

IN BOARD OF SELECTMEN
MONDAY, JUNE 23, 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.

John Rankin, Sudbury Realtor

Mr. John Rankin, Sudbury Realtor, stated his reason for coming before the Board was to supply copies of the Housing Task Force Report prepared by the Greater Boston Real Estate Board, dealing with housing problems in the State of Massachusetts.

Following a brief discussion, Chairman Murray thanked Mr. Rankin for coming tonight.

Sanitary Landfill Matters

Present: Robert A. Noyes, Highway Surveyor.

Following discussion with the Highway Surveyor, it was on motion by Selectman Donald unanimously

VOTED: To accept the Sanitary Landfill Agent's annual report dated June 17, 1980, and to authorize the Sanitary Landfill Agent/Highway Surveyor to use the Sand Hill site situated on the northerly side of the Boston Post Road for operation of a sanitary landfill, as a source of gravel for road construction and sand for road sanding, and for brush and stump disposal, in accordance with plans: 1 & 2) dated June 27, 1979, Existing Site and Fourth Year Plan, showing current disposal area, and 3) Fifth Year Plan, showing proposed 1981 disposal area, and subject to approval by the Board of Health; and to further authorize the use of a portion of the southeast quadrant for the Wayland/Sudbury Septage Disposal Facility; said uses subject to renewal on or before July 1, 1981.

During discussion, and review of the above-mentioned plans with the Highway Surveyor, the Selectmen requested that Mr. Noyes conduct the necessary tests relative to Sudbury's joint venture with Framingham for use of the landfill, and report back to the Board of Selectmen by the middle of September.

Mossman Road Walkway - Special Town Meeting Article 11

Present: Robert A. Noyes, Highway Surveyor.

Executive Secretary Richard E. Thompson referenced a communication dated June 10, 1980, from James Merloni, Town Engineer, furnishing a revised cost estimate for completion of the Mossman Road walkway - Special Town Meeting article 11.

Responding to Chairman Murray, Highway Surveyor Robert A. Noyes stated that he has had several refusals to grant easements from abutters along Mossman Road from Marlboro Road to Willis Road, and that it will be difficult to obtain

easements between Willis Road and Route 117 because of the close proximity of the homes to the road. Mr. Noyes stated that, because of this, the walkway will need to cross the road more than once. Mr. Noyes showed the Selectmen a plan of Mossman Road showing the proposed walkway and stated that his recommendation is to use funds appropriated at the 1980 Annual Town Meeting (\$600,000 for Mossman Road walkway) and begin the walkway at Farm Lane and continue westerly/northwesterly, as far as possible. This will result in a walkway which does not attach to the existing walkway, beginning on Marlboro Road at the end of Morse, and will end somewhere along Mossman Road, but not necessarily at the end.

Mr. Noyes further stated that the proponents of the Mossman Road walkway want to add to the 1980 ATM appropriation, the appropriation from Article 11 of the June 24, 1980, Special Town Meeting, if passed, and complete the entire walkway this year. Mr. Noyes stated that he did not feel that the walkway could be completed this year unless we had all the easements along Mossman Road in hand right now, but stated that we could go out for bid on the portion he is recommending (between Ledge and Willis, or beyond) and have it completed this year.

Following discussion it was on motion by Chairman Murray unanimously

VOTED: Not to support Article 11 of the June 24, 1980, Special Town Meeting - Mossman Road Walkway - based on the Highway Surveyor's information that it will be difficult to obtain the necessary easements and that the entire walkway cannot be completed this fiscal year.

Walkway Easement - Haynes Road

Present: Robert A. Noyes, Highway Surveyor.

Executive Secretary Richard E. Thompson stated this easement on Haynes Road, from the Eatons, is to accommodate the extension of the Haynes Road walkway around the corner for a family with a deaf child.

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

VOTED: To accept, on behalf of the Town, a walkway easement from Chandler S. and Claire D. Eaton, Haynes Road, dated June 11, 1980, as shown on a plan entitled "Compiled Plan of Land in Sudbury, Massachusetts, showing Walkway Easement, Haynes Road", dated May 2, 1980.

Unlicensed Dogs - 1980

Executive Secretary Richard E. Thompson reported that there are 966 unlicensed dogs or 832 owners of unlicensed dogs as of June 23, 1980 and that approximately 2,200 dogs are licensed each year in Town. This information was received in a report from the Town Clerk dated June 23, 1980.

Mr. Thompson pointed out that last year following notification to owners of unlicensed dogs that legal action would be taken if dogs were not licensed, the list of unlicensed dogs had been reduced by approximately 50%.

On the recommendation of the Executive Secretary that the same tactic be repeated, it was on motion by Chairman Murray unanimously

VOTED: To direct the Executive Secretary to proceed with notification to the owners of unlicensed dogs for 1980 that legal action will be pursued in the Framingham District Court if dogs are not licensed; and further, to direct the Executive Secretary to give the Board a progress report some time in September.

The Board agreed not to sign and submit the warrant to the Dog Officer at the present time.

Special Town Meeting Articles 5, 6 & 7 - Reconsideration of Board's Position

Article 5 - Energy Audit

Following discussion, the Board concurred to support Article 5 - Energy Audit - in the amount of \$62,200 which will allow implementation of some low cost energy measures.

Articles 6 & 7

Following discussion, the Board concurred not to support Articles 6 and 7 - Fairbank and Horse Pond School Roofs - based on the School Committee's indecision as to the use of these buildings.

Chairman Murray stated that he had spoken to Edward Glazer, who is willing to work on a committee to look into all excess buildings in Town and the possible use of any excess space by local industries, groups, etc. The Selectmen agreed that a committee should be formed immediately.

The Selectmen amended and approved a draft of a report to be read by the Chairman at the Special Town Meeting relative to Articles 6 & 7.

Assignment of Articles

After review and discussion the following assignments for the Selectmen of Special Town Meeting articles were agreed upon:

Chairman Murray will make the motions on Articles 1, 6, 7, - Oil Leak Cleanup, Fairbank School Roof, and Horse Pond School Roof, respectively.

Selectman Cossart will make the motion on Article 10.

The Selectmen also agreed as to which of them would speak, on behalf of the Board, on each article, as required.

Lincoln-Sudbury Regional High School - Excess Space

Present: Alan H. Grathwohl, Chairman and Richard F. Brooks, Lincoln-Sudbury Regional School District Committee (LSRSDC).

Executive Secretary Richard E. Thompson reported that there has been no official response to a communication dated June 13, 1980, to all Town Boards and Committees, sent by the Selectmen following receipt of a May 28, 1980, communication from Superintendent David L. Levington questioning any possible public use of the Lincoln-Sudbury High School's excess space.

Chairman Murray stated that he had a verbal request from the Park and Recreation Commission regarding the need for storage space for equipment, and directed the Executive Secretary to speak to Jack Braim, Park and Recreation Superintendent, and communicate his needs to the LSRSDC/Superintendent Levington.

Other than this one request of the Park and Recreation Department, the Executive Secretary was asked to respond to Superintendent Levington that there is no immediate public need for the Regional High School's excess space.

The Board acknowledged receipt of a communication dated June 12, 1980, from Superintendent David L. Levington requesting waiver of fee and scale/plan requirements for submission of a site plan by the LSRSDC.

The Board reviewed the site plan submitted with the scale of 1"=40' with the members of the LSRSDC who were present. The Selectmen requested that the site plan be clearly marked according to location of various buildings, rooms, etc., and also titled and dated.

Following discussion, during which Mr. Brooks explained that before doing any additional work on this plan for submission to the Board of Appeals, the LSRSDC is requesting authorization from the Selectmen to use this plan - scale 1"=40'.

Mr. Thompson pointed out that Building Inspector Joseph E. Scammon recommends waiving the scale.

Following further discussion it was on motion by Selectman Donald unanimously VOTED: To grant special permission to the Lincoln-Sudbury Regional School District Committee to submit a site plan application using a scale of 1"=40', rather than the required 1"=20'.

And it was further on motion by Selectman Cossart unanimously VOTED: To not waive the fee of \$50 for site plan application submission by the Lincoln-Sudbury Regional School District Committee, as requested in a communication dated June 12, 1980 from Superintendent David L. Levington, since there are certain technical and administrative costs associated with the application and covered by the fee.

Coatings Engineering

Present: Judith A. Cope, Chairman and Joan C. Irish, Conservation Commission.

Executive Secretary Richard E. Thompson noted receipt of the following responses to a communication dated June 13, 1980, from the Chairman of the Conservation Commission, Judith A. Cope, relative to the operations of Coatings Engineering Corporation:

- from Town Counsel Paul L. Kenny dated June 18, 1980;
 - from John C. Cutting, Chairman of the Planning Board dated June 19, 1980;
 - a verbal response on June 23, 1980, from the Building Inspector;
 - verbal comments on June 17, 1980, from Health Director James V. Sullivan;
- and
- a copy of the communication to the DEQE dated June 20, 1980, from Thomas G. Craig, General Manager of Coatings.

Selectman Cossart briefly explained the communications between the involved parties and called attention to the schedule of work required to correct the conditions (noted in a letter of May 22 to Coatings from the DEQE) in the above-mentioned letter to the DEQE from Coatings. Selectman Cossart stated that the Selectmen, the General Manager of Coatings, Town Counsel, and the various Town Boards - the Board of Health, the Water District, and the Conservation Commission - should meet with a representative of the DEQE in an effort to work toward a solution to these problems. The Selectmen agreed, and, on the recommendation of Town Counsel, directed the Executive Secretary to notify the appropriate Boards to come prepared to that meeting with any public complaints and/or their concerns and questions for the DEQE with the hope of getting some answers at that time to resolve the problems. Selectman Cossart later suggested meeting with Mr. Craig on a regular basis.

Chairman of the Conservation Commission, Judith A. Cope, stated that the related problems of air, water, and visible storage in back of the Coatings building, come up repeatedly and expressed frustration regarding the lack of results from the DPW, DEQE and the EPA.

Richard F. Brooks, a Russet Lane resident and employee of the Sudbury Raytheon Company, talked about the severity of the problem - the noxious smell necessitating the evacuation of a laboratory at Raytheon because of the infestation of the fumes through the air conditioner. Mr. Brooks stated his opinion that the operations of Coatings are totally against the Town's zoning bylaws.

Responding to Chairman Murray, as to whether or not Coatings is using P.V.C., Mr. Brooks stated that he had called the EPA, who stated that, although Coatings is using P.V.C., it is not toxic. Mr. Brooks questioned that response from the EPA.

Chairman Murray stated that he would like to know exactly what Coatings is doing; Town Counsel stated that in court, a representative of Coatings had stated they have a confidential process and the judge believed them! Mr. Thompson pointed out that since then, Coatings has a new Manager, Mr. Craig, who is more cooperative.

It was also pointed out that Coatings required a 24-hour notice before allowing any investigation; Mr. Brooks stated that, following the incident on July 12, 1980, which affected Raytheon employees, there was no smoke at all coming out of the stacks!

At the conclusion of discussion, Selectman Cossart reviewed that a letter would be sent to all Boards requesting their input, and a meeting would be scheduled with the DEQE.

State Council on Arts and Humanities Contract and Documents

It was on motion by Selectman Cossart unanimously

VOTED: To confirm the Board's vote of June 11, 1980, authorizing the Executive Secretary, Richard E. Thompson, to sign a non-matching, technical assistance contract and documents related thereto with the Commonwealth of Massachusetts Council on the Arts and Humanities, to reimburse the fees of Mary Kay Hoffman in an amount not to exceed \$300.

Fire Department Bid to Continental Fire Truck, Inc.

It was on motion by Selectman Cossart unanimously

VOTED: To confirm the Board's vote of June 12, 1980, to accept the bid of Continental Fire Truck, Inc., 88 Elm Street, Hopkinton, to furnish and install a rebuilt diesel engine and provide related work, including power steering installation, in accordance with the specifications for this bid and their bid proposal dated May 22, 1980, in the total amount of \$11,992, to be delivered and invoiced not before July 1, 1980.

Expenditure for Installation of Revolutionary War Cemetery Plaque

Executive Secretary Richard E. Thompson explained that a further expenditure is necessary for the installation of the Revolutionary War Cemetery plaque due to the unexpected poor condition of the plaque. Mr. Thompson noted that approximately \$300 will be offset in the future by donations.

It was on motion by Selectman Donald unanimously

VOTED: To authorize the required \$207.57 further expenditure for the installation of the Revolutionary War Cemetery plaque, from the Sale of Cemetery Lots Account.

Responding to Selectman Cossart, Mr. Thompson credited the Engineering Department, and especially a former employee of the Engineering Department, for instigating and carrying out this worthwhile project. Selectman Cossart suggested that, to avoid any unnecessary damage to the plaque, it should be raised to a vertical position as soon as possible. Mr. Thompson stated that he would speak to Mr. Jack Braim, Park and Recreation Superintendent, about the possibility of doing that, and report back to the Board.

Appointments

Memorial Day Committee

On the verbal recommendation of William Burns, Chairman of the Memorial Day Committee, it was on motion by Selectman Donald unanimously

VOTED: To appoint Thomas F. McDonough of 414 Concord Road to the Memorial Day Committee to fill the remaining vacancy, for a term to expire April 30, 1982.

Permanent Building Committee

Because John L. Reutlinger had verbally declined his April 28, 1980, reappointment to the Permanent Building Committee, it was on motion by Chairman Murray unanimously

VOTED: To appoint former committee member James F. Goodman to the Permanent Building Committee, for a term to expire April 30, 1983.

Minutes

It was on motion by Selectman Cossart unanimously

VOTED: To approve the minutes of the Town Fathers Forum of May 27, 1980, and the Executive Session of June 9, 1980, both as drafted; and the minutes of the Regular Session of June 9, 1980, as amended.

Bond Anticipation Notes

It was on motion by Chairman Murray unanimously

VOTED: To approve a request dated June 20, 1980, from the Town Treasurer to borrow \$200,000 in Bond Anticipation Notes, effective in July and due in January, 1981, for initial funding of Articles 25 and 26 of the 1980 Annual Town Meeting dealing with the Police Station Addition and land acquisition.

Chairman Murray requested the Executive Secretary to try and obtain a construction schedule for the police station addition and report back to the Board.

Current Items of Interest

Longfellow Glen, Boston Post Road

Selectman Cossart gave the other members of the Board of Selectmen a copy of a letter (dated June 23, 1980), which he wrote but had not yet sent, to Myron J. Fox, Chairman of the Board of Appeals, summarizing his concerns for further consideration by the Board of Appeals during its deliberations on the issuance of a comprehensive permit to McNeil Associates for a proposed 140-unit housing project - Longfellow Glen on the Boston Post Road.

Selectman Murray commented that the Board of Selectmen has taken an official position - that they do not support the site based on various concerns; namely, traffic, drainage, and sewage - but that they do agree that there are housing needs in the

Town which should be addressed. Chairman Murray stated his concurrence with Selectman Cossart's point of view, as stated in his letter to the Board of Appeals, and encouraged Selectman Cossart to send the letter as an individual. Selectman Donald concurred.

Closing of Special Article Accounts

The Board reviewed a letter the Executive Secretary had sent to John H. Wilson, Town Accountant, requesting he close out the following special article accounts:

Nobscot Drains, ATM 1971 Art. 37: \$2500

Purchase Lord Land, ATM 1972, Art. 39: \$2600

Light Duty - Fire Department

The Board briefly discussed a letter dated June 9, 1980, from Fire Chief Josiah F. Frost regarding the issue of Light Duty and took the matter under advisement.

There being no further business to come before the Board, the meeting was adjourned at 9:55 p.m.

Attest: _____

Richard E. Thompson
Executive Secretary-Clerk