie Bus Lines

The Selectmen directed the Executive Secretary to follow up on a communication dated April 23, 1980, from Ralph E. Hawes relative to a reduction in bus service by the Ritchie Bus Lines by notifying the DPU of the Board's previous discussion on the same.

Police Monthly Reports

Selectman Cossart referenced the February and March Police Monthly Reports and suggested that the Board review them carefully, since there are areas needing additional attention.

Employees Sick Leave Bank

Executive Secretary Richard E. Thompson reported that a meeting had been held relative to the Non-union Employees Sick Leave Bank, that Assistant Town Counsel Thomas M. French is reworking the rules and regulations, and that it should be completed within two weeks.

Bullfinch's

Mr. Thompson reported that Health Director John V. Sullivan has tentatively approved the Bullfinch's seating capacity based on a maximum of 94 seats and will confirm the final figure following a view of the septic system.

Puffer Lane/Haynes Road Easements

Mr. Thompson confirmed that there are no walkway easements remaining to be obtained on Puffer Lane or Haynes Road.

Vandalism

Mr. Thompson confirmed that Chief Lombardi would be attending the League of Women Voters' meeting dealing with vandalism to be held on Thursday, May 1 at 8:00 p.m. in the lower Town Hall.

Request to Exhibit the late Florence Hosmer's Paintings

Mr. Thompson informed the Board of the unanimous vote of the Historical Commission not to allow the exhibition of the late Florence Hosmer's paintings, in the upcoming Art Exhibit May 13-22, as requested in a communication dated March 28, 1980, from the Office of Cultural Affairs. Mr. Thompson stated that Mr. John Powers of the Historical Commission also informed him that the Commission will forward a letter of recommendation for the appointment of Town Historian(s).

Chairman Murray recessed the meeting at 8:25 p.m.; the meeting was called back to order at 8:40 p.m.

Meeting with Representative of Metropolitan Area Planning Council

Present: John C. Cutting, Planning Board; Judith A. Cope, Chairman, and Rebecca Ritchie, Conservation Commission.

Chairman Murray welcomed Mr. Thomas Conroy, Principal Planner of the Metropolitan Area Planning Council (MAPC).

Executive Secretary Richard E. Thompson referenced a communication to MAPC Designee, Joan Irish, from Mr. Conroy dated April 10, 1980, indicating that he had requested a meeting in Sudbury to discuss issues of common interest to both the Town and the MAPC. Those noted were: 1) the MDC's proposed diversion of water from the Sudbury Reservoir; 2) Route 20 widening; 3) housing issues; and 4) Proposed Sudbury-Wayland Septage Treatment Plant.

Mr. Conroy thanked the Selectmen for their time this evening; he explained that Mr. Donald E. Megathlin is the new Executive Director of the MAPC and that he had requested the various MAPC representatives to meet with the area towns (approximately 100 in all) relative to their concerns and priorities, in conjunction with MAPC planning. Mr. Conroy stated that his specialty is water resources/supplies; that another representative may be able to discuss in more detail any housing questions/issues.

Mr. Conroy stated that the MAPC's most recent involvement with the Town of Sudbury had been the Sudbury Reservoir issue; he asked what the Selectmen would like to have the MAPC involved with in Sudbury over the next 2-3 years.

Chairman Murray stated that he felt the housing issue was one of the major concerns. Mr. Conroy stated that Wendy Plotkin of the MAPC office would be in contact with the Selectmen's office to discuss this matter further.

Selectman Cossart commented on the fact that architects (McNeil & Associates), retained by the Sudbury Non-Profit Housing Corporation, have applications to the local Board of Appeals for a "conditional comprehensive permit" whereby the architects would include conditions of their own for a multi-moderate income housing project, and Selectman Cossart suggested discussing with the Planning Board, the Board of Health and the Conservation Commission the types of conditions they feel should be on this type of permit, if granted.

Responding to Selectman Cossart, relative to a septage preventive maintenance study by the MAPC, Mr. Conroy explained that the MAPC had received a small grant from the Environmental Protection Agency (EPA) to include six communities in a septic sludge maintenance program in the amount of \$23,000, and that the MAPC is working with these communities (Wayland, Sudbury, Weston, Holliston, Acton and Littleton) through the Boards of Health, in most cases, in developing their recommendations in this area. Mr. Conroy stated that funds would be distributed according to need. (Mr. Conroy explained some of the ways the MAPC can assist communities.)

Mr. Thompson stated that Dr. William W. Cooper of the Operational Review Committee would be able to answer any questions Mr. Conroy may have regarding the Town's funding of the Wayland-Sudbury Septage Disposal Facility.

In answer to Judith Cope, Chairman of the Conservation Commission, Mr. Conroy stated that through this grant the MAPC plans to produce a brochure on preventative maintenance of septic systems that will be useful to homeowners.

John Cutting of the Planning Board stated that their concerns lie mostly in the area of housing issues - how the Town can accommodate increased housing without ruining all of its resources.

Responding to Mr. Cutting, Mr. Conroy referenced publications available through the MAPC dealing with general growth of towns and water resources. Responding to Selectman Cossart, Mr. Conroy stated that the publications deal only with surface and non-drinking water.

Mr. Conroy requested a copy of the Planning Board's latest model of a cluster zoning bylaw.

Responding to comments by Ms. Rebecca Ritchie of the Conservation Commission, Mr. Conroy commented on MAPC's involvement with the Federal "208" Water Quality Study and stated that it appears implementation of the same has low priority by the federal government.

Relative to the MDC's proposed diversion of water from the Sudbury Reservoir, Mr. Conroy stated that the MAPC has recommended that there be a representative from the towns involved, who would evaluate and monitor any withdrawals.

Mr. Thompson stated that the MAPC has been consistent in the past supporting the Town's position on diverting Sudbury River water, and expressed his hope that it will continue to be supportive in the future.

Chairman Murray thanked Mr. Conroy for his attendance tonight.

Current Items of Interest Continued

(Chairman Murray not present)

Civil Service Eligibility List - Sergeant Exam Results

The Selectmen requested the Executive Secretary to obtain an unofficial copy of the Civil Service Sergeant Eligibility List for the files.

Status of Minutes Records

Selectman Cossart noted receipt of a communication dated April 25, 1980, from Administrative Secretary Janet Silva relative to the status of the minutes records.

Berm Around Town Common

Mr. Thompson informed the Board of a request by the Highway Department to construct a berm around the Town Common because the southwesterly side is washing out, and the recommendation that this work be done prior to Memorial Day.

The Selectmen directed the Executive Secretary to let them know how much this would cost. Selectman Donald suggested that the Historic Districts Commission be consulted before proceeding.

Collective Bargaining

The Board tabled collective bargaining, until its May 5th meeting, scheduled for Executive Session this evening, in view of the fact that Selectman Murray excused himself from the meeting earlier due to a personal family illness.

There being no further business to come before the Board, the meeting was adjourned at 9:45 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk