

IN BOARD OF SELECTMEN
MONDAY, DECEMBER 8, 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 7:30 p.m. by Chairman John E. Murray.

Bid for Gasoline Supply for 1981

Present: Fire Chief Josiah F. Frost.

Relative to accepting the only bid for supplying gasoline to the Town for 1981 submitted by Concord Oil Co., Inc., under bid date of November 28, 1980, Chief Frost expressed his concern that Concord Oil's trucks are metered when loaded but not when the oil is pumped into our tanks. This situation is more acceptable when a fireman, or other Town employee, is present to do a stick reading in our tanks, but this is not always possible, i.e., night deliveries. Also, this is not a very accurate system. The Chief pointed out that the specifications dated November 13, 1980, require metered deliveries.

Responding to the Selectmen, Executive Secretary Richard E. Thompson stated that seventeen invitations to bid and specifications had been sent out, and that our current prices as of November 20 under our present supplier, Belcher, N.E. (Union Petroleum), are \$1.16/gallon for unleaded and \$1.04/gallon for regular gasoline.

Assistant Town Counsel Thomas M. French confirmed that the Town can continue with our present supplier, from whom we receive our federal allotment and who is, therefore, obligated to continue to supply us. Selectman Cossart commented that in this situation there would be less control regarding prices.

Following further discussion, it was on motion by Chairman Murray unanimously

VOTED: To reject a bid submitted by Concord Oil Co., Inc., under the bid opening date of November 28, 1980, to supply gasoline to the Town for the calendar year 1981 because it does not comply with bid specifications dated November 13, 1980.

It was the consensus of the Board to rebid.

Italian Earthquake Fund

The Selectmen acknowledged receipt of a communication dated December 3, 1980, from Ambassador John A. Volpe, Chairman of the Governor's Italian Earthquake Fund, and requested the reporters from THE MIDDLESEX NEWS and the TOWN CRIER, who were present, to publicize the same.

Reclassification and Revaluation

Present: John H. Wilson, Town Accountant.

Executive Secretary Richard E. Thompson stated that the State had accepted the new classification figures submitted to them under the Town's recent revaluation/reclassification and set the minimum residential factor which might be adopted for the two fiscal years, 1981 and 1982.

Town Accountant John H. Wilson discussed with the Board the impact of classification (setting a residential factor) on our tax rates for 1) residential properties and 2) commercial, industrial, and personal properties.

Mr. Wilson submitted to the Board a list of randomly selected industrial and commercial properties showing comparisons of 1980 and 1981 assessments and tax rates (and total taxes) - the new (1981) tax rate for commercial and industrial properties being figured at \$36 (and residential to be at \$27).

During discussion, the Selectmen requested Mr. Wilson to re-figure the taxes for these commercial and industrial properties at the 1.5% maximum (approximate \$39 tax rate). Later in the evening, Mr. Wilson re-submitted the new figures.

Following review, it was on motion unanimously

VOTED: To set the Classification Tax Allocation for Sudbury for Fiscal Year 1981 and Fiscal Year 1982 using the maximum share percentage levy of 150% for Commercial, Industrial, and Personal Property Classes, thus selecting a Residential Factor of 92.6644.

Mr. Wilson was directed to prepare the Classification forms required by the State Department of Revenue in accordance with the above vote, to be signed by the Selectmen and the Board of Assessors tomorrow.

Site Plan 80-225 - S. E. Grande, Jr., 56 Union Avenue

Present: Building Inspector Joseph E. Scammon; Stephen E. Grande, Jr., and Orlando Grande, applicants.

In accordance with Article IX, Section V, Paragraph A of the Sudbury Bylaws, the Board considered site plan application #80-225 of Stephen E. Grande, Jr., Granco Realty Trust, for property located at 56 Union Avenue, Sudbury, for a building addition and additional parking.

Executive Secretary Richard E. Thompson reported that all appropriate abutters and Town officials had been notified, and that the following communications had been received:

- from the Building Inspector dated November 17, 1980, recommending approval;
- from the Board of Health dated November 20, 1980, recommending approval;
- from the Planning Board dated December 4, 1980, recommending conditional approval;
- from the Conservation Commission dated December 3, 1980, indicating no concern; and
- from the Sign Review Board, dated November 26, 1980, indicating no recommendations at this time.

Building Inspector Joseph E. Scammon was present and displayed the site plan. Mr. Stephen Grande, Jr., explained the changes being requested which are to raise the roof on a portion of the building in the loft area, and to increase the parking by forty-three spaces.

Selectman Cossart expressed his opinion that, although he was not opposed to the site plan application, he did have some concerns regarding the landscaping and the placement of the parking. Selectman Cossart referenced the Planning Board's comments of December 4th regarding the inclusion on the plan of number of required parking spaces per square foot of floor space, and commented that he was surprised that the Planning Board had not been more specific about landscaping requirements.

Following discussion it was on motion by Chairman Murray unanimously

VOTED: To approve site plan application #80-225 of Stephen E. Grande, Jr., Granco Realty Trust, for property located at 56 Union Avenue, Sudbury, as shown on a plan by John L. Reutlinger, Architect, dated October 28, 1980, subject to the addition of landscaping notes on the plan, as well as the formula for site plan parking requirements.

Meeting with Conservation Commission - Land Management

Present: Chairman Joan C. Irish, and Richard O. Bell, Conservation Commission.

The Board acknowledged receipt of the Conservation Commission's annual reports on use and management of the Parkinson Land and Raymond Land, both dated November 30, 1980.

Relative to the Parkinson Land Report, Chairman Joan Irish and Richard Bell of the Conservation Commission indicated that the Commission plans to move the Community Gardens to this site, since its present location at Lincoln Meadows has proven to be unsuitable due to its close proximity to the High School and because it seems to be a popular gathering spot for teenagers. Regarding access to the Parkinson Land, on the recommendation of the Chairman, the Executive Secretary was directed to consult with the owners of Ti-Sales regarding use of the common driveway. Selectman Cossart pointed out that the Town does have its own access to the Parkinson Land. Mr. Thompson agreed but stated that it probably is not in as good a condition as the other road. Mrs. Irish stated that Ti-Sales had expressed some concerns to her, rather informally, regarding the anticipated additional traffic and vandalism in this area if Community Gardens were moved to the Parkinson Land. Selectman Cossart added that he felt there could also be problems with destruction to the gardens at the Parkinson Land as well, due to the dirt and horse trails being located there.

Executive Secretary Richard E. Thompson referenced a communication dated September 5, 1980, from the Conservation Commission expressing some interest in Tax Possession parcel 187, Lot 9 on Maynard Road, in addition to Parcels 183, 185 and 186, and commenting on certain other parcels; i.e., T. P. parcel #149, for possible use by Park and Recreation; T. P. parcels 175-182, for possible use by Water District.

Following discussion, the Board directed the Executive Secretary to forward a copy of the Conservation Commission's communication of September 5, 1980, to the Water District and request a formal response from them regarding possible interest in T. P. parcels 175-182. There was a concurrence that the Park and Recreation Commission should not be asked to consider adding T. P. parcel 149 to the abutting school property (Horse Pond Road school) because of the situation the School Department is in with the closing of schools and this would more appropriately be addressed in the future pending the outcome on the ultimate use of the school.

It was on motion unanimously

VOTED: To assign the management of Tax Possession parcel 187, Lot 9, Maynard Road to the Conservation Commission, as an addition to the Parkinson Land, which it abuts.

It was further on motion unanimously

VOTED: To extend the assignment (voted October 20, 1975) of management of approximately 38 acres on the easterly side of Raymond Road to the Conservation Commission to October 20, 1981, in order to coincide with the expiration of the assignment of the Raymond Land on the westerly side.

And it was further

VOTED: To accept the land management reports for the Parkinson Land and the Raymond Land, both dated November 30, 1980, from the Conservation Commission.

Meeting with Park and Recreation Commission

Present: Chairman Oscar W. Harrell and Donald R. Soule, Park and Recreation Commission.

Relative to Tax Possession parcels, Executive Secretary Richard E. Thompson explained the earlier discussion with the Conservation Commission and stated that they did not feel the Park and Recreation should address jurisdiction of parcel 149, as suggested under date of September 5, 1980, by the Conservation Commission, until the Town Facilities Committee has finished their task of researching use for excessed school and/or Town buildings.

Chairman Oscar Harrell of the Park and Recreation Commission stated that the Commission is faced with continuing vandalism on the Raymond Land. The most recent incident involved more damage to the judges stand, which the Commission had planned to move to the Stone property where they are presently leasing a horse rink.

There was also some discussion relative to the tennis courts at the Haskell Land, during which Selectman Donald suggested that the courts be locked after dark, and possibly unlocked by the Police during morning rounds. The Commission agreed to look into this matter further and report back to the Board.

At the conclusion of discussion it was on motion unanimously

VOTED: To accept the land management reports from the Park and Recreation Commission for the Haskell Land, Heritage Park and the Raymond Land, received under cover letter dated December 1, 1980.

And it was further on motion unanimously

VOTED: To assign the management of the Raymond Land parcels (approximately 18 and 3.9 acres, as shown on a plan entitled "Proposed Land Allocation - Raymond Road", dated October 3, 1975) on the easterly side of Raymond Road to the Park and Recreation Commission, for a 3-year period commencing October 20, 1980, extending the vote of the board of Selectmen of October 20, 1975 on the same subject.

Goodnow Library Trust Funds Income Account Transfer

It was on motion by Chairman Murray unanimously

VOTED: To approve, as co-trustees of Town donations under the provisions of Chapter 180 of the Acts of 1911, in accordance with a request dated November 28, 1980, from Goodnow Library Trustees Chairman Carol Hull, the transfer of \$685 from the Goodnow Library Trust Funds Income Account into a special account to be established by the Town Accountant to facilitate the final expenditure of monies relating to a Massachusetts Board of Library Commissioners grant for "Special Programming for Children - Grades 4-8"; said special account to be reimbursed from the grant and to be then closed out by transfer back into the Goodnow Library Trust Funds Income Account.

Consideration of New Vehicle - Police Department

The Board acknowledged receipt of a communication dated December 2, 1980, from Police Chief Nicholas Lombardi relative to damages to Car #2 and recommending replacement of the vehicle rather than repairing it.

Following discussion it was on motion by Selectman Donald unanimously

VOTED: To authorize the disposal of the Police Department's damaged vehicle - car #2 - either by Public Auction or Sealed Bids, subject to confirmation by Town Counsel, and to combine monies from the sale and the insurance company to be applied towards a new purchase of a vehicle for the Police Department, in accordance with a request dated December 2, 1980, from the Police Chief.

Town Counsel stated that he would examine the bylaw as it pertains to disposal of Town property in excess of \$1,000 by sealed bids and/or public auction, and so advise the Board.

Mr. Thompson stated that he would confirm the value of the damaged vehicle for sale purposes.

Town Report - Schedule K of Town Accountant's Budget

Following a brief discussion, it was on motion by Selectman Donald unanimously

VOTED: To eliminate the financial data listed in Schedule K of the Town Accountant's Annual Budget from the Town Report to reduce the number of pages in the Town Report, since the information required by statute in Schedule K is published in both the Annual Town Meeting Warrant and the Town Meeting Proceedings.

Engineering Department 1981-82 Operating Budget

Present: James V. Merloni, Town Engineer.

Executive Secretary Richard E. Thompson explained the suggested form (showing where cuts have been made for meeting Proposition 2½) to be used when submitting budgets to the Finance Committee and upon concurrence of the Board, the Town Engineer was requested to submit his budget in the stated form to the Finance Committee.

The Board then reviewed the Town Engineer's budget, which Mr. Merloni explained, indicating various cuts to accommodate the 11% reduction over last year's budget, as requested by the Finance Committee.

Some of the cutbacks in the Town Engineer's budget were:

- under salaries, the elimination of -14 Temporary Aides, the E-3 position, hourly cutback to 20 hours (clerical), and -12 Overtime account--for a total cutback of \$31,937;
- under General Expenses -21, a total cutback of \$1,700 in various line items;
- under Equipment Maintenance, a total cutback of \$1,100.

Responding to Selectman Cossart, the Town Engineer stated that his total reduced budget was figured at \$123,696, in accordance with the Town Accountant's initial recommendation, and that he does have some leeway - the latest budget estimate to meet Proposition 2 1/2 being \$126,649. During discussion the consensus was for the Town Engineer to apply the difference (\$2,953), or part of it, to the overtime/extra hire -12 account.

Mr. Merloni stated that the above cutbacks would create a considerable hardship on his department, and that his staff will have to operate in dual capacities; Mr. Merloni commented that cuts should be consistent among all departments. Selectman Cossart assured him that they would be, with the exception of those departments where expenses are so fixed, such as in the Town Treasurer's office.

Mr. Merloni stated that he would like to inform his employees of the department's scheduled cutbacks as soon as they become official, so that those employees involved can begin looking for new jobs. Also, Mr. Merloni stated that he would submit his budget to the Finance Committee, in the recommended form. The Selectmen reminded Mr. Merloni that his budget under consideration does not take effect until July 1, 1981 and that Town Meeting action and possible State legislative action relative to Proposition 2 1/2 might alter things.

Town Facilities Committee

On the question of finalizing the name, appointment, and charge for the so-called Town Facilities Committee, it was on motion by Chairman Murray unanimously

VOTED: To establish the name of the committee as the Town Facilities Committee and to appoint the following individuals to serve on said committee:

- Selectman John E. Murray
- Jonathan J. Sirota, Sudbury School Committee
- Myron J. Fox, Board of Appeals
- Dan A. Woolley, Permanent Building Committee
- Albert S. Feinberg, Sudbury Housing Authority
- Joseph J. Slomski, Finance Committee
- Edward L. Glazer, 12 Hop Brook Lane

The Executive Secretary was directed to draft/prepare a charge for the Board's review, in accordance with a discussion paper he had previously submitted to the Board under date of October 31, 1980.

Accept Donation

It was on motion by Selectman Donald unanimously

VOTED: To accept, on behalf of the Town, a donation of \$35 from Guy L. Dietrich, American Legion Post Chaplain, for Town Centre Christmas decorations.

Hosmer Memorial Fund Donations

It was on motion unanimously

VOTED: To accept, on behalf of the Town, two checks totaling \$45, listed in a communication from the Town Treasurer, dated November 28, 1980, to be deposited to the Edwin Barrett Hosmer Memorial Fund.

Executive Secretary Richard E. Thompson stated that the balance in the Hosmer account is approximately \$3,000.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Town Fathers Forum of November 24, 1980, as amended, and the minutes of the Regular and Executive Sessions of December 1, 1980, as drafted.

Current Items of Interest

Fund for Teen Center

At the request of Selectman Donald, Mr. Thompson indicated that it would be possible to set up a fund for the teen center whereby contributions could be made through the Town Treasurer's office, and that he would speak to Mr. Hamilton about it. Chairman Murray directed the Executive Secretary to schedule the use of the billboards at the North and South Fire Stations to advertise the same.

Stop Sign at Intersection of Morse, Marlboro and Mossman Roads

Responding to Selectman Donald, Mr. Thompson stated that the approval for stop signs at the intersection of Morse, Marlboro and Mossman Roads had just been received from the State, and that these stop signs would become effective following advertisement and placement, which will take place as soon as possible.

Revenue Sharing

It was on motion by Selectman Cossart unanimously

VOTED: To authorize the Chairman of the Board of Selectmen to sign, on behalf of the Town of Sudbury, a commitment to the Federal Treasury Department to comply with the requirements of the Revenue Sharing Act 31 U.S.Code Section 1221.

Citizens Petition(s) - Revaluation/Reclassification

Selectman Cossart suggested that the Executive Secretary check with the Assessors to learn whether or not one or more petitions had been forwarded to them. Selectman Cossart stated that he understood two petitions were being circulated, one directed toward a neighborhood that still feels inequities remain in the revaluation/reclassification, and the other regarding the lack of response on the part of the assessors to requests and concerns by property owners.

Amend Bylaws, Art. V,3-Public Safety, Dog Fines

The Board reviewed a copy of a 1981 Town Meeting Article pertaining to the receipt of dog fines, drafted by Town Counsel. Selectman Cossart inquired whether the article could be broadened to allow the dog fines to be retained by the Dog Officer as part of her salary, along with compensation for care of dogs, vehicle costs, etc. In conclusion, the Selectmen directed the Executive Secretary to discuss the article further with Town Counsel for final resolution of the wording, and legalities of changing our present procedure of collecting fines and applying them to the salary of the Dog Officer.

MDC's Sudbury Water Diversion

Mr. Thompson reported that Ms. Rebecca Ritchie of the Conservation Commission recommends Mr. Place of the Engineering Department attend, on behalf of the Town, the MDC's long range daytime planning meetings relative to the Sudbury River Water Diversion. Ms. Ritchie is willing to be the alternate designee. The Board concurred. Mr. Thompson stated that he would respond formally to the Secretary of the MDC Water Diversion Group.

Finance Committee Budget Presentation

The Board directed the Executive Secretary to follow-up with the Finance Committee a possible change in procedure for presenting budgets to the Town Meeting. The new procedure would provide for presentation/discussion of the entire budget prior to voting on each individual budget, to get a better picture of the relationship of individual budgets to the whole budget under Proposition 2 1/2.

Holiday Gifts from Discretionary Fund

Following reference to a reply from Director June Grace of the Sudbury Public Health Nursing Association (SPHNA) - telephone conversation on December 5th - confirming the Framingham Welfare office's recommendations to grant holiday gifts of money from the Town's Discretionary Fund to certain individuals/families, it was on motion by Chairman Murray unanimously

VOTED: To authorize holiday gifts of money, each in the amount of \$100, from the Discretionary Fund to one further recommendation made by SPHNA on December 5, and to five individuals/families listed as the neediest as recommended by the Framingham Welfare office, subject to final confirmation by SPHNA of one individual.

Attest:

Richard E. Thompson
Executive Secretary-Clerk